CITY OF STATESBORO, GEORGIA CITY HALL COUNCIL CHAMBERS



CITY COUNCIL MEETING & PUBLIC HEARING AGENDA

## February 06, 2013 9:00 am

- 1. Call to Order by Mayor Joe Brannen
- 2. Invocation and Pledge of Allegiance by Councilman Travis Chance
- 3. Recognitions/Public PresentationsA) Mayor Brannen presents a proclamation recognizing "Arbor Day"
- 4. Public Comments (Agenda Item):
- 5. Consideration of a Motion to approve the Consent Agenda
  - A) Approval of Minutes
    a) 01-15-2013- Council Minutes
    b) 01-15-2013- Executive Minutes
  - B) Consideration of a Motion to approve a Special Event Permit for GSU:
     a) Fundraiser Benefit Garden of the Coastal Plain at GSU
  - C) Consideration of a Motion to approve <u>Resolution 2013-03</u>: A Resolution authorizing the submittal of a 2013 Georgia Department of Community Affairs Community Development Block Grant application and such supporting and collateral material as shall be necessary for the Gordon Street area.
  - D) Consideration of a Motion to approve the 1<sup>st</sup> reading of <u>Ordinance 2013-02</u>: An Ordinance to annex property of VALNOC, LLC into the City of Statesboro municipal limits.
  - E) Consideration of a Motion to approve the 1<sup>st</sup> reading of <u>Ordinance 2013-03</u>: An Ordinance to annex property of Wendell and Miriam Hodges into the City of Statesboro municipal limits.
  - F) Consideration of a Motion to approve the 1<sup>st</sup> reading of <u>Ordinance 2013-04</u>: An Ordinance to annex properties of the City of Statesboro into the City of Statesboro municipal limits
- 6. Consideration of a Motion to approve "Vehicle for Hire"
  - A) D W Yellow Cab 2 Delorise Flonory (Owner New Business)
  - B) D W Yellow Cab- Heather Fielder (Driver)
- 7. Consideration of a Motion to approve **<u>Resolution 2013-02 (Revised)</u>**: A Resolution to increase the hotel motel tax by 1%.
- Consideration of a Motion to approve 1<sup>st</sup> reading of <u>Ordinance 2013-01</u>: An Ordinance amending certain sections of Alcoholic Beverages Chapter 6 of the Statesboro Code of Ordinances

- 9. Consideration of a Motion to award professional services contract for Engineering pertaining to the Gordon Street area CDBG project
- 10. Consideration of a Motion to award a contract for demolition services to Y-Delta in the amount of \$8,625.00
- 11. Other Business from City Council
- 12. Public Comments (General)
  - A) Julia Frey representing "Up with People" would like to share their organization's purpose with Council
- 13. Consideration of a Motion to Adjourn

## **ARBOR DAY**

- WHEREAS, In 1872, J Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and
- WHEREAS, The holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and
- WHEREAS, Arbor Day is now observed throughout the nation and the world, and
- WHEREAS, trees can reduce the erosion of our topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and
- WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and
- WHEREAS, trees in our City increase property values, enhance the economic vitality of business areas, and beautify our community, and
- WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal,
- NOW THEREFORE, I, Joe R. Brannen, Mayor of the City of Statesboro, do hereby proclaim February 16<sup>th</sup>, 2013 as

## **ARBOR DAY**

in the City of Statesboro, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

FURTHER, I urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

Dated this 6<sup>th</sup> day of February in the year 2013

Joe R. Brannen, Mayor

Sue Starling, City Clerk



A regular meeting of the Statesboro City Council was held on January 15, 2013 at 6:00 pm in the Council Chambers at City Hall Present were Mayor Joe R. Brannen, Council Members: Will Britt, Phil Boyum, John Riggs, and Gary Lewis. 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. Absent was Councilman Travis Chance.

The meeting was called to order by Mayor Joe R. Brannen.

The Invocation was given by Pastor E. Charles Lee and Pledge of Allegiance was given by Councilman Gary Lewis

## **Recognitions/Public Presentations**

## A) Network Engineer Bryant Tatum would like to update Council on the Public Works Freeance project.

Network Engineer Bryant Tatum updated Council on the performance of the Freeance system for Public Works which allows them to spot and transmit locations for trash pick-up

## Public Comments (Agenda Item): None

## Consideration of a Motion to approve the Consent Agenda

- A) Approval of Minutes January 03, 2013 Council Minutes
- B) Consideration of a Motion to approve <u>Resolution 2013-01</u>: A Resolution to Fix and Publish Qualifying Fees for the City of Statesboro November 5, 2013 General Election
- C) Consideration of a Motion for the surplus and disposal of a 1997 Ford F800 loader truck in the Sanitation Division
- D) Notification of alcohol license application: Licensee: Daniel Long
   DBA: Eagle Creek Brewing Company LLC
   Location: 106 Savannah Avenue (Changing from 403 South Zetterower Avenue)
   Type of Alcohol License: Manufacturing
   Type of Business: Brewery (Packaged Sales)
- **E)** Consideration of a Motion to approve Special Event Permit
  - a) Benefit program for Georgia Southern Museum Tour of Italy

Councilman Riggs made a motion, seconded by Councilman Lewis to approve the consent agenda in its entirety. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote

Public Hearing and Consideration of a Motion to approve the following:

A) <u>APPLICATION # AN 12-12-06</u>: Drayton Parker Companies, LLC, requests annexation by the 100% method and rezoning of property located at 6381 Burkhalter Road from HC (Highway Commercial – Bulloch County) to HOC (Highway Oriented Commercial). (Tax parcel # MS88000025000).

John Bender spoke in favor of the request. Councilman Riggs made a motion, with staff recommendations, seconded by Mayor Pro Tem Will Britt to approve <u>APPLICATION # AN</u> <u>12-12-06</u>: Drayton Parker Companies, LLC, requests annexation by the 100% method and rezoning of property located at 6381 Burkhalter Road from HC (Highway Commercial – Bulloch County) to HOC (Highway Oriented Commercial). (Tax parcel # MS88000025000) Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

B) <u>APPLICATION #AN 12-09-01</u>: Valnoc, LLC requests annexation by the 100% method into the City of Statesboro and rezoning of approximately 65.91 acres of property located on Cawana Road from HC (Highway Commercial – Bulloch County) and R40 (Single Family Residential – Bulloch County) to R4 (High Density Residential). (Tax Parcel # 092000012000).

John Dotson of Maxwell, Reddick and Associates spoke in favor of the annexation. Councilman Boyum made a motion, with staff recommendations, seconded by Councilman Lewis to approve <u>APPLICATION #AN 12-09-01</u>: Valnoc, LLC requests annexation by the 100% method into the City of Statesboro and rezoning of approximately 65.91 acres of property located on Cawana Road from HC (Highway Commercial – Bulloch County) and R40 (Single Family Residential – Bulloch County) to R4 (High Density Residential). (Tax Parcel # 092000012000) Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

C) <u>APPLICATION # SE 12-11-01</u>: Mr. Lance Holloway requests a special exception be granted pursuant to the *Statesboro Zoning Ordinance* to allow the operation of a personal care home in an R-4 (High Density Residential) District for property located at 302 Johnson Street. (Tax Map # S11000089000).

