

MINUTES

July 5, 2011

The Regular Meeting of the Satsuma City Council

The City Council of the City of Satsuma, Alabama, convened in the regular public session at Satsuma City Hall in said city at 7:00 p.m. on the 5th day of July, 2011.

Councilmember Black gave the invocation.

Councilmember Williams led the Pledge of Allegiance.

On roll call the following answered present:

Mayor	William F. Stewart, III
Council Members	Billy Jackson
	Pamela O'Gwynn
	Pratt Monk
	Tom Williams
	Bill Black

Also present were Jay Minus, City Attorney; Vicki Miller, City Clerk; Tom Briand, Inspector; James Elmore, Public Works Supervisor; and David Benefield of the Police Department. Mayor Stewart stated a quorum was present and opened the meeting.

Council met in pre-council at 6:00 P.M. to discuss with Council agenda items. Council went into executive session to discuss the good name and character of an employee at 6:29. Council reconvened at 6:32 to continue with the pre-council meeting. Mayor Stewart stated that he will discuss with council about whether to hire a police chief or a public safety director at a workshop session scheduled for July 14, 2011 at 6:00 P.M.

Mayor Stewart presented the minutes of the regular meeting on June 21, 2011 for approval. Councilmember Monk made a motion to approve the minutes as presented. Councilmember Black seconded the motion and it carried.

VISITORS

1 Kelly Wallace of 37 Lemans Drive came to Council to complain about the way the matter was handled about the removal of the boat in her yard. She stated that because of the complaint from her neighbors at the last council meeting, and the posting of the information in the Call News, she has been embarrassed and ridiculed. She said that a sign was posted on a tree in her yard stating "No Hunting, No Fishing". Ms. Wallace stated that once she was told the boat was not in compliance with the city's ordinance, she immediately had her son move the boat. Mayor Stewart explained that it was not the intent of the of the City or the Call News to cause her any harm. He stated that the city received a complaint and the inspections handled the situations as he is called to do. He recommended she contact the Call News with her complaint.

2. Jacob Surrett was unable to attend due a flight delay.

3. Matt Dial came before Council to give a final report on the baseball season. He stated that there were a total of 218 children who participated in this year's season. He commended Terry Lynd and the police department for their help. He reported that plans for the upcoming year are to put up a new black screen on the back fence and replace netting on the batting cages. He stated that his committee is working toward planning for a one day camp on the 1st Saturday in December with some former collegiate coaches in hopes of getting more children to participate. Mr. Dial stated that he would like for the city to look at making the park more handicap assessable with some designated parking areas. He also reported that this year the association put light in the batting cages and purchased a shaved ice machine.

REPORTS OF THE COMMITTEES

Mayor's Report

Mayor Stewart reported that he and Councilmember Williams met with John Cooper and Vincent Calametti, representatives from the Alabama Department of Transportation, today and discussed the Highway 43 city jurisdiction issue, an emergency evacuation route for the city, an emergency helicopter landing pad, and the proposed improvements to the I65 and Highway 43 exchange.

Parks and Recreation: No Business to discuss

Administration and Finance:

Councilmember O'Gwynn made a motion to pay the bills as presented. Councilmember Jackson seconded the motion and it carried.

Councilmember O'Gwynn made a motion to extend the contract with Cara Stallman until September 30, 2011. Councilmember Jackson seconded the motion and it carried.

Municipal Services:

Councilmember Monk reported that the information that was put in the water bill about the discontinuance of the chipper truck was incorrect. It should have stated the leaf vacuum is stopped until October 2011. He stated that the correction will be made on the next water bill.

Public Safety:

Councilmember Williams gave the monthly police and fire reports:

Fire: 63 calls with 15 fire related and the remaining medical. Councilmember Williams stated that the department made one call for Creola on mutual aid. He stated the average response time is 4.1 minutes.

Police: 1757 assignments with 207 cases.

Councilmember Williams made a motion to approve sending Officer Champion to F.T.O. (Field Training Officer) School July 26th, 27th, and 28th at APOST Training Academy in Stapleton. He stated the cost is \$75.00 per person with no other expenses. Councilmember Monk seconded the motion and it carried.

Councilmember Williams made a motion to approve sending Officer Lee, Officer Champion, and Officer Williams to e-Cite certification training in Tuscaloosa on July 14th (4 hour training). He stated there is no cost for the training, however they will need \$50.00 each for food and fuel expenses. Councilmember Monk seconded the motion and it carried.

Councilmember Williams made a motion to approve sending Lt. Dukes to Master Criminal Investigator Certification Training at Auburn University in Montgomery September 19th - 23rd. He stated the cost of course is free, however she will need approximately \$600 for travel and meals. Councilmember Monk seconded the motion and it carried.

