

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
September 2, 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 September 2, 2014 at 6:08 pm.

2. Roll.

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

Elected Official Absent: None

Staff: Lee Gilmour - City Manager, David Walker - City Attorney and Recording Clerk - Cyndi Houser.

City Departmental Staffing: Brenda King – Director of Administration, Michael Beecham – Director of Community Development, Captain Heath Dykes – Perry Police Department and Chief Joel Gray – Fire and Emergency Services Department.

Guest(s) and Visitors: Catherine Edgemon – Main Street Coordinator, Bill O’Neal, Darlene McClendon – Perry Chamber of Commerce and Susan Scragg.

Media: Mr. Don Moncrief – Houston Home Journal and Mr. Cody Wetherington – ComSouth 100.

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

4. Appointment: Mayor James E. Faircloth, Jr.

Perry Housing Authority Chairman Penrose Wolf advised that LeAnn Tuggle has agreed to serve as a commissioner on the Perry Housing Authority Board provided Council approves the appointment. Council Member Bynum-Grace moved to approve the appointment of Ms. LeAnn Tuggle as a commissioner to the Perry Housing Authority Board; Council Member Jackson seconded and it carried unanimously.

5. Remarks of Citizens: None

6. Appearance(s): Mr. Todd Surbert was scheduled to appear regarding an appeal for the refund of a fee based on discrimination. Mr. Gilmour advised Council Mr. Surbert was unable to get off work. Mr. Surbert will be notified of a new date.

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

- 7a. Council Consideration – Minutes of August 14, 2014 special meeting, August 18, 2014 work session, August 19, 2014 pre council meeting, and August 19, 2014 council meeting.

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

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

- 7a. Mayor James E. Faircloth, Jr. - None
7b. Council/Manager/Attorney - None

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

- 9a. Matters referred from September 2, 2014 pre council meeting. None

- 9b. Alcohol License for First Reading and Introduction: Mayor James E. Faircloth, Jr.

1. **First Reading:** Application for Alcohol Wine Packaged to Go for new location, 1301 Forest Hill Drive for farm winery Coffee Cup-Red Barn Vineyards, Inc. Applicant name is Martin G. Myers. *(No action required by Council)*

- 9c. Ordinance(s) for First Reading and Introduction:

1. **First Reading** of an ordinance establishing City Clerk position. *(No action required by Council)*

This ordinance will separate the duties of City Clerk from the City Manager. Mayor Faircloth reminded Council this was discussed during the budget process and was adopted as a part of this year's budget.

2. **First Reading** of an ordinance amending the Perry Code by adding the following definitions to Sec. 3-1, Commissioner and Farm Winery; and adding a new Article III – Farm Wineries and wine Tasting. *(No action required by Council)*

State law requires land use to be addressed. The Perry Planning and Zoning is addressing this concurrently and this ordinance is a part of the process.

- 9d. Award of Bid(s).

1. Bid No. 2015-02 Third Street Improvements

Awarded Bid No. 2015-02 Third Street Improvements to LaClay Construction, Inc. Mayor Faircloth presented for Council's consideration bids for intersection improvements at Third Street and Main Street including removal of existing paving, grading, storm drainage, sidewalk and striping. Staff recommendation to Council to award the bid to low bidder LaClay Construction, Inc. for \$260,377.45. Funding for the improvements will come from 2012 SPLOST. Council Member Hunt motioned to award the bid to low bidder LaClay Construction, Inc. in the

amount of \$260,377.45. Council Member King seconded the motion and it carried unanimously.

2. Perry Arts Center Irrigation installation.

Mr. Gilmour stated proposals were obtained from several vendors to install an irrigation system at the Perry Arts Center. Administration recommended accepting the proposal from Paulk Landscaping and Nursery in the amount of \$8,860.00. This project will be funded from the 2012 SPLOST. Council Member King motioned to accept the proposal from Paulk Landscaping and Nursery to install an irrigation system at the Perry Arts Center for \$8,860.00. Council Member Jackson seconded the motion and it carried unanimously.

