

**MINUTES OF THE
SELMA CITY COUNCIL
JULY 25, 2005
5:00 P.M.**

The Selma City Council met in a regular session in the Council Chambers of City Hall on Monday, July 25, 2005 at 5:00 p.m. with the following members present: Council President George Evans and Council members Reid Cain, Jean T. Martin, Geraldine Allen, Samuel L. Randolph, Johnnie M. Leashore Bennie R. Crenshaw and Jannie M. Venter. Others present were City Clerk Lois Williams, City Attorney Jimmy Nunn and the Mayor's Administrative Assistant Sherri James. Council member Cecil Williamson was absent from the meeting. Reverend Michael Henson 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. A motion was made by Councilman Leashore and seconded by Councilwoman Venter to approve the agenda as written. The motion carried with a unanimous vote (show of hands) of the Council members present.

After approval of the agenda, President Evans asked for a motion to approve the minutes of July 11, 2005 regular meeting. A motion was made Councilwoman Martin and seconded by Councilman Leashore to approve the adoption of the said minutes as written. The motion carried with a unanimous vote (show of hands) of the Council members present.

I. MAYOR'S REPORT

No Report.

II. CITY ATTORNEY'S REPORT

A. Update - Ordinance-Livestock Within the City. Attorney Nunn stated during previous discussions were held with the Council to prohibit livestock within the City of Selma. Attorney Nunn stated he has contacted about thirty cities, as well as researched the law, which states that the governing body may adopt such ordinances and laws that shall be necessary to "prevent the running at large" of livestock or animals within the city. Attorney Nunn stated of the thirty cities contacted and ordinances reviewed, none of which prohibits livestock within the city, but they regulate livestock by requiring them to abide by the rules and regulations in the ordinances. Attorney Nunn stated after talking with the Alabama League of Municipalities, it appears the only way to prohibit livestock is to do so by zoning certain areas where livestock is allowed, and must be very carefully stated that if they become a nuisance because enforcement specifications would also become crucial. Following a brief discussion, Attorney Nunn stated he would continue to research this matter and give the Council an update at the next Council meeting.

B. Update - Charter Communications. Attorney Nunn stated the Council has been given copies of two correspondences from Charter Communications. Attorney Nunn addressed the Council as per the contents of these letters. Following discussion, Attorney Nunn stated he would respond that the Council does not wish to take any action at this time and other alternatives would be considered to get the PEG channel up and running.

C. Municipal Asset Management, Inc. - Lease/Purchase Agreement for Carts and Dumpsters. Attorney Nunn stated the Council has copies of the lease/purchase agreement with Municipal Asset Management, Inc. (Lessor) and the City of Selma (Lessee) for the purchase of 284 - 6-yard Dumpsters and 6,878 - 90 gallon Curbside Roll-out Carts. Attorney Nunn stated the Council is asked for approval of the said lease agreement in the amount of \$515,368.80 on a payment schedule over a period of five years. Following discussion, a motion was made by Councilwoman Crenshaw and seconded by Councilman Leashore to approve the lease/purchase agreement for payment of the new dumpsters and carts with consideration to the variance in the amount subject to change once verified with Municipal Asset Management, Inc. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.

D. Contract for Janitorial Services - Solomon Rhodes at Good Samaritan Hospital. Attorney Nunn stated the Council has been given copies of a contract for janitorial services at the Good Samaritan Hospital. Attorney Nunn stated in the lease agreement with ADECA, the City of Selma must maintain the maintenance of the building including janitorial services. Attorney Nunn stated Mr. Solomon Rhodes was contracted by the State and the maintenance and janitorial services of the building and the City of Selma wishes to continue this service with Mr. Rhodes.

II. CITY ATTORNEY'S REPORT

Attorney Nunn stated he asks the Council approval of this contract in the amount of \$1,360.00 per month to be deducted from the Good Samaritan rental income account #65-6350-0-28. Following discussion, a motion was made by Councilwoman Crenshaw and seconded by Councilman Randolph to ratify, affirm and approve the said contract retroactive to June 15, 2005. Attorney Nunn further stated Mr. Rhodes was allotted \$100.00 for cleaning supplies, which was deleted from the amount paid and those supplies will be purchased in bulk along with other supplies used by the City of Selma. A roll call vote was taken and the motion passed with a majority vote of the Council members present. There were seven affirmative votes and one negative vote. Councilman Cain cast a negative vote.

E. Liquor License Application - Mr. James Murphy. Attorney Nunn stated this liquor license was placed on first reading at the last Council meeting. Attorney Nunn stated the location is 2519 Highway 14 East and all inspection reports have been given to the Council. During discussion, a motion was made by Councilwoman Crenshaw and seconded by Councilwoman Martin to approve this license contingent upon code violations being met. The motion was passed with a majority vote (show of hands) of the Council members present. There were five affirmative votes and three negative votes. Councilman Cain, Councilman Leashore and Councilwoman Venter cast negative votes. Councilman Cain and Councilman Leashore stated they cast negative votes because the application process has not been completed.

F. Liquor License Application - Mr. Cedric Griffin. Attorney Nunn stated this liquor license has not been placed on first reading, however, following request from Mr. Griffin the Council agreed to suspend the rules to consider. Attorney Nunn stated the location is Alabama Avenue and all inspection reports have been given to the Council. During discussion, a motion was made by Councilwoman Crenshaw and seconded by Councilman Cain to approve this license contingent upon code violations being met. The motion was passed with a majority vote (show of hands) of the Council members present. There were six affirmative votes and two negative votes. Councilman Leashore and Councilwoman Venter cast negative votes. Councilman Leashore stated he cast a negative vote because the application process has not been completed. Councilwoman Crenshaw stated she would like to express that the Council would not tolerate any teenage participation or loitering downtown.

