



**Bulloch County
Board of
Commissioners
Regular Meeting**

**April 16, 2013
Estimated Time: 1 Hour and 30 Minutes
North Main Annex Community Room
Statesboro, Georgia
8:30 AM**

Meeting Function:	Board of Commissioners	Type of Meeting:	Regular Meeting
Meeting Chair:	Chairman, Garrett Nevil (Presiding)	Recorder:	Clerk of the Board, Christy Strickland
Parliamentarian:	County Attorney, Jeff Akins	Ex-Officio:	Tom Couch, County Manager; Harry Starling, Chief Financial Officer; Andy Welch, Development Services Director; Kelly Collingsworth, Keep Bulloch Beautiful Director; Randy Newman, Zoning Director; and Chief Deputy, Jared Akins

General Agenda

ITEM	RESOURCE PERSON/FACILITATOR	TIME	REFER
Call to Order; Welcome Media and Visitors	Chairman Nevil	8:30 AM	
Invocation and Pledge of Allegiance	Commissioner Ethridge	8:32 AM	
Roll Call	Clerk of the Board	8:33 AM	
Approval of General Agenda	Chairman Nevil	8:35 AM	
Presentations			
Proclamation for Great American Cleanup	KBB Director	8:37 AM	
Public Comments	Audience	8:45 AM	
Consent Agenda	Chairman Nevil	8:50 AM	
Approval of Minutes—Regular meeting held April 2, 2013	Clerk of the Board		Tab A
New Business			
Discussion/Action: To approve an ordinance regulating Pawnbrokers, Pawnshops, Secondhand Dealers and Dealers in Precious Metals and Gems	Sheriff's Dept/Legal	8:52 AM	Tab B
Discussion/Action: To approve an amended Bulloch County Fee Schedule	Sheriff's Dept/Legal	9:10 AM	Tab C
Discussion/Action: To approve revenue Bonds to be issued by the Development Authority for the Benefit of Stadium Construction, LLC	Legal	9:15 AM	Tab D
Discussion: Personal Care Homes	Legal/Zoning	9:30 AM	Tab E
Commission and Staff Comments	Chairman Nevil, et al.	9:45 AM	
Executive Session: Personnel Matters	Clerk of the Board	9:50 AM	Red Tab
Adjourn	Chairman	10:00 AM	

Additional Information

Background information in Board packets

April 2, 2013
Statesboro, GA

Regular Meeting

The Board of Commissioners met at 5:30 p.m. in the Community Room of the North Main Annex. Chairman Nevil welcomed guests and called the meeting to order. Vice-Chairman Walter Gibson gave the invocation and the pledge of allegiance.

Ms. Christy Strickland, Clerk of the Board, performed the roll call of the commissioners and staff. The following commissioners were present: Chairman Nevil, Commissioner Mosley, Commissioner Simmons, Commissioner Ethridge, Commissioner Rushing, Commissioner Thompson, and Vice-Chairman Walter Gibson. The following staff were present: County Manager Thomas Couch, County Attorney Jeff Akins, Developmental Services Director Andy Welch, Chief Financial Officer Harry Starling, Transportation Director Dink Butler, Public Safety Director Ted Wynn, Chief Deputy Jared Akins, Fire Chief Christopher Ivey, County Engineer Kirk Tatum and Zoning Administrator Randy Newman.

After Roll Call, Chairman Nevil opened the meeting for Public Hearings regarding Zoning and Land Use matters. Chairman Nevil called on Zoning Administrator Randy Newman to present the first item of business. Zoning Administrator Randy Newman presented Item #1 which was an application submitted by Terry Patray for a Conditional Use to allow a personal care home. Mr. Newman stated the property consists of .46 acres and is located on Longwood Drive, Tax Map # MS93 000098 000. The Planning and Zoning Commission recommended approval of the request. Mrs. Wendy Sherriff was acting as agent for the request and stated she owns and operates a personal care home across the street and wants to expand to be able to help those who are getting out of the nursing home. She stated she would have to meet all the state requirements. Mr. Antonio Morales of Meadow Drive was signed up to speak in opposition to the request. He stated his residence is adjacent to the property and has issues with the request such as, traffic, noise and safety. Mr. Morales stated he had spoken with a few of the neighbors and they also had concerns but could not attend the meeting. He asked the Board if they would defer the request to allow him and the neighbors to attend the next meeting. Mrs. Sherriff apologized for any issues he had with the patients or staff at the personal care home. Commissioner Simmons stated he has worked with Mrs. Sherriff on the Aging Advisory Board and she has always operated a reputable

business and he felt if the neighbors spoke with her she would address any issues they may have. Hearing no further discussion, Commissioner Simmons offered a motion to approve the Conditional Use Request to allow a Personal Care Home. Commissioner Mosley seconded the motion, and it carried unanimously with Commissioner Ethridge, Commissioner Mosley, Commissioner Simmons, Commissioner Rushing, Commissioner Thompson and Commissioner Gibson voting in favor of the motion.

Sign-in sheets for Zoning Matters are shown in Exhibit #2013-027.

Chairman Nevil closed the Public Hearing regarding Zoning and Land Use matters, and asked for amendments or modifications of the General Agenda. County Manager Tom Couch requested to modify the General Agenda by adding a "Rodeo Days" Proclamation under Item # 1 of Presentations; and to move Consent Agenda Item # 4, Approval to accept the lowest bid for two Ambulances, under Item # 2 of New Business. Commissioner Gibson offered a motion to approve the General Agenda with the modifications recommended by the County Manager. Commissioner Ethridge seconded the motion, and it carried unanimously with Commissioner Ethridge, Commissioner Simmons, Commissioner Mosley, Commissioner Rushing, Commissioner Thompson and Commissioner Gibson voting in favor of the motion.

