

**MINUTES OF THE
SELMA CITY COUNCIL
JANUARY 12, 2010
5:00 P.M.**

Call to Order

Invocation: Reverend Rodney T. Morton, Pastor
Tabernacle Baptist Church

Pledge of Allegiance

The Selma City Council met in a regular session in the Council Chambers of City Hall on Tuesday, January 12, 2010 at 5:00 p.m.

ROLL CALL

The following members were present during roll call: Council President Dr. Geraldine Allen and Council members Dr. Cecil Williamson, Councilwoman Susan Keith, Councilwoman Dr. Monica Newton, Councilman Samuel L. Randolph, Councilman Benny L. Tucker, Councilwoman Bennie R. Crenshaw, and Councilman Corey Bowie. Others present were Mayor George Evans, City Clerk Ivy S. Harrison, City Attorney Jimmy Nunn, City Treasurer Cynthia Mitchell, and the Mayor's Executive Assistant Brenda Smothers. Councilwoman Angela Benjamin was absent during roll call, but arrived at 5:10 p.m.

APPROVAL OF AGENDA

President Allen asked for the approval of the agenda items. A motion was made by Councilman Bowie, and seconded by Councilman Tucker, to approve the agenda items as written. **The motion carried with a unanimous (show of hands) vote of the Council.**

APPROVAL OF MINUTES

After approval of the agenda, President Allen asked for the approval of the minutes of December 10, 2009 regular meeting minutes. President Allen asked that the record again reflect that the Council thanks City Clerk, Ivy Harrison, for being expedient, and having the Council Meeting Minutes forwarded to all of the Council Members in a very timely manner. A motion was made by Councilman Tucker, and seconded by Councilwoman Newton, to approve the minutes of December 10, 2009. **The motion carried with a majority (show of hands) vote of the Council. There were eight affirmative votes and one nay vote. Councilwoman Crenshaw cast a nay vote.** President Allen asked for the approval of the minutes of the December 15, 2009 Special Called meeting minutes. A motion was made by Councilman Bowie, and seconded by Councilman Tucker, to approve the minutes of December 15, 2009. **The motion carried with a majority (show of hands) vote of the Council. There were eight affirmative votes and one nay vote. Councilwoman Crenshaw cast a nay vote.**

CITIZENS' REQUEST

Mr. Elvin Lang, President
Re: Black-Belt Genealogical Society

Mr. Sam Walker
Re: National Voting Rights Museum & Institute

MAYOR'S REPORT

PROCLAMATION - "DR. MARTIN LUTHER KING, JR. DAY". Mayor Evans stated to Council that he has prepared a Proclamation for the Council to approve and adopt to proclaim Monday, January 18, 2010, as "Dr. Martin Luther King, Jr. Day" in the City of Selma, Alabama, and urged all Citizens to join in the Celebration thereof, and to take this opportunity to reflect upon Dr. King's message of the principles of justice and equality for all people, pursuing the ideal of the spirit "One City and One Nation". Mayor Evans read said Proclamation in its entirety, and asked Council's favorable consideration of the same. During discussion, a motion was made by Councilwoman Benjamin, and seconded by Councilman Bowie, to approve the Proclamation proclaiming Monday, January 18, 2010, as "Dr. Martin Luther King, Jr. Day", in the City of Selma, Alabama. A roll call vote was taken and the motion passed with a unanimous vote of the Council. Councilwoman Crenshaw stated to Mayor Evans, and also asked that this be part of the minutes, that she is still asking that there be space for every Council Member to sign as they do on all of their Proclamations, and if no other Council Member wants it, that it is fine, but she would like to see all of the signatures, and that she is still asking for that. Councilwoman Crenshaw stated she thinks Dr. King's Proclamation is very important, and she thinks every person on the Council should be given the opportunity to sign off on, and would like to see it done in the future. Mayor Evans responded and stated that he does recall her asking for that, but in trying to get everyone's name on the document, sometimes it is not enough room on the paper to do it, but that he will continue pursuing this, and will work towards finding a solution where everyone who wants to sign it, can sign it, and that her point is well taken. Mayor Evans further stated to Councilwoman Crenshaw that what she is asking for is not impossible, but that he just needs to find a way that we can do it.

RESOLUTION HONORING MRS. EUNICE WALKER JOHNSON. Mayor Evans stated to Council that he has prepared a Resolution to Honor Mrs. Eunice Walker Johnson who was born in Selma, Alabama on April 16, 1916, who passed away on January 3, 2010, at the age of 93, at her home in Chicago, Illinois. Mayor Evans read a Resolution Honoring Mrs. Eunice Walker Johnson in its entirety. Mayor Evans asked Council's consideration of said Resolution to Honor Mrs. Eunice Walker Johnson, on behalf of himself as Mayor, the City Council and Citizens of Selma, and to hereby extend our deepest sympathy to the Family of Mrs. Eunice Walker Johnson, a native "Daughter" who never forgot her "Roots". Mayor Evans asked that a copy of this Resolution be presented to the Family of Mrs. Eunice Walker Johnson, as an expression of the high regard in which her memory is held by the Mayor, City Council, and the Citizens of Selma. A motion was made by Councilwoman Keith, and seconded by Councilman Randolph, to approve the Resolution Honoring Mrs. Eunice Walker Johnson. A roll call vote was taken and the motion passed with a unanimous vote of the Council. During roll call, President Allen stated that Mrs. Eunice Walker Johnson was one of the prettiest Black Women she has ever seen, and she cannot believe that she was 93 years of age. Also, during roll call, Councilwoman Crenshaw stated she is one of the prettiest women she has seen.

