

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY
OF SYLACAUGA HELD MARCH 7, 2017**

1. Council President Lee Perryman called meeting to order at 6:11 p.m.
2. Roll Call: Council Members Present: Ashton Fowler, Tiffany Nix, Donnie Blackmon, Lee Perryman, Dallas Davenport; Absent: None. Mayor James Heigl and City Clerk-Treasurer Patricia Carden were also present.
3. Invocation was given by Harry Heigl.
4. Pledge of Allegiance to the Flag was led by Council President.
5. Report from Mayor Jim Heigl:
 1. Announced that Indian Valley Pre-K is accepting applications through 3/31/2017; applications are available online.
 2. Announced an autism awareness event to be held at Blue Bell Park on 4/01/2017, and gave contact information.
 3. Updated veterans on the status of the requested helicopter for static display; Sylacauga is still on the list to receive one whenever it becomes available. He also stated that they would be receiving some ceremonial firearms, and that he has made arrangements for the firearms to be stored with the Police Dept. weapons as they will be fully operational firearms.
 4. Congratulated Kim Morris on receiving an Associate of Applied Science in Business Degree with a 4.0 grade point average.
6. Adopt Agenda—Items 12 & 20 were deleted from agenda prior to adoption:

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 21, 2017:

A motion by Councilman Fowler, second by Councilwoman Nix 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 for consideration of rezoning request made by the City of Sylacauga and Hutton Team, LLC for the city-owned property located on US Hwy 280, and containing four (4) parcels totaling 33.33 acres—Requested rezoning of those portions of the 33+ acre property which are currently zoned B-1 Local Shopping District, B-2 General Business District and M-2 General Industry District, all to a single B-2 General Business District in order to accommodate a retail development on the site—*Public hearing date set 01/17/2017, Resolution 02-2017; Planning Commission recommends rezoning per request.*

Council President opened public hearing and called for comments. No one spoke in favor of or in opposition to the proposed action by Council. Council President closed public hearing and called for action by Council.

Ordinance #2183-17 was introduced by Councilwoman Nix; Summary by City Clerk.

A motion by Councilman Davenport, second by Councilman Blackmon 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 ordinance immediate consideration at this meeting:

A motion by Councilman Fowler, second by Councilman Davenport to adopt Ordinance 2183-17 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

9. Action that is necessary to approve resolution setting public hearing date for consideration of annexation and zoning of those certain properties located at or otherwise described as 593 Center Point Road, 1026 Brooks Road, 38 Redbud Road, and 1060 Oldfield Road—*first available date for hearing is April 18, 2017:*

Resolution #06-2017 was introduced by Councilwoman Nix; Summary by City Clerk.

A motion by Councilman Blackmon, second by Councilman Davenport to approve Resolution 06-2017 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

10. Action that is necessary to approve resolution setting public hearing date for conducting close-out proceedings for the East Highland Demolition Project (CDBG Project No. LR-CE-PF-14-006)—*first available date for hearing is March 21, 2017:*

Resolution #07-2017 was introduced by Councilman Fowler; Summary by City Clerk.

If to take action at this meeting:

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 07-2017 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

11. Action that is necessary to approve resolution requesting that the state legislature not pass any legislation limiting the amount which municipalities may use to calculate municipal business licenses through exemption or otherwise:

Resolution #08-2017 was introduced by Councilwoman Nix; Read by Council President.

A motion by Councilman Blackmon, second by Councilwoman Nix to approve Resolution 08-2017 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

Deleted Item---

12. Action that is necessary to accept recommendation from the Planning Commission to authorize Mayor Heigl to engage the City Attorney to terminate the contract with East Alabama Regional Planning & Development Commission for the provision of services relative to development of a Comprehensive Plan:

A motion by Councilman _____, second by Councilman _____ to _____ was _____ by the following roll call vote: Yeas _____ Nays _____

13. Action that is necessary to approve the Airport Operating Agreement as recommended by the Mayor and City Attorney, and to authorize Mayor Heigl to execute all related documents:

A motion by Councilman Davenport, second by Councilwoman Nix to approve action as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

14. Action that is necessary to authorize educational incentive pay increase for Administrative Assistant Kim Morris for earning an Associate of Applied Science in Business Degree (awarded 2/23/2017)—*Educational incentive for Associate Degree earned during employment & related to job is one Step (from Pay Grade AO-6; Step 9 at \$21.14 to Pay Grade AO-6; Step 10 at \$21.72); effective with the first pay period ending following Council approval:*

A motion by Councilman Blackmon, second by Councilman Fowler to authorize educational incentive as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

15. Action that is necessary to approve request from State of Alabama Dept. of Human Resources to amend the current two-year term of lease agreement for the city-owned property located at 201C West 4th Street, Suites 106, 114, and 115, to a three-year term for the lease effective October 1, 2016—*Monthly rate remains unchanged; at current expiration lease term will renew for five-year intervals to coincide with other state agency leases in building:*

A motion by Councilman Fowler, second by Councilwoman Nix to approve action as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

16. Action that is necessary to approve requests for a refund of overpayment of 2017 business license fee as follows:

| | |
|--|------------|
| JSCS Services, Inc. dba Express Oil Change | \$1,001.52 |
| NCR Corp. | \$ 91.87 |

A motion by Councilwoman Nix, second by Councilman Fowler to authorize refunds as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

17. **Council President talked briefly about the process Council would follow during this meeting to make its board appointments, and called for action by Council to suspend the adopted rules of procedure for board appointments during the current meeting.**

A motion by Councilman Fowler, second by Councilwoman Nix to suspend the rules of procedure for board appointments during this meeting was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: Blackmon.

