



May 21, 2013 6:00 pm

1. Call to Order by Mayor Joe Brannen
2. Invocation and Pledge of Allegiance by Mayor Pro Tem Will Britt
3. Recognitions/Public Presentations
 - A) Proclamation presented to the City of Statesboro Public Works divisions recognizing the week of May 19 – 25, 2013 as “National Public Works Week”.
4. Public Comments (Agenda Item):
5. Consideration of a Motion to approve the Consent Agenda
 - A) Approval of Minutes
 - a) 05-07-2013 Council Minutes
 - B) Notification of alcohol license application:
 - a) Licensee: Scott Martin & David DeLoach
DBA: The Sports Page
Location: 200 Lanier Drive Suite 1
Type of Alcohol License: Pouring – Beer, Wine & Liquor
Type of Business: Restaurant
 - b) Licensee: Sudhaben Patel
DBA: Jay Food Mart
Location: 500 East Main Street
Type of Alcohol License: Packaged – Beer & Wine
Type of Business: Convenience Store
 - C) Consideration of a Motion to approve “Vehicle for Hire”
 - a) Boro D.D. LLC – Billy Sherrod (Driver)
 - b) Spells Taxi – Sean Brown (Driver)
 - D) Consideration of a Motion to approve “Massage Therapy”
 - a) Long Life Medical Massage Therapy LLC – Candice Redfearn and Thomas Redfearn
6. Consideration of a Motion to approve **Resolution 2013-15**: A Resolution adopting a temporary six month moratorium on the acceptance, issuance, and processing of occupational tax certificates to operate a business containing more than six (6) class b coin operated amusement machines within the City of Statesboro.

7. Consideration of a Motion to approve 1st reading of **Ordinance 2013-06**: An Ordinance Amending Certain Sections of ARTICLE III of Chapter 18 of the Statesboro Code of Ordinances(Pawnbrokers, Secondhand Dealers, and Dealers in Precious Metals and Gems)
8. Consideration of a Motion to adopt a Resolution to name the City constructed walking trail in the area of Luetta Moore Park in honor of Reverend Julius Abraham.
9. Consideration of a motion to approve first reading of **Ordinance 2013-07**: An ordinance to amend portions of Article XV of the *Statesboro Zoning Ordinance* regarding Signs. Amendment to allow for the use of LED technology in fuel signs.
10. Consideration of a Motion to adopt **Resolution 2013-16**: A Resolution to approve the preparation of a grant application in partnership with Georgia Southern University for submittal to the Economic Development Administration in support of the Georgia Southern University / City of Statesboro Fabrication Laboratory and Incubation Center.
11. Consideration of a Motion to approve the creation of new positions for 6 Lieutenants within the City of Statesboro Fire Department.
12. Consideration of a Motion for the approval of the entire City of Statesboro's payroll to be bi-weekly.
13. Other Business from City Council
14. Public Comments (General)
15. Consideration of a Motion to Adjourn

National Public Works Week

Whereas, public works services provided in our community are an integral part of our citizens' everyday lives; and,

Whereas, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as solid waste collection, solid waste disposal, park maintenance, cemetery maintenance, street maintenance, storm drainage maintenance, and fleet maintenance; and,

Whereas, the health, safety, and quality of life of this community greatly depends on these facilities and services; and,

Whereas, the quality and effectiveness of these facilities and services, as well as their planning, design, and construction, is vitally dependent upon the efforts and skill of public works personnel; and,

Whereas, the efficiency of the qualified and dedicated personnel who staff the public works divisions is materially influenced by the people's attitude and understanding of the importance of the work they perform; and,

Whereas, it is most appropriate that we recognize the service of the public works personnel of the City of Statesboro; now,

Therefore, I, Joe Brannen, Mayor of Statesboro, Georgia, do hereby recognize the week of May 19 through May 25, 2013 as "**National Public Works Week**"; and, further extend appreciation to our Public Works personnel for the vital services they perform and their exemplary dedication to this community; and, call upon all citizens to acquaint themselves with the issues involved in providing our public works services and to recognize the contributions which our public works personnel make every day to our health, safety, comfort, and quality of life.

Passed and adopted this 21st day of May, 2013.

CITY OF STATESBORO, GEORGIA

Joe R. Brannen, Mayor

Attest: Sue Starling, City Clerk



**CITY OF STATESBORO
CITY COUNCIL MINUTES
May 07, 2013**

A regular meeting of the Statesboro City Council was held on May 07 , 2013 at 9:00 am in the Council Chambers at City Hall Present were Mayor Joe R. Brannen, Council Members: Phil Boyum, 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. Absent was Mayor Pro Tem Will Britt and Councilman John Riggs.

The meeting was called to order by Mayor Joe Brannen

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

Recognitions/Public Presentations

A) Presentation of the Tree City USA Award (20th year) by the Georgia Forestry Commission and the City's Tree Board to the City of Statesboro

The Georgia Forestry Commission members presented the Tree City USA award to the City of Statesboro. Mayor Joe Brannen accepted the award on behalf of the City of Statesboro and Council members.

B) Recognition of City Tree Board Members (Henry Clay, Chairman and Wesley Parker) and City Staff (Robert Seamans and Rose Butterbaugh) for obtaining Arborists Certifications from the International Society of Arboriculture.

