

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
April 6, 2010
6:00 P.M.

1. Call to Order: Mayor James E. Faircloth, Jr., Presiding Officer, called to order the regular meeting of the Perry City Council held April 6, 2010 at 6:00 p.m.

2. Roll.

Elected Officials Present: Mayor James E. Faircloth, Jr., Presiding Officer and Mayor Pro-Tempore Willie King. Council Members Riley Hunt, Joe Posey, Phyllis Bynum-Grace, William Jackson and Randall Walker.

Elected Official Absent: None.

Staff: City Manager Lee Gilmour and City Attorney John Walker.

City Departmental Staffing: Brenda King – Director of Administration, George Potter – Director of Public Safety, Deputy Chief Joel Gray – Fire Department, Mike Beecham – Director of Community Development, Ronnie Jones – Director of Public Works, Rick Kilgore – Director of Parks and Recreation, Lieutenant James Buck – Public Safety, Lieutenant Ken Ezell – Public Safety, Sergeant Leon Roberts – Public Safety, Detective Tony Sellers – Public Safety, Captain Bill Phelps – Public Safety and Joni Ary - Recording Secretary.

Guests/Speakers: Mr. Penrose Wolf.

Press/Media: Ms. Charlotte Perkins – Houston Home Journal, Ms. Tabatha Walker - ComSouth and Mr. Marlon Walker – Macon Telegraph.

3. Invocation and Pledge of Allegiance to the Flag: Reverend Willie King of Faith Bible Fellowship gave the invocation and Air Force Veteran Willie King led the pledge of allegiance to the flag.

4. Presentation.

4a. Director of Public Safety – George Potter presented Officer Leon Roberts a service pin for his (25) years of service and a gift certificate.

4b. Mayor James E. Faircloth, Jr., presented a proclamation declaring the week of April 11th the City of Perry Library Week. Council Member Riley Hunt motioned to approve the proclamation. Mayor Pro-Tempore Willie King seconded the motion and it carried unanimously.

5. Citizens with Input.

Mr. Penrose Wolf (411 Yorktown Drive, Perry) asked when the budget hearings will begin. Mayor Faircloth advised Council will be reviewing the FY 2010 budget at the next City Council work session meeting. The FY 2011 budget will be distributed to Council and a series of work sessions will be held to discuss the budget before it is brought before the City Council regular meeting for a public hearing. Mr. Wolf asked when the public hearing would be held. Mayor Faircloth responded it would be part of process.

6. Public Hearing: Mayor James E. Faircloth, Jr.

PUBLIC HEARING CALLED TO ORDER AT 6:07 P.M. Mayor James E. Faircloth, Jr. called to order a public hearing at 6:07 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. Swift Street/Houston Lake Road Corridor Plan.

Mayor Faircloth presented a letter of approval from the Planning Commission for the future land use plan for the Swift Street/Houston Lake Road area. (See attachment).

Staff Report: Director of Community Development Mike Beecham reviewed with Council the concept plan for the future use of the Swift Street/Houston Lake Road area as recommended by the Planning Commission.

Public Input: Mayor Faircloth called for any public input in favor or opposed to the request.

In Favor: None.

Opposed:

Mr. Davis Cosey (809 Evergreen St.) advised he was not for or opposed to the plan; he just wanted to know if his family's properties in the future plan are zoned for open space and if this plan will change the current zoning of the property. Director of Community Development Mike Beecham stated the plan would not change the current zoning of the property; the current zoning is residential, but in the future if the owner wants to rezone the property commercial then it would be like any rezoning process and come before Council. This plan would be used as a guide by Council at that time.

Public Hearing Adjourned at 6:25 p.m. Mayor Faircloth closed the public hearing at 6:25 p.m.

7. Consent Agenda Items: Mayor James E. Faircloth, Jr.

7a. Council Consideration – Minutes of March 15, 2010 work session, March 16, 2010 pre council meeting and March 16, 2010 regular meeting. Council Member Riley Hunt motioned to approve the minutes. Council Member Joe Posey seconded the motion and it carried unanimously.

