

This Organizational Meeting of the City Council of the City of Tuskegee, Alabama was held on Monday, November 7, 2016 at 12:00 Noon in the L. M. Gregg Auditorium.

1. **CALL TO ORDER.** James W. Harper, City Manager
2. **INVOCATION.** Rev. K. G. Jones
3. **ADMINISTRATION OF OATH OF OFFICE.**

The Administration of Oath of Office was administered by the Honorable Deborah H. Biggers, Macon County District Judge.

OATH OR AFFIRMATION OF MAYOR, LAWRENCE F. HAYGOOD, JR.

"I, **Lawrence F. Haygood, Jr.** solemnly swear/affirm that I am eligible for the office of **Mayor** and will execute the duties of same according to the best of my ability, and that I will support the Constitution and will obey the laws of the United States and of the State of Alabama; that I will, in all respects, observe the provisions of the ordinances of the City of Tuskegee, and will faithfully discharge the duties of the office of **Mayor.**"

/s/ Lawrence F. Haygood, Jr.
Lawrence F. Haygood, Jr., Mayor

Sworn to and subscribed before me this the 7th day of November, 2016.

/s/ Deborah H. Biggers
Hon. Deborah H. Biggers, Macon County District Judge

At this point, City Manager Harper relinquished the chair to Mayor Lawrence F. Haygood, Jr.

OATH OR AFFIRMATION OF COUNCILMEMBER- AT-LARGE ANNIE LUCAS BROWN

"I, **Annie Lucas Brown** solemnly swear/affirm that I am eligible for the office of **Council Member-at-Large** and will execute the duties of same according to the best of my ability, and that I will support the Constitution and will obey the laws of the United States and of the State of Alabama; that I will, in all respects, observe the provisions of the ordinances of the City of Tuskegee, and will faithfully discharge the duties of the office of **Councilperson at Large.**"

/s/ Annie Lucas Brown
Annie Lucas Brown, Council Member-at-Large

Sworn to and subscribed before me this the 7th day of November, 2016.

/s/ Deborah H. Biggers
Hon. Deborah H. Biggers, Macon County District Judge

OATH OR AFFIRMATION OF COUNCILPERSON

"I, **Frank Christopher Lee, II** solemnly swear/affirm that I am eligible for the office of **Council Member, District 1** and will execute the duties of same according to the best of my ability, and that I will support the Constitution and will obey the laws of the United States and of the State of Alabama; that I will, in all

respects, observe the provisions of the ordinances of the City of Tuskegee, and will faithfully discharge the duties of the office of **Council Member, District 1.**"

/s/ Frank Christopher Lee. II
Frank Christopher Lee, II, Council Member District 1

Sworn to and subscribed before me this the 7th day of November, 2016.

/s/ Deborah H. Biggers
Hon. Deborah H. Biggers, Macon County District Judge

OATH OR AFFIRMATION OF COUNCILPERSON

"I, **Ala Whitehead** solemnly swear/affirm that I am eligible for the office of **Council Member, District 2** and will execute the duties of same according to the best of my ability, and that I will support the Constitution and will obey the laws of the United States and of the State of Alabama; that I will, in all respects, observe the provisions of the ordinances of the City of Tuskegee, and will faithfully discharge the duties of the office of **Council Member, District 2.**"

/s/ Ala Whitehead
Ala Whitehead

Sworn to and subscribed before me this the 7th day of November, 2016.

/s/ Deborah H. Biggers
Hon. Deborah H. Biggers, Macon County District Judge

OATH OR AFFIRMATION OF COUNCILPERSON

"I **Shirley W. Curry** solemnly swear (or affirm) that I am eligible for the office of **Councilperson, District 3** and will execute the duties of same according to the best of my ability, and that I will support the Constitution and will obey the laws of the United States and of the State of Alabama; that I will, in all respects, observe the provisions of the ordinances of the City of Tuskegee, and will faithfully discharge the duties of the office of **Councilperson, District 3.**"

/s/ Shirley W. Curry
Shirley W. Curry

Sworn to and subscribed before me this the 7th day of November, 2016.

