



## CITY OF STATESBORO COUNCIL MINUTES

Regular Meeting    50 E. Main St. City Hall Council Chambers    May 21<sup>st</sup>, 2019    5:30 PM

### 1. Call to Order

Mayor Jonathan McCollar called the meeting to order

### 2. Invocation and Pledge

Councilman John Riggs gave the Invocation and Pledge of Allegiance.

#### ATTENDENCE

| Attendee Name     | Title         | Status  | Arrived |
|-------------------|---------------|---------|---------|
| Jonathan McCollar | Mayor         | Present |         |
| Phil Boyum        | Councilmember | Present |         |
| Sam Jones         | Councilmember | Present |         |
| Jeff Yawn         | Councilmember | Present |         |
| John Riggs        | Councilmember | Present |         |
| Derek Duke        | Councilmember | Present |         |

Other staff present was: City Attorney Cain Smith and City Clerk Sue Starling. Absent was City Manager Randy Wetmore.

### 3. Recognitions/Public Presentations

A) Recognition of the Disabled American Veterans and the placement of Purple Heart City signs in Statesboro.

Commander James Miller made “thank you” remarks to the City as Councilman Duke unveiled the Purple Heart signs that would be placed in various location within the City.

### 4. Public Comments (Agenda Item): None

### 5. Consideration of a Motion to approve the Consent Agenda

#### A) Approval of Minutes

a) 05-07-2019 Council Minutes

b) 05-14-2019 Called Work Session

A motion was made to approve the consent agenda

**RESULT:**

Approved (Unanimous)

**MOVER:**

Councilman Jeff Yawn

**SECONDER:**

Councilman Sam Jones

**AYES:**

Boyum, Jones, Yawn, Riggs, Duke

ABSENT

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6. **Second Reading and Consideration of a Motion to approve Ordinance 2019-02: An Ordinance empowering the Statesboro Works Commission to raise and expend funds in compliance with its mission statement.**
7. **Second Reading and Consideration of a Motion to approve Ordinance 2019-03: An Ordinance Empowering the Statesboro Youth Commission to raise and expend funds in compliance with its mission statement.**
8. **Second Reading and Consideration of a Motion to approve Ordinance 2019-04: An Ordinance empowering Statesboro Commission on Diversity and Inclusion to raise and expend funds in compliance with its mission statement.**

A motion was made to approve Ordinance 2019-02, Ordinance 2019-03, and Ordinance 2019-04

**RESULT:**

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| Approved (Unanimous) |
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**MOVER:**

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| Councilman Jeff Yawn |
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**SECONDER:**

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| Councilman Derek Duke |
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**AYES:**

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| Boyum, Jones, Yawn, Riggs, Duke |
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**ABSENT**

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9. **Second Reading and Consideration of a Motion to approve Ordinance 2019-05: An Ordinance revising body appointments.**

A motion was made to approve Ordinance 2019-05

**RESULT:**

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| Approved (Unanimous) |
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**MOVER:**

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| Councilman Phil Boyum |
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**SECONDER:**

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| Councilman Derek Duke |
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**AYES:**

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| Boyum, Jones, Yawn, Riggs, Duke |
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**ABSENT**

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**10. Public Hearing and First Reading of an Ordinance Amendment 2019-06 and a Motion to Move Forward to a Second Reading: Article XXVI(B): STANDARDS FOR WIRELESS FACILITIES AND ANTENNAS governing the placement of small wireless facilities in the public rights of way of the City of Statesboro.**

A motion was made to open the hearing

|                  |                                 |
|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Phil Boyum           |
| <b>SECONDER:</b> | Councilman John Riggs           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

No one spoke for or against the request.

A motion was made to close the hearing

|                  |                                 |
|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Ywn             |
| <b>SECONDER:</b> | Councilman Phil Bovum           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

A motion was made to Move Forward to a Second Reading of: Ordinance Amendment 2019-06

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Derek Duke           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**11. Public Hearing and Consideration of a Motion to Approve: APPLICATION CBD 19-04- 01: Vinod Jetwani requests approval of the proposed architectural plans submitted for 0.08 acres of property located at 40 East Main Street, which is located in the Central Business District (CBD). Per Article VIII, Section 803, development in the CBD zoning district requires a recommendation from City Council to affirm that the plans will keep in mind the integrity and harmony of the Central Business District (Tax Parcel S28 000051 000).**

A motion was made to open the hearing

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Sam Jones            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

No one spoke for or against the request.

