



**MAYOR**  
Richard E. Roquemore

**CITY ADMINISTRATOR**  
Michael E. Parks

**CITY COUNCIL**  
Taylor J. Sisk  
Jamie L. Bradley  
Joshua Rowan  
Johnnathen Eggleston

**CITY OF AUBURN  
MAYOR and CITY COUNCIL  
February 26, 2026  
6:00 PM  
Council Workshop Meeting  
1 Auburn Way  
Auburn, GA 30011**

**COUNCIL REPORTS AND ANNOUNCEMENTS**

**PUBLIC HEARING**

1. Statewide Homestead Exemption Opt Out (House Bill 581)– Hearing #3

**NEW BUSINESS**

2. Nemrut, LLC Alcohol License Re-Application– Jack Wilson
3. Georgia Power Distribution Facility Construction Agreement- Michael Parks
4. Equipment Repair for Public Works- Michael Parks

**VOTING ITEM**

5. Statewide Homestead Exemption Opt Out (House Bill 581)
6. Barrow County SPLOST Agreement – Michael Parks

**CITIZEN COMMENTS ON AGENDA ITEMS**

**ADJOURN**



**MAYOR**  
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**AGENDA ITEM:** 1- Public Hearing  
5- Voting Item

**TO:** Mayor and Council

**FROM:** Michael Parks  
City Administrator

**DATE:** February 26, 2026

**PURPOSE:** Public Hearing #3 & Voting Item #5

**BACKGROUND:** House Bill 581, passed during the 2024 legislative session and signed by Governor Kemp, introduces key changes that will impact local government revenue. This bill includes procedural modifications to property tax assessments and appeals, a new statewide homestead exemption (which local governments can opt out of), and a local option sales tax aimed at providing property tax relief. Due to opting out of the House Bill last year, the State requires hearings and a vote in 2026 before March 1, 2026.

**RECOMMENDATION:** Discussion and Vote

**FUNDING:** N/A

**ATTACHMENTS:** N/A

## INTENT TO OPT OUT OF HOMESTEAD EXEMPTION

The City Council City of Auburn intends to opt out of the statewide adjusted base year ad valorem homestead exemption for the City of Auburn, Georgia. All concerned citizens are invited to the public hearing on this matter to be held at City Hall, 1 Auburn Way, Auburn, Georgia 30011 on January 22, 2026, at 6:00 p.m. Times and places of additional public hearings on this matter are at City Hall, 1 Auburn Way, Auburn, Georgia 30011 on February 12, 2026, at 6:00 p.m. and February 26, 2026, at 6:00 p.m.

**Press Release**

**City of Auburn**

**HB 581 Opt Out**

**January 1, 2026**

The City Council City of Auburn intends to hold public hearings to consider opting out of the statewide adjusted base year ad valorem homestead exemption for the City of Auburn, Georgia. All concerned citizens are invited to the public hearing on this matter to be held at City Hall, 1 Auburn Way, Auburn, Georgia 30011 on January 22, 2026, at 6:00 p.m. Times and places of an additional public hearings on this matter are at City Hall, 1 Auburn Way, Auburn, Georgia 30011 on February 12, 2026, at 6:00 p.m. and February 26, 2026, at 6:00 p.m. Public comment is invited and encouraged.

The Statewide Floating Homestead Exemption outlined in HB 581 and codified in O.C.G.A. Sec. 48-5-44.2 is considered an adjusted base-year homestead exemption, because it allows the homestead's base-year value to increase annually up to the inflation rate determined by the State Revenue Commissioner.

The Legislation allows local governments to remove themselves from the statewide exemption before March 1, 2026. Every local government is affected by the exemption differently based on its tax digest mixture (commercial, industrial, office, residential, vacant, etc.) and the average longevity of homestead properties. The City of Auburn anticipates being particularly impacted because of the high percentage of stable residential properties in its tax digest. Opting out provides the City needed flexibility to meet demands, provide services, and balance its budget with stability. This summary is provided to satisfy the requirements of HB 581 (O.C.G.A. Sec. 48-5-44.2(i)).

**RESOLUTION NO. 02-026**

**A RESOLUTION BY THE CITY OF AUBURN, GEORGIA TO OPT OUT OF THE HOMESTEAD EXEMPTION PURSUANT TO O.C.G.A. § 48-5-44.2**

**WHEREAS**, O.C.G.A. § 48-5-44.2, effective January 1, 2025, created a statewide homestead exemption from ad valorem taxes levied by, for, or on behalf of the state or any county, consolidated government, municipality, or local school district in this state; and

**WHEREAS**, more specifically, O.C.G.A. § 48-5-44.2(i) authorized the governing authority of any county, consolidated government, municipality, or school district to opt out of the homestead exemption otherwise granted with respect to such political subdivision through certain procedures and the adoption of a resolution by March 1, 2026; and

**WHEREAS**, the City of Auburn, Georgia desires to opt out of the homestead exemption otherwise granted; and

**WHEREAS**, the City of Auburn, Georgia has complied with the required procedures pursuant to O.C.G.A. § 48-5-44.2(i), including but not limited to, holding at least three public meetings on the intent to opt out and placing the required advertisement in a newspaper of general circulation and on its website as required.

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF AUBURN, GEORGIA HEREBY RESOLVES** that the City hereby opts out of the homestead exemption otherwise granted by O.C.G.A. § 48-5-44.2.

**BE IT FURTHER RESOLVED**, that this Resolution shall become effective immediately upon its approval by the City Council of the City of Auburn, Georgia.

**BE IT FURTHER RESOLVED**, that the City Clerk and City Administrator is hereby directed to provide a certified copy of this Resolution to the Georgia Secretary of State no later than March 1, 2026.

**SO RESOLVED AND ADOPTED** this \_\_\_\_\_ of February, 2026.

\_\_\_\_\_  
Mayor Richard E. Roquemore

\_\_\_\_\_  
Jamie L. Bradley, Council Member

\_\_\_\_\_  
Jonathen Eggleston, Council Member

\_\_\_\_\_  
Taylor J. Sisk, Council Member

\_\_\_\_\_  
Joshua Rowan, Council Member

Attest:

\_\_\_\_\_  
Brooke Haney, City Clerk



**MAYOR**  
Richard E. Roquemore

**CITY ADMINISTRATOR**  
Michael E. Parks

**CITY COUNCIL**  
Taylor J. Sisk  
Jamie L. Bradley  
Joshua Rowan  
Johnathen Eggleston

**AGENDA ITEM: 2**

**TO:** Mayor and Council

**FROM:** Jack Wilson  
City Attorney

**DATE:** February 26, 2026

**PURPOSE:** Nemrut LLC has submitted an application for the issuance of an alcohol license for the premises located at 1376 3rd Avenue.

**BACKGROUND:** Mayor and Council previously considered and denied an alcohol license for this same address on November 3, 2022. No appeal or legal challenge to that decision was filed within the applicable timeframe.

The current application is being submitted under a different business name. Staff has reviewed the submitted materials for completeness and for compliance with the City's Alcohol Ordinance and applicable regulatory requirements.

Pursuant to City procedures, the application is being presented to Mayor and Council for consideration and determination.

**RECOMMENDATION:** Council Discretion.

**FUNDING:** N/A

**ATTACHMENTS:** Application

**STANTONPORTER**  
**LAW**

Winder:  
73 Church Street  
P.O. Box 88  
Winder, Georgia 30680  
470.997.2010  
[stanton@stantonporter.com](mailto:stanton@stantonporter.com)

Athens:  
2005 South Milledge Avenue  
Suite 101  
Athens, Georgia 30606  
(By Appointment Only)

January 14, 2026

City of Auburn  
1369 Fourth Avenue  
Auburn, Georgia 30011

In RE:           Alcohol Permit Application

Dear Sir or Madam:

Enclosed herein you will find out client's Alcohol Permit Application. Additionally, I have enclosed a check in the amount of \$300.00 as payment for said application. Please do not hesitate to contact me with any questions or concerns.

Sincerely,



Meghan Wyatt,  
Paralegal to Stanton E. Porter

/mw  
Encls.



## City of Auburn Alcohol Permit Application

### **INSTRUCTIONS AND CONDITIONS FOR APPLYING FOR LICENSE TO SELL ALCOHOLIC BEVERAGES CITY OF AUBURN, GEORGIA**

- Every question must be fully and correctly answered, type written or legibly hand printed. Do not use initials. Spell out all names. Failure to do so may result in the denial or, if granted, the later revocation of a license. If the space provided is not sufficient, answer the question on a separate sheet and indicate in the space provided that a separate sheet is attached.
- The completed application form and the required investigation fee of \$300.00 must be submitted at the time application is made to the planning department. Upon approval of the application, all additional fees must be tendered prior to issuance of license. Fees must be submitted in the form of certified cash, check or money order. All checks will be deposited daily as received by the City of Auburn Planning Department.
- Any change in the ownership, or any other status of the licensed operation which would change any answers on the original application must be reported in writing to the City of Auburn Planning Department within thirty (30) calendar days from the time of such change. Failure to do so may result in the revocation of the license.
- Background screening is required on all agents and officers. Planning Department will determine specific screening requirements upon review of application.
- The applicant shall be responsible for determining the distance of the proposed licensed location for each of the following: school building, kindergarten, day care center, church building, municipal park, municipal recreation area, and private residence (street address and name required) as required by the ordinance. A current certified plat from a registered surveyor is required to confirm the distance requirements and must accompany the application. The plat must show straight line measurements from point to point that certify the distance required.
- No license shall be issued if property is not zoned properly as defined by the applicable local zoning ordinances. Contact the City of Auburn Planning Department for zoning questions.
- The applicant shall be responsible for filing plans to review with Planning Department for occupancy requirements.
- All corporate applicants, without regard to the number of stockholders, shall list the names and addresses of the officers of the corporation. In addition they shall name an agent whose name shall appear on the license issued to the corporation. The corporation shall provide the name and address of the agent, who shall be the individual who does in fact have regular, managerial, and supervisory authority over the business conducted on the licensed premises. In addition, the manager shall be an agent for service for the corporation in addition to all other methods allowed for serving a corporation by the laws of Georgia.
- Information requested concerning race and sex identification of applicants, corporations and stockholders are for investigative purposes only.
- Georgia Crime Information Center Council (GCIC) rules require that the consent form on the last page of the application form be completed, signed and notarized prior to any information being accessed for release of criminal history investigations by the Police Department in reference to your application for license to sell alcoholic beverages.
- A review of the regulations of the Georgia Department of Revenue is recommended. Local Alcohol Agents may be reached at Georgia Department of Revenue, P.O. Box 1843, Athens, GA. 30603

- A State of Georgia Alcohol License is required before you can purchase and sell alcoholic beverages. Please contact the Georgia Department of Revenue, Registration, P.O. Box 740001, Atlanta, GA. 30374-001. Phone 404-651-8651 for their requirements, fees, and application.
- Contact the Federal Alcohol, Tobacco, and Firearms Licensing Department for their requirements. Federal ATF, Licensing Department, 2600 Century Center Parkway, Atlanta, Georgia, 30345. Phone Number 404-679-5040.
- A copy of the City of Auburn Alcohol Ordinance is a part of this application package. Please read it carefully and retain it for you information.
- No person shall be employed to dispense, sell, serve, take orders, mix alcoholic beverages, or serve in any managerial position, until such person has been fingerprinted or cleared by the chief of police or his designee, indicating that the person is eligible for such employment. All bartenders and any person who pours alcohol shall be at least 21 years of age.
- A personal financial statement must be submitted with each application. The application must include:
  - Balance Sheet (Assets, Liabilities, and Net Worth); Estimate of Annual Income; Estimate of Annual Expenses; Contingent Liabilities.
  - Life Insurance (List those policies you own.); Securities; Notes and Accounts Receivable; Real Estate Owned; Mortgages and Contracts Owned; Personal Property; Notes Payable.
- When completed, the application must be dated, signed, and verified under oath to assure that your license is processed timely. Allow approximately a thirty (30) day period for application processing.
- Legal Notices: When obtaining an Alcohol License from the City of Auburn, it is necessary to post a legal notice in the City's Public Organ. The City of Auburn will post the Legal Notice. This notice shall be advertised once a week for two weeks prior to consideration of the application by City Council.
- City Council Consideration: When obtaining a Distilled Spirits (Liquor) License (By the Drink or Packaged), it is necessary for the applicant and all concerned to be present at the City Council Meeting. As long as all prerequisites and requirements have been met, Council will take action on the applications.