8. Old Business:

8a. Ordinances for Second Reading/Consideration of Adoption.

1. **Second Reading** of an ordinance amending the Perry Code by deleting Section 3-50 in its entirety.

Adoption of Ordinance 2010-07. Mayor James E. Faircloth, Jr. gave the second reading of an ordinance amending the Perry Code by deleting Section 3-50 in its entirety. Council Member Phyllis Bynum-Grace motioned to adopt the ordinance. Mayor Pro-Tempore Willie King seconded the motion and it carried unanimously. (*Ordinance 2010-07 has been entered in the City's official book of record*).

2. **Second Reading** of an ordinance amending the Perry Code by deleting Section 15-181 in its entirety.

Adoption of Ordinance 2010-08. Mayor James E. Faircloth, Jr. gave the second reading of an ordinance amending the Perry Code by deleting Section 15-181 in its entirety. Council Member Randall Walker motioned to adopt the ordinance. Mayor Pro-Tempore Willie King seconded the motion and it carried unanimously. (*Ordinance 2010-08 has been entered in the City's official book of record*).

9. Any Other Old Business Matters: None.

10. New Business: Mayor James E. Faircloth, Jr.

10a. Alcohol License - Manager Change:

- * 1. Application for Manager Change on Mixed Drinks/Beer/Wine Alcohol License for Applebee's Neighborhood Bar & Grill, located at 100 Valley Drive. Change of Manager to Mr. Benjamin Johns. Mayor James E. Faircloth, Jr., reviewed with Council the alcohol license manager change application for mixed drinks/beer/wine alcohol license for Applebee's Neighborhood Bar & Grill located at 100 Valley Drive. The license will be in Mr. Benjamin Johns name. Mr. Benjamin Johns was present. Council Member Joe Posey motioned to authorize the alcohol license manager change to Mr. Benjamin John for mixed drinks/beer/wine alcohol license for Applebee's Neighborhood Bar & Grill located at 100 Valley Drive. Council Member William Jackson seconded the motion and it carried unanimously.

10b. Consider waiver of fee for Ag Center Parking Lot Expansion. Mayor James E. Faircloth, Jr. reviewed with Council the request to waive the fees for the Ag Center Parking Lot Expansion. The parking lot expansion will be for the Miller Murphy Howard Building. Council Member Riley Hunt motioned to authorize the waiver of the fees for the Ag Center Parking Lot Expansion. Council Member Joe Posey seconded the motion and it carried unanimously.

10c. Adopted Resolution No. 2010-15 selection of alternate for Municipal Gas Authority Annual Elections. Mayor James E. Faircloth, Jr. reviewed with Council the resolution to select an alternate for the Municipal Gas Authority annual elections. Mayor Faircloth stated Council appointed Mr. Ralph Gentry as the City's delegate. The Mayor usually serves as the alternate. Mayor Faircloth stated he would serve as the alternate. Council Member Riley Hunt motioned to select Mayor James E. Faircloth, Jr. to serve as alternate for the Municipal Gas Authority. Mayor Pro-Tempore Willie King seconded the motion and it carried unanimously. (*Resolution 2010-15 has been entered in the City's official book of record*).

10d. Approved unanimously recommendations of the City Council work session from their meeting held on April 5, 2010.

1. Authorize proceeding with contractual agreement with Kate T. Lewis for the provision of customer service training.

Council Member Phyllis Bynum-Grace made the motion to authorize proceeding with the contractual agreement from Kate T. Lewis for the provision of customer service training. Mayor Pro-Tempore Willie King seconded the motion and it carried unanimously.

2. Authorize proceeding with Phase 1 of the Creekwood football field.

Council Member Joe Posey made the motion to authorize proceeding with phase 1 of the Creekwood football field. Mayor Pro-Tempore Willie King seconded the motion. Council Member Riley Hunt motioned to amend the motion to include amount of Phase 1 for Creekwood football field (\$6,014.00) and the funding would come from SPLOST. Mayor Pro-Tempore Willie King seconded the amended motion and it carried unanimously.

