

Council Minutes  
March 19, 2009 - 7:00 p.m.  
Regular Meeting

The Pinson City Council met in regular session in Council Chambers at 4410 Main Street on Thursday, March 19, 2009. Mayor Sanders led the invocation. Councilor Tanner led the Pledge of Allegiance to the Flag of the United States of America.

**Roll Call:** Marie Turner, City Clerk, called roll of Pinson City Council with the following council members present:

Mayor Sanders  
Councilor Tanner  
Councilor Cochran  
Councilor Shelnett  
Councilor Churchwell  
Councilor McCain

**Minutes:** Councilor Shelnett made a motion to waive the reading of the February 19, 2009, minutes. Councilor Cochran duly seconded the motion. Mayor Sanders called for all opposed to say “no”, all in favor say “aye.” Councilor Cochran made a motion to accept the minutes as written of the February 19, 2009, meeting. Councilor Tanner duly seconded the motion. Mayor Sanders called for all opposed to say “no”, all in favor say “aye.” Mayor Sanders said “Let the record reflect that both motions passed unanimously.”

**Committee Reports:**

**Finance:** Councilor Tanner made a motion to pay miscellaneous bills in the amount of \$30,230.36. Regions Visa for \$1,128.30; Jefferson County Sheriff’s Office for \$14,162.09; Acceptance Janitorial for \$120.00; Lyle Arrington for \$95.00; Hand Arendall for \$3,245.30; BJC Animal Control for \$620.00; Joy McCain-reimburse for CityFest items for \$95.57; Cande Sanders-reimburse-postage, misc. items for \$419.33; Marie Turner-reimburse mileage for \$85.80; Action Painting for \$150.00; Exografx for \$50.00; Birmingham Water Works for \$343.59; Alabama Power for \$1,093.35; Alabama League of Municipalities Convention registration for \$1,800.00; Fun Source-amusement rides for CityFest for \$2,090.00; Amusements Plus-Train-CityFest for \$400.00; Alabama Barricade for \$2,878.15; Jim’s Signs for \$54.20; MARS-detail pickup truck for \$220.00; SA-SO-Signs for \$510.88; Alabama Power-streetlights for \$220.80; Call-A-Haul for \$448.00. Councilor Cochran duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion Mayor Sanders called for all opposed say “no”, all in favor say “aye.” Mayor Sanders said “Let the record reflect that the motion passed unanimously.”

**Annexation:** Councilor Churchwell presented an ordinance annexing certain territory into the Corporate Limits of the City of Pinson, Alabama. Owner, Michael D. DeFrank, known as Lot 3, Willow Ridge 1st Sector, located at 5120 Willow Ridge Drive. Councilor Churchwell recommends this property be annexed into the City of Pinson. Councilor McCain duly seconded the motion.

Mayor Sanders asked for unanimous consent to consider with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Shelnett-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders asked for a roll call vote on the main ordinance with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Shelnett-yes; Councilor Churchwell-yes; Councilor McCain-yes.

**Mayor Sanders, ordinance adopted unanimously as Ordinance number 2009-06.**

**Public Safety:** None.

**Education:** Mayor Sanders stated that the Education meeting will be held on April 20<sup>th</sup> at Pinson Elementary.

Councilor Cochran mentioned that the April 2, 2009, Council Meeting is scheduled to meet at the Pinson Valley High School Auditorium at 8:30 a.m. The seniors will attend this meeting and it is open to the public.

Councilor Cochran made a motion to distribute the allocated funds to the schools. Councilor Churchwell duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion Mayor Sanders called for all opposed say “no”, all in favor say “aye.” Mayor Sanders said “Let the record reflect that the motion passes with the Mayor abstaining.”

**Enhancements:** Councilor McCain reported that we are adding vendors for CityFest daily and have approximately 40 vendors to date.

**Mayors Report:** Mayor Sanders announced that the Planning Commission meeting will be March 26, 2009, at 4:00 p.m.

Mayor Sanders mentioned that Waffle House will open on Monday, March 23, 2009, at 9:00 a.m. and the Mayor and Council will be there to do an informal welcome at 5:00 p.m. Mayor Sanders added that the city was heavily involved with this commercial acquisition for our city. Mayor Sanders mentioned that there were many rumors and cautioned the public that the source of information are the people on this platform, not what you might hear at the gas station, etc. Please feel free to call or email us and we will try to get you the correct information.

