

**MINUTES OF THE
SELMA CITY COUNCIL
DECEMBER 14, 2010
5:00 P.M.**

Call to Order

Invocation: Reverend Rodney Morton, Pastor
Tabernacle Baptist Church

Pledge of Allegiance

The Selma City Council met in a regular session in the Council Chambers of City Hall on Tuesday, December 14, 2010 at 5:00 p.m.

ROLL CALL

The following members were present during roll call: Council President Dr. Cecil Williamson and Council Members Councilman Thomas Atchison, Councilwoman Susan Keith, Councilwoman Angela Benjamin, 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. Councilman Samuel Randolph was absent during roll call, but arrived at 5:12 p.m. Councilwoman Dr. Monica Newton was absent during roll call, but arrived at 5:16 p.m. Councilwoman Bennie R. Crenshaw was absent from the Council Meeting. Councilman Benny L. Tucker was absent from the Council Meeting. Prayers and Condolences were extended to Councilman Tucker and his Family during their hour of Bereavement, in the loss of Councilman Tucker's Sister, and also Prayers were extended to Councilman Tucker's wife, who is in I.C.U. at this time. Mayor Evans also stated that the Funeral for Councilman Tucker's Sister will be this Saturday, in Anniston, Alabama. Again, we will keep him in our Prayers.

APPROVAL OF AGENDA

President Williamson asked for the approval of the agenda items. A motion was made by Councilman Bowie, and seconded by Councilman Atchison, to approve the agenda items as written. An amended motion was made by Councilwoman Keith, and seconded by President Williamson, to allow Dr. Ellen Carter to come and speak under "Citizens' Requests". 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 November 23, 2010 regular meeting minutes. A motion was made by Councilwoman Keith, and seconded by Councilman Atchison, to approve the minutes of November 23, 2010. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

CITIZENS' REQUESTS

Ms. Antanique Tubbs
Re: People-To-People Student Ambassador Program

Ms. Annette McMillian
Re: Access to J. L. Chestnut, Jr. Boulevard
(President Williamson stated that he was placing this matter into the hands of the Public Safety Committee, for a response to be given to Ms. McMillian.)

Ms. Tysheika Thompson
Re: Introduction of the Mayor's Youth Council

Judge Maggie Drake-Peterson
Re: 148th Selma-Dallas Emancipation Proclamation Observance

Mrs. Maggie Daves
Re: Two Ideas on How to Share the Christmas Spirit - "Silver Bells" for Senior Citizens

Dr. Ellen Carter (Dr. Freij)
Re: Waiver of Building Usage Fee - Christmas Concert (*Performing Arts Center*)
Dr. Freij stated he was before the Council, seeking approval from the Council for the fee to be waived at the Performing Arts Center, for the "Christmas Concert", to be held on Saturday, December 18th, from 10:00 a.m. until 12:00 noon. A motion was made by Councilwoman Keith, and seconded by Councilwoman Benjamin, to waive the Building Usage Fee at the Performing Arts Center, to allow for the "Christmas Concert", on Saturday, December 18th, from 10:00 a.m. until 12:00 noon. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

MAYOR'S REPORT

PRESENTATIONS AND RECOGNITIONS

2ND ANNUAL WARD 4 BUTTERFLY AWARD:

PRESENTED BY COUNCILWOMAN BENJAMIN TO MRS. RACHEL FARMER
IN APPRECIATION OF HER SERVICE

AWARD TO SELMA DIGITAL OPPORTUNITY AND SWEARING-IN OF NEW AMERICORPS MEMBERS

TAMEKA BRYANT, SHERREKKA CANTY, EMILY CLEVELAND, SONYA EFFINGER, JEREMY FORTUNE, JESSICA GARRETT, JARVIS GREENE, RODNICKA HILLS, TRENHOLM HOPE, CRISTA KENNEDY, EMMANUEL MOORE, MARK MYLES, MARY NICHOLS, ERIKA POWELL, HATTIE PULLOM, DARON REUBIN, PATRICIA ROBINSON, AMBER ANDERSON-SCOTT, JACQUELINE SMILEY, ROSA SMITH, MICHAEL STRONG, SIERRA STRONG, DERRICK STUBBS, JAKIRA WALKER, LORRAINE WALKER, AND DERAILED YOUNG

RECOGNITION OF MR. BRENT HARRIS FOR DONATING CITY HALL CRISTMAS DECORATIONS

MS. YASMIN MCKINNEY ON FUNDRAISING FOR THE BROWN Y.M.C.A.

