

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY
OF SYLACAUGA HELD JUNE 16, 2020**

1. Council President, Lee Perryman, called the meeting to order at 6:07 p.m.
2. Roll Call: Council Members Present: Ashton Fowler, Tiffany Nix, Donnie Blackmon, Dallas Davenport, and Lee Perryman. Absent: None. Mayor James Heigl and City Clerk/Treasurer Patricia Carden were also present.
3. The invocation was given by District 3 Councilman, Donnie Blackmon.
4. Council President Perryman led the group in the Pledge of Allegiance to the Flag.
5. Mayor James Heigl gave no report during this meeting.
6. Adopt Agenda:
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 June 2, 2020:
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 adopt ordinance authorizing the issuance of \$13,240,000 principal amount of General Obligation Warrants, Series 2020, for the City of Sylacauga (COS) to refund the BAB Series 2010 Warrants issued for school purposes:

Ordinance 2229-20 was introduced by Councilman Fowler; 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 the ordinance immediate consideration:

A motion by Councilman Fowler, second by Councilwoman Nix to adopt Ordinance 2229-20 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

- 9 Action that is necessary to accept recommendation from Engineering Design Technologies, Inc. (EDT), as City's project consultant, to approve resolution declaring the 2015 TAP Streetscape Improvements Along SR-21 from 3rd to 4th Street (Project: TAPAA-TA15 (906), as complete with settlement of the liquidated damages dispute and authorizing release of final payment to contractor:

Resolution #44-2020 was introduced by Councilman Blackmon; 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 the resolution immediate consideration:

A motion by Councilman Blackmon, second by Councilman Davenport to approve Resolution 44-2020 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

10. Action that is necessary to approve resolution amending contract with Barge Design Solutions for the provision of engineering services relative to the Airport Improvement Project-Runway 9-27 Pavement Rehab & Runway Lighting Rehab (AIP #3-01-0068-022-2019) from \$157,014.00 to \$170,019.00 for additional construction administration services due to contractor delay in completion of the project—*Original contract amount approved 5/21/2019, Resolution 25-2019:*

Resolution #46-2020 was introduced by Councilwoman Nix; 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 the resolution immediate consideration:

A motion by Councilman Blackmon, second by Councilman Davenport to approve Resolution 46-2020 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

11. Action that is necessary to accept recommendation from Barge Design Solutions, as City's project consultant, to accept Airport Improvement Project-Runway 9-27 Pavement Rehab & Runway Lighting Rehab (AIP #3-01-0068-022-2019), as complete and authorizing release of final payment to contractor:

Resolution #45-2020 was introduced by Councilman Fowler; 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 the resolution immediate consideration:

A motion by Councilman Blackmon, second by Councilman Davenport to approve Resolution 45-2020 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

12. Action that is necessary to approve Land Use Agreement with Sylacauga Board of Education and Sylacauga Parks & Recreation Department for the Walton Cruise Field athletic facility—*Approval by Council includes authorization for Mayor to execute agreement on behalf of City:*

A motion by Councilman Fowler, second by Councilman Nix to approve land use agreement as presented was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

13. Action that is necessary to approve request from Police Chief Kelley Johnson for authorization to accept water meter and installation donated by the Sylacauga Utilities Board at the PD firing range facility and to assume payment responsibility for ongoing monthly charges for related water usage at the facility:

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

14. Action that is necessary to authorize refund in the amount of \$376.08 to the Alabama Department of Revenue, Property Tax Division for 2/11/2020 remittance of property

tax litigation to the City for Parcel #61270521300029000, C/S #61-18-0323 -- Purchaser voided purchase of the referenced assignment because the sale to the State has been cancelled:

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

15. Appointment to the Sylacauga City School Board—Expired five-year term of Steve Marlowe ended April, 2020:

Action that is necessary to make appointment to the Sylacauga City School Board for the five-year term ending April, 2025:

The Council President opened the floor & called for nominations. Councilman Fowler nominated Steve Marlowe. Hearing no other nominations, the Council President called for nominations to be closed.

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

The Council President declared nominations closed and called for the vote on the nominations.

Those in favor of Steve Marlowe: Fowler, Nix, Perryman, Blackmon, Davenport; Those opposed: None.

