



**CITY OF STATESBORO
Council Minutes
May 19, 2015**

A regular meeting of the Statesboro City Council was held on May 19th, 2015 at 5:30 p.m. in the Council Chambers at City Hall. Present were Mayor Jan J. Moore, Council Members: Will Britt, 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.

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

The Invocation was given by Allen Muldrew and Pledge of Allegiance by Councilman Will Britt

Recognitions/Public Presentations:

- A) Proclamation presented to the City of Statesboro Public Works divisions recognizing the week of May 17-23, 2015 as "Public Works Week".**

Assistant City Engineer Jason Boyles recognized the five divisions of the Public Works Services including, Parks, Streets, Sanitation, Fleet Maintenance and Solid Waste.

Mayor Moore read and presented the proclamation to Assistant City Engineer Jason Boyles.

Public Comments (Agenda Item):

Tracy Hart, owner of A&P Wrecker Services, voiced his opinion on non-consensual towing fees. He stated that he was in contact with the Police Department and presented Council with a list of towing fees that he had put together for their consideration. He also stated the proposed fee schedule would show a set fee for all towing.

Consideration of a Motion to approve the Consent Agenda

- A) Approval of Minutes**
a) 05-05-2014 Council Minutes
b) 05-05-2015 Executive Session Minutes

Councilman Riggs made a motion, seconded by Councilman Lewis to approve the consent agenda as written. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Second Reading and Consideration of a Motion to approve Ordinance 2015-04: An Ordinance approving water and sewer billing, termination of service for non-payment, and billing adjustments.

Councilman Boyum made a motion, seconded by Councilman Riggs to approve **Ordinance 2015-04**: An Ordinance approving water and sewer billing, termination of service for non-payment, and billing adjustments. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Public Hearing and Consideration of a Motion to approve APPLICATION # RZ 15-03-04: Jarvis Robinetta Barnes requests a zoning map amendment for .81 acres of property located at 335 Proctor Street from split zoning of CR (Commercial Retail)/R15 (Single Family Residential) zoning districts to CR (Commercial Retail) zoning district to allow for the construction of a funeral home. (Tax Parcel Number S03000018000).

Councilman Boyum made a motion, seconded by Councilman Lewis to open the public hearing. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Jarvis Barnes, owner of the property, spoke in favor of the request. Kerry Roberts and Aretha Robinson of Len Tenner Court spoke in opposition of the request. Brenda Johnson of Statesboro Pointe also spoke against the request. Annie Bellinger of Morris Street spoke against the request. Reverend Donald Logan spoke for the request. Everyone that opposed the request had concerns regarding the traffic congestion in the area. Concerns were also expressed as to whether the traffic would exit on Morris St., Proctor St., or W. Main St.

Councilman Riggs made a motion, seconded by Councilman Lewis to close the public hearing. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Councilman Lewis made a motion, seconded by Councilman Britt to approve **APPLICATION # RZ 15-03-04**: Jarvis Robinetta Barnes requests a zoning map amendment for .81 acres of property located at 335 Proctor Street from split zoning of CR (Commercial Retail)/R15 (Single Family Residential) zoning districts to CR (Commercial Retail) zoning district to allow for the construction of a funeral home. (Tax Parcel Number S03000018000). The motion also included the destruction of a house on the property to increase parking and to include staff recommendation of items 1-14.

Public Hearing and Consideration of a Motion to approve APPLICATION # V 15-04-01: Rebecca Thigpen, The Jones Company, Real Estate Design & Development Coordinator requests a variance from Article X of the Statesboro Zoning Ordinance to reduce the rear setback from the required 25' to 10' in order to meet GDOT front yard entrance requirements (Tax Parcel Number S31000014000).

Councilman Riggs made a motion, seconded by Councilman Britt to open the public hearing. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Attorney Steve Rushing, representing the applicant, spoke in favor of the request. He stated some of the staff recommendations needed to be omitted. No one spoke against this request.

Councilman Riggs made a motion, seconded by Councilman Lewis to close the public hearing. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Councilman Riggs made a motion, seconded by Councilman Lewis to approve **APPLICATION # V 15-04-01**: Rebecca Thigpen, The Jones Company, Real Estate Design & Development Coordinator requests a variance from Article X of the Statesboro Zoning Ordinance to reduce the rear setback from the required 25' to 10' in order to meet GDOT front yard entrance requirements (Tax Parcel Number S31000014000). The motion to approve included the attached site plan with staff recommendations of item 1, 2c, 3, 5,6,7,8 and 9 as specified. Item 4 will be removed. The City of Statesboro will also ask DOT for approval to build sidewalks. The Jones Company will pay for all expenses for the sidewalks. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to approve Resolution 2015-11: A Resolution to adopt the second amendment to the fiscal year 2015 budget for each fund of the City of Statesboro, Georgia, appropriating the amounts shown in each budget as expenditures/expenses, adopting the several items of revenue anticipations, and prohibiting expenditures or expenses from exceeding the actual funding appropriated.