Lance Holloway, owner of the property spoke in favor of the special exception. Councilman Lewis made a motion with staff recommendations, seconded by Mayor Pro Tem Will Britt to approve <u>APPLICATION # SE 12-11-01</u>: Mr. Lance Holloway requests a special exception be granted pursuant to the *Statesboro Zoning Ordinance* to allow the operation of a personal care home in an R-4 (High Density Residential) District for property located at 302 Johnson Street. (Tax Map # S11000089000) Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

D) <u>APPLICATION # RZ 12-12-01</u>: Hussey, Gay, Bell & DeYoung, Inc. requests a zoning map amendment from R15 (Single Family Residential) District to CR (Commercial Retail) District for a portion of property located on 701 Gentilly Road. (Tax Parcel # MS73000003000).

C J Chance of Hussey, Gay, Bell and DeYoung spoke in favor of the zoning map amendment. Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to approve <u>APPLICATION # RZ 12-12-01</u>: Hussey, Gay, Bell & DeYoung, Inc. requests a zoning map amendment from R15 (Single Family Residential) District to CR (Commercial Retail) District for a portion of property located on 701 Gentilly Road. (Tax Parcel # MS73000003000) Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

E) <u>APPLICATION # AN 12-12-02</u>: The City of Statesboro requests annexation by the 100% method and rezoning of 13.8 acres of property located on Veterans Memorial Parkway from HC (Highway Commercial) to PUD (Planned Unit Development). (Tax Parcel # MS63000026015).

<u>APPLICATION # AN 12-12-03</u>: The City of Statesboro requests annexation by the 100% method and rezoning of property located on Highway 67 from CP (Conservation Preservation – Bulloch County) and HC (Highway Commercial – Bulloch County) to PUD (Planned Unit Development). (Tax Parcel # MS75000021000).

<u>APPLICATION # AN 12-12-05</u>: The City of Statesboro requests annexation by the 100% method and rezoning of property located on Langston Chapel from R80 (Residential – Bulloch County) to PUD (Planned Unit Development). (Tax Parcel # 092000008001).

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Boyum to approve **APPLICATION # AN 12-12-02**, **APPLICATION # AN 12-12-03** and **APPLICATION # AN 12-12-05**. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Director of Planning & Community Development Mandi Cody presented the case reports and recommendations of the staff and Planning Commission to City Council and advised Council that the appropriate annexation ordinances, comprehensive plan updates, and other requirements of the annexation request would be forthcoming for future council consideration for <u>APPLICATION # AN 12-12-06</u>, <u>APPLICATION #AN 12-09-01</u>, <u>APPLICATION # AN 12-12-02</u>, <u>APPLICATION # AN 12-12-03</u>, and <u>APPLICATION # AN 12-12-05</u>.

Consideration of a Motion to grant a variance from requirements of the Flood Damage Prevention Ordinance to Hendley Properties for the project known as Village at Midtown on South College Street.

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Boyum to grant a variance from requirements of the Flood Damage Prevention Ordinance to Hendley Properties for the project known as Village at Midtown on South College Street. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

## Consideration of a Motion to award a five year copier and maintenance contract to Digital Office Equipment "piggy-backing" the existing contract with the Bulloch County Board of Education

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to award a five year copier and maintenance contract to Digital Office Equipment "piggy-backing" the existing contract with the Bulloch County Board of Education. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Mayor Joe R. Brannen left the meeting at 7:00 pm. He did not return to the meeting.

# Consideration of a Motion to approve <u>Resolution 2013-02</u>: A Resolution to increase the hotel motel tax by 1%.

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Boyum to postpone this item until the first Council meeting in February. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

## Public Hearing pursuant to Notice of Hearing issued by the Mayor and City Council of Statesboro on January 2, 2013 to Gracious Development, LLC and Lanika Walden.

A hearing was held to hear the case accusing Gracious Development and Lanika Walden of unlawful activities at 323 Johnson Street. City Attorney Alvin Leaphart swore Code Enforcement Officer Eric Short, Director of Public Safety Wendell Turner, Fire Inspector Chris Colson, Building Inspector Chip Godbee and City Manager Frank Parker. These City employees gave testimony and evidence that showed unlawful activity in the establishment.

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to revoke the special exception request that was granted in October of 2012. Therefore, the location reverts back to a residential area as the business is now closed. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

## **Other Business from City Council**

City Manager Frank Parker updated Council on item (D) of the consent agenda. City Attorney Alvin Leaphart would be bringing an Ordinance change to Council to accommodate the request for a brewery. City Manager Frank Parker also asked Council to approve a 2 year contract with Frontier to be the backup provider for the City's internet. Councilman Boyum made a motion, seconded by Councilman Lewis to approve the 2 year contract with Frontier as the backup provider for the City's internet. Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

At 9:30 pm, City Manager Frank Parker asked Council for an Executive Session on "Personnel Matters". Councilman Boyum made a motion, seconded by Mayor Pro tem Will Britt to hold an Executive Session with a 5 minute break. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

Present were Council Members: Will Britt, Phil Boyum, John Riggs, and Gary Lewis. Also present were City Manager Frank Parker, City Clerk Sue Starling, and City Attorney Alvin Leaphart.

Mayor Pro Tem Will Britt called the regular session back to order at 9:55 p.m. with no action taken.

## **Public Comments (General)**

Elizabeth DeWester addressed Council with concerns of the ditch at Blitch Street and Martin Luther King Drive. Council assured Ms. DeWester that procedures were being put in place to correct the issue and should be resolved in the next several months.

Director of Community Development Mandi Cody asked Council to approve a motion to authorize the preparation of a block grant by the Planning Department for the Gordon Street drainage project. Councilman Boyum made a motion, seconded by Mayor Pro Tem Will Britt to approve the preparation of the block grant. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote.

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

Mayor Pro Tem Will Britt made a motion, seconded by Councilman Riggs to adjourn. Councilman Britt, Boyum, Riggs and Lewis voted in favor of the motion. The motion carried by a 4-0 vote. The meeting was adjourned at 9:56 pm.

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

APPLICATION FOR A SPECIAL EVENT PERMIT 30 DAY NOTICE IS REQUIRED BEFORE THE EVENT

| DATE OF APPLICATION 1172013  |
|--|
| DATE OF EVENT 4 18 2013  |
| TIME OF EVENT 6PM-1DPM   |
| LOCATION OF EVENT GARDEN OF THE COASTAL PLAINAT 450<br>1505 Bland Avenue<br>TYPE OF EVENT (DETAILED DESRIPTION)  |
|  |
| Winctasting Fundvaiser benefit for Garden  |
| IF THIS IS A THEATRE PRODUCTION, PROVDIE A DESCRIPTION.  |
|  |
|  |
| PRODUCTS TO BE SERVED:BEERWINELIQUOR   |
| ** ALCOHOL MUST BE PURCHASED THROUGH A LICENSED  |
| WHOLESALE DISTRIBUTOR.<br>NAME OF WHOLESALE DISTRIBUTOR SEE ATTACHED   |
| WHOLESALE DISTRIBUTOR.<br>NAME OF WHOLESALE DISTRIBUTOR $\_$ $\_$ $\_$ $\_$ $\_$ $\_$ $\_$ $\_$ $\_$ $\_$  |
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| NAME OF WHOLESALE DISTRIBUTOR <u>SEE ATACLED</u><br>ADDRESS AND PHONE NUMBER OF WHOLESALE DISTRIBUTOR<br>**THE APPLICANT IS <u>NOT</u> ALLOWED TO HAVE A CASH BAR AT THE<br>EVENT. |

