

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY
OF SYLACAUGA HELD NOVEMBER 20, 2018**

1. Meeting was called to order at 6:00 p.m. by Council President, Lee Perryman.
2. Roll Call: Council Members Present: Ashton Fowler, Donnie Blackmon, Lee Perryman, and Dallas Davenport; Absent: Tiffany Nix. Mayor James Heigl and City Clerk-Treasurer Patricia Carden were also present.
3. Invocation was given by Rev. Charles Sims, First Presbyterian Church.
4. Pledge of Allegiance to the Flag was led by Council President
5. Mayor James Heigl wished everyone a happy Thanksgiving on behalf of the City of Sylacauga. He reminded everyone of the community Thanksgiving dinner and announced that volunteers would be needed for carving turkeys at the J Craig Rec Center and also for serving lunch to those less fortunate in the community at the Reaching the World Bible Church on Thanksgiving Day. Mayor Heigl invited Michael Rice (EEFS) as the City's engineering representative on the ongoing paving project, to provide an update on the paving project. Mr. Rice reported that Merkel and Cannon, two of the six additional streets added to the project, were paved on Saturday, but Coaling Road, which is the last of the original project streets, has not yet been paved. The contractor still has about six or seven days of paving left, and will begin putting down permanent markings about two weeks after final paving is done. If they're not complete upon exhaustion of any weather/rain days, the liquidated damages provision will be applied after December 10th.
6. Adopt Agenda:
A motion by Councilman Fowler, second by Councilman Blackmon to adopt the agenda was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.
7. Approve minutes of the regular city council meeting held November 6, 2018:
A motion by Councilman Blackmon, second by Councilman Davenport to approve minutes as written was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

OLD BUSINESS: None.

NEW BUSINESS:

8. Action that is necessary to adopt ordinance replacing the existing City of Sylacauga Business License Ordinance:

Ordinance 2206-18 was introduced by Councilman Fowler; Read by City Clerk.

A motion by Councilman Fowler, second by Councilman Blackmon to suspend the rules and give immediate consideration was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

Upon unanimous consent by Council to give ordinance immediate consideration:
A motion by Councilman Blackmon, second by Councilman Davenport to adopt Ordinance 2206-18 was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.
9. Action that is necessary to accept the recommendation of Interim Director of Code Enforcement Mike Whetstone to approve resolution authorizing Change Order #3 in the amount of \$10,000.00 from Standard Roofing of Montgomery, Inc., for the addition of 1,000 square feet of roofing repairs to Alternate #3-Repairs to portion of roof at former Food World building of the Miscellaneous Roofing and HVAC for the City of Sylacauga Project (Lathan Associates Architects, P.C. Job #18-08. Bid opened 5/17/2018; Contract awarded through

Resolution 46-2018, 6/05/2018), thereby increasing the Alternate #3 contract repair to 3,000 square feet—*Increase to be covered by Allowances #2 & #3 set aside for that portion of the Miscellaneous Roofing and HVAC for the City of Sylacauga Project:*

Resolution #93-2018 was introduced by Councilman Blackmon; Read by City Clerk.

A motion by Councilman Fowler, second by Councilman Davenport to suspend the rules and give immediate consideration was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

Upon unanimous consent by Council to give resolution immediate consideration:

A motion by Councilman Fowler, second by Councilman Blackmon to approve Resolution 93-2018 was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

10. Action that is necessary to approve resolution amending Resolution 91-2018, approved 11/06/2018, by correcting the part-time rate of pay established for the permanent P/T Animal Shelter Laborers from \$10.75 per hour to \$10.26 per hour; Correction to be applied retroactively to the pay period ending 11/09/2018, with the necessary adjustments applied to the pay period ending 11/23/2018:

Resolution #94-2018 was introduced by Councilman Blackmon; Read by City Clerk.

A motion by Councilman Fowler, second by Councilman Davenport to suspend the rules and give immediate consideration was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

Upon unanimous consent by Council to give resolution immediate consideration:

A motion by Councilman Blackmon, second by Councilman Fowler to approve Resolution 94-2018 was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

11. Action that is necessary to accept recommendation of HR Specialist Jayne McGee to approve resolution authorizing an annual safety meeting for city employees to be held during the month of December, beginning with December, 2018, and annually thereafter:

Resolution #95-2018 was introduced by Councilman Blackmon; Read by City Clerk.

A motion by Councilman Fowler, second by Councilman Davenport to suspend the rules and give immediate consideration was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

Upon unanimous consent by Council to give resolution immediate consideration:

A motion by Councilman Blackmon, second by Councilman Fowler to approve Resolution 95-2018 was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

12. Action that is necessary to accept recommendation from Councilman Dallas Davenport, HR Specialist Jayne McGee, and Police Chief Kelley Johnson to approve resolution establishing a pay differential for certain Police Dept. employees assigned to working the night shift (B Watch), and approving the policy setting out the parameters thereof:

Resolution #96-2018 was introduced by Councilman Blackmon; Read by City Clerk.

A motion by Councilman Fowler, second by Councilman Davenport to suspend the rules and give immediate consideration was carried by the following roll call vote: Yeas: Fowler, 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 96-2018 was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

13. Action that is necessary to accept recommendation from the COS Planning Commission to accept the dedication from Hutton MCS Sylacauga, LLC, of MCS Boulevard for use as a city street, along with acceptance of the required maintenance bond to guarantee remediation of any deficiencies that may occur during the one-year period following acceptance of said dedication:

Resolution #97-2018 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, Perryman, Blackmon, Davenport; Nays: None.

