



**CITY OF STATESBORO
Council Minutes
November 19, 2013**

A regular meeting of the Statesboro City Council was held on November 19th, 2013 at 5:15 p.m. in the Council Chambers at City Hall. Present were Mayor Joe R. Brannen, Council Members: Will Britt, Phil Boyum, John Riggs, Gary Lewis and Travis Chance. Also present were City Manager Frank Parker, City Clerk Sue Starling, City Attorney Alvin Leaphart, City Engineer Robert Cheshire and Director of Community Development Mandi Cody.

The meeting was called to order by Mayor Joe Brannen

The Invocation and Pledge of Allegiance was given by Councilman John Riggs

Recognitions/Public Presentations

A) Presentation of a Purple Heart Proclamation to make the City of Statesboro a Purple Heart City

Mayor Brannen presented the Purple Heart Proclamation to Sergeant Christopher Lowe proclaiming the City of Statesboro as a Purple Heart City. Sergeant Lowe read a letter addressed to the City of Statesboro from Governor Nathan Deal as he presented a flag to the City of Statesboro.

B) Teddye Gandy will present Keep Bulloch Beautiful After School Community Gardens

Teddye Gandy updated Council with a slide show of the accomplishments of the Keep Bulloch Beautiful After School Community Gardens. They planted gardens at the local schools as the children helped and later the vegetables were prepared for the children to eat.

C) Division Chief Scott Ard and Battalion Chief Jason Baker will be presented the Statesboro Fire Department Medal of Honor for their efforts at the Grain Bin Rescue on February 14th. In addition the Department will also be awarding the Statesboro Public Safety Medal of Honor to Tyler Thompson (Bulloch County Fire Department) and Derrel Colson (Bulloch County Rescue) for their efforts on that incident as well.

Tim Grams presented the awards to Scott Ard, Jason Baker, Tyler Thompson and Derrel Colson for their actions in the rescue of an individual trapped in a grain bin.

Public Comments (Agenda Item): None

Consideration of a Motion to approve the Consent Agenda

A) Approval of Minutes

- a) 11-05-2013 Council Minutes
- b) 11-05-2013 Executive Session Minutes
- c) 11-07-2013 Legislative Breakfast Minutes

- B) Consideration of a motion for the surplus and disposal of two solid waste trailers in the Solid Waste Disposal Division:**
- (a) 2006 East refuse trailer (#7739)
 - (b) 2006 East refuse trailer (#7740)

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

Consideration of a Motion to approve First Reading of Ordinance 2013-22: An Ordinance Amending Certain Sections of Chapter 6 of the Statesboro Code of Ordinances (Alcoholic Beverages) (Growlers).

Councilman Riggs and Councilman Phil Boyum asked for amendments to be made to the first reading of the ordinance. The change would be to take out the original section of (g) ii, iii and iv and replace it with the language of no more than 16 ounces of samples are provided to any one individual in any 24 hour period. Councilman Riggs made a motion to include the amendments, seconded by Councilman Chance to approve First Reading of Ordinance 2013-22: An Ordinance Amending Certain Sections of Chapter 6 of the Statesboro Code of Ordinances (Alcoholic Beverages) (Growlers). Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote. Mayor Pro Tem Will Britt joined the meeting at 5:40 pm and abstained from voting.

Public hearing and consideration of a motion to approve the following:

- A) APPLICATION # RZ 12-06-06: Lisa P. Hodges requests a zoning map amendment from CR (Commercial Retail) District to PUD (Planned Unit Development) District with mixed use for property located on Chandler Road. (Tax Parcel Number MS620000099A000)**

John Dotson of Maxwell Reddick and Associates, representing the applicant spoke in favor of the request.

Brenda Bragg of the Willow Bend Apartments stated that she was not against the request but wanted Council to know her concerns about the drainage in the area. She said that developing that piece of property may cause additional drainage problems for the apts. She also stated they have spent thousands of dollars in the repair of the apartments due to drainage issues.

