

**GARDENDALE, ALABAMA
CITY COUNCIL MEETING
OCTOBER 19, 2009**

The city council of the City of Gardendale, Alabama, met in a regular meeting on the 19th day of October, 2009, at 6:00 p.m., at the Gardendale City Hall. Mayor Phillips called the meeting to order. City Clerk Keith Mosley led the Pledge of Allegiance. Councilman Phillips led the prayer.

The following council members were present:

**Mayor: Othell Phillips
District 1: Councilwoman Peggy Tumlin
District 2: Councilman Gary Morris
District 3: Councilman Alvin Currington
District 4: Councilwoman Faith Harper
District 5: Councilman Wendell Phillips**

City Clerk Keith Mosley was present and served as clerk.

MINUTES

The council was presented with a copy of the minutes of the regular council meeting held on October 5, 2009. Councilwoman Harper made a motion to approve the minutes as presented. The motion was seconded by Councilman Phillips and carried by unanimous consent of the council members.

VISITORS

Mr. Michael Laney and Mr. Shaun Laforty from the Birmingham Rugby Club Foundation spoke about the upcoming Southeastern Conference rugby tournament that will be held on October 24 and 25 at the Clemons recreational complex. Mr. Laney gave an overview of the Birmingham Rugby Club Foundation, and Mr. Laforty provided information and details about the upcoming tournament. He said teams from Alabama, Auburn, Georgia, LSU, Ole Miss, South Carolina, and Tennessee will participate in the tournament.

CORRESPONDENCE

None

BILLS

Councilman Currington made a motion to approve payment of the October 19 bill list, as listed on "Exhibit A," which is attached hereto and made a part of these minutes. The motion was seconded by Councilwoman Tumlin and carried by unanimous consent of the council members.

COUNCIL MEMBERS' REPORTS

None

DEPARTMENT HEADS' REPORTS

Fire Chief Clint Doss - No report.

Library director Connie Smith - No report.

Parks & Recreation superintendent Stan Hogeland reported the following: (a) He reminded the council members and audience members about the auction of surplus City items to be held on Friday, October 30, starting at 9:00 a.m. (b) The second annual community bonfire held at Moncrief Park on Thursday, October 8, as part of the Gardendale High School homecoming week festivities was well attended and successful.

Inspection Services superintendent Robert Ryant reported that he has received the building plans from Publix Supermarkets for the proposed new store, and his department is currently reviewing the plans. Mayor Phillips added that he spoke to a Publix official four weeks ago who told him they plan to begin construction in January 2010 and open for business between October and December of 2010.

Police Lieutenant Marty Brown, in attendance for Police Chief Mike Walker who was not present - No report.

Public Works director Jeff Holliyan - No report.

Civic Center director John Brigham reported on the following activities to be held at the Civic Center: (a) The Arts Council's dinner theater production of "Nunsense" will be held on October 22 and 23. Arts Council member Hazel Butts added that tickets are still on sale, and the meal will be catered by the Fish Market Restaurant. (b) A meeting of supporters of the Prepaid Affordable College Tuition (PACT) program will be held on October 26.

City Clerk Keith Mosley added to Mr. Brigham's remarks about the PACT meeting, stating that he attended the group's first meeting that was held in Homewood a few weeks previously which was very well attended, and he advised that the meeting at the Civic Center will probably be well attended, as well, due to the widespread interest in this topic.

OLD BUSINESS

VIOLATION OF THE WEED CONTROL ORDINANCE. The property at 1228 Pebble Creek Circle was carried over from the previous council meeting as a Weed Control Ordinance violation. Mayor Phillips said he spoke with Eddie Deason, the City's Ordinance Compliance Officer, earlier in the day who recommended that the City mow the property for remaining in violation of the ordinance. Councilwoman Tumlin then made a motion to have 1228 Pebble Creek Circle mowed and for the cost of the mowing to be assessed as a lien against the property. The motion was seconded by Councilman Currington and carried by unanimous consent of the council members.

NEW BUSINESS

None

ORDINANCES

None

RESOLUTIONS

RESOLUTION NO. 2009-61: TO DECLARE THE CITY HOLIDAYS FOR 2010 AND TO AUTHORIZE ONE PERSONAL LEAVE DAY FOR EACH FULL-TIME EMPLOYEE. Councilman Currington introduced and made a motion for adoption of Resolution 2009-61. The motion was seconded by Councilwoman Tumlin. There was no discussion. The motion carried by unanimous consent of the council members.

