

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

October 7, 2010

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday October 7, 2010 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton

City Clerk: Sam Gross

Department Heads:

- Police–Tommie Reese
- Fire–Ron Few-submitted
- Library–Morgan Grimes
- Park & Recreation–Mark Pettus
- Building Official
- Court
- Public Works–Mike Baker-submitted
- Horticulture-submitted
- City Hall–Sam Gross

Mayor Mike Grayson called the meeting to order. Mayor Grayson asked Pastor Allen Akins to open the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson entertained a motion to approve the agenda. Councilman Meador raised the issue during Council discussion on September 16th that the terms for two (2) board members for the Park & Recreation Committee would end October 1st. Councilman Meador asked that this be added to the agenda under new business item # 6 to re-consider the reappointments. Councilman Meador then made the motion to amend the agenda with item #6 under new business under Park & Recreation Committee board appointments. Councilman Cooley seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the September 16, 2010 regular meeting. Councilman Yelverton made the motion to approve the minutes as presented. Councilman Cooley seconded the motion and motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson stated he had received official letter from the Alabama Department of Transportation concerning the Safe Route grant application submitted to them. It had been considered and evaluated but had not been selected. Mayor Grayson stated that we were encouraged to re-submit the package between September 1st and November 30th of this year. Mayor Grayson asked the Council to consider re-submitting the application. Councilman Yelverton asked that this be tabled until the next Council meeting. Mayor Grayson asked Sam Gross, City Clerk to put this on the agenda for October 21st.

Departmental reports

Departmental reports were submitted as indicated above.

Ron Few, Fire Chief stated that it was Fire Prevention week.

Mark Pettus, Park & Recreation Director stated that there would be a Grand Opening of the Archery range on October 9th from 9:30am –11:30am.

Projects

Dilapidated Housing: Mayor Grayson stated that we are still awaiting action from the Judge. Councilman Congress asked that the Council consider changing the ordinance to include overgrown lots as well as dilapidated structures.

Beverly Huitt spoke to the Council concerning a letter she had received from Rick Manley, City Attorney which referred to the trees on a lot located at 1504 Highway 80.East owned by Matlida Williams. Mayor Grayson referred Ms. Huitt back to Mr. Manley.

Unfinished Business

Renaming of streets: Councilman Congress stated that he was awaiting the final draft of the ordinance with the corrections from the previous council meeting recommended by Rick Manley, City Attorney. Councilman Congress also stated that he would contact Mr. Manley on the final draft ordinance and then e-mail the draft to the Mayor and Council to proof read.

Vicious Dog Ordinance: Mayor Grayson asked the Council be e-mailed a copy of the vicious dog ordinance. Several of the Councilmen had concerns about the ordinance. Mayor Grayson stated that it was only a blue print – not a hard and fast rulebook. Councilman Congress added that he had not read the ordinance in full. He then made the motion to table this matter until the next council meeting. Councilman Meador seconded the motion and the motion passed with 6 yes votes with the roll call vote as follows:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

New Business

Whistleblower Policy: Mayor Grayson stated our auditor recommended the whistleblower policy. Councilman Moore stated that this it would be a policy that would encourage City Council members, city employees and others to report suspected or actual occurrences of illegal, unethical or inappropriate behaviors or practices without retaliation. Councilman Cooley asked if this could be tabled until Rick Manley, City Attorney reviewed it. Councilman Congress stated that the wording should be reviewed in one section. Mayor Grayson asked for this to be placed under old business on the October 21st Council agenda.

Halloween: Mayor Grayson stated that although Halloween was officially on a Sunday this year, several of the surrounding cities have changed the date for trick or treating to Saturday, October 30th. Councilman Cooley made the motion to move Halloween activities to Saturday, October 30th. Councilman Yelverton seconded the motion and the motion passed with 6 yes votes as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

COTR: Jenn Tate, Chamber of Commerce Director presented the schedule for the Christmas on the River Festival between December 2nd-December 5th. Ms. Tate asked that the activities receive the approval of the council. Councilman Congress asked about the private parties that the vendors have at the BBQ Cook-Off. Ms. Tate stated that the vendors pay a fee for a spot and have the right to either be open to the public or closed for a private party. Mayor Grayson stated that the fee that you paid to get in to the festivities at the BBQ Cook-Off was for the entertainment that is provided. Councilman Moore questioned why the Civic Center was booked by the Chamber for an entire week to decorate, when the function at the Civic Center is not until Saturday night. Ms. Tate stated that the workers are volunteers, most of them work during the day and only are available in the afternoon or evenings. Councilman Congress made the motion to host the events. Councilman Cooley seconded the motion and the motion passed with 6 yes votes as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Children’s Hospital of Alabama-Public Assembly application: Mayor Grayson asked Sam Gross, City Clerk to provide information on the application. Sam Gross, City Clerk stated that the application is for the Children’s Hospital of Alabama which will be holding a fund raiser bicycle ride. The bicycle ride will begin at 6:30am on October 20th beginning at Vowell’s Market, right on Highway 80 west, left on Jefferson Road, and straight ahead on County Road 19. Mayor Grayson stated that Police Chief Tommie Reese had marked approval. Councilman Cooley made the motion to allow the public assembly. Councilman Congress seconded the motion and the motion passed with 6 yes votes as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

John Essex High School-Public Assembly: Mayor Grayson stated that an application had been submitted to Chief of Police Tommie Reese for a public assembly to be held on October 8th at 1:30pm. Chief Reese had approved the application. Councilman Congress made a motion to allow the public assembly. Councilman Yelverton seconded the motion and the motion passed with 6 yes votes as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Park & Recreation Appointments: Mayor Grayson stated that two (2) board member positions will be open. Councilman Meador stated that the two (2) board member's terms would expires October 1, 2010. Councilman Meador also stated that he had spoken with G.T. Russell and Will Moore and they are both willing to serve another term. Councilman Meador had also spoken with Tony Pittman about the possibility of serving. Councilman Meador stated that he is following the board appointment policy and would like to nominate G.T. Russell, Will Moore, and Tony Pittman for consideration for the Park & Recreation board. Councilman Cooley asked that Mark Pettus, Park and Recreation Director provide them with the attendances records for the two board members that are about to expire. Mayor Grayson asked that this be placed on the October 21st Council agenda. Councilman Meador made the motion for the three (3) nominations. Councilman Congress seconded the motion and the motion passed with 6 yes votes as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Yelverton stated that the Library board also had two (2) board member's terms that were expired. Councilman Congress asked if anyone had spoken to Catherine Meador or Quinn Henderson about serving another term. Councilman Yelverton stated that he would speak to them concerning this. Councilman Congress made a motion that this be tabled until the October 21st Council meeting.

At 6:27pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 7th day of October, 2010 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Mayor Grayson for the Council to go into Executive Session for general reputation and character, job performance, or compensation and which motion was seconded by Councilman Meador; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 34 minutes.

Councilman Moore made the motion to reconvene into regular session at 6:56pm. Councilman Meador seconded the motion and motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Council Discussion

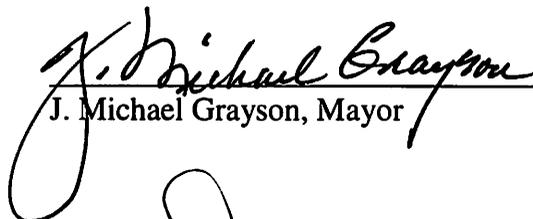
Councilman Congress addressed the Mayor and Council about the letter that Beverly Huitt had received from Rick Manley, City Attorney concerning dilapidated property at 1504 Highway 80 East. Councilman Congress told them that the letter stated that several of the trees would have to be removed. Councilman Congress also stated that Ms. Huitt had torn down the house and had burned the debris. Councilman Congress asked why the trees needed to be removed. Councilman Cooley stated that this was something that needed to be addressed by Mr. Manley concerning the letter. Mayor Grayson stated that the property had to be maintained once it was in compliance.

Councilman Cooley stated that the Mayor and Council were aware of the 7 year incentives package used to help re-develop the Gateway shopping center and the Vowell's Market. Councilman Cooley proposed a new 3 year incentive package which would reduce the city's new and used automobile sales tax from 1% to .5%. Councilman Congress questioned how much sales tax revenue the City would lose with the reduced tax rate. Councilman Cooley

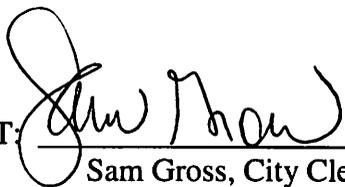
stated that Sam Gross, City Clerk had provided him with information about the amount of sales tax paid to the City. Councilman Cooley stated it would be less than \$30,000 in a twelve (12) month period. Councilman Congress asked that the City Attorney provide something to this effect in a legal form. Councilman Meador stated that he would agree to a trial basis for the reduction for either 2 or 3 years. Councilman Congress asked what a trial basis meant. Councilman Cooley then changed the wording from trial basis to a time limit of 2 years. Councilman Cooley made the motion to reduce city sales taxes on new or used vehicles from 1% to .5% for a 2 year limited basis which would then be reviewed at that time to determine whether the change should be made permanent. This trial will begin January 1, 2011 and last until December 31, 2012. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Meador made the motion to adjourn at 6:58pm. Councilman Moore seconded the motion



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

October 21, 2010

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday October 21, 2010 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton

City Clerk: Sam Gross

Department Heads:

- Police–Tommie Reese-submitted
- Fire-Ron Few-submitted
- Library–submitted
- Park & Recreation-Mark Pettus-submitted
- Building Official-Clarence Booker, Jr.
- Court-submitted
- Public Works–Mike Baker
- Horticulture-Barbara Blevins
- City Hall–Sam Gross

Mayor Mike Grayson called the meeting to order. Mayor Grayson asked Councilman Congress to open the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson entertained a motion to approve the agenda. Councilman Congress made the motion to approve the agenda as presented. Councilman Meador seconded the motion and the motion passed with 6 votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the October 7, 2010 regular meeting. Councilman Cooley made the motion to approve the minutes as presented. Councilman Meador seconded the motion and motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson stated that Ron Sparks would be in Demopolis on Thursday, October 28th at the Demopolis High School prior to the Demopolis vs. Hillcrest game.

Mayor Grayson then stated the Dr. Robert Bentley would be in Demopolis on Friday, October 29th at 4pm at Rooster Hall.

Mayor Grayson noted that the Demopolis Area of Chamber of Commerce joined by UWA's Small Business Center would be hosting a seminar on how to market your business during the holiday season on Thursday, October 28th from 9am-12.

Mayor Grayson announced that the City had received verification that Demopolis would be hosting the 2011 Southeastern Regional Baseball tournament for the 12 year old and under. Mayor Grayson stated also we need to give thanks to Art Evans, Rob Pearson, and Park & Recreation Director Mark Pettus and his staff.

Mayor Grayson stated that former Councilman and long time residence of Demopolis. Bobby Kidd had passed away and that the council needed to acknowledge the fact that he did so much for the City of Demopolis. Councilman Congress made a motion for the Mayor and City Council to prepare a proclamation to be presented to Ms. Virginia Kidd and family in memory of the former Councilman Robert L. Kidd, Jr. Councilman Yelverton seconded the motion and the motion passed with the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Departmental reports

Departmental reports were submitted as indicated above.

Councilman Moore questioned the ATRC overtime on the Police report. Chief Reese stated that this was funded by a traffic grant.

Councilman Congress thanked Public Works Director, Mike Baker, Police Chief Tommie Reese, Assistance Fire Chief Johnson and Fire Chief Few for attending his town hall meeting last night; he stated that they were assets to the meeting.

Projects

Dilapidated Housing: Mayor Grayson announced that a court date has been set for November 10th at 9am with Judge Hardaway presiding. Mayor Grayson stated that there are 22 properties on the suit. Councilman Congress asked if it was too late to add to the list before the court date. Mayor Grayson answered that he would have to defer that question to City Attorney Rick Manley. Councilman Congress then asked what options Judge Hardaway had to consider. Mayor Grayson stated that if he understood City Attorney Rick Manley the first (1) option would be that the Judge Hardaway disagrees with the City position. The second (2) option would be that he agrees with the City position. The property would be then condemned at that time and he would establish a value for the property and the City could purchase it at that time. Mayor Grayson stated

that the City would clean up the property and resell to re-coup the cost of the purchase and the cost of cleaning the lot. Councilman Congress asked if the property owners would have an opportunity to clean up the lot. Mayor Grayson stated they have had several opportunities to clean the lot.

Unfinished Business

Renaming of streets: Councilman Congress stated that Mr. Manley had redrafted this proposed ordinance with requested corrections. He read the procedures for requesting a name or renaming of a street or avenue. Building Official Clarence Brooker, Jr. stated that in the City's subdivision regulation that the developer names the new street or avenue. Mr. Brooker stated that in the subdivision regulation the Planning Commission has the final say in regard to the name of the street or avenue. Mr. Brooker added that he wished the Planning Commission members would be more aware of the existing city streets and avenues. Mayor Grayson stated the first correction should read:

AN ORDINANCE ESTABLISHING THE POLICY OF THE CITY OF DEMOPOLIS FOR RENAMING EXISTING STREETS AND AVENUES WITHIN THE CITY OF DEMOPOLIS.

Councilman Congress made the motion to remove name of new streets or avenues and add re to the name in the introduction paragraph under the ordinance number and that number 8 be changed to read: "This ordinance would not in no means conflict with codes or ordinance that exist with the subdivision regulation of the City of Demopolis and that number 8 on the draft be change to number 9". Councilman Meador seconded the motion and the motion passed with 5 yes and 1 no votes with the roll call vote as follows:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: no	Councilman Meador: yes	Councilman Cooley: yes

Vicious Dog Ordinance: Mayor Grayson stated this was only a blueprint for an ordinance. Councilman Cooley had several concerns in regard to the wording of the ordinance. Councilman Cooley stated the lists of vicious animals are too generic. Councilman Cooley stated that this is very restricted and asked who was going to enforce this ordinance. Councilman Congress asked that on page one (1) the word "destroy" be changed to "euthanized". Councilman Cooley asked Chief Reese if the money paid at the Municipal court was the portion of this subject to go to the state. Chief Reese stated yes. Councilman Cooley stated it is not definitive. Councilman Yelverton made a motion for Councilman Congress and Councilman Cooley to form a committee to redraft the ordinance to presence to the Council at a future date. Mayor Grayson agreed that he would work with Police Chief Reese and would return with a paired down version to present to the Council. Councilman Congress stated that he would like Animal Control Officer Lucille Carpenter to be included in this because of her professional knowledge.

Whistleblower Policy: Mayor Grayson noted that this was a carry over from the last Council meeting. Councilman Congress stated that he had reviewed it and there was a correction needed. The following is the proposed correction:

- A Whistleblower who makes a report that is not done in good faith is subject to discipline, including termination **by** the City Council, or other legal means to protect the reputation of the City, its Council members and its employees.
- Anyone who retaliates against the Whistleblower (who reported an event in good faith) will be subject to discipline, including termination **by** the City Council.
- Supervisors and/or City Council members who receive the reports must promptly act to investigate and/or resolve the issue **per the Personnel Policy**.

Mayor Grayson asked that Councilman Congress make the correction and present it to the Council on the November 4th meeting.

Park & Recreation Board Appointments: Mayor Grayson stated that there are two (2) appointments that expired in October 2010, G. T. Russell and Will Moore's. Mayor Grayson stated there was a nomination for Tony Pittman and the reappointment of the current members. Mayor Grayson also stated that this was Mr. Russell and Mr. Moore's first (1) term. Councilman Congress made the motion to reappoint Will Moore for a second (2) term. Councilman Meador seconded the motion and the motion passed with 5 yes and 1 abstain votes as follows:

Mayor Grayson: yes Councilman Moore: abstain Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Yelverton made the motion to appoint Tony Pittman to Park and Recreation board for his first (1) term. Councilman Cooley seconded the motion and the motion passed with 4 yes votes and 2 abstainments. The votes are as follows:

Mayor Grayson: yes Councilman Moore: abstain Councilman Congress: abstain
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Library Board Appointment: Mayor Grayson referred this to Councilman Yelverton for the information on the expired terms of Quinn Henderson and Catherine Meador. Councilman Yelverton stated these two (2) ladies were filling the unexpired terms. Councilman Congress made the motion to reappoint Quinn Henderson to the Library board. Councilman Cooley seconded the motion and the motion passed with 5 yes votes and 1 abstain vote as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: abstain Councilman Cooley: yes

Councilman Congress made the motion to reappoint Catherine Meador to the Library board. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes and 1 abstain vote as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: abstain Councilman Cooley: yes

Board of Adjustment Appointment: Mayor Grayson stated that the terms of Allen Bishop and Robert Shepherd expired October 2010. Councilman Congress made a motion to reappoint Robert Shepherd. Councilman Congress stated that Mr. Shepherd has had a good attendance record. Councilman Congress also stated that Mr. Shepherd was filling an unexpired term. Councilman Yelverton seconded the motion and the motion passed with 6 yes votes as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Cooley asked that this issue be tabled for clarification. Councilman Congress indicated that he would like to nominate Peter Jones. Mayor Grayson would like Steve Henderson nominated, and Councilman Cooley wished to nominate Blair Parr for the alternate.

New Business

Rescheduling December 2nd Council meeting: Mayor Grayson suggested that the Council meeting for December 2nd be moved due to Christmas on the River. Councilman Moore made the motion to move the December 2nd to December 9th at 5:15pm at Rooster Hall. Councilman Meador seconded the motion and the motion passed with 6 yes votes as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Demopolis High School-Public Assembly application: Mayor Grayson stated the application was for the Demopolis High School homecoming parade. Councilman Congress made the motion to approve the public assembly application. Councilman Meador seconded the motion and the motion passed with 6 yes votes as follows:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Kevin McKinney, EMS Director: Kevin Mc Kinney stated that as of January 1, 2013 all wideband operations will cease on the VHF and UHF bands. Mr. Mc Kinney also stated any license not modified to reflect this as of that date will be subject to cancellation by the FCC and any use of wideband emissions on those bands may result in fines or

suspension. Mr. Mc Kinney then stated that this was an unfunded mandate and that the first step to comply with it was to send an application to the FCC for a new frequency. Mr. Mc Kinney told the council that after receiving the license from the FCC, the City could then determine which radios could be used. Mr. Mc Kinney also stated that the Police Department repeater would have to be replaced at a cost of approximately \$12,000 and that a grant had been written for that cost and he felt that it would be approved. Mr. Mc Kinney told the council that the repeater located at the new Fire Station is digital, however, the radios that the Fire Department has at this time cannot use it. Mr. McKinney noted that Public Works currently does not have a FCC license. Mr. McKinney strongly suggested that Public Works Director Mike Baker apply for an FCC license soon. Councilman Meador asked why the City couldn't use just one frequency. Mr. McKinney stated that each department has its own frequency. Mayor Grayson asked Mr. McKinney if he could assist the City on the communications inventory and pursuing funding for this. Mr. McKinney stated yes.

Ordinance 2010-5: Mayor Grayson stated that this was to amend Ordinance 1991-3 pertaining to the sales tax on new and used automobile. Mayor Grayson announced that as of January 1, 2011, the sales tax rate for new and used automobile will be .5% and that temporary rate will end on December 31, 2012. Councilman Cooley made the motion to approve the first reading of Ordinance 2010-5. Councilman Meador seconded the motion and motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress then made the motion to suspend the rules. Councilman Moore seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress also made the motion to have the second reading of Ordinance 2010-5. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress finally made the motion to adopt Ordinance 2010-5. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Donald Singleton-Sunset Road: Mr. Singleton requested the right to speak at a later date.

Council Discussion

Councilman Congress asked if the matter that was discussed in executive session been addressed. City Clerk Sam Gross stated that a date that suited both parties has not been established. Councilman Congress asked that the Council be informed on the results.

Councilman Congress stated that at his town hall meeting a citizen in the new quarter in District 2 requested that the road be paved. He asked that this be considered.

Councilman Congress also stated that a ditch at 2005 Reed Drive needs to be addressed.

Councilman Congress then stated that he deferred Mr. Fountain in District 1 to Councilman Moore concerning a ditch on his property.

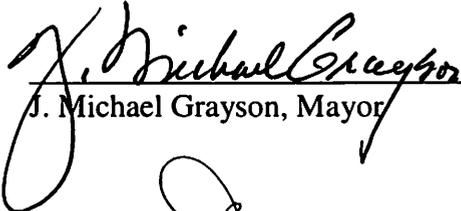
Councilman Congress noted that he had informed the residence in District 2 that a grant had been applied for to pave Sunset Road but had not been funded.

Councilman Congress told the council that citizens in Eastern Hills would like to see gutters, culvert, and sidewalks in that area.

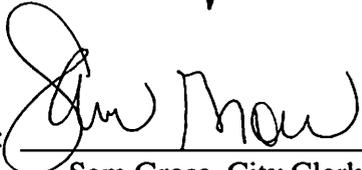
Councilman Congress asked if the City's audit or budget was on line. Mayor Grayson stated he would consider it. Councilman Cooley expressed that he would be totally against the City's budget being on line.

Councilman Yelverton stated that unfinished business had been omitted from the agenda on the safe route grant. Mayor Grayson stated that this would be placed back on the agenda for November 4, 2010.

Councilman Cooley made the motion to adjourn at 6:58pm. Councilman Meador seconded the motion



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Called Meeting

October 27, 2010

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday October 27, 2010 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton
Rick Manley, City Attorney
Sherron Brown, Human Resource

Absent: Sam Gross, City Clerk

Department Heads:

- | | |
|---------------------|--------------|
| • Police | Court |
| • Fire | Public Works |
| • Library | Horticulture |
| • Park & Recreation | City Hall |
| • Building Official | |

Mayor Mike Grayson called the meeting to order. Councilman Moore opened the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson stated at this time that he would recuse himself and turn the meeting over to Mayor Pro-Tempore Moore.

At 5:20pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a called Council Meeting on the 27th day of October, 2010 the time, date, place and agenda of which were duly announced and notices of

which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Meador for the Council to go into Executive Session for general reputation and character, job performance, or compensation and which motion was seconded by Councilman Congress; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 15 minutes.

Councilman Meador made the motion to reconvene into regular session at 5:36pm. Councilman Yelverton seconded the motion and motion passed with 5 yes votes by the following roll call vote:

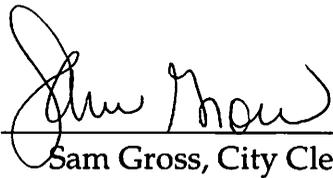
Mayor Grayson: Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes
Mayor Pro-Tempore Moore appointed Councilman Yelverton to the Public Safety to replace Mayor Grayson. Mayor Pro-Tempore Moore stated that Public Safety committee would meet tomorrow October 28th at 1:00pm at Rooster Hall to hear appeal of Mr. Vernon Waters. Councilman Congress asked if this should be a motion for the matter of record. Mayor Pro-Tempore Moore replied that this is an administrative matter. City Attorney Rick Manley stated that there should be a motion to meet. Councilman Meador made the motion to hold the Public Safety committee hearing on October 28th at 1:00pm at Rooster Hall. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: Councilman Moore: yes Councilman Congress: yes

Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Meador made the motion to adjourn at 5:38pm. Councilman Congress seconded the motion

Thomas Moore, Mayor Pro-Tempore

ATTEST: 
Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

November 4, 2010

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday November 4, 2010 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton

City Clerk: Sam Gross

Department Heads:

- Police–Tommie Reese
- Fire–Ron Few-submitted
- Library–Morgan Grimes-submitted
- Park & Recreation
- Building Official
- Court
- Public Works–Mike Baker-submitted
- Horticulture
- City Hall–Sam Gross

Mayor Mike Grayson called the meeting to order. Reverend Lacornia Harris to opened the meeting with the invocation.

Cub Scout Pack 41 lead the Pledge of Allegiance.

Mayor Grayson entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda as presented. Councilman Moore seconded the motion and the motion passed with 6 votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the October 21, 2010 regular meeting. Councilman Yelverton made the motion to approve the minutes as presented. Councilman Meador seconded the motion and motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson stated that he had received a couple of letters that he would like to read publicly, one from Mark Pickle of Extreme Power Tech. Mr. Pickle expressed his thanks to DPD's Sergeant Bryant and Officer Johnson in assisting in safety for the display of fireworks on the evening of October 23rd. Mr. Pickle wrote that knowing the Demopolis Police had secured the shot site allowed him to concentrate on the job at hand and having that high level of security made his job much easier. Mayor Grayson also stated Mr. Pickle also expressed his personal thanks to the DFRD's Lt. Foster, Battalion 1, Alex Morris, Chris Hupe, Engine 1's Jason Reid, Jimmy Day, as well as the crew of Engine 2 for their vigilance and good work during the display, particularly with the dry conditions currently in Alabama. Mayor Grayson asked that Chief Few and Chief Reese pass these thanks along to their men.

Mayor Grayson announced that the Marengo County Health Department had begun the WIC program on November 3rd at the old courtroom at 103 East Fulton Street.

Mayor Grayson stated that beginning November 5th, the Demopolis High School Tigers will be in the first round of playoffs at home. Demopolis will play against Fairfield.

Mayor Grayson stated that Thursday, November 11th was Veteran's Day. Mayor Grayson asked that if you see a Veteran around, give them a hug, and thank them for all they have done for us.

Mayor Grayson noted that Monday, November 8th would be the 1st Neighborhood Improvement Opportunity.

Departmental reports

Departmental reports were submitted as indicated above.

Police Chief Reese stated that Officer Daryl Reeve's wife was in accident on October 30th. Chief Reese asked that the Mayor and Council keep her in their prayers.

Fire Chief Few stated that the DFRD Haz-Mat team had put on a drill on the Fire Academy. Chief Few stated that he had received a well done letter from the Academy commander complimenting the Haz-Mat team on their high level of training.

Chief Few also wanted to thank the citizen's for donating to his department. Chief Few, in particular, wanted to thank the Masonic Lodge for the office equipment that they had received.

Projects

Dilapidated Housing: Mayor Grayson announced that a court date had been set for November 10th at 9am in Linden with Judge Hardaway presiding. City Attorney Rick Manley stated that only 9 out of the 22 properties on the list had been served. Mr.

Manley also stated that there was a problem with certain properties in terms of establishing ownership. Mr. Manley noted that Judy Travis and Carol Kincaid were the only ones to respond to the suit.

Unfinished Business

Vicious Dog Ordinance: Mayor Grayson stated that City Clerk Sam Gross had produced copies of the current City of Demopolis dog ordinance for the council. Councilman Cooley stated that since the transition of authority for Animal Control from the Public Works Department to the Police Department, it was his understanding, on limited information, that there were some operational procedures that needed to be worked out. Councilman Cooley then suggested that this be tabled for (30) thirty days or until the first of the year. Councilman Congress asked if there was any possibility that he could meet with Chief Reese and Lucille Carpenter to review the proposed ordinance section by section. Mayor Grayson suggested that Councilman Congress set up a time to meet with them. Councilman Congress agreed to do so.

Whistleblower Policy: Mayor Grayson announced that Councilman Congress had worked to amend the proposed policy. Councilman Moore then asked if this issue was a time sensitive one since the auditor had recommended this. Mayor Grayson stated he didn't believe it was a time sensitive matter, that it was simply a recommendation that needed to be put in place. Councilman Congress made the motion to table this amended policy until the next council meeting on November 18th. Councilman Moore seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Board of Adjustment Appointment: Mayor Grayson stated that the term of board member Allen Bishop had expired. Mayor Grayson then stated that he had spoken with Allen Bishop and that he would like to serve another term. Councilman Congress asked if Mr. Bishop lived within the city limits. Mayor Grayson stated that Mr. Bishop lives within the police jurisdiction. Councilman Congress then made the motion to reappoint Allen Bishop to serve full term on the board of adjustment. Councilman Meador seconded the motion and the motion passed with 5 yes votes and 1 abstained by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: abstain	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress also stated that he would like the City of Demopolis to pass a policy that required a person sitting on a city board to be a resident of Demopolis and to live in the city limits. Mayor Grayson noted that such a policy was already in place for the Board of Education. Mayor Grayson also stated that the Industrial Development Board's policy was that an individual could live up to 25 miles away and still serve on that board.

Safe Route to School Grant: Mayor Grayson stated the city had submitted an application for a Safe Route to School grant; however it had not been funded. He noted that the city could reapply for the grant for the current cycle. He also stated that council action was required before we reapply. Councilman Meador asked if it was going to cost the city any money. Mayor Grayson stated it should not but if it cost the city anything it needed to come before the council for approval to go ahead. Councilman Yelverton made the motion to re-submit the application with the caveat that if this cost the city anything, the issue would again have to come before the council for approval. Councilman Moore seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Cooley noted that the Board of Adjustment appointment was not completed. Councilman Cooley than stated that Councilman Congress had nominated Peter Jones and Mayor Grayson had nominated Steve Henderson and that he himself had nominated Blair Parr. Councilman Cooley's nomination for Blair Parr was for an alternate position. Councilman Cooley stated that it was his understanding that 2 alternates were needed. Mayor Grayson stated that this was correct. Councilman Cooley then made the motion to appoint Blair Parr for the alternate for the Board of Adjustment. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Mayor Grayson stated that Steve Henderson had asked that his name be removed from nomination for the Board of Adjustment. Councilman Congress then made the motion to appoint Peter Jones to serve as an alternate for the Board of Adjustment. Councilman Moore seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

New Business

Recognizing Firefighters during Fire Prevention Month:

Mayor Grayson turned the council meeting over to DFRD's Chief Few to recognize the city's firefighters who protect Demopolis on a daily basis. Chief Few stated that some fire departments do not train their personnel to prevent fires, but only how to respond to fires. Chief Few noted that if you go to a hospital to visit a child that has suffered burns, you would know how important it is to teach fire prevention. Chief Few also stated that the Fire Department had purchased a training aid in the form of a talking fire hydrant

named "Pluggie" to help teach kids about fire prevention and he expressed his thanks to Maurice Martin, Chris Hupe, Terry Pope and Alex Morris for all their hard work to make Pluggie a hero for the Citizen's of Demopolis.

ABC Application- OK One Stop LLC- Mayor Grayson stated the City of Demopolis has received an application from OK One Stop LLC for an off premise beer license. Mayor Grayson asked Chief Reese for his recommendation for this application. Chief Reese recommended that the council deny the application due to the high number of calls to this location. Councilman Moore then made the motion to deny the ABC application to OK One Stop LLC based on the recommendation from Chief Reese. Councilman Yelverton seconded the motion and the motion passed with 5 yes and 1 abstain votes by the following roll call vote:

Mayor Grayson: abstain	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

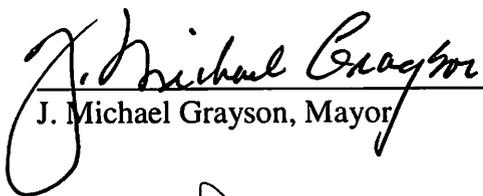
Council Discussion

Councilman Meador thanked Public Works Director Mike Baker for repairing the South Industrial Park road.

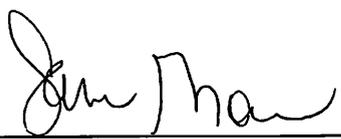
Councilman Yelverton thanked the Fire and Police department for their performance while responding to the accident that occurred the previous Friday night. Councilman Yelverton also stated that he felt that the departments went above and beyond their call.

Councilman Congress requested that the Police Department enforce the inappropriate attire ordinance.

Councilman Cooley then made the motion to adjourn at 6:58pm. Councilman Meador seconded the motion



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

November 18, 2010

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday November 18, 2010 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton
Jay Wright, Grant Administrator

Absent

City Clerk: Sam Gross

Department Heads:

- Police–Tommie Reese-submitted
- Fire-Ron Few-submitted
- Library–submitted
- Park & Recreation-submitted
- Building Official-Clarence Booker, Jr.
- Court-submitted
- Public Works–Mike Baker
- Horticulture
- City Hall

Mayor Mike Grayson called the meeting to order. Mayor Grayson asked Councilman Cooley to open the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson entertained a motion to approve the agenda. Councilman Moore made the motion to approve the agenda as presented. Councilman Meador seconded the motion and the motion passed with 6 votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the November 4, 2010 regular meeting. Councilman Meador made the motion to approve the minutes as presented. Councilman Moore seconded the motion and motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson stated that the Neighborhood Improvement Opportunity Group held its first meeting last Tuesday.

Mayor Grayson stated a meeting was held Tuesday November 16th with Alabama Community of Excellence (ACE) representatives for recertification of ACE status for the city. Mayor Grayson stated that he and Jay Wright, City Grant Administrator, met with the two representatives from ACE and felt very confident of the renewal of the city's ACE status after the meeting.

Mayor Grayson announced that City Hall would close at noon on Wednesday November 24th and reopen on Monday November 29th in observance of the Thanksgiving holiday.

Mayor Grayson stated that Jenn Tate, Chamber of Commerce Director, has requested that the Council attend the lighting of the park on Thursday December 2nd.

Mayor Grayson reminded the Council that the December 2nd council meeting was rescheduled until December 9th.

Councilman Meador announced that the Demopolis Schools Foundation would be selling smoked turkey breast for a fundraiser. Councilman Meador stated this was a great opportunity to support the School Foundation. Councilman Meador added that they would be selling them on Saturday from 10am until 12 at the High School.

Departmental reports

Departmental reports were submitted as indicated above.