Next, Chairman Nevil stated the first item under presentation is for a Proclamation for the 2013 Kiwanis "Rodeo Days." Mr. Bill Anderson and Miss Rodeo USA Lauren Terry were present to accept the Proclamation.

Next, Chairman Nevil stated the second item under presentation was concerning the Noise Ordinance. He called on Ms. Danielle Blanchard to make her presentation. Ms. Blanchard stated she lived on Hayes Lake Road and for the past three (3) weeks there has been a crew cutting timber and they start at 6:00 A.M. and work until dark. She said the machinery is very loud and disturbs her household. She stated she would like the Board to consider amending the Noise Ordinance that addresses Hours of Operation for loud equipment. County Attorney Jeff Akins stated the Georgia Code states timber harvesting is considered an agricultural activity, and that legitimate agricultural activities are exempt from the Bulloch County Noise Ordinance. Ms. Blanchard stated she attempted to talk to the person in charge at the site and was told they had to work while it was daylight. Ms. Blanchard also stated she contacted the Sheriff's Department and they said there was not anything they can do. Chairman Nevil stated it is an agricultural operation and unfortunately there is nothing that can be done. Mr. Akins stated that the Georgia Code is protective of

agriculture being deemed a nuisance. Chairman Nevil thanked Ms. Blanchard for presenting her concerns.

Next, Chairman Nevil stated the third item under presentation was for the Paving Assessment done by Blair Barnhardt. He called on County Manager Tom Couch to initiate discussion on the presentation. Mr. Couch stated Mr. Barnhardt was hired several months ago to assess 130 roads throughout the county and is going to give a presentation on his assessment. Mr. Blair Barnhardt showed a video of his assessment and gave a handout of scenarios for different treatments to the roads (See Exhibit # 2013-028). Chairman Nevil thanked Mr. Barnhardt for his presentation.

Next, Chairman Nevil asked for public comments from the audience at large or in writing. County Manager Tom Couch and Clerk of the Board Christy Strickland both stated that there were no formal requests or petitions received in writing. Hearing none, Chairman Nevil moved on to the next item.

Chairman Nevil stated that the next item was to approve the Consent Agenda as follows: (1) To approve the minutes of the Regular Meeting held on March 19, 2013; (2) To authorize the County Manager and City Manager to appoint voting proxies for absent members of the Technical Review Committee; (3) To approve a Resolution Authorizing the Execution of a First Amendment to Installment Sale Agreement (See Exhibit # 2013-029). Commissioner Simmons offered a motion to approve the Consent Agenda as presented. Commissioner Mosley seconded the motion, and it carried unanimously with Commissioner Ethridge, Commissioner Simmons, Commissioner Mosley, Commissioner Rushing, Commissioner Thompson and Commissioner Gibson voting in favor of the motion.

Chairman Nevil stated the first item under New Business was for Discussion/Action for approval of a contract for AJ Riggs Road. He called on County Manager Tom Couch to initiate discussion on the matter. Mr. Couch stated there are several grants that will help with the cost of the project and he recommends approving the contract with Ellis Wood Contracting, Inc. who came in at the lowest bid. Hearing no further discussion, Commissioner Gibson made a motion to approve the contract with Ellis Wood Contracting in the amount of \$1,597,894.35 for the widening of A.J. Riggs Road (See Exhibit # 2013-030). Commissioner Ethridge seconded the motion, and it carried unanimously with Commissioner Ethridge, Commissioner Simmons, Commissioner Mosley, Commissioner Rushing, Commissioner Thompson and Commissioner Gibson voting in favor of the motion.

Chairman Nevil stated the second item under New Business was for Discussion/Action for approval to accept the lowest bids for Ambulances. He called on County Manager Tom Couch to initiate discussion on the matter. Mr. Couch stated the Board was previously advised that EMS would require two (2) ambulance replacements which were bid out but the low bidder did not comply with the RFP and was rejected for not meeting the specifications. He stated the recommendation is to accept bid with Custom Truck and Body Works in Woodbury, Georgia. Mr. Couch stated the add alternates to equip the ambulances with related emergency medical equipment were rejected due to the cost being higher than what could be purchased separately. He stated however, due to recent circumstances, there is a need for a third ambulance to be purchased. Mr. Couch stated if the board approved to add a third ambulance with Custom Truck and Body works they would give the county a loaner ambulance. He also stated concerning the rescue truck a refurbished one would cost about \$120,000 in which the funding could come from either amending the Master Lease if they allowed or from the proceeds of the 2013 SPLOST. He called on Public Safety Director Ted Wynn to explain. Mr. Wynn stated in the past two (2) weeks a rescue truck was involved in an accident with a log truck while responding to an accident and the ambulance, which was the newest one, burnt while transporting a patient to Savannah. He stated there is not a back up right now if they have more than one call. After some discussion, Commissioner Thompson offered a motion to approve three (3) ambulances in the amount of \$364,242.00 to Custom Truck and Body Works (See Exhibit # 2013-031). Commissioner Ethridge seconded the motion, and it carried unanimously with Commissioner Ethridge, Commissioner Simmons, Commissioner Mosley, Commissioner Rushing, Commissioner Thompson and Commissioner Gibson voting in favor of the motion.

Next, Chairman Nevil asked each Commissioner to take thirty seconds for any general comments or statements. Commissioner Ethridge, Commissioner Simmons, Commissioner Mosley, Commissioner Rushing, Commissioner Thompson and Vice-Chairman Gibson thanked the staff for all their hard work and dedication. Mr. Nevil stated there was an Open House for Ogeechee Hospice on Thursday, April 4th at 5:30 P.M. if anyone would like to attend.

