

**MINUTES OF THE
SELMA CITY COUNCIL
MONDAY, DECEMBER 13, 2004**

The Selma City Council met in a regular session in the Council Chambers of City Hall on Monday, December 13, 2004 at 5:00 p.m. with the following members present: Council President George Evans and Council members Cecil Williamson, Reid Cain, Jean T. Martin, Geraldine Allen, Johnnie M. Leashore, Bennie R. Crenshaw and Jannie M. Venter. Others present were City Clerk Lois Williams, City Treasurer Cynthia Mitchell, City Attorney Jimmy Nunn and the Mayor's Administrative Assistant Sherri James. Councilman Randolph was absent from the Chambers during roll call. Mayor James Perkins, Jr. was absent from the meeting. Reverend Doctor Kenny Hatcher gave the invocation. Councilman Randolph arrived in the Council Chambers at 5:09 p.m.

After roll call, President Evans declared a quorum present and the meeting was opened for the transaction of business as set forth on the agenda. President Evans asked if there were any additions or corrections to the agenda prepared for this meeting. President Evans stated he would like to add the lawsuit concerning Donnie Roy's club investigation. A motion was made by Councilwoman Martin and seconded by Councilman Leashore to approve the agenda as amended. **The motion carried with a unanimous vote of the Council members.**

President Evans asked if there were any additions or corrections to the minutes of the regular meeting held on Monday, November 22, 2004. A motion was made by Councilwoman Martin and seconded by Councilwoman Allen to approve the adoption of the minutes of November 22, 2004. **The motion carried with a unanimous vote of the Council members.**

President Evans asked if there were any additions or corrections to the minutes of the special called meeting held on Monday, November 24, 2004. A motion was made by Councilwoman Allen and seconded by Councilman Randolph to approve the adoption of the minutes of November 24, 2004. **The motion carried with a unanimous vote of the Council members.**

NATIONAL LEAGUE OF CITIES CONFERENCE REPORT

President Evans and each Council member spoke in regards to their attendance at the National League of Cities Conference held in Indianapolis, IN., November 30th through December 5th.

I. MAYOR'S REPORT

Mrs. Sherri James, Mayor's Administrative Assistant, addressed the Council as follows:

A. Liquor License. Mrs. Sherri James stated a liquor license for retail table wine off premises (transfer) was placed on first reading at the last council meeting. Mrs. James stated this license request was submitted by Howard Higley Parr, James Howard Parr and Irma P. Parr for the location of 2614 Citizens Parkway. A motion was made by Councilwoman Allen and seconded by Councilwoman Martin to approve the said license. **A roll call vote was taken and the motion passed with a majority vote of the Council.** There were seven affirmative votes. Councilman Williamson cast a negative vote. Councilwoman Venter abstained from voting.

I. MAYOR'S REPORT

B. FY 2004-2005 Proposed Budget. Mrs. Sherri James stated a copy of the second draft of the budget reduction strategy has been given to the Council and she read to the Council as per Mayor Perkins' written statement. Following discussion and review of the draft, President Evans stated as per request of Mayor Perkins, a date and time should be set to meet and discuss this strategy with the Council and a date and time to meet with agencies affected by the budget.

II. CITY ATTORNEY'S REPORT

A. Ordinance – Vicious Dogs. Attorney Nunn stated the Council has a copy of a letter as it relates to vicious dogs at 608 and 622 Green Street. Attorney Nunn stated there are also two incident reports that have been filed as it relates to dogs at these addresses and what was discovered at the scene. Attorney Nunn stated this situation continues to be investigated.

B. EEOC Charge – Robert Green. Attorney Nunn stated there has been an EEOC complaint filed against the City of Selma by Mr. Robert Green, former Police Chief, alleging discrimination. Attorney Nunn stated this type of case is usually handled within his office and he will update the Council at a later date. Attorney Nunn stated this process would probably take between sixty (60) to ninety (90) days and a reply is due by December 30, 2004.

