

**REGULAR COUNCIL MEETING
CITY OF COLUMBIANA, ALABAMA
April 19, 2016**

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 April 19, 2016. Mayor Handley called the meeting to order and asked City Clerk Mark Frey to call roll after the invocation and pledge.

Present: Council member Leslie Whiting Council member Barbara Moore
 Council member Ricky Ruston Council member Kim King
 Council member Ouida Mayfield Mayor Stancil Handley

Absent: None.

The Mayor declared a quorum was present.

CONSENT AGENDA

- A. Approval of Minutes 04-05-2016 Regular Meeting.
- B. Approval of Minutes 04-12-2016 Council Work Session.
- C. City of Columbiana Streets Employee, Brandon White being assigned as Crew Chief moving from Pay Grade IV Step 6 to Pay Grade VII Step 2 to be effective on next pay cycle.
- D. Approval of Merit Increase City of Columbiana Streets Employee, Lawrence Perryman moving from Pay Grade VII Step 1 to Pay Grade VII Step 5 to be effective on next pay cycle.
- E. Approval of Merit Increase City of Columbiana Sanitation Employee, Gary Perryman moving from Pay Grade VII Step 1 to Pay Grade VII Step 5.

Council member Ruston made a motion to accept the Consent Agenda which was seconded by Council member Mayfield. The council voted and the consent agenda passed unanimously.

Mayor Handley asked the Council to reverse items 5 and 6 on the agenda which was unanimously passed by all Council members present.

GUEST – DENNIS SWEENEY WITH INNOVIS LIGHTING, INC.

Mayor Handley welcomed Dennis Sweeney and asked him to address the Council. Mr. Sweeney explained that he worked for a LED lighting wholesaler and he presented the Council with documentation and a proposal to replace the existing light bulbs in our decorative street lights on Main Street. The cost savings is substantial and there is a 6 month ROI along with a 10 year unconditional warrantee on the bulbs. These LED bulbs have an expected 100,000 hour life span and are maintenance free without ballast. The Council will look at an example of the light that has been installed in front of the pocket park next to the SCAC and get back with Mr. Sweeney.

CDBG PUBLIC HEARING

Council member Kim King made a motion to suspend the regular meeting in order to have a public hearing which was seconded by Council member Ruston. The Mayor asked for City Clerk Mark Frey to have a roll call vote. The results were unanimous to suspend the regular meeting.

GUEST – KEVIN KESSLER WITH COMMUNITY CONSULTANTS, INC.

Kevin explained that he was here to direct a public hearing and answer questions about the upcoming CDBG sewer project that is being proposed. Kevin gave a summary of what areas of the city's aging sewer system may be eligible for this type of funding. There are not very many programs that a City our size would qualify for and we will only be eligible for one at a time until the other is closed out. The deadline is July 1st. Each application will be scored and awarded in October or the beginning of November.

There was no one in attendance who wished to speak for or against this project. The Council agreed unanimously to move forward with this project with the understanding that this project will cost approximately \$500,000 and the City match will be approximately \$75,000. The resident in the affected area will be asked for any known sewer issues and this information will be taken into consideration as needs are assessed. Kevin stated that they will be going door to door and ask residents to fill out a qualification form. This will be done sometime in May.

Council member Kim King made a motion to resume the regular meeting which was seconded by Council member Whiting. The Mayor asked for City Clerk Mark Frey to have a roll call vote. The results were unanimous to resume the regular Council meeting.

DISCUSSION ABOUT RTP GRANTS AND COLLABORATION WITH SHELBY IRON WORKS PARK AND BOTH CHAMBERS OF COMMERCE

Mayor Handley asked to move item 12 up on the agenda because of time constraints and having Kevin available to answer questions about the RTP grant program. The Council gave unanimous consent to move item 12 up in the agenda.

Mayor Handley discussed the proposed Hoodlum "Rascal" Railway that will connect Columbiana and the Shelby Iron Works Park. The City and County are working with the gas company to obtain an easement in order to build this trail. The Mayor has spoken with the Shelby Iron Works Park, South Shelby Chamber and Greater Shelby Chamber who also can collaborate with our City on this project by applying for RTP funding.

