

MINUTES OF THE SELMA CITY COUNCIL  
FEBRUARY 13, 2006  
5:00 P.M.

The Selma City Council met in a regular session Called to Order in the Council Chambers of City Hall on Monday, February 13, 2006 at 5:00 p.m. Following the Pledge of Allegiance, the following members were present during roll call: Council President George Evans and Council members Cecil Williamson, Reid Cain, Jean T. Martin, Geraldine Allen, Samuel L. Randolph, Johnnie M. Leashore and Bennie R. Crenshaw. Others present were Mayor James Perkins, Jr., City Clerk Lois Williams, City Treasurer Cynthia Mitchell, City Attorney Jimmy Nunn and the Mayor's Administrative Assistant Sherri James. Bishop Robert Pettus gave the invocation. Councilwoman Venter was absent from the meeting due to illness.

Reverend Jack Lovelace - Presentation (Cookie Day)

APPROVAL OF AGENDA:

Additions: XXIII - Executive Session  
Deletions: III - Environmental Court  
XXII - Check Register (Duplicate)

A motion was made by Councilman Cain and seconded by Councilwoman Martin to approve the agenda as amended. The motion carried with a majority vote (show of hands) of the Council members present. There were six ayes and two nays. Councilman Leashore and Councilwoman Crenshaw cast a nay vote.

Attorney Nunn asked that an Executive Session be added to the agenda to discuss the negotiation and acquisition of property. A motion was made by Councilman Leashore and seconded by Councilman Randolph to approve the executive session following the close of the citizens' requests. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.

APPROVAL OF MINUTES:

A motion was made by Councilman Williamson and seconded by Councilwoman Martin to approve the minutes of the meeting for January 23, 2006 with the exception of the item dealing with the copying fees. During a brief discussion, motion was amended by Councilman Williamson and seconded by Councilman Cain to table the approval of the minutes until after the discussion of the copying fee is done during the business items. Councilwoman Martin rescinded her seconded to the original motion. The motion carried with a majority vote (show of hands) of the Council members present. There were seven ayes and one nay. Councilwoman Crenshaw cast a nay vote.

I. MAYOR'S REPORT

A. Chief Henry Allen - 1<sup>st</sup> African American Enlisted in the Alabama National Guard. Mayor Perkins stated he would like to read a letter from the State Military Department Joint Forces Headquarter of the Alabama National Guard. Mayor Perkins stated this letter is an acknowledgement that our own fire chief, Chief Henry Allen is confirmed to be the first African American to enlist in the Alabama National Guard on November 20, 1968 and as a consequence the Honorable Artur Davis, Congressman, Seventh Congressional District of Alabama, wrote a letter to Chief Allen, which he read to the Council. Mayor Perkins stated he wants to congratulate Chief Allen and stated to him "thank you for your dedicated service".

B. Communication Process Forms. Mayor Perkins stated he would like to ask Sherri James, Executive Assistant, to come forward to address the Council to discuss and re-present the request for service procedures for Council. Mrs. James stated information is being reissued to the Council concerning the request for service procedure for Council members. Mrs. James stated she would like to commend and thank those Council members who have used this form. Mrs. James stated she has been given the task to track these forms, however, some members are not using the form and continue to call the department heads, which causes them to call the Mayor's Office, at which time they are reminded to remind the Council to use the forms. Mrs. James stated she would like to ask the Council to take the time, read the form, read the procedures again, and continue to use the form and some are attached.

C. Police Response to Calls. Mayor Perkins stated at the last Council meeting a young lady presented some concerns about calls being made and the response of the police. Mayor Perkins stated he indicated to her in that forum that he would look into this matter personally, he has met with her and talked with her on a couple of occasions by way of telephone,

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and Chief Martin has done the same. Mayor Perkins stated specific to the incident she expressed, and he read the information uncovered to the Council. Mayor Perkins stated he wanted to let the Council know that they are continuing the research in this area and encourage the Council to schedule a meeting if they desire further information.

