



CITY OF STATESBORO  
COUNCIL MINUTES  
NOVEMBER 07, 2023

Regular Meeting

50 E. Main St. City Hall Council Chambers

9:00 AM

**1. Call to Order**

Mayor Jonathan McCollar called the meeting to order

**2. Invocation and Pledge**

Councilmember Phil Boyum gave the Invocation and led the Pledge of Allegiance.

**ATTENDANCE**

Attendee Name	Title	Status	Arrived
Jonathan McCollar	Mayor	Present	
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) 10-17-2023 Work Session

b) 10-17-2023 Council Minutes

c) 10-17-2023 Executive Session Minutes

**B) Consideration of a motion to approve the surplus of fifty-one (51) Statesboro Police Department owned firearms and related equipment.**

A motion was made to approve the consent agenda.

**RESULT:**

Approved (Unanimous)

**MOVER:**

Mayor Pro Tem Shari Barr

**SECONDER:**

Councilmember Venus Mack

**AYES:**

Boyum, Chavers, Mack, Riggs, Barr

**ABSENT:**

**5. Public Hearing regarding the proposed name change of Brown Street to Loretta's Way.**

A Motion was made to open the public hearing.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Councilmember John Riggs
<b>SECONDER:</b>	Mayor Pro Tem Shari Barr
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

No one spoke for or against the request.

A motion was made to close the public hearing.

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

A motion was made to move this item forward for consideration.

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

**6. Public Hearing and First Reading of Ordinance 2023-17: An Ordinance amending Chapter 6 Section 6-5(f) and (r) of the Statesboro Code of Ordinances to allow for consideration of an application prior to having a certificate of occupancy and waiving background requirements for certain applicants.**

A motion was made to approve open the public hearing.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Mayor Pro Tem Shari Barr
<b>SECONDER:</b>	Councilmember Venus Mack
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

City Attorney Cain Smith explained the first revision in Sec. 6-5 would allow for an alcohol application to be brought before Mayor & Council for consideration prior to acquiring a certificate of occupancy, but no license allowing sales shall be granted until such time as the certificate of occupancy is granted for the location. The second revision is the addition of Licensees with multiple locations. Licensees currently holding Package- Beer and Wine licenses for two or more locations in the City of Statesboro shall be exempted from the fingerprinting and background check requirements contained in Section 6-5(b) if applicant licensee has satisfactorily met these requirements within the 3 years immediately prior to submission of subject application.

No one spoke for or against the request.

A motion was made to close the public hearing.

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

A motion was made to approve the first reading of **Ordinance 2023-17**: An Ordinance amending Chapter 6 Section 6-5(f) and (r) of the Statesboro Code of Ordinances to allow for consideration of an application prior to having a certificate of occupancy and waiving background requirements for certain applicants.

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

**7. Public Hearing and First Reading of Ordinance 2023-18: An Ordinance amending Chapter 82 Article IV of the Statesboro Code of Ordinance creating a sewer lateral assistance program.**

A motion was made to open the public hearing.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Mayor Pro Tem Shari Barr
<b>SECONDER:</b>	Councilmember Paulette Chavers
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

City Manager Charles Penny stated this ordinance is to create an assistance program for sewer lateral replacement. Property owners that are occupants of single family residential homes inside the city limit would be eligible to apply for assistance.

No one spoke for or against the request.

A motion was made to close the public hearing.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Mayor Pro Tem Shari Barr
<b>SECONDER:</b>	Councilmember Venus Mack
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

A motion was made to approve the first reading of Ordinance 2023-18: An Ordinance amending Chapter 82 Article IV of the Statesboro

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Councilmember Phil Boyum
<b>SECONDER:</b>	Councilmember Paulette Chavers
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

**8. Public Hearing and First Reading of Ordinance 2023-19: An Ordinance amending Chapter 66 Solid Waste, Article V Collection practices of the Statesboro Code of Ordinance in order to amend the text in Section 66-91(c)(1).**

A motion was made to open the public hearing.

