

City Hall
Fayette, Alabama
December 14, 2021

A regular meeting of the City Council of the City of Fayette met at 5:00 o'clock, p.m. on December 14, 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, Aliska Hughes-Monroe and Jerry Nichols. Also present were City Clerk Dawn Clapp, Police Chief Danny Jenkins, Fire Chief Shannon Taylor and City Attorney Dale Lawrence.

The opening prayer was given by Bro. Scott Davis.

The Pledge of Allegiance was led by VFW member Jerry Fulmer.

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

APPROVAL OF MINUTES

Councilmember Whiteside moved the minutes of the regular meeting held on November 23, 2021, be approved. Upon the motion being seconded by Councilmember Campbell, it was unanimously approved.

POLICE DEPARTMENT REPORT

Police Chief Danny Jenkins presented the police report for November 2021. The report was as follows: 34 incidents investigated; 19 accidents; 107 traffic citations; 46 traffic warnings and 48 arrests.

STREET LIGHT REQUEST

Police Chief Jenkins asked the Council to consider placing a street light in the 2200 block of 6th Avenue NW. Councilmember Whiteside moved the City request a street light be placed in the 2200 block of 6th Avenue NW. Upon the motion being seconded by Councilmember Hughes-Monroe, it was unanimously approved.

HIRING OF POLICE OFFICER

Police Chief Jenkins recommended Mr. Zakeith Wilson be hired as a Police Officer. Mayor Northam stated he would hire Mr. Wilson as a police officer upon obtaining the consent of the Council. Councilmember Williams moved the Council consent to the Mayor hiring Mr. Zakeith Wilson as a police officer. Upon the motion being seconded by Councilmember Campbell, it was unanimously approved.

FIRE DEPARTMENT REPORT

Fire Chief Shannon Taylor presented the fire report for November 2021. The Fire Department received 19 calls.

Chief Taylor stated all abatements have been closed out.

HIRING OF FIREFIGHTERS

Fire Chief Taylor recommended Mr. Tyler Galloway be hired as a firefighter. Mayor Northam stated he would hire Mr. Galloway as a firefighter upon obtaining the consent of the Council. Councilmember Nichols moved the Council consent to the Mayor hiring Mr. Tyler Galloway as a firefighter. Upon the motion being seconded by Councilmember Williams, it was unanimously approved.

Fire Chief Taylor recommended Mr. Jordan Stough be hired as a part-time firefighter to be used on an as needed basis. Mayor Northam stated he would hire Mr. Stough as a part-time firefighter upon obtaining the consent of the Council. Councilmember Campbell moved the Council consent to the Mayor hiring Mr. Jordan Stough as a part-time firefighter. Upon the motion being seconded by Councilmember Whiteside, it was unanimously approved.

DHR ROOFING BID

Mayor Northam stated the City had received five bids for the reroofing the DHR building. Fire Chief Taylor reviewed the bids and recommended the Council award the bid to the lowest responsible

bidder, ZR Elite Roofing at a cost of \$57,950.00. 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 reroofing of the DHR building to the lowest responsible bidder, ZR Elite Roofing, in the amount of \$57,950.00.

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

BIDS FOR CIVIC CENTER CARPET REPLACEMENT

Mayor Northam stated the City needed to advertise for bids to replace the carpet at the Civic Center. Councilmember Hughes-Monroe moved the City advertise for bids to replace the carpet at the Civic Center. Upon the motion being seconded by Councilmember Williams, it was unanimously approved.

MUNICIPAL BOARDS DISCUSSION

Mayor Northam discussed with the Council the need to fill positions on the City boards. He stated there are currently 12 vacancies and 35 positions to be reappointed or replaced. A committee to review this was established consisting of Mayor Northam and Councilmembers Hughes-Monroe and Whiteside.

REQUEST FOR STORM WATER PIPE REPLACEMENT

Mayor Northam reported Ms. Shannon Mostiller had written a letter requesting the City's storm water pipe be replaced because it had deteriorated and was causing sink holes. Councilmember Campbell said there were similar issues on other property and suggested a plan be developed for addressing this.

