



**CITY OF STATESBORO
Council Minutes
September 20, 2016**

A regular meeting of the Statesboro City Council was held on September 20, 2016 at 5:30 pm. in the Council Chambers at City Hall. Present were Mayor Jan J. Moore, Council Members: Phil Boyum, Sam Lee Jones, Jeff Yawn and Travis Chance. Also present was City Manager Randy Wetmore, Deputy City Manager Robert Cheshire, City Attorney Alvin Leaphart and City Clerk Sue Starling. Absent was Councilman John Riggs.

The meeting was called to Order by Mayor Jan Moore.

The Invocation and Pledge was given by Mayor Jan Moore.

Recognitions/Public Presentations

- A) Alex Smith, County Coordinator for Concerted Services, Inc. will present an update on the utility discount program.**

Alex Smith was unable to make it to the Council Meeting.

Public Comments (Agenda Item): None

Consideration of a Motion to approve the Consent Agenda

- A) Approval of Minutes**
- a) 09-06-2016 Council Minutes**
 - b) 09-06-2016 Executive Session Minutes**
- B) Consideration of a Motion to approve the surplus and disposal of a 1998 Volvo/Wayne garbage truck in the Sanitation Division of the Public Works & Engineering Department**
- C) Consideration of a Motion to approve the surplus and disposal of a 2003 Ford F150 truck in the Street Division of Public Works & Engineering.**
- D) Consideration of a Motion for the surplus and disposal of a 2004 Ford F150 Extended Cab truck in the Water/Sewer Department**
- E) Consideration of a Motion for the surplus and disposal of approximately 32,000 pounds of scrap brass water meters from the completed Flex Net conversion and Meter Change out.**

Councilman Chance made a motion, seconded by Councilman Boyum to approve the consent agenda in its entirety. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Overview of the Hearing Procedures regarding the granting or denial of an Alcohol License

City Attorney Alvin Leaphart gave an overview of the factors used in the granting or denial of an Alcohol License. Mr. Leaphart stated there are ten different factors for Council to consider before granting and/or denying a new alcohol license. These factors include investigation into the person and/or persons applying for the license, and anyone else who may be involved with the business. It also takes into consideration of the location of the business as zoning needs to be correct for the business and all taxes paid up to date. The idea is to apply the evidence to the ten factors for determining the approval or denial of the alcohol license.

Public Hearing and Consideration of a Motion to approve an Alcohol License Application:

**A) The Library Statesboro LLC
Justin Clements
125 Gata Drive
Statesboro, Ga**

Councilman Yawn made a motion seconded by Councilman Chance to open the Public Hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Mayor Moore read the procedures of how the meeting would be conducted. Mayor Moore then called the applicant, Justin Clements, to the podium. Mr. Clements was sworn in by Mayor Moore. Attorney Jay Dell, representing Mr. Clements, stated they were unaware of the nature of this hearing and would like to have the hearing postponed until the next meeting. After some discussion and a suggestion from Council Mr. Dell stated he would like to be moved down on the agenda to allow him the opportunity to confer with his client.

Councilman Boyum made a motion seconded by Councilman Yawn to table the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Mayor Moore stated this item would be brought back after agenda item #10.

Report from Chairperson, Patrice Jackson representing the Alcohol Advisory Board.

On behalf of the Alcohol advisory board Chairperson, Patrice Jackson addressed Council in regards to two recommendations from the Advisory Board. The first recommendation is to amend the Alcohol Ordinance to include drive-thru alcohol sales, subject to existing rules and regulations. The second recommendation is for "TIPS" to be the only accepted training curriculum as required by the City of Statesboro Alcohol Ordinance. Ms. Jackson gave an overview of the items to be discussed at the next Alcohol Advisory Board Meeting on October 10, 2016. The items included a proposal to amend the definition of catered events, a proposal to require TIPS training for convenience store employees and a proposal to require "in person" TIPS training only and a discussion of the pricing section of the City of Statesboro Alcohol Ordinance.