Fire Chief Few stated that his department would be taking up money to feed 15 needy families for Thanksgiving. Chief Few stated that if anyone would like to help they will start on Wednesday November 24th.

Chief Few also stated that he would like to show the Mayor and Council a tool that his department needs. Chief Few explained that this tool was used to detect warm spots in a smoky fire scene such as a warm body. Chief Few stated the First United Woman's Club donated the one they have. He noted that the helmet purchased by the First United Methodist Club cost \$25,000. Chief Few stated this current model cost only \$6,000.

Projects

Dilapidated Housing: Mayor Grayson announced that the city's court date in regard to this issue was last Wednesday November 10th. Mayor Grayson stated that the city was able to serve 7 of the 18 listed properties. He noted that Mr. Manley, City Attorney, was able to work out arrangements to all but one which will require the city to submit a plan to the owner detailing that we require of this person. Mayor Grayson asked that the building committee be involved in developing that plan. The Mayor stated that when this

was accomplished, that person would submit their own plan to the city. Councilman Moore asked if this was a residential or commercial property. Mayor Grayson stated it was commercial. Councilman Moore then asked if the Mayor and Mr. Brooker felt that we had made progress. Mayor Grayson stated that he was frustrated and had been rudely candid. Mr. Brooker stated that he had no comment. Mayor Grayson announced Mr. Manley's arrival. Mayor Grayson then asked Mr. Manley about progress on the issue of the court. Mr. Manley stated that there had been some miscommunication regarding the Travis property. Mayor Grayson asked if there was a time frame for those who had made arrangements with the city to comply. Mr. Manley then stated he would submit a memo addressing the time frame on the properties.

Unfinished Business

Whistleblower Policy: Councilman Cooley pointed out several errors in the draft policy. The following is the proposed correction:

- Anyone who retaliates against the Whistleblower (who reported an event in good faith) will be subject to discipline, including termination **by** the City Council.

Councilman Meador suggested the last bullet be moved to the first bullet's position. Councilman Moore made the motion to adopt the policy with the correction. Councilman Cooley seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

New Business

Texting: Councilman Meador stated that he had received a copy of the texting ordinance from Montgomery and that he forwarded a copy to Chief Reese for his recommendation. Councilman Meador then distributed copies of this document with the changes that Chief Reese had made on the Montgomery ordinance to the council. Councilman Moore suggested that this be tabled until the December 9th council meeting.

Don Singleton-Sunset Road: Mr. Singleton addressed the council as to the placement of this issue on the agenda under new business. Mr. Singleton stated he felt that this was unfinished business. Mayor Grayson told the assembly that he had received 2 bids on the paving of Sunset Road. Mayor Grayson also stated that Mr. Singleton was correct and that this was definitely unfinished business. Mayor Grayson asked that the meeting records reflect his introduction of copies of the first council decision concerning the paving of Sunset Road in the amount of \$60,000. Mayor Grayson stated he had received 2 bids from Goodwin, Mills, and Cawood. Their first quote for paving Sunset Road was \$118,710.00. Mayor Grayson also stated that he had asked Brooks Butler from Goodwin, Mills, and Cawood to research means to reduce costs and that Mr. Butler had returned with a second quote in the amount of \$115,823.00. Councilman Yelverton then stated that the water main project planned for the street should have priority went so that the

new paving would not be damaged in the process. Councilman Yelverton also stated that the city was awaiting a grant for paving.

Industrial Development Board vacancies-Council appointment: Mayor Grayson announced that Jim Grantham has resigned from this board due to relocating to another state. Mayor Grayson then made the recommendation to nominate Steven Morgan. Mayor Grayson stated that Mr. Morgan was an Engineer at Rock Tenn and a former manager at Hexion. Councilman Cooley asked if this recommendation would be for the unexpired term of Jim Grantham. Mayor Grayson stated yes. Councilman Yelverton asked where Steven Morgan lived. Mayor Grayson stated Moss Lane in Gallion. Councilman Congress then made a counter nomination to appoint Harrison Coleman to the empty slot. Councilman Congress stated that Mr. Coleman also works at Rock Tenn. Councilman Yelverton then asked where Mr. Coleman lived. Councilman Congress stated that he had two (2) homes, one located on Perry Street and the other in Greene County. Mayor Grayson noted that a member could live up to 25 miles away. Councilman Yelverton voiced his opinion on nominating someone who resided within the city limits. Mayor Grayson stated this issue would be automatically tabled until the December 9th Council meeting. Councilman Congress then made a motion delay the nominations until the December 9th meeting. Councilman Yelverton seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Council Discussion

Councilman Yelverton made a motion to enter into executive session for good name and character. Councilman Congress seconded the motion, however, the motion failed with 3 nays, 1 abstention.

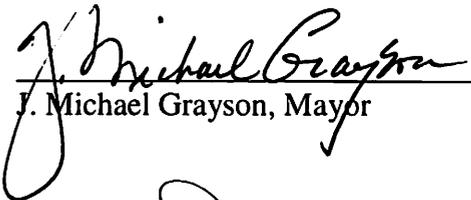
Mayor Grayson: abstain	Councilman Moore: no	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: no	Councilman Cooley: no

Councilman Congress stated that Ms. Inez Murdock, who lives at the corner of A Street and Lincoln Street, had contacted him with a problem; he told the council that Ms. Murdock had stated that every morning at 3am her neighborhood was awakened by trucks entering the nearby shopping center. Mr. Manley suggested that the Police Department monitor the location at that time to get contact information from the trucks in question. Chief Reese stated that he would see that this was done.

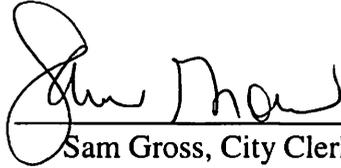
Councilman Congress then addressed another issue and stated that he felt that the City was being hypocritical taking people to court over dilapidated properties when the City itself had a dilapidated Fire Station building downtown at the corner of Highway 43 and Washington Street. Mayor Grayson told Mr. Congress that Jay Wright, the City Grants Administrator, was actively looking into grants to remodel that location.

Councilman Cooley then followed Councilman Congress' remarks about the Fire station by stating that a plan was first needed addressing what needed to be done relative to cleaning up the building. Councilman Cooley felt it was not the Council's responsibly to come up with the plans.

Councilman Meador then made the motion to adjourn. Councilman Cooley seconded the motion



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

December 9, 2010

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday December 9, 2010 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton

City Clerk: Sam Gross

Department Heads:

- Police–Tommie Reese-submitted
- Fire-Ron Few-submitted
- Library–submitted
- Park & Recreation-submitted
- Building Official-Clarence Booker, Jr.-submitted
- Court-submitted
- Public Works–submitted
- Horticulture
- City Hall-Sam Gross

Mayor Mike Grayson called the meeting to order. Minister Tommy Leopard opened the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson entertained a motion to approve the agenda. Councilman Moore stated that Fire Station # 2 is not on the agenda. Councilman Moore stated that this should be added under unfinished business # 4. Councilman Congress stated that a request from the finance committee should be added under new business. Councilman Congress made the motion to approve the amended agenda. Councilman Meador seconded the motion and the motion passed with 6 votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the November 18, 2010 regular meeting. Councilman Cooley made the motion to approve the minutes as presented. Councilman Congress seconded the motion and motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson announced that he had spoken with John Clyde Riggs this afternoon regarding the CDBG grant for the Jackson Street water project. Mayor Grayson stated that officially, the city had not been approved, but unofficially, Mr. Riggs felt confident about it.

Mayor Grayson then stated that after the turn of the year he would be gathering information to assist in the revitalization effort for the downtown area and that this would tie the downtown area into the riverfront area

Mayor Grayson noted that he had received a letter from Teddy Porter who wanted to donate several metal shelves to the City. Mayor Grayson stated the value of shelves was between \$10,000 and \$20,000. Mayor Grayson stated that the City was grateful for the donation from Mr. Porter.

Mayor Grayson then announced that the Council would have to go into executive session on two (2) financial matters.

Departmental reports

Departmental reports were submitted as indicated above.

Projects

Dilapidated Housing: Mayor Grayson stated “no report”.

Unfinished Business

Texting Ordinance: Councilman Meador reminded the council that a draft of this was handed out during the November 18th Council meeting for consideration. Councilman Meador stated that this ordinance was straight forward. Councilman Cooley stated that the council had initially discussed this approximately six (6) months ago. Councilman Cooley also stated that everyone was aware of accidents that have taken place due to texting. He noted that the Alabama Legislature has refused to act on this matter and that it was the city’s responsibility to enact this ordinance in an attempt to make our streets safer. Councilman Congress stated that just dialing a cell phone is potentially just as destructive. Councilman Congress then asked if this ordinance should have more in it pertaining to the dialing of a cell phone. Councilman Yelverton asked Chief Reese if someone from Georgia was passing through and if an officer saw him texting would they stop that individual and give them a ticket. Chief Reese stated yes. Mayor Grayson then asked Chief Reese in his professional opinion what he thought of this ordinance. Chief Reese stated this ordinance was fine with him. Councilman Cooley made the motion to adopt the texting while driving ordinance. Councilman Moore seconded the motion and the motion passed with 4 yes, 1 nay, and 1 abstained by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: abstain
Councilman Yelverton: no	Councilman Meador: yes	Councilman Cooley: yes

Sunset Road: Councilman Congress announced that he had spoken with Don Singleton earlier in the day. Councilman Congress stated that he had not had the opportunity to meet with residents of Sunset Road. Councilman Congress also stated that he was to meet with the residents on December 14th and would inform them of the commitment that the Council has made to Sunset Road during the December 16th Council meeting.

Industrial Development Board vacancies-Council appointment: Mayor Grayson stated that Jim Grantham was relocating for work and that this created a vacancy. Mayor Grayson noted that nominations had been made during the November 18th Council meeting. These were: one (1) Steven Morgan and two (2) Harrison Coleman. Councilman Meador stated that he had gotten an email from Councilman Yelverton also submitting Paul Miller as a nominee. Councilman Meador stated that Mr. Miller was the manager at Foster Farms. Councilman Meador told the council that the purpose of the appointing board policy was to give everyone the opportunity to research the person being nominated. Councilman Meador stated that it would be up to the Council to accept Mr. Miller as a nominee. Councilman Meador noted that if Mr. Miller's name was added to the list of nominees that the council would have to wait until the December 16th Council meeting to act on the issue. Councilman Congress then made the motion to withdraw Harrison Coleman from consideration. Mayor Grayson stated that the Council would vote on the matter during December 16th meeting.

Fire Station # 2: Councilman Moore announced that while Mayor Grayson had addressed this issue, he would like to keep the ball going on it. Councilman Moore stated that Mayor Grayson was scheduling a building committee meeting to discuss Fire Station # 2 after the first of the year. Mayor Grayson stated that the big hold up was finding the funding to renovate the station. Councilman Moore was strongly in favor of finding a source on funding. Councilman Cooley stated that if plans to accomplish this had been put forward, that he had not seen them. Councilman Moore suggested that the building committee and the Fire Chief Few work together to develop some plans and forward them to the Council. Councilman Congress asked if any funds had been sought. Mayor Grayson noted that Brian Brooker was looking for a historic grant through ALDOT but it was not approved. Mayor Grayson stated that Jay Wright, City Grant Administrator had also been researching funding. Councilman Congress stated that as of the day that Mr. Wright had taken council meeting minutes in the City Clerk's absence, he had found a grant which would cover 65% of the cost of the project and the City would have to pay 35%. Fire Chief Few corrected Councilman Congress, stating that the City would have to pay 65% and the grant would pay 35%. Mayor Grayson told the council that he would get Mr. Wright to revisit the grants and asked Fire Chief Few to submit his plans to the building committee. Mayor Grayson then stated that he would see if Mr. Nivory Gordon would come and visit.

New Business

Marengo County Economic Development Authority-Council appointment: Mayor Grayson stated the he had spoken to Kathryn Friday, Chairman, and Debra Fox, Executive Director MCEDA regarding Augusta Watters term on the council that would expire December 31st. Mayor Grayson stated that Ms. Friday and Ms. Fox both would

endorse re-appointing Ms. Watters. Councilman Moore then nominated Augusta Watters for the re-appointment to the MCEDA board. Mayor Grayson stated that there being no other nominations, this would be put on the December 16th agenda for voting.

Budget amendments-Animal Control: Mayor Grayson stated this was to address the need to transfer funds out of the Public Work's budget into the Police Department's budget where a separate account would be set up for Animal Control. Mayor Grayson told the council that he had met with both Police Chief Reese and Public Works Director Mike Baker on the matter. Mayor Grayson stated both departments had agreed on the amount of \$26,750.00 to be transferred. Mayor Grayson also stated that when this amount was transferred Animal Control would become a separate department but still under the control of the Police Department. Mayor Grayson stated the funds would not co-mingle with the Police Department accounts. Councilman Congress asked if the salary budgets had already been added to the Police Department budget. The Mayor stated that this was the only amount that they knew to be an exact amount. Councilman Meador then made the motion to approve the budget amendment for Animal Control coming under the control of the Police Department. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

ABC License Application: Mayor Grayson announced that an application had been received for Malone's Texaco located at 1407 Highway 80 West for beer off premises sales only. Councilman Cooley made the motion to approve the application. Councilman Yelverton seconded the motion and the motion passed with 5 yes and 1 no votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: no
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

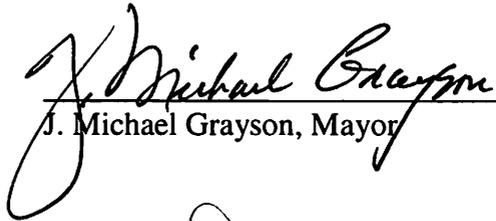
Finance Committee: Mayor Grayson stated this was the item that Councilman Congress had amended to the agenda. Councilman Congress stated that he would like the finance committee would look into the City's bank depository. Councilman Congress wanted to bring up the issue of the City diversifying its accounts to other banks in Demopolis. Councilman Congress stated that there were other local banks that supported our City. Councilman Congress also stated that he would like the finance committee to consider this. Mayor Grayson noted that the finance committee would be meeting Thursday, December 16, 2010.

Mayor Grayson then asked if anyone would entertain a motion to go into executive session for financial matters relating to City business. Councilman Meador made the motion to go into executive session. Councilman Moore asked if the council could do this during Council Discussion due to the time. Mayor Grayson stated that this executive session could wait until December 16th meeting due the time restriction. Councilman Meador withdrew his motion.

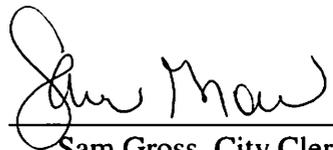
Council Discussion

No discussion from any of the Councilman.

Councilman Meador then made the motion to adjourn. Councilman Cooley seconded the motion



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

December 16, 2010

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday December 16, 2010 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton
City Clerk: Sam Gross

Department Heads:

- Police—Tommie Reese
- Fire—Ron Few-submitted
- Library
- Park & Recreation-submitted
- Building Official—Clarence Booker, Jr.
- Court-submitted
- Public Works—Mike Baker
- Horticulture—Barbara Blevins
- City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order. Pastor Mickey Green opened the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson entertained a motion to approve the agenda. Councilman Cooley made the motion to approve the agenda. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the December 9, 2010 regular meeting. Councilman Yelverton made the motion to approve the minutes as presented. Councilman Meador seconded the motion and motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson announced last week that Mr. Teddy Porter had graciously donated office equipment. Public Works Director Mike Baker has secured the office equipment which is currently stored at his department. Mayor Grayson stated that a letter would be sent to Mr. Porter thanking him on behalf of the city. Mayor Grayson noted that the estimated value of the office equipment is about \$12,000.

Mayor Grayson then stated that on February 1st and 2nd the AIDT will present a two (2) day seminar at the Demopolis Higher Education Center. Mayor Grayson stated that he himself would like to attend even if all the department heads did not.

Mayor Grayson announced that he had received an email from Pam Door. Ms. Door is working on a large HUD grant and is looking for a partner to match the grant. The grant, if awarded, would allow HERO to work with the City of Demopolis for three (3) years to develop affordable housing projects. Mayor Grayson asked the council members if this would be something that we would be interested in. Mayor Grayson also stated that he emailed Ms. Door back and asked about what resources other than money the city could provide. Ms. Door responded that public infrastructure such as paving, water and sewer would be good substitutes. Ms. Door added that anything that would make the grant move along would be a contribution. Mayor Grayson stated if there were none opposed than he intended to respond back to her that the city was very much interested. Mayor Grayson also stated that if no one objected that he would proceed with it. No objections were noted.

Mayor Grayson then added that after the first of the year he would present the council with his recommendations on changes for the rental structure for the Demopolis Civic Center and Rooster Hall.

Departmental reports

Departmental reports were submitted as indicated above.

Building Official Clarence Brooker, Jr. expressed his thanks to the Mayor and Council for the one (1) time pay adjustment.

Projects

Dilapidated Housing: Mayor Grayson stated "no report".

Unfinished Business

Jeremy Jones, Almon Associates-Industrial Access Road: Mr. Jones updated the Mayor and Council on the progress of the Airport Industrial Access Road. Mr. Jones stated that several parts of the project have been completed such as the railroad crossing and the concrete panels laid around them. Mr. Jones then stated that he now needed approval from the Mayor and the Council on a course of action to proceed or delay work on the project which has been stopped until the weather permits resumption of work. Mr. Jones presented the assembly with photos of the dirt work on the road bed beginning as far back as November 24th. The December 6th photos pictured the roadbed work with a layer of dirt 18 inches deep that had been saturated with water due to the recent weather conditions which could not be worked till dry although the contractor had made extensive efforts in this regard. Mr. Jones then stated that the contractor has offered to do the work of stabilizing the soil through a process known as lime stabilization for free if the city will purchase the lime needed to be added to the soil to change the plasticity and water absorption properties of the soil. Mr. Cooley asked several questions about the process, which were answered by Mr. Jones. Mr. Jones also stated there are several ways the City could approach the situation. He pointed out that most of the dirt work had been done, the turning lane had been widened, and the railroad crossing work had been completed by both Norfolk Southern and the Alabama Gulf Coast Railways to include the concrete panels. However, until the roadbed soil is dried

out, work can't be continued. He then presented the council with some options dealing with processing the lime into the soil so that work could resume, however, work can't continue at this point until it is done. He recommended adding the lime to improve workability of the soil and then proceeding after that. Mr. Jones stated that he needed the approval of the Mayor and the council to proceed with or delay the work until such time as the weather permits. Mr. Jones then presented more photos of the dirt that has been saturated by the rains and stated that several things had already been tried to enable the work to continue without effect. Mr. Meador then asked questions about the financial ramifications of waiting. Mr. Jones stated that the grant covers delays such as this and that it wouldn't hurt the city financially due to the delay. There was then general discussion over how this would affect the 50 or so log truck deliveries a day being made to the new RockTenn chip mill. Mr. Jones stated that they could continue. Mr. Cooley then indicated that he was ready to vote to pass the motion to extend the time allotted to completing this phase of the project. More general discussion was heard as to the impact of the delay on paving and completing the road and as to the amount of the awarded grant monies which remained and which had been committed as well as to the exact scope of the project. Discussion was also made as to the total number of grants and total sum of monies which had been awarded to the project up to this time. Mr. Yelverton then asked about the status of the FAA airport rehab grant and how this delay may impact the progress of the grant. Mr. Jones then explained the mechanics of the final grant approval for the FAA grant and how that had to be approved prior to the opening of the bids for the airport project. More technical discussion was made in regard to the stabilization of the soil on the road project. Mr. Yelverton clarified with Mr. Jones that all that was before the council this evening was really a change order only – Mr. Jones confirmed it. Mr. Yelverton then asked about reimbursement issues IRT to the grant and Mr. Jones discussed that as well. Councilman Cooley made the motion to change the work order which was seconded by Councilman Yelverton and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Industrial Development Board Appointment Vacancies: Mayor Grayson stated that two (2) names Steven Morgan and Paul Miller were nominated at the December 9th council meeting. Councilman Meador made a motion to appoint Steven Morgan. Councilman Cooley seconded the motion and the motion failed with 3 yes votes and 3 no votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: no	Councilman Congress: no
Councilman Yelverton: no	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress made the motion to appoint Paul Miller. Councilman Yelverton seconded the motion and the motion failed by 3 yes votes and 3 no votes by the following roll call vote:

Mayor Grayson: no	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: no	Councilman Cooley: no

Marengo County Economic Development Authority appointment: Councilman Congress made the motion to reappoint Augusta Watters due to the recommendation from the board. Councilman Meador seconded motion and the motion passed by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Fire Station #2: Mayor Grayson stated that nothing had been done at this time. Councilman Moore asked that a meeting be called to address the issue. Councilman Congress stated that the Fire Department report asked for a meeting with the Finance Committee. Councilman Congress then asked if that meeting had arranged yet. Mayor Grayson stated no, not to date. Councilman Cooley then stated that no request had been made to the Finance committee in this regard. Fire Chief Few then stated that he was requesting to schedule a meeting. Mayor Grayson stated that the issue would be placed on the next agenda. Councilman Congress asked that a special meeting be called to discuss the repair of the building at Fire station #2 and its vehicles. Councilman Cooley stated that the council needed specific information as to what the needs are. Mayor Grayson stated that the City Building Committee would schedule a meeting next week to address this issue.

Sunset Road: Mayor Grayson asked if there was anybody that was going to speak on behalf of Sunset Road. Councilman Congress stated that Mr. Royal Dunavent had a question that he would like to direct to the Council. Mr. Dunavent asked what the previous Council's position was in regard to paving Sunset Road. Councilman Moore told Mr. Dunavent that the Council would have to refer back to the minutes at that time. Councilman Moore stated that Almon Associates had developed the plans for the paving which the council at that time had agreed to pay. Mayor Grayson then stated that he had recently received an estimate from Goodwin, Mills, & Cawood regarding the paving project. Councilman Moore requested that the Council call a special meeting specifically for Sunset. Councilman Moore then stated that Mr. Dunavent had asked a question that the Council could not answer at the time. Councilman Moore continued that he would like some time to research and verify the commitment from the prior Council. Mayor Grayson stated that a special called council meeting would be scheduled after everyone checked his or her calendar.

New Business

Mike Marshall-Industrial Development Board: Chairman Industrial Development Board Mike Marshall updated the Council with information that the IDB had been working on a project that would rename the current Airport Industrial Park to the proposed Port of Demopolis Intermodal Complex. Mr. Marshall stated that several parties had recently visited the site and had stated that the location was unique with its co-located port site, an over 250 acre industrial park, access to four modes of transportation, its refurbished access road, rail spurs, and water access, as well as its large scale building with over 102,000 square feet of available space. Mr. Marshall also stated that they were currently refining their strategic plan. The next step in the process was to interact with a port consultant who would develop an executive summary. Mr. Marshall then stated that the Industrial Development Board recommended the engagement of W.R. Coles and Associates for this purpose. He also noted that there had been some discussion about the purchase of the property at that location and that Rock Tenn has leased the building to help the Industrial Development Board. Councilman Cooley asked how many port authorities are there between here and Mobile. Mr. Marshall stated none. Councilman Cooley then asked about the number of port authorities to the north. Mr. Marshall stated Columbus MS. Councilman Meador asked how the requested \$21,000 would benefit the city. Mr. Marshall answered that it would result in a strategic plan and a summary on what was needed as the next step. Councilman Congress then asked how this would effect the revenue and employment situation for the City. Mr. Marshall stated that in the past 8 months, the Industrial Development Board has had 6 contacts regarding the property representing firms with anywhere from 50 to 300 employees. Mr. Marshall noted that most of the inquiries have been from steel related businesses. Councilman

Congress then made the motion to pay \$21,000 for the consultant. Councilman Meador seconded the motion and the motion passed with 5 yes votes and 1 abstain by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: abstain	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Kevin McKinney, EMA Director: Kevin McKinney presented the Council with several grants that had been awarded for several departments in the City. The first grant was for a repeater for the Demopolis Police department in the amount of \$10,000. The Demopolis Fire Department grant was for 12 handheld radios that will work with the current system and can be used for the updated digital system. Another Fire Department Grant provided it with 3 wireless fire com systems for the ladder truck. Mr. McKinney stated that the Council had created a committee 18 months ago to host the Haz-Mat team. Mr. McKinney also stated that another grant had been awarded in the amount of \$40,000. This money was for the gas monitoring system along with the weather station that would benefit not only the Haz-Mat team but the citizens of Demopolis as well in the case of a spill. He added that there is a specific list of items which can be purchased with the \$40,000.

2011 Holidays: Mayor Grayson stated it was the same holiday schedule as last year. Councilman Cooley made the motion to accept the 2011 holidays. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: abstain	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Council Discussion

Councilman Congress stated he wanted the Council to approve the purchase of a \$7,000 infrared thermal camera. Mayor Grayson asked why the Council needed to approve the purchase if Fire Chief Few already had it in his budget. Fire Chief Few stated that his capital expenditures had already been made for something else. Councilman Congress made the motion for the purchase of the thermal imaging camera in the amount of \$7,000. Councilman Yelverton seconded the motion. Councilman Meador asked that the Fire Chief prioritize what he needed in terms of capital expenditures. Councilman Meador stated he was in favor of this but felt that the Finance committee needed to look at issue before it was approved at that meeting. Councilman Moore stated for the record that the Fire Department was only budgeted \$2,400. Councilman Yelverton asked when the city was going to procure a command vehicle. Councilman Moore stated that he was not clear that the city had committed to purchasing the command vehicle. Councilman Moore also stated that he remembered the request but had thought that there was not enough in the budget for it. Councilman Congress then withdrew his motion but asked the Finance committee to look into the issue. Councilman Congress also requested that this matter be placed on the January 6th agenda under unfinished business.

Councilman Yelverton then asked if the Fire department was not getting a command vehicle. Fire Chief Few stated that the budget allotted to department had been for specific things. Fire Chief Few stated that half of the money for the vehicle was in the budget. Mayor Grayson then asked why the Haz-Mat truck could not be the command vehicle. Chief Few stated that he could not commit that vehicle to everyday use. Chief Few stated that if Choctaw County requested the truck at any time that it would

have to go. Mayor Grayson asked why the city needed a command vehicle. Chief Few stated that the Battalion Chiefs drives the command vehicle. Mayor Grayson asked why they weren't on the Fire truck. Chief Few stated that a battalion chief not only runs the department but man the fires as well. Councilman Moore strongly recommended that the matter be handled by the committee.

At 6:49pm the Mayor and Council moved into Executive Session for preliminary negotiations involving matters of general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)

CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION

PURSUANT TO THE ALABAMA OPEN MEETING LAW

A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 16th day of December, 2010 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Congress for the Council to go into Executive Session for preliminary negotiations involving matters of good name and character, and which motion was seconded by Councilman Yelverton; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	<u>Yeas</u>	<u>Nays</u>
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	

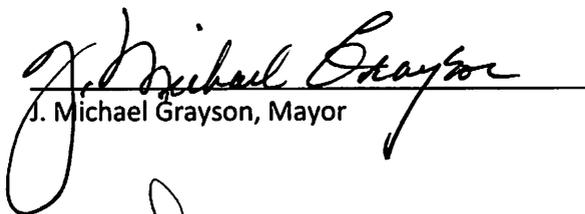
- 3. Councilman Congress Yea
- 4. Councilman Yelverton Yea
- 5. Councilman Meador Yea
- 6. Councilman Cooley Yea

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 10 minutes.

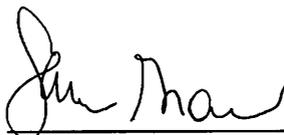
Councilman Meador made the motion to reconvene into regular session at 6:59pm. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador then made the motion to adjourn. Councilman Cooley seconded the motion



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Special Called Meeting

December 29, 2010

The special called meeting of the Demopolis City Council convened at 5:18pm on Wednesday December 29, 2010 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton

City Clerk: Sam Gross

Absent: Thomas Moore, Mayor Pro Tempore

Department Heads:

- | | |
|---------------------|---------------------|
| • Police | Court |
| • Fire-Ron Few | Public Works |
| • Library | Horticulture |
| • Park & Recreation | City Hall-Sam Gross |
| • Building Official | |

Mayor Mike Grayson called the meeting to order. Councilman Yelverton opened the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson stated the reason for the specially called meeting was to discuss unfinished business regarding Sunset Road. Mayor Grayson then turned the floor over to Mr. Don Singleton, a residence of Sunset Road.

Mr. Singleton stated he had several items of documentation - e-mails, letters and council minutes - which contained several cost estimates on the cost of road improvements involving water service, sewer, and the paving of Sunset Road. Mr. Singleton stated that on March 21, 2009, the council promised that Sunset Road would be paved as soon as the water and sewer improvements were installed. Mr. Singleton also stated that he understood the City had applied for a grant that was not approved. Mr. Singleton asked the Council if this grant could be reapplied for. He then added that no one on Sunset Road had fire hydrants either.

Councilman Congress addressed Mr. Singleton's question whether or not the Council could reapply for the Delta Regional Authority grant. Councilman Congress stated that he had spoken to Brooks Butler of Goodwin, Mills and Cawood. Councilman Congress stated that Mr. Butler had told him that as of February 2011 that the City could reapply for the grant. Councilman Congress also stated that he remembered the Council had made a commitment to District 3 to reapply during the next grant cycle. Councilman Congress noted that the City had been awarded the CDBG grant for the Jackson Street project. Councilman Congress then asked Councilman Cooley what the actual commitment was

from the prior Council regarding Sunset Road. He then stated that the actual limits of Sunset Road needed to be ascertained and it appeared from the map that it included the property of the Dunavent's. Mayor Grayson then stated that Mr. Singleton had previously pointed out that the Dunavent property is not included on the map.

Councilman Congress noted that he had reallocated funds during the 2005-2006 Council committee timeframe to include \$61,000 for a pavement overlay of Sunset Road. Councilman Yelverton then stated that there was no reason to overlay the road if the City was working on grants for the installation of water and sewer. Councilman Yelverton also stated the Council has been acting in good faith in regards to this. Councilman Yelverton then asked the property owners if they wanted the council to just overlay the road and not worry about the water and sewer or, install the water and sewer and then overlay the road as the committee had committed to in the amount of \$61,000. Mr. Singleton agreed with Councilman Yelverton that the water and sewer should be done first.

Mayor Grayson announced that the CDBG grant on the water project on Jackson Street had been awarded to the City. Mayor Grayson stated that the City had applied for two (2) grants. One being the Sunset Road water and sewer grant from Delta Regional Authority and the other, the Community Development Block Grant for the Jackson street water project, however, only one was approved. Mayor Grayson asked what the residents of Sunset would like for the Council to do at the present time. Mayor Grayson stated he had received an estimate from Brooks Butler, Goodwill Mills and Cawood for essentially just an overlay in the amount of \$115,000.

Bernice Owens, a resident of Sunset Road spoke to the Council. Mrs. Owens stated that the condition of the road was horrible. Mrs. Owen asked if it was just an overlay and the life expectancy of the overlay was just three (3) years, then why shouldn't the overlay be one and hopefully a grant would be awarded in the next three (3) years for the water and sewer.

Councilman Congress stated that he had spoken with someone looking for additional grants that could possibly be used to fund the project. Councilman Congress asked if the Council give him until the January 20th council meeting to investigate further. Councilman Congress stated that this could be utilized with \$115,000 it would cost to overlay the road. Mayor Grayson answered that the City has not committed to \$115,000. Mayor Grayson stated the city had committed to \$61,000. Councilman Congress then stated that he hoped the City would commit to the \$115,000. Councilman Congress noted this would the same work but the updated cost would be \$115,000. Mayor Grayson stated the \$115,000 compensated more than just overlay. Councilman Congress asked what Sunset Road would get for \$61,000. Councilman Congress then stated that the auditor had stated that the City had non-committed funds which could be used on things such as this. Councilman Congress noted that the City had certificates of deposit that accumulated interest. He stated that while speaking with Brooks Butler of Goodwin Mills and Cawood, Brooks had stated that the Jackson Street project would have to be

completely finished before another CDBG grant could be applied for and that would probably be in 2012.

Ms. Rainey then asked the Council what had happened to the \$61,000 that has been committed. Mayor Grayson then asked Councilman Cooley and Councilman Yelverton where this money would come from. Councilman Cooley stated the reserve. Ms. Rainey asked that when grant money is awarded, was it rotated between each Council district. Mayor Grayson stated that the Council would make that decision. Ms. Rainey then asked the Council if the Sunset Road residents had to wait on the next grant, how long would it be. Mayor Grayson answered that it would be 2012 or possibly 2013 for a CDBG grant. Mayor Grayson stated that as Councilman Congress had noted, there were more pots of monies that could be applied for.

Councilman Meador then asked if we had strongly committed to the Lem Wilson Road project next or would it be after Sunset Road had been completed before Lem Wilson Road funds would be applied for. Mayor Grayson stated that as the minutes had recorded, the council would first apply for Sunset Road - which was last year and that Lem Wilson Road would be applied for the next year - which was this year. Mayor Grayson then stated that we were assuming that we would be awarded the grant. Councilman Congress stated that was the assumption. Councilman Congress then stated that we had been approved for the grant from Delta Regional Authority however; it was not approved by the Governor. Councilman Congress then asked the Council to commit to the overlay on Sunset Road in the amount of \$115,000.

Mayor Grayson stated he needed to clear up some confusion on the compensative overlay which would last more than three (3) years. Mayor Grayson stated that a three (3) year lifespan would cost the \$61,000. Mayor Grayson also stated that in the absence of Councilman Moore, he said that he would like to take everything under advisement until the next council meeting.

