

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
August 19, 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 August 19, 2008 at 5:55 p.m.

2. Roll.

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

Elected Officials Absent: Council Member James Moore.

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

Guests/Speakers: None.

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

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

4. Elected Official Swearing In Ceremony: City Attorney David Walker swore in Mr. Charles Lewis as the newly elected District 3, Post 1.

5. Presentations/Special Recognitions:

5a. Rick Kilgore, Director of Parks and Recreation gave recognition of the Perry Knights 11 and 12 year old boy's basketball team winning the National Championship.

5b. Rick Kilgore, Director of Parks and Recreation gave recognition to Eagle Scout Riley Seymour for his participation in working on the Rozar Park nature trail.

6. Citizens with Input.

Ms. Margret Roberts – 1610 Macon Road. Spoke to City Council about problem with Advance Disposal not picking up trash from toter in two weeks and toter being placed in the middle of the driveway when emptied. Council Member Joe Kusar gave his business card to

Ms. Roberts asking that if she has anymore problems to give him a call. Ms. Susan Green from Advance Disposal also gave Ms. Roberts her business card to contact with anymore problems.

7. PUBLIC HEARING CALLED TO ORDER AT 6:15 P.M.: Mayor James Worrall called to order of a public hearing at 6:15 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).

- 7a. Petition for Rezoning Application No. R-08-008. Mr. Kim Mullins, Rezone 18.99 total acres, City of Perry R3, Multi-Family Residential District to City of Perry C2, General Commercial District, Perry Parkway, MP-P41A-180 & part of P41A-3. Mayor James Worrall presented a letter of recommendation from the Perry Planning Commission dated July 29, 2008, as follows:

*“Re: Petition for Rezoning Application No. R-08-008
Mr., Kim Mullins
Rezone 18.99 Total acres
City of Perry R3, Multi-Family Residential District
to City of Perry C2, General Commercial District
Perry Parkway
MP – P41A-180 & part of P41A-3*

Dear Mayor and Council:

On July 28, 2008 Perry Planning Commission reviewed the above referenced Petition for Rezoning from Kim Mullins.

This petition requests the rezoning a total of 18.99 acres from City of Perry R, Multi-Family Residential District to City of PerryC2, General Commercial District for property located off Perry Parkway.

The Perry Planning Commission respectfully submits this letter to Mayor and Council as our formal and favorable recommendation of approval for this petition for C2 zoning..

Sincerely,

*Martin Beeland, Chairman
Perry Planning Commission”.*

Staff Report: Mike Beecham, Director of Community Development reviewed petition with Council.

Public Input: Mayor James Worrall called for any public input for this particular item.

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

- 7b. Ordinance to amend Dog Registration. Amended by adding a new section 4-10.

No public hearing was needed for this item.

Public Hearing Adjourned at 6:20 p.m. Mayor James Worrall closed the public hearing at 6:20 p.m.

8. Consent Agenda Items: Mayor James Worrall.

8a. Council Consideration –

Minutes of August 5, 2008 work session and regular meeting. Council Member Riley Hunt motioned to approve. Council Member Willie King seconded the motion and it carried unanimously.

9. Old Business: Council Member Joe Kusar.

9a. Alcohol Licenses/Second Readings – Consideration of Adoption: City Manager Lee Gilmour.

1. Council approved application for Beer Packaged To Go/Alcohol License for Neighbor Grocery, (old Sing Store) located at 1205 Main Street. License will be in the name Jitu P. Patel. Mayor Pro-Tempore Phyllis Bynum-Grace moved to approve the application request as submitted. Council Member Willie King seconded the motion and it carried unanimously.

9b. Ordinances for Second Reading/Consideration of Adoption: City Manager Lee Gilmour.

