



**September 17<sup>th</sup>, 2013 6:00 pm**

1. Call to Order by Mayor Joe Brannen
2. Invocation and Pledge of Allegiance by Councilman Gary Lewis
3. Recognitions/Public Presentations
  - A) Proclamation presented to the Averitt Center for the Arts for their 10<sup>th</sup> anniversary and a performance by youths from the Averitt Center
  - B) Swearing In of Three New Firefighters
    - a) Joseph Glenn
    - b) Spencer Rowe
    - c) Nathaniel Janney
  - C) Swearing In and Badge Pinning of Four New Company Officers
    - a) Captain Ricky Hutchinson
    - b) Lieutenant Jamie Strosnider
    - c) Lieutenant Jason Gammon
    - d) Lieutenant Brent Conner
4. Public Comments (Agenda Item):
5. Consideration of a Motion to approve the Consent Agenda
  - A) Approval of Minutes
    - a) 08-29-2013 Public Hearing Minutes
    - b) 09-04-2013 Council Meeting Minutes
    - c) 09-04-2013 Council Work Session Minutes
    - d) 09-12-2013 Called Council Meeting Minutes
  - B) Notification of alcohol license application:
    - a) Licensee: Heath Charles Robinson  
DBA: The Hall by 40 East Grill  
Location: 19 East Vine Street  
Type of Alcohol License: Pouring – Beer, Wine & Liquor  
Type of Business: Restaurant
    - b) Licensee: Deng Feng Huang  
DBA: Chow Time Buffet  
Location: 408 Northside Drive East  
Type of Alcohol License: Pouring-Beer & Wine  
Type of Business: Restaurant
  - C) Consideration of a Motion to approve “Vehicle for Hire”
    - a) Spells Taxi Service – Cathy Dianne McDonald (Driver)
  - D) Consideration of a Motion to approve **Resolution 2013-33**: A Resolution Authorizing the Hedging of Natural Gas Through the Municipal Gas Authority of Georgia

- E) Consideration of a Motion to approve **Resolution 2013-34**: A Resolution Authorizing the Opening of a Separate Bank Account for the FY2013 Community Development Block Grant
  
- 6. Public Hearing and Consideration of a Motion to approve the following:
  - A) APPLICATION # V 13-08-01: Whitfield Holdings, LLC, requests a variance from Article X of the Statesboro Zoning Ordinance to reduce the side yard setback for property located at 41 Bernard Lane (Tax Parcel Number MS84000102016).
  
- 7. Consideration of a Motion to approve the donation of K-9 Max and vehicle transport cage to the Bulloch County Sheriff's Office.
  
- 8. Comprehensive Storm-water Management Program Assessment presentation by the Ecological Planning Group
  
- 9. Consideration of a Motion to award a contract to purchase four trucks to Wade Ford in the total amount of \$102,396.
  
- 10. Other Business from City Council
  
- 11. Public Comments (General)
  - A) Mr. Bill Thomas request to speak to Council
  
- 12. Consideration of a Motion to Adjourn



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## **PUBLIC HEARING MINUTES**

### **August 29, 2013**

A Public Hearing was held on August 29, 2013 at 4:00 p.m. in the Council Chambers at City Hall to solicit input from the public on the proposed 2013 millage rate of 6.358 for property taxes. Present was Mayor Joe Brannen, City Manager Frank Parker, City Clerk Sue Starling, as well as other staff members. There were no citizens present at the meeting.

Mayor Joe Brannen called the Public Hearing to order.

City Manager Frank Parker commented there would be no increase and no reduction in the rate. He also stated the income from property taxes was about \$3.7 million dollars a year.

Mayor Brannen asked if there were any other comments or concerns; hearing none the meeting was adjourned.

The meeting was adjourned at 4:02 p.m.



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**CITY OF STATESBORO  
CITY COUNCIL MINUTES  
SEPTEMBER 04, 2013**

A regular meeting of the Statesboro City Council was held on September 04 , 2013 at 9:00 a.m. in the Council Chambers at City Hall Present were Mayor Joe R. Brannen, Council Members: Will Britt, Phil Boyum, John Riggs, Gary Lewis and Travis Chance. Also present were City Manager Frank Parker, City Clerk Sue Starling, City Attorney Alvin Leaphart, City Engineer Robert Cheshire and Director of Community Development Mandi Cody.

The meeting was called to order by Mayor Joe Brannen  
Invocation was given by Reverend Lee and Pledge of Allegiance led by Councilman John Riggs

**Recognitions/Public Presentations**

- A) Completion of The University of Georgia Carl Vinson Institute Certified Human Resource Manager Program. Flavia Starling, Human Resources Coordinator, HR Department**
- B) Employee of the Month: John Zinskie, Scale Operator, Public Works, Solid Waste Disposal Division (Landfill)**

Director of Human Resource Jeff Grant recognized Flavia Starling for her completion of the Certified Human Resource Manager program. Mayor Brannen presented the Georgia Carl Vinson Institute Certificate to Flavia Starling.

Director of Human Resource Jeff Grant recognized John Zinskie as Employee of the Month and presented him with a \$100.00 gift card from Wal-Mart.

