

**MINUTES OF THE SELMA CITY COUNCIL
WEDNESDAY, SEPTEMBER 15, 2004**

The Selma City Council met in a regular session in the Council Chambers of City Hall on Wednesday, September 15, 2004 at 10:30 a.m. with the following members present: Council President George Evans and Council members Glenn Sexton, Rita S. Franklin, Jean T. Martin, Nancy G. Sewell, Samuel Randolph, Benny L. Tucker, Bennie R. Crenshaw and James Durry. Others present were City Clerk Lois Williams, City Treasurer Cynthia Mitchell, City Attorney Jimmy Nunn, Mayor James Perkins, Jr., and Mayor's Administrative Assistant Sherri James. 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. President Evans stated the issuance of the Certificate of Election, Organizational Meeting and Attorney Cecil Fields would be added to the agenda. The business items for Municipal Judge and Youth Build Report were both deleted from the agenda. A motion was made by Councilwoman Franklin and seconded by Councilwoman Sewell 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. President Evans stated these minutes would be tabled until the next Council. A motion was made by Councilwoman Sewell and seconded by Councilwoman Franklin to adopt the said minutes as written. **The motion carried with a unanimous vote of the Council.**

I. CERTIFICATES OF ELECTION

James Perkins, Jr., Mayor
George P. Evans, Council President
Cecil Williamson, Councilman Ward 1
Reid Cain, Councilman Ward 2
Jean T. Martin, Councilwoman Ward 3
Dr. Geraldine Allen, Councilwoman Ward 4
Samuel L. Randolph, Councilman Ward 5
Johnnie M. Leashore, Councilman Ward 6
Bennie R. Crenshaw, Councilwoman Ward 7
Jannie M. Venter, Councilwoman Ward 8

II. CITIZENS REQUEST

- Mrs. Debra Howard, Selma CareerLink – Addressed the Council Re: Job Training Presentation. Councilwoman Sewell and Councilwoman Crenshaw stated the Council would like to go on record in support of this program.
- Ms. Wanda Bush – Addressed the Council Re: Smoking Ordinance
- Attorney Fields – Addressed the Council Re: Resolution for Robert Sanders, former Finance Director. President Evans stated Attorney Nunn should be given the opportunity to research this matter and it will be discussed in the September 27, 2004 Council meeting.

III. MAYOR'S REPORT

A. Contract – National Trail Gateway Landscaping and Beautification Hwy 80 East. Mayor Perkins stated he would like to ask Mrs. Elizabeth Driggers to come forward to address the Council regarding the Gateway Landscaping and Beautification Project. Mrs. Driggers addressed the Council as per her memo for approval of contract with Bentley Turf and Landscape, Inc., Auburn, Alabama, low bidder in the amount of \$240,700.00. Three bids were received, two of which were local bidders. Following discussion, a motion was made by Councilwoman Martin and seconded by Councilwoman Sewell to approve the said contract. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present. Councilman Randolph and Councilwoman Crenshaw were out of the Chambers when the vote was taken. Councilwoman Crenshaw arrived in the Chambers stating her vote is affirmative for this contract.

B. Tax Eliminations. Mayor Perkins stated he would like to ask Mrs. Martha Jackson to come forward to address the Council regarding tax eliminations. Mrs. Jackson addressed the Council as per her statement for authorization to eliminate from the tax digest for 2003-2004 on taxes unable to collect. Following discussion, a motion was made by Councilman Sexton and seconded by Councilwoman Martin to approve the elimination of taxes in the amount of \$56,058.21. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present. Councilman Randolph had to leave the meeting and was absent from the Chambers.

C. Liquor License – Riverfront Sports Bar & Grill. Mayor Perkins stated as per memo from Chief Green, restaurant retail liquor license request for Mr. Charles E. Jackson at 1124 Water Avenue for Riverfront Sports Bar & Grill. A motion was made by Councilwoman Franklin and seconded by Councilman Sexton to approve the said liquor license. The motion carried with a unanimous vote of the Council members present.

