

The Wilsonville Town Council met in regular session, Monday, April 02, 2012, in the Council Chamber Room at the Wilsonville Town Hall. Mayor Rosemary Liveoak called the meeting to order at 6:30 P. M.

The meeting was opened with prayer by Councilwoman Melissa Rosetta.

The following council members answered roll call: Calvin Gill, Patricia Johnson, Lee McCarty, Terry Newman, Melissa Rosetta. Dennis Blackerby and Alan Revis were not present.

The minutes of the March 05, 2012, meeting, mailed to the council members prior to the meeting, were reviewed. Calvin Gill made a motion to accept the minutes as presented. Melissa Rosetta pointed a typographical error in paragraph ten; the word trash is spelled thrash. Terry Newman pointed out an error in vote recording in paragraph five where it is noted he abstained when he voted yes and in paragraph twelve where it is noted he abstained when he voted yes. Terry Newman, then, made a motion to accept the minutes with the noted corrections. Melissa Rosetta seconded, and the motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

The March Financial Reports were the next item on the agenda.

Lee McCarty made a motion checks not be written until the expenditure is approved by the council. In February, a check was written for \$140,000.00, which Mr. McCarty stated had not been approved by the council, nor was a budget amendment made to cover this expenditure.

Alan Revis arrived at the meeting at 6:38 P. M.

Mr. McCarty's motion died for lack of a second.

There was further discussion about unauthorized expenditures. It was decided the discussion will continue at the May meeting after the mayor and council members have reviewed previous minutes.

Alan Revis made a motion to accept the March Financial Reports (mailed to the council members before the meeting) as presented. Melissa Rosetta seconded. The motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, no; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Hobert Lee addressed the council about concerns he has after attending the public meeting to review the new zoning map. He said he received conflicting information from the county representative and the town representative. Mr. Lee owns a trailer park ( a little over three acres), now zoned Mobile Home Park. In the new ordinance the area is zoned B-1 Business which does not allow manufactured housing. One opinion was if one lot remained vacant for ninety days, another trailer could not occupy that lot; another

was if the entire park is vacant for ninety days, trailers could not occupy the park. Mr. Lee finds this very confusing. He requested the council look long and hard and study the issue before voting to approve the proposed map. Mayor Liveoak stated Mr. Lee's concerns need to be addressed by the Planning and Zoning Board. She stated that over the years, zoning, like everything is subject to change, and the new ordinance is in line with the comprehensive plan for the town.

Mr. Lee also addressed a sewer issue. He has been requesting sewer service be extended to property he owns on Highway 25 just past Oakland Avenue since the 1960's. He has had people interested in his building but when they found there was no sewer service, they backed out. Councilman McCarty told Mr. Lee we are under a consent decree from ADEM at the moment and spending approximately \$200,000.00 to fix the current sewer system. Additions will not happen this fiscal year. He suggested Mr. Lee attend a meeting when the SouthWest Water representative is here and discuss the matter with him.

Ordinance Number 120402 – Sales Tax Holiday, was introduced as follows:

#### ORDINANCE NO. 120402

AN ORDINANCE OF THE TOWN OF WILSONVILLE, ALABAMA, TO EXEMPT CERTAIN "COVERED ITEMS" FROM THE MUNICIPAL SALES AND USE TAX DURING THE FIRST FULL WEEKEND OF AUGUST, 2012, AS AUTHORIZED BY ACT 2006-574, GENERALLY REFERRED TO AS THE STATE SALES TAX HOLIDAY LEGISLATION.

BE IT ORDAINED BY THE TOWN COUNCIL OF WILSONVILLE, ALABAMA, AS FOLLOWS:

Section 1. In conformity with the provisions Act 2006-574 enacted by the Alabama Legislature during the 2006 Regular Session, providing for a State Sales Tax Holiday, the Town of Wilsonville, Alabama, exempts "covered items" from municipal sales and use tax during the same period, beginning at 12:01 a. m., on the first Friday of August, 2012 (August 3, 2012) and ending at twelve midnight the following Sunday (August 5, 2012).

