

**MINUTES OF THE  
SELMA CITY COUNCIL  
SPECIAL CALLED MEETING  
CERTIFICATION OF ELECTION RESULTS  
HELD ON TUESDAY, DECEMBER 8, 2009  
DECEMBER 15, 2009  
11:00 A.M.**

Call to Order

Invocation: Councilman Reverend Benny L. Tucker

Pledge of Allegiance

**ROLL CALL**

The Selma City Council met in a Special Called Session in the Council Chambers of City Hall on Tuesday, December 15, 2009, at 11:00 a.m., with the following Council Members present during roll call: Council Pro Tempore Dr. Cecil Williamson and Council Members Angela Benjamin, Benny L. Tucker, Bennie R. Crenshaw, and Corey Bowie. Others present were Mayor George Evans, City Clerk Ivy S. Harrison, and City Attorney Jimmy Nunn. Councilwoman Dr. Monica Newton was absent during roll call but arrived at 11:32 a.m. President Dr. Geraldine Allen, Councilwoman Susan Keith, and Councilman Samuel Randolph were absent from the Special Called Meeting.

President Pro Tempore Dr. Williamson declared a quorum present and the Meeting was opened and held for the purpose of certifying the election results from the Tuesday, December 8, 2009 Special Run-Off Election.

**APPROVAL OF AGENDA**

President Pro Tempore Williams asked for the approval of the agenda items. A motion was made by Councilman Bowie, and seconded by Councilman Tucker, to approve the agenda items as written. The motion carried with a unanimous (show of hands) vote of the Council Members present.

President Pro Tempore Dr. Williamson stated to Attorney Nunn that we are ready to proceed to Canvass Ballots of our Special Run-Off Election, and to certify the results of the Special Run-Off Election, held on Tuesday, December 8, 2009.

**I. CANVASS BALLOTS**

Canvassing of the Provisional Ballots was facilitated by City Attorney Jimmy Nunn and City Clerk Ivy S. Harrison. During canvassing, Mrs. Harrison presented President Pro Tempore Dr. Williamson the Council's (Canvassing Board) Envelope to verify the results of the Special Election announced on December 8, 2009. Mrs. Harrison stated the Dallas County Board of Registrars' Office presented a Report to the City of Selma, via the City Clerk, which reflected that a total of 22 Provisional Ballots were submitted to the Dallas County Board of Registrars' Office; Certifying that a total of Seven (7) Provisional Ballots were Accepted and Counted today, and Fifteen (15) Provisional Ballots were Rejected. Mrs. Harrison proceeded to open the sealed envelopes, which contained the Ballots to be counted for Provisional Voting. Mrs. Harrison read aloud each Provisional Ballot result, and forwarded each Provisional Ballot to the City Council for Canvassing.

**II. CERTIFICATION OF ELECTION - RESOLUTION #R133-09/10**

Attorney Nunn stated to Council that on December 8, 2009, the City of Selma held a Special Municipal Run-Off Election that was held for the Selma City Board of Education Members. Attorney Nunn further stated to Council that what they have before them are the unofficial results from the Candidates, per Resolution #R133-09/10, and that we will be canvassing all of the returns, including the Provisional Ballots

that will be provided by our City Clerk at the appropriate time. Attorney Nunn stated the votes from the Provisional Ballots will be added to the totals that they have before them. Attorney Nunn further stated, as can be seen on the second page, Mr. Henry Hicks, Sr. received the majority votes for Chairman; Mr. Holland Powell received the majority votes for School Board Member, District 1; Ms. Brenda Randolph Obomanu received the majority votes for School Board Member, District 2; Mr. Frank Chestnut, Jr. received the majority votes for School Board Member, District 3; and Dr. Udo Ufomadu received the majority votes for School Board Member, District 4. Following the revision of said Resolution #R133-09/10 to reflect the totals of the Provisional Ballots, a motion was made by Councilwoman Benjamin, and seconded by Councilman Bowie, to approve said Resolution #R133-09/10, Certifying the results of the December 8<sup>th</sup> Special Municipal Run-Off Election. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

#### MAYOR'S REPORT

A. Broad Street Cave-In - Declaration of Emergency. Mayor Evans stated to Council that Broad Street is a concern, and that he would like the Council to declare it an emergency, in an effort to move forward in getting it repaired. Mayor Evans further stated he, along with Attorney Nunn, and Mr. Tommy Smith have done all of the research on this, to see whether or not the State of Alabama will be able to give some assistance in the repair of Broad Street, but there is no available funding to be received from the State of Alabama, due to the cause possibly being as a result of a sewage problem. During discussion, a motion was made by Councilwoman Newton, and seconded by Councilman Tucker, to approve and declare the cave-in on Broad Street an emergency, in an effort to move forward with having it repaired. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

B. Broad Street Cave-In - Quotes for Repair. Mayor Evans stated to Council that what they have before them are "Quotes" on what it will cost to have the Broad Street Cave-In repaired. Mayor Evans asked Council's consideration to approve the transfer of \$25,000.00 from unappropriated funds, in order to repair the Broad Street Cave-In, and allow the remaining cost to come from the Gas Tax Account. A motion was made by Councilman Tucker, and seconded by Councilman Williamson, to approve the transfer of \$25,000.00 from unappropriated funds to repair the Broad Street Cave-In. A roll call vote was taken and the motion passed with a majority vote of the Council Members present. There were five affirmative votes and one nay vote. Councilwoman Crenshaw cast a nay vote.