D. Arbor Week - February 20, 2006 - February 24, 2006. Mayor Perkins read as per proclamation, which states February 20, 2006 through February 24, 2006 as Arbor Week in Selma, and urges all citizens to support efforts to care for our trees and woodlands and to support the City's Tree Commission efforts. Mayor Perkins further stated he urges all citizens to plant trees to gladden the heart and promote the well being of present and future generations.

E. Restructure of Fleet Maintenance Division. Mayor Perkins stated the Council has been given a copy of a memo from Mr. Darry Bradley, Public Works Director, asking for the restructuring of the Fleet Maintenance Division within Public Works. Mayor Perkins stated the proposal is to separate the duties of the mechanic and the management. Mayor Perkins stated the volume of the mechanic work is most certainly there, they are turning around a lot of vehicles and that is a good thing. Mayor Perkins stated he insisted that Mr. Bradley be creative and come up with a way to restructure the management so that it would not have an impact on the budget. Mayor Perkins stated what Mr. Bradley has come forward with is the elimination of three existing positions by separating the one position of mechanic into two positions, thereby a net change of a minus one position within this division. Mayor Perkins stated he asks the Council favorable consideration and support. Following discussion, a motion was made by Councilman Leashore and seconded by Councilman Randolph to accept the recommendation presented by the Mayor and Mr. Bradley. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.

F. Update on Outstanding Garbage Collection Fees. Mayor Perkins stated the Council also has a copy of a memo that responds to questions about the past due garbage collection. Mayor Perkins stated if the Council has any further questions; please feel free to give him a call.

G. Crime Task Force Recommendations. Mayor Perkins stated he asked for recommendations for the Crime Task Force and some Council members have done so. Mayor Perkins stated some Council members gave two names and he wants to understand if this is for an alternate or what is the desire. President Evans clarified that each Council member was to give one name and the President two names. Mayor Perkins asked if those who submitted two names would let him know which one of the two they want to select and then we will move forward. He further stated some names do not have mailing addresses and he would appreciate it if the Council would get this information to him as well.

H. Good Samaritan Power Bills. Mayor Perkins stated the Council has a detailed financial spreadsheet on the Good Samaritan Hospital. Mayor Perkins stated if there is any additional request for information on this matter, please let him know. Mayor Perkins stated the inquiries about the utility for the Good Samaritan facility are really unfounded and it is being paid by proceeds from the Good Samaritan properties. Mayor Perkins stated, "For the curious minds, the facility is all electric".

I. Renaming Street. Mayor Perkins stated he wanted to mention while he is reporting and he suspects there will be further discussion regarding the request to rename a street after Mrs. Boynton Robertson. Mayor Perkins stated he just wanted to go on record in full support of this effort. During discussion, Mayor Perkins stated discussions have indicated that the street renaming would take place from Jeff Davis to Highland Avenue or from Jeff Davis to Woodrow Avenue, but this is not clear yet. Mayor Perkins stated Mrs. Boynton Robertson is 100 years old and it is believed that she will be in Selma for Jubilee on March 3<sup>rd</sup>, so there is some interest in trying to get this done prior to the Jubilee if the Council so desires to do so.

J. Longevity Pay Plan. Mayor Perkins stated there is an issue of the longevity plan that keeps coming up and he thought this matter had been dispensed of on January 31<sup>st</sup>. Mayor Perkins stated this information was not transcribed in the minutes, however, verification from the audio tapes indicate that on January 31<sup>st</sup> in the Council meeting he mentioned that we would defer dealing with the longevity pay plan until the next fiscal year. Mayor Perkins stated the tapes further indicated that President Evans stated this item would be eliminated from the agenda until

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that time. Mayor Perkins stated he hopes this reminder will put this issue to rest until the next fiscal year.

J. Trains. Mayor Perkins stated on January 25<sup>th</sup> he addressed two memos to the Council, one specifically addressed to Councilman Williamson, in reference to the Oak Street Railroad Crossing; and one to all members of the Council addressing the Oak Street Crossing, the train traffic delays and the possible overpass. Mayor Perkins stated in his letter to Councilman Williamson he requested that the councilman give his office a call so that they could discuss setting up public meetings within the councilman's district so that discussions could take place at the neighborhood and community level. Mayor Perkins stated to Councilman Williamson that as soon as he can get with him he will be glad to meet with him to talk about this matter, but he feels this discussion should take place prior to inviting the executives from M & B Railroads, and Norfolk Southern Railroads, and community to have a bigger public dialogue about this issue.

