



Where Georgia comes together.

REGULAR MEETING OF THE PERRY CITY COUNCIL
September 4, 2018
6:00 P.M.

1. Call to Order: Mayor Pro Tempore Randall Walker, Presiding Officer.
2. Roll.
3. Invocation and Pledge of Allegiance to the Flag: Mayor Pro Tempore Randall Walker.
4. Swearing in of Chief Municipal Court Judge: Mayor Pro Tempore Randall Walker
5. Recognition(s)/Presentation(s): Mayor Pro Tempore Randall Walker
 - 5a. Introduction of new Code Compliance Specialist, Danny Hicks – Mr. B. Wood
 - 5b. Special recognition – Mayor Faircloth
6. Community Partner(s) Update(s):
7. Citizens with Input:
8. Public Hearing: Mayor Pro Tempore Randall Walker

The purpose of this Public Hearing is to provide any interested parties with an opportunity to express their views and concerns in accordance with O.C.G.A. Sec. 36-67A-3 (c).

 - 8a. Consider retaining of the operation 14.050 mills – Mr. L. Gilmour.
9. Review of Minutes: Mayor Pro Tempore Randall Walker
 - 9a. Council's Consideration – Minutes of the August 20, 2018 work session, August 21, 2018 pre council meeting, August 21, 2018 council meeting, August 29, 2018 special meeting, and August 30, 2018 special meeting.
10. Old Business: Mayor Pro Tempore Randall Walker
 - 10a. Ordinance(s) for Second Reading(s) and Adoption:
 1. **Second Reading** of an ordinance to revise the City Code by modifying Chapter 17, Miscellaneous Provisions and Offenses; Chapter 19, Nuisances; Chapter 22, Solid Waste, by reorganizing items related to litter, handbills, and

advertising in the appropriate chapter, and modifying enforcement procedures
– Mr. B. Wood.

11. Any Other Old Business:

- 11a. Mayor Pro Tempore Randall Walker
- 11b. Council Members
- 11c. City Manager Lee Gilmour
- 11d. Assistant City Manager Robert Smith
- 11e. City Attorney

12. New Business: Mayor Pro Tempore Randall Walker

12a. Matters referred from September 4, pre council meeting.

12b. Resolution(s) for Introduction and Adoption:

- 1. Resolution establishing the 2018 ad valorem millage rate for the City of Perry – Mr. L. Gilmour.
- 2. Resolution imposing a moratorium on the issuance of permits or acceptance of land use district changes related to the provision of “tiny houses” – Mr. L. Gilmour.
- 3. Resolution appointing Ms. Ashley (Bone) Hardin, Economic Development Director – Mr. L. Gilmour.

12c. Special Events Application(s) – Chief S. Lynn:

- 1. Request from Perry Main Street Advisory Board to host Downtown Harvest Dinner on Saturday, November 3, 2018, 6 p.m. until 8 p.m.

Street closure(s) requested:

Carroll Street between Ball Street and Washington Street.

Approval of special event alcohol permit license application.

13. Other Business /Supplemental Agenda: Mayor Pro Tempore Randall Walker.

13a. Ordinance(s) for First Reading(s) and Introduction:

- 1. **First Reading** of an ordinance amending the definition of *Ice cream truck* in Section 15-2201 – Mr. B. Wood.
- 2. **First Reading** of an ordinance amending Sec. 5-34. – Penalties – Mr. B. Wood.
- 2. **First Reading** of an ordinance establishing certain guidelines and criteria for Municipal Court of Perry – Mr. L. Gilmour.

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14. Council Members Items:
 15. Department Heads/Staff Items:
 16. General Public Items:
 17. Mayor Pro Tempore Items:
 18. Adjourn.

MINUTES
WORK SESSION MEETING
OF THE CITY COUNCIL
AUGUST 20, 2018
5:00 P.M.

1. Call to Order: Mayor Pro Tempore Randall Walker, Presiding Officer, called to order the work session meeting held August 20, 2018 at 5:00 p.m.

2. Roll:

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

Elected Official(s) Absent: Mayor James E. Faircloth, Jr.

Staff: City Manager Lee Gilmour, Assistant City Manager Robert Smith, City Attorney David Walker, and Recording Clerk Cyndi Houser.

City Departmental Staffing: Major Bill Phelps – Perry Police Department, Bryan Wood – Director of Community Development, Chief Lee Parker – Fire and Emergency Services Department, Kevin Dye – Director of Leisure Services, Ellen Palmer – Digital Communication Manager, Annie Warren – City Clerk and Brenda King – Director of Finance

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

Media: James Simpson III – Houston Home Journal

3. PUBLIC HEARING CALLED TO ORDER AT 5:03 p.m.: Mayor Pro Tempore called to order a public hearing at 5:03 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).

- 3a. Consider retaining of the operation at 14.050 mills.

Staff Report: Mr. Gilmour stated that it had been the policy of Council to keep the millage at the same rate if at all possible. The tax digest has been received and there was a slight increase in the value. Administration recommended keeping the millage at 14.050 mills.

Public Input: Mayor Pro Tempore Walker called for any public input for or opposed to the proposed millage rate of 14.050.

For – none

Opposed - none

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

4. Items of Review/Discussion: Mayor Pro Tempore Randall Walker

4a. Office of the City Manager

1. Brownfield Engineering Proposals: Mr. Smith reviewed the requirements for the Brownfield Program grant which will officially begin in October. Staff has done the preliminary work including determining specific sites and a request for engineering services. There is no requirement for matching funds and the grant covers the engineering services. Council concurred to move forward.
2. GDOT Transportation Alternative Program (TAP) Grant Project: Mr. Smith reviewed the history of the application for this grant for cities under 20,000 with projects of at least \$1,000,000. GDOT has released more funds for alternative transportation projects. A presentation showing possible locations was provided to Council noting there is a requirement of a twenty percent (20%) funds match from the City. Administration recommended moving forward with the application which is due August 31, 2018. Council concurred to move forward with the grant application.

4b. Department of Economic Development

1. Consider proposal for engineering services for improvements downtown: Mr. Smith explained the problems which are emanating from stormwater issues in the downtown area. Council concurred to move forward with the preliminary work proposal from Bryant Engineering for alleyway improvements.
2. & 3. Restaurant District boundary items and Downtown kiosk location: Mr. Smith presented a Power Point showing possible locations for the restaurant boundary markers, recommended types of markers, signage for business owners and the two proposed locations for the map kiosk. Council concurred to move forward with obtaining costs for the markers, the signage and the placement of the map kiosk at the corner of the government building.

5. Other Business/Supplemental Agenda: Mayor Pro Tempore Randall Walker

5a. Resolution(s) for Introduction and Adoption:

1. Approved Resolution 2018-58 for supplemental contracts for the Jointly Owned Natural Gas pressure improvement project. Mr. Gilmour explained that the bonding agency reviewed the request for the project and lowered the estimated cost for the project. They are also asking that all participating cities have the same operating
-

agreement. Administration recommended approving the supplemental contracts. Council Member Jones motioned to approve the supplemental contracts for the Jointly Owned Natural Gas pressure improvement project and authorize Mayor Faircloth to sign the documents. Council Member King seconded and the motion carried unanimously. (*Resolution 2018-58 has been entered in the City's official book of record*).

