



September 20, 2011 6:00 P.M.

1. Call to Order by Mayor Joe Brannen
2. Invocation and Pledge of Allegiance by Councilman John Riggs
3. Approval of Minutes:
 - a) September 01, 2011 Public Hearing Minutes
 - b) September 07, 2011 Council Minutes
 - c) September 07, 2011 Council Work Session Minutes
4. Recognitions/Public Presentations:
 - a) Ms. Carrie Howard request to speak to Council regarding the City of Statesboro's services
5. Consideration of a Motion to approve/deny 2nd reading for the application of alcohol license:
 - a) Samuel Chaney Sr & Samuel Christopher Chaney (CC's Place)
6. Consideration of a Motion to approve Special Event Permit:
 - a) Benefit Ball for Cancer Research- Jerry Ross
 - b) Wedding Reception given at the Belle House catered by Jeffrey Wohelsici (Millhouse)
7. Public Comments (Agenda Item):
8. Public Hearing and Consideration of a motion to approve 1st Reading of **Ordinance 2011-07**: An Ordinance Amending Chapter 2 of the Statesboro Municipal Code Regarding Authorities, Boards and Commissions- Statesboro Planning Commission
9. Consideration of a Motion to award the purchase of a 2011 or 2012 Ford F450 Utility Truck to either the low bidder, Wade Ford, in the amount of \$33,396.00 or to Rozier Ford in the amount of \$34,788.00, after considering the 3 percent local preference given in the past.
10. Consideration of a motion to award the bid for two (2) new refuse trailers to East Manufacturing Corporation for a total amount of \$128,800.00 for both trailers.
11. Consideration of a motion to award the bid for a new knuckleboom trash loader truck to Freightliner of Savannah for a total amount of \$124,097.00.
12. Consideration of a motion to award the bid for a new front loader commercial refuse truck to Peterbilt Truck Centers for a total amount of \$206,995.00

13. Consideration of a Motion to award a contract for the construction of an elevated water storage tank for the Gateway II project in the amount of \$1,034,000.00.
14. Consideration of a Motion to approve a Memorandum of Understanding (MOU) between the City of Statesboro and the Roach Family for utility easements.
15. Reports from Staff:
 - a) City Manager's Report
 - b) Department Head Reports
16. Public Comments (General):
17. Other Business from City Council
18. Consideration of a Motion to enter into Executive Session to discuss "personnel matters" and possible "litigation matters" in accordance with O.C.G.A. §50-14-3 (2010)
19. Consideration of a Motion to Adjourn



**CITY OF STATESBORO
PUBLIC HEARING MINUTES
SEPTEMBER 01, 2011**

A Public Hearing was held on September 01, 2011 at 4:00 p.m. in the Council Chambers at City Hall to solicit input from the public on the proposed 2011 millage rate of 6.358 for property taxes. Present was Mayor Joe Brannen, City Manager Frank Parker, City Clerk Sue Starling, as well as other staff members. There were no citizens present at the meeting.

Mayor Joe Brannen called the Public Hearing to order.

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

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



**CITY OF STATESBORO
CITY COUNCIL MINUTES
SEPTEMBER 07, 2011**

A regular meeting of the Statesboro City Council was held on September 07, 2011 at 9:00 a.m. in the Council Chambers at City Hall. Present were Mayor Joe R. Brannen, Council Members: Tommy Blitch, John Riggs, Gary Lewis and Travis Chance. Also present were City Manager Frank Parker, City Clerk Sue Starling, City Engineer Robert Cheshire, and Director of Community Development Mandi Cody. Absent was Mayor Pro Tem Will Britt.

Invocation and Pledge of Allegiance was given by Councilman Tommy Blitch.

Approval of Minutes:

- a) **August 16, 2011 Council Minutes**
- b) **August 16, 2011 Work Session Minutes**

Councilman Riggs made a motion, seconded by Councilman Blitch to approve the Council Minutes and Work Session Minutes of August 16, 2011. Councilman Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Recognitions/Public Presentations:

- a) **Michael Jones representing the Boys and Girls Club request to speak to Council concerning the Club's needs.**

Michael Jones spoke to Council concerning the functions of the Boys and Girls Club. They also asked Council for assistance to help them expand the Club to provide more room for after school children and teenagers.

- b) **Statesboro Fire Department recognizes firefighters with Departmental Service Metals**

Fire Commander Tim Grams presented a Unit Citation Medal to Battalion Commander Derrel Melton, Division Commander Chris Colson, Firefighter Jason Gammon, Firefighter Anthony Lefebvre, Firefighter Nate Young, Firefighter Derek Stoddard, Firefighter Ricky Hutchinson and Firefighter Brad Bouchillon. Fire Commander Grams also presented a Medal of Valor to Division Commander Chris Colson and Firefighter Jason Gammon.

- c) **Employee of the Month presented to Isaiah Lucas in the Landfill Division of Public Works.**

Human Resource Director Jeff Grant presented Isaiah Lucas "Slim" with the employee of the month award. Mr. Lucas works in the Landfill Division of the City of Statesboro Public Works.

Public Comments (Agenda Item): None

Consideration of a Motion to approve Special Event Permits:

- a) **Gallery reception for Averitt Center for the Arts**
- b) **Theatre Production Intermission for Averitt Center for the Arts**
- c) **Beer tasting and Concert Fundraiser- Georgia Southern Botanical Garden**

Councilman Chance made a motion, seconded by Councilman Lewis to approve the Special Event Permits for the Gallery reception for Averitt Center for the Arts, Theatre Production Intermission for Averitt Center for the Arts, and the Beer tasting and Concert Fundraiser for Georgia Southern Botanical Garden. Councilman Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Consideration of a Motion to approve/deny 2nd reading for the application of alcohol license:

- a) **Kenneth L. Brown (Lily's Café)**

Councilman Lewis made a motion, seconded by Councilman Riggs to approve 2nd reading for the application of an alcohol license for Kenneth L. Brown (Lily's Café). Councilman Blitch, Riggs, Lewis and Chance 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 zoning map amendment and variance request from the Statesboro Zoning Ordinance.

Progress Builders, LLC requests at the following regarding property located at 816 South Main Street.

- a) **APPLICATION # RZ 11-07-02 to rezone from CR (Commercial Retail) to R4 (High Density Residential).**
- b) **APPLICATION # V 11-07-03 from Section 703 of the *Statesboro Zoning Ordinance* regarding density.**
- c) **APPLICATION # V 11-07-04 from Section 702 of the *Statesboro Zoning Ordinance* regarding height.**

Joey Maxwell representing Maxwell Reddick and Co. spoke to Council in favor of the amendment and variance. Councilman Lewis made a motion to include staffs recommended conditions, seconded by Councilman Blitch to approve APPLICATION # RZ 11-07-02 to rezone from CR (Commercial Retail) to R4 (High Density Residential), APPLICATION # V 11-07-03 from Section 703 of the *Statesboro Zoning Ordinance* regarding density and APPLICATION # V 11-07-04 from Section 702 of the *Statesboro Zoning Ordinance* regarding height. Councilman Blitch, Riggs, Lewis and Chance 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 variance request from the *Statesboro Zoning Ordinance*.

