



## April 25, 2019 City Council Regular Meeting

### CITY GOVERNMENT

### OFFICIAL PROCEEDINGS OF CITY COUNCIL

### SAVANNAH, GEORGIA

The regular meeting of Council was held 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 Alderwoman Estella Shabazz.

**PRESENT:** Mayor Eddie W. DeLoach, Presiding

Aldermen Carol Bell, Julian Miller, Brian Foster, Bill Durrence, Van Johnson, II, Tony Thomas, John Hall and Estella E. Shabazz

Rob Hernandez, City Manager

Bret Bell, Assistant to the City Manager

Jennifer Herman, Interim City Attorney

William Shearouse, Assistant City Attorney

Upon motion of Alderwoman Bell, seconded by Alderwoman Shabazz, unanimous approval was given to amend the agenda to add the following items:

- 46. Settlement of Claim for Personal Injuries: Robert McKinley in the amount of \$150,000.00
- 47. Two personnel related items, resulting from Executive Session discussions
- 48. Motion to reschedule the July 4, 2019 City Council Meeting to July 2, 2019

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

### **A RESOLUTION OF THE MAYOR AND ALDERMEN OF THE CITY OF SAVANNAH AUTHORIZING THE MAYOR TO SIGN AFFIDAVIT OF EXECUTIVE SESSION.**

BE IT RESOLVED by the Mayor and Aldermen of the City of Savannah as follows:

At the meeting held on the 25<sup>th</sup> day of April, 2019 the Council entered into a closed session for the purpose of discussing Real Estate, Litigation and Personnel. At the close of the discussions upon this subject, the Council reentered into open session and herewith takes the following action in open session:

1. The actions of Council and the discussions of the same regarding the matter set forth for the closed session purposes are hereby ratified;
2. Each member of this body does hereby confirms that to the best of his or her knowledge, the subject matter of the closed session was devoted to matters within the specific relevant exception(s) as set forth above;
3. The presiding officer is hereby authorized and directed to execute an affidavit, with full support of the Council in order to comply with O.C.G.A. §50-14-4(b); 17
4. The affidavit shall be included and filed with the official minutes of the meeting and shall be in a form as required by the statute.

**ADOPTED AND APPROVED: APRIL 25, 2019 upon motion of Alderwoman Bell, seconded by Alderwoman Shabazz, and unanimously carried.**

## **APPROVAL OF AGENDA**

### [1. Motion to Adopt the Agenda for the April 25, 2019 City Council Regular Meeting](#)

The amended agenda was approved upon motion of Alderwoman Bell, seconded by Alderwoman Shabazz, and unanimously carried.

## **APPROVAL OF MINUTES**

### [2. Motion to Approve the Summary/Final Minutes for the City Council Work Session and City Manager's Briefing of April 11, 2019](#)

[Exhibit 1: Minutes April 11, 2019.pdf](#)

The minutes were approved upon motion of Alderwoman Bell, seconded by Alderwoman Shabazz, and unanimously carried.

### [3. Motion to Approve the Summary/Final Minutes for the City Council Meeting of April 11, 2019](#)

[Exhibit 1: Minutes April 11, 2019.pdf](#)

Agenda items 3, 4 and 5 were approved upon motion of Alderwoman Bell, seconded by Alderwoman Shabazz, and unanimously carried.

### [4. Motion to Approve the Summary/Final Minutes for the Special City Council Meeting of April 15, 2019](#)

[Exhibit 1: Minutes April 15, 2019.pdf](#)

### [5. Motion to Approve the Summary/Final Minutes for the 1st Quarter Budget Conference/Work Session of April 18, 2019](#)

[Exhibit 1: Minutes April 18, 2019.pdf](#)

## **PRESENTATIONS**

### [6. Proclamation Declaring April as Child Abuse Awareness and Prevention Month](#)

The Proclamation declaring April as Child Abuse Awareness and Prevention month was read by Mayor DeLoach.

### [7. Special Recognition of Preston Walthour for his Retirement after 52 years of Service to the City of Savannah and her Citizens](#)

Gene Prevatt, Sanitation Director, read and presented a plaque to Preston Walthour for 52 years of dedicated service to the City of Savannah.

### [8. A Presentation of a Certificate of Appreciation from Scenic Chatham to the Staff of the 311 Call Center](#)

Ardis Wood, Scenic Chatham's Co-Chair, presented a Certificate of Appreciation to Stacey Ferguson, Director of the 311 Call Center and staff.

