

Monday, November 07, 2016

Town Clerk, Kay Ray, called the meeting to order at 6:00 P. M.

Lee McCarty introduced Circuit Court Judge Lara Alvis.

Judge Alvis administered the oaths of office to the following officials: Lee McCarty, mayor; Richard B. Atchison, councilman; Larry Cohill, councilman; W. Gordon Fluker, councilman; Ivan Greene, councilman; Ricky Ray Morris, councilman; Blake Ray, councilman; Melissa Rosetta, councilwoman.

A reception was held with refreshments provided by the Town.

Mayor Lee McCarty called the organizational meeting to order at 6:30 P. M.

Councilman Larry Cohill opened the meeting with prayer.

The following council members answered roll call: Richard Atchison, Larry Cohill, Gordon Fluker, Ivan Greene, Ricky Morris, Blake Ray, Melissa Rosetta.

The minutes of the October 24, 2016, regular council meeting (mailed to council members prior to this meeting) were reviewed. Only the mayor and two council members can vote on approval of the minutes since all the other council members are new. Larry Cohill made a motion to approve the minutes, as presented; Ricky Morris seconded. The motion passed with the following vote: Larry Cohill, yes; Ricky Morris, yes; Lee McCarty, yes.

The October Treasurer's Report was presented by Mayor McCarty, as follows:

GENERAL FUND	Total Income	\$60,239.50
	Total Expense	\$62,467.75
	Net Income	(\$ 2,228.25)
	Total Liquid Assets	\$1,256,891.14
WATER WORKS	Total Income	\$51,957.94
	Total Expense	\$34,272.68
	Net Income	\$17,685.26
	Total Liquid Assets	\$277,484.42

The election of a council treasurer was the next item of business. Mayor McCarty nominated Gordon Fluker for the position of treasurer. Larry Cohill seconded. The motion passed with the following vote: Richard Atchison, yes; Larry Cohill, yes; Gordon Fluker, abstain; Ivan Greene, yes; Ricky Morris, yes; Blake Ray, yes; Melissa Rosetta, yes.

The election of a council pro tem was next on the agenda. Mayor McCarty nominated Ricky Morris; Ivan Greene seconded. The motion passed with the following vote: Richard Atchison, yes; Larry Cohill, yes; Gordon Fluker, yes; Ivan Greene, yes; Ricky Morris, yes; Blake Ray, yes; Melissa Rosetta, yes.

The rules of procedure, Ordinance 001008, as amended October 04, 2004 and December 03, 2012, was reviewed. The mayor went over the ordinance in detail. Section 5, dealing with the time to convene the council meetings was discussed. Ricky Morris made a motion to amend the ordinance to read as follows: The regular meetings of the month shall convene at 6:30 o'clock P. M., at the Town Hall. All meetings, regular and special, shall be open to the public. Richard Atchison seconded the motion which passed with the following vote: Richard Atchison, yes; Larry Cohill, yes; Gordon Fluker, yes; Ivan Greene, yes; Ricky Morris, yes; Blake Ray, yes; Melissa Rosetta, yes.

Ordinance Number 001008, Order of Procedure, Amended 10/04/04, Amended 12/03/12, Amended 11/07/16 now reads as follows:

ORDINANCE 001008  
ORDER OF PROCEDURE  
AMENDED 10/04/04  
AMENDED 12/03/2012  
AMENDED 11/07/16

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF WILSONVILLE, ALABAMA, that the order of procedure in all instances for meetings of the council shall be as follows:

Section 1. That the rules or order of procedure herein contained shall govern deliberations and meetings of the council of Wilsonville, Alabama.

Section 2. Regular meetings of the council shall be held on the following dates: The first Monday of each month and the next to last Monday of each month (two meetings a month).

Section 3. Special meetings may be held at the call of the presiding officer by serving notice on each member of the council not less than 24 hours before the time set for such special meetings; or special meetings may be held as provided by Section 11-43-50, Code of Alabama, 1975, whenever two council members making the request shall have the right to call such meeting. Notice of all special meetings shall be posted on a bulletin board accessible to the public at least 24 hours prior to such meetings.

Section 4. A quorum shall be determined as provided by Section 11-43-48, Code of Alabama.

Section 5. The regular meetings of the month shall convene at 6:30 o'clock P. M., at the Town Hall. All meetings, regular and special, shall be open to the public.

Section 6. The order of business shall be as follows;

1. A call to order
2. Prayer
3. Roll Call

4. Approval of the minutes of the previous meeting
5. Approval of invoices/bills
6. Resolutions, ordinances, order and other business
7. Reports
8. Public comment

Section 7. No member shall speak more than twice on the same subject without permission of the presiding officer.

Section 8. Motions to reconsider must be by either a member who voted with a majority or did not vote and at the same or next succeeding meeting of the council.

