



CITY OF
Swainsboro
Crossroads of the Great South



City Council Meeting

March 03, 2014

The regular meeting of the Mayor and City Council, held Monday, March 03, 2014 at 6:00 P.M. at Swainsboro City Hall

Members Present: Collins, Parker, Stroud, Edenfield, Stafford, & Faulkner

Members Absent:

Prayer of Invocation: Elder Tommy Roundtree, Canoochee Primitive Baptist Church

Mayor Schwabe presented the Our Home Town Hero Award to the Emanuel County First Responders for their roll in the recent ice storm. He stated that they were out with chain saws, chains, and trucks clearing roads and assisting those in need. A number of the Emanuel County First Responders were present for the presentation.

Motion to accept minutes from the previous meeting was made.

Motion: by Stafford Seconded: by Stroud 6-0

A. Consensus Business

None

B. New Business

1. Council heard recommendations from the Animal Control Committee to amend the Animal Control Ordinance as follows;

CITY OF SWAINSBORO

AN AMENDMENT TO AMEND CHAPTER 10 , ANIMALS AND FOWL, ARTICLE II OF THE ORDINANCES OF THE CITY OF SWAINSBORO TO INCLUDE THE FOLLOWING STATED SECTIONS

Article II. Dogs

Sec. 10-43 Pen Locations

No pen, house, inclosure, or area where dogs are kept overnight, shall be located within 25ft of an adjacent property owners dwelling or residence.

Sec. 10-44 Number of dogs

A land owner or resident is allowed to have no more than five adult dogs at any one location.*

* Puppies less than three months old are exempt from this rule.

This date, May 05, 2014, at the regular meeting of the Mayor and City Council of the city of Swainsboro.

This is a first reading of the ordinance will be presented for a second reading and a Public hearing on May 05, 2014 where council will vote on the ordinance. Motion was to accept ordinance as presented.

Motion: by Stafford Seconded: by Faulkner 6-0

2. Council heard new coin operated amusement device ordinance to regulate the use of coin operated machines in the city of Swainsboro. This ordinance will bring the city in compliance with the recent rule changes from the state of Georgia. The ordinance was presented as follows;

City of Swainsboro Coin Operated Amusement Devices

ARTICLE I. IN GENERAL Sec. 104

AN ORDINANCE BY THE MAYOR AND CITY COUNCIL FOR THE CITY OF SWAINSBORO RELATING TO COIN OPERATED AMUSEMENT DEVICES, PROMOTIONS, AND LOTTERIES; RELATING TO OFFENSES AGAINST PUBLIC HEALTH AND MORALS; TO PROVIDE FOR THE APPLICABILITY OF CERTAIN PROVISIONS TO CERTAIN GAMES AND DEVICES; TO PROVIDE FOR A LIMITATION ON THE ALLOWABLE NUMBER OF SUCH MACHINES AT ONE LOCATION; TO REQUIRE OWNERS AND OPERATORS OF SUCH MACHINES TO COMPLY WITH CERTAIN REGULATIONS; TO PROVIDE FOR THE SUSPENSION AND REVOCATION OF LICENSES; TO PROVIDE FOR FINES; TO MANDATE REPORTING REQUIREMENTS; TO MANDATE SIGN POSTING; TO PROVIDE FOR MINIMUM DISTANCE RESTRICTIONS; TO PROVIDE REQUIREMENTS FOR PLACEMENT OF MACHINES; TO REQUIRE DISCLOSURE OF CERTAIN CONTACT INFORMATION OF THE OWNER AND/OR OPERATOR OF MACHINES; TO PROVIDE FOR LICENSE POSTING; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND FOR OTHER PURPOSES.

WHEREAS, the duly elected governing authority of the City of Swainsboro, Georgia is authorized by O.C.G.A. § 48-17-17 to adopt ordinances regarding bona fide coin operated amusement machines; and

WHEREAS, the City of Swainsboro, Georgia (the "City") did, on the 5th day of May, 2014, adopt an moratorium on the issuance of any license or occupational tax certificate for the operation of a business that contains more than SIX (6) Class B coin operated amusement machines; and

WHEREAS, the City has now conducted analysis on the matter and desires to adopt further and more effective regulatory provisions in regard to amusement game rooms in the City.