City Engineer Robert Cheshire presented plaques to the City Tree Board Members (Henry Clay, Chairman and Wesley Parker) and City Staff (Robert Seamans and Rose Butterbaugh) for obtaining Arborists Certifications from the International Society of Arboriculture.

C) Presentation of a Proclamation recognizing National Police Officer Memorial Day set for May 15, 2013

Mayor Brannen presented a proclamation to the Police Department in recognition of National Police Officer Memorial Day. The entire Police Department accepted the award

- D) Presentation of a Proclamation for Luke Pittaway for his efforts in bringing the GSU E-Zone to the Downtown area and improving the relationship between GSU and the City of Statesboro.**

Councilman Phil Boyum presented a proclamation to Luke Pittaway for his efforts in bringing the GSU E-Zone to the Downtown area and improving the relationship between GSU and the City of Statesboro.

Public Comments (Agenda Item): None

Consideration of a Motion to approve the Consent Agenda

- A) Approval of Minutes**
a) 04-12-2013 Council Budget Retreat Minutes
b) 04-16-2013 Council Minutes
c) 04-24-2013 Called Council Minutes
- B) Consideration of a Motion to approve a Special Event Permit:**
a) **Applicant's Name:** Jamie Toms
Date and Time of Event: May 22, 2013, 5-7 p.m.
Location of Event: Belle House
Type of Event: University of Georgia event for alumni
Products served: Beer and Wine
- C) Notification of alcohol license application:**
a) **Licensee:** Amy Mae Lane (Changing Managers)
DBA: Parker's #20
Location: 1899 Chandler Road
Type of Alcohol License: Retail Beer & Wine Packaged
Type of Business: Convenience Store – Packaged Beer & Wine
b) **Licensee:** Robert Houstoun Demere III (Changing Managers)
DBA: Enmark Stations Inc. #849
Location: 100 Northside Drive West
Type of Alcohol License: Retail Beer & Wine Packaged
Type of Business: Convenience Store – Packaged Beer & Wine
- D) Consideration of a Motion to approve Resolution 2013-12: A Resolution to adopt the third amendment to the Fiscal Year 2013 budget for each fund of the City of Statesboro, Georgia, appropriating the amounts shown in each budget as expenditures/expenses, adopting the several items of revenue anticipations, and prohibiting expenditures or expenses from exceeding the actual funding appropriated**
- E) Consideration of a motion to authorize the Mayor to execute the GMA Lease Pool Agreement in the amount of \$1,531,775.00**
- F) Consideration of a Motion to set a Public Hearing for the FY 2014 Budget for May 23, 2013 at 4:00 pm**

Councilman Chance made a motion, seconded by Councilman Lewis to approve the consent agenda in its entirety. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

Consideration of a Motion to adopt Resolution 2013-11: A Resolution to accept as a gift the conveyance and dedication of certain real property valued at SIXTY SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$67,800.00) from the heirs and assigns of Thomas E. Rushing, Sr.

Councilman Chance made a motion, seconded by Councilman Boyum to approve Resolution 2013-11: A Resolution to accept as a gift the conveyance and dedication of certain real property valued at SIXTY SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$67,800.00) from the heirs and assigns of Thomas E. Rushing, Sr. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

Consideration of a Motion to Enter into an Intergovernmental Agreement between the City of Statesboro and the Bulloch County Board of Education to allow the City to construct and maintain a sidewalk across the northeasterly side of the former Sallie Zetterower Elementary School property.

Councilman Lewis made a motion, seconded by Councilman Chance to approve an Intergovernmental Agreement between the City of Statesboro and the Bulloch County Board of Education to allow the City to construct and maintain a sidewalk across the northeasterly side of the former Sallie Zetterower Elementary School property. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

Consideration of a Motion to Approve Task Order No. 1 of Professional Services Agreement with Ecological Planning Group in the amount of \$74,125 to assist the City with the development of Comprehensive Storm water Management Program

Councilman Boyum made a motion, seconded by Councilman Chance to approve Task Order No. 1 of Professional Services Agreement with Ecological Planning Group in the amount of \$74,125 to assist the City with the development of Comprehensive Storm water Management Program. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

Consideration of a motion to approve the Police Department to apply for available 2013 COPS Hiring Program Federal Grant funds

Councilman Lewis made a motion, seconded by Councilman Chance to approve the Police Department to apply for available 2013 COPS Hiring Program Federal Grant funds. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

Consideration of a Motion to approve the preliminary design and Phase I of the architectural construction drawings for the City of Statesboro Fire Station I renovations and additions.

Councilman Chance made a motion, seconded by Councilman Lewis to approve the preliminary design and Phase I of the architectural construction drawings for the City of Statesboro Fire Station I renovations and additions. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

Consideration of a Motion to approve the Statesboro Watershed Protection Plan that presents a strategy for protecting existing water quality within the Statesboro Water Pollution Control Plant as required by EPD.

Councilman Boyum made a motion, seconded by Councilman Lewis to approve the Statesboro Watershed Protection Plan that presents a strategy for protecting existing water quality within the Statesboro Water Pollution Control Plant as required by EPD. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

Consideration of a Motion to approve the option for the City of Statesboro to purchase the property located at 58 East Main Street Suite C and D in the amount of \$375,000.00. The money is allocated in the 2013 SPLOST. This building is the current GSU City Campus.

