

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
April 3, 2018
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 April 3, 2018 at 6:00 p.m.

2. Roll.

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

Elected Officials Absent: None

Staff: City Manager Lee Gilmour, Assistant City Manager Robert Smith, Assistant City Attorney Matthew Hulbert, and Recording Clerk Annie Warren.

City Departmental Staffing: Chief Steve Lynn – Perry Police Department, Chief Lee Parker – Fire and Emergency Services Department, Bryan Wood – Director of Community Development, Brenda King – Director of Administration, Kevin Dye – Director of Leisure Services, Haley Myers – Special Events Coordinator, Ellen Palmer – Digital Communications Manager, and Chad McMurrian – Lead Engineering Technician.

Guest(s): Yvonne Chaney, James Miller, Rick Thompson, Lora Arledge, Dorothy Stripling, Dot Thompson, Rebecca C. Moody, Darlene McLendon and Doris Kelly.

Media: James Simpson - Houston Home Journal and Kellie McWilliams – ComSouth 100.

3. Invocation and Pledge of Allegiance to the Flag: Mayor James E. Faircloth, Jr.

Reverend Willie King of Faith Bible Fellowship Church rendered the invocation and Council Member William Jackson led the pledge of allegiance to the flag.

4. Recognition(s)/Presentation(s): Mayor James E. Faircloth, Jr.

4a. Proclamation recognizing Civitan Awareness Month – Mayor Faircloth. Mayor Faircloth presented a proclamation recognizing April as Civitan Awareness Month to Crossroads Civitan Club. Mayor Faircloth thanked the club members for their work.

4b. Egg Hunt event – Ms. H. Myers
Ms. Myers reminded everyone of the Egg-citing hunt on April 7 and recognized the community sponsors and partners of the event.

Mr. James Miller, President of Crossroads Civitan Club, presented a check to Mayor Faircloth for the Egg-citing hunt event.

Ms. Rebecca Moody presented Mayor Faircloth with a check for the Egg-citing event.

5. Community Partner(s) Update(s): Ms. McLendon presented to Mayor Faircloth a 2018 framed Dogwood Festival print. Mayor Faircloth thanked Ms. McLendon for the print.

6. Citizens with Input: Ms. Yvonne Chaney stated she is looking forward to Perry having a home for people who cannot take care of themselves.

7. PUBLIC HEARING CALLED TO ORDER AT 6:21P.M. Mayor James E. Faircloth, Jr. called to order a public hearing at 6:21 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).

7a. Petition for Rezoning and Annexation Application No. R-18-01. Applicant, City of Perry, request annexation of Airport Road right-of-way from Peach/Houston County line north to the intersection with Buckeye Road, and annexation and zoning designation of M-2, Industrial District, for adjoining parcels:

OP38A0	041000	(owned by City)
000160	037000	(owned by Airport)
000160	039000	“
000150	025000	“
000300	042000	“
000300	005000	“
000300	007000	“

Staff Report: Mr. Wood reviewed the Petition for Rezoning and Annexation Application No. R-18-01 and stated the Planning Commission recommended approval of the application as submitted.

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

For: None

Opposed: None

7b. Petition for Special Exception Application No. SE-18-01. Applicant, Doris Kelley, requests a special exception for an adult day care with some overnight accommodations. The property is located at 1414 Swift Street (OP0090 029000) – Mr. B. Wood. **(Note: Council may make a decision following the hearing.)**

Staff Report: Mr. Wood reviewed the Petition for Special Exception Application No. SE-18-01 and stated the Planning Commission recommended approval with the following conditions: 1) The Special Exception shall be limited to an adult

day care facility for up to four persons, with occasional overnight accommodations for up to four persons at a time; 2) The Special Exception shall be limited to the applicant, Doris Kelley, and is not transferrable; 3) The applicant shall provide to the City Department of Community Development a copy of the applicable State of Georgia license(s) prior to issuance of Certificate of Occupancy; and 4) No sign advertising the business shall be posted or displayed on the property.

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

For: Ms. Doris Kelly spoke in favor of the petition.

Opposed: Ms. Yvonne Chaney stated there is day treatment for people at Rozar Park.

