

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
January 7, 2014
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 January 7, 2014 at 6:00 p.m.

2. Elected Officials Swearing In Ceremony: City Attorney David Walker.

Mayor James E. Faircloth, Jr. was sworn in by City Attorney David Walker.
Council Member Phyllis Bynum-Grace was sworn in by City Attorney David Walker.
Council Member Joe Posey was sworn in by City Attorney David Walker.
Council Member Randall Walker was sworn in by City Attorney David Walker.

3. Roll.

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

Elected Official Absent: None.

Staff: City Manager Lee Gilmour, City Attorney David Walker and Recording Clerk, Annie Warren.

City Departmental Staffing: Chief Steve Lynn – Perry Police Department, Chief Joel Gray – Fire and Emergency Services Department, Brenda King – Director of Administration, Mike Beecham – Director of Community Development, Mary Beth Bass – Economic Development Director and Catherine Edgemon – Main Street Coordinator.

Guests/Speakers: Officer Daniel Manly, Rev. Dr. Brad Brady, Mr. Dean Silver, Ms. Chenelle Colon, Mr. Ed Beckham, Ms. Mildred McIntosh, Ms. Dianne Bartlett, Ms. Catherine Adams and Ms. Gail Boehm.

Press/Media: Mr. Chris Hogan – Houston Home Journal, Ms. Becky Purser – Macon Telegraph and Mr. Andrew Baker - ComSouth.

4. Invocation and Pledge of Allegiance to the Flag: Rev. Dr. Brad Bray of Perry United Methodist Church gave the invocation and Mayor Pro Tempore Walker led the pledge of allegiance to the flag.

5. Selection of 2014 Mayor Pro-Tempore. Mayor James E. Faircloth, Jr. Council Member Bynum-Grace motioned to select Council Member Walker to serve as Mayor Pro-Tempore. Council Member Hunt seconded the motion, Council Member Walker abstained, and motion carried 5-0.

Mayor Faircloth thanked Council Member Posey for his service as the 2013 Mayor Pro-Tempore.

6. Professional Services Appointments: Mayor James E. Faircloth Jr., opened the floor for nominations of 2014 Professional Service Providers.
- 2014 - Selection of City Attorney – Mr. David Walker: Mayor Pro Tempore Walker moved to appoint Mr. David Walker as City Attorney. Council Member Jackson seconded the motion as it carried unanimously.
 - 2014 – Selection of Municipal Court Judge – Judge Herbert Wells. Council Member Posey moved to appoint Judge Herbert Wells as Municipal Court judge. Mayor Pro Tempore Walker seconded the motion as it carried unanimously.
 - 2014 – Selection of Assistant Municipal Court Judge – Mr. Jeff Grube. Council Member Bynum-Grace moved to appoint Mr. Jeff Grube as Assistant Municipal Court judge. Council Member King seconded the motion as it carried unanimously.

7. Appointments to Boards/Authorities and Commissions. Mayor James E. Faircloth, Jr.

7a. Mayor Faircloth appointed himself to the Joint Owned Natural Gas Board.

7b. Mayor and Council Post 1 – Districts 1, 2, 3 Appointments.

Mayor Faircloth

- Re-appointed Mr. Lee Jones to the Downtown Development Authority.
- Re-appointed Ms. Peggie Williams to the Perry Planning Commission.
- Re-appointed Ms. Patricia Johnson to the Perry Area Convention and Visitors Bureau Authority.

Council Post 1 – District 1- Council Member Bynum-Grace

- Deferred Downtown Development Authority appointment until next meeting.
- Re-appointed Ms. Patricia Jefferson to the Perry Planning Commission.
- Deferred Perry Area Convention and Visitors Bureau Authority appointment until next meeting.

Council Post 1 – District 2 – Council Member Joe Posey

- Re-appointed Mr. Russell Walker to Downtown Development Authority
- Re-appointed Mr. Ross Yasin to the Perry Planning Commission.
- Re-appointed Mr. Steve Giles to the Perry Area Convention and Visitors Bureau Authority.

Council Post 1 – District 3 – Mayor Pro Tempore Randall Walker

- Re-appointed Mr. Bryan Fountain to the Downtown Development Authority.
- Re-appointed Mr. Jim Mehserle to the Perry Planning Commission.
- Re-appointed Mr. Danny Patel to the Perry Area Convention and Visitors Bureau Authority.

- Council Post 2 – District 2 – Council Member William Jackson
- Appointed Mr. Jacob Poole to the Perry Planning Commission

7c. Mayor/Council Joint Appointments.

