

**MINUTES OF THE
SELMA CITY COUNCIL
AUGUST 10, 2010
5:00 P.M.**

Call to Order

Invocation: Dr. Jerry Light, Pastor
First Baptist Church

Pledge of Allegiance

The Selma City Council met in a regular session in the Council Chambers of City Hall on Tuesday, August 10, 2010 at 5:00 p.m.

ROLL CALL

The following Members were present during roll call: Council President Dr. Cecil Williamson and Council Members Councilwoman Susan Keith, Councilwoman Dr. Monica Newton, Councilman Benny L. Tucker, and Councilman Corey Bowie. Others present were Mayor George Evans, City Clerk Ivy S. Harrison, City Attorney Jimmy Nunn, City Treasurer Cynthia Mitchell, and the Mayor's Executive Assistant Ms. Brenda Smothers. Councilwoman Angela Benjamin was absent during roll call, but arrived at 5:15 p.m. Councilman Samuel Randolph was absent during roll call, but arrived at 6:18 p.m. Councilwoman Bennie R. Crenshaw was absent from the Council Meeting.

APPROVAL OF AGENDA

President Williamson asked for the approval of the agenda items. A motion was made by Councilman Bowie, and seconded by Councilman Tucker, to approve the agenda items, as written, with the exception of the addition of an Update on the Farmers Market, as Item VIII, of the Business Items. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

APPROVAL OF MINUTES

After approval of the agenda, President Williamson asked for the approval of the minutes of July 27, 2010 regular meeting minutes. A motion was made by Councilman Tucker, and seconded by Councilwoman Keith, to approve the minutes of July 27, 2010. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

CITIZENS' REQUEST

Mr. Joseph Bumbrey, President, Alpha Phi Alpha (Local Chapter)
Re: Preventing Teen Pregnancy Conference (October 9th, 8:00 a.m. - 1:00 p.m., Ellwood Christian Academy)

Mr. Daniel Wart (Ms. Cindy Stoudenmire)
Re: Waiver of Building Usage Fee (*Performing Arts Center*)

Mr. Wart stated that the ArtsRevive' is promoting the "Historical Comedy of Tour" ("*Hysterical History of the Trojan War*") which is a Play, and that they have purchased a "block" of time from the City to put the Play on, and would like to do a "Dress Rehearsal" for three (3) days, and have the Building Usage Fee waived, in support of that endeavor, on Monday, August 16th, and Wednesday, August 18th, from approximately 6:00 p.m. until 8:00 p.m. During discussion, a motion was made by Councilwoman Keith, and seconded by Councilwoman Newton, to waive the Building Usage Fee at the Performing Arts Center, to allow for the "Dress Rehearsals" for the "Historical Comedy of Tour" Play, on Monday, August 16th and Wednesday, August 18th, from approximately 6:00 p.m. until 8:00 p.m. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

Ms. Sherrette Spicer
Re: Community Review Board

Reverend Franklin Fortier
Re: S.C.L.C. Selma City Clean-Up

Ms. Katie Clark
Re: Accountability of the City Council

Ms. Connie Tucker
Re: Book about Selma

MAYOR'S REPORT

PRESENTATIONS AND RECOGNITIONS

Mayor Evans stated he would like to make the following *Presentations and Recognitions*:

**PRESENTATION OF CHIEF/COACH MICHAEL STOKES AND COACH GERALD BARRON -
"ALL-STARS" - 11 AND 12-YEAR-OLDS
THEY WERE GIVEN A "ROUND OF APPLAUSE" IN RECOGNITION OF THEIR ACHIEVEMENTS!**

**COACH STOKES, COACH BARRON, AND THE ALL-STAR TEAM PRESENTED MAYOR EVANS AND
COACH REECE A PICTURE OF THE TEAM, ALONG WITH AN "ALL-STAR BASEBALL".**

**RECOGNITION OF FIREFIGHTERS CHRIS GRAHAM, MICHAEL FRITH, WILL DAILEY, CHAD
MITCHELL, CAPTAIN JAMES MURPHY, BATTALION CHIEF ALTON GREEN -
AS HEROES FOR FIGHTING A FIRE AT THE SELMA SQUARE APARTMENTS WHERE THERE WERE
THREE (3) CHILDREN INSIDE THE APARTMENT, ALL UNDER THE AGE OF 4.**

**THEY WERE ALL RECOGNIZED AND APPRECIATED BY THE MAYOR, CITY COUNCIL, AND THE
CITIZENS OF SELMA. THEY RECEIVED A STANDING OVATION, AND WERE GIVEN A "ROUND OF
APPLAUSE" FOR THEIR BRAVERY AND VERY QUICK REACTION IN FIGHTING THAT FIRE, AND
RESCUING THE LIVES OF THE CHILDREN, WHICH WAS TRULY A BLESSING, AND WE ARE ALL
GRATEFUL!**

RECOGNITION OF CARTER DRUG COMPANY, AS 2010 "RETAILER OF THE YEAR"!

