

**REGULAR COUNCIL MEETING
CITY OF COLUMBIANA, ALABAMA
March 18, 2014**

The City Council of the City of Columbiana, Alabama met in a Regular Session in the Council Chambers of Columbiana City Hall at 6:00 p.m., Tuesday March 18, 2014. Mayor Handley called the meeting to order. The Mayor then asked City Clerk Mark Frey to call roll.

Present:

Council member Leslie Whiting
Council member Barbara Moore

Council member Ouida Mayfield
Mayor Stancil Handley

Absent:

Council member Rickey Ruston
Council member Kim King

A quorum was present.

CONSENT AGENDA

- A. Approval of Minutes: March 4, 2014 – Regular Meeting
- B. Approval of Assistant City Clerk Fran Sammons and City Clerk Mark Frey to use the credit card to cover cost of meals and accommodations for Alabama Training Institute AMROA Training in Tuscaloosa on April 9th - 11th. Not to exceed \$500 each.

Council member Mayfield moved to approve the consent agenda and Council member Whiting seconded the motion which was approved unanimously by all members present.

Mayor Handley introduced guest Kelly Fox and Ben Goldman from Hand Arendall LLC, Lawyers specializing in providing abatement services for municipalities with an emphasis on cost effective efficiency. This firm has developed a process of going about the abatement process and seeing it through to completion. The Council asked several questions and are going to look further into this service in a future work session.

DEPARTMENT HEAD REPORTS

- **Administration** – City Clerk Mark Frey reported that he had met with Rux Carter about the City’s insurance policies in order to identify gaps in coverage or over insured properties or vehicles. Mr. Frey also reported that he has completed the Workers Comp Insurance Policy Audit for the year.

Mark also mentioned that he, the Mayor, County Engineer and Mitchell’s Contracting Services, LLC met about the Old Summer Classics property project last week and we can expect to see this project beginning the first part of April. Completion is expected within 45 days of project commencement.

- **Library** – Library Director Dutcha Lawson reported that library was moving forward with the renovation project and the Library would be closed from Saturday March 22nd until Saturday March 29th while the renovations were taking place.

Dutcha asked the Council to consider a change for the upcoming 2015 FY Budget. In the past we have been using the internet service that ties all of the Libraries in central Alabama together “piggybacking” on with Harrison Regional Library’s Charter internet connection at no cost to the City. This service has proven to be very unreliable and a poor partnership for the Libraries involved as well as for Charter. The new service with Alabama Super Computers will be at a cost of \$3748.56 annually to the City and each library connected, however it appears that this new system will perform reliably for all parties involved. ASC supplies service to the University of Alabama and Auburn and appear to be the best match for the service that the library requires.

After much discussion – the Council agreed that they would consider this on the upcoming 2015 FY Budget.

- **Police** – Chief Lamar Vick reported that the company that works on the outdoor weather sirens had been in town working on the sirens and it appears that we may get all but 2 back in service with the money budgeted for this project. Chief Vick noted that there is a real challenge locating parts for these older sirens.

Chief Vick also mentioned that he had received and put into service the 2 new Dodge Charger Police Cars that he had ordered – noting that Sergeant Knighten and Officer Peppers received the new vehicles.

- **Fire** – Fire Chief Johnny Howard Jr. reported that the fire department had responded to 13 fire calls in the last couple of weeks, but 8 were mutual aid calls out in the County. The letters on the fire station are in disrepair and mismatched. The cost of a new sign is \$3200. The Council asked the Fire Chief to take bids and see what options are available for new signage for the Fire Station.

Chief Howard also noted that many of the bay lights are dim or have gone out and it is difficult to see inside the station. Many of these lights are original to the building. He has received quotes to replace them with fluorescent lights in the amount of \$2500 or go back with the same high intensity lighting at a cost of approximately \$3000. After some discussion the Council felt that the original lighting lasted almost 20 years and is brighter with fewer shadows.

