

The City Council of the City of Tuskegee met in regular session on Tuesday, January 26, 2016 at 6:00 P.M. in the L.M. Gregg Auditorium at the Municipal Complex located at 101 Fonville Street, Tuskegee, Alabama.

1. **CALL TO ORDER.** Mayor Johnny Ford.
2. **INVOCATION.** Rev. William Lennard.
3. **PLEDGE OF ALLEGIANCE.** Repeated in Unison.
4. **ROLL CALL.** Fartima B. Clark, City Clerk.

PRESENT

Mayor Johnny Ford
Mayor Pro-Tempore Lawrence F. Haygood, Jr.
Council Member Ala Whitehead
Council Member Georgette White Moon
Council Member Frank Christopher Lee, II

All Members of the Council were present for this Meeting.

5. **APPROVAL OF AGENDA.**

Motion was made by Mayor Pro-Tempore Haygood to accept and approve the amended agenda with the following additions: Executive Session, Resolution for AKA's 80th Founder's Day, Resolution for Bob Pearson, deceased, Sister City Relationship with Concord Massachusetts, Town Hall Meeting & Fair Housing Resolution. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

6. **APPROVAL OF MINUTES.** (Minutes for January 12, 2015)

Motion was made by Council Member Whitehead to accept and approve the minutes as circulated with any the following correction: change PY in the resolution to FY. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

7. **CITIZEN'S COMMUNICATIONS:**

1. Ms. Leslie Trimble RE: Effects of the December Rain on Patterson St. & Bulls Ave. (National Resource Soil Conservation)
2. Ms. Blizzard RE: Effects of the rain on the City's sewer & drain systems and pipes
3. Mr. Brandon Carter RE: Soul Inn Night Club
4. Mr. Taylor RE: Speaking in support of Soul Inn Night Club
5. Ms. Lenora Goode RE: Mardi Gras February 5, 2016, 3:00 PM – 7:00 PM at Club Xtreme
6. Mr. James Harris RE: One-time Cost of living increase for retirees

8. **MAYOR'S COMMUNICATIONS.** (Mayor Johnny Ford)

- A. City Council Work Session.
- B. Sister City Relationship with Concord Massachusetts.
- C. February 9th City Council Meeting (reschedule for another date)

Motion was made by Mayor Pro-Tempore Haygood to reschedule the February 9, 2016 city council meeting for February 16, 2016 at the regular time. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

D. Announcements:

- Iota Phi Lambda Sorority sponsoring an Ethnic Fashion Show on Saturday, Feb 27th at 4:00 PM at Municipal Complex
- Youth Policy Council Meeting sponsored by Judge Deborah Biggers on Monday, February 1, 2016 at 6:00 PM at the Municipal Complex

9. **SGA /OTHER AGENCIES, ETC. COMMUNICATIONS.** NONE.

10. **CITY MANAGER'S COMMUNICATIONS.** James W. Harper, City Manager.

A. Council Updates / Concerns.

B. Street Maintenance Activities.

C. Financial Report.

Motion was made by Mayor Pro-Tempore Haygood to receive the financial report with specific thanks to Ms. Frankie Williams for the work that she has done and to the city Manager regarding the financials. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

D. 2% Sales Tax Ordinance (Expires February 24, 2016)

Motion was made by Council Member Whitehead for council to extend the 2% sales tax for one year and request a quarterly report for the uses of the tax. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried. (Council Member Moon abstained).

E. Head Start Report:

1. Executive Director's Report (Dec 2015)
2. Revenue & Expenditure Report including Credit Card Report (Dec 2015)
3. Monthly Summary of Meals and Snacks Provided through USDA (Dec 2015)
4. Enrollment and Attendance Report (Dec 2015)
5. Leadership, Governance, Management Systems (LGMS) Monitoring Protocol
 - Governing Body Interview Guide
6. Notification Letter for Upcoming LGMS Federal Review
7. FY 2016 Annual Self-Assessment Proposal

Motion was made by Council Member Moon to accept and approve items 1 - 4 & 7 of the Head Start Report as circulated. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Governing Body Interview with federal reviewer is set for March 1, 2016 at 2:30 PM at Head Start Central Office Conference Room.

F. Employee Recognition:

- Years of Service :
 - Freddie Bowen, Public Works City Shop - "20 Years of Service"
 - A. Diane White, Community Development - "40 Years of Service"

- Certifications:
 - Erica L. Norris, Alabama Certified Human Resource Professional (AAPPA-CP)
 - Ako Drew, Certified Youth Sports Administrator

G. Announcements:

- Erica Norris, HR Dir., elected as a member of the Board of Directors & Membership Chairperson for the East Alabama Society of Human Resource Management (EASHRM)

11. **ORDINANCES:**

- A. Ordinance No. 2016-1. An Ordinance changing the franchise fee from 5% back to 3%.

