

**CITY COUNCIL OF TALLADEGA**  
**PUBLIC HEARING**  
**16 June 2008**  
**5:00 p.m.**

**Public Hearing to discuss the City of Talladega's intent to adopt an ordinance amending the City of Talladega's Zoning Ordinance #1120.**

Public Hearing was called to order in the City Hall Auditorium, and the following were present: Council President Horace Patterson, Councilman Lance Grissett, Councilman Eddie Tucker, Councilman Donnie Miller, Councilman Jimmy Davis, Mayor Brian York, and Acting City Manager Teri St. James.

Council President asked if anyone was present to speak on the proposed change to the City of Talladega's Zoning Ordinance #1120 for two parcels 61-13-05-4-000-016 (Matthew L. Crawford) and 61-13-05-15-4-000-015 (Evelyn Rutledge) on Brecon Circle. There was no response from the audience and the Public Hearing was adjourned.

**CITY OF TALLADEGA**  
**CITY COUNCIL REGULAR MEETING**  
**16 June 2008**  
**5:30 p.m.**

The City Council of the City of Talladega met in a regular meeting on Monday, 16 June 2008 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 Lance Grissett, Councilman Eddie Tucker, Councilman Donnie Miller, Councilman Jimmy Davis, Mayor Brian York, and Acting City Manager Teri St. James.

Invocation given by Terry Barksdale, Minister of Music and Senior Adults, First Baptist Church.

Tommy Shepherd of 155 Burk Lane asked for City's assistance concerning the Burk Lane extension, stating he believed the City already had a right-of-way and that he wished to construct a home on his property along this currently undeveloped road. Council President Patterson requested that Councilman Tucker work with Mr. Shepherd to resolve this issue, since it was in his ward, and to report to the Council at the next meeting.

Mr. Steve Dickerson, owner of the property at 306 Avenue H, addressed the Council concerning notice of weeds and debris as a public nuisance on the property. Mr. Dickerson indicated that the site of the burned out mobile home had been cleared with most of the debris pushed to the side of the road. Chief Watson asked the Council if it was the City's responsibility to pick up so much debris from the side of the road. Council President Patterson indicated that in this case the City could pick up the debris/trash and requested that the property be re-inspected for any sign of a public nuisance.

Mr. James Smith, owner of the property at 411 Hill Street, addressed the Council concerning a notice of condemnation on the property as a public nuisance. Mr. Smith stated that he had done some work on the house and requested that he be allowed additional time to continue to work on upgrading the building. Council President Patterson indicated that Mr. Smith should get with the City Manager and Building Inspector Jerry Taylor to work out an agreement as to what would be a reasonable amount of time for such repairs to be made, but that substantial progress must be made to permanently halt the condemnation process.

Councilman Grissett proposed a re-affirmation of the existing Code of Conduct for elected officials and that the document be enlarged and framed for mounting on the wall in the Council Chamber. Council President Patterson stated that it would indeed communicate the kind of spirit the Council wanted.

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

#### SUMMARY OF INVOICES & EXPENDITURES

<b>Transfer of Funds</b>	<b>56,247.79</b>
<b>Payroll Deductions, Benefits &amp; Taxes</b>	<b>301,289.86</b>
<b>City Council</b>	<b>25,770.68</b>
<b>City Manager's Office</b>	<b>124.00</b>
<b>Finance Department</b>	<b>185.86</b>
<b>City Clerk's Office</b>	<b>826.79</b>
<b>Police Department</b>	<b>6,723.19</b>
<b>Animal Control</b>	<b>4,903.84</b>
<b>Municipal Court Office</b>	<b>37,993.56</b>
<b>Fire Department</b>	<b>9,677.69</b>
<b>Public Works Department</b>	<b>10,577.29</b>
<b>Community Appearance Department</b>	<b>19,282.64</b>
<b>Parks &amp; Recreation Department</b>	<b>22,430.52</b>
<b>City Building Expenditures</b>	<b>4,622.66</b>
<b>Non-Departmental Expenditures</b>	<b>106,978.94</b>
<b>Debt Service</b>	<b>16,058.42</b>
<b>Total Invoices &amp; Expenditures</b>	<b>623,693.73</b>

Motion by Councilman Miller with a second by Councilman Grissett to approve the minutes of June 2, 2008. AYES: All.

In reference to Ms. Sara Gray's presentation concerning the proposed development of Crossings of Talladega on Highway 77, Council President Patterson requested that Heidi Edwards of the Chamber of Commerce keep the Council informed of any special needs that should be addressed by the Council to aid in the development of this area. Ms. Edwards asked that the Council request traffic studies from the Department of Transportation for three sites on Highway 77 and Highway 275 to include a race weekend study and an average non-race study. Council President Patterson agreed that the letter would be sent out by the Mayor's office for the studies.

Presentation to the Council by Roger Scott, Chairman of the Historic Preservation Commission concerning recent discussion of the Commission's involvement with the current owner of the old Braswell Building on the Courthouse Square. Mr. Scott and Commission member Nancy Lutchendorf indicated that members had been in contact with the owner to clear up any confusion and assure the owner that the Commission would work with him on all historic preservation issues. There was some discussion led by Councilman Miller to set up a procedure in the City Clerk's Office to ensure that a property owner in the Historic Districts was informed of restrictions when obtaining any permit, such as building, sign or home occupation.

