



1. Call to Order

Mayor Jonathan McCollar called the meeting to order

2. Invocation and Pledge

Councilman Sam Jones 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 Manager Charles Penny, Assistant City Manager Jason Boyles, City Attorney Cain Smith and City Clerk Leah Harden.

3. Public Oath of Office Ceremony administered by Mayor Jonathan McCollar to City Clerk, Leah Harden.

Mayor McCollar administered the Oath of Office to City Clerk, Leah Harden

4. Public Comments (Agenda Item): None

5. Consideration of a Motion to approve the Consent Agenda

A) Approval of Minutes

a) 09-03-2019 Council Minutes

b) 09-03-2019 Executive Session Minutes

B) Consideration of a Motion to Declare Surplus and Dispose of a 1979 GMC Dump Truck in Streets Division of Public Works & Engineering Department in accordance with the City's Purchasing Policy Section 3: Behicle and Equipment Surplus and Disposal.

A motion was made to approve the consent agenda

RESULT:

Unanimous

MOVER:

Councilman Jeff Yawn

SECONDER:

Councilman Derek Duke

AYES:

Boyum, Jones, Yawn, Riggs, Duke

ABSENT:

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6. Second Reading and Consideration of a Motion to approve Ordinance 2019-08: An Ordinance amending Chapter 38 of the Statesboro Code of Ordinances adding Article VII and establishing the Community Redevelopment Tax Incentive Program

A motion was made to table this item until the second meeting in October

RESULT:

Unanimous

MOVER:

Councilman Phil Boyum

SECONDER:

Councilman Derek Duke

AYES:

Boyum, Jones, Yawn, Riggs, Duke

ABSENT:

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7. Presentation regarding City special event permit requirements by Travis Pryor.

Travis Pryor, owner of Dat Boy Entertainment stated as an event coordinator he would like to see the alcohol ordinance be changed for the special event permits so events like his may be able to sell alcohol without having to get a regular alcohol license. He says he is limited on the venues of his events because the City's ordinance pertaining to Special Event Permits.

A motion was made to gather staff recommendations

RESULT:

4-1

MOVER:

Councilman John Riggs

SECONDER:

Councilman Sam Jones

AYES:

Boyum, Jones, Riggs, Yawn

NAYS:

Councilman Duke

ABSENT:

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8. Public Hearing and Consideration of a Motion to approve application for an alcohol license per Sec. 6-5

**A) The Hangout
Voncellies Allen
67 Gata Drive
Statesboro, Ga 30458**

A motion was made to open the public hearing.

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

Mayor McCollar inquired of the Planning Department – no issues, Fire Department – no issues, Police Department – deny, City Attorney concurs with the Police Department.

Voncellies Allen stated he does not agree with the Police Department assessment.

No one spoke against the request.

A motion was made to close the public hearing.

RESULT:	Unanimous
MOVER:	Councilman Phil Boyum
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	Councilman John Riggs

A motion was made to deny the alcohol application

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

**B) Five Points Store
Lindsay Martin
2855 Northside Drive W
Statesboro, Ga 30458**

A motion was made to open the public hearing.

RESULT:	Unanimous
MOVER:	Councilman Phil Boyum
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs Duke
ABSENT:	

Mayor McCollar inquired of approval from the Planning Department – no issues; Fire Department – no issues; Police Department – no issues and Legal Department – no issues.

No one spoke for or against the application request.

A motion was made to close the public hearing.

RESULT:	Unanimous
MOVER:	Councilman Derek Duke
SECONDER:	Councilman John Riggs
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A motion was made to approve the alcohol application for Five Points Store.

RESULT:	Unanimous
MOVER:	Councilman Derek Duke
SECONDER:	Councilman Phil Boyum
AYES:	Boyum, Jones, Yawn, Riggs Duke
ABSENT:	

9. Public Hearing & Consideration of a Motion to approve application for 6-17(d) exemptions to open container prohibition.

- A) Eagle Creek Brewing Company**
 - 106 Savannah Ave Ste. B**
 - Franklin Dismuke**
 - Type of Event: Chi Omega Date Night event**
 - Date of Event: 09-24-2019**
 - 8pm – 11pm**

A motion was made to open the public hearing.

RESULT:	Unanimous
MOVER:	Councilman John Riggs
SECONDER:	Councilman Phil Boyum
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

No one spoke for or against.

A motion was made to close the Public Hearing.

RESULT:	Unanimous
MOVER:	Councilman Derek Duke
SECONDER:	Councilman John Riggs
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A motion was made to approve application for Eagle Creek Brewing Company

RESULT:	Unanimous
MOVER:	Councilman John Riggs
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs Duke
ABSENT:	Councilman John Riggs

B) The Blue Room
1830 Chandler Road
Statesboro, Ga 30458
Kaleo Lyles – Manager
Type of Event: Outdoor Concert in the parking lot
Date of Event: 10-03-2019
6pm – 10:30pm

A Motion was made to open the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman John Riggs
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A Motion was made to close the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman John Riggs
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A Motion was made to approve the application for The Blue Room.

