

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY  
OF SYLACAUGA HELD JUNE 3, 2021**

1. The meeting was called to order at 6:00 P.M. by Council President, Lee Perryman.
2. Roll Call: Council Members Present: Ashton Fowler, Tiffany Nix, Nate Brewer, Lee Perryman, and Laura Heath; Absent: None. Mayor James Heigl and Interim City Clerk/Treasurer Kim Morris were also present.
3. The Invocation was provided by Councilman Ashton Fowler.
4. Council President Perryman led the group in the Pledge of Allegiance to the Flag.
5. Report from Mayor James Heigl:  
Mayor Heigl thanked those involved in the CDBG demolition grant – Shannon Plexico of the Code Department and Nuisance Officer Doug Kemp, and introduced Jeff Kappelman and Barbara West of Focused Construction Services, LLC, who assisted the City in the inspection of homes identified for abatement by this project.
6. Adopt Agenda:  
*A motion by Councilman Brewer, second by Councilwoman Heath to adopt 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 18, 2021:  
*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, Brewer, Perryman, Heath; Nays: None.*

**Old Business:** None.

**New Business:**

8. Public hearing to consider abatement of nuisance structure located at 310 East 5<sup>th</sup> Street identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021:*

**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 Council.**

**Resolution #34-2021** was introduced by Councilman Brewer; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 34-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

9. Public hearing to consider abatement of nuisance structure located at 409 East 6<sup>th</sup> Street identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021:*

***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 Council.***

***Resolution #35-2021*** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

***Upon unanimous consent to consider Resolution at this meeting,***

A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 35-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

10. Public hearing to consider abatement of nuisance structure located at 411 Basement Circle identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021*:

***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 Council.***

***Resolution #36-2021*** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

***Upon unanimous consent to consider Resolution at this meeting,***

A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 36-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

11. Public hearing to consider abatement of nuisance structure located at 708 West Hickory Street identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021*:

***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 Council.***

***Resolution #37-2021*** was introduced by Councilman Brewer; Dispensed with reading of Resolution.

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

***Upon unanimous consent to consider Resolution at this meeting,***

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 37-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

12. Public hearing to consider abatement of nuisance structure located at 920 West 4<sup>th</sup> Street identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021*:

***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 Council.***

**Resolution #38-2021** was introduced by Councilman Brewer; Dispensed with reading of Resolution.

*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, Brewer, Perryman, Heath; Nays: None.*

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 38-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

13.

Public hearing to consider abatement of nuisance structure located at 701 Brock Avenue identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021:*

**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 Council.**

**Resolution #39-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 39-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

14.

Public hearing to consider abatement of nuisance structure located at 411 (409) Oakland Avenue identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021:*

**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 Council.**

**Resolution #40-2021** was introduced by Councilman Brewer; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 40-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

15.

Public hearing to consider abatement of nuisance structure located at 214 North Cannon Avenue identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021:*

**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 Council.**

**Resolution #41-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilman Fowler, second by Councilwoman Nix to approve Resolution 41-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

16.

Public hearing to consider abatement of nuisance structure located at 309 South Church Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #42-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 42-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

17.

Public hearing to consider abatement of nuisance structure located at 401 East 5<sup>th</sup> Street identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #43-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 43-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

18.

Public hearing to consider abatement of nuisance structure located at 222 South Oak Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

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

**Resolution #44-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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, Brewer, Perryman, Heath; Nays: None.

***Upon unanimous consent to consider Resolution at this meeting,***

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 44-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

19.

Public hearing to consider abatement of nuisance structure located at 110 South Wetumpka Street identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

***Council President opened the public hearing and called for comments.***

***Taft Brown, owner of the property since 2020, stated he did not receive notification of the property being considered for demolition. He is planning to repair the property and has been in contact with the Code Dept. this week. Because of the structural problems at this address, Jeff Kappelman advised Council to proceed with approval of the resolution and allow Mr. Brown to work with the Code Dept. to bring the property up to code. Council President closed the public hearing and called for action by Council.***

***Resolution #45-2021*** was introduced by Councilman Fowler; Dispensed with reading of Resolution.

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

***Upon unanimous consent to consider Resolution at this meeting,***

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 45-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

20.

Public hearing to consider abatement of nuisance structure located at 616 Morris Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

***Council President opened the public hearing and called for comments.***

***Councilman Brewer stated the owner wished to repair this property, but was unable to attend the public hearing. Council President closed the public hearing and called for action by Council.***

***Resolution #46-2021*** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

***Upon unanimous consent to consider Resolution at this meeting,***

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 46-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

21.

