CITY OF KINGSLAND, GEORGIA

CITY COUNCIL

MINUTES ● JUNE 22, 2015

Regular Meeting	**City Council Chamber**	**6:00 PM**

107 South Lee Street - City Hall, Kingsland, GA 31548

I. CALL TO ORDER AND WELCOME GUESTS

Mayor Smith called the meeting to order at 6:00 P.M.

II. INVOCATION AND PLEDGE TO THE FLAG

Reverend James Ham gave the Invocation and led the audience in the Pledge to the Flag.

III. ROLL CALL

James Ham	Councilman
Kenneth E Smith Sr	Mayor
Alex Blount	Mayor Pro Tem
Jim McClain	City Councilman
Charles Grayson Day Jr	City Councilman

IV. CONSENT DOCKET

RESULT:	**APPROVED [3 TO 0]**
MOVER:	Alex Blount, Mayor Pro Tem
SECONDER:	Charles Grayson Day Jr, City Councilman
AYES:	Blount, McClain, Day Jr
RECUSED:	Ham

A. Approve the Council Minutes of the last regular Council Meeting
B. Approve the Agenda as Presented
C. Approve the Payments of Accounts Payable as Due and Funds Available

V. CERTIFICATION OF ELECTION RESULTS

Councilman Blount made a motion to approve the election results. Councilman McClain seconded the motion. The motion carried unanimously.

VI. OATH OF OFFICE - JAMES HAM

The Oath of Office was administered to Councilman Ham by Linda O'Shaughnessy, City Clerk.

VII. RECOGNITION

1. GFOA's Distinquished Budget Presentation Award Awarded to the City of Kingsland's Finance Department for the Commitment of the Governing Body and Staff to Meeting the Highest Principles of Governmental Budgeting. -

Mayor Smith awarded Filiz Morrow, Finance Director the GFOA's Distinguished Budget Presentation Award. The Finance Department has received this award for the past sixteen (16) years.

VIII. PRESENTATION

1. Smartlink, Verizon Wireless Cellular Facility Gross Road Water Tank -

Mr. Edward Coachman with Smartlink addressed the Mayor and City Council. Mr. Coachman gave a power point presentation on the benefits of adding a cellular tower to the Gross Road water tank.

IX. GRANTING AUDIENCE TO THE PUBLIC

1.) Ms. Roberta Webster, 1045 Boone St. W., Kingsland addressed the Mayor and City Council. Ms. Webster had concerns regarding the street signs where she lives. Ms. Webster stated that where the traffic light is on Route 40 it says Boone Street and it points towards Maycreek Drive. Ms. Webster also asked about the sewerage line installation going on near her home. Mr. Bill Coleman, Director of the Department of Public Works addressed these concerns and reported this will not impact Ms. Webster's area.

Councilman McClain stated the city should communicate better with the citizens when they are doing work.

Mayor Smith suggested it be put on the utility bills.

2.) Mr. David Towne addressed the Mayor and City Council regarding Gross Road and Peeples Park. Mr. Towne stated that the children in the Soncel Development are required to walk to school and there are no sidewalks in this area requiring the children to walk in the tall grass or along the road and he was quite concerned for the safety of the children.
Mr. Lee Spell, City Manager addressed this concern and he stated that he was out in the field and saw the need for sidewalks and he will be shifting money from the SPLOST funds to get this project underway.

3.) Mr. Tom Canning, 410 Pointe Peter Place, St. Marys, Georgia addressed the Mayor and City Council. Mr. Canning is with the get out the vote team and was disappointed in the four (4) percent turnout in the Special Election.

4.) Ms. Tanya Glazebrook, 308 Osprey Circle, St. Marys, Georgia addressed the Mayor and City Council. Ms. Glazebrook stated that one of the objectives of the get out the vote team is to inform voters and she was discouraged with the turnout for the recent election.

5.) Mr. Rick Winters, Mariner's Landing, Kingsland addressed the Mayor and City Council. Mr. Winters stated he moved into Mariner's Landing eighteen (18) years ago and there were two (2) entrances. Mr. Winters stated that when the Boone Street extension fell apart one of the entrances (Altman Road) was closed. Mr. Winters stated a few weeks ago the St. Mary's Railroad train was stopped; the gates came down and it does not allow anyone into or out of Mariner's Landing. If an emergency occurred or a citizen needed emergency service Mr. Winters was not sure how help would get to them and he wanted to make Council aware of this problem.