**MS. SHERYL SMEDLEY WAS ASKED TO COME FORWARD TO RECEIVE A PLAQUE IN HONOR OF
THIS ACHIEVEMENT BY MAYOR EVANS AND THE CITY COUNCIL, WHICH WAS GIVEN A "ROUND
OF APPLAUSE" IN RECOGNITION OF THIS ACHIEVEMENT!**

**POWERPOINT PRESENTATION OF THE "2010 CITY OF SELMA YOUTH CONFERENCE", WHICH WAS
HELD ON WEDNESDAY, JULY 28TH THOUGH SATURDAY, JULY 31ST.**

**COUNCILWOMAN BENJAMIN STATED THAT THE "SECOND" CITY OF SELMA YOUTH CONFERENCE
WAS WONDERFUL, AND THANKED EVERYONE FOR THEIR SUPPORT AND ASSISTANCE WITH THE
CITY OF SELMA YOUTH CONFERENCE. COUNCILWOMAN BENJAMIN WAS GIVEN A "ROUND OF
APPLAUSE" IN RECOGNITION OF A SUCCESSFUL 2010 CITY OF SELMA YOUTH CONFERENCE!**

**PRESENTATION OF \$7,460.00 TO CHIEF WILLIAM T. RILEY AND THE SELMA POLICE DEPARTMENT -
AWARD FROM THE VAUGHAN COMMUNITY HEALTH SERVICES/
STRATEGIC ALLIANCE FOR HEALTH PROJECT - PURCHASE OF A "SEGWAY PATROLLER"!**

**MS. KATHI NEEDHAM, STRATEGIC ALLIANCE FOR HEALTH PROJECT COORDINATOR, WAS ASKED
TO COME FORWARD, ALONG WITH CHIEF RILEY, AS RECIPIENT OF THIS AWARD - THIS AWARD
WAS RECEIVED WITH "CONGRATULATIONS, AND A "ROUND OF APPLAUSE". MAYOR EVANS AND
THE COUNCIL EXPRESSED APPRECIATION AND GRATITUDE FOR THIS AWARD.**

"SAFE ROUTES TO SCHOOL" PROGRAM - GRANT APPLICATION

**COUNCILWOMAN NEWTON STATED THAT WE APPLIED FOR THE MAXIMUM AMOUNT OF
\$150,000.00 PER SCHOOL, AND RECEIVED \$475,540.00 FOR THE INSTALLATION OF SIDEWALKS, BIKE
RACKS, SIGNAGE, HANDICAPP ACCESSIBLE RAMPS AND CROSSWALKS, DRAINAGE REPAIR,
STRIPING, AND TRAFFIC CALMING DEVICES IN THE CITY OF SELMA, TO ENCOURAGE BICYCLING
AND WALKING AT SCHOOLS IN OUR COMMUNITY. COUNCILWOMAN NEWTON FURTHER
STATED THAT THIS IS JUST FANTASTIC, AND WE LOOK FORWARD TO THAT COMING IN TO
FRUITION IN THE UPCOMING MONTHS; THAT WE ARE VERY PRIVILEDGED TO HAVE RECEIVED
THOSE FUNDS FOR THE "SAFE ROUTES TO SCHOOL" PROGRAM.**

**MAYOR EVANS THANKED COUNCILWOMAN NEWTON FOR MAKING THAT ANNOUNCEMENT,
AND STATED THAT THIS DEMONSTRATES HOW WE CONTINUE TO DO POSITIVE THINGS IN
WORKING TOGETHER, TO MOVE THE CITY FORWARD.**

A. H.B.C.U. H.U.D. Grant Proposal - Announcement. Mayor Evans stated to Council that Dr. Mendedo, President of Concordia College, is present, and would like for him to come forward, and make an announcement to the Council. Mayor Evans further stated that they are working on a H.B.C.U. H.U.D. Grant application, and are seeking our support in their efforts. Dr. Mendedo addressed the Council and stated that it is his honor and pleasure to bring this announcement to them, because it is not only about Concordia College, but the entire community of Selma. Dr. Mendedo further stated that a couple of weeks ago he was given information from H.U.D. that they can qualify for a grant which is set aside for Historically Black Colleges, to give them an opportunity to reach out to the community through education, health and wellness programs, day care programs, and other programs that will impact the lives of the City. Dr. Mendedo stated he felt this should be brought to the Council, to see if it was an idea that they would like to be a part of. Dr. Mendedo stated he brought along Mr. Anderson Lee, and would like to ask him to come forward and address the Council with an overview. Mr. Lee addressed the Council and stated that Concordia College plans to apply for a grant application to H.U.D., to renovate the old United Methodist Children's Home, Administrative Building, which is 17,000 square feet. Mr. Lee further stated that the grant will allow them to be able to renovate the building into a "Community Learning and Health Awareness Center". Mr. Lee stated that they are still working on the details of the grant, but that Concordia College would like for the City to help in at least two (2) areas; in-kind services, and the lead-paint issues of the building, because of its age. Mr. Lee further stated that Concordia College would like for the City to work with them in pursuing national designation of the building. Dr. Mendedo stated to Council that he and Concordia College are grateful for the assistance that the Council is giving them. During discussion, a motion was made by Councilwoman Benjamin, and seconded by Councilman Randolph, to support Concordia College and endorse the said grant application, and move forward in helping with this project. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

