

The City Council of the City of Tuskegee met in regular session on Tuesday, May 10, 2016 at 6:00 P.M. in the L.M. Gregg Auditorium at the Municipal Complex located at 101 Fonville Street, Tuskegee, Alabama.

1. **CALL TO ORDER.** Mayor Johnny Ford.
2. **INVOCATION.** Rev. William C. Lennard.
3. **PLEDGE OF ALLEGIANCE.** Repeated in Unison.
4. **ROLL CALL.** Fartima B. Clark, City Clerk.

**PRESENT**

Mayor Johnny Ford  
Mayor Pro-Tempore Lawrence F. Haygood, Jr.  
Council Member Ala Whitehead  
Council Member Georgette White Moon  
Council Member Frank Christopher Lee, II

**Record reflects all members of the Council are present for this council meeting.**

5. **APPROVAL OF AGENDA.**

Motion was made by Council Member Moon to accept and approve the amended agenda adding the following: Ordinance changing franchise fee back to 3% and ready for action at the next council meeting (May 24, 2016). Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

6. **APPROVAL OF MINUTES.** April 26, 2016

Motion was made by Council Member Whitehead to accept and approve the minutes as circulated with any necessary changes and corrections. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

7. **CITIZEN'S COMMUNICATIONS:**

1. Dr. Elaine C. Harrington RE: Thanks to City for supporting the 13<sup>th</sup> Annual Carver Festival
2. Rev. William C. Lennard RE: Thanks to the City of Tuskegee for supporting the Carver Festival
3. Letitia Strickland RE: Parks & Recreation
4. Jacqueline Carlisle (Donna Bradford) RE: DAV Chapter 14 event to be held May 12<sup>th</sup>

8. **MAYOR'S COMMUNICATIONS.** Mayor Johnny Ford

- A. City Council Work Session.
- B. Announcements.

9. **SGA /OTHER AGENCIES, ETC. COMMUNICATIONS.** NONE

10. **CITY MANAGER'S COMMUNICATIONS.** James W. Harper, City Manager.

- A. Council Update / Concerns.
- B. Street Maintenance Report.
- C. Financial Report. (Council's Report – list of checks)

Motion was made by Mayor Ford for Council to start the city council work session at 5:00 PM on Tuesday, May 24, 2016. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

D. MOU-NRPA Summer Grant: Parks & Recreation

Motion was made by Council Member Lee to accept and approve the Memorandum Of Understanding with the National Recreation and Park Association and the City of Tuskegee regarding the \$10,000 grant award supporting the out-of-school programs. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- E. Update: Downtown Condemnation Plan
- F. Planning Commission's Recommendation: (Set Hearings)

- Rezone property at 2113 Washington Avenue, Tuskegee, Alabama from R2 to R3

Motion was made by Mayor Pro-Tempore Haygood to accept and approve the planning commission's recommendation to rezone 2113 Washington Avenue, Tuskegee, Alabama from R-2 to R-3 and setting the public hearing for Tuesday, June 14, 2016 at 6:15 PM. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- Rezone 21-acre property at Mizell & Notasulga Hwy. from A-O to M-1

Motion was made by Council Member Lee to accept and approve the planning commission's recommendation to rezone 21-acre parcel of land located at Mizell and Notasulga Highway from A-O to M-1 and setting the public hearing for Tuesday, June 14, 2016 at 6:30 PM. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

G. Announcements:

- 2016 ALM Convention, May 14<sup>th</sup> - May 17<sup>th</sup> Huntsville, AL
- Voter I.D.'s can be done on May 18, 2016 at the Municipal Complex from 10:00AM-12:00 Noon
- Annual Fly-In will be held on Friday, May 20<sup>th</sup> & Saturday, May 21, 2016 at Moton Field, Tuskegee, AL
- National Forest Free Fishing Derby, Saturday, June 11, 2016

11. **ORDINANCES.**

12. **RESOLUTIONS:**

- A. Resolution No. 2016-38. Resolution approving the new terminal building at Moton Field.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-38 as stated authorizing the City Manager to approve the new terminal building at Moton Field. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**CITY OF TUSKEGEE  
RESOLUTION NO. 2016-38**

**WHEREAS**, the City of Tuskegee is authorized to make an application in the amount of twenty nine thousand, two hundred ninety two dollars (\$29,292) for airport improvement funding assistance from the State of Alabama

Department of Transportation, for the purpose of undertaking a project to make improvements at the Tuskegee Municipal Airport (Moton Field).

