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**CITY OF STATESBORO  
CITY COUNCIL MINUTES  
JANUARY 15, 2013**

A regular meeting of the Statesboro City Council was held on January 15, 2013 at 6:00 pm in the Council Chambers at City Hall Present were Mayor Joe R. Brannen, Council Members: Will Britt, Phil Boyum, John Riggs, and Gary Lewis. Also present were City Manager Frank Parker, City Clerk Sue Starling, City Attorney Alvin Leaphart, City Engineer Robert Cheshire and Director of Community Development Mandi Cody. Absent was Councilman Travis Chance.

The meeting was called to order by Mayor Joe R. Brannen.

The Invocation was given by Pastor E. Charles Lee and Pledge of Allegiance was given by Councilman Gary Lewis

**Recognitions/Public Presentations**

- A) Network Engineer Bryant Tatum would like to update Council on the Public Works Freeance project.**

Network Engineer Bryant Tatum updated Council on the performance of the Freeance system for Public Works which allows them to spot and transmit locations for trash pick-up

**Public Comments (Agenda Item):** None

**Consideration of a Motion to approve the Consent Agenda**

- A) Approval of Minutes**

**January 03, 2013 Council Minutes**

- B) Consideration of a Motion to approve Resolution 2013-01: A Resolution to Fix and Publish Qualifying Fees for the City of Statesboro November 5, 2013 General Election**

- C) Consideration of a Motion for the surplus and disposal of a 1997 Ford F800 loader truck in the Sanitation Division**

- D) Notification of alcohol license application:**

**Licensee: Daniel Long**

**DBA: Eagle Creek Brewing Company LLC**

**Location: 106 Savannah Avenue (Changing from 403 South Zetterower Avenue)**

**Type of Alcohol License: Manufacturing**

**Type of Business: Brewery (Packaged Sales)**

- E) Consideration of a Motion to approve Special Event Permit**

- a) Benefit program for Georgia Southern Museum – Tour of Italy**

Councilman Riggs made a motion, seconded by Councilman Lewis to approve the consent agenda in its entirety. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote

Public Hearing and Consideration of a Motion to approve the following:

- A) **APPLICATION # AN 12-12-06**: Drayton Parker Companies, LLC, requests annexation by the 100% method and rezoning of property located at 6381 Burkhalter Road from HC (Highway Commercial – Bulloch County) to HOC (Highway Oriented Commercial). (Tax parcel # MS88000025000).

John Bender spoke in favor of the request. Councilman Riggs made a motion, with staff recommendations, seconded by Mayor Pro Tem Will Britt to approve **APPLICATION # AN 12-12-06**: Drayton Parker Companies, LLC, requests annexation by the 100% method and rezoning of property located at 6381 Burkhalter Road from HC (Highway Commercial – Bulloch County) to HOC (Highway Oriented Commercial). (Tax parcel # MS88000025000) Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

- B) **APPLICATION #AN 12-09-01**: Valnoc, LLC requests annexation by the 100% method into the City of Statesboro and rezoning of approximately 65.91 acres of property located on Cawana Road from HC (Highway Commercial – Bulloch County) and R40 (Single Family Residential – Bulloch County) to R4 (High Density Residential). (Tax Parcel # 092000012000).

John Dotson of Maxwell, Reddick and Associates spoke in favor of the annexation. Councilman Boyum made a motion, with staff recommendations, seconded by Councilman Lewis to approve **APPLICATION #AN 12-09-01**: Valnoc, LLC requests annexation by the 100% method into the City of Statesboro and rezoning of approximately 65.91 acres of property located on Cawana Road from HC (Highway Commercial – Bulloch County) and R40 (Single Family Residential – Bulloch County) to R4 (High Density Residential). (Tax Parcel # 092000012000) Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

- C) **APPLICATION # SE 12-11-01**: Mr. Lance Holloway requests a special exception be granted pursuant to the *Statesboro Zoning Ordinance* to allow the operation of a personal care home in an R-4 (High Density Residential) District for property located at 302 Johnson Street. (Tax Map # S11000089000).

Lance Holloway, owner of the property spoke in favor of the special exception. Councilman Lewis made a motion with staff recommendations, seconded by Mayor Pro Tem Will Britt to approve **APPLICATION # SE 12-11-01**: Mr. Lance Holloway requests a special exception be granted pursuant to the *Statesboro Zoning Ordinance* to allow the operation of a personal care home in an R-4 (High Density Residential) District for property located at 302 Johnson Street. (Tax Map # S11000089000) Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

- D) **APPLICATION # RZ 12-12-01**: Hussey, Gay, Bell & DeYoung, Inc. requests a zoning map amendment from R15 (Single Family Residential) District to CR (Commercial Retail) District for a portion of property located on 701 Gentilly Road. (Tax Parcel # MS73000003000).