A. Monthly Financial Report - November, 2010. Mayor Evans stated to Council that they should have within their information a copy of the Monthly Financial Report for the Month of November, 2010. Mayor Evans stated that we did have an increase in revenue this month, with a variance of \$22,648.57, in comparison to previous months. President Williamson stated, as was already indicated by Mayor Evans, usually we have a "loss", but this November was better than last November by \$22,000.00, which is encouraging and means that people spent more money in Selma, and that we encourage people to do that. President Williamson further stated for the first two months in this Fiscal Year, we are actually \$16,000.00 ahead in revenue, than last year, and we are thankful for that. President Williamson stated, even better, the lodging tax is also up \$17,000.00, compared to last October and November, which is a little encouraging financial news for the City, and again, we are thankful for it. Mayor Evans encouraged everybody to do whatever they can do to help our sales tax collections in Selma.

B. Police Report - November, 2010. Mayor Evans stated to Council that they should each have before them a copy of the Police Report, and also, as can be seen, incidents are reported by Ward now, as a result of the new software that is in place, which also lists the address where the incident occurred. Mayor Evans further stated this is just another "piece of the pie" of the progress that is taking place in our City. President Williamson also stated, even though we may think otherwise, according to this report, crime is actually down in the City. Mayor Evans concurred with President Williamson's comments, and stated even though we have that type of crime in our City, we are no worse off than anywhere else. Mayor Evans further stated that he recognizes the fact that they do not want any crime, and that he does not want any crime in our City either, but he feels that our Police Department is doing a good job, and our Police Officers are working hard to get a "handle" on crime in our City.

C. Code Enforcement Report - November, 2010. Mayor Evans stated to Council that they should each have before them a copy of the Code Enforcement Report. Mayor Evans further stated the report reflects houses that have been demolished, and grass that has been cut in different areas in our City. Councilwoman Benjamin stated to Mayor Evans that they have a lot of Requests for PW to Remove, and asked if they can get an update as to whether they have been removed or not, and Mayor Evans stated that he would get an update to her. Councilwoman Newton stated to Mayor Evans that this month for some reason they omitted the section on Dilapidated Properties, and asked for an update, particularly on the 707 Church Street, the burned property, and Mayor Evans stated that he would get something in writing to her this week, as it relates to that.

D. Resolution #R146-10/11 - Award of Contract for Renovations to Memorial Stadium to Frasier-Ousley Construction and Engineering, Incorporated (Bond Project). Mayor Evans stated to Council that Mr. Keith Ross and Mr. Glen Chapman are here from Mr. Walter McKee's office, to address the Council as it relates to the renovations to Memorial Stadium. Mayor Evans asked that we would keep Mr. Walter McKee, who lost his Wife on yesterday, in our Prayers. Mayor Evans stated to Council that they should have within their packet of information Resolution #R146-10/11, Award of Contract for Renovations to Memorial Stadium to Frasier-Ousley Construction and Engineering, Incorporated. Mayor Evans further stated that the only problem we have is that we did not have enough funds to construct a new Marina at this time, but it is his recommendation to the Council to approve said Resolution #R146-10/11. Mayor Evans asked Mr. Ross and Mr. Chapman to come forward, and address the Council, as it relates to this Project. Mr. Chapman addressed the Council and stated that they should have before them a copy of the Bid Tabulation Sheet for the Renovations and Repairs to Memorial Stadium, and that it is their recommendation to award the contract to Frasier-Ousley Construction and Engineering, Incorporated, who was the low bidder, in the amount of \$610,560.00. Mr. Ross stated that the Project is set to begin as soon after the Contract is signed, and should be completed by April 1, 2011, and that if it is not completed by then, there will be a \$100.00 per day penalty, until completed. During discussion, a motion was made by Councilwoman Newton, and seconded by Councilman Randolph, to approve Resolution #R146-10/11, Award of Contract for Renovations to Memorial Stadium to Frasier-Ousley Construction and Engineering, Incorporated, in the amount of \$610,560.00. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present. President Williamson stated to Mr. Ross and Mr. Chapman, that Mayor Evans, City Council and the City have had a long relationship with Mr. McKee, and asked that they extend our Sympathy to him.