1. Adoption of Ordinance 2008-19. City Manager Lee Gilmour gave the second reading of an ordinance to rezone 11.386 acres from Peach County R-AG to City of Perry R1 – off Andel Road, as submitted in Petition R-08-007. Council Member Riley Hunt motioned to adopt the ordinance. Council Member Joe Kusar seconded the motion and it carried unanimously. (*Ordinance 2008-19 has been entered in the City's official book of record*).
2. Adoption of Ordinance 2008-20. City Manager Lee Gilmour gave the second reading of an ordinance to annex 11.386 acres as submitted in Petition R-08-007, LeClay, Inc., owner, Mr. Jack Smith and Clay Smith applicants, Andel Road. Council Member Riley Hunt motioned to adopt the ordinance. Council Member Joe Kusar seconded the motion and it carried unanimously. (*Ordinance 2008-20 has been entered in the City's official book of record*).
3. Adoption of Ordinance 2008-21. City Manager Lee Gilmour gave the second reading of an ordinance to amend the Perry Land Development Ordinance - #A-007-0708 – Tree Preservation & Replacement. Council Member Joe Kusar motioned to adopt the ordinance. Mayor Pro-Tempore Phyllis Bynum-Grace seconded the motion and it carried unanimously. (*Ordinance 2008-21 has been entered in the City's official book of record*).

10. Any Other Old Business Matters: None.

11. New Business:

- 11a. Ordinances for First Reading and Introduction: Presented by City Manager Lee Gilmour.

1. **First Reading** of an ordinance to amend the City of Perry zoning map to reflect a change in zoning for 18.99 acres located off Perry Parkway, as submitted in Petition R-08-008 by Mr. Kim Mullins from City of Perry R, Multi-Family Residential District to City of Perry C2, General Commercial District. (*No Action required – First Reading only*).
2. **First Reading** of an Ordinance to amend Dog Registration. (*No Action required – First Reading only*).

11b. Resolutions for Consideration: City Manager Lee Gilmour.

1. Adoption of Resolution No. 2008-36 authorizes the City to accept certain infrastructure (except water and sewer) for City maintenance. City Manager Lee Gilmour presented for Council's consideration a resolution authorizing the City to accept certain infrastructure (except water and sewer) for City maintenance – Avington Glenn Subdivision, Phase I. Council Member Joe Kusar motioned to adopt the resolution authorizing City to accept certain infrastructure (except water and sewer) for City maintenance – Avington Glenn Subdivision, Phase I. Council Member Willie King seconded the motion and it carried unanimously. (*Resolution 2008-36 has been entered in the City's official book of record*).
2. Adoption of Resolution No 2008-37 authorizing proceeding with negotiations between JONG and City of Byron. City Manager Lee Gilmour presented for Council's consideration a resolution authorizing the City to proceed with negotiations between JONG and City of Byron. Council Member Riley Hunt motioned to adopt the resolution authorizing the City to proceed with negotiations between JONG and City of Byron. Council Member Willie King seconded the motion and it carried unanimously. (*Resolution 2008-37 has been entered in the City's official book of record*).

11c. Recommendations from Public Works Oversight Committee for Council's consideration (met on 08.11.08). Chairman of Public Works Oversight Committee Riley Hunt.

- Award bid for residential solid waste disposal collection transportation and disposal to Advance Disposal eliminating the franchise fee and subject to confirmation of appropriate insurance coverage.

Council Member Riley Hunt motioned to award bid for residential solid waste disposal collection transportation and disposal to Advance Disposal eliminating the franchise fee and subject to confirmation of appropriate insurance coverage. Council Member Joe Kusar motioned to add condition that Advance Disposal leaves a carbon copy notice with date and time for residents that do not have their totter out for pickup, and the City get a copy of notice. Council Member Charles Lewis seconded amended motion and it carried unanimously.

- Forward the FY 09 street resurfacing priority list to GDOT for its consideration as amended.

Council Member Riley Hunt motioned to adopt updated FY 09 street resurfacing priority list forward the street resurfacing priority lists to GDOT for its consideration amended. Council Member Joe Kusar seconded the motion and it carried unanimously.