Consideration of a Motion to approve/deny the “Training Institute for Responsible Vendors, Inc.” also known as “RAS: for the Alcohol Server Training Program.

Councilman Yawn made a motion seconded by Councilman Jones to approve the “Training Institute for Responsible Vendors, Inc.” also known as “RAS” for the Alcohol Server Training Program as per Section 6-10(a) of the City of Statesboro Alcohol Ordinance. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to approve/deny “ServSafe” for the Alcohol Training Program

Councilman Yawn made a motion seconded by Councilman Chance to approve “ServSafe for the Alcohol Training Program as per Section 6-10(a) of the City of Statesboro Alcohol Ordinance. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Public Hearing and Consideration of a Motion to approve an Alcohol License Application:

**B) The Library Statesboro LLC
Justin Clements
125 Gata Drive
Statesboro, Ga**

Councilman Yawn made a motion seconded by Councilman Jones to take the item off the table and resume the public hearing. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Attorney Jay Dell representing Justin Clements, owner of The Library, stated they were ready to proceed with the hearing. Mayor Moore called Justin Clements to the podium to confirm that he was sworn in before this item was tabled. Mayor Moore also swore in Statesboro Police Captain James Winskey, who was designated by the City Clerk to conduct an investigation into the Alcohol License Application. Captain Winskey presented the findings as he went thru the ten factors listed in Section 6-13 of the City of Statesboro Alcohol Ordinance. Attorney Jay Dell and Captain Winskey asked questions of Justin Clements and Donny Walloch of the Walix Corp. Mr. Walloch is the financial lender for “The Library”. Some of the questions being asked were in reference to whether or not Mr. Walloch was a partner in the business or just the financial lender. Mr. Clements’ original application indicated some discrepancies regarding the promissory note that was submitted with the original application. Mr. Clements stated he was the sole owner of the business and Mr. Walloch, owner of the Walix Corp. was the lending institution.

Mayor Moore asked if City Staff had any additional facts or evidence to present. Captain Winskey stated he was just a “finder of facts” and offered no opinion for approval or denial of the applicant’s request. Interim Chief Rob Bryan also spoke as he reference that Police resources were strapped with many calls that were coming from establishments that serve alcohol. There were no other comments.

Mayor Moore then asked if any member of the public had any comments for this alcohol license hearing. Christian Bennett came forward to speak in favor of the applicant’s request. No one spoke against the applicant’s request.

After some deliberation and discussion from Council, a motion was made by Councilman Chance seconded by Councilman Yawn, based on the evidence presented, to approve the alcohol beverage license with the designation of it being a 21 and over establishment. Councilman Boyum, Jones, Yawn and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Other business from City Council:

Councilman Boyum asked what was going on with the water billing as he has been getting some calls about billing being late. City Clerk Sue Starling stated we are still having issues with our new software conversion. She stated, for the past couple of months, customers have not been charged penalties and have not been cut off due to the delay in billing. This issue should be resolved within the next month. The word to the public, please bear with us as we continue to work through this conversion. Mayor Moore stated, regardless of being unloaded on by customers, we need to give the best customer service and thank our customers for being patient. We need to have a strategic plan for the City, so the infrastructure and those kinds of things can be addressed in a timely manner.

Mayor Moore also stated she would like for each Councilman, to have a meeting in their district before the first of the year, to find out what is important to the citizens.

City Managers Comments

A) Review of the new City of Statesboro Organizational chart.

City Manager Randy Wetmore went through the organizational chart with the Mayor and Council. Frank Neal stated there will be a special called meeting on Wednesday September 28, 2016 at 5:30pm, for the presentation of the retail strategies study.

Deputy City Manager Robert Cheshire stated we were awarded a \$500,000.00 Community Block Grant for utility and drainage. Hussey Gay Bell is doing the water and sewer design for the extensions of the industry in the Gateway Phase II site design.

Public Comments (General): None

Consideration of a Motion to Adjourn

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

The meeting was adjourned at 7:46 pm.