**Application for Alcohol Beverages License should be returned to:**

Location Address: City of Auburn  
 City Clerk  
 1369 Fourth Avenue  
 Auburn, Georgia 30011

Mailing Address: City of Auburn  
 City Clerk  
 P.O. Box 1059  
 Auburn, Georgia 30011

Phone: 770-963-4002

**Note: Faxed applications or photocopied applications will not be accepted or the application will be denied. Only an original application filled out in black ink and notarized in the appropriate areas will be accepted. PLEASE CONTACT THE CITY CLERK OR PLANNING DIRECTOR IF FURTHER ASSISTANCE IS NEEDED**



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P.O. Box 1059, 1369 Fourth Avenue, Auburn, GA 30011

P : 770-963-4002 F : 770-513-9255

## City of Auburn Alcohol Permit Application

BUSINESS INFORMATION SECTION			
LEGAL BUSINESS NAME <b>Nemrut, LLC</b>			
BUSINESS ADDRESS (PHYSICAL ADDRESS) <b>376 3rd Avenue</b>			
CITY <b>Auburn</b>		STATE <b>GA</b>	ZIPCODE <b>30011</b>
PRIMARY PHONE NUMBER	SECONDARY NUMBER OR MOBILE	FAX NUMBER	
MAILING ADDRESS (IF DIFFERENT FROM THE BUSINESS ADDRESS)			
CITY		STATE	ZIPCODE
FEDERAL EMPLOYMENT ID NUMBER (FEI) <b>39-4452444</b>		GEORGIA SALES TAX ID NUMBER (STI)	
GEORGIA DEPARTMENT OF REVENUE ALCOHOL LICENSE NUMBER (IF YOU APPLICATION HAS NOT BEEN APPROVED YET THEN PLEASE SUBMIT A COPY OF THE STATE APPLICATION)			

BUSINESS STATUS SECTION
<input type="checkbox"/> SOLE PROPRIETORSHIP <input type="checkbox"/> PARTNERSHIP DATE THAT PARTNERSHIP WAS FORMED: _____ (PROVIDE LEGAL PROOF OF PARTNERSHIP) <input checked="" type="checkbox"/> CORPORATION (THIS INCLUDES S CHAPTER AND LIMITED LIABILITY) (PROVIDE IRS LETTER OF CORPORATE STATUS)
<p>ALL PARTNER'S AND CORPORATE OFFICER'S MUST PAY THE BACKGROUND CHECK FEE OF \$15.00. EACH PARTNER OR CORPORATE OFFICER WHO WILL SERVE OR POUR DRINKS MUST COMPLETE A POURER'S PERMIT FORM AND PAY AN ADDITIONAL \$10.00 FEE FOR THE POURER'S PERMIT CARD</p>

PERSONAL INFORMATION OF PRIMARY OWNER OR REGISTERED AGENT SECTION	
NAME OF OWNER OR REGISTERED AGENT <b>Fatih Gul</b>	<input type="checkbox"/> OWNER <input checked="" type="checkbox"/> REGISTERED AGENT
[REDACTED]	



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## City of Auburn Alcohol Permit Application

**\*ALL INDIVIDUALS IN THIS SECTION MUST SUBMIT A SEPARATE FORM FOR CRIMINAL HISTORY AND BACKGROUND CHECK AND PAY EXTRA FEES**

### PERSONAL INFORMATION OF BUSINESS PARTNER'S SECTION

ONLY COMPLETE THIS SECTION IF "PARTNERSHIP" WAS CHECKED IN QUESTION 9. IF "CORPORATION" WAS CHECKED THEN MOVE ON TO THE CORPORATE OFFICER'S SECTION IN THE NEXT PAGE. Where the applicant is a partnership or corporation, the provisions of this section shall apply to all its partners, officers and majority stockholders. In the case of a partnership, the license will be issued to all the partners owning at least five percent of the partnership; or if no partner owns five percent of the partnership, then the general partner, managing partner or the partner with the greatest ownership will be licensed. Section 5.50.090 (B)

	NAME OF BUSINESS PARTNER	PERCENTAGE OF OWNERSHIP	
DRIVER'S LICENSE NUMBER (MUST POSSESS A VALID STATE DRIVER LICENSE)			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PRIMARY PHONE NUMBER		SECONDARY NUMBER OR MOBILE	
PHYSICAL HOME ADDRESS			
CITY		STATE	ZIPCODE

	NAME OF BUSINESS PARTNER	PERCENTAGE OF OWNERSHIP	
DRIVER'S LICENSE NUMBER (MUST POSSESS A VALID STATE DRIVER LICENSE)			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PRIMARY PHONE NUMBER		SECONDARY NUMBER OR MOBILE	
PHYSICAL HOME ADDRESS			
CITY		STATE	ZIPCODE

	NAME OF BUSINESS PARTNER	PERCENTAGE OF OWNERSHIP	
DRIVER'S LICENSE NUMBER (MUST POSSESS A VALID STATE DRIVER LICENSE)			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PRIMARY PHONE NUMBER		SECONDARY NUMBER OR MOBILE	
PHYSICAL HOME ADDRESS			
CITY		STATE	ZIPCODE

YOU MAY DUPLICATE THIS PAGE TO INCLUDE ALL BUSINESS PARTNERS ASSOCIATED WITH YOUR COMPANY



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## City of Auburn Alcohol Permit Application

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<b>CORPORATE OFFICERS, STOCKHOLDERS, AND TRUSTEES INFORMATION SECTION</b>			
Where the applicant is a partnership or corporation, the provisions of this section shall apply to all its partners, officers and majority stockholders. In the case of a corporation, the license shall be issued jointly to the corporation and the majority stockholder, if an individual. Where the majority stockholder is not an individual, the license shall be issued jointly to the corporation and its agent registered under the provisions of this chapter. Section 5.50.090 (B)			
NAME OF OFFICER, STOCK HOLDER, OR TRUSTEE		OFFICE HELD AND/OR PERCENTAGE OF STOCK	
DRIVER'S LICENSE NUMBER (MUST POSSESS A VALID STATE DRIVER LICENSE)			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PRIMARY PHONE NUMBER		SECONDARY NUMBER OR MOBILE	
PHYSICAL HOME ADDRESS			
CITY		STATE	ZIPCODE

NAME OF OFFICER, STOCK HOLDER, OR TRUSTEE		OFFICE HELD AND/OR PERCENTAGE OF STOCK	
DRIVER'S LICENSE NUMBER (MUST POSSESS A VALID STATE DRIVER LICENSE)			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PRIMARY PHONE NUMBER		SECONDARY NUMBER OR MOBILE	
PHYSICAL HOME ADDRESS			
CITY		STATE	ZIPCODE

NAME OF OFFICER, STOCK HOLDER, OR TRUSTEE		OFFICE HELD AND/OR PERCENTAGE OF STOCK	
DRIVER'S LICENSE NUMBER (MUST POSSESS A VALID STATE DRIVER LICENSE)			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PRIMARY PHONE NUMBER		SECONDARY NUMBER OR MOBILE	
PHYSICAL HOME ADDRESS			
CITY		STATE	ZIPCODE

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## City of Auburn Alcohol Permit Application

PREVIOUS ADDRESS SECTION			
IF THERE IS ANY INDIVIDUAL LISTED IN THIS APPLICATION WHO HAS RESIDED AT THEIR CURRENT ADDRESS FOR LESS THAN FIVE (5) YEARS THEN COMPLETE THE INFORMATION BELOW.			
NAME OF PERSON			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PREVIOUS ADDRESS		PERIOD OF TIME AT RESIDENCE FROM: _____ TO: _____	
CITY		STATE	ZIPCODE
PREVIOUS ADDRESS		PERIOD OF TIME AT RESIDENCE FROM: _____ TO: _____	
CITY		STATE	ZIPCODE

NAME OF PERSON			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PREVIOUS ADDRESS		PERIOD OF TIME AT RESIDENCE FROM: _____ TO: _____	
CITY		STATE	ZIPCODE
PREVIOUS ADDRESS		PERIOD OF TIME AT RESIDENCE FROM: _____ TO: _____	
CITY		STATE	ZIPCODE

NAME OF PERSON			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PREVIOUS ADDRESS		PERIOD OF TIME AT RESIDENCE FROM: _____ TO: _____	
CITY		STATE	ZIPCODE
PREVIOUS ADDRESS		PERIOD OF TIME AT RESIDENCE FROM: _____ TO: _____	
CITY		STATE	ZIPCODE

YOU MAY DUPLICATE THIS PAGE TO INCLUDE ALL INDIVIDUALS ASSOCIATED WITH YOUR COMPANY



P.O. Box 1059, 1369 Fourth Avenue, Auburn, GA 30011

P : 770-963-4002 F : 770-513-9255

## City of Auburn Alcohol Permit Application

TYPE OF BUSINESS SECTION										
<b>15</b>	<p>CHECK ONLY ONE BOX</p> <table style="width: 100%;"> <tr> <td><input type="checkbox"/> RESTAURANT</td> <td><input type="checkbox"/> GROCERY STORE</td> <td><input checked="" type="checkbox"/> CONVENIENCE STORE</td> </tr> <tr> <td><input type="checkbox"/> HOTEL IN-ROOM SERVICE</td> <td><input type="checkbox"/> SERVICE STATION</td> <td><input type="checkbox"/> GROWLER SHOP</td> </tr> <tr> <td><input type="checkbox"/> OTHER _____</td> <td></td> <td></td> </tr> </table>	<input type="checkbox"/> RESTAURANT	<input type="checkbox"/> GROCERY STORE	<input checked="" type="checkbox"/> CONVENIENCE STORE	<input type="checkbox"/> HOTEL IN-ROOM SERVICE	<input type="checkbox"/> SERVICE STATION	<input type="checkbox"/> GROWLER SHOP	<input type="checkbox"/> OTHER _____		
<input type="checkbox"/> RESTAURANT	<input type="checkbox"/> GROCERY STORE	<input checked="" type="checkbox"/> CONVENIENCE STORE								
<input type="checkbox"/> HOTEL IN-ROOM SERVICE	<input type="checkbox"/> SERVICE STATION	<input type="checkbox"/> GROWLER SHOP								
<input type="checkbox"/> OTHER _____										

ALCOHOL LICENSE SECTION	
BOXES 15-19 ALL THE ALCOHOL LICENSES THAT MAY BE CHOSEN. (YOU MAY ONLY CHOOSE ONE MAJOR CATEGORY PER APPLICATION)	

<b>16</b>	<input type="checkbox"/> RETAIL SALES TO BE CONSUMED ON THE PREMISES (CHECK ALL THAT APPLY) <ul style="list-style-type: none"> <li><input type="checkbox"/> DISTILLED SPIRIT SALES (FOR THE FIRST FIXED BAR) - \$4,000.00</li> <li><input type="checkbox"/> DISTILLED SPIRIT SALES WITH SUNDAY SALES - \$4500.00</li> <li><input type="checkbox"/> BEER SALES - \$500.00</li> <li><input type="checkbox"/> BEER SALES WITH SUNDAY SALES - \$585.00</li> <li><input type="checkbox"/> WINE SALES - \$500.00</li> <li><input type="checkbox"/> WINE SALES WITH SUNDAY SALES - \$585.00</li> <li><input type="checkbox"/> BEER &amp; WINE SALES - \$1,000.00</li> <li><input type="checkbox"/> BEER &amp; WINE SALES WITH SUNDAY SALES - \$1,125.00</li> </ul> <p style="font-size: x-small;">Applicant will also comply with Georgia Law (O.C.G.A. Section 3-3-7) which states: "The sale of alcoholic beverages is lawful for consumption on the premises on Sundays from 12:30 p.m. until 12:00 midnight in any licensed establishment which delivers at least 50% of its total annual gross sales from the sale of prepared meals or food in all of the combined retail outlets of the individual establishments where food is served and in any licensed establishment which delivers at least 50% of its total annual gross income from the rental of rooms for overnight lodging." By submitting this application for a Sunday Sales Permit, the applicant certifies that their business establishment will operate in compliance with "The Gross Sales" provisions of Georgia Law. Sunday sales permit holders are subject to audit for compliance with State Law. Each Establishment is encouraged to maintain Financial Records on food sales and alcohol sales by separate business locations to demonstrate compliance with State Law.</p>								
<b>17</b>	<input type="checkbox"/> RETAIL PACKAGE SALES (CHECK ALL THAT APPLY) <table style="width: 100%; font-size: small;"> <tr> <td><input type="checkbox"/> BEER SALES - \$500.00</td> <td><input type="checkbox"/> BEER SALES WITH SUNDAY SALES - \$585.00</td> </tr> <tr> <td><input type="checkbox"/> WINE SALES - \$500.00</td> <td><input type="checkbox"/> WINE SALES WITH SUNDAY SALES - \$585.00</td> </tr> <tr> <td><input type="checkbox"/> BEER &amp; WINE SALES - \$1,000.00</td> <td><input type="checkbox"/> BEER &amp; WINE SALES WITH SUNDAY SALES - \$1,125.00</td> </tr> <tr> <td><input type="checkbox"/> 24 HOUR SALES - \$412.00</td> <td><input type="checkbox"/> GROWLER SHOP \$500.00</td> </tr> </table>	<input type="checkbox"/> BEER SALES - \$500.00	<input type="checkbox"/> BEER SALES WITH SUNDAY SALES - \$585.00	<input type="checkbox"/> WINE SALES - \$500.00	<input type="checkbox"/> WINE SALES WITH SUNDAY SALES - \$585.00	<input type="checkbox"/> BEER & WINE SALES - \$1,000.00	<input type="checkbox"/> BEER & WINE SALES WITH SUNDAY SALES - \$1,125.00	<input type="checkbox"/> 24 HOUR SALES - \$412.00	<input type="checkbox"/> GROWLER SHOP \$500.00
<input type="checkbox"/> BEER SALES - \$500.00	<input type="checkbox"/> BEER SALES WITH SUNDAY SALES - \$585.00								
<input type="checkbox"/> WINE SALES - \$500.00	<input type="checkbox"/> WINE SALES WITH SUNDAY SALES - \$585.00								
<input type="checkbox"/> BEER & WINE SALES - \$1,000.00	<input type="checkbox"/> BEER & WINE SALES WITH SUNDAY SALES - \$1,125.00								
<input type="checkbox"/> 24 HOUR SALES - \$412.00	<input type="checkbox"/> GROWLER SHOP \$500.00								
<b>18</b>	<input type="checkbox"/> WHOLESALE ALCOHOL SALES WITH DEALER LOCATED IN CITY LIMITS (CHECK ALL THAT APPLY) <ul style="list-style-type: none"> <li><input type="checkbox"/> BEER SALES - \$250.00</li> <li><input type="checkbox"/> WINE SALES - \$250.00</li> <li><input type="checkbox"/> BEER &amp; WINE SALES - \$500.00</li> <li><input type="checkbox"/> DISTILLED SPIRIT SALES - \$1,000.00</li> </ul>								
<b>19</b>	<input type="checkbox"/> WHOLESALE ALCOHOL SALES WITH DEALER LOCATED OUTSIDE CITY LIMITS <ul style="list-style-type: none"> <li><input type="checkbox"/> ALCOHOLIC BEVERAGE SALES - \$1,000.00</li> </ul>								
<b>20</b>	<input type="checkbox"/> HOTEL/MOTEL ALCOHOL SALES <ul style="list-style-type: none"> <li><input type="checkbox"/> IN ROOM SERVICE - \$100.00</li> </ul>								

