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AGENDA
REGULAR MEETING OF THE PERRY CITY COUNCIL
October 3, 2017
6:00 P.M.

1. Call to Order: Mayor James E. Faircloth, Jr., Presiding Officer.
2. Roll.
3. Invocation and Pledge of Allegiance to the Flag: Mayor James E. Faircloth, Jr.
4. Recognition(s) / Presentation(s): Mayor James E. Faircloth, Jr.
 - * Special recognition of Chief Parker "GAFC Certification" from Chief Williams of Houston County Emergency Management Agency.
5. Community Partner(s) Updates:
6. Appointment(s) to Boards/Commissions/Authorities – Mayor James E. Faircloth, Jr.
 - 6a. Appointment to the Housing Authority of the City of Perry
7. Citizens with Input.
8. Review of Minutes: Mayor James E. Faircloth, Jr.
 - 8a. Council's Consideration – Minutes of the September 18, 2017 work session, September 19, 2017 pre council meeting, September 19, 2017 council meeting and September 25, 2017 special meeting.
9. Old Business: Mayor James E. Faircloth, Jr.
 - 9a. Ordinance(s) for Second Reading(s) and Adoption:
 1. **Second Reading** of an ordinance for the rezoning of property from City of Perry R-3, Multi-Family Residential to C-3, Central Business District. The property is located at 905 Ball Street – Mr. B. Wood.
10. Any Other Old Business: Mayor James E. Faircloth, Jr.
 - 10a. Mayor James E. Faircloth, Jr.
 - 10b. Council Members
 - 10c. City Manager Lee Gilmour
 - 10d. Assistant City Attorney



*Housing Authority of the
City of Perry*

S.L. Frazier, CEO

822 Perimeter Road
Perry, Georgia 31069

Fax: 478-988-4230
TDD: 1-800-545-1833 Ext. 407

Phone: 478-987-5097

Toya Harris, Dir of Asset Management

September 19, 2017

The City of Perry, Georgia
Mayor Jimmy Faircloth
P.O. Box 2030
Perry, Georgia 31069

Subject: Board Member Certification

Dear Mr. Faircloth:

On behalf of the Board of Commissioners, we thank you for your support and assistance with certifying our Board Members. In order for the Authority to operate in an efficient and effective manner, we will need to recertify several of our current board members by December 2018.

As you are aware the assignment of Board members rest solely with you. We appreciate you allowing us input. We currently have seven Board Members since assignment of Ms. Jane Thomas. We are asking for recertification certificate for the following:

Ms. Phyllis Ingram

Again, we appreciate your support and look forward to your resolution of assignments.

Sincerely,



S.L. Frazier

Chief Executive Officer
Perry Housing Authority

MINUTES
WORK SESSION MEETING
OF THE PERRY CITY COUNCIL
September 18, 2017
5:00 P.M.

1. Call to Order: Mayor Pro Tempore William Jackson, Presiding Officer, called to order the work session meeting held September 18, 2017 at 5:00 p.m.

2. Roll:

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

Elected Official Absent: Mayor James Faircloth, Jr.

Staff: City Manager Lee Gilmour, Assistant City Attorney Matthew Hulbert and Recording Clerk, Gail Price

City Departmental Staffing: Chief Steve Lynn – Police Department, Ellen Palmer – Digital Communications Manager, Bryan Wood – Director of Community Development, Brenda King – Director of Administration, Robert Smith – Director Economic Development, Kevin Dye – Director of Leisure Services, and Fire Chief Lee Parker – Fire and Emergency Services Department..

Guest(s)/Speaker(s): Joy and Dan Peterson, and Ryan Bode – ESG Operations, Inc.

Press: Vic Powell - The Houston Home Journal

3. Public Hearing: Mayor Pro Tempore William Jackson

PUBLIC HEARING CALLED TO ORDER AT 5:02 p.m. Mayor Pro Tempore William Jackson called to order a public hearing at 5:02 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).

- 3a. Consider establishing tax year 2017/fiscal year 2018 ad valorem millage rate for the City of Perry. Mr. Gilmour presented the FY 2018 Millage Rate Tax Digest. Administration is recommending to council that it retains the millage rate at 14.05 mills which it has been the last three (3) or four (4) years.

Public Input: Mayor Pro Tempore Jackson called for any public input for or opposed to the petition.

For: None

Opposed: None

Public Hearing closed at 5:05 p.m. Mayor Pro Tempore Jackson closed the public hearing at 5:05 p.m.

4. Items of Review/Discussion: Mayor Pro Tempore William Jackson.

4a. Leisure Services Department

1. Presentation of the Perry Arts Master Plan – Mr. K. Dye. Mr. Dye gave a PowerPoint presentation of the Perry Arts Master Plan which included pictures and art sculptures. Mr. Dye also provided stats relative to the Public Arts Survey.

4b. Economic Development Department:

1. Perry Visitors Guide/Map – Mr. R. Smith. Mr. Smith gave a PowerPoint presentation of the City of Perry Visitors Guide/Map. Mr. Smith had a map of Macon, Georgia and explained the outlay of the Guide/Map. Staff is requesting \$9,860.00 to cover the remaining cost of the project.
2. Discussion of Brownfield Grant – Mr. R. Smith. Mr. Smith requested permission to put together a FY18 proposal for Brownfield Grant Funds through the EPA. Council agreed.
3. Site 360 Proposal – Mr. R. Smith: Mr. Smith discussed the NextSite 360 proposal. Mr. Smith stated at this time the City can turn down the proposal, renegotiate the proposal or take no action at this time. Council agreed to wait and see and could join at a later date.
4. Georgia/Florida Tailgate Party – Mr. R. Smith. Mr. Smith is asking for reconsideration in regards to the prohibition of coolers or BYOB events at the City of Perry events. All agreed to have Georgia/Florida Tailgate party at Heritage Park and nothing downtown.

4c. Community Development Department

1. Status of dealing with vehicles – Mr. B. Wood. Mr. Wood had concerns regarding enforcements on sections relating to inoperable and abandoned vehicles if the City is following state laws. It was the consensus of Council to postpone for two (2) weeks and give Attorney Hulbert time to follow up on the laws. Mr. Gilmour asked Attorney Hulbert to concentrate on line 4.

4d. Administration:

1. Hotel/Motel tax review analysis - Ms. B. King. Ms. King discussed the analysis of the hotel/motel tax returns and remittance made to the City of Perry for tax months March 2014 through February 2017 and provided information on Revenue Management Service through a third party that could assist or take over the administration and collecting of the tax. Council agreed to keep things the way they are.

2. Discussion of Clean Air Coalition project – Mr. L. Gilmour: Mr. Gilmour discussed the list of potential projects with the Clean Air Coalition and what the City's experience is with them. If Council decides to proceed, Administration recommends electrical vehicle chargers located downtown. Council was not in favor of Administration's recommendation.
3. Consider adjustment to ESG Operations Inc. contract to add additional employees – Mr. L. Gilmour: Mr. Gilmour discussed a memo from Mr. Bode requesting additional staff. Administration recommends Council approve the adjustment to the contract for the two (2) additional staff people with the caveat the positions would only be used for meter servicing and installation unless there is some dire emergency to shift someone someplace else. Council agreed with Administration's recommendation.
4. Consider possible names for Third Street and Jaycees park sites – Mr. L. Gilmour. Mr. Gilmour discussed the park surveys for the naming of Third Street Park and Jaycees Park. Administration recommended revisiting at Council's next work session for Council to consider what they would like to name the parks. Council concurred with Administration recommendation.

5. Council Member Items:

Council Members King, Walker, Hunt had no reports.

Council Member Jones advised at 1608 Marshall Circle depression in the concrete in the road causes build up when it rains. Resident is concerned about mosquito build up.

Council Member Bynum-Grace followed up on an email forwarded to Kevin Dye and wanted to make sure he got the email.

Mr. Gilmour requested council to consider an adjustment on the basketball program. The adjustments would be that the City would pay and pick up the security that would be involved with that program. Council agreed to proceed with Administration's recommendation.

Assistant City Attorney Hulbert had no report.

6. Department Heads Items:

Chief Parker reported that he was going to Smyrna to pick up the new rescue truck on September 19, 2017.

Chief Lynn advised that we had applied for a cops hiring grant that if approved it would fund three (3) officers for one (1) year. Chief Lynn stated that we received a Grant Application New opportunity for additional consideration. The part for consideration is Certification for Illegal Immigrant Cooperation. They are asking two things that we permit access to Homeland Security that is housed in the County jail

and that we notify them prior to their release. Chief request that he be authorized to sign the form and submit it back with the statement that we don't operate the jail, but that is the practice to the jail. Council agreed.

Mr. Smith – Reminded everyone Saturday, October 21, at 8:30 a.m. at Johnny Noble Dixon Park in New Hope the City of Perry Housing Team will be hosting the Fall Neighborhood clean.

Ms. Palmer – Advised that during Hurricane Irma that the Facebook page was the main venue and we reached over 50,000 people and over 20,000 engaged with posts. People were liking, commenting and sharing it with their friends.

Ms. King – The Customer Service Manager position has been filled and she will start tomorrow, she is Ms. Valerie Sanders. Ms. Sanders and the two technicians from the accounting area will be introduced at a future Council Meeting.

Mr. Dye and Mr. Wood had no reports.

6. Adjournment: There being no further business to come before Council in the work session meeting held September 18, 2017 Council Member Walker motioned to adjourn the meeting at 6:30 p.m.; Council Member Hunt seconded the motion and it carried unanimously.

MINUTES
PRE COUNCIL MEETING
OF THE PERRY CITY COUNCIL
September 19, 2017
5:00 P.M.

1. Call to Order: Mayor James E. Faircloth, Jr., Presiding Officer, called to order the pre council meeting held September 19, 2017 at 5:00 p.m.

2. Roll:

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

Elected Official(s) Absent: Council Member Willie King

City Staff: City Manager Lee Gilmour, Assistant City Attorney Matthew Hulbert, and Recording Clerk, Cyndi Houser.

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, and Ellen Palmer – Digital Communications Manager.

Guests: None

Media: Vic Powell – Houston Home Journal

3. Items of Review/Discussion: Mayor James E. Faircloth, Jr.

3a. Discussion of September 19, 2017 council meeting agenda.

5a. Public Hearings:

1. Petition for Rezoning Application No. R-17-07. Mr. Wood advised the applicant was requesting rezoning of property from City of Perry R-3, Multi-Family Residential to C-3, Central Business District. Perry Planning Commission and staff recommended approval.

2. Consider establishing 2017 ad valorem millage rate. Mr. Gilmour noted this is the second of three hearings required before Council votes on the item.

8a. Matters referred from September 18, 2017 work session and September 19, 2017 pre council meetings.

1. Resolution adopting the City of Perry Master Arts Plan. Mr. Dye inquired if Council had any other questions or corrections to the plan.

8c. Resolution(s) for Consideration and Adoption:

1. Declaration of Local Emergency Resolution. Mayor Faircloth explained this was necessary in order for the City to receive monies for costs incurred by the City for clean-up after Hurricane Irma.
2. Resolution amending the City of Perry Fee Schedule. Mr. Gilmour advised the current fees had been reviewed and it was recommended the plat review fee be reduced.

8d. Façade Grant Funding Request. Mr. Gilmour explained this program is administered by the Main Street Design Committee and they have already awarded four grants to business owners making permanent improvements. The supplemental amount would allow more businesses to make improvements in the downtown area.

8e. Special Events Application. Chief Lynn advised the City is working with the Perry Area Convention and Visitors Bureau to create a video which will be used for promotion is going to be shot in the 900 block of Carroll Street. No businesses will be affected; the police department recommended approval of the street closure and special event alcohol license.

