

**CITY OF TALLADEGA  
PRE-COUNCIL  
August 15, 2011 – 5:00 p.m.**

District Attorney Steve Giddens and Jason Murray presented their request for continued City funding for the Drug Task Force.

Calvin Miller of the Talladega County Economic Development Authority presented the annual report to the City Council.

John Lawler came before the Council with a follow-up on the condition of the railroad right-of-way behind his house. Council President Patterson requested that the City Manager contact Congressman Rodgers Office about Mr. Lawler's problem.

**CITY OF TALLADEGA  
CITY COUNCIL REGULAR MEETING  
August 15, 2011 – 5:30 p.m.**

The City Council of the City of Talladega met in a regular meeting on Monday, August 15, 2011 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 Jimmy Davis, Councilwoman Liz Grissett, Councilman Eddie Tucker and City Manager Brian Muenger.

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

<b>Total Invoices &amp; Expenditures for 8/1/2011 to 8/12/2011</b>	<b>\$ 1,324,355.64</b>
General Operating Fund	451,599.57
Senior Nutrition	686.23
Corrections Fund	38,643.67
TPD Grant	24,379.27
Brownfield Grant	60,217.42
Oil Trust Fund	500,000.00
2.5 Mil Fund	248,829.48

Motion by Councilman Davis with a second from Councilwoman Grissett to approve the minutes of the June 6 and June 8, 2011 called meetings. AYES: All.

Correspondence from Alabama Retired State Employees' Association on the option to change employee contribution was presented. No comments from the Council.

Letter from Perry Fulton, Director Child Nutrition Program with the Alabama Department of Education, noting that the administrative review of the City's Summer Feeding program was good with "no exceptions." Councilwoman Grissett thanked Brenda Lee and Denisha Jones for running the program and receiving a good audit.

**Resolution #2291** authorizing the City's application for the FY 2011 Land and Water Conservation Fund (LWCF) Program for improvements to the playground at the Ben Bruner Sports Complex with matching funds of \$25,000.

**Resolution #2292** authorizing the City's application for the 2012 Alabama Historical Commission's Historic Preservation Grant for \$25,000 to be used for the Bemiston Recreation Center's roof replacement project.

**Resolution #2293** setting forth a Professional Code of Ethics for employees and contractors of the City of Talladega.

Motion by Councilman Miller with a second from Councilman Tucker to approve Resolutions #2291 through #2293. Roll Call. AYES: All.

**Ordinance #1703** amending Ordinance No. 1120, City of Talladega Zoning Ordinance, to provide standards and procedures specifically relevant to the placement and permanent attachment of Manufactured Homes to lots within the city limits.

Motion by Councilman Miller with a second from Councilwoman Grissett for immediate consideration of Ordinance #1703. Roll Call. AYES: All.

Motion by Councilman Davis with a second from Councilman Miller for reading of the heading only of Ordinance #1703. Roll Call. AYES: All.

AN ORDINANCE AMENDING ORDINANCE NUMBER 1120, AS AMENDED BY ORDINANCES HERETOFORE ADOPTED, SAID ORDINANCE, AND THE AMENDMENTS RELATED THERETO, BEING ENTITLED "TALLADEGA, ALABAMA, ZONING ORDINANCE", AS FOLLOWS; AND REPEALING ORDINANCE 1615; AND IN NO OTHER PARTICULARS;

Motion by Councilman Miller with a second by Councilwoman Grissett for the adoption of Ordinance #1703. Roll Call. AYES: All.

**Ordinance #1704** sets forth an equitable standard for approving applications for home occupations within the City limits by the Talladega Planning Commission.

Motion by Councilman Miller with a second from Councilwoman Grissett for immediate consideration of Ordinance #1704. Roll Call. AYES: All.

Motion by Councilman Davis with a second from Councilman Miller for reading of the heading only of Ordinance #1704. Roll Call. AYES: All.

AN ORDINANCE AMENDING ORDINANCE NUMBER 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 Miller with a second by Councilwoman Grissett for the adoption of Ordinance #1704. Roll Call. AYES: All.

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

<b>Water Department Expenditures for 8/3/11 to 8/1/2011</b>	<b>\$ 466,864.95</b>
Operations Fund	317,319.95
Revenue	103,375.00
Bond	46,170.00

**Resolution #2294** approving a contract with Insite Engineering for survey and design services for the proposed water extension along Taylors Mill Road for a cost \$16,750.

Motion by Councilman Davis with a second from Councilwoman Grissett to approve Resolution #2294. AYES: Council President Patterson, Councilman Davis, Councilwoman Grissett, and Councilman Miller; NAY: Councilman Tucker.

Councilman Tucker clarified his vote by stating that he is all for the quality of water improvements but that his former objection to the City taking over the Water Department prompts his nay vote.

Motion by Councilman Davis with a second from Councilman Miller on the Mutual Aid Agreement with the City of Ohatchee for storm cleanup. AYES: All.

Motion by Councilwoman Grissett with a second from Councilman Miller to approve the Community Appearance Department's hiring request for two labor maintenance workers. AYES: All.

Council was presented with a Mosquito Spraying program. Council President Patterson asked if the ditch behind Mr. Lawler's house was included in the spraying.

Council was presented with the Non-Domesticated Animal Control Policy.

There was a great deal of discussion on the cleaning out of ditches on private property. Councilman Tucker indicated that the City had always cleared the drainage ditches even on private property and had set a precedence that would hold up in court. Councilman Miller agreed with

Councilman Tucker that blue line streams should be cleared and maintained by the City whether on public or private property. Council President Patterson asked for this issue to be turned over the City legal counsel for an opinion. City Manager Muenger stated that he had a listing of ditches in Ward 2 that Councilman Tucker wanted cleared.

Councilman Miller stated that because of the continuing bad service from Charter Cable that the City should set up a Charter Board with a citizen represented from each ward to meet once a month with the Charter Communication representative to deal with any complaints.

Councilman Tucker complained on the spilling of trash in Ward 2 by the outdated garbage trucks. Councilman Tucker requested that contact be made with the railroad companies to take care of the railroad crossings that are getting worse.

Councilman Davis stated that a formal written evaluation of the City Manager was needed and that an evaluation instrument would be ready for the next council meeting. Councilman Davis requested more detailed information on the agencies and their funding sources for those the City was providing appropriations.

Councilman Tucker commented that he thought the purpose of the amended to the business license ordinance was to get rid of peddlers selling shoes in parking lots and not for those who had food trucks. Council President Patterson stated that the business license ordinance needed to be amended to reflect that.

Motion for adjournment from Councilman Miller.

#### **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 15, 2011, at 5:30 p.m. at City Hall in the City of Talladega, Alabama.

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Elizabeth Cheeks, City Clerk