**Old Business:** Mayor Sanders opened the public hearing for the abatement of nuisance weed & litter on the property located at 5031 Richard Street. Mayor Sanders advised council that the property is now 70 to 80% cleaned. Mayor Sanders asked if there was anyone present to represent the owner or someone with intent to speak against the abatement. Mayor Sanders, "Let the record reflect that no one showed cause why the property should not be abated." Councilor Cochran made a motion to continue the hearing at the next council meeting. Councilor Tanner duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders, the hearing portion of the abatement is continued, with the Mayor abstaining.

Councilor Tanner made a motion to authorize 3 movies for the "Movies in the Park" event at a cost of approximately \$3,900.00. Councilor Cochran duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Councilor Churchwell offered an ordinance amending ordinance 2007-05 concerning emergency lanes in public parking areas. Councilor Cochran duly seconded the motion.

Mayor Sanders asked for unanimous consent to consider with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Shelnett-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders asked for a roll call vote on the main ordinance with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Shelnett-yes; Councilor Churchwell-yes; Councilor McCain-yes.

**Mayor Sanders, ordinance adopted unanimously as Ordinance number 2009-07.**

Councilor Cochran offered a resolution concerning the painting/installation of certain emergency lanes. Councilor McCain duly seconded the motion.

Mayor Sanders asked for a roll call vote on the main resolution with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Shelnett-yes; Councilor Churchwell-yes; Councilor McCain-yes.

**Mayor Sanders, resolution adopted unanimously as Resolution number 09-11.**

Mayor Sanders announced that we have received 2 bids regarding the cleaning/mowing bid and the low bidder has 5 business days to produce the proper insurance to be awarded the bid.

Councilor Churchwell mentioned that the Mayor and Council have each signed a form letter regarding the economic stimulus money and four Birmingham Water Works projects, three of which are at the Carson Plant in our area, as requested by Mac Underwood, BWWB General Manager. These letters are being sent to Montgomery as a way that we can support and encourage that the Alabama Stimulus Funds will benefit our area.

Councilor Shelnutt mentioned regarding the Non-user fee ordinance, that the City of Fultondale has requested an Attorney General opinion. Councilor Shelnutt suggested that we wait for that opinion before we go any further. Mayor and Council were all in agreement.

Councilor Cochran made a motion to upgrade the electronic sign to a 3' 10" H X 0' 8" D message center. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. Mayor Sanders mentioned that the message center on the sign we originally voted on was only 21.54 square feet and if we increase to the larger message center it will be 30.03 square feet. Mayor Sanders called for any further discussion. As there was no further discussion Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

**New Business:** Councilor Cochran offered a resolution on the spending of Federal Economic Renewal Grants in the City of Pinson. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. Councilor Cochran mentioned that this resolution is not unique to us other cities have also taken up this resolution. We have been asked to this by Union representatives to do this not to represent Unions but to represent American businesses and American workers. They are simply asking the City Councils to attempt to buy American whenever possible.

Mayor Sanders asked for a roll call vote on the main resolution with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Shelnutt-yes; Councilor Churchwell-yes; Councilor McCain-yes.

**Mayor Sanders, resolution adopted unanimously as Resolution number 09-12.**

Councilor Churchwell made a motion regarding the Alabama League of Municipalities Convention Delegate to be Mayor Sanders, 1<sup>st</sup> Alternate–Councilor Cochran, 2<sup>nd</sup> Alternate– Councilor Tanner. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Councilor Tanner offered congratulations to PVHS Wrestler Ethan Cunningham. Mr. Cunningham was the Birmingham News Wrestler of the Year for the Northeast Section and also placed 2<sup>nd</sup> in the State Tournament.

Mayor Sanders mentioned that the 8<sup>th</sup> Grade Rudd Middle School Band progressed further in competition than any other previous Rudd Middle School Band.

**Public Comment:** None

Councilor Cochran moved to adjourn. Councilor Churchwell duly seconded the motion. Mayor Sanders called for all opposed to say “no”, all in favor say “aye”. Motion carried.

Adjourned at 7:35 p.m.

Respectfully submitted,  
Marie Turner, City Clerk

**March 19, 2009 Minutes Adopted \_\_\_\_\_**