/s/ Deborah H. Biggers
Hon. Deborah H. Biggers, Macon County District Judge

4. ORDINANCES.

- A. **Ordinance No. 2017-1.** Establishing Rules of Procedures and Time & Place of Regular Meetings of the City Council.

Motion was made by Council Member Whitehead to adopt Ordinance No. 2017-1 as stated establishing rules of procedure and time and place of regular meetings of the City Council. Council Member Lee seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

ORDINANCE NO. 2017-1

AN ORDINANCE ESTABLISHING RULES OF PROCEDURE AND FIXING THE TIME AND

PLACE FOR REGULAR MEETINGS OF THE CITY COUNCIL

BE IT ORDAINED by the City Council of the City of Tuskegee, Alabama, in accordance with the provisions of 11-43A-23, Code of Alabama, as follows:

1. That the following rules of procedure and order of business for regular meetings be established and the same hereby are established to govern the deliberations and meetings of the City Council of the City of Tuskegee, Alabama.

a. The regular meeting of the City Council shall be held on the second Tuesday of each month with the understanding that Council can have a special call meeting when deemed necessary. The time and place for regular meetings may be changed by Resolution of the City Council if the action is taken at least one week prior to the regular meeting that is subject to postponement or cancellation.

b. Special meetings may be held at the call of the Mayor by serving notice on each member of the City Council, not less than twenty-four hours before the time set for such special meetings, or special meetings may be held whenever two council persons request in writing that the Mayor call such meeting.

c. A majority of the whole qualified membership of the Council shall constitute a quorum, as provided for by Section 11-43A-24, Code of Alabama.

d. The City Council Work Session shall meet at 5:30 PM, or at a time established by the City Manager, on the second Tuesday of each month for a staff briefing for review and discussion of the agenda.

e. All regular meetings shall convene at 6:00 PM, in the L. M. Gregg Auditorium, 101 Fonville Street, Tuskegee, Alabama, and all meetings, regular or special, shall be open to the public.

f. The order of business at regular City Council meetings shall be as follows:

- (1) Call to Order
- (2) Invocation
- (3) Roll Call
- (4) Pledge of Allegiance
- (5) Approval of Agenda
- (6) Approval of Minutes
- (7) Citizen's Communications (Limited to 3 minutes; up to 10 citizens)
- (8) Mayor's Communications
- (9) SGA/Other Agencies, Etc. Communications
- (10) City Manager's Communications
- (11) Ordinances
- (12) Resolutions
- (13) City Attorney's Report
- (14) Citizen's Communications. (Limited to 1 minute; no more than 5 citizens)
- (15) Other Business

(16) Adjournment

g. Motions shall be reduced to writing when requested by the presiding officer of the City Council or any member of the City Council.

h. Motions to reconsider may be made only by a member who voted with the majority, and at the same or next succeeding meeting of the City Council.

i. Whenever it shall be requested by one or more of the members of the Council, and whenever required by law, the “ayes” and “nays” shall be recorded.

j. All questions of order shall be decided by the presiding officer of the Council, with the right to appeal to the entire City Council by any member thereof.

k. Motions to lay any matter on the table shall be first in order; and on all questions, the last amendment, the most distant day, and the largest sum, shall be first put.

l. A motion for adjournment shall always be in order.

m. No Ordinance of permanent operation shall be passed at the meeting at which it was introduced except by unanimous consent of all members of the Council present. If all members of the Council present vote for the passage of the ordinance and their names are entered on the record as voting in favor thereof, it shall be construed as giving unanimous consent to the action taken upon such ordinance at the meeting at which it is introduced.

n. Every Ordinance introduced shall be in writing and the title read by the City Manager prior to a vote of the City Council.

o. That members of the City Council shall submit all items for inclusion on the agenda to the City Manager/City Clerk no later than 12:00 PM on the Wednesday preceding the regular Council meeting.

p. No person, not a member of the City Council, shall be allowed to address the same while in session without permission of the presiding officer.

q. Any member of the City Council or any other person addressing the City Council, who desires that his or her remarks be recorded verbatim in the minutes of the meeting, shall submit a written copy of his or her remarks to the City Manager not later than the adjournment of the meeting.

r. All meetings of the City Council shall be open to the public, except when the City Council meets in executive session. The City Council may meet in executive session only for those purposes authorized by state law when a member of the City Council makes a motion to go into executive session for an enumerated purpose. The presiding officer shall put the motion to a vote. If a majority of the City Council vote in favor of the motion to go into executive session, the City Council shall then move into executive session to discuss only the matter for which the executive session was called. No action may be taken in an executive session. When the discussion is completed, the City Council shall resume its deliberation in public.

s. For any procedure not otherwise specified in this Resolution, Roberts' Rules of Order shall govern.