Section 9. Whenever it shall be required by one or more members, the “yeas” and “nays” shall be recorded and any member may call for a division on any question.

Section 10. All questions of order shall be decided by the presiding officer of the council with the right of appeal to the council by any member.

Section 11. The presiding officer of the council may, at his or her discretion, call any member to take the chair, to allow him or her to address the council, make a motion, or discuss any other matter at issue.

Section 12. Motions to lay any matter on the table shall be first in order, and on all questions, the last amendment, the most distant day, and the largest be shall be first put.

Section 13. All meetings of the council shall be open to the public, except when the council meets in executive session as authorized by state law.

Section 14. The council may meet in executive session only for the purposes authorized by state law. When a council member makes a motion to go into executive session for an enumerated purpose, the presiding officer shall put the motion to a vote. If the majority of the council shall vote in favor of the motion to go into executive session, the body shall the move into executive session to discuss the matter for which the executive session was called. No action may be taken in an executive session. When the discussion has been completed, the council shall resume its deliberations in public.

Section 15. A motion for adjournment shall always be in order.

Section 16. The rules of the council may be amended in the same manner as any other ordinance of general and permanent operation.

Section 17. The rules of the council may be temporarily suspended by a unanimous vote of the members present.

Section 18. All ordinances, resolutions or propositions submitted to the council which require the expenditure of money shall lie over until the next meeting, provided, that such ordinances,

resolutions or propositions may be considered earlier by unanimous consent of the council; and provided further, that this rule shall not apply to the current expenses of, or contracts previously made with, or regular salaries of officers, or wages of employees of the town.

Section 19. The clerk, engineer, attorney, chief of police, and such other officers or employees of the Town of Wilsonville, shall, when requested, attend all meetings of the council and shall remain in the council room for such length of time as the council may direct.

Section 20. No ordinance or resolution of a permanent nature shall be adopted at the meeting at which it is introduced unless unanimous consent be obtained for the immediate consideration of such ordinance or resolution, such consent shall be by roll call and the vote thereon spread on the minutes.

Section 21. Robert's Rules of Order is hereby adopted as the rules of procedure for this council in those situations which cannot be resolved by the rules set out in this ordinance.

Section 22. This ordinance (as amended shall go into effect upon the passage and publication as required by law.

Town of Wilsonville:

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Mayor

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Council Member

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Council Member

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Council Member

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Council Member

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Council Member

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Council Member

Passed and Approved this the 7<sup>th</sup> day of November, 2016

Gordon Fluker made a motion to accept Ordinance 001008 with the above mentioned amendment, changing the time of meeting to 6:30 P. M. Ricky Morris seconded. The motion passed with the following vote: Richard Atchison, yes; Larry Cohill, yes; Gordon Fluker, yes; Ivan Greene, yes; Ricky Morris, yes; Blake Ray, yes; Melissa Rosetta, yes.

Appointment of a town clerk was the next agenda item. Richard Atchison nominated Kay Ray to continue as town clerk; Melissa Rosetta seconded. The nomination passed with the following vote: Richard Atchison, yes; Larry Cohill, yes; Gordon Fluker, yes; Ivan Greene, yes; Ricky Morris, yes; Blake Ray, yes; Melissa Rosetta, yes.

The next item was the appointment of the fire chief. Larry Cohill nominated Davy Edwards to continue as fire chief; Ricky Morris seconded. The nomination passed with the following vote: Richard Atchison, yes; Larry Cohill, yes; Gordon Fluker, yes; Ivan Greene, yes; Ricky Morris, yes; Blake Ray, yes; Melissa Rosetta,

Mayor McCarty asked Fire Chief Edwards to address the issue of the burn ban announced by Governor Bentley. Chief Edwards stated he feels Wilsonville has been lucky, so far, but must be very careful. Citizens have been reporting some burning going on and the department has gone out to put these fires out.

Ratification of depositories was the next agenda item. The Town has checking accounts at SouthPoint Bank, and CD's at SouthPoint, Renasant, and Bryant Banks. Ivan Greene made a motion to leave the deposits where they are. Larry Cohill seconded the motion which passed with the following vote: Richard Atchison, yes; Larry Cohill, yes; Gordon Fluker, yes; Ivan Greene, yes; Ricky Morris, yes; Blake Ray, yes; Melissa Rosetta, yes.

Ordinance Number 161107 was introduced as follows:

#### ORDINANCE 161107

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

Section 1. The Mayor of the Town of Wilsonville, Alabama, E. Lee McCarty, III, is hereby required to act as the full-time Superintendent of the Wilsonville Waterworks, and as such shall serve as purchasing agent for such system, make all purchases authorized by the Town Council therefor, keep a check on meter readings and billings for service and collection thereof, see that the system is kept in proper repair and operation, keep an inventory showing the supplies and equipment on hand for such system, keep a full and complete monthly financial statement of all operation costs and receipts, keep a proper inventory of the physical assets of such system, and have all such data and information relative to such system available for the Town Council on its first meeting in each calendar month.