Councilmember Williams made a motion to call for a jailer/dispatcher certification list from the Mobile County Personnel Board. Councilmember Monk seconded the motion and it carried.

Councilmember Williams reported that Wayne Washington graduated today from the police academy. He stated that he will be working with another officer for two weeks. Councilmember Williams stated that he would like to have a swearing in ceremony for Officer Washington at the next council meeting.

Public Works:

Councilmember Black made a motion to approve extending the sidewalk at Juniper and Old Highway 43 approximately 90' for a cost not to exceed \$600.00. Councilmember Williams seconded the motion and it carried.

RESOLUTIONS, ORDINANCES, ORDERS AND OTHER BUSINESS

1. Ordinance 480- An ordinance exempting Sales and Use tax during the State Sales Tax Holiday during the first full weekend of August.

Councilmember Williams made a motion to adopt Ordinance 480. Councilmember Black seconded the motion and it carried.

ORDINANCE NO 480

AN ORDINANCE OF THE CITY OF SATSUMA, ALABAMA, TO EXEMPT CERTAIN "COVERED ITEMS" FROM THE MUNICIPAL SALES AND USE TAX DURING THE FIRST FULL WEEKEND OF AUGUST, 2011, BY ACT 2006-574, GENERALLY REFERRED TO AS THE STATE SALES TAX HOLIDAY LEGISLATION.

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

Section 1. In conformity with the provision Act 2006-574 enacted by the Alabama Legislature during the 2006 Regular Session, providing for a State Sales Tax Holiday, the City of Satsuma, Alabama, exempts "covered items" from municipal sales and use tax during the period, beginning at 12:01 a.m. on August 5, 2011 and ending at twelve midnight the following Sunday, August 7, 2011.

Section 2. This ordinance shall be subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2006-574, except that the time period shall be as specified in Section above and not for all years thereafter.

Section 3. The City Clerk is hereby authorized and directed to certify a copy of this ordinance under the seal of the City of Satsuma, Alabama, and to forward said certified copy to the Alabama Department of Revenue to be recorded and posted on the Department website.

Section 4. This ordinance shall become effective on the 5th day of July, 2011.

ADOPTED AND APPROVED THIS 5th DAY OF JULY, 2011.

/s/ William F. Stewart, III
William F. Stewart, III, Mayor

ATTEST: /s/ Vicki Miller
City Clerk

2. Resolution 2011-06-06- A Resolution authorizing the mayor to execute an agreement with the Satsuma School Board to repay advanced funds.

Councilmember Monk made a motion to adopt Resolution 2011-06-06.
Councilmember Williams seconded the motion and it carried.

RESOLUTION 2011-06-06

AGREEMENT TO REPAY ADVANCED FUNDS

This Agreement to Repay Advanced Funds ("Agreement") is made and entered into as of this 5th day of July, 2011 between the City of Satsuma ("City") and the City of Satsuma Board of Education ("Board of Education") (collectively referred to as the "Parties").

WHEREAS, the Board of Education has been established for the purpose of administering and supervising public schools and educational interests in the City; and

WHEREAS, the Board of Education needs an advance of initial funds from the City in order to cover start up costs, including but not limited to, legal fees and compensation for an interim superintendent; and

WHEREAS, the City is willing to advance general funds to the Board of Education upon the condition that any such funds be repaid to the City once the Board of Education receives funds dedicated to its use.

NOW THEREFORE, in consideration of the mutual promises and covenants contained herein, the Parties, each of them intending to be legally bound by this Agreement, agree as follows:

The Parties agree that any general funds provided to the Board of Education by the City will be repaid to the City in installment payments to be made not less than annually beginning on that future date on which the Board of Education begins receiving funds dedicated to its purposes and ending no later than five (5) years from the date of said first payment.

DATED this 5th day of July, 2011.

THE CITY OF SATSUMA, an Alabama municipal corporation

/s/ William F. Stewart, III
By: William F. Stewart, III
As its: Mayor

**THE CITY OF SATSUMA BOARD OF
EDUCATION**

By: _____
As its: President

Adjournment

With no further business to discuss, Councilmember Monk made a motion to adjourn the meeting. Councilmember Williams seconded the motion. The meeting adjourned at 7:46 P.M.

/s/ William F. Stewart, III
Mayor William F. Stewart III

/s/ Billy Jackson
Councilmember Billy Jackson

/s/ Pam O'Gwynn
Councilmember Pam O'Gwynn

/s/ Pratt Monk
Councilmember Pratt Monk

/s/ Tom Williams
Councilmember Tom Williams

/s/ Bill Black
Councilmember Bill Black

ATTEST: /s/ Vicki Miller
City Clerk