

TOM WILLIAMS
MAYOR

VICKI MILLER
CITY CLERK

SHANE STRINGER
CHIEF OF POLICE

CLYDE MILLER
FIRE CHIEF



COUNCIL MEMBERS

RANDY LITTLE, PLACE 1

MIKE BUTLER, PLACE 2

JASON SKELTON, PLACE 3

ALLISON CROSS, PLACE 4

BILL BLACK, PLACE 5

MINUTES OF November 21, 2017

Pre-Council

The City Council of the City of Satsuma, Alabama, convened in the Pre-Council Session at City Hall in said city at 6:00 P.M. the 21st day of November, 2017. Those present were: Mayor Tom Williams; Councilmembers: Randy Little, Mike Butler, Jason Skelton, Allison Cross and Bill Black.

Mayor Williams discussed Agenda items.

Jay Minus called for an executive session to discuss pending litigation. Council went into executive session at 6:30 P.M. Council reconvened at 7:05 and went directly into the regular meeting,

Regular Meeting

The City Council of the City of Satsuma, Alabama, convened in the regular public session at City Hall in said city at 7:05 P.M. the 21st day of November, 2017

Invocation

Councilmember Little gave the invocation and led the Pledge of Allegiance.

Roll Call

On roll call the following answered present: Mayor Tom Williams
Councilmembers: Randy Little, Mike Butler, Jason Skelton, Allison Cross, and Bill Black.

Also present were Jay Minus, City Attorney; Vicki Miller, City Clerk; James Elmore, Public Works Supervisor; Tom Briand, City Inspector, Fire Chief Clyde Miller, and Captain Jana Dukes.

P.O. Box 517, Satsuma, Alabama 36572~Phone (251) 675-1440~Fax: (251) 675-1442
Police: (251) 675-0151~Fire: (251) 679-1640

Approval of Minutes

Mayor Williams presented the minutes from the Regular Meeting of November 7, 2017. Councilmember Skelton made a motion to approve the minutes as presented. Councilmember Cross seconded the motion and it carried.

Special Recognition: None**Visitors: None****Mayor's and Council's Reports:***1. Distribution of October 2017 financials.*

Mayor Williams commented that the financial reports for the month of October, 2017 were placed in the council boxes for review.

2. Announcement of Jean McCutchen's retirement reception on December 4, 2017 at Robert E. Lee Annex Library.

Mayor Williams noted that at the last meeting the city planned to present a proclamation to Ms. McCutchen for her service to the city school system. He stated that unfortunately she was sick and unable to attend. Mayor Williams stated that the proclamation will be presented at a reception on December 4, 2017 at 4:00 p.m. at Robert E. Lee Annex Library.

Municipal Services- Councilmember Little

1. Discussion of purchasing a new garbage truck in 2018. Resolution will be considered at the next meeting in order for the truck to be delivered in May when the three years warranty expires.

Councilmember Little explained that the truck was purchased in 2015 with a three year warranty and was supposed to be financed for three years with a balloon payment. However, the financing on the truck was done for five years and the City Clerk is waiting to hear back from the bank if there will be pre-payment penalties. He stated that the information should be ready by the next meeting.

Public Safety- Councilmember Butler announced that he will be attending the Alabama League of Municipalities 2017 Municipal Leadership Institute on December 4-5 in Hoover, Alabama with an estimated cost of \$870.00. Mayor Williams noted that training is a budgeted item.

Administration-Councilmember Skelton announced that the annual Tree Lighting will be at Baldwin Square on December 7, 2017 at 6:30 p.m. Councilmember Skelton announced the grand opening of Honeybuns on November 29th with the ribbon cutting being held on December 2, 2017 at 8:00

a.m. Councilmember Skelton commented that a thank you card was received from Doreen Robinson for the flower sent in memory of James Robinson.

