

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
January 20, 2009
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 20, 2009 at 6:08 p.m.

2. Roll.

Elected Officials Present: Mayor James Worrall, Presiding Officer. Mayor Pro-Tempore Riley Hunt. Council Members Charles Lewis, Joe Kusar, Willie King and James Moore.

Elected Official Absent: Council Member Phyllis Bynum-Grace.

Staff: City Manager Lee Gilmour. City Attorney David Walker. City Departmental Staffing: George Potter – Director of Public Safety, Deputy Fire Chief Joel Gray - Fire Department, Brenda King - Director of Administration, Mike Beecham – Director of Community Development and Joni Ary, Recording Secretary.

Guests/Speakers: Mr. Bob Hubbard.

Press: Charlotte Perkins – Houston Home Journal.

3. Invocation and Pledge of Allegiance to the Flag: Council Member James Moore asked City Attorney David Walker to give the invocation and led the pledge of allegiance to the flag.

4. Appointments to Boards/Authorities and Commissions. Mayor James Worrall.

4a. Mayor and Council Re-appoint Mr. Bill Lavender to the Perry-Houston Airport Authority: Mayor James Worrall announced the recommendation to reappoint Mr. Bill Lavender as the City's representative on the Perry-Houston Airport Authority. Council Member James Moore moved to reappoint Mr. Bill Lavender as the Perry-Houston Airport Authority representative. Council Member Joe Kusar seconded the motion and it carried unanimously.

5. Citizens with Input. Mr. Bob Hubbard stated that about 10 days ago at Holly Hills a tree came down and trapped a person in a van. Mr. Hubbard stated that he has rarely seen such a seamless team operation between the Fire, Police and EMT personnel and wanted to congratulate them for everything they do.

6. Consent Agenda Items: Mayor James Worrall.

6a. Council Consideration –

1. Minutes of January 6, 2009 work session and regular meeting minutes. Mayor Pro-Tempore Riley Hunt motioned to approve the minutes. Council Member Charles Lewis seconded the motion and it carried unanimously.

7. Old Business: Mayor James Worrall.

7a. Ordinances for Second Reading and Introduction: City Manager Lee Gilmour.

1. **Second Reading** of an ordinance to amend the Perry Land Development Ordinance #A-011-1008, Appendix B – Downtown Development Authority District Signs.

Adoption of Ordinance 2009-02. City Manager Lee Gilmour gave the second reading of an ordinance to amend the Perry Land Development Ordinance #A-011-1108, Appendix B – Downtown Development Authority District Signs. City Manager Lee Gilmour stated that the Planning Commission recommendation was to not allow banners, which is currently what the Land Development Ordinance calls for. The Downtown Development Authority recommendation is to allow banners but on a limited basis and a limited amount of time. Director of Community Development Mike Beecham stated that banners are allowed for ‘going out of business’, ‘grand opening’ and ‘new ownership’. Council Member James Moore asked if the ordinance passed the way it is written would banners still be allowed. Director of Community Development Mike Beecham stated that banners would still be allowed. Council Member Joe Kusar suggested for discussion permitted signs and or banners that are affixed to a solid wall of a building for a limited amount of time and days. City Manager Lee Gilmour suggested that Council could either adopt with ordinance as is or Council could adopt the ordinance with amendments. An amendment would be to allow banners if they are affixed to the building and would have to follow the same criteria that the City has for portable signs; portable signs are up for 30 days and down for 90 days. Council Member Joe Kusar motioned to adopt the ordinance with the one amendment. Council Member Willie King seconded the motion and it carried unanimously. *(Ordinance 2009-02 has been entered in the City’s official book of record).*

8. Any Other Old Business Matters: None.

9. New Business: City Manager Lee Gilmour.

9a. Ordinances for First Reading and Introduction: Presented by City Manager Lee Gilmour.

1. **First Reading** of an Ordinance to amend Requirement for Security Cameras for certain establishments of the Perry Code by deleting the words “retail and hospitality business including, but not limited to”. *(No Action required – First reading only).*

City Manager Lee Gilmour stated that this amendment is recommendation from the Public Safety Department requesting to expand the number of businesses that would be required to have security cameras. Director of Public Safety George Potter stated that by adding businesses that do not sell alcohol and do not have security cameras to be included in the ordinance. City Manager Lee

Gilmour stated that the Public Safety Oversight Committee has been requested to have a meeting and would recommend sending this item to the Committee for further discussion. All Council members concurred.