WHEREAS, this ordinance is adopted to address the interests of public health, welfare, and safety of the citizens of the City of Swainsboro.

NOW THEREFORE, the Mayor and City Council find that in the interests of the public safety the immediate enactment of this ordinance by reasonable means, as allowed under state law, and not unduly oppressive is necessary to protect the health, safety, morals, and general welfare of the citizens of the city.

SECTION ONE

The Code of Ordinances of the City of Swainsboro, Georgia is hereby amended to add a new Section to ARTICLE I, thereof, which shall be titled Coin Operated Amusement Devices Sections 104 10-20 to 10-50 and which shall read in words as follows:

Secs. 10-20 thru 10-25. Reserved.

Sec. 10-26. Short Title.

This Section shall be known as the "City of Swainsboro's Bona Fide Coin Operated Amusement Machine Ordinance."

Gambling Devices Prohibited.

Sec. 10-27.

Gambling Devices, as that term is defined in O.C.G.A. § 16-12-20(2) are prohibited in the City, and the ownership, use, or transport thereof shall be a misdemeanor pursuant to state law, except as exempted pursuant to O.C.G.A. § 16-1235(a) through (k).

Gambling Places Prohibited.

Sec. 10-28.

Gambling Places, as that term is defined in O.C.G.A. § 16-12-20(3) are prohibited in the City, and the operation thereof shall be a misdemeanor pursuant to state law.

Definitions.

Sec. 10-29.

The following words, terms, or phrases, when used in this Ordinance, shall have the meaning ascribed to them in this Section, except where the context clearly indicates a different meaning:

Amusement Game Room means any location as provided in O.C.G.A. § 16-1235(b), (c) or (d) where one or more Bona Fide Coin Operated Amusement Machines are operated that permit non-cash redemption as provided in O.C.G.A. § 16-12-35(d)(1)(B), (C), or a combination thereof.

Bona Fide Coin Operated Amusement Machine means the same as this term is defined in O.C.G.A. § 50-27-70(b)(2)(A) and (B) and any applicable regulations of the State of Georgia. Examples of Bona Fide Coin Operated Amusement Machines include, but are expressly not limited to, the following:

- 1) Pinball machines;
- 2) Console machines;
- 3) Video games;
- 4) Crane machines;
- 5) Claw machines;
- 6) Pusher machines;
- 7) Bowling machines;
- 8) Novelty arcade games;
- 9) Foosball or table soccer machines;
- 10) Miniature racetrack, football or golf machines;
- 11) Target or shooting gallery machines;
- 12) Basketball machines;
- 13) Shuffleboard machines;
- 14) Kiddie ride games;
- 15) Skee-Ball® machines;
- 16) Air hockey machines;
- 17) Roll down machines;
- 18) Trivia machines;
- 19) Laser games;
- 20) Simulator games;
- 21) Virtual reality machines;
- 22) Maze games;
- 23) Racing games;
- 24) Coin operated pool table or coin operated billiard table as defined in paragraph (3) of O.C.G.A. § 43-8-1; and
- 25) Any other similar amusement machine which can be legally operated in Georgia.

The term "coin operated amusement machine" does not include the following:

- Coin operated washing machines or dryers;
- a)
 - b) Vending machines which for payment of money dispense products or services;
 - c) Gas and electric meters;
 - d) Pay telephones;
 - e) Pay toilets;
 - f) Cigarette vending machines;
 - g) Coin operated vending machines;
 - h) Coin operated scales;
 - i) Coin operated gumball machines;
 - j) Coin operated television sets which provide cable or network programming;
 - k) Coin operated massage beds; and
 - l) Machines which are not legally permitted to be operated in Georgia.