6. Council Member Items:

Mayor Pro Tempore Walker, Council Members Jackson, Hunt, Bynum-Grace, King and had no reports.

Council Member Jones had a concern from a constituent about the trash buildup along on Park Avenue. Administration will follow up.

Mr. Gilmour, Mr. Smith and City Attorney David Walker had no reports.

7. Department Head/Staff Items:

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

Mr. Dye noted the benches for the splash pad and the splash pad opening have been very successful. The bids on the tennis courts have been combined with the other park projects. Mr. Gilmour explained that all projects must now be registered with the state, but the Perry Public Facilities Authority may be asked for additional funding.

Ms. Palmer reminded everyone of the "Your City" program will start September 6th and noted there are a few openings remaining. She also asked if Council would be willing to place a thank you ad in the upcoming insert in the Houston Home Journal honoring emergency personnel. It was the consensus of Council to move forward with the ad.

Ms. King announced that the auditors would be here for 2 weeks beginning September 17th and ending September 28th.

Ms. McLendon reminded everyone that the Chamber is sponsoring a legislature appreciation dinner at the Go Fish Center on Thursday, August 23rd at 5:30 pm.

8. Executive Session entered at 5:50 pm. On a motion by Council Member King, seconded by Council Member Jones and carried unanimously, Council went into executive session for the purpose of personnel and pending litigation.

9. Executive Session adjourned; Council's work session reconvened. Council adjourned the Executive Session held August 20, 2018 and reconvened into the Council's work session.

10. Adopted Resolution No. 2018-59 stating purpose of Executive Session held August 20, 2018 was to discuss personnel and pending litigation. Council Member Jackson moved to adopt a resolution stating the purpose of the Executive Session held on

August 20, 2018 was to discuss personnel and pending litigation. Council Member Bynum-Grace seconded the motion and it carried unanimously. No action was taken. (*Resolution 2018-59 has been entered in the City's official book of record*).

11. **Adjournment:** There being no further business to come before Council in the reconvened work session held August 20, 2018, Council Member Hunt motioned to adjourn the meeting at 6:05 pm. Council Member Jones seconded the motion and it carried unanimously.

MINUTES
PRE COUNCIL MEETING
OF THE PERRY CITY COUNCIL
August 21, 2018
5:00 P.M.

1. Call to Order: Mayor James E. Faircloth, Jr., Presiding Officer, called to order the pre council meeting held August 21, 2018 at 5:00 p.m.

2. Roll:

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

Elected Official(s) Absent: None

City Staff: City Manager Lee Gilmour, Assistant City Manager Robert Smith, City Attorney Josh Waters, and Recording Clerk Joni Ary.

Departmental Staffing: Major William Phelps – Perry Police Department, Chief Lee Parker – Fire and Emergency Services Department, Brenda King – Director of Administration, Bryan Wood – Director of Community Development, and *Kevin Dye – Director of Leisure Services (arrived at 5:08 pm), Haley Myers – Special Events Coordinator.

Guests: Mrs. Terre Moody Walker

Media: None

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

4a. Presentation to Council by Mr. Avery Chenoweth.

4a. Presentation to Mayor and Council by Mr. Avery Chenoweth. Mr. Gilmour stated that he believed Mr. Chenoweth would present Council one of his paintings. Mayor Faircloth stated that it would be discussed with Council before proceeding. All agreed.

4b. Introduction of new Battalion Chief Charles Mundy. Chief Parker stated that he would read a declaration and have Battalion Chief Mundy's wife and his children pin his brass on.

6a. Public Hearing: Consider retaining of the operation at 14.050 mills. Mr. Gilmour stated that this is the second of the three public hearings required to set the millage rate.

- 8a. (1). **Second Reading** of an ordinance for rezoning of property from R-3, Multi-family Residential District to OC, Office Commercial District. The property is located at 1401 Swift Street. Mr. Wood reviewed with Mayor and Council the petition to rezone property from Multi-family Residential District to Office Commercial District. The recommendation is to deny the request.
- 8a. (2) **Second Reading** of a text amendment relating to Multi-family Uses and Neighborhood Meetings. Mr. Wood review with Mayor and Council the petition of a text amendment relating to multi-family uses and neighborhood meetings. Mr. Wood presented a modified version that established the process for neighborhood meetings and special exception meetings also. The modification to multi-family is to allow if they have six (6) units or less but more than six (6) units would be a special exception.
- 8b. Special Events Application(s) – Major W. Phelps. Major Phelps stated that the Perry Music Festival has been approved to be held at the Georgia National Fairgrounds at the West Gate parking lot. Mayor Faircloth stated due to the anticipated crowd, none of the City’s parks could accommodate the event.
1. Request from the Perry Public Arts Commission for its 9th Annual Perry Music Festival on September 15, 2018 from 2pm until midnight.
- Major Phelps stated that is has been approved by the Georgia National Fairgrounds to hold the Perry Music Festival on September 15, 2018 at the West Gate.
- 10b. Resolution(s) for Introduction and Adoption:
1. Resolution for Declaration of Official Intent to Reimburse Cost of Acquiring Vehicles and Equipment with Tax Exempt Financing– Ms. B. King. Ms. King stated this is a standard resolution for the GMA lease/purchase program.
- 11a. Perry Area Chamber’s request for tram service. – Mr. L. Gilmour.
- Administration stated the Chamber, in partnership with the Perry Area Historical Society and the Perry Arts Commission, has requested a driver and vehicle and or tractor that can pull a tram for a tour. The proposed tram tour would start at the Chamber with a narrated ride through Perry with stops at the Perry Arts Center and downtown businesses. There will be no charge for this service.
- 11b. Ordinance(s) for First Reading(s) and Introduction:
1. **First Reading** of an ordinance to revise the City Code by modifying Chapter 17, Miscellaneous Provisions and Offenses; Chapter 19, Nuisances; and Chapter 22, Solid Waste, by reorganizing items related to

litter, handbills, and advertising in the appropriate chapter, and modifying enforcement procedures.

11c. Approval of Health/Dental Insurance Renewal – Mr. L. Gilmour.

Administration recommended approving the renewal for the City health/dental insurance coverage. There will be an 11.5% increase; based on the claims history, this increase is acceptable and the administration recommends approval of the renewal.

4. Council Member Items:

Council had no reports.

City Manager Gilmour no report.

City Attorney Waters had no report.

Assistant City Manager Smith

- The Hotel LaQuinta is asking about incentives since they are remodeling. Mr. Smith stated that the hotel falls short of the threshold set by Council. All Council members concurred to deny the request.
- Mr. Smith stated that Council received a flyer by the DDA for the final Food Truck Friday on September 14, 2018, inviting Mayor and Council to host the event to hopefully bring in more business to the downtown area.
- Attended the GRPA District 6 event where other communities were impressed with the City's incentives for employees.
- Attended the Houston County Development Authority charette where 75-80 people attended to talk about communities in central Georgia and how they are growing and shrinking. One of the attendees mentioned how nice Perry looked and the number of people attending events.