PRESENTATION OF "GOVERNMENT PROGRAM INNOVATION" AWARD FROM AUBURN
UNIVERSITY, MONTGOMERY, ALABAMA - TO THE "DOC IN A BUS" PROJECT -
COUNCILWOMAN DR. MONICA NEWTON, RECIPIENT

2009 CHRISTMAS PARADE AWARD WINNERS

BAND

1ST PLACE, KEITH HIGH SCHOOL

FLOATS - NON-PROFIT

1ST PLACE, ALPHA KAPPA ALPHA SORORITY, INCORPORATED

2ND PLACE, KNOX ELEMENTARY SCHOOL

FLOATS - BUSINESS

1ST PLACE, McRAE LEARNING CENTER

2ND PLACE, TINY TOTS DAY CARE CENTER

A. Monthly Financial Report - December, 2009. Mayor Evans stated to Council that they should have before them a copy of the Monthly Financial Report for the Month of December, 2009. President Allen stated the Monthly Financial Report reveals \$887,514.48 for sales tax in 2009, with a variance of \$81,534.36; \$10,200,567.76, Y-T-D Total, with a variance in the amount of \$85,853.99; and, lodging tax collection is \$311,219.24, Y-T-D Total, with a variance in the amount of \$11,816.05.

B. Police Department Reports - December, 2009. Mayor Evans stated to Council that they should have before them a copy of the Police Department Report, which gives all of the incident report totals by percentages for each Ward, along with a copy of the Loud Noise Statistics. Mayor Evans further stated these reports were prepared by Chief Riley and his Staff, for the month of December, 2009. President Allen read all of the Incidents reported by Wards, along with the totals and percentages. President Allen stated as seen by Wards, the total of incidents that have been reported for the month are 2,446 in the various Wards, and outside of the Wards was 51%, with a total of 1,249. President Allen further stated the Loud Noise

MAYOR'S REPORT

Statistics reflects in the Loud Noise Incident report, a report of 41 Loud Music Incident Reports; 3 in Ward 1, 6 in Ward 2, 1 in Ward 3, 6 in Ward 4, 8 in Ward 5, 3 in Ward 6, 2 in Ward 7, and 7 in Ward 8, with the Issuance of 1 Loud Noise Citation in Ward 5.

C. **Code Enforcement Reports - December, 2009.** Mayor Evans stated to Council that they should each have before them a copy of all of the identified properties in the City, for the Month of December, 2009, for their review.

D. **Bond Sales and Projects - Update; Designation of City Official for Bonds.** Mayor Evans stated that he would like to again thank the Citizens of Selma, as well as, the Council who made this Bond possible. Mayor Evans further stated that Mr. Robert Thomas and Mr. Gary Rehm of Sterne Agee were present tonight, and asked that they come forward to address the Council with an update, as it relates to the Bonds being sold, and our moving forward on this. Mr. Thomas, along with Mr. Rehm, one of the Senior Analysts, addressed the Council, and thanked the Council for this opportunity. Mr. Thomas stated that we had a very successful Bond Closing on December 30th, and a very successful Bond Transaction. Mr. Rehm passed out a written report of the City of Selma's 2009 Bond and Warrant Issue, and presented the Council with a brief overview of our recently executed 2009 Bond and Warrant Issue, and asked the Council to feel free to ask any questions that they may have had. Mr. Rehm stated that they looked at the City's entire debt picture, and wanted to provide us with some General Fund Budget relief via refunding opportunities through our outstanding Warrants, and to that end, they executed refunding of Series 1996 and 2003 Warrants, that did provide us that. Mr. Rehm further stated we had substantial "built up bond tax fund balance" of approximately 4.6 Million Dollars, "sitting there", that they wanted to use to pay down our Bonds more aggressively. Mr. Rehm stated he feels that they did both of those successfully, and the primary thing that he thinks allowed us to do that, to get good interest rates so that we could accomplish all three (3) goals, was the City getting a good credit rating. Mr. Rehm further stated they went to Standard & Poor's, and prepared a presentation in which the City was very helpful, and that Selma received on its own, an "A" Rating, which is relatively a "new thing" in the "Bond World". Mr. Rehm stated that was really the "key piece" in getting this done in the manner in which they were able to do. Mr. Rehm further stated using the Build America Bonds, which were possible through President Obama's Stimulus Package, and getting the Rating that we were able to get, allowed the restructuring to take advantage of a huge savings over the life of the Bond Issue. Mr. Rehm stated the debt was "stretched" to some extent but on a total present value savings basis, and what totaled the \$14 Million Dollar Bond Issue, they saved the City, \$1.3 Million Dollars. Mr. Rehm stated that they really feel good about the Structure that they were able to get for us. Councilwoman Crenshaw asked where was the "figure" referenced on Page 4 of the Report that was passed out to Council, the savings of \$411,878.00, represented on Page 5, "in this particular scenario"? Mr. Rehm answered and stated, it is not represented on page 5, and that page 5 just shows where the Build America Bonds are actually done, and that it shows where the Bond Fund balance will be, out in the future, but that does not show any savings. President Allen asked if there were any other questions, and with no other questions being brought forward, President Allen stated she thinks "that deserves a round of applause". Mr. Rehm was applauded for the presentation that he addressed the Council with, as it relates to the Bond Update. Mr. Thomas addressed the Council, to also thank Mayor Evans and Ms. Mitchell for providing the information that they needed to get to Standard & Poor's in order to get this "A Rating" for the City. President Allen stated she too would like to thank Mayor Evans and Ms. Mitchell for what they did in getting this facilitated, and that they deserved a round of applause, as well, and they too were applauded, along with Attorney Nunn. Mayor Evans stated he thanks Attorney Nunn for all of the assistance he provided, along with thanking the City Clerk, Mrs. Ivy Harrison, who traveled to Birmingham with them, for signing and execution of all of the documents that needed to be signed off on. Mayor Evans thanked Mr. Robert Thomas and Mr. Gary Rehm for their assistance during this whole process. Mayor Evans further stated to Council that a decision needs to be made as it relates to the Appointment of a Designee who would transfer business on behalf of the City for this Bond Issue, and it would be his recommendation to appoint Ms. Cynthia Mitchell, unless the Council has some other ideas for this Appointment. During discussion, a motion was made by Councilman Tucker, and seconded by Councilwoman Newton, to approve the Appointment of Ms. Cynthia Mitchell, City Treasurer, as the City of Selma's Designee, for the transaction of the business as it relates to the Bond Issue. 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 abstention. Councilman Williamson abstained from voting. Councilman Randolph was absent from the Chambers when the vote was taken.

