

**AGENDA
BAXLEY CITY COUNCIL
REGULAR MEETING
SEPTEMBER 25, 2019**

COUNCIL CHAMBERS _____ 8:30 A.M.

I. CALL TO ORDER

II. INVOCATION

III. MINUTES

- A. Review and approval of the minutes of the Called Council Meeting of September 10, 2019 at 6:00 p.m. (III-A)**
- B. Review and approval of the minutes of the Regular Council Meeting of September 11, 2019 at 8:30 a.m. (III-B)**
- C. Review and approval of the minutes of the Called Council Meeting of September 12, 2019 at 6:00 p.m. (III-C)**

IV. PROCLAMATIONS/SPECIAL REQUEST/PRESENTATIONS

V. OLD BUSINESS

- A. Consider the Second Reading / Adoption of an Ordinance on a petition filed by PMG Properties, LLC located at 118 Beach Road, be annexed and establishing a Residential (R-12) Zone in voting district #6 (V-A)**
- B. Consider the First Reading of an Ordinance on a petition filed by Matt Hodges, located at 19 Brandon Street, be annexed and establishing a Residential (R-15) Zone in voting district #3. (V-B)**
- C. Consider adopting a Resolution approving the City of Baxley's FY2020 Budgets (V-C)**

VI. NEW BUSINESS

- A. Consider adopting a Resolution setting the City's 2019 Millage Rate @5.803 mills. (VI-A)**
- B. Consider Housing Authority Board appointment of Bedell Mayer, who has agreed to serve the remaining appointed term of (10/21/16 to 10/20/21.)**

VII. OTHER BUSINESS

VIII. REPORTS

- A. Mayor**
- B. Council Members**
- C. City Manager**
- D. City Attorney**

IX. ADJOURNMENT

CALLED COUNCIL MEETING

The called meeting of the Baxley City Council was held on September 10, 2019, at 6:00 p.m., with the following members present: Mayor Tim Varnadore; Mayor Pro Tem Esco Hall, Jr.; Councilmembers: Betty Livingston, Mickey Bass, Pat Williams, Santana Fryer and Adam Thomas.

Other city officials present were: Reid Lovett, City Manager; Reba Cash, City Clerk, David Gore, Special Projects Manager and Chief of Police James L. Godfrey.

One member of the public was present.

Councilman Thomas gave the invocation.

Mayor Varnadore called the Baxley City Council to order on this the 10th day of September 2019, at 6:00 p.m., the purpose of this meeting is to hear public comments on a petition filed by Peggy Jackson, located at 341 Nailsferry Road be annexed and establishing a Residential (R-12) Zone in voting district #2.

There being no further questions or comments, Mayor Varnadore declared the public hearing closed.

Mayor Varnadore called the Baxley City Council to order on this the 10th day of September 2019, at 6:05 p.m., the purpose of this meeting is to hear public comments on a petition filed by PMG Properties, LLC located at 118 Beach Road, be annexed and establishing a Residential (R-12) Zone in voting district #6.

There being no further questions or comments, Mayor Varnadore declared the public hearing closed.

There being no further business, Mayor Varnadore declared the meeting adjourned.



City Clerk

REGULAR COUNCIL MEETING

The regular meeting of the Baxley City Council was held on September 11, 2019, at 8:30 a.m., with the following members present: Mayor Tim Varnadore; Mayor Pro Tem Esco Hall, Jr. Councilmembers: Betty Livingston, Mickey Bass, Adam Thomas, Pat Williams, and Santina Fryer.

Other city officials present were: Reid Lovett, City Manager; Reba Cash, City Clerk; Alex Johnson, City Attorney; Dale Sapp, Public Works Supervisor; and Chief of Police, James Godfrey.

Laura Crozier representing the Baxley News Banner was present.

Adam Gruber and Shane Crosby were present.

Mayor Pro Tem Hall gave the invocation

Mayor Varnadore requested we all stand in honor of 9/11 and repeat The Pledge of Allegiance.

