



CITY OF ST. MARYS, GEORGIA
July 13, 2009

CONSENT AGENDA MEETING
5:30 p.m.

CITY COUNCIL MEETING
6:00 p.m.

AGENDA

- I. CALL TO ORDER**
- II. INVOCATION:** *City Manager Bill Shanahan*
- III. PLEDGE OF ALLEGIANCE**
- IV. ROLL CALL** **QUORUM: YES NO**
- V. APPROVAL OF MINUTES:** *June 8, 2009 Regular City Council Meeting Minutes*
June 17, 2009 Special Called Council Meeting Minutes

PRESENTATION:

SR. ADVISORY COMMITTEE APPOINTMENT (*Whitacre*)

LIBRARY BOARD TERM EXPIRATIONS ANNOUNCEMENT: (*Norris & White*)

HOSPITAL AUTHORITY VACANCY ANNOUNCEMENT (*Howell*)

COASTAL RDC HISTORIC PRESERVATION ADVISORY COUNCIL TERM EXPIRATION ANNOUNCEMENT (*Natzic*)

BEAUTIFICATION PROJECT: *Councilmember DeLoughy*

FINANCE DIRECTOR'S REPORT

CENSUS 2010: *Mr. Fer-Rell Malone, Regional Coordinator*

PROCLAMATION: *Census 2010*

APPROVAL OF THE AGENDA

- VI. GRANTING AUDIENCE TO THE PUBLIC:**
- VII. OLD BUSINESS:** *NONE*
- VIII. NEW BUSINESS:**

- A. **ALCOHOL LICENSE EXTENSION:** *Kishan Enterprises of Georgia, Inc.*
Council consideration to extend the six-month deadline to opening for business without forfeiture of the alcohol license.
- B. **ASSOCIATE JUDGE CONTRACT EXPIRATION :**
To discuss whether to extend the associate judge contract or appointment of a new associate judge.
- C. **HOSPITAL AUTHORITY M.O.U.:** *Senior Center Building*
To approve a memorandum of understanding between the City of St. Marys and the Hospital Authority for repairs, renovations, and maintenance of the Senior Center building.
- D. **DEPARTMENT OF TRANSPORTATION:** *Proposed List of Roadways for the Speed Ordinance & Radar Permit*
To approve the speed limits and streets that speed detection devices, such as radar or lidar, may be utilized to monitor and regulate traffic on city streets.
- E. **GENERAL ELECTION ORDINANCE**
To authorize the advertising of the call for the General Election and candidate qualifying period
- F. **GEORGIA POWER COMPANY:** *Relocation Agreements*
To relocate the GA Power Transmission and Distribution lines along Highway 40 and for the Martha Drive Traffic Signal installation
- G. **COLERAIN AND WINDING ROADS TRAFFIC SIGNAL:** *Acquisition of Easements*
To accept easements which are necessary for the City to obtain prior to the installation of the traffic signal at Colerain Rd. & Winding Rd.
- H. **FORCE MAIN 13 UPGRADE PROJECT:** *Acquisition of Easements*
To accept easements necessary for the Force Main #13 upgrade project (Lift Station #6 Force Main upgrade and re-route which is connected to the upgrade of Lift Station #13) per the City's Water/Sewer Master Plan projects WW8 and WW13.

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

- A. **PLANNING DIRECTOR'S REPORT**.....**TAB "I"**
 - 1. **Rezoning Appeal:** Ronnie Leinwohl, Kings Bay Pro 3, LLC, requested to amend present PD R-3 and R-5 of a 43.5 acre property known as Haven Park to allow the additional use of C-2 zoning allowing the applicant to place an upscale RV Park with associated amenities on the property. Tax Parcel 121-20.

B. Property Committee Report

- X. **REPORT OF MAYOR:**
- XI **REPORT OF CITY MANAGER:**
- XII. **GRANTING AUDIENCE TO THE PUBLIC**
- XIII. **EXECUTIVE SESSION:** *Personnel*
- XIV. **ADJOURNMENT:**

CITY OF ST. MARYS, GEORGIA
CITY COUNCIL MEETING
July 13, 2009
6:00 p.m.

MINUTES

The Mayor and City Council for the City of St. Marys, Georgia met for its regular City Council session on Monday, July 13, 2009 in the Council Chamber at City Hall.

PRESENT WERE:

Mayor Rowland Eskridge
Councilmember Greg Bird
Councilmember William DeLoughy
Councilmember Deborah Hase
Councilmember Larry Johnson
Councilmember Chuck Trader
Councilmember Gull Weaver

CITY OFFICIALS PRESENT:

William Shanahan, City Manager
Amanda Blackledge, City Attorney
Roger Weaver, Planning Director
Roger Wooten, Assistant Police Chief
Bobby Marr, Public Works Director
Robby Horton, Fire Chief
Jennifer Brown, Finance Director
Marsha Hershberger, Asst. Finance Director
Alyce Thornhill, Economic Dev. Director
Bilal Muhammad, City Marshal
Rick Riggle, Sergeant-At-Arms

CALL TO ORDER

Mayor Eskridge called the City Council Meeting to order at 6:00 p.m. City Manager William Shanahan gave the invocation. Mayor Eskridge led the audience in the pledge of allegiance. Council roll call indicated a quorum of council members present for the meeting.

APPROVAL OF MINUTES:

June 8, 2009 Regular City Council Meeting Minutes

Councilmember Weaver made a motion to approve the June 8, 2009 regular City Council meeting minutes. Councilmember Bird seconded the motion. Voting was unanimous in favor of the motion.

