



PUBLIC SERVICES COMMITTEE MEETING AGENDA

Commission Chamber
Tuesday, May 14, 2024
1:00 PM

PUBLIC SERVICES

- 1. A.N. 24-24 - New Location: Sydevist Manuel for Outsyde** requesting **Liquor, Beer and Wine consumption on premises** located at 1201 Greene Street. District 1, Super District 9
- 2. A.N. 24-25 – Existing Location, New Ownership: Spence Sasko for BJS Augusta** requesting **Liquor, Beer and Wine consumption on premises** located at 813 Broad Street. District 1, Super District 9
- 3.** Motion to approve a bequest from the Susan Calhoun Pund Park Trust for Magnolia Cemetery, to receive the bequest, to add the funds of the bequest to the Cemetery Perpetual Care Fund, and to authorize the Mayor to execute the agreement and all related documents.
- 4.** Motion to approve the minutes of the Public Services Committee held on April 30, 2024.



Augusta Public Services Committee Meeting

May 14, 2024

Alcohol License

Department:	Planning & Development
Presenter:	Brian Kepner, Deputy Director, Planning and Licensing Divisions
Caption:	A.N. 24-24 - New Location: Sydevist Manuel for Outsyde requesting Liquor, Beer and Wine consumption on premises located at 1201 Greene Street. District 1, Super District 9
Background:	New Location – Outsyde
Analysis:	Applicant meets the requirements of the City of Augusta’s Alcohol Ordinance.
Financial Impact:	Applicant will pay a fee of \$4,365.00
Alternatives:	N/A
Recommendation:	Planning & Development Department approved the application subject to additional information not contradicting the applicant’s statements. Sheriff’s Office approved the application subject to additional information not contradicting applicant’s statements.
Funds are available in the following accounts:	N/A
<u>REVIEWED AND APPROVED BY:</u>	N/A

Augusta-Richmond County Planning & Development Department
1803 Marvin Griffin Road
Augusta, GA. 30906

ALCOHOL BEVERAGE APPLICATION

Alcohol Number _____ Year _____ Alcohol Account Number _____

1. Name of Business OUTSIDE
2. Business Address 1201 GREENE ST
3. City Augusta State GA Zip 30901
4. Business Phone (762) 622-8124 Home Phone ()
5. Applicant Name and Address: SYOERIST MANUEL
17th ST #1403
Augusta, GA 30901
6. Applicant Social Security # _____ D.O.B. _____
7. If Application is a transfer, list previous Applicant: _____
8. Business Location: Map & Parcel 036-4-289-00-0 Zoning _____
9. Location Manager(s) SYOERIST MANUEL
10. Is Applicant an American Citizen or Alien lawfully admitted for permanent residency?
☒ Yes () No

OWNERSHIP INFORMATION

11. Corporation (if applicable): Date Chartered: _____
12. Mailing Address:
Name of Business OUTSIDE
Attention SYOERIST MANUEL
Address 17th ST #1403
City/State/Zip Augusta, GA 30901
13. Ownership Type: () Corporation () Partnership ☒ Individual
14. Corporate Name: _____
List name and other required information for each person having interest in this business.

Name	Position	SSNO#	Address	Interest
SYOERIST MANUEL	OWNER		17th ST #1403 ^{Augusta} 30901	100%

15. What type of business will you operate in this location?
() Restaurant - Full (X) Lounge () Convenience Store
() Restaurant - Limited () Package Store () Hybrid
() Other: _____

License Information	Liquor	Beer	Wine	Dance	Sunday Sales
Retail Package Dealer					
Consumption on Premises	X	X	X		
Wholesale					

Total License Fee: \$ _____
Prorated License Fee: (After July 1 ONLY) \$ _____

16. Have you ever applied for an Alcohol Beverage License before: YES
If so, give year of application and its disposition: 2022 Business Name: PEDAL PUB BAR & PATIO
17. Are you familiar with Georgia and Augusta-Richmond County laws regarding the sale of alcoholic beverages? (X) Yes () No If so, please initial SLM

