

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
February 5, 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 February 5, 2008 at 6:01 p.m.

2. Roll.

Elected Officials Present: Mayor James Worrall, Presiding Officer. Council Members Brian Bowen, Joe Kusar, Willie King, Riley Hunt and James Moore.

Elected Officials Absent: Mayor Pro-Tempore Phyllis Bynum-Grace.

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, Sergeant Robbie Rowell – Fire Department, Assistant City Engineer Harold Deal – Public Works Department, Dianne Abney – Secretary Public Works Department and Annie Warren - Recording Secretary.

* Mr. Jones arrived at 7:15 p.m.

Guests/Speakers: Boy Scouts troop #96 and #114 representatives; Mr. Daniel Brown- Perry Area Chamber of Commerce; Mr. Bob Hubbard; Heather Ray and Mr. David Wittenberg.

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

3. Invocation and Pledge of Allegiance to the Flag: Council Member Willie King gave the invocation and Boys Scouts troop # 96 and #114 lead the pledge of allegiance to the flag.

5. Boy Scouts of America - Scouting Week in Perry Proclamation (February 3 - 9, 2008) presented to local scouts: Mayor James Worrall presented to troop #96 and #114 a proclamation in recognition of Boy Scouts of America Week - February 3rd – 9th 2008.

An unknown Boy Scout extended an invitation to Mayor Worrall and Council to the Code of Honor Ceremony at Crossroads United Methodist Church on February 18, 2008 at 7:00 p.m.

4. Appointments to Boards, Authorities and Commissions:

4a. Council Post 2 – District 1 Appointments: Council Member Willie King appointed his District 1 appointees as follows:

Board of Adjustments and Appeals

Willie C. Davis

Perry Planning Commission
Recreation Commission
Downtown Development Authority
Perry Area Convention & Visitors Bureau Authority

Lawrence Clarington
Ben Robinson
Carl Lumpkin
Jodi Hinz

6. Citizens with Input.

Daniel Brown – Perry Area Chamber of Commerce presented to Council a resolution from the Perry Area Chamber of Commerce and the Home Builders Association of Warner Robins opposed to the proposed impact fee.

Bob Hubbard – 1046 Greenwood Road who is a member of the Impact Fee Advisory Committee advised Council that the Chamber is operating on bad information and that the Impact Fee Advisory Committee has not made a recommendation to Council about the impact fee.

Heather Ray – Addressed Council relative to Earth Day and the City of Perry participation. Ms. Ray asked for Council's permission to have a clean-up day at Rozar Park on February 16, 2008 and recognition of Earth Day on April 23, 2008 at Rozar Park. Council Member Brian Bowen motioned to authorize clean-up day on February 16th and celebration of Earth Day on April 23, 2008 at Rozar Park. Ms. Ray will coordinate with Mayor Worrall the Proclamation ceremony.

Robbin Jackson – Perry Civic League thanked the Council and Public Safety for allowing the league to have the Martin Luther King Jr. march.

David Wittenberg – Approached Council to provide more insight on impact fees. Mr. Wittenberg was advised to provide his name to staff and when Council holds the public hearing is held for impact fees he will be given an opportunity along with anyone else pro or con to voice his concerns.

7. Consent Agenda Items: Mayor James Worrall.

7a. Council Consideration –

The Minutes of the January 15, 2008 work session, regular meeting and the amended minutes of regular meeting of December 4, 2007 relative to Ordinance No. 2007-47 approved. Council Member Riley Hunt moved to approve. Council Member Willie King seconded the motion and it carried unanimously.

8. Old Business:

8a. Alcohol Licensing/Second Reading – Consideration of Adoption: Presented by City Manager Lee Gilmour

1. Council approved application for alcohol license for Beer and Wine Packaged-To-Go Alcohol License for Marathon of Perry, located at 105 Marshallville Road. The license will be in the name Rameschchandra R. Patel. Council Member

Willie King moved to approve the application request as submitted. Council Member Riley Hunt seconded the motion and it carried unanimously.