MAYOR'S COMMUNICATIONS

Mayor Phillips read a thank you card from Police Officer Daryl Sutton, whose step-daughter Kendall Thomas is being treated for cancer in Houston, Texas. In the card, Officer Sutton thanked the Parks & Recreation department for organizing a fundraiser in conjunction with the bonfire mentioned previously by Stan Hogeland. Mayor Phillips added that the proceeds from the sale of refreshments at the bonfire will be contributed to Kendall's fund to help offset the costs related to her illness.

CITIZENS' COMMUNICATIONS

Ms. Shirley Godwin, resident of the Newcastle community of Gardendale, inquired about the status of the following matters: (a) A house on Willow Street which she said should be torn down by the City - Mayor Phillips said he would have to check on it. (b) Installing a new street light on Willow Street and another one on Cypress Street - Councilman said the City would need to know the addresses of the proposed locations. He invited Ms. Godwin to speak with him after the council meeting to get more information about her request; (c) The status of a possible playground in Newcastle - Mayor Phillips said the City has received notice of pre-approval for the playground and is in the process of trying to acquire the property. (d) Paving roads in Newcastle; she said Cypress Street was the only one paved, but others also need to be paved - Mayor Phillips said the only paving done since he has been mayor is the resurfacing of Main Street, and there are no other capital projects of any kind currently planned.

Mr. Don Bean complained that the Police Department has not been responsive to his request to arrest a person who, he said, took property from his premises and then pawned the property. Mayor Phillips asked Lieutenant Brown to speak with Mr. Bean after the council meeting.

ADJOURNMENT

There being no further business to come before the council, Councilman Phillips made a motion to adjourn. The motion was seconded by Councilman Currington and carried by unanimous consent of the council members. Meeting adjourned.

EXHIBIT A

GARDENDALE, ALABAMA
CITY COUNCIL MEETING
OCTOBER 19, 2009

PREPAID BILL LIST

<u>APPROVAL NUMBER</u>	<u>VENDOR</u>	<u>DEPARTMENT</u>	<u>AMOUNT</u>
20091019001	ADS Security	Park & Rec.	3,369.24
20091019002	Alabama Crime Victims Compensation Commission	Admin.	571.99
20091019003	Alabama League of Municipalities	Admin.	100.00
20091019004	Alabama Peace Officers Annuity Fund	Admin.	592.00
20091019005	Alabama Power Company	Admin.	58.36
20091019006	Alabama Power Company	Admin.	21,593.91
20091019007	Alabama Power Company	Admin.	101.99
20091019008	Alabama Power Company	Police	235.74
20091019009	Alabama Power Company	Police	1,813.94
20091019010	Alabama Power Company	Fire	1,431.97
20091019011	Alabama Power Company	Public Works	952.99
20091019012	Alabama Power Company	Inspections	491.30
20091019013	Alabama Power Company	Civic Center	13,393.63
20091019014	Alabama Power Company	Park & Rec.	54.00
20091019015	Alabama Power Company	Park & Rec.	4,652.54
20091019016	Alabama Power Company	Park & Rec.	55.10
20091019017	Alabama Power Company	Park & Rec.	53.51
20091019018	Alabama Power Company	Library	1,609.53
20091019019	Alabama Power Company	Park & Rec.	888.99
20091019020	Alabama Turfgrass Association	Park & Rec.	215.00
20091019021	Archer, Melissa	Civic Center	108.00
20091019022	Archer, Melissa	Civic Center	180.00
20091019023	AT&T	All Depts.	3,050.79
20091019024	AT&T	Library	245.02
20091019025	Auburn University Hotel & Conf. Center	Park & Rec.	123.17
20091019026	Banks, Yolanda	Civic Center	60.00
20091019027 *	Barber, Kim	Civic Center	100.00
20091019028	Barber, Shelley	Civic Center	555.00
20091019029	Ben Atkinson Motors	Public Works	38,142.00
20091019030	Berney Office Solutions	Civic Center	158.50
20091019031	Birmingham Water Works	Admin.	17.37
20091019032	Birmingham Water Works	Admin.	655.36
20091019033	Birmingham Water Works	Police	21.78
20091019034	Birmingham Water Works	Fire	413.98
20091019035	Birmingham Water Works	Inspections	16.71
20091019036	Birmingham Water Works	Civic Center	1,362.32
20091019037	Birmingham Water Works	Park & Rec.	691.84
20091019038	Birmingham Water Works	Library	126.82
20091019039	Birmingham Water Works	Fire	3,362.58
20091019040	Bowen Auto Repair	Fire	175.00
20091019041	Boyd, Linda	Civic Center	275.00
20091019042	Burchfield, Jerry	Admin.	1,500.00
20091019043	Bybee, Michael	Police	750.00
20091019044	Campbell, Pam	Civic Center	94.00
20091019045	Cardwell, Carol	Civic Center	10.00
20091019046	Cintas	Library	36.72
20091019047	CIT Technology Financial Services	Fire	462.00
20091019048	Citizenship Trust Fund	Admin.	565.00
20091019049	Coburn, Angie	Library	29.70