**Public Comments (Agenda Item):** None

**Consideration of a Motion to approve the Consent Agenda**

- A) Approval of Minutes**
  - a) 08-20-2013 Council Minutes**
  - b) 08-20-2013 Executive Session Minutes**
- B) Notification of alcohol license application:**
  - a) Licensee: Tiffany Lynn Hine (changing managers)**  
**DBA: Applebee's Neighborhood Grill & Bar**  
**Location: 24087 Highway 80 East**  
**Type of Alcohol License: Pouring – Beer, Wine & Liquor**  
**Type of Business: Restaurant**
- C) Notification of alcohol license application:**
  - a) Licensee: Britt Hendrix (Changing Owners)**  
**DBA: Your Pie**  
**Location: 701 Piedmont Loop Suite 200**  
**Type of Alcohol License: Pouring – Beer & Wine**  
**Type of Business – Restaurant**



- D) Consideration of a Motion to approve “Vehicle for Hire”**
  - a) J. E. T. Services – Bruce Taylor (Owner)**
- E) Consideration of a Motion to approve Special Event Permits**
  - a) Averitt Center for the Arts – Legend in the Arts**
  - b) Averitt Center for the Arts – Lamar Dodd: Timeless Gallery Opening**
  - c) Averitt Center for the Arts – Transit Authority – Chicago Tribute Band**
  - d) Averitt Center for the Arts - Fundraiser**
- F) Consideration of a Motion to approve Special Events Permit**
  - a) GSU Botanical Garden – Beer Tasting and Dinner Benefit for Garden of the Coastal Plain**
- G) Consideration of a Motion to approve the due date of December 20, 2013 for the City of Statesboro Property Tax Bills**
- H) Consideration of a Motion to approve Resolution 2013-31: A Resolution adopting maximum fees for towing and storage of illegally parked vehicles.**
- I) Consideration of a Motion to adopt Resolution 2013-32: A Resolution Adopting the Schedule of Fees and Charges for the Water and Wastewater Department of the City of Statesboro, Georgia.**

Councilman Riggs made a motion, seconded by Mayor Pro Tem Will Britt to approve the consent agenda in its entirety. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to approve “Vehicle for Hire”**

- a) D W Yellow Cab – Timothy P. McCarty(Driver)**

Timothy McCarty stated he had some bad times but was trying to get a job to supplement his social security. He also stated he was trying to change his life and transition back into the community. He asked for Council’s consideration of granting him a license. Mayor Pro Tem Will Britt asked City Attorney Alvin Leaphart what the ordinance says about a person with a criminal background. City Attorney Alvin Leaphart stated under the current ordinance, Council has discretion to make a decision as they deem appropriate. Councilman Lewis stated Mr. McCarty should be given a second chance. Mayor Brannen and Councilman Riggs stated they received phone calls of recommendations for Mr. McCarty. Councilman Lewis made a motion, seconded by Councilman Riggs to approve “Vehicle for Hire” for Timothy McCarty. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to approve Resolution 2013-30: A Resolution setting the millage rate for ad valorem (property) taxes for the 2013 calendar year for the city of Statesboro, Georgia at 6.358.**

City Manager Frank Parker stated in the future there would be a second line item on the property tax bill for a fire fee. He also stated the millage would not be increased because of this just broken out into different categories. Councilman Boyum made a motion, seconded by Councilman Riggs to approve Resolution 2013-30: A Resolution setting the millage rate for ad valorem (property) taxes for the 2013 calendar year for the city of Statesboro, Georgia at 6.358.

Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a motion to approve a policy within the Fleet Maintenance Division to provide a 5% step increase upon obtaining a commercial driver's license (CDL) for the Mechanic I, II and III positions**

Mayor Pro Tem Will Britt entertained the idea of giving a onetime bonus instead of a step increase when an employee received his CDL. After much discussion of salaries and job duties, Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to approve a 5% step increase, upon obtaining a CDL, for one (1) mechanic III position only. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to award a contract to purchase retro-setters for the lowest responsive bid amount of \$286,561.50 to Kendall Supply**

Councilman Riggs made a motion, seconded by Councilman Lewis to award a contract to purchase retro-setters for the lowest responsive bid amount of \$286,561.50 to Kendall Supply. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to award the low bid on the Whitesville Lift Station upgrade and Lakeview Force Main Extension to Southeastern Civil, Inc. in the amount of \$457,896.30**

Councilman Boyum made a motion, seconded by Councilman Riggs to award the low bid on the Whitesville Lift Station upgrade and Lakeview Force Main Extension to Southeastern Civil, Inc. in the amount of \$457,896.30. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to award the low bid on the Cawana Road Sewer and Water Infrastructure to Y-Delta, Inc. in the amount of \$1,023,536.13**

Councilman Lewis made a motion, seconded by Mayor Pro Tem Will Britt to award the low bid on the Cawana Road Sewer and Water Infrastructure to Y-Delta, Inc. in the amount of \$1,023,536.13. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

**Consideration of a Motion to approve an Intergovernmental Agreement for Fire Protection Services**

Attorney Jeff Akins for the Bulloch County Commissioners stated the County Commissioners have already approved the fire agreement. City Attorney Alvin Leaphart pointed out the high points of the agreement. Councilman Boyum made a motion, seconded by Councilman Lewis to approve the Intergovernmental Agreement for Fire Protection Services between the City of

Statesboro and Bulloch County. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

### **Other Business from City Council**

City Manager Frank Parker stated that a study was to be done on the lighting on the East Main Streetscape. He also mentioned the preparations were being made to have a ribbon cutting for the Julius Abraham Trail. Mr. Parker asked Council to fill 3 vacancies which include the Planning Commission, the Tree Board and the Beautification Committee. Council's recommendation was Reverend Charles Lee for the Planning Commission, Jamie Cartee for the Tree Board and Perri Ann Dean for the Beautification Committee. Councilman Boyum made a motion, seconded by Councilman Riggs to approve Council's recommendation to appoint Reverend Charles Lee for the Planning Commission, Jamie Cartee for the Tree Board and Perri Ann Dean for the Beautification Committee. Councilman Britt, Boyum, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

City Clerk Sue Starling stated that Statesboro High School was interested in hosting one of the City's Council meetings for their 10<sup>th</sup> grade class. The Mayor and Council agreed to hold a Council meeting at the High School. No date was set at this time.

