

The City Council of the City of Tuskegee met in Regular Session on Thursday, July 11, 2019 at 6:02 P.M. in the L.M. Gregg Auditorium at the Municipal Complex located at 101 Fonville Street, Tuskegee, Alabama.

1. **CALL TO ORDER.** Mayor Lawrence F. Haygood, Jr.
2. **INVOCATION.** Rev. Dr. Otis Head.
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 Ala Whitehead
Council Member Shirley W. Curry

ABSENT

Council Member Frank Christopher Lee, II

5. **APPROVAL OF AGENDA.**

Motion was made by Council Member Curry to accept the agenda as circulated with the following addition: letter from Col. Palmer Sullins, Jr. regarding paving of access road to Hangar 1 & 2 at Moton Field Municipal Airport. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

6. **APPROVAL OF MINUTES.** Minutes for June 17, 2019 & June 24, 2019.

A. **Minutes for June 17, 2019:**

Motion was made by Council Member Curry to accept and approve the minutes for June 17, 2019 as circulated with any necessary changes and/or corrections. Council Member Whitehead seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

B. **Minutes for June 24, 2019:**

Motion was made by Council Member Whitehead to accept and approve the minutes for June 24, 2019 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.

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

- A. City Council Work Session.
- B. Audit Report – Banks Finley White & Co. CPAS
- C. Form of Government Change.
- D. GIS Mapping – Election District Lines.
- E. Boathouse.
- F. Announcements:
 - Therapy Session to be held July 12, 2019 at 9:00 AM at the Transportation Center across from BTW High School for the students that witnessed the shooting at McDonalds.

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

9. **CITY MANAGER'S COMMUNICATIONS.** Ulysees Roberts, Temporary Acting City Manager.

- A. Chief's Presentations:
 - Police Dept.
 - Fire Dept.
- 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: Quality Assurance Specialist Report:
 - 1. Quality Assurance Specialist's Report (Jun 2019)
 - 2. Revenue & Expenditures Report including Credit Card Report. (Jun 2019)
 - 3. FY2019 1.77% COLA Increase plus Differential COLA Increase (Balance of Funds for July-Oct 2019)

Motion was made by Council Member Whitehead to approve the 1.77% COLA Increase plus Differential COLA Increase (balance of funds for July-Oct 2019) for Head Start as circulated in the report and presented by Stewart Phillips, Head Start Finance Director. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

- 4. Personnel Committee Report.

Motion was made by Council Member Whitehead to approve the Personnel Committee Report for Head Start as circulated in the report and presented by Stewart Phillips, Head Start Finance Director. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

Motion was made by Council Member-at-Large Brown to receive the Head Start Report as circulated and presented by Stewart Phillips, Head Start Finance Director. Council Member Whitehead seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

- F. Mutual Agreements for Firefighter Assistance: Chehaw, Brownville, District #3, Warrior Stand, Macedonia, Franklin, Notasulga, Little Texas, Shorter Volunteer Fire Stations & VA East Campus Fire Station.

Motion was made by Council Member Curry to accept all of the mutual agreements pending they are viewed by the City Attorney for fire fighter assistance with volunteer fire departments in the surrounding areas: Chehaw, Brownville, District #3, Warrior Stand, Macedonia, Franklin, Notasulga, Little Texas, Shorter, and VA East Campus. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

- G. CDBG Resolution for Matching Funds. (redo)

Motion was made by Council Member Whitehead to approve the reconfirming of the CDBG Grant match. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

- H. Herbert E. Carter Terminal Building.
- I. 2018 International Building Codes.

J. Announcements:

- 2019 Back-to-School Sales Tax Holiday July 19-21, 2019

10. **ORDINANCES:**

A. Ordinance No. 2019-02. 2019 Back-to-School Sales Tax Holiday Annual Participation (7/19-21/19).

Motion was made by Council Member Curry to suspend the rules to take immediate action on approving ordinance number 2019-02 participating annually in the back to school sales tax holiday. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

Motion was made by Council Member Curry to accept Ordinance No. 2019-02 as stated participating in the annual back-to-school municipal sales tax holiday. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

ORDINANCE NO. 2019-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUSKEGEE, ALABAMA, TO EXEMPT CERTAIN "COVERED ITEMS" FROM THE MUNICIPAL SALES AND USE TAX DURING THE "BACK-TO-SCHOOL SALES TAX HOLIDAY" AS AUTHORIZED 40-23-210 THROUGH 40-23-213, CODE OF ALABAMA 1975.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TUSKEGEE, ALABAMA, AS FOLLOWS:

Section 1. In conformity with the provisions 40-23-210 through 40-23-213, Code of Alabama 1975, providing for a State Sales Tax Holiday, the City Council of the City of Tuskegee, Alabama, has affirmatively voted to grant the exemption of municipal sales and use taxes on certain purchases covered by 40-23-210 through 40-23-213, Code of Alabama 1975 during the third full weekend of July, beginning at 12:01 a.m. on Friday, July 19, 2019 and ending at twelve midnight on Sunday, July 21, 2019 **and continuing each subsequent year thereafter during the same time period as the State's "Back-to-School Sales Tax Holiday"** until and unless annual participation in the exemption is rescinded by further action of the council.