E. **Vehicle and Equipment Maintenance and Repair Outsourcing - Update.** Mayor Evans stated to Council that as they know he has spoken to them about the possibility of outsourcing our Fleet Maintenance. Mayor Evans further stated a meeting has been set up for Thursday, January 21st, at 10:30 a.m. in the Council Chambers, to invite Businesses and Citizens of Selma to "bid" on rendering services to us, as it relate to vehicle and equipment preventative maintenance, and repair operations that are currently being performed by our Fleet Maintenance Division. Mayor Evans stated to Council once the R.F.P.'s are received, if it is feasible to proceed with outsourcing, he will make that recommendation, and if it is not something that the City can benefit from, then at that point he and the Council will make that decision at that time.

F. Fire Truck Bid - Update. Mayor Evans stated to Council that, due to some concerns, we are going to re-bid this item, and at this point, we are still working on the Specifications for the Fire Truck Bid.

G. Garbage Collections - Update. Mayor Evans stated to Council that he has given each of them a copy of a "draft" of a 2 Page document, which he and the Staff have been working on. Mayor Evans further stated that what he has given them is information on what it will cost us to keep it, and what it will cost to outsource it. Mayor Evans stated at this point he is not prepared to make a recommendation to the Council, but as can be seen, there is a possibility of ways that we can keep it and save money, and that it does look "promising" to that effect. Mayor Evans asked President Allen to refer this to the Committee to meet and go over this document, and go over the details of it for discussion, prior to the next Council Meeting. President Allen stated she is placing this into the hands of the Committee Chairperson, Councilwoman Keith, and asked that she and the Committee meet, along with the Mayor, prior to the next Council Meeting.

H. Building Inspector's Office Codes, Fees and Fines - Review and Update. Mayor Evans stated to Council that he wanted the Council to be made aware of the fact that they are reviewing the Codes and Fees, in comparison to what other Cities of our size are doing at this time. Mayor Evans further stated Mr. Finis Harris, Building Inspector, is working on this, and he will bring back a report to the Council. Councilman Williamson asked Mayor Evans if he would ask Mr. Harris to get the information based upon the medium income for Selma with the other Cities because our City is economically disadvantaged compared to most Cities in Alabama. Mayor Evans concurred, and stated that it will be considered in the report that he brings back to the Council.

I. O'Hara Place Storm Drain Project. Mayor Evans stated that the O'Hara Place Storm Drain Project is a project that we as a City have been working on in the past, maybe a couple of years ago. Mayor Evans further stated our Insurance Company did assist us at that time, and Attorney Nunn is researching this to see if we can get some additional assistance on this at this time. Mayor Evans stated the Family at this residence has been very patient with us to get through this process, and that Councilman Williamson has been meeting with the Family, along with Mr. Tommy Smith, to assist with finding ways to resolve this issue. Mayor Evans further stated we will have to make a decision in the future as to how we will be able to pursue this, and get it resolved, and hopefully he will have some figures to present to the Council at our next Council Meeting.

J. York Street Extension. Mayor Evans stated to Council that he believes this matter was addressed during the last Administration, in terms of the completion of York Street. During discussion, a motion was made by Councilman Williamson, and seconded by Councilman Tucker, to approve the York Street Extension, with \$10,000.00 being donated by Councilman Williamson from his Oil Lease Money. A roll call vote was taken and the motion passed with a majority vote of the Council. There were eight affirmative votes and one nay vote. Councilwoman Crenshaw cast a nay vote. During roll call, Councilwoman Crenshaw stated she thinks we need to find the money before we do this.

K. J. L. Chestnut, Jr. Boulevard Resurfacing Project - Update. Mayor Evans stated to Council that the Re-Surfacing work on J. L. Chestnut, Jr. Boulevard should have been completed by now, but that we have had a lot of rain and cold weather recently. Mayor Evans further stated, it is his understanding, that they cannot place asphalt unless the temperature is of a certain degree, roughly above 45°, and if it is placed prior to that, it does not stay. Mayor Evans stated when the temperature begins to rise again, they will be able to proceed towards completing the Project, and he is asking everyone to be patient.

L. City Marina - Update. Mayor Evans stated to Council that he met with the Committee as it relates to the Marina, to get ideas. Mayor Evans further stated once he receives all of the proposals back, he would like to offer a report to the Council, hopefully at the next Council Meeting.

M. Bush Hog Project - Status. Mayor Evans stated to Council that we need to move forward and meet with the Citizens of the Ward that Bush Hog is located in, and discuss the possibility of some streets being closed. Mayor Evans further stated that he is aware that Councilman Randolph and Councilman Tucker are working on this, and that they need to possibly have a meeting with the Citizens of Ward Six. President Allen stated to Mayor Evans that she has spoken with the Chairman, Councilman Randolph, about this, and they are going to call for a Public Forum for the Citizens, to be held probably in the Council Chambers, and when that date has been set, they will get it posted for the public.

