



CITY OF STATESBORO
COUNCIL MINUTES
DECEMBER 15, 2020

Regular Meeting

50 E. Main St. City Hall Council Chambers

5:30 PM

Call to Order

Mayor Jonathan McCollar called the meeting to order

Invocation and Pledge

Councilmember Venus Mack gave the Invocation and Pledge of Allegiance.

ATTENDENCE

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	Councilmember	Present	

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

Recognitions/Public Presentations

A) Presentation by State Senator Billy Hickman

State Senator Billy Hickman thanked Mayor and City Council for being on the agenda today. Senator Hickman stated our economy is doing extremely well in the state. The unemployment rate for the state of Georgia was at 4.5 percent in October. Senator Hickman stated when running for this senate seat he ran across some critical issues in the community. One critical issue is the poverty rate and a low per capita income level in our community. The way to get out of this situation is better paying jobs. There are four key ingredients to make this work. The first ingredient is education, the second ingredient is transportation, the third ingredient is healthcare, the final ingredient is broadband accessibility. Our community has all the ingredients to bring in these better paying jobs. The City, the County, and the Development Authority need to work together to make this happen to bring better paying jobs to our community. In order to decrease the poverty level and increase the per capita income community leaders work together collectively to make this community a better place for future generations.

B) Recognition of Justin Williams for Performance and Leadership regarding the 2020 Census Effort.

Mayor Jonathan McCollar recognized City Planner Justin Williams for his efforts helping with the 2020 census and presented him with a framed Thank you letter from the U.S. Census Bureau.

C) Recognition/Presentation to:

a) Squashing the Spread

Mayor Jonathan McCollar recognized Squashing the Spread stating they have distributed 80,000 masks in our community delivering them to schools, business, door to door and to other municipalities in our county. Mayor McCollar presented a Key to the City to Michele Martin on behalf of Squashing the Spread Bulloch.

b) Feed the Boro

Mayor Jonathan McCollar recognized Feed the Boro and their efforts with helping distribute food to the needy in our community. Mayor McCollar presented a Key to the City to Don Poe, on behalf of Feed the Boro.

c) City of David Church

Mayor Jonathan McCollar recognized City of David Church for their efforts with helping families in need by distributing food in our community. Mayor McCollar presented a Key to the City to Lisa Deloach Pastor of City of David Church.

City Manager Charles Penny recognized Layne Phillips the City’s Public Information Officer for her efforts over the past 9 months and for the creation of the City employee newsletter the ‘Boro Bulletin.

Public Information officer Layne Phillips presented a copy of the employee newsletter to Mayor and City Council.

Public Comments (Agenda Item):

Charlotte Spell with Bulloch Alcohol and Drug Council spoke against agenda item 7 the proposed Ordinance 2020-13 regarding the delivery of alcohol and drive through sales of alcohol. Stating her concerns with the home delivery of alcohol is that it opens an avenue for youth access to alcohol. Another concern is the safety of delivery drivers who may not be properly trained to check ID’s or to refuse sales to individuals who may already be intoxicated. The enforcement of underage sales through this type of sale becomes very difficult. This creates a high risk for the recovering population we have in this community. Relaxing these alcohol restrictions could increase harm to the public at any time and data indicates an increased risk for harm during this pandemic.

Leann Ransbotham a concerned citizen spoke against agenda item 7 the proposed Ordinance 2020-13 regarding the delivery of alcohol and drive through alcohol sales. She stated we need to deter not encourage alcohol sales.

Consideration of a Motion to approve the Consent Agenda

A) Approval of Minutes

a) 12-01-2020 Council Minutes

b) 12-01-2020 Executive Session Minutes

A motion was made to approve the consent agenda.

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

Second Reading and Consideration of a Motion to Approve Ordinance 2020-12: An Ordinance amending the Statesboro Code of Ordinances Chapter 6 Section 6-7(n)(4) allowing alcoholic beverage package sales to commence at 11:00 am Sundays.

RESULT:	Failed due to the lack of a Motion
MOVER:	
SECONDER:	
AYES:	
ABSENT	

Second Reading and Consideration of a Motion to Approve Ordinance 2020-13: An Ordinance amending the Statesboro Code of Ordinances Chapter 6 Section 6-7(v) allowing delivery and drive through sales of alcoholic beverages.

RESULT:	Failed due to the lack of a Motion
MOVER:	
SECONDER:	
AYES:	
ABSENT	

Second Reading and Consideration of a Motion to Approve Ordinance 2020-14: An Ordinance amending the Statesboro Code of Ordinances Chapter 2, removing Division 4 Sections 2-60 through 2-63 relating to Statesboro Works Commission.

A Motion was made to approve Ordinance 2020-14 amending the Statesboro Code of Ordinances Chapter 2, removing Division 4 Sections 2-60 through 2-63 relating to Statesboro Works Commission.

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

Second Reading and Consideration of a Motion to Approve Ordinance 2020-15: An Ordinance amending the Statesboro Code of Ordinances Chapter 62 – Residential Subdivision Incentive Program by replacing the current code with a new Article 1 and Article 2.

