



April 4th, 2017 9:00 am

1. Call to Order by Mayor Jan J. Moore
2. Invocation and Pledge of Allegiance by Councilman Travis Chance
3. Public Comments (Agenda Item):
4. Consideration of a Motion to approve the Consent Agenda
 - A) Approval of Minutes
 - a) 03-21-2017 Council Minutes
 - B) Consideration of a motion for the surplus and disposal of vehicles and equipment in the Public Works & Engineering Department.
 - C) Consideration of a Motion to Accept the Memorandum of Understanding (MOU) between Georgia Southern University, the City of Statesboro, and the Bulloch County Sheriff's Department pursuant to the Georgia Mutual Aid Act.
5. Public Hearing and Consideration of a Motion to Approve Alcohol License Application:
 - A) Southern Billiards & Burgers Inc. DBA Cowboys Pub & Grub
James H Rushing Jr.
200 Lanier Drive Suite 2
Statesboro Ga 30458
6. Consideration of a Motion to approve an application for Sec.6-17(d) exemptions to open container prohibition.
 - A) Eagle Creek Brewing Company
7. Consideration of a Motion to approve **Resolution 2017-15**: A Resolution to appoint Mr. Tom Peterson as the Administrative Judge to preside over the alcohol license violation hearings.
8. Consideration of a Motion to Approve Award of Contract to Ellis Wood Contracting for the City Street Resurfacing FY 2017 Project. Ellis Wood Contracting's bid was in the amount of \$569,800.00, based on unit price extensions, however, the Engineering Division requests approval to spend up to the budgeted amount of \$644,078.00 in order to resurface additional street mileage.
9. Other Business from City Council
10. City Managers Comments

11. Public Comments (General)

- A) Erica Pierno, Event Coordinator with GSU Film Club
- B) Carrie Howard request to address Council

12. Consideration of a Motion to Adjourn



**CITY OF STATESBORO
Council Minutes
March 21, 2017**

A regular meeting of the Statesboro City Council was held on March 21, 2017 at 5:30p.m. in the Council Chambers at City Hall. Present were Mayor Jan J. Moore, Council Members: Phil Boyum, Sam Lee Jones, Jeff Yawn and John Riggs. Also present were City Manager Randy Wetmore, Deputy City Manager Robert Cheshire, City Clerk Sue Starling and City Attorney Cain Smith. Councilman Travis chance was absent.

The meeting was called to Order by Mayor Jan J. Moore.

The Invocation and Pledge of Allegiance was given by DSDA Director Allen Muldrew.

Recognitions/Public Presentations

- A) Presentation of Retirement for Dallas McPhee, Fire Inspector, Fire Department, after 22 years of service**

Dallas Mc Phee was not present therefore; this item was tabled until a later date.

Public Comments (Agenda Item): None

Consideration of a Motion to approve the Consent Agenda

- A) Approval of Minutes
a) 03-07-2017 Council Minutes**

Councilman Yawn made a motion, seconded by Councilman Jones to approve the consent agenda in it's entirety. Councilman Boyum, Jones and Yawn voted in favor of the motion. The motion carried by a 3-0 vote.

Public Hearing and Consideration of a Motion to Approve APPLICATION # V 17-02-02: Nick Stein requests a variance from Article XV Section 1509(C) Table 4 of the Statesboro Zoning Ordinance regarding the maximum aggregate sign area in Sign District 2 for 460 Northside Drive East (Tax Parcel MS72 000011 000).

Public Hearing and Consideration of a Motion to Approve APPLICATION # V 17-02-03: Nick Stein requests a variance from Article XV Section 1509(C) Table 4 of the Statesboro Zoning Ordinance regarding the maximum number of building signs allowed per elevation in Sign District 2 for 460 Northside Drive East (Tax Parcel MS72 000011 000).

Councilman Boyum made a motion, seconded by Councilman Yawn to open the public hearing for Application V17-02-02 and Application V 17-02-03. Councilman Boyum, Jones and Yawn voted in favor of the motion. The motion carried by a 3-0 vote.

Anthony Lynch of Integrity Engineering spoke in favor of the request.

Councilman John Riggs joined the meeting at 5:35 pm.

Councilman Boyum made a motion, seconded by Councilman Jones to close the public hearing for **Application V17-02-02** and **Application V 17-02-03**. Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Councilman Yawn made a motion, seconded by Councilman Boyum to approve **APPLICATION # V 17-02-02**: Nick Stein requests a variance from Article XV Section 1509(C) Table 4 of the Statesboro Zoning Ordinance regarding the maximum aggregate sign area in Sign District 2 for 460 Northside Drive East (Tax Parcel MS72 000011 000). Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Councilman Yawn made a motion, seconded by Councilman Boyum to approve **APPLICATION # V 17-02-03**: Nick Stein requests a variance from Article XV Section 1509(C) Table 4 of the Statesboro Zoning Ordinance regarding the maximum number of building signs allowed per elevation in Sign District 2 for 460 Northside Drive East (Tax Parcel MS72 000011 000). Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Public Hearing and Consideration of a Motion to Approve APPLICATION # V 17-02-04: Nick Stein requests a variance from Article XV Section 1509(C) Table 5 of the Statesboro Zoning Ordinance regarding the maximum aggregate sign area in Sign District 3 for 810 Archway Drive (Tax Parcel MS74 000198 007).

Public Hearing and Consideration of a Motion to Approve APPLICATION # V 17-02-05: Nick Stein requests a variance from Article XV Section 1509(C) Table 5 of the Statesboro Zoning Ordinance regarding the maximum number of building signs allowed per elevation in Sign District 3 for 810 Archway Drive (Tax Parcel MS74 000198 007).

Councilman Boyum made a motion, seconded by Councilman Yawn to open the public hearing for **Application V17-02-04** and **Application V 17-02-05**. Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Anthony Lynch of Integrity Engineering spoke in favor of the request.

Councilman Boyum made a motion, seconded by Councilman Jones to close the public hearing for **Application V17-02-04** and **Application V 17-02-05**. Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Councilman Riggs made a motion, seconded by Councilman Yawn to approve **APPLICATION # V 17-02-04**: Nick Stein requests a variance from Article XV Section 1509(C) Table 5 of the Statesboro Zoning Ordinance regarding the maximum aggregate sign area in Sign District 3 for 810 Archway Drive (Tax Parcel MS74 000198 007). Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Councilman Riggs made a motion, seconded by Councilman Yawn to approve **APPLICATION # V 17-02-05**: Nick Stein requests a variance from Article XV Section 1509(C) Table 5 of the Statesboro Zoning Ordinance regarding the maximum number of building signs allowed per elevation in Sign District 3 for 810 Archway Drive (Tax Parcel MS74 000198 007). Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Public Hearing and Consideration of a Motion to Approve APPLICATION # SE 17-02-01: Marilyn Knight requests a special exception to utilize the property located at 404 North Avenue as a childcare center with a capacity of fifty-two (52) children in the R8 zoning district (Tax Parcel MS40 000051 000).