June 17, 2009 Special Called Council Meeting Minutes

Councilmember Weaver made a motion to approve the June 17, 2009 special Called Council meeting minutes. Councilmember Bird seconded the motion. Voting was recorded as follows:

FOR

Councilmember Bird
Councilmember Hase
Councilmember Johnson
Councilmember Trader
Councilmember Weaver

ABSTAINED

Councilmember DeLoughy

PRESENTATION:

SR. ADVISORY COMMITTEE APPOINTMENT:

Mayor Eskridge stated that there were two candidates who expressed an interest in serving on the Senior Advisory Committee. Each Councilmember was asked to vote for one person. Voting is recorded as follows:

***Liz G. Jordan:** Councilmember's Hase, DeLoughy, Trader and Bird

Chuck Lanham: Councilmember's Johnson and Weaver

LIBRARY BOARD TERM EXPIRATIONS ANNOUNCEMENT: (Norris & White)

Mayor Eskridge announced two vacancies on the Library Board. Anyone interested in an appointment to this board should provide a letter of intent to the City Clerk.

HOSPITAL AUTHORITY VACANCY ANNOUNCEMENT: (Howell)

Mayor Eskridge announced a vacancy on the Hospital Authority. Anyone interested in an appointment, should provide a letter of intent to the City Clerk.

COASTAL RDC HISTORIC PRESERVATION ADVISORY COUNCIL TERM EXPIRATION ANNOUNCEMENT: (Natzic)

Mayor Eskridge announced an upcoming expiration on the Coastal RDC Historic Preservation Advisory Council. Anyone interested in an appointment should provide a letter of intent to the City Clerk.

BEAUTIFICATION PROJECT: Councilmember DeLoughy

Councilmember DeLoughy invited Karen Preble to present a video and speak on the wonderful volunteer projects that were completed in St. Marys, Georgia. Local businesses and the Downtown Development Authority Design Committee partnered to beautify St. Marys. Karen Preble spoke on behalf of the dedicated volunteers and praised the DDA for their support. Ms. Preble spoke highly of Alyce Thornhill and Renee Coakley for their dedication to these projects.

The Committee consists of the following members: Karen Preble, Cat Heron, Peggy Hollis, Nola Beaver, Walt Natzic, Dave Packard, April McNeil, Tom McClendon, Alyce Thornhill, and Renee Coakley. Businesses who so graciously donated materials for the project are as follows: Brian Levy & Lowes, Leon Cochran –Farmers & Builders, Michelle Donini Bellailse & Donini's Nursery, Terry Stover, Peggy & Chip Hollis, and Craig Root. Volunteers hosted a breakfast

for Public Works to thank them for their dedication and work on downtown St. Marys. The Kiwanis donated the money for the appreciation breakfast.

FINANCE DIRECTOR'S REPORT

The Finance Director presented the 11-months financial reports for General, Water/Sewer, Solid Waste, Tourism, Special Purpose Local Option Sales Tax (SPLOST) and Aquatic Center. A copy of the report is attached as part of the minutes.

Councilmember Hase inquired whether there was any information concerning the Tax Digest. The Finance Director indicated she has not received any information on the Tax Digest. Mayor Eskridge noted the chief appraiser stated that the tax digest is being held up by the state. The chief appraiser indicated they are trying to get a ruling on the comprehensive evaluation of the properties and until the ruling is completed they cannot move forward with the digest. The Finance Director stated that the city will be fine even if the digest is late.

Councilmember Trader stated that the City of St. Marys is on solid financial ground and anyone who thinks the city is in financial trouble would be wrong. He also stated that we have faced financial difficulties and we were working through them. Councilmember DeLoughy added the City of St. Marys reacted quickly to the economic conditions and started making changes earlier than most.

PROCLAMATION: *Census 2010*

Mayor Eskridge read the joint proclamation and urged all citizens to participate in the 2010 Census to ensure an accurate count for St. Marys. Our population count will determine the amount of money we receive to operate. Mayor Eskridge encouraged all citizens to speak with and encourage fellow residents to complete and submit their 2010 Census.

CENSUS 2010: *Mr. Fer-Rell Malone, Regional Coordinator*

Mr. Fer-Rell, representative of the U.S. Department of Commerce, Bureau of Census stated that everyone has the awesome responsibility of being counted. The census only happens every ten years and this is America's opportunity to take a portrait of the people. Mr. Fer-Rell referenced George Washington calling for the first census in 1790. Everyone is counted in the Census whether they are a citizen or not because everyone in America uses our facilities. The Bureau of Census wanted to partner with St. Mary in taking a proactive step in getting a complete and accurate count. The benefits of participating in the Census include: a.) three hundred billion dollars that will be allocated b.) Congress's re-proportion every ten years c.) State legislature, city and county may be re-proportioned.

The Census has undergone a few changes. They now have Local Update of Census Addresses (LUCA). The Bureau has added address canvassing, which Census employees have verified with Global Positioning System (GPS). With the old Census, one in six homes received the long form. Now, the long form will be completed once a year and will be known as the American

Community Survey. The new Census contains only ten questions. The Bureau of Census is asking St. Marys to form a Complete Count Committee to assist St. Marys in promoting an accurate count.