- a) **APPLICATION # V 11-07-05**: Tippins-Polk Construction, Inc. requests a variance from Section 1600 of the *Statesboro Zoning Ordinance* regarding parking for property located on Northside Drive West.

John Dotson representing Maxwell Reddick and Associates spoke in favor of the request. Councilman Lewis made a motion, seconded by Councilman Riggs to approve **APPLICATION # V 11-07-05**: Tippins-Polk Construction, Inc. requests a variance from Section 1600 of the *Statesboro Zoning Ordinance* regarding parking for property located on Northside Drive West. Councilman Blitch, Riggs, Lewis and Chance voted in favor of the motion. The motion carried by a 4-0 vote.

Councilman John Riggs left the Council meeting at 9:50 a.m. and was absent for the remainder of the meeting.

Public Hearing and Consideration of a Motion to approve Resolution 2011-29: A Resolution setting the millage rate for Ad Valorem (Property) Taxes for the 2011 Calendar Year for the City of Statesboro at 6.358.

Councilman Lewis made a motion, seconded by Councilman Chance to approve **Resolution 2011-29**: A Resolution setting the millage rate for Ad Valorem (Property) Taxes for the 2011 Calendar Year for the City of Statesboro at 6.358. Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

Consideration of a Motion to approve the due date for the City of Statesboro Property Tax Bills to be December 20, 2011

Councilman Chance made a motion, seconded by Councilman Lewis to approve the due date for the City of Statesboro Property Tax Bills for December 20, 2011. Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

Consideration of a motion to temporarily suspend the following occupational tax certificates (business licenses) of the following establishments:

- a) **Phone Net Sweeps: 120 Northside Drive East**
- b) **Cyber Center Café: 441 and 443 South Main Street**
- c) **Advance South, LLC dba Statesboro Business Center: 860 Buckhead Drive Suite A3**

Councilman Lewis made a motion, seconded by Councilman Chance to suspend the following occupational tax certificates (business licenses) of the following establishments: Phone Net Sweeps: 120 Northside Drive East, Cyber Center Café: 441 and 443 South Main Street, Advance

South, LLC dba Statesboro Business Center: 860 Buckhead Drive Suite A3. Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

Consideration of a Motion to approve Resolution 2011-30: A Resolution approving the placement of a temporary moratorium for 6 months regarding occupational tax certificates (business license) for internet sweepstake cafes.

Councilman Chance made a motion, seconded by Councilman Lewis to approve Resolution 2011-30: A Resolution approving the placement of a temporary moratorium for 6 months regarding occupational tax certificates (business license) for internet sweepstake cafes. Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

Consideration of a motion to declare a 1985 Ford bucket truck as surplus and be disposed of by electronic auction

Consideration of a motion to declare a 1990 Ford dump body truck as surplus and be disposed of by electronic auction

Councilman Chance made a motion, seconded by Councilman Blitch to declare a 1985 Ford bucket truck and a 1990 Ford dump body truck as surplus and be disposed of by electronic auction. Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

Consideration of a Motion to award the purchase of two (2) 2011 Ford F-150 Styleside Super cab Pick-up trucks, for the Water/Wastewater Department, to Rozier Ford in the amount of \$40,564.00

Councilman Chance made a motion, seconded by Councilman Blitch to award the purchase of two (2) 2011 Ford F-150 Style side Super cab Pick-up trucks, for the Water/Wastewater Department, to Rozier Ford in the amount of \$40,564.00. Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

Consideration of a Motion to approve the purchase of a dump truck for the City of Statesboro Natural Gas Department thru the Georgia State Contract

Councilman Lewis made a motion, seconded by Councilman Blitch to purchase of a dump truck for the City of Statesboro Natural Gas Department thru the Georgia State Contract not to exceed \$63,000.00. Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

Consideration of a Motion to award the bid for a 2012 Ford F-450 Cab and Chassis to Wade Ford(Smyrna, Ga.) in the amount of \$26,425.00.

Councilman Chance made a motion, seconded by Councilman Blitch to award the bid for a 2012 Ford F-450 Cab and Chassis to Wade Ford (Smyrna, Ga.) in the amount of \$26,425.00.

Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

Consideration of a Motion to award the bid for a 2012 Ford F-350 Cab and Chassis with service body to Wade Ford (Smyrna, Ga.) in the amount of \$31,440.00.

Councilman Chance made a motion, seconded by Councilman Lewis to award the bid for a 2012 Ford F-350 Cab and Chassis with service body to Wade Ford (Smyrna, Ga.) in the amount of \$31,440.00. Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

Reports from Staff:

- a) City Manager's Report**
- b) Department Head Reports**

City Engineer Robert Cheshire reported the Robin Hood Trail project was complete and the Church Street improvements were 90% complete.

Director of Community Development Mandi Cody updated Council on the code compliance for dilapidated houses and also stated her department has partnered with some of the neighborhoods to help clean up their area.

Director of Water/Wastewater Wayne Johnson stated the (MOU) for the Southeast Quadrant was complete.

Finance Director Cindy West stated the City of Statesboro has received the "Certificate of Achievement for Excellence in Financial Reporting" Award.

Public Comments (General): None

Other Business from City Council

City Manager Frank Parker stated the Planning Commission has a vacant seat that needs to be filled. He also stated he would be bringing back to Council a proposal to change the board from a 5 member board to a 7 member board along with some recommendations to fill the vacancies.

Mayor Brannen congratulated Councilman Travis Chance and Mayor Pro Tem Will Britt on keeping their Council seats for the next 4 years. He also welcomed the GSU and OTC students back for the new school year.

Consideration of a Motion to Adjourn

Councilman Lewis made a motion, seconded by Councilman Chance to adjourn. Councilman Blitch, Lewis and Chance voted in favor of the motion. The motion carried by a 3-0 vote.

The meeting was adjourned at 10:25 a.m.



**CITY OF STATESBORO
CITY COUNCIL WORK SESSION MINUTES
SEPTEMBER 07, 2011**

A work session of the Statesboro City Council was held on September 7, 2011 at 10:40 a.m. in the Council Chambers at City Hall. Present were Mayor Joe Brannen and Council Members: Tommy Blich and Travis Chance. Absent were Council Members: Will Britt, John Riggs and Gary Lewis. Also present were City Manager Frank Parker and City Clerk Sue Starling.

