# February 21, 2017 5:30 pm

- 1. Call to Order by Mayor Jan J. Moore
- 2. Invocation and Pledge of Allegiance by Councilman Sam Lee Jones
- 3. Public Comments (Agenda Item):
- 4. Consideration of a Motion to approve the Consent Agenda
  - A) Approval of Minutes
    - a) 01-17-2017 Council Minutes
    - b) 02-07-2017 Council Minutes
    - c) 02-07-2017 Executive Session Minutes
- 5. Consideration of a motion to approve **Resolution 2017-06**: A Resolution Approving the Naming of Freedom Way and Buckhead Drive.
- 6. Consideration of a Motion to award a contract for the purchase of a combination sewer vacuum truck to Super Products LLC per NJPA Contract # 022014-SPL in the amount of \$332,363.00. This item was budgeted in fiscal year 2017 under CIP# STM-11 in the amount of \$375,000.00 and will be paid by Storm water revenue funds.
- 7. Public Hearing and Consideration of Motion to Approve: <u>APPLICATION # RZ 17-01-03</u>: The Downtown Statesboro Development Authority requests a zoning map amendment for .29 acres of property located at 11 West Inman Street from HOC (Highway Oriented Commercial) and R4 (High Density Residential District) to the R4 (High Density Residential District) zoning district (Tax Parcel S19 000040 000).
- 8. Second Reading and Consideration of a Motion to approve **Ordinance 2017-04:** An Ordinance to amend Section 6-3 of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to redefine Catered Event.
- 9. Public Hearing and First Reading of <u>Ordinance 2017-07</u>: An Ordinance to amend Section 6-19 of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to modify the procedures for administrative hearings on license violations.
- 10. Other Business from City Council
- 11. City Managers Comments
  - A) Set Budget Retreat Date
- 12. Public Comments (General)

- 13. Consideration of a Motion to enter into Executive Session to discuss "Personnel Matters" in accordance with **O.C.G.A.§50-14-3 (2012)**
- 14. Consideration of a Motion to Adjourn



# CITY OF STATESBORO Council Minutes January 17, 2017

A regular meeting of the Statesboro City Council was held on January 17, 2017 at 5:30p.m. in the Council Chambers at City Hall. Present were Mayor Jan J. Moore, Council Members: Phil Boyum, Sam Lee Jones, Jeff Yawn and Travis Chance. Also present were City Manager Randy Wetmore, Deputy City Manager Robert Cheshire, City Clerk Sue Starling and City Attorney Cain Smith. Councilman John Riggs was absent.

The meeting was called to order by Mayor Jan J. Moore.

The Invocation and Pledge of Allegiance was given by Councilman Travis Chance

# **Recognitions/Public Presentations**

Jimmy Edenfield was recognized as he retires from the City of Statesboro with 42 years of service.

Public Comments (Agenda Item): None

# Consideration of a Motion to approve the Consent Agenda

A) Approval of Minutes a) 01-03-2017 Council Minutes

Councilman Chance made a motion, seconded by Councilman Yawn to approve the consent agenda in its entirety. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Public Hearing and Consideration of Motion to Approve: <u>APPLICATION # V 16-12-03</u>: Missy Bennett requests a variance from Article V Section 503(C) Table 3 of the Statesboro Zoning Ordinance regarding the minimum required side yard setback for the property located at 122 Park Avenue (Tax Parcel S41 000047 000).

Councilman Yawn made a motion, seconded by Councilman Chance to open the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

There were no comments for or against the request.

Councilman Chance made a motion, seconded by Councilman Yawn to close the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Councilman Yawn made a motion, seconded by Councilman Chance to approve:

APPLICATION # V 16-12-03: Missy Bennett requests a variance from Article V Section 503(C) Table 3 of the Statesboro Zoning Ordinance regarding the minimum required side yard setback for the property located at 122 Park Avenue (Tax Parcel S41 000047 000). Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

# Public Hearing and Second Reading of <u>Ordinance 2017-01</u>: An Ordinance amending Chapter 6 of the Statesboro Code of Ordinances (Alcoholic Beverages) for proximity requirements.

Councilman Yawn made a motion, seconded by Councilman Chance to open the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

No one spoke for or against the request.

Councilman Chance made a motion, seconded by Councilman Jones to close the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Councilman Jones made a motion, seconded by Councilman Boyum to approve O<u>rdinance</u> <u>2017-01:</u> An Ordinance amending Chapter 6 of the Statesboro Code of Ordinances (Alcoholic Beverages) for proximity requirements. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

# Public Hearing and First Reading of <u>Ordinance 2017-02</u>: An Ordinance to amend Section 6-6(b) of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to comply with State regulations. [GA560-2-2-.02(9)]

Councilman Yawn made a motion, seconded by Councilman Jones to open the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

No one spoke for or against the first reading.

Councilman Yawn made a motion, seconded by Councilman Jones to close the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

There was no action taken on the item.

# Public Hearing and First Reading of <u>Ordinance 2017-03</u>: An Ordinance to amend Section 6-19(c)(10)(b) of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to allow for a three year lookback.

Councilman Chance made a motion, seconded by Councilman Yawn to open the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

No one spoke for or against the first reading.

Councilman Yawn made a motion, seconded by Councilman Jones to close the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

There was no action taken on the item.

Councilman John Riggs joined the meeting at 6:00 pm by phone.

Public Hearing and First Reading of <u>Ordinance 2017-04</u>: An Ordinance to amend Section 6-3 of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to redefine Catered Event.

Councilman Chance made a motion, seconded by Councilman Jones to open the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Darin Van Tassel spoke in favor of the ordinance.

Councilman Chance made a motion, seconded by Councilman Jeff to close the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

At 6:10 pm, the phone call was dropped during the discussion.

There was no action taken on the item.

Consideration of a Motion to Approve Resolution 2017-03: A Resolution to adopt the document entitled "Personnel Policies and Procedures (Employee Handbook)", dated January 17, 2017, attached hereto and incorporated into this Resolution by reference, is hereby adopted as the official personnel policies and procedures to be used to administer all personnel matters for the City of Statesboro; and that any ordinances, resolutions, motions or informal policies conflict with any provision of this adopted document are hereby repealed to the extent of any such conflict.

Councilman Chance made a motion, seconded by Councilman Yawn to approve **Resolution 2017-03**: A Resolution to adopt the document entitled "Personnel Policies and Procedures (Employee Handbook)", dated January 17, 2017, attached hereto and incorporated into this Resolution by reference, is hereby adopted as the official personnel policies and procedures to be used to administer all personnel matters for the City of Statesboro; and that any ordinances, resolutions, motions or informal policies conflict with any provision of this adopted document are hereby repealed to the extent of any such conflict. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to approve <u>Resolution 2017-04</u>: A Resolution to approve phase II - 50% of the Compa-Ratio - Move to Market option of the Fiscal Year 2016 Classification and Compensation Plan provided by Evergreen Solutions Inc.,

Councilman Chance made a motion, seconded by Councilman Yawn to approve **Resolution 2017-04:** A Resolution to approve phase II - 50% of the Compa-Ratio - Move to Market option of the Fiscal Year 2016 Classification and Compensation Plan provided by Evergreen Solutions Inc., Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to Approve awarding of contract to the low bidder, Hawk Construction, LLC, for the construction of a Class A Burn Facility as well as the construction of a repelling wall on the Training Tower at the Public Safety Training Center in the amount of \$73,560.00. This project is funded under CIP# FD 62 using 2013 SPLOST.

Councilman Yawn made a motion, seconded by Councilman Boyum to award a contract to the low bidder, Hawk Construction, LLC, for the construction of a Class A Burn Facility as well as the construction of a repelling wall on the Training Tower at the Public Safety Training Center in the amount of \$73,560.00. This project is funded under CIP# FD 62 using 2013 SPLOST. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

## Other Business from City Council

Mayor Moore discussed the funeral procession stating there would be 2 escorts available for funeral. Council called for a Called Council Meeting on Thursday morning January 19<sup>th</sup> at 8:30 am to adopt an Ordinance regarding funeral processions.

City Manager Randy Wetmore stated that City Hall would extend working hours for 3 days a month. The days would be determined by the cut off dates of the utility bills. City Hall will be open at 7:00 am on those days to accommodate the payment of utility bills. The pilot program will run for 4 months and then be reevaluated.

#### **City Managers Comments**

# A) Presentation of the Police Department's new website

This presentation will be given in February

#### B) 2016 Development Review Presentation

Director of Planning and Development Frank Neal gave a power point of the building permits issues for 2016. He stated the department has collected over 1 million dollars in fees.

#### C) Discussion of Funeral Processions

This was discussed under "Other Business from City Council".

#### **Public Comments (General)** None

#### **Consideration of a Motion to Adjourn**

Councilman Chance made a motion, seconded by Councilman Yawn to adjourn the meeting. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

The meeting was adjourned at 7:25 pm.



# CITY OF STATESBORO Council Minutes February 7, 2017

A regular meeting of the Statesboro City Council was held on February 7<sup>th</sup>, 2017 at 9:00 a.m. in the Council Chambers at City Hall. Present were Mayor Jan J. Moore, Council Members: Phil Boyum, Sam Lee Jones, Jeff Yawn and John Riggs. Also present were City Manager Randy Wetmore, Deputy City Manager Robert Cheshire, City Attorney Cain Smith, and Assistant City Clerk Leah Harden. Councilman Travis Chance was absent.

Mayor Moore called the meeting to order.