Councilman Yelverton stated his opinion was that when the vote was taken on the Delta Regional Authority grant the next year that it should be applied for the Lem Wilson Road project. Councilman Yelverton stated that it didn't matter if the grant for Sunset Road was approved or not. Mayor Grayson stated that Lem Wilson road was a strictly water project. Councilman Cooley noted that he would like to use the \$61,000 to go ahead and improve Sunset Road. Councilman Cooley stated that the City has the equipment and the man power to do this work with an engineer's advice and that he wanted to do the correct thing for the residents of Sunset Road and make it right from six (6) years ago. Councilman Congress asked Councilman Cooley and Councilman Yelverton as previously serving council members referencing the December 29th minutes as to the priority list on paving in the 2005 session. Councilman Congress asked if any or all of those streets were paved. Councilman Cooley stated yes. Mayor Grayson stated that he had found a ranking list of paving streets for that period and that Sunset Road was not even on the list. Councilman Congress then stated the list was dated 2006. Councilman Yelverton stated it was a revision of the 2005-2006 lists. Councilman Cooley then stated the list was compiled by Harold Park of Almon Associates. Councilman Cooley stated

that the purpose of the list was not for paving but for resurfacing. Councilman Cooley added that the person that represented the street that was finished had arranged this with the previous Mayor Williamson. Councilman Yelverton stated the reason the street was taken off the paving list along with Edgewood was to allow the accomplishment of the water and sewer project first.

Mayor Grayson stated nothing was being accomplished by revisiting the past and that we needed to move forward. Mayor Grayson then stated he had two (2) questions. Mayor Number one (1) is: Mr. Singleton was nice enough to bring an article from the Blackbelt Gazette relating that paving will be done starting at Highway 80 and Sunset Road; however, we don't know what actually comprises Sunset Road. Mayor Grayson then stated that Mr. Singleton agreed with him on what actually comprises Sunset Road. The Mayor then stated that a new estimate should be done covering all of Sunset. Councilman Congress added that Mr. Singleton and Rick Manley City Attorney had worked together in getting the easement done. Councilman Congress then stated that Ms. Owens believed that the stakes were on her property. Rick Manley stated that a survey would be done to verify the easement is correct. Councilman Congress also stated that the street addresses should be used to verify where Sunset Road ends. Mayor Grayson posed his second (2) question: In what direction do the residents of Sunset Road want the Council to proceed in regard to this issue. Mr. Singleton answered that since Councilman Congress had asked that the residents and City Council give him until the second (2) meeting in January to investigate whether there were any funds available that it would be difficult to make a decision regarding this until that question was answered. Mayor Grayson then asked Councilman Congress if he could get this person or a representative to discuss the issue with the Council during the January 20th meeting. Councilman Congress answered that this person could not attend the Council meeting but he would get something in writing on their letterhead.

Councilman Meador stated that he felt that Sunset Road was entitled to water and sewer and paving. Councilman Meador also stated he agreed with Councilman Cooley about doing something immediately for Sunset Road such as grading and graveling the road. Councilman Meador stated that Mike Baker could give the Council a cost estimate of this. He also stated that there was really nothing more the Council could do in the next two (2) weeks or the next two (2) years. Mayor Grayson suggested that the City go to ST Bunn Construction and obtain a cost estimate for an overlay.

Councilman Congress stated that he had seen Mayor Grayson's interview on channel 8 concerning the Demopolis Civic Center becoming a Conference Center and about the proposed Intermodal Complex. Councilman Congress asked where the financing or funds for these projects would come from. Mayor Grayson stated this funding was a different pot of monies. Councilman Congress then stated that this was wonderful for the future but we need to worry about the existing problems. Councilman Congress then asked that the city get an updated estimate on overlaying Sunset Road and another estimate for more compressive paving along the entire length of Sunset. Councilman Congress also asked that a definitive drawing of the road with the correct easement be accomplished. City Attorney Rick Manley stated that a survey would have to be done on

the property before the paving would be started. Council Councilman Congress again asked that an updated estimate on the cost of overlaying Sunset Road be obtained and that another estimate for a more comprehensive paving involving the entire length of Sunset also be obtained. Councilman Congress also asked for a definitive drawing of the road with the correct easement. Rick Manley again stated that a survey would be done on the property before the paving would be started.

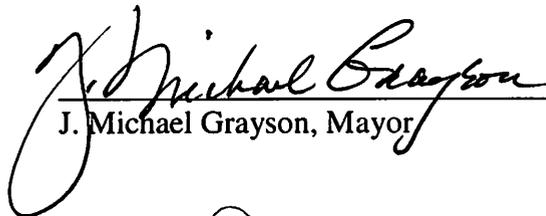
Councilman Congress made a motion to table this issue until first (1) council meeting in March. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call:

Mayor Grayson: yes	Councilman Moore:	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

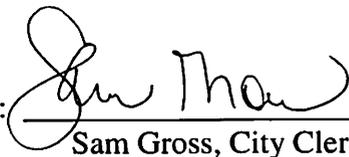
Ms. Owen asked if they needed to return. Mayor Grayson stated that it was up to them. Councilman Congress asked the residents come back so that they could hear the discussion from the Council for the first (1) meeting in March.

Councilman Congress then thanked the Council for holding a special called meeting to allow him and the residents of Sunset to voice their concerns.

Councilman Cooley then made the motion to adjourn. Councilman Meador seconded the motion



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

January 6, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday January 6, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton

City Clerk: Sam Gross

Department Heads:

- | | |
|--|--|
| • Police–Tommie Reese | Court |
| • Fire-Ron Few-submitted | Public Works–Mike Baker-submitted |
| • Library–Morgan Grimes | Horticulture-Barbara Blevins-submitted |
| • Park & Recreation-Mark Pettus | City Hall–Sam Gross |
| • Building Official-Clarence Booker, Jr. | |

Mayor Mike Grayson called the meeting to order and he asked Councilman Congress to open the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda as presented. Councilman Yelverton seconded the motion and the motion passed with 6 votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

The Council reviewed the minutes of the December 16, 2010 regular meeting. Councilman Yelverton made the motion to approve the minutes as presented. Councilman Congress seconded the motion and motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Announcements

Mayor Grayson reminded the Council that if they are planning to attend the League conference in May, to please inform City Clerk Sam Gross.

Mayor Grayson distributed drafts of a social media policy and a city purchasing policy for the council's consideration.

Mayor Grayson announced that he had registered all department heads to attend a leadership conference on February 1st and 2nd at the Demopolis Higher Education Center.

The Chamber will be holding a ribbon cutting at Sweet Water State Bank on January 20th at 9am and would like to invite everyone to attend.

Mayor Grayson stated that the Chamber after Hours will also be held at Sweet Water State Bank on January 20th at 5:30.

Mayor Grayson stated that an e-mail was sent to council members about the committee meetings on finance, building, and safety. Mayor Grayson stated that he understand these were good dates for the council members. Councilman Congress recommended that the building committee set a date. Councilman Congress, Councilman Meador, and Mayor Grayson set a meeting date for the building committee on January 19th at 1pm.

Departmental reports

Departmental reports were submitted as indicated above.

Police Chief Reese updated the Council on the status of Patrolman Daryl Reeves' wife Dolly. She is at the Shepherd Center in Atlanta and is mobile in her wheelchair. Police Chief Reese stated that she was in an accident on Highway 80 East and he asked that they keep her in their prayers.

Councilman Congress asked if the department heads could e-mail their department reports prior to the council meeting in the event the council has any questions. Councilman Cooley stated that he doesn't need a copy e-mail to him.

Mayor Grayson asked Chief Few what "public assistance" meant on the Fire report. Chief Few explained that the DFRD assists other agencies. Councilman Cooley asked if that included requiring a fire truck to be sent. Chief Few stated yes but added that sometimes the battalion chief only can assist in the command vehicle.

Mayor Grayson commended Horticulturist Barbara Blevins and her staff on a job well done for Christmas on the River. Mayor Grayson stated that their performance had not gone unnoticed.

Mayor Grayson thanked Public Works Director Mike Baker on a job well done for the clean up during and after the Christmas on the River festivities.

Mayor Grayson commended all city department heads on an excellent job from on the Christmas on the River.

Projects

Dilapidated Housing: No report

Unfinished Business

Industrial Development Board Vacancies–Council Appointment: Mayor Grayson stated that there were two (2) nominees Stephen Morgan and Paul Miller. Mayor Grayson then stated that the vacancy on the board was from Rock -Tenn employee Jim Grantham. Mayor Grayson strongly recommended Stephen Morgan for the opening because he felt that Paul Miller may need to get better acclimated into the community. Mayor Grayson also stated the Industrial Development Board had 3 upcoming vacancies in March. Councilman Cooley stated that discussion has been made about a current board member representing Foster Farms. Councilman Cooley noted that although he had retired, he had not disassociated himself from Foster Farms. Councilman Cooley then stated that if we appointed Paul Miller we would have two (2) representatives from the same company on the board and that he didn't think that was the way this issue needed to be handled. Councilman Cooley also stated that on the other side of the spectrum, Jim Grantham was the second man in charge at Rock Tenn and had helped with the expansion at the Industrial Park that will employ more than twenty-five (25) people. Councilman Cooley then stated that when a question needed to be answered by Mr. Grantham although he was second in management at Rock Tenn, he invariably had an answer the same day with no delays. Councilman Cooley noted that Stephen Morgan is now the number four (4) man at Rock-Tenn and could provide the same assistance. He then added that Rock Tenn desired to be involved in the operations of the Industrial Development Board. Councilman Cooley's suggestion was to replace the Rock Tenn member with the same. Councilman Moore then asked if the city was unofficially guaranteeing each major manufacturing firm a slot on the Industrial Development Board. Mayor Grayson stated that it was his understanding that there was no guarantee that any industrial or manufacturing have representation. Councilman Moore then stated that this seems to be the argument. Mayor Grayson replied that this had been the pattern in the past. Mayor Grayson also stated that this was something he needed to look to Councilman Moore to for information because he had been on the previous council. Councilman Moore stated that they have had several individuals from the same manufacturing or industrial firm on city boards at the same time in the past. Mayor Grayson then stated that Mike Marshall, head of the board had pointed out that we do not appoint businesses, we appoint individuals. . Councilman Moore stated that he would like to get a clarification on the nomination procedures. Councilman Moore also stated if we are going to pick individuals than it should not matter what industrial or manufacturing firm they were associated with. Mayor Grayson noted that it probably would not be a bad move to have our major employers at the table. Councilman Cooley then stated that the only reason he had brought up the issue was because at the time Paul Miller was nominated, it was stated that they (Foster Farms) had no representative on the board. Councilman Congress stated that he was looking at a broad spectrum of the issue, that if all the boards makeup's were examined for representation from various industrial

firms that there would be several people from the same industry on several different boards and he felt that, this being the situation, they could have dominance and too much influence in the City. Councilman Congress also stated that he been the one who had nominated Paul Miller and that Foster Farms did not have a wide spread of personnel on different boards. Councilman Meador then stated that Stephen Morgan had been in Demopolis for about seven (7) years. He had been employed with Hexion Chemicals in management and that he brought a wide variety of knowledge with him. Councilman Meador also stated that at this time Paul Miller was on the Demopolis School Foundation board with him, so they *do* have representation on city boards. Councilman Yelverton added his opinion that he felt that the city council should not appoint anyone that is not a registered voter in the city of Demopolis. Mayor Grayson stated that Councilman Yelverton's opinion had been noted.

Councilman Congress then nominated Paul Miller. Councilman Cooley also nominated Stephen Morgan. Councilman Moore asked when the next appointment to the Industrial Development Board would be. Mayor Grayson stated in March.

Councilman Congress made a motion to appoint Stephen Morgan immediately to fill the unexpired term of Jim Grantham and then appoint Paul Miller to fill the vacancy on March 1st. Councilman Moore seconded the motion and the motion passed with 5 yes and 1 no votes as the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: no

Sunset Road: Mayor Grayson stated that the Council had convened a special called meeting on December 29th pertaining to Sunset Road. Mayor Grayson stated that he had asked City Grant Administrator Jay Wright to investigate USDA grants for paving at Sunset Road and water on Sunset Road and Lem Wilson Road. Councilman Meador asked if the council should have minutes for the special called meeting. City Clerk Sam Gross stated they would be in the January 20th council's packet for approval. Councilman Congress stated that one (1) of the residents of Sunset had stated that Public Works Director Mike Baker had visited the area. Councilman Congress then asked Mr. Baker if anything was accomplished. Public Works Director Mike Baker stated that he had gotten measurements for the quantity of material needed for the project. Councilman Congress stated that Mr. Baker might not be aware that Ms. Bernice Owens was concerned that the easement was on her property. Public Works Mike Baker stated that it would have to be surveyed. City Attorney Rick Manley stated that there would indeed be a survey. Mayor Grayson than stated that he went to Sunset Road on Thursday December 30th and that he now understands what is actually Sunset Road. Mayor Grayson added that he has no report at this time.

Infrared Thermal Camera: Mayor Grayson stated that Councilman Congress had asked that this be placed on the January 6th agenda. Councilman Congress then stated that delaying the purchase of the infrared thermal camera was delaying possibly saving a life. Councilman Congress also stated that the finance committee was going to meet about this. Councilman Congress then added they had received an e-mail from the

Mayor stating that they were looking at the wrong budget. Mayor Grayson stated that this was correct. Councilman Congress asked if the money for the purchase was in the budget. Mayor Grayson stated that this was correct. Mayor Grayson also stated that there were capital expenditure funds programmed into the Fire Department budget. Mayor Grayson noted that after talking to Fire Chief Few that it was a priority but not the number one (1) top priority. Mayor Grayson then asked Fire Chief Few if he was stating that correctly, Fire Chief Few stated that it was correct. Chief Few also stated that the budget had already been accounted for other things. Chief Few thanked Councilman Congress for trying to get the infrared thermal camera but that it was not in the budget. Chief Few added that he is in desperate need of a battalion chief vehicle. Chief Few stated he understands Councilman Congress' concerns but he does have it in the budget. Councilman Congress stated that there was no priority higher than the safety or life of a firefighter or a citizen of Demopolis. Councilman Congress stated that it was the responsibility of the City to protect its citizens. Councilman Congress added that the City does have a budget adjustment procedure to obtain funds from the general fund to put into the Fire Department budget in order to purchase the infrared thermal camera. Councilman Congress stated that the City has \$7,000. Councilman Congress then made a motion for a budget adjustment of \$7,000 to be transferred from the general fund to the Fire Department to purchase the infrared thermal camera. Councilman Yelverton seconded the motion. Mayor Grayson called the motion to question. Councilman Moore stated he would like the department heads to make their decisions in regards to their priorities and hope that when the department heads do make their recommendations that we don't challenge them on their priority lists. Councilman Congress' final statement was that the people of Demopolis had elected them to oversee their best interests to protect and serve them. Councilman Congress also stated that the council is not bound by the department's priority lists or recommendations. Councilman Congress felt that this was the City's responsibility. Councilman Cooley then stated that he understood his colleague's position in the matter but that he was disappointed by the fact that he had elected to phrase his words to chastise directly or indirectly anybody on the council that was on the opposite side of the issue. Councilman Cooley than stated that he was not against it, but that he *was* against the fact that the Fire Chief had not made it a top priority Councilman Cooley added that he had a problem with that and for someone thinking that saving lives was not the single, highest priority, yet Chief Few had stated openly that he needed a command vehicle. Councilman Cooley stated that he was not saying that it wasn't needed but he felt that these priorities were reversed. Councilman Cooley noted that there was \$18,900 in the Fire Dept's capital budget as of December. Councilman Congress then asked if Chief Few could be heard. Fire Chief Few then stated that he didn't want anyone to think that it (the imager) was not a priority for his department, it was and has been. Fire Chief Few stated that he had reviewed the needs of his department and that he respected what the Council was thinking. Fire Chief Few also stated that if he had it in his budget he would have purchased it. Mayor Grayson called for final questions and the vote failed with 3 yes votes and 3 no votes as the following roll call vote:

Mayor Grayson: no	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: no	Councilman Cooley: no

New Business

Sharon Stipe, UWA VITA: Mayor Grayson introduced Sharon Stipe, of the UWA Vita program. Ms. Stipe thanked the Council for allowing her to speak. Ms. Stipe stated that UWA has provided a free service to prepare income tax and e-filing for individuals. Ms. Stipe wanted to expand this service to the citizens of Demopolis. Ms. Stipe stated that they would be at the Theo Ratliff Center starting Thursday January 20th 4pm-6pm and every Thursdays from then on until April 14th. Ms. Stipe added there will be no charge for the service. Ms. Stipe also stated this was also of great benefit for the accounting students. Ms. Stipe noted that if people could not come during those times, they would schedule a time for them. Ms. Stipe stated that this was only for individual income tax returns that had an income of \$57,000 or less.

Frank Dobson-ATRC-Airport Industrial Park: Frank Dobson presented copies of the AIP agreement to the council. Mr. Dobson then stated that this was an Economic Development Initiative that was approved by US Congressman Arthur Davis of the 7th Congressional District for a water services expansion at the Airport Industrial Park. Mr. Dobson stated that all the advertisements for the project had been completed. Mr. Dobson also stated that they had one (1) submittal - from Almon Associates. He asked the council to give the authority to Mayor Grayson to enter into contract with Almon Associates to accomplish the engineering survey on the project. Mr. Dobson stated the cost figures were included in the agreement and that it was grant funded. Mr. Dobson noted the total for the project was \$400,000. Mr. Dobson also stated the amount of \$78,694 will be taken out of the grant funds to accomplish Almon's Services. Councilman Yelverton made the motion to authorize the Mayor to enter into contract with Almon Associates. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Frank Dobson-ATRC-Airport Industrial Park: Mr. Dobson stated that this agreement was for administrative services between the City of Demopolis and the Alabama Tombigbee Regional Commission for the same project in the amount of \$10,000. Mr. Dobson stated they went before the Water Board on June 21st and at that time the Water Board agreed to pay the City this amount contained in the agreement. Councilman Congress made the motion to authorize Mayor Grayson to enter in agreement for the administrative services with Alabama Tombigbee Authority after the money has been received from the Water Works. Councilman Meador seconded the motion and the motion passed with 5 yes votes and 1 abstain vote by the following roll call:

Mayor Grayson: yes	Councilman Moore: abstain	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Mr. Dobson stated that ATRC had applied for funding for Sunset Road, however, that it was not approved. Mr. Dobson stated that it was almost time to reapply or submit a new

application for the project. He also stated that only one pre-submitted application can be done. Mr. Dobson noted that Brooks Butler was present that evening for instructions as to where to apply for the next grant. Councilman Yelverton stated that he believed it was clear that Lem Wilson Road would be the next project grant applied for. Councilman Cooley then asked why both projects could not be combined. Mr. Dobson stated that the chances of getting the combined grant approved by applying for both of them together would be slim. Mr. Dobson's opinion was that it was best to apply for one or the other. Councilman Yelverton then made a motion to apply for a Delta Regional Authority grant for water service at Lem Wilson Road. Councilman Moore seconded the motion and the motion passed with 4 yes votes, 1 no vote and 1 abstain by the following roll call:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: no
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: abstain

Surplus Vehicles: Mayor Grayson stated the was a list of city vehicles that needed to be declared surplus to needs, but in order to do this is, to had to be approved by the council. Councilman Meador then made a motion to declare these vehicles surplus. Councilman Yelverton seconded the motion and the motion passed with 6 yes votes by the following roll call:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Ruthie Williams-Ditches at 820 East Decatur: Ms. Ruthie Williams addressed the council about a drainage ditch at 820 East Decatur. Ms. Williams stated that she had contacted previous Mayors on this matter and nothing had been done. Councilman Congress asked if it was City policy that if the property owner purchased the pipes and supplies that the Public Works department would then perform the labor free. Building Official Clarence Brooker, Jr. asked Councilman Congress if he had seen the ditch. Public Works Director Mike Baker stated that this would require an engineer's drawing due to the drainage issue involved. Councilman Moore then stated that he had spoken to Ms. Williams on several occasions concerning the ditch. Councilman Moore stated the ditch had been included in a grant application at least three (3) times and for whatever reason they were not funded. Mayor Grayson added that he would defer this to the finance committee to study and that they would come back with a recommendation.

At 6:42pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 6th day of January 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Mayor Grayson for the Council to go into Executive Session for general reputation, good name and character and which motion was seconded by Councilman Meador ; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 30 minutes.

Councilman Meador made the motion to reconvene into regular session at 7:13pm. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Meador made the motion to adjourn at 7:15pm. Councilman Congress seconded the motion

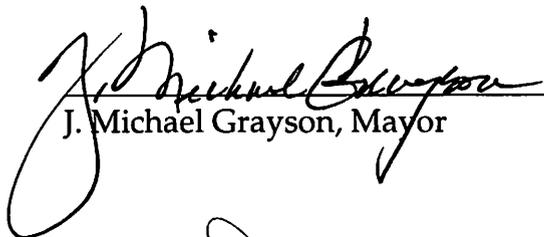
Council Discussion

Councilman Congress stated that it was his understanding that when Tommy Waters was ill that the ambulance service was called however there was no Am Star Ambulance available to transport him. Councilman Congress noted that the Clarke County Ambulance service had to transport Mr. Waters first to the hospital and then to Birmingham. Councilman Congress stated that he was

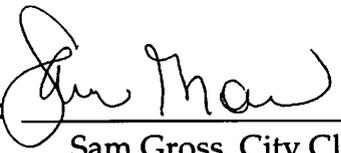
very concerned that Am Star didn't have enough ambulance to fully service Demopolis.

Councilman Congress then asked what was needed to change the address for people living within city limits but with a Gallion address. Councilman Cooley stated the US Postal Service had stated that this could not be done.

Mayor Grayson added that all the city could do was to contact Am Star and request that they get their act together since the city did not have any other recourse to address the problem. Mayor Grayson then stated that private citizens could also voice their opinions to them.



J. Michael Grayson, Mayor

ATTEST 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

January 20, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday January 20, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton
City Clerk: Sam Gross

Department Heads:

- Police–Tommie Reese Court-submitted
- Fire-Ron Few-submitted Public Works–Mike Baker
- Library–Morgan Grimes-submitted Horticulture
- Park & Recreation City Hall–Sam Gross
- Building Official-Clarence Booker, Jr.

Mayor Mike Grayson called the meeting to order and asked Councilman Cooley to open the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda as presented. Councilman Moore seconded the motion and the motion passed with 6 votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the December 29th called meeting and January 6th regular meeting. Councilman Meador made the motion to approve both set of minutes as presented. Councilman Cooley seconded the motion and the motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson announced that on February 1st & 2nd all city department heads will be attending AIDT which will be held at the Demopolis Higher Education Center.

Mayor Grayson stated that the Demopolis Chamber of Commerce would be having their chamber after hour at Sweet Water State Bank that evening.

Mayor Grayson then presented the Council with a copy of city grants and their status that he received from Jay Wright, City Grants Administrator.

At 5:20pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

**MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145**

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 20th day of January 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Meador for the Council to go into Executive Session for general reputation, good name and character and which motion was seconded by Councilman Moore ; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 10 minutes.

Councilman Moore made the motion to reconvene into regular session at 5:pm. Councilman Meador seconded the motion and motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes

Councilman Moore: yes

Councilman Congress: yes

Councilman Yelverton: yes

Councilman Meador: yes

Councilman Cooley: yes

Departmental reports

Departmental reports were submitted as indicated above.

Councilman Cooley asked if it were possible on the court report that a total year to date summary be added to the report.

Projects

Dilapidated Housing: No report

Councilman Congress asked if City Attorney Rick Manley could supply him a list of what had been accomplished to that date.

Unfinished Business

Sunset Road: Mayor Grayson stated that He, Public Works Director Mike Baker, and City Attorney Rick Manley had met and received a quote from ST Bunn Construction for the paving of Sunset Road. City Attorney Rick Manley had advised Mayor Grayson that before progressing any further with the project, that a survey needed to be accomplished to be absolutely sure of where the right of way for Sunset actually lays. Mayor Grayson had asked Public Works Director Mike Baker to obtain three (3) estimates from surveyors, and he was in the process of doing so now.

Fire Station #2: Mayor Grayson stated that Councilman Moore had asked that this be placed under unfinished business. Councilman Moore then stated that the building committee had not yet met on this matter. Mayor Grayson added that the meeting had been rescheduled from January 19th to January 31st at 1:30pm.

New Business

Personnel Policy Manual: Mayor Grayson stated that a copy of the Draft Personnel Policy Manual was available for the review of the Council. Mayor Grayson also stated that changes or additions should be in red.

Resolution 2011-1 Street Sweeper: Mayor Grayson asked Public Works Director Mike Baker to speak to the Council concerning this resolution. Mr. Baker asked for the approval of this resolution concerning the emergency purchase of a street sweeper. Mayor Grayson stated that Grant Administrator Jay Wright had applied for a USDA grant/loan for this purchase. Councilman Congress then asked if there were a list of streets scheduled for cleaning day by day. Mr. Baker stated that there was, however, he didn't have the list with him. Councilman Cooley then made the motion to authorize an emergency procurement for the street sweeper. Councilman Meador seconded the motion and the motion passed with 5 yes and 1 no by the following roll call vote:

Mayor Grayson: yes

Councilman Moore: yes

Councilman Congress: no

Councilman Yelverton: yes

Councilman Meador: yes

Councilman Cooley: yes

Resolution 2011-2 Budget Amendment: Mayor Grayson turned the floor over to Police Chief Reese. Police Chief Reese asked for a budget amendment to cover his department's overtime due to the security presence needed at the high school and other functions around town. Police Chief Reese stated that the City has been reimbursed for the services. Councilman Moore asked if the council had not already added overtime into the DPD's budget for that purpose. Councilman Cooley stated that he thought the same but the budget shows that Chief Reese had spent more in this quarter than had been budgeted. Mayor Grayson then stated that this would be tabled until the next Council meeting on February 3rd.

Resolution 2011-3 Retiring Officers: Police Chief Reese stated that this resolution would allow him to award retiring officers in good standing in the department to receive their badges and service weapons upon retirement as a token of appreciation for their service to the City of Demopolis. Councilman Cooley asked if someone would have to work with the department for 25 years before they could possibly receive their weapon and badge. Police Chief Reese stated yes. Councilman Congress noted that the resolution did not state the prerequisite number of years of service. Councilman Moore added that this would have to be noted on the retired person's W-2 form. Mayor Grayson asked if someone would like to amend this resolution to add the 25 years of service. Councilman Yelverton stated that he felt that qualifying years of service should not be added to the resolution due to the possibility of a health issue or anything of that nature. Councilman Yelverton added that it should be up to the Chief of Police's discretion. Councilman Cooley asked that this issue be tabled until the Council meeting on February 3rd.

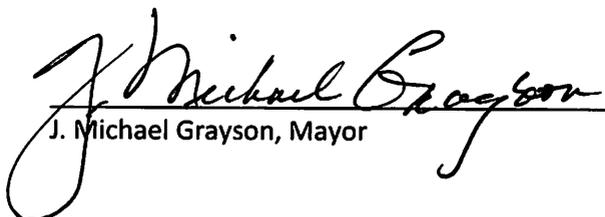
Council Discussion

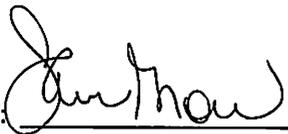
Councilman Congress asked Fire Chief Few if he had the money in his budget for an infrared thermal camera. Fire Chief Few stated no. Fire Chief Few stated that he was asking to meet with the finance committee for executive overtime due to the administrative leave of a battalion chief. Councilman Congress stated that he intended to obtain the money for the infrared thermal camera.

Council Yelverton stated that the City needed to start looking into a columbarium for the cemetery. Mayor Grayson asked Councilman Yelverton to research the issue and procure an estimate of the cost for installing one. Councilman Cooley asked to be the one to research this.

Councilman Yelverton was asked by the Cemetery Board if the City had allotted the board any funds for its operation in the 2010-2011 fiscal years. Councilman Moore stated \$15,000. Councilman Yelverton asked if the City could take over the grass cutting operation at the cemetery. Councilman Cooley then asked how much the cemetery board had on hand right now. Councilman Yelverton stated he did not know the amount but did know that they had a certificate of deposit. Council Moore asked that this matter be turned over to the Public Works committee.

Council Moore made the motion to adjourn at 6:14pm. Councilman Meador seconded the motion


J. Michael Grayson, Mayor

ATTEST: 
Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

February 3, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday February 3, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Mitchell Congress
Melvin Yelverton

City Clerk: Sam Gross

Department Heads:

- Police–Tommie Reese
- Fire-Ron Few-submitted
- Library
- Park & Recreation
- Building Official-Clarence Booker, Jr.
- Court
- Public Works–Mike Baker
- Horticulture-Barbara Blevins
- City Hall–Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda as presented. Councilman Yelverton seconded the motion and the motion passed with 6 votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the January 20, 2011 regular meeting. Councilman Cooley made the motion to approve the minutes with the following correction:

On page 2: Councilman Moore made the motion to reconvene into regular session at **5:25pm**.

On page 3: Councilman Cooley asked if it were possible on the court report that a total year's summary be added to the report. Mayor Grayson stated that it could be done.

Councilman Yelverton seconded the motion and the motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes

Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson reminded everyone that the Marengo County Hall of Fame banquet would be Monday, February 21st at the Demopolis Civic Center at 6pm. Mayor Grayson stated that the tickets are \$25 and we needed to support this organization.

Mayor Grayson also stated that on the following Monday, February 28th, the Demopolis Chamber of Commerce banquet would be held at 6pm also at the Demopolis Civic Center.

Mayor Grayson recognized the 2011 Marengo YouthLead class members that were in attendance. Chairman Catherine Meador stated that this was their 6th year. Mrs. Meador also thanked the Council for the allotment that they received to help with the program.

Departmental reports

Departmental reports were submitted as indicated above.

Police Chief Reese presented the Council with the 2010 Annual report for his department.

Police Chief Reese announced that the Bigbee Humane Society has begun working with the Animal Control Division in his department. Chief Reese stated that he is still in the process of hiring a full time Chief Animal Control and Ordinance Enforcement Officer. Chief Reese told the council that the background investigations were currently being done. Chief Reese also stated he had begun with ten (10) applicants and was down to four (4). Chief Reese noted that the Bigbee Humane Society has volunteered to help at the Animal Shelter and that society members were present that evening and that he hoped that the City could partner with them in the future. Mayor Grayson then recognized the members of the Bigbee Humane Society who were present.

City Clerk Sam Gross announced that beginning immediately; all State Cattle Ranch invoices would be paid directly from City Hall to avoid late payments. Ms. Gross stated that each department head would approve the payment and the account to charge it too. Councilman Moore asked if a memo had been sent out to that affect. Ms. Gross stated that she had not but would do so.

Projects

Dilapidated Housing: No report

Unfinished Business

Sunset Road: Mayor Grayson stated that at the last meeting Mr. Manley had suggested that estimates be requested for the surveying of Sunset Road. Mayor Grayson stated that he had received four (4) quotes back.

Herndon, Hicks, and Associates	\$2,500
Goodwill, Mills, Cawood	\$2,750
England Survey and Mapping	\$3,500 to \$4,225
Almon Associates	\$4,400

Mayor Grayson noted that the lowest estimate was by Herndon, Hicks, and Associates. Mayor Grayson asked the Council to make a motion to approve the lowest bidder for Sunset Road. Councilman Congress then made the motion to approve Herndon, Hicks and Associates to perform the survey at Sunset Road. Councilman Cooley seconded the motion and the motion passed with six yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress then stated that a resident called him from Sunset Road concerning slag that had been placed on Sunset Road. Councilman Congress stated that when he contacted Public Works Director Mike Baker about it, Mr. Baker was not aware of it nor was Mayor Grayson. Councilman Congress then stated that County Commissioner Freddie Armstead had authorized the work to be done. Councilman Congress told the council that he hoped that in the future, the County would give the City the courtesy to contact them first. Don Singleton, resident at 171 Sunset Road thanked the Council for approving the survey to be done.

