

City Council Synopsis, April 13, 2023

Mayor Sessions called the meeting to order at 6:30PM, April 13, 2023. Those in attendance were Brian West, Monty Parks, Barry Brown, Jay Burke and Spec Hosti. Also attending were Dr. Shawn Gillen, City Manager; Michelle Owens, Assistant City Manager; Bubba Hughes, City Attorney; Tracy O'Connell, City Attorney, George Shaw, Planning and Zoning and Jan LeViner, Clerk of Council. Nancy DeVetter was excused.

Opening Ceremonies

Call to Order

Posting of Colors and Pledge of Allegiance, American Legion Post 154

Invocation: Jan LeViner, Clerk

Mayor Sessions added the following to the Consent Agenda:

- Minutes, March 23, 2023
- Agenda Request: Elisurf's Coffee & Bagel Bar dba The Surfing Goat: Add liquor by the drink to existing alcohol license: Beer/Wine/Sunday Sales License 15B Tybrisa St
- Visit Tybee Info Hut Agreement
- Approve contract proposal for Audit Services. Management recommends Clifton Larson Allen LLP to perform FY23 Audit of City Financial Statements
- Sgt Sims, out of state travel to complete his Drug Recognition Expert certification. He will need to travel to Jacksonville, FL on April 10 and return on April 16. Hotels expenses for travel are covered for this trip through the certification program. Sgt. Sims will need to travel in his TIPD patrol car requiring gas and per diem for meals. He was originally scheduled to attend this class in November 2023, but a spot opened this month.

Citizens to be Heard: Please limit comments to 3 minutes. Maximum allowable times of 5 minutes. **Pat Leiby** and **Julia Pearce**, Tybee MLK's Pilgrimage to Ghana connecting the Door of No Return to Tybee's Lazaretto

Spec Hosti made a motion to approve the consent agenda. **Brian West** seconded. Vote was unanimous to approve, 5-0.

Public Hearings

- **Special Review, Sec 3-100, Beach, dune or vegetation disturbance/crossover maintenance and construction. Jason Bell petitioner. Applicant is requesting special review of proposed retaining wall at landward toe of dune. Monty Parks made a motion to approve. Barry Brown seconded. Vote was 5-0 to approve.**
- **Applicant requests permission to have a second temporary dwelling on the property until home is elevated. Applicant is part of 2nd batch of the HMGP grant. Brian West made a motion to allow for 30 months beginning on the day of her choice. Spec Hosti seconded. Voting in favor were Brian West and Spec Hosti. Those voting against were Monty Parks, Barry Brown, and Jay Burke. Motion failed 2-3. Barry Brown made a motion to table until the City received more information as to the future of the Grant. Monty Parks seconded. Voting in favor were Monty Parks, Barry Brown and Jay Burke. Voting against were Spec Hosti and Brian West. Motion approved, 3-2.**
- **First Reading, 2023-05, Sec 5-050 (C): Expanded Notification to Owners or Occupants. Monty Parks made a motion to approve. Spec Hosti seconded. Vote was unanimous to approve, 5-0.**

- **First Reading 2023-06: Sec 5-050, Single Family to Multifamily Rezoning. Monty Parks** made a motion to approve. **Spec Hosti** seconded. Vote was unanimous to approve, 5-0.
- **First Reading 2023-07: Sec 5-060 Appeal of Zoning Decision. Brian West** made a motion to approve. **Monty Parks** seconded. Vote was unanimous to approve, 5-0.
- **First Reading 2023-08 Sec 5-060 Required Number of Public Hearings. Monty Parks** made a motion to approve. **Spec Hosti** seconded. Vote was unanimous to approve, 5-0.
- **First Reading 2023-09 Sec 3-090 To allow an Elevator to Encroach into the Side or Rear Setback. Spec Hosti** made a motion to table and come back with further information and clarification. **Monty Parks** seconded. Vote was unanimous to approve, 5-0.
- **First Reading 2023-10 Sec 2-010 Change of Setback Definition to Allow for Elevators. Brian West** made a motion to approve. **Monty Parks** seconded. Vote was unanimous to approve, 5-0.
- **First Reading 2023-11 Sec 3-TBD, to Restrict STR Permits in the R-1, R-1B and R2. Revised to 2023-11. Jay Burke recused. Monty Parks** made a motion to approve. **Barry Brown** seconded. Voting against were Brian West and Spec Hosti. **Shirley Sessions** voted in the affirmative. Vote was 3-2 to approve.
- **First Reading 2023-12 Sec 3-TBD To allow for an Exception to the STR Abandonment Clause in Cases of Certain Calamities. Monty Parks** made a motion to approve. **Spec Hosti** seconded. Vote was unanimous to approve, 4-0.
- **Appendices - Staff Reports and Planning Commission votes for Public Hearings. Not action needed or taken.**

Jay Burke returned

Consideration of Ordinances and Resolutions

- **Second Reading, 2023-20, Sec 46-34, Discrimination and Harassment Prevention. Monty Parks** made a motion to approve. **Brian West** seconded. Vote was unanimous to approve, 5-0.

Monty Parks made a motion to adjourn to executive session to discuss litigation, and real estate. **Brian West** seconded. Vote was unanimous to approve, 5-0.

Monty Parks made a motion to return to regular session. **Spec Hosti** seconded. Vote was unanimous to approve, 5-0.

Spec Hosti made a motion to adjourn. **Monty Parks** seconded. Vote was unanimous to approve, 5-0.

Meeting adjourned at 9:05PM

Janet LeViner, MMC
Clerk of Council