

**OFFICIAL MINUTES
COMMISSION MEETING OF THE CITY OF BRUNSWICK, GEORGIA
REGULAR MEETING
7:00 P. M., July 21, 1993**

PRESENT: His Honor Mayor Homer L. Wilson, Commissioners Otis Herrington, Roosevelt Lawrence, Doris A. Davis and Rev. G. E. Darrisaw.

INVOCATION: The invocation was given by Commissioner Otis Herrington.

APPROVAL OF MINUTES

Commissioner Davis moved and Commissioner Lawrence seconded the motion to approve the minutes of the meeting of July 21, 1993. The motion passed unanimously.

DELEGATIONS

Tom Fuller representing the Chamber of Commerce and the Glynn County Clean and Beautiful Advisory Board appeared before the Commission to ask for their support in helping keep Brunswick clean. Mr. Fuller gave an update of the programs that are sponsored by the Glynn County Clean and Beautiful Advisory Board and asked the Commissioners to make an appeal to the citizens of Brunswick to volunteer their time to support the program. Commissioner Herrington commended Mr. Fuller and his group and everyone that participated in the program. Commissioner Herrington stated that he wholeheartedly supports Mr. Fuller, and pointed out that he would speak to City Manager about enforcing the Trash Ordinance. Commissioner Herrington offered his assistance to Mr. Fuller. Commissioner Davis questioned the last time the City had a clean up day in the City. The City Manager confirmed that a clean up day was held some months earlier. Commissioner Davis recommended that the City do something to clean up the trash in the City.

Mayor Wilson stated that Mr. Fuller should be commended for being interested enough to help clean up the City and County. Mayor Wilson stated that the City is grateful to have citizens that volunteer their time to help keep Brunswick clean.

Fred Grimes appeared before the Commission to request that Senior Citizens be given a discount on their water bills. Mr. Grimes pointed out that the Electric Company and Gas Company and Telephone Company give Senior Citizens a discount. Mayor Wilson stated that the Water Department was prohibited to give discounts because of the Bond Issue. Mr. Grimes requested that a discount be given on the Garbage Fee in the City instead of the Waters Bills.

The Consensus was to study the matter to see if the City could give a discount on the garbage fee to Senior Citizens.

Ken Plyman appeared before the Commission to give information about the Cable Seminar for County and Municipal Governments in Orlando, Florida, and recommended that the City Manager attend the Cable Seminar.

Ken Plyman stated that he would like to see smoking banned in City Buildings, and would like to see a designated smoking area in City Buildings.

Mr. Jerry Kennedy was present and stated that he agreed with Mr. Plyman.

Commissioner Davis stated that she is a smoke and follows the rules for non-smoking when she is in other places and it has helped her. She further stated that she would like to see "No Smoking" signs in City Buildings and she respects the wishes of non-smokers. Commissioner Darrisaw asked if a survey was done of City workers for smoking in City Buildings. The City Manager stated that he spoke with employees about the smoking ban and received positive comments.

Commissioner Herrington stated that he received two letters about smoking in City Buildings. He pointed out that smoking does matter when persons work together. A person that does not smoke is very sensitive to smoke. He further stated that he did not want to take away anyone's rights. The question is whether one person wants to sit by someone that is a smoker.

Commissioner Lawrence stated that he supports non-smoking in Public Buildings and would like to see a designated area.

Commissioner Darrisaw stated that he was concerned about employees sitting by someone smoking all day, because smoke gets in their clothes and they suffer from health problems.

Ken Plyman stated that a smoking ban would infringe upon his rights and asked the Commission to consider a designated smoking area in City Buildings.

Chuck Nesmith was present to discuss the machine that he markets that would purify the air. He stated that he could do a cost estimate for the City.

No action was taken.

Frankie Quimby representing the Sea Island Festival was present to request funding for the Sea Island Festival to be held on St. Simons Island August 14 - 15, 1993. Commissioner Lawrence stated that they would like to look at the budget before a decision could be made.

William Crosby representing the Glynn County Board of Education was present to request contracting the services of a City Police Officer to serve at Brunswick High and Jane Macon School. Mr. Crosby stated that this would become a new position and interviews will be conducted to fill the position. Mr. Crosby stated that all fringe benefits would be included with the pay.

Commissioner Lawrence moved and Commissioner Darrisaw seconded the motion to grant the request to contract an officer to the Board of Education. The motion passed unanimously.

TITLE III CONTRACT

The Director of Community Development submitted contract for Title III Services between CRDC and the City of Brunswick for a period of one year, July 1, 1993 thru June 30, 1994 in the amount of \$121,000.00. Commissioner Darrisaw moved and Commissioner Lawrence seconded the motion to accept the contract. The motion passed unanimously.