5. Department Head Items:

Ms. King, Mr. Smith, Mr. Wood, Mr. Dye and Chief Parker had no reports.

Major Phelps shared that with help from Warner Robins PD and Houston County DA office, the Circle 9 store on General Courtney Hodges Boulevard was closed for illegal gambling. The investigation will be handled by Internal Revenue along with assistance from the Warner Robins PD, the Houston County DA office and the Perry PD.

Ms. Myers reminded Council of the Saturday cinema at Creekwood Park Splash Pad on August 25, 2018 at 6:30 pm to watch the movie "Moana". The Leisure Services Department is providing hamburgers and hotdogs for the first 200 people. Ms. Myers stated that the "Big Band" will perform between 7:00 pm and 9:00 pm at the Perry Arts Center prior to the "Temptations" performance. The Big Band will be selling tables at \$50.00 per table, there will only be eight (8) tables that will be reserved. The cost of the event is free.

Council Member Hunt asked about Crossroads Motel. Mr. Gilmour stated he has met with the owner and has given an additional 30 days to bring in the proper paperwork. Mr. Gilmour stated that the owner is aware if he does not meet the deadline the business will be closed.

6. Adjourn: There being no further business to come before Council in the pre council meeting held August 21, 2018 Council Member King motioned to adjourn the meeting at 5:30 p.m.; Council Member Hunt seconded the motion and it carried unanimously.

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
August 21, 2018
6:00 P.M.

1. Call to Order: Mayor James E. Faircloth, Jr., Presiding Officer, called to order the regular meeting of the Perry City Council held August 21, 2018 at 6:00 p.m.

2. Roll.

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

Elected Officials Absent: None

Staff: City Manager Lee Gilmour, Assistant City Manager Robert Smith, City Attorney Josh Waters, and Recording Clerk Joni Ary.

City Departmental Staffing: Major William Phelps – Perry Police Department, Chief Lee Parker – Fire and Emergency Services Department, Bryan Wood – Director of Community Development, Brenda King – Director of Finance, and Kevin Dye – Director of Leisure Services.

Guest(s): Mr. Robbin Jackson and Mr. Avery Chenoweth

Media: James Simpson II - Houston Home Journal

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

Council Member Willie King rendered the invocation and Robert Jones led the pledge of allegiance to the flag.

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

- Mayor Faircloth deviated from the regular meeting agenda to introduce Mr. Scott Cox of Perry Youth Leadership for 11th graders. Mr. Cox in turn introduced Ms. Jordan Rogers attending the meeting as an assignment.

4a. Presentation – Mr. Avery Chenoweth.

Mr. Chenoweth presented Council a painting he did in tribute to Mr. James Longstreet who was a Confederate general of the American Civil War. Mr. Chenoweth also included in the painting one of Mr. Longstreet's famous quotes: "Why do men fight when they were born to be brothers?". Mr. Chenoweth stated that he would meet with Mayor and Council at a later date to discuss a fee for the painting.

- 4b. Introduction of new Battalion Chief, Charles Mundy. Chief Parker read a resolution stating that effective August 14, 2018, Captain Charles Mundy was promoted to the Chief Officer rank of Battalion Chief, assigned to Station 1, "A" shift for the Perry Fire Department. Battalion Chief Mundy had his wife Alma and oldest son Dallas pin on his collar brass. Battalion Chief Mundy thanked Mayor and Council for support and privilege to serve the City. Mayor and Council congratulated him.
5. Citizens with Input: Mr. Robbin Jackson stated that the Hilltop area has only one way in and one way out. Mr. Jackson suggested that the City and Board of Education work together to possibly connect Perry Middle School road with Broad Street. Mr. Jackson stated that the parking downtown is already horrible and could get even worse when the new city hall is built. Mr. Jackson also stated he was against the confederate painting and suggested Council erect a Union monument next to the Confederate one downtown or take down both.
6. PUBLIC HEARING CALLED TO ORDER AT 6:20P.M. Mayor James E. Faircloth, Jr. called to order a public hearing at 6:20 p.m. to provide any interested parties with an opportunity to express their views and concerns in accordance with O.C.G.A. Sec. 36-67A-3 (c).
 - 6a. Consider retaining of the operation at 14.050 mills.

Staff Report: Mr. Gilmour stated that this is the second of the three hearings needed to keep the millage rate at 14.050 mills.

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

For: None

Opposed: None

Public Hearing Closed at 6:21 p.m. Mayor Faircloth closed the public hearing at 6:21 p.m.
7. Review of Minutes: Mayor James E. Faircloth, Jr.
 - 7a. Council's Consideration – Minutes of the August 6, 2018 work session, August 7, 2018 pre council meeting, August 7, 2018 council meeting, August 13, 2018 special meeting, and August 14, 2018 special meeting. (Council Member Jones was absent from August 6, 2018 council meeting).

Council Member Bynum-Grace motioned to accept the minutes as submitted; Council Member King seconded the motion and it carried with Council Member Jones abstaining for the August 6, 2018 meeting.
8. Old Business: Mayor James E. Faircloth, Jr.

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

1. **Second Reading** of an ordinance for rezoning of property from R-3, Multi-family Residential District to OC, Office Commercial District. The property is located at 1401 Swift Street; Tax Map No: oPo200 001000 – Mr. B. Wood.

Denied petition for rezoning of property from R-3, Multi-family Residential District to OC, Office Commercial District. The property is located at 1401 Swift Street; Tax Map No: oPo200 001000. Mr. Wood presented for Council's consideration recommendation to deny petition for rezoning of property from R-3, Multi-family Residential District to OC, Office Commercial District. Mayor Pro Tempore Walker motioned to deny the petition as submitted; Council Member King seconded the motion and it carried unanimously.

2. **Second Reading** of a text amendment relating to Multi-family Uses and Neighborhood Meetings – Mr. B. Wood.

Adopted Ordinance No. 2018-17 of a text amendment relating to Multi-family Uses and Neighborhood Meeting. Mr. Wood presented for Council's consideration an ordinance of a text amendment relating to Multi-family Uses and Neighborhood Meeting. Council Member Jones motioned to adopt the ordinance as submitted; Council Member King seconded the motion and it carried five to one with Council Member Hunt opposed. *(Ordinance No. 2018-17 has been entered into the City's official book of record.)*

8b. Special Events Application(s) – Major W. Phelps:

1. Request from the Perry Public Arts Commission for its 9th Annual Perry Music Festival on September 15, 2018 from 2pm until midnight.

Major Phelps stated that it has been approved by the Georgia National Fairgrounds to hold the Perry Music Festival on September 15, 2018 at the West Gate. Council Member King motioned to approve the request and Mayor Pro-Tempore Walker seconded the motion and it carried unanimously.