Class B coin operated amusement machine means a bona fide coin operated amusement machine that allows a successful player to accrue points on the machine and paragraph (2) of subsection (d) of O.C.G.A. § 16-12-35 and (A) rewards a successful player in compliance with the provisions of paragraphs (1) and (2) of subsection (d) of O.C.G.A. § 16-12-35; and (B) does not reward a successful player with any item prohibited as a reward in subsection (i) of O.C.G.A. § 16-12-35 or any reward redeemable as an item prohibited as a reward in subsection (i) of O.C.G.A. § 16-12-35;

Location means a business within the City that has complied with the provisions of the ordinances of the City relating to occupation taxes and business licenses and the entire office or area of the business in any one location owned or leased by the same proprietor or proprietors where the Lessor or Lessors allow the space to be used for business purposes.

Location owner or location operator means an owner or operator of a business where one or more bona fide (e) coin operated amusement machines are available for commercial use and play by the public, or shall have the same definition as found in the Official Code of Georgia, Annotated, Section 50-27-70, should that definition differ.

Sec. 10-30. License Required.

No person, firm or corporation shall engage in the business of an owner or proprietor of an Amusement Game Room, as the term is herein defined, without first having obtained an Amusement Game Room license, without first having paid the applicable occupation tax and obtained an occupational tax certificate required under this article. A separate Amusement Game Room license must be obtained for each location in the jurisdiction which bona fide coin operated amusement machines are operated.

Issuance of License.

Sec. 10-31.

Application for a license for operating an Amusement Game Room within the corporate limits of the City shall be made to the City Clerk upon a form to be supplied by the City Clerk for this purpose. The license application shall include the following information:

- (a) Name, address, and age of the applicant and the date of the application;
Address or place where the bona fide coin operated amusement machine or machines are to be offered to the
- (b) public for play and the other business or businesses operated at that place or places;
- (c) Name and address of the owner of the machine or machines and a copy of the owner's master license;
- (d) Name and address of any other business owned or operated by applicant within the corporate limits of the City;
and
- (e) List of any other licenses or permits from the City held by the applicant.

Upon issuing a license for an Amusement Game Room, the City official or employee shall provide the license with a copy of this Ordinance. The City shall not require a fee for an Amusement Game Room license or registration. A license issued in accordance with this Ordinance shall be valid until December 31st of the year in which the license was issued. The owner or operator of an Amusement Game Room shall be required to pay occupation taxes in accordance with Article V of Chapter 18 of the Code of Ordinances of the City.

Occupation Tax Required.

Sec. 10-32.

No person, firm or corporation shall engage in the business of an owner or proprietor of Amusement Game Room, as the term is herein defined, without first having completed the occupation tax certificate application form, paid the required occupational tax and obtained an occupational tax certificate.

Minimum Distance Requirements.

Sec. 10-33.

Every Amusement Game Room containing a Class B coin operated amusement machine in the City shall

- (a) comply with the proximity provision for business licensed to sell alcohol set out in O.C.G.A. § 3-3-21. At a public meeting, the Mayor and Council may waive the application of this provision to an individual location if no alcohol is served or sold at such Location.

Every Amusement Game Room containing a Class B coin operated amusement machine in the City shall

- (b) comply with the proximity provision for businesses licensed to sell alcohol as set out in Section 6-57 of the Code of Ordinances of the City. At a public meeting, the Mayor and Council may waive the applicability of this provision to an individual Location if no alcohol is served at such Location.

Number of Class B Coin Operated Amusement Machines at a

Sec. 10-34.

Location.

No Amusement Game Room in the City shall offer to the public more than six (6) Class B coin operated amusement machines at the same Location.

Gross Receipts from Bona Fide Coin Operated Amusement

Sec. 10-35.

Machines and from Business.

Every Amusement Game Room shall keep records available for inspection by City officials that set out separately

- (a) annual gross receipts for the Class B coin operated amusement machine and the other products and services sold at the Location.

