

City Hall
Troy, Alabama
July 14, 2015

The Executive Committee of the City Council of the City of Troy, Alabama, met at the hour of 4:00 PM., on July 14, 2015. Upon roll call the following were present: Council Members Charlie "Sarge" Dunn, Greg Meeks, Marcus Paramore, Dejerilyn King-Henderson, and John H. Witherington. Council Members absent: none. Shannon Bryan, Assistant City Clerk, presided as the Clerk of the Meeting.

The Executive Committee met at 4:00 PM to discuss agenda items. Dickie Calhoun, City Attorney, was present. At 4:28 PM, Dickey Calhoun stated that it was his opinion, since the Council was to consider a matter involving pending litigation, the council could enter into executive session. Councilman Paramore motioned to enter into executive session, seconded by Councilman Meeks, and being put to vote, Ayes: Councilmembers Dunn, Meeks, Paramore, and Witherington; Nays: none; Abstentions: Councilwoman Henderson; approved by majority vote. At 4:43 PM, Councilman Meeks motioned to leave executive session, seconded by Councilman Dunn, and being put to vote was unanimously approved. At 4:45, the council left the executive committee meeting to the regularly scheduled meeting.

The City Council of the City of Troy, Alabama, met at the hour of 5:00 PM., on July 14, 2015 in Regular Session. Upon roll call the following were present: Council Members, Charlie "Sarge" Dunn, Greg Meeks, Marcus Paramore, Dejerilyn King-Henderson, and John H. Witherington. Council Members absent: none. John H. Witherington presided as the Chairperson of the meeting. Shannon Bryan, Assistant City Clerk, presided as the Clerk of the Meeting.

The Executive Committee met at 4:00 PM on July 14, 2015 to discuss agenda items.

Councilman Witherington introduced the minutes from the June 23, 2015 meeting. Councilman Dunn motioned to approve the minutes as read, seconded by Councilman Meeks, and being put to vote was unanimously approved.

Councilman Withering announced that Mobley Drive-Jimmy Barron was removed from the agenda.

Councilman Witherington introduced an application for a business license for Eight on the Break Pool Room. Councilman Meeks motioned to approve the license pending completing building requirement recommendations and final inspection by the building official, seconded by Councilman Paramore, and being put to vote, Ayes: Councilmembers Dunn, Meeks, Paramore, and Witherington; Nays: none; Abstentions: Councilwoman Henderson. Eight on the Break Pool Room was approved by majority vote.

Councilman Witherington introduced a Firearms license from Outdoor Power Equipment of Troy, Inc. Councilman Meeks motioned to approve the firearms license, seconded by Councilman Dunn, and being put to vote, Ayes: Councilmembers Dunn, Meeks, and Witherington; Nays: none; Abstentions: Councilwoman Henderson. Outdoor Power Equipment of Troy, Inc. firearms sales was approved by majority vote.

Councilman Witherington introduced and summarized aloud Resolution 2015 - 74 - Transportation-Authorizing Local Match. Councilman Dunn motioned to approve Resolution 2015 - 74, seconded by Councilman Paramore, and being put to vote was unanimously approved.

Councilman Witherington introduced and summarized aloud Resolution 2015 - 75 - Transportation-Authorizing Resolution. Councilman Paramore motioned to approve Resolution 2015 - 75,

seconded by Councilwoman Henderson, and being put to vote was unanimously approved.

Councilman Witherington introduced and summarized aloud Resolution 2015 - 76 - Credit Agreement Guarantee-Troy Hospital Health Care Authority. Councilman Meeks motioned to approve Resolution 2015 - 76, seconded by Councilman Paramore, and being put to vote was unanimously approved.

Councilman Witherington introduced and summarized aloud Resolution 2015 - 77 - Pending Litigation-Options for Resolution. Councilman Dunn motion to approve Resolutions 2015 - 77, seconded by Councilman Meeks, and being put to vote was unanimously approved.