The Invocation and Pledge of Allegiance was given by Councilman Phil Boyum

Mayor Moore stated agenda item 3 B under Recognitions/Public Presentations and agenda item #10 regarding Resolution 2017-06 would be postponed until a later date.

#### **Recognitions/Public Presentations**

A) Presentation of the Arbor Day Proclamation. Accepting the proclamation will be Mr. Henry Clay, Wesley Parker as well as other from the Tree board. Georgia Forestry Chief Ranger (Bulloch County) Doug Chassereau will present the Mayor and Tree Board with a Tree City USA flag and recognize the City of Statesboro for it participation in the Tree City USA Program

Wesley Parker Chairman of the Tree Board gave a brief history of Arbor Day. Arbor Day for the City of Statesboro will be March 11, 2017 in the Edgewood neighborhood. Mr. Parker mentioned two projects for this year. The first will be partnering with Sally Z Elementary School to plant six trees. The second project will be the commercial corridor in the median on Brannen Street starting at Carey Hilliard's and ending at Lovett Street by the movie theater.

Chief Ranger Doug Chassereau and Shawn Ditty, representing the Georgia Forestry Commission, presented Mayor and Council, along with the Tree Board, a flag and a 24 year sticker for the City of Statesboro's participation in the Tree City USA Program.

Mayor Moore presented the Arbor Day proclamation to Wesley Parker, Chairman of the Tree Board.

B) Presentation of Retirement for Howard Hadley, Equipment Operator, Public Works Department, after 27 years of service.

Mr. Howard Hadley was not present at the meeting.

C) Presentation of Retirement for Eugene Smith, Groundskeeper, Public Works Department, after 21 years of service

Mayor Moore presented a plaque to Mr. Smith for his 21 years of service to the City of Statesboro.

# D) Presentation of Retirement for Joseph Mingle, Refuse Collector, Public Works Department, after 17 years of service

Mayor Moore presented a plaque to Joseph Mingle for his 17 years of service to the City of Statesboro.

# E) Presentation of Employee of the Quarter Award

Director of Human Resources Jeff Grant presented an award to Marty McClain of the Central Service Department as employee of the quarter.

#### **Public Comments (Agenda Item):**

Nicholas Boyles addressed Mayor and Council concerning agenda item # 13 regarding the bidding for the combination sewer vacuum truck. Mayor Moore stated Mr. Boyles would be called forward to speak on this issue when the item came up.

## Consideration of a Motion to approve the Consent Agenda

- A) Approval of Minutes
  - a) 01-17-2017 Council Minutes
  - b) 01-19-2017 Called Council Minutes

Councilman Riggs stated the Minutes from 01-17-2017 needed to be changed concerning the disconnection of the phone call.

Councilman Yawn made a motion, seconded by Councilman Riggs to approve the consent agenda with the correction to the 01-17-2017 Council Minutes concerning the disconnected phone call. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

Second Reading and Consideration of a Motion to Adopt <u>Ordinance 2017-02</u>: An Ordinance to amend Section 6-6(b) of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to comply with State regulations. [GA560-2-2-02(9)]

Councilman Yawn made a motion seconded by Councilman Riggs to Adopt <u>Ordinance 2017-02</u>: An Ordinance to amend Section 6-6(b) of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to comply with State regulations. [GA560-2-2-02(9)] Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

Second Reading and Consideration of a Motion to Adopt Ordinance 2017-03: An Ordinance to amend Section 6-19(c)(10)(b) of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to allow for a three year look back.

Councilman Yawn made a motion seconded by Councilman Riggs to Adopt <u>Ordinance 2017-03</u>: An Ordinance to amend Section 6-19(c)(10)(b) of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to allow for a three year look back. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

Public Hearing and First Reading of amended <u>Ordinance 2017-04</u>: An Ordinance to amend Section 6-3 of the City of Statesboro Code of Ordinances (Alcoholic Beverages) to redefine Catered Event.

Councilman Riggs made a motion seconded by Councilman Boyum to open the Public Hearing. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

There were no public comments for or against this Ordinance amendment.

Councilman Yawn made a motion seconded by Councilman Riggs to close the Public Hearing. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

Consideration of a Motion to Approve Resolution 2017-05: A Resolution to accept a \$15,000.00 Crash Data Reporting System Grant administered by the Georgia Association of Chiefs of Police (GACP) for the Governor's Office of Highway Safety, Grant Number GA-2017-405cM3DA-036, funding 100% of the purchase of computers and mounting hardware for patrol cars.

Councilman Jones made a motion seconded by Councilman Riggs to Approve <u>Resolution 2017-05</u>: A Resolution to accept a \$15,000.00 Crash Data Reporting System Grant administered by the Georgia Association of Chiefs of Police (GACP) for the Governor's Office of Highway Safety, Grant Number GA-2017-405cM3DA-036, funding 100% of the purchase of computers and mounting hardware for patrol cars. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

Consideration of a Motion to approve <u>Resolution 2017-06</u>: A Resolution Approving the Naming of Freedom Way and Buckhead Drive.

This item is postponed until the next meeting in February.

Consideration of a Motion to support City working with DSDA, as described in Memorandum from DSDA Executive Director, to lease two (2) parcels of property from Norfolk Southern Railroad in order to create and develop a Dog Park along McTell Trail and a new Green Space along E. Main St. Final formal leases to be submitted to City Council for consideration/approval.

Councilman Boyum made a motion seconded by Councilman Yawn to support the City working with DSDA, as described in the Memorandum from DSDA Executive Director, Allen Muldrew. The MOU would allow the lease of two (2) parcels of property from Norfolk Southern Railroad that would create and develop a Dog Park along McTell Trail and a new Green Space along E. Main St. Final formal leases will be submitted to Council approval. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

Consideration of a Motion to award a five year contract for copier/printer equipment and maintenance services to Digital Office Equipment based on a current contact with the Washington County Board of Education (GA). The equipment portion of this contract will be funded by the Central Services Department while the cost of the maintenance services portion will be divided between departments based on usage. This contract adoption is permitted through the City of Statesboro Ordinances 2.2.7.

Councilman Jones made a motion seconded by Councilman Riggs to award a one year contract with four (4) one year renewals for copier/printer equipment and maintenance services to Digital Office Equipment based on a current contact with the Washington County Board of Education (GA). The equipment portion of this contract will be funded by the Central Services Department while the cost of the maintenance services portion will be divided between departments based on usage. This contract adoption is permitted through the City of Statesboro Ordinances 2.2.7. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

Consideration of a motion to award a contract for the purchase of a combination sewer vacuum truck to Super Production LLC per NJPA Contract # 022014-SPL in the amount of \$332,363.00. This item was budgeted in fiscal year 2017 under CIP# STM-11 in the amount of \$375,000.00 and will be paid by Stormwater revenue funds.

Councilman Yawn made a motion seconded by Councilman Jones to table this item until the next Council meeting in February. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

Consideration of a motion to award a contract for Consulting Services to complete a City-Wide Strategic Pan to Amec Foster Wheeler in the amount of \$28,500.00. If approved this will be funded by the General Fund.

Councilman Boyum made a motion seconded by Councilman Riggs to award a contract for Consulting Services to complete a City-Wide Strategic Pan to Amec Foster Wheeler in the amount of \$28,500.00. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

### **Other Business from City Council:**

Mayor Moore stated GDOT has some money they are willing to give to the City for improvements. The amount from GDOT is not known at this time. A letter of acceptance along with a pledge of matching funds from the City will need to be sent to GDOT.

Councilman Yawn made a motion seconded by Councilman Boyum to authorize City Manager, Randy Wetmore and Deputy City Manager, Robert Cheshire to submit a letter to GDOT to accept these funds with a percentage the City is willing to match. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

#### **City Managers Comments:**

- A) Presentation of the Statesboro Police Department website
- B) Update on the credit card user fee

Interim Chief Rob Bryan presented the new Statesboro Police department website that was launched on January 1, 2017

Director of Finance Cindy West stated the user/convenience fee adopted last year will be implemented on March 1, 2017. The fee will be a two percent (2%) of the amount due when using a credit card for payment.

#### **Public Comments (General):** None

# Consideration of a motion to enter into Executive Session to discuss "Potential Litigation" in accordance with O.C.G.A §50-14-3 (2012)

At 10:36 am, Councilman Riggs made a motion seconded by Councilman Yawn to enter into Executive Session. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

At 10:57am, Councilman Yawn made a motion seconded by Councilman Riggs to exit Executive Session. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

Mayor Moore called the meeting back to order.

Mayor Moore stated there was no action was taken in Executive Session.

Councilman Boyum made a motion seconded by Councilman Yawn to authorize City Manager Randy Wetmore to approve expenditures, up to \$125,000.00, to the law firm of Hunter McClain, for the specific service of Arnold C. Young, in defense of the City for its declaratory judgement action filed by Atlantic insurers. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

### Consideration of a Motion to Adjourn

Councilman Yawn made a motion, seconded by Councilman Riggs to adjourn. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion, The Motion carried by a 4-0 vote.

The meeting was adjourned at 10:58 a.m.

