



City of Warner Robins City Council Meeting Minutes

Monday, May 2, 2022

5:30 PM

Council Chambers

Presiding: Mayor LaRhonda W. Patrick

City Officials Present:

Councilman Keith Lauritsen
Councilman Kevin Lashley
Councilman Charlie Bibb

Councilman Clifford Holmes
Councilman Larry Curtis
Councilman Derek Mack

Regular Meeting of Warner Robins City Council

Call to Order: 5:40 p.m.

Adoption of the Agenda: Councilman Lauritsen moved to adopt the agenda. Councilman Lashley seconded the motion. Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for adoption of the agenda.

Opening Prayer: Rev. John Jackson; Fellowship Bible Baptist Church

Pledge of Allegiance: Northside High School AFJROTC

Announcements: Mayor Patrick announced that May is ALS Awareness month, Jewish American Heritage Month, Mental Health Awareness Month and Asian American Pacific Heritage Month.

Proclamations/Awards/Presentations:

- Proclamation – Municipal City Clerks Week
- Proclamation – Public Works
- Proclamation – Kids to Park Day
- Award – Warner Robins Fire Department
- Award – Keep Warner Robins Beautiful
- Presentation – Commission on Women
 - Presented by State Representative, Shaw Blackmon

Action Items:

Action Item 1	Presentation of Minutes from the Regular Meeting of April 18, 2022.
The minutes of the regular meeting of April 18, 2022 were presented for approval.	

Motion:	Councilman Lauritsen moved for the approval of the minutes for regular meeting of Monday, April 18, 2022.
Second:	Councilman Mack
Outcome:	Councilmen Mack, Lauritsen, Lashley, Holmes and Curtis voted for approval. Councilman Bibb abstained.

Action Item 2	Formal Public Comments Pertaining to Current Agenda Items
There were no comments from the public on current agenda items.	
Motion:	N/A
Second:	N/A
Outcome:	N/A

Action Item 3	Consent Agenda
<ul style="list-style-type: none"> A. Purchasing Bids B. Resolution – Employee Promotions 	
Motion:	Councilman Mack moved for the approval of the consent agenda.
Second:	Councilman Bibb
Outcome:	Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for approval.

Action Item 3 (A)	Purchasing Bids
Purchasing Bid List item, attached hereto, were presented for approval. 10 items	

Action Item 3 (B)	Resolution – Employee Promotions
<p>The following employees are recommended for promotion by the Human Resources Department,</p> <p>WHEREAS, the Mayor and City Council deem such recommendations beneficial, NOW, THEREFORE, BE IT RESOLVED that these promotions be approved as follows:</p>	

- Israel Davis, promoted from Customer Service Specialist, Job Class #178, Grade 10, General Administration Department, to Delinquent Accounts Specialist, Job Class #162, Grade 12, General Administration Department, to be effective May 2, 2022.

Action Item 4 Ordinance #18-22 – Section 13 Amendment (Noise)

WHEREAS, the Warner Robins Police Department has recommended an amendment to Chapter 13 regarding Noise and the mayor and city council deem such amendment to be in the best interest of the City.

IT IS HEREBY ORDAINED, by the governing authority of the City of Warner Robins as follows:

NOW, THEREFORE, IT IS HEREBY ORDAINED by the governing authority of the City of Warner Robins amend Section 13 of the city code as follows:

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City code section 13 shall be deleted in its entirety and the following inserted in lieu thereof:

Sec. _____ Purpose.

This section is enacted to protect, preserve and promote the health, safety and welfare of the citizens of Warner Robins through the control of noise. It is the intent of this section to establish standards that will reduce excessive community noises, which are harmful and otherwise detrimental to individuals and to the community in the enjoyment of life and property and in the conduct of business.

Sec. _____ Sound measurement standards for law enforcement personnel.

For the purposes of this section, "plainly audible" shall mean any sound emanating from the specific sound-producing sources set forth below which can be heard from the distances set forth below, using the following sound measurement standards:

Measurement shall be by the auditory senses of a person standing at a distance no less than the required minimum distance from the source of the sound. For music and other noise, words and phrases need not be discernable. For music and other noise, bass reverberations are included.

Sec. _____ Prohibited conduct.

(1) Restrictions of 300 feet for 7:00 a.m. through 11:00 p.m. Sunday through Thursday and 7:00 a.m. through 12:00 midnight on Friday and Saturday.

a. Mechanical sound-making devices.