Motion was made by Mayor Pro-Tempore Haygood to table the motion regarding the franchise fee ordinance until February 24, 2016. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- B. Ordinance 2016-2. An Ordinance extending the 2% Sales Tax for one year.

Motion was made by Council Member Whitehead for council to extend the 2% sales tax for one year and request a quarterly report for the uses of the tax. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried. (Council Member Moon abstained).

ORDINANCE NO. 2016-2

**AN ORDINANCE IMPOSING A TWO PERCENT (2%) SALES TAX
IN ADDITION TO THE TAX IMPOSED BY ORDINANCE 90-6**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TUSKEGEE, ALABAMA AS FOLLOWS:

SECTION 1. Acknowledging the existence of tax levied by Ordinance 90-6 of the Code of Ordinances of the City of Tuskegee, there is hereby levied, in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, a privilege or license tax against the person on account of the business activities and in the amount of two percent (2%) (two cents on the dollar) by the application of rates against gross sales, or gross receipts, as the case may be.

SECTION 2. This Ordinance shall become effective upon its passage and publication or as otherwise provided by law and shall terminate automatically upon the expiration of one (1) year of its effective date.

SECTION 3. This 2% tax is levied in addition to the tax contained in the existing City of Tuskegee Sales and Use Tax Ordinance 90-6 and is intended to take effect immediately upon the expiration of the 2% sales tax established by Ordinance 2015-3.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this the 26th day of January, 2016.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

James W. Harper, City Manager

12. **RESOLUTIONS:**

A. Resolution No. 2016-13. Fair Housing Resolution.

Motion was made by Council Member Moon to accept and approve resolution 2016-13 as stated. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2016-13
FAIR HOUSING**

WHEREAS, The City of Tuskegee is required to be in compliance with Title VIII of the Civil Rights Act of 1968 (Fair Housing Law); and

WHEREAS, the city announces to its citizens that discrimination in the sale, lease, advertisement or financing of housing, or in the provision of real estate brokerage services, because of race, color, religion, national origin, sex, handicap or familial status, is prohibited; and

WHEREAS, it is the policy of the city to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, national origin, sex, handicap or familial status.

WHEREAS, all persons who feel that they have been discriminated against in any housing or real estate purchase, conveyance or transaction because of race, color, religion, national origin, sex, handicap or familial status, will be assisted to seek equity under federal and state laws by filing a complaint with the Atlanta Office of Regional Fair Housing and Equal Opportunity or the U.S. Department of Housing and Urban Development; and

WHEREAS, the city of Tuskegee will survey, and make known through meetings in the districts of the city, and in the council meetings make citizens aware of their rights in fair housing; and

WHEREAS, the city shall publicize this Resolution in the local paper and on the City of Tuskegee website and shall cause owners of real estate, builders, developers, and mortgage lenders to become aware of their respective responsibilities and rights under Federal Fair Housing legislation, and all other applicable state or local laws or ordinances.

WHEREAS, said program shall at a minimum include, but shall not be limited to:

- (1) the publicizing of this policy and other applicable fair housing information as well as distribution to community organizations, and businesses engaged in the sale, lease, financing, or development of housing; and
- (2) The distribution of posters, flyers, and any other means which will bring to the attention of those affected the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.
- (3) Shall develop an ordinance implementing Title VIII enacting and strengthening local fair housing law, providing for effective investigating and enforcement powers and sanctions, with adequate funding to administer the law.

NOW THEREFORE BE IT RESOLVED the City of Tuskegee will implement the aforementioned article with regard to Fair Housing as of this the 26th day of January 2016.

CITY OF TUSKEGEE, ALABAMA



ATTEST:

Johnny Ford, Mayor

James W. Harper, City Manager

B. Resolution No. 2016-15. Commendations for AKA's 80th Founder's Day.

Motion was made by Council Member Moon to accept and approve resolution 2016-15 as stated giving commendations to AKA's for their 80th Founder's Day. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2016-15

Alpha Kappa Alpha Sorority, Incorporated

Beta Xi Omega Chapter

Celebrates 80 Sensational Years of Sisterhood and Service Through Timeless Leadership

Founded on the campus of Howard University on Wednesday, January 15, 1908, Alpha Kappa Alpha Sorority, Incorporated, is the oldest Greek-letter organization established by African American college-trained women. Led by Ethel Hedgeman Lyle of St. Louis, Missouri; the small group of women who organized the Sorority was conscious of a privileged position as college-trained women of color, just one generation removed from slavery. They were resolute that their college experiences should be as meaningful and productive as possible. Alpha Kappa Alpha was founded to apply that determination.

