



**CITY OF STATESBORO
Council Minutes
October 18, 2016**

A regular meeting of the Statesboro City Council was held on October 18th, 2016 at 5:30p.m. in the Council Chambers at City Hall. Present were Mayor Jan J. Moore, Council Members: Phil Boyum, Sam Lee Jones, Jeff Yawn and John Riggs. Also present were City Manager Randy Wetmore, Deputy City Manager Robert Cheshire, City Clerk Sue Starling and City Attorney Alvin Leaphart. Councilman Travis Chance was absent.

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

The Invocation and Pledge of Allegiance was given by Councilman Phil Boyum

Public Comments (Agenda Item): None

Consideration of a Motion to Approve the Consent Agenda

- A) Approval of Minutes**
 - a) 09-28-2016 Called Council Minutes**
 - b) 10-04-2016 Council Minutes**

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

Mayor Moore asked Deputy City Manager Robert Cheshire to give an update on how the cleanup was going after Hurricane Matthew. She also wanted to thank all those who were there to assist during the storm. Mr. Cheshire stated it would take several months to completely get everything cleaned up and Bulloch County was awarded full FEMA Disaster Assistance. Interim Police Chief Rob Bryan complimented the Storm water department as there was no flooding visible in the areas that would usually flood.

Public Hearing and Consideration of a Motion to Approve Alcohol License Applications:

- A) Eagle Creek Brewing Company LLC**
 - John Franklin Dismuke**
 - 106 Savannah Avenue**
 - Statesboro, Ga.**

Councilman Riggs made a motion, seconded by Councilman Yawn to open the public hearing. Franklin Dismuke spoke in favor of the request. Police Captain James Winskey stated there were no objections to the request. No one spoke against the request.

Councilman Riggs made a motion, seconded by Councilman Yawn to open the public hearing. Councilman Riggs made a motion, seconded by Councilman Boyum to approve the application for Eagle Creek Brewing Company, LLC. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

B) Shenanigans
James Peery (New Owner)
1 University Plaza
Statesboro, Ga.

Councilman Yawn made a motion, seconded by Councilman Riggs to open the public hearing. James Peery and Attorney Wes Taulbee, representing Mr. Peery was present. Mr. Taulbee spoke in favor of the request. Fire Chief Time Grams and Director of Planning and Zoning Frank Neal had no objections to the request. Detective Winskey stated his concerns as Mr. Peery answered the questions regarding these concerns. Mr. Peery also stated the establishment has become a 21 years of age and up. No one spoke against the request.

Councilman Yawn made a motion, seconded by Councilman Boyum to close the public hearing. Councilman Riggs made a motion, seconded by Councilman Jones to approve the application for Shenanigans with the condition that the establishment is for age 21 and up. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

Public Hearing and Consideration of a Motion to Approve: APPLICATION # DSDA 16-09-001: First Baptist Church of Statesboro requests the demolition of a structure located at 24 East Olliff Street, a property located within the boundaries of the Downtown District. Article XXX Section 3003 of the Statesboro Zoning Ordinance requires a finding of necessity for the demolition of structures deemed worthy of preservation by City Council (Tax Parcel # S27 000045 000).

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

A representative from First Baptist Church spoke in favor of the request. No one spoke against the request.

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

Councilman Boyum made a motion, seconded by Councilman Riggs to approve APPLICATION # DSDA 16-09-001: First Baptist Church of Statesboro requests the demolition of a structure located at 24 East Olliff Street, a property located within the boundaries of the Downtown District. Article XXX Section 3003 of the Statesboro Zoning Ordinance requires a finding of necessity for the demolition of structures deemed worthy of preservation by City Council (Tax Parcel # S27 000045 000). Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

Public Hearing and Consideration of a Motion to Approve: APPLICATION # DSDA 16-09-002: First Baptist Church of Statesboro requests the demolition of a structure located at 206 Oak Street, a property located within the boundaries of the Downtown District. Article XXX Section 3003 of the Statesboro Zoning Ordinance requires a finding of necessity for the demolition of structures deemed worthy of preservation by City Council (Tax Parcel # S28 000001 000).

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

No one spoke for or against the request.

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

Councilman Boyum made a motion, seconded by Councilman Riggs to approve APPLICATION # DSDA 16-09-002: First Baptist Church of Statesboro requests the demolition of a structure located at 206 Oak Street, a property located within the boundaries of the Downtown District. Article XXX Section 3003 of the Statesboro Zoning Ordinance requires a finding of necessity for the demolition of structures deemed worthy of preservation by City Council (Tax Parcel # S28 000001 000). Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

Public Hearing and Consideration of a Motion to Approve: APPLICATION # DSDA 16-09-003: The Downtown Statesboro Development Authority requests the demolition of a structure located at 9 West Inman Street (listed as 11 West Inman Street), a property located within the boundaries of the Downtown District. Article XXX Section 3003 of the Statesboro Zoning Ordinance requires a finding of necessity for the demolition of structures deemed worthy of preservation by City Council (Tax Parcel # S19 000040 000).

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

Director of the DSDA Allen Muldrew spoke in favor of the request. No one spoke against the request.

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

Councilman Riggs made a motion, seconded by Councilman Yawn to approve APPLICATION # DSDA 16-09-003: The Downtown Statesboro Development Authority requests the demolition of a structure located at 9 West Inman Street (listed as 11 West Inman Street), a property located within the boundaries of the Downtown District. Article XXX Section 3003 of the Statesboro Zoning Ordinance requires a finding of necessity for the demolition of structures deemed worthy of preservation by City Council (Tax Parcel # S19 000040 000). Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

Public Hearing and Consideration of a Motion to Approve: APPLICATION # CUV 16-08-01: Justine Taylor requests a conditional use variance from Article V of the Statesboro Zoning Ordinance for .34 acres of property located at 18 Carmel Drive to utilize the property as a community living arrangement facility (Tax Parcel # S51 000064A 000).