Councilman Chance made a motion with the condition that all efforts be made in the design work that will route the excess water to a public drainage area, seconded by Councilman Lewis to approve APPLICATION # RZ 12-06-06: Lisa P. Hodges requests a zoning map amendment from CR (Commercial Retail) District to PUD (Planned Unit Development) District with mixed use for property located on Chandler Road. (Tax Parcel Number MS620000099A000)

Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The Motion carried by a 5-0 vote.

APPLICATION # V 12-06-07: Lisa P. Hodges requests a variance from Section 1402 of the Statesboro Zoning Ordinance regarding lot size for PUD (Planned Unit Development) District for property located on Chandler Road. (Tax Parcel Number MS620000099A000)

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Lewis to approve **APPLICATION # V 12-06-07:** Lisa P. Hodges requests a variance from Section 1402 of the Statesboro Zoning Ordinance regarding lot size for PUD (Planned Unit Development) District for property located on Chandler Road. (Tax Parcel Number MS620000099A000). Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The Motion carried by a 5-0 vote.

B) **APPLICATION # V 13-10-04: Gregory M. Parker requests a variance from Section 4.3 of the *Statesboro Subdivision Regulations* regarding minimum right of way widths for property located at the intersection of Brampton Avenue and Veterans Memorial Parkway. (Tax Parcel Number MS63000026022)**

Nathan Long with Thomas and Hutton representing the applicant spoke in favor of the request. Councilman Chance made a motion with the condition of a hammerhead be used for the end treatment of the roadway, seconded by Mayor Pro Tem Will Britt to approve **APPLICATION # V 13-10-04:** Gregory M. Parker requests a variance from Section 4.3 of the *Statesboro Subdivision Regulations* regarding minimum right of way widths for property located at the intersection of Brampton Avenue and Veterans Memorial Parkway. (Tax Parcel Number MS63000026022). Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The Motion carried by a 5-0 vote.

Consideration of a Motion for approval to use competitive quotes on the Highway 67 gravity sewer project not to exceed \$60,000.00

Councilman Riggs made a motion, seconded by Councilman Boyum to approve the use of competitive quotes on the Highway 67 gravity sewer project not to exceed \$60,000.00. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. Mayor Pro Tem Will Britt voted against the motion. He stated he did not agree that the project would not be open to the public for bid. The motion carried by a 4-1 vote.

Other Business from City Council

Shannon Mixon of 911 updated Council on the address changes for North Side Drive. The changes would include the naming of a street suggested to be called Soldiers Way and the current Lovett Street would also be changed. After much discussion, Council wanted the list to be amended. Councilman Lewis made a motion to include the amendment of taking the Soldiers Way and Lovett Street off the proposed list. The motion was seconded by Mayor Pro Tem Will Britt. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Councilman Boyum made a motion for a first reading of a resolution for a tax allocation city wide referendum (TAD) for the South Main Street-Downtown area to go on the December 3rd, 2013 agenda. Councilman Chance seconded the motion. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Public Comments (General)

A) Marshall Ransom request to speak to Council regarding the water sewer system at Foxlake Drive.

Mr. Marshall Ransom who resides at 219 Foxlake Drive and who is speaking for the citizens in the neighborhood, asked Council to consider the possibility of putting sewer lines in the area. They are currently on septic tanks and are having drainage problems which causes their septic tanks to back up or overflow due to the excessive water. Mayor Pro Tem Will Britt asked City Manager Frank Parker where the City was on this issue. Mr. Parker stated there were no funds available at this time. Director of Water Wastewater Wayne Johnson stated the neighborhood was on a list but had been moved down due to other bond projects. Mayor Pro Tem Will Britt and Councilman Chance asked Mr. Johnson to present a quote for the installation of the sewer lines to the neighborhood.

B) Bill Thomas

Bill Thomas was not present at the meeting.

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 7:05 pm, Mayor Brannen called for a motion to go into executive session with potential litigation and real estate with a 10 minute break. Councilman made the motion, seconded by Councilman Lewis. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carries by a 5-0 vote.

At 7:50 pm. Mayor Joe Brannen called the regular session back to order with no action being taken in Executive Session.

Consideration of a Motion to Adjourn

Councilman Chance made a motion, seconded by Councilman Lewis to adjourn. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carries by a 5-0 vote.

The meeting was adjourned at 7:50 pm