Councilman Boyum made a motion, seconded by Councilman Riggs to open the public hearing. Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Mary Williams, Vernon and Marilyn Knight spoke in favor of the request.

Councilman Yawn made a motion, seconded by Councilman Riggs to close the public hearing. Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Councilman Jones made a motion, seconded by Councilman Yawn to approve **APPLICATION # SE 17-02-01**: Marilyn Knight requests a special exception to utilize the property located at 404 North Avenue as a childcare center with a capacity of fifty-two (52) children in the R8 zoning district (Tax Parcel MS40 000051 000). Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote

Consideration of a Motion to Approve Resolution 2017-13 : A Resolution to accept an \$8,000.00 Plate Carrier and Ballistic Plate Grant from the Statesboro Police Officers Foundation, Grant Number SPOF 2017-01, funding 50% of the purchase of Active Shooter Plate Carriers and Ballistic Plates.

Nick Propps, President of the Police Officers Foundation, spoke in favor of the request.

Councilman Yawn made a motion, seconded by Councilman Boyum to approve **Resolution 2017-13**: A Resolution to accept an \$8,000.00 Plate Carrier and Ballistic Plate Grant from the Statesboro Police Officers Foundation, Grant Number SPOF 2017-01, funding 50% of the purchase of Active Shooter Plate Carriers and Ballistic Plates. Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to Approve Resolution 2017-14: A Resolution of the City Council of the City of Statesboro declaring Statesboro as a Safe Inclusive and Welcoming City for All People.

Councilman Yawn made a motion, seconded by Councilman Boyum to approve **Resolution 2017-14**: A Resolution of the City Council of the City of Statesboro declaring Statesboro as a

Safe Inclusive and Welcoming City for All People. Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

The Bulloch County Commissioners request a letter of support from the City of Statesboro in the application of a \$750,000 grant from the Community Development Block Grant (CDBG) program for a project that consists of the construction of a new Senior Citizens Center in Statesboro (Bulloch County), Georgia.

No one was present to represent the Bulloch County Commissioners. Jennifer Daily, who attended the County Commissioners meeting that morning stated the Senior Citizens Center, was discussed and she heard no opposition to the Center.

Councilman Riggs made a motion, seconded by Councilman Boyum to approve the request for a letter of support from the City of Statesboro in the application of a \$750,000 grant from the Community Development Block Grant (CDBG) program for a project that consists of the construction of a new Senior Citizens Center in Statesboro (Bulloch County), Georgia. Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote.

Other Business from City Council: None

City Managers Comments: None

Public Comments (General)

Daisy Martin spoke with Council regarding the high collection fees that were charged to citizens for the non- payment of utility bills. She especially made reference to those who were not only elderly but also those who were disabled.

Consideration of a Motion to enter into Executive Session to discuss “Personnel Matters” “Real Estate” and/or “Potential Litigation” in accordance with O.C.G.A.§50-14-3 (2012)

There was no Executive Session held.

Consideration of a Motion to Adjourn

Councilman Yawn made a motion, seconded by Councilman Riggs to adjourn. Councilman Boyum, Jones, Riggs and Yawn voted in favor of the motion. The motion carried by a 4-0 vote

The meeting was adjourned at 6:25 pm.

CITY OF STATESBORO



COUNCIL

Phil Boyum, District 1
Sam Jones, District 2
Jeff Yawn, District 3
John Riggs, District 4
Travis L. Chance, District 5

Jan J. Moore, Mayor
Randy Wetmore, City Manager
Robert Cheshire, Deputy City Manager
Sue Starling, City Clerk
I. Cain Smith, City Attorney

50 EAST MAIN STREET • P.O. BOX 348
STATESBORO, GEORGIA 30459-0348

To: Randy Wetmore, City Manager

From: Jason Boyles, Director of Public Works and Engineering

Date: 3/27/17

RE: Asset Surplus and Disposition

Policy Issue: Purchasing Policy Section 3: Vehicle & Equipment
Surplus and Disposition

Recommendation:

Surplus and disposition of the following items in Public Works & Engineering:

- a) 1996 CAT D6 dozer
- b) 2004 Ford F150
- c) 1995 Ford F150
- d) 1996 Ford F250
- e) 1995 E-Z-Go Utility Cart/Vehicle
- f) 2006 Ford F350 chassis cab
- g) 1993 Ford L10 Vac Truck
- h) 1991 International 4900 dump truck
- i) 2000 International/Tymco Street Sweeper
- j) 1995 Vaxcavator trailer
- j) (3) 5' x 10' dump trailers
- k) 300 gallon plastic chemical tank and Honda pump

Background:

The vehicles and equipment recommended for surplus and disposition have exceeded their useful service life and have been replaced with new units. All departments have been contacted to solicit need or interest regarding any of the items on this list in other departments; however, no one has expressed any interest. Therefore I respectfully request surplus and disposition of these items.

Budget Impact: Increase in revenues for sale of assets

Council Person and District: N/A

Attachments: None

MEMORANDUM OF UNDERSTANDING BETWEEN GEORGIA
SOUTHERN UNIVERSITY, THE CITY OF STATESBORO, AND THE
BULLOCH COUNTY SHERIFF'S DEPARTMENT PURSUANT TO THE
GEORGIA MUTUAL AID ACT

This Memorandum of Understanding (hereinafter referred to as "MOU") is entered into as of the date of the last signature below, by and between the **City of Statesboro**, the **Bulloch County Sheriff's Department** and **Georgia Southern University**, an institution within the University System of Georgia and the Board of Regents for the University System of Georgia (hereinafter collectively referred to as "Parties"). This agreement incorporates by reference standards contained in O.C.G.A. § 36-69-1 *et seq.*, including subsequent amendments thereto.

I. Purpose

WHEREAS, responses to emergency or special circumstances may exceed the immediate resources, skill, and equipment capacities of any Party's law enforcement agency, that Party may request that the other Parties provide certified police officers to assist in providing law enforcement services.