It is unlawful for any person or persons to play, use, operate, or permit to be played, used, or operated any radio receiving device, television, stereo, musical instrument, phonograph sound amplifier or other machines or devices for the producing, reproducing or amplifying of sound and/or noise at such a volume and in such a manner so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 300 feet or more from the building, structure or vehicle, or in the case of real property, beyond the property limits, in which it is located, whichever is farthest, between the hours of 7:00 a.m. and 11:00 p.m. Sunday through Thursday and between the hours of 7:00 a.m. and 12:00 midnight on Friday and Saturday.

b. Human-produced sounds.

It is unlawful for any person or persons to yell, shout, hoot, whistle, or sing on the public streets or sidewalks or on private property so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 300 feet or more from the place, building, structure, or in the case of real property, beyond the property limits, in which the person is located, whichever is farthest, between the hours of 7:00 a.m. and 11:00 p.m. Sunday through Thursday and between the hours of 7:00 a.m. and 12:00 midnight on Friday and Saturday.

c. Commercial advertising.

It is unlawful for any person or persons to use, operate, or permit to be used or operated any radio receiving device, musical instrument, phonograph, loud speaker, sound amplifier or other machine or device for the production or reproduction of sound which is cast upon the public streets or other public property for the purpose of commercial advertising or which serves to attract the attention of the public to any building, structure or vehicle in such a manner so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 300 feet or more from the source of the sound cast upon the public streets or other public property or from the building, structure, or in the case of real property, beyond the property limits, in which it is located, whichever is farthest, between the hours of 7:00 a.m. and 11:00 p.m. Sunday through Thursday and between the hours of 7:00 a.m. and 12 midnight on Friday and Saturday.

d. Party noise.

It is unlawful for any person or persons in charge of a party or other social event that occurs on any private property to allow that party or social event to produce noise in such a manner that such noise is plainly audible at a distance of 300 feet or more from the building or structure from which the noise is emanating or in the case of real property, beyond the property limits, on which the party or social event is located, whichever is farthest, between the hours of 7:00 a.m. and 11:00 p.m. Sunday through Thursday and between the hours of 7:00 a.m. and 12 midnight on Friday and Saturday. For the purposes of this subsection, a "person in charge of a party or other social event" shall mean any adult person who resides in or on the premises involved in such party or social event and is present at such party or social event. For the purposes of this subsection, "noise" shall mean the same sounds, or any combination thereof, as described in paragraphs a. or b. above.

(2) Restrictions of 100 feet for 11:00 p.m. through 7 a.m. Sunday through Thursday and 12:00 midnight through 7:00 a.m. on Saturday and Sunday.

a. Mechanical sound-making devices.

It is unlawful for any person or persons to play, use, operate, or permit to be played, used, or operated any radio receiving device, television, stereo, musical instrument, phonograph sound amplifier or other machines or devices for the producing, reproducing or amplifying of sound and/or noise at such a volume and in such a manner so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 100 feet or more from the building, structure, or motor vehicle or in the case of real property, beyond the property limits, in which it is located, whichever is farthest, between the hours of 11:00 p.m. and 7:00 a.m. Sunday through Thursday and between the hours of 12:00 midnight and 7:00 a.m. on Saturday and Sunday.

b. Human-produced sound.

It is unlawful for any person or persons to yell, shout, hoot, whistle, or sing on the public streets or sidewalks or on private property so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 100 feet or more from the place on public streets and sidewalks, or in the case of private real property, beyond the property limits, on which the person is located, whichever is farthest, between the hours of 11:00 p.m. and 7:00 a.m. Sunday through Thursday and between the hours of 12:00 midnight and 7:00 a.m. on Saturday and Sunday.

c. Commercial advertising.

It is unlawful for any person or persons to use, operate, or permit to be used or operated any radio receiving device, musical instrument, phonograph, loud speaker, sound amplifier or other machine or device for the production or reproduction of sound which is cast upon the public streets or other public property for the

purpose of commercial advertising or which serves to attract the attention of the public to any building, structure or vehicle in such a manner so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 100 feet or more from the source of the sound cast upon the public streets or other public property or from the building, structure, or in the case of real property, beyond the property limits, in which it is located, whichever is farthest, between the hours of 11:00 p.m. and 7:00 a.m. Sunday through Thursday and between the hours of 12:00 midnight and 7:00 a.m. on Saturday and Sunday.

d. Party noise.