8b. Ordinances for Second Reading/Consideration of Adoption: City Manager Lee Gilmour:

1. Adoption of Ordinance 2008-01. City Manager Lee Gilmour gave the second reading of an Ordinance to amend Perry Land Development Ordinance #A-064-1107 – Satellite Dish Antennas. Council Member Willie King moved to approve the ordinance. Council Member Joe Kusar seconded the motion and it carried unanimously. (*Ordinance 2008-01 has been entered in the City's official book of record*).
2. Adoption of Ordinance 2008-02. City Manager Lee Gilmour gave the second reading of an Ordinance to amend the Perry Code relative to alcohol license. Council Member Joe Kusar moved to approve the ordinance. Council Member James Moore seconded the motion and it carried unanimously. (*Ordinance 2008-02 has been entered in the City's official book of record*).

9. Any Other Old Business Matters: None.

10. New Business: City Manager Lee Gilmour.

10a. Ordinances for First Reading and Introduction: Presented by City Manager Lee Gilmour.

1. Authorized preparation of ordinance requiring certificate occupancy review when property is sold. Council Member Joe Kusar advised Council that in a number of cities when real estate changes hands they are required to get a new certificate of occupancy to assure that building is brought up to minimum code requirements. There have been a number of homes in Perry that have been neglected. City Attorney David Walker will draft an ordinance for appropriate committee review and come to full Council. Council concurred unanimously.

10b. Alcohol License First Readings - Applications: None.

10c. Manager Change - Alcohol License (**Requires one reading only**): Presented by City Manager Lee Gilmour.

1. Approved application for a Manager Change on alcohol license for Perry Country Club located at 1000 North Davis Drive. City Manager Lee Gilmour introduced an application for a Manager Change on alcohol license for Perry Country Club to Michael S. Baker. Council Member Riley Hunt moved to approve the Manager Change as presented in application. Council Member Joe Kusar seconded the motion and it carried unanimously.

10d. Resolutions for consideration: City Manager Lee Gilmour.

1. Adoption of Resolution No. 2008-06 authorizing the City to apply for 2008 CDBG funds. City Manager Lee Gilmour presented for Council's consideration a resolution authorizing the City to apply for 2008 CDBG funds. Council Member Riley Hunt abstained from voting since he is affiliated with Perry Volunteer Outreach, the organization which will be responsible for local matching of the grant. Council Member James Moore moved to adopt the Resolution authorizing the City to apply for 2008 CDBG funds. Council Member Willie King seconded the motion. (*Resolution 2008-06 has been entered in the City's official book of record*).
 2. Adoption of Resolution No. 2008-07 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 – Brookwater Phase I, North Haven at the Hamptons and North Hampton II. Council Member Joe Kusar moved to adopt the Resolution authorizing City to accept certain subdivisions for public maintenance. Council Member Brain Bowen seconded the motion and it carried unanimously. (*Resolution 2008-07 has been entered in the City's official book of record*).
- 10e. Ivy Glen Subdivision. Administration pulled / additional work needed to be done.
1. Resolution to authorize proceeding with condemnation acquiring public service easement.
 2. Resolution to authorize calling of credit condemnation.
- 10f. Authorized Administration to prepare appropriate documents for designating 341S between Saddle Creek Road and Spur 247 historic corridor. Presented by City Manager Lee Gilmour. City Manager Lee Gilmour presented to Council a request to proceed preparing documentation for designating 341S between Saddle Creek Road and Spur 247 historic corridor. Council Member Joe moved to approve. Council Member Brain Bowen seconded the motion and it carried unanimously.
- 10g. Update on Perry fire division training and state certification process. Deputy Fire Chief Joel Gray presented to Council an update on the Perry fire division training and state certification process. Deputy Chief Joel Gray advised Council the fire department contacted the Georgia Firefighting Standards and Training Council to come and conduct a site visit. The findings were that some tasks books were missing initials, signatures, dates and turn out gear did not fit properly. These items are being resolved. Mayor James Worrall, Council Member James Kusar and Council Member Brain Bowen thanked Public Safety for all that they do.
- 10h. Approved unanimously all the recommendations of the Public Works Oversight Committee (from their meeting held January 24, 2008). Chairman of Public Works Oversight Committee Riley Hunt.