Next, Chairman Nevil asked for comments from the Staff. Mr. Couch thanked Mr. Barnhardt for his presentation; and also stated Kathy Todd has requested a meeting with a few Commissioners and staff concerning Kendricks Road. He asked if anyone would be available to attend the meeting. Commissioner Thompson, Commissioner Rushing and

Commissioner Ethridge offered to attend the meeting if they were available when a date and time was scheduled.

Chairman Nevil asked if there were any further comments from the Commissioners or Staff. Hearing none from the Board or Staff, Chairman Nevil asked for a motion to adjourn. Commissioner Gibson offered a motion to adjourn the meeting. Commissioner Rushing seconded the motion, and it carried unanimously with Commissioner Ethridge, Commissioner Simmons, Commissioner Mosley, Commissioner Rushing, Commissioner Thompson and Commissioner Gibson voting in favor of the motion.

J. Garrett Nevil, Chairman

Attest: Christy Strickland, Clerk of the Board

BULLOCH COUNTY BOARD OF COMMISSIONERS AGENDA ITEM SUMMARY

DEPARTMENT MAKING REQUEST (Box 1) Sheriff's Department/Legal	MEETING DATE (Box 2) April 16, 2013				
	RESOLUTION ATTACHED? (Box 3)				
	<table border="1" style="display: inline-table; border-collapse: collapse;"> <tr> <td style="width: 50px;">YES</td> <td style="width: 50px;"></td> </tr> <tr> <td>NO</td> <td>X</td> </tr> </table>	YES		NO	X
YES					
NO	X				

REQUESTED MOTION OR ITEM TITLE (Box 4)

Approval of an Ordinance Regulating Pawnbrokers, Pawnshops, Secondhand Dealers, and Dealers in Precious Metals and Gems

SUMMARY/BACKGROUND ATTACH DETAILED SUMMARY, IF NEEDED (Box 5)

Attached for your consideration is an ordinance regulating pawnbrokers, pawnshops, secondhand dealers, and dealers in precious metals and gems. This ordinance was developed as a cooperative effort between the Sheriff's Department and the Statesboro Police Department. Its primary purpose is to further aid law enforcement in detecting and confiscating stolen property, and prosecuting the perpetrators of stolen property. Chief Deputy Jared Akins will be at the meeting to discuss and explain the ordinance in more detail. Approval is recommended.

AGENDA CATEGORY (CHECK ONE) (Box 6)	FINANCIAL IMPACT STATEMENT (Box 7)												
PRESENTATION (6a)	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">BUDGETED ITEM? (7a)</td> <td style="width: 10%;">YES</td> <td style="width: 10%;"></td> <td style="width: 30%;">AMENDMENT REQUIRED? (7b)</td> <td style="width: 10%;">YES</td> <td style="width: 10%;"></td> </tr> <tr> <td></td> <td>NO</td> <td></td> <td></td> <td>NO</td> <td></td> </tr> </table>	BUDGETED ITEM? (7a)	YES		AMENDMENT REQUIRED? (7b)	YES			NO			NO	
BUDGETED ITEM? (7a)	YES		AMENDMENT REQUIRED? (7b)	YES									
	NO			NO									
PUBLIC HEARING (6b)	ATTACH DETAILED ANALYSIS, IF NEEDED (7c)												
CONSENT (6c)													
NEW BUSINESS (6d) X													
OLD BUSINESS (6e)													
OTHER (6f)													

APPROVED FOR AGENDA (Box 8)

DEPARTMENT DIRECTOR	PURCHASING OFFICER	OTHER	COUNTY CLERK	COUNTY STAFF ATTORNEY	COUNTY MANAGER
YES	YES	YES	YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>	YES
NO	NO	NO	NO	NO	NO
INITIAL	INITIAL	INITIAL	INITIAL <i>CAS</i>	INITIAL <i>OK</i>	INITIAL
DATE	DATE	DATE	DATE <i>4-11-13</i>	DATE <i>4/8/13</i>	DATE

COMMISSION ACTION AND REFERRAL (Box 9)

APPROVED	DATE TO BE RETURNED TO AGENDA
DENIED	
DEFERRED	NOTES
OTHER	

STATE OF GEORGIA
COUNTY OF BULLOCH

AMENDMENT TO THE CODE OF ORDINANCES OF
BULLOCH COUNTY, GEORGIA

BE IT ORDAINED by the Bulloch County Board of Commissioners that Chapter 4.5 of the Code of Ordinances of Bulloch County, Georgia is hereby amended by adding a new Article III to read as follows:

ARTICLE III. PAWNBROKERS, PAWNSHOPS, SECONDHAND DEALERS, AND DEALERS IN PRECIOUS METALS AND GEMS

Sec. 4.5-57. Definitions.

As used in this Article the term:

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

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

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

Goods means every species of tangible personal property.

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

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

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

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

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

Sec 4.5-58. Purpose; legislative intent.

It is hereby declared to be within the public welfare for Bulloch County to impede the sale of stolen property by requiring pawnbrokers, pawnshops, secondhand dealers, and dealers in precious metals and gems within the unincorporated area of the county to comply with all requirements of this regulatory ordinance including the requirement to electronically post timely information obtained from pledges and sellers in a format available to and usable by law enforcement agencies.

Sec. 4.5-59. Penalty for violation of Article.

Any person who shall violate any of the provisions of this Article shall be punished upon conviction in the Magistrate Court of Bulloch County as provided in section 1-11.

Sec. 4.5-60. License required.

It shall be unlawful for a pawnbroker, pawnshop, secondhand dealer, or dealer in precious metals and gems to engage in such business within the unincorporated area of the county without first obtaining a regulatory license pursuant to this Article. If a person engages in more than one of these types of business, only one license and one license fee shall be required, but the license shall state the types of business for which the license is issued.

Sec. 4.5-61. Application for license.