D. State of Emergency. Mayor Perkins stated the City of Selma will be declaring a state of local emergency and as a proclamation he has prepared a resolution for execution. Mayor Perkins stated the Emergency Management Agency has also asked the City of Selma to move forward with the execution of a resolution requesting presidential disaster declaration which Mr. Howard has brought and is being prepared for circulation. Mayor Perkins stated city government will close officially today at 3:30 p.m. but will be on call as needed to respond to emergency situations, and employees will be notified by 3:30 on Thursday about Friday and Monday.

- Resolution – Designation of County EMA. A motion was made by Councilwoman Sewell and seconded by Councilwoman Martin to approve the said resolution. The motion carried with a unanimous vote of the Council members present.
- Resolution – State of Local Emergency. A motion was made by Councilwoman Franklin and seconded by Councilman Durry to approve the said resolution. The motion carried with a unanimous vote of the Council members present.

IV. CITY ATTORNEY'S REPORT

A. Ordinance - Animal Control Regulations. Attorney Nunn stated he has given the Council a copy of this ordinance and he will also forward a copy to the newly elected Council members as well along with the smoking ordinance. The Council concurred.

B. Claims - Alabama Municipal Insurance Corporation. Attorney Nunn stated the Council has been given a statement from the Alabama Municipal Insurance as it relates to a claim that was paid on May 12, 2004 in the amount of \$1,083.63 and ask the Council approval on this claim. A motion was made by Councilwoman Franklin and seconded by Councilwoman Crenshaw to approve the said claim. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.

C. Ordinance - Audio Tape Recording of Council Meetings. Attorney Nunn stated per Council request, an ordinance was prepared as it relates to city council minutes. Attorney Nunn stated page 3 indicates tapes are normally used only as aide in preparation of minutes and retention requirements are only until minutes are approved. Councilwoman Crenshaw stated the recordings should be used at the discretion of the City Clerk and there is no law to mandate the statue of retention of these recordings. Following further discussion, President Evans stated the newly elected Council could consider this issue at a later date when they come on board.

D. Lawsuit - First Baptist Church. Attorney Nunn stated this case against the City of Selma has been dismissed voluntarily without prejudice.

E. Contract - EMA. Attorney Nunn stated as per Council request, he has met with Mr. Brett Howard as it relates to EMA and the E-911 contract and the billing of the \$4,000.00 to the City of Selma. Attorney Nunn stated Mr. Howard would like to address the Council regarding this matter to give details on several items of the contract. The Council agreed that a 3:00 p.m. meeting on September 27, 2004 would be fine to discuss this matter with Mr. Howard, or sometime during the regular scheduled Council meeting on that date.

BUSINESS ITEMS:

V. 2002-2003 AUDIT REPORT

President Evans stated the Council has been given a copy of the 2002-2003 Audit report. During discussion, Councilman Sexton stated there are over fifty changes in the report and Mr. Long stated the figures would not change from the draft that was given previously. He stated he would like to make a motion to approve a second opinion on the audit. President Evans stated motions are out of order at this time and asked Ms. Cynthia Mitchell, City Treasurer, to contact Mr. Long to address the current Council on these changes.

VI. RATIFICATION OF INDUSTRIAL DEVELOPMENT BOARD

President Evans stated there is no pay involved in the Industrial Development Board and the Council appoints and ratifies these appointments. During discussion, a motion was made by Councilwoman Sewell and seconded by Councilwoman Franklin to ratify the extension of time for Mr. Scott Patterson. The motion carried with a unanimous vote of the Council.

VII. STANDING COMMITTEE REPORTS

RECREATION COMMITTEE

Councilman Durry stated the Recreation Department needs a new coach and Coach Reese can be contacted for more information.

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

There is no report for the Community Development Committee.

PUBLIC WORKS/GENERAL SERVICES

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

DISCRETIONARY FUNDS COMMITTEE

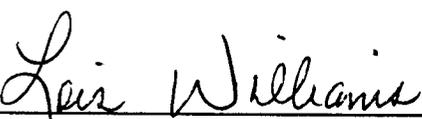
There is no report for the Discretionary Funds Committee.

There being no further business to come before the Council, on motion made by Councilwoman Martin and seconded by Councilwoman Sewell, the Council voted by unanimous consent to adjourn this meeting at 12:05 p.m.



George P. Evans, President

ATTEST:



Lois Williams, City Clerk

APPROVED:



James Perkins, Jr., Mayor