Fire Station # 2: Mayor Grayson stated no report but that the building committee met on Monday to discuss options. Mayor Grayson stated that they are looking to accomplish the renovation in phases. Mayor Grayson also stated the reason was the cost that was about a million dollars according to an estimate from 2009. Mayor Grayson noted that it would probably be in the 1.2 million range now. Mayor Grayson added that there were no 100% grants available. Councilman Moore asked if the municipal complex had been completed in phases Mayor Grayson answered that he would have to turn the question back to Councilman Moore since he was not the Mayor at that time. Councilman Moore then stated no. Councilman Moore asked why this project needed to be broken down in phases. He asked if the city was committed to renovating the building, that it was an eye sore, and that he felt that it was justified that the building needed to be renovated. Councilman Congress stated that he was on the building committee and that Mr. Nivory Gordon USDA had been present at the meeting. Mr. Gordon stated that they could do a 35% grant match which Mr. Congress stated meant that the City would only have to spend 65%. Councilman Congress also noted that Mr. Gordon had also stated that it is almost impossible to get a 100% grant. Councilman Congress opinion on the matter was to demolish the building and build a new one. Councilman Cooley stated that it seemed that every time this subject came up, it appeared as if the Council was neglecting the

building. Councilman Cooley stated he was not neglecting the building but asked how in the world the city could fix a cost to the project until it knew what the requirements were. Councilman Cooley also stated that all discussions in regard to this involved funding and that he still had not seen the plans or heard discussion on what actually needed to be done. He stated he was perplexed with the estimate of \$1,000,000 million to renovate the building. Councilman Moore stated that he did not like the building committee not giving the full council an opportunity to make a decision. Councilman Meador then stated that this was a historic building and that we are trying to preserve as many historic landmarks as possible in the City. Mayor Grayson stated that he was presenting the information that was given to the building committee and that this was not a recommendation or a decision. Councilman Meador then stated that the City had major projects underway and that it needed to develop a master plan on the course of action. Mayor Grayson asked Fire Chief Few if he had plans and drawing for the building. Fire Chief Few stated the plans were in the packets that were distributed at the Building Committee meeting. Mayor Grayson stated he was talking about the master plans. Fire Chief Few stated no. Councilman Moore then made the motion that the council instruct the building committee to develop a definitive plan by the second (2nd) meeting in March for the full council to decide on options. Councilman Congress seconded that motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Personnel Policy Manual: Mayor Grayson announced that the draft for this was distributed at the January 20 Council meeting. Mayor Grayson stated that he personally had either not had the time or taken the time to review it. Mayor Grayson asked to table this matter until the next Council meeting on February 17th. Councilman Congress asked if this could be tabled until the 2nd meeting in March when he returns from surgery. Councilman Congress made the motion to table the personnel policy manual until March 17th. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Resolution 2011-2 Budget Amendment: Mayor Grayson stated that the overtime for the Police Department was due to security for school events and other minor issues. Mayor Grayson noted that the Demopolis Police Department had to be reimbursed for the overtime which meant an increase to the DPD overtime account in the amount of \$12,851. Councilman Yelverton made the motion to approve Resolution 2011-2 Amendment. Councilman Congress seconded the motion. Councilman Moore stated that he still had not had the opportunity to review the budget but he thought that this was included in the budget request. Councilman Moore suggested that this be tabled until they could review the budget. Councilman Congress withdrew his motion. Councilman Yelverton withdrew his motion. Councilman Cooley then remade the motion to approve the Resolution 2011-2. Councilman Meador seconded the motion and motion failed with 3 yes and 3 no votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: no Councilman Congress: no
Councilman Yelverton: no Councilman Meador: yes Councilman Cooley: yes

Resolution 2011-3 Retiring Officer: Mayor Grayson stated that when police officers retire in good standing they would be allowed to keep their badge and weapon. Mayor Grayson stated that the council packets included a copy of the County's Resolution and the State Law used by the State Troopers and Marengo County Sheriff's Office in this regard. Councilman Congress made the motion to approve Resolution 2011-3. Councilman Cooley seconded the motion and the motion passed with 6 yes votes with the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

New Business

Park & Recreation Surplus: Mayor Grayson stated each Council member had pictures of the surplus items in their packets. Mayor Grayson then stated that Park & Recreation Director Mark Pettus had asked that the Council authorize him to sell these items as surplus to Rowley Recycling. Councilman Meador made the motion to declare the list presented to be surplus. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Ben Sherrod-Lights on Highway 80 West: Mayor Grayson turned the floor over to Ben Sherrod a business owner on Highway 80 West. Mr. Sherrod asked that the Council consider installing more lights in this area on Highway 80 West. Mayor Grayson stated that the Council would take this under advisory and that the city had already received the estimates from Alabama Power Company and what the State requirements were. Mayor Grayson added the only reason this has not been done yet was due to the cost which was approximately 1.2 millions dollars and would only cover the area just from South Cedar Avenue to Maria Avenue.

Ben Sherrod-Damage on Lock Street: Mr. Sherrod also addressed the damage done to Lock Street by large trucks going to the Water Treatment Plant. Mr. Sherrod asked if the City would take this under advisement. Councilman Congress asked if Mr. Manley could look at the option of billing the trucking company for the cost to repair the street.

Council Discussion

Councilman Congress announced that City Attorney Rick Manley has informed the Mayor and Council that he is retiring in February. Councilman Congress asked what action had been taken

by the personnel committee to replace Mr. Manley since his position is appointed by the Council. Mayor Grayson stated that no action had been taken.

Councilman Moore asked if a report has been received from the Environmental Specialist from the Marengo Health Department by Mayor Grayson regarding First Avenue. Mayor Grayson stated he had not received a report. Building Official Clarence Brooker wrote a letter to a Mr. Richardson and had received the return notice from the certified letter this week. Councilman Moore stated they had asked for the specialist from the Health Department to prepare a report. Mr. Brooker asked if he was advised to do so. Councilman Moore stated it was his understanding that a call was going to be made to the Health Department. Mr. Brooker answered that he would contact the Health Department in the morning.

At 6:15pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 6th day of January 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Cooley for the Council to go into Executive Session for general reputation, good name and character and which motion was seconded by Councilman Congress; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

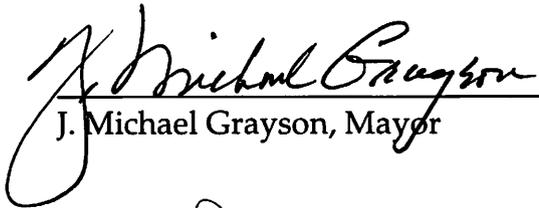
And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into

Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 10 minutes.

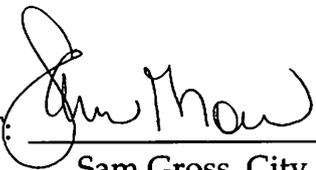
Councilman Meador made the motion to reconvene into regular session at 6:25pm. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made the motion to adjourn at 6:27pm. Councilman Congress seconded the motion



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

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MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

February 3, 2011

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Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
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City Clerk: Sam Gross

Department Heads:

- Police–Tommie Reese
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- Library
- Park & Recreation
- Building Official-Clarence Booker, Jr.
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- Public Works–Mike Baker
- Horticulture-Barbara Blevins
- City Hall–Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with an invocation followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda as presented. Councilman Yelverton seconded the motion and the motion passed with 6 votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the January 20, 2011 regular meeting. Councilman Cooley made the motion to approve the minutes with the following correction:

On page 2: Councilman Moore made the motion to reconvene into regular session at **5:25pm**.

On page 3: Councilman Cooley asked if it were possible on the court report that a total year's summary be added to the report. Mayor Grayson stated that it could be done.

Councilman Yelverton seconded the motion and the motion passed with 6 yes votes recorded by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes

Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson reminded everyone that the Marengo County Hall of Fame banquet would be Monday, February 21st at the Demopolis Civic Center at 6pm. Mayor Grayson stated that the tickets are \$25 and we needed to support this organization.

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Projects

Dilapidated Housing: No report

Unfinished Business

Sunset Road: Mayor Grayson stated that at the last meeting Mr. Manley had suggested that estimates be requested for the surveying of Sunset Road. Mayor Grayson stated that he had received four (4) quotes back.

Herndon, Hicks, and Associates	\$2,500
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Mayor Grayson noted that the lowest estimate was by Herndon, Hicks, and Associates. Mayor Grayson asked the Council to make a motion to approve the lowest bidder for Sunset Road. Councilman Congress then made the motion to approve Herndon, Hicks and Associates to perform the survey at Sunset Road. Councilman Cooley seconded the motion and the motion passed with six yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
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Councilman Congress then stated that a resident called him from Sunset Road concerning slag that had been placed on Sunset Road. Councilman Congress stated that when he contacted Public Works Director Mike Baker about it, Mr. Baker was not aware of it nor was Mayor Grayson. Councilman Congress then stated that County Commissioner Freddie Armstead had authorized the work to be done. Councilman Congress told the council that he hoped that in the future, the County would give the City the courtesy to contact them first. Don Singleton, resident at 171 Sunset Road thanked the Council for approving the survey to be done.

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Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
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Mayor Grayson: yes Councilman Moore: no Councilman Congress: no
Councilman Yelverton: no Councilman Meador: yes Councilman Cooley: yes

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Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
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New Business

Park & Recreation Surplus: Mayor Grayson stated each Council member had pictures of the surplus items in their packets. Mayor Grayson then stated that Park & Recreation Director Mark Pettus had asked that the Council authorize him to sell these items as surplus to Rowley Recycling. Councilman Meador made the motion to declare the list presented to be surplus. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

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At 6:15pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 6th day of January 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Cooley for the Council to go into Executive Session for general reputation, good name and character and which motion was seconded by Councilman Congress; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

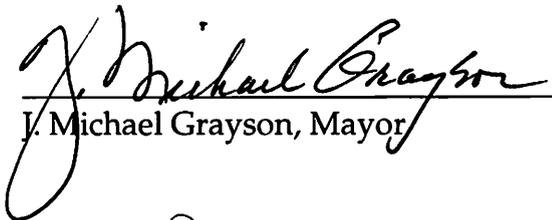
And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into

Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 10 minutes.

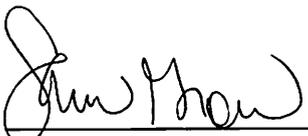
Councilman Meador made the motion to reconvene into regular session at 6:25pm. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made the motion to adjourn at 6:27pm. Councilman Congress seconded the motion



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

February 17, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday February 17, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Melvin Yelverton

City Clerk: Sam Gross

Absent: Mitchell Congress

Department Heads:

- Police–Tommie Reese-submitted
 - Fire-Ron Few-submitted
 - Library-Morgan Grimes-submitted
 - Park & Recreation-Mark Pettus-submitted
 - Building Official-Clarence Booker, Jr.
- Court-submitted
Public Works–Mike Baker-submitted
Horticulture-Barbara Blevins-submitted
City Hall–Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with an invocation by Councilman Moore followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda as presented. Councilman Yelverton seconded the motion and the motion passed with 5 votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the February 3, 2011 regular meeting. Councilman Yelverton made the motion to approve the minutes as written. Councilman Meador seconded motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson reminded everyone that the Marengo County Hall of Fame banquet would be Monday, February 21st at the Demopolis Civic Center at 6pm.

Mayor Grayson also stated that on the following Monday, February 28th, the Demopolis Chamber of Commerce banquet would be held at 6pm also at the Demopolis Civic Center.

Mayor Grayson added that the Demopolis Animal Shelter received a \$50 donation in the memory of Skip Mc Neill. Mr. Mc Neill was a former native of Demopolis.

Departmental reports

Departmental reports were submitted as indicated above.

Councilman Cooley requested that a breakdown of overtime hours be added to the monthly Fire Department report.

Councilman Cooley asked if Park & Recreation Director Mark Pettus could give us a revenue comparison on the Ravine Golf Course from the previous year. Mark Pettus stated that on the Park & Recreation board report it has a 3-year comparison. Mr. Pettus believed that this could be added to the monthly report.

Park & Recreation Director Mark Pettus then announced the Theo Ratliff would be honored this week at the NBA All-Stars. Mr. Pettus stated that a DVD was produced by Ed Ward and Jonathon Jones from the Theo Ratliff Center documenting the contributions that Theo Ratliff had made to the City of Demopolis.

Librarian Morgan Grimes announced that Anner Gray has passed the library media course and will graduate in May.

City Clerk Sam Gross stated that each department head and council member should have an Ethics Form that needed to be turned in by April 29th at noon. Ms. Gross also stated that this could be done online as well – just send her an e-mail to let her know.

Projects

Dilapidated Housing: No report

Unfinished Business

Sunset Road: Mayor Grayson stated that Herndon, Hicks, and Associates have completed the survey. Mayor Grayson also stated that they are comparing the original estimate from Almon Associates. Mayor Grayson added that he would like to have this information by the next Council meeting.

Fire Station # 2: Mayor Grayson stated no report at this time.

Personnel Policy Manual: Mayor Grayson stated that based on the council minutes from February 3rd, Councilman Congress has asked for this to be tabled until the March 17th Council meeting.

Resolution 2011-2 Budget Amendment: Mayor Grayson turned the floor over to Police Chief Reese. Chief Reese stated that the overtime that his officers had worked was for security at school events and other minor issues. Councilman Yelverton made the motion to approve Resolution 2011-2 A Budget Amendment for Police Department overtime in the amount of \$12,821. Councilman Meador seconded the motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

New Business

Industrial Development Board appointments-2 Vacancies: Mayor Grayson stated that 3 members on the Industrial Development Board would come up for reappointment or replacement on March 1, 2011. Mayor Grayson also stated that there were only 2 vacancies. The individuals are: Mike Marshall, Mike Evans and Cindy Neilson. Councilman Yelverton asked how many terms they had served. Mike Marshall stated that he and Cindy Neilson would complete 1 term on March 1, 2011. Mr. Marshall also stated that Mike Evans had filled the unexpired term of Ronnie O’Neal. Councilman Meador stated that it was his understanding that when Stephen Miller and Paul Miller were appointed, that one of the vacancy spots would be filled by Paul Miller. Councilman Meador stated that he had spoken to each one of the members up for reappointment and that Cindy Neilson had expressed that she did not want to be reappointed. Councilman Meador then made a motion nominating Mike Marshall and Mike Evans for reappointment. Councilman Cooley seconded the motion. Councilman Moore made the motion to close the nomination. Councilman Meador seconded the motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Mayor Grayson stated this would be voted on in the March 3, 2011 Council meeting.

City Attorney appointment: Mayor Grayson noted that the Council needed to appoint a City Attorney. Councilman Cooley then asked to go into executive session for the purpose of good name in character.

At 5:35pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 17th day of February 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Cooley for the Council to go into Executive Session for general reputation, good name and character and which motion was seconded by Councilman Yelverton; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the “yeas” and “nays” being recorded onto the minutes as follows:

Yeas	Nays
1. Mayor Mike Grayson	Yea
2. Mayor Pro Tempore Moore	Yea
3. Councilman Congress	
4. Councilman Yelverton	Yea
5. Councilman Meador	Yea
6. Councilman Cooley	Yea

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 10 minutes.

Councilman Cooley made the motion to reconvene into regular session at 5:53pm. Councilman Yelverton seconded the motion and motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made the motion to table the City Attorney. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

ABC Application- Las Fuentes Mexican Restaurant 1319 Highway 80 West: Mayor Grayson stated that this was a transfer from Cardinal Square to 1319 Highway 80 West. Councilman Yelverton made the motion to approve the ABC application transfer. Councilman Meador seconded the motion and motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Request Time Extension-Airport Industrial Road Phase 1: Mayor Grayson stated that ST Bunn had requested a time extension of 60 calendar days for the Airport Industrial Road Phase 1 due to weather related issues. Councilman Moore made the motion to approve the 60 calendar day extension for Airport Industrial Road Phase 1. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Authorization for Police Chief Reese-Apply for ADECA Grant: Mayor Grayson announced that there would not be any action on this matter.

Council Discussion

Councilman Yelverton asked what the status was for the speed bumps on Edgewood Drive. Councilman Cooley stated that he recalled the Council discussing the speed bumps with the recommendation from Chief Reese. Chief Reese stated that his department has received several calls from the residents on Edgewood Drive. Chief Reese asked the residents to get together and presented their concerns to the Council.

Councilman Yelverton stated that the next matter has been off the radar for a while - the Webb property. Mayor Grayson stated that this was discussed at the finance committee meeting earlier and the 1st thing was for City Attorney Rick Manley to review the initial offer that the prior Council had made. Mayor Grayson stated 2nd was to ascertain the fair market value of the property then at that time get back with the Webb family. Councilman Yelverton asked Building Official Clarence Brooker what the setbacks were on this property. Mr. Brooker stated that he would have to verify what zone the property was in. Councilman Cooley discussed the property's side yard setbacks. Mr. Manley stated that an offer had been made and rejected. He also stated that he had contacted the Webb's attorney and they were not interested in any offers at this time. Mayor Grayson noted that he was working on a moral agreement for both parties.

Councilman Cooley made the motion to recess tonight and reconvene at 8:30am Friday, February 4th at Rooster Hall to complete city business. Councilman Moore seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Friday February 18, 2011
8:30am

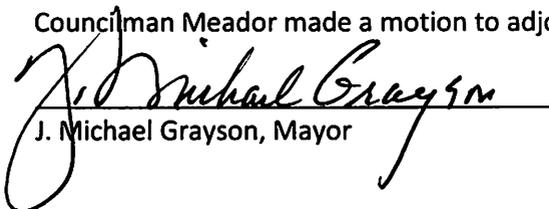
Mayor Grayson asked for a motion to come back into regular session. Councilman Meador made the motion to come back into regular session. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Mayor Grayson stated that the Council would address new business on the February 17th agenda # 2 – the City Attorney appointment. Councilman Cooley made a nomination to appoint Bill Poole as the City Attorney effective immediately. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

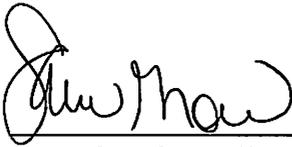
Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made a motion to adjourn. Councilman Yelverton seconded the motion.



J. Michael Grayson, Mayor

ATTEST:



Sam Gross, City Clerk

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MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

February 17, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday February 17, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Jack Cooley
Melvin Yelverton
City Clerk: Sam Gross
Absent: Mitchell Congress

Department Heads:

- Police—Tommie Reese-submitted
- Fire—Ron Few-submitted
- Library—Morgan Grimes-submitted
- Park & Recreation—Mark Pettus-submitted
- Building Official—Clarence Booker, Jr.
- Court-submitted
- Public Works—Mike Baker-submitted
- Horticulture—Barbara Blevins-submitted
- City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Councilman Moore followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda as presented. Councilman Yelverton seconded the motion and the motion passed with 5 votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the February 3, 2011 regular meeting. Councilman Yelverton made the motion to approve the minutes as written. Councilman Meador seconded motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson reminded everyone that the Marengo County Hall of Fame banquet would be Monday, February 21st at the Demopolis Civic Center at 6pm.

Mayor Grayson also stated that on the following Monday, February 28th, the Demopolis Chamber of Commerce banquet would be held at 6pm also at the Demopolis Civic Center.

Mayor Grayson stated that the Demopolis Animal Shelter received a \$50 donation in the memory of Skip Mc Neill. Mr. Mc Neill was a former native of Demopolis.

Departmental reports

Departmental reports were submitted as indicated above.

Councilman Cooley request that a breakdown of overtime hours be added on the monthly Fire Department report.

Councilman Cooley asked if Park & recreation Director Mark Pettus could give us a revenue comparison on the Ravine Golf Course from the previous year. Mark Pettus stated that on the Park & Recreation board report it has a 3-year comparison. Mr. Pettus stated that this could be added to the monthly report.

Park & Recreation Director Mark Pettus announced the Theo Ratliff would be honored this week at the NBA all-stars. Mr. Pettus stated that a DVD was produced by Ed Ward and Jonathon Jones from the Theo Ratliff Center for the contribution that Theo Ratliff has done for the City of Demopolis.

Librarian Morgan Grimes announced that Anner Gray has passed library media and will graduated in May.

City Clerk Sam Gross stated that each one of them should have an Ethic Form that needs to be turned back in back April 29th at noon. Ms. Gross also stated that this could also been done online if you decided to do it online please send an e-mail to let me know.

Projects

Dilapidated Housing: No report

Unfinished Business

Sunset Road: Mayor Grayson stated that Herndon, Hicks, and Associates have completed the survey. Mayor Grayson stated that we are comparing the original estimate from Almon Associates. Mayor Grayson stated that he would like to have this information by the next Council meeting.

Fire Station # 2: Mayor Grayson stated no report at this time.

Personnel Policy Manual: Mayor Grayson stated base on the minutes from February 3rd Councilman Congress has asked for this to be tabled until March 17th Council meeting.

Resolution 2011-2 Budget Amendment: Mayor Grayson turned the floor over to Police Chief Reese. Chief Reese stated that this overtime that his officers had worked for security for school events and other minor issues. Councilman Yelverton made the motion to approve Resolution 2011-2 Budget Amendment for the Police Department overtime in the amount of \$12,821. Councilman Meador seconded the motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

New Business

Industrial Development Board appointments-2 Vacancies: Mayor Grayson stated that 3 members on the Industrial Development Board would come up for reappointment or replacement that expires March 1, 2011. Mayor Grayson stated that we only have 2 vacancies. Mayor Grayson stated that Mike Marshall, Mike Evans and Cindy Neilson. Councilman Yelverton asked how many terms they have served. Mike Marshall stated that he and Cindy Neilson would complete 1 term on March 1, 2011. Mr. Marshall stated that Mike Evans filled the unexpired term of Ronnie O’Neal. Councilman Meador stated that this is his understanding when we appointed Stephen Miller and Paul Miller, that one of the vacancy spots would be filled by Paul Miller. Councilman Meador stated that he had spoken to each one of the ones up for reappointment. Councilman Meador stated the Cindy Neilson expressed that she would not like to be reappointed. Councilman Meador made a motion to nominating Mike Marshall and Mike Evans for reappointment. Councilman Cooley seconded the motion. Councilman Moore made the motion to close the nomination. Councilman Meador seconded the motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Mayor Grayson stated this would be voted on in the March 3, 2011 Council meeting.

City Attorney appointment: Mayor Grayson stated that the Council needs to appoint a City Attorney. Councilman Cooley asked to go into executive session for the purpose of good name in character.

At 5:35pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 17th day of February 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Cooley for the Council to go into Executive Session for general reputation, good name and character and which motion was seconded by Councilman Yelverton; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the “yeas” and “nays” being recorded onto the minutes as follows:

Yeas	Nays
1. Mayor Mike Grayson	Yea
2. Mayor Pro Tempore Moore	Yea
3. Councilman Congress	
4. Councilman Yelverton	Yea
5. Councilman Meador	Yea
6. Councilman Cooley	Yea

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 10 minutes.

Councilman Cooley made the motion to reconvene into regular session at 5:53pm. Councilman Yelverton seconded the motion and motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made the motion to table the City Attorney. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

ABC Application- Las Fuentes Mexican Restaurant 1319 Highway 80 West: Mayor Grayson stated that this is a transfer from Cardinal Square to 1319 Highway 80 West. Councilman Yelverton made the motion to approve the ABC application transfer. Councilman Meador seconded the motion and motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Request Time Extension-Airport Industrial Road Phase 1: Mayor Grayson stated the request for time extension of 60 calendar days from ST Bunn for the Airport Industrial Road Phase 1. Mayor Grayson stated this is due from the weather related issues. Councilman Moore made the motion to approve the 60 calendar days extension for Airport Industrial Road Phase 1. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress:
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Authorization for Police Chief Reese-Apply for ADECA Grant: Mayor Grayson announced that there would not be any action of this matter.

Council Discussion

Councilman Yelverton asked what is this status on the speed bumps on Edgewood Drive. Councilman Cooley stated that he recalls the Council discussing the speed bumps with the recommendation from Chief Reese. Chief Reese stated that his department has received several calls from the residence on Edgewood Drive. Chief Reese asked the residences to get together and presented their concerns to the Council.

Councilman Yelverton stated this matter has been off the radar for a while, it's the Webb property. Mayor Grayson stated this was discussed at the finance committee meeting today. Mayor Grayson stated 1st thing is for City Attorney Rick Manley to review the initial offer that the prior Council had offered. Mayor Grayson stated 2nd is to have the fair market value of the property. Mayor Grayson stated at that time we would get back with Webb family. Councilman Yelverton asked Building Official Clarence Brooker what the setbacks on this property. Mr. Brooker stated that he would have to verify what zone the property is in. Councilman Cooley stated that will is on the side yard setbacks. Mr. Manley stated that an offer was giving and rejected the offer. Mr. Manley stated he contacted the Webb's attorney and there were not interested in any offers at that time. Mayor Grayson stated that we were working on a moral agreement on both parties.

Councilman Cooley made the motion to recess tonight and reconvene until 8:30am Friday February 4th at Rooster Hall to complete city business. Councilman Moore seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Friday February 18, 2011
8:30am

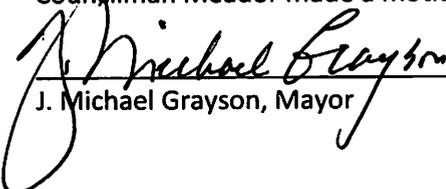
Mayor Grayson asked for a motion to come back into regular session. Councilman Meador made the motion to come back into regular session. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

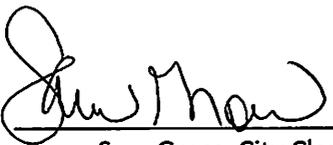
Mayor Grayson stated that the Council would address under new business on the February 17th agenda # 2 City Attorney appointment. Councilman Cooley made a nomination to appoint Bill Poole as the City Attorney effective immediately. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Meador made a motion to adjourn. Councilman Yelverton seconded the motion.



J. Michael Grayson, Mayor

ATTEST: 
Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

March 3, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday March 3, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Melvin Yelverton
Mitchell Congress

City Clerk: Sam Gross

Absent: Bill Meador, Jr.

Department Heads:

- Police–Tommie Reese-submitted
 - Fire-Ron Few-submitted
 - Library
 - Park & Recreation
 - Building Official-Clarence Booker, Jr. -submitted
- Court
Public Works–Mike Baker-submitted
Horticulture-Barbara Blevins-submitted
City Hall–Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Police Chief Reese followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Congress asked to amend the agenda to add a Resolution for the Watters' family in the death of Thomas Watters. Mayor Grayson stated this would be placed under new business. Councilman Yelverton seconded the motion and the motion passed with 5 votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: Councilman Cooley: yes

The Council reviewed the minutes of the February 17, 2011 regular meeting. Councilman Yelverton made the motion to approve the minutes as written. Councilman Moore seconded motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: Councilman Cooley: yes

Announcements

Mayor Grayson stated that he had received several bids for the repair of the column in front of City Hall. Mayor Grayson stated that copies would be placed in the Council's mail slot at City Hall. Mayor Grayson asked City Clerk Sam Gross to place this matter on the agenda for March 17th.

Mayor Grayson stated that Bass Anglers would be holding a tournament on the upcoming weekend in Demopolis which would bring approximately 100 boaters. Mayor Grayson thanked Jenn Tate Chamber of Commerce Director.

Mayor Grayson stated that Tractor Supply Company would open on March 5th.

Mayor Grayson stated on March 23rd at 9am West Alabama Mental Health would host a Job Fair at the Theo Ratliff Center.

Mayor Grayson stated on March 24th at 6pm the Cancer Society is having a banquet at the Demopolis Civic Center.

Mayor Grayson stated March 30th there would be a Town Hall meeting at Rooster Hall.

Mayor Grayson stated on April 20th the Alabama Tombigbee Regional Commission would be having their annual meeting at Ezell's.

Mayor Grayson stated on April 29th the Relay for Life would hold their event at the Demopolis River Field.

Mayor Grayson stated that he would be meeting with Phillip Guin with Almon Associates on Thursday of the following week regarding Sunset Road data.

Mayor Grayson stated that Shelton State Community College has agreed to teach academic and technology classes at the Demopolis Higher Education Center.

Mayor Grayson stated that on Friday February 25th he met with Mayor Maddox of Tuscaloosa, Mayor Herndon of Northport, and Mayor Day of Thomasville who all agreed that Highway 43 from Thomasville to Interstate 20-59 at Eutaw should be four lanes. Mayor Grayson stated they would be talking to the Alabama Department of Transportation to present our request and ideas.

Mayor Grayson stated that he met with Congresswoman Sewell and staffers with Senator Sessions and Senator Shelby regarding the port project.

Departmental reports

Departmental reports were submitted as indicated above.

Projects

Dilapidated Housing: No report

Unfinished Business

Sunset Road: Mayor Grayson stated again that he would meet next Thursday with Phillip Guin with Almon Associates to go over the data. Mayor Grayson stated no report for Sunset Road at this time for the Council.

Fire Station # 2: Mayor Grayson stated that he had contacted Brian Brooker with Ellis Architect to give him alternative figures to reduce the cost from 1.2 million to a \$600,000 project for the Fire Station #2.

Personnel Policy Manual: Mayor Grayson stated per Councilman Congress' request to table this matter until the March 17th Council meeting.

Industrial Development Board appointments: Mayor Grayson stated per our procedures policy for the appointment of board members. Mike Marshall and Mike Evans were nominated for reappointment during the February 17th Council meeting. Councilman Yelverton made the motion to reappoint Mike Marshall and Mike Evans to the Industrial Development Board. Councilman Congress seconded the motion and the passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

New Business

Public Assembly Application: Mayor Grayson stated the application is from the Demopolis Anchor Club. Mayor Grayson asked City Clerk Sam Gross to give the Council details on the application. City Clerk Sam Gross asked for the application to be tabled until March 17th Council meeting due to lack of information on the application. Mayor Grayson asked to place it on the agenda under unfinished business for March 17th.

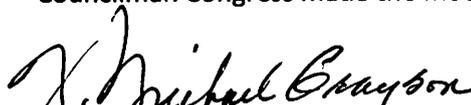
Resolution: Mayor Grayson stated this was on the agenda per Councilman Congress. Mayor Grayson turned the floor over to Councilman Congress. Councilman Congress made the motion to approve a Resolution for the Watters' family with the recent death of Thomas Watters. Councilman Congress stated that Mr. Watters served as a volunteer for many years and was employed with the City. Councilman Moore seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

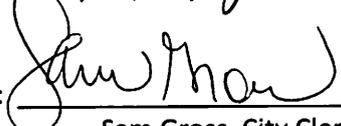
Council Discussion

Councilman Congress stated that the residents on Estella Drive have met with former City Attorney Rick Manley concerning the residents being placed within the City limits. Councilman Congress asked that City Attorney Poole look into this matter.

Councilman Congress made the motion to adjourn. Councilman Moore seconded the motion.



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

March 17, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday March 17, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Melvin Yelverton
Bill Meador, Jr.

City Clerk: Sam Gross

Absent: Mitchell Congress

Department Heads:

- Police—Tommie Reese
 - Fire—Ron Few-submitted
 - Library
 - Park & Recreation—Mark Pettus-submitted
 - Building Official—Clarence Booker, Jr.
- Court-submitted
Public Works—Mike Baker
Horticulture—Barbara Blevins
City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Public Works Director Mike Baker followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Cooley made the motion to approve the agenda as presented. Councilman Yelverton seconded the motion and the motion passed with 5 votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the March 3, 2011 regular meeting. Councilman Yelverton made the motion to approve the minutes as written. Councilman Cooley seconded motion and the motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress:
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson made the following announcements:

On March 23rd at 9am, West Alabama Mental Health will hold a Job Fair at the Theo Ratliff Center.

On March 24th the American Cancer Society will be holding a banquet at the Demopolis Civic Center at 6pm.

On March 30th there will be a Town Hall meeting at Demopolis' Rooster Hall at 5:30pm.

On April 20th the Alabama Tombigbee Regional Commission will be having their annual meeting at Ezell's.

On April 29th the Relay for Life will hold their annual event at the Demopolis River Field.

Additionally, Mayor Grayson stated that Park & Recreation Director Mark Pettus had presented him with a report for the Theo Ratliff Activity Center.

That he had received an email from Public Works Director Mike Baker regarding the letter sent to Admiral Bryan Whit Compton stating the City of Demopolis accepted Osgood Loop as a City street retroactively to October 2010.

That Councilmen Moore and Yelverton had represented the City of Demopolis at the National League of Cities. Mayor Grayson then asked them to give a thirty (30) second report on the meeting. Councilman Moore stated that he hosted an appreciation dinner for Congresswoman Sewell on Monday night where they had spoken about the Community Development Block Grant funding cuts. Councilman Moore also stated they had breakfast with Senator Shelby on Tuesday and that the Senator believed that the Community Development Block Grant funding was crucial to continue. Councilman Moore ended by stating that he felt that it had been a productive meeting. Councilman Yelverton added that he had learned a great deal from it as well.

Departmental reports

Departmental reports were submitted as indicated above.

Mayor Grayson asked that the record show that Councilman Congress arrived at 5:20pm.

Fire Chief Few stated that he had been working on a grant for the fire service to meet the 2013 compliance deadline on communications equipment.

Fire Chief Few also stated that next month his department will develop a flood plan and will present it to the Public Safety Committee.

Public Works Director Mike Baker thanked Police Chief Reese for blocking the street on the recently flooded streets.

Projects

Dilapidated Housing: City Attorney Poole stated that if there are any pending cases, dilapidated housing will be on the April 12th docket and presented for trial on May 17th.

Unfinished Business

Sunset Road: Mayor Grayson announced that he had meet with Phillip Guin with Almon Associates the previous Thursday. Mayor Grayson stated that were some discrepancies on the Sunset Road survey which needed to be addressed and that there was no report for Sunset Road for the Council at that time.

Fire Station # 2: Mayor Grayson stated that the building committee needed to meet the next week concerning this matter.

Personnel Policy Manual: Mayor Grayson addressed Councilman Congress' previous request to table the matter until the March 17th Council meeting. Councilman Congress asked for a work session solely for the personnel policy manual. Mayor Grayson stated this issue would be tabled until a later time.

New Business

Estimates on the column at City Hall: Mayor Grayson stated that in the Council's packets were four (4) quotes. Councilman Cooley stated that he had reviewed the quotes and none listed the same work to be performed. Councilman Cooley requested that the building committee designate the work that needed to be done and then request new bids for it. Mayor Grayson stated that Barbara Blevins had requested quotes from several construction companies. Ms. Blevins stated at that time that she and Building Official Clarence Brooker agreed that bid specifications needs to be sent along with the RFQ. Mayor Grayson then stated that an email would be sent to all applicable parties setting a date for the building committee meeting, Ms. Blevins, and Mr. Brooker were assigned to come up with the specifications.