E. Resolution #R147-10/11 - Award of Contract for Road Improvements for the Griffin Avenue Area and the Alamo Group (Bush Hog) to Smitherman Brothers Construction, Incorporated. Mayor Evans stated to Council that Mr. Josh Pierce, P.E., of Goodwyn, Mills and Cawood is here to address the Council as it relates to the road improvements for the Griffin Avenue Area and the Alamo Group (Bush Hog). Mayor Evans further stated as they know this has been a Project that we have really been working on. Mayor Evans stated to Council that they should have within their packet of information relative to the Bid that was opened, along with a copy of Resolution #R147-10/11, Award of Contract for Road Improvements for the Griffin Avenue Area and the Alamo Group (Bush Hog) to Smitherman Brothers Construction, Incorporated. Mayor Evans stated it is his recommendation to the Council to approve said Resolution #R147-10/11. Mayor Evans asked Mr. Pierce to come forward, and address the Council, as it relates to this Project. Mr. Pierce addressed the Council and stated that they have a recommendation of an award package which was put together, and that it is their recommendation to award the contract to Smitherman Brothers Construction, Incorporated, who was the low bidder, in the amount of \$154,323.00. Mr. Pierce further stated the only other component of the project is negotiating with Norfolk Southern Railroad Company, as it relates to the crossing, and that they are awaiting an estimate of the cost, but that he anticipates it to be a low budgeted ultimate. Mr. Pierce stated that the street construction would proceed to the Railroad, and that they have approximately sixty (60) days to complete. During discussion, a motion was made by Councilwoman Keith, and seconded by Councilman Bowie, to approve Resolution #R147-10/11, Award of Contract for Road Improvements for the Griffin Avenue Area and the Alamo Group (Bush Hog) to Smitherman Brothers Construction, Incorporated, in the amount of \$154,323.00. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

F. Amendment to Contract with Goodwyn, Mills and Cawood for Roadway Improvements for the Griffin Avenue Area. Mayor Evans stated to Council that Mr. Pierce has some good news he would like to share with the Council. Mr. Pierce addressed the Council, and stated that the way this has come about is that the amendment constitutes a reduction in professional design services totaling \$26,420.00, based upon Norfolk Southern coming back to us during this negotiation, and stating that they were going to do their own design, and hire their own Contractor. Mr. Pierce stated he has reduced the fee to the City for that amount. Mayor Evans and the Council thanked Mr. Pierce for his report of the reduction in the amount of \$26,420.00.

G. Update on Disposition of Surplus Police Vehicles. Mayor Evans stated to Council that we have received several proposals from Municipalities; such as, the City of Eutaw, City of Hayneville, and the City of Gainesville, expressing an interest in purchasing surplus police cars from our City. Mayor Evans further stated it is his recommendation that we move forward with this process, and ask for a donation in the amount of One and No/100 Dollar (\$1.00). A motion was made by Councilwoman Keith, and seconded by Councilwoman Benjamin, to approve donating the surplus police vehicles to the above-mentioned Municipalities, in the amount of One and No/100 Dollar (\$1.00). A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present. Councilwoman Keith stated that she wanted to state that we, as a City, are helping other law enforcement agencies with said donation.

