

CITY OF STATESBORO, GEORGIA
CITY HALL COUNCIL CHAMBERS



CITY COUNCIL MEETING &
PUBLIC HEARING AGENDA

MAY 17th, 2011

4:30 p.m.

City Council Work Session

Director of Human Resource Jeff Grant

a) Discussion of Medical Benefits

General discussion on emerging issues

*****THERE WILL BE NO ACTION TAKEN*****



MAY 17th, 2011 6:00 P.M.

1. Call to Order by Mayor Joe Brannen
2. Invocation and Pledge of Allegiance by Mayor Pro Tem Will Britt
3. Approval of Minutes:
 - a) May 03, 2011 Council Minutes
 - b) May 03, 2011 Council Work Session Minutes
4. Recognitions/Public Presentations
 - a) Recognition of Lt. Scott Hutchens recent graduation from the Georgia Chiefs of Police Command College
 - b) Proclamation presented to the Public Works Department recognizing the week of May 15-21, 2011 as "National Public Works Week".
5. Consideration of a Motion to approve/deny 2nd reading for the application of alcohol license.
 - a) Rameshchandra Patel (Kali Food Mart)
 - b) Rameshchandra Patel (Kevin's Food Mart)
 - c) Tracy Lee Bercegeay (Lily's Café)
6. Public Comments (Agenda Item):
7. Consideration of a Motion to approve the execution of an election contract with the Bulloch County Board of Elections.
8. Consideration of a Motion to set the Public Hearing for the 2012 budget for June 14th at 4:00 p.m.
9. Reports from Staff:
 - a) City Manager's Report
 - b) Department Head Reports
10. Other Business from City Council
11. Public Comments (General):
12. Consideration of a Motion to Adjourn



**CITY OF STATESBORO
CITY COUNCIL MINUTES
MAY 03, 2011**

A regular meeting of the Statesboro City Council was held on May 3rd, 2011 at 9:00 a.m. in the Council Chambers at City Hall. Present were Council Members: Will Britt, Tommy Blitch, John Riggs, Gary Lewis and Travis Chance. Also present were Interim City Manager Frank Parker, City Clerk Sue Starling, Staff Attorney Michael Graves, Director of Community Development Mandi Cody, and Senior Assistant City Engineer Jason Boyles. Absent was Mayor Joe Brannen.

Approval of Minutes:

- a) **April 19th, 2011 Council Minutes**
- b) **April 22nd, 2011 Budget Retreat Minutes**

Councilman Lewis made a motion, seconded by Councilman Blitch to approve the April 19th, 2011 Council minutes and April 22nd, 2011 Budget Retreat minutes. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Recognitions/Public Presentations:

- a) **Presentation for Employee of the Month (Andrew Samples-Statesboro Police Department)**

Director of Human Resource Jeff Grant presented a plaque and recognized Police Officer Andrew Samples as City of Statesboro employee of the month.

- b) **Retirement of Larry Colbert, Battalion Commander with the Statesboro Fire Department for 32 years of service.**

Fire Commander Tim Grams announced the retirement of Larry Colbert, Battalion Commander with the Statesboro Fire Department. Mr. Colbert was also presented a plaque for 32 years of service to the City of Statesboro Fire Department. Mayor Pro Tem and Council wished him well on his retirement and for the dedication he has given to the City of Statesboro.

- c) **City of Statesboro Fire Commander Tim Grams will present awards and recognize several members of the Statesboro Fire Department**

Fire Commander Tim Grams presented awards from the Fire Fighters Award Banquet that was held at an earlier time. The awards included:

Firefighter of the Year – Firefighter Stacy Wilson

Unit Citation Medal – Battalion Commander Jason Baker, Captain Chris Whitehead, Captain Steven Morris, Firefighter Weston Williams, Firefighter Jamie Strosnider, Firefighter Lamar Matthews, Firefighter Lee Nessmith, Firefighter Blake Lane

Medal of Valor – Firefighter Lee Nessmith and Firefighter Blake Lane

Medal of Honor – Captain Chris Whitehead and Captain Steven Morris

- d) **Recognition of the City of Statesboro Finance Department for receiving the Certificate of Achievement for Excellence in Financial Reporting for the Fiscal Year ending June 30, 2009 and the Distinguished Budget Presentation Award for the Fiscal Year Beginning July 1st, 2010**

Mayor Pro Tem and Council congratulated the Finance Department on receiving the Certificate of Achievement for Excellence in Financial Reporting for the Fiscal Year ending June 30, 2009 and the Distinguished Budget Presentation Award for the Fiscal Year Beginning July 1st, 2010.

