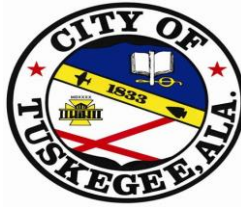


CITY OF TUSKEGEE, ALABAMA
OFFICIAL MINUTES: REGULAR CITY COUNCIL MEETING HELD ON TUESDAY, JUNE 18, 2020



The City Council of the City of Tuskegee met in **Regular Session on Thursday, June 18, 2020** at 3:30 PM in the LM Gregg Auditorium at the Municipal Complex located at 101 Fonville Street, Tuskegee, Alabama.

1. **CALL TO ORDER.** Mayor Lawrence F. Haygood, Jr.
2. **INVOCATION.** Marquez James, Chief of Police.
3. **PLEDGE OF ALLEGIANCE.** Repeated in Unison.
4. **ROLL CALL.** Fartima B. Clark, City Clerk.

PRESENT

Mayor Lawrence F. Haygood, Jr.
Council Member-at-Large Annie L. Brown
Council Member Frank Christopher Lee, II (arrived late)
Council Member Ala Whitehead
Council Member Shirley W. Curry

ABSENT

5. **APPROVAL OF AGENDA.**

Motion was made by Council Member Curry to accept the agenda as circulated with the following changes: discussion of opening the square and add at item G) Evaluation/Review – Airport Manager; H) Request for Temporary continuation of Flight Training by Red Tails; I) Confederate Statue in square; J) Change of July Council Meeting. Council Member-at-Large seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

6. **APPROVAL OF MINUTES.** (May 12th, May 19th, May 29th & June 2, 2020):

A. Minutes for May 12, 2020:

Motion was made by Council Member Lee to accept and approve the minutes for May 12, 2020 as circulated with any necessary changes and/or corrections. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

B. Minutes for May 19, 2020:

Motion was made by Council Member-at-Large Brown to accept and approve the minutes for May 19, 2020 as circulated with any necessary changes and/or corrections. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

C. Minutes for May 29, 2020:

Motion was made by Council Member-at-Large Brown to accept and approve the minutes for May 29, 2020 as circulated with any necessary changes and/or corrections. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

D. Minutes for June 2, 2020:

Motion was made by Council Member-at-Large Brown to accept and approve the minutes for June 2, 2020 as circulated with any necessary changes and/or corrections. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

7. **MAYOR'S COMMUNICATIONS.** Mayor Lawrence "Tony" Haygood, Jr.

- A. City Council Work Session.
- B. COVID-19/Curfew Updates. (brief report from EMA Director, Frank Lee)
- C. Curfew Resolution No. 2020-31. (extend curfew on weekend)
- D. Social Media Policy.
- E. Political Sign Ordinance. (set a special work session)
- F. Announcements:
 - Special Called Meeting
 - Election Items – Dates/Deadlines:
 - **June 26, 2020:** First day to conduct a training school for officials who will conduct an electronic voting machines. §17-8-9
 - **July 2, 2020:** Last Day for council to adopt an ordinance establishing qualification fees. §11-46-2
 - **July 7, 2020:** Mayor gives notice of the election. §11-46-22(a)
 - Candidates may begin qualifying at city hall notice is published. Candidates must file a Statement of Economic Interest forms with the Alabama Ethics Commission to appear on the ballot.
- G. Review/Evaluation – Airport Manager.
- H. Red Tails – Request for Temporary Flight Training at Moton Field.

Motion was made by Council Member Curry to approve the recommendation to allow temporary continuation of flight school training with the Red Tails Foundation at Moton Field Municipal Airport. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

- I. Confederate Statue in Square.
- J. Change July Council Meeting date.
- K. Opening the Square/Auditorium for activities.

8. **TU SGA /OTHER AGENCIES, ETC. COMMUNICATIONS.** NONE.

9. **CITY MANAGER'S COMMUNICATIONS.** Kevin L. Owens, Temporary Acting City Manager.

