

Action Minutes – February 1, 2018

SAVANNAH CITY COUNCIL ACTION MEETING MINUTES February 1, 2018

The regular meeting of Council was held this date at 2:00 p.m. in the Council Chambers of City Hall. The Pledge of Allegiance was recited in unison followed by the Invocation by Alderman Bell.

PRESENT: Mayor Eddie W. DeLoach, Presiding [absent 2:05 p.m.-2:25 p.m.]
Mayor Pro-Tem Carol Bell [presiding 2:05 p.m.-2:25 p.m.]
Alderman Julian Miller, Chairman of Council
Aldermen Bill Durrence, Van Johnson, II, Tony Thomas, Estella Shabazz and John Hall

City Manager, Rob Hernandez
City Attorney W. Brooks Stillwell
Deputy City Attorney Jen Herman
Assistant City Attorney William Shearouse

ABSENT: Brian Foster, Vice-Chairman of Council

MINUTES

Upon motion of Alderman Bell, seconded by Alderman Shabazz, unanimous approval was given to amend the agenda to make an appointment to the Downtown Savannah Authority.

Upon motion of Alderman Bell, seconded by Alderman Shabazz, unanimous approval was given for the Mayor to sign an affidavit and resolution on Real Estate, Personnel and Litigation for an Executive Session held today where no votes were taken. (**SEE RESOLUTIONS**)

Upon motion of Alderman Bell, seconded by Alderman Shabazz, and unanimously carried the Summary/Final minutes for the City Council Work Session and City Manager's Briefing of January 18, 2018 were approved.

Upon motion of Alderman Bell, seconded by Alderman Shabazz, and unanimously carried the Summary/Final Minutes for the City Council Meeting of January 18, 2018 were approved.

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PRESENTATIONS

Representatives Dr. Cheryl Dozier, Savannah State University President, and Shirley James, Festival Coordinator of the 2018 Savannah Black Heritage Festival Committee, appeared to issue a formal invitation to the community and City Council to attend the 29th Annual Savannah Black Heritage Festival scheduled February 1 - 18, 2018. The Savannah Black Heritage Festival is a professionally produced, multi-disciplinary festival. The focus of the festival is to present performances, exhibits and activities that attract a broad cross-section of age, socio-economic and ethnically diverse residents in Savannah and its outlying areas as well as visitors. All festival events and activities are open to the public. Information can be found at www.savannahblackheritagefestival.com

Representatives Murem Sharp, former Mayor Edna Jackson, Shirley James, Lizann Roberts, Jeff Zelen, Executive Director of Cardiac Services for St. Joseph's/Candler, Emily Hennessy, Manager of Cardiac Rehabilitation Program, and Justine Hardy, Patient Educator of WomenHeart Savannah The Heart Hospital at St. Joseph's/Candler, appeared to receive the Women's Heart Awareness Week Proclamation.

LEGISLATIVE REPORTS

ALCOHOLIC BEVERAGE LICENSE HEARINGS

As advertised, the following alcoholic license petitions were heard. No one appeared in objection to the issuance of these licenses.

John G. Curry for Rue De Jean Associates, LLC t/a 39 Rue De Jean (Embassy Suites), requesting liquor, beer/wine (drink) license with Sunday sales from John Massey at 605 West Oglethorpe Avenue, which is located between Fahm Street and Papy Street in District 1. The applicant plans to continue to operate as a restaurant. **Approved**

Tilman J. Feritta for Crab Shack Acquisition GA, LLC t/a Joe's Crab Shack, requesting liquor, beer and wine (drink) license with Sunday sales from Gregory Bond at 504 E. River Street, which is located between East Broad Street Ramp and Lincoln Street Ramp in District 1. The applicant plans to continue to operate as a full-service restaurant center. **Approved**

Michael Jacobson for Dreams Inn Progress t/a Dresser Palmer House, requesting a transfer of beer and wine (drink) license with Sunday sales from Jeff Notrica at 209-211 E. Gaston Street, which is located between Abercorn Street and Lincoln Street in District 2. The applicant plans to continue to operate as a hotel. **Approved**

Dennis C. Thompson Victory One West, LLC t/a El Coyote, requesting liquor, beer and wine (drink) license with Sunday sales at 1 West Victory Drive, which is located between Barnard Street and Bull Street in District 5. The applicant plans to operate as a restaurant. **Approved**

Amy Stafford for Parallel Universe, LLC t/a The Portal, requesting liquor, beer and wine (drink) license with Sunday sales at 408 West Broughton Street, which is located between

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Montgomery Street and Martin Luther King Jr. Boulevard in District 2. The applicant plans to operate as a restaurant. **Approved**

James Massey for Two Tides Brewing Company t/a Two Tides Brewing, requesting beer (Manufacturer) license at 12 West 41st Street, which is located between Whitaker Street and Bull Street in District 2. **Approved**

Joshua Yates for Habersham Pizza, LLC t/a Habersham Pizza, requesting liquor, beer and wine (drink) license at 1201 Habersham Street, which is located between East Duffy Street and East Henry Street in District 2. **Approved**

