

**MINUTES
MEETING OF THE BOARD OF COMMISSIONERS
CITY OF DOUGLAS
APRIL 27, 2009**

A Regular Meeting of the Board of Commissioners was held on Monday, April 27, 2009, at 7:05P.M. in the Council Chambers of City Hall with Mayor Jackie L. Wilson presiding and Mayor Pro Tem Ronnie Anderson, Commissioners Johnnie Lee Roper, Robert Moore, Dennis Josey, Marty Swain and Olivia Pearson present.

MEETING CALLED TO ORDER

The meeting of the Board of Commissioners was called to order by Zack Wray, the winner of the 2009 "If I Were Mayor, I Would" essay contest.

INVOCATION

The invocation was given by Georgia Henderson, Central Services Director.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was led by Zack Wray, 6th Grader at Citizens Christian Academy.

MINUTE ADOPTION

The following minutes were unanimously approved:

**Work Session..... April 13, 2009
Commission Meeting.....April 13, 2009**

Mayor Pro Tem Ronnie Anderson made the motion for approval and Commissioner Olivia Pearson seconded the motion.

APPROVAL OF THE ORDER OF THE AGENDA

The Commission unanimously approved to accept the order of the agenda.

Commissioner Bob Moore made the motion for approval and Commissioner Marty Swain seconded the motion.

RECOGNITION OF THE WINNER OF THE "IF I WERE MAYOR, I WOULD" ESSAY CONTEST AND THE ART CONTEST WINNERS/GEORGIA

Georgia Henderson, Central Service Director, recognized the essay winner in the "If I Were Mayor, I would" contest for the 6th grade students of Coffee County. Zack Wray a sixth grader of Citizens Christian Academy was the first place winner. Zack Wray recited his essay to the Commission.

Mrs. Henderson also recognized the winners of the Art Contest. Winners represented grades 10-12th.

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**APPROVAL TO EXECUTE THE NATIONAL HISTORIC PRESERVATION
PROCLAMATION**

Upon recommendation from Dale Batten, Community Development, Director, the Commission approved that Mayor Wilson execute a Proclamation, proclaiming the entire month of May as National Historic Preservation Month to be observed within the City of Douglas. Preservation Month was designed through the National Trust for Historic Preservation and was first recognized in 1971. It was also designed to raise awareness about the power historic preservation has to protect and enhance our homes, neighborhoods and communities. It provides an opportunity to celebrate the diverse and unique heritage of our city, and enables all of us to become involved in the growing preservation movement.

Pattie Merritt, Main Street Coordinator presented the Proclamation and introduced the members of the Historic Preservation Committee members to the Commission.

Mayor Pro Tem Ronnie Anderson made a motion for approval and Commissioner Olivia Pearson seconded the motion.

ANNOUNCE AVAILABILITY OF 2009 JAG GRANT FOR PUBLIC REVIEW

Dale Batten, Community Development Director stated that authorization was received at the April 13th meeting the staff was authorized to submit the JAG on behalf of the Police Department for in-car video systems and laptop computers. One of the stipulations of the 2009 JAG grant is to publicly disclose that a copy of the grant is available for review for a thirty day period beginning tonight. A copy of the grant for public review is on file in the Grant Writers Office located in city hall.

No for this item was action taken.

APPROVAL OF KUBOTA OR EQUAL RTV UTILITY VEHICLE BID

Upon recommendation from Jerald Guthrie, Purchasing Director, the Commission approved the low bid for a new Kubota RTV Utility Vehicle, model RTV1100CW-A, from Batten Tractor, Inc. located in Douglas Georgia for a total of \$15,076.00.

Commissioner Marty Swain made a motion for approval and Commissioner Johnnie Lee Roper seconded the motion.

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CITY OF DOUGLAS
APRIL 27, 2009**

APPROVAL OF WATER/WASTEWATER MATERIALS BID

Upon recommendation from Jerald Guthrie, Purchasing Director, the Commission unanimously approved to accept the low bids for Water/Wastewater materials from the following vendors for a grand total of \$53,367.86 as follows:

| <u>Vendor:</u> | <u>Low Bid Group/Items:</u> | <u>Total Low Bids</u> |
|--------------------------|--|-----------------------|
| Coley | Group A& Group D-Item #12 | \$ 4,413.42 |
| Consolidated Pipe | Group D – Items #8, #9, & #13 | \$ 7,011.35 |
| Engineering & Equip. Co. | Group D – Items #6 & #16 | \$18,652.20 |
| Kendall Supply | Group B, Group C, and Group D- Items #2, #4, #5, #14, & #15 | \$20,695.00 |
| Lanier Municipal | Group D- Items #3, #7, & #11 | \$ 527.89 |
| Macon Supply | Group D- Items #1 & #10 | \$ 2,068.00 |

Commissioner Marty Swain made a motion for approval and Commissioner Olivia Pearson seconded the motion.