Councilwoman Livingston made a motion approving the minutes of the Regular Council meeting of August 28, 2019, at 8:30 a.m. This motion was seconded by Councilman Bass and carried unanimously.

Mayor Varnadore called on Shane Crosby to make his presentation to the Council. Mr. Crosby asked questions which were answered by the City Attorney and/or City Manager Lovett.

Mayor Pro Tem Hall made a motion to table the First Reading of an Ordinance filed by Peggy Jackson, located at 341 Nailsferry Road until proof of ownership has been established. This motion was seconded by Councilwoman Fryer and carried unanimously.

Councilwoman Livingston made a motion approving the First Reading of an Ordinance on a petition filed by PMG Properties, LLC located at 118 Beach Road, be annexed and establishing a Residential (R-12) Zone in voting district #6. This motion was seconded by Councilman Bass and carried unanimously.

Mayor's Report

1. Mayor Varnadore signed a Proclamation for Constitution week.
2. Mayor Varnadore and City Manager Lovett visited the Call to Love.

Council Reports

1. Councilwoman Fryer attended the Satilla EMC economic development meeting

There being no further business, Mayor Varnadore declared the meeting adjourned.



City Clerk

CALLED COUNCIL MEETING

The called meeting of the Baxley City Council was held on September 12, 2019, at 6:00 p.m., with the following members present: Mayor Tim Varnadore; Mayor Pro Tem Esco Hall, Jr.; Councilmembers: Betty Livingston, Mickey Bass, Pat Williams, Santana Fryer and Adam Thomas.

Other city officials present were: Reid Lovett, City Manager; Reba Cash, City Clerk, David Gore, Special Projects Manager; Chief of Police James L. Godfrey and Graham Floyd, Attorney.

Laura Crozier representing the Baxley News Banner was present.

One member of the public was present.


Councilwoman Livingston gave the invocation.

Mayor Varnadore called the Baxley City Council to order on this the 12th day of September 2019, at 6:00 p.m., the purpose of this meeting is to hear public comments on the City's Proposed Budgets.

Shane Crosby of 129 Amber Lane requested clarification on portions of the FY2020 proposed budget. Manager Lovett explained and responded to the various questions in the General Fund and Water Sewer Budget.

There being no further questions or comments, Mayor Varnadore declared the public hearing closed.

There being no further business, Mayor Varnadore declared the meeting adjourned.



City Clerk

AN ORDINANCE
ANNEXING TO THE CITY OF BAXLEY, GEORGIA
LANDS OF
PMG PROPERTIES LLC
(118 BEACH ROAD)
[TAX PARCEL 0035-013C]

WHEREAS, PMG Properties LLC having filed an application to annex certain territory contiguous to the existing city limits of the City of Baxley, the area to be annexed being more particularly described in **Exhibit A** attached hereto and incorporated herein; and

WHEREAS, the Mayor and Council of the City of Baxley have determined that such application meets the requirements of applicable Georgia laws and is in the best interests of the general welfare and orderly development of the community; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Baxley, and it is hereby ordained by authority thereof in regular meeting duly assembled, that the application for annexation of the above described real property which is contiguous to the City of Baxley, be accepted and said property is hereby made a part of the City of Baxley, and is hereby annexed to the City of Baxley.

BE IT FURTHER ORDAINED that a copy of this Ordinance, together with a plat of survey of the area annexed, duly certified by the Clerk of the City of Baxley, be forwarded to and filed with the Board of Commissioners of Appling County and the Secretary of State of the State of Georgia pursuant to applicable State law, and reported to the United States Justice Department if and to the extent required by the Voting Rights Act of 1965, as adjudicated.

BE IT FURTHER ORDAINED that the above described area of land be zoned "R-12" and be made a part of voting district 6.

READ at a regular meeting of the Mayor and Council of the City of Baxley held on the 11th day of September, 2019.

DULY ADOPTED by the Mayor and Council of the City of Baxley, after second reading, at a regular meeting held on the 25th day of September, 2019.