## **ALCOHOLIC BEVERAGE LICENSE HEARINGS**

### [9. Motion to Approve a Transfer of the Class E Alcohol License from Navin Patel to Vinod Patel of Vinayak Food Mart at 1321 Wheaton Street \(Aldermanic District 2\)](#)

[Exhibit 1: Density Map - Vinayak Food Mart.pdf](#)

[Exhibit 2: Alcohol Reports - Vinayak Food Mart.pdf](#)

[Exhibit 3: Measurement Report - Vinayak Food Mart.pdf](#)

[Exhibit 4: Checklist - Vinayak Food Market.pdf](#)

The hearings for items 9 and 10 were closed upon motion of Alderwoman Bell, seconded by Alderman Durrence, and unanimously carried.

The alcohol license was approved upon of Alderman Durrence, seconded by Alderman Foster, and unanimously carried.

[10. Motion to Approve a New Class J Alcohol License for Mohamed Eldibany of Victory North at 2603 Whitaker Street \(Aldermanic District 2\)](#)

[Exhibit 1: Checklist - Victory North.pdf](#)

[Exhibit 2: Density Map - Victory North.pdf](#)

[Exhibit 3: Alcohol Reports - Victory North.pdf](#)

[Exhibit 4: Measurement Report - Victory North.pdf](#)

[Exhibit 5: Information Flyer - Victory North Savannah.pdf](#)

The alcohol license was approved upon of Alderman Durrence, seconded by Alderwoman Bell, and unanimously carried.

## **ZONING HEARING**

[11. Motion to Amend the Zoning Ordinance Regarding Nonconforming Uses at 321 Habersham Street \(Petitioner: Robert L. McCorkle for Fox and Fig, LLC\)](#)

[Exhibit 1: Planning Commission Recommendation - Section 8-3134\(g\)\(1\).pdf](#)

[Exhibit 2: Draft Ordinance Section 8-3134\(g\)\(1\).pdf](#)

[Exhibit: 3: Location of the Only RIP-A-1 Zoning District.pdf](#)

Continued to the meeting of May 23, 2019, upon motion of Alderman Durrence, seconded by Alderman Johnson, and unanimously carried per the petitioner's request.

[12. Motion to Amend the Zoning Ordinance by Creating the Savannah Harbor Parcel PUD \(Petitioner: Joseph R. Ross\)](#)

[Exhibit 1: Planning Commission Recommendation - Savannah Harbor Parcel 5 PUD Text.pdf](#)

[Exhibit 2: Draft Master Plan - Savannah Harbor Parcel 5 PUD Text.pdf](#)

[Exhibit 3: Draft Ordinance - Savannah Harbor Parcel 5 PUD Text.pdf](#)

Marcus Lotson, Development Services Director - Metropolitan Planning Commission, briefly described the petitioner's request.

City Manager Hernandez informed Council that he had discussions with the petitioner to remind them of the requirements to abide by the City's Complete Streets Ordinance. Which means any boulevard or street standards will incorporate the ordinance as required by law.

Rusty Ross, representative for the developer, reminded Council that the City has already been given a parcel of land for the development of a police and fire facility.

The hearings for items 12 and 13 were closed upon motion of Alderman Johnson, seconded by Alderman Hall, and unanimously carried.

The amendment was approved upon motion of Alderman Johnson, seconded by Alderman Durrence, and unanimously carried.

[13. Motion to Rezone 0 Resort Drive from PUD-B-W-70 to the Savannah Harbor Parcel 5 PUD \(Petitioner: Joseph R. Ross\)](#)

[Exhibit 1: Planning Commission Recommendation - Savannah Harbor Parcel 5 PUD Rezoning.pdf](#)

[Exhibit 2: Aerial Map - Savannah Harbor Parcel 5 PUD Rezoning.pdf](#)

[Exhibit 3: Original Savannah Harbor Master Plan - Savannah Harbor Parcel 5 PUD Rezoning.pdf](#)

[Exhibit 4: 2000 Plat Book 19S Pages 99A-99E - Savannah Harbor Parcel 5 PUD Rezoning.pdf](#)

[Exhibit 5: 2002 Plat Book 25P Page 4 - Savannah Harbor Parcel 5 PUD Rezoning.pdf](#)

[Exhibit 6: Draft Master Plan - Savannah Harbor Parcel 5 PUD Rezoning.pdf](#)

[Exhibit 7: Draft Ordinance - Savannah Harbor Parcel 5 PUD Rezoning.pdf](#)

[Exhibit 8: PUD Text - Savannah Harbor Parcel 5 Rezoning.pdf](#)

The rezoning was approved upon motion of Alderman Johnson, seconded by Alderwoman Bell, and unanimously carried.

