

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
May 2, 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 May 2, 2017 at 6:00 p.m.

2. Roll.

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

Elected Official(s) Absent: None

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

City Departmental Staffing: Chief Steve Lynn – Perry Police Department, Chief Lee Parker – Fire and Emergency Services Department, Bryan Wood – Director of Community Development, Robert Smith – Economic Development Director, Kevin Dye – Director of Leisure Services, John Schell – Buildings and Grounds Maintenance Supervisor, Chad McMurrian – Lead Engineering Technician, Ellen Palmer – Digital Communications Manager, Cyndi Houser – Executive Secretary, Nancy Graham – Executive Secretary, Gail Price – Secretary, Janet Duffin – Executive Secretary and Joni Ary – Accounting Technician.

Guest(s)/Speaker(s): Edward Urbansky, Roland Berry, Walton Wood, Steven Abraham, Dwyne White, Steven and Denise Pollard, Victor and Sherry Josey, Belinda and Bobby Reese, Andrea Griner, Gladly Bridges, Earl and Mary Catherine Liberty, Jan and Patrick Ward, Melissa and Joseph Reed, Phillip Hickles, Ruben Torres, Nivia Maidana, Chance and Lauren Coleman, Anthony and Elaine Holliday, Alan and Renee Randall, Doug Daniels, Darrell and Pauline Harris, Tracy Prince, Adam Colick, Shirley and Robert Fisher, Joyce and Howard Lockett, Sam and Chris Brown, Alison Grenfell, Ms. Patel and Jimmy Faulkner.

Media: Kristin Moriarty - Houston Home Journal, Wayne Crenshaw – Macon Telegraph and Marigrace 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. Recognition(s) / Presentation(s): Mayor James E. Faircloth, Jr.

* Introduction of new hires Tiffeni Fox and Devontay Burks – Chief S. Lynn

Chief Lynn introduced Officer Tiffeni Fox and Recruit Devontay Burks to Mayor and Council. Mayor Faircloth welcome Officer Fox and Recruit Burks to the City.

5. Community Partner(s) Update(s): None
6. Citizens with Input. None
7. Public Hearing: Mayor James E. Faircloth, Jr.

PUBLIC HEARING CALLED TO ORDER AT 6:07 p.m. Mayor James E. Faircloth Jr. called to order a public hearing at 6:07 p.m. to provide any interested parties with an opportunity to express their views and concerns in accordance with O.C.G.A. Sec. 36-67A-3(c)

- 7a. Petition for Rezoning and Annexation Application No. R-17-03. Applicant, Ocmulgee, Inc. for Ski Development, LLC request rezoning and annexation of property consisting of 107.11 acres from Houston County R-1, to City of Perry R-2, Two Family Residential District and C-2, General Commercial District. The property is located at the corner of Sandefur Road and Danny Carpenter Drive – Mr. B. Wood.

Staff Report: Mr. Wood advised Mayor and Council the applicant revised their application to R-2, with condition that residential uses are limited to single family detached dwelling only. The City requests GU, Government Use for the use of its 0.21 acre parcel. Staff recommended approval of R-2 with the condition that residential uses are single family detached only and .021 acre owned by the City zoned GU.

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

For:

Chad Bryant, 906 Ball Street, spoke in favor of the petition.

Opposed:

Edward Urbansy, 602 Stockport Court, outlined his concerns relative to rezoning and annexation and stated this is the second change on the table. His family enjoys the rural lifestyle, rezoning changes value of property and it has an adverse effect on the community.

Roland Berry, 216 Spanish Trail, opposed to all parts of rezoning; all surrounding property is R-1.

Walt Wood, 426 Sandefur Road, sewer and water was put there for Wooden Eagle Subdivision not Mossy Oak School. Petition was turned down by Planning and Zoning. People who live out there deserve more. There are not enough

police for this endeavor.

Steven Abraham, 109 Addington Drive, concurred with the prior speaker.