(a) Applicants for a license pursuant to this Article shall file with the Clerk of the Board of Commissioners a written application under oath, signed by the applicant if an individual, by all partners if a partnership, by the president or chief executive officer if a corporation, or by a person duly authorized to transact business on behalf of any other legal entity however organized, showing the following:

- (1) The name and home address of the person having the management or supervision of the applicant's business, and the capacity in which such person will act, that is, whether as proprietor, agent or otherwise; and
- (2) The address of the fixed and permanent physical business location within the county where it is proposed to carry on the applicant's business.

Sec. 4.5-62. Qualification for license.

(a) A licensee must be at least 21 years of age, of good moral character and a citizen of the United States or an alien lawfully admitted for permanent residence.

(b) A licensee shall not have been convicted, within the five years preceding his application, of any felony, or any misdemeanor involving moral turpitude. This subsection shall apply with respect to the laws of this state, other states and the United States. A plea of nolo contendere or the forfeiture of a bond shall be considered a conviction for purposes of this subsection. Sentencing on first offender status shall not be considered as a conviction if the sentence was successfully completed without any violation of probation or program requirements.

(c) A licensee shall not have been denied or had revoked, within the five years preceding his application, any license to operate as a pawnbroker, pawnshop, secondhand dealer, or dealer in precious metals and gems issued by any governmental entity.

Sec. 4.5-63. License fee; issuance of the license.

(a) The applicant shall be required to pay a license fee as set forth in the county's schedule of fees and charges.

(b) Upon proper completion of the application and payment of the license fee, the Clerk shall review the application and conduct such investigation as deemed necessary. After investigation, the Clerk shall grant or deny the license. If the Clerk denies the license, the reasons for the denial shall be reduced to writing and mailed to the applicant via certified mail as notice of the denial of the license

(c) If the Clerk denies the license the applicant shall have the right to appeal the denial of the license to the Board of Commissioners by filing a written notice of appeal with the Clerk within FORTY-FIVE (45) days of the Clerk mailing notice of the denial of the license.

(d) Upon the applicant filing a timely notice of appeal, the Clerk shall place the matter on the agenda for the next available meeting of the Board of Commissioners for a hearing.

(e) If the Board of Commissioners determines that the Clerk abused her discretion in denying the applicant a license, the Board of Commissioners shall reverse the Clerk's decision

and grant the applicant a license. If the Board of Commissioners determines that the Clerk did not abuse her discretion in denying the applicant a license, the Board of Commissioners shall affirm the decision of the Clerk and sustain the denial of the applicant's license.

Sec. 4.5-64. Posting of license.

The license issued pursuant to this Article shall be posted conspicuously in the place of business named therein. If the applicant desires to do business in more than one place within the unincorporated area of the county, separate licenses shall be purchased and issued for each place of business, and shall be posted conspicuously in each place of business.

Sec. 4.5-65. Suspension or revocation of license.

(a) The license issued pursuant to this Article may be suspended or revoked by the Bulloch County Board of Commissioners after notice, hearing and a finding that by a preponderance of the evidence any of the following have occurred:

- (1) Any fraud, misrepresentation or false statement contained in the application for license;
- (2) Any fraud, misrepresentation or false statement made in connection with any business transaction carried out under the license granted by the Article;
- (3) Failure to maintain records as required in this Article;
- (4) Any other violation of this Article; or
- (5) Conducting the business licensed under this Article in any unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.

(b) Notice of hearing for revocation of a license shall be given in writing, setting forth specifically the grounds of the complaint and the time and place of the hearing. The notice shall be served on the licensee by handing the notice personally to the person in charge of the licensee's business, or by mailing the notice, postage prepaid, to the licensee, at his last known address, at least five days prior to the date set for the hearing.

Sec. 4.5-66. Responsibility for enforcement.

The Bulloch County Sheriff's Department shall have the responsibility for the enforcement of this Article. Sworn officers of the Bulloch County Sheriff's Department and civilian employees designated by the Sheriff shall have the authority to inspect establishments licensed under this chapter during the hours in which the premises are open for business.

These inspections shall be made for the purpose of verifying compliance with the requirements of this Article and to locate goods that are missing or stolen. This Article shall not limit the authority of any other Bulloch County officer or employee to conduct inspections authorized by other provisions of the Code of Ordinances of Bulloch County, Georgia.

Sec. 4.5-67. Records and information to be recorded.

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

- (a) Government-issued photo identification card, such as a driver's license, military identification card, state identification card or passport;
- (b) The name, address, telephone number, race, sex, height, weight, date of birth, and a social security or driver's license number;
- (c) A digital photograph clearly showing a frontal view of the subject's face for each transaction, and if multiple transactions are made at different times of the same day a separate photo shall be taken. Each digital image shall be labeled with the date and time of the transaction and stored in such a manner that they are safe from corruption;
- (d) A complete and accurate description of the goods acquired, and a digital photograph of the goods acquired including the following information, if available:
 - (1) Brand name.
 - (2) Model number.
 - (3) Manufacturer's serial number.
 - (4) Size.
 - (5) Color, as apparent to the untrained eye.
 - (6) Precious metal type, weight, and content if known.
 - (7) Gemstone description, including the number of stones.
 - (8) In the case of firearms, the type of action, caliber or gauge, number of barrels, barrel length, and finish.

- (9) Any other unique identifying marks, numbers, or letters.
- (10) The date and time of the transaction.
- (e) The pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems shall maintain the above information and digital photographs for a period of three years and make the same available to law enforcement personnel upon request.
- (f) The pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems shall require the seller to sign a statement verifying that the seller is the rightful owner of the goods or is entitled to sell, consign, or trade the goods.

Sec. 4.5-68. Fixed physical location.

No pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems or their employee(s) may operate except at a fixed permanent physical business location with an occupation tax certificate and a regulatory license issued pursuant to this Article; no pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems or their employee(s) may operate as a peddler or transient merchant. Licenses acquired under this Article are valid only for the location stated on the license and said license is not transferable from one location to another.

