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**Regular Meeting**

**March 18, 2025**

**6:30 P.M.**

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**I. INVOCATION AND PLEDGE**

**II. CALL TO ORDER**

Mayor Krause called the meeting to order at 6:30 pm.

Present: Mayor Krause and Councilmembers Terilli, Bogenrieder, Patterson, Penn and Burnette.

Also Present: City Attorney Jody Campbell, City Clerk Nicole Sapp,

City Administrator Cheryl Venable, and PD Personnel.

**III. AMEND AGENDA**

**III.1 VOTING ITEM- V.10 Safety Coordinator Resolution**

Councilmember Burnette made a motion to amend the agenda to add voting item

V.10 Safety Coordinator Resolution

Councilmember Penn second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

**IV. MINUTE APPROVAL**

**IV.1 March 4, 2025- Public Hearing and Work Session**

Councilmember Patterson made a motion to approve the March 4, 2025- Public Hearing and Work Session meeting minutes.

Councilmember Bogenrieder second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

**V. VOTING ITEMS**

**V.1 Star Spangled Statham Fireworks Quote**

Councilmember Bogenrieder made a motion to approve the Star Spangled Statham Fireworks Quote for the amount of \$10,000.00.

Councilmember Terilli second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

**V.2 Fire Hydrant Meter Ordinance- O-25-01**

Councilmember Burnette made a motion to approve the Fire Hydrant Meter Ordinance- O-25-01.

Councilmember Terilli second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

**V.3 Light Pollution Ordinance- O-25-02**

Councilmember Terilli made a motion to table the Light Pollution Ordinance- O-25-02 to the April 1, 2025 council meeting.

Councilmember Patterson second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

V.4 Right of Way Ordinance- O-25-03

Councilmember Penn made a motion to approve the Right of Way Ordinance- O-25-03.

Councilmember Burnette second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

V.5 Edee's Rental Agreement

Councilmember Penn made a motion to table Edee's Rental Agreement to the April 1, 2025 council meeting.

Councilmember Terilli second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

Jody Campbell made a point of order to amend the agenda to include non-voting item-

VI.1 First Reading of Ordinance Amending The Unified Development Code (UDC) Of The City Of Statham, to Amend Table 2-1 "Permitted And Conditional Uses By Zoning Districts."

Councilmember Penn made a motion to amend the agenda to add non-voting item

VI.1 First Reading of Ordinance Amending The Unified Development Code (UDC) Of The City Of Statham, to Amend Table 2-1 "Permitted And Conditional Uses By Zoning Districts."

Councilmember Patterson second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

V.6 City of Statham Personnel Safety Policy

Councilmember Penn made a motion to approve the City of Statham Personnel Safety Policy.

Councilmember Burnette second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

V.7 City of Statham Personnel Seatbelt Policy

Councilmember Penn made a motion to approve the City of Statham Personnel Seatbelt Policy.

Councilmember Terilli second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

V.8 Spring Fest, Lions Club

Councilmember Patterson made a motion to approve the Spring Fest, Lions Club

Councilmember Bogenrieder second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

V.9 Resolution of Extension of Permissive Use Moratorium

Councilmember Penn made a motion to approve the Resolution of Extension of Permissive Use Moratorium to March 31, 2025.

Councilmember Terilli second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

V.10 Safety Coordinator Resolution

Councilmember Penn made a motion to approve the Safety Coordinator Resolution

Councilmember Burnette second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

## **VI. NON-VOTING ITEMS**

VI.1 First Reading of Ordinance Amending The Unified Development Code (UDC) Of The City Of Statham, to Amend Table 2-1 "Permitted And Conditional Uses By Zoning Districts."- Jody Campbell spoke regarding the First Reading of Ordinance Amending The UDC Of The City Of Statham, to Amend Table 2-1 "Permitted And Conditional Uses By Zoning Districts."

## **VII. EXECUTIVE SESSION**

VII.1 Pursuant to the attorney-client privilege and as provided by Georgia Code section 50-14-2(1), a meeting otherwise required to be open was closed to the public in order to consult and meet with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved and the matter discussed was pending or potential litigation.

Councilmember Patterson made a motion to enter into executive session at 6:39 pm.

Councilmember Burnette second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

Councilmember Penn made a motion to exit out of executive session at 6:53 pm.

Councilmember Terilli second the motion.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

No votes were taken following the adjournment of the executive session.

## **VIII. ADJOURN**

Councilmember Bogenrieder made a motion to adjourn the regular meeting.

Councilmember Patterson second the motion to adjourn the regular meeting.

Terilli -Yes, Bogenrieder- Yes, Patterson-Yes, Penn-Yes, Burnette-Yes

Motion passed 5-0

Meeting adjourned at 6:54 pm

## EXECUTIVE SESSION AFFIDAVIT

Before an officer duly authorized to administer oaths appeared Debi Krause, who, after being duly sworn, deposes and on oath states the following:

(1) I am competent to make this Affidavit and have personal knowledge of the matters set forth herein.

(2) Pursuant to my duties as Mayor, I was the presiding officer of a meeting of the Statham City Council held on the 4<sup>th</sup> day of February, 2025. A portion of said meeting was closed to the public.