3. Adopted Resolution No. 2010-16 declare City owned hazard warning system surplus and dispose of in accordance with City policy. Mayor James E. Faircloth, Jr. reviewed with Council the resolution to declare City owned hazard warning system surplus and dispose of in accordance with City policy. Mayor Pro-Tempore Willie King motioned to declare City owned hazard warning system surplus and dispose of in accordance with City policy. Council Member Randall Walker seconded the motion and it carried unanimously. (*Resolution 2010-16 has been entered in the City's official book of record*).

4. Authorize increase in expenditure limit for Commerce Street Parking Improvements Phase II from \$130,000 to \$185,000 for construction.

Council Member Phyllis Bynum-Grace made the motion to authorize increase in expenditure limit for Commerce Street Parking Improvements Phase II from \$130,000 to \$185,000 for construction. Council Member Riley Hunt seconded the motion and it carried unanimously.

10e. Award of Bids: Consideration of Award.

- * 1. Award of Bid for Kubota front deck mower. Mayor James E. Faircloth, Jr. presented for Council's consideration award of bid for the Kubota front deck mower. It is recommended to award the project to low bidder the Perrin Farm Equipment, Inc. in the amount of \$12,800.00 with provision to allow Walker Rhodes Tractor the opportunity to match the low quote according to the local vendor preference provision. Council Member Riley Hunt motioned to award the bid for the Kubota front deck mower to Perrin Farm Equipment, Inc. in the amount of \$12,800.00 with provision to allow Walker Rhodes Tractor the opportunity to match the low quote according to the local vendor preference provision. Council Member Phyllis Bynum-Grace seconded the motion and it carried five (5) in favor, zero (0) opposed with Council Member Joe Posey recused himself due to conflict.

- * 2. Award of Bid for I & I sewer work. Mayor James E. Faircloth, Jr. presented for Council's consideration award of bid for the I & I sewer work. It is recommended to award the project to low bidder Insituform Technologies, Inc. in the amount of \$404,990.00. Mayor Pro-Tempore Willie King motioned to award the bid for the I & I sewer work to Insituform Technologies, Inc. in the amount of \$404,990.00. Council Member Riley Hunt seconded the motion and it carried unanimously.

- 3. Award of Bid for weekly uniform rental bid/contract. Mayor James E. Faircloth, Jr. presented for Council's consideration award of bid for the weekly uniform rental bid/contract. It is recommended to award the low bid to G & K Services and enter into a two year contract. Mayor Pro-Tempore Willie King motioned to award the bid for the weekly uniform rental bid/contract to G & K Services and enter into a two year contract. Council Member Riley Hunt seconded the motion and it carried unanimously.

11. Other Business/Supplemental Agenda.

11a. Award of Bids: Consideration of Award.

- * 1. Award of Bid No. 2010-06 for police administrative vehicle. Mayor James E. Faircloth, Jr. presented for Council's consideration award of bid for police administrative vehicle. It is recommended to award the bid to Peach County Ford in the amount of \$19,598.00. Director of Public Safety George Potter stated the funding would come from the Drug Fund. Council Member Phyllis Bynum-Grace motioned to award the bid for police administrative vehicle to Peach County Ford in the amount of \$19,598.00. Mayor Pro-Tempore Willie King seconded the motion and it carried five (5) in favor, with Council Member Riley Hunt opposed.

12. Department Head Items. Mayor James E. Faircloth, Jr. asked each department head if they had any items and they responded as follows:

George Potter, Director of Public Safety – Stated while working with the Board of Education, Perry High School and the Public Works department to complete the sidewalk project at Perry High School (33) traffic cones were stolen. The police department recovered the stolen traffic cones. Director Potter suggested instead of punishing the high school students he will talk to the judge about appropriate punishment; 200-400 hours of community service instead of charging the students with a felony. Mayor and Council concurred with suggestion and Council Member Riley Hunt stated he could use some help at Grace Village. Director of Parks and Recreation Rick Kilgore stated the Recreation Department always needs help.