9. Other Business/Supplemental Agenda:

9b(1). Kiwanis Annual Fair Parade street closure request. Chief Lynn advised the usual route of Washington to Main to Courtney Hodges and ending at the North Gate of the Fairgrounds will be used on October 7th beginning at 10:00 am. Staff recommended approval.

3b. Discussion of Animal Retention Policy. Mayor Faircloth requested that this item be tabled so the Mr. Davis Cosey could be present for the discussion. Council concurred to table the item until the October 2, 2017 work session.

4. Council Member Items: Mayor Pro Tempore Jackson, Council Members Bynum-Grace, Hunt and Jones had no reports.

Council Member Walker complimented Mr. Carl Lumpkin, vendors and staff on the great condition of Rotary Park following the Music Festival.

Mr. Gilmour and Assistant City Attorney Hulbert – No reports

5. Department Head Items:

Mr. Dye, Ms. King and Mr. Wood had no reports.

Chief Parker thanked Mayor and Council and Mr. Gilmour for approving the newest piece of equipment and invited all those who had not seen it to inspect it after the meeting.

Chief Lynn announced the two newest officers, Brenna Byrd and Davontay Burke, would graduate from the Academy on Friday, September 22nd. Ms. Byrd is the class president and will be giving a speech during the ceremony. Chief Lynn also stated that Officer Sluka has been hired by the Georgia Bureau of Investigation.

Mayor Faircloth complimented Ms. Palmer for all her assistance with getting the public notices out on social media and any other outlets needed during the weather experienced on September 11, 2017. He also acknowledged the long distance assistance from Assistant City Attorney Hulbert.

6. Executive Session entered at 5:30 p.m.: On a motion by Council Member Walker, seconded by Council Member Jones and carried unanimously, Council went into executive session for a real estate matter.
7. Executive Session adjourned; pre-council reconvened. Council adjourned the executive session held September 19, 2017 and reconvened into the pre-council meeting.
8. Adopted Resolution No. 2017-33 stating purpose of the executive session held on September 19, 2017 was for real estate. On a motion by Council Member Hunt, seconded by Mayor Pro Tempore Jackson and carried unanimously adopted Resolution No. 2017-33 stating the purpose of the executive session held on September 19, 2017 was for real estate. (*Resolution 2017-33 has been entered in the City's official book of record*).
9. Adjournment: On a motion by Council Member Bynum-Grace, seconded by Council Member Hunt and carried unanimously, the reconvened pre-council meeting held September 19, 2017 was adjourned at 5:35 p.m.

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
September 19, 2017
6:00 P.M.

1. Call to Order: James E. Faircloth, Jr., Presiding Officer, called to order the regular meeting of the Perry City Council held September 19, 2017 at 6:00 p.m.

2. Roll.

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

Elected Official(s) Absent: Council Member Willie King

Staff: City Manager Lee Gilmour, Assistant City Attorney Matthew Hulbert, and Recording Clerk, Cyndi Houser

City Departmental Staffing: Chief Steve Lynn – Perry Police Department, Chief Lee Parker – Fire and Emergency Services Department, Bryan Wood – Director of Community Development, Kevin Dye – Director of Leisure Services, Brenda King – Director of Administration, and Ellen Palmer – Digital Communications Manager.

Guest(s)/Speaker(s): Darlene McLendon – Chamber of Commerce.

Media: Vic Powell - Houston Home Journal, Wayne Crenshaw – Macon Telegraph and Saragrace Segó – ComSouth 100.

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

Council Member Jones rendered the invocation and Council Member Randall Walker led the pledge of allegiance to the flag.

4. Citizens with Input: None

5. Public Hearing:

PUBLIC HEARING CALLED TO ORDER AT 6:03 p.m. Mayor James E. Faircloth Jr. called to order a public hearing at 6:03 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)

a. Petition for Rezoning Application No. R-17-07. Applicant Robert Russell requested rezoning of property from City of Perry R-3, Multi-Family Residential to C-3, Central Business District. The property is located at 905 Ball Street.

Staff Report: Mr. Wood provided background information on the application noting that both the Planning Commission and staff recommended approval as this is appropriate for the Central Business District.

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

For: None
Against: None

- b. Consider Establishing 2017 Ad Valorem Millage Rate. Mr. Gilmour explained the City must set a millage rate each year which requires Council to hold three (3) hearings. The rate will stay at the same level as the last three (3) years and administration recommended approval.

Public Input: Mayor Faircloth called for any public input for or against the request.

For: None
Against: None

Public Hearing closed at 6:06 pm. Mayor Faircloth closed the Public Hearing at 6:06 pm.

6. Review of Minutes: Mr. James E. Faircloth, Jr.
a. Council's consideration – Minutes of the September 5, 2017 pre council meeting and September 5, 2017 council meeting.

Council Member Bynum-Grace moved to accept the minutes as submitted; Mayor Pro Tempore Jackson seconded and it carried unanimously.

7. Old Business: Mayor James E. Faircloth, Jr.
a. Mayor James E. Faircloth, Jr. – None
b. Council Members – None
c. City Manager Lee Gilmour – None
d. Assistant City Attorney Matthew Hulbert – None

8. New Business: Mayor James E. Faircloth, Jr.
a. Matters referred from September 18, 2017 work session and September 19, 2017 pre council meeting.
1. Adopted Resolution 2017 -34 accepting the City of Perry Master Arts Plan. Mr. Dye presented for Council's consideration a Master Arts Plan developed by the Perry Public Arts Commission. The Perry Public Arts Commission and staff recommended approval. Council Member Jones

moved to adopt a resolution accepting the City of Perry Master Arts Plan. Council Member Bynum-Grace seconded and it carried unanimously. *(Resolution 2017-34 has been entered into the City's official book of record.)*

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

1. **First Reading** of an ordinance for the rezoning of property from City of Perry R-3, Multi-Family Residential to C-3, Central business District. The property is located at 905 Ball Street. *(No action required by Council.)*

c. Resolution(s) for Consideration and Adoption:

1. Adopted Resolution 2017-35 ratifying the Declaration of Local Emergency. Mayor Faircloth explained that even though the State and the federal government had declared Georgia a disaster area, the City must also declare as a local emergency in order to receive reimbursement for any extra costs associated with clean-up from the weather related event. Council Member Walker moved to ratify the Declaration of Local Emergency. Council Member Hunt seconded and it carried unanimously. *(Resolution 2017-35 has been entered into the City's official book of record.)*

2. Adopted Resolution 2017-36 amending the Fee Schedule by reducing the preliminary plan review fees. Mr. Gilmour advised that the fee schedule is reviewed regularly and it was felt an adjustment was needed for preliminary plan review fees. Council Member Walker moved to amend the Fee Schedule by reducing the preliminary plan review fees. Council Member Jones seconded and it carried unanimously. *(Resolution 2017-36 has been entered into the City's official book of record.)*

- d. Facade grant funding request. Mr. Gilmour explained the program administered by Main Street Design Committee has almost exhausted their funding for this project and they believe it would be beneficial to the downtown area if several applications could be awarded some monies to improve their buildings. Administration recommended the supplemental funding. Council Member Bynum-Grace moved to increase the facade grant funding. Council Member Jones seconded and it carried unanimously.

e. Special Events Application(s): Chief Lynn

1. The City of Perry and the Perry CVB are co-hosting a private dinner to film a promotional video on the 900 block of Carroll Street on Sunday, October 22nd beginning at 4:30 p.m. Chief Lynn reviewed the street closure request stating that no businesses will be impacted with the street closure and staff recommends approval. They also recommended approval of the special event alcohol permit license application. Council Member Walker moved to approve the street closure and special event alcohol permit. Council Member Jones seconded and it carried unanimously.

9. Other Business/Supplemental Agenda:

a. Appointment(s) to Boards/Commissions/Authorities:

Council Member Jones appointed Mr. Eric Edwards to the Perry Planning Commission.

b. Parade Application:

1. Kiwanis Annual Fair Parade on October 7 beginning at 10:00 am.

Chief Lynn advised the annual parade will be using the same route as in previous years starting at Washington Street and Commerce Street, proceeding to Main Street, then south on Courtney Hodges Boulevard and ending at the North Gate of the Fairgrounds. Staff recommended approval. Mayor Pro Tempore Jackson moved to approve the street closures as submitted for the Kiwanis Annual Fair Parade on October 7, 2017. Council Member Jones seconded and it carried unanimously.

10. Council Member Items:

Mayor Pro Tempore Jackson and Council Member Walker had no reports.

Council Member Bynum-Grace stated this year's Music Festival was very successful.

Council Member Jones expressed appreciation for the paving and striping on Park Avenue.

Council Member Hunt gave kudos to Mr. Carl Lumpkin on a job well done for this year's Music Festival.

11. Department Heads/Staff Items:

Ms. King, Mr. Wood, Mr. Dye and Ms. Palmer had no reports.

Chief Parker thanked Mayor and Council for the new rescue truck which arrived earlier in the day and for supporting the Fire Department in obtaining good equipment.

Chief Lynn announced the two newest hires, Brenna Byrd and Davontay Burks, would be graduating from the Academy on Friday; they will be sworn in on Monday morning and begin their field training after receiving their assignments. He also stated one of their officers has been hired by the Georgia Bureau of Investigation.

12. General Public Items:

Darlene McLendon reminded everyone that Business After Hours will be held at the Canine Clubhouse's new location at the corner of Ball Street and Duncan Avenue this Thursday from 5:30-7 pm.

November 1st is the State of the Community luncheon at the Board of Education Annex

on Macon Road.

November 30th – Taste of Southern at GFNA

13. Mayor Items:

Commended:

- Public Safety, Fire Department and Public Works for the quick clean up after the extreme weather on September 11th.
- Carl Lumpkin, Public Safety, Public Works and the vendors following the Music Festival on September 16th.

Announced:

- Constitution Week is September 17-24
- The 9-11 commemoration was postponed due to the weather, but was held in Centerville on September 18th.
- September 25th there will be a special called meeting at 5:30 pm in Council Chambers.
- October 2nd – Work Session
- October 3rd – Pre Council & Council meetings
- October 5th - the opening day for the Georgia National Fair

14. Adjourn: There being no further business to come before Council in the regular meeting held September 19, 2017 Council Member Bynum-Grace motioned to adjourn the meeting at 6:31 p.m.; Council Member Hunt seconded the motion and it carried unanimously.

MINUTES
SPECIAL MEETING
OF THE PERRY CITY COUNCIL
September 25, 2017
5:30 P.M.

1. Call to Order: Mayor James E. Faircloth, Jr., Presiding Officer, called to order the special meeting of the Perry City Council held September 25, 2017 at 5:30 p.m.

2. Roll.

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

Elected Official Absent: None

Staff: City Manager Lee Gilmour, and Recording Clerk Annie Warren

Department Staffing: Robert Smith – Economic Development Director

Media: Vic Powell – Houston Home Journal

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

PUBLIC HEARING CALLED TO ORDER AT 5:35 p.m. Mayor James E. Faircloth Jr. called to order a public hearing at 5:35 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)

3a. Consider establishing the 2017 ad valorem millage rate for the City of Perry. Administration reviewed the proposed 2017 ad valorem millage rate of 14.05 mills and recommended adoption.

Public Input: Mayor Faircloth called for any public input for or against the request.

For: None

Against: None

Public Hearing closed at 5:36 pm. Mayor Faircloth closed the Public Hearing at 5:36 pm.