18. Attach a passport-size photograph (front view) taken within two years. Write name on back of the dealer submitting the license application.
19. Has any liquor business in which you hold, or have held, any financial interest, or are employed, or have been employed, ever been cited for any violation of the rules and regulations of Augusta-Richmond County or the State Revenue Commission relating to the sale and distribution of distilled spirits? () Yes (X) No
If yes, give full details: _____
20. Have you ever been arrested, or held by Federal, State, or other law-enforcement authorities, for any violation of any Federal, State, County or Municipal law, regulation or ordinance: (Do not include traffic violations, with the exception of any offenses pertaining to alcohol or drugs). All other charges must be included, even if they are dismissed. () Yes (X) No
If yes, give reason charged or held, date and place where charged and its disposition. _____
21. List owner or owners of building and property.
FRED DATTCH
22. List the name and other required information for each person, firm or corporation having any interest in the business.
N/A
23. If a new application, attach a surveyor's plat and state the straight line distance from the property line of school, church, library, or public recreation area to the wall of the building where alcohol beverages are sold.
A) Church 850' C) School 1300'
B) Library 2350' D) Public Recreation 2825'
24. State of Georgia, Augusta-Richmond County, I, SYDNEY MANUEL
Do solemnly swear, subject to the penalties of false swearing, that the statements and answers made by me as the applicant in the forgoing alcoholic beverage application are true.
25. I hereby certify that Sydney Manuel is personally known to be, That he/she signed his/her name to the forgoing allocation stating to me that he/she knew and understood all statements and answers made herein, and, under oath actually administered by me, has sworn that said statements and answers are true.
This 22 day of May, in the year 2024.

Applicant Signature

Notary Public

FOR OFFICE USE ONLY

Department	Approve	Deny	Comments
Recommendation			
Alcohol Inspector			
Sheriff			
Fire Inspector			

The Board of Commissioners on the _____ day of _____, in the year _____.
(Approved, Disapproved) the forgoing application

Administrator

Date

PLANNING & DEVELOPMENT DEPARTMENT STAFF REPORT

Case Number: A.N. 24-24

Application Type: Liquor, Beer, and Wine Consumption on Premises - New Location

Business Name: Outsyde

Hearing Date: May 7, 2024

Prepared By: Brian Kepner, Deputy Director, Planning & Licensing Divisions, Planning and Development Department

Applicant: Syderist Manuel

Property Owner: F Daitch Properties, LLC

Address of Property: 1201 Greene Street

Tax Parcel #: 036-4-290-00-0

Commission Districts: District 1, Super District 9

ANALYSIS:

Location Restrictions:

- **Zoning:** General Business, B-2
- **Distance Requirements:** The proposed location for retail package Beer & Wine meets the minimum distance to churches, schools, libraries, and public recreational areas.

ADDITIONAL CONSIDERATIONS:

- **Reputation, Character** – The applicant's reputation, character, trade and business associations or past business ventures, mental and physical capacity to conduct business.
- **Previous Violations of Liquor Laws** – If the applicant is a previous holder of a license to sell alcoholic liquors, whether they have violated any laws, regulations, or ordinances relating to such business.
- **Manner of Conducting Prior Liquor Business** – If the applicant is a previous holder of a license to sell alcoholic liquors, the manner with which they conducted the business thereunder especially as to the necessity for unusual police observation and inspection to prevent the violation of any law, regulation, or ordinance relating to such business.
- **Location** - The location for which the license is sought, as to traffic congestion, general character of neighborhood, and the effect such an establishment would have on the adjacent surrounding property values.
- **Number of Licenses in a Trading Area** – The number of licenses already granted for a similar business in the trading area of place for which the license is sought.