Councilman Witherington introduced and summarized aloud Ordinance 353 - Authorizing Issuance of General Obligation Debt. Councilman Paramore motioned to approve Ordinance 353, seconded by Councilman Meeks, and being put to vote was unanimously approved.

Councilman Witherington introduced and summarized aloud Ordinance 354 - Amending Construction Codes, for the first reading.

There were no appointments.

-----Mayor's Comments-----

---Congratulated all of the baseball and softball tournament teams, and the 8u pitching machine team for winning state and going on to Myrtle Beach, S.C., and the Belles softball team for winning state and advancing to Monroe, Louisiana. Wished good luck to the Ozone Rookie baseball team playing for the state title tomorrow.

---Announced that the 13 and 14 year old baseball teams would be hosting the State tournament at the Sportsplex beginning with opening ceremonies Friday night. Also on Friday, the Ozone baseball team will be playing for State in Centerville.

---Announced that the Troy Police Department would be offering a free RAD self-defense class for women, July 21,22, and 23. Call Michael O'Hara to sign up.

---Announced the City of Troy had received notification by mail, of a TAP grant award for a multi-use trail on the Enzor Road connector.

---Appreciates the Council passing Ordinance 353, it was through the hard work of many people and the management team that improved the City's rating.

---Announced that the Pike County Commission had appointed Randall Barr to serve on the 911 board upon Chief Jimmy Ennis' retirement.

-----Council Members Comments-----

---Councilman Dunn - Glad to see Marcus back and wishes him a speedy recovery. Excited to see the improvements on Elm Street coming along well.

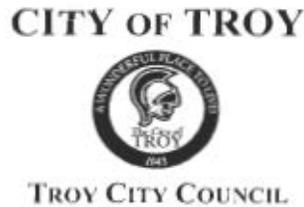
---Councilman Meeks - Announced that July is the clean-up month for District II, to call 311 or 566-1133 to arrange pick up. Congratulated all the tournament team still playing rec.

---Councilman Paramore - Thanked everyone who called, text, and sent well wishes while he was out, and apologized for being absent from the last meeting. Announced he is committed to helping the hospital, having had to use it himself a couple of times, and knows how important a viable hospital is to our community. Congratulated all the teams still playing baseball and softball, as well as the American Legion teams. Announced the American Legion state tournament will be hosted in Troy this weekend. Wished the Troy team playing in the tournament good luck.

---Councilwoman Henderson - Offered condolences to the Eddie Barnes family. Announced that District V did not have representation on the Troy City Board of Education. Announced that Troy has too many pay day lending centers. Announced District

V will host a town hall meeting Monday, July 27 at 6:30 PM in the Council Chambers at City Hall, everyone is invited to attend. Read aloud the following letters and emails.

JASON A. REEVES
Mayor
CHARLIE "SARGE" DUNN, SR.
Council Vice President, District 1
GREG MEEKS
District 2 Councilman



JOHN H. WITHERINGTON
Council President, District 4
MARCUS PARAMORE
District 3 Councilman
DEBERILYN KING HENDERSON
District 5 Councilwoman

245 Montgomery Street
Troy, AL 36081
13 July 2015

Honorable Alan Boothe
House of Representative
11 South Union Street
Suite 417-H
Montgomery, AL 36130-2950
P.O. Box 561
Troy, AL 36081

Dear Representative Boothe:

I have received, through no sources at Troy City Hall, a copy of the letter from Mayor Jason Reeves to you dated April 21, 2015 relating to the issue of legislation to impose a lodging tax in Pike County. As I understand the situation, you requested an endorsement by the majority of the City Council as a predicate to your support of the proposed act. The purpose of this letter is to inform you that in his letter, Mr. Reeves misrepresents the truth and provides evidence of violation of the Alabama Open Meetings Act.