H. Resolution #R122-10/11 - Award of Contract for Pest Control Services to Terminix International Company. Mayor Evans stated to Council that they should have before them Resolution #R122-10/11, which represents awarding of the Pest Control Services' Contract. Mayor Evans further stated it is his recommendation that we award the Contract for Pest Control Services to Terminix International Company, who was the lowest responsible bidder, in the amount of Three Thousand Two Hundred Ninety-

MAYOR'S REPORT

Four and No/100 Dollars (\$3,294.00), (\$274.50 per month) for Twenty-Four (24) Facilities. A motion was made by Councilwoman Newton, and seconded by Councilwoman Keith, to approve Resolution #R122-10/11, awarding the Pest Control Services' Contract to Terminix International Company. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

I. Resolution #R123-10/11 - Resolution Awarding Contract for the Demolition of Condemned Properties to Tyus Trucking and Construction Company. Mayor Evans stated to Council that they should have within their packets information as it relates to Resolution #R123-10/11, Resolution Awarding Contract for the Demolition of Condemned Properties to Tyus Trucking and Construction Company. Mayor Evans further stated on a Bid Proposal on Ten (10) Condemned Houses, sealed bids were opened on November 18, 2010, and it is his recommendation that we award the Contract for the Demolition of Condemned Properties to Tyus Trucking and Construction Company, a Minority Enterprise. A motion was made by Councilwoman Keith, and seconded by Councilman Atchison, to approve Resolution #R123-09/10, Resolution Awarding Contract for the Demolition of Condemned Properties to Tyus Trucking and Construction Company, for the Contractor's Cost in the amount of \$13,000.00, for Ten (10) Condemned Properties. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

J. Agreement for Financial Advisory Services Between the City of Selma and Comer Capital Group, LLC. Mayor Evans stated to Council that he would like to ask Mr. Brandon L. Comer and Mr. Edwin Norwood of Comer Capital Group, LLC, to come forward to address the Council, and offer an overview to the Council of the services they are offering to the City. Mr. Comer addressed the Council and stated that they are a Public and Corporate Financial Advisor, and that they have offices in Jackson and Baton Rouge. Mr. Comer further stated that they work with cities and counties on municipal bond transactions, as well as, other types of governmental partnerships. Mr. Comer stated that their Firm works on behalf of the governmental entity, to make sure that however the "deal" is structured, it is to the benefit of the City. Mr. Comer further stated that, as was stated by Mayor Evans, initially they start out Pro Bono, because they have an interest in seeing the City of Selma move forward, and should the City decide that they have some interest, then they would come back to the Council to discuss terms of a contract, and any risks associated with it, but at this point there is no money involved. Mayor Evans stated this is a very unique transaction, and he is interested in proceeding with it for the benefit of our City, and that they are presently doing some bond projects for the City of Marion/Uniontown. Mayor Evans stated it is his recommendation that the Council approves moving forward with the Memorandum of Understanding/Agreement for Financial Advisory Services Between the City of Selma and Comer Capital Group, LLC. During discussion, a motion was made by Councilman Bowie, and seconded by Councilman Atchison, to approve said Agreement for Financial Advisory Services Between the City of Selma and Comer Capital Group, LLC, with the understanding to change the Venue from Hinds County, Mississippi, to Selma, Alabama, outlined in Item VII. Miscellaneous Provisions, Item F, of the Agreement. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

K. \$250K Award from A.D.E.C.A. for the Riverfront Amphitheater. Mayor Evans stated to Council that they should have within their packets information as it relates to a \$250K Award from the Alabama Department Economic and Community Affairs (A.D.E.C.A.), for the Riverfront Property Amphitheater Project, funded by the Community Development Block Grant Program. Mayor Evans further stated that the Grant was submitted to them some time ago, and that he had asked Senator Sanders to write a letter of support on behalf of the Grant, which he did, and he thanks him for it. Mayor Evans stated that it was good that we got it, and that it is another "piece" to go towards the Amphitheater, and build on, that it is still a work-in-progress.

L. Police Sub-Station at 1209 Lapsley Street. Mayor Evans stated to Council that they should have a copy of some information as it relates to property located at 1209 Lapsley Street. Mayor Evans further stated that it is a lovely home, and the property owner would like to donate this property to the City of Selma. Mayor Evans stated that he asked Chief of Police Riley and Fire Chief Stokes to take a look at the property, and that they came back to him and stated that it could be used to create and implement a police sub-station at some point and time. Mayor Evans further stated that at this point he will not attempt to do anything except accept it, and come back to the Council with a proposal. Mayor Evans stated it is his recommendation to move forward on this, and he would like to ask the Council's consideration to accept this property. During discussion, a motion was made by Councilwoman Keith, and seconded by Councilwoman Benjamin, to accept said property located at 1209 Lapsley Street as a Gift to the City of Selma. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

M. Current Firefighters Hired from 2000 - Present. Mayor Evans stated to Council that they should each have a copy of the Firefighters hired from 2000 through present. Mayor Evans stated that Councilwoman Crenshaw had requested the number of Firefighters hired from 2000 through 2008, but he asked that the information run from 2000 until the present time.