A motion was made to close the hearing

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Derek Duke           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

A motion was made to approve **APPLICATION CBD 19-04- 01 with staff recommendations**

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Phil Boyum           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**12. Public Hearing and Consideration of a Motion to Approve: APPLICATION AN 19-04-02: Continental Road, LLC requests annexation by the 100 percent method of approximately 33.35 +/- acres of property located at 7130 Veterans Memorial Parkway into the City of Statesboro and for said property to be zoned from the HI (Heavy Industrial - Bulloch County) zoning district to the City of Statesboro CR (Commercial Retail) and R-4 (High Density Residential) zoning districts for the redevelopment of the property (Tax Parcel MS42 000007 000).**

A motion was made to open the hearing

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Derek Duke           |
| <b>AYES:</b>     | Bovum. Jones. Yawn. Riggs. Duke |
| <b>ABSENT</b>    |                                 |

Joey Maxwell of Maxwell, Reddick and Associates, spoke in favor of the request.

A motion was made to close the hearing.

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Derek Duke           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

A motion was made to approve APPLICATION AN 19-04-02 with staff recommendations

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Sam Jones            |
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**13. Public Hearing and Consideration of a Motion to Approve: APPLICATION RZ 19-04-03: Continental Road, LLC requests a zoning map amendment of 33.35 +/- acres of property located at 7130 Veterans Memorial Parkway from the HI (Heavy Industrial - Bulloch County) zoning district to the City of Statesboro CR (Commercial Retail) and R-4 (High Density Residential) zoning districts for the redevelopment of the property (Tax Parcel MS42 000007 000).**

A motion was made to open the hearing

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Phil Boyum           |
| <b>SECONDER:</b> | Councilman Derek Duke           |
| <b>AYES:</b>     | Bovum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

No one spoke for or against the request.

A motion was made to close the hearing

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Sam Jones            |
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Bovum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

A motion was made to approve APPLICATION RZ 19-04-03: with staff recommendations

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Phil Boyum           |
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Bovum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**14. Public Hearing and Consideration of a Motion to Approve: APPLICATION RZ 19-04-04: West District Development, LLC requests a zoning map amendment in order to revise a previously approved site plan for a combination of parcels, dated August 11, 2017, and revised dated January 23, 2018, addressed 91 South College Street and South College Street (Tax Parcels S19 000002 000 & S19 000001 000).**

A motion was made to open the hearing.

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Sam Jones            |
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

No one spoke for or against the request.

A motion was made to close the hearing

|                  |                                 |
|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Sam Jones            |
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

A motion was made to approve APPLICATION **RZ 19-04-04: with staff recommendations**

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Phil Bovum           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**15. Public Hearing and Consideration of a Motion to Approve: APPLICATION CBD 19-04-05: West District Development, LLC requests approval of the proposed architectural plans submitted for 0.112 acres of property located 87 South College Street, which is located in the Central Business District (CBD). Per Article VIII, Section 803, development in the CBD zoning district requires a recommendation from City Council to affirm that the plans will keep in mind the integrity and harmony of the Central Business District (Tax Parcel S19 000002 000).**

A motion was made to open the hearing

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Derek Duke           |
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

No one spoke for or against the request.

A motion was made to close the hearing

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Sam Jones            |
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

A motion was made to approve APPLICATION CBD 19-04-05.

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Phil Bovum           |
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |



16. Public Hearing and Consideration of a Motion to Approve: **ANNEXATION ORDINANCE 2019-07** : An Ordinance for annexation by the 100% method filed by Continental Road, LLC to annex 33.35+/- acres of property located at 7130 Veterans Memorial Parkway into the City of Statesboro.

A motion was made to open the hearing

|                  |                                 |
|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Derek Duke           |
| <b>SECONDER:</b> | Councilman Phil Boyum           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

No one spoke for or against the request.

A motion was made to close the hearing

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Derek Duke           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

A motion was made to approve **ANNEXATION ORDINANCE 2019-07.**

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Phil Boyum           |
| <b>SECONDER:</b> | Councilman Derek Duke           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**17. Public Hearing and Consideration of a Motion to Approve Resolution 2019- 17 : A Resolution to Transmit the 2019-2029 City of Statesboro Comprehensive Plan to the Coastal Regional Commission and the Department of Community Affairs.**

A motion was made to open the hearing

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|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Phil Boyum           |
| <b>SECONDER:</b> | Councilman Sam Jones            |
| <b>AYES:</b>     | Boyum. Jones. Yawn. Riggs. Duke |
| <b>ABSENT</b>    |                                 |

No one spoke for or against the request.

A motion was made to close the hearing

|                  |                                 |
|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Phil Boyum           |
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

A motion was made to approve Resolution 2019- 17

|                  |                                 |
|------------------|---------------------------------|
| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Phil Boyum           |
| <b>SECONDER:</b> | Councilman Derek Duke           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**18. Consideration of a Motion to Approve Award of Contract to EMC Engineering Services Inc. for Professional Services for Drainage Improvements for West Main Street from South College Street to Johnson Street. Funding is provided by TSPLOST funds.**

A motion was made to award contract to EMC Engineering Services Inc.

