

City Hall  
Fayette, Alabama  
August 23, 2022

A regular meeting of the City Council of the City of Fayette met at 5:00 o'clock, p.m. on August 23, 2022, 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 Jerry Nichols. Also present were City Clerk Dawn Clapp, Assistant Police Chief Mark Allison, City Attorney Dale Lawrence and Junior City Council Mayor Benjamin Olive. Councilmember Aliska Hughes-Monroe was absent.

The opening prayer was given by City Attorney Dale Lawrence.

The Pledge of Allegiance was led by Councilmember Eddy Campbell.

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

#### PUBLIC HEARING

Mayor Northam announced this was the day and time scheduled for the public hearings on Fayette Prime, LLC's applications for alcohol licenses. No one appeared to oppose the applications. The owner of Fayette Prime, LLC appeared in support of the Council granting the alcohol licenses.

#### APPROVAL OF MINUTES

Councilmember Nichols moved the minutes of the regular meeting held on August 9, 2022, be approved. Upon it being seconded by Councilmember Whiteside, it was unanimously approved.

#### FAYETTE COUNTY HIGH SCHOOL TENNIS TEAM

Ms. Emily Huang and Mr. Didier Cruz of the Fayette County High School Tennis team spoke concerning the condition of the tennis courts at Guthrie Smith Park. They requested the tennis courts be resurfaced. They also asked that two additional courts be constructed. They said if there were six courts then the tennis team would have a better chance to host high school tennis sectionals and tournaments.

Mr. Stephen Fulmer also spoke about the need for the resurfacing of the courts. Tennis Team Coach Scott Smyth also spoke concerning the need for two additional courts.

#### AQUATIC CENTER REPORT

Mr. Chris Champion reported to the Council on the 2022 season at the Aquatic Center. He said this was the Aquatic Center's tenth year of operation and this year was the best one yet.

The Aquatic Center was open for 72 days. The average daily attendance was 379. There were 123 private parties. The Aquatic Center only had to close early on three days. He said with only a few bills remaining, the Aquatic Center had a \$91,046.10 surplus for this year. He reported for the past ten years the admissions income had averaged \$249,602.90 and the concession income had averaged \$95,171.92.

#### SCHOOL SECURITY OFFICER MEMORANDUM OF UNDERSTANDING

Mayor Northam presented to the Council a School Security Officer Memorandum of Understanding for their consideration. This would allow City police officers to be at the schools within the City randomly during the day. He said the Board of Education would be invoiced monthly by the City for the time the officers spent at the school. Councilmember Whiteside moved that the City enter into the School Security Officer Memorandum of Understanding with the Fayette County Board of Education. Upon the motion being seconded by Councilmember Nichols, the same was unanimously approved.

That the application by Fayette Prime LLC, doing business as Fayette Prime Convenience Store, located at 302 2<sup>nd</sup> Avenue SE, Fayette, AL 35555 for the following type of alcohol license :

**050 - Retail Beer – Off Premises Consumption Only**

**070 - Retail Table Wine – Off Premises Consumption Only**

be and is hereby approved.

**ADOPTED AND APPROVED** by the City Council of the City of Fayette, Alabama, on this 23rd day of August, 2022.

\_\_\_\_\_  
Mayor

ATTEST:

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

Councilmember Nichols moved the Council adopt Resolution 2022-13. Upon the motion being seconded by Councilmember Williams, the same was unanimously approved.

RESOLUTION 2022-14

Mayor Northam presented Resolution 2022-14 to the Council for their consideration. Resolution 2022-14 is as follows:

**RESOLUTION 2022-14**  
**A RESOLUTION GRANTING AN ALCOHOL LICENSE**  
**TO FAYETTE PRIME LLC**

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

That the application by Fayette Prime LLC, doing business as Fayette Package Store located at 304 2<sup>nd</sup> Avenue SE, Fayette, AL 35555 for the following type of alcohol license :

**011 – Lounge Retail Liquor – Class II (Package Store)**

be and is hereby approved.

**ADOPTED AND APPROVED** by the City Council of the City of Fayette, Alabama, on this 23rd day of August, 2022.

\_\_\_\_\_  
Mayor

ATTEST:

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

Councilmember Nichols moved the Council adopt Resolution 2022-14. Upon the motion being seconded by Councilmember Campbell, the same was unanimously approved.

RESOLUTION 2022-15

Mayor Northam presented Resolution 2022-15 to the Council for their consideration. Resolution 2022-15 is as follows:

**RESOLUTION 2022-15**  
**A RESOLUTION AUTHORIZING THE CITY TO USE THE FUNDS FROM THE NEW**  
**EXCISE TAX ON GASOLINE AND DIESEL FUEL FOR**  
**STREET PAVING 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 allow the expected

Councilmember Campbell moved the Council adopt Resolution 2022-15. Upon the motion being seconded by Councilmember Whiteside, the following vote was taken:

AYES: Mayor Northam, Councilmembers Whiteside, Campbell and Williams  
NAYS: Councilmember Nichols

The Mayor stated the motion passed. Councilmember Nichols suggested the money be used for road signs.

#### BUSINESS LICENSE ISSUANCE FEES

Mayor Northam stated the City's business license issuance fee is currently \$10.00 and the State is now allowing the issuance fee to be increased to \$14.00. Councilmember Nichols moved the City keep its issuance fee at \$10.00. Upon the motion being seconded by Councilmember Whiteside, the same was unanimously approved.

#### ALABAMA COMMUNITY OF EXCELLENCE COORDINATOR

Mayor Northam said Mr. Daniel White was no longer able to serve as the City's Alabama Community of Excellence (ACE) Coordinator. The consensus of the Council was to post the position.

#### PARADE PERMIT

Mayor Northam presented a Parade Permit for the Frog Level Festival to be held on October 7<sup>th</sup> and October 8<sup>th</sup>. Councilmember Nichols moved to grant the parade permit. Upon the motion being seconded by Councilmember Williams, the same was unanimously approved.

#### FINANCIALS

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

#### REPORT OF MAYOR

Mayor Northam stated the unemployment rate for July for Fayette County was 3.4%.

Mayor Northam stated the Arts Festival would be held on September 10, 2022.

#### REPORT OF JUNIOR CITY COUNCIL MAYOR

Junior City Council Mayor Benjamin Olive said they were considering revisions to their bylaws.

#### EXECUTIVE SESSION

Councilmember Campbell moved the Council go into executive session to discuss with their attorney a legal matter that was currently being litigated. The City Attorney stated this exception was applicable to the planned discussion. Upon the motion being seconded by Councilmember Williams, it was unanimously approved.

Councilmember Whiteside moved the Council come out of executive session. Upon the motion being seconded by Councilmember Nichols, 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 Campbell and seconded by Councilmember Nichols, it was unanimously approved.