Tim Varnadore, Mayor

Attest: _____
Reba Cash, Clerk

[CITY SEAL]

**ANNEXATION PETITION
BAXLEY, GEORGIA****APPLICATION REQUIREMENTS**FEE: \$35.00 *20*

DEED WITH LEGAL DESCRIPTION AND PLAT

APPLICATION MUST BE IN THE NAME/NAMES ON DEED AND SIGNED BY ALL OWNERS

APPLICANT INFORMATIONNAME: *PMG Properties LLC*ADDRESS: *510 Patterson Rd Baxley GA 31513*PHONE NUMBER: *912-367-9352***TO THE HONORABLE MAYOR, CITY COUNCIL OF THE CITY OF BAXLEY, GEORGIA:**

1. The undersigned as owner of all real property of the territory described herein, respectfully requests that the City Council annex this territory to the City of Baxley, Georgia, and extend the City boundaries to include the same.
2. The territory to be annexed abuts the existing boundary of Baxley, Georgia and the description of such territory area is as follows:

E-911 Address/Location of Property: *118 Beach Rd.*Tax Map Number: *0035013C* Parcel Number: *0035013C*

See Attached Description/Plat.

3. It is requested that this territory shall be zoned _____ for the following reasons:

4. Are any telephones operating at this location: ☐ Yes, Number _____ ☐ No

5. Number in Household by Race: ☐ White ☐ Black ☐ Other

6. Voting Age by Race: ☐ White ☐ Black ☐ Other

7. Power Company serving you: ☒ Georgia Power Co. ☐ Satilla REA

Respectfully Submitted,

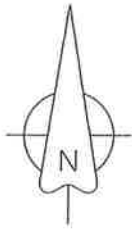
8-12-19
DATE*PMG Properties LLC* *Quinda Patrick*
SIGNATURE OF APPLICANT**FOR CITY USE ONLY**

VOTING DISTRICT _____

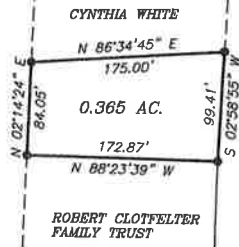
PUBLIC HEARING DATE: _____

EXHIBIT A
TO ORDINANCE ANNEXING LANDS OF
PMG PROPERTIES LLC

All that tract or parcel of land lying and being in Land Lot 331 of the Second Land District of Appling County, Georgia, containing 0.365 acre, more or less, being more particularly shown and described on that certain survey and plat thereof by Everett Tomberlin and Associates, certified by Everett Tomberlin, GRLS No. 2922, dated July 25, 2019, a copy of which is recorded in the office of the Clerk of Superior Court of Appling county, Georgia, in Plat Book _____, page _____, incorporated herein for a more full and complete description and all other purposes.



PMG PROPERTIES LLC



N 01°37'55" E
50.00'

400.10' N 01°37'24" E
BEACH ROAD 60' (PAVED)

492.97' N 00°22'32" E

ORIGINAL LAND LOT LINE

LAND LOT 331
LAND LOT 294

DONNIE LANE

I certify this plat to be a true and accurate representation of the land platted and it conforms to the minimum standards and requirements of law, and is suitable for recording.

I certify that in my opinion, the provisions in O.C.G.A. Section 15-66-67(d) does not require approval of this plat by the planning commission.

Everett Tomberlin, the Land Surveyor whose seal is affixed hereto does not guarantee that all easements which may affect this property are shown.



Pursuant to the Development Code of _____
County, Georgia, All requirements have been
fulfilled and this plat is approved.
This _____ Day of _____, 20____.
Codes Director, _____ County, Georgia

The equipment used in
obtaining the linear and
angular measurements
used in the preparation
of this plat was:
SURVEYOR2
N/A
N/A

SURVEY FOR:

PGM PROPERTIES LLC

Land Lot: 331 G.M.D.: Survey Date: 07/25/2019 Date Drawn: 07/25/2019
Land Dist.: 2ND City: Drawn By: ET JOB REF. MIKEBEACHRD
County: APPLING State: Georgia Scale: 1"=100' Checked By: ET

The field data upon which this plat is
based has a closure precision of one foot
in _____ feet, and an angular error of
per angle point, and was adjusted using
the _____ rule. This plat has been
calculated for closure and has been found
to be accurate within one foot in _____
feet.

