

City Hall  
Fayette, Alabama  
July 9, 2019

A regular meeting of the City Council of the City of Fayette met at 5:00 o'clock, p.m. on July 9, 2019, in the Council Chambers of the City Hall.

Upon roll call the following were found to be present: Mayor Ray Nelson, Councilmembers Linda McCraw, Eddy Campbell, Jason Cowart, Cedric Wilson and Jerry Nichols. Also present were Police Chief Danny Jenkins, Assistant City Clerk Sherry Fowler and Fire Chief Shannon Taylor. City Attorney Dale Lawrence and City Clerk Dawn Clapp were absent.

The opening prayer was given by Mr. Bobby Avant.

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

#### APPROVAL OF MINUTES

Councilmember Cowart moved the minutes of the regular meeting held on June 25, 2019, be approved. Upon the motion being seconded by Councilmember Wilson, the same was unanimously approved.

#### GUESTS APPEARING BEFORE COUNCIL

##### 1. ALABAMA SECRETARY OF STATE – MR. JOHN MERRILL

Alabama Secretary of State John Merrill appeared before the Council. Secretary of State Merrill spoke to the Council concerning his upcoming bid for a U.S. Senate seat. He stressed the importance of every citizen being registered to vote. He also stated it is vital to the state that all residents be counted during the 2020 U.S. Census.

#### EXECUTIVE SESSION

Councilmember Wilson moved the Council go into executive session to discuss the general reputation and character of individuals. Upon the motion being seconded by Councilmember Cowart, the same was unanimously approved.

Councilmember Cowart moved the Council come out of executive session. Upon the motion being seconded by Councilmember Nichols, the same was unanimously approved.

#### POLICE DEPARTMENT REPORT

Police Chief Danny Jenkins presented the police report for the month of June 2019. The report was as follows: 39 incidents investigated; 17 accidents; 124 traffic citations; and 44 arrests.

Chief Jenkins reported that two of his newest officers, Dustin Morgan and Trace Norris, were scheduled to graduate from the Police Academy on July 18<sup>th</sup>.

#### FIRE DEPARTMENT REPORT

Fire Chief Shannon Taylor presented the fire report for the month of June 2019. The Fire Department received 19 calls.

#### AVENU/RDS BUSINESS SALES TAX COLLECTION

After a general discussion concerning AVENU/RDS, Councilmember Cowart moved that the Council terminate the City's current sales tax agreement with AVENU/RDS and contract with the State of Alabama to collect the sales tax for the City. Upon the motion being seconded by Councilmember Nichols, the same was unanimously approved.

#### 25<sup>TH</sup> STREET AND 8<sup>TH</sup> AVENUE PAVING PROJECT

It was reported that ALDOT will fund 50% of the 25<sup>th</sup> Street and 8th Avenue Paving Project up to \$192,000.00. The total project cost is \$250,000.00 instead of \$384,000.00 as previously estimated.

RESOLUTION 2019-06

Mayor Nelson presented Resolution 2019-06 to the Council for their consideration. Resolution 2019-06 is as follows:

**RESOLUTION 2019-06**  
**A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT**  
**WITH THE STATE OF ALABAMA THROUGH THE ALABAMA DEPARTMENT OF**  
**TRANSPORTATION RELATING TO A PROJECT FOR RESURFACING ALONG 8<sup>TH</sup>**  
**AVENUE NW AND 25<sup>TH</sup> STREET NW**

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**BE IT RESOLVED**, by the City of Fayette as follows:

That the City enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a project for:

**Resurfacing along 8<sup>th</sup> Avenue NW and 25<sup>th</sup> Street NW from the Fayette City Limits to SR-171 (US-43); Project # ST-029-999-006; CPMS Ref# 100070317.**

Which agreement is before the Council, and that the agreement be executed in the name of the City, by the Mayor for and on its behalf and that it be attested by the City Clerk and the official seal of the City be affixed thereto.

**BE IT FURTHER RESOLVED**, that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept on file by the City.

**ADOPTED AND APPROVED** by the City Council of the City of Fayette, Alabama, on this \_\_\_\_\_ day of July, 2019.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Councilmember Wilson moved the Council adopt Resolution 2019-06. Upon the motion being seconded by Councilmember Nichols, the same was unanimously adopted.

RAILS FOR TRAILS PROJECT

Mayor Nelson reported an anonymous donor had offered to pay the additional costs to purchase the rail corridor from Norfolk Southern Railway for the Rails to Trails project. Norfolk Southern is asking \$353,960.00 for the property. A \$100,000.00 grant has been obtained for the project, along with a \$25,000.00 match from the City. The remaining \$228,960.00 would be paid by the anonymous donor.

Mayor Nelson stated he would call a special council meeting for next Tuesday, July 16<sup>th</sup> at 4:00 p.m. to vote on continuing the project.

SUMMER WORK PROGRAM

Mayor Nelson stated four students had been hired for the summer work program.

APPROVAL OF FINANCIAL STATEMENT

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

APPROVAL OF PARK & RECREATION FINANCIAL STATEMENT

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

APPROVAL OF MUNICIPAL COURT FINANCIAL STATEMENT

Councilmember Nichols moved the Municipal Court financial statement be approved. Upon the motion being seconded by Councilmember Wilson, the same was unanimously approved.

REPORT OF COUNCILMEMBER COWART

Councilmember Cowart announced toy bowl football and cheerleader signup is underway. The deadline to sign up is July 26, 2019.

Councilmember Cowart stated there are three spots still open for private parties at the Aquatic Center. He stated the Aquatic Center is averaging 351 people in attendance per day.

ADJOURNMENT

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

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Mayor

Attest:

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City Clerk