

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY  
OF SYLACAUGA HELD MAY 15, 2018**

1. Meeting called to order at 6:08 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. Harris Bond, Knollwood Presbyterian Church.
4. Pledge of Allegiance to the Flag was led by Council President.
5. Mayor James Heigl provided an update on the progress of the paving project, stating that the contractor has completed approximately 15 to 20% of the work scheduled and that approximately 75% of the patching operations are complete. He indicated that the contractor should begin applying the final wearing surface on some of the smaller streets within the next week. Mayor Heigl commented that an individual living in the Rocky Ridge area has adopted the South Broadway area to keep free of litter. The individual is doing a great job and thinks that littering in this area had improved as a result. Heigl concluded his comments by encouraging citizens to help keep Sylacauga clean by not littering and reminding everyone that Sylacauga does have a litter ordinance which carries a \$500.00 fine.
6. Adopt Agenda—*Council President informed everyone that three items were added to the printed agenda during the work session prior to the meeting:*  
*A motion by Councilwoman Nix, second by Councilman Fowler to adopt the 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 May 1, 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. Action that is necessary to approve resolution approving agreement with East Alabama Regional Planning & Development Commission and authorizing funding for operation and administration of the FY2019 Section 5311 Grant for Public Transportation Program—\$61,016.00 with no capital equipment purchase included:  
**Resolution #39-2018** was introduced by Councilman Blackmon; Read by City Clerk.  
*A motion by Councilman Fowler, second by Councilwoman Nix 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 #39-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*
9. Action that is necessary to approve resolution authorizing Merchant Agreement with GovPayNet for on-site and online credit/debit card processing of payments due the City of Sylacauga, with the cost of services provided to be passed on to

customer—Stations included will be the Municipal Court, Finance Office, Police Records Office, and Animal Shelter, as well as a website based portal for online payment processing:

**Resolution #40-2018** was introduced by Councilwoman Nix; Read by City Clerk.

*A motion by Councilwoman Nix, second by Councilman Fowler 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 #40-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

10. Action that is necessary to approve resolution authorizing the purchase of one (1) TR-575 Heated Asphalt Distributor from SealMaster/Alabama at a cost of \$14,999.00, as requested by Street Supt. Reed Calfee—to be paid from Capital Improvement Reserve funds:

**Resolution #41-2018** 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 Councilwoman Nix, second by Councilman Fowler to approve Resolution #41-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

11. Action that is necessary to approve resolution authorizing the purchase of one (1) 2005 Hamm HD 12 Roller (used) from Robert Ingram (Equipment) at a cost of \$9,600.00, as requested by Street Supt. Reed Calfee—To be paid from Capital Improvement Reserve funds:

**Resolution #42-2018** was introduced by Councilman Blackmon; Read by City Clerk.

*A motion by Councilman Fowler, second by Councilwoman Nix 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 #42-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

12. **Appointment to the Sylacauga City Board of Education—Expired five-year term of Melissa Garris ended April, 2018:**

**President of Council opened floor & called for Nominations:**

- 1) Councilman Blackmon nominated Melissa Garris.
- 2) Councilman Davenport nominated Joe Hogan.
- 3) Councilwoman Nix nominated Gregory Bailey.

**Hearing no other nominations:**

A motion by Councilman Blackmon, second by Councilman Fowler to close nominations was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

**President of Council Closed floor & called for Council Action:**

Those in favor of Melissa Garris: Fowler, Blackmon, \*Perryman;  
Those opposed: Nix, Davenport.

**First nominee having received no majority of votes, next nominee was considered:** \*Consideration of Joe Hogan was incomplete.

\*Council President Perryman realized he had failed to vote on the first nominee and asked Council to allow him to correct that action. Council had no objection to Perryman casting his votes on the previous nomination, and his vote in favor of Garris resulted in a majority vote for that candidate, resulting in the majority for Garris, negating a need to consider other nominees.

President of Council declared Melissa Garris appointed to the Sylacauga City Board of Education for the five-year term ending April, 2023.