REFERENCES:
PLAT:
DEED:

This plat has been recorded in Plat Book _____
Page _____ in the Office of the
Clerk of Superior Court of _____ County,
Georgia. This _____ day of _____, 20____.
Time _____
Clerk of Superior Court

1/2" re-bar set
Iron Pin or Pipe Found
Concrete Monument Set
Concrete Monument Found
Computed Point
Land Lot or Legal Tie Point



EVERETT
TOMBERLIN and
ASSOCIATES



LAND SURVEYING

EVERETT TOMBERLIN REGISTERED LAND SURVEYOR #2922
1144 RADIO STATION ROAD
ALMA, GEORGIA 31510
PH. 912-632-8034 FAX 912-632-0734

NOTICE OF PUBLIC HEARINGS

The City of Baxley will hold a Called Meeting on September 10, 2019 at 6:05 p.m. in the Council Chambers at City Hall, 282 E. Parker Street, Baxley, Georgia. The primary purpose of the Called Meeting will be to conduct a Public Hearings, as well as any other business that may come before the Mayor and Council. The Public Hearings will offer opportunities for comments on:

1. APPLICATION FOR ANNEXATION, filed by PMG Properties, LLC located at 118 Beach Road, be annexed and establishing a Residential (R-12) Zone in voting district #6.

All that tract or parcel of land lying and being in Land Lot 331 of the Second Land District of Appling County, Georgia, containing 0.365 acre, more or less, being more particularly shown and described on that certain survey and plat thereof by Everett Tomberlin and Associates, certified by Everett Tomberlin GRLS No. 2922, dated July 25, 2019, a copy of which is recorded in the office of the Clerk of Superior Court of Appling County, Georgia, in Plat Book _____ page _____, incorporated herein for a more full and completed description and all other purposes.

CITY OF BAXLEY

**ANNEXATION PETITION
BAXLEY, GEORGIA**

APPLICATION REQUIREMENTSFEE: \$35.00 *pd*

DEED WITH LEGAL DESCRIPTION AND PLAT

APPLICATION MUST BE IN THE NAME/NAMES ON DEED AND SIGNED BY ALL OWNERS

APPLICANT INFORMATIONNAME: *Matt Hodges*ADDRESS: *19 Brandon Street Baxley Ga 30513*PHONE NUMBER: *913-378-1274***TO THE HONORABLE MAYOR, CITY COUNCIL OF THE CITY OF BAXLEY, GEORGIA:**

1. The undersigned as owner of all real property of the territory described herein, respectfully requests that the City Council annex this territory to the City of Baxley, Georgia, and extend the City boundaries to include the same.
2. The territory to be annexed abuts the existing boundary of Baxley, Georgia and the description of such territory area is as follows:

E-911 Address/Location of Property: *19 Brandon Street*Tax Map Number: *0050*Parcel Number: *180**See Attached Description/Plat.*