If the City is unable to obtain the easement from the gas company – the trail project will be dead. After speaking with all of the entities involved, everyone wants to move this forward and apply. The Council discussed at length this project and decided to consider the resolution tonight. The City will be funding the matching funds for each entity, which totals \$100,000 in match. Much of this will be in-kind work, however any match that isn't covered by the in-kind work will be paid for by the City of Columbiana.

Council member Mayfield introduced:

RESOLUTION 04-16-10

AUTHORIZING THE MAYOR TO SIGN FOR CITY TO PROVIDE MATCHING FUNDS FOR RTP GRANTS FOR CITY OF COLUMBIANA, SHELBY IRON WORKS PARK, SOUTH SHELBY CHAMBER AND GREATER SHELBY CHAMBER

WHEREAS, the City of Columbiana, Shelby County Iron Works Park, South Shelby Chamber of Commerce, and the Greater Shelby County Chamber of Commerce have made it known their intention to apply to the State of Alabama for Recreational Trails Program (RTP) funds to construct a multi-purpose trail; and

WHEREAS, said programs are limited to funding a maximum of eighty percent (80%) of each applicant’s project cost up to \$100,000 which will be used to construct portions of the multi-purpose trail.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the City of Columbiana commits to providing all matching funds for the proposed projects in support of the Shelby County Iron Works Park, South Shelby Chamber of Commerce, and the Greater Shelby County Chamber of Commerce FY 2016 RTP grant applications;

THEREUPON Council member Mayfield moved and Council member King seconded the motion that said resolution be given vote, and said resolution passed by a roll call vote. The results of the vote were as follows:

	Yea	Nay		Yea	Nay
Council member Whiting	<u>X</u>	___	Council member Moore	<u>X</u>	___
Council member Ruston	<u>X</u>	___	Council member King	<u>X</u>	___
Council member Mayfield	<u>X</u>	___	Mayor Handley	<u>X</u>	___

ADOPTED AND APPROVED by the City of Columbiana, on this the 19th day of April 2016.

DEPARTMENT HEAD REPORTS

- **Library** - Tom Rary reported that the Friends of the Library met today about funding for the Library. Next Tuesday will be the Senior Center cooperative event showing the movie *Revenant*. *Revenant* will be shown on the 28th at 5:30 and pizza will be served. On April 30th there is a Spring Planting Event at the Library and next month’s movie will be *Risen*. Check the library calendar for all of the weekly events.

Tom also reported that the Friends plan on paying for a new awning for the side entrance at the Library.

- **Police Department** – Chief Vick reported that everything is going good. He is hiring a new part time officer named Clay Morgan who has 10 years of experience. There have been a rash of vehicle thefts around town and they have warrants for 2 individuals. One is currently in custody and the Chief expects to have the other suspect in custody shortly. All of these vehicles involved in these thefts were unlocked and Chief Vick reminded everyone to keep their vehicles locked at all times. His Department had also recovered a utility trailer that had been stolen.
- **Streets and Maintenance** – Allen Reynolds reported that his department is wide open with grass cutting and picking up garbage. Allen noted that currently his department is fully staffed.
- **Environmental Services** – Chris Lee reported that the Environmental Services Department is busy with smoke testing and camera work. Dale has hired Alan Keef to fill the position vacated when Skylar Martin transferred to the Street Department. They have also hired Hugh Shaw as a temporary worker to help with grass cutting and general maintenance. Chris stated that he, Dale and Alan were working on all of the other projects around town and the temporary help will help alleviate some of the general upkeep and maintenance at the plant.

Monday morning at 8:10AM there was a high voltage line that blew up out on the highway. The generator that runs the plant came on but was not putting out voltage. Thankfully they had a dry pump rented for a previous rain event and they were able to keep the water level down and not have an overflow. The power was restored and generator was repaired by 1:30 that day.

- **Administration** – City Clerk Mark Frey reported that he had provided all of the Department Heads an updated budget report. He has been working on the Main Street project providing data and maps as well as researching dozens of questions for the application.

