

The City Council of the City of Tuskegee met in regular session on Tuesday, June 14, 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 C. 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 Frank Christopher Lee, II

ABSENT

Council Member Georgette White Moon

5. **APPROVAL OF AGENDA.**

Motion was made by Council Member Whitehead to accept and approve the agenda as circulated with the following additions: Executive Session; Resolution for FEMA to bid the project on Chappie James Drive; Resolutions for Wendell Williams, deceased; Pattie Jones Smith, deceased; Willie Lee Torbert, deceased (mother of former City Clerk, Gwendolyn T. Hughley); Dr. Edward Tildon Braye, deceased; and Resolution showing support for Orlando, FL on the loss of lives during the night club shooting. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

6. **APPROVAL OF MINUTES.** June 2, 2016.

Motion was made by Council Member Whitehead to accept and approve the minutes as circulated with any necessary changes and corrections. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

7. **CITIZEN'S COMMUNICATIONS:**

1. Rev. William Lennard RE: 2% Sales Taxes Use of funds
2. Noah Hopkins RE: Political Signs being removed
3. Anthony Lee RE: Public Restroom access at Gas Stations and other businesses
4. Donna Bradford RE: 818 W. Lakeshore Dr. standing water & 902 Lakeview Dr.
5. Dyann Robinson RE: Consider the business, Tuskegee Solar Services with Thomas Reed, Jr.
6. U.L. Brownlee RE: 3rd Annual Fishing derby, June 28, 2016 7:00 AM – 12:00 noon
7. Lawrence King RE: Parks & Recreation being in compliance for ATA for Tennis

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

- A. City Council Work Session.
- B. Carnival / 4th of July.
- C. Announcements.

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

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

- ***6:15 PM Public Hearing: Planning Commission's Recommendation to rezone property located at 2113 Washington Ave. from R2 to R3***

6:15 PM Motion was made by Council Member Whitehead to start the public hearing on the Planning Commission's recommendation to rezone property located at 2113 Washington Avenue, Tuskegee, Alabama from R2 to R3. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

There were no citizens to speak for or against the Planning Commission's recommendation to rezone property located at 2113 Washington Avenue, Tuskegee, Alabama from R2 to R3.

6:18 PM Motion was made by Mayor Pro-Tempore Haygood to end the public hearing on the Planning Commission's recommendation to rezone property located at 2113 Washington Ave. from R2 to R3. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- ***6:30 PM Public Hearing: Planning Commission's Recommendation to rezone 21-acres of property located at the corner of Mizell & Notasulga Hwy., Tuskegee, Alabama from A-O to M-1***

6:30 PM Motion was made by Council Member Whitehead to start the public hearing on the Planning Commission's recommendation to rezone 21-acre parcel of land located at Mizell / Notasulga Highway, Tuskegee, Alabama from A-O to M-1. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

There were no citizens to speak for or against the Planning Commission's recommendation to rezone a 21-acre parcel of land located at Mizell / Notasulga Highway, Tuskegee, Alabama from A-O to M-1.

6:33 PM Motion was made by Council Member Whitehead to end the public hearing on the Planning Commission's Recommendation to rezone 21-acre parcel of land located at Mizell / Notasulga Highway, Tuskegee, Alabama from A-O to M-1. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- ***6:45 PM Public Hearing: Application for Alcoholic Beverage License 050 Retail Beer (off premises only) Torch 85 Travel Center***

6:45 P:M Motion was made by Council Member Whitehead to start the public hearing on the application for Alcoholic Beverage License for Torch 85 Travel Center for Retail Beer off premises only. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Ms. Dyann Robinson was the only person to speak for approval for the application for an alcoholic beverage license for Torch 85 Travel Center for Retail Beer off premises only.

There were no citizens to speak against the application for an alcoholic beverage license for Torch 85 Travel Center for Retail Beer off premises only.

6:51 PM Motion was made by Council Member Whitehead to start the public hearing on the application for Alcoholic Beverage License for Torch 85 Travel Center for Retail Beer off premises only. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

City Manager's Communications Continued.....