2. That the rules of procedure of the City Council may be altered, amended, or temporarily suspended by a vote of three-fifths of the members present, except as otherwise prohibited by law.

3. That any rules of City Council procedure, which has been previously adopted, and in effect is hereby repealed.

4. That this Ordinance shall become effective upon its adoption by the City Council.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 7th day of November 2016.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.

Lawrence F. Haygood, Jr., Mayor

ATTEST:

/s/ Fartima B. Clark

Fartima B. Clark, City Clerk

5. **RESOLUTIONS:**

A. Resolution No. 2017-3. Appointment of City Attorney.

Motion was made by Council Member Whitehead to adopt Resolution No. 2017-3 as stated continuing the representation of the Gray Firm as the City Attorneys to represent the City of Tuskegee. Council Member Curry seconded the motion. On question, the following vote was recorded:

VOTING AYE

Council Member Ala Whitehead

Council Member Shirley W. Curry

VOTING NAY

Mayor Lawrence F. Haygood, Jr.

Council Member At-Large Annie Lucas Brown

Council Member Frank Christopher Lee, II

Mayor Haygood declared the motion failed by a majority of nay votes.

Motion was made by Mayor Pro-Tempore Annie L. Brown to adopt Resolution No. 2017-3 as stated appointing Milton C. Davis as the City Attorney. Council Member Lee seconded the motion. On question, the following vote was recorded:

VOTING AYE

Mayor Lawrence F. Haygood, Jr.

Mayor Pro-Tempore Annie L. Brown

Council Member Frank Christopher, Lee II

VOTING NAY

Council Member Ala Whitehead

Council Member Shirley W. Curry

Mayor Haygood declared the motion carried by a majority of aye votes appointing Milton C. Davis as the City Attorney.

RESOLUTION NO. 2017-3

A Resolution Appointing the City Attorney to represent the City of Tuskegee

BE IT RESOLVED by the City Council of the City of Tuskegee, Alabama, that MILTON C. DAVIS, a practicing attorney licensed to practice law in the State of Alabama, is hereby appointed City Attorney of the City of Tuskegee.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 7th day of November, 2016.

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. Resolution No. 2017-4. Appointment of Municipal Judge.

Motion was made by Mayor Pro-Tempore Brown to adopt Resolution No. 2017-4 as stated appointing TIFFANY JOHNSON COLE as the Municipal Judge for the Municipal Court of the City of Tuskegee. Council Member Curry seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

RESOLUTION NO. 2017-4

A Resolution Appointing a Municipal Judge for the Municipal Court of the City of Tuskegee

BE IT RESOLVED by the City Council of the City of Tuskegee, Alabama, that Tiffany N. Johnson Cole, a practicing attorney licensed to practice law in the State of Alabama is hereby appointed Interim Municipal Judge of the City of Tuskegee.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 7th day of November 2016.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.

Lawrence F. Haygood, Jr., Mayor

ATTEST:

/s/ Fartima B. Clark

Fartima B. Clark, City Clerk

C. Resolution No. 2017-5. Appointment of an Associate Municipal Judge.

Council agreed to defer the appointment of the Associate Municipal Judge until the November 15, 2016 City Council Meeting.

D. Resolution No. 2017-6. Appointment of a Municipal Prosecutor.

Motion was made by Council Member Whitehead to adopt Resolution No. 2017-6 as stated appointing George B. Bulls as the City Prosecutor. Mayor Pro-Tempore Annie L. Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

RESOLUTION NO. 2017-6

A Resolution Appointing a Municipal Prosecutor for the City of Tuskegee

BE IT RESOLVED by the City Council of the City of Tuskegee, Alabama, that GEORGE B. BULLS, a practicing attorney licensed to practice law in the State of Alabama is hereby appointed as the City Prosecutor of the City of Tuskegee.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 7th day of November, 2016.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.
Lawrence F. Haygood, Jr., Mayor

ATTEST:

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

E. Resolution No. 2017-7. Appointment of Associate Municipal Prosecutor.

Council agreed to defer the appointment of an Associate Municipal Prosecutor until the November 15, 2016 City Council Meeting.