## **PETITIONS**

### 14. Motion to Approve the Naming of the Recreational Space in Cloverdale Park to 'Lucius "Bo" Levett Recreational Area (Petitioner: Dr. Ann Levett)

[Exhibit 1: MPC Certificate of Appropriateness - Lucius "Bo" Levett Recreational Area.pdf](#)

[Exhibit 2: Staff Memo - Lucius "Bo" Levett Recreation Area.pdf](#)

[Exhibit 3: Biography - Lucius "Bo" Levett](#)

[Exhibit 4: Map - Lucius "Bo" Levett Recreation Area.pdf](#)

Alderman Johnson briefly presented the item discussing the work of Mr. Lucius "Bo" Levett.

Dr. Ann Levett, Savannah Chatham County Public County School System Superintendent, thanked the Mayor and Council for the recognition of her father.

Item 14 was approved upon motion of Alderman Johnson, seconded by Alderman Thomas, and unanimously carried.

Mayor DeLoach also thanked Dr. Levett for the Business Partner Appreciation Award received from the School Board.

### 15. Motion to Approve the Naming of a Pocket Park Located in the Paradise Park Neighborhood at 9 Sheridan Circle to "Sunrise Park." (Petitioner: Alan Boulton, Paradise Park Oakhurst Neighborhood Association)

[Exhibit 1: Staff Memo - Sunrise Park.pdf](#)

[Exhibit 2: MPC Certificate of Appropriateness - Sunrise Park.pdf](#)

[Exhibit 3: Map - Sunrise Park.pdf](#)

Alderman Miller provided a brief history of the park. Alan Boulton, Paradise Park Oakhurst Neighborhood Association appeared to thank Council.

Item 15 was approved upon motion of Alderman Miller, seconded by Alderman Thomas, and unanimously carried.

### 16. Motion to Approve the Naming of an Unnamed Park Located at the Coffee Bluff Marina to "Rosedew Park" (Petitioner: Alderman Tony Thomas)

[Exhibit 1: Staff Memo - Rosedew Park](#)

[Exhibit 2: MPC Certificate of Appropriateness - Rosedew Park.pdf](#)

[Exhibit 3: Map - Rosedew Park.pdf](#)

Alderman Thomas provided a brief history on Rosedew Park and Falligant Pavilion.

Items 16 and 17 were approved upon motion of Alderman Thomas, seconded by Alderman Hall, and unanimously carried.

### 17. Motion to Approve the Naming of an Unnamed Pavilion Located at the Coffee Bluff Marina to "Falligant Pavilion" (Petitioner: Alderman Tony Thomas)

[Exhibit 1: Map - Falligant Pavilion.pdf](#)

[Exhibit 2: Staff Memo - Falligant Pavilion.pdf](#)

[Exhibit 3: MPC Certificant of Appropriateness - Falligant Pavilion.pdf](#)

[18. Motion to Approve Replacing Existing Marker with a New Marker on The African American Monument at 77 East River Street](#)

[Exhibit 1: Historic Sites and Monuments Recommendation.pdf](#)

[Exhibit 2: Aerial Map.pdf](#)

[Exhibit 3: Application and Information.pdf](#)

[Exhibit 4: Conditions of the Approval - Revised Marker Design.pdf](#)

Alderman Johnson provided a brief history of the African American Monument and the work Dr. Abbie H. Jordan did to get it erected.

Item 18 was approved upon motion of Alderman Johnson, seconded by Alderman Thomas, and unanimously carried.

**ORDINANCES - FIRST AND SECOND READING**

[19. Motion to Amend the Zoning Ordinance to Provide a Zoning Designation for 6.64 Acres on Canebrake Road to be Annexed into the City of Savannah \(Petitioner: Baps Savannah, LLC.\)](#)

[Exhibit 1: Annexation Petition - 355 and 381 Canebrake Road.pdf](#)

[Exhibit 2: Zoning Ordinance - 355 and 381 Canebrake Road.pdf](#)

Ordinance read for the first time in Council April 25, 2019, then by unanimous consent of Council read a second time, placed upon its passage, adopted and approved upon a motion by Alderwoman Shabazz, seconded by Alderman Hall, and unanimously carried. Alderman Johnson not voting.

