



CITY OF ST. MARYS, GEORGIA
January 18, 2011

CITY COUNCIL MEETING

7:00 p.m.

AMENDED
AGENDA

- I. CALL TO ORDER**
- II. INVOCATION:** *Councilmember Howell*
- III. PLEDGE OF ALLEGIANCE**
- IV. ROLL CALL** **QUORUM: YES X NO**
- V. APPROVAL OF MINUTES:** *January 4, 2011 Regular City Council Meeting Minutes*
January 11, 2011 Special Called City Council Meeting Minutes
- VI. PRESENTATION:**
ANNOUNCEMENT OF BOARD TERM EXPIRATIONS AND/OR VACANCIES
 - 1. Citizens "City-Wide Beautification" Advisory Board:** (Two Vacancies)
BOARD APPOINTMENTS:
 - 1. Downtown Development Authority:** (*Business Owner Vacancy*)
 - 2. Historic Preservation Commission** (*Historic District Vacancy*)
 - 3. St Marys Convention and Visitors Bureau** (*Vacant, At-large; Neff, B&B & Ryan, At-large*)
- VII. SET CONSENT AGENDA:** *Proposed Consent Agenda New Business A*
- VIII. APPROVAL OF THE AGENDA**
- IX. GRANTING AUDIENCE TO THE PUBLIC**
- X. OLD BUSINESS:**
 - A. ECONOMIC DEVELOPMENT DIRECTOR POSITION:** *City Manager.....TAB "A"*
Discussion for replacement of the Economic Development Director
 - B. MEETING STREET BAIT SHOP PROPOSALS:** *Councilmember Hase*

XI. NEW BUSINESS:

- A. **WASABI NEW ALCOHOL LICENSE:** *Public Hearing Advertising*.....TAB “B”
Consideration to approve the advertising for a public hearing
- B. **CVB USAGE OF CITY-OWNED WEBSITE DOMAIN:**.....TAB “C”
To seek authorization from City Council for CVB use of the domain
HISTORICSTMARYS.com currently owned by the City of St. Marys
- C. **MUNICIPAL COURT SERVICES TECHNICIAN POSITION VACANCY:** *City Manager Discussion*..... TAB “D”
To request permission to advertise the vacancy in Municipal Court
- D. **CITY MARSHAL POSITION VACANCY:** *City Manager Discussion*.....TAB “E”
To request permission to advertise the City Marshal position
- E. **OLD SENIOR CENTER:** *Rental*.....TAB “F”
Rental of former Senior Center located at 410 Osborne Street
- F. **ETHICS ORDINANCE AMENDMENT:** *Councilmember Hase – Discussion*....TAB “G”
- G. **WASHINGTON FLY-IN:** *Councilmember Hase – Discussion*
- H. **GOALS & OBJECTIVES ANNUAL MEETING:** *Councilmember Hase – Discussion*
- I. **GAINES DAVIS SUBDIVISION SEWER PUBLIC MEETING:** *Mayor DeLoughy*

XII. REPORT OF AUTHORITIES, BOARDS, COMMISSIONS & COMMITTEES:

- A. **PLANNING DIRECTOR’S REPORT:**.....TAB “H”
 - 1. **Meeting Street Rezoning:** The City of St. Marys is requesting to zone parcel #S34-01-003 from the present R-1 to C-2 Zoning. The surrounding parcels are zoned PD/C-2 Mixed Use.
 - 2. **Meeting Street Bait Shop:** *Appeal of regarding C-2 Design Standard*
 - 3. **Meeting Street Bait Shop:** *Appeal of variance regarding Flood Elevation*
- B. **CITY CALENDAR:** *Deputy City Clerk*

XIII. REPORT OF MAYOR

XIV. REPORT OF CITY MANAGER

XV. GRANTING AUDIENCE TO THE PUBLIC

XVI. EXECUTIVE SESSION: *Personnel (ADDED)*

XVII. ADJOURNMENT

CITY OF ST. MARYS, GEORGIA

CITY COUNCIL MEETING

January 18, 2011

7:00 p.m.

MINUTES

The Mayor and City Council for the City of St. Marys, Georgia met for its regular City Council session on Tuesday, January 18, 2011 in the Council Chamber at City Hall.