C. Resolution – Disposal of Surplus Property. Attorney Nunn stated the Council has a copy of a resolution as it relates to disposal of unneeded property. Attorney Nunn asked the Council to ratify the resolution dealing with a 1991 Ford Garbage Packer sold to the City of Uniontown for \$1,000.00. A motion was made by Councilwoman Martin and seconded by Councilman Randolph to ratify the said resolution. **The motion carried with a unanimous vote of the Council.**

D. Resolution - Tax Collector Bond. Attorney Nunn stated the Council has a copy of a resolution as it relates to Mr. Roosevelt Goldsby, Tax Collector, that he shall have a bond in the amount of \$25,000.00, that said bond shall continue in full effect until such time he is no longer Tax & License Director. A motion was made by Councilman Leashore and seconded by Councilwoman Martin to approve the said resolution. **The motion carried with a unanimous vote of the Council.**

E. Lawsuit-William Arthur Ledbetter vs. City of Selma. Attorney Nunn stated this lawsuit is regarding an unlawful arrest and has already been forwarded to the insurance company. Attorney Nunn stated the insurance company is in the process of filing an answer to this complaint, which has to be done within thirty (30) days of service. During discussion, Councilman Williamson asked Attorney Nunn if any of previous claims presented to the Council have been resolved. Attorney Nunn stated he would provide the Council with an updated list of claims pending.

F. Ordinance – Leash Law. Attorney Nunn stated the leash law ordinance has been prepared and the Council was given a copy about one month ago. Attorney Nunn stated this could be discussed during a work session if the Council desires.

II. CITY ATTORNEY'S REPORT

G. Animal Shelter Completion Date. Attorney Nunn stated he met with Mr. Bob Meyers and the Central Alabama Animal Shelter Board and they are moving closer to the point of completion on the animal shelter. Attorney Nunn stated the shelter is one reason to move forward with the leash law, so that it would be in place at the time the animal shelter is complete.

H. Procedures for Liquor License Requests. Attorney Nunn stated a procedure for approval of alcoholic beverage applications has been prepared. Attorney Nunn stated this procedure would help to make sure the Council has all information required to make a decision for a liquor license. Attorney Nunn stated he has met with Mayor Perkins, Enforcement Officer Mr. Curtis Luwellsen and will be meeting with City Clerk Lois Williams on tomorrow. Attorney Nunn stated the procedures would then be placed in the Council mailboxes for review to be presented at the next Council meeting for approval.

I. Procedure for Public Facilities Rental Applications. Attorney Nunn stated a procedure for rental for public facilities has been prepared. Attorney Nunn stated individuals or corporations who may want to lease or rent city owned facilities such as the Convention Center, Performing Arts Center, etc. would have some type of agreement between the applicant and the City of Selma. Attorney Nunn stated this has been presented to Mayor Perkins and should be presented to the Council at the next meeting for approval.

BUSINESS ITEMS:

III. MUNICIPAL JUDGE INTERVIEWS

Councilman Cain stated initially there was no end date published for applications for municipal judges. Councilman Cain stated the ad was published again with an end date of December 14, 2004, however, he stated the publication needed to be extended to give the citizens time to respond to the request. Ms. Valeria Jones stated there are five applicants so far for municipal court judge and the deadline date is Tuesday at 4:30 p.m. During discussion, Councilwoman Allen asked if the Council would be given the opportunity to attend the interviews as they were during the school board process. Councilman Leashore stated he would like to make the recommendation that the same process is used for these interviews as they were during the school board process and allow the Council to participate as well. Both Councilman Cain and President Evans concurred with this recommendation. Councilman Cain stated he would like to schedule a public safety meeting for Thursday, December 16, 2004 at 4:00 p.m. and would like to have the end date for the publication extended until this date as well. During further discussion, Councilman Williamson asked regarding the procedure used for appointment of the current municipal judge. Attorney Nunn addressed this request as per recitation of section 12-14-34 of the 1975 *Code of Alabama*. President Evans asked if Attorney Nunn would get clarity on this issue and update the Council at the next Council meeting.

