



## **CALL TO ORDER**

The meeting was called to order at 7:02 p.m.

Present; Mayor Joe Piper and Councilmembers, Lyle, Thrasher, McCormic, Crawley and by phone, Councilmember Venable.

Also present: City Clerk, Sandra Bennett and City Attorney Jody Campbell.

## **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Piper, and all veterans and their families were thanked for their service.

## **VOTING ITEMS**

- 1. Alcohol License Application:** Baba Sai, Inc. owner and applicant, Niko Patel, has applied for a City of Statham alcoholic beverage license for retail sales of beer, wine and distilled spirits located at 0 Bethlehem Road, Statham, GA 30666, Map and Parcel Number ST05 012, also known as Niko's Fine Wine & Spirits.

Councilmember McCormic made a motion to approve the Alcohol License application for Baba Sai, Inc. with a condition of extending the selling date of licensed products up to 10 months or no later than October 31, 2022 for the purposes of building construction. In the event there are delays in construction, the applicant must return to council to ask for an extension.

Councilmember Crawley seconded the motion. Councilmembers Crawley, McCormic and Venable voted yea. Councilmembers Thrasher voted no. Councilmember Lyle abstained with no reason provided for abstaining. The vote passed 3-2.

- 2. Rezone R-21-10:** Thomas Holcombe, applicant and property owner seeks to rezone from SR-2 (Suburban Residential -2 District) to MFR (Multiple Family Residential District) 0.532 acre (map/parcel ST04/078) fronting 112.75 feet on the south side of Jefferson Street west of its intersection with Village Pass and fronting 99.93 feet on the north side of 3rd Street. Proposed use: division of property for two single-family detached dwellings.

Councilmember McCormic made a motion to approve the Rezone R-21-10 with the conditions set forth by staff. The following conditions apply to this approval:

**1. Use limitation.** The subject property shall be limited detached, single-family uses, including accessory uses and structures. Multi-family residential uses shall not be permitted.

**2. Minimum lot size.** The minimum lot size shall be 0.24 acre.

**3. Dimensional requirements.** Building height, building area (minimum area per dwelling unit) and building setbacks for principal and accessory structures shall be those applicable to the SR-2 zoning district, not the MFR zoning district.

Councilmember Thrasher seconded the motion.

Councilmembers McCormic, Thrasher, Lyle and Venable voted yay. Councilmember Crawley voted no. The motion passed 4-1.

- 3. Rezone R-21-08:** Presidential Oaks Properties, LLC, by Mitchell Tress, applicant, Margaret Ann Hamway, property owner, seek to rezone property (9.0 acres) fronting on the south side of Atlanta Highway, S.E. and the west side of Mulberry Street (part of Map/Parcel ST02/029) from SR-1, Suburban Residential-1 District to MFR, Multiple-Family Residential District. Proposed use: 62 fee simple townhouses.

Councilmember McCormic made a motion to deny Rezone R-21-08. Councilmember Lyle seconded the motion, and the motion passed unanimously.

- 4. Rezone R-21-09:** Presidential Oaks Properties, LLC, by Mitchell Tress, applicant, Margaret Ann Hamway, property owner, seek to rezone property (2.6 acres) fronting on the south side of (1811) Atlanta Highway, S.E. (Map/Parcels ST01/024, part of ST02/029, ST01/025A, and ST01/025 from SR-1, Suburban Residential-1 District to HB, Highway Business District. Proposed use: commercial. At the previous Regular Meeting, the applicant has requested Tract 3 to be rezoned to O-I based on public comment.

Councilmember McCormic made a motion to approve the Rezone R-21-09 with the conditions set forth by staff. There was no second to the motion. Motion died.

Councilmember Venable made a motion to deny Rezone R-21-09. Councilmember Crawley seconded the motion. Councilmembers Venable, Crawley and Lyle voted for yay. Councilmembers McCormic and Thrasher voted no. Motion passed 3-2.

- 5. Preliminary Plat PP-21-04 Statham Place:** Application for Preliminary Plat Approval for “Statham Place,” Sullins Engineering, LLC, Applicant, MHC of Georgia, LLC, property owner, 36 lots on 48.10 acres fronting on the southeast side of Dooley Town Road (part of Map/Parcels ST04/095C and ST04/095).

Councilmember Thrasher made a motion to table Preliminary Plat PP-21-04 Statham Place until the February 3, 2022 Work Session Meeting. Councilmember Venable seconded the motion, and the motion passed unanimously.