(b) Any location owner or location operator subject to Official Code of Georgia, Section 50-27-84(b)(1) is hereby required to provide a monthly report to the City Clerk of the city. Such report shall indicate the monthly gross retail receipts for each business location located within the jurisdiction of the city and shall be due by the twentieth day of each month, subsequent to the month in which the sales have taken place. In addition, each owner or operator must allow the local government an annual audit of the reports from the owner or operator to the Lottery Corporation.

No location owner or location operator may derive more than 50 percent of such location owner's or location

(c) operator's monthly gross retail receipts for this business location in which the Class B coin operated amusement machines are situated from such and any location owner or location operator found in violation of such provision may be fined and may have any city issued license suspended or revoked as allowed under this article. Compliance with this section requires both the availability of records for inspection and compliance with the fifty (50%) percent of gross retail receipts requirement. Any violations of this provision shall be reported to the Georgia Lottery Corporation.

Notice Requirements.

Sec. 10-36.

Every Amusement Game Room containing a Class B coin operated amusement machine shall post a conspicuous

(a) sign with the following or substantially similar language:

'GEORGIA LAW PROHIBITS GIVING OR RECEIPT OF ANY MONEY FOR WINNING A GAME OR GAMES ON AN AMUSEMENT MACHINE; GIVING OR RECEIPT OF MONEY FOR FREE REPLAYS WON ON AN AMUSEMENT MACHINE; GIVING OR RECEIPT OF MONEY FOR ANY MERCHANDISE, PRIZE, TOY, GIFT CERTIFICATE, OR NOVELTY WON ON ANY AMUSEMENT MACHINE; OR AWARDING ANY MERCHANDISE, PRIZE, TOY, GIFT CERTIFICATE, OR NOVELTY OF A VALUE EXCEEDING \$5.00 FOR A SINGLE PLAY OF AN AMUSEMENT MACHINE.'

Every Amusement Game Room containing a Class B coin operated amusement machine shall post the license

(b) issued by the City conspicuously and permanently.

(c) The owner or proprietor of each Amusement Game Room containing a Class B coin operated amusement machine shall inform every employee of the acts and omissions prohibited by O.C.G.A. § 16-12-35 and by this Ordinance, and of the penalties for violation of O.C.G.A. § 16-12-35 and this Ordinance.

Compliance with O.C.G.A. Provisions Relating to Master Licenses, Location

Sec. 10-37.

Licenses, and Stickers for Individual Machines.

Bona Fide Coin Operated Amusement Machines may be used in an Amusement Game Room within the City only if the machines are owned by a person who holds a valid master license in accordance with O.C.G.A. § 50-27-71, and each machine offered to the public for play has a valid permit sticker in accordance with O.C.G.A. § 50-27-78. In addition, the business owner where the machines are available for play by the public must pay a location license fee in order to obtain a valid location license in accordance with O.C.G.A. § 50-27-71 (a.1) and (b). The City official in charge of issuing business licenses shall notify the State Commissioner of Revenue of any observed violation of O.C.G.A. § 50-27-71 or § 50-27-78.

Sec. 10-38.

License Suspension and Revocation.

The city may suspend or revoke the city issued license of any location owner or location operator to

(a) manufacture, distribute, or sell alcoholic beverages as a penalty for the conviction of the business owner or business operator of a violation of the Official Code of Georgia, Section 16-12-35, subsection (e), (f), or (g).

The city may suspend or revoke the license of any location owner or location operator of any other license,

(b) including an Amusement Game Room license, granted by the municipality as a penalty for the conviction of the business owner or business operator of a violation of the Official Code of Georgia, Section 16-12-35, subsection (e), (f), or (g), or for "due cause" as defined in subparagraph (c)(2) below.

The suspension or revocation of licenses under this Code section shall be in accordance with the following

(c) guidelines of due process:

No license which has been issued or which may be issued pursuant to this Article shall be suspended or

(1) revoked except for due cause and after hearing and upon prior three-day written notice to the holder of the license of the time, place and purpose of the hearing and a statement of the charges upon which the hearing shall be held.