- A. Council Updates / Concerns.
- B. Street Maintenance Report.
- C. Financial Report. (Council's Report)
- D. 2016 Back-to-School: Sales Tax. (August 5-7, 2016)

Motion was made by Council Member Lee for the City of Tuskegee to participate in the 2016 Back-to-School Sales Tax Holiday August 5-7, 2016. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- E. Planning Commission's Recommendation to rezone property at 2113 Washington Avenue, Tuskegee, Alabama from R2 to R3:

Motion was made by Council Member Lee to accept and approve the Planning Commission's Recommendation to rezone property at 2113 Washington Avenue, Tuskegee, Alabama from R2 to R3. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- F. Planning Commission's Recommendation to rezone a 21-acre parcel of land at Mizell/Notasulga Highway, Tuskegee, Alabama from A-O to M-1.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve the Planning Commission's Recommendation to rezone a 21-acre parcel of land at Mizell/Notasulga Highway, Tuskegee, Alabama from A-O to M-1. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- G. Torch 85 Travel Center: Alcoholic Beverage License for Retail Beer (off premises only).

Motion was made by Mayor Pro-Tempore Haygood to approve the Alcoholic Beverage License for Retail Beer (off premises only) for Torch 85 Travel Center. 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 to accept and approve the transfer of the Alcoholic Beverage License for Retail Beer (off premises only) from Torch 85 to Torch 85 Travel Center. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- H. Announcements:

- *June 24th is the first day to conduct a training school for officials who will conduct an election using electronic voting machines. (must be done 60 days prior to Municipal Election)*
- *Tuesday, July 5th is the Official Date for Notice of Election. Candidates may begin to qualify once the notice is published (Code of Alabama Section 11-46-22a)*
- *Candidates Qualification period is from July 5, 2016 – July 19, 2016. Clerk's Office will be open from 8:30 AM to 5:00 PM during this time.*

11. **ORDINANCES:**

- A. Ordinance No. 2016-8. An Ordinance establishing a 3% franchise fee. (Adopt)

Motion was made by Mayor Pro-Tempore Haygood to accept Ordinance No. 2016-8 as stated. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

ORDINANCE NO. 2016-8

AN ORDINANCE GRANTING AN EXCLUSIVE FRANCHISE FOR

THE OPERATION OF ELECTRIC DISTRIBUTION, WATERWORKS AND SANITARY SEWER SYSTEMS AND APPURTENANT FACILITIES

BE IT ORDAINED BY the Mayor and City Council of the CITY OF TUSKEGEE (herein called the "City"), as follows:

Section 1. The City hereby grants to the Utilities Board of the City of Tuskegee (herein called the "Board"), its successors and assigns, the right, privilege, authority and franchise to acquire, construct, own, repair, maintain, enlarge, extend, improve, replace and operated an electric distribution system, a waterworks plant and distribution system, and a sanitary sewer system, as well as all appurtenant facilities (which are herein together called the "Systems") to serve the City and the surrounding territory and the inhabitants thereof and businesses and institutions situated therein, and to use the streets, avenues, alleys and public ways and places in the city for such purpose.

Section 2. The City hereby grants to the Board the right, privilege, authority and franchise at any time and from time to time during the period covered by this franchise, in consideration of the payment by the Board to the City of the fees specified in Section 8 hereof, to construct, repair, maintain, enlarge, extend, improve and replace its wires, substations, mains, pipes, conduits and facilities in, over, under, across or along any street, avenue, alley or public way or place in the City and to make all excavations necessary therefore, for the purpose of constructing, repairing, maintaining, improving, enlarging, extending, replacing or operating any or all of the Systems.

Section 3. The Board shall, and by accepting this franchise, agree that it will operate the Systems and keep the same in good repair and operating condition so as to provide adequate electric, water and sanitary sewer service to the City and its inhabitants, businesses and institutions at all times.

Section 4. The Board shall, and by accepting this franchise, agrees that it will, upon-making any excavation to the streets, avenues, alleys, public ways and places of the City in the exercise of this franchise, restore the surface and paving at the point of such excavation in the substantially the same condition as before the work was done, within reasonable time thereafter, and will save the City harmless from any liability arising out of any change in the condition of any street, avenue, alley, public way or place by the Board.

Section 5. The rights, privileges, authorities and franchise hereby granted shall continue in force and effect for a period of thirty (30) years from the effective date of this ordinance.

Section 6. The franchise herein granted shall be exclusive. The City hereby covenants and agrees not to grant any franchise for any electric distribution system, or any water system or sanitary sewer system to any person, firm or corporation other than the Board during the term of the franchise hereby granted, insofar as an exclusive franchise now is or may hereafter be authorized or permitted by law to a public corporation such as the Board.