9. Any Other Old Business:

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

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

10a. Matters referred from August 20, 2018 work session, and August 21, 2018 pre council meeting. None.

10b. Resolution(s) for Introduction and Adoption:

1. Resolution for Declaration of Official Intent to Reimburse Cost of Acquiring Vehicles and Equipment with Tax Exempt Financing Ms. King.

Adopted Resolution No. 2018-60, for Declaration of Official Intent to reimburse cost of acquiring vehicles and equipment with tax exempt financing. Ms. King presented for Council's consideration a resolution to adopt the GMA Lease/Purchase program for Capital purchases for the 2019 Budget official with intent to reimburse cost of acquiring vehicle and equipment with tax exempt financing. Council Member Bynum-Grace moved to adopt the resolution as submitted; Council Member Jones seconded the motion and it carried unanimously. *(Resolution No. 2018-60 has been entered into the City's official book of record.)*

11. Other Business/Supplemental Agenda: Mayor James E. Faircloth, Jr.

11a. Perry Area Chamber's request for tram service. – Mr. L. Gilmour.

Administration stated the Chamber of Commerce is conducting a tram tour in partnership with the Perry Area Historical Society and the Perry Arts Commission. The Chamber's request is for a driver and vehicle and/or tractor that can pull the tram being supplied by the Fairgournds. The proposed tram tour would start at the Chamber with a narrated ride through Perry with stops at the Perry Arts Center and downtown businesses. Council Member Hunt motioned to approve the request as submitted. Council Member Jackson seconded the motion and it carried unanimously.

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

1. **First Reading** of an ordinance to revise the City Code by modifying Chapter 17, Miscellaneous Provisions and Offenses; Chapter 19, Nuisances; and Chapter 22, Solid Waste, by reorganizing items related to litter, handbills, and advertising in the appropriate chapter, and modifying enforcement procedures - Mr. B Wood. *(No action required by Council)*

11c. Approval of Health/Dental Insurance Renewal – Mr. L. Gilmour.

Administration stated the administration recommended approving the renewal for the City health/dental insurance coverages. There will be an 11.5% increase, based on the claims history, and this increase is acceptable. Mayor Pro-Tempore Walker motioned to approve the

renewal as submitted. Council Member Jones seconded the motion and it carried unanimously.

12. Council Members Items:

Council had no reports.

City Manager Gilmour presented a resolution for cancelling the moratorium on certain multi-family uses.

Adopted Resolution No. 2018-61, to cancel the moratorium on certain multi-family uses. Mr. Gilmour presented for Council's consideration a resolution to cancel the moratorium on certain multi-family uses. Council Member Jones moved to adopt the resolution as submitted; Council Member Walker seconded the motion and it carried five to one with Council Member Hunt abstaining. (*Resolution No. 2018-61 has been entered into the City's official book of record.*)

Assistant City Manager Smith reminded everyone of the Saturday cinema at the Creekwood Splash Pad starting at 6:30 p.m. showing the movie "Moana".

13. Department Heads/Staff Items.

Ms. King, Mr. Wood, Mr. Smith, Mr. Dye, Major Phelps and Chief Parker had no reports.

14. General Public Items:

None

15. Mayor Items:

- Next walk with Mayor and Council will be at Gresham Creek on August 28th, 2018.
- September 4, 2018, Pre Council and Council
- Robins Regional Chamber will be hosting the Eggs and Issues meeting on Thursday, August 23, 2018.

16. Adjournment: There being no further business to come before Council in the meeting held August 21, 2018 Council Member Bynum-Grace motioned to adjourn the meeting at 6:35 p.m. Council Member Hunt seconded the motion and it carried unanimously.

MINUTES
SPECIAL MEETING
OF THE PERRY CITY COUNCIL
August 29, 2018
5:05 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 August 29, 2018 at 5:05 p.m.

2. Roll.

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

Elected Official Absent: None

Staff: City Manager Lee Gilmour

Mayor Faircloth entertained a motion to enter into executive session for the purpose of personnel.

3. Executive Session entered at 5:06 p.m.: On a motion by Council Member Jones, seconded by Council Member Hunt and carried unanimously, Council went into Executive Session for the purpose of personnel.

4. Executive Session adjourned 6:40 p.m.; Council's special meeting reconvened. Council adjourned the Executive Session held August 29, 2018 and reconvened into Council's special meeting.

5. Adopted Resolution No. 2018-62 stating purpose of the executive session held on August 29, 2018 was for the purpose of personnel. Council Member Jackson moved to adopt a resolution stating the purpose of the Executive Session held on August 29, 2018 was to discuss personnel. Council Member Bynum-Grace seconded the motion and it carried unanimously. No action was taken. (*Resolution No. 2018-62 has been entered in the City's official book of record*).

6. Adjournment: On a motion by Mayor Pro Tempore Walker, seconded by Council Member King and carried unanimously, the reconvened special meeting of Council held August 29, 2018 was adjourned at 6:42 p.m.

MINUTES
SPECIAL MEETING
OF THE PERRY CITY COUNCIL
August 30, 2018
5:00 P.M.

1. Call to Order: Mayor Pro Tempore Randall Walker, Presiding Officer, called to order the special meeting of the Perry City Council held August 30, 2018 at 5:00 p.m.

2. Roll.

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

Elected Official Absent: Council Member Riley Hunt

Staff: City Manager Lee Gilmour and Assistant City Manager Robert Smith

Mayor Pro Tempore Walker entertained a motion to enter into executive session for the purpose of personnel.

3. Executive Session entered at 5:02 p.m.: On a motion by Council Member Jackson, seconded by Council Member Bynum-Grace and carried unanimously, Council went into Executive Session for the purpose of personnel.

* Mayor Faircloth arrived.

4. Executive Session adjourned 6:43 p.m.; Council's special meeting reconvened. Council adjourned the Executive Session held August 30, 2018 and reconvened into Council's special meeting.

5. Adopted Resolution No. 2018-63 stating purpose of the executive session held on August 30, 2018 was for the purpose of personnel. Council Member King moved to adopt a resolution stating the purpose of the Executive Session held on August 30, 2018 was to discuss personnel. Mayor Pro Tempore Randall seconded the motion and it carried unanimously. No action was taken. (*Resolution No. 2018-63 has been entered in the City's official book of record*).

6. Adjournment: On a motion by Council Member Bynum-Grace, seconded by Council Member Jones and carried unanimously, the reconvened special meeting of Council held August 30, 2018 was adjourned at 6:50 p.m.

**A RESOLUTION
ESTABLISHING THE 2018
AD VALOREM MILLAGE RATE
FOR THE CITY OF PERRY**

WHEREAS, the City has complied with the provisions of O.C.G.A. 48-5-32, as amended, relative to advertising the millage rate history and proposed rate increase; and

WHEREAS, the Council has held the required three (3) public hearings to advise of its intention to retain the current millage rate; and

WHEREAS, the Council has adopted the FY2019 Operating Budget in Ordinance No. 2018-09;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRY, that the ad valorem millage rate for the City's maintenance and operations for Fiscal Year 2019/tax year 2018 is established at 14.050 mills.