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JAN-16-2013(WED) 16:04

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| Live jazz porider of a   |
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| PROVIDE A NAME AND PHONE NUMBER OF THE CHARITY   |
| ODCANIZATION CONTACT   |
| Caroun Altman 912-5571-1149  |
| OPY OF THE APPROVED  |
| RECOGNITION OF EXEMPTION ON DEADOUTED  |
| INTERNAL REVENUE CODE.   |
| ARE FLYERS BEING DISTRIBUTED?YESNO   |
| NAME OF APPLICANT CANOUN ALTMAN  |
| APPLICANT'S ADDRESS POBOL 8039 STAtes bord, GA 304   |
| APPLICANT'S ADDRESS 10 1904  |
| APPLICANT'S PHONE NUMBER 912-871 -1149   |
| APPLICANT IS REQUIRED TO ATTEND THE COUNCIL MEETING.   |
| APPLICANT IS RECOINDED TO THE PROLUPEMENTS OF THIS PERMIT.   |
| I HAVE READ AND AGREE TO THE REQUIREMENTS OF THIS PERMIT.  |
| (auture te   |
| SIGNATURE OF APPLICANT   |
| OFFICE USE:<br>DATE OF COUNCIL MEETING   |
| DATE OF COUNCIL MEETING<br>DATE APPROVED BY MAYOR AND CITY COUNCIL   |
| DATE APPROVED BY MAYOR AND CALL DOLLAR DELET   |
|  |

Prestige Wine Wholesale, LTD Northeast Sales Distributors Grapefield Wine Distributors Southern Eagle Distributing Georgia Crown Distributors Quality Wines and Spirits Hemisphere Distributing Prime Wines and Spirits National Distributing Co. Empire Distributors, INC. Savannah Distributing Ultimate Distributors Unique World Wines **Big Boat Distributors** United Distributors New World Wines General Wholesale Meinhard Winery

1720 Cumberland Point Drive SE, Suite 11 1775 West Oak Parkway, #100 6215 Regency Parkway #910 2279 Defoor Hills Road NW 100 Georgia Crown Dr. 1600 Wilson Way SE #12 1414 Mills B. Lane Blvd 305 Kennedy Pond Rd. 840 Ronald Wood Rd. 2425 W. Gwinnett St. 3137 Chestnut Drive 6050 McDonough Dr. 5500 United Dr. SE 1376 Hills PI NW 9 Aviation Court 1271 Tacoma Dr. PO Box 682062 1320 US 80

| 30071 770-242-6244<br>31408 912-965-0611<br>30318 404-351-3626 | 30253 912-898-1202<br>30093 770-416-8556 | 30068 770-578-6411<br>20458 912-839-2458 | 31405 912-233-2201 | 30082 770-333-8778 | 30680 678-963-7700 | 30062 912-213-6618 | 30340 770-582-0115 | 30318 404-367-9463 | 31415 912-233-1167 | 31408 912-236-8284 | 30318 404-355-9893 | 30067 770-226-8965 | 30082 678-305-2080 |  |
|--|--|--|--------------------|--------------------|--------------------|--------------------|--------------------|--------------------|--------------------|--------------------|--------------------|--------------------|--------------------|--|
| GA<br>GA   | GA                                       | GA                                       | es<br>B            | GA                 |  |
| Norcross<br>Garden City<br>Atlanta                             | McDonough<br>Norcross                    | Marietta                                 | Savannah           | Smvrna             | Winder             | Marietta           | Doraville          | Atlanta            | Savannah           | Savannah           | Atlanta            | Marietta           | Smyrna             |  |

## **RESOLUTION 2013-03**

A RESOLUTION by the Mayor and Council Members of the City of Statesboro, Georgia, to authorize submission of a 2013 Community Development Block Grant (CDBG) application to the Georgia Department of Community Affairs (DCA) for funding under Title I of the Housing and Community Development Act of 1974, as amended.

WHEREAS, the Mayor and Council Members of the City of Statesboro, Georgia, found that the program is necessary and desirable in order to improve the living conditions of low and moderate income persons living in the City of Statesboro, Georgia; and

WHEREAS, the Mayor and Council Members of the City of Statesboro, Georgia, desire that the 2013 CDBG application be submitted to the Georgia DCA for funding under Title I of the Housing and Community Development Act of 1974, as amended;

NOW, THEREFORE, be it resolved by the Mayor and Council Members of the City of Statesboro, Georgia, that:

The Mayor of the City of Statesboro, or his/her successor, is hereby authorized to submit to the 2013 Georgia Department of Community Affairs a Community Development Block Grant application and such supporting and collateral material as shall be necessary.

READ, APPROVED AND ADOPTED by the Mayor and Council Members of the City of Statesboro, Georgia on a motion made by \_\_\_\_\_\_, seconded by \_\_\_\_\_\_, and adopted on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

Joe Brannen, Mayor City of Statesboro, Georgia

ATTEST:

Sue Starling, City Clerk City of Statesboro, Georgia

#### ORDINANCE 2013 -02: AN ORDINANCE TO ANNEX PROPERTY INTO THE CITY OF STATESBORO, GEORGIA

WHEREAS, the Mayor and City Council of the City of Statesboro, Georgia have received petition from VALNOC, LLC, who is the owner of 100 percent of the property to be annexed; and,

WHEREAS, pursuant to Chapter 36 of Title 36 of the Official Code of Georgia Annotated, in order to annex property, to provide an effective date and other provisions, the Mayor and City Council must approve an ordinance of annexation;

NOW THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Statesboro, Georgia, in regular session assembled as follows:

Section 1. All that area contiguous to the City of Statesboro described in "Exhibit A," attached hereto and incorporated herein as a part of this ordinance, is hereby annexed into the City of Statesboro and made a part of said city.

Section 2. This ordinance shall become effective on March 1, 2013.

Section 3. The Director of Planning & Community Development of the City of Statesboro is instructed to send a report that includes certified copies of this ordinance, the name of the county in which the property being annexed is located and a letter from the City stating the intent to add the annexed area to the Census maps during the next survey and stating that the survey map will be completed and returned to the United States Census Bureau, Georgia Department of Community Affairs, and to the governing authority of Bulloch County, Georgia within thirty (30) days after the effective date of the annexation as set forth in Section 2.

Section 4. On the effective date of the annexation, this property shall be placed in Council District 5 of the City of Statesboro.

Section 5. This property shall be zoned R4 (High Density Residential) and located in the "Developing" character area as shown on the City of Statesboro Future Development Map pursuant to the vote of the Statesboro City Council held on January 15, 2013 subsequent to a public hearing regarding the zoning of said property.

Passed and adopted on two separate readings.