N. List of Properties Ready for Demolition. Mayor Evans stated to Council that they should have within their packets a list of properties ready for demolition, approximately 90 pieces of structures, that they will move forward in getting demolished. Mayor Evans further stated a schedule will be forwarded to Contractors, who will be providing bids on these pieces of properties and structures, which have already been identified by Code Enforcement for demolition. During discussion, Mayor Evans stated that he is not asking the Council to take any action on this item tonight, and that he was providing this for informational purposes only. Mayor Evans further stated he had met with Mr. Darryl Moore about these properties, and as far as he knew, they had all gone through the proper procedure. Mayor Evans stated that they will go back

over these properties to determine which pieces of properties should not be on this list. President Allen stated this item will be continued until the next Council Meeting.

O. Consideration of Appointment of Dr. Ralph Iomio as Police Department Consultant. Mayor Evans stated to Council that as they know Dr. Ralph Iomio has been with us before and helped us through a lot of things as it relates to matters that deal with the Police Department. Mayor Evans further stated Dr. Iomio has met with them about the possibility of us getting Grant Money to assist in the building of a new Public Safety Building. Mayor Evans stated there is attached a Contract for which he is not asking the Council to take any action on at tonight's meeting, but that Dr. Iomio feels that he can do research and assess where we are in the Police Department, and hopefully get a Public Building that will house several agencies; such as, police, fire, etc. Mayor Evans stated the Contract in its "draft" form states that Dr. Iomio will be able to do this as a Consultant, for \$1,700.00 per month, for 12 months. Mayor Evans stated even though the Contract calls for 12 months, he spoke with Dr. Iomio about the agreement being on a month-to-month basis, if the Council agrees to go that route. Mayor Evans further stated he would like to set up a meeting where Dr. Iomio can come and meet with the Committee. President Allen stated to Mayor Evans that she thinks that will be best, and asked Public Safety Committee Chairperson, Councilman Randolph, to meet with Dr. Iomio, prior to the next Council Meeting, as it relates to said Consultancy.

P. O#107-09/10 - Application and Authorization for Incorporation of the Selma-Dallas County Solid Waste Disposal Authority. Mayor Evans stated this is an item that he strongly supports, that we form this Incorporation for the Selma-Dallas County Solid Waste Disposal Authority. Mayor Evans further stated the County Government has already approved moving forward with the Application and Authorization for Incorporation of the Selma-Dallas County Solid Waste Disposal Authority, and he asked Council's favorable consideration of the same. During discussion, a motion was made by Councilman Williamson, and seconded by Councilman Bowie, to approve the Application and Authorization for Incorporation of the Selma-Dallas County Solid Waste Disposal Authority. A roll call vote was taken and the motion passed with a majority vote of the Council Members present. There were eight affirmative votes and one nay vote. Councilwoman Crenshaw cast a nay vote. During roll call, Councilwoman Crenshaw stated she thinks the Public should hear from us in terms of what we are doing with this, in order for them to get an understanding of what is happening, and what we are about to do.

Q. Resolution #R137-09/10 - Sgt. Jimmy Martin's Request to Retain Possession of His Duty Weapon and Badge. Mayor Evans stated to Council that Sgt. Jimmy Martin is planning to retire from City Government, effective January 31, 2010, and he is requesting to retain possession of his Badge and Weapon, as we have done in the past for Police Officers who retire from the City. Mayor Evans further stated Sgt. Jimmy Martin has done a good job with the City, and he is recommending approval for Sgt. Jimmy Martin's request to retain possession of his Badge and Weapon. A motion was made by Councilwoman Crenshaw, and seconded by Councilwoman Susan Keith, to approve Sgt. Jimmy Martin's Request to Retain Possession of his Duty Badge and Weapon. A roll call vote was taken and the motion passed with a unanimous vote of the Council.

R. Resolution #R136-09/10 - Authorization to Submit a C.D.B.G. Grant Application to Address the Broad Street Sewer System Collapse. Mayor Evans stated to Council if they recall, the Council approved the removal of unappropriated funds to proceed with the Broad Street Sewer Collapse Project. Mayor Evans further stated we did receive a Grant for the purpose of obtaining funds from the State to assist with this Project. Mayor Evans asked Ms. Charlotte Griffeth to come forward to address the Council as it relates to Resolution #R136-09/10. Mayor Evans stated it is his recommendation to the Council that they approve Resolution #R136-09/10, Authorization to Submit a C.D.B.G. Grant Application to Address the Broad Street Sewer System Collapse, with the City providing a match in funds. During discussion, a motion was made by Councilwoman Crenshaw, and seconded by Councilman Randolph, to approve Resolution #R136-09/10, Authorization to Submit a C.D.B.G. Grant Application to Address the Broad Street Sewer System Collapse, in the amount of \$56,000.00 in Grant Funds, and the City providing \$56,000.00 in matching funds. A roll call vote was taken and the motion passed with a unanimous vote of the Council.

S. Resolution #R153-09/10 - Adoption of a Written Procurement Policy for the City of Selma. Councilwoman Crenshaw stated to President Allen, with the understanding of the Resolution that was just passed, she would like to proceed forward with Resolution #R153-09/10. Ms. Griffeth was asked to come forward and address the Council, as it relates to said Resolution #R153-09/10. During discussion, Ms. Griffeth stated the State of Alabama requires that the City adopt a Written Procurement Policy, in H.U.D. language that we must do with certain Grants. A motion was made by Councilwoman Crenshaw, and seconded by Councilman Randolph, to approve Resolution #R153-09/10, Adoption of a Written Procurement Policy for the City of Selma, attached to and made a part of said Resolution #R153-09/10. A roll call vote was taken and the motion passed with a majority vote of the Council. There were seven affirmative votes, one nay vote, and one abstention. Councilman Williamson cast a nay vote. Councilwoman Newton abstained from voting.