Section 7. The City hereby consents and agrees that the franchise hereby granted may be covered by any mortgage, deed or indenture of trust executed by the Board for the purpose of securing the payment of the principal of and Interest on any bonds or other obligations (including any refunding bonds or refunding obligations) issued by the Board in order to acquire, construct, enlarge, extend, improve, replace, maintain, repair or operate the Systems, which the Board may hereafter acquire, and any such mortgage or deed or indenture of trust shall constitute, a lien on this franchise, and this franchise may be transferred or assigned in accordance with the provisions of any such mortgage or deed or indenture of trust; but this franchise shall not otherwise be transferred or assigned. The parties recognize that existing at the time of execution of the within Ordinance are the Utility Revenue Bonds, Series 2012 of the Utilities Board of the City of Tuskegee, issued by the Board in the principal amount of \$21,010,000, dated February 1, 2012 for a term of thirty (30) years, which, among other things, paid off the Series 1997 Bond of the Utilities Board of the City of Tuskegee.

Section 8. The franchise herein granted by the City to the Board is granted in consideration of the agreement on the part of the Board to pay to the City in monthly installments three percent (3%) of the gross revenues derived by the Board within the City limits from the operation of the Systems from the immediately preceding year. The said agreement of the Board shall be made pursuant to a Franchise Agreement (the "Franchise Agreement") that shall be in substantially the form presented to the Mayor and City Council of the City at which this ordinance is adopted (which form shall be attached to this ordinance as Exhibit 1 and which is hereby adopted in all respects as if set out in full herein), with such changes as the City Manager, acting with the advice of the City Attorney, shall determine to be necessary or desirable in order to consummate the transactions authorized by this ordinance; provided, however, that the determination of the definitive form of the Franchise Agreement by the City Manager shall be conclusively established by the execution of such document. The City Manager is hereby authorized and directed to execute and deliver the Franchise Agreement for and in the name and behalf of the City, and the City Clerk of the City is hereby authorized and directed to affix the official and corporate seal of the City to **the** Franchise Agreement and to attest the same.

Section 9. Severability. In the event that any provision hereof shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof.

Section 10. Ordinance to become effective. This ordinance shall become effective, upon passage and publication as required by law.

ADOPTED this the 14th day of June, 2016.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

James W. Harper, City Manager

12. **RESOLUTIONS:**

A. Resolution No. 2016-66. Celebrating & Remembering the life of Harvey Maxwell, deceased.

Motion was made by Mayor Pro-Tempore Haygood to accept the resolution as stated celebrating & remembering the life of Harvey Maxwell, deceased. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried

B. Resolution No. 2016-67. 2016 Back-to-School Sales Tax Holiday August 5-7, 2016.

Motion was made by Council Member Whitehead to accept and approve Resolution No. 2016-67 as stated participating in the 2016 Back-to-School Sales Tax Holiday. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2016-67

**A Resolution for the City of Tuskegee to participate in the 2016 "Back-to-School"
Sales Tax Holiday, August 5-7, 2016**

WHEREAS, the 2016 Sales Tax Holiday begins at 12:01 a.m. on Friday, August 5, 2016 and ends at twelve midnight on Sunday, August 7, 2016; and

WHEREAS, the Sales Tax Holiday Rule 810-6-3-.65 requires a participating county or municipality to submit a certified copy of their adopted resolution or ordinance providing for the Sales Tax Holiday, and any subsequent amendments thereof, to the Alabama Department of Revenue before July 5, 2016; and

WHEREAS, the Alabama Department of Revenue will compile a list of counties and municipalities participating in the Sales Tax Holiday and issue a current publication on its website.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Tuskegee, Alabama, as follows:

1. That the City of Tuskegee intends to participate in the 2016 Back-to-School Sales Tax Holiday.
2. That the City Manager submits the necessary form and a certified copy of this resolution to the Alabama Department of Revenue.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 14th day of June, 2016.

