

**MINUTES**  
**REGULAR MEETING OF THE PERRY CITY COUNCIL**  
September 6, 2011  
**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 September 6, 2011 at 6:00 p.m.

2. Roll.

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

Elected Official Absent: None.

Staff Absent: City Manager Lee Gilmour.

Staff: City Attorney David Walker.

City Departmental Staffing: George Potter –Public Safety, Deputy Chief Joel Gray – Public Safety, Brenda King – Director of Administration, Ronnie Jones – Director of Public Works, Mike Beecham – Director of Community Development and Annie Warren - Recording Secretary.

Guests/Speakers: Pastor Frank Tantillo – Chaplain for Public Safety, Mr. Jack James, Ms. Mildred McIntosh, Ms. Gaskins, Ms. Moss and Ms. Derrien Woolfolk.

Press/Media: Ms. Jessica Clark – Houston Home Journal, Ms. Christina Wright – Macon Telegraph and Mr. Andrew Baker - Comsouth.

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

4. Presentation/Special Recognitions:

Mayor Faircloth presented Ms. Gaskins and Ms. Moss of Jay's Hope with a proclamation to recognizing September as Childhood Cancer Awareness Month.

5. Citizens with Input.

Mr. Jack James – 210 Windermere Drive spoke against the proposed tax increase and asked that the budget be reduced instead of raising taxes.

6. PUBLIC HEARING CALLED TO ORDER AT 6:09P.M. Mayor Faircloth called to order a public hearing at 6:09 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. Amendment to Perry Land Development Ordinance – Sections 71.5, 92.11.1, and 100.2 –Permitting gravel interior manufactured home park streets and non-public required parking areas to be surfaced with gravel.

Staff Report: Mr. Beecham stated this application was reviewed by the Perry Planning Commission on August 8, 2001 and recommended denial of the proposed amendment.

Public Input: Mayor Faircloth called for any public input for or opposed to the amendment.

In Favor: None.

Opposed: None.

- 6b. Proposed 2011 Ad Valorem millage rate for the City of Perry. Mayor Faircloth advised Council that the 2012 tax digest had not been set at the time of the budget adoption. The tax digest had a lower value which resulted in a lower amount of income that would be generated at the current millage rate. Recommendation from Administration to raise the millage rate to 14.13 mills.

Public Input: Mayor Faircloth called for any public input for or opposed to the millage increase.

In Favor: None.

Opposed.

Mr. Jack James – 210 Windermere Drive echoed his earlier comments.

Ms. Mildred McIntosh asked if Mayor Faircloth knew what percentage of the properties would be affected. Mayor Faircloth directed Ms. McIntosh to speak with City Manager Lee Gilmour.

Public Hearing Adjourned at 6:18 p.m. Mayor Faircloth closed the public hearing at 6:18 p.m.

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

- 7a. Council Consideration – Minutes of August 15, 2011 work session and August 16, 2011 pre council meeting and August 16, 2011 regular council meeting. Council Member Bynum-Grace motioned to approve the minutes. Council Member Posey seconded the motion and it carried unanimously.

8. Old Business: Mayor James E. Faircloth, Jr.

- 8a. Ordinances for Second Reading and Adoption: Mayor James E. Faircloth Jr.

1. **Second Reading** of an ordinance to amend Article 5 Elections, Section 5.11 of the Charter of the City of Perry for Council districts.

Adopted Ordinance No. 2011 -21 to amend Article 5 Elections, Section 5.11 of the Charter of the City of Perry for Council Districts. Mayor Faircloth gave the second reading of an ordinance to amend Article 5 Elections, Section 5.11 of the Charter of the City of Perry for Council districts. Council Member Hunt motioned to adopt the ordinance amending Article 5 Elections, Section 5.11 of the Charter of the City of Perry for Council districts. Council Member King seconded the motion and it carried unanimously. *(Ordinance 2011-21 has been entered in the City's official book of record).*

- 8b. Petition for Special Exception Application No. SE-11-01. Applicant, Ruel McKinney request a special exception to operate a metal recycling center in an M-2, General Industrial District. The property is located at 300 Hampton Court Extension.