# CITY OF STATESBORO



Phil Boyum, District 1 Sam Jones, District 2 Jeff Yawn, District 3 John Riggs, District 4 Travis L. Chance, District 5



Jan J. Moore, Mayor Randy Wetmore, City Manager Robert Cheshire, Deputy City Manager Sue Starling, City Clerk I. Cain Smith, City Attorney

# 50 EAST MAIN STREET • P.O. BOX 348 STATESBORO, GEORGIA 30459-0348

**To:** Randy Wetmore, City Manager

**From:** Jason Boyles, Director of Public Works and Engineering

**Date**: 1/30/17

**RE:** Naming of Existing Un-named Street and Change of Street Name

**Policy Issue:** Uniform Road Naming

#### Recommendation:

Staff is recommending to change the name of the segment of Henry Boulevard that intersects with Brannen Street to "Buckhead Drive" and to name the unnamed road that intersects with Veteran's Memorial Parkway to "Freedom Way". I have attached a map that illustrates the location of these two impacted roads; they are listed as road 2 and road 3, respectively. The County has no objection to this proposal but may readdress property fronting road 2.

### **Background:**

Both the main road in the Statesboro Crossing development and the entrance road that intersects with Brannen Street are named Henry Boulevard. I have attached a map for reference which lists these as road 1 and road 2, respectively. In addition, the road in Statesboro Crossing which intersects with the bypass is un-named. Since one of the roads is unnamed and another is a duplicate, City ordinance Section 58-9(8) provides mayor and council with the authority to assign a name to such road(s) in a process similar to that of a new road. City Attorney Cain Smith has no objection to this proposal.

# **Budget Impact:**

The impact to the budget will be minimal, including minor expenses to install new street name signs and to replace existing street name signs.

#### **Council Person and District:**

Travis Chance, District 5

#### Attachments:

Map Resolution

#### **RESOLUTION 2017-06:**

A Resolution Approving the Naming of Freedom Way and Buckhead Drive in Statesboro Crossing

**WHEREAS,** the Mayor and City Council have previously accepted the roads within the Statesboro Crossing commercial development; and,

**WHEREAS,** the mayor and city council believe it is in the best interest of the public to maintain a uniform road naming system; and,

**WHEREAS,** the mayor and city council have determined there is a duplication of road names and an un-named road name within Statesboro Crossing; and,

**WHEREAS,** ordinance Section 58-9 establishes that the mayor and city council, in its absolute discretion, shall assign a name to an un-named road or to a road where a dispute to the proper name exists; and,

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of Statesboro, Georgia as follows:

- Section 1. That the un-named road which intersects with Henry Boulevard at its western boundary and intersects with Veteran's Memorial Parkway at its eastern boundary is hereby named "Freedom Way".
- Section 2. That the segment of Henry Boulevard which intersects with Brannen Street at its northern boundary and intersects with Henry Boulevard at is southern boundary is hereby named "Buckhead Drive", thereby extending Buckhead Drive from Northside Drive East to Henry Boulevard.
- Section 3. This Resolution shall be and remain in full force and effect from and after its date of adoption.

Adopted this 21st day of February, 2017.
STATESBORO, GEORGIA
By: Jan J. Moore, Mayor
Attest: Sue Starling, City Clerk



# CITY OF STATESBORO

COUNCIL

Phil Boyum, District 1 Sam Jones, District 2 Jeff Yawn, District 3 John Riggs, District 4 Travis L. Chance, District 5



Jan J. Moore, Mayor Randy Wetmore, City Manager Robert Cheshire, Deputy City Manager Sue Starling, City Clerk J. Alvin Leaphart, City Attorney

# 50 EAST MAIN STREET • P.O. BOX 348 STATESBORO, GEORGIA 30459-0348

To: Randy Wetmore, City Manager Robert Cheshire, Deputy City Manager

From: Darren Prather, Central Services Director

Date: 1-30-2017

RE: Policy Issue: NJPA Purchase—Vacuum Truck/ Stormwater Division

# Recommendation:

We recommend this contract be awarded for the purchase of a combination sewer vacuum truck to Super Products LLC per NJPA Contract # 022014-SPL in the amount of \$332,363.00. This item was budgeted in fiscal year 2017 under CIP# STM-11 in the amount of \$375,000.00 and will be paid by Stormwater revenue funds.

# Background:

This vehicle/equipment, if approved, will be utilized in the Stormwater Division of Public Works to clean and maintain pipes and other infrastructure. This machine will replace a 1993 model that was transferred from the Water Sewer Department. This 1993 model will be brought to Council to be declared surplus at a later date. If approved, this vacuum truck will be purchased of NJPA (National Joint Powers Alliance) contract #022014-SPL in the amount of \$332,363.00. We have used this and other purchasing coops in the past to obtain vehicles and equipment while benefitting from the volume pricing contained in these contracts. The City of Statesboro Ordinance 2.2.7 allows for coop purchases of this nature. This item is budgeted in fiscal year 2017 under CIP# STM-11 in the amount of \$375,000 and will be paid out of Stormwater revenue funds.

**Update**: Since the last Council meeting, Marcos (Stormwater Division) and I met with the Adams Equipment representative pertaining to his question about this purchase off the NJPA contract. We explained to him that after both his and the recommended company provided a demonstration of their product, our Vehicle/Equipment Service Department preferred the product from Super Products LLC. due to serviceability issues. After this conversation, the Adams Equipment representative was satisfied as to our explanation.

Council Person and District: All

Attachments: Copy of NJPA Contract # 022014-SPL

# NJPA QUOTE

NJPA # 022014-SPL

## WASTEBUILT

**GEORGIA DIVISION** 

Mike Cassotta / mcassotta@wastebuilt.com / 229-460-8213



CONTRACT UNIT PRICE

#### DESCRIPTION

Features & Options are based on specifications provided by City of Statesboro

#### **BASE UNIT - STD FEATURES**

DUMP TYPE CAMEL 900 / 9 YD (6.8m) COMBINATION SEWER CLEANER

Debris body capacity of 9.0 cubic yards

Constructed of abrasion and corrosion resistant 1/2" thick Exten steel

Hydraulic powered open and close, full height and width flat rear door

Four (4) mechanical, wedge pin and receiver, hydraulically operated tailgate latches

Exterior mechanical liquid level gauge with stainless steel float and rod

Body raised with a two stage double acting telescopic cylinder

The debris body has a dump angle of 50 degrees

Internal debris tank flushing system

Vacuum pump direct shaft driven from a heavy duty transfer case

An externally mounted, vertical cyclone separator with a 16" diameter clean out

Vacuum relief vent door to automatically relieve vacuum

Water storage tanks 1000 gallon usable capacity

Rotational molded non-cross linked polyethylene construction with ultraviolet stabilizer

A single curbside fill system with strainer and 4" air gap

The hose reel assembly front mounted with 180 degree manual rotation

The hose reel capacity of 1000' of 1" I.D. sewer hose.

Reel driven by a double chain, hydraulic drive

A containment system enclosing the top 1/4 of the hose reel

Self-contained air purge system for purging water to prevent freeze-up

Advanced logic Can-BUS command and control systems network

Power boom with 250 degree hydraulic rotation lockable in any position

Boom is equipped with a heavy duty channel reinforced elbow

Joy sticks permanently mounted to the operator control station for boom and hose reel functions

Hydraulic boom extension of 8', true telescoping tube inside of tube design

The operator control center is located at the front of unit

Quarter fenders – front and back of rear wheels

Safety cone rack complete with 6 - 28" orange cones

Urethane paint finish, unit only, white

Rear bumper

One (1) year warranty, unit module on defects in material and workmanship

Ten (10) year warranty, on water tanks, defects in material and workmanship

Ten (10) year warranty, on debris tank, defects in material and workmanship

Three (3) year warranty, on water pump, defects in material and workmanship

Two (2) each operation, maintenance and parts manual

#### **VACUUM SYSTEM OPTIONS**

8" vacuum system, "Roots type PD Model 824, 18" hg. and 4500 cfm Pleated Final Filter Assembly

#### **DEBRIS BODY OPTIONS**

6" diameter front body drain, knife valve, 35' x 6" fabric drain hose, camlock cap

#### WATER SYSTEM OPTIONS

80 GPM @ 2500 PSI Water Pump Retractable hose reel with live center with 50' x 1/2" hose Low water warning light and alarm with water capacity digital display Low Pressure Accumulator

#### **BOOM CONTROL OPTIONS**

Wired Remote Boom pendant

#### **HOSE REEL OPTIONS**

Manual level wind Hose reel digital counter

#### LIGHTING OPTIONS

LED Boom work lights

Cordless Rechargeable hand Held Spotight w/charging station in cab

LED Package 2 - (2) Tailgate beacon omni-directional strobe, (2) Boom beacon omni-directional strobe, Directional arrowstik

LED Package 3 - Front bumper directional strobes, Mid-ship directional strobes, Rear bumper directional strobes

#### MISC OPTIONS

Lower Curbside Toolbox 18" x 18" x 48"

Curbside Toolbox 18" x 18" x 48"

Driverside Toolbox 22"x 14" x 60"

Upper Curbside Toolbox (Open up) 18" x 18" x 48"

Back of Cab vertical tube rack

Front / Rear tow hooks

#### **NOZZLE OPTIONS**

1" NPT Chisel Nozzles - 65GPM @ 2000PSI 1" NPT Grand Slam Nozzles - 65GPM @ 2000PSI 1" NPT Grenade Nozzles - 65GPM @ 2000PSI

#### **SEWER ACCESSORIES**

1" standard nozzle extension

Hose, 25', cotton - Single Jacket Filler Hose

Leader Hose 1" x 10'

Cleaning Lance (For Handgun) w/ Adjustable Nozzle & Handle

Handgun rated at 3000 PSI

Tigertail Sewer Hose Guide

Hydrant wrench

Puller hook

#### **VACUUM ACCESSORIES**

Fluidizing Suction Tube Nozzle 8" x 24"