Councilman Boyum made a motion, seconded by Councilman Lewis to approve the option for the City of Statesboro to purchase the property located at 58 East Main Street Suite C and D in the amount of \$375,000.00. The money is allocated in the 2013 SPLOST. This building is the current GSU City Campus. The option to purchase would be contingent on receiving a grant approval. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

Other Business from City Council

Commander Tim Grams announced the retirement of a flag from the Woodsman of the World that will be held May 13th at Fire Station 1 at 7:00 pm.

City Manager Frank Parker asked Council to approve **Resolution 2013-13**: A Resolution adopting an interim moratorium on the acceptance, issuance and processing of occupational tax certificates to operate a business containing more than six (6) class B coin operated amusement machines within the City of Statesboro until adjournment of the May 21, 2013 regular Council Meeting of the Mayor and City Council of Statesboro.

Councilman Boyum made a motion, seconded by Councilman Chance to approve **Resolution 2013-13**: A Resolution adopting an interim moratorium on the acceptance, issuance and processing of occupational tax certificates to operate a business containing more than six (^) class B coin operated amusement machines within the City of Statesboro until adjournment of the May 21, 2013 regular Council Meeting of the Mayor and City Council of Statesboro. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

City Manager Frank Parker asked Council to approve **Resolution 2013-14**: A Resolution to accept an application for annexation in accordance with Chapter 36 of the Official Code of Georgia providing municipalities a procedure for annexing property into the corporate limits of the municipality.

Councilman Boyum made a motion, seconded by Councilman Chance to approve **Resolution 2013-14**: A Resolution to accept an application for annexation in accordance with Chapter 36 of the Official Code of Georgia providing municipalities a procedure for annexing property into the corporate limits of the municipality. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote.

Councilman Gary Lewis asked Council for support to stop the graffiti and gang related activity on the Luetta Moore Trail. Council stated they were in support of the request.

Public Comments (General)

A) Mr. Bill Thomas request to speak to Council regarding the importance of maintaining Public Trust

Mr. Bill Thomas continued his concerns from the last Council meeting regarding the actions of former City Manager Shane Haynes. Mr. Thomas has now requested the City to launch a GBI investigation on the matter.

Consideration of a Motion to Adjourn

Councilman Chance made a motion, seconded by Councilman Lewis to adjourn. Councilman Boyum, Lewis and Chance voted in favor of the motion. The motion carried by 3-0 vote. The meeting was adjourned at 9:50 am.

CITY OF STATESBORO, GEORGIA

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

DATE OF APPLICATION 4/29/2013 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 checked="" type="checkbox"/>	BEER, WINE & LIQUOR BY DRINK	\$3,750.00
<input type="checkbox"/>	WHOLESALE LICENSE	\$1,000.00
<input checked="" type="checkbox"/>	APPLICATION FEE - PACKAGED SALES	\$ 150.00
<input checked="" type="checkbox"/>	APPLICATION FEE - POURING SALES	\$ 150.00

APPLICANTS FULL NAME Martin Hospitality Group, Inc.

OWNERS NAME Scott Martin & David DeLoach

DBA (BUSINESS NAME) The Sports Page

CHECK THE TYPE OF ALCOHOL LICENSE YOU ARE APPLYING FOR:

RESTAURANT ☐ SPORTS RESTAURANT ☒ PRIVATE CLUB ☐ PACKAGE ☐

BUSINESS ADDRESS 200 Lanier Drive Suite 100

BUSINESS MAILING ADDRESS 715 Northside Drive E. Ste 5 Box 320

BUSINESS TELEPHONE # 912-506-2491

APPLICANTS HOME ADDRESS

APPLICANTS HOME PHONE

ARE YOU A CITIZEN OF THE UNITED STATES? ☒ YES ☐ NO

HAVE YOU 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 2

PLEASE LIST BELOW:

<u>Scott Martin</u>	_____
<u>David DeLoach</u>	_____

CITY OF STATESBORO, GEORGIA

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

DATE OF APPLICATION _____ NEW ☒ RENEWAL _____

TYPE OF BUSINESS TO BE OPERATED:

<input checked="" type="checkbox"/>	RETAIL BEER & WINE PACKAGED ONLY	\$1,250.00
<input 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 checked="" type="checkbox"/>	APPLICATION FEE - PACKAGED SALES	\$ 150.00
<input type="checkbox"/>	APPLICATION FEE - POURING SALES	\$ 150.00

APPLICANTS FULL NAME SUDHABEN PATEL

OWNERS NAME SUDHABEN PATEL

DBA (BUSINESS NAME) JAI KALI INC DBA JAY FOOD MART

CHECK THE TYPE OF ALCOHOL LICENSE YOU ARE APPLYING FOR:

RESTAURANT _____ SPORTS RESTAURANT _____ PRIVATE CLUB _____ PACKAGE ☒

BUSINESS ADDRESS 500, EAST MAIN STREET, STATESBORO, GA: 30458

BUSINESS MAILING ADDRESS 3076, MCALL BLVD, STATESBORO, GA: 30461

BUSINESS TELEPHONE # 912-764-5967

APPLICANTS HOME ADDRESS _____

APPLICANTS HOME PHON _____

ARE YOU A CITIZEN OF THE UNITED STATES? ____ YES ☒ NO

HAVE YOUR EVER BEEN ARRESTED FOR ANYTHING? ____ YES ☒ NO

IF YES, WHEN AND WHY N/A

IS THE APPLICANT THE OWNER OF THE BUSINESS? ☒ YES ____ NO

IF NO, WHAT IS YOUR TITLE IN THE BUSINESS? N/A

HOW MANY PARTNERS, SHAREHOLDERS, ETC. ARE INVOLVED IN THE BUSINESS (1) ONE

PLEASE LIST BELOW:

SUDHABEN PATEL

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 4-26-13

NAME OF BUSINESS BORO D.D. LLC

OWNER OF BUSINESS Nick LaVan

BUSINESS ADDRESS 2075 Old Register Rd Lot #74

CITY, STATE & ZIP Statesboro, GA 30458

BUSINESS TELEPHONE 912-678-2421

NAME OF DRIVER Billy Sherrod

HOME ADDRESS

CITY, STATE & ZIP

HOME TELEPHONE

ALIASES

AGE OF DRIVER 32

HAVE YOU EVER BEEN ARRESTED? YES _____ NO ☒

SIGNATURE Billy Sherrod

DATE 4-26-2013

Response Body

Registration ID:	GA134QD47135655
Applicant Name:	WESLEY SHERROD
Applicant Address:	
Applicant Phone No.:	
Applicant email:	wesleybillysherrod80@gmail.com
LS TCN:	9133320610
Response Type:	STATE RESPONSE
Response Time:	2013-05-02 00:25:42
FBI Number:	
GBI TCN:	31220233089991
SAN:	
RCode:	
RLiteral:	
IDent:	NO GEORGIA CRIMINAL HISTORY IS
Name:	SHERROD, WESLEY BILLY
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:9133320610 GBITCN:31220233089991 DATE/TIME:2013-05-02 03:36:56 NAME:SHERROD, WESLEY BILLY SID:NoRecord OTN: OCA: IDENT:NO GEORGIA CRIMINAL HISTORY IS AVAILABLE FOR THIS REQUEST
Printed:	No

Close

Print

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 5-10-13

NAME OF BUSINESS SPells

OWNER OF BUSINESS ML SPells

BUSINESS ADDRESS 139 marsh

CITY, STATE & ZIP Statesboro GA, 30458

BUSINESS TELEPHONE 912 536 - 84200

NAME OF DRIVER JEAN Brown

HOME ADDRESS

CITY, STATE & ZIP

HOME TELEPHONE

ALIASES None

AGE OF DRIVER 32

HAVE YOU EVER BEEN ARRESTED? YES ☒ NO ☐

SIGNATURE JEAN Brown

DATE 5-10-13

Response Body

Registration ID:	GA135AA15438675
Applicant Name:	SEAN BROWN
Applicant Address:	
Applicant Phone No.:	
Applicant email:	
LS TCN:	9133320681
Response Type:	STATE RESPONSE
Response Time:	2013-05-10 10:52:39
FBI Number:	
GBI TCN:	31301750089992
SAN:	
RCode:	
RLiteral:	
IDent:	NO GEORGIA CRIMINAL HISTORY IS
Name:	BROWN, SEAN STEPHEN
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:9133320681 GBITCN:31301750089992 DATE/TIME:2013-05-10 14:03:37 NAME:BROWN, SEAN STEPHEN SID:NoRecord OTN: OCA: IDENT:NO GEORGIA CRIMINAL HISTORY IS AVAILABLE FOR THIS REQUEST
Printed:	No

[Close](#)[Print](#)



City of Statesboro

www.statesboroga.net

P.O.Box 348
50 East Main St.
Statesboro, Ga. 30458

(912) 764-5468
(912) 764-4691(fax)

Occupational Tax Application

BLACK INK MUST BE USED

YOU CANNOT OPEN FOR BUSINESS WITHOUT AN OCCUPATION TAX CERTIFICATE
I understand all applicants will be required to provide a photo ID when this application is returned

Date of Application: 5/7/13

Business Trade Name: Long Life Medical Massage Therapy, LLC

Business Location: 106D Savannah Avenue

Business Owner: ~~Garnice Redfearn~~
Thomas S. Redfearn Business Telephone: 912-536-9202

Email: Toray1@earthlink.net

Business Owner's Address:

City:

Telephone:

Property Owner: Franklin Dismuke

Georgia Sales Tax #: _____ Federal Tax ID#: _____

State Board Certificate #: _____ Expiration Date: _____

Dominant Line of Business: Medical Massage Therapy
(DESCRIBE THE NATURE OF YOUR BUSINESS)

Most Recent Business at This Location: None

Is this an ownership change only? NO Are alcohol sales proposed? NO

Have you ever owned or operated a similar type business? Yes _____ No ✓

If yes, please list the name of the business and the City & State the business was located:

Name of Business N/A

City N/A State N/A

Is your business a home occupation? Yes _____ No X

Response Body

Registration ID:	GA1357C53238122
Applicant Name:	CANDICE REDFEARN
Applicant Address:	
Applicant Phone No.:	
Applicant email:	candichan06@gmail.com
LS TCN:	9133320655
Response Type:	STATE RESPONSE
Response Time:	2013-05-07 13:29:07
FBI Number:	
GBI TCN:	31272027089992
SAN:	
RCode:	
RLiteral:	
IDent:	NO GEORGIA CRIMINAL HISTORY IS
Name:	REDFEARN, CANDICE KRING
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:9133320655 GBITCN:31272027089992 DATE/TIME:2013-05-07 16:40:31 NAME:REDFEARN, CANDICE KRING SID:NoRecord OTN: OCA: IDENT:NO GEORGIA CRIMINAL HISTORY IS AVAILABLE FOR THIS REQUEST
Printed:	No

Response Body

Registration ID:	GA1343725489180
Applicant Name:	THOMAS REDFEARN
Applicant Address:	
Applicant Phone No.:	
Applicant email:	Torayl@earthlink.net
LS TCN:	9133320505
Response Type:	STATE RESPONSE
Response Time:	2013-04-04 10:06:19
FBI Number:	
GBI TCN:	30941449089993
SAN:	
RCode:	
RLiteral:	
IDent:	NO GEORGIA CRIMINAL HISTORY IS
Name:	REDFEARN, THOMAS SURLES
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:9133320505 GBTCN:30941449089993 DATE/TIME:2013-04-04 13:20:22 NAME:REDFEARN, THOMAS SURLES SID:NoRecord OTN: OCA: IDENT:NO GEORGIA CRIMINAL HISTORY IS AVAILABLE FOR THIS REQUEST
Printed:	No

Close

Print

A RESOLUTION

A RESOLUTION ADOPTING A TEMPORARY SIX MONTH MORATORIUM ON THE ACCEPTANCE, ISSUANCE, AND PROCESSING OF OCCUPATIONAL TAX CERTIFICATES TO OPERATE A BUSINESS CONTAINING MORE THAN SIX (6) CLASS B COIN OPERATED AMUSEMENT MACHINES WITHIN THE CITY OF STATESBORO.

WITNESSETH

WHEREAS, the duly elected governing authority of the City of Statesboro, Georgia is authorized under Article 9, Section 2, of the Constitution of the State of Georgia to enact reasonable ordinances to protect the health, safety, and quiet enjoyment of its citizenry;

WHEREAS, the duly elected governing authority of the City of Statesboro, Georgia is the Mayor and City Council thereof;

WHEREAS, House Bill 487, which address the regulation of coin operated amusement machines and further defines the extent of local government regulation of those businesses was recently passed by the General Assembly and signed into law by the Governor;

WHEREAS, House Bill 487 defines a Class B coin operated amusement machine as a bona fide coin operated amusement machine that allows a successful player to accrue points on the machine and carry over points won on one play to subsequent play or plays in accordance with paragraph (2) of subsection (d) of O.C.G.A. § 16-12-35 and (A) rewards a successful player in compliance with the provisions of paragraphs (1) and (2) of subsection (d) of O.C.G.A. § 16-12-35; and (B) does not reward a successful player with any item prohibited as a reward in subsection (i) of O.C.G.A. § 16-12-35 or any reward redeemable as an item prohibited as a reward in subsection (i) of O.C.G.A. § 16-12-35;

WHEREAS, the Georgia Supreme Court, in the case of DeKalb County v. Townsend, 243 Ga. 80 (1979), has held that, “To justify a moratorium, it must appear first, that the interests of the public generally, as distinguished from those of a particular class, require such interference; and second, that the means are reasonably necessary for the accomplishment of the purpose, and not unduly oppressive upon individuals”;

WHEREAS, the Mayor and City Council may legitimately regulate the location and operation of businesses within its city limits, including businesses which operate Class B coin operated amusement machines;

WHEREAS, the City of Statesboro’s current zoning ordinance does not specifically address Class B coin operated amusement machines, as described within this Resolution;

WHEREAS, the Mayor and City Council are aware that the Georgia Municipal Association is currently drafting a model ordinance in compliance with the regulatory structure of House Bill 487;

WHEREAS, the Mayor and City Council of Statesboro need time to research and study how these businesses operate and determine what type of zoning classifications should apply;

WHEREAS, the Mayor and City Council of Statesboro require time to study the economic impact and social implications of such establishments on the fabric of the community;

WHEREAS, the Mayor and City Council believe that a moratorium on the acceptance and processing of applications for licenses and Occupational Tax Certificates to operate a business that contains more than SIX (6) Class B coin operated amusement machines; , as defined herein, and on the issuance of such licenses, will not deny property owners economically viable use of their property, and will afford the Mayor and City Council the time necessary to put into place reasonable zoning regulations to further the aforesaid purposes;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Statesboro, and it is hereby resolved by the authority of the same, that no license or occupational tax certificate for the operation of a business that contains more than SIX (6) Class B coin operated amusement machines, as defined above, be accepted, approved, or, for those applications already filed, processed during this six (6) month period.

This moratorium shall be in effect immediately upon passage and expire six (6) months from the effective date of this Resolution, upon adoption by the City of an applicable zoning ordinance, upon the adoption of an ordinance substantially similar to model ordinance under review by the Georgia Municipal Association, or repeal by the City Council, whichever occurs first.