Parks- Councilmember Cross reminded everyone of the Reindeer Run to be held on December 2, 2017 beginning at 8:00 a.m. at Baldwin Square. She also stated that she will be ringing the bell for the Salvation Army Red Kettle campaign during the arts and crafts at Baldwin Square on December 2nd. Councilmember Cross reported that she is working to complete an application to make Satsuma a “Tree City”.

Public Works- Councilmember Black stated that he did not have any matter to report or discuss.

ITEMS FOR CONSIDERATION

1. Payment of the bills.

Councilmember Skelton made a motion to pay the bills in the amount of \$132,088.89 mentioning that \$47,900 is being paid to the contractor on the sidewalk project and \$19,726 to the engineer on the same project.

Councilmember Butler seconded the motion and it carried.

2. Open Bids for frontend loader containers- roll off containers.

Councilmember Little opened the bids received and read as follows:

1) Republic Services	\$310 per pull for the roll off containers \$359.00 per month for the frontend loaders
2) Advance Disposal	\$425.00 per pull for the roll off containers \$175 per frontend loader box per month
3) Waste Management	\$364.75 per pull for the roll off containers \$454.75 per month for the frontend loaders

Councilmember Little made a motion to accept the bids for tabulation.

Councilmember Skelton seconded the motion and it carried.

3. Consideration of request for exemption from Steele Creek Lodge payments for SHS volleyball for Wednesday, November 29th for their awards banquet.

Councilmember Cross made a motion to approve the request noting that the \$100 cleanup fee will apply. Councilmember Little seconded the motion and it carried.

4. Consideration of request for pay request #1 for sidewalk project TAPAA-TA16(932) from Civil Southeast. Payment request is \$19,726.53 for Civil Southeast and \$47,900.90 to Martin Construction. City will receive 80% reimbursement.

Councilmember Skelton made a motion to approve paying the request. Councilmember Cross seconded the motion and it carried.

5. Consideration of giving the employees a \$100 gift card as a safety award.

Councilmember Skelton made a motion to approve giving the safety award noting that this item is in the budget. Councilmember Black seconded the motion and it carried.

6. Consideration to place bicycle signs on Highway 43 and other streets

Councilmember Cross made a motion to approve placing the signs on Highway 43, noting that the City will pay for the signs and ALDOT will install at no expense. Other locations will be Baker Road, Juniper Avenue, Old Highway 43, Pennsylvania Station and Ryals. The cost of the signs is approximately \$363.86. Councilmember Little seconded the motion and it carried.

RESOLUTIONS, ORDINANCE, ORDERS AND OTHER BUSINESS

1. Resolution 2017-11-04- A Resolution appointing a municipal judge.

Councilmember Skelton read the resolution in full. Councilmember Butler then made a motion to adopt Resolution 2017-11-04. Councilmember Cross seconded the motion and it carried.

**RESOLUTION 2017-11-04
A RESOLUTION APPOINTING A STANDING MUNICIPAL JUDGE
FOR THE CITY OF SATSUMA, ALABAMA**

BE IT RESOLVED by the City Council of the City of Satsuma, Alabama, at a regular council meeting of November 21, 2017 as follows:

That John Williams is hereby appointed to serve as the Municipal Judge for the City of Satsuma to serve for the following term: first Monday in December, 2017 to the first Monday in December, 2018 at such salary that is now fixed and as may be amended hereafter from time to time by the City Council.

ADOPTED and APPROVED this the 21st day of November, 2017.

/s/ Thomas Williams
Thomas Williams, Mayor

ATTEST:

/s/ Vicki Miller
Vicki Miller, City Clerk

2. Resolution 2017-11-05- Ratify the resolution to submit a grant application to South Alabama Regional Planning Commission for a 5310 grant to provide a new wheel chair lift on the bus.

Councilmember Little made a motion to ratify the resolution. Councilmember Skelton seconded the motion and it carried.