Council Discussion

Councilman Moore reported to the Council that he would not be here for the April 21st Council meeting.

Councilman Congress asked to go into executive session for the purpose of good name in character.

At 5:40pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 17th day of March 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Congress for the Council to go into Executive Session for general reputation, good name and character and which motion was seconded by Councilman Moore; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson		Yea
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 10 minutes.

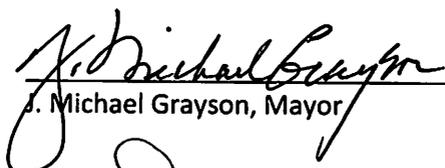
Councilman Meador made the motion to reconvene into regular session at 5:53pm. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call vote:

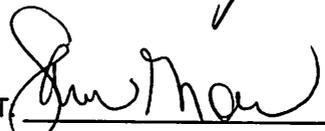
Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made the motion to return back into session at 5:55pm. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Moore made a motion to adjourn. Councilman Meador seconded the motion.


 J. Michael Grayson, Mayor

ATTEST 
 Sam Gross, City Clerk

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MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

April 7, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday April 7, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Melvin Yelverton
Bill Meador, Jr.
Mitchell Congress
City Clerk: Sam Gross

Department Heads:

- Police—Tommie Reese-submitted
 - Fire—Ron Few-submitted
 - Library—Morgan Grimes-submitted
 - Park & Recreation
 - Building Official
- Court
Public Works—Mike Baker-submitted
Horticulture—Barbara Blevins-submitted
City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Revered Mickey Green followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Moore stated that he had received several calls concerning the closing of labor and delivery at Tombigbee Health Authority. Councilman Moore asked that this be placed on the agenda under new business. Councilman Meador made the motion to approve the amended agenda. Councilman Moore seconded the motion and the motion passed with 6 votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the March 17, 2011 regular meeting. Councilman Congress made the motion to approve the minutes with the following amendment:

Present: Councilman Congress

Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson made the following announcements:

On April 20th the Alabama Tombigbee Regional Commission will be having their annual meeting at Ezell's.

On April 29th the Relay for Life will hold their annual event at the Demopolis River Field.

Congratulations to Police Chief Tommie Reese who was nominated and accepted as a member of the Attorney General's Law Enforcement Advisory committee.

Mayor Grayson announced that he had been working on several issues since the announcement of the closing of the hospital's labor and delivery unit. He stated that he was meeting the next morning with State Representative A.J. Mc Campbell and in the afternoon with County Commissioner Ken Tucker. Mayor Grayson also stated that he was scheduling a meeting Tuesday with the city council appointed Hospital board members. Mayor Grayson added that the full Hospital board would have a meeting on Wednesday at 11:30am.

Departmental reports

Departmental reports were submitted as indicated above.

Fire Chief Few stated that his department would be holding their second annual open house on June 4, 2011 at 9am.

Councilman Congress asked Public Works Director Mike Baker about the stolen street drop inlet covers. Councilman Congress then asked Police Chief Tommie Reese if this had been investigated. Chief Reese stated yes.

Projects

Dilapidated Housing: Mayor Grayson stated that City Attorney Bill Poole City Attorney Poole had a prior engagement today. Mayor Grayson stated no report at this time.

New Business

Port of Demopolis Intermodal Complex: Mayor Grayson announced that he wanted to brief the Council on the situation. Mayor Grayson began by stating that the location of the Port of Demopolis Intermodal Complex would be at the site of the former Bergeron Barge building and its 88 acres and that the Industrial Development Board has negotiated prices for the property and building. He added that these prices were substantially lower than before and the Industrial Development Board has sought financing for this and had been approved by Regions Bank and that the IDB was also investigating a bond issue through Frazer Lanier. Mayor Grayson stated the Industrial Development Board couldn't purchase the property unless the City of Demopolis was the guarantor on the loan or bond issue. Councilman Congress stated that on his prior council that they combined several projects on a bond that was issued. Councilman Congress suggested that if we issued a bond this time he would like Fire Station 2, Lem Wilson Road, and Sunset Road to be added along with the Port of Demopolis. Mayor Grayson stated

that he had spoken with Bob Young with Frazer Lanier about combining several projects in one. Mr. Young had stated that we had two (2) different projects one (1) economic development and two (2) infrastructure. Mr. Young had stated that they could not be pooled together. Councilman Cooley then asked that a work session be scheduled strictly for discussion on this project. Councilman Moore stated that he would not be at the next council meeting and would have ask that no vote to be taken. Mayor Grayson then announced a work session on Monday April 11th at 5:15pm at Rooster Hall.

Airport Renaming: Mayor Grayson stated he had received a petition to rename the airport Buzz Sawyer Air Field. Mayor Grayson stated that on March 26th he attended the Alabama Aviation Hall of Fame dinner where Buzz Sawyer was inducted that night. Mayor Grayson stated that this is the second Hall of Fame that Buzz has been inducted into since he had been in office. Councilman Meador asked that this be tabled until the next Council meeting.

Downtown oak trees: Mayor Grayson turned the floor over to Horticulturist Barbara Blevins. Ms. Blevins stated since she had been with the City about five (5) years she had had numerous complaints from business owners about the downtown oaks in front of their businesses. Ms. Blevins stated that they were the wrong trees for those particular spots. Ms. Blevins then presented the Council with several pictures of the sidewalks damaged by the oaks. Councilman Congress asked if it was due to the root problem. Ms. Blevins stated yes. Councilman Cooley asked what kinds of trees could be put in their place. Ms. Blevins stated that for some of the locations she would not recommend replacing the trees with other trees but with a green space because of the limited size of the location. Ms. Blevins also stated that Alabama Power Company had agreed to remove the trees at no cost to the City. Mayor Grayson noted that the oak trees produced acorns that were like marbles and that if someone stepped on them they could become a health hazard. Councilman Congress then made the motion to allow Alabama Power Company to remove the trees and for the City to grind the stumps and repair the sidewalks. Councilman Cooley seconded the motion. Councilman Yelverton asked what would replace the trees. Ms. Blevins stated that if the space was large enough for a tree then it planted in the fall and that if the space is too small a green space could be planted at any time. Councilman Congress asked that Ms. Blevins meet with the business owners and get their opinion on what they would like in front of their businesses. Mayor Grayson then stated that a motion and second was on the floor and asked that it be brought to a vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

City Hall-Bids: Mayor Grayson stated that copies of the bids received for the repair work at City Hall were in the binders of the council. Mayor Grayson stated that the specs were sent to four (4) contractors and that only two (2) bids were returned. The bids were:

Strable Construction	\$7,512
William Flowers	\$3,216

Councilman Cooley stated that he had received a call from a contractor stating that he had received the first bid and then had received a call from City Hall stating that the bids were incorrect and revised specs would be sent out and that the contractor had never received the revised specs. Councilman Congress asked that this matter be tabled as well. Councilman Meador added that the building committee would like to get the bids to review and then return to the Council with a recommendation. Councilman Congress asked that the building committee ask Mr. Flowers to submit a more detailed bid. Mayor Grayson stated this would be referred to the building committee.

Petition- Speed bump on Edgewood Drive: Mayor Grayson stated that a petition has been received from most of the residents of Edgewood Drive requesting speed bumps. Mayor Grayson asked who would be the spokesperson for the residents. Councilman Yelverton stated he would be since he resided on Edgewood Drive. Councilman Yelverton stated that several children lived on the street and the dead end road and that the street had a great deal of traffic. Councilman Yelverton also stated that he was concerned that someone was going to get hurt. Councilman Meador asked if there was anyone on the street that did not want the speed bumps. Mr. Jason Perryman who was in charge of the petition and getting the signatures replied that there were a few houses where no one would come to the door. Mr. Perryman stated that the rest of the residents had signed the petition. Mayor Grayson asked that Councilman Yelverton recuse himself from voting due to his being a resident of Edgewood Drive. Police Chief Tommie Reese recommended four (4) speed bumps. Mayor Grayson asked Public Worker Director what the estimate cost of one (1) speed bump was. Public Works Director Mike Baker stated approximately \$250 to \$300 a speed bump. Councilman Cooley made the motion to authorize the Public Works to erect four (4) speed bumps on Edgewood Drive. Councilman Congress seconded the motion and the motion passed with 5 yes and 1 abstain by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: abstain Councilman Meador: yes Councilman Cooley: yes

Alcoholic Beverage Control application: Mayor Grayson stated application has been received from the ABC board for the Dollar General Store at 543 Highway 80 West. Mayor Grayson asked Police Chief Reese for his finding on this. Police Chief Reese stated that state wide, Dollar General Stores would be asking for ABC licenses. Police Chief Reese stated that he approved of the application. Councilman Moore made the motion to approve the ABC application at the Dollar General Store at 543 Highway 80 West. Councilman Yelverton seconded the motion and the motion passed by 4 yes and 2 abstained votes by the following roll call vote:

Mayor Grayson: abstain Councilman Moore: yes Councilman Congress: abstain
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Application for Public Assembly: Mayor Grayson asked Police Chief Reese to brief the details of the application. Police Chief Reese stated that the Anchor Club had applied to have a pet walk to raise money for the Bigbee Humane Society. Police Chief Reese stated the function would be April 23rd at 9am. Police Chief Reese had spoken with Tina Rivas about the route of the pet walk and he had no objections for the public assembly. Councilman Yelverton made the motion to allow the public assembly. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Closing Labor and Delivery-Tombigbee Health Authority: Mayor Grayson stated that this had been added to the agenda by Councilman Moore. Mayor Grayson turned the floor over to Councilman Moore. Councilman Moore stated that he felt it was of the utmost importance that the whole Council be involved when the issue involved money. Councilman Moore stated that he wanted the city to do its fair share but not be over burdened by it. Councilman Moore noted that he could not see the city letting this happen. Mayor Grayson stated that Tuesday April 12th at 9:30am he would meet with the

council appointed board members. Councilman Yelverton asked that this meeting be a work session on that Tuesday. Mayor Grayson then asked City Clerk Sam Gross to post the work session.

Unfinished Business

Sunset Road: Mayor Grayson stated that he has no report at this time. Councilman Congress asked if Mr. Manley had turned over the information about Sunset Road to City Attorney Bill Poole. Mayor Grayson stated yes. Councilman Cooley made the motion to authorize the Mayor Grayson to contact Almon Associates to get the matter resolved. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Fire Station #2: Mayor Grayson asked Fire Chief Few if he had contacted Brian Brooker with Ellis Architects. Fire Chief Few stated yes. Fire Chief Few stated that Mr. Brooker felt that if the City wanted to change the scope of the work then he would have to be under contract with the City to do so. Mayor Grayson stated at the Fire station #2 project as it was now would cost 1.2 million dollars. Mayor Grayson also stated that Mr. Brooker would have to reduce the scope of the work. Mayor Grayson added that many of the features he had added to the project were not necessary. Councilman Cooley asked when the Council would be able to look at the plans. Councilman Meador said that he could bring the plans tomorrow. Councilman Cooley then stated that he was not going to vote on this until he had seen the plans. Councilman Meador asked that the rest of the Council come to City Hall to look at the plans. Mayor Grayson stated this would be put back on the agenda for April 21st. Councilman Moore asked that no vote be taken due to his absence.

Personnel Policy Manual: Mayor Grayson stated that it had become evident that the personnel policy manual needed to be revised due to a recent incident. Councilman Yelverton asked that Human Resource Clerk Sherron Brown be present when this was being reviewed. Councilman Yelverton made the motion to table the matter until May. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Council Discussion

Councilman Congress stated he had spoken to David Zipparo with the Demopolis Water Works concerning the garbage exemption. Councilman Congress stated that Mr. Zipparo told him it was up to the Council for any changes on the garbage exemption. Councilman Congress then stated that Amelia Zanders was 101 and her daughter Minnie Scott who was 85 had not known that there was a deadline to file for garbage exemptions in December 2010 for the following year for exemptions. Councilman Congress stated that due to their health he felt the Council should allow them to apply for a garbage exemption now. Councilman Congress made the motion to amend the garbage exemption policy to reflect that anyone over the age 62 could apply one time and anyone over that age could apply at

anytime. Councilman Yelverton seconded the motion and the motion passed with 3 yes votes, 2 no votes, and 1 abstain by the following roll call vote:

Mayor Grayson: abstain

Councilman Moore: yes

Councilman Congress: yes

Councilman Yelverton: yes

Councilman Meador: no

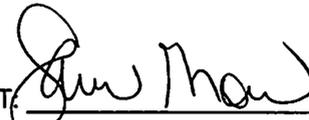
Councilman Cooley: no

Councilman Yelverton stated that he would like to request each board do a quarterly report to the City Council.

Councilman Meador made a motion to adjourn. Councilman Moore seconded the motion.



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Called Meeting

April 18, 2011

The called meeting of the Demopolis City Council convened at 10:00am on Monday April 18, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Melvin Yelverton
Bill Meador, Jr.
Mitchell Congress

Absent: Sam Gross, City Clerk

City Purchasing Manger Jay Wright standing in for City Clerk Sam Gross as Recorder.

Mayor Mike Grayson called the meeting to order and opened the meeting with the invocation followed by the Pledge of Allegiance.

Discussion was heard on procuring funding for several city projects to include: Purchasing the property of the former Bergeron Barge Factory to be the site of the Demopolis Multi-modal Port Complex, the Renovation of Fire Station 2, the laying of water pipe for Lem Wilson Road, and the paving of Sunset Road as well as the top 3 or 4 other paving priorities as recommended by Public Works Director Mike Baker.

Discussion was made between the Mayor and Councilman Congress on what constituted public and private property on Sunset Road, between Councilman Cooley, the Mayor, and Councilman Congress on the actual cost of the Fire station 2 renovation plan, and between all of those present on what paving projects in addition to Sunset Road should be accomplished.

Mr. Don Singleton, the representative of the residents of Sunset Road was in attendance in the audience and made inputs in regard to the public and private boundaries – including his own – along Sunset Road.

Councilman Yelverton made a motion to allow the City to seek funding for all of these projects as a single package financing option.

More discussion was heard between all assembled as to the general amount needed and there was agreement that until several issues had been resolved – such as what paving projects would be recommended by Public Works Director Mike Baker and what the extent of those projects would be – there could not be an exact figure placed on what funding would be required. The assembled council agreed among them selves to defer the assignment of an exact figure until a later meeting.

Councilman Congress then seconded the motion made by Councilman Yelverton and the motion passed by unanimous vote by all present.

Mayor Grayson: yes

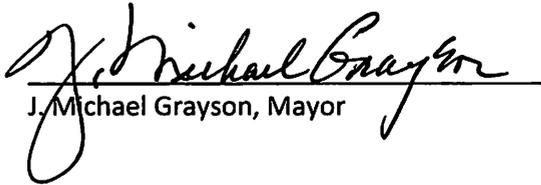
Councilman Moore: yes Councilman Congress: yes

Councilman Yelverton: yes

Councilman Meador: yes

Councilman Cooley: yes

Councilman Moore then made the motion to adjourn and the motion passed. The meeting adjourned at 10:41.



J. Michael Grayson, Mayor

ATTEST: _____
Jay Wright, City Purchasing Manager

- Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

April 19, 2012

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday April 19, 2012 at Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore-District 1
Mitchell Congress-District 2
Melvin Yelverton-District 3
Bill Meador, Jr.-District 4
Jack Cooley-District 5
City Clerk: Sam Gross

Department Heads:

- Police—Rex Flowers
 - Fire—Ron Few-submitted
 - Park & Recreation
 - Building Official—Clarence Brooker, Jr.
 - City Hall—Sam Gross
- Court-submitted
Public Works—Mike Baker
Horticulture—Barbara Blevins
Library-submitted

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Mike Baker followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda as presented. Councilman Moore seconded the motion and the passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the April 5, 2012 regular meeting. Councilman Meador stated spelling correction on page 2 under project second line. The correction as follows:

City Attorney Bill Poole stated on the six (6) properties that he been dealing with two (2) have signed the certified mail giving them notices of our ~~initiation~~ **intention** to demolish unless the property improves.

Councilman Congress stated correction to be add as follows:

City Attorney Bill Poole stated on the six (6) properties that he **has** been dealing with two (2) have signed the certified mail giving them notices of our ~~initiation~~ intention to demolish unless the property improves.

Councilman Meador made a motion to approve the minutes as corrected. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes

Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson made the following announcements:

Mayor Grayson presented the copies of the budget through March 31st to the Council. Mayor Grayson stated the budget should be at 50%, our revenue is slightly in excess. Mayor Grayson stated that we have just gone through our "fat season". Mayor Grayson explained that our expenditures are at 43%, which is 7 points under. Mayor Grayson stated from a revenue standpoint our taxes revenue for the month of March was 15.47% over March 2011; for the year we are up over 4.7%.

Mayor Grayson stated that we have received notice from ALDOT that they have approved an industrial access road application for \$586,200 for a road at the intermodal complex, which is in association with project Double Skin. Mayor Grayson stated that project Double Skin is very doubtful at this time. We are working with another prospect for that site. Councilman Congress asked was this a matching funds grant. Mayor Grayson stated the city would be responsible for the primary engineering cost and cost overruns.

Mayor Grayson stated we have another sizeable grant that has been approved but at this time cannot announce it tonight. Mayor Grayson stated that there would be a press release tomorrow.

Bond rating we received from Standard & Poors was A+, which is very good.

Mayor Grayson distributed print outs of the Council travel allowance expense.

Mayor Grayson stated the Personnel Committee needs to meet next week.

Work session was held Tuesday April 17th regarding Park & Recreation concession. Park & Recreation was within their legal rights in terms of making decision regarding concession sales, however communication with the Council was lacking and have pledged to do better in the future. The agreement with Demopolis High Athletic Department is for one (1) year and if it proves to be positive thing will be revisited next year. Mr. Poole and the school system attorney are drafting a hold harmless agreement to cover the city's liability.

At the conclusion of today's meeting we will adjourn to Wednesday April 25th. Mayor Grayson asked the council to be thinking about their preference for a day to meet. Councilman Moore asked what is on the agenda for that day. City Clerk Sam Gross stated the bond ordinance. After some discussion the council decided on Wednesday April 25th 5pm.

Departmental reports

Departmental reports were submitted as indicated above.

Projects

Dilapidated Housing: City Attorney Bill Poole stated we have obtained more bids on the houses that have responded to the notices and posting. Mr. Poole stated that he has sent letters to the people/owners who have contacted us in order for them to agree to the demolition and the bid price. Mr. Poole stated in thirty (30) days there would be final action.

New Business

ATRIP Program: Mayor Grayson stated we had a work session on this April 10. Mayor Grayson stated discussion on the Jackson Street bridges and also perhaps paving collector roads. Mayor Grayson understood bridge repair, specifically the long bridge was the more critical of the two projects. Councilman Congress stated it would be sensible to replace the bridge by Riverside Cemetery. Mayor Grayson asked Scott Dollar, Almon Associates for comments about the bridges. Mr. Dollar stated that the long bridge is the first bridge west of the cemetery. Mr. Dollar stated for the last three (3) years the bearings for concrete girders are beginning to deteriorate. There is going have to be repairs to the bridge or apply for the grant funds to replace bridge. Mr. Dollar stated that the reason to replace is the current bridge is obsolete it was built 1950's or 1960's and it is not up to current load standards. Councilman Cooley stated it is his understanding the State uses a rating system as to the worthiness of a bridge. Mr. Dollar stated there is a sufficiency rating. Councilman Cooley what is the lowest rating before they close a bridge. Mr. Dollar stated it depends on number of factors. Mr. Dollar stated you could have a good sufficiency rating and have one (1) element that could result in the closing of the bridge. Mr. Dollar stated this bridge has 47sufficiency rating. Councilman Cooley asked if this is acceptable with State of Alabama. Mr. Dollar stated acceptable that is a question that he can't answer. Phillip Guin, Almon Associates stated to apply for this grant program the sufficiency rating has to be lower than 50. Mayor Grayson stated ATRIP is an opportunity to get 80% paid for by the State if we are approved. Mayor Grayson stated the estimate from Almon Associates is \$1,316,232 of which our 20% and those costs not covered would be \$382,592. Mayor Grayson stated it is his recommendation to replace the long bridge (BIN 3638) beside Riverside Cemetery. Councilman Congress made the motion to submit the ATRIP application to ALDOT to replace bridge BIN 3638 at the cost to City \$382,592. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Gena Robbins-UWA's Sucarnochee Folklife Festival: Gena Robbins thanked the Council for being allowed to address the council. Ms. Robbins presented the Council with a packet with several pieces of information. Ms. Robbins stated the main reason for was the promotion of the annual Sucarnochee Folklife Festival. This event promotes blackbelt area events, speakers, and demonstrations that are unique to the way of life in the blackbelt. The festival is Saturday April 21st 9am-7pm. Due to the predicted inclimate weather the event has moved from Courthouse Square in Livingston to UWA campus. The music entertainment will be held at Bibb Graves. The pie baking contest and cornbread cook off will be at Bibb Graves also. All the vendors for arts and crafts and food will be at Pruitt gym. The big food vendors will be outside. Ms. Robbins stated there is still time to participate in the pie and cornbread cook off. Ms. Robbins invited the Mayor and Council to the Sucarnochee Folklife Festival.

Unfinished Business

School Board Appointment: Mayor Grayson stated he had the opportunity talk to two (2) individuals but there are still three (3) others, that he would like to talk with. Mayor Grayson asked the Council to keep

the nomination process open for another two (2) weeks. Mayor Grayson stated Bobby Armstead term does not expire officially until June. Mayor Grayson stated that he (Mr. Armstead) would serve until he is replaced. Councilman Meador stated he had no problem keeping it open for two (2) more weeks. Councilman Congress made the motion they would accept nomination and close nomination at May 3th council meeting and vote on May 17th. Councilman Cooley seconded the motion and motion passed by 6 yes votes by the following roll call votes:

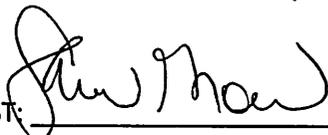
Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress made the motion to recess until April 25th at 5pm. Councilman Moore seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audio is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

April 21, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday April 21, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Jack Cooley
Melvin Yelverton
Bill Meador, Jr.
Mitchell Congress

City Clerk: Sam Gross

Absent: Thomas Moore, Mayor Pro Tempore

Department Heads:

- Police—Tommie Reese
 - Fire—Ron Few-submitted
 - Library—Morgan Grimes
 - Park & Recreation—Mark Pettus-submitted
 - Building Official
- Court-submitted
Public Works—Mike Baker
Horticulture—Barbara Blevins
City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Reverend Frank Stiff followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Congress approved the agenda as presented. Councilman Meador seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the April 7, 2011 regular meeting. Mayor Grayson stated correction to the April 7th minutes as follows:

Mayor Grayson: no Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: abstain

Councilman Meador made the motion to pass the minutes as corrected. Councilman Cooley seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Cooley made inquiry concerning the motion previously passed on the garbage exemption – on whether or not it had been determined that it violated the existing State Code. Mayor Grayson stated yes that was the case. Mayor Grayson also stated that the motion was null and void.

Announcements

Mayor Grayson made the following announcements:

On April 29th the Relay for Life would hold their annual event at the Demopolis River Field.

On April 22nd the Bryan Whitfield Hospital board would meet concerning Labor and Delivery.

On May 1st –May 3rd the Alabama League of Municipalities would hold its convention in Huntsville Alabama.

Mayor Grayson shared that he had received email from Rick Russell, Building Official from the City of Clanton. Mr. Russell stated that he had visited the Demopolis High School and the Demopolis Sports Plex due to his son playing Junior Varsity baseball games. Mr. Russell was very impressed with the facilities. Mayor Grayson thanked Park and Recreation Director Mark Pettus, Horticulturist Barbara Blevins, and Public Works Director Mike Baker for a great job done.

Departmental reports

Departmental reports were submitted as indicated above.

Police Chief Reese announced that four (4) of the new officers had completed the police academy on April 15th.

Officer Casey Elmore
Officer Walter Morgan
Officer Joshua Gullede
Officer Kevin Johnson

Police Chief Reese stated that they had received several honors. Mayor Grayson added that he was honored that these officers were with the City of Demopolis.

Librarian Morgan Grimes announced that the following Thursday at 5:30pm a graduation party would be held for Anner Gray for completing her master's degree in library studies from University West Alabama.

Projects

Dilapidated Housing: Mayor Grayson asked Police Chief Reese to announce the new position that would assist with enforcement actions on the dilapidated houses. Police Chief Reese announced that a new employee would start Monday April 24th, a certified police officer who would fill the officer/animal control officer/code enforcement officer position within the DPD. Police Chief Reese stated that he would like to meet with the Council later on the ordinances that they would like to be enforced. Mayor Grayson then stated no report at this time.

New Business

Budget Adjustment-Resolution 2011-04: Mayor Grayson turned the floor over to Police Chief Reese. Police Chief Reese stated the purpose of the Resolution was to adjust his departmental overtime budget due to overtime security requirements at several city functions and meetings. Councilman Congress made the motion to approve Resolution 2011-04. Councilman Cooley seconded the motion and the motion passed 5 yes votes by the following roll called vote:

Mayor Grayson: yes	Councilman Moore:	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Application for Public Assembly: Mayor Grayson asked City Clerk Sam Gross to provide information about the application. City Clerk Sam Gross stated the application was for the American Cancer Society run on April 29th. City Clerk Sam Gross also stated that Police Chief Reese had approved the route. Councilman Meador then made the motion to approve the public assembly application. Councilman Congress seconded the motion and the motion passed with 4 yes votes and 1 abstain vote by the following roll call vote:

Mayor Grayson: yes	Councilman Moore:	Councilman Congress: yes
Councilman Yelverton: abstain	Councilman Meador: yes	Councilman Cooley: yes

South Industrial Park Road: Mayor Grayson recognized Euell Screws Goodwyn, Mills, and Cawood, Inc. Mr. Screws stated the reason for the visit concerned the South Industrial Park access road grant application. Mr. Screws stated the grant was for \$ 418,000 and the City's portion of the money would be for the engineering design in the amount of \$42,000. Mr. Screws stated the grant would be reviewed by the Alabama Department of Transportation. Mayor Grayson then asked that if we denied the grant, would the City be liable for the \$42,000. Mr. Screws stated no. Councilman Congress asked what the grant would be used for. Mr. Screws stated for road improvements in the South Industrial Park Drive. Councilman Congress then made the motion to apply for the application to improve the South Industrial Park Drive. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore:	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Johnnie & Ellen Williams - North Industrial Park Drive: Mrs. Williams expressed her concerns over the location of the fertilizer plant at the North Industrial Park Drive next to her property. Mrs. Williams asked the Council to let the surrounding property owners express their feeling concerning this. Mayor Grayson stated that this was not actually on the agenda until May 19th. Mayor Grayson added that its approval had unanimously passed the Board of Adjustment and the Planning Commission and that the next step would be the City Council on May 19th. Ben Sherrod addressed the Council along with one of the owners of Denali Organics LLC, Scott McCormick. Mr. McCormick went into detail about how the process worked. Mayor Grayson informed those present that a decision would not be voted on tonight.

Unfinished Business

Personnel Policy Manual: Mayor Grayson stated that this would be tabled until May 2011.

Airport Renaming: Mayor Grayson stated this had been on the agenda for April 7th and had been tabled until the next Council meeting. Mayor Grayson stated a petition had been presented to the Council at that time for consideration. Councilman Yelverton made the motion to change the name from Boykin Air Field to Julian D. "Buzz" Sawyer Airport. Councilman Cooley seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

At 6:11pm the Mayor and Council moved into Executive Session, for financial transactions with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

**MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145**

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 21st day of April 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Meador for the Council to go into Executive Session for general reputation, good name and character and which motion was seconded by Councilman Yelverton; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore		
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

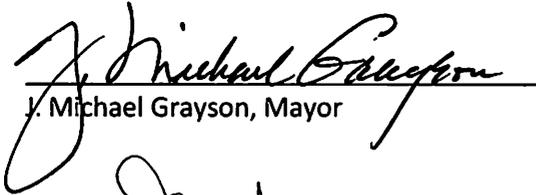
And Presiding Officer declared that a majority of the votes were in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as

stated in said motion and no other purpose, in accordance with the Act and Council for approximately 10 minutes.

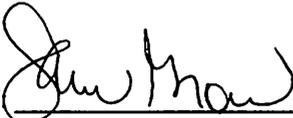
Councilman Meador made the motion to reconvene into regular session at 6:20pm. Councilman Congress seconded the motion and motion passed with 5 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore:	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Yelverton made a motion to adjourn. Councilman Congress seconded the motion.



J. Michael Grayson, Mayor

ATTEST 

Sam Gross, City Clerk

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

May 5, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday May 5, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Melvin Yelverton
Bill Meador, Jr.
Mitchell Congress
City Clerk: Sam Gross

Department Heads:

- Police–Tommie Reese-submitted
 - Fire-Ron Few-submitted
 - Library
 - Park & Recreation-Mark Pettus
 - Building Official-Clarence Brooker, Jr.
- Court
Public Works–Mike Baker
Horticulture
City Hall–Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Pastor Allan Atkins followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Mayor Grayson stated that he neglected to add the Fire Department special fund under new business item # 4. Councilman Congress stated that the bond issue needed to be added under unfinished business item # 3. Councilman Meador made the motion to approve the amended agenda. Councilman Moore seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the April 18th called meeting and April 21, 2011 regular meeting. Councilman Congress made the motion to table the minutes of called meeting of April 18 until the next council meeting and approve the minutes of the regular meeting on April 21, 2011. Councilman Meador seconded the motion and the motion passed with 5 yes votes and 1 no vote and 1 abstainment on the April 21st minutes due to his absences by the following roll call votes:

Mayor Grayson: yes Councilman Moore: abstain Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: no

Announcements

Mayor Grayson made the following announcements:

Mayor Grayson stated he wanted to advise the council on the meeting that was held on April 22nd concerning labor & delivery and at that time there was no progress. Mayor Grayson stated that the next meeting would be May 6th at 7:30am at Bryan Whitfield Hospital. Mayor Grayson stated that he would advise the council of any change.

Mayor Grayson stated that on April 29th the Councilman Cooley celebrated another birthday.

Departmental reports

Departmental reports were submitted as indicated above.

Fire Chief Few stated that since the recent tornado hit the City of Tuscaloosa, his department began work on plans to prepare the City if this ever happens to us. Fire Chief Few stated that once the plan was completed he would share it with the council.

Projects

Dilapidated Housing: City Attorney Bill Poole stated that court is set for May 18th with Judge Hardaway. Mr. Poole stated that he had been working with Building Official Clarence Brooker, Jr. and that several cases had been resolved and some will be continued due to incorrect notification to the property owners. Mr. Poole stated that Rosa Walker was present at the council meeting with the address of a dilapidated house next to her property. Mr. Poole stated that they would begin the process next on this address.

New Business

Frank Dobson, Alabama Tombigbee Regional Commission-Jackson Street Project: Mayor Grayson turned the floor over to Frank Dobson. Mr. Dobson stated that he was there to discuss the Community Block Grant that had been awarded for the \$500,000 through ADECA. Mr. Dobson stated that we had received one (1) proposal from Goodwyn, Mills, and Cawood Inc and that that he recommended that Goodwyn, Mills and Cawood Inc. be hired for this project. Mr. Dobson presented a resolution that would cover this project with the figures from Goodwyn, Mills, and Cawood, Inc. for engineering services in the amount of \$ 71,686 and to Alabama Tombigbee Regional Commission for administrative services in amount \$ 29,314. Mr. Dobson noted that these figures had been reviewed by ADECA. Mr. Dobson then stated that at this time he needed approval from the Demopolis City Council to authorize Mayor Grayson to enter into contracts with the two entities identified above. Councilman Cooley asked what the commitment was for the City of Demopolis. Mr. Dobson stated \$75,000. Councilman Yelverton made the motion to approve the resolution. Councilman Yelverton seconded the motion and the motion passed with 5 yes and 1 abstain with the following roll call votes:

Mayor Grayson: yes

Councilman Moore: abstain

Councilman Congress: yes

Councilman Yelverton: yes

Councilman Meador: yes

Councilman Cooley: yes

Brooks Butler, Goodwyn, Mills, and Cawood, Inc. stated that due to the location of the project the work would begin at the end of July or the first of August. Mr. Butler stated the construction should last approximately three (3) months.