First Reading: February 6, 2013

Second Reading: February 19, 2013

THE MAYOR AND CITY COUNCIL OF THE CITY OF STATESBORO, GEORGIA

By: Joe R. Brannen, Mayor

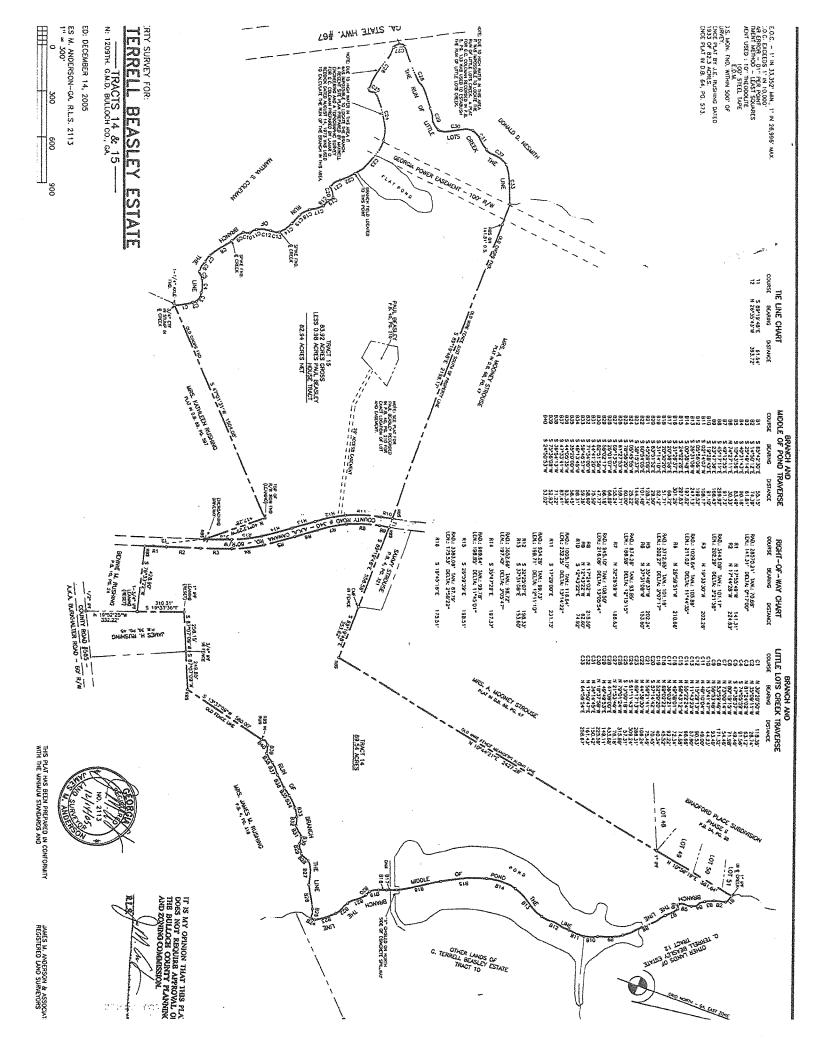
Attest: Sue Starling, City Clerk

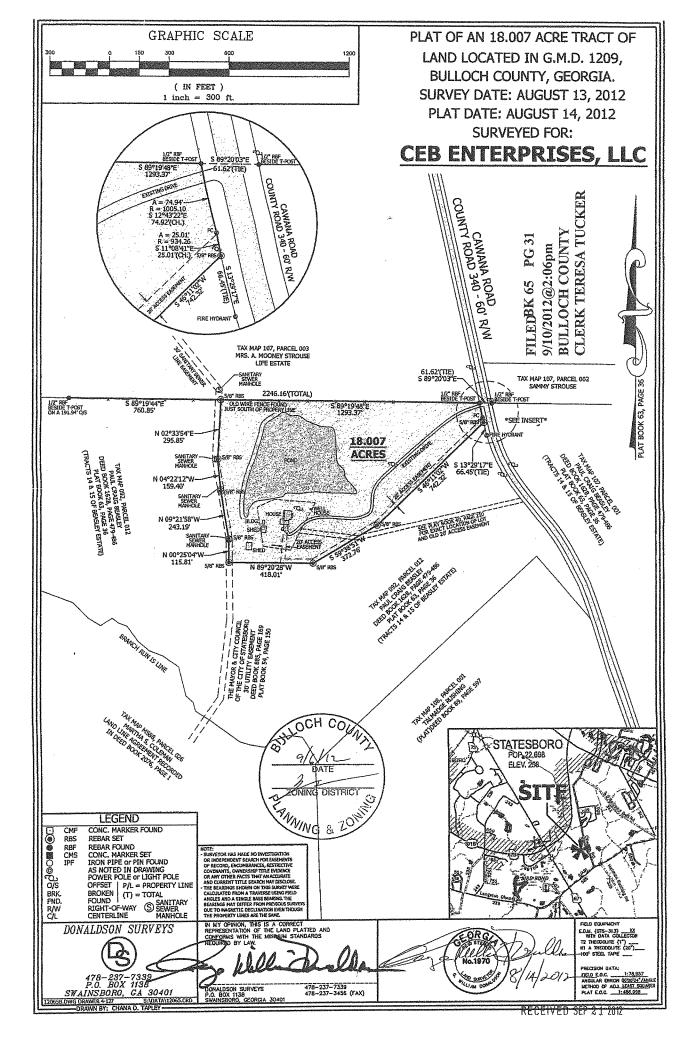
#### EXHIBIT A

All that certain tract or parcel of land situate, lying and being in the 1209<sup>th</sup> G.M. District of Bulloch County, Georgia, designated as Tract 15 containing 83.92 acres gross, more or less, as shown on a plat of survey of "Tracts 14 & 15" prepared for the Terrell Beasley Estate by James M. Anderson & Associates, Inc., Registered Land Surveyor, dated December 14, 2005, and recorded in Plat Book 63, Page 36, Bulloch County, Georgia records, said plat being incorporated herein by reference, attached hereto.

Less and Except: All that certain tract or parcel of land situate, lying and being in the 1209<sup>th</sup> G.M. District of Bulloch County, Georgia containing 18.007 acres as depicted on that certain plat of survey prepared by Donaldson Surveyors, dated August 14, 2012, for CEB Enterprises, LLC, recorded in Plat Book 65, Page 31, Bulloch County, Georgia records, said plat being incorporated herein by reference, attached hereto.

It is the intention to annex all of the 83.92 acre parcel described above, excluding only the 18.007 acre parcel to remain unincorporated.





#### ORDINANCE 2013 - 03: AN ORDINANCE TO ANNEX PROPERTY INTO THE CITY OF STATESBORO, GEORGIA

WHEREAS, the Mayor and City Council of the City of Statesboro, Georgia have received petition from Wendell and Miriam Hodges, who are the owners of 100 percent of the property to be annexed; and,

WHEREAS, pursuant to Chapter 36 of Title 36 of the Official Code of Georgia Annotated, in order to annex property, to provide an effective date and other provisions, the Mayor and City Council must approve an ordinance of annexation;

NOW THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Statesboro, Georgia, in regular session assembled as follows:

Section 1. All that area contiguous to the City of Statesboro know as Bulloch County Tax Map Parcel MS88000025 000, being 0.9 acres in size, as shown on the attached Bulloch County Tax Parcel Map, is hereby annexed into the City of Statesboro and made a part of said city.

Section 2. This ordinance shall become effective on March 1, 2013.

Section 3. The Director of Planning & Community Development of the City of Statesboro is instructed to send a report that includes certified copies of this ordinance, the name of the county in which the property being annexed is located and a letter from the City stating the intent to add the annexed area to the Census maps during the next survey and stating that the survey map will be completed and returned to the United States Census Bureau, Georgia Department of Community Affairs, and to the governing authority of Bulloch County, Georgia within thirty (30) days after the effective date of the annexation as set forth in Section 2.

