

City of Sylacauga
City Council Agenda
October 17th, 2023

1. Call meeting to order at 6:00 p.m. by Council President, Ashton Fowler.
2. Roll Call: Councilmembers present included: Ashton Fowler, Nate Brewer, Laura Heath, Tiffany Nix, and Lee Perryman; Councilmembers absent: None. Mayor James Heigl and City Clerk-Treasurer Alexandra Lambert were also present.
3. Invocation was provided by Councilmember Brewer prior to the work session
4. Pledge of Allegiance to the Flag.
5. Report from Mayor Heigl:

Mayor James Heigl proclaimed October as Breast Cancer Awareness Month in Sylacauga, stressing that one in eight women in the United States would face a breast cancer diagnosis in their lifetime. He highlighted the widespread impact of breast cancer on individuals, urging women to prioritize annual mammograms for early detection and life-saving measures.

Additionally, Mayor Heigl acknowledged Sylacauga's distinction as the chosen host for The Alabama Historical Association's Fall Pilgrimage, scheduled for October 27th and 28th. The weekend promises a variety of events that pay homage to Sylacauga's pioneers and their contributions to the city's history, serving as a fitting tribute to the enduring legacy of the community.

6. Adopt Agenda:

A motion by Councilmember Brewer, second by Councilmember Heath to adopt agenda was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

7. Approve minutes of the Special Work Session held September 29th, 2023:

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

8. Approve minutes of the Special City Council meeting held September 29th, 2023:

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

9. Approve minutes of the regular work session held October 3rd, 2023:

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

10. Approve minutes of the regular City Council meeting held October 3rd, 2023:

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

Old Business:

None

New Business:

11. Action that is necessary to approve Ordinance No. 2260-23 to rezone property located at Lot 6 of Payton Park Shopping Center, Sylacauga, AL from Business/Local Shopping (B-1) District to a Business/General Business (B-2) District.

A motion by Councilmember Heath, second by Councilmember Nix to approve Ordinance No. 2260-23 to rezone property located at Lot 6 of Payton Park Shopping Center, Sylacauga, AL from Business/Local Shopping (B-1) District to a Business/General Business (B-2) District was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

12. Action that is necessary to approve Ordinance No. 2261-23 to amend previously approved Ordinance Numbers: 2206-18, 2208-18, 2246-22 in Section 23 of the License Schedules of the Business License Ordinance, Schedule M (Mobile Food Trucks), effective January 1, 2024 to read as follows: "\$100.00 base fee plus \$1.25 per \$1,000.00 of all gross receipts".

A motion by Councilmember Brewer, second by Councilmember Nix to approve Ordinance No. 2261-23 to amend previously approved Ordinance Numbers: 2206-18, 2208-18, 2246-22 in Section 23 of the License Schedules of the Business License Ordinance, Schedule M (Mobile Food Trucks), effective January 1, 2024 to read as follows: "\$100.00 base fee plus \$1.25 per \$1,000.00 of all gross receipts" was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

13. Action that is necessary to approve Ordinance No. 2262-23 regarding the "Sales Tax Holiday for Severe Weather Preparedness" from February 23rd – 25th, 2024.

A motion by Councilmember Brewer, second by Councilmember Perryman to approve Ordinance No. 2262-23 regarding the "Sales Tax Holiday for Severe Weather Preparedness" from February 23rd – 25th, 2024 was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

14. Action that is necessary to approve Resolution No. 69-2023 to set a public hearing for November 21st, 2023 to declare a nuisance property at 500 West Spring Street.

A motion by Councilmember Brewer, second by Councilmember Nix to approve Resolution No. 69-2023 to set a public hearing for November 21st, 2023 to declare a nuisance property at 500 West Spring Street was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

15. Action that is necessary to approve Resolution No. 70-2023 to set a public hearing for November 21st, 2023 to declare a nuisance property at 7 North Hightower Street.