Since its inception, the mission of Alpha Kappa Alpha has been to cultivate and encourage high moral and ethical standards, to promote unity and friendship among college women, to study and help alleviate problems concerning girls and women in order to improve their social stature, to maintain a progressive interest in college life, and to be of *Service to All Mankind*. Alpha Kappa Alpha's influence has a legacy of service that deepens, rather than ends, with college graduation. The goals of its program activities center on significant issues in families, communities, government halls, and world assembly chambers. Its efforts constitute a priceless part of the global experience.

The Beta Xi Omega Chapter was chartered 80 years ago on June 13, 1936. The Charter members were Christine Collins Gomillion, Marion A. Boyd Johnson, Irma E. Kingsley Johnson, Eleze Goodwin Pitts and Clara E. Williams. These women started a legacy that contributed to the betterment of all citizens in Macon County.

The legacy of Beta Xi Omega is strong and continues to serve the community with members who hold key roles in the community, Faye Pond Haygood the first African American female administrator for a County Health Department in the State of Alabama; Judge Deborah Biggers; Councilwoman Georgette White Moon, Macon County School Board member Mary Hooks, Annie L. Brown, member of the Macon County Health Care Authority Board and assistant secretary of the local Alabama Democratic Club; Bernice L. Frazier, Chair of the Macon County Health Care Authority Board and Dr. Carla Bell, newly appointed Dean of the Robert R. Taylor School of Architecture and Construction Science at Tuskegee University.

In witness I have hereunto set my hands and caused this seal to be affixed this 13th day of February 2016



Johnny Ford, Mayor

C. Resolution No. 2016-16. Celebrating & Remembering the Life of Robert "Bob" Pearson, deceased.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution for Robert "Bob" Pearson for his work with the voter registration and particularly on Main Street. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Resolution No. 2016-16

Celebrating & Remembering the Life of Robert Bobby Lee Pearson, Sr.
Director, Macon County Board of Registrars

WHEREAS, of all beautiful things in life, the most beautiful, is character, and he who possesses a beautiful character is worthy of notice. A beautiful life is the fruit of a beautiful character. He, of whom we speak, is Robert "Bob" Pearson, Director of the Macon Board of Registrars; and with a lasting gratitude for his exemplary life, his tireless and unselfish labor among us; the good he did the inspiration we imbibed; we dedicate this hour;

WHEREAS, as Mayor and on behalf of the City Council of the City of Tuskegee, we recognize a life well lived; and

NOW, THEREFORE BE IT RESOLVED by me as the Mayor of the City of Tuskegee and the City Council of the City of Tuskegee as follows: (1) that the above recitals are true and correct; (2) that we mourn the death of Robert Pearson and express sympathy to his wife, JoAnn, his children, Robert, Jr., Craig, and Rhonda; his sisters, Joyce Pearson and Delores Riggins; his brothers-in-law, Eugene Dirton, Arnold Harris and Sean Cameron; his extended family and friends; and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to spread this Resolution and transmit a duly authenticated copy to the family of Robert Bobby Lee Pearson, Sr.

In witness I have hereunto set my hands and caused this seal to be affixed.



Johnny Ford, Mayor

D. Resolution No. 2016-17. Sister City Relationship with Concord, Massachusetts.

Motion was made by Council Member Lee to accept and approve resolution 2016-17 as stated. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

13. **CITY ATTORNEY'S REPORT.**

Attorney Gray stated that his office has been very busy as you all know; the City attorney's office has been working on the Cox Case as well as preparing cases for trial. He stated that there is a term of Court that begins February 8th which is a two week term of court. Some of the cases or most of the cases that the city is involved in has been continued by request of the opposing parties and also working to settle the cases that need to be settled. He also stated that he continually stays in contact with the City Manager, City Clerk and other Dept. Heads on matters of the City.

Motion was made by Mayor Pro-Tempore Haygood to receive the City Attorney's Report as presented. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

14. **OTHER BUSINESS.**

Motion was made by Council Member Lee asking the City Manager and City Attorney to come up with an amendment to the ordinance for the business code requiring that public restrooms be made available. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Motion was made by Mayor Pro-Tempore Haygood authorizing the City Manager to request a waiver to make the National Guard Armory available for industrial or other similar purposes. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

EXECUTIVE SESSION:

7:27 PM Motion was made by Mayor Pro-Tempore Haygood for Council to enter Executive Session. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

7:44 PM Motion was made by Mayor Pro-Tempore Haygood for Council to come out of the Executive Session. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

There being no further matters to come before the Council at this time, Council Member Moon moved to adjourn at 7:45 PM. Mayor Ford declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

Fartima B. Clark, City Clerk