Council Minutes
January 3, 2013 – 7:00 p.m.
Regular Meeting

The Pinson City Council met in regular session in Council Chambers at 4410 Main Street on Thursday, January 3, 2013. Councilor Churchwell 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 Roberts
Councilor Churchwell
Councilor McCain

Minutes: Councilor Roberts made a motion to waive the reading of the December 20, 2012, 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 December 20, 2012, meeting. Councilor Tanner duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, 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 Chair Comments:

Finance: Councilor Tanner made a motion to approve payment of the bills in the amount of $40,261.04; a copy of the bills schedule is attached. 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."

Annexation: Councilor Churchwell offered an ordinance annexing certain territory into the corporate limits of the City of Pinson, Alabama, known as Brook Crest addition to Innsbrooke Phase 1 Lots 105-112 and adjacent rights of way; and Brook Crest addition to Innsbrooke Phase 2 Lots 201-206; 211-214; and 217-221 and adjacent rights of way. Councilor Roberts duly seconded the motion.

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

Mayor Sanders, unanimous consent passes. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for a roll call vote on the main ordinance with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, ordinance passes unanimously as Ordinance No. 2013-01.

Public Safety: Councilor Cochran offered a resolution accepting the dedication of Brook Crest Way, Brook Crest Lane and a portion of Asheberry Drive and related rights of way in the Brook Crest addition to Innsbrooke Phases 1 and 2. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. Councilor Cochran stated that we are accepting the dedication of these streets contingent on a paving project they will be accepted when the paving is finished. Mayor Sanders called for any further discussion. As there was no further discussion, Mayor Sanders called for a roll call vote on the main resolution with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, resolution passes unanimously as Resolution No. 13-01.

Councilor Cochran offered a resolution authorizing the Mayor to accept a proposal for paving of Brook Crest addition to Innsbrooke, Phases One and Two. Councilor Tanner duly seconded the motion. Mayor Sanders called for any discussion. Councilor Cochran stated that this would include paving the properties and adjacent rights of way that we just annexed. Mayor Sanders stated that there is a little bond that was used by the county previously just to make the road passable, adding that these funds will come from our 4-5-6 account, we will also use PACA to purchase paving materials. Councilor Cochran stated that joining PACA cost $700.00 and it will save us approximately $10,000 on asphalt for this project. Councilor Churchwell stated that the total quote from Campbell's Asphalt for paving is approximately $19,600 and will be paid from our 4-5-6 fund and the asphalt material from Dunn Construction is approximately $31,000 and will also be paid from our 4-5-6 fund. Mayor Sanders called for any further discussion. As there was no further discussion, Mayor Sanders called for a roll call vote on the main resolution with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, resolution passes unanimously as Resolution No. 13-02.

Mayor's Report: Mayor Sanders stated that he had received and provided council with a proposal from SBM Systems regarding the City website. Councilor Roberts made a motion to accept a proposal from SBM Systems in the amount of approximately $2,000.00. Councilor Churchwell duly seconded the motion. Mayor Sanders called for any discussion. Councilor Roberts stated that SBM is the company that handles the City of Clay's website, which he was very impressed by. 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 "Let the record reflect the motion passed unanimously".

Mayor Sanders suspended rules to allow April Wallace, Library Director, to give the Library report.

Mrs. Wallace gave a report on what the Library is worth stating that if you consider the funding the library receives in relation to the benefits provided the citizens, the library returns almost $5 for every dollar of funding. Mrs. Wallace mentioned that the LSTA Grant, which the library received in August, will be used for purchasing items for the Children's Room. Mrs. Wallace added the LSTA Grant is the Library Services Technology Act, which is a Federal grant given to states and then distributed through the Alabama Public Library Service. The grant is for $7,000 and the city must match 25% which will be $1,750 for a total of $8,750. Mr. Wallace also announced several programs scheduled for upcoming months, Chair Yoga will now become a monthly event which will be the last Wednesday of each month at 10:00 a.m. There will be a Credit Awareness Class on, Saturday, January 12th at noon. On February 2nd from 10:00 a.m.-2:00 p.m. there will be a Book Sale and a Blood Drive.