This Resolution is declared to be an emergency measure necessary for the public health, safety, and general welfare of the City and its residents and property owners, and for the further reason that it is necessary to impose an immediate moratorium to have a pause for planning purposes so as to further the orderly development of the City with respect to the establishment and operation of businesses that contains more than SIX (6) Class B coin operated amusement machines, to adopt well thought-out and contemporary zoning and business regulations for the City and to protect the public interest and rights of property owners. This Resolution shall take effect and be in force from and after its adoption.

The Mayor and City Council may extend the moratorium established by this ordinance upon a finding by the Mayor and City Council that the problems that gave rise to the original moratorium continue to exist and that progress is being made by the City but that additional time is necessary to adequately address the issues facing the City.

The Mayor and City Council may authorize exceptions to the moratorium imposed by this ordinance when it finds, based upon substantial competent evidence presented to it, that the deferral of action on an application for a zoning permit or any city issued license for the duration of the moratorium would impose an extraordinary hardship on a landowner or petitioner.

Any request for an exception from the moratorium imposed by this ordinance shall be filed in writing with the City Manager and shall include the name of the requester, the name and address of the proposed location, the relationship of the requester to the proposed business and location, a recitation of the facts which are alleged to support a claim for an extraordinary hardship, and other information the City Manager deems necessary for the Mayor and City Council to be informed with respect to the request, and shall be signed and notarized.

At least one public hearing on any request for an exception for an extraordinary hardship under the moratorium shall be held by the Mayor and City Council before the Mayor and City Council may take action on such request.

When the Mayor and City Council is tasked with reviewing a written application for an exception for the moratorium imposed by this ordinance due to a claim of an extraordinary hardship they shall consider, at a minimum, the following criteria, but final discretion shall remain with the Mayor and City Council:

- (1) Whether, prior to the effective date of this ordinance, the applicant has received any permits or licenses from the city for such business; and
- (2) Whether, prior to the effective date of this ordinance, the applicant has made substantial expenditures of money or resources in reliance of those permits or licenses which may have been issued by the city; and
- (3) Whether, prior to the effective date of this ordinance, the applicant has contractual commitments in reliance of those permits or licenses which many been issued by the city; and
- (4) Whether, prior to the effective date of this ordinance, the applicant has incurred any financial obligations to a lending institution which, despite a thorough review of alternative solutions, the applicant cannot meet those financial obligations unless granted an exemption and the opportunity to conduct business; and
- (5) Whether the moratorium will expose the applicant substantial monetary liability to third parties or would leave the applicant unable to earn a reasonable return on any investment made on the real property affected by this ordinance; and
- (6) The history and location of the property, including past commercial business uses of the property, if any; and
- (7) Any staff report which may have been created based upon the application for an exemption from the moratorium imposed by this ordinance; and
- (8) Any other criteria the Mayor and City Council deems pertinent to deciding whether such exemption from the moratorium imposed by this ordinance should be granted.

Nothing in this resolution shall be construed to legalize, license or authorize any operation of a device which is unlawful to operate under the laws of the State or Georgia.

This moratorium may be terminated by the Mayor and City Council prior to the stated expiration upon the adoption by the Council of appropriate zoning or regulatory ordinances.

This resolution shall become effective immediately upon its adoption by the City Council.

APPROVED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF STATESBORO at a regular meeting of the Mayor and Council on the 21st day of May, 2013.

CITY OF STATESBORO, GEORGIA:

Joe Brannen, Mayor

ATTEST:

Sue Starling, City Clerk

Ordinance 2013-06
An Ordinance Amending Certain Sections of ARTICLE III of Chapter 18 of the Statesboro
Code of Ordinances
(Pawnbrokers, Secondhand Dealers, and Dealers in Precious Metals and Gems)

WHEREAS, the City has previously adopted an ordinance regulating pawnbrokers, secondhand dealers, and dealers in precious metals and gems; and

WHEREAS, the Mayor and City Council has determined there is sufficient reason and need to amend certain sections of Article III of Chapter 18 (Pawnbrokers, Secondhand Dealers, and Dealers in Precious Metals and Gems) 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 18-56 of the Code of Ordinances, City of Statesboro, Georgia is hereby amended and shall read as follows:

Sec. 18-56. Definitions.

As used in this Article the term:

Dealer in precious metals and gems means any person, whether as owner, agent or employee, who engages in the business of purchasing precious metals or gems or articles containing any precious metal or gems from members of the general public for resale to brokers, dealers or melters.

Electronic Reporting System means a computer based system, as specified by the Director of Public Safety, which is designed to record and transmit data and information electronically.

Gems means any precious or semiprecious stone which is cut and polished.

Goods means every species of tangible personal property.

Pawnbroker means any person, whether as owner, agent or employee, engaged in whole or in part in the business of lending money on the security of pledged goods, or in the business of purchasing tangible personal property on the condition that it may be redeemed or repurchased by the seller for a fixed price within a fixed period of time, or in the business of purchasing tangible personal property from persons or sources other than manufacturers or licensed dealers as a part of or in conjunction with the business activities described in this section.

