

**MINUTES OF THE SELMA CITY COUNCIL
MONDAY, SEPTEMBER 27, 2004**

The Selma City Council met in a regular session in the Council Chambers of City Hall on Monday, September 27, 2004 at 5:00 p.m. with the following members present: Council President George Evans and Council members Glenn Sexton, Rita S. Franklin, Jean T. Martin, Nancy G. Sewell, and James Durry. Others present were City Clerk Lois Williams, City Treasurer Cynthia Mitchell, Mayor James Perkins, Jr. and the Mayor's Administrative Assistant Sherri James. Council members Samuel L. Randolph and Bennie R. Crenshaw arrived at the meeting shortly after roll call. Reverend Cecil Williamson gave the invocation.

After roll call, President Evans declared a quorum present and the meeting was opened for the transaction of business as set forth on the agenda. President Evans asked if there were any additions or corrections to the agenda prepared for this meeting, and he stated he would like to add recognition of the departing Council members to the agenda prior to the citizens' requests. President Evans also stated he would like to add the oath of office to the agenda. Councilwoman Franklin stated she would like to add trash pickup and cleanup from Hurricane Ivan to the agenda. Councilman Durry stated he would like to add a resolution from designation of his bond funds to the agenda. A motion was made by Councilwoman Sewell and seconded by Councilman Tucker to approve the agenda as amended. **The motion carried with a unanimous vote of the Council.**

President Evans asked if there were any additions or corrections to the minutes of the regular meeting held on Wednesday, August 25, 2004 and Wednesday, September 15, 2004. A motion was made by Councilwoman Franklin and seconded by Councilwoman Martin to approve the adoption of the minutes of August 25, 2004. The motion carried with a unanimous vote of the Council. A motion was made by Councilwoman Franklin and seconded by Councilwoman Sewell to approve the adoption of the August 25, 2004 election certification. The motion carried with a unanimous vote of the Council. A motion was made by Councilwoman Martin and seconded by Councilman Randolph to approve the adoption of the September 15, 2004 election certification. **The motion carried with a unanimous vote of the Council.**

I. RECOGNITION OF DEPARTING COUNCIL MEMBERS

President Evans stated he would like the remaining Council members to join him at the podium to present awards to the departing Council members. Councilwoman Martin and Councilman Randolph joined President Evans as he read and presented plaques for outstanding service on the Selma City Council to Councilman Sexton, Councilwoman Franklin, Councilwoman Sewell, Councilman Tucker and Councilman Durry.

II. CITIZENS REQUEST

- Mr. Andrew Arrington, Project Director and Prosecutor, District Attorney's Office – Addressed the Council Re: Crime Task Force. Mr. Arrington stated his request is for a contribution the same as last year in the amount of \$2,500.00. He further stated that he was appointed to this project by District Attorney Ed Greene, however, he has spoke with Michael Jackson and he has also agreed to support him with this project.

III. MAYOR'S REPORT

A. Liquor License - Johnny's Package Store. Mayor Perkins stated as per memo from Chief Green, lounge retail liquor license request for Mr. Umesh Patel at 123 Highway 80 East for Johnny's Package Store. A motion was made by Councilwoman Franklin and seconded by Councilman Durry to approve the said liquor license. **The motion carried with a unanimous vote of the Council members present.**

B. Resolution - ALDOT-TE Application 2004-2005. Mayor Perkins stated he would like to ask Mrs. Elizabeth Driggers to come forward to address the Council regarding the ALDOT-TE application. Mrs. Driggers addressed the Council as per her memo for approval of a resolution to submit the application, and approval of matching funds in the amount of \$208,000.00, which has to be done by September 30, 2004. During discussion, a motion was made by Councilwoman Martin and seconded by Councilwoman Crenshaw to approve the said resolution pending the incoming Council decision. **A roll call vote was taken and the motion passed with a unanimous vote of the Council.**

C. Sprinkler Replacement - ALL-Lock Facility. Mayor Perkins stated upon entering a lease agreement for the ALL-Lock facility there was question whether the current sprinkler system required updating. He stated the system had to be tested by a certified tester and Mr. David Painter, City Engineer, is present to provide a report on the cost for this test. Mr. Painter addressed the Council stating the test results provided by Brendle Sprinkler Company indicating that forty percent (826) of the system in the main building failed. He further stated the cost for replacing these sprinklers would be \$15,198.00, however, the recommendation is to replace all sprinklers in the building (1,750), which would cost \$29,950.00. During discussion, a motion was made by Councilwoman Franklin and seconded by Councilwoman Martin to approve the replacement of the sprinklers at the cost stated above. **A roll call vote was taken and the motion passed with a majority vote of the Council.** There were eight affirmative votes. Councilman Tucker cast a negative vote.

