

Council Minutes  
May 6, 2010 – 7:00 p.m.  
Regular Meeting

The Pinson City Council met in regular session in Council Chambers at 4410 Main Street on Thursday, May 6, 2010. Mayor Sanders led the invocation. Councilor Tanner, led the Pledge of Allegiance to the Flag of the United States of America.

Mayor Sanders appointed, Anje May, as acting City Clerk.

**Roll Call:** Anje May, Acting City Clerk, called roll of Pinson City Council with the following council members present:

Mayor Sanders  
Councilor Tanner  
Councilor Cochran  
Councilor Shelnutt  
Councilor Churchwell  
Councilor McCain

**Minutes:** Councilor Shelnutt made a motion to waive the reading of the April 15, 2010, 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 April 15, 2010, meeting. Councilor Churchwell duly seconded the motion. Mayor Sanders asked for any discussion. Councilor Shelnutt requested that some additions be made to the minutes. Councilor Cochran withdrew his motion to accept. Mayor Sanders stated that minutes will be approved at the next meeting.

Mayor Sanders suspended rules to allow special guests to speak.

Mayor Sanders recognized Dorothea Batiste, Candidate Circuit Judge, Place 23. Ms. Batiste introduced herself and stated her platform. Ms. Batiste asked for support from those present.

Mayor Sanders recognized Julie Palmer, Candidate Circuit Judge, Place 20. Ms. Palmer introduced herself and stated her platform. Ms. Palmer asked for support from those present.

Mayor Sanders recognized Carnella Norman, Candidate Circuit Judge, Place 23. Ms. Norman introduced herself and stated her platform. Ms. Norman asked for support from those present.

Mayor Sanders recognized Slade Blackwell, Candidate State Senate, 15. Mr. Blackwell introduced himself and stated his platform. Mr. Blackwell asked for support from those present.

Mayor Sanders reinstated the rules.

## **Committee Reports:**

**Finance:** Councilor Tanner made a motion to approve payment of the bills in the amount of \$26,838.18, a copy of the bills schedule is attached. 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 Tanner stated that the Finance Committee met on April 29<sup>th</sup> to discuss the 2010-2011 budget. The budget should be ready at the next meeting to review.

**Public Safety:** Councilor Cochran mentioned that Marsh St. paving is finished.

Councilor Cochran made a motion to add gravel to connect the incomplete Marsh Street to Mountain Street to enable access to fire hydrant; this would be an additional \$3000.00. Councilor McCain duly seconded the motion. Mayor Sanders mentioned that this would come out of the gasoline tax account. 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."

Mayor Sanders mentioned that Jason Howell was promoted this week to Chief of the Palmerdale Fire Department.

**Annexation:** Councilor Churchwell presented an ordinance annexing certain territory into the Corporate Limits of the City of Pinson, Alabama. Owner, Robert and Dianna Young, located at 5832 Red Hollow Road. Councilor Churchwell recommends this property be annexed into the City of Pinson. Councilor Tanner 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, unanimous consent passes.

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 2010-09.**

Councilor Churchwell presented an ordinance annexing certain territory into the Corporate Limits of the City of Pinson, Alabama. Owners, Frank D. Griffith, Annie M. Griffith, and Loretta Griffith, Hubert & Clara Brewster/Robert Brewster located at Railroad Ave. and Old Highway 75. Councilor Churchwell recommends this property be annexed into the City of Pinson. Councilor Tanner 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, unanimous consent passes.

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 Shelnutt-yes; Councilor Churchwell-yes; Councilor McCain-yes.

**Mayor Sanders, ordinance adopted unanimously as Ordinance number 2010-10.**

**Education:** Mayor Sanders mentioned that he and Councilor Tanner attended the Promotion Prevention Program on April 15<sup>th</sup>, there were a variety of speakers. This program helps educate the 8<sup>th</sup> graders to better prepare themselves to become freshmen at PVHS.

Mayor Sanders mentioned PVHS is performing “Grease” tonight thru Saturday.

Mayor Sanders announced PVHS graduation is May 27<sup>th</sup> at 4:00 p.m.

Councilor Cochran mentioned PVHS Lady Indians Varsity Softball team is in the regional tournament in Huntsville starting tomorrow.

Councilor Shelnutt mentioned Rudd sent 40 6<sup>th</sup> graders to the beach to tour the Alabama Battleship, his wife went as one of the teachers and he is caring for his children and has to leave.