IV. GOOD SAMARITAN PROPERTY PENDING REPORTS

President Evans stated due to the absence of Mayor Perkins, this item would be tabled at this time.

BUSINESS ITEMS:

V. FY 2004-2005 BUDGET

President Evans stated due to the absence of Mayor Perkins, this item along with the revised budget ordinance and FY 2005-2006 budget would be tabled at this time.

VI. COUNCIL MEETING AGENDA ITEM PROCEDURES

President Evans stated a memo has been mailed to each Council member as it relates to agenda items. President Evans stated he would like to ask the Council to consider placing this change in motion at tonight's meeting. Following discussion, a motion was made by Councilman Williamson and seconded by Councilman Cain to approve acceptance of the said memo from President Evans. **A roll call vote was taken and the motion passed with a majority vote of the Council. There were five affirmative votes. Council members Randolph, Leashore, Crenshaw and Venter cast negative votes.** Councilwoman Crenshaw stated even though the acceptance of this process has been approved, she should have the choice to override this acceptance of this memo at any given time.

VII. REVEREND JAMES REEB MONUMENT REPORT

Councilwoman Martin stated she would like to postpone the report on this item at this time.

VIII. COUNCIL MEETING EVALUATION

President Evans stated he would like to ask Councilwoman Allen and Councilman Williamson to serve on a committee along with him to develop a one page form that would create a means by which the public can have input to the Council. President Evans stated this form would be distributed at every meeting.

IX. DONNIE ROY'S INVESTIGATION

Councilwoman Venter stated she would like to table this item. A motion was made by Councilwoman Venter and seconded by Councilman Leashore to table this item at this time until further investigation. **The motion carried with a unanimous vote of the Council.**

XI. CITIZENS REQUEST

- Ms. Jeanette Crusoe - Addressed the Council Re: American Red Cross.

XI. CITIZENS REQUEST

- Reverend John Davis – Addressed the Council Re: Robes and Gowns.
- Mr. Sam Walker - Addressed the Council Re: Renaming street for Mr. And Mrs. Amelia Boynton/National Voting Rights Museum Project.
- Mr. Ashvin Parikh – Addressed the Council Re: Dallas County Health Department.
- Ms. Ruby Martin & Mrs. Nancy Sewell – Addressed the Council Re: RIF (Reading Is Fun).
- Ms. Tina Price – Addressed the Council Re: Community Fitness Challenge.

VIII. STANDING COMMITTEE REPORTS

RECREATION COMMITTEE

There is no report for the Recreation Committee.

ADMINISTRATIVE COMMITTEE

Councilwoman Allen reported as per her written statement attached.

PUBLIC SAFETY COMMITTEE

Councilman Cain stated his report has been given as a business item.

COMMUNITY DEVELOPMENT COMMITTEE

There is no report for the Community Development Committee.

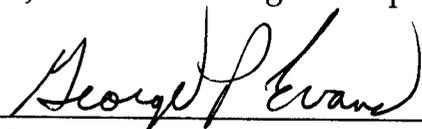
PUBLIC WORKS/GENERAL SERVICES

There is no report for the Public Works/General Services Committee.

DISCRETIONARY FUNDS COMMITTEE

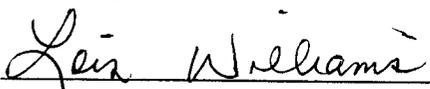
Councilwoman Crenshaw stated discretionary funds have been requested in the amount of \$3,025.00.

There being no further business to come before the Council, on motion made by Councilman Leashore and seconded by Councilwoman Martin, the Council voted by unanimous consent to adjourn this meeting at 7:49 p.m.



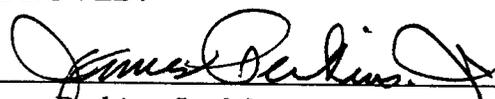
George P. Evans, President

ATTEST:



Lois Williams, City Clerk

APPROVED:



James Perkins, Jr., Mayor