9b. Resolutions for Consideration. City Manager Lee Gilmour.

1. Adopted Resolution No. 2009-02 to accept certain infrastructure except water and sewer for Legacy Park Subdivision, Phase 1. City Manager Lee Gilmour presented for Council's consideration a Resolution authorizing the City to accept certain infrastructure for public maintenance except for water and sewer for Legacy Park Subdivision, Phase 1. Mayor Pro-Tempore Riley Hunt motioned to adopt the Resolution authorizing City to accept certain infrastructure for public maintenance except for water and sewer for Legacy Park Subdivision, Phase 1. Council Member Willie King seconded the motion and it carried unanimously. *(Resolution 2009-02 has been entered in the City's official book of record).*

9c. Authorized wavier of parade fees and the standard support for the 21st Annual Perry Dogwood Festival to be held April 18 - 19, 2009. City Manager Lee Gilmour presented for Council's consideration a request to waive the parade fees and the standard support for the 21st Annual Perry Dogwood Festival to be held April 18 - 19, 2009. Mayor Pro-Tempore Riley Hunt motioned to authorize the waiver of the parade fees and the standard support. Council Member James Moore seconded the motion and it carried unanimously.

9d. Consideration of a request from the Houston Arts Alliance to purchase a table for the Atlanta Symphony Orchestra for Thursday, April 16th. City Manager Lee Gilmour presented for Council's consideration a request from the Houston Arts Alliance to purchase a table for the Atlanta Symphony Orchestra for Thursday, April 16th. City Manager Lee Gilmour stated that the tables are available for \$1,000, \$500 & \$300. City Manager Lee Gilmour stated that the Administration's recommendation would be decline purchasing a table due to the economic times and if an individual Council Member is interested they could go and participate on their own. Council Member Joe Kusar motioned to decline purchasing of a table for the Atlanta Symphony Orchestra. Mayor Pro-Tempore Riley Hunt seconded the motion and it carried unanimously.

9e. Authorized calling of Letter of Credit # 27208822-1 for Cameron Court Subdivision. City Manager Lee Gilmour presented for Council's consideration a request calling of Letter of Credit # 27208822-1 for Cameron Court Subdivision if the developer does not replace it with a 90-day Letter of Credit with the same conditions. Council Member Joe Kusar motioned to authorize the calling of Letter of Credit # 27208822-1 for Cameron Court Subdivision. Council Member James Moore seconded the motion and it carried unanimously.

9f. Award of Bids: Consideration of Award

1. Tabled Bid No. 2008-48 Buffer of Leland Cypress for New Haven Subdivision.

<u>Vendor</u>	<u>Bid</u>	<u>Total</u>
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A & A Contractor	\$19,855.00	\$19,855.00
Heart of Georgia Landscaping	\$32,475.00	\$32,475.00
Greenworks	\$38,000.00	\$38,000.00
Green Magic Lawn Service	\$50,600.00	\$50,600.00

City Manager Lee Gilmour suggested to Council to accept the recommended bid from A & A Contractors of \$19,855.00. Council Member Charles Lewis motioned to accept the recommended bid. Council Member Willie King seconded the motion. Council Member James Moore asked who specified Leland Cypress. City Manager Lee Gilmour stated that the Planning Commission specified Leland Cypress when the buffer was originally approved. Council Member James Moore stated that Leland cypress is very susceptible to blight and suggest looking at alternatives. City Manager Lee Gilmour recommended tabling this item and looking at alternatives for Leland cypress. Mayor Pro-Tempore Riley Hunt motioned to table this item. Council Member James Moore seconded the motion and it carried unanimously.

2. Tabled Bid No. 2009-1 – Pickup Truck for Public Works Department.

<u>Vendor</u>	<u>Bid</u>	<u>Total</u>
Hamby Automotive Group	\$14,611.08	\$14,611.08
Wayne Morris Ford	\$15,790.00	\$15,790.00
Jeff Smith Dodge	No Response	No Response
Peach County Ford	Could not accept bid	Could not accept bid

City Manager Lee Gilmour stated that the Administration’s recommendation would be to table this item and wait and see what the State bid contract would be. Mayor Pro-Tempore Riley Hunt motioned to table this item and wait for the State contract bid. Council Member Willie King seconded the motion and it passed unanimously.

