



CITY OF STATESBORO
Council Minutes
April 07, 2015

A regular meeting of the Statesboro City Council was held on April 7th 2015 at 9:00 a.m. in the Council Chambers at City Hall. Present were Mayor Jan J. Moore, Council Members: Phil Boyum, John Riggs, Gary Lewis and Travis Chance. Also present were Interim City Manager Robert Cheshire, City Clerk Sue Starling, City Attorney Alvin Leaphart, Assistant City Engineer Jason Boyles and Director of Planning and Development Mandi Cody. Absent was Councilman Will Britt.

The meeting was called to order by Mayor Jan Moore

The Invocation was given by Director of DSDA Allen Muldrew and Pledge of Allegiance was led by Councilman John Riggs

Recognitions/Public Presentations:

Presentation of Proclamation to the Bulloch Academy 2015 State Wrestling Championship Team

Mayor Moore read and presented a Proclamation to the Bulloch Academy Wrestling Team for being the 2015 Class AAA State Champions

Recognition of the Government Finance Officers Association (GFOA) Distinguished Budget Award to the City of Statesboro Finance Department

Mayor Moore presented the plaque to the Finance Department as Director of Finance Cindy West stated this is the 11th year of receiving this award.

Presentation of Proclamation for National Public Safety Tele communicators Week

Director of Public Safety Wendell Turner updated Council on National Public Safety Tele communicator week. Mayor Moore read and presented the proclamation to the Tele communicator staff of the Statesboro Police Department.

Recognition of Employee of the Month; Austin Ellerbee, Mechanic, 13 years for the Public Works Fleet Management Division

Mayor Moore presented a plaque to Austin Ellerbee for employee of the month.

Public Comments (Agenda Items):

- A) John Hunter and Gertrude Brown request to address Council regarding walkway behind Greene Street, flooding and roads being repaired on Morris and Green Streets.

John Hunter and Gertrude Brown addressed Council regarding an abandoned railroad bed that is behind their yard as they are working hard to keep the weeds from over taking their land. Mr. Hunter stated that the City was cutting these weeds and would like for the City to continue cutting these weeds along the railroad bed. He also stated they were having drainage issues on Morris and Green Street. Director of Planning and Development Mandi Cody stated this piece of railroad bed belongs to the Railroad Company and has been abandoned.

Consideration of a Motion to approve the Consent Agenda

- A) **Approval of Minutes**
 - a) **03-17-2015 Council Minutes**
 - b) **03-17-2015 Executive Session Minutes**

Councilman Riggs made a motion, seconded by Councilman Lewis 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.

Review of the FY2014 Comprehensive Annual Financial Report (CAFR) presented by Richard Deal of Thigpen, Lanier, Westerfield and Deal CPA Accounting Firm

Mr. Deal presented Council with an overview and highlights of the FY2014 Comprehensive Annual Financial Report.

Administrative Hearing for alleged alcohol violations as pursuant to Chapter 6 of the City of Statesboro Alcohol Ordinance:

- A) **Enforcement from Georgia Department of Revenue Alcohol & Tobacco Law Enforcement Division**

Offence in 12 month period Citation Date

- a) **Farid Gharacharloo/Sepideh Mesri 1st Offense February 5, 2015**
Club 125 LLC
125 Gata Drive

- B) **Enforcement from the Statesboro Police Department:**

Offense in 12 month period Citation Date

- a) **James Larry Owens 1st Offense February 13, 2015**
Dingus Magees
3 Georgia Avenue

- b) **Hazrat Rehman 1st Offense February 13, 2015**
Main Street Bar and Grill
230 South Main Street

- | | | |
|---|-------------------------------|--------------------------|
| c) Clyde A Chapman III
Gnats Landing of Statesboro LLC
470 Main Street | 1st Offense | February 13, 2015 |
| d) Kishorchandra Dodia
Time Saver
301 North Main Street | 2nd Offense | February 13, 2015 |
| e) Jason Franklin
Shenanigans
1 University Plaza | 1st Offense | February 5, 2015 |

Mayor Moore conducted the hearing and all participants were sworn in by Mayor Moore.

Mr. Gharachorloo, owner of Club 125 LLC waived his right to a hearing and agreed to the violation of furnishing alcohol to under age persons. Mayor Moore then asked for a motion and Mr. Gharachorloo agreed that based on the evidence presented here today that Council finds that the licensee, his agents, and or employees did violate Chapter 6 if the Code of Ordinances of the City of Statesboro in the twelve month period immediately preceding this hearing. Councilman Lewis made the motion seconded by Councilman Riggs to accept the guilty plea from Mr. Gharachorloo. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

For the penalty of the violation, Councilman Lewis made a motion seconded by Councilman Riggs to consider this a first offense with a warning. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Mr. Owens, owner of Dingus Magees waived his right to a hearing and agreed to the violation of furnishing alcohol to under age persons. Mayor Moore then asked for a motion and Mr. Owens agreed that based on the evidence presented here today that Council finds that the licensee, his agents, and or employees did violate Chapter 6 if the Code of Ordinances of the City of Statesboro in the twelve month period immediately preceding this hearing. Councilman Lewis made the motion seconded by Councilman Riggs to accept the guilty plea from Mr. Owens. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

For the penalty of the violation, Councilman Boyum made a motion seconded by Councilman Lewis to consider this a first offense with a warning. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Mr. Rehman, owner of Main Street Bar and Grill waived his right to a hearing and agreed to the violation of furnishing alcohol to under age persons. Mayor Moore then asked for a motion and Mr. Rehman agreed that based on the evidence presented here today that Council finds that the licensee, his agents, and or employees did violate Chapter 6 if the Code of Ordinances of the City of Statesboro in the twelve month period immediately preceding this hearing. Councilman Lewis made the motion seconded by Councilman Riggs to accept the guilty plea from Mr.