3. Consider proposal for design/build services improvements at the Perry Arts Center.

Mr. Gilmour advised Council that proposals were solicited for major improvements at the Arts Center to include remodeling the restrooms and expanding the Community Room. Only two proposals were received with a wide disparity in costs. Administration recommended rejection of both bids and requested authorization to hire an architect to prepare specifications in order to re-bid the project. Mayor Pro Tempore Walker moved to reject both bids and authorize the hiring of an architect to prepare standard specifications in order to re-bid the project. Council Member King seconded the motion and it carried unanimously.

9e. Consider authorization to go to bid for installation of security fencing at Evergreen Cemetery.

Mr. Gilmour stated that due to recent vandalism and theft at the Evergreen Cemetery, the Administration obtained recommendations from GMA Cemetery Association. Their recommendation was to install a security fence around the cemetery. Administration requested authorization to obtain bids for fencing three sides of the cemetery and bring the bids back to Council for their consideration. Council Member King moved to authorize the Administration to obtain bids for the installation of security fencing at Evergreen Cemetery. Council Member Jackson seconded and it carried unanimously.

9f. Main Street Buzzard Drop

1. Request of city services for the Main Street Buzzard Drop
2. Approve special event alcoholic beverages permit license application for the main Street Buzzard Drop

Ms. Susan Scragg, President of Main Street Inc., spoke on behalf of Main Street requesting the use of certain city services during the Buzzard Drop scheduled for December 31, 2014 and for approval of the special event alcoholic beverages permit license application for the same event. Council had no questions for Ms. Scragg. Mayor Faircloth entertained a motion to vote on both items at the same time. Mayor Pro Tempore Walker motioned to approve the request for certain city services as submitted and to approve the special event alcoholic beverages permit license application. Mr. Hunt inquired about the monetary effect of this request on the budget.

Mr. Gilmour stated that Council approved an appropriation of \$5,000 for this event in the FY15 budget. Ms. Bynum-Grace seconded the motion and it carried unanimously.

10. Department Head Items.

Ms. King and Captain Dykes – no reports

Chief Gray reported the final inspection of the fire truck will take place at the factory in Minnesota. The department has been watching its build progress online as well as receiving e-mail updates. After the final inspection, it will be driven from the plant to Perry as a method of breaking in the motor and transmission and checking for any problems. Once it arrives, there will be 3-days of training.

Mr. Beecham reviewed a Council discussion of sending out notices by both certified and regular mail. The department has found that sending notices out by certified mail will slow down the process because of the wait time for the rejection notice which can be up to 15 days. Many of the notices are sent to repeat offenders. Mr. Beecham stated that they now send it certified using e-certified and tracking it on the web page which speeds up the process as the information can be printed out. City Attorney Walker noted this should satisfy as an attempt to notify a code violator.

11. Council Member and General Public Items. No reports from Council, Mr. Gilmour and Attorney Walker.

General Public – None

12. Mayor Items.

Mayor Faircloth shared the following

- Walk with Mayor and Council, Monday, September 22nd, 5:30 pm, in the Highlands Ranch Subdivision
- September 26th, Perry will be participating in a Triple Ribbon Proclamation signing at the base.

Mayor Faircloth entertained a motion to enter into Executive Session for the purpose of personnel and real estate acquisition.

13. Executive Session entered into at 6:37 p.m. Council Member Hunt moved to adjourn the regular meeting and enter Executive Session for the purpose of personnel and real estate matters. Council Member King seconded and it carried unanimously.

14. Executive Session adjourned; Council regular meeting reconvened at 7:10 pm. Council adjourned the Executive Session held September 2, 2014 and reconvened into the council regular meeting

15. Adopted Resolution No. 2014–36: Stated purpose of Executive Session held on September 2, 2014 was to discuss personnel and real estate matters. Council Member Bynum-Grace moved to adopt a resolution stating the purpose of the Executive Session held on September 2, 2014 was to discuss personnel and real estate matters. Mayor Pro Tempore Walker seconded the

motion and it carried unanimously. (*Resolution 2014-36 has been entered in the City's official book of record*).

16. Adjournment: There being no further business to come before the Council in the reconvened meeting held September 2, 2014, Council Member Jackson motioned to adjourn the meeting at 7:10 p.m. Council Member King seconded the motion and it carried unanimously.