1. "After conferring with the Troy City Council..." This issue has never been presented, deliberated or voted upon by the Troy City Council in a legal meeting. While the mayor may have secretly conferred with individual members of the Council, which did not include me, his statement, "conferring with the Troy City Council" is a falsehood. He did not say conferring with individual members or even a majority of the Council in his letter - instead he claims to have conferred with the whole council which includes five members.
2. "...we have no objections to the Pike County Commission's amended request..." Obviously there are no objections when the issue has not actually been presented to the Council. Mr. Reeves is out of line claiming to speak for the Council and is dishonest when he claims there is no objection to a proposal which has not been deliberated in a legal meeting.

Mr. Reeves goes on to assure you that the City's take from this scheme would be used, "to draw more visitors to the area". The earmarking or disposition of the revenue has never been introduced, deliberated or voted upon by the Troy City Council in a proper, legal, public meeting and that he asserts this as fact is strong evidence that some of the Council has deliberated the issue, but not in a public meeting preceded by posted notice and direct notification.

The endorsement of legislation in the name of the City of Troy government and the designation of the use of proceeds from a tax are exactly the types of issues the Alabama Open Meetings Act demands be the result of public deliberation – not secret dealings.

At this point, I neither endorse nor object to the County's request- it has not been presented or deliberated and is not ripe for action. My purpose with this letter is to inform you that the assurance you have received from Jason Reeves regarding this lodging tax proposal is not an assurance arrived at through the legitimate process of transparent presentation, deliberation and determination.

Sincerely,

Dejerilyn King Henderson

Dejerilyn King Henderson
Troy City Councilwoman
District Five (5)

JASON A. REEVES
Mayor

CHARLIE "SARGE" DUNN, SR.
Council Vice President, District 1

GREG MEEKS
District 2 Councilman

CITY OF TROY



OFFICE OF THE MAYOR

JOHN H. WITHERINGTON
Council President, District 4

MARCUS PARAMORE
District 3 Councilman

DEJERILYN KING HENDERSON
District 5 Councilwoman

April 21, 2015

The Honorable Aian Boothe
Alabama House of Representatives
11 South Union Street
Suite 417-H
Montgomery, AL 36130-2950

Dear Rep. Boothe:

After conferring with the Troy City Council, we have no objections to the Pike County Commission's amended request related to a lodging tax.

Additionally, in discussions with Mayor Ramage, as long as the cities receive 2% of the lodging tax remitted in their corporate limits, he does not object.

Should the tax pass, the City of Troy would use our portion of the revenue to enhance the community in ways as to draw more visitors to the area. If you should have any questions or need additional information, please don't hesitate to contact me.

Sincerely,


Jason A. Reeves
Mayor



Dejerilyn King Henderson <dkhenderson245@gmail.com>

City of Troy Lodging Tax Letter of Support.pdf

Jason Reeves <jason.reeves@troyal.gov> Tue, Jun 23, 2015 at 11:51 AM
To: Dejerilyn King Henderson <dkhenderson245@gmail.com>
Cc: "rrc@enterpriselawyers.com" <rrc@enterpriselawyers.com>

Representative Boothe asked me to get opinions on the proposed legislation from a majority of Council members. I did what he asked me to do.

Jason

Sent from my iPhone

On Jun 23, 2015, at 9:43 AM, Dejerilyn King Henderson <dkhenderson245@gmail.com> wrote:

... You didn't consult with me about this letter. Why?

Gmail - City of Troy Lodging Tax Letter of Support.pdf



Dejerilyn King Henderson <dkhenderson245@gmail.com>

City of Troy Lodging Tax Letter of Support.pdf

Dejerilyn King Henderson <dkhenderson245@gmail.com> Tue, Jun 23, 2015 at 11:53 AM
To: Jason Reeves <jason.reeves@troyal.gov>

Since when did I not because part of the majority?

[Quoted text hidden]

There being no further business Councilman Paramore motioned to adjourn, seconded by Councilman Meeks, and the meeting was on motion duly adjourned at 5:39 PM.

John H. Witherington
Council President

ATTEST: _____
Alton E. Starling, Clerk/Treas.