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

4a. Resolution(s) for Consideration and Adoption:

1. Resolution establishing the 2017 ad valorem millage rate for the City of Perry.

Adopted Resolution 2017-37 establishing the 2017 ad valorem millage rate for the City of Perry. Mr. Gilmour stated the required hearing had been held and Administration was recommending the adoption of the resolution which establishes the millage rate at 14.05 mills. Mayor Pro Tempore Jackson moved to adopt the resolution establishing the 2017 ad valorem millage rate for the City of Perry at 14.05 mills. Council Member Jones seconded and the motion carried unanimously. (*Resolution 2017-37 has been entered into the City's official book of record.*)

5. Council Member Items: None

6. Department Head Items: None

7. Adjourn: There being no further business to come before Council in the special meeting held September 25, 2017 Council Member Hunt motioned to adjourn the meeting at 5:39 p.m.; Council Member Walker seconded the motion and it carried unanimously.



Where Georgia comes together.
Department of Community Development

Public Hearing
Sept. 19, 2017
Tuesday @ 6:00 PM

August 29, 2017

The Honorable James E. Faircloth, Jr.
Perry City Council
Post Office Box 2030
Perry, Georgia 31069

Re: Rezoning Application #R-17-07
905 Ball Street, Perry
Map/Parcel #P4-29

Dear Mayor and Council:

On August 28, 2017 the Perry Planning Commission reviewed the above referenced petition for rezoning as submitted by Mr. Robert Russell.

The request was for the rezoning of the property at 905 Ball Street from City of Perry R-3, Multi-Family Residential to C-3, Central Business District.

The Perry Planning Commission recommended approval of the application as submitted.

Sincerely,



Jacob W. Poole, Chairman
Perry Planning Commission

JWP/cs



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STAFF REPORT

8/15/17

From the Community Development Department

CASE NUMBER: R-17-07
APPLICANT: Robert Russell
REQUEST: Zoning change from R-3, Multi-Family Residential District to C-3, Central Business District
LOCATION: 905 Ball Street; Tax Map No.: 0P0040 029000

ADJACENT ZONING/LANDUSES:

Subject Parcel: Zoned R-3, Residential structure previously used for office and residential
North: C-3, Central Business District, parking for law offices
South: R-3; Multi-family Residential; single-family residence
East: C-3, Central Business District, Woodmen of the World
West: M-2, Industrial District; Walker-Rhodes Tractor Company

STAFF RECOMMENDATION: Based on evaluation of the standards below, the City Staff concludes that the C-3 zoning district is appropriate for the subject property. Therefore, Staff recommends approval of the request.

BACKGROUND INFORMATION: The subject property consists of a 0.15 acre parcel of land developed with a single-family residential structure. The property was used as offices for Three Kings for a number of years prior to 2013. Its last use was as a residence. The owner has leased the property to a new office tenant which applied for a sign permit. Reviewing the sign permit triggered staff to review the zoning of the property, and realize it is zoned multi-family residential.

This area of Ball Street has transitioned from primarily residential uses to offices uses. The subject property is contiguous or adjacent to C-3 zoning and office uses on two sides.

STANDARDS GOVERNING ZONE CHANGES:

1. *The suitability of the subject property for the zoned purposes.* The current R-3 zoning would allow development of up to two dwelling units. This area of Ball Street has been transitioning from residential uses to professional offices.
2. *The extent to which the property values of the subject property are diminished by the particular zoning restrictions.* The property would clearly be more valuable as commercial use than as residential, given its location adjacent to commercial and industrial properties.
3. *The extent to which the destruction of property values of the subject property promotes the health, safety, morals or general welfare of the public.* Keeping the property zoned for residential uses only would likely cause the continued sporadic residential rental occupancy, therefore, limiting the likelihood for improvements.

4. *The relative gain to the public as compared to the hardship imposed upon the individual property owner.* The residential zoning classification does not offer any public gain, and can be argued, would be detrimental to the public good.
5. *Whether the subject property has a reasonable economic use as currently zoned.* Two dwelling units could be developed under the current zoning classification. There appears to be a reasonable economic use of the property as currently zoned.
6. *The length of time the property has been vacant as zoned considered in the context of land development in the area in the vicinity of the property.* The subject property was used for professional offices for several years before the company went out of business in 2013. Since then there has been sporadic residential occupancy of the property.
7. *Whether the proposed rezoning will be a use that is suitable in view of the uses and development of adjacent and nearby property.* The subject property is surrounded on three sides by commercial and industrial zoning and uses. The proposed C-3 zoning district has expanded toward this property over the past several years.
8. *Whether the proposed rezoning will adversely affect the existing use or usability of adjacent or nearby property.* With the exception of the property to the south, all other properties along Ball Street, between Main Street and Gilmer Street are already zoned C-3. The subject and adjacent properties back up to M-2 zoned properties.
9. *Whether the zoning proposal is in conformity with the policies and intent of the land use plan.* The 2017 Joint Comprehensive Plan Update identifies the subject property and the surrounding area as 'Town Center Area'.
10. *Whether the zoning proposal will result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities, or schools.* Given the uses permitted in the C-3 district, and the limitations resulting from the size of the property, the proposed modification should not cause excessive use to or burden existing streets, transportation facilities, utilities or schools,.
11. *Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for either approval or disapproval of the zoning proposal.* The transition of the surrounding properties to commercial uses would appear to support the proposed zoning change.



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Application # R-17-07

Application for Rezoning

Contact Community Development (478) 988-2720

Applicant/Owner Information

*Indicates Required Field

	Applicant	Property Owner
*Name	Robert Russell	Same
*Title	Owner	
*Address	913 Evergreen	
*Phone	478-808-7581	
*Email	robby1russell@yahoo.com	

Property Information

*Street Address or Location	905 Ball St
*Tax Map #(s)	P4-29
*Legal Description	
<p>A. Provide a copy of the deed as recorded in the County Courthouse, or a metes and bounds description of the land if a deed is not available;</p> <p>B. Provide a survey plat of the property and/or a proposed site plan;</p> <p>C. For Annexation, a survey must be tied to the Georgia Planes Coordinate System.</p>	


Request

*Current Zoning District	R3	*Proposed Zoning District	E3
*Please describe the existing and proposed use of the property			
house office			

Instructions

1. The application and fee (made payable to the City of Perry) must be received by the Community Development Office no later than 4:30 pm on the date reflected on the attached schedule.
2. Fees:
 - a. Residential - \$123.00 plus \$14.60/acre (maximum \$1,500.00)
 - b. Planned Development - \$148.00 plus \$14.60/acre (maximum \$2,600.00)
 - c. Commercial/Industrial - \$225.00 plus \$21.00/acre (maximum \$2,800.00)
3. The applicant/owner must respond to the 'standards' on page 2 of this application (you must answer 'why' you believe the application meets the tests for granting the rezoning). See Sections 32, 33, and 171 of the Perry Land Development Ordinance (PLDO) for more information. You may include additional pages when addressing the standards.
4. The staff will review the application to verify that all required information has been submitted. The staff will contact the applicant with a list of any deficiencies which must be corrected prior to placing the application on the planning commission agenda.
5. Rezoning applications require an informational hearing before the planning commission and a public hearing before City Council. The property must be posted at least 15 days prior to the scheduled hearing dates.
6. An application for rezoning affecting the same parcel shall not be submitted more often than once every six months.
7. The applicant must be present at the hearings to present the application and answer questions that may arise.

8. Campaign Notice required by O.C.G.A. Section 36-67A-3: Within the past two years, have you, the applicant, made either campaign contributions and/or gifts totaling \$250.00 or more to a local government official? Yes ___ No X
If yes, please complete and submit the attached Disclosure Form.
9. The applicant and property owner affirm that all information submitted with this application, including any/all supplemental information, is true and correct to the best of their knowledge and they have provided full disclosure of the relevant facts.
10. Signatures:

*Applicant 	*Date Aug 7 2017
*Property Owner/Authorized Agent	*Date

Standards for Granting a Rezoning

1. Are there covenants and restrictions pertaining to the property which would preclude the uses permitted in the proposed zoning district?
2. Describe the existing land uses and zoning classifications of surrounding properties.
3. Describe the suitability of the subject property for use as currently zoned.
4. Describe the extent to which the value of the subject property is diminished by the current zoning designation.
5. Describe the extent to which the diminished property value promotes health, safety, morals, and general welfare of the public.
6. Describe the relative gain to the public compared to any hardship imposed on the property owner.
7. Describe how the subject property has no reasonable economic use as currently zoned.
8. How long has the subject property been vacant as currently zoned, considering development in the vicinity?
9. Describe how uses permitted in the proposed zoning district are compatible with the uses and development of surrounding properties.
10. Describe why the proposed zoning district will not adversely impact the use of surrounding properties.
11. Describe how the proposed zoning district is consistent with the Comprehensive Plan.
12. Describe how the proposed zoning district will not cause an excessive burden upon existing public facilities and services.
13. Describe any other existing or changing conditions affecting the use and development of the subject property which support approval of the requested zoning district.

Created 6/30/2107

For Office Use					
Date received 8-7-17	Fee paid \$225 ⁰⁰	Date deemed complete 8-7-17	Public Notice Sign by 8/11/17	Legal Ad forum 8/30 - cond 8/23/17	
Notice to Applicant 8/14/17	Routed to PC 8/18/17	Date of PC 8/28/17	Date of Public Hearing 9/19/17	Date of Council action 10/3/17	Notice of action



Legend

Parcels	C2	M2	R2A
Perry Zoning	C3	OC	R3
Zoning Types	GU	PUD	RAO
LC	IN	R1	RMH
C1	M1	R2	

0 25 50 100 150 200 Feet

1 inch = 100 feet



City of Perry Zoning Review
Case: R-17-07



**AN ORDINANCE TO AMEND CHAPTER 23 OF THE MUNICIPAL CODE OF THE
CITY OF PERRY, GEORGIA KNOWN AS “STREET AND SIDEWALKS”**

WHEREAS, pursuant to Section 1.13 of the Charter of the City of Perry, Georgia (“City”), the City is empowered to regulate roadside areas, including rights-of-way; and

WHEREAS, pursuant to O.C.G.A. § 36-76-1, et seq., known as the “Consumer Choice for Television Act” of 2007, the City retains regulatory powers over certain activity of cable and video providers with respect to public rights-of-way within or belonging to the City; and

WHEREAS, pursuant to O.C.G.A. § 46-5-1, et seq., telephone companies shall comply with all applicable local laws and regulations, including municipal ordinances and regulations, regarding the placement and maintenance of facilities in the public rights-of-way that are reasonable, nondiscriminatory, and applicable to all users of the public rights-of-way within or belonging to the City; and

WHEREAS, the City desires to establish reasonable nondiscriminatory regulations for the installation, construction, maintenance, renewal, removal and relocations of Utility Facilities that are not more restrictive than equivalent regulations promulgated by the Georgia Department of Transportation with respect to Utilities on the state highway system under authority of O.C.G.A. § 32-4-70;

NOW THEREFORE, THE COUNCIL OF THE CITY OF PERRY HEREBY ORDAINS that the Municipal Code of the City of Perry, Georgia is amended as follows:

Chapter 23 of the Municipal Code of the City of Perry, Georgia is hereby amended by creating a new Article VI, Sections 23.70-23.78, entitled “Utility Accommodation Policy,” as follows:

Section 23.70. Declaration of Findings and Purpose, Scope, Definitions.

