

**REGULAR COUNCIL MEETING
CITY OF COLUMBIANA, ALABAMA
September 20, 2022**

The City Council of the City of Columbiana, Alabama met in a Regular Session in the Council Chambers of Columbiana City Hall at 6:00 p.m. on Tuesday, September 20, 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 Ashley Phillips
Mayor David Mitchell

Absent:

Council Member Kim King

The Mayor declared that a quorum was present.

Consent Agenda

- A. Approval of Minutes 9-6-22 Regular Council Meeting
- B. Approval of Minutes 9-13-22 Council Work Session

There being no changes or amendments to the minutes, the Mayor declared the minutes approved.

Department Head Reports

Police – Sasha Knighten reported the following:

- Currently two on the job injuries.
- We are currently on course with our 2022 budget.
- Fully Staffed.
- New vehicle is here be on the road soon.
- All equipment is in good shape.
- Department training continues.
- Public safety award Corporal Rittenhouse is nominated for Officer of the year. On Jan 6th she responded to a house fire on Magenta Lane once on scene she discovered an elderly female who was bedridden still inside. Corporal Rittenhouse entered the house found the female in a smoke filled room. Rittenhouse used bed sheets to remove the female from the house and to safety.
- Please be aware of school traffic

Administration – Charlene Tucker reported the following:

- No reports of safety issues.
- YTD revenue and expenses are on track.
- Fully staffed with three full time employees and one part time employee.

- No repairs are needed on City Hall at this time.
- Training is up to date.
- FY 2022 year end will close in October.
- City Clerk has clerk training October 19-21.

Court – Mike Atchison reported the following:

- Court attendance continues to track higher since the first of the year.
- Lisa and Terri are going to Perdido Key Resort for Continuing Education and Graduation ceremonies for completion of Magistrate training, September 21-25, 2022
- Judge Atchison and Prosecutor Simmons will be attending the Fall Municipal Law Conference at The Lodge at Gulf Shores September 22-24, 2022
- Court was September 13, and the next court will be held on September 27, 2022 at 2:00pm.

Public Works – Allen Reynolds reported the following:

- No injuries during this fiscal year.
- At this time our current budget is on track.
- We have hired 2 employees.
- We are in need of two ¾ ton pick-up trucks long wheelbase for the sanitation department.
- Some of our equipment is in need of replacement and some are in need of repairs.
- We have monthly training meetings.
- We are in desperate need of a shop and office building to work on equipment.

Board Reports

Planning and Zoning's next meeting is the second Thursday in October.

Recreation Board will be working on the dugouts at Bolton Field next fiscal year. Fall sports start next week.

Water Board met with the developer about the water line on Highway 70 for Springs Crossing. They passed their fiscal year 2023 budget and are still changing out meters.

David Nolen's term is up on the Columbiana Housing Authority. Mayor Mitchell made a motion to re-appoint David Nolen and Council Member Ruston seconded. There was a unanimous vote of all council members present to re-appoint David Nolen to the Columbiana Housing Authority. His term will expire on October 1, 2027.

Beautification Board will host the Midnight Café on October 8 from 2-4 pm. Tickets are available for \$10. This is a fall festival event for children. They are also having a work day on October 2 at 1:00 to redo the planters and decorate for fall.

Mayor Mitchell introduced:

ORDINANCE 10-22-01

**AN ORDINANCE APPROVING THE SALE OF
CITY PROPERTY TO RICHARD HARMON**

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

Section 1. It is hereby established and declared that the following real property of the City of Columbiana, Alabama, is no longer needed for public or municipal purposes, to-wit:

111 Alabama Avenue, Columbiana, Alabama.

Parcel #21 7 25 2 202 022.000

A lot in the Town of Columbiana, Alabama, being a part of the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25, Township 21, Range 1 West, and more particularly described as follows: Commencing at the NW corner of Section 25, Township 21 South, Range 1 West; thence South 2 degrees 49 minutes East along Section line a distance of 2234.0 feet to the point of beginning of lot herein described; thence North 84 degrees 40 minutes East along South property line of Purser Miles, a distance of 215.45 feet to a point; thence South 6 degrees 43 minutes East a distance of 393.93 feet to a point on the North bank of a branch; thence South 85 degrees 42 minutes West along the North bank of said branch, a distance of 242.12 feet to a point on the West boundary of said Section 25; thence North 2 degrees 49 minutes West along said West boundary of Section 25, a distance of 390.11 feet to point of beginning, together with the right of ingress, egress and regress to grantees herein, their heirs and assigns, through and over an alley 15 feet wide, which said alley is described as follows: Beginning at the NW corner of the hereinabove described property and running North 84 degrees 40 minutes East 15 feet; thence North 2 degrees 49 minutes East to the South margin of Mildred Street; thence Westerly along the South margin of Mildred Street 15 feet to the West boundary of said Section 25; thence South 2 degrees 49 minutes East along said Section line to the point of beginning. Situated in Shelby County, Alabama.