K. Ordinance - Renewal and Continuation of an Ad Valorem Tax. Mayor Perkins stated the citizens are aware that we are looking to renew an age old 7.4 mills, money that goes towards the school system from a property tax appropriation. Mayor Perkins stated this is a function of a renewal of an existing tax, so we have to go forward with an election and Attorney Nunn will come forward to discuss this if necessary. Mayor Perkins stated if the Council recalls, this ordinance, to call for an election, was placed on first reading at the last Council meeting and now its time to call for a vote and he recommends that the Council affirmatively votes for and in support of public education and funding for public education for our kids. This preceding pertains to renewal and continuation of an Ad Valorem tax levied in the City for public school purposes. A motion was made by Councilman Leashore and seconded by Councilwoman Martin to approve the said ordinance to call an election. Attorney Nunn stated that there was one amendment to the ordinance passed out at the last Council meeting and another copy has been distributed to the Council. Attorney Nunn stated on page two where it states "Notice of Special Renewal and Continuation", is the additional language that was added to the ordinance. A roll call vote was taken and the motion passed with a unanimous vote of the Council. Mayor Perkins stated the date for the election is April 25, 2006 and the polls will be opened from 7:00 a.m. to 7:00 p.m.

L. Travel Mileage Rate. Mayor Perkins stated he does not know who placed on the agenda the issue of travel mileage rate, but he is aware that the rate has been increased via federal guidelines because of the increase in gas prices, etc. Mayor Perkins stated he is compelled to recommend that the Council does not pass an increase in this travel mileage rate at this time. Mayor Perkins stated any increase passed has not been budgeted for and he encourages the Council to defer this action until budget negotiations take place for the next fiscal year. President Evans stated this information came from the Clerk's Office to him for the purpose of asking the Council to consider.

M. Pay Period for General Services Workers. President Evans asked Mayor Perkins if he had any information to share with the Council regarding the employees pay period increasing to two weeks as oppose to one week. Mayor Perkins stated this discussion was started about four years ago. President Evans stated he remembers the discussions. Mayor Perkins stated the whole premise of the discussion deals with the fact that the City has seven and sometimes eight payrolls per month. Mayor Perkins stated the idea is to cut the operating cost by reducing the number of payrolls. Mayor Perkins stated this is not etched in stone, but it is a discussion and he is hopeful that we do not end up with another "chicken little", "the sky is falling", and create a panic among the people. Mayor Perkins stated he does not know where this information came from, but there is nothing wrong with looking for ways to improve efficiency in government. Mayor Perkins stated a part of the discussion includes a phased approach to addressing this issue, starting with (1) allowing everyone who wants to get automatic payroll deposit to volunteer and sign up for it, and (2) making this provision available only to bi-weekly payroll. Mayor Perkins stated the next step would be to only setup new hires on a bi-weekly payroll, which started about two years ago. Mayor Perkins stated the next step was to encourage people who don't have checking accounts to consider the debit card and getting their money automatically deposited, thereby eliminating the need to go out and use the high priced services to cash their checks. Mayor Perkins stated this is a process to try to help the employees and try to help the City as well, and he simply asks that if the Council has a question about what goes on administratively, just pick up the phone and call him and he will be glad to talk with them.

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O. Noise Ordinance Enforcement. Councilman Williamson stated on the January report there was only one citation given for loud noise and asked Mayor Perkins if this is still an accurate figure. Mayor Perkins stated the Councilman should also note that there has been a substantial reduction in the number of complaints for loud noise. Mayor Perkins asked Chief Martin to address the Council on this issue. Chief Martin addressed the Council stating looking over the report, the Council will see approximately fifteen noise complaints and out the fifteen, probably not even half are noise complaints. Chief Martin stated he has talked with citizens, commanders and businesses, and he has been out on the streets about twenty-eight to thirty hours over the last two weeks and we do not have a loud noise problem in the City of Selma; the noise is down in the City of Selma. Chief Martin stated there are calls coming in, but some calls such as an "ice cream wagon parked in front of the door", or "I heard a strange noise coming from the back of the resident", etc. are put in the loud noise category. Chief Martin stated the noise is not there for an officer to write a citation and if there is no problem, a citation cannot be written.

