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**CITY OF STATESBORO  
Council Minutes  
December 06, 2016**

A regular meeting of the Statesboro City Council was held on December 6<sup>th</sup>, 2016 at 9:00a.m. in the Council Chambers at City Hall. Present were Mayor Jan J. Moore, Council Members: Phil Boyum, Sam Lee Jones, Jeff Yawn, John Riggs and Travis Chance. Also present were City Manager Randy Wetmore, Deputy City Manager Robert Cheshire, City Clerk Sue Starling, City Attorney Alvin Leaphart and City Attorney Cain Smith.

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

The Invocation and Pledge of Allegiance was given by Mayor Jan Moore

**Recognitions/Public Presentations**

**A) Presentation from Marlethia Lawrence, FEMA Crisis Counselor at Pineland BHDD**

Ms. Lawrence stated the program is to help people in the community that were affected by Hurricane Matthew.

**Public Comments (Agenda Item):** None

**Consideration of a Motion to approve the Consent Agenda**

**A) Approval of Minutes**

Councilman Yawn made a motion, seconded by Councilman Riggs to approve the consent agenda for the Council minutes of November 15, 2016. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to Approve a Resolution to Change the name of the Veterans Administration Clinic in Statesboro to the Ray Hendrix Clinic**

Bob Marsh representing the local Veterans spoke regarding how Mr. Hendrix diligently pursued the quest to get a Veterans Clinic in Statesboro. Several members of the family as well as other Veterans were present.

Councilman Boyum made a motion, seconded by Councilman Riggs to approve a Resolution to Change the name of the Veterans Administration Clinic in Statesboro to the Ray Hendrix Clinic. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Administrative Hearing for alleged alcohol violation as pursuant to Chapter 6 of the City of Statesboro Alcohol Ordinance:**

**Enforcement from the Statesboro Police Department:**

	<b>Current Offense</b>	<b>Violations last 5 Years</b>
a) <b>Kunal Patel Reema Inc DBA Dixie Food Store 1495 Northside Drive East</b>	<b>November 2, 2016 Sale to Underage</b>	<b>September 12, 2014 Dept. of Revenue, Sale to Underage</b>
b) <b>Clint Crews Walgreen Co DBA Walgreens #09257 613 Northside Drive East</b>	<b>November 2, 2016 Sale to Underage</b>	<b>March 28, 2013 SPD, Sale to Underage January 22, 2015 SPD, Sale to Underage</b>
c) <b>Annette Jones Wal Mart Stores East LP DBA Wal Mart #754 147 Northside Drive East</b>	<b>November 2, 2016 Sale to Underage</b>	<b>August 07, 2013 SPD, Sale to Underage</b>
d) <b>Clyde Woolard Coastal Area Stores Inc. DBA Clyde's Market #76 17874 Fair Road</b>	<b>November 2, 2016 Sale to Underage</b>	<b>August 20, 2014 Dept. of Revenue, Sale to Underage March 03, 2016 SPD, Sale to Underage</b>

City Attorney Alvin Leaphart explained how the hearings would be administered. Mr. Leaphart explained if the petitioner and respondent admit and agree to the violation, the respondent would sign a consent order and waive their right for a hearing.

Interim Police Chief Rob Bryan presented the consent order on the Dixie Food Store with a recommendation of 7 days suspension, probation for 6 months and the condition of that probation is that the licensee shall remain in full and strict compliance with Chapter of Code of Ordinances of the City of Statesboro as well as ensuring all employees who may sell alcohol have completed TIPS training, any alcohol server training approved by the City Council before 2/8/17 and new employees hired during the probation within 30 days of hiring.

Councilman Yawn made a motion, seconded by Councilman Riggs to accept the recommendations for the penalty of the violation. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Interim Police Chief Rob Bryan presented the consent order for Walgreens with a recommendation of 15 days suspension, probation for 1 year and the condition of that probation is that the licensee shall remain in full and strict compliance with Chapter of Code of Ordinances of the City of Statesboro as well as ensuring all employees who may sell alcohol have completed TIPS training, any alcohol server training approved by the City Council before 2/8/17 and new employees hired during the probation within 30 days of hiring.