WHEREAS, pursuant to O.C.G.A. § 36-69-1 *et seq.*, **Georgia Southern University** is authorized to furnish assistance extraterritorially to **the City of Statesboro** or **the Bulloch County Sheriff's Department** upon the approval of Board of Regents for the University System of Georgia and the President of **Georgia Southern University** with this MOU.

WHEREAS, pursuant to O.C.G.A. § 36-69-1 *et seq.*, **the City of Statesboro** and/or **the Bulloch County Sheriff's Department** are authorized to furnish assistance extraterritorially to **Georgia Southern University** with the approval of the President of **Georgia Southern University**, as well as the governing body for the local political subdivision or county sheriff, as applicable.

NOW, THEREFORE, the Parties agree as follows:

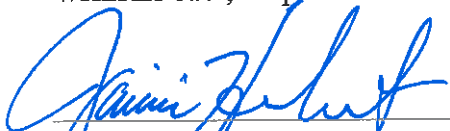
1. **Purpose:** The purpose of this MOU is to permit each Party to assign law enforcement officers to the other Party or Parties for law enforcement services within the **city of Statesboro** or **Bulloch County** or on the **Georgia Southern University** campus, as requested by the respective Parties. In accordance with O.C.G.A. § 36-69-8, nothing in this MOU shall be construed as creating a duty on the part of the Parties to respond to a request for assistance, or to stay at the scene of a local emergency for any length of time.
2. **Requests:** Requests for assistance may be made by the authorized representative(s) of each party in a local emergency, in the prevention or detection of violations of any law, in the apprehension or arrest of any person who violates a criminal law of this state, or in any criminal case.
3. **Authorities:** The senior officer of the requesting Party shall be in command of the local emergency as to strategy, tactics, and overall direction of the operations.

4. **Powers and Duties of Responding Personnel:** In accordance with O.C.G.A. § 36-69-4, responding employees of any Party “shall have the same powers, duties, rights, privileges, and immunities as if they were performing their duties in the political subdivision or on the campus of the institution in which they are normally employed.”

5. **Responsibility for Expenses and Compensation of Employees:** Parties responding to requests in conformance with this MOU shall pay any expense for furnishing of their own equipment, loss or damage to such equipment, and costs incurred in operation and maintenance of their equipment. Responding Party(ies) shall compensate their respective responding employees during the time they are rendering aid and defray actual travel expenses of those employees. Compensation shall include compensation due to personal injury or death while employees are rendering aid. (O.C.G.A. § 36-69-5)

6. **Effective Date:** This agreement shall take effect upon execution and approval by the hereinafter-named officials, including the Board of Regents for the University System of Georgia, and shall continue in full force and effect unless terminated by any or all of the parties herein.


WHEREFORE, the parties hereto cause these presents to be signed:



 Jaime Hebert
 President, Georgia Southern University

 2-20-17

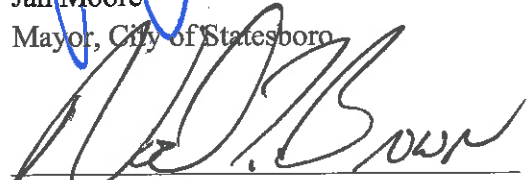
 Date



 Jan Moore
 Mayor, City of Statesboro

 2.23.2017

 Date

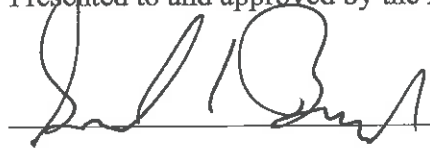


 Noel Brown
 Bulloch County Sheriff

 2-28-2017

 Date

Presented to and approved by the Board of Regents:



 Samuel C. Burck
 Secretary to the Board

 3/15/17

 Date

ALCOHOL APPLICATION CHECKLIST

Southern Billiards & Burgers Inc

Business Name: _____

1. Zoning/Planning
2. Fire Inspection
3. Police Department
4. Building Inspector Kitchen yes no
5. Background Check (Tax Office)
6. Food Service Permit (Health Department-Tax Office)
7. NA Food Sales Permit (Department of Ag-Tax Office)
8. Copy of Identification (Tax Office)
8. Applicant is an individual (Trade Name Affidavit)
9. NA Applicant is a partnership(Certificate of LLC)
10. Applicant is a corporation(Articles of Incorporation)
11. Copy of Lease
12. Plat from registered Surveyor
13. Floor Plan
14. Public Hearing Notice - 3-27-17



Teresa Skinner, Tax Clerk

Approved By Mayor and Council on _____

PLEASE BE ADVISED THAT KNOWINGLY PROVIDING FALSE OR MISLEADING INFORMATION ON THIS DOCUMENT IS A FELONY PURSUANT TO O.C.G.A. §16-10-20 WHICH STATES:

A person who knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact; makes a false, fictitious, or fraudulent statement or representation; or makes or uses any false writing or document, knowing the same to contain any false, fictitious, or fraudulent statement or entry, in any matter within the jurisdiction of any department or agency of state government or of the government of any county, city, or other political subdivision of this state shall, upon conviction thereof, be punished by a fine of not more than \$1,000.00 or by imprisonment for not less than one nor more than five years, or both.

APPLICATION FOR LICENSE TO SELL ALCOHOLIC BEVERAGES
CITY OF STATESBORO, GEORGIA

RECEIVED
2.23.17

The undersigned applicant hereby applies to the City of Statesboro, Georgia for a license to sell alcoholic beverages within the corporate limits of the City of Statesboro. A non-refundable TWO HUNDRED dollar (\$200.00) application fee must be tendered with the application. (cash, credit card, certified check, or money order, checks should be made payable to the City of Statesboro.)

1. BUSINESS TRADE NAME: Southern Billiards + Burgers DBA Cowboys Pub + Grill
D/B/A Name

2. APPLICANT'S NAME: JAMES H. RUSHING JR
(Name of partnership, Inc, corporation, or individual)

3. BUSINESS LOCATION ADDRESS: 200 LAWER DRIVE STE# #2

4. BUSINESS MAIL ADDRESS: 11

CITY: Statesboro STATE: GA ZIP CODE: 30458

5. LOCAL BUSINESS TELEPHONE NUMBER: (912) 225 9887

CORPORATE OFFICE TELEPHONE NUMBER: ()

6. CONTACT NAME FOR BUSINESS: JAMES H. RUSHING JR

TELEPHONE NUMBER FOR CONTACT PERSON: [REDACTED]

7. NAME OF MANAGER: MARCUS GOINS
(Person responsible for Alcohol Licensing issues)

TELEPHONE NUMBER FOR MANAGER: [REDACTED]

ADDRESS OF MANAGER: [REDACTED]
(Street, Road, RFD No., P. O. Box No.)