Mayor Faircloth advised Council that the petitioner withdrew his request for Special Exception Application No. SE-11-01.

9. Any Other Old Business Matters:

- 9a. Mayor James E. Faircloth, Jr. – None.
- 9b. Others – None.

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

10a. Matter referred from September 1, 2011 work session and September 6, 2011 pre council meeting.

1. Authorized to proceed with ICMA RC as financial consultant for 401(a) / 457 City Pension Plan. Mayor Faircloth advised Council of Administration's recommendation to proceed with ICMA RC as financial consultant for 401(a) / 457 City Pension Plan. Council Member Hunt motioned to proceed with ICMA RC as the financial consultant for 401(a) / 457 City Pension Plan. Council Member King seconded the motion and it carried unanimously.

10b. Ordinances for First Reading and Introduction.

1. **First Reading** of an amendment to Perry Land Development Ordinance – Sections 71.5, 92.11.1, and 100.2 –Permitting gravel interior manufactured home park streets and non-public required parking areas to be surfaced with gravel.

Council denied proposed ordinance amendment to Perry Land Development Ordinance – Sections 71.5, 92.11.1, and 100.2 –Permitting gravel interior manufactured home park streets and non-public required

parking areas to be surfaced with gravel. Mayor Faircloth gave the first reading of an amendment to Perry Land Development Ordinance – Sections 71.5, 92.11.1, and 100.2 –Permitting gravel interior manufactured home park streets and non-public required parking areas to be surfaced with gravel. Council Member Bynum-Grace motioned to accept the Perry Planning Commission recommendation. Council Member Jackson seconded the motion and it carried unanimously. No further action needed.

10c. Alcohol License for First Reading and Introduction:

1. **First Reading:** Application for 2011 Alcohol License (Beer & Wine on Premises) for The Perfect Pear located at 922 Carroll Street. License will be in the name The Perfect Pear Catering, Inc. and the manager name is Megan Wilson-Brent. *(No Action required at first reading).*

10d. Resolutions for Consideration.

1. Adopted Resolution No. 2011-38 supporting cost effective procurement of energy efficient products and services. Mayor Faircloth reviewed with Council the resolution supporting cost effective procurement of energy efficient products and services. Council Member King motioned to adopt the resolution supporting cost effective procurement of energy efficient products and services. Council Member Hunt seconded the motion and it carried unanimously. *(Resolution 2011-38 has been entered in the City's official book of record).*
2. Adopted Resolution No. 2011- 39 establishing the 2011 Ad Valorem millage rate for the City of Perry at 14.13 mills. Mayor Faircloth reviewed with Council the resolution establishing the 2011 Ad Valorem millage rate for the City of Perry at 14.13 mills. Council Member King motioned to adopt the resolution establishing the 2011 Ad Valorem millage rate for the City of Perry at 14.13 mills. Council Member Posey seconded the motion and it carried unanimously. *(Resolution 2011-39 has been entered in the City's official book of record).*

10e. Authorized waiver of permit fee for Kiwanis sponsored fall parade to be held on October 8, 2011. Mayor Faircloth presented for Council's consideration a request for waiver of permit fee for Kiwanis sponsored fall parade to be held on October 8, 2011. Council Member Jackson motioned to waive the permit fee for the Kiwanis sponsored fall parade on October 8, 2011. Council Member Hunt seconded the motion and it carried unanimously.

10f. Approved request from Houston County Cooperative Extension to distribute literature after October 8, 2011 parade. Mayor Faircloth presented for Council's consideration a request from Houston County Cooperative Extension to distribute literature after October 8, 2011 parade. Council consented to allow the Houston County Cooperative Extension to distribute literature after the October 8, 2011 parade.