B. Monthly Financial Report - July, 2010. Mayor Evans stated to Council that they should have before them a copy of the Monthly Financial Report for the Month of July, 2010. Mayor Evans stated that we are \$939.67 less this month, compared to last year this time, but our Y-T-D Total reflects that we are \$150,277.10 in sales tax collections, compared to last year this time. Mayor Evans further stated as can be seen, our report reflects that we had a profit of \$66,588.17 for the month of June, but overall Y-T-D, we are still \$149,337.43 less in terms of revenue, than we were this time last year. President Williamson stated to Mayor Evans that he thinks it is encouraging that the Lodging Tax is up \$14,921.85 this year compared to last year, and he knows that there are other Council Members who feel just as he does, that Tourism is the economic salvation of our City, and Mayor Evans concurred, and stated that we do appreciate that.

C. Code Enforcement Report. Mayor Evans stated to Council that they should each have before them a copy of the Code Enforcement Report. Mayor Evans further stated that he is pleased with the Code Enforcement Office, working with the Mayor and Council, in terms of demolishing condemned structures, and it has truly made a difference in our City, along with the abatement of weeds and grass.

D. Police Report: Noise Violations - July 2010. Mayor Evans stated to Council that they should have within their packets a copy of the Police Report of the Noise, for the Month of July, 2010. President Williamson asked Mayor Evans if the Report that they have is the form that they will be receiving said Report in, from this point on? Mayor Evans asked Chief Riley to come forward to address the question, and Chief Riley answered and stated, that it is the form the Report will be in; that with the "new" New World Software they are trying now, that they are trying to add our Ward Maps, and this is the result of doing so. Chief Riley further stated that the report reflects the total number of citations that were written for the month of July, 2010, which were a total of 24.

E. Update on Missing Person. Mayor Evans asked Chief Riley to address the Council with an update as it relates to the ongoing investigation on the young Lady who is missing. Chief Riley stated that they have assigned one (1) particular Police Officer to handle this investigation, and he is currently following up on any "leads" that he gets; for example, they have received a call of the "siting" of a young Lady in Pensacola, and they have called Pensacola, and forwarded a packet of information to them, to the Investigative Unit; if by chance she is stopped, they will have a "Point of Contact" with our Investigative Unit. Chief Riley further stated that she is already in the National System (N.C.I.C.).

F. Bush Hog - Update. Mayor Evans stated to Council that we are really pleased and proud that the Governor came and donated \$300,000.00 for the Bush Hog Street Project. Mayor Evans stated to Council that they should have within their packets a copy of the information he received from Mr. Josh Pierce, P.E., of Goodwyn Mills & Cawood, as it relates to a "Draft Schedule" for the Bush Hog Road Improvements. Mayor Evans further stated, according to Mr. Pierce, he stated that this Project could be accelerated in approximately two (2) months, and that he is going to try and speed that process up as much as he can. Mayor Evans stated he wanted to thank the Chamber of Commerce, the Economic Development Authority, Dallas County Probate Judge Ballard and the County Commissioners, Bush Hog, as well as, the City of Selma, for their contributions towards this Project. Mayor Evans stated Governor Riley came and did

a wonderful presentation on last Friday, August 6th, and that the Governor was very good in his message in support of our City, and the progress we are making together, working as a team. Mayor Evans stated we had a nice crowd of Citizens there in attendance. Mayor Evans further stated that we will work as diligently as we can, moving forward to get it done as soon as we can, and will keep the Citizens "posted" on the process, and progress of that.

G. Stewart King-McKenzie Building (Corner of Selma Avenue and Marie Foster Street (Range Street) - Update. Mayor Evans stated to Council that they should have a copy of the information, as it relates to the Stewart King-McKenzie Building, located on the corner of Selma Avenue and Marie Foster Street (Range Street). Mayor Evans further stated, per Mrs. Patti Sexton, that Building has some historical meaning, and we have two (2) individuals who have made proposals about deconstructing the old buildings comprising the former Stewart King & McKenzie Building; one (1) individual who wants to tear it down for us for \$2,000.00, provided he gets everything, and another individual is willing to do it for free, provided the City waives the demolition permit and any landfill charges for the debris not salvageable, which is outlined in the letter that he has forwarded to us. Councilwoman Newton asked if there was any negotiation as it relates to the bricks, which are historical in nature, on that Building, and whether or not they can remain in Selma? Mayor Evans stated that if that is one of the thoughts and concern of the Council, he would think that they will need to pursue that with him, as it relates to the bricks, and how we can maintain them. Mayor Evans asked the Council for directives as to how to proceed with this matter, and President Williamson asked him to check with them, to ascertain if that is a possibility for the City to keep the bricks.