- **Dancing** – If dancing is to be permitted upon the premise for which the license is sought and the applicant has previously permitted dancing upon the premises controlled or supervised by them, the manner with which they controlled or supervised such dancing to prevent any violation of any law, regulation, or ordinance.
- **Previous Revocation of License** – If the applicant is a person whose license issued under the police powers of any governing authority has been previously suspended, or revoked, or who has previously had an alcoholic beverages license suspended or revoked.
- **Payment of Taxes** - If the applicant and business are not delinquent in the payment of any local taxes.
- **Congregation of Minors** – Any circumstances which may cause minors to congregate in the vicinity of the proposed location, even if the location meets the distance requirements under Section 6-2-64(b) herein.
- **Prior Incidents** - Evidence that a substantial number of incidents requiring police intervention have occurred within a square city block of the proposed location during the twelve (12) months immediately preceding the date of application.
- **Previous Denial or Revocation** – The denial of an application or revocation of a license, occurring within the preceding twelve (12) months, which was based on the qualifications of the proposed location.

FINANCIAL IMPACT: The applicant will pay a fee of \$4,365.00

RECOMMENDATION:

Planning and Development Department recommends approval of the application subject to additional information not contradicting the applicant's statements.

Sheriff's Office recommends approval of the application subject to additional information not contradicting the applicant's statements.

NOTE: The staff report includes information available approximately two (2) weeks prior to the Public Services Committee meeting. It represents an evaluation of the facts presented by the applicant; research done by staff, and consideration of the relevant factors in the Comprehensive Zoning Ordinance and the Alcohol Ordinance of Augusta, Georgia. New facts may emerge, and staff reserves the right to make an oral recommendation at the hearing based on all information available at that time.



Augusta Public Services Committee Meeting

May 14, 2024

Alcohol License

Department:	Planning & Development
Presenter:	Brian Kepner, Deputy Director, Planning and Licensing Divisions
Caption:	A.N. 24-25 – Existing Location, New Ownership: Spence Sasko for BJS Augusta requesting Liquor, Beer and Wine consumption on premises located at 813 Broad Street. District 1, Super District 9
Background:	New Location – Modjeska
Analysis:	Applicant meets the requirements of the City of Augusta’s Alcohol Ordinance.
Financial Impact:	Applicant will pay a fee of \$4,365.00
Alternatives:	N/A
Recommendation:	Planning & Development Department approved the application subject to additional information not contradicting the applicant’s statements. Sheriff’s Office approved the application subject to additional information not contradicting applicant’s statements.
Funds are available in the following accounts:	N/A
<u>REVIEWED AND APPROVED BY:</u>	N/A

Augusta-Richmond County Planning & Development Department
1803 Marvin Griffin Road
Augusta, GA. 30906

ALCOHOL BEVERAGE APPLICATION

Alcohol Number _____ Year _____ Alcohol Account Number _____

1. Name of Business BJS Augusta
2. Business Address 813 Broad Street
3. City Augusta State GA Zip 30901
4. Business Phone (843) 290 5307 Home Phone _____
5. Applicant Name and Address: Spencer SASNO
733 E Walden Street
Savannah GA 31401
6. Applicant Social Security # _____ D.O.B. _____
7. If Application is a transfer, list previous Applicant: _____
8. Business Location: Map & Parcel 813 Broad Street Zoning _____
9. Location Manager(s) Spencer SASNO
10. Is Applicant an American Citizen or Alien lawfully admitted for permanent residency?
(☒) Yes () No

OWNERSHIP INFORMATION

11. Corporation (if applicable): Date Chartered: N/A
12. Mailing Address:
Name of Business BJS Augusta
Attention Spencer SASNO
Address 813 Broad Street
City/State/Zip Augusta GA 30901
13. Ownership Type: () Corporation (☒) Partnership () Individual
14. Corporate Name: BJS Augusta
List name and other required information for each person having interest in this business.