Dwayne White, 25 8 Hathersage Drive, spoke against the petition, and spoke about family values.

Steven Pollard, 436 Sandefur Road, stated he doesn't need R-2.

Sherry Josey, 113 Sycamore Road, provided stats relative to the difference between R-1 / R-2; 38 additional homes, 76 additional cars, that much more traffic.

Belinda Reese, 101 Cardinal Ridge, reiterated R-1.

Andrea Griner, 212 Hathersage Drive, echoed comments relative to traffic hectic in morning and density around the school.

Gladdy Bridges, 452 Sandefur Road, so much traffic and crime is a factor.

Mary Catherine Liberty, 204 Bush Court, request R-1, traffic is horrendous, spoke of a car accident at Mossy Creek and the wait time was over 30 minutes.

Jane Ward, 215 Hathersage Drive, agreed with everyone disagreeing with rezoning.

Melissa Reed, 425 Sawtooth Court, opposed to this as well; look at the number of people and vehicles with additional housing.

Phillip Hickles, 162 Addington Drive, opposed, keep R-1, negative effect on property values.

Ruben Torres, 172 Addington Drive, ditto to opposition.

Chance Holmes, 168 Addington Drive, this is his first house, no to rezoning.

Elaine Holliday, 600 Stockport Court, opposed for previous reasons.

Renee Randall, 410 Sawtooth Court, opposed

Doug Daniels, 310 Magnolia Court, opposed

Darrell Harris, 401 Dunedin Court, opposed

Tracy Prince, 214 Hathersage Drive, opposed

Adam Colick, 154 Addington Drive, opposed

Shirley Fisher, 417 Sawtooth Court, opposed

Joyce Lockett, 132 Addington Drive, opposed
Chris Brown, 105 Addington Court, opposed

Patrick Ward 125 Hathersage Drive, opposed

Alison Grenfell, 506 Ardwick Court, opposed

Ms. Patel, opposed

Jimmy Faulkner, 135 Hathersage Drive, opposed to everything

- 7b. Petition for Rezoning Application No. R-17-05. Applicant, Byrd & Company, LLC request rezoning of property from City of Perry R-3, Multi-Family Residential District to City of Perry Planned Unit Development. The property location is Champions Way at Houston Lake Road – Mr. B. Wood.

Staff Report: Mr. Wood reviewed the applicant's request for rezoning Application No. R-17-05 and the Planning Commission recommendation to approve the application as submitted.

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

For:

Michael Mason, 253 Carl Vinson Parkway spoke in favor of the petition.

Opposed:

None

Public Hearing closed at 7:16 p.m. Mayor James E. Faircloth closed the public hearing at 7:16 p.m.

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

- 8a. Council's Consideration – Minutes of the April 17, 2017 work session, April 18, 2017 pre council meeting and April 18, 2017 council meeting.

Council Member Hunt motioned to accept the minutes as submitted; Council Member Jones seconded the motion, and it carried. (Council Member Bynum-Grace had stepped out of the meeting and did not vote).

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

- 9a. Ordinance(s) for Second Reading(s) and Adoption:

1. **Second Reading** of an ordinance to amend the Perry Code by deleting Section 4-21 in its entirety and adding a new Section 4-21 Unified Animal Control – Definitions – Chief S. Lynn.

Adopted Ordinance No. 2017-08 amending the Perry Code by deleting Section 4-21 in its entirety and adding a new Section 4-21 – Unified Animal Control - Definitions. Chief Lynn advised this ordinance had been reviewed by the City Attorney and police department and recommended adoption as submitted. Council Member Bynum-Grace motioned to adopt the ordinance as submitted; Council Member Jones seconded the motion, and it carried unanimously. *(Ordinance 2017-08 has been entered into the City's official book of record.)*

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

- 10a. Mayor James E. Faircloth, Jr. -None
- 10b. Council Members – None
- 10c. City Manager Lee Gilmour – None
- 10d. City Attorney - None