Add Total Amount of license types selected :           \$1,125.00           (Line 1)  
TOTAL

Criminal History & Background Check:           \$15.00           (Line 2) \*Cost is only for owner or registered agent\*

All other background checks:        X \$15.00 =            (Line 3) \*Add all partners, officers, and managers\*  
TOTAL

Total Renewal Cost:           \$1,140.00           (Add Line 1, 2, and 3)



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P.O. Box 1059, 1369 Fourth Avenue, Auburn, GA 30011

P: 770-963-4002 F: 770-513-9255

City of Auburn  
Alcohol Permit Application

PROPERTY INFORMATION SECTION	
PROPERTY STATUS	
<input type="checkbox"/>	OWNED (PLEASE PROVIDE PROOF OF OWNERSHIP)
<input checked="" type="checkbox"/>	LEASED (PLEASE PROVIDE A LEASE AGREEMENT)
PARCEL INFORMATION (THIS SECTION MUST BE FILLED OUT)	





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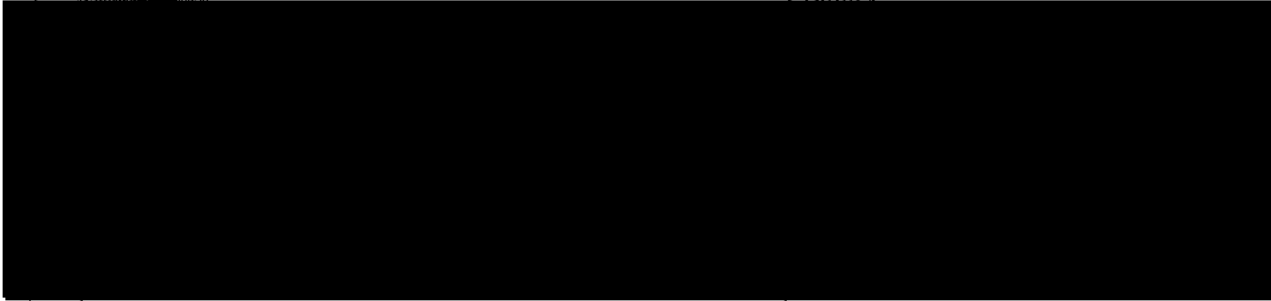
## City of Auburn Alcohol Permit Application

**\*ALL INDIVIDUALS IN THIS SECTION MUST SUBMIT A SEPARATE FORM FOR CRIMINAL HISTORY AND BACKGROUND CHECK AND PAY EXTRA FEES**

### PERSONAL INFORMATION OF MANAGERS SECTION

PROVIDE THE NAMES OF ALL THE MANAGERS OF THE BUSINESS AND HOW THEY ARE COMPENSATED. NEW MANAGERS MUST FILE WITH THE CITY OF AUBURN PLANNING DEPARTMENT WITHIN THREE (3) BUSINESS DAYS OF HIRE.

NAME OF PERSON <b>Fatih Gul</b>	METHOD OF COMPENSATION <b>Salary</b>
------------------------------------	---



DATE OF BIRTH (MM/DD/YYYY FORMAT)	SOCIAL SECURITY NUMBER	
PREVIOUS PLACE OF EMPLOYMENT	PERIOD OF EMPLOYMENT FROM: _____ TO: _____	
PHYSICAL ADDRESS		
CITY	STATE	ZIPCODE

NAME OF PERSON	METHOD OF COMPENSATION	
DATE OF BIRTH (MM/DD/YYYY FORMAT)	SOCIAL SECURITY NUMBER	
PREVIOUS PLACE OF EMPLOYMENT	PERIOD OF EMPLOYMENT FROM: _____ TO: _____	
PHYSICAL ADDRESS		
CITY	STATE	ZIPCODE

YOU MAY DUPLICATE THIS PAGE TO INCLUDE ALL INDIVIDUALS ASSOCIATED WITH YOUR COMPANY

This Manager's Section shall only apply to establishments holding a license for consumption of alcoholic beverages on the premises.

No person shall be employed to dispense, sell, serve, take orders, mix alcoholic beverages, or serve in any managerial position, by an establishment holding a license under this chapter until the person has been fingerprinted or cleared by the chief of police or his/her designee, indicating that the person is eligible for such employment. (5.50.320 (A))



## City of Auburn Alcohol Permit Application

- | Yes                      | No                                  |   |
|--------------------------|-------------------------------------|---|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Is there anyone connected with this business that is not a legal resident of the United States and at least twenty one (21) years of Age? <i>If yes, give full details on separate sheet.</i>   |
| <input type="checkbox"/> | <input type="checkbox"/>            | If not an U.S. Citizen, can they legally be employed in the United States?<br><i>If yes, give full details on separate sheet and submit copies of eligibility. NA</i>   |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Is there anyone connected with this business that has applied for a beer, wine, and or liquor license from any City or County in the State of Georgia and been denied? <i>If yes, give full details on separate sheet.</i>  |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Have you had revoked, for cause, within two (2) years preceding this application, any permit issued by the City of Auburn, the State of Georgia, or any other state, to sell alcoholic beverages of any kind. <i>If yes, give full details on separate sheet.</i>   |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Is there anyone, connected with this business, who holds another alcohol license? <i>If yes, give full details on separate sheet.</i>   |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Is there anyone connected with this business that has been convicted of a felony or a crime involving moral turpitude, or convicted of violations(s) of the ordinances of the city or county governing alcoholic beverages licensed within a ten (10) year period, or the violation of any state or federal laws pertaining to the manufacture, possession, transportation or sale of malt beverages, wine or intoxicating liquors, or the taxability within the last five (5) years immediately prior to the filing of said application? <i>If yes, give full details on separate sheet.</i> |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Is there anyone connected with this business that has been convicted for selling alcohol to an under-age person within the last three (3) years? <i>If yes, give full details on separate sheet.</i>  |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Is there anyone connected with this business that is an official or public employee whose duties include the regulation or policing of alcoholic beverages or licenses, or any tax collecting activity. <i>If yes, give full details on separate sheet.</i>   |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Will adult entertainment be a part of the business operations? <i>If yes, give full details on separate sheet.</i>  |



P.O. Box 1059, 1369 Fourth Avenue, Auburn, GA 30011

P : 770-963-4002 F : 770-513-9255

### City of Auburn Alcohol Permit Application

I understand that a violation of any of the regulations of the City of Auburn, or a violation of any law or regulations of the state of Georgia, pertaining to the sale of malt beverages or wine, shall subject my permit to immediate revocation, and that permit may be revoked at the discretion of the City Council, or the City of Auburn Police Department.

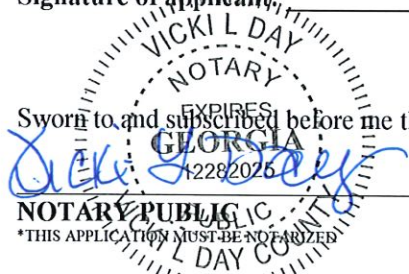
I, FATIH GUL, solemnly swear, subject to the criminal penalties for false swearing, as provided under Georgia, that all information in this application and supporting documents for a license to sell alcoholic beverages in City of Auburn, Georgia are true and correct to the best of my knowledge and I fully understand that any false information may cause the denial or revocation of said license. Should any changes occur during the year for which the license is issued pursuant to this application, which would require a different answer to any questions contained in this application, such change will be reported as an amendment to this application within two business days. The failure to make such amendment shall be cause for the revocation of any license.

I have received and have read a copy of the City of Auburn, Georgia Alcohol Ordinance.

Signature of applicant: \_\_\_\_\_

Date: 10/24/25

Sworn to and subscribed before me this the 24 day of October, 2025



NOTARY PUBLIC  
\*THIS APPLICATION MUST BE NOTARIZED\*

Applicants who are denied may not reapply for a license for at least one year from the final date of such denial [Ord.5.50.070 (e)].

City Clerk Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**LICENSE FOR THE SALE OF ALCOHOLIC BEVERAGES  
CITY OF AUBURN GEORGIA**

**Do not write in this section. This section is for department use only.**

**“This license is a mere privilege subject to be revoked and annulled, and is subject to any further ordinances which may be enacted.”**



Rev: 05/2008

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## City of Auburn Pourers Permit Application

PERMIT STATUS SECTION	
PLEASE CHECK ONE OF THE FOLLOWING REASONS FOR APPLYING FOR THIS PERMIT	
<input type="checkbox"/> MANAGER <input type="checkbox"/> ASSISTANT MANAGER <input type="checkbox"/> BARTENDER <input type="checkbox"/> SERVER <input type="checkbox"/> HOST/HOUSTESS <input type="checkbox"/> OTHER _____	
NAME OF COMPANY	

APPLICANT INFORMATION SECTION			
NAME OF APPLICANT			
LIST ALL PREVIOUS LAST NAMES AND ALIASES			
DRIVER'S LICENSE NUMBER (APPLICANT MUST POSSESS A VALID GEORGIA DRIVER LICENSE)			
DATE OF BIRTH (MM/DD/YYYY FORMAT)		SOCIAL SECURITY NUMBER	
PRIMARY PHONE NUMBER		SECONDARY NUMBER OR MOBILE	
PHYSICAL HOME ADDRESS			
CITY		STATE	ZIPCODE
LIST TWO PREVIOUS EMPLOYER'S INFORMATION BELOW			
COMPANY NAME		PERIOD OF TIME EMPLOYED FROM: _____ TO: _____	
PHYSICAL ADDRESS			
CITY		STATE	ZIPCODE
COMPANY NAME		PERIOD OF TIME EMPLOYED FROM: _____ TO: _____	
PHYSICAL ADDRESS			
CITY		STATE	ZIPCODE



## City of Auburn Pourers Permit Application

### 5.50.320 Regulations as to employees and manager.

The following regulations shall apply to all establishments holding a license for consumption of alcoholic beverages on the premises:

- A. No person shall be employed to dispense, sell, serve, take orders, mix alcoholic beverages, or serve in any managerial position, by an establishment holding a license under this chapter until the person has been fingerprinted or cleared by the chief of police or his/her designee, indicating that the person is eligible for such employment. All bartenders and any person who pours alcohol shall be at least twenty-one years of age.
- B. This section shall not be construed to include employees whose duties are limited solely to those of busboy(s), cook(s), or dishwasher(s).
- C. No permit shall be issued until such time as a signed application has been filed with the police department, chief of police or designee, and upon paying a fee which shall be established by the city council, and a search of the criminal record of the applicant completed. The application shall include, but shall not be limited to, the name, date of birth, and prior arrest record of the person, though the fact of an arrest record shall be used for investigative purposes only, and shall give rise to no presumption or inference of guilt. Due to the inclusion of arrest information, these applications shall be regarded as confidential and shall not be produced for public inspection without a court order.
- D. The chief of police or his/her designee shall have a complete and exhaustive search made relative to any police record of the person fingerprinted or cleared. If there is no record of a violation of this chapter, the chief of police or his/her designee shall issue a permit to the person, by mail, stating that the person is eligible for employment. If it is found that the person is not eligible for employment, the chief of police or his/her designee shall notify the person, in writing, that they are not eligible for employment, the cause of such denial and their right to appeal.
- E. No person shall be granted a pouring permit unless it appears to the satisfaction of the chief of police or his/her designee, that the person has not been convicted or pleaded guilty or entered a plea of nolo contendere to any crime involving moral turpitude, illegal gambling, or illegal possession or sale of controlled substances or the illegal sale or possession of alcoholic beverages, including the sale or transfer of alcoholic beverages to minors in a manner contrary to law, keeping a place of prostitution, solicitation of sodomy, or any sexual-related crime within a period of five years of the date of conviction and has been released from parole or probation. A person's first time conviction for illegal possession of alcohol as a misdemeanor or violation of a city or county ordinance shall not, by itself, make a person ineligible for an alcohol pouring permit. No person shall be granted a pouring permit who has been convicted, pleaded guilty or entered a plea of nolo contendere to any federal, state, or local law for any felony within five years of the date of conviction and has not been released from parole or probation prior to the filing for application for the permit. For purposes of this chapter, a conviction or plea of guilt or nolo contendere shall be ignored as to any offense for which the defendant who was allowed to avail himself/herself of the Georgia First Offender Act (1968 Ga. Laws, p. 324) as amended. Except, however, that any such offense shall not be ignored where the defendant violated any term of probation imposed by the court granting first offender treatment or committed another crime and the sentence in court entered an adjudication of guilt as to the crime for which the defendant had previously been sentenced as a first offender.
- F. An alcohol pouring permit shall be issued for a period of one calendar year from the date of the original application. As noted in subsection K of this section, the alcohol pouring permit must be in the possession of the employee while the employee is working at the licensed establishment. This permit must be in the possession of the employee while the pouring permit holder is working and available for inspection by members of the police department or the city's staff.
- G. No person shall be issued a permit if it is determined that the person falsified, concealed or covered up any material fact by any device, trick or scheme while making application to the police department for an alcoholic beverage pouring permit under this section. If it is determined that a person is in violation of this subsection and a permit is denied for this reason, then thirty calendar days must elapse from the date of notification per certified mailing before a new application and fee may be resubmitted.
- H. All permits issued through administrative error shall be terminated and seized by the chief of police or his/her designee, or the city clerk or his/her designee.
- I. Replacement permits will be issued within thirty days of original date upon paying one-half of the fee charged for alcohol pouring permits. After thirty days of the original application date, a new application and fee must be submitted.
- J. All permits issued under this chapter shall remain the property of the police department and shall be produced for inspection upon the demand of any officer or designee of the police department or employee of the business license department.
- K. No licensee shall allow any employee or manager required to hold a permit to work on the premises unless the employee or manager has in their possession a current valid city pouring permit. For new employees, a receipt issued by the city police permit unit may be used for a maximum of thirty days from the date of issuance. Licensees are required by this chapter to inspect and verify that each employee required to do so has in their possession a valid current alcohol pouring permit.
- L. It is the duty of all persons holding any license to sell alcoholic beverages to file with the chief of police, or his/her designee, the name of the establishment, the license number and a list of all employees, with their home addresses and home telephone numbers, twice annually during the month of June and again during the month of December.
- M. Any person(s) convicted of any violation(s) of this section shall receive a minimum fine of two hundred dollars.
- (Ord. 03-004 (part), 2003)



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### City of Auburn Pourers Permit Application

Answer the following questions. If you cannot answer "Yes" to any of the questions below then your application will be denied

Yes No

- Is the applicant at least 21 years of age?  
**Note: Permit shall be issued for a period of one calendar year. Permitted pourers must possess such permit at all times while employed at the licensed establishment. This is to include owners and managers [Ord.5.50.320 (6)]**
- Is the applicant a U.S. Citizen or a permanent resident alien?
- Has the Pourers permit application been fully completed, signed and dated.
- Has the Criminal History and Background Check Consent Form been fully completed, signed, dated and notarized.
- Have you included a certified check, money order, or cash for the permit fee of \$25.00

I, \_\_\_\_\_, understand that I will receive a pourer's permit upon completion of this form and the criminal history and background check consent form. I further understand that if there is any negative information returned from GCIC or the Auburn Police Department then my permit will be revoked.

