

City Hall  
Fayette, Alabama  
November 12, 2013

A regular meeting of the City Council of the City of Fayette met at 5:00 o'clock, p.m. on November 12, 2013, in the Council Chambers of the City Hall.

Upon roll call the following were found to be present: Mayor Ray Nelson, Council members Linda McCraw, Mike Hardin, Jason Cowart, Cedric Wilson and David Brand. Also present were City Clerk Dawn Clapp, Police Chief Danny Jenkins, Fire Chief Tony Ellis, City Attorney Dale Lawrence and City Engineer Dewayne Roby.

The opening prayer was given by Mayor Ray Nelson.

Mayor Nelson announced that a quorum was present and that the meeting was open for the transaction of business.

#### APPROVAL OF MINUTES

Councilmember Wilson moved that the minutes of the work session held on October 14, 2013, and the minutes of the regular meeting held on October 22, 2013, be approved. Upon the motion being seconded by Councilmember Brand, the same was unanimously approved.

#### POLICE DEPARTMENT REPORT

Police Chief Danny Jenkins presented the police report for the month of October 2013. The report was as follows: 28 incidents investigated; 12 accidents; 86 traffic citations; and 40 arrests.

He also reported the bid opening on the police car would take place on November 13th.

Chief Jenkins stated there are currently nine pit bulls registered in the City. The notices to renew will be mailed soon because the deadline to renew a permit is December 31st.

#### RESIGNATION OF POLICE OFFICER

Mayor Nelson reported that Sgt. Bradley McDonald had resigned his position with the Police Department to take a position with the Hoover Police Department.

Chief Jenkins said that he would be posting the position and would accept applications until November 25th at 4:00 p.m. The minimum requirements to be considered for this position are: (1) must have a current A.P.O.S.T. Certification; and, (2) a valid Alabama Drivers License.

Chief Jenkins also stated that the Police Department budget includes funds for an additional officer. He asked the Council to consider filling this position also.

Councilmember Wilson said he was in favor of hiring an officer to fill the vacancy created by Sgt. McDonald's resignation but he would like for the Council to discuss the filling of the second position at a later date.

## TRAFFIC INVESTIGATION REPORT CONCERNING 1<sup>ST</sup> AVENUE NE

Chief Jenkins reported on his investigation of the traffic on that portion of 1<sup>st</sup> Ave NE that runs behind the First United Methodist Church and Fayette First Baptist Church. He said the speed limit is 15 mph. He reported the average speed of north bound traffic was 17 mph and the average speed of south bound traffic was 18 mph. Chief Jenkins said he would meet with the Director of Children's Place to try and arrive at a solution to the problem.

## FIRE DEPARTMENT REPORT

Fire Chief Tony Ellis presented the fire report for the month of October 2013. The Fire Department received 17 fire calls. There was one structural fire.

Chief Ellis stated that he had applied for a Fayette Community Foundation grant for a rapid entry system for the schools in Fayette, Berry and Hubbertville.

He also stated that he is making changes to the Volunteer Firefighter Program in response to the IOS rating.

Chief Ellis reported that the new firefighter, Dylan Dillard graduated from the Fire College Bridge Program in October. Chief Ellis reported that Mr. Dillard's travel expenses were \$450.00 and his tuition was \$600.00. He stated Mr. Dillard had paid the tuition for the Bridge Program before being hired by the City. Chief Ellis recommended that the City reimburse Mr. Dillard for this expense. After a general discussion, Councilmember Wilson moved that the City reimburse Dylan Dillard for the tuition to the Fire College Bridge Program. Upon the motion being seconded by Councilmember Cowart, the same was unanimously approved.

#### TEMPLE AVENUE STREETSCAPE

City Engineer Dewayne Roby reported on the meeting with ALDOT concerning the TAP grant for the Temple Avenue Streetscape Improvements. These improvements would be made on Temple Avenue from the block just north of the Post Office to the Fayette Civic Center. The sidewalks on the west side of Temple Avenue would not be replaced.

#### 2014 PAVING PROJECT

City Engineer Dewayne Roby reported on the 2014 Paving Project. He stated that they are in the process of rating the streets to determine which ones are in the worst condition.

#### AQUATIC CENTER LIGHTING FINAL INSPECTION REPORT

City Engineer Roby stated a walk through inspection had been performed in order to close out the lighting contract. There is still a small punch list for the contractor to do.

#### AQUATIC CENTER LIQUIDATED DAMAGES REPORT

Mayor Nelson reported that the City is withholding payment from J.A. Dawson, the slide contractor and Hattaway Brothers, the lighting contractor, because the amount of liquidated damages is still being negotiated with both of the contractors.

### DELTA BUILDING PROSPECT UPDATE

Mayor Nelson reported they are continuing to work with the prospect for the Delta Building. He also reported another prospect is interested in using another portion of the building.

### BUSINESS GARBAGE SERVICE

Mayor Nelson stated that the City provides garbage services to over thirty businesses in the City. He stated businesses were charged the following for the garbage service: \$25.00 for two containers; \$35.00 for three containers; and, \$45.00 for 4 containers.

### DELINQUENT GARBAGE ACCOUNTS

Mayor Nelson reported during the month of October, \$5,251.20 was collected on delinquent garbage accounts.

### APPROVAL OF FINANCIAL STATEMENT

Councilmember Wilson moved that the City's financial statement be approved. Upon the motion being seconded by Councilmember Brand, the same was unanimously approved.

### APPROVAL OF PARK & RECREATION FINANCIAL STATEMENT

Councilmember McCraw moved that the Park & Recreation financial statement be approved. Upon the motion being seconded by Councilmember Cowart, the same was unanimously approved.

## OLD BUSINESS

- a. Councilmember Cowart asked when the Council was going to discuss the Performance Based Pay System he had proposed. Mayor Nelson stated that he was creating a committee to study and make recommendations concerning this. He appointed Councilmember Cowart, Councilmember Wilson and himself to this committee and designated Councilmember Cowart as its chairman.
- b. Councilmember Cowart asked about the plan to pay back the funds for the new project at the Aquatic Center. Mayor Nelson said that nothing had been finalized about the repayment plan because the bids had not been received yet.
- c. Councilmember Hardin asked about the rewriting of the nuisance ordinance.
- d. Mayor Nelson reported the material for constructing the guardrail near Terrace Park had arrived. The material cost approximately \$2,500.00.
- e. Mayor Nelson reported that City Electrician, Ronnie Black, will be out twelve weeks due to shoulder surgery and Billy Joe Rodgers is also out recovering from surgery. Mayor Nelson stated he would keep the two temporary workers on for some time due to this.

## REPORT OF CITY CLERK

City Clerk Dawn Clapp reported that for the month of October, the City received \$187,312.00 in sales tax and \$9,519.00 in alcohol taxes.

## REPORT OF COUNCILMEMBER HARDIN

Councilmember Hardin reported that the leaf truck is operating but is running behind due to the amount of leaves.

## REPORT OF COUNCILMEMBER COWART

Councilmember Cowart thanked everyone who called and sent cards and food during his wife's surgery and recovery.

He also reminded everyone that they should not text and drive.

## ADJOURNMENT

There being no further business to come before the Council, upon the motion to adjourn being made by Councilmember Wilson and seconded by Councilmember McCraw, the same was unanimously approved.

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Mayor

Attest:

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City Clerk