

MINUTES
REGULAR MEETING OF THE PERRY CITY COUNCIL
October 20, 2020
6:00 P.M.

1. Call to Order: Mayor Randall Walker, Presiding Officer, called to order the regular meeting of the Perry City Council held October 20, 2020, at 6:00 p.m.

2. Roll.

Elected Officials Present: Mayor Randall Walker, Mayor Pro Tempore Willie King, and Council Members Joy Peterson, Robert Jones, Darryl Albritton, and Riley Hunt.

Elected Officials Absent: Council Member Phyllis Bynum-Grace.

Staff: City Manager Lee Gilmour, City Attorney Brooke Newby, Assistant City Manager Robert Smith, and Recording Clerk Joni Ary

City Staff: Chief Steve Lynn – Perry Police Department, Brenda King – Director of Administration, Mitchell Worthington – Director of Finance, Bryan Wood – Director of Community Development, Ashley Hardin – Economic Development Administrator, Chief Lee Parker – Fire and Emergency Services Department, Ansley Fitzner – Public Works Superintendent, Tabitha Clark – Communications Administrator, Sedrick Swan – Director of Leisure Services, Annie Warren – City Clerk, Michael Paull – Fire Marshall, Detective James Jones– Perry Police Department.

Guest(s): Mr. Robert Russell, Mr. Eric Schultz, Ms. Lauren Schultz, and Calvary Way Community Church members: Greg Sutton, Larry Albritton, Tracey Brinson, Melissa Powell, Patty Callahan, Brandon Lynch, Don Chandler, Philip Rice, Juanita Kirby, and Harry Kirby.

Media: Myoshe Howard - Houston Home Journal

3. Invocation and Pledge of Allegiance to the Flag:

Council Member Darryl Albritton rendered the invocation and Mayor Pro Tempore Willie King led the pledge of allegiance to the flag.

4. Presentation(s) / Recognition(s):

a) Recognition of Ms. Ashley Hardin – CEcD Achievement. Mr. Gilmour recognized Ms. Ashely Hardin for recently achieving her CEcD award . This is a competitive award that only 1,000 people in the world have achieved. Mayor and Council congratulated Ms. Hardin on her award.

b) Introduction of Police Officer Deborah Taylor. Chief Lynn introduced Ms. Deborah Taylor, Police Officer to Mayor and Council. Mayor and Council

welcomed Ms. Taylor to the City.

5. Community Partner(s) Update(s): None.
6. Citizens with Input: None.
7. PUBLIC HEARING CALLED TO ORDER AT 6:07 p.m.: Mayor Randall Walker 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. 36-36-22.
 - 7a. Public Hearing relative to authorizing the sale of alcoholic beverages at 757 Carroll Street. Applicant – Schultze’s Old Fashioned Soda Shop.

Staff Report: Mr. Gilmour stated that this request is to authorize the sale of Beer and Wine only at Schultze’s Old Fashioned Soda Shop located at 757 Carroll Street, the location is in the restaurant district and adjacent to Calvary Way Community Church.

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

For: Ms. Lauren Shultz stated that she and her husband are the business owner of Shultze’s Old Fashioned Soda Shop and is asking for approval of the request. Ms. Shultz stated that because her business is in the restaurant district by State Law, she can serve alcohol, even if she is next door to a church. Ms. Schultz stated that she just wants her business to thrive and to serve the community.

Against:

- Mr. Greg Sutton, 126 Arena Road, Perry – Member of Calvary Way Community Church, stated he is against the request for Schultze’s business alcohol license because of the business being next door to his Church.
- Larry Albritton, 1407 Canterbury Ct, Perry- Pastor of Calvary Way Community Church spoke against the request for the alcohol license for a business that is adjacent to the church. Mr. Albritton’s biggest concern is for his congregation's safety and the prosperity of the church. Mr. Albritton also stated that his church currently has to deal with picking up litter i.e cigarette butts, it would increase if the Council approves the request.
- Tracy Brinson, Lake Joy Road – Member of Calvary Way Community Church, stated if the Council approves this request, it could set a precedent for other churches, no one would want a business that sells alcohol next to their home.
- Melissa Powell, 181 Solomon Road, Perry- Member of Calvary Way Community Church, stated that her fear is for the kids walking to Church seeing and being exposed to people who drink and curse.

- Patty Callahan, 115 Forest Ave, Bonaire – Member of Calvary Way Community Church, stated that she wants her Church to be safe and worries about the mindset of individuals who drink.
- Brandon Lynch – 229 Sentry Oaks Dr., WR- Member of Calvary Way Community Church, stated if the alcohol license is approved it would shift the atmosphere surrounding the church and is asking the Mayor and Council to deny the request.
- Don Chandler, Oglethorpe – Member of Calvary Way Community Church, asked that Mayor and Council do the right thing for the community and deny the request.
- Philip Rice, 1424 Elizabeth Ave, Perry- Member of Calvary Way Community Church, stated that he is a recovering addict and if it wasn't for his church he would not be the person he is today. Asks Council to deny this request.
- Juanita Kirby, 901 Perimeter Road, Perry-Member of Calvary Way Community Church stated that she is concerned for the safety of the church congregation and anyone leaving the business inebriated and causing accidents.
- Harry Kirby, 901 Perimeter Road, Perry-Member of Calvary Way Community Church stated he agrees with all of his parishioners that the request should be denied and trust Mayor and Council to make the right decision.

Public Hearing Closed at 6:50 p.m. Mayor Walker closed the hearing at 6:50 p.m.