- **Streets and Maintenance** – Allen Reynolds reported that his department has been preparing for the Easter season and cleaning up a lot of debris and clippings from citizens cleaning up after the windy weather. Council member Mayfield asked about the light that Alabama Power was putting up over at Stillwood Estates. Mr. Reynolds confirmed that there was a light that had been put up on Stillwood Drive.

- **Environmental Services** – Dale Lucas reported that he is waiting on the new truck bed and auto crane to come in for the F350. One of the control panels that runs the plant is having some major issues and he is looking into what options will be the best solution to replace this panel.

Jacob is waiting to hear back from the State for a date to take his Waste Water Treatment Operator II test. Mayor Handley noted that Dale has been nominated as the Rural Waste Water State Operator of the Year for Alabama and will be going down to Montgomery to be recognized on Wednesday March 26, 2014.

Mayor Handley presented the following proclamation:

PROCLAMATION

WHEREAS, service to others is a hallmark of the American character and central to how we meet out challenges; and

WHEREAS, the nation's mayors are increasingly turning to national service and volunteerism as a cost-effective strategy to meet city needs; and

WHEREAS, AmeriCorps and Senior Corps address the most pressing challenges facing our cities and nation, from educating students for the jobs of the 21st century and supporting veterans and military families to preserving the environment and helping communities recover from natural disasters; and

WHEREAS, national service expands economic opportunity by creating more sustainable, resilient communities, and providing education, career skills, and leadership abilities for those who serve; and

WHEREAS, national service participants serve in more than 70,000 locations across the country, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being; and

WHEREAS, national service participants increase the impact of the organizations they serve with, both through their direct service and by recruiting and managing millions of additional volunteers; and

WHEREAS, national service represents a unique public-private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer dollars; and

WHEREAS, AmeriCorps members and Senior Corps volunteers demonstrate commitment, dedication, and patriotism by making an intensive commitment to service, a commitment that remains with them in their future endeavors; and

WHEREAS, the Corporation for National and Community Service shares a priority with mayors nationwide to engage citizens, improve lives, and strengthen communities; and is joining with the National League of Cities, City of Service, and mayors across the country to recognize the impact of service on the Mayors Day of Recognition for National Service on April 1, 2014.

THEREFORE, BE IT RESOLVED that I, Stancil Handley, Mayor of Columbiana, do hereby proclaim April 1, 2014, as National Service Recognition Day, and encourage residents to recognize the positive impact of national service in our city and thank those who serve; and to find ways to give back to their communities.

Signed on this the 18th day of March, 2014

Stancil Handley, Mayor of Columbiana

Mayor Handley presented the following proclamation:

Proclamation
Recognizing the week beginning March 16, 2014 as “National Safe Place Week”

Whereas the youth of the City of Columbiana will determine the future strength of our country and be the bearers of our democracy;

Whereas youth need a safe haven from various negative influences, such as child abuse, substance abuse, depression, and crime, and youth need readily available resources to assist them when faced with circumstances that compromise their safety;

Whereas the Safe Place program is committed to protecting the youth of the City of Columbiana by offering short-term housing at neighborhood locations where trained volunteers are available to counsel and advise young people seeking assistance and guidance;

Whereas, designated locations where youth can get information and immediate care, Safe Place is found at businesses, such as restaurants, convenience stores, movie theaters, and community buildings such as fire stations, libraries and community centers;

Whereas the success of Safe Place is based on public/private collaborations between businesses, school systems, fire departments, law enforcement, and a network of volunteers;

Whereas the City of Columbiana needs increased numbers of community volunteers serving as mentors and positive influences on young people;

Whereas the Safe Place program must meet performance standards, relative to outreach and community relations, to receive direct federal assistance as set forth in the Runaway and Homeless Youth Act (42 U.S.C. 5701 et seq.);

Whereas more than 1,500 communities in 39 states administer the Safe Place program at more than 19,000 locations;

Whereas more than 300,000 youth have been helped at a Safe Place location or received counseling by phone as a result of Safe Place information received at school;

Whereas since program inception in 1983, more than 11 million youth have been reached through National Safe Place’s Building a Safety Net for Youth campaign, familiarizing them with the Safe Place sign and providing them with information about how to seek help in order to stay safe;

Whereas increased awareness will encourage more communities to establish Safe Place locations where youth can readily access the help they need.