SO RESOLVED, this ___ day of September 2018.

CITY OF PERRY

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

City Seal

Attest: _____
ANNIE WARREN, CITY CLERK

ORDINANCE

THE COUNCIL OF THE CITY OF PERRY HEREBY ORDAINS that the Perry code is amended as follows:

1. By deleting Chapter 19 in its entirety and adding a new Chapter 19 as shown on Exhibit "A" attached hereto and made a part of this Ordinance by reference thereto.

2. By adding to Section 17-1 the following:

- (c) It shall be unlawful to throw, drop, or otherwise deposit or dispose of litter or any other refuse from any moving vehicle.
- (d) No vehicle shall be driven or moved on any street, highway or other public road within the city unless such vehicle is constructed or loaded to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom; provided, however, that sand or any substance for increasing traction, or water or other substance, may be sprinkled on a roadway and the cleaning or maintaining of such roadway may be undertaken by the governmental agency having that responsibility. Any person operating a vehicle from which any glass, litter or other object has fallen or escaped which constitutes an obstruction or could damage a vehicle or otherwise endanger travel on such street, highway or other public road shall immediately cause the street, highway or public road to be cleaned of all glass objects and shall pay any cost for such removal. No provision of this section shall apply to any motor vehicle which is used exclusively for agricultural purposes and which is not operated on or over any public highway for any other purpose than the purpose of operating it across the highway or along the highway from one (1) point of the owner's land to another part thereof, irrespective of whether or not the tracts adjoin or the purpose of taking the vehicle to a repair shop.

3. By deleting Sections 17-58 (g), Section 17-76, and Section 17-77 in their entirety.

4. By deleting Section 22-4 (a), Section 22-5, Section 22-6, Section 22-7, Section 22-8, Section 22-9, Section 22-11 and Section 22-28 in their entirety.

SO ENACTED this _____ day of _____, 2018.

CITY OF PERRY, GEORGIA

By: _____
James E. Faircloth, Jr. Mayor

Attest: _____
Annie Warren, City Clerk

1st Reading: _____

2nd Reading: _____

Exhibit "A"

Chapter 19 - NUISANCES

Division 1. – General Provisions

Sec. 19-10. - Purpose.

The purpose of this chapter is to provide the minimum conditions which will protect and preserve the public health, safety, morality, order, property values, and welfare of the citizens of Perry, Georgia, as well as to maintain a healthful, clean and beautiful environment.

Sec. 19-11. – International Property Maintenance Code incorporated.

The International Property Maintenance Code, as adopted by the Georgia Department of Community Affairs, and as may be amended from time to time, is hereby adopted by City Council and incorporated as part of this chapter.

Sec. 19-12. - Responsibility of owner and tenant generally.

- (a) *Owner.* Each owner of premises shall be responsible for maintaining their premises in compliance with the provisions of this chapter. If the owner is not the occupant of the premises, the owner shall be accountable for the activities of the tenant, and thereby, the premises.
- (b) *Tenant.* Each tenant of premises shall be responsible for maintaining the premises under their control in compliance with the provisions of this chapter.

Sec. 19-13. – Storage of hazardous waste.

- (g) *Maintenance of hazardous waste prohibited.* Hazardous waste shall not be stored, buried, burned, or otherwise maintained on any premises, except on premises approved as an inert landfill or sanitary landfill in compliance with the Land Management Ordinance [Appendix A of the Perry City Code] and all applicable state, federal and city law.

Sec. 9-14. - Definitions.

The following words, terms, and phrases, when used in this chapter, shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

Administrator means any authorized City of Perry personnel responsible for code enforcement within the city.

Derelict vehicle means any motor vehicle, trailer or semitrailer, or parts thereof, that was originally designed or manufactured to transport persons or property on a public highway, road, or street and that is junked, scrapped, dismantled, disassembled, or in a condition otherwise harmful to the public health, welfare, peace, and safety.

Garbage means the animal or vegetable waste resulting from the handling, preparation, cooking, or consumption of food.

Hazardous waste means any solid waste which has been defined as a hazardous waste in regulations promulgated by the administrator of the United States Environmental Protection Agency pursuant to the federal act which are in force and effect on February 1, 1998, codified as C.F.R. § 261.3, and any designated hazardous waste.

Nuisance means anything that causes hurt, inconvenience, or damage to another and the fact that the act done may otherwise be lawful shall not keep it from being a nuisance. The inconvenience complained of shall not be fanciful, or such as would affect only one of fastidious taste, but it shall be such as would affect an ordinary, reasonable man. (O.C.G.A. §41-1-1.)

Owner means any person, agent, operator, firm or corporation having a legal or equitable interest in a premises; or recorded in the Clerk of Superior Court of Houston County or Peach County, as applicable, as holding title to such premises; or otherwise having control of a premises, including the guardian of the estate of such person, and the executor or administrator of the estate of such person if ordered to take possession of the premises by a court.

Permittee means the contractor or other person to whom was issued any type of development permit, approval, certificate, or other form of authorization.

Premise means a lot, plot or parcel of land, easement or public way, including any structures and improvements thereon.

Private property means all land, and all improvements thereon, which is not owned by a governmental entity.

Public view means any area that is visible by a person standing on the ground in a public right-of-way, public park, or other publicly owned property.

Rubbish means combustible and noncombustible waste materials, except garbage; the term shall include, but is not limited to, paper, rags, cartons, boxes, wood, excelsior, rubber, leather, tree parts, yard trimmings, construction waste, furniture, appliances, metals, mineral matter, glass, crockery, and similar materials, as well as the residue from the burning of wood, coal, coke, and other combustible materials.

Scrap tire means a tire that is no longer suitable for its original intended purpose because of wear, damage or defect.

Tenant means a person, corporation, partnership or group whether or not the legal owner, occupying a premises or portion thereof.

Tire means a continuous solid or pneumatic rubber covering designed for encircling the wheel of a motor vehicle and which is neither attached to the motor vehicle nor a part of the motor vehicle as original equipment.

Used tire means a tire which has a minimum of 2/32 inch of road tread and which is still suitable for its original purpose but is no longer new. A tire retailer shall inventory and market used tires in substantially the same fashion as a new tire.

Water receptacle means tanks, barrels, urns, cans, boxes, bottles, tubs, tires, buckets, automobile casings or other items which permit the collection of standing water.

Division 2. – Rubbish, garbage and tires.

Sec. 19-20. – Rubbish and Garbage shall be properly contained.

- (a) Appropriate receptacles for the disposition of rubbish and garbage generated on any premises shall be provided and maintained by the owner or tenant.
- (b) Except as may otherwise be allowed, all rubbish and garbage shall be contained in an appropriate receptacle.

Sec. 19-21. - Construction and demolition sites.

- (a) All permittees and/or owners shall adhere to all provisions of this section.
- (b) On-site receptacles to effectively and securely handle the accumulation of all rubbish and garbage produced by those working on the site shall be installed and maintained during construction activity. All construction and demolition sites shall be kept in a litter-free condition.

