

**MINUTES OF A RESCHEDULED MEETING OF THE CITY COUNCIL OF THE
CITY OF SYLACAUGA HELD SEPTEMBER 9, 2021**

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, Nate Brewer, Lee Perryman, Laura Heath; Members Absent: None. Mayor James Heigl and Interim City Clerk/Treasurer Kim Morris were also present.
3. Invocation was provided by Apostle Kadarious Davis, House of Redemption Church.
4. Council President led the group in the Pledge of Allegiance to the Flag.
5. Report from Mayor James Heigl:
Mayor Heigl proclaimed September as Gynecological Cancel Month. Mayor Heigl thanked all department heads for working with the financial office on the upcoming budget.
Council President Perryman announced that Governor Ivey is scheduled to be present for the Veteran's Park dedication on November 9 at 10:00 am.
6. Adopt Agenda:
A motion by Councilwoman Nix, second by Councilman Fowler to amend agenda by adding item #22 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 August 17, 2021:
A motion by Councilwoman Heath, second by Councilman Brewer 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 112 N Cannon Avenue identified through CDBG Project LR-CE-PF-19-011; *First public hearing was held 6-3-21 (Resolution #47-2021 was approved); A second public hearing was scheduled for 7-20-21 (Resolution 65-2021 approved 6-15-21) in order to correct property owner addresses, but was rescheduled because property owners were not properly notified; Resolution #71-2021 approved 7-20-21 rescheduled the public hearing date to 9-9-21:*
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 #77-2021 was introduced by Councilman Brewer; Dispensed with reading of the 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 #77-2021 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 705 Brock Avenue identified through CDBG Project LR-CE-PF-19-011; *Public Hearing set July 20, 2021 by Resolution 71-2021*:

Council President opened the public hearing and announced that Consent and Release documents signed by the property owners were received by the City on August 26, 2021. No Council action is required to abate property located at 705 Brock Avenue. Council President closed the public hearing.

10. Action that is necessary to accept recommendation of Street Supt. Reed Calfee to reject the only bid received for Concrete Street Repairs, and to rebid project at a later date. *Bid opening date was 8-31-21; only bid received was in excess of allocated budget*:

Resolution #78-2021 was introduced by Councilwoman Heath; 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 #78-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

11. Action that is necessary to accept the recommendation of Focused Construction Services, LLC, as the City's Resident Inspection Services Contractor for CDBG Project LR-CE-PF-19-011, to award bid in the amount of \$155,300.00, to MW Industrial Services, Inc., as the low and responsible bidder, for the demolition and clearing of dilapidated structures; *bids opened 8-24-21*:

Resolution #79-2021 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 #79-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

12. Action that is necessary to approve resolution setting a date for public hearing to consider a request to rezone property located at 102 South Main Avenue from MX-1 to MX-2, in order to allow a real estate office to operate in an existing residential dwelling. *Action recommended by the Planning Commission. First available date for public hearing is 10-19-21*:

Resolution #80-2021 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 Heath to approve Resolution #80-2021 was carried by the following roll call vote: Yeas: Fowler, Nix, Brewer, Perryman, Heath; Nays: None.

13. Action that is necessary to clarify Section 9.4.1.1. Leave Year, and Section 9.4.1.2 Accrual of Vacation Leave of Chapter 9—Attendance and Leave of the City of Sylacauga Personnel Policies & Procedures manual to read as follows; action clarifies amendment approved on 10/30/20, which became effective 01/01/21:

Section 9.4.1.1. -- Leave Year.

The city's leave year will run from January 1 through December 31 of each year. However, employees hired on or after December 1 of any year shall be considered hired January 1 of the following year for the purpose of accruing additional weeks of vacation (Section 9.4.1.2.).

Only in the case of accrued leave provided at the end of probation, the city leave year, January 1 through December 31, will extend to the end of the following calendar year that coincides with the employee's one (1) year anniversary of hire. (See 9.4.1.2.)