- 10g. Approved proceeding with process to purchase traffic mini message sign. Mayor Faircloth presented for Council's consideration a request from Administration to purchase a traffic mini message sign. Council Member Hunt motioned to approve proceeding with process to purchase traffic mini message sign. Council Member King seconded the motioned and it carried unanimously.
- 10h. Authorized to proceed with making grant application to apply for FEMA assistant to firefighters grant sole source capture exhaust system. Mayor Faircloth presented for Council's consideration a request to proceed with making the grant application for FEMA assistant to firefighters grant sole source capture exhaust system. Council Member Hunt motioned to proceed with making the grant application to apply for FEMA assistant to firefighters grant sole source capture exhaust system. Council Member Posey seconded the motion and it carried unanimously.
- 10i. Approved waiving fees for the Perry Arts Center on November 11, 2011 for Perry American Legion. Mayor Faircloth presented for Council's consideration a request to waive the fees for the Perry Arts Center on November 11, 2011 for Perry American Legion. Council Member King motioned to motioned to approve waiving the fees for the Perry Arts Center on November 11, 2011 for Perry American Legion. Council Member Jackson seconded the motion and it carried unanimously.
- 10j. Award of Bids:
1. Award of Bid No. 2011-13 – Perry I & I Improvements Project. Mayor Faircloth presented for Council's consideration award of bid for I & I Improvements. It is recommended to accept the bid of \$79,992.50 from Institutorm Technologies. Council Member Riley Hunt motioned to accept the bid of \$79,992.20 from Institutorm Technologies. Council Member King seconded the motion and it carried unanimously
  2. Award of Bid No. 2012-01 – Grounds Maintenance Parks. Mayor Faircloth presented for Council's consideration award of bid for grounds maintenance parks. It is recommended to accept the low bid of \$395.85 from Paulk Landscaping for Rotary Centennial Park, low bid of \$303.50 from Riverfront Landscaping for Welcome Park, low bid of \$166.80 from Grounds Control for Nunn Park. Council Member King motioned to accept the low bid of \$395.85 from Paulk Landscaping for Rotary Centennial Park, low bid of \$303.50 from Riverfront Landscaping for Welcome Park, low bid of \$166.80 from Grounds Control for Nunn Park. Mayor Pro-Tempore Randall Walker seconded the motion and it carried unanimously.
  3. Rejected Bid No. 2012-02 – Grounds Maintenance Detention Ponds. Mayor Pro-Tempore Walker motioned to rejected all bids for grounds maintenance detention pond due to lack of funds. Council Member Posey seconded the motion and it carried unanimously.

4. Award of Bid No. 2012-03 – Annual purchase of items needed for installation and maintenance of fire hydrants. Mayor Faircloth presented for Council’s consideration award of bid for the annual purchase of items needed for installation and maintenance of fire hydrants. It is recommended to accept the low bid of \$20,883.78 from Macon Supply. Council Member King motioned to accept the low bid of \$20,883.78 from Macon Supply. Council Member Hunt seconded the motion and it carried unanimously.

11. Department Head Items. Mayor Faircloth asked each department head if they had any items for discussion.

George Potter, Director of Public Safety advised Mayor/Council of Deputy Chief Gray’s completion of 5 years with the City of Perry.

Joel Gray, Public Safety – No report.

Mike Beecham, Director of Community Development – No report.

Ronnie Jones, Director of Public Works – No report.

Brenda King, Director of Administration – No report.

12. Council Member and General Public Items.

Council Member Bynum-Grace – No report.

Council Member Posey – No report.

Mayor Pro-Tempore Walker – No report.

Council Member Hunt thanked all the citizens and announced he is running unopposed.

Council Member Jackson thanked all the citizens for allowing him to serve and he is running unopposed.

Council Member King thanked the citizens and announced he is running unopposed.

City Attorney David Walker – No report.

Ms. Darrien Woolfork thanked Mayor Faircloth, Council Member Hunt and City Manager Gilmour for helping to clean up the Sandhill neighborhood.

13. Mayor Items.

Mayor Faircloth reminded Council of the first public hearing relative the Transportation SPLOST will be held tomorrow at 4:00 p.m.