**Due Process Hearing in Accordance with City of Statesboro Ordinance Sec. 6-35(c)
First Offense Violation:**

- a) **Statesboro Millhouse – Thomas C. Jones (License Holder)**

Special Agent Mark Sprayberry gave details of the event which led to the citation that was given to the Statesboro Millhouse for the sale of alcohol to an underage person. Statesboro Millhouse was found guilty in Municipal Court. Councilman Lewis made a motion, seconded by Councilman Riggs to consider this 1st offense as a warning for Statesboro Millhouse. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Public Hearing and Consideration of a Motion to approve the following zoning map amendment request:

- a) **APPLICATION # RZ 11-03-01: Bird Lane, LLC requests a zoning map amendment of 4.59 acres on Lanier Drive from R-15 (Single-Family Residential) District to R-6 (Single Family Residential) District.**

Councilman Riggs made a motion, with conditions recommended by staff, seconded by Councilman Blitch to approve **APPLICATION # RZ 11-03-01**: Bird Lane, LLC requests a zoning map amendment of 4.59 acres on Lanier Drive from R-15 (Single-Family Residential) District to R-6 (Single Family Residential) District. Councilman Britt, Blitch, Riggs, and Chance voted in favor of the motion. Councilman Lewis voted against the motion. The motion carried by a 4-1 vote.

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

- a) **APPLICATION # V 11-03-02: Ogeechee Area Hospice Inc. requests a variance from Article IX, Section 903 to reduce the required setback from 25 feet to 13.4 feet for property located at 200 Donehoo Street.**

Councilman Riggs made a motion, seconded by Councilman Blitch to approve **APPLICATION # V 11-03-02**: Ogeechee Area Hospice Inc. requests a variance from Article IX, Section 903 to reduce the required setback from 25 feet to 13.4 feet for property located at 200 Donehoo Street. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to Approve Final Change Order to contract with Y-Delta, Inc. to reduce contract amount by \$128,975.96 based on adjusting estimated quantities to actual “as built” quantities for the E. Main Streetscape project.

Councilman Riggs made a motion, seconded by Councilman Blitch to approve final change order to contract with Y-Delta, Inc. to reduce contract amount by \$128,975.96 based on adjusting estimated quantities to actual “as built” quantities for the E. Main Streetscape project. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to adopt Resolution 2011-12: A Resolution to Adopt Natural Gas Rate Structures for residential, commercial and agricultural customers served by the City of Statesboro Natural Gas System

Councilman Lewis made a motion, seconded by Councilman Blitch to adopt Resolution 2011-12: A Resolution to Adopt Natural Gas Rate Structures for residential, commercial and agricultural customers served by the City of Statesboro Natural Gas System. Councilman Britt, Blitch, Riggs, and Lewis voted in favor of the motion. Councilman Chance voted against the motion. The motion carried by a 4-1 vote.

Consideration of a Motion to adopt Resolution 2011-13: A Resolution Adopting the Schedule of Fees and Charges for the Water and Wastewater Department of the City of Statesboro, Georgia

Councilman Riggs made a motion, seconded by Councilman Lewis to table Resolution 2011-13: A Resolution Adopting the Schedule of Fees and Charges for the Water and Wastewater Department of the City of Statesboro, Georgia until the next Council meeting. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to approve a sole source purchase of a new side dresser/road widener for the Street Division from Reynolds-Warren Equipment Company for a total amount of \$72,000.00

Councilman Chance made a motion, seconded by Councilman Blitch to approve a sole source purchase of a new side dresser/road widener for the Street Division from Reynolds-Warren Equipment Company for a total amount of \$ 72,000.00. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Reports from Staff:

a) City Manager’s Report

Interim City manager Frank Parker asks Council for a nomination of a voting member and a proxy member for the GMA Annual Convention to be held in Savannah in June. Councilman Lewis made a motion, seconded by Mayor Pro Tem to appoint Mayor Pro Tem Will Britt as a voting delegate and Councilman John Riggs as the voting proxy. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Consideration of a Motion to enter into Executive Session to discuss personnel matters in accordance with O.C.G.A. §50-14-3 (2010)

Councilman Chance made a motion, seconded by Councilman Lewis to enter into Executive Session at 10:35 a.m. with a ten (10) minute break before entering into Executive Session to discuss personnel matters in accordance with **O.C.G.A. §50-14-3 (2010)** Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote. Present was Mayor Pro Tem Will Britt. Council Members: John Riggs, Tommy Blitch, Gary Lewis, and Travis Chance. Also present were City Clerk Sue Starling, Staff Attorney Michael Graves and Director of Human Resource Jeff Grant. The meeting adjourned at 10:50 a.m.