The Council President declared Steve Marlowe re-appointed to the Sylacauga City School Board for the five-year term ending April, 2025.

16. Appointment to Historical Commission – Expired three-year term of Gloria Owens ended March, 2020—Gloria Owens was the only applicant:

Action that is necessary to make appointment to the Historical Commission for the three-year term ending March, 2023:

A motion by Councilman Blackmon, second by Councilman Davenport to re-appoint Gloria Owens to the Historical Commission for the three-year term ending March, 2023, was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

17. Action that is necessary to approve designs and authorize Engineering Design Technologies, Inc. (EDT), to advertise bids for the 2018/2019 TAP Streetscape Projects:

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

18. Action that is necessary to authorize the City Clerk/Treasurer to coordinate and file applications for reimbursement of COVID related expenses from funding made available to municipalities through the CARES Act:

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

19. Action that is necessary to authorize Engineering Design Technologies, Inc. (EDT), to develop a comprehensive plan of projects and proposals for submission in response to various grant funding announcements and timelines:

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

- 20.** Action that is necessary to accept quotes and approve funding of up to \$30,000.00 for roof repairs, replacement/installation of gutters, replacement of restroom partitions, and HVAC replacement/repairs at the Verlie Collins Recreation Center:
A motion by Councilman Blackmon, second by Councilman Davenport to authorize funding of stated repairs/replacements was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

- 21.** Action that is necessary to approve design and to appropriate funding necessary to cover the estimated cost to construct the Veterans Memorial Project at Pinecrest Park—Costs not expected to exceed \$150,000.00 and will be paid from bond proceeds:

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

- 22.** Action that is necessary to approve travel/expenses for PD Investigator Roman Hubbard to attend the *Tactical Interviewing* training to be held in Anniston, July 20-24, 2020—No registration fee; additional costs for meals and the use of a department vehicle/fuel will be incurred (*Hubbard, White, & Pitts will carpool)—Estimated total cost of travel/training for Hubbard is \$125.00:

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, Perryman, Blackmon, Davenport; Nays: None.

- 23.** Action that is necessary to approve travel/expenses for PD Sgt. Kelly White to attend the *Tactical Interviewing* training to be held in Anniston, July 20-24, 2020—No registration fee; additional costs for meals and the use of a department vehicle/fuel will be incurred (*Hubbard, White, & Pitts will carpool)—Estimated total cost of travel/training for White is \$125.00:

A motion by Councilman Blackmon, second by Councilman Davenport to approve travel/training expenses as requested 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 PD Officer Austin Pitts to attend the *Tactical Interviewing* training to be held in Anniston, July 20-24, 2020—No registration fee; additional costs for meals and the use of a department vehicle/fuel will be incurred (*Hubbard, White, & Pitts will carpool)—Estimated total cost of travel/training for Pitts is \$125.00:

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, Perryman, Blackmon, Davenport; Nays: None.

- 25.** Action that is necessary to authorize payments totaling \$617,291.08 for payrolls for May, 2020:

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.

- 26.** Action that is necessary to authorize payments totaling \$217,898.14 for balance of accounts payable invoices for May, 2020:

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.

- 27.** Council President asked anyone wishing to address Council to come to the microphone & state name and address for record prior to addressing Council:
- 1) Michael James suggested that the police department budget be increased by 25%, stating that the City has a great police department. The Council President thanked Mr. James for his comments and reminded him that Council depends on its departments to make them aware of their needs and added that the PD has not made a request for an increase at this time.
 - 2) Otha Earl Cheatham, 905 Prater Street—Complained about a nuisance property neighboring him at 907 Prater Street and asked for the City's help in addressing the problem. Councilwoman Nix stated Mr. Cheatham had contacted her earlier about the property and that she had discussed the property with the Code Department. Mike Whetstone advised that the property has been turned over to the State of Alabama. Mr. Whetstone also suggested that the City review its current ordinances since the required process is cumbersome and not very effective in many situations.

- 28.** 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 6:23 p.m.)

APPROVED BY COUNCIL JULY 9, 2020:



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 June 16, 2020.


Patricia G. Carden, City Clerk-Treasurer