

City Council Meeting  
July 6, 2009  
6:30pm

Present: William Isley, Herbert Toles, Hugh Marlin, Wayne Tucker, Katrina Hennings, John Coyne, David Jones, Brian Skinner.

Visitors: Carol Edwards, representing Springville Tennis Association  
Tony Matthews, representing The Colony Neighborhood Association

Mayor Isley opened with the invocation and John Coyne led us into the Pledge of Allegiance.

Mayor Isley suspended the regular order of business to recognize our visitors and to recognize John Trotter.

Mayor Isley advised he recently attended a ceremony recognizing John Trotter who received an award by Governor Riley as the Veteran Purple Heart Patriot of the year. Mayor also mentioned several others that have received this same award and recommended having a plaque placed in the annex building recognizing these men.

Mayor Isley also thanked Mr. Trotter for serving our country and his dedication by serving the City of Springville on the Historical Commission. Mr. Trotter advised it was an honor to serve our Country and thanked those that applauded.

**Visitors**

Carol Edwards spoke on behalf of the Springville Tennis Association stating there is no where to play in Springville and is asking the City to please consider tennis courts, soccer fields and other sports in their plans for future development. Mrs. Edwards said she would be happy to assist in fund raisers to help with this project. Mayor Isley said his plans are to have tennis courts and soccer fields, but the City cannot build a sports complex at this time. Mayor suggested the association make recommendations and bring back to the Council. Mayor Isley thanked Mrs. Edwards and asked if she was interested in serving on the Sports Leisure Committee.

Spokesman for the neighborhood association of "The Colony", Tony Matthews addressed the Council regarding the issue of the property owner attempting to bring a modular home into the subdivision. Mr. Matthews requested the City assist the neighborhood with its legal fees incurred for the purpose of keeping the modular home from being placed in the subdivision. Motion was made by Brian Skinner to pay up to \$2,500.00 toward said fees. City Attorney James Hill stated that the expenditure of public funds for a private purpose could cause the City to incur liability.

Mr. Hill also advised that he had discussed this matter with the Alabama League of Municipalities, which was also concerned about such an expenditure of public funds. The motion failed due to the lack of a second.

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Mayor Isley made a recommendation for the following board appointments.

**Planning & Zoning Commission**, re-appoint Rodrick Barrett for a 1 year term and re-appoint Chester Harris for a 2 year term. Motion to approve was made by Hugh Marlin, second by Herbert Toles. Motion carried unanimously.

**Zoning Board of Adjustments**, Re-appoint Richard Seymour for 3 year term, re-appoint Charles Griffin for a 1 year term, re-appoints Sentell Killingsworth for a 3 year term, Re-appoint Allen Crawford for 1 year term; re-appoint Ray Hardy as supernumerary for a 2 year term, appoint Chris Bishop as supernumerary for a 1 year term. Motion to approve was made by David Jones, second by John Coyne. Motion carried unanimously.

**Industrial Development Board** appoints Mark Isley for a 1 year term. Motion to approve was made by Katrina Hennings, second by David Jones. Motion carried unanimously.

**Historical Commission**, appoints Roy Stodghill for a 1 year term. Motion to approve was made by Katrina Hennings, second by David Jones. Motion carried unanimously.

Library activity report was presented for the month of May 2009.

Proposed Ordinance 2009-06 for a contiguous annexation request was presented by Mark and Marie Kilpatrick, 186 Fern Creek Circle. Mayor Isley called for a motion to table to allow our Fire Chief, Richard Harvey to provide a list of others in Fern Creek Subdivision not inside the City limits to annex as a group. Motion to table was made by Herbert Toles, second by Wayne Tucker. Motion carried unanimously.

Financial statement for the month of May 2009 was presented. After review a motion was made by Wayne Tucker to approve all the receipts and expenditures as presented. Motion second by Herbert Toles. Motion carried unanimously.

Ordinance 2009-05 to establish hours for discharging fireworks tabled from the June 15<sup>th</sup> meeting was presented for consideration. Mayor Isley called on Police Chief Charles to inform the Council what the City has in place at this time. Chief Charles advised previous complaints were addressed through the Noise Ordinance, after reviewing there has not been that many complaints. Council discussed amending sections B & C of the ordinance. A recommendation was made by Mayor Isley to table for the Council to call a work session to address changes. Motion was made by Herbert Toles, second by Katrina Hennings. Motion carried unanimously.

Minutes of the Special Called Council meeting on June 11<sup>th</sup>, Work Session and City Council meeting on June 15<sup>th</sup> were presented. Motion to approve all three sets of minutes as presented was made by Herbert Toles, second by Hugh Marlin. Motion carried unanimously.

Mayor Isley called on John Coyne concerning his request for health insurance benefits for the City retirees. John Coyne feels the City should look into ways to keep employees by offering benefits to those that retire by allowing retirees to keep city insurance at one-half the cost. Council discussed and agreed what the city offers should benefit every employee. No further action was taken.