- A. Chief's Presentations:
 - Police Dept. (M. James)
 - Fire Dept. (W. Smith)
- B. Council Updates / Concerns.
- C. Street Maintenance Report.
- D. Financial Report. (Frankie L. Williams)

Motion was made by Council Member Curry to receive the Financial Report as circulated and presented by Ms. Frankie L. Williams, Finance Director. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

- E. Head Start Report: (Ms. Taquilla Monroe)
1. Executive Director's Report (May 2020)
 2. Enrollment Report and Attendance Report. (May 2020)
 3. Monthly Summary of Meals and Snacks Provided through USDA. (May 2020)
 4. Education/Disabilities Report. (May 2020)
 5. Revenue & Expenditures Report including Credit Card Report. (May 2020)

No Head Start Report for the Month of June.

E1. Airport Report. (Nataalka "Nikki" Jordan)

F. Parks & Recreation Dept. Presentation.

G. Announcements:

(1) Election Items – Dates/Deadlines:

- o **June 26, 2020:** First day to conduct a training school for officials who will conduct an electronic voting machines. §17-8-9
- o **July 2, 2020:** Last Day for council to adopt an ordinance establishing qualification fees. §11-46-2
- o **July 7, 2020:**
 - o Mayor gives notice of the election. §11-46-22(a)
 - o Candidates may begin qualifying at city hall notice is published. Candidates must file a Statement of Economic Interest forms with the Alabama Ethics Commission to appear on the ballot.

10. **ORDINANCES:**

A. Ordinance No. 2020-04. An Ordinance amending ordinance number 2014-1 adjusting Parks & Rec Fee

Motion was made by Council Member-at-Large Brown to suspend the rules to take immediate action on Ordinance No. 2020-04. Council Member Curry seconded the motion and on question the following was recorded:

VOTING AYE

Mayor Tony Haygood
Annie L. Brown
Christopher Frank Lee, II
Ala Whitehead
Shirley W. Curry

VOTING NAYE

None

all members voted aye. Mayor Haygood declared the motion carried.

Motion was made by Council Member Curry to accept and approve Ordinance No. 2020-04 as stated adjusting Section 1(c) Open Swimming fee to \$2.00 per person/session. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

ORDINANCE 2020-04

*Amending Ordinance No. 2014-04 Parks & Recreation Program & Fees
Section 1 Item C-1 Open Swimming*

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

Section 1. Parks and Recreation Programs and Fees are hereby established as follows:

- | | | | |
|----|-----------------------------|----------------------------|---------------------------------|
| a. | Summer Day Camp | 1st - 7th Graders | \$35/per person/session |
| b. | Athletic Event Fees: | For the season | |
| | 1. | Adult Slow-Pitch Softball | \$200 per team |
| | 2. | Adult 3 on 3 Basketball | \$100 per team |
| | 3. | Girls Fast-Pitch Softball | \$50 per participant |
| | 4. | Youth Instructional Soccer | \$25 per participant |
| | 5. | Adult/Youth Flag Football | \$35 per participant |
| | 6. | Youth Basketball | \$50 per participant |
| | 7. | Youth Baseball | \$50 per participant |
| | 8. | Girls Volleyball | \$25 per participant |
| | 9. | Swimming Team | \$50 per participant |
| | 10. | Tennis Team | \$25 per participant |
| c. | Swimming: | | |
| | 1. | Open Swimming | \$ 2 per person/session |
| | 2. | Instructional swimming | \$25 per person (eight lessons) |
| | 3. | Swimming Pool Reservations | \$75 per hour |
| d. | Other: | | |
| | 1. | Haunted House Fee | \$2 - \$5 |

Section 2. All ordinances or parts of ordinances in conflict herewith are to the extent of such conflict, are hereby repealed.

Section 3. This ordinance shall become effective upon its passage and publication as required by law.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 18th day of June, 2020.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.

