

**REGULAR COUNCIL MEETING  
CITY OF COLUMBIANA, ALABAMA  
February 2, 2021**

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, February 2, 2021. Mayor David Mitchell called the meeting to order and asked City Clerk, Charlene Tucker, to call roll after the invocation and pledge.

**Present:**

Council Member Karen Lilly	Council Member Kim King
Council Member Vickie Mizzell	Council Member Ashley Phillips
Council Member Ricky Ruston	Mayor David Mitchell

**Absent:**

None

The Mayor declared that a quorum was present.

**Consent Agenda**

A. Approval of Minutes 1-19-21 Regular Council Meeting

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

**Department Head Reports**

**Fire** – Johnny Howard, Jr. reported the following:

- There have been no loss time injuries for FY2021 to date.
- Current budget is on track for FY2021 to date.
- New employee added to roster.
- Possible second station location is being discussed.
- No changes in vehicle fleet.
- Cares Act purchases have been received.
- EMS Training is complete for the year.
- The majority of the department has had the first COVID-19 Vaccine.
- Down an admin vehicle. First out engine is 12 years old.

**Library** – Shelia Gallups reported the following:

- We have added sneeze guards to the front desk.
- On track with budget.
- Staffing is good at this time.
- Traffic in the library is staying steady.

- We have put a letter of intent in for \$10,000 LSTA collection development grant for Spanish materials and more Young Adult graphic novels. There will be a 25% match from the city needed and that will depend on what we are awarded, if any. This will be in the FY 2022 budget.
- We are planning on doing a Valentine craft later this month.
- We need to have more programs but we are not comfortable doing so with the COVID cases being up so much.

**Environmental** – Chris Lee reported the following:

- No injuries during this fiscal year.
- Our current budget is on track.
- We are currently at full staff.
- All the office buildings are in good shape. We have in the budget to build an equipment storage building. This will be a pole barn for heavy equipment.
- We have submitted the permit application to ALDOT for the road bore on Hwy 25. This is in front of First US Bank and Piggly Wiggly.
- There is some equipment we have scheduled for repair at the treatment plant.
- We are still working on continuing education hours.
- We have an employee studying to take his CDL test.
- The new proposed subdivision on Hwy 70 has an estimated income for sewer taps of \$271,200 for a total of 226 new homes.
- We only have one pump at the Cornerstone lift station in service due to the other pump being in the shop for motor repairs.

**Senior Center** – Ali Payne reported the following:

- Staff CPR recertification completed for ½ of Senior Center Employees
- Delivering 50 Meals a day. 1050 meals served in January.
- We are planning a Valentine Day event for February 12<sup>th</sup>.
- Ireland Trip postponed until 2022
- Entry Doors need to be sanded and stained in the Spring
- CPR recertification needed for two employees

Mayor Mitchell Introduced:

**RESOLUTION 02-21-01  
AUTHORIZING THE MAYOR TO SIGN A CONTRACT WITH  
GREENAWALT HOSPITALITY, LLC**

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

1. That the City enters into a contract with Greenawalt Hospitality, LLC, to provide beverage and concession services at Old Mill Square, which contract is before this Council;
2. Greenawalt Hospitality, LLC will acquire all licenses and insurance needed to provide services;

3. Greenawalt Hospitality, LLC will remit all applicable sales taxes and commissions;
4. That the contract be executed in the name of the City, for and on behalf of the City, by its Mayor.