II. CITY ATTORNEY REPORT

A. Resolution - #R119-05/06 - Baseball Equipment. Attorney Nunn stated a resolution has been presented to the Council concerning the bid proposal on Baseball Equipment. McClendon Athletic Center was the lowest responsible bidder for items #2, 4, 5, 6, 12, 16, 17, 18, 20, 21 and 22 in the amount of \$28,224.00, and Taylor Sports was the lowest responsible bidder for items #1, 3, 7, 8, 9, 10, 11, 13, 14, 15 and 19 in the amount of \$8,252.05, totaling \$36,476.05. A motion was made by Councilwoman Crenshaw and seconded by Councilwoman Martin to adopt the said resolution. A roll call vote was taken and the motion passed with a unanimous vote to the Council members present.

B. Resolution- #R120-05/06 - Softball Equipment. Attorney Nunn stated a resolution has been presented to the Council concerning the bid proposal on Softball Equipment. McClendon Athletic Center was the lowest responsible bidder for items #2, 3, 4, 5, 6, 9 and 10 in the amount of \$4,747.30, and Taylor Sports was the lowest responsible bidder for items #1, 7 and 8 in the amount of \$4,575.00, totaling \$9,322.30. A motion was made by Councilman Leashore and seconded by Councilwoman Martin to adopt the said resolution. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.

C. Resolution - #R121-05/06 - Baseball Uniforms. Attorney Nunn stated a resolution has been presented to the Council concerning the bid proposal on Baseball Uniforms. McClendon Athletic Center was the lowest responsible bidder for items #1, 2, 4 and 5 in the amount of \$14,281.00, and Taylor Sports was the lowest responsible bidder in the amount of \$1,320.00, totaling \$15,601.00. A motion was made by Councilman Leashore and seconded by Councilman Randolph to adopt the said resolution. A roll call vote was taken and the motion passed with a unanimous vote of Council members present.

D. Resolution - #R122-05/06 - Softball Uniforms. Attorney Nunn stated a resolution has been presented to the Council concerning the bid proposal on Softball Uniforms. McClendon Athletic Center was the lowest responsible bidder in the amount of \$5,520.00. A motion was made by Councilwoman Crenshaw and seconded by Councilman Leashore to adopt the said resolution. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.

E. Resolution - #R123-05/06 - Concession Rights 2006 Season. Attorney Nunn stated a resolution has been presented to the Council concerning the bid proposal on Concession Rights for the 2006 Season. Mr. Ronnie Caver, d/b/a, C.W. Catering was the most responsible bidder in the amount of \$3,550.00. A motion was made by Councilwoman Crenshaw and seconded by Councilman Leashore to adopt the said resolution. A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.

F. Resolution - #R124-05/06 - Carpet Installation at City Hall. Attorney Nunn stated a resolution has been presented to the Council concerning the bid proposal on Carpet Installation at City Hall. Rush Carpets was the lowest responsible bidder in the amount of \$22,983.80. A motion was made by Councilman Leashore and seconded by Councilwoman Crenshaw to adopt the said resolution. A roll call vote was taken and the motion passed with a majority vote of the Council members present. There were seven ayes and one nay. Councilman Williamson cast a nay vote.

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G. Resolution - #R125-05/06 - Painting City Hall Interior. Attorney Nunn stated a resolution has been presented to the Council concerning the bid proposal on Painting City Hall Interior. Malone Construction was the lowest responsible bidder in the amount of \$21,885.00. A motion was made by Councilman Leashore and seconded by Councilman Randolph to adopt the said resolution. A roll call vote was taken and the motion passed with a majority vote of the Council members present. There were seven ayes and one nay. Councilman Williamson cast a nay vote.