Section 9.4.1.2. -- Accrual of Vacation Leave.

The number of hours an employee accrues will be based upon continuous years of completed service as determined by the latest date of hire in the classified service. Each eligible employee will earn vacation leave according to the following schedule with one (1) week being equivalent to ½ the employee's biweekly schedule. Additional weeks shall be calculated as multiples of the one-week rate for each department:

One (1) year and Over 2 Weeks*

*During the first year of hire, leave will accrue as follows: At the end of probation, one (1) week will be accrued. At the anniversary of the first year of hire, one (1) additional week will be accrued for a combined total of two (2) weeks. (See 9.4.1.1.)

Five (5) years and over 3 Weeks
Ten (10) years and over 4 Weeks
Twenty (20) Years and Over 5 Weeks

*Currently for example:

56 hours in the Fire Department (Extended Shift)
42 hours in the Police Department (Extended Shift)
40 hours for all others (Non-Extended Shift)

(*Hours used in this example are based on current schedules and are subject to change if departmental schedules change.)

A motion by Councilman Fowler, 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.

14. Action that is necessary to accept recommendation of Fire Chief Nate Osgood and HR Specialist Jayne McGee to hire P/T Firefighter Caleb Williams as a F/T Firefighter at Grade PS-1, Step 2 - \$13.01/hr.; recommendation based on years of firefighting experience:

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.

15. Action that is necessary to accept monthly charges from the Sylacauga Utilities Board for lighting installed on 6th Street and North Broadway Avenue (Acct. #336003640), and installed in the parking lot between East 3rd Street and East 4th

Street (Acct. #150019800); lighting installed as part of the 2018 and 2019 TAP projects:

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

- 16.** Action that is necessary to approve contract with Sylacauga Utilities Board to add three poles with LED lighting for the Street/Shop Departments; *action authorizes Mayor Heigl to sign contract and accepts monthly charges of \$76.00 for additional lighting:*

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

- 17.** Action that is necessary to approve refund of \$160.72 to Homesite Insurance Company of the Midwest for overpayment of 2021 business license fees.

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

- 18.** Action that is necessary to authorize travel/training expenses for Business License Coordinator Libby Stewart to attend the Municipal Revenue Officer Certification Training in Tuscaloosa, October 6-8, 2021; *registration fee of \$235.00; additional expenses for lodging, meals, and mileage will be incurred; total estimated expenses for Stewart are \$754.13:*

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

- 19.** Action that is necessary to authorize travel/training expenses for Animal Shelter Technician Hallie Payton to attend the Certified Euthanasia Technician Recertification in Birmingham, October 23-24, 2021; *registration fee of \$300.00; additional expenses for mileage will be incurred; total estimates expenses for Payton are \$404.00:*

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

- 20.** Action that is necessary to authorize travel/training expenses for Interim Director of Code Enforcement Mike Wheistone and P/T Building Inspector Wayne Sayers to attend the Intl Association of Electrical Code Inspectors Central Alabama Division's Common Code Violations in Hoover on September 13, 2021. *No registration fee; employees will carpool using a city vehicle; no estimated expenses:*

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

- 21.** Action that is necessary to authorize payments totaling \$110,948.87 for August Accounts Payable invoices received to date:

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

- 22.** Action that is necessary to delay abatement action on property located at 701 Brock Avenue until the next City Council meeting (scheduled for September 21, 2021), in order to allow the new property owner time to propose a rehabilitation plan of said property to the Code Enforcement Department:

A motion by Councilwoman Nix, 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.

23. Council President asked anyone wishing to address Council to come to the microphone & state name and address for record prior to addressing Council. **Council members scheduled a budget work session for Wednesday, September 15, from 6-8 pm.**

24. 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 6:41 P.M.)

APPROVED BY COUNCIL SEPTEMBER 21, 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 September 9, 2021.



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