Brooks Butler, Goodwyn, Mills, and Cawood, Inc. then presented the Council with a general engineering service contract. Mr. Butler stated that City Attorney Poole had received a copy of the contract also. Mr. Butler told the council that this contract would allow Mayor Grayson to contact them at anytime for engineering service that could be undertaken in a shorter amount of time due to the contract. Councilman Cooley made the motion to table this until the last council meeting under unfinished business. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Recycling Grant-Broughton Rogers: Mayor Grayson asked that Jay Wright, Grant Administrator come forward to present the grant. Mr. Wright passed out information that pertained to the recycling grant. Mr. Wright stated that he inherited the grant procured by City Clerk Paula Bird and that the grant was in the amount of \$18,500 and awarded by the Alabama Department of Environment Management. Mr. Wright then stated that the grant was to procure a city recycling trailer which could be hauled to different locations in the City. Mr. Wright also stated that we have one (1) issue at this time, that the state of Alabama had changed the law and required registration and reporting for recyclers. Mr. Wright noted that the city needed to designate a recycling company such as Broughton Rogers who was registered or had submitted the necessary paperwork to the state. Mr. Wright also stated that the City could be sanctioned by ADEM if the designated recycling business did not meet the state compliance requirements and that the penalty could be up to the amount of the grant plus interest. Councilman Congress noted that this sounded like additional manpower requirements for Public Works. Broughton Rogers added that he would be interested in the recycling for City. Councilman Congress made the motion to not accept the grant from ADEM. Councilman Cooley seconded the motion and the motion passed with 5 yes votes and 1 no vote by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: no	Councilman Meador: yes	Councilman Cooley: yes

Speeding Main Avenue-Meg & Jared Wingfield: Jared Wingfield stated that he had lived on Main Avenue for several years and that he felt that there was an issue regarding the speed of traffic on Main Avenue. Meg Wingfield stated she has counted 23 kids from the statue to the river. Ms. Wingfield also added that there was not a stop sign or children at play sign on the street. Mayor Grayson then stated that his recommendation was to refer it to the Public Safety committee. Councilman Yelverton stated that the council approved speed bumps on Edgewood Drive; he could not see any reason why the council could not approve Main Avenue. Mayor Grayson stated the residents of Edgewood Drive had presented a petition to the council. Mayor Grayson also stated that some residents on Main Avenue may not want speed tables or speed bumps. Mayor Grayson directed that this be referred to the public safety committee.

Fire Department Special Fund Account: Fire Chief Few stated his department was trying to educate our young and the elderly about fire safety and that the department sometimes solicits funds and applies for small grants in the name of public education. Chief Few noted that when Paula Bird was the City Clerk,

she asked that the checks be turn into City Hall where they went into a special fund. Chief Few stated that the department needed access to those funds now for the 2nd Annual Open house coming soon. Mayor Grayson stated that Chief Few needed to come to the Council and ask for a budget adjustment. Councilman Congress made the motion to approve \$4915.15 as of April 30th to be a budget item. Councilman Yelverton seconded the motion and the motion passed with 4 yes votes and 2 no votes by the following roll call vote:

Mayor Grayson: no Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: no

Unfinished Business

The Personnel Policy Manual-tabled until May 2011: Mayor Grayson’s recommended that the personnel committee meet, formulate their recommendations, and bring them to the Council. Councilman Cooley offered another alternative - that the personnel committee meet along with the other three council members and formulate their recommendations together. Councilman Congress stated that the full council would have input in regard to this. Councilman Yelverton then asked if Sherron Brown in Human Resources could meet with both groups since Sherron had been given the task to update the personnel policy manual. Mayor Grayson stated that Ms. Brown was the Payroll/Benefits Clerk and that the City did not have a Human Resources Department. Councilman Congress then stated that many of the edits in red had been added or amended by Sherron and that his reason for wanting Ms. Brown there was to justify the reason for the change or addition and that it had nothing to do with her title. Councilman Congress made the motion to divide into two (2) groups, the personnel committee and a non-personnel committee to meet and develop the recommendations to be presented to the council. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Labor & Delivery: No Report

Bond Issue: Mayor Grayson announced that Councilman Congress had added this to the agenda. Councilman Congress stated that the council had been briefed by Fraser Lanier on the bond issues. Councilman Congress then asked the council when the figures were going to be turned in to determine the amount for the bond issue. Councilman Congress stated the council had already approved the projects. Councilman Congress expressed his desire that this project be accomplished in their current administration. Mayor Grayson stated that the hold up was due to redefining the scope of work at Fire Station #2 and identifying the streets to be repaired and the scope of work needed on the respective streets. Mayor Grayson noted that the streets had been turned over to Public Works Director Mike Baker to identify. Councilman Congress asked that a deadline be set for the figures to be turned into the council by the 1st meeting in June. Councilman Congress made the motion that both building & finance committee meet before the next council meeting May 19th with their recommendations.

At 6:48pm the Mayor and Council moved into Executive Session, for good name in character and financial transaction with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 21st day of April 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Meador for the Council to go into Executive Session for general reputation, good name and character and which motion was seconded by Councilman Yelverton; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 10 minutes.

Councilman Meador made the motion to reconvene into regular session at 7:09pm. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made a motion to adjourn.



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

May 19, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday May 19, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Mitchell Congress
Melvin Yelverton
Bill Meador, Jr.
City Clerk: Sam Gross

- Department Heads:
- Police—Tommie Reese
 - Fire—Ron Few-submitted
 - Library-submitted
 - Park & Recreation
 - Building Official
- Court-submitted
Public Works—Mike Baker
Horticulture
City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Pastor Hank Atkinson followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Moore asked to amend the agenda for the requesting of rescheduling June 16th Council meeting. Mayor Grayson asked that this be added to the #1 under new business. Councilman Cooley made the motion to approve that amended agenda. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the April 18th Called Council meeting and May 5th Regular Council meeting. Councilman Congress made the motion to approve the minutes as written for April 18th and May 5th. Councilman Meador seconded motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson stated that the Demopolis Chamber of Commerce was holding an event at the Demopolis City Landing that evening with Blues Jazz singer Ace Jones.

Mayor Grayson stated that the Demopolis Quarterback Club would be holding a rodeo on Friday May 20th and Saturday May 21st at the Sports Plex.

Departmental reports

Departmental reports were submitted as indicated above.

Police Chief Reese introduced Animal Control/Ordinance Enforcement Steven Aultman to the Mayor and Council.

Projects

Dilapidated Housing: City Attorney Poole stated that he had sent letters to Mayor Grayson and City Council.

New Business

Request for rescheduling Council meetings on June 2nd and June 16th: Mayor Grayson stated that the request was to reschedule the 1st and 3rd Council meetings of June. Councilman Meador made the motion to change the June 2nd Council meeting to Wednesday June 8th at 5:15pm and the June 16th Council meeting to Tuesday June 21st at 5:15pm. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Audit: Mr. Richard LeCroy, CPA with LeCroy, Hunter & Company, P.C. presented the council with a copy of the auditors report along with the audited financial statements and reviewed the financial highlights. There were questions and discussion on various points of interest by the council. Mr. Lecroy presented and reviewed the management letter that highlighted recommendations for improvement of the internal control system and other areas of operation.

Councilman Moore made the motion to accept and approve the auditor's opinion letter, financial statements and related required correspondence letters for the fiscal year ending September 30, 2010. Councilman Congress seconded the motion and passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Rezoning Ordinance 2011-01: Mayor Grayson stated the Ordinance was to rezone property at 276 Industrial Park North Drive. Mayor Grayson asked Mike Marshall, Industrial Development Board Director to explain the business that would occupy the building if approved by the Council. Mr. Marshall stated the name of the company was Denali Organics, LLC. Mr. Marshall stated this company would produce natural fertilizers from fishery offal and that this issue has been through the Board of Adjustment and the Planning Commission and had been approved by both boards. Councilman Moore asked if there were any adjoining property owners that were for or against this. Ms. Ellen Williams who owns property adjoining this location expressed her concerns. Councilman Moore made a motion to

approve the first reading for Ordinance 2011-01 and the next reading would be at the June 8th Council meeting. Councilman Meador seconded the motion and the motion passed with 4 yes votes, 1 nay, and 1 abstain by the following roll call votes:

Mayor Grayson: Abstain Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: no

Smarter Fuel: James Killian, Sr., Development Manager of Smarter Fuel introduced himself and explained his company. Mr. Killian stated that they were a bio-fuel company working with catfish farmers. Mr. Killian stated that his company was located at the old Southern Pride location on Highway 43 South. Mayor Grayson asked when they would be up and running and how many jobs would be available. Mr. Killian explained that they would begin with 6 employees and every site added would be 6 more employees. Mr. Killian thanked the Mayor and Council for their time.

Garbage Container enclosure: Public Works Director Mike Baker asked this to be tabled until June 8th.

Video Camera: Councilman Congress stated that a policy had been passed that all of the council meeting would be taped. Councilman Congress stated that even though the camera had been stolen, the council should follow the policy. Councilman Congress made the motion to approve the purchase of a new camera. Councilman Cooley seconded the motion and the motion passed with 6 yes by following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Unfinished Business

Personnel Policy Manual: Mayor Grayson stated no recommendation at this time.

Labor & Delivery: Mayor Grayson asked to go into executive session for the purpose of labor & delivery for 10 minutes.

Fire Command Vehicle: Councilman Congress asked to go into executive session for the purpose of fire command vehicle for 20 minutes.

Councilman Congress asked to go into executive session for the purpose of good name in character.

At 6:58pm the Mayor and Council moved into Executive Session, for financial transaction with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 17th day of March 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Congress for the Council to go into Executive Session for financial transactions and which motion was seconded by Councilman Cooley; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 30 minutes.

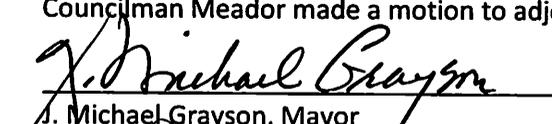
Councilman Meador made the motion to reconvene into regular session at 7:32pm. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call votes:

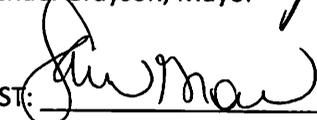
Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Mayor Grayson referenced item #3 under unfinished business – the fire command vehicle. Councilman Congress made the motion to authorize Fire Chief Few to purchase a fire command vehicle in the amount of a \$25,000 including all apparatus. Councilman Meador seconded the motion and the motion passed by 5 yes and 1 no by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: no	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made a motion to adjourn.


J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

- Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

June 8, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Wednesday June 8, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Bill Meador, Jr.
Mitchell Congress

City Clerk: Sam Gross

Absent: Melvin Yelverton

- Department Heads:
- Police–Tommie Reese-submitted
 - Fire-Ron Few
 - Library
 - Park & Recreation-Mark Pettus
 - Building Official-Clarence Brooker, Jr.
- Court
Public Works–Mike Baker-submitted
Horticulture-Barbara Blevins
City Hall–Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Mark Pettus followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Moore asked that the agenda be amended to discuss council districting lines under new business. Councilman Moore stated if there is 5% deviation in one district the lines must be moved. Mayor Grayson stated that this would be # 8 under new business. Councilman Cooley made the motion to amend the agenda to add under new business #8 Council Districting lines. Councilman Meador seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the May 19, 2011 regular meeting. Councilman Meador made the motion to approve the minutes as presented. Councilman Moore seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson made the following announcements:

On Thursday June 30th Dr. Frieda Hill the post secondary chancellor would visit the higher education center at 10am. This visit will include a question and answer session regarding workforce development. Mayor Grayson stated that Rock Tenn would provide lunch.

Departmental reports

Departmental reports were submitted as indicated above.

Fire Chief Few asked the Mayor and Council for authorization to apply for a grant for a fireboat. Fire Chief Few stated that this boat would be used for rescue and fires on the river. Councilman Moore asked that if he were to get the grant where would they house the boat and would he have to hire more personnel. Fire Chief Few stated that the boat would be at Fire station # 2 where the previous boat is now, he also stated that he has his personnel crossed trained in different types of rescue now. Fire Chief Few stated that no addition personnel would be needed.

Horticulturist Barbara Blevins announced that on Monday June 13th- Friday June 17th there would be a City wide clean up for any volunteers that would like to help. Ms. Blevins stated that America in Bloom would be judging our City on 8 criteria on June 20th and June 21st.

Projects

Dilapidated Housing: No report.

New Business

Ordinance 2011-01: City Clerk Sam Gross stated that this is a rezoning for property at 276 Industrial Park North Drive. Ms. Gross stated that there was a favorable recommendation from the Planning Commission for the rezoning. Councilman Cooley made the motion to adopt Ordinance 2011-01 rezoning. Councilman Congress seconded the motion and the motion passed with 5 yes by the following roll call votes:

Mayo Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton:	Councilman Meador: yes	Councilman Cooley: yes

Bond Issue Status: Mayor Grayson stated that they have received the revised drawing for Fire Station #2. Mayor Grayson stated they are still waiting for Almon Associates' Phillip Guin to return comment about the top ten (10) lists of streets and the scope of work that needs to be done. Mayor Grayson stated that the bond issue is still active but awaiting information to proceed. Councilman Congress asked that a timeline be set with information on the figures for Fire Station #2 and the streets. Councilman Cooley suggested that we assign a deadline to the figures and possible have a special called meeting to discuss this matter only. Councilman Congress stated that Fire Chief Few needs to have direct input on what needs to be in the Fire Station. Mayor Grayson stated they would consider anything to reduce the cost of the Fire Station.

Chamber of Commerce Director Jenn Tate- Freedom on the River: Jenn Tate requested approval from the Council to host Freedom on the River at the City Landing. Ms. Tate stated it would be Monday July 4th with more activities for the children to attend, several bands, and of course fireworks that evening. Councilman Congress made the motion to give permission to the Chamber of Commerce to host Freedom on the River. Councilman Meador seconded the motion and motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton:	Councilman Meador: yes	Councilman Cooley: yes

Jim Doyle-Ingenuity, Inc.: Mr. Doyle presented the Mayor and Council with the findings of his initial review of the city's power and telecommunication accounts. Mr. Doyle stated that he believed he could save up to \$8,000 to \$10,000 a year just on power accounts. Mr. Doyle stated they would perform a detailed audit of the previous 36 months of billings and that the findings after the audit with the recommendations would be forwarded to the Council for approval. Mr. Doyle stated, if approved, they would be implemented. Mr. Doyle stated he believed that on telecommunications, the City could save up to \$3,000 to \$5,000 a year. Councilman Congress asked if we saved nothing would they get paid nothing. Mr. Doyle answer correct. Mr. Doyle stated they work with over 60 Cities and with the State and that their fee is 33% of the savings the City receives. Councilman Congress asked if the contract was for 36 months. Mr. Doyle replied it was. Councilman Congress then made the motion to engage in the contract with Ingenuity, Inc. Councilman Cooley seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton:	Councilman Meador: yes	Councilman Cooley: yes

Resolution 2011-05 General Obligation: Mayor Grayson stated this Resolution is to purchase the property and pay for the engineering for the intermodal complex. Mayor Grayson stated that Region Bank has approved us for a bridge loan and that to execute the agreement the Council would have to approve Resolution 2011-05. Councilman Congress asked who would receive the money when the building is leased and who would pay the loan. Industrial Development Board Director Mike Marshall stated since the City is taken on the obligation, all revenue generated would go to the City. Councilman Meador made the motion to approve the Resolution 2011-05. Councilman Congress seconded the motion and motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton:	Councilman Meador: yes	Councilman Cooley: yes

Resolution 2011-06 Budget Adjustment: Sam Gross, City Clerk stated that this is a grant from Alabama Power for the Riverwalk plantings. Horticulturist Barbara Blevins stated that the plants have been purchased and planted. Councilman Meador made the motion approve Resolution 2011-06 Budget Adjustment. Councilman Moore seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton:	Councilman Meador: yes	Councilman Cooley: yes

Resolution 2011-07 Budget Adjustment: Sam Gross, City Clerk stated that this was for the overtime for Haz-Mat training. Ms. Gross stated that a check was received from the Marengo County Commission. Councilman Meador made the motion to approve Resolution 2011-07 Budget Adjustment. Councilman Congress seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton:	Councilman Meador: yes	Councilman Cooley: yes

Council District Lines: Councilman Moore stated that we are required by law that no district has more than a 5% deviation in population. Councilman Moore stated with the Edgemont Village subdivision, he feels that the shift in population has happened. Councilman Moore stated that ten (10) years ago we contracted with the University of Alabama and the Alabama Tombigbee Regional Commission to study and draw a map of the districts. Councilman Moore asked the Council to put this in place to be done again. Councilman Moore stated this would have to be approved by the Alabama Department of Justice

before the next election in 2012. Councilman Moore asked if this were approved he would get in touch with them and get a cost estimate and present it to the Council for approval. Councilman Congress made the motion to authorize Councilman Moore to contact Frank Dobson, ATRC with a cost estimate by the June 21st meeting. Councilman Moore seconded the motion and the motion passed with 4 yes votes and 1 no by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton:	Councilman Meador: yes	Councilman Cooley: no

Unfinished Business

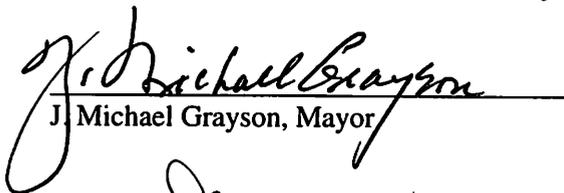
Personnel Policy Manual: No report

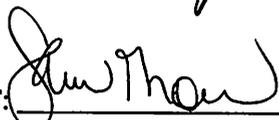
Labor & Delivery: Mayor Grayson stated that they had met with the Marengo County Commissioners, the Hospital Administrators, and a representative of the City of Linden. Mayor Grayson stated in order to keep the Labor & Delivery department open on a one (1) year basis, the County Commissioners and the City of Demopolis would have to commit \$100,000 each for one (1) year. Mayor Grayson also stated that, hopefully, with cost savings this will help to keep this department open. Mike Marshall CEO of Tombigbee Health Authority stated that the Doctors involved are willing to take a pay cut also. Councilman Congress made the motion to pay a lump sum of \$100,000 for one (1) year 365 days out of reserve to the Tombigbee Health Authority. Councilman Meador seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton:	Councilman Meador: yes	Councilman Cooley: yes

Garbage Container Enclosure: Public Works Director Mike Baker stated this was for discussion only on this matter. Mr. Baker stated that he would like to get the City Attorney to come up with an ordinance in regard to this issue. Mr. Baker presented several pictures around town with this problem. Mr. Baker also noted that he had received several complaints about this.

Councilman Meador made a motion to adjourn. Councilman Congress seconded the motion.


J. Michael Grayson, Mayor

ATTEST: 
Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from the date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

June 21, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Tuesday June 21, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Bill Meador, Jr.
Melvin Yelverton
Mitchell Congress

City Clerk: Sam Gross

Department Heads:

- Police—Tommie Reese
 - Fire-Ron Few-submitted
 - Library-Morgan Grimes
 - Park & Recreation-Mark Pettus-submitted
 - Building Official-Clarence Brooker, Jr.
- Court-submitted
Public Works-Mike Baker
Horticulture
City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Pastor LaCornia Harris followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Mayor Grayson asked that the agenda be amended with the Rock Tenn presentation # 3 under new business to # 5 under unfinished business. Councilman Congress asked that the fire boat grant to be added under unfinished business. Councilman Yelverton asked that the City vehicle policy be added under new business # 4. Mayor Grayson then modified his request so that the fire boat grant would be # 5 under unfinished business with the Rock Tenn presentation to be # 6. Councilman Cooley then made the motion to approve the agenda with the amendments. Councilman Congress seconded the motion and the motion carried with 6 yes votes by the following roll call votes:

Mayor Grayson: yes

Councilman Moore: yes

Councilman Congress: yes

Councilman Yelverton: yes

Councilman Meador: yes

Councilman Cooley: yes

The Council reviewed the minutes of the June 8, 2011 regular meeting. Councilman Congress referenced page 2 under the first paragraph when it states the following:

“Councilman Moore asked that if he were to get the grant where would they house the boat and would he have to hire more personnel.”

Councilman Congress stated that Councilman Cooley asked the question. Councilman Cooley stated that he did not ask where the boat would be housed. Councilman Cooley stated that he asked “would we have to hire more personnel?”. Councilman Congress asked if Ms. Gross had reviewed the tape. Ms. Gross stated yes. Councilman Congress also stated that at the end of paragraph one (1) that the council approved by consensus and unanimously applies for the grant. Mayor Grayson asked City Clerk Sam Gross if it came to a vote. Ms. Gross stated that it did not come to a vote. Councilman Congress stated the reason it did not come to a vote was because it was a general consensus that Jay Wright apply for the grant. Councilman Meador made the motion that the minutes be tabled until this issue was settled. Councilman Congress seconded the motion and the motion passed with 5 yes and 1 abstain votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Everton: abstain	Councilman Meador: yes	Councilman Cooley: yes

After reviewing the audio on Wednesday June 22nd the correction are made as follows:

Councilman Cooley asked that if he were to get the grant where would they house the boat and would he have to hire more personnel.

Announcements

Mayor Grayson made the following announcements:

On the past Tuesday June 14th, the Alabama Industrial Access Road Bridge Corporation approved the city’s funding connector grant for the South Industrial Park in the amount of \$417,000.

Mayor Grayson handed out copies of the budget overview to the Council so they could see where the City was in regard to this. Mayor Grayson stated that the percentage needed to be on track through May 31st should be 66.64%. Mayor Grayson also stated that the budget was getting very tight and we still had three (3) months to go. Councilman Moore added a word of caution that some of these expenditures were a one-time expense.

Departmental reports

Departmental reports were submitted as indicated above.

Police Chief Reese stated that the cameras were installed in Rooster Hall.

The fire boat is now a moot point due to the expired deadline. Mayor Grayson asked that Chief Few hold #5 under unfinished business. Councilman Congress stated he would like to comment about Chief Few and his department's annual open house.

Projects

Dilapidated Housing: City Attorney Bill Poole will be submitting a report on each property along with his recommendation of action to the Mayor and Council.

Chamber of Commerce Director Jenn Tate gave the Mayor and Council an update on the America Bloom tour that was still ongoing at the time Ms. Tate thanked Public Works Director Mike Baker for driving the judges around town. Ms. Tate stated that the judges had given recommendations and they hoped that would be implemented when they returned next year. Ms. Tate also stated that the areas they tried to avoid were the locations of the dilapidated houses.

New Business

Amendment to the Zoning Ordinance-Digital Signs: Mayor Grayson asked if Building Official Clarence Brooker would brief the Council on the amendment. Mr. Brooker stated that the city has been contacted by several businesses regarding digital signs. Mr. Brooker also stated that the Planning Commission along with recommendations from the City's consultant – Mr. Gary Cooper - has agreed on the recommendations to change the Zoning Ordinance regarding digital signs. Mr. Brooker added that these recommendations were passed by the Planning Commission and had been forwarded to the City Council as a pass or fail amendment to the Zoning Ordinance. Councilman Cooley asked if this had any bearing on the existing digital signs. Mr. Brooker stated no. Councilman Cooley made the suggestion to table the issue until the next meeting. After some discussion on this matter, Councilman Cooley made the motion to adopt the Zoning Ordinance with the amendment to # 3 E to 5 seconds. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador asked if there should have been a second reading before this was passed. Councilman Congress made the motion to suspend the rules so that the second reading could be tonight. Councilman Cooley seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress made the motion to adopt the Zoning Ordinance with the amendment to # 3 E to 5 seconds. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Resolution 2011-08 Sales Tax Holiday: Mayor Grayson stated this Resolution was in regard to the sales tax holiday beginning the first weekend in August at 12:01am August 5th and ending August 7th at 12:01am midnight. Mayor Grayson stated that the City has adopted this resolution for several years in a row. Councilman Meador then made the motion to adopt Resolution 2011-08. Councilman Congress seconded the motion and the motion passed by 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

BJA Grant: Police Chief Reese presented the Mayor and Council with the Resolution for the Edward Byrne Memorial Justice Assistance Grant. Chief Reese asked for authorization to apply for this grant in the amount of \$10,190. Councilman Congress asked who wrote his grants. Chief Reese stated that he did.

Councilman Congress asked if this was a matching grant or 100%. Chief Reese stated 100%. Chief Reese stated that \$1,000 would go to the County. Councilman Congress asked what this grant was for. Chief Reese stated equipment. Councilman Yelverton made the motion to approve Resolution 2011-08. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

City Vehicle Policy: Councilman Yelverton stated that he would like to adopt a City vehicle policy. Councilman Yelverton stated that anyone living outside the city limits should not be able to take home a city vehicle unless they were public safety and they needed to live in the police jurisdiction. Mayor Grayson stated that the workers taking vehicles home have a commuting benefit deducted from their pay. Councilman Congress asked if someone had an accident on the way home did the city's insurance cover them under liability issues. Councilman Moore stated that if they had received permission to drive them home then they would be covered and if they ventured outside of the limitations that they would not be covered. Councilman Congress asked this be tabled until we have the information from the insurance carrier. Mayor Grayson stated that most of the department heads are on call.

Unfinished Business

Personnel Policy Manual: Mayor Grayson stated that the personnel committee has not had time to meet on this and asked if there was any discussion on the matter at this time. Councilman Congress stated that a general consensus would be to have a separate meeting about issues regarding the draft policy. Mayor Grayson stated that he was not convinced that it may not be in the best interest of the City to hire a third party labor attorney regarding this matter. Councilman Congress felt that City

employees needed to participate in the meeting also. Councilman Cooley stated the city needed to set a date tonight and time for this matter. Councilman Yelverton asked City Attorney William Poole if he had read proposed personnel policy. Mr. Poole stated that he had read some of the existing personnel manual and suggested there needed to be changes. Mayor Grayson asked whether anyone had a specific date in mind. After some discussion Councilman Meador made the motion to meet on Wednesday July 13th at 3pm – 5pm at Rooster Hall for a Council’s work session. Councilman Cooley seconded the motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Bond Issue Status: Mayor Grayson stated there were two (2) items they have been waiting for. The streets were one (1). Mayor Grayson stated that Jeremy Jones from Almon Associates was in attendance that evening. Mayor Grayson stated a list of the streets in the worst condition had been compiled and that Public Works Director Mike Baker and Jeremy Jones, Almon Associates had reviewed this list and had done the analysis. Mayor Grayson asked the council if they remembered the motion to identify the top ten (10) streets in need of repairs and by traffic volume. Mayor Grayson presented the list to the Council with Mr. Baker’s top ten (10) recommendations. Councilman Yelverton asked if this list was in order. Mr. Jones answered yes. Councilman Meador stated that there were actually more than ten (10) streets on this list that needed to be repaired. Mr. Jones stated that blocks to do were some on this list. Councilman Moore questioned why Front Street was not on the list and he stated this street had not been paved in twenty (20) years. Mr. Baker stated that he and Mr. Brooker had ridden all over the City and that initially it could have been on the list. Councilman Moore stated that Front Street was on the list four (4) years ago and was pulled. Mr. Baker stated that his intent was to exclude Front Street hoping it would be covered under the Jackson Street water project. Mr. Baker added that Front Street was omitted off of that project. Councilman Congress then stated that although this street was not in his district but that Second Avenue is heavily traveled. Mr. Baker replied we could call out streets all night. Councilman Cooley stated that he proposed that the two (2) streets that are in question be given back to Mr. Baker and Mr. Jones to re-rate and if they needed repair more than the ones on the top ten list, then replace them with these streets. Mr. Baker stated he had the paving history of streets since 1986 at his office and would distribute copies to the Council the next day. Councilman Congress asked if Second Avenue was included in the Jackson Street project. Councilman Moore stated that he would check and see. Councilman Congress then asked that Second Avenue be removed from the list to check on. Mayor Grayson stated that he had neglected to bring the cost estimate for the repair of the top ten (10) streets. Mayor Grayson asked Mr. Baker what the estimated cost was. Mr. Baker stated \$899,000. Mr. Jones added that it was a construction estimate only. Councilman Cooley then made a motion to finalize the cost estimate and the ranking of Front Street on the list. Councilman Meador seconded the motion and the motion carried with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Mayor Grayson stated the second part of the bond issue status was Fire station # 2. The Mayor stated that the cost estimate had been reworked and he had new numbers for it. Mayor Grayson stated the new number was \$646,000. Councilman Congress then asked that Chief Few have input to make sure that it is sufficient. Mayor Grayson asked Chief Few if he had received the drawings. Chief Few stated yes. Councilman Congress asked if he had a problem with the plans. Chief Few stated that in the drawing there were only 2 bay doors and that this was a recipe for disaster. Chief Few also stated that he would like to go over the drawings but he felt that this was not a good time to do so. Mayor Grayson then stated that anything that could be done to get it down from \$646,000 would be greatly appreciated. Councilman Moore stated that it was disturbing that the Mayor and Architect would design the Fire station without the Fire Chief's input. Mayor Grayson stated that he just had input and that he was looking for opportunities to reduce the figures. Councilman Meador asked whether any contingency money i.e. that would purchase tables, chairs, and beds – was included. Mayor Grayson stated this figure was just for the building not the contents. Councilman Congress stated that Chief Few needed to sit down with the building committee with his reasons why more than 2 bay doors were needed. Councilman Meador asked why the building committee, Brian Brooker, and Chief Few shouldn't meet on this. Mayor Grayson stated that this was fine but asked how many fire fighters would be stationed at station # 2. Chief Few stated that currently there were 4 but his intention to switch Fire station # 2 to the headquarters after remodeling. Chief Few added that several things needed to be addressed on the Fire station # 2 plans. Chief Few added that Brian Brooker had contacted him about the drawing that he knew nothing about. Councilman Congress then asked who authorized the third (3) drawing. Mayor Grayson stated that he did, to cut the cost and that they could be there all night about the matter. Mayor Grayson suggested that the building committee meet with Chief Few and Brian Brooker to review the drawing and they come back with the recommendations. Councilman Congress asked that a date be set. Mayor Grayson stated that they needed to check with Brian Brooker on his schedule.

Council District Cost: Mayor Grayson stated that he had spoken to Frank Dobson and the representative at the University of Alabama who did the preparation and research. Mayor Grayson stated that little did he know but that Mr. Manley had put them on alert approximately 6 months ago. Mayor Grayson presented the Council with the current map and proposed map. Mayor Grayson stated that the charge was \$60 an hour and as of right now we have \$60 in this project. Mayor Grayson also stated in proposal # 1 that Councilman Yelverton's District 3 had been merged into Councilman Congress's District 2. Mayor Grayson was asked to send back the physical address of each Council member. Mayor Grayson stated that only when they received the addresses could they adjust for the Council members to be placed in the correct districts. Mayor Grayson also stated that this proposal would be brought back to the Council at that time.

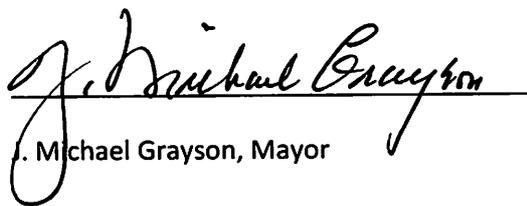
Garbage Container Enclosure: No Report

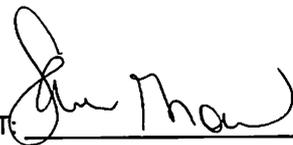
Fire Boat Grant: Councilman Congress stated that when they left last Council meeting it was his understanding was that they were in the time frame to secure the fire boat grant. Councilman Congress stated that this grant was to be a 100% grant and would not require more personnel. Councilman Congress stated that Chief Few had an issue and did not make the deadline. Mayor Grayson stated he

initially didn't make the deadline. Chief Few stated that he received an e-mail from Jay Wright, Grant Administrator stating that all grant go through the City Clerk. Chief Few stated that they did not sign off so that he was able to send the grant. Councilman Congress asked why the City Clerk Sam Gross did not sign off on the grant. City Clerk Sam Gross stated that she has never signed off on any grants. Mayor Grayson stated that Jay Wright might have said that he didn't feel comfortable signing because he was out of office on that Friday, most of time on Monday and out of this morning. Mayor Grayson stated that looking on the spec on this boat that it states that you have to have a 1 ½ ton vehicle currently to tow this 8 meter boat. Mayor Grayson stated the thing the Council needed to consider was the fact that it may not cost anything to get the boat but the cost to operate it. Councilman Congress stated that he saw that the Police Department had a command vehicle that his understanding was donated from Rock Tenn. Councilman Congress also stated that Jay Wright should know his job and in the absence of the Mayor the City has a Mayor Pro-Tem. Councilman Congress stated that this should never happen. Councilman Congress stated that he offered a motion in the last Council meeting that is on the tape and Mayor Grayson made the statement that we did not need a motion because it was general conscience of this Council to pursue this grant. Councilman Congress stated that he was tired of the vendetta against Chief Few. Councilman Congress stated that he was pissed.

Rock Tenn Presentation: Mayor Grayson stated that Rock Tenn had a presentation. Chuck Smith, Rock Tenn approached the Council. Mr. Smith stated that several months ago they saw a need and an avenue to fill the need. Mr. Smith stated that recently the City of Tuscaloosa had lost a lot of their Police and Fire stations and that Rock Tenn had seen an opportunity to give the City an emergency mobile command and vehicle to deal with such situations. Mr. Smith also stated he, with his Vice President General Manager Carl Wright, would like to present to the City and the Council the emergency mobile command and vehicle that is parked outside. Police Chief Reese then presented Chuck Smith and Carl Wright with an award and a thank you. Mayor Grayson thanked Rock Tenn for stepping up once again. Every Councilman thanked the Rock Tenn representatives.

Councilman Meador made a motion to adjourn. Councilman Cooley seconded the motion.