The next phase will be the implementation of the Waycross office which will handle nineteen counties in this area. Census mailings will go out the first week of March 2010. The Bureau of Census would like everyone to know that the Census is safe. All Census employees have taken an oath and the Census cannot share information with any other agency. The St. Marys Proclamation will be posted on the Census Website for all to view. The Planning & Building Director stated that anyone interested in serving on the Complete Count Committee should contact him.

APPROVAL OF THE AGENDA

Councilmember Johnson made a motion to approve the agenda. Councilmember Bird seconded the motion. Voting was unanimous in favor of the motion.

GRANTING AUDIENCE TO THE PUBLIC:

Tom Cyphers, resident made a comment concerning the financial condition of St. Marys. Mr. Cyphers referenced the number of vacant commercial properties, and Cumberland Harbor residents have witnessed their property values going down. Mr. Cyphers believes a vast numbers of residents will be requesting property tax appeals. Mr. Cypress also stated, we cannot print money like the U.S. Government and if there is not a conclusion to the comprehensive re-evaluation of the 2009 Tax Digest, we are likely to go back and use the 2008 evaluation.

Cookie Johnson, resident reported that she has received a lot of calls for Councilmember Johnson concerning Branding. She wanted to ensure that everyone understands that the City of St. Marys received a grant for Branding. Mrs. Johnson strongly urged council to only select the best qualified candidates for boards, committees and authorities. She stated Council selects these individuals but once they get elected these individuals really do not understand the commitment required. Mrs. Johnson stated the new Senior Center has several projects to complete and they need workers willing to roll up their sleeves and work.

John Morrissey, resident wanted to follow up on Mr. Cyphers comments by stating the City of St. Marys needs to put a positive spin on our situation. He believes if we do not, it will give the appearance of a pending tax increase. Mr. Morrissey also stated eighty percent of the budget seems to be allocated to Public Works, Police and the Fire Department.

Dave Schmitz, resident spoke on eminent domain being mentioned at the City Council Meeting. He also corrected another resident concerning the amount of the Branding Research as \$14,000 not \$1400. Mr. Schmitz commented on speed limit signs on Kingsbay Road and other areas in the city. He further commented that he and his wife clean-up debris left behind by trash workers.

Rosemary Rio, resident stated that drivers should be ticketed for going too slow even though she has not witnessed this happening in St. Marys.

***CONSENT AGENDA ITEMS:**

Councilmember DeLoughy made a motion to approve new business “C, D and G” to the consent agenda. Councilmember Trader seconded the motion. Voting was unanimous in favor of the motion.

OLD BUSINESS:

There was no “Old Business”.

NEW BUSINESS:

A. ALCOHOL LICENSE EXTENSION:

Council consideration to extend the six month deadline to opening for business without forfeiture of the alcohol license.

Councilmember Weaver made a motion to approve the extension with the stipulation that Mr. Patel pay the taxes due the City of St. Marys before the alcohol license will be issued. Councilmember Bird seconded the motion.

Councilmember Trader requested a timeline from Mr. Patel. We should not approve an unlimited extension. Councilmember Hase indicated the ordinance states ninety days with reasonable cause and she would like to know his reasonable cause. Councilmember Weaver referenced his building not being completed.

Councilmember Weaver amended her motion for approval to include an extension for no more than ninety days with the stipulation that St. Marys taxes be paid before the alcohol license will be issued. Councilmember Bird seconded the amended motion. Voting was unanimous in favor of the motion.

B. HOSPITAL AUTHORITY M.O.U.: *Senior Center Building*

To approve a memorandum of understanding between the City of St. Marys and the Hospital Authority for repairs, renovations, and maintenance of the Senior Center Building.

Councilmember Weaver made a motion for discussion. Councilmember DeLoughy seconded the motion.

Councilmember Weaver indicated part of a sentence in the M.O.U. which states “The city shall be responsible for all renovations” seemed a bit inclusive to her. Councilmember Weaver also questioned part of a sentence under the Hospital Authority which stated, “Through monetary funds or other compensation”.

The City Manager stated work related to the Senior Center will be completed by the City of St. Marys, with prior approval from the Hospital Authority for reimbursement. The City Manager offered to make that portion a little clearer.

Councilmember Bird stated he would like a statement included referencing volunteers from the Hospital Authority or the City of St. Marys being able to contribute.

Councilmember Hase stated the M.O.U. seemed a little one-sided. She felt the City needed a more mutual agreement. Councilmember Hase stated "1B" needs to include the City of St. Marys option to outsource work if needed.

Councilmember Weaver made a motion to postpone the M.O.U until the next council meeting. Councilmember DeLoughy seconded the motion. Voting was unanimous in favor of the motion.

C. *DEPARTMENT OF TRANSPORTATION: *Proposed List of Roadways for the Speed Ordinance & Radar Permit*

To approve the speed limits and streets that speed detective devices, such as radar or lidar, may be utilized to monitor and regulate traffic on city streets.

Councilmember DeLoughy made a motion to approve the speed ordinance and radar permit. Councilmember Trader seconded the motion. Voting was unanimous in favor of the motion.

D. *GENERAL ELECTION ORDINANCE:

To authorize the advertising of the call for the General Election and candidate qualifying period.

Councilmember DeLoughy made a motion to approve the ordinance. Councilmember Trader seconded the motion. Voting was unanimous in favor of the motion.

E. GEORGIA POWER COMPANY: *Relocation Agreements*

To relocate the Georgia Power Transmission and Distribution lines along Highway 40 and for the Martha Drive Traffic Signal installation.