Signature	Print Name	Date
-----------	------------	------

**DEPARTMENT USE ONLY:**

Yes No

- Does the applicant (Pourers Permit) meet the requirement of the Ordinance? [Ord. 5.50.320]

City Clerk:  Denied  Approved Date: \_\_\_\_\_

Police Chief:  Denied  Approved Date: \_\_\_\_\_

- Check this box if written notice has been sent to the applicant giving reasons for denial and advising of rights to appeal. Attach the notice of denial to the application paperwork.



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### City of Auburn Criminal History and Background Check Consent Form

#### APPLICANT INFORMATION SECTION

NAME OF APPLICANT  
**Faith Gul**

LIST ALL PREVIOUS LAST NAMES AND ALIASES



LEGAL STATUS  
 U.S. CITIZEN  RESIDENT ALIEN - LIST YOUR INS NUMBER: \_\_\_\_\_

CITY **Auburn** STATE **Georgia** ZIPCODE **30011**

#### BUSINESS INFORMATION SECTION

NAME OF PLACE OF EMPLOYMENT  
**Nemrut, LLC**

PHYSICAL ADDRESS  
**1376 3rd Avenue**

CITY **Auburn** STATE **GA** ZIPCODE **30011**

#### ARREST INFORMATION SECTION

IF YOU HAVE EVER BEEN ARRESTED THEN PLEASE LIST ALL ARRESTS BELOW (MUST INCLUDE ALL CHARGES EVEN IF THEY WERE DISMISSED OR EXPUNGED) LIST ANY ADDITIONAL ARRESTS ON A SEPARATE SHEET OF PAPER AND ATTACH TO THIS APPLICATION

DATE ARRESTED	CHARGE	ARRESTING AGENCY	COURT DISPOSITIONS

**BUSINESS PARTNERS AND CORPORATE OFFICERS MUST SUBMIT A SEPARATE CHECK FOR \$41.00 TO DEFRAY INVESTIGATIVE COSTS**

P.O. Box 1059, 1369 Fourth Avenue, Auburn, GA 30011

P : 770-963-4002 F : 770-513-9255

**City of Auburn**  
**Criminal History and Background Check Consent Form**

NOTE: THE COPY OF THE REQUEST FOR THE CRIMIAL HISTORY MUST BE MAINTAINED FOR FOUR (4) YEARS FOR THE PURPOSE OF GCIC/NCIC AUDITS.

ILLEGAL USE OF THE INQUIRY FOR ANY REASON OTHER THAT STATED ABOVE IS A VIOLATION OF STATE LAW AND GCIC/NCIC POLICY AND PROCEDURES AND COULD RESULT IN THE PROSECUTION AND/OR SANCTIONS AGAINST YOU.

(Note: Unless all blanks are completed on this form and the form is notarized, no information will be released.)

\*\*\*\*\* Rules of Georgia Crime Information Center Council Chapter (GCIC) 140-02 Section 140-02 04 Criminal Justice Information Exchange and Discrimination. Amended \*\*\*\*\*

Criminal justice agencies may disseminate criminal history records to private persons, businesses, public agencies, political subdivisions, authorities and instrumentalities, including state or federal licensing and regulatory agencies, or to their designated representatives. For dissemination purposes, criminal history records include all available criminal history information; except information relating to any arrest or charges disposed of under the provisions of the Georgia First Offender Act shall not be provided after the person has been discharged from First Offender status and exonerated of the charges. At the time of each request requestors shall provide the fingerprints or the signed and notarized consent of the person whose record is requested. The signed and notarized consent must be in a formal approved by GCIC and must include the person's full name, address, social security number, race, sex and date of birth. Criminal justice agencies which disseminate criminal history records to private individuals and to public and private agencies shall advise all requestors that if an employment or licensing decision adverse to the record subject is made, the record subject must be informed by the individual or agency making the adverse decision of all information pertinent to that decision. This disclosure must include information that a criminal history check was made, the specific contents of the record, and the effect the record had upon the decision.

The City of Auburn requires an annual investigation of all licensees. A new Consent will be required with each renewal. The criminal investigation is done by the City of Auburn Police Department through the State of Georgia and GCIC does the background investigation.

By signing this form I, FATIH GUL, the applicant, understand the reason for this inquiry. I also authorize the City of Auburn and its designees to receive my criminal history from the Auburn Police Department. I further authorize the City of Auburn and its designees to receive my background history form the Georgia Crime Information Center. I understand that I will receive a pourer's permit upon completion of this form and the criminal history and background check consent form. I further understand that if there is any negative information returned from GCIC or the Auburn Police Department or if I falsely entered any information then my permit will be revoked.



SIGNATURE

DATE

10/24/2025

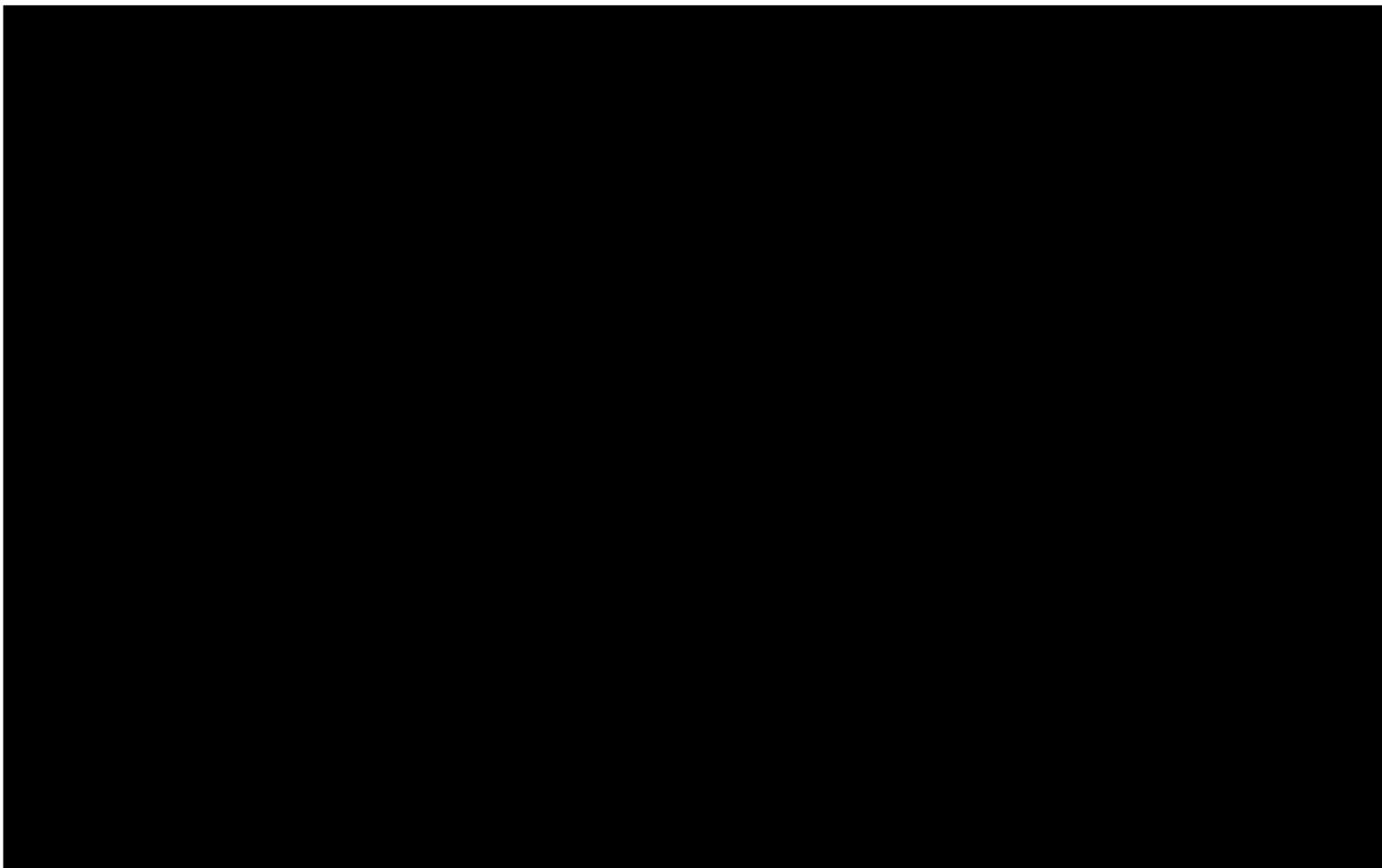
SWORN AND SUBSCRIBED BEFORE ME THIS

24 DAY OF October, 2025

Decki L. Day

NOTARY PUBLIC





**MAYOR**  
Linda M. Blechinger

**CITY CLERK**  
Joyce Brown

**CITY OF AUBURN  
CITY COUNCIL  
BUSINESS MEETING in Council Chambers  
FOR  
November 3, 2022**

**City Council**  
Peggy J. Langley  
Robert L. Vogel, III  
Taylor Sisk  
Jamie L. Bradley

Present: Mayor : Linda Blechinger  
Council Member: Peggy Langley  
Council Member: Bob Vogel  
Council Member: Taylor Sisk  
Council Member: Jamie Bradley

City Staff in Attendance: City Administrator Alex Mitchem, Chief Hodge, Joyce Brown, Iris Akridge, Michael Parks, Johnnathen Eggleston, Bel Outwater, Jack Wilson.

**Mayor Blechinger** called the meeting to order at 5:00 p.m.

**Chief Hodge** gave the invocation.

**Chief Hodge** led the pledge to the flag.

**Item: Public Hearing for SUPP-02: Special Use Permit for Express Pro Carwash**

**Mayor Blechinger** asked for a motion to open the Public Hearing for the SUPP-02: Special Use Permit for Express Pro Carwash.

**Motion:** Made by **Council Member Vogel** to open the Public Hearing for the SUPP-02: Special Use Permit for Express Pro Carwash.

**Seconded:** By **Council Member Langley**.

**Mayor Blechinger** asked for any discussion. There was none.

Vote was taken with all members present voting yes. Public Hearing opened.

**Alex Mitchem** presented.

**Mayor Blechinger** asked if the applicant would like to speak.

**Jeff Carter**, Civil Engineer with Carter Engineering Consultants, Inc. spoke on behalf of the applicant, **Jon Mantooth**, who was present at the meeting. Mr. Carter stated that the Carwash will be a high-end enclosed Carwash that is constructed of high-end materials with a combination of brick, stone, and EIFS. Mr. Carter said that one of the main questions concerning carwashes is traffic. He said that this will not be a destination, not gearing toward people coming from five or ten miles down the road. But gearing for people walking up and down the sidewalks, living locally that will come in get their car washed then come out. So, the carwash will not be a true generator of traffic. Mr. Carter said to reduce the level of noise from the suction motors, the suction motors will be enclosed. Also, to reduce the level of noise from the blowers, the blowers will have dampers on them. He stated that they will be providing a nice evergreen buffer as well. Mr. Carter thanked Mayor and Council for their consideration in approving the application for the Carwash.

**Mayor Blechinger** asked for any citizen comments in favor of the application for SUPP-02: Special Use Permit for Express Pro Carwash.

None were given.

**Mayor Blechinger** asked for any citizen comments in opposition to the application for SUPP-02: Special Use Permit for Express Pro Carwash.

**Joey Murphy**, new developers at 475 Dacula Rd. Suite A, Dacula, Georgia, spoke in opposition of the application for SUP-02: Special Use Permit for Express Pro Carwash. Mr. Murphy state that they are the competing carwash, said they have put the sign up down the street by McDonalds. Said that they put a lot of time and effort looking at that same sight as a consideration for a Carwash; however, decided against it and paid more for a sight down the street because they did not want to introduce those adverse impacts into the City (the noise level and proximity to surrounding neighborhoods). Stated that he has been in business for over 25 years, and they have four Carwashes. Mr. Murphy said he just wanted to point that out. Competition or no competition, said they are not going anywhere. Mr. Murphy thanked Mayor and Council for their time.

**Mayor Blechinger** asked for a motion to close the Public Hearing for the SUPP-02: Special Use Permit for Express Pro Carwash.

Motion: Made by **Council Member Langley** to close the Public Hearing for the SUPP-02: Special Use Permit for Express Pro Carwash.