Upon unanimous consent by Council to give resolution immediate consideration:

A motion by Councilman Fowler, second by Councilman Davenport to approve Resolution 97-2018 was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

14. Action that is necessary to approve application from the Hudson Company for refund of permit fees in the amount of \$2,648.00 (Permit #2018438, paid 6/06/2018)—*Refund requested due to delay in job; Applicant will reapply for permit in 2019:*

A motion by Councilman Fowler, second by Councilman Blackmon to approve refund of permit fees as requested was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

15. Action that is necessary to approve travel/expenses for Code Enforcement Administrative Secretary Shannon Plexico to attend the *Alabama City/County Management Association Certificate Program: Laws & Ethics for Public Management* segment of the Local Government Professional Management Certificate Program to be held in Prattville, December 13-14, 2018—*Registration fee is \$195.00; Additional costs for mileage and meals will be incurred--Estimated total cost of travel/training for Plexico is \$350.35:*

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, Perryman, Blackmon, Davenport; Nays: None.

16. Action that is necessary to approve travel/expenses for City Clerk's Administrative Assistant Kim Morris to attend the *Alabama City/County Management Association Certificate Program: Public Management & Community Development* segment of the Local Government Professional Management Certificate Program to be held in Prattville, February 7-8, 2019—*Registration fee is \$195.00; Additional costs for lodging, mileage, and meals will be incurred--Estimated total cost of travel/training for Morris is \$439.60:*

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

17. Action that is necessary to approve travel/expenses for City Clerk Patricia Carden to attend the *Alabama City/County Management Association Certificate Program: Public Management & Community Development* segment of the Local Government Professional Management Certificate Program to be held in Prattville, February 7-8, 2019—*Registration fee is \$195.00; Additional costs for lodging and meals will be incurred—Carden will be carpooling with Morris; Estimated total cost of travel/training for Carden is \$379.60:*
A motion by Councilman Fowler, second by Councilman Davenport to approve training/expenses as requested was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.
18. Action that is necessary to authorize payments totaling \$398,232.60 for payrolls for October, 2018:
A motion by Councilman Blackmon, second by Councilman Fowler to authorize payment of payrolls as reported was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.
19. Action that is necessary to authorize payments totaling \$49,626.62 for additional fiscal year-end accounts payable invoices received for September, 2018:
A motion by Councilman Fowler, second by Councilman Davenport to authorize payment of FY2018 accounts payable invoices as presented was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.
20. Action that is necessary to authorize payments totaling \$1,167,023.34 for balance of accounts payable invoices received for October, 2018:
A motion by Councilman Fowler, second by Councilman Blackmon to authorize payment of accounts payable invoices as presented was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.
21. Council President asked anyone wishing to address Council to come to the microphone & state name and address for record prior to addressing Council.
- 1) Fred Irving, Basement Circle—Addressed the Council concerning several issues that he believed needed to be considered. He specifically requested that the bushes be cut back on Basement Circle to keep cars from having to move out of their lane to keep the limbs from scratching the sides of the vehicles. Mr. Irving also pointed out that there are no restrooms in the park down the street from his residence, and while money is being spent on the downtown recreation center, the Verlie Collins Center is in serious need of attention also. Mr. Irving encouraged the council members to go look at these areas themselves, and requested that they get back with him concerning his recommendations.
 - 2) Fannie Twymon, 506 W. Coosa Street—Asked that Council have some work done in the area of W. Coosa Street; she has talked with Eddie Bentley and Shannon Plexico in the past concerning these issues. There is a house that was supposed to be torn down during the demolition project, but was removed at the property owner's request; they wanted to fix it up. However, the house is still in disrepair and the bushes and weeds are overgrown to the point that the house is barely visible. Ms. Twymon requested that no littering signs be placed in the area, and added that the road needs a lot of work, and requested that the bushes along Darby Avenue be trimmed back out of the road. Ms. Twymon invited the council members to come look at the areas she was talking about and offered to ride with them to show them her specific concerns. Ms. Twymon also added that visibility at the stop sign on S. Highland is not very good because the stop sign is too far back from the intersection, and requested that someone look into it.

- 3) Joe Hogan, Dogwood Circle resident & AT&T Representative— Addressed the Council about the availability of a new service from AT&T for first responders, which has been developed in partnership with the federal government and which will provide emergency communications during an emergency/disaster situation whenever other conventional means might be down or unavailable. Mr. Hogan has been talking with the Police and Fire Chiefs about the services, and requested that the Council President allow him to come to a work session to discuss the program in more detail. Council President Perryman advised him to let us know whenever he has a proposal ready, and he will be added to the work session agenda.

- 22.** Having no further business to discuss,
A motion by Councilman Blackmon, second by Councilman Fowler to adjourn was carried by the following roll call vote: Yeas: Fowler, Perryman, Blackmon, Davenport; Nays: None.

(Time of adjournment 6:29 p.m.)

APPROVED BY COUNCIL DECEMBER 4, 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 November 20, 2018.

Patricia G. Carden, City Clerk-Treasurer