**WHEREAS**, the project requires hiring a Design Engineer and Management/Utility Engineer and

**WHEREAS**, the authority of the City of Tuskegee to enter into contracts pending the approved documents as attached with the State of Alabama Department of Transportation Aeronautics Division and,

**WHEREAS**, the final document are to be reviewed by the City of Tuskegee’s attorney, and in his/her opinion, allow the City Manager to execute said contracts.

**NOW THEREFORE RESOLVED**

1. The City of Tuskegee shall enter into an agreement with Vast Solutions in the amount for \$38,685.00 to Design the Terminal Building at Moton Field Municipal Airport
2. The City of Tuskegee shall also enter into an agreement with Barge, Waggoner, Sumner and Cannon, Inc. in the amount for \$8,459.00 to oversee the project and Administer all application documents for the construction of the Terminal Building at Moton Field Municipal Airport
3. The City Manager is hereby authorized and directed to execute all required application documents on behalf of the City of Tuskegee; and is authorized to take other necessary action (s) as may be required to implement the project with all due speed in the event of funding approval.

**BE IT FURTHER RESOLVED**, that the above and foregoing is a true and correct

**ADOPTED AND APPROVED** by the City Council of the City of Tuskegee, Alabama, this the 10<sup>th</sup> day of May, 2016.

CITY OF TUSKEGEE, ALABAMA

ATTEST:

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Johnny Ford, Mayor

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James W. Harper, City Manager

B. Resolution No. 2016-44. MOU-NRPA Summer Grant.

Motion was made by Council Member Lee to accept and approve resolution number 2016-44 as stated approving the MOU for the Summer Grant for Parks & Recreation Dept. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2016-44**

**A Resolution accepting the \$10,000.00 grant award from the National Recreation and Park Association (NRPA) in partnership with the Walmart Foundation to support the Out-of-School Programs**

**WHEREAS**, the City of Tuskegee’s Parks and Recreation Department applied for an Out-of-School Time Program grant from the National Recreation and Park Association (NRPA) in partnership with the Walmart Foundation, and

**WHEREAS**, the National Recreation and Park Association (NRPA) in partnership with the Walmart Foundation awarded a \$10,000.00 grant to the City of Tuskegee’s Parks and Recreation Department to continue to support Out-of-School Time Programs by ensuring that as many children as possible receive nutritious meals and healthy enrichment activity during out-of-school time programs, and

**WHEREAS**, by this Resolution, the City Council expresses its desire to accept the grant funds and to comply with all of the conditions for funding.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City Tuskegee, Alabama:

1. That the City of Tuskegee accepts the grant award in the amount of \$10,000.00 from the National Recreation and Park Association (NRPA) in partnership with the Walmart Foundation to continue the supportive and nutrition services for the City of Tuskegee’s Out-of-School Time Programs.
2. That the grant funds received will be used for the period of April 4, 2016 to March 1, 2017 to ensure that as many children as possible receive nutritious meals and healthy enrichment activity during the Out-of-School Time Programs.
3. That the City of Tuskegee will comply with all of the conditions set forth for the funding of this grant.

**ADOPTED AND APPROVED** by the City Council of the City of Tuskegee, Alabama this the 10<sup>th</sup> day of May, 2016.

CITY OF TUSKEGEE, ALABAMA

ATTEST:

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Johnny Ford, Mayor

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James W. Harper, City Manager

- C. Resolution No. 2016-45. Pedestrian Improvements at Bibb Street from Hwy. 80 to West Montgomery Road (TAP Grant)

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-45 as stated. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO.2016-45**

**WHEREAS**, the City of Tuskegee enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a Transportation Alternatives Project with partial funding be the Federal Highway Administration, which agreement is before this Council;, and

**WHEREAS**, the agreement be executed in the name of the City, for and on behalf of the City by its Mayor, and

**WHEREAS**, it be attested by the Clerk and the seal of the City of Tuskegee be affixed thereto

**NOW THEREFORE, BE IT RESOLVED**, by the City Council of the City of Tuskegee, as follows:

1. That upon the completion of the execution of the agreement by all parties that a copy of such agreement be kept on file by the City Council.

