

The Wilsonville Town Council met in regular session, Monday, May 07, 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: Dennis Blackerby, Calvin Gill, Patricia Johnson, Lee McCarty, Terry Newman, Melissa Rosetta. Alan Revis was not present for roll call.

The minutes of the April 09, 2012, regular council meeting, which had been mailed to the council members prior to the meeting, were reviewed. Terry Newman made a motion to accept the minutes as presented; Calvin Gill seconded. The motion passed with the following vote: Dennis Blackerby, abstain; Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

The April Financial Reports (mailed to the council members before the meeting) were reviewed. Melissa Rosetta made a motion to accept the financial reports, as presented. Terry Newman seconded the motion which passed with the following vote: Dennis Blackerby, yes; Patricia Johnson, yes; Lee McCarty, no; Terry Newman, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Councilman Alan Revis arrived at the meeting at 6:34 P. M.

Harry Chandler, SouthWest Water Company, reviewed the annual Municipal Wastewater Pollution Prevention Report. The only action needed if the score is between zero and seventy is to submit the report. Our score is fifty-two. Mr. Chandler briefly reviewed the report. Terry Newman made a motion to accept the report and pass the resolution to be sent, along with the report, to the Alabama Department of Environmental Management. Patricia Johnson seconded. The motion passed with the following vote: Dennis Blackerby, yes; Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Mr. Chandler, then, gave a report on the sewer project. He had reviewed recent January videos of the sewer system and met with the contractor in March. There are four segments which need to be cleaned and re-examined. Mr. Chandler said there are three point repairs at service connections which need attention, four manhole to manhole sections that will be lined and cleaning/videoing of the iron sections from Coosa Valley Milling and WWTP. This will cost around \$42,000.00 to complete, and there is enough left on the contract figure to cover that amount.

Roger Perry stated that the iron line cleaning/videoing had been completed the previous Thursday and that the contractor had advised him that this section looked good at this time but suggested the possibility of lining anyway to prevent future rust nodule buildup inside the pipe. Mr. Chandler suggested that TV work be done on a regular schedule there so that if a problem occurs, the iron pipe could be lined if needed but not at this time.

Mr. Chandler also expressed concerns about the effluent discharge pipe past the sewer plant. This pipe has a tendency to become sluggish and has the potential for back up. When dry weather permits accessibility for equipment to this area, the pipe can be routed out and roots cut out of it. If this is done on a regular schedule, that will suffice. The initial cost will be around \$4,000.00.

Mayor Liveoak asked prices be obtained to fill in the ditch on either side of the entrance to the Town Hall parking lot while the contractor would be working on the sewer line. Children are riding their bikes down into the ditch and out and over the ditch, sometimes out into Highway 61. She has had some rods installed in the ditch which has helped but would like to see the ditch closed.

Alex Simpson, Eagle Scout, addressed the council thanking them, the Cemetery Committee, and Roger Perry for their help and co-operation in his scout project installing the planters at the Highway 25 entrance to the cemetery. He presented plaques to the Town and one to be placed at the site. Norma Newman, chairwoman of the Cemetery Committee presented Mr. Simpson with a certificate of appreciation for the project. Mr. Simpson only had to spend \$900.00, and the result is beautiful.

Terry Byrd, who had asked to be on the agenda, was not present.

Helms Park Issues

After extensive discussion about fencing between Helms Park parking area and Wilson Glenn Subdivision, Lee McCarty made a motion to refer the matter to the Park and Recreation Board. Patricia Johnson seconded the motion which passed with the following vote: Dennis Blackerby, yes; Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Mayor Liveoak reported she has talked with Alabama Power Company about moving a pole at Helms Park, which they will do for no charge. This will open the area for building a pavilion.

The mayor suggested referring the redirection of traffic at Helms Park to the Park and Recreation Board. Terry Newman stated he tried to discuss this issue last month at the request of the Board and wants to address it tonight. There are blind spots because of the hill at the current entrance and it is a danger to children. The direction needs to be changed immediately for the purpose of safety. Terry Newman made a motion to reverse the flow of traffic into and out of Helms Park; Dennis Blackerby seconded. The motion passed with the following vote: Dennis Blackerby, yes; Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Patricia Johnson, representing the Town Council, attended a meeting concerning the annual God and Country Celebration. Steve Thomas is in charge of the entertainment. All businesses, churches, and civic clubs will be invited to set up an information booth

(there will be no sales allowed). There will be inflatables for the children. Food, provided by the Town, will be served. She stated it was mentioned serving something other than bar-be-que this year, perhaps hamburgers and hot dogs cooked on site or catered food. The date for the celebration is Sunday, June 24.

