

**MINUTES OF A REGULAR MEETING OF CITY COUNCIL OF THE CITY OF
SYLACAUGA HELD MAY 16, 2023**

1. Meeting was called to order at 5:55 p.m. by Council President, Ashton Fowler.
2. Roll Call: Council members present: Ashton Fowler, Tiffany Nix, Nate Brewer, Lee Perryman, and Laura Heath; Council Members Absent: None. Mayor James Heigl and City Clerk/Treasurer Alexandra Lambert were also present.
3. Invocation was provided by Council President Fowler prior to the work session.
4. Council President led the group in the Pledge of Allegiance to the Flag.
5. Report from Mayor Heigl: Council President Fowler presented the Mayor's Certificate of Recognition to the Talladega County 4-H Shotgun Team on junior and senior division's recent state championship win and invitation of the senior division to the national competition. Council President Fowler also recognized Bryant Waters for winning first place in the 5A Javelin Competition at the 2023 Alabama Track and Field Championship. Mayor Heigl proclaimed the week of May 14th to 20th, 2023 as "National Skilled Nursing Care Week. In addition, Mayor Heigl presented the Proclamation for World Lupus Day on May 10th, 2023.
6. Adopt Agenda:

A motion by Councilmember Brewer, second by Councilmember Heath to amend the agenda was carried by the following roll call vote:
Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
7. Approve minutes of the regular City Council meeting held May 2, 2023:

A motion by Councilmember Brewer, second by Councilmember Perryman to approve minutes as written was carried by the following roll call vote:
Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
8. Approve minutes of the regular work session held May 2, 2023:

A motion by Councilmember Nix, second by Councilmember Brewer to approve minutes as written was carried by the following roll call vote:
Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
9. Approve minutes of the work session held May 8, 2023:

A motion by Councilmember Brewer, second by Councilmember Heath to approve minutes as written was carried by the following roll call vote:
Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

Old Business:

10. Action that is necessary to approve Resolution No. 24-2023 for approved FY23 budget amendment, to move funding from E&L Other Professional Fees (010-511-41580-000) in the amount of \$15,000.00 to E&L Legal Fees Expense (010-511-41540-000).

A motion by Councilmember Brewer, second by Councilmember Heath to approve Resolution No. 24-2023 for approved FY23 budget amendment, to move funding from E&L Other Professional Fees (010-511-41580-000) in the amount of \$15,000.00 to E&L Legal Fees Expense (010-511-41540-000) was approved by the following roll call vote:
Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
11. Action that is necessary to approve Resolution No. 25-2023 for approved FY23 budget amendment, to move funding from E&L Other Professional Fees (010-

511-41580-000) in the amount of \$19,065.60 to E&L Data Processing (010-511-45010-000).

A motion by Councilmember Brewer, second by Councilmember Perryman to approve Resolution No. 25-2023 for approved FY23 budget amendment, to move funding from E&L Other Professional Fees (010-511-41580-000) in the amount of \$19,065.60 to E&L Data Processing (010-511-45010-000) was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

12. Action that is necessary to approve Resolution No. 27-2023 to amend special funds' Capital Improvement Reserve Fund budget to add funding for UKG payroll system in the amount of \$39,907.75 and funding for the Fire Department's 2023 Ford Expedition vehicle outfitted with lights, striping, and equipment in the amount of \$80,255.37.

A motion by Councilmember Brewer, second by Councilmember Heath to approve Resolution No. 27-2023 to amend special funds' Capital Improvement Reserve Fund budget to add funding for UKG payroll system in the amount of \$39,907.75 and funding for the Fire Department's 2023 Ford Expedition vehicle outfitted with lights, striping, and equipment in the amount of \$80,255.37 was approved by the following roll call vote:

Yeas: Fowler, Brewer, Perryman, Heath; Nays: Nix.

