

**SPECIAL CALLED COUNCIL MEETING
CITY OF COLUMBIANA, ALABAMA
August 9, 2022**

The City Council of the City of Columbiana, Alabama met in a Special Called Session in the Council Chambers of Columbiana City Hall at 6:00 p.m. on Tuesday, August 9, 2022. Mayor David Mitchell called the meeting to order and asked City Clerk, Charlene Tucker, to call roll after the invocation and pledge.

Present:

Council Member Karen Lilly
Council Member Vickie Mizzell
Council Member Ricky Ruston
Council Member Kim King
Council Member Ashley Phillips
Mayor David Mitchell

Absent:

None

The Mayor declared that a quorum was present.

Mayor Mitchell introduced:

**RESOLUTION 08-22-02
RESOLUTION AUTHORIZING RETIREES ONE-TIME LUMP SUM PAYMENT**

BE IT RESOLVED that the City of Columbiana, through its governing authority, elects to come under the provisions of Section 2 of Act 229 of the Regular Session of the 2022 Legislature.

The City of Columbiana agrees to provide all funds necessary to the Employees' Retirement System to cover the cost of the one-time lump sum payment as provided for by this Act for those eligible retirees and beneficiaries of deceased retirees of the City of Columbiana with the aforementioned lump sum payment being paid in October 2022.

THEREUPON Council Member Mizzell moved and Council Member Phillips seconded the motion that said resolution be given roll call vote, and said resolution passed by vote of all members of the Council, and the Mayor declared the same passed.

Results of the roll call vote:

	Yea:	Nay:
Council Member Karen Lilly	<u> X </u>	<u> </u>
Council Member Vicky Mizzell	<u> X </u>	<u> </u>
Council Member Rickey Ruston	<u> X </u>	<u> </u>
Council Member Kim King	<u> X </u>	<u> </u>
Council Member Ashley Phillips	<u> X </u>	<u> </u>
Mayor David Mitchell	<u> X </u>	<u> </u>

Mayor Mitchell introduced:

**RESOLUTION 08-22-03
RESOLUTION TO PROVIDE TIER I BENEFITS
TO TIER II PLAN MEMBERS**

WHEREAS, under the provisions of Act 2022-348, employers who participate in the Employees' Retirement System pursuant to *Alabama Code 36-27-6* may elect to provide Tier I retirement benefits to Tier II plan members, and

WHEREAS, the City of Columbiana participates in the Employees' Retirement System pursuant to *Alabama Code 36-27-6* and wishes to improve retirement benefits for its Tier II plan members;

NOW, THEREFORE, BE IT RESOLVED by the City of Columbiana, that the City of Columbiana elects to provide Tier I benefits to its Tier II plan members, subject to approval by the Employees' Retirement System Board of Control; that, if approved, such election shall be effective the following fiscal year and is irrevocable.

BE IT FURTHER RESOLVED that the City of Columbiana has reviewed the actuarial cost estimates provided by the Employees' Retirement System for such election and agrees to pay any resulting increases in the employer contribution rate.

BE IT FURTHER RESOLVED that beginning in the month that such election is effective, the City of Columbiana's Tier II plan members shall contribute 7.5% of their earnable compensation to the Employees' Retirement System and the City of Columbiana's Tier II plan members who are firefighters or law enforcement officers, as defined by *Alabama Code 36-27-59(a)*, shall contribute 8.5% of their earnable compensation to the Employees' Retirement System, as required by Act 2022-348.

BE IT FURTHER RESOLVED that the City of Columbiana has not increased the member contribution rates for its Tier I members as provided by Act 2011-676 and, as required by *Alabama Code 36-27-6.5*, the City of Columbiana has submitted to the Employees' Retirement System a plan to increase such rates.

THEREUPON Council Member King moved and Council Member Mizzell seconded the motion that said resolution be given roll call vote, and said resolution passed by vote of all members of the Council, and the Mayor declared the same passed.