13. **Appointment to the Zoning Board of Adjustment (aka Board of Adjustments & Appeals)—Expired three-year term of Ed Croyle ended January, 2017—Amelia Wilson was the only applicant:**

Action that is necessary to make appointment to the Zoning Board of Adjustment (aka Board of Adjustments & Appeals) for the three-year term ending January, 2020:

A motion by Councilman Blackmon, second by Councilman Davenport to appoint Amelia Wilson to the Zoning Board of Adjustment (aka Board of Adjustments & Appeals) for the three-year term ending January, 2020, was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

14. **Appointment to the Zoning Board of Adjustment (aka Board of Adjustments & Appeals)—Expired three-year term of Lynn Lampe ended January, 2018—Practice is for supernumerary members to be moved to full member positions whenever possible prior to seeking outside appointments; Board has requested that Supernumerary Robert Buyer be moved to full member status to fill expired three-year term ending January, 2021:**

Action that is necessary to make appointment to the Zoning Board of Adjustment (aka Board of Adjustments & Appeals) for the three-year term ending January, 2021:

A motion by Councilman Blackmon, second by Councilman Davenport to reassign Robert Buyer from supernumerary member to full member of the Zoning Board of Adjustment (aka Board of Adjustments & Appeals) for the three-year term ending January, 2021, was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

15. **Action that is necessary to authorize payment of ongoing monthly utility charges for the new SUB account (#218004300, Babe Ruth Irrigation) for the irrigation system at the Babe Ruth Complex—Initial invoice is in the amount of \$3,340.75 for water and related taxes:**

A motion by Councilman Fowler, second by Councilwoman Nix to authorize payment of ongoing monthly utility charges for the irrigation system at the Babe Ruth Complex was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

16. **Action that is necessary to approve training expenses for up to nine (9) individuals to attend the two-day CAPZO Certification training to be held at City Hall, June 14-15, 2018—Registration fee is \$636.00 each:**

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

17. Action that is necessary to approve training expenses for up to eight (8) individuals to attend the one-day CAPZO Recertification training to be held at City Hall, August 8, 2018—Registration fee is \$199.00 each:

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

18. Action that is necessary to authorize payments totaling \$383,821.53 for payrolls for April, 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.*

19. Action that is necessary to authorize payments totaling \$163,761.33 for balance of accounts payable invoices received for April, 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.*

20. Action that is necessary to approve resolution authorizing the City Clerk-Treasurer to open a bank account for the City of Sylacauga Municipal Court Judicial Administrative Fund with an initial transfer/deposit in the amount of \$77,122.03:

**Resolution #43-2018** 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 #43-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

21. Action that is necessary to amend prior Council action taken on 4/03/2018, by modifying the amount of pay increase for Interim FD Lieutenants from 5% to a one (1) Step increase in pay per request from Fire Chief Adam Gardner.

*A motion by Councilman Blackmon, second by Councilman Davenport to reduce the rate of pay as requested was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

22. Action that is necessary to approve resolution authorizing expenditure from the City of Sylacauga Capital Improvement Reserve in the amount of \$14,950.00 to Giddens, Inc. for services to repair leak at the municipal swimming pool:

**Resolution #44-2018** was introduced by Councilwoman Nix; Read by City Clerk.

A motion by Councilman Fowler, 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 resolution immediate consideration:**

A motion by Councilman Blackmon, second by Councilman Davenport to approve Resolution #44-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

23. Council President asked anyone wishing to address Council to come to the microphone & state name and address for record prior to addressing Council.

- 1) Jonathan Hall announced that the local veteran organizations will be hosting a flag retirement ceremony at the American Legion Hall on Flag Day, 6/14/2018.
- 2) Councilman Blackmon updated on the progress of the Dirt Cheap project and its projected opening. Blackmon also commented that the franchisee of the new Chick-fil-A had reported that the Sylacauga location had surpassed the initial projections by about 50%; stating that approximately 8,000 orders were processed in the first three days of opening.
- 3) Joe Hogan, 950 Dogwood Circle—Commented that the appointment to the Board of Education is one of the hardest decisions that council members have to make and thanked the Council for considering him for the position. He then congratulated Ms. Garris saying that she had done a good job on the board and encouraged her to continue to help move the BOE forward for the benefit of our children.

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

(Time of adjournment 6:28 p.m.)

APPROVED BY COUNCIL JUNE 5, 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 regular meeting of the Sylacauga City Council held May 15, 2018.

  
Patricia G. Carden, City Clerk-Treasurer