

**REGULAR COUNCIL MEETING
CITY OF COLUMBIANA, ALABAMA
August 4, 2020**

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. on Tuesday, August 4, 2020. Mayor Stancil Handley called the meeting to order and asked City Clerk, Charlene Tucker, 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 that a quorum was present.

CONSENT AGENDA

- A. Approval of Minutes 7-21-20 Regular Council Meeting
- B. Approval of Check Registers for July 20 and August 1, 2020 Accounts Payable Batches
- C. Approval for Kayce Watkins to attend Certified Governmental Accounting Technician virtual training on August 12-14. Also approving the use of the city credit card for registration not to exceed \$75.00.

Council Member Whiting made a motion to approve the consent agenda as presented, which was seconded by Council Member King and followed by a unanimous show of hands vote of all members present. The Mayor declared the motion carried.

DEPARTMENT HEAD REPORTS

- **Admin** – Charlene Tucker reported that Columbiana’s Census response rate is up to 65.2%. She has started processing absentee ballots for the upcoming municipal election. She and Kayce Watkins will be attending poll worker training next Tuesday. The candidate forum is August 20 at the Grande Hall at Old Mill Square from 6-8 pm.
- **Environmental** – Dale Lucas reported that ADEM has completed their DMRQA study on our lab equipment. The CDBG grant is due this month and we will know if November if we are approved. This will help with the overflow in front of First US Bank. ADEM will be conducting their yearly inspection on the plant this Friday.
- **Planning & Zoning** – Dale Lucas reported that Springs Crossing Sector 3 has been approved for a total of 70 homes. These range from 6800-11,900 square feet. Springs Crossing will have a

total of 140 homes when it is completed. HighPointe is submitting a re-zoning request from A-1 to R-3 at the next Planning and Zoning meeting. No annexation is needed as previously thought. Their plans are for 224 new home adjacent to Amos Mitchell Road. There will be a walking trail from the subdivision to the Sports Complex on McDow Road.

- **Fire** – Rodney Reed reported that there was a structure fire on Egg and Butter Road. Everything is going well and all their equipment is up and running.
- **Police** – Jeff Bowers reported that they are still accepting applications to replace Officer Bain. There was an assault on Pine Hill Drive and that subject has been identified and a warrant has been issued. They are looking for that individual. His department is working on training. ADECA training will begin later this month. This will be a drive sober or get pulled over.
- **Library** – Shelia Gallups reported that the Library received their \$2000.00 Google Grant check. They purchased two laptops and those can be checked out by patrons. They will be having a book sale next week. There is no date on opening the Library back-up with COVID restrictions.
- **Senior Center** – Ali Payne reported that there was a good crowd for Liberty Day on Saturday. Saturday night was a rain out. The Senior Center is still delivering 50 meals per day. They had fruit donated by the Central Alabama Food Bank and that was given away today and will continue tomorrow.
- **Streets** – Allen Reynolds reported that his department has been busy cutting grass. They are still collecting more garbage than normal. The brush truck is being repaired. Shelby County has a brush truck that they may donate to us. He had an employee turn in his two week notice and he is taking applications and looking for a replacement for him.

PROCLAMATION

RECOGNIZING CHARLES MONTGOMERY FOR TWENTY-FIVE YEARS OF SERVICE

WHEREAS, Charles Montgomery has been employed by the City of Columbiana since August 4, 1995; and

WHEREAS, Mr. Montgomery's significant contributions in the successful accomplishments of the City of Columbiana's missions and goals are appreciated; and

WHEREAS, Mr. Montgomery's faithful 25 years of dedication and service in the Street and Sanitation Department reflects great credit upon himself and the City of Columbiana; and

WHEREAS, The employees of the City of Columbiana, Mayor Handley, City Council and Department Head Allen Reynolds would like to wish Charles Montgomery the best as he continues to serve the city.

PROCLAIMED by the City of Columbiana this 4th day of August 2020, That Mr. Charles Montgomery be, and is hereby, commended for his service to the citizens of Columbiana, AL; and, be it

NOW, THEREFORE, I, Stancil Handley, Mayor of the City of Columbiana, on behalf of all citizens of Columbiana, Alabama, extends gratitude and best wishes to Charles Montgomery for his 25 years of service continued success in all future endeavors.

DISCUSSION – TAMMY STRATTON – PINE HILL DRIVE

Tammy Stratton has been a resident on Pine Hill Circle for eighteen years. Last Sunday night, she was assaulted on her porch. She is asking for something to be done in their neighborhood. The police have been patrolling more but there are several houses that have ordinance violations that need to comply. The response time of the police department was also called into question.

After the council meeting, there will be a community meeting to discuss Pine Hill Drive. Everyone is welcome to stay after the council meeting for this community meeting.

Council Member Mayfield Introduced:

RESOLUTION 08-20-01

AUTHORIZING THE MAYOR TO SIGN A MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF COLUMBIANA AND MIDDLE ALABAMA AREA AGENCY ON AGING (NUTRITION AGREEMENT)

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

1. That the City enter into a memorandum of understanding with the Middle Alabama Area Agency on Aging, to provide a Nutrition Services to the Columbiana Senior Center, which agreement is before this Council;
2. That the agreement be executed in the name of the City, for and on behalf of the City, by its Mayor.
3. 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 agreement by all parties, that a copy of such agreement be kept on file by the City Clerk.

THEREUPON Council Member Whiting moved and Council Member King seconded the motion that said resolution be given vote, and said resolution passed by a 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 Mayfield	<u> X </u>	___
Council Member Moore	<u> X </u>	___	Council Member King	<u> X </u>	___
Council Member Ruston	<u> X </u>	___	Mayor Handley	<u> X </u>	___

Adopted and approved this 4th day of August, 2020.