H. Summary of Construction Costs and Deductions Proposed for the Public Buildings and the Library. Mayor Evans stated that he would like to at this time ask Mr. Walter McKee of McKee and Associates to come forward, who has all of our Public Buildings; City Hall, the Convention Center, the Fire Stations, the Library, and the Police Department, for construction. Mayor Evans stated to Council that they should have a copy of the Bids that came back, which indicates the low Bidder. Mayor Evans further stated that we may not be able to make a decision tonight, because we are still "short" of some money. Mayor Evans stated that the funds, based on what was allocated for the Library are okay; the Police Department is okay; the Convention Center in terms of the roof and paneling, and the ceiling are in "question", and the Performing Arts Building, but everything else is okay. Mayor Evans further stated that he has asked Mr. McKee to give us "numbers" in terms of roofing and air conditioning. Mayor Evans stated he would like for the Council to think about this; the Bids can be awarded to the Company that has the lowest Bid with those Deductions, or we can leave those in. Mayor Evans further stated rather than eliminating some of those things on there because of lack of funding for the cost that came in, capital projects such as air conditioning can be funded with Oil Lease Monies. Mayor Evans stated if they all "pool" their Oil Lease Money, they could do all of them still. President Williamson stated to Mayor Evans that he thinks that they need to have a Work Session, prior to the next Council Meeting, so that Mr. McKee can be there, where they can ask questions and he can provide them the answers and explanations that they need to help them to make a decision about this. Mayor Evans stated that he feels that this is in order, and concurred. Mr. McKee addressed the Council, and stated that we got real good Bids; Public Buildings and the Library were bid as "one package", and the Fire Stations and Police Station were bid as "one package". Mr. McKee further stated the "numbers" were real close to our estimate, and the funds available were not quite as much. Mr. McKee stated that we have gone to the "low Bidder", and have done some negotiations on taking some things out; some we can live with, and some he does not recommend. Mr. McKee further stated he thinks a Work Session will be in order, and their consideration of a little additional money will be helpful. President Williamson stated that we will have a Work Session, the Monday night before the next Council Meeting.

I. Sewer Projects - Update. Mayor Evans stated that he would like to at this time ask Mr. Ray Hogg, Jr., P.E., to come forward, who is working on all of our sewer projects locally. Mr. Hogg addressed the Council and stated that they should have within their package of information received from Mayor Evans on today, a schedule for the Bond issue Sanitary Sewer Improvements. Mr. Hogg stated we are set to begin advertising for Bids this Sunday, August 15th, and that we will advertise three (3) times by Law. Mr. Hogg further stated that we also have to advertise one (1) time in three (3) newspapers with a statewide circulation, which is part of Alabama Law, if your bids are expected to be over \$500,000.00, and ours are just slightly above that, and we have got to comply with that. Mr. Hogg stated that he also gave out a list of the other agencies that we attempt to advertise with, and that we try to reach as many Contractors as possible. Mr. Hogg further stated that the Bid opening date is set for Thursday, September 2, 2010, here in the Council Chamber, just before Labor Day Weekend. Mr. Hogg stated early that next week he will give to Mayor Evans a copy of the Bid Tabulations, along with his recommendation, to the low Bidder. Mr. Hogg stated we are giving the Contractor 120 calendar days for construction, to finish up by next March, 2011. Mr. Hogg stated he has also given a priority list, to show the order of construction for this Project because in a Project such as this, we have got to prioritize where the Contractor works, and that #1 on the Priority list is Franklin Street (First Avenue to Philpot Avenue), and Philpot Avenue (Franklin Street to Green Street); #2, another critical area is, behind the old Wal-Mart Building, south of Highland Avenue; #3, West Dallas Avenue; #4, Highland Avenue at Valley Creek Bridge (near Graystone Restaurant); #5, Second Avenue, and #6, Jerome Street (near CHAT Academy).

J. Resolution #R258-09/10 - Award of Bid on Water Avenue Streetscape Project to Frasier-Ousley Company. Mayor Evans stated that he would like to ask Ms. Charlotte Griffeth to come forward, and address the Council as it relates to Resolution #R258-09/10, Award of Bid on Water Avenue Streetscape Project to Frasier-Ousley Company. Ms. Griffeth addressed the Council and stated that Resolution #R258-09/10 addresses the Bids that were taken on the Water Avenue Streetscape Project, and that the Engineer for this Project is Mr. Ray Hogg, and asked that Mr. Hogg come forward to offer an explanation. Mr. Hogg addressed the Council and stated that we received Bids, and that Frasier-Ousley Construction Company was the low Bidder in the amount of \$654,740.00, for the Water Avenue Streetscape Project. During discussion, a motion was made by Councilwoman Newton, and seconded by Councilman Randolph, to approve Resolution #R258-09/10, Award of Bid on Water Avenue Streetscape Project to Frasier-Ousley Company in the amount of \$654,740.00 for construction, pending ALDOT approval, with the specifications provided by Hogg Engineering, via the Water Avenue Streetscape line item with \$400,000.00 in grant funds, approximately \$60,000.00 in Municipal Gas Tax Funds, \$100,000.00 in 2009-2010 City of Selma Grant Matching Funds, \$70,000.00 in 2010-2011 City of Selma Grant Matching Funds, and the remaining support from the Selma Water Works and Sewer Board. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

K. Resolution #R254-09/10 - Authorization to Amend Contract Agreement with Hogg Engineering Corporation. Mayor Evans asked Ms. Charlotte Griffeth to come forward, and address the Council as it relates to Resolution #R254-09/10, Authorization to Amend Contract Agreement with Hogg Engineering Corporation. Ms. Griffeth addressed the Council and asked that Mr. Hogg come forward to offer an explanation. Mr. Hogg addressed the Council and stated that he had to sub-contract that Project out, and additional funding is needed in the amount of \$15,359.00, to Amend the Contract Agreement with Hogg Engineering Corporation. During discussion, it was the consensus of the Council to Continue this Item over to the next Council Meeting.

