

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
June 4, 2013

1. Call to Order: Mayor James E. Faircloth, Jr., Presiding Officer called to order the regular meeting of the Perry City Council held June 4, 2013 at 6:01pm.

2. Roll:

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

Elected Officials Absent: Riley Hunt.

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

City Departmental Staffing: Fire Chief Joel Gray – Perry Fire and Emergency Services, Chief Steve Lynn – Perry Police Department, Mike Beecham – Director of Community Development, Rick Kilgore – Director of Department of Recreation, Brenda King – Director of Administration, Mary Beth Bass – Director of Economic Development and Christine Sewell – Recording Secretary.

Guests: Penrose Wolf, Vickie Graham, Lindsey Bailey, Mr. Rowell, Davis Cosey, Mr. & Mrs. Walton Wood, Mr. & Mrs. Bill Loudermilk, Ed Beckham, James Joyner, Mark Byrd, Sgt. Michael Hamsley, Kelly Hamsley, Capt. Heath Dykes, Lt. James Buck, Jacob Laster, Jimmy Jones IV, Detective Jason Jones, Officer Nash Chapman, Cpl. Justin West, Detective Tom Daly, Officer Nick Boutwell, and Deputy Fire Chief Dave Stanton.

Press/Media: Ms. Jessica Clark – Houston Home Journal and Ms. Sarah Joiner - ComSouth

3. Invocation and Pledge of Allegiance to the Flag: Rev. Willie King of Faith Bible Fellowship Church led the invocation and Council Member Walker led the pledge of allegiance to the flag.

4. Presentation(s) / Appearance(s):

* Presentation to Artisan Center – Mayor Faircloth

Mayor Faircloth presented to Mr. & Mrs. Bill Loudermilk of the Georgia Artisan Center a donation from the net proceeds from the recent City event “Affair on the Square”.

* Sgt. Michael Hamsley, 35 years of service – Chief Steve Lynn

Chief Lynn congratulated and presented Sgt. Hamsley his (35) years of service pin and thanked him for his years of service to the City. Mayor Faircloth, along with Council congratulated and thanked Sgt. Hamsley for his years of service.

* Introduction of new Police Officers – Chief Steve Lynn

Chief Lynn introduced two new officers to the force, Jimmy Jones IV and Jacob Laster. Mayor Faircloth welcomed them to the City and also had the numerous Police Department Staff present introduce themselves and state their time with the City. Mayor and Council thanked all staff for their service and commitment to the City.

Chief Joel Gray introduced Deputy Fire Chief Dave Stanton; Mayor and Council welcomed Chief Stanton to the City.

* Mr. Penrose Wolf – Financial status of City of Perry Housing Authority

Mr. Wolf, Chairman of the City of Perry Housing Authority reviewed with Council the current financial status of the Perry Housing Authority. Mr. Wolf noted much of the funding comes from HUD and with recent sequestration cuts reserve funds had been utilized. This trend is expected to continue, but the Authority projects it can continue to operate without funds from HUD for another two years. Mr. Wolf thanked Mayor and Council for their continued support and would keep them up to date as information was received.

Mr. James Joyner, City of Perry Housing Authority Executive Director provided a brief statistical background of the residents the housing authority serves and also reiterated the cuts from HUD and advised it is expected housing authorities' to convert to Section 8 rental assistance properties, which will de-regulate the housing authority and bring forth changes in rental charges to fair market value, etc. On conclusion Mr. Joyner advised the housing authority was diligent in keeping up reserves and would continue to do so. As a side note, Mr. Joyner advised a current resident Mr. Timothy Harper received a \$1,250 scholarship from the Georgia Public Housing Authority Commission.

Council Member Walker inquired if it was the perception that HUD was intentionally not providing funds so that the authorities' current reserves would be depleted; Mr. Joyner agreed.

Mayor Faircloth inquired if rental charges would be at current market rates if the Authority became Section 8 housing, where will residents that cannot afford it go; Mr. Joyner advised at this point in time this is still an unknown and classes are being held through out the State with the Public Housing Authority of Georgia, but it's possible rental assistance funding would be provided.

