

City Hall  
Fayette, Alabama  
November 23, 2021

A regular meeting of the City Council of the City of Fayette met at 5:00 o'clock, p.m. on November 23, 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, City Attorney Dale Lawrence, Police Chief Danny Jenkins and Fire Chief Shannon Taylor. Councilmember Jerry Nichols was absent.

The opening prayer was given by Will Stoker, a junior at Fayette County High School.

The Pledge of Allegiance was led by FCHS Student Council President Connor Taylor.

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

#### APPROVAL OF MINUTES

Councilmember Campbell moved the minutes of the regular meeting held on November 9, 2021, be approved. Upon it being seconded by Councilmember Whiteside, it was unanimously approved.

#### FINANCIAL SUPPORT FOR INVESTIGATOR

District Attorney Andy Hamlin thanked the Council for their support for a sexual assault investigator for the 24<sup>th</sup> Judicial Circuit. He asked the Council to continue its support for this investigator. He stated Ms. Anna Ruth Bailey is the current sexual assault investigator. He expected by the end of the year there would be 150 sexual assault cases within the Circuit. Mr. Hamlin asked the Council to continue its support in the amount of \$5,000.00.

Councilmember Williams moved that the City continue to provide support for the sexual assault investigator for the 24<sup>th</sup> Judicial Circuit in the amount of \$5,000.00. Upon the motion being seconded by Councilmember Whiteside, the same was unanimously approved.

#### ANIMAL CONTROL CONTRACT WITH COUNTY COMMISSION

Fayette County Commissioner Brad Cox presented the Council with a contract for the Fayette County Commission to provide certain animal control services to the City. The contract is for one year at a monthly rate of \$1,500.00. The contract can be terminated by either party upon the giving of a sixty days' notice. Councilmember Whiteside moved the City enter into the animal control contract with the Fayette County Commission. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved.

#### GUEST APPEARING BEFORE COUNCIL

Mrs. Evelyn Howard asked the Council why the City was going to pay the County for animal control services. She said the County was supposed to provide a pound.

Mrs. Howard also asked about the zoning ordinance. She wanted to know why the City had not made the owner of the manufactured home that was the subject of her appeal move. Mrs. Howard felt the City was violating its own ordinance by not evicting the owners or forcing them to move.

#### ACE HOUSING COMMITTEE UPDATE

ACE Coordinator Daniel White introduced the ACE Housing Committee. Ms. Julia Miranda updated the Council on their work. The Housing Committee has been seeking a developer to build apartments and homes in the City. She said the committee has tried to identify property to be developed.

#### PARADE PERMIT

Mayor Northam presented to the Council a request for a permit for the "Old Fashion Christmas" event to be held in downtown Fayette on December 2, 2021. Councilmember Campbell moved the permit be granted. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved.

### PARADE PERMIT

Mayor Northam presented to the Council a request for a parade permit for the Christmas Parade to be held on December 6, 2021. Councilmember Whiteside moved the permit be granted. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved.

### RESOLUTION 2021-25

Mayor Northam presented Resolution 2021-25 to the Council for their consideration. Resolution 2021-25 is as follows:

#### **RESOLUTION 2021-25 RESOLUTION PROVIDING FOR THE PARTICIPATION OF THE CITY OF FAYETTE IN THE "SALES TAX HOLIDAY"**

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**WHEREAS**, during its 2012 Regular Session, the Alabama Legislature enacted Act No. 2012-256, effective April 26, 2012, which provides an exemption of the state sales and use tax for certain severe weather preparedness supplies during the first full weekend in July of 2012 and the last full weekend of February in subsequent years; and

**WHEREAS**, Act No. 2012-256 authorizes the City Council to provide for an exemption of city sales and use taxes for purchases of items covered by the Act during the same time period in which the state sales and use tax exemption is in place, provided a resolution to that effect is adopted; and

**WHEREAS**, the Fayette City Council has affirmatively voted to grant the exemption of City sales and use taxes on purchases covered by Act No. 2012-256 during the last full weekend of February 2022 beginning at 12:01 a.m. on Friday, February 25, 2022 and ending at twelve midnight on Sunday, February 27, 2022, the last full weekend of February in 2022;

**WHEREFORE BE IT RESOLVED BY THE FAYETTE CITY COUNCIL** that it does hereby provide for an exemption of the City sales and use tax on purchases of items covered by Act No. 2012-256 beginning at 12:01 a.m. on Friday, February 25, 2022 and ending at twelve midnight on Sunday, February 27, 2022.

**BE IT FURTHER RESOLVED** that a copy of this resolution be spread upon the minutes of the November 23, 2021, meeting of the Fayette City Council, and be immediately forwarded to the Alabama Department of Revenue in compliance with Code of Alabama, § 11-51-210 (e).

**IN WITNESS WHEREOF**, the Fayette City Council has caused this Resolution to be executed in its name and on its behalf by its Mayor on this the 23rd day of November, 2021.

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Mayor Rod Northam

ATTEST:

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City Clerk Dawn Clapp

Councilmember Campbell moved the Council adopt Resolution 2021-25. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved.

### CITY FINANCIALS

Mayor Northam reviewed with the Council the financials for the City, Municipal Court, Waste Water Treatment and Park & Recreation.

### REPORT OF MAYOR

Mayor Northam stated for the last seven days, Fayette County's COVID positivity rate was 7.2%.

Mayor Northam stated there are two new businesses in town – Granta's Kitchen (food truck) and Little Beige Cottage Baking Company.

Mayor Northam stated three positions are still open with the City of Fayette. He stated interviews would be conducted for the firefighter and police officer positions next week.

Mayor Northam stated "Christmas at the Park" starts Thursday night, November 25, 2021.



### EXECUTIVE SESSION

Councilmember Campbell moved the Council go into executive session to discuss with their attorney the legal ramifications of and legal options for controversies not yet being litigated but imminently likely to be litigated. The City Attorney stated this exception was applicable to the planned discussion. Upon the motion being seconded by Councilmember Whiteside, it was unanimously approved.

Councilmember Williams moved the Council come out of executive session. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved.

### ADJOURNMENT

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

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Mayor

Attest:

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City Clerk