

MINUTES
COUNCIL MEETING
OF THE PERRY CITY COUNCIL
November 17, 2020
6:05 P.M.

1. Call to Order: Mayor Randall Walker, Presiding Officer, called to order the council meeting held November 17, 2020 at 6:05 p.m.

2. Roll:

Elected Officials Present: Mayor Randall Walker, Mayor Pro-Tempore Willie King, Council Members Phyllis Bynum-Grace, Riley Hunt, Joy Peterson, Robert Jones, and Darryl Albritton.

City Staff: City Manager Lee Gilmour, City Attorney Brooke Newby, and Recording Clerk Janet Duffin.

Departmental Staffing: Chief Steve Lynn – Perry Police Department, Chief Lee Parker - Fire and Emergency Services Department, Bryan Wood – Director of Community Development, Robert Smith – Assistant City Manager, Brenda King – Director of Administration, Mitchell Worthington – Director of Finance, Ansley Fitzner – Public Works Superintendent, Ashley Hardin - Economic Development Administrator, Tabitha Clark – Digital Communications Administrator, Maria Herrera – Executive Secretary, Anji Holley – Executive Secretary, Mirian Arrington – Chief Court Clerk, and Corporal Jacob Laster – Perry Police Department.

Guest(s): Representative Shaw Blackmon, Robbin Jackson, David Story, Chad Bryant, and Mark White.

Media: Kendra Holmes – Houston Home Journal

3. Invocation and Pledge of Allegiance:

Mayor Pro Tempore King rendered the invocation and Council Member Albritton led the pledge of allegiance to the flag.

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

- 4a. Presentation of 2019-2020 Champion of Georgia Cities Award to Representative Shaw Blackmon – Mayor Walker.

Mayor Walker presented Representative Blackmon with the 2019-2020 Champion of Cities Award and thanked him for everything he does for the City of Perry.

- 4b. United Way Recognition: Lulu Herrera, Anji Holley and Mirian Arrington – Mayor Walker.

Mayor Walker recognized Ms. Herrera, Ms. Holley and Ms. Arrington for their hard work relative to the City of Perry's United Way Campaign.

- 4c. Introduction of new Fire Marshal, Darryl Kitchens – Chief L. Parker.

Chief Parker introduced new Fire Marshal Darryl Kitchens and congratulated him on his new position.

- 4d. Introduction of new firefighters Brandon Maddox and Vince Walls – Chief L. Parker.

Chief Parker introduced Brandon Maddox and Vince Walls and welcomed them to the City of Perry Fire Department.

- 4e. Recognition of an award from the Governor's Office of Highway Safety in the Governor's Challenge for 2019-2020 - Chief S. Lynn.

Chief Lynn introduced Cpl. Jacob Laster who spearheads the Governor's Office of Highway Safety initiative for the department. Cpl. Laster explained what the award stood for and how it was achieved by the Perry Police Department's officers.

5. Appointment(s):

- 5a. Appointment of Mr. Chris Kinnas to Downtown Development Authority - Council Member Joy Peterson.

Council Member Peterson recommended the appointment of Mr. Kinnas to the Downtown Development Authority Board. Council Member Bynum-Grace motioned to accept the appointment of Mr. Kinnas; Mayor Pro Tempore King seconded the motion and it carried unanimously.

6. Community Partner(s) Update(s):

None

7. Citizens with Input:

Mr. Robbin Jackson, 1521 Sunshine Avenue, Perry, Georgia

Mr. Jackson expressed his gratitude to Mayor and Council for getting with the Houston County Board of Education to get the grass cut. Mr. Jackson asked Mr. Gilmour what amount is set aside for the Police Department in the City's budget. Mr. Gilmour advised the Police Department receives \$4.8 million per year which is 15% of the annual budget. Mr. Jackson asked that Council consider placing a statue in honor of John A. Lewis next to the Confederate statue that is currently downtown at the old courthouse. Mr. Jackson stated he is not asking for removal of the current statue, rather asking that recognition be given to Mr. Lewis.

8. PUBLIC HEARING CALLED TO ORDER AT 6:30 P.M. Mayor Walker called to order a public hearing at 6:30 p.m. to provide any interested parties with an opportunity to express their views and concerns in accordance with O.C.G.A. Sec. 36-66-4.

