

**CITY COUNCIL OF TALLADEGA  
PRE-COUNCIL  
August 3, 2015- 5:00 pm**

Mayor Barton presents a proclamation and Certificate of Recognitions to the Parks and Recreation 12 and under Girl's All Star Softball Team who won a State Level Sportsmanship Award.

Mayor Barton presents a proclamation for National Health Center Week.

Public Hearing for fifteen (15) properties proposed for condemnation. There were no citizens or property owners present to comment or complain.

Michelle Joseph, Deputy Warden from FCI Talladega came before the Council to give an update on the FCI facility and the direction in which the institution is going. Mr. Joseph stated that FCI will continue to work closely with community leaders and provide safety to the staff and community. FCI Talladega looks forward to working with local leaders to advance their direction.

Council President Simpson defers to District Attorney Steve Giddens concerning the Drug Task Force. The Task Force has not asked any agencies for an increase in funding in the last 7-8 years; however they have been informed by ADECA that their funding will be terminated. The Drug Task Force is requesting funding in the amount of \$85,171. There was further discussion concerning this issue with Council President Simpson informing Mr. Giddens that the request will be taken under consideration.

Citizen Yashicia O'Neal came before the Council to request a pardon for a misdemeanor that she was convicted of in 2002. Ms. O'Neal requests the Council to provide her with answers and solutions. She further stated that she is appalled that the Mayor cannot issue pardons. Ms. O'Neal also stated that City Manager Bryant suggested that she look into getting an expungement. However since she has a conviction, an expungement is not possible. Ms. O'Neal wants to know if the Mayor gives pardons, the process for giving pardons, how long does it take, and where can she get accurate information.

Council President Simpson defers to City Manager Bryant. City Manager Bryant stated that the opinion of the City Attorney is that this matter is an administrative part of government not a ceremonial one thus this issue falls under his purview. The requested pardon was denied because Ms. O'Neal was convicted of a violent crime which was an assault on a minor. The only proof Ms. O'Neal was able to furnish was an affidavit signed by the woman who was assaulted and it is not enough proof the City needs to grant a pardon. If she was to be granted the pardon and was to engage in another altercation, the City could be sued and it cannot take on the liability. Therefore there is nothing else the City can do.

**CITY COUNCIL REGULAR MEETING  
August 3, 2015-5:30 pm**

The City Council of the City of Talladega met in a regular meeting on Monday, August 3, 2015 at 5:30 p.m., at the Talladega City Hall Council Chambers. The meeting was called to order and the following were present: Council President Ricky Simpson, Councilman Joe Ballow, Councilman Donnie Miller, Councilman Elston, Councilman Horace Patterson, Councilman Jarvis Elston, Mayor Larry Barton, and City Manager Patrick Bryant.

Invocation by Bob Blankenship of Talladega Bible Methodist Church.

Motion by Councilman Patterson with a second from Councilman Miller to approve invoices and expenditures. AYES: All.

**Total Invoices & Expenditures for 7/16/2015 to 7/31/2015** **\$711,434.98**

|                           |            |
|---------------------------|------------|
| General Operating Account | 651,503.79 |
| Corrections               | 16,866.77  |
| CDBG Fund                 | 493.42     |
| Cemetery Fund             | 3,350.00   |
|                           |            |
| \$.07 Gas Tax Fund        | 7,900.00   |
| Capital Improvement Fund  | 31,321.00  |

Motion by Councilman Miller with a second from Councilman Ballow for approval of minutes of the Regular Meeting of July 20, 2015. AYES: All.

It was agreed upon that the nominations for the County Board of Equalization will be brought back to the next Council Meeting with submission of the nominations to be turned into City Clerk Cheeks.

David Andrews from the Center of Municipal Solutions came before the Council to request a third extension for a special use permit for the telecommunication tower located at the Courthouse Square.

**Resolution #3572** authorizing an extension on the Special Use Permit for Verizon at 1 Courthouse Square.

Motion by Councilman Miller with a second from Councilman Patterson to approve Resolution #3572. Roll Call. AYES: All.