Regular Session

Mayor Pro Tem Will Britt called the regular Council session back to order at 11:00 a.m. Mayor Pro Tem Will Britt announced no action had been taken in executive session.

Other Business from City Council

Councilman Riggs made a motion, seconded by Councilman Lewis to authorize Interim City Manager Frank Parker to negotiate a lease agreement with a potential tenant for City property on Proctor Street. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote.

Public Comments (General):

Carolyn Brogenton addressed Council concerning the trash and other debris that needed to be cleaned up in her neighbor's backyard at 127 President Circle.

Director of Community Development Mandi Cody stated her department is already in the process of taking care of the issue.

Consideration of a Motion to Adjourn

Councilman Blitch made a motion, seconded by Councilman Riggs to adjourn. Councilman Britt, Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 5-0 vote. The meeting was adjourned at 11:05 a.m.



**CITY OF STATESBORO
CITY COUNCIL WORK SESSION MINUTES
May 3, 2011**

A work session of the Statesboro City Council was held on May 03, 2011 at 11:10 a.m. in the Council Chambers at City Hall. Present were Council Members: Will Britt, John Riggs, Tommy Blicht, Gary Lewis and Travis Chance. Also present were Interim City Manager Frank Parker, City Clerk Sue Starling, and Staff Attorney Michael Graves. Absent was Mayor Joe Brannen.

Topics of Discussion:

Fire Service to the Five Mile District:

Public Safety Director Wendell Turner updates Council on the recent discussion with the County concerning the fire services for the 'Five Mile District'. Discussion and meetings will continue between the City and County to find resolution to the concerns.

Census 2010 and Redistricting

Director of Community Development Mandi Cody updated Council on the 2010 census numbers and the affect it will have on redistricting the areas before the election in November. There will be public hearings and other work sessions before the project is complete.

General Discussion of Emerging Issues:

Interim City Manager Frank Parker mentioned to Council the issue of feeding wildlife in the City Limits of Statesboro specifically the wild geese.

Councilman Britt and Councilman Chance presented some discussion on the benefits fund and why the discrepancies in the amounts budgeted.

City Engineer Robert Cheshire updated Council concerning the Streetscape project on W. Main St. He stated (with Council's guidance) the project was being delayed indefinitely due to the excessive amount of work that would be required to complete the project.

The meeting adjourned at 12:25 p.m.

There was no action taken at the meeting.

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 and disposal, park and cemetery maintenance, street maintenance, storm drainage maintenance, and fleet maintenance; and,
- Whereas,** the health, safety, and comfort 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 15 through May 21, 2011 as "**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 17th day of May, 2011.

CITY OF STATESBORO, GEORGIA

Joe R Brannen, Mayor

Sue Starling, City Clerk

CITY OF STATESBORO, GEORGIA

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

DATE OF APPLICATION 3/28/11 NEW _____ RENEWAL _____

TYPE OF BUSINESS TO BE OPERATED:

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

APPLICANTS FULL NAME RAMESHCHANDRA PATEL

BUSINESS NAME HANDLAL ZNC

DBA KALI FOOD MART

BUSINESS ADDRESS 300 S. College St Statesboro GA

BUSINESS MAILING ADDRESS 300 S. College St Statesboro GA

BUSINESS TELEPHONE # 912 764 5544

APPLICANTS HOME ADDRESS

APPLICANTS HOME PHONE #

APPLICANTS AGE 53 DATE OF BIRTH

ARE YOU A CITIZEN OF THE UNITED STATES? (YES) NO

HAVE YOU EVER BEEN ARRESTED FOR ANYTHING? YES (NO)

IS THE APPLICANT THE OWNER OF THE BUSINESS? YES (NO)