A motion was made to Approve Ordinance 2020-15 amending the Statesboro Code of Ordinances Chapter 62 – Residential Subdivision Incentive Program, replacing the current code with a new Article 1 and Article 2.

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

Second Reading and Consideration of a Motion to Approve Ordinance 2020-16: An Ordinance amending the Statesboro Code of Ordinances Chapter 18 Businesses, adding Article XI Sections 18-306 through 18-315 regarding regulation and licensing of mobile food service units operating in the City of Statesboro.

City Attorney Cain Smith reviewed with Mayor and City Council the substance of this ordinance. He also stated staff expressed concerns of food trucks allowed in all zoning districts. Staff recommends that an administrative variance is needed for any food truck in a residential zone.

After some discussion, direction was given to reinsert section 18-316 regarding zoning variance process and amending section 18-309(11) that would not require location approval of food trucks in residential areas when privately hired.

A motion was made to direct staff to amend this ordinance that food trucks be allowed in places zoned commercial and a variance required for food truck not in a commercial area.

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

Due to substantial changes, Ordinance 2020-16 it will revert back to first reading at the first meeting in January.

Consideration of a Motion to approve Ordinance 2020-17: An Ordinance by the Mayor and Council of the City of Statesboro requiring the use of masks or face coverings in public during the COVID-19 outbreak.

A Motion was made to Approve Ordinance 2020-17 requiring the use of masks or face coverings in public during the COVID19 outbreak.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember Phil Boyum

SECONDER:	Councilmember Venus Mack
AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

Public Hearing and Consideration of a Motion to Approve: APPLICATION AN 20-10-05: W &L Developers, LLC requests annexation by the 100% method of approximately 14.05 +/- acres of land located on S&S Railroad Bed Road into the City of Statesboro and for said property to be zoned from the R-25 (Single-Family Residential – Bulloch County) to the R-10 (Single Family Residential) zoning district in order to develop a single-family subdivision (Tax Parcels# 107 000007 000 & 107 000006A000).

Public Hearing and Consideration of a Motion to Approve: APPLICATION RZ 20-10-06: W &L Developers, LLC requests a zoning map amendment of approximately 14.05 +/- acres of land located on S&S Railroad Bed Road to be zoned from the R-25 (Single-Family Residential – Bulloch County) to the R-10 (Single Family Residential) zoning district in order to develop a single-family subdivision (Tax Parcel# 107 000007 000 & 107 000006A000).

A motion was made to open the Public Hearing.

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

Director of Planning Development presented Applications AN 20-20-05 a request for annexation by the 100 percent method of approximately 14.05 acres of land on S&S Railroad Bed Road and RZ 20-10-06 a zoning map amendment of the property from the R-40 single family residential to the R-10 single family residential for the purpose of constructing a single family subdivision. City staff recommends approval of the annexation and zoning map amendment with conditions as follows, 1. If approved it does not grant site or building plan approval as submitted, 2. Staff shall approve a subdivision plat as well as by-laws and restrictive covenants. 3. a percentage to be determined by the City shall be reserved for open greenspace areas but shall be privately maintained and 4. The applicant must install a landscape berm of no less than ten feet in width at the edge of the property adjacent to S&S Railroad Bed Road. The Planning Commission with staff recommendations approved the applications unanimously.

John Dotson with Maxwell Reddick representing the applicant spoke in favor of the request. Mr. Dotson stated on condition number three regarding greenspace they would like a cap on the percentage required and on condition four instead of a berm to plant a landscape buffer.

No one spoke 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	

Councilmember Phil Boyum asked would the developer be willing to do the berm in exchange for the green space. It is important that the trail maintain a separation from the neighborhood and to maintain that green feel of that walkway.

Mr. Dotson stated they agree and are all in favor of putting in a landscape buffer. The concern is having to build and maintain a berm.

Councilmember Phil Boyum stated the berm helps protect the neighborhood from the traffic on that road.

Councilmember Shari Barr stated she wants this area to stay as green as possible and mitigating the impact on the environment.

6:59 pm Councilmember Phil Boyum left the meeting.

After further discussion a motion was made to approve Application AN-20-10-05 and Application RZ-20-10-06 with staff recommendations and placing a ten percent cap on green space.

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

Public Hearing and Consideration of a Motion to Approve: APPLICATION SE 20-11-01: East Georgia Regional Medical Center requests a special exception to allow for the placement of mobile food trucks as temporary vendors in the O (Office) zoning district on a 30.67 acre property located at 1499 Fair Road (Tax Parcel# MS74000198 001).

A motion was made to open the Public Hearing.

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

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 Shari Barr
AYES:	Chavers, Mack, Riggs, Barr
ABSENT	Councilmember Phil Boyum

A motion was made to approve **Application SE-20-11-01** with staff recommendations.

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

Consideration of a Motion to Approve Resolution 2020-33: A resolution authorizing the Mayor to execute a Georgia Department of Transportation (GDOT) Local Maintenance & Improvement Grant (LMIG) application for the Blue Mile Streetscape Project.

A motion was made to Resolution 2020-33 authorizing the Mayor to execute a Georgia Department of Transportation (GDOT) Local Maintenance & Improvement Grant (LMIG) application for the Blue Mile Streetscape Project.