Section 2. This ordinance shall be subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2006-574, except that the time period shall only be as specified in Section 1 above and not for all years thereafter.

Section 3. The Town Clerk is hereby authorized and directed to certify a copy of this ordinance under the seal of the Town of Wilsonville, Alabama, and to forward said certified copy to the Alabama Department of Revenue to be recorded and posted on the Department website.

Section 4. This ordinance shall become effective on July 1, 2012.

ADOPTED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

\_\_\_\_\_  
Rosemary C. Liveoak, Mayor

\_\_\_\_\_  
Attest: Town Clerk

Councilman McCarty asked if the clerk knew what other municipalities were participating this year. She did not know.

Patricia Johnson made a motion to adopt Ordinance Number 120402, as presented; Terry Newman seconded. The motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Resolution 120402, requesting up to three new street lights at Helms Park was introduced as follows:

RESOLUTION 120402  
HELMS PARK STREET LIGHTS

WHEREAS, the Town of Wilsonville, Alabama, wishes to place up to three street lights at Helms Park.

NOW THEREFORE, BE IT RESOLVED by the Town Council of Wilsonville, Alabama, as follows:

1. That the Council authorizes the Mayor to make application with Alabama Power Company to install up to three street lights at Helms Park in the new parking area.

THEREUPON, \_\_\_\_\_, a member of the Council, moved and \_\_\_\_\_, a member of the Council, seconded the motion that said resolution be given vote, and said resolution passed by vote of all members of the Council present.

ADOPTED this 2<sup>nd</sup> day of April, 2012.

\_\_\_\_\_  
Rosemary C. Liveoak, Mayor

\_\_\_\_\_  
Attest: Town Clerk

I, the undersigned qualified and acting clerk of the Town of Wilsonville, Alabama, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the Town Council of said town, at a regular meeting of such Council held on the 2<sup>nd</sup> day of April, 2012, and that such resolution is on file in the office of the Town Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Town on this the 2<sup>nd</sup> day of April, 2012.

\_\_\_\_\_  
Town Clerk

These street lights will be placed in the new parking area. There are already two poles in place.

Terry Newman made a motion to adopt Resolution 120402; Melissa Rosetta seconded. The motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Mayor Liveoak would like to add a thirty foot by thirty foot pavilion at Helms Park between the two ball fields. Due to the way the power lines run, there is only one place it can go since pavilions cannot go under power lines. This would cost around \$8,500.00 and would be like the large pavilion at Oak Meadow Park. Terry Newman made a motion to table any action on the pavilion until after the current baseball season is over; Lee McCarty seconded. The motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

The mayor would also like to have a fence installed separating the new parking area from the subdivision residences. WD Farms (William Dorrough) has quoted a price of \$9.00 a foot for 215 feet, totaling \$1925.00. Alan Revis made a motion to have Mr. Dorrough install the fence; Melissa Rosetta seconded. There was much discussion about the type of fence. Mentioned was the possibility of using posts like those used to block the original road into the park. Mr. Revis rescinded his motion and Mrs. Rosetta her second. Prices for the options mentioned will be presented at the May council meeting.

The storage units at the Town Shop Building site were discussed. There is a moisture problem. The mayor has looked into modifying the storage units. She has only received one price which is high. She has talked with Marlon Gallups about enlarging the shop building to accommodate storage. She presented rough sketches. She asked the council to consider this as a solution to the problems. She stated the storage units could be sold.

Some new equipment for grass cutting needs to be purchased.