It is unlawful for any person or persons in charge of a party or other social event that occurs on any private property to allow that party or event to produce noise in such a manner so as to such noise is plainly audible at a distance of 100 feet or more from the building or structure from which the party noise is emanating or in the case of real property, beyond the property limits, on which the party or social event is located, whichever is farthest, between the hours of 11:00 p.m. and 7:00 a.m. Sunday through Thursday and between the hours of 12:00 midnight and 7:00 a.m. on Saturday and Sunday. For the purposes of this subsection, a "person in charge of a party or other social event" shall mean any adult person who resides in or on the premises involved in such party or social event and is present at such party or social event. For the purposes of this subsection, "noise" shall mean the same sounds, or any combination thereof, as described in paragraphs a. or b. above.

(3) Restrictions for areas within apartments, condominiums, townhouses, duplexes, or other such residential dwelling units. Except for persons within commercial enterprises that have an adjoining property line or boundary with a residential dwelling unit, it is unlawful for any person to make, continue, or cause to be made or continued any noise in such a manner as to be plainly audible to any other person a distance of five feet beyond the adjoining property line wall or boundary of any apartment, condominium, townhouse, duplex, or other such residential dwelling units with adjoining points of contact.

For the purposes of this subsection, "noise" shall mean human-produced sounds of yelling, shouting, hooting, whistling, singing, or mechanically-produced sounds made by radio-receiving device, television, stereo, musical instrument, phonograph sound amplifier or other machines or devices for the producing, reproducing, or amplifying of sound, or any combination thereof.

For the purposes of this subsection, "property line or boundary" shall mean an imaginary line drawn through the points of contact of (1) adjoining apartments, condominiums, townhouses, duplexes or other such residential dwelling units with adjoining points owned, rented, or leased by different persons; or (2) adjoining

common areas or adjoining exterior walls. Said property line or boundary includes all points of a plane formed by projecting the property line or boundary including the ceiling, the floor, and the walls.

Sec. ____ Exclusions.

The prohibitions of this ordinance shall not apply to the following:

- a. Noises and/or sounds caused to be made by manufacturing, governmental, or commercial entities in the normal course of their business;
- b. Noises and/or sounds emanating from any Houston County School District event on Houston County School District property;
- c. Noises and/or sounds that are permitted by an outdoor entertainment event permit Section ____; provided, however, that the producer or coordinator of the outdoor entertainment event must comply with the terms, restrictions and conditions of the outdoor entertainment event permit;
- d. Noises or sounds made by wireless telecommunication facilities in established Zoning Code;
- e. Noises or sounds caused by industrial uses in Industrial zones established in the Zoning Code;
- f. Sound volumes produced by radio, tape player, or other mechanical sound making device or instrument from within a motor vehicle on a street or highway, which sound is controlled by the O.C.G.A. § 40-6-14;
- g. Noises or sounds made by law enforcement and other public safety officials performing their public functions;
- h. Noise generated from municipally sponsored or approved celebrations or events shall be exempt from the provisions of this article.
- i. The generation of sound in situations within the jurisdiction of the Federal Occupational Safety and Health Administration;
- j. Noise that results from the activities of an organized sports league; or
- k. Unamplified bells, chimes or carillons while being used in conjunction with religious services between the hours of 7:00 a.m.—10:00 p.m.

Sec. ____ Time restrictions on landscape maintenance motorized devices and construction noise.

(1) Landscape noise. Between the hours of 9:00 p.m. and 7:00 a.m., It is unlawful for any person to use or operate any noise generating, motorized landscape maintenance devices, including but not limited to leaf blowers, lawn mowers, or chain saws, within any residential zoning district or in areas within 300 feet of any residential zoning district.

(2) Construction noise. Between the hours of 11 p.m. and 6 a.m., construction noise of any type, including, but not limited to, noise caused by the erection (including excavation), demolition, alteration, or repair of any building, as well as the operation of any earth-moving equipment, crane, saw, drill, pile driver, steam shovel, pneumatic hammer, hoist, automatic nail gun or stapler, or any similar equipment, shall not be allowed.

A variance from the above-referenced hours of operation for construction noise may be requested, in writing, at least 48 hours prior to the proposed construction operation, for consideration by the Director of the Building Inspections and Permit Department. Such a request shall state:

1) The reasons that support a claim of urgent need based on specific loss or inconvenience for such a variation from the allowable work hours;

2) The impact that the denial of this request would have on the applicant's project and the surrounding properties;

3) The steps which have been taken by the applicant to communicate those needs and impacts to owners of surrounding and nearby properties;

4) The steps that have or will be taken to limit the impact of the proposed activity upon surrounding and nearby properties; and

5) The possible risks to public health and safety. If the Director finds that the application adequately demonstrates the urgent need for a variance from the above allowable work hours, adequately provides for mitigation of the impact upon surrounding and nearby properties, and poses no additional risk to public health and safety, then permission shall be granted for a variance to alter the allowable work hours during one ten day period.