- 6. Workers' Compensation Coverage:** To approve the City to remain with their current Workers' Compensation carrier, Georgia Municipal Association (GIRMA, Georgia Interlocal Risk Management Agency) for the calendar year 2022 beginning January 1, 2022 through December 31, 2022. Staff obtained five (5) policy quotes: 1. GIRMA - \$31,526 2. BITCO - \$30,986 3. National Liability and Fire Insurance Company - \$29,777 4. Travelers Insurance Company - Declined 5. Amtrust Insurance Company - Declined. Each proposal is an estimated premium, and final adjustments will be made after the annual W/C audit. The City Accountant will budget for potential adjustments, which is based on payroll. Staff's recommendation is to stay with GMA for longevity purposes and benefits offered by GMA not offered by other carriers.

Councilmember Crawley made a motion to continue with Georgia Municipal Association (GIRMA, Georgia Interlocal Risk Management Agency) for year 2022. Councilmember Thrasher seconded the motion, and the motion passed unanimously.

- 7. Axon Agreement for Police Protection Equipment:** To authorize the Mayor to sign an updated agreement with Axon for new and upgraded tasers for police officers. The updated agreement includes cartridges, and the new tasers have the latest technology. The current agreement does not include the expense of taser cartridges, and the technology of the tasers currently used is outdated by approximately 10 years. The total cost of the agreement is \$18,580.96, or \$3,716.19 per year for five years, and the City will pay Axon \$2,212 to capture the remaining value owed from the previous hardware. This will require an amendment to the budget to reflect the increased cost to the agreement.

Councilmember Crawley made a motion to approve the Axon Agreement for police protection equipment. Councilmember Venable seconded the motion, and the motion passed unanimously.

**8. New Year 2022 City Council Meeting Calendar**

Councilmember McCormic made a motion to approve the 2022 City Council meeting calendar. Councilmember Thrasher seconded the motion, and the motion passed unanimously.

**9. New Year 2022 Holiday Schedule**

Councilmember Venable made a motion to approve the 2022 holiday schedule. Councilmember McCormic seconded the motion. Councilmembers Venable, McCormic, Crawley and Thrasher voted yay. Councilmember Lyle voted no. The motion passed 4-1.

## **10. Acceptance of Fiscal Year 2020 Financial Statement**

Councilmember Venable made a motion to accept the 2020 Financial Statement. Councilmember Crawley seconded the motion. Councilmembers Venable, Crawley, Lyle and McCormic voted yay. Councilmember Thrasher voted no. The motion passed 4-1.

## **11. R-21-04 Resolution for Dedication**

Mayor Piper read R-21-04 honoring Ms. Betty Lyle for her years of service to The City of Statham. Councilmember McCormic made a motion to approve R-21-04, a Resolution for Dedication. Councilmember Thrasher seconded the motion. Councilmembers McCormic, Venable, Thrasher and Crawley voted yay. Councilmember Lyle abstained, and the reason for her abstaining was because the Resolution was for her. The motion passed 4-1.

## **12. FY21 Audit:** To authorize the Mayor to sign an acceptance letter from Bates Carter to perform audit services for fiscal year 2021. The cost for the FY21 audit is not to exceed \$20,000.

Councilmember McCormic made a motion to authorize the Mayor to sign an acceptance letter from Bates Carter to perform the audit for FY21. Councilmember Lyle seconded the motion, and the motion passed unanimously.

## **13. O-21-10 Speed Zone Ordinance Listing No. 6130-10-2021**

Councilmember McCormic made a motion to approve O-21-10. Councilmember Venable seconded the motion, and the motion passed unanimously.

## **MINUTE APPROVAL**

### **1. December 9, 2021 Special Called Meeting Minutes**

Councilmember Venable made a motion to approve the minutes from the December 9, 2021 Special Called Meeting. Councilmember Thrasher commented that the Barrow Journal had the information from this meeting incorrect. Attorney Campbell assured her that the City Minutes were correct, not the newspaper. Councilmember Crawley seconded the motion. Councilmembers Venable, Crawley, McCormic and Lyle voted yay. Councilmember Thrasher voted no. The motion passed 4-1.

### **2. December 9, 2021 Work Session & Public Hearing Meeting Minutes**

Councilmember McCormic made a motion to approve the Minutes from the December 9, 2021 Work Session and Public Hearing. Councilmember Lyle seconded the motion, and the motion passed unanimously.

## **ADJOURN**

At 7:38 p.m., Councilmember Crawley made a motion to adjourn. Councilmember Thrasher seconded the motion, and the motion passed unanimously.

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Mayor Joe Piper

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Sandra Bennett, City Clerk

(seal)

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Date

These minutes will be approved at the January 6, 2022 City Council Work Session.