Seconded: By **Council Member Sisk**.

**Mayor Blechinger** asked for any discussion. There was none.

Vote was taken with all members present voting yes. Public Hearing closed.

**Item: Public Hearing for License to sell Beer & Wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.**

**Mayor Blechinger** asked for a motion to open the Public Hearing for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.

Motion: Made by **Council Member Langley** to open the Public Hearing for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.

Seconded: By **Council Member Sisk**.

**Mayor Blechinger** asked for any discussion. There was none.

Vote was taken with all members present voting yes. Public Hearing opened.

**Alex Mitchem** presented.

**Mayor Blechinger** asked if the applicant would like to speak.

**Yousef Kutan**, 3192 Arbor Ridge, Atlanta, Georgia spoke on behalf of the applicant, **Salim Badarpura**, for License to sell Beer & Wine at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue. Mr. Kutan stated that they have submitted a survey with the beer & wine application for the property. The Applicant believes it meets the distance requirements and that the store is ready to open. Let Mayor and Council know they would appreciate approval tonight.

Mayor Blechinger asked for any citizen comments in favor of the application for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.

None were given.

Mayor Blechinger asked for any citizen comments in opposition to the application for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.

Carol Aton, Carolyn St. Auburn, Georgia stated that she would like more information regarding the process of selling beer & wine. She asked if this would include the sale of cigarettes, marijuana, and include gambling?

Mayor Blechinger responded to Carol Aton, letting her know that the City would never be involved in selling anything that was not legal.

Carol Aton, wanted to know what if the laws changed, legalizing marijuana? Would they have to come back in to get it approved?

Mayor Blechinger let her know she was not sure what the procedure would be if marijuana was legalized, but the City would follow state regulations and procedures.

Carol Aton, wanted to know what about gambling?

Mayor Blechinger let her know that there is no gambling for money anywhere. No cash prizes allowed.

Carol Aton, wanted to know if you could gamble for tickets that could be exchanged for goods and services?

Mayor Blechinger said she would let Attorney, Jack Wilson, answer this question.

Attorney, Jack Wilson, responded to the Mayor that state law regulates those questions regarding amusement devices, gambling, cash prizes, and whether you can compensate with tickets, etc. Mr. Wilson said that the County or City is **not** allowed to change those rules, it is regulated by state law. He said those gaming devices are protected under law that is administered by the state. Said the City is just not allowed to regulate that. Said he thinks the best thing the City can do is, if anybody knows about any problems, we can connect you with the people at the state who regulate that. He said those issues should be reported to them. Said the City is not allowed to say you can't have gaming devices or amusement devices. Those are protected under state law and the City is not allowed to regulate those.

Carol Aton, wanted to know the how late they are allowed to stay open?

Mayor Blechinger asked Alex Mitchem to respond to Carol Aton's question.

Alex Mitchem responded to Carol Aton's question that he has not talked to the applicant about the operating hours. There has been no Business License issued to this location yet.

Carol Aton, said so what does that mean?

Alex Mitchem let Carol Aton know that there is a license that you have to apply for in the City, for any Business in the City. Typically, at that time, we get into the hours of operation and things of that nature.

Carol Aton, asked so what is involved in getting a license to sell beer and wine?

Alex Mitchem let Carol Aton know that this is part of the process. There is a checklist. The applicant has to fill out the application, go through a background check. Let her know that this is what the application is for, it is for the individual. If the individual meets those requirements to sell beer and wine.

Attorney, Jack Wilson interrupted and stated that this time is for anyone in opposition to the License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue, that this is not the time for citizens to ask questions.

Mayor Blechinger thanked Carol Aton for her questions. The Mayor asked her to call Alex Mitchem and make an appointment if she has other questions.

Jody Dipasquale, 40 Van St., Auburn, Georgia spoke in opposition to the application for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue due to the distance of the front door of the business to the tennis courts not meeting the distance requirements. Said that looking at City Code – Not allowed to sell alcoholic beverages with 300 feet of school, daycare, church, municipal park or municipal recreation area. Said when she looks at the map provided by Barrow County – from the front door of his business to the corner of the City of Auburn property that has the tennis courts, it is about 195 feet So, she says she is in favor of no beer & wine license in this space.

Deedee Bentley, 35 Carolyn St., Auburn, Georgia spoke in opposition to the application for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue due to against the sale of alcohol and late hours of operation. Lives by the business, has children that walks back and forth by the business.

Richard Hursey, 32 Carolyn St., Auburn, Georgia spoke in opposition to the applicant for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue due to against the sale of alcohol. Mr. Hursey said that he is almost 88 years old, been around a long time, and knows how the sale of alcohol impacts a community. Mr. Hursey also suggested that the meeting time should be changed to 7:00PM so more people could attend.

Carolyn Jones, 35 Van St., Auburn, Georgia spoke in opposition to the applicant for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue due to the sale of alcohol would bring in increased after-hours noise, truck traffic, and an increase crime. Ms. Jones said she enjoys walking around town. Said she feels safe and enjoys her little community. Said that DDA presented keeping downtown a family, friendly community. Said she has concerns, first its beer & wine, then liquor, concerned about the increase in crime. Feels that this violates Ordinance #9.12.090 Noise Ordinance – No noise between 10PM and 7AM, Ordinance #10.14.10- No thru streets to truck traffic- Unlawful to operate a truck greater than 2 tons on City Street unless signs are posted at the truck route at the state highway and the street, and Ordinance #10.16 Heavy Vehicle Parking. Ms. Jones said Van Street is a one way in and one way out street. Plus have some elderly people in neighborhood. Concerned if emergency vehicles need to go down street, that trucks would have it blocked. Concerned about increased crime moving in. Concerned if they operate past 10PM, the loud music and noise. Stated that this is supposed to be a family, friendly community. Begging and praying the City will uphold its promise to keep this a family, friendly development authority & not let this kind of thing move in. She thanked Mayor and Council for their time.

Susan Long, 44 Carolyn St., Auburn, Georgia spoke in opposition to the applicant for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue due to her husband has been a Police Officer in Lawrenceville for 33 years and sees the impact that selling alcohol has in a community and bringing in gambling machines, this would increase noise, and cause a rise in crime. Also, she is concerned with big trucks using subdivision entrance as turn around.

Mayor Blechinger asked for a motion to close the Public Hearing for License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.

Motion: Made by Council Member Sisk to close the Public Hearing for the License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.

Seconded: By Council Member Vogel.

Mayor Blechinger asked for any discussion. There was none.

Vote was taken with all members present voting yes. Public Hearing closed.

#### Council Reports and Announcements

Mayor Blechinger asked for any Council Reports and Announcements.

Mayor Blechinger thanked Michael Parks and Myles Trucking for hosting the Truck or Treat for Halloween for the children. Also thanked the Police Department for keeping it a safe event and for all that they do in keeping the City a safe place.

#### Item: Citizen Comments on Agenda Items

Mayor Blechinger asked for any Citizens comments for items on tonight's agenda.

None were given.

#### Item: Consent Agenda

Mayor Blechinger asked if any of the consent agenda items needed to be removed for further discussion.

None were given.

Mayor Blechinger asked for a motion to approve the Consent Agenda:

- a. October 6, 2022 – Council Business Meeting Minutes
- b. October 10, 2022 – Council Special Called Meeting Minutes
- c. October 20, 2022 – Council Workshop Meeting Minutes
- d. October 27, 2022 – Council Special Called Meeting Minutes

Motion: Made by Council Member Vogel to approve the Consent Agenda.

Seconded: By Council Member Langley.

Mayor Blechinger asked for any discussion. There was none.

Vote was taken with all members present voting yes.

#### Item: SUPP-02: Special Use Permit for Express Pro Carwash

Mayor Blechinger asked for a motion to approve or deny the SUP-02: Special Use Permit for Express Pro Carwash with Planning Commission recommended conditions (attached).

Motion: Made by Council Member Sisk to approve the SUP-02: Special Use Permit for Express Pro Carwash with Planning Commission recommended conditions (attached).

Seconded: By Council Member Langley.

**Mayor Blechinger** asked for any discussion.

**Council Member Bradley** stated that she would have liked to have known about the competitor that spoke tonight. As far as for discussion, she would have liked to have known that information.

**Mayor Blechinger** responded to **Council Member Bradley** that they had not formally applied for anything. They came in a couple of months ago I believe. The Mayor asked **Alex Mitchem** to proceed.

**Alex Mitchem** responded letting her know that a couple of months ago, May or April, of this year the applicant, the owner of the property is representing, came into the City to inquire about the zoning of his property whether uses like carwashes would be allowed there. It is a C-1 Zoning. Carwashes are permitted use by right. So, they could, once he understood that, he could submit for a development permit there, which would be fine and he could develop that. Get a building permit, which would be fine. Then a Business License and that whole process. Also, during that time, he had a concept plan. He said would this fit on the property with the set-backs, and that sort of thing and it did. It met the requirements. Since that time, they had not made any other inquiries about the property. They have not submitted for a permit or anything like that. It wasn't until this week that we had anymore correspondence with the owner of the property.

**Council Member Langley** said so you are essentially telling us that we had no idea that someone else was interested in putting a Carwash in Auburn until the sign goes up down here at McDonalds.

**Alex Mitchem** replied that is correct. There is no guarantee that's what it could be used for. That property could be used for a variety of different things. So, until I have something in-hand I can't say definite. Really until it starts going vertical. I wouldn't bank on anything materializing. They can say all day long that they are going to do something but until they actually submit something for construction. We see things that come into the City, they get permits and then do not get built.

**Council Member Bradley** asked has the land been purchased Alex?

**Alex Mitchem** responded that both the applicant for this Carwash tonight has also purchased property and they have owned that property for a while.

**Council Member Bradley** asked how long of a period of time have you owned it?

**Pramod Thakkar, Owner/Competitor** responded about 6 months ago.

**Council Member Bradley** asked were you aware when you looked at the other piece of property that you had concerns about the piece of property?

**Pramod Thakkar, Owner/Competitor** responded yes ma'am. He said that other property was about \$100,000 cheaper than this property. But that it was not a right location for the carwash. They were concerned with the noise, how close it was to neighborhoods, and the traffic. So, we did not believe at the time that this was a good location for the Carwash.

**Council Member Bradley** asked if he shared this with our City Administrator?

**Joey Murphy/Competitor** responded that he did meet with Mr. Mitchem and that they did get concept approval on that site for a specific site plan which we then turned around and started a survey and development plan generation. I apologize that you didn't know about it, but the zoning is used by right to see what zoning history. We had no farther calls to come before the council. We assumed that was enough.

**Mayor Blechinger** replied well you typically would apply if you are going to build something. You would come in and you would apply for the ability to go in there and build. So until you do that, the fact that you put a sign out there before you even apply is a little concerning.

**Joey Murphy/Competitor** responded that it takes a couple of months to get the plans, the development plans. That's why we got the concept plans approved so we could get generation of the development plans.

**Council Member Bradley** asked so you didn't get any direction once that was done, on what to do next?

**Joey Murphy/Competitor** responded oh, we didn't need it. Just the factor that we have over 25 years in the business. I would develop my background. We knew everything was in place to begin plans for a submittal for a development permit, we didn't need to come back to Auburn for any particular reason. We are just in that period between concept plan approval and generation. So that's where we are at.

**Alex Mitchem** said let me clarify so you still have to get a development permit. And that has not been submitted. I would also point out too that concept plan is all fine and dandy. It is not upon the City knowing that it is not our responsibility to call a property owner and let them know hey, you have some competition coming in. That is not ethical, and we would not do that.

**Council Member Bradley** said she is just asking why they were not told of another business interested in coming into the City, that is all she is asking tonight?

**Joey Murphy/Competitor** said I don't think Mr. Mitchem is at fault and I don't think we are at fault. We are just in the period between concept plan approval and development plans. The development plans are ready to be submitted. That's where we are at. We are close to submitting them for review. We don't have a full packet to submit yet. But we are working on it. Yes, we do own the property. Yes, we are going to move forward either way. Our concern is and we talked to Mr. Badarpura, that hey, we didn't know you were coming either until your application was filed. But we are still coming.

**Attorney, Jack Wilson**, interrupted to let the Mayor know there was a motion on the floor and that we were really past public comment.

**Mayor Blechinger** responded that she only allowed because **Council Member Bradley** had questions.

Vote was taken with all members present voting yes.

**Item: License to sell Beer & Wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.**

**Mayor Blechinger** asked for a motion to approve or deny a License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.

**Motion: Made by Council Member Bradley to deny the License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.**

**Seconded: By Council Member Langley.**

**Mayor Blechinger** asked for any discussion.

**Council Member Langley** stated that the City owes the applicant an explanation on why the City is denying the License. Because if you had done your research, you would find that the location is less than 300 feet from the City's tennis courts which is a municipal recreation area and municipal park (so that the location does not meet the distance requirement in the City Code).

Council Member Bradley said she wanted to thank everyone that came out tonight and spoke up for their area. I would like to thank Susan Long, Carolyn Jones, DeeDee Bentley, Jody Dipasquale, Richard and Jenny Hursey, and Carol Aton.

Vote was taken with all members present voting yes to deny the application.

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Citizen Comments: Mayor Blechinger asked for any Citizens Comments.

DeeDee Bentley thanked the Mayor and Council for the decision to deny the License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue.

Yousef Kutan stated that as he mentioned earlier they have a survey that proves that they are over 380 ft. from the recreation area. He asked the Mayor and Council if the License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue could be tabled for further investigation of that.

Mayor Blechinger let him know that the License to sell Beer & wine for Salim Badarpura at Quick Shop Grocery & Kitchen, 1376 3<sup>rd</sup> Avenue had been voted on, a decision to deny had been made, and that Mayor and Council would talk to him after the meeting or he could contact Alex Mitchem, City Administrator to set up an appointment to discuss.