**ADOPTED AND APPROVED** by the City Council of the City of Tuskegee, Alabama, this 10<sup>th</sup> day of May 2016.

CITY OF TUSKEGEE, ALABAMA

ATTEST:

\_\_\_\_\_  
Johnny Ford, Mayor

I the undersigned qualified and acting City Clerk of the City of Tuskegee, Alabama do hereby certify that the above and forgoing is a true copy of a resolution lawfully passed and adopted by the City Council. A copy of said resolution is on file in the Clerk's office

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Tuskegee.

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Fartima B. Clark, City Clerk

D. Resolution No. 2016-46. Celebrating & Remembering the Life of Ms. Vivian Willis, deceased. Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-46 as stated. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

E. Resolution No. 2016-47. Celebrating & Remembering the Life of Annie Boswell, deceased. Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-47 as stated. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

F. Resolution No. 2016-48. Celebrating & Remembering the Life of Rev. Dr. Elbert Green. Motion was made by Council Member Whitehead to accept and approve resolution number 2016-48 as stated celebrating & remembering the life of Rev. Dr. Elbert Green. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

G. Resolution No. 2016-49. Celebrating & Remembering the Life of Thomas Stewart, deceased. Motion was made by Council Member Moon to accept and approve resolution number 2016-49 as stated. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

### **RESOLUTION 2016-49**

#### **Celebrating & Remembering the Life of Thomas J. Stewart**

**WHEREAS**, of all beautiful things in life, the most beautiful, is character, and he who possesses a beautiful character is worthy of notice. A beautiful life is the fruit of a beautiful character. He, of whom we speak, is Thomas J. Stewart; and with a lasting gratitude for his exemplary life, his tireless and unselfish labor among us; the good he did the inspiration we imbibed; we dedicate this hour; and

**NOW, THEREFORE BE IT PROCLAIMED** by me as the Mayor of the City of Tuskegee and on behalf of the City Council of the City of Tuskegee as follows: (1) that the above recitals are true and correct; (2) that we mourn the death of Thomas J. Stewart and express sympathy to his wife, Leola, his sons, Thomas and J. Keith; his sister, Jeanette (Robert) Arnold, two brothers, Stewart and Harold, his grandchildren, Jessica and Thomas, his extended family and many friends; and

**BE IT FURTHER PROCLAIMED**, that the City Clerk is hereby authorized and directed to spread this Proclamation and transmit a duly authenticated copy to the family of Thomas J. Stewart.

In witness I have hereunto set my hands and caused this seal to be affixed.



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Johnny Ford, Mayor

H. Resolution No. 2016-50. Celebrating & Remembering the Life of Mattie Grant, deceased.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-50 as stated. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

I. Resolution No. 2016-51. Celebrating & Remembering the Life of Lorraine Overton, deceased.

Motion was made by Council Member Lee to accept and approve resolution number 2016-51 as stated. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2016-51**

Celebrating & Remembering the Life of Lorraine Overton

**WHEREAS**, of all beautiful things in life, the most beautiful, is character, and he who possesses a beautiful character is worthy of notice. A beautiful life is the fruit of a beautiful character. She, of whom we speak is Lorraine Overton; and

**WHEREAS**, with a lasting gratitude for her exemplary life, her tireless and unselfish labor among us; the good she did, the things she taught and the inspiration we imbibed; we dedicate this hour;

**WHEREAS**, as Mayor and on behalf of the City Council of the City of Tuskegee, we recognize a life well lived; and

**NOW, THEREFORE BE IT PROCLAIMED** by me as the Mayor of the City of Tuskegee and the City Council of the City of Tuskegee as follows: (1) that the above recitals are true and correct; (2) that we mourn the death of Lorraine Overton and express sympathy to her survivors; and

**BE IT FURTHER PROCLAIMED**, that the City Clerk is hereby authorized and directed to spread this Resolution and transmit a duly authenticated copy to the family of Lorraine Overton.