APPROVAL OF NEW TRACTOR AND SIDE MOWER BID

Upon recommendation from Jerald Guthrie, Purchasing Director, the Commission unanimously approved the low bid for one new John Deere 7130 tractor and side mower from Stafford Tractor Company, located in Douglas, Georgia for a grand total of \$98,847.44.

Commissioner Marty Swain made a motion for approval and Commissioner Olivia Pearson seconded the motion.

APPROVAL OF REINSTALLING SIGNS AT ENTRANCES TO CITY

Upon recommendation from Francis Lott, the Commission unanimously approved to reinstall signs that were inquired through donations from citizens to be erected at (6) entry ways of the city limits. These signs will emphasize that the City of Douglas values education.

Mayor Pro Tem Ronnie Anderson made a motion for approval and Commissioner Johnnie Lee Roper seconded the motion.

**APPROVAL OF COMMERCIAL CONTRACTORS/LANDSCAPE COMPANIES
TREE SURGEONS DISPOSAL OF LEAF/LIMB DEBRIS AT COMPOST SITE**

Upon recommendation from Anthony Kirkland, Public Works Department, the Commission approved to provide a momentary on commercial contractors/landscape and tree surgeons, and giving them 2 weeks prior notice before the momentary be put in place.

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MEETING OF THE BOARD OF COMMISSIONERS
CITY OF DOUGLAS
APRIL 27, 2009**

Mayor Wilson explained that the city will not have the sludge to mix, and it will cost too much to grind. Mayor Wilson also stated that the limbs will continue to be picked up on City routes.

Mayor Pro Tem Ronnie Anderson made a motion for approval and Commissioner Dennis Josey seconded the motion. Commissioners Moore, Pearson and Swain were in favor of the motion.

Commissioner Johnnie Lee Roper stated he opposed the motion due to it bring cost upon the citizens.

**APPROVAL OF CHANGING DATES FOR COMMISSION MEETINGS DUE TO
MEMORIAL DAY HOLIDAY AND GEORGIA MUNICIPAL ASSOCIATION
CONVENTION**

Upon recommendation from Terrell Jacobs, City Manager, the Commission unanimously approved changing Monday, May 25th Commission Meeting to Tuesday, May 26th due to Memorial Day Holiday and also Monday, June 22nd Commission Meeting to Thursday, June 25th due to Georgia Municipal Association Convention in Savannah.

Commissioner Bob Moore made a motion for approval and Commissioner Marty Swain seconded the motion.

**APPROVAL OF APPOINTMENT TO THE COMMUNITY RELATIONS
ADVISORY COMMITTEE**

Upon recommendation from Georgia Henderson, Central Service Director and the Community Relations Advisory Committee the Commission unanimously approved to re-appoint James Anderson to the Community Relations Advisory Committee with a term expiring 2011; and to appoint Scott Smith as a replacement member to serve out the term of Lorenzo Lane, expiring 2012.

Mayor Pro Tem Ronnie Anderson made a motion for approval and Commissioner Olivia Pearson seconded the motion.

GENERAL COMMENTS

Georgia Henderson, Central Services Director, announced that a narrative production at the Marin Centre called Piney woods will be held on Friday, May 15th, at 7pm featuring music and stories bringing to life the history of Douglas in the early 1800s to 1910. This play was written by Patti Vick Lee and is sponsored by the City of Douglas and Coffee Theater Company.

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CITY OF DOUGLAS
APRIL 27, 2009**

Mayor Jackie Wilson announced that Donald Carver, Electric Director was reelected to the Electric of Cities of Georgia Board.

Commissioner Johnnie Lee Roper announced that there will be a 11th District Georgia Municipal Association meeting held May 5th, 11:30am at the Teen Center. Commissioner Roper requested for all local, state and national government officials to attend.

Terrell Jacobs, City Manager, stated that the Federal Emergency Management Agency and the Georgia Federal Emergency Management Agency has set up a Disaster Recovery Center at the C. E. Weir Center for those affected by the flood. GEMA and FEMA will be set up from 7:30am to 7:00 pm, April 27 - May 15, depending on the amount of responses.

Mayor Jackie Wilson stated that the City of Fitzgerald recognized Donald Carver, Electric Director and the Electric Department for their assistance during the storm.

Dale Batten, Community Development Director, announced the temporary closing of the CSX Railroad located at Fales Ave. and South Gaskin Ave for repairs.