The ordinance is on file in the Office of the Clerk of Council.

[20. Motion to Approve Annexation of 6.64 Acres on Canebrake Road Near South Gateway Boulevard \(Petitioner: Baps Savannah, LLC.\)](#)

[Exhibit 1: Annexation Petition - 355 and 381 Canebrake Road.pdf](#)

[Exhibit 2: Memo to City Manager Regarding Annexation Petition - 355 Canebrake Road.pdf](#)

[Exhibit 3: Annexation Ordinance - 355 and 381 Canebrake Road.pdf](#)

Ordinance read for the first time in Council April 25, 2019, then by unanimous consent of Council read a second time, placed upon its passage, adopted and approved upon a motion by Alderwoman Shabazz, seconded by Alderwoman Bell, and unanimously carried. Alderman Johnson not voting.

The ordinance is on file in the Office of the Clerk of Council.

[21. Motion to Rezone Portions of 0 Sterling Street to R-M-25 \(Petitioner: Planning Commission\)](#)

[Exhibit 1: Planning Commission Recommendation - 0 Sterling Street \(portions\).pdf](#)

[Exhibit 2: Aerial Map - 0 Sterling Street \(portions\).pdf](#)

[Exhibit 3: Site Development Concept - 0 Sterling Street \(portions\).pdf](#)

[Exhibit 4: 1912 Hawthorne Park Subdivision - 0 Sterling St with Project.pdf](#)

[Exhibit 5: 1909 Rivers Ward - 0 Sterling St with Project.pdf](#)

[Exhibit 6: 1982 Housing Authority and City of Savannah Urban Renewal Project Plat Book 5P Pages 73A-B and 74A-B with Project.pdf](#)

[Exhibit 7: Urban Renewal Project Parcels - 0 Sterling St.pdf](#)

[Exhibit 8: Draft Ordinance - 0 Sterling St.pdf](#)

[Exhibit 9: Site Development Concept v2 - 0 Sterling St.pdf](#)

Ordinance read for the first time in Council April 25, 2019, then by unanimous consent of Council read a second time, placed upon its passage, adopted and approved upon a motion by Alderman Durrence, seconded by Alderman Foster, and unanimously carried. Alderman Miller was not present for the vote.

The ordinance is on file in the Office of the Clerk of Council.

[22. Motion to Rezone 711 and 719 East Broad Street from R-B-1 to RIP-B \(Petitioner: Robert McCorkle for Union Mission, Inc., Owner, and Savannah House, LLC\)](#)

[Exhibit 1: Planning Commission Recommendation - 711 and 719 E Broad St.pdf](#)

[Exhibit 2: Aerial Map - 711 and 719 E Broad St.pdf](#)

[Exhibit 3: Draft Ordinance - 711 and 719 E Broad St.pdf](#)

Ordinance read for the first time in Council April 25, 2019, then by unanimous consent of Council read a second time, placed upon its passage, adopted and approved upon a motion by Alderman Durrence, seconded by Alderman Foster, and unanimously carried. Alderman Miller was not present for the vote.

The ordinance is on file in the Office of the Clerk of Council.

[23. Motion to Rezone 2007 Alaska Street from R-B-1 to B-N \(Petitioner: Thomas Cribbs\)](#)

[Exhibit 1: Planning Commission Recommendation - 2007 Alaska St.pdf](#)

[Exhibit 2: Aerial Map - 2007 Alaska St.pdf](#)

[Exhibit 3: Draft Ordinance - 2007 Alaska St.pdf](#)

Ordinance read for the first time in Council April 25, 2019, then by unanimous consent of Council read a second time, placed upon its passage, adopted and approved upon a motion by Alderman Hall, seconded by Alderman Foster, and unanimously carried. Alderman Miller was not present for the vote.

The ordinance is on file in the Office of the Clerk of Council.