X. OLD BUSINESS

1. Adoption Of: Ordinance #2015-08, an Ordinance to Amend the Code of Ordinances of the City of Kingsland, Georgia, to Amend Code Section Article VII, Sec. 2-231 through 2-240, Kingsland Code of Ethics, to Provide for Penalties; to Provide for Codification; to Provide for Sever Ability; to Repeal Article VI - Code of Ethics for City Council Members in Its Entirety; and for Other Purposes. -

Councilman Blount made a motion to bring this item back to the floor. Councilman McClain seconded the motion. The motion carried unanimously.

Councilman Blount made a motion to discuss. Councilman Day seconded the motion. The motion carried unanimously.

Councilman Blount stated the current dilemma is the city has two (2) different ethic ordinances on the book; and after looking around at St. Marys and the Georgia Municipal Association's proposed ethics ordinance they are slightly more progressive than the city currently has. Councilman Blount stated that at the last meeting there were concerns about the size of the committee and concerns about a gatekeeper. Councilman Blount stated he felt it would be wiser to have a larger committee because it would be easy to have a conflict with a three member committee.

Councilman Ham asked if people can apply for this committee and Councilman Blount answered absolutely, it would allow more community involvement and trust factors.

Councilman Day stated that the number of people on the board makes sense and would like to make it six (6); he felt this would keep everything above board especially is someone needed to recluse themselves.

Councilman Blount made a motion to approve as presented with a six (6) person body in a new ordinance. Councilman Day seconded the motion. The vote was: Blount - yes, McClain - no, Ham - no, Day - yes. Mayor Smith broke the tie by voting no.

Councilman McClain stated he does not have a problem with the current ordinance and feels it works fine the way it is. Councilman McClain stated he felt Kingsland had an overall good track record and had concerns about moving to a broader ethics ordinance when the ordinance the city has is working just fine.

Councilman McClain made a motion to repeal the conflicting 2000-01 Ordinance and leave the 2010 Ordinance in tact. Councilman Ham seconded the motion. The Vote was Blount - no, McClain - yes, Ham - yes, Day - no. The Mayor broke the tie by voting yes in keeping the 2010 Ethic's Ordinance and repealing the #01-2000 Ordinance.

2. Approval Of: FY 2014/15 Mid Year Budget Revisions -

Councilman Blount made a motion for discussion. Councilman Day seconded the motion. The motion carried unanimously.

Councilman Blount stated for the purpose of clarification the Council received notice that the Mayor had enacted his authority to veto a line item in the mid-year budget and he would like some clarification.

Mayor Smith stated he vetoed a staff position.

Councilman Blount stated that in the Mayor's veto letter the position was listed as Assistant City Clerk and that is not an appointed position.

Councilman Blount made a motion to approve the 2014/15 mid year budget revisions leaving the position in. Councilman Day seconded the motion. Councilman McClain amended the motion to allow the City Manager to assign and reassign work to make sure the Administrative Department runs efficiently. Councilman Blount seconded the motion. The motion carried unanimously.

XI. PLANNING AND ZONING

None

XII. NEW BUSINESS

1. Discussion and Approval - LivingWell Employee Health Clinic MOU -

Councilman Blount made a motion for discussion. Councilman Day seconded the motion. The motion carried unanimously.

Ms. Katie Howard, Human Resource Director, Camden County addressed the Mayor and City Council about the Living Well Employee Health Clinic. Ms. Howard went over the usage and stated that the numbers for the City of Kingsland were trending up. Ms. Howard stated the key is utilization.

Councilman Blount asked whether the Clinic would be providing Department of Transportation (DOT) physicals. Ms. Howard stated they are still looking at this issue.

Councilman McClain stated the usage is dismal and the usage needs to improve. Councilman McClain asked about employment physicals.

Councilman Blount asked if the Council should amend the number for the percentage of utilization before the Memorandum of Understanding (MOU) is approved. Councilman Day stated he felt the Council should and they would reevaluate after one full quarter. Councilman Blount made a motion to approve. Councilman McClain seconded the motion. The motion carried unanimously.

2. Adoption Of: Ordinance 2015-10 - an Ordinance to Amend Chapter 2, Article IV - "Purchasing Policies and Procedures" of the Code of Ordinances - Mayor Pro Tem Alex Blount

Councilman Blount made a motion for discussion. Councilman McClain seconded the motion. The motion carried unanimously.