CITY: [REDACTED] COUNTY: [REDACTED] STATE: [REDACTED] ZIP: [REDACTED]

8. PURPOSE OF APPLICATION IS: (CHECK ALL THAT APPLY)

NEW MANAGER _____ NEW BUSINESS: _____ NEW OWNER: _____

PREVIOUS OWNER'S NAME: _____

BUSINESS NAME CHANGE: _____ PREVIOUS BUSINESS NAME: _____

ADDRESS CHANGE: _____ PREVIOUS ADDRESS: _____

LICENSE CLASS CHANGE: BEER _____ WINE _____ LIQUOR _____ OTHER _____

9. INDICATE WHERE BUSINESS WILL BE LOCATED:

Above Ground Street or Ground Floor Level

SEC. 6-10(D) ANY PERSON WITHIN THE CITY OF STATESBORO WHO WORKS AS A BOUNCER, EITHER AS AN EMPLOYEE, AGENT, OR SUBCONTRACTOR WHOSE RESPONSIBILITIES IN AN ESTABLISHMENT THAT IS LICENSED TO SELL ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION SHALL HAVE THEIR ALCOHOLIC BEVERAGE SECURITY PERMIT ON THEIR PERSON AT ALL TIMES WHILE ACTING AS AN EMPLOYEE, AGENT OR SUBCONTRACTOR OF THE LICENSEE. AN ALCOHOLIC BEVERAGE SECURITY PERMIT SHALL BE READILY AVAILABLE FOR INSPECTION UPON THE REQUEST OF ANY STATESBORO POLICE DEPARTMENT OFFICER, CITY CODE ENFORCEMENT OFFICER, OR THE CITY MANAGER OR HIS DESIGNEE.

DOES ANY EMPLOYEE DESCRIBED IN THE ABOVE PARAGRAPH HAVE AN ALCOHOLIC BEVERAGE SECURITY PERMIT? YES NO (PERMIT SHALL BE OBTAINED FROM THE STATESBORO POLICE DEPARTMENT)

CALCULATION OF BASIC LICENSE FEE: **FOR CALENDAR YEAR** _____

<u>CLASSIFICATION</u>	(Mark All That Apply)	<u>LICENSE FEE</u>
Class B, Retail Beer Package	_____	875.00
Class C, Retail Wine Package	_____	875.00
Class D, Retail Liquor by the Drink	<input checked="" type="checkbox"/>	1,425.00
Class E, Retail Beer by the Drink	<input checked="" type="checkbox"/>	1,425.00
Class F, Retail Wine by the Drink	_____	1,425.00
Class G, Wholesale Liquor	_____	1,500.00
Class H, Wholesale Beer	_____	1,500.00
Class I, Wholesale Wine	_____	1,500.00
Class J, Licensed Alcoholic Beverage Caterer	_____	200.00
Class K, Brewer, Manufacturer of Malt Beverages Only	_____	1,750.00
Class L, Broker	_____	1,750.00
Class M, Importer	_____	1,750.00
Class O, Manufacture on Wine Only	_____	1,750.00
Sunday Sales Permit	<input checked="" type="checkbox"/>	300.00
In Room Service Permit	_____	150.00

Georgia Law (O.C.G.A. Section 3-3-7) states: "The sale of alcoholic beverages is lawful for consumption on the premises on Sundays from 12:30 p.m. until 12:00 midnight in any licensed establishment which derives at least 50 percent of its total annual gross sales from the sale of prepared meals or food in all of the combined retail outlets of the individual establishment where food is served and in any licensed establishment which derives at least 50 percent of its total annual gross income from the rental of rooms for overnight lodging."

Sunday sales permit holders are subject to audit for compliance with State Law. Each establishment is required to maintain Financial Records on food sales and alcohol sales by separate business location to demonstrate compliance with State and Local Law.

TOTAL ANNUAL LICENSE FEE: \$ _____

PARTIAL YEAR CALCULATION IF APPLICABLE: \$ _____

Special Event Permit 50.00
 Distance Waiver Application Fee 150.00
 Alcohol Beverage Control Security Permit(Permit Shall Be Obtained From The Statesboro Police Department) 50.00

10. TYPE OF BUSINESS: (CHECK ONE) _____ Individual Corporation _____ Partnership _____ L L C

(COMPLETE EITHER NUMBERS 11, 12 AND 13, AND/OR 14, 15 AND 16 IN THE SECTION BELOW)

11. IF APPLICANT IS AN INDIVIDUAL: Attach copy of trade name affidavit.

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

HAVE YOU COMPLETED THE FINANCIAL AFFIDAVIT ATTACHED TO THIS APPLICATION? _____

12. IF APPLICANT IS A PARTNERSHIP, L.L.C., or L.L.P.: Attach trade name affidavit, if an LLC or LLP, attach a copy of certificate of LLC or LLP as filed with the Clerk of Superior Court and trade name affidavit, a copy of your operating agreement and/or partnership agreement as well as other documents listed below that establish ownership rights of members or partners.

NAME AND ADDRESS OF PARTNERSHIP, LLC, or LLP: _____

DO YOU HAVE AN OPERATING AGREEMENT OR PARTNERSHIP AGREEMENT FOR THE LLC, LLP OR PARTNERSHIP? _____

IF NOT, WHAT DOCUMENTS ESTABLISH THE OWNERSHIP RIGHTS OF THE MEMBERS OR PARTNERS? _____

13. MEMBERS OF L.L.C. and/or PARTNERS:

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NUMBER _____

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

HAS EACH MEMBER OR PARTNER COMPLETED A FINANCIAL AFFIDAVIT TO ATTACH TO THIS APPLICATION? _____

(ATTACH ADDITIONAL PAGES IF NECESSARY)

CORPORATION-STOCKHOLDERS: All corporate applicants who are corporations shall list the names and address of all stockholders and the percentage of stock owned by each. If a named stockholder therein is another corporation, the same information shall be given for the Stockholding Corporation. If, during the life of the license, the identity of the stockholders or their percentage of ownership should change, that information shall be sent to the Finance Department.

14. IF APPLICANT IS A CORPORATION: Attach a copy of the articles of incorporation, trade name affidavit, current annual corporation registration with the Georgia Secretary of State, as well as the bylaws, the shareholders agreement, and other documents listed below that identify ownership rights.

