

**City Council Meeting  
September 08, 2008**



The regular meeting of the Mayor and City Council, held Monday,  
September 08, 2008, at 6:00 P.M. at Swainsboro City Hall

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

**Members Absent:**

**Prayer of Invocation:** Councilperson Collins

Motion to accept previous minutes as presented.

**Motion : by Stafford Seconded : by Edenfield      Passed : 5-0**  
**Parker Absent**

Mayor Schwabe presented a proclamation declaring September 17, 2008 thru September 23,2008 Constitution Week in the City of Swainsboro. Motion to ratify the action was made.

**Motion : by Faulkner Seconded : by Stroud      Passed : 5-0**  
**Parker Absent**

**A. New Business**

1. Council heard the alcoholic beverage request, for advertisement only, of Piyush Patel dba KT's Package 636 North Main St. for liquor, beer and wine package only. Motion was made to advertise the license.

Mayor Schwabe asked legal council Sid Shepherd for his opinion on granting alcoholic beverage requests. Mr. Shepherd stated if they met all of the qualifications council could not turn them down without due cause.

**Motion : by Stafford Seconded : by Edenfield      Passed : 5-1**  
**Opposed - Faulkner**

2. Mrs. Joan Dunn representing the Emanuel Arts Council gave council an update on the upcoming Arts Festival. She stated the Festival will be September 27, 2008 in the downtown area. She informed council that this year the festival has been expanded to two days. She invited all to attend the play "All the Way from Magnolia Springs" at the Swainsboro auditorium on Friday September 26, at 7:30pm. She thanked the council for all the assistance and hope they would attend.

**B. Old Business**

1. Council heard the alcoholic beverage request of Ashok Patel dba Andy's Quick Stop #8 350 East Main St. for beer and wine package only. Motion was made to grant the license.

**Motion : by Stafford Seconded : by Stroud      Passed : 5-1**  
**Opposed - Faulkner**

2. City Administrator Lawson presented the 2009 milage for council consideration. He explained that the present rate was 19.89 and the roll back rate from the Emanuel County Tax Accessor Office was 19.575. After discussing the rate with Emanuel County Tax Accessor Darrell Gray there is some question on the roll back rate procedure. Adm. Lawson explained that if the city used the lower rate it would be a revenue shortfall of approximately \$36,000 but suggested because the budget is just an estimate of the revenue and not an exact number to accept the lower millage rate. This would be a decrease in the millage rate of 1.61% Motion was made to set the 2009 millage rate at 19.575 mills.

**Motion : by Stroud Seconded : by Stafford      Passed : 6-0**

**C. Committee Reports**

**Police:** Councilperson Stafford presented the Police Report. He stated that there will be an open house at the new Police Station forthcoming.

**Building and Safety:** Councilperson Faulkner had no report .

**Executive:** No Report

**Public Works:** Councilperson Collins reported everything routine.

**Recycle:** Councilperson Collins reported operations normal .

**Fire :** Councilperson Parker reported everything normal.

**Recreation:** Councilperson Stroud reported everything routine. The Recreation Dept. registered 250 for football and 125 for soccer. This is one of the largest participation in years.

**Airport:** Councilperson Edenfield brought a recommendation from the Airport Commission to accept a fencing project that would be funded from the 75% state and 25% local. Adm. Lawson explained that the airport has received a grant to install fencing in certain areas. This project would be a 75/25 matching grant. In the project there would need to be some areas cleaned and trees removed and the city and the county would do this work for the matching portion of the grant. Motion was made to accept the recommendation of the Airport Commission and accept the grant.

**Motion : by Edenfield Seconded : by Stafford Passed : 6-0**

**Water & WW:** Councilperson Edenfield reported that Well #9 would be back on line in October.

**Downtown Development** - Anthony Faris no report.

**Administrative:** Administrator Lawson no report.

**Mayor:** Mayor Schwabe had no report.

An Executive Session for the purpose of discussion with legal council was requested by Mayor Charles Schwabe.

**Motion : by Parker Seconded : by Stroud Roll Call vote all in Favor**

## AFFIDAVIT

Personally appeared before the undersigned attesting officer, duly authorized to administer oaths, Charles Schwabe, who, after being duly sworn, deposes and on oath states the following:

**I was the presiding officer of a meeting of the Swainsboro City Council held on the 8th day of September, 2008.**

**That it is my understanding that O.C.G.A §50-14-4(b) provides as follows:**

**When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.**

**The subject matter of the closed meeting or closed portion of the meeting held on the 8th day of September, 2008, which was closed for the purpose of legal advisement requested by Mayor Charles Schwabe as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.**

**This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. §50-14-4(b) that such an affidavit be executed.**

This 8th day of September, 2008

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MAYOR / CITY OF SWAINSBORO

Council re-enter regular session

A motion was made based on negotiations with the Engineering firm of Thomas and Hutton regarding a dispute relative to the land spray operation field design in which Thomas and Hutton was the original designers, has been settled in an agreement satisfactory to the city and will be set forth in an agreement and settlement forthcoming.

**Motion : by Edenfield Seconded : by Collins Passed : 6-0**

**Council Adjourned**

**Submitted:** *Al L Lawson* , City Administrator