IF NO, WHAT IS YOUR TITLE IN THE BUSINESS? manager

HOW MANY PARTNERS, SHAREHOLDERS, ETC. ARE INVOLVED IN THE BUSINESS 3

PLEASE LIST BELOW:

FOR OFFICE USE ONLY: APPROVED DENIED (REASON ATTACHED)

Police Department _____

Community Development _____

Fire Department _____

Building Official [Signature] _____

Do not look
at anything



J.R. HOLLOWAY
Police Commander

STATESBORO POLICE DEPARTMENT

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



WENDELL TURNER
Public Safety Director

April 13, 2011

Sue Starling, City Clerk
City of Statesboro


Via Hand-Delivery

REF: Licensing

BUSINESS: Kevin's Food Mart, 400 S. Zetterower Ave., Statesboro
APPLICANT: Rameshchandra Patel

The responses received from the fingerprints submitted show no state or federal record on file for Mr. Patel.

Respectfully submitted,


Commander J.R. Holloway



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)

DATE: April 18, 2011

TO: Teresa Skinner, Tax Clerk

SUBJECT: BUSINESS OCCUPATION TAX APPLICATION (300 South College Street, Kali Food Mart)

The Department of Community Development has reviewed the business occupation tax application submitted by Kali Food Mart for 300 South College Street. The applicant is proposing "convenience store" at the location. The proposed use is permitted at the location and the application may be **APPROVED**. Staff's recommendation is based on the following:

1) **Zoning District:** 300 South College Street is located in the CR (Commercial Retail) district.
2) **Zoning Use Classification:** Per Article X, by reference to Article VIII, a "convenience store" use may be classified in the CR (Commercial Retail) district as a:

- Retail or wholesale establishment.

3) **Parking:** Parking for this location is governed by Article XVI (of the *Statesboro Zoning Ordinance*). Please note that the existing parking at this location is being approved based on information provided by the applicant that this application is the result of a change in business ownership only and that the nature of the use of the property is not changing from that previously approved. Applicant should note that the construction of a new building, the enlargement of an existing building, the addition of dwelling units, the change in use, or the intensification of use by the addition of floor space or seating capacity will require that the parking facilities at the location be brought into conformance with all applicable provisions of Article XVI.

4) **Signage:** This property is located in Sign District 3. Per Article XV (Signs) of the *Statesboro Zoning Ordinance*, all proposed signage – whether a new sign or modification of an existing sign – must obtain a sign permit from the Statesboro Community Development Department.

5) **Alcoholic Beverages:** The above referenced application appears to be a transfer of an existing license of the same nature pursuant under section 6-32 of *Statesboro Code of Ordinances*. As such, a review of proximity restrictions under section 6-57 of *Statesboro Code of Ordinances* is not warranted and was, therefore, not conducted by the department. In the event that a proximity review becomes necessary, please let us know so that we may do so.

Department of Community Development **approval** is based on the information provided within the business occupational tax application submitted for our review. This approval merely indicates that the proposed use is allowed in the zoning district. This approval does not confer rights to open or operate the proposed business until all dimensional requirements of the *Statesboro Zoning Ordinance*, or applicable requirements of any other chapter of City Code have been met.

The Department of Community Development encourages all applicants to access the *Statesboro Zoning Ordinance* online at <http://www.statesboroga.net/>. A copy of the ordinance may also be obtained through the Community Development office at City Hall for a fee of \$10 - \$20. Any questions concerning the *Statesboro Zoning Ordinance* may be directed to the Department of Community Development at (912) 764-0630. The applicant is also encouraged to consult directly with representatives of the Engineering, Fire, Community Development and other permitting departments if any work on the building or site is occurring to determine whether or not building or site plans associated with the proposed use are necessary.