PRESENT WERE:

Mayor William DeLoughy
Councilmember Greg Bird
Councilmember Deborah Hase
Councilmember John Morrissey
Councilmember Keith Post
Councilmember Sidney Howell
Councilmember Chuck Trader

CITY OFFICIALS PRESENT:

William Shanahan, City Manager
Noah Priest-Goodsett, Attorney
Roger Weaver, Planning Director
Tim Hatch, Police Chief
Bobby Marr, Public Works Director
Robby Horton, Fire Chief
Eugene Rudy, IT Director
Donna Folsom, Human Resources Director
Shavon Gibbs, Court Administrator
Jeff Juliano, Sergeant-At-Arms
Matt Dawkins, Sergeant-At-Arms

CALL TO ORDER

Mayor DeLoughy called the City Council Meeting to order at 7:01 p.m. Council roll call indicated a quorum of council members present for the meeting. Councilmember Howell gave the invocation. Mayor DeLoughy led the audience in the pledge of allegiance.

APPROVAL OF MINUTES: *January 4, 2011 Regular City Council Meeting Minutes*

Councilmember Post made a motion to approve the January 4, 2011 regular City Council Meeting Minutes. Councilmember Trader seconded the motion. Councilmember Bird moved for discussion and motion to revise a sentence in the January 4, 2011 Minutes on page 7 under Item E to "Councilmember Bird made a motion authorizing the city manager and staff to put together a program for Council review and approval". Councilmember Trader seconded the motion. Voting was unanimous in favor of the motion.

January 11, 2011 Special Called City Council Meeting Minutes

Councilmember Post made a motion to approve the January 11, 2011 Special Called City Council meeting minutes. Councilmember Trader seconded the motion. Voting was recorded as follows:

FOR

Councilmember Hase
Councilmember Howell
Councilmember Morrissey
Councilmember Post
Councilmember Trader

ABSTAINED

Councilmember Bird

PRESENTATION:

ANNOUNCEMENT OF BOARD TERM EXPIRATIONS AND/OR VACANCIES

1. Citizens "City-Wide Beautification" Advisory Board: (Two Vacancies)
Mayor DeLoughy announced the expirations and/or vacancies on the Citizens "City-wide Beautification Advisory Board.

BOARD APPOINTMENTS:

1. Downtown Development Authority: (Business Owner Vacancy)
Councilmember Trader made a motion to appoint Terry Landreth and Councilmember Bird seconded the motion. Voting was unanimous in favor of the motion.

2. Historic Preservation Commission: (Historic District Vacancy)
Councilmember Hase made a motion to appoint Christopher Thurner and Councilmember Post seconded the motion. Voting was unanimous in favor of the motion.

3. St. Marys Convention and Visitors Bureau: (Vacant, At-large; Neff, B&B & Ryan, At-large)
Appointments were recorded as follows:

Councilmember Bird, Post #1: Barbara Ryan (At-Large)
Councilmember Hase, Post #2: Jerome Lee (At-Large)
Councilmember Morrissey, Post #5: Mary Neff (B&B)

APPROVAL OF THE AGENDA

Councilmember Trader made a motion to approve the agenda with an addition of Personnel under Executive Session. Councilmember Bird seconded the motion. Voting was unanimous in favor of the motion.

SET CONSENT AGENDA (*) Proposed Items New Business (A)

Councilmember Trader made a motion to set the consent agenda as Item A under New Business. Councilmember Bird seconded the motion. Voting was unanimous in favor of the motion.

GRANTING AUDIENCE TO THE PUBLIC:

Jolene Haney, CVB member: respectfully requested that Council grant CVB the usage of historicstmarys.com domain so that they may replace the stmaryswelcome.com domain to enhance the branding campaign.

Bob Nutter, 521 Moeckel Place: requested that Council review their policies/procedures on the following water/sewer items: internet payment fees, enforcing connectivity to water/sewer system and development of a contract for continuous water/sewer service.

Mayor DeLoughy instructed the city manager to review the internet payment fees.

OLD BUSINESS:

**A. ECONOMIC DEVELOPMENT DIRECTOR POSITION: *City Manager*
*Discussion for replacement of the Economic Development***

The city manager recommended filling the Economic Development Director position and expanding the job description to include economic development for the entire city.

Councilmember Morrissey made a motion to approve the recruitment and hiring of a new Economic Development Director that will oversee economic development for the entire city and interface with the DDA (Downtown Development Authority), IDA (Industrial Development Authority) and EDA (Economic Development Authority). Councilmember Trader seconded the motion. Councilmember Bird noted the current hiring freeze in effect. Voting was unanimous in favor of the motion.