D. Memorandum of Agreement - Decisions Incorporated. Mayor Perkins stated he would like to ask Ms. Valeria Jones, Personnel Director, to come forward to address the Council regarding a memorandum of agreement between the City of Selma and Decisions Incorporated. He further stated he recommends Council approval of this agreement. Ms. Jones addressed the Council stating the Council approved a budget amount for professional services for 2003-2004 and there is a contract to be executed in the amount of \$6,625.00. Following Ms. Jones' report, a motion was made by Councilwoman Martin and seconded by Councilman Randolph to approve the said contract. **A roll call vote was taken and the motion passed with a unanimous vote of the Council.**

E. City Wide Trash Pick-Up/Cleanup. Mayor Perkins discussed issues regarding the pick up of trash and the cleanup after Hurricane Ivan. After discussions, a motion was made by Councilwoman Sewell and seconded by Councilwoman Franklin for the Council to go on record in support of the Mayor and the City employees and commend them for a job well done during this disaster. **The motion carried with a unanimous vote of the Council.**

III. MAYOR'S REPORT

F. 2002-2003 Audit Report - Caston, Long and Company. As per President Evans' request, Mr. William Long addressed the Council regarding questions concerning the 2002-2003 Audit Report. Mr. Long discussed the audit report as it relates to discussions of fifty different changes supposedly found in the report that, he pointed out to the Council, was only a draft at that time. Mr. Long stated there were, in fact, only four changes made to the preliminary report, three of which affected the numbers. After further discussions, President Evans stated Mr. Long has responded to the request made of him and there is no way the differences in amounts will be resolved at this meeting. President Evans stated further stated this information needed to be explained to the new Council. Councilwoman Crenshaw stated this much attention should have been paid to the audit reports ten-twenty years ago and she believes much more would have been found.

IV. CITY ATTORNEY'S REPORT

A. Resolution #R168-03-04 Solid Waste Management. Attorney Nunn stated he would like to ask Mr. David Painter, City Engineer, to come forward to briefly discuss this issue. Mr. Painter stated a public hearing was held on September 15, 2004 and some members of the Council were present. Mr. Painter stated discussions of the basic contents of the ten-year solid waste management plan, which is a requirement from the State through ADEM. After further discussion, Mr. Painter stated this resolution must be submitted before September 30, 2004 and he asks for Council approval at this time. A motion was made by Councilwoman Martin and seconded by Councilwoman Sewell to approve the said resolution. **A roll call vote was taken and the motion passed with a unanimous vote of the Council.**

EXECUTIVE SESSION:

Attorney Nunn stated he would like to request an executive session to discuss a legal matter concerning Mr. Robert Sanders represented by Attorney Cecil Fields. A motion was made by Councilwoman Sewell and seconded by Councilman Randolph to recess briefly for executive session at 6:38 p.m. **The motion carried with a unanimous vote of the Council.**

The Council voted unanimous to reconvene the regular session at 7:06 p.m. Attorney Nunn stated it is his recommendation to the Council to take no action on this matter at this time.

BUSINESS ITEMS:

V. RESOLUTION - COUNCILMAN DURRY - DESIGNATION OF BOND FUNDS

Councilman Durry stated he would like to read a resolution prepared to designate the bond funds for Ward 8, which was passed on to him upon becoming elected to the Council. A motion was made by Councilman Durry and seconded by Councilwoman Sewell to approve the said resolution. During discussion, Mayor Perkins stated the Council has acted on a resolutions which

V. RESOLUTION – COUNCILMAN DURRY - DESIGNATION OF BOND FUNDS

requires his signature and this resolution provides the authority of approval of projects valued at \$59,630.00 to a department head. Mayor Perkins stated he takes exception to this resolution and if passed, he will veto it. Councilman Durry agreed to delete the section from the resolution giving a department head approval authority of these funds. Following discussion, a roll call vote was taken and the motion passed with a majority vote of the Council. There were seven affirmative votes. Councilman Randolph and Councilwoman Crenshaw cast negative votes.

VI. OATH OF OFFICE

President Evans stated the oath of office for the Mayor and newly elected Council members would be held on Monday, October 4, 2004 at 5:30 p.m.

VII. ADOPTION OF PRIOR YEAR BUDGET FOR 2004-2005

Mayor Perkins stated it has been discussed that this Council would approve the prior year budget for operating purposes until the new Council approves the new budget. Mayor Perkins stated a budget should be approved by October 1st. During discussion, a motion was made by Councilwoman Franklin and seconded by Councilman Durry to approve the prior year budget until a new budget has been established. The motion carried with a unanimous vote of the Council.

VIII. STANDING COMMITTEE REPORTS

RECREATION COMMITTEE

There is no report for the Recreation Committee.

ADMINISTRATIVE COMMITTEE

There is no report for the Administrative Committee.

PUBLIC SAFETY COMMITTEE

There is no report for the Public Safety Committee.

COMMUNITY DEVELOPMENT COMMITTEE

Councilwoman Martin stated she would like to remind everyone that in addition to the Fair, Tale Telling will be held on Friday, October 8, 2004, and Riverfront Market Day on Saturday, October 9, 2004.

PUBLIC WORKS/GENERAL SERVICES

There is no report for the Public Works/General Services Committee.

VIII. STANDING COMMITTEE REPORTS

DISCRETIONARY FUNDS COMMITTEE

There is no report for the Discretionary Funds Committee.

CLOSING REMARKS BY THE DEPARTING COUNCIL

There being no further business to come before the Council, on motion made by Councilwoman Sewell and seconded by Councilwoman Franklin, the Council voted by unanimous consent to adjourn this meeting at 7:36 p.m.



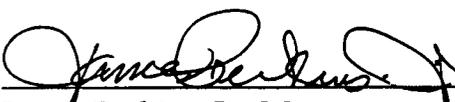
George P. Evans, President

ATTEST:



Lois Williams, City Clerk

APPROVED:



James Perkins, Jr., Mayor