Results of the roll call vote:

	Yea:	Nay:
Council Member Karen Lilly	<u> X </u>	<u> </u>
Council Member Vicky Mizzell	<u> X </u>	<u> </u>
Council Member Rickey Ruston	<u> X </u>	<u> </u>
Council Member Kim King	<u> X </u>	<u> </u>
Council Member Ashley Phillips	<u> X </u>	<u> </u>
Mayor David Mitchell	<u> X </u>	<u> </u>

Mayor Mitchell introduced:

RESOLUTION 08-22-04
RESOLUTION AUTHORIZING CONVERSION OF UNUSED
SICK LEAVE TO RETIREMENT SERVICE CREDIT

BE IT RESOLVED by the City Council of the City of Columbiana that the City of Columbiana elects to come under the provisions of §36-26-36.1, Code of Alabama 1975, authorizing conversion of unused sick leave to retirement service credit.

BE IT FURTHER RESOLVED that by electing to come under the provisions of §36-26-36.1, the City of Columbiana agrees to assume the cost of benefits provided by said Act with regards to its employees who are members of the Employees' Retirement System of Alabama.

BE IT FURTHER RESOLVED that the provisions of §36-26-36.1 shall become effective on the date of the adoption of said Resolution.

THEREUPON Council Member Phillips moved and Council Member Lilly seconded the motion that said resolution be given roll call vote, and said resolution passed by vote of all members of the Council, and the Mayor declared the same passed.

Results of the roll call vote:

	Yea:	Nay:
Council Member Karen Lilly	<u> X </u>	<u> </u>
Council Member Vicky Mizzell	<u> X </u>	<u> </u>
Council Member Rickey Ruston	<u> X </u>	<u> </u>
Council Member Kim King	<u> X </u>	<u> </u>
Council Member Ashley Phillips	<u> X </u>	<u> </u>
Mayor David Mitchell	<u> X </u>	<u> </u>

Mayor Mitchell introduced:

RESOLUTION 08-22-05
AUTHORIZING THE APPLICATION AND ACCEPTING THE AWARD OF A GRANT
AND LOAN FROM THE ALABAMA DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT (ADEM)

WHEREAS, the Columbiana Waste Water Department has applied for combination grant and loan funding through the Alabama Department of Environmental Management (ADEM) to upgrade the Waste Water Treatment Plan, and

WHEREAS, the total grant/loan package is \$5,525,000.00. 50% of this amount (\$2,762,500.00) is a grant from ADEM using American Rescue Plan Act (ARPA) funding and the remaining 50% (\$2,762,500.00) is a City match financed by a twenty (20) year loan from the State Revolving Fund (SRF) at a fixed rate of 1.99%. The SRF requires a \$11,000.00 loan processing fee.

NOW, THEREFORE, BE IT RESOLVED that it is the intent of Columbiana City Council to authorize acceptance of the ADEM Grant and Loan Package and;

BE IT FURTHER RESOLVED, that upon the completion of the execution of the contract by all parties, that a copy of such agreement be kept on file by the City Clerk.

THEREUPON Council Member King moved and Council Member Phillips seconded the motion that said resolution be given vote, and said resolution passed by roll call vote of all members of the Council present, and the Mayor declared the same passed.

	Yea	Nay		Yea	Nay
Council Member Lilly	<u> X </u>	<u> </u>	Council Member King	<u> X </u>	<u> </u>
Council Member Mizzell	<u> X </u>	<u> </u>	Council Member Phillips	<u> X </u>	<u> </u>
Council Member Ruston	<u> X </u>	<u> </u>	Mayor David Mitchell	<u> X </u>	<u> </u>

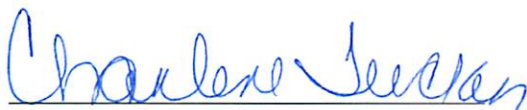
Public Comments

Sasha Johns discussed Art on Main, which is scheduled for April 29, 2023. Main Street will be closed but Main Street is working with Main Street businesses on this.

Jeff Bowers thanked Council for the retirement tier conversion approval. This will help with his department's recruitment and retention of employees.

The Mayor asked for Council to go into an executive session to discuss a personnel issue. Council Member Mizzell made a motion and Council Member Ruston seconded the motion to go into executive session. Council went into executive session at 6:33 and came back at 7:01 and returned to the special called council meeting.

There being no further business, Council Member King moved that the meeting be adjourned which was seconded by Council Member Ruston. The motion passed by vote of all members of the Council present. Mayor Mitchell declared the meeting adjourned at 7:01 p.m.


Charlene Tucker, City Clerk


David Mitchell, Mayor

