

May 10, 2010

STATE OF ALABAMA,  
LIMESTONE COUNTY,  
CITY OF ATHENS.

The City Council of the City of Athens, Alabama, met in regular session at the Athens Police Department Court Room 951 Hobbs Street East in the said City on May 10, 2010, at 5:30 p.m. The meeting was called to order by Councilman William R. Marks, President of the Council. Upon roll call the following were found to be present: Councilmembers Mignon Bowers, Jimmy Gill, William R. Marks and Mildred Caudle. Councilmember Harold Wales was absent. Mayor Dan Williams was present and led the pledge of allegiance. John Hamilton, City Clerk, was present and recorded the minutes of the meeting. Evan Thornton offered the invocation. The Chairperson stated that a quorum was present and that the meeting was open for transaction of business.

The Chairperson stated that the Minutes of the April 26, 2010 City Council Meeting had been submitted for approval. Councilman Gill moved that the reading of the Minutes be suspended and that the Minutes be approved as recorded. The motion was seconded by Councilwoman Caudle and was unanimously carried. The Chairperson stated that the Minutes of the April 26, 2010 City Council Work Session Meeting had been submitted for approval. Councilman Gill moved that the reading of the Minutes be suspended and that the Minutes be approved as recorded. The motion was seconded by Councilwoman Caudle and was unanimously carried.

Joe Serocki, Learn to Read, thanked the Mayor and City Council for their financial support.

Quentin Anderson, 104 Ridgelawn Drive, addressed the Council about excessive spending.

Mae Davis, 1201 Plainview Circle, was concerned about various locations around her neighborhood and how they need to be cleaned up. She also turned in a letter from the Building Inspection Department addressed to her niece, Valerie Montez. Mae was speaking on her behalf asking if her niece could have more time to repair the building at 1403 Brownsferry Street to avoid it being demolished. The Mayor and each Councilmember were provided a copy of the letter on May 11, 2010. The original letter is in the City Clerk's office.

Debra King, 16695 Hawk Ridge Road, Elkmont, with Athens-Limestone Tea Party Patriots, addressed the City Council about excessive spending.

Rex Davis, Linton Road, concerned about the spending and borrowing of the city.

**Councilwoman Bowers moved the adoption of the following resolution:**

**RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to declare the following item as a surplus vehicle for Cemetery, Parks and Recreation Department: 1996 Dodge Dakota Truck.

The motion was seconded by Councilman Gill and was unanimously carried.

**Councilwoman Caudle moved the adoption of the following resolution:**

**RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to approve the Following applicant, for its "Retail Beer and Retail Table Wine for On-Premises Consumption" alcohol license. It is of our opinion that the business has met all of the requirements of the City of Athens' alcohol ordinance.

Holiday Inn Express  
16074 Athens Limestone Blvd.

The motion was seconded by Councilman Gill and was unanimously carried.

**Councilman Gill moved the adoption of the following resolution:**

**RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, that the Manager of Water Services is authorized to execute a contract for grounds maintenance at 14 Water Services locations for a two-year period beginning May, 2010, in the amount of \$2,133 per month with the low bidder, Mr. Phillip Wagon of Victory Lap Lawn Care.

The motion was seconded by Councilwoman Caudle and was unanimously carried.

**Councilwoman Caudle moved the adoption of the following resolution:**

**RESOLUTION NUMBER 2010-1139**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, that the Alabama Department of Environmental Management (ADEM) be informed that the Athens City Council has reviewed the annual MWPP Report and authorized its submittal as required.

The motion was seconded by Councilwoman Bowers and was unanimously carried.

**Councilman Gill moved the adoption of the following resolution:**

**RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, that the travel expenses in the following amount be approved for Electric Department personnel.

Nick Hill	TVPPA-Substation Maintenance Lab A	\$100.00
Danny Wallace	TVPPA-Substation Maintenance Lab A	\$100.00

The motion was seconded by Councilwoman Bowers and was unanimously carried.

**Councilwoman Bowers moved the adoption of the following resolution:**

**RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to authorize the Utilities General Manager to award a contract to Service Electric Company, Inc., Chattanooga, Tennessee, in an amount not to exceed \$202,388, for Construction, Maintenance, and Communication Make-Ready Work to be assigned as needed and in the time frame as outlined in the agreement.

The motion was seconded by Councilman Gill and was unanimously carried.

**Councilwoman Caudle moved the adoption of the following resolution:**

**RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, that the bid of \$69,391 after trade-in, from Terex, Inc., Birmingham, Alabama be accepted and that the Utilities general manager be authorized to issue a purchase order for this vehicle.

The motion was seconded by Councilwoman Bowers and was unanimously carried.

**Councilwoman Caudle moved the adoption of the following resolution:**

**RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, directs private and corporate donors to the Athens-Limestone joint public library project to offer their donations to the Athens-Limestone Public Library Foundation; a 501(c)(3) organization. The City of Athens and Limestone County look forward to working with the foundation in connection with the establishment of the joint public library project.

The motion was seconded by Councilwoman Bowers and was unanimously carried.

**Councilman Gill moved the adoption of the following resolution:**

**RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to authorize the Mayor to enter into an agreement with Hawkins Ground Work, Inc. in an amount of \$21,285 for the excavation and fill of Fire Station #1 to be located at Hine and Washington Street. This project shall be funded from the City of Athens Capital Projects Fund, line item #300.500.84600.

Councilmember Bowers moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Caudle, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Gill, Marks and Caudle; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Gill thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Caudle and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Gill, Marks and Caudle; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilwoman Caudle moved that they adjourn to go into Executive Session to discuss the consideration the City would be willing to offer or accept when considering the purchase, sale, exchange, lease or market value of real property, was seconded by Councilwoman Bowers and was unanimously carried. The City Attorney, Shane Black, noted that an Executive Session for these purposes was authorized under Alabama law.

The Executive Session was closed at 6:35 p.m.

\* \* \*

There being no further business to come before the meeting, the same was, upon motion by Councilman Gill and second by Councilwoman Caudle, duly and properly adjourned.

/s/ William R. Marks  
PRESIDENT, CITY COUNCIL

ATTEST:

/s/ John S. Hamilton  
CITY CLERK