H. Resolution - #R126-05/06 - Executive Vehicle for Police Department. Attorney Nunn stated a resolution has been presented to the Council concerning the bid proposal on an Executive Vehicle for the Police Department. Jacky Jones Ford was the lowest responsible bidder in the amount of \$22,975.00, with four annual payments of \$6,384.54. Following discussion, a motion was made by Councilwoman Crenshaw and seconded by Councilwoman Allen to table the said resolution for further review at the next meeting. The motion carried with unanimous vote (show of hands) of the Council members present.

I. Rescind and Repeal Resolution - #R128-05/06 Assenting To Vacation of an Alley. Attorney Nunn stated a resolution has been presented to the Council concerning rescinding and repealing resolution - #R128-05/06 assenting to vacation of an alley. Attorney Nunn stated Attorney Garrison Thompson is also present to address the Council. Attorney Nunn stated if the Council recalls during a public hearing addressed to the Council on December 12, 2005, an alley was vacated behind AmSouth Bank and Stoney Vincent. Attorney Nunn stated after the Council approved the vacation of this alley, there was a problem as it relates to contacting a utility company. Attorney Nunn stated Alabama Power was not contacted and state law provides that all utilities and all budding landowners. Attorney Nunn stated the Council is asked at this time to rescind the previous approval of the resolution to vacate the alley. Attorney Nunn stated this transaction would be run in the newspaper again four times starting on February 15, 2006. Attorney Nunn stated all entities would be contacted to let them that the Council will be considering vacating this alley. A motion was made by Councilman Leashore and seconded by Councilwoman Martin to rescind the resolution #R113-05/06. The motion carried with a unanimous vote (show of hands) of the Council members present. Attorney Nunn stated a petition for rezoning and public hearing has been presented to the Council scheduled for March 13, 2006 at 5:00 p.m. A motion was made by Councilman Leashore and seconded by Councilwoman Martin to approve the said petition. The motion carried with a majority vote (show of hands) of the Council members present. Councilman Leashore stepped out of the Chambers at the time the vote was taken.

J. Alcoholic Beverage License Application - Retail Beer - Sandra's Gift Basket Boutique. Attorney Nunn stated the Council has been given a copy of a retail beer alcoholic beverage license for property located at 1012 Highland Avenue, trade name Sandra's Gift Basket Boutique. Attorney Nunn stated the Council is asked to place this license on first reading. A motion was made by Councilwoman Crenshaw and seconded by Councilman Randolph to place the said license on first reading. The motion carried with a unanimous vote (show of hands) of the Council members present.

K. Notice of Liquor License Application. Attorney Nunn stated the total cost for a 4x3 sign to be placed on the property of the applicant would be \$135.00 per sign. Attorney Nunn stated the cost of four signs would be \$540.00. Attorney Nunn stated once an applicant makes an application with the City Clerk's Office, the sign would be posted on the building two weeks prior to the approval of the license by the Council. Attorney Nunn stated this procedure was voted and approved during the last Council meeting; however, the question came up as to where the funds would be taken from. Councilman Leashore stated he would like to propose that the cost for the signs would be divided equally between the Council members to be paid from Council discretionary funds. During discussion, President Evans stated the Council member who would like to help defray this cost, do so, those who do not, that is your right. Councilman Leashore stated he would pay the total cost from his discretionary if needed.

L. Resolution #R116-05/06 - Condemned Property. Attorney Nunn stated if the Council recalls, a resolution was presented to the Council as it relates to condemning property. Attorney Nunn stated a clerical error, by the Code Enforcement Office, was made for the property that was listed as 210 Selma Avenue should have been listed as 210 Martin Luther King Jr. Street. Attorney Nunn stated the Council is asked to amend this resolution to reflect this change. A motion was made by Councilwoman Crenshaw and seconded by Councilman Randolph to amend

II. CITY ATTORNEY REPORT

the said resolution. The motion carried with a unanimous vote (show of hands) of the Council members present.