In witness I have hereunto set my hands and caused this seal to be affixed this the 10<sup>th</sup> day of May, 2016.

**CITY OF TUSKEGEE, ALABAMA**



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Johnny Ford, Mayor

J. Resolution No. 2016-52. Celebrating & Remembering the Life of Wendy Felton, deceased.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-52 as stated. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2016-52**

Celebrating & Remembering the Life of Wendy Consuela Felton Wright

**WHEREAS**, of all beautiful things in life, the most beautiful, is character, and they who possess a beautiful character are worthy of notice. A beautiful life is the fruit of a beautiful character. She, of whom we speak, is Wendy Consuela Felton Wright; and with a lasting gratitude for her exemplary life, her tireless and unselfish labor as a social worker with Lee County, for her years among us; the good she did, the inspiration we imbibed; we dedicate this hour; and

**NOW, THEREFORE BE IT PROCLAIMED** by me as the Mayor of the City of Tuskegee and on behalf of the City Council of the City of Tuskegee as follows: (1) that the above recitals are true and correct; (2) that we mourn the death of Wendy Wright, a product of the Macon County Schools. She attended Tuskegee Institute and graduated from Paul Quinn College in Waco, Texas. We express sympathy to her parents, Rufus and Arcola Felton, her sister-in-law, Linda, two nieces, Jasmin and Jessica; six aunts, Vetrola Nelms, Ruby Talbert, Sarah Bivins,

Dorothy Felton, Hattie Rowell and Patricia Felton, one great-aunt, Marie Cason, one uncle, Napoleon Jones, her god-mother Mary Frances Baker, her extended family and many friends; and

**BE IT FURTHER PROCLAIMED**, that the City Clerk is hereby authorized and directed to spread this Proclamation and transmit a duly authenticated copy to the family of Wendy Consuela Felton Wright.

In witness I have hereunto set my hands and caused this seal to be affixed.



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Johnny Ford, Mayor

K. Resolution No. 2016-53. Celebrating & Remembering the Life of Maree Toland, deceased.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-53 as stated. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2016-53**

Celebrating & Remembering the Life of Maree Toland

**WHEREAS**, of all beautiful things in life, the most beautiful, is character, and he who possesses a beautiful character is worthy of notice. A beautiful life is the fruit of a beautiful character. She, of whom we speak is Maree Toland; and

**WHEREAS**, with a lasting gratitude for her exemplary life, her tireless and unselfish labor among us; the good she did, the things she taught and the inspiration we imbibed; we dedicate this hour;

**WHEREAS**, as Mayor and on behalf of the City Council of the City of Tuskegee, we recognize a life well lived; and

**NOW, THEREFORE BE IT PROCLAIMED** by me as the Mayor of the City of Tuskegee and the City Council of the City of Tuskegee as follows: (1) that the above recitals are true and correct; (2) that we mourn the death of Maree Toland and express sympathy to her survivors; and

**BE IT FURTHER PROCLAIMED**, that the City Clerk is hereby authorized and directed to spread this Resolution and transmit a duly authenticated copy to the family of Maree Toland.

In witness I have hereunto set my hands and caused this seal to be affixed this the 10<sup>th</sup> day of May, 2016.

**CITY OF TUSKEGEE, ALABAMA**



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Johnny Ford, Mayor

L. Resolution No. 2016-54. Celebrating & Remembering the Life of David Sampson, deceased.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-54 as stated. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2016-54**

Celebrating & Remembering the Life of David Sampson

**WHEREAS**, of all beautiful things in life, the most beautiful, is character, and he who possesses a beautiful character is worthy of notice. A beautiful life is the fruit of a beautiful character. He, of whom we speak is David Sampson; and

**WHEREAS**, with a lasting gratitude for his exemplary life, his tireless and unselfish labor among us; the good he did, the things he taught and the inspiration we imbibed; we dedicate this hour;

**WHEREAS**, as Mayor and on behalf of the City Council of the City of Tuskegee, we recognize a life well lived; and

**NOW, THEREFORE BE IT PROCLAIMED** by me as the Mayor of the City of Tuskegee and the City Council of the City of Tuskegee as follows: (1) that the above recitals are true and correct; (2) that we mourn the death of David Sampson and express sympathy to his survivors; and

**BE IT FURTHER PROCLAIMED**, that the City Clerk is hereby authorized and directed to spread this Resolution and transmit a duly authenticated copy to the family of David Sampson.