F. Resolution No. 2017-8. Designating the Depositories.

Motion was made by Council Member Lee to adopt Resolution No. 2017-8 as stated designating the depositories: PNC Bank, Liberty Bank and Tuskegee Federal Credit Union located in Tuskegee, Alabama. Council Member Whitehead seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

RESOLUTION NO. 2017-8

A Resolution Designating the Depositories

BE IT RESOLVED by the Mayor and City Council (the "Council") of the City of Tuskegee (the "City") as follows:

Section 1. That the following banks be, and they hereby are, designated as depositories of the City of Tuskegee, provided that at the time any deposits are made, the bank is a member Public Depository of the State Treasurer's Office's SAFE Program, which provides a collateral pool to protect City deposits in excess of the Federal Deposit Insurance Corporation's insured deposits amount:

**PNC Bank
First Tuskegee Bank
Tuskegee Federal Credit Union**

Section 2. That depositories accounts, attached hereto as Exhibit A, be and hereby is, designated as the City of Tuskegee Depositories Accounts.

Section 3. That the Signatories listed on the City of Tuskegee Depositories Accounts, be and they hereby are, authorized to sign all checks and warrants approved by the City Manager and drawn by the Finance Department on funds of the City.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 7th day of November, 2016.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.
Lawrence F. Haygood, Jr., Mayor

ATTEST:

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

G. Resolution No. 2017-9. Appointment of Members to the Utilities Board of Tuskegee.

Motion was made by Council Member Whitehead to adopt Resolution No. 2017-9 as stated appointing Shirley W. Curry as a member of the Utilities Board of Tuskegee.

Motion dies for lack of a second to the motion.

Motion was made by Council Member Lee to adopt Resolution No. 2017-9 as stated appointing Mayor Lawrence F. Haygood, Jr. as member on the Utilities Board. Mayor Pro-Tempore Annie L. Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried

Motion was made by Council Member Shirley W. Curry to adopt Resolution No. 2017-9 as stated appointing Frank Christopher Lee, II as a member of the Utilities Board. Mayor Pro-Tempore Annie L. Brown seconded the motion and all members voted aye. Mayor Haygood declared the motion carried.

Returning to the main motion, adopting Resolution No. 2017-9 making appointments to the Utilities Board and adding the following:

Lawrence F. Haygood, Jr. – Two Year Term (**Expires November 5, 2018**)
Frank Christopher Lee, II – Four Year Term (**Expires November 5, 2020**)
Ala Whitehead, Six Year Term (**Expires November 5, 2018**)

RESOLUTION NO. 2017-9

A Resolution making appointments to the Utilities Board of the City of Tuskegee

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

Section 1. That the following City Council members are hereby appointed as members of the Utilities Board of Tuskegee Board of Directors, to serve staggered terms, provided that the term of office of one director shall be two years, of another director shall be four years, and of the third director shall be six years.

Mayor Lawrence F. Haygood, Jr.; Two Year Term (Expires November 5, 2018)

Council Member Frank Christopher Lee, II; Four Year Term (Expires November 5, 2020)

Council Member Ala Whitehead; Six Year Term (Expires November 5, 2018)

Section 2. That any City Council member appointed to serve as a member of the Utilities Board of Tuskegee Board of Directors shall serve for the term for which he or she is appointed or during his or her tenure as a municipal officer, whichever expires first.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 7th day of November 2016.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.

Lawrence F. Haygood, Jr., Mayor

ATTEST:

/s/ Fartima B. Clark

Fartima B. Clark, City Clerk

H. Resolution No. 2017-10. Designating Signatories for PNC Bank.

Motion was made by Mayor Haygood to adopt Resolution No. 2017-10 as stated designating the following signatories: Mayor Lawrence F. Haygood, Jr., Mayor Pro-Tempore Annie L. Brown and City Manager, James W. Harper for all accounts at PNC Bank located in Tuskegee, Alabama. Council Member

Whitehead seconded the motion and all members voted aye. Mayor Pro-Tempore Annie L. Brown declared the motion carried.

