

**MINUTES OF THE
SELMA CITY COUNCIL
FEBRUARY 13, 2012
5:00 P.M.**

Call to Order

Invocation: Pastor David Perry,
New Selmont Baptist Church

Pledge of Allegiance

The Selma City Council met in a regular session in the Council Chambers of City Hall on Tuesday, February 13, 2012 at 5:00 p.m.

ROLL CALL

The following members were present during roll call: Council President Dr. Cecil Williamson and Council Members Councilman Thomas Atchison, Councilman Greg Bjelke, Councilwoman Angela Benjamin, Councilman Benny L. Tucker, Councilwoman Bennie R. Crenshaw, and Councilman Corey Bowie. Others present were Mayor George Evans, City Clerk Ivy S. Harrison, City Attorney Jimmy Nunn, City Treasurer Cynthia Mitchell, and the Mayor's Executive Assistant, Ms. Brenda Smothers. Councilman Samuel Randolph was absent during roll call, but arrived at 6:12 p.m. Councilwoman Susan Keith was absent from the Council Meeting.

APPROVAL OF AGENDA

President Williamson asked for the approval of the agenda items. A motion was made by Councilwoman Crenshaw, and seconded by Councilman Tucker, to approve the agenda items as written, with the exception of amending and moving the Item of Public Comments on Redistricting, to just before 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

After approval of the agenda, President Williamson asked for the approval of the minutes of January 17, 2012 Special Called Meeting Minutes. A motion was made by Councilman Tucker, and seconded by Councilman Bowie, to approve the minutes of January 17, 2012. **A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.** A motion was then made by Councilwoman Benjamin, and seconded by President Williamson, to approve the minutes of January 24, 2011 Regular Meeting Minutes, and January 31, 2011 Reconvened Regular Meeting Minutes. **A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.**

PUBLIC COMMENTS ON REDISTRICTING

Mr. Kurt Marks addressed the Council, and stated that he is a resident of Ward 6, and that he was present to make public comments on behalf of some of the Citizens of Ward 6, who are concerned about the changes to the Map, and the situation in their area. Mr. Marks further stated that it concerns them, as well as, Councilman Tucker. Mr. Marks stated that he would like to take a few minutes to read a statement, which stated:

"I am here today to speak on the issue of rezoning or changes to the Map involved in Ward 6. These concerns are directed to you Rev. Tucker because you are the Council Person for Ward 6, and we understand that you are responsible for these changes. I believe that they are unneeded changes, changes that really will

only benefit you. We usually only have two Individuals running for City Council; Rev. Tucker and Mr. Leashore, so if this happens, we will only have one Individual running for City Council. That might not be a problem for other people but we would like to have a choice of who we vote for, not who we settle for, and not having an opportunity to vote.

- (1) We are here to present petitions protesting a move by the City Council to have a portion of a street removed from Ward 6, and placed in Ward 5 which might be for political reasons.
- (2) We are here to speak on behalf of the five Families that live on that portion of Vine Street that have always voted in Ward 6. Some of them do not get around that well.
- (3) We are here to let you know that if you and the Council vote on the Map with the changes that move these Families from Ward 6 to Ward 5, these Families will leave a voting place close to their neighborhood (St. John Baptist Church) in Ward 6 to a voting place (Rangedale apartments), near Highland Avenue in Ward 5.
- (4) Rev. Tucker, I hope that you will not inconvenience five Families (some who are sick and elderly) for the fear of having to run against Johnnie Leashore, if that's the situation, I think every Voter in Ward 6 has been having this opportunity, and I think the competition is very helpful. I've talked with you, and I've talked with Johnnie Leashore, and I think we've been having pretty good conversations. One thing about it, when you go to the Polls you have to understand, if you've been doing the right job, and been successful at what you've been doing, you will be re-elected, but if you haven't you'll be rejected, and that's not a bad thing as long as it's somebody that you're competing against.

So, I say in closing, 'never let your fears help you to make a decision that you may regret'. And, I thank you."

President Williamson asked Mr. Marks for copies of his Statement, and Petition, to be presented to Attorney Nunn, for Submission to the U. S. Justice Department.

President Williamson thanked Mr. Marks for his Comments.

CITIZENS' REQUESTS

Mr. Roosevelt Johnson
Selma Youth Sports Initiative/Selma Shock
Re: Re-Introduce Program/Discuss AAU Super Regional Event

Ms. Judi Porter (Ms. Patricia Tharp)
Central Alabama Animal Shelter - 5th Annual PAWS Ball - Saturday, February 25th - Carl H. Morgan Convention Center
Re: Funding Request

Mr. Sam Walker
"Bridge Crossing Jubilee"
Re: Funding Request

MAYOR'S REPORT

Mayor Evans Wished Everyone, Especially the Ladies, A "Happy Pre-Valentine's Day"!