B. MEETING STREET BAIT SHOP PROPOSALS: *Councilmember Hase*

Councilmember Hase made a motion to reverse Council's decision two meetings ago to solicit bids for a bait shop on Meeting Street and to not pursue this idea. Councilmember Morrissey seconded the motion and moved for discussion. Council discussed the feasibility of a business at the location. Voting was recorded as follows:

<u>FOR</u>	<u>OPPOSED</u>
Councilmember Hase	Councilmember Bird
Councilmember Morrissey	Councilmember Howell
Councilmember Post	
Councilmember Trader	

NEW BUSINESS:

**A. WASABI NEW ALCOHOL LICENSE (*): *PUBLIC HEARING ADVERTISING*
*Consideration to approve the advertising for a public hearing***

Councilmember Trader made a motion to approve the advertising for a public hearing and Councilmember Bird seconded the motion. Voting was unanimous in favor of the motion.

**B. CVB USAGE OF CITY-OWNED WEBSITE DOMAIN:
*To seek authorization from City Council for CVB use of the domain HISTORICSTMARYS.COM currently owned by the City of St. Marys***

The city manager recommended the city maintain ownership of the domain but allow the CVB access/usage of the website.

Councilmember Bird made a motion for the city to maintain ownership of the domain but allow the CVB access/usage of the website and require the CVB to pay the renewal fee. Councilmember Howell seconded the motion and Councilmember Hase moved for discussion. Council discussed the pros and cons of usage by the CVB.

Councilmember Bird amended his motion to not allow exclusivity by the CVB but allow various departments' access to a link on the historicstmarys.com with approval from Council and the city will maintain ownership. Councilmember Trader seconded the motion. Councilmember Bird withdrew his amended motion. Councilmember Bird made a motion to task IT, CVB and other departments that would like access to the domain name time to pursue a viable solution and report back to Council with their recommendations. Councilmember Morrissey seconded the motion. Voting was unanimous in favor of the motion.

C. MUNICIPAL COURT SERVICES TECHNICIAN POSITION VACANCY:

To request permission to advertise the vacancy in Municipal Court

The city manager recommended hiring a temporary person full-time for three months to assist the court in maintaining the work load. This will also allow the Clerk of Court time to research streamlining procedures.

Councilmember Trader made a motion to approve hiring a temporary full-time person for a three month period. Councilmember Morrissey seconded the motion with discussion. Council discussed the position being an approved budget item. Voting was unanimous in favor of the motion.

D. CITY MARSHAL POSITION VACANCY: *City Manager*

To request permission to advertise the City Marshal position

The city manager recommended reviewing the position for a month to allow the Police and Planning Department's time to create and implement a plan.

Councilmember Bird made a motion to task personnel to create a job description for the code enforcement position and report back to Council. Councilmember Hase seconded the motion. Council discussed and directed the city manager to clearly define the pros and cons of each position and differences between a code enforcement officer and city marshal. Voting was unanimous in favor of the motion.

E. OLD SENIOR CENTER: *Rental*

Rental of former Senior Center located at 410 Osborne Street

The city manager recommended evaluating the Old Senior Center and Welcome Center areas for rental opportunities.

Councilmember Bird made a motion to make the facilities (Old Senior Center and Welcome Center) available for advertising and rentals. Councilmember Morrissey seconded the motion. Councilmember Trader motioned for discussion. Council discussed staff researching comparable rental rates, interested parties, forthcoming budget meetings and time needed to assess all available avenues before moving forward. Voting was unanimous in favor of the motion.

F. ETHICS ORDINANCE AMENDMENT: *Councilmember Hase*

Councilmember Hase made a motion to task the city attorney with drafting an amendment to the Ethics Ordinance that states Council can remove any Ethics Board member for cause. Councilmember Post seconded the motion. Voting was unanimous in favor of the motion.

G. WASHINGTON FLY-IN: *Councilmember Hase*

Councilmember Hase made a motion to appoint Mayor DeLoughy to attend the Washington, D.C. Fly-in at the expense of the city and use remaining funds allocated to send someone to the LOST Class in Atlanta. Councilmember Trader seconded the motion for discussion. Council discussed sending a representative to the LOST Class at another time. Councilmember Hase amended her motion to state: Appointment of Mayor DeLoughy to attend the Washington, D.C. Fly-in at the expense of the city and saving the remaining allocated funds for use later. Voting was unanimous in favor of the motion.