Deputy Chief Joel Gray, Fire Division – No report.

Ronnie Jones, Director of Public Works – Stated the sidewalk has been completed at the Perry High School and has helped with safety issues during functions and resolved the parking problems. Council Member Riley Hunt asked about the buses tearing up the street on Park Avenue. Director of Public Works Ronnie Jones advised that Park Avenue has been added to the LARP list and is requesting assistance from DOT.

Rick Kilgore, Director of Parks and Recreation – Thanked Council for approval of Phase 1 of Creekwood football field. The parks and recreation department is currently starting soccer season, baseball, t-ball/soft ball and adult softball. The ladies basketball competed and won the Riverfest Classic Championship in Columbus, GA. Mr. Al Thornton will be sponsoring the AAU boys this year; Mr. Phillip Wheeler will be in Perry July 5th -9th for a football clinic for our youth. Mr. OJ Wheeler and Ms. Susie Smith of the Parks and Recreation department will be attending GRPA training at no cost to the City from April 12th – 14th. Council Member Riley Hunt stated the birds are back in smaller numbers on the water tower. Director Kilgore stated he would send staff to remove the birds.

Brenda King, Director of Administration – No report.

Mike Beecham, Director of Community Development – No report.

City Attorney John Walker – No report.

City Manager Lee Gilmour – No report.

13. Council Members and General Public Items.

Council Member Phyllis Bynum-Grace – Stated she was happy to see the Creekwood football field project moving forward.

Council Member Joe Posey – No report.

Council Member Randall Walker – No report.

Council Member Riley Hunt – No report.

Council Member William Jackson – No report.

Council Member Willie King – Stated he was happy to see the Creekwood football field project moving forward.

There were no items from the General Public.

14. Mayor Items.

Mayor Faircloth stated the SPLOST 06 was the last SPLOST the City has received. The next SPLOST will be in 2012, but we need to start working on the SPLOST in 2011. The challenge is for Council to develop a list of capital projects as we move forward to have an overall master list ready.

Mayor Faircloth advised on April 10th the Houston County “March to the Mailbox Event” for the 2010 Census will be held at Warner Robins City Hall. The event will be free and Census representatives will be on hand to answer any questions.

Mayor Faircloth noted The Houston County Health Department and the Houston County Board of Health have invited Council to the Grand Opening of the Adult Immunization and International Travel Vaccine Clinic on April 9th between 1:00 p.m. – 3:00 p.m. located at 98 Cohen Walker Drive, Warner Robins.

Mayor Faircloth stated April is Child Abuse Prevention month efforts in Houston County. Pin wheels will be placed at various locations in the County with each pin wheel representing a case of child abuse. On April 26th from 5:00 p.m. – 9:00 p.m. Mayor Faircloth will be a waiter at The Swanson Restaurant and all money raised will be donated to the Rainbow House.

15. Executive Session entered at 7:05 p.m.: Council Member Riley Hunt moved to adjourn the regular meeting and enter into Executive Session for the purpose of personnel and pending litigation. Council Member Randall Walker seconded the motion and it carried unanimously.
16. Executive Session adjourned; regular meeting reconvened. Council adjourned the Executive Session held April 6, 2010 and reconvened into the regular meeting.
17. Adopted Resolution No. 2010-17 stating purpose of Executive Session held April 6, 2010 was to discuss personnel and pending litigation. Council Member Joe Posey moved to adopt a resolution stating the purpose of the Executive Session held on April 6, 2010 was to discuss personnel and pending litigation. Council Member Randall Walker seconded the motion and it carried unanimously. (*Resolution 2010-17 has been entered in the City’s official book of record*).
18. Adjournment: There being no further business to come before Council in the reconvened meeting held April 6, 2010, Council Member William Jackson motioned to adjourn the meeting. Council Member Phyllis Bynum-Grace seconded the motion and it carried unanimously.