PROCLAMATION. Mayor Evans stated to Council that he would like to present and acknowledge the following Proclamation, and that each of them should also have a copy within their packets:

Proclamation - "Black History" Month. Mayor Evans stated he would like to recognize and present a Proclamation, honoring "**Black History" Month.** Mayor Evans, on behalf of himself and the Council, read the Proclamation in its entirety, which states, "Whereas, Dr. Carter G. Woodson established Black History Week in February 1926, and the Observance was expanded to Black History Month in 1976, and February was designated as the Month in which especially memorable events should be recognized and celebrated; and Whereas, Black History Month affirms the importance of Black History which spans thousands of years, and includes some of the greatest, most advanced and innovative Societies in World History; and Whereas, Selma can count among its past and present Citizens many African-Americans with State, National and International Prominence and Black History Month is a time to Honor, Celebrate and to be Inspired by their contributions to the Social, Economic, Cultural and Political Life of the City, the State, the Nation, and the World; and Whereas, Selma was the Site of the Selma-to-Montgomery Marches that led to the passage of the Voting Rights Act of 1965 and Black History Month reminds us that Selma is recognized World-Wide as a symbol of social change and equal opportunity for all, and challenges us to reaffirm our efforts to eliminate all forms of discrimination, and re-commit ourselves to building an inclusive Community. Mayor Evans and the Council hereby proclaim February, 2012, as Black History Month in the City of Selma,

and encouraged all Citizens to explore the History and Culture of Black Americans, and to Observe the Month with appropriate Programs, Ceremonies, and Activities. Mayor Evans and the Council asked all Citizens to join in this "*Observance*", which was received with a "*Round of Applause*"!

A. Trailways Announcement. Mayor Evans stated that there is something that is about to be announced to the Public right now, by Mr. Mark L. Szyperski, Trailways Transportation System, and through Mrs. Sheryl Smedley, who has also been working with him on this. Mayor Evans asked Mrs. Sheryl Smedley to come forward, along with Mr. Mark L. Szyperski, Corporate Vice President of Trailways Transportation System, to address the Council with an Announcement that he would like to make. Mayor Evans stated that they are going to re-open Trailways Bus Station which will be opening up in two (2) weeks in our City. Mayor Evans stated that he is so happy that we now have Trailways Bus Station back in our City, and asked Mr. Mark L. Szyperski to address the Council with his Announcement. Mr. Szyperski addressed the Council, and stated that they are all very excited about this, and that it is a result of a Federal Grant that is funding it, through the State of Alabama Department of Transportation administering it, which is meant to bring inner-City bus service connecting the rural communities with Selma, and then connecting Selma with the communities of Tuscaloosa and Mobile. Mr. Szyperski further stated that the bus is going to start in Mobile, go up through Selma, and go up to Tuscaloosa, and will arrive there in the early morning hour of 7:30 a.m., and will not leave Tuscaloosa until 5:30 p.m., which will allow those who need to go to Doctor Appointments; commute to work in Tuscaloosa, or if someone who has a Student at one of the Colleges, to use the bus to get there. Mr. Szyperski stated that this will also allow students who wish to travel home for the weekends to take the bus after class and go south to Mobile, and if needed, connect to other points. Mr. Szyperski further stated this will allow someone who wishes to attend a Football game to stay out of traffic and parking, and take the bus up there and back. Mr. Szyperski stated that he really wanted to thank our Chamber of Commerce for really helping them with getting this done, and that he has gotten a lot of support from everybody. Mr. Szyperski further stated that this Grant helps us to get going, and it should become self-sustaining, and they truly believe that, because of the request and support that they are getting already. Mr. Szyperski stated that Ms. Sheryl Smedley has been very helpful, and that Mayor Evans has been so kind to visit with him, and he wanted to make sure that we heard it "first" here so that we would have any information needed should anyone come to us seeking information. President Williamson stated that this is indeed good news, and he wanted to "welcome" Trailways back to Selma, and thanked Mr. Szyperski very much. Mayor Evans thanked Mr. Szyperski, and stated, as was indicated that he and Mr. Szyperski have been meeting, and that this is just a "beginning", and eventually they will be going to Birmingham and Montgomery. Ms. Smedley thanked Mr. Szyperski and Mayor Evans, and the City Council, and stated that she felt a "great" opportunity, and we're excited. Mr. Szyperski stated that they are starting on Monday, February 27th, and that we should be running service in time for the Bridge Crossing Jubilee, and they are also meeting with AmTrak, in an effort to make a connection, that they can come down that way, too. Mr. Szyperski passed out Trailways "Luggage Tags" to everyone. This Announcement about the Re-Opening of Trailways Bus Lines in the City of Selma was received with a "*Round of Applause*"!

B. Monthly Financial Report - January, 2012. Mayor Evans stated to Council that they should have within their information a copy of the Monthly Financial Report for the Month of January, 2012, which was delivered to them on today. Mayor Evans stated, as can be seen, we did have an increase in our Revenue in the amount of \$40,863.43, for January. President Williamson stated as is indicated on the Report, we can see an increase in our Sales Tax Revenue for the first three (3) months of this fiscal year, in the amount of \$197,955.73 compared to the three (3) months of the preceding year, which is encouraging! President Williamson also stated that the Lodging Tax is up by \$8,864.68, which means that people are still coming here, and that is encouraging, also. Councilwoman Crenshaw stated to Mayor Evans that she is making a request to start having these reports put on a disc, and Mayor Evans stated he would look into that for her, and see what he can do about that, that he would have to check with the Finance Department, and the IT Department, and asked that she check back with him on this.