Name	Position	SSNO#	Address	Interest
Spencer SASNO	Owner		733 E Walden Street Savannah GA	100%

15. What type of business will you operate in this location?
() Restaurant - Full (☒) Lounge () Convenience Store
() Restaurant - Limited () Package Store () Hybrid
() Other: _____

License Information	Liquor	Beer	Wine	Dance	Sunday Sales
Retail Package Dealer	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		
Consumption on Premises					
Wholesale					

Total License Fee: \$ _____
Prorated License Fee: (After July 1 ONLY) \$ _____

16. Have you ever applied for an Alcohol Beverage License before: NO
If so, give year of application and its disposition: _____
17. Are you familiar with Georgia and Augusta-Richmond County laws regarding the sale of alcoholic beverages? (☒) Yes () No If so, please initial SSN

18. Attach a passport-size photograph (front view) taken within two years. Write name on back of the dealer submitting the license application.



19. Has any liquor business in which you hold, or have held, any financial interest, or are employed, or have been employed, ever been cited for any violation of the rules and regulations of Augusta-Richmond County or the State Revenue Commission relating to the sale and distribution of distilled spirits? () Yes (✓) No
If yes, give full details: _____

20. Have you ever been arrested, or held by Federal, State, or other law-enforcement authorities, for any violation of any Federal, State, County or Municipal law, regulation or ordinance: (Do not include traffic violations, with the exception of any offenses pertaining to alcohol or drugs). All other charges must be included, even if they are dismissed. () Yes (✓) No
If yes, give reason charged or held, date and place where charged and its disposition.
~~Reckless Driving~~

21. List owner or owners of building and property.

Ahmad J. Ahmadi

22. List the name and other required information for each person, firm or corporation having any interest in the business. NIA

23. If a new application, attach a surveyor's plat and state the straight line distance from the property line of school, church, library, or public recreation area to the wall of the building where alcohol beverages are sold.
A) Church _____ C) School _____
B) Library _____ D) Public Recreation _____
24. State of Georgia, Augusta-Richmond County, I, SPENCER SASNO
Do solemnly swear, subject to the penalties of false swearing, that the statements and answers made by me as the applicant in the forgoing alcoholic beverage application are true.

Spencer Sasno
Applicant Signature

25. I hereby certify that SPENCER SASNO is personally known to be, That he/she signed his/her name to the forgoing allocation stating to me that he/she knew and understood all statements and answers made herein, and, under oath actually administered by me, has sworn that said statements and answers are true.
This 26th day of March, in the year 2024.

LEA BOTTOMS
Notary Public, State of South Carolina
My Commission Expires
December 10, 2031

Lea Bottoms
Notary Public

FOR OFFICE USE ONLY

Department	Approve	Deny	Comments
<u>Recommendation</u>			
Alcohol Inspector			
Sheriff			
Fire Inspector			

The Board of Commissioners on the _____ day of _____, in the year _____.
(Approved, Disapproved) the forgoing application

Administrator

Date

PLANNING & DEVELOPMENT DEPARTMENT STAFF REPORT

Case Number: A.N. 24-25

Application Type: Liquor, Beer, and Wine Consumption on Premises – Existing Location, New Ownership

Business Name: Modjeska

Hearing Date: May 14, 2024

Prepared By: Brian Kepner, Deputy Director, Planning & Licensing Divisions, Planning & Development Department

Applicant: Spencer Sasko

Property Owner: Zua Modjeska, LLC

Address of Property: 813 Broad Street

Tax Parcel #: 037-3-114-00-0

Commission Districts: District 1, Super District 9

ANALYSIS:

Location Restrictions:

- **Zoning:** General Business, B-2
- **Distance Requirements:** The proposed location for retail package Beer & Wine meets the minimum distance to churches, schools, libraries, and public recreational areas.