18. Action that is necessary to make appointment to the Sylacauga Airport Authority for the six-year term ending August 14, 2022—*Six-year full-term vacancy; Council did not fill the unexpired remainder of the initial staggered two-year term ended August 14, 2016, upon the resignation of Marcus Gann on June 28, 2016:*

A motion by Councilman Blackmon, second by Councilman Davenport to appoint Kay Jennings to the Sylacauga Airport Authority for the six-year term ending August 14, 2022, was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

**(Zoning) Board of Adjustment & Appeal—Candidate Order of Preference:
Vinton Crawford
Robert Buyher**

19. **(Zoning) Board of Adjustment & Appeal—Vacant three-year active Member term ending January, 2019:**

Action that is necessary to make appointment to the (Zoning) Board of Adjustment & Appeal for the vacant three-year active Member term ending January, 2019—Expired Term of Jaclyn Cosper, ended January, 2016:

Action that is necessary to make appointment to the (Zoning) Board of Adjustment & Appeal for the vacant three-year active Member term ending January, 2019—*Expired Term of Jaclyn Cosper, ended January, 2016:*

A motion by Councilman Fowler, second by Councilwoman Nix to appoint Vinton Crawford to the (Zoning) Board of Adjustment & Appeal for the three-year active Member term ending January, 2019, was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

Deleted Item---

20. (Zoning) Board of Adjustment & Appeal—Vacant three-year Supernumerary term ending January, 2018:

Action that is necessary to make appointment to the (Zoning) Board of Adjustment & Appeal for the vacant three-year Supernumerary term ending January, 2018—*Vacant since 2013:*

A motion by Councilman _____, second by Councilman _____ to appoint _____ to the (Zoning) Board of Adjustment & Appeal for the three-year Supernumerary term ending January, 2018, was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

21. (Zoning) Board of Adjustment & Appeal—Vacant three-year Supernumerary term ending January, 2019:

Action that is necessary to make appointment to the (Zoning) Board of Adjustment & Appeal for the vacant three-year Supernumerary term ending January, 2019—*Vacant since 2013:*

A motion by Councilman Fowler, second by Councilwoman Nix to appoint Robert Buyer to the (Zoning) Board of Adjustment & Appeal for the three-year Supernumerary term ending January, 2019, was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

Council President announced the conclusion of board appointments for this meeting, and advised that the vacant Supernumerary position expiring January, 2018, would be re-advertised.

22. Action that is necessary to approve travel/expenses for Utilities Inspector Mike Whetstone to participate in the *International Mechanical Code and International Fuel & Gas Code Training* via remote interactive classroom online on March 6-8, 2017—*Registration fee is \$495.00 for the remote classroom training:*

A motion by Councilwoman Nix, second by Councilman Blackmon to approve travel/expenses as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

23. Action that is necessary to approve travel/expenses for Municipal Court Magistrates Wendy Mickler and Melanie Bice to attend the *Regional Seminar for Municipal Court Officials* to be held in Birmingham, April 13-14, 2017—*Registration fee is \$185.00 each; Additional costs for mileage and meals will be incurred:*

A motion by Councilman Blackmon, second by Councilman Davenport to approve travel/expenses as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

24. Action that is necessary to approve travel/expenses for Administrative/Finance employees Sandy Sorensen and Kristi Thompson to attend the *Alabama Municipal Revenue Certification Training* to be held in Tuscaloosa, April 12-14, 2017—Registration fee is \$225.00 & \$250.00, respectively; Additional costs for lodging, mileage and meals will be incurred:
A motion by Councilwoman Nix, second by Councilman Davenport to approve travel/expenses as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
25. Action that is necessary to approve travel/expenses for HR Specialist Jayne McGee to attend the *AAPPA Risk Management Basics Training Course* to be held in Auburn, April 28, 2017—Registration fee is \$150.00; Additional costs for mileage and meals will be incurred (*Substituted for the Legal Foundations training course approved 12/20/2016; training was scheduled for 2/24/2017*):
A motion by Councilman Blackmon, second by Councilwoman Nix to approve travel/expenses as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
26. Action that is necessary to authorize payments totaling \$62,511.26 for accounts payable invoices received to date for February, 2017:
A motion by Councilwoman Nix, second by Councilman Davenport 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.
27. Council President asked anyone wishing to address Council to come to the microphone & state name and address for record prior to addressing Council:
 Don Wilson, 4021 Oldfield Road—Commented about Veterans Park at Pinecrest, stating that he hopes cutting the trees will be just the start. Hopes that everyone will step up and help do something to get the memorial done so that other people won't drive by and wonder why the trees were cut. Mayor Heigl stated that the stumps would need to be removed before any further concrete work can be done, and grinding is not a good option. He added that the Street Dept. equipment is not large enough to do the job without damaging it, so an alternative means to get the stumps up is being sought.
28. Having no further business to discuss,
A motion by Councilman Blackmon, second by Councilwoman Nix to adjourn was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None. (Time of adjournment 6:43 p.m.)

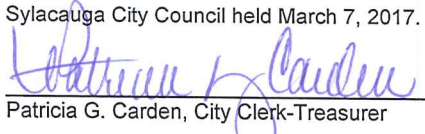
APPROVED BY COUNCIL MARCH 21, 2017:



 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 the regular meeting of the Sylacauga City Council held March 7, 2017.



 Patricia G. Carden, City Clerk-Treasurer