

**REGULAR COUNCIL MEETING
CITY OF COLUMBIANA, ALABAMA
June 6, 2017**

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 June 6, 2017. Mayor Stancil 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 Kim King Council member Ouida Mayfield
 Mayor Stancil Handley

Absent: Council member Ricky Ruston
 The Mayor declared a quorum was present.

CONSENT AGENDA

- A. Approval of Minutes 05-16-2017 Regular Meeting.
- B. Authorization to refund the rental fee for Shelby County High School's Event held at the Rec Building 05-15-2017.
- C. Approval for City Clerk Mark Frey to use the credit card for meals and accommodations for the IIMC Summer Conference in Auburn. June 13-16 not to exceed \$600.
- D. Approval of 1 step increase for Officer Clay Morgan for the completion of his probationary period moving from Pay Grade X Step 4 to Pay Grade X Step 5.

Council member Whiting made a motion to accept the Consent agenda as written which was seconded by Council member King and unanimously passed by a vote of all members present.

Council member Mayfield made a motion to suspend the regular Council meeting in order to have a public hearing which was seconded by Council member Whiting. The Council voted unanimously to suspend the meeting.

Council member Whiting made a motion to call the public hearing to order regarding the Stewart Abatement on Hwy 47 North which was seconded by Council member King and followed by a unanimous vote to hold the public hearing.

Stewart Abatement Hearing – 460 Chelsea Road (Hwy 47 N)

Kelly Fox addressed the Council and explained that following the filing of the Les Pendants, additional interested parties were identified. She also noted that the property was vested in the name of Agnes Stewart who has been deceased for 25 years. The property owner's family expressed a desire to carry out the demo themselves. Council member Mayfield made a motion to continue this hearing until July 11th in order to allow the family to make arrangements to demolish the house and avoid any additional cost to the City.

Mayor Handley declared that this public hearing was adjourned.

Council member King made a motion to call the next public hearing to order regarding the Buie Abatement on Hwy 47 South which was seconded by Council member Mayfield and followed by a unanimous vote of all the Council present to hold the public hearing.

Buie Abatement Hearing – 776 Hwy 47 South

There was brief discussion by the Council about some progress that has been made in disassembling the mobile home on the Buie property. Someone has been disassembling the mobile home as recently as today, but the frame and interior walls are now visible and open to the elements.

Council member Whiting moved to close the public hearing which was seconded by Council member Mayfield. Mayor Handley declared the hearing adjourned following a unanimous vote of all of the Council present. Mayor Handley declared the regular Council meeting was called back to order.

Council member Mayfield introduced the following Resolution:

RESOLUTION NO. 06-17-04

A RESOLUTION ORDERING THE DEMOLITION OF A BUILDING OR STRUCTURE LOCATED AT 776 HIGHWAY 47 SOUTH, COLUMBIANA, ALABAMA, PARCEL ID# 21-7-36-0-000-003.000, IN COMPLIANCE WITH SECTIONS 11-40-30 THROUGH 11-40-36, SECTIONS 11-53B-1 THROUGH 11-53B-16, INCLUSIVE, OF THE CODE OF ALABAMA, AND IN COMPLIANCE WITH ORDINANCE NUMBER 05-14-06 OF COLUMBIANA, ALABAMA; AND CALLING FOR THE CITY TO CAUSE SAID DEMOLITION TO BE PERFORMED AND DIRECTING THE CITY ATTORNEY AND THE CITY CLERK TO CAUSE THE COST OF SUCH DEMOLITION TO BE CHARGED AGAINST THE LAND ON WHICH THE BUILDING OR STRUCTURE EXISTS AS A MUNICIPAL LIEN OR CAUSE SUCH COST TO BE RECOVERED IN A SUIT AT LAW AGAINST THE OWNER OR OWNERS

WHEREAS, the Appropriate Municipal Official of Columbiana, Alabama, determined that the condition of the building or structure located at 776 Hwy. 47 South, Columbiana, AL 35051, Parcel I.D. Number 21 7 36 0 000 003.000 is in such a condition as to make it dangerous to the life, health, property, morals, safety, or general welfare of the public or the occupants.