ADDITIONAL CONSIDERATIONS:

- **Reputation, Character** – The applicant's reputation, character, trade and business associations or past business ventures, mental and physical capacity to conduct business.
- **Previous Violations of Liquor Laws** – If the applicant is a previous holder of a license to sell alcoholic liquors, whether they have violated any laws, regulations, or ordinances relating to such business.
- **Manner of Conducting Prior Liquor Business** – If the applicant is a previous holder of a license to sell alcoholic liquors, the manner with which they conducted the business thereunder especially as to the necessity for unusual police observation and inspection to prevent the violation of any law, regulation, or ordinance relating to such business.
- **Location** - The location for which the license is sought, as to traffic congestion, general character of neighborhood, and the effect such an establishment would have on the adjacent surrounding property values.
- **Number of Licenses in a Trading Area** – The number of licenses already granted for a similar business in the trading area of place for which the license is sought.

- **Dancing** – If dancing is to be permitted upon the premise for which the license is sought and the applicant has previously permitted dancing upon the premises controlled or supervised by them, the manner with which they controlled or supervised such dancing to prevent any violation of any law, regulation, or ordinance.
- **Previous Revocation of License** – If the applicant is a person whose license issued under the police powers of any governing authority has been previously suspended, or revoked, or who has previously had an alcoholic beverages license suspended or revoked.
- **Payment of Taxes** - If the applicant and business are not delinquent in the payment of any local taxes.
- **Congregation of Minors** – Any circumstances which may cause minors to congregate in the vicinity of the proposed location, even if the location meets the distance requirements under Section 6-2-64(b) herein.
- **Prior Incidents** - Evidence that a substantial number of incidents requiring police intervention have occurred within a square city block of the proposed location during the twelve (12) months immediately preceding the date of application.
- **Previous Denial or Revocation** – The denial of an application or revocation of a license, occurring within the preceding twelve (12) months, which was based on the qualifications of the proposed location.

FINANCIAL IMPACT: The applicant will pay a fee of \$4,365.00

RECOMMENDATION:

Planning and Development Department recommends approval of the application subject to additional information not contradicting the applicant's statements.

Sheriff's Office recommends approval of the application subject to additional information not contradicting the applicant's statements.

NOTE: The staff report includes information available approximately two (2) weeks prior to the Public Services Committee meeting. It represents an evaluation of the facts presented by the applicant; research done by staff, and consideration of the relevant factors in the Comprehensive Zoning Ordinance and the Alcohol Ordinance of Augusta, Georgia. New facts may emerge, and staff reserves the right to make an oral recommendation at the hearing based on all information available at that time.



Public Services Committee Meeting

Meeting Date: May 14, 2024

Motion to approve a bequest from the Susan Calhoun Pund Park Trust

Department:	Parks and Recreation
Presenter:	Charles Jackson
Caption:	Motion to approve a bequest from the Susan Calhoun Pund Park Trust for Magnolia Cemetery, to receive the bequest, to add the funds of the bequest to the Cemetery Perpetual Care Fund, and to authorize the Mayor to execute the agreement and all related documents.
Background:	On June 1, 2023, attorneys from Castner & Edwards, LLP, a Massachusetts law firm acting as trustees of the Susan Calhoun Pund Park Trust, notified Augusta that Magnolia Cemetery is named as a beneficiary of the trust and entitled to receive \$25,000, as well as four (4) percent interest for the time between February 25, 2023, and the date the bequest is mailed to Augusta.
Analysis:	It is the Department's belief that adding the funds to the Perpetual Care Fund would be most beneficial for Augusta and Magnolia Cemetery. Adding the funds to the Perpetual Care Fund would increase that fund by more than ten (10) percent and therefore increase available monies for maintenance of the cemeteries annually.
Financial Impact:	\$25,000.00 + \$1,216.44 (estimated accrued interest as of 5/14/2024)
Alternatives:	<ol style="list-style-type: none"> 1. To Approve 2. To move to no action
Recommendation:	<ol style="list-style-type: none"> 1. To Approve
Funds are available in the following accounts:	791-00-0000-3711110
<u>REVIEWED AND APPROVED BY:</u>	N/A

**AUGUSTA, GEORGIA
AND
SUSAN CALHOUN PUND PARK TRUST**

MEMORANDUM OF UNDERSTANDING

THIS MEMORANDUM OF UNDERSTANDING ("MOU" or "Agreement") is made and entered into this _____ day of _____, 2024, (the "Effective Date") between Augusta, Georgia ("Augusta"), a political subdivision of the State of Georgia, and Susan Calhoun Pund Park Trust ("Trust"), known collectively as the "Parties," to accept and utilize the bequest and assist the completion of the operation and termination of the Trust.

