

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
January 15, 2008
6:00 P.M.

1. Call to Order: Mayor James Worrall, Presiding Officer, called to order the regular meeting of the Perry City Council held January 15, 2008 at 6:00 p.m.

2. Roll.

Elected Officials Present: Mayor James Worrall, Presiding Officer. Mayor Pro-Tempore Phyllis Bynum-Grace. Council Members Brian Bowen, Joe Kusar, Willie King, Riley Hunt and James Moore.

Elected Officials Absent: None.

Staff: City Manager, Lee Gilmour. City Attorney, David Walker. City Departmental Staffing: Brenda King - Director of Administration, Ronnie Jones - Director of Public Works, George Potter - Director of Public Safety, Mike Beecham - Director of Community Development, Rick Kilgore - Director of Parks and Recreation, Deputy Chief Joel Gray - Fire Department, Capt. Jeffrey Patterson – Fire Department, Assistant City Engineer Harold Deal – Public Works Department, Dianne Abney – Secretary Public Works Department and Annie Warren - Recording Secretary.

Guests/Speakers: Mr. Rob Brooks – ComSouth Telesys, Inc., Mr. Robbin Jackson – Perry Civic League, Boy Scouts Troop 96 representatives and leader Mr. Kirk Ryberg, and Ms. Opal Large.

Press: Natasha Smith – Macon Telegraph and Charlotte Perkins – Houston Home Journal.

3. Invocation and Pledge of Allegiance to the Flag: Council Member Riley Hunt gave the invocation and Boy Scouts Troop 96 led the pledge of allegiance to the flag.
4. Elected Officials Swearing In Ceremony: City Attorney David Walker swore in Mr. Willie King as the newly elected District 1, Post 2 Council Member; Mr. James Moore as the newly re-elected District 2, Post 2 Council Member and Mr. Riley Hunt as the newly re-elected District 3, Post 2 Council Member.
5. Council Select Honorable Phyllis Bynum-Grace as the 2008 Mayor Pro-Tempore. Mayor James Worrall opened the floor for nomination Mayor Pro-Tempore for 2008. Council Member Joe Kusar moved to nominate Council Member Phyllis Bynum-Grace as Mayor Pro-Tempore for 2008. Mayor Worrall called for any other nominations. Council Member Joe Kusar moved the nominations be closed with the said Council Member's recommendation. Council Member James Moore seconded the motion and the motion carried unanimously.
6. 2007 Mayor Pro-Tempore Joe Kusar received plaque of appreciation. Mayor James Worrall presented Honorable Joe Kusar with a plaque of appreciation for the outstanding citizenship and leadership he demonstrated throughout the past year.

7. 2008 Professional Services Providers designated. Mayor James Worrall opened the floor for suggestions of the City's 2008 Professional Service Providers. They were designated as follows:

~ Legal Counsel of Walker, Hulbert, Gray, and Byrd, LLC. Council Member Riley Hunt moved to continue with the current firm legal firm. Council Member James Moore seconded the motion and it carried unanimously.

~ Municipal Court Judge Herbert Wells. Council Member Brian Bowen moved to appoint Judge Wells as the City's Municipal Court Judge. Mayor Pro-Tempore Phyllis Bynum-Grace seconded the motion and it carried unanimously.

8. Appointments to Boards/Authorities and Commissions.

8a. Council Post 2 Appointments:

District 1 Appointments: Council Member Willie King deferred his appointments.

District 2 Appointments: Council Member James re-appointed his District 2 appointees to a new term as follows:

Board of Adjustments and Appeals	Deferred Appointment
Perry Planning Commission	Todd Barker
Recreation Commission	Chipper Harrell
Downtown Development Authority	Davis Cosey
Perry Area Convention & Visitors Bureau Authority	Nellwin Moore

District 3 Appointments: Council Member Riley Hunt re-appointed his District 3 appointees to a new term as follows:

Board of Adjustments and Appeals	Keith Seamon
Perry Planning Commission	Martin Beeland
Recreation Commission	Tony Holder
Downtown Development Authority	William Jackson
Perry Area Convention & Visitors Bureau Authority	Jeanette Arrington

8b. Mayor and Council Re-appoint Mr. Ralph Gentry to the Jointly Owned Natural Gas Board: Mayor James Worrall announced the recommendation of Mr. Ralph Gentry as the City's representative on the Jointly Owned natural Gas Board and it carried unanimously. Council Member James Moore moved to appoint Mr. Ralph Gentry as the City's JONG representative. Council Member Joe Kusar seconded the motion and it carried unanimously.

