

The City Council of the City of Tuskegee met in Regular Session on Tuesday, August 13, 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 Frank Christopher Lee, II
Council Member Ala Whitehead
Council Member Shirley W. Curry

All Members of the Council were present.

5. **APPROVAL OF AGENDA.**

Motion was made by Council Member Whitehead to accept the agenda as circulated with the following addition: Resolution for the Donald-Pittman-Young Family; under Mayor's Communication, item E.) Form of Government Change/Election Calendar; item F.) Four-Wheelers; G.) Airport & H.) Announcements. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

6. **APPROVAL OF MINUTES.** Minutes for July 29, 2019 & August 5, 2019.

A. Minutes for July 29, 2019:

Motion was made by Council Member Lee to accept and approve the minutes for July 29, 2019 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.

B. Minutes for August 5, 2019:

Motion was made by Council Member Whitehead to accept and approve the minutes for March 12, 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. Food Trucks. (ordinance)
- C. Social Media Policy.
- D. Clean City Committee: Steps to become a Clean City Commission.
- E. Form of Government/Election's Calendar.
- F. Moton Field Municipal Airport.
- G. Announcements.

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 Whitehead to receive the Financial Report as circulated and presented by Ms. Frankie L. Williams, Finance Director. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

- E. Head Start Report: Quality Assurance Specialist's Report. (Mia Hutcherson)
 - 1. Quality Assurance Specialist's Report (July 2019)
 - 2. Revenue & Expenditures Report including Credit Card Report. (July 2019)

Motion was made by Council Member Whitehead to receive the Head Start Report as circulated 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.

- F. Public Works: Request for a Lease Payment Contract to purchase equipment (obligor resolution)
- G. Announcements:
 - All Macon County Day to be held on August 31, 2019 on the square.

10. **ORDINANCES:**

- A. Ordinance No. 2019-04. An ordinance adopting the International Building Code 2018 Edition.

Motion was made by Council Member Whitehead to accept and approve ordinance number 2019-04 as stated adopting the International Building Code 2018 Edition. Council Member-at-Large Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

ORDINANCE NO. 2019-04

An Ordinance of the City of Tuskegee, Alabama adopting the 2018 editions of the International Building Code, International Existing Building Code, International Mechanical Code, International Residential Code, International Fire Code, International Plumbing Code, International Private Sewer Disposal Code, International Fuel Gas Code, International Council Performance Code, International Zoning Code and International Property Code, inter alia regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for protection, supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures in the City of Tuskegee; providing for the issuance of permits and collection of fees therefore; repealing all other ordinances and parts of ordinances of the City of Tuskegee in conflict therewith.

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

SECTION 1: That certain documents, three (3) copies of which are on file in the office of the City Engineer of the City of Tuskegee, being marked and designated as the International Building Code, International Existing Building Code, International Mechanical Code, International Residential Code, International Fire Code, International Plumbing Code, International Private Sewer Disposal Code, International Fuel Gas Code, International Council Performance Code, International Zoning Code and International Property Code, 2018 editions, including Appendix Chapters; as published by the International Code Council, be and are hereby

adopted by the City of Tuskegee, in the State of Alabama for all purposes as set forth herein and providing for the issuances of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Codes on file in the office of the City Engineer (Building & Codes Dept.) are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

SECTION 2: The following sections are hereby revised: NONE.

SECTION 3: That all ordinances of the City of Tuskegee and/or parts of ordinances in conflict or inconsistent with the provisions of this ordinance and/or the Codes adopted herein are hereby repealed.

SECTION 4: That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or declared to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council hereby declare that they would have passed this ordinance, and each section, subsection, clause or phrase thereof independently, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases may be declared invalid.

SECTION 5: That nothing in this ordinance or in the Codes hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 6: That the City Clerk is hereby directed to cause this ordinance to be published as required by law for a period of one (1) week in the local newspaper.

SECTION 7: That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect immediately from and after the date of its final passage, adoption and publication as required by law.

ADOPTED and APPROVED this the 13th day August, 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

11. **RESOLUTIONS:**

- A. Resolution No. 2019-55. Authorizing an Obligor Resolution for Government Contract dated August 15, 2019 between KS Bank & City of Tuskegee, AL for equipment purchase for Public Works Dept.

Motion was made by Council Member-at-Large Brown to accept and approve resolution number 2019-55 as stated authorizing an Obligor Resolution for Government Contract dated August 15, 2019 between KS Bank & City of Tuskegee, AL for equipment purchase for Public Works Dept. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

RESOLUTION NO. 2019-55

EXHIBIT D – OBLIGOR RESOLUTION

RE: Government Obligation Contract dated as of August 15, 2019, between KS Bank (Obligee) and City of Tuskegee, Alabama (Obligor)

At a duly called/regular meeting of the Governing Body of the Obligor (as defined in the Contract) held on August 13, 2019, the following resolution was introduced and adopted:

BE IT RESOLVED, by the City Council of the City of Tuskegee, Macon County, Alabama, as follows:

1. **Determination of Need.** The Governing Body of Obligor has determined that a true and very real need exists for the acquisition of the Equipment described on Exhibit A of the Government Obligation Contract dated as of August 15, 2019, between City of Tuskegee, Alabama (Obligor) and KS State Bank (Obligee).
2. **Approval and Authorization.** The Governing Body of Obligor has determined that the Contract, substantially in the form presented to this meeting, is in the best interests of Obligor for the acquisition of such Equipment, and the Governing Body hereby approves the entering into of the Contract by the Obligor and hereby designates and authorizes the following person (s) to execute and deliver the Contract on Obligor's behalf with such changes thereto as such person(s) deem(s) appropriate, and any related documents, including any Escrow Agreement, necessary to the consummation of the transaction contemplated by the Contract.

