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**CITY OF STATESBORO  
CITY COUNCIL MINUTES  
March 19, 2013**

A regular meeting of the Statesboro City Council was held on March 19, 2013 at 6:00 pm 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, and Assistant City Engineer Brad Deal and Director of Community Development Mandi Cody.

The meeting was called to order by Mayor Joe Brannen

The invocation was given by Reverend Lee and the Pledge of Allegiance was given by Eli Dodd, Boy Scout of Troop 340.

**Recognitions/Public Presentations:**

- A) Proclamation presented to DeAngelo Tyson followed by a reception.**
- B) Recognition of Jason Boyles, Senior Assistant City Engineer, for his handling and oversight of the removal of a large tree that had fallen across Eason St. and onto a house during recent high winds.**
- C) Bobby Joe Cason representing the Statesboro Housing Authority will address Council concerning the request to waive the Pilot tax for the fiscal year 2012.**

Councilman Riggs read and presented DeAngelo Tyson with a proclamation and a key to the City of Statesboro. There was a reception following the presentation.

Mayor Brannen recognized Senior Assistant City Engineer Jason Boyles for performance in removing a tree from a resident's home.

Bobby Joe Cason representing the Statesboro Housing Authority discussed with Council the renovations that had been completed for the various housing projects such as Butler Homes, and Cone Homes.

**Public Comments (Agenda Item):** None

**Consideration of a Motion to approve the Consent Agenda**

**Approval of Minutes**

**a) 03-05-2013-Council Minutes**

**b) 03-05-2013 Executive Session Minutes**

Councilman Chance made a motion, seconded by Councilman Boyum to approve the consent agenda in its entirety. 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 to approve RESOLUTION 2013-05: A Resolution authorizing the waiver of any payment in lieu of taxes (pilot) by the Statesboro Housing Authority to the City of Statesboro for the 2012 tax year.**

City Manager Frank Parker stated he asked Bobby Joe Cason for a copy of the housing budget, the audit report and to notify Council of the board meeting dates. Councilman Lewis made a motion, seconded by Mayor Pro Tem Will Britt to approve RESOLUTION 2013-05: A Resolution authorizing the waiver of any payment in lieu of taxes (pilot) by the Statesboro Housing Authority to the City of Statesboro for the 2012 tax year. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Public Hearing and Consideration of a Motion to approve the following:**

- A) APPLICATION # SE 13-02-01: Damascus, LLC requests a special exception be granted pursuant to the Statesboro Zoning Ordinance to allow the operation of a group home in the CBD (Central Business) District for property located at 120 North College Street. (Tax Parcel number S17000096000).**
  
- B) APPLICATION # RZ 13-02-02: Mr. Gerald Donaldson requests a zoning map amendment for property located at 101 South Zetterower Avenue from O (Office) District to R4 (High Density Residential) District. (Tax Map # S29000106000).**

Vern Howard spoke in favor of the request. Councilman Boyum made a motion, seconded by Councilman Lewis to approve APPLICATION # SE 13-02-01: Damascus, LLC requests a special exception be granted pursuant to the Statesboro Zoning Ordinance to allow the operation of a group home in the CBD (Central Business) District for property located at 120 North College Street. (Tax Parcel number S17000096000). 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 refrained from the vote. He stated it would be a conflict of interest.

Sam DiPolito spoke in favor of the request. Councilman Lewis made a motion, seconded by Mayor Pro Tem Will Britt to approve APPLICATION # RZ 13-02-02: Mr. Gerald Donaldson requests a zoning map amendment for property located at 101 South Zetterower Avenue from O (Office) District to R4 (High Density Residential) District. (Tax Map # S29000106000). Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. Councilman Chance against the motion. The motion carried by a 4-1 vote.

**Consideration of a Motion to Approve the Award of a Contract to Peek Pavement Marking for the restriping of several city streets. Peek Pavement Marking's bid was in the amount of \$66,915.00, however, the Engineering Department requests approval to spend up to the budgeted amount of \$95,000.00 in order to restripe additional street mileage. The costs for additional work to be based on contractor's unit bid prices. Improvements to be paid for primarily from a Georgia Department of Transportation "Off-System Safety Enhancement Grant" of \$72,000 with the remainder coming from 2007 SPLOST funds.**