NAME OF CORPORATION: Southern Billiards & Burgers INC.
(Name shown exactly as in Articles of Incorporation or Charter)

HOME OFFICE: 710 CYPRESS LAKE RD Register GA 30452

MAIL ADDRESS IF DIFFERENT: _____

DATE AND PLACE OF INCORPORATION: JAN 10 2010 Register GA. 30452

DO YOU HAVE A SHAREHOLDERS AGREEMENT? YES

IF NOT, WHAT DOCUMENTS ESTABLISH THE OWNERSHIP RIGHTS OF THE SHAREHOLDERS? _____

15. OFFICERS:

FULL LEGAL NAME: JAMES HARRISON RUSHING JR PHONE# [REDACTED]

HOME ADDRESS: [REDACTED]

CITY: [REDACTED] STATE: [REDACTED] ZIP CODE: [REDACTED]

RACE: W SEX: M BIRTHDATE: [REDACTED] SOCIAL SECURITY NO: [REDACTED]

% STOCK OWNED: 100% OFFICE HELD: OWNER PRES.

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

% STOCK OWNED: _____ OFFICE HELD: _____

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

% STOCK OWNED: _____ OFFICE HELD: _____

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

% STOCK OWNED: _____ OFFICE HELD: _____

(ATTACH ADDITIONAL PAGES IF NECESSARY)

16. STOCKHOLDERS (If Different from Officer Names)

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

% STOCK OWNED: _____ OFFICE HELD: _____

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

% STOCK OWNED: _____ OFFICE HELD: _____

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

% STOCK OWNED: _____ OFFICE HELD: _____

FULL LEGAL NAME: _____ PHONE# _____

HOME ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

RACE: _____ SEX: _____ BIRTHDATE: _____ SOCIAL SECURITY NO: _____

% STOCK OWNED: _____ OFFICE HELD: _____

HAS EACH OFFICER AND SHAREHOLDER COMPLETED THE FINANCIAL AFFIDAVIT ATTACHED TO THIS APPLICATION?

(ATTACH ADDITIONAL PAGES IF NECESSARY)

17. If there is any individual or officer, who has resided at his current address less than five (5) years, complete information below.

NAME: _____ PHONE# _____

PREVIOUS ADDRESS: _____ FROM _____ TO _____

PREVIOUS ADDRESS: _____ FROM _____ TO _____

PREVIOUS ADDRESS: _____ FROM _____ TO _____

FULL NAME: _____ PHONE# _____

PREVIOUS ADDRESS: _____ FROM _____ TO _____

PREVIOUS ADDRESS: _____ FROM _____ TO _____

PREVIOUS ADDRESS: _____ FROM _____ TO _____

(ATTACH ADDITIONAL PAGES IF NECESSARY)

18. State name and address of owner of the property (Land and Building) where the business will be located.

David DeLouch

19. Is the commercial space where the business is to be located rented or leased?

Answer: YES NO _____ If yes, state name of lessor or landlord and address, and provide a copy of the lease with this application.

David DeLouch

20. Does any person or firm have any interest in the proposed business as a silent, undisclosed partner or joint venture; or has anyone agreed to split the profits or receipts from the proposed business with any persons, firm, company, corporation, or other entity.

Answer: YES _____ NO If yes, give name of person or firm and address and amount of percentage of profits or receipts to be split.

21. Is there anyone connected with this business that is not a legal resident of the United States and at least twenty-one (21) years of age?

Answer: YES _____ NO If yes, give full details on separate sheet.

If anyone connected with this business is not a U.S. Citizen, can they legally be employed in the United States.

Answer: YES _____ NO _____ N/A _____ If yes, explain on a separate sheet and submit copies of eligibility.

22. Is there anyone connected with this business that has applied for a beer, wine, and/or liquor license from the City of Statesboro or other City or County in the State of Georgia, or other state or political subdivision and been denied such?

Answer: YES _____ NO If yes, give full details on separate sheet.


23. Is there anyone connected with this business who holds another alcohol license in any retail category or any license under any wholesale category?
 Answer: YES _____ NO X If yes, give full details on separate sheet
24. Is there anyone connected with this business that has been convicted within fifteen years immediately prior to the filing of this application with any felony or for whom outstanding indictments, accusations or criminal charges exist charging such individual with any of such offenses and for which no final disposition has occurred?
 Answer: YES _____ NO X If yes, give full details on separate sheet, including dates, charges and disposition.
25. Is there anyone connected with this business that has been convicted within five years immediately prior to the filing of this application of the violation (i) of any state, federal or local ordinance pertaining to the manufacture, possession, transportation or sale of malt beverages, wine, or intoxicating liquors, or the taxability thereof; (ii) of a crime involving moral turpitude; or (iii) of a crime involving soliciting for prostitution, pandering, gambling, letting premises for prostitution, keeping a disorderly place, the traffic offense of hit and run or leaving the scene of an accident, or any misdemeanor serious traffic offense?
 Answer: YES _____ NO X If yes, give full details on separate sheet, including dates, charges and disposition.
26. Is there anyone connected with this business that has been convicted for selling alcohol to an under-age person within the last three (3) year period?
 Answer: YES _____ NO X If yes, give full details on separate sheet.
27. Is there anyone connected with this business that is an official or public employee of the City of Statesboro, any State or Federal Agency, or whose duties include the regulation or policing of alcoholic beverages or licenses, or any tax collecting activity ?
 Answer: YES _____ NO X If yes, give full details on separate sheet.
28. Have you or the applicant had any vehicles, trailers, or property belonging to you or the company in which you or any of such persons have or had an interest in ever been seized, condemned or forfeited as contraband by the State of Georgia or United States for the reason the same was being used or intended for use in criminal activities.
 Answer: YES _____ NO X If yes, give full details on separate sheet.
29. Will live nude performances or adult entertainment be a part of this business' operations?
 Answer: YES _____ NO X If yes, the City of Statesboro Ordinance 6-164 prohibits alcohol in an establishment having adult entertainment.

I, JAMES H. Rushing JR, solemnly swear, subject to the penalties O.C.G.A. §16-10-20 as provided above which I have read and understood, that all information required in this APPLICATION FOR LICENSE TO SELL ALCOHOLIC BEVERAGES and supporting documents is true and correct to the best of my knowledge and I fully understand that any false information will cause the denial or revocation of any alcohol license issued by the City of Statesboro license. I also fully understand that knowingly providing false information under oath in this affidavit will subject me to criminal prosecution and possible imprisonment.

