



CITY OF STATESBORO
COUNCIL MINUTES
SEPTEMBER 05, 2023

Regular Meeting

50 E. Main St. City Hall Council Chambers

9:00 AM

1. Call to Order

Mayor Pro Tem Shari Barr called the meeting to order

2. Invocation and Pledge

Councilmember Paulette Chavers gave the Invocation and led the Pledge of Allegiance.

ATTENDANCE

Attendee Name	Title	Status	Arrived
Jonathan McCollar	Mayor	Absent	
Phil Boyum	Councilmember	Present	
Paulette Chavers	Councilmember	Present	
Venus Mack	Councilmember	Present	
John Riggs	Councilmember	Present	
Shari Barr	Mayor Pro Tem	Present	

Other staff present: City Manager Charles Penny, Assistant City Manager Jason Boyles, Public Information Officer Layne Phillips, City Attorney Cain Smith and City Clerk Leah Harden

3. Public Comments (Agenda Item): None

4. Consideration of a Motion to approve the Consent Agenda

A) Approval of Minutes

- a) 08-15-2023 Work Session Minutes
- b) 08-15-2023 Council Minutes
- c) 08-15-2023 Executive Session Minutes

A motion was made to approve the consent agenda.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember John Riggs
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

5. Public Hearing and First Reading of Ordinance 2023-08: An Ordinance amending Chapter 18 Businesses of the Statesboro Code of Ordinances in order to implement Article XI creating licensing and operational requirements for event spaces.

A Motion was made to open the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Paulette Chavers
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

No one spoke for or against the request.

A motion was made to close the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember
SECONDER:	Councilmember
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

Councilmember Phil Boyum raised his concern with special event permits at event spaces and asked how these types of permits are enforced.

City Attorney Cain Smith stated this proposed ordinance for event centers is an amendment to Chapter 18, Businesses and special event permits are regulated by Chapter 6 Alcohol, we will need to report back with the administrative processes of special event permits.

A motion was made to approve the first reading of Ordinance 2023-08: An Ordinance amending Chapter 18 Businesses of the Statesboro Code of Ordinances in order to implement Article XI creating licensing and operational requirements for event spaces.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

6. Second Reading and Consideration of a motion to approve Ordinance 2023-07: An Ordinance amending Appendix A Zoning of the Statesboro Code of Ordinances in order to implement Article XXXII creating security requirements for apartment complexes, namely camera systems and controlled vehicular access.

A motion was made to approve Ordinance 2023-07: An Ordinance amending Appendix A Zoning of the Statesboro Code of Ordinances in order to implement Article XXXII creating security requirements for apartment complexes, namely camera systems and controlled vehicular access.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

7. Public Hearing and First Reading of Ordinance 2023-11: An Ordinance amending Chapter 18 Businesses of the Statesboro Code of Ordinances in order to implement Article XII creating a regulatory structure to allow for mobile public vending on City right of way.

A motion was made to open the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember Paulette Chavers
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

No one spoke for or against the request.

A motion was made to close the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

A motion was made to approve first reading of **Ordinance 2023-11**: An Ordinance amending Chapter 18 Businesses of the Statesboro Code of Ordinances in order to implement Article XII creating a regulatory structure to allow for mobile public vending on City right of way.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Paulette Chavers
SECONDER:	Councilmember John Riggs
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

8. Public Hearing and First Reading of Ordinance 2023-12: An Ordinance adopting the Statesboro Unified Development Code.

A motion was made to open the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

Caleb Racicot with TSW reviewed the background and creation process of Unified Development Code.

No one spoke for or against the request.

