

**MINUTES OF A RESCHEDULED MEETING OF THE CITY COUNCIL OF THE
CITY OF SYLACAUGA HELD FEBRUARY 22, 2018**

1. Meeting called to order at 6:15 p.m. by Council President, Lee Perryman.
2. Roll Call: Council Members Present: Ashton Fowler, Tiffany Nix, Donnie Blackmon, Lee Perryman, and Dallas Davenport; Absent: None. Mayor James Heigl and City Clerk/Treasurer Patricia Carden were also present.
3. Invocation was given by Rev. Vernon Ogle, Sylacauga First Assembly.
4. Pledge of Allegiance to the Flag was led by Council President.
5. Mayor James Heigl commented that he is very proud of items 12 & 13 on the agenda for this evening and is excited to be getting started with these grant related projects. He talked briefly about plans to apply for an additional 2019 TAP grant as well. Mayor Heigl also proclaimed February 23-25, 2018, as *National Girl Scout Cooke Week* in the City of Sylacauga.
- President of Council stated that bid packages will be available soon for the upcoming projects.
6. Adopt Agenda:
A motion by Councilwoman Nix, second by Councilman Blackmon to adopt agenda was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
7. Approve minutes of the regular city council meeting held February 6, 2018:
A motion by Councilwoman Nix, second by Councilman Fowler to approve minutes as written was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

OLD BUSINESS: None.

NEW BUSINESS:

8. Public hearing to consider request from Allen Sanders on behalf of Pursell Agri-Tech, LLC for rezoning of that certain property located at 500 East Ft. Williams Street from M-1 to M-2—*Public hearing set by Resolution 02-2018, 1/18/2018:*
Council President opened the public hearing and called for comments. No one spoke in favor of or in opposition to the proposed action. Council President closed the public hearing and called for action by the Council.
Ordinance #2195-18 was introduced by Councilman Fowler; Read by City Clerk.
A motion by Councilman Blackmon, second by Councilman Davenport to suspend the rules and give immediate consideration was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
Upon unanimous consent by Council to give the ordinance immediate consideration:
A motion by Councilwoman Nix, second by Councilman Fowler to adopt Ordinance 2195-18 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
9. Action that is necessary to approve tax abatement request from Blue Bell Creameries, LP for the construction of a new production facility, a dry & refrigerated warehouse, and a truck shop, with a total capital investment of \$7,535,000.00 and the hiring of up to 18 new employees—*Approval also*

rescinds abatement previously granted through Resolution 36-2014, dated 9/03/2014:

Resolution #07-2018 was introduced by Councilwoman Nix; Read by City Clerk.

A motion by Councilman Blackmon, second by Councilman Davenport to suspend the rules and give immediate consideration was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

Upon unanimous consent by Council to give resolution immediate consideration:

A motion by Councilman Blackmon, second by Councilman Davenport to approve Resolution 07-2018 was carried by the following roll call vote: Yeas: Nix, Perryman, Blackmon, Davenport; Nays: None; Abstain: Fowler.

10. Action that is necessary to accept recommendation from Interim Director of Code Dept. Mike Whetstone to approve request from the Sylacauga Airport Authority to remove two (2) fifty-foot towers and one (1) 15' x 15' chain link fence from the airport facility and to declare same as surplus property no longer needed for municipal purposes, and authorizing disposal of said items through GovDeals online auction or other appropriate means:

Resolution #08-2018 was introduced by Councilwoman Nix; Read by City Clerk.

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 08-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

11. Action that is necessary to approve payment to Timmy R. Epperson in the amount of \$6,844.00 and authorizing future payments, both pursuant to a settlement agreement, and authorizing Mayor Heigl to execute settlement agreement relative thereto:

Resolution #09-2018 was introduced by Councilman Blackmon; Read by City Clerk.

A motion by Councilman Blackmon, second by Councilman Davenport to suspend the rules and give immediate consideration was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

Upon unanimous consent by Council to give resolution immediate consideration:

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 09-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

12. Action that is necessary to authorize CDG Engineering to move forward with seeking bids based on estimates prepared by CDG for the TAP Grant Streetscape Improvement Project (TAPAA-TA15 906) along Broadway Avenue/Hwy21 between 3rd and 4th Streets:

A motion by Councilwoman Nix, second by Councilman Fowler to authorize CDG to seek bids on behalf of the City as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

13. Action that is necessary to authorize Engineering Environmental Forestry Services Company, PC (EEFS) to move forward with seeking bids based on 2018 Street Improvement/Paving Project based on approved street listing and estimates presented to Council on 1/04/2018:

A motion by Councilman Blackmon, second by Councilman Davenport to authorize EEFS to seek bids on behalf of the City as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

14. Action that is necessary to approve request from Fire Chief Adam Gardner to authorize a job posting for one (1) Firefighter-Full-time position to fill the vacancy created by the Fire Chief promotion—*Council authorized posting of three (3) F/T and six (6) P/T Firefighters on 1/04/2018 (FY2018 Budget included funding for three (3) vacant F/T positions and funding for six (6) P/T positions per shift; Previous Councils have established a P/T roster of up to 20 positions):*
A motion by Councilwoman Nix, second by Councilman Fowler to authorize job posting as requested was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
15. Action that is necessary to approve travel/expenses for Code Administrative Secretary Shannon Plexico to attend the Alabama State Data Center LUCA (Local Update of Census Addresses) Training to be held in Montgomery, February 22, 2018—*No registration fee; Expenses for mileage will be incurred—Estimated total cost of travel/training for Plexico is \$68.34:*
A motion by Councilman Blackmon, second by Councilman Davenport to approve travel/expenses as requested was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
16. Action that is necessary to authorize payments totaling \$411,269.98 for payrolls for January, 2018:
A motion by Councilwoman Nix, second by Councilman Fowler to authorize payment of payrolls as reported was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
17. Action that is necessary to authorize payments totaling \$208,400.53 for balance of accounts payable invoices received for January, 2018:
A motion by Councilwoman Nix, second by Councilman Fowler to authorize payment of accounts payable invoices as presented was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
18. Council President asked anyone wishing to address Council to come to the microphone & state name and address for record prior to addressing Council.

Rick Varner commented on his love for people and for Sylacauga. Mr. Varner gave the Mayor and each Council member a packet of information and then read several scriptures from his Bible. Mr. Varner began talking about the proposed veterans memorial project planned for Veterans Park on Highway 280, specifically stating that the obelisk shown in the center of the memorial drawing is profane and evil and cited a definition that supported his comments. The Council President stopped Mr. Varner, stating that the definition Mr. Varner gave of the obelisk was not accurate and that the subject matter of Mr. Varner's comments was not suitable discussion during the council meeting and offered to meet with him to discuss the topic more discretely. Mr. Varner attempted to continue, but again Perryman stopped him. Mr. Varner reluctantly sat down, but promised to return during the next council meeting to continue his comments.

19. Having no further business to discuss,
A motion by Councilman Blackmon, second by Councilman Fowler to adjourn
was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman,
Blackmon, Davenport; Nays: None.

(Time of adjournment 6:33 p.m.)

APPROVED BY COUNCIL MARCH 6, 2018:



Lee Perryman, President of City Council

CERTIFICATION:

I, PATRICIA G. CARDEN, as City Clerk-Treasurer of the CITY OF SYLACAUGA, ALABAMA, do hereby certify that the foregoing document constitutes a true and correct permanent record of the action taken during a rescheduled meeting of the Sylacauga City Council held February 22, 2018.



Patricia G. Carden, City Clerk-Treasurer