Section 4. On the effective date of the annexation, this property shall be placed in Council District 5 of the City of Statesboro.

Section 5. This property shall be zoned HOC (Highway Oriented Commercial) and located in the "Developing" character area as shown on the City of Statesboro Future Development Map pursuant to the vote of the Statesboro City Council held on January 15, 2013 subsequent to a public hearing regarding the zoning of said property.

Passed and adopted on two separate readings.

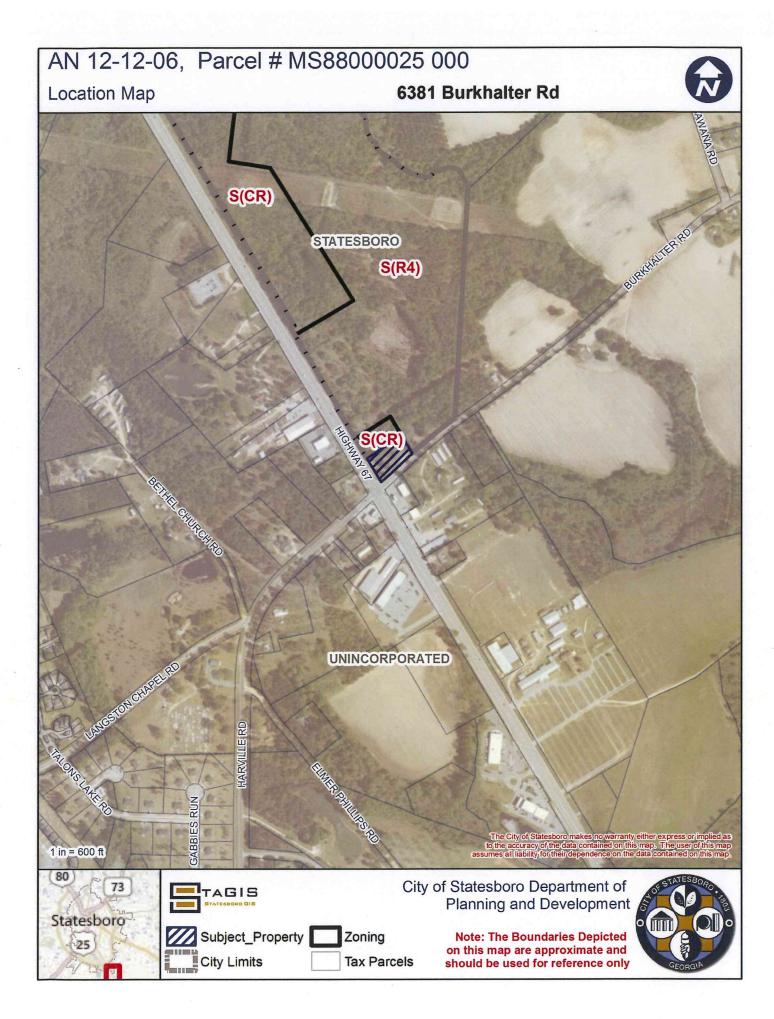
First Reading: February 6, 2013

Second Reading: February 19, 2013

THE MAYOR AND CITY COUNCIL OF THE CITY OF STATESBORO, GEORGIA

By: Joe R. Brannen, Mayor

Attest: Sue Starling, City Clerk



#### ORDINANCE 2013 - 04: AN ORDINANCE TO ANNEX PROPERTY INTO THE CITY OF STATESBORO, GEORGIA

WHEREAS, the Mayor and City Council of the City of Statesboro, Georgia have approved a petition from Mayor and City Council of the City of Statesboro, Georgia, who is the owners of 100 percent of each of the three properties to be annexed; and,

WHEREAS, pursuant to Chapter 36 of Title 36 of the Official Code of Georgia Annotated, in order to annex property, to provide an effective date and other provisions, the Mayor and City Council must approve an ordinance of annexation;

NOW THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Statesboro, Georgia, in regular session assembled as follows:

Section 1. All that area contiguous to the City of Statesboro described in "Exhibit A - 1, 2, and 3," attached hereto and incorporated herein as a part of this ordinance, is hereby annexed into the City of Statesboro and made a part of said city.

Section 2. This ordinance shall become effective on March 1, 2013.

Section 3. The Director of Planning & Community Development of the City of Statesboro is instructed to send a report that includes certified copies of this ordinance, the name of the county in which the property being annexed is located and a letter from the City stating the intent to add the annexed area to the Census maps during the next survey and stating that the survey map will be completed and returned to the United States Census Bureau, Georgia Department of Community Affairs, and to the governing authority of Bulloch County, Georgia within thirty (30) days after the effective date of the annexation as set forth in Section 2.

Section 4. On the effective date of the annexation, this property shall be placed in Council District 3 of the City of Statesboro.

Section 5. These properties shall be zoned PUD (Planned Unit Development) and located in the "Green Space" character area as shown on the City of Statesboro Future Development Map pursuant to the vote of the Statesboro City Council on January 15, 2013 subsequent to a public hearing regarding the zoning of said property.

Passed and adopted on two separate readings.