8c. Mayor and Council make Joint Appointments to the Perry Area Convention and Visitors Bureau Authority. Mayor Worrall called for Council consideration of the joint Mayor/Council appointments on the Perry Area Convention and Visitor's Bureau. Mayor

Worrall advised that Mr. Bob Lawson and Mr. Jimmy Faircloth have agreed to serve another term as the Council's Joint Appointments. Council Member Joe Kusar moved to re-appoint Mr. Bob Lawson and Mr. Jimmy Faircloth. Council Member Brian Bowen seconded the motion and it carried unanimously.

9. Citizens with Input.

Mr. Rob Brooks of Com South Telesys, Inc. addressed Council relative to the concerns about the transition to digital television. Effective February 17, 2009 all local broadcasters will transition their transmission from analogue to digital. People who have air antennas and rabbit ear antennas will no longer be able to receive transmission unless they have a digital tuner in their television. People who do not have a digital tuner will need to purchase an analogue converter. Customers can apply for \$40 voucher to use toward the purchase of the converter. The converter box is not currently sold.

Mr. Robbin Jackson – Perry Civic League addressed Council with a request to waive the parade and procession fee for its annual Rev. Dr. Martin Luther King, Jr. march on January 21, 2008 at 10:00 a.m. Council Member Joe Kusar motioned to authorize the waiver of the parade and procession fee. Mayor Pro-Tempore Phyllis Bynum-Grace seconded the motion and it carried unanimously.

10. PUBLIC HEARING CALLED TO ORDER AT 6:18 P.M. Mayor James Worrall called to order of a public hearing at 6:18 p.m. to provide any interested parties with an opportunity to express their views and concerns in accordance with O.C.G.A. Sec. 36-67A-3 (c).

10a. Amendment to Perry Land Development Ordinance #A-064-1107 – Satellite Dish Antennas. Mayor James Worrall presented a letter of recommendation from the Perry Planning Commission dated November 27, 2007, as follows:

*“Re: Amendment to Perry Land Development Ordinance
Section 108 – Satellite Dish Antennas.
#A-064-1107*

Dear Mayor and Council:

On November 26, 2007, the Perry Planning Commission reviewed the above referenced amendment to the Perry Land Development Ordinance –Section 108 – Satellite Dish Antennas.

The Perry Planning Commission respectfully submits this letter as our formal and favorable recommendation to the Mayor and City Council for the approval of Section 108.

Sincerely,

*Martin Beeland, Chairman
Perry Planning Commission”.*

Public Input: Mayor Worrall called for questions from Council or any public input for or opposed to the amendment.

There was no public input for or opposed to the amendment.

Public Hearing Adjourned at 6:22 p.m. Mayor James Worrall closed the public hearing at 6:22 p.m.