WHEREAS, Augusta, Georgia is a beneficiary of the SUSAN CALHOUN PUND PARK TRUST, established by instrument dated August 27, 2015, by and between Susan Calhoun Pund Park, as Donor (the "Donor"), and Susan Calhoun Pund Park, as original Trustee, and of which Oliver F. Ames, Jr. and Antonia M. Pollak are the current Trustees (such current trustees referred to hereafter as the "Trustees");

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL PROMISES DESCRIBED IN THIS MOU, THE ADEQUACY AND SUFFICIENCY OF WHICH EACH PARTY ACKNOWLEDGES, EACH OF THE PARTIES AGREE AS FOLLOWS:

1. *Acknowledgement of Interest.* Augusta acknowledges that it is a beneficiary under Paragraph (A)(11) of Article 5 of said Trust entitled to a distribution of the trust property in the amount of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00), plus, in accordance with MGL c. 190B, sec. 3-904, interest at Four Percent (4.0%) per annum, for the number of days elapsed between the one-year anniversary of the Donor's death (i.e., February 25, 2023) and the date on which the distribution is mailed to the undersigned.
2. *Acknowledgement and Acceptance of Accounts.* Augusta waives any right to an accounting by the Trustees relative to all activities performed by the Trustees with respect to the administration of the Trust from the establishment of the Trust until its said termination. Augusta affirms that it has had the opportunity to review the Trustees' records of the administration of the Trust to the extent that it wishes to do so.
3. *Waiver of Court Proceeding.* The Trustees agree to waive a court proceeding for the allowance of the accounts relative to the Trust (unless it should at any time be advisable in their opinion to account formally or to any party other than the undersigned), thereby eliminating the expense and delay of a formal court proceeding.

4. *Consent to Actions.* Augusta consents to and approves all of the Trustee's actions relating to the Trust, including without limitation actions (or non-actions) regarding the investment, administration, and distribution of the trust property, whether or not reflected in any account statements, from the inception of the Trust through the date of this Agreement.
5. *Release of Claims.* Augusta, on behalf of itself and its successors, assigns, and legal representatives (and anyone claiming by or through it), hereby releases the Trustees, individually and in their capacity as Trustees of the Trust, and their agents, legal and other representatives, attorneys, successors and assigns, from any and all claims and demands that the undersigned has or may have against the Trustees as aforesaid, arising from or relating in any way to actions or inactions of the Trustees with respect to the Trust, whether or not reflected in the account statement referenced above or in any other account statements, from the inception of the Trust and through the date of this Agreement.
6. *Acknowledgement of Effect of Release.* Augusta understands and acknowledges that, as a result of signing this Agreement, Augusta and its successors, assigns, and legal representatives (and anyone claiming by or through it) will have no right to bring any claim of any kind against the Trustees in connection with the administration of the Trust and during the period from the creation of the Trust through the date of this Agreement. Augusta further acknowledges that it was given the opportunity to have this Agreement reviewed by independent legal counsel on its behalf and was aware of and had knowledge of all material facts relative to this Agreement.
7. *Refunding.* To the extent of any distribution received, Augusta agrees to refund to the Trustees any portion of the distribution from the Trust to which is not properly entitled, even if distributed through negligence.
8. *Indemnification.* To the extent of any distribution received, Augusta agrees that it will exonerate and reimburse the Trustees as Trustees of the Trust for and in respect of any and all claims and liabilities (including, but not limited to, reasonable attorney fees) which may be asserted against the Trustees arising on account of, or in any manner connected with, the administration of the Trust, the distribution to Augusta and any other matters covered by this Agreement, brought by or on behalf of itself, anyone claiming by or through it, or any other person or entity; provided, however, that: (1) Augusta's liability under this paragraph shall only apply to the extent that such claims and liabilities against the Trustees cannot be paid from the residue of the Trust, (2) that the Beneficiary's share of such claims and liabilities shall not exceed two and seven-tenths percent (2.7%) of the total amount of the claims and liabilities or the value of the distribution, whichever is lesser, and (3) Augusta shall not be required to exonerate and reimburse the Trustees for any claims and liabilities, and related

