

MINUTES  
REGULAR MEETING OF THE PERRY CITY COUNCIL  
November 6, 2007  
**6:00 P.M.**

1. Call to Order: Mayor James Worrall, Presiding Officer called the regular meeting of the Perry City Council held November 6, 2007 at 6:08 p.m.

2. Roll.

Elected Officials Present: Mayor James Worrall. Mayor Pro-Tempore Joe Kusar. Council Members Riley Hunt, Brian Bowen and James Moore.

Elected Officials Absent: Council Members Phyllis Bynum-Grace, and Bobby Glover.

Staff/Guests/Press: City Manager Lee Gilmour. City Attorney David Walker. City Departmental Staff: George Potter, Public Safety Director, Mike Beecham, Director of Community Development, Ronnie Jones, Director of Public Works, Brenda King, Director of Administration, Deputy Chief Joel Gray, Fire Department, Diane Abney, Secretary Public Works, and Recording Secretary Annie Warren.

Guests: Ms. Sheila Jones, Executive Director of the PCVB.

Press: Charlotte Perkins – Houston Daily Journal.

3. Invocation and Pledge of Allegiance to the Flag: Council Member Riley gave the invocation and led the pledge of allegiance to the flag.

4. Citizens with Input. Kim Mullins – Mr. Mullins mother purse was stolen; Captain Heath Dykes and Detective Ken Ezell did an outstanding job recovering the purse. Mr. Mullins was extremely pleased and wanted to publicly thank the Perry Police Department.

5. Consent Agenda Items: City Manager Lee Gilmour.

5a. Minutes of October 16, 2007 work session and regular meeting approved. Council Member James Moore moved to approve. Council Member Riley Hunt seconded the motion and it carried unanimously.

6. Old Business:

6a. Ordinances for Second Reading/Consideration of Adoption: City Manager Lee Gilmour:

1. Adoption of Ordinance 2007-41. City Manager Lee Gilmour gave the second reading of an ordinance to amend Perry Land Development Ordinance Section 93 – Architectural Design Standards for Non-Residential Structures #A-063-

0907. Council Member James Moore asked for clarification if any future auto repair shops, etc. cannot have their openings in the front of the building, the openings would have to be in the rear or on the side. Mike Beecham, Director of Community Development concurred. City Manager Lee Gilmour followed up to Council Member James Moore question by stating that the architectural design standards for non-residential structures follows just like the zoning, if there is more than 50% enlargement or if the structure was destroyed by fire and the building had to be rebuilt, those standards would apply. Council Member James Moore moved to adopt the ordinance. Mayor Pro-Tempore Joe Kusar seconded the motion and it carried unanimously. (*Ordinance 2007-41 has been entered in the City's official book of record*).

2. Adoption of Ordinance 2007-42. City Manager Lee Gilmour gave the second reading of an ordinance to amend the Perry Code relative to alcoholic beverages. Council Member Riley Hunt moved to adopt the ordinance. Mayor Pro-Tempore Joe Kusar seconded the motion and it carried unanimously. (*Ordinance 2007-42 has been entered in the City's official book of record*).

Mayor Worrall asked Council to go to item listed as 7f on the agenda at this time.

- 7f. Authorized blocking off a portion of Main Street, blocking off of City Parking lot, use of City property, police surveillance and waiver of any associated fees for the 4<sup>th</sup> Annual Peaches to Beaches Yard Sale scheduled for March 14 - 15, 2008. Request submitted by the Perry Area Convention and Visitors Bureau: Ms. Sheila Jones, Executive Director of the Convention and Visitors Bureau presented to Council a letter of request from the Convention and Visitors Bureau relative to the Peaches to Beaches Yard Sale. Mayor Pro-Tempore Joe Kusar moved to authorize the use and waiver of any associated fees for the event per the request. Council Member Riley Hunt seconded the motion and it carried unanimously.

7. New Business:

- 7a. Ordinances for First Reading and Introduction: Presented by City Manager Lee Gilmour.

1. **First Reading** of an Ordinance to amend FY 08 Operating Budget. (*No Action required – First Reading only*).

- 7b. Alcohol License First Readings - Applications: None.

