

**CITY OF TALLADEGA
PRE-COUNCIL MEETING
May 17, 2010**

The City Council honored the graduates of the Chamber of Commerce Ambassadors Program. Chamber Director, Mack Ferguson, stated that the graduates had done more than 1500 hours of community service.

Ms. Deirdra Butler was allowed a second extension for 45 days on the condemnation of the structures at 200-202 26th Street in order to complete a sale of the property.

**CITY OF TALLADEGA
CITY COUNCIL REGULAR MEETING
May 17, 2010**

The City Council of the City of Talladega met in a regular meeting on Monday, May 17, 2010 at 5:30 p.m., in the City Hall Auditorium, the regular place for such meetings. The meeting was called to order and the following were present: Council President Horace Patterson, Councilman Donnie Miller, Councilman Eddie Tucker, Councilman Lance Grissett, Councilman Jimmy Davis, Mayor Brian York and City Manager Michael Stampfler.

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

Total Invoices & Expenditures for 5/3/2010 to 5/14/2010	\$ 643,368.62
General Operating Fund	603,277.45
Senior Nutrition	898.52
Corrections Fund	38,582.00
RBEG Fund	610.65

Motion by Councilman Grissett with a second by Councilman Davis for approval of minutes of the regular meeting of March 15th and the called meeting of March 22, 2010 with corrections. AYES: All.

Mayor Brian York presented the May Employee of the Month Top Gun Award to Christine Mitchell of the Community Appearance Department.

Motion by Councilman Grissett with a second by Councilman Davis to have a proclamation prepared for the 175th Anniversary of the First Baptist Church. AYES: All.

Motion by Councilman Grissett with a second from Councilman Tucker to approve the nominations of the reappointment of Horace Sims and Carl Wesler for the Civil Service Board. AYES: All.

Resolution #2004 authorizing demolition of structure at 411 Hill Street (Parcel ID 13-05-22-4-024-008.000).

Resolution #2033 authorizing demolition of structure at 401 West Street South (Parcel ID 13-08-27-3-000-007.003).

Resolution #2039 authorizing demolition of structure at 412 Henderson Street (Parcel ID 13-05-22-3-011-007.000).

Motion by Councilman Davis with a second by Councilman Miller for the approval of Resolutions #2004, #2033 and #2039. Roll Call. AYES: All.

Resolution #2050 assessing lien against property at 2203 Ashland Highway (Parcel ID 14-09-31-3-000-069.001) for demolition of condemned structure.

Resolution #2051 assessing lien against property at 128 Long Street (Parcel ID 13-08-28-3-008-023.000) for demolition of condemned structure.

Resolution #2052 assessing lien against property at 311 Avenue H (Parcel ID 13-06-23-3-016-005.000) for demolition of condemned structure.

Resolution #2053 assessing lien against property at 208 Howard Street – 2 structures (Parcel ID 13-05-22-3-012-007.000) for demolition of condemned structures.

Resolution #2054 assessing lien against property at 816 18th Street (Parcel ID 13-05-22-1-000-063.000) for demolition of condemned structure.

Resolution #2055 assessing lien against property at 804 Stephen J. White Blvd. (Parcel ID 13-05-22-4-004-001.000) for demolition of condemned structure.

Motion by Councilman Grissett with a second by Councilman Davis for the approval of Resolutions #2050-2055. Roll Call. AYES: All.

Resolution #2056 authorizing the application for the 2010 Byrne Justice Assistance Grant (JAG) Program Award and agreement to share grant with Talladega County.

Resolution #2057 authorizing a temporary vending contract with CJ's Chuckwagon to operate a concession trailer at the Sports Complex until the end of November 2010.

Resolution #2058 authorizing a contract with Monroe Jenkins Architecture for administration and inspection services for the renovations to Spring Street Recreation Center for a total cost of \$14,154.35.

Resolution #2059 authorizing a contract with Pyrotechnico for the Fourth of July fireworks display at a cost of \$6,500.00.

Motion by Councilman Tucker with a second by Councilman Miller for the approval of Resolutions #2056 through #2059. Roll Call. AYES: All.

