

The City Council of the City of Tuskegee met in regular session on Tuesday, August 11, 2015 at 6:00 P.M. in the L.M. Gregg Auditorium at the Municipal Complex located at 101 Fonville Street.

1. **CALL TO ORDER.** *Mayor Johnny Ford.*
2. **INVOCATION.** Rev. William 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 Georgette White Moon
Council Member Ala Whitehead
Council Member Frank Christopher Lee, II

The record reflects all members of the Council were present.

5. **APPROVAL OF AGENDA.**

Motion was made by Mayor Pro-Tempore Haygood to accept and approve the amended agenda with the following additions: Resolutions for Alma Johnson, Chair of the ED Nixon Foundation, Earl Jones, former City of Tuskegee Fire Dept., Easter McBride, Ellen Richmond, Hobson City Founder's Day Celebration and MOU for Abbott Park for walking trail. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

6. **APPROVAL OF MINUTES.** *March 10, 2015*

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

7. **CITIZEN'S COMMUNICATIONS:**

1. Dr. Elaine Harrington
RE: Thanks to Mayor, City Council, Rev. Lennard regarding her Malcom X Family Reunion & Americas Journey for Justice March
2. Melvin Adams RE: Thanks to Interim City Manager & Council Member Whitehead for coming into his district to help him; and District I Community Meeting
3. Muja Shakir RE: Dialogue Group discussions on confederate monument in Commodore Square
4. William Moore & Angela Moore RE: Action for Rezoning property on Foy Street to place their manufactured home
5. Rev. Dr. Otis Head, Ministerial Council RE: Confederate Statue in Commodore Square
6. Richard Perry RE: Confederate Statue in Commodore Square
7. Michael Shepherd RE: Positiveness for the City of Tuskegee

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

- A. City Council Work Session.
- B. Condemnation of Commodore Square.
- C. Parks & Recreation: Participants of the AHSAA All-Star Football Game (Introductions: A. Drew)
- D. Exit 38: Cleanup
- E. Announcements:
 - Hobson City Founder's Day
 - Hobson City Bicycle Program

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

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

- ***6:30 PM Public Hearing regarding the Planning Commission's recommendation to Close Alexander Street (Ball Health Care)***

6:30 PM Motion was made by Mayor Pro-Tempore Haygood to start the public hearing on the Planning Commission's recommendation to close Alexander Street for the expansion of Ball Nursing Home Facility. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Citizens speaking in favor of the Planning Commission's recommendation to close Alexander Street:

- 1. Roland Vaughn

There were no citizens to speak against the Planning Commission's recommendation to close Alexander Street.

6:38 PM Motion was made by Mayor Pro-Tempore Haygood to close the public hearing on the Planning Commission's recommendation to close Alexander Street. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- ***6:40 PM Public Hearing regarding the Planning Commission's Recommendation on the Rezoning of Property at Exit 38, Tuskegee, Alabama.***

6:40 PM Motion was made by Mayor Pro-Tempore Haygood to start the public hearing on the Planning Commission's recommendation to rezone the property at Exit 38, Tuskegee, Alabama. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Citizens speaking in favor of the Planning Commission's recommendation to rezone the property at Exit 38, Tuskegee, Alabama:

- 1. Dr. Elaine Harrington certainly spoke for but wanted to know if there was a specific timeline.

There were no citizens to speak against the Planning Commission's recommendation to rezone the property at Exit 38, Tuskegee, Alabama.

6:42 PM Motion was made by Mayor Pro-Tempore Haygood to close the public hearing on the Planning Commission's recommendation to rezone the property at Exit 38, Tuskegee, Alabama. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- **6:50 PM Public Hearing on Tobacco Tax Ordinance No. 2011-3 (tobacco tax fee adjustments)**

6:50 PM Motion was made by Mayor Pro-Tempore Haygood to start the public hearing on Tobacco Tax Ordinance 2011-3 for tobacco tax fee adjustment. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Citizens speaking in favor of tobacco tax fee adjustment to the Tobacco Tax Ordinance:

1. Harold Washington

There were citizens to speak against the tobacco tax fee adjustment to the Tobacco Tax Ordinance

6:59 PM Motion was made by Mayor Pro-Tempore Haygood to close the public hearing on Tobacco Tax Ordinance 2011-3 for tobacco tax fee adjustment. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- A. Council Updates / Concerns.
- B. Street Maintenance Activities.
- C. Head Start Building Update.
- D. Financial Report:
 - Council's Report
 - 2% Sales Tax Usages.
- E. Closing of Alexander Street.