- Mayor Faircloth appointed Mr. William Jerles as his designee to the Perry-Houston County Airport Authority. Council Member Posey motioned to re-appoint Dr. Marshall Parker and Mr. Graham Lavender as the City's appointees and Mr. Arthur MacDonald as the swing appointment to Perry-Houston County Airport Authority. Council Jackson seconded the motion and it carried unanimously.
- Council Member Posey motioned to re-appoint Mr. Bob Lawson and Mr. Stephen Rodgers to the Perry Area Convention and Visitors Bureau Authority. Council Member King seconded the motion and it carried unanimously.
- Council Member Bynum-Grace motioned to re-appoint Mayor Faircloth and Council Member Posey to the Industrial Building Authority. Council Member King seconded the motion and it carried unanimously.

7d. Appointments to Housing Authority of the City of Perry.

Council Member King motioned to re-appoint Mr. Penrose Wolf as a commissioner to the Housing Authority of the City of Perry. Council Member Hunt seconded the motion and it carried unanimously.

Mayor Pro Tempore Walker motioned to re-appoint Ms. Charisse Neal as resident commissioner to the Housing Authority of the City of Perry. Council Member Jackson seconded the motion and it carried unanimously.

8. Approve continuation of existing employment contracts. Council Member King motioned to reaffirm continuation of existing employment contracts. Council Member Bynum-Grace seconded the motion and it carried unanimously.

9. Recognitions: Mayor James E. Faircloth, Jr.

Mayor Faircloth and Chief Lynn commended Officer Daniel Manly for outstanding service to disable citizen.

10. Citizens with Input.

Mr. Dean Silver, 101 Jarrett Court, asked Mayor and Council for a status update on the hiring of additional firefighters. Mayor Faircloth advised the Council is seeking revenue to fund the firefighters. Mr. Silver inquired if the City is planning on extending the natural gas service. Mayor Faircloth referred Mr. Silverman to Mr. Beecham to obtain the information requested.

Ms. Mildred McIntosh, 1123 Springdale Avenue, thanked Mayor and Council for their support of the Downtown Merchants Association.

11. Public Hearing: Mayor James E. Faircloth Jr.

PUBLIC HEARING CALLED TO ORDER AT 6:36 P.M. Mayor James E. Faircloth Jr. called to order a public hearing at 6:36 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).

- 11a. Petition for Rezoning and De-annexation Application No. R-13-06. Applicant, Chenelle Colon request to de-annex approximately 1.0 acres from City of Perry R-1, Single Family Residential District to Houston County R-1. The property is located at 117 Hill Road.

Staff Report: Director of Community Development Mike Beecham reviewed with Council the recommendation of the Perry Planning Commission to deny the de-annexation application submitted.

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

In Favor: Ms. Chenelle Colon spoke in favor of the de-annexation.

Opposed: None

- 11b. Petition for Re-zoning Application No. R-13-07. Applicant, Beckham Family Limited Partnership; Agent – Ed Beckham request to rezone 29.2 acres from City of Perry R-1, Single Family Residential to C-2, General Commercial District. The property is located at US Hwy 41 South and Greenwood Drive.

Staff Report: Director of Community Development Mike Beecham reviewed with Council the recommendation of the Perry Planning Commission to approve the application submitted with the following conditions: 1). 75ft undisturbed buffer abutting residential property and exposed portions of Briarcliff Road and Greenwood Drive; 2). Retaining walls if necessary on low part of land; 3). Three lots you own fronting on Greenwood Drive closet to US Hwy 41 south to be rezoned to C-2; the reminder of your lots fronting on Greenwood Drive are to remain R-1; 4). No driveway entry from Greenwood Drive or Briarcliff Road.

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

In Favor: Mr. Ed Beckham spoke in favor of the rezoning.

Opposed: Ms. Mildred McIntosh, 1123 Springdale Avenue; Ms. Dianne Bartlett, 1000 Greenwood Drive; Ms. Catherine Adams, 1019 Greenwood Drive and Ms. Gail Boehm, 1005 Briarcliff Road spoke in opposition of the rezoning.

Public Hearing Adjourned at 7:03 p.m. Mayor James E. Faircloth Jr. closed the public hearing at 7:03 p.m.

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

- 12a. Council Consideration – Minutes of December 2, 2013 work session meeting, December 3, 2013 pre council meeting, December 3, 2013 regular meeting and December 17, 2013 special meeting.

Council Bynum-Grace motioned to approve the minutes as submitted. Council Member King seconded the motioned and it carried unanimously.

