

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
April 18, 2017
6:02 P.M.

1. Call to Order: James E. Faircloth, Jr., Presiding Officer, called to order the regular meeting of the Perry City Council held April 18, 2017 at 6:02 p.m.

2. Roll.

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

Elected Official(s) Absent: None

Staff: City Manager Lee Gilmour, City Attorney David Walker, 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, Robert Smith – Economic Development Director, Brenda King – Director of Administration, Kevin Dye – Director of Leisure Services, John Schell – Buildings and Grounds Maintenance Supervisor, and Ellen Palmer – Digital Communications Manager.

Guest(s)/Speaker(s): Pam Burnett, Ryan Bode, Travis Falcione, Laverne Woodard, Yolanda Lowe, Linda Hooten and Mike Harden

Media: Kristin Moriarty - Houston Home Journal, and Marigrace Segó – ComSouth 100.

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

Reverend Willie King of Faith Bible Fellowship rendered the invocation and Council Member Bynum-Grace led the pledge of allegiance to the flag.

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

* Presentation to Mayor and Council – Georgia Association of Water Professionals

Ms. Pam Burnett, Executive Director of Georgia Association of Water Professionals presented the following awards to Mayor and Council.

- Platinum Award for Wastewater Collection System
- Gold Award for Outstanding Operation of a Water Distribution System
- Perry Water Pollution Control Plant

- 2017 Top Collection Operator of the Year
- 2017 Top Distribution Operator of the Year

5. Citizens with Input. None

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

The purpose of this Public Hearing is 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).

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

PUBLIC HEARING CALLED TO ORDER AT 6:10 p.m. Mayor James E. Faircloth Jr. called to order a public hearing at 6:10 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 Special Exception Application No. SE-17-02. Applicant, Carlo (Carla) Hammock, requests a special exception to allow a residential business on the property. The property is located at 1303 Swift Street – Mr. B. Wood. ***(Note: Council can make a decision at the time of reading)***

Staff Report: Mr. Wood reviewed the applicant's request for Special Exception Application No. SE-17-02 and the Planning Commission recommendation to approve with the following conditions: 1) The Special Exception shall be limited to a Residential Business conducted as a tax-related office; 2) The Special Exception shall be limited to the applicant, Carlo Hammock only, for as long as she is a resident of the property, and is not transferrable; 3) The applicant shall comply with the provisions of Section 104 of the Perry Land Development Ordinance, all applicable local, state and federal laws and regulations, 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. Hammock, applicant, spoke in favor of the petition.

Ms. Laverne Wood, 1514 Swift Street spoke in favor of the business.

Ms. Linda Hooten, Fort Valley, Georgia, spoke in favor of the petition.

Ms. Yolanda Lowe, Stone Mountain, Georgia, spoke in favor of the petition.

Against:

Ms. Elizabeth Baker, 1306 Swift Street, expressed her concerns of having a residential business in the historic district and suggested Ms. Hammock operate her business as a home office.

Ms. Diana McConnell, 1300 Swift Street, spoke against having a business in the neighborhood.

Council Member Walker inquired about home office verses a residential business. Mr. Wood explained the differences of a home office verses a residential business. Council Member Bynum-Grace asked Ms. Hammock if she would be amendable to a home office.

Mr. Wood stated Ms. Hammock could modify her application for a home office and if she meets the requirements, the application could be approved at staff level instead of having a public hearing before council.

Mayor Faircloth suggested not taking an action at this time and bring back before Council at the next regularly scheduled council meeting.

Mike Harden inquired when the decision be implemented. Mayor Faircloth stated at the time of the decision.

Public Hearing closed at 6:45 p.m. Mayor James E. Faircloth closed the public hearing at 6:45 p.m.

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

- 7a. Council's Consideration – Minutes of the April 3, 2017 work session, April 4, 2017 pre council meeting and April 4, 2017 council meeting.

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

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

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

1. **Second Reading** of an ordinance to amend the Perry Code by deleting Section 15-53 in its entirety and adding a new Section 15-53 – Collection of tax by lodging provider – Ms. B. King.

Adopted Ordinance No. 2017-07 amending the Perry Code by deleting Section 15-53 in its entirety and adding a new Section 15-53 – Collection of tax by lodging provider. Ms. King advised this is a clean-up of the ordinance and making it consistent with 7%. Council Member Walker motioned to accept the ordinance as submitted; Council Member Jones seconded the motion, and it carried unanimously. (*Ordinance 2017-07 has been entered into the City's official book of record.*)

9. Any Other 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. City Attorney - None

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

10a. Matters referred from April 17, 2017 work session and April 18, 2017 pre council meeting. None

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

1. **First Reading** of an ordinance to amend the Perry Code by deleting Section 4-21 in its entirety and adding a new Section 4-21 Unified Animal Control – Definitions – Chief S. Lynn. *(No action required by Council)*

10c. Special Events Application(s):

1. The Perry Main Street Promotion Committee in partnership with the Perry Downtown Merchants Association is hosting its Fifth Annual Progressive Wine Tasting downtown Perry on Friday, June 2, 2017, from 6 p.m. – 9 p.m.
 - a. Approval of street closures – Chief S. Lynn
 - b. Approval of special event alcohol permit license application – Chief S. Lynn

Chief Lynn recommended approval of the street closures. Chief Lynn recommended approval the special event alcohol permit license subject to the necessary license of the State of Georgia Revenue. Council Member Walker motioned to approve the street closures and special event alcohol permit license subject to the necessary license of the State of Georgia Revenue; Council Member Jones seconded the motion and it carried unanimously.

11. Council Members Items.

Council had no reports.

Mr. Gilmour and City Attorney Walker had no reports.

12. Department Heads Items:

Ms. King, Chief Parker, Ms. Warren, Mr. Wood, Ms. Palmer, and Mr. Schell had no reports.

Mr. Dye reminded everyone of the Kids Fishing Rodeo on April 22nd.

Chief Lynn reported on the diversity training class.

Mr. Smith:

- April 27th, Perry Housing Fair at Creekwood Park Pavilion
- April 29th, Spring Neighborhood Cleanup

13. General Public Items: None

14. Mayor Items:

Mayor Faircloth's items:

- April 19th - I-75 Corridor Meeting
- April 20th – Business after Hours
- April 20th – Peach County Workforce Development Center Grand Opening
- April 21st – Drop-in reception for Sonny Watson
- April 22nd – Combat Wounded Solider event at Guardian Center
- April 25th - Walk with Mayor and Council
- April 27th – Georgia Manufacturer of Year 2017 Governor's Awards Luncheon
- April 28th – Annual Robins Cup Tournament
- May 1st – Work session
- May 2nd – Pre council and council

15. Adjourn: There being no further business to come before Council in the regular meeting held April 18, 2017 Council Member Jones motioned to adjourn the meeting at 7:04 p.m.; Council Member Walker seconded the motion and it carried unanimously.