MONTHLY REPORTS

The following reports for the month of June, 1993 were received and filed as information: (1) General Fund (2) Water and Wastewater (3) Community Development (4) Metro Squad (5) Municipal Court and (6) Uncollectible Water Accounts. Commissioner Lawrence moved and Commissioner Darrisaw seconded the motion to accept the monthly reports. The motion passed unanimously.

Resolution for Appointment to Brunswick and Glynn County Development Authority

On motion of Commissioner Lawrence seconded by Commissioner Herrington the following Resolution was unanimously adopted:

**JOINT RESOLUTION OF THE COMMISSION OF THE
CITY OF BRUNSWICK, GEORGIA, AND THE
BOARD OF COMMISSIONERS OF GLYNN COUNTY, GEORGIA
APPOINTING THE BOARD OF GOVERNORS OF THE
BRUNSWICK AND GLYNN COUNTY DEVELOPMENT AUTHORITY**

WHEREAS, the Brunswick and Glynn County Development Authority was created by the General Assembly of the State of Georgia pursuant to an amendment to the Constitution of the State of Georgia (Ga. Laws 1962, page 810, et seq.), ratified and proclaimed, by an act of the General Assembly of the State of Georgia (Ga. Laws 1963, page 2826, et seq.), as amended by an act of the General Assembly of the State of Georgia approved March 30, 1965 (Ga. Laws 1965, page 2928, et seq.); an amendment to the Constitution of the State of Georgia (Ga. Laws 1966, page 910, et seq.); an act of the General Assembly of the State of Georgia approved April 9, 1981 (Ga. Laws 1981, page 4335, et seq.); and act of the General Assembly of the State of Gerogia approved March 14, 1983 (Ga. Laws 1983, page 4057, et seq.); an act of the General Assembly of the State of Georgia approved February 24, 1987 (Ga. Laws 1987, page 3659, et seq.); and an act of the General Assembly of the State of Georgia approved March 31, 1987 (Ga. laws 1987, page 5391, et seq.); and

WHEREAS, said Act approved March 31, 1987, (Ga. L. 1987, p. 5391), among other things, amended the 1963 Act and various amendment thereto implementing the Brunswick and Glynn County Development Authority by striking Section 1 of the 1963 Act in its entirety and inserting in lieu thereof a new Section 1 to read as follows:

"Section 1. The Brunswick and Glynn County Development Authority shall consist of a board to be known as the Board of Governors composed of five persons appointed by a joint resolution of the governing bodies of Glynn County and the City of Brunswick. At the time of the election of the first Board of Governors, the governing bodies of Glynn County and the City of Brunswick shall elect three members for three-years terms and two members for two-year terms. Thereafter, the term of all members shall be for three years. No member of the Authority may serve for more than two successive terms. If at the end of any term of office of any member, a successor thereto has not been elected, the member whose term of office has expired shall continue to hold office until his successor is appointed."; and

WHEREAS, said Act approved March 31, 1987, (Ga. L. 1987, p. 5391, among other things, amended the 1963 Act and various amendments thereto implementing the Brunswick

and Glynn County Development Authority by striking Section 2 of the 1963 Act in its entirety and inserting in lieu thereof a new Section 2 to read as follows:

"Section 2. The members of the Authority shall be taxpayers residing in Glynn County, Georgia. No member shall be an officer or employee of Glynn County or the City of Brunswick. The members of the authority shall elect one of their members as chairperson and another as vice-chairperson and shall also elect a secretary and treasurer.

In the event of a vacancy in the membership of the authority, the authority will submit to the governing bodies of Glynn County and the City of Brunswick the name of one candidate for each vacancy. If any candidate is not acceptable to the governing bodies of Glynn County and the City of Brunswick, the authority will be asked to submit the name of a second candidate. If three of such candidates for a particular vacancy are found to be unacceptable, the governing bodies of Glynn County and the City of Brunswick, by resolution, shall appoint an individual or individuals to fill such vacancy or vacancies.

Upon appointment, each member of the authority shall take an oath before a notary public, or other officer authorized to administer oaths, that he or shee will truly and faithfully perform the duties of a member of the authority."

WHEREAS, on July 23, 1987, Hugh Langford and Henry Godshall were appointed to serve on the Board of Governors of the Brunswick and Glynn County Development Authority for a two-year term beginning August 1, 1987; and

WHEREAS, the terms of Hugh Langford and Henry Godshall expired on July 31, 1989, and William H. Stewart and Alfred W. Jones, III, were appointed to serve on the Board of Governors of the Brunswick and Glynn county Development Authority for a three-year term beginning August 1, 1989; and **WHEREAS**, the terms of William H. Stewart and Alfred W.