attorneys' fees, arising from or in any way connected with acts of negligence or breaches of fiduciary duty committed by the Trustees in the administration of the Trust.

9. *Governing Law and Intent to Bind.* The Parties hereby declare it to be their intent that this Agreement shall be governed by the laws of the Commonwealth of Massachusetts which laws govern the Trust, and shall be legally binding on the undersigned, its successors, assigns, and legal representatives (and anyone claiming by or through it). If any provision of this Agreement is held to be invalid or unenforceable, it shall not affect the validity or enforceability of any other provision.
10. *No Assignment.* The Parties represent that, to the date of this instrument, it has not assigned, alienated, transferred or in any way encumbered its right, title, and interest in and to the distribution described in this Agreement.
11. The Trust and Trustees acknowledges that this contract and any changes to it by amendment, modification, change order, or other similar document may have required or may require the legislative authorization of the Board of Commissioners and approval of the Mayor. Under Georgia law, the Trust and Trustees are deemed to possess knowledge concerning Augusta, Georgia's ability to assume contractual obligations and the consequences of the Trust and Trustees provision of goods or services to Augusta, Georgia under an unauthorized contract, amendment, modification, change order, or other similar document, including the possibility that the Trust and Trustees may be precluded from recovering payment for such unauthorized goods or services. Accordingly, the Trust and Trustees agree that if it provides goods or services to Augusta, Georgia under a contract that has not received proper legislative authorization or if the Trust and Trustees provide goods or services to Augusta, Georgia in excess of the any contractually authorized goods or services, as required by Augusta, Georgia's Charter and Code, Augusta, Georgia may withhold payment for any unauthorized goods or services provided by the Trust and Trustees. The Trust and Trustees assume all risk of non-payment for the provision of any unauthorized goods or services to Augusta, Georgia, and waive all claims to payment or to other remedies for the provision of any unauthorized goods or services to Augusta, Georgia, however characterized, including, without limitation, all remedies at law or equity.

IN WITNESS WHEREOF, the Parties state and affirm that they are duly authorized to bind the respected entities designated below as of the day and year indicated.

[SIGNATURES ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, a duly authorized representative of each party has executed this MOU as of the date(s) set forth below.

SUSAN CALHOUN PUND PARK TRUST

Augusta, Georgia

By: 

By: _____

Name: OLIVER F AMES, JR.

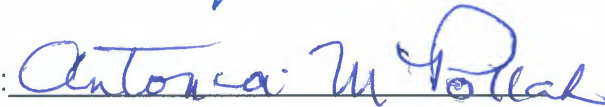
Name: Garnett L. Johnson

Title: Trustee

Title: Mayor

Date: 4/25/24

Date: _____

By: 

Name: ANTONIA M. POLLAK

Title: Trustee

Date: 4/24/24

Attest: _____
Lena J. Bonner, Clerk of Commission

Address for Notices:

SUSAN CALHOUN PUND PARK TRUST
c/o Casner & Edwards, LLP
303 Congress Street, 2nd Floor
Boston, MA 02210

Address for Notices:

Augusta, Georgia
535 Telfair Street, Suite 200
Augusta, GA 30901
Attention: Mayor Garnett Johnson

With copies to:

Augusta PRD
2027 Lumpkin Rd
Augusta GA 30906

General Counsel

Augusta Law Department
535 Telfair Street, Bldg 3000
Augusta, GA 30901

**Public Services Committee****May 14, 2024****Minutes**

Department:	N/A
Presenter:	N/A
Caption:	Motion to approve the minutes of the Public Services Committee held on April 30, 2024.
Background:	N/A
Analysis:	N/A
Financial Impact:	N/A
Alternatives:	N/A
Recommendation:	N/A
Funds are available in the following accounts:	N/A
<u>REVIEWED AND APPROVED BY:</u>	N/A



PUBLIC SERVICES COMMITTEE MEETING MINUTES

Commission Chamber
 Tuesday, April 30, 2024
 1:00 PM

PUBLIC SERVICES

PRESENT

Mayor Garnett Johnson
 Commissioner Sean Frantom
 Commissioner Bobby Williams
 Commissioner Stacy Pulliam
 Commissioner Wayne Guilfoyle

1. **A.N. 24-18 - New Location: Madhusudhan Kothakapu** requesting **Retail Package Beer and Wine** for Integrity Investments GA, Inc. d/b/a Pick N Mov located at 3082 Deans Bridge Road. District 5, Super District 9

It was the consensus of the committee that this item be referred to the full Commission with no recommendation.

2. **A.N. 24-19 - New Location: Deep Patel** requesting **Retail Package Beer and Wine** for Gas World #7 located at 3293 Deans Bridge Road. District 5, Super District 9

Motion to approve.

Motion made by Guilfoyle, Seconded by Williams.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

3. **A.N. 24-20 – Existing Location: Betty Brown** requesting Liquor, Beer and Wine consumption on premises for Pasches Island Soul Restaurant located at 307 James Brown Boulevard, District 1, Super District 9.

Motion to approve.

Motion made by Guilfoyle, Seconded by Williams.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

4. **A.N. 24-21 - New Ownership (Existing Location): Swetha Jaini** requesting **Retail Package Beer, and Wine** for Texaco Food Mart located at 4150 Windsor Springs Road. District 6, Super District 10

Motion to approve.

Motion made by Williams, Seconded by Pulliam.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

5. **A.N. 24-22 - New Location: Karl Hunsinger, Jr.** requesting **Retail Package Beer and Wine** located at 3661 Mike Padgett Highway. District 6, Super District 10

Motion to approve.

Motion made by Williams, Seconded by Pulliam.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

6. A request by **Tiffany McGuire** for **Massage Operator's License** to be used in connection with Mindful Relief located at 1502 Monte Sano Avenue. District 2, Super District 9.

It was the consensus of the committee that this item be referred to the full Commission with no recommendation.

7. Motion to approve additional funding for Senior Nutrition Sites for the provision of cost-free recreational services to program participants.

Motion to approve.

Motion made by Williams, Seconded by Pulliam.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

8. Update from the Planning and Development Department regarding a revision of the ordinance relating to the Modular Trailers on the corner of Morning and Hwy. 25. **(Referred from the March 26 Public Services Committee)**

Motion to refer this item to the full Commission with no recommendation.

Motion made by Williams, Seconded by Pulliam.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

9. Motion to adopt the Title VI FTA Compliance and Implementation for the Metropolitan Planning Organization and Augusta Transit.

Motion to approve.

Motion made by Williams, Seconded by Pulliam.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

10. Motion to Approve Change Order No. 2 to contract with RW Allen Construction, LLC in the amount of (\$1,730.80). Approved by the Augusta Aviation Commission on March 28, 2024 (23BFA132).

Motion to approve.

Motion made by Williams, Seconded by Guilfoyle.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

11. Motion to Approve Change Order No. 1 to contract with Independence Excavating in the amount of \$291,001.25. Approved by the Augusta Aviation Commission on March 28, 2024 (23BFA254).

Motion to approve.

Motion made by Williams, Seconded by Guilfoyle.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

12. Motion to approve the minutes of the Public Services Committee held on March 26, 2024.

Motion to approve.

Motion made by Williams, Seconded by Pulliam.

Voting Yea: Frantom, Williams, Pulliam, Guilfoyle

Motion carries 4-0.

