



**CITY OF STATESBORO
CITY COUNCIL MINUTES
February 15th, 2011**

A regular meeting of the Statesboro City Council was held on February 15th, 2011 at 6:00 p.m. in the Council Chambers at City Hall. Present were Mayor Joe R. Brannen, Council Members: Will Britt, Tommy Blitch, John Riggs, Gary Lewis and Travis Chance. Also present were Interim City Manager Frank Parker, City Clerk Sue Starling, Staff Attorney Michael Graves, Director of Community Development Mandy Cody, and City Engineer Robert Cheshire.

Approval of Minutes: February 01, 2011

Councilman Chance made a motion, seconded by Councilman Riggs to approve the Council minutes for February 01, 2010. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Recognitions/Public Presentations

- a) **Kristine Yager-Rushton, representing the Pine Cove Neighborhood, would like to ask Council for an update on the Basic Maintenance Code for Statesboro and where we are on adopting it.**
- b) **Donation from Mr. Mikell Smith in the amount of \$500.00 for the Statesboro Fire Department Fire Prevention Fund. Fire Commander Tim Grams will accept the donation.**
- c) **Statesboro Convention and Visitors Bureau (SCVB) request to speak to Council concerning the 1% increase for Hotel Motel Tax**

Kristine Yager-Rushton asked Council for an update on the Maintenance Code for Statesboro and if there has been any movement towards adopting the International Maintenance Code. Councilman Riggs replied the City is still looking at the issues.

Due to a death in the family, Mr. Mikell Smith was not present. Public Safety Director Wendell Turner asks Council to postpone this item until a later time.

Interim City Manager Frank Parker ask Council to table item 4(c) of the agenda: Statesboro Convention and Visitors Bureau (SCVB) request to speak to Council concerning the 1% increase for Hotel Motel Tax. Councilman Blitch made a motion, seconded by Councilman Lewis to table this item. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to approve/ deny 2nd reading for an alcohol license:

a) Isabella's of Statesboro

Councilman Lewis made a motion, seconded by Councilman Chance to approve 2nd reading of an alcohol license for Isabella's of Statesboro. Councilman Britt, Blich, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Due Process Hearing in Accordance with Sec. 6-35(c) of the Ordinance First Offense Violation

- a) Kevin's Food Mart – Pallavibe Patel (License Holder)**
- b) Sunny Food Mart – Suhash Patel (License Holder)**
- c) Buffalo's – Christian Bennett (License Holder)**
- d) Christopher's – Richard Marz (License Holder)**
- e) Holiday Pizza – Adamantia Kalloniatis (License Holder)**

Special Agents Matt Osburg and Mark Sprayberry gave details of the event which led to the citations that were given to the businesses listed above for the sale of alcohol to an underage person. All businesses pled guilty in Municipal Court. Councilman Chance made a motion, seconded by Councilman Lewis to consider this 1st offense as a warning for all businesses listed above. Councilman Britt, Blich, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Due Process Hearing in Accordance with Sec. 6-35(c) of the Ordinance Second Offense Violation

- a) Rusty's Tavern – Joshua Russ Ledford (License Holder)**

Joshua Ledford representing Rusty's Tavern stated the person who served the underage student was a new employee but no longer works at the Tavern. Special Agent Mark Sprayberry gave details of the events which led to the citation that was given to Rusty's Tavern for selling alcohol to an underage person. This citation was the second offense violation for serving an underage person. Councilman Lewis made a motion, seconded by Councilman Riggs to suspend the alcohol license for 10 days according to Sec.6-35(c) Ordinance for second offense violation. Councilman Blich, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote. Mayor Pro Tem Will Britt abstained from voting.

Consideration of a Motion to approve a Special Event Permit:

- a) Whitney Hodges (wedding)**

Councilman Chance made a motion, seconded by Councilman Lewis to approve a special event permit for Whitney Hodges to have a wedding. Councilman Chance made a motion, seconded by Councilman Lewis to approve a special permit for the wedding of Whitney Hodges. Councilman Britt, Blich, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to approve a “Vehicle for Hire” Business License Application
a) The P.C. Doctor-Chauffeur (Ari Matthew Davies)**

Ari Matthew Davies, owner of P.C. Doctor-Chauffeur, spoke to Council to say he had been a chauffeur for several years. Councilman Lewis made a motion, seconded by Councilman Chance to approve a “Vehicle for Hire” Business License Application for “The P.C. Doctor-Chauffeur (Ari Matthew Davies). Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to approve 1st reading to amend Ordinance 2011-02: An Ordinance amending the Statesboro Municipal Code regarding traffic and vehicles by increasing the technology surcharge from \$10.00 to \$20.00 per offense for all offenses against the ordinances of the City of Statesboro or laws of the State of Georgia.

