

**CITY OF TALLADEGA  
CITY COUNCIL PUBLIC HEARING  
July 16, 2009**

**Public Hearing** for properties owners of structures declared a public nuisance and proposed demolition or repair (18 properties). See Resolutions below for additional information on property owners who attended the meeting and requested time extensions and other comments.

**Public Hearing** for property owners contesting the placement of a lien against their property for weed abatement costs (4 properties). No one was present to contest or comment.

**CITY OF TALLADEGA  
CITY COUNCIL REGULAR MEETING  
July 16, 2009**

The City Council of the City of Talladega met in a regular meeting on Thursday, July 16, 2009 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 Eddie Tucker, Councilman Donnie Miller, Councilman Lance Grissett, Councilman Jimmy Davis, Mayor Brian York and City Manager Michael Stampfler.

Invocation given by Pastor Leeann Scarbrough of the First Presbyterian Church.

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

<b>Total Invoices &amp; Expenditures for 6/15/09 to 7/10/09</b>	<b>\$1,037,287.02</b>
General Operating Account	804,395.70
Capital Improvement Project	162,889.93
Corrections Fund	58,607.87
Municipal Court Fund	3,263.05
Law Enforcement Fund	2,822.00
Senior Nutrition	583.47
Oil Trust Fund	4,350.00
Police Dept. Grant	375.00

Motion by Councilman Grissett with a second by Councilman Davis to approve the minutes with corrections for the Regular Meeting of June 15, 2009. AYES: All.

Ms. Carletta Singleton, representative for the US Census Bureau out of the Atlanta office, made a presentation on the call for partnership with local governments to assist in the education campaign to alleviate any distrust of the Census taking process. The US Census Bureau is bound by confidentiality laws that prohibit any sharing of information with other government branches, agencies or departments. The census form contains 10 simple questions and if the form is returned by mail, there will be no census worker coming to the citizen's residence. Ms. Singleton encouraged the City to make an application for a funding grant to offset printing costs up to \$2,900 for the Talladega City Census education program. Councilman Grissett directed the City Manager and other staff to start the organization of volunteers on a committee to promote the Census effort.

**Resolution #1909** affirming the City of Talladega's support of and partnership with the 2010 Census.

Motion by Councilman Grissett with a second by Councilman Tucker to approve Resolution #1909. Roll Call. AYES: All.

Comment was made by Ms. Singleton to perhaps promote the Census during the City's 175<sup>th</sup> Birthday Celebration. Councilman Davis asked if Ms. Singleton had any idea of the percentage of citizens who responded to the 2000 Census. Ms. Singleton indicated that it was 67% for the entire United States, 61% for the State of Alabama and 58% for the City of Talladega.

Mr. Tom Wofford, Chairman of the Talladega 175<sup>th</sup> Celebration Committee, presented a proposal by Dr. Winsell of Talladega College for writing of a historical booklet. There was some

discussion concerning the cost (\$4,000 requested by Dr. Winsell, \$2,350 publication costs to be sold at \$4.00 each). Mr. Tucker indicated that something needed to be prepared as a commemorative booklet for the event.

Motion by Councilman Miller with a second by Councilman Tucker to allocate \$4,000 to the Chamber of Commerce for the historical booklet. AYES: Councilman Tucker, Councilman Miller, Councilman Grissett, NAY: Councilman Davis, ABSTAIN: Councilman Patterson.

There was a great deal of discussion concerning the cost of inspection on the Coleman Circle Sewer Improvement Project and the contract presented by Krebs Engineering for \$23,500 for 8 site inspections and other administrative duties. Council President Patterson asked the City Manager if this was what the City needed and the City Manager replied that this is what the Council asked for. There was further discussion as to whether the number of inspections was adequate for the job or whether a city employee could handle the daily inspection needs of the project with the 8 inspections from the engineering firm. City Manager Stampfler recommended that one company handle all of the inspections and that the full (or daily) inspections be done on this project. Council President Patterson asked Purchasing Director Terry Hanner if he felt the proposed 8 inspections was adequate. Mr. Hanner responded that he did not feel it was adequate and that someone needed to be on site everyday to inspect before the pipes were covered. Council President Patterson then asked Water & Sewer Operations Director James Brasher if there was anyone on staff or a retiree who could do the site inspections or was an engineer required to be on site every day. Mr. Brasher replied that yes there was some in-house to do the inspections and that Krebs Engineering would not have an engineer on site but only an inspector. Council President Patterson stated that he felt he was being given confusing information and that he wanted it researched further so that we are not just spending money because we have money to spend. Terry Hanner, Purchasing Director, asked the Council to approve the presented contract with Krebs Engineering so that construction could begin within the tight timeframe and that if need be the contract could be amended at a later date after further research.

**Resolution #1879** authorizing an agreement with Krebs Engineering for inspection and construction administration services on the Coleman Circle Area Sewers for a total cost of \$23,500.