Authorized Individual (s):

ULYSEES ROBERTS, TEMPORARY ACTING CITY MANAGER

(Typed or Printed Name and Title of individual (s) authorized to execute the Contract)

3. **Adoption of Resolution.** The signatures below from the designated individuals from the Governing Body of the Obligor evidence the adoption by the Governing Body of this Resolution.

Signature: _____
(Signature of Secretary, Board Chairman or other member of the Governing Body)

Printed Name & Title: **LAWRENCE F. HAYGOOD, JR., MAYOR**
(Printed Name and Title of individual who signed directly above)

Attested By: _____
(Signature of one additional person who can witness the passage of this Resolution)

Printed Name & Title: **FARTIMA B. CLARK, CITY CLERK**
(Printed Name of individual who signed directly above)

ADOPTED and APPROVED this 13th day of August, 2019.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence "Tony" Haygood

Lawrence F. Haygood, Jr., Mayor

ATTEST:

/s/ Fartima B. Clark
Fartima B. Clark, City Clerk

B. Resolution No. 2019-56. Welcoming the Donald-Pittman-Young Family to the City of Tuskegee.

Motion was made by Council Member Lee to accept and approve resolution number 2019-56 as stated celebrating and remembering the life of Booker Conley, deceased. Council Member Whitehead seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

RESOLUTION NO. 2019-56

Welcoming the Donald-Pittman-Young Family to the City of Tuskegee

WHEREAS, the late **OLLIE V. YOUNG DONALD** was a long time resident of Tuskegee, Alabama, having relocated to our fair city in 1924 and remaining until her death on April 22, 1985; and

WHEREAS, the late **OLLIE V. YOUNG DONALD** was a staunch supporter of Macon County, the City of Tuskegee and the Greenwood Community; and

WHEREAS, the late **OLLIE V. YOUNG DONALD** had a strong love, connection and bond with her family members, here in Alabama as well as her family members in her home state of Mississippi; and

WHEREAS, decedents of the late **OLLIE V. YOUNG DONALD** have been welcomed to Family Reunions in Mississippi for years as they reestablished bonds with their family members; and

WHEREAS, decedents of the late **OLLIE V. YOUNG DONALD's** brother, the late **THEODORE YOUNG** and sister-in-law, the late **LYNNADA PITTMAN YOUNG** have honored the memory of their Aunt Ollie by visiting their Tuskegee cousins; and

WHEREAS, residents of the City of Tuskegee supports this family gathering and welcomes the extended YOUNG FAMILY to the City of Tuskegee; and

THEREFORE BE IT RESOLVED, that the Mayor and the City Council of the City of Tuskegee, Alabama officially welcomes the Donald-Pittman-Young Family to the City of Tuskegee on the 12th day of July, 2019.

ADOPTED and APPROVED this 13th day of August, 2019.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence "Tony" Haygood

Lawrence "Tony" Haygood, Mayor

ATTEST:

/s/ Fartima B. Clark

Fartima B. Clark, City Clerk

12. **CITY ATTORNEY'S REPORT.** Attorney Davis stated that he had no public report.

13. **CITIZEN'S COMMUNICATIONS:**

1. Dr. Elaine C. Harrington RE: Commendations to the City Council/ Question regarding the search for a City Manager / Oct 6-8 Historic Black heritage Town/Cities Conference
2. Mattie Blizzard RE: Garbage Truck / Water Quality / Cleaning w/ bush hog equipment
3. Mark Williams RE: 8 months since garbage has been picked up in the City
4. Inez Foye RE: Thanks to Mr. Roberts for job well done; Abandoned vehicles parked on the streets; she purchased the neighborhood watch signs and put them up at Green Fork Park
5. Kim Decker RE: New resident on Felder/Fielder Street, street need paving & shrubbery need cutting
6. Tomora Pace RE: Not receiving interpreter assistance at local Dr.'s office
7. Ms. Brown RE: All Macon County Day, August 30th & Aug 31st on the square
8. Annie Watts RE: Watts Club / Letter from Fire Chief closing her club
9. Lawrence King RE: Tennis Program / Jr.'s Tournament with possible housing at TU
10. Dwight Davis RE: Contact the Alabama Rehabilitation Services Dept. for interpreters

14. **EXECUTIVE SESSION:**

8:03 PM Motion was made by Council Member-at-Large Brown to enter the executive session. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

9:05 PM Motion was made by Council Member-at-Large Brown to end the executive session. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

15. **OTHER BUSINESS.**

Motion was made by Council Member-at-Large Brown to pay the claim of Dwight Davis in the amount of \$2,445.31 regarding a claim for damages to his Silver 2019 Subaru Crosstrek automobile. 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 Curry moved to adjourn at 9:11 PM. Mayor Haygood declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

Lawrence F. Haygood, Jr., Mayor

ATTEST:

Fartima B. Clark, City Clerk