Sec. 4.5-69. Report to Sheriff; required format.

Every pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems located within the city shall make a computer-generated daily report, in such format as prescribed by the Bulloch County Sheriff's Department, of all transactions that occurred during the 24-hour period ending at 9:00 p.m. on the date of the report. A report shall be made each day prior to 11:59 p.m. for each day the operator or dealer transacts business. Daily reports shall be filed electronically by posting to a law enforcement web site designated by the Sheriff's Department. Where technological problems prevent posting the daily report electronically, a printed, typed or legibly handwritten report shall be delivered to the Sheriff's Department in lieu thereof.

Sec. 4.5-70. Minors.

It is unlawful for any pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems, or agent or employee thereof to receive any Article in pawn or purchase any Article for resale from any person under 18 years of age.

Sec. 4.5-71. Hold Period; law enforcement holds.

- (a) Any pawnbroker, pawnshop, secondhand dealer, or dealer in precious metals and gems who takes goods on pawn, taking full title thereto, shall hold the goods so taken in pawn for at least THIRTY (30) days before disposing of the goods by sale, transfer, shipment or otherwise.
- (b) Any pawnbroker, pawnshop, secondhand dealer, or dealer in precious metals and gems who buys goods, taking full title thereto shall hold the goods so taken in on purchase for at least FIVE (5) days before disposing of the goods by sale, transfer, shipment or otherwise.
- (c) The Bulloch County Sheriff's Department or any other Law Enforcement Agency has the authority to place property that is the subject of a law enforcement investigation on law enforcement hold. In that event, the Bulloch County Sheriff's Department or other Law Enforcement Agency shall notify the pawnbroker, pawnshop, secondhand dealer, or dealer in precious metals and gems of the need for a law enforcement hold and identify all property subject to the law enforcement hold. Upon notification, it shall be the responsibility of the pawnbroker, pawnshop, secondhand dealer, or dealer in precious metals and gems to maintain the subject property until such time as the property is released from law enforcement hold status or the property is confiscated as evidence.

Sec. 4.5-72. Administrative inspection of goods and records.

- (a) The County finds that pawnbrokers, pawnshops, secondhand dealers, and dealers in precious metals and gems are engaged in a business that is a pervasively regulated industry and that proper enforcement of this Article requires the administrative inspection of the commercial property where these businesses are located.
- (b) All goods pledged or sold to a pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems as well as all records and documentation required to be kept by this Article shall be subject to an administrative inspection by the Bulloch County Sheriff's Department as provided for in Section 4.5-66.
- (c) As such, every pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems shall admit to his premises, without a search warrant, any Sheriff's officer, or designated civilian employee of the Bulloch County Sheriff's Department, whose duties include verifying compliance with the requirements of this Article and locating goods that are missing or stolen. These administrative inspections shall occur during normal business hours unless consented to by the pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems.

Sec. 4.5-73. Compliance with state and federal law.

Nothing in this Article shall relieve a pawnbroker, pawnshop, secondhand dealer, and dealer in precious metals and gems from the necessity of complying with state and federal law.

Sec. 4.5-74. Effective date.

This Article shall become effective upon adoption by the Bulloch County Board of Commissioners. The County Clerk shall issue regulatory licenses pursuant to this Article to all pawnshops, pawnbrokers, second hand dealers, and dealers in precious metals and gems holding valid occupational tax certificates as of the date of adoption of this Article. These licenses shall expire on the same date as the valid occupational tax certificate held by the pawnshop, pawnbroker, second hand dealer and dealer in precious metals and gems. Upon expiration of this license all pawnshops, pawnbrokers, second hand dealers, and dealers in precious metals and gems shall be required to file a yearly application for a regulatory license as provided in this Article.

Secs. 4.5-75 – 4.5-90. – Reserved.

Adopted at a meeting of the Bulloch County Board of Commissioners held in compliance with Georgia's Open Meetings Act on the 16th day of April, 2013, at which meeting a quorum was present.

BOARD OF COMMISSIONERS OF
BULLOCH COUNTY, GEORGIA

By: _____
J. Garrett Nevil, Chairman

Attest: _____
Christy A. Strickland, Clerk

**BULLOCH COUNTY BOARD OF COMMISSIONERS
AGENDA ITEM SUMMARY**

DEPARTMENT MAKING REQUEST (Box 1) Sheriff's Department/Legal	MEETING DATE (Box 2) April 16, 2013		
	RESOLUTION ATTACHED? (Box 3)	YES	
		NO	X

REQUESTED MOTION OR ITEM TITLE (Box 4)

Motion to Approve an Amended Bulloch County Fee Schedule as Presented

SUMMARY/BACKGROUND ATTACH DETAILED SUMMARY, IF NEEDED (Box 5)

If the ordinance regulating pawnshops, et al. is approved, the Bulloch County Fee Schedule must be amended to incorporate the \$50 annual regulatory license fee. Approve of the above motion is recommended.