M. Ordinance #O102-05/06 - Amending Ordinance #O102-04/05 - Adoption of the City Council Rules and Procedures. Attorney Nunn stated a copy of the ordinance has been given to the Council for amending ordinance #O102-04/05. Attorney Nunn stated there are about five changes, which the Council desires to amend and the ordinance was approved and placed on first reading at the last Council meeting. Attorney Nunn stated there has been a lot of discussion on this matter and this amended ordinance includes placing the citizens' requests prior to the Mayor's report, the President of the City Council debating issues, department heads attending City Council meetings, preparing the agenda, anyone who becomes disrespectful or disruptive in a Council meeting. Attorney Nunn stated the Council is asked for approval of the same mentioned. A motion was made by Councilman Leashore and seconded by Councilman Randolph to approve the amendments to ordinance #O102-04/05. Following a lengthy discussion, a motion was made by Councilman Cain and seconded by Councilman Williamson to address sections five and six only of this ordinance at this time. Councilman Randolph stated he thought a motion was already on the floor for a vote on this item, which he seconded. Councilman Leashore concurred the motion was made by him. President Evans stated there was never a motion to his knowledge that the chair recognized and asked City Clerk Lois Williams to read the motion back to him. Ms. Williams stated as per her notes that the motion was made by Councilman Leashore and seconded by Councilman Randolph to adopt the amended ordinance. President Evans stated there was never a motion. Councilman Williamson stated the motions made by Councilman Leashore and Randolph was to adopt the ordinance as written. President Evans stated he did not hear a motion, but he will go back to that motion and he apologizes to Councilman Leashore and Randolph. An amendment to the original motion was then made by Councilman Leashore and seconded by Councilman Randolph to remove section 33 from the amended ordinance #O102-05/06. An amendment to the amended motion was made by Councilman Williamson and seconded by Councilman Cain to only adopt sections five and six of the amended ordinance #O102-05/06. A roll call vote was taken and the amended motion passed with a majority vote of the Council members present. There were five ayes and three nays. Councilman Randolph, Councilman Leashore and Councilwoman Crenshaw cast a nay vote.

BUSINESS ITEMS:

IV. HIGH INTEREST LOANS

President Evans stated the Council was given information prior to this meeting for review and research and since that time, lots of discussion has taken place between individuals pertaining to this matter of high interest loans. President Evans stated this issue exists not only in Selma, but in other areas as well, smaller and larger than Selma. President Evans stated he also spoke to Senator Sanders regarding this matter and he indicated he did not vote for this issue, but nevertheless it was one of those issues that received a great amount of votes in the legislature and the senate. President Evans stated he also tried to reach Representative Thomas and Representative Salaam, but was unsuccessful in his attempts, however, based on the records they voted for this issue. President Evans stated it is an area that has been brought to his attention and he wanted to make the Council aware of the issue that was voted on by the legislative body and senate for the high interest rate, but his understanding from Senator Sanders is that prior to this vote there was no limit basically in terms of how high the interest rate could go, and now there is a limit, which may be high, but there is a limit.

President Evans stated there is nothing the Council can do except to make an appeal to the legislative delegates to reintroduce the matter for more discussion. Councilman Williamson asked President Evans if he would ask Attorney Nunn to prepare a resolution from the Council to the legislative delegates and ask them to take some action regarding this matter. Councilwoman Crenshaw stated she feels it would be more beneficial to inform the public than making an appeal to the legislators. Councilwoman Crenshaw stated there would be a debate in the legislature about something that may never happen while the citizens remain ignorant of what is going on, and somehow we should do something within the law to let the people know about what is involved in this issue. Following discussion, President Evans asked Attorney Nunn if he would prepare this information for the Council and it was the consensus of the Council to do so.

**VI. SELMA PUBLIC LIBRARY FUNDING**

President Evans stated the Council is aware of the most recent information received concerning the Selma Public Library pertaining to the Dallas County Commission paying in January, which was mentioned in the last meeting, but did not have all the facts so the Council did not entertain the matter further. President Evans stated the Dallas County Commission did pay January utility bill, the Library will take responsibility for the February utility bill and the City will pay for March utility.

Councilwoman Martin stated she understood that the Dallas County Commission would take another look at what they could pay in the next fiscal year. President Evans concurred. President Evans stated there has been some discussion that the Council would continue paying monthly until which time something could be resolved. Councilman Williamson stated this matter was tabled and asked if it needs to be taken off tabled before discussion takes place. A motion was made by Councilwoman Crenshaw and seconded by Councilman Randolph to take this item off tabled for discussion. The motion carried with a unanimous vote (show of hands) of the Council members present.