T. Resolution #R154-09/10 - Contract Award for Program Administrator 2009 C.D.B.G. Project Number LR-SF-PF-06-202. Ms. Griffeth addressed the Council as it relates to Resolution #R154-09/10, Contract Award for Program Administrator 2009 C.D.B.G. Project Number LR-SF-PF-06-202, for the Broad Street Sewer Collapse Project. Ms. Griffeth stated said Resolution #R154-09/10 is related to the City receiving the Award and being able to start on it tomorrow. Ms. Griffeth further stated it is their recommendation to award the contract to Galbraith & Associates, LLC. A motion was made by Councilwoman Crenshaw, and seconded by Councilman Tucker, to approve Resolution #R154-09/10, Contract Award for Program Administrator 2009 C.D.B.G. Project Number LR-SF-PF-06-202, to Galbraith & Associates, LLC, in the amount of \$6,000.00 from the Grant Funds. A roll call vote was taken and the motion passed with a majority vote of the Council. There were seven affirmative votes and two nay votes. Councilman Williamson and Councilman Bowie each cast a nay vote.

U. Resolution #R155-09/10 - The City of Selma Fair Housing Resolution. Ms. Griffeth addressed the Council as it relates to Resolution #R155-09/10, The City of Selma Fair Housing Resolution, and stated it is another one that needed to be passed with regard to the Broad Street Sewer Collapse Project. Ms. Griffeth further stated said Resolution #R155-09/10 came up because it impacted some of the housing on Broad Street, and that it represents that the City has zero tolerance when it comes to unfair housing practices. During discussion, a motion was made by Councilman Bowie, and seconded by Councilman Tucker, to approve Resolution #R155-09/10, The City of Selma Fair Housing Resolution. A roll call vote was taken and the motion passed with a majority vote of the Council. There were eight affirmative votes and one nay vote. Councilman Williamson cast a nay vote.

V. Resolution #R156-09/10 - The City of Selma Standards of Conduct Policy. Ms. Griffeth addressed the Council as it relates to Resolution #R156-09/10, The City of Selma Standards of Conduct Policy, and stated it is represents that no employee, officer or agent of the City shall participate in selection, or in the award or administration of a contract supported by federal funds if a conflict of interest would be involved. A motion was made by Councilwoman Crenshaw, and seconded by Councilman Tucker, to approve Resolution #R156/09/10, The City of Selma Standards of Conduct Policy. A roll call vote was taken and the motion passed with a majority vote of the Council. There were eight affirmative votes and one nay vote. Councilman Williamson cast a nay vote.

W. Resolution #R157-09/10 - Land Acquisition Policies and Procedures for Property to be Acquired with Community Development Funds. Ms. Griffeth addressed the Council as it relates to Resolution #R157-09/10, Land Acquisition Policies and Procedures for Property to be Acquired with Community Development Funds, and stated said Resolution #R157-09/10 is in place because the State owns the road, and the City owns the sewer, and there is land underneath. During discussion, a motion was made by Councilwoman Crenshaw, and seconded by Councilwoman Newton, to approve Resolution #R157/09/10, Land Acquisition Policies and Procedures for Property to be Acquired with Community Development Funds. A roll call vote was taken and the motion passed with a majority vote of the Council. There were eight affirmative votes and one nay vote. Councilman Williamson cast a nay vote.

X. Resolution #R158-09/10 - Resolution Authorizing Acceptance of FY 2009 C.D.B.G. Grant Agreement. Ms. Griffeth addressed the Council as it relates to Resolution #R158-09/10, Resolution Authorizing Acceptance of FY 2009 C.D.B.G. Grant Agreement. Ms. Griffeth stated Resolution #R158-09/10 represents the City of Selma being the recipient of a FY 2009 Community Development Block Grant, in the amount of \$56,000.00 in grant funds, with the City providing a cash match of \$56,000.00, for a total project cost of \$61,600.00 for road and sewer improvements in the Broad Street area. A motion was made by Councilman Bowie, and seconded by Councilwoman Newton, to approve Resolution #R158/09/10, Resolution Authorizing Acceptance of FY 2009 C.D.B.G. Grant Agreement. A roll call vote was taken and the motion passed with a unanimous vote of the Council.

Y. Resolution #R159-09/10 - Adoption of a Citizen Participation Plan for the City of Selma. Ms. Griffeth addressed the Council as it relates to Resolution #R159-09/10, Adoption of a Citizen Participation Plan for the City of Selma, and stated said Resolution #R159-09/10 represents the City adopting a Citizen Participation Plan that includes certain non-discriminatory language as part of the overall management funds. Ms. Griffeth further stated the City has a Plan already in place, but this is part of the process with this Grant Agreement. A motion was made by Councilman Randolph, and seconded by Councilwoman Keith, to approve Resolution #R159/09/10, Resolution #R159-09/10, Adoption of a Citizen Participation Plan for the City of Selma. A roll call vote was taken and the motion passed with a majority vote of the Council. There were seven affirmative votes, one nay vote, and one abstention. Councilman Williamson cast a nay vote. Councilwoman Newton abstained from voting.

Z. Resolution #R160-09/10 - Authorization to Request Proposals for Construction, Engineering and Inspection Services for the Selma Multi-Use Historic Riverfront Walking and Bicycle Trail. Ms. Griffeth addressed the Council as it relates to Resolution #R160-09/10, Authorization to Request

Proposals for Construction, Engineering and Inspection Services for the Selma Multi-Use Historic Riverfront Walking and Bicycle Trail. Ms. Griffeth stated the Alabama Department of Transportation requires bid advertisement for two consecutive weeks in the local newspaper and at least one week in a regional newspaper for an Inspector on site. A motion was made by Councilman Randolph, and seconded by Councilman Bowie, to approve Resolution #R160-09/10, Authorization to Request Proposals for Construction, Engineering and Inspection Services for the Selma Multi-Use Historic Riverfront Walking and Bicycle Trail. A roll call vote was taken and the motion passed with a unanimous vote of the Council.