RESULT:	Unanimous
MOVER:	Councilman John Riggs
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

10. Public Hearing and Consideration of a Motion to Approve:

A) APPLICATION V 19-08-01: Jason Wager requests a variance from Article XI, Section 1102(G) to reduce the minimum lot size requirements for property to be considered for the HOC (Highway Oriented Commercial) zoning district in order to utilize the existing commercial building as an automotive services repair shop on 0.36 acres located at 137 East Parrish Street (Tax Parcel S37 000004 000).

B) APPLICATION RZ 19-07-02: Jason Wager requests a zoning map amendment of 0.36 acres located at 137 East Parrish Street from CR (Commercial Retail) to the HOC (Highway Oriented Commercial) zoning district in order to utilize the existing

commercial building as an automotive services repair shop (Tax Parcel S37 000004 000).

C) **APPLICATION V 19-08-03:** Jason Wager requests a variance from Article XI, Section 1102(C) to reduce the required front yard setback in order to utilize the existing commercial building as an automotive services repair shop on 0.36 acres located at 137 East Parrish Street (Tax Parcel S37 000004 000).

A Motion was made to open the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman Phil Boyum
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

Tony Crosby with Statesboro properties spoke in favor of the request.
No one spoke against the request.

A Motion was made to close the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman John Riggs
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A Motion was made to approve the applications V19-08-01, RZ19-07-02, and V19-18-03.

RESULT:	Unanimous
MOVER:	Councilman Phil Boyum
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

11. **Public Hearing and Consideration of a Motion to Approve: APPLICATION V 19-08-04:** Jacqueline Heyward requests a variance from Article VII-C, Section 703-C(A) to

reduce the minimum lot size requirements for property to be considered for the R-10 (Single Family Residential) zoning district in order to allow the placement of a mobile home on 0.20 acres located at 436 Tremble Lane (Tax Parcel S46 000001 000).

A Motion was made to open the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman John Riggs
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

No one spoke for or against the request.

A Motion was made to close the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman Derek Duke
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A Motion was made to approve application V19-08-04 with staff recommendations.

RESULT:	Unanimous
MOVER:	Councilman Phil Boyum
SECONDER:	Councilman Sam Jones
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

12. Public Hearing and Consideration of a Motion to Approve: APPLICATION V 19-08-06: Rick’s Glass Company requests a variance from Article XXX, Section 3012(E) regarding tree protection within any required setback or buffer area in the Downtown District for 0.737 acres of property located at 301 South Main Street (Tax Parcels S20 000090 000 & S20 000092 000).

A Motion was made to open the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman Sam Jones
SECONDER:	Councilman Phil Boyum
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

Lindsey Thomas with Parker Engineering spoke in favor of the request.
No one spoke against the request.

A Motion was made to close the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman John Riggs
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A Motion was made to approve the application V19-08-06 with staff recommendations.

RESULT:	Unanimous
MOVER:	Councilman Sam Jones
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

13. Public Hearing and Consideration of a Motion to Approve:

- A) **APPLICATION V 19-08-08: Josh Whitfield requests a variance from Article VII, Section 703(A) to reduce the required left side yard setback in order to allow the development of residential units to serve the West District project on 0.43 acres located at 110 Bulloch Street (Tax Parcel S19 000119 000).**
- B) **APPLICATION RZ 19-08-09: Josh Whitfield requests a zoning map amendment of 0.43 acres located at 110 Bulloch Street from R-8 (Single Family Residential) to the**

R-4 (High Density Residential) zoning district in order to allow the development of residential units to serve the West District project (Tax Parcel S19 000119 000).

C) APPLICATION RZ 19-08-10: Josh Whitfield requests a zoning map amendment of 1.06 acres located at 116 Bulloch Street from R-8 (Single Family Residential) to the R-4 (High Density Residential) zoning district in order to allow the development of residential units to serve the West District project (Tax Parcel S19 000117 000).

A Motion was made to open the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman Derek Duke
SECONDER:	Councilman Phil Boyum
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

No one spoke for or against the request.

A Motion was made to close the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman John Riggs
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A Motion was made to approve the applications V19-08-08, RZ19-08-09, and RZ19-08-10 with staff recommendations.

RESULT:	Unanimous
MOVER:	Councilman Sam Jones
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

14. Public Hearing and Consideration of a Motion to Approve: APPLICATION SUB 19-08-11: Continental Road, LLC requests preliminary plat approval for a 6-lot commercial subdivision for phase I of the Continental Road subdivision on 33.348 acres located at 7130 Veterans Memorial Parkway (Tax Parcel MS42 000007 000).

A Motion was made to open the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman John Riggs
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

John Dotson spoke in favor of the request.
No one spoke against the request.

A Motion was made to close the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman Sam Jones
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A Motion was made to approve the application SUB 19-08-11 with staff recommendations.

