

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
October 15, 2013
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 October 15, 2013 at 6:05 p.m.

2. Roll.

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

Elected Official(s) Absent: None.

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

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

Guests/Speakers: Rev. John Lehenbauer, Mr. and Mrs. Alton Dykes, Aliray Dykes, Trevor Dykes, Captain Heath Dykes, Captain Bill Phelps, Lts. James Buck, Ken Ezell and David Hill, Sgt. Brian Mixon, Detectives James Jones and Tom Daly, Cpls. Justin West and Craig Fowler, Patrolmen T. Larrauri and N. Chapman, Officers J. Laster and Jimmy Jones, Investigator Quridsha Gilliam, Ms. Gail Price, Mr. Walton Wood, Mr. Kenna Scragg and Ms. Susan Scragg.

Press/Media: Ms. Shantika Ogletree - ComSouth 100.

3. Invocation and Pledge of Allegiance to the Flag: Rev. John Lehenbauer of Christ Lutheran Church gave the invocation and Mr. Randall Walker led the pledge of allegiance to the flag.

4. Recognition of Captain Heath Dykes for 20 years of service – Chief Steve Lynn.

Chief Lynn presented a pin to Captain Dykes for 20 years of service to the City of Perry Police Department. Captain Dykes introduced his parents, Alton and Vickie Dykes and his children AliRae and Trevor. Mrs. Dykes was unable to attend due to illness. Chief Lynn, Mayor Faircloth and Council congratulated Captain Dykes for his accomplishments and years of service.

5. Citizens with Input. None.

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

- 6a. Council Consideration – Minutes of September 30, 2013 work session, October 1, 2013 pre council meeting and October 1, 2013 council meeting.

Council Member Hunt motioned to approve the September 30, 2013 work session minutes. Council Member Jackson seconded the motion; motion carried unanimously.

Council Member Jackson motioned to approve the October 1, 2013 pre council minutes. Council Member Walker seconded the motion; motion carried unanimously.

Council Member King motioned to approve the October 1, 2013 council minutes. Council Member Hunt seconded the motion; motion carried unanimously.

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

- 7a. Ordinance(s) for Second Reading and Adoption.

1. **Second Reading** of an ordinance to rezone approximately 1.44 acres from City of Perry IN, Institutional District to R-3, Multi Family Residential District. The property is located at 1115 Forest Street.

Adoption of Ordinance No. 2013-24 amending the Perry Code to rezone 1.44 acres from City of Perry IN, Institutional District to R-3, Multi Family Residential District
Council Member Bynum-Grace made a motion to adopt this ordinance and Council Member Hunt seconded the motion; all in favor and carried unanimously.
(Ordinance 2013-24 has been entered in the City's official book of record).

2. **Second Reading** of ordinance amending the Perry code by deleting Sec. 15-53 – Collection of tax by lodging provider and adding a new Sec. 15-53.

Adoption of Ordinance No. 2013-25 amending the Perry Code by deleting Sec. 15-53- Collection of tax by lodging provider and adding a new Sec. 15-53. Council Member Walker made a motion to adopt this ordinance and Council Member Jackson seconded the motion; all in favor and carried unanimously. *(Ordinance 2013-25 has been entered in the City's official book of record).*

- 7b. Mayor James E. Faircloth, Jr. – No report

- 7c. Council/City Manager/Attorney – No report

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

- 8a. Matters referred from the October 15, 2013 pre council meeting.

Mayor Pro Tempore Joe Posey presented a request from Bay Creek Plantation developers to create a covenant for two (2) parcels within the development that would allow hunting. The developers had appeared before a previous work session with this request. After a short discussion, Council Member Walker moved to deny the request;

Council Member Hunt seconded and all in favor with Council Member Bynum-Grace abstaining.

8b. Consider approval for special event alcohol permit and certain street closures for the New Year's Eve Buzzard Drop celebration.

Ms. Susan Scragg of Main Street Advisory Board explained alcohol will be served from 9 pm-12:30 am for the New Year's Eve celebration. In addition need some of the streets around the Courthouse would need to be blocked off from 9 pm – 12:30 am prior to the countdown of the Buzzard Drop. Council asked about the placement of the stage and how it would affect street closures; Ms. Mary Beth Bass stated this item will be discussed at the next Buzzard Drop meeting. Mayor Pro Tempore Posey moved to approve the special alcohol permit and closure of certain streets during the Buzzard Drop Celebration; Council Member Walker seconded and it passed unanimously.

9. Department Head Items.

Chief Lynn advised Council of the dedication of the sign at the Potter Training Center, 261 Toomer Road, on October 22, 2013 at 3 pm.

Chief Gray reminded Council of Davis Farm Fire Station dedication ceremony on October 26, 2013 at 2:00 pm. and promotion. Invitations have been sent out to elected officials and area subdivisions are being notified this week.

Mr. Beecham – Energy loan funds of approximately \$30,000 are available. There were no responses from the first direct mailing done through the power companies and not enough monies available to do. Mr. Beecham advised the information is already posted on line and in the newsletter, but referrals are welcome. Applicants will need to come into Community Development to complete the application. These loans are on a first-come, first-served basis for upgrading appliances.

Ms. Bass reminded Council of the Perry Music Festival committee wrap-up meeting Thursday and City staff meeting Friday morning; James Farmer's grand opening and ribbon cutting Wednesday at 4 pm hosted by the Chamber of Commerce; Business After Hours will be held at Houston Lake Country Club hosted by Robins Regional and Perry Chamber of Commerce on October 24, 2013 at 5:30 pm.

Ms. King advised that property tax billings went out to the public this week.

10. Council Member and General Public Items. Council Members King, Jackson, Walker, Posey and Bynum-Grace did not have any reports. Council Member Hunt thanked the Police and Fire Departments for their assistance during the National Fair noting there were almost 450,00 people in attendance.

Mr. Gilmour and City Attorney David Walker did not have any reports.

11. Mayor Items.

Mayor Faircloth:

Reminded the public that no City election was held because no challengers filed during qualification week and no write-ins qualified. In this situation, State law presumes that the candidates vote for themselves and therefore are elected to another term. With no election, this was a considerable savings to the City.

Mayor Faircloth entertained a motion to enter into an executive session for real estate matters.

12. Executive Session entered at 6:30 pm.: Council Member King moved to adjourn the regular meeting and enter into Executive Session for the purpose of real estate matters. Council Member Hunt seconded the motion and it carried unanimously.
13. Executive Session adjourned; Council regular meeting reconvened. Council adjourned the Executive Session held October 15, 2013 and reconvened into the Council regular meeting.
14. Adopted Resolution No. 2013-46 stating purpose of Executive Session held October 15, 2013 was to discuss real estate. Council Member Jackson moved to adopt a resolution stating the purpose of the Executive Session held on October 15, 2013 was to discuss real estate. Council Member Walker seconded the motion and it carried unanimously. (*Resolution 2013-46 has been entered in the City's official book of record*).
15. Adjournment: There being no further business to come before Council in the reconvened meeting held October 15, 2013, Mayor Faircloth motioned to adjourn the meeting at 7:50 pm. Council Member Walker seconded the motion and it carried unanimously.