Councilmember Weaver made a motion not to approve the agreements. Councilmember Trader seconded the motion.

Councilmember Weaver requested information on how the electrical transmission lines issue was not discovered before now. She also wanted to know available options concerning Seaboard Construction since the City had already given notice to proceed. The Public Works Director explained field measurements taken showed the attachment point will be taller than the existing pole. This means the traffic signal would go through Georgia Power transmission lines. There must be a ten foot clearance near those lines.

Councilmember Trader stated this information should have been included in the existing engineering survey of the original project. The City Manger offered a few suggestions to explore. The first suggestion to explore is a refund from the original engineers. The second suggestion was to pass the additional charge on to the company who supplied the

incomplete data. Councilmember Johnson stated safety is a concern and a traffic light is needed at the intersection. Councilmember Johnson does not like the additional funds requested but they are needed for the middle school.

Councilmember Weaver amended the motion to refer this relocation agreement back to the City Manager, City Attorney and Public Works Director for available options. Councilmember Trader seconded the amended motion. Voting was unanimous in favor of the motion.

F. COLERAIN AND WINDING ROADS TRAFFIC SIGNAL: *Acquisition of Easements*
To accept easements which are necessary for the City to obtain prior to the installation of the traffic signal at Colerain Road and Winding Road.

Councilmember Trader made a motion to approve the acquisition of the easements. Councilmember Weaver seconded the motion.

Councilmember Johnson stated his concern for traffic coming from St. Marys and Kingsbay Road. He indicated a light situated at that location will slow traffic to the detriment of people. Councilmember Weaver stated a traffic light is needed at that location. She referenced the location being a 50 mph zone and a potential hazard to drivers pulling out. Voting was recorded as follows:

FOR

Councilmember Bird
Councilmember Hase
Councilmember Trader
Councilmember DeLoughy
Councilmember Weaver

OPPOSED

Councilmember Johnson

G. *FORCE MAIN 13 UPGRADE PROJECT: *Acquisition of Easements*

To accept easements necessary for the Force Main #13 upgrade project (Lift Station#6 Force Main upgrade and re-route which is connected to the upgrade of Lift Station #13) per the City's Water/Sewer Master Plan Projects WW8 and WW13.

Councilmember DeLoughy made a motion to approve the acquisition of easements. 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. Rezoning Appeal:** Ronnie Leinwohl, Kings Bay Pro 3, LLC, requested to amend present PD R-3 and R-5 of a 43.5 acre property known as Haven Park to allow the additional use of C-2 zoning allowing the applicant to place an upscale RV Park with associated amenities on the property. Tax Parcel 121-20.

Councilmember Weaver made a motion to return this project to the Planning Commission. Councilmember DeLoughy seconded the motion. Voting was unanimous in favor of the motion.

B. PROPERTY COMMITTEE REPORT

Councilmember Weaver presented the Property Committee Report from the meeting held on July 8, 2009.

1. Councilmember Weaver reported the Economic Development Director will facilitate a meeting between members of the Marine Center and the Bait Shop on Wednesday, July 15th at 5:00 p.m. The two groups will work to devise a plan agreeable to both parties.
2. The Property Committee received a request from Chief Hatch to consider a Citizens Advisory Panel. The panel would serve to make suggestions concerning assisting the City of St. Marys with response to issues regarding city-wide beautification projects. The Property Committee voted 3-0 to make a recommendation to Council.

Councilmember Weaver made a motion to reactivate the Citizens Advisory Board. Councilmember DeLoughy seconded the motion. Voting was unanimous in favor of the motion.

Mayor Eskridge stated an announcement will be made at the next City Council Meeting concerning vacancies. The Citizens Advisory Board will consist of seven members. Each council member will select one member and Mayor Eskridge will be the seventh member.

3. The Property Committee voted 3-0 to recommend to Council the approval of uniform bike path symbols to be painted on St. Marys Roads by volunteers.

Councilmember Weaver made a motion to allow volunteers to paint the uniform bike path symbols along St. Marys Roads. Councilmember Trader seconded the motion. Voting was unanimous in favor of the motion.

4. The Property Committee voted to deny a motion to mow private property in reference to North River, LLC. The Committee felt the City of St. Marys already has ordinances that cover this issue.
5. Georgia Power was removed from the agenda. The Streets & Sidewalks Ordinance along with the Property Maintenance Ordinance was postponed.
6. The Property Committee voted to recommend to Council a work session concerning Chip Drury and the Memorandum of Understanding due to the detail involved with the project.

A Work Session was scheduled on Monday, July 20, 2009 at 5:00 p.m. in the Council Chamber at City Hall.

7. The Property Committee has come to an agreement concerning the Airport Lease.

Councilmember Trader made a motion to approve the Airport Lease subject to the City Attorney's review of the document. Councilmember Bird seconded the motion. Voting was unanimous in favor of the motion.

8. The Property Committee voted 3-0 to approve the Police Firing Range Proposal. This proposal would authorize the City Manager to work on a lease for a loan from Georgia Environmental Facilities Authority (GEFA) for a full monthly repayment by the United States Coast Guard to upgrade the City of St. Marys Police Firing Range. No city funds would need to be allocated and the U.S. Coast Guard would fund the project. This lease would include clauses for "early termination" and for continuing maintenance.

Councilmember Weaver made a motion to approve the proposal. Councilmember Bird seconded the motion. Voting was unanimous in favor of the motion.