Councilman Blount stated that some deficiencies were found and needed to be corrected.

Councilman McClain made a motion to approve. Councilman Blount seconded the motion. The motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jim McClain, City Councilman
SECONDER:	Alex Blount, Mayor Pro Tem
AYES:	Ham, Blount, McClain, Day Jr

3. Bid Award: Online Payments-Utilities and Court -

Ms. Filiz Morrow addressed the Mayor and City Council and stated she was recommending Government Windows. This system offers 24/7 coverage and allows for counter payments. The user fees would be 3% for utilities and 4% for court fees.

Councilman Ham asked Ms. Morrow if this would take away any jobs. Ms. Morrow stated "no".

Councilman McClain had concerns and found the concept troubling. Ms. Morrow stated it was just another way to provide a method of payment to users.

Councilman Blount made a motion to approve. Councilman Day seconded the motion. The motion carried. The vote was:
Blount - yes, McClain - no, Ham - yes, Day - yes.

RESULT:	**APPROVED [3 TO 1]**
MOVER:	Alex Blount, Mayor Pro Tem
SECONDER:	Charles Grayson Day Jr, City Councilman
AYES:	Ham, Blount, Day Jr
NAYS:	McClain

4. Discussion and Approval of Epic Destinations, LLC Development Agreement -

Reintroduction of Epic Development Agreement - Changing Epic Adventures Resort I, LLC to Epic Destinations, LLC (a limited liability company with no relationship with former Epic Adventures Resort I, LLC or Michael Elzafon). The Epic project has severed all ties with Mr. Elzafon.

Mr. Lee Spell, City Manager addressed the Mayor and Council. Mr. Spell stated the only real change was the name change and this is a reintroduction.

Councilman Day stated that it also removes the cities connection to Mr. Michael Elzufon.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Alex Blount, Mayor Pro Tem
SECONDER:	Charles Grayson Day Jr, City Councilman
AYES:	Ham, Blount, McClain, Day Jr

5. Discussion - Synthetic Drug Ordinance - City Councilman Jim McClain

Councilman McClain stated the synthetic drug problem is sweeping the nation and causing problems throughout our society. The problems are filling up our emergency rooms and there is no place for this drug in our city and Councilman McClain felt adopting an ordinance was appropriate.

Councilman McClain stated he has a copy of an ordinance from the City of Gainsville, Florida on this issue. Councilman Blount stated he would like the city attorney to vet it and pending legal council approve this. Councilman McClain seconded this motion. The motion carried. The vote was: Blount - yes, McClain - Yes, Ham - yes, Day - no. Motion carried.

Councilman Day stated that Georgia House Bill 57 lays this issue out and this would be redundant for us to have an ordinance. Councilman Day asked Chief Griffis for his thoughts and Chief Griffis stated it is already a felony under Georgia law and the city can't enforce a felony by a local ordinance.

Councilman McClain stated that other cities found it important and he felt it was important that the City of Kingsland take a stand against it.

RESULT:	**APPROVED [3 TO 1]**
MOVER:	Alex Blount, Mayor Pro Tem
SECONDER:	Jim McClain, City Councilman
AYES:	Ham, Blount, McClain
NAYS:	Day Jr

6. Animal Control Ordinance Amendment -

Councilman McClain made a motion for discussion. Councilman Blount seconded the motion. Councilman Blount stated this amendment is putting our ordinance in line with Camden County. This will allow the city to repeal our ordinance, adopt the county ordinance and keep the three (3) sections that deal with municipalities.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Alex Blount, Mayor Pro Tem
SECONDER:	James Ham, Councilman
AYES:	Ham, Blount, McClain, Day Jr

7. Animal Control Service Agreement -

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Alex Blount, Mayor Pro Tem
SECONDER:	Charles Grayson Day Jr, City Councilman
AYES:	Ham, Blount, McClain, Day Jr

XIII. MAYOR AND COUNCIL ANNOUNCEMENT

None

XIV. ADJOURNED

Councilman Blount made a motion to adjourn. Councilman Day seconded the motion. The motion carried unanimously.

The meeting adjourned at 7:44 P.M.

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Kenneth E. Smith, Sr., Mayor

ATTEST:

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Linda M. O'Shaughnessy, City Clerk