WHEREAS, contemporaneously with the filing of “Finding of Public Nuisance, Notice and Order to Remedy and Notice of Lis Pendens” on April 17, 2017, a copy of same was sent via certified mail, properly addressed and postage prepaid, to:

A. All person or persons, firm, association, or corporation last assessing the subject property for state taxes to the address on file in the Shelby County Revenue Commissioner's Office,

B. The record property owner or owners (including any owner or owners of an interest in the subject property) as shown from a search of records of the office the Judge of

Probate of Shelby County, Alabama, at the owner or owners' last known address and at the address of the subject property,

C. All mortgagees of record as shown from a search of the records of the office of the Judge of Probate of Shelby County, Alabama, to the address set forth in the mortgage or, if no address for the mortgagee is set forth in the mortgage, to the address determined to be the correct address by the Appropriate Municipal Official,

D. All lien holders of record as shown from a search of the records of the office of the Judge of Probate of Shelby County, Alabama to the address set forth in the statement of lien or, if no address for the lien holder is set forth in the statement of lien, to the address determined to be the correct address by the Appropriate Municipal Official,

E. Such other persons who are otherwise known to the City Clerk or to the Appropriate Municipal Official who could have an interest in the subject property.

WHEREAS, contemporaneously with the filing of the "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of Lis Pendens", a copy of the same was posted at or within three feet of an entrance to the building on the subject property and posted in three public places located within the City: Columbiana City Hall, Columbiana Public Library, and Columbiana Water Works.

WHEREAS, notice that the Appropriate Municipal Official has made a finding that the subject property is a dangerous building because it is unsafe to the extent that it is a public nuisance and is subject to demolition and that a public hearing would be held on a certain date was also given to all interested parties and to the public at large by publication in the Shelby County Reporter.

BE IT RESOLVED by the City Council of Columbiana, Alabama while in regular session on the 6th day of June, 2017, at 6:00 p.m. as follows:

Section 1. A Public Hearing was held on the 6th day of June, 2017, at 6:00 p.m. and after due deliberation the Council of the City finds that the structure standing at 776 Hwy. 47 South, Columbiana, AL 35051, Parcel ID# 21 7 36 0 000 003.000 is unsafe to the extent of becoming a public nuisance to the citizens of the City and is due to be demolished in compliance with Sections 11-40-30 through 11-40-36 and Sections 11-53B-1 through 11-53B-16, inclusive, of the Code of Alabama (1975), and Ordinance Number 05-14-06 of the City;

Section 2. That the City shall cause said demolition to be performed by its own employees and/or by contractor(s); and

Section 3. That the City Attorney and the City Clerk are hereby directed to cause the cost of such demolition to be charged against the land on which the building or structure is located and shall constitute a lien on the property for the amount of the assessment or cause such cost to be recovered in a suit at law against the owner or owners.

Council member Mayfield made a motion to adopt Resolution 06-17-04 which was seconded by Council member King. The Council voted unanimously to pass the ordinance but administratively postpone the action until July 11th in order to allow the property owner time to complete the demolition and remove the mobile home. Mrs. Fox will notify Mrs. Buie of the Council's actions.

ADOPTED this the 6th day of June, 2017.

Mayor Handley read the following proclamation:

PROCLAMATION
WORLD ELDER ABUSE AWARENESS DAY
June 15, 2017

WHEREAS: Elders and Senior Adults deserve to be treated with respect and dignity to enable them to serve as leaders, mentors, volunteers and important/active members of their community; and

WHEREAS: In 2006, the International Network for the Prevention of Elder Abuse, in support of the United Nations International Plan of Action, proclaimed a day to recognize the significance of elder abuse as a public health and human rights issue; and

WHEREAS: 2017 marks the 12th Annual World Elder Abuse Awareness Day. Its recognition will promote a better understanding of abuse and neglect of older adults; and