Carolyn Wade, 127 Governor's Ridge, Auburn, Georgia stated that she would like to make a complaint against the Code Enforcement Officer. Ms. Wade said she received a citation for trimming limbs off of her power lines and off her roof. Ms. Wade said she tried contacting the Code Enforcement Officer in August explaining that it was the neighbor's limbs that were over on my property and to find out the procedure and so forth. Said the Code Enforcement Officer never contacted her back. Ms. Wade said she spoke with her neighbor, asked her for the landlord's number to call him and let him know. Once I did research, it was my responsibility. Ms. Wade said she had a company come out and give her a quote and put a sign in my yard. That same day, she stated the Code Enforcement Officer sat at her driveway talking to her yard man for over 30 to 40 minutes. I went out and took pictures of the limbs before, waved at her, she didn't even mention anything about it. Then I receive this citation that she saw the sign in my yard and that I was having trees cut down. She stated she didn't cut any trees down, that it was strictly limbs. So, I got the letter, came up and spoke with Johnathan and called her down and we went through all of this. She said oh no, it was just limbs, your neighbor said you were cutting trees down in her yard and hauling them off in the back yard. I had already spoke to my neighbor about this. The date on the letter, the compliance date was 9/16/2022 and I received the letter on the 15<sup>th</sup>. Ms. Wade said she just wanted to make everyone aware of the Code Enforcement Officer.

Mayor Blechinger and Chief Hodge thanked Carolyn Wade for bringing this to their attention. Chief Hodge assured Ms. Wade that he would look into this matter and get back with her.

Item: Executive Session – Personnel

Mayor Blechinger asked for a motion to go into Executive Session for Personnel.

Motion: Made by Council Member Vogel to go into Executive Session for Personnel.

Seconded: By Council Member Langley.

Mayor Blechinger asked for any discussion. There was none.

Vote was taken with all members present voting yes.

**Jack Wilson:** “ During Executive Session the Council met to discuss personnel. There were no votes taken and no evidence received in the Executive Session. The original affidavit and resolution have been signed by the Mayor and Council and I will give them to the clerk to be included in the minutes.”

**ADJOURN:** Mayor Blechinger asked for a motion to adjourn.

**Motion:** Made by Council Member Langley to adjourn.

**Seconded:** By Council Member Vogel.

Mayor Blechinger asked for any discussion. There was none.

Vote was taken with all members present voting yes. Meeting adjourned.

Respectfully submitted,

Read and approved this \_\_\_\_\_ Day of December 2022

Attest:

\_\_\_\_\_  
Mayor Linda M. Blechinger



Mayor  
Richard E. Roquemore

City Council  
Robert Vogel  
Taylor Sisk  
Joshua Rowan  
Jamie Bradley

City Administrator  
Michael E. Parks

November 5, 2025

Stanton Porter  
73 Church St.  
Winder, GA 30680

Dear Mr. Porter,

Thank you for submitting your license application and the accompanying check regarding the property located at 1376 3<sup>rd</sup> Avenue, Auburn, GA 30011.

I am writing to inform you that, unfortunately, we must return your application materials. The specific location noted in your submission was denied a license by the Mayor and Council in **2022**.

That decision was not appealed or challenged at the time. As such, the City is not aware of any change in circumstances that would allow a license to be issued for this location at present.

Enclosed with this letter, you will find your original application and check, along with copies of the relevant 2022 meeting minutes for your reference.

If you have any questions or require any additional information regarding the decision or the process for other locations, please feel free to contact me.

Sincerely,

*Leigh Anne Bland*  
Community Development Coordinator Planning Department  
City of Auburn

## NOTICE OF APPLICATION FOR ALCOHOL LICENSE

### CITY OF AUBURN, GEORGIA

An application for issuance of license for the sale of alcoholic beverages has been presented to the City of Auburn. The application is being made by Nemrut, LLC for a license for retail sales of beer and wine proposed to operate at 1376 3rd Avenue (Tax Parcel AU10 098) under Section 5.50 of the City Code. A public hearing will be held on Thursday March 12, 2026 at 6:00 p.m. at City Hall, 1 Auburn Way, Auburn, Georgia 30011. Public comment is invited and encouraged.



**MAYOR**  
Richard E. Roquemore

**CITY ADMINISTRATOR**  
Michael E. Parks

**CITY COUNCIL**  
Taylor J. Sisk  
Jamie L. Bradley  
Joshua Rowan  
Johnathen Eggleston

**AGENDA ITEM: 3**

**TO:** Mayor and Council

**FROM:** Michael Parks  
City Administrator

**DATE:** February 26, 2026

**PURPOSE:** To approve the Georgia Power Distribution Facility Construction Agreement in reference to the downtown development project

**BACKGROUND:** The Auburn Downtown Development entered into an agreement with RGS Development to renovate the downtown area in order to bring new businesses to Auburn. The initial part of the project is to move the utility lines underground. The City has secured payment and is ready to begin the process with Georgia Power. Attached you will find the contractual agreement along with the addendum explaining the investment from the City.

**RECOMMENDATION:** To approve and sign the agreement

**FUNDING:** State Grant

**ATTACHMENTS:** Georgia Power Distribution Facility Construction Agreement with Addendum

**Georgia Power Company (“GPC”)** and **“Customer”** identified below (the **“Parties”** or individually, **“Party”**), in consideration of the mutual promises described here, and other good and valuable consideration, the receipt, adequacy, and sufficiency of which each Party acknowledges, and intending to be legally bound, agree:

**1. Services.** At Customer’s request, GPC will perform the services described in the attached Quote/Invoice at the site indicated (**“Site”**), subject to these terms and conditions (**“Services”**). Customer grants to GPC, its representatives, and contractors a right of access to the Site for any Services activity. If necessary, Customer will grant, or cause the Site owner to grant, to GPC, at no cost to GPC, an easement substantially in GPC’s standard form and acceptable to GPC. GPC, in its sole discretion, will determine Services time, date, and method, as well as any safety, security, technical, or operational issue. If coordination with another utility is required for Services completion, Customer must coordinate with the utility; GPC cannot move, remove, or modify another utility’s facility and GPC is not responsible for any delay caused by another utility.

**2. Invoice Amount.** Before GPC performs the Services, Customer will pay GPC the **“Invoice Amount”** shown. If the scope of work changes, or if an unforeseen condition, suspension, or other event for which GPC is not responsible materially affects cost of the Services, the Invoice Amount may change; the Parties must agree in writing to the revised scope and, if applicable, revised Invoice Amount. GPC, at its option, may stop performance pending the revised agreement and payment.

**3. Relationship.** GPC enters into this agreement in its capacity as provider of electric distribution service to the Site and as a regulated electric utility. GPC will remain the legal owner and sole operator of GPC’s electric facilities, including all equipment and materials installed as part of the Services. GPC is not responsible for the physical condition or safety of the Site. Customer will cooperate and take action as necessary to facilitate the Services. Customer must not tamper with or move any GPC facilities at the Site, nor allow anyone other than an authorized GPC representative to do so.

**4. Indemnity; Insurance.** To the fullest extent allowed by applicable law: (i) Customer will indemnify, release, hold harmless, and defend (if requested by GPC) GPC from or against any claim, loss, damage, fine, expense (including reasonable attorneys’ fees and costs of litigation), or action of any kind asserted against or incurred by GPC or a GPC affiliate in any way associated with this agreement or the Services, except that Customer is not liable if a claim was caused by the sole negligence of, or to the extent caused by the reckless or intentional act of, GPC or a GPC affiliate; (ii) Customer waives, and will require its insurers to waive, a right of subrogation against GPC under workers’ compensation or other insurance maintained by Customer; and (iii) GPC will be named an additional insured under any insurance applicable to the project or operations of Customer for which GPC is performing the Services.

**5. Damages.** Customer accepts the risk of periodic interruption of electric service and agrees that such an interruption is not a breach of this agreement and does not give rise to any Customer claim or right of set-off. **Neither Customer, nor anyone claiming through Customer, is entitled to compensation from GPC for consequential, special, indirect, incidental, punitive, loss of business reputation, or loss of use damages (including loss of revenue, profits, or tax benefit) in connection with the Services or arising from damage or delay involving the Services or from interruption of electric service, whether or not reasonable, foreseeable, contemplated, or avoidable. GPC makes no representation, covenant, or warranty (including warranty of merchantability, fitness for a particular purpose, or non-infringement) regarding the Services, Site electric service, or GPC’s electric system.**

**6. Interpretation.** This agreement begins when signed by both Parties and terminates at the later of the date that: (i) GPC completes the Services; or (ii) all payments due under this agreement are made. This agreement, including each attached or referenced document, is the Parties’ entire agreement regarding the Services and supersedes any prior document or discussion. This agreement does not affect any other agreement between the Parties; if there is a conflict with any retail electric service tariff/contract, the tariff/contract controls. No waiver of a default in one instance constitutes a waiver of another default. Only a written amendment signed by each Party’s authorized representative can modify this agreement. Georgia law governs this agreement; the Parties will resolve any dispute or claim in a state or federal court in Georgia. The Parties may exchange counterparts of this agreement by facsimile transmission or as a scanned image (e.g., .pdf or .tiff file) attachment to email; a facsimile or scanned signature is an original signature for all purposes.

<b>Distribution Work Order #</b>		<b>Customer Name</b>	
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**Georgia Power Company**

Signature \_\_\_\_\_

Name Printed \_\_\_\_\_

Date \_\_\_\_\_

Signature \_\_\_\_\_

Name Printed \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

## **SIDE LETTER TO DISTRIBUTION FACILITY CONSTRUCTION AGREEMENT**

This **Side Letter Agreement** (“**Side Letter**”) is made and entered into as of February 26, 2026, by and between **The City of Auburn, Georgia** (“**City**”) and **RGS Development** (“**Developer**”), with reference to that certain **Distribution Facility Construction Agreement** dated February \_\_\_, 2026 (the “**Agreement**”).

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### **RECITALS**

WHEREAS, the City and Developer have entered into the Agreement for the design and construction of certain distribution facilities; and

WHEREAS, the parties desire to clarify and supplement certain terms and conditions of the Agreement as they relate to the scope of work, site control, and payment responsibilities for Phase 1 of the project;

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

---

### **1. PURPOSE AND INTENT**

This Side Letter is intended to clarify, supplement, and document certain understandings between the parties regarding the Agreement. Except as expressly stated herein, this Side Letter does not amend, modify, or supersede any provisions of the Agreement. In the event of any conflict between the terms of this Side Letter and the Agreement, the terms of this Side Letter shall govern only with respect to the matters expressly addressed herein.

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### **2. DEFINITIONS**

For purposes of this Side Letter, the following terms shall have the meanings set forth below:

- **“Agreement”** means that certain Distribution Facility Construction Agreement dated [Insert Date], entered into by and between the City and Developer, as may be amended from time to time.
- **“City”** means the City of Auburn, Georgia, a municipal corporation organized and existing under the laws of the State of Georgia.

- **“Developer”** means RGS Development, a limited liability company organized and existing under the laws of the State of Georgia.
  - **“Customers”** means the parties to that certain Ground Lease Agreement dated March 5, 2025, who control the right-of-way of Fourth Avenue, Burel Park, and all other parcels affected by the work described herein.
  - **“Project”** means the distribution facility construction project to be undertaken pursuant to the Agreement, including all related utility relocation and undergrounding work described in this Side Letter.
  - **“Phase 1”** means the initial phase of the Project as described in Section 3(a) below.
- 

### **3. SPECIAL STIPULATIONS**

#### **a. Scope of Work – Phase 1 (Utility Perspective)**

The scope of work for this project, as it relates to utilities for Phase 1, shall include the following:

- Conversion of all overhead power lines from the west side of 5th Street along 4th Avenue to Mt. Moriah Road to underground installation.
  - Conversion of all overhead power lines from 4th Avenue along Paul Brown Lane to 3rd Avenue to underground installation.
  - Conversion of all overhead power lines from Mt. Moriah Road along Waterworks Lane to Paul Brown Lane to underground installation.
  - Conversion of all overhead service lines to the shops along 4th Avenue to underground installation.
  - Relocation of all electrical services for Whistlestop shops from the north side of 4th Avenue to the south side of 4th Avenue.
- 

#### **b. Acknowledgment of Rights and Authority**

The Customers and Downtown Development Authority of the City of Auburn are parties to that certain **Ground Lease Agreement dated March 5, 2025**. The parties acknowledge and agree that the Customers control the right-of-way of Fourth Avenue, Burel Park, and all other parcels affected by the work described herein, and that they are duly authorized to enter into and perform under this Agreement.

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**c. Payment Responsibility**

The parties acknowledge and agree that the **City** shall pay the first **Six Hundred Thousand Dollars (\$600,000.00)** of the invoice for the work described herein, and **RGS Development** shall be responsible for payment of any remaining balance due.

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**4. GENERAL PROVISIONS**

- **Integration with Agreement.** This Side Letter supplements and forms part of the Agreement. Except as expressly modified herein, all terms and conditions of the Agreement remain in full force and effect.
  - **Counterparts.** This Side Letter may be executed in counterparts, each of which shall be deemed an original, and all of which together shall constitute one and the same instrument.
  - **Effective Date.** This Side Letter shall become effective upon execution by both parties.
  - **Governing Law.** This Side Letter shall be governed by and construed in accordance with the laws of the State of [Insert State], without regard to its conflict of law provisions.
- 

**IN WITNESS WHEREOF, the parties have executed this Side Letter as of the date first written above.**

**CITY OF AUBURN, GEORGIA**

By: \_\_\_\_\_

Name: Richard E. Roquemore

Title: Mayor

Date: February 26, 2026

**RGS DEVELOPMENT, LLC**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



**MAYOR**  
Richard E. Roquemore

**CITY ADMINISTRATOR**  
Michael E. Parks

**CITY COUNCIL**  
Taylor J. Sisk  
Jamie L. Bradley  
Joshua Rowan  
Johnathen Eggleston

**AGENDA ITEM: 4**

**TO:** Mayor and Council

**FROM:** Michael Parks  
City Administrator

**DATE:** February 26, 2026

**PURPOSE:** To consider approval for equipment repair.

**BACKGROUND:** The Public Works Department's backhoe (416E) is currently out of service due to a failed fuel pump. The repair requires service from Yancy Caterpillar, as the repair cannot be completed in-house.

