

**Council Meeting
January 4, 2010
7:00 P.M.**

The Mayor and Council of the City of Maysville met on Monday, January 4, 2010, 7:00 P.M. at the Maysville Library.

PRESENT: Mayor Jerry Baker, Councilmember's Clay Dorsey, Rebecca McNeely, Lynn Villyard, Stephan Lewis, City Clerk Barbara Thomas, City Attorney Jody Colley.

INVOCATION AND PLEDGE:

Mayor Baker opened the meeting with the invocation and pledge of allegiance to the flag.

APPROVE MINUTES:

Minutes of October 29, 2009, November 2, 2009, and November 17, 2009 was approved by a motion made by Councilmember Clay Dorsey, seconded by Stephan Lewis. Motion carried.

OLD BUSINESS:

Attorney Colley recommended that the Maysville Family Practice be discussed in a closed session due to the possibility of litigation.

The Streetscape Project Contract was approved by Council giving the Mayor permission to sign all documents. Motion made by Councilmember Stephan Lewis, seconded by Lynn Villyard. Motion carried.

The property at 170 College Street was discussed. The owner requested that the city inform him of how it interprets the zoning of his property. The prior zoning of the property was M1 (Manufacturing) and was changed to OI (Office Institutional). City Attorney Jody Colley stated that the property now is considered as a warehouse with a non-conforming use to store model airplane parts. But a warehouse storing anything other than airplane parts has to be approved by the city council with certain conditions. Mayor Baker stated that a request for re-zoning of this property can be addressed in 10 business days. The Council approved to have Attorney Colley write a letter to the business owner stating the following: Present zoning of the property (Office Institutional), it is considered a legal non-conforming warehouse used to store model airplane parts, and cannot be changed to another non-conforming use without council approval. This was approved upon a motion made by Councilmember Clay Dorsey, seconded by Lynn Villyard. Motion carried.

The Banks County Intergovernmental Agreement (for the sale and purchase of water) was approved by Councilmember Clay Dorsey, seconded by Lynn Villyard. Motion carried. Stephan Lewis abstained due to being an employee of Banks County.

Attorney Colley was instructed to draft a legal binding ordinance for peddling inside the city. Mayor Baker stated that he has received numerous complaints from citizens about door to door salesman. This was approved upon a motion made by councilperson Stephan Lewis, seconded by Clay Dorsey. Motion carried.

The council approved the proposal from EMI for Engineering Services for the Sewer System Rehabilitation. Motion made by Councilperson Stephan Lewis, seconded by Rebecca McNeely. Motion carried.

New Business:

Ordinance to fix the annual salary of Mayor, Mayor Pro-tem, and Councilmember's was tabled for further discussion.

The re-appointment of Judge Hammond Law, City Attorney Hulse, Oliver, & Maher, LLP and Chief Sullins was approved upon a motion made by Councilmember Stephan Leis, seconded by Lynn Villyard. Motion carried.

Approval was made to approve \$4,900.00 for the bio film cleaning and wahout inspection of the elevated water tank. Included in the motion was to pay this out of SPLOST funds. Motion was made by Councilmember Stephan Lewis, seconded by Clay Dorsey. Motion carried.

Library Report:

Delana Lovell gave the report for the Maysville Library. Copy Attached.

Public Input:

Jeff Sheffield, 953 W. Freeman St., Maysville, GA spoke as a concerned citizen of Ward III. Mr. Sheffield stated that he reviewed the minutes on the website and confirmed that Ms. Rebecca McNeely missed 16 out of 33, meetings which is about 37%. Several months ago the council discussed the situation in Savannah, now the same member of our council has been arrested for the sale of controlled substance in Jackson County. He felt that his ward was not getting the proper representation that they needed. McNeely had no response and offered no comment.

Closed Session:

A motion was made by Councilmember Stephan Lewis, seconded by Clay Dorsey to go into closed session to discuss the possibility of litigation-Maysville Family Practice. Roll call was held, Clay Dorsey, Rebecca, McNeely, Lynne Villyard, and Stephan Lewis.

A motion was made by Councilmember Rebecca McNeely, seconded by Stephan Lewis to go back into regular session. Roll call was held by Councilmember Clay Dorsey, Lynn Villyard, Rebecca McNeely, and Stephan Lewis.

A motion was made by Councilmember Clay Dorsey, seconded by Rebecca McNeely to have City Attorney Jody Colley respectfully submit a final offer to Dr. Kinsey with a five year lease, \$850.00 per month, city to take care of outside of building, including grounds and insurance, Dr. Kinsey to take care of the inside of the building. Mr. Kinsey was given 10 days to respond or the preparation and filing of a dispossessory action will take place. Motion carried.

Meeting adjourned at 8:43 P.M.

Barbara K. Thomas

Certified by:

February 1, 2010

Date