Serrated Nozzle 8" diameter

- (8) Supertube Lock rings 8"
- (8) Gaskets for Supertube O-ring, Gasket 8"

8" x 36" Supertube - Aluminum

(2) 8" x 60" Supertubes - Aluminum

8" x 84" Supertube - Aluminum

8" x 96" Supertube - Aluminum

### **CHASSIS OPTION (SUPER PRODUCTS SUPPLIED CHASSIS)**

2017 Model Year Freightliner Model 114SD, 4X2 Axle Configuration, Cummins ISL Engine - 370 Hp, Allison 3000 RDS Auto Trans

#### **Customer Required Special Options**

Install 16" x 42" x 96: Aluminum Diamond plate behind the cab toolbox

Freight Terms are Ex Works FOB Origin Dealer Prep & Set-up and Delivery

Unit total FOB Statesboro, GA	\$332,363		
Options To Consider - not included in above price			
Vacuum booster valve	\$	1,170	
Rear splash shield	\$	1,239	
3" Plumbing from front drain to front bumper	\$	1,507	
Hydro Excavation Kit	\$	1,495	
Wireless Remote	\$	3,430	
500' 1" hose	INCL	INCLUDED	
Cordless Rechargeable hand Held Spotight w/charging station in cab	INCL	UDED	

# CITY OF STATESBORO

COUNCIL
Phil Boyum
Sam Lee Jones
Jeff Yawn
John C. Riggs
Travis L. Chance



Jan J. Moore, Mayor Robert Cheshire, P.E., Deputy City Manager Sue Starling, City Clerk

# 50 EAST MAIN STREET • P.O. BOX 348 STATESBORO, GEORGIA 30459-0348

**To**: Randy Wetmore, City Manager and Sue Starling, City Clerk

From: Candra Teshome, Planning & Development Specialist

Date: February 14, 2017

RE: February 21, 2017 City Council Agenda Item

Policy Issue: Statesboro Zoning Ordiance: Zoning Map Amendment

**Recommendation**: Staff recommends approval of the zoning map amendment requested by application RZ 17-01-03.

**Background**: The Downtown Statesboro Development Authority requests a zoning map amendment for .29 acres of property located at 11 West Inman Street from HOC (Highway Oriented Commercial) and R4 (High Density Residential District) to the R4 (High Density Residential District) zoning district (Tax Parcel \$19 000040 000).

**Budget Impact**: None

Council Person and District: Sam Jones (District 2)

Attachments: Development Services Report RZ 17-01-03



# City of Statesboro-Department of Planning and Development

# DEVELOPMENT SERVICES REPORT

P.O. Box 348 Statesboro, Georgia 30458 (912) 764-0630 (912) 764-0664 (Fax)

# RZ 17-01-03 ZONING MAP AMENDMENT REQUEST 11 WEST INMAN STREET

LOCATION: 11 West Inman Street

Rezone from HOC (Highway Oriented

REQUEST: Commercial) to R4 (High Density Residential

District) to permit construction of a new three-

bedroom single-family dwelling.

APPLICANT: Downtown Statesboro Development Authority

**OWNER(S):** Downtown Statesboro Development Authority

ACRES: .29 acres (parcel combined total)

**PARCEL TAX** 

MAP #:

S19 000040 000

COUNCIL

DISTRICT: 2 (Jones)



#### PROPOSAL:

The subject site is located at 9 West Inman Street (listed as 11 West Inman Street in the Bulloch County Tax Assessor's website) and is currently split-zoned R4 (High Density Residential District) and HOC (Highway Oriented Commercial). The Downtown Statesboro Development Authority (DSDA) owns the property and is proposing the construction of one (1) single-family dwelling for the Homes for Heroes project. South Walnut Street divides the property and the western-most portion of the parcel contains one (1) single-family residence currently undergoing renovation for the Homes for Heroes project. The eastern-most portion of the parcel, which is zoned HOC (Highway Oriented Commercial) is the subject of this application (Tax Parcel S19 000040 000) (See Exhibit A—Location Map, Exhibit B—Construction Plans and Exhibit C—Sketch of Proposed Lot).

#### **SURROUNDING ZONING/LAND USES:**

	ZONING:	LAND USE:
NORTH:	HOC (Highway Oriented Commercial)	Vacant lot and single-family residential
SOUTH:	HOC (Highway Oriented Commercial)	Single-family residential
EAST:	HOC (Highway Oriented Commercial)	Single-family residential and automobile repair shop
WEST	R4 (High Density Residential District)	Single-family residential

Properties to the north and south are predominantly residential in nature and include the Walnut Grove development. The site is one (1) block west of South Main Street. The adjacent parcel to the east is single-family residential, although it is zoned HOC (Highway Oriented Commercial) and the Meineke Car Care Center is located on South Main Street.

#### **BACKGROUND:**

On October 17, 2016, the Statesboro City Council granted a demolition request (Case Number DSDA 16-09-003) for the removal of one (1) duplex located on the eastern portion of the parcel (See **Exhibit D**—Photos of Demolished Structure). The applicant recently completed the demolition and requires a zoning map amendment because the HOC (Highway Oriented Commercial) zoning district's regulations are too restrictive to construct the proposed single-family structure (See **Exhibit E**—Current Photos of Parcel after Demolition and **Exhibit F**—Photos of Surrounding Properties).

#### **COMPREHENSIVE PLAN:**

The subject site lies within the "Urban Core/Downtown" character area as identified by the City of Statesboro 2014 Future Development Map (See **EXHIBIT G**—2014 Future Development Map) within the *City of Statesboro Updated 2014 Comprehensive Plan* — which calls for the protection of "historic buildings from demolition or inappropriate restoration" while encouraging the construction of multi-family residential uses in the area.

#### Vision:

Downtown is the historic core of the city and should remain the activity and cultural hub of the region. In the Urban Core, traditional development patterns of buildings along the sidewalk and a lively streetscape should be respected and promoted. Historic buildings should be protected from demolition or inappropriate restoration which can degrade the architectural details of the structures. Additional residential opportunities, especially in the form of lofts or other residential over retail, should be promoted. Street-level uses should be reserved for retail, entertainment, or similar high activity uses.

#### Appropriate Land Uses

- Neighborhood-scale retail and commercial, especially niche market stores which serve as a destination
- Arts and entertainment venues
- Civic uses
- Office
- Neighborhood services
- · Range of housing styles & price points
- Multifamily Residential
- Loft, mixed use, and urban residential, including small lot single-family residential along secondary streets
- Multi-story buildings with retail on the street and office/residential above
- Government offices & services

#### Suggested Development & Implementation Strategies

- Historic structures should be preserved or adaptively reused wherever possible.
- Create local historic districts.
- Economic development strategies should continue to nurture thriving commercial activity.
- New development should respect historic context of building mass, height and setbacks.
- New developments that contain a mix of residential, commercial and/or community facilities at small enough scale and proximity to encourage walking between destinations should be encouraged.
- Encourage mixed-use infill and redevelopment. Uses should typically transition across the rear of properties instead of across the street to soften the transition and maintain appropriate streetscapes.

Statesboro Updated 2015 Comprehensive Plan, Community Agenda page 14.

#### TAX ALLOCATION DISTRICT REDEVELOPMENT PLAN:

The 2014 Tax Allocation District Redevelopment Plan (TAD) seeks to "encourage the private redevelopment of outmoded, highway-oriented commercial development into pedestrian friendly, mixed-use centers" to achieve the vision set forth in the 2011 Statesboro Downtown Master Plan and the 2009 and 2014 Comprehensive Plans. The plan does not set forth specific suggestions for this subject site. The parcel in this request is listed in the TAD under Appendix B (page 42); however, the TAD valuates the entire parcel, which includes another structure under renovation for the Homes for Heroes program (See **Exhibit H**—List of Parcels Included in the TAD). The combined parcel had an appraised value of \$53,566, an assessed value of \$21,426 and a tax value of \$21,426, at the time the Tax Allocation Redevelopment Plan was written.

#### STATESBORO DOWNTOWN MASTER PLAN:

The 2011 Statesboro Downtown Master Plan Redevelopment Initiatives Locational Guidance land use map places the parcel in Zone 9: Residential. The plan establishes this zone of secondary importance and calls for the creation of appropriately scaled residential uses as a key focus. (See **Exhibit I**—Locational Guidance/Zone Implementation Table).

#### **COMMUNITY FACILITIES AND TRANSPORTATION:**

The subject properties are currently serviced by city utilities, sanitation, and public safety. No significant impact is expected on community facilities or services as a result of this request.

#### **ENVIRONMENTAL:**

The subject properties do not contain wetlands and are not located in a special flood hazard area. There is no expected environmental impact associated with this request. Any environmental issues associated with the proper demolition of the structures and/or removal and disposal of debris are the responsibility of the applicant.

#### **ANALYSIS:**

The request to rezone the subject property from the HOC (Highway Oriented Commercial) zoning district to the R4 (High Density Residential) zoning district should be considered in light of the standards for determination of zoning map amendments given in Section 2007 of the *Statesboro Zoning Ordinance*; the vision and community policies articulated within the Statesboro Comprehensive Plan, the 2035 Bulloch County/City of Statesboro Long Range Transportation Plan, the Tax Allocation District Redevelopment Plan, the Statesboro Downtown Master Plan, the 2015 Tax Allocation District Redevelopment Plan, and the potential for the property to develop and be utilized in conformance with the requirements of the proposed R4 (High Density Residential) zoning district as set forth in the *Statesboro Zoning Ordinance*, including the recently adopted Design Standards in Article XXX.