Resolution #2060 authorizing a contract with Griner Drilling Service for installation of a 300 gallon per minute service pump to act as a backup pump for the Mount Olive System at a cost of \$21,300.00.

Resolution #2061 presenting the Department of Environmental Management with the MWPP Annual Report for the Talladega Main Wastewater Treatment Plant.

Resolution #2062 presenting the Department of Environmental Management with the MWPP Annual Report for the Talladega Airport Wastewater Treatment Plant.

Resolution #2063 presenting the Department of Environmental Management with the MWPP Annual Report for the Talladega Brecon Wastewater Treatment Plant.

Motion by Councilman Grissett with a second by Councilman Tucker for the approval of Resolutions #2060 through #2063. Roll Call. AYES: All.

Ordinance #1673 to amend Ordinance #1571 regarding levy of tax for selling at retail any tangible personal property.

Motion by Councilman Grissett with a second from Councilman Tucker for immediate consideration of Ordinance #1673. Roll Call. AYES: All.

Motion by Councilman Grissett with a second from Councilman Davis for reading of the heading only of Ordinance #1673. Roll Call. AYES: All.

AN ORDINANCE TO AMEND, REVISE, CODIFY AND/OR RECODIFY ORDINANCE #1571 AND ANY AND ALL OTHER EXISTING ORDINANCES PERTAINING TO SECTION 11-51-200, CODE OF ALABAMA, (1975), REGARDING THE LEVY OF A PRIVILEGE, LICENSE, EXCISE OR USE TAX AGAINST PERSONS, FIRMS OR CORPORATIONS STORING, USING OR OTHERWISE CONSUMING, OR ENGAGED IN THE BUSINESS OF SELLING AT RETAIL ANY TANGIBLE PERSONAL PROPERTY, INCLUDING SALES OF FOOD AND FOOD PRODUCTS THROUGH COIN-OPERATED DISPENSING MACHINES, OR CONDUCTING OR OPERATING PLACES OF AMUSEMENT OR ENTERTAINMENT, WITHIN THE CITY OF TALLADEGA OR ITS POLICE JURISDICTION; PROVISION FOR THE COLLECTION OF SAID TAXES; AND PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

Motion by Councilman Grissett with a second from Councilman Miller for adoption of Ordinance #1673. Roll Call. AYES: All.

Ordinance #1674 to amend Section 74-161 of the Talladega City Code (1996) raising the gross receipts tax to 4% regarding rental or lease of any tangible personal property to include the police jurisdiction.

Motion by Councilman Davis with a second from Councilman Miller for immediate consideration of Ordinance #1674. Roll Call. AYES: All.

Motion by Councilman Grissett with a second from Councilman Davis for reading of the heading only of Ordinance #1674. Roll Call. AYES: All.

AN ORDINANCE TO AMEND SECTION 74-161 OF THE TALLADEGA CITY CODE (1996) AND ALL OTHER EXISTING ORDINANCES PERTAINING TO SECTION 11-51-200, CODE OF ALABAMA, (1975), REGARDING A GROSS RECEIPTS TAX APPLICABLE TO THE RENTAL OR LEASE, AT RETAIL, OF ANY TANGIBLE PERSONAL PROPERTY WHATSOEVER, WITHIN THE CITY OF TALLADEGA OR ITS POLICE JURISDICTION.

Motion by Councilman Grissett with a second from Councilman Davis for adoption of Ordinance #1674. Roll Call. AYES: All.

Ordinance #1675 to repeal Ordinances #1127, #1365 and #1435 and to provide for an 8% lodging tax to include the police jurisdiction.

Motion by Councilman Grissett with a second from Councilman Davis for immediate consideration of Ordinance #1675. Roll Call. AYES: All.

Motion by Councilman Tucker with a second from Councilman Miller for reading of the heading only of Ordinance #1675. Roll Call. AYES: All.