3. It is requested that this territory shall be zoned _____ for the following reasons:

4. Are any telephones operating at this location: ☐ Yes, Number _____ ☒ No

5. Number in Household by Race: *3* White _____ Black _____ Other _____

6. Voting Age by Race: *3* White _____ Black _____ Other _____

7. Power Company serving you: _____ Georgia Power Co. ☒ Satilla REA

Respectfully Submitted,

8/24/19

DATE

Matt Hodges

SIGNATURE OF APPLICANT

FOR CITY USE ONLYVOTING DISTRICT *3*

PUBLIC HEARING DATE: _____

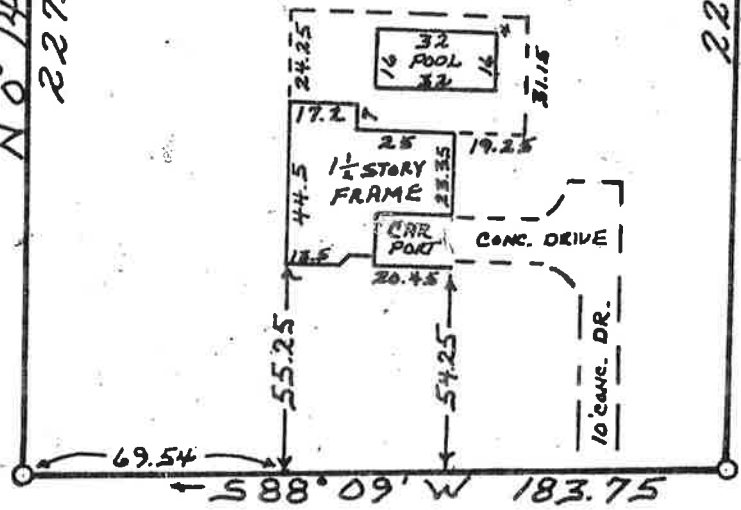
731

TOMMY LEE MOSS

CL COUNTY ROAD 200 60'R/W

N 0° 14' W →
227.89N 89° 37' E →
186.34← S 0° 27' W
223.23

GLYNN HERNDON



RECORDED

JUL 12 1988

Floyd Hunter, Clerk

FIELD WORK BY BRANCH & HALE

IN MY OPINION THIS PLAT IS A TRUE AND CORRECT REPRESENTATION OF THE PROPERTY PLATTED AND HAS BEEN PREPARED IN CONFORMITY WITH THE MINIMUM STANDARDS AND REQUIREMENTS OF THE LAW.

APPROVED BY

scale 1" = 40'

EQUIP: LIETZ BT20 & RED-MINI



SURVEY FOR

Betty Head

AREA D. 958 Ac	LAND LOT 244	LAND DIST. 2 ND	COUNTY APPLING	CITY N/A
DATE 6-16-88	SCALE 1" = 40'	G. M. DIST.	GEORGIA	

LEGEND

- INDICATES IRON PIN SET
- INDICATES IRON PIN FOUND
- INDICATES CONCRETE MARKER SET
- INDICATES CONCRETE MARKER FOUND

LINEAR ERROR OF CLOSURE,
1" = 13000+

DRAWN BY HJB JOB NO.

REFERENCES

**NOTICE OF PUBLIC HEARINGS
CORRECTION!!!**

The City of Baxley will hold a Called Meeting on September 24, 2019 at 6:00 p.m. in the Council Chambers at City Hall, 282 E. Parker Street, Baxley, Georgia. The primary purpose of the Called Meeting will be to conduct a Public Hearings, as well as any other business that may come before the Mayor and Council. The Public Hearings will offer opportunities for comments on:

1. APPLICATION FOR ANNEXATION, filed by Matt Hodges, located at 19 Brandon Street, be annexed and establishing a Residential (R-15) Zone in voting district #3.

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT NO. 244 OF THE SECOND LAND DISTRICT OF APPLING COUNTY, GEORGIA, CONSISTING OF 0.958 ACRES, MORE OR LESS, BEING BOUND, NOW OR FORMERLY, AS FOLLOWS; NORTH BY LANDS OF TOMMY LEE MOSS, EAST BY LANDS OF TRACT TWO AS HEREIN BELOW DESCRIBED; SOUTH BY BRANDON STREET (50 FOOT ROW); AND WEST BY COUNTY ROAD 200 OAK RIDGE ROAD (60 FOOT ROW). SAID TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT -OF-WAY OF BRANDON ROAD WITH THE EAST RIGHT-OF-WAY LINE OF COUNTY ROAD 200/ OAK RIDGE ROAD, AND FROM SAID POINT RUN NORTH 0 DEGREES 14 MINUTES WEST ALONG AND WITH THE SAID C.R. 200 RIGHT OF WAY A DISTANCE OF 227.89 FEET TO A POINT, THENCE TURN AND RUN NORTH 89 DEGREES 37 MINUTES EAST A DISTANCE OF 186.34 FEET TO A POINT; THENCE TURN AND RUN SOUTH 0 DEGREES 27 MINUTES WEST A DISTANCE OF 223.23 FEET TO A POINT OF THE NORTHERN RIGHT OF WAY OF BRANDON STREET, THENCE TURN AND RUN SOUTH 88 DEGREES 09 MINUTES WEST ALONG AND WITH SAID RIGHT OF WAY A DISTANCE OF 183.75 FEET TO THE POINT OF BEGINNING.