#### **Current Zoning Compared to Requested Zoning**

HOC – Highway Oriented Commercial zoning districts allow for uses that are automobile dependent, in which the principal use of land is for establishments offering accommodations and supplies or services to motorists and the traveling public and require more land area.

R4 – High Density Residential District uses are restricted to apartments, single-family attached dwelling units, non-commercial recreational facilities and accessory uses.

Section 2007 of the Statesboro Zoning Ordinance provides eight (8) standards for the Mayor and City Council to consider "in making its determination" regarding a zoning map amendment in "balancing the promotions of the public health, safety, morality (morals), and general welfare against the right of unrestricted use of property." Those standards are as follows:

- (1) Existing uses and zoning or (of) property nearby;
  - a. Adjacent property to the north, south and east of the eastern most portion of the parcel is zoned HOC (Highway Oriented Commercial). Adjacent property to the west, which is a portion of the parcel, is zoned R4 (High Density Residential).
  - b. The subject site has been used for residential dwellings despite its current zoning of HOC (Highway Oriented Commercial).
- (2) The extent to which property values are diminished by the particular zoning restrictions.
- (3) The extent to which the description of property values of the property owner promotes the health, safety, morals or general welfare of the public.
- (4) The relative gain to the public, as compared to the hardship imposed upon the property owner.
- (5) The suitability of the subject property for the zoned purposes.
  - a. The proposed land use could be developed in conformance with the dimensional standards of the R4 (High Density Residential District) standards of the Statesboro Zoning Ordinance.
    - i. The eastern most portion of the parcel exceeds the minimum lot area and width requirements of Article VI Section 603(A)(1) at 90 feet in depth (See Exhibit C—Sketch of Proposed Lot)and having a total lot area of roughly 12,632.4 square feet.
    - ii. The concept submitted by the applicant proposes one (1) three-bedroom single-family dwelling, which falls well within the maximum density requirements for the R4 (High Density Residential District) zoning district requirements.
- (6) The length of time the property has been vacant as zoned, considered in the context of land development in the area in the vicinity of the property.

- (7) The extent the proposed change would impact the following: population density in the area; community facilities; living conditions in the area; traffic patterns and congestion; environmental aspects; existing and future land use patterns; property values in adjacent areas; and
  - a. The applicant is proposing the construction of one (1) three-bedroom single-family dwelling for the Homes for Heroes project.
  - b. The proposed use is limited in size and therefore not expected to have a negative impact on community facilities, living conditions, traffic patterns and congestion or property values in adjacent areas.
- (8) Consistency with other governmental land use, transportation, and development plans for the community.
  - **a.** Appropriate infill within established areas of the City is supported by the Comprehensive Plan. However, the plan also supports that the placement and scale of infill is complimentary to surrounding uses and zones and requires it to occur in a manner which protects established residential areas.
  - b. The applicant's request to rezone tax parcel S19 000050 000 and S19 000051 000 from CR to R4 (High Density Residential) is not inconsistent with the vision or land use policies adopted in the Statesboro Comprehensive Plan or those articulated within the 2035 Bulloch County/City of Statesboro Long Range Transportation Plan.
  - c. The subject sites lie one (1) block west of the South Main Street corridor—affectionately known as the "Blue Mile"—a concentrated area of redevelopment.
  - d. The Tax Allocation District Redevelopment Plan supports redevelopment within the district.

#### STAFF RECOMMENDATION:

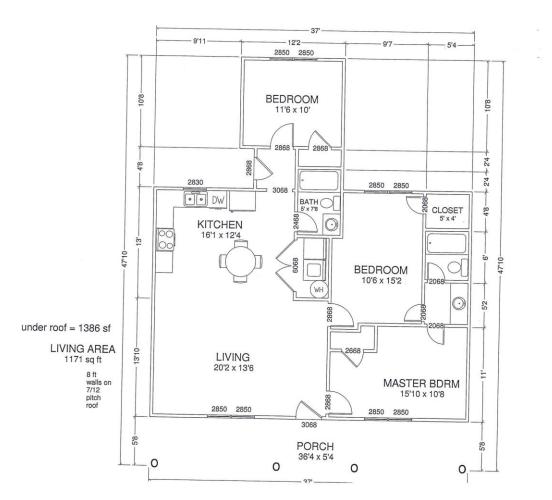
Staff recommends approval of the zoning map amendment requested by application RZ 17-01-03.

#### PLANNING COMMISSION RECOMMENDATION:

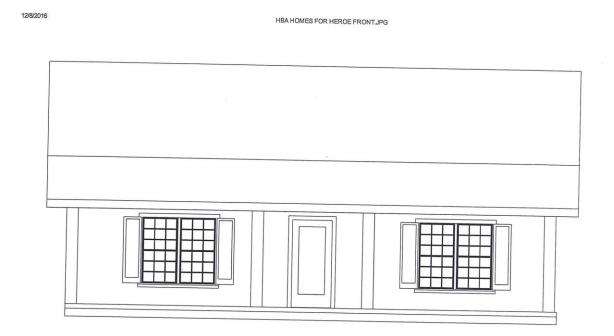
At its regularly scheduled meeting on February 7, 2017, the Planning Commission voted 4 to 0 to approve the application, with Commissioner McLendon abstaining (family member employed by DSDA) and Commissioner Foreman abstaining (DSDA Board Member) from the vote due to a possible conflict of interest.



#### **EXHIBIT B: CONSTRUCTION PLANS**



Picture 1 Floor Plan which Meets Minimum Requirements of Article XXII (General Requirements) of the Statesboro Zoning Ordinance

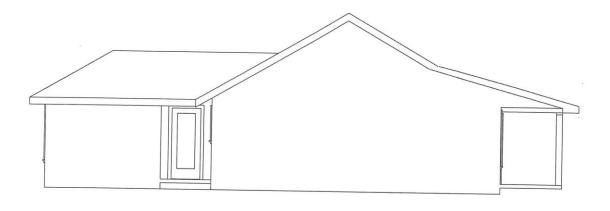


https://mail.google.com/mail/u/0/?tab=om#inbox?projector=1

**Picture 2 Exterior Front Elevation** 

12/8/2016

HBA HOMES FOR HEROES LEFT.JPG



https://mail.google.com/mail/u/0/?tab=om#inbox?projector=1

**Picture 3 Exterior Left Elevation** 





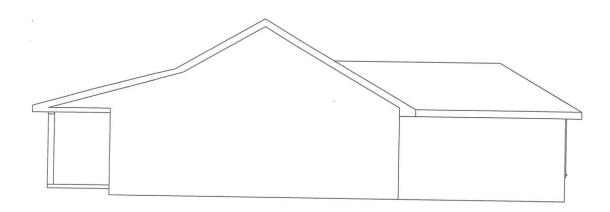
https://mail.google.com/mail/u/0/?tab=om#inbox?projector=1

**Picture 4 Exterior Rear Elevation** 

1/1

12/8/2016

HBA HOMES FOR HEROES RIGHT.JPG



https://mail.google.com/mail/u/0/?tab=om#inbox?projector=1

**Picture 5 Exterior Right Elevation** 

# EXHIBIT C: PHOTOS OF DEMOLISHED STRUCTURE





EXHIBIT D: CURRENT PHOTOS OF PARCEL AFTER DEMOLITION



Picture 6 Subject Site facing North Depicting Width of Parcel from Street Line to Rear Property Line



Picture 7 Subject Site facing North East Depicting Depth of Parcel from South Walnut Street Line to Adjacent Property Line

# EXHIBIT D: CURRENT PHOTOS OF PARCEL AFTER DEMOLITION



Picture 8 Subject Site facing South East Depicting Adjacent Property Line and Single-Family Dwelling

# EXHIBIT E: PHOTOS OF SURROUNDING PROPERTIES

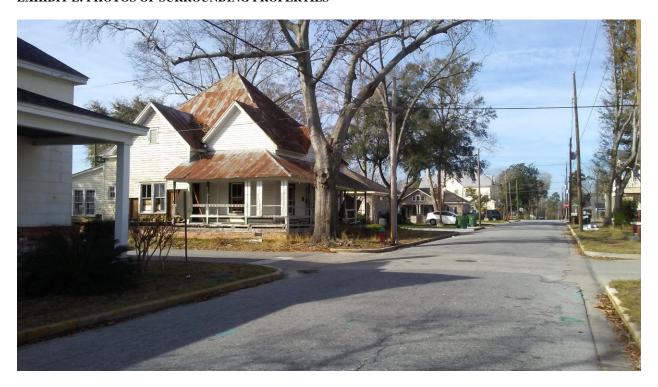


Picture 9 Single-Family Dwelling and Meineke Car Care Center facing east toward South Main Street



Picture 10 Single-Family Dwelling Directly South from Subject Site across West Inman Street