13. Action that is necessary to adopt Ordinance No. 2257-23 to authorize increase in General Sales/Use Tax from 3% to 4.5%, Vending from 3% to 4.5%, Amusement from 3% to 4.5%, Manufacturing Machinery from 0.75% to 1.125%, Auto from 1.25% to 1.875%, and Farm Machinery from 0.75% to 1.125%, to become effective September 1, 2023.

A motion by Councilmember Perryman, second by Councilmember Nix to adopt Ordinance No. 2257-23 to authorize increase in General Sales/Use Tax from 3% to 4.5%, Vending from 3% to 4.5%, Amusement from 3% to 4.5%, Manufacturing Machinery from 0.75% to 1.125%, Auto from 1.25% to 1.875%, and Farm Machinery from 0.75% to 1.125%, to become effective September 1, 2023, was approved by the following roll call vote:

Yeas: Fowler, Perryman, Nix; Nays: Brewer, Heath.

14. Action that is necessary to approve Resolution No. 23-2023 allocating sales tax proceeds to the following funds: Debt – 20%; Paving – 15%; Fire Department – 12.5%; Police Department – 12.5%; Recreation – 10%; Capital – 7.5%; Infrastructure – 7.5%; Street Department – 7.5%; Reserve – 7.5%. Any amount generated by the aforementioned ordinance which exceeds \$4.0M will be split 50% to General Operations Reserve and 50% to Special Projects Reserve, to become effective September 1, 2023.

A motion by Councilmember Nix, second by Councilmember Brewer to approve Resolution No. 23-2023 allocating sales tax proceeds to the following funds: Debt – 20%; Paving – 15%; Fire Department – 12.5%; Police Department – 12.5%; Recreation – 10%; Capital – 7.5%; Infrastructure – 7.5%; Street Department – 7.5%; Reserve – 7.5%. Any amount generated by the aforementioned ordinance which exceeds \$4.0M will be split 50% to General Operations Reserve and 50% to Special Projects Reserve %, to become effective September 1, 2023 was approved by the following roll call vote:

Yeas: Fowler, Brewer, Heath; Nays: Perryman, Nix.

New Business:

15. Action that is necessary to adopt Ordinance 2259-23 authorizing the City's participation in the 2023 Back-to-School Tax Holiday July 21-23, 2023.

If to consider at this meeting:
Ordinance No. 2259-23 as introduced by Councilmember Brewer; Provided by City Clerk/Treasurer.

If to take action at this meeting:

A motion by Councilmember Brewer, second by Councilmember Heath to suspend the rules and give immediate consideration was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

If unanimous:

A motion by Councilmember Brewer, second by Councilmember Heath to adopt Ordinance No. 2259-23 authorizing the City's participation in the 2023 Back-to-School Tax Holiday July 21-23, 2023 was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

16. Action that is necessary to accept the recommendation of City Clerk/Treasurer to approve Resolution No. 26-2023 declaring computer equipment surplus property and authorize disposal on GovDeals.com.

If to consider at this meeting:

Resolution No. 26-2023 as introduced by Councilmember Heath; provided by City Clerk/Treasurer.

If to take action at this meeting:

A motion by Councilmember Brewer, second by Councilmember Heath to suspend the rules and give immediate consideration was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

If unanimous:

A motion by Councilmember Brewer, second by Councilmember Perryman to approve Resolution No. 26-2023 declaring computer equipment surplus property and authorize disposal on GovDeals.com was ___ by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

17. **Removed from the agenda:** Action that is necessary to approve Resolution No. 28-2023, allocating sales tax proceeds to the following funds: City of Sylacauga General Fund 25%, Streets, Roads, Bridges and Drainage 25%, Police Department Pay Plan 10%; Sylacauga Healthcare Authority 12.5%; Debt 8.75%; Sylacauga Board of Education 7.5%, Parks & Recreation New Operation & Maintenance 5.0%, Capital 3.75%; Parks & Recreation 2.5%. Any amount generated by the aforementioned Ordinance which exceeds \$4.0M will be split 50% to General Operations Reserve and 50% to Special Projects Reserve.