➔ **Correction:** **On the original agenda there were two (2) items listed as 7c, in the minutes the items will be reflected as 7c<sub>(1)</sub> and 7c<sub>(2)</sub>.**

- 7c<sub>(1)</sub>. Alcohol License - Manager Change (One reading/Council takes action):

1. Approved application for a manager change on beer and wine alcohol license for Eckerd Corp/Rite Aid located at 1325 Washington Street. City Manager Lee Gilmour introduced an application for a manager change on beer and wine

alcohol license for Eckerd Corp/Rite Aid to Christopher Charles Wilson. Council Member Riley Hunt moved to approve the manager change as presented in application. Mayor Pro-Tempore Joe Kusar seconded the motion and it carried unanimously.

7c(2) . Resolutions for consideration: Introduced by City Manager Lee Gilmour.

1. Adoption of Resolution No. 2007-50 to amend the City of Perry Community Facilities Plan. City Manager Lee Gilmour asked Council in addition to the lighting for the youth football field and multi-purpose building to include in their motion updated estimate cost on capital for fire station from current \$1,201,600 for land, apparatus and building to \$1,229,000. Council Member Riley Hunt questioned that the total did not add up. City Manager Lee Gilmour advised Council Member Riley Hunt that the total did not add up because of a lot of other smaller items in additional to the items listed as g and h on the ordinance. Council Member James Moore stated that a million and half for a multi-purpose building seemed like a lot of money to him. City Manager Lee Gilmour advised Council Member James Moore that the facility would be a butler building type, outfitted to have a gym and community rooms, with heating and air-conditioning. Mayor Pro-Tempore Joe Kusar moved to adopt the amended City of Perry Community Facilities Plan. Council Member James Moore seconded the motion and it carried unanimously. *(Resolution 2007-50 has been entered in the City's official book of record.)*
2. Adoption of Resolution No. 2007-51 to amend the City of Perry Fee Schedule. Council Member James Moore questioned why the 2 inch City installation was cheaper than the 1 ½ inch City installation. City Manager Lee Gilmour advised that 2 inches or larger meter backflow preventor and closer is the responsibility of the customer and the other is the responsibility of the City. Mayor Pro-Tempore Joe Kusar moved to adopt the amended City of Perry Fee Schedule. Council Member Riley Hunt seconded the motion and it carried unanimously. *(Resolution 2007-51 has been entered in the City's official book of record.)*

7d. Approved letter of credit for Ivy Glen Subdivision. City Manager Lee Gilmour reviewed with Council the letter of request for Ivy Glen Subdivision. Ivy Glen Subdivision is located off Highway 41 South. The developers are agreeable to the stated conditions however, the developers have had a good faith effort to get an easement. They are willing to put up a separate \$37,000 letter of credit in order to assure that easement is obtained. Mayor Pro-Tempore Joe Kusar moved to approve the letter of credit for Ivy Glen Subdivision. Council Member Riley Hunt seconded the motion and it carried unanimously.

7e. Approved letter of credit The Village at Camelot Subdivision. Mike Beecham, Director of Community Development reviewed with Council the letter of request for The Village at Camelot Subdivision. The Village at Camelot Subdivision is located off Kingston Road. Council Member Brian Bowen moved to approve the letter of credit for The Village at Camelot Subdivision. Council Member James Moore seconded the motion and it carried unanimously.