Commissioner Marty Swain thanked the citizens for participating in the junk free week, where (43) tons were collected.

Commissioner Dennis Josey thanked everyone for their participation and help in making the Douglas High Class Reunion a success.

Mr. Jacobs, City Manager stated that on Saturday April 25th the City of Douglas held the Great American Clean up. Participants from organizations, local civic groups and churches teamed up to clean the streets of Douglas.

Mayor Wilson request that we keep Mrs. Roper in our prayers.

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ADJOURNMENT

With there being no further business to discuss, the meeting adjourned to Executive Session, with the motion being made by Mayor Pro Tem Ronnie Anderson and seconded by Commissioner Bob Moore.

EXECUTIVE SESSION

Terrell Jacobs, City Manager, discussed personnel and litigation issues with the Mayor and Commission.

The motion to adjourn from Executive Session back to Regular Session was made by Commissioner Dennis Josey and seconded by Commissioner Bob Moore.

The Commission unanimously agreed to rectify what was spoken in Executive Session, Commissioner Olivia Pearson made the motion for approval and seconded by Commissioner Dennis Josey.

ADJOURNMENT

With there being no further business to discuss, a motion was made to adjourn by Commissioner Dennis Josey, and seconded by Commissioner Marty Swain. The Commission unanimously approved to adjourn the Regular Meeting at 8:55 p.m.

Jackie L. Wilson, Mayor

Wynetta J. Bolder, City Clerk

AFFIDAVIT

Personally appeared before the undersigned attesting officer, duly authorized to administer oaths, Mayor Jackie L. Wilson, who, after being duly sworn, deposes and on oath states the following:

- (1) I was the presiding officer of a meeting of the Douglas City Commission held on the 27th day of April, 2009.
- (2) That it is my understanding that O.C.G.A. 50-14-4(b) provides as follows:
When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.
- (3) The subject matter of the closed meeting or closed portion of the meeting held on the 27th day of April 2009, which was closed for the purpose(s) of Personnel and Litigation Issues as allowed by O.C.G.A., Title 50, Chapter 24, was devoted to matters within those exceptions and as provided by law.
- (4) This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. 50-14-4(b) that such an affidavit be executed.

This 27th day of April 2009.

Mayor Presiding Officer

Sworn to and subscribed before me

This _____ day of _____, _____,

Notary Public

MOTION TO ENTER INTO A CLOSED MEETING OF A CITY COUNCIL

Mayor Pro Tem Ronnie Anderson makes the following motion:

- (1) That this Mayor and City Commission now enter into closed session as allowed by O.C.G.A. 50-14-4 and pursuant to advice by the City Attorney, for the purpose of discussing the following:**

Personnel and Litigation Issues

- (2) That this body, in open session, adopt a resolution authorizing and directing the mayor or presiding officer to execute an affidavit in compliance with O.C.G.A. 50-14-4, and that this body ratify the actions of the council taken in closed session and confirm that the subject matters of the closed session were within exceptions permitted by the open meetings law, said resolution to be in the form as attached hereto.**

Motion Approved

Those voting in favor of the motion for closure: Commission Members:
Commissioner Dennis Josey, Commissioner Bob Moore, Mayor Pro Tem Ronnie Anderson, Commissioner Johnnie Lee Roper, Commissioner Ronnie Anderson, Olivia Pearson and Commissioner Marty Swain.

Those voting against the motion for closure: Commission Members

_____, _____,
_____,
_____, _____,
_____, _____.

RESOLUTION OF THE DOUGLAS CITY COMMISSION

BE IT RESOLVED by the Douglas, Ga. City Commission as follows: At the meeting held on the 27th day of April, 2009 the Commission entered into closed session for the purpose of discussing Personnel and litigation Issues. At the close of the discussions upon this subject, the Commission did vote to re-enter into open session and herewith takes the following action in open session:

- (1) The actions of the Council and the discussions of the same regarding the matter set forth for closed session purposes are hereby ratified.**
- (2) Each member of this body does hereby confirm that to the best of his or her knowledge, based upon the advice of the City Attorney, the said subject matter of the meeting and of the closed session portion was devoted to matters within the specific relevant exception(s) as set forth above.**
- (3) The Mayor, or the presiding officer, is hereby authorized and directed to execute an affidavit, with full support of the members of this Commission, in order to comply with O.C.G.A. 50-14-4(b).**
- (4) The affidavit shall be included and filed with the official minutes of the meeting and shall be in a form as required by the statute, which shall be substantially as follows:**

Approved this 27th day, of April, 2009.

Jackie L. Wilson, Mayor

Attest:

**Wynetta Gaskins
City Clerk**