[24. Motion to Amend the Code of Ordinances Sec. 7-1023, Appendix I, Sec. 219, "Stopping, standing, and Parking Prohibited during Certain Hours"](#)

[Exhibit 1: Parking Restriction Map - Briarcliff Circle.pdf](#)

Ordinance read for the first time in Council April 25, 2019, then by unanimous consent of Council read a second time, placed upon its passage, adopted and approved upon a motion by Alderwoman Bell, seconded by Alderman Foster, and unanimously carried. Alderman Miller was not present for the vote.

The ordinance is on file in the Office of the Clerk of Council.

[25. Motion to Amend the 2019 Revenue Ordinance](#)

[Exhibit 1: Amendment 1 - 2019 Revenue Ordinance.pdf](#)

[Exhibit 2: Redline Version of Amendment 1 - 2019 Revenue Ordinance.pdf](#)

Ashley Simpson, Revenue Director, briefly reviewed the amendments to the 2019 Revenue Ordinance.

Ordinance read for the first time in Council April 25, 2019, then by unanimous consent of Council read a second time, placed upon its passage, adopted and approved upon a motion by Alderman Foster, seconded by Alderman Hall, and unanimously carried.

[26. Motion to Amend the Budget and Capital Improvement Program](#)

[Exhibit 1: Q1 2019 Operating Budget Adjustments.pdf](#)

[Exhibit 2: 2019 Q1 Workforce Amendment.pdf](#)

[Exhibit 3: Capital Budget Amendment Details.pdf](#)

Melissa Carter, Budget Director, briefly described the amendments to the Budget and Capital Improvement Program.

Ordinance read for the first time in Council April 25, 2019, then by unanimous consent of Council read a second time, placed upon its passage, adopted and approved upon a motion by Alderman Johnson, seconded by Alderwoman Bell, and unanimously carried.

## RESOLUTIONS

[27. Motion to Approve a Resolution Extending a Temporary Stay on the Issuance of Alcoholic Beverage Licenses within Portions of Aldermanic District 1 and 5](#)

[Exhibit 1: Aerial - Temporary Stay on the Issuance of Alcoholic Beverage Licenses \(Aldermanic Districts 1 & 5\).pdf](#)

[Exhibit 2: Resolution - Temporary Stay on the Issuance of Alcoholic Beverage Licenses \(Aldermanic Districts 1 & 5\).pdf](#)

The Resolution was approved upon motion of Alderman Johnson, seconded by Alderwoman Shabazz, and unanimously carried.

[28. Motion to Approve a Resolution Authorizing an Interfund Loan for \\$1.9 Million from the Water and Sewer Fund to the Sanitation Fund for the Purpose of Funding the Acquisition of the Property Located at 1809 West US Highway 80](#)

[Exhibit 1: Resolution - Interfund Transfer for the Purchase of the Waste Management Facility.pdf](#)

The Resolution was approved upon motion of Alderman Foster, seconded by Alderman Miller, and unanimously carried.

## SPLOST PROJECTS

[29. Motion to Award a Design Assistance Contract to Oak View Group Facilities, LLC, as part of a Phased Contract to Include the Future Lease of the New Savannah Arena for Operations and Management Services \(Event No. 6488\)](#)

[Exhibit 1: Arena Design Assistance Purchasing Summary.pdf](#)

[Exhibit 2: Arena Design Assistance Funding Verification.pdf](#)

Pastor Leonard Small expressed his concerns with the process and actions taken by Council.

Harold Yellin, Attorney for OVG and representatives presented Council with the presentation previously given in Executive Session on April 11<sup>th</sup>.

Alderman Thomas questioned Mr. Luukko in reference to the Broward County deal.

Alderman Johnson discussed his issues with what he did and did not see in the proposal. In addition he discussed the problems he has with the RFP and the Executive Session and the apparent conflict of interest with a member of Council's family member who is involved with the contract.

Alderwoman Shabazz explained why she would be voting against this contract and suggested the procurement process be reviewed.

Upon motion of Alderman Miller, seconded by Alderman Hall, and carried a board vote was taken with the following voting in favor: Mayor DeLoach, Aldermen Miller, Foster, Durrence and Hall. Aldermen Johnson, Thomas and Shabazz voted against the motion. Alderwoman Bell recused herself from the vote.

## PURCHASING ITEMS

[30. Motion to Procure Budget and Performance Software from OpenGov \(Event No. 7075\)](#)

[Exhibit 1: Purchasing Summary - Budget Software](#)

[Exhibit 2: Funding Verification - Budget Software.pdf](#)

Item 30 was approved upon motion of Alderwoman Bell, seconded by Alderman Durrence, and unanimously carried per the City Manager's recommendation.