Rehman. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

For the penalty of the violation, Councilman Boyum made a motion seconded by Councilman Lewis to consider this a first offense with a warning. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Mr. Chapman, owner of Gnats Landing of Statesboro LLC waived his right to a hearing and agreed to the violation of furnishing alcohol to under age persons. Mayor Moore then asked for a motion and Mr. Chapman agreed that based on the evidence presented here today that Council finds that the licensee, his agents, and or employees did violate Chapter 6 if the Code of Ordinances of the City of Statesboro in the twelve month period immediately preceding this hearing. Councilman Riggs made the motion seconded by Councilman Lewis to accept the guilty plea from Mr. Chapman. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

For the penalty of the violation, Councilman Boyum made a motion seconded by Councilman Lewis to consider this a first offense with a warning. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Mr. Dodia, owner of Time Saver waived his right to a hearing and agreed to the violation of furnishing alcohol to under age persons. Mayor Moore then asked for a motion and Mr. Dodia agreed that based on the evidence presented here today that Council finds that the licensee, his agents, and or employees did violate Chapter 6 if the Code of Ordinances of the City of Statesboro in the twelve month period immediately preceding this hearing. Councilman Lewis made the motion seconded by Councilman Riggs to accept the guilty plea from Mr. Dodia. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

For the penalty of the violation, Councilman Riggs made a motion seconded by Councilman Lewis to approve a 3 day suspension as punishment for this 2nd offense. The suspension of the alcohol license will start on 12:01am on Thursday April 9th and run until midnight on Sunday April 12th. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

The violation for Jason Franklin owner of Shenanigans will be deterred until the first Council Meeting in May.

Consideration of a motion to award a purchase contract to Fisher Safety for the purchase of SCBA and PASS units via the GSA federal contract in the amount of \$37,101.24. these units are budgeted for the Fire Department under CIP project numbers FD-71/T1 (Funded by 2007 SPLOST) and FD-72 (Funded by 2007 SPLOST). The total amount budgeted is \$38,980.00.

Councilman Boyum made a motion seconded by Councilman Lewis to award a purchase contract with Fisher Safety for the purchase of SCBA and PASS units in the amount of \$37,101.24. 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 award the purchase of a tractor and mower combination to Aimtrac in the amount of \$38,210. This will replace an existing 20 year old tractor currently in use at our landfill facility. If approved, the current tractor will be brought to Council to be declared a surplus once the new one is received and put into use. This purchase is listed in CIP #SWD-40/\$37,000 and SWD-36/ \$10,000.

Councilman Chance made a motion, seconded by Councilman Lewis to award the purchase of a tractor and mower combination to Aimtrac in the amount of \$38,210. 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 award a “Sole Source Purchase” for a Stainless Steel Rotary Fine Screen Drum and Sprocket to Parkson in the amount of \$41,996.00. This item is budgeted and will be funded utilizing Aid to Construction funds.

Councilman Boyum made a motion seconded by Councilman Lewis to award a “Sole Source Purchase” for a Stainless Steel Rotary Fine Screen Drum and Sprocket to Parkson in the amount of \$41,996.00. 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 award a “Sole Source Purchase” for a complete Raw Waste Pump Motor, Impeller and Volute assembly to Smith & Loveless Georgia, Inc. in the amount of 28,956.68. This item is budgeted and will be funded utilizing Aid to Construction funds.

Councilman Lewis made a motion seconded by Councilman Chance to award a “Sole Source Purchase” for a complete Raw Waste Pump Motor, Impeller and Volute assembly to Smith & Loveless Georgia Inc. in the amount of \$28,956.68. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Other Business from City Council

Mayor Moore asked that Director of Natural Gas Steve Hotchkiss come forward to speak with Council regarding the purchase of remote gas meters. There is a timeline issue and that is why this item is being brought up under other business. Mr. Hotchkiss asked for approval of a quote in the amount of \$379,275.00 for a “Sole Source Purchase” from Equipment Controls Company Inc. Councilman Boyum made a motion seconded by Chance to approve the Purchase of Remote

Read Gas Meters from Equipment Controls Company Inc. in the amount of \$379,275.00. Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Councilman Riggs asked where we stand on revamping the Alcohol Ordinance. Mayor Moore stated that House Bill 152 has not been signed yet. We will need to put this item on the next agenda for discussion.

City Managers Comments

Interim City Manager Robert Cheshire stated the budget retreat went well. He also commended the Finance department and all department heads for their efforts. Mr. Cheshire stated that House Bill 170 which was the Transportation Bill passed. He also updated Council on the CDBG drainage street project in the Gordon street area. Director of Planning and Development Mandi Cody gave an update the FAB Lab.

Public Comments (General): This item on the original agenda was moved up to “public comments” (agenda item) by Mayor Moore.

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

At 10:45 a.m., Councilman Boyum made a motion seconded by Chance to enter into Executive Session to discuss “Personnel Matters” Councilman Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

11:50 a.m., Councilman Riggs made a motion seconded by Lewis to exit executive session. 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 Adjourn

At 11:50 a.m., Mayor Moore called the meeting back to order with no action taken.

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

The meeting was adjourned at 11:51 a.m.