### **Public Comments (General)**

#### **A) Mr. Bill Thomas request to speak to Council**

Mr. Thomas thanked Council for approving the taxi cab application for Mr. McCarty.

### **Consideration of a Motion to Adjourn**

Councilman Chance made a motion, seconded by Councilman Riggs to adjourn. The meeting was adjourned at 10:00 am.



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**CITY OF STATESBORO  
CITY COUNCIL WORK SESSION MINUTES  
September 04, 2013**

A Work Session of the Statesboro City Council was held on September 04, 2013 at 10:20 a.m. in the Council Chambers at City Hall. Present were Mayor Joe R. Brannen; Council Members: Will Britt, Phil Boyum, John Riggs and Travis Chance. Also present was City Clerk Sue Starling, City Attorney Alvin Leaphart. Councilman Gary Lewis was absent.

The meeting was called to order by Mayor Joe R. Brannen. The following topics were discussed.

1. Shannon Mixon will update Council on the 911 addressing
2. Chapter 90 Revised Taxi Cab Statue
3. Ordinance for Coin Operated Machines
4. Potential Fiber Optic infrastructure between the City of Statesboro and Georgia Southern University

Shannon Mixon updated Council on the 911 addressing. She stated all changes would have to be approved by City Council. She also stated that 90% of the addresses on North Side Drive East and West would be changed and the businesses would have up to a year to comply with the changes. The addresses for Lakeview Road will begin at the Landfill.

Mayor Pro Tem Will Britt left the meeting and did not return.

City Attorney Alvin Leaphart updated Council on the revision of the Taxi Cab Ordinance. He stated a common carrier such as the CRC van is licensed by the State of Georgia. One of the new requirements for a taxi cab driver will be the requirement to pay a \$35.00 fee and run a background check each year the license is renewed.

City Attorney Alvin Leaphart updated Council on the coin operated machines. He stated the ordinance is to control the number of machines to six (6) and the location of the machines for class B. He also stated the State will regulate everything else.

Director of Downtown Development Authority Allen Muldrew updated Council on the project for putting together a committee to form a color palette for the downtown area. They will be doing a study to see what colors are acceptable for the downtown area.

Director of Information Technology Bryant Tatum updated Council on the fiber optic project. He stated they would like to connect with GSU and may have space available to go down Gentilly Rd. He also stated the Savannah Ave project is in the 2014 budget.

There was not action taken.

The meeting adjourned at 11:05 am.



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**CITY OF STATESBORO  
CITY COUNCIL MINUTES  
September 12, 2013**

A Called meeting of the Statesboro City Council was held on September 12 , 2013 at 9:00 am in the Council Chambers at City Hall. Present were Mayor Joe R. Brannen, Council Members: Phil Boyum, John Riggs and Gary Lewis. Also present were City Manager Frank Parker and City Clerk Sue Starling. Absent were Councilman Will Britt, Councilman Travis Chance, City Attorney Alvin Leaphart, City Engineer Robert Cheshire and Director of Community Development Mandi Cody.

The meeting was called to Order by Mayor Joe Brannen

The Invocation and Pledge of Allegiance was given by Councilman Gary Lewis

**Consideration of a Motion to approve an Outdoor Event Permit**

**a) University Plaza – Jon Starkey**

Councilman Riggs asked if Jon Starkey was present at the meeting as he did not see him in the audience. City Manager Frank Parker made contact by phone with Mr. Starkey and asked him to attend the meeting. Mr. Parker informed Council that Mr. Starkey was on his way to the meeting. At 9:05 a.m., Mayor Brannen recessed the meeting until Mr. Starkey could arrive. Mr. Starkey arrived at the meeting at 9:15 a.m. Mayor Brannen called the meeting back to order. Mr. Starkey stated the event would be held in the same manner as the other events that have been held. Director of Public Safety Wendell Turner stated there have been no problems with the previous events. Councilman Lewis made a motion, seconded by Councilman Riggs to approve the outdoor event permit for Jon Starkey. Councilman Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 3-0 vote.

**Consideration of a Motion to Adjourn**

Councilman Lewis made a motion, seconded by Councilman Riggs to adjourn. Councilman Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 3-0 vote. The meeting was adjourned at 9:20 am.

## RECOGNIZING THE TENTH YEAR ANNIVERSARY OF AVERITT CENTER FOR THE ARTS

**WHEREAS,** in 1997 David Hal Averitt, Mayor of Statesboro, and the Statesboro City Council embarked on a major downtown revitalization project that included saving for posterity the 1911 Bank of Statesboro and the 1936 Georgia Theater for the development of a Community Art Center.

**WHEREAS,** The Mayor and Council of the City of Statesboro re-established the Statesboro Arts Council in 2000 to operate the art center

**WHEREAS,** in 2001, the Statesboro City Council names the art center for retiring Mayor, David H. “Hal” Averitt who served the citizens of this community for many years.

**WHEREAS,** in September 2004, the Averitt Center for the Arts, home of the Emma Kelly Theater opened its doors to the public. This grand achievement has led to a cultural celebration of the arts for over 390,000 visitors that generates over two million dollars in annual economic prosperity for our downtown area, improved quality of life for our citizens, serves as the historic centerpiece for this growing regional center and as a cornerstone of a redeveloping downtown..

**NOW, THEREFORE,** I, Joe R. Brannen, Mayor of Statesboro, on behalf of the City Council, do hereby recognize the Tenth Year Anniversary of the Averitt Center for the Arts and proclaim September 17, 2013 as AVERITT ARTS DAY in Statesboro, Georgia. I thank the Statesboro Arts Council for providing quality art and cultural programming to the community and helping to energize the redevelopment of historic downtown Statesboro. I wish the Averitt Center for the Arts continued success in your endeavors in the years to come.