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

13a. Mayor James E. Faircloth, Jr. - None

13b. Council/Manager/Attorney - None

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

14a. Matters referred from January 6, 2014 work session and January 7, 2014 pre council meeting. None

14b. Ordinances for First Reading and Introduction.

1. Pulled from the agenda, the City cannot rezone county property.
First Reading of an ordinance to rezone approximately 1.0 acres from City of Perry R-1, Single Family Residential District to Houston County R-1. The property is located at 117 Hill Road. *(No action required by Council).*
2. **First Reading** of an ordinance to de-annex approximately 1.0 acres from City of Perry R-1, Single Family Residential District to Houston County R-1. The property is located at 117 Hill Road. *(No action required by Council).*
3. **First Reading** of an ordinance to rezone 29.2 acres from City of Perry R-1, Single Family Residential to C-2, General Commercial District. The property is located at US Hwy 41 South and Greenwood Drive. *(No action required by Council).*

14c. Award of Bid(s):

1. Award of Bid No. 2014-02 Creekwood Drive Improvements. Mayor James E. Faircloth, Jr. presented for Council's consideration award of bid for Creekwood Drive improvements. Administration recommended to Council to accept the low bid of \$332,911.30 from LaClay Enterprises Inc. Council Member Posey motioned to accept the low bid of \$332,911.30 from LaClay Enterprises Inc. Council Member Bynum-Grace seconded the motion and it carried unanimously.
2. Award of Bid No. 2014-05 Rozar Park Tennis Center Demolition and Removal. Mayor James E. Faircloth, Jr. presented for Council's consideration award of bid for Rozar Park Tennis Center demolition and removal. Administration recommended to Council to accept the low bid of \$27,950.00 from Level Line Inc. Council Member Jackson motioned to accept the low bid of \$27,950.00 from Level Line Inc. Council Member Posey seconded the motion and it carried unanimously.
3. Award of Bid No. 2014-06 Public Safety Building Asphalt Shingle Roofing System. Mayor James E. Faircloth, Jr. presented for Council's consideration

award of bid for public safety building asphalt shingle roofing. Administration recommended to Council to accept the low bid of \$32,447.00 from Pittman Waller Roofing Company. Council Member Hunt motioned to accept the low bid of \$32,447.00 from Pittman Waller Roofing Company. Council Member King seconded the motion and it carried unanimously.

4. Consensus of Council to pull this agenda item - Bid No. 2014-10 Office Furnishings

15. Department Head Items.

Chief Gray provided updated travel information relative 117 Hill Road.

Chief Lynn addressed the freeze warning and shelters that would be available to the public.

Ms. Bass introduced Ms. Catherine Edgemon, the new Main Street Coordinator.

Mr. Beecham advised there were 115 permits pulled for 2013; 118 permits were pulled 2012.

Ms. King – No report.

16. Council Member and General Public Items.

Council Member Hunt thanked everyone.

Council Member Bynum-Grace thanked the constituents for another four years.

Council Member Posey stated he would continue to work hard for the City.

Mayor Pro Tempore Walker thanked his constituents and look forward to the next four years.

Council Member Jackson advised the City has a lot to accomplish.

Council Member King advised he looks forward to working together.

City Attorney David Walker – No report

City Manager Lee Gilmour – No report

17. Mayor Items.

Mayor Faircloth shared his priorities for the City and advised the animal shelter will be addressed at Council's next meeting.

Mayor Faircloth entertained a motion to enter into Executive Session.

18. Executive Session entered at 7:25 p.m.: Council Member King moved to adjourn the regular meeting and enter into Executive Session for the purpose of personnel, real estate acquisition and litigation. Council Member Jackson seconded the motion and it carried unanimously.

19. Executive Session adjourned; Council regular meeting reconvened. Council adjourned the Executive Session held January 7, 2014 and reconvened into the council regular meeting.
20. Adopted Resolution No. 2014-01 stating purpose of Executive Session held January 7, 2014 was to discuss personnel, real estate acquisition and litigation. Mayor Pro-Tempore Walker moved to adopt a resolution stating the purpose of the Executive Session held on January 7, 2014 was to discuss personnel, real estate acquisition and litigation. Council Member Posey seconded the motion and it carried unanimously. (*Resolution 2014-01 has been entered in the City's official book of record*).
21. Adjournment: There being no further business to come before Council in the reconvened meeting held January 3, 2012 Council Member Bynum-Grace motioned to adjourn the meeting at 7:45pm. Council Member Hunt seconded the motion and it carried unanimously.