A motion was made to close the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Paulette Chavers
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

A motion was made to approve first reading of **Ordinance 2023-12**: An Ordinance adopting the Statesboro Unified Development Code.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember Paulette Chavers
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

- 9. **Public Hearing and First Reading of Ordinance 2023-13: Ordinance amending Chapter 22: Cable Communications.**
- 10. **Public Hearing and First Reading of Ordinance 2023-14: Ordinance amending Chapter 26: Cemeteries.**
- 11. **Public Hearing and First Reading of Ordinance 2023-15: Ordinance amending Chapter 38: Environment.**

A motion was made to open the public hearing for Ordinance 2023-13, Ordinance 2023-14, and Ordinance 2023-15.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember Paulette Chavers
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

No one spoke for or against either request.

A motion was made to close the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Paulette Chavers
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

A motion was made to approve first reading of **Ordinance 2023-13**, **Ordinance 2023-14**, and **Ordinance 2023-15**.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember John Riggs
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

12. Public Hearing & Consideration of a Motion to approve application for an alcohol license in accordance with The City of Statesboro alcohol ordinance Sec. 6-13 (a)
Parkers #20
141 Lanier Dr
Statesboro, Ga 30458
License Type: Package Sales (Beer & Wine only)

A motion was made to open the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember John Riggs
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

No one spoke for or against the request.

A motion was made to close the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember Paulette Chavers
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

A motion was made to approve application for an alcohol license in accordance with The City of Statesboro alcohol ordinance Sec. 6-13 (a) issued to Parkers #20 located at 141 Lanier Dr. Statesboro, Ga 30458 for License Type: Package Sales (Beer & Wine only)

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember John Riggs
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

13. Public Hearing & Consideration of a Motion to approve application for an alcohol license in accordance with The City of Statesboro alcohol ordinance Sec. 6-13 (a)
Birdies at the Mall
325 Northside Dr East
Statesboro, Ga 30458
License Type: Bar with Kitchen

A motion was made to open the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember John Riggs
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

No one spoke for or against the request.

A motion was made to close the public hearing.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember Paulette Chavers
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

A motion was made to approve application for an alcohol license in accordance with The City of Statesboro alcohol ordinance Sec. 6-13 (a) issued to Birdies at the Mall, 325 Northside Dr. East Statesboro, Ga 30458 for License Type: Bar with Kitchen.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember Paulette Chavers
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

City Manager Charles Penny stated that Mr. Gregory Parker reached out to the city regarding a couple of things about alcohol licensing in the City of Statesboro for entities who own more than one location such as fingerprinting and having to wait on a Certificate of Occupancy (CO) before the license can be approved by City Council. Mr. Penny explained when someone applies for an alcohol license they are required to be fingerprinted, so if someone has seven locations they would need to be fingerprinted each time. Mr. Penny asked for direction on this issue. After some discussion direction was given to bring forward to a work session for discussion along with a comparison of what other communities require for alcohol licensing in regards to fingerprinting.

14. Consideration of a motion to approve Resolution 2023-40: A Resolution to adopt the first amendment to the Fiscal Year 2024 budget for each fund of the City of Statesboro, Georgia, appropriating the amounts shown in each budget as expenditures/expenses, adopting the several items of revenue anticipations, and prohibiting expenditures or expenses from exceeding the actual funding appropriated.

A motion was made to approve Resolution 2023-40: A Resolution to adopt the first amendment to the Fiscal Year 2024 budget for each fund of the City of Statesboro, Georgia, appropriating the amounts shown in each budget as expenditures/expenses, adopting the several items of revenue anticipations, and prohibiting expenditures or expenses from exceeding the actual funding appropriated.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Paulette Chavers
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

15. Consideration of a motion to approve Resolution 2023-41: A Resolution to adopt the Standard Operating Procedures and Policies for city boards and commissions.

A motion was made to approve Resolution 2023-41: A Resolution to adopt the Standard Operating Procedures and Policies for city boards and commissions.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Paulette Chavers
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

16. Consideration of a motion to approve Resolution 2023-42: A Resolution updating the Language Access Plan for the City of Statesboro.