Mayor Isley reported the Coosa Valley Water Authority agreement will be completed soon and will require his signature that the City will agree to purchase up to 750,000 gallons of water per day once the system is online. Motion was made by David Jones, second by Herbert Toles giving

Mayor Isley the authority to sign the Coosa Valley Water agreement on behalf of the City of Springville. Motion carried unanimously.

Council discussed entering into a contract with St. Clair County Highway Department to pave city streets at the approx cost of \$ 125, 000.00. Mayor Isley asked the Council to review the expenditure line for paving which is already over budget at this time and consider this expenditure budgeted in next year's budget. Public Works Superintendent, Earl Peoples requested that any action tabled to allow him to contact the St. Clair Highway Department to determine when they plan to pave. Motion was made to table by Herbert Toles, second by Wayne Tucker. Motion carried unanimously.

#### REPORTS:

Mayor Isley presented his report in writing to the Council, which is attached to the minutes these are the topics of his reports in brief.

1. He clarified the total grant for the ALDOT project for drainage infrastructure improvements on Highway 11 in front of Springville Middle School. is \$ 1, 200,000.
2. He stated the City has an option to purchase 308 acres of land at the cost of \$15,000 per acre that would be used for a sports complex and technology park. He advised the public the St. Clair Economic Development Council has invited the City Council to travel to Auburn to tour a Technology Park on July 17<sup>th</sup>. He also advised this property is adjacent to our current sports complex and feels this property could be an asset to the City by providing land for sports facility and a technology park that would provide jobs in our community.
3. He advised that anyone who observes criminal activity, including drug transactions to call 911 for law enforcement to get involved. He stated the City cannot effectively fight crime without citizen involvement.
4. He has been in contact with County and State officials to receive funding for the Senior Citizens Center and will keep the Council updated.

Fire Chief Richard Harvey briefly discussed how well recycling was doing in the City.

Building Inspector Mike Terry reported he has sent letter to property owners of vacant properties requesting them to clean up their property or the city will do so and bill them for the cost of the cleanup.

Police Chief Greg Charles reported the officers are working hard and doing a great job.

Public Works Superintendent Earl Peoples had no report.

Brian Skinner asked the status of the crosswalk guard. Mayor Isley advised he is creating this position for a person to be hired before school starts back.

Mayor Isley advised he and the park committee appointed for Big Springs Park are working on a fund raiser to raise money for playground equipment. A kickoff concert benefit is scheduled for Friday night, August 7<sup>th</sup> the night before Springfest. There will be an admittance charge with refreshments for sale. All proceeds raised after expenditures will be set aside in a separate expenditure budget line for the playground equipment at Big Springs Park. Once

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the funds are raised, a recommendation to purchase equipment will be brought by the playground equipment citizen advisory committee to the City Council to consider.

David Jones ask Chief Charles to consider providing the Council with a monthly activity report and reminded Chief Harvey to continue with his monthly report of medical and fire calls.

John Coyne thanked the ladies who worked in getting the senior citizens center started.

Wayne Tucker advised he has discussed Depot Street with Earl Peoples.

Hugh Marlin report:

1. He advised the library committee met and agreed to use part of the \$50,000 grant to request an architectural firm to prepare a proposal on behalf of the Library.

2. He asked City Attorney James Hill if the developer of a subdivision has not paved the streets in a subdivision as required, what can the City do to require the developer to come back and pave or repair the streets. James Hill advised the City can send a letter to the developer addressing the issue and request the bond renewed for the paving cost. Also, the Planning & Zoning Board could adopt an amendment to the Subdivision regulations that would require the developer appear before the commission every 6 months and make sure there is a valid bond be set aside for paving should the City have to call the to pave the streets in the subdivision.

Herbert Toles asked Chief Charles if the city had a safe street ordinance. Chief Charles advised no, but the police department can enforce under the state code for Driving while revoked or under the DUI law, but the department cannot tow a vehicle if they are driving without a driver's license. Toles suggested that the Council consider adopting an ordinance that would require the vehicle towed if the person driving has no valid drivers license.

Mayor brought Steve Jones request concerning the Crown Binder building discussed at the work session before this meeting. Motion was made by David Jones to spend up to \$ 1, 500.00 toward a report prepared by a certified structural engineer to determine the safety and feasibility of restoration of the building known as "the Crown Binder Building". Such a report was considered necessary to ensure and protect the health and safety of the public as the building has been deemed a potential hazard by the City's building inspector and Fire Chief. Hugh Marlin advised as to the scope and expense of such a report. Brian Skinner seconds the motion. Motion carried unanimously.

Motion to adjourn was made at approx 8:45pm by Wayne Tucker. Motion carried unanimously.

ATTEST:

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Brenda Roberts, City Clerk

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Mayor William Isley