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Lewis to approve the Award of a Contract to Peek Pavement Marking for the restriping of several city streets. Peek Pavement Marking's bid was in the amount of \$66,915.00, however, the Engineering Department requests approval to spend up to the budgeted amount of \$95,000.00 in order to restripe additional street mileage. The costs for additional work to be based on contractor's unit bid prices. Improvements to be paid for primarily from a Georgia Department of Transportation "Off-System Safety Enhancement Grant" of \$72,000 with the remainder coming from 2007 SPLOST funds. 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 to Approve an Award of a Contract to Sikes Brothers Construction Co. for the resurfacing of several city streets. Sikes Brother's bid was in the amount of \$313,490.00, however, the Engineering Department requests approval to spend up to the budgeted amount of \$370,000.00 in order to resurface additional street mileage. The costs for additional work to be based on contractor's unit bid prices. The improvements will be paid for through a combination of Georgia Department of Transportation LMIG funds (\$193,000) and 2007 SPLOST funds (\$177,000).**

Councilman Boyum made a motion, seconded by Councilman Chance to approve Award of Contract to Sikes Brothers Construction Co. for the resurfacing of several city streets. Sikes Brother's bid was in the amount of \$313,490.00, however, the Engineering Department requests approval to spend up to the budgeted amount of \$370,000.00 in order to resurface additional street mileage. The costs for additional work to be based on contractor's unit bid prices. The improvements will be paid for through a combination of Georgia Department of Transportation LMIG funds (\$193,000) and 2007 SPLOST funds (\$177,000). 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 to award a CDBG administrative contract to the Associates in Local Government Assistance, Inc. (ALGA) for the Gordon Street area drainage project**

Councilman Boyum made a motion, seconded by Mayor Pro Tem Will Britt to award a CDBG administrative contract to the Associates in Local Government Assistance, Inc. (ALGA) for the Gordon Street area drainage project. 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 to award the purchase of a cab and chassis with landscaping body truck for the Parks Division of Public Works to Rozier Ford in the amount of \$25,264.00**

Councilman Riggs made a motion, seconded by Councilman Lewis to approve the purchase of a cab and chassis with landscaping body truck for the Parks Division of Public Works to Rozier Ford in the amount of \$25,264.00. 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 to approve application for grant funding for the replacement of the intoxilizer 5000 machine (DUI breath testing) located at the Police Department in the amount of \$8,523.**

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Chance to approve application for grant funding for the replacement of the intoxilizer 5000 machine (DUI breath testing) located at the Police Department in the amount of \$8,523. 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 to approve 1<sup>st</sup> reading of Ordinance 2013-05: An Ordinance Amending Article III of Chapter 18 of the Statesboro Code of Ordinance (Dealers in Precious Metals and Gems)**

Councilman Riggs made a motion, seconded by Mayor Pro Tem Will Britt to approve 1st reading of Ordinance 2013-05: An Ordinance Amending Article III of Chapter 18 of the Statesboro Code of Ordinance (Dealers in Precious Metals and Gems). 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 to set the date for the budget retreat in April of 2013 which will be held in the Council Chambers at City Hall**

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Boyum to approve the date of April 12<sup>th</sup>, 2013 at 9:00 am for the Council Budget Retreat to be held at City Hall. 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 to approve the acquisition of a permanent easement from the United States Postal Service in the amount of \$2,400.00**

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Chance to approve the acquisition of a permanent easement from the United States Postal Service in the amount of \$2,400.00. 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 to approve the purchase of the Sensus FlexNet System (fixed base meter reading) in the amount of \$1,861,590.00**

Director of Water Wastewater Wayne Johnson recognized Danny Lively and Keith Perkins for their cost saving efforts in this project. Councilman Boyum made a motion, seconded by Mayor Pro Tem Will Britt to approve the purchase of the Sensus FlexNet System (fixed base meter reading) in the amount of \$1,861,590.00. 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 to approve Resolution 2013-06: A Resolution adopting the schedule of fees and charges for the water and wastewater department of the City of Statesboro, Georgia**

Councilman Boyum made a motion, seconded by Councilman Chance to approve the schedule of fees and charges for the water and wastewater department of the City of Statesboro to include only the inside government water rates (items 11, 12, 13) which will take effect April 1, 2013 and the reclaimed water rates (item 27, 28) to take effect July 1, 2013. 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 to award a contract to Copper Construction Company, Inc. in the amount of \$427,745.00 at the Wastewater Treatment Plant**

Councilman Chance made a motion, seconded by Councilman Boyum to award a contract to Copper Construction Company, Inc. in the amount of \$427,745.00 at the Wastewater Treatment Plant. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Other Business from City Council**

City Clerk Sue Starling reminded Council of the April 16<sup>th</sup>, 2013 Council meeting which will be held at GSU.

**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)**

Councilman Chance made a motion, seconded by Councilman Boyum add “property acquisition” to the Executive Session and to enter into Executive Session at 7:50 pm with a 10 minute break. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

The regular meeting was called back to order at 9:19 pm. Mayor Brannen stated there was not action taken.

**Consideration of a Motion to Adjourn**

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

The meeting was adjourned at 9:20 pm