C. Police Report - January, 2012. Mayor Evans stated to Council that they should each have before them a copy of the Police Report, and that they were also given the Noise Statistics. Mayor Evans further stated that they should have gotten this Report over the weekend for their review.

D. Code Enforcement Report - January, 2012. Mayor Evans stated to Council that they should each have before them a copy of the Code Enforcement Report. Mayor Evans further stated if there are any questions, Mr. Darryl Moore is here to answer those questions.

E. State of the City Address. Mayor Evans stated he wanted to thank everybody again for coming, and being a part of the State of the City Address. Mayor Evans further stated that the State of the City Address is on the WebSite, in case anybody would like to see a complete slide presentation, and that it can be seen at: www.selma-al/gov/docs/SOC2012.pdf.

F. Resolution #R153-11/12 - Award of Contract for the Purchase of a Sports Utility Vehicle for the Fire Department to Turner Chevrolet. Mayor Evans stated to Council that they should have before

them Resolution #R153-11/12, Award of Contract for the Purchase of a Sports Utility Vehicle for the Selma Fire Department to Turner Chevrolet, in the Amount of \$26,746.80. Mayor Evans stated to Council that Fire Chief Michael Stokes is here, and asked that he come forward to address the Council in the event they had questions. Mayor Evans stated that Bids were *Let* on One (1) Sports Utility Truck for the Selma Fire Department on January 31, 2012, and Turner Chevrolet Buick Company was the lowest responsible Bidder, in the amount of \$26,746.80, with the 3% Rule in effect compared to the Bid received from the State of Alabama Bid. During discussion, a motion was made by Councilman Atchison, and seconded by Councilwoman Benjamin, to approve Resolution #R153-11/12, Award of Contract for the Purchase of a Sports Utility Vehicle for the Selma Fire Department, to Turner Chevrolet in the Amount of \$26,746.80, via Account Number 1.6500 51055. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

G. Resolution #R154-11/12 - Award of Contract for the Repair and Replacement of Old Safety Railings, Fence and Gate at Riverfront Park to Morrow Ornamental Iron. Mayor Evans stated to Council that they should have before them Resolution #R154-11/12, Award of Contract for the Repair and Replacement of Old Safety Railings, Fence and Gate at the Riverfront Park to Morrow Ornamental Iron. Mayor Evans stated to Council that Ms. Charlotte Griffeth is here, and asked that she come forward to address the Council with an explanation. Ms. Griffeth addressed the Council, and stated Resolution #R154-11/12 relates to the railing down on the Riverfront, right behind Grumbles Restaurant, that was damaged during the storm, which was bent when a tree fell on top of it. Ms. Griffeth further stated that we are also putting a gate there for safety purposes where the stairway is leading down to the Riverfront Trail. Ms. Griffeth stated that the Bids were \$20.00 a part, and we did not get the itemization from both Bidders, but when we went back and did the itemization we found some discrepancies there, and the Bidder who was \$20.00 less said that he would not be able to fulfill, and withdrew his Bid. Ms. Griffeth stated in an Email he indicated that he could not get the decorative railing; further that, because the gate was supposed to match the railing he said he could not do the decorative railing. President Williamson asked Ms. Griffeth to check with our Insurance Company, Mr. Sikes, to find out why they Denied our Claim, and then to contact the Contractor, Northwest Building Supply Company, to see if they had insurance to cover this damage and loss, and she stated that she would. During discussion, a motion was made by Councilman Bowie, and seconded by Councilman Bjelke, to approve Resolution #R154-11/12, Award of Contract for the Repair and Replacement of Old Safety Railings, Fence and Gate at the Riverfront Park to Morrow Ornamental Iron, in the amount of \$8,990.00, to be encumbered from the Riverfront Development Account #7.4000 45600. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

H. Resolution #R155-11/12 - Award of Contract for the Survey of Historic African-American Neighborhoods to Dr. Carroll Van West. Mayor Evans stated to Council that they should have before them Resolution #R155-11/12, Award of Contract for the Survey of Historic African-American Neighborhoods to Dr. Carroll Van West. Mayor Evans asked Ms. Griffeth to address the Council with an explanation of Resolution #R155-11/12. Ms. Griffeth addressed the Council and stated in this particular Grant, we have a short "window" to reclaim funds that the Alabama Historic Commission has. Ms. Griffeth further stated that Ms. Louretta Wimberly came before the Council just before we were awarded this Grant, and asked the City to provide the \$4,000.00 Grant Match for it. Ms. Griffeth stated that we did request a R.F.P., from Four (4) Consultants who were on the State List, and the deadline was January 6, 2012, that we did not receive any, however, we extended the deadline to January 13th which was a week later. Ms. Griffeth further stated we only received One (1) Proposal from Dr. West, which she presented here, and she is asking the Council's consideration and approval so that the City can move forward with a Contract for \$8,000.00. During discussion, President Williamson asked if there was a motion that we approve this Contract? A motion was made by Councilman Tucker, and seconded by Councilwoman Crenshaw, to approve Resolution #R155-11/12, Award of Contract for the Survey of Historic African-American Neighborhoods to Dr. Carroll Van West, in the amount of \$8,000.00, with \$4,000.00 coming from the Alabama Historic Commission Grant and \$4,000.00 from the Grant Match Account. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