# **EXHIBIT E: PHOTOS OF SURROUNDING PROPERTIES**

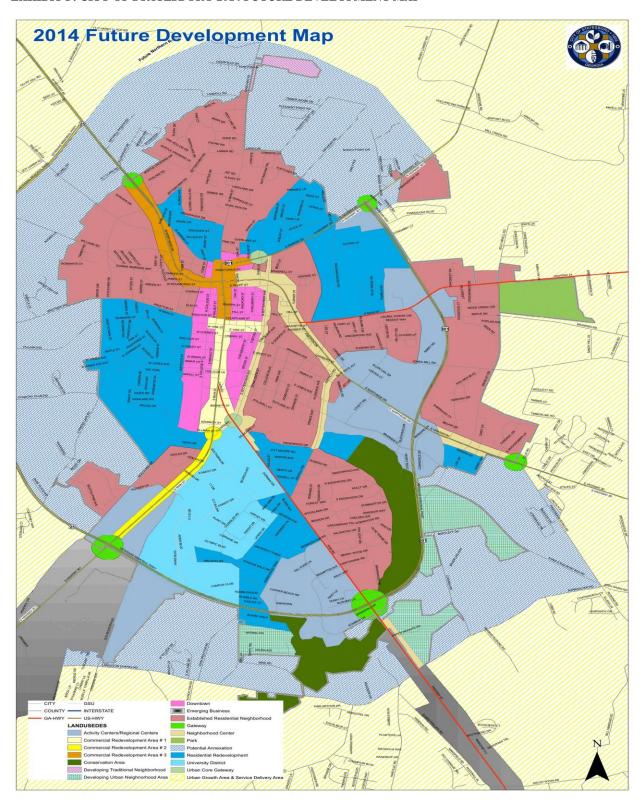


Picture 11 Single-Family Dwelling located South West of Subject Site



Picture 12 Single-Family Residence on Same Parcel West of Subject Site Depicting South Walnut Splitting Parcel

EXHIBIT F: CITY OF STATESBORO 2014 FUTURE DEVELOPMENT MAP



### City of Statesboro Tax Allocation District #1: South Main Redevelopment Plan

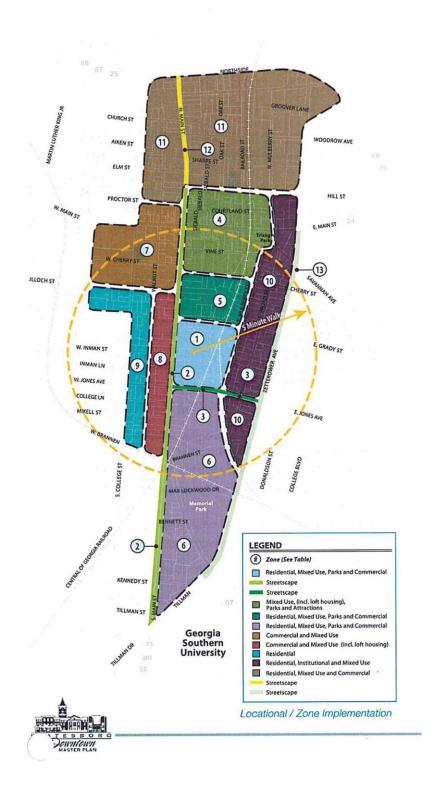
2014

Appendix B: List of Parcels to be Included in Bulloch County Tax Allocation District #1: South Main

GEOPIN	PARCEL_NO	Legal Description	DIG CLASS	TAXD ISTRIC	Appraised Vaue	Assessed Value	Tax Value
7879-42-4450	S27 000079 000	124 N MAIN ST	С	1	154,649	61,860	61,860
7879-42-5471	S27 000078 000	7 WOODROW AVE	R	1	79,930	31,972	31,972
7879-42-5542	S27 000081 000	128 N MAIN ST	С	1	62,503	25,001	25,001
7879-42-5632	S27 000082 000	130 N MAIN ST	R	1	39,100	15,640	15,640
7879-42-7045	\$28 000001 000	108 NORTH MAIN/CHURCH	E	1	9,532,207	3,812,883	0
7879-52-0424	S27 000067 000	202 OAK ST/HOME	R	1	40,859	16,344	16,344
7879-52-1450	S27 000064 000	23 WOODROW AVE	R	1	49,356	19,742	19,742
7879-60-8404	S39 000067 000	2 LOTT ST	R	1	13,300	5,320	5,320
7879-60-8523	\$39 000068 000	4 LOTT ST(N.CRESCENT ST)	R	1	46,850	18,740	18,740
7879-60-8629	S39 000069 000	LT 25 PT 26/CRESCENT	R	1	30,615	12,246	12,246
7879-60-9014	S40 000082 000	GORDON STREET/ LOT 1	R	1	56,131	22,452	22,452
7879-60-9458	\$39 000083 000	GORDON ST	R	1	98,823	39,529	39,529
7879-70-0378	S40 000084 000	20 GORDON ST/PARK	R	1	11,800	4,720	4,720
7879-70-0638	S39 000082 000	LTS 5-6 &7 GORDON ST	R	1	113,052	45,221	45,221
7879-70-1188	S40 000083 000	GORDON STREET	R	1	52,500	21,000	21,000
7879-70-1598	539 000084 000	LT 38/GORDON ST	R	1	34,538	13,815	13,815
7879-70-2611	539 000085 000	14 GORDON ST/LIFE EST	R	1	3,000	1,200	1,200
7879-70-2626	\$39 000086 000	12 GORDON ST LTS 23&24	R	1	7,600	3,040	3,040
7879-70-3495	\$39 000095 000	HWY 80 E/THOMAS ST	С	1	305,617	122,247	122,247
7879-70-4602	S39 000094 000	10 LAF ST/LT25-27,39- 42/12HSES	R	1	51,960	20,784	20,784
7878-48-3567	S30 000001 000	248 S MAIN ST/STORE #226	С	1	552,917	221,167	221,167
7878-48-3959	S29 000031 000	S MAIN TACO BEL/SBO/ 0.86 AC	С	1	320,255	128,102	128,102
7878-48-5575	S30 000002 000	0.21 AC/11 EAST JONES STREET	С	1	38,528	15,411	15,411
7878-48-5855	S29 000030 000	QUALITY INN/MANNYS	С	1	3,442,410	1,376,964	1,376,964
7878-49-3188	S29 000032 000	SHONEY'S/1.04 AC	С	1	501,021	200,408	200,408
7878-49-5087	S29 000030 001	1.438 AC / PAR B	С	1	64,130	25,652	25,652
7878-49-7108	S29 000044 000	LOTS 7 & 8 SOUTH MAIN ST	E	1	26,500	10,600	0
7878-38-8175	S20 000085 000	7 MIKELL/8-APT/ALLEN	С	1	167,042	66,817	66,817
7878-38-8284	S20 000093 000	LT 2/ 0.526 AC/S MAIN ST	С	1	139,900	55,960	55,960
7878-38-8495	S20 000092 000	12 W JONES AVE	R	1	49,822	19,929	19,929
7878-38-9385	S20 000089 000	305 S MAIN ST	С	1	463,836	185,534	185,534
7878-38-9600	S19 000019 000	W JONES AVE/LT 4/MCDONALD'S	С	1	38,120	15,248	15,248
7878-38-9726	S19 000020 000	232 S WALNUT STREET	R	1	103,090	41,236	41,236
7878-38-9834	S19 000021 000	128 S WALNUT ST	С	1	80,701	32,280	32,280
7878-38-9933	S19 000022 000	10 W INMAN/LANIER	R	1	91,302	36,521	36,521
7878-48-0110	S20 000086 000	317 S MAIN ST	С	1	249,931	99,972	99,972

Appendices 35

### EXHIBIT E: LOCATIONAL GUIDANCE/ZONING IMPLEMENTATION MAP AND TABLE



### EXHIBIT F: LOCATIONAL GUIDANCE/ZONING IMPLEMENTATION MAP AND TABLE (CONT)

### IMPLEMENTATION STRATEGY

### Locational / Zone Implementation Table - continued

Zones	Targeted Use/Enhancement	Importance Level	Discussion			
4	Mixed Use (incl. loft housing), Parks and Attractions	Primary, this zone represents the downtown core and is one of the primary redevelopment and infill zones in the master plan	Emphasis on catalyst and specialty projects as well as supportive streetscape enhancements (i.e., Vine Street Retail)     In terms of timing, this area should be targeted in the initial phases of implementation of the master plan			
5	Residential, Mixed Use, Parks and Commercial	Secondary, this zone represents the transitional redevelopment zone between downtown core and those identified as a primary targeted redevelopment areas for new residential mixed use and commercial projects	A transitional zone that is an extension of the downtown core and the adjacent zone to the south  Unless opportunities for acquisition, property assemblage or partnership become available, this area be focused upon secondarily in terms of timing or phasing			
6	Residential, Mixed Use and Commercial	Secondary, this area is viewed as a business/ commercial zone and redevelopment should be focused on support or uses related to the University	Potential areas to be targeted may include the closure or redesign of Brannen Street to support contiguous assemblage of parcels     Emphasize reduction of pedestrian/ vehicular conflicts     Improve connectivity with Memorial Park and enhance amenities			
7	Commercial and Mixed Use	Primary, as an extension of the downtown core, this area is important to the master plan based on existing/planned projects and the potential for redevelopment opportunities	This area is deemed primary due to opportunities available and the potential of assemblage of larger development tracts In the short term exhaust redevelopment opportunities in this areas as appropriate			
8	Commercial and Mixed Use (incl. loft housing)	Primary, the frontage along South Main is a critical part of the master plan. The creation of a mixed use, pedestrian-oriented corridor should be the primary focus in this area	The frontage on the west side of South Main Street is an important supporting element to University and local traffic enhancements  Potential redevelopment should foster pedestrian-scaled neighborhood and community commercial uses  Commercial, office, residential utilization is appropriate for this area			
9	Residential	Secondary, deemed a supporting element to the master plan, the improvements in this area should be market driven and a product of activities occurring in areas deemed as primary importance level	Assemblage of redevelopment parcels could be challenging in this area     The creation of appropriately scaled residential uses is the focus this zone     Implement neighborhood residential revitalization and stabilization programs to improve and maintain housing stock			
HIR RICH	<b>₩</b> 3					

Downtown Master Plan

70

# CITY OF STATESBORO

COUNCIL
Phillip A. Boyum
Sam Lee Jones
Jeff B. Yawn
John C. Riggs
Travis L. Chance



Jan J. Moore, Mayor Randy Wetmore, City Manager Robert Cheshire, Deputy City Manager Sue Starling, City Clerk I. Cain Smith, City Attorney

## 50 EAST MAIN STREET • P.O. BOX 348 STATESBORO, GEORGIA 30459-0348

To: Randy Wetmore, City Manager and Sue Starling, City Clerk

From: Cain Smith, City Attorney

Date: February 13, 2017

RE: February 21, 2017 City Council Agenda Items

**Policy Issue**: Statesboro Code of Ordinances: Chapter 6 (Alcoholic Beverages) Amendment modifying the definition of "catered event" and removing certain now non-conforming subsections of Attachment "A" Rules and Regulations regarding catered events.