Topic of Discussion:

a) Recommended changes to the Solid Waste Ordinance

City Engineer Robert Cheshire, Senior Assistant City Engineer Jason Boyles updated Council on the proposed changes concerning the Solid Waste Ordinance. Most of the changes discussed would be to delete some of the outdated language. Other areas would include enforcing the Ordinances as they were written; such as property owners would be responsible for paying dumpster fees for their rental property.

The meeting adjourned at 12:00 P.M.

There was no action taken at this meeting.

CITY OF STATESBORO, GEORGIA

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

DATE OF APPLICATION 7-22-11 NEW ☒ RENEWAL ☐

TYPE OF BUSINESS TO BE OPERATED:

<input type="checkbox"/>	RETAIL BEER & WINE PACKAGED ONLY	\$1,250.00
<input 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 Samuel C Chaney

OWNERS NAME Samuel Chaney + Samuel C Chaney

DBA (BUSINESS NAME) CC Lounge

BUSINESS ADDRESS 441 South Main St Statesboro Ga 30458

BUSINESS MAILING ADDRESS (Same) space 1D + 3B

BUSINESS TELEPHONE # 404-312-1093 - Father

APPLICANTS HOME ADDRESS

APPLICANTS HOME PHONE #

APPLICANTS AGE 55 DATE OF BIRTH 22

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? CEO

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

PLEASE LIST BELOW: Father + Son

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: July 25, 2010

TO: Teresa Skinner, Tax Clerk

SUBJECT: BUSINESS OCCUPATION TAX APPLICATION (441 South Main Street – CC Lounge).

The Department of Community Development has reviewed the business occupation tax application submitted by the CC Lounge for 441 South Main Street. The applicant is proposing "Lounge / 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: 441 South Main Street is located in the PUD/CR (Planned Unit Development / Commercial Retail) district.
- 2) Zoning Use Classification: Per Article X, by reference to Article VIII, a "restaurant" may be classified in the CR (Commercial Retail) district as

- 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 for an occupation tax certificate.

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 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 for approval 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,

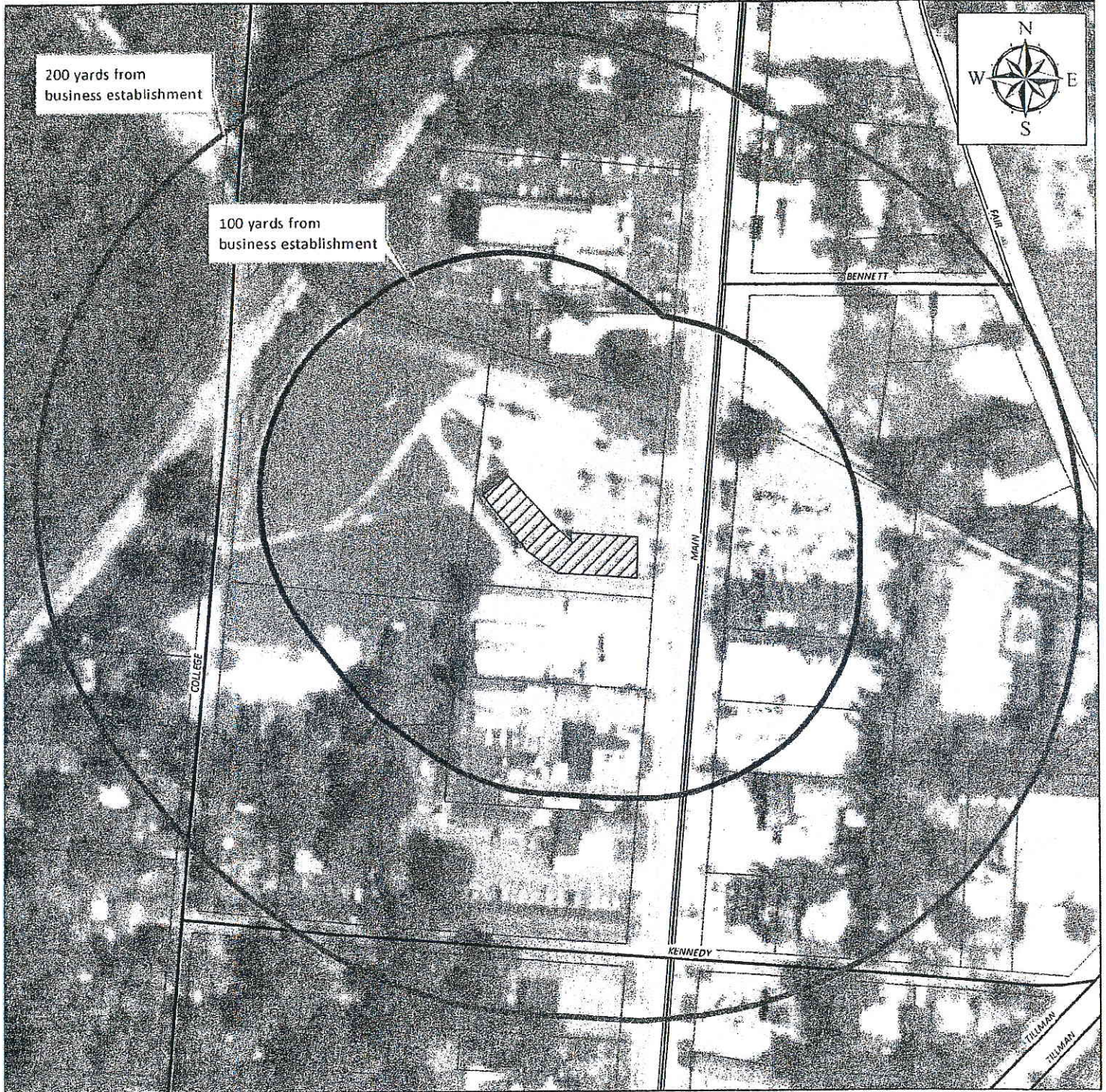
Martin Laws,
City Planner

Attachments: Proximity Map

Application for Alcohol Beverage License




CC Lounge

Proximity Restriction Review



Note: This map was prepared in accordance with Section 6-57 (c) of the Statesboro Municipal Code.