I. Contract for Cabela's King Kat Classic Tournament. Mayor Evans stated to Council that they should have before them a Contract for Outdoor Promotions, Incorporated d/b/a Cabela's King Kat Classic Tournament, who would like to locate here in Selma for the purpose of doing a "Catfish" Tournament. Mayor Evans further stated that they have been all over the United States, that they were in the Louisiana area recently, but because of the Oil Spill and other things, they want to change locations. Mayor Evans stated that they selected Selma, if Selma is interested in being a part of that. Mayor Evans further stated that the Invitational Tournament (Qualifying Tournament) will take place on June 23rd, and the Classic Tournament is scheduled for September 27th, 28th, and 30th, 2012. Mayor Evans stated that we will have to come up with the initial investment of \$8,000.00. Mayor Evans stated that the County is interested in doing this with us, so they will put up \$4,000.00, and we will have to come up with \$4,000.00. Mayor Evans further stated that we have gotten \$2,000.00 from Contributors who have already donated towards this, and the only amount that he is asking the City to approve right now is \$2,000.00. Mayor Evans stated in the Fall there will be roughly 400 - 500 people in our City, staying at Hotels and visiting Restaurants for this event, which that will be an annual event from that point on. Mayor Evans further stated at that point, and going into a new Budget Year, it will require us to come up with approximately \$22,500.00 to match the County, in terms of the

total contract amount of \$45,000.00 that would be at that time, but all we are required at this point and time is to come up with \$2,000.00 for this Year's Events. President Williamson asked if the \$8,000.00 that would be paid this year, would be subtracted from the \$45,000.00? Mayor Evans answered, and stated that the \$8,000.00 will be deducted from the \$45,000.00, and we would have to come up with the additional \$18,500.00 in October, 2012, if we choose to move forward with this. Mayor Evans asked Coach Reece to come forward, and address the Council with an explanation. Coach Reece addressed the Council, and stated that the Cabela's Katfish and Trail is actually Crappie and Catfish, and last year's Tournament was held in Sheffield, Alabama, and they did not have enough room for all of them, and that some ended up staying in Florence. Coach Reece further stated that it is a 3-day Tournament, and that 500 Fishermen came in last year. Coach Reece stated that whomever has the largest Fish in the Invitational Tournament, goes in the Classic Tournament and competes. Councilwoman Crenshaw stated that she has no problem with going "business to business", helping to be able to get that amount of money, but that she would not be in support of that at this time. Councilwoman Crenshaw further stated that she is concerned about jobs for children, and that she would not support it based upon the fact that unless we are going to be able to come up to at least 80 - 100 jobs this summer for the Children. Councilwoman Crenshaw stated that she thinks everything that we are doing should be geared towards that. During discussion, President Williamson asked if there was a motion that we move forward with this? A motion was made by Councilman Bjelke, and seconded by Councilman Atchison, to approve the Contract for Cabela's King Kat Tournament Trail (Outdoor Promotions, Incorporated), in the amount of \$2,000.00 via the Pension Fund. A roll call vote was taken and the motion passed with a majority vote of the Council Members present. There were seven affirmative votes and one nay vote. Councilwoman Crenshaw cast a nay vote. During roll call, Councilwoman Crenshaw stated that her vote is no for the reason that she stated.

J. Municipal Court Amnesty Program. Mayor Evans stated to Council that he would just like to remind everyone of the Amnesty Program that is being offered by the Selma Municipal Court, which is for the whole entire month of February, 2012. Mayor Evans further stated that this is a one-time, good faith Amnesty Program, to allow anyone who meets the requirements an opportunity to pay their outstanding traffic tickets without going to jail. Mayor Evans stated anyone who has questions, or need to see if they have an outstanding warrant, can contact the Municipal Court at 334/874-2135.

K. Citizens Police Academy. Mayor Evans stated that they are still working on this, and that names are still coming in at this point and time, to bring in Citizens to the Citizens Police Academy. Mayor Evans further stated that the Selma Police Department is accepting applications now for the Citizens Police Academy, and that the Academy will run from April 3rd through May 15th. Mayor Evans further stated that the sessions will be held every Tuesday Evening from 6:00 p.m. - 8:00 p.m., at the Selma Police Department, In-Service Training Room. Mayor Evans stated that a Graduation Ceremony will be held on the final class night which is Tuesday, May 15th. Mayor Evans further stated that Applicants must be 21 years of age, and reside within the City of Selma or Police Jurisdiction, and not have any prior felony arrests or convictions, nor any misdemeanor arrests or convictions. Mayor Evans stated that anyone interested may obtain applications from the Selma Police Department, and if they have any questions they may contact Lt. Tommy Weber at 334/874-5261.