Section 2. In addition to the salary now fixed and paid to the Mayor of the Town of Wilsonville, Alabama, there shall be paid to the Mayor for his services as Superintendent of the utility system named in Section 1 of this ordinance the sum of \$0.00 per month payable on the last day of each calendar month out of the receipts of such utility system.

Section 3. The Town Council of the Town of Wilsonville, Alabama, may at any regular meeting or special meeting called therefor, discontinue the services of the Mayor as Superintendent of the utility system, and in the event of such discontinuance of his services as such Superintendent of such system, all compensation authorized to be paid in Section 2 hereof shall lapse.

Section 4. This ordinance shall become effective on November 07, 2016, and shall expire on November 6th, 2017, and sooner if the present mayor shall vacate the office.

ADOPTED THIS THE 7th DAY OF NOVEMBER, 2016.

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E. L. McCarty, Mayor

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Attest: Town Clerk

Gordon Fluker made a motion to adopt Ordinance Number 161107, as presented. Larry Cohill seconded. The motion passed with the following vote: Richard Atchison, yes; Larry Cohill, yes; Gordon Fluker, yes; Ivan Greene, yes; Ricky Morris, yes; Blake Ray, yes; Melissa Rosetta, yes.

Checks were examined by the council members immediately before the meeting. Melissa Rosetta made a motion to mail the checks; Larry Cohill seconded. The motion passed with the following vote: Richard Atchison, yes; Larry Cohill, yes; Gordon Fluker, yes; Ivan Greene, yes; Ricky Morris, yes; Blake Ray, yes; Melissa Rosetta, yes.

Council Agenda – There was none.

Council Comment

Larry Cohill said he was glad to see such a large crowd at the meeting tonight.

Melissa Rosetta expressed her thanks for the reception and the employees, Linda Bell, Joyce Saxon, and Pam Watson, who served.

Ivan Greene thanked Davy Edwards for his work.

Gordon Fluker thanked Roger Perry for the job he does as water manager.

Richard Atchison asked about the mystery water leak along Highway 25. Roger Perry stated he has not found the source of the leak yet.

Mayor McCarty stated Karen McCarty will be wrapping large boxes to go around the tree at Central Park next Tuesday at 1:00 P. M. All volunteers will be welcome to come and help.

#### Public Comment

Mike Griffin said Christmas lights will be put up at Star of Bethlehem Baptist Church and possibly at DJ's BBQ on Friday. Larry Lowe said there are some lights left over from last year, and if need be, more lights can be bought at Dixie Decorations.

On November 21<sup>st</sup> at 9:00 A. M., the tree will be put up at the park. Anyone who can help is welcome to do so. The anchor for the tree has been installed. The stage can be put up the morning of the program, Monday, November 28.

The mayor reminded everyone Joe Breckenridge is coming to provide music for the Christmas tree lighting. Deputy Bloom will have an extra deputy to help with traffic control.

The mayor reported ALDOT has begun preliminary engineering work on the Highway 25 bridge. Lee will be meeting with other authorities asking for financial support for the project.

Bids have been advertised for the sidewalk project. A pre-bid meeting will be held Thursday, November 17, and bids will be opened Thursday, December 01.

Lane Ross said there are still issues with brush growing out into Homestead Drive. He has spoken with Dr. Sharp who is in agreement with the brush on his property being cut back. Dennis Rosetta said he would volunteer to work on that. The mayor stated there may be legal issues involved with that.

Frances Phelps asked if the light that is supposed to illuminate the flag at Central Park can be adjusted. It is not shining on the flag. Sue Whitfield agreed this needs to be done.

The mayor said Larry Cohill has been looking into getting some more playground equipment at Oak Meadow Park. Lee would like to add some benches at Central Park along with a checkerboard table with attached seats.

Karen McCarty presented a power point presentation highlighting the accomplishments of the previous council which included the Highway 25 project, new water meters, animal control officer, the annual pet vaccine program, sidewalk grant, new Fire Department brush truck, improved drainage beside the Shell service station and at the back of Shear Elegance and Sammy's Antiques, Central Park, the Christmas tree purchase, lighting on town buildings, SouthPoint Bank locating here, and the fact the water debt will be paid off by the end of this year.

Karen has also started a Facebook page about Wilsonville. If anyone has anything to go on the page, they may contact her and she will put it on the page.

There being no further business to come before the council, Richard Atchison made a motion to adjourn the meeting. Larry Cohill seconded and the motion received unanimous approval.

The meeting was adjourned at 7:36 P. M.

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E. L. McCarty, III, Mayor

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Attest