J. Michael Grayson, Mayor

ATTEST: 
Sam Gross, City Clerk

* **Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.**

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

July 7, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday July 7, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Bill Meador, Jr.
Melvin Yelverton
Mitchell Congress
City Clerk: Sam Gross

Department Heads:

- Police—Tommie Reese-submitted
 - Fire—Ron Few-submitted
 - Library—Morgan Grimes
 - Park & Recreation-submitted
 - Building Official—Clarence Brooker, Jr.
- Court
Public Works—Mike Baker-submitted
Horticulture—Barbara Blevins
City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Pastor Floyd James followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Congress asked that Norfolk Southern Railway be under new business. Mayor Grayson stated that this would be put under # 1 under new business. Councilman Moore made the motion to amend the agenda. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the June 21, 2011 regular meeting. Mayor Grayson stated that a correction on page 2 in the third (3) paragraph it should be **Yelverton**. Councilman Cooley made the motion to approve the minutes with the correction. Councilman Meador seconded motion and the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Yelverton stated that the minutes of June 8, 2011 was tabled on the June 21, 2011 council meeting. Councilman Cooley made the motion to approve the June 8th minutes. Councilman Congress seconded the motion and the motion carried with 5 yes votes and 1 abstainment by the following roll call vote:

Mayor Grayson: yes
Councilman Yelverton: abstain

Councilman Moore: yes
Councilman Meador: yes

Councilman Congress: yes
Councilman Cooley: yes

Announcements

Mayor Grayson made the following announcements:

At the League of Municipality Convention June 26-28 the City of Demopolis was recertified as one of the Alabama Communities of Excellent. Mayor Grayson stated that we are one (1) out of only eighteen (18) in the state.

Mayor Grayson stated that at the league convention Councilman Moore was elected as Alabama League of Municipalities president for this coming year. Mayor Grayson asked for a round of applause for that accomplishment.

Mayor Grayson distributes flyers with pictures of the City for the American in Bloom visit.

Mayor Grayson stated that a Public Safety meeting would be held Monday, July 11 at 9am.

Mayor Grayson stated that Councilman Meador and Councilman Congress needed to check their schedule for a building committee meeting.

Mayor Grayson stated there would be a Council work session on Tuesday July 26 at 5:15pm concerning food permits.

Mayor Grayson congratulated the Demopolis Police Department on the success of their recent operational sweep through the City.

Mayor Grayson congratulated Horticulturist Barbara Blevins and her workers for the successful American in Bloom presentation.

Mayor Grayson also congratulated Public Workers Director Mike Baker and his workers for the pre event and post event clean up for the Freedom on the River festival.

Councilman Yelverton stated that he needed to give credit where credit is due. Councilman Yelverton stated this was the best 4th of July festivity so far. Mayor Grayson stated that the credit should go to Demopolis Chamber of Commerce Director Jenn Tate.

Mayor Grayson announced that the City had won the Cal Ripken 12 year old Southeastern Regional tournament that would be held July 28- August 2 at the Sportsplex. Mayor Grayson stated that we would have teams and visitors from Virginia, North Carolina, South Carolina, Georgia, Florida, the Bahamas, Tennessee, and Alabama in Demopolis. Mayor Grayson also stated that we needed our party face on.

Councilman Moore made a motion to go into executive session for the purpose of good name in character. Councilman Congress seconded the motion and the motion carried with 6 yes votes by the following roll call vote:

Mayor Grayson: yes
Councilman Yelverton: yes

Councilman Moore: yes
Councilman Meador: yes

Councilman Congress: yes
Councilman Cooley: yes

At 5:28pm the Mayor and Council moved into Executive Session, for good name and character with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

**MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145**

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 7th day of July 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Moore for the Council to go into Executive Session for financial transactions and which motion was seconded by Councilman Congress; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 20 minutes.

Councilman Meador made the motion to reconvene into regular session at 5:41pm. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes
Councilman Yelverton: yes

Councilman Moore: yes
Councilman Meador: yes

Councilman Congress: yes
Councilman Cooley: yes

Departmental Reports

Departmental reports were submitted as indicated above.

Projects

Dilapidated Housing: City Attorney Bill Poole stated that Building Official Clarence Brooker had made arrangement to tour the City and look at all the properties which we have compliance issues with. Mr. Poole stated at that time he would write his recommendation of action to the Mayor and Council. Councilman Cooley asked if he could add an address to the list. City Attorney Bill Poole stated yes. Councilman Cooley stated it was on Maria Avenue. Councilman Congress added that there was also a property at the corner of Lee and D Street. City Attorney Bill Poole stated that they would look into the properties.

New Business

Norfolk Southern Railway: Mayor Grayson turned the floor over to Councilman Congress to discuss the Norfolk Southern Railway. Councilman Congress stated that Barbara Evans and several of the residents on East Franklin Street had contacted him. Councilman Congress stated that the train stops for a period of 30 minutes to 1 hour at a time and blocks any entrance or exits for people in that particular area. Councilman Congress also stated that Ms. Evans has a bad heart and that no public safety vehicles could get to her nor anyone else if needed. Councilman Congress stated that the residents would like to see if the Council could talk to or write the railway. Councilman Yelverton stated that it was put on the books in 1978 or 1979 that no train could block an intersection for more than 15 minutes. Councilman Congress asked Sam Gross City Clerk to research this. Councilman Moore also asked what the penalty was for this. Councilman Yelverton stated it was a citation. Mayor Grayson stated this would require more research.

Petition for speed bump: Mayor Grayson stated this is for speed bumps on Front Street. Therolorette Smith – 510 South Front Street. Ms. Smith stated that she would like speed bumps on South Front Street. Ms. Smith stated that several dogs had been run over, that some people had also been run over, and that power poles had been hit as well leaving her mother who was confined to her bed with no power. Councilman Congress asked if this was between Pettus and Jackson. Ms. Smith stated yes. Councilman Cooley asked about the length of the street. Public Works Director Mike Baker stated 700'. Councilman Moore made the motion to install three speed bumps. Councilman Congress seconded the motion. Councilman Cooley asked how many were put up on Edgewood. Public Works Director Mike Baker stated there had been 4 speed bumps before they were removed. Councilman Cooley asked about the length of that street. Public Worker Director Mike Baker stated approximately 1500'. Public Works Director Mike Baker also stated this street was on the paving list. After some discussion the motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes

Councilman Moore: yes

Councilman Congress: yes

Councilman Yelverton: yes

Councilman Meador: yes

Councilman Cooley: yes

Councilman Moore asked if the Police could patrol the area. Councilman Congress asked that a speed limit sign be installed. Mayor Grayson asked if Public Works Director Mike Baker could install one (1) speed limit sign. Mr. Baker stated yes.

Debra Dunavent- Paving of Sunset Road: Debra Dunavent 285 Sunset Road- Ms Dunavent presented the Mayor and Council with a legal description of the right of way they are trying to get paved but for some reason it has been classified as a private road. Ms. Dunavent stated that it is not a private road. Ms. Dunavent stated that when you get to the end that's when it becomes a private road. Ms. Dunavent also stated that the City is going to pave all the easements out there but for some reason decided not to do this portion and she would like to know why. Councilman Cooley asked if any of this drawing had changed because of the buildings or new roads. Ms. Dunavent stated no sir. Ms. Dunavent also stated this was done in 1990 and that nothing has changed. Mayor Grayson stated that it had been surveyed. Ms. Dunavent replied that her earlier survey and the City's survey should match up. Mayor Grayson stated there may be a discrepancy despite the fact that we had it surveyed as well. Mayor Grayson also stated that our surveyor did not pick this up and that we would have to research this matter. Councilman Congress stated that Mr. Manley had gone out there to look at the road, had researched all the deeds for the property owners, and had also looked at the right of way. Councilman Congress added that when he and Mr. Baker had gone to look at the road that this road had been there more than twenty (20) years. Councilman Congress also stated that the disputed portion of this road is on private property. Councilman Cooley then suggested that the city compare the survey's difference on the variance. Councilman Moore asked if we even pave easements. City Attorney Bill Poole replied that this was a good question. Mr. Poole stated that he didn't know if this was a proper basis to pave the easements, but that he had received the file from the former City Attorney - Rick Manley - and he would research this information.

Don Singleton –Sunset Road: Don Singleton 171 Sunset Road - Mr. Singleton stated on August 18, 1987 he had given a survey and a deed to the Dunavents and it spelled out the right of way. Mr. Singleton stated that the information provided by Ms. Dunavent has the fifty (50') feet easement. Mr. Singleton stated that if the word easement is coming in to question, every homeowner on Sunset Road has the same easement. Mr. Singleton added that there was no problem with anyone else's before the Dunavents and that if anyone looked at the map dated 1990 it clearly states that it is there. Mr. Singleton stated that the survey the City had performed on Sunset Road from start to finish included this said road. Mr. Singleton stated that the stakes were there. Councilman Moore asked if he was addressing the same issue as Ms. Dunavent. Mr. Singleton stated yes. Councilman Moore asked Mayor Grayson if we could defer the issue until the City Attorney does the research.

Rev. Jerome Burrell, New Birth Outreach Ministry- Requesting closing of unopened street: Jerome Burrell 3650 County Road 19 Linden, AL- Reverend Burrell stated that New Birth Outreach Ministry had purchased property on Front Street and that he was here to ask the Council to close the portion of the alley that runs down the property and Morgan Street that had not been completed. Mr. Burrell stated that everyone had signed a declaration of vacating except for Creekwood Apartments manager Bobbie Black. Mr. Burrell stated that they had attempted to contact her and that the last letter sent was October 4, 2010. Mayor Grayson asked Building Official Clarence Brooker to provide insight on this. Mr. Brooker stated that all adjoining property had to sign the affidavit. Mr. Brooker also stated that normally you have a plat that shows this and that it had been almost a year since this had been given to Rev. Burrell. Mr. Brooker added that this was the first time that he had seen this and requested that this be tabled. Mr. Brooker also stated that, normally, when you close a street the adjoining property gets ½

of the property. Mayor Grayson stated this matter could not be handled until this form is signed by everyone.

Unfinished Business

Personnel Policy Manual: Mayor Grayson stated that a work session would be July 13th from 3pm-5pm.

Bond Issue status: Mayor Grayson stated part of our bond issue is in regards to the paving. Mayor Grayson stated that in the council packet was a list of the streets up for paving and the cost was roughly the 1.5 million. Mayor Grayson also stated that this figure did not include \$228,250 for Sunset Road. And that the issue the Ms. Dunavent and Mr. Singleton had brought up will reduce this cost. Mayor Grayson added that this also does not include Lem Wilson Road nor the Fire station # 2 renovation. Councilman Congress asked if the total figure was roughly 2.5 million. Mayor Grayson replied he was not sure. Councilman Congress asked how many residents lived on Lock and Dam Road. Mayor Grayson asked Mr. Baker how many houses were on the portion to be repaved. Mr. Baker stated there were no residences. Mayor Grayson added that this is a high volume road due to the Corp of Engineers opening a new section of the park.

Council Re-Districting: City Attorney Bill Poole presented the Mayor and Council with proposal #2 on redistricting. Mr. Poole stated this is just the beginning of the process for consideration. Councilman Moore asked what the average age was for the population of voters in each district. Mr. Poole stated that he not sure of that. Councilman Moore stated that Craig Remington had that information and that is was critical for the break down. Councilman Moore also stated that he was requesting that this be done. Councilman Yelverton stated that he had never seen where a street is cut in half like Edgewood Drive and Rosedale Drive. Councilman Cooley stated that it existed in his district. Councilman Congress stated that Councilman Yelverton's District 3 is supposed to be a swing district. Councilman Moore asked that for discussion sake if we could invite Mr. Remington to the next Council meeting.

Councilman Cooley stated that we need to consider the amount of money for the bond issue. Councilman Cooley added they needed the numbers on the Fire station # 2, road paving, and everything else discussed. Councilman Cooley also stated until a decision was made on the total figure and that the figure be realistic, that we would never get to the bond issue. Councilman Congress asked when we could meet with Brian Brooker for Fire Station # 2 and if he could come when the building committee set a date. Mayor Grayson asked Mr. Brooker the question and Mr. Brooker stated it would be September before he could meet. Mayor Grayson stated that we needed the figures way before that. Councilman Congress asked if we could look at another firm. Mayor Grayson stated that the city had already paid some money to Ellis Architects and that the city had drawings that had not been presented to the Council. Councilman Congress asked if this was for \$646,000. Mayor Grayson replied yes. Councilman Congress then stated that the drawings have been shown to the Council but that Fire Chief Few had stated that the bay area was a recipe for disaster. Mayor Grayson stated this needed to be discussed in the building committee meeting.

Garbage Container Enclosure: Public Works Director Mike Baker stated that he had given this information to the Council for review. Councilman Congress stated what was presented to Council was that the City was going to require all the existing garbage dumpsters to have enclosure. Mr. Baker stated any businesses or apartments that had dumpster visible are going to have to have an enclosure. Mr. Baker added that it would probably have to be an ordinance. Councilman Congress asked City Clerk Sam Gross if she had gotten copies of ordinance pertaining to this from different cities. Ms. Gross stated

no. Mayor Grayson stated that he would like to see exactly what we are talking about. Horticulturist Barbara Blevins stated he needed to go look at the Demopolis Civic Center and the Demopolis City Landing. Mayor Grayson asked who would be responsible if the garbage company damaged the enclosure. Councilman Congress stated the garbage company.

City Vehicle Policy: Councilman Yelverton stated he brought this issue to the Council at the last Council meeting and that he would like feed back on this. Councilman Yelverton stated that the consensus was to go from department to department for justification. Councilman Cooley stated that he had spoken to a representative from the City's insurance company about the coverage of vehicles and that what he had stated previous was correct, that being unless there was a specific exclusion on what can't be done or specific exclusion restricting the driving of the vehicle even if that vehicle was used after hours for personal use it still has the same coverage. Councilman Cooley stated that he has given it some thought and he has never gotten complaints on this but if there was abuse then we needed to take care of this problem individually. Councilman Moore stated that his thoughts were that we make sure that it was for the City's benefit and that he was the one that mentioned this to Councilman Yelverton that we do adjust the justification for use of the vehicles. Councilman Congress asked that if you're not on call, what would be the purpose of taken it home. Mayor Grayson stated his understanding was that the department heads are on call. Councilman Meador stated that he agreed with Councilman Cooley and we should not change the policy. Councilman Moore added that if it was justified then you could write it down. Councilman Congress asked why the City couldn't pay mileage if the department head was called out. Councilman Meador stated the department heads pay a commuting fee of \$30 per pay period. Councilman Congress made the motion that anyone taking a City vehicle home needed to justify the use of vehicle for anything other than City business and the mileage be recorded out on Friday and the mileage be record in on Monday when returning to work. Councilman Congress then withdrew his motion. Councilman Moore made the motion for the justification for the City's benefit in writing. Councilman Congress seconded the motion and the motion failed with 3 yes and 3 no votes by the following roll call vote:

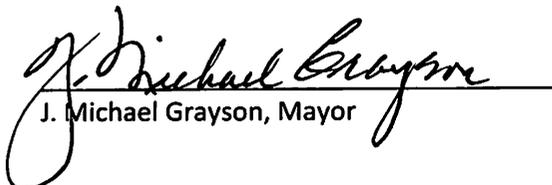
Mayor Grayson: no	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: no	Councilman Cooley: no

Councilman Yelverton stated that he would like to go back to what he had originally proposed - that no city vehicles were to operate outside the city limits except for public safety and that commuters would have to live within the police jurisdiction. Mayor Grayson asked if this was his motion. Councilman Yelverton stated yes. Councilman Congress seconded the motion and motion failed with 2 yes and 4 no votes by the following roll call votes:

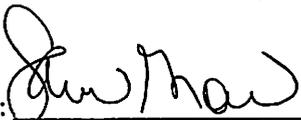
Mayor Grayson: no	Councilman Moore: no	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: no	Councilman Cooley: no

Councilman Yelverton then asked why the Bryan Whitfield Hospital labor and delivery issue was not under unfinished business. Councilman Congress stated that it was resolved.

Councilman Meador made a motion to adjourn. Councilman Congress seconded the motion.



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

July 21, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday July 21, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Bill Meador, Jr.
Melvin Yelverton
Mitchell Congress
City Clerk: Sam Gross

Department Heads:

- Police—Tommie Reese
- Fire—Ron Few
- Library—Morgan Grimes
- Park & Recreation—submitted
- Building Official—Clarence Brooker, Jr.
- Court—submitted
- Public Works—Mike Baker
- Horticulture—Barbara Blevins
- City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Reverend Art Luckie followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Mayor Grayson made the motion to added two (2) items for planning commission put under number 1 under new business. Councilman Cooley seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Congress stated that he would like to add to the agenda the naming of the Intermodal Complex and Theo Ratliff under new business. Councilman Cooley made the motion to add to the agenda. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Mayor Grayson asked if anyone would like to approve the agenda with the addition. Councilman Congress made the motion and Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the July 7, 2011 regular meeting. Councilman Moore stated that a correction under Council Redistricting. Councilman Moore stated in the third (3) sentences should have stated.

Councilman Moore asked what the average **voting** age was for the population of voters in each district.

Councilman Cooley request in the future that all the minutes have number pages.

Councilman Congress asked that they have signed copies of minutes in their council book after they have been approved.

Councilman Meador made the motion to approve the minutes as corrected. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Announcements

Mayor Grayson made the following announcements:

Mayor Grayson stated that at the last meeting, Councilman Congress bought up a railroad issue on Franklin Street. Mayor Grayson stated the next day City Attorney William Poole and myself visited the site and saw that it was a problem. Mayor Grayson stated that Mr. Poole had done some research on our behalf and had a copy of an ordinance that stated that the railroad could block an intersection for no more than five (5) minutes. Mayor Grayson added that Public Works Director Mike Baker had contacted the railroad company; they would address the issue, and if any more problems occur, please contact him.

Mayor Grayson stated he had read an article in the League of Municipalities journal concerning financial reporting and that he would make every effort to provide a monthly financial report for the prior month. Mayor Grayson presented the Council with the financial report as of the end of June 2011.

Mayor Grayson presented the Council with a copy of a letter he had received from Advanced Disposal. Mayor Grayson stated that their contract is up for renewal or it expires December 31, 2011. Mayor Grayson also stated that in the letter it asked "Please accept this letter as our acknowledgement to the city of our desire and intent to renew for another three (3) year extension to expire December 31, 2014". Mayor Grayson added that the decision didn't need to be made that evening, but in the future. Councilman Moore suggested that the city take bids. Councilman Moore also stated that we've had several complaints with the current garbage company.

Mayor Grayson then presented the council with an Alabama Unemployment rate report current as of May 2011, which showed that our part of state has the worst unemployment rate in Alabama. Mayor Grayson stated that he was hoping that the development of the Intermodal Complex would help us.

He also made the following announcements:

Friday, July 22nd from 1pm - 4pm there will be a budget - revenue meeting with the finance committee.

Tuesday, July 26th at 5:15pm there will be a Council work session regarding home baking at Rooster Hall.

Thursday, July 28th at 9:30am there will be a building committee meeting regarding fire station # 2 at City Hall.

Mayor Grayson stated that the budget hearings with the finance committee that were scheduled for July 29th had been rescheduled to Monday July 25th at the same time.

Mayor Grayson also stated on August 1-3, 2011 there would be a meeting of the finance committee.

Mayor Grayson announced on Thursday August 4th at 10am a DPD officer will graduate from the academy.

Thursday, July 28th the South Eastern Regional Cal Ripken tournament will be held at the Demopolis Sports Plex.

Councilman Congress stated that last year he had requested a copy of each departments requested budget. Councilman Congress stated that he had not received it. Councilman Congress announced that he would put it in writing to the City Clerk and Mayor regarding this request. Mayor Grayson stated that just because the departments requested it doesn't mean that the finance committee would recommend it to the Council.

Departmental Reports

Police Chief Reese stated on July 27th at 5:00pm at the Demopolis Police Department a free online class for parents for the safety of their children would be held.

Police Chief Reese stated on August 7th at 3pm at the Demopolis Police Department, graduation for the third (3) Citizen Police Academy class would be held.

Councilman Congress asked if the City of Demopolis Police Department had access to helicopters. Police Chief Reese stated yes, from the City of Tuscaloosa. Councilman Congress asked Chief Reese if the Police department had been flying at nights. Police Chief Reese stated no.

Projects

Dilapidated Housing: City Attorney William Poole presented the council with two (2) state statutes regarding procedure about dilapidated housing. Mr. Poole stated that a list of dilapidated housing would be presented at the next council meeting. Councilman Cooley asked if he and Clarence Brooker had looked at the properties. Mr. Poole replied that that would be done before the next meeting. Councilman Congress stated that the street address that he turned in last meeting was incorrect. Councilman Congress stated it is between Lee and B Street.

New Business

Proposed Ordinance 2011-02: Mayor Grayson announced that the Planning Commission heard this case on June 14th. Mayor Grayson asked City Clerk Sam Gross to explain the case. City Clerk Sam Gross stated that the location was 290 Barley Road and that Laura Washburn had requested 10 acres to be rezoned from an R-1 zone to an R-3 zone for the purpose of erecting a mobile home. Councilman Cooley asked if the request was for several mobile homes or just one mobile home. Ms. Washburn stated just one mobile home. Councilman Cooley asked if this has been approved by the Planning Commission. Mayor Grayson stated yes. Councilman Yelverton made motion to pass the proposed ordinance 2011-02. Councilman Moore seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Proposed Ordinance 2011-03: Mayor Grayson stated this was forwarded from the Planning Commission with full recommendation. Mayor Grayson stated the location was 1403 Highway 80 East approximately sized 200' x 200.5' and the request was to rezone it from a BL-I zone to a B-4 zone for the purpose of a commercial gym. Councilman Cooley made the motion to pass 2011-03 Ordinance. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Inventory change request: Mayor Grayson stated this request was from Librarian Morgan Grimes. Miss Grimes asked that surplus library computers be given to the Demopolis Police Department and the Theo Ratliff Activity Center. Miss Grimes stated that the library had received a grant for new computers. Councilman Moore asked if Miss Grimes would be asking for money in the budget for new computers. Miss Grimes stated no. Councilman Meador made the motion for the change inventory. Councilman Yelverton seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Naming the access road connecting Industrial Park South and Industrial Park North: Mayor Grayson stated this was the connector road at the South Industrial Park that we had just received a \$417,000 grant for from ALDOT part of which would be used to connect those two (2) roads. Mayor Grayson stated that it was a safety issue and before we can proceed, this road had to be named. Mayor Grayson's suggestion was South Park Connector Loop. Mayor Grayson stated that we needed to act on it that evening. Councilman Congress made the motion to name the road as PSCL Road (Progressive South Connector Loop Road). Councilman Yelverton seconded the motion and motion passed with 4 yes votes, 1 no vote and 1 abstain by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: abstain	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: no

Chamber of Commerce Director Jenn Tate - Hay Dayz: Mayor Grayson turned the floor over to Ms. Tate. Ms. Tate stated this would be their 2nd annual Hay Dayz and that the only real change would be that it would be located at the City Landing. Ms. Tate stated this was in hopes for more traffic and boat flow. Ms. Tate added that she has been before the Board of Adjustment and it had been approved and that she was now asking for permission from the council. Ms. Tate stated that the festival would begin September 10th and the proceeds would go to expanding the festival and to the Demopolis City Schools. Councilman Congress asked Chief Reese and Chief Few would this require overtime. Councilman Congress stated this request asked the Fire Department to provide a cooling station and "Pluggie". Councilman Congress asked Chief Few what the approximate overtime would be for his department. Chief Few stated that it was based on the schedule. Councilman Yelverton then made the motion to approve the request. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Year-end inspection report Demopolis Municipal Complex: Mayor Grayson stated Ellis Architects did this report and it was just informational. Councilman Congress asked Police Chief Reese to give a report to the building committee when the repairs were done. Mayor Grayson then asked that we get verification on the date on the building. City Attorney William Poole stated that he would have to read the contract first. Councilman Congress stated that the contractor asked for the extension on the building due to the vehicle accident. City Attorney Poole asked who would he get the contract from. Mayor Grayson stated City Clerk Sam Gross.

Naming of the Intermodal Complex: Mayor Grayson turned the floor over to Councilman Congress due to his request to add this item to the agenda. Councilman Congress stated that he read this article in the newspaper, and to correct him if he was wrong, but the name of the intermodal complex was to be the Alabama Mississippi Intermodal Complex at Demopolis. Councilman Congress asked who named the complex. Mayor Grayson stated himself, the Industrial Development Board, and the Marengo County Economic Development and this was only an operating name at this time. Councilman Congress asked that since the City of Demopolis bought it and it would be owned by the City of Demopolis that should not the City Council should it. Councilman Congress stated that the name being the Alabama Mississippi Intermodal Complex it took away our ownership. Mayor Grayson replied that the name was the Alabama Mississippi Intermodal Complex at Demopolis. Mayor Grayson added that the name was not official and that it could be brought up for a vote but justified the choice for the name due to the fact that the port consultant hired by the Industrial Development Board using monies donated by the city - Ron Cole - who performed the feasibility study of the intermodal complex recommended the name. Mayor Grayson stated that Mr. Cole had stated that the City needed to think bigger and this project had the potential to be bigger than just Demopolis, Marengo County, and bigger than just West Alabama. Mayor Grayson stated that this port would not only be for Meridian, Mississippi that has no waterway and many manufacturing companies but also for Selma, Alabama with a non-navigable river way. Mayor Grayson added that talking with Chris Massengill, Associate Chairman of the Delta Regional Authority in a separate conversation that Mr. Massengill had also stated we needed to think bigger due to the fact that we could bring a second federal congressional delegation into play when looking for funds to support it (the Port) would always help. Councilman Congress then made the motion to officially name the Intermodal complex the Alabama Mississippi Intermodal Complex at Demopolis. Councilman Yelverton asked that this be tabled until the next council meeting. Councilman Congress withdrew his

motion and asked that this be put on the agenda under unfinished business for the August 4th council meeting.

Theo Ratliff: Mayor Grayson then turned the floor over to Councilman Congress due to fact he added this item to agenda. Councilman Congress stated a member of Theo Ratliff's family asked who had voted against the naming of Theo Ratliff Street. Councilman Congress stated it was a unanimous vote that we name the street Theo Ratliff Street. Councilman Congress also stated that he would have liked to have been notified for the presentation of the street sign to Theo. Mayor Grayson replied that he agreed but the ceremony was supposed to have been at 8:00am on the last day of his camp. Mayor Grayson stated that he received an email from Ed Ward about 4:30pm the day before.

Personnel Policy Manual: Mayor Grayson stated the council needed to set the next work session. Mayor Grayson asked if anyone had a date in mind. Councilman Congress suggested August 11th from 3pm-5pm. Mayor Grayson stated there being no objection, it will be Thursday August 11th from 3pm – 5pm at Rooster Hall.

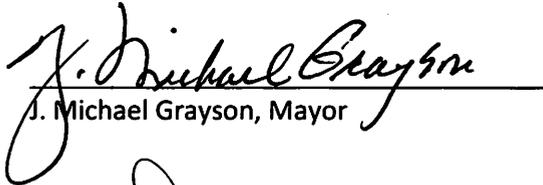
Bond Issue status: Mayor Grayson announced that he felt that we may be able to move forward after the July 28th meeting with the building committee. Mayor Grayson stated we had the numbers on the streets and before finalizing the bond everyone needed to be in agreement on the streets. Mayor Grayson added that we also have the figures on the Sunset Road paving and the water project. Councilman Congress stated that he had read the letter from City Attorney William Poole and he had called the League about it, however Tracy Roberts was on vacation and Lori Lein would call back tomorrow. Councilman Congress also stated that in the letter it stated that the property owners on Sunset Road would have to deed the property to the City. Councilman Congress asked if there were any other property owners in the City that had to deed property to the City for paving. Councilman Congress stated that when he was on the previous council the property owners only dedicated the property to the City. Councilman Congress asked Mr. Poole what the difference was between dedicating and deeding the property. City Attorney stated he would have to call the League for that answer.

Council Re-districting: City Attorney William Poole stated that he was a little unsure on what he was supposed to do. Mr. Poole asked if we wanted the gentleman to come from Tuscaloosa for a work session or for a council meeting. Councilman Moore stated he would like for him to come here with 4 options as they did ten (10) years ago. Mayor Grayson asked if we wanted a work session or council meeting. Councilman Congress suggested a work session. Councilman Moore stated if we have the options ahead of time then we could have the information to discuss at a council meeting. Councilman Meador agreed with Councilman Moore's suggestion that if we have questions we can call him at that time. Mayor Grayson stated that the information would be given to the council members two (2) weeks before a council meeting and Mr. Craig Remington would come to the following Council meeting.

Garbage Container Enclosure: Mayor Grayson turned the floor over to Public Works Director Mike Baker. Mr. Baker stated there were some questions at the last council meeting over who would be liable for an enclosure damaged by the garbage company. Mr. Baker stated that Tammy Donald from Advanced Disposal was present and that she had told him that if they damaged the enclosure that it is was their responsibility to repair the enclosure. Mr. Baker also stated that he had provided the council with the specifications on turn around space, size, and construction materials that can be used per Advanced Disposal. Mr. Baker stated this information was for study only. Councilman Congress then asked whether the council was going to decide about the enclosure issue or not. Councilman Congress asked if we required businesses to have enclosure would they have to go by the specifications to meet

the standards that Advanced Disposal had provided. Tammy Donald stated it was not their standards, but that this was what size the dumpster would have to have to be serviced. Mayor Grayson stated that he remembered the council issue was whether we were going to mandate an enclosure around a dumpster. Mr. Baker stated yes, the council if it chose to, would have to draft an ordinance and in the ordinance specify the sizes and types that would be required. Councilman Meador asked if this would be only for commercial businesses or apartment complexes. Mr. Baker suggested any dumpster that is visible from the City streets. Mayor Grayson asked City Clerk Sam Gross to put this on the agenda for August 4th.

Councilman Meador made a motion to adjourn. Councilman Congress seconded the motion.



J. Michael Grayson, Mayor

ATTEST: 

Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

August 4, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday August 4, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Jack Cooley
Bill Meador, Jr.
Melvin Yelverton
Mitchell Congress
Jay Wright, Central Purchasing

Absent

City Clerk: Sam Gross

Department Heads:

- Police—Tommie Reese-submitted
 - Fire—Ron Few-submitted
 - Library—Morgan Grimes
 - Park & Recreation
 - Building Official
- Court
Public Works—Mike Baker-submitted
Horticulture—Barbara Blevins-submitted
City Hall

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Public Works Director Mike Baker followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Congress made the motion to approve the agenda. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Councilman Congress stated that he would like the record to reflect that he would like to thank City Clerk Sam Gross for preparing the minutes and placing them in his mail slot while his computer was being worked on.

The Council reviewed the minutes of the July 21, 2011 regular meeting. Councilman Meador made the motion to approve the minutes. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Mayor Grayson stated no announcements at this time.

Departmental Reports

Police Chief Reese introduced the new graduate of the Police Academy, Tamara Raby. Chief Reese stated that she had received the class Sergeant at Arms award. Officer Raby stated she is eager to learn and to serve her community.

Councilman Congress asked Fire Chief Few some questions about his report. He asked for clarification about a section stating the department was having serious mechanical problems with a piece of fire apparatus. Councilman Congress asked what fire apparatus it was. Fire Chief Few stated that it was the cooling system on one of the fire trucks. Councilman Congress then asked if the problems been taken care of. Fire Chief Few stated yes.

Councilman Congress then asked Horticulturist Barbara Blevins questions regarding the Horticulture Department working on property not own by the City – he asked if the City was being reimbursed for their time and for the flowers. Councilman Congress also asked if her department had performed work around the Rock Tenn sign. Ms. Blevins stated that that was on her personal time. Ms. Blevins also stated that all non-city entities also purchased their own plants.

Projects

Dilapidated Housing: City Attorney William Poole stated that he and Mr. Brooker had toured the City and had looked at twelve (12) properties. Mr. Poole stated that Mr. Brooker took updated photos of the properties and that he was going to come up the updated photos, deed assessments, and the letters. The City Attorney also stated he had presented the council with two (2) state statutes regarding procedure about dilapidated housing and that he recommended the 53B statute. Mayor Grayson asked that this issue be placed under unfinished business for the August 18th Council meeting regarding establishment of general procedures on dilapidated housing.

New Business

Garbage Contract: Mayor Grayson stated that he had a letter from Advanced Disposal that served as acknowledgement to the City of their desire and intent to renew for another three years. Lynn Gowan, Advance Disposal Marketing Manager, stated the contract ends on December 31, 2011 and that they appreciate the consideration by the City for the opportunity to service the citizens of Demopolis. Mr. Gowan also stated that Advance Disposal would forgo any increase in price for the first year of the three (3) year renewal and that the price would be \$12.52 per home for a twice a week pick up. Councilman Moore made the motion to renew the contract with Advance Disposal per the letter presented to the Council. Councilman Yelverton seconded the motion and motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Almon Associates certified bid tabulation - Airport Industrial Road Phase II: Jeremy Jones of Almon Associates presented the council with the bid tabulation on the Airport Industrial Park Phase II. Mr. Jones stated that the lowest bid was Carcel & G Construction, LLC in the amount of \$837,890.94. Mr. Jones also stated that they checked the tabulation and they recommended Carcel & G Construction for the project. Councilman Moore then asked where the funding of this project was from. Mr. Jones stated the Alabama Bridge Corporation. Councilman Yelverton made the motion to award Carcel & G Construction, LLC and authorize Mayor Grayson to execute said contract. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress-Storm Shelter: Councilman Congress asked if the other Council members had received a letter from the Delta Regional Authority. Councilman Congress stated that, according to the letter, that FEMA or another entity would fund the building of storm shelters. Councilman Congress stated that he would contact Delta Regional Authority to verify if this was correct. Councilman Congress added that the City was in dire needs of a storm shelter. Councilman Congress asked that the Council join him in pursuit of any funding on this matter. Mayor Grayson asked that he provide the letter to the rest of the council before calls were made. Councilman Congress stated he would find the letter and set up a time to meet with the Mayor.

Unfinished Business

Personnel Policy Manual: Mayor Grayson stated that a work session would be held August 11th from 3pm-5pm.