Jones, III, expired on July 31, 1992, and William H. Stewart and Alfred W. Jones, III, were appointed to serve on the Board of Governors of the Brunswick and Glynn County Development Authority for a three-year term beginning August 1, 1992; and

WHEREAS, on July 23, 1987, W. Ray Acosta, Robert B. Malone and William F. Torrey, Jr., were appointed to serve on the Board of Governors of the Brunswick and Glynn County Development Authority for a three-year term beginning August 1, 1987; and

WHEREAS, the terms of W. Ray Acosta, Robert B. Malone and William F. Torrey, Jr., expired on July 31, 1990, and W. Ray Acosta, William F. Torrey, Jr., and William R. Parker, Jr., were appointed to serve on the Board of Governors of the Brunswick and Glynn County Development Authority for a three- year term beginning August 1, 1990; and

WHEREAS, Homer L. Wilson, Mayor of the City of Brunswick, and Robert H. Boyne, Chairman of the Board of Commissioners of Glynn County, Georgia, do hereby jointly certify the following:

1. That W. Ray Acosta, William F. Torrey, Jr., and William R. Parker, Jr., were appointed to serve on the Board of Governors of the Brunswick and Glynn County Development Authority for a three-year term beginning August 1, 1990; and

2. That the terms of W. Ray Acosta, William F. Torrey, Jr., and William R. Parker, Jr., expired on July 31, 1993; and

3. That the Brunswick and Glynn County Development Authority submitted to the Commission of the City of Brunswick for a vote at its meeting on July 21, 1993, and to the Glynn County Board of Commissioners for a vote at its meeting on August 19, 1993, the name of the term of W. Ray Acosta; the name of Walter C. McNeely to fill the vacancy created by the expiration of the term of William R. Parker, Jr.; each person to serve on the Board of Governors of the Brunswick and Glynn County Development Authority for a three- year term beginning August 1, 1993; and

4. That the Commission of the City of Brunswick, at its meeting on July 21, 1993, voted to appoint said William M. Hannon, Walter C. McNeely and William R. Parker, Jr. to serve as members of the Board of Governors of the Brunswick and Glynn County Development Authority for a three-year term beginning August 1, 1993; and

5. That the Glynn County Board of Commissioners, at its meeting on August 19, 1993, voted to appoint William M. Hannon and Walter C. McNeely to serve as members of the Board of Governors of the Brunswick and Glynn County Development Authority for a three-year term beginning August 1, 1993, but declined to accept the nomination of William R. Parker, Jr., to fill the expired term of William R. Parker, Jr., and

6. That the Brunswick and Glynn County Development Authority submitted to the Commission of the City of Brunswick for a vote at its meeting of September 1, 1993, and to the Glynn County Board of Commissioners for a vote at its meeting on September 2, 1993, the name of Ben T. Slade, III, to fill the vacancy created by the expiration of the term of William R. Parker, Jr., and to serve on the Board of Governors of the Brunswick and Glynn County Development for a three-year term beginning August 1, 1993; and

7. That the Commission of the City of Brunswick, at its meeting on September 1, 1993, and the Glynn County Board of Commissioners, at their meeting on September 2, 1993, voted to appoint Ben T. Slade, III, to serve as a member of the Board of Governors of the Brunswick and Glynn County Development Authority for a three-year term beginning August 1, 1993;

NOW THEREFORE, the undersigned do hereby certify that the Commission of the City of Brunswick and the Glynn County Board of Commissioners have appointed William M. Hannon, Walter C. McNeely, and Ben T. Slade, III, to each serve

a three-year term beginning August 1, 1993, as members of the Board of Governors of the Brunswick and Glynn County Development Authority.

Ordinance to Amend City Charter

On motion of Commissioner Herrington seconded by Commissioner Davis the following Ordinance was unanimously adopted:

AN ORDINANCE TO AMEND THE MUNICIPAL CHARTER OF THE CITY OF BRUNSWICK, GEORGIA, SO AS TO AUTHORIZE THE CITY OF BRUNSWICK, THROUGH THE CITY COMMISSION, TO VACATE, ABANDON, AND ALIENATE A PORTION OF BLYTHE SQUARE; TO AUTHORIZE THE CITY OF BRUNSWICK TO VACATE A PORTION OF ORANGE PARK AND TO DEDICATE THE SAME FOR USE AS RIGHT OF WAY FOR 'L' STREET; TO AUTHORIZE THE USE OF MARY L. ROSS WATERFRONT PARK FOR A PUBLIC MARKET; TO RESTRICT THE USE, ALIENATION, ETC. OF THE PARKS AND SQUARES IN THE CITY OF BRUNSWICK; TO PROVIDE THAT CONFLICTING LAWS AND ORDINANCES SHALL BE SUPERSEDED; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