20091019050	Covenant Place	Police	3,634.00
20091019051	Dell Financial Services	Library	833.29
20091019052	District Attorney Fund	Admin.	1,792.43
20091019053	Doss Tractor Company	Park & Rec.	270.00
20091019054	Dye, Krystal	Civic Center	111.00
20091019055 *	Esco, Linda	Civic Center	100.00
20091019056	Etten-Bohm, Tamryn	Civic Center	50.00
20091019057	Food Depot	Park & Rec.	77.51
20091019058	Gardendale Elementary PTA	Police	162.00
20091019059	Garrison, Stacie	Civic Center	380.00
20091019060	Gospodareck, Tiffany	Civic Center	298.75
20091019061	Harrison, Robin	Civic Center	20.00
20091019062	Henderson, Samantha	Civic Center	85.00
20091019063	Hogeland, Stan	Park & Rec.	71.99
20091019064	Hollis, Lucy	Library	59.95
20091019065	Holsomback, Christopher Drew	Fire	99.00
20091019066	Hoss Automotive	Police	2,433.25
20091019067	J&J Drugs	Police	181.60
20091019068	J.H. Berry Insurance	Inspections	75.00
20091019069	Jameson Inn - Tullahoma	Police	210.00
20091019070	Jefferson County Treasury - Sr. Meals	Civic Center	180.00
20091019071	Konica Minolta Premier Finance	Inspections	340.08
20091019072	Les Mills South Central	Civic Center	700.00
20091019073 *	Lewis, Renea	Civic Center	100.00
20091019074	Library Sparks	Library	59.95
20091019075	Lowe's, Inc.	Police, Fire, P/W, C/C, P&R	1,860.37
20091019076	May, Nora	Civic Center	132.00
20091019077	McPherson Alabama-Fuelman	All exc. Library	2,499.56
20091019078	McPherson Alabama-Fuelman	All exc. Library	2,269.41
20091019079	McPherson Companies, Inc.	Public Works	1,479.85
20091019080 *	Moore, Shirley	Civic Center	100.00
20091019081	Morginn, Jamme	Civic Center	40.00
20091019082 *	Muro, Charlie	Civic Center	100.00
20091019083	NAPA	Police	1,241.30
20091019084	Nextel	All exc. Library	2,909.58
20091019085	North Jefferson News	Admin.	474.70
20091019086	Paramount Services, Inc.	Police	1,102.01
20091019087	Perkins, Robert	Inspections	181.81
20091019088 *	Perry, Charlotte	Civic Center	500.00
20091019089	Petty Cash	Park & Rec.	39.92
20091019090	Porch, Julie	Civic Center	20.00
20091019091	Posey, Randy	Park & Rec.	100.00
20091019092	Probate Court - Jefferson County	Inspections	18.00
20091019093	Ragland Backhoe	Park & Rec.	210.00
20091019094	Ragland Backhoe	Park & Rec.	75.00
20091019095	Ragland, Denean	Admin.	110.22
20091019096	Rent One, LLC	Park & Rec.	1,488.08
20091019097	Rent One, LLC	Park & Rec.	2,589.29
20091019098	Rowell, Randall	Library	13.75
20091019099	Sam's Club	Public Works	220.48
20091019100	Sam's Club	Public Works	271.46
20091019101	Service U Corporation	Civic Center	71.45
20091019102	Shaw Building Supply	Park & Rec.	165.83
20091019103	Shirley, Leon	Civic Center	120.00
20091019104	Smith, Connie	Library	51.70
20091019105	Smith, Gina	Civic Center	120.00
20091019106	State Controller	Admin.	9,798.86
20091019107	TAC Instructor School	Police	400.00
20091019108	Tekulve, Lindsay	Civic Center	40.00
20091019109	Tolbert, Glenn	Civic Center	200.00
20091019110 *	Toles, Nadiyah	Civic Center	200.00