Lawrence F. Haygood, Jr., Mayor

ATTEST:

/s/ Fartima B. Clark

Fartima B. Clark, City Clerk

11. **RESOLUTIONS.**

A. Resolution No. 2020-31. Extending curfew on weekend Friday & Saturday.

Motion was made by Council Member Lee to extend the curfew on the weekends beginning on Friday and Saturdays only where the curfew is imposed for the hours between 12:00 midnight and 5:00 AM. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

RESOLUTION NO. 2020-31

*A Resolution imposing a curfew for the City of Tuskegee during the
State of Emergency due to the Pandemic created by COVID-19
(amended from April 1, 2020)*

WHEREAS, the City Council of the City of Tuskegee has issued a proclamation declaring a state of emergency due to the Pandemic Emergency created by COVID-19; and

WHEREAS, Ala. Code §§ 31-9-10 grants the governing body of political subdivisions to impose a public safety curfew in the event of certain natural disasters or emergencies of unprecedented size; and

WHEREAS, the City of Tuskegee has determined a curfew is necessary to mitigate the spread of infectious diseases by reducing the risk of exposure during a time of outbreak; and

NOW THEREFORE BE IT RESOLVED this 1st day of April, 2020, due to the Pandemic Emergency created by COVID-

19 and the increased risk of infection by public gatherings, it is hereby ordered that a Public Safety Curfew is imposed in the City of Tuskegee for the hours between 10:00 PM and 5:00 AM 7 days a week. Except for weekends beginning on Fridays and Saturdays only where the curfew is imposed for the hours between 12:00 midnight and 5:00 AM. This curfew is effective as of 10:00 PM on April 3, 2020 and shall continue in effect until further notice.

- (a) This curfew shall apply to all persons within the City of Tuskegee and within the city limits of the City of Tuskegee and its police jurisdiction. During such curfew, no persons shall be or remain in public places. Residents of the City of Tuskegee shall remain in their places of residence, except as further provided in subsection (e) of this Order.

This curfew shall not apply to:

1. Public safety or emergency service activities, including but not limited to law enforcement, fire and rescue services, and emergency management agencies.
 2. First responders, crisis intervention workers, public health workers, emergency management personnel, emergency dispatchers, law enforcement personnel, and related contractors.
 3. Persons employed by or contracted to utilities, cable, and telecommunications companies and engaged in activities necessary to maintain or restore utility, cable, and telecommunications services.
 4. Persons providing fire, police, sanitation, security, emergency and hospital services, food delivery services and other deliveries of merchandise or mail.
 5. Persons seeking essential services or commodities; persons who are vulnerable to the most serious effects of the COVID-19 disease must remain at home, unless seeking medical treatment.
 6. Persons supplying or restocking businesses in order to provide essential services or products, i.e. home improvement, groceries, fuel delivery locations, pharmacies or other retailers offering emergency supplies, transportation of fuels, movement of equipment and personnel for the provision of humanitarian support, and movement of equipment necessary for the protection of critical infrastructure or public safety.
 7. Persons employed by the federal, state, county or city government or their agencies working within the course and scope of their public service employment. Such employees shall follow any current or future directives regarding performance of their duties, including working from home, issued by their respective employers.
 8. Persons experiencing homelessness within the City.
- (b) All public and private gatherings of 10 or more persons or of any size where a consistent distance of at least six feet cannot be maintained are prohibited, except as to those exempted activities further provided in this Order.
- (c) Subject to the exceptions further provided in subsection (d) of this Order, all travel, including, without limitation, travel on foot, bicycle, scooter, motorcycle, automobile, or public transit is prohibited. Transportation in Interstate Commerce is not governed by this Order.
- (d) Exceptions. People may lawfully leave their residence while this Order is in effect only to engage in the following activities:
1. Essential Activities. To engage in certain essential activities, including, without limitation, visiting a health or veterinary care professional, obtaining medical supplies or medication, obtaining grocery items (including, without limitation, canned food, dry goods, fresh fruits and vegetables, pet supplies, fresh or frozen meats, fish, and poultry, any other household consumer products and products necessary to maintain the safety and sanitation of residences and other buildings) for their household or to deliver to others, or for legally mandated government purposes. Additionally, any travel related to:
 - (a) providing care for minors, the elderly, dependents, persons with disabilities, or other vulnerable persons;
 - (b) returning to one's place of residence from outside the City; travelling to one's place of residence located outside the City;
 - (c) traveling to one's place of residence located outside the City;
 - (d) travelling through the City from one location outside the City to another location outside the City;
 - (e) compliance with an order of law enforcement or court shall be exempt from this Order;
 - (f) travelling to or from a place of business which provides essential services by owners and employees of such business; or
 - (g) legally mandated government purposes. Persons engaging in these essential activities shall maintain reasonable social distancing practices. This includes maintaining a distance of at least six-feet away from

