

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
December 4, 2007
6:00 P.M.

1. Call to Order: Mayor Pro-Tempore Joe Kusar, Presiding Officer, called the regular meeting of the Perry City Council held December 4, 2007 at 6:00 p.m.

2. Roll.

Elected Officials Present: Mayor Pro-Tempore Joe Kusar. Council Members Riley Hunt, Brian Bowen, James Moore, Bobby Glover, and Phyllis Bynum-Grace.

Elected Officials Absent: Mayor James Worrall.

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, Rick Kilgore, Director of Recreation, Deputy Chief Joel Gray, Fire Department, Harold Deal, Public Works, and Recording Secretary Annie Warren.

Guests: Mitchell Woody-Roberts – Eagle Scout.

Press: Charlotte Perkins, Houston Daily Journal.

3. Invocation and Pledge of Allegiance to the Flag: Rev. Willie King gave the invocation and Council Member Bobby Glover led the pledge of allegiance to the flag.

4. Citizens with Input. None.

5. Consent Agenda Items: Mayor Pro-Tempore Joe Kusar.

5a. Minutes of November 20, 2007 work session and regular meeting approved. Council Member Riley Hunt moved to approve. Council Member Phyllis Bynum-Grace 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 2007-43. City Manager Lee Gilmour gave the second reading of an ordinance to amend the City of Perry official zoning map to reflect a change in zoning for a total of 27.26 acres located at the S/E corner of Langston Road and Highway 41 North, as submitted in Petition No. R-007-017 by Mr. Scott Free c/o Ogden Persons, owner – 11.14 acres from Houston County

R-AG to City of Perry C2, and 15.77 acres from Houston County R-AG to City of Perry R3. Council Member James Moore moved to approve the ordinance. Council Member Phyllis Bynum-Grace seconded the motion and it carried unanimously. (*Ordinance 2007-43 has been entered in the City's official book of record*).

2. Adoption of Ordinance 2007-44. City Manager Lee Gilmour gave the second reading of an ordinance to annex property consisting of a total of 27.26 acres located at the S/E corner of Langston Road and Highway 41 North, as submitted in Petition Application No. R-007-017. Council Member Brian Bowen moved to approve the ordinance. Council Member Phyllis Bynum-Grace seconded the motion and it carried unanimously. (*Ordinance 2007-44 has been entered in the City's official book of record*).
3. Adoption of Ordinance 2007-45. City Manager Lee Gilmour gave the second reading of an ordinance to amend the FY 07 Operating Budget. Council Member Riley Hunt moved to approve the ordinance. Council Member Brian Bowen seconded the motion and it carried unanimously. (*Ordinance 2007-45 has been entered in the City's official book of record*).
4. Adoption of Ordinance 2007-46. City Manager Lee Gilmour gave the second reading of an ordinance to amend Perry Code for Alcoholic Beverage Business License. Council Member Bobby Glover moved to approve the ordinance. Council Member James Moore seconded the motion and it carried unanimously. (*Ordinance 2007-46 has been entered in the City's official book of record*).

6b. Any Other Old Business Matters: Mayor Pro-Tempore Joe Kusar. None.

7. New Business:

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

7b. Alcoholic License Applications: City Manager Lee Gilmour.

1. Alcohol License - Approval for 2008 Alcohol License Renewals for the City of Perry. Council Member James Moore moved to approve the list submitted for the 2008 Alcohol License Renewals. Council Member Riley Hunt seconded the motion and it carried unanimously.

7c. Approved letter of credit for New Haven Subdivision, Phase I. City Manager Lee Gilmour reviewed with Council the letter of request for New Haven Subdivision, Phase I located off Gurr Road. The developers are willing to put up a \$ 32,000 letter of credit to correct the drainage system underground piping that had been discharging water onto a lot in the Stonebridge Subdivision; \$20,000 letter of credit for Leyland Cypress trees in the required buffer. Mayor Pro-Tempore Joe Kusar question if this amount was adequate if the developers do not follow through. The current contingency plan is ten (10) percent. Mayor Pro-Tempore Joe Kusar suggested a requirement of twenty (20) percent contingency on this application and future credit applications. Council Member