SAID PROPERTY IS MORE PARTICULARLY DESCRIBED ON A PLAT DATE JUNE 16, 1988 PREPARED BY DENEAN W. DIXON, REGISTERED LAND SURVEYOR, RECORDED IN DEED BOOK 235 , PAGE 731, APPLING COUNTY GEORGIA RECORDS. SAID PLAT IS INCORPORATED HEREIN AND MADE A PART HEREOF BY REFERENCES.

CITY OF BAXLEY

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED that the City of Baxley's Fiscal Year 2020 Budgets for October 1, 2019 through September 30, 2020, are hereby approved as follows, upon a motion by _____, seconded by _____ and carried unanimously.

GENERAL FUND

APPROVED FY 2019-2020

REVENUES

TAXES	\$2,817,607.00
LICENSES/PERMITS	215,900.00
INTERGOVERNMENTAL	377,890.00
SALES/SERVICE	410,100.00
POLICE COURT	90,000.00
MISCELLANEOUS	66,500.00
FEDERAL PROGRAMS	130,000.00
CEMETERY	10,000.00
PRIOR YR. FUND BALANCE	
TOTAL REVENUES	<u>\$ 4,117,997.00</u>

EXPENDITURES

GOVERNING BODY	\$ 160,224.00
MAYOR	18,122.00
FINANCIAL ADMINISTRATION	606,297.00
SPECIAL EVENTS	85,798.00
RECORDER'S COURT	16,159.00
POLICE DEPARTMENT	1,031,377.00
FIRE	217,698.00
ANIMAL CONTROL	109,593.00
STREET DEPARTMENT	1,225,671.00
SANITATION DEPARTMENT	370,000.00
PLANNING & ZONING	93,855.00
AIRPORT	143,169.00
CONTRIBUTIONS	40,034.00
CONTINGENCY	

TOTAL EXPENDITURES

\$4,117,997.00

UTILITIES

REVENUE

SALES/SERVICE	\$ 1,714,000.00
MISCELLANEOUS	<u>105,400.00</u>

TOTAL REVENUE

\$1,819,400.00

EXPENDITURES

SEWER	\$416,153.00
ADMINISTRATIVE	239,193.00
WWTP	797,399.00
WATER	515,109.00
W/S DEBT SERVICE	<u>168,336.00</u>

TOTAL EXPENDITURES

\$2,136,190.00

ADOPTED this 25th day of September, 2019.

Attest: _____
City Clerk

Mayor _____



RESOLUTION

WHEREAS, the Mayor and Council of the City of Baxley has adopted a budget for the coming year; and

WHEREAS, it is incumbent upon the Mayor and Council to establish a 2019 Ad Valorem Rate.

BE IT AND IT IS HEREBY RESOLVED that 2019 taxable property within the corporate limits of the City of Baxley be levied upon a rate of \$ 5.8 per \$ 1,000.00 being a tax rate of 5.8 mills for general operation and maintenance of the City. The millage rate would have been 21.149 mills \$ 21.14 per \$1,000.00 for taxable property but for local option sales tax revenues and millage reduction, which allows for a rollback of 15.346 mills local option sales tax.

BE IT FURTHER RESOLVED that the taxing authority of the City of Baxley shall levy and collect property taxes as aforesaid.

Adopted this the 25th day of September, 2019.

Tim Varnadore, Mayor

Attest:

Reba Cash, City Clerk