This backhoe is essential for digging and maintaining water lines and is critical to ensuring effective maintenance and timely service repairs. Until the fuel pump is replaced and the equipment is returned to service, the ability to respond to water line issues will be significantly limited.

**RECOMMENDATION:** To approve the quote from Yancey for \$11,152.96 as presented by staff.

**FUNDING:** N/A

**ATTACHMENTS:** Estimate No. 163284

CITY OF AUBURN  
 PO BOX 1059  
 AUBURN 30011

CUSTOMER NO.	ESTIMATE NO.	DATE	CONTACT
902229	163284	1/16/2026	MR BEN MOONEY
PHONE NO.	FAX NO.	EMAIL	
770.963.4002		bmooney@cityofauburn-ga.org	
MODEL	MAKE	SERIAL NO.	
416E 4X4A	AA	OSHA03795	
UNIT NO.	HOURS	WO NO.	P.O. NO.
ESTIMATE DESCRIPTION: REPLACE INJECTORS, LINES, & PUMP			

SEGMENT: 01 REPLACE FUEL INJECTION PUMP (510 1251)

Part Number	Description	Qty	Unit Price	PartDiscount	Discount %	Ext Price
1003751	BOLT	5	1.23	0.0000	0.00	6.15
10R9707	PUMP A F INJ	1	2,004.91	0.0000	0.00	2,004.91
10R9707	CORE	1	1,038.03	0.0000	0.00	1,038.03
1243815	BOLT	10	1.30	0.0000	0.00	13.00
1408718	WASHER	4	0.93	0.0000	0.00	3.72
20R0471	PUMP A F INJ	4	172.04	0.0000	0.00	688.16
20R0471	CORE	4	110.28	0.0000	0.00	441.12
2257738	SEAL-O-RING	1	6.71	0.0000	0.00	6.71
2257739	SEAL-O-RING	1	6.81	0.0000	0.00	6.81
2258019	GASKET-PUMP-	1	34.51	0.0000	0.00	34.51
2258287	GASKET-COVER	1	97.73	0.0000	0.00	97.73
2308995	TUBE AS-NO.	1	67.89	0.0000	0.00	67.89
2308996	TUBE AS-NO.	1	67.89	0.0000	0.00	67.89
2308997	TUBE AS-NO.	1	67.89	0.0000	0.00	67.89
2308998	TUBE AS-NO.	1	67.89	0.0000	0.00	67.89
2321328	CAP-F INJECT	1	7.30	0.0000	0.00	7.30
2321794	HOSE	3	12.08	0.0000	0.00	36.24
2323274	BOLT	4	3.66	0.0000	0.00	14.64
2751038	SEAL-O-RING	4	6.81	0.0000	0.00	27.24
2880422	SEAL-OIL (FR	1	14.13	0.0000	0.00	14.13
5426490	COOLANT-ELC	7	20.04	0.0000	0.00	140.28
9U7067	CAP PLUG	4	0.09	0.0000	0.00	0.36
9U7069	CAP PLUG	4	0.09	0.0000	0.00	0.36

Total Estimated Parts: 4,852.96

Item Number	Description	Qty	Unit Price	Discount %	Ext Price
FLD	LABOR	21	215.00	0.00	4,515.00

			<b>Total Estimated Labor:</b>		4,515.00
<b>Item Number</b>	<b>Description</b>	<b>Qty</b>	<b>Unit Price</b>	<b>Discount %</b>	<b>Ext Price</b>
MISC.	MISCELLANEOUS	1	500.00	0.00	500.00

**Total Estimated Misc:** 500.00  
**Segment 01 Total:** 9,867.96

**SEGMENT: 99** TRAVEL TO/FROM MACHINE (056 7000)

<b>Item Number</b>	<b>Description</b>	<b>Qty</b>	<b>Unit Price</b>	<b>Discount %</b>	<b>Ext Price</b>
FLD	TRAVEL TIME	3	215.00	0.00	645.00

**Total Estimated Labor:** 645.00

<b>Item Number</b>	<b>Description</b>	<b>Qty</b>	<b>Unit Price</b>	<b>Discount %</b>	<b>Ext Price</b>
Z01	CALL OUT FEE	2	320.00	0.00	640.00

**Total Estimated Misc:** 640.00  
**Segment 99 Total:** 1,285.00

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**Total Segments:** 11,152.96

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**SUB TOTAL (BEFORE TAXES)** 11,152.96

- This estimate will expire 30 days from the estimate date.
- Price excludes Freight Charges, Operating Supplies/EPA Fees and Overtime.
- Terms: Net 30
- Sales Taxes where applicable are not included with the above prices.

**ESTIMATED REPAIR TIME:** \_\_\_\_\_ *from start date*  
*"The signature is an authorization to proceed with the required repair work as described within the quote"*

**Issued PO#:** \_\_\_\_\_ **Authorized Name:** \_\_\_\_\_ **Please Print**

**Date:** \_\_\_\_/\_\_\_\_/\_\_\_\_.

\_\_\_\_\_  
Signature

Any questions? Please call Joe Scarbrough at Office: 678-718-6515 Mobile: Fax: Branch:



**MAYOR**  
Richard E. Roquemore

**CITY ADMINISTRATOR**  
Michael E. Parks

**CITY COUNCIL**  
Taylor J. Sisk  
Jamie L. Bradley  
Joshua Rowan  
Johnathen Eggleston

**AGENDA ITEM: 6**

**TO:** Mayor and Council

**FROM:** Michael Parks  
City Administrator

**DATE:** February 26, 2026

**PURPOSE:** To consider approval of the Intergovernmental Agreement SPLOST VIII, 1% Special Purpose Local Option Sales (SPLOST), between Barrow County and Municipalities

**BACKGROUND:** SPLOST VIII, subject to approval in a special election May 19, 2026, is a continuation of the 2023 SPLOST and will begin upon the termination of the 2023 SPLOST for a 6-year period. SPLOST funds are used for countywide capital projects serving Barrow County and municipalities. Distribution is calculated from the 2020 census with the City of Auburn projected to receive \$11,735, 149 beginning in 2028 through 2034.

**RECOMMENDATION:** To approve the SPLOST VII Agreement between Barrow County and City of Auburn as presented by staff.

**FUNDING:** N/A

**ATTACHMENTS:** SPLOST VIII Agreement

**SPLOST VIII INTERGOVERNMENTAL AGREEMENT**

STATE OF GEORGIA     )  
COUNTY OF BARROW    )

**INTERGOVERNMENTAL AGREEMENT FOR THE USE AND  
DISTRIBUTION OF PROCEEDS FROM THE SPECIAL PURPOSE  
LOCAL OPTION SALES TAX VIII FOR CAPITAL OUTLAY PROJECTS**

**THIS AGREEMENT** is made and entered into by and between Barrow County, a political subdivision of the State of Georgia (the “County”), and the City of Auburn, the Town of Bethlehem, the Town of Braselton, the Town of Carl, the City of Statham, and the City of Winder, municipal corporations of the State of Georgia (hereinafter the “Municipalities,” individually and collectively).

**WITNESSETH:**

**WHEREAS**, O.C.G.A. § 48-8-110 *et seq.* (the “Act”), authorizes the levy of a one percent (1%) County Special Purpose Local Option Sales Tax (the “SPLOST”) for the purpose of financing capital outlay projects for the use and benefit of the County and qualified municipalities within the County; and

**WHEREAS**, Barrow County voters approved a continuation of the 2018 SPLOST on November 2, 2021 (the “2023 SPLOST”); and

**WHEREAS**, the 2023 SPLOST referendum continued the 2018 SPLOST for a period of time not to exceed six (6) years and for the purpose of raising an estimated amount of \$120,800,000 to fund certain capital outlay projects; and

**WHEREAS**, the County and Municipalities agree that it is in the best interest of the citizens of their respective jurisdictions that the SPLOST continue without interruption following the termination of the 2023 SPLOST; and

**WHEREAS**, the Barrow County Board of Commissioners is authorized to adopt a resolution calling for a continuation of the 2023 SPLOST without interruption, which shall go into effect immediately upon the expiration of the 2023 SPLOST (the “SPLOST VIII”) pursuant to O.C.G.A. § 48-8-112(c)(2); and

**WHEREAS**, pursuant to O.C.G.A. § 48-8-111(a)(2), where a county and the qualified municipalities enter into an intergovernmental agreement for the distribution of the proceeds of a SPLOST, the maximum duration of the SPLOST shall be a term of six (6) years; and

**WHEREAS**, in conformance with the requirements of O.C.G.A § 48-8-111(a), the governing authorities of the County and Municipalities met on January 7, 2026, to discuss possible projects for inclusion in the SPLOST VIII referendum; and

**WHEREAS**, the County and the Municipalities have negotiated a division of the SPLOST VIII proceeds and desire to enter into this intergovernmental agreement (the “Agreement”) as authorized by the Act; and

**WHEREAS**, if approved by Barrow County voters in the May 19, 2026, referendum, the term of the SPLOST VIII shall be for a period of six (6) years.

**NOW, THEREFORE**, in consideration of the mutual promises and understandings made in this Agreement, and for other good and valuable consideration, the County and the Municipalities consent and agree as follows: the above preamble is incorporated verbatim here.

**Section 1. Representations and Mutual Covenants**

- A. The County makes the following representations and warranties which may be specifically relied upon by all parties as a basis for entering this Agreement:
  - (i.) The County is a political subdivision duly created and organized under the Constitution of the State of Georgia;
  - (ii.) The governing authority of the County is duly authorized to execute, deliver, and perform this Agreement;
  - (iii.) This Agreement is a valid, binding, and enforceable obligation of the County; and
  - (iv.) The County will take all actions necessary to call an election to be held in all voting precincts in the County on the 19th day of May, 2026, for the purpose of submitting to the qualified voters of the County for their approval the question of whether or not a SPLOST shall be re-imposed on all sales and uses within the special district of Barrow County, upon the termination of the special one percent sales and use tax presently in effect, commencing immediately upon the termination of the 2023 SPLOST and continuing for a period of six (6) years thereafter to be used for funding the capital outlay projects specified in Exhibit A attached hereto.
  
- B. Each of the Municipalities makes the following representations and warranties which may be specifically relied upon by all parties as a basis for entering this Agreement:
  - (i.) Each Municipality is a municipal corporation duly created and organized under the Laws of the State of Georgia;
  - (ii.) The governing authority of each Municipality is duly authorized to execute, deliver and perform this Agreement;
  - (iii.) This Agreement is a valid, binding, and enforceable obligation of each Municipality;

- (iv.) Each Municipality is a qualified municipality as defined in O.C.G.A. § 48-8-110(4); and
  - (v.) Each Municipality is located entirely or partially within the geographic boundaries of the special tax district created in the County by the Act.
- C. It is the intention of the County and Municipalities to comply in all respects with O.C.G.A. § 48-8-110, *et seq.*, and all provisions of this Agreement shall be construed in light of O.C.G.A. § 48-8-110, *et seq.*
  - D. The County and Municipalities agree to promptly, and in accordance with the priority order set forth herein, proceed with the acquisition, construction, equipping and installation of the projects specified in Exhibit A of this Agreement.
  - E. The County and Municipalities agree that each approved SPLOST project associated with this Agreement shall be maintained as a public facility and in public ownership. If ownership of a project financed pursuant to this Agreement is transferred to private ownership, the proceeds of the sale shall, for the purposes of this Agreement, be deemed excess funds and disposed of as provided under O.C.G.A. § 48-8-121(g)(2).
  - F. The County and Municipalities agree to maintain thorough and accurate records concerning receipt of SPLOST proceeds and expenditures for each project undertaken by the respective county or municipality, as required to fulfill the terms of this Agreement.

## **Section 2. Conditions Precedent**

- A. The obligations of the County and Municipalities pursuant to this Agreement are conditioned upon the adoption of a resolution of the County calling for the re-imposition of the SPLOST in accordance with the provisions of O.C.G.A. § 48-8-111(a).
- B. This Agreement is further conditioned upon the approval of the proposed re-imposition of the SPLOST by the voters of the County in a referendum to be held in accordance with the provisions of O.C.G.A. § 48-8-111(b) through (e).
- C. This Agreement is further conditioned upon the collecting of the SPLOST revenues by the State Department of Revenue and transfer of same to the County.

## **Section 3. Effective Date and Term of the Tax**

The SPLOST VIII, subject to approval in a special election to be held on May 19, 2026, shall commence immediately upon the termination of the 2023 SPLOST without interruption and shall continue for a period of six (6) years thereafter.

**Section 4. Effective Date and Term of This Agreement**

This Agreement shall commence upon the date of its execution and shall terminate (assuming all conditions precedent in Section 2 are met) upon the expenditure by the County and all of the Municipalities of the last dollar of money collected from the SPLOST VIII.

**Section 5. County SPLOST Fund; Separate Accounts; No Commingling**

- A. A special fund or account shall be created by the County and designated as the Barrow County Special Purpose Local Option Sales Tax VIII Fund (“SPLOST VIII Fund”). The County shall select a local bank which shall act as a depository and custodian of the SPLOST VIII Fund upon such terms and conditions as may be acceptable to the County.
- B. Each Municipality shall create a special fund to be designated as its Special Purpose Local Option Sales Tax VIII Fund. Each Municipality shall select a local bank which shall act as a depository and custodian of the SPLOST proceeds received by each Municipality upon such terms and conditions as may be acceptable to the Municipality.
- C. All SPLOST VIII proceeds shall be maintained by the County and each Municipality in the separate accounts or funds established pursuant to this Section. Except as provided in Section 6, SPLOST VIII proceeds shall not be commingled with other funds of the County or Municipalities and shall be used exclusively for the purposes detailed in this Agreement. No funds other than SPLOST VIII proceeds shall be placed in such funds or accounts.