3. Tabled Bid No. 2009-2 – Mosquito Sprayer.

<u>Vendor</u>	<u>Bid</u>	<u>Total</u>
Clark Mosquito Control	\$9,300.00	\$9,300.00
Clark Mosquito Control	\$9,800.00	\$9,800.00
Adapco	No Response	No Response
Rittenhouse	No Response	No Response
Jasmic	No Response	No Reponse

City Manager Lee Gilmour stated that the Administration’s recommendation would be to table this item also and waiting for the State bid contract. Council Member Willie King motioned to table this item and wait for the State bid contract. Council Member James Moore seconded the motion and it passed unanimously. Council Member Joe Kusar asked about follow up to question about putting the sprayer on a trailer. City Manager Lee Gilmour stated that at this time no manufacturer could be found that has the sprayer equipment that is oriented for the rotation on axle of a trailer rather than a drive train on a truck.

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

1. Award bids for demolition of structures. City Manager Lee Gilmour presented for Council's consideration an award of bids for demolition of dilapidated structures. City Manager Lee Gilmour stated that the Administration's recommendation to go with the low bidder for each of the dilapidated structures. Council Member Joe Kusar motioned to approve award of bids to the lowest bidder for each of the dilapidated structures. Council Member Charles Lewis seconded the motion and it carried unanimously. Mayor Pro-Tempore Riley Hunt asked if the property owner would have to pay for the demolition. City Manager Lee Gilmour stated that the property owner will either pay the City when they are billed or the amount would be added to their tax bill.
2. Authorize entering into mowing/maintenance agreement with GDOT for Big Indian Creek Trail, Phase 1. City Manager Lee Gilmour presented for Council's consideration authorizing entering into a mowing/maintenance agreement with GDOT for Big Indian Creek Trail, Phase 1. City Manager Lee Gilmour stated that Administration's recommendation would be to authorize entering into the agreement subject to the City Attorney review and approval. Mayor Pro-Tempore Riley Hunt motioned to authorize entering into the agreement with GDOT subject to the City Attorney review and approval. Council Member Charles Lewis seconded the motion and it carried unanimously.

Item recommended from the work session to Council:

1. Authorize the Downtown Development Authority up to \$88,389 from the Downtown restricted funds for the Welcome Park. City Manager Lee Gilmour stated that this item was reviewed in the work session and recommend to Council to approve. Council Member Joe Kusar motioned to authorize up to \$88,389 from the Downtown restricted funds account for the Welcome Park. Council Member Willie King seconded the motion and it carried unanimously.

11. Department Head Items.

Rick Kilgore, Director of Parks and Recreation – No.

Mike Beecham, Director of Community Development – Stated that Mr. Steve Howard had knee surgery and is doing well and should be back to work around March.

Deputy Chief Joel Gray, Fire Department - No.

George Potter, Director of Public Safety – No.

Brenda King, Director of Administration – No.

12. Council Member Items.

City Attorney, David Walker – No.

Council Member Willie King – No.

Council Member James Moore – No.

Mayor Pro-Tempore Riley Hunt – No.

Council Member Charles Lewis – No.

Council Member Joe Kusar – No.

Mayor James Worrall advised Council of the Legislative Luncheon in Atlanta on February 3rd. If any Council Members are interested in attending the luncheon there will be a bus ride available. Council Members that are interested in attending should contact Ms. Megan Smith with the Perry Chamber of Commerce.

13. Executive Session entered at 6:40 p.m.: Council Member James Moore motion to adjourn regular meeting and enter into an Executive Session for the purpose of discussing real estate. Council Member Willie King seconded the motion and it carried unanimously.
14. Executive Session adjourned; regular meeting reconvened. Council adjourned the Executive Session held January 20, 2009 and reconvened into the regular meeting.
15. Adopted Resolution No. 2009-03 stating purpose of Executive Session held January 20, 2009 was to discuss real estate. Mayor Pro-Tempore Riley Hunt motion to adopt a resolution stating the purpose of the Executive Session held on January 20, 2009 was to discuss real estate. Council Member Joe Kusar seconded the motion and it carried unanimously. (*Resolution 2009-03 has been entered in the City's official book of record*).
18. Adjourn. There being no further business to come before the Council in the reconvened meeting held January 20, 2009, Mayor James Worrall adjourned the meeting.