- (c) Permittees shall implement erosion and sedimentation controls and control waste at the construction site such as discarded building materials, concrete truck washout, chemicals, rubbish and sanitary waste. All dirt, mud, silt, or any other earth deposited upon any public right-of-way as a result of construction and/or demolition shall be immediately removed by the permit holder as to prevent any detectable amount of accumulation which may tend to cause a threat to the public safety, property values, both real and personal, or good order of the city or environment.
- (d) Any construction supplies or materials, landscaping supplies or materials, or any other material deposited on a public road or right-of-way shall be removed on a daily basis, or immediately if the presence of such materials constitutes a threat to the public health or safety.
- (e) Rubbish or garbage shall not be buried on any property unless expressly and properly permitted for such activity. Nor shall rubbish or garbage be burned on any property unless the proper permit is secured from the Georgia Forestry Commission and/or the Perry Fire Department.

Sec. 19-22. - Storage of new, used and scrap tires.

- (a) It shall be unlawful to store tires, used tires, or scrap tires outside of an enclosed building or shipping type container, except as provided in this section.
- (b) Scrap tires shall handled in accordance with the provisions of O.C.G.A, § 12-8-20 et seq. Said provisions are hereby incorporated in this section as if set out in full herein.
- (c) No owner or tenant shall store more than 25 scrap tires anywhere, except as provided in O.C.G.A. § 12-8-40.1.
- (d) Used tires and scrap tires may be stored outside of an enclosed building or shipping type container on the premises of an authorized business within a cage not exceeding 100 square feet in area, and eight feet in height. Such cage shall be covered with a water proof top and be screened on all four sides. All tires stored outdoors shall comply with section 19-60.
- (e) New tires may be displayed on racks or stands outside of an enclosed building, provided they are stored inside after business hours.
- (f) Only one shipping type container or cage as described in subsection (d) shall be allowed per each premises and shall be located out of public view.

Division 3. - Vegetation

Sec. 19-30. Weeds grasses and plants declared a nuisance; exemptions.

- (a) It shall be unlawful to maintain any weeds, grasses or other plants exceeding eight (8) inches in height on any premises, subject to the provisions of this section.
- (b) Garden flowers, vegetables, ornamental trees and shrubs, and cultivated agricultural crops shall be exempt the height limit, except as noted in subsection (c) below.
- (c) Notwithstanding, subsection (b) above, all weeds, grasses, and other plants shall be maintained so as to provide free and full use of streets, sidewalks, rights-of-way, and street lights. Any plant that causes any obstruction to these facilities is subject to maintenance or removal by the City and or the Georgia Department of Transportation.
- (d) The provisions of this division shall apply only to property located within subdivisions of record in the office of the clerk of the superior court of Houston County or Peach County, as applicable and original city lots. These provisions shall not apply to undeveloped areas of un-subdivided lands.

Section 19-31. - Maintenance of easements and rights-of-way.

Owners and tenants shall be responsible for maintaining any easements which may exist on their premises and rights-of-way adjacent to their premises in accordance with the provisions of section 19-12.

Division 4. – Vehicles.

Sec. 19-40. - Derelict vehicles.

- (a) Pursuant to O.C.G.A. § 36-60-4, the city is authorized to provide by ordinance for the removal and disposal of derelict vehicles.
- (b) It shall be unlawful for any owner or tenant to keep any derelict motor vehicle, except within a fully enclosed building or structure or otherwise shielded or screened from public view by an opaque fence, wall, and or plant material, on any property unless properly zoned or permitted.
- (c) Any such derelict motor vehicle in violation of this section, whether such motor vehicle is on private property or public property, shall be subject to removal by the city and disposed of, in accordance with the procedures set forth in this chapter, when requested by the land owner or when such derelict motor vehicle is in such a condition that it constitutes a health or safety hazard or an unsightly nuisance.
- (d) The provisions of this section shall not apply to a licensed business which is regularly engaged as an automobile dealer, salvage dealer or scrap processor. The provisions of this section shall also not apply to any motor vehicle which is located within the premises of any junkyard complying with the laws of the State of Georgia relating to the licensing and regulating of motor vehicle junkyards.

Division 5. - Signs

Sec. 19-50. - Posting of signs on utility poles or other structures.

It shall be unlawful for any person to post or affix any notice, poster or other paper or device to any utility pole, lamppost, bench, waste receptacle, street furniture or structure except as may be authorized or required by law.

Sec. 19-51. - Sign control.

Unless authorized in section 19-9 of the Land Management Ordinance (Appendix A of the Perry City Code), no sign shall be installed, erected, or displayed on any premises or right-of-way.

Division 6. – Mosquito prevention.

Sec. 19-60. - Prevention of mosquitoes and other disease carrying organisms.

All premises shall be kept free of water receptacles and other articles that permit the holding of water which is not drained on a regular basis so as to prevent providing temporary breeding places for mosquitoes and other disease carrying organisms.

Division 7. – Reserved.

Division 8. – Enforcement, Remedies and Penalties.

Sec. 19-80. – Enforcement, general.

- (a) Subject to constitutional limitations and upon proper identification, the administrator shall be permitted to enter upon private property for the purpose of carrying out the provisions of this chapter.
- (b) Upon determination that a violation of this chapter exists, the administrator shall issue a written notice of violation to the person responsible for the violation or the owner of a derelict vehicle and to the owner of the premises. The notice of violation shall state the specific violation of this chapter, order the action necessary to correct the violation, and give a deadline by which the violation shall be corrected. The deadline shall be reasonable, based on the nature and intensity of the violation, but shall not exceed 30 calendar days, unless specifically provided in this division.
- (c) Written notice may be provided by personal delivery, by mail to the tenant and or owner reflected on the current property tax records of Houston/Peach County, by posting the violating premises/vehicle, and or posting a sign in the right-of-way adjacent to the violating premises/vehicle.
- (d) If the violation is not corrected by the deadline established in the notice of violation, or as agreed upon by the administrator, the administrator shall take appropriate action as provided in section 19-85 to correct or abate the violation and ensure compliance with this chapter.
- (e) Only two notices of violation will be issued for the same type of violation on the same premises within a calendar year. Third and subsequent violations of the same type on the same premises within a calendar year will be immediately addressed according to section 19-85.
- (f) Stormwater management is enforced per article 7 of the Land Management Ordinance (Appendix A of the Perry City Code).
- (g) If the nature of a violation of this chapter is such that an immediate threat to safety or health is evident, the administrator shall take any legal action necessary to correct or abate the threat.

Sec. 19-81. – Additional procedures for derelict vehicles.