L. Resolution #R156-11/12 - Resolution in Opposition to H.B. 54 and S.B. 81 Amending the Alabama Underwater Cultural Resources Act. Mayor Evans stated that to Council that he thinks Councilman Bjelke mentioned this, and that last year we sent a letter to the Legislative Committee, asking them to support Legislation that would not allow anyone to dive and take Artifacts from our River. Mayor Evans further stated at this point it is a matter of re-submitting another letter as we did before, to see if we can get State Legislation to not allow People to come into our River and take Artifacts. Mayor Evans stated to Council that we will submit a letter again, as was done last year, and ask the Committee to not let it go through for the purpose of protecting the Artifacts here in Dallas County. President Williamson stated that we really do need to do that because we have got more in the River from the War here than anywhere else, because so much was just pushed in the River before the Battle of Selma, and we would be over-run with People if it did pass. Councilman Bjelke stated that there is a safety issue here, as well. President Williamson stated to Mayor Evans that he thinks it would be a good idea as he suggested, to at least send another letter over there. Mayor Evans stated that he will do that, and get that out this week.

M. Central Alabama Regional Child Advocacy Center T-Shirt Fundraiser. Mayor Evans stated to Council that they should have a copy of this within their packets, as it relates to the Central Alabama Regional Child Advocacy Center T-Shirt Fundraiser. Mayor Evans further stated to Council that they are asking for a contribution from the Council, and are also asking each Council Person to purchase a T-Shirt, which he thinks are \$15.00 each. Mayor Evans stated that they are asking them to wear the T-Shirts to one of their Council Meetings, in support of the Central Alabama Regional Child Advocacy Center Program for Child Abuse Prevention Month in April, 2012. Mayor Evans further stated that this is in the month of April, and maybe the 2nd Tuesday in April, they will all buy a T-Shirt, and wear it in support of this Program. Mayor Evans stated that Ms. Lauri Cothran has the T-Shirts, and he will make sure that everybody gets a T-Shirt if they're interested, and wants to purchase one.

N. Trash Trailer Locations for February, 2012. Mayor Evans stated to Council that they should have before them a schedule for the Trash Trailer Locations for the Month of February, for Ward Two and Ward Three.

O. Update on Report from A.D.E.M. Mayor Evans stated to Council that he gave each of them a copy of A.D.E.M.'s Report for the Pre-Disposing Inspection. Mayor Evans stated that said Report states that on January 25, 2012, Mr. Kelly of the Alabama Department of Environment Management (A.D.E.M.), performed a Post-Construction Pre-Disposing Inspection of Cells, 2-B and 3, at the referenced Landfill, which is the Landfill on Water Avenue, behind our Public Works Department. Said Inspection further states, "based on the visual inspection of the Cells and the Engineering Certificate received on January 24, 2012, the Department has determined that the Cells are in compliance with all of the requirements and conditions of the Permit". Mayor Evans stated that we have begun taking trash to the Landfill on Water Avenue, and he wanted to update the Council on this.

P. Reminder, and Announcements. Mayor Evans stated he would like to announce, and advise the Council of the following:

- (1) A.C.T.A. (A Call to Action) Meeting – February 20, 2012, at 5:00 p.m. – Carl H. Morgan Convention Center
- (2) City-Wide Clean-Up Day – February 25, 2012 – Council Chamber
- (3) Animal Shelter Paws Ball – February 25, 2012
- (4) Bridge Crossing Jubilee – March 1 – 5, 2012
- (5) Inaugural Alabama River Chili Cook-Off – March 8, 2012, 5 – 8 p.m., Water Avenue
- (6) Arts Revive Juried Art Exhibit – March 10, 2012
- (7) Historic Selma Pilgrimage – March 16 – 17, 2012
- (8) Selma City Schools Butterflies and Bridges 8K Race and Fun Walk – April 14
- (9) Mayors' Charity Ball – April 19, 2012
- (10) AHSAA Track Meet – May 4 – 5, 2012
- (11) Selma Walton Theater Coming Attractions
- (12) Pray for Selma Every Wednesday, between the Hour of 10:00 a.m. and 11:00 a.m.

View the City of Selma Calendar at www.selma-al.gov and the Chamber of Commerce Calendar at www.selmaalabama.com for details and upcoming events.