AA. Resolution #R161-09/10 - Authorization to Advertise for Bids on the Selma Multi-Use Historic Riverfront Walking and Bicycle Trail. Ms. Griffeth addressed the Council as it relates to Resolution #R161-09/10, Authorization to Advertise for Bids on the Selma Multi-Use Historic Riverfront Walking and Bicycle Trail. Ms. Griffeth stated Resolution #R161-09/10 is in reference to construction services as it relates to the FY 2008 Transportation Enhancement Grant, whereby the City is a Recipient, Project Number STPTE-TE08(934) from the Alabama Department of Transportation of \$271,984.00 for Phase I of the Riverfront Walking and Bicycle Trail, with a cash match of \$118,993.00 by the City of Selma included in the 2009-2010 Grant Match Budget. Ms. Griffeth further stated the Alabama Department of Transportation requires bid advertisement for three consecutive weeks in the local newspaper and at least one week in a regional newspaper, and that the City will publicly open all bids received to furnish all labor, materials and perform all work for construction of approximately 2,300 linear feet of Walking and Bicycle Trail, Pedestrian Bridge and Overlooks. A motion was made by Councilwoman Newton, and seconded by Councilman Tucker, to approve Resolution #R161-09/10, Authorization to Advertise for Bids on the Selma Multi-Use Historic Riverfront Walking and Bicycle Trail. A roll call vote was taken and the motion passed with a unanimous vote of the Council.

BB. Resolution #R135-09/10 - Rehabilitation of Selma Interpretive Center - Acceptance of Bid - Frasier-Ousley Construction & Engineering, Incorporated. Ms. Griffeth addressed the Council as it relates to Resolution #R135-09/10, Rehabilitation of Selma Interpretive Center, and the Acceptance of Bid Award to Frasier-Ousley Construction & Engineering, Incorporated. Ms. Griffeth stated we are about to the rehabilitation of the Selma Interpretive Center, and that they are requesting approval to accept the Bid and Award the Contract to Frasier-Ousley Construction & Engineering, Incorporated, in the amount of \$775,500.00 for Rehabilitation of the Selma Interpretive Center, with the specifications provided by Goodwyn, Mills and Cawood. Ms. Griffeth further stated we have already received \$824,000.00 in Statutory Aid Funds via the National Parks Service in the CDA Other Funds Account. A motion was made by Councilman Williamson, and seconded by Councilman Tucker, to approve Resolution #R135-09/10, Rehabilitation of Selma Interpretive Center and the Acceptance of Bid Award Contract to Frasier-Ousley Construction & Engineering, Incorporated. A roll call vote was taken and the motion passed with a unanimous vote of the Council.

CC. Town Hall Meeting. Mayor Evans stated to Council that he is planning to have a Town Hall Meeting on February 5, 2010, at 12:00 Noon, and at 6:00 P.M., at the Carl Morgan Convention Center, and he is inviting everyone to attend.

DD. Dr. Martin Luther King, Jr. Holiday. Mayor Evans stated he wanted to remind all of the Employees and the Citizens that Monday, January 19, 2010, is a Holiday in Honor of the Birthday of Dr. Martin Luther King, Jr. Mayor Evans stated he also wanted to announce to everyone that Bush Hog will also be closed in Honor of Dr. Martin Luther King, Jr., which will be the first time this has been done.

EE. Countdown to Census Day, April 1, 2010. Mayor Evans stated that he cannot tell us enough that we need to "push hard" everywhere, and encourage the Citizens to complete and turn in the Census Form, to make sure that the Census taken is accurate and as correct as possible. Mayor Evans further stated that Ms. Debra Reeves Howard is present at tonight's Council Meeting, and he wanted to publicly thank her for all of the assistance she is providing with this Project.

FF. Announcements. Mayor Evans stated he would like to announce the following:

(a) *Mayor's Ball - February 11, 2010.* Mayor Evans stated he wanted to announce that the Mayor's Ball is Thursday, February 11, 2010, and will be at the Selma Mall, in the former Goody's Clothing Store area.

(b) *Meeting with Council Members - Each Monday, the Day Before Council Meetings.* Mayor Evans stated he would like to in the future, if possible, each Monday, from 4:00 p.m. until 5:30 p.m., have a time set aside where Council Members can come in, not more than 3 at a time, whereby the Council can come in and address any concerns that they may have; to sit with the Mayor and talk about what is on the Agenda for the Council Meeting, projects, or any other concerns of the City, in an effort to move forward. Mayor Evans asked that the Council advise him if they are coming, so that he can plan to meet and have dialogue. Councilwoman Crenshaw stated to Mayor Evans that she would like to ask him about the procedure to use the Wal-Mart Credit Card, and asked that the following communication be made a part of the record:

Councilwoman Crenshaw stated, "Mayor, I had about 40 parents and students for a Unity Breakfast for all high schools, and had to use my Discretionary Funds to pay for it. Mayor, what is the procedure to use the Credit Card? We had a procedure once, that you fill out a form to use the Wal-Mart Credit Card, and I'm thinking we no longer have that. I would like to have in writing in terms of how that is supposed to be done; it took me almost 2 weeks to get something done with that which was coming out of my Discretionary funds, and I would just like to know procedure." Mayor Evans stated, "I would like to clarify something; what came to me was in terms of purchase orders for Ms. Mitchell to approve. I was honoring the request of the President that if the President has not approved, then I should not approve it, and, therefore, I did not approve that because the President had not approved that purchase order based on that money. There is a Wal-Mart credit card, and there is a procedure in place." President Allen stated, "And, I will say that the President never got a chance to even sign it because it was already signed by the Council Person in the President's place; I figured you were going to do it on your own without the President's signature." Mayor Evans asked, "That was not your signature?" President Allen replied and stated, "That's correct, Sir." Councilwoman Crenshaw stated, "Mayor, what happened here is that she was not here for 2 weeks on vacation, and the Council's Secretary stated that she could not find her, and all I'm asking for is some smoothness in the process; if she can't be found and she's the only person to sign off, then I think that says something for this Council. She held up an invoice for 30 days because she says she could not locate Dr. Allen. Mayor, what is it that you can put in place that could smoothly run and make things much easier; that's all I'm asking." President Allen stated, "And, Mayor, I'm going to finish this, and we are not going to go on with this conversation; but, that was not true, and I want to wait until Ms. Johnson is back in place; Ms. Johnson can speak for herself. We are not going to go by the hearsay of the Council Person".