8a. RZNE-154-2020. Applicant, David Story, requests the rezoning of property from R-3, Multi-Family Residential District, to R-Ag, Residential-Agricultural District. The property is located at 96 Hay Road; Tax Map No. 0P0340 057000 – Mr. B. Wood.

Staff Report: Mr. Wood advised this is a request to rezone the property from R-3 to R-Ag located at 96 Hay Road. Staff and the Planning Commission recommends approval of the change as requested.

Public Input: Mayor Walker called for any public input for or opposed to the proposal.

For: David Story, 96 Hay Road, spoke in favor of the application and advised he acted immediately upon Mr. Wood's request.

Opposed: None

8b. ANNX-156-2020. Applicant, William Edmond Smith, III, requests the rezoning and annexation of property from R-1 (County) to R-3 (City). The property is located on the East side of Talton Road; Tax Map No. 001050 100000 – Mr. B. Wood.

Staff Report: Mr. Wood advised this is a request to rezone and annex property from R-1 (County) to R-3 (City). Staff and the Planning Commission recommends approval of the annexation with the condition that multi-family usage will not be developed on the property.

Public Input: Mayor Walker called for any public input for or opposed to the application.

For: Mr. Chad Bryant, 906 Ball Street, advised multi-family usage will not be developed on the property.

Against: Mr. Mark White, 2628 Hwy. 127, expressed his concern about his property value, traffic issues, and runoff that may cause flooding on his property. Mr. White asked that if a runoff occurs, who would he go to in order to enlist help.

8c. ANNX-157-2020. Applicant, William Edmond Smith, Jr., requests the rezoning and annexation of property from R-1 (County) to R-3 (City). The property is located on the Southeast corner of SR 127 and Talton Road; Tax Map No. 001050 089000 – Mr. B. Wood.

Staff Report: Mr. Wood advised this is a request to rezone and annex the property from R-1 (County) to R-3 (City). Staff and the Planning Commission recommends approval of the request with the following conditions: Multi-family uses shall not be developed on the property; A 35' wide buffer with landscaping that meets requirements of LMO Sec. 6-3.5((DX1(c) shall be provided along the east property boundary; and residential lots adjacent to the east property boundary shall be a minimum of 12,000 square feet in area.

Public Input: Mayor Walker called for any public input for or opposed to the application.

For: Chad Bryant, 906 Ball Street, stated he shares the expressed concern in providing privacy and recommended a 30' buffer be placed in the backyard of the property. Mr. Bryant stated he feels that they have accommodated Mr. White's concerns.

Opposed: Mr. Mark White, 2628 Hwy. 127, advised he wished to speak to the compassion expressed by Mr. Bryant. Mr. White stated he begged to purchase the variance, which was less than 1/2 acre, but was refused. Mr. White feels his property values will plummet and wanted to go on record as being against this rezoning and annexation application.

8d. RZNE-148-2020. Applicant, City of Perry, requests to modify the boundary of the Downtown Development Overlay District. The property is located in downtown Perry; Tax Map No. Multiple Parcels (See parcels in file) – Mr. B. Wood.

Staff Report: Mr. Wood advised the applicant is requesting that the Downtown Development Overlay District be modified due to anticipated future development. Mr. Gilmour suggested Council consider removing a portion by Macon Road and Sunset Avenue because they do not share the same kind of characteristics as downtown Perry. Staff and the Planning Commission recommends approval of the proposed change in the boundary of the Downtown Development Overlay District, as proposed.

For: None

Against: None

PUBLIC HEARING CLOSED AT 7:00 P.M. Mayor Walker closed the public hearing at 7:00 p.m.

9. Review of Minutes: Mayor Randall Walker

- 9a. Council's consideration – Minutes of November 2, 2020 work session, November 3, 2020 pre council meeting and November 3, 2020 council meeting.

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

10. Old Business: Mayor Randall Walker

10a. Ordinance(s) for Second Reading(s) and Adoption:

1. **Second Reading** of an ordinance to amend the Charter of the City of Perry, Georgia by adding a new section immediately following Section 1.15, to be designated as Section 1.16, so as to provide for additional powers, duties, and authority of the City Council of the City of Perry, Georgia with respect to a joint utility commission; to repeal all other acts and ordinances in conflict herewith; and for other purposes – Ms. B. Newby.