[31. Motion to Award Annual Contract for Summer 500 Program Temporary Labor Services to Chatham Personnel Enterprises, Inc. \(Event No. 6854\)](#)

[Exhibit 1: Purchasing Summary - Summer 500 Temporary Employment Agency.pdf](#)

[Exhibit 2: Scope - Summer 500 Temporary Employment Agency.pdf](#)

[Exhibit 3: Funding Verification - Summer 500 Temporary Employment Agency.pdf](#)

Item 31 was approved upon motion of Alderman Miller, seconded by Alderman Foster, and unanimously carried per the City Manager's recommendation.

[32. Motion to Award Construction Contract for Robinson Garage Elevator Modernization to Johnson-Laux Construction \(Event No. 7061\)](#)

[Exhibit 1: Robinson Garage Elevator Purchasing Summary](#)

[Exhibit 2: Robinson Garage Elevator Funding Verification](#)

Item 32 was approved upon motion of Alderman Miller, seconded by Alderman Hall, and unanimously carried per the City Manager's recommendation.

[33. Motion to Procure a Code Publishing and Content Management System from enCodePlus \(Event No. 7082\)](#)

[Exhibit 1: enCodePlus Purchasing Summary](#)

[Exhibit 2: enCodePlus Funding Verification](#)

Item 33 was approved upon motion of Alderman Durrence, seconded by Alderwoman Shabazz, and unanimously carried per the City Manager's recommendation.

[34. Motion to Award Lease Agreement for the Forsyth Cafe Operations to Southern Cross Hospitality \(Event No. 6859\)](#)

[Exhibit 1: Forsyth Park Cafe Purchasing Summary](#)

[Exhibit 2: Forsyth Park Cafe Scope](#)

[Exhibit 3: Draft Lease for Forsyth Park Cafe.pdf](#)

Item 34 was approved upon motion of Alderman Durrence, seconded by Alderman Miller, and unanimously carried per the City Manager's recommendation.

[35. Motion to Approve a Leasing Agreement with Georgia Power Lighting Services for 13 License Plate Readers \(Event No. 7074\)](#)

[Exhibit 1: LPRs Purchasing Summary](#)

[Exhibit 2: LPRs Funding Verification](#)

Withdrawn per the City Manager's recommendation

[36. Motion to Renew Annual Contract for DNA Laboratory Services with Serological Research Institute \(Event No. 4421\)](#)

[Exhibit 1: Purchasing Summary - DNA Lab Services.pdf](#)

[Exhibit 2: Funding Verification - DNA Lab Services.pdf](#)



Withdrawn per the City Manager's recommendation

## **AGREEMENTS**

### [37. Motion to Approve an Intergovernmental Agreement Between the City of Savannah and Chatham County for Improvements to Veteran's Parkway from I-516 to State Route 204](#)

[Exhibit 1: Intergovernmental Agreement - Veterans Parkway Improvement Project.pdf](#)

[Exhibit 2: Funding Verification - Veterans Parkway Improvement Project.pdf](#)

The Intergovernmental Agreement was approved upon motion of Alderwoman Shabazz, seconded by Alderman Foster, and unanimously carried per the City Manager's recommendation. Alderman Johnson recused himself from the vote. Alderman Durrence was not present for the vote.

### [38. Motion to Modify the PY2018 Workforce Innovation and Opportunity Act \(WIOA\) Year-Round Youth Sub-awards to administer the WIOA Youth Summer Work Experience Program in the amount of \\$550,000](#)

[Exhibit 1: PY18 Youth Statement of Award.pdf](#)

Items 38 through 42 were approved upon motion of Alderwoman Bell, seconded by Alderman Miller, and unanimously carried per the City Manager's recommendations.