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

City Manager Charles Penny stated this ordinance revision stemmed from a citizen complaint of roll out carts being left out in the road after they were serviced and requested a larger fine for leaving them in the road. As currently stated in the ordinance the fine for leaving a roll out cart in the road is \$10.00. Staff recommends removing the monetary amount from the ordinance, placing it in the Schedule of Fees, Rates, and Fines and adding a tiered fine of \$50 for first offense, \$75 for second offense, and \$100 for third and subsequent offenses.

A motion was made to close the public hearing.

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

Councilmember John Riggs asked how many tickets has the city issued.

City Manager Charles Penny stated he is unsure if any have been issued and that we will do some research on it and report back.

Councilmember Paulette Chavers stated she feels that \$50 for the first fine is too high.

Mr. Penny stated we would notify the residents to move their rollout cart back, but if they continue to leave it then a citation would be written. The fee does not need to start at \$50 but \$10 probably doesn't get their attention. The fees could begin at \$25, \$50, and \$75.

Councilmember Phil Boyum stated he agrees with Councilmember Chavers that \$50 is too high of a fine for a first offense. He also stated maybe there needs to be a complaint filed with code enforcement and then they speak with the homeowner first when the complaint is filed.

Mr. Penny stated it doesn't have to be a complaint it could be simply something we've observed and then have code compliance contact them letting them know this rule is there. The fee could be set at \$25 and council can decide if it is a progressive fee. It just needs to be more than \$10.

After further council discussion a motion was made to amend the wording to include enforcement of this ordinance be based on complaints received or for safety issues and that code enforcement would go out and make contact with the individual to explain the situation. These changes will be brought back for a public hearing and first reading.

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

**9. Public Hearing and Consideration of a motion to approve application for an alcohol license in accordance with the City of Statesboro alcohol ordinance Sect. 6-13(a):**  
**El Maugey II Mexican Restaurant**  
**110 Brampton Ave. Ste. E**  
**Statesboro, Ga 30458**

A motion was made to open the public hearing.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Mayor Pro Tem Shari Barr
<b>SECONDER:</b>	Councilmember Venus Mack
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

No one spoke for or against the request.

A motion was made to close the public hearing.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Councilmember John Riggs
<b>SECONDER:</b>	Mayor Pro Tem Shari Barr
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

A motion was made to approve an alcohol license in accordance with the City of Statesboro alcohol ordinance Sect. 6-13(a): issued to El Maugey II Mexican Restaurant located at 110 Brampton Ave. Ste. E Statesboro, Ga 30458.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Mayor Pro Tem Shari Barr
<b>SECONDER:</b>	Councilmember Phil Boyum
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

**10. Consideration of a motion to approve Resolution 2023-45: A Resolution adopting the second amendment to the City of Statesboro Schedule of Fees, Rates, and Fines for the Fiscal Year 2024.**

A motion was made to approve Resolution 2023-45: A Resolution adopting the second amendment to the City of Statesboro Schedule of Fees, Rates, and Fines for the Fiscal Year 2024.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Councilmember Phil Boyum
<b>SECONDER:</b>	Councilmember Paulette Chavers
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

**11. Consideration of a motion to approve an amendment to the MOU with Action Pact Inc. to administer disbursement of utility assistance aid.**

A motion was made to approve an amendment to the MOU with Action Pact Inc. to administer disbursement of utility assistance aid.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Mayor Pro Tem Shari Barr
<b>SECONDER:</b>	Councilmember Venus Mack
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

**12. Consideration of a motion to award a one year contract extension to Assured Partners for insurance brokerage services and policy coverage with Travelers (General Liability), Bitco (Workers Compensation), VFIS (Fire Equipment and Buildings), BCS (Cyber Insurance) and Global (Drone Insurance) for 2024 with the term beginning January 1, 2024 and ending December 31, 2024.**

