

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
August 5, 2008
6:00 P.M.

1. Call to Order: Council Member Joe Kusar, Presiding Officer, called to order the regular meeting of the Perry City Council held August 5, 2008 at 6:00 p.m.

2. Roll.

Elected Officials Present: Council Member Joe Kusar, Presiding Officer. Council Members James Moore, Willie King and Riley Hunt.

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

Staff Absent: City Manager Lee Gilmour.

Staff: City Attorney David Walker. City Departmental Staffing: George Potter - Director of Public Safety, Brenda King – Director of Administration, Captain Jeff Patterson - Fire Department, Captain Bill Phelps – Police Department, Mike Beecham - Director of Community Development, Ronnie Jones – Director of Public Works, Dianne Abney – Secretary Public Works Department and Annie Warren-Riley - Recording Secretary.

Guests/Speakers: Mr. Clay Smith.

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

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

4. Introductions/Special Presentations:

4a. George Potter, Director of Public Safety presented the following Public Safety employees with Service Pin Awards:

- Lt. Terry Stinson 20 years service
- Off. Bill Hathcock 25 years service
- Sgt. Michael Hamsley 30 years service

5. Citizens with Input. None.

6. PUBLIC HEARING CALLED TO ORDER AT 6:05 P.M.: Council Member Joe Kusar called to order of a public hearing at 6:05 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 for Special Exception Application No. SE-08-001. City of Perry - Perry Volunteer Outreach, 2097 Highway 41 South. MP - P34-34. Council Member Joe Kusar presented a letter of recommendation from the Perry Planning Commission dated July 15, 2008, as follows:

*“Re: Petition for Special Exception Application No. SE-08-001
City of Perry – Perry Volunteer Outreach
2097 Highway 41 South
MP – P34-34*

Dear Mayor and Council:

On July 14, 2008 Perry Planning Commission review the above referenced Application for Special Exception submitted by City of Perry; Perry Volunteer Outreach, applicant. The special exception request is to allow the operation of a drug rehabilitation center in a C-2 district. The property is located at 2097 Highway 41 South.

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

Sincerely,

*Martin Beeland, Chairman
Perry Planning Commission”.*

Staff Report: Mike Beecham, Director of Community Development advised the Council that this is a special exception request from Grace Village for a drug rehabilitation center. The Planning Commission recommended approval unanimously. The facility primary use will be a women’s shelter and the drug center will be an accessory use.

Public Input: Council Member Joe Kusar called for any public input for this particular item.

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

Council Member Joe Kusar: Advised the Council that since this is a special exception request it requires a Council decision at this time. Council Member Willie King motioned to approve the Petition for Special Exception Application No. SE-08-001. Council Member James Moore seconded the motion and it carried unanimously.

- 6b. Petition for Rezoning Application No. R-08-007. Mr. Jack Smith - LeClay, Inc. Rezone and Annex - 11.386 acres from Peach County R-AG, Residential Agriculture District to City of Perry R1, Single-Family Residential District off Andel Road (Peach County). MP - PC 39-78. Council Member Joe Kusar presented a letter of recommendation from the Perry Planning Commission dated July 15, 2008, as follows:

*“Re: Petition for Rezoning Application No. R.-08-007
Mr. Jack Smith
LeClay, Inc.
Rezone & Annex 11.386 acres from*

*Peach County R-AG, Residential Agricultural District
To City of Perry RI, Single-Family Residential District
Off Andel Road (Peach County)
MP – PC 39-78*

Dear Mayor and Council:

On July 14, 2008 Perry Planning Commission review the above referenced Petition for Rezoning submitted by Mr. Jack Smith – LeClay, Inc.

This petition requests the rezoning and annexation of 11.386 acres located off Andel Road from Peach County R-AG, Residential Agricultural District to City of Perry RI, Single-Family Residential District.

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

Sincerely,

*Martin Beeland, Chairman
Perry Planning Commission”.*

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

Public Input: Council Member Joe Kusar called for any public input for this particular item.

In Favor: Mr. Clay Smith advised Council that this just a continuation of the Farm Subdivision.

Opposition: None.