Now, therefore, be it Resolved, That I, Mayor Stancil Handley

- and
- (1) Recognizes the week of March 16 through March 22, 2014, as “National Safe Place Week”;
 - (2) Calls upon the people of Columbiana and interested groups to--
 - (A) Promote awareness of, and volunteer involvement in, the Safe Place program; and
 - (B) Observe the week with appropriate ceremonies and activities.

Signed on this the 18th day of March, 2014

Stancil Handley, Mayor of Columbiana

RESOLUTION 03-14-02

**A RESOLUTION TO DECLARE SURPLUS PROPERTY –
SANITATION/STREET DEPARTMENT**

WHEREAS, the City of Columbiana, Alabama, has certain items of personal property which are no longer needed for public or municipal purposes; and

WHEREAS, Section 11-43-56 of the Code of Alabama of 1975 authorizes the municipal governing body to dispose of unneeded personal property,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF COLUMBIANA, ALABAMA, AS FOLLOWS:

SECTION 1. That the following personal property owned by the City of Columbiana, Alabama, is not needed for public or municipal purposes:

Excess scrap metal and 95 Chevrolet Truck VIN 1GCEC14H6SZ201547 as surplus property to be sold for scrap.

1998 GMC Extended Cab Truck VIN 1GTFC29R3WE534426 as surplus property to be sold on GovDeals or other Public Auction facility.

SECTION 2. That the city clerk be, and hereby is, authorized and directed to dispose of the personal property owned by the City of Columbiana, Alabama, described in Section 1 above, by sale via bid by posting on GovDeals or by appropriate destruction of such property, whichever best serves the City of Columbiana, based on the value of the listed property.

THEREUPON Council member Mayfield moved and Council member Moore seconded the motion that said resolution be given vote, and said resolution passed by vote of all members of the Council present, and the Mayor declared the same passed.

Adopted and approved this 18th day of March, 2014.

Stancil Handley, Mayor

ATTEST:

J. Mark Frey, City Clerk

Mayor Handley presented to the Council (First Reading) an Ordinance:

ORDINANCE # 03-14-03

**AN ORDINANCE AMENDING ORDINANCE NO. 358 TO FURTHER REGULATE
THE DISCHARGE OF CERTAIN SUBSTANCES INTO THE SANITARY SEWER
SYSTEM OF THE CITY OF COLUMBIANA**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLUMBIANA,
ALABAMA, AS FOLLOWS:**

Section 1. Article V, Section 2 of Ord. No. 358 is hereby amended to read as follows:

“SECTION 2. INSPECTION

No sewerage facility, other than building service sewers, shall be constructed in the City except by the City or by others in accordance with the plans and specifications approved by the City. All sewerage facilities, including building service sewers, are subject to inspection during construction or repair by consulting engineers and employees of the City. If installation or repair is within a public easement, street or road right-of-way, a qualified City employee will remain on site until installation or repair is completed and the easement, street or road is re-opened. No sanitary sewer shall be considered to be a part of the public sewerage system of the City unless the City duly adopts a resolution of completion and acceptance thereof.”

Section 2. Article V, Section 4 of Ord. No. 358 is hereby amended to read as follows:

“SECTION 4. CONNECTION AND REPAIR COSTS

All costs and expense incidental to the installation, connection and repair of building service sewers shall be borne by the owner. The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation, connection or repair of a building service sewer.”

Section 3. Article V, Section 6 of Ord. No. 358 is hereby amended to read as follows:

“SECTION 6. SPECIFICATIONS

The size, slope, alignment, and materials of construction or repair of a building service sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the City. If the installation, connection or repair is within a public easement, street or road right-of-way, the excavation shall be backfilled with #57 stone and compacted to 95% Proctor in one foot increments; the last foot of stone shall be Dense Graded Base compacted to 95% Proctor with an asphalt patch 4" thick placed over the repaired area of any paved

easement, street or road. The City may authorize changes to these requirements as appropriate to the circumstances.