Director of Public Safety Wendell Turner asked Council to table Ordinance 2011-02 until the next Council meeting. Councilman Chance made a motion, seconded by Mayor Pro Tem Will Britt to table the item until the next Council meeting. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to approve the purchase of an additional patrol vehicle, not to exceed the purchase price of \$26000.00, from Carl Gregory Dodge to replace a patrol vehicle that was totaled in an accident for the Statesboro Police Department. Carl Gregory Dodge was the low bid winner from the previous patrol vehicle purchases and the prices are still current for 60 days past the sealed bid delivery date.

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Blitch to approve the purchase of an additional patrol vehicle, not to exceed the purchase price of \$26000.00, from Carl Gregory Dodge to replace a patrol vehicle that was totaled in an accident for the Statesboro Police Department. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to Declare Nonfunctional and/or Unsalvageable Items as Surplus

Councilman Chance made a motion, seconded by Mayor Pro Tem Will Britt to declare nonfunctional and/or unsalvageable items as surplus. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Reports from Staff:

City Engineer Robert Cheshire updated Council on the side walk improvements at Bermuda Run.

Director of Public Safety Wendell Turner updated the Council on the crime reports project involving the community.

City Clerk Sue Starling shared with Council the proclamation that will be presented to the family of Mr. Sam Brannen.

Staff Attorney Michael Graves thanked Council and co-workers for their support for the time he has to spend with the Military National Guard.

Public Comments (General):

Mr. Deon Hendrix spoke to Council concerning the American Legion on Carver Street. He made a request to Council for reimbursement of the work done to the building in the amount of \$13,700.00. He stated the work was done as part of the City's requirements to obtain an alcohol license and after the work was done, the City refused him the alcohol license. Mayor Brannen asked Interim City Manager Frank Parker to set up a meeting with Mr. Hendrix to settle the issue.

Mr. Don Armel, PhD spoke to Council concerning the zoning for single family residential neighborhoods. He stated the rules are not being upheld such as run down property, noise, over parking -excess number of cars etc. Mr. Armel asked what Council could do for the single family zones to enforce the laws.

Mr. Bill Thomas gave his viewpoints concerning Rusty's Tavern and the request made by Mr. Deon Hendrix.

Consideration of a Motion to enter into Executive Session to discuss "Acquisition of Real Property" and personnel matters in accordance with O.C.G.A. §50-14-3 (2009)

Councilman Riggs made a motion, seconded by Councilman Chance to enter into Executive Session at 7:45 p.m. with a ten(10) minute break before starting the discussion of "Acquisition of Real Property" in accordance with O.C.G.A. § 50-14-3 (2009). Councilman Britt, Blich, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote. Present were Mayor Joe R. Brannen, Council Members: Will Britt, John Riggs, Tommy Blich, Gary Lewis, and Travis Chance. Also present were City Clerk Sue Starling, Staff Attorney Michael Graves. The meeting adjourned at 8:30 p.m.

Regular Session

Mayor Joe Brannen called the regular Council session back to order at 8:33 p.m. Mayor Brannen announced no action had been taken in executive session.

Other Business from the City Council

Interim City Manager Frank Parker made a recommendation to Council to authorize him and the Director of Water Wastewater Wayne Johnson to bid out the engineering service design for the Hwy 67 main water line extension which is to be paid for with bond money. Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to authorize Interim City Manager Frank Parker and the Director of Water Wastewater Wayne Johnson to bid out the engineering service design for the Hwy 76 main water line extension which will be paid for with bond money. Councilman Britt, Blich, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote

Interim City Manager Frank Parker made a recommendation for Council to purchase the property at 58 A-B East Main Street adjacent to City Hall in lieu of new construction on Hill Street for the Water and Gas department not to exceed \$350,000.00. Councilman Blich made a motion, seconded by Mayor Pro Tem Will Britt to purchase the property at 58 A-B East Main Street adjacent to City Hall in lieu of new construction on Hill Street for the Water and Gas department not to exceed \$350,000.00. Councilman Britt, Riggs, Blich, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to Adjourn

Councilman Chance made a motion, seconded by Councilman Riggs to adjourn. Councilman Britt, Blich, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote. The meeting was adjourned at 8:35 p.m.