Section 23.70.1. Intent and Purpose. The City of Perry (the “City”) is vitally concerned with the use, construction within, and occupancy of all Rights-of-Way in the City as such Rights-of-Way are a valuable and limited resource which must be utilized to promote the public health, safety, welfare, and economic development of the City, and which also must be utilized to protect the public work infrastructure. Therefore, the City, under the authority of the Laws and Constitution of the State of Georgia, including but not limited to Article 9, Section 1, paragraphs 2 and 3 of the Georgia Constitution, O.C.G.A. § 36-1-20 and O.C.G.A. § 32-4-42(6), has adopted this ordinance for the purpose of regulating public and private entities which use the City Rights-of-Way.

Section 23.70.2. Scope. The provisions of this Article VI shall apply to all Utilities and Facilities occupying the Rights-of-Way as provided herein.

Section 23.70.3 Definitions. For the purposes of this Article VI, the following terms, phrases, words, and their derivations have the meanings set forth herein. The words “shall” and

“will” are mandatory and “may” is permissive. Words not defined shall be given their common and ordinary meaning. References hereafter to “Sections” are, unless otherwise specified, references to Sections in this Article VI. Defined terms remain defined terms whether or not capitalized.

1. *City* means the City of Perry, Georgia;
2. *Codified Ordinances* means the Codified Ordinances of the City of Perry, Georgia;
3. *Construct* means, but shall not be limited to, to dig, bore, tunnel, trench, excavate, obstruct, install or remove signs or Facilities, other than landscaping or ornamental plantings, in, on, above, within, over, below, under, or through any part of the Rights-of-Way. Construct shall also include the act of opening and/or cutting into the surface of any paved or improved surface that is any part of the Right-of-Way;
4. *Construction* means, but shall not be limited to, the act or process of digging, boring, tunneling, trenching, excavating, obstructing, installing or removing signs or Facilities, other than landscaping or ornamental plantings, in, on, above, within, over, below, under, or through any part of the Rights-of-Way. Construction shall also include the act of opening, boring and/or cutting into the surface of any part of the Right-of-Way;
5. *Director* means the Assistant City Manager of the City of Perry, Georgia, or his or her designee;
6. *Emergency* means a condition that poses a clear and immediate danger to life, health, or safety of a person, or of significant damage or loss of real or personal property;
7. *Facility or Facilities* means any tangible thing, including but not limited to pipes, mains, conduits, cables, wire, poles, towers, traffic and other signals, and other equipment, appurtenances, appliances and future technology of any Utility in, on, along, over, or under any part of the Rights-of-Way within the City;
8. *Facilities Representative(s)* means the specifically identified agent(s)/employee(s) of a Utility who are authorized to direct field activities of that Utility and serve as official notice agent(s) for Facilities-related information. Utility shall be required to make sure at least one (1) of its Facilities Representatives are available at all times to receive notice of, and immediately direct response to, Facilities-related emergencies or situations;
9. *FCC* means the Federal Communications Commission or any successor thereto;
10. *Permit* means an authorization which grants permission to conduct specific regulated activities on, in, over, under or within any public right-of-way, and which may be subject to conditions specified in a written agreement with the City or in a related provision of this Code of Ordinances;

11. *Right(s)-of-Way* means the surface and space in, on, above, within, over, below, under or through any real property in which the City has an interest in law or equity, whether held in fee, or other estate or interest, or as a trustee for the public, including, but not limited to any public street, boulevard, road, highway, freeway, lane, court, sidewalk, parkway, or any other place, area, or real property owned by or under the legal or equitable control of the City, now or hereafter, that consistent with the purposes for which it was dedicated, may be used for the purposes of constructing, operating, repairing or replacing Facilities;

12. *Service(s)* means the offering of any service by a Utility for a fee directly to the public, or to such classes of users as to be effectively available directly to the public, or alternatively, the provision of any service by a Utility between two or more points for a proprietary purpose to a class of users other than the general public;

13. *Service Agreement* means a valid license agreement, service agreement, franchise agreement, or operating agreement issued by the City or state pursuant to law and accepted by a Utility or entered into by and between the City and a Utility, which allows such Utility to operate or provide service within the geographic limits of the City;

14. *Street or Streets* means the surface of, as well as the spaces above and below, any and all the streets, alleys, avenues, roads, bridges, tunnels and public places of the City within the corporate limits of the City, as the same now exist or may be hereafter extended or altered, and any location thereon, thereover or thereunder, and any portion thereof;

15. *Transfer* means the disposal by the Utility, directly or indirectly, by gift, assignment, sale, merger, consolidation, or otherwise, of more than fifty percent (50%) at one time of the ownership or controlling interest in the Facilities, or of more than fifty percent (50%) cumulatively over the term of a written approval of Registration of such interests to a corporation, partnership, limited partnership, trust, or association, or person or group of persons acting in concert;

16. *Unused Facilities* means Facilities located in the Rights-of-Way which have remained unused for twelve (12) months and for which the Utility is unable to provide the City with a plan detailing the procedure by which the Utility intends to begin actively using such Facilities within the next twelve (12) months, or that it has a potential purchaser or user of the Facilities who will be actively using the Facilities within the next twelve (12) months, or that the availability of such Facilities is required by the Utility to adequately and efficiently operate its Facilities;

17. *Utility or Utilities* means all privately, publicly, or cooperatively owned systems for producing, transmitting, or distributing communication, data, information, telecommunication, cable television, video services, power, electricity, light, heat, gas, oil, crude products, water/sewer, steam, fire and police signals, traffic control devices, and street lighting systems, and housing or conduit for any of the foregoing, which directly or indirectly serve the public or any part thereof. The term "utility" may also be used to refer to the owner, operator, Utility, service, contractor, subcontractor, or any agent thereof, of any above-described utility or utility facility.

Section 23.71. Utility Registration.

Section 23.71.1. Registration Required. Each Utility who occupies, uses or has Facilities in the Rights-of-Way at the time of passage of this Ordinance, including by lease, sublease or assignment, to operate Facilities located in the Rights-of-Way, unless specifically exempted by state or federal law or this Code, shall file a Registration Statement with the Office of the City Manager within ninety (90) days of the effective date of this Ordinance.

Section 23.71.2 Registration Procedure. The Registration information provided to the City shall be on a form approved by the City and shall include, but not be limited to:

1. The name, legal status (i.e., partnership, corporation, etc.), street address, email address, and telephone and facsimile numbers of the Utility filing the Registration Statement (the "Registrant"). If the Registrant is not the owner of the Facility in the Right-of-Way, the Registration shall include the name, street address, email address if applicable, and telephone and facsimile numbers of the owner;

2. The name, street address, email address if applicable and telephone and facsimile numbers of one (1) or more Facilities Representative(s). Current information regarding how to contact the Facilities Representative(s) in an Emergency shall be provided at the time of filing a Registration and shall be updated as necessary to assure accurate contact information is available to the City at all times;

3. A copy, if requested, of the Utility's certificate of authority (or other acceptable evidence of authority to operate) from the Georgia Public Service Commission and/or the FCC and any other similar approvals, permits, or agreements;

4. A copy, if requested, of the Service Agreement, if applicable, or other legal instrument that authorizes the Utility to use or occupy the Right-of-Way for the purpose described in the Registration.

Section 23.71.3 Incomplete Registration. If a Registration is incomplete, the Director shall notify the Registrant and shall provide a reasonable period of time in which to complete the Registration. If a Registration is complete, the Director shall so notify the Utility in writing.

Section 23.71.4 Acceptance of the Registration. Acceptance of the Registration shall not convey title in the Rights-of-Way. Acceptance of the Registration is only the nonexclusive, limited right to occupy Rights-of-Way in the City for the limited purposes stated in the Acceptance. Acceptance of the Registration does not excuse a Utility from obtaining Permits required by City ordinances nor from obtaining appropriate access or pole attachment agreements before using the Facilities of others, including the City. Acceptance of the Registration does not excuse a Utility from notifying the City of Construction as required herein.

Section 23.71.5 Facilities in Place without Registration. Beginning one year after the effective date of this Article VI, any Facilities or part of a Facility found in a Right-of-Way for which

registration is required but has not been obtained unless specifically exempted by law, and for which no valid Service Agreement exists with the City, may be deemed to be a nuisance and an unauthorized use of the Rights-of-Way. The City may exercise any remedies or rights it has at law or in equity, including, but not limited to, abating the nuisance; taking possession of the Facilities, evicting the Utility from the Right-of-Way; prosecuting the violator; and/or any other remedy provided by City ordinance or otherwise allowed in law or in equity.

Section 23.72. Construction Permits.

Section 23.72.1 Permit Required. It shall be unlawful for any Utility to excavate or to construct, install, maintain, renew, remove or relocate Facilities in, on, along, over or under the public roads of the City without a Utility permit from the Office of the City Manager in accordance with the terms of this Article VI.

Section 23.72.2 Permit Procedure. Utility Permits shall be obtained from the Director (or such other person as the City Manager may designate) upon application made on forms prescribed by the Office of the City Manager. The written application shall include the following:

1. The name and address of the Utility;
2. The nature, extent, and location of any work proposed to be done, along with satisfactory plans as attachments showing in detail the location of the proposed Facility or operations as described in the Permit application. The plans shall show the size or capacity of Facilities to be installed; their relationship to Street features such as right-of-way lines, pavement edge, structures, etc., horizontal and vertical clearance to critical elements of the roadway and any other information necessary to evaluate the impact on the Street and its operation;
3. The name and address of the person or firm who is to do such work;
4. The name, street address, email address if applicable and telephone and facsimile numbers of one (1) or more Facilities Representatives;
5. The projected dates for the work to be started and finished;
6. An indemnity bond or other acceptable security in an amount to be set by the City to pay any damages to any part of the City road system or other City property or to any city employee or member of the public caused by activity or work of the Utility performed under authority of the permit issued;
7. A copy, if requested, of the Registrant's certificate of authority (or other acceptable evidence of authority to operate) from the Georgia Public Service Commission and/or the FCC and any other similar approvals, permits, or agreements; and
8. A copy, if requested, of the service agreement, if applicable or other legal instrument that authorizes the Utility to use or occupy the Right-of-Way for the purpose described

in the application.

Section 23.72.3 Permit Fees. Fees shall be determined by the Director, subject to the approval by resolution of the City Council. A fee schedule shall be available at the offices of the Director and the City Clerk and open for public inspection.

Section 23.72.4 Issuance of Permit. If the Director determines the Applicant has satisfied the following requirements, the Director may issue a permit.

1. Whether issuing of the approval will be consistent with this Article VI; and
2. Whether Applicant has submitted a complete Application and has secured all certificates and other authorizations required by law, if applicable, in order to construct Facilities in the manner proposed by the Applicant; and
3. The impact on safety, visual quality of the streets, traffic flow, and other users of the right-of-way and the difficulty and length of time of the Project, construction or maintenance.

Section 23.72.5 Emergency Situations.

1. Each Utility shall, as soon as reasonably practicable, notify the Director of any event regarding its Facilities which it considers to be an Emergency. The Utility may proceed to take whatever actions are necessary in order to respond to the Emergency. A Utility who engages in an emergency excavation shall take all reasonable precautions to avoid or minimize damage to any existing facilities.
2. In the event that the City becomes aware of an Emergency regarding Utility Facilities, the City may attempt to contact the affected Utility or Facilities Representative. The City may take whatever action it deems necessary in order to respond to the Emergency, including cut or move any of the wires, cables, amplifiers, appliances, or other parts of the Facilities. The City shall not incur any liability to the Utility, for such emergency actions, and the cost of such shall be paid by each Utility affected by the Emergency.

Section 23.72.6 Effective Period of Permit.