- Rescinding award of bid for Georgia National Fairgrounds sewer master meter by Council at its August 5, 2008 meeting and award to lower bidder.

Council Member Riley Hunt motioned to rescind award of bid from Pulsar for the Georgia National Fairgrounds sewer master meter and award bid to Accuron the lowest bid in the amount of \$9,800.00. Council Member Joe Kusar seconded the motion and it carried unanimously.

- 11d. Consider contract for health/dental insurance coverage. City Manager Lee Gilmour requested that this item be deferred to Executive Session.

- 11e. Consider permit fee waiver for tent revival. City Manager Lee Gilmour presented to Council for consideration to waive the permit fee for the tent revival. Council Member Joe Kusar motioned to approve the request to waive the permit fee for the tent revival. Council Member Willie King seconded the motion and it carried unanimously.

- 11f. Consider additional work per DOT for Hill Road – Mr. Ronnie Jones – Director of Public Works. Ronnie Jones – Director of Public Works presented to Council for consideration request for additional work per DOT for Hill Road. Council Member Riley Hunt made the motion to approve the request for additional work per DOT for Hill Road. Council Member Willie King seconded the motion and it carried unanimously.

- 11g. Award of Bids: Consideration of Award –

1. Awarded Bid No. 2008-15 for restrooms for Calhoun Park.

<u>Vendor</u>	<u>Bid</u>	<u>Total</u>
Pete Stokes Builders	\$19,500.00	\$19,500.00
Warren Construction	\$43,000.00	\$43,000.00
C.T. Bone Inc	\$45,293.30	\$45,293.30

City Manger Lee Gilmour suggested to Council to accept the lowest bid of \$19,500.00 from Pete Stokes Builders. Council Member Willie King motioned to accept the lowest bid from Pete Stokes Builders in the amount of \$19,500.00. Mayor Pro-Tempore Phyllis Bynum-Grace seconded the motion and it carried unanimously.

12. Supplemental Agenda. None.

13. Other Business. None.

14. Council Reports.

Council Member Willie King – No.

Council Member Riley Hunt – On behalf of the Perry Volunteer Outreach wanted to thank Mayor and Council for support with PVO being awarded a \$500,000 CDBG Grant for Grace Village Phase II.

Council Member Charles Lewis – No.

Council Member Joe Kusar – No.

Mayor Pro-Tempore Phyllis Bynum-Grace – No.

15. Department Reports.

George Potter, Director of Public Safety – None.

Joel Gray, Chief Fire Department – None.

Mike Beecham, Director of Community Development – None.

Ronnie Jones, Director of Public Works – None.

Brenda King, Director of Administration – None.

Rick Kilgore, Director of Parks and Recreation – None.

16. Executive Session entered at 6:43 p.m.: Council Member Riley Hunt motioned to adjourn regular meeting and enter into an Executive Session for the purpose of real estate, personnel and pending litigation. Council Member Willie King seconded the motion and it carried unanimously.

17. Executive Session adjourned; regular meeting reconvened. Council adjourned the Executive Session held August 19, 2008 and reconvened into the regular meeting.

18. Adopted Resolution No. 2008-38 stating purpose of Executive Session held August 19, 2008 was to discuss real estate, personnel and pending litigation. Council Member Joe Kusar motioned to adopt a resolution stating the purpose of the Executive Session held on August 19, 2008 was to discuss real estate, personnel and pending litigation. Council Member Riley Hunt seconded the motion and it carried unanimously. (*Resolution 2008-38 has been entered in the City's official book of record*).

19. Council Member Joe Kusar motioned to approve renewing the City's health/dental program, option one (1) for the City's health/dental program as recommended by Administration. Council Member Riley Hunt seconded the motion and it carried unanimously.

20. Adjournment: There being no further business to come before Council in the reconvened meeting held August 19, 2008, Mayor James Worrall adjourned the meeting.