

MINUTES  
REGULAR MEETING OF THE PERRY CITY COUNCIL  
July 3, 2018  
6:00 P.M.

1. Call to Order: Mayor James E. Faircloth, Jr., Presiding Officer, called to order the regular meeting of the Perry City Council held July 3, 2018 at 6:00 p.m.

2. Roll.

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

Elected Officials Absent: None

Staff: City Manager Lee Gilmour, Assistant City Manager Robert Smith, 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, Brenda King – Director of Administration, and Kevin Dye – Director of Leisure Services.

Guest(s): Charlie Walker, Linda Walker, Mike Gray, Josh Waters, Brooke Newby, Skeet Hulbert, John Hulbert, Larry Walker, Deborah Walker, Janice Walker, Kelly Moore, John Hulbert, Chris West, Javan Frazier and Jennifer Folsom.

Media: James Simpson III - Houston Home Journal

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

Council Member Jones rendered the invocation and Mayor Pro Tempore Walker led the pledge of allegiance to the flag.

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

4a. Presentation – Mr. J. Elliott

Mr. Elliott presented City Attorney David Walker with a proclamation from the Georgia Municipal Association attorney's division honoring his service as the city attorney in Perry for 30 years.

4b. Recognition of Chris West – Mayor Faircloth

Mayor Faircloth recognized Mr. West for his cost saving innovative idea and awarded him a check.

5. Community Partner(s) Update(s): None
6. Citizens with Input: Darrien Woolfolk, 926 Jeanne Street, thanked Mayor and Council for all they do for the City of Perry.
7. PUBLIC HEARING CALLED TO ORDER AT 6:17P.M. Mayor James E. Faircloth, Jr. called to order a public hearing at 6:17 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 Application No. R-18-05. Applicant, Teramore Development, LLC, requests the rezoning and annexation of property from Houston County R-AG, to City of Perry C-2, General Commercial District. The property is located at 2100 Main Street; Tax Map No.: 000570 017000 – Mr. B. Wood.

Staff Report: Mr. Wood stated the property is located on the northeast corner of Perry Parkway and US Highway 341 S. The developer is requesting annexation into the City to obtain public water. Public sanitary sewer is not available at the site and the applicant proposes an individual septic system. Staff determined the petition meets the criteria for annexation and the Planning Commission recommended approval of the application as submitted.

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

For:

Chris West, 165 Big Star Drive, Thomasville, Georgia, spoke in favor of the petition.

Opposed:

Javan Frazier, 2018 US Highway 341 S, voiced his concerns relative to traffic accidents and rural family life.

Jennifer Folsom, 2091 US Highway 341 S, echoed Mr. Frazier's concerns.

Public Hearing Closed at 6:25 p.m. Mayor Faircloth closed the public hearing at 6:25 p.m.

8. Review of Minutes: Mayor James E. Faircloth, Jr.
  - 8a. Council's Consideration – Minutes of the June 18, 2018 work session, June 19, 2018 pre council meeting, and June 19, 2018 council meeting.  
  
Council Member Hunt motioned to accept the minutes as submitted; Council Member King seconded the motion and it carried with Council Member Jones abstaining.

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

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

1. **Second Reading** of an ordinance establishing a restaurant district – Mr. R. Smith.

Adopted Ordinance No. 2018-10 establishing a restaurant district. Mr. Smith presented for Council's consideration an ordinance establishing a restaurant district. Mayor Pro Tempore Walker motioned to adopt the ordinance as submitted; Council Member Jones seconded the motion and it carried unanimously. *(Ordinance No. 2018-10 has been entered into the City's official book of record.)*

2. **Second Reading** of an ordinance amending the Perry Code by deleting Sec. 15-34 in its entirety and adding a new Sec. 15-34 – When tax due and payable; effect of transacting business when delinquent - Mr. L. Gilmour.

Administration recommended Council table this item. Council Member Jackson motioned to table this item; Council Member Jones seconded the motion and it carried unanimously.

10. Any Other Old Business:

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

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

11a. Matters referred from July 2, 2018 work session, and July 3, 2018 pre council meeting.