CITY ATTORNEY'S REPORT

A. Redistricting/Public Comments Date/School Board. Attorney Nunn stated to Council that what they have before them is *Resolution #R152-11/12, A Resolution to Proceed with the 2012 City of Selma Ward Realignment Plan*. Attorney Nunn further stated that we have got to go ahead and proceed in giving the City Attorney the authority to proceed in preparing one of the versions of the Plans. Attorney Nunn stated to Council that we have got to hold at least 1, 2, 3 or however many Public Forums, prior to the adoption of the Ordinance. Attorney Nunn stated Resolution #R152-11/12 will allow the City Attorney's Office to go forth and proceed in drafting the descriptions and realignments for getting the proposed Ordinance ready to be presented to the Council. Attorney Nunn further stated that in-between that time before the Council votes on the Ordinance, we hope that the Council will have had at least 1 or 2 Public Forums prior to voting on the Ordinance. Attorney Nunn stated tonight we are asking for the passage of Resolution #R152-11/12, but prior to the passage of the Resolution we need to decide which Version would we like to proceed with. Councilwoman Benjamin stated that she did not see if Montague was placed back in Ward 4. Attorney Nunn stated to Councilwoman Benjamin that he called Montgomery today, and they will have those changes ready for us on tomorrow. Attorney Nunn further stated that there are several changes to be made, which are simple changes, and that they can be put into either Version. Councilwoman Crenshaw stated to President Williamson that she thinks a lot of work has been put into Version 1, and she would think that that "1" would be one to proceed with. Councilman Randolph stated that he agrees with Councilwoman Crenshaw on Version 1; that he knows it probably won't happen but he really truly believes Wards 4, 5, 6, 7 and 8, that they are having people going all over town, trying to vote. Councilman Randolph further

stated that in those Wards they are discouraging people from going to vote; for instance, people in Councilman Tucker's Ward are going to be coming to Selma High School to vote, and they are just down the street from St. John Baptist Church. Councilman Randolph stated that is frustrating to people, and that they need to be closer to their Polling Places, but for some reason they are wanting people to run all over town to vote. Councilman Randolph further stated when they go to their old Polling Place to vote, they are going to become frustrated. Councilwoman Benjamin stated to President Williamson when she sat down to do Version 1, as can be seen, a lot of Ward 4 was "chopped" out because somebody decided to say, "let's just see how it looks", and Ward 4 East never got put back into Version 1 when she sat down to the computer, because right after here it was said, "we're just playing with it; let's just see how it looks". Councilwoman Benjamin further stated that you can see the "dips", and in Versions 1 and 2, it is totally the entire Ward 4 East "chopped" out almost. Councilwoman Crenshaw asked Councilwoman Benjamin, can she possibly put some back? Councilwoman Benjamin answered, and stated that in Wards 3, 4 and 5 most of the streets were put back in 5 but she does not know what else has been done to Ward 5. Councilwoman Benjamin further stated that she certainly wanted her Montague area placed back because it will not affect anybody's "numbers" up here because it was already there. Councilwoman Crenshaw stated that she is finding over 125 names of people who state that they do not care to make that change. Councilman Randolph stated on Wards 4 and 5, he is picking up the right side of Earl Goodwin Parkway, and it does not make any sense for him to be picking up some, and then giving Councilman Tucker something out of his Ward; that he does not understand that, and if there is something to give, it should be from Earl Goodwin Parkway because he is trying to keep people all in one area, voting together. Councilman Randolph further stated that in Wards 1, 2 and 3, most of those people live close to their Polling Place. Councilman Randolph stated that they have the time now to put everybody close to a Polling Place. Councilman Randolph further stated that there are people on the North Side of Broad Street coming past the Polling Place at the Mall, to vote at Selma High, and some people right at Selma High School have to go and vote at the Mall. Councilwoman Benjamin stated to Councilman Randolph that Earl Goodwin Parkway that he mentioned, is in Ward 4, and no matter how they look at this, 800 people must leave Ward 4 and go somewhere, and somebody made the plan and mentioned, "let's push downward and over" when they sat down at the computer. Councilwoman Benjamin further stated that he had suggested Ward 6; however, it has to be contiguous and they have to be touching the other Wards in order for it to go there. Councilwoman Benjamin stated if he is suggesting that Earl Goodwin Parkway goes out of Ward 4 to Ward 6, then he would probably have to give Lakewood area over if it is not already over to 6, to make that happen which will change the "numbers" drastically because they have to be contiguous, and that's not "them"; that "they" did not make that up; that it came from the Justice Department. Councilman Tucker stated to President Williamson that the Justice Department made this suggestion on what they can do; all they would have to do is move the Polling Places and adjust them to where the People will be accommodated, and they wouldn't have to go so far to vote, and that's not a problem. Councilman Tucker further stated that the County made their changes and there was not an uproar; they made it with a smooth transition. Councilman Tucker stated that People are not going to be satisfied no matter how they draw it, and that it cannot stay the same because the Justice Department says that they must change it; the ten years have expired. Councilman Tucker stated he does not see what the uproar is about; that this is about voting, and it's not affecting anybody. Councilman Tucker stated that this should not discourage anybody; "just go out and vote". Councilman Tucker stated if they have to make a change, just change it; so, he suggests that we go with Version 5. President Williamson asked Councilman Tucker if he was making a motion? Councilman Tucker answered, and stated that he is making that motion. Councilman Randolph asked if he was suggesting that they go with Version 5 which he is cutting 4 People out of Ward 6 because "you're scared of Johnnie Leashore"? Councilman Tucker answered, and stated, "it's not about Johnnie Leashore". Councilman Randolph stated, "what he is saying, disenfranchisement of people for political reasons; that's a game you're playing". Councilman Randolph further stated if they do anything, "let's go back to the beginning; scratch the whole 'mess'; that it's coming down to a mess". Councilman Randolph stated he sees on 5, "you're cutting out the Freedom Foundation, taking them out of Bjelke's Ward. What sense does that make? You've got people living on Tremont and Mabry who will have to go Ford's Grocery. Those people are not going to want to go to St. John Baptist Church; that is wrong, so we should 'scrap' 5 altogether". Councilman Atchison stated maybe he's just missing the "big" picture but what are they are arguing about the different Plan for now if you say that we can change? Attorney Nunn answered, and stated that this Resolution #152-11/12 is only giving the City Attorney authority to proceed. Councilman Atchison asked if they could do that without saying which Plan if they are subject to change anyway? Attorney Nunn answered, and stated that 3 of the Plans are identical except for the last change that was made, so they just need to let him know which "side" to work on; "this side of the Board or work on that side"? Councilman Atchison stated, if they need to, he makes a motion that they work on the Right side of the Board. President Williamson stated that this would be the "second" to Councilman Tucker's motion. Councilman Randolph stated that Councilman Tucker made a motion as it relates to Version 5, and he said that they need to "scrap" 5. Councilman Randolph further stated that he does not mind working on the Right side but not 5. Councilman Atchison stated that he is not understanding; that if it is changeable we are not locked in on anything, that for the sake of procedural steps, we have to do this in order to move forward, no matter what it looks like. Councilman Atchison asked, "why are we arguing about the specifics of each Plan, 4 or 5 houses on a street, if we can change it?" Attorney Nunn answered, and stated that he if they vote on a Plan, he could come back and they can "tweak" it. Councilwoman Crenshaw stated, "let's just take Map on the Right, and take 3". President Williamson stated to Councilwoman Crenshaw, "you are welcome . . . go