AN ORDINANCE TO REPEAL ORDINANCES NO. 1127, 1365 AND 1435 AND TO PROVIDE FOR IMPOSING, LEVYING AND ASSESSING AGAINST EVERY PERSON, FIRM OR CORPORATION ENGAGED IN THE BUSINESS OF OPERATING A HOTEL, MOTEL, TOURIST COURT, LODGING HOUSE, BED & BREAKFAST, AND ROOMING HOUSE RENTING TO TRANSIENTS, A LICENSE TAX ON THE GROSS RECEIPTS FROM THE RENTING OF ROOMS OR APARTMENTS WITHIN THE CORPORATE LIMITS OF THE CITY OF TALLADEGA OR ITS POLICE JURISDICTION.

Motion by Councilman Grissett with a second from Councilman Miller for adoption of Ordinance #1675. Roll Call. AYES: All.

Motion by Councilman Grissett with a second by Councilman Miller to approve invoices and expenditures for the Water Department. AYES: Council President Patterson, Councilman Davis, Councilman Grissett and Councilman Miller; NAY: Councilman Tucker

Water Department Expenditures for 5/6/10 to 5/13/2010	\$ 287,588.93
General Fund	286,776.54
Coleman Circle Project	812.39

A Budget Work Session was set for Thursday, May 20, 2010 at 5:00 pm.

City Manager Michael Stampfler read from a memo concerning the Water & Sewer Utility Alternatives:

“In the October 18, 2007 ADEM Consent Order and the September 13, 2007 EPA Compliance Agreement the City was mandated to take substantial steps towards rehabilitating the water & sewer system. Many of the requirements are cited in the January 2008 Krebs Engineering report which is included as part of the ADEM Consent Order and the EPA Compliance Agreement. One of the primary issues to be addressed, Sanitary Sewer Overflows (SSO’s) has actually worsened this year, with 19 occurrences being reported through the first 3 quarters of the year, compared to only 13 occurrences in all of 2008-2009. These numbers indicate that the TWSD is not making progress towards addressing an issue such as SSO’s as referenced in the Consent Order and Compliance Agreement. The City Manager is required to indicate in annual reports to EPA and ADEM as to progress being made in these areas.

Because of significant funding, operational and infrastructure issues concerning the Water & Sewer Department, two distinct alternatives are presented for Council consideration at the June 7, 2010 Council meeting. While each alternative has a full memo describing the particulars, the alternatives are briefly described as:

1) Management Contract including infrastructure funding

Enter into a management contract with ESG operations of Duluth, Georgia for management of the Water & Sewer Utility. Included within this proposal is a very significant cost savings to the City, which can be used then – with no rate increases necessary for the 5 year life of the contract – to fund repayment of \$12,450,000 funding to be derived from the State Revolving Fund.

OR

2) Issue Bonds by raising rates

Continue as currently to operate the Utility and to borrow \$14.75 million in two bond issues to pay for needed infrastructure improvements through required rate increases of 8% in each of the next three years.”

There was a great deal of discussion concerning the two options presented. Council President Patterson requested meetings with Larry Ward of Morgan Keegan to discuss bond issues. City Manager Stampfler also suggested meetings with ESG to discuss their proposal.

Motion by Councilman Grissett with a second by Councilman Davis to accept the report as presented and at the next council meeting set dates for public hearings. AYES: All .

Mayor Brian York commented on the recent cleanup day at the Coosa Valley Annex, stating that it was well organized and accomplished a great deal of work.

Councilman Miller asked for details on the Summer Enrichment Program. Parvin Neloms, Parks & Recreation Director, stated that the charge was \$45.00 per month per child and that 12 of the counselors were being paid through other agencies. Mr. Neloms also stated that he was working on getting Church and Industrial leagues going by August for baseball and softball.

Councilman Tucker commented on the mosquito problem. Public Works Director, Karen Phillips indicated that spraying for mosquitoes would be from Memorial Day through Labor Day.

Council President Patterson asked Leland Fuller if he would be willing to service on a committee with Councilman Grissett and Councilman Tucker to make plans for the City welcome signs. Mr. Fuller agreed to serve.

Motion by Councilman Grissett for adjournment.

AUTHENTICATION

I, Elizabeth Cheeks, Acting 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, May 17, 2010, at 5:30 p.m. at City Hall in the City of Talladega, Alabama.

Elizabeth Cheeks
City Clerk