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

- (1) *P.A.L. Annual Christmas Party – Thursday, December 16th, at 4:00 p.m. – P.A.L. Center*
- (2) *Broad Street Closure Due to Norfolk Southern Railroad Crossties Replacement – Sunday, December 19th, from 11:00 a.m. until 1:00 p.m.*
- (3) *Holiday Office Closures – December 24th and December 27th for Christmas, and December 31st for New Year's Day*
- (4) *Holiday Garbage and Trash Pick-Up Schedule*
- (5) *City-Wide Clean-Up Day – January 8, 2011*
- (6) *Christmas Luncheon for Employees on Tuesday, December 21st from 11:00 a.m. until 2:00 p.m.- Convention Center - Everyone is invited to come and have lunch with the Employees - Free*

O. **"Selma is not Progressing" Flyer.** Mayor Evans stated to Council that he enjoyed the Convention, in Denver last week, with the exception of the cold temperatures. Mayor Evans further stated that he learned a lot from the seminars and workshops that he attended while he was there. Mayor Evans stated that each of them should have a copy of a Flyer, "Selma is Not Progressing", that really disturbed him, which was circulated at the Convention in Denver, Colorado, to every individual who attended the League of Municipalities' Convention there in Denver; on a "National" level. Mayor Evans stated he does not believe this, and he knows that our City is making progress. Mayor Evans stated this disturbed him deeply when he discovered that it was being passed out on Wednesday morning, to every State represented in the Union, to put our City down. Mayor Evans further stated that he talked to several people about it, and they did not particularly care for it either. Mayor Evans stated several people came up to him, and asked, "What was going on in Selma?" Mayor Evans stated that he explained to them that it is not what it seems like. Mayor Evans further stated the point he makes is that for someone to go out to destroy our City of Selma like this, to bring a "slap" in the face to the City, is wrong. Mayor Evans stated that he does not know what the intent was to accomplish by this, but his position on this is that, it is wrong, and that if you live in Selma, or have lived in Selma, this is not Selma. Mayor Evans further stated that we have problems just like any other Cities. Mayor Evans stated to go out and try to destroy the City's name and reputation by saying that we are not making any progress, yet progress is happening all around us. Mayor Evans stated that he thinks it was wrong, and does not think it was fair to our City. Mayor Evans further stated that we all need to be in Prayer about our City. During discussion, Councilwoman Newton stated she would like for them as a Council, to make a Resolution about our City, and send it to all of the Attendees of the National League Convention that was held in Denver, because a lot of them did not run into Mayor Evans or Councilwoman Benjamin, to have dialogue about our City. President Williamson asked Councilwoman Newton to bring it to our next Council Meeting, and she stated she would.