The former M&F Bank building purchase by the Commercial Development Authority (CDA) was discussed. Mayor Liveoak displayed on projector screen and went over portions of the minutes from September, 2011, to January, 2012 which pertained to the building purchase and establishment of the CDA, in which the purchase of the building was discussed, the need, purpose and establishment of the CDA was discussed and the motions that were made with discussions and votes that followed pertaining to these matters. Mayor Liveoak asked council members individually of their understanding of intent for authorization to Mayor and/or CDA pertaining to the purchase of the building. Councilman Gill stated that it was his understanding that after the CDA was incorporated, the CDA should have come before the Town Council to request the funds for the purchase before the purchase was finalized, and they did not. Councilman McCarty stated the council has a responsibility to see all town business is done legally and ethically. He feels the purchase was illegal. He discussed the definition of “first right of refusal” which was included in the first motion that carried pertaining to authorization of the Mayor for negotiations with M&F Bank concerning the building during the September meeting. At this point, the only recourse would be to sue the town which would be counterproductive. He read excerpts from an Alabama Supreme Court Case concerning a similar matter.

Councilwoman Melissa Rosetta asked for a report from the Commercial Development Authority. Chairman Ivan Greene addressed the council. He stated the CDA owns the building at 9833 North Main Street, and the information that he has been given is that this cannot be undone. There seems to be some question about whether or not the building is worth the \$140,000.00. He stated the insurance replacement cost was quoted between \$225,000.00 and \$260,000.00. There are no prospects for a tenant at this time.

The Authority submitted a request for \$2,800.00, for immediate expenses. The request included the following items: Alabama Power deposit, \$950.00; Alabama Power bills, \$100.00; Wilsonville Water Works bills, \$50.00; Insurance initial payment, \$600.00; Legal fees, \$350.00; Other – meetings, travel, etc., \$750.00. Alan Revis made a motion to give the Authority \$2,800.00 for the above mentioned expenses; Melissa Rosetta seconded. The motion failed with the following vote: Dennis Blackerby, no; Calvin Gill, no; Patricia Johnson, no; Lee McCarty, no; Terry Newman, no; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Councilwoman Rosetta stated the building has been bought, is a done deal, and we need to move forward and support the Authority. Councilman Revis stated the purchase has been done, perhaps not exactly by proper procedure but done anyway, and the council needs to move on with business, forgive and forget.

It was stated the Authority has enough money in their account to cover the \$350.00 legal expenses quoted above.

Lee McCarty made a motion to give the Authority \$992.16 (price quoted by Mr. Greene) for the remainder of the calendar year to cover the cost of insuring the building; Dennis Blackerby seconded. The motion passed with the following vote: Dennis Blackerby, yes; Calvin Gill, yes; Patricia Johnson, yes; Lee McCarty, yes; Terry Newman, yes; Alan Revis, yes; Melissa Rosetta, yes; Rosemary Liveoak, yes.

Public Comment

Larry Lowe asked if an appraisal of the bank building was done. Mayor Liveoak stated M & F Bank had an appraisal done. She will get a copy of the document from them.

Norma Newman stated she does not think the mayor intentionally did anything wrong but was trying to do what was best for the community. She says the council needs to unite.

Melissa Rosetta welcomed former councilman Ricky Morris to the meeting.

The clerk asked council members to look over a proposed ordinance allowing a severe weather preparedness sales tax holiday, which would be the first weekend in July, 2012 and possibly the last full weekend of February thereafter. This was recently passed by the state legislature and needs to be considered no later than the June meeting if we are going to participate.

Ivan Greene asked if a pipe could be installed near the recycling bin for ease in exiting. There is a ditch there now which is often full of mud or muddy water and is a problem.

There being no further business to come before the council, Calvin Gill made a motion to adjourn the meeting; Melissa Rosetta seconded. The motion passed with the following vote: Dennis Blackerby, yes; 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 8:25 P. M.

Rosemary C. Liveoak, Mayor

Attest