Respectfully,

Mandi L. Cody

Mandi L. Cody
Director, Community Development



Statesboro Fire Department

*Proudly serving the City of Statesboro and
surrounding communities since 1905!*



Inspection Report

Page 1 of 1

Name: Kali Food Mart	
Date: 4/21/2011	Contact: Pallvived Patel
Inspector Name: Fire Inspector Dallas K McPhee	Issued: 4/21/2011
Type of Inspection: Complete	
Each discrepancy detailed herein is a violation of the Fire Code and shall be corrected by: 4/21/2012	
Fire Code Reference	Discrepancy / Remarks
N/A	No violations noted Recommend issuance of OTC and CO

Inspector Signature

Dallas McPhee

Site Signature

Patel

CITY OF STATESBORO, GEORGIA

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

DATE OF APPLICATION 3/28/11 NEW _____ RENEWAL _____

TYPE OF BUSINESS TO BE OPERATED:

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

Changing Owner
of Alcohol License

APPLICANTS FULL NAME RAMESH CHANDRA PATIL

BUSINESS NAME NAND KISHOR INC

DBA KEVIN'S FOOD MART

BUSINESS ADDRESS 400 S. ZETTEROWER AVE

BUSINESS MAILING ADDRESS 400 S. ZETTEROWER AVE

BUSINESS TELEPHONE # 912 764 4921

APPLICANTS HOME ADDRESS _____

APPLICANTS HOME PHONE # _____

APPLICANTS AGE 53 DATE OF BIRTH _____

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

HAVE YOU EVER BEEN ARRESTED FOR ANYTHING? ☐ YES ☒ NO

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 3

PLEASE LIST BELOW:

FOR OFFICE USE ONLY: APPROVED DENIED (REASON ATTACHED)

Police Department _____

Community Development _____

Fire Department _____

Building Official _____



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)

DATE: 3/29/2011
TO: Teresa Skinner
SUBJECT: **ALCOHOLIC BEVERAGE APPLICATION (400 South Zetterower,
Kevin's Food Mart)**

The above referenced application appears to be a transfer of an existing license of the same nature pursuant to section 6-32 of *Statesboro Code of Ordinances*. As such, a review of proximity restrictions under section 6-57 of *Statesboro Code of Ordinances* is not warranted and was, therefore, not conducted by the department. In the event that a proximity review becomes necessary, please let us know so that we may do so.

The Department of Community Development encourages all applicants to access the *Statesboro Zoning Ordinance* online at <http://www.statesboroga.net/>. A copy of the ordinance may also be obtained through the Community Development office at City Hall for a fee of \$10 - \$20. Any questions concerning the *Statesboro Zoning Ordinance* may be directed to the Department of Community Development at (912) 764-0630.

Mandi L Cody

Mandi Cody
Director, Community Development



J.R. HOLLOWAY
Police Commander

STATESBORO POLICE DEPARTMENT

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



WENDELL TURNER
Public Safety Director

April 13, 2011

Sue Starling, City Clerk
City of Statesboro

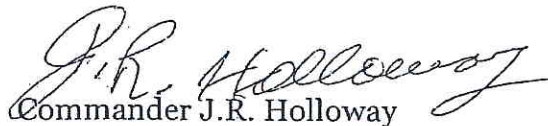
Via Hand-Delivery

REF: Licensing

BUSINESS: Kevin's Food Mart, 400 S. Zetterower Ave., Statesboro
APPLICANT: Rameshchandra Patel,

The responses received from the fingerprints submitted show no state or federal record on file for Mr. Patel.

Respectfully submitted,


Commander J.R. Holloway



Statesboro Fire Department

Protecting the City of Statesboro and
surrounding communities since 1905!



Wanda Turner
Director of Public Safety

Inspection Report

Page 1 of 1

Name: Keyin's Food Mart	
Date: 4/21/2011	Contact: Rameshchandra Patel
Inspector Name: Fire Inspector Dallas K McPhee	Issued: 4/21/2011
Type of Inspection: Complete	
Each discrepancy detailed herein is a violation of the Fire Code and shall be corrected by: 4/21/2012	
Fire Code Reference	Discrepancy / Remarks
N/A	Alcohol Beverage Licence Renewal No violations noted, recommend Renewal of Alcoholic Beverage License

Inspector Signature

Dallas McPhee

Site Signature

SEWelch

CITY OF STATESBORO, GEORGIA

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

DATE OF APPLICATION 04.05.11 NEW ☒ RENEWAL ☐

TYPE OF BUSINESS TO BE OPERATED:

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

APPLICANTS FULL NAME Tracy Lee Bercegeay

BUSINESS NAME Lily's Cafe

DBA _____

BUSINESS ADDRESS 40 E. Main St. St'bordo

BUSINESS MAILING ADDRESS same

BUSINESS TELEPHONE # 912-225-3358

APPLICANTS HOME ADDRESS _____

APPLICANTS HOME PHONE # _____

APPLICANTS AGE 40

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

HAVE YOU EVER BEEN ARRESTED FOR ANYTHING? ☐ YES ☒ NO

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

IF NO, WHAT IS YOUR TITLE IN THE BUSINESS? Bar Manager

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

PLEASE LIST BELOW:

FOR OFFICE USE ONLY: APPROVED DENIED (REASON ATTACHED)

Police Department _____

Community Development _____

Fire Department _____

Building Official _____



J.R. HOLLOWAY
Police Commander

STATESBORO POLICE DEPARTMENT

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



WENDELL TURNER
Public Safety Director

April 27, 2011

Sue Starling, City Clerk
City of Statesboro

Via Hand-Delivery

REF: Licensing

BUSINESS: Lily's Café, 40 E. Main St., Statesboro
APPLICANT: Tracy Lee Bercegeay,

The responses received from the fingerprints submitted show no state or federal record on file for Ms. Bercegeay.

Respectfully submitted,


Commander J.R. Holloway



Statesboro Fire Department

Protecting the City of Statesboro and
surrounding communities since 1905.



Inspection Report

Page 1 of 1

Name: Lily's Cafe	
Date: 5/6/2011	Contact: Ken Brown
Inspector Name: Fire Inspector Dallas K McPhee	Issued: 5/6/2011
Type of Inspection: Complete	
Each discrepancy detailed herein is a violation of the Fire Code and shall be corrected by: 5/6/2012	
Fire Code Reference	Discrepancy / Remarks
N/A	Alcohol Beverage Licence Renewal No violations noted, recommend Renewal of Alcoholic Beverage License

Inspector Signature

Dallas McPhee

Site Signature

Ken Brown



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)

DATE: March 5, 2010

TO: Teresa Skinner, Tax Clerk

SUBJECT: BUSINESS OCCUPATION TAX APPLICATION (40 East Main Street: Lily's Cafe – Application for Alcoholic Beverage License.)

The Department of Community Development has reviewed the Application for Alcoholic Beverage License submitted by Lily's Cafe for 40 East Main Street. The applicant is proposing a restaurant use at the location. The proposed use is permitted at the location and the application may be APPROVED. Staff's recommendation is based on the following:

- 1) Zoning District: 40 East Main Street is located in the CBD (Central Business District).
- 2) Zoning Use Classification: Per Article VIII, a restaurant may be classified in the CBD (Central Business District) district as a:
 - Food Services Facility.
- 3) Parking: This use is proposed to be located in a previously approved development. No additional parking is required in order for the tenant to locate within the unit proposed by the application.
- 4) Signage: This property is located in Sign District 4. Per Article XV (Signs) of the *Statesboro Zoning Ordinance*, all proposed signage – whether a new sign or modification of an existing sign – must obtain a sign permit from the Statesboro Engineering Department.
- 5) Alcoholic Beverages: the Department of Community Development has reviewed the subject property for consistency with the proximity restrictions of Chapter 6, Article III of *Statesboro Municipal Code*. The proposed location does conform to the proximity restrictions of said provisions and is eligible to be considered for licensing for the sale of alcoholic beverages. Community Development review does not serve as an approval or denial to serve alcoholic beverages at this location; but, is a recommendation to the City Clerk's office to proceed with the processing of an Application for Alcoholic Beverage License in accordance with the applicable provisions of Chapter 6 (Alcoholic Beverages) of *Statesboro Municipal Code*.

Department of Community Development approval is based on the information provided within the business occupational tax application submitted for our review. This approval merely indicates that the proposed use is allowed in the zoning district. This approval does not confer rights to open or operate the proposed business until all dimensional requirements of the *Statesboro Zoning Ordinance*, or applicable requirements of any other chapter of City Code have been met.

The Department of Community Development encourages all applicants to access the *Statesboro Zoning Ordinance* online at <http://www.sboro.net/>. A copy of the ordinance may also be obtained through the Community Development office at City Hall for a fee of \$10 - \$20. Any questions concerning the *Statesboro Zoning Ordinance* may be directed to the Department of Community Development at (912) 764-0630. The applicant is also encouraged to consult directly with representatives of the Engineering, Fire, Community Development and other permitting departments if any work on the building or site is occurring to determine whether or not building or site plans associated with the proposed use are necessary.