(3) It is my understanding that O.C.G.A. § 50-14-4(b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the person presiding over such meeting or, if the agency's policy so provides, each member of the governing body of the agency attending such meeting, shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

(4) The subject matter of said meeting, or the closed portion thereof, was devoted to matters within exceptions to public disclosure provided by law. Those specific relevant exceptions are identified as follows: (Using the list below as a guide list in the affidavit only the exceptions actually applicable to the specific closed meeting.)

\_\_\_\_\_ A. Meeting to discuss or vote to authorize the settlement of a matter covered by the attorney-client privilege as provided in Georgia Code section 50-14-2(1) and 50-14-3(b)(1)(A). The subject discussed was \_\_\_\_\_.

\_\_\_\_\_ B. Meeting to discuss or vote to authorize negotiations to purchase, dispose of or lease property as provided in Georgia Code section 50-14-3(b)(1)(B).

\_\_\_\_\_ C. Meeting to discuss or vote to authorize the ordering of an appraisal related to the acquisition or disposal of real estate as provided in Georgia Code section 50-14-3(b)(1)(C).

\_\_\_\_\_ D. Meeting to discuss or vote to enter into a contract to purchase, dispose of, or lease property subject to approval in a subsequent public vote as provided in Georgia Code section 50-14-3(b)(1)(D).

\_\_\_\_\_ E. Meeting to discuss or vote to enter into an option to purchase, dispose of, or lease real estate subject to approval in a subsequent public vote as provided in Georgia Code section 50-14-3(b)(1)(E).

\_\_\_\_\_ F. Meeting to discuss or deliberate upon the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee as provided in Georgia Code section 50-14-3(b)(2).

\_\_\_\_\_ G. Meeting to interview one or more applicants for the position of the executive head of an agency as provided in Georgia Code section 50-14-3(b)(2).

X \_\_\_\_\_ H. Pursuant to the attorney-client privilege and as provided by Georgia Code section 50-14-2(1), a meeting otherwise required to be open was closed to the public in order to consult and meet with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved and the matter discussed was pending or potential litigation.



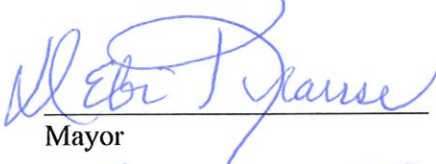
## EXECUTIVE SESSION AFFIDAVIT

\_\_\_\_\_. I. Staff meeting held for investigative purposes under duties or responsibilities imposed by law as provided by Georgia Code section 50-14-3(a)(1).

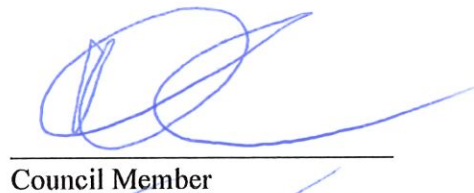
\_\_\_\_\_. J. Meeting to consider records or portions of records exempt from public inspection or disclosure pursuant to Article 4 of Chapter 18 of Title 50 of the Georgia Code because there are no reasonable means to consider the record without disclosing the exempt portions.

This Affidavit is executed for the purpose of complying with the mandate of O.C.G.A. § 50-14-4(b) and is to be filed with the official minutes for the aforementioned meeting.

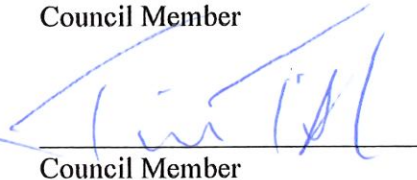
This 18<sup>th</sup> day of March, 2025.

  
\_\_\_\_\_  
Mayor

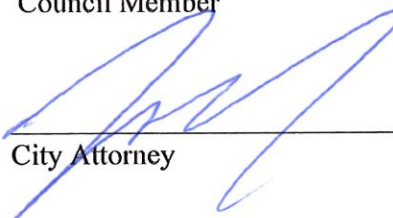
  
\_\_\_\_\_  
Council Member

  
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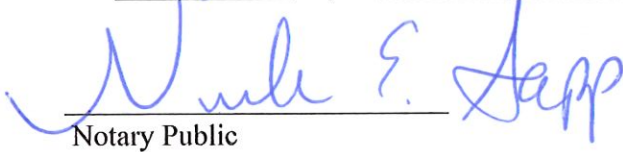
  
\_\_\_\_\_  
Council Member

  
\_\_\_\_\_  
Council Member

  
\_\_\_\_\_  
City Attorney

Sworn to and subscribed before me

this 18 day of March, 2025.

  
\_\_\_\_\_  
Notary Public



## RESOLUTION OF THE STATHAM CITY COUNCIL

18th BE IT RESOLVED by the Statham City Council as follows: At the meeting held on the 4th day of March, February, 2025, the Council entered into closed session for the purpose of discussing pending or potential litigation. At the close of the discussions, the Council did vote to re-enter into open session and herewith takes the following action in open session:

(1) The actions of the council and the discussions of the same regarding the matter set forth for closed session purposes are hereby ratified.

(2) Each member of this body does hereby confirm that to the best of his or her knowledge, based upon the advice of the City Attorney, the said subject matter of the meeting and of the closed session portion was devoted to matters within the specific relevant exception(s) as set forth above.

(3) The Mayor, or the presiding officer, is hereby authorized and directed to execute an affidavit, with full support of this Council, in order to comply with O.C.G.A. §50-14-4(b).

(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.

Approved this 18<sup>th</sup> day of March, 2025.

Attest:

City Clerk

Mayor



(SEAL)