

## MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SYLACAUGA HELD JULY 7, 2022

1. Meeting was called to order at 6:06 P.M. by Council President, Lee Perryman.
2. Roll Call: Council Members Present: Ashton Fowler, Tiffany Nix, Nate Brewer, and Lee Perryman; Council Members Absent: Laura Heath. Mayor James Heigl and Interim City Clerk/Treasurer Kim Morris were present.
3. Invocation was provided by Councilman Nate Brewer prior to the work session.
4. Council President led the group in the Pledge of Allegiance to the Flag.
5. Report from Mayor James Heigl:  
Mayor Heigl asked Interim Director of Code Enforcement Mike Whetstone to brief the Council on the results of the drainage inlet project, in which cameras were used to determine if the drains were blocked. Whetstone reported the drain on Calhoun was 95% blocked with sediment, but after contractors used a hydro-vac, the drain is now only 20% blocked. The remaining two drains will require additional work to remove tree roots and other debris blocking the drains, with a section requiring replacement.
6. Adopt Agenda:  
*A motion by Councilman Brewer, second by Councilman Fowler to adopt agenda was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*
7. Approve minutes of the regular city council meeting held June 23, 2022:  
*A motion by Councilman Brewer, second by Councilman Fowler to approve minutes as written was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*
8. Approve minutes of the regular work session held June 23, 2022:  
*A motion by Councilman Brewer, second by Councilman Fowler to approve minutes as written was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*
9. Approve minutes of the special call meeting held June 27, 2022:  
*A motion by Councilman Brewer, second by Councilman Fowler to approve minutes as written was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*

### Old Business:

None.

### New Business:

10. Public hearing to consider abatement of nuisance – multiple inoperable vehicles, refuse, and waste accumulation, located at 1503 Fairmont Road; *Public Hearing set June 7, 2022 by Resolution #29-2022:*

**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 #40-2022** was introduced by Councilman Brewer; Dispensed with reading of the 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; Nays: None.

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

A motion by Councilman Brewer, second by Councilman Fowler to approve Resolution #40-2022 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.

11. Public hearing to consider abatement of nuisance – inoperable vehicles and waste accumulation, located at 100 East 8<sup>th</sup> Street; Public Hearing set June 7, 2022 by Resolution #30-2022:

**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 #41-2022** was introduced by Councilwoman Nix; Dispensed with reading of the 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; Nays: None.

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

A motion by Councilman Brewer, second by Councilman Fowler to approve Resolution #41-2022 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.

12. Public hearing to consider abatement of nuisance – abandoned and/or dilapidated structures, refuse, and waste accumulation, located at 108 East 8<sup>th</sup> Street; Public Hearing set June 7, 2022 by Resolution #31-2022:

**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 #42-2022** as introduced by Councilwoman Nix; Dispensed with reading of the 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; Nays: None.

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

A motion by Councilwoman Nix, second by Councilman Brewer to approve Resolution #42-2022 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.

13. Public hearing to consider abatement of nuisance – dilapidated structure, refuse, and waste accumulation, located at 811 North Main Avenue; Public Hearing set June 7, 2022 by Resolution #32-2022:

**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 #43-2022** was introduced by Councilman Brewer; Dispensed with reading of the 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; Nays: None.

**Upon unanimous consent to consider resolution at this meeting,**  
A motion by Councilman Brewer, second by Councilwoman Nix to approve Resolution #43-2022 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.

14. Public hearing to consider abatement of nuisance – abandoned and/or dilapidated structures, refuse, and waste accumulation, located at 809 North Main Avenue; *Public Hearing set June 7, 2022 by Resolution #33-2022:*

**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 #44-2022** was introduced by Councilwoman Nix; Dispensed with reading of the 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; Nays: None.*

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

*A motion by Councilman Brewer, second by Councilman Fowler to approve Resolution #44-2022 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*

15. Public hearing to consider abatement of nuisance – abandoned and/or dilapidated structures, refuse, and waste accumulation, located at 807 North Main Avenue; *Public Hearing set June 7, 2022 by Resolution #34-2022:*

**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 #45-2022** was introduced by Councilwoman Nix; Dispensed with reading of the 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; Nays: None.*

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

*A motion by Councilman Brewer, second by Councilwoman Nix to approve Resolution #45-2022 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*

16. Public hearing to consider abatement of nuisance – inoperable vehicles, abandoned and/or dilapidated structures, refuse, and waste accumulation, located at 805 North Main Avenue; *Public Hearing set June 7, 2022 by Resolution #35-2022:*

**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 #46-2022** as introduced by Councilwoman Nix; Dispensed with reading of the 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; Nays: None.*

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

*A motion by Councilman Brewer, second by Councilwoman Nix to approve Resolution #46-2022 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*