Public hearing to consider abatement of nuisance structure located at 112 North Cannon Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

***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 Council.***

***Resolution #47-2021*** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilman Brewer, second by Councilman Fowler to approve Resolution 47-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

22. Public hearing to consider abatement of nuisance structure located at 427 Oakland Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #48-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilman Brewer, second by Councilman Fowler to approve Resolution 48-2021 was carried by the following call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

23. Public hearing to consider abatement of nuisance structure located at 1239 North Main Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #49-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 49-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

24. Public hearing to consider abatement of nuisance structure located at 705 Brock Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #50-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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, Brewer, Perryman, Heath; Nays: None.

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilman Brewer, second by Councilwoman Nix to approve Resolution 50-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

25.

Public hearing to consider abatement of nuisance structure located at 707 Brock Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #51-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting:**

A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 51-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

26.

Public hearing to consider abatement of nuisance structure located at 913 Old Talladega Highway identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #52-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 52-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

27.

Public hearing to consider abatement of nuisance structure located at 800 North Main Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #53-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting:**

A motion by Councilman Brewer, second by Councilwoman Nix to approve Resolution 53-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

28. Public hearing to consider abatement of nuisance structure located at 703 Morris Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #54-2021** was introduced by Councilman Brewer; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 54-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

29. Public hearing to consider abatement of nuisance structure located at 802 and 806 Brickyard Road identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #55-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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, Brewer, Perryman, Heath; Nays: None.

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilwoman Nix, second by Councilwoman Heath to approve Resolution 55-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

30. Public hearing to consider abatement of nuisance structure located at 904 North Anniston Avenue identified through CDBG Project LR-CE-PR-19-01; Public Hearing set April 6, 2021 by Resolution 24-2021:

**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 Council.**

**Resolution #56-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilwoman Nix, second by Councilwoman Heath to approve Resolution 56-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.



31. Public hearing to consider abatement of nuisance structure located at 576 Hammett Avenue identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021*:

**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 Council.**

**Resolution #57-2021** was introduced by Councilwoman Heath; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 57-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

32. Public hearing to consider abatement of nuisance structure located at 1006 North Louisville Avenue identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021*:

**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 Council.**

**Resolution #58-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 58-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

33. Public hearing to consider abatement of nuisance structure located at 205 East Hightower Street identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021*:

**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 Council.**

**Resolution #59-2021** was introduced by Councilman Brewer; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 59-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

34. Public hearing to consider abatement of nuisance structure located at 207 Nazarene Street identified through CDBG Project LR-CE-PR-19-01; *Public Hearing set April 6, 2021 by Resolution 24-2021*:

**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 Council.**

**Resolution #60-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilman Brewer, second by Councilman Fowler to approve Resolution 60-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

**35.**

Action that is necessary to approve resolution authorizing a Special Use Permit for T-Mobile to modify equipment on existing tower at 105 East 2<sup>nd</sup> Street, as recommended by the City's consultant, The Center for Municipal Solutions:

**David Aymett, CMS, stated that T-Mobile would be removing nine antennas and adding six new antennas on the tower at 105 East 2<sup>nd</sup> Street.**

**Resolution #61-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 61-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

**36.**

Action that is necessary to approve resolution setting date for public hearing to consider amendments to Zoning Ordinance 2224A-20: amend Section 3.09 Walls and Fences, and add Article 9 – Sign Regulations, as recommended by the Planning Commission; First available date for public hearing is August 3, 2021:

**Resolution #62-2021** was introduced by Councilwoman Nix; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

*A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 62-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

**37.**

Action that is necessary to approve resolution authorizing Change Order #1 to the Widening and Striping of James Payton Blvd project, to add thermoplastic striping on Hwy 511 from West 4<sup>th</sup> Street to Alabama Avenue, at a cost of \$18,789.40; Funding to be provided by re-allocating \$10,000.00 from Street Inmate Labor (010-550-46588-000) and \$8,789.40 from Street Pavement Repair/Mtc, (010-550-45007-000) to Street Striping/Parking Lot Repair/Mtc. Expense (010-550-45008-000):

**Resolution #63-2021** was introduced by Councilman Brewer; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting,**

A motion by Councilman Brewer, second by Councilwoman Heath to approve Resolution 63-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