Respectfully,

Martin Laws,
City Planner

STATE OF GEORGIA
COUNTY OF BULLOCH

AGREEMENT

This Agreement is entered into this ____ day of May, 2011, by and between the **BULLOCH COUNTY BOARD OF ELECTIONS AND REGISTRATION** (hereinafter “the Board”), **BULLOCH COUNTY**, a political subdivision of the State of Georgia, acting by and through its governing authority, the **BULLOCH COUNTY BOARD OF COMMISSIONERS** (hereinafter “the County”), and the **MAYOR AND CITY COUNCIL OF STATESBORO**, a municipal corporation (hereinafter “the City”).

WITNESSETH:

WHEREAS, H.B. 383 in the 2009 session of the Georgia General Assembly created the Bulloch County Board of Elections and Registration; and

WHEREAS, by letter dated August 9, 2009, H.B. 383 was precleared by the United States Justice Department; and

WHEREAS, Section 15 of H.B. 383 provides that the Board “shall have the authority to contract with any municipality located within Bulloch County for the holding by the board of any primary or election to be conducted within the municipality; provided, however, that any such contract must be approved and ratified by the governing authority of the county”; and

WHEREAS, the City desires to contract with the Board for the holding of all future elections within the City, subject to termination of this Agreement as provided herein, and the County desires to approve and ratify this Agreement on the terms and conditions set forth herein;

NOW THEREFORE, in consideration of the mutual obligations, covenants, and promises contained herein, the parties hereto agree as follows:

The Board shall conduct all future municipal elections for the City on the terms and conditions set forth herein, including all pre-election notices and requirements, until and unless this Agreement is terminated as provided herein.

The City shall be responsible for all expenses incurred in conducting its municipal elections on the terms and conditions set forth herein, including, but not necessarily limited to, the following:

(a) The City shall pay to the County the following lump-sum amounts for the services of the following personnel or their successors for each general election, said lump-sum payments to be made at the conclusion of the general election:

- (i) Elections Supervisor Patricia Lanier Jones - \$2,715.00.
- (ii) Shontay Jones - \$2,715.00. The City shall also reimburse the County for any payments for overtime worked by this employee for work that is related to the City's general election; provided, however, that any such overtime payments shall be credited against the lump sum payment for the general election for this employee.
- (iii) Reginald Beasley - \$1,018.00. The City shall also reimburse the County for payments for any hours worked by this employee in excess of eight (8) hours per week for work that is related to the City's general election; provided, however, that any such payments shall be credited against the lump sum payment for the general election for this employee.

In order to adjust for inflation and cost-of-living increases, the above lump sums shall automatically be increased by one and one-half percent (1.5%) each year that this Agreement remains in effect, without the necessity for any further action by the parties to implement said increases. In addition to the above lump-sum payments, the City shall reimburse the County for any time worked by any other personnel that is related to the City's general election. The

County shall have sole discretion to determine if work is related to the City's general election, and the County's determination in that regard shall be conclusive and binding on all parties to this Agreement.

(b) The City shall pay to the County the following lump-sum amounts for the services of the following personnel or their successors for each runoff election, said lump-sum payments to be made at the conclusion of the runoff election:

- (i) Elections Supervisor Patricia Lanier Jones - \$1,018.00.
- (ii) Shontay Jones - \$1,018.00. The City shall also reimburse the County for any payments for overtime worked by this employee for work that is related to the City's runoff election; provided, however, that any such overtime payments shall be credited against the lump sum payment for the runoff election for this employee.
- (iii) Reginald Beasley - \$408.00. The City shall also reimburse the County for payments for any hours worked by this employee in excess of eight (8) hours per week for work that is related to the City's runoff election; provided, however, that any such payments shall be credited against the lump sum payment for the runoff election for this employee.

In order to adjust for inflation and cost-of-living increases, the above lump sums shall automatically be increased by one and one-half percent (1.5%) each year that this Agreement remains in effect, without the necessity for any further action by the parties to implement said increases. In addition to the above lump-sum payments, the City shall reimburse the County for any time worked by any other personnel that is related to the City's runoff election. The County shall have sole discretion to determine if work is related to the City's runoff election, and the County's determination in that regard shall be conclusive and binding on all parties to this Agreement.

(c) The City shall directly pay the following expenses related to its general and runoff elections:

- (i) Phones;

- (ii) Newspaper advertisements and notices;
- (iii) Poll worker salaries, training, lunches, reimbursements, and pickup/return.