C. Resolution #R132-09/10 - Awarding of Fire Pumper Truck Bid - Contract. Mayor Evans stated to Council that they did address Resolution #R132-09/10, during the Council Meeting on December 10<sup>th</sup>, as it relates to awarding the Fire Pumper Truck Contract for the Fire Department, but it was Tabled for action. Mayor Evans further stated there were concerns during the Council Meeting; namely, Specifications that were written, and how the Invitation to Bid was written. Mayor Evans stated Interim Fire Chief Stokes, along with Assistant Fire Chief Walker, were present, and asked that they come forward to address the Council with regard to the rationale for trying to bid the Fire Pumper Truck now, how the Bid Specifications were written, and the results of the Bid Opening for the Fire Pumper Truck. Following discussion of the same, this item remained Tabled for action at this time.

D. Resolution #R134-09/10 - SAFER (Staffing for Adequate Fire and Emergency Response) Grant. Mayor Evans asked Ms. Charlotte Griffeth to come forward and address the Council as it relates to Resolution #R134-09/10, SAFER (Staffing for Adequate Fire and Emergency Response) Grant. Ms. Griffeth came forward and addressed the Council and offered an explanation of Resolution #R134-09/10, which is an application for a SAFER (Staffing for adequate Fire and Emergency Response) Grant through the Federal Emergency Management Agency, in the amount of \$217,200.00. Ms. Griffeth further stated to Council that said funding request will allow the City to hire three (3) Firefighters for two (2) years, and that the City will commit to retaining the three (3) positions for at least three (3) years. During discussion, a motion was made by Councilman Tucker, and seconded by Councilwoman Newton, to approve Resolution #R134-09/10, SAFER (Staffing for Adequate Fire and Emergency Response) Grant. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

E. Ordinance #O107-09/10 - Authorization for Incorporation of the Selma-Dallas County Solid Waste Authority. Attorney Nunn stated that Ordinance #O107-09/10, Authorization to Incorporate the Selma-Dallas County Solid Waste Disposal Authority, was discussed during the Council Meeting on December 10<sup>th</sup>, and that it was dealing with the Authorization for Incorporation of the Solid Waste Disposal Authority. Attorney Nunn further stated this item was carried over to this Council Meeting, and now it is up for action by the Council at this time. A motion was made by Councilman Tucker, but it failed due to lack of a second. President Pro Tempore Williamson stated this item will be placed on the agenda for the next Council Meeting.

F. Ordinance #O105-09/10 - Ordinance Authorizing the Issuance of General Obligation Build America (Federal Taxable - Direct Payment), Series 2009-A. Attorney Nunn stated to Council that they should have before them Ordinance #O105-09/10, which represents the \$12,000,000.00 Bond, which was

MAYOR'S REPORT

presented to the Council during the Council Meeting on Thursday, December 10, 2009. Attorney Nunn further stated the revisions which were requested to be made by the Council have been made to the said Ordinance #O105-09/10, Ordinance Authorizing the Issuance of General Obligation Build America (Federal Taxable - Direct Payment), Series 2009-A, and asked Council's consideration of the same. A motion was made by Councilwoman Newton, and seconded by Councilman Tucker, to approve Ordinance #O105-09/10, Ordinance Authorizing the Issuance of General Obligation Build America (Federal Taxable - Direct Payment), Series 2009-A, which represents the \$12,000,000.00 Bond. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

G. Ordinance #O106-09/10 - Ordinance Authorizing the Issuance of General Obligation Refunding Bonds (Tax Exempt), Series 2009-B. Attorney Nunn stated to Council that what they should also have before them is Ordinance #O106-09/10, Ordinance Authorizing the Issuance of General Obligation Refunding Bonds (Tax Exempt), Series 2009-B, in the amount of \$1,275,000.00, which is refunding of the 1999 Bonds. Attorney Nunn further stated Ordinance #O106-09/10 was also presented to the Council during the Council Meeting on Tuesday, December 10, 2009, and asked Council's consideration of the same. During discussion, a motion was made by Councilwoman Newton, and seconded by Councilman Tucker, to approve Ordinance #O106-09/10, Ordinance Authorizing the Issuance of General Obligation Refunding Bonds (Tax Exempt), Series 2009-B, in the amount of \$1,275,000.00, which is refunding of the 1999 Bonds. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

ADJOURNMENT

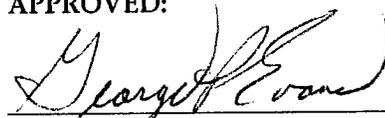
There being no further business to come before the Council, a motion was made by Councilwoman Benjamin, and seconded by Councilwoman Newton, to adjourn, and by unanimous consent of the Council, this meeting adjourned at 12:56 p.m.

  
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DR. CECIL WILLIAMSON, *Council President Pro Tempore*

ATTEST:

  
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IVY S. HARRISON, *City Clerk*

APPROVED:

  
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GEORGE PATRICK EVANS, *Mayor*