Section 4. Article VI, Section 4, subsections (c), (j), (l), and (m) of Ord. No. 358 are hereby amended to read as follows:

“(c) Any wastewater having a pH less than 6.0 or greater than 9.0 (unless the POTW is specifically designed to accommodate such wastewater), or wastewater having any other corrosive property capable of causing damage or hazard to structures, equipment, and/or personnel of the POTW.”

“(j) Any unpolluted water including, but not limited to, water from cooling systems or of storm water and/or ground water origin entering the wastewater collection system through improperly installed or maintained lateral sewers, building service sewers and/or house connections, which will increase the hydraulic load on the treatment system.”

“(l) Any slug or any pollutants, including oxygen demanding pollutants (BOD, etc.) released at a flow rate and/or pollutant concentration which a user knows or has reason to know will cause interference to the POTW. In no case shall a sludge load have a flow rate or contain concentration or qualities of pollutants that exceed for any time period longer than fifteen minutes, more than five times the average 24-hour concentration, quantities, or flow during normal operation.”

“(m) Any wastewater containing any radioactive wastes or isotopes of such half-life or concentration that they do not comply with regulations or orders issued by appropriate authority or agency having control over their use and which may cause damage or hazards to the POTW or the POTW’s personnel.”

Section 5. The following is added as Article VI, Section 5 of Ord. No. 358:

“SECTION 5. LIMITED DISCHARGES

“No user shall contribute to the POTW, or cause to be contributed to the POTW, directly or indirectly, any of the following described substances, materials, waters, or wastes, if in the opinion of the City and/or Approval Authority such wastes are likely to interfere with the wastewater treatment plant processes, harm the public wastewater treatment plant processes, harm the public wastewater collection system or equipment, have an adverse effect on the receiving stream, or are likely to otherwise endanger life, health or property, or constitute a public nuisance. The City and/or Approval Authority will formulate an opinion as to the acceptability of these wastes based upon consideration of such factors as: quantities of subject wastes in relation to flows and velocities in the wastewater collection system, materials of which the collection system is constructed, nature of the wastewater treatment process, capacity of the POTW, degree of treatability of wastes in the wastewater treatment plant, and other factors which are pertinent in the opinion of the City and/or Approval Authority. The limited discharges are as described hereinbelow:

A. Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of 100 mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two degrees Fahrenheit (32°F) or zero degrees Celsius (0°C) and one hundred four degrees Fahrenheit (104°) or forty degrees Celsius (40°C).

B. Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourths (3/4) horse power (0.76 hp metric) or greater shall be subject to the review and approval of the City.

C. Any water or waste containing in excess of the limits established below:

	30-Day Average Concentration, mg/l	Daily Maximum Concentration, mg/l
Aluminum	25.0	50.0
Arsenic	0.1	0.5
Cadmium	0.1	0.2
Cobalt	0.8	1.6
Copper	1.0	2.0
Chromium (Hexavalent)	0.1	0.2
Chromium (Total)	2.5	5.0
Cyanide	0.5	1.0
Iron	10.0	20.0
Lead	0.1	0.2
Mercury	0.01	0.1
Nickel	0.5	1.0
Silver	0.25	0.5
Tin	5.0	10.0
Zinc	1.8	3.6
Total Metals (except Aluminum & Iron)	5.0	10.5

D. Any water or wastes that contain phenolic, or phenolic compounds, in excess of 0.1 parts per million by weight, wastewater from which sulfides in excess of 0.1 mg/l are discharged into the atmosphere, or other taste or odor producing substances in such concentrations exceeding limits established by the City.

E. Wastewater containing unusual concentrations of BOD which are defined as concentrations exceeding 250 ppm, chlorine demand exceeding 9.0 ppm or total phosphorus concentrations exceeding 20 ppm (as P).

F. Wastewater containing unusual concentrations of inorganic suspended solids which are defined as concentrations exceeding 250 ppm or dissolved solids such as, but not limited to, chloride in concentrations greater than 10,000 ppm or sulfate in concentrations greater than 500 ppm.

