

**CITY COUNCIL OF TALLADEGA
PRE-COUNCIL
November 17, 2014- 5:00 pm**

Dr. Lynda Lowery from the United Daughters of the Confederacy came before the Council to request permission to place a historic marker for the 1860 Camp Buckner near the Wren Manor location.

A Public Hearing for the closing of a section of College St. and Gertrude St. was held with Attorney Morgan representing Talladega College. Citizens Theresa Harmon Vincent, Reverend Milton Brown, Martha Hill, Steve Dickerson, and Katrina Buchanan came before the Council to object the street closings.

Public Hearing on twenty-two (22) properties that are set for placement of weed abatement liens. There were no citizens or property owners present to comment or complain.

Carl Williams of 902 Grove St. came before the Council regarding a notice that was provided to him by the Code Enforcement Officer relating to the numerous violations of Ordinance 1735 that exist on the stated property. There are no less than six disabled vehicles present on the property. The tactic in enforcing this Ordinance in the past has been simply to inform the resident of the issue via certified mailed and post a notice on the property. Both were done in this case and are usually sufficient in nearly all cases to gain compliance, however Mr. Williams has belligerently indicated to the Code

Williams asked if a privacy fence would suffice or maybe have a walls added to his car port. It was then stated that there is a height requirement for a garage.

**CITY COUNCIL REGULAR MEETING
November 17, 2014-5:30 pm**

The City Council of the City of Talladega met in a regular meeting on Monday, November 17, 2014 at 5:30 p.m., at the Talladega Armstrong-Osborne Library. The meeting was called to order and the following were present: Council President Donnie Miller, Councilman Joe Ballow, Councilman Horace Patterson, Councilman Jarvis Elston, Councilman Simpson, Mayor Larry Barton, and City Manager Brian Muenger.

Invocation by Dr. Horace Patterson from Mt. Canaan Baptist Church.

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

Total Invoices & Expenditures for 11/1/2014 to 11/14/2014 FY 2013-14	\$77,631.95
---	--------------------

General Operating Account	77,631.95
---------------------------	-----------

Total Invoices & Expenditures for 11/1/2014 to 11/15/2014 FY 2014-15	\$473,956.66
---	---------------------

General Fund	315,559.94
Senior Nutrition	65,708.54
Municipal Court Fund	6,985.29
Corrections Fund	73,099.73
Talladega Police Dept. Fund	1,275.97
Oil Trust Fund	11,327.19

Motion by Councilman Ballow with a second from Councilman Simpson for approval of minutes of the Regular Meeting of November 3, 2014. AYES: All.

Approval for the historic marker requested by Dr. Lynda Lowery was tabled until a decision could be made.

Mayor Barton swore in Ann Graham, Tom Lutchendorf, and Timothy Wyatt to the Heritage Hall Commission and Katie Reynolds to the Board of Adjustments and Appeals.

Motion by Councilman Ballow with a second from Councilman Simpson to approve the application for 011 Lounge Retail-Class II (Package) alcohol license for Taiz Liquor Store at 833 Battle

Street East. AYES: Councilman Simpson, Council President Miller, Councilman Ballow and Councilman Patterson ABSTAIN: Councilman Elston

Ordinance #1781 approving polling sites for municipal elections for the 2015 and all subsequent elections. Tabled from previous meeting is void. No action was taken. Council asked for re-evaluation.

Ordinance #1782 extending the moratorium on licensing of title pawns and pay advance businesses.

Motion by Councilman Elston with a second by Councilman Ballow for immediate consideration of Ordinance #1782. Roll Call. AYES: All.

Motion by Councilman Ballow with a second by Councilman Patterson for reading of the heading only for Ordinance #1782. Roll Call. AYES: All.

AN ORDINANCE TO EXTEND A MORATORIUM ON THE LICENSING OF TITLE PAWNS AND PAY DAY ADVANCE BUSINESSES IN THE CITY OF TALLADEGA, ALABAMA.

Motion by Councilman Patterson with a second by Councilman Ballow for the adoption of Ordinance #1783. Roll Call. AYES: All.

Ordinance #1783
Benevolent Account.

Motion by Councilman Patterson with a second by Councilman Ballow for immediate consideration of Ordinance #1783. Roll Call. AYES: All.

Motion by Councilman Simpson with a second by Councilman Ballow for reading of the heading only for Ordinance #1783. Roll Call. AYES: All.