Subject to restrictions, easements and rights of way of record, if any.

Section 2. Pursuant to the authority granted by Section 11-47-20, 1975 Code of Alabama, the mayor and the city clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Columbiana, Alabama, a warranty deed, a copy of which is on file in the office of the city clerk, whereby the City of Columbiana, Alabama, does convey the premises described in Section 1, hereof to Richard Harmon for and in consideration of the sum of forty-eight thousand dollars (\$48,000.00).

Section 3. This Ordinance shall become effective upon its passage and publication or posting as required by law.

Council Member Phillips made a motion to suspend the rules and adopt the ordinance at the first reading, which was seconded by Council Member Lilly. The vote to suspend the rules was as follows: Council Member Lilly – No, Council Member Mizzell – No, Council Member Ruston – Yes, Council Member Phillips – Yes and Mayor Mitchell – Yes. The vote was not unanimous, therefore, the rules will not be suspended to adopt the ordinance at the first ready.

Mayor Mitchell made a motion for the ordinance to be given vote, but there was no second, so the motion dies for lack of second.

Mayor Mitchell introduced:

**RESOLUTION 09-22-02
RESOLUTION ADOPTING THE 2023 FISCAL YEAR BUDGET**

WHEREAS, the Columbiana City Council has been presented the 2023 Fiscal Year budget and has had the opportunity to review it prior to this council meeting; and

WHEREAS, it is the responsibility of the City Council to approve a budget that is consistent with the revenue and expenditures reflecting their priorities for the City of Columbiana,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Columbiana that the City Council hereby adopts the Fiscal Year 2023 budget to include projected revenues of \$14,147,900.00 and projected expenditures of \$12,833,727.00 leaving a budget surplus of \$1,314,173.00 for the fiscal year beginning October 1, 2022, and authorizes expenditures consistent with the budget by the designated departments at the approval of the department head, and charges the City Clerk/Treasurer to monitor the budget to insure that each department remains compliant with their approved budget and to provide updates to the Mayor and subsequently to the Council as is necessary.

BE IT FURTHER RESOLVED, that any expenditure not in keeping with the budget as adopted by the City Council, be presented to the Council for consideration, and upon approval, result in the amendment of the current budget to maintain a net budget surplus.

THEREUPON Council Member Mizzell moved and Council Member Ruston seconded the motion that said resolution be given a roll call vote, and the results were as follows:

	Yea	Nay		Yea	Nay
Council Member Lilly	<u> X </u>	<u> </u>	Council Member King	<u>absent</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 Mitchell	<u> X </u>	<u> </u>

Mayor Mitchell introduced:

**RESOLUTION 09-22-03
AWARD OF BID – 2022 PAVING PROJECT**

WHEREAS the City of Columbiana advertised for the 2022 paving project and received three qualified bids for said project, and

WHEREAS the low bidder for the project was Central Alabama Asphalt and Construction Co, LLC.

BE IT RESOLVED that the City Council of the City of Columbiana, Alabama hereby awards the low bid in the amount of \$505,488.00 to Central Alabama Asphalt and Construction Co, LLC for the 2022 paving project in accordance with the bid documents and specifications submitted and opened at 3:00 P.M, September 7, 2022. The project is a unit price contract and therefore the final project cost shall fluctuate with the as built quantities. Additionally, the liquid asphalt follows the Alabama Asphalt Index which will affect the final asphalt costs.

The Mayor is hereby authorized to sign the contract for services pursuant to the specifications of the bid.