Pawnshop means any person, whether as owner, agent or employee engaged in whole or in part in the business of lending money on the security of pledged goods, or in the business of purchasing tangible personal property on the condition that it may be redeemed or repurchased by the seller for a fixed price within a fixed period of time, or in the business of purchasing tangible personal property from persons or sources other than manufacturers or licensed dealers as a part of or in conjunction with the business activities described in this section.

Person means an individual, partnership, corporation, joint venture, trust, association, or other legal entity however organized.

Secondhand Dealer means any person, whether as owner, agent or employee whose business includes purchasing, storing, selling, or exchanging, and receiving-secondhand personal property of any kind, or description. However any person, whether as owner, agent or employee whose business is the purchase and resale of clothing, furniture, or the resale of goods that are donated to the business as a charitable donation shall not be deemed a secondhand dealer under this Article.

Precious metals means gold, silver or platinum or any metal containing gold, silver or platinum.

SECTION 2:

Section 18-67 of the Code of Ordinances, City of Statesboro, Georgia is hereby amended and shall read as follows:

Sec. 18-67. Records and information to be recorded.

Every person or business engaged as a pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems within the city shall secure from every person from whom he receives any goods, except used books, whether by purchase or through pledge, trade, pawn or exchange, the following:

- (a) Government-issued photo identification card, such as a driver's license, military identification card, state identification card or passport;
- (b) The name, address, telephone number, race, sex, height, weight, date of birth, and a social security or driver's license number;
- (c) A digital photograph clearly showing a frontal view of the subject's face. Each digital image shall be labeled with the date and time of the transaction and stored in such a manner that they are safe from corruption. If the same subject makes additional transactions within THIRTY (30) DAYS of the original transaction; provides the same government issued photo identification card as provided above, and the subject's appearance has not materially changed a new digital photograph

shall not be required until a transaction is made after THIRTY (30) DAYS from the original transaction.

- (d) A complete and accurate description of the goods acquired, and a digital photograph of the goods acquired including the following information, if available:
 - a. Brand name.
 - b. Model number.
 - c. Manufacturer's serial number.
 - d. Size.
 - e. Color, as apparent to the untrained eye.
 - f. Precious metal type, weight, and content if known.
 - g. Gemstone description, including the number of stones.
 - h. In the case of firearms, the type of action, caliber or gauge, number of barrels, barrel length, and finish.
 - i. Any other unique identifying marks, numbers, or letters.
 - k. The date and time of the transaction.
- (e) The pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems shall maintain the above information and digital photographs for a period of three years and make the same available to law enforcement personnel upon request.
- (f) The pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems shall require the seller to sign a statement verifying that the seller is the rightful owner of the goods or is entitled to sell, consign, or trade the goods.
- (g) Section 18-67 shall not apply to the receipt of used books or pawn transactions commonly known as "title pawn" transactions where the pawnbroker takes possession of a motor vehicle certificate of title; takes a security interest in the motor vehicle certificate of title, and retains physical possession of the vehicle certificate of title for the entire length of the pawn transaction.

SECTION 3:

Section 18-69 of the Code of Ordinances, City of Statesboro, Georgia is hereby amended and shall read as follows:

Sec. 18-69. Report to police; required format.

- (a) Every pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems located within the city shall make a computer-generated daily report, in such format as prescribed by the Director of Public Safety, of all transactions that occurred during the 24-hour period ending at 9:00 p.m. on the date of the report. A report shall be made each day prior to 11:59 p.m. for each day the operator or dealer transacts business. If an operator or dealer is closed or does not otherwise engage in any transactions on a particular day, a report indicating “no transactions” shall be filed for that day. Daily reports shall be filed electronically by posting to a law enforcement web site designated by the Director of Public Safety. Where technological problems prevent posting the daily report electronically, a printed, typed or legibly handwritten report shall be delivered to the police department in lieu thereof.
- (b) Section 18-69 shall not apply to the receipt of used books or pawn transactions commonly known as “title pawn” transactions where the pawnbroker takes possession of a motor vehicle certificate of title; takes a security interest in the motor vehicle certificate of title, and retains physical possession of the vehicle certificate of title for the entire length of the pawn transaction.

SECTION 4:

Section 18-71 of the Code of Ordinances, City of Statesboro, Georgia is hereby amended and shall read as follows:

Sec. 18-71. Hold Period; Police holds

- (a) Any pawnshop, secondhand dealer or person operating under a license granted pursuant to this Article who takes goods on pawn, taking full title thereto, shall hold the goods so taken in pawn for at least THIRTY (30) days before disposing of the goods by sale, transfer, shipment or otherwise.
- (b) Any pawnshop, secondhand dealer or dealer in precious metals and gems person operating under a pawnbroker's license who buys goods, taking full title thereto shall hold the goods so taken in on purchase for at least TEN (10) days before disposing of the goods by sale, transfer, shipment or otherwise.
- (c) The Statesboro Police Department or any other Law Enforcement Agency has the authority to place property that is the subject of police investigation on police hold. In that event, the Statesboro Police Department or other Law Enforcement Agency shall notify the pawnbroker, pawnshop, secondhand dealer, or dealer in precious

metals and gems of the need for a police hold and identify all property subject to the police hold. Upon notification, it shall be the responsibility of the pawnbroker, pawnshop, secondhand dealer, or dealer in precious metals and gems to maintain the subject property until such time as the property is released from police hold status or the property is confiscated as evidence.