0 20 40 80 Yards

-  CC Lounge
-  100 yard radius per Section 6-57 (a)(1)(a), (a)(2) and (a)(3)
-  200 yard radius per Section 6-57 (a)(1)(a)

The City of Statesboro
Community Development Department
July 25, 2011





Statesboro Fire Department

Established by the City of Statesboro, Georgia
and operating as an independent agency



Wendell Turner
Director of Public Safety

Print Date: 9/13/2011

INSPECTION SUMMARY REPORT

Page 1 of 1

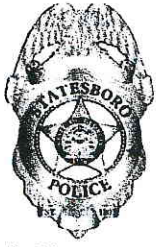
Name: C.C's Place		
441S Main ST, STATESBORO		
Date: 9/13/2011	Contact: Samuel Chaney	
Inspector Name:	Fire Inspector Dallas K McPhee	Date notice sent: 9/13/2011
Type of Inspection:	Complete	
Property Notes:	Business Owner Samuel Chaney E-Mail Address :peggybchaney@gmail.com	
Fire Code Reference	Discrepancy / Remarks	Date Resolved
N/A	No violations noted Recomend issuance of OTC and CO	
Note	Reclassified Bottom floor is to be opened only for business until the second floor can be reclassified by the state fire marshall's office	

Inspector Signature

Dallas K McPhee

Site Signature

Samuel Chaney



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

August 8, 2011

Sue Starling, City Clerk
City of Statesboro

Via Hand-Delivery

REF: Licensing

BUSINESS: CC Lounge, 441 S. Main St., Statesboro, GA
APPLICANT: Samuel Chaney Sr., 4400 Coatsworth Dr., Rex, GA

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

Respectfully submitted,

A handwritten signature in cursive script that reads "J.R. Holloway".

Commander J.R. Holloway



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

July 29, 2011

Sue Starling, City Clerk
City of Statesboro

Via Hand-Delivery

REF: Licensing

BUSINESS: CC Lounge, 441 S. Main St., Statesboro, GA
APPLICANT: Samuel Christopher Chaney, 311 Rogers Rd., Statesboro

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

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Major Scott P. Brunson", with a long horizontal flourish extending to the right.

Major Scott P. Brunson

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

APPLICATION FOR A SPECIAL EVENT PERMIT

DATE OF APPLICATION 9-7-2011

DATE OF EVENT 9-30-2011

TIME OF EVENT 9:14-3

LOCATION OF EVENT Spring Hill Marriott Ballroom

TYPE OF EVENT (DETAILED DESCRIPTION) Benefit Ball to raise

money for Cancer Research. Dress to dinner Semi-formal Event. - Dining, music - Pic Sold tickets, And at the Door

PRODUCTS TO BE SERVED: ☒ BEER ☒ WINE ☐ LIQUOR

** ALCOHOL MUST BE PURCHASED THROUGH A LICENSED WHOLESALE DISTRIBUTOR.

**THE APPLICANT IS NOT ALLOWED TO HAVE A CASH BAR AT THE EVENT.

ARE FLYERS BEING DISTRIBUTED? ☐ YES ☒ NO
IF YES ATTACH TO APPLICATION.

NAME OF APPLICANT Jerry Ross

APPLICANT'S ADDRESS 1801 Chandler Rd. Statesboro GA

APPLICANT'S PHONE NUMBER 912 321 9914

APPLICANT IS REQUIRED TO ATTEND THE COUNCIL MEETING.
I HAVE READ AND AGREE TO THE REQUIREMENTS OF THIS PERMIT.

Jerry Ross
SIGNATURE OF APPLICANT

OFFICE USE:

DATE OF COUNCIL MEETING _____

DATE APPROVED BY MAYOR AND CITY COUNCIL _____

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

APPLICATION FOR A SPECIAL EVENT PERMIT

DATE OF APPLICATION 9/13/11

DATE OF EVENT 10/1/11

TIME OF EVENT 3pm untill 12:00am

LOCATION OF EVENT The Belle House -

TYPE OF EVENT (DETAILED DESCRIPTION) _____

Wedding Reception

PRODUCTS TO BE SERVED: ☒ BEER ☒ WINE ☐ LIQUOR

**** ALCOHOL MUST BE PURCHASED THROUGH A LICENSED WHOLESALE DISTRIBUTOR.**

****THE APPLICANT IS NOT ALLOWED TO HAVE A CASH BAR AT THE EVENT.**

ARE FLYERS BEING DISTRIBUTED? YES ☒ NO
IF YES ATTACH TO APPLICATION.

NAME OF APPLICANT Jeffrey Alan Wohelski (millhouse)

APPLICANT'S ADDRESS 156 Sandalwood Cir Statesboro, GA 30458

APPLICANT'S PHONE NUMBER (803) 920-5559

APPLICANT IS REQUIRED TO ATTEND THE COUNCIL MEETING.
I HAVE READ AND AGREE TO THE REQUIREMENTS OF THIS PERMIT.

Jeffrey A Wohelski
SIGNATURE OF APPLICANT

OFFICE USE:

DATE OF COUNCIL MEETING _____

DATE APPROVED BY MAYOR AND CITY COUNCIL _____

**ORDINANCE #2011-07: AN ORDINANCE AMENDING CHAPTER 2 OF THE
STATESBORO MUNICIPAL CODE REGARDING AUTHORITIES, BOARDS AND
COMMISSIONS – STATESBORO PLANNING COMMISSION**

THAT WHEREAS, the City has previously adopted an ordinance concerning the administration of the Statesboro Planning Commission; and

WHEREAS, the City Manager has proposed amendments to address the number of members serving as commissioners for the Statesboro Planning Commission, and the Mayor and City Council wish to incorporate these changes into the Statesboro Municipal Code;

NOW THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Statesboro, Georgia in regular session assembled that Chapter 2, Authorities, Boards and Commissions, of the Code of Ordinances of the City of Statesboro is hereby amended as follows:

Section 1. Section 2-67, of Article II, Chapter 2, Division 3 of the Statesboro Code of Ordinances, said Ordinance regulating the Statesboro Planning Commission shall be repealed and replaced in whole to state as follows:

The membership of the planning commission shall consist of seven (7) members who shall be appointed by the governing body. The appointment of members of the planning commission upon the effective date of this division shall be as follows:

- (1) Three members shall be appointed for terms of two years.
- (2) Two members shall be appointed for terms of four years.

Each successor appointed to the planning commission thereafter shall be appointed for a term of four years. Members may be appointed to two successive terms.

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. That this Ordinance shall be and remain in full force and effect from and after its adoption on two separate readings.

First Reading: September 20, 2011

Second Reading: October 4, 2011

CITY OF STATESBORO, GEORGIA

Joe R. Brannen, Mayor

Attest to:

Sue Starling, City Clerk

Memo

To: Mr. Frank Parker
From: Van H. Collins
CC: Wayne Johnson & Danny Lively
Date: September 12, 2011
Re: Recommendation to award the purchase of a 2011 or 2012 Ford F450 Utility Truck to either the low bidder, Wade Ford, in the amount of \$33,396.00 or to Rozier Ford in the amount of \$34,788.00, after considering the 3 percent local preference given in the past.