### [39. Motion to Approve Modification No. 1 to the PY2018 Workforce Innovation and Opportunity Act \(WIOA\) Ross-IES Career & Case Management Sub-award in the amount of \\$49,400](#)

[Exhibit 1: FY19 DW Statement of Award.pdf](#)

[Exhibit 2: FY19 Adult Statement of Award.pdf](#)

### [40. Motion to Accept Additional PY2017/FY2019 WIOA Dislocated Worker and Dislocated Worker Veteran Grant Awards in the amount of \\$432,222](#)

[Exhibit 1: PY17 DWVet Statement of Award.pdf](#)

[Exhibit 2: FY19 DW-18-19 Statement of Award.pdf](#)

### [41. Motion to Accept FY2019 SNAP Works 2.0 Award in the Amount of \\$262,211.67](#)

[Exhibit 1: FY19 GDOL Expense Contract.pdf](#)

[Exhibit 2: SNAP Works 2.0 Cover Letter from GDOL.pdf](#)

### [42. Motion to Renew PY2018 WIOA Service Provider Sub-awards in the Amount of \\$2,163,725](#)

[Exhibit 1: CWDB Executive Committee March 28, 2019 Agenda.pdf](#)

## **ADDED AGENDA ITEMS**

### [43. Motion to Consider Alcohol License for Jyoti Patel of Montgomery Market at 4305 Montgomery Street \(Aldermanic District 5\)](#)

[Exhibit 1: Notice of Show Cause Hearing - Jyoti Patel for Montgomery Market.pdf](#)

Jennifer Herman, Interim City Attorney, swore in all parties providing testimony for the Show Cause Hearings for items 43 and 44.

Denise Cooper, Assistant City Attorney, conducted the Show Cause Hearing for Jyoti Patel of Montgomery Market located at 4305 Montgomery Street in Aldermanic District 5.

Attorney Herman informed Council a letter was sent to Montgomery Market via certified mail on April 5, 2019 and a signed receipt was received in the City Attorney's Office. However, there are no representatives present from the location.

Lieutenant Shinita Young, Savannah Police Department (Alcohol Beverage Compliance Unit), provided testimony of events that led to the recommendation of revocation.

The Show Cause hearing was closed upon motion of Alderman Miller, seconded by Alderwoman Shabazz, and unanimously carried.

The staff recommendation to revoke the alcohol license for Montgomery Market was approved upon motion of Alderwoman Shabazz, seconded by Alderman Miller, and unanimously carried.

#### [44. Motion to Consider the Alcohol License for Guavav Patel for The HUB at 4402 Montgomery Street \(Aldermanic District 5\)](#)

##### [Exhibit 1: Notice of Show Cause Hearing - Guavav Patel for The Hub at Montgomery.pdf](#)

Denise Cooper, Assistant City Attorney, conducted the Show Cause Hearing for Guavav Patel for The HUB at Montgomery located at 4402 Montgomery Street in Aldermanic District 5.

Lieutenant Shinita Young, Savannah Police Department (Alcohol Beverage Compliance Unit), provided testimony of events that led to the recommendation of revocation.

Michael Chaney, Code Compliance Supervisor, provided additional testimony of Code Compliance violations at the location.

The Show Cause hearing was closed upon motion of Alderwoman Shabazz, seconded by Alderman Hall, and unanimously carried.

The staff recommendation to revoke the alcohol license for The HUB was approved upon motion of Alderwoman Shabazz, seconded by Alderman Miller, and unanimously carried.

Alderman Hall inquired if the revocation will be effective today. Attorney Herman informed Council it will be effective today, she will send a letter from the City Attorney's Office and have a Savannah Police Department Officer to both locations to provide notice.

#### [45. Motion to Consider the Appeal of the Contract Award for Design Assistance Services as Part of a Phased Contract to Include the Future Lease, Operations and Management of the New Savannah Arena \(Event No. 6488\) \(Petitioner: SMG Venue Services Joint Venture, LLC\)](#)

##### [Exhibit 1: City Manager Appeal Decision - Arena Design Assistance.pdf](#)

##### [Exhibit 2: Letter from Wilson Brock - Arena Design Assistance.pdf](#)

##### [Exhibit 3: Letter of Appeal - Arena Design Assistance](#)

Prior to the appeal made by representatives of SMG, Ivan Cohen, resident addressed Council with his concerns about inclusion as it relates to the Arena.

City Manager Hernandez informed Council an administrative hearing was held yesterday and due to the dissatisfaction of the decision to uphold the Acting Purchasing Director's decision to recommend awarding the contract to OVG, SMG Venue Services is now appealing to the Mayor and Aldermen.

Brian Terrell and James Curry from the Program Manager, Jones Lang LaSalle (JLL), accompanied by Manuel Dominguez, Director of the Office of Business Opportunity, presented the presentation given to Council during the Executive Session at the meeting of April 11, 2019.