- 6c. **Amendment to Perry Land Development Ordinance #A-007-0708.** - Article XX - Tree Preservation and Replacement. Council Member Joe Kusar presented a letter of recommendation from the Perry Planning Commission dated July 15, 2008, as follows:

*“Re: Amendment to Perry land Development Ordinance
Article XX – Tree Preservation & Replacement
#A-007-0708*

Dear Mayor and Council:

On July 14, 2008 Perry Planning Commission review the above referenced amendment to the Perry Land Development Ordinance – Article XX – Tree Preservation & Replacement.

The Perry Planning Commission respectfully submits this letter as our formal and favorable recommendation to Mayor and Council for the approval of Article XX..

Sincerely,

*Martin Beeland, Chairman
Perry Planning Commission”.*

Staff Report: Mike Beecham, Director of Community Development advised Council this is an amendment to correct a mistake when the new tree ordinance was enacted in April 2007 there was some duplication in the PLDO so we are deleting some of the old language.

Public Input: Council Member Joe Kusar called for any public input for this particular item.

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

Public Hearing Adjourned at 6:15 p.m. Council Member Joe Kusar closed the public hearing at 6:15 p.m.

7. Consent Agenda Items: Council Member Joe Kusar.

7a. Council Consideration –

Minutes of July 15, 2008 work session and regular meeting. Council Member Willie King motioned to approve. Council Member Willie King seconded the motion and it carried unanimously.

8. Old Business: Council Member Joe Kusar.

8a. Ordinances for Second Reading/Consideration of Adoption: Presented by Council Member Joe Kusar.

1. Adoption of Ordinance 2008-13. Council Member Joe Kusar gave the second reading of an ordinance to amend the City of Perry zoning map to reflect a change in zoning for 6.82 acres located on Kings Chapel and Gray Roads, as submitted in Petition R-08-006. Council Member Willie King motioned to adopt the ordinance. Council Member Riley Hunt seconded the motion and it carried unanimously. (*Ordinance 2008-13 has been entered in the City's official book of record*).
2. Adoption of Ordinance 2008-14. Council Member Joe Kusar gave the second reading of an ordinance to amend the City of Perry zoning map to reflect a change in zoning for 1.1 acres located on Kings Chapel and Gray Roads as submitted in Petition R-08-006. Council Member Riley Hunt motioned to adopt the ordinance. Council Member Willie King seconded the motion and it carried unanimously. (*Ordinance 2008-14 has been entered in the City's official book of record*).
3. Adoption of Ordinance 2008-15. Council Member Joe Kusar gave the second reading of an ordinance to annex property consisting of 1.1 acres located on Kings Chapel Roads and Gray Roads as submitted in Petition R-08-006. The property is currently located in Peach County. Council Member James Moore motioned to adopt the ordinance. Council Member Willie King seconded the

motion and it carried unanimously. (*Ordinance 2008-15 has been entered in the City's official book of record*).

4. Adoption of Ordinance 2008-16. Council Member Joe Kusar gave the second reading of an ordinance to amend the Perry Land Development Ordinance Section 31 – Definition of Fence as submitted in Petition #A-005-0508. Council Member Riley Hunt motioned to adopt the ordinance. Council Member James Moore seconded the motion and it carried unanimously. (*Ordinance 2008-16 has been entered in the City's official book of record*).
5. Adoption of Ordinance 2008-17 Council Member Joe Kusar gave the second reading of an ordinance to amend the Perry Land Development Ordinance Section 149 – Subdivision Perimeter Buffers as submitted in Petition #A-006-0508. Council Member Willie King motioned to adopt the ordinance. Council Member James Moore seconded the motion. Council Member Riley Hunt opposed the motion. Council Member Joe Kusar called for a vote to the matter. Council Members James Moore and Willie King voted in favor of the motion by Council Member Willie King to approve the ordinance. Council Member Riley Hunt was opposed to the motion. The motion was carried with a vote of two in favor and one opposed. (*Ordinance 2008-17 has been entered in the City's official book of record*).
6. Adoption of Ordinance 2008-18. Council Member Joe Kusar gave the second reading of an ordinance to amend the speed limit on Danny Carpenter Drive. Council Member Riley Hunt motioned to adopt the ordinance. Council Member Willie King seconded the motion and it carried unanimously. (*Ordinance 2008-18 has been entered in the City's official book of record*).