WHEREAS: Mayor Stancil Handley and the City of Columbiana recognize the importance of taking action to create social change to prevent and raise awareness of elder abuse; and

WHEREAS: The City of Columbiana's population is growing at a rapid pace with an estimated one thousand elders reaching 65 or older by 2050; and

WHEREAS: Ageism is a major cause of elder abuse in the United States; and

WHEREAS: Preventing abuse of elders will help improve their quality of life and allow elders to continue to live as independently as possible and contribute to the life and vibrancy of Columbiana; and

WHEREAS: Where there is respect there can be no abuse; therefore, residents of Columbiana are urged to restore respect and dignity by honoring elders and senior adults.

THEFORE; I, Stancil Handley, Mayor of Columbiana Alabama, do hereby proclaim June 15, 2017 as World Elder Abuse Awareness Day in the City of Columbiana and encourage all of our residents to recognize and celebrate seniors and their ongoing contributions to the success and vitality of Columbiana and Shelby County, Alabama.

Dated on this day of June 6, 2017 by: Mayor Stancil Handley

DEPARTMENT HEAD REPORTS

- **Administration** – City Clerk Mark Frey reported that he had met with Shelby County this week regarding the County’s concern over poor service being provided by Zito Communications. The County is making plans to terminate their franchise agreement with Zito and this could affect some cable customers in Columbiana. The City has its own franchise agreement, however some customers in our area may be affected.

Several family subdivision requests have come in to City Hall recently. Mark has received several applications for the Assistant City Clerk’s job. This position will replace the retiring Fran Sammons at the end of the year. Rivertree has performed 2 audits recently and they identified over \$5000 in taxes and license revenue that was due to the City.

- **Streets and Maintenance** – Allen Reynolds reported that he and his crew are preparing for the Liberty Day celebration by cutting grass and doing street maintenance. Large volumes of brush are being picked up due to recent storms. Garbage customers are being notified that Thursday will be a late pickup (after 2pm) due to the Senior Games bicycle races taking place in town.
- **Environmental Services** – Dale Lucas reported that the final laterals will be slip lined in the next couple of weeks. The contractor will also have a paving crew come in to repair Main Street within a week or two. There was a rebid opening for the Main Trunk Line Sewer Project and the Council will have a resolution to consider the award at the next Council meeting. Dale is still looking for a general laborer for the summer.
- **Library** – Library Director Tom Rary reported the many events being held at the Library including: Kids Free Movie and Pizza on Monday’s, Storytime with Mrs. Jennie on Tuesday’s, McWayne Science Center on Thursday’s, and Craft Day on Friday’s. Mayor Handley added that there was an issue with a library patron last week regarding the fact that he brought his children to the Thursday movie and it was a R rated movie. Tom stated that the library has put in place a policy to make sure all movies are advertised with the rating shown prominently on the advertisement. Tom also noted that the Monday movie is always family friendly and the Thursday movie may be rated PG, PG-13 or R. The Mayor thanked Tom for all of his work in developing the programs at the Library.
- **Police Department** – Chief Lamar Vick reported that his department had received a \$4,000 ADECA Grant to pay for overtime for his officers as they worked check points and other traffic duty. He said that the officers had issued 180 citations. Some were warnings and others were tickets including seatbelt tickets, speeding, driving without a license and others.

Chief Vick said that with the help of the Streets Department, they have been able to crack down on minor issues including a teen driver doing doughnuts on the concrete where the new basketball goals were just installed. “The Street guys are our eyes and ears.” Reported the Chief.

- **Fire Department** – Chief Johnny Howard Jr. reported that his department has responded to very few fire calls, but traffic accidents seem to be on the rise. Public assistance calls seem to be down right now, but this is subject to change. Mayor Handley and the Council thanked the Fire Department for their diligent care shown to all of the citizens of Columbiana.

