

City Hall
Fayette, Alabama
August 27, 2019

A regular meeting of the City Council of the City of Fayette met at 5:00 o'clock, p.m. on August 27, 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, Cedric Wilson and Jerry Nichols. Also present were Police Chief Danny Jenkins, City Attorney Dale Lawrence, City Clerk Dawn Clapp and Fire Chief Shannon Taylor. Councilmember Jason Cowart was absent.

The opening prayer was given by Bro. Scott Davis of Fayette First Baptist Church.

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

GUESTS APPEARING BEFORE COUNCIL

1. BRO. SCOTT DAVIS – SUNDAY ALCOHOL SALES

Bro. Scott Davis of Fayette First Baptist Church spoke to the Council concerning Sunday alcohol sales and expressed his opposition to the sale of alcohol on Sunday.

SUNDAY ALCOHOL SALES ORDINANCE

Mayor Nelson stated Councilmember Cowart had requested that proposed Ordinance 2019-03 be removed from the agenda for this meeting since he was not going to be present.

RESOLUTION 2019-09

Mayor Nelson presented Resolution 2019-09 to the Council for their consideration. Resolution 2019-09 is as follows:

**RESOLUTION 2019-09
A RESOLUTION AUTHORIZING THE CITY TO USE THE FUNDS FROM THE NEW
EXCISE TAX ON GASOLINE AND DIESEL FUEL FOR
STRIPING STREETS WITHIN THE CITY**

WHEREAS, the 2019 Alabama Legislature has passed an HB2 to levy an additional excise tax on gasoline and diesel fuel; and

WHEREAS, the City of Fayette is to receive a portion of said tax; and

WHEREAS, the City of Fayette pledges to keep this money in a separate fund and expend it only for the maintenance, improvement, replacement and construction of roads as mandated by the law passed; and

WHEREAS, the City of Fayette shall adopt an annual transportation plan no later than August 31 for the next fiscal year based on an estimate of revenues;

NOW THEREFORE BE IT RESOLVED, that the City of Fayette intends to spend the expected funds of \$27,090.00 striping streets within the City.

ADOPTED AND APPROVED by the City Council of the City of Fayette, Alabama, on this 27th day of August, 2019.

Mayor

ATTEST:

City Clerk

Councilmember Wilson moved the Council adopt Resolution 2019-09. Upon the motion being seconded by Councilmember Nichols, the same was unanimously adopted.

RESOLUTION 2019-08

Mayor Nelson presented Resolution 2019-08 to the Council for their consideration. Resolution 2019-08 is as follows:

RESOLUTION 2019-08
A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN REVISED
AGREEMENT WITH THE STATE OF ALABAMA FOR DOWNTOWN SIDEWALK
IMPROVEMENTS ALONG TEMPLE AVENUE FROM 2ND STREET NE to 5TH STREET
NW

BE IT RESOLVED by the City of Fayette as follows:

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

Downtown sidewalk improvements along Temple Avenue from 2nd Street NE
to 5th Street NW; Project # TAPNU-TA15(944); CPMS Ref # 100064559.

Which revised agreement is before this Council, and that the revised 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 revised agreement by all parties, that a copy of such agreement be kept on file by the City.

BE IT FURTHER RESOLVED, that the agreement is being revised due to an overrun of \$11,440.00. The City acknowledges and agrees that the TAP funds will pay \$9,152.00 and the City will pay \$2,288.00 to cover the cost of the overrun.

ADOPTED AND APPROVED by the City Council of the City of Fayette, Alabama, on this 27th day of August, 2019.

Mayor

ATTEST:

City Clerk

Councilmember Nichols moved the Council adopt Resolution 2019-08. Upon the motion being seconded by Councilmember McCraw, the same was unanimously adopted.

MUNICIPAL COURT TIME CHANGE

Mayor Nelson reported Municipal Judge Steven Nolen had requested the court time be changed from 5:00 p.m. to 4:00 p.m. After a general discussion, Councilmember Campbell moved the Municipal Court time be changed from 5:00 p.m. to 4:00 p.m. Upon the motion being seconded by Councilmember McCraw, the same was unanimously approved.

SHOWA BEST GLOVE INFRASTRUCTURE GRANT

Mayor Nelson reported Governor Kay Ivey had notified the City that the City/SHOWA Best Glove Project had been awarded a \$500,000.00 grant. The grant will assist in the expansion and modernization of the Showa Best Glove facility by providing funds for water, sewer and drainage relocation and improvements. The final award of the funds is subject to the City meeting the terms and conditions contained in the Letter of Conditional Commitment.

PAVING PROJECT UPDATE

Mr. Luke Porter reported the Notice for Bids on the resurfacing of 8th Avenue and 25th Street NW would be advertised beginning August 28, 2019 and the bids would be opened on September 13, 2019. He said once the bid is awarded, paving should begin in late October or early November.

ATRIP II GRANT PROJECT – EXPAND INTERSECTION AT 2ND AVENUE
AND COLUMBUS STREET

Mayor Nelson reported on the ATRIP II Grant Project. He stated if the project is awarded, there will be no match required from the City. The Council decided at its last meeting to apply for a grant for the intersection of Highway 18 and Highway 171.

The Alabama Transportation Rehabilitation and Improvement Program—II (ATRIP-II) Committee was created as part of the Rebuild Alabama Act (RAA) of 2019. The State is wanting cities and counties to submit plans for improving the state highways. This is for projects the cities or counties want the State to perform to address issues on the state highways.

APPROVAL OF MINUTES

Councilmember McCraw moved the minutes of the regular meeting held on August 13, 2019, be approved. Upon the motion being seconded by Councilmember Nichols, it was unanimously approved.

INDUSTRIAL PROSPECT

Mr. Rick McCabe reported to the Council on an industrial prospect. He said Mr. David Thornell of C3 was taking the lead on obtaining information for the project.

APPROVAL OF FINANCIAL STATEMENT

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

APPROVAL OF PARK & RECREATION FINANCIAL STATEMENT

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

REPORT OF MAYOR

Mayor Nelson reported the Fayette City Cemetery had been added to the Alabama Historic Cemetery Registry.

SET PUBLIC HEARING

Mayor Nelson stated a public hearing would be held on September 10, 2019, at 5:00 p.m. concerning a request for a commercial event center license.

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 Nichols, the same was unanimously approved.

Mayor

Attest:

City Clerk