Bids were received and opened on September 8, 2011 for the purchase of a 2011 or 2012 Ford F450 Utility Truck. We received (2) bids which were as follows:

Wade Ford	\$33,936.00
Rozier Ford	\$34,788.00

We have 38,000.00 approved in the FY2012 Capital Improvement program, project #WWWD-73, to purchase this unit. As you can see, this unit will be well under budget. Also, Wade Ford is the low bidder in the amount of \$33,936.00, but if you consider the 3 percent local preference given in the past, Rozier Ford is within that percentage. Rozier Ford's bid of \$34,788.00 is only 2.5 percent more than the low bidder. Therefore, I have decided to let the Mayor and Council make the recommendation of their choosing.

As always, I appreciate any consideration given to this request.

Wade Ford

**City of Statesboro
2011 or 2012 Cab and Chassis w/
Service Body**

1. 15,000 GVWR cab and chassis minimum
2. 6.7 L Gas or Diesel Engine minimum
3. Automatic Transmission w/ overdrive lock up
4. Limited Slip Axle
5. Stainless Steel exhaust
6. Power Steering
7. 4-Wheel Disc Brakes w ABS
8. Heavy Duty Shocks Front and Rear
9. Steel Wheels w Standard Tires for vehicle type
10. Factory Air Conditioning
11. AM/FM radio w Clock
12. Power outlets in cab
13. All appropriate dash indicators
14. 40/20/40 split bench vinyl seat
15. Full head liner, vinyl flooring and cab back insulator
16. 162 minimum Wheel Base (Must coordinate w service body).
17. Cab Color: White
18. All equipment and features considered standard shall be included unless otherwise indicated by specifications in this package.

Bid Price shall include delivery to the City of Statesboro's Public Works Facility. Also, bid price shall include both cab and chassis as well as utility body being bid. It shall be the responsibility of the bidder to fully assemble and deliver cab and chassis with service body attached. See follow page for utility body specifications.

Bid Price: \$ 33,936⁰⁰

Delivery Time: APPROX 10-12 WKS ACD



12130 Highway 301 South • P. O. Box 476 • Statesboro, GA 30459

Phone (912) 681-3800 • Fax (912) 681-9201

SEPTEMBER 8, 2011

TO: CITY OF STATESBORO

SUBJECT: QUOTE ON F450

Rozier - 34,788⁰⁰
Wade - 33,936⁰⁰

SPECIFICATIONS:

2012 FORD F450 CHASSIS CAB
16,500# GVWR PACKAGE
6.8L EFI V10 GAS ENGINE
5-SPEED AUTOMATIC TRANSMISSION
4.88 LIMITED SLIP REAR AXLE
MOLDED BLACK STEP / FRONT TOW HOOKS (STANDARD)
AIR CONDITIONER / AM/FM STEREO RADIO
225 BSW ALL SEASON TIRES 19.5" STEEL WHEELS
POWER STEERING / POWER DISC BRAKES FT/RR ABS
HEAVY DUTY FRONT AND REAR SHOCKS
AUXILIARY POWER POINT IN CAB / DASH INDICATORS
40/20/40 VINYL BENCH SEAT / HEADLINER / VINYL FLOORING
CAB INSULATOR / 165" WHEELBASE / 84" CAB TO AXLE
ALL STANDARD FEATURES

BODY: KNAPHEIDE 6132D54J SERVICE BODY
AS PER SPECS

QUOTE: \$34,788.00

DELIVERY TIME 8 TO 12 WEEKS

THANKS,


BRENT B. WALKER
FLEET MANAGER

"The Right Way"
www.rozierfordlm.com

"The Rozier Way"
www.rozierfordusedcars.com

City of Statesboro
2011 or 2012 Cab and Chassis w/
Service Body

1. 15,000 GVWR cab and chassis minimum ✓
2. 6.7 L Gas or Diesel Engine minimum ✓
3. Automatic Transmission w/ overdrive lock up ✓
4. Limited Slip Axle ✓
5. Stainless Steel exhaust ?
6. Power Steering ✓
7. 4-Wheel Disc Brakes w ABS ✓
8. Heavy Duty Shocks Front and Rear ✓
9. Steel Wheels w Standard Tires for vehicle type ✓
10. Factory Air Conditioning ✓
11. AM/FM radio w Clock ✓
12. Power outlets in cab ✓
13. All appropriate dash indicators ✓
14. 40/20/40 split bench vinyl seat ✓
15. Full head liner, vinyl flooring and cab back insulator ✓
16. 162 minimum Wheel Base (Must coordinate w service body). ✓
17. Cab Color: White ✓
18. All equipment and features considered standard shall be included ✓
unless otherwise indicated by specifications in this package.

Bid Price shall include delivery to the City of Statesboro's Public Works Facility. Also, bid price shall include both cab and chassis as well as utility body being bid. It shall be the responsibility of the bidder to fully assemble and deliver cab and chassis with service body attached. See follow page for utility body specifications.

Bid Price: \$ 34,788 00

Delivery Time: 8 to 12 weeks



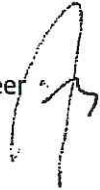
City of Statesboro
Engineering Department – Public Works

P.O. Box 348
Statesboro, Georgia 30459

912.764.0681 (Voice)
912.764.7680 (Fax)

MEMO

To: Frank Parker, City Manager

From: Jason Boyles, Senior Assistant City Engineer 

Date: September 14, 2011

Re: Recommendation of Bid Award for Purchase of Two (2) New Refuse Trailers

On September 13, 2011 the city received two sealed bids for the purchase of two (2) new refuse trailers. I have reviewed both bids received and the lowest bid that meets (or exceeds) all minimum specifications was received from East Manufacturing Corporation for a 2012 Unloader model refuse trailer. Their bid for both trailers is in the total amount of \$128,800.00 (\$64,400.00 each). This is also the same make and model of refuse trailer as our current fleet of refuse trailers.

The bids received are as follows:

<u>Vendor</u>	<u>Total Bid for (2) Trailers</u>
East Manufacturing Corp.	\$128,800.00
Freightliner of Savannah	\$134,926.00

Darren and I recommend the bid be awarded to East Manufacturing Corporation in the amount of \$128,800.00

Thank you for your assistance and attendance at our mandatory pre-bid meeting and at the bid opening. If I can be of further assistance please do not hesitate to contact me.