RESOLUTION 2021-26

Mayor Northam presented Resolution 2021-26 to the Council for their consideration. Resolution 2021-26 is as follows:

RESOLUTION 2021-26

A RESOLUTION AUTHORIZING THE CITY OF FAYETTE TO JOIN THE STATE OF ALABAMA AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN THE ENDO SETTLEMENT

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Alabama, and the City of Fayette, Alabama.

WHEREAS, the City of Fayette has suffered harm and will continue to suffer harm as a result of the opioid epidemic;

WHEREAS, the State of Alabama and some Alabama local governments have filed lawsuits against opioid manufacturers, distributors, and retailers ("Opioid Litigation");

WHEREAS, the State of Alabama has entered into a Settlement Agreement with Endo Health Solutions Inc. and Endo Pharmaceuticals Inc. ("Endo"), which includes the claims for the State of Alabama's local governments, and the City of Fayette finds the terms of the Settlement Agreement acceptable and in the best interest of the community;

WHEREAS, the State of Alabama has proposed an Endo Settlement Sign-On Agreement to the local governments and the City of Fayette finds the terms of the Sign-On Agreement acceptable and in the best interest of the community;

WHEREAS, the Settlement Agreement and Sign-On Agreement detail the allocation of Settlement Funds, which the City of Fayette finds acceptable and in the best interest of the community;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAYETTE, ALABAMA,

Section 1. That the City of Fayette finds that participation in the Endo Settlement, Settlement Agreement and Sign-On Agreement is in the best interest of the City of Fayette and its citizens because such a plan would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That the City of Fayette hereby expresses its support for the Endo Settlement and allocation and use of Settlement Funds as generally described in the Settlement Agreement and Sign-On Agreement.

Section 3. That the City of Fayette's Mayor ("City Mayor") is hereby expressly authorized to execute the Endo Settlement Sign-On Agreement and the City Mayor is hereby authorized to execute any formal agreements necessary to implement the Endo Settlement and plan for the allocation and use of Settlement Funds.

Section 4. That the City Mayor is hereby expressly authorized to execute any formal agreement and related documents evidencing the City of Fayette's agreement to the settlement of claims [and litigation] specifically related to Endo.

Section 5. That the City Mayor is authorized to take such other action as necessary and appropriate to effectuate the City of Fayette's participation in the Endo Settlement.

Section 6. This Resolution is effective upon adoption, the welfare of the City of Fayette, Alabama requiring it.

This Resolution shall be added to the Minutes of the Council's meeting.

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 14th day of December, 2021.

Mayor Rod Northam

ATTEST:

City Clerk Dawn Clapp

Councilmember Whiteside moved the Council adopt Resolution 2021-26. Upon the motion being seconded by Councilmember Williams, the same was unanimously approved.

APPROVAL OF FINANCIAL STATEMENT

Councilmember Nichols moved the City's financial statement be approved. Upon the motion being seconded by Councilmember Hughes-Monroe, the same was unanimously approved.

APPROVAL OF MUNICIPAL COURT FINANCIAL STATEMENT

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

APPROVAL OF PARK & RECREATION FINANCIAL STATEMENT

Councilmember Nichols 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 garbage would be collected at its regular time during Christmas.

Mayor Northam stated there have been 11 positive Covid test in the past 7 days.

Mayor Northam stated donations at "Christmas at the Park" were down 11% from last year. Approximately 1,800 cars have driven through since the opening night.

REPORT OF CITY CLERK

City Clerk Dawn Clapp reported for the month of November, the City received \$267,803.00 in non-designated sales tax and the ½¢ sales tax for the hospital generated \$43,151.00 for a combined total of \$310,954.00. She reported the City received \$14,626.00 in alcohol taxes. She also reported the City received \$17,880.00 in online sales tax.

EXECUTIVE SESSION

Councilmember Whiteside 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 Nichols, it was unanimously approved.

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

Mayor

Attest:

City Clerk