14. Adjournment: There being no further business to come before Council in the meeting held September 6, 2011, the meeting was adjourned at 6:55 p.m.

ORDINANCE

THE COUNCIL OF THE CITY OF PERRY HEREBY ORDAINS that the Charter of the City of Perry is amended as follows:

1.

By deleting Sec. 5.11.(b) in its entirety.

2.

By adding a new Sec. 5.11.(b) as follows:

(b) For the purpose of electing the council members, the City of Perry shall be divided into three (3) council districts. The members representing each council district shall be elected only by the voters residing in that district and not at large. Said three (3) council districts shall consist of the territory shown on Exhibit "A" attached hereto and enumerated on Exhibit "B" attached hereto.


SO ENACTED this 6th day of September, 2011.

CITY OF PERRY, GEORGIA

By:

  
JAMES E. FAIRCLOTH, JR., MAYOR

Attest:

  
LEE GILMORE, CITY CLERK

1st Reading: August 16, 2011

2nd Reading: September 6, 2011

**A RESOLUTION  
SUPPORTING EFFECTIVE PROCUREMENT  
OF ENERGY EFFICIENT PRODUCTS AND SERVICES**

**WHEREAS**, the City of Perry is committed to improving air quality in the Middle Georgia region by minimizing the use of energy, procuring energy efficient products and seeking alterations to petroleum based fuels when practically available and cost effective; and

**WHEREAS**, when practically available and cost effective the City of Perry supports procurement policies for services and products that will hold to reduce energy demand, conserve energy and natural resources and open up markets for more energy efficient products and services; and

**WHEREAS**, said polices are intended to establish a goal of the City reducing energy demand and reducing harmful air pollutants; and

**WHEREAS**, said policies are further intended to meet and when possible exceed committed goals made in support of the Middle Georgia Clean Air Coalition and the Clean Air Act; and

**WHEREAS**, through said polices the City will work towards identifying vendors who reduce environmental impacts in their production, distribution systems, or services and incorporate them in the city's bid process; and

**WHEREAS**, the parameters of these polices will be the reduction of greenhouse gas emissions and air contaminants, improvements in energy and water efficiency, a reduction in ozone depleting substances and a reduction in hazardous air pollution;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRY** that it strongly supports the development of procurement polices by the Middle Georgia Clean Air Coalition that focus on purchasing and using energy and fuel efficient products and services where practically available and cost efficient resulting in leveraging the purchasing power of local governments through economics of scale in the acquisition of environmentally preferable goods and services with a focus of maximizing the air and water quality in Middle Georgia.

**BE IT FURTHER RESOLVED**, that once those polices have been developed the City of Perry shall incorporate said polices in its purchasing procedures.

**SO RESOLVED THIS 6<sup>th</sup> DAY OF SEPTEMBER, 2011.**


CITY OF PERRY:

BY:

  
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JAMES E. FAIRCLOTH, JR., MAYOR

(CITY SEAL)

ATTEST:

  
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LEE GILMOUR, CITY MANAGER

A RESOLUTION  
ESTABLISHING THE 2011 AD VALOREM  
MILLAGE RATE FOR THE  
CITY OF PERRY

WHEREAS, the City has complied with the provisions of O.C.G.A. §48-5-32, as amended, relative to advertising the millage history and proposed rate increase; and

WHEREAS, the required public hearing was held on September 6, 2011; and

WHEREAS, the Council adopted the FY 12 Operating Budget in Ordinance No. 2011-14;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRY that the ad valorem millage rate for the City's maintenance and operations for fiscal year 2012/tax year 2011 is established at 14.13 mills.

SO RESOLVED THIS 6<sup>th</sup> DAY OF SEPTEMBER, 2011.

CITY OF PERRY:

(CITY SEAL)

BY:   
JAMES E. FAIRCLOTH, JR., MAYOR

ATTEST:   
LEE GILMOUR, CITY MANAGER