Public Hearing Closed at 6:28 p.m. Mayor Faircloth closed the public hearing at 6:28 p.m.

Mayor Faircloth explained the public hearing process and stated action could be taken the same night of the hearing.

Council Member Jackson motioned to approve the Petition for Special Exception No. SE-18-01 with the following conditions: 1) The Special Exception shall be limited to an adult day care facility for up to four persons, with occasional overnight accommodations for up to four persons at a time; 2) The Special Exception shall be limited to the applicant, Doris Kelley, and is not transferrable; 3) The applicant shall provide to the City Department of Community Development a copy of the applicable State of Georgia license(s) prior to issuance of Certificate of Occupancy; and 4) No sign advertising the business shall be posted or displayed on the property. Council Member Jones seconded the motion and it carried unanimously.

8. Review of Minutes: Mayor James E. Faircloth, Jr.

- 8a. Council's Consideration – Minutes of the March 19, 2018 work session, March 20, 2018 pre council meeting, and March 20, 2018 council meeting.
(Council Member Bynum-Grace was absent from March 20th meetings.)

Council Member Jackson motioned to accept the minutes as submitted; Council Member King seconded the motion and it carried with Council Member Bynum-Grace abstaining from the March 20 meetings.

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

- 9a. Mayor James E. Faircloth, Jr. - None
9b. Council Members - None
9c. City Manager Lee Gilmour - None
9d. Assistant City Manager Robert Smith - None

9e. Assistant City Attorney Matthew Hulbert - None

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

10a. Matters referred from April 2, 2018 work session, and April 3, 2018 pre council meeting. None

10b. Alcohol License Application First Reading(s) and Introduction:

1. **First Reading:** Application for Alcohol License (Packaged To Go Beer/Wine) for In and Out Food Mart, LLC, d/b/a Perry Travel Stop, 1501 Sam Nunn Boulevard. Manager name is Kim Scarlet – Mr. L. Gilmour. *(No action required at first reading.)*

10c. Award of Bids:

1. Bid No. 2018-27 Remodel of Police Department Bathrooms-
Chief S. Lynn

Bid No. 2018-27 Remodel of Police Department Bathrooms. Chief Lynn presented for Council's consideration an award of bid for remodel of the police department bathrooms. Staff recommended awarding the bid to JW Shuttleworth, LLC in the amount of \$12,764.00. Council Member Bynum-Grace motioned to accept staff's recommendation to award Bid No. 2018-27 to JW Shuttleworth, LLC in the amount of \$12,764.00. Council Member Hunt seconded the motion and it carried unanimously.

2. Bid No. 2018-30 Exit 136 Landscaping – Mr. C. McMurrian

Bid No. 2018-30 Exit 136 Landscaping. Mr. McMurrian presented for Council's consideration an award of bid for Exit 136 landscaping. Staff recommended not approving the bid. Council Member Robert Jones motioned to reject all bids; Council Member King seconded the motion and it carried unanimously.

3. Bid No. 2018-32 Dumpster Enclosure – Mr. L. Gilmour

Bid No. 2018-32 Dumpster Enclosure. Administration presented for Council's consideration an award of bid for dumpster enclosures. Administration recommended awarding the bid to low bidder Colossal Ventures LLC in the amount of \$9,580.00 for single enclosure and \$13,350.00 for a double enclosure. Mayor Pro Tempore Walker motioned to accept Administration's recommendation to award Bid No. 2018-32 to low bidder Colossal Ventures LLC in the amount of \$9,580.00 for single enclosure and \$13,350.00 for a double enclosure. Council Member Jackson seconded the motion and it carried 5-1, Council Member Hunt opposed.

4. Bid No. 2018-35 Sport Utility Vehicle – Mr. B. Wood

Bid No. 2018-35 Sport Utility Vehicle. Mr. Wood presented for Council's consideration an award of bid for a Sports Utility Vehicle for the Community Development Inspector. Staff recommended awarding the bid to low bidder Brannen Motor Company in the amount of \$19,246.00, but noted Perry Ford qualifies for local vendor preference. Council Member Jones motioned to award Bid No. 2018-35 to Brannen Motor Company in the amount of \$19,246.00 with Perry Ford qualifying for local vendor preference. Council Member Hunt seconded the motion and it carried unanimously.