First Reading: February 6, 2013

Second Reading: February 19, 2013

THE MAYOR AND CITY COUNCIL OF THE CITY OF STATESBORO, GEORGIA

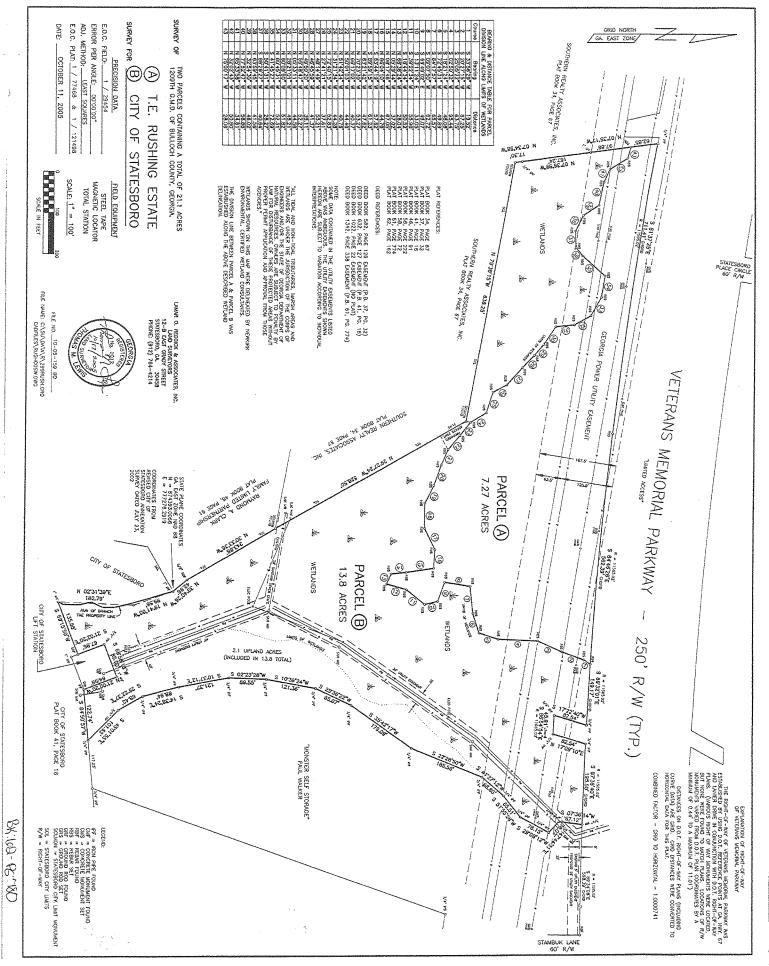
By: Joe R. Brannen, Mayor

Attest: Sue Starling, City Clerk

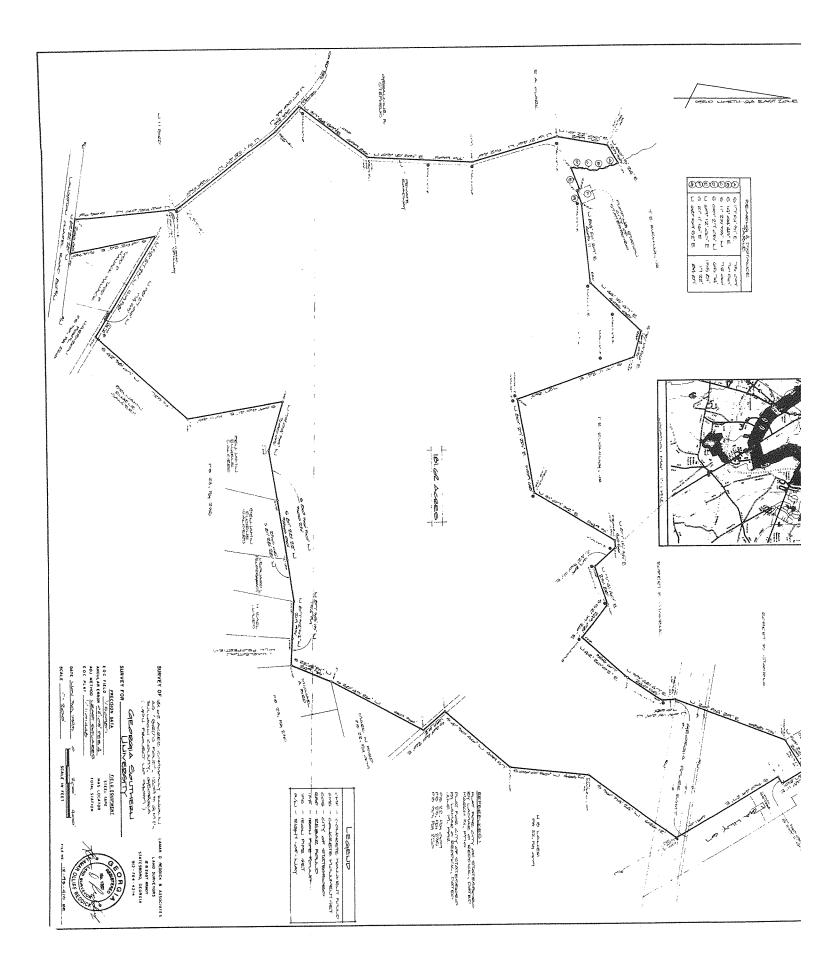
### EXHIBIT A

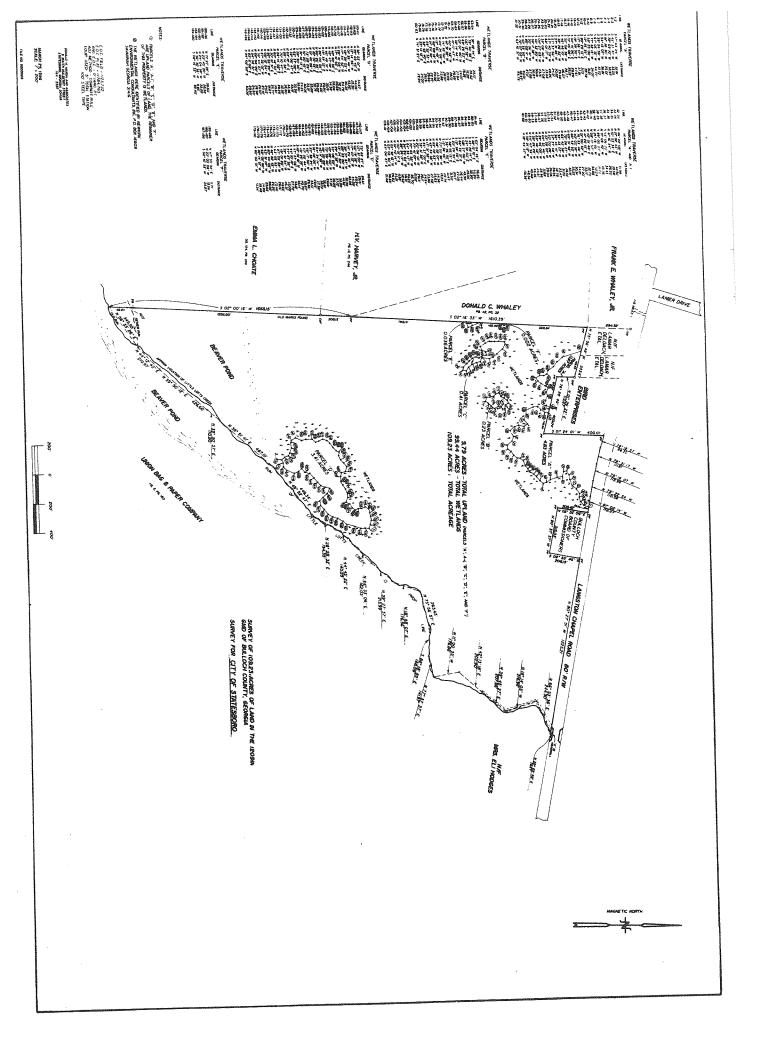
- 1. All that certain tract or parcel of land situate, lying and being in the 1209<sup>th</sup> G.M. District of Bulloch County, Georgia, designated as Parcel B containing 13.8 acres gross, more or less, as shown on a plat of survey of "Two parcels containing a total of 21.1 acres" prepared for the T.E. Rushing Estate and City of Statesboro by Thomas M. Lewis, Registered Land Surveyor, dated October 11, 2005, and recorded in Plat Book 62, Page 780, Bulloch County, Georgia records, said plat being incorporated herein by reference, attached hereto.
- 2. All that certain tract or parcel of land situate, lying and being in the 1209<sup>th</sup> G.M. District of Bulloch County, Georgia, containing 181.62 acres gross, more or less, as shown on a plat of survey of "181.62 acres commonly known as Birds Pond" prepared for Georgia Southern University by Lamar Olliff Reddick, Registered Land Surveyor, dated November 30, 1993, said plat being incorporated herein by reference, attached hereto.
- 3. All that certain tract or parcel of land situate, lying and situate in the 1209<sup>th</sup> G.M. District of Bulloch County, Georgia and containing 109.23 acres, more or less, according to a survey for the City of Statesboro prepared by Donald W. Marsh dated March 25, 1996, said plat being incorporated herein by reference, attached hereto.

It is the intention to annex all of the parcels described above.