CITY ATTORNEY'S REPORT

A. **#O110-09/10 - Sagging Pants Ordinance, An Ordinance Relative to Appropriate Dress for Persons in Certain Attire; Providing for Fines, Civil Penalties, and Other Related Matters.** Attorney Nunn stated to Council that if they recall during our last Council Meeting, Ordinance #O110-09/10, Sagging Pants Ordinance, An Ordinance Relative to Appropriate Dress for Persons in Certain Attire; Providing for Fines, Civil Penalties, and Other Related Matters, was mentioned and placed on 1st Reading by the Council, and also placed into the hands of the Committee, by President Williamson. Attorney Nunn further stated that the Committee scheduled a meeting for discussion of Ordinance #O110-09/10, Sagging Pants Ordinance, but District Attorney Michael Jackson could not attend. Attorney Nunn stated Mr. Jackson is present tonight to speak before the Council. Mr. Jackson was asked to come forward and address the Council. Mr. Jackson addressed the Council and started out by apologizing to the Council for not being able to meet the Committee's Meeting, due to a scheduling conflict which he had to attend a meeting out of town. During discussion, Mr. Jackson stated that he was approached by several Citizens of the Community, as it relates to what happened to the Sagging Pants Ordinance, and when would it be enforced. Mr. Jackson further stated, after being approached by so many Citizens who were concerned about this matter, he explained to them that he would bring it to the Mayor's attention, and he did. Mr. Jackson stated he realizes that people are going to say that it is going to be hard to enforce, but he believes if there is a law on the Books, you can tell people, "to pull their pants up; it's against the law", and the parents are more likely to say something to their kids about it. Mr. Jackson further stated he feels that it is on a lot of Citizens' minds about the Ordinance, and that everybody seems to be in agreement about the passing of a Sagging Pants Ordinance. Mr. Jackson further stated he has to remind Citizens that he is not part of City Government to bring a Sagging Pants Ordinance, but that he fully supports it. Attorney Nunn stated to Council that they should have information with regard to the Cities of Demopolis, Marion, and Lanett, and the Sagging Pants Ordinance that they have, and that Ordinance #O110-09/10 was drafted similar to what they have in place. During discussion, a motion was

made by Councilwoman Newton, and seconded by Councilman Atchison, to approve Ordinance #O110-09/10, Sagging Pants Ordinance, An Ordinance Relative to Appropriate Dress for Persons in Certain Attire; Providing for Fines, Civil Penalties, and Other Related Matters. A roll call vote was taken and the motion passed with a majority vote of the Council. There were five affirmative votes and two nay votes. Councilwoman Benjamin and Councilman Randolph each cast a nay vote. During roll call, Councilwoman Benjamin stated her vote is no, in the form that the Ordinance (#O110-09/10) is in.

B. Municipal Improvement Act. Attorney Nunn stated to Council that they should have before them information as it relates to the Municipal Improvement Act, §§ 11-53B-1-16, per Councilwoman Newton. Attorney Nunn further stated that we are currently operating under the Municipal Improvement Act, as it relates to demolishing properties. Councilwoman Newton stated to Attorney Nunn, if he recalls, the question that they had regarding the Municipal Improvement Act was whether or not they could use Bond Funds for Neighborhood Restoration to invoke the Municipal Improvement Act on buildings in the City. Attorney Nunn stated that he would research this, and get an answer for them, and bring back a report to the Council.

D. Properties Located at 935, 939, and 943 King Street, and 917 Short Thimble Avenue. Attorney Nunn stated to Council that there are three (3) houses that are right beside each other on King Street, and Short Thimble Avenue is right behind the houses. Attorney Nunn further stated that the Property Owners of these properties want to donate the properties to the City of Selma. Attorney Nunn suggested to the Council that they go by and take a look at the said properties. During discussion, the President Williamson asked Mayor Evans to find out how much it will cost the City of Selma to demolish these properties, and bring back a report to the next Council Meeting.

E. Election Calendar - Ward 3. Attorney Nunn stated to Council that they should have before them a proposed Election Calendar for Ward 3, as was requested by the Council during the last Council Meeting. Attorney Nunn further stated that the Council took a vote on having an Election to replace the vacant seat that will be created by Councilwoman Newton. Attorney Nunn stated, if he is correct, after the announcement is made that the last City Council Meeting for Councilwoman Newton will be January 11, 2011, and one of the proposed Election Calendars outlines that the Council can meet the next day to declare the Seat "vacant", or the Council can meet the next Tuesday, to declare the Seat "vacant". Attorney Nunn stated, as can be seen on the proposed Calendar, the earliest that we can have an Election will be May 24, 2011, and the Run-Off Election will have to be Tuesday, July 5, 2011, with the Council Person taking office on June 14, 2011, if there is no Run-Off, and July 12, 2011, if there is a Run-Off. Attorney Nunn stated if the Council is going to approve the May 24th day for the Election, his recommendation would be that we move forward to declare the Seat "vacant" the next day, in an effort to allow the City Clerk more time to get the Election Supplies ordered, and delivered timely; otherwise, if the Seat is not declared "vacant" until the next Tuesday, January 18th, that will only give her 6 days to get the Ballots and Election Supplies ordered to start the Absentee Voting process. During discussion, the Council asked Attorney Nunn to research to find out whether or not the Council can have a Special Called Meeting, immediately after the regularly scheduled Council Meeting, to declare the Seat "vacant". Attorney Nunn stated he would research this, and bring back a report to the Council at the next Council Meeting, which will be January 11, 2011. During discussion, a motion was made by Councilman Atchison, and seconded by Councilwoman Keith, to approve having a Special Election on May 24, 2011, to fill the vacant Ward 3 Seat. A roll call vote was taken and the motion passed with a majority vote of the Council. There were six affirmative votes and one nay vote. Councilman Randolph cast a nay vote.

