

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY  
OF SYLACAUGA HELD DECEMBER 7, 2016**

1. Council President Lee Perryman called meeting to order at 9:01 a.m.
2. Roll Call: Council Members Present: Ashton Fowler, Tiffany Nix, Donnie Blackmon, Lee Perryman, Dallas Davenport; Absent: None. Mayor James Heigl and City Clerk-Treasurer Patricia Carden were also present.
3. Invocation was given by Frank Bryant, Frank Bryant Ministries.
4. Pledge of Allegiance to the Flag was led by Council President.
5. Report from Mayor:
  - (1) Mayor Heigl spoke about the attack on Pearl Harbor seventy-five years ago; asked that those who served and died during that attack be remembered. He briefly recapped what Council has been doing over the twenty-one days since taking office. Mayor Heigl announced his appointment of Jonathan (Jon) Hall to the Planning Commission; Hall will complete the term vacated by Heigl taking office. Mayor Heigl also announced that the Civil Service Board has approved the posting of the Fire Chief's position vacated by Chief Jon Williams' retirement; posting will initially be restricted to in-house, but will move to outside applicants if there is no internal interest. Mayor Heigl commented on his commitment to maintaining a close relationship with the Dept. Heads by holding monthly staff meetings; has held two since taking office. Mayor Heigl concluded by thanking everyone for coming to the meeting.
  - (2) Council President Perryman announced that the application period for Board appointments will be reopened since there are still vacant positions and there has been a renewed interest since the Daily Home article about the various boards. Perryman further commented that while the application process will be reopened, the Council planned to begin interviewing the existing candidates on Tuesday and Wednesday of next week.
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 November 15, 2016:

*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:**

8. Application for Retail Beer (Off Premises Only) license and Retail Table Wine (Off Premises Only) license from Freds Stores of Tennessee, Inc. for Freds Store #2998, located at 212 West Ft. Williams in Sylacauga—**Second time; Action should be taken at this meeting:**

*A motion by Councilwoman Nix, second by Councilman Davenport to approve application for license as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Davenport; Nays: Blackmon.*

**NEW BUSINESS:**

9. Action necessary to adopt ordinance establishing rules of Procedure for the conduct of business of the City Council:

**Ordinance #2181-16** was introduced by Councilwoman Nix; Summarized by City Clerk.

*A motion by Councilman Fowler, second by Councilman Davenport to adopt Ordinance 2181-16 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

10. Action necessary to approve resolution consenting to the issuance by Noland Health Services, Inc. of up to \$60,000,000.00 in bonds for use at its facilities, including those located in Sylacauga (Sylacauga Health & Rehab and Spring Terrace)—*Approval by the Governing body is required due to non-profit status of Noland Health Services:*

**Resolution #56-2016** was introduced by Councilman Blackmon; Summarized by City Clerk.

*A motion by Councilman Davenport, second by Councilman Blackmon to approve Resolution 56-2016 was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

11. Action necessary to ratify BB&T as an existing depository of public funds and monies for the City of Sylacauga:

*A motion by Councilman Fowler, second by Councilwoman Nix to ratify BB&T as an authorized depository for City was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

12. Action necessary to approve request from Police Chief Kelley Johnson to authorize paying an Officer for 42 hours of vacation taken in advance from Tuesday, November 8, 2016 through Sunday, November 13, 2016:

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

13. Action necessary to approve request from Police Chief Kelley Johnson to authorize change of status for Officer Huel Love, III from Pay Grade PS-1; Step 1 to Pay Grade PS-1; Step 3 due to successful completion of the Police Academy and holding a Juris Doctorate Degree:

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

14. Action necessary to approve request from Sylacauga City Board of Education for withdrawal in the amount of \$838,750.00 from the 18.5 Ad Valorem Tax Fund for capital improvements to the baseball, softball, and soccer facilities:

*A motion by Councilman Fowler, second by Councilman Blackmon to authorize transfer of 18.5 M funds as requested was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

15. Action necessary to accept recommendation from City Attorney Edwin Livingston to authorize settlement of insurance claim against A-1 Tree Service for damages at Marble City Cemetery—*Settlement offer of \$6,000.00; actual cost of repairs was \$7,000.00:*

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

16. Action necessary to approve travel/expenses for Mayor, City Council, and City Clerk to attend the *Municipal Leadership Institute* to be held in Montgomery, December 8--Registration fee is \$125.00 per elected official; Additional cost for mileage may be incurred:  
*A motion by Councilwoman Nix, second by Councilman Fowler to approve travel/expenses as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*
17. Action necessary to approve travel/expenses for City Clerk Patricia Carden, Accountant Yourlanda Burns, and Court Clerk Amber Johns to attend *Municipal Intercept Services User Training* to be held in Millbrook, December 13, 2016--.  
*No registration fee; Additional cost for mileage and lunch will be incurred:  
 A motion by Councilman Blackmon, second by Councilman Davenport to approve travel/expenses as stated was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*
18. Action necessary to authorize payments totaling \$89,018.18 for additional FY2016 accounts payable invoices received:  
*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.*
19. Action necessary to authorize payments totaling \$84,217.75 for accounts payable invoices received to date for November, 2016:  
*A motion by Councilman Blackmon, 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.*
20. 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 Council at this meeting.*
21. Having no further business to discuss,  
*A motion by Councilwoman Nix, second by Councilman Blackmon to adjourn was carried by the following roll call vote: Yeas: Fowler, Nix, Perryman, Blackmon, Davenport; Nays: None.*

*(Time of adjournment 9:17 a.m.)*

APPROVED BY COUNCIL DECEMBER 20, 2016:

  
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 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 the regular meeting of the Sylacauga City Council held December 7, 2016.

  
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 Patricia G. Carden, City Clerk-Treasurer