20091019111	Williams Service Company	Admin.	597.50
20091019112	Williams Service Company	Police	581.50
20091019113	Williamson, Kelly	Civic Center	15.00
20091019114	Wise, Diana	Civic Center	95.00
20091019115	World Class Athletic Surfaces	Park & Rec.	140.36
20091019116	<i>Number Not Used</i>		
20091019117	Xerox Corporation	Library	256.85
20091019118	Zassoda, Marie	Park & Rec.	605.50
20091019119	Zassoda, Marie	Park & Rec.	473.50

* Security deposit refund for Civic Center and Park & Recreation rentals

BILL LIST

<u>APPROVAL NUMBER</u>	<u>VENDOR</u>	<u>DEPARTMENT</u>	<u>AMOUNT</u>
20091019120	Accurint	Police	50.00
20091019121	Advance Auto Parts	Park & Rec.	9.09
20091019122	Airgas South	Fire	37.19
20091019123	Airgas South	Public Works	102.30
20091019124	Alabama Card Systems	Civic Center	60.62
20091019125	Alabama Fire College	Fire	86.00
20091019125 a	Alabama Municipal Insurance Corp.	Admin.	338.00
20091019126	Alarms Plus	Public Works	48.00
20091019127	APAC Midsouth	Park & Rec.	59.83
20091019128	Aramark Uniform Services	Public Works	97.52
20091019128 a	Aramark Uniform Services	Public Works	97.52
20091019129	Bound Tree Medical	Fire	379.28
20091019130	BSI Eagle Computer	Public Works	761.75
20091019131	BSI Eagle Computer	Park & Rec.	958.00
20091019132	BSN Sports	Park & Rec.	140.32
20091019133	Buffalo Rock Company	Police	69.95
20091019134	Buffalo Rock Company	Civic Center	87.85
20091019135	Buffalo Rock Company	Civic Center	56.50
20091019136	Cengage Learning Distribution Center	Library	112.60
20091019137	Cengage Learning Distribution Center	Library	58.76
20091019138	Cengage Learning Distribution Center	Library	47.92
20091019139	Cintas	Admin.	26.01
20091019140	Cintas	Admin.	26.01
20091019141	Cintas	Fire	43.20
20091019142	Cintas	Inspections	15.00
20091019143	Cintas	Library	36.72
20091019144	<i>Number Not Used</i>		
20091019145	Commercial Industrial Tire Company	Civic Center	157.32
20091019146	Contemporary Electrical Solutions	Public Works	170.00
20091019147	Culligan Water	Public Works	42.00
20091019148	Culligan Water	Inspections	39.00
20091019149	Dash Medical Gloves	Police	109.80
20091019150	Earth Works North	Park & Rec.	620.00
20091019151	Employers Drug Program Management	Pol., Fire, PW, CC	630.00
20091019152	Express Oil Change, LLC	Park & Rec.	245.67
20091019153	Files Discount Tire Company	Park & Rec.	24.00
20091019154	Files Discount Tire Company	Park & Rec.	10.00
20091019155	Flowers Lawn Care	Fire	158.00
20091019156	Flowers Lawn Care	Park & Rec.	150.00
20091019157	Flowers Lawn Care	Library	95.00
20091019158	Food Depot	Park & Rec.	17.34
20091019159	G & K Services	Civic Center	128.60
20091019160	Gardendale Cleaners	Police	877.94
20091019161	Harbor Freight Tools	Public Works	89.88

