

## MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SYLACAUGA HELD OCTOBER 20, 2020

1. Council President, Lee Perryman, called the meeting to order at 6:07 p.m.
2. Roll Call: Council Members Present: Ashton Fowler, Tiffany Nix, Dallas Davenport, and Lee Perryman. Absent: Donnie Blackmon. Mayor James Heigl and City Clerk/Treasurer Patricia Carden were also present.
3. Bryan Taunton, Pastor at ChristPoint Community Church, provided an invocation.
4. Council President Perryman led the group in the Pledge of Allegiance to the Flag.
5. Mayor James Heigl proclaimed October 19-23, 2020 as Chamber of Commerce Week in the City of Sylacauga. Chamber of Commerce Executive Director, Laura Strickland, accepted the proclamation on behalf of the Chamber. Mrs. Strickland also announced that Sylacauga has been awarded designation as a Pinhoti "Trail Town" in response to the earlier application that was approved by Council. Mrs. Strickland introduced Nathan and Kimm Wright, owners of the Pinhoti Outdoor Center, who were instrumental in securing the designation. The Wrights talked briefly about the Pinhoti and the visitors who come through the area enjoying the trail, as well as the economic impact such activity has on Sylacauga. Howard Warren, President of the Alabama Pinhoti Trail Association, presented the "Trail Town" designation to the Wrights. Mr. Warren explained the purpose of the Trail Association and the importance of the City's designation as a Trail Town in terms of tourism and economics.
6. Adopt Agenda:  
*A motion by Councilwoman Nix, second by Councilman Fowler to adopt the agenda was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: None.*
7. Approve minutes of the rescheduled regular city council meeting held October 8, 2020:  
*A motion by Councilwoman Nix, second by Councilman Fowler to approve minutes as written was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: None.*
8. Approve minutes of the special election canvassing meeting held at noon on October 13, 2020:  
*A motion by Councilwoman Nix, second by Councilman Fowler to approve minutes as written was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: None.*

**OLD BUSINESS: None.**

### **NEW BUSINESS:**

9. Public hearing to consider approval of petition from Justin Browning to close a portion of Herd Avenue in the Fairmont Subdivision; Street closure has been recommended by the Planning Commission--*Public hearing date set 9-01-2020; Resolution 60-2020:*

*Council President opened the Public Hearing and called for any comments. No one spoke in favor of or in opposition to the proposed action under consideration by Council. Hearing no comments or questions, Council President closed the Public Hearing and called for action from the Council regarding the proposed agreement.*

**Resolution #74-2020** was introduced by Councilwoman Nix; Dispensed with reading of the resolution.

*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, Davenport; Nays: None.*

**Upon unanimous consent by Council to give the resolution immediate consideration:**

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 74-2020 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: None.

10. Action that is necessary to approve resolution authorizing rejection of all bids received on 10/09/2020, for the Streetscape Improvements along SR-21 Project (TAPAA-TA18(914) and the Streetscape and ADA Improvements to the Parking Areas between Norton Avenue & SR-21 Project (TAPAA-TA19(914), and authorizing Engineering Design Technologies, Inc. (EDT) to re-bid the projects:

**Resolution #75-2020** was introduced by Councilman Fowler; Dispensed with reading of the resolution.

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, Davenport; Nays: None.

**Upon unanimous consent by Council to give the resolution immediate consideration:**

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 75-2020 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: None.

11. Action that is necessary to accept the recommendation of the Parks & Recreation Board to award the base bid contract for construction of the Pinecrest Park Veteran's Memorial Project at the Base Bid amount of \$163,083.00 to Clements Dean Building Co., as the lowest responsive and responsible bidder—*Bids opened 10/14/2020*:

**Resolution #76-2020** was introduced by Councilwoman Nix; Dispensed with reading of the resolution.

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, Davenport; Nays: None.

**Upon unanimous consent by Council to give the resolution immediate consideration:**

A motion by Councilman Fowler, second by Councilwoman Nix to approve Resolution 76-2020 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: None.

12. Action that is necessary to accept the recommendation of Street Supt. Reed Calfee to award the two-year base bid contract for the provision of various landscaping/horticultural services for the maintenance and improvements to city-owned green spaces and planters at the Base Bid amount of \$21,996.00, plus an hourly per man cost of \$24.00 for any additional work, to Simcut Lawn Care, LLC, as the lowest responsive and responsible bidder—*Bids opened 10/14/2020; contract to become effective 11/01/2020*:

**Resolution #77-2020** was introduced by Councilwoman Nix; Dispensed with reading of the resolution.

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, Davenport; Nays: None.