G. Wastewater containing substances which are not amenable to treatment by the wastewater treatment processes employed, or are amenable to treatment only to such

degree that the wastewater treatment plant effluent cannot meet the requirements of State, Federal or other agencies having jurisdiction over discharge into the receiving waters.

H. Any wastewater which by interaction with other waters or wastes in the POTW release odors, form suspended solids which interfere with the collection system, or create a condition deleterious to the POTW.

In cases where the effluent characteristics of a user's discharge exceed the limited discharge requirements described above, the acceptability of such wastewater to the POTW will be left to the judgment of the City and the Approval Authority. If in the judgment of the City and the Approval Authority the admission of such wastewater will not interfere with the proper operation of the City's POTW and does not violate state or federal requirements, a permit to discharge said wastewater may be granted. However, the City may require the user to pay costs for both capital and operating and maintenance expenses to cover the cost of treatment for wastewater which exceeds the limited discharge requirements described above."

Section 6. Article VI, Section 6 of Ord. No. 358 is hereby amended to read as follows:

"SECTION 6. FEDERAL AND STATE REQUIREMENTS

Upon the promulgation of the Federal Categorical Pretreatment Standards for a particular industrial subcategory, the Federal Standard, if more stringent than limitations imposed under this Ordinance for sources in that subcategory, shall immediately supersede the limitations imposed under this Ordinance. The City and/or Approval Authority shall notify all affected users of the applicable reporting requirements under 40 CFR, Section 403.12. State requirements or limitations on discharges shall apply in any case where they are more stringent than Federal requirements and limitations or applicable requirements and limitations in this ordinance. When the City's POTW achieves consistent removal of pollutants limited by Federal Pretreatment Standards, the City may apply to the Approval Authority for modifications of specific limits in the Federal Pretreatment Standards if the requirements contained in 40 CFR, Part 403, Section 403.7 are fulfilled and prior approval from the Approval Authority is obtained."

Section 7. The following is added as Article VI, Section 13 of Ord. No. 358:

"SECTION 13. FOOD SERVICE ESTABLISHMENTS

This section is intended to aid in the prevention of sanitary sewer blockages and obstructions caused by the introduction, discharge and contribution of fats, oils, greases, grease complexes, scum, sludge and other organic polar compounds into the City's wastewater collection system or treatment works by commercial, industrial, institutional and all other nonresidential activities. The requirements of this section are in addition to all other applicable requirements of this ordinance. Requirements and limitations in other sections of this ordinance shall apply in any case where they are more stringent than the

requirements of this section.

(a) - Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

“Commercial establishment” and “industrial establishment” mean any user that has the potential to use, contribute to or otherwise impact the City’s wastewater collection system or POTW. The terms “commercial establishment” and “industrial establishment” include, but are not limited to, maintenance facilities, repair facilities and equipment cleaning facilities.

“Fat, oil and grease (FOG)” means all greases, grease complexes, fats, oils, scum, sludges and all other organic polar compounds derived from animal or plant sources that contain multiple carbon chain triglyceride molecules. Such substances are detectable and measurable using analytical procedures established in 40 CFR 136.

“FOG interceptor” means a device for separating and retaining waterborne greases before the wastewater which contains such grease exits the grease trap or interceptor into the City’s wastewater collection system or POTW. The grease trap or interceptor also collects settleable solids generated by or incidental to food preparation activities.

“Food service establishment (FSE)” includes any person or business engaged in the activities of cooking, preparing, serving or otherwise making available for human consumption any form of foodstuff, and which uses one or more of the following cooking or preparation methods in connection with such activities: cooking or preparation by frying (all methods), baking (all methods), grilling, sautéing, rotisserie cooking, broiling (all methods), boiling, blanching, roasting, toasting, poaching, or any type of cooking or preparation that produces a hot nonpotable product in or on a receptacle that requires washing, rinsing or other form of cleaning. The term “food service establishment” includes, but is not limited to, restaurants, cafeterias, extended care facilities, school cafeterias (public and private), catering services and facilities where meals for more than ten persons are prepared, served or otherwise made available for human consumption.”

(b) General Requirements.