17. Action that is necessary to approve resolution authorizing agreement with EEFS for Phase I: Plan Sketch and Bid Procurement in the amount of \$10,000.00 and Phase II: Construction Management in the amount of \$10,000.00, for paving of the City's portion of Marble City Heights Circle; *Estimated total project cost of \$99,949.38 to be funded from the Rebuild Alabama Gas Tax Fund:*
- Resolution #47-2022** was introduced by Councilman Brewer; Dispensed with reading of the 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; Nays: None.*
- Upon unanimous consent to consider resolution at this meeting,**  
*A motion by Councilman Brewer, second by Councilman Fowler to approve Resolution #47-2022 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*
18. Action that is necessary to accept recommendation of Insite Engineering to award emergency bid for repairs to City's right-of-way drainage canal at Coosa Valley Nursing Home to Bob Smith Construction Co., Inc. with the low bid of \$480,550.00; *Emergency repairs authorized by Resolution #20-2022 May 3, 2022; funding from American Rescue Funds:*
- Resolution #48-2022** was introduced by Councilwoman Nix; Dispensed with reading of the 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; Nays: None.*
- Upon unanimous consent to consider resolution at this meeting,**  
*A motion by Councilman Brewer, second by Councilman Fowler to approve Resolution #48-2022 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*
19. Action that is necessary to approve the request of Court Clerk Amber Johns to hire new Court Magistrates Ginger McDonough and Samantha Armstrong at Grade A01, Step 1, \$15.39/hr.
- 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; Nays: None.*
20. Appointment to the Historical Commission -- Term of Angel Harris expired March 2022; *Angel Harris was the only applicant:*  
*A motion by Councilman Brewer second by Councilman Fowler to appoint Angel Harris to the Historical Commission for the three-year term ending March 2025 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman; Nays: None.*
21. Action that is necessary to authorize Sylacauga Historical Commission to apply for grant funding through the Alabama Historical Commission of up to \$1,000.00 for cemetery markers:  
*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; Nays: None.*
22. Action that is necessary to correct Item #21 of the 6-23-22 Minutes to amend the funding source for the purchase of cabinets, appliances, furniture, backslash, and garbage disposal for FD #2 and to relocate the current fire alarm panel at FD #2, to Trust Fund and CH Building Reserve Fund:

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

**23.** Action that is necessary to approve travel/training expenses for Firefighter Harmony Kelley to attend the Alabama Fire College Rescue Technician: Rope I course hosted by the Oxford Fire Department August 1-5, 2022; No registration fee; expenses for lunches and use of a city-provided vehicle will be incurred. Estimated expenses for Kelley are \$75.00:

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

**24.** Action that is necessary to approve travel/training expenses for Firefighter Caleb Williams to attend the Alabama Fire College Rescue Technician: Surface Water I and II courses, and the Swift Water I and II courses hosted by the Prattville Regional Training Center August 1-5, 2022; Registration fee for the Surface Water courses is \$240.00; registration fee for the Swift Water courses is \$180.00; expenses for lunches and use of a city-provided vehicle will be incurred. Estimated expenses for Williams are \$495.00:

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

**25.** Action that is necessary to approve travel/training expenses for Fire Chief Nate Osgood and Fire Inspector Chad Toland to attend the Alabama Fire College FD Safety Officer: Health and Safety Officer course hosted by the Anniston Regional Training Center August 1-5, 2022; No registration fee; expenses for lunches and use of a city-provided vehicle will be incurred. Estimated expenses for Osgood and Toland are \$75.00/ea.

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

**26.** Action that is necessary to approve travel/training expenses for Fire Inspector Chad Toland to attend the Alabama Fire College FD Safety Officer: Incident Safety Officer course hosted by the Anniston Regional Training Center July 25-29, 2022; No registration fee; expenses for lunches and use of a city-provided vehicle will be incurred. Estimated expenses for Toland are \$75.00:

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

**27.** Action that is necessary to approve travel/training expenses for new Court Magistrates Ginger McDonough and Samantha Armstrong to attend the 2022 Municipal Magistrates' Orientation in Montgomery on the following dates: July 8, July 15, July 22, July 29, and August 5, 2022. Registration fee of \$250.00/each; additional expenses for mileage will be incurred. Employees will carpool. Total estimated expenses for McDonough are \$620.00; estimated expenses for Armstrong are \$250.00:

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

**28.** Action that is necessary to authorize payments totaling \$86,832.13 for June accounts payable invoices received to date:

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

29. Council President asked anyone wishing to address Council to come to the microphone & state name and address for record prior to addressing Council. Jennie Mae Hassell, 305 Sherry St. reported drainage problems and asked someone to make repairs to the ROW ditch in her yard. Irene Gaddis of the Pinecrest community asked about the status of a burned and abandoned house on Chappell Street. Council members advised that the Nuisance Enforcement Officer would be contacted about the property. Randy Clark asked for the next steps in the abatement process. Council members advised that following the public hearings held tonight, all properties had been determined to be a nuisance. The Enforcement Officer would now be able to proceed with the cleanup of the properties. Clark also questioned why there were no flags on Hwy 280 on July 4; Council members reported staffing problems. Councilman Brewer thanked Enforcement Officer Scot Meador for his hard work regarding the nuisance properties.

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

*(Time of adjournment 6:33 pm)*

APPROVED BY COUNCIL JULY 19, 2022:

  
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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 July 7, 2022.

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