



**CITY OF STATESBORO
Council Minutes
July 15, 2014**

A regular meeting of the Statesboro City Council was held on July 15th, 2014 at 5:15 p.m. in the Council Chambers at City Hall. Present were Mayor Jan 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, Senior City Engineer Jason Boyles and Director of Community Development Mandi Cody.

The meeting was called to order by Mayor Jan Moore.

The Invocation and Pledge of Allegiance was led by Mayor Pro Tem Will Britt

Public Comments (Agenda Item):

A) Bill Thomas request to speak to Council regarding the Consent Agenda

Bill Thomas deferred his comments regarding the consent agenda.

Consideration of a Motion to approve the Consent Agenda

A) Approval of Minutes

a) 07-01-2014 Council Minutes

B) Consideration of a Motion to approve an Outdoor Event Permit:

a) Applicant's Name: Jon Starkey

Date and Time of Event: August 23, 2014, 5:00 p.m.

Location of Event: University Plaza

Type of Event: Outside Gathering with Band and DJ

Products Served: Beer, Wine & Liquor

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

Councilman Phil Boyum joined the meeting at 5:30 pm.

A Public Hearing and Consideration of Application V 14-06-01: Polestar Development, LLC requests a variance from Article X, Section 1003 (D) side building setback line and (E) regarding the required 20' separation between commercial buildings for the property located at 349 Brampton Avenue (Tax Parcel #MS74000198A007).

Councilman Riggs made a motion, seconded by Mayor Pro Tem Will Britt to approve Application V 14-06-01: Polestar Development, LLC requests a variance from Article X, Section 1003 (D) side building setback line and (E) regarding the required 20' separation between commercial buildings for the property located at 349 Brampton Avenue (Tax Parcel #MS74000198A007) with conditions as stated by Director of Planning and Development Mandi

Cody. 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 the purchase of one New Way front load refuse body with compressed natural gas (CNG) system in the amount of \$130,253.55 via price extension from the previous award approved by city council on April 16, 2013.

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Lewis to approve the purchase of one New Way front load refuse body with compressed natural gas (CNG) system in the amount of \$130,253.55 via price extension from the previous award approved by city council on April 16, 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 for the purchase of one compressed natural gas (CNG) powered refuse cab and chassis to Peach State Trucks in the amount of \$143,180.00 via price extension from the previous award approved by city council on April 16, 2013.

Councilman Boyum made a motion, seconded by Mayor Pro Tem Will Britt to approve the purchase of one compressed natural gas (CNG) powered refuse cab and chassis to Peach State Trucks in the amount of \$143,180.00 via price extension from the previous award approved by city council on April 16, 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 Approve a Professional Engineering Services Contract to Hussey, Gay, Bell & DeYoung, Inc. in the amount not to exceed \$63,562.00 for the design, survey and permitting services for the water main replacement on Savannah Avenue between East Main Street and Gentilly Road. Funding will be from 2013 SPLOST proceeds.

Councilman Lewis made a motion, seconded by Councilman Riggs to approve a Professional Engineering Services Contract to Hussey, Gay, Bell & DeYoung, Inc. in the amount not to exceed \$63,562.00 for the design, survey and permitting services for the water main replacement on Savannah Avenue between East Main Street and Gentilly Road. Funding will be from 2013 SPLOST proceeds. 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 a Microsoft License Agreement on state contract with Dell Computer Corporation

Councilman Boyum made a motion, seconded by Councilman Riggs to approve a Microsoft License Agreement on state contract with Dell Computer Corporation not to exceed \$87,000.00. 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 Mayor to sign a Memorandum of Understanding and Resolution 2014-25 in support of an application for a Georgia Department of Economic Development Tourism Agreement Grant to benefit the Statesboro Convention and Visitors Bureau in the promotion of Statesboro area history and culture at the new SCVB facility.