**PROCLAIMED** this 17<sup>th</sup> day of September, 2013

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Joe R. Brannen, Mayor



CITY OF STATESBORO, GEORGIA

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

DATE OF APPLICATION \_\_\_\_\_ NEW  RENEWAL \_\_\_\_\_

TYPE OF BUSINESS TO BE OPERATED:

- \_\_\_\_\_ RETAIL BEER & WINE PACKAGED ONLY \$1,250.00
- \_\_\_\_\_ RETAIL BEER & WINE BY THE DRINK \$1,250.00
- BEER, WINE & LIQUOR BY DRINK \$3,750.00
- \_\_\_\_\_ WHOLESALE LICENSE \$1,000.00
- \_\_\_\_\_ APPLICATION FEE - PACKAGED SALES \$ 150.00
- APPLICATION FEE - POURING SALES \$ 150.00

APPLICANTS FULL NAME The Heath Charles Robinson

OWNERS NAME Heath Robinson

DBA (BUSINESS NAME) The Hell by 40 East Grill

CHECK THE TYPE OF ALCOHOL LICENSE YOU ARE APPLYING FOR:  
RESTAURANT  SPORTS RESTAURANT \_\_\_\_\_ PRIVATE CLUB \_\_\_\_\_ PACKAGE \_\_\_\_\_

BUSINESS ADDRESS 19 E. Vine St

BUSINESS MAILING ADDRESS 40 E. Main Street Statesboro, GA 30458

BUSINESS TELEPHONE # 912-764-4040

ARE YOU A CITIZEN OF THE UNITED STATES?  YES \_\_\_\_\_ NO

HAVE YOUR EVER BEEN ARRESTED FOR ANYTHING? \_\_\_\_\_ YES  NO

IF YES, WHEN AND WHY \_\_\_\_\_

IS THE APPLICANT THE OWNER OF THE BUSINESS?  YES \_\_\_\_\_ NO

IF NO, WHAT IS YOUR TITLE IN THE BUSINESS? \_\_\_\_\_

HOW MANY PARTNERS, SHAREHOLDERS, ETC. ARE INVOLVED IN THE BUSINESS 0 /

PLEASE LIST BELOW:

Heath Robinson \_\_\_\_\_  
\_\_\_\_\_



# CITY OF STATESBORO, GEORGIA

## APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

DATE OF APPLICATION 9-10-13 NEW  RENEWAL

TYPE OF BUSINESS TO BE OPERATED:

<input type="checkbox"/>	RETAIL BEER & WINE PACKAGED ONLY	\$1,250.00
<input checked="" type="checkbox"/>	RETAIL BEER & WINE BY THE DRINK	\$1,250.00
<input type="checkbox"/>	BEER, WINE & LIQUOR BY DRINK	\$3,750.00
<input type="checkbox"/>	WHOLESALE LICENSE	\$1,000.00
<input type="checkbox"/>	APPLICATION FEE - PACKAGED SALES	\$ 150.00
<input checked="" type="checkbox"/>	APPLICATION FEE - POURING SALES	\$ 150.00

APPLICANTS FULL NAME DENG FENG HUANG

OWNERS NAME DENG FENG HUANG

DBA (BUSINESS NAME) CHOW TIME BUFFET

CHECK THE TYPE OF ALCOHOL LICENSE YOU ARE APPLYING FOR:

RESTAURANT  SPORTS RESTAURANT  PRIVATE CLUB  PACKAGE

BUSINESS ADDRESS 408 Northside Dr E Statesboro GA 30458

BUSINESS MAILING ADDRESS 408 Northside Dr E Stes Statesboro GA 30458

BUSINESS TELEPHONE # (912) - 489 - 1888

ARE YOU A CITIZEN OF THE UNITED STATES?  YES  NO

HAVE YOUR EVER BEEN ARRESTED FOR ANYTHING?  YES  NO

IF YES, WHEN AND WHY \_\_\_\_\_

IS THE APPLICANT THE OWNER OF THE BUSINESS?  YES  NO

IF NO, WHAT IS YOUR TITLE IN THE BUSINESS? \_\_\_\_\_

HOW MANY PARTNERS, SHAREHOLDERS, ETC. ARE INVOLVED IN THE BUSINESS \_\_\_\_\_

PLEASE LIST BELOW:

\_\_\_\_\_  
\_\_\_\_\_



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

APPLICATION FOR VEHICLE FOR HIRE PERMIT - DRIVER

DATE 8/21/13

NAME OF BUSINESS Spells Taxi Service

OWNER OF BUSINESS Spells

BUSINESS ADDRESS Morris St

CITY, STATE & ZIP Statesboro GA 30458

BUSINESS TELEPHONE 912-526-6200

NAME OF DRIVER Cathy "Dianne" McDonald

ALIASES \_\_\_\_\_

HAVE YOU EVER BEEN ARRESTED? YES \_\_\_\_\_ NO X

SIGNATURE Cathy D. McDonald

DATE 8/21/13

## Response Body

Registration ID:	GA138L912360108
Applicant Name:	CATHY MCDONALD
Applicant Address:	
Applicant Phone No.:	
Applicant email:	
LS TCN:	9133Z24019
Response Type:	STATE RESPONSE
Response Time:	2013-09-05 08:34:13
FBI Number:	
GBI TCN:	32481273089999
SAN:	
RCode:	
RLiteral:	
IDent:	NO GEORGIA CRIMINAL HISTORY IS
Name:	MCDONALD, CATHY DIANNE
OCA:	
SID:	NoRecord
ORI:	GA923004Z
Reason:	GA Check Only
Agency Name:	CITY OF STATESBORO
Agency Address:	50 East Main Street, Statesboro, GA, 30458
Agency Phone:	(912)764-0625
Response Body:	TYPE:mid LSTCN:9139122061 GBITCN:32481273089999 DATE/TIME:2013-09-05 11:48:28 NAME:MCDONALD, CATHY DIANNE