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF TALLADEGA, ALABAMA TO ADOPT METHOD OF PAYMENT OF MUNICIPAL FUNDS PURSUANT TO CODE OF ALABAMA, 1975 11-43A-31.

Motion by Councilman Elston with a second by Councilman Simpson for the adoption of Ordinance #1783. Roll Call. AYES: All.

Ordinance #1784 amending the 2014-2015 Annual Budget to include \$50,000 line of credit for TOP Trails.

Motion by Councilman Ballow with a second by Councilman Simpson for immediate consideration of Ordinance #1784. Roll Call. AYES: All.

Motion by Councilman Ballow with a second by Councilman Elston for reading of the heading only for Ordinance #1784. Roll Call. AYES: All.

AN ORDINANCE AMENDING THE OFFICIAL ANNUAL BUDGET FOR THE CITY OF TALLADEGA, ALABAMA, (ADOPTED SEPTEMBER 22, 2014, ORDINANCE 1777) FOR THE FISCAL YEAR BEGINNING 1 OCTOBER 2014 AND ENDING 30 SEPTEMBER 2015.

Motion by Councilman Elston with a second by Councilman Simpson for the adoption of Ordinance #1784. Roll Call. AYES: All.

Resolution #3311 authorizing a weed abatement lien on old WNUZ Radio Station, Highway 21.

Resolution #3312 authorizing a weed abatement lien on 516 Court Street.

Resolution #3313 authorizing a weed abatement lien on 629 Knox Street.

Resolution #3314 authorizing a weed abatement lien on vacant lot on McAlpine Street (Parcel ID 1308281017034000)

Resolution #3315 authorizing a weed abatement lien on 1290 Nimitz Avenue

Resolution #3316 authorizing a weed abatement lien on vacant lot on Long Street (Parcel ID 1308283008023000)

Resolution #3317 authorizing a weed abatement lien on 1717 West Battle Street.

Resolution #3318 authorizing a weed abatement lien on vacant lot on corner of Mosley and Court (Parcel ID 1308271010001000)

Resolution #3319 authorizing a weed abatement lien on vacant lot on Knox Street (Parcel ID 1306233015009000)

Resolution #3320 authorizing a weed abatement lien on vacant lot on Knox Street (Parcel ID 1306233015010000)

Resolution #3321 authorizing a weed abatement lien on vacant lot on corner of Cobb Ave. and McMillian Street (Parcel ID 1307263013057000)

Resolution #3322 authorizing a weed abatement lien on Old WNUZ Radio Station, Highway 21.

Resolution #3323 authorizing a weed abatement lien on 305 Adams Street

Resolution #3324 authorizing a weed abatement lien on vacant lot on corner of Savory and College Streets (Parcel ID 130828400003000)

Resolution #3325 authorizing a weed abatement lien on vacant lot on corner of Spring and Howard Streets (Parcel ID 1305223012007000)

Resolution #3326 authorizing a weed abatement lien on 420 Dumas Avenue

Resolution #3327 authorizing a weed abatement lien on 301 Dumas Avenue

Resolution #3328 authorizing a weed abatement lien on vacant lot on Shaw Avenue (Parcel ID 1305221000065001)

Resolution #3329 authorizing a weed abatement lien on 317 Westwood Circle

Resolution #3330 authorizing a weed abatement lien on GP Rec. Corp. Bldg on Ward Avenue

Resolution #3331 authorizing a weed abatement lien on property on Walnut Street (Parcel ID 1307352007003000)

Resolution #3332 authorizing a weed abatement lien on 720 Pulliam Street.

Motion by Councilman Elston with a second by Councilman Patterson to approve Resolution #3311 to Resolution #3332. Roll Call. AYES: All.

Resolution #3333 approving the application for the Federal Emergency Management Agency (FEMA) Assistance to Firefighter Grant (AFG).

Motion by Councilman Ballow with a second by Councilman Elston to approve Resolution #3333. Roll Call. AYES: All.

Resolution #3334 approving a contract with JMCM Consulting to prepare the 2014 Assistance to Firefighters Grant (AFG) application for a total cost of \$7078 to be paid only if the grant is awarded.

Motion by Councilman Ballow with a second by Councilman Patterson to approve Resolution #3334. Roll Call. AYES: All.

Resolution #3335 approving a Special Use Permit for AT&T cell phone tower at 460 Stone Hill Drive.

Resolution #3336 approving a Special Use Permit for AT&T cell phone tower at Ironaton Road.

Motion by Councilman Simpson with a second by Councilman Elston to approve Resolution #3335 and Resolution #3336. Roll Call. AYES: All.