Chairman Scott asked the Council for permission to have the City Attorney go over the Commission's By-Laws for his comments or recommendations. Motion by Councilman Davis with a second from Councilman Grissett to approve the attorney to peruse the By-laws. AYES: All.

Chairman Scott also requested the appointment of a secretary by the City for the Commission as provided for in Ordinance #1249. Motion by Councilman Grissett with a second from Councilman Tucker to appoint Beth Cheeks as the Commission's secretary with wages paid for by the City. AYES: All.

Mayor presented a proclamation to Mr. Brian Gaither in honor of the 25th Anniversary of the Amateur Radio Operators Week, which would be June 22-29, 2008.

Mayor presented Ms. Marie Player with a City of Talladega Proclamation declaring June 16, 2008 as Marie Player Day in honor of her years of volunteer work and civic service. Ms. Player had recently been honored as the 2008 Alumni of the Year from

Alabama A&M University after being nominated by Ms. Edwards of the Chamber of Commerce. Ms. Player thanked the Council and indicated that the honor made her "want to do even more in her mission to serve the City of Talladega".

Motion by Councilman Davis with a second from Councilman Grissett to nominate Jennifer Hayes to the Board of Adjustments and Appeals. AYES: All.  
Ms. Hayes was present and Mayor York administered the oath of office.

Motion by Councilman Miller with a second from Councilman Davis to approve the request for a 032-Club Liquor-Class II license by Linda Norred d/b/a The Rock Bar and Grill, LLC at the Talladega Municipal Golf Course. AYES: All.

**Ordinance #1639 to amend Ordinance #1120 for parcels 61-13-05-15-4-000-016 (Matthew L. Crawford) and 61-13-05-15-4-000-015 (Evelyn Rutledge) on Brecon Circle to be changed from R-3 Single Family Residential Zoning District to R-2 Rural Residential Zoning District.**

Motion by Councilman Grissett with a second by Councilman Davis for immediate consideration of Ordinance #1639. Roll Call. AYES: All.

Motion by Councilman Grissett with a second by Councilman Davis for reading of the heading only of Ordinance #1639. Roll Call. AYES: All.

**AN ORDINANCE AMENDING ORDINANCE NO. 1120, AS AMENDED BY ORDINANCES HERETOFORE ADOPTED, SAID ORDINANCE, AND THE AMENDMENTS RELATED THERETO, BEING ENTITLED "TALLADEGA, ALABAMA, ZONING ORDINANCE", AS FOLLOWS, AND IN NO OTHER PARTICULARS;**

Motion by Councilman Grissett with a second by Councilman Miller for adoption of Ordinance #1639. Roll Call. AYES: All.

**Ordinance #1640 to clarify Ordinance No. 1130 which designates Heritage Hall Commission as an agency and instrumentality of the City and not a department of the City.**

Motion by Councilman Davis with a second by Councilman Grissett for immediate consideration of Ordinance #1640. Roll Call. AYES: All.

Motion by Councilman Davis with a second by Councilman Miller for reading of the heading only of Ordinance #1640. Roll Call. AYES: All.

**AN ORDINANCE CLARIFYING ORDINANCE NO. 1130, AS SAID ORDINANCE IS AFFECTED BY ORDINANCE NO 1478 AS ADOPTED, SAID ORDINANCE WHICH, AMONG OTHER THINGS, DESIGNATES THE ADMINISTRATIVE DEPARTMENTS OF THE CITY, AS FOLLOWS, AND IN NO OTHER PARTICULARS;**

**WHEREAS, Ordinance No. 1130 established the Heritage Hall Commission as an agency and instrumentality of the City of Talladega in accordance with 11-47-16 of the Code of Alabama, 1975, as amended;**

Motion by Councilman Davis with a second by Councilman Grissett for adoption of Ordinance #1640. Roll Call. AYES: All.

**Resolution #1675 to enter into an agreement with The Boys and Girls Clubs for fiscal year 2007-2008 for a total of \$6,000.**

**Resolution #1676 to enter into an agreement with Talladega First Inc., (referred to as Antique Talladega) for fiscal year 2007-2008 for a total of \$60,000.**

**Resolution #1677** to enter into an agreement with The Greater Talladega Area Chamber of Commerce for fiscal year 2007-2008 for a total of \$37,500.

**Resolution #1678** to enter into an agreement with Community Action Agency of Talladega, Clay and Randolph Counties for fiscal year 2007-2008 for a total of \$5,500.

**Resolution #1679** to enter into an agreement with Community Life Institute for fiscal year 2007-2008 for a total of \$5,000.

**Resolution #1680** to enter into an agreement with Talladega County Economic Development Authority, Inc. (EDA) for fiscal year 2007-2008 for a total of \$50,000.

**Resolution #1681** to enter into an agreement with The Isaiah House Food Ministry for fiscal year 2007-2008 for a total of \$3,000.