1. Approved extension of lease with Jaycees subject to Jaycees maintaining facility according to guidelines of city nuisance ordinance and sixty (60) day cancellation provision if guidelines not adhered to.

Council Member Riley Hunt made the motion to accept the recommendation of the Committee. Council Member James Moore seconded the motion and it carried unanimously.

2. Authorized Work Task #37 with Integrated Science and Engineering totaling \$21,420 to provide wastewater pre-treatment facility evaluation and preliminary engineering report and amendments to City's sewer use ordinance.

Council Member Joe Kusar made the motion to accept the recommendation of the Committee. Council Member Brian Bowen seconded the motion and it carried unanimously.

3. Authorized in-house staffing and equipping for arterial mowing operator composed of:

- a. Two (2) operators.
- b. Pick-up, boom mower, tractor pulled rear deck, and weedeater (\$118,300).

Council Member Riley Hunt made the motion to accept the recommendation of the Committee. Council Member Willie seconded the motion and it carried unanimously.

4. Adopted Resolution 2008-08 restricting funeral homes that either directly or through its contractor fails to correct damage to City cemeteries and/or prepare the grave in accordance with best management practices. (*Resolution 2008-08 has been entered in the City's official book of record*).

Council Member Riley Hunt made the motion to accept the recommendation of the Committee. Council Member James Moore seconded the motion and it carried unanimously.

5. Authorized participating in a limited natural gas fueled hot water tank promotion for existing customers subject to Jointly Owned Natural Gas being the promoter. Rebate of \$200.00/each.

Council Member Joe Kusar made the motion to accept the recommendation of the Committee. Council Member Willie King seconded the motion and it carried unanimously.

6. Authorized the frontage road on the east side of I-75 between Sam Nunn Boulevard and Thompson Road as top priority and seeking funds to construct project.

Council Member Riley Hunt made the motion to accept the recommendation of the Committee. Council Member Willie King seconded the motion and it carried unanimously.

7. Authorized City to directly provide and invoice accordingly solid waste collection for the 800 -900 block of Carroll Street subject to certain conditions.

Council Member Riley Hunt made the motion to accept the recommendation of the Committee. Council Member Joe Kusar seconded the motion and it carried unanimously.

8. Authorized City entering into consent agreement with the Georgia Public Service Commission relative to pipeline safety rules.

Council Member Joe Kusar made the motion to accept the recommendation of the Committee. Council Member Willie King seconded the motion and it carried unanimously.

9. Authorized contracting with Ocmulgee Site and Environmental Services, Inc. for professional service related to the Big Indian Creek Waterway Trails.

Council Member James Moore made the motion to accept the recommendation of the Committee. Council Member Riley Hunt seconded the motion and it carried unanimously.

10. Authorize moratorium on enforcement of council solid waste collection site improvements until a feasible implementation plan can be provided.

Council Member Joe Kusar made the motion to accept the recommendation of the Committee. Council Member Riley Hunt seconded the motion and it carried unanimously.

- 10i. Approved unanimously all the recommendations of the Administrative and Finance Oversight Committee (from their meeting held January 29, 2008). Chairman of Administrative and Finance Oversight Committee Joe Kusar.

1. Authorized audit of hotel/motel tax payers.

Council Member Willie King made the motion to accept the recommendation of the Committee. Council Member James Moore seconded the motion and it carried unanimously.

2. Adopted Ordinance 2008-03 amending the FY 08 budget ordinance.

Council Member Willie King made the motion to accept the recommendation of the Committee. Council Member Joe Kusar seconded the motion and it carried unanimously.

3. Adopted Resolution No. 2008-09 amending the Perry Personnel Management System. (*Resolution 2008-09 has been entered in the City's official book of record*).