**Resolution #3589** approving the issuance of a Certificate of Election to Ricky Simpson for Council Member Ward 4.

Motion by Councilman Elston with a second from Councilman Ballow to approve Resolution #3589. Roll Call. AYES: Councilman Miller, Councilman Patterson, Councilman Ball, and Councilman Elston ABSTAIN: Councilman Simpson

**Resolution #3590** approving the issuance of a Certificate of Election to Shirley Simmons-Sims for Board of Education Ward 1.

Motion by Councilman Elston with a second from Councilman Patterson to approve Resolution #3590. Roll Call. AYES: All.

**Resolution #3591** approving the appointment of election officers for the 2015 Municipal Election.

Motion by Councilman Elston with a second from Councilman Patterson to approve Resolution #3591. Roll Call. AYES: All.

**Resolution #3592** approving the construction contract with George Hicks Construction for The Square Cup Project at a cost of \$340,323.00.

Motion by Councilman Patterson with a second from Councilman Elston to approve Resolution #3592. Roll Call. AYES: Councilman Patterson, Councilman Ballow, Councilman Miller, and Councilman Simpson ABSTAIN: Councilman Elston

**Resolution #3593** approving an agreement with RiverTree Systems Inc. to perform business audits.

Motion by Councilman Patterson with a second from Councilman Miller to approve Resolution #3593. Roll Call. AYES: All.

**Resolution #3594** approving a contract with Waites Construction for demolition of structures on five properties for a total cost of \$23,750.00.

Motion by Councilman Elston with a second from Councilman Ballow to approve Resolution #3594. Roll Call. AYES: All.

**Resolution #3595** approving purchase agreements with NAFECO and Sunbelt Fire for Fire Department turn out gear.

Motion by Councilman Patterson with a second from Councilman Miller to approve Resolution #3595. Roll Call. AYES: All.

Motion by Councilman Miller with a second by Councilman Elston to approve the invoices and expenditures for the Water Department. AYES: All.

|   |                      |
|---|----------------------|
| <b>Water Department Expenditures for 7/23/15 to 7/30/15</b> | <b>\$ 736,946.73</b> |
| Operations & Maintenance                                    | 216,394.31           |
| Revenue   | 290,806.20           |
| Construction & Improvement                                  | 229,746.22           |

Motion by Councilman Patterson with a second from Councilman Ballow to approve the request for a new Magistrate position. Roll Call. AYES: All.

In the City Manager comments, City Manager Bryant provided an update on Harmon Well. The wrong size service pump was installed therefore the replacement pump is ordered and is expected to be online the second week of September. The Water Department has launched a new payment portal and it can be accessed through the City website. A reminder to residents that August 10<sup>th</sup> is the last day to register to vote in the Municipal Elections. The Ritz Theatre also has a fundraiser August 15<sup>th</sup> at the Talladega Speedway.

Mayor Barton mentioned that Popeye's Chicken is going into the old Wendy's building and will be opened sometime in September. He also mentioned that the Jesus Christ of Latter Day Saints is building a big facility in town.

Councilman Patterson thanked everyone for supporting The Square Cup. Councilman Elston gave a reminder for Mr. Duncan's Back to School event at Edythe J. Sims Park. Councilman Simpson mentioned that he met with Dr. King, the Talladega City Schools Superintendent and received a lot of answers to many questions. He received a lot of information and was pleased with what he got from it. Councilman Simpson stated that if Superintendent King was given more time they will see a change. City Manager Bryant also echoed the same sentiments and stated that he was looking forward to working with the School board in ensuring the City of Talladega has a world class school system in the future.

Motion by Councilman Patterson with a second from Councilman Miller to appoint Joanna Medlen as Acting City Clerk. Roll Call. AYES: All.

Motion by Councilman Miller with a second by Councilman Patterson to adjourn.

Minutes Recorded by: Joanna Medlen

#### **AUTHENTICATION**

I, Elizabeth Cheeks, City Clerk of the City of Talladega, Alabama, do hereby attest that the foregoing is a true and correct copy of the proceedings of the City Council of Talladega, Alabama, which met in a regular session on Monday, August 3, 2015, at 5:30 p.m. at City Hall in the City of Talladega, Alabama.