

**MINUTES**  
**REGULAR MEETING OF THE PERRY CITY COUNCIL**  
July 21, 2015  
**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 July 21, 2015 at 6:00 p.m.

2. Roll.

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

Elected Official(s) Absent: None

Staff: City Manager Lee Gilmour, City Attorney David Walker, Catherine Edgemon – Main Street Coordinator and Recording Clerk, Cyndi Houser

City Departmental Staffing: Chief Steve Lynn – Perry Police Department, Battalion Chief Kirk Crumpton-Fire and Emergency Services Department, Michael Beecham - Community Development Director, Decius Aaron – Director of Public Works Department, Mr. Kevin Dye – Director Department of Leisure Services, Ms. Brenda King – Director of Administration and Mr. Robert Smith – Director of Economic Development.

Guest(s)/Speakers: Mr. Tommy Long, Mr. Mike Daley, Ms. Jodi Daley, Mr. Neil Cowan, Mr. Mike Vinson, and Ms. Faye Harper.

Media: Kelly McWilliams – Channel 100; Wayne Crenshaw – Macon Telegraph

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

4. Appointment(s) to Boards/Commissions/Authorities: Mayor James E. Faircloth, Jr.

- Perry Public Arts Commission – Appointment still pending

5. Citizens with input:

Mr. Tommy Long, 1024 Ball Street, expressed his concerns with the Farmers' Market particularly that some of the vendors are blocking his tenant. He noted this has affected the tenant's sales and wanted Council to be aware of the situation.

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

PUBLIC HEARING CALLED TO ORDER AT 6:05 P.M. Mayor James E. Faircloth Jr. called to order a public hearing at 6:05 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. Petition for Re-zoning and Annexation Application No. R-15-03. Applicant, Gary Burks, requests to rezone and annex 5.0 acres from Houston county R-AG, Residential Agricultural District to City of Perry R-1, Single Family Residential District. The property is located at 2051 Hwy 341 South.

Staff Report: Mr. Beecham reviewed the background for the re-zoning and annexation. The petition was reviewed by the Perry Planning Commission and they recommended approval.

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

In Favor: None.

Opposed: None

Public Hearing Closed at 6:09 p.m. Mayor James E. Faircloth Jr. closed the public hearing at 6:09 p.m.

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

- 7a. Council's Consideration – Minutes of the July 6, 2015 work session, July 7, 2015 pre council meeting, July 7, 2015 council meeting, and July 9, 2015 called meeting.

Mayor Pro Tempore Bynum-Grace moved to accept the minutes of the July 6, 2015 work session, June 7, 2015 pre council meeting, June 7, 2015 council meeting, and June 9, 2015 called meeting. Council Member Jones seconded the motion and it carried with Council Member King abstaining for the July 9, 2015 meeting because he was absent.

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

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

1. **Second Reading** of an ordinance to rezone 5.97 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-3, Multi-Family Residential District. The property is located on Wingfield Way.

Adopted Ordinance 2015-14 rezoning 5.97 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-3, Multi-Family Residential District. The property is located on Wingfield Way. Mayor Pro Tempore Bynum-Grace moved to adopt the ordinance as submitted. Council Member Jackson seconded the motion and it carried unanimously. (*Ordinance 2015-14 has been entered in the City's official book of record.*)

2. **Second Reading** of an ordinance to annex 5.97 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-3, Multi-Family Residential District. The property is located on Wingfield Way.

Adopted Ordinance 2015-15 annexing 5.97 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-3, Multi-Family Residential District. The property is located on Wingfield Way. Council Member King moved to adopt the ordinance as submitted. Council Member Walker seconded the motion and it carried unanimously. (*Ordinance 2015-15 has been entered in the City's official book of record.*)

3. **Second Reading** of an ordinance amending Sec. 18-5 of the Perry Code by adding *Hill Road*, from S.R. 11 to Tucker Road a distance of 0.50 mile.....35 mph.

Adopted Ordinance 2015-16 amending Sec. 18-5 of the Perry Code by adding Hill Road, from S.R. 11 to Tucker Road a distance of 0.50 mile...35 mph. Council Member Hunt moved to adopt the ordinance as submitted. Council Member King seconded the motion and it carried unanimously. (*Ordinance 2015-16 has been entered in the City's official book of record.*)

4. **Second Reading** of an ordinance amending the Perry Code by deleting Article XIII of Chapter 15 – Coin Operated Amusement Machines in its entirety and adding a new Article XIII to Chapter 15.

Adopted Ordinance 2015-17 amending the Perry Code by deleting Article XIII of Chapter 15 – Coin Operated Amusement Machines in its entirety and adding a new Article XIII to Chapter 15. Council Member Jones moved to adopt the ordinance as submitted. Attorney Walker stated the ordinance now conforms to state law. Council Member King seconded the motion and it carried unanimously. (*Ordinance 2015-17 has been entered in the City's official book of record.*)

5. **Second Reading** of an ordinance amending the Perry Code by adding a new Sec. 17-64 – Disorderly Houses.

Adopted Ordinance 2015-18 amending the Perry Code by adding a new Sec. 17-64 – Disorderly Houses. Council Member Willie King moved to adopt the ordinance as submitted. Council Member Walker seconded the motion and it carried unanimously. (*Ordinance 2015-18 has been entered in the City's official book of record.*)

- 8b. Perry Main Street items for consideration: (***Tabled at the June 23<sup>rd</sup> Council meeting.***)
  - Approval to change the operational hours of the Perry Farmers' Market
  - Approval of the Perry Farmers' Market contract

Ms. Edgemon presented a recommendation from the Perry Main Street Board that the operating hours of the market be changed from 8 am-Noon to 8 am to 1 pm with the vendors vacating completely by 2 pm. It was further recommended the contract include the provision that the location of the market will be moved to Jernigan Street beginning the first weekend in October. Council Member Walker moved to approve the change in the Farmers' Market operating hours and the contract be approved with the provision

that the location will be moved to Jernigan Street beginning the first weekend in October. Council Member King seconded the motion and it carried unanimously.