**Section 6. Procedure for Disbursement of SPLOST Proceeds**

- A. Upon receipt by the County of SPLOST VIII proceeds collected by the State Department of Revenue, the County shall immediately deposit said proceeds in the SPLOST VIII Fund. The monies in the SPLOST VIII Fund shall be held and applied to the cost of acquiring, constructing and installing the County capital outlay projects listed in Exhibit A and as provided in Paragraphs B and C of this Section.
- B. The County, following deposit of the SPLOST VIII proceeds in the SPLOST VIII Fund, shall within ten (10) business days disburse the SPLOST proceeds due to each Municipality according to the terms of this Agreement. The proceeds shall be deposited in the separate funds established by each Municipality in accordance with Section 5 of this Agreement.
- C. The County shall apply and disburse the proceeds of the SPLOST VIII in the following order of priority:
  - (i) First, until such time as the County has accumulated \$40,000,000 for the level one county-wide project identified in Exhibit A, the first sixty percent (60%)

of all SPLOST VIII proceeds shall be set aside by the County to accumulate funds for such project. Once the County has accumulated \$40,000,000 for the level one county-wide project identified in Exhibit A, all SPLOST VIII proceeds shall be distributed in the manner provided for in Section 6.C.ii.

(ii.) Second, all remaining SPLOST VIII collections received by the County shall be disbursed as 62.45% to the County and 37.55% to the Municipalities.

(iii.) Third, the Municipalities' 37.55% portion of the SPLOST VIII collections shall be distributed as follows:

- (1) 23.20% shall be paid to Auburn
- (2) 2.29% shall be paid to Bethlehem
- (3) 6.39% shall be paid to Braselton
- (4) 0.67% shall be paid to Carl
- (5) 8.97% shall be paid to Statham
- (6) 58.48% shall be paid to Winder

D. Should any Municipality cease to exist as a legal entity before all funds are distributed under this Agreement, that Municipality's share of the funds subsequent to dissolution shall be paid to the County as part of the County's share unless an act of the Georgia General Assembly makes the defunct Municipality part of another successor municipality. If such an act is passed, the defunct Municipality's share shall be paid to the successor Municipality in addition to all other funds to which the successor Municipality would otherwise be entitled.

E. Notwithstanding anything herein to the contrary, if any Municipality (other than the City of Winder) does not approve and execute this Agreement, that Municipality's portion of the SPLOST VIII collections shall be forfeited by that Municipality and shall be distributed pro rata to the other Municipalities that approve and execute this Agreement.

### **Section 7. Projects**

All capital outlay projects, to be funded in whole or in part from SPLOST VIII proceeds, are listed in Exhibit A, which Exhibit is attached hereto and made part of this Agreement. All capital outlay projects included in Exhibit A shall be funded from proceeds from the SPLOST VIII except as otherwise specified in this Agreement.

### **Section 8. Priority and Order of Project Funding**

A. All County capital outlay projects identified in Exhibit A, with the exception of the Level One County-Wide Capital Outlay Project identified therein, shall be of equal

priority unless and until the County adopts a lawful resolution establishing a priority for said projects.

- B. All of the municipal capital outlay projects identified in Exhibit A shall be deemed of equal priority. This equal priority notwithstanding, the Municipalities shall retain the separate right via separate resolution to establish a priority and order of project funding as they shall individually determine appropriate and that is otherwise in accordance with the SPLOST Act.

### **Section 9. Completion of Projects**

- A. The County and Municipalities acknowledge that the costs shown for each capital outlay project identified in Exhibit A are estimated amounts and that the actual cost of any project may be less than or exceed the estimated amount.
- B. If a County capital outlay project has been satisfactorily completed at a cost less than the estimated cost listed for that project in Exhibit A, the County may apply the remaining unexpended funds to any other County capital outlay project identified in Exhibit A.
- C. If a municipal capital outlay project has been satisfactorily completed at a cost less than the estimated cost listed for that project in Exhibit A (as determined by the Municipality(ies) in its/their sole discretion), the Municipality may apply the remaining unexpended funds to any other capital outlay project included for that Municipality in Exhibit A (if any). If a Municipality has funds remaining after all municipal capital outlay projects identified in Exhibit A are completed, such funds shall be deemed excess funds and shall be disposed of in accordance with O.C.G.A. § 48-8-121(g)(2).
- D. The County and Municipalities agree that each approved SPLOST VIII capital outlay project associated with this Agreement shall be completed or substantially completed within 6 years after the termination of the SPLOST VIII. Any SPLOST VIII proceeds held by a County or Municipality at the end of the 6 year period shall, for the purposes of this Agreement, be deemed excess funds and disposed of as provided under O.C.G.A § 48-8-121(g)(2).

### **Section 10. Certificate of Completion**

Within thirty (30) days after the acquisition, construction or installation of a municipal project listed in Exhibit A is completed, the Municipality owning the project shall file with the County a Certificate of Completion signed by the mayor or chief elected official of the respective Municipality, setting forth the date on which the project was completed, and the final cost of the project.

**Section 11. Expenses**

The County shall administer the SPLOST VIII Fund to effectuate the terms of this Agreement and shall be solely responsible for the cost of holding the SPLOST VIII referendum.

**Section 12. Audits and Reports**

- A. During the term of this Agreement, the distribution and use of all SPLOST VIII proceeds deposited in the County SPLOST Fund and each Municipal SPLOST Fund shall be audited annually by an independent certified public accounting firm in accordance with O.C.G.A. § 48-8-121(a)(2). The County and each Municipality receiving SPLOST VIII proceeds shall be responsible for the cost of their respective audits. The County and the Municipalities agree to cooperate with the independent certified public accounting firm in any audit by providing all necessary information.
- B. Each Municipality shall provide the County a copy of the audit of the distribution and use of the SPLOST VIII proceeds by the Municipality.
- C. The County and the Municipalities shall comply with the requirements of O.C.G.A. § 48-8-122, which requires the publication of annual reports concerning expenditures for the projects.

**Section 13. Notices**

All notices, consents, waivers, directions, requests or other instruments or communications provided for under this Agreement shall be deemed properly given when delivered personally or sent by registered or certified United States mail, postage prepaid, as follows:

If to Barrow County, Georgia:  
County Clerk  
Barrow County Board of  
Commissioners  
30 North Broad Street  
Winder, Georgia 30680

If to the City of Auburn:  
City Administrator  
City of Auburn  
P.O. Box 1059  
Auburn, Georgia 30011

If to the Town of Bethlehem:  
Town Clerk  
Town of Bethlehem  
P.O. Box 210  
Bethlehem, Georgia 30620

If to the Town of Braselton:  
Town Manager  
Town of Braselton  
4982 Highway 53  
Braselton, Georgia 30517

If to the Town of Carl:  
Town Clerk  
Town of Carl  
P.O. Box 52  
Auburn, Georgia 30011

If to the City of Statham:  
City Clerk  
City of Statham  
P.O. Box 28  
Statham, Georgia 30666

If to the City of Winder:  
City Administrator  
City of Winder  
P.O. Box 566  
Winder, Georgia 30680

#### **Section 14. Entire Agreement**

This Agreement, including any attachments or exhibits, constitutes all of the understandings and agreements existing between the County and the Municipalities with respect to distribution and use of the proceeds from the SPLOST VIII. Furthermore, this Agreement supersedes all prior agreements, negotiations, and communications of whatever type, whether written or oral, between the parties hereto with respect to distribution and use of said SPLOST.

#### **Section 15. Amendments**

This Agreement shall not be amended or modified except by agreement in writing executed by the governing authorities of the County and the Municipalities.

#### **Section 16. Governing Law**

This Agreement shall be deemed to have been made and shall be construed and enforced in accordance with the laws of the State of Georgia.

#### **Section 17. Severability**

Should any phrase, clause, sentence, or paragraph of this Agreement be held invalid or unconstitutional, the remainder of the Agreement shall remain in full force and effect as if such invalid or unconstitutional provision were not contained in the Agreement unless the elimination of such provision detrimentally reduces the consideration that any party is to receive under this Agreement or materially affects the operation of this Agreement.

#### **Section 18. Compliance with Law**

The County and the Municipalities shall comply with all applicable local, State, and Federal statutes, ordinances, rules, and regulations.

#### **Section 19. No Consent to Breach**

No consent or waiver, express or implied, by any party to this Agreement, to any breach of any covenant, condition, or duty of another party, shall be construed as a consent to or waiver of any future breach of the same.

#### **Section 20. Counterparts**

This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

**Section 21. Mediation**

The County and Municipalities agree to submit any controversy arising under this Agreement to mediation for a resolution. The parties to the mediation shall mutually select a neutral party to serve as mediator. Costs of mediation shall be shared equally among the parties to the mediation.

**IN WITNESS WHEREOF**, the County and the Municipalities, acting through their duly authorized agents, have caused this Agreement to be signed, sealed, and delivered for final execution by the County on the date indicated herein.

[SIGNATURES ON FOLLOWING PAGES]

**COUNTY OF BARROW, GEORGIA**

By: \_\_\_\_\_  
Pat Graham, Chairman

Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk

(Seal)

**CITY OF AUBURN, GEORGIA**

By: \_\_\_\_\_  
Rick Roquemore, Mayor

Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk

(Seal)

**TOWN OF BETHLEHEM, GEORGIA**

By: \_\_\_\_\_  
Chris Lelle, Mayor

Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk

(Seal)

**TOWN OF BRASELTON, GEORGIA**

By: \_\_\_\_\_  
Kurt Ward, Mayor

Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk

(Seal)

**TOWN OF CARL, GEORGIA**

By: \_\_\_\_\_  
Shannon Stinchcomb, Mayor

Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk

(Seal)

**CITY OF STATHAM, GEORGIA**

By: \_\_\_\_\_  
Debi Krause, Mayor

Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk

(Seal)

**CITY OF WINDER, GEORGIA**

By: \_\_\_\_\_  
Jimmy Terrell, Mayor

Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk

(Seal)

**EXHIBIT "A"**

**1. Level one county-wide project: Barrow County Government Complex**

Distribution of Proceeds: Pursuant to Section 6.C.(i.) of this Agreement, the first sixty percent (60%) of all SPLOST VIII proceeds shall be set aside from SPLOST VIII distributions until a total of \$40,000,000 has been set aside to accumulate funds for the Barrow County Government Complex.

Level 1 Capital Outlay Project	Cost Estimate
Barrow County Government Complex (Sheriff's Office, Administration Building, Parking).	\$40,000,000
Total Estimated:	\$40,000,000

**2. Projects to be owned or operated or both by the County:**

All projects shall be deemed to have equal priority and may be funded in any order in the discretion of the County.

Capital Outlay Project	Cost Estimate
Sheriff's Office Vehicles;	\$18,000,000
Fire Department Training Center, facilities and equipment;	\$12,000,000
E-911 equipment;	\$7,000,000
Parks and Recreation facilities and equipment;	\$20,437,493
Senior Center expansion;	\$1,000,000
UOBWA debt service;	\$16,502,582
County building renovations;	\$5,000,000
Animal Control facility renovations;	\$2,200,000
Airport terminal improvements; and	\$1,000,000
Information Technology infrastructure.	\$1,000,000
Total Estimated:	\$84,140,075

**3. Projects to be owned or operated or both by the City of Auburn:**

All projects shall be deemed to have equal priority and may be funded in any order in the discretion of the City.

Capital Outlay Project	Cost Estimate
URA/Utility Debt;	\$5,522,352.94
Utility Systems/Infrastructure;	\$2,485,058.82
Parks/Recreation;	\$2,208,941.18
Police/Public Safety;	\$690,294.12
City Facilities/Equipment; and	\$414,176.47
Downtown Connectivity.	\$414,176.47
Total Estimated:	\$11,735,149

**4. Projects to be owned or operated or both by the Town of Bethlehem:**

All projects shall be deemed to have equal priority and may be funded in any order in the discretion of the Town.

Capital Outlay Project	Cost Estimate
	\$
Total Estimated:	\$1,158,694

**5. Projects to be owned or operated or both by the Town of Braselton:**

All projects shall be deemed to have equal priority and may be funded in any order in the discretion of the Town.

Capital Outlay Project	Cost Estimate
	\$
Total Estimated:	\$3,233,566

**6. Projects to be owned or operated or both by the Town of Carl:**

All projects shall be deemed to have equal priority and may be funded in any order in the discretion of the Town.

Capital Outlay Project	Cost Estimate
	\$
Total Estimated:	\$336,830

**7. Projects to be owned or operated or both by the City of Statham:**

All projects shall be deemed to have equal priority and may be funded in any order in the discretion of the City.

Capital Outlay Project	Cost Estimate
	\$
	\$
	\$
Total Estimated:	\$4,540,465

**8. Projects to be owned or operated or both by the City of Winder:**

All projects shall be deemed to have equal priority and may be funded in any order in the discretion of the City.

Capital Outlay Project	Cost Estimate
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Transportation improvements to include roads, streets, sidewalks, trails, parking and other similar projects;	\$6,509,168
Police Department facilities and equipment;	\$2,958,713
Fire Department facilities and equipment;	\$2,958,713
Recreation, parks, cemetery, greenspace, cultural and historic projects;	\$2,958,713
Storm water infrastructure;	\$3,550,455
Administrative facilities and equipment; and	\$7,692,653
Sanitation and solid waste facilities and equipment.	\$2,958,713
Total Estimated:	\$29,587,126