The Liquor Tax Ordinance that was passed during the last Council meeting was not written properly. This ordinance will be repealed and the corrected ordinance will be placed on the next agenda. Mark stated that his department is very busy.

- **Fire Department** – Not in attendance.

Marketing

Mayor Handley asked Elizabeth Smith to give a Marketing update. Elizabeth expressed her appreciation for all of the Department Heads with the elementary student’s tour of the City. She has been working diligently on the Main Street project as well as Liberty Day. The Mayor thanked Elizabeth all that she is doing for the City. He is receiving many calls and comments of appreciation for the job that she is doing for the City.

EXECUTIVE SESSION – CONSIDERING A PERSONNEL MATTER

Council member King made a motion to enter an executive session in order to consider a personnel matter which was seconded by Council member Moore. Mayor Handley called for a roll call vote and the results follow:

	Yea	Nay		Yea	Nay
Council member Whiting	<u>X</u>	___	Council member Moore	<u>X</u>	___
Council member Ruston	<u>X</u>	___	Council member King	<u>X</u>	___
Council member Mayfield	<u>X</u>	___	Mayor Handley	<u>X</u>	___

The Council adjourned into the conference room for approximately 5 minutes. Following the executive session, Council member King made a motion to resume the regularly scheduled Council meeting which was seconded by Council member Whiting. The council voted unanimously to resume the meeting.

Mayor Handley stated that the Council discussed actions of the employee as noted in a memo that is included in the minutes.

Memorandum

TO: Thomas Corey Pesnell
FROM: City of Columbiana Policy Committee
DATE: March 17, 2016
RE: Repeated violations of City of Columbiana Policy

The Policy Committee met on March 15, 2016 in order to discuss your policy violations and the subsequent Warning Records detailed in your personnel file. Infraction dates included in the investigation:

DATE	VIOLATION (redacted and on file)
03-25-13	*****
03-21-14	*****
08-28-15	*****
03-15-16	*****

Following discussion of the violations and your apparent unwillingness to follow policy, the Policy Committee feels that these are substantial violations and warrant action by the Council.

The Council voted unanimously to dismiss said employee effective immediately.

Council member Mayfield introduced:

ORDINANCE 04-16-07

WHEREAS, J W Suttle and John Suttle have filed a petition with the City of Columbiana, Alabama, as required by §§ 11-42-20 and 11-42-21, Code of Alabama 1975, as amended, petitioning and requesting that the property hereinafter described be annexed to the municipality of the City of Columbiana, Alabama, which petition contained an accurate description of the property proposed to be annexed together with a map of the said property showing its relationship to the corporate limits of the City of Columbiana, Alabama, and the signatures of all of the owners of the property described were signed thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF COLUMBIANA, ALABAMA, AS FOLLOWS:

1. That the City of Columbiana, Alabama, does adopt this Ordinance assenting to the annexation of the following described property to the municipality of the City of Columbiana:

See attached Exhibits A1, A2, A3, B and C.

2. That the corporate limits of the City of Columbiana, Alabama, be extended and rearranged so as to embrace and include such property, and such property shall become a part of the corporate area of such municipality upon the date of publication or posting of this Ordinance, as provided for in the Code of Alabama as cited above.

3. That the City Clerk be and he is hereby authorized and directed to file a copy of this Ordinance, including an accurate description of the property being annexed, together with a map of the said property showing its relationship to the corporate limits of the City of Columbiana, Alabama, to which said property is being annexed, in the office of the Judge of Probate of Shelby County, Alabama.

4. That the Zoning Map of the City of Columbiana, Alabama, and any other official maps or surveys of the City shall be amended to reflect the annexation of the above-described property, and that a copy of this Ordinance be transmitted to the City Planning Commission.

Council member Whiting introduced:

RESOLUTION 04-16-08

AUTHORIZING THE MAYOR TO APPLY FOR RPT FUND GRANT

WHEREAS, the City of Columbiana intends to apply to the State of Alabama for Recreational Trails Program Funds to construct a multipurpose trail; and

WHEREAS, said programs are limited to funding a maximum of eighty percent (80%) of the proposed project cost up to a maximum grant amount of \$100,000 to construct the trail.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the City of Columbiana will commit all matching funds for the proposed Recreational Trails Fund Project, and

BE IT FURTHER RESOLVED, that in the event the grant is awarded; the City understands that it will sign assurances complying with all applicable Federal and State laws, rules and regulations.