F. Resolution #R125-10/11, #R127-10/11 - #R136-10/11, and #R138-10/11 - #R142-10/11. Attorney Nunn stated to Council that what they have before them is close to the last Step of the Dilapidated Houses' Procedures once condemned properties have been demolished. Attorney Nunn further stated the Resolutions that they have before them represent properties that have been demolished by the City of Selma, and the landowners have failed to pay the City of Selma for the cost to demolish the properties. Attorney Nunn stated at this point and time, a lien has been assessed against the said properties, which will be required for payment at the time that the taxes are collected on the properties, and if it is not paid, then it goes up for sale. A motion was made by Councilwoman Newton, and seconded by Councilman Bowie, that the Council place the Resolutions given to them, on a Consent Agenda, in order to take action, and approve said Resolutions, #R125-10/11, #R127-10/11 - #R136-10/11, and #R138-10/11 - #R142-10/11. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

BUSINESS ITEMS:

I. NOISE ORDINANCE

President Williamson stated we are still getting a Monthly Report, and as a "reminder", we still have a Noise Ordinance in place.

BUSINESS ITEMS:

II. PLAQUE COMMEMORATING BENJAMIN STERLING TURNER

Per Councilwoman Keith, this Item will be Continued.

III. PLAYGROUND REHABILITATION

Councilwoman Newton stated to Council that they are putting the "final touches" on to finish this Project, and she feels that it is coming along really well. Councilwoman Newton further stated that they do not have any particular date for "opening" as of now.

IV. LANDFILL PROJECT

Councilwoman Newton stated she is happy to report that Councilwoman Crenshaw, Mayor Evans, Mr. Friday, Mr. Chuck Kelly, along with herself, had a very successful meeting. Councilwoman Newton further stated that they looked at some Maps at the Landfill, and Mr. Kelly presented some information as to how much money it would actually take to re-vegetate that area, and she was excited about that. Councilwoman Newton stated that there is a piece of land that is close to Lapsley Street, that could be partitioned off and used. Councilwoman Newton further stated that Councilwoman Crenshaw is going to speak to Ms. Debra Love about an environmental study on that piece of property to see if it could be made into a Park, or something of that nature, and the rest of the Landfill be revitalized with vegetation. Councilwoman Newton stated she feels that this is where they left this matter, pending a report back from Councilwoman Crenshaw, and whether or not we can get an environmental study on that piece of property.

V. SALVATION ARMY BELL RINGING

Councilwoman Keith stated that she wanted to thank everyone for coming out to participate in the Salvation Army Bell Ringing on this past weekend. Councilwoman Keith further stated that she was delighted that Mayor Evans was able to come out, and participate with herself, along with the Council Members who could come. Councilwoman Keith stated that they had a good turn-out, and that they raised a lot of money. Councilwoman Keith stated she wanted to thank everyone who gave, and appreciated everybody for their participation.

VI. WARD 4 ANNUAL END-OF-YEAR NET LEVEL CELEBRATION

Councilwoman Benjamin stated that she wanted to thank everyone who came out on last night to "Chat, Chew and Mingle", with them at the End-of-Year Social for Ward 4. Councilwoman Benjamin further stated she wanted to also thank the Individuals who cooked; particularly, Councilwoman Keith and Councilman Randolph, along with the Citizens who participated in the food preparation, and made it look so "pretty". Councilwoman Benjamin stated that she has two (2) Invoices that she would like the Council to help her with; that they gave \$40.00 last year, and she is asking for the same. Councilwoman Benjamin thanked everyone very much for their participation and assistance.