Councilman Riggs made a motion, seconded by Councilman Yawn to accept the recommendations for the penalty of the violation. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Interim Police Chief Rob Bryan presented the consent order for Wal-Mart with a recommendation of 7 days suspension, probation for 6 months and the condition of that probation is that the licensee shall remain in full and strict compliance with Chapter of Code of Ordinances of the City of Statesboro as well as ensuring all employees who may sell alcohol have completed TIPS training, any alcohol server training approved by the City Council before 2/8/17 and new employees hired during the probation within 30 days of hiring.

Councilman Yawn made a motion, seconded by Councilman Riggs to accept the recommendations for the penalty of the violation. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Interim Police Chief Rob Bryan presented the consent order for Clyde's with a recommendation of 15 days suspension, probation for 1 year and the condition of that probation is that the licensee shall remain in full and strict compliance with Chapter of Code of Ordinances of the City of Statesboro as well as ensuring all employees who may sell alcohol have completed TIPS training, any alcohol server training approved by the City Council before 2/8/17 and new employees hired during the probation within 30 days of hiring.

Councilman Riggs made a motion, seconded by Councilman Jones to accept the recommendations for the penalty of the violation. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to Approve an Alcohol Catering License Application:  
They currently have an Alcohol License for Retail Liquor, Beer and Wine by the Drink.**

**A) 40 East Grill  
Woody Pumphrey  
40 East Main Street**

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

No one spoke for or against the request.

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

Councilman Yawn made a motion, seconded by Councilman Riggs to approve an Alcohol Catering License Application for 40 East Grill. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Public Hearing and Second Reading for Consideration of a Motion to Approve Ordinance 2016-12: An Ordinance amending Chapter 42 of the Statesboro Code of Ordinances (Fire Protection and Prevention).**

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

No one spoke for or against the request.

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

Councilman Yawn made a motion, seconded by Councilman Riggs to approve **Ordinance 2016-12**: An Ordinance amending Chapter 42 of the Statesboro Code of Ordinances (Fire Protection and Prevention). Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to award the purchase of 7 Ford Police Interceptor SUVs to Allan Vigil Ford per the Georgia State Contract in the amount of \$199,605.00, the unit price of the vehicle is \$26,680.00 plus an additional \$1,835.00 for an extended warranty (7 Year/ 100,000 miles). The funding from this purchase comes from funds approved in the FY 2013 SPLOST.**

Councilman Riggs made a motion, seconded by Councilman Yawn to award the purchase of 7 Ford Police Interceptor SUVs to Allan Vigil Ford per the Georgia State Contract in the amount of \$199,605.00, the unit price of the vehicle is \$26,680.00 plus an additional \$1,835.00 for an extended warranty (7 Year/ 100,000 miles). The funding from this purchase comes from funds approved in the FY 2013 SPLOST. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to award the purchase of 7 4RE in car video camera systems to Watch Guard in the amount of \$36,970.00, as a sole source purchase. The funding from this purchase comes from funds approved in the FY 2013 SPLOST in the amount of \$32,203.94 and \$4,766.06 coming from the Seized Fund Account.**

Councilman Riggs made a motion, seconded by Councilman Yawn to award the purchase of 7 4RE in car video camera systems to Watch Guard in the amount of \$36,970.00, as a sole source purchase. The funding from this purchase comes from funds approved in the FY 2013 SPLOST in the amount of \$32,203.94 and \$4,766.06 coming from the Seized Fund Account. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to award the up fitting the 7 Ford Police Interceptor SUVs to West Chatham Warning Devices in the amount of \$59,350.06 for \$8,478.58 per unit. The equipment will be installed by the City shop at an estimated cost of \$8,841.00. The funding from this purchase comes from funds approved in the FY 2013 SPLOST.**

Councilman Riggs made a motion, seconded by Councilman Yawn to award the up fitting the 7 Ford Police Interceptor SUVs to West Chatham Warning Devices in the amount of \$59,350.06 for \$8,478.58 per unit. The equipment will be installed by the City shop at an estimated cost of \$8,841.00. The funding from this purchase comes from funds approved in the FY 2013 SPLOST. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a motion to approve the Certified Officer Hiring Bonus (COHB) and Military Service Bonus (MSB) proposals for newly hired officers of the Statesboro Police Department. This proposal will be tested and evaluated in a pilot program that will expire at the end of FY 2018.**