G. Update - St. James Hotel. Attorney Nunn stated during the last Council meeting he reported that he had spoke with Mr. Striplin and he was obtaining proposals from contractor for renovations on the St. James Hotel. Attorney Nunn stated this is still in process, he met with Mr. Striplin on Friday, July 22, 2005 regarding this matter. Attorney Nunn stated the agreement between Mr. Striplin and Mr. Bonner would have to be decided on prior to its presentation to the Council for assignment and we are still waiting for them to come together on their agreement, which should take place this week. Attorney Nunn stated if it does take place, he will be making an update to the Council at the next Council meeting.

H. Update - Consent Decree. Attorney Nunn stated this item will be continued and he and Councilwoman Allen will meet and give an update to the Council at the next Council meeting.

BUSINESS ITEMS:

III. HISTORICAL PRESERVATION AUTHORITY APPOINTMENTS

Councilwoman Allen stated each Council member was called and asked to give at least two names for the Historical Preservation Authority ballot. Councilwoman Allen stated five individuals would be chosen by the Council from those names for the Authority from the ballot and she thanks each Council member who responded to her request. Councilwoman Allen stated the names that were given to vote on are Dr. Monica Newton, Mr. George Hicks, Mr. James Hughes, Mr. Charles Moss, Mrs. Althelstein Johnson, Mrs. Johnny Melton, Mrs. Ruth Anthony, and Mr. George Rhodes. A roll call vote was taken and five members were appointed by a majority vote of the Council members present. The five members appointed are Mr. George Hicks with seven votes, Mrs. Althelstein Johnson with six votes, Mr. George Rhodes with seven votes, Mr. Charles Moss with five votes and Mrs. Ruth Anthony with five votes.

BUSINESS ITEMS:

IV. TRUCK/TRAILER ORDINANCE

After a brief discussion, a motion was made by Councilwoman Crenshaw and seconded by Councilman Leashore for the consensus of the Council to ask Mayor Perkins to have the police department to enforce the rules of the ordinance concerning trucks and trailer routes and parking in the city. The motion carried with a unanimous vote (show of hands) of the Council members present.

V. COUNCIL'S BUDGET PROPOSAL

President Evans stated each Council member was given a copy of a potential draft budget for the upcoming fiscal year and ask that each would vote yes or no or make amendments for the purpose of trying to get this information to the City Treasurer Cynthia Mitchell.

VI. REPORT ON COLLECTION OF OUTSTANDING GARBAGE FEES

President Evans stated he would ask Mayor Perkins and Tax Collector Roosevelt Goldsby to give the Council a report of the outstanding garbage fees at a later date.

VII. REPORT ON COLLECTION OF OUTSTANDING MISDEMEANOR CHARGES/TRAFFIC CITATIONS

President Evans stated he would ask Mayor Perkins to give the Council a report of the outstanding garbage fees at a later date.

VIII. VOTING RIGHTS ACT 1965

Councilwoman Crenshaw stated she would like a resolution drafted urging the United States Congress to conduct the appropriate due diligence to support the re-authorization of the key provisions and enforcement of the Voting Rights Acts of 1965. Councilwoman Crenshaw stated she would be asking the Council to approve this resolution at the next Council meeting. Councilwoman Crenshaw stated this Voting Rights Act will expire in August of 2007 unless congress acts for re-authorization.

CITIZENS' REQUEST REPORT

Ms. Beverly Seroy

Re: Calhoun Foods Back to School Fest

Following presentation from Ms. Seroy and discussion, a motion was made by Councilwoman Crenshaw and seconded by Councilman Leashore and Councilwoman Martin to appropriate \$2,000.00 from the Council Special Project funds for the back to school fest. The Calhoun Foods Back to School Fest to be held at Bloch Park on Saturday, August 13, 2005 from 9:00 a.m. to 1:00 p.m. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.

Ms. Pat Page

Re: Liquor License (Blue Note Lounge)

STANDING COMMITTEE REPORTS

RECREATION COMMITTEE

There is no report for the Recreation Committee.

ADMINISTRATIVE COMMITTEE

There is no report for the Administrative Committee.

STANDING COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE

Councilman Cain stated the Public Safety committee meeting would be held on Wednesday, July 27, 2005 at 4:00 p.m.

COMMUNITY DEVELOPMENT COMMITTEE

Councilwoman Martin stated she would like to report that Mrs. Jean Anderson would be retiring after 28 years from the Community Development department. President Evans stated Mr. Hicks has been assisting the Selma Community Pride in helping the community to distinguish between trash and garbage and information will be given to each Council member to pass through their wards at the next Council meeting.

PUBLIC WORKS/GENERAL SERVICES COMMITTEE

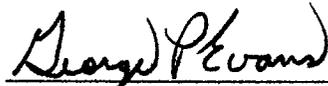
There is no report for the Public Works/General Services Committee.

DISCRETIONARY FUNDS COMMITTEE

There is no report for the Discretionary Funds Committee, however, the Council will be contributing to the back to school fest from the special projects fund.

ADJOURNMENT

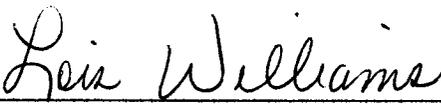
There being no further business to come before the Council, on motion made by Councilwoman Martin and seconded by Councilman Leashore, the Council voted by unanimous consent to adjourn this meeting at 7:10 p.m.



George P. Evans, *President*

ATTEST:

APPROVED:



Lois Williams, *City Clerk*



James Perkins, Jr., *Mayor*