

MINUTES
August 7, 2012

The City Council of the City of Satsuma, Alabama, convened in a pre-council and regular public session at Satsuma City Hall in said city on the 7th day of August, 2012.

The Pre-Council Meeting of the Satsuma City Council

Members present were Mayor Stewart, Councilmembers: Billy Jackson, Pam O’Gwynn, Pratt Monk, Tom Williams, and Bill Black.

Mayor Stewart stated that Jean McCutchen and Dr. Walters of the Satsuma City School System were present to discuss a request for the city to guarantee an “anticipation loan” for the school system. The matter was discussed and Mayor Stewart stated that the matter would be further discussed during the regular meeting.

Mayor Stewart discussed agenda items with council.

The Regular Meeting of the Satsuma City Council

The City Council convened at 7:00 P.M. for the regular meeting.

Councilmember O’Gwynn gave the invocation.

Councilmember Jackson led the Pledge of Allegiance.

On roll call the following members answered:

Mayor :	William F. Stewart
Council Members:	Billy Jackson
	Pam O’Gwynn
	Pratt Monk
	Tom Williams
	Bill Black

Also present were Jay Minus, City Attorney; Vicki Miller, City Clerk; James Elmore, Public Works Superintendent; Tom Briand, Inspector; Clyde Miller, Fire Chief; and Chris McLean, Police Chief. Mayor Stewart stated a quorum was present and opened the meeting.

Mayor Stewart presented the minutes of the regular meeting on July 17, 2012 for approval. Councilmember Monk made a motion to approve the minutes as presented. Councilmember Black seconded the motion and it carried.

Mayor Stewart presented the minutes of the workshop session on July 16, 2012 for approval. Councilmember Monk made a motion to approve the minutes as presented. Councilmember Williams seconded the motion and it carried.

Special Recognitions

None

Visitors

1. *Mary Atchison- request to recognize author Watt Key on September 6, 2012.*

Ms. Atchison came before Council to report that part of the Bicentennial Celebration, the city is honored to have the author of "Alabama Moon", Watt Key come to our city and speak to our 7th graders. She stated that there will also be a small reception at the library. She stated that she would like to declare September 6 as "Watt Key" day in Satsuma. Mayor Stewart commented on the writing of Mr. Key and said the city would prepare a proclamation.

Mayor Stewart opened the floor for other visitors that were not on the agenda.

Russell Gates came before Council to request that something be done about the boaters coming into Steele Creek boat launch that had been boating under the influence. He expressed his concerns about the boaters leaving the boat launch and then traveling down the city streets under the influence. Mayor Stewart stated that this matter was already being discussed and that several matters are being looked into: 1) whether the city can take control of the boat launch and 2) putting more police patrol in the area to patrol. Mayor Stewart explained that the boat launch was done with grant funds and that the state controls the guidelines. However Mr. Briand has already contacted the State and it may be possible for the city to pay the state a proration of the cost of improvements which were done in 2004. Also, Chief McLean is already working on having more police presence and possibly setting up road blocks. Mayor Stewart thanked Mr. Gates for his concerns.

Mr. Vernon Baugh of 5758 Clark Circle came before Council to express his displeasure with the political signs. He stated that there is an ordinance about political signs being in the right of way and the city should enforce the ordinance. Councilmember Monk stated that all the candidates were given a copy of the ordinance.

Mike Crownover came before Council to express his concerns with the appointment process of school board members. He stated that he understood that after the initial appointments by the council that all future appointments would be done by a vote of the citizens. Attorney Jay Minus, stated that the by state code in cities the size of Satsuma, a board of education is appointed by the City Council. Only larger cities (over 100,000) elect their school board members.

Larry Landrum of 5826 Chattanooga Drive came before Council asking the council when they had increased the donation of \$1 month to the fire department to \$2 a month and was it done by a resolution. He also asked why the shed to cover the fire boat was paid out of the \$1 month. Mayor Stewart replied that he was unaware of any changes to increase the donation. Councilmember Williams replied that the funds for the shed were taken from grant money received from the county.

Mr. Dan Simmons came before Council and stated that the water board should look at revising the word used on the water bill to help people understand that the \$1.00 is a donation not a due.

Laura Logsdon came before Council to request council purchase an ad in the Satsuma High School Volleyball program. She stated that the city could also purchase a 4X4 banner. Mayor Stewart stated the matter would be voted on during the committee reports.