AGENDA CATEGORY (CHECK ONE) (Box 6)		FINANCIAL IMPACT STATEMENT (Box 7)			
PRESENTATION (6a)		BUDGETED ITEM? (7a)	YES	AMENDMENT REQUIRED? (7b)	YES
			NO		NO
PUBLIC HEARING (6b)		ATTACH DETAILED ANALYSIS, IF NEEDED (7c)			
CONSENT (6c)					
NEW BUSINESS (6d)	X				
OLD BUSINESS (6e)					
OTHER (6f)					

APPROVED FOR AGENDA (Box 8)											
DEPARTMENT DIRECTOR		PURCHASING OFFICER		OTHER		COUNTY CLERK		COUNTY STAFF ATTORNEY		COUNTY MANAGER	
YES		YES		YES		YES	✓	YES	✓	YES	
NO		NO		NO		NO		NO		NO	
INITIAL		INITIAL		INITIAL		INITIAL	CAS	INITIAL	Jsa	INITIAL	
DATE		DATE		DATE		DATE	4-11-13	DATE	4/8/13	DATE	

COMMISSION ACTION AND REFERRAL (Box 9)	
APPROVED	DATE TO BE RETURNED TO AGENDA
DENIED	
DEFERRED	NOTES
OTHER	

**BULLOCH COUNTY BOARD OF COMMISSIONERS
AGENDA ITEM SUMMARY**

DEPARTMENT MAKING REQUEST (Box 1)				MEETING DATE (Box 2) April 16, 2013							
Legal				RESOLUTION ATTACHED? (Box 3)		YES					
						NO	X				
REQUESTED MOTION OR ITEM TITLE (Box 4)											
Approval of Revenue Bonds to Be Issued by the Development Authority for the Benefit of Stadium Construction, LLC											
SUMMARY/BACKGROUND ATTACH DETAILED SUMMARY, IF NEEDED (Box 5)											
Steve Rushing, as attorney for the Development Authority, is requesting the Commissioners' approval of the above-referenced revenue bonds, the proceeds of which will be used to finance construction of an expansion of Paulsen Stadium and a new football operations building on the campus of Georgia Southern University. Federal tax law requires approval of Chairman of the Bulloch County Board of Commissioners in order for the bonds to have tax-exempt status. The bonds will not be an obligation of Bulloch County. Approval is recommended.											
AGENDA CATEGORY (CHECK ONE) (Box 6)				FINANCIAL IMPACT STATEMENT (Box 7)							
PRESENTATION (6a)				BUDGETED ITEM? (7a)		YES					
						NO					
				AMENDMENT REQUIRED? (7b)		YES					
						NO					
PUBLIC HEARING (6b)				ATTACH DETAILED ANALYSIS, IF NEEDED (7c)							
CONSENT (6c)											
NEW BUSINESS (6d)		X									
OLD BUSINESS (6e)											
OTHER (6f)											
APPROVED FOR AGENDA (Box 8)											
DEPARTMENT DIRECTOR		PURCHASING OFFICER		OTHER		COUNTY CLERK		COUNTY STAFF ATTORNEY		COUNTY MANAGER	
YES		YES		YES		YES	✓	YES	✓	YES	
NO		NO		NO		NO		NO		NO	
INITIAL		INITIAL		INITIAL		INITIAL CAS		INITIAL Jga		INITIAL	
DATE		DATE		DATE		DATE 4-18-13		DATE 4/10/13		DATE	
COMMISSION ACTION AND REFERRAL (Box 9)											
APPROVED		DATE TO BE RETURNED TO AGENDA									
DENIED											
DEFERRED		NOTES									
OTHER											

DEVELOPMENT AUTHORITY OF BULLOCH COUNTY

February 22, 2013

Chairman, Board of Commissioners
of Bulloch County, Georgia
Statesboro, Georgia

Re: Proposed Revenue Bond Financing by the Development Authority of Bulloch County
for the Benefit of Stadium Construction, LLC

To the Addressee:

Stadium Construction, LLC, a Delaware limited liability company (the "Company"), the sole member of which is Georgia Southern University Athletic Foundation, Inc., a Georgia nonprofit corporation, has requested that the Development Authority of Bulloch County (the "Issuer") assist the Company by issuing its revenue bonds, in an amount not to exceed \$25,000,000 (the "Bonds") to be used by the Company in order to (a) finance or reimburse, in whole or in part, the cost of the acquisition, construction, renovation and improvement of certain land, buildings and personal property to be used as (i) an expansion to Paulson Stadium to increase seating capacity by approximately 6,500 seats, and related amenities, located on the campus of Georgia Southern University (the "University") at 207 Lanier Drive, Statesboro, Georgia 30458, and (ii) a new football operations building consisting of approximately 50,000 square feet to include offices, team meeting rooms, locker rooms, rehabilitation rooms, weight room and a hall of fame, and related amenities, located on the campus of the University at 201 Lanier Drive, Statesboro, Georgia 30458 (collectively, the "Project"), (b) fund capitalized interest on the Bonds, (c) fund a debt service reserve fund for the Bonds and (d) pay the costs of issuing the Bonds.

The undersigned, Stephen T. Rushing, as hearing officer for the Issuer (the "Hearing Officer") has conducted a public hearing with respect to the financing or reimbursing of the Project and the issuance of the Bonds and hereby requests that you approve the issuance of the Bonds and the financing or reimbursing of the Project as required by Section 147(f) of the Internal Revenue Code of 1986, as amended.

Attached hereto is (1) a certificate evidencing the conduct of the public hearing by the Hearing Officer on February 22, 2013, and (2) a certificate to evidence your approval of the issuance of the Bonds and the financing or reimbursing of the Project.

Very truly yours,



Stephen T. Rushing, Hearing Officer
Development Authority of Bulloch County

CERTIFICATE OF PUBLIC HEARING

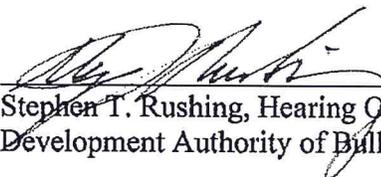
The undersigned, Stephen T. Rushing, duly appointed hearing officer (the "Hearing Officer") of the Development Authority of Bulloch County (the "Issuer") HEREBY CERTIFIES, as follows:

1. A public hearing was duly held on February 22, 2013, at 9:00 a.m. at the offices of the Chamber of Commerce, 102 South Main Street, Statesboro, Georgia 30458, pursuant to proper notice given in accordance with law as to the time and place of such hearing prior to such hearing. The hearing was open to the public. The time of the hearing and the room in which the hearing was held provided a reasonable opportunity for persons of differing views to appear and be heard.