Bond Issue status: Mayor Grayson stated the building committee had met one day the week prior regarding Fire Station # 2 and by a 2 to 1 vote recommended Ellis Architect work proposal estimated at \$646,000 in cost. Councilman Congress asked if anyone had contact USDA's Nivory Gordon to check if the funding was still available. Mayor Grayson stated when talking to Mr. Gordon, he had stated that it could take up to a year to find out if the City was awarded the funding. Mayor Grayson added that Mr. Gordon had also stated that it was not a guarantee. Councilman Meador stated that the building committee needed to meet with Fire Chief Few and Brian Brooker about the changes before a vote was held on anything. Councilman Cooley asked if this included the furnishings. Mayor Grayson stated no. Mayor Grayson added that an email from Brian Brooker stated that an environmental study needed to be done.

Council Redistricting: Mayor Grayson stated that he had spoken to Craig Remington at the University of Alabama and he was willing to attend the work session on August 11th. Mayor Grayson asked if the council redistricting would override the personnel manual policy issue. Councilman Moore stated that the council could study the redistricting maps and develop questions for Mr. Remington at the work session and it should not take too much time.

Garbage Container Enclosure: Mayor Grayson asked that this be placed under unfinished business on next agenda.

Naming of the Intermodal Complex: Mayor Grayson stated that the working name for the complex is currently the Alabama Mississippi Intermodal Complex at Demopolis. Mayor

Grayson stated this was only a suggestion by consultant Ron Cole and by Chris Massengill, the co-chair of the Delta Regional Authority. Mayor Grayson stated this name would bring two (2) congressional delegations into the picture in terms of funding. He added however, that this project was still not formally named. Councilman Congress made the motion to formally name the intermodal complex the Alabama Mississippi Intermodal Complex at Demopolis. Councilman Cooley seconded the motion and motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Don Singleton-Sunset Road: Don Singleton asked the Mayor and Council what the status was on Sunset Road. Mayor Grayson stated that the city had agreed to fund Sunset Road. Mr. Singleton asked why there was a conflict on easement vs deeding. Mayor Grayson stated that for the City to use City funds it had to be on city property. City Attorney William Poole stated that he had spoken to the Alabama League of Municipalities attorney and stated that who ever exercised control over the road was also responsible for maintaining it. Mr. Poole stated that this did not mean that the property had been deeded, and that an easement, and or right a way to the City would also suffice. Mr. Poole added that whether it was an easement or deed, the City still needed to have a description of the property. Councilman Cooley then asked City Attorney William Poole if he could prepare a document that would accomplish the objective. Mr. Poole stated yes, it would be a survey of the roadway with the 50' easement and would require all property owners to sign it. Councilman Cooley then made the motion to follow the recommendation of City Attorney William Poole regarding easement versus deeding the designated property on Sunset Road. Councilman Congress seconded the motion and the motion passed with 5 yes and 1 no votes by the following roll call votes:

Mayor Grayson: no	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Congress asked to go into executive session for the purpose of negotiation of sale or lease property.

At 6:43pm the Mayor and Council moved into Executive Session, for negotiation of sale or lease property, with the following statement:

STATE OF ALABAMA)
 CITY OF DEMOPOLIS)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
 PURSUANT TO THE ALABAMA OPEN MEETING LAW
 A05-0145

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 4th day of August 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Mayor Grayson for the Council to go into Executive Session for negotiation of sale or lease property and which motion was seconded by Councilman Cooley; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

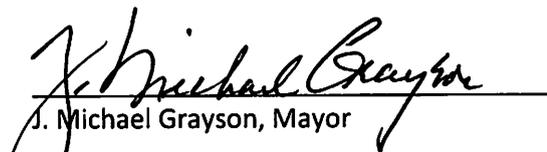
	Yeas	Nays
1. Mayor Mike Grayson	Yea	
2. Mayor Pro Tempore Moore	Yea	
3. Councilman Congress	Yea	
4. Councilman Yelverton	Yea	
5. Councilman Meador	Yea	
6. Councilman Cooley	Yea	

And Presiding Officer declared a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 20 minutes.

Councilman Meador made the motion to reconvene into regular session at 7:01pm. Councilman Congress seconded the motion and motion passed with 6 yes votes by the following roll call vote:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made a motion to adjourn. Councilman Congress seconded the motion.


 J. Michael Grayson, Mayor

ATTEST: 
 Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

August 18, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday August 18, 2011 in the Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore
Bill Meador, Jr.
Melvin Yelverton
Mitchell Congress
Sam Gross, City Clerk

Absent: Jack Cooley

Department Heads:

- Police—Tommie Reese
 - Fire—Ron Few-submitted
 - Library—Morgan Grimes-submitted
 - Park & Recreation-submitted
 - Building Official—Clarence Brooker, Jr.
- Court-submitted
Public Works
Horticulture—Barbara Blevins
City Hall—Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda. Councilman Congress seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley

The Council reviewed the minutes of the August 4, 2011 regular meeting. Councilman Yelverton made the motion to approve the minutes. Councilman Meador seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley

Announcements

Mayor Grayson stated that on Thursday September 15th the Alabama Economic Development Alliance will host an Accelerate Alabama session at Demopolis Civic Center from 10am - 12pm.

Departmental Reports

Police Chief Tommie Reese stated they have been approved for a BJA Edward Byrne Memorial Justice Assistance Grant.

Fire Chief Few announced that the Association of Fire Chief invites elected official for a breakfast on August 27th in Atlanta Georgia.

Projects

Dilapidated Housing: City Attorney William Poole announced that he sent out letters with the estimate for the cost to demolish. Mr. Poole stated that he is still researching tax assessment records for property owners on several properties. Mr. Poole stated that packages would be given to the Mayor and Council with pictures of the properties.

New Business

Demopolis Housing Authority Board appointment-Mayor's appointment: Mayor Grayson stated that an appointment or reappointment for the Demopolis Housing Authority was due. Mayor Grayson stated that he was strongly asked by Rice Gray to consider reappointing Will Moore for another five (5) year term. Mayor Grayson stated that being a mayoral appointment he would reappoint Will Moore.

Resolution 2011-09 Surplus Vehicle: Mayor Grayson asked Chief Tommie Reese to brief the Mayor and Council on this surplus vehicle. Chief Reese stated that this vehicle was wrecked in 2010 and has been totaled by the insurance company. Councilman Meador then made the motion to approve Resolution 2011-09 surplus vehicle. Councilman Congress seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley

Public Assembly Application-Lucinda Mason: Mayor Grayson stated the public assembly is for the Demopolis High School DECA. Mayor Grayson asked the City Clerk Sam Gross to brief the Mayor and Council. City Clerk Sam Gross stated they would use the same route as the Christmas on the River Parade and this was for a 5K walk/run benefiting MDA on October 29th. Councilman Yelverton made the motion to approve the public assembly application. Councilman Meador seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley

ABC Application: Mayor Grayson stated that there was a new owner of the Smoke N Chew Discount Tobacco, LLC at 1603 Highway 80 West. Mayor Grayson stated the ABC license is non-transferable. Mayor Grayson then asked if Chief Reese approved the application. Chief Reese stated yes. Councilman Yelverton made the motion to approve the ABC application for beer and wine off premises only. Councilman Meador seconded the motion and motion passed by 3 yes votes and 2 abstain by the following roll call votes:

Mayor Grayson: abstain	Councilman Moore: yes	Councilman Congress: abstain
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley

Unfinished Business

Personnel Policy Manual: Mayor Grayson announced a work session would be held Thursday September 8th from 3pm-5pm.

Bond Issue status: Mayor Grayson stated that they were still waiting for Brian Brooker to produce a new version of the revised drawing for Fire station #2. Councilman Congress asked if Brian Brooker would need a figure to work from. Councilman Congress made the motion to approve \$750,000 for the building and the furnishing. Mayor Grayson stated that he would not like to vote on this in Councilman Cooley absence. Councilman Moore seconded the motion and the motion passed with 3 yes votes and 2 no votes by the following roll call votes:

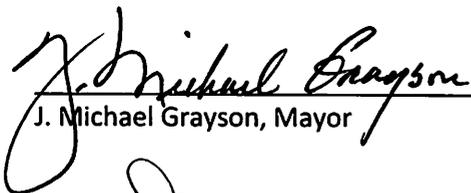
Mayor Grayson: no	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: no	Councilman Cooley

Council Redistricting: Mayor Grayson stated a work session would be held Tuesday September 13th at 5:15pm at City Hall.

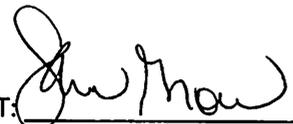
Garbage Container Enclosure: Mayor Grayson announced that he had received several calls against the garbage container enclosures. Mayor Grayson stated that if a location was a problem, it should be handled between the garbage company and property owner. Councilman Moore then stated that he had not received any calls in favor of this. Councilman Congress made a motion to remove the garbage container enclosure from the agenda. Councilman Moore seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley

Councilman Congress made a motion to adjourn. Councilman Meador seconded the motion.



 J. Michael Grayson, Mayor

ATTEST: 

 Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday September 1, 2011 at Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore-District 1
Mitchell Congress-District 2
Melvin Yelverton-District 3
William Meador, Jr.-District 4
Jack Cooley-District 5
Sam Gross, City Clerk

- Department Heads:
- Police-Tommie Reese
 - Fire-Ron Few-submitted
 - Library-Morgan Grimes-submitted
 - Park & Recreation-Mark Pettus
 - Building Official-Clarence Brooker, Jr.
- Court
Public Works-Mike Baker
Horticulture
City Hall-Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Revered Frank Stiff followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Congress asked that Habitat for Humanity be added under new business. Mayor Grayson asked if they had a motion to approve the agenda with addition. Councilman Congress made the motion to approve the agenda with the addition. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the August 18, 2011 regular meeting. Councilman Moore stated on page two (2) under new business, 2nd paragraph, he would like the following statement to be included:

Resolution 201-09 Surplus Vehicle: Mayor Grayson asked Chief Tommie Reese to brief the Mayor and Council on this surplus vehicle. Chief Reese stated that this vehicle was wrecked in 2010 and has been totaled by the insurance company. ***Councilman Moore stated that in the future to allow the insurance companies to keep totalled out wrecked vehicles because their salvage value cost is greater than what the city can receive by surplus sales.*** Councilman Meador then made the motion to approve Resolution 2011-09 surplus vehicle. Councilman Congress seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley

Councilman Meador made the motion to approve the minutes with the correction above. Councilman Moore seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Announcements

Mayor Grayson stated that they would need an executive session on four (4) items of a financial nature to discuss.

Departmental Reports

Projects

Dilapidated Housing: City Attorney William Poole requested approximately 10 or 15 minutes at the next council meeting. Mr. Poole stated that he would have 3 or 4 properties that the Council would have to make decision on at that time.

New Business

Sport & Tourism: Mayor Grayson turned the floor over to Colonel Evans. Mr. Evans thanks for the opportunity to address Mayor and the Council. Mr. Evans shared his involvement with youth baseball. Mr. Evans stated that every year they have at least 350 or more kids, ages 4-15 involved in summer recreation ball. Mr. Evans stated he has seen the economic impact that youth baseball has in our community such as the opportunity to host state tournaments at the Demopolis Sports Plex. Mr. Evans stated that we are on board to host 11 to 12 state tournaments next year and that up to this point it has had volunteers who have helped to host such tournaments working with the Demopolis Park & Recreational department. Mr. Evans stated just for the last 2 years the direct spending was in excess of \$380,000 turning the state tournaments. Mr. Evans also stated the current Demopolis Youth baseball president is Charles Singleton. He and Mr. Evans wrote a letter to the National Headquarters in Trenton New Jersey for consideration for the 2013 10year old Cal Ripken World Series. We have received a favorable response and an outline of the basis requirements and finances on hosting that tournament and if we were still interested to get back with them. Mr. Evans stated we are still in the running in that regards.

Mr. Evans then stated it would take more than volunteers to pull this together. Mr. Evans stated at that tournament alone there would be 8 teams not including the Alabama State Championship team and the host city team. Mr. Evans stated the tournament would last 10 days and the spending could be in excess of 1 million dollars and that this was just one (1) opportunity available to our community. Mr. Evans stated his purpose was to ask the Mayor and Council to considering establishing a sport & tourist department. Mayor Grayson asked Rob Pearson to introduce their special guest from Tuscaloosa. Mr. Pearson announced they were honored to be joined by Don Staley, a four (4) year soccer coach at the University of Alabama. Mr. Pearson stated several years ago several businessmen impressed upon the Tuscaloosa Council to do the same thing proposed to the Council day. Mr. Pearson stated this was the first (1st) executive director of the Tuscaloosa Sport Business Bureau. Mr. Pearson asked Mr. Staley to brief the council on what they were doing in Tuscaloosa which had been a tremendous success.

Mr. Staley thanked the Council for hearing him and stated they have had a soccer clinic at the Demopolis Sport Plex and were very impressed. Mr. Staley stated that this had started when he received a call concerning a sports commission that they needed a face, and someone who would beat the bushes for – this started the Tuscaloosa Sports Foundation whose first mission was to take the high school championship to Legion Field. Mr. Staley stated the first (1st) year this was accomplished was in 2009 when the Demopolis Tigers were there. Mr. Staley also stated this would put us on the map and gave the council an economic impact estimate in amounts ranging from 3.8 to 4.2 million dollars and that this impact would grow in the future.

Councilman Congress asked what start up amount would be needed from the City. Mr. Staley stated the amount the Tuscaloosa County Commission initially supported them with was \$100,000, the City contributed \$100,000, and the City of Northport contributed \$ 20,000 but the sizes of the Cities were different. Mayor Grayson then stated that he had a preliminary study in each Councilman’s box. Mayor Grayson also stated that the estimate was \$68,000. Mayor Grayson added that we could fund this by a business license fee increase and or an increase in the lodging tax. Mr. Staley added that the City of Tuscaloosa increased lodging taxes by 1%. Mr. Staley then stated ½% would go towards building the complex and ½% would go toward bid fees. Mayor Grayson asked Jay Shows, the owner of the Best Western Two Rivers if he would like to speak about the bed fee. Mr. Shows stated they have had several meetings concerning this bed fee and that they would like to do their part to help fund this. Mr. Shows also stated the hotel owners had agreed to add a .50 increase to the bed tax. Mayor Grayson stated this is just information at this time.

Budget: Mayor Grayson stated copies of proposed 2011-2012 budget had been given to each Councilman. Mayor Grayson added the finance committee had worked very hard on this and that the proposed budget will be discussed at the September 15th council meeting.

Resolution 2011-10 Budget Adjustment: Mayor Grayson asked Sam Gross City Clerk to brief the council on the budget adjustment. Ms. Gross stated this was for purchases made for the Hazmat trailer that the State had reimbursed the City for. Councilman Yelverton made the motion to approve the budget adjustment. Councilman Moore seconded the motion and the motion passed with 5 yes votes and 1 no vote by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: no

Fire Chief Few - Applying for grant: Chief Few asked for authorization to resubmit grant applications. Councilman Congress then asked if he had a list of the grants. Chief Few stated yes. Councilman Congress stated if the grants are approved then the Mayor and Council would have to vote approval to accept the grants. Councilman Congress then made a motion to give Chief Few permission to resubmit grant applications with all signatures to be done. Councilman Yelverton seconded the motion and it passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Retirement System of Alabama: Mayor Grayson asked Sam Gross, City Clerk, to brief the council. Ms. Gross stated the City had an option to remain at the same contributions rate or participate in the DROP

program and the increase would be from the employee's salaries. Councilman Cooley made the motion to reject the changes. Councilman Congress seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Bids for City Hall: Mayor Grayson stated copies of the bids were in the council's packets. Mayor Grayson stated that Eaves Construction's bid was in the amount of \$ 51,040.00, Mike Moss Construction Co., Inc. in the amount of \$ 35,651.17, and Robert W. Jones Construction Company in the amount of \$17,317.12. Councilman Moore made the motion to accept the bid from Robert W. Jones Construction Company to begin in October and be required to have a beginning date and ending date. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Dog Ordinance: Mayor Grayson stated this was requested by Councilman Cooley. Councilman Cooley stated a part of Ordinance 200-3 concerning removing dead animals was in section 10. Councilman Cooley stated that he assumed when the Police Department took over Animal Control this would be handled by them. Councilman Cooley stated there had been some confusion about whose responsibility it was. Councilman Moore then stated that he felt that this should be the Animal Control Department's responsibility. Councilman Cooley made the motion to amend ordinance 200-3 section 10 to read Animal Control Department not Public Works Department. Councilman Meador seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress: yes
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Habitat for Humanity: Mayor Grayson turned the floor over to Councilman Congress. Councilman Congress asked the council to consider a line in our next budget to be added for Habitat for Humanity. Councilman Congress noted the Demopolis Times had stated that Habitat for Humanity may run out of funds before the house on Fulton Street could be completed. Councilman Congress stated that we allot funds to several different organizations in the budget. Mayor Grayson stated this could be discussed at the next council meeting on September 15th. Mayor Grayson also stated there are a lot of do's and don'ts regarding what the City could allot city funds to. Councilman Congress stated he would contact the Alabama League of Municipalities.

Unfinished Business

Personnel Policy Manual: Mayor Grayson announced a work session would be held Thursday September 8th from 3pm-5pm.

Bond Issue status: Mayor Grayson stated per the last meeting that we need to send out a RFP for the bond issue. Councilman Moore stated he would like to add ADMEND to the list. Councilman Congress stated that Regions Bank would also like to be included. Mayor Grayson stated three were already on the list, did anyone else want to add to the list. Councilman Moore stated Sterne Agee. Councilman Congress then asked if there was a total for the bond issue. Mayor Grayson stated yes but at this time he didn't have the figure. Councilman Congress asked if Mayor Grayson could email the figure. Mayor Grayson stated yes. Councilman Meador stated that they had discussed a figure about in excess of 7 million dollars, and asked if the Council had put any thought into how this would be paid back.

Councilman Congress stated the City owned the Intermodal Complex and the lease amount would service the bond issue. Mayor Grayson then stated we have to first land a tentative lessee and noted that we currently have 5 bonding companies submitting RFP's.

Council Redistricting: Mayor Grayson stated a work session would be held Tuesday September 13th at 5:15pm at City Hall.

Don Singleton - Sunset Road: Don Singleton, 171 Sunset Road- Mr. Singleton stated he had two (2) questions to address to the council. Mr. Singleton stated he would like to know the status on the letter from City Attorney William Poole and his second question was why in 2005 when the road was slagged there was no mention of signing an easement on the property. Mr. Singleton also asked why French Creek didn't have to sign an easement. Mayor Grayson stated that the only thing he could tell him about 2005 was what he read in the newspaper which was only an overlay. Mayor Grayson also stated that the county paved the French Creek area. Mayor Grayson added that they are on record asking for easements from other property owners. Councilman Congress stated no one had to sign anything in French Creek. City Attorney William Poole stated that talking with the League about this situation it could be condemned but that not the route to take. Mr. Poole stated if the County is maintaining it they can continue to maintain it. Mr. Poole added if the City was going to build the road on other people's properties they are going to have to either sign something volunteering it or we would have to condemn it. Mr. Poole stated they owned the property and they had to deed easement to the City. Mayor Grayson asked if Mr. Singleton could get in touch with property owner who has a problem with it and meet with the City Attorney, any council members, and myself to arrive at a solution for this.

Councilman Meador asked to go into executive session for the purpose of financial matters.

At 6:40pm the Mayor and Council moved into Executive Session, for general reputation and character, job performance, or compensation, with the following statement:

STATE OF ALABAMA)
CITY OF DEMOPOLIS)

**MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETING LAW
A05-0145**

WHEREAS, the City Council of the City of Demopolis, Alabama with a quorum being present, was conducting a regular Council Meeting on the 1st day of September 2011 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meeting Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Councilman Meador for the Council to go into Executive Session for financial matter and which motion was seconded by Councilman Congress; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded onto the minutes as follows:

	Yeas	Nays
1. Mayor Mike Grayson	Yea	

- 2. Mayor Pro Tempore Moore Yea
- 3. Councilman Congress Yea
- 4. Councilman Yelverton Yea
- 5. Councilman Meador Yea
- 6. Councilman Cooley Yea

And Presiding Officer declared that a majority of the votes in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and Council for approximately 18 minutes.

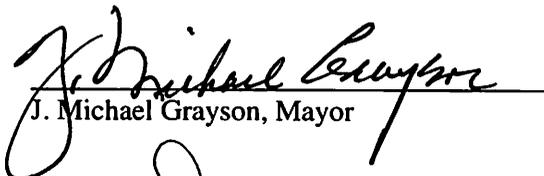
Councilman Meador made the motion to reconvene into regular session at 7:00pm. Councilman Moore seconded the motion and motion passed with 6 yes votes by the following roll call vote:

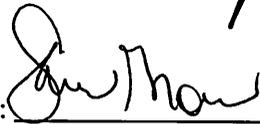
Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Moore made a motion to offer a comparison incentive package to Sun South. Councilman Congress seconded the motion and the motion passed by 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Meador made a motion to adjourn. Councilman Moore seconded the motion.


 J. Michael Grayson, Mayor

ATTEST: 
 Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.

MINUTES OF THE DEMOPOLIS COUNCIL
OF THE CITY OF DEMOPOLIS, ALABAMA

Regular Meeting

September 15, 2011

The regular meeting of the Demopolis City Council convened at 5:15pm on Thursday September 15, 2011 at Demopolis Rooster Hall.

Present:

Council Members: J. Michael Grayson, Mayor
Thomas Moore, Mayor Pro Tempore-District 1
Melvin Yelverton-District 3
William Meador, Jr.-District 4
Jack Cooley-District 5
Sam Gross, City Clerk

Absent: Mitchell Congress-District 2

Department Heads:

- Police-Tommie Reese-submitted
 - Fire-Carl Johnson-submitted
 - Library-Morgan Grimes-submitted
 - Park & Recreation-submitted
 - Building Official-Clarence Brooker, Jr.
- Court
Public Works-Mike Baker
Horticulture-Barbara Blevins
City Hall-Sam Gross

Mayor Mike Grayson called the meeting to order and opened the meeting with invocation by Pastor Allan Atkins followed by the Pledge of Allegiance.

Mayor Grayson then entertained a motion to approve the agenda. Councilman Meador made the motion to approve the agenda. Councilman Moore seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

The Council reviewed the minutes of the September 1, 2011 regular meeting. Councilman Meador made the motion to approve the minutes as written. Councilman Yelverton seconded the motion and the motion passed with 5 yes votes by the following roll call votes:

Mayor Grayson: yes Councilman Moore: yes Councilman Congress
Councilman Yelverton: yes Councilman Meador: yes Councilman Cooley: yes

Announcements

Thursday December 1st is the Christmas on the River kicks off which will be in the park and it is also the night of our council meeting so we need to be quick. The Chamber has requested all council members in attendance at this function.

September 8 was the policy manual work session.

September 13th was a redistricting work session.

AEDA vision session was on September 15th.

Mayor Grayson asked if the Council would consider other than the budget for the unfinished business to be deferred until the October 6th Council meeting.

Departmental Reports

Projects

Dilapidated Housing: Mayor Grayson stated that City Attorney William Poole and Building Official Clarence Brooker had worked on this and had presented information and photos to be discussed at the next council meeting.

New Business

Project Safe Neighborhood Grant: Mayor Grayson turned the floor over to Police Chief Tommie Reese. Chief Reese stated he is asking for approval to apply for this project safe neighborhood and anti-gang grant. Chief Reese stated this grant is from the Department of Justice and the US Attorney's Office. Chief Reese also stated it is a no match grant and it would be used to purchase equipment for the Police Department. Mayor Grayson asked what the value of the grant was. Chief Reese stated \$17,609. Councilman Yelverton asked what it would be used for. Chief Reese stated that he would purchase cameras and computers for the patrol cars.

Mayor Grayson asked City Clerk Sam Gross to let the record reflect that Councilman Congress-District 2 is present at 5:25pm.

Councilman Meador made the motion to allow Chief Reese to pursue the grant. Councilman Cooley seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Renew our Rivers: Mayor Grayson turned the floor over to Bob Mc Cants, Alabama Power representative. Mr. Mc Cants stated this is the sixth year for Renew Our Rivers. Mr. Mc Cants stated over the years 297,578 pounds of material have been collected. Mr. Cants stated that approximately 30% of the material has been recycled by Rowley Recycling and Cemex for disposing of the tires. Mr. Cants added this will start on September 30th at 6:30am at the City Landing, until about 5:00pm that afternoon and will begin again on October 1st at 7:00am and end about noon. Mr. Mc Cants stated that the contact information is on the flyer. And he would like Public Works Director Mike Baker to inform the Council on what his department is willing to do. Mr. Baker stated in conjunction with the Alabama Power the City will be collecting any material that the citizens would like to get rid of. Mr. Baker stated it would only be for non-household items on Friday September 30th.

Ordinance 2011-05 Flood Insurance: Mayor Grayson turned the floor over to Building Official Clarence Brooker. Mr. Brooker stated that for the City to participate in the Flood Insurance program it must first

pass an Ordinance. This Ordinance is based on the flood plain map to insure the citizens that are in a flood area. Mr. Brooker stated that when he started working for the City there was only one (1) flood plain map panel. Now after some research, the City has six (6) maps to reference if someone is in the flood area. Mr. Brooker stated the City is required by the federal government to pass an Ordinance to continue in the program. Councilman Cooley asked if Mr. Brooker could point out the difference between the old ordinance and the revised one. Mr. Brooker stated no. Councilman Cooley made a motion to table the matter until the first meeting in October. Councilman Yelverton seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Budget: Mayor Grayson stated the proposed budget information was passed out at the September 1st Council meeting. Mayor Grayson stated he had also disclosed the budget report for the end of August. Mayor Grayson stated the most stunning thing about the report for the end of August was that economic hard times had hit the City and it is \$300,000 over budget. Mayor Grayson stated that the four (4) culprits are: increased fuel price, increased utility costs, workman's comp claims, and unscheduled maintenance costs. Mayor Grayson noted the proposed budget was developed by the finance committee. Mayor Grayson added the floor was open for discussion. Councilman Congress asked if there were any raises in the budget. Mayor Grayson stated no, they were working on a flat budget. Councilman Congress stated the City had promised raises to the Fire department after the Police department was given raises. Councilman Congress stated that he understood that we're \$300,000 over budget but when looking over the salary for other Fire departments our size in the State of Alabama they are under paid. Councilman Congress stated that he had spoken to someone in another Fire department that makes more than our department. Mayor Grayson asked which Fire department. Councilman Congress stated that he would rather not say. Councilman Congress stated that our department needs a raise. Mayor Grayson stated that the City's budget expenditures year to date should have been 91.6% and you could see the department's that are over. Mayor Grayson pointed out that Fire department, along with the other departments, received a one-time pay adjustment last year.

Councilman Congress then asked if this was in addition to the Police Department raises. Mayor Grayson stated yes. Councilman Congress stated that we are going to start losing fire fighters to other departments if their salaries were not brought into line and that this was his request. Councilman Cooley stated during the discussion last year, before voting about the Police Department step raises that the Council approved, that there was no promise to the Fire Department, except for a commitment to merely to look at the possibility of raises. Councilman Cooley then stated that Councilman Congress' statement that the Police department had received two (2) raises was simply not factual. Councilman Cooley added that the raises were implemented on their anniversary dates. Councilman Cooley noted that Police Chief Reese had sacrificed \$60,000 in capital funds for vehicles to be applied to his departmental raises. Councilman Meador then stated he would love to give every employee of the City a raise or a one-time pay adjustment; however they were \$300,000 over budget. Councilman Meador added he would like to know where the \$300,000 was going to come from. Councilman Meador stated it was obvious that it would have to come out of reserve and that we had some hard choices to make on this budget. Councilman Meador then stated he had huge concerns about the numbers and he did not see how we could budget what we had proposed and be anywhere near correct.

Councilman Yelverton stated he was not going to say that we promised the Fire Department raises but that we told them that we would begin with the Police and then the Fire Departments and then work our way down the departments. Councilman Yelverton stated that he felt that anything less would be a lie. Councilman Yelverton added that we needed to cut capital expenditures. Councilman Cooley stated that he did not like to be accused of lying. Councilman Yelverton then stated we had lied. Councilman Cooley asked who "we" is. Councilman Yelverton stated the Council. Councilman Cooley then stated he is part of the Council and asked if we could clean this up and act like gentleman. Councilman Congress then asked why the full council couldn't sit down and discuss the departmental requests with the finance committee. Mayor Grayson stated that they worked under committee procedures and the proposed budget was given to the full council two (2) weeks ago which was enough time if anyone had any questions on anything. Mayor Grayson added that he hoped if anyone had a problem with the proposed budget that they would have come up with their own proposal. Councilman Congress stated one (1) way to fix this was to declare 15% proration but that it was not feasible because the City was seeing the results of that due to unscheduled maintenance. Mayor Grayson then asked if Councilman Moore had anything to say. Councilman Moore stated that he would like to hear from the other council members not on the finance committee about their comments. Mayor Grayson stated it was unrealistic to ask each department to cut their budget by 15% including the Fire Department.

Assistant Fire Chief Carl Johnson then addressed the Council; Mr. Johnson stated that he hoped that the Council could reconsider. Mr. Johnson stated the Fire Department spent every dime they had making sure that they got the most of the benefit for the citizens of the city. Mr. Johnson stated the way they did it was by training their people to be highly qualified and highly motivated individuals doing the service asked of them to do. Mr. Johnson then stated that they don't have to work there and that we are becoming a veritable training ground to put individuals in a position to go to a better offer. Mayor Grayson replied, as Councilman Meador had stated, on page 6 under general government, is a one-time pay adjustment in the proposed budget. Mayor Grayson stated Councilman Meador's concerns were over how we were going to do that. Mayor Grayson added that the finance committee has noted Councilman Meador's concerns. Councilman Meador then stated he raised his concerns two weeks ago about the bond issue and that we might be biting off more than we need to be chewing. Councilman Meador noted that we were on the hook for 4.5 million dollars for the port, which he completely agreed with but, that we had four (4) other projects on the agenda for a bond issue. Councilman Meador stated if we looked at handling those differently then maybe we needed to finance the 4.5 million bond for the port project and if 2.2 million were cut then this would cut out more interest. Councilman Meador stated what he proposed to do was first start with Lem Wilson Road, and that it seemed to him that perhaps since that it was a water and sewer project that the Water and Sewer Board should tackle it. Councilman Meador noted the Sunset Road's original project was an overlay with \$60 or \$90 in costs; we are now looking at way more than that. Councilman Meador stated that while they most definitely needed to be addressed that we could do a tar and rock overlay as we originally promised. He then pointed out that for Fire Station 2 they had somewhat of an agreement for \$750,000 total, perhaps we could take that in phases or stages and do a pay-as-we-go project.

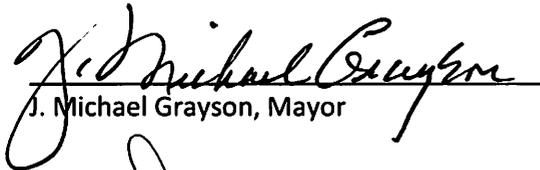
Councilman Meador continued that the road repair, which he had brought up, had gone from 1.2 million to 1.4 million and we have 4% gas tax with about \$200,000 give or take that we could use to patch and repair until we get to a better situation economically. Councilman Meador then stated even if we remove the \$1.4 million transfers from the proposed budget that we are still \$300,000 over budget. Councilman Congress then asked if he had talked to the finance committee. Councilman Meador stated he had spoken to each one of them and told them his concerns. Mayor Grayson added that, legally, you had to work with a 10% buffer for a budget to be approved. Councilman Congress then noted that the

proposal Councilman Meador had made regarding Lem Wilson Road, Sunset Road, Fire Station 2, and the road paving was put forth in the form of a joint motion and all those projects would all be done or none at all. Councilman Congress stated this not an option. Councilman Cooley stated it is his understanding that we combined all of it into the bond issue. Councilman Cooley added that they were still waiting on a total figure and when they had it that, legally, at that time it would be voted on with the exact total for the bond issue. Councilman Cooley noted that this has not been done. Councilman Congress replied that from a legal standpoint once we made a commitment to do the other projects it was a verbal contract. Councilman Cooley then made the motion to approve the proposed budget. The motion failed due to a lack of a second. Councilman Moore stated he would really like to after the amount of time spent studying, preparing this budget, and cutting as much as could reasonably be cut. Councilman Moore then stated to keep everyone fully employed, he personally thought this was the best they could do. Councilman Moore added he wished that the concerns raised by the others had been brought to their attention before, so they could have shown the affect of the potential changes. Mayor Grayson stated that the City would continue to work on the current budget.

Mayor Grayson then stated that it being 6:15pm that all unfinished business would be deferred until the October 6th meeting. Councilman Meador made the motion to table the unfinished business until the October 6th meeting. Councilman Yelverton seconded the motion and the motion passed with 6 yes votes by the following roll call votes:

Mayor Grayson: yes	Councilman Moore: yes	Councilman Congress: yes
Councilman Yelverton: yes	Councilman Meador: yes	Councilman Cooley: yes

Councilman Moore made a motion to adjourn. Councilman Meador seconded the motion.


J. Michael Grayson, Mayor

ATTEST 
Sam Gross, City Clerk

* Audiotape is used by City Clerk to prepare minutes and will be maintained not less than seven years from date of approval.