David T. Cobham for Publix Supermarkets, Inc. t/a Publix #0522, requesting beer and wine (package) license from Randy Roeser at 5500 Abercorn Street, which is located between DeRenne Avenue and Jackson Boulevard in District 4. **Approved**

Kim Argenta for Publix Supermarket, Inc. t/a Publix #1186, requesting beer and wine (package) license from Tonya Kelly at 11701 Abercorn Street, which is located between Mercy Boulevard and Largo Drive in District 6. **Approved**

Deborah Lee for AB McDonough's, Inc. t/a McDonough's Restaurant and Lounge, requesting to transfer liquor, beer and wine (drink) license with Sunday sales from William Lee. The business is located at 21 East McDonough Street, which is between Drayton Street and Bull Street in District 2. The applicant plans to continue to operate a restaurant. **Approved**

ZONING HEARINGS

Marcus Lotson, Metropolitan Planning Commission, appeared to briefly describe the zoning items before Council:

Petitioner: The City of Savannah (File No. 17-005213) is proposing to amend the Zoning Ordinance regarding lodging establishments and to create the Hotel Development Overlay District. **Approved**

Petitioner: The City of Savannah (File No. 17-005888-ZA) is proposing to amend the Zoning Map to create an overlay district known as the Hotel Development Overlay District. **Approved**

Petitioner: Joseph R. Ross for RB-CIV Savannah Hotel, LLC (File No. 17-007048-ZA) is requesting a text amendment to expand the boundaries of the newly created Sec. 8-3122 Plant Riverside Sign District in the northwest section of the Savannah Historic District to include the hotel currently under construction across River Street to the south at 412 Williamson Street. **Continued to the meeting of March 1, 2018.**

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PETITIONS

John Reese, Property Owner, is requesting that the City of Savannah formally abandon, release, and quitclaim a 20-foot prescriptive drainage easement located at 703 Louisville Road (PIN: 2-0030-05-001). **Approved**

City of Savannah, Property Owner, is requesting an amendment for sale of property located at 701 Montgomery Street. **Approved**

ORDINANCES **FIRST READINGS**

Ordinances read for the first time in Council February 1, 2018.

An amendment to Part 9, Chapter 1 of the Code of Ordinances to Provide Penalties for Possession of Marijuana. Pursuant to O.C.G.A. § 36-32-6(a) and (c), the Recorder's Court of Chatham County is vested with jurisdiction to dispose of cases where a person is charged with possession of one ounce or less of marijuana when the offense occurs within the corporate limits of the City of Savannah. Currently there is no ordinance setting punishment for less than one ounce of marijuana. **No action required**

Amendments to Sec. 6-1207(c) of the Alcoholic Beverage Ordinance to Include Exemptions from State Distance Requirements. Georgia Code (O.C.G.A. § 3-3-21(b)(3) and § 3-4-47) grants municipalities the power to regulate the distance requirement between religious and educational institutions and establishments licensed to sell, distribute or manufacture alcoholic beverages. In 2016, revisions to the Alcoholic Beverage Ordinance eliminated the distance requirements. **No action required**

ORDINANCES **FIRST and SECOND READINGS**

Ordinances read for the first time in Council February 1, 2018, then by unanimous consent of Council read a second time, February 1, 2018, placed upon its passage.

Amend Sections 207 and 208 of the Savannah Code of Ordinances to Adopt Radar Permit Changes Made by the Georgia Department of Transportation.

ADOPTED AND APPROVED: February 1, 2018

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ORDINANCES **SECOND READINGS**

Ordinances read for the first time in Council January 18, 2018, then by unanimous consent of Council read a second time, February 1, 2018, placed upon its passage.

An Ordinance to Amend the Zoning Map of the City to Establish Zoning for 0.57 Acres of Land to be Annexed to the City.

ADOPTED AND APPROVED: February 1, 2018

Amend the Purchasing Ordinance to Include Definitions for Savannah Business and Disadvantaged Business Enterprises

ADOPTED AND APPROVED: February 1, 2018

RESOLUTIONS

A Resolution for The Mayor and Aldermen of The City of Savannah Authorizing the Mayor to Sign an Affidavit of Executive Session

ADOPTED AND APPROVED: February 1, 2018

Resolution Supporting Grant Application to the 2018 Historic Preservation Grant Fund Program

ADOPTED AND APPROVED: February 1, 2018

Resolution Authorizing a Contract with the Downtown Savannah Authority (DSA) and Approve the Issuance of Bonds by the DSA to the Best Bidder

ADOPTED AND APPROVED: February 1, 2018

Resolution Supporting Grant Application for the Savannah Historic Resources Survey, Phase III

ADOPTED AND APPROVED: February 1, 2018

Resolution Supporting Designation of Savannah as an Information Technology Corridor, as Recommended by the Senate IT Corridors Study Committee

ADOPTED AND APPROVED: February 1, 2018

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BIDS, CONTRACTS AND AGREEMENTS

Procure Postage Machine and Certified Mail Software From Pitney Bowes (Event No. 5564). Recommend approval to award the purchase of a postage machine and certified mail software to Pitney Bowes in the amount of \$68,941.89. **Approved**