GG. All-Lock Facility - Roof - Bad Leak. Mayor Evans stated that there is a bad leak on the roof at the All-Lock Facility, and it is going to take about \$10,000.00 to repair the roof. Mayor Evans further stated he has met with Ms. Mitchell, and discussed the possibility that we can use our Oil Lease Monies, or unappropriated funds to repair it with. A motion was made by Councilman Williamson, and seconded by Councilman Bowie, to use \$1,000.00 of the Council's Oil Lease Money, to repair the roof at the All-Lock Facility. A roll call vote was taken of the Council and the motion passed with a majority vote of the Council Members present. There were six affirmative votes, along with Mayor Evans, and three nay votes. Councilwoman Newton, Councilman Tucker, and Councilwoman Crenshaw each cast a nay vote. During roll call, Councilman Bowie stated he would donate an additional \$500.00 from his Oil Lease Money. A motion was then made by Councilman Williamson, and seconded by Councilman Bowie, to approve the remainder of \$2,500.00 to be taken from unappropriated funds. A roll call vote was taken and the motion passed with a unanimous vote of the Council.

CITY ATTORNEY'S REPORT

A. Resolutions #R138-09/10 - #R151-09/10 - Bid Awards of Baseball Equipment, Baseball Uniforms, Softball Equipment, and Softball Uniforms for the Recreation Department. Attorney Nunn stated to Council that that they should have before them several Resolutions; namely, #R138-09/10 - #R151-09/10, as it relates to Bid Contract Awards for Baseball Equipment, Baseball Uniforms, Softball Equipment, and Softball Uniforms. A motion was made by Councilman Williamson, and seconded by Councilwoman Crenshaw, to consider all of said Resolutions #R138-09/10 through #R151-09/10, together. A roll call vote was taken and the motion passed with a unanimous vote of the Council.

B. Resolutions #R138-09/10 - #R151-09/10 - Bid Awards of Baseball Equipment, Baseball Uniforms, Softball Equipment, and Softball Uniforms for the Recreation Department. Further, a motion was made by Councilman Williamson, and seconded by Councilwoman Crenshaw, to approve all of the said Resolutions #R138-09/10 through #R151-09/10. A roll call vote was taken and the motion passed with a unanimous vote of the Council.

C. Resolution #R152-09/10 - Resolution Identifying Properties to be Condemned and Demolished. Attorney Nunn stated to Council that they should have before them Resolution #R152-09/10, and that two (2) pieces of the properties have been removed from this List; namely, 718 Alabama Avenue and a piece of property on Washington Street, the Old Armory, that Mayor Evans spoke about during his Report. Attorney Nunn further stated Resolution #R152-09/10 is only identifying the properties that need to be condemned. Attorney Nunn further states said Resolution #R152-09/10 gives the City Clerk, Mrs. Ivy Harrison, authority to send certified letters to the property owners, requesting them to bring the properties into compliance, to rectify the condition of the properties, or the properties will be demolished. During discussion, it was the decision of the Council to Table this item until the next Council Meeting. President Allen asked Council Members to review by the next Council Meeting.

D. Alcoholic Beverage License Application - Abdul A. Almojadid - Express Food Mart, 1900 Selma Avenue. Attorney Nunn stated to Council that they should have before them an Alcoholic Beverage License Application asking for a Retail Beer/Table Wine License for Off Premises Only, to be located at 1900 Selma Avenue; namely, Express Food Mart. Attorney Nunn stated said Alcoholic Beverage License Application is up for 1st Reading tonight, and asked Council's consideration of the same. During discussion,

a motion was made by Councilman Williamson, and seconded by Councilwoman Benjamin, to place said Alcoholic Beverage License Application of Mint Express Corporation, on 1st Reading, with the understanding that said Alcoholic Beverage License Application will be reviewed for the correction of the location of the business, and its distance from the nearest school, church, and residence. **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 nay vote. Councilwoman Newton cast a nay vote. Councilwoman Crenshaw was absent when the vote was taken.**

E. Charter Communications - Public Meeting. Attorney Nunn stated to Council that he wanted to remind the Council and the Citizens of the Charter Communications Public Meeting that is set for Thursday, March 11, 2010, from 6:00 p.m. until 7:30 p.m., at the Carl Morgan Convention Center, 211 Washington Street. Attorney Nunn further stated notice will be published in the Selma Times-Journal, and it will also be announced via the radio stations.

F. Garbage Collection (Draft R.F.P.). Attorney Nunn stated to Council that what they should have before them is a "Draft" R.F.P. Invitation for Bid for Residential and Commercial Solid Waste Collection and Disposal. Attorney Nunn further stated that said "Draft" R.F.P. is about 75% complete, and that he should have a revised copy to the Council during the next Council Meeting. President Allen asked the Council to please review, and if they have questions to please refer those questions to Attorney Nunn prior to the next Council Meeting.

