

Council Minutes
March 3, 2011 – 7:00 p.m.
Regular Meeting

The Pinson City Council met in regular session in Council Chambers at 4410 Main Street on Thursday, March 3, 2011. Mayor Sanders led the invocation. Councilor Tanner led the Pledge of Allegiance to the Flag of the United States of America.

Roll Call: Marie Turner, City Clerk, called roll of Pinson City Council with the following council members present:

Mayor Sanders
Councilor Tanner
Councilor Cochran
Councilor Shelnett
Councilor Churchwell
Councilor McCain

Minutes: Councilor Shelnett made a motion to waive the reading of the February 17, 2011, minutes. Councilor Cochran duly seconded the motion. Mayor Sanders called for all opposed to say "no", all in favor say "aye." Councilor Cochran made a motion to accept the minutes as written of the February 17, 2011, meeting. Councilor McCain duly seconded the motion. Mayor Sanders called for all opposed to say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that both motions passed unanimously."

Committee Chair Comments:

Finance: Councilor Tanner made a motion to approve payment of the bills in the amount of \$77,699.30, a copy of the bills schedule is attached. Councilor Churchwell duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Mayor Sanders reported that the business license revenue and other revenue are approaching the amount that was budgeted, and Sales Tax for the month of January is approximately \$70,000.00.

Public Safety: Councilor Cochran mentioned that National Night Out will be held on, Tuesday, August 2, 2011, and we are planning to go to the local neighborhoods that are participating.

Councilor Cochran announced that the Public Safety Committee will tentatively meet (pending member attendance) on, Thursday, March 10, 2011, at 4:00 p.m. at City Hall.

Enhancement: Councilor McCain mentioned that CityFest will be held on April 2, 2011 and the vendor applications are available at City Hall and on the website. Councilor McCain stated that this year there will be a covered eating area and there will be 5 free rides for the children.

Education: Mayor Sanders mentioned that the parking lot lamps at PVHS have been relamped as well as the concession area. Mayor Sanders added that there is some incidental landscaping needed at PVHS and the Vocational Agriculture class will plant anything that we purchase and this would be under his normal limit.

Mayor's Report: Mayor Sanders offered a first reading on quotes received from Campbell's Paving for PVYA paving needs. Mayor Sanders stated that he will consult with Mr. Harrison and Tommy Simmons regarding the paving.

Mayor Sanders mentioned that the plumbing work at the PVYA facility is approximately 95% complete.

Councilor Cochran made a motion to approve a quote from APEX Mechanical Services regarding installation of HVAC in the gym at PHCC. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. As there was no further discussion, Mayor Sanders called for a roll call vote on the motion with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Shelnutt-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, motion passes unanimously.

Councilor Tanner made a motion to approve a small containment fence to protect the HVAC unit at PHCC. Councilor Cochran duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Mayor Sanders mentioned that under new legislation it is now required that Public Officials and Public Employees that are required to file a State of Economic Interest Form with the State of Alabama Ethics Commission must complete an online training video and provide certification to the Clerk by April 30, 2011. Mayor Sanders added that this training can be done individually online at the State of Alabama Ethics Commission website or we can request a DVD. Councilor Cochran suggested that even though most will do the training online we should order a copy of the DVD to keep at City Hall.

Mayor Sanders reported that as of the 2010 Census the City of Pinson's population is 7163. Mayor Sanders added that in 2004 our population was estimated at 6081.

Councilor Cochran made a motion for additional streetlights at PVHS Tennis Courts and PVYA, south of Faucett Cut-Off at a cost of approximately \$90.00 per month. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Mayor Sanders offered a first reading of a quote from Don's Carpet One in the amount of \$1,285.00 for carpet in the new Deputies office.

Mayor Sanders mentioned that the Darter Rush 5k will be held April 30, 2011, and we will have more information later.

Old Business: Attorney Black stated that he has the Recreational Trail Agreement draft to be sent to the Board of Education and explained that the agreement included construction of the Trail; maintenance of the Trail, etc. Mayor Sanders stated that the next step will be to see if the BOE will allow this project.

Councilor McCain made a motion to approve monthly litter removal for Narrows Road; Rudd School Road; (New) Sweeney Hollow Road; Faucett Cutoff Road; and Bud Holmes Road, by Sweeping Corporation at a monthly cost of \$800.00. Councilor Tanner duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Councilor Cochran offered a resolution accepting said bids received on the 15th day of February, 2011, for lawn and median cleaning and mowing and authorizing the Mayor to contract with the lowest, most responsible bids received. Councilor McCain duly seconded the motion. Packages 1 & 2 awarded to Aaron Presley Mowing and Package 3 awarded to Craig Kirkland Mowing. Mayor Sanders called for any discussion. Councilor Churchwell asked if both bidders had met the required qualifications. Mayor Sanders stated that they have. Mayor Sanders called for any further discussion. As there was no further discussion, Mayor Sanders called for a roll call vote on the main resolution with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Shelnut-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, resolution passes unanimously as, Resolution 11-10.