11. Consent Agenda Items: Mayor James Worrall.
 - 11a. Minutes of December 4, 2007 work session and regular meeting approved. Mayor Pro-Tempore Phyllis Bynum-Grace moved to approve. Council Member Joe Kusar seconded the motion and it carried unanimously.
12. Old Business: None.
13. Any Other Old Business Matters: None.
14. New Business: City Manager Lee Gilmour.
 - 14a. Ordinances for First Reading and Introduction: Presented by City Manager Lee Gilmour.
 1. **First Reading** of an Ordinance to amend Perry Land Development Ordinance #A-064-1107. (*No Action required – First Reading only*).
 2. **First Reading** of an Ordinance to amend the Perry Code relative to alcohol license. (*No Action required – First reading only*).
 - 14b. Alcohol License First Readings - Applications: None.
 - 14c. Approved professional services contract with Integrated Science & Engineering Inc., (ISE) for Work Task #38 – Ball Street Extension Utilities Survey. City Manager Lee Gilmour, presented for Council's consideration Work Task #38 Ball Street Extension Utilities Survey. As part of the process, some of the environmental studies have to be redone. Recommendation of the City Manager to Council to authorize Integrated Science & Engineering Inc. to mark the utilities and provide the information to DOT to continue the environmental process. Council Member Riley Hunt moved to authorize the Ball Street Extension Utilities Survey. Council Member Joe Kusar seconded the motion and it carried unanimously.
 - 14d. Approved amending personnel policy relative to mandatory one (1) week annual usage to exclude field personnel and Adopted Resolution 2008-04 amending personnel policy relative to mandatory one (1) week annual usage to exclude field personnel . City Manager Lee Gilmour reviewed the personnel policy relative to mandatory one (1) week annual usage to exclude field personnel. The Manager recommendation to Council that the policy be amended to provide that the mandatory one (1) week would include all personnel except the field personnel. Council Member James Moore moved to accept the recommendation of the Manager. Council Member Willie King seconded the motion and it carried unanimously. (*Resolution 2008-4 has been entered in the City's official book of record.*)

- 14e. Approved the replacement of Dr. Frank Stagg with Dr. Keith Abney as city Medical Review Officer. City Manager Lee Gilmour advised Council that as part of the City's workers compensation and overall health program, the City has to have a physician listed as the primary physician. The City had done that through Occupational Health and Wellness Center with Dr. Frank Stagg as the primary physician. Dr. Frank Stagg is no longer with the Occupational Health and Wellness Center. The Manager recommendation to Council to approve Dr. Keith Abney who is replacing Dr. Frank Stagg. Mayor Pro-Tempore Phyllis Bynum-Grace moved to accept the recommendation of the City Manager. Council Member Willie King seconded the motion and it carried unanimously.
- 14f. Council Acceptance of CEDAP Grant and Federal Grant: Mr. George Potter – Public Safety Director advised Council that the City had received a CEDAP Grant worth approximately \$15,000 to purchase an Advanced Thermal Imager and send an officer to Texas for training. This is a 100% Federal Grant with no City match. The City also received a Federal Grant worth \$100,000 to purchase mobile data terminals. This is also a 100% Federal Grant with no City match.
- 14g. Authorized participation in 52nd Annual Meeting of the Perry Area Chamber of Commerce. City Manager Lee Gilmour advised Council that the City normally pays for a table each year for this event. The Manager asked Council if they would like to purchase a table this year. Council Member motioned to purchase a table. Council Member James Moore seconded the motion and it carried unanimously
- 14h. Authorized Intergovernmental Agreement relative to animal control review board. City Manager Lee Gilmour presented for Council's consideration an intergovernmental agreement relative to the animal control review board. The Manager advised Council that there is one animal control ordinance that operates for all municipalities and the County. One of the functions of the animal control board is where you go if your animal has been declared or possible a dangerous animal, a regular process required by the State structure. Originally when this was set up there were four (4) members representing Houston County, Perry, Warner Robins and Centerville. On occasion, there may be a situation where there is a tie and a decision has to be made. This was brought before the VISION 2020 group, with representatives from all local government; the recommendation was to have VISION 2020 appoint a person to act as a chair for the group. The chair would rotate between the local governments. The chair would only vote in the case of a tie. The City Manager recommended to Council to approve this agreement. Council Member Riley Hunt moved to accept the recommendation of the City Manager. Council Member Joe Kusar seconded the motion and it carried unanimously.
- 14i. Resolutions: City Manager Lee Gilmour.
1. Adoption of Resolution No. 2008-01 authorizing City to enter into agreement with GDOT TEA-21 grant program (Courtney Hodges Boulevard improvements). City Manager Lee Gilmour presented for the Council's consideration a Resolution authorizing the City to enter into agreement with GDOT TEA-21 grant program (Courtney Hodges Boulevard improvements). Council Member Joe Kusar moved to adopt the Resolution authorizing the City to enter into agreement with GDOT TEA-21 grant program. Council Member Willie King Riley Hunt seconded the motion and it

carried unanimously. (*Resolution 2008-01 has been entered in the City's official book of record.*)