Mayor Sanders reinstated rules.

Old Business: None.

New Business: Councilor Tanner offered an ordinance of the City of Pinson, Alabama to exempt certain "Covered Items: from the municipal sales and use tax during the first full weekend of August 2013, as authorized by §40-23-213 of the Code of Alabama, generally referred to as the State Sales Tax Holiday Legislation and certain Emergency Preparedness Items under Act Number 2-12-256, February 22, 2013 through February 24, 2013. Councilor Roberts duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, 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 Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, ordinance passes unanimously as Ordinance 2013-02.

Councilor Cochran offered a resolution authorizing the Mayor to receive bids for Debris Removal; said bids to be returned by the 31st day of January 2013, at 4:00. Councilor McCain duly seconded the motion. Mayor Sanders stated that the threshold on mowing and debris is $15,000 and because of the storms we were over for on call debris removal only. This is not dumpster or residential trash pickup. Mayor Sanders added the date for this contract will be February 1, 2013 through January 30, 2014. Mayor Sanders called for any discussion. As there was no discussion, 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 Roberts-yes; Councilor Churchwell-yes; councilor McCain-yes.

Mayor Sanders, resolution passes unanimously as Resolution 13-03.

Councilor Cochran offered a resolution authorizing the Mayor to receive bids for the roof replacement at Palmerdale Homestead Community Center, to be returned by 3:00 p.m. on February 23, 2013. Councilor Tanner duly seconded the motion. Mayor Sanders called for any discussion. Councilor Churchwell stated that this is not something that has caught us by surprise we have known for several years that the roof was in need of repair. Mayor Sanders added that because it was over $50,000.00 it had to be approved by the Board of Education which they have done. Mayor Sanders called for any further discussion. As there was no further discussion, 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 Roberts-yes; Councilor Churchwell-yes; councilor McCain-yes.

Mayor Sanders, resolution passes unanimously as Resolution 13-04.

Public Comment: None

Councilor Cochran offered a motion to enter executive session for the purpose of discussing real estate, trade and commerce and litigation. Councilor Roberts duly seconded the motion.

Attorney Black, according to the Alabama Open Meetings Law, I provide certification that this Executive Session is necessary to discuss pending and/or threatening 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 called for all opposed say "no", all in favor say "aye. Mayor Sanders, "Let the record reflect the motion passed unanimously". Mayor Sanders stated we will not reconvene other than to adjourn and the session should not exceed 30 minutes.

Mayor Sanders called council out of executive session.

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 8:40 p.m.

Respectfully submitted,
Marie Turner, City Clerk

January 3, 2013 Minutes
Adopted ____________

Bills: 01/03/13

BJC Animal Control	$ 885.00
Alapestco	360 .00
Mayer Electric	270.74
Alabama Power-City Hall	1,217.59
Triangle Park	50.98
Lane St.	30.42
PHCC	2,403.42
Comm. Ctr.	148.99
Trussville Utilities-City Hall	574.65
Comm Ctr	142.67
Hand Arendall	6,761.84
Stone & Sons	240.00
AAMCA-Annual Clerk Dues	30.00
Cutters Small Engine	2,280.00
Best Insurance	**656.00**
Borland Benefield-June 30, 2012 Audit	**13,000.00**
Randall Terry-PHCC	400.00
Midwest Tape-Library	201.86
The Book Farm-Library	1,348.76
The Library Store-State Aid	313.22
Regions mortgage (capital)	3,854.18
Call-A-Haul (misc road)	1,339.12
Verizon (misc road)	550.18
Moore Coal Co. (misc road)	216.00
Craig's Lawn Srvc (7-2)	2,917.50
Alabama Power-streetlights (7-2)	67.92
TOTAL	**$ 40,261.04**

December Gross Payroll $23,364.19

Account Balances @11/30/12:	
Regions General Fund	$602,439.51
Regions MM Capital Fund	4,286.01
Regions Debt Service Fund	1,948.30
Hometown-Library Fund Acct.	1,520.48
Wachovia 4-6-5	258,245.78
Wachovia 7-2	246,593.07
Wachovia Misc. Road	30,292.63
Reserve CD @ 12/21/12	$250,911.48