SID:NoRecord

OTN:

OCA:

IDENT:NO GEORGIA CRIMINAL HISTORY IS AVAILABLE FOR  
THIS REQUEST

Printed:

No

**RESOLUTION 2013-33**  
OF  
CITY OF STATESBORO

SEPTEMBER 17, 2013

RE: AUTHORIZATION FOR HEDGING NATURAL GAS THROUGH  
MUNICIPAL GAS AUTHORITY OF GEORGIA

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WHEREAS, the City of STATESBORO is a Member of the Municipal Gas Authority of Georgia and has entered into a Gas Supply Contract, dated as of September 17, 2013, with the Gas Authority; and

WHEREAS, the Member acknowledges that natural gas prices have historically been very volatile, and the use of hedging as provided for in the Gas Supply Contract can help mitigate price risk to the Member; and

WHEREAS, the Gas Authority's staff has studied the use of hedging strategies to mitigate price risk associated with market conditions for residential and commercial customers, poultry growers and for industrial and other large end-users, and the staff has heretofore determined that it was feasible and desirable from a competitive standpoint to offer such hedging strategies to Members; and

WHEREAS, the Gas Authority has developed elective hedging programs under the provisions of the Gas Supply Contract to offer to Members to manage price risk associated with service to R&C Customers, Poultry Growers, Industrial Customers and other end-users; and

WHEREAS, under the Pricing Policy approved by the Board, Members are billed based on spot market prices adjusted for any hedges elected by the Members;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. Approval of Hedging. The governing body of the Member hereby approves the use of the Gas Authority Member elective hedging programs under the Gas Supply Contract that enable the Member to offer hedged prices to its R&C Customers, Poultry Growers, Industrial Customers and other end-users. The Member hereby elects to limit its Member Elective Price Hedging authority under the Gas Supply Contract to hedges of 36 months or less.

Section 2. Hedging Elections and Transaction Confirmations. The governing body of the Member hereby authorizes the City Manager of the Member to complete the election forms and/or transaction confirmations to enter into Member Elective Price Hedging and to deliver such election forms and/or transaction confirmations on behalf of the Member as its authorized act. The election forms and transaction confirmations shall

be in substantially the form attached hereto as Exhibit "A" and incorporated herein by this reference.

Section 3. General Authorizations, Incorporation of Recitals and Ratification of Actions. The Authorized Member Representatives are hereby authorized and directed to take such further actions and execute and deliver such certificates or other documents, agreements or instruments as shall be necessary or convenient to effect any Member Elective Price Hedging contemplated by this Resolution. The preambles hereto are hereby incorporated herein by this reference and approved, and all actions of the Authorized Member Representatives in the review and finalization of election forms and transaction confirmations under Member Elective Price Hedging are hereby ratified and approved.

\_\_\_\_\_  
Joe Brannen, Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Sue Starling, City Clerk

\_\_\_\_\_  
Date

RESOLUTION 2013-34: A RESOLUTION AUTHORIZING THE OPENING OF A  
SEPARATE BANK ACCOUNT FOR THE FY2013 COMMUNITY DEVELOPMENT  
BLOCK GRANT

WHEREAS, the City Council accepted the award of the FY 2013 Community  
Development Block Grant; and

WHEREAS, upon the acceptance of this grant, it is required that the recipient  
establish a separate bank account, that may not be an interest-bearing account;

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the  
City of Statesboro, Georgia this 17th day of September, 2013 that the City Manager and  
Director of Finance are hereby authorized and directed to open a new bank account at  
BB&T for the City of Statesboro's FY 2013 Community Development Block Grant.

BE IT FURTHER RESOLVED that any Resolution or parts of a Resolution in  
conflict herewith are hereby rescinded.

City of Statesboro, Georgia

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Joe R. Brannen, Mayor

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Sue Starling, City Clerk



City of Statesboro – Department of Community Development  
**DEVELOPMENT SERVICES REPORT**

P.O. Box 348  
 Statesboro, Georgia 30458

» (912) 764-0630  
 » (912) 764-0664 (Fax)

**V 13-08-01  
 VARIANCE REQUEST  
 41 Bernard Lane**

**LOCATION:** 41 Bernard Lane

**REQUEST:** Variance from Article X of the Statesboro Zoning Ordinance to reduce side yard setbacks to add on to the existing building.

**APPLICANT:** Whitfield Holdings, LLC

**OWNER(S):** Josh Whitfield & Lauren Bell

**LAND AREA:** .73 acres

**PARCEL TAX MAP #s:** MS84000102016

**COUNCIL DISTRICT:** District 5 (Chance)



**PROPOSAL:**

The applicant is requesting a variance from Article X, of the *Statesboro Zoning Ordinance* to reduce the side yard setback from the required 15' to 7' for the expansion of the existing building currently being utilized for a sign company located at 41 Bernard Lane. (See **Exhibit A** – Location Map, **Exhibit B** – Sketch Plan)

**BACKGROUND:**

The subject site is currently zoned CR (Commercial Retail) and fronts Veterans Memorial Bypass and Bernard Lane.

**SURROUNDING LAND USES/ZONING:**

	ZONING:	LAND USE:
<b>NORTH:</b>	CR (Commercial Retail)	Automotive & Allied Sales and Services
<b>SOUTH:</b>	CR (Commercial Retail)	Retail establishments
<b>EAST:</b>	CR (Commercial Retail)	Retail establishments
<b>WEST</b>	CR (Commercial Retail)	Retail establishments

The subject property is located in a commercial retail area surrounded by multiple types of businesses ranging from restaurants and shopping centers to automotive sales and services with the most immediate being Lowe's and an automotive service.