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Sam Jones            |
| <b>SECONDER:</b> | Councilman Phil Boyum           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**19. Consideration of motion to direct City staff to negotiate a memorandum of understanding with the Blue Creek Oversight Committee (“Committee”) clarifying the relationship between the Committee and the City to be presented to Mayor and Council for consideration at a future meeting.**

A motion was made for City staff to negotiate a memorandum of understanding with the Blue Creek Oversight Committee

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| <b>RESULT:</b>   | Approved 4-1             |
| <b>MOVER:</b>    | Councilman Jeff Yawn     |
| <b>SECONDER:</b> | Councilman Derek Duke    |
| <b>AYES:</b>     | Jones, Yawn, Riggs, Duke |
| <b>NAY</b>       | Councilman Phil Boyum    |

**20. Consideration of a Motion to Approve Resolution 2019-14: A Resolution to adopt the fiscal year 2020 budget for each fund of the City of Statesboro, Georgia, appropriating the amounts shown in each budget as expenditures/expenses, adopting several items of revenue anticipations, and prohibiting expenditures or expenses from exceeding the actual funding available for appropriation.**

A motion was made to approve Resolution 2019-14

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| <b>RESULT:</b> | Approved (Unanimous)  |
| <b>MOVER:</b>  | Councilman Phil Boyum |

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| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**21. Consideration of a Motion to Approve Resolution 2019-15: A Resolution adopting financial policies for the city of Statesboro, Georgia.**

A motion was made to approve Resolution 2019-15

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Derek Duke           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**22. Consideration of a Motion to Approve Resolution 2019-16: A Resolution adopting the Statesboro schedule of rates, fees and fines.**

A motion was made to approve Resolution 2019-16

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman John Riggs           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**23. Consideration of a Motion to award a contract to D. Lance Souter Inc. in the amount of \$58,152.00 for the installation of 3100' of four inch gas main with funds approved in the 2019 CIP Budget, item #NGD-80.**

A motion was made to award a contract to D. Lance Souter Inc. in the amount of \$58,152.00

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| <b>RESULT:</b> | Approved (Unanimous)  |
| <b>MOVER:</b>  | Councilman Derek Duke |

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|------------------|---------------------------------|
| <b>SECONDER:</b> | Councilman Jeff Yawn            |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**24. Consideration of a Motion for the Appointment of Interim City Manager to serve from June 1 until June 30, 2019.**

A motion was made to appoint Jason Boyles as Interim City Manager. This motion was made and appointment was voted on after an Executive Session was held.

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | CouncilmanDerek Duke            |
| <b>SECONDER:</b> | Councilman John Riggs           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |
| <b>ABSENT</b>    |                                 |

**25. Other Business from City Council**

Mayor McCollar mentioned the work session regarding Georgia Initiative Community Housing that was held at 3:30 pm before this Council meeting. He also stated there would be a motion on the next agenda to start the application process.

**26. City Managers Comments:** None

**27. Public Comments (General)**

Mr. Leon addresses Mayor and Council regarding a speeding ticket he had received for failure to yield. He also stated the fines and fees were not fair.

**28. Consideration of a Motion to enter into Executive Session to discuss “Personnel Matters” “Real Estate” and/or “Potential Litigation” in accordance with O.C.G.A 50-14-3(b)**

A motion was made to enter into Executive Session at 6:30 pm

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| <b>RESULT:</b>   | Approved (Unanimous)            |
| <b>MOVER:</b>    | Councilman Jeff Yawn            |
| <b>SECONDER:</b> | Councilman Phil Boyum           |
| <b>AYES:</b>     | Boyum, Jones, Yawn, Riggs, Duke |

ABSENT

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A motion was made to exit Executive Session

**RESULT:**

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| Approved (Unanimous) |
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**MOVER:**

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| Councilman Jeff Yawn |
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**SECONDER:**

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| Councilman John Riggs |
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**AYES:**

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| Bovum. Jones. Yawn. Riggs. Duke |
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ABSENT

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### 29. Consideration of a Motion to Adjourn

A motion was made to adjourn the meeting

**RESULT:**

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| Approved (Unanimous) |
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**MOVER:**

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| Councilman Sam Jones |
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**SECONDER:**

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| Councilman John Riggs |
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**AYES:**

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| Boyum, Jones, Yawn, Riggs, Duke |
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ABSENT

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The meeting was adjourned at 6:40 pm

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Jonathan McCollar, Mayor

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Sue Starling, City Clerk