5. Citizens with Input: Mr. Davis Cosey addressed Council for the need and consideration of funding for the animal shelter. FOPAS (Friends of Perry Animal Shelter) over the years has provided and enhanced the current facility, but more needs to be done. Mr. Cosey requested of Council to consider making the shelter a priority in improving the current facility.

* Mayor Pro Tempore Posey left at 6:42pm.

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

The purpose of this Public Hearing is 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).

Mayor Faircloth opened the public hearing at 6:44pm.

- 6a. Petition for Rezoning and Annexation Application No R-13-02. Applicant(s), Robert S. Carter and Janet H. Carter request to rezone and annex approximately 1.748 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-1, Single Family Residential District. The property is located on Tucker Road.

Mr. Beecham advised the Perry Planning Commission recommended approval of the application and it is the intention of the applicants' to build a home on the site and due to the acreage requirement from Houston County a well cannot be placed, so the request is so they can tie into City's water and sewer services.

Mayor Faircloth called for anyone to speak in favor or opposition of the request; there was none.

- 6b. Petition for Rezoning and Annexation Application No R-13-03. Applicant(s), City of Perry request to rezone and annex approximately 0.58 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-3, Multi-Family Residential District. The property location is Pebble Creek Subdivision – Hwy 41 South.

Mr. Beecham advised the property for the Pebble Creek subdivision had been annexed into the City in 2005, however at the time Houston County asked that the forty foot strip as part of the current request remain in the County so as not to create an unincorporated island. The annexation is being brought forth on the request of the Houston County Tax Commissioner to enable an easier sale as the property is currently slated for an upcoming tax sale.

Mayor Faircloth called for anyone to speak in favor or opposition of the request; there was none.

- 6c. Public Hearing for FY 14 Operating Budget for the City of Perry.

Mr. Gilmour provided a summary of the proposed FY 2014 budget. Mayor Faircloth called for anyone to speak in favor or opposition; there was none.

Mayor Faircloth advised there will be an additional hearing for the budget on June 11, 2013 with the adoption of the final budget on June 18, 2013 and encourages citizen participation.

There being no further comments the public hearing was closed at 6:52pm.

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

- 7a. Council Consideration – Minutes of May 20, 2013 work session, May 21, 2013 pre council meeting and May 21, 2013 council meeting.

Council Member Bynum Grace motioned to approve the minutes as submitted; Council Member King seconded; all in favor and was unanimously approved.

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

8a. Ordinance(s) for Second Reading and Adoption.

1. **Second Reading** of an ordinance to rezone approximately 46.06 acres to change the PUD standards. The property is located in Washington Place Subdivision.

Adoption of Ordinance No. 2013-11 approving the rezoning of approximately 46.06 acres to change the PUD standards. The property is located in Washington Place Subdivision. Council Member Bynum-Grace made a motion to approve the rezoning of approximately 46.06 acres to change the PUD standards. The property is located in Washington Place Subdivision; Council Member King seconded; all in favor and was unanimously approved. (*Ordinance No. 2013-11 has been entered into the City's official book of record*).

8b. Alcohol License(s) for Second Reading and Adoption:

1. **Second Reading:** Application for 2013 Beer/Wine/Mixed Drinks Consumed on premises for new owner of Houston Lake Country Club located at 100 Champions Way. Applicant's name is Mark S. Byrd; license name will be Byrd & Company, LLC D/B/A Houston Lake County Club.

Council approved application for 2013 Beer/Wine/Mixed Drinks consumed on premises for new owner of Houston Lake Country Club located at 100 Champions Way. Applicant's name is Mark S. Byrd, license name will be Byrd & Company, LLC D/B/A Houston Lake County Club. Mayor Faircloth gave the second reading of application for 2013 Beer/Wine/Mixed Drinks Consumed on premises for new owner of Houston Lake Country Club located at 100 Champions Way. Applicant's name is Mark S. Byrd, license name will be Byrd & Company, LLC D/B/A Houston Lake County Club. Council Member Walker motioned to approve the application as submitted; Council Member King seconded; all in favor and was unanimously approved.