A motion was made to approve Resolution 2023-42: A Resolution updating the Language Access Plan for the City of Statesboro.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Paulette Chavers
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

17. Consideration of a motion to approve the guidelines and application for the Security Enhancement Incentive Program.

A motion was made to approve the guidelines and application for the Security Enhancement Incentive Program.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Paulette Chavers
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

18. Consideration of a motion to approve the purchase of required equipment to “upfit” 8 patrol cars in the Statesboro Police Department not to exceed \$286,000.00.

A motion was made to approve the purchase of required equipment to “upfit” 8 patrol cars in the Statesboro Police Department not to exceed \$286,000.00.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember John Riggs
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

19. Consideration of a motion to amend the Development Agreement with L&S Acquisitions LLC to provide a time extension for installation of infrastructure associated with Fernhill Farms subdivision.

A motion was made to amend the Development Agreement with L&S Acquisitions LLC to provide a time extension for installation of infrastructure associated with Fernhill Farms subdivision.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

20. Other Business from City Council:

Councilmember Phil Boyum stated he would like to revisit the blight tax ordinance and revise it to allow council to set the multiplier and increase it to 10 on commercial and industrial properties.

After some discussion direction was given for staff to research this item and present it at the next work session.

Mayor Pro Tem Shari Barr stated that COVID is on the rise, Bulloch County has gone from low transmission to medium transmission and encourages individuals to wear masks.

21. City Managers Comments

City Manager Charles Penny stated that a public meeting for the Long Range Transportation plan will take place Monday September 25th at 6:00 pm at the First Methodist Church on South Main Street. Mr. Penny also announced the Statesboro Housing Rehabilitation has awarded 15 contracts to begin work.

Mr. Penny reminded everyone about the upcoming tax rate public hearings taking place next Tuesday September 12th at 12:00 pm and 6:00 pm in the Council Chambers. A final public hearing will be held at the next regular meeting on September 19th at 5:30 pm.

Mr. Penny stated at the last meeting staff was directed to begin the street renaming process changing West Grady Street to Loretta’s Way a note came in from the Mayor this morning that the name change is not for West Grady Street but for

renaming Brown Street to Loretta’s Way. Staff will begin the process of notifying the property owners on Brown Street of the proposed change.

Mr. Penny informed everyone that an announcement will be taking place tomorrow at 1:00 pm on Georgia Southern University Campus regarding some grant money. The city is not receiving the money but will be impacted because of the grant.

Lastly, Mr. Penny brought up the Elks Lodge alcohol licensing issue. The Elks Lodge has had an alcohol license for on premise consumption for many years but in 2019 the lodge burned and needed to be rebuilt. The new building was completed less than a year ago and the non-conforming use expired because of inactivity. Council has the ability to override licensing requirements for establishments however in this case staff does not recommend allowing alcohol licensing in residential zoning areas as that would open it up throughout the city. One option would be to allow brown bagging for a non-profit organization.

City Attorney Cain Smith stated council could do a specific exemption as to this location only and does not recommend changing Chapter six on this issue. However a resolution can be fashioned to carry safety measures such as liability insurance coverage and Statesboro Police and Statesboro Fire would have right of entry anytime.

Mr. Penny stated this item will be presented at the next work session.

22. Public Comments (General):

Virginia Smith and Eloise Jones stated they are enjoying the new transit system in Statesboro and asked if it would be possible to have a bench placed at the bus stop at New Port Trace on Coach Lee Hill Boulevard and the Social Security Office.

City Staff will work on this request.

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

At 10:49 am a motion was made to enter into executive session.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

At 11:30 am a motion was made to exit executive session.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember John Riggs
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

Mayor Pro Tem Shari Barr called the regular meeting back to order with no action taken in executive session.

24. Consideration of a Motion to Adjourn

A motion was made to adjourn.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Venus Mack
SECONDER:	Councilmember John Riggs
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

The meeting was adjourned at 11:30 am.

Jonathan McCollar, Mayor

Leah Harden, City Clerk