(2) The term "due cause" for the purposes of this section shall include, but not be limited to:

- (A) Conviction of, or the entering of a plea of guilty or nolo contendere by, the licensee or any of his employees or any person holding an interest in the license for any felony, misdemeanor, or any law, administrative regulation or local ordinance involving alcoholic beverages, gambling or narcotics, tax laws, or the operation of an amusement game room,
 - (B) Conviction of, or the entering of a plea of guilty or nolo contendere by, the licensee or any of his employees or any person holding an interest in the license for any sex offense when the licensed business is for on-premises consumption.
 - (C) Suspension or revocation of any state license required as a condition for the possession, sale or distribution of alcoholic beverages.
 - (D) Material falsification of any fact given in an application for a license issued under this chapter or bearing upon the licensee's qualification therefor. Any act which may be construed as a subterfuge in an effort to circumvent any of the qualifications for a license under this chapter shall be deemed a violation of the requirement attempted to be circumvented.
 - (E) Failure to meet or maintain any standard prescribed by this Article as a condition or qualification for holding a license.
 - (F) Any other factor known to or discovered by the city whereby it is objectively shown the licensee, any of the licensee's employees or any person holding an interest in a license, has engaged in conduct at or involving the licensed business or has permitted conduct on the licensed premises that constitutes a violation of federal or state law, local ordinance or administrative regulations involving alcoholic beverages, gambling or narcotics for all alcohol licensed businesses and including any sex offense under state law or local ordinances with respect to businesses licensed for on-premises consumption. With respect to this section, it shall be rebuttably presumed that the violative act was done with the knowledge or consent of the licensee; provided, however, that such presumption may be rebutted only by evidence which precludes every other reasonable hypothesis save that such licensee did not know, assist or aid in such occurrence, or in the exercise of full diligence that such licensee could not have discovered or prevented such activity.
- (3) Notice of suspension or revocation proceedings shall be served on the person named as licensee in the

application. Notice shall be in writing. The notice may be served personally or by first class mail. If by mail, the notice shall be addressed to the licensee at its address as provided by the licensee to the municipality. The burden shall be on the licensee to provide notice, in writing, of any change of address for service of notices and process. In the case of service by mail of any notice required by this chapter, the service is complete at the time of deposit in the United States Postal Service.

(4) The hearing shall be conducted by a hearing officer appointed by the mayor of the city council. The hearing officer shall be an attorney licensed to practice in the state who is disinterested in the proceeding.

(5) Hearings shall be only as formal as necessary to preserve order and shall be compatible with the principles of justice. The city attorney shall present the city's case and bear the burden of proving by a preponderance of the evidence that due cause exists to suspend or revoke the license. At the hearing the licensee shall have the right to represent itself or be represented by counsel, may cross examine all witnesses offered by the city, and may call witnesses and present evidence in its own behalf. Formal rules of evidence shall not apply to hearings under this section, although the hearing officer shall have the right to exclude evidence which carries no indicia of reliability. All testimony shall be offered under oath or affirmation.

(6) The hearing officer shall make his final determination within ten business days of the completion of the hearing. The decision shall be placed in writing and contain the hearing officer's findings of fact, conclusions of law, and decision as to sanction, if any. Such sanction may include one or more of the following: revocation of the license, suspension of the license for no more than 12 months, imposition of a probationary period not to exceed 12 months, and/or a civil monetary penalty not to exceed the amount allowed under the city charter. Progressive sanctions, depending on the severity of the violation, are encouraged but not required. Where the remaining term of the license is less than 12 months, imposition of suspension or probation for a period in excess of the term of the existing license shall be applied to any renewal license. A subsequent violation within a probationary period shall be cause for revocation and/or denial of license renewal. A total of three separate and unrelated violations within 24 months, whether or not within a probationary period, shall be grounds for permanent revocation.