Resolution No: 2017-11-05

WHEREAS, Federal financial assistance as authorized under Section 5310 of the Federal Transit Act Amendments of 1991, is available through the South Alabama Regional Planning Commission to provide transportation services to meet the special needs of seniors and individuals with disabilities; and

WHEREAS, the submission of an application for said financial assistance is deemed necessary to aid in addressing the transportation needs of seniors and individuals with disabilities residents of the Mobile Urban Area, and

WHEREAS, any agreement for capital financial assistance with South Alabama Regional Planning Commission, will impose certain obligations upon the applicant, including the provision by it of the local share of project costs; and

WHEREAS, it is the goal of the applicant to provide the best transit project that can be provided with the funds available.

NOW, THEREFORE, be it resolved by the Satsuma City Council as follows:

That the Mayor of Satsuma, Thomas Williams is authorized to execute, file a grant application, and enter into an agreement with the South Alabama Regional Planning Commission for aid in the financing of a Section 5310 transportation assistance project.

Adopted this 7th day of November, 2017.

Signature: /s/ Thomas Williams
Thomas Williams, Mayor

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

3. Resolution 2017-11-06- A Resolution authorizing Mayor Williams to enter into negotiations with Otis Johnson to license the use of a 30' right of way located off Baldwin Road.

Councilmember Skelton made a motion to adopt Resolution 2017-11-06.

Councilmember Cross seconded the motion and it carried.

RESOLUTION 2017-11-06

A RESOLUTION TO NEGOTIATE AGREEMENT WITH OTIS JOHNSON

WHEREAS, Otis Johnson is the fee simple owner of a parcel of real property located in the City of Satsuma that consists of approximately ten (10) acres and is more particularly described as Parcel No. 19-06-14-3-000-025 and Key Number 00129122 (the "Property");

WHEREAS, Otis Johnson's Property is apparently landlocked;

WHEREAS, the City of Satsuma (the "City") was granted a 30 foot road right of way that runs along the Western border of Otis Johnson's property and the eastern border of an adjoining property (the "Right of Way");

WHEREAS, the Right of Way is shown on Block 67, Grand Bay Land Company Subdivision, as recorded in Deed Book 148, Page 562, Probate Court Records, Mobile County, Alabama (the "Right of Way");

WHEREAS, the Right of Way has not been opened as a public road and is not a public road;

WHEREAS, Otis Johnson sued the City to try to force the City to open the Right of Way, or, alternatively, for inverse condemnation of the Right of Way;

WHEREAS, Otis Johnson's lawsuit is styled Otis Johnson v. City of Satsuma, 02-CV-2017-900498.00, and is currently pending in the Circuit Court of Mobile County, Alabama;

WHEREAS, Otis Johnson and the City have agreed to enter into good faith negotiations for an agreement under which the City would allow Otis Johnson to use the Right of Way in order to access his Property; and

WHEREAS, Otis Johnson has agreed that he will dismiss his lawsuit against the City, with prejudice, if the parties are able to reach an agreement allowing Otis Johnson to use the Right of Way in order to access his Property.

NOW THEREFORE BE IT RESOLVED by the City Council:

1) The Mayor of the City is granted the authority to enter into negotiations with Otis Johnson and enter into a license agreement between the parties to grant Otis Johnson a license to use the Right of Way in order to access his Property.

2) Upon agreement of the final terms of the license agreement, Mayor Williams is authorized to execute the license agreement on behalf of the City and to sign any documents necessary to dismiss Otis Johnson's lawsuit against the City, with prejudice.

ADOPTED THIS THE 21st DAY OF November, 2017.

/s/ Tom Williams
Tom Williams, as Mayor

ATTEST:

/s/ Vicki Miller
CITY CLERK

Adjournment

Councilmember Little made a motion to adjourn the meeting. Councilmember Skelton seconded the motion and the meeting adjourned at 7:26 P.M.

/s/ Tom Williams
Mayor Williams

/s/ Randy Little
Councilmember Little

/s/ Mike Butler
Councilmember Butler

/s/ Jason Skelton
Councilmember Skelton

/s/ Allison Cross
Councilmember Cross

/s/ Bill Black
Councilmember Black

ATTEST: /s/ Vicki Miller
City Clerk