During further discussion, a motion was made by Councilwoman Martin and seconded by Councilwoman Crenshaw for the City of Selma to pay the March utility bill for the Public Library. Councilwoman Allen stated she is concerned about what will happen after March and she did have a chance to meet with Mrs. Nichols and review the Library financial and operational funds to find out if the Library had enough funds to pay for utilities and she has to say that Mrs. Nichols has been very fiscally responsible with the money that she has been receiving. Councilwoman Allen stated she also identified that the operational funds have fluctuations, in that, they mainly also consisted of grants and a foundation, which fluctuate and not all the time going to really be dependable. Councilwoman Allen stated she would also like to commend Mayor Perkins, Senator Sanders and the representatives from the Dallas County Commission for reviewing the problems because all are concerned about the Library.

An amendment to the motion was then made by Councilwoman Allen and seconded by Councilman Williamson to say that after March if there is not a contingency plan in place for alternative payments by the City of Selma and the Dallas County Commission for payment of the utilities, that the City of Selma will pay the remainder of the utility bills for this fiscal year and revisit during budget time.

Councilwoman Crenshaw stated there was a panel established and decided what to do with this matter and she does not feel the Council should go beyond this decision. Councilwoman Crenshaw stated she feels we should wait until March to find out what will happen since Senator Sanders, Mayor Perkins and the Dallas County Commission came together on this issue and they should be the ones to go back to the table and make a decision.

Councilman Randolph stated he feels the motion made by Councilwoman Allen ties the hands of the City of Selma because the Dallas County Commission could now decide not to pay since it has already been established that the City of Selma will pay if the Dallas County Commission does not. Councilman Randolph stated his understanding is that the City of Selma and the Dallas County Commission would alternate payments until the end of the fiscal year. President Evans stated the Dallas County Commission stated they would only deal with one month and would not do anything else until the next fiscal year. A roll call vote was taken and the motion passed with a majority vote of the Council members present. There were five ayes and three nays. Councilman Randolph, Councilman Leashore and Councilwoman Crenshaw cast a nay vote.

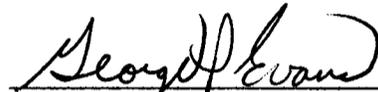
Ms. Mitchell asked, as far as the budget is concerned, if unappropriated funds would be used for these payments. President Evans stated unappropriated funds would have to be used and can be determined by the Council at the next meeting or on tonight.

A motion was then made by Councilman Cain and seconded by Councilman Williamson to use unappropriated funds to pay the Library utility bills in the event a contingency plan is not established.

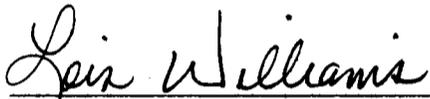
Councilwoman Crenshaw stated Ms. Mitchell needs to understand that the budget needs to be looked at from now until October and the amount of money that will be involved to pay that bill. Councilwoman Crenshaw stated we have now taken the legislators out of the plan and we are it, and the Treasurer needs to look at that because there is a concerted effort to break this City. No vote was taken on the motion made by Councilman Cain and seconded by Councilman Williamson.

**BUSINESS ITEMS:**

Following an intense discussion between President Evans and Councilwoman Crenshaw, President Evans stated Councilwoman Crenshaw was out of order. President Evans asked Councilwoman Crenshaw to leave the Council meeting. Councilwoman Crenshaw stated she would not leave unless President Evans leaves. President Evans consequently made an announcement to the police officers present that Councilwoman Crenshaw has been asked to leave the Chambers. During this occurrence, on motion made by Councilman Williamson, Councilwoman Crenshaw concurred, the Council adjourned this meeting at 7:56 p.m. and the remainder of the business items, the citizens' requests, standing committee reports and executive session were not discussed.

  
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GEORGE P. EVANS, PRESIDENT

ATTEST:

  
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LOIS WILLIAMS, CITY CLERK

APPROVED:

  
\_\_\_\_\_  
JAMES PERKINS, JR., MAYOR