2. The Hearing Officer announced the commencement of a public hearing on the application of Stadium Construction, LLC, a Delaware limited liability company (the "Company"), the sole member of which is Georgia Southern University Athletic Foundation, Inc., a Georgia nonprofit corporation, and that notice of the hearing was published at least fourteen (14) days prior to the hearing in the *Statesboro Herald*, a newspaper having general circulation in Bulloch County, Georgia (the "Notice"). A copy of the Notice has been filed and appears of record in the Minute Book of the Issuer and is attached hereto together with an affidavit of publication as Exhibit A.

3. The undersigned Hearing Officer hereby recommends that the Chairman of the Board of Commissioners of Bulloch County, Georgia approve the Project and the Bonds referred to in the Notice, it being understood that the Bonds will not be general obligations of the State of Georgia, Bulloch County or the City of Statesboro, Georgia and that no tax revenues or other revenues of the State of Georgia, Bulloch County or the City of Statesboro, Georgia will be used to pay the Bonds.

GIVEN under my hand, this 22nd day of February, 2013.



Stephen T. Rushing, Hearing Officer
Development Authority of Bulloch County

Exhibits Attached:

A – Copy of Notice together with Publisher's Affidavit

Newspaper Name: Statesboro Herald
Address: 1 Proctor Street, Statesboro, GA 30458
Phone: 912-764-9031 Fax: 912-489-8181

AFFIDAVIT OF PUBLICATION

STATE OF GEORGIA
COUNTY OF Bulloch

Personally appeared before me, the undersigned officer duly authorized by law to administer oaths, Debbie Deal, who, after being duly sworn, states under oath, of his/her own personal knowledge, the following:

1.

My name is Debbie Deal, I am over the age of 18, and I am competent to make this Affidavit. I make this Affidavit voluntarily based on my personal knowledge and information and I understand that this Affidavit may be used in connection with litigation, and for any other purpose allowed by law.

2.

I am employed by Statesboro Herald (the "Newspaper"), the legal organ of Bulloch County Georgia, as its legal representative.

3.

The Newspaper published a Public Hearing regarding Proposed revenue bond for the benefit of Stadium Construction.LLC ran on the following dates:

February 7th, 2013

A true and accurate copy of these legal advertisements which ran in Newspaper are attached hereto.

4.

These documents were produced and kept by Newspaper in the ordinary course of business, constitute business records of Newspaper, and I am a custodian of the documents.

I declare under penalty of perjury that the foregoing is true and correct pursuant to 28 U.S.C. § 1746.

2-7-13
DATE

Debbie Deal

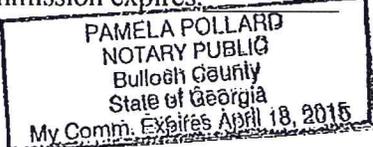
Sworn to and subscribed before

me this 7 day of February, 2013

[Affix Notary Seal]

Pamela Pollard
Notary Public

My commission expires:



NOTICE OF PUBLIC HEARING ON
PROPOSED REVENUE BOND FINANCING BY THE
DEVELOPMENT AUTHORITY OF BULLOCH COUNTY
FOR THE BENEFIT OF STADIUM CONSTRUCTION, LLC

YOU ARE HEREBY NOTIFIED that on the 22nd day of February, 2013 at 9:00 a.m., at the offices of the Chamber of Commerce, 102 South Main Street, Statesboro, Georgia 30458, the Development Authority of Bulloch County (the "Issuer") will hold a public hearing with respect to the issuance by the Issuer of up to \$25,000,000 in aggregate principal amount of its revenue bonds (the "Bonds"), the proceeds of which are to be used to (a) finance or reimburse, in whole or in part, the cost of the acquisition, construction, renovation and improvement of certain land, buildings and personal property to be used as (i) an expansion to Paulson Stadium to increase seating capacity by approximately 6,500 seats, and related amenities, located on the campus of Georgia Southern University (the "University") at 207 Lanier Drive, Statesboro, Georgia 30458, and (ii) a new football operations building consisting of approximately 50,000 square feet to include offices, team meeting rooms, locker rooms, rehabilitation rooms, weight room and a hall of fame, and related amenities, located on the campus of the University at 201 Lanier Drive, Statesboro, Georgia 30458 (collectively, the "Project"), (b) fund capitalized interest on the Bonds, (c) fund a debt service reserve fund for the Bonds and (d) pay the costs of issuing the Bonds. Proceeds of the Bonds will be loaned to and used by Stadium Construction, LLC, a Delaware limited liability company (the "Company"), the sole member of which is Georgia Southern University Athletic Foundation, Inc., a Georgia nonprofit corporation. The Company will own and operate the Project for use by the Board of Regents of the University System of Georgia for the benefit of the University.

The Bonds will not constitute an indebtedness or obligation of the State of Georgia or of any county, municipal corporation or political subdivision thereof, but will be payable solely from revenues derived from the Company and pledged to the payment thereof.

Any person interested in the proposed issuance of the Bonds or the location or the nature of the proposed Project to be financed or reimbursed from the proceeds of the sale of the Bonds may appear and be heard.