REPORT OF MAYOR:

July 9, 2009	Attended the reception for the new Cumberland Island Superintendant, presented a proclamation to the St. Marys Garden Club and attended Mr. & Mrs. Hollis Meeting
June 17, 2009	Special Council Meeting
June 19, 2009	Employee Appreciation Party at the Aquatic Park
June 20-23, 2009	Attended the GMA Conference
June 24, 2009	Attended the Express Scripts Emergency Preparedness Program
June 26, 2009	Attended the Change of Command Ceremony on Kingsbay Naval Base
June 30, 2009	Meeting with Councilmember DeLoughy and attended the Branding Workshop
July 1, 2009	RDC Meeting now the CGRC
July 2, 2009	Attended the Sea Dog Ceremony
July 3, 2009	Judged the Bicycle Decoration Contest
July 4, 2009	Attended and participated in the Fourth of July Parade
July 8, 2009	Meeting with Mr. Shanahan & Marsha concerning training expenses and attended the Property Committee Meeting
July 9, 2009	Attended the Public Service Authority (PSA) meeting and a four hour ride-a-long with St. Marys Police Department
July 10, 2009	Meetings with Chip Drury and on a new R.V. Development
July 11, 2009	Memorial Garden Ceremony

Mayor Eskridge read the calendar of events, activities, and meetings for the month of July.

Mayor Eskridge made a statement pertaining to a letter received from the Ethics Board in relation to complaints against four St. Marys Councilmembers. The Mayor stated no action was taken by the Ethics Board. Councilmember Hase stated she would like to go on the record concerning the complaint. She stated no meeting took place and residents needed to be informed of this fact.

REPORT OF CITY MANAGER:

The City Manager gave a report concerning a suicide attempt in St. Marys. He also applauded the St. Marys Police Department for their heroic actions. The negotiation and apprehension of the individual was professionally handled by the City's Police Department.

All citizens were invited to learn how government works by attending St. Marys 101. These classes will only be held once a year instead of twice a year. The next class is being held on July 22nd, at the Economic Development Building. All remaining classes will be held on Wednesdays. This is an excellent opportunity to understand how and why the city spends money and makes certain decisions.

The City Manager referenced some of the Special Purpose Local Option Sales Tax (SPLOST) V projects. Several of the city sidewalks and streets projects are as follows: Martha Drive, Colerain Road, Douglas Drive/Colerain Road Designation, and Osborne Street. Projects relating to drainage issues include: Mickler Drive Bridge Project, Storm, Storm Water Mast Plan Project 1, and Storm Water Master Plan 2.

GRANTING AUDIENCE TO THE PUBLIC:

Cookie Johnson, resident commented about the Senior Advisory Committee nominations and whether Council had a letter from Chuck Lanham. She also stated that Sue pulled her name so Chuck would be the only one. Mrs. Johnson thought Council would speak about Comcast.

Roger Rio, resident questioned whether the Tax Allocation District (TAD) would be available for citizens to view. He stated people in the watchdog group will want to know.

Bob Berry, resident informed City Council of a video available at camdenwatchdog.com pertaining to questions and procedures for residents regarding tax bills.

Winston Barlow, resident stated that Council should return to the engineers for answers concerning the traffic light. Mr. Barlow felt the lease agreement should be an easy fix. He stated he is happy to see a mutual agreement between the Hospital Authority and the City. He felt the R.V. Resort presentation is a business opportunity for the city. It is the City's responsibility to make the business adhere to the ordinances. Mr. Barlow felt the TAD issue needs to be researched by Council before they request such a huge contribution from the residents.

Rosemary Rio, resident opposes the R.V. Resort having long term lease options. She felt that would promote residential living instead of resort living.

EXECUTIVE SESSION: *Personnel & Legal*

Councilmember DeLoughy made a motion to adjourn to executive session to discuss personnel and legal issues. Councilmember Trader seconded the motion. Voting was unanimous in favor of the motion.

The Mayor and Council adjourned to executive session at 8:43p.m., returning at 9:00 p.m. with Mayor Eskridge calling the Council meeting back to order.

PERSONNEL

Councilmember Trader made a motion to reappoint the Associate Judge for another year with the same terms and conditions as previously stated. Councilmember Bird seconded the motion. Voting was unanimous in favor of the motion.

LEGAL

No official action was taken at this time.

ADJOURNMENT:

Councilmember Bird made a motion for adjournment. Councilmember DeLoughy seconded the motion. Voting was unanimous in favor of the motion. Mayor Eskridge declared the meeting adjourned at 9:01 p.m.