SECTION 5. All other sections of ARTICLE III of Chapter 18 not here expressly amended here remain in full force and effect.

SECTION 6. 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 7. 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

First Reading May 21, 2013

Second reading June 4, 2013

By: Joe R. Brannen, Mayor

Attest: Sue Starling, City Clerk



City of Statesboro
Department of Community Development Memorandum

50 East Main Street

P.O. Box 348

» (912) 764-0630

Statesboro, Georgia 30458

Statesboro, Georgia 30459

» (912) 764-0664 (Fax)

TO: Mayor and Council
City Manager Frank Parker

FR: Mandi Cody, Director Planning & Community Development

RE: Proposed Changes to *Statesboro Zoning Ordinance* regarding Article XV, Signs

Date: May 16, 2013

Included within your packet today is a proposed amendment to Article XV of the *Statesboro Zoning Ordinance* regarding signage. As shown on the strike through version attached, the proposed change would amend the definition of LED to eliminate the prohibition against the use of this technology in signs permitted within the City of Statesboro. The proposed change would also allow the use of this technology for the display of fuel and gasoline signage within the City with the provision that the signage, including the electronic fuel numbers, meets the dimensional and other requirements provided for within the ordinance.

ORDINANCE #2013-07:
AN ORDINANCE AMENDING THE STATESBORO ZONING ORDINANCE – APPENDIX
A OF THE STATESBORO CODE OF ORDINANCES.

WHEREAS, the City has previously adopted an ordinance regulating the use of land commonly known as the Statesboro Zoning Ordinance; and

WHEREAS, staff has determined there is sufficient reason and need to amend the Statesboro Zoning Ordinance.

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. Appendix A, Article XV (SIGNS) of the Statesboro Municipal Code is hereby amended by the following:

A. Section 1510 – CHANGEABLE COPY SIGNS

(B): Changeable copy signs. Changeable copy signs are permitted as an integral part of any permanent signs which meet all other requirements of this ordinance [article] and further subject to the following restrictions:

(1): The changeable copy portion of the sign shall not exceed 50 percent of the overall display surface area of the sign, or 20 square feet, whichever is less. Manual and electronic changeable copy fuel price digits shall not be counted in the permitted changeable copy area so long as they comply with the overall area limitations for the signs on which they are placed.

B. Section 1510 – IMAGERY AND ILLUMINATION BY DISTRICT

(A) Table 7:

	SIGN DISTRICT 1	SIGN DISTRICTS 2 & 3	SIGN DISTRICTS 4
ANIMATED	Prohibited	Prohibited	Prohibited
CHANGEABLE COPY	Prohibited	Only with permit	Only with permit
ILLUMINATION*	Only with permit (For residential developments and subdivisions, and nonresidential properties only)	Only with permit	Only with permit
LED	Prohibited	Prohibited	Prohibited
TRI-VISION	Prohibited	Prohibited	Prohibited

C. Section 1501 – SIGN DEFINITIONS

(14) LED sign. Any sign or portion thereof that utilizes light emitting diode technology or other similar semi-conductor technology to produce an illuminated image, picture, or message of any kind whether the image, picture, or message is moving or stationary. This type of sign includes any sign that uses LED technology of any kind whether conventional (using discrete LEDs), surface mounted (otherwise known as individually mounted LEDs), transmissive, organic light emitting diodes (OLED), light emitting polymer (LEP), organic electro polymer (OEL), or any other similar technology. ~~For purposes of this article, a LED sign is not considered to be a form of changeable copy sign.~~

Section 2. 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 3. This Ordinance shall be and remain in full force and effect from and after its adoption on two separate readings.

First Reading: May 7, 2013
Second Reading: May 21, 2013

MAYOR AND CITY COUNCIL OF STATESBORO, GEORGIA

By: Joe Brannen, Mayor

Attest: Sue Starling, City Clerk

**RESOLUTION 2013-16:A RESOLUTION REQUESTING APPROVAL TO APPLY FOR
AN ECONOMIC DEVELOPMENT ADMINISTRATION GRANT FOR THE CITY OF
STATESBORO, GEORGIA AND GEORGIA SOUTHERN UNIVERSITY FOR
PURPOSES OF FABRICATION LABORATORY AND INCUBATION CENTER.**

THAT WHEREAS, the Economic Development Administration announced the availability of grant funding, which may be utilized for the construction and renovation of real property for certain qualifying purposes; and

WHEREAS, the Economic Development Administration has stated that the City of Statesboro, as joint applicant with Georgia Southern University, may qualify for these funds for the use of such in the construction of a Fabrication Laboratory and Incubation Center; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Statesboro, Georgia in regular session assembled this May 21, 2013 hereby authorizes the preparation of such application, in conjunction with Georgia Southern University for the funds awarded by Economic Development Administration in preparation for the June 13, 2013 filing deadline.

BE IT FURTHER RESOLVED that the funding will be through the City of Statesboro Economic Development SPLOST budget for expenditures regarding this grant.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute all documents related to the preparation of the application of said grant.

Adopted this May 21, 2013.

CITY OF STATESBORO, GEORGIA

By: Joe R. Brannen, Mayor

Attest: Sue Starling, City Clerk