Councilman Britt made a motion, seconded by Councilman Boyum to approve **Resolution 2015-11**: A Resolution to adopt the second amendment to the fiscal year 2015 budget for each fund of the City of Statesboro, Georgia, appropriating the amounts shown in each budget as expenditures/expenses, adopting the several items of revenue anticipations, and prohibiting expenditures or expenses from exceeding the actual funding appropriated. Councilman Britt, Boyum, Riggs and Chance vote in favor of the motion. The motion carried by a 4-0 vote. Councilman Lewis stepped out of the meeting briefly.

Consideration of a Motion to Purchase 8 - 2014 Dodge Chargers, 2 - 2016 Ford Explorers and 1 - 2016 Ford Escape for the Statesboro Police Department. This purchase is included as FY 15 CIP # PD - 1 in the amount not to exceed \$350,000.00 plus \$23,000.00 from the budget amendment transferring funds to this CIP Project.

Councilman Riggs made a motion, seconded by Councilman Boyum to approve the Purchase of 8 - 2014 Dodge Chargers, 2 - 2016 Ford Explorers and 1 - 2016 Ford Escape for the Statesboro Police Department. This purchase is included as FY 15 CIP # PD - 1 in the amount not to exceed \$350,000.00 plus \$23,000.00 from the budget amendment transferring funds to this CIP Project. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

There was a discussion regarding surplus items as written in Attachment A that went along with the, Consideration of a Motion to Purchase 8 - 2014 Dodge Chargers, 2 - 2016 Ford Explorers and 1 - 2016 Ford Escape for the Statesboro Police Department. This purchase is included as FY 15 CIP # PD - 1 in the amount not to exceed \$350,000.00 plus \$23,000.00 from the budget amendment transferring funds to this CIP Project.

Councilman Boyum made a motion, seconded by Councilman Riggs to approve the surplus as written in attachment A within the report from the Statesboro Police Department. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to approve Resolution 2015-12: A Resolution requesting approval for the Statesboro Police Department to apply for the Bureau of Justice Assistance FY 2015 Competitive Grant - Body-Worn Camera Pilot Implementation Program. This grant if awarded would require a 50% match from the City of Statesboro. Funding for this match could come from FY 16 CIP # PD – 35 which is proposed at \$42,063.00 for Body-Worn Cameras.

Councilman Boyum made a motion, seconded by Councilman Riggs to approve Resolution 2015-12: A Resolution requesting approval for the Statesboro Police Department to apply for the Bureau of Justice Assistance FY 2015 Competitive Grant - Body-Worn Camera Pilot Implementation Program. This grant if awarded would require a 50% match from the City of Statesboro. Funding for this match could come from FY 16 CIP # PD – 35 which is proposed at \$42,063.00 for Body-Worn Cameras. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a motion to purchase Net Motion Wireless VPN solution from Insight Public Sector in the amount of \$23,252.20. This purchase will be funded from the IT Service Fund and was originally budgeted for FY 2016 but will now be purchased from the 2015 budget.

Councilman Riggs made a motion, seconded by Councilman Lewis to approve the purchase Net Motion Wireless VPN solution from Insight Public Sector in the amount of \$23,252.20. This purchase will be funded from the IT Service Fund and was originally budgeted for FY 2016 but will now be purchased from the 2015 budget. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to award a contract for the renovation of the old PD building for the expansion of the Municipal Court Room and relocated Municipal Court and Information Technology offices to Chris Merrill Construction in the amount not to exceed the budgeted amount of \$385,000.00. The project will be primarily funded by 2013 SPLOST.

Councilman Britt made a motion, seconded by Councilman Chance to approve the renovation of the old PD building for the expansion of the Municipal Court Room and relocated Municipal Court and Information Technology offices to Chris Merrill Construction in the amount not to exceed the amount of \$420,000.00. Garth Long with the design team stated they would look at possible ways to help cut the budget. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

Other Business from City Council: None

City Managers Comments

Councilman Boyum shared a note from Mrs. Carter thanking the City for helping her with her concerns.

Public Comments (General)

- A) Stephanie Ellis request to address Council regarding the proposed Ellis Open Air Flea Market to be located on Hwy 80 (Northside Drive East) next to University Tire.**

Mayor Moore stated that Mr. Ellis withdrew his request until the next Council meeting.

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

At 7:40 pm, Councilman Riggs made a motion, seconded by Councilman Britt to enter into Executive Session. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote. There was a 10 minute break.

At 9:05 pm, Councilman Chance made a motion, seconded by Councilman Lewis to come out of Executive Session. Councilman Britt, Boyum, Riggs, Lewis and Chance vote in favor of the motion. The motion carried by a 5-0 vote.

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

Consideration of a Motion to Adjourn

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

The meeting was adjourned at 9:05 pm.