

City Council Meeting
October 5, 2009
6:50P.M.

Present: Mayor William Isley, Herbert Toles, Hugh Marlin, Wayne Tucker, Katrina Hennings, John Coyne, David Jones.

Absent Brian Skinner

PUBLIC HEARING – COOSA VALLEY WATER DISTRICT

Mayor Isley called for a motion to open the public hearing. Motion was made by Herbert Toles, second by Hugh Marlin. Motion carried unanimously. Mayor opened the Public Hearing for discussion in reference to the issuance of revenue bonds for the Coosa Valley Water Supply District, Inc. Mayor Isley called on City Attorney James Hill, who addressed the Council stating the Coosa Valley project is an economic project, which requires a public meeting under Amendment #772 of the Constitution of Alabama.

Mayor Isley advised the City of Springville along with the City of Ragland, City of Odenville, and City of Pell City and the St. Clair County must approve the proposed issuance of a water revenue bond for approximately \$ 32,315,000 by the Coosa Valley Water Supply District, Inc, which requires each entity obligated to pay the District the share of one-fourth (25%) of the principal of and interest on the District's Water Revenue Bonds. Mayor Isley opened the floor for public comments.

Questions were addressed and answered as follows;

1. Location of the facility? City of Ragland
2. Term of water revenue bonds? 30 years
3. Who set the water rates for water purchased for the District? Coosa Valley Water
4. Does the City have the allotted bonds to pay the debt? Water rates will be increased annually to pay for the debt. However the City will also be able to purchase water and sell to a neighboring water facility if they should need water due to a drought.
5. Is the City general fund responsible for the obligated debt if the water department cannot pay the debt? Yes

Since there was no further discussion a motion was made by Wayne Tucker, second by Herbert Toles to close the Public Hearing at approx 7:15pm. Motion carried unanimously. Skinner was absent.

Regular City Council Meeting
7:20 pm.

Mayor Isley called the City Council Meeting to order and gave the invocation. John Coyne led the Pledge of Allegiance.

The first order of business was to authorize the issuance of water revenue bonds for the Coosa Valley Supply District, Inc. Motion to suspend the rules and consider at this meeting was made by David Jones, second by Herbert Toles. Mayor Isley called for voice votes; Jones yea, Coyne yea, Hennings yea,

Tucker yea, Marlin yea, Toles yea and Mayor Isley yea. Motion carried unanimously. Skinner was absent.

Motion was made by David Jones, second by Hugh Marlin to approve the Resolution authorizing the issuance of water revenue bonds for the Coosa Valley Water Supply District. Motion carried unanimously. Skinner was absent.

Mayor Isley called on Public Works Director Earl Peoples, since he is Springville's representative on Coosa Valley water board to answer a question asked at the Public hearing. Why does Springville have to pay the same percentage of the bond payment as Pell City? Because each entity is only allowed to purchase up to 750,000 gallons of water per day regardless of the city's size.

Mayor Isley presented a resolution to authorize him to sign a promissory note obligation for the cities share of (25%) of the principal and interest on the District's Water Revenue Bonds. Motion to suspend the rules and consider at this meeting was made by David Jones, second by Hugh Marlin. Mayor Isley called for voice votes; Toles yea, Marlin yea, Tucker yea, Hennings yea, Coyne yea, Jones yea and Mayor Isley voting yea. Motion carried unanimously. Skinner was absent.

Motion was made by Hugh Marlin, second by Katrina Hennings to authorize Mayor Isley to enter into a promissory note obligating the City of Springville to (25%) of the District's water revenue bonds. Motion carried unanimously. Skinner was absent.

The following open air permits were presented for consideration.

- Jonathan Ford, Springville High School for a Fellowship of Christian Faith event scheduled for October 14th.
- Mary Burttram, First Baptist Church for a band concert on October 16th from 9:30pm to 11:30pm.

Motion was made by Wayne Tucker, second by Herbert Toles to approve both permits as requested. Motion carried unanimously. Skinner was absent.

Amendment #1 to Ordinance 2006-01, Vehicle Use Policy was presented for discussion. Motion was made by Herbert Toles to suspend the rules to consider. Katrina Hennings seconds the motion. Mayor Isley called for voice votes; Toles yea, Marlin yea, Tucker yea, Hennings yea, Coyne yea, Jones yea, and Mayor Isley voting yea. Motion carried unanimously. Skinner was absent.

Mayor Isley stated this amendment will change Section 10 "mileage approved for take home vehicles from thirty five (35) miles to five (5) miles from the employee's place of employment to their residence.

Motion was made by David Jones to approve the amendment as presented. Hugh Marlin seconds the motion. Mayor Isley opened for discussion.

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Police Chief Charles addressed the Council and opposed to the five mile limit, because this will cause the police department to park 8 patrol cars. Other concerns were parked patrol vehicles can be vandalized and he felt if the off duty police officers have vehicles at home they would most likely respond in an emergency situation. Mayor Isley stated he has requested each department furnish odometer readings of vehicles daily and maybe the city needs to purchase GPS systems for vehicles. David Jones asked Chief Charles if he had a list of employees and how far they drive the vehicles home. Chief Charles responded yes, 22 miles one way. Motion was made by David Jones, second by Hugh Marlin to withdraw their previous motion.