Resolution #3337 approving a Line of Credit Agreement with TOP Trails for \$50,000.

Motion by Councilman Ballow with a second by Councilman Simpson to approve Resolution #3337. Roll Call. AYES: All.

Resolution #3338 amending the lease agreement for golf carts with Yamaha Golf-Car Company to reduce the number of carts and allow for seasonal rental.

Motion by Councilman Ballow with a second by Councilman Elston to approve Resolution #3338. Roll Call. AYES: All.

Resolution #3339 approving a three year lease agreement with Nohab Business Machines for a Kyocer color copier/scanner for a total cost of \$13,551.48.

Motion by Councilman Patterson with a second by Councilman Simpson to approve Resolution #3339. Roll Call. AYES: All.

Resolution #3340 approving a five year lease agreement with the Rescue Squad

Resolution #3341 approving a five year lease agreement with ATAP.

Motion by Councilman Simpson with a second by Councilman Ballow to approve Resolution #3340 and Resolution #3341. Roll Call. AYES: All.

Resolution #3342 approving a travel advance for Ken Heath, Revenue Officer

Motion by Councilman Ballow with a second by Councilman Simpson to approve Resolution #3342. Roll Call. AYES: All.

Resolution #3343 approving a contract with Hurst Pools to repair the Spring Street Indoor Pool at a cost of \$9,633.00.

Motion by Councilman Ballow with a second by Councilman Simpson to approve Resolution #3343. Roll Call. AYES: Council President Miller, Councilman Patterson, Councilman Ballow, and Councilman Simpson ABSTAIN: Councilman Elston

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

Water Department Expenditures for 11/5/14 to 11/13/14 FY 2013-2014	\$ 20,549.67
---	---------------------

Operations & Maintenance	20,549.67
--------------------------	-----------

Water Department Expenditures for 11/5/14 to 11/13/14 FY 2014-2015	\$394,803.07
---	---------------------

Operations & Maintenance	115,384.23
Revenue	277,918.84
North Talladega Water	1,500.00

Brought before the Council is an update on the FOG ordinance. The City Council adopted a modified Fats, Oils, and Grease (FOG) Ordinance in July 2014. This modification allowed the City to extend credit to establishments who could produce a contract with a certified grease hauler, as well as maintenance logs. The City began these inspections in August and completed them in September, with 51 of the 55 monitored establishments received this new credit. The inspections found that most establishments were compliant, although there were several instances in which a corrective period had to be extended to allow for improvement to meet the standard. The modified inspection protocol appears to be successful and will be repeated annually.

Resolution #3344 approving software upgrade for billing and online payments from Respect Technologies for the Water Department at a cost of \$22,880.00 with a maintenance annual support fee of \$2,880.00.

Motion by Councilman Patterson with a second by Councilman Ballow to approve Resolution #3344. Roll Call. AYES: All.

Resolution #3345 approving Change Order #2 for the Filter Rehabilitation Project at the Water Filtration Plant with Mark Johnson Construction for a cost of \$28,695.10.

Motion by Councilman Patterson with a second by Councilman Elston to approve Resolution #3345. Roll Call. AYES: All.

Public Works Director Phillips came before the Council with a paving update. The pre-paving utility work on North Street is largely complete, with the remaining work being hindered by a lack of asphalt availability due to low temperatures. The paving contractor has been cleared to begin paving on the portion of North Street from the Square to Johnson Avenue already. McCartney Construction is expected to begin milling operations on North Street on Monday, November 17th, as well as begin

preparation work on the Fire Department Parking Lot that same day. Low temperatures will be a limiting factor for much of next week.

Brought before the Council is a request for the creation of a fourth magistrate position within the Department due a staffing shortfall caused by a long term administrative leave. It is proposed that a fourth position be created, with the City advertising for certified Magistrates that could have an immediate impact on the operation of the Court Office. This proposed position has been reviewed by the Civil Service Board and the Employee Committee with no opposition noted. There was some discussion regarding this matter before making a decision. City Manager Muenger stated that some of the personnel matters relating to the request for a fourth magistrate position were of an open Council meeting.

Motion by Councilman Patterson with a second from Councilman Simpson to table the request for the fourth Magistrate position until the next council meeting after Councilman Elston received the information he needed.

Motion by Councilman Patterson to adjourn the meeting.

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, November 17, 2014, at 5:30 p.m. at City Hall in the City of Talladega, Alabama.