

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY
OF SYLACAUGA HELD AUGUST 21, 2018**

1. Meeting was called to order at 6:22 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. Dorothy Scott, Wesley Chapel United Methodist 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 and read over the scheduled area where Dunn will be working over the next week or so. Mayor Heigl stated that thirteen of the twenty streets are done and the project is about 70% complete.

Mayor Heigl turned the podium over to Fire Chief Adam Gardner who recognized Sylacauga Firefighter Scott Kines for his participation in the rescue of a drowning victim on July 23, 2018, while on vacation in Mexico Beach. Chief Gardner read a Resolution from the Shelby County Legislative Delegation citing Kines and Alabaster Firefighter Brian Thrasher for their brave and noble rescue efforts to save a man who had been overcome by swift ocean currents. Both firefighters were commended for executing their extensive expertise and training in an emergency situation while off duty and for putting the safety and wellbeing of another before their own; actions which stand as a testament to their character and reflect honor on both Sylacauga & Alabaster Fire Departments.
6. Adopt Agenda:
A motion by Councilwoman Nix, second by Councilman Fowler to adopt 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 August 7, 2018:
A motion by Councilman Fowler, second by Councilwoman Nix to approve minutes as written was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
8. Correction of Minutes of Council Meeting held June 5, 2018, Item #11 relative to the award of the Miscellaneous Roofing & HVAC Project Alternate #3 (repairs to a portion of roof at the former Food World Building in the amount of \$20,000.00):
Correction of funding source for the \$20,000.00 from Bond Proceeds to Capital Improvement Trust Fund:
A motion by Councilman Blackmon, second by Councilman Davenport to correct the minutes as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.
9. Correction of Minutes of Council Meeting held July 17, 2018, Item #14 relative to authorization of three (3) applications for historical grants to provide funding for improvements at the Comer Museum and at Marble City Cemetery, and to support Historical Commission activities:
Correction of location for improvements from Marble City Cemetery to Sylacauga Cemetery (AKA Ft. Williams Cemetery) located on W Ft. Williams Street:
A motion by Councilwoman Nix, second by Councilman Fowler to correct the minutes as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

OLD BUSINESS: None.

NEW BUSINESS:

10. Action that is necessary to adopt ordinance declaring city-owned property located at 225 N Norton Avenue as surplus property no longer needed for municipal purposed and to authorize sale to the Talladega County Economic Development Authority in as-is condition for the net appraisal amount of \$45,015.00—Approval by Council gives Mayor the authority to execute any related documents:

Ordinance #2200-18 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 the ordinance immediate consideration,

A motion by Councilman Blackmon, second by Councilman Davenport to adopt Ordinance 2200-18 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

11. Action that is necessary to accept recommendation of Interim Code Director Mike Whetstone to approve resolution awarding bid for the Miscellaneous Roofing & HVAC, Package B Project (Lathan & Associates, PC Job #18-08B) to Stateline Mechanical, as the lowest responsive and responsible bidder having met all bid requirements and qualifications based on tabulation of bids opened 8/09/2018-- Net total of award \$308,000.00 (Base Bid: \$312,000.00, less Deductive Alternate # 1-Removal of Roof Curb Installation from Project: -\$4,000.00):

Resolution #60-2018 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 Fowler, second by Councilwoman Nix to approve Resolution 60-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

12. Action that is necessary to authorize Mayor James Heigl to execute agreement with State of Alabama for grant funding of Project TAPAA-TA18(914), CPMS#100068370, to provide Streetscape and ADA improvements along Alabama Hwy 21 between 5th & 6th Streets, and to make ADA improvements to the parking areas along 3rd Street, Calhoun Avenue, and 2nd Street—Total project cost of \$800,000.00; Federal TAP Funds \$640,000.00, Local Funds \$160,000.00 (Application approved by Council 12/05/2017, Resolution 55-2017):

Resolution #61-2018 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 61-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

13. Action that is necessary to accept recommendation of Interim Code Director Mike Whetstone to approve resolution rejecting the sole bid received on the Museum Restroom Upgrade Revision Project (bid opening was 7/16/2018), and to abandon consideration of the project as bid due to the bid/projected cost exceeding the project budget by more than double the estimate:

Resolution #62-2018 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 62-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

14. Action that is necessary to accept recommendation from Interim Code Director Mike Whetstone to accept proposal from M J Brooks & Son Construction for new construction to provide ADA compliant restrooms at the city-owned building housing the Comer Museum; not to exceed \$35,500.00, to be paid from bond proceeds:

Resolution #63-2018 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 Fowler, second by Councilwoman Nix to approve Resolution 63-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

15. Action that is necessary to approve Land Use Agreement between the City of Sylacauga, Sylacauga Parks & Recreation, and Sylacauga Little League for use of the Sylacauga baseball fields known as McEwen Field and Peters Field; Approval by Council authorizes Mayor James Heigl to execute agreement on behalf of the City of Sylacauga:

A motion by Councilman Blackmon, second by Councilman Davenport to approve Land Use Agreement with Sylacauga Little League was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

16. Action that is necessary to approve Land Use Agreement between the City of Sylacauga, Sylacauga Parks & Recreation, and Sylacauga Little League Softball, Inc. for use of the Sylacauga softball field known as Roberts Park (AKA Roberts Field); Approval by Council authorizes Mayor James Heigl to execute agreement on behalf of the City of Sylacauga:

A motion by Councilwoman Nix, second by Councilman Fowler to approve Land Use Agreement with Sylacauga Little League Softball, Inc. was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

17. Action that is necessary to authorize Mayor James Heigl to execute a G-17 Disclosure with INTL FCStone Financial, Inc.:

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.