9. Any Other Old Business Matters: Council Member Joe Kusar.

10. New Business:

10a. Ordinances for First Reading and Introduction: Presented by Council Member Joe Kusar.

1. **First Reading** of an ordinance to amend the City of Perry zoning map to reflect a change in zoning for 11.386 acres located off Andel Road, as submitted in Petition R-08-007 by Mr. Jack Smith – LeClay, Inc. from Peach County R-AG, Residential Agricultural District to City of Perry R1, Single-Family Residential District. (*No Action required – First Reading only*).
2. **First Reading** to annex 11.386 acres located off Andel Road, as submitted in Petition R-08-007. Property is currently located in Peach County. (*No Action required – First Reading only*).
3. **First Reading** of an ordinance to amend the Perry Land Development Ordinance - #A-007-0708. (*No Action required – First Reading only*).

- 10b. Alcohol License First Readings - Applications: Presented by Council Member Joe Kusar.
1. **First Reading:** Application for Beer-Packaged-To-Go for Neighbor Grocery located at 1205 Main Street (old Sing Store). License in the name of Jitu P. Patel. *(No Action required – First Reading only).*
- 10c. Resolution for consideration. Presented by Council Member Joe Kusar.
1. Adoption of Resolution No. 2008-35 authorize the City to enter into an agreement MOU with Georgia Department of Transportation CSTEE grant. Council Member Joe Kusar presented for Council's consideration a resolution authorizing the City to enter into an agreement MOU with Georgia Department of Transportation CSTEE grant. Council Member Willie King motioned to adopt the resolution authorizing the City to enter into agreement MOU with Georgia Department of Transportation CSTEE grant. Council Member Riley Hunt seconded the motioned and it carried unanimously.
- 10d. Authorized the purchase of a table at Georgia Chamber of Commerce 2008 Congressional Luncheon. Council Member Joe Kusar presented to Council for consideration the request to purchase a table for the 2008 Congressional Luncheon. Council Member Riley Hunt made the motion to approve the purchase of the table. Council Member James Moore seconded the motion and it carried unanimously.
- 10e. Authorized purchasing water meters (sole source – Kendall Supply Inc.) \$32,170.00. Mr. Ronnie Jones, Director of Public Works presented to Council for consideration the request to purchase one hundred water meters for installation from sole source Kendall Supply Inc. for the amount of \$32,170.00. Council Member Hunt made the motion to approve the request for the purchase of one hundred water meters from Kendall Supply inc. for the amount of \$32,170.00. Council Member Willie King seconded the motion and it carried unanimously.
- 10f. Authorized increase in contract for Houston Lake Road widening project of \$37,291.93. Council Member Joe Kusar presented to Council for consideration an increase of \$37,291.93 in the contract for Houston Lake Road widening project. Council Member James Moore made the motion to approve the request of \$37,291.93 increase in the contract for Houston Lake Road widening project. Council Member Riley Hunt seconded the motion and it carried unanimously.
- 10g. Authorized purchase and installation sewer meter station for National Fairgrounds. Council Member Joe Kusar presented to Council for consideration quotes for a permanent flow metering station to be placed at the corner of Larry Walker Parkway and Elko Road to measure flows from the Fairgrounds. The quotes were: Accuron, Cost \$9,8000.00 and Pulsar, Cost \$16,000.00. Mr. Ronnie Jones, Director of Public Works recommendation to Council to purchase the Pulsar for the amount of \$16,000.00. Council Member Riley Hunt made the motion to accept the recommendation of the Director of Public Works. Council Member James Moore seconded the motion and it carried unanimously.

11. Supplemental Agenda. None.

12. Other Business. None.

13. Council Reports.

Council Member Willie King – No.

Council Member James Moore – Would like for Mr. Ronnie Jones to meet with Mr. Randy Moore at the Fairgrounds relative to sewer meter station.

Council Member Riley Hunt – No.

Council Member Joe Kusar – No.

14. Department Reports.

George Potter, Director of Public Safety – No.

Capt. Jeff Patterson , Fire Department – No.

Mike Beecham, Director of Community Development – No sir.

Ronnie Jones, Director of Public Works – No.

Brenda King, Director of Administration – No sir.

15. Adjournment: There being no further business to come before the Council in the meeting held August 5, 2008 the meeting was adjourned at 6:44 p.m.