

City Council Synopsis, January 28, 2021

Consideration of Items for Consent Agenda

Mayor Sessions called the Consent Agenda to order at 6:30PM. Those present were Jay Burke, Monty Parks, Barry Brown, Nancy DeVetter and Spec Hosti. Also attending were Dr. Shawn Gillen, City Manager; Bubba Hughes, City Attorney; Tracy O'Connell, Assistant City Attorney; George Shaw, Director, Community Development; and Janet LeViner, Clerk of Council. John Branigin was not in attendance per prior notice.

Mayor Sessions called the regular meeting to order. All those present for the consent agenda were present.

Opening Ceremonies

- Call to Order
- Invocation: Jan LeViner, Clerk of Council
- Pledge of Allegiance

Citizens to be Heard.

- Shirley Wright: Tybee Voices
- Pat Leiby: Proposed Alcohol Restrictions
- Gerald Schantz: Proposed Alcohol Restrictions

Reports of Staff, Boards, Standing Committees and/or Invited Guest. Limit reports to 10 minutes.

- Maria Procopio, Marine Science Center Update

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

Public Hearings

- **Private Parking Lots:** Discussion of commercial and private parking lots. **Spec Hosti** made a motion to approve. **Monty Parks** seconded. Voting in favor were Jay Burke, Monty Parks and Spec Hosti. Voting in opposition were Nancy DeVetter and Barry Brown. Motion passed, 3-2.

Consideration of Local Requests & Applications – Funding, Special Events, Alcohol License

- **Tybee Sprint Triathlon.** Deferred until a later time.

Consideration of Bids, Contracts, Agreements and Expenditures

- **Approval of Non-Profit Organizations**
 - Tybee Island Maritime Academy \$20,000
 - Tybee Beautification \$2,000 to include waivers
 - Tybee Arts Association \$2,000 to include waivers
 - Yeebies \$575
 - Tybee MLK \$600
 - Tybee Clean Beach Volunteers \$2,000
 - American Legion Waived fees for alcohol licenses
 - Garden Club Waive fees for Guard House to conduct meetings
 - Farmers Market for waiver of fees for business license

Discussion: Mr. Hughes stated the nonprofits and groups that seek waivers of fees or similar concessions from the City or that receive funds after making application are supposed to enter contracts with the City that provide for the community benefit thought to be derived from the actions of the nonprofit or group. This is because the City is not authorized to simply make gifts and has to receive benefits in exchange for what the City provides. The issue of whether the City receives adequate value is really up the City and within council's judgment. **Spec Hosti** made a motion to approve to include the waiving of all fees to include Building Permit Fees; Liquor License Fees; Business License Fees; Special Event Fees; and Rental of City Facility Fees. **Monty Parks** seconded. Vote was unanimous to approve, 5-0.

Consideration of Ordinances, Resolutions

First Reading: 2021-02, Septic to Sewer. Barry Brown made a motion to approve. **Monty Parks** seconded. Vote was unanimous to approve, 5-0.

First Reading, 2021-03, Section 3-190 (H), Water Restriction (Discussion, possible amendment). Withdrawn

Second Reading: 2021-01, Article VIII, Short Term Rental Properties. Spec Hosti made a motion to approve with changes as recommended by Mr. Hughes. **Monty Parks** seconded. **Discussion: Mr. Hughes** stated there is a correction to the proposed ordinance in Sec 34-262, Regulatory Fees, the words "register or registration" appear in sub-sections c, d, and e, and needs to change to "apply and/or identify" to be in-line with the language in the ordinance that refers to the identification of the unit. One other comment in the first section would be in reference to Bed & Breakfast (B&B). The language concerns him as the STVR operationally includes B&B's as they collect and pay taxes just as the STVR's. He has language to change which would alleviate the concerns and states it excludes B&B's accommodations as they are currently defined by the City of Tybee Island's LDC however B&B's are required to have Occupational Licenses and pay applicable taxes and fees as required by law or ordinance. He asked that Mayor and Council include those changes. **Spec Hosti** accepted Mr. Hughes recommendations and included in his motion. **Monty Parks** seconded with the restrictions. Vote was unanimous to approve, 5-0.

Council, Officials and City Attorney Considerations and Comments

Shawn Gillen: Tybee Island Alcohol Ordinance Workgroup Final Recommendations. Workshop to be held.

Shawn Gillen: Action Item List

Monty Parks made a motion to adjourn to Executive Session to discussion Litigation and Real Estate. **Barry Brown** seconded. Vote was unanimous to approve, 5-0.

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

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

Meeting adjourned at 9:35PM.