1. Each permit shall have a set commencement and expiration date based on information provided in the Applicant's permit application.
2. The Permit shall remain in place until Construction is completed or until its expiration date, whichever shall first occur, unless the Utility is in default. The Director may give written notice of default to a Utility if it is determined that a Utility has
 - a. Violated any provision or requirement of the issuance or acceptance of a Permit application or any law of the City, state, or federal government;

- b. Attempted to evade any provision or requirement of this Article VI;
- c. Practiced any fraud or deceit upon the City; or
- d. Made a material misrepresentation or omission of fact in its Permit application.

Section 23.72.7 Cancellation for Cause. If a Utility fails to cure a default within twenty (20) business days after such notice is provided to the Utility by the City, then such default shall be a material breach and the City may exercise any remedies or rights it has at law or in equity to terminate the Permit. If the Director decides there is cause or reason to terminate, the following procedure shall be followed:

1. City shall serve Utility with a written notice of the reason or cause for proposed termination and shall allow a Utility a minimum of fifteen (15) calendar days to cure its breach.
2. If the Utility fails to cure within fifteen (15) calendar days, the City may declare the Permit terminated.

Section 23.72.8 Expiration of Permit. If work is not begun within six (6) months of the date of issuance, the Permit will automatically expire.

Section 23.73. Required Minimum Standards.

Section 23.73.1 Utility Accommodation Manual Adopted. The 2009 Utility Accommodation Policy and Standards manual, including all references contained therein to codes, rules, regulations, schedules, forms and appendix items, except Appendix B (Permit Forms and supporting Documents), promulgated by the State of Georgia Department of Transportation, as may be amended from time to time, is hereby adopted by reference and incorporated in the article as if fully set forth herein, subject to the amendments and modification contained in this Article VI. A copy of the manual shall be maintained at the offices of the Director or his designee and open for public inspection. Any conflicts between the provisions of this ordinance and the manual shall be resolved in favor of the manual. References to State personnel, agencies, and fees shall be interpreted, where required, as meaning the City of Perry municipal equivalents.

Section 23.73.2 Protection of Traffic and Roadway. Unless specifically in the Permit, no Utility may occupy the City Rights-of-Way unless sufficient space is available so that the free flow and safety of traffic and other capacity considerations are not unduly impaired and the installation does not prevent the Office of the City Manager from reasonably maintaining the streets, structures, traffic control devices and other appurtenant facilities, and further provided that maintenance and operations of the Facilities do not jeopardize the traffic, street structure, other users of the right-of-way or the right-of-way itself.

Section 23.73.3 Grading. If the grades or lines of any street within the City Right-of-

Way are changed at any time by the City during the term of the permit and this changes involves an area in which the Utility's Facilities are located, then the Utility shall, at its own cost and expense and upon the request of the City upon reasonable notice, protect or promptly alter or relocate the Facilities, or any part thereof, so as to conform with such new grades or lines. In the event the Utility refuses or neglects to so protect, alter, or relocate all or part of the Facilities, the City shall have the right to break through, remove, alter, or relocate all or any part of the Facilities without any liability to the Utility and the Utility shall pay to the City the costs incurred in connection with such breaking through, removal, alteration, or relocation.

Section 23.73.4 Installation of Poles and Other Wireholding Structures and Relocation.
Unless otherwise provided in a valid service agreement, no placement of any pole or wireholding structure of the Utility is to be considered a vested interest in the Right-of-Way, and such poles or structures are to be removed, relocated underground, or modified by the Utility at its own expense whenever the City determines that the public convenience would be enhanced thereby. The Facilities shall be so located and installed as to cause minimum interference with the rights and convenience of property owners.

Section 23.73.5 As provided in O.C.G.A. § 25-9-6 (the Georgia Utility Facility Protection Act) and other applicable state law currently in place or as amended, no Utility shall commence, perform, or engage in blasting or in excavating with mechanized excavating facilities unless and until the Utility planning the blasting or excavating has given 48-hours notice by submitting a locate request to the Utility Protection Center, beginning the next business day after such notice is provided, excluding hours during days other than business days.

Section 23.74. Restoration of Property.

Section 23.74.1 Each Utility shall be responsible for the cost of repairing any Facilities in the Rights-of-Way and adjoining property or other Facilities which it or its Facilities damage.

Section 23.74.2 A Utility shall be liable, at its own cost and expense, to replace, restore or repair, any Street, Facilities or property or structure thereon, thereunder, thereover or adjacent thereto that may become disturbed or damaged as a result of the Construction or installation, operation, upgrade, repair or removal of Facilities to a condition as good as or better than its condition before the work performed by the Utility that caused such disturbance or damage. If the Utility does not commence such replacement or repair after twenty (20) business days following written notice from the City, the City or the owner of the affected structure or property may make such replacement or repair and the Utility shall pay the reasonable and actual cost of the same.

Section 23.75. Inspection.

Section 23.75.1 The Utility shall make the Construction site available to the Director and to all others as authorized by Law for inspection at all reasonable times during the execution and upon completion of the Construction.

Section 23.75.2 At any time, including the time of inspection, the Director may order

the immediate cessation of any work which poses a serious threat to the health, safety, or welfare of the public, violates any law, or which violates the terms and conditions of the Permit and/or this Article VI or issue an order to correct work which does not conform to the Permit and/or applicable standards, conditions or codes.

Section 23.75.3 When the Construction under any Permit is completed, the Utility shall notify the Office of the City Manager.

Section 23.76. Other Approvals, Permits and Agreements.

Section 23.76.1 Additional Permits Required. The Utility shall obtain all construction, building or other permits or approvals as according to City ordinance, state or federal law. In addition, a Permittee shall comply with all requirements of laws, shall complete work in a way so as to not cause any unnecessary or unauthorized obstructions or sidewalks, streets, waterways or railways, and is responsible for all work done in the Rights-of-Way regardless of who performs the work. No Rights-of-Way obstruction or excavation may be performed when seasonally prohibited or when conditions are unreasonable for such work, except in the case of an Emergency as provided in this Article VI.

Section 23.77. Penalties.

Section 23.77.1 Every Utility convicted of a violation of any provision of this Article VI shall be punished by a fine not exceeding one thousand dollars (\$1,000.00) per violation. Each act of violation and each day upon which any such violation shall occur shall constitute a separate offense. In addition to the penalty prescribed above, the City may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 23.78. Other Provisions.

Section 23.78.1 Severability. If any section, subsection, sentence, clause, phrase, or portion of this Article VI is for any reason held invalid or unconstitutional by any court or administrative agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 23.78.2 Reservation of Regulatory and Police Powers. The City by issuing a written approval of Registration under this Article VI, does not surrender or to any extent, lose, waive, impair, or lessen the lawful powers and rights, which it has not or may be hereafter vested in the City under the Constitution and Laws of the United States, State of Georgia and the City Charter, and under the provisions of the City's Codified Ordinances to regulate the use of the Rights-of-Way. The Utility by applying for and being issued a written Permit, is deemed to acknowledge that all lawful powers and rights, regulatory power, or police power, or otherwise as are or the same may be from time to time vested in or reserved to the City, shall be in full force and effect and subject to the exercise thereof by the City at any time. A Utility is deemed to acknowledge that its interests are subject to the regulatory and police powers of the City to adopt and enforce general

ordinances necessary to the safety and welfare of the public and is deemed to agree to comply with all applicable general laws enacted by the City pursuant to such powers. In particular, all Utilities shall comply with City zoning and other land use requirements pertaining to the placement and specifications of Facilities.

Section 23.78.3 Compliance. No Person shall be relieved of its obligation to comply with any of the provisions of this Article VI by reason of any failure of the City to enforce compliance.

Section 23.78.4 Appeal of Administrative Decisions. All appeals provided for by this Article VI and any notification to the City required by this Article VI shall be in writing and sent via certified mail to the Director as specified in this Article VI.

Section 23.78.5 Chapter Headings. Chapter headings are for convenience only and shall not be used to interpret any portion of this Article VI.

SO ENACTED this ____ day of _____, 201__.

CITY OF PERRY, GEORGIA

By: _____
James E. Faircloth, Jr., Mayor

Attest: _____
Annie Warren, City Clerk

(City Seal)

1st Reading:

2nd Reading:

**A RESOLUTION
APPROVING THE ACQUISITION
OF PROPERTY**

WHEREAS, the City has negotiated the acquisition of certain properties for public use;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRY THAT

Section 1 The following properties have/or will be acquired by the City as follows:

1. Lot 14 Village of New Hope
Obtained through donation
Big Indian Creek Waterway

2. Land lot 273 – Parcel A
Obtained through purchase of \$91,100
Rotary Centennial Park

3. Land lots 190 and 191, 13th Land District, Tract A
Obtained through purchase of \$89,800
Well 3/Water Treatment Facility

SO RESOLVED THIS _____ DAY OF _____ 2017.

CITY OF PERRY

By: _____
JAMES E. FAIRCLOTH, JR., MAYOR

City Seal

Attest: _____
ANNIE WARREN, CITY CLERK

**A RESOLUTION
TO AMEND
THE CITY OF PERRY
FEE SCHEDULE**

WHEREAS, there is a need to amend the Perry Fee Schedule to adjust for Leisure Services program fees;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF PERRY HEREBY RESOLVES that the City of Perry Fee Schedule is amended as follows:

Section 1 B. Charge for Services, 10. Culture and Recreation, a. Youth Athletic Fees 2. Basketball

	From	To
7-12 Years old	\$ 94.00/participant	\$ 78.00/participant
13-17 years old	104.00/participant	82.00/participant

SO RESOLVED THIS _____ DAY OF _____ 2017.

CITY OF PERRY

By: _____
JAMES E. FAIRCLOTH, JR., MAYOR

City Seal

Attest: _____
ANNIE WARREN, CITY CLERK



MEMORANDUM

TO: Lee Gilmour, City Manager

FROM: Brenda King, *BK* Director of Administration

DATE: September 22, 2017

SUBJECT: Recommendation of Award
Bid #2018-02

Description: Sewer Point Repairs

FUND:

<u>Vendor</u>	<u>Bid Amount</u>
The Renee Group, Inc. – Doraville, GA	\$161,197.50
Coggins Construction Co. – Thomaston, GA	\$246,921.18
Griffin-Folsom Construction – Cordele, GA	\$251,580.00
Southeast Pipe Survey, Inc. – Patterson, GA	\$443,087.90

Engineer and Department recommendation: Award the bid in the amount of \$161,197.50 to The Renee Group, Inc.



Carter & Sloope
CONSULTING ENGINEERS

September 22, 2017

Chad McMurrian
City of Perry
1211 Washington Street
Perry, GA 31069

SUBJECT: Recommendation of Award
2017 Sewer Point Repairs
C&S File: P2100.012

Mr. McMurrian:

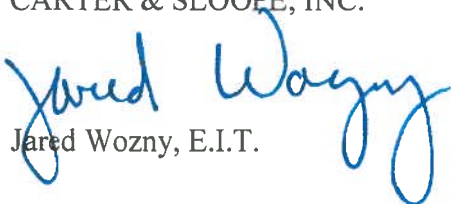
As you are aware, bids were received and opened for the above subject project on Thursday, September 22, 2017. A total of four (4) responsive bids were received. Two bids were adjusted due to calculation errors, The Renee Group, Inc. and Giffin-Folsom Construction. The Renee Group, Inc., with a total adjusted base bid of \$161,197.50, was determined to be the low bidder.

At this time, Carter & Sloope, Inc. recommends that the City of Perry enter into an Agreement with the Renee Group, Inc. to perform the project titled, "2017 Sewer Point Repairs" in the amount of \$161,197.50.

I have enclosed the Bid Tabulation for your use and review along with the Notice of Award. Upon approval, please sign the Notice of Award and return it un-dated to my attention. I will forward the Notice of Award along to the Contractor for his signature. All documents for this contract will be dated appropriately when executed specification booklets are distributed.