- 7g. Determination of area to be transferred from City to Library Board trustees. City Manager Lee Gilmour presented to Council a map of the parcels to be transferred from the City to the Library Board trustees. The City Manager recommendation to Council was to obtain a survey. Council Member Riley moved to accept the recommendation of the City Manager. Mayor Pro-Tempore Joe Kusar seconded the motion and it carried unanimously.
- 7h. Approval of contract between City and Triton Water Technologies and Citycapital. City Manager Lee Gilmour presented to Council the requested information – 1) Report regarding reference of Flex Net System and 2) Contract review by the City Attorney David Walker. Mr. Ronnie Jones, Director of Public Works met with Mr. John Bufresne, C.O.O, Apopka Florida and presented his findings to Council of the Flex Net System after his question and answer session with Mr. Bufresne. The contract between the City and Triton Water Technologies and Citycapital has been reviewed by the City Attorney David Walker and is subject to evidence and approval of general liability coverage. Recommendation of the City Manager to proceed as recommended by the Public Works Oversight Committee with implementing this system and contract. Mayor Pro-Tempore Joe Kusar moved to accept the recommendation of the City Manager recommendation. Council Member Riley Hunt seconded the motion and it carried unanimously.
- 7i. Cancelled the Council's December 18, 2007 meeting of the Perry City Council. Council Member Riley Hunt moved to cancel the regularly scheduled meeting of the Perry City Council of December 18, 2007. Mayor Pro-Tempore Joe Kusar seconded the motion and it carried unanimously.
- 7j. Approved Extension of PUD moratorium for sixty (60) days. City Manager Lee Gilmour recommendation to Council was to authorize extension of PUD moratorium for sixty (60) days to allow Council to discuss it in a work session. Mayor Pro-Tempore Joe Kusar moved to accept the recommendation of the City Manager. Council Member James Moore seconded the motion and it carried unanimously.
- 7k. Award of Bids:

1. Awarded Bid No. 2007-42 of riding mower to Walker Rhodes Tractor Company.

Vendor	Bid	Total
Walker Rhodes Tractor Company	\$10,380.00	\$10,380.00
Fox International	\$10,750.00	\$10,750.00
Wade Tractor	\$10,800.00	\$10,800.00

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$10,380.00 since Walker Rhodes Tractor is the lowest bidder. Council Member Riley Hunt moved to accept the bid. Mayor Pro-Tempore Joe Kusar seconded the motion and it was carried unanimously.

2. Awarded Bid No. 2007-51 - property clean up Spring Creek Subdivision Lot 9 to Green Magic Lawn Service. Mike Beecham, Director of Community Development.

Vendor	Bid	Total
Green Magic Lawn Service	\$3,575.00	\$3,575.00
A & A Landscaping and Irrigation	\$3,700.00	\$3,700.00
Clement and Son's	\$8,139.65	\$8,139.65

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$3,575.00 since Green Magic Lawn Service is the lowest bidder. Mayor Pro-Tempore Joe Kusar moved to accept the bid. Council Member Riley Hunt seconded the motion and it was carried unanimously.

3. Awarded Bid No. 2007-52 – property clean up Spring Creek Subdivision Lot 7 to A & A Landscaping and Irrigation. Mike Beecham, Director of Community Development.

Vendor	Bid	Total
A & A Landscaping and Irrigation	\$3,500.00	\$3,500.00
Green Magic Lawn Service	\$3,575.00	\$3,575.00
Clement and Son's	\$8,000.30	\$8,000.30

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$3,500.00 since A & A Landscaping and Irrigation is the lowest bidder. Council Member Riley Hunt moved to accept the bid. Council Member Brian Bowen seconded the motion and it was carried unanimously.

4. Awarded Bid No. 2007-49 – Pickup Truck for Building Maintenance/Cemetery to Wayne Morris Ford.

Vendor	Bid	Total
Wayne Morris Ford	\$15,244.13	\$15,244.13
Peach County Ford	\$15,436.95	\$15,436.95
Allen Virgil Ford	\$15,636.00	\$15,636.00
Bill Heard Chevrolet	\$17,340.00	\$17,340.00
Hamby Automotive	No Bid	No Bid
Jeff Smith Dodge	No Bid	No Bid

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$15,244.13 since Wayne Morris Ford is the lowest bidder. Council Member Riley Hunt moved to accept the bid. Mayor Pro-Tempore Joe Kusar seconded the motion and it was carried unanimously.

5. Awarded Bid No.2007-50 – Riding Mower for Public Works Ground Maintenance to Walker Rhodes Tractor Company.

Vendor	Bid	Total
Walker Rhodes Tractor Company	\$11,500.00	\$11,500.00
Wade Tractor	\$11,950.00	\$11,950.00
Fox International	No Response	No Response

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$11,500.00 since Walker Rhodes Tractor Company is the lowest bidder. Council Member Riley Hunt moved to accept the bid. Mayor Pro-Tempore Joe Kusar seconded the motion and it was carried unanimously.