Councilman Riggs made a motion, seconded by Councilman Chance to approve the Certified Officer Hiring Bonus (COHB) and Military Service Bonus (MSB) proposals for newly hired officers of the Statesboro Police Department. This proposal will be tested and evaluated in a pilot program that will expire at the end of FY 2018. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to approve a Memorandum of Understanding (MOU) between the City of Statesboro, DCA and the DSDA for the 2017 Georgia Classic Main Streets Program.**

Councilman Boyum made a motion, seconded by Councilman Riggs to approve a Memorandum of Understanding (MOU) between the City of Statesboro, DCA and the DSDA for the 2017 Georgia Classic Main Streets Program. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to approve the purchase of a Case IH Farmall 75C Tractor from AimTrac in the amount of \$36,500.00. This tractor is budgeted under CIP#ENG-STS-111 in the amount of \$45,000.00 and is funded by the GMA Lease Pool with payments from the general fund.**

Councilman Chance made a motion, seconded by Councilman Yawn to approve the purchase of a Case IH Farmall 75C Tractor from AimTrac in the amount of \$36,500.00. This tractor is budgeted under CIP#ENG-STS-111 in the amount of \$45,000.00 and is funded by the GMA Lease Pool with payments from the general fund. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a motion to approve a Governmental Pole Attachment License Agreement with Georgia Power Company, and a Special Encroachment Permit Application to the Georgia Department of Transportation, so that the City may attach "Blue Mile" banners to Georgia Power poles along South Main Street from East Vine Street to Tillman Street.**

Councilman Yawn made a motion, seconded by Councilman Riggs to approve a Governmental Pole Attachment License Agreement with Georgia Power Company, and a Special Encroachment Permit Application to the Georgia Department of Transportation, so that the City may attach "Blue Mile" banners to Georgia Power poles along South Main Street from East Vine Street to Tillman Street. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to Approve Resolution 2016-42: A Resolution Amending the Rules and Regulations Governing Water and Sewer Utility Procedures.**

Councilman Jones made a motion, seconded by Councilman Yawn to approve Resolution 2016-42: A Resolution Amending the Rules and Regulations Governing Water and Sewer Utility Procedures. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to approve Resolution 2016-43: A Resolution to appoint Carlos C. Brown, Jr. to the Statesboro Planning Commission for a four year term.**

Councilman Jones made a motion, seconded by Councilman Yawn to approve Resolution 2016-43: A Resolution to appoint Carlos C. Brown, Jr. to the Statesboro Planning Commission for a four year term. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to approve Resolution 2016-44: A Resolution to appoint Mary Foreman to the Statesboro Planning Commission for a four year term.**

Councilman Jones made a motion, seconded by Councilman Yawn to approve Resolution 2016-44: A Resolution to appoint Mary Foreman to the Statesboro Planning Commission for a four year term. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to approve the employment contract between the Mayor and City Council and I Cain Smith as the new City Attorney.**

Councilman Jones made a motion, seconded by Councilman Yawn to approve the employment contract between the Mayor and City Council and I Cain Smith as the new City Attorney. Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Other Business from City Council**

Councilman John Riggs shared his experience on his trip to Italy.

**City Managers Comments**

- A) Discussion of proposed changes to Chapter 6 (Alcohol Ordinance
- B) Update on City of Statesboro Personnel Policy

Director of Planning and Zoning Frank Neal discussed changing the zoning requirements for distance regarding the application of an alcohol license.

Director of Human Resource Jeff Grant updated Council on the revised Personnel Policy. The new policy prepares to be implemented sometime in January.

#### Public Comments (General)

- A) John Hunter request to comment on animal control
- B) Yantii Johnson request to comment on transportation in the City

John Hunter, who lives at 103 Green Street, asked Council to help with neighbors cats. He stated he does not want the cats to come on his property.

Yantii Johnson asked Council to look into a transportation system for Statesboro for those people who are legally blind or need assistance to get to their destination.

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

At 10:55 am, Councilman Chance made a motion, seconded by Council Riggs to enter into Executive Session to discuss “Potential Litigation” in accordance with O.C.G.A.§50-14-3 (2012). Councilman Boyum, Jones, Yawn, Riggs and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

At 11:15 am, Councilman Chance made a motion, seconded by Councilman Riggs to exit Executive Session. Councilman Boyum, Jones, Yawn, Riggs 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 being taken in Executive Session.

#### **Consideration of a Motion to Adjourn**

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

The meeting was adjourned at 11:15 am