8. Review of Minutes: Mayor Randall Walker

- 8a. Council's Consideration – Minutes of the October 5, 2020 work session, October 6, 2020, pre-council meeting, and October 6, 2020 council meeting.

Mayor Pro Tempore Willie King motioned to accept the minutes as submitted; Council Member Jones seconded and it carried unanimously.

9. Old Business: Mayor Randall Walker

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

1. **Second Reading** of an ordinance for the rezoning of property from PUD, Planned Unit Development, to R-3, Multi-family residential district. The property location is Perry Parkway and Moss Oaks Road; Tax Map No. 0P0340 037000.

Adopted Ordinance No. 2020-25 for an ordinance for the rezoning of property from PUD, Planned Unit Development, to R-3, Multi-family residential district for the property located at Perry Parkway and Moss Oaks

Road. Mayor Pro Tempore Willie King motioned to adopt the ordinance as submitted; Council Member Albritton seconded the motion and it carried unanimously. All Council Members voted by saying “I” in agreement for approving the Ordinance. (*Ordinance 2020-25 has been entered into the City’s official book of record.*)

10. Old Business: Mayor Randall Walker

- 10a. Mayor Randall Walker – None.
- 10b. Council Members – None.
- 10c. City Manager Lee Gilmour – None.
- 10d. City Attorney – None.
- 10e. Assistance City Manager Robert Smith – None.

11. New Business: Mayor Randall Walker

- 11a. Matters referred from October 19, 2020 work session and October 20, 2020 pre council meeting. None.
- 11b. Authorize the sale of alcoholic beverages at 757 Carroll Street. Mayor Randall Walker.

Mayor Walker stated that if Council was ready they could vote to approve, disapprove or defer this item.

Council Member Albritton motioned to deny the alcoholic beverage license. The motion died for lack of a second.

Mayor Pro Tempore King motioned to approve the alcoholic beverage license. Council Member Jones seconded the motion and it carried, 4 to 1 with Council Members Peterson, Hunt, Jones, and Mayor Pro Tempore King for approval and Council Member Albritton for denial.

11.c Ordinance(s) for First Reading(s) and Introduction.

- 1. **First Reading** of an ordinance repealing Division 4 – Perry Public Arts Commission, of Article 5, Chapter 2, and amending Section 2-252 relative to recommendations for appointment to the Main Street Board – Ms. B. Newby. (*No action required by Council.*)

11d. Resolutions for Consideration and Adoption.

- 1. Adopted Resolution 2020-64 to accept the 2020 Community Development Block Grant (CDBG) award from the Georgia Department of Community Affairs, approving a Language Access Plan and certain policies and procedures for purposes of administering the CDBG program, and approving a contract for professional services with Grant Specialists of Georgia, Inc., for grant administration. Mr. Wood stated this is the

awarded CDBG Grant the City received for approximately \$748,000.00 for the final stage for the Creekwood area.

Mayor Pro Tempore King moved to approve Resolution 2020-64; Council Member Peterson seconded and it carried unanimously. (*Resolution 2020-64 has been entered into the City's official book of record.*)

2. Adopted Resolution 2020-65 to amend the City of Perry Fee Schedule. Mr. Gilmour stated the fee schedule to include the rental income for the Creekwood Park football field and Barbara Calhoun Park tennis courts. Council Member Jones moved to approve Resolution 2020-65; Mayor Pro Tempore King seconded and it carried unanimously. (*Resolution 2020-65 has been entered into the City's official book of record.*)
3. Adopted Resolution 2020-66 for the Declaration of Official Intent to reimburse the costs of acquiring vehicles and equipment with Tax-Exempt financing. Ms. King stated this resolution is for the purchase through GMA to purchase capital items i.e. vehicles and equipment for the Fiscal year 2022. Mayor Pro Tempore King moved to approve Resolution 2020-66; Council Member Peterson seconded and it carried unanimously. (*Resolution 2020-66 has been entered into the City's official book of record.*)

12. Council Member Items.

Council Members had no reports.

13. Department Heads/Staff Items:

Mr. Gilmour, Ms. B. Newby, Mr. R. Smith, Ms. King, Mr. Worthington, Mr. Wood, Chief Parker, Chief Lynn, Ms. Fitzner, and Ms. Warren had no reports.

Ms. Tabitha Clark

- The Perry Youth Leadership tours were today.
- The City will be hosting the “Water Pouring” at the New Wastewater Treatment Plant on Tucker Road will be on Thursday, October 22, 2020, at 3:00 p.m.
- Friday, October 23, 2020, with the Grub Crawl with 30 vendors at 13 different locations in the City.
- Tai Chi in the Park will be on Saturday, October 24th from 9 am. to 10 am. at the Heritage Oaks Park.

Mr. Sedrick Swan

- Leisure Services is hosting a Pet Halloween costume contest from October 15th – 29th, 2020, with winners announced on Saturday, October 31, 2020. More information about the contest is on the City website under Leisure Services.

Ms. Hardin

- Sandler Nonwoven will be having a job fair on October 22, 2020, at the Art Center, from 4:00 pm to 6:00 pm.

14. General Public Items:

Mr. Robert Russell, 913 Evergreen Street, Perry, asked about playground equipment at the Andrew Heights Park there is currently only a gazebo. Mayor Walker stated he would look into it.

15. Mayor Items:

- November 2, 2020 Work session meeting
- November 3, 2020, Pre council and Council meeting

16. Adjournment: There being no further business to come before Council in the council meeting held October 20, 2020, Council Member Hunt motioned to adjourn the meeting at 7:08 p.m. Council Member Jones seconded the motion and it carried unanimously.