Respectfully submitted,

Deborah Walker-Reed, Deputy City Clerk

General Fund **FY 2009**
YTD 05/31/2009 - 11 Months Reported

91.67%

Revenue Analysis	Budget	Distribution	Actual YTD	% of Budget
Ad Valorem and Transfer Taxes	\$3,981,082	34.97%	\$3,395,973	85.30%
Total Franchise Taxes	\$808,000	7.10%	\$816,502	101.05%
Local Opt Sales Tax	\$2,600,000	22.84%	\$1,951,021	75.04%
Alcoholic Beverage Excise Tax	\$195,000	1.71%	\$184,157	94.44%
Insurance Premium Tax & Business Tax	\$805,000	7.07%	\$813,797	101.09%
Other (Penalty, Interest, etc.)	\$35,000	0.31%	\$31,800	90.86%
Total Taxes	\$8,424,082	73.99%	\$7,193,250	85.39%
License and Permits	\$683,700	6.01%	\$428,126	62.62%
Fines & Fees	\$537,000	4.72%	\$302,531	56.34%
Misc./Chg for Serv/O Inc/Senior Cent & Cemetery	\$721,304	6.34%	\$800,105	110.92%
Other Revenue	\$1,942,004	17.06%	\$1,530,761	78.82%
Total Operating Revenues	\$10,366,086	91.05%	\$8,724,011	84.16%
Interest, Property Sale, etc.	\$272,000	2.39%	\$119,563	43.96%
Inter-Government	\$25,000	0.22%	\$116,970	467.88%
Loan \$1,743,103 & Rental proceeds \$425,000	\$722,000	6.34%	\$424,959	58.86%
Fund Equity	\$0	0.00%	\$0	#DIV/0!
Subtotal- Non Operating Revenue	\$1,019,000	8.95%	\$681,492	64.92%
Total Revenues	\$11,385,086	100.00%	\$9,385,503	82.44%

Expense Analysis	Budget	Distribution	Actual YTD	% of Budget
Salaries & Wages	\$6,636,425	58.29%	\$6,124,787	92.29%
Purchased Services	\$1,044,068	9.17%	\$615,388	58.94%
General Supplies and Materials	\$1,412,620	12.41%	\$932,123	65.99%
Other, PSA & Municipal Court passthrough	\$708,429	6.22%	\$613,215	86.56%
Operating Expenses	\$9,801,542	86.09%	\$8,285,513	84.53%
Capital Expenditures	\$517,450	4.54%	\$220,649	42.64%
Contingency	\$240,554	2.11%	\$0	0.00%
Debt Service- Loans & Capitalized Lease payments	\$825,540	7.25%	\$784,139	94.98%
Non-Operating Expenses	\$1,583,544	13.91%	\$1,004,788	63.45%
Total Expenditures	\$11,385,086	100.00%	\$9,290,300	81.60%

Excess/(Shortfall) of Revenues **\$95,203**

91.67%

Departmental Analysis:	Budget	Distribution	Actual YTD	% of Budget
Legislative and Executive Departments	\$532,117	4.67%	\$460,064	86.48%
Finance	\$1,377,996	12.10%	\$870,853	63.20%
Legal	\$145,960	1.28%	\$112,014	76.74%
Information Technology	\$163,204	1.43%	\$148,157	90.78%
Human Resources	\$126,048	1.11%	\$113,625	90.14%
Police Administration & Municipal Court	\$3,223,395	28.31%	\$2,697,179	83.68%
Fire Administration	\$1,652,480	14.51%	\$1,392,483	84.27%
Public Works, Hwys & Streets, Bldgs, etc.	\$2,923,374	25.68%	\$2,510,020	85.86%
Cemetery	\$15,300	0.13%	\$2,250	14.71%
Senior Center	\$121,753	1.07%	\$99,771	81.95%
Parks Admin & Kayak launch/Boat Ramp	\$90,520	0.80%	\$39,164	43.27%
Library Administration	\$324,827	2.85%	\$287,970	88.65%
Planning, Zoning, Building	\$475,077	4.17%	\$380,486	80.09%
Economic Development	\$146,629	1.29%	\$112,130	76.47%
Airport, Special Facilities & Other	\$66,406	0.58%	\$64,154	96.61%
Total Expenditures	\$11,385,086	100.00%	\$9,290,300	81.60%

Cash Balances:	\$4,359,429	Run Rate Analysis:	
LESS: Restricted Budgeted Fund Equity	\$0	Average YTD Mo. Exp.	\$844,573
Unrestricted Cash Balances	\$4,359,429	Months of Operating Cash	5.07
LESS: Outstanding P.O.'s	\$77,491		
Available Cash	\$4,281,939		

Debt Analysis:	Balance	P&I Due 2009	P&I Due 2010	P&I Due 2011
Total Debt Balances	\$2,802,241	\$704,485	\$516,934	\$461,756

Water/Sewer Fund FY2009
YTD 05/31/2009 - 11 Months Reported

91.67%

Revenue Analysis	Budget	Distribution	Actual YTD	% of Budget
Water Charges	\$1,847,000	4.15%	\$1,861,443	100.78%
Capital Recovery Fees	\$1,151,250	2.59%	\$442,665	38.45%
Construction Fees	\$460,350	1.03%	\$183,094	39.77%
Sewage Charges	\$1,646,400	3.70%	\$1,717,854	104.34%
Late Fees and Penalties	\$154,000	0.35%	\$174,807	113.51%
Operating Revenues	\$5,259,000	11.81%	\$4,379,863	83.28%
Interest and Misc. Income	\$738,000	1.66%	\$1,942,931	263.27%
Government Grants & Loans	\$36,035,000	80.92%	\$10,998,898	30.52%
Fund Equity	\$2,500,000	5.61%	\$2,291,750	91.67%
Non-Operating Revenue	\$39,273,000	88.19%	\$15,233,579	38.79%
Total Revenues	\$44,532,000	100.00%	\$19,613,442	44.04%