L. Resolution #R259-09/10 - Resolution Adopting the Dallas County, Alabama Natural Hazard Mitigation Plan. Mayor Evans stated to Council that they should have within their packets a copy of Resolution #R259-09/10, Resolution Adopting the Dallas County, Alabama Natural Hazard Mitigation Plan. A motion was made by Councilman Bowie, and seconded by Councilwoman Newton, to approve Resolution #R259-09/10, Resolution Adopting the Dallas County, Alabama Natural Hazard Mitigation Plan. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

M. Update on Permissibility of Weapons On and At Voting Precincts. Mayor Evans stated to Council that what they should have within their packets is in response to a report that one of our Election Officials, during a Special Election last year, had a gun on site at the voting precinct. Mayor Evans further stated that as a result of research by Attorney Nunn, there is not a Law specific to this, but we are advocating that prior to the next Election, anyone who is going to be working at the Polls, as an Election Official, needs to be given the directive that while serving as a Election Official at one of our Polling Precincts, they can not bring any weapons on the site of a Voting Precinct, and if they should do so, there will be consequences.

N. Update on Video Streaming of City Council Meetings. Mayor Evans stated to Council that he spoke with Ms. Bessie Curtis earlier, as it relates to the Video Streaming of the Council Meeting, and as can be seen, it is clear as the "brightest day", and any individual who actually wants to see our Council Meetings, can go on-line and see our Council Meetings. Mayor Evans asked Ms. Curtis to come forward and address the Council as it relates to Video Streaming. Ms. Curtis came forward and addressed the Council, explaining to the Council, the process of Video Streaming.

O. Update on Request for Qualifications: IT Project Management Services. Mayor Evans stated to Council that they should have within their packets information as it relates to a Request for Qualifications (R.F.Q.), in reference to the Project Manager for the IT Projects. Ms. Curtis addressed the Council and stated that two (2) Vendors responded, as it relates to the Project Manager. Ms. Curtis also explained the requirements that were placed in the R.F.Q. President Williamson stated to Mayor Evans that they would wait until the Work Session, to discuss this further, if he is in agreement, and Mayor Evans concurred.

P. Property Demolition Procedures. Mayor Evans stated to Council that what they should have within their packets, for informational purposes, are procedures as to how properties are demolished, and the "Step by Step" process.

Q. Update on Farmers' Market Pavilion. Mayor Evans stated to Council that Councilwoman Newton and other Council Members had worked diligently on this Item. Councilwoman Newton passed out some information to the Council, and stated that Ms. Kathy Needham is still here in the event that the Council has any questions. Councilwoman Newton further stated, again, this is "Partnership" between the City, and the Strategic Alliance for Health Projects, to help provide locally grown, produce that is grown in Alabama, and that is nutritious to our Citizens. Councilwoman Newton stated that she is asking for some help from the Council of their Oil Lease Money, and that she is passing around a "Sign-Up" Sheet. Councilwoman Newton stated we committed to \$3,175.00; the cost is \$3,275.00 to upgrade the electrical

unit. Councilwoman Newton stated that she is asking for a generous donation from the Council Members, on behalf of the Project because she thinks it is an important Project. President Williamson stated he would contribute, and the form was circulated from him to the other Council Members. Councilwoman Newton stated that she appreciates whatever she can receive to help towards the Project.

R. Trash Trailer Schedules and Locations. Mayor Evans stated he wanted to remind the Citizens and Council Members that on this coming Friday, Saturday, and Sunday, our Trash Trailers will be in Ward 2 - August 13 - 16; and on next Friday, Saturday, and Sunday, the Trailers will be in Ward 1 - August 20 - 23.

S. Recruiting of Block Captains - Adopt-a-Block Neighborhood Clean-Up. Mayor Evans stated to Council and that there was a Clean-Up done by a Group in Ward 7, and he thinks Councilwoman Crenshaw was a part of that Clean-Up, and that he appreciates them. Mayor Evans further stated he still solicits help to clean our City, and the next City-Wide Clean-Up will be on Saturday, September 18th, and that the Army Group is coming on that day, as well, to help us clean up our City, to walk the streets and neighborhoods, to pick up trash and litter. Mayor Evans invited any group that would like to be a part of the City-Wide Clean-Up Day on Saturday, September 18th, to please join us. Mayor Evans stated that the "Army Group" who is coming to help us clean up our City, is not part of any type of Martial Law, for the record. Mayor Evans further stated to Council, if they have a targeted area that they would like to be addressed on that day, to please let it be known to him, so that he can make sure that they visit those areas on that day. Mayor Evans stated that he is still working on the recruitment of Block Captains for the Neighborhoods, and encourages Citizens to consider being a "Block Captain" for their Block. Mayor Evans stated that he did hear from one young lady who was interested in doing a "Block" Clean-Up, at some point later.