Please contact me with any comments or questions.

Sincerely,
CARTER & SLOOPE, INC.


Jared Wozny, E.I.T.

Enclosed: Bid Tabulation
Notice of Award

CARTER & SLOOPE, INC.
CONSULTING ENGINEERS
6310 PEAKE ROAD
MACON, GEORGIA 31210

BIDDERS:

The Renee Group, Inc.
3440 Oakcliff Road, Suite 112
Doraville, GA 30340

Coggins Construction
433 Sunnyside Rd
Thomaston, GA 30286

Griffin- Folsom Construction
1605 Drayton Road
Cordele GA 31015

Southeast Pipe Survey, Inc.
3523 Williams St
Patterson, GA 31557

	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
r, up to 10 LF (0'-	\$ 2,800.00	\$ 19,600.00	\$ 4,400.00	\$ 30,800.00	\$ 5,000.00	\$ 35,000.00	\$ 4,485.00	\$ 31,395.00
r, up to 10 LF (6'-	\$ 3,300.00	\$ 6,600.00	\$ 4,900.00	\$ 9,800.00	\$ 6,000.00	\$ 12,000.00	\$ 6,045.00	\$ 12,090.00
r, up to 10 LF (8'-	\$ 4,000.00	\$ 4,000.00	\$ 5,200.00	\$ 5,200.00	\$ 8,500.00	\$ 8,500.00	\$ 8,802.00	\$ 8,802.00
r, up to 10 LF (10'	\$ 4,500.00	\$ 4,500.00	\$ 20,000.00	\$ 20,000.00	\$ 9,500.00	\$ 9,500.00	\$ 43,385.00	\$ 43,385.00
ir, up to 10 LF	\$ 5,000.00	\$ 10,000.00	\$ 14,100.00	\$ 28,200.00	\$ 19,000.00	\$ 38,000.00	\$ 65,138.00	\$ 130,276.00
	\$ 1,500.00	\$ 19,500.00	\$ 2,950.00	\$ 38,350.00	\$ 2,500.00	\$ 32,500.00	\$ 2,225.00	\$ 28,925.00
	\$ 2,875.00	\$ 2,875.00	\$ 5,700.00	\$ 5,700.00	\$ 3,500.00	\$ 3,500.00	\$ 5,067.00	\$ 5,067.00
ent	\$ 139.50	\$ 16,740.00	\$ 75.00	\$ 9,000.00	\$ 75.00	\$ 9,000.00	\$ 443.00	\$ 53,160.00
	\$ 85.00	\$ 12,750.00	\$ 96.00	\$ 14,400.00	\$ 75.00	\$ 11,250.00	\$ 106.00	\$ 15,900.00
	\$ 65.00	\$ 520.00	\$ 118.00	\$ 944.00	\$ 100.00	\$ 800.00	\$ 185.00	\$ 1,480.00
Sewer Mair	\$ 1.75	\$ 7,437.50	\$ 3.75	\$ 15,937.50	\$ 3.00	\$ 12,750.00	\$ 3.25	\$ 13,812.50
Sewer Service	\$ 15.00	\$ 11,400.00	\$ 8.00	\$ 6,080.00	\$ 3.00	\$ 2,280.00	\$ 3.25	\$ 2,470.00
Main Only	\$ 3.50	\$ 2,975.00	\$ 5.50	\$ 4,675.00	\$ 10.00	\$ 8,500.00	\$ 3.55	\$ 3,017.50
	\$ 1,000.00	\$ 1,000.00	\$ 9,500.00	\$ 9,500.00	\$ 2,000.00	\$ 2,000.00	\$ 3,586.00	\$ 3,586.00
	\$ 1,250.00	\$ 17,500.00	\$ 1,000.00	\$ 14,000.00	\$ 3,500.00	\$ 49,000.00	\$ 725.85	\$ 10,161.90
	\$ 72.00	\$ 12,600.00	\$ 32.00	\$ 5,600.00	\$ 20.00	\$ 3,500.00	\$ 345.00	\$ 60,375.00
	\$ 1,200.00	\$ 1,200.00	\$ 18,734.68	\$ 18,734.68	\$ 3,500.00	\$ 3,500.00	\$ 9,185.00	\$ 9,185.00
(WA)	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
TOTAL BASE BID		\$ 161,197.50		\$ 246,921.18		\$ 251,580.00		\$ 443,087.90

r base bid changed from \$160,997.50 to \$161,197.50.

i, their base bid changed from \$206,080.00 to \$251,580.00

n of all bids received on September 22, 2017.

SECTION 00621

NOTICE OF AWARD

PROJECT TITLE:

2017 Sewer Point Repairs

The OWNER has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids dated August 19, 2017, and Instructions to Bidders.

You are hereby notified that your BID has been accepted for items in the amount of

One Hundred Sixty-One Thousand, One Hundred Ninety-Seven and 50/100 Dollars (\$161,197.50).

You are required by the Instructions to Bidders to execute the Agreement and furnish the required CONTRACTOR'S Performance BOND, Payment BOND, and Certificates of Insurance within fifteen (15) calendar days from the date of the Notice to you.

If you fail to execute said Agreement and to furnish said BONDS within fifteen (15) days from the date of this notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of this NOTICE of AWARD to the OWNER.

Dated this ___ day of _____, 2017.

CITY OF PERRY
OWNER

By: _____

Title: _____

ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged by _____
_____ this ___ day of _____, 2017.

By: _____

Title: _____



MEMORANDUM

TO: Lee Gilmour, City Manager
 FROM: Brenda King, Director of Administration
 DATE: September 28, 2017
 SUBJECT: Recommendation of Award
 Bid #2018-03

Description: Uniform Rental

FUND: General & Solid Waste Funds

Item Description	Unifirst – Macon, GA Weekly Rate	Cintas - Macon, GA Weekly Rate
11 sets work shirts/pants	\$4.29	\$7.25
11 sets work shirt/jeans	\$5.83	\$8.21
11 sets knit shirts/jeans	\$6.05	\$9.54
11 sets knit shirts/pleated pants	\$4.84	\$9.54
11 sets executive shirts/pleated pants	\$5.17	\$9.54
11 sets 100% cotton shirts	\$3.08	\$4.17
11 knits shirts only	\$1.98	\$4.46
Jeans only	\$4.07	\$4.74
Pleated pants only	\$2.86	\$4.74
Shop towels	\$0.09	\$0.08
3 x 5 blue mat	\$1.53	\$2.08
3 x 5 red mat	\$1.53	\$2.08
4 x 6 blue mat	\$2.45	\$2.56
4 x 6 red mat	\$2.45	\$2.56

Department recommendation: Award the bid to Unifirst with lower weekly rates.



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MEMORANDUM

To: Brenda King
Director of Administration

From: Sarah L. Nottingham
Stormwater Operations Supervisor

Ref: Uniform Rental Services – Proposal #2018-03

Date: September 28, 2017

Please be advise of the Uniform Rental Services-Proposal Bid #2018-03 that Unifirst Uniform Services meets all specification and has the lowest bid price per line items. The pricing structure sheet is attached.

The total of the bid \$15,676.

Cc: Lee Gilmour, City Manager
Laura King, Executive Secretary- PW

City of Perry Bid No. 2018-03

Pricing Structure



UniFirst Code	Item Description	Total Inventory	Unit Rate	Weekly Total
0101	LS 100% Cotton Shirt	33	\$0.28	\$9.24
04MM	UniSport Micro Pique Polo	275	\$0.18	\$49.50
10AI	PANT-65/35 W/CARGO PKT	165	\$0.37	\$61.05
1001	PANT 100 PERC COTTON PLAIN FRONT	11	\$0.37	\$4.07
1122	SofTwill Mens Pleated Pants	22	\$0.26	\$5.72
12CH	JEAN-14OZ 100% COTTON CARPENTER	33	\$0.37	\$12.21
8023	Shop Towels 50 per Bag	100	\$0.09	\$4.50
REPL	Weekly Replacement	2	\$0.27	\$0.54
76GA	3X5 Great Impression Walk-Off Mat	12	\$1.53	\$18.36
76GB	4X6 Great Impression Walk-Off Mat	12	\$2.45	\$29.40
GPP	Garment Protection Program	539	\$0.14	\$75.46
OEMB	Ongoing Emblem Protection Plan	308	\$0.03	\$9.24
OSVC	Ongoing Service Protection Plan	539	\$0.03	\$16.17
DEFE	Delivery, Enviromental, Fuel, Energy	3	\$2.00	\$6.00
Estimated Weekly Total w/o Tax				\$301.46

Proposed pricing effective for 30 days from date at top of page

UniFirst Sales Representative
Justin Lewis - Branch Manager
478-477-7277

Thank you for the opportunity to earn your business!



MEMORANDUM

TO: Lee Gilmour, City Manager
FROM: Brenda King, Director of Administration
DATE: September 28, 2017
SUBJECT: Recommendation of Award
Bid #2018-05

Description: Signage Fabrication

FUND:

	United Signs (Norcross, GA)	Southern Sign Systems, Inc. (Marietta, GA)
Perry City Hall	<i>\$13,950.00</i>	<i>\$27,163.73</i>
Perry Public Safety Complex	<i>\$13,950.00</i>	<i>\$27,163.73</i>
Perry Animal Control	<i>\$3,450.00</i>	<i>\$10,826.20</i>
Installation	<i>\$750.00</i>	<i>Included</i>
	<i>\$32,100.00</i>	<i>\$65,153.66</i>

Designers and Department recommendation: Award the bid in the amount of \$32,100.00 to United Signs.



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Department of Economic Development

To: Brenda King, Director of Administration

CC: Lee Gilmour, City Manager
Steven Stefano, Accounting Technician

From: Robert D. Smith, Director

Date: September 28, 2017

Re: City Facility Wayfinding Signage

The City of Perry solicited proposals for the fabrication and installation of signage at three City of Perry facilities:

1. Perry City Hall – 1211 Washington Street
Signage Type: Destination Identification (Option 1)
Brick Monument Sign
2. Perry Public Safety Complex – 1207 Washington Street
Signage Type: Destination Identification (Option 1)
Brick Monument Sign
3. Perry Animal Control Facility – 480 Ball Street
Signage Type: Destination Identification (Option 3)
Dual Post Sign

Approximately ten (10) known sign fabrication and installation firms were directly solicited and the RFP was put out for general consideration. Two (2) bids were received by the September 22, 2017 deadline and the below table outlines the proposals that were received:

	United Signs	Southern Sign Systems, Inc.
Perry City Hall	\$13,950.00	\$27,163.73
Perry Public Safety Complex	\$13,950.00	\$27,163.73
Perry Animal Control	\$3,450.00	\$10,826.20
Installation	\$750.00	Included
	\$32,100.00	\$65,153.66


After consulting with KMA Design on both proposals staff is recommending accepting the low bid of \$32,100 from United Signs.



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Department of Community Development

TO: Lee Gilmour, City Manager

FROM: Chad McMurrian, Lead Engineering Technician 

DATE: September 26, 2017

SUBJECT: Bear Branch Road – City / Houston County Resurfacing.

Houston County Public works personnel have approached me with concerns about Bear Branch Road between Houston Lake Road and Bear Branch Pump Station. Bear Branch Road is in need of resurfacing and minor patch work repair. Per our discussion with the Houston County, we are in agreement that Bear Branch Road from Houston Lake Road to Bear Branch pump station is approximately 4,800 feet in length. Of the total 4,800 linear feet, approximately 1,220 linear feet is in Houston County and the remaining 3,580 linear feet is within the City Limits of Perry. The linear footage calculation equates to approximately 25% in the County and 75% in the City.