**COMPREHENSIVE PLAN:**

The subject site lies within the "Activity Centers" character area as identified by the City of Statesboro Future Development Map within the *City of Statesboro Comprehensive Plan*. The "Activity Centers" character areas are

identified as areas that incorporate (or will incorporate) a wide range of land uses, but have historically developed in a manner that is auto-oriented with an abundance of large surface parking lots. The long-term development pattern preferred for Activity Centers is to incorporate features that mitigate these expanses of surface parking by incorporating new landscaping, framing parking areas with street-oriented infill construction, and including features that support other transportation options.

Appropriate land uses for the established character area are: Retail, shopping centers, office, medical, services, multifamily and mixed use. The utilization of this existing business as a sign installation company is compatible with appropriate land uses recognized by the comprehensive plan.

The *Statesboro Comprehensive Plan* also lists strategies, which should be considered throughout the city, regardless of character area. One of those strategies is to encourage infill, new, and redevelopment close to the street. Additionally, the *Statesboro Comprehensive Plan* indicates that "development decisions should be fair and predictable, relying on well-crafted development regulations."

As illustrated in the *Comprehensive Plan*, the recently permitted retail use in this area is favorable and compatible permitting a reduction in side yard setbacks would allow the applicant to expand an existing business that is compatible with this character area. Other factors of the plan are reflected in the analysis of this report.

#### **COMMUNITY FACILITIES (EXCEPT TRANSPORTATION):**

The subject site is currently serviced by city utilities including water and sewer, sanitation, and public safety services.

#### **ENVIRONMENTAL:**

The subject property does contain wetlands and is not located in a special flood hazard area. Any potential issues will be resolved during the permitting phase.

#### **ANALYSIS:**

The subject site, currently zoned CR (Commercial Retail), consists of an existing building being utilized as a sign company. The property owner intends to add 625 square foot to the existing 3125 square foot building. Currently, the existing building is approximately 19' from the side property line abutting the automotive service business, as required by section 1003 of the *Statesboro Zoning Ordinance*. The proposed expansion of the building would encroach the required setback by 8'; thus, necessitating the request to reduce the required setback to 7'.

Granting the proposed set back variance is not expected to have negative impact on traffic in this area. The existing parking exceeds the number of spaces required for the use and total square footage; therefore, no additional parking spaces will be required as a result of the additional proposed square footage.

**In addition, Section 1801 of the *Statesboro Zoning Ordinance* lists the following four (4) factors that the Mayor and Council [could] consider to be true in its consideration of a variance request:**

- (1) There are special conditions pertaining to the land or structure in question because of its size, shape, topography, or other physical characteristic and that condition is not common to other land or buildings in the general vicinity or in the same zoning district;**
  - The subject site is small and irregularly shaped.
- (2) The special conditions and circumstances do not result from the actions of the applicant;**
  - The Bernard Lane right of way intercepted a larger parcel that currently houses Lowe's, leaving a small irregularly shaped lot (the subject site). As such, the size and shape of the lot does not result from actions of the applicant.
- (3) The application of the ordinance to this particular piece of property would create an unnecessary hardship; and**
  - The application of the ordinance to this property would deny the applicant the opportunity to expand upon their existing business.
  - Given the small size and shape of the lot, the setback forces the building to the center of the lot, leaving very little room for reasonably sized building to conduct business and store materials.
- (4) Relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of the zoning regulations.**
  - This request, if granted, would not cause substantial detriment to the public good.
  - Permitting this variance promotes storage of materials inside of the building rather than exterior of the building.



**STAFF RECOMMENDATION:**

Based on the factors of consideration for a variance given in Section 1801 and *the Comprehensive Plan*, approval of the requested variance is recommended with the following conditions:

- All accessory buildings must be removed and will be prohibited from the site.
- Outside storage is prohibited from the site.

