



November 18, 2019

Woodbury City Council

Minutes

ANTICIPATED ATTENDING

- Mayor Steve Ledbetter
- Mayor Pro Tem L. C. Gates
- Councilmember Randy Carter
- Councilmember Carolyn Ledbetter
- Councilmember Sherry Wall
- City Attorney Nathan Lee
- City Hall, City Clerk Angel Fowler
- Police Department, Chief Smart Web
- Public Works, Director Willie Holmes
- Water Director, Cody Kelly

CALL TO ORDER AND WELCOME

Mayor Steve Ledbetter

INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Steve Ledbetter

ADOPTION OF AGENDA

Councilmember Carter made motion to amend the agenda to include E911 Director Brin Jones
Councilmember Gates seconded the motion
All approved

ADOPTION OF THE MINUTES

- October 21, 2019 Minutes
Councilmember Carter made the motion to approve the October minutes
Councilmember Wall seconded the motion
All approved

MAYOR'S UPDATE

- Phase II Water Project update

Update on Water & Sewer Rate increases for 2020, EMI will be at the December meeting

Boil Notice still effect

Congratulation to Ronnie Garrett on winning the Election

DEPARTMENT REPORTS

- Update & Discussion on the Department reports

- Chief Smart Web
- Public Works Director Buck Holmes
- Water Department Cody Kelly
- City Clerk Angel Fowler
[reports attached]

Brin Jones, Director of E911 updated the Council and Public about Civic Ready, this a new emergency notification system that will be replace Code Red.

Citizens can sign up on the Meriwether County Web site or contact 911 at their non-emergency number 706-672-3809

SPECIAL COMMITTEE REPORTS

- Update & Questions on Special Committee Reports

Kera Summers

Tonya Moody

Bob Oxford

Buck Holmes [TEAM]

Vicky Matthews- Zoning Committee Members will need to be reappointed in January 2020,

Ms. Susan Hall does not want to be reappointed

LEGAL UPDATE

- Second Reading of the Broadband Ready Community Ordinance
Councilmember Ledbetter made motion to adopt Broadband Ready Ordinance
Councilmember Wall seconded the motion
- Resolution for Freeport Tax
Councilmember Ledbetter made motion to adopt the Freeport Resolution
Councilmember Wall seconded the motion
All Approved

- Resolution for 5-Year Short-Term Work Plan
Councilmember Carter made motion to adopt Short Term Work Plan
Councilmember Wall seconded the motion
All Approved
- Release of Deed to secure debt on Housing Improvement Project from 2003
Councilmember Carter made motion to sign the Release the Deed to secure debt
Councilmember Gates seconded the motion
All Approved
- Bill Brannon Tax Specialist of Georgia-reference to recover Sales Tax from a previous project (sewer) from Department of Revenue
Councilmember Carter made motion to contract with Tax Specialist of Georgia to recover some the sales tax from the Sewer Project
Councilmember Wall seconded the motion
All Approved

TONYA MOODY

Tonya Moody started the Special Committee Report for the Planning & Zoning Commission by immediately talking about Moody's Café. This presentation should have been at her section of the agenda after she recused herself as the Chairperson of the Commission.

Ms. Moody requested and was placed on the Council Agenda to make a plea for her business so that she would not be in violation of the City's Code of Ethics. Unfortunately, Ms. Moody's comments were directly against the City Ordinance Sec. 2-234 - Standards of Conduct, which states:

Sec. 2-234. - Standards of conduct.

- a) No councilmember or member of any board or commission shall use such position to secure special privileges or exemptions for such person or others, or to secure confidential information for any purpose other than official responsibilities.
- b) No councilmember or member of a board or commission, in any matter before the council, board or commission in which he has a substantial interest, shall fail to disclose for the common good for the record such interest prior to any discussion or vote.
- c) No councilmember or member of a board or commission shall act as an agent or attorney for another in any matter before the city council or any board or commission.