REPORTS OF THE COMMITTEES

Mayor's Report

1. Certification of Election for Thomas Williams

Mayor Stewart stated that Tom Williams is unopposed in the upcoming election and by law the council will now certify that he is elected as a council member. Councilmember Monk made a motion to certify Tom Williams as Council Member Place 4. Councilmember Black seconded the motion and it carried. Councilmember Williams abstained.

2. Action on request from Satsuma City School System to act as guarantor of a line of credit with Regions Bank

Jean McCutchen, CSFO and Dr. Joe Walters, Superintendent of the Satsuma City School System came before Council to request that the city act as the guarantor of a line of credit for the school system. She stated this loan is not due to a funding shortage, but is necessary due to a cash flow problem. She stated that the school system will not start receiving state funds until the first of November and the Ad Valorem taxes are received starting in December. Ms. McCutchen also reported that the system will have an additional 300 students above what was projected in the feasibility study. With more students comes more revenue and the state has agreed to adjust the numbers for the funds due this year. Ms. McCutchen reported that the loan will be used to pay salaries and with building maintenance. Dr. Walters stated that the correct term for the loan is an

“anticipation loan” which means that the loan is based on anticipated revenue. Ms. McCutchen stated that once the city agrees to guarantee the loan, the school board will communicate with Regions Bank. Ms. McCutchen stated that once the funds are received the school will repay the loan and also that the loan is only for one year.

With no questions or comments, Councilmember Jackson made a motion to approve the city guaranteeing the loan for the Satsuma City School System. Councilmember Williams seconded the motion and it carried. Councilmember O’Gwynn abstained due to a conflict of interest.

Parks and Recreation:

- 1. Action on request from Satsuma High School Volleyball girls program to purchase an ad in their program.*

Councilmember Jackson made a motion to purchase an ad for \$250.00. Councilmember O’Gwynn seconded the motion and it carried.

Councilmember Jackson also made a motion to purchase a 4X4 banner for \$150.00. Councilmember O’Gwynn seconded the motion and it carried.

- 2. Action on purchasing an ad in the 2012 Football program.*

Councilmember Jackson made a motion to purchase an ad in the football program for \$250.00. Councilmember O’Gwynn seconded the motion and it carried.

- 3. Action on putting the Steele Creek Lodge and Park parking and landscape project out for bid.*

Councilmember Jackson made a motion to put the project out for bids. Councilmember Williams seconded the motion and it carried.

Administration and Finance:

- 1. Payment of the Bills presented.*

Councilmember O’Gwynn made a motion to pay the bills as presented. Councilmember Jackson seconded the motion and it carried.

Municipal Services:

Councilmember Monk expressed condolences on behalf of the mayor and council to the families of Bertha Speights, Hilda Collins and Novell Morgan.

- 1. Action on resignation from Ronnie Griffith, Equipment Operator III*

Councilmember Monk made a motion to accept the resignation from Ronnie Griffith in good standing. Councilmember Black seconded the motion and it carried.

2. *Action on request from James Elmore to call for certification list for Equipment Operator III.*

Councilmember Monk made a motion to call for a certification list for Equipment Operator III. Councilmember Black seconded the motion and it carried.

Public Safety:

Councilmember Williams gave the monthly fire and police reports.:

Fire: 71 Calls- 8 Fire and 62 EMS with avg. response time of 3.25 minutes. Year to Date total is 356.

Councilmember Williams reported that the fire department received \$1147.50 in grant funds from Alabama Forestry Department.

Police: 474 Calls, with 121 citations and 19 warrants executed.

Councilmember Williams reported that the police department has come up with a program to issue door hangers for issues with dogs that cannot be rectified with the owner and a crime prevention door hanger which will let the citizens know if an officer notices something out of the ordinary while patrolling such as an open door, etc.

Councilmember Williams reported that there will be an open house at the police station on August 15th from 10:00 A.M. to 4:00 P.M.

Chief McLean gave a report on the recent gun safety class and reported that there were 25 participants. He stated that the next one will be in the fall.

1. *Action on recommendation from Chief Miller to hire Thomas McDuffie as Fire Fighter Supernumerary.*

Councilmember Williams made a motion to hire Thomas McDuffie as a supernumerary Fire Fighter. Councilmember Monk seconded the motion and it carried.