Section 2. This ordinance shall be subject to all terms, conditions, definitions, time periods, and rules as provided by 40-23-210 through 40-23-213, Code of Alabama 1975.

Section 3. The City (Town) Clerk is hereby authorized and directed to certify a copy of this ordinance under the seal of the City (Town) of Tuskegee, Alabama, and to forward said certified copy to the Alabama Department of Revenue to be recorded and posted on the Department website.

Section 4. This Ordinance shall become effective upon its passage and publication as required by law.

ADOPTED and APPROVED this 11TH day of July, 2019.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.

Lawrence F. Haygood, Jr., Mayor

ATTEST:

/s/ Fartima B. Clark

Fartima B. Clark, City Clerk

B. Ordinance No. 2019-03. An Ordinance conveying the City of Tuskegee's right of title and interest regarding property parcel np. 46-07-09-29-3-003 (Macon County Hospital)

Motion was made by Council Member-at-Large Brown to suspend the rules to take immediate action on approving ordinance number No. 2019-03. Council Member Whitehead seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

Motion was made by Council Member Whitehead to accept Ordinance No. 2019-03 as stated conveying the City of Tuskegee's right of title and interest regarding property parcel no. 46-07-09-29-3-003 (Macon County Hospital) to Macon County. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

ORDINANCE NO. 2019-03

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TUSKEGEE, ALABAMA, AS FOLLOWS:

SECTION 1: It is hereby established and declared that the following described real property of the City of Tuskegee, in Macon County is no longer needed for municipal purposes, to-wit:

That certain parcel of land particularly described as follows: Beginning at a point at an iron stake. Said point beginning being 28.00 chains North and 24.85 chains West from the half section corner on the South line of Section 29, Township 17, Range 24, Macon County, Alabama, and thence running South 15° East along a terrace 264 feet, thence running along terrace South 20° West 132 feet; thence running along terrace North 65° West 132 feet; thence running along terrace South 76° West 132 feet; thence running along said terrace North 86 ¾ ° West 132 feet; thence running along terrace North 48° West 173 feet to top of bluff near pine tree, thence running North 35 ¾° West 299 feet; thence running Northeasterly along Lake 400 feet; thence South 59° East 284 feet; thence South 41 ¾° East 244 feet to point of beginning, containing 7.5 acres, more or less.

Said property is jointly owned by the City of Tuskegee, and Macon County, have been conveyed to them by Mary H. Vaughan and her husband, H.A. Vaughan by deed dated February 25, 1948, and recorded in the Office of the Judge of Probate of Macon County in Deed Book 44, Page 61. It is the intention of the City Council to convey to Macon County, all of its rights of title and interest in said property; whereas the property is no longer needed for municipal purposes.

SECTION 2: That the Mayor and the City Clerk be, and they hereby are authorized and directed to execute and attest, respectively for an on behalf of the City of Tuskegee, Alabama, a statutory warranty deed, a copy of which is on file in the office of the City of Clerk, whereby the City of Tuskegee, does convey the premises described in Section 1, hereto Macon County, a political subdivision of the State of Alabama for and in consideration of the sum of one dollar (\$1.00).

ADOPTED AND APPROVED THIS THE 11th DAY OF JULY, 2019.

/s/ Lawrence F. Haygood, Jr.

PRESIDING OFFICER

ATTEST:

/s/ Fartima B. Clark

CITY CLERK

11. **RESOLUTIONS:** NONE.

12. **CITY ATTORNEY'S REPORT.** NONE.

13. **CITIZEN'S COMMUNICATIONS:**

1. Rodney McKnight RE: Chess classes at C&K Wings on Wednesdays at 4:00 PM
2. Benjamin Rackley RE: In favor of changing the form of government back to mayor/council
3. Keyah Brown RE: Teach a class Tuskegee Public (Kids Who Care Camp) Timothy Jackson

4. Cheryl Ferguson RE: 100 Outstanding Men
5. Inez Foye RE: Thanks to Mr. Roberts/ requested several streets to be paved
6. Mattie Blizzard RE: Thanks to Police Dept./ Accident in her front yard
7. Keyah Brown RE: Thank you to Police Dept. / Child birthing classes as a doula
8. Robert Johnson RE: Commendations to Council / Moment of silence for Mr. Nathaniel "Bo" Welch
9. Lillie Phillips RE: Date for trash pick-up 1007 Southmont Drive

14. **EXECUTIVE SESSION:**

7:50 PM Motion was made by Council Member-at-Large Brown to enter the executive session. Council Member Whitehead seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

9:10 PM Motion was made by Council Member-at-Large Brown to end the executive session. Council Member Whitehead seconded the motion and all members voted aye. Mayor Haygood declared the motion \ carried.

15. **OTHER BUSINESS.**

Motion was made by Council Member Curry for Council to approve the letter from Col. Palmer Sullins requesting to pave the access road to Hangars 1 & 2 that is used as a bus turnaround and handicap drop off from the new Herbert E. Carter Terminal Building to the hangar tarmac at the airport. Council Member Whitehead seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

16. **ADJOURNMENT.**

There being no further matters to come before the Council at this time, Council Member-at-Large Brown moved to adjourn at 9:10 PM. Mayor Haygood declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

Lawrence F. Haygood, Jr., Mayor

ATTEST:

Fartima B. Clark, City Clerk