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## **BUSINESS APPLICATION CHECKLIST**

D W Yellow Cab II

Business Name:\_\_\_\_\_

- 1. Zoning/Planning
- 2. Fire Inspection
- 3. \_\_\_\_ Background Check (Police Department)
- 4. NP Food Service Permit (Health Department)
- 5. <u>NA</u> Food Sales Permit (Department of Agriculture)
- 6. \_ Affidavit
- 7. \_\_\_\_ Copy of Identification
- 8. NA Building Official Home Occupation
- 9. NA Engineering Department -Home, Decupation
- 10. NA Secretary of State Professional License
- 11. \_\_\_ Georgia Dept of Revenue Sales Tax Submitted
- 12. NA Verified Water Is In Business Name Home accupation
- 13. NA Email Rachel Bragg at PD Information Sheet- Home Occupation
- 14. NA Email Chris Colson at Fire Dept Info Sheet Home Reception

## \_\_\_\_ No Issues With Any Departments

ber Skinner

Teresa Skinner – Tax Clerk

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

## APPLICATION FOR VEHICLE FOR HIRE PERMIT – BUSINESS OWNER

# THERE IS A \$75.00 NON-REFUNDABLE REGULATORY FEE FOR THE BUSINESS

| DATE 123112                            |
|--|
| NAME OF BUSINESS DUI VEILOU CABZ       |
| BUSINESS ADDRESS 1 QVERY WOOD ave      |
| CITY, STATE & ZIP Stotesboro GA 30458  |
| BUSINESS TELEPHONE 912 681,1143        |
| NAME OF OWNER DELONISE FLONDRY         |
| HOME ADDRESS                           |
| CITY, STATE & ZIP                      |
| HOME TELEPHONE                         |
| ALIASES                                |
| AGE OF DRIVER                          |
| HAVE YOU EVER BEEN ARRESTED? YES NO    |
| SIGNATURE ALUMA FEMDRILA DATE 12/31/12 |
| NAME OF INSURANCE COMPANY              |
| POLICY NUMBER Ethio                    |

PLEASE PRESENT A COPY OF YOUR INSURANCE PREMIUM AND COVERAGE FOR EACH VEHICLE. A PERMIT WILL NOT BE ISSUED UNTIL WE HAVE A COPY OF YOUR INSURANCE.

From TITLE OMMEN DATE SIGNATURE A Refusion



Statesboro Police Department

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



Wendell Turner Public Safety Director

Police Major

Scott P. Brunson

January 14, 2013

Sue Starling, City Clerk City of Statesboro

Via Hand-Delivery

**REF:** Licensing

BUSINESS: DW Yellow Cab, 1 Greenwood Ave., Statesboro, GA APPLICANT: Delorise Flonory,

The response received from the fingerprints submitted shows no record in the state on Ms. Flonory.

Respectfully submitted, Drunes Major Scott P. Brunson

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 () - 08 NAME OF BUSINESS  $D^{\mathsf{T}} W$   $\mathcal{W}$ OWNER OF BUSINESS OHOLAP WILFVID Francias BUSINESS ADDRESS I Greenwood Arc CITY, STATE & ZIP Staksbord, Ga BUSINESS TELEPHONE 401 - 1608 NAME OF DRIVER MCather Fielder HOME ADDRESS CITY, STATE & ZIP HOME TELEPHONE ALIASES AGE OF DRIVER HAVE YOU EVER BEEN ARRESTED? YES NO ter Lielder SIGNATURE DATE



Statesboro Police Department

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



Wendell Turner Public Safety Director

Scott P. Brunson Police Major

January 14, 2013

Sue Starling, City Clerk City of Statesboro

Via Hand-Delivery

**REF:** Licensing

BUSINESS: DW Yellow Cab, 1 Greenwood Ave., Statesboro, GA APPLICANT: Heather Fielder.

The response received from the fingerprints submitted shows the following record in the state on Ms. Fielder:

07/13/2012 Deposit Account Fraud/Bad Checks \$499 or Less

Respectfully submitted Anna Major Scott P. Brunson

## **Resolution 2013-02 (Revised)**

## **Resolution Calling for Revision of Hotel/Motel Tax Law**

**WHEREAS,** the City of Statesboro, Georgia levies an excise tax of 5% upon the value of the rentals of public lodgings pursuant to O.C.G.A. § 48-13-51 (a) (3); and

**WHEREAS**, the Mayor and Council have determined that additional funding is needed to promote and market the City of Statesboro for tourism development;

**WHEREAS**, additional funds for such purposes could be realized by increasing the excise tax rate charged for public lodgings within the City to 6%;

**NOW, THEREFORE, BE IT AND IT HEREBY IS RESOLVED,** by the Mayor and Council of the City of Statesboro, Georgia, that this resolution be delivered to all state legislators representing the City of Statesboro as a request to said legislators to introduce legislation in the current session of the legislature that would amend O.C.G.A. § 48-13-51 as needed to provide for the levy of a 6% excise tax upon the value of the rentals of public lodgings within the City.

ADOPTED AND APPROVED, this \_\_\_\_\_ day of \_\_\_\_\_, 2013

CITY OF STATESBORO, GEORGIA

Joe R. Brannen, Mayor

Page 2 Resolution 2013-02

Phil Boyum, District One

Gary Lewis, District Two

Will Britt, Mayor Pro-tem, District Three

John Riggs, District Four

**Travis Chance, District Five** 

ATTESTED TO:

Sue Starling, City Clerk

## Ordinance 2013-01 An Ordinance Amending Certain Sections of Chapter 6 of the Statesboro Code of Ordinances (Alcoholic Beverages)

WHEREAS, the City has previously adopted an ordinance regulating alcoholic beverages; and

WHEREAS, the Mayor and City Council has determined there is sufficient reason and need to amend certain sections of Chapter 6 (Alcoholic Beverages) of the Code of Ordinances, City of Statesboro, Georgia;

NOW THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Statesboro, Georgia, in regular session assembled as follows:

## SECTION 1:

Section 6-165 of the Code of Ordinances, City of Statesboro, Georgia is hereby amended by replacing it in full, and shall read as follows:

Sec. 6-165. - Pricing of alcoholic beverages.

- (a) This section shall govern retail package licenses and all retail consumption on the premises licenses, but shall not limit or expand any privilege granted by the Commissioner of the Georgia Department of Revenue to a brewer licensed to manufacturer malt beverages authorizing said brewer to conduct educational and promotional brewery tours pursuant to O.C.G.A. § 3-5-38.
- (b) No licensee holding a retail package sale license or any retail consumption on the premises license shall:
  - (1) Offer to deliver any free alcoholic beverage to the general public or at a price less than the wholesale price paid for the alcoholic beverage. This subsection shall not apply to a tasting-room where wine is offered in a quantity to only taste the product.
  - (2) Any on-premises-consumption licensee may sell, offer to sell, or deliver to a person any alcoholic beverage for less than the price customarily charged. This provision does not permit a licensee to sell, offer to sell, or deliver any alcoholic beverages during this period to any person or group at a price lower than is offered to the general public during this period, except at private functions not open to the public.