**Resolution #1682** to enter into an agreement with Talladega Rescue Squad for fiscal year 2007-2008 for a total of \$3,500.

**Resolution #1683** to enter into an agreement with East Alabama Regional Planning and Development Commission's Senior Drug Program for fiscal year 2007-2008 for a total of \$25,000.

**Resolution #1684** to enter into an agreement with East Alabama Regional Planning and Development Commission's Retired Senior Volunteer Program (RSVP) for fiscal year 2007-2008 for a total of \$4,000.

Motion by Councilman Grissett with a second from Councilman Davis for the adoption of Resolutions #1675 to #1684. AYES: All.

**Resolution #1685** to enter into a contract with Haynes Painting to paint the first floor interior of the Bemiston Recreational Center per the bid specifications for a total cost of \$15,000.

There was some discussion concerning the condition of the walls and a guarantee that the painting would not be done over substandard wall repairs. Councilman Grissett also voiced his concern of the work to be done on the walls and what guarantees were required. Terry Hanner indicated that the work was guaranteed for one year and that the bid specifications laid out the requirements for wall condition and quality of paint to be used. He also stressed that this contractor met all the regulations concerning liability and workers compensation insurance. Councilman Miller stated that because of ADECA concerns about the use of this building, it was imperative to get this work completed.

Motion by Councilman Miller with a second from Councilman Davis to adopt Resolution #1685. Roll Call. AYES: All.

**Resolution #1686** to surplus and authorize the sale of a water tank owned by the City of Talladega's Water and Sewer Department and located at the Municipal Airport.

Motion by Councilman Grissett with a second from Councilman Miller to adopt Resolution #1686. AYES: Councilman Grissett, Councilman Davis, Council President Patterson and Councilman Miller. NAY: Councilman Tucker.

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

**Expenditures for May 30-June 12, 2008**

**\$ 293,315.09**

Councilman Miller's comments include:

- Update on Bemiston Recreation Center's fire alarm system. Chief Warwick indicated that it was operational and that the sprinkler system's final inspection was scheduled.
- Update on Charter Communication franchise fee issue. City Manager indicated that there had been no recent communication or contact.
- Indicated that he would be more than happy to pay the fees indicated by the representative of Horizon Wisp in his pre-council presentation of setting up the City's wireless network.
- Want to set up a town meeting as soon as possible. Council President Patterson requested that Councilman Miller taken the lead on setting the town meeting up. Discussion on keeping the town meeting as a positive instrument for change instead of a venting of all that is negative about the City.

Councilman Tucker's comments started with a request for playground equipment for Edyth Sims Park and then rotating to other parks for major playground equipment purchases. There was a great deal of discussion concerning a handout prepared by Park and Recreation Department Head Beth Martin with suggestions for equipment and estimated cost and disagreement over what had been previously discussed at the Parks & Recreation Advisory Board meeting. Council President Patterson suggested getting the equipment piece by piece and spreading it out to all the parks. Councilman Tucker stressed that he thought it would be better to do a thorough job at one park and then go on to the next instead of doing things half-way at all parks. Councilman Grissett indicated that the Council needed to be good stewards of the public's money and not spend more than was taken in, and that what was spent should be in the interest of safety issues such as completing the fence around the ditch at Veterans' Park. Councilman Davis noted that he did not have any parks in his ward but suggested that more input was needed from the Advisory Board and the community. Council President Patterson stated that the same equipment should not be placed in all parks throughout the city, but that different playground set ups would encourage the citizens to cross over into other wards and enjoy a variety of activities. Stressing that he too would vote for improving safety issues before requesting any more playground equipment for Ward 1. Discussion ended with a request for site plans and a comprehensive plan of action with specific costs and a more visual presentation of options. Councilman Tucker requested that all of this be done in a timely manner as the summer of 2008 was almost over.

Councilman Davis' comments included:

- Noting that the new City Manager would be at the next council meeting and thanking Acting City Manager Teri St. James for doing a great job.
- Asked for clarification on the Water Department bond issues in relation to the Crossings at Talladega development. James Brasher informed him that they were two totally different issues.
- Indicated that the Library summer reading program was a success.
- Would work to set up a time for a reception for the new City Manager, Michael Stampfler and his family.

Councilman Grissett's comments included:

- Completion of the 2" line extension on Peachtree Lane in Brecon.
- Waiting on money to work on the line extension at the Municipal Airport
- An air relief valve had been installed this week and pressure readings conducted by the Water Department in the Shocco Springs Road area were within minimum limits of not lower than 50 psi, but the department will continue to investigate any problems. Chief Warwick indicated that the Fire Department had not checked the fire hydrants in that area this year.

There was some discussion of paving the streets and the funding thereof. The request was made for Public Works Director James Swinford to prepare a list of recommendations for streets to be paved this year. Council President Patterson commented on several streets needing to be milled down.

Councilman Davis motioned 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 16 June 2008, at 5:30 p.m. at City Hall in the City of Talladega, Alabama.

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Elizabeth Cheeks  
Acting City Clerk