JAMES H. Rushing JR
 Print Full Name As Signed Below

[Signature] Title owner Date 2-16-17

SWORN TO AND SUBSCRIBED BEFORE ME THIS
16th DAY OF February 2017
Megan S. Granade
 NOTARY PUBLIC
 My Commission Expires: 2/26/2018



CITY OF STATESBORO
P O BOX 348
STATESBORO, GEORGIA 30459
Telephone (912) 764-5468 Fax (912) 764-4691



**APPLICATION FOR SEC. 6-17(d) EXEMPTIONS TO OPEN
CONTAINER PROHIBITION.
20 DAY NOTICE IS REQUIRED BEFORE THE EVENT**

DATE OF APPLICATION March 9th, 2017

DATE OF EVENT April 12th, 2017

TIME OF EVENT 9pm-12pm

LOCATION OF EVENT Eagle Creek Brewing Company

TYPE OF EVENT (DETAILED DESCRIPTION) Sorority Date Night

PRODUCTS TO BE SERVED: X BEER X WINE X LIQUOR

DESCRIPTION OF THE AREA, INCLUDING THE SIZE AND THE MAXIMUM
NUMBER OF PERSONS FOR SUCH AREA _____

We will section off Eagle Creek Brewing company's front parking lot, provide
security, and the maximum number of persons will be 250.

DESCRIPTION OF THE METHOD AND STRUCTURES THAT WILL BE USED
TO SECURE AND SEPARATE SUCH AREA FROM OTHER PUBLIC AREAS _____

Temporary vinyl fencing supported by removable metal poles.
Crowd control metal gates.

ATTACH AN 8 ½ x 11 INCH MAP OF THE AREA BEING CLOSED OFF.

NAME OF APPLICANT Franklin Dismuke, Eagle Creek Brewing Company

APPLICANT'S ADDRESS 106 Savannah Ave, Ste B Statesboro, GA 30458

APPLICANT'S PHONE NUMBER 912-678-1738


SIGNATURE OF APPLICANT

3-9-17
DATE

OFFICE USE:

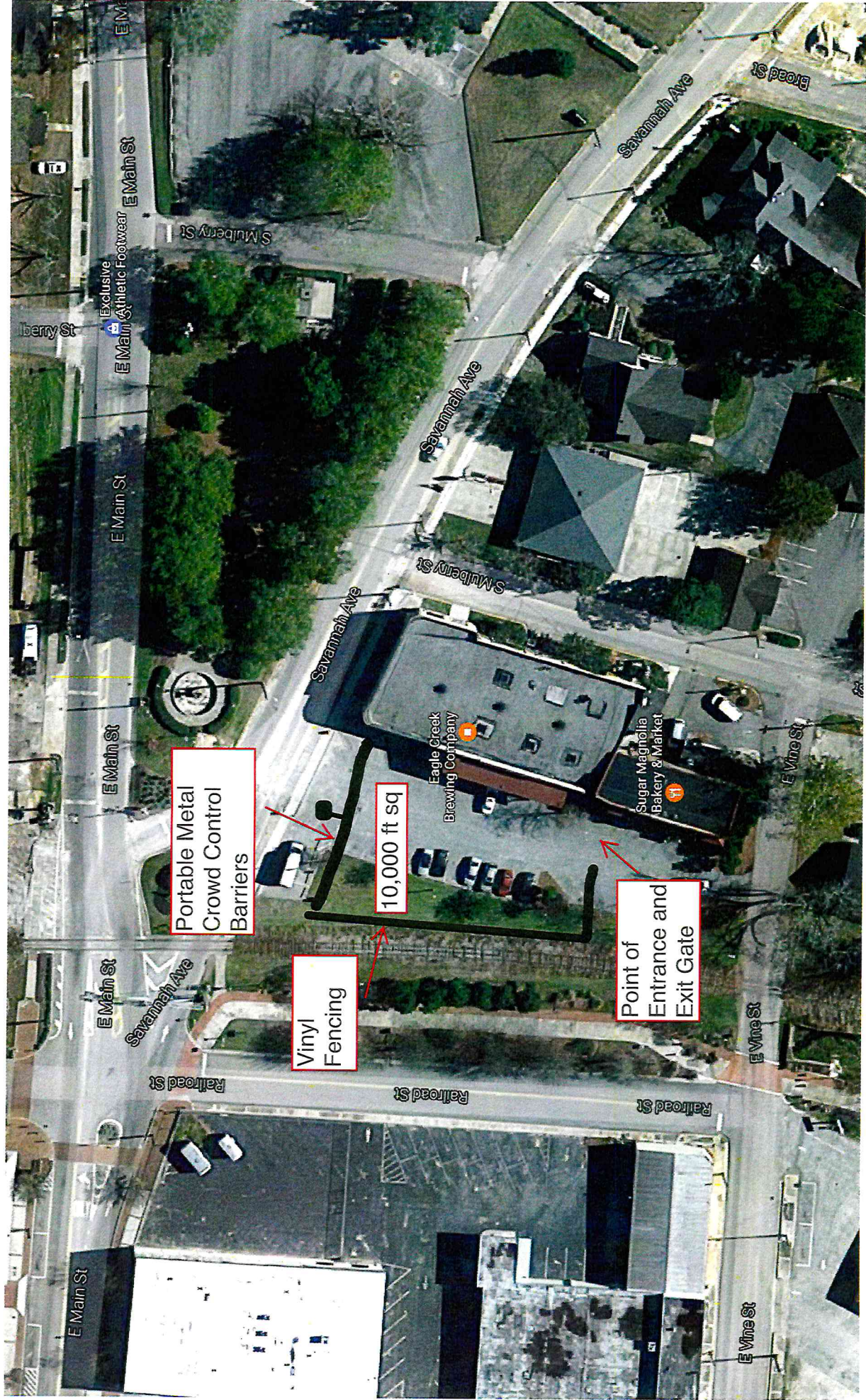
APPROVED BY INTERIM POLICE CHIEF ROB BRYAN


SIGNATURE

3/29/17
DATE

DATE OF COUNCIL MEETING 4-4-2017

DATE APPROVED BY MAYOR AND CITY COUNCIL _____



Eagle Creek Brewing Company
John Franklin Dismuke
4/12

Please enter your recommendations and comments with your full name.