C J Chance of Hussey, Gay, Bell and DeYoung spoke in favor of the zoning map amendment. Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to approve **APPLICATION # RZ 12-12-01**: Hussey, Gay, Bell & DeYoung, Inc. requests a zoning map amendment from R15 (Single Family Residential) District to CR (Commercial Retail) District for a portion of property located on 701 Gentilly Road. (Tax Parcel # MS73000003000) Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

E) **APPLICATION # AN 12-12-02**: The City of Statesboro requests annexation by the 100% method and rezoning of 13.8 acres of property located on Veterans Memorial Parkway from HC (Highway Commercial) to PUD (Planned Unit Development). (Tax Parcel # MS63000026015).

**APPLICATION # AN 12-12-03**: The City of Statesboro requests annexation by the 100% method and rezoning of property located on Highway 67 from CP (Conservation Preservation – Bulloch County) and HC (Highway Commercial – Bulloch County) to PUD (Planned Unit Development). (Tax Parcel # MS75000021000).

**APPLICATION # AN 12-12-05**: The City of Statesboro requests annexation by the 100% method and rezoning of property located on Langston Chapel from R80 (Residential – Bulloch County) to PUD (Planned Unit Development). (Tax Parcel # 092000008001).

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Boyum to approve **APPLICATION # AN 12-12-02**, **APPLICATION # AN 12-12-03** and **APPLICATION # AN 12-12-05**. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Director of Planning & Community Development Mandi Cody presented the case reports and recommendations of the staff and Planning Commission to City Council and advised Council that the appropriate annexation ordinances, comprehensive plan updates, and other requirements of the annexation request would be forthcoming for future council consideration for **APPLICATION # AN 12-12-06**, **APPLICATION # AN 12-09-01**, **APPLICATION # AN 12-12-02**, **APPLICATION # AN 12-12-03**, and **APPLICATION # AN 12-12-05**.

**Consideration of a Motion to grant a variance from requirements of the Flood Damage Prevention Ordinance to Hendley Properties for the project known as Village at Midtown on South College Street.**

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Boyum to grant a variance from requirements of the Flood Damage Prevention Ordinance to Hendley Properties for the project known as Village at Midtown on South College Street. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

**Consideration of a Motion to award a five year copier and maintenance contract to Digital Office Equipment “piggy-backing” the existing contract with the Bulloch County Board of Education**

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to award a five year copier and maintenance contract to Digital Office Equipment “piggy-backing” the existing contract with the Bulloch County Board of Education. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Mayor Joe R. Brannen left the meeting at 7:00 pm. He did not return to the meeting.

**Consideration of a Motion to approve Resolution 2013-02: A Resolution to increase the hotel motel tax by 1%.**

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Boyum to postpone this item until the first Council meeting in February. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

**Public Hearing pursuant to Notice of Hearing issued by the Mayor and City Council of Statesboro on January 2, 2013 to Gracious Development, LLC and Lanika Walden.**

A hearing was held to hear the case accusing Gracious Development and Lanika Walden of unlawful activities at 323 Johnson Street. City Attorney Alvin Leaphart swore Code Enforcement Officer Eric Short, Director of Public Safety Wendell Turner, Fire Inspector Chris Colson, Building Inspector Chip Godbee and City Manager Frank Parker. These City employees gave testimony and evidence that showed unlawful activity in the establishment.

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to revoke the special exception request that was granted in October of 2012. Therefore, the location reverts back to a residential area as the business is now closed. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

**Other Business from City Council**

City Manager Frank Parker updated Council on item (D) of the consent agenda. City Attorney Alvin Leaphart would be bringing an Ordinance change to Council to accommodate the request for a brewery. City Manager Frank Parker also asked Council to approve a 2 year contract with Frontier to be the backup provider for the City’s internet. Councilman Boyum made a motion, seconded by Councilman Lewis to approve the 2 year contract with Frontier as the backup provider for the City’s internet. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

At 9:30 pm, City Manager Frank Parker asked Council for an Executive Session on “Personnel Matters”. Councilman Boyum made a motion, seconded by Mayor Pro tem Will Britt to hold an Executive Session with a 5 minute break. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Present were Council Members: Will Britt, Phil Boyum, John Riggs, and Gary Lewis. Also present were City Manager Frank Parker, City Clerk Sue Starling, and City Attorney Alvin Leaphart.

Mayor Pro Tem Will Britt called the regular session back to order at 9:55 p.m. with no action taken.

### **Public Comments (General)**

Elizabeth DeWester addressed Council with concerns of the ditch at Blich Street and Martin Luther King Drive. Council assured Ms. DeWester that procedures were being put in place to correct the issue and should be resolved in the next several months.

Director of Community Development Mandi Cody asked Council to approve a motion to authorize the preparation of a block grant by the Planning Department for the Gordon Street drainage project. Councilman Boyum made a motion, seconded by Mayor Pro Tem Will Britt to approve the preparation of the block grant. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

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

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to adjourn.

Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote. The meeting was adjourned at 9:56 pm.