Adopted Ordinance No. 2020-27 of a text amendment to revise the Charter of the City of Perry, Georgia. Mayor Pro Tempore King motioned to adopt the text amendment as submitted; Council Member Albritton seconded the motion and it carried unanimously.

11. Any Other Old Business:

- 11a. Mayor Randall Walker – none
- 11b. Council Members – none
- 11c. City Attorney Brooke Newby – none
- 11d. City Manager Lee Gilmour – none
- 11e. Assistant Manager Robert Smith – none

12. New Business: Mayor Randall Walker

12a. Matters referred from November 16, 2020 work session and November 17, 2020 pre council meeting.

1. Authorize establishing position of Community Planner – Mr. L. Gilmour.

Mr. Gilmour recommends authorization of the position for an experienced Community Planner.

Mayor Tempore King motioned to establish the position; Council Member Jones seconded the motion and it carried unanimously.

2. Resolution to approve a temporary moratorium on the permitting of self-storage facilities within a 90-day timeframe.

Adopted Resolution No. 2020-70 to approve a temporary moratorium on the permitting of self-storage facilities within a 90-day timeframe. Council Member Hunt motioned to adopt a resolution to impose the moratorium; Mayor Pro Tempore King seconded the motion and it carried unanimously. (*Resolution 2020-70 has been entered into the City's official book of record.*)

12b. Ordinance(s) for First Reading(s) and Introduction:

1. **First Reading** of an ordinance for the rezoning of property from R-3, Multi-Family Residential District, to R-Ag, Residential-Agricultural District. The property is located at 96 Hay Road; Tax Map No. 0P0340 057000 - Mr. B. Wood. (*No action required by Council*)
2. **First Reading** of an ordinance for the rezoning of property from R-1 (County) to R-3 (City). The property is located on the East side of Talton Road; Tax Map No. 001050 100000 – Mr. B. Wood. (*No action required by Council*)
3. **First Reading** of an ordinance for the annexation of property to the City of Perry. The property is located on the East side of Talton Road; Tax Map No. 001050 100000 – Mr. B. Wood. (*No action required by Council*)
4. **First Reading** of an ordinance for the rezoning of property from R-1 (County) to R-3 (City). The property is located on the Southeast corner of SR 127 and Talton Road; Tax Map No. 001050 089000 – Mr. B. Wood. (*No action required by Council*)
5. **First Reading** of an ordinance for the annexation of property to the City of Perry. The property is located on the Southeast corner of SR 127 and Talton Road; Tax Map No. 001050 089000 – Mr. B. Wood. (*No action required by Council*)
6. **First Reading** of an ordinance to amend the Downtown Development District Overlay Boundaries – Mr. B. Wood. (*No action required by Council*)

*Per Ms. Newby, if Council chooses to amend the ordinance, it would require a new First Reading.
7. **First Reading** of an ordinance to amend Section 3-11 – General Regulations to Alcohol Licenses to provide for a public hearing before Council for new locations – Ms. B. Newby. (*No action required by Council*)
8. **First Reading** of an ordinance amending FY- 2021 Operating Budget – Mr. L. Gilmour. (*No action required by Council*)

12c. Resolution(s) for Consideration and Adoption:

1. Resolution of the City of Perry pursuant to the Disaster Mitigation Act of 2000 authorizing adoption of the Houston County Pre-Disaster Hazard Mitigation Plan 2020 Update – Mr. G. Boike.

Adopted Resolution No. 2020-71 pursuant to the Disaster Mitigation Act of 2000 authorizing adoption of the Houston County Pre-Disaster Hazard Mitigation Plan 2020 Update. Mayor Pro Tempore King motioned to adopt the resolution as submitted; Council Member Jones seconded the motion and it carried unanimously. *(Resolution 2020-71 has been entered into the City's official book of record).*

2. Resolution accepting the donation of stormwater management area from Boardwalk Storage-Kathleen, LLC – Ms. B. Newby.

Adopted Resolution No. 2020-72 accepting the donation of stormwater management from Boardwalk Storage-Kathleen, LLC. Council Member Albritton motioned to adopt the resolution subject to receipt of an executed Quitclaim Deed of Release from First Carolina Bank; Mayor Pro Tempore King seconded the motion and it carried unanimously. *(Resolution 2020-72 has been entered into the City's official book of record).*

3. Resolution authorizing the City's purchase of real property described and identified herein below, said properties being located in the City of Perry, Georgia – Ms. B. Newby.