H. GOALS & OBJECTIVES ANNUAL MEETING: *Councilmember Hase*

Councilmember Hase made a motion to hold a Goals & Objectives Meeting on February 3, 2011 at 4:00 p.m. Councilmember Post seconded the motion. Council discussed goal outlines being submitted prior to the meeting, required attendance to answer questions that may arise and full presentation will not be required. Council also discussed posting the goals for citizens to review and scheduling a Town Hall Meeting so citizens may voice their concerns and ideas regarding services and the budget. Voting was unanimous in favor of the motion.

I. GAINES DAVIS SUBDIVISION SEWER PUBLIC MEETING:

Mayor DeLoughy

Mayor DeLoughy suggested holding a public meeting an hour before the second Council Meeting in February to address concerns from citizens living in the Gaines Davis Subdivision. Mayor DeLoughy stated that city personnel will be present to answer questions.

Councilmember Bird made a motion to hold a work session for the Gaines Davis Subdivision an hour before the second Council Meeting in February. Councilmember Trader seconded the motion. Voting was unanimous in favor of the motion.

REPORT OF AUTHORITIES, BOARDS, COMMISSIONS & COMMITTEES:

A. PLANNING DIRECTOR'S REPORT

1. **Meeting Street Rezoning:** *The City of St. Marys is requesting to zone parcel #S34-01-003 from the present R-1 to C-2 Zoning. The surrounding parcels are zoned PD/C-2 Mixed Use.*

Councilmember Hase made a motion to approve the change to C-2 zoning. Councilmember Post seconded the motion. Voting was unanimous in favor of the motion.

2. **Meeting Street Bait Shop:** *Appeal of regarding C-2 Design Standard*

Councilmember Trader made a motion to withdraw request for variances and revert back to previous condition. Councilmember Howell seconded the motion. Voting was unanimous in favor of the motion.

3. Meeting Street Bait Shop: *Appeal of variance regarding Flood Elevation*

Councilmember Trader made a motion to withdraw request for variances and revert back to previous condition. Councilmember Howell seconded the motion. Voting was unanimous in favor of the motion.

B. CALENDAR: *Deputy City Clerk*

The Deputy City Clerk read the calendar of events, meetings and activities for the next two weeks in January.

REPORT OF MAYOR:

- Met with State Representative Jason Spencer regarding issues affecting the city.
- Met with Senator William Ligon regarding issues affecting the city.
- Attended the PSA Meeting and there will be a SPLOST shortfall coming before Council.
- Attended the Camden Partnership Meeting and spoke with Captain O'Neill regarding the airport safety issue. The next BRAC will address encroachment issues from the airport.

REPORT OF CITY MANAGER:

- The city manager read statistical data from various departments for 2010.

Mayor DeLoughy announced to Councilmember Howell that the unofficial date for the Grand Jury is February 16, 2011.

GRANTING AUDIENCE TO THE PUBLIC:

Rosemary Rillo, 605 Wheeler Street: suggested ways to eliminate the controversy over the domain name.

Mike Wilson, 111 Yellow Bluff Trace: described dilapidated buildings 600 feet from his Shadowlawn Subdivision and suggested Council ensure the city marshal will have authority to act on violations.

The Planning & Building Director gave an overview of the issues regarding the dilapidated buildings near Shadowlawn. Council discussed the city manager and city attorney working to create various ways to enforce city procedures for tenants/owners of buildings like this one.

Bob Nutter, 521 Moeckel Place: praised city personnel for efforts and suggested posting the date on-line or in city hall for residents to view. Mr. Nutter also mentioned the War of 1812 two hundred year bicentennial coming up.

Rosemary Rillo, 605 Wheeler Street: noted quick eviction procedures for non-payment on rental property.

Jo Beth Bird, 107 Salt Grass Trace: felt Council was not business friendly when denying entrepreneurship to one business but reviewing the option to rent city property.

EXECUTIVE SESSION: *Personnel Added*

Councilmember Bird made a motion to adjourn to executive session to discuss personnel issues. Councilmember Hase seconded the motion. Voting was unanimous in favor of the motion.

The Mayor and Council adjourned to executive session at 8:47 p.m., returning at 9:05 p.m. with Mayor DeLoughy calling the Council meeting back to order.

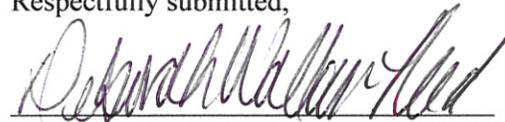
PERSONNEL

No official action taken at this time.

ADJOURNMENT:

Councilmember Bird made a motion for adjournment. Councilmember Post seconded the motion. Voting was unanimous on the motion. Mayor DeLoughy declared the meeting adjourned at 9:05 p.m.