(7) The hearing officer's decision shall be personally served or mailed by certified mail, return receipt requested to the licensee and his attorney, with a copy to the city attorney, within ten business days of the close of the hearing. The decision of the hearing officer shall constitute final action by the city, subject to review upon petition for certiorari to the superior court.

(8) Upon receipt of notice of adverse action against the licensee under this section, the licensee may waive its right to a hearing and stipulate to a sanction, as recommended by the city manager, in consultation with the Director of Public Safety or his designee. Any stipulation entered under this subsection shall be in writing, signed by the licensee, and non-appealable.

Criminal Penalties for Ordinance Violations by Owners or Operators of

Sec. 10-39.

Amusement Game Rooms.

(a) Penalties for violation of the provisions of Sections 10-30 thru 10-37, and Sections 10-40 and 10-41

of this Ordinance by the owner or operator of an Amusement Game Room, after conviction in the Municipal Court of the City, or other court of competent jurisdiction are as follows:

First Offense: For a first offense in five years as measured from the dates of the issuance of the citation to the
(1) date of issuance for the current citation for which a conviction was obtained or a plea of nolo contendere was accepted a fine not to exceed Five Hundred (\$500.00) Dollars for each violation shall be imposed.

Second Offense: For a second offense in five years as measured from the dates of the issuance of previous
(2) citations to the date of issuance for the current citation for which a conviction was obtained or a plea of nolo contendere was accepted a fine not to exceed Seven Hundred Fifty (\$750.00) Dollars for each violation shall be imposed.

(3) Third Offense: For a third offense in five years as measured from the dates of the issuance of previous citations to the date of issuance for the current citation for which a conviction was obtained or a plea of nolo contendere was accepted a fine not to exceed One Thousand (\$1,000.00) Dollars for each violation shall be imposed.

Suspension or revocation of the owner or operator's license for offering any amusement game at the Location where the violation occurred, and suspension of other permits and licenses granted by the City may be imposed by the Mayor and Council after a public hearing as described in Sec. 18-172 of this article.

Offering one or more Bona Fide Coin Operated Amusement Machine games in violation of an order
(b) suspending or revoking the license for the offering of any amusement game at the Location is punishable, after conviction in the Municipal Court of the City, by a fine not to exceed One Thousand (\$1,000.00) Dollars, imprisonment not to exceed thirty (30) days, or both such fine and imprisonment.

Sec. 10-40. Operating Regulations.

All businesses operating as an Amusement Game Room hereunder shall be subject to the following regulations:

Devices to Be Kept in Plain View; Gambling Devices Prohibited. All bona fide coin operated amusement
(a) machines shall at all times be kept and placed in plain view of and open and accessible to any person(s) who may frequent or be in any place of business where such machines are kept or used. Nothing in this section shall be construed to authorize, permit or license any gambling device of any nature whatsoever.

Inspection. The Director of Public Safety or his designee may inspect or cause the inspection of any location
(b) in which any such bona fide coin operated amusement machine(s) are operated or set up for operating, and may inspect, investigate and test such machines as needed.

Attendant Required. It shall be unlawful for any location owner or location operator to open the location to the public unless an attendant is present. Said attendant shall be of sufficient mental and physical capacity so as to be able to provide aid to patrons if needed or desired. Said attendant shall not be less than 18 years of age.

Licenses and Permits Nontransferable.

Sec. 10-41.

Licenses required in this article are nontransferable. All businesses that have bona fide coin operated amusement
(a) machines on the premises shall display, in plain view, the current Amusement Game Room license and occupational tax certificate issued by the City.

The issued license shall not be transferred to another owner at the same site within the City. A new owner or
(b) proprietor must first obtain a new license if they are going to operate in the same or different location in the City.

Enforcing Officer.

Sec. 10-42.

The Director of Public Safety or his designee is hereby designated as the enforcement officer and shall execute all requirements of this article.

Sec. 10-43 thur 10-59 Future Use

SECTION TWO

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION THREE

If any section, clause, sentence or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this ordinance.

SECTION FOUR

This ordinance shall become effective immediately upon its adoption by the City Council.