2. Adoption of Resolution No. 2008-02 authorizing City to accept certain subdivisions for public maintenance. City Manager Lee Gilmour presented for Council's consideration a Resolution authorizing the City to accept the following list of subdivisions for public maintenance – Somerset, Phase 1, Section 1; Somerset, Phase 1, Section 2; Somerset, Phase 2; Somerset Phase 3A; St. Croix Manor; and Highlands Ranch Phase 3. Council Member James Moore moved to adopt the Resolution authorizing City to accept certain subdivisions for public maintenance. Mayor Pro-Tempore Phyllis Bynum-Grace Hunt seconded the motion and it carried unanimously. (*Resolution 2008-02 has been entered in the City's official book of record.*)

Not Listed on the Agenda: Mayor James Worrall recognized Boy Scouts Troop #96 for their attendance in tonight's meeting.

Not Listed on the Agenda: City Manager Lee Gilmour reminded Council Members from the work session the recommendation to approve a Resolution urging the Georgia General Assembly and their consideration for water conservation planning that they proceed with that and fully fund any implementation programs. Council Member Riley Hunt moved to approve the Resolution. Council Member Joe Kusar seconded the motion and it carried unanimously. (*Resolution 2008-03 has been entered in the City's official book of record.*)

14j. Award of Bids: Consideration of Award -

1. Deferred Award of Bid No. 2007-60 of two (2) trailers. Mr. Ronnie Jones – Director of Public Works.

Vendor	Basic	Total
Anderson Trailers	\$10,116.00	\$20,232.00
Fox International	No Response	
Wade Tractor	No Bid	

Based on the discussion at the work session, Council decided to defer this bid until more research is conducted. Council concurred unanimously.

2. Awarded Rebid No. 2007-28 of two Ford F-750 trucks with Redding beds not knapheide bodies to Transpower Inc. for a \$ 124,890.00. Mr. Ronnie Jones – Director of Public Works.

Vendor	Basic	Total
Transpower Inc.	\$61,108.00	\$122,216.00
Allen Vigil Ford	\$63,985.00	\$127,970.00

Public Works Director Ronnie Jones addressed Council with an alternate option of Redding beds relative to the knapheide bodies. Mr. Jones advised Council that the Redding bed is powdered coated with internal hinges and would have a longer life than the

knapheide body. The Redding beds for both trucks is an additional \$2,674. Mr. Jones recommendation to Council to authorize the purchase the two Ford F-750 trucks with the Redding beds instead of the knapheide bodies. Council Member Riley moved to accept the bid. Council Member Phyllis Bynum-Grace seconded the motion and it was carried unanimously.

3. Awarded Bid No. 2007-63 of equipment for Fire truck to Brennen Motor Company. Mr. Joel Gray – Deputy Fire Chief.

Vendor	Basic	Total
Brennen Motor Company	\$7,701.00	\$7,701.00
Interceptor	\$8,005.00	\$8,005.00
Macon Communication	No Bid	

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$7,701.00 since Brennen Motor Company is the lowest bidder. Council Member Joe Kusar moved to accept the bid. Council Member James Moore seconded the motion and it was carried unanimously.

4. Awarded Bid No. 2007-65 of six (6) police cars not equipped to Peach County Ford. Mr. George Potter – Public Safety Director.

Vendor	Basic	Total
Peach County Ford	\$20,181.00 each	\$121,181.00
Allan Vigil Ford	\$20,307.00 each	\$121,842.00
Wayne Morris Ford	\$22,274.50 each	\$133,647.00
Hamby Automotive	No Response	No Response
Jeff Smith Dodge	No Response	No Response

Council Member Riley Hunt question Mr. Potter relative to how much it was going to cost to equip the vehicles. Mr. Potter advised that they have not bid yet; they have found bidding in the past using a dealer cost more, and feel by bidding outside they get a better deal. Also, there is another change this year; they will not longer be able purchase VHS mobile cameras for VHS tapes. Starting with this year’s group of cars they will have to have digital cameras and digital recorders. Council Member Joe Kusar questioned the City Manager about the lease purchase term of the vehicles. The Manager advised that the City pay in three (3) years and use for five (5) years, standard policy. Council Member Joe Kusar asked if the vehicle were flex fuel and was advised that they are flex fuel. City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$121,086.00 since Peach County Ford 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.