Award Contract Modification for Mills B. Lane Rehabilitation Project (Event No. 5053). Recommend approval of Contract Modification No. 1 for the Mills B. Lane Bridge rehabilitation project to Massana Construction in the amount of \$256,050.00. **Approved**

Procure Source Water Protection Plan Update from Center for Watershed Protection (Event No. 5051). Recommend approval to award a contract for source water protection plan services to the Center for Watershed Protection in the amount of \$107,479.00. **Approved**

Award Design Contract for Bryan Street Garage to JMT (Event No. 5563). Recommend approval to award a design contract for the Bryan Street Garage to JMT in the amount of \$31,000.00. **Approved**

Award Design Contract for State Street Garage to Raymond Engineering-Georgia, Inc. (Event No. 5575). Recommend approval to award a design contract for the State Street Garage to Raymond Engineering-Georgia Inc. in the amount of \$36,500.00. **Approved**

Renew Annual Contract for Third Party Administrator Adjusting Services for Risk Management Division to Gallagher Bassett (Event No. 4012). Recommend approval to renew an annual contract for third-party administrator adjusting services for workers' compensation and auto liability claims with Gallagher Bassett Services in the estimated amount of \$301,119.00. **Approved**

Award Sole Source Procurement of Motorola Portable Radios from Motorola Solutions (Event No. 5851). Recommend approval to procure 70 Motorola APX-6000 portable radios from Motorola Solutions in the amount of \$333,677.40. **Approved**

Procure VMWare Maintenance and Support Services from Zones, Inc. (Event No. 5701). Recommend approval to procure VMWare maintenance and support services from Zones, Inc. in the amount of \$27,547.99. **Approved**

Contract Modification No. 1 for Oils, Lubricants, and Anti-Freeze to Colonial Fuel & Lubricant Services (Event No. 5056). Recommend approval to modify an annual contract for oils, lubricants and anti-freeze to Colonial Fuel & Lubricant Services in the amount of \$2,644.60. **Approved**

Procure Diesel Engine Wastewater Pumping System from Godwin Pumps of America, Inc. (Event No. 5653). Recommend approval to procure one diesel wastewater pumping system in the amount of \$44,982.00 from Godwin Pumps of America, Inc. **Approved**

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Simcoe at Waverly, LLC has requested a water and sewer agreement for Waverly Phase 3C.
Approved

Stop N Stor' #8, LLC has requested a water and sewer agreement for Stop N Stor' 8 West.
Approved

Fifth Extension of Right-of-Entry Agreement with Central of Georgia Railroad Company.
Approved

D.R. Horton, Inc. has requested a water and sewer agreement for Coffee Point Phase 3A.
Approved

D.R. Horton, Inc. has requested a water and sewer agreement for Coffee Point Phase 3B.
Approved

CITY ATTORNEY ACTION ITEMS

Show Cause Hearing – Own Time Sports and Comedy Grill. Owner, Gregory Webb surrendered his alcohol license to the Revenue Department on January 31, 2018. Deputy City Attorney Jen Herman and Savannah Police Department officers made a presentation to Council regarding an incident at this establishment that led to the scheduling of the show cause hearing and the surrendering of the license.

MISCELLANEOUS

Recombination / Major Subdivision Plat for New Savannah Police Precinct Facility.
Approved

Sponsorship Package for Congress for the New Urbanism. **Approved**

Issuance of Bonds for the Acquisition of the River Walk Extension and the Stairwell Elevator Project on the West End of River Street. **Approved**

Appointments to Boards, Commissions and Authorities.

Downtown Savannah Authority

Ted Kleisner- Full Term ending December 31, 2021

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Announcements

Alderman Thomas expressed his concerns with the opioid epidemic. He asked the City Attorney if the City of Savannah was joining in a law suit which a Federal judge has opened. Attorney Stillwell stated they are considering it and there are three law firms in Savannah considering the issue. He will also participate in an IMLA conference on Monday. Alderman Thomas asked Attorney Stillwell when will he have an update for Council. Attorney Stillwell stated at the next meeting.

Alderman Shabazz asked the City Manager Hernandez the status on the evaluation of the Urban Land Institute in reference to the fairgrounds. Mr. Hernandez stated he has not proceeded to do any additional work engaging the Urban Land Institute with the fairgrounds because of Council disagreements. When he gets a clear direction from Council he will move forward. Alderman Shabazz asked the City Manager to explain what the Urban Land Institute is. Mr. Hernandez stated the Urban Land Institute is a global non-profit organization. It is made up of individuals involved in architecture, urban planning, and urban design. Since 1946 they have been offering their expertise of members and volunteers to local communities to solve urban design or land use challenges. Alderman Shabazz stated with that wonderful explanation she will talk further with her colleagues on Council about getting that evaluation for the fairgrounds. She also asked how much will that cost the City. City Manager Hernandez stated it ranges from \$15, 000 to \$19,000.

Council reconvened to the media room to continue the Work Session.



Luciana M. Spracher
Acting Clerk of Council