ahead". Councilwoman Crenshaw asked did Councilman Tucker get a "second" to his motion? President Williamson answered, and stated that he would "second" the motion made by Councilman Tucker. President Williamson further stated that he thought Councilman Atchison did "second" it. President Williamson asked Councilman Atchison what did he do, that he thought Councilman Tucker had made a motion to try Plan 5. Councilman Atchison stated that he would "second" that, but he does not see what the "big" deal is if they can change it between now and then. President Williamson stated it can be changed. Attorney Nunn stated that it will be changed because he has several changes, and even if they come back and say that they are going to go with Plan 1, that is fine; this Resolution is only telling him to proceed and draft a description. Councilwoman Crenshaw stated that she thinks the discussion now is political, "and Mr. President, I think you have just taken a stand with this openly because you didn't even give a Council Member the opportunity to "second"; you did it as if it was something that wouldn't be done, and wouldn't get a "second". So, you have taken an active role with this which I think is totally unfair; I do think to get a 'middle' ground, I think the 3 would work, if Mr. Tucker needed to, with your approval, to bring and still take that part out of the Map that you want in so badly, then he could take that section out with Mr. Leashore and bring it over to Map 3. I think the 'middle' ground would have been to the Right; 'let's take 3 and whatever we need to bring from 1, 2, 4 and 5, and bring to 3. I think that would have happen. I think politically you are pushing just a lot of confusion." At this time, President Williamson called for roll call from the City Clerk, Mrs. Ivy Harrison. A roll call vote was taken and the motion passed with a majority vote of the Council Members present. There were six affirmative votes and two nay votes. Councilman Randolph and Councilwoman Crenshaw each cast a nay vote. During roll call, Councilwoman Benjamin stated that her vote is yes, with her changes to come. During roll call, Councilman Randolph stated his vote is no, and he wants to make a point of record, that "it's wrong to take People out of Wards because of Race, and because you're a coward and scared of folks, that's running for re-election, or might be running against you. I want this made part of the record." During roll call, Councilwoman Crenshaw stated that she is voting no, and she really think that we need some leadership when it comes to this because there are some serious problems with this. She thinks that they could have met a "middle" ground; if Councilman Tucker had the amount of votes to keep in what he needed to bring in; if Councilwoman Benjamin wants to bring hers in, she thinks the 3rd Map would have been a Map that anybody who would've brought anything in, with the Council approval, would have worked. But, to move for a specific Map based upon politics from the leadership of the head she thinks is totally unfair. "My vote is definitely no."

President Williamson stated to Attorney Nunn to proceed with Plan 5. Attorney Nunn stated that he would, and asked President Williamson, since we do not meet again until February 28th, could we go ahead and get a date to start with for the Public Forum? President Williamson asked Attorney Nunn, what would he suggest? Attorney Nunn answered, and stated that he would suggest a Monday or Tuesday, or a date that we are not meeting for a Council Meeting, maybe Monday, February 27th. During discussion, it was the Consensus of the Council to schedule the Public Forum, for Monday, February 27, 2012, at 5:00 p.m., and that he would have to get the Venue for the Public Forum. Attorney Nunn stated in talking with the Attorney for the School Board, it appears that they would like to be more involved with this, because they are also Elected Officials, and it is going to affect them as they "run" for office on the August 28th Ballot. Attorney Nunn further stated that they would like to sit down with Council, maybe during a Work Session and/or attend a Public Forum. Attorney Nunn stated to Council that he is of the opinion that maybe they can come and attend the Public Forum on February 27th, and if they have additional questions and want to meet with the Council, that maybe they can schedule something at that point and time.