T. Reminder, and Announcements. Mayor Evans stated he would like to announce and advise the Council of the following:

(1) *Selma Youth Football Try-Outs - August 16th, at 7:30 a.m.*

(2) *Department Presentations - August 17th and 19th, 2010 - Performing Arts Center. Mayor Evans stated that Citizens are invited to come by, and receive Presentations from our Department Heads, in terms of what we do within the City, to make it a better place. Mayor Evans also invited the Council Members to come.*

(3) *City-Wide Clean-Up Day - September 18th - Mayor Evans again reminded the Council and Citizens again, of the City-Wide Clean-Up Day, on September 18th.*

PRESENTATION

RECOGNITION OF COUNCILMAN BENNY L. TUCKER

President Williamson stated to Councilman Bowie, that they would allow him to preside over the Presentation that they are going to make at this time. Councilman Bowie stated, speaking of the Voting Rights' Bill, we have a Hero among us, who is often "overlooked" and "forgotten", but Councilman Tucker was a Catalyst, and also a Pioneer on the Bridge; he is a Hero that made monumental "strides" for equality for Citizens to have the Right to Vote. Councilman Bowie asked Councilman Bowie's wife, Mrs. Johnnie Mae Tucker, to come in, and be a part of this Presentation. Councilman Benny L. Tucker was asked to come down front, to be presented an Award:

President Williamson stated to Councilman Tucker, that we have a Program in Honor of him, and the work that he has done in the Civil Rights Movement. Councilwoman Benjamin prepared to do a PowerPoint Presentation in Honor of Councilman Tucker, as it relates to Councilman (Reverend) Tucker being on the Bridge, and the role he played during the Civil Rights Movement.

Mayor Evans asked if he could say something on behalf of Councilman Tucker, and stated he did not know what the video is going to show, but that Councilman Tucker certainly was instrumental in working with the Civil Rights Movement during that time; that he was a student at Selma University at the time; a young "Educator" who got involved with the March, and "that's fact". Mayor Evans stated what they are about to see on video, which can also be seen on a picture, was Dr. Martin Luther King, Jr., Reverend Ralph Abernathy, and someone else kneeling and Praying, Councilman (Reverend) Tucker was standing "tall, on watch", trying to make sure that anyone who appeared and attempted to assassinate anyone, he was standing in place to take the bullet. Mayor Evans stated Councilman Tucker never sought attention to himself, and that among them sometimes, he briefly talked about what happened then, but he never goes out to get any publicity. Mayor Evans further stated Councilman Tucker made a difference during times, when they were the toughest times, when his own life could have been lost. Mayor Evans shook Councilman Tucker's hand, and stated to him, that he commends him and thanks him for what he did during the Civil Rights Movement, and also stated to his wife, Mrs. Johnnie Mae Tucker, that he thanked her for being a part of this, and knew

that she had been a "soldier", too! Mayor Evans further stated to Councilman Tucker that he deserves this Honor, and that it is something that is long overdue, and he applauds him for the sacrifice he made!

President Williamson asked Councilman Bowie to come down front, to be a part of the Presentation since he is Chairman of this Committee. President Williamson stated to Councilman Tucker that there are those who "make believe" that they are in a Movement, and then there are those, such as yourself, who are actually in the movement, and there are those who will desecrate a Sacred place, but by his actions, he made the Bridge a "Sacred place". President Williamson stated some people like to be loud and bring attention to themselves, but his actions speak louder than their loud words. President Williamson further stated to Councilman Tucker, that he possesses a spirit of humility; that he is a true Servant of God, and of his Fellowmen, and that he is a humble man, and a "Fellow Councilman", and that they are proud of him. President Williamson stated to Councilman Tucker that he is worthy to receive the "First Annual Dreamer's Award", because he has fulfilled the dream of an individual who judges people not by the color of their skin, but by the content of their character. President Williamson stated to Councilman Tucker, on behalf of Mayor Evans and the City Council, they present to him, *the Dreamer's Award, for his Courage, Determination, and Contribution, on August 10, 2010, and May God Bless Him*. Councilman Tucker was applauded, and received a Standing Ovation from everyone. Councilman Tucker received the Dreamer's Award, and stated he tries to treat everybody right, and sometimes he fails along the way. Councilman Tucker stated he was the first Black that integrated the Alabama National Guard here in this City, but that was taken away, and he did not say anything. Councilman Tucker stated he learned to love everybody; black and white because he knows that is the only way that you are going to get in. Councilman Tucker stated the Bridge played a great part in his life; he could have been dead but God kept him here; Councilman Tucker stated that those were dangerous times, and that was really "a tough Selma", but Selma has come a "long, long way" and we Thank God for that. Councilman Tucker stated that the way to have unity in this City must come from your heart, and if it is not in the heart, "you can dance all you want, and cry all you want, it will never be there; God has to produce that, and you have to make a change". Councilman Tucker stated that he wants to thank this Council, and the Mayor, for what they have given him today, that he was surprised about it all, including his wife being here. Councilman Tucker was received with another "round of applause"!