- 38.** Action that is necessary to authorize Skipper Consulting, Inc. to perform traffic warrant study at CR-511 (Old Birmingham Hwy) and James Payton Blvd. at a quoted fee of \$4,000.00:  
A motion by Councilman Brewer, second by Councilwoman Heath to approve action as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
- 39.** Action that is necessary to authorize Mayor James Heigl to sign Engagement Letter with Joseph & Company, Inc. to perform real estate appraisal on City's property located on West 4<sup>th</sup> Street at a fee of \$1,800.00:  
A motion by Councilman Brewer, second by Councilman Fowler to approve action as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
- 40.** Action that is necessary to accept recommendation of Street Supt. Reed Calfee to seek bids for repairs and/or replacement of City concrete streets:  
A motion by Councilwoman Nix, second by Councilman Brewer to approve action as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
- 41.** Action that is necessary to permit the Fire Department to use the Mountain View School property as an employee training facility; action authorizes request for utilities to be turned back on at facility and assumes payment responsibility of ongoing monthly utility charges at the facility:  
A motion by Councilman Brewer, second by Councilwoman Heath to authorize action as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
- 42.** Action that is necessary to correct records to reflect the term of Ryan Coleman on the CDA to expire March 15, 2025.  
A motion by Councilwoman Heath, second by Councilman Brewer to authorize action as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
- 43.** Action that is necessary to approve ABC 140-Special Events Retail Alcohol Application from Shelly McLeod Bullard, owner of Fermenters Market, Inc., for the 2<sup>nd</sup> Annual Back Street Rumble on June 26, 2021, from 10 am to 10 pm, in the parking lot behind 8 East 2<sup>nd</sup> Street; Police report complete, Council can waive waiting period:  
A motion by Councilman Brewer, second by Councilwoman Nix to approve action as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.
- 44.** Action that is necessary to approve ABC 140-Special Events Retail Alcohol Application from Shelly McLeod Bullard, owner of Fermenters Market, Inc., for the Sylacauga Young Professionals Shrimp Boil on July 17, 2021, from 6 pm to 10 pm, in the parking lot behind 8 East 2<sup>nd</sup> Street; Police report complete, Council can waive waiting period:

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

**45.** Action that is necessary to authorize refund of \$75.00 to Blue Bell Creameries, LP, for overpayment of 2021 Business License fees.

*A motion by Councilman Brewer, second by Councilwoman Nix to authorize refund as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

**46.** Council President announced that the Council had a need to go into executive session to discuss certain matters for which an executive session is allowed pursuant to Section 36-25A-7(a)(1) Code of Alabama 1975, as amended, and referenced a letter from the City Attorney supporting such action—**Perryman advised that Council would return to the council meeting following adjournment of the ES:**

*A motion by Councilman Fowler, second by Councilwoman Nix to enter into executive session was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Brewer, Heath; Nays: None.*

**All Council members, joined by Mayor Heigl, City Attorney, and Interim City Clerk-Treasurer entered into executive session at approximately 6:44 p.m.**

*A motion by Councilwoman Nix, second by Councilman Brewer to exit the executive session and to reconvene the council meeting at approximately 6:53 p.m. was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Brewer, Heath; Nays: None.*

**47.** Action that is necessary to approve Resolution authorizing an agreement relative to pending litigation:

**Resolution 64-2021** was introduced by Councilman Brewer; Dispensed with reading of Resolution.

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

**Upon unanimous consent to consider Resolution at this meeting:**

*A motion by Councilwoman Nix, second by Councilwoman Heath to approve Resolution 64-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

**48.** Action that is necessary to authorize release of earnest money paid to Atkinson Real Estate, LLC, relative to possible litigation involving a real estate contract between the City of Sylacauga and Thomas D. and Patricia Bivin, William P. Gaston, Robert M. Gaston, Larry J. Reams, and Ronald D. Lightsey; said purchase contract dated March 18, 2015:

*A motion by Councilman Brewer, second by Councilwoman Heath to authorize action as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.*

**49.** Action that is necessary to authorize travel/training expenses for PD Chief Kelley Johnson, Captain Rondell Muse, Lt. Renea Cummings, and Lt. Willis Whatley to attend the AACOP Chief's Summer Conference in Orange Beach, August 1-5, 2021. *Registration fee of \$200.00 each; additional expenses for lodging (up to conference rate of \$881.40 each), meals, and mileage will be incurred. Total estimated expenses for Johnson, Muse, Cummings, and Whatley are \$1,431.40 per employee.*

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

50. Action that is necessary to authorize travel/training expenses for PD. Sgt. Ryan Gaither and Officer Lamar Taylor to attend K-9 Handler Training in Vincent, Alabama, for up to a total of 15 days between June 7 and July 16, 2021. Registration fee of \$500.00 each; additional expenses for meals and use of a city-provided vehicle will be incurred. Total estimated expenses for Gaither and Taylor are \$725.00 per employee.

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

51. Action that is necessary to authorize payments totaling \$81,171.97 for May accounts payable invoices received to date:

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

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

**There were no speakers at this meeting.**

50. Having no additional business to discuss,

A motion by Councilwoman Nix, second by Councilman Brewer to adjourn was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

(Time of adjournment 6:57 P.M.)

APPROVED BY COUNCIL JUNE 15, 2021:



Lee Perryman, President of City Council

#### CERTIFICATION

I, KIMBERLY S. MORRIS, as Interim 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 June 3, 2021.



Kimberly S. Morris, Interim City Clerk/Treasurer  
City of Sylacauga