B. O'Hara Place - Storm Sewer Replacement. Attorney Nunn stated to Council that during our last Council Meeting, it was asked by President Williamson as it relates to the A.M.I.C. Statement, who the "Multiple" Claimants were with regard to this Lawsuit. Attorney Nunn stated that this information should be within their packets, just for informational purposes only.

C. 2709 North Broad Street. Attorney Nunn stated to Council back in December, 2011, we did have an Executive Session as it relates to a Claim for 2709 North Broad Street, and proceeding with an Inspection of the same. Attorney Nunn further stated that the Inspection was done on the home on January 18th he believes, and as soon as we get the report back, he will be forwarding a copy of the same to the Council.

D. Peddlers' License. Attorney Nunn stated to Council that he thinks that Councilman Bowie and Councilwoman Benjamin, had requested that he research whether or not we have anything on the Books that speaks directly to a Peddlers License. Attorney Nunn further stated that in researching this, we do have a Transient Merchant License Ordinance on the Books, and if Council recalls, this was passed back in 2003. During discussion, Attorney Nunn asked if it is the desire of the Council for him to draft a "Peddlers" License Ordinance? It was the Consensus of the Council for Attorney Nunn to proceed, and Attorney Nunn stated that he will proceed to do so, and bring back during the next Council Meeting for review.

BUSINESS ITEMS:

I. NOISE ORDINANCE

President Williamson stated that he wanted to just remind everyone to be mindful that we do have a Noise Ordinance, and hopes that the Police Department will enforce it vigorously.

II. OLD Y.M.C.A. BUILDING

President Williamson asked Councilman Bjelke if there was anything new on this? Councilman Bjelke answered, and stated that the Attorneys have met, and that this is close to being resolved.

III. WARD 4 FOURTH ANNUAL BLACK HISTORY PROGRAM

Councilwoman Benjamin stated she would like to remind everyone that the Ward 4 Fourth Annual Black History Program is scheduled for Monday, February 20th, and Tuesday, February 21st, and would love to see everybody there.

IV. UPDATE ON TEPPERS BUILDING

Councilwoman Bjelke stated that there is nothing new to report on this, but that he will continue to be in contact with the Freedom Foundation as it relates to this.

V. PROHIBITING DIVING FOR ARTIFACTS

This Item was discussed during the Mayor's Report. At this point and time, a motion was made by Councilman Bjelke, and seconded by Councilman Bowie, to approve Resolution #R156-11/12, Resolution in Opposition to H.B. 54 and S.B. 81, Amending the Alabama Underwater Cultural Resources Act. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

VI. DISCRETIONARY

President Williamson stated that we did have some Discretionary Requests that were passed around, and Ms. Sykes will have those if anyone would like to take a look at them.

STANDING COMMITTEE REPORTS

RECREATION COMMITTEE - Councilman Samuel Randolph, Chairman

No Report.

ADMINISTRATIVE COMMITTEE - Councilman Corey Bowie, Chairman

No Report.

PUBLIC SAFETY COMMITTEE - Councilman Thomas Atchison, Chairman

No Report.

COMMUNITY DEVELOPMENT - Councilwoman Susan Keith, Chairman

Councilwoman Keith was absent from the Council Meeting. President Williamson stated that Councilwoman Keith is out of town.

PUBLIC WORKS/GENERAL SERVICES COMMITTEE - Councilman Greg Bjelke, Chairperson

Councilman Bjelke made a report.

CHILDREN AND FAMILIES - Councilwoman Angela Benjamin, Chairperson

No Report.

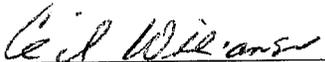
SELMA-DALLAS YOUTH AMBASSADORS - Councilwoman Bennie Ruth Crenshaw, Chairperson

No Report.

CLOSING REMARKS BY EACH COUNCIL MEMBER.

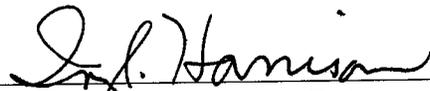
ADJOURNMENT

There being no further business to come before the Council, a motion was made by Councilwoman Crenshaw, and seconded by Councilman Bowie, to adjourn, and by unanimous consent of the Council, this meeting adjourned at 7:50 p.m.



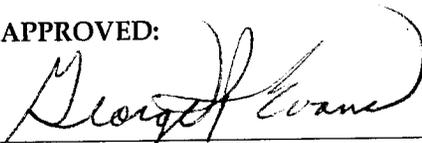
DR. CECIL WILLIAMSON, *Council President*

ATTEST:



IVY S. HARRISON, *City Clerk*

APPROVED:



GEORGE PATRICK EVANS, *Mayor*