CITY ATTORNEY'S REPORT

A. **Resolution #R260-09/10 - Authority to Abate and Remove Weeds Declared as Public Nuisance (Weed Abatement, Phase 2)**. Attorney Nunn stated to Council that what they have before them is Resolution #R256-09/10, Authority to Abate and Remove Weeds Declared as Public Nuisance, Weed Abatement Phase 2. Attorney Nunn further stated that there are 19 properties listed, along with a listing of the Wards that the properties are located within. Attorney Nunn further stated they have been declared a public nuisance by the Council, and the property owners have failed to cut the weeds and grass within their property, and we did not receive any objection within the City Clerk's office. Attorney Nunn stated Resolution #R260-09/10 gives the Public Works Department authority to proceed in cutting the weeds and/or grass on the property. A motion was made by Councilman Bowie, and seconded by Councilman Randolph, to approve Resolution #R260-09/10, Authority to Abate and Remove Weeds Declared as Public Nuisance (Weed Abatement, Phase 2). A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

B. **Resolution #R261-09/10 - Resolution to Demolish Properties**. Attorney Nunn stated to Council that what they have before them is Resolution #R261-09/10, Resolution to Demolish Condemned Properties. Attorney Nunn further stated Resolution #R261-09/10 deals with dilapidated houses and unsafe structures; properties that have been classified as "dangerous buildings" and/or a "nuisance" under the Code of Ordinances of the City of Selma. Attorney Nunn stated this is the initial stage, which gives the Code Enforcement Office and the City Clerk's office, the authority to proceed with forwarding notices, via certified mail, notifying each property owner and further advising that said property owner has forty-five (45) days in which to rectify the condition of said property. A motion was made by Councilman Bowie, and seconded by Councilman Randolph, to approve Resolution #R261-09/10, Resolution to Demolish Condemned Properties. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

C. **Ordinance #O111-09/10 - Traffic Light/Traffic Violation Ordinance**. Attorney Nunn stated to Council that they should have before them Ordinance #O111-09/10, an Ordinance Allowing for Automated Photographic Enforcement of Traffic Control Device Violations, within the City of Selma. Attorney Nunn further stated if Council recalls, Ordinance #O111-09/10, Traffic Light/Traffic Violation Ordinance, was placed on 1st Reading, and that it states the penalties, enforcement and the procedures, for the traffic devices. Attorney Nunn stated that Mr. Graham is present at tonight's Council Meeting, and asked that he come forward, in the event the Council has any questions. Attorney Nunn stated said Ordinance #O111-09/10 is up for passage if the Council does not have any questions. A motion was made by Councilwoman Newton, and seconded by Councilwoman Keith, to approve Ordinance #O111-09/10, an Ordinance Allowing for Automated Photographic Enforcement of Traffic Control Device Violations. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

D. Resolution #R262-09/10 - Resolution to Establish American Traffic Systems as a Professional Service. A motion was made by Councilwoman Newton, and seconded by Councilman Tucker, to "Table" Resolution #R262-09/10, Resolution to Establish American Traffic Systems as a Professional Service, for further discussion at a later date. A roll call vote was taken and the motion passed with a majority vote of the Council Members present. There were four affirmative votes and three nay votes. President Williamson, Councilwoman Keith, and Councilman Randolph all cast a nay vote.

E. Resolution #R257-09/10 - Resolution to Appoint Election Officials. Attorney Nunn stated to Council to please be reminded that we do have a Special Election scheduled for Tuesday, September 28th of this year for Ward 1, designation at Memorial Stadium (East) and Old National Guard Armory (West), to elect a person for the vacant seat. Attorney Nunn further stated to Council that what they have before them is Resolution #R257-09/10, Resolution to Appoint Election Officials, and that there have not been any changes since the last time. Attorney Nunn further stated to Council that action can be taken at tonight's Meeting on said Resolution #R257-09/10, or that it can be carried over to the next Council Meeting, but that they would have to take action at the next Council Meeting, in order to be approved for the publication into the newspaper. A motion was made by Councilwoman Newton, and seconded by Councilman Bowie, to approve Resolution #R257-09/10, Resolution to Appoint Election Officials. A roll call vote was taken and the motion passed with a majority vote of the Council Members present. There were six affirmative votes and one nay vote. Councilman Randolph cast a nay vote. During roll call, Councilman Randolph stated his vote is "no" because he thinks that they are wasting City's money, and this Council has the authority to appoint anyone; that they have five votes up there already, and could save the City \$15,000.00 on one vote.

F. Special Municipal Election - Update. Attorney Nunn stated again please be reminded that we do have a Special Municipal Election on September 28, 2010, and that the last day for Candidates to qualify for the Ward 1 seat, is next Tuesday, August 17th, at 5:00 p.m. Attorney Nunn further stated to Council that we are still awaiting a response from the Justice Department, and that they are still working on the documents, and we will continue to proceed, as they have not given us any reason not to. Attorney Nunn stated the printing of the ballots is also scheduled to begin next week, and everything is scheduled for that date of September 28th.