Houston County has confirmed this section of roadway averages 21 feet wide and given the overall length of 4,800 feet, calculated to 11,200 square yards is in need of resurfacing. Based on the condition of the existing roadway, we should plan on using 165 #/SY (1 1/2 inches) of 12.5 mm asphalt for our resurfacing mix, as it will add stability to the surface that is there presently.

Listed below is Houston County's estimate for this work:

- 924 T 12.5mm HMA - \$61,464
- 560 GL Tack - \$1,254
- Striping - \$7,584
- SUB TOTAL = \$70,302
- ADD 5% = \$73,817

Of this \$73,817, the County plans to budget 25% totaling \$18,454 and the City share would be 75% totaling \$55,362. The County has spoken with Allen Mason of Georgia Asphalt and he is willing to do this additional work at the 2017 LMIG prices and he also stated, they should be able to perform this work within the next few weeks upon getting a notice to proceed.

If this passes everyone's approval, the County will administer this project and the City will reimburse 75% upon completion.

Attached:

- Pictures of Bear Branch Road's current condition
- Map of highlighted City portion of Bear Branch Road



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Department of Community Development





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Department of Community Development





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Department of Community Development

TO: Lee Gilmour, City Manager

CC: Brenda King, Director of Finance

FROM: Chad McMurrian, Lead Engineering Technician 

DATE: September 21, 2017

SUBJECT: City of Perry – Task Order 25 revisions 1 and 2 for Water Plant 3 Design PO# 37886-44209

Constantine design Water Plant 3 at Calhoun Park. I am asking that the original purchase order 37886-44209 be increased by \$102,500 for a new total of \$1,061,750.00.

- Original Contract amount \$959,250.00
- Revision #1
 - Prepare Environmental Information Document
 - Overall Drinking Water SRF loan compliance admin \$54,500.00
- Revision #2
 - Cast in place concrete filters and floc basins \$48,000.00
- Revised Contract Amount \$1,061,750.00

Please approve this PO increase with your signature.

Revision 2 to TASK ORDER 25

THIS TASK ORDER IS ISSUED PURSUANT TO THE AGREEMENT FOR CONSULTING SERVICES DATED APRIL 7, 2009, BETWEEN THE CITY OF PERRY, GEORGIA AND CONSTANTINE ENGINEERING, INC., WHICH IS INCORPORATED HEREIN BY THIS REFERENCE, WITH RESPECT TO

Scope of Basic Services for Professional and Technical Engineering Services for the New Water Treatment Plant No. 3 Project for the City of Perry, GA

Article A. Purpose:

The purpose of this Revision 2 to Task Order (TO) 25 is to authorize and direct CONSULTANT (Constantine Engineering, Inc.) to proceed with additional professional and technical engineering services for the New Water Treatment Plant No. 3 Project (PROJECT) for the City of Perry, Georgia (CLIENT). The activities that are included are described in "Article B. Scope of Services."

Article B. Scope of Services:

The additional Scope of Services authorized in this revision to the original Task Order include, but are not limited to engineering design services related to revisions to the Water Treatment Plant No. 3 design documents.

Work Task 13. Cast in Place Concrete Filters and Floc Basins

CONSULTANT shall revise the design documents from a package water treatment plant with aluminum tankage to cast-in place concrete basins that will include two (2) flocculation basins and four (4) filters. The filters will be enclosed in a building.

Article C. Compensation Provisions:

As compensation for providing the services described within Revision 2 to TO 25, CLIENT shall pay CONSULTANT in accordance with Article 2 of the April 7, 2009, Agreement, based on either a lump sum amount or the CONSULTANT's Per Diem Rates for the actual time worked on the Project, as described in Table C.1 below. When compensation is based on CONSULTANT's per diem rates, CONSULTANT also shall be compensated for Direct Expenses incurred for the Project, plus a service charge of 5 percent of Direct Expenses, plus applicable sales, use, value-added, business transfer, gross receipts, or other similar taxes, unless modified by subsequent modifications to this Task Order. The total budget ceiling for this Revision 2 to TO 25 is increased by \$48,000.00 from \$1,013,750.00 to \$1,061,750.00 which shall not be exceeded without a revision to this Agreement. A breakdown of the budget ceiling for this Task Order is presented in Table C.1.

The budget ceilings presented in Table C.1 were developed from estimates of the level of effort required to perform the proposed services base on CONSULTANT's experience and engineering judgment. As such, the budget ceilings are an approximation made without detailed information. CONSULTANT shall keep CLIENT informed of progress so that the budget or work effort can be adjusted if found necessary. CONSULTANT is not obligated to incur costs beyond the indicated budgets, as may be adjusted, nor is CLIENT obligated to pay CONSULTANT beyond these limits. The Scope of Services and total budget ceiling for this Task Order can be increased with an authorized revision to this Task Order when executed by both

parties. When any budget has been increased, CONSULTANT's excess costs expended prior to such increase shall be allowable to the same extent as if such costs had been incurred after the approved increase.

Table C.1-- Budget Ceiling Breakdown

Work Task Description	Budget Ceiling Amount (\$)	Compensation Method
13. Cast in Place Concrete Filters and Flocc Basins	\$48,000.00	Lump Sum
Total Budget Ceiling	\$48,000.00	

Article D. Period of Service:

The schedule for the Project within this Revision 2 is as follows:

Authorization to Proceed
 Termination of Revision 2


September 1, 2017
 December 31, 2019

Article E. Authorized Representatives:

The Authorized Representatives designated below are authorized to act with respect to this Revision 1. Communications between the parties shall be through the Authorized Representatives:

For CLIENT	For CONSULTANT
Name: Mr. Lee Gilmore City Manager	Name: Michael Beckman, P.E. Vice President
Address: City of Perry 1211 Washington Street Perry, GA, 31069-6030	Address: 1988 Lewis Turner Boulevard Unit 3 Fort Walton Beach, FL 32547
Telephone: (478) 988-2729	Telephone: (850) 244-5800

Article F. Authorization:

For the CLIENT by:	For the CONSULTANT by:
	
Signature	Signature
	VP
Title	Title
	8-31-17
Date	Date

***** END *****



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City of Perry Special Events Application

Applicant and Sponsoring Organization Information

Name: <i>City of Perry</i>
Name of individual representing sponsor organization: <i>Robert Smith</i>
Street address: <i>1211 Washington St.</i>
City/State/Zip code: <i>Perry, GA 31069</i>
Mailing address if different from above: <i>P.O. Box 2030</i>
Cell phone: <i>(478) 508-1571</i>
Email address: <i>robert.smith@perry-ga.gov</i>
If this event benefits a City of Perry non-profit organization, which one?
Contact person on site for day of event: <i>Robert Smith</i>
Cell phone: <i>(478) 508-1571</i>
Is this a first time event? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If held before, when and where?

Event Information

Type of event (Check all that apply): <input type="checkbox"/> Parade <input type="checkbox"/> Festival <input type="checkbox"/> Concert/Music <input checked="" type="checkbox"/> Other
* For parades, races and block parties, please, request the event applications specific to those events.
If other, specify: <i>Tailgate Event</i>
Event title: <i>Georgia - Florida Tailgate Party</i>
Event date: <i>Sat., Oct. 28, 2017</i>
Event hours: Start: <i>11:00 a.m.</i> End: <i>9:00 p.m.</i>
Set-up: Date: <i>10/27/17</i> Time: <i>TBD</i>
Break down: Date: <i>10/29/17</i> Time: <i>TBD</i>
Expected attendance: Participants: <i>75</i> Spectators: <i>N/A</i>

Event Description

Briefly describe event and activities. Include the purpose of the event. Explain how it benefits the City of Perry and its residents. Attach any of the following that are applicable: site plan, including location of stage, restroom facilities, vendor booths, etc.

The City of Perry will host a free community tailgate event at Heritage Park.

I understand that only event activities outlined an approved in this application and approved by Perry City Council are permitted, and hosting additional activities that have not been approved may be grounds for the event permit to be revoked. Yes No

Event Details

Attach schedule or brochure for all activities associated with event. Please see attached

Will items or services be sold at the event? Yes No

If yes, describe:

Will event have amplified sound? Yes No

If yes, describe: Speakers attached to the scene for sound

Is the event free to the public? Yes No

Will vendors cook or heat food? Yes No

If yes, describe:

Will any areas be fenced off or barricaded? Yes No

If yes, describe: Pedestrian-only area / Parking

If event is downtown, will downtown businesses be open during the event? Yes No

If event includes music, please, list names of bands and their websites or Facebook pages below:

Insurance

A certificate of insurance must be filed with the City of Perry City Clerk at least 30 days before the event on a standard ACORD form. The City of Perry must be listed as an additional insured with respect to general liability and alcohol liability if alcohol will be served. Check the policy document for required general liability and alcohol liability minimum coverage amounts.

Insurance form(s) attached

Alcohol Permit Information

* Serving beverages in glass bottles at events is prohibited. Event organizer will notify any participating restaurants not to allow glass bottles to leave their premises.

* Event organizer will stop alcohol service one hour before the scheduled end of the event.

Does your event involve the sale of alcoholic beverages? Yes No

If yes, describe: **BYOB Event**

* If alcoholic beverages are to be sold, a special event alcohol permit is required, and a copy of the state license must be sent to the City of Perry City Clerk at least 60 days before the event is to be held.

Name of business serving alcohol:

Street address of business serving alcohol:

City/State/Zip Code:

Mailing address if different from above:

Cell phone:

Email address:

Name of licensee:

License number:

Is a copy of the licensee's alcohol license attached? Yes No

Hours alcohol will be served at event:

Is alcohol serving area open to public? Yes No

Is this an open container request? Yes No

Is current alcohol liability insurance policy naming City of Perry as additional insured attached? Yes No

Is a copy of the special event alcohol permit from the City of Perry Police Department attached?
 Yes No

Terms & Conditions:

I hereby agree that as a condition to the issuance of a Special Event Alcohol Permit, the business owner/sponsor of the event shall indemnify and hold the City harmless from claims, demand or cause of action which may arise from activities associated with the event. I hereby solemnly swear, subject to criminal penalties for false swearing, that the statements and answers made by me to the foregoing questions in this application for a Special Event Alcohol Permit are true, and no false or fraudulent

statement or answer is made herein to procure the granting of such permit.

I hereby state and understand that should a complaint be filed against the owner/sponsor of the event for violation of any regulation associated with the application for the City of Perry Alcoholic Beverage Catering License, the permit issued for the event will immediately become void and will not be reissued for the same location.

Licensee's name:

Date:

Licensee's signature:

Sworn and attested before me on this _____ day of _____, 20_____

Signature of special event organizer/applicant:

Name, signature and stamp of Notary Public:

* The sale of alcohol/mixed drinks requires excise reporting.

Street Closure Requests

Names of streets to be closed:

Street:

Between:

and:

Street:

Between:

and:

Street:

Between:

and:

Street:

Between:

and:

Street:

Between:

and:

Street:

Between:

and:

Street:

Between:

and:

When are you requesting the street closure(s)?

Why are you requesting the street closure(s)?

Type of street closure: Complete Rolling

If event includes a parade, describe the parade route:

Parade assembly area:

Parade disbanding area:

The event organizer is responsible for notifying affected businesses and residents of street closures. Describe your notification plan and attach a copy with this application:

Restroom Facilities

Will event organizer provide portable restroom facilities? Yes No

Tram/Shuttle Plan

Will event involve the use of a tram/shuttle plan? Yes No

How many trams/shuttles will be required?