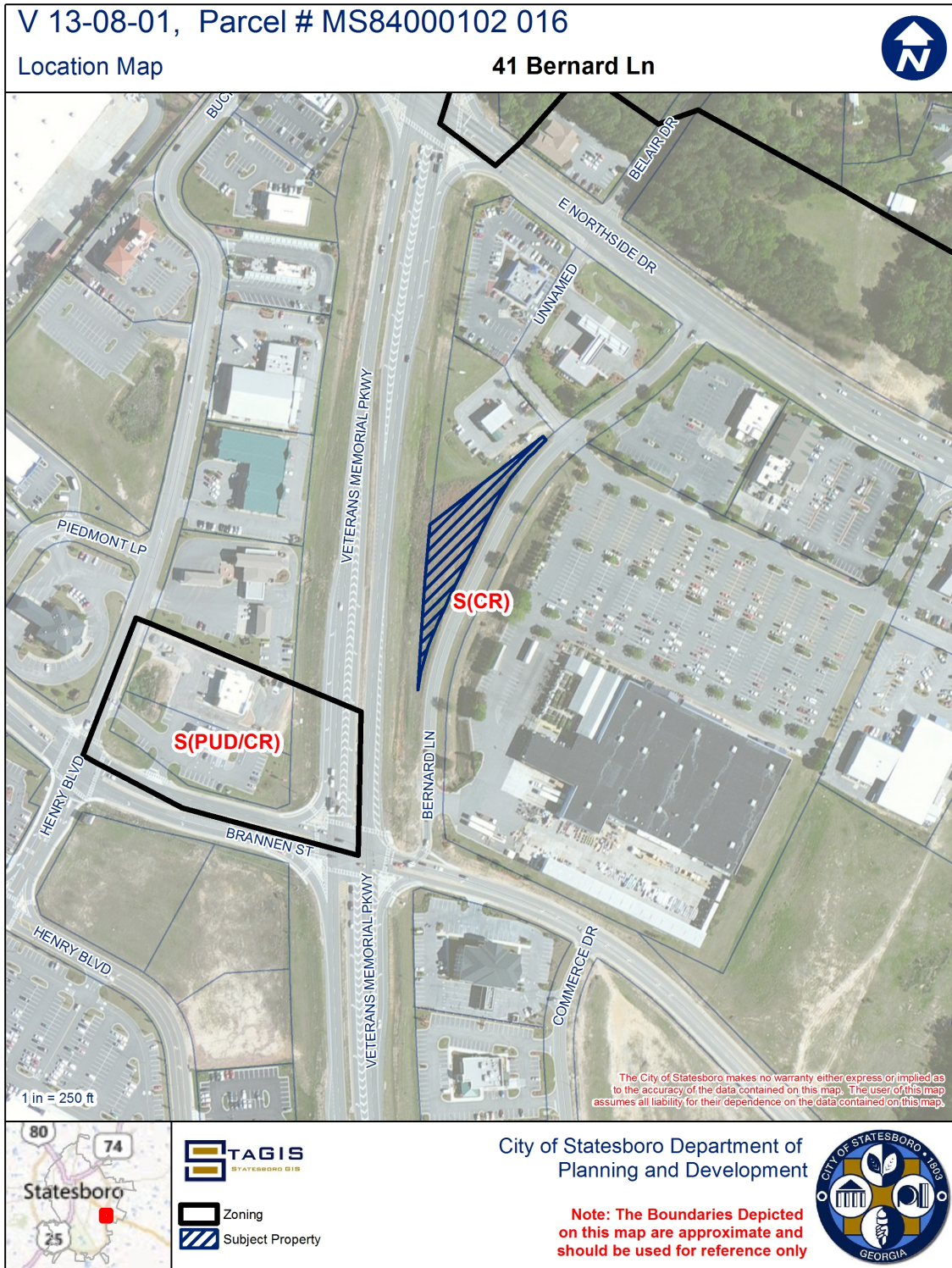
**PLANNING COMMISSION RECOMMENDATION:**

Planning Commission voted 6-0 to recommend approval of the variance requested by Application V 13-08-01 with the following staff recommended conditions:

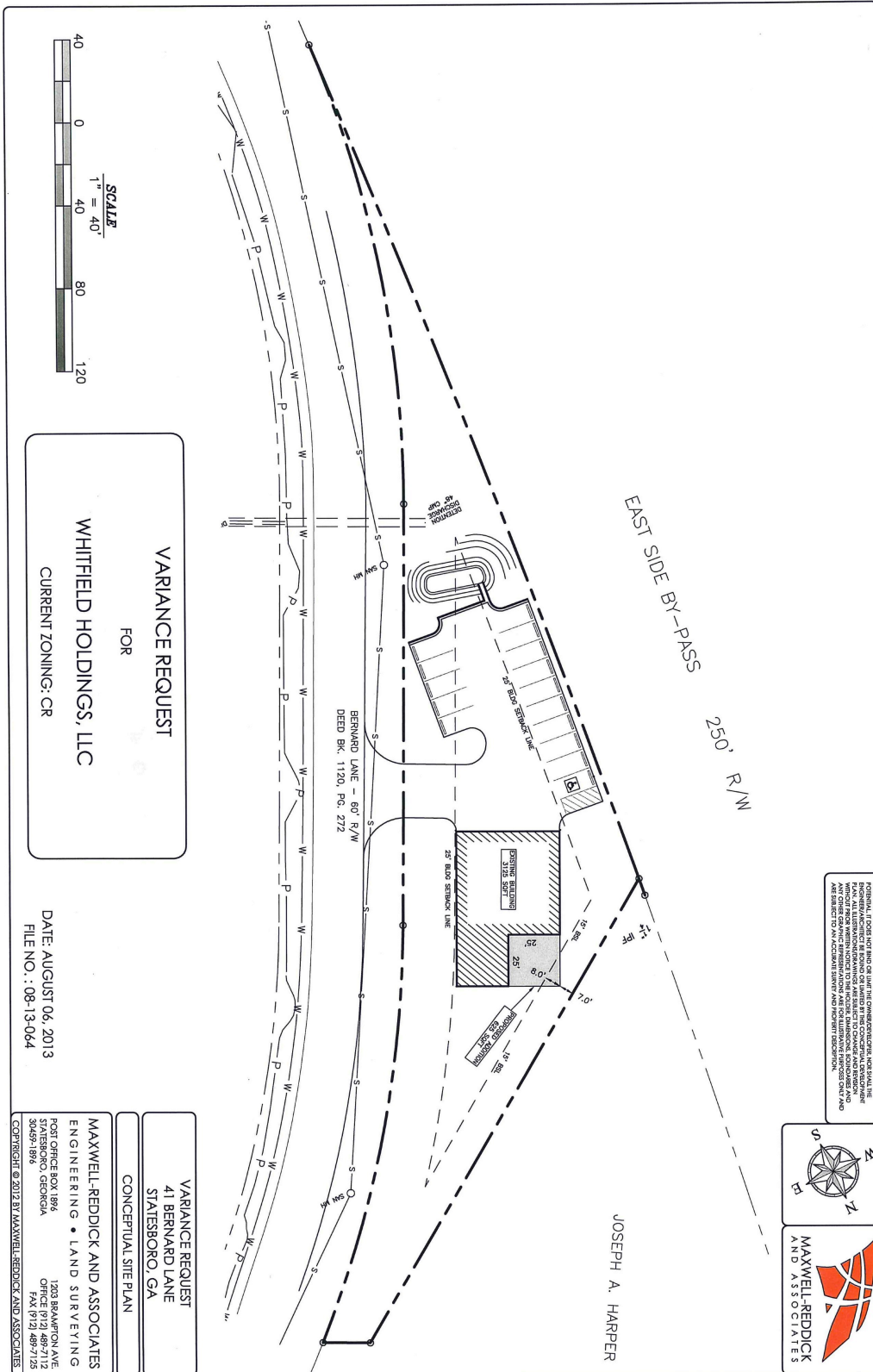
- All accessory buildings must be removed and will be prohibited from the site.
- Outside storage is prohibited from the site.