G. Request to Vacate Alley by Ms. Barbara Jean Hunter, Resident of 2309 N. Lauderdale Street. Attorney Nunn stated to Council that what they have before them is information as it relates to Ms. Barbara Jean Hunter, who resides at 2309 N. Lauderdale Street and 2311 N. Lauderdale Street. Attorney Nunn further stated as they know, we can vacate alleys and streets, etc., but it is somewhat expensive. Attorney Nunn stated he forwarded a letter as it relates to this matter to President Williamson prior to the Council Meeting. President Williamson asked Councilwoman Benjamin to look into this situation, and bring back a report to the Council during the next Work Session.

H. Ordinance #O112-09/10 - Smoking Ordinance Amendment. Attorney Nunn stated to Council that they should have before them Ordinance #O112-09/10, Smoking Ordinance Amendment, which is being sponsored by Councilwoman Keith, who wanted to prohibit smoking in other places here in the City of Selma; for example, sports pavilions, parks, playgrounds, trails, bike trails, sport complexes, stadiums, gymnasiums, health spas, boxing arenas, swimming pools, roller and ice skating rinks, bowling alley, amphitheater, and other similar places where members of the general public assemble. Attorney Nunn stated he is asking for Council's consideration and approval to place said Ordinance #O112-09/10, on 1st Reading. A motion was made by Councilman Bowie, and seconded by Councilwoman Benjamin, to place Ordinance #O112-09/10, Smoking Ordinance Amendment, on 1st Reading.

I. Jerome Griffin v. City of Selma - Case Dismissal. Attorney Nunn stated to Council that the case of Jerome Griffin v. City of Selma was *Dismissed*, on a favorable Judgment for the City of Selma, by Judge Jack Meigs, bringing a Summary Judgment in favor of the City of Selma, to have the case *Dismissed*. Attorney Nunn further stated there is still an appeal process in which the Plaintiff may appeal the case, but at this time, the case has been *Dismissed*.

BUSINESS ITEMS:

I. NOISE ORDINANCE

President Williamson stated that this Item has already been discussed, and that 24 citations were issued.

II. WARD 4 STREETS, CURBS AND GUTTERS REPORT

Councilwoman Benjamin stated that the work has been started in the Columbus, Agee, Montague, Church and Dawson areas, and the ditches will be taken care of next week, according to the Public Works Department. Councilwoman Benjamin also stated that 1819 Marie Foster Street is in Weed Abatement, and

asked Mayor Evans to add 1815 Marie Foster Street to that list, as well. Councilwoman Benjamin informed Mayor Evans that North Lauderdale Street still has not been cut, referring to the Email that she forwarded to him from a Citizen, making the Complaint.

President Williamson asked Councilwoman Benjamin if there was anything that she would like to report on as it relates to her Cousin who is still missing. Councilwoman Benjamin stated that they had gotten some information, and that her Family went out on yesterday, and on today, and that she did not want to call the name of the City, but that it has been called already. Councilwoman Benjamin stated that this has been the most "promising" lead within the last month, and that they are working on that, and will continue to, and asked that we all Pray for her, as well as, her Family. President Williamson stated we certainly will continue to Pray for her Family.

STANDING COMMITTEE REPORTS

RECREATION COMMITTEE - Councilwoman Monica Newton, Chairman

No Report.

ADMINISTRATIVE COMMITTEE - Councilman Corey Bowie, Chairman

No Report.

PUBLIC SAFETY COMMITTEE - Councilman Samuel Randolph, Chairman

No Report.

COMMUNITY DEVELOPMENT COMMITTEE - Councilwoman Susan Keith, Chairperson

No Report.

PUBLIC WORKS/GENERAL SERVICES COMMITTEE - Councilwoman Susan Keith, Chairperson

Councilwoman Keith made a report.

CHILDREN AND FAMILIES - Councilwoman Angela Benjamin, Chairperson

Councilwoman Benjamin made a report.

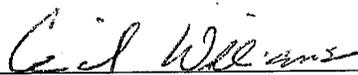
SELMA-DALLAS YOUTH AMBASSADORS - Councilman Corey Bowie, Chairperson

Councilman Bowie made a report.

CLOSING REMARKS BY EACH COUNCIL MEMBER.

ADJOURNMENT

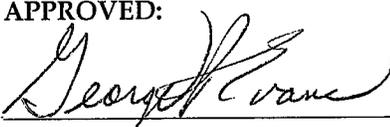
There being no further business to come before the Council, a motion was made by Councilwoman Keith, and seconded by Councilwoman Benjamin, to adjourn, and by unanimous consent of the Council, this meeting adjourned at 8:45 p.m.


DR. CECIL WILLIAMSON, *Council President*

ATTEST:


I.V.S. HARRISON, *City Clerk*

APPROVED:


GEORGE PATRICK EVANS, *Mayor*