THE COMMISSION OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1. The municipal Charter of the City of Brunswick, Ga. Laws 1855-1856, pp. 335 et seq., as amended, particularly as amended and codified at Ga. Laws 1991, pp. 4981, is hereby further amended by adding to said Charter a section which shall be designated as Section 1.14 and which shall provide as follows:

"Section 1.14. Parks and Squares. "(a) Except as authorized pursuant to the powers set forth in subsections (b), (c), and (d) hereinafter or by a previous amendment of the municipal Charter of the City of Brunswick, said City shall not have the power or authority to convey, lease, sell, or alienate any of the parks or squares of said City for any use, public or private, and said parks and squares shall forever exist and be used for the benefit of the people for park purposes and for no other purposes; provided, however, that the City of Brunswick, acting by and through the Commission of said City shall have the powers and authority set forth in subsections (b), (c), and (d) hereinafter, notwithstanding any provision of this subsection or any other law, ordinance or principle of common law to the contrary.

"(b) The City of Brunswick, acting through the Commission of said City, is hereby authorized to vacate, abandon, alienate, and sell or exchange for other real property all that portion of Blythe Square, or any part thereof, lying on the west side of Norwich Street, pursuant to Official Code of Georgia Annotated §

36-37-6. "(c) The City of Brunswick, acting through the Commission of said City, is hereby authorized to vacate and close such portion of Orange Park as the Commission may deem appropriate, for use as right of way for "L" Street, and to dedicate such portion of Orange Park for use for street purposes.

"(d) The City of Brunswick, acting through the Commission of said City, is hereby authorized to use such portion of the Mary L. Ross Waterfront Park as the Commission shall deem appropriate as a public market and to permit therein the sale of agricultural produce and other goods and products for corporate or individual gain."

SECTION 2. All laws and parts of laws in conflict with this Ordinance and the Charter amendment set forth herein shall be superseded to the extent of such conflict.

SECTION 3. This Ordinance and the Charter amendment set forth herein shall become effective on August 1, 1993.

Resolution to Extend Downtown Development Authority District Boundaries

On motion of Commissioner Darrisaw seconded by Commissioner Lawrence the following Resolution was unanimously adopted:

RESOLUTION

BE IT RESOLVED, and declared, by the Commission of the City of Brunswick, in lawful meeting assembled, that in the judgement of the Commission of the City of Brunswick that the area which constitutes the central business district of said City is that geographical area lying between "L" Street on the north from Academy Creek to that certain alley running in a north-south direction midway between Norwich Street and Wolfe Street; "H" Street on the north from the said alley to Albany street; "F" Street on the north from Albany Street to Johnston Street; George Street on the south from East River to Egmont Street; Monck Street on the south from Egmont Street to Magnolia Avenue; the aforesaid alley on the east from "L" Street to "H" Street; Albany Street on the east from "H" Street to "F" Street; Johnston Street on the east from "F" Street to Gloucester Street; Magnolia Avenue on the east from Gloucester Street to Monck Street; Egmont Street on the east from Monck Street to George Street; and Academy Creek and the East River on the west. Said geographical area is hereby designated as the downtown development area for the purpose of establishing the territorial limits within which the Downtown Development Authority of the City of Brunswick shall be authorized to exercise its functions pursuant to the Downtown Development Authorities Law (Ga. Laws 1981, pp. 1744 et seq., as amended) and pursuant to that certain Resolution adopted by the Commission of the City of Brunswick on May 6, 1981 activating the Downtown Development Authority of the City of Brunswick. The said Resolution of May 6, 1981, as amended, is hereby further amended, so as to change the designation of the downtown development area to conform herewith.

BE IT FURTHER RESOLVED, that this Resolution shall be effective immediately upon its adoption by the Commission of the City of Brunswick.

OTHER CITY BUSINESS

Mrs. Willie Mae Lewis appeared before the Commission to request that the City control traffic in the 1500 Block of Monek Street after school. The City Manager was asked to look at the traffic problem in the area.

A resident of MLK Blvd. requested that an old house be removed at 2512 MLK Blvd because it was a fire trap. The City Manager was directed to take immediate steps to do something about the house.

The City Manager asked the Commission for direction on the Smoking Ban at City Hall. Commissioner Darrisaw stated breaks should given at a designated time. Commissioner Herrington stated that he opposed 10 or 15 minutes breaks.

Commissioner Herrington stated that the Municipal Court Clerk does not feel comfortable with the present arrangements. Commissioner Herrington questioned the work load of the Municipal Court.

Mayor Wilson stated that he would like the City to collect the money on houses that are torn down and that he would like to see changes in the collection procedure.

The City Attorney recommended mailing letters to property owners to have them respond to before tearing down their house.

MEETING ADJOURNED.

Mayor

Attest _____
City Clerk