others, frequently washing hands with soap and water for at least twenty seconds or using hand sanitizer, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high-touch surfaces, and not shaking hands. These Essential Activities are subject to change and are not limited to the activities listed in this subsection. Individuals must use reasonable judgement as it relates to the many and various circumstances during this time.

- (h) Work in Support of Essential Activities. To perform work providing essential products and services or to otherwise carry out activities specifically permitted in this Order.
- (i) To care for or support a friend, family member, or pet in another household.
- (j) Providing any services, goods, or work necessary to build, operate, maintain or manufacture essential infrastructure, including without limitation construction of commercial, office and institutional buildings, residential buildings and housing; airport operations, food supply, concessions, and construction; port operations and construction; water, sewer, gas, electrical, oil extraction and refining; roads and highways, public transportation and rail; solid waste collection and removal; flood control and watershed protection; internet and telecommunications systems (including the provision of essential global, national, and local infrastructure for computing services, business infrastructure, communications, and web-based services); and manufacturing and distribution companies deemed essential to the supply chains of the industries referenced in this Paragraph, provided that they carry out those services and that work in compliance with social distancing practices as prescribed by the Centers for Disease Control and Prevention and the State Health Officer, to the extent possible.
- (k) The City shall work with governmental and nongovernmental partners to provide emergency shelter, to the extent possible, to unhoused persons in the City. Providers shall make all efforts to provide protection from the spread of COVID-19.

Failure to comply with this order is punishable by a fine of up to \$500.00.

Implementation:

All Departments of the City and their respective employees to whom this Resolution and Executive Order applies shall forthwith implement the same in accordance with its terms and requirements. Nothing contained in this Order shall relieve a person from any requirement to obtain a license or other authorization in compliance with applicable laws and regulations. This Resolution and Order is not intended to conflict with, supersede or contradict any lawful ordinance or resolution duly enacted by the City Council. This Resolution and Order does not create any right, benefit, or privilege, substantive or procedural, enforceable at law or in equity by a party against the City, its departments, agencies, entities, officers, employees, or agents, or any other person.

ADOPTED AND APPROVED this 18TH day of June, 2020.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.

Lawrence F. Haygood, Jr., Mayor

/s/ Kevin L. Owens

Kevin L. Owens, Temp. Acting City Manager

ATTEST:

/s/ Fartima B. Clark

Fartima B. Clark, City Clerk

12. CITY ATTORNEY'S REPORT. (Milton C. Davis, Attorney at Law)

Atty. Davis stated that he had no public report.

13. CITIZEN'S COMMUNICATIONS: *(This council meeting was live streamed on Facebook via Wallace Media, Patrick Wallace).*

There were no questions from citizens.

14. **EXECUTIVE SESSION.**

- 5:28 PM Motion was made by Council Member Curry for council to enter executive session. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.
- 5:56 PM Motion was made by Council Member Curry for council to end executive session. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

15. **ADJOURNMENT.**

There being no further matters to come before the Council at this time, Council Member Curry moved to adjourn at 6:00 PM. Mayor Haygood declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

Lawrence F. Haygood, Jr., Mayor

ATTEST:

Fartima B. Clark, City Clerk