

City Hall
Fayette, Alabama
May 11, 2021

A regular meeting of the City Council of the City of Fayette met at 5:00 o'clock, p.m. on May 11, 2021, in the Council Chambers of the City Hall.

Upon roll call the following were found to be present: Mayor Rod Northam, Councilmembers Virettia L. Whiteside, Eddy Campbell, Tommy Williams and Aliska Hughes-Monroe. Also present were City Clerk Dawn Clapp and Police Chief Danny Jenkins. Councilmember Jerry Nichols, City Attorney Dale Lawrence and Fire Chief Shannon Taylor were absent.

The opening prayer was given by Gracelyn Westbrook. Gracelyn is a member of the 4H Leadership Council and is the Alabama Southern Miss Ambassador. She also led the Pledge of Allegiance.

Mayor Rod Northam announced a quorum was present and the meeting was open for the transaction of business.

APPROVAL OF MINUTES

Councilmember Hughes-Monroe moved the minutes of the regular meeting held on April 27, 2021, be approved. Upon the motion being seconded by Councilmember Whiteside, it was unanimously approved.

AQUATIC CENTER REPORT

Fayette Aquatic Center Supervisor Chris Champion appeared before the Council to discuss the proposed guidelines under which the Aquatic Center would be operating this year. He asked the Council whether the Aquatic Center should limit capacity this year. Last year capacity was limited to 460 people. The proposed maximum capacity for the Aquatic Center is 800 people. Councilmembers Hughes-Monroe, Whiteside, Williams and Campbell all agreed to allow maximum capacity. Mayor Northam said they would watch the attendance numbers and come back and revisit this if the count goes above 800.

Park and Recreation Director Lance Holliman requested the City continue to limit groups coming into the facility. It was the consensus of the Council to open the Aquatic Center with no limitations on groups. Councilmember Williams stated he would like to see it get back as close as possible to normal.

Mr. Champion reported the Aquatic Center had two extra lifeguards last year for cleaning purposes. He stated there was money in the budget to continue with the two extra lifeguards. The Council approved the two extra lifeguards for cleaning again this year. The Council will review this again next season.

Mr. Champion reported the Aquatic Center's admission and concession workers would be provided with a shirt to wear while working. The shirts cost \$20.00 each. Thirty-three employees will be provided a shirt and this will cost approximately \$660.00. The Aquatic Park will provide one shirt. Any extra shirts will have to be purchased by the employee.

Mr. Champion stated 95 private parties have been booked for the 144 available slots. He stated they have 34 life guards now, and could have possibly 50 to 55 when the park opens. He also stated Mrs. Kim Clemens will be teaching swimming lessons this year for four weeks. He said the Rutland family had donated \$5,000.00 to the Aquatic Center.

ORDINANCE 2021-02

Mayor Northam presented Ordinance 2021-02 to the Council for their consideration. Ordinance 2021-02 is as follows:

**ORDINANCE NO. 2021-02
A SUPPLEMENTAL ORDINANCE TO AMEND AN ORDINANCE
AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING
WARRANTS, SERIES 2021**

BE IT ORDAINED by the governing body of the City of Fayette, Alabama (the "City"), as follows:

Section 1. Findings. The governing body of the City makes the following findings, representations and warranties as the basis for the undertakings on its part herein contained:

(a) The City has heretofore authorized the issuance of its General Obligation Refunding Warrants, Series 2021 (the "Series 2021 Warrants"), under the terms and conditions of an Ordinance adopted by the governing body of the City at its regular meeting held on April 13, 2021 (the "Parameters Ordinance").

(b) The Parameters Ordinance authorized the Series 2021 Warrants to realize a savings in the City's net interest cost by refunding, in part, the City's General Obligation Warrants, Series 2012, dated May 1, 2012 (the "Series 2012 Warrants").

(c) Since the date of the Parameters Ordinance the City has determined that constructing certain capital improvements rather than simply realizing a savings in the City's net interest cost by refunding a portion of the Series 2012 Warrants is necessary and desirable.

(d) It is necessary and advisable that the Parameters Ordinance be supplemented and amended, as hereinafter set forth, and it is further necessary and advisable that the Series 2021 Warrants be sold, issued, and delivered in accordance with the terms of the Purchase Agreement and Definitive Terms Certificate referenced herein.

Section 2. Amendment of Uses of Series 2021 Warrants Proceeds. Pursuant to Section 8.7 of the Parameters Ordinance the City hereby amends the uses of the Series 2021 Warrants proceeds to include funding capital improvements to be owned by the City as may be specifically determined by the City at a later date based upon receipt of grant funding.

Section 3. Amendment of Section 7.3. Section 7.3 of the Parameters Ordinance is hereby amended by deleting Section 7.3 and replacing it with the following:

SECTION 7.3 Application of Proceeds

The proceeds from the sale of the Series 2021 Warrants shall be delivered to the Paying Agent for deposit in a clearance account and shall be applied by the Paying Agent for the following purposes and in the following order:

(a) the amount (if any) received as accrued interest on the sale of the Series 2021 Warrants shall be deposited in the Debt Service Fund;

(b) the issuance expenses specified on the Closing Statement shall be paid as provided in such Closing Statement;

(c) the amount specified on the Closing Statement shall be deposited with the City to fund various capital improvements to be owned by the City;

(d) the amount specified on the Closing Statement shall be deposited in the Escrow Fund and applied in accordance with the terms of the Escrow Agreement for refunding a portion of the Series 2012 Warrants; and

(e) the balance (if any) shall be deposited in the Debt Service Fund.