CITY OF TUSKEGEE, ALABAMA

ATTEST:

Johnny Ford, Mayor

Fartima B. Clark, City Clerk

C. Resolution No. 2016-68. Celebrating & Remembering the life of Dr. Edward Tildon Braye, Sr., deceased Motion was made by Mayor Pro-Tempore Haygood to approve Resolution No. 2016-68 as stated celebrating and remembering the life of Dr. Edward Tildon Braye, Sr., deceased. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2016 – 68

Celebrating & Remembering the Life of Dr. Edward Tildon Braye, deceased

WHEREAS, Edward Tildon Braye, Sr. was born in Tuskegee Institute, Alabama in 1930 to the late Harriett Greene Braye Boothe and the late James Thomas Braye. He was at least the third generation of his family to call Tuskegee home. His and his family's relationship with Tuskegee University and the community of Tuskegee extend back to the days of Booker T. Washington. Eddie Braye as he was known was truly a product of Tuskegee Institute. His early education was on the campus of Tuskegee Institute at the Chambliss Children's House where his mother taught. He later attended Tuskegee Institute High School and Mount Hermon School in Mount Hermon, Massachusetts. Upon graduation from Mount Hermon in 1948, Edward Braye began an almost uninterrupted relationship with Tuskegee Institute, now Tuskegee University, first as a student in the School of Veterinary Medicine and on graduation in 1952 as an instructor, then as a faculty member retiring as Professor of Large Animal Medicine in 1998.

WHEREAS, Eddie was an Alpha Phi Alpha, a member of Sigma Pi Phi, a member of the Tuskegee Civic Association and a life member of the NAACP. St. Andrew's Episcopal Church was his lifelong Church home, confirmed at an early age, Eddie Braye served his church with dedication ushering the Sunday prior to his hospitalization. He was a former member of the Vestry and was an active member of the Brotherhood of St. Andrew; and

WHEREAS, with a lasting gratitude for his exemplary life, his tireless and unselfish labor among us; the good he did, the things he taught and the inspiration we imbibed; we dedicate this hour; and as Mayor Pro Tem, and on behalf of the City Council of the City of Tuskegee, we recognize a life that was well lived and shared; and

NOW, THEREFORE BE IT RESOLVED by me as the Mayor Pro-Tempore of the City of Tuskegee and on behalf of 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 **Edward Tildon Braye, Sr.** and express sympathy to his wife, Thomasine, and his sons

Edward (Cassandra) and Robert, his grandchildren, Edward III, Kristin, Natalie, and Christopher and his great-granddaughter, Kaidyn Mia. He is also survived by his brother James "Jay" (Velma) and his sister, Marian Braye Randolph; his many nieces, nephews, cousins, extended family members and friends.

THEREFORE, we resolve this day Thursday, June 16th, 2016 is

Edward T. Braye, Sr. Day
In the City of Tuskegee, Alabama

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

Lawrence L. Haygood, Jr.
Mayor Pro Tempore

D. Resolution No. 2016-69. A Resolution for agreement with the Alabama Dept. of Transportation for funding on the FEMA Projects.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve Resolution No. 2016-69 as stated for the agreement with the Alabama Dept. of Transportation for funding on the FEMA Projects. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

E. Resolution No. 2016-70. Celebrating & Remembering the life of Wendell Williams, deceased.

Motion was made by Council Member Whitehead to accept and approve Resolution No. 2016-70 as stated celebrating and remembering the life of Wendell Williams, deceased. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2016-70
Celebrating & Remembering the Life of Wendell Williams, deceased

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 Wendell Williams; 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; and

NOW, THEREFORE BE IT PROCLAIMED by me as the Mayor of the City of Tuskegee and on behalf of 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 Wendell Williams and express sympathy to his extended family and many 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 Wendell Williams.

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



Johnny Ford, Mayor

ATTEST:

Fartima B. Clark, City Clerk

F. Resolution No. 2016-71. Celebrating & Remembering the life of Pattie Jones Smith, deceased.

Motion was made by Council Member Whitehead to accept and approve Resolution No. 2016-71 as stated celebrating and remembering the life of Pattie Jones Smith, deceased. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2016-71

Celebrating & Remembering the Life of Pattie Jones Smith, deceased

WHEREAS, of all beautiful things in life, the most beautiful, is character, and she who possesses a beautiful character is worthy of notice. A beautiful life is the fruit of a beautiful character. She, of whom we speak is Pattie Jones Smith; and

WHEREAS, with a lasting gratitude for her exemplary life, her tireless and unselfish labor among us; the good she did, the things she taught and 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 Pattie Jones Smith and express sympathy to her survivors; 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 Pattie Jones Smith.