1. All food service establishments that generate fats, oils, and greases must install and maintain a grease trap or FOG interceptor as a grease control device. The maintenance costs related to a manhole overflow, stoppage or back-up caused by excessive FOG accumulation in the City wastewater collection system are the responsibility of the FSE. The clean-up cost of a sanitary sewer overflow that is caused by excessive FOG from an FSE is the responsibility of the FSE. When excess grease is discovered in a grease trap, the FSE must clear the building service sewer to the sewer main in the presence of the City Sewer Department personnel.

2. All FSEs must regularly inspect and maintain grease control devices using standard operating procedures established by the City and must maintain records of all cleaning and maintenance. These records must include:

Date & Time of monthly inspection including depth of grease.

The date and time of service.

The name and signature of the FSE representative who performed or witnessed the service.

The contract company that performed the service (if applicable).

The gallons of waste removed.

A copy of the service records or manifest from the contract company (if applicable).

(c) Right of Entry and Inspections. Authorized representatives of the City's Sewer Department have the right to enter the FSE to determine whether the establishment is in compliance with all of the requirements and policies. Entry will be during normal operating hours and for the purpose of inspection and evaluation of the FSE's grease control program. It shall be unlawful for the operator of an FSE to refuse to allow inspectors to enter its premises during reasonable hours to determine whether the operator is complying with all of the requirements of this section. The operator shall allow the inspector access to all parts of the premises for purposes of inspection, sampling, records examination and copying, and the performance of additional duties reasonably required to enforce this section.

(d) Best Management Practices. To ensure that a FOG interceptor remains in good working condition there are several best management practices that should be followed to reduce maintenance cost and penalties. As a minimum, the following procedures shall be implemented by the user:

1. Prevent the introduction of substances such as chemical solvents, acids, or bleach in drains. Chemicals can corrode system pipes and destroy beneficial bacteria.

2. Prevent the utilization of disposal for food waste that is high in fat content. These products can be disposed of in approved garbage bins.

3. It is expressly prohibited to pave over or landscape over FOG interceptors. The interceptor must be accessible to the City at all times.

Section 8. All other Ordinances or parts of Ordinances contrary to the provisions of this Ordinance are hereby specifically repealed.

Section 9. The provisions of this Ordinance are severable, and if any part of this Ordinance is declared invalid or unconstitutional, that declaration shall not affect the remainder of this Ordinance, which shall remain in full force and effect.

Section 10. This Ordinance shall become effective upon its passage and publication or posting as required by law.

ADOPTED AND APPROVED THIS ____ DAY OF _____, 2014.

MAYORS REPORT

Mayor Handley read a letter of thanks from Kirk Mancer with the Greater Shelby County Chamber of Commerce showing the Chambers appreciation for Columbiana continuing support of the Chamber moving Shelby County forward.

The Mayor also reported that the Boy Scout Project out in front of City Hall is looking great and coming together nicely. He encouraged everyone to submit potential names for renaming the Old Summer Classics property. The County removed 216 loads of concrete and debris out of the old site in preparation for the grading and drainage work that the City will be paying Mitchell's Contracting to do. The Mayor expressed sincere thanks to the County's partnership with the City on this project.

Mayor Handley reported that last Saturday was the orientation class for the Red Cross disaster preparedness program here at the City. Approximately 20 people attended the first one hour orientation and the Mayor encouraged all the department heads and Council to attend and support the Red Cross in their efforts here in the City.

ANNOUNCEMENTS

The City has partnered with the State to offer walking tours here for the month of April. This is a fun opportunity to invite people into town and learn about the history of Columbiana. Tours will be led by several couples including: Mayor Stancil and Ann Handley, Mike and Nina Atchison, Butch and Dianne Ellis and Tom and Brenda Seale.

Marketing Director Helen Dean added that the next Red Cross training will be held on April 12th from 9-3 at the First Baptist Church.

There being no further business, Council member Whiting moved that the meeting be adjourned, Council member Moore seconded and the motion passed by vote of all members of the Council present. Mayor Handley declared the meeting adjourned at 7:45p.m.

J. Mark Frey, City Clerk

Stancil Handley, Mayor