THEREUPON Council member King moved and Council member Ruston seconded the motion that said resolution be given vote, and said resolution passed by roll call vote. The results of the vote were:

	Yea	Nay		Yea	Nay
Leslie Whiting	<u> X </u>	_____	Barbara Moore	<u> X </u>	_____
Ricky Ruston	<u> X </u>	_____	Kim King	<u> X </u>	_____
Ouida Mayfield	<u> X </u>	_____	Stancil Handley	<u> X </u>	_____

ADOPTED AND APPROVED by the City of Columbiana, on this the 19th day of April 2016.

Council member Ruston introduced:

RESOLUTION 04-16-09

AUTHORIZING MAYOR TO SIGN CONTRACT FOR EMPLOYEE FUNDING

WHEREAS, the Mayor and Council for the City of Columbiana recognize the value of the City’s partnership with the Shelby County Arts Council; and

WHEREAS, Bruce Andrews, as the Executive Director of the Shelby County Arts Council is recognized as providing his event planning services and numerous artistic skills to the City of Columbiana and citizens thereof; and

WHEREAS this agreement shall be written in such manner as to provide 100% of the funding required to cover all cost associated with the employment of Bruce for the duration of his time with the City of Columbiana, so

THEREFORE, BE IT RESOLVED by the City Council; the Mayor is authorized to sign any and all documents required to enter a contract with the Shelby County Arts Council for the partnership with the Arts Council as relates to the employment of Bruce Andrews. Said agreement shall begin the day the contract is signed and end in the event this partnership is defunded or may be canceled by either party with a 30 day written notice.

Council member King moved and Council member Whiting seconded the motion that said resolution be given vote, and said resolution passed by roll call vote of all members of the Council present, and the Mayor declared the same passed.

	Yea	Nay		Yea	Nay
Council member Whiting	<u>X</u>	___	Council member Moore	<u>X</u>	___
Council member Ruston	<u>X</u>	___	Council member King	<u>X</u>	___
Council member Mayfield	<u>X</u>	___	Mayor Handley	<u>X</u>	___

Adopted this 19th day of April, 2016.

PARK AND REC BOARD UPDATE

Council member Ruston reported that the new Park and Rec Board had their first meeting and he would get the updated members’ information to the City Clerk to update the website.

MAYORS REPORT

- The Mayor reported that we are still working with State agencies for grant opportunities.

ANNOUNCEMENTS

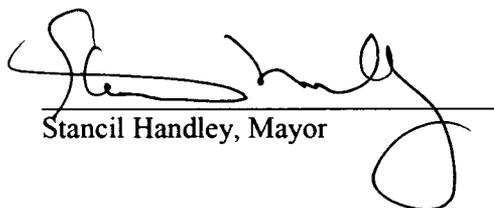
- None.

PUBLIC COMMENT

- Chief Vick asked what happened with the hot dog cart. Mayor Handley reported that they decided that there were so many requirements from the regulating agencies that he decided that he would not continue.
- Bruce Andrews thanked the Mayor and Council for their partnership and bringing him on board as an employee for the City.
- Council member Mayfield and Mayor Handley recognized Roger and Phyllis Porter and thanked them for coming to the meeting. Mr. Porter stated that this was his first time to attend a Columbiana Council meeting and it was very informative. He also said that he was having a zoning issue, but Elizabeth was able to answer his question. Mayor Handley welcomed the Porters and encouraged them to come back and be a part of future meetings. They live on Dogwood Drive just off of Mooney Road and have just moved to the City recently.

There being no further business, Council member King moved that the meeting be adjourned which was seconded by Council member Whiting. The motion passed by vote of all members of the Council present. Mayor Handley declared the meeting adjourned at 7:56 p.m.


J. Mark Frey, City Clerk


Stencil Handley, Mayor