In witness I have hereunto set my hands and caused this seal to be affixed this the 14th day of June, 2016.

CITY OF TUSKEGEE, ALABAMA



Johnny Ford, Mayor

ATTEST:

Fartima B. Clark, City Clerk

G. Resolution No. 2016-72. Celebrating & Remembering the life of Ms. Willie Lee Torbert, deceased.

Motion was made by Council Member Lee to accept and approve Resolution No. 2016-72 as stated celebrating and remembering the life of Ms. Willie Lee Torbert, deceased. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

H. Resolution No. 2016-73. A resolution supporting Orlando, Florida on the loss of lives during a night club shooting.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve Resolution No. 2016-73 as stated supporting Orlando, Florida on the loss of lives during a night club shooting. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

I. Resolution No. 2016-74. Commendations for Bishop George Austin on his 40th Pastoral Anniversary.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve Resolution No. 2016-74 as stated for Retirement Commendations for Bishop George Austin. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2016-74

IN RECOGNITION of the Bishop G. F. Austin on the occasion of his 40th Pastoral Anniversary and Retirement

WHEREAS, in celebration of a wonderful man whose love and ministry has no boundaries; and

WHEREAS, the Bishop Austin is a man who has given so much and unselfishly yet asks so little in return; and

WHEREAS, your friends and family honor you today as a great man who symbolizes strength in times of adversity, displays an undeniable spirit of forgiveness and an undying love of God; and

WHEREAS, has devoted pastoral leadership to Faith Ministries, Tuskegee, Alabama for forty years. Not only has he pastored in Tuskegee, but around the world in over forty countries where he has visited and ministered to all the daughters and sons of the world.

To a man who is respected and loved by all those he has encountered over the years as he made a profound impact whether in deed or just a simple smile

WHEREAS, in the years to come Bishop Austin will continue to mentor future leaders of the church who will follow in his footsteps; and

NOW, THEREFORE, I, Johnny Ford, Mayor and on behalf of the City Council of the City of Tuskegee, do hereby proclaim in Tuskegee, Alabama, the 14th day of June 2016

Bishop George F. Austin Day

and urge all to pay tribute to this man who has set a gold standard for God, family, love and accomplishment.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of Tuskegee, Alabama, to be affixed on this 14th day of June 2016.

CITY OF TUSKEGEE, ALBAMA



Johnny Ford, Mayor

ATTEST:

Fartima B. Clark, City Clerk

J. Resolution No. 2016-75. Commendations for Judge Deborah Biggers, District Court Judge.

Motion was made by Council Member Whitehead to accept and approve Resolution No. 2016-75 as stated for Commendations for Judge Deborah Biggers, District Court Judge. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

K. Resolution No. 2016-76. A Resolution thanking the Alabama Funeral Home Directors & Morticians Association for having their State Meeting in Tuskegee, Alabama.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve Resolution No. 2016-76 as stated thanking the Alabama Funeral Home Directors & Morticians Association for having their State Meeting in Tuskegee, Alabama. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

L. Resolution No. 2016-77. A resolution to support the opening of the City's swimming pool for the summer.

Motion was made by Council Member Whitehead to accept and approve Resolution No. 2016-77 as stated to support opening the City's swimming pool for the summer. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

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

Attorney Gray stated one thing for the public consumption with respect to the Cox Case is that this case was initially set for an evidentiary hearing for a second time but the Judge has continued or reset that; and that hearing will be August 25, 2016 and he stated that he will keep Council inform on that issue. He also stated that other than those things mention, there are several cases that will continue off of the upcoming trial docket that he will continue will discovery and the necessary attempts to publically resolve those cases that are pending. Atty. Gray stated that he is in contact with the City Clerk and the City Manager with respect to new potential litigation and claims that have been filed which he will keep Council posted. Lastly, Atty. Gray stated he has the confidential report for dissemination during the executive session.

Motion was made by Council Member Whitehead to accept and approve the City Attorney's report as presented. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

14. **OTHER BUSINESS / EXECUTIVE SESSION.**

7:43 PM Motion was made by Council Member Whitehead for Council to enter Executive Session. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

8:01 PM Motion was made by Council Member Whitehead for Council to end Executive Session. Mayor Pro-Tempore Haygood 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 Lee moved to adjourn at 8:01 PM. Mayor Ford declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

Fartima B. Clark, City Clerk