18. Action that is necessary to accept the amended By-laws of the BB Comer Memorial Library and to record same as part of the official minutes of this meeting of the City Council:

A motion by Councilwoman Nix, second by Councilman Fowler to accept the amended By-laws of the BB Comer Memorial Library was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

19. Action that is necessary to approve travel/expenses for Court Clerk Amber Johns to attend the 2018 AMCCMA Annual Conference to be held in Orange Beach, September 19-23, 2018—Registration fee is \$350.00; additional fees for lodging, meals, and mileage will be incurred—Estimated total cost of travel/training for Johns is \$1,483.88; Expenses are to be paid to the extent possible from the MC Training funds:

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.

20. Action that is necessary to approve travel/expenses for Municipal Court Judge Barry Vaughn to attend the 2018 Fall Municipal Law Conference to be held in Orange Beach, October 17-20, 2018—Registration fee is \$255.00; Additional costs for lodging, meals, and mileage will be incurred—Estimated total cost of travel/training for Vaughn is \$1,205.00; Expenses are to be paid to the extent possible from the MC Training funds:

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

21. Action that is necessary to approve travel/expenses for Municipal Court Prosecutor Joseph Carlton to attend the 2018 Fall Municipal Law Conference to be held in Orange Beach, October 17-20, 2018—Registration fee is \$255.00; Additional costs for lodging, meals, and mileage will be incurred—Estimated total cost of travel/training for Carlton is \$1,205.00; Expenses are to be paid to the extent possible from the MC Training funds:

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.

22. Action that is necessary to approve travel/expenses for PD Recruit Austin Pitts to attend the 175th Basic Session of the Northeast Alabama Law Enforcement Academy to be held in Anniston August 20 – November 15, 2018—Registration fee of \$250.00; Additional costs of lodging and meals at a cost of \$1,800.00, and ammunition costs of \$239.00 will be incurred (Up to \$1,300.00 of expenses to be reimbursed upon graduation from academy)—Estimated total cost of travel/training for Pitts is \$2,289.00:

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.

23. Action that is necessary to approve travel/expenses for Accounting Clerk Sandy Sorensen to attend the RSA training session on the new Pension Administration

System to be held in Montgomery August 22, 2018—No registration fee; expenses for a meal and mileage will be incurred. Estimated total cost of travel/training for Sorensen is \$85.00:

A motion by Councilwoman Nix, second by Councilman Fowler to approve 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 City Clerk/Treasurer Patricia Carden to attend the RSA training session on the new Pension Administration System to be held in Montgomery August 22, 2018—No registration fee; expenses for a meal will be incurred (Carden to carpool with Sorensen). Estimated total cost of travel/training for Carden is \$15.00:

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.

25. Action that is necessary to approve travel/expenses for HR Specialist Jayne McGee to attend the RSA training session on the new Pension Administration System to be held in Montgomery August 22, 2018—No registration fee; expenses for a meal will be incurred (McGee to carpool with Sorensen). Estimated total cost of travel/training for McGee is \$15.00:

A motion by Councilwoman Nix, second by Councilman Fowler to approve training/expenses as requested 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 \$400,040.80 for payrolls for July, 2018:

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

27. Action that is necessary to authorize payments totaling \$238,718.63 for balance of accounts payable invoices received for July, 2018:

A motion by Councilman Blackmon, second by Councilman Davenport 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.

28. Action that is necessary to accept recommendation of Police Chief Kelley Johnson to approve resolution authorizing purchase of ten (10) Police Cars at a cost not to exceed \$41,000.00 each, including all related equipment—Action authorizes financing of vehicles/equipment through Southfirst Bank with an annual percentage rate of 3.7%; total financed amount of \$410,165.00:

Resolution #64-2018 was introduced by Councilman Fowler; 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 Fowler, second by Councilwoman Nix to approve Resolution 64-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

29. Action that is necessary to suspend the action ordered by Resolution 43-2018, approved May 15, 2018:

A motion by Councilman Fowler, second by Councilwoman Nix to suspend the action ordered by Resolution 43-2018 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.

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

1) Nirav Patel asked why his applications for retail beer and retail table wine licenses were removed from the agenda. Council President explained that the item was removed at the recommendation of the City Attorney; that whenever those matters were resolved, the item would be placed back on the agenda for consideration. *(City Attorney Edwin Livingston spoke privately with Mr. Patel to explain the issues surrounding his recommendation to postpone consideration of the applications.)*

2) Albert Whitman, 207 S. Anniston—Stated that he had originally asked that city start spraying for mosquitoes, but he has since learned that spraying also kills beneficial insects such as honeybees and bumblebees. Mr. Whitman asked whether there might be a viable alternative that will kill the mosquitoes without harming the beneficial insects. Mayor Heigl and Street Supt. Reed Calfee addressed Mr. Whitman's concerns and explained that the best control is to remove the breeding areas for the mosquitoes and explained some of the preventive measures that the Street Dept. uses to attempt to control mosquitoes.

31. 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 6:45 p.m.)

APPROVED BY COUNCIL SEPTEMBER 6, 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 August 21, 2018.



Patricia G. Carden, City Clerk-Treasurer