6. Awarded Bid No. 2007-53 – Sewer Camera System to Adams Equipment Company is sole source vendor.

Vendor	Bid	Total
Adams Equipment Company	\$6,632.50	\$6,632.50

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$6,632.50 since Adams Equipment Company is the sole source vendor. Council Member Riley Hunt moved to accept the bid. Mayor Pro-Tempore Joe Kusar seconded the motion and it was carried unanimously.

- 7l. Agency and Citizens Requests: City Manager Lee Gilmour.

Authorized wavier of parade and procession fee for the 2007 Perry Christmas Parade to be held on Saturday, December 1, 2007. City Manager Lee Gilmour presented for Council’s consideration a request to waive the parade and procession fee for the 2007 Perry Christmas Parade to be held on Saturday, December 1, 2007. Council Member James Moore moved to authorize the waiver of the parade and process fee. Council Member Riley Hunt seconded the motion and it was carried unanimously.

8. Other Business/Supplemental Agenda.

- 8a. Awarded Bid No. 2007-57 Mini Excavator to Yancey Brothers.

Vendor	Bid	Total
Yancey Brothers	\$45,576.00	\$45,576.00
Tractor and Equipment Company	\$49,925.00	\$49,925.00
IPW	\$59,090.00	\$56,090.00

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$45,576.00 since Yancey Brothers is the lowest bidder. Council Member James

Moore moved to accept the bid. Council Member Riley Hunt seconded the motion and it was carried unanimously.

- 8b. Authorized wavier of parade and procession fee for the 2<sup>nd</sup> Annual Downtown Perry Jingle Jog to be held on Saturday, December 1, 2007. City Manager Lee Gilmour presented for Council's consideration a request to waive the parade and procession fee for the 2<sup>nd</sup> Annual Downtown Perry Jingle Jog to be held on Saturday, December 1, 2007. Council Member Riley Hunt moved to authorize the waiver of the parade and process fee. Council Member James Moore seconded the motion and it was carried unanimously.

Item not listed on the agenda:

- 8c. Mrs. Jones of 713 Elaine Street was recognized by Mayor Worrall. Ms. Jones stated that her water bill has been running high and she does not have any leaks. She stated that she has called the Utility Department and requested them to come out and re-read her meter but no one has come out because the same dust is still on the meter. This matter was referred to the Utility Department to be resolved.

9. Council Committee Reports.

Council Member James Moore – Nothing.

Council Member Riley Hunt – Nothing.

Council Member Brian Bowen – Nothing.

Council Member Joe Kusar – Nothing.

10. Department Reports.

George Potter, Director of Public Safety – In April several gambling cases were made at Pepo's Food Mart at 504 Perry Parkway. Since then, the sheriff department raided them at the first of November and found counterfeit merchandise and clothing inside the store for sale. They haven't plead yet, but when they do, I will notify you and ask that their license be revoked.

Deputy Chief Joel Gray, Fire Department – Nothing.

Mike Beecham, Director of Community Development – Nothing.

Ronnie Jones, Director of Public Works – At the request of the Mayor and Council, the Landscape Advisory Committee has been revived; the first meeting is scheduled for November 15, 2007, at 5:00 p.m.

Brenda King, Director of Administration – Nothing.

11. Executive Session entered at 7:01 p.m.: Council Member James Moore moved to adjourn regular meeting and enter into an Executive Session for the purpose of discussing a personnel matter. Council Member Riley Hunt seconded the motion and it carried unanimously.
12. Executive Session adjourned; regular meeting reconvened. Council adjourned the Executive Session held November 6, 2007 and reconvened into the regular meeting.
13. Adopted Resolution No. 2007-52 stating purpose of Executive Session held November 6, 2007 was to discuss a personnel matter. Council Member James Moore moved to adopt a resolution stating the purpose of the Executive Session held on November 6, 2007 was to discuss a personnel matter. Mayor Pro-Tempore Joe Kusar seconded the motion and it carried unanimously. (*Resolution 2007-52 has been entered in the City's official book of record*).
14. Adjourn.