Public Works Director Earl Peoples addressed the Council saying he is not in favor of spending money on GPS systems, but just keep up with odometer readings as requested by Mayor Isley. He also asked permission to allow the on call employee with the public works be allowed to drive city vehicles home no matter where he lives. Peoples explained further that the water department employees are on call twenty four hours for water / sewer problems, animal control complaints and emergency situation. Other concern questioned was the cities liability if an employee was responding to emergency calls in their personal vehicle.

After discussion a motion was made by David Jones, second by Herbert Toles to revise Amendment #1 to Ordinance 2006-01 from five (5) miles to ten (10) miles. Motion carried unanimously. Skinner was absent.

Council agreed the department head has the discretion whether to allow the on call employee the approval to take a vehicle home regardless if he exceeds the mileage set forth in the amendment.

Financial statement for the month of August 2009 was presented. Motion to approve the receipts and disbursements in the statement were made by David Jones, second by Katrina Hennings. Motion carried unanimously. Skinner was absent.

REPORTS:

Wayne Tucker reported;

1. He stated that Hickory Lane was not a city dedicated road, but property owners have hired a contractor to pave this street in order for emergency vehicles to respond. Tucker suggested the city considers replacing the old water lines and replace with a 6 inch water line. This will provide better water pressure if needed to fight a fire. After discussion, a motion was made by Wayne Tucker to spend up to \$ 10,000 of general fund revenues and replace the water lines on Hickory Lane. Motion was second by David Jones. Motion carried unanimously. Skinner was absent.
2. He had complaints about dogs running loose at night and will try to find out who they belong too.

Hugh Marlin had no report;

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Herbert Toles reported;

1. Speeding on Mountain Drive.
2. Saruse Street has washed out and requested the public works department to make repairs.
3. Questioned Building Inspector Mike Terry about a mobile home permit for an older mobile home moved into District One. Mr. Terry replied a permit had been issued and it must meet all city codes before anyone can occupy the home.

Katrina Hennings reported a drain in White Oaks Subdivision has stopped up and asked the public works department to check into it.

John Coyne reported;

1. Request funding for the Veterans Day event in the amount of \$ 2,000.00 from general fund revenues. Council discussed and motion was made by John Coyne to contribute \$2,000.00 towards this event. Motion was second by Wayne Tucker. Motion carried unanimously. Skinner was absent. Mayor Isley advised this event is not restricted to just veterans.
2. On behalf of the senior citizens the current program in place is doing good and felt going to a fulltime program will hurt the city. Mayor Isley responded that St. Clair County has allotted monies towards this program and the cost to the city will be less. Coyne suggested if the City would agree to pay for the meals @ \$3.00 per person, those attending the program will take care of everything else, since the majority attending now do not want a fulltime program.

Mayor Isley replied; the City will be responsible for hiring a director for the senior citizen program, cost \$ 4,000 and the county will pay the rest. If the City Council decides to turn down the offer from the County now is the time to do so. Council discussed and agreed to accept the County's offer and try a fulltime program for one year.

3. Motion was made by John Coyne suggested since the city has cut back he feels the Council should give back ten percent (10%) of their salary back to the general fund. Motion died for a lack of second.

David Jones stated he was under the impression that after the work session held earlier, the majority of the Council did not want to see the Crown Binder buildings be demolished, but feels the owner should be allowed, since he did not have the funds to make the necessary improvements to the buildings.

Council discussed again and a motion was made by David Jones to empower the Historical Commission to enter into an agreement with the owner of these buildings to allow him to demolish the buildings with

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the stipulations that after demolition anything to be done to the property meets all city codes and regulations and the bylaws and covenants of the Historical Commission. Motion was second by Wayne Tucker. Mayor Isley called for votes. David Jones voting yea, Wayne Tucker abstained, Toles, Marlin, Hennings, Coyne, and Mayor Isley voting nay. Motion died.

Fire Chief Harvey reported the Springville Fire Department will have open house on October 11th from 1:00pm to 5:00pm and everyone was encouraged to attend. Chief Harvey also provided the Council with his monthly calls for the month of September 2009.

Mayor Isley reported;

1. Under State code the police department does have the authority to issue citations in Heritage Hills Subdivision.

1. The city has purchased shrubs and placed them in the park.

2. Paul Kell, developer of "The Gardens" Subdivision hopes to start paving this month.

3. Discount drug cards are available for those who do not have any drug coverage.

Motion to adjourn was made by Wayne Tucker at approx 9:10 pm. Herbert Toles second the motion. Motion carried unanimously.

ATTEST:

Brenda Roberts, City Clerk
Jennifer Milner, Assistant City Clerk

Mayor William Isley

Minutes transcribed and typed by Brenda Roberts