Motion by Councilman Grissett with a second by Councilman Tucker to approve Resolution #1879. Roll Call. AYES: All.

**Resolution # 1880** assessing lien against property at 1290 Davis Street (Parcel ID 13-06-23-2-006-008.000) for weed abatement.

**Resolution # 1881** assessing lien against property at 114 Jackson Street (Parcel ID 13-08-27-2-034-019.000) for weed abatement.

**Resolution # 1882** assessing lien against property at vacant lot corner of Cobb and McMillan Streets (Parcel ID 13-17-26-3-013-057.000) for weed abatement.

**Resolution # 1883** assessing lien against property at 410 South Street East (Parcel ID 13-07-26-3-003-004.1) for weed abatement.

Motion by Councilman Grissett with a second by Councilman Miller to approve Resolutions #1880 through #1883. Roll Call. AYES: All.

**Resolution 1884** authorizing demolition of structure at 413 16<sup>th</sup> Street.

**Resolution 1885** authorizing demolition of structure at 311 Avenue H.

**Resolution 1886** authorizing demolition of two (2) structures at 208 Howard Street.

**Resolution 1887** authorizing demolition of structure at 816 16<sup>th</sup> Street.

**Resolution 1888** authorizing demolition of structure at 1608 Ashland Highway.

**Resolution 1889** authorizing demolition of structure at 412 16<sup>th</sup> Street.

**Resolution 1890** authorizing demolition of structure on parcel 13-06-14-1-000-007.001

**Resolution 1891** authorizing demolition of structure on parcel 13-06-14-4-001-001.002

**Resolution 1892** authorizing demolition of structure at 104 Franklin Drive.

**Resolution 1893** authorizing demolition of structure at 902 Grant Street.

**Resolution 1894** authorizing demolition of structure at trailer park off Marshall Street.

**Resolution 1895** authorizing demolition of structure at 417 Martin Luther King Jr. Drive.

**Resolution 1896** authorizing demolition of two (2) structures on parcel 13-06-14-1-000-004.000

**Resolution 1897** authorizing demolition of structure at 804 Stephen J. White Blvd.

**Resolution 1898** authorizing demolition of structure at 106 A Cowan Street.

**Resolution 1899** authorizing demolition of structure at 113 Jemison Street.

**Resolution 1900** authorizing demolition of structure at 801 Pulliam Street.

Motion by Councilman Grissett with a second by Councilman Miller to approve Resolutions #1885, #1886, #1887, and #1897. Roll Call. AYES: All.

Resolutions #1884, #1889, #1892-1895, #1898-1900 were granted 60-day extensions with an update to be presented to Council on 30-day progress.

Resolutions #1890-1891 and #1896 were granted 60-day extensions to remove stairs and clean-up sites with an update to be presented to Council on 30-day progress.

Resolution #1888 was voided because the owners had cleaned up the site prior to the Council meeting.

**Resolution # 1901** rescinds Resolution #1779 and authorizes the **2010: Year of Alabama Small Towns and Downtowns'** celebration to be designated as a **175<sup>th</sup> Birthday Celebration** for the City of Talladega to occur on March 27, 2010.

Motion by Councilman Miller with a second from Councilman Grissett to approve Resolution #1901. Roll Call. AYES: All.

**Resolution #1902** commits the amount of \$33,224 as grant match for the Section 5311 Non-urbanized Area Public Transportation Program during Fiscal Year 2010.

Motion by Councilman Davis with a second from Councilman Grissett to approve Resolution #1902. Roll Call. AYES: All.

**Resolution #1903** authorizing the surplus of unneeded real and personal property.

Motion by Councilman Miller with a second from Councilman Davis to approve Resolution #1903. Roll Call. AYES: All.

**Resolution #1904** approving a contract with Evergreen Lawn Care for mowing of nuisance overgrown lots per bid specifications.

Motion by Councilman Grissett with a second from Councilman Davis to approve Resolution #1904. Roll Call. AYES: Council President Patterson, Councilman Davis, Councilman Grissett, Councilman Tucker ABSTAIN: Councilman Miller

**Resolution #1905** approving a contract with Waites Construction to demolish structures on five designated properties per bid specifications for a total cost of \$12,700.

Motion by Councilman Davis with a second from Councilman Tucker to approve Resolution #1905. Roll Call. AYES: All.

**Resolution #1907** accepting the Memorandum of Intent for Public/Private Participation in Water and Sewer Project to share equally the cost of such project by Mr. Bob McBride on behalf of the Allen-Ricky Corporation. *(Note that the provisions of the Memorandum of Intent have been fulfilled with the signing of the Contract of Sale with Federal Land Bank Association of North Alabama, FLCA).*

Motion by Councilman Grissett with a second from Councilman Davis to approve Resolution #1907. Roll Call. AYES: All.

**Resolution #1908** approving a contract with C.D. Roberts Contracting Inc. of Jasper, Alabama for construction of utility installation and extension for "The Crossings" for a total cost of \$29,000.