Marketing Update – Elizabeth Smith

- The bicycle portion of the Senior Games are being held in Columbiana on the 8th and 9th. There are over 500 cyclists participating in the games and with their families and support staff, we are expecting over 2000 people from all over the Country. Additionally there are over 100 volunteers scheduled to work and assist with this large event.
- Liberty Day 2017 is coming up on June 23rd and 24th. This year will include a large car show that Mr. and Mrs. Porter helped to promote as well as the 1st annual Patriotic Dog Costume Contest sponsored by Dr. Thornburg and the Shelbiana Vet Clinic. There will also be a hotdog eating contest that is sponsored by The Great American Hotdog Cart.

Introduced by Council member Mayfield:

RESOLUTION 06-17-01
AUTHORIZING THE MAYOR TO SIGN A CONTRACT WITH ALABAMA
PYROTECHNICS GUILD, INC FOR LIBERTY DAY 2017

BE IT RESOLVED, by the City of Columbiana as follows:

1. That the City enters into a contract with Alabama Pyrotechnics Guild, Inc., to provide a fireworks display on Liberty Day, June 24, 2017, which contract is before this Council.
2. That the City will pay Alabama Pyrotechnics Guild, Inc. a deposit of \$3,500.00 after the execution of the contract and the balance of the contract, \$3,500.00 on the day of the display, in consideration for services provided according to the contract.
3. That the contract be executed in the name of the City, for and on behalf of the City by its Mayor.
4. That it be attested by the Clerk and the seal of the City affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the contract by all parties, that a copy of such agreement be kept on file by the City Clerk.

Council member Whiting moved and Council member King 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.

Council member King introduced:

RESOLUTION 06-17-02
AUTHORIZING THE MAYOR TO SIGN A CONTRACT WITH SOUTHEASTERN
ATTRACTIONS FOR LIBERTY DAY 2017

BE IT RESOLVED, by the City of Columbiana as follows:

1. That the City enters into a contract with Southeastern Attractions, to provide entertainment and event management for the City's Liberty Day Festival, June 23-24, 2017, which contract is before this Council.
2. That the City will pay Southeastern Attractions a deposit of \$9,315.16 after the execution of the contract and the remainder of \$9,315.17 paid before the event, as outlined in the 2017 contract, in consideration for services provided according to the contract.
3. That the contract be executed in the name of the City, for and on behalf of the City, by its Mayor.
4. That it be attested by the Clerk and the seal of the City affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the contract by all parties, that a copy of such agreement be kept on file by the City Clerk.

Council member Whiting moved and Council member King 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.

SR70 / CR26 Intersection Improvement

Mayor Handley reported that we have received a bill for our portion of the project cost and he and Mark Frey will be meeting with Randy Goggins in the morning to go over the funding for this project. The City Match portion of this project is over \$430,000.

Extending Trolley Drivers Hours / Additional Driver Needed

The Mayor explained that for approximately 3 months the City has been trying to find a driver for the afternoon Trolley route without any success. Bill, the morning driver, has agreed to drive an extra 2 hours per day, but working 10 hours or more per week will require participation in State Retirement. This additional retirement match cost will continue even if the employee is dropped back to less than 20 hours per week. Council member Whiting stated that he has a person who has expressed interest in driving. He will speak with him tomorrow and the Council will make a decision during the next Council meeting.

MAYOR'S REPORT

- Dollar General has blacked in their new building and that project is moving quickly.
- A Georgia homebuilder came into town and is interested in developing subdivisions here.
- The Mayor and Mark Frey are going to meet with the new ADECA Director in Montgomery on Monday.

ANNOUNCEMENTS

- June 10th is Columbiana Clean Up Day
- Music on Main continues this week with 2 Blu and the Lucky Stiffs
- Liberty Day is June 24th

PUBLIC COMMENT

- Mark Frey reported that he will be out of town for the work session and 2nd June Council meeting. Fran Sammons is scheduled to take minutes for the Council meeting and Mark will have someone cover the Work Session next Tuesday.

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 8:07 p.m.

J. Mark Frey, City Clerk

Stancil Handley, Mayor