5. Awarded Bid No. 2007-69 of compressed air foam system skid w/gas engine for Brush truck to Nafeco. Mr. Joel Gray – Deputy Fire Chief.

Vendor	Basic	Total
Nafeco	\$22,240.00	\$22,240.00
Cascade Fire Equipment	\$25,642.00	\$25,642.00
Neel Assoc. Inc.	\$26,500.00	\$26,500.00

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$22,240.00 since Nafeco is the lowest bidder. Council Member Joe Kusar moved to accept the bid. Council Member Brian Bowen seconded the motion and it was carried unanimously.

6. Awarded Bid No. 2007- 59 of lawn maintenance for A.D. Redmond Park, Hugh Lawson Park, Johnnie Noble Dixon Park, Magnolia Park, Willie T. Williams Park, and Woodlawn Park to E & K Lawn Service. Mr. Ronnie Jones – Director of Public Works.

Vendor	Basic	Total
Clement and Son ***	\$685.00 Month	\$8,220.00 Annual
E & K Lawn Service	\$1,090.00 Month	\$13,080.00 Annual
Lawn Works of Perry	\$1,385.00 Month	\$16,620.00 Annual
A & A Contractors	\$1,495.00 Month	\$17,940.00 Annual
Field of Dreams	\$1,600.00 Month	\$19,200.00 Annual
Super Dave lawn Care	\$2,830.00 Month	\$19,200.00 Annual

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$13,080.00 of E & K Lawn Service since it is the lowest bidder that complies with specifications. Council Member Riley Hunt moved to accept the bid. Council Member Joe Kusar seconded the motion and it was carried unanimously.

7. Awarded Bid for various street resurfacing to Georgia Asphalt. Ronnie Jones – Director of Public Works.

Vendor	Bid
Georgia Asphalt	\$115,431.79
Reeves Construction	\$131,809.74
Three Kings Construction, Inc.	\$140,764.00

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$115,431,79 since Georgia Asphalt is the lowest bidder. Council Member Joe Kusar stated that there seems to be a lot of sink holes throughout Perry. Council Member Willie King questioned who determines which streets need to be repaved. Mayor James Worrall advised that DOT makes this determination. Council Member Riley Hunt moved to accept the bid. Council Member James Moore seconded the motion and it was carried unanimously.

8. Awarded Bid for TE-Part 2 – Sidewalk Improvements to Three Kings Construction. City Manager Lee Gilmour.

Vendor	Bid
Three Kings Construction	\$62,020.35
Payne Construction Comm.	\$66,183.10
Sam Hall & Sons, Inc.	\$68,152.50
Northeast Concrete	\$70,482.50
C.T. Bone	\$70,926.50
Reeves Construction	\$98,924.87

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$62,020.35 since Three Kings Construction is the lowest bidder. Member Pro-Tempore Phyllis Bynum-Grace moved to accept the bid. Council Member Riley Hunt seconded the motion and it was carried unanimously.

9. Award Bid for gas utilities relocation work for Houston Lake Road (SR127) to Classic City Mechanical. Mr. Harold Deal – Assistant City Engineer.

Vendor	Bid
Classic City Mechanical	\$369,414.00
RAW Construction	\$414,699.00
Lance Souther	\$444,846.93
Steele	\$535,978.00

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$369,414.00 since Classic City Mechanical is the lowest bidder. Council Member Brian Bowen moved to accept the bid. Council Member Willie King seconded the motion and it was carried unanimously.

- 14k. Agency and Citizens Requests: City Manager Lee Gilmour.