New Business: Councilor Tanner made a motion to approve registration and expenses for council to attend the Certified Municipal Training class offered in Montgomery on March 29, 2011. Councilor Cochran duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Councilor Tanner made a motion to approve registration and expenses for the Mayor and Council to attend the 2011 Alabama League of Municipalities Annual Convention in Huntsville, April 30, 2011 through May 3, 2011. Councilor Churchwell duly seconded the motion. Councilor Shelnut asked what the cost would be. Mayor Sanders stated that registration for the Convention is \$300.00 per person and Hotel rooms are \$300.00-\$500.00 per person. Councilor Shelnut asked how many are attending. Councilor Tanner replied that everyone including the clerk plans to attend with the exception of you (Councilor Shelnut). Councilor Cochran clarified that the training is available to all members of council as well as the City Clerk. Councilor Tanner, yes. Councilor Churchwell agreed to the addition to the motion of the clerk as well. Councilor Shelnut asked what is on the agenda. Mayor Sanders stated that the agenda is in the packet and was also in the January addition of the Alabama Municipal Journal magazine. Councilor Shelnut asked if there is anything specific that they will be attending that will benefit the city. Mayor Sanders stated that the classes are always worthwhile and keeps us on the cutting edge of what has changed or is new, for example Open Meetings has changed, Voting Laws have changed and now Ethics. Councilor McCain stated that the Roundtable discussions are very beneficial. Councilor Shelnut asked is there anyone going that would not be willing to make the travel expense report public. Councilor Tanner stated that it is always public. Councilor Shelnut clarified that he meant make the travel expense report public in the packet. Councilor Tanner stated that it is still public knowledge. Mayor Sanders called for any further discussion. As there was no further discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Councilor Tanner made a motion to nominate the following voting delegates for the League of Municipalities annual convention: Mayor Sanders-Delegate; Councilor Churchwell-1st Alternate Voting Delegate; Councilor Cochran-2nd Alternate Voting Delegate. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for

all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Mayor Sanders offered a first reading on a resolution regarding the Northern Beltline.

Councilor Shelnutt made a motion to place all Committee members email addresses on the City website. Mayor Sanders allowed discussion. Councilor Cochran stated that even though he had no problem with this he feels that we should speak with the Committee members first and then bring this back for a vote later. Mayor Sanders called for a second to the motion. Mayor Sanders, motion fails due to lack of second. Councilor Cochran asked if council could still address the Committee members about this. Mayor Sanders, yes.

Councilor Shelnutt made a motion to move the regularly scheduled meeting of March 17, 2011, to March 24, 2011, due to Spring Break. Mayor Sanders stated that he felt that moving a regular meeting would be a last resort and allowed discussion on the motion. Councilor Tanner stated that the meetings have never been moved for Spring Break before. Councilor McCain stated that she will be out of town but as long as we have a quorum we shouldn't have to change the date. Councilor Churchwell stated that if we are going to have 2 council members out, everyone else would have to be here. Mayor Sanders called for a second. Councilor Churchwell duly seconded the motion. Mayor Sanders called for any discussion. Councilor Shelnutt stated that he feels we should move the meeting since there will be 2 councilors absent at the March 17, 2011, meeting. Councilor Cochran stated that he has a conflict on the 24th so he feels we should not reschedule the meeting. Mayor Sanders called for any further discussion. As there was no further discussion, Mayor Sanders called for a roll call vote on the motion with the following results:

Mayor Sanders-no; Councilor Tanner-no; Councilor Cochran-no; Councilor Shelnutt-yes; Councilor Churchwell-yes; Councilor McCain-no.

Mayor Sanders, motion fails.

Public Comment:

- 1.) Pat Wise, 4161 Main Street. Asked if there was an ordinance regarding clutter that would encourage people to keep their property clean. Mayor Sanders asked Ms. Wise to give the clerk the street addresses after the meeting and we will check on them.
- 2.) Renee' Mikell, 456 Main Street. Ms. Mikell had heard that council plans to send Councilor Cochran to the Retail Convention and is happy with their decision.
- 3.) Kye Ingram, 4616 Brittany Place. Loves the new sidewalk in front of the high school and is asking if council would consider extending it into Innsbrooke subdivision. Mayor Sanders, we will check on having this done.

Councilor Cochran made a motion to enter into executive session for purpose to discuss real estate. Councilor McCain duly seconded the motion.

Mayor Sanders stated, we will enter Executive session and will not reconvene other than to entertain a motion to adjourn, which I estimate to be approximately 20-25 minutes. Mayor Sanders added that we will progress leisurely to the back, feel free to talk with us if you would like.

Mayor Sanders asked for any discussion. As there was no discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Mayor Sanders called council out of executive session.

Councilor Cochran moved to adjourn. Councilor Churchwell duly seconded the motion. Mayor Sanders called for all opposed to say “no”, all in favor say “aye”. Motion carried.

Adjourned at 8:18 p.m.

Respectfully submitted,
Marie Turner, City Clerk

March 3, 2011 Minutes Adopted _____