Adopted Resolution No. 2020-73 authorizing the City's purchase of real property described and identified herein below, said properties being located in the City of Perry, Georgia. Mayor Pro Tempore King motioned to adopt the resolution; Council Member Jones seconded the motion and it carried unanimously. *(Resolution 2020-73 has been entered into the City's official book of record).*

4. Resolution amending position classification plan – Mr. L. Gilmour.

Adopted Resolution No. 2020-74 amending position classification plan. Council Member Albritton motioned to adopt the resolution; Council Member Hunt seconded the motion and it carried unanimously. *(Resolution 2020-74 has been entered into the City's official book of record).*

12d. Award of Bid(s):

1. Bid No. 2021-08 Knuckleboom Loader – Mr. M. Worthington.

Mr. Worthington recommends awarding the purchase of the Knuckleboom Loader to low bidder to Middle Georgia Freightliner in the amount of \$149,920.00.

Council Member Albritton motioned to award the bid to low bidder Middle Georgia Freightliner in the amount of \$149,920.00; Mayor Pro Tempore King seconded the motion and it carried unanimously.

2. Bid No. 2021-14 Tucker Road Water Treatment Facility Landscape Maintenance – Mr. M. Worthington.

Mr. Worthington recommends awarding the Tucker Road Water Treatment Facility Maintenance to low bidder Dixie Lawn & Landscaping, Inc. in the amount of \$16,680.00, pending TCCN, LLC DBA Real Turf Solutions local vendor preference clause.

Mayor Pro Tempore King motioned to award the bid to Dixie Lawn & Landscaping, Inc. in the amount of \$16,680.00; Council Member Albritton seconded the motion and it carried unanimously.

3. Bid No. 2021-15 Downtown Railing Project – Mr. M. Worthington.

Mr. Worthington recommends awarding the purchase of downtown railing to low bidder Weldcraft Iron-Works, Inc. in the amount of \$14,250.00.

Council Member Albritton motioned to award the bid to Weldcraft Iron-Works in the amount of \$14,250.00; Mayor Pro Tempore King seconded the motion and it carried unanimously.

13. Council Member Items:

Council Members – none

14. Department/Staff Items:

Ms. Hardin gave a brief update on the hotel incentives project advising that the project was moving forward with delays from COVID19.

15. General Public Items:

Chief Stoner, Fire and EMA, 200 Carl Vinson Parkway, Warner Robins, thanked the City for the mitigation plan and commended Chief Lynn and Chief Parker for their assistance, stating he looked forward to five more years with the City.

15. Mayor Items:

Thanked the individuals who worked on this years United Way campaign and wished everyone a safe and Happy Thanksgiving on behalf of Mayor and Council.

November 30, Work Session
December 1, Pre Council and Council

16. Consideration of Special Event Application(s):

1. Submitted by the Perry Ministerial Association for Christmas at the Crossroads to be held December 6, 2020 from 6:00 p.m. until 7:00 p.m.

Mayor Pro Tempore King motioned to deny the support of city services relative to this application; Council Member Jones seconded the motion.

For: Council Members Bynum-Grace, Jones, Hunt, and Albritton.

Against: Council Member Peterson

2. Submitted by Ms. Jody Daly, Bodega Brew, along with other downtown merchants, requesting to host a New Year's Eve block party on December 31, 2020 from 7:00 p.m. until 12:00 a.m.

Council Member Bynum-Grace motioned to deny support of city services relative to this application; Council Member Albritton seconded the motion.

For: Council Members Jones, Hunt, and Mayor Pro Tempore King.

Against: Council Member Peterson

17. Adjournment:

There being no further business to come before Council in the regular council meeting held November 17, 2020, Council Member Bynum Grace motioned to adjourn the meeting at 7:37 p.m. Council Member Jones seconded the motion and it carried unanimously.