Glover moved to approve the letter of credit for New Haven Subdivision at twenty (20) percent contingency. Council Member Brain Bowen seconded the motion. Council Member James Moore voiced his concern of using cypress trees which would require an irrigation system to prevent cankering of the trees. Council Member Riley Hunt asked how Council can require someone to put in an irrigation system when water is going to be restricted. Mayor Pro-Tempore Joe Kusar asked if this is a deeded buffer zone, and if there are requirements to be maintained by the Homeowners Association in the future. Developer Danny Rosales advised Council that there will be a committed Homeowners Association for future maintenance. Council Member James Moore expressed his concern of increasing the letter of credit when the developers have already been told one thing, and if Council is going to change the contingency, then Council need to do it ahead of time. Council Member Bobby Glover withdrew his motion to increase the contingency for this application but not for future applications. Council Member Brian Bowen withdrew his motion to increase the contingency for this application. Council Member Bobby Glover seconded by Council Member Brian Bowen to approve letters of credit as recommended by the Planning Commission subject to 1.) Planting per recommended plan, 2.) Establishment of a Homeowners Association to maintain the buffer. The vote was carried unanimously.

- 7d. Authorized contracting with Middle Georgia RDC windshield housing assessment for certain older neighborhoods. Estimate cost approximately \$3,000.00. City Manager Lee Gilmour made the recommendation to Council to authorize proceeding with contracting with Middle Georgia RDC windshield housing assessment for certain older neighborhoods. Council Member Phyllis Bynum-Grace motioned to accept the recommendation of the City Manager. Council Member Riley Hunt seconded the motion and it carried unanimously.
- 7e. Approved amendment to the City's pension plan to provide for full disability retirement based on job classification disability. City Manager Lee Gilmour recommended to Council to approve amendment to the City's pension plan to provide for full disability retirement based on job classification disability subject to final approval by City Attorney David Walker. Council Member Brain Bowen motioned to adopt the recommendation of the City Manager. Council Member James Moore seconded the motion and it carried unanimously.
- 7f. Approved City Employee Christmas Holiday Leave Monday, December 24 and New Year Holiday Leave as Monday, December 31st. City Manager Lee Gilmour advised Council that the Personnel Policy stipulates a half day holiday on Christmas Eve and New Year Eve. Historically if there is closeness between a weekend and holiday, Council has granted a full day with pay. City Manager Lee Gilmour recommended to Council to authorize Christmas Eve and New Year Eve as full holidays. Council Member Phyllis Bynum-Grace moved to accept the recommendation of the City Manager. Council Member James Moore seconded the motion and it carried unanimously.
- 7g. Approved extension of PUD moratorium for ninety (90) days. City Manager Lee Gilmour recommended to Council to authorize extension of PUD moratorium for an additional ninety (90) days to allow Council further review. Council Member Riley

Hunt moved to accept the recommendation of the City Manager. Council Member James Moore seconded the motion and it carried unanimously.

7h. Award of Bids: Consideration of Award -

1. Award of bid for the gas main relocation for Houston Lake Road widening. Staff recommendation to take no action, still waiting on review of recommendation of consulting engineer.
2. Award of bid for relocation of water/sewer lines for the Houston Lake Road widening. Project is paid for 100% by Georgia DOT. Staff recommendation that Council approve this bid subject to the approval of the Georgia DOT. Council Member James Moore moved to accept the recommendation of the staff. Council Member Phyllis Bynum-Grace seconded the motion and it carried unanimously.

8. Other Business/Supplemental Agenda. None.

10. Department Reports.

George Potter, Director of Public Safety – The Parade and Candlelight Ceremony both were safe and well attended. Mr. Potter asked for Council reorganization of Mitchell Lee Roberts, an Eagle Scout, who was in attendance at the Council meeting.

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.

9. Council Committee Reports.

Council Member Bobby Glover – Nothing.

Council Member James Moore – Businesses around town have lights that are out. Can we do anything about this? City Manager Lee Gilmour will check into this.

Council Member Riley Hunt – Nothing.

Council Member Brian Bowen – Nothing.

Council Member Phyllis Bynum-Grace – Nothing.

11. Adjournment. There being no further business to come before the Council in the meeting held December 4, 2007, Mayor Pro-Tempore Joe Kusar adjourned the meeting at 6:30 p.m.