A motion by Councilmember Brewer, second by Councilmember Nix to approve Resolution No. 70-2023 to set a public hearing for November 21st, 2023 to declare a nuisance property at 7 North Hightower Street was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

16. Action that is necessary to approve Resolution No. 71-2023 for General Obligation Warrants to finance various public capital improvements and equipment in the City of Sylacauga, including, without limitation, recreation, infrastructure, and paving improvements for expenditures paid through the general fund.

A motion by Councilmember Nix, second by Councilmember Perryman to approve Resolution No. 71-2023 for General Obligation Warrants to finance various public capital improvements and equipment in the City of Sylacauga, including, without limitation, recreation, infrastructure, and paving improvements for expenditures paid through the General Fund was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

17. Action that is necessary to approve the "Proposal to Provide Preliminary Subsurface Exploration and Geotechnical Consultation Services" in the amount of \$7,050.00. *(Expenses to be paid from the General Fund.)*

*A motion by Councilmember Brewer, second by Councilmember Perryman to approve the "Proposal to Provide Preliminary Subsurface Exploration and Geotechnical Consultation Services" in the amount of \$7,050.00 was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

18. Action that is necessary to approve Marble City Cemetery's perpetual care expenses to Morris Custom Marble and Granite in the amount of \$1,060.00, for invoice 5398. *(Expenses to be paid from the Marble City Cemetery Perpetual Care Fund.)*

*A motion by Councilmember Perryman, second by Councilmember Nix to approve Marble City Cemetery's perpetual care expenses to Morris Custom Marble and Granite in the amount of \$1,060.00, for invoice 5398 was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

19. Action that is necessary to authorize Marble City Cemetery's perpetual care expenses to Morris Custom Marble and Granite in the amount of \$875.00, for estimate 5399. *(Expenses to be paid from the Marble City Cemetery Perpetual Care Fund.)*

*A motion by Councilmember Perryman, second by Councilmember Nix to authorize Marble City Cemetery's perpetual care expenses to Morris Custom Marble and Granite in the amount of \$875.00, for estimate 5399 was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

20. Action that is necessary to authorize Marble City Cemetery's perpetual care expenses related to removing and replacing cedar shingles on three separate pavilions within the Marble City Cemetery. *(Expenses to be paid from the Marble City Cemetery Perpetual Care Fund.)*

*A motion by Councilmember Brewer, second by Councilmember Heath to authorize Marble City Cemetery's perpetual care expenses related to removing and replacing cedar shingles on three separate pavilions within the Marble City Cemetery was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

21. Action that is necessary to authorize minimal expenditures related to Marble City Cemetery's perpetual care, not to exceed \$500.00 quarterly. Minimal expenditures include stamps, flowers, trees, sod, seed, weed killer, pine needles, and ant killer. Any other expenditures must be preapproved by Sylacauga City Council. *(Expenses to be paid from the Marble City Cemetery Perpetual Care Fund.)*

*A motion by Councilmember Perryman, second by Councilmember Heath to authorize minimal expenditures related to Marble City Cemetery's perpetual care, not to exceed \$500.00 quarterly. Minimal expenditures include stamps, flowers, trees, sod, seed, weed killer, pine needles, and ant killer; any other expenditures must be preapproved by Sylacauga City Council was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

22. Action that is necessary to appoint Donna Bowden Jones to the vacated four year term expiring March 2027 of the Commercial Development Authority. *(Term vacated by DeCorey Hale. Donna Bowden Jones is the only applicant.)*

*A motion by Councilmember Perryman, second by Councilmember Heath to appoint Donna Bowden Jones to the vacated four year term expiring March 2027 of the Commercial Development Authority was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

23. Action that is necessary to appoint a Parks and Recreation Board member to the five year term expiring October 2028. (*Term expiring for Stephen Lewis. Four applicants applied: Blaine Green, Lucretia Holley, Stephen Lewis, and Zach Nelson.*)