**Upon unanimous consent by Council to give the resolution immediate consideration:**

A motion by Councilwoman Nix, second by Councilman Fowler to approve Resolution 77-2020 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: None.

13. Action that is necessary to approve resolution authorizing an agreement in the amount of \$46,000.00 with Engineering, Environmental & Forestry Services Co. (EEFS) for the provision of engineering services for the project to widen and resurface James Payton Blvd:

**Resolution #78-2020** was introduced by Councilman Fowler; Dispensed with reading of the resolution.

*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, Davenport; Nays: None.*

**Upon unanimous consent by Council to give the resolution immediate consideration:**

*A motion by Councilman Fowler, second by Councilwoman Nix to approve Resolution 78-2020 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: None.*

14. Action that is necessary to approve application for 020 Restaurant Retail Liquor License from Hui Zheng, owner of Tokyo Japanese Restaurant, Inc., DBA Tokyo Sushi Hibachi and Asian (restaurant) for the business located at 41208 US Hwy 280, Sylacauga—Police report complete; Council can waive waiting period:

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

15. Action that is necessary to approve registration fees in the amount of \$636.00 each for CAPZO Certification for Jayne McGee, Kassey Epperson, one (1) new Planning Commission member, and registration fees in the amount of \$469.00 for Phillip Morris—CAPZO Certification training to be conducted at City Hall via ZOOM on October 28 & 29, 2020:

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

16. Action that is necessary to approve registration fees in the amount of \$199.00 each for CAPZO Re-certification for Doug Kemp, Mike Whetstone, Shannon Plexico, Nancy McKay, Lucille Anderson, Lawrence McGhee, James Heigl, Jon Hall, Amelia Wilson, Vinton Crawford, Kim Morris, and Carla Holladay—CAPZO Re-certification training to be conducted at City Hall via ZOOM on October 29, 2020:

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

17. Action that is necessary to authorize payment of underpayments totaling \$1,224.63 and forgiveness of overpayments totaling \$142.68 for affected FD employees resulting from errors in regular and OT hours made on various payrolls during FY2020 and through the work period ending 10/02/2020 in FY2021, which were discovered during reconciliation of FD comp and Kelly time payout prior to annual step raises authorized 9/30/2020--Approval authorizes payment of underpayments to ten (10) employees and forgiveness of overpayments to five (5) employees:

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

18. Action that is necessary to approve travel/expenses for Police Officers Keith Thomas, Angela Tate, Kyle Smith, Chris Wykoff, William Taylor, and Matt Cook to attend the Intoximeters Intox DMT New Operator Course to be held at Ft. McClellan (Jacksonville), October 21, 2020—No registration fee; Additional costs for fuel/use of departmental vehicles and meals will be incurred (employees will carpool)—Estimated cost of travel/training is \$35.00 each:

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

**19.** Action that is necessary to approve Memorandum of Understanding (MOU) between the City of Sylacauga and the Sylacauga City Schools Board (BOE) for the provision of two (2) School Resource Officers (SRO) at a total cost of \$88,638.30, with the BOE reimbursing the City for one-half said total cost, and authorizing Mayor James Heigl to execute the MOU:

*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, Davenport; Nays: None.*

**20.** Action that is necessary to authorize payments totaling \$404,791.57 for payrolls for September, 2020:

*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, Davenport; Nays: None.*

**21.** Action that is necessary to authorize payments totaling \$87,555.96 for additional FY2020 accounts payable invoices received after year-end:

*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, Davenport; Nays: None.*

**22.** Action that is necessary to authorize payments totaling \$136,920.75 for accounts payable invoices received to date FY2021:

*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, Davenport; Nays: None.*

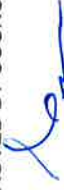
**23.** Council President asked anyone wishing to address Council to come to the microphone & state name and address for record prior to addressing Council—*No one addressed the Council at this meeting.*

**24.** Having no further business to discuss,

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

*(Time of adjournment 6:31 p.m.)*

APPROVED BY COUNCIL NOVEMBER 17, 2020:



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 20, 2020.

  
Patricia G. Carden, City Clerk-Treasurer