

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
March 17, 2009
6:00 P.M.

1. Call to Order: Mayor Pro-Tempore Riley Hunt called to order the regular meeting of the Perry City Council held March 17, 2009 at 6:00 p.m.

2. Roll.

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

Elected Official Absent: Council Member Phyllis Bynum-Grace.

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

Guests/Speakers: Mr. Ed Chapman.

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

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

4. Special Recognitions:

4a. Mayor Pro-Tempore Riley Hunt and Council recognized the Perry Recreation Department 12 year old girls basketball team as County Champions.

4b. Mayor Pro-Tempore Riley Hunt and Council recognized the Perry Recreation Department 15 – 17 year old senior boys' basketball team as County Champions.

5. Citizens with Input.

Mr. Ed. Chapman addressed Council with concerns relative to charges on his utility bills, Mr. Jack Ragland bill and Ms. Boheim bill. City Manager Lee Gilmour advised Mr. Chapman that an account review would be done on his account, Mr. Ragland account and Ms. Boheim account.

Mr. Kim Mullins addressed Council with concerns of the amount of time it takes to correct meter readings and the amount of time that is afforded to the customer to pay the bill.

6. PUBLIC HEARING CALLED TO ORDER AT 6:20 P.M. Mayor Pro-Tempore Riley Hunt called to order of a public hearing at 6:20 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).

6a. Petition to Rezone Application No. R-09-001. – Rezone 0.444 acres from City of Perry R-3 Multi-Family Residential District to City of Perry IN – Institutional District for property located at 1057 Morningside Drive. Mayor Pro-Tempore Riley Hunt presented a letter of recommendation from the Perry Planning Commission dated February 24, 2009, as follows:

*“Re: Petition for Rezoning Application No. R-09-001
Rezone 0.444 – Total Acres
City of Perry R3-Multi-Family Residential District
to City of Perry IN – Institutional District
1057 Morningside Drive
MP-P44-20A*

Dear Mayor and Council:

On February 23, 2009 the Perry Planning Commission reviewed the above referenced Petition for Rezoning from Mr. Kim Mullins.

This petition requests the rezoning of 0.444 acres from City of Perry R-3 – Multi-Family Residential District to City of Perry IN-Institutional District at 1057 Morningside Drive.

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

Sincerely,

*Martin Beeland, Chairman
Perry Planning Commission”.*

Staff Report: Mr. Mike Beecham, Director of Community Development advised the Council that in 2006 we took the professional offices out of the R-3 district and put them in the IN district. Mr. Mullins has decided to rezone it because it has lost its grandfather status.

Public Input: City Manager Lee Gilmour called for any public input in favor or opposed to the petition.

In Favor: Mr. Kim Mullins stated the building has been in R-3 for twenty-five years. Mr. Mullins suggested blanket zoning for the buildings in the area for the future.

In Opposition: None.

6b. Amendment to the Perry Land Development Ordinance by adding language stating which uses are permitted in the C-3, Central Business District and renumbering existing Section 81.3.3 to Section 81.3.4.

Public Input: City Manager Lee Gilmour called for any public input in favor or opposed to the amendment.

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

- 6c. Amendment to the Perry Land Development Ordinance by deleting Sec. 2.07(1) in its entirety and adding a new Sec. 2.07(1) – Non-Conforming Signs.

Public Input: City Manager Lee Gilmour called for any public input in favor or opposed to the amendment.

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

Public Hearing Adjourned at 6:30 p.m. Mayor James Worrall closed the public hearing at 6:10 p.m.

7. Consent Agenda Items: Mayor Pro-Tempore Riley Hunt.

7a. Council Consideration – Minutes of March 3, 2009 work session and regular meeting. Council Member Willie King motioned to approve the minutes. Council Member James Moore seconded the motion and it carried unanimously.

7b. Council Consideration – To amend the minutes of January 6, 2009 regular meeting to have Resolution 2009-10 amending the hotel/motel tax included in the minutes. Council Member Joe Kusar motioned to approve the minutes. Council Member James Moore seconded the motion and it carried unanimously. (*Resolution 2009-10 has been entered in the City's official book of record*).

8. Old Business: Mayor Pro-Tempore Riley Hunt.

8a. Ordinances for Second Reading and Introduction: City Manager Lee Gilmour.

1. **Second Reading** of an Ordinance to amend impact fees.

Adoption of Ordinance No. 2009-06 to amend impact fees. City Manager Lee Gilmour gave the second reading of an ordinance to amend impact fees. Council Member Joe Kusar motioned to adopt the ordinance. Council Member Willie King seconded the motion and it carried unanimously. (*Ordinance 2009-06 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. Alcohol License: City Manager Lee Gilmour.

1. **First Reading:** Application for Beer Packaged To Go Alcohol License for Discount Tobacco located at 1307 Ball Street, Suite #700 (Ball Street Crossing).

License will be in the name Govinder Kaura. *(No Action required at First Reading.)*

10b. Ordinances for First Reading and Introduction: City Manager Lee Gilmour.

1. **First Reading** of an Ordinance to rezone 0.444 acres, as submitted in Petition R-09-001 by Mr. Kim Mullins - from City of Perry R-3 Multi-Family District to City of Perry IN – Institutional District for property located at 1057 Morningside Drive. *(No Action required by Council - First Reading only)*.
2. **First Reading** of an Ordinance to amend the Perry Land Development Ordinance by adding language stating which uses are permitted in the C-3, Central Business District and renumbering existing Section 81.3.3 to Section 81.3.4. *(No Action required by Council - First Reading only)*.
3. **First Reading** of an Ordinance to amend the Perry Land Development Ordinance by deleting Sec. 2.07(1) in its entirety and adding a new Sec. 2.07(1) to state, “When a sign exists on or before the effective date of these regulation and such sign would not be erected under the provisions of these regulations, said sign shall be deemed to be non-conforming”. *(No Action required by Council - First Reading only)*.