- (a) Upon determination that a violation of division 4 of this chapter exists, the administrator shall issue a written notice of violation to the owner of the derelict vehicle and the owner of the premises on which the derelict vehicle is located. The notice of violation shall be consistent with the provisions of section 19-80(b), except that the deadline shall be 15 calendar days, or as agreed upon by the administrator.
- (b) In the event the owner of the vehicle cannot be determined for whatever reason, posting of the notice of violation in the right-of-way adjacent to the premises on which the derelict vehicle is located shall be deemed as notice to the vehicle owner.
- (c) For each derelict motor vehicle removed by the city or at the city's direction, the city shall keep a log identifying such vehicle and all steps involved in the removal and disposal of same.
- (d) In the event an owner or tenant of a premises containing a derelict vehicle request the removal of a derelict vehicle, such person shall sign a release allowing a towing company to remove the vehicle.

Section 19-85. – Remedies and penalties.

The city may use any combination of the following enforcement actions, remedies and penalties pursuant to city code section 1-10 to correct, stop, abate, and enjoin a violation of this chapter:

- (a) Citation noting violation. The administrator may issue a citation to the person responsible for the violation, owner of a derelict vehicle, and or the owner of property on which a violation exists, requiring appearance before the municipal court.
- (b) Abatement. The administrator may remove and dispose of a violation, or hire a third party to correct the violation. All costs associated with abatement shall be the responsibility of the owner, per the current city fee schedule.

**A RESOLUTION
IMPOSING A MORATORIUM ON THE
ISSUANCE OF PERMITS OR ACCEPTANCE OF
LAND USE DISTRICT CHANGES RELATED
TO THE PROVISION OF "TINY HOUSES"**

WHEREAS, the Middle Georgia area is experiencing requests to permit "Tiny Houses"; and

WHEREAS, the provision of tiny houses (400-1,000 square feet/detached house) can impact neighborhoods in a variety of ways:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF PERRY that a moratorium is issued relative to "tiny house" permitting and/or rezoning to allow City staff, advisory boards and Council the opportunity to review, assess and make recommendations, if needed, concerning "tiny houses".

SO RESOLVED, this ___ day of September 2018.

CITY OF PERRY

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

City Seal

Attest: _____
ANNIE WARREN, CITY CLERK

**A RESOLUTION TO APPOINT
MS. ASHLEY (BONE) HARDIN
ECONOMIC DEVELOPMENT DIRECTOR**

WHEREAS, the Council has completed its search for the Economic Development Director position: and

WHEREAS, the Council has determined the best person for the position: and

WHEREAS, Article III Sec 3.10(d) requires appointment of a director position by resolution:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PERRY THAT Ms. Ashley (Bone) Hardin is appointed Economic Development Director effective October 9, 2018.

SO RESOLVED, this ___ day of September 2018.

CITY OF PERRY

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

City Seal

Attest: _____
ANNIE WARREN, CITY CLERK



Where Georgia comes together.

City of Perry Special Events Application

Applicant and Sponsoring Organization Information

Name:	Perry Main Street Advisory Board
Name of individual representing sponsor organization:	Catherine Edgemon
Street address:	1211 Washington Street
City/State/Zip code:	Perry, GA 31069
Mailing address if different from above:	P.O. Box 2030, Perry, GA 31069
Cell phone:	478-954-5758
Email address:	catherine.edgemon@perry-ga.gov
* The individual's name and contact information stated above will also be distributed to answer public inquiries about the event.	
If this event benefits a City of Perry non-profit organization, which one?	
Contact person on site for day of event:	Catherine Edgemon
Cell phone:	478-954-5758
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:	
Event title:	Downtown Harvest Dinner
Event date:	Saturday, Nov. 3, 2018
Event hours:	Start: 6 p.m. End: 8 p.m.
Set-up:	Date: Saturday, Nov. 3 Time: 4 p.m.
Break down:	Date: Saturday, Nov. 3 Time: 10 p.m.
Expected attendance:	Participants: 115-120 Spectators:

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.

This Main Street fundraiser will be a catered dinner for 100 in the street in front of 922 Carroll Street (Perfect Pear), similar to the dinner filmed for the Perry video. The event will include live music that will not require a stage or a large sound system. The staff of Perfect Pear will provide set up and tear down of table and chairs. In the event of inclement weather, the event will move inside the Perfect Pear; the Chamber of Commerce has also volunteered to serve as an additional indoor location if the need arises.

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.

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

If yes, describe:

The event is a ticketed dinner catered by the Perfect Pear with live music.

Main Street requests that all fees be waived and that the Fire Department provide portable outdoor lighting for the event, cones be placed in the morning to publicize street closure time, and Public Works confirm access to power in the parking lot next to the Perfect Pear.

Will event have amplified sound? Yes No

If yes, describe: Acoustic guitar and amp or similar

Is the event free to the public? Yes No

Will vendors cook or heat food? Yes No

If yes, describe: Food will be cooked and heated inside restaurant.

Will any areas be fenced off or barricaded? Yes No

If yes, describe: Road will be blocked, but no barricades around the tables and chairs.

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:

Music is TBD, probably a musician with acoustic guitar, small jazz ensemble or similar live music, not a concert. A sound system and a stage will not be needed.

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:

A complimentary beer or wine is included in the ticket price, and a cash bar will be set up inside the Perfect Pear.

* 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: Perfect Pear

Street address of business serving alcohol: 922 Carroll Street

City/State/Zip Code: Perry, GA 31069

Mailing address if different from above:

Cell phone: 478-954-2097

Email address: meg.brent1015@gmail.com

Name of licensee: Megan Brent

License number: 0069881

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

Hours alcohol will be served at event: 6-8 p.m.

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: Megan Brent Date: 8/29/18

Licensee's signature: Megan Brent

Sworn and attested before me on this 29th day of August, 2018

Signature of special event organizer/applicant: Cynthia K. Houser

Name, signature and stamp of Notary Public: Cynthia K. Houser
Notary Public
Houston County, State of Georgia

* The sale of alcohol/mixed drinks requires a license. My Commission Expires 2/3/2019

Street Closure Requests

Names of streets to be closed:		
Street: Carroll Street	Between: Ball	and: Washington
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)? 4 p.m. to 10 p.m.		
Why are you requesting the street closure(s)? Dining in street, will not close street if inclement weather		
Type of street closure: <input checked="" type="checkbox"/> Complete <input type="checkbox"/> 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:		
A letter with street closure information will be sent to affected businesses 10-14 days before the event.		

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:

Caterer will dispose of event-related trash in business' dumpster.

Electricity and Water

Will your event require access to electricity? Yes No

If so, where?

What electrical load will you require?

May need electrical access at street lamp for music, will need it for lights

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: Defer to chief

Total hours for officers requested:

Fire and Emergency Medical Services

Describe your plan for providing emergency medical services:

Call 911.

*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

Health Department

I understand that the City of Perry does not schedule Health Department inspections. Vendors and/or event organizers are responsible for scheduling 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 Perry Main Street Advisory Board (Special event organizer/applicant) to utilize the sites(s) known as 900 block of Carroll Street 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 Cynthia K. Houser

 Notary Public

Date: 8/29/18

Houston County, State of Georgia
 My Commission Expires 2/3/2019

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: Catherine Edgemon

Signature:

Date:

8/29/18

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) 988-2705 (fax)
 annie.warren@perry-ga.gov

OR

Hand-deliver application to:

City Clerk at
 Perry City Hall
 1211 Washington Street
 Perry, GA 31069

For more information, please, call (478) 988-2736.