**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 Ruston 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.

	Yea	Nay		Yea	Nay
Council Member Lilly	<u>  X  </u>	___	Council Member King	<u>  X  </u>	___
Council Member Mizzell	<u>  X  </u>	___	Council Member Phillips	<u>  X  </u>	___
Council Member Ruston	<u>  X  </u>	___	Mayor Mitchell	<u>  X  </u>	___

Mayor Mitchell Introduced:

**ORDINANCE 02-21-02  
AN ORDINANCE APPROVING THE TRANSFER OF  
THE JEANETTE NIVEN PROPERTY  
TO THE COLUMBIANA UNITED METHODIST CHURCH**

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

**Section 1.** It is hereby established and declared that the Jeanette Niven real and personal property heretofore conditionally conveyed to the City of Columbiana, Alabama, as trustee, in trust, for the use and benefit of civic clubs and service clubs and organizations situated in Columbiana, Alabama, pursuant to the Last Will and Testament of Jeanette Niven, deceased, and the deed as recorded in Instrument No. 2000-13905 in the Probate Office of Shelby County, Alabama, is no longer needed for public or municipal purposes, and in compliance with the said Will and deed conditions and restrictions, should be transferred and conveyed to the Columbiana United Methodist Church, said real property being more particularly described as follows:

Jeanette Niven House located at 208 East College Street, Columbiana, Alabama.

Parcel #21 7 25 2 201 022.000

Commence at the northwest corner of Section 25, Township 21 South, Range 1 West; thence proceed in a southerly direction along the west boundary of said Section for a distance of 1077.90 feet to a point on the south margin of Carter's Lane; thence turn an angle of 98 deg. 53' 22" to the left and run 309.83 feet to a point on the said south margin of Carter's Lane being the point of beginning of the parcel of land herein described; thence turn an angle of 0 deg. 00' 32" to the left and continue along the south margin of said lane for a distance of 55.13 feet to a point;

thence turn an angle of 94 deg. 02' 11" to the right and run 419.79 feet to a point on the north margin of East College Street; thence turn an angle of 74 deg. 30' to the right and run along said north margin of East College Street for a distance of 70.50 feet to a point; thence turn an angle of 107 deg. 12' 17" to the right and run 434.95 feet to the point of beginning.

Said parcel is lying in the NW 1/4 of Section 25, Township 21 South, Range 1 West, and contains 0.60 acre.

According to survey dated October 22, 1987, of John Gary Ray, Reg. P. E. & L. S. #12295.

Subject to strict compliance with the Twentieth paragraph of the Last Will and Testament of Jeanette Niven, deceased, and the forfeiture and reversion provisions contained therein, and the contingent interest of the Columbiana United Methodist Church.

**Section 2.** Pursuant to the authority granted by Section 11-47-20, 1975 Code of Alabama, and in accordance with the conditional conveyance as stated above, the Mayor is hereby authorized and directed to execute a statutory warranty deed for the above described parcel to the Columbiana United Methodist Church.

**Section 3.** This Ordinance shall become effective upon its passage and publication or posting as required by law.

THEREUPON, Council Member Phillips moved, and Council Member Mizzell seconded the motion this Ordinance be given vote. The roll call vote on said motion was as follows:

	<u>Yea</u>	<u>Nay</u>
Council Member Lilly	<u>X</u>	_____
Council Member Mizzell	<u>X</u>	_____
Council Member Ruston	<u>X</u>	_____
Council Member King	<u>X</u>	_____
Council Member Phillips	<u>X</u>	_____
Mayor Mitchell	<u>X</u>	_____

Ordinance passed by majority vote of all members of the Council and Mayor, and the Mayor declared the same passed.

Council Member Ruston made a motion to suspend the rules and to approve the above ordinance during the first reading. The motion 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.

## **Library Board Appointment**

Beth Strickland no longer lives in Columbiana and her seat on the Library Board needs to be filled. Beth Glasgow has shown interest in serving on this board. Council Member King made a motion to appoint Beth Glasgow to the Library Board. Council Member Ruston seconded the motion which was followed by a unanimous show of hands vote of all members present.

## **Board Reports**

The Finance Committee met last week. Council Member Ruston reported that the committee is looking for a revenue stream for the construction of the public works/second fire station building. 75% of the funding is available. There were two potential locations for this building but there is now a third location. This new location is on Highway 70 and will be on a shared lot with Shelby County. The Finance Committee met with Shelby County today about this piece of property and we hope to pursue it. An appraiser is appraising the city's property on Industrial Parkway and we should have that information in a week or so.