Authorized wavier of fees for use of the community room at Rozar Park for the Perry High class of 1963 Reunion on August 22, 2008, from 7:00 p.m. until 11:00 p.m. City Manager Lee Gilmour presented for Council's consideration a request to waive the fee for the Perry High Class of 1963 from 7:00 p.m. until 11:00 p.m. in the community room at Rozar Park. Council Member Riley Hunt moved to authorize the waiver of the fee. Council Member Brian Bowen moved to authorize the waiver of the fee. Council Member James Moore seconded the motion and it was carried unanimously. Council Member Brian Bowen brought it to Council's attention the need to address the requests for fee waivers. Council will come back with criteria for fee waiver requests.

15. Other Business/Supplemental Agenda. City Manager Lee Gilmour.

Alcohol License Application: City Manager Lee Gilmour.

1. **First Reading** of Alcohol Application for Beer and Wine Packaged-To-Go Alcohol License for Marathon of Perry, located at 105 Marshallville Road. License will be in the name Rameschchandra R. Patel. (*No Action required – First reading only*).

16. Council Reports.

City Attorney David Walker – Thank the City for rehiring the legal firm of Walker, Hulbert, Gray, and Byrd, LLC.

Council Member Willie King – Thank the citizens of Perry for their support and he will do his best to do a good job.

Council Member James Moore – Glad to have Mr. King with us. The traffic signal at Kroger parking lot recently had a directional turn arrow installed in the traffic signal.

Council Member Riley Hunt – No comment.

Council Member Brain Bowen – Wanted an update of the proposal for adjusting benefits for certified Public Safety employees. City Manager Lee Gilmour stated that an update is going to the Public Safety committee.

Council Member Joe Kusar – Welcomed Council Member Willie King.

Mayor Pro-Tempore Phyllis Bynum-Grace – No comment.

17. Department Reports.

George Potter, Director of Public Safety – Last year the city of Perry had no loss of commercial building due to fire, no loss of life due to fire, no homicides again for another year which makes it eight (8) years in a row safety in Perry, arm robbery season started November 3rd, no arm robbery to business, no business burglaries, no shootings or traffic fatalities during the holiday season.

Deputy Chief Joel Gray – Nothing.

Michael Beecham, Director of Community Development – Nothing.

Ronnie Jones, Director of Public Works – Nothing.

Rick Kilgore, Director of Parks and Recreation – Nothing.

Brenda King, Director of Administration – Nothing.

Not Listed on the Agenda: Ms. Opal Large addressed the Council about where their offices are located and how she can contact them. Council advised Ms. Large that their numbers are published in the newspaper as well as the phone directory and she can call City Hall and leave a message for them. Ms. Large also wanted to know what is being done to bring more jobs to Perry. Mayor James Worrall answered Ms. Large's question by advising her that we have a cooperative agreement with the Houston County Development Authority that actively seeks industry and jobs for Houston County; our Chamber of

Commerce works closely with them to try and recruit businesses to come to town. Right now we are in an economic downturn. We are constantly trying to attract businesses to come to our town. Go Fish Georgia is going to provide about two (2) hundred jobs in the City of Perry.

18. Executive Session entered at 7:30 p.m.: Council Member Riley Hunt moved to adjourn regular meeting and enter into an Executive Session for the purpose of discussing pending litigation. Council Member Willie King seconded the motion and it carried unanimously.
19. Executive Session adjourned; regular meeting reconvened. Council adjourned the Executive Session held January 15, 2008 and reconvened into the regular meeting.
20. Adopted Resolution No. 2008-05 stating purpose of Executive Session held August 21, 2007 was to discuss real estate acquisition and pending litigation. Council Member Bobby Glover moved to adopt a resolution stating the purpose of the Executive Session held on August 21, 2007 was to discuss real estate. Mayor Pro-Tempore Joe Kusar seconded the motion and it carried unanimously. (*Resolution 2008-05 has been entered in the City's official book of record*).
21. Adjournment: There being no further business to come before the Council in the reconvened meeting held January 15, 2008, Mayor James Worrall, the meeting was adjourned.