VII. NEIGHBORHOOD WATCH PROGRAM

Councilwoman Benjamin stated that they are at Step 2 of the process for the Neighborhood Watch Program, and announced that they will be "knocking" on doors in the Ward 4 Neighborhood, to ascertain whether or not they are in favor of a Neighborhood Watch Program.

VIII. STEERING COMMITTEE MEETING ON "TURNING THE TIDE ON YOUTH VIOLENCE"

Councilwoman Benjamin stated that this Meeting is set for Thursday, December 16th, at 6: 00 p.m., in the Mayor's Office, which will be the last one for this year. Councilwoman Benjamin further stated that beginning in January, 2011, they will be organizing the Planning Committees, and she will need from the Council recommendations from them for Citizens in their Ward, that they would like to be on the Planning Committee.

IX. WARD 4 STREETS, CURBS, GUTTERS & ABANDONED HOUSES' REPORT AND UPDATE

Councilwoman Benjamin stated to Mayor Evans that she is aware that they went to the area on the corner Fleetwood Drive and Columbus Drive. Mayor Evans stated to Councilwoman Benjamin that they did do the work in those areas, and that both locations have been taken care of. Councilwoman Benjamin stated to Mayor Evans that she appreciates it very much, and hopefully the Citizens are listening to know that that has been taken care of.

RECREATION COMMITTEE - Councilman Benny Tucker, Chairman

Councilman Tucker was absent from the Council Meeting.

ADMINISTRATIVE COMMITTEE - Councilman Corey Bowie, Chairman

No Report.

PUBLIC SAFETY COMMITTEE - Councilwoman Monica Newton, Chairman

No Report.

COMMUNITY DEVELOPMENT - Councilwoman Susan Keith, Chairman

No Report.

PUBLIC WORKS/GENERAL SERVICES COMMITTEE - Councilman Samuel Randolph, Chairperson

Councilwoman Keith made a report, at the request of Councilman Randolph. During that report, Mayor Evans addressed the Council and stated for clarification and the record, that the Employee who once worked for the Public Works Department (Fleet Maintenance Department), but retired from the City of Selma, was not doing the "heavy-duty" type of Auto Mechanics when he was employed, and was not ASV Certified. Councilwoman Keith thanked Mayor Evans for that clarity, so that people will have that understanding.

Councilwoman Keith also made an announcement that we do have an Ordinance that requires that leaves be bagged and placed by the curb, and after the first of the year the Ordinance will be enforced. Councilwoman Keith stated that leaves are going to have to be bagged, and in order for the Department to be able to function effectively, the Citizens are going to have to comply with the Law, as well. President Williamson asked if there was going to be a "grace" period before the enforcement? Councilwoman Keith answered, and stated that this is one of those Ordinances that has been in place, but has not been enforced. Councilwoman Keith further stated that a "Grace" period is probably something that they will need to talk about before enforcement begins.

DISCRETIONARY COMMITTEE - President Cecil Williamson, Chairperson

President Williamson stated that there were Five (5) Discretionary Requests' Forms passed around, and that they contributed to each one. President Williamson stated he wanted to also thank each one of them for contributing to the Floral Arrangement for the Funeral; that everybody gave and he appreciated them for that.

CHILDREN AND FAMILIES - Councilwoman Angela Benjamin, Chairperson

No Report.

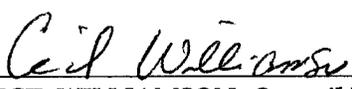
SELMA-DALLAS YOUTH AMBASSADORS - Councilwoman Bennie Ruth Crenshaw, Chairperson

Councilwoman Crenshaw was absent from the Council Meeting.

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 8:19 p.m.



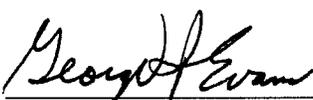
DR. CECIL WILLIAMSON, *Council President*

ATTEST:



IVY S. HARRISON, *City Clerk*

APPROVED:



GEORGE PATRICK EVANS, *Mayor*