1. Resolution imposing a moratorium on certain multi-family uses.

Adopted Resolution No. 2018-46 imposing a moratorium on certain multi-family uses. Administration presented for Council's consideration a resolution imposing a moratorium on certain multi-family uses. Mayor Pro Tempore Walker moved to adopt the resolution as submitted; Council Member Jones seconded the motion and it carried 5 -1 with Council Member Hunt opposed. *(Resolution No. 2018-46 has been entered into the City's official book of record.)*

2. Resolution to rescind the moratorium for personal care facilities.

Adopted Resolution No. 2018-47 rescinding the moratorium for personal care facilities. Administration presented for Council's consideration a resolution rescinding the moratorium for personal care facilities. Council Member Jones moved to adopt the resolution as submitted; Council Member King seconded the motion and it carried unanimously. *(Resolution No. 2018-47 has been entered into the City's official book of record.)*

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

1. **First Reading** of an ordinance for the rezoning of property from Houston County R-AG, to City of Perry C-2, General Commercial District. The property is located at 2100 Main Street; Tax Map No.: 000570 017000– Mr. B. Wood. *(No action required by Council)*
2. **First Reading** of an ordinance for the annexation of property from Houston County R-AG, to City of Perry C-2, General Commercial District. The property is located at 2100 Main Street; Tax Map No.: 000570 017000– Mr. B. Wood. *(No action required by Council)*
3. **First Reading** of an ordinance amending the Perry Code by deleting Sec. 15-2204 in its entirety and adding a new Sec. 15-2204 – Indemnity - Mr. B. Wood. *(No action required by Council)*
4. **First Reading** of an ordinance amending the Perry Code relative to certain license fees – Mr. L. Gilmour. *(No action required by Council)*

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

1. Resolution appointing the firm Walker, Hulbert, Gray & Moore, LLP as the prosecuting attorneys for the Municipal Court of the City of Perry, Georgia – Mr. L. Gilmour.

Adopted Resolution No. 2018-48 appointing the firm Walker, Hulbert, Gray & Moore, LLP as the prosecuting attorneys for the Municipal Court of the City of Perry, Georgia. Administration presented for Council's consideration a resolution appointing the firm Walker, Hulbert, Gray & Moore, LLP as the prosecuting attorneys for the Municipal Court of the City of Perry, Georgia. Council Member Bynum-Grace moved to adopt the resolution as submitted; Council Member Jones seconded the motion and it carried unanimously. *(Resolution No. 2018-48 has been entered into the City's official book of record.)*

12. Council Members Items:

Council had no reports.

City Manager Gilmour had no report.

Assistant City Manager Smith reminded everyone of Food Truck Friday on July 13<sup>th</sup>, 6pm – 10pm.

13. Department Heads/Staff Items.

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

Mr. Wood reported the Department of Community Development issued 180 new family permits this year.

Mr. Dye reported

- August 1, school starts
- July 9 -13, Fall soccer registration
- July 16 -20, Football registration

14. General Public Items:

No report

15. Mayor Items:

- July 16, Council work session
- July 17, Pre council and council

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

16. Executive Session entered at 6:40 p.m.: Council Member King moved to adjourn Council's regular meeting and enter into executive session for the purpose of real estate acquisition and personnel. Council Member Jones seconded the motion and it carried unanimously.

17. Executive Session adjourned 7:02 p.m.; Council's regular meeting reconvened. Council adjourned the executive session held July 3, 2018 and reconvened into the Council's regular meeting.

18. Adopted Resolution No. 2018-49 stating purpose of executive session held July 3, 2018 was to discuss real estate acquisition and personnel. Mayor Pro-Tempore Walker moved to adopt a resolution stating the purpose of the Executive Session held on July 3, 2018 was to discuss real estate acquisition and personnel. Council Member Hunt seconded the motion and it carried unanimously. No action was taken. *(Resolution 2018-49 has been entered in the City's official book of record).*

19. Adjournment: There being no further business to come before Council in the reconvened regular meeting held July 3, 2018 Council Member Bynum-Grace motioned to adjourn the meeting at 7:04 p.m. Council Member Jackson seconded the motion and it carried unanimously.