Cc: Robert Cheshire, PE, City Engineer
Darren Prather, Purchasing Director
Mickey Dickey, Landfill Superintendent



City of Statesboro
Engineering Department – Public Works

P.O. Box 348
Statesboro, Georgia 30459

912.764.0681 (Voice)
912.764.7680 (Fax)

MEMO

To: Frank Parker, City Manager
From: Jason Boyles, Senior Assistant City Engineer
Date: September 14, 2011
Re: Recommendation of Bid Award for New Knuckleboom Trash Loader Truck

On September 13, 2011 the city received four sealed bids for the purchase of a new knuckleboom trash loader truck. I have reviewed all bids received and the lowest bid that meets (or exceeds) all minimum specifications is for a 2012 Freightliner cab & chassis with a PacMac KB20H loader and body submitted by Freightliner of Savannah. Their bid is in the total amount of \$124,097.00. This is also the same make truck and loader, and from the same vendor, as our last knuckleboom loader truck purchased a few months ago.

The bids received are as follows:

<u>Vendor</u>	<u>Total Bid</u>
Freightliner of Savannah	\$124,097.00
Peterbilt Truck Centers	\$127,500.00
Consolidated Disposal	\$129,296.00
Consolidated Disposal	\$130,711.00

Darren and I recommend the bid be awarded to Freightliner of Savannah in the amount of \$124,097.00.

Thank you for your assistance and attendance at our mandatory pre-bid meeting and at the bid opening. If I can be of further assistance please do not hesitate to contact me.

Cc: Robert Cheshire, PE, City Engineer
Darren Prather, Purchasing Director
Mike Clifton, Sanitation Superintendent



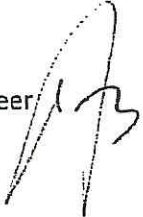
City of Statesboro
Engineering Department – Public Works

P.O. Box 348
Statesboro, Georgia 30459

912.764.0681 (Voice)
912.764.7680 (Fax)

MEMO

To: Frank Parker, City Manager

From: Jason Boyles, Senior Assistant City Engineer 

Date: September 14, 2011

Re: Recommendation of Bid Award for New Commercial Refuse Truck

On September 13, 2011 the city received four sealed bids for the purchase of a new commercial (front loader) refuse truck. I have reviewed all bids received and the lowest bid that meets (or exceeds) all minimum specifications is for a 2012 Peterbilt cab & chassis with a 2012 New Way body submitted by Peterbilt Truck Centers (of Savannah). Their bid, including optional warranties, is in the total amount of \$206,995.00. Further, their bid indicates that they can make delivery of this truck within 120 days, which is considerably less than the 180 day maximum deadline specified in the bid documents. The early delivery of this truck should save the City of Statesboro a considerable amount of on-going maintenance fees of our current trucks.

The bids received are as follows:

<u>Vendor</u>	<u>Total Bid w/ Warranties</u>	<u>Delivery Timeframe Indicated</u>
Peterbilt Truck Centers	\$206,995.00	120 days
Consolidated Disposal	\$204,100.00	180-255 days (excluding holidays)
Consolidated Disposal	\$218,331.00	90-120 days (excluding holidays)
Freightliner of Savannah	\$221,895.00	45-75 days

After much discussion, Darren and I recommend the bid be awarded to Peterbilt Truck Centers in the amount of \$206,995.00.

Thank you for your assistance and attendance at our mandatory pre-bid meeting and at the bid opening. If I can be of further assistance please do not hesitate to contact me.

Cc: Robert Cheshire, PE, City Engineer
Darren Prather, Purchasing Director
Mike Clifton, Sanitation Superintendent

Memo



TO: Frank Parker, City Manager
FROM: Darren Prather, Purchasing Director
DATE: 9-15-2011
Re: Bid Award: Gateway Phase II Elevated Storage Tank

The City of Statesboro solicited sealed bids for an elevated water storage tank to be located at the Gateway Phase II project site. This opportunity was bid out, advertised and conducted in accordance with all pertinent state and local laws pertaining to this public works project. The City of Statesboro received three (3) sealed bids and they are as follows:

<u>Contractor</u>	<u>Bid Amount</u>
1. CB&I, Inc. (Alpharetta, GA)	\$1,034,000.00
2. Phoenix Fabricators & Erectors, Inc. (Avon, IN)	\$1,186,920.00
3. Caldwell Tanks, Inc. (Louisville, KY)	\$1,042,000.00

Having met all of the required specifications required by the design engineers for this project and having offered the lowest responsive and responsible bid, I recommend that the City of Statesboro award the construction contract to CB&I, Inc. in the amount of \$1,034,000.00.



Joe R. Brannen, Mayor

COUNCIL

Thomas N. Blitch - DISTRICT 1
Gary L. Lewis - DISTRICT 2
William P. Britt - DISTRICT 3
John C. Riggs - DISTRICT 4
Travis L. Chance - DISTRICT 5

CITY OF STATESBORO

WATER & WASTEWATER
302 BRIARWOOD ROAD
STATESBORO, GEORGIA 30458
(912) 681-1161
FAX: (912) 681-8932

H. Wayne Johnson,
Director of Water & Wastewater
Van H. Collins,
Assistant Director of Water &
Wastewater
Matthew Aycok,
Wastewater Superintendent
Aulbert Brannen III,
Maintenance Superintendent
Danny Lively,
Water Superintendent

MEMORANDUM

September 15, 2011

To: Mr. Frank Parker, City Manager

From: Wayne Johnson, Director of Water & Wastewater

RE: ELEVATED STORAGE TANK: GATEWAY PHASE II:

We have received and opened three bids on the 1,500,000 gallon elevated storage tank to be located within Gateway Phase II. Attached is the Bid Abstract and Engineers recommendation to award the bid to the low bidder "CB&I, INC." in the amount of \$1,034,000.00.

I recommend approval of the low bid.



HUSSEY, GAY, BELL & DEYOUNG, INC.
CONSULTING ENGINEERS

September 13, 2011

Honorable Joe Brannen
Mayor
City of Statesboro
P.O. Box 348
50 E. Main Street
Statesboro, Georgia 30458

RE: GATEWAY PHASE II INDUSTRIAL PARK
ELEVATED STORAGE TANK

Dear Mayor Brannen:

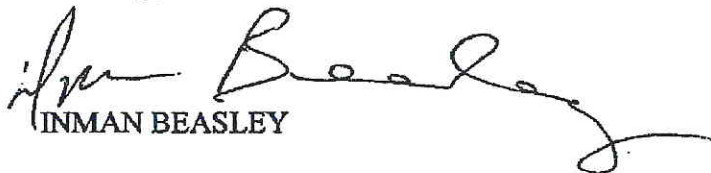
The following bids were received on September 13, 2011 for the above referenced project:

CB & I, Inc.	\$1,034,000.00
Caldwell Tanks, Inc.	\$1,042,000.00
Phoenix Fabricators and Erectors, Inc.	\$1,186,920.00

As indicated, the low bid was submitted by CB & I, Inc. It is recommended they be awarded a contract in the amount of \$1,034,000.00. The successful bidder has the resources to successfully prosecute the work.