Following the presentation of JLL, time was allotted for the SMG, petitioner, to present its case to the Mayor and Council. Mike Vaquer, Government Affairs Consultant for SMG, introduced Harry Cann, Vice President of Arenas and Stadiums for SMG, and Harold Buckley, Attorney for SMG.

Attorney Buckley respectfully requested that Council sustain its appeal; either disqualify OVG for the deficiencies in its proposal or start the process over so everyone is on a level playing field.

City Manager Hernandez addressed the following four points made by Attorney Buckley:

- OVG refused to provide financial statements – they responded on page 25 of their response and offered to provide the City staff and representatives access to additional information upon request. The request was made and granted to the City.
  - Additionally, the financials are not a graded criteria in this process.
- DBE participation at the sub-contractor level – SMG brought it to the attention of staff and the City agreed and changes its approach to assign a score based on prime level DBE participation and a commitment to a level of participation on the subcontractor level.
- Scope – this solicitation was always intended to be a phased approach which is why the RFP was written in the manner it was and specifies three distinct phases and each phase was broken down into sub-tasks or sub-phases.
- Negotiations – it was alluded that staff was engaged in negotiations with one of the responding firms which is untrue. Staff has not entertained any negotiations with OVG and that will not occur until Council makes a decision.

Alderman Foster inquired about SMG’s history of protesting.

Alderman Thomas expressed his displeasure with the process to include the Executive Session of April 11<sup>th</sup>. He inquired which members of Council spoke with OVG representatives.

Alderman Johnson expressed his concerns about the process and thinks things have been done wrong.

Alderwoman Shabazz detailed her concerns with the process and forms used to quantify the DBE participation.

Alderman Thomas requested the City Manager explain his relationship with OVG.

City Manager Hernandez provided Council with detailed information on his relationship with OVG, SMG and Spectra.

Upon motion of Alderman Miller, seconded by Alderman Hall, and carried the appeal of item 45 to SMG Venue Services was denied/rejected and agenda item 29 was considered. A board vote was taken with Mayor DeLoach, Aldermen Miller, Foster, Durrence and Hall voting in favor. Aldermen Johnson, Thomas and Shabazz voted against the motion. Alderwoman Bell recused herself from the discussion.

**46. Settlement of Claim for Personal Injuries: Robert McKinley in the amount of \$150,000.00.** The settlement was approved upon motion of Alderman Miller, seconded by Alderman Hall, and unanimously carried per the City Attorney’s recommendation.

**47. Two personnel related items, resulting from Executive Session discussions.**

- **City Manager Consultant appointment: Motion to appoint Pat Monahan as a consultant, effective May 1, 2019, subject to an authorized agreement and a salary of \$20,000.00/month, through December 31, 2019 up to 12 months.** The appointment was approved upon motion of Alderwoman Bell, seconded by Alderman Miller, and unanimously carried.
- **City Attorney appointment: Motion to appoint Bates Lovett as City Attorney, operating on a contractual basis with no benefits, effective May 1, 2019, subject to an authorized agreement in an amount of \$148,000.00 through December 31, 2019.** The appointment was approved upon motion of Alderwoman Bell, seconded by Alderman Miller, and carried. A board vote was taken with the following voting in favor: Mayor DeLoach, Aldermen Bell, Miller, Foster, Durrence and Hall. Aldermen Johnson and Thomas voted against the motion. Alderwoman Shabazz abstained and did not vote.

**48. Motion to reschedule the July 4, 2019 City Council Meeting to July 2, 2019.** The Council meeting was rescheduled to Tuesday, July 2, 2019, upon motion of Alderwoman Bell, seconded by Alderman Hall, and unanimously carried.

**Announcements**

Alderman Johnson acknowledged Tiwana Crawford, Assistant to the Clerk of Council, for her service in the Clerk of Council’s office. He thanked and saluted her for all she has done.

Alderman Thomas acknowledged the Joe Shearouse for the birth of a little girl.

Alderman Johnson congratulated Marty Johnson for receiving the Community Star recognition.

There being no further business, Mayor DeLoach declared this meeting of Council adjourned at 6:56 p.m.

The video recording of the Council meeting can be found by copying and pasting the below link in your url:

<https://savannahgovtv.viebit.com/player.php?hash=udxvIZfcSvKy>

**Mark Massey, Clerk of Council**