**Recommendation**: City Council rejected Alcohol Advisory Board's previously submitted recommended definition.

**Background:** Second Reading and Consideration

**Budget Impact**: None

Council Person and District: N/A

Attachments: Amended and existing Ordinance

#### 1.8 CATERED EVENT PERMIT

- 1.8.1 An application for a Catered Event Permit should be filed at least 30 days prior to the date the event is scheduled to occur. Failure to file the application in a timely manner is grounds for denial of the permit.
- 1.8.2 Prior to the sale of alcoholic beverages at a catered event a licensed alcoholic beverage caterer shall make a written application under oath on the form as provided by the City Clerk or his designated representative that provides, at least, the following minimum information:
  - (A) The location of the catered event;
  - (B) The duration of the catered event and the times during which alcoholic beverages shall be provided or sold;
  - (C) The person or entity hiring the caterer;
  - (D) The nature of the function being catered, i.e. retirement dinner, wedding reception, private party;
  - (E) The numbered of expected guests at the catered event.
  - (F) The estimated total cost of the food expected to be served.
  - (G) The estimated total cost of the alcohol expected to be served.
- 1.8.3 As part of the application the licensed alcoholic beverage caterer shall swear and affirm under oath that the event is a bona fide catered event where alcoholic beverages are served for a particular function (i.e. retirement dinner, wedding reception, private party) food exceeds the cost of alcohol.
- 1.8.4 The licensed alcoholic beverage caterer shall maintain in their files receipts and documentation showing the actual total costs of food served at the event and the actual total costs of the alcohol served at the event. Upon request of the City Clerk these receipts and documentation shall be furnished to the City Clerk along with a sworn statement under oath that the receipts and documentation are a true and accurate reflection of the total costs of food and alcohol served at the catered event.
- 1.8.5 For purposes of calculating the total cost of food the sale of ice, garnishes, soft drinks, mixers or beverages of any kind for use or consumption on the premises with or in an alcoholic beverage shall not constitute the sale of food.
- 1.8.4 As part of the City Clerk's review, the City Clerk shall submit the application to the Statesboro Fire Department to review any life safety issues with the proposed venue of the catered event. If the City Clerk upon review the application finds that the applicant has met all requirements to obtain a Catered Event Permit, the City Clerk shall grant the permit.

Ordinance 2017-04: An Ordinance Amending Chapter 6 of the Statesboro Code of **Ordinances (Alcoholic Beverages)** 

WHEREAS, the City has previously adopted an ordinance regulating alcoholic beverages; and

WHEREAS, the Mayor and City Council has determined there is sufficient reason and need to amend Chapter 6 (Alcoholic Beverages) of the Code of Ordinances, City of Statesboro, Georgia; and

WHEREAS, the public hearing that preceded the adoption of the ordinance amendment was advertised; and

NOW THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Statesboro, Georgia, in regular session assembled as follows:

Chapter 6 Alcoholic Beverages of the Code of Ordinances, City of Statesboro, Georgia is hereby amended and shall read as follows:

Sec. 6-3. - Definitions.

Catered Event: An event where alcoholic beverages are distributed or sold off premises by a licensed alcoholic beverage caterer in connection with a particular function (i.e. retirement dinner, wedding reception, private party, etc.) in compliance with O.C.G.A. § 3-11-1 et seq and GAC 560-2-13.

Attachment "A" Sec 1.8 "Catered Event Permit"

Attached hereto

First Reading: February 7, 2017

Second Reading: February 21, 2017

THE MAYOR AND CITY COUNCIL OF THE CITY OF STATESBORO, GEORGIA

Attest: Sue Starling, City Clerk

By: Jan J. Moore, Mayor

# ATTACHMENT "A" OF ORDINANCE NO.:2017-04

# RULES AND REGULATIONS FOR THE ADMINISTRATION OF CHAPTER 6 OF THE CITY OF STATESBORO CODE OF ORDIANCES--ALCOHOL

### 1.1 PURPOSE

The purpose of this Section is to provide rules and regulations for the Administration of Chapter 6 of the Code of Ordinances of the City of Statesboro.

#### 1.8 CATERED EVENT PERMIT

- 1.8.1 An application for a Catered Event Permit should be filed at least 30 days prior to the date the event is scheduled to occur. Failure to file the application in a timely manner is grounds for denial of the permit.
- 1.8.2 Prior to the sale of alcoholic beverages at a catered event a licensed alcoholic beverage caterer shall make a written application under oath on the form as provided by the City Clerk or his designated representative that provides, at least, the following minimum information:
  - (A) The location of the catered event;
  - (B) The duration of the catered event and the times during which alcoholic beverages shall be provided or sold;
  - (C) The person or entity hiring the caterer;
  - (D) The nature of the function being catered, i.e. retirement dinner, wedding reception, private party;
  - (E) The numbered of expected guests at the catered event.
- 1.8.3 As part of the application the licensed alcoholic beverage caterer shall swear and affirm under oath that the event is a bona fide catered event where alcoholic beverages are served for a particular function (i.e. retirement dinner, wedding reception, private party)
- 1.8.4 As part of the City Clerk's review, the City Clerk shall submit the application to the Statesboro Fire Department to review any life safety issues with the proposed venue of the catered event. If the City Clerk upon review the application finds that the applicant has met all requirements to obtain a Catered Event Permit, the City Clerk shall grant the permit.

## CITY OF STATESBORO

COUNCIL
Phillip A. Boyum
Sam Lee Jones
Jeff B. Yawn
John C. Riggs
Travis L. Chance



Jan J. Moore, Mayor Randy Wetmore, City Manager Robert Cheshire, Deputy City Manager Sue Starling, City Clerk I. Cain Smith, City Attorney

## 50 EAST MAIN STREET • P.O. BOX 348 STATESBORO, GEORGIA 30459-0348

To: Randy Wetmore, City Manager and Sue Starling, City Clerk

From: Cain Smith, City Attorney

Date: February 14, 2017

RE: February 21, 2017 City Council Agenda Items

**Policy Issue**: Statesboro Code of Ordinances: Chapter 6 (Alcoholic Beverages) Amendment modifying procedure for administrative hearings on licensee violations pursuant to Sec 6-19 (c) and (d)

Recommendation: Alcohol Advisory Board approved 4-1 on Feb 13, 2017

**Background:** First Reading and Public Hearing

**Budget Impact: None** 

Council Person and District: N/A

Attachments: Amended and existing subsection

### Sec. 6-19. - Compliance; violations; penalties.

- (c) Probation, suspension, revocation of license; administrative hearing, administrative hearing fee.
- (1) The Mayor and City Council An Administrative Judge nominated by the City Manager and approved by Mayor and City Council shall have exclusive jurisdiction over any action brought against any licensee holding a license issued pursuant to this Chapter seeking to revoke, suspend or place the licensee on probation. Said action may be brought by the City Solicitor, the City Manager, or the Police Chief, or their respective designees.
- (2) The Mayor and City Council Administrative Judge may suspend, revoke or impose terms and conditions of probation on the licensee, or any combination of suspension and terms and conditions of probation for one or more of the following reasons:
  - a. The violation by the licensee, or licensee's employees or agents of any state or federal law or regulation or any provision of this Chapter or other ordinance of the City of Statesboro, at any time adopted, relating to the sale, use, possession, or distribution of alcoholic beverages.
  - b. The violation by the licensee, or licensee's employees or agents of any federal or state law or of any local ordinance of the City of Statesboro, which is related to building codes, fire codes, smoking, excise tax, property tax, health, solid waste disposal, illegal gambling, or controlled substances.
  - c. The operation of the licensee's business in such a manner as to constitute a threat to public safety, welfare or health or in such a manner as to constitute a nuisance, or the operation of a licensed business where violations of federal, state, or local laws or ordinances frequently or regularly occur.
  - d. The making of any untrue or misleading statement in the application for a license or any renewal thereof or the omission from such application or renewal of any information required in the application.
  - e. Permitting any person to engage in any activity on the premises for which the license is issued or within the place of business, which is in violation of the laws or regulations of any federal or state law or of any local ordinance of the City of Statesboro, which is related to building codes, fire codes, smoking, excise tax, property tax, health, solid waste disposal, illegal gambling, alcohol, or other controlled substances.
- (5) Any person holding any license issued pursuant to this Chapter or any employee, agent, or representative of a licensee who violates any provision of this Chapter while acting within the

scope of their employment, agency, or representation of the licenses, or directs, consents to, permits, or acquiesces in such violation either directly or indirectly shall, by such conduct, subject the license to suspension, revocation or probation upon conditions.