**Mayor Sanders stated "Let the record reflect that Councilor Shelnutt departed at 7:27."**

**Enhancements:** Councilor McCain mentioned Movies in the Park is this month. The movie “Up” will be tomorrow and “Alvin and the Chipmunks the Squeakquel” on the 21<sup>st</sup>, both movies start at dusk.

Councilor McCain mentioned the City will host Flag Day on June 7<sup>th</sup>, and will give out flags and dessert.

Councilor McCain announced that in July be at Turkey Creek for “Beat the Heat”.

**Mayors Report:** Mayor Sanders mentioned that the fire alarm was replaced in PHCC and the locksmith has finished some work and still waiting on some parts. The next item to be addressed will be plumbing fixtures.

Mayor Sanders mentioned that Campbell’s paving was released to do the work at PVYA. Mayor Sanders mentioned that an account was opened with Dunn for future projects and this will allow the City to save the sales tax.

Mayor Sanders announced Planning Commission will meet May 24<sup>th</sup>.

Mayor Sanders stated the side walk is near completion and conduits were installed underneath for a signal light.

**Old Business:** Councilor Churchwell offered a resolution authorizing the Mayor to lease property from the Jefferson County Board of Education. Councilor Cochran duly

seconded the motion. Mayor Sanders stated this is a lease between the City and Board of Education for the entire Palmerdale School Property.

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 Churchwell-yes; Councilor McCain-yes.

**Mayor Sanders, resolution passes unanimously as Resolution number 10-15.**

Councilor Churchwell presented an ordinance authorizing the sublease of certain real property to the Palmerdale Homestead Community Center. 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 Churchwell-yes; Councilor McCain-yes. Mayor Sanders, unanimous consent passes.

Mayor Sanders stated the ordinance had changes, section 4 last paragraph and on page 6 item 16 paragraph 3 since the first reading.

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 Churchwell-yes; Councilor McCain-yes.

**Mayor Sanders, ordinance adopted unanimously as Ordinance number 2010-11.**

Councilor Churchwell presented an ordinance authorizing the sublease of certain real property to the the Palmerdale Fire District. 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 Churchwell-yes; Councilor McCain-yes. Mayor Sanders, unanimous consent passes.

Mayor Sanders stated the ordinance had changes, page 4 section 12 in the second paragraph and section 15 since the first reading.

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 Churchwell-yes; Councilor McCain-yes.

**Mayor Sanders, ordinance adopted unanimously as Ordinance number 2010-12.**

Councilor Cochran made a motion for an additional \$1700.00-1800.00 for the IT upgrades. 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 said "Let the record reflect that the motion passed unanimously."

**New Business:** Mayor Sanders offered a 1<sup>st</sup> reading of an ordinance directing the Jefferson County tax collector to remit storm water fees to the Storm Water Management Authority.

**Public Comment:**

Mayor Sanders gave a special thanks to Palmerdale United Methodist Church for hosting a prayer breakfast.

Mayor Sanders welcomed Deputy Chief Jim Roberson from the Sheriff's Office.

Mayor Sanders along with Councilor's Churchwell, Cochran, and Shelnett attended the Education Foundation Ceremony where Missy Presley was awarded Teacher of the Year and Max Peoples the Student of the Year.

- 1.) Pete Chandler, 4450 Silver Lake Road. A special thanks to the Mayor and Councilor for the support of the senior citizens, but there will be no more meetings. At the last meeting there were only 10 people and 5 were the ones who got the meetings started. Mayor Sanders thanked Pete for trying.

Councilor Cochran made a motion to enter into executive session for purpose to discuss trade and commerce, real estate, and litigation. Councilor Churchwell duly seconded the motion.

Attorney Black, according to the Alabama Open Meetings Law, I provide certification that this Executive Session is necessary to discuss threatening and/or pending litigation.

Mayor Sanders, I provide certification in regard to trade and commerce, it would be detrimental if items were discussed in open forum.

Mayor Sanders asked for any discussion. As there was none, 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." Mayor Sanders dismissed Anje May and appointed Councilor Tanner as the Acting City Clerk. Mayor Sanders said we will enter Executive session and will not reconvene other than to entertain a motion to adjourn, which I estimate to be in approximately 15 minutes.

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

Adjourned at 8:09 p.m.

Respectfully submitted,  
Anje May, Acting City Clerk

**May 6, 2010 Minutes Adopted \_\_\_\_\_**