Motion was made by Mayor Pro-Tempore Haygood to accept the Planning Commission's recommendation to close Alexander Street pending the City Attorney prepare the Resolution. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- F. Rezoning of property at Exit 38, Tuskegee, Alabama.

Motion was made by Council Member Whitehead to accept the Planning Commission's recommendation to rezone the property at Exit 38, Tuskegee, Alabama (ordinance). Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- G. Tobacco Tax Ordinance No. 2011-3. (tobacco tax fee adjustments)

- H. Announcements:

- **2nd ANNUAL ALL MACON COUNTY JOB FAIR** September 2nd, Municipal Complex Auditorium, 101 Fonville St., 9:00 AM to 3:00 PM
- **JOB FAIR – CLOTHING DRIVE, DONATION BOX LOCATIONS:** City of Tuskegee, Municipal Complex Building (Lobby Area), City of Shorter Town Hall (Lobby Area), August 3rd – 21st, Clothing Request: All Business Casual Attire (Clean/Gently Used Clothing), 8:00 – 4:00 pm
- **BASIC TRAINING BOOT CAMP, HOW TO GET HIRED!** Saturday, August 29, 2015, Macon County Commission Chambers, North Main Street, Tuskegee, AL, Gently used Interview clothing will be provided. (first come, first served) 9 am – Noon

11. **ORDINANCES:**

A. Ordinance 2015-6. Planning Commission's Recommendation to Rezone the property at Exit 38, Tuskegee, Alabama from A-O agriculture open to B3 business.

**ORDINANCE NO. 2015-6
(Amending Ordinance No. 2002-2)**

BE IT ORDAINED by the Mayor and City Council of the city of Tuskegee, Alabama as follows:

Section 1. That Ordinance #2002-2 be and the same is hereby amended by adding the following:

Article XI Zoning Maps

That the zoning maps are amended to add the following: Map 2015-1, which depicts the rezoning of certain described property from A-O to B2; Map 2015-2, which depicts the rezoning of certain described properties from A-O to B3.

Article XII: Legal Status Provisions

Section 12.1 Interpretation and Purpose

In their interpretation and application, the provisions of this ordinance shall be considered minimum requirements adopted for the promotion of the public health, safety, morals, convenience, order, prosperity, and general welfare of the community. Where other ordinances or regulations which may be adopted hereafter impose greater restrictions than those specified herein, compliance with such other ordinances is mandatory. This ordinance shall not lower the restriction of plats, deeds, or private contracts, if such are greater than the provisions of this ordinance.

Section 12.2 Saving Clause

If any section, clause, provision or portion of this ordinance shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision or portion of this ordinance that is not in and of itself invalid or unconstitutional.

Section 13.3 Effective Date

This ordinance shall take effect and be in force from and after the date of adoption and publication as required by law.

ADOPTED and APPROVED by the City Council of the City of Tuskegee, Alabama, on this the 11th day of August, 2015, following a public hearing and recommendation from the City of Tuskegee Planning Commission, and publication and hearing as required by the laws of the State of Alabama.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

James W. Harper, Interim City Manager

12. **RESOLUTIONS:**

A. Resolution No. 2015-99. Planning Commission's Recommendation for Closing of Alexander Street.

Motion was made by Mayor Pro-Tempore Haygood to accept the resolution as stated accept and approving the Planning Commission's recommendation to close Alexander Street. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried

B. Resolution No. 2015-100. Celebrating and Remembering the Life of Alma Johnson, deceased.

Motion was made by Mayor Pro-Tempore Haygood to accept the resolution as stated celebrating and remembering the life of Alma Johnson, decease. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried

RESOLUTION NO. 2015-100

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 Alma Johnson; 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

WHEREAS, was the niece of Dr. E. D. Nixon, the father of the Civil Rights Movement in Montgomery. Alma Johnson was the Chairperson of the E. D. Nixon Foundation which keeps alive the legacy of E. D. Nixon; and

WHEREAS, Alma Johnson was instrumental in gaining support of the City of Montgomery and its citizens in naming a street for Dr. E. D. Nixon and under her leadership the E. D. Nixon Foundation provided a school, the summer Olympics and other activities for the children of Montgomery; and

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 Alma Johnson and express sympathy to her family and 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 Alma Johnson.