20091019162	Harrell's, LLC	Park & Rec.	7,650.00
20091019163	Hoss Automotive, Inc.	Fire	161.45
20091019164	Hurst Towing	Park & Rec.	65.00
20091019165	Ingram Library Services	Library	248.43
20091019166	Ingram Library Services	Library	186.38
20091019167	InVision Enterprises	Fire	45.25
20091019168	J.L. Phelps Excavating	Park & Rec.	500.00
20091019169	Jan Pak	Civic Center	574.81
20091019170	Jefferson County Clerks Association	Admin.	30.00
20091019171	Jefferson County Mayors Association	Admin.	1,162.60
20091019172	Jefferson State Community College	Fire	1,545.00
20091019173	Jefferson State Community College	Fire	1,545.00
20091019174	Jefferson/Blount/St. Clair Mental Health & Mental Retardation Authority	Admin.	5,500.00
20091019175	Jerry Pate Turf & Irrigation	Park & Rec.	20.40
20091019176	Konica Minolta Business Solutions	Police	307.29
20091019177	Konica Minolta Business Solutions	Fire	65.48
20091019178	Konica Minolta Business Solutions	Inspections	235.12
20091019179	Konica Minolta Business Solutions	Inspections	83.60
20091019180	Landmark Services	Public Works	360.00
20091019181	Latta Plumbing Service, Inc.	Park & Rec.	150.00
20091019182	LBYP, Inc.	Park & Rec.	268.48
20091019183	Light Bulb Depot	Fire	129.06
20091019183 a	Lincoln National Life Insurance Co.	All Depts.	1,143.90
20091019184	Local Government Corporation	Admin.	10,284.66
20091019185	MAC Uniforms	Police	48.95
20091019186	McCain Uniforms	Fire	185.00
20091019187	Mercy Animal Hospital	Police	37.93
20091019188	Midwest Tape, LLC	Library	204.92
20091019189	Midwest Tape, LLC	Library	104.97
20091019190	NAPA	Fire	52.46
20091019191	NAPA	Public Works	311.66
20091019192	NAPA	Civic Center	76.23
20091019193	NAPA	Park & Rec.	35.39
20091019194	NAPA	Park & Rec.	22.41
20091019195	North Jefferson News	Admin.	35.00
20091019196	North Jefferson News	Fire	35.00
20091019197	North Jefferson News	Park & Rec.	20.00
20091019198	Office Depot	Admin.	94.55
20091019199	Office Depot	Admin.	99.32
20091019200	Office Depot	Admin.	335.91
20091019201	Office Depot	Police	1,674.68
20091019202	Office Depot	Inspections	89.95
20091019203	Pharmacy in Mt. Olive	Fire	77.15
20091019204	Pharmacy in Mt. Olive	Fire	12.70
20091019205	Premier Truck Centers, Inc.	Fire	667.66
20091019206	Public Agency Training Council	Fire	275.00
20091019207	Regional Paramedical Services, Inc.	Police	737.00
20091019208	Rehab Associates	Police	50.00
20091019209	Riddell/All American Sports Corp.	Park & Rec.	157.44
20091019210	Rubber & Specialties, Inc.	Public Works	122.36
20091019211	Security & Fire Equipment Company	Fire	90.00
20091019212	Simplex Grinnell	Fire	354.00
20091019213	Southern Gas & Supply	Park & Rec.	78.92
20091019214	Southern Tek Solutions	Public Works	223.96
20091019215	Sprint/Nextel	Public Works	14.95
20091019216	Stewart Organization	Admin.	63.14
20091019217	Sunbelt Paper & Packaging	Park & Rec.	562.75
20091019218	Sunbelt Paper & Packaging	Park & Rec.	67.36
20091019219	Sunbelt Rentals	Civic Center	128.25
20091019220	Technology America	Police	190.00

20091019221	Thompson Publishing Group	Admin.	438.50
20091019222	U.S. Bank Corporate Trust Services	Admin.	631,911.25
20091019223	U.S. Specialty Coatings	Park & Rec.	1,417.00
20091019224	University of North Alabama	Inspections	318.00
20091019225	Warrior Operations	Park & Rec.	240.00
20091019226	Wingfoot Commercial Tires	Police	298.00