Respectfully submitted,



Deborah Walker-Reed, Deputy City Clerk

City of St. Marys, Georgia

STATE OF GEORGIA)
COUNTY OF CAMDEN)

Date: January 18, 2011

MOTION TO ENTER INTO A CLOSED MEETING OF A CITY COUNCIL

Council Member Bind makes the following motion:

That this Mayor and Council 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:

- () In order to consult and meet with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved. [O.C.G.A. § 50-14-2(1)]
- () Those tax matters which are otherwise made confidential by State Law. [O.C.G.A. 50-14-2(2)]
- () Staff meeting held for investigative purposes under duties or responsibilities imposed by law. [O.C.G.A. 50-14-3(1)]
- () In order to discuss the future acquisition of real estate. [O.C.G.A. 50-14-3(4)]
- () Meetings when discussing or deliberating (but not voting) upon the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee. [O.C.G.A. 50-14-3(6)]
- () Meetings when discussing any records that are exempt from public inspection or disclosure pursuant to paragraph (15) of subsection (a) of Code Section 50-18-72 or when discussing any information a record of which would be exempt from public inspection or disclosure under said paragraph. [O.C.G.A. § 50-18-72 (a) (15) as set forth in this code section]
- () Other. (Explanation and citation of statutory authority required):

Motion Seconded by: Council Member Hase

Vote on Motion:

	<u>Yay</u>	<u>Nay</u>
Mayor William DeLoughy	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Greg Bird	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Deborah Hase	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Sidney Howell	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman John Morrissey	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Keith Post	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilwoman Chuck Trader	<input checked="" type="checkbox"/>	<input type="checkbox"/>

City of St. Marys, Georgia

STATE OF GEORGIA)
COUNTY OF CAMDEN)

AFFIDAVIT
CLOSURE OF OPEN MEETINGS

Personally appeared before the undersigned officer, duly authorized under the laws of the State of Georgia to administer oaths, William T. DeLoughy, who in his/her capacity as Mayor or Mayor Pro Tem presiding over a City Council Meeting of the City of St. Marys, and after being first duly sworn, certifies under oath and states to the best of his/her knowledge and belief the following:

At its meeting held on January 18, 2011 the City of St. Marys City Council voted to go into closed session and exclude the public from all or a portion of its meeting. The legal exceptions applicable to the exempt matters addressed during such closed meeting are as follows:

Check or initial as appropriate:

- () In order to consult and meet with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved. [O.C.G.A. § 50-14-2(1)]
() Those tax matters which are otherwise made confidential by State Law. [O.C.G.A. 50-14-2(2)]
() Staff meeting held for investigative purposes under duties or responsibilities imposed by law. [O.C.G.A. 50-14-3(1)]
() In order to discuss the future acquisition of real estate, except that such meetings shall be subject to the requirements of this chapter for the giving of the notice of such a meeting to the public and preparing the minutes of such a meeting for future disclosure. [O.C.G.A. 50-14-3(4)]
(X) Meetings when discussing or deliberating (but not voting) upon the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee (but not when receiving evidence or hearing argument on charges filed to determine disciplinary action or dismissal of a public officer or employee. The vote on any matter covered by this paragraph shall be taken in public and minutes of the meeting as provided in this chapter shall be made available. Meetings by an agency to discuss or take action on the filling of a vacancy in the membership of the agency itself shall at all times be open to the public as provided in this chapter). [O.C.G.A. 50-14-3(6)]
() Meetings when discussing any records that are exempt from public inspection or disclosure pursuant to paragraph (15) of subsection (a) of Code Section 50-18-72 or when discussing any information a record of which would be exempt from public inspection or disclosure under said paragraph (Specifically any records that, if revealed, would compromise security against sabotage or criminal terrorist acts, the nondisclosure of which is necessary for the protection of life, safety, or public property.). [O.C.G.A. § 50-18-72 (a) (15) as set forth in this code section]
() Other. (Explanation and citation of statutory authority required):

I certify that the subject matter of the closed meeting or the closed portion of this meeting was devoted to matters of official business or policy within the exceptions provided by law as set forth above.

Sworn to and subscribed before me this 18th day of January, 2011

Notary Public, County of Camden State of Georgia My Commission Expires October 18, 2011

[Signature]
Notary

[Signatures]
Mayor William DeLoughy
Councilmember Greg Bird
Councilmember Deborah Hase
Councilmember Sidney Howell
Councilmember John Morrissey
Councilmember Keith Post
Councilmember Chuck Trader