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

11a. Matters referred from May 1, 2017 work session and May 2, 2017 pre council meeting. None

11b. Ordinance(s) for First Reading(s) and Introduction:

1. **First Reading** of an ordinance for the rezoning of property consisting of 107.11 acres from Houston County R-1, to City of Perry R-2, Two Family Residential District and C-2, General Commercial District. The property is located at the corner of Sandefur Road and Danny Carpenter Drive - Mr. B. Wood. *(No action required by Council)*
2. **First Reading** of an ordinance for the annexation of property consisting of 107.11 acres from Houston County R-1, to City of Perry R-2, Two Family Residential District and C-2, General Commercial District. The property is located at the corner of Sandefur Road and Danny Carpenter Drive - Mr. B. Wood. *(No action required by Council)*
3. **First Reading** of an ordinance for rezoning of property from City of Perry R-3, Multi-Family Residential District to City of Perry Planned Unit Development. The property location is Champions Way at Houston Lake Road – Mr. B. Wood. *(No action required by Council)*

11c. Resolution(s) for Consideration and Adoption:

1. Resolution amending the Perry Fee Schedule – Mr. L. Gilmour.

Adopted Resolution No. 2017-16 amending the Perry Fee Schedule.

Council Member Jones motioned to adopt a resolution amending the City of Perry Fee Schedule; Council Member Hunt seconded the motion and it carried unanimously. *(Resolution No. 2017-16 has been entered into the City's official book of record.)*

- 11d. Establish a commercial Letter of Credit for Perry Preserve streets – Mr. C. McMurrian.

Mr. McMurrian presented for Council's consideration a request to establish a commercial Letter of Credit for Perry Preserve streets. Council Member King motioned approval of establishing a Letter of Credit for Perry Preserve streets; Council Member Jones seconded the motion and it carried unanimously.

- 11e. Special Events Application(s):

1. The Perry Chamber of Commerce is hosting its Independence Parade and Freedom Fireworks event on Sunday, June 25, 2017, beginning at 6 p.m.
 - a. Approval of street closures – Chief S. Lynn

Chief Lynn recommended approval of the street closures. Council Member Grace motioned to approve the street closures; Council Member Walker seconded the motion and it carried unanimously.

12. Council Members Items.

Council, Mr. Gilmour and Attorney had no reports.

13. Department Heads Items:

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

Mr. Dye reported the Fishing Rodeo was successful.

Chief Lynn provided an update on diversity training.

Mr. Smith advised the Perry Housing Fair will be rescheduled.

14. General Public Items:

Mr. Edward Urbansky stated the ordinance read in the public hearing did not correctly reflect what was stated in the petition and voted on in the Perry Planning Commissioners meeting.

Mr. Roland Berry thanked Mayor and Council for listening to his and his neighbors concerns.

Attorney Walker recommended Mr. Wood read the first reading of the ordinance for Rezoning Application No. R-17-03.

Mr. Wood read:

- First Reading of an ordinance for the rezoning of property consisting of 107.11 acres from Houston County R-1, to City of Perry, R-2 with the condition that residential uses are limited to single family detached dwelling only and .021 acre owned by the City zoned GU.
- First Reading of an ordinance for the annexation of property consisting of 107.11 acres from Houston County R-1, to City of Perry, R-2 with the condition that residential uses are limited to single family detached dwelling only and .021 acre owned by the City zoned GU.

15. Mayor Items:

May 3rd, Presentation to Judge Nunn
May 4th, Eggs and Issues Breakfast
May 9th, WRATS meeting
May 15th, Work Session
May 16th, Pre council and council meetings
May 23rd, Walk with Mayor and Council

16. Adjourn: There being no further business to come before Council in the regular meeting held May 2, 2017 Council Member King motioned to adjourn the meeting at 7:41 p.m.; Council Member Hunt seconded the motion and it carried unanimously.