A motion was made to award a one year contract extension to Assured Partners for insurance brokerage services and policy coverage with Travelers (General Liability), Bitco (Workers Compensation), VFIS (Fire Equipment and Buildings), BCS (Cyber Insurance) and Global (Drone Insurance) for 2024 with the term beginning January 1, 2024 and ending December 31, 2024.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Mayor Pro Tem Shari Barr
<b>SECONDER:</b>	Councilmember John Riggs
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

**13. Consideration of a motion to award a one year contract extension to NFP for health brokerage services and policy coverage with Anthem for 2024 with the term beginning January 1, 2024 and ending December 31, 2024.**

A motion was made to award a one year contract extension to NFP for health brokerage services and policy coverage with Anthem for 2024 with the term beginning January 1, 2024 and ending December 31, 2024.

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



**14. Consideration of a motion to award the contract to Solid Waste Applied Technology (SWAT) for the purchase of a New Way Automated Residential Side Arm Refuse Collection body with a Peterbilt 520 CNG Cab and Chassis per Sourcewell contract in the amount of \$449,000.00.**

A motion was made to award the contract to Solid Waste Applied Technology (SWAT) for the purchase of a New Way Automated Residential Side Arm Refuse Collection body with a Peterbilt 520 CNG Cab and Chassis per Sourcewell contract in the amount of \$449,000.00.

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

**15. Other Business from City Council:**

Mayor Pro Tem Shari Barr acknowledged the City of Statesboro's participation in the United Way campaign. Public Information Officer Layne Phillip stated she is a co-chair on the campaign this year and the goal was set at \$30,000 and as of today city employees have pledged \$37,000. The last day to pledge is Monday November 13<sup>th</sup>.

Councilmember Venus Mack stated that today is Election Day and encourages the individuals in District 2 get out and cast their vote.

Councilmember Phil Boyum announced that the BORO letters have been placed in the Art Park. He explained the Art Park is in essence an outdoor blank museum. City staff will begin working with the Averitt Center and Georgia Southern for art placement. A ribbon cutting for the park will take place sometime in January.

Councilmember Boyum also shared that in collaboration with the City of Pembroke, the City of Guyton, and GMA the City of Statesboro will be hosting a District 12 regional training in the next couple of months.

**16. City Managers Comments**

City Manager Charles Penny invited the Mayor and City Council to attend the employee appreciation luncheon next Tuesday the 14<sup>th</sup> at Uncle Shugs from 11 am – 2 pm.

Mr. Penny stated notification was sent to the residents of Timber Road inviting them to a meeting to talk about the proposed Subdivision project from the Oct. 17<sup>th</sup> meeting and being brought back for consideration at the Nov. 21<sup>st</sup> meeting.

**17. Public Comments (General): None**

**18. 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).**

At 9:55 am a motion was made to enter into executive session to discuss Real Estate.

<b>RESULT:</b>	Approved (Unanimous)
<b>MOVER:</b>	Councilmember Venus Mack
<b>SECONDER:</b>	Mayor Pro Tem Shari Barr
<b>AYES:</b>	Boyum, Chavers, Mack, Riggs, Barr
<b>ABSENT:</b>	

At 10:21 am a motion was made to exit executive session.

**RESULT:**

Approved (Unanimous)

**MOVER:**

Councilmember Venus Mack

**SECONDER:**

Councilmember Paulette Chavers

**AYES:**

Boyum, Chavers, Mack, Riggs, Barr

**ABSENT:**

Mayor Jonathan McCollar called the regular meeting back to order with no action taken in executive session.

Mayor Pro Tem Shari Barr announced Recycle Fest will be held on November 18<sup>th</sup> from 9 am to 1 pm at Mill Creek Park.

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

A motion was made to adjourn.

**RESULT:**

Approved (Unanimous)

**MOVER:**

Councilmember Venus Mack

**SECONDER:**

Councilmember Paulette Chavers

**AYES:**

Boyum, Chavers, Mack, Riggs, Barr

**ABSENT:**

The meeting was adjourned at 10:22 am.

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Jonathan McCollar, Mayor

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Leah Harden, City Clerk