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Boyum to authorize the Mayor to sign a Memorandum of Understanding and Resolution 2014-25 in support of an application for a Georgia Department of Economic Development Tourism Agreement Grant to benefit the Statesboro Convention and Visitors Bureau in the promotion of Statesboro area history and culture at the new SCVB facility. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Council Notification regarding letter of support given by the City of Statesboro in regards to the One Georgia Authority grant application being submitted by the Development Authority of Bulloch County, Ogeechee Technical College, and Georgia Southern University for the City of Statesboro/ Georgia Southern University Fab Lab and Innovation Center.

Councilman Boyum made a motion, seconded by Councilman Lewis to authorize the Mayor to sign a letter of support in regards to the One Georgia Authority grant application. 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 authorize the Mayor and City Manager to execute an engineering services contract with Hussey, Gay, Bell and DeYoung to complete the design of and bidding of sewer line segments 4 and 5 as shown in the Cawana, Railroad Bed and Burkhalter Road Area Water and Sewer Extension Master Plan with a budget of \$450,000.00 which includes Engineering, Construction and Contingencies Water and Sewer has \$1,400,000.00 in CIP for water and sewer extensions in this area.

Director of Water Wastewater Wayne Johnson asked for corrections to be made to the motion. Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to approve the motion to include changes to authorize the Mayor and City Manager to negotiate an engineering service contract with Hussey, Gay, Bell and DeYoung to complete the design of and bidding of sewer line segments 4 and 5 as shown in the Cawana, Railroad Bed and Burkhalter Road Area Water and Sewer Extension Master Plan. Establish a budget of \$450,000.00 which includes Engineering, Construction and Contingencies. Water and Sewer has \$1,400,000.00 in CIP for water and sewer extensions in this area. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Mayor Moore asked that Council look into this area as a whole in the near future.

Update to Mayor and Council regarding L&D Produce

David Gerrald asked Council for another extension so he could complete the requirements for an occupational tax certificate. Mr. Gerald had already been granted several extensions in the past and with Council's approval has been operating his business for approximately 17 months without an occupational tax certificate. After much discussion, the deadline of July 17, 2014 was not extended.

Other Business from City Council

A) A Work Session scheduled for August 5, 2014 regarding the proposed changes to Chapter 6 (Alcohol Ordinance) for the Code of Ordinances of the City of Statesboro

City Attorney Alvin Leaphart stated he was in the process of revising the alcohol ordinance.

B) Update on the internal investigation directed by Judge Keith Barber

Mayor Moore stated the investigation was ongoing as employees were being interviewed. Mayor Moore also announced the McDougald Parkway dedication is set for Saturday at 11:00 am at the Second Saint John's Church.

Interim City Manager Robert Cheshire stated that Senior City Engineer Jason Boyles would be the Interim City Engineer thru December.

Councilman Boyum asked Wayne Johnson where we were on the sewer proposal for Foxlake Subdivision. Mr. Johnson stated he would get the plans put together.

Councilman Chance stated that Merrywood Subdivision and Grove Lakes would like for the City to consider putting in sewer lines in their neighborhood.

Mayor Pro Tem Will Britt stated the Averitt Center for the Arts is asking for support and participation from everyone. A pamphlet was shared with Council.

Public Comments (General)

A) Bill Thomas to speak with Council regarding water bills, billing practices, collection practices and cut off policy.

Bill Thomas revisited the complaint he made last year regarding a water bill for 235 Vista Circle.

Consideration of a Motion to enter into Executive Session to discuss "Real Estate" and "Potential Litigation" in accordance with O.C.G.A.§50-14-3 (2012)

At 7:45 pm, Councilman Boyum made a motion, seconded by Councilman Chance to enter into Executive Session to discuss "Real Estate" and "Potential Litigation" in accordance with O.C.G.A.§50-14-3 (2012). Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

At 8:22 pm, Mayor Pro Tem Will Britt made a motion, seconded by Councilman Boyum to come out of Executive Session. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Mayor Moore called the regular meeting back to order with no action taken.

Consideration of a Motion to approve a real estate contract

There was no action taken on this item for lack of a contract.

Consideration of a motion to authorize the Mayor to sign a Service Delivery Strategy Amendment

There was no action taken on this item for lack of an amendment.

Consideration of a Motion to Adjourn

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

The meeting was adjourned at 8:23 pm.