18. Action that is necessary to approve Resolution No. 29-2023 to amend the Lake Howard Authority budget to reallocate \$20,000.00 to the City of Sylacauga for the purchase of the Toro TX 1000 Wide Track Dingo and Bucket-STORD, TX 1000.

If to consider at this meeting:

Resolution No. 29-2023 as introduced by Councilmember Brewer; provided by City Clerk/Treasurer.

If to take action at this meeting:

A motion by Councilmember Brewer, second by Councilmember Heath to suspend the rules and give immediate consideration was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

If unanimous:

A motion by Councilmember Brewer, second by Councilmember Perryman to approve Resolution No. 29-2023 to amend the Lake Howard Authority budget to reallocate \$20,000.00 to the City of Sylacauga for the purchase of the Toro TX 1000 Wide Track Dingo and Bucket-STORD, TX 1000; was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

19. Action that is necessary to approve Resolution No. 30-2023 to approve the purchase of the Toro TX 1000 Wide Track Dingo and Bucket-STORD, TX 1000 in the amount of \$40,533.05. Funding will come from American Rescue Plan Funds.

If to consider at this meeting:

Resolution No. 30-2023 as introduced by Councilmember Brewer; provided by City Clerk/Treasurer.

If to take action at this meeting:

A motion by Councilmember Brewer, second by Councilmember Heath to suspend the rules and give immediate consideration was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

If unanimous:

A motion by Councilmember Brewer, second by Councilmember Heath to approve Resolution No. 30-2023 to approve the purchase of the Toro TX 1000 Wide Track Dingo and Bucket-STORD, TX 1000 in the amount of \$40,533.05. Funding will come from American Rescue Plan Funds by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

20. Action that is necessary to approve Resolution No. 31-2023 to amend special funds' Capital Improvement Reserve Fund budget to add funding for additional expenses for the approved renovations for Fire Department Station 1 and Fire Department Station 2 in the amount of \$6,250.00 combined.

If to consider at this meeting:

Resolution No. 31-2023 as introduced by Councilmember Brewer; provided by City Clerk/Treasurer.

If to take action at this meeting:

A motion by Councilmember Brewer, second by Councilmember Heath to suspend the rules and give immediate consideration was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

If unanimous:

A motion by Councilmember Brewer, second by Councilmember Heath to approve Resolution No. 31-2023 was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

21. Action that is necessary to approve funding for South Highland Park in the amount of \$13,701.71. Funding from Bond Proceeds.

A motion by Councilmember Brewer, second by Councilmember Heath to approve funding for South Highland Park in the amount of \$13,701.71 was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

22. Action that is necessary to approve reimbursement in the amount of \$1,055.00 for fees charged for residential garbage services during the period of March 2018, through April 2023.

A motion by Councilmember Brewer, second by Councilmember Heath to approve reimbursement in the amount of \$1,055.00 for fees charged for residential garbage services during the period of March 2018, through April 2023, was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

23. Action that is necessary to approve the balance of April Accounts Payable invoices in the amount of \$995,346.54:

A motion by Councilmember Brewer, second by Councilmember Heath to approve April Accounts Payable invoices in the amount of \$995,346.54 was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

24. Action that is necessary to approve April payrolls in the amount of \$438,581.87:

A motion by Councilmember Brewer, second by Councilmember Heath to approve April payrolls in the amount of \$438,581.87 was approved by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

25. Having no further business to discuss:

A motion by Councilmember Brewer, second by Councilmember Heath to adjourn was carried by the following roll call vote:

Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

(Time of adjournment 6:16 p.m.)

APPROVED BY COUNCIL MAY 16, 2023



Ashton Fowler, President of City Council

CERTIFICATION

I, ALEXANDRA LAMBERT, 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 City Council held May 16, 2023.



Alexandra Lambert, City Clerk/Treasurer
City of Sylacauga