Exemptions To Open Container Prohibition

Department Full Name Recommendation Comments

Police Department	Rob Bryan	Approve	Must comply with local ordinances and State Laws.
Fire Department	Jeffrey Flake	Approve	3-16-17
Public Works	Robert Seamans	Approve	Must keep sidewalk along Savannah Ave open. RAS031617

CITY OF STATESBORO

COUNCIL

Phillip A. Boyum
Sam Lee Jones
Jeff B. Yawn
John C. Riggs
Travis L. Chance



Jan J. Moore, Mayor
Randy Wetmore, City Manager
Robert Cheshire, Deputy City Manager
Sue Starling, City Clerk
I. Cain Smith, City Attorney

50 EAST MAIN STREET • P.O. BOX 348
STATESBORO, GEORGIA 30459-0348

To: Jan J. Moore, Mayor and Sue Starling, City Clerk

From: Randy Wetmore, City Manager

Date: March 28, 2017

RE: Administrative Judge Appointment

Policy Issue: *Statesboro Code of Ordinances Section 6-19 (c) (1)* provides procedure regarding appointment of Administrative Judge to preside over alcohol license violation hearings. The Judge's appointment by City Manager is subject to approval by Mayor and Council.

Recommendation: . It is recommended that Tom Peterson IV be appointed to serve as Administrative Judge.

Background: Ordinance was amended March 7, 2017 providing for this procedure.

Budget Impact: Predicted \$5100 annually paid from Legal budget. Impact may be greater if Judge's workload is greater than anticipated.

Council Person and District: N/A

Attachments: Engagement letter from Tom Peterson IV, Resolution

The Law Firm of Tom A. Peterson IV, LLC

P.O. Box 2037
104 SW Main Street
Vidalia, Georgia 30475
www.petersonfirm.net

Tom A. Peterson IV
tom@petersonfirm.net

TELEPHONE: (912) 537-6388
FACSIMILE: (912) 537-6391

March 22, 2017
VIA EMAIL

Mayor Jan Moore
50 East Main Street
P. O. Box 348
Statesboro, GA 30458

RE: Bid for Position of Administrative Judge for Alcohol Ordinance Compliance Court
Our File No.: 2017.17034

Dear Mayor Moore,

I appreciate the City Council's and your consideration of me for the above-referenced position. Recently, City Manager Randy Wetmore and City Attorney Cain Smith and I discussed the City's vision for this newly created position and court.

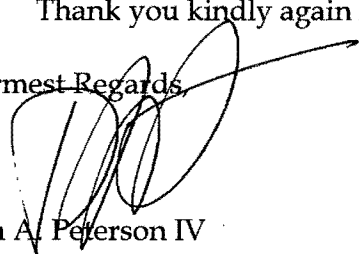
To begin, Randy and Cain envision the court meeting approximately 6 times per year, or every other month. While no one yet knows how much volume the court will face, we initially estimate allotting 5 hours per court date, with roughly 2 hours allotted for my travel time to and from Statesboro and the balance dedicated to court time.

I will charge the City a flat rate of \$850.00, for any of my time on any court day up to 5 hours, including travel time. For any time I spend over the 5-hour limit, for things such as drafting orders of my findings of fact and conclusions of law or appeal responses in contested matters, I will then bill the City at the rate of \$185 per hour.

It also seems that Wednesdays are the best day of the week to hold court, so I propose holding court on the last Wednesday of the month. If the Council and you agree, the Council could vote to begin holding hearings as early as the last Wednesday of this April.

Thank you kindly again for your consideration and I look forward to seeing you soon.

Warmest Regards



Tom A. Peterson IV
TAPIV:bgm

cc: Cain Smith, city attorney (via email)

RESOLUTION 2017-15: A RESOLUTION

THAT WHEREAS, Section 6-19 (c) (1) of the Code of Ordinances of the City of Statesboro provides that the Mayor and City Council can approve City Manager's nomination of an Administrative Judge to preside over alcohol license violation hearings;

WHEREAS, City Manager nominates Tom Peterson IV to serve on behalf of the City to preside over said hearings;

WHEREAS, Tom Peterson IV has provided a letter of engagement to the City agreeing to serve in said capacity and the fees to be paid for said services;

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Statesboro, Georgia as follows:

That Tom Peterson IV is hereby appointed as Administrative Judge to be compensated in manner consistent with Mr. Peterson's engagement letter to the City which is attached hereto.

Adopted this ____st day of _____, 2017

CITY OF STATESBORO, GEORGIA

By: Jan J. Moore, Mayor

Attest: Sue Starling, City Clerk

CITY OF STATESBORO



COUNCIL

Phil Boyum, District 1
Sam Jones, District 2
Jeff Yawn, District 3
John Riggs, District 4
Travis L. Chance, District 5

Jan J. Moore, Mayor
Randy Wetmore, City Manager
Robert Cheshire, Deputy City Manager
Sue Starling, City Clerk
I. Cain Smith, City Attorney

50 EAST MAIN STREET • P.O. BOX 348
STATESBORO, GEORGIA 30459-0348

To: Randy Wetmore, City Manager

From: Jason Boyles, Director of Public Works and Engineering
Brad Deal, P.E., City Engineer

Date: 03/28/2017

RE: Recommendation of Low Bidder for "City of Statesboro Street Resurfacing FY2017"

Policy Issue: Purchasing

Recommendation:

Sealed bids based on unit price extensions for the referenced project were received on March 21, 2017 as follows:

Ellis Wood Contracting	\$569,800.00
Sikes Brothers	\$584,435.10

The low bidder, Ellis Wood Contracting, meets the requirements of the bid package and submitted an acceptable bid bond. Staff recommends awarding this contract to Ellis Wood Contracting in the amount of \$569,800, and requests approval to extend unit prices for performing additional city street resurfacing up to the budgeted amount of \$644,078.

Background:

The work in this contract includes asphalt resurfacing and repairs of approximately 3 miles of city streets (see attached list and map), 17,225 square yards of asphalt milling and reinstallation of roadway striping.