- d) No councilmember shall directly or indirectly receive, or agree to receive, any compensation, gift, reward or gratuity in any matter or proceeding connected with or related to the duties of his office except as may be provided by law.
- e) No councilmember or member of any board or commission shall enter into any contract with the city except as specifically authorized by state statutes. Any councilmember or member of a board or commission who has a proprietary interest in an agency doing business with the city shall make known that interest in writing to the city council and the city clerk.
- f) All public funds shall be used for the general welfare of the people and not for personal economic gain.
- g) Public property shall be disposed of in accordance with state law.
- h) No city official shall solicit or accept other employment to be performed or compensation to be received while still a city official or employee if the employment or compensation could reasonably be expected to impair in judgment or performance of city duties.
- i) If a city official accepts or is soliciting a promise of future employment from any person or entity who has a substantial interest in a person, entity or property which would be affected by any decision upon which the official might reasonably be expected to act, investigate, advise or make a recommendation, the official shall disclose the fact to the board or commission on which he serves or to his supervisor and shall take no further action on matters regarding the potential future employer. No city official shall use city facilities, personnel, equipment or supplies for private purposes, except to the extent such are lawfully available to the public
- j) No city official or employee shall grant or make available to any person any consideration, treatment, advantage or favor beyond that which it is the general practice to grant or make available to the public at large.
[Code 2001, § 2-255; Res. of 12-21-1999, § 3-102(4)]

Ms. Moody had applied for a business license and was placed on the January Agenda, her application was postponed until February, then in February it was requested by Ms. Moody to table her application. Ms. Moody said when her application was tabled it was to afford her time to do needed repairs at that location. Ms. Moody continued to make the following assertions:

- She was not given a time limit to do the repairs,
- No structure changes or additions to the building
- No kitchen was added, the kitchen has been there since 1948 when the original building was built
- Continue making repairs to the present building
- She had been before P & Z Board
- Eugene for Health Department would inspect for \$50

- City would not give a letter for Eugene to come and inspect
- 60% food sales to serve Alcohol
- Building not abandon for 6 months, does not apply to her because she was not approved for license
- Business license application was for Beer/Café/in-house Entertainment
- New Zoning Ordinance was adopted

Mayor Ledbetter advised Ms. Moody when she tabled her application in February, she withdrew her application from the Council. Therefore, the city will require that you apply again for the business license and use the current process to present your plans for the location to the Planning & Zoning Commission for their recommendation to the Council.

Councilmember Carter made a motion to allow Eugene Smenner, with the District 4 Health Department, to inspect the building at Ms. Moody's expense and provide the results back to the City for consideration for Ms. Moody's business license

Councilmember Gates seconded the motion

Councilmember Ledbetter asked if the council would agree to allow the Health Department to inspect the building only.

There was clarification to the motion that the Council was NOT voting to approve the business license. That the motion was ONLY to allow the District Health Department to inspect the building and report back their findings and recommendation. Additionally, the motion was further clarified that Ms. Moody was responsible for all charges imposed for the inspection of the building.

Councilmember Carter agreed with Councilmember Ledbetter on clarification who will be paying for the inspection and that no licenses are to be approved.

Councilmember Carter stated that the building had to pass inspection before any further action would be considered regarding the business license.

Tonya Moody agreed that she will pay for the inspection of \$50.00

All approved

Mayor Ledbetter said the approved motion is for Eugene Smenner with District 4 Public Health Department to visit the Café for inspection and Ms. Moody to pay all fees associated with the inspection.

PUBLIC COMMENTS

No public comments were heard.

NEW BUSINESS

No new business was discussed.

COUNCILMEMBER COMMENTS

Councilmember Ledbetter: Childcare training class Thursday 5-7:00 p.m. at the Woodbury Municipal Complex, this is a free training

ADJOURNMENT

Councilmember Carter made motion to adjourn
Councilmember Wall second



Steve Ledbetter, PhD, Mayor



Angel Fowler, City Clerk