Mr. Mark Byrd thanked City staff for the smooth application process and looks forward to continuing to serve the community.

9. Any Other Old Business Matters:

9a. Mayor James E. Faircloth, Jr. – None

9b. Council/Manager/Attorney – None

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

10a. Matters referred from the June 3, 2013 work session and June 4, 2013 pre council meeting.

1. **First Reading** of an ordinance to amend Code Section 3-51 (e): A license eligible for parts (a), (b), (c) or (d) or any combination thereof this section shall not be charged for the caterers' alcoholic beverage license. (*No action required by Council*).

2. Approval of Walker Farm Asphalt Patching

Mr. Gilmour advised as discussed in pre Council meeting the Walker Farm subdivision will require some asphalt patching prior to resurfacing and Administration recommends the low bidder LeClay Construction, Inc. in the amount of \$10,113.00, which will be paid from the letter of credit called from the developer.

Council Member Walker motioned to approve the Walker Farm Asphalt patching with bid being awarded to LeClay Construction, Inc. in the amount of \$10,113.00; Council Member Jackson seconded; all in favor and was unanimously approved.

10b. Ordinance(s) for First Reading and Introduction.

Mayor Faircloth read the following ordinances for first reading and introduction:

1. **First Reading** of an ordinance to rezone approximately approximately 1.748 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-1, Single Family Residential District. The property is located on Tucker Road. *(No action required by Council).*
2. **First Reading** of an ordinance to annex approximately 1.748 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-1, Single Family Residential District. The property is located on Tucker Road. *(No action required by Council).*
3. **First Reading** of an ordinance to rezone approximately 0.58 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-3, Multi-Family Residential District. The property location is Pebble Creek Subdivision – Hwy 41 South. *(No action required by Council).*
4. **First Reading** of an ordinance to annex approximately 0.58 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-3, Multi-Family Residential District. The property location is Pebble Creek Subdivision – Hwy 41 South. *(No action required by Council).*
5. **First Reading** of an ordinance amending the Perry Code by adding a new Sec. 17-63 - Resisting, interfering with officers. *(No action required by Council).*
6. **First Reading** of an ordinance amending the Perry Code by deleting Sec. 17-54(a) in its entirety and adding a new Sec. 17-54(a). *(No action required by Council).*
7. **First Reading** of an ordinance adopting FY 14 Operating Budget for the City of Perry.

10c. Memorandum of Understanding for City of Perry Hafley Park Garden.

Mr. Gilmour provided a memorandum of understanding for the former City recycling center which will be maintained by the State of Georgia Extension Office and the

Master Gardeners of Central Georgia to operate a garden for educational purposes. Council Member King motioned to approve the Memorandum of Understanding for the City of Perry Hafley Park Garden; Council Member Jackson seconded; all in favor and was unanimously approved.

- 10d. Memorandum of Agreement City of Perry and Georgia Department of Transportation for lighting maintenance.

Mr. Gilmour advised the agreement is standard procedure for the project which is funded by a federal grant for the Commerce Street project and is a fifty year agreement. Council Member Walker motioned to approve the Memorandum of Agreement between City of Perry and Georgia Department of Transportation for lighting maintenance; Council Member King seconded; all in favor and was unanimously approved.

11. Department Head Items.

Mr. Beecham advised Community Development issued (10) new single family permits for May; (111) fiscal year to date and (110) total for the previous fiscal year.

Mr. Kilgore advised summer camp has started; basketball camp runs June 24th thru June 27th, and on June 15th Parks & Recreation and the Exchange Club will be hosting a disc golf tournament.

Ms. Bass reminder of the Downtown Merchants Association summer launch block party on June 7th at 6pm. DDA will hold their budget meeting on June 11th at 5pm.

12. Council Member and General Public Items – None

13. Mayor Items. - reminder of budget hearing on June 11th at 5pm.

14. Adjourn: There being no further business to come before Council, Mayor Faircloth adjourned the June 04, 2013 Council meeting at 7:08pm.