10c. Resolutions for Consideration. City Manager Lee Gilmour.

1. Adopted Resolution No. 2009-11 to update Houston County service delivery strategy. City Manager Lee Gilmour presented for Council’s consideration a Resolution to update the Houston County service delivery strategy. Council Member James Moore motioned to pass the Resolution updating the Houston County service delivery strategy. Council Member Willie King seconded the motion and it carried unanimously. *(Resolution 2009-11 has been entered in the City’s official book of record)*.

10d. Adopted Resolution No. 2009-12 authorizing approval of contract between the City of Perry and the Georgia Department of Transportation for the purchase of right-of-way for Ball Street. City Manager Lee Gilmour presented for Council’s consideration a Resolution to approve a contract between the City of Perry and the Georgia Department of Transportation for the purchase of right-of-way for Ball Street. Council Member Joe Kusar motioned to pass the Resolution authorizing approval of contract between the City of Perry and the Georgia Department of Transportation for the purchase of right-of-way for Ball Street. Council Member James Moore seconded the motion and it carried unanimously. *(Resolution 2009-12 has been entered in the City’s official book of record)*.

10e. Authorized approval of potential stimulus package project. City Manager Lee Gilmour presented for Council’s consideration a request to approve potential stimulus package project. Council Member James Moore motioned to authorize approval of the potential stimulus package project. Council Member Willie King seconded the motion and it carried unanimously.

10f. Award of Bids: Consideration of Award -

1. Bid No. 2009-13 award small Pickup Truck.

<u>Vendor</u>	<u>Basic</u>	<u>Total</u>
Peach County Ford	\$12,194.00	\$12,194.00
Family Ford	\$12,263.00	\$12,263.00
Brennen Ford	\$12,396.75	\$12,396.75
Wayne Morris Ford	\$13,939.00	\$13,939.00
Bosch Buick GMC Isuzu	\$14,960.00	\$14,960.00

City Manager Lee Gilmour suggested to Council to accept the recommended bid from Peach County Ford in the amount of \$12,194.00. Council Member Charles Lewis motioned to accept the recommended bid. Council Member Willie King seconded the motion and it carried unanimously.

2. Deferred Bib No. 2009-14 award five (5) police cars fully equipped and one (1) administrative car equipped.

Council Member Charles Lewis had several question relative to salvageable equipment that could be taken off the old vehicles and used on the new vehicles.

Council Member Joe Kusar recommended that this item be deferred until July 1, 2009 for funding reasons. Council Member Charles Lewis motioned to accept the recommendation. Council Member James Moore seconded the motion and it carried unanimously.

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

1. Approved request to waive additional building permit fees. City Manager Lee Gilmour presented for Council's consideration a request to waive additional building permit fees if a structure has been started under an issued building permit but not worked on for more than six months. Council Member James Moore motioned to approve the request with the stipulation that a city inspection be performed before work commences and the structure has to meet all codes and ordinances in effect. Council Member Joe Kusar seconded the motion and it carried unanimously.
2. Approved prohibition of South Georgia Burial Company from working in the City cemeteries. City Manager presented for Council's consideration a request to prohibit South Georgia Burial Company from working in the City cemeteries. Council Member James Moore motioned to approve the request to prohibit South Georgia Burial Company from working in the City cemeteries. Council Member Joe Kusar seconded the motion and it carried unanimously.

Not on agenda:

Adopted Resolution No. 2009-13 authorizing Ralph Gentry to serve as the City's voting delegate on the Municipal Gas Authority of Georgia's Election Committee and Mayor James Worrall as the alternate voting delegate. City Manager Lee Gilmour presented for Council's consideration Ralph Gentry to serve as MGAG voting delegate and Mayor James Worrall as the alternate voting delegate at the 2009 Municipal Gas Authority of Georgia Annual Election. Council Member Joe Kusar motioned to adopt the Resolution authorizing Ralph to serve as the City's voting delegate on the MGAG election committee and Mayor James Worrall as the alternate voting delegate. Council Member Charles Lewis seconded the motion and it carried unanimously. (*Resolution 2009-13 has been entered in the City's official book of record*).

Approved request from Houston Healthcare to waive the fees for the 21st Annual Perry Dogwood Festival 5K Run/Walk on April 18, 2009. Council Member Joe Kusar motioned to waive the fees for the 21st Annual Perry Dogwood festival 5K run/Walk on April 18, 2009. Council Member James Moore seconded the motion and it carried unanimously.

12. Department Head Items.

Director of Public Safety – George Potter: No.

Capt. Jeffrey Patterson – Fire Department: no.

Director of Community Development – Mike Beecham: No.

Director of Parks and Recreation – Rick Kilgore: No.

Director of Administration – Brenda King: No.

Director of Public Works – Ronnie Jones: No.

13. Council Member Items.

Council Member Willie King – No.

Council Member James Moore – Potholes at Pineneedle/Northside and Pineneedle/Macon Road.

Mayor Pro-Tempore Riley Hunt – Potholes in front of funeral home, St. Patrick/Sam Nunn Blvd.

Council Member Charles Lewis – No.

Council Member Joe Kusar – No.

14. Adjournment: There being no further business to come before Council in the meeting held March 17, 2009 the meeting was adjourned at 6:55 p.m.