*(Please note: Unless otherwise stated in any formal motion by City Council, staff considers the conceptual site plan (Exhibit B) submitted on behalf of the applicant for this request to be illustrative only. Approval of the application does not constitute approval of any final building or site plan).*

EXHIBIT A: LOCATION MAP



**EXHIBIT B: SKETCH PLAN**





**EXHIBIT C: PHOTOS OF THE SUBJECT PROPERTY AND YARD SETBACK**



**Figure 1: Subject Site. Rear of side setback.**



**Figure 2: Subject Site rear northwestern view.**



**EXHIBIT C: PHOTOS OF THE SUBJECT PROPERTY (CONT.)**



**Figure 3: Eastern view from back of lot (Lowes parking lot).**



**Figure 4: Western view from back of lot (Veteran's Memorial & strip mall)**



**EXHIBIT C: PHOTOS OF THE SUBJECT PROPERTY (CONT.)**



**Figure 5: Back of lot.**



**Figure 6: South view from front of property**



Scott P. Brunson  
Police Major

## Statesboro Police Department

25 West Grady Street  
Statesboro, Georgia 30458  
Phone: (912) 764-9911 / Fax: (912) 489-5050



Wendell Turner  
Public Safety Director

To: Mayor, Council, and City Manager

From: Wendell Turner, Dir. Public Safety

Date: 09/10/2013

Ref: K-9 Program SPD

With the recent promotion of one of our K-9 officers the PD has been forced to review its K-9 program. In doing this, the staff feels that the program is extremely beneficial and needed, but is somewhat bloated. For an agency our size one K-9 and handler should be sufficient to cover the needs of the department. A review of the activities and usage of our current program with two K-9's and two handlers reflects this finding. The staff feels that cutting the current program to one K-9 and one handler would be proper and would fit current needs. This will also allow the PD to cut the program expenses in half which is a good savings to the budget. Furthermore, we will cut one Corporal position (K-9 handler was a Cpl. position) and transfer this open position to the Patrol Bureau where this line level position is needed most. The position would not be a newly created position; it would be a transfer from the K-9 Unit to the Patrol Bureau. The position would also hold the rank of Officer not Corporal thereby reducing the personnel costs which results in a savings to budget. I have reviewed this proposal and do agree that this is what is best for the agency at this time.

If this meets your approval, I would like to donate K-9 Max and a surplus K-9 transport cage to the Bulloch County Sheriff's Office (approximate value of K-9 is \$3,000 and K-9 transport cage is \$500). We have spoken with the Sheriff and the Chief Deputy about this matter and they are willing to accept the K-9 and start a new K-9 Unit within the Sheriff's Office. With this donation, they have agreed to work in partnership with the Police Department to help with coverage and use of the K-9 when it is needed by PD. They will also pick up all the costs, care, housing, and handling associated with the K-9. I see this as a win, win situation in that we have helped establish a new K-9 program within our jurisdiction, have our K-9 partner Max with our sister agency, have an agreement in place for K-9 back-up as needed, and have strengthened our partnership with the Sheriff's Office. Should you have any questions please contact me directly and as always, thank you for all your support.

# Memo



**TO:** Frank Parker, City Manager  
**FROM:** Darren Prather, Purchasing Director  
**DATE:** 9-11-2014  
**Re:** Invitation to bid—Departmental Trucks

The City of Statesboro issued an invitation to bid on trucks for the following departments: Community Development, Natural Gas and the Police Department. The opportunity to bid was advertised per our ordinance and placed on the City of Statesboro website in the Purchasing Department section. All local dealerships were emailed a link to our website to make them aware of this opportunity. Sealed bids were received from numerous dealers and the results are as follows:

<u>Vendor</u>	<u>F-450 w/UBdy</u>	<u>F-150 Ex Cab</u>	<u>F-150 Std Cab</u>	<u>F-150 Crew</u>
1. Allan Vigil Ford (Fayetteville)	\$38,892	\$22,638	\$19,762	\$25,302
2. Allan Vigil Ford (Morrow)	\$39,244.52	\$22,226	\$18,880	\$24,589
3. Auto Nation	\$38,800	\$22,763	\$19,917	\$26,475
4. Next Truck Center	\$38,900	No Bid	No Bid	No Bid
5. Roberts Truck Center	\$39,050	No Bid	No Bid	No Bid
6. Rozier Ford	With Drew Bid	\$24,065	\$20,177	<b>\$24,853</b>
7. Wade Ford	<b>\$37,549</b>	<b>\$21,739</b>	<b>\$18,769</b>	<b>\$24,339</b>

The vehicles above, if approved, will be assigned as follows:

1. F450 w/ Utility body to Natural Gas
2. F150 Ex Cab to Natural Gas
3. F-150 Standard Cab to Community Development
4. F-150 Crew Cab to the Police Department

Having offered the lowest responsive bid on all vehicles, we recommend the contract be awarded to Wade Ford (Rozier Ford was within the 3% local preference on the F-150 Standard Cab, but has chosen to decline this opportunity and withdrew their bid on the F-450 model). The total amount of this purchasing contract shall be \$102,396. This total includes delivery to the City of Statesboro.