10d. Resolution(s) for Consideration and Adoption:

1. Selection of a voting delegate for the Municipal Gas Authority of Georgia Annual Election – Mr. L. Gilmour.

Adopted Resolution 2018-24 appointing Mayor Faircloth a voting delegate for the Municipal Gas Authority of Georgia's Annual Election. Administration stated this is an annual election and the recommendation is Mayor Faircloth as the voting delegate and Council Member King as the alternate. Council Member Bynum-Grace moved to elect Mayor Faircloth as the voting delegate and Council Member King as the alternate voting delegate to the Municipal Gas Authority of Georgia's Annual Election. Council Member Hunt seconded and the motion carried unanimously. *(Resolution No. 2018-24 has been entered into the City's official book of record.)*

10e. Declaring certain vehicles surplus – Chief L. Parker.

Adopted Resolution 2018-25 declaring certain vehicles surplus. Chief Parker referred to a list of vehicles provided to Mayor and Council and asked certain vehicles be declared as surplus and to be disposed of according to city policy. Council Member Hunt motioned to declare certain vehicles surplus as described; Mayor Pro Tempore Walker seconded the motion and it carried unanimously. *(Resolution No. 2018-25 has been entered into the City's official book of record.)*

Chief Parker stated the City has an offer from the City of Centerville to purchase the Pierce Ladder Truck for \$40,000.00. Mayor Faircloth entertained a motion to accept the offer of \$40,000.00 for the Pierce Ladder Truck in an intergovernmental agreement as described. Council Member Jones moved to accept the offer as described; Council Member King seconded the motion and it carried unanimously.

10f. **Bear Branch Pump Station Upgrade Evaluation – Mr. C. McMurrian.**

Mr. McMurrian presented a proposal for services from Georgia Water & Environmental Services for the Bear Branch Pump Station Upgrade Evaluation in the amount of \$17,812.00. Council Member Hunt motioned to approve the proposal for services from Georgia Water & Environmental Services for the Bear Branch Pump Station Upgrade Evaluation as submitted; Council Member Jones seconded the motion and it carried unanimously.

11. **Council Members Items:**

Council had no reports.

City Manager Gilmour, Assistant City Attorney Hulbert and Mr. Waters had no reports.

Assistant City Manager Smith reminded everyone of Annual Spring Cleanup Week, April 9-13.

12. **Department Heads/Staff Items.**

Ms. Warren, Ms. King, Mr. Smith, Chief Lynn, Chief Parker, Mr. McMurrian and Ms. Myers had no reports.

Mr. Dye

- April 21, Annual Kids Fishing Rodeo
- April 10, Kick off of adult softball and t-ball programs

13. **General Public Items:** None

14. **Mayor Items:**

- April 16, Work Session
- April 17, Pre council and council

Mayor Faircloth entertained a motion to enter into executive session for the purpose of real estate acquisition, litigation, and personnel.

15. **Executive Session entered at 6:45 p.m.:** Council Member King moved to adjourn the regular meeting and enter into executive session for the purpose of real estate acquisition, litigation, and personnel. Mayor Pro Tempore Walker seconded the motion and it carried unanimously.

16. **Executive Session adjourned 7:50 p.m.; Council regular meeting reconvened.** Council adjourned the executive session held April 3, 2018 and reconvened into the council regular meeting.

18. **Adopted Resolution No. 2018-26** stating purpose of executive session held April 3, 2018 was to discuss real estate acquisition, litigation, and personnel. Council Member

Bynum-Grace moved to adopt a resolution stating the purpose of the Executive Session held on April 3, 2018 was to discuss real estate acquisition, litigation, and personnel. Council Member Jackson seconded the motion and it carried unanimously. *(Resolution 2018-26 has been entered in the City's official book of record).*

Based on discussion pertaining to Gregg Durrance Track, Council Member Hunt motion to acquire by eminent domain; Council Member Jones seconded the motion and it carried unanimously.

19. Adjournment: There being no further business to come before Council in the reconvened meeting held April 3, 2018 Council Member King motioned to adjourn the meeting at 7:52 p.m. Council Member King seconded the motion and it carried unanimously.