- (3) Such sales shall only take place on a day when sales of alcoholic beverages for consumption-on-the-premises are allowed by this chapter and state statute.
- (4) Sell, offer to sell, or deliver to any person or group of persons two or more or an unlimited number of alcoholic beverages during any set period of time at a fixed price, except at private functions not open to the public.
- (5) Sponsor, conduct, encourage or allow on the licensed premises any game or contest or promotion which either:
  - a. Involves the drinking of alcoholic beverages or the awarding of alcoholic beverages as the prize; or
  - b. Has as its primary purpose the increasing of the consumption of alcoholic beverages on the premises.
- (6) Sell two or more alcoholic beverages for a price substantially the same as is charged for one such alcoholic beverage.
- (7) Require the purchase of a second or subsequent alcoholic beverage at the same time another alcoholic beverage is purchased.
- (8) Sell, offer to sell, or give away any coupons, tokens, tickets, receipts or other devices authorizing the serving of any alcohol beverage drinks either on the current or a subsequent day.
- (9) Sell, offer to sell, or deliver to a customer in any container other than: (i) a glass or plastic cup for distilled spirits; or (ii) a standard wine glass or plastic cup, carafe or original winery bottle for any wine or fortified wine; or (iii) a glass or plastic cup, pitcher, or the original can or bottle for any beer or malted beverage.
- (10) Sell, offer to sell, or deliver any alcoholic beverage to be inserted into the mouth of a customer in any manner by anyone other than by the customer.
- (11) Charge any minimum charge, cover charge, admission charge, or any other nonfood or nonalcoholic beverage charge which discriminates on the basis of gender, race, creed, or national origin.
- (c) No provision of this section shall be construed to prohibit licensees from offering free food or entertainment at any time, to prohibit the sale or delivery of wine by bottle or carafe when sold with meals to more than one person, to prohibit any hotel or motel from offering room services to registered guests; and does not apply to a movie theater licensed by the City of Statesboro to show movies to the public while offering reduced prices for tickets to matinees to youth under a certain age or to senior citizens.

SECTION 2. All other sections of Chapter 6 not here expressly amended here remain in full force and effect.

SECTION 3. Should any section, subsection, or provision of this ordinance be ruled invalid by a court of competent jurisdiction, then all other sections, subsections, and provisions of this ordinance shall remain in full force and effect.

SECTION 4. This Ordinance shall be and remain in full force and effect from and after its adoption on two separate readings.

THE MAYOR AND CITY COUNCIL OF THE CITY OF STATESBORO, GEORGIA

By: Joe R. Brannen, Mayor

Attest: Sue Starling, City Clerk

## Purchasing

# Memo



| TO:   | Frank Parker, City Manager              | GEORGIA       |
|-------|---|---------------|
| FROM: | Darren Prather, Purchasing Director     |               |
| DATE: | 1-30-2013                               |               |
| Re:   | Engineering Recommendation/Gordon St. I | Drainage CDBG |

The City of Statesboro recently decided to make an effort to obtain a CDBG grant for funds to assist with drainage problems in the Gordon Street area of town. Since we are in the midst of processing a request for qualifications for grant administrative services, we need a project engineer to be involved as soon as possible.

## Purchasing

# Memo



| TO:   | Frank Parker, City Manager                 | GE |
|-------|--|----|
| FROM: | Darren Prather, Purchasing Director        |    |
| DATE: | 1-30-2013                                  |    |
| Re:   | Bid Award: Demolition Services/2 Brown St. |    |

The City of Statesboro issued an invitation to bid for demolition services for the address located at 2 Brown Street. This project is part of the dilapidated buildings program. Contractors were to meet several requirements related to this project that included the proper handling of asbestos material as required by state law. Contractors were also required to operate in a non-disruptive manner within the neighborhood and are not allowed to work on the weekend. Contractors were asked to provide a lump sum amount for this contract. The results are as follows:

| 1. | Y-Delta               | \$8,625.00  |
|----|-----------------------|-------------|
| 2. | Chris Mitchell Const. | \$12,900.00 |
| 3. | Ellis Wood Const.     | \$16,500.00 |

We recommend the contract for demolition services be award to Y-Delta as they have submitted the lowest responsive bid of \$8,625.00. If awarded the contract, Y-Delta will have thirty days from the signing of the contract to complete the work.



Up with People's mission is to **bring the world together trough service and music**. Our program combines **traveling around the world**, **performing for thousand and impacting communities**.

Our international Cast of **120 students** from **20 different countries** will be in **Statesbro March 4 to 11**. Our stay is sponsored by the local organizations *Averitt Center for the Arts, the Kiwanis Club of Statesboro, Sea Island Bank, Eagle 102.9 and Thigpen, Lanier, Westerfield & Deal CPA*. During the week that the Cast will **stay with local host families** they will also have two days of **voluntary service** and will **perform two shows**. They will work with the Georgia Southern University, the Center for the Arts and potentially with the Habitat for Humanity and local schools. And our two performances will take place on **Friday the 8th and Saturday the 9th at 7:30 PM** in the **Statesboro High School**. All ticket proceeds benefit the Averitt Center for the Arts.

My team, Katie from Statesboro, Nikka from the Philippines, and me from Germany, are always looking for opportunities to find likeminded people and organizations and to involve the whole community.

Feel free to contact me at any time at <u>jfrey@upwithpeople.org</u> or at (303) 681-6012. JULIA FREY Promotional Papersontativa

Promotional Representative jfrey@upwithpeople.org

Up with People.

303.460.7100 - MAIN 720.407.5521 - DIRECT 303.681.6012 - MOBILE 303.225.4649 - FAX



## **INTERNATIONAL PARTICIPANTS**



The make-up of each touring cast is one of the most unique aspects of the Up with People program. A typical cast is made up of 80 - 100 participants and 15 staff representing over 20 countries, and within those countries a variety of regions.

#### **GLOBAL EDUCATION & PROFESSIONAL DEVELOPMENT**

During the six month tour, participants travel from city to city discovering what makes each region unique and gaining an understanding of its politics, history, culture, geography and economics. This experiential learning is enhanced by leadership workshops and educational seminars focusing on international topics and cultural exchange. The education curriculum includes readings, exercises, simulations, group discussions, and team projects.



#### **WORLD TRAVEL & HOST FAMILIES**



As the cast travels from country to country and city to city, host families generously share their lives and homes with these young people from around the world, and year after year, this proves to be one of the most impactful components of the Up with People experience. The opportunity to live with community members in their homes offers an unparalleled level of cultural immersion, gaining a sense of what real day to day life is like and creating and a unique opportunity for international friendships.

#### **PERFORMING ARTS**

Up with People was founded on the principle of using the universal language of music as a way to inspire, energize, educate, and communicate. In each city the cast visits, participants perform in a vibrant and moving musical stage show that brings the community together, celebrates the Up with People mission, and integrates the stories of community partners.



Up with People cast members participate in all aspects of a live touring production, and have the opportunity to learn both technical theatre skills and performance skills. Other skill sets learned through the Performing Arts curriculum include public speaking, leadership, teamwork and professionalismall of which carry on with each participant long after their Up with People experience has concluded.

### **COMMUNITY IMPACT**

In every city they visit throughout the world, cast members are directly exposed to the social needs of the communities. Up with People works to address those needs by providing hours of volunteer service to local charitable organizations and community groups.

Awareness is also created by the donation of ticket sales and spotlighting local charities in concert. Through partnership with corporate sponsors in each town, a giant check representing 100% of all ticket sales is given to a selected charity. Some significant corporate sponsors over the years have included Kodak, General Motors, Coca Cola, Toyota, Hersey Chocolate, Volkswagen, Chevrolet, Honeywell, and many others. The beneficiaries of Up with People's community impact have included such organizations as Habitat for Humanity, the Boys and Girls Club, the African Community Center, and several others.