Also enclosed are three (3) copies of the Abstract of Bids for your use.

Sincerely,


INMAN BEASLEY

enclosures

cc: Darren Prather
Bill Lovett
Bob Whelchel

329 COMMERCIAL DRIVE (31406) • P.O. BOX 14247 • SAVANNAH, GEORGIA 31416-1247 • TELEPHONE 912.354.4626 • FACSIMILE 912.354.6754

625 Green Street, N.E.
Gainesville, GA 30501
Telephone: 770.535.1133
Facsimile: 770.535.1134

474 Wando Park Blvd., Suite 201 (29464)
P.O. Box 1771
Mt. Pleasant, SC 29465
Telephone: 843.849.7500
Facsimile: 843.849.7502

1219 Assembly Street (29201)
P.O. Box 7967
Columbia, SC 29202
Telephone: 803.799.0444
Facsimile: 803.799.1499

www.hgbd.com

ABSTRACT OF BIDS
GATEWAY PHASE II INDUSTRIAL PARK
ELEVATED STORAGE TANK
CITY OF STATESBORO, GEORGIA

Bids received: September 13, 2011

CB&I, Inc.
Alpharetta, GA

Caldwell Tanks,
Inc.
Louisville, KY

Phoenix Fabricators
and Erectors, Inc.
Avon, IN

500,000 GALLON ELEVATED STORAGE TANK

ITEM NO.	DESCRIPTION	ESTIMATE QUANTITY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1.	Site Work	1 LS	\$ 30,000.00	\$ 30,000.00	\$ 23,000.00	\$ 23,000.00	\$ 15,000.00	\$ 15,000.00
2.	12-inch DI Water Main (Poly wrapped)	53 LF	\$ 100.00	\$ 5,300.00	\$ 50.00	\$ 2,650.00	\$ 45.00	\$ 2,385.00
3.	12-inch Gate Valve	3 EA	\$ 1,750.00	\$ 5,250.00	\$ 2,000.00	\$ 6,000.00	\$ 2,000.00	\$ 6,000.00
4.	Tank Overflow	1 LS	\$ 10,235.00	\$ 10,235.00	\$ 2,000.00	\$ 2,000.00	\$ 3,000.00	\$ 3,000.00
5.	5a. Elevated Water Storage Tank (500,000 Gallon)	1 LS	\$ 818,840.00	\$ 818,840.00	\$ 779,237.00	\$ 779,237.00	\$ 883,422.00	\$ 883,422.00
5b.	Foundation - Concrete Cap or ringwall, concrete piling or drilled shafts-lengths as required by foundation design of the tank manufacturer and Concrete Floor	1 LS	\$ 90,000.00	\$ 90,000.00	\$ 155,000.00	\$ 155,000.00	\$ 200,000.00	\$ 200,000.00
6.	Electrical Work	1 LS	\$ 25,262.00	\$ 25,262.00	\$ 25,000.00	\$ 25,000.00	\$ 28,000.00	\$ 28,000.00
7.	SCADA Allowance	1 LS	\$ 49,113.00	\$ 49,113.00	\$ 49,113.00	\$ 49,113.00	\$ 49,113.00	\$ 49,113.00
TOTAL - ALL WORK -				\$ 1,034,000.00		\$ 1,042,000.00		\$ 1,186,920.00

BASED UPON 365 DAYS CONSTRUCTION TIME

Bid Bond
Addendum No. 1

5%
x

5%
x

5%
x

I certify that this is a correct Abstract of Bids
received September 13, 2011

John Beasley
JOHN BEASLEY
HUSSEY, GAY, BELL & DEYOUNG, INC.
CONSULTING ENGINEERS
SAVANNAH, GEORGIA

*Contractor changed 5b to read,
5b. Foundation-Ringwall, foundation design of the tank
manufacturer and Concrete Floor



Joe R. Brannen, Mayor

COUNCIL

Thomas N. Blitch - DISTRICT 1
Gary L. Lewis - DISTRICT 2
William P. Britt - DISTRICT 3
John C. Riggs - DISTRICT 4
Travis L. Chance - DISTRICT 5

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Matthew Aycock,
Wastewater Superintendent
Aulbert Brannen III,
Maintenance Superintendent
Danny Lively,
Water Superintendent

MEMORANDUM

September 15, 2011

To: Mr. Frank Parker, City Manager

From: Wayne Johnson, Director of Water & Wastewater

RE: Southeast Quadrant Water/Sewer MOU for Required Easements;

Attached is the Memorandum of Understanding (MOU) between the City and the Roach Family needed to secure the sewage pump station site and the required utility easements.

Please place this on the September 20, 2011 Council Agenda for their consideration. The conditions requested by the landowner are acceptable to the Water/Sewer Department and are in line with previous agreements for easements.

I recommend approval so that we may proceed with advertising this project for bid.

Memorandum of Understanding

Between

The City of Statesboro and Hal Roach, Jr. and Langston Properties, LLP

THIS AGREEMENT made and entered into this ____ day of July, 2011, by and between the City of Statesboro, a political subdivision of the State of Georgia, acting by and through its duly elected officials (hereinafter referred to as "City") and Hal Roach, Jr. and Langston Properties, LLP (hereinafter referred to as "Land Owners").

WITNESSETH:

WHEREAS, Land Owners have an interest in the delivery of City natural gas, water and sewer services to their property located in the vicinity of Langston Chapel Road lying both north and south of Langston Chapel Road and east and west of a branch which the easement generally follows and being designated as tax parcels 077 000052A000 and MS54000026 000 by the Bulloch County Tax Assessor's Office (hereinafter referred to as "Property") in order to encourage future development of the property; and

WHEREAS, the City of Statesboro desires to acquire utility easements across the property of Land Owners for the purpose of installing water, sewer and natural gas lines and a sewer lift station upon Land Owners' property in accordance with plans which the parties have reviewed;

THEREFORE, in consideration of the mutual covenants herein, and for other good and valuable consideration, the parties hereunto agree as described in the attached Exhibit "A".

THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK. SIGNATURES ON FOLLOWING PAGE.

**SIGNATURES TO MEMORANDUM OF UNDERSTANDING BETWEEN
THE CITY OF STATESBORO AND
HAL ROACH, JR. AND LANGSTON PROPERTIES, LLP**

IN WITNESS WHEREOF, the parties hereto set their hands and seals.

APPROVED BY:

FOR THE CITY OF STATESBORO:

JOE R. BRANNEN
MAYOR

Date

ATTESTED BY:

SUE STARLING
CITY CLERK

Date

FOR HAL ROACH, JR.:

FOR LANGSTON PROPERTIES, LLP:

HAL ROACH, JR.

