



**CITY OF STATESBORO
Council Minutes
October 21, 2014**

A regular meeting of the Statesboro City Council was held on October 21, 2014 at 5:15 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 Community Development Mandi Cody.

The meeting was called to order by Mayor Jan Moore

The Invocation was given by Director of the DSDA Allen Muldrew and Pledge of Allegiance was led by Mayor Pro Tem Will Britt

Recognitions/Public Presentations: None

Public Comments (Agenda Item): None

Consideration of a Motion to approve the Consent Agenda

A) Approval of Minutes

a) 10-07-2014 Council Minutes

Councilman Riggs made a motion, seconded by Mayor Pro Tem Will Britt to approve the consent agenda in its entirety. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Public Hearing and Motion to approve APPLICATION # AN 12-05-01 to approve annexation and zoning:

A) W & L Developers, LLC requests annexation by the 100% method and zoning of 13.05 acres of property located at 665 S&S Railroad Bed Road from R25 (Single Family Residential – Bulloch County) to R10 (Single Family Residential) (Tax Parcel Number 107 000007 000).

a) Consideration of a motion to approve second reading of Annexation Ordinance 2014-03 for annexation by the 100% method filed by W&L Developers, LLC to annex 13.05 acres of property located on S&S Railroad Bed Road into the City of Statesboro. (Tax Map 107 00000 7000)

B) W & L Developers, LLC requests annexation by the 100% method and zoning of 1 acre of property located at 665 S&S Railroad Bed Road from R25 (Single Family Residential – Bulloch County) to R10 (Single Family Residential) (Tax Parcel Number 107 00006A 000).

- a) **Consideration of a motion to approve second reading of Annexation Ordinance 2014-04 for annexation by the 100% method filed by W&L Developers, LLC to annex 1 acre of property located on S&S Railroad Bed Road into the City of Statesboro. (Tax Map 107 00006A 000)**

After much discussion on the wetlands in this area, drainage issues, greenways, and buffers, Mayor Pro Tem Will Britt made a motion, seconded by Councilman Lewis to table **APPLICATION # AN 12-05-01** and the attached Ordinances until the next regular scheduled Council meeting. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Councilman Travis Chance left the meeting at 5:45 pm and did not return.

Public Hearing and Consideration of a Motion to Approve APPLICATION # RZ 14-08-03: Hendley Properties requests a zoning map amendment to rezone .916 acre of property for Lots 4, 5, 6 & B located on Walnut Street from O (Office) district to R4 (High Density Residential) district to allow for the development of the proposed duplex concept plan (Tax Parcel Number S19 000035 002).

Councilman Lewis made a motion seconded by Mayor Pro Tem Will Britt to approve, with conditions from staff, **APPLICATION # RZ 14-08-03**: Hendley Properties requests a zoning map amendment to rezone .916 acre of property for Lots 4, 5, 6 & B located on Walnut Street from O (Office) district to R4 (High Density Residential) district to allow for the development of the proposed duplex concept plan (Tax Parcel Number S19 000035 002). Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to approve architectural design concept by Studio 3 Design Group to allow for the development and bid of construction documents for the City owned buildings at 56 and 58 East Main Street and the adjoining alley to be utilized as the Georgia Southern University / City of Statesboro Fabrication Laboratory and Business Innovation Center.

A power point was presented by the Studio 3 Design Group to show the new architectural design for the Fab Lab. Councilman Boyum made a motion, seconded by Mayor Pro Tem Will Britt to approve the architectural design as presented for the Fab Lab. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to approve/deny a 90 day temporary alcohol license to Vincent Kochetta, CFO of A.M. Braswell, Jr. Food Company in accordance with Chapter 6 (Alcohol) Sec.6-34 (a) of the City of Statesboro Code of Ordinance

Councilman Lewis made a motion, seconded by Mayor Pro Tem Will Britt to approve a 90 day temporary alcohol license to Vincent Kochetta, CFO of A.M. Braswell, Jr. Food Company in accordance with Chapter 6 (Alcohol) Sec.6-34 (a) of the City of Statesboro Code of Ordinance.

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

Consideration of a Motion to approve/deny a 90 day temporary alcohol license to Christian Bennett for SLRG Holdings Inc. doing business as Club 125 in accordance with Chapter 6 (Alcohol) Sec.6-34 (a) of the City of Statesboro Code of Ordinance

Councilman Riggs made a motion, seconded by Councilman Lewis to approve a 90 day temporary alcohol license to Christian Bennett for SLRG Holdings Inc. doing business as Club 125 in accordance with Chapter 6 (Alcohol) Sec.6-34 (a) of the City of Statesboro Code of Ordinance. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to adopt Resolution 2014-32: A Resolution accepting the right of way of Arch Way as a public street to be owned and maintained by the City of Statesboro.

Councilman Lewis made a motion, seconded by Councilman Riggs to approve Resolution 2014-32: A Resolution accepting the right of way of Arch Way as a public street to be owned and maintained by the City of Statesboro. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to award bid for 2013 CDBG construction contract to Southeastern Civil, Inc. in the amount of \$484,835.50 to be paid from the \$500,000.00 2013 Community Development Block Grant award to the City of Statesboro from the Georgia Department of Community Affairs.

Councilman Boyum made a motion, seconded by Councilman Riggs to award bid for 2013 CDBG construction contract to Southeastern Civil, Inc. in the amount of \$484,835.50 to be paid from the \$500,000.00 2013 Community Development Block Grant award to the City of Statesboro from the Georgia Department of Community Affairs. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Other Business from City Council

- A) Update on the internal investigation regarding the Open Meetings Act.
- B) Discussion of the employment terms for the Interim City Manager

Councilman Riggs congratulated Director of Human Resource Jeff Grant for the Fit by '15 program that aired on the NBC news.

Councilman Boyum announced the Bulloch County Alcohol and Drug Council would be holding a town hall meeting at the Conservatory.

Councilman Lewis announced this would be his last term in office.

Mayor Moore stated that all the transcripts have come in regarding the proposed violations for Open Meetings. She also stated Mr. Peterson should have the report ready no later than December 1st, 2014.

Mayor Moore also asked Council to consider extending the Interim City Manager Robert Cheshire's contract until January. Mayor Moore asked that the contract be voted on at the next Council meeting.

City Managers Comments

City Clerk Sue Starling updated Council on the alcohol application for package sales for the new Wal Mart Store.

Interim City Manager Robert Cheshire stated he was finished with his report on the alcohol citation questions and will be ready to bring it to Council.

Public Comments (General)

Bill Thomas addressed Council with his concerns on alcohol citations and audits for the 50/50 reports associated with the ratio of food sales and alcohol sales.

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

At 6:45 pm, Councilman Boyum made a motion, seconded by Councilman Riggs to enter into Executive Session. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

At 6:49 pm, Councilman Riggs made a motion, seconded by Mayor Pro Tem Will Britt to come out of Executive Session. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

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

Consideration of a Motion to Adjourn

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

The meeting was adjourned at 6:50 pm