(d) The City shall reimburse the County for the following expenses related to its general and runoff elections:

- (i) E, S & S charges for set up and the absentee ballots;
- (ii) Postage;
- (iii) Poll workers for early voting;
- (iv) L & A testing and election night count;
- (v) Courthouse lunches;
- (vi) Mileage and per diems for Board members.

In the event there is another municipal election and/or a County election occurring simultaneously with the City's election, the City shall reimburse the County for the City's pro rata share of the above expenses based on population as established by the 2010 decennial census or any future such census. The County shall provide the City with an invoice for the above expenses at the conclusion of the election.

(e) In addition to the above expenses, the City shall pay the County a lump sum fee of \$1,500.00 per general election and \$562.00 per runoff election to cover overhead and administrative costs. The fee for the general election shall be due and payable twelve (12) days after the close of qualifying for the election, and the fee for the runoff election shall be due and payable within five (5) days after it is determined that a runoff election is necessary. The City and County agree that said lump sum amounts are reasonable amounts for overhead and administrative costs that the County will incur for each election. In order to adjust for inflation and cost-of-living increases, said lump sum fees shall automatically be increased by one and one-

half percent (1.5%) each year that this Agreement remains in effect, without the necessity for any further action by the parties to implement said increases.

-3-

In the event that there is no general municipal election for any reason (for example, if there is only one candidate qualified for each seat), then none of the costs, expenses, or fees in Section 2 of this Agreement shall be incurred or payable. However, in the event that there is no general municipal election, the City agrees to pay the County a lump sum fee of \$136.00 for the services of Election Supervisor Patricia Lanier Jones or her successor in certifying results to the Secretary of State's office. In order to adjust for inflation and cost-of-living increases, said lump sum fee shall automatically be increased by one and one-half percent (1.5%) each year that this Agreement remains in effect, without the necessity for any further action by the parties to implement said increases.

-4-

The Board and County election personnel, as necessary and appropriate, shall be sworn in as election superintendents for the City and shall conduct all aspects of the election except for filing notices of candidacy and affidavits, which will be handled by the City Clerk acting as election superintendent for qualifying. All elections will be conducted using the standard voting equipment used at the time of the election by the Board and the County. Early voting (both in-person and by mail) for all elections shall take place at the Bulloch County Courthouse located at 2 North Main Street in Statesboro, Georgia.

-5-

In the event of any legal challenge involving any aspect of a City election conducted by the Board and County, the City shall assume the defense of said challenge and/or indemnify the

Board and County for any damages and defense costs they may incur in defending said challenge, including but not necessarily limited to reasonable attorney's fees.

-6-

This Agreement shall be for a term of fifty (50) years from the date set forth above; provided, however, that any party to this Agreement may terminate this Agreement at any time and for any reason by providing no less than six (6) months' written notice of termination to the other parties.

-7-

Any notices required or permitted pursuant to this Agreement shall be in writing and may be effected by U.S. mail. Mailed notices shall be deemed to have been received on the date of acknowledgment on any returned receipt or three (3) days after deposit in the U.S. mail with proper postage affixed, whichever date is earlier.

Notices to the Board shall be sent to the following address:

Bulloch County Board of Elections and Registration
2 North Main Street, Room 104
Statesboro, GA 30458
Attn: Elections Supervisor

Notices to the County shall be sent to the following address:

Bulloch County Board of Commissioners
P.O. Box 347
Statesboro, GA 30459
Attn: County Manager

Notices to the City shall be sent to the following address:

City of Statesboro
P.O. Box 348
Statesboro, GA 30459
Attn: City Manager

The City shall be responsible for preclearance of this Agreement through the U.S. Department of Justice.

IN WITNESS WHEREOF, all parties hereto have set their hands and seals the day and year first above written.

BULLOCH COUNTY BOARD OF ELECTIONS
AND REGISTRATION

By: _____
JD Dunn, Chairman

Attest: _____
Theresa Jackson, Secretary

BULLOCH COUNTY BOARD OF
COMMISSIONERS

By: _____
J. Garrett Nevil, Chairman

Attest: _____
Maggie Fitzgerald, Clerk

MAYOR AND CITY COUNCIL
OF STATESBORO

By: _____
Joe R. Brannen, Mayor

Attest: _____
Sue Starling, Clerk