Council Member Willie King made the motion to accept the recommendation of the Committee. Council Member James Moore seconded the motion and it carried unanimously.

4. Adopted Resolution No. 2008-10 amending the Perry Fee Schedule. (*Resolution 2008-10 has been entered in the City's official book of record*).

Council Member Riley Hunt made the motion to accept the recommendation of the Committee. Council Member Brian Bowen seconded the motion and it carried unanimously.

- 10j. Approved unanimously the recommendation of the Parks and Recreation Oversight Committee (from their meeting held January 31, 2008). Chairman of Parks and Recreation Oversight Committee Willie King.

1. Adopted Resolution 2008-11 fee wavier policy for use of the Perry recreation facilities. (*Resolution 2008-11 has been entered in the City's official book of record*).

Council Member Riley Hunt made the motion to accept the recommendation of the Committee. Council Member Brian Bowen seconded the motion and it carried unanimously

- 10k. Award of Bids: Consideration of Award -

1. Awarded Bid No. 2007-66 for Master Water Meter Construction Project to Taylor Grading and Excavating.

| Vendor | Basic | Total |
|--------------------------------------|--------------|--------------|
| Taylor Grading and Excavating | \$171,452.43 | \$171,452.43 |
| Pyles Plumbing & Utility Contractors | \$207,935.00 | \$207,935.00 |
| Ambro Utility & Grading | \$209,330.00 | \$209,330.00 |
| Sam Hall & Sons Inc. | \$256,750.00 | \$256,750.00 |
| Smith Pipeline Inc. | \$236,994.78 | \$236,994.78 |
| L & L Utilities | \$336,746.00 | \$336,746.00 |

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$171,452.43 since Taylor Grading and Excavating is the lowest bidder. City

Manager Lee Gilmour advised Council the \$171,452.43 would be paid from SPLOST 06 Water/Sewer Find. Council Member Riley Hunt moved to authorize the award to Taylor Grading and Excavating as recommended. Council Member James Moore seconded the motion and it carried unanimously.

2. Awarded Bid for radius improvements at Main Street and Macon Road to Northeast Concrete.

| Vendor | Total |
|--------------------------|-------------|
| Payne Construction | \$22,231.45 |
| Northeast Concrete | \$33,140.00 |
| Three Kings Construction | \$35,802.50 |

City Manager Lee Gilmour recommendation to Council to accept the recommended bid of \$33,140.00 from Northeast Concrete since there are mixed reviews relative to Payne Construction. City Manager Lee Gilmour advised Council the \$33,140.00 would be paid from SPLOST 06 Water/Sewer Find. Council Member James Moore moved to authorize the award to Northeast Concrete as recommended. Council Member Brian Bowen seconded the motion. Approved 4-1. Council Member Riley Hunt opposed and Mayor Pro-Tempore Phyllis Bynum-Grace was absent.

9. Other Business/Supplemental Agenda. None.

11. Department Reports.

George Potter, Director of Public Safety – The police department will go through certification next year.

Deputy Chief Joel Gray – No.

Michael Beecham, Director of Community Development – No.

Ronnie Jones, Director of Public Works – The twelve (12) inch sewer main has been repaired from the break earlier today.

Rick Kilgore, Director of Parks and Recreation – Took 20 youth to Atlanta to see the Atlanta Hawks play.

Brenda King, Director of Administration – No.

10. Council Reports.

Council Member Willie King – The City needs to look at repairing the potholes in Westwood Trailer Park.

Council Member James Moore – Remind Council that Public Safety Oversight Committee is meeting tomorrow.

Council Member Riley Hunt – No.

Council Member Brain Bowen – No.

Council Member Joe Kusar – No.

Mayor James Worrall – Advised the Public that February 15, 2008 will be recognized as Arbor Day and free tree seedlings will be given away.

12. Adjournment: There being no further business to come before Council in the meeting held February 5, 2008, the meeting was adjourned at 7:36 p.m.