Motion by Councilman Grissett with a second from Councilman Davis to approve Resolution #1908. Roll Call. AYES: All.

**Ordinance #1658** repeals Ordinance #1388 and sets rates for minimum insurance requirements for contractors providing services to the City of Talladega.

Motion by Councilman Grissett with a second by Councilman Davis for the immediate consideration of Ordinance #1658. Roll Call. AYES: All

Motion by Councilman Grissett with a second by Councilman Davis for the reading of the heading only of Ordinance #1658. Roll Call. AYES: All.

BE ORDAINED BY THE CITY COUNCIL OF THE CITY OF TALLADEGA, ALBAMA, AS FOLLOWS: SECTION I. ANY PERSON, FIRM OR CORPORATION ENTERING INTO A CONTRACT, WRITTEN OR ORAL, WITH THE CITY OF TALLADEGA, ALABAMA, TO PERFORM ANY CONSTRUCTION, RECONSTRUCTION, ALTERATION, DEMOLITION, REFURBISHING, MAINTENANCE, CLEANING OR REPAIR ON OR TO ANY PUBLIC BUILDING OR PROPERTY SHALL BE REQUIRED, BEFORE COMMENCING SUCH WORK, TO PURCHASE AND PROVIDE PROOF OF INSURANCE COVERAGE OF THE TYPE AND IN THE AMOUNT SET FORTH AS FOLLOWS:

Motion by Councilman Grissett with a second by Councilman Davis for the adoption of Ordinance #1658. Roll Call. AYES: All.

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

<b>Expenditures for 6/18/09 to 7/9/09</b>	<b>\$ 430,291.59</b>
General Fund	404,760.59
Coleman Circle Project	25,531.00

**Resolution #1906** authorizing the designation of a large commercial customer rate and setting the rate at \$4.87 per 1000 gallons with a \$25.00 minimum for inside the city limits and at \$6.09 per 1000 gallons with a \$31.25 minimum outside the city limits.

Motion by Councilman Davis with a second from Councilman Grissett to approve Resolution #1906. Roll Call. AYES: All.

The next City Council meeting was scheduled for Monday, August 3, 2009.

Council President Patterson commented on the City Manager's evaluation and that it would be completed as soon as possible.

Motion by Councilman Grissett with a second by Councilman Miller to recommend Mr. Guy Kaler for the Governor's appointed member of the Civil Service Board replacing the seat formerly held by Ms. C. Hilber. AYES: All.

Community Development Director, Chris Stone, stated that a new proposed rezoning of the western bypass was to be presented to the Planning Commission with some changes taking into consideration access and other matters.

The City Manager presented a Year-To-Date Accomplishments memo outlining cost savings measures that the City has taken, the number of grants approved and updates on ongoing projects.

Councilman Davis commented on the retirement of School Superintendent Dr. Horton and the discussion of the city school system consolidating with the county. Councilman Davis indicated that he did not know if it was a good idea or not, but that now would be a good time evaluating all options. Councilman Davis also commended Dr. Horace Patterson on his 35<sup>th</sup> anniversary at Mt. Canaan Baptist Church and noted his positive impact on the community.

City Council wished to have it entered into the record their condolences to Mayor Brian York and his family on the loss of his mother and to Ms. St. James and her family on the tragic death of her son-in-law during his visit to Talladega.

Councilman Miller stated that property owners along an alleyway between Cedar and Oak Street wished to have it restricted to one-way traffic as it was too narrow and that a petition would be provided soon. Councilman Miller requested an update on the street lights on Moorfield Drive. City Manager Stampfler indicated that they had been requested from Alabama Power. Councilman Miller also requested an update on paving projects. City Manager Stampfler stated that the City was waiting on ALDOT for approval of the engineering firm and that he felt paving could be scheduled for late fall and early winter.

Council President Patterson asked if the Top Gun program was set up and was told by City Manager Stampfler that it would be started in August. There was discussion on ways to build a program for City employees that involved orientation, leadership training, motivation, a personnel handbook, program for advancement and a service-oriented mentality.

Motion by Councilman Tucker with a second from Councilman Miller to enter into Executive Session to discuss a matter of land acquisition. AYES: All.

Returned from Executive Session.

Motion by Councilman Davis with a second from Councilman Miller to proceed with land acquisition. AYES: All.

Councilman Tucker requested that the council hear a complaint from Ms. Mary Garrett involving an alleged check cashing scam. Ms. Garrett claims she tried to set up a sting operation for the police to capture a check cashing scam and that the Police Department did not respond. Council President Patterson requested that Ms. Garrett fill out a complaint in detail and give it to the City Manager.

Councilman Tucker moved 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 Thursday, July 16, 2009, at 5:30 p.m. at City Hall in the City of Talladega, Alabama.

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Elizabeth Cheeks  
City Clerk