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

Frances Johnson, on behalf of Justin Taylor, spoke in favor of the request.

No one spoke against the request.

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

Councilman Yawn made a motion, seconded by Councilman Riggs to approve APPLICATION # CUV 16-08-01: Justine Taylor requests a conditional use variance from Article V of the Statesboro Zoning Ordinance for .34 acres of property located at 18 Carmel Drive to utilize the property as a community living arrangement facility (Tax Parcel # S51 000064A 000) with the conditions as recommended by the Planning Commission staff.

Public Hearing and Consideration of a Motion to Approve: APPLICATION # V 16-08-02: John Ray Hendley requests a variance from Article XV (Signs) Section 1509(C) Table 3 of the Statesboro Zoning Ordinance regarding the minimum 5' setback requirement for a sign located at 30 West Inman Street (Tax Parcel # S19 000050 000).

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

Brian Davis, representing Hendley Properties, spoke in favor of the request. No one spoke against the request.

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

Councilman Boyum made a motion, seconded by Councilman Riggs to approve APPLICATION # V 16-08-02: John Ray Hendley requests a variance from Article XV (Signs) Section 1509(C) Table 3 of the Statesboro Zoning Ordinance regarding the minimum 5' setback requirement for a sign located at 30 West Inman Street (Tax Parcel # S19 000050 000). Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

Public Hearing and Consideration of a Motion to Approve: APPLICATION # SUB 16-09-01: RDJ, LLC requests preliminary plat approval for an 83-lot subdivision for phases II and III of the Whispering Pines subdivision (Tax Parcel # MS42 000008 000).

Councilman Riggs made a motion, seconded by Councilman Yawn to open the public hearing. Fire Chief Tim Grams stated his concern was having only one road to be used for entering and exiting the property. He stated if the road became blocked, there would be no other way to enter the property in case of an emergency. Ronnie Pope and Don Lanier, owners of the property, were present. Mr. Pope spoke in favor of the request. David Hendrix of Maxwell Reddick also spoke in favor of the request. Ronnie Shaw of the Statesboro Fire Department stated the entrance needed to be wider. He also stated the extension of the entrance doesn't necessarily have to be paved but does need to be wider to accommodate another vehicle such as the fire truck. Darla Elliott, a resident of the neighborhood, spoke in favor of the request. Fire Chief Time Grams stated he was not in favor of the request but would support a request to widen the existing entrance.

Councilman Boyum made a motion, seconded by Councilman Boyum to close the public hearing.

Councilman Yawn made a motion, seconded by Councilman Jones to approve APPLICATION # SUB 16-09-01: RDJ, LLC requests preliminary plat approval for an 83-lot subdivision for phases II and III of the Whispering Pines subdivision (Tax Parcel # MS42 000008 000) with the recommendations from the Planning Commission staff. Councilman Jones, Yawn and Riggs voted in favor of the motion. Councilman Boyum stated he was not against development but smart decisions have to be made for later down the road. The motion carried by a 4-1 vote. Councilman Boyum voted against the request.

Consideration of a Motion to Approve ORDINANCE 2016-09; An Ordinance regarding the water and sewer billing, termination of service for nonpayment, and billing adjustments. (Fee Credit for elderly/low income)

Councilman Jones made a motion, seconded by Councilman Boyum to approve ORDINANCE 2016-09; An Ordinance regarding water and sewer billing, termination of service for nonpayment, and billing adjustments. (Fee Credit for elderly/low income) Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to Approve ORDINANCE 2016-10: An Ordinance Amending Chapter 66 of the Statesboro Code of Ordinances (Solid Waste) (Fee Credit for elderly/low income)

Councilman Yawn made a motion, seconded by Councilman Jones to approve ORDINANCE 2016-10: An Ordinance Amending Chapter 66 of the Statesboro Code of Ordinances (Solid Waste) (Fee Credit for elderly/low income). Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to Approve Ordinance 2016-11: An Ordinance Amending Article 2 (Authorities, Boards and Commissions) of Chapter 2 (Administration) of the Statesboro Code of Ordinances. (Keep Statesboro-Bulloch Beautiful Advisory Board)

Georgia House of Representative Jan Tankersley and Executive Director of the Keep Statesboro-Bulloch Beautiful Advisory Board presented a \$10,000.00 to the City for the “Keep Statesboro-Bulloch Beautiful” Committee.

Councilman Boyum made a motion, seconded by Councilman Riggs to approve Ordinance 2016-11: An Ordinance Amending Article 2 (Authorities, Boards and Commissions) of Chapter 2 (Administration) of the Statesboro Code of Ordinances (Keep Statesboro-Bulloch Beautiful Advisory Board). Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to Approve an Intergovernmental Agreement between the City and the DSDA for the use of a city vehicle

Councilman Riggs made a motion, seconded by Councilman Yawn to approve an Intergovernmental Agreement between the City and the DSDA for the use of a city vehicle. Councilman Boyum, Jones, Yawn and Riggs voted in favor of the motion. The motion carried by a 4-0 vote.

Other Business from City Council

Councilman Riggs restated his appreciation for all the efforts by everyone during the storm.

City Managers Comments

Interim Police Chief Rob Bryan updated Council regarding the body cameras for the Police Officers. The program should be in operation by mid-December.

Director of Human Resource Jeff Grant updated Council on the Police Chief position. He stated that 2 search firms have been chosen as finalists. A Called Council Meeting will be held on October 25, 2016 at 4:00 pm for Mayor and Council Members to hear their proposals.

Public Comments (General): None

Consideration of a Motion to Adjourn

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

The meeting was adjourned at 7:40 pm.