Please, describe or provide an attachment of your tram/shuttle plan and route:

Please, describe your parking plan:

Sanitation

Describe your clean-up plan for during and after the event:

Trash / Recycling receptacles will be provided.

Electricity and Water

Will your event require access to electricity? Yes No

If so, where?

What electrical load will you require?

Will your event require access to water? Yes No

If so, where?

I understand that I may incur an additional charge for use of City electricity and/or water:

Yes No

Police/Security

* If police/security is required for event, off-duty officers may be hired at the rate at a rate set by the Chief of Police per hour for the duration of the event, with a minimum of three hours.

- * Based on the event, the Police Department will determine how many officers will be required.
- * An officer is required to be on duty at any event where alcohol is served on City of Perry property.

Number of officers requested: **TBD**

Total hours for officers requested: **10**

** Met with Major Phelps on the event and he recommended 2 officers.*

Fire and Emergency Medical Services

Describe your plan for providing emergency medical services:

Fire and Emergency Services will be on-site.

*If Emergency Medical or Fire Protection Services are required for the event, off-duty members can be hired at a rate set by the Chief of Fire and Emergency Services per officer per hour. The Chief of Fire and Emergency Services Department reserves the right to set the staffing minimums based upon the specifics of the event (including type of event, expected attendance, time of year and areas to be affected).

Weather Emergency Procedures

* When lightning and/or thunder occurs, advise participants to seek shelter in a car or building. Please, wait 20-30 minutes before proceeding.

I understand that the City of Perry Chief of Fire and Emergency Services or his/her designee may determine that weather conditions are too dangerous and cancel the event at any time.

Yes No

** Event cancelled due to inclement weather.*

Health Department

I understand that the City of Perry does not schedule Health Department inspections and will work with vendors to schedule any required inspections by the Houston County Health Department, 98 Cohen Walker Drive, Warner Robins, (478) 987-2020 at least two weeks before the event. Yes No

Event Publicity

If you would like your event included in the upcoming FYI Newsletter, please, submit your news release to the City of Perry Digital Communications Manager at least one month before your event at ellen.palmer@perry-ga.gov.

Indemnification and Hold Harmless

Subject to the granting of all permits required by the City of Perry, the City of Perry authorizes _____ (Special event organizer/applicant) to utilize the sites(s) known as _____ for the purposes of conducting the activities described within the special events permit application.

The special events organizer/applicant agrees that the City of Perry assumes no responsibility or liability for any defects or other conditions on the site of the event on City of Perry property, whether the conditions are known or unknown to either party and/or discoverable by either party. The special events organizer/applicant agrees to assume the risk for any and all defects and/or other conditions, whether these defects and or other conditions are dangerous and/or whether these defects or other conditions are discoverable by either party and/or known or unknown to either party.

The special events organizer/applicant shall indemnify and hold City of Perry and its officers, agents and employees harmless and free from any and all claims, including but not limited to personal injury, property damage, alleged to have arisen or resulted wholly or partially from the exercise of any of the rights granted herein to the special event organizer/applicant. This indemnification and hold harmless agreement includes, but is not limited to, the payment of all attorney fees, expenses, costs, judgment and other expenses that may be incurred by City of Perry, its officers, employees or agents as a result of any and all such claims.

Signature of special event organizer/applicant: _____

Name, signature and stamp of Notary Public: _____

Date: September 28, 2017



ANNIE WARREN
NOTARY PUBLIC
HOUSTON COUNTY, STATE OF GEORGIA
MY COMMISSION EXPIRES 09-10-2021

Agreement and Signature

An application processing fee is required at the time of the application's submittal to the City of Perry. If alcohol is being served, an additional special event alcohol permit is also required at time of the application's submittal. If the application is approved, fee will be rolled over into permit fee. An application must be submitted in time to be included on a Perry City Council meeting agenda for consideration at least 60 days before the proposed event or festival.

I, the undersigned representative, have read the rules and regulations referenced in this application and am duly authorized by the organization to submit this application on its behalf. The information herein is complete and accurate.

Printed name: Robert Smith

Signature: _____

Date: 9/28/2017

- Special event application fee enclosed
- Special event alcohol permit application section enclosed

Please, send completed application to:
City of Perry
Attn: City Clerk
P.O. Box 2030

Perry, GA 31069
(478) 988-2736
(478) 988-2705 (fax)
annie.warren@perry-ga.gov

Or hand-deliver application to:
City Clerk at
Perry City Hall
1211 Washington Street
Perry, GA 31069.

Office Use Only

Date received: <i>September 28, 2017</i>
<input type="checkbox"/> Special event application fee received
<input type="checkbox"/> Council approval for event received Council approval date:
<input type="checkbox"/> Proof of liability insurance coverage naming the City as additional insured received
<input type="checkbox"/> Proof of alcohol liability insurance coverage naming the City as additional insured received
<input type="checkbox"/> City staff will notify affected businesses, residents and utility holders if event is downtown

Signatures Required for Approval

Police Department _____
Date received:
<input type="checkbox"/> Recommend approval <input type="checkbox"/> Recommend denial
<input type="checkbox"/> Recommend approval with conditions
Approval conditions:

Fire and Emergency Services _____
Date received:
<input type="checkbox"/> Recommend approval <input type="checkbox"/> Recommend denial
<input type="checkbox"/> Recommend approval with conditions
Approval conditions:

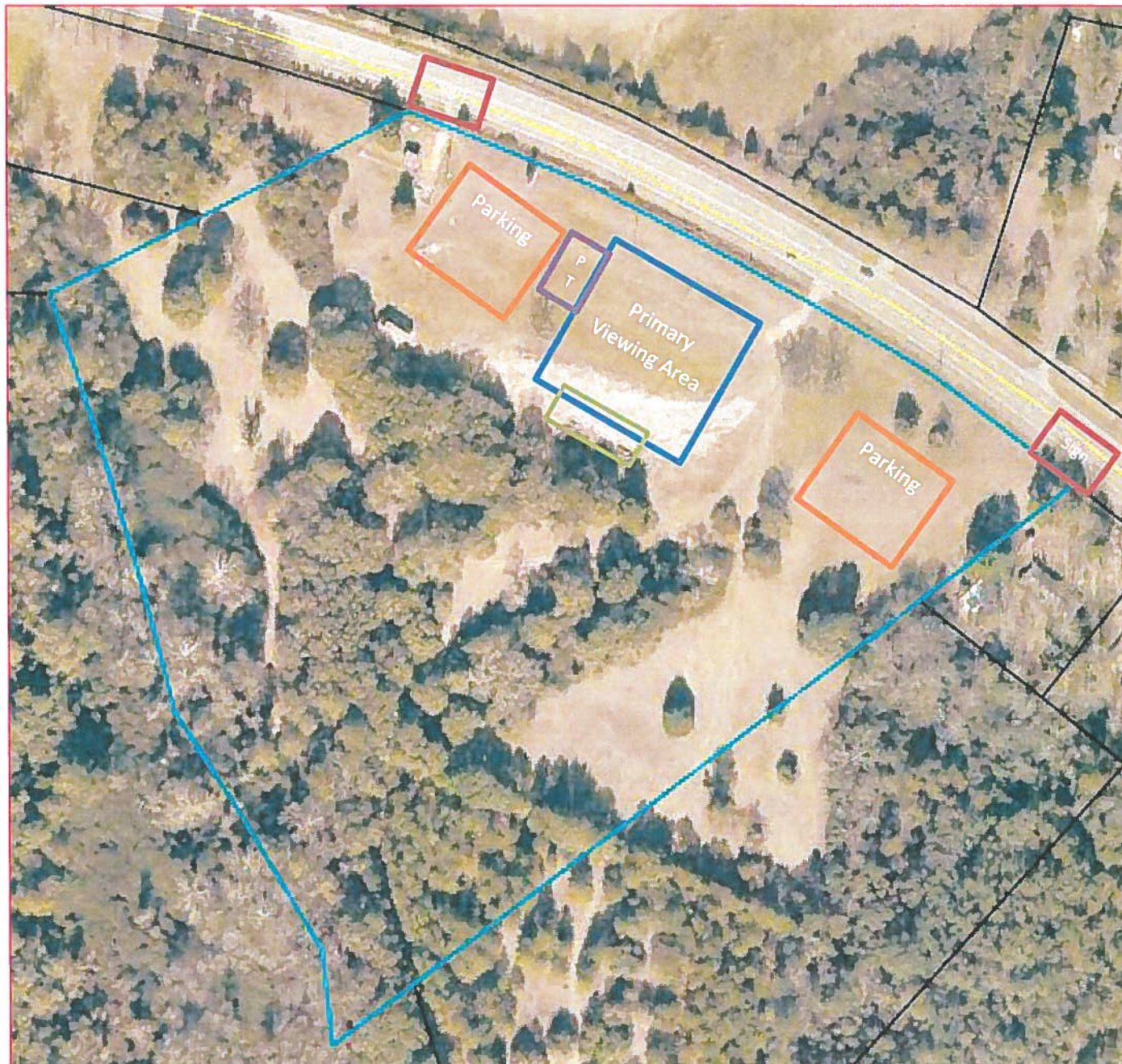
Public Works _____
Date received:
<input type="checkbox"/> Recommend approval <input type="checkbox"/> Recommend denial
<input type="checkbox"/> Recommend approval with conditions
Approval conditions:

Other as needed _____
Date received:
<input type="checkbox"/> Recommend approval <input type="checkbox"/> Recommend denial
<input type="checkbox"/> Recommend approval with conditions
Approval conditions:

Georgia – Florida Tailgate Event

Saturday, October 28, 2017; 11:00 a.m. – 9:00 p.m.

Heritage Park – 2005 Sam Nunn Blvd., Perry, GA





Where Georgia comes together.

Department of Economic Development

Ellen Palmer
City of Perry, Communications
1211 Washington St., Perry, GA, 31069
(478) 988-2760

For immediate release
September 26, 2017

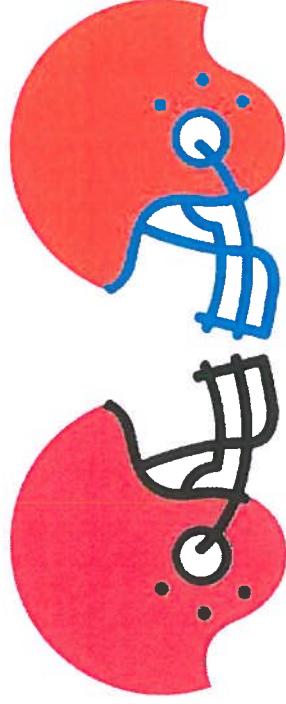
City of Perry presents Georgia Florida Tailgate Party

City of Perry will host a tailgate party for the Georgia versus Florida game on October 28, 2017 at Heritage Park, 2005 Sam Nunn Blvd., Perry, GA. The park will open for tailgating to begin at 11:00 a.m. and end at 9:00 p.m. Join us for the first annual viewing party of this long standing tradition and rivalry game. You can bring all your tailgating necessities, including tents, grills, coolers, and more. There will be a big LED screen showing the games that day, starting with the Noon game and ending with the featured UGA/Florida game. It is free admission. No glass will be allowed. If it rains, the event will be cancelled. For more information please visit, www.perry-ga.gov or contact Robert Smith at 478-988-2757 or robert.smith@perry-ga.gov.

City of Perry Presents

GEORGIA VS. FLORIDA TAILGATE PARTY

**OCTOBER 28
NOON- 9:00 P.M.**



**HERITAGE PARK
SAM NUNN BLVD.**

BYOT- BRING YOUR OWN TAILGATE

free admission - no glass - BIG led screen

www.perry-ga.gov

RIVALRY

TRADITION



Where Georgia comes together.