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 Ruston moved and Council Member Lilly seconded the motion that said resolution be given a roll call vote, and said resolution passed by majority vote of all members of the Council, and the Mayor declared the same passed. Results of the vote are as follows:

	Yea	Nay		Yea	Nay
Council Member Lilly	<u> X </u>	<u> </u>	Council Member King	<u>absent</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 Mitchell	<u> X </u>	<u> </u>

Mayor Mitchell introduced:

RESOLUTION 09-22-04
**RESOLUTION FOR ABC LICENSE FOR THE CITY OF COLUMBIANA
D/B/A DISCOVER SHELBY FEST**

WHEREAS, the City of Columbiana has received an application from **THE CITY OF COLUMBIANA D/B/A DISCOVER SHELBY FEST**, through the Alcoholic Beverage Control Board requesting a 250 – Wine Festival Alcohol License Application; and

WHEREAS, the City of Columbiana recognizes that this business has complied with the requirements of the State of Alabama to obtain such licenses;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Columbiana that the City Council of the City of Columbiana does hereby grant the request and charge the City Clerk with providing a letter to the Alcoholic Beverage Control Board indicating their approval of the license request.

THEREUPON Council Member Ruston 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>	___
Council Member Vicky Mizzell	<u>X</u>	___
Council Member Rickey Ruston	<u>X</u>	___
Council Member Kim King	<u>absent</u>	___
Council Member Ashley Phillips	<u>X</u>	___
Mayor David Mitchell	<u>X</u>	___

Mayor Mitchell introduced:

RESOLUTION 09-22-05
RESOLUTION FOR THE CLEAN WATER STATE REVOLVING FUND
(CWSRF) LOAN APPLICATION

WHEREAS, the City of Columbiana herein called the “Applicant”, after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that the construction of certain works required for the treatment of wastewater and/or stormwater is desirable and in the public interest, and to that end it is necessary that action necessary for the construction of wastewater treatment and/or transport facilities be taken immediately; and

WHEREAS, under Code of Alabama 1975 §§ 22-34-1 et seq., and the regulations promulgated thereunder in ADEM Administrative Code Chapter 335-11-1, the State of Alabama, has authorized the making of loans to aid in financing the cost of construction of necessary wastewater treatment and transport works to prevent the discharge of untreated or inadequately treated effluent into any waters;

NOW THEREFORE BE IT RESOLVED by the City of Columbiana the governing body of said Applicant, as follows:

1. That the Mayor is hereby authorized to file in behalf of the Applicant an application for a loan to be made by the Alabama Water Pollution Control Authority;
2. That the Mayor is hereby designated as the Authorized Representative of the Applicant for the purpose of furnishing to the Alabama Department of Environmental Management (ADEM) such information, data and documents pertaining to the application for a CWSRF loan from the Authority as may be required; and otherwise to act as Authorized Representative of the Applicant in connection with this application.
3. That certified copies of this resolution be included as a part of the application to be submitted to the Department for a loan.

THEREUPON Council Member Ruston moved and Council Member Phillips seconded the motion that said resolution be given a roll call vote, and the results were as follows:

	Yea	Nay		Yea	Nay
Council Member Lilly	<u>X</u>	___	Council Member King	<u>absent</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 Mitchell	<u> X </u>	<u> </u>

Proclamation Declaring September 30, 2022 as NICU Awareness Day

WHEREAS, half million babies are admitted to the neonatal intensive care unit every year; and

WHEREAS, families of NICU babies struggle to find resources, support and education; and

WHEREAS, funding for research into the causes of a NICU stay as well as the holistic care of NICU families is vital; and

WHEREAS, NICU Awareness Day provides an opportunity for families whose lives have been affected by NICU to share their story, to honor dedicated health professionals and to meet others and know they are not alone; and

WHEREAS, the establishment of NICU Awareness Month will also provide visibility to research that improves the quality of life for NICU babies and their parents.

NOW THEREFORE, I, David Mitchell, Mayor of the City of Columbiana, Alabama do hereby proclaim September 30, 2022 as NICU Awareness Day in Columbiana, Alabama.

Discussion – Other City Business

Council Member Lilly announced that the new Library Director, Jennifer Combs, starts September 27.

Mayor's Report

- September 15 – Met with The Shelby County Chamber strategic consultant.
- September 15 – Had a call regarding St. Vincent's satellite emergency department, which will be off of I-65 at the tank farms exit.
- September 29 – Meeting with ALDOT Director John Cooper about speed limits and the need for an additional red light.


Announcements


- October 1 - Discover Shelby Wine Fest at Old Mill Square Park
- October 8 – Beautification Board Midnight Café
- October 22 – Main Street Farm to Table
- October 31 – Monster Walk

Public Comments

None

There being no further business, Council Member Ruston moved that the meeting be adjourned which was seconded by Council Member Lilly. The motion passed by vote of all members of the Council present. Mayor Mitchell declared the meeting adjourned at 6:49 p.m.


Charlene Tucker, City Clerk


David Mitchell, Mayor