RESULT:	Unanimous
MOVER:	Councilman Sam Jones
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

**15. First reading and Consideration of a Motion to move forward with Ordinance 2019-09:
An Ordinance amending Chapter 6 of the Statesboro Code of Ordinances revising license classifications, changing types of alcoholic beverages allowed to be served by licensees, changing licenses to run for the calendar year, and streamlining language involving applicant background checks.**

A Motion was made to open the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman John Riggs
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

No one spoke for or against the request.

A Motion was made to close the Public Hearing

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman John Riggs
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

A Motion was made to approve the first reading and to move forward with Ordinance 2019-09.

RESULT:	Unanimous
MOVER:	Councilman Phil Boyum
SECONDER:	Councilman John Riggs
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

16. Consideration of a Motion for Award of Bid to SETCO Sales Company, LLC for purchase of 4 new solid tire/wheel assemblies for the transfer station loader in the amount of \$24,180.00. This item will be paid from Solid Waste Disposal Fund revenues.

A Motion was made to approve the award of bid to SETCO Sales Company, LLC.

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman Phil Bovum
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

17. Consideration of a Motion to Award a Sole Source Contract to Yancey Brothers for repairs to the CAT loader in the Solid Waste Disposal Division of Public Works & Engineering Department not to exceed \$45,000. This item will be paid from Solid Waste Disposal Fund revenues.

A Motion was made to approve a sole source contract to Yancey Brothers for repairs to the CAT loader in the Solid Waste Disposal Division of Public Works & Engineering Department.

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

18. Consideration of a Motion to award a Professional Services Contract to Wood Engineering in the amount of \$40,000.00 to provide a computer model and pressure study for the Natural Gas System with funds approved in the 2020 CIP Budget Item #NGD-86.

A Motion was made to award a Professional Services Contract to Wood Engineering to provide a computer model and pressure study for the Natural Gas System.

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
	Councilman Derek Duke

SECONDER:

AYES:

ABSENT:

Boyum, Jones, Yawn, Riggs, Duke

19. Consideration of a Motion to approve Resolution #2019-31: A Resolution to adopt the first amendment to 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 the several items of revenue anticipations, and prohibiting expenditures or expenses from exceeding the actual funding appropriated

A Motion was made to Approve Resolution 2019-31: first amendment to the fiscal year 2020 budget.

RESULT:

MOVER:

SECONDER:

AYES:

ABSENT:

Unanimous
Councilman Jeff Yawn
Councilman Derek Duke
Boyum, Jones, Yawn, Riggs, Duke

20. Consideration of a Motion to Adopt Resolution #2019-32: A resolution to adopt the first amendment to the six-year capital improvements program for the fiscal year 2019-2020 through 2024-2025 for the City of Statesboro, Georgia.

A Motion was made to Approve Resolution 2019-32: adopting the first amendment to the six-year capital improvements program for the fiscal year 2019-2020 through 2024-2025

RESULT:

MOVER:

SECONDER:

AYES:

ABSENT:

Unanimous
Councilman Derek Duke
Councilman Jeff Yawn
Boyum, Jones, Yawn, Riggs, Duke

21. Consideration of a motion for Council to Authorize the Mayor to enter into contract agreement with Freese and Nichols, Inc. in the amount of \$832,417.00 for engineering and surveying services to conduct an environmental feasibility study for the Creek on the Blue Mile project.

A Motion was made to authorize the Mayor to enter into a contract agreement with Freese and Nichols, Inc. for engineering and surveying services to conduct an environmental feasibility study for the Creek on the Blue Mile project.

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

22. Consideration of a Motion to Approve an Employment Agreement with City Clerk, Leah Harden.

A Motion was made to approve an Employment Agreement with City Clerk, Leah Harden.

RESULT:	Unanimous
MOVER:	Councilman Derek Duke
SECONDER:	Councilman Jeff Yawn
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT:	

23. Other Business from City Council

Councilman Derek Duke thanked the Police Department for their rapid response to the shooting that took past weekend.

24. City Managers Comments:

City Manager Charles Penny stated there will be a Work Session on October 1, 2019 at 7:30 am before the regularly scheduled Council Meeting. He also stated there will be a community clean up on October 5, 2019.

City Clerk Leah Harden informed Mayor and Council about three vacancies on the Planning Commission. The three incumbents are willing to serve another term. If Council has any nominations to email the City Clerk and the appointments will be discussed and appointed at the October 1, 2019 Council Meeting.

25. Public Comments (General):

Voncellis Allen stated his displeasure with Council regarding the denial of his alcohol application.

26. 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)

There was no executive session.

27. Consideration of a Motion to Adjourn

A motion was made to adjourn the meeting at 7:02 pm.

RESULT:	Unanimous
MOVER:	Councilman Jeff Yawn
SECONDER:	Councilman Derek Duke
AYES:	Boyum, Jones, Yawn, Riggs, Duke
ABSENT	