The Planning Commission is updating the city's planning and zoning ordinance. They meet regularly to work on this.

## **Discussion – Penny Garzarek Regarding Loomis Brothers Circus**

Penny Garzarek came to council to discuss the Loomis Brothers Circus that will be held February 12-14 at the Shelby County Exhibition Center. This circus features tigers, elephants and horses. Ms. Garzarek gave information on the complaints against this circus, and others, regarding their treatment of animals.

The Mayor stated that this event is held at a Shelby County building. During a meeting today with Shelby County, the mayor received copies of the circus' current permits for operation through the Department of Agriculture. This will be discussed at the next work session.

## **Discussion – Other City Business**

Council Member Ruston received a call about garbage on Highway 47 from the funeral home to Mooney Road. Chief Bowers stated that the police department will patrol and issue citations.

## **Mayor's Report**

- Columbiana Area Transit (CAT) – The trolleys are old, not ADA compliant and we cannot get parts for them. The city is currently using the Senior Center bus to run the route. We are also looking for a bus to purchase. The city is working on a route that will meet everyone's needs.
- Website Development – The city is working with a new vendor on our new web-site. We are hoping to add support for vision and hearing impaired

- Main Street Columbiana is trying to energize their board and the city will hire an executive director. Columbiana's Board and others visited Montevallo and Calera to see their improvements through their Main Street programs.
- Internet / Broadband Service – The mayor has talked to our state representative and AT&T.
- Industrial Development Board (IDB) – Needs active members and this board needs to be active
- Industrial Development Forum is February 10 in Calera
- Opportunity Zone – The mayor is working with Corley Ellis on the city's opportunity zone
- Public Works/Fire Dept Joint Use Facility – Possible location on Highway 70 that belongs to Shelby County. They may donate this property and do some of the site work.
- COVID Vaccinations – Trying to get vaccines given in Columbiana

### **Announcements**

- Saturday, February 6<sup>th</sup>-SCAC Yoga Workshop
- Saturday, February 6<sup>th</sup>-Lard Bucket at the SCAC
- Friday, February 12<sup>th</sup>-Margeaux and the Cat's Meow
- Friday, February 12<sup>th</sup>- Loomis Bros Circus – Exhibition Center
- Friday, February 26<sup>th</sup> 7:00-Cattlemen's Rodeo
- Saturday, February 27<sup>th</sup> 1:00 and 7:00-Cattlemen's Rodeo
- Saturday, February 27<sup>th</sup>-Cowboy Day

### **Public Comments**

Susan Conn asked if anyone knew what business was going into the building on the corner of Main Street. The mayor was told that the back of the building would be office space and the front would be a coffee and sandwich shop. Mrs. Conn then asked about the inspection process for the city. The mayor responded that the city contracts with Shelby County for building permits and inspections. There was a discussion with Shelby County today about inspections. There are no city or county building codes. The county follows the State of Alabama building codes.

Lisa Davis asked if the city had the authority to stop work if there were no building permits. Chief Bowers responded that the police department has the enforcing authority for that. Mrs. Davis then asked the status of the abatement on Highway 47 North. Council Member Ruston responded that no progress has been made. At this point, we will have to start that process again.

Susan Conn asked for a Hughes Street update regarding litter in the yard. Chief Bowers reported that he would follow up on that.

Council Member Ruston mentioned that people have been speeding on Beacon Drive. Chief Bowers will send officers to check for speeders.

Lisa Davis asked about the golf course possibly being re-zoned. The mayor reported that property is currently zone RSD (residential special district) but it could go back to its originally zoning of R-1 (residential). If any property is re-zoned in the city, there are public hearings with planning and

zoning first and then it would come before council. The property will also have a rezoning sign posted.

There being no further business, Council Member King moved that the meeting be adjourned which was seconded by Council Member Lilly. The motion passed by vote of all members of the Council present. Mayor Mitchell declared the meeting adjourned at 7:43 p.m.



Charlene Tucker, City Clerk



David Mitchell, Mayor