Office Use Only

Date received:
<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:

STATE OF GEORGIA - DEPARTMENT OF REVENUE
License to Sell Alcoholic Beverages
As set forth and defined in Title 3
Georgia Alcoholic Beverage Code and Regulations Pertaining Thereto

Not Valid Without Local License If Required - Non Transferable

EFFECTIVE DATE 11-Jan-2018

LICENSE EXPIRES 31-Dec-2018

BOND EXPIRES

STATE TAXPAYER IDENTIFIER
20021770736

LICENSE NUMBER
0069881

DATE ISSUED
11-Jan-2018

LICENSE FEE
\$100.00

LOCAL LICENSE ISSUED BY
City 922 CARROLL STREET
PERRY, GEORGIA 31069

THIS LICENSE AUTHORIZES THE BELOW LICENSEE TO SELL
MEGAN BRENT: Retail - Beer and Wine

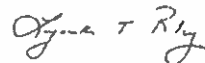
DBA
THE PERFECT PEAR

AT THE FOLLOWING LOCATION
922 CARROLL ST PERRY GA 31069-3314

COUNTY
HOUSTON

THE PERFECT PEAR CATERING LLC
922 CARROLL ST
PERRY GA 31069-3314

Failure to pay any tax accruing under said Act to the Department of Revenue, or violation of any provisions of said Act or any valid rule and regulation made pursuant thereto, shall be grounds for cancellation of this license by the Commissioner of Revenue



COMMISSIONER, Georgia Dept. of Revenue

SALES TAX COLLECTOR'S RETURN FOR THE MONTH OF JANUARY 2018

502062

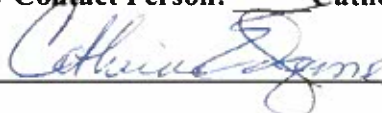


Where Georgia comes together.

**City of Perry
Police Department**

1207 Washington Street
Post Office Box 2030
Perry, Georgia 31069

SPECIAL EVENT ALCOHOL PERMIT LICENSE APPLICATION

1. Date of Application: Aug. 24, 2018
2. Organization Requesting Permit: Perry Main Street Advisory Board
3. Organization Address: P.O. Box 2030, Perry, GA 31069
4. Representative / Contact Person: Catherine Edgemon
Signature: 
Cell Phone: 478-954-5758 Work Phone: 478-988-2758
Email: catherine.edgemon@perry-ga.gov
5. Name of Organization Serving Alcoholic Beverage: Megan Brent DBA The
Perfect Pear
6. Name of Alcoholic Beverage License Holder: Megan Brent
7. Permit Expiration Date: Nov. 3, 2018
8. Description of Special Event: Perry Main Street Advisory Board will host a fundraiser harvest dinner in the street in front of 922 Carroll Street (back up locations inside the Perfect Pear and Chamber of Commerce in case of inclement weather). Event will include a cash bar inside the Perfect Pear.
9. Location of Event: in street in front of 922 Carroll Street

10. Estimated Number of Attendees: 115-120

11. Event Start Date & Time: Saturday, Nov. 3, 2018, at 6 p.m.

12. Event End Date & Time: Saturday, Nov. 3, 2018, at 8 p.m.

13. Number of Off-Duty Officers Requested: Defer to chief if any are needed
(NOTE: Perry PD will determine the actual number of officers required.)

14. Notifications made to adjacent property owner(s): Yes X No

List of Notifications: If event is approved, affected businesses will be notified by letter at least 10-14 days before the event

15. Citizen's Petition Attached: Yes No X

16. Type of Beverages Licensed to be Served: (check all that apply)

a. Malt Beverage (beer) by the drink X

b. Wine by the drink X

c. Distilled Liquor by the drink

Special Event Alcoholic Beverage Permit Fee \$107.00 Paid Not Paid X

Recommended by Chief of Police: _____ Date: _____

Not Recommended by Chief of Police: _____ Date: _____

Lee Gilmour, City Manager Date: _____

Council Approval Date: _____

ORDINANCE

THE COUNCIL OF THE CITY OF PERRY HEREBY ORDAINS that the Perry code is amended by deleting the definition of *Ice cream truck* in Section 15-2201 in its entirety and adding a new definition of *Ice cream truck* in Section 15-2201 as follows:

Sec. 15-2201. - Definitions.

Ice cream truck means a motor vehicle in which per-packaged ice cream, popsicles, ice sherbets or other frozen desserts of any kind are carried for the purpose of retail sale on the streets of the city. For the purpose of this article, the term "ice cream truck" shall not include vendors who prepare ice cream, popsicles, ice sherbets or other frozen desserts of any kind, nor shall it include vendors who serve ice cream products as part of a menu of other foods, i.e. pie a la mode.

2. By adding a new section (a)(4) to section 15-2203 as follows:

Sec. 15-2203. - Prohibited conduct and requirements.

- (4) Except as may be allowed as part of a city-issued special event permit or by contract with the department of leisure services, mobile food vendors are permitted in a city-designated mobile food vendor vehicle parking space no more than five (5) days in any calendar month. A minimum of two (2) calendar days must transpire between operating periods on any given parking space.

3. By deleting section 15-2203 (b)(2) in its entirety and adding a new section 15-2203 (b)(2) as follows:

- (2) In the C-3, Central Business District only, and except as may be allowed as part of a city-issued special event permit, mobile food vendors are permitted on a given property no more than five (5) days in any calendar year. A minimum of two (2) calendar days must transpire between operating periods on any given property.

4. By deleting section 15-2203 (m) in its entirety and adding a new section 15-2203 (m) as follows:

- (m) Hours of operation shall not be limited, except as part of a city-sponsored event permit or by contract with the department of leisure service. When operating in the C-3, Central Business District, and not part of a city-sponsored event, a mobile food vendor may operate only between the hours of 7:00 am and 10:00 pm. At the end of each business day's operation, the vendor shall remove from the premises the mobile food vendor vehicle and all materials associated with the business.

SO ENACTED this _____ day of _____, 2018.

CITY OF PERRY, GEORGIA

By: _____
James E. Faircloth, Jr. Mayor

Attest: _____
Annie Warren, City Clerk

1st Reading: _____

2nd Reading: _____

ORDINANCE

THE COUNCIL OF THE CITY OF PERRY HEREBY ORDAINS that the Perry Code is amended by deleting Section 5-34 of Article III Chapter 5 in its entirety and adding a new section 5-34 of Article III Chapter 5 as follows:

Sec. 5-34. - Penalties.

A violation of any section in this article shall submit the violator to the maximum penalty under section 1-10 of the City Code. A separate offense shall be deemed committed on each day during which a violation occurs or continues.

SO ENACTED this _____ day of _____, 2018.

CITY OF PERRY, GEORGIA

By: _____
James E. Faircloth, Jr. Mayor

Attest: _____
Annie Warren, City Clerk

1st Reading: _____

2nd Reading: _____