**RESOLUTION NO. 2017-10
AUTHORIZING SIGNATORIES ON ACCOUNTS AT PNC BANK**

BE IT RESOLVED that all previous signatories and/or authorizers on any and all accounts at PNC Bank, located in Tuskegee, Alabama are hereby withdrawn; and

BE IT RESOLVED that the signatories on any and all municipal accounts at PNC Bank, located in Tuskegee, Alabama, shall be as follows: Lawrence F. Haygood, Jr., Mayor; Annie Lucas Brown, Mayor Pro-Tempore; and James W. Harper, City Manager. Said signatories shall remain signatories for the length of their terms in their respective capacities.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 7th day of November, 2016.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.

Lawrence F. Haygood, Jr., Mayor

ATTEST:

/s/ Fartima B. Clark

Fartima B. Clark, City Clerk

I. Resolution No. 2017-11. Designating Signatories for Liberty Bank.

Motion was made by Mayor Haygood to adopt Resolution No. 2017-11 as stated designating the following signatories: Mayor Lawrence F. Haygood, Jr., Mayor Pro-Tempore Annie L. Brown and City Manager, James W. Harper for all accounts at Liberty Bank located in Tuskegee, Alabama. Council Member Whitehead seconded the motion and all members voted aye. Mayor Pro-Tempore Annie L. Brown declared the motion carried.

**RESOLUTION NO. 2017-11
AUTHORIZING SIGNATORIES ON ACCOUNTS AT LIBERTY BANK**

BE IT RESOLVED that all previous signatories and/or authorizers on any and all accounts at Liberty Bank, located in Tuskegee, Alabama are hereby withdrawn; and

BE IT RESOLVED that the signatories on any and all municipal accounts at PNC Bank, located in Tuskegee, Alabama, shall be as follows: Lawrence F. Haygood, Jr., Mayor; Annie Lucas Brown, Mayor Pro-Tempore; and James W. Harper, City Manager. Said signatories shall remain signatories for the length of their terms in their respective capacities.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 7th day of November, 2016.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.

Lawrence F. Haygood, Jr., Mayor

ATTEST:

/s/ Fartima B. Clark

Fartima B. Clark, City Clerk

J. Resolution No. 2017-12. Designating Signatories for Tuskegee Federal Credit Union.

Motion was made by Mayor Haygood to adopt Resolution No. 2017-12 as stated designating the following signatories: Mayor Lawrence F. Haygood, Jr., Mayor Pro-Tempore Annie L. Brown and City Manager, James W. Harper for all accounts at Tuskegee Federal Credit Union located in Tuskegee, Alabama. Council Member Whitehead seconded the motion and all members voted aye. Mayor Pro-Tempore Annie L. Brown declared the motion carried.

**RESOLUTION NO. 2017-12
AUTHORIZING SIGNATORIES ON ACCOUNTS AT TUSKEGEE FEDERAL CREDIT UNION**

BE IT RESOLVED that all previous signatories and/or authorizers on any and all accounts at Tuskegee Federal Credit Union, located in Tuskegee, Alabama are hereby withdrawn; and

BE IT FURTHER RESOLVED that the signatories on any and all municipal accounts at Tuskegee Federal Credit Union, located in Tuskegee, Alabama, shall be as follows: Lawrence F. Haygood, Jr., Mayor; Annie Lucas Brown, Mayor Pro-Tempore; and James W. Harper, City Manager. Said signatories shall remain signatories for the length of their terms in their respective capacities.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 7th day of November, 2016.

CITY OF TUSKEGEE, ALABAMA

/s/ Lawrence F. Haygood, Jr.
Lawrence F. Haygood, Jr., Mayor

ATTEST:

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

There being no further matters to come before this Council at this time, motion was made by Council Member Whitehead to adjourn at 12:50 Noon. Mayor Haygood declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

Lawrence F. Haygood, Jr., Mayor

ATTEST:

Fartima B. Clark, City Clerk