DEVELOPMENT AUTHORITY OF
BULLOCH COUNTY

CERTIFICATE OF THE BOARD OF COMMISSIONERS OF BULLOCH COUNTY APPROVING THE ISSUANCE OF REVENUE BONDS BY THE DEVELOPMENT AUTHORITY OF BULLOCH COUNTY FOR THE BENEFIT OF STADIUM CONSTRUCTION, LLC

A hearing officer (the "Hearing Officer") for the Development Authority of Bulloch County (the "Issuer") held a public hearing on February 22, 2013, with respect to the request by Stadium Construction, LLC, a Delaware limited liability company (the "Company"), the sole member of which is Georgia Southern University Athletic Foundation, Inc., that the Issuer assist the Company in issuing its revenue bonds in the aggregate principal amount of up to \$25,000,000 (the "Bonds") for the purpose of (a) financing or reimbursing, in whole or in part, the cost of the acquisition, construction, renovation and improvement of certain land, buildings and personal property to be used as (i) an expansion to Paulson Stadium to increase seating capacity by approximately 6,500 seats, and related amenities, located on the campus of Georgia Southern University (the "University") at 207 Lanier Drive, Statesboro, Georgia 30458, and (ii) a new football operations building consisting of approximately 50,000 square feet to include offices, team meeting rooms, locker rooms, rehabilitation rooms, weight room and a hall of fame, and related amenities, located on the campus of the University at 201 Lanier Drive, Statesboro, Georgia 30458 (collectively, the "Project"), (b) funding capitalized interest on the Bonds, (c) funding a debt service reserve fund for the Bonds and (d) paying the costs of issuing the Bonds.

Section 147(f) of the Internal Revenue Code of 386, as amended (the "Code"), provides that the highest elected official of the governmental unit having jurisdiction over the issuer of revenue bonds and over the area in which any facility financed with the proceeds of such revenue bonds is located shall approve the issuance of such revenue bonds.

The Issuer issues its revenue bonds on behalf of Bulloch County, Georgia (the "County"), the Project is located in the City of Statesboro, Bulloch County, Georgia and the Chairman of the Board of Commissioners of Bulloch County (the "Chairman") is the highest elected official of the County.

The Hearing Officer has requested that the Chairman approve the issuance of the Bonds and the financing or reimbursing of the Project in accordance with Section 147(c) of the Code.

The Hearing Officer has delivered to the Chairman a certificate regarding the conduct of the public hearing, which certificate has been filed in the records of the Issuer.

The undersigned, Chairman of the Board of Commissioners of Bulloch County, Georgia, DOES HEREBY APPROVE the same, as follows:

The issuance of the Bonds by the Issuer for the benefit of the Company in an aggregate principal amount of up to \$25,000,000 to assist in the financing or reimbursing of the Project is hereby approved to the extent required by said Section 147(f) of the Code, as follows:

(a) the Project consists of certain land, buildings, structures, equipment and related real and personal property to be used as (i) an expansion to Paulson Stadium to increase seating capacity by approximately 6,500 seats, and related amenities and (ii) a new football operations building consisting of approximately 50,000 square feet to include offices, team meeting rooms, locker rooms, rehabilitation rooms, weight room and a hall of fame, and related amenities;

(b) the initial owner and operator of the Project will be the Company for use by the Board of Regents of the University System of Georgia for the benefit of the University; and

(c) the location of the Project is on the campus of the University at 207 and 201 Lanier Drive, Statesboro, Georgia 30458.

Such approval by this Chairman of the Board of Commissioners of Bulloch County, Georgia does not constitute an endorsement to a prospective purchaser of the Bonds of the creditworthiness of the Company or the Project, and the Bonds shall not constitute an indebtedness or obligation of the State of Georgia or of any county, municipal corporation or political subdivision thereof, but the Bonds shall be payable solely from the revenues derived from the Company and pledged to the payment thereof, and no owner of any Bonds shall ever have the right to compel any exercise of the taxing power of said State or of any county, municipal corporation or political subdivision thereof, nor to enforce the payment thereof against any property of said State or of any such county, municipal corporation or political subdivision.

This approval is provided in accordance with the requirements of the Internal Revenue Code of 1986, as amended, and particularly Section 215 of the Tax Equity and Fiscal Responsibility Act of 1982.

APPROVED this _____ day of _____, 2013.

BULLOCH COUNTY, GEORGIA

By: _____
Chairman, Board of Commissioners of Bulloch
County, Georgia

**BULLOCH COUNTY BOARD OF COMMISSIONERS
AGENDA ITEM SUMMARY**

DEPARTMENT MAKING REQUEST (Box 1) Legal/Zoning	MEETING DATE (Box 2) April 16, 2013		
	RESOLUTION ATTACHED? (Box 3)	YES	
		NO	X

REQUESTED MOTION OR ITEM TITLE (Box 4)

Discussion Regarding Personal Care Homes

SUMMARY/BACKGROUND ATTACH DETAILED SUMMARY, IF NEEDED (Box 5)

The County Attorney and Zoning Administrator will present some materials and lead a brief discussion regarding personal care homes.

AGENDA CATEGORY (CHECK ONE) (Box 6)		FINANCIAL IMPACT STATEMENT (Box 7)					
PRESENTATION (6a)		BUDGETED ITEM? (7a)	YES		AMENDMENT REQUIRED? (7b)	YES	
			NO			NO	
PUBLIC HEARING (6b)		ATTACH DETAILED ANALYSIS, IF NEEDED (7c)					
CONSENT (6c)							
NEW BUSINESS (6d)	X						
OLD BUSINESS (6e)							
OTHER (6f)							

APPROVED FOR AGENDA (Box 8)											
DEPARTMENT DIRECTOR		PURCHASING OFFICER		OTHER		COUNTY CLERK		COUNTY STAFF ATTORNEY		COUNTY MANAGER	
YES		YES		YES		YES	✓	YES	✓	YES	
NO		NO		NO		NO		NO		NO	
INITIAL		INITIAL		INITIAL		INITIAL	CS	INITIAL	JSA	INITIAL	
DATE		DATE		DATE		DATE	4-11-13	DATE	4/10/13	DATE	

COMMISSION ACTION AND REFERRAL (Box 9)	
APPROVED	DATE TO BE RETURNED TO AGENDA
DENIED	
DEFERRED	NOTES
OTHER	