Budget Impact:

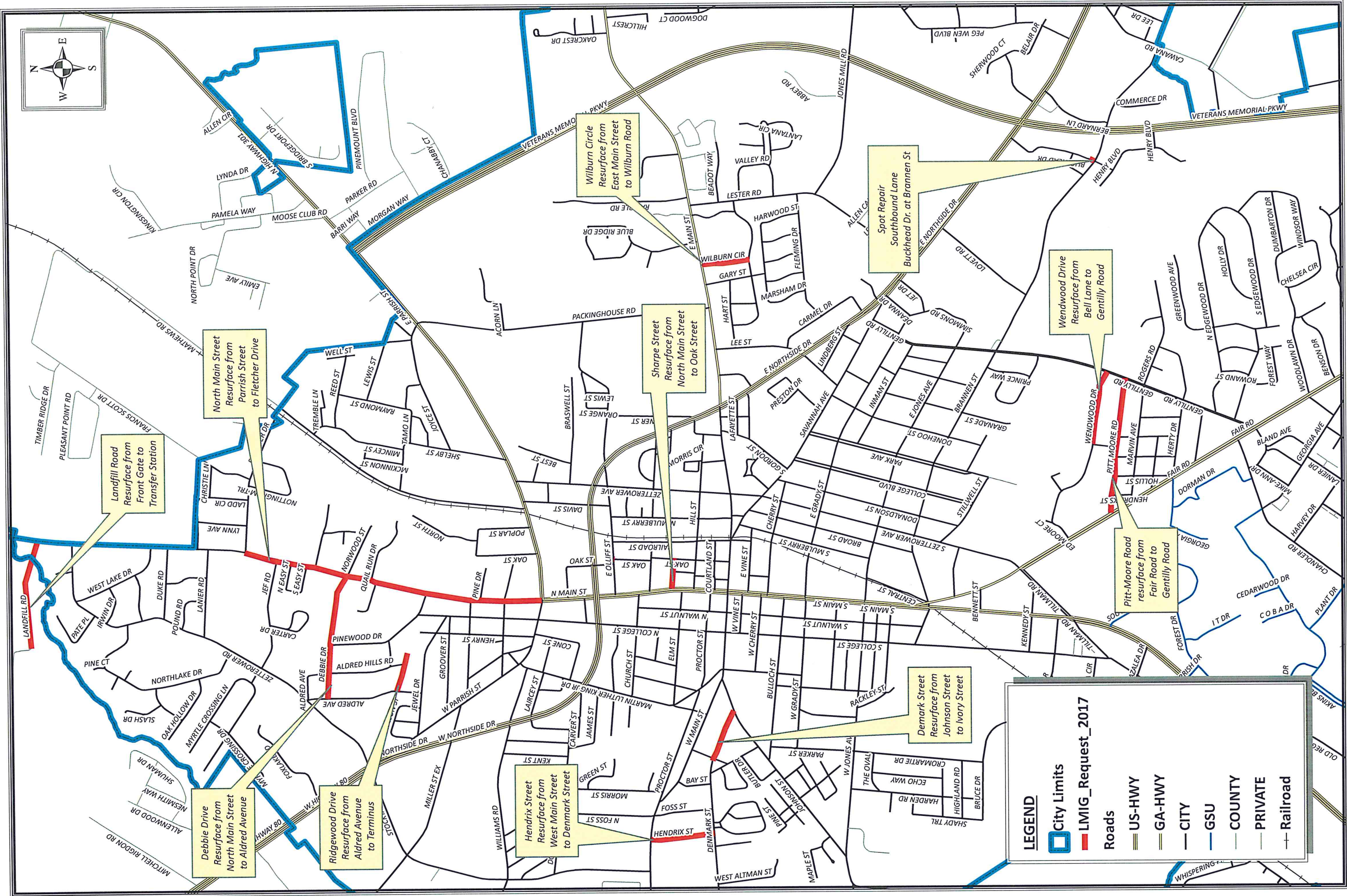
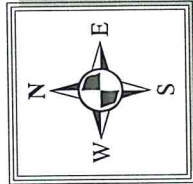
The low bid submitted by Ellis Wood Contracting is below the budgeted amount of \$644,078. The project is to be paid for through a combination of Georgia Department of Transportation LMIG funds (\$274,078), 2013 SPLOST funds from PWE-ENG-40 Street Resurfacing (\$300,000) and PWE-ENG-119 Major Street Repairs (\$20,000), as well as Solid Waste Disposal Fund revenues (\$50,000) for the resurfacing of the landfill entrance road.

Council Person and District: All

Attachments: Location Map and Resurfacing List

CC: Robert Cheshire, PE, Deputy City Manager
Darren Prather, Director of Central Services

Street Name	Beginning	Ending	Miles	Comments
Debbie Dr	North Main	Aldred Ave	0.42	Leveling, resurfacing and striping of 22 ft wide asphalt resurface
North Main	Parrish	Fletcher Dr	0.91	Mill at curb and gutter, leveling, resurfacing and striping of 27 ft wide asphalt resurface
Wilburn Circle	East Main	Wilburn Rd	0.16	Leveling, resurfacing and striping of 22 ft wide asphalt resurface
Sharpe St	North Main	Oak Street	0.10	Mill at header curb, leveling, resurfacing and striping of 30 ft wide asphalt resurface
Hendrix St	West Main	Denmark St	0.21	Leveling, resurfacing and striping of 24 ft wide asphalt resurface
Ridgewood Dr	Aldred Ave	Terminus	0.12	Leveling, resurfacing and striping of 22 ft wide asphalt resurface
Denmark	Johnson St	Ivory St	0.18	Leveling, resurfacing and striping of 23 ft wide asphalt resurface
Pitt-Moore Road	Fair Rd	Gentilly Rd	0.44	Leveling, resurfacing and striping of 22 ft wide asphalt resurface
Wendwood Drive	Bel-Lane Ave	Gentilly Rd	0.26	Leveling, resurfacing and striping of 22 ft wide asphalt resurface
Buckhead Drive Spot Repair	Spot Repair at Brannen St		-	Demo southbound lane at intersection and install GAB, asphalt binder course, asphalt
Landfill Road	Gate	Terminus	0.15	Demo northbound lane, install GAB, asphalt, leveling, resurfacing of 25ft wide asphalt
		Total	2.95	



Landfill Road
Resurface from
Front Gate to
Transfer Station

North Main Street
Resurface from
Parrish Street
to Fletcher Drive

Debbie Drive
Resurface from
North Main Street
to Aldred Avenue

Ridgewood Drive
Resurface from
Aldred Avenue
to Terminus

Hendrix Street
Resurface from
West Main Street
to Denmark Street

Sharpe Street
Resurface from
North Main Street
to Oak Street

Wilburn Circle
Resurface from
East Main Street
to Wilburn Road

Demark Street
Resurface from
Johnson Street
to Ivory Street

Spot Repair
Southbound Lane
Buckhead Dr. at Brannen St

Wendwood Drive
Resurface from
Bell Lane to
Gentilly Road

Pitt-Moore Road
resurface from
Fair Road to
Gentilly Road

LEGEND

- City Limits
- LMIG_Request_2017

Roads

- US-HWY
- GA-HWY
- CITY
- GSU
- COUNTY
- PRIVATE
- Railroad