(If the city has received the notice from the Lottery Corporation described in O. C. G.A. §50-27-103 whereby a final judgment or final order has been entered against at least 15 percent of master licensees and location owners and location operators in the city over any consecutive two-year period, then the city council shall be allowed, after providing no less than 60 days' notice to all master licensees and location owners and location operators located within the city, to vote to remove any Class B machines from the local jurisdiction.)

This is a first reading of the ordinance will be presented for a second reading and a Public hearing on May 05, 2014 where council will vote on the ordinance. Motion was to accept ordinance as presented.

Motion: by Stafford Seconded: by Stroud 6-0

3. Council heard a request from Latarsha Lanier representing the Relay for Life Committee requesting the closure of some streets on June 6, 2014 for their annual event. Scott Rosenau and Robin Peebles were present to represent the Relay for Life Committee. Ms. Peebles presented Mayor Schwabe a plaque representing the 2013 Emanuel County donation of \$51,348. They requested to close Roger Shaw St. all the way from South Main to South Central. The request is from 5:30pm to 12:30 am. Motion was made to allow the closure.

Motion: by Stafford Seconded: by Stroud 6-0

4. Council heard the application, for advertisement only, of Wheeler Morris Drake dba Hitchin Post, 112 South Central St. for beer and wine consumption. Motion to advertise was made.

Motion: by Edenfield Seconded: by Parker 6-0

C. Old Business

None

D. Committee Reports

Police: Councilperson Stafford gave the February Police Report.

Councilperson Stafford reported that the Police Personnel Committee had met and interviewed for a vacant Police Officer Position. The committee recommended Brandon Fritz for employment. Motion was made to accept the recommendation and hire Mr. Fritz.

Motion: by Stafford Seconded: by Edenfield 6-0

Public Works: Councilperson Parker reported that Adm. Lawson had spoken with the City Manager, Billy Edwards, of Hinesville and he has agreed to send some assistance with the dry trash collection. Mr. Edwards agreed to send a truck and driver to assist Swainsboro.

Councilperson Parker Reported the Recycle Center needed some glass taken to Atlanta and Mr. Johnson will work with CH2MHill to co-ordinate this.

Councilperson Parker suggested not using any more cold patch on the roads. He suggesting using asphalt.

Fire: Councilperson Collins reported everything routine.

Mayor Schwabe presented a complete set of plans for the new Fire Station. He asked Chief Strobridge to look over the plans and get back with comments.

Recreation: Councilperson Faulkner reported the Recreation Dept has trucks that are no longer being used and needed surplus. Motion was made to surplus these truck and sell them at auction.

Motion: by Faulkner Seconded: by Parker 6-0

Airport: No Report

Executive: No Report

Water & WW: Councilperson Edenfield reported that the city must do a local limit study. The city received a proposal of \$20,111.00 from CH2MHill to do the 6 month study. This is out of scope work. After a discussion, motion was made to accept the proposal and proceed with the study as require by EPD.

Motion: by Stroud Seconded: by Edenfield 6-0

Downtown Development: No Report

Administrative: Councilperson Lawson report on the TIA road paving project. He informed council that as of today the contractor was on site and would begin paving as soon as

possible. Adm. Lawson also informed council that the contractor would be paving roads with the DOT 2013 & 2014 LMIG Funds. The following roads are scheduled to be resurfaced in this contract.

North Green St., North Coleman St., East Meadowlake Parkway, King Circle Drive, Braswell Boulevard, Lakewood Drive, Youmans St., Neal St., Claxton Ave., Jackson St., Jefferson St., Jones Ave., North Central St., North Roberts St., Peachtree St., South Central St., South Roberts, & Williams St.

Building Inspection: No Report

Mayor : Mayor Schwabe thanked all of the agencies that assisted with the recent ice storm.

Council discussed the possibility of re-looking into a phone alert system to keep citizens informed when other means of communication like the radio state loses power.

Meeting was adjourned.

Submitted: Al L Lawson, City Administrator