G. Prohibition of Weapons Being Used Within the City. Attorney Nunn stated to Council that, per Councilman Bowie, they should have before them questions as it relates to prohibition of weapons being used within the City of Selma. President Allen asked that this item be Tabled until the next Council Meeting, since the Council did not have that information before them for tonight's Council Meeting. Attorney Nunn stated he would provide a copy of the same to them prior to the next Council Meeting for their review.

H. Ordinance #O103-09/10 - Solicitation Within the City. Attorney Nunn stated to Council that they should have before them a "draft" copy of Ordinance #O103-09/10, Solicitation Within the City. Attorney Nunn further stated this is just a "draft" copy for their review, and that revisions are still being made to the same.

BUSINESS ITEMS:

I. WARD 4 UPCOMING MEETINGS - JANUARY 15TH AND JANUARY 21ST

Councilwoman Benjamin reminded everyone that they will be meeting on Friday, January 15th at 5:30 p.m., at Richard's for their planning session before the Ward Meeting, and that they will be having their first Ward Meeting on January 21st; location to be announced.

II. ANNUAL BLACK HISTORY PROGRAM

Councilwoman Benjamin invited everyone to come to the Black History Program again this year, which will be held on February 25th, at 6:00 p.m., at the Performing Arts Center. Councilwoman Benjamin also invited everyone to the Workshop which will be held on February 26th, "Black Man Heal", along with a Book Signing that Friday evening.

III. WARD 4 BUTTERFLY AWARD 2009

Councilwoman Benjamin stated that Mr. Jhons could not be here tonight, but he is the Recipient of the highest Award that you can receive in Ward 4, and that is the "Butterfly Award", for his service to Ward 4 in Selma. Councilwoman Benjamin further stated that Mr. Jhons was awarded that at the end of the year in December, during the ArtWalk, and she wanted to share it with the Council.

IV. PURCHASE OF ADDITIONAL RED LIGHT CAMERAS

Councilwoman Keith stated she does not know where we are on the Red Light Cameras that we had talked about putting up. Attorney Nunn addressed the Council and stated that we have been in communication with Mr. Champion who presented a Contract to Police Chief Riley, and forwarded to his office. Attorney Nunn further stated we thought he was going to put up "sample" cameras within the City but in reviewing the Contract, it was discovered that in putting the "sample" cameras within the City, it was his understanding that we would also proceed with presenting a Legislative package to the Legislature for them to pass, and that he would receive the Contract. Attorney Nunn stated that he had communicated to Mr. Champion that there is a competitive bid process that we would have to go through, and Mr. Champion stated that he would not be able to put the cameras up on a "trial basis" unless he received the Contract. Attorney Nunn stated Mr. Champion stated he would follow-up back with him, but he has not heard from him as of yet.

IV. UPDATE ON OLD AGENDA ITEMS

President Allen stated she wanted to place into the hands of Councilwoman Dr. Newton for review and a recommendation, the possibility of a Billboard being placed, bearing the name of Ben Obomanu, and others; such as, high school students who are now Professional Athletes. President Allen asked that Councilwoman Dr. Newton and her Committee, bring back a report to the Council at the next Council Meeting.

STANDING COMMITTEE REPORTS

RECREATION COMMITTEE - Councilwoman Monica Newton, Chairman

Councilwoman Newton made a report.

ADMINISTRATIVE COMMITTEE - Councilman Corey Bowie, Chairman

No Report.

PUBLIC SAFETY COMMITTEE - Councilman Samuel Randolph, Chairman

No Report.

COMMUNITY DEVELOPMENT COMMITTEE - Councilman Cecil Williamson, Chairperson

No Report.

PUBLIC WORKS/GENERAL SERVICES COMMITTEE - Councilwoman Susan Keith, Chairperson

Councilwoman Keith made a report.

CHILDREN AND FAMILIES - Councilwoman Angela Benjamin, Chairperson

No Report.

SELMA-DALLAS YOUTH AMBASSADORS - Councilman Corey Bowie, Chairperson

Councilman Bowie made a report.

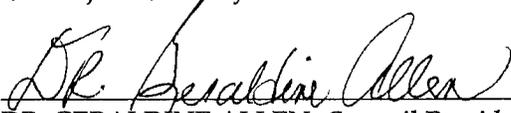
DISCRETIONARY COMMITTEE - President Geraldine Allen, Chairperson

President Allen stated that their Secretary, Ms. Diana Johnson, is not here tonight and, therefore, there are no Discretionary Forms for them to sign as of tonight's Council Meeting, and asked that they follow-up with Ms. Johnson. President Allen also stated that the LINKS Organization is requesting that the Council sponsor a Table during the Unity Breakfast on Monday, Dr. Martin Luther King, Jr. Day, in the amount of \$50.00 each to sponsor the table, which includes Mayor Evans. President Allen asked Council if everybody will give at least \$25.00 from their Discretionary Funds, and stated that she will donate \$50.00, along with Mayor Evans and Councilwoman Keith in the amount of \$50.00, and the other Council Members agreeing to give at least \$25.00 from their Discretionary Funds. The Council Members Present concurred with President Allen that they will give at least \$25.00 from their Discretionary Funds.

CLOSING REMARKS BY EACH COUNCIL MEMBER.

ADJOURNMENT

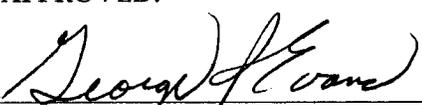
There being no further business to come before the Council, a motion was made by Councilman Williamson, and seconded by Councilman Bowie, to adjourn, and by unanimous consent of the Council, this meeting adjourned at 8:45 p.m.


DR. GERALDINE ALLEN, *Council President*

ATTEST:


IVY S. HARRISON, *City Clerk*

APPROVED:


GEORGE PATRICK EVANS, *Mayor*