9. Any Other Old Business Matters: Mayor James E. Faircloth, Jr.

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

9b. Council Members - None

9c. City Manager Lee Gilmour - None

9d. City Attorney David Walker - None

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

10a. Matters referred from June 15, 2015 work session and June 16, 2015 pre council meeting.

1. **First Reading** of an ordinance to amend the FY 16 operating Budget. *(No action required by Council).*

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

1. **First Reading** of an ordinance to rezone 5.0 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-1, Single Family Residential District. The property is located at 20151 Hwy 341 South. *(No action required by Council.)*

2. **First Reading** of an ordinance to annex 5.0 acres from Houston County R-AG, Residential Agricultural District to City of Perry R-1, Single Family Residential District. The property is located at 2015 Hwy 341 South. *(No action required by Council.)*

10c. Resolutions for Consideration and Adoption:

1. Resolution appointing the City Clerk

Adopted Resolution No. 2015-44 appointing Annie Warren as City Clerk. Council Member Hunt moved to adopt Resolution No. 2015-44 appointing Annie Warren as City Clerk. Council Member Jones seconded the motion and it carried unanimously.

10d. Award of Bid(s):

1. Consider award of bids for mowing services. Mr. Aaron presented the results of bidding for services for Creekwood Park (except for the ball fields), Rozar Park (except for the ballfields) and Winchester Circle greenspace. Mr. Aaron recommended the low bidders as follows: River Front Landscaping for Creekwood Park at \$546/month and \$6,552 annually; Tuff Dog for Rozar Park at \$1,490/month and \$17,880 annually and E&K Lawn, LLC for Winchester Circle at \$80/month and

\$960/year. Council Member Walker motioned to accept the low bids of River Front Landscaping for Creekwood Park at \$546/month and \$6,552 annually; Tuff Dog for Rozar Park at \$1,490/month and \$17,880 and E&K Lawn, LLC for Winchester Circle at \$80/month and \$960 annually. Council Member King seconded the motion and it carried unanimously.

2. Replacement of the police department HVAC unit. Bids were received from two (2) vendors to replace the 20 year old unit servicing the front portion of the Public Safety Building. The department recommended the low bid of \$15,248 from Hoke's Heating and Air for a single circuit unit, but noted they also presented a bid for a dual Circuit for \$18,051 which would save energy. Council Member King motioned to accept the bid for a dual circuit system based on obtaining more information regarding the energy savings for this system, but authorizing a single circuit if the savings were not significant. Council Member Walker seconded the motion and it carried unanimously.
3. Award Bid No. 2015-31 Aerator replacement at Water Treatment Plant No. 2. Mr. Aaron provided information on the condition of one of the two aerators at Water Treatment Plant No. 2. The aerator has been repaired many times and now needs to be replaced. The department recommended approval of the the low bid from Schmidt Environmental, Auburn, Alabama for \$146,200. The monies from SPLOST 12 will be used to cover the cost. Council Member Hunt motioned that the low bid of \$146,200 from Schmidt Environmental, Auburn, Alabama be approved to replace an aerator at Treatment Plant No. 2. Council Member King seconded the motion and it carried unanimously.

10e. Approve JONG financing agreement.

1. Mayor Faircloth stated the agreement with JONG is a financial agreement authorizing the construction of 800 feet of gas lines for the new Kumho plant located in the Sofkee Industrial Park. Each city in the partnership must independently approve the agreement which will be a fixed rate loan for 5 years although it will be amortized over fifteen (15) years. Council Member King moved to approve the financial agreement with JONG for the construction of 800 feet of gas lines in Sofkee Industrial Park subject to review by the City Attorney. Council Member Jones seconded the motion and it carried unanimously.
2. MGAG has requested that the City of Perry act as the billing agent during the "peaking" periods which occur during October through March. The other cities in the JONG partnership will sign a memorandum of understanding. Mayor Faircloth entertained a motion to approve the request from MGAG requesting the City of Perry act as the billing agent for the "peaking" periods when the daily limit is exceeded from October through March. Council Member Walker motioned to approve the agreement from MGAG to act as the billing agent during the peaking periods during October to March subject to the City Attorney's review. Council Member Jackson seconded the motion and it carried unanimously.

11. Department Head Items.

Fire Battalion Chief Crumpton, Ms. King and Chief Lynn had no reports

Mr. Smith announced Economic Development will be hosting a minority business owners' and prospective business owners' luncheon on October 16<sup>th</sup> at the Perry Arts Center. He invited Mayor and Council to attend.

Mr. Beecham advised the Dollar General store on Main Street would be relocating to a new building on General Courtney Hodges Boulevard.

Mr. Aaron reported the Public Works department will be hosting a training session, "Succeeding as a Supervisor".

Ms. Dye commended all the volunteers which helped make the football camp a success. There were 116 students that participated.

12. Council Member Items:

None

13. Mayor Items:

- July 28, 2015 will be Walk with Mayor and Council in District 2 beginning at 1104 Pineneedle Drive at 5:30 pm. Water will be available along with Fire and Emergency Services.
- TAG will be hosting a state of technology open house at 5 pm at Middle Georgia Regional Commission office on Wednesday at 5 pm.

14. Adjourn. There being no further business to come before Council in the regular council meeting held on July 21, 2015, Council Member Jackson motioned to adjourn the meeting at 6:45 p.m. Mayor Pro Tempore seconded the motion and it carried unanimously.