The push lawn mower we currently have has a fuel tank that is too small. The mayor sent the men who will be using the equipment to price commercial push mowers. The two they liked are eXmark mowers. One is \$934.15, and the other is \$764.15. The men preferred the cheaper of the two. Alan Revis made a motion to purchase the \$764.15 eXmark mower from Three M Karts and Mowers, Pelham, Alabama. Terry Newman seconded, and the motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, no; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Roger Perry reported the Town owns two weed eaters, one is in the shop, the other is beyond help. He priced both Steele (\$429.00 and \$549.00) and Honda (\$327.00) He knows of another town using Honda and they are very pleased with it. Lee McCarty made a motion Mr. Perry check the internet for prices and asked if this item is on state bid. Mr. Perry stated the prices he quoted were from the internet and he has never seen weed eaters on state bid. Mr. McCarty rescinded his motion. Terry Newman made a motion to purchase the Honda weed eater for \$327.00. Lee McCarty seconded the motion which passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Mr. Perry stated the grooming mower (finishing mower) the Town now owns was purchased in 1997. The gear box is torn up and would cost \$588.73 to repair. He has priced new mowers at Cahaba Tractor: Bush-hog \$2,289.00, Land Pride, \$2,050.00. He has also located a good used mower which belongs to Charlie Morris. Mr. Morris will sell his mower for \$700.00. It has not been used for a while and the town can try it out before purchasing. If it needs any parts replaced, the price will come down accordingly. Terry Newman made a motion to purchase the used mower from Mr. Morris for \$700.00; Patricia Johnson seconded. Lee McCarty asked the motion be amended to say after the town tries the mower out. Mr. Newman amended his motion; Mr. McCarty seconded. The motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Mayor Liveoak stated we will be hiring another part-time employee to work in the library. This person would work the schedule Mrs. Stoudenmire was working.

Roger Perry reported the traffic light control box is giving problems. The box is old and the parts are obsolete. He has seen parts for the box on line on auction sites. Terry Newman made a motion authorizing Mr. Perry to purchase parts he may see in the future for the control box. \_\_\_\_\_ seconded the motion which passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

The Fire Department received a donation of \$7,500.00 to replace turn out gear which was ruined at a fire at E. C. Gaston Steam Plant. The budget was never amended, placing the \$7,500.00 in the expense category, uniforms. Terry Newman made a motion to amend

the budget to reflect the \$7,500.00 donation and add that amount to the uniforms expense item. Patricia Johnson seconded. The motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Sharon Ross has sent a letter of resignation from the Wilsonville Beautification Board. Alan Revis made a motion to accept Sharon Ross' resignation; Calvin Gill seconded. The motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

The Beautification recommends appointing Diane Dill to replace Sharon Ross with her term ending January 01, 2014. Melissa Rosetta made a motion to appoint Diane Dill; Patricia Johnson seconded. The motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Lee McCarty made a motion to have the Community Development Authority appear before the council at the May meeting bringing the deed to the recently purchased building, proof of insurance. Terry Newman seconded, and the motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Public Comment.

Melissa Rosetta asked the website be updated. There are businesses listed that are no longer operating. Reggie's Café is gone. L & T Trailers needs to be added.

Terry Newman asked that the roads into/out of Helms Park be reversed. The mayor stated he needs to talk to the Park and Recreation Board about the matter first. After some discussion, Terry Newman made a motion to suspend the rules in order to address the matter at this meeting. Patricia Johnson seconded. The vote on the motion was as follows: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, no. The motion has to be unanimous to pass; therefore, the motion failed.

Barbara Lowe said there have been compliments on the ball park and the concession stand already this season. The concession stand received a 100 rating from the Health Department!

Hobert Lee stated the entrance road to Helms Park does need to be changed. He said when entering the park and topping the hill, there is a blind spot – very poor visibility.

Frances Phelps offered praise for the Wilsonville Beautification Board, stating our Town looks so attractive compared to others.

Mrs. Phelps also made comments on zoning changes in the past which affected her subdivision.

Mrs. Phelps suggested Mr. Lee, the Town, and any prospective business owner might share the expense of extending the sewer line to Mr. Lee's property. Mr. Lee stated he had offered to pay for the extension himself years ago if tap on fees along the extension would be paid to him, but the Town refused.

Sherry Hornbuckle stated the Beautification Board does not need any more storage space. She also mentioned flooding behind Shear Elegance, Coosa Valley Milling, and the bank building. She said Coosa Valley Milling is now sandbagging behind the store when heavy rains occur.

There being no further business to come before the council, Calvin Gill made a motion to adjourn the meeting; Terry Newman seconded. The motion passed with the following vote: Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

The meeting was adjourned at 8:18 P. M.

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Rosemary C. Liveoak, Mayor

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Attest