



**CITY OF STATESBORO
CITY COUNCIL MINUTES
December 6, 2011**

A regular meeting of the Statesboro City Council was held on December 6, 2011 at 9:00 a.m. in the Council Chambers at City Hall. Present were Mayor Joe R. Brannen, Council Members: Will Britt, Tommy Blich, John Riggs, Gary Lewis and Travis Chance. Also present were City Manager Frank Parker, City Clerk Sue Starling, City Engineer Robert Cheshire, and Director of Community Development Mandi Cody.

Public Comments (Agenda Item): None

Consideration of a Motion to approve the Consent Agenda

- A) Approval of Minutes**
 - a) November 15, 2011 Council Minutes
 - b) November 15, 2011 Work Session Minutes
 - c) November 29, 2011 Public Hearing and Work Session Minutes

- B) Second Reading and Consideration of a Motion to approve the application of alcohol license:**
 - a) Steven Jones (Sugar Magnolia Bakery & Cafe)

- C) First Reading and Consideration of a Motion to approve the application of alcohol license:**
 - a) Christian K. Bennett (Chops Statesboro, LLC)

- D) Second Reading and Consideration of a Motion to approve Resolution to amend Ordinance #2011-13. An ordinance amending Chapter 86 of the City of Statesboro's Code of Ordinances titled "Urban Forest Beautification and Conservation Ordinance".**

- E) Second Reading and Consideration of a Motion to approve Ordinance 2011-14: An Ordinance Amending Chapter 6 of the City of Statesboro's Code of Ordinances titled Alcoholic Beverages**

- F) Consideration of a Motion to award the purchase of three (3) new sports utility vehicles for use by the City of Statesboro Police Department to Mall of Georgia Ford for \$22,550.00 per a vehicle and for a total of \$67,650.00. No local dealers came within the 3% local preference range.**

- G) Consideration of a Motion to award a contract to Smith Steel Structures having offered the lowest responsive bid of \$37,996.00 for the relocation **and extension of existing metal building at the Lakeview landfill Facility****

- H) Consideration of a motion to approve the purchase of a water tanker for the Fire Department in the amount of \$193,693 using SLOST 2007 funds.**

I) Consideration of a Motion to award the second lowest bidder, Tucker Utilities, Inc. in the amount of \$350,997.14 for the Gateway II Industrial Park (Cannady Tract) water and sewer extension

Councilman Riggs made a motion, seconded by Councilman Blitch to remove item (I) from the consent agenda for further discussion and approve the remaining items on the consent agenda. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carries by a 5-0 vote.

(I) Consideration of a Motion to award the second lowest bidder, Tucker Utilities, Inc. in the amount of \$350,997.14 for the Gateway II Industrial Park (Cannady Tract) water and sewer extension

Councilman Riggs started the discussion stating that after having talked with Mr. Jeff Wolfe, who was the lowest bidder, was convinced the bid should be awarded to Southeastern Civil Inc. Director of Water Wastewater Wayne Johnson stated in 32 years, this was the first time liquidation damages have been filed against a contractor by the City. His recommendation was to award the bid to the second lowest bidder (Tucker Utilities). If the bid was awarded to Southeastern Civil, the cost to the City would be an added expense of 8 to 12 thousand dollars to hire an additional inspector for that particular project. Jeff Wolfe was present for any questions by Council.

Councilman Riggs made a motion, seconded by Mayor Pro Tem Will Britt to award the bid contract to the lowest bidder, Southeastern Civil Inc. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carries by a 5-0 vote.

Public Hearing and Consideration of a Motion to approve the following request:

- a) **APPLICATION # RZ 11-08-01: Breckenridge Properties requests a zoning map amendment of 10.1 acres of property located on Highway 67 from CR (Commercial Retail) to R4 (High Density Residential).**

Joey Maxwell (Maxwell, Reddick and Assoc.) representing Aspen Heights spoke in favor of the request. Mayor Pro Tem Will Britt stated he had some concerns about putting a street down the middle of the complex. City Engineer Robert Cheshire stated it may not be possible to completely do away with the streets in the middle of the complex. Councilman Chance suggested maybe speed bumps and 4 way stops. Laura Marsh spoke in favor of the request on behalf of the neighboring property owner (Beasley). Councilman Blitch made a motion seconded by Councilman Riggs to approve the following request: **APPLICATION # RZ 11-08-01**: Breckenridge Properties requests a zoning map amendment of 10.1 acres of property located on Highway 67 from CR (Commercial Retail) to R4 (High Density Residential) with the condition to include the recommendations by staff and to add Georgia Power to page 4 section ii. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carries by a 5-0 vote.

Other Business from City Council

Mayor Brannen stated this would be the last meeting for 2011 and thanked Council for its hard work and dedication to make this year a success.

Ms. Carrie Howard addressed Council with questions concerning a picture that was published in the October Statesboro Herald showing a lock that was being taken from the gates at the Whitesville Park. She stated they had no right to take the lock off the gate and wanted Council to tell her if the scene in the picture was a criminal or civil case. Council referred this to City Manager Frank Parker stating he would look into the circumstances surrounding the incident.

Consideration of a Motion to enter into Executive Session to discuss personnel matters in accordance with O.C.G.A. §50-14-3 (2010)

Councilman Chance made a motion, seconded by Councilman Lewis to enter into Executive Session at 10:00 a.m. with a ten(10) minute break before starting the discussion of personnel matters in accordance with O.C.G.A. § 50-14-3 (2010). Councilman Britt, Blich, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote. Present were Mayor Joe R. Brannen, Council Members: Will Britt, John Riggs, Tommy Blich, Gary Lewis and Travis Chance. Also present were City Clerk Sue Starling, Director of Human Resources Jeff Grant.

Councilman Blich left the meeting. Councilman Chance made a motion, seconded by Councilman Lewis to come out of Executive Session at 11:30 am. Councilman Britt, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Regular Session

Mayor Brannen called the regular session back to order at 11:30 am with no action taken.

Consideration of a Motion to Adjourn

Councilman Chance made a motion, seconded by Councilman Riggs to adjourn. Councilman Britt, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote. The meeting was adjourned at 11:35 a.m.