Expense Analysis	Budget	Distribution	Actual YTD	% of Budget
Salary Wage and Benefit Costs	\$1,717,664	3.86%	\$1,416,543	82.47%
Purchased/Contracted services	\$1,224,450	2.75%	\$586,992	47.94%
Supplies	\$1,230,350	2.76%	\$892,644	72.55%
Operating Expenses	\$4,172,464	9.37%	\$2,896,179	69.41%
Capital Expenditures	\$35,600,000	79.94%	\$11,211,894	31.49%
Contingency	\$768,941	1.73%	\$0	0.00%
Fiscal Agent's Fee	\$0	0.00%	\$0	#DIV/0!
Other Financing Uses/Operating Trans	\$295,001	0.66%	\$0	0.00%
Debt Service	\$3,553,944	7.98%	\$4,070,565	114.54%
Non-Operating Expenses	\$40,217,886	90.31%	\$15,282,459	38.00%
Total Expenditures	\$44,390,350	99.68%	\$18,178,638	40.95%

Excess/(Shortfall) of Revenues	\$1,434,804
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Cash Balances:	\$4,927,133	Run Rate Analysis:	
LESS: Restricted Debt Svc/Dep Balances	\$355,907	Average YTD Mo. Exp.	\$1,652,603
LESS: Restricted Budgeted Fund Equity	\$2,500,000	Months of Operating Cash	1.23
Unrestricted Cash Balances	\$2,071,225		
LESS: Outstanding P.O.'s	\$31,600		
Available Cash	\$2,039,625		

Debt Analysis:	Balance	P&I Due 2009	P&I Due 2010	P&I Due 2011
Total Debt Balances	\$57,244,188	\$1,994,439	\$2,270,227	\$2,362,861

Solid Waste Fund **FY 2009**
YTD 05/31/2009 - 11 Months Reported

91.67%

Revenue Analysis	Budget	Distribution	Actual YTD	% of Budget
Residential Refuse Charges	\$853,000	70.23%	\$921,297	108.01%
Commercial Refuse Charges	\$64,000	5.27%	\$31,287	48.89%
Other Fees	\$102,000	8.40%	\$63,273	62.03%
Subtotal- Operating Revenues	\$1,019,000	83.90%	\$1,015,856	99.69%
Interest Income	\$2,568	0.21%	\$2,826	110.05%
Capital Lease Proceeds	\$0	0.00%	\$0	#DIV/0!
Loan Proceeds	\$0	0.00%	\$0	#DIV/0!
Fund Equity	\$193,000	15.89%	\$176,923	91.67%
Subtotal- Non Operating Revenue	\$196,668	16.10%	\$179,749	91.91%
Total Revenues	\$1,214,568	100.00%	\$1,195,608	98.44%

Expense Analysis	Budget	Distribution	Actual YTD	% of Budget
Salary Wage and Benefit Costs	\$58,222	4.79%	\$55,183	94.78%
Purchased/Contracted services	\$906,800	74.66%	\$886,519	97.76%
Supplies	\$1,350	0.11%	\$434	32.15%
Landfill Fees	\$228,700	18.83%	\$115,641	50.58%
Total Other Costs	\$0	0.00%	\$0	#DIV/0!
Total Operating Expenses	\$1,195,072	98.39%	\$1,057,777	88.51%
Capital Expenditures	\$0	0.00%	\$0	#DIV/0!
Contingency	\$19,496	1.61%	\$0	0.00%
Debt Payments	\$0	0.00%	\$0	#DIV/0!
Total Non-Operating Expenses	\$19,496	1.61%	\$0	0.00%
Total Expenses	\$1,214,568	100.00%	\$1,057,777	87.09%

Excess/(Shortfall) of Revenues	\$137,829
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Cash Balances:	\$422,706	Run Rate Analysis:	
LESS: Restricted Budgeted	\$193,000	Average YTD Mo. Exp.	\$96,162
Unrestricted Cash Balances	\$229,706	Months of Operating Cash	1.57
LESS: Outstanding P.O.'s	\$78,551		
Available Cash	\$151,155		

Debt Analysis:	Balance	P&I Due 2008	P&I Due 2009	P&I Due 2010
Total Debt Balances	\$0	\$0	\$0	\$0

SPLOST

FY 2009

YTD 05/31/2009 - 11 Months Reported

91.67%

Revenue Analysis	Budget	Distribution	Actual YTD	% of Budget
Splost Revenues - V	\$4,926,172	22.67%	\$1,024,025	20.79%
Splost Revenues - VI	\$16,800,000	77.33%	\$1,850,000	11.01%
Subtotal- Operating Revenues	\$21,726,172	100.00%	\$2,874,025	13.23%
Interest Income	\$0	0.00%	\$913	#DIV/0!
Fund Equity	\$0	0.00%	\$0	#DIV/0!
Subtotal- Non Operating Revenue	\$0	0.00%	\$913	#DIV/0!
Total Revenues	\$21,726,172	100.00%	\$2,874,938	13.23%

Expense Analysis V	Budget	Distribution	Actual YTD	% of Budget
Accounting Fees	\$13,000	0.06%	\$3,540	27.23%
Roadways & Walkways	\$1,045,142	4.81%	\$726,133	69.48%
Storm Drainage	\$2,009,447	9.25%	\$275,321	13.70%
Traffic Signal	\$972,840	4.48%	\$19,311	1.99%
Muti Media Center	\$239,685	1.10%	\$0	0.00%
Library	\$318,080	1.46%	\$425	0.13%
Sidewalks/Handicap ramps	\$327,978	1.51%	\$60,063	18.31%
Total Operating Expenses	\$4,926,172	19.70%	\$1,084,794	22.02%
Total Expenses	\$4,926,172	100.00%	\$1,084,794	22.02%

