

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY  
OF SYLACAUGA HELD OCTOBER 17, 2019**

1. Meeting was called to order at 6:39 p.m. by Council President, Lee Perryman.
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. Invocation was given by Donnie Blackmon, City Council D-3.
4. Council President Lee Perryman led the group in the Pledge of Allegiance to the Flag.
5. Mayor James Heigl had no report for this meeting.
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 October 1, 2019:  
*A motion by Councilman Blackmon, second by Councilman Davenport 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. Public Hearing for consideration of petitions for annexation and recommendations related to zoning of those certain properties located at or otherwise described as 881 Marble City Heights Circle, 495 Odens Mill Road, 473 Odens Mill Road, 207 Pine Street (Walco), 55 Farr Lane, 26 Jackson Avenue, 6720 Al Hwy 21, 215 Memory Lane, 1014 Odena Road South, 148 Brooks Road, 310 Marble City Heights Circle, 152 Autumn Acres Lane, 324 St. John Street, 185 Fulton Circle, 205 Fulton Circle, 215 Fulton Circle, 3940 Old Sylacauga Hwy, and 345 Mountainview Lake Road—*Public hearing date set 8/20/2019; Resolution 45-2019—At the recommendation of the Planning Commission, 275 Houston Road was removed due to legal issues with ownership of property:*  
**Ordinance #2215-19** 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 ordinance immediate consideration:**  
*A motion by Councilman Blackmon, second by Councilman Davenport to adopt Ordinance 2215-19 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*
9. Action necessary to approve resolution authorizing Barge Design to submit an application for airport improvement funding assistance for replacement of the Airport Rotating Beacon and Tower—*Total estimated cost of project is \$100,000.00, with Federal Share expected to be \$90,000.00 (90%), State Share expected to be \$5,000.00 (5%), and required City match of \$5,000.00 (5%):*  
**Resolution #56-2019** was introduced by Councilwoman Nix; 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 56-2019 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

- 10.** Action necessary to approve resolution accepting the proposal in the amount of \$33,518.00 from EDT for the provision of additional CE&I services relative to the 2015 TAP:

***Resolution #58-2019*** was introduced by Councilwoman Nix; 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 58-2019 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

- 11.** Action that is necessary to authorize renewal of an agreement with the Alabama Institute for Deaf & Blind for the provision of Interpreter Services as needed during the period of 10/01/2019 – 9/30/2020:

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

- 12.** Action that is necessary to authorize transfer of utility billing for the library grounds sprinkler system to the BB Comer Memorial Library to become effective with the first billing cycle following approval by Council:

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

- 13.** Action that is necessary to accept recommendation from the City of Sylacauga Historical Commission on behalf of the East Highland National Alumni Assn. for the purchase of a historical marker at a cost of \$2,395.00 to be placed at the site of the former East Highland School:

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

- 14.** Action that is necessary to approve lease/purchase agreement with Canon Solutions America (through the OMNIA purchasing cooperative) for the provision of multifunction copiers to all departments at a cost of \$950.00 per month, plus cost of .0075¢ for B/W copies and .042¢ for color copies—Contract to become effective 11/15/2019, with \$1 buyout at end of term; approval by Council authorizes Mayor Heigl to execute agreement:

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

- 15.** Action necessary to approve travel/training expenses for City Council member Dallas Davenport, CCT Accounting Specialist Yourlanda Burns, and CCT Administrative Assistant Kim Morris to attend the *Alabama Department of Revenue Local Government Outreach Meeting* held in Hoover, October 16, 2019—No registration fee; *Additional cost of mileage and meals were incurred--Davenport, Burns and Morris carpooled; Total cost of all travel/training was \$95.60:*  
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.
- 16.** Action that is necessary to approve travel/training expenses for CCT Accounting Specialist Yourlanda Burns to attend the *Alabama City/County Management Association (ACCMA) Certificate Program: Leadership & Effective Public Management* segment of the Local Government Professional Management Certificate Program to be held in Prattville, November 14-15, 2019—Registration fee is \$225.00; *Additional cost for mileage will be incurred--Estimated total cost of travel/training for Burns is \$356.68:*  
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.
- 17.** Action that is necessary to approve travel/expenses for City Clerk-Treasurer Patricia Carden to attend the *Annual Conference for Municipal Clerks & Administrators* to be held in Gulf Shores, December 4-6, 2019—Registration fee is \$285.00; *Additional cost for lodging, mileage and meals will be incurred--Estimated total cost of travel/training for Carden is \$1,195.63:*  
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.
- 18.** Action that is necessary to approve travel/expenses for CCT Administrative Assistant Kim Morris to attend the *Annual Conference for Municipal Clerks & Administrators* to be held in Gulf Shores, December 4-6, 2019—Registration fee is \$285.00; *Additional cost for lodging, mileage and meals will be incurred--Estimated total cost of travel/training for Morris is \$1,195.63:*  
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.
- 19.** Action that is necessary to authorize payments totaling \$428,375.68 for payrolls for September, 2019:  
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.
- 20.** Action that is necessary to authorize payments totaling \$41,624.19 for additional fiscal year-end accounts payable invoices received to date for September, 2019:  
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.
- 21.** Action necessary to authorize Mayor James Heigl to execute a Contingency Fee Agreement with the law firms of Riley & Jackson, P.C. and Jessica F. Taylor, Attorney at Law to represent the City of Sylacauga in connection with monitoring nationwide opioid litigation, including potential class action resolution of the

litigation, advising the City regarding participation in/opting out of any class action resolution of the litigation, and preparing, submitting, filing and prosecuting any financial claim the City may have as a result of any resolution of the litigation—Attorneys will receive 1/3 of gross recovery before deduction for costs and expenses, plus reimbursement of any expenses incurred in prosecuting the case:

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.

**22.** Action that is necessary to authorize payments totaling \$55,370.98 for accounts payable invoices received to date for October, 2019:

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.

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

1) Stanley Melton, 14 S Wetumpka—Mr. Melton described an incident that occurred at his residence between himself and Police Officer Roman Hubbard. Mr. Melton indicated that Officer Hubbard was rude, aggressive, and disrespectful to him during the encounter. Melton also stated that he had discussed the matter with Police Chief Kelley Johnson and Mayor James Heigl.

2) Chief Johnson responded to Mr. Melton's comments, confirming that he had previously spoken with Mr. Melton, and that he had promised to look into the matter. Johnson stated that he had done so, and that he and Hubbard's Lieutenant had reviewed the video from the incident, and that the video showed that Officer Hubbard acted appropriately during the encounter. Chief Johnson indicated that he had relayed that information to Mr. Melton, and that he had invited Mr. Melton to come review the video as well. Chief Johnson again invited Melton to view the video and stated that if Mr. Melton could point out to him on the video where Officer Hubbard behaved inappropriately, he would take appropriate action to correct it.

**24.**

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 6:59 p.m.)

APPROVED BY COUNCIL NOVEMBER 05, 2019:



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 October 17, 2019.



Patricia G. Carden, City Clerk-Treasurer