2. *Action on request from Chief McLean to call for a certification list for Police Officer*

Councilmember Williams made a motion to approve calling for a list for Police Officer I. Councilmember Monk seconded the motion and it carried.

3. *Action on request from Chief McLean to create a traffic officer position.*

Councilmember Williams made a motion to approve the request to create a position for a traffic officer. Councilmember O'Gwynn seconded the motion and it carried.

Public Works:

Councilmember Black made a motion to purchase a zero turn mower from American Rental for \$10,698.20. He stated that recently the city entered into a contract with the

school to cut their grass and the funds collected will be used to offset the cost of the mower. Councilmember Black reported the funds will come from the 7 cent account.

With no questions or comments, Councilmember Black made a motion to purchase a zero turn mower in the amount of \$10,698.20 from American Rental. Councilmember Monk seconded the motion and it carried.

Councilmember Black reported that recently there was some vandalism of several street signs. He stated that to replace the damaged signs is going to cost approximately \$1000.00, however most of the signs are already replaced and the remaining will be replaced this week.

RESOLUTIONS, ORDINANCES, ORDERS AND OTHER BUSINESS

- 1. Adoption of Resolution 2012-07-03- A Resolution amending the FY2012 budget to remove the School 7.5 mills tax from the revenue and expense budget line items.*

Mayor Stewart presented the resolution for adoption stating that the resolution was introduced at the last meeting. The amendment is due to the fact that the Mobile County Revenue Department is sending the funds directly to the school system. With no comments or questions, Councilmember Williams made a motion to adopt Resolution 2012-07-03. Councilmember Monk seconded the motion and it carried.

**RESOLUTION 2012-07-03
A RESOLUTION AMENDING THE FY2012 BUDGET**

WHEREAS, the local municipal budget for the year 2012 was approved on the 5th day of October, 2011, and

WHEREAS, it is the desire of the City Council to amend said approved budget to more accurately reflect the city's actual revenue and expenditures.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Satsuma that the following amendments to the approved budget of FY2012 be made:

General Fund Revenue Line Item	From	To
Ad Valorum School Tax (7.5 Mills)	360,000.00	0.00
School Board Expense Line Item		
Ad Valorum School Tax (7.5 Mills)	360,000.00	0.00
The amended budget for Revenue		
Revenue Budget		\$4,603,135.00
Less Amendment		(\$360,000.00)
Amended Revenue Budget		\$4,243,135.00

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SATSUMA, AS FOLLOWS:

- The City agrees to amend the budget as stated above
- This Resolution to become effective immediately upon adoption by the City Council.

APPROVED AND ADOPTED this the 7th of August, 2012.

/s/ William F. Stewart, III
William F. Stewart, III

ATTEST:
/s/ Vicki Miller _____
Vicki Miller, City Clerk

2. *Adoption of Resolution 2012-07-04- A Resolution amending the FY2012 budget to adjust for over estimate on the Sales Use Tax line item.*

Mayor Stewart presented the resolution for adoption stating that the resolution was introduced at the last meeting. The amendment to the budget is due to the fact that the this revenue line item was based on revenues from a company which moved out sooner than expected. He stated that there are capital expenditures that have not been used which will offset the adjustment to the revenue. With no comments or questions, Councilmember Black made a motion to adopt Resolution 2012-07-03. Councilmember Williams seconded the motion and it carried

**RESOLUTION 2012-07-04
A RESOLUTION AMENDING THE FY2012 BUDGET**

WHEREAS, the local municipal budget for the year 2012 was approved on the 5th day of October, 2011, and

WHEREAS, it is the desire of the City Council to amend said approved budget to more accurately reflect the city's actual revenue and expenditures.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Satsuma that the following amendments to the approved budget of FY2012 be made:

General Fund Revenue Line Item	From	To
Sales Use Tax	\$185,000.00	\$100,000.00
 General Fund Expense Line Items		
Public Safety- Retirement	\$ 89,940.00	\$64,940.00
Administration-Computer/Software	\$ 46,400.00	\$ 6,400.00
Recreation- Salaries	\$104,000.00	\$84,000.00

The amended budget for 2012

	Budget
INCOME	
Taxes	\$2,524,300.00
License& Permits	\$475,600.00
Police Fines	\$181,825.00
Assessments	\$360.00
Revenue from other	\$198,000.00
Miscellaneous	\$200,500.00
Contributions	\$550.00
Sanitation	\$537,000.00
Grants	\$0.00
Capital	\$40,000.00
TOTAL REVENUES	\$4,158,135.00