Expense Analysis VI	Budget	Distribution	Actual YTD	% of Budget
Accounting Fees	\$30,000	0.18%	\$0	0.00%
Roadways & Walkways	\$2,770,000	16.49%	\$0	0.00%
Storm Drainage	\$5,500,000	32.74%	\$0	0.00%
Sewer	\$5,000,000	29.76%	\$1,850,000	37.00%
City Buildings	\$3,500,000	20.83%	\$0	0.00%
Total Operating Expenses	\$16,800,000	100.00%	\$1,850,000	11.01%
Total Expenses	\$21,726,172		\$1,850,000	8.52%
Excess/(Shortfall) of Revenues			(\$59,856)	

Cash Balances:	\$60,593	Run Rate Analysis:	
LESS: Restricted Budgeted Fund E	\$0	Average YTD Mo. Exp.	\$98,618
Unrestricted Cash Balances	\$60,593	Mths of Oper Cash	0.61
LESS: Outstanding P.O.'s	\$0		
Available Cash	\$60,593		

Aquatic Center **FY 2009**
YTD 05/31/2009 - 11 Months Reported

91.87%

Revenue Analysis	Budget	Distribution	Actual YTD	% of Budget
Aquatic Center Revenues	\$401,395	94.27%	\$215,708	53.74%
Subtotal- Operating Revenues	\$401,395	94.27%	\$215,708	53.74%
Interest/T/F In G/F	\$24,402	5.73%	\$22,500	92.21%
Fund Equity	\$0	0.00%	\$0	#DIV/0!
Subtotal- Non Operating Revenue	\$24,402	5.73%	\$22,500	92.21%
Total Revenues	\$425,797	100.00%	\$238,208	55.94%

Expense Analysis	Budget	Distribution	Actual YTD	% of Budget
Personnel Services	\$236,797	55.61%	\$184,179	77.78%
Purchased Services	\$51,700	12.14%	\$26,488	51.23%
Supplies	\$128,300	30.13%	\$79,080	61.64%
Equipment	\$9,000	2.11%	\$7,045	78.28%
Total Expenses	\$425,797	100.00%	\$296,792	69.70%

Excess/(Shortfall) of Revenues	(\$58,584)
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Cash Balances:		Run Rate Analysis:	
	\$70,396		
LESS: Restricted Budgeted Fund Exp.	\$0	Average YTD Mo. Exp.	\$26,981
Unrestricted Cash Balances	\$70,396	Mths of Oper Cash	2.43
LESS: Outstanding P.O.'s	\$4,804		
Available Cash	\$65,592		

Tourism

FY 2009

YTD 05/31/2009 - 11 Months Reported

91.67%

Revenue Analysis	Budget	Distribution	Actual YTD	% of Budget
Hotel/Motel Revenue	\$144,000	62.55%	\$103,128	71.62%
Activity Fees	\$2,000	0.87%	\$6,394	319.68%
Retail Sales	\$1,500	0.65%	\$795	53.02%
Subtotal- Operating Revenues	\$147,500	64.07%	\$110,316	74.79%
Interest Income	\$1,000	0.43%	\$170	17.03%
Miscellaneous/Contributions Fm Others	\$11,707	5.09%	\$13,397	114.44%
Transfers From Others	\$45,000	19.55%	\$46,006	102.24%
Fund Equity	\$25,000	10.86%	\$22,918	91.67%
Subtotal- Non Operating Revenue	\$82,707	35.93%	\$82,491	99.74%
Total Revenues	\$230,207	100.00%	\$192,808	83.75%

Expense Analysis	Budget	Distribution	Actual YTD	% of Budget
Salary Wage and Benefit Costs	\$111,267	48.33%	\$88,761	79.77%
Purchased/Contracted services	\$75,450	32.77%	\$68,975	91.42%
Supplies/Vehicles	\$27,150	11.79%	\$23,105	85.10%
Payment to Others	\$16,340	7.10%	\$15,479	94.73%
Total Operating Expenses	\$230,207	100.00%	\$196,321	85.28%
Total Expenses	\$230,207	100.00%	\$196,321	85.28%

Excess/(Shortfall) of Revenues	(\$3,513)
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Cash Balances:	\$33,686	Run Rate Analysis:	
LESS: Restricted Bgt Fund Equity	\$25,000	Average YTD Mo. Exp.	\$17,847
Unrestricted Cash Balances	\$8,686	Mths of Operating Cash	0.49
LESS: Outstanding P.O.'s	\$0		
Available Cash	\$8,686		

City of St. Marys, Georgia

STATE OF GEORGIA)
COUNTY OF CAMDEN)

Date: July 13, 2009

MOTION TO ENTER INTO A CLOSED MEETING OF A CITY COUNCIL

Council Member DeLoughy 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 Trader

Vote on Motion:

	<u>Yay</u>	<u>Nay</u>
Mayor Rowland Eskridge	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Councilman Greg Bird	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman William DeLoughy	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Deborah Hase	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Larry Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Chuck Trader	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilwoman Gull Weaver	<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, Rowland T. Eskridge, Sr., 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 July 13, 2009, 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 13th day of July, 2009.

Notary Public, County of Camden State of Georgia My Commission Expires:
Notary Public, Camden County, Georgia My Commission Expires Oct. 18, 2011

[Signature]
Notary

[Signatures]
Mayor Rowland Eskridge
Councilmember Greg Bird
Councilmember William DeLoughy
Councilmember Deborah Hase
Councilmember Larry Johnson
Councilmember Chuck Trader
Councilmember Gull Weaver