Section 4. Approval of Purchase Agreement. The City does hereby (i) approve the sale of the Series 2021 Warrants to The Frazer Lanier Company, Incorporated (the "Underwriter") at a purchase price of \$ 2,607,743.75 (which reflects original issue premium of \$237,743.75 and underwriter's discount of \$30,000.00), (ii) does hereby ratify, confirm, and approve the execution by the Mayor of the City of the Purchase Agreement dated April 21, 2021, between the City and the Underwriter (the "Purchase Agreement"); and (iii) does hereby ratify, confirm, and approve the sale of the Series 2021 Warrants to the Underwriter on the terms and at the rates set forth in the Purchase Agreement.

Section 5. Confirmation of Parameters Ordinance and Definitive Terms Certificate. All terms, covenants and conditions of the Parameters Ordinance and Definitive Terms Certificate executed by the Mayor as of April, 21 2021, as supplemented by this ordinance, are hereby in all things ratified and confirmed, and they shall remain in full force and effect.

ADOPTED AND APPROVED on this the 11th day of May, 2021.

Mayor

ATTEST:

City Clerk

Councilmember Campbell moved the Council give unanimous consent to consider Ordinance 2021-02. Upon the motion being seconded by Councilmember Whiteside, it was unanimously approved.

Councilmember Campbell moved the Council adopt Ordinance 2021-02. Upon the motion being seconded by Councilmember Williams, it was unanimously approved.

POLICE DEPARTMENT REPORT

Police Chief Danny Jenkins presented the police report for the month of April 2021. The report was as follows: 27 incidents investigated; 10 accidents; 59 traffic citations; 46 traffic warnings and 32 arrests.

Chief Jenkins stated they are continuing to conduct traffic studies. He reported local businesses would like 1st Avenue NE to be designated a one way street. 2400 cars passed through in one week. 988 cars used 7th Avenue in one week.

Chief Jenkins stated the in-car computers used by the Police Department were worn out. He stated the department needed to purchase new computers and printers. Eleven new in-car computers and printers are needed and this would cost \$10,128.89. Councilmember Whiteside moved The Council authorize the purchase of eleven new in-car computers and printers at a cost of \$10,128.89. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved.

FIRE DEPARTMENT REPORT

Councilmember Campbell presented the fire report for the month of April 2021. The Fire Department received 20 calls.

Councilmember Campbell also reported letters have been sent to four property owners about their grass needing to be cut.

PARADE PERMIT

Mayor Northam presented to the Council a request for a parade permit for the nursing home. No date has been set. Councilmember Whiteside moved the permit be granted. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved

WASTE WATER SUPERINTENDENT

Mayor Northam stated three applicants were interviewed for the Waste Water Superintendent position. Mayor Northam stated he would hire Mr. Matt Buckner for the position upon obtaining the consent of the Council. Councilmember Whiteside moved the Council consent to the Mayor hiring Mr. Matt Buckner as Waste Water Superintendent. Upon the motion being seconded by Councilmember Williams, it was unanimously approved.

PARK & RECREATION TRACTOR PURCHASE

Mayor Northam stated the City had received three bids for the tractor for the Park & Recreation Department. H&R Agri-Power was the low bidder at \$34,697.00 which was within budget of \$36,000.00. He recommended the Council accept the lowest bid from H&R Agri-Power, in the amount of \$34,697.00. Councilmember Hughes-Monroe moved the Council adopt the following resolution:

RESOLUTION

BE IT RESOLVED, by the City Council of the City of Fayette that it hereby awards the bid for the tractor to the lowest responsible bidder, H&R Agri-Power, in the amount of \$34,697.00.

Upon the motion being seconded by Councilmember Whiteside, it was unanimously approved.

APPROVAL OF FINANCIAL STATEMENT

Councilmember Hughes-Monroe 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 Campbell moved the Municipal Court financial statement be approved. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved.

APPROVAL OF PARK & RECREATION FINANCIAL STATEMENT

Councilmember Whiteside moved the Park & Recreation financial statement be approved. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved.

REPORT OF MAYOR

Mayor Northam stated the March for Jesus would be held on May 15, 2021, at 9:00 a.m. It will begin at the train depot and end with a service at Fayette First Baptist Church.

Mayor Northam stated a Strategic Plan meeting will be held on May 20, 2021, from 9:00 a.m. to 1:00 p.m. to focus on improvements for the City.

Mayor Northam stated the Clean-Up Day was a great day. He thanked the Council and volunteers. He stated approximately 80 people participated. Ninety bags of garbage were collected.

Mayor Northam reported there are still a lot of employment opportunities in the City. He stated Showa Glove, Dal-Tile, City of Fayette and L & R Chevron have employment opportunities.

Mayor Northam announced the following new businesses have opened in Fayette: JW's Produce and Grannie's Fruits and Vegetables.

REPORT OF CITY CLERK

City Clerk Dawn Clapp reported for the month of April, the City received \$289,594.68 in non-designated sales tax and the ½¢ sales tax for the hospital generated \$46,193.46 for a combined total of \$335,788.14. She reported the City received \$7,448.40 in alcohol taxes. She reported the City received \$17,592.66 in online sales tax.

REPORT OF COUNCILMEMBER WHITESIDE

Councilmember Whiteside thanked the volunteers that helped with Clean-Up day. She stated the Guthrie Smith Park was super clean.

REPORT OF COUNCILMEMBER CAMPBELL

Councilmember Campbell stated the City has summer jobs available and needs employees. Applicants should contact the Park & Recreation Department.

REPORT OF COUNCILMEMBER HUGHES-MONROE

Councilmember Hughes-Monroe stated she had received good reports about Clean-Up day. She encouraged parents to enroll their children for swimming lessons. She stated funding was available if someone could not afford the lessons.

ADJOURNMENT

There being no further business to come before the Council, upon the motion to adjourn being made by Councilmember Whiteside and seconded by Councilmember Campbell, it was unanimously approved.

Mayor

Attest:

City Clerk