In witness I have hereunto set my hands and caused this seal to be affixed this the 10<sup>th</sup> day of May, 2016.

**CITY OF TUSKEGEE, ALABAMA**



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Johnny Ford, Mayor

M. Resolution No. 2016-55. Celebrating & Remembering the Life of Timothy Sinclair, deceased. Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-455as stated. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2016-55**

Celebrating & Remembering the Life of Timothy Sinclair

**WHEREAS**, of all beautiful things in life, the most beautiful, is character, and he who possesses a beautiful character is worthy of notice. A beautiful life is the fruit of a beautiful character. He, of whom we speak is Timothy Sinclair; and

**WHEREAS**, with a lasting gratitude for his exemplary life, his tireless and unselfish labor among us; the good he did, the things he taught and the inspiration we imbibed; we dedicate this hour;

**WHEREAS**, as Mayor and on behalf of the City Council of the City of Tuskegee, we recognize a life well lived; and

**NOW, THEREFORE BE IT PROCLAIMED** by me as the Mayor of the City of Tuskegee and the City Council of the City of Tuskegee as follows: (1) that the above recitals are true and correct; (2) that we mourn the death of Timothy Sinclair and express sympathy to his wife, Bettina Sinclair, his sons: Timothy, Jr. & Tyree, his extended family and many friends; and

**BE IT FURTHER PROCLAIMED**, that the City Manager/City Clerk is hereby authorized and directed to spread this Proclamation and transmit a duly authenticated copy to the family of Timothy Sinclair.

In witness I have hereunto set my hands and caused this seal to be affixed this 10<sup>th</sup> day of May, 2016.

**CITY OF TUSKEGEE, ALABAMA**



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Johnny Ford, Mayor

N. Resolution No. 2016-56. Commendations to the Carver Festival Committee for the 13<sup>th</sup> Annual Carver Festival (held April 30<sup>th</sup> )

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-56 as stated. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

O. Resolution No. 2016-57. Commendations to Henry Bell and other committee members for the Stop the Violence Event held on Saturday, May 14, 2016.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-57 as stated. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

P. Resolution No. 2016-58. Commendations to the Parents of the Parks & Recreation Cheerleaders for efforts with the Parks & Recreation Activities.

Motion was made by Council Member Lee to accept and approve resolution number 2016-58 as stated with commendations to the Parks & Recreation Parents for assisting with all of the activities. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

13. **CITY ATTORNEY'S REPORT.**

Attorney Gray stated that if Council remembers, about two weeks ago he was in court on the Cox vs. COT/UBT Case; Judge Martin gave both parties time in which each party was to submit briefs on two issues. Both parties have complied and sent in their submissions to his honor and are simply waiting on the Judge now to either make a decision or have further hearings. Secondly, Atty. Gray stated that he continually works on the various discovery with respect to the litigated cases. He also stated that there is a docket call that is set for later on this month, which simply means that whatever cases that there are pending or that have not been resolved or tried will be on this docket; and parties will get ready for the August Term of Court. He stated that he sent the list of those cases to the City Manager earlier today. All of the cases are included in the confidential report given to the council once a month. Atty. Gray stated that he regularly consult and advised the City Manager with respect to the litigated and non-litigated matters of the City and advise the City Clerk and other Dept. Heads of the City.

14. **OTHER BUSINESS / EXECUTIVE SESSION.**

7:50 PM Motion was made by Mayor Pro-Tempore Haygood to enter Executive Session. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

8:23 PM Motion was made by Council Member Whitehead to end Executive Session. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

There being no further matters to come before the Council at this time, Council Member Moon moved to adjourn at 8:25 PM. Mayor Ford declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

ATTEST:

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Johnny Ford, Mayor

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Fartima B. Clark, City Clerk