BY: HAL ROACH, JR.

BY: LORETTA R. JOHNSON

BY: CARMEN R. POWELL

EXHIBIT "A"

1. The lift station shall be placed on Land Owners' property at an agreed upon location, which is south of Langston Chapel Road and east of Seaborn Proctor Road. The size and shape of the parcel required to accommodate the installation of the lift station shall be agreed upon by both parties prior to construction. The lift station shall be adequately screened in a manner which is acceptable to the Land Owners.
2. The City of Statesboro shall agree that at such future time as Land Owners, successors or assigns submits plans for development of any portion of land adjoining the easement, whether east or west of the branch which the easement generally follows, the City shall acquire any required wetlands permits, purchase any required wetlands mitigation credits and cause the appropriate size sewer main or stub out to be installed to a point 10 feet outside of wetlands, as designated by or designed by Land Owners, successors or assigns. The number of locations to receive a sewer main / stub out shall be restricted to 6 separate locations and shall be in addition to any stub outs shown on the agreed final plan.
3. City, at no cost to the Land Owners, shall extend a sewer main of sufficient size and material from the proposed lift station for future development of the Property located south of Langston Chapel Road to an agreed location.
4. City, in addition to the proposed sewer, shall place a water main twelve inches (12") in diameter along the northern right of way of Langston Chapel Road as depicted on the Sewer Master Plan prepared by Hussey, Gay, Bell and DeYoung, dated September 8th, 2010 from the western boundary to the eastern property boundary of the Property adjacent to the right of way of Langston Chapel Road. The said main shall incorporate three 12 inch stubs with valves to allow the main to be extended in the future through the Property located north, and south of Langston Chapel Road and east and west of the proposed sewer main, (including any necessary bore under said road).
5. City agrees to provide a credit to the Land Owners for the installation of water and sewer taps. The total value of said credit shall be the equivalent of twenty (20) two-inch water taps and twenty (20) six-inch sewer taps. Credit equivalent to the value of the taps may be applied to various size water and sewer taps in accordance with the City's standard schedule of fees and charges that is in effect at the time the request for the installation of a tap is made. The cap on water and sewer tap fees shall be aggregate to all Land Owners. The distribution and the usage of the tap fee credits shall be governed by the Land Owners. Any request for credit for tap fees shall not be applied to Aid-to-Construction (ATC) fees.
6. City agrees to entertain a request of the Land Owners for rezoning of the affected property in the event that the Land Owners' property is annexed into the city limits of the City of Statesboro. Any such request for rezoning must be processed through the City's normal procedures and City does not warrant that rezoning of the property will be granted.

7. The City agrees that notification shall be given to the designated agent(s) of Land Owners 72 hours in advance of the City of Statesboro or its Contractors and/or subcontractors entering the property to perform construction and/or routine maintenance. In emergency situations the 72 hour notification shall be waived but City shall make all reasonable efforts to notify Land Owners' designated agent(s) as soon as possible upon entering the property. For the present the City shall use the following Contact information: Hal Roach, Jr., Cell: (912) 541-2498, Home: (912) 764-4015, Office: (912) 489-8648 or John Roach Cell: (912) 688-3912, Home: (912) 489-3780, Cell: (912) 536-1010, or such other agents contact information as Land Owners may provide in the future in writing.
8. The City of Statesboro, shall, at its own expense, construct a gate at the property line at each end of the utility easement and at all road intersections with the easement to deter trespassers. Said gates shall be locked at all times and 8 keys, to said gate, shall be provided to the Land Owners for their use.
9. The City of Statesboro shall be responsible for operating and maintaining the proposed utility easement and all facilities, pipes, equipment or improvements thereon at their own expense and shall adhere to the rules and regulations of the Georgia Department of Natural Resources, Environmental Protection Division as well as any other regulatory agencies having jurisdiction over the utility in a manner as to not permit the discharge or release of sewage waste, odors or noise upon Land Owners' property or the easement, affect the environment or create a nuisance to the neighboring property owners or Land Owners. Routine maintenance shall consist of, but not be limited to, the mowing of the grounds that make up the easement and the maintenance of the City of Statesboro utilities located inside the easement.
10. The easement shall be utilized exclusively by the City of Statesboro for the sole purpose of installation, operation and maintenance of sewer, water and natural gas utilities. There shall be no entry onto said easement except as necessary for the foregoing purposes.
11. Land Owners , as the property owner, retain the right to utilize the utility easement for their use as well as their assigns and/or successors use and to locate and construct improvements on, through and over the utility easement. Said use shall include but not be limited to the following:
 - a. Roads
 - b. Parking Lots
 - c. Drainage Facilities
 - d. Utilities
 - e. Hunting / Recreational Use
 - f. Ingress / Egress /Access
 - g. Agricultural
 - h. Wildlife Management – Food Plot, etc.
 - i. Fence with Gates Installed

The City of Statesboro shall bear all cost of repairs to Land Owners' improvements if damaged by the operation and / or maintenance of City owned utility.

12. The City shall consider reducing the number of manholes to the minimum required by the rules and regulations of the EPD, or other agreed upon number.
13. The Land Owners reserve the right to agree to the final location of the easement and the proposed design of the utility prior to finalizing the agreement and /or the beginning of construction.
14. The Land Owners reserve the right to connect to the proposed sewer, water and natural gas once constructed by means of connecting to the constructed manholes, mains or by installation of additional manholes as required with no additional fees being incurred by the Land Owners from the City of Statesboro for said connections until the City allotted Credit for water and sewer taps has been utilized. After such time as credit is utilized, all standard fees and charges shall apply.
15. The City shall install the proposed sewer main to the furthestest point of the Land Owners' property from Langston Chapel Road or to an agreed upon termination point on the Property.
16. The City will indemnify, defend and hold Land Owners harmless from liability for all financial loss, claims, losses or damages of any kind, (including reasonable attorney's fees) whether to persons or property, arising out of the easement, sewer infrastructure and pump station, or their construction, operation, maintenance, repair, or improvement.
17. The City shall prevent the ponding of water on the Land Owners' Property by all necessary means. The property shall be returned to the original grades. All spoil material, debris, etc. shall be removed from the property at the City of Statesboro's expense. The Land Owners may, at its discretion, designate an area on the property for the City to dispose of any suitable structural fill material encountered that is not required for the construction of the proposed sewer mains. If an area is designated by Land Owners, the City shall provide all necessary means required to adhere to all erosion control standards and or practices. All grading operations shall be conducted by the City of Statesboro or their agents to insure positive drainage in the area of the spoil.
18. The easement shall not overlap the run of the branch which the easement follows except at locations agreed upon.