(6) The prohibitions of this subparagraph shall not apply to government road, water, sewer, and storm water construction or maintenance projects or to utility company construction or maintenance projects.

Sec. _____. Commercial Entities near Single-Family Residential Zoning Districts.

a. Notwithstanding any provisions of this section concerning noises and/or sounds caused to be made by commercial entities in the normal course of their business, the provisions and prohibitions of paragraph (c), "Prohibited Conduct," subparagraph (1), concerning "Restrictions of 300 feet for 7:00 a.m. through 11:00 p.m. Sunday through Thursday and 7:00 a.m. through 12:00 midnight on Friday and Saturday" and its subparts a. through c. shall apply to noises and/or sounds generated by a commercial entity that are plainly audible within any single-family residential zoning district more than 300 feet beyond the property boundary of the property from which the noises and/or sounds emanate.

b. Notwithstanding any provisions of this section concerning noises and/or sounds caused to be made by commercial entities in the normal course of their business, the provisions and prohibitions of paragraph (c), "Prohibited Conduct," subparagraph (2), concerning "Restrictions of 100 feet for 11:00 p.m. through 7:00 a.m. Sunday through Thursday and 12:00 midnight through 7:00 a.m. on Saturday and Sunday," and its subparts a. through c. shall apply to noises and/or sounds generated by a commercial entity that are plainly audible within any single-family residential zoning district more than 100 feet beyond the property boundary of the property from which the noises and/or sounds emanate.

Sec. _____. Registration of outdoor entertainment events.

Registration is required of all outdoor entertainment events that have live entertainment and/or electronic amplification. Registration of the event must be 72 hours prior to the event and must be by the person or persons responsible for the event. Registration is to be with the Warner Robins Police Department, Monday through Friday, from 8:00 a.m. to 5:00 p.m., on an application specified by the chief of police and shall include the organization sponsoring the event, the location, the date and time of the event, and security provisions.

Registration shall not be accepted for events that include the hours between 11:00 p.m. and 7:00 a.m. Sunday through Thursday, and between 12:00 midnight and 7:00 a.m. on Saturday and Sunday mornings. Failure to register may result in a fine, forfeiture of the right of future registrations, or both. Registration does not exempt the person or persons registering the event from ensuring that the event complies with the requirements of this section. Failure to register shall be a violation of this subsection.

Sec. _____. Penalties. Any person violating the provisions of this section shall be punished as a misdemeanor. In addition to a misdemeanor penalty, or in lieu thereof, the municipal court judge may issue an order requiring immediate abatement of any sound source alleged to be in violation of this section.

Sec. _____. Exceptions to this article.

The prohibitions of this article shall not apply to air traffic at Robins Air Force Base, parades, chimes, bells, cultural events, athletic games, events held at athletic facilities, recreational activities, or other functions authorized or licensed by the city or other governmental agency.

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If any ordinance, or part thereof, of the City of Warner Robins is in conflict herewith, this ordinance shall have preference. If any provision of this ordinance are held invalid, such invalidity shall not affect any of the other provisions which can be given effect without the invalid provision, and, to this end, the provisions of this ordinance are declared to be severable.

Motion:	Councilman Bibb moved for the approval of Ordinance #18-22 and to waive the second reading.
Second:	Councilman Lauritsen
Outcome:	Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for approval.

Action Item 5	Ordinance #19-22– Sanitation Fees Amendment
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Ordinance #19-22 OF THE MAYOR AND COUNCIL OF THE CITY OF WARNER ROBINS, GEORGIA, AMENDING CHAPTER 24 OF THE CITY CODE REGARDING PUBLIC UTILITIES.

BE IT ORDAINED by the Mayor and Council of the City of Warner Robins that certain sections of the City Code related to utility rate charges be amended as follows:

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RESIDENTIAL, MULTIPLE HOUSING, COMMERCIAL

SANITATION FEES

Article III, Division 1, Sec.24-75 (c)(2): *Automated collection carts.* Commercial customers not requiring dumpsters may choose from the following sizes of automated collection carts: 90-gallon and 300-gallon. The monthly fee for a 90-gallon collection cart with once per week service shall be thirty-four dollars (\$34.00). The monthly fee for 300-gallon collection carts with once per week service shall be fifty-one dollars (\$51.00). The monthly fees for customers with multiple automated collection carts and/or more than once per week service will be determined by multiplying the monthly fee for once per week service by the number of carts issued and the number of pick-ups per week.