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



Johnny Ford, Mayor

C. Resolution No. 2015-101. Celebrating and Remembering the Life of Earl Jones, deceased.

Motion was made by Mayor Pro-Tempore Haygood to accept the resolution as stated celebrating and remembering the life of Earl Jones. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried

RSOLUTION NO. 2015-101

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 Earl

Jones; 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;

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 Earl Jones and express sympathy to his family and 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 Earl Jones.

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



Johnny Ford, Mayor

D. Resolution No. 2015-102. Celebrating and Remembering the Life of Easter McBride, deceased.

Motion was made by Council Member Whitehead to accept the resolution as stated celebrating and remembering the life of Easter McBride. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried

RESOLUTION NO. 2015-102

WHEREAS, of all beautiful things in life, the most beautiful, is character, and she 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 Easter McBride; and with a lasting gratitude for her exemplary life, her tireless and unselfish labor among us; the good she did 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 Easter McBride and express sympathy to her family and 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 Easter McBride.

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



Johnny Ford, Mayor

E. Resolution No. 2015-103. Celebrating and Remembering the Life of Ellen Richmond, deceased.

Motion was made by Council Member Whitehead to accept the resolution as stated celebrating and remembering the life of Ellen Richmond. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried

RESOLUTION NO. 2015-103

WHEREAS, of all beautiful things in life, the most beautiful, is character, and she 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 Mrs. Ellen Richmond; and with a lasting gratitude for her exemplary life, her tireless and unselfish labor among us; the good she did 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 Ellen Richmond and express sympathy to her family and 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 Ellen Richmond.

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



Johnny Ford, Mayor

F. Resolution No. 2015-104. Celebrating and Remembering the Life of Paul Lawson, deceased.

Motion was made by Council Member Lee to accept the resolution as stated celebrating and remembering the life of Paul Lawson, deceased. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried

RESOLUTION NO.2015-104

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 Paul Lawson; 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;

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 Paul Lawson and express sympathy to his family and 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 Paul Lawson.

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



Johnny Ford, Mayor

G. Resolution No. 2015-105. Hobson City Celebrates Founder's Day.

Motion was made by Mayor Pro-Tempore Haygood to accept the resolution as stated celebrating Hobson City's

Founder's Day. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2015-105

WHEREAS, the Town of Hobson City is having their 116th Founder's Day Celebration, and

WHEREAS, the City of Tuskegee is proud to be here to participate; and

WHEREAS, the Town of Hobson City and the City of Tuskegee are founding members of the Historic Black Towns and Settlements Alliance (HB TSA) to pursue creative and innovative initiatives to stop the destruction of our history and insure the preservation of all historic Black towns and settlements; and

NOW, THEREFORE, I, Johnny Ford, Mayor of Tuskegee on behalf of the City of Tuskegee City Council, congratulates the Town of Hobson City on its 116th Founders Day.

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



Johnny Ford, Mayor

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

Attorney Gray stated that he on a regular basis consulted and advised the Interim City Manager and other Department Heads as requested; and continues to monitor the non-litigated matters accepted from the insurance company and continues to work on the litigated matters of the City on a daily basis. Atty. Gray stated that he has the reports for Council on the pending cases of the City.

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

Motion was made by Mayor Pro-Tempore Haygood to accept the request for the approval of a Memorandum of Understanding to making Abbott Park the first Walking Trail in phase I so that improvements can be made to the park. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

8:09 PM Motion was made by Mayor Pro-Tempore Haygood to enter the Executive Session. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

8:33 PM Motion was made by Mayor Pro-Tempore Haygood to end the Executive Session. Council Member Moon 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 8:33 PM. Mayor Ford declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

Fartima B. Clark, City Clerk