Council Member King Introduced:

**RESOLUTION 08-20-02
COUNCIL MEMBER WARD 1
ELECTED WITHOUT OPPOSITION**

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Columbiana has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Council Member Ward 1 prior to the deadline and that the name of that person who filed such statement was Karen Lilly,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Columbiana that Karen Lilly be and she is hereby declared duly elected to the office of Council Member Ward 1 in the City of Columbiana for the term of office commencing on the first Monday in November, 2020, and

BE IT FURTHER RESOLVED, that the Mayor of the City of Columbiana be and he hereby is directed to issue a certificate of election to Karen Lilly for the office of Council Member Ward 1 for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED THIS THE 4th DAY OF August, 2020.

THEREUPON Council Member Whiting moved and Council Member Ruston seconded the motion that said resolution be given vote, and said resolution passed by a vote of all members of the Council present, and the Mayor declared the same passed.

Council Member King Introduced:

**RESOLUTION 08-20-03
COUNCIL MEMBER WARD 3
ELECTED WITHOUT OPPOSITION**

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Columbiana has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Council Member Ward 3 prior to the deadline and that the name of that person who filed such statement was Ricky Ruston,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Columbiana that Ricky Ruston be and he is hereby declared duly elected to the office of Council Member Ward 3 in

the City of Columbiana for the term of office commencing on the first Monday in November, 2020, and

BE IT FURTHER RESOLVED, that the Mayor of the City of Columbiana be and he hereby is directed to issue a certificate of election to Ricky Ruston for the office of Council Member Ward 3 for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED THIS THE 4th DAY OF August, 2020.

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

Council Member Mayfield Introduced:

**RESOLUTION 08-20-04
APPOINTING JEFF BOWERS AS POLICE CHIEF**

Resolution died for lack of motion.

Council Member King Introduced:

**RESOLUTION 08-20-05
APPOINTMENT OF POLL OFFICIALS**

WHEREAS, a regular municipal election has been called to be held on the 25th day of August, 2020, and a run-off election to be held, if necessary, on the 6th day of October 2020 and

WHEREAS, Section 11-46-27 of the Alabama Code of 1975, as amended, provides, in part, that the municipal governing body, not less than 15 days before the holding of any municipal election, shall appoint from the qualified electors of the municipality, officers to hold the election as follows: where voting machines are used, at least one inspector and three clerks for each voting machine,

NOW THEREFORE, BE IT RESOLVED by the City Council of Columbiana, Alabama, that the election officers for said election and their compensation shall be as follows:

Voting Machine Number 1

Inspector: Tom Moore	\$150.00
Chief Clerk: Gloria Turner	\$85.00
Registration Clerk: Pat Ponder	\$75.00
Poll List Clerk: Lyn Loyd	\$75.00
Ballot Clerk: John Jones	\$75.00
Assistant Clerk: Loretta Argo	\$75.00
Assistant Clerk: Daniel Hallmark	\$75.00

FURTHER BE IT RESOLVED, the City Clerk may amend the above list as needed due to unforeseen circumstances.

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

Adopted this 4th day of August, 2020.

Council Member King Introduced:

**RESOLUTION 08-20-06
PAYMENT FOR ATTENDING POLL WORKER TRAINING**

WHEREAS, Section 17-8-9 of the Alabama Code of 1975, provides, in part, that no election official shall serve in any election in which an electronic voting machine is used, unless he or she shall have received such instruction within 60 days prior to the election, and

WHEREAS, the City of Columbiana, provided the opportunity for election officials to attend such instruction conducted by Election Systems and Software.

NOW THEREFORE, BE IT RESOLVED by the City Council of Columbiana, Alabama, that the election officers for the municipal election shall be compensated at the rate of \$25.00 for attending poll workers training.

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

Adopted this 4th day of August, 2020.

DISCUSSION – OTHER CITY BUSINESS

None

MAYOR'S REPORT

HighPointe has plans for a new 240 home subdivision. There will be a buffer between the highway and the subdivision. Other developers are looking for land in the city to build houses.

ANNOUNCEMENTS

Council Member Ruston announced that Shelby County Board of Education released their modified schedule today for the start of the school year. Students' last names that begin with A-K will go on Monday and Tuesday and students' last names that begin with L-Z will go on Thursday and Friday. All other days will be remote learning. This is for the first four weeks of school.

PUBLIC COMMENT

Judy Dudley asked about city services for the proposed new subdivision. The Mayor responded that the waste water treatment plant and water service have the capacity for the new homes. Another fire station will have to be built on the west side of the city and we will have to hire more police officers. Highway 70 will have to have more access for traffic but that will be done through ALDOT.

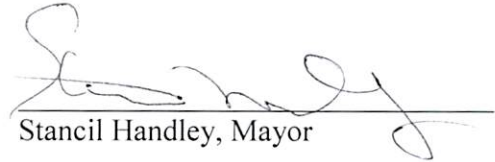
Susan Conn asked for an update on the vehicles on her neighbors' property. She reported that three vehicles have been moved out but three more have been brought in. Jeff Bowers responded that the police department is waiting on the certified letter that they sent to be returned, then they can start the citation process.

Lisa Davis commented that new subdivisions are good but old nuisances need to be addressed in the outer areas of the city. Those ordinances need to be upheld and current residents see the areas that are declining. Jeff Bowers recommended that those issues be reported to the code enforcement officer so reports can be written and the police department can cite property owners.

There being no further business, Council Member Whiting moved that the meeting be adjourned which was seconded by Council Member King. The motion passed by vote of all members of the Council present. Mayor Handley declared the meeting adjourned at 7:52 p.m.



Charlene Tucker, City Clerk



Stancil Handley, Mayor