If any ordinance, or part thereof, of the City of Warner Robins is in conflict herewith, this ordinance shall have preference. If any provisions of this Ordinance are held invalid, such invalidity shall not affect any other

provisions, which can be given effect without the invalid provision, and, to this end, the provisions of this Ordinance are declared to be severable.	
Motion:	Councilman Curtis moved for the approval of Ordinance #19-22 and to waive the second reading.
Second:	Councilman Curtis
Outcome:	Councilmen Mack, Lauritsen, Lashley, Holmes and Curtis voted for approval.

Action Item 6	Motion – Rezoning Petition – Bay Business Properties, LLC
Bay Business Properties, LLC requests the rezoning of 0.85 acre located at James Street, having frontage on Sidney Street, from the zoning of R-2[Single Family Residential] from the zoning of R-4[Multi-Family Residential]	
Motion:	Councilman Lashley moved for the approval
Second:	Councilman Holmes
Outcome:	Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for approval.

Action Item 7	Resolution – IGA; Houston County Board of Education
A resolution of the Mayor and Council of the City of Warner Robins, by adoption of this resolution, authorize execution of an intergovernmental agreement with the Houston County School District for use of school facilities in conjunction with the City’s Independence Day Celebration on July 2, 2022.	
Motion:	Councilman Lashley moved for the approval
Second:	Councilman Holmes
Outcome:	Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for approval.

Action Item 8	Motion – Veterans Issues Board
<ol style="list-style-type: none"> 1. KIM BRYAN 2. ANTUANETTE DAVIS 3. JEFF HISSEN 4. JOHN W. JACKSON 5. OTIS L. JAMES 6. GABRIEL S. LIEBER 7. JOSEPH L. TAYLOR 	

8.	GLENWOOD WARREN JR
9.	DAVID L. WILSON
Motion:	Councilman Lauritsen moved for the approval
Second:	Councilman Curtis
Outcome:	Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for approval.

Action Item 9	Motion – GMA District 6 Officer Nomination
Motion to approve GMA District 6 officer nominations as:	
President:	Eric Wilson, Mayor, Forsyth
First Vice President:	Clifford Holmes, Council Member, Warner Robins
Second Vice President:	Janie Reid, Council Member, Eatonton
Third Vice President:	Joyce Denson, Mayor, Toombsboro
Motion:	Councilman Mack moved for the approval.
Second:	Councilman Curtis
Outcome:	Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for approval.

Executive Session – Mayor Patrick requested a motion to enter into an executive session to discuss Pending Litigation and Real Estate. Councilman Lauritsen moved for an executive session to discuss Pending Litigation and Real Estate. Councilman Bibb seconded the motion. Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for approval of the executive session. The regular council meeting was suspended at 6:26 pm, and the governing body convened into executive session at 6:30 pm; the executive session ended at 8:43 pm. The regular meeting convened at 8:45 pm with a motion from Councilman Bibb to amend the agenda to include 2 additional items (Land contract negotiations and Land Acquisition negotiations) to the agenda. Councilman Mack seconded the motion. Councilman Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis all voted in favor. The City Clerk is in possession of the executive session minutes.

Action Item 10	Motion – Land Contract Negotiations
Motion to authorize Mayor Patrick to negotiate a land sale contract with the Bateman Group and Harris Sledge and to engage Storey and Clarke Surveying to complete a new survey of property.	
Motion:	Councilman Lauritsen moved for the approval
Second:	Councilman Holmes
Outcome:	Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for approval.

Action Item 11	Motion – Land Negotiations – Downtown Development District
A motion to authorize Mayor Patrick to engage in negotiations for the acquisition of property in the downtown development district and to engage Butler Snow to represent the City in the acquisition.	
Motion:	Councilman Holmes moved for the approval
Second:	Councilman Curtis
Outcome:	Councilmen Mack, Bibb, Lauritsen, Lashley, Holmes and Curtis voted for approval.

Citizen Comments: N/A

Adjournment: 8:51 pm

Next Regular Council Meeting: Monday, May 16, 2022



Mandy Stella
City Clerk