EXPENSES

General Fund

Mayor-Council	\$307,580.00
Long Term Debt	\$129,734.50
Administrative Expense	\$157,191.50
Police Department	\$1,227,423.00
Public Works Department	\$451,031.00
Park & Recreations	\$212,998.00
Beautification	\$8,000.00
Steele Creek	\$32,600.00
Court	\$88,139.00
Fire Department	\$401,371.00
Inspections	\$66,075.00
School board	\$122,500.00
Citizen Services	\$142,901.00
Vehicle Debt	\$55,591.00
Garbage	\$557,000.00
	\$3,960,135.00

Other Funds

\$1month	\$44,000.00
Four Cent	\$70,000.00
Seven Cent	\$84,000.00
	\$198,000.00

TOTAL EXPENSES **\$4,158,135.00**

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SATSUMA, AS FOLLOWS:

3. The City agrees to amend the budget as stated above
4. This Resolution to become effective immediately upon adoption by the City Council.

APPROVED AND ADOPTED this the 7th of August, 2012.

/s/ William F. Stewart, III
 William F. Stewart, III

ATTEST: /s/ Vicki Miller
 Vicki Miller, City Clerk

3. Adoption of Resolution 2012-07-05- A Resolution for an officer without opposition.

Mayor Stewart presented the resolution for adoption stating that the resolution was introduced at the last meeting. With no questions or comments, Councilmember O'Gwynn made a motion to adopt the resolution. Councilmember Black seconded the motion and it carried. Councilmember Williams abstained.

RESOLUTION 2012-07-05

WHEREAS, Section 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office of an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the officer preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Satsuma has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Council Member Place 4 prior to the deadline and that the name of that person who filed such statement was Thomas (Tom) Williams.

NOW, THEREFORE, BE IT RESOLVED by the City of Satsuma that Thomas (Tom) Williams be and he is hereby declared duly elected to the office of Council Member Place 4 in the City of Satsuma for the term of office commencing on the first Monday in November 2012, and

BE IT FURTHER RESOLVED, that the Mayor of the City of Satsuma be and he hereby is directed to issue a certificate of election to Thomas (Tom) Williams for the office of Council Member Place 4 for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED THIS THE 7th DAY OF AUGUST, 2012.

/s./William F. Stewart, III
MAYOR WILLIAM F. STEWART, III

ATTEST:
/s/ Vicki Miller
City Clerk

4. Action on Ordinance 151- An ordinance declaring a 3-way stop at Orchard Street and Pine Avenue.

Councilmember Monk made a motion to suspend the rules and put Ordinance 151 up for immediate adoption. Councilmember Black seconded the motion and on roll call the following answered:

Councilmember Jackson	Yes
Councilmember O'Gwynn	Yes
Councilmember Monk	Yes
Councilmember Williams	Yes
Councilmember Black	Yes
Mayor Stewart	Yes

Councilmember Monk made a motion to adopt Ordinance 151. Councilmember Jackson seconded the motion and it carried.

ORDINANCE NO.501

AN ORDINANCE TO AMEND ORDINANCE # 477

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SATSUMA, ALABAMA AS FOLLOWS:

Section 247 is hereby amended to read as follows

Section 247. Vehicular traffic traveling on Pine Avenue West in the City of Satsuma, Alabama, will come to a stop before entering the intersection of said Orchard Street. Vehicular traffic traveling north and south on Orchard Street will come to a stop before crossing over Pine Avenue West. The intersection is hereby declared by a three way stop.

This ordinance shall be in full force and effect upon its adoption and publication as provided by law.

ADOPTED THIS 7th DAY OF AUGUST, 2012.

APPROVED:

/s/ William F. Stewart, III
Mayor

ATTEST:

/s/ Vicki Miller
City Clerk

Adjournment

With no further business to discuss, Councilmember Monk made a motion to adjourn the meeting. Councilmember Jackson seconded the motion. The meeting adjourned at 8:08 P.M.

/s/ William F. Stewart, III
Mayor William F. Stewart III

Councilmember Billy Jackson

Councilmember Pam O’Gwynn

/s/ Pratt Monk
Councilmember Pratt Monk

/s/ Tom Williams
Councilmember Tom Williams

/s/ Bill Black
Councilmember Bill Black

ATTEST: /s/ Vicki Miller
City Clerk