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

Consideration of a motion to approve Resolution 2020-34: A Resolution designating Urban Redevelopment Area.

A motion was made to **Resolution 2020-34** designating an Urban Redevelopment Area.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Venus Mack

AYES:	Boyum, Chavers, Mack, Riggs, Barr
ABSENT	

Consideration of a motion to approve Resolution 2020-35: A Resolution approving minor amendments to the 2019-2029 Comprehensive Plan.

A motion was made to approve Resolution 2020-35 approving minor amendments to the 2019-2029 Comprehensive Plan.

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

Consideration of a motion for award of contract to Black Creek Construction in the amount of \$62,500.00 for the design and construction of the Edgewood Park Pedestrian Bridge. The project is to be paid from 2018 TSPLOST funds.

A motion was made to an award of contract to Black Creek Construction in the amount of \$62,500.00 for the design and construction of the Edgewood Park Pedestrian Bridge.

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

Consideration of a motion to authorize the Mayor to execute a Memorandum of Agreement for Roadway & Pedestrian Lighting at the intersection of Veteran's Memorial Parkway (SR 67 Bypass) and Old Register Road.

A motion was made to authorize the Mayor to execute a Memorandum of Agreement for a Roadway & Pedestrian Lighting at the intersection of Veteran’s Memorial Parkway (SR 67 Bypass) and Old Register Road.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Paulette Chavers

AYES:	Chavers, Mack, Riggs, Barr
ABSENT	Councilmember Phil Boyum

Consideration of a motion to award a contract to TSW in the amount not to exceed \$100,000 to perform a Downtown Master Plan.

A motion was made to approve an award of contract to TSW in an amount not to exceed \$100,000.00 to perform a Downtown Master Plan.

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

Consideration of a motion to approve award of contract to Golder Associates to perform a siting study in the amount of \$34,925.00 for solid waste disposal operations.

A motion was made to approve an award of contract to Golder Associates to perform a siting study in the amount of \$34,925.00 for solid waste disposal operations.

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

Consideration of a motion to award a contract to Yancey Brothers in the amount of \$345,548.00 per Sourcewell purchasing contract # 032119-CAT for purchase of a wheel loader for solid waste operations at the transfer station. This item will be funded from Solid Waste Disposal Fund operating revenue.

A motion was made to approve an award of contract to Yancey Brothers in the amount of \$345,548.00 for purchase of a wheel loader for solid waste operations at the transfer station.

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

ABSENT

Councilmember Phil Boyum

Other Business from City Council:

Councilmember Paulette Chavers announced a food give away this Saturday from 11 am to 1pm at 515 Denmark Street.

Councilmember John Riggs stated he would like to have a work session on violence and to include educators, clergy and mental health care workers.

Councilmember Shari Barr stated TNT farms is still going on and collecting tons of food that is given to Christian Social Ministries for distribution.

Mayor Jonathan McCollar stated he helped Feed the Boro give away food and that they had to turn 200 cars away because food had run out. Mayor McCollar asked that an adjustment be made to the Utility relief fund taking \$13,000.00 for Feed the Boro for 2 emergency food drops.

A motion was made to approve the transfer of \$13,000.00 from the Utility Relief Fund to Feed the Boro for 2 emergency food drops.

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

City Managers Comments

City Manager Charles Penny announced an employee Christmas luncheon will be held on December 17th at Uncle Shuggs on South Main Street. He stated this is a carry out lunch due to COVID.

Mr. Penny updated Mayor and City Council of the money used from the Utility, Mortgage and Small Business relief funds.

Mr. Penny stated Steve Pennington from East Georgia Regional Medical Center reached out to him to tell him how much he appreciates the support of Mayor and City Council during this pandemic.

Mr. Penny thanked Mayor and City Council for all you do for the City and its employees.

Public Comments (General): None

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

At 7:30 pm a motion was made to enter into Executive Session.

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

At 7:57 pm a motion was made to exit Executive Session.

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

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

A Motion was made to appoint Michelle Babot and Michelle Hickson to the Statesboro Planning Commission.

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

A Motion as made to appoint Annie Hills, April Schueths, Barbara King, Freddie Hagan Jr, Jacek Lubecki, Janice Cawthorn, John Gamble, Julie Pickens, Nandi Marshall, Que’ Andra Campbell, Stacy Smallwood, and Suzanne Shurling to the One Boro Commission.

RESULT:	Approved (Unanimous)
MOVER:	Councilmember John Riggs
SECONDER:	Councilmember Venus Mack

AYES:

Chavers, Mack, Riggs, Barr

ABSENT

Councilmember Phil Boym

Consideration of a Motion to Adjourn

A motion was made to adjourn.

RESULT:

Approved (Unanimous)

MOVER:

Councilmember John Riggs

SECONDER:

Councilmember Venus Mack

AYES:

Chavers, Mack, Riggs, Barr

ABSENT

Councilmember Phil Boym

The meeting was adjourned at 7:58 pm

Jonathan McCollar, Mayor

Leah Harden, City Clerk