Council President opens the floor & called for nominations:

Nominations:

- 1) Councilmember Brewer nominated Stephen Lewis
- 2) Councilmember Nix nominated Lucretia Holley

Hearing no other nominations, Council President called for nominations to be closed:

A motion by Councilmember Perryman, second by Councilmember Nix to close nominations was carried by the following roll call vote:

Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

Council President closes the floor & called for the vote on nominations:

- 1) *Those in favor of Stephen Lewis: Roll call vote (Yeas) Brewer, Heath, Fowler. Those opposed: Roll call vote (Nays) Perryman, Nix.*

A motion by Councilmember Brewer by Councilmember Heath to appoint Stephen Lewis to the Parks and Recreation Board for the five year term expiring October 2028 was carried by the following roll call vote:

Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

24. Action that is necessary to appoint a Parks and Recreation Board member to the five year term expiring October 2028. (*Term expiring for Zach Nelson. Four applicants applied: Blaine Green, Lucretia Holley, Stephen Lewis and Zach Nelson.*)

Council President opens the floor & called for nominations:

Nominations:

- 1) Councilmember Heath nominates Zach Nelson

Hearing no other nominations, Council President called for nominations to be closed:

A motion by Councilmember Perryman, second by Councilmember Heath to close nominations was carried by the following roll call vote:

Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

Council President closes the floor & called for the vote on nominations:

- 1) Those in favor of Zach Nelson; Roll call vote (Yeas) Perryman, Nix, Brewer, Heath, Fowler. Those opposed: Roll call vote (Nays) None.

A motion by Councilmember Perryman second by Councilmember Brewer to appoint Zach Nelson to the Parks and Recreation Board for the five year term expiring October 2028 was carried by the following roll call vote:

Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

25. Action that is necessary to appoint a Parks and Recreation Board member to the five year term expiring October 2028. (*Term expiring for Blaine Green. Four applicants applied: Blaine Green, Lucretia Holley, Stephen Lewis, and Zach Nelson.*)

Council President opens the floor & called for nominations:

Nominations:

- 1) Councilmember Nix nominates Blaine Green.

Hearing no other nominations, Council President called for nominations to be closed:

*A motion by Councilmember Perryman second by Councilmember Brewer to close nominations was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

Council President closes the floor & called for the vote on nominations:

- 1) Those in favor of Blaine Green; Roll call vote (Yeas) Perryman, Nix, Brewer, Heath, Fowler. Those opposed: Roll call vote (Nays) None.

A motion by Councilmember Perryman second by Councilmember Brewer to appoint Blaine Green to the Parks and Recreation Board for the five year term expiring October 2028 was carried by the following roll call vote:

Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.

26. Action that is necessary to approve FY23 Accounts Payable invoices in the amount of \$95,654.47.

*A motion by Councilmember Brewer, second by Councilmember Heath to approve FY23 Accounts Payable invoices in the amount of \$95,654.47 was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

27. Action that is necessary to approve October Accounts Payable invoices in the amount of \$10,694.85.

*A motion by Councilmember Brewer, second by Councilmember Nix to approve October Accounts Payable invoices in the amount of \$10,694.85 was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

28. Time for anyone to address the City Council – no action to be taken at this meeting: (Please come to the microphone and state your name and address for record prior to addressing the council.)

29. Having no further business to discuss:

*A motion by Councilmember Brewer, second by Councilmember Heath to adjourn was carried by the following roll call vote:
Yeas Fowler, Brewer, Heath, Nix, Perryman; Nays None.*

Time of adjournment: 6:19 p.m.

APPROVED BY COUNCIL November 7th, 2023



Ashton Fowler, President of City Council

CERTIFICATION

I, ALEXANDRA LAMBERT, 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 City Council held September 19th, 2023.



Alexandra Lambert, City Clerk-Treasurer
City of Sylacauga