- (6) For purposes of administrative action against a licensee, any act committed by an employee, agent or representative of a licensee in their capacity as an employee, agent or representative of the licensee that violates any provision of this chapter shall be deemed to be an act of the licensee.
- (7) In order to take administrative action against a licensee, a hearing before the Mayor and City Council Administrative Judge shall be held on a date and time certain which shall be reflected on the summons of administrative hearing issued by the City Clerk or any other person specifically authorized by this Chapter or other law to issue such summons to appear before the Mayor and City Council Administrative Judge. The summons of administrative hearing shall contain a place, date and time certain of the administrative hearing and shall be served on responding party more than five days before any scheduled hearing.
- (8) The notice of administrative hearing shall be served by certified mail return/receipt requested; or by leaving a copy thereof at the licensed business location with an employee working therein, or by personal service on the responding party, or on an agent authorized by law or by appointment to receive service of process. Said notice shall also be sent by regular mail to the agent set out on the license or listed on the license application. The City Clerk shall also forward a copy of this notice to the Special Agent in Charge of the Savannah Regional Office of the Alcohol and Tobacco Division of the Georgia Department of Revenue.
- (9) The evidentiary standard for an action against a licensee is preponderance of the evidence.
- (10) In considering the term of suspension, whether to permanently revoke the license or whether to impose terms and conditions of probation on the license, the Mayor and City Council Administrative Judge shall consider the following factors:
- a. The gravity of the violation;
- b. Any previous violations within the past three year period as measured from the date of previous offense to the date of the current offense;
- c. Actions of the licensee, its employees, subcontractors or agents in connection with the violation.
- (11) The Mayor and City Council Administrative Judge may promulgate any rules of procedure for the administrative hearing not in conflict with this ordinance or other law.
- (12) If action is taken against the licensee the Mayor and City Council Administrative Judge shall cause a written opinion to be prepared by Mayor and Council showing the reason or reasons for the revocation, suspension or probation of the license. The written opinion can be the minutes of the hearing kept by the City Clerk showing the evidence considered and the ruling

issued. Upon adoption by the Mayor and City Council finding by the Administrative Judge the opinion shall be the final decision of the Mayor and City Council. The City Clerk shall notify the applicant of the final decision of the Mayor and City Council within five days of the adoption of the final decision by the Mayor and City Council. Pursuant to O.C.G.A. § 3-3-2.1 the City Clerk shall forward a copy of this final decision to the Special Agent in Charge of the Savannah Regional Office of the Alcohol and Tobacco Division of the Georgia Department of Revenue.

- (13) Appeal of the final decision of the Mayor and City Council Administrative Judge shall be by Petition for Certiorari to the Superior Court of Bulloch County.
- (d) *Temporary Suspension by City Manager Permitted*. Notwithstanding the foregoing, and upon determining it is in the interest of public safety the City Manager, upon a written recommendation of the Police Chief, or acting head of the Statesboro Police Department, and approval of the Mayor, may temporarily suspend any license provided for in this Chapter pending an administrative hearing and action by the Mayor and City Council in accordance with this Chapter. The City Manager shall issue a written administrative order stating the reasons for the temporary suspension. If a license is temporarily suspended by the City Manager, the Mayor shall call a special meeting of the City Council to hold an administrative hearing pursuant to this Chapter as soon as practically possible, but no later than 10 days from the day the license is temporarily suspended.

# Ordinance 2017-07: An Ordinance Amending Chapter 6 of the Statesboro Code of Ordinances (Alcoholic Beverages)

WHEREAS, the City has previously adopted an ordinance regulating alcoholic beverages; and

WHEREAS, the Mayor and City Council has determined there is sufficient reason and need to amend Chapter 6 (Alcoholic Beverages) of the Code of Ordinances, City of Statesboro, Georgia; and

WHEREAS, the public hearing that preceded the adoption of the ordinance amendment was advertised; and

NOW THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Statesboro, Georgia, in regular session assembled as follows:

Chapter 6 Alcoholic Beverages of the Code of Ordinances, City of Statesboro, Georgia is hereby amended and shall read as follows:

### Sec. 6-19. - Compliance; violations; penalties.

- (c) Probation, suspension, revocation of license; administrative hearing, administrative hearing fee.
- (1) An Administrative Judge nominated by the City Manager and approved by Mayor and City Council shall have exclusive jurisdiction over any action brought against any licensee holding a license issued pursuant to this Chapter seeking to revoke, suspend or place the licensee on probation. Said action may be brought by the City Solicitor, the City Manager, or the Police Chief, or their respective designees.
- (2) The Administrative Judge may suspend, revoke or impose terms and conditions of probation on the licensee, or any combination of suspension and terms and conditions of probation for one or more of the following reasons:
  - a. The violation by the licensee, or licensee's employees or agents of any state or federal law or regulation or any provision of this Chapter or other ordinance of the City of Statesboro, at any time adopted, relating to the sale, use, possession, or distribution of alcoholic beverages.
  - b. The violation by the licensee, or licensee's employees or agents of any federal or state law or of any local ordinance of the City of Statesboro, which is related to building codes, fire codes, smoking, excise tax, property tax, health, solid waste disposal, illegal gambling, or controlled substances.

- c. The operation of the licensee's business in such a manner as to constitute a threat to public safety, welfare or health or in such a manner as to constitute a nuisance, or the operation of a licensed business where violations of federal, state, or local laws or ordinances frequently or regularly occur.
- d. The making of any untrue or misleading statement in the application for a license or any renewal thereof or the omission from such application or renewal of any information required in the application.
- e. Permitting any person to engage in any activity on the premises for which the license is issued or within the place of business, which is in violation of the laws or regulations of any federal or state law or of any local ordinance of the City of Statesboro, which is related to building codes, fire codes, smoking, excise tax, property tax, health, solid waste disposal, illegal gambling, alcohol, or other controlled substances.
- (5) Any person holding any license issued pursuant to this Chapter or any employee, agent, or representative of a licensee who violates any provision of this Chapter while acting within the scope of their employment, agency, or representation of the licenses, or directs, consents to, permits, or acquiesces in such violation either directly or indirectly shall, by such conduct, subject the license to suspension, revocation or probation upon conditions.
- (6) For purposes of administrative action against a licensee, any act committed by an employee, agent or representative of a licensee in their capacity as an employee, agent or representative of the licensee that violates any provision of this chapter shall be deemed to be an act of the licensee.
- (7) In order to take administrative action against a licensee, a hearing before the Administrative Judge shall be held on a date and time certain which shall be reflected on the summons of administrative hearing issued by the City Clerk or any other person specifically authorized by this Chapter or other law to issue such summons to appear before the Administrative Judge. The summons of administrative hearing shall contain a place, date and time certain of the administrative hearing and shall be served on responding party more than five days before any scheduled hearing.
- (8) The notice of administrative hearing shall be served by certified mail return/receipt requested; or by leaving a copy thereof at the licensed business location with an employee working therein, or by personal service on the responding party, or on an agent authorized by law or by appointment to receive service of process. Said notice shall also be sent by regular mail to the agent set out on the license or listed on the license application. The City Clerk shall also forward a copy of this notice to the Special Agent in Charge of the Savannah Regional Office of the Alcohol and Tobacco Division of the Georgia Department of Revenue.
- (9) The evidentiary standard for an action against a licensee is preponderance of the evidence.

- (10) In considering the term of suspension, whether to permanently revoke the license or whether to impose terms and conditions of probation on the license, the Administrative Judge shall consider the following factors:
- a. The gravity of the violation;
- b. Any previous violations within the past three year period as measured from the date of previous offense to the date of the current offense;
- c. Actions of the licensee, its employees, subcontractors or agents in connection with the violation.
- (11) The Administrative Judge may promulgate any rules of procedure for the administrative hearing not in conflict with this ordinance or other law.
- (12) If action is taken against the licensee the Administrative Judge shall cause a written opinion to be prepared showing the reason or reasons for the revocation, suspension or probation of the license. The written opinion can be the minutes of the hearing kept by the City Clerk showing the evidence considered and the ruling issued. Upon finding by the Administrative Judge the opinion shall be the final decision. The City Clerk shall notify the applicant of the final decision of the within five days of the adoption of the final decision. Pursuant to O.C.G.A. § 3-3-2.1 the City Clerk shall forward a copy of this final decision to the Special Agent in Charge of the Savannah Regional Office of the Alcohol and Tobacco Division of the Georgia Department of Revenue.
- (13) Appeal of the final decision of the Administrative Judge shall be by Petition for Certiorari to the Superior Court of Bulloch County.
- (d) Temporary Suspension by City Manager Permitted. Notwithstanding the foregoing, and upon determining it is in the interest of public safety the City Manager, upon a written recommendation of the Police Chief, or acting head of the Statesboro Police Department, and approval of the Mayor, may temporarily suspend any license provided for in this Chapter pending an administrative hearing and action in accordance with this Chapter. The City Manager shall issue a written administrative order stating the reasons for the temporary suspension. If a license is temporarily suspended by the City Manager, the Mayor shall call a special administrative hearing pursuant to this Chapter as soon as practically possible, but no later than 10 days from the day the license is temporarily suspended.

First Reading: February 21, 2017 Second reading: March 7, 2017	
e e e e e e e e e e e e e e e e e e e	Jan J. Moore, Mayor
	Sue Starling, City Clerk