

**MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL OF THE  
CITY OF GRAYSVILLE, ALABAMA OF THE ORGANIZATIONAL  
MEETING HELD ON MONDAY NOVEMBER 7, 2016.**

The organizational meeting of the City Council of the City of Graysville was called to order at 5:25 p.m. at the Maurice C. West Community Center by Mayor “Julio” Davis. Upon roll call those present were:

<i>Clark “Julio” Davis</i>	<i>Mayor</i>
<i>James Armstrong, Sr.</i>	<i>Councilmember</i>
<i>Dorothy Hawthorne</i>	<i>Councilmember</i>
<i>George Helms</i>	<i>Councilmember</i>
<i>Karen Lauderdale</i>	<i>Councilmember</i>
<i>Chris Shaw</i>	<i>Councilmember</i>
<i>Randy Teeter</i>	<i>Councilmember</i>

Also present was acting City Attorney, Charlie Waldrep; a large group of citizens; several city employees; and acting City Clerk, Kathy Dumas.

Mayor Davis made recommendation to appoint Councilmember Randy Teeter as Mayor Protem. Councilmember Lauderdale moved to appoint Councilmember Randy Teeter as Mayor Protem. Motion seconded by Councilmember Hawthorne and carried unanimously.

Mayor Davis made recommendation to appoint Kathy Dumas as City Clerk/Treasurer. Councilmember Armstrong moved to appoint Kathy Dumas as City Clerk/Treasurer. Motion seconded by Councilmember Hawthorne and carried unanimously.

Mayor Davis made recommendation to appoint Waldrep, Stewart & Kendrick, LLC as City Attorney. Councilmember Hawthorne moved to appoint Waldrep, Stewart & Kendrick, LLC as City Attorney. Motion seconded by Councilmember Armstrong. Roll call votes as follows:

<i>Councilmember Armstrong</i>	<i>Yes</i>
<i>Councilmember Hawthorne</i>	<i>Yes</i>
<i>Councilmember Helms</i>	<i>Yes</i>
<i>Councilmember Lauderdale</i>	<i>Yes</i>
<i>Councilmember Shaw</i>	<i>Yes</i>
<i>Councilmember Teeter</i>	<i>Yes</i>
<i>Mayor Davis</i>	<i>Yes</i>

Mayor Davis made recommendation to appoint Kenny Booth as Fire Chief. Councilmember Lauderdale moved to appoint Kenny Booth as Fire Chief. Motion seconded by Councilmember Teeter and carried unanimously.

Mayor Davis presented Resolution No. 2017-4 as follows:

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**RESOLUTION NO. 2017-4**

WHEREAS, at its Organizational Meeting on November 5, 2012, the City Council of the City of Graysville, Alabama appointed Betty Cash, George Helms and Frances Hill as members of the Graysville Water and Sewer Board (the “Board”); and

WHEREAS, at the time of their appointment, Betty Cash and George Helms were both members of the City Council; and

WHEREAS, Betty Cash is no longer a member of the City Council and therefore has been removed from the Board by operation of Code of Alabama § 11-50-313; and

WHEREAS, Frances Hill has resigned from her position as a member of the Board; and

WHEREAS, the City Council desires to appoint the members of the Board in compliance with Code of Alabama § 11-50-313, which requires 6-year staggered terms; and

WHEREAS, the City Council desires to increase the number of members of the Board to five members, in compliance with the terms of Code of Alabama § 11-50-313.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Graysville, Alabama, as follows:

The following individuals are appointed to the Graysville Water and Sewer Board upon the following terms:

<u>Name</u>	<u>Term Expiration</u>
George Helms	October 2018
James Armstrong	October 2020
Lynn Irwin	October 2020
Karen Lauderdale	October 2022
Ronnie Saint	October 2022

This Resolution shall become effective on November 7, 2016.

Adopted this 7<sup>th</sup> day of November, 2016.

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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

ATTEST:

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City Clerk, Kathy Dumas

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Councilmember Teeter moved to approve Resolution Number 2017-4 as presented. Motion seconded by Councilmember Hawthorne. Roll call votes as follows:

<i>Councilmember Armstrong</i>	<i>Yes</i>
<i>Councilmember Hawthorne</i>	<i>Yes</i>
<i>Councilmember Lauderdale</i>	<i>Yes</i>
<i>Councilmember Helms</i>	<i>Yes</i>
<i>Councilmember Shaw</i>	<i>Yes</i>
<i>Councilmember Teeter</i>	<i>Yes</i>

Mayor Davis vacated the chair to Mayor Protem Randy Teeter.

Mayor Protem Teeter presented the following Ordinance No. 914 as follows:

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**ORDINANCE NO. 914**

Be it Ordained by the City Council of the City of Graysville, Alabama, as follows:

**Section I**

The Mayor of the City of Graysville is to act as Superintendent of the Graysville Municipal Gas System and as such shall serve as purchasing agent for such system, make all purchases authorized by the City Council therefor, keep a check on meter readings and billings for service of the system and see that the collections thereof are made. He shall see that the system is kept in proper repair and operation, shall keep an inventory showing the supplies and equipment on hand for such system, shall keep a full and complete monthly financial statement of all operating costs and receipts and keep a proper inventory of the physical assets of such system. He shall further handle all such data and information relative to such system available for the City Council at such times as it shall require, but not less frequently than once every three months.

**Section II**

For his service as Superintendent of such system, the Mayor shall be paid, in addition to his salary as Mayor, a sum of \$3,300.00 per month plus any benefits available to full-time employees of the City of Graysville, which the City Council deems as a reasonable sum. The City Council may, at any time it deems best, dispense with the Mayor's service as Superintendent.

**Section III**

This Ordinance shall become effective on November 7, 2016 and shall expire on September 30, 2020.

Adopted this 7<sup>th</sup> day of November, 2016.

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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

ATTEST:

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City Clerk, Kathy Dumas

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Councilmember Hawthorne moved to suspend the rules for immediate consideration for Ordinance Number 914 as presented. Motion seconded by Councilmember Lauderdale. Roll call votes as follows:

<i>Councilmember Armstrong</i>	<i>Yes</i>
<i>Councilmember Hawthorne</i>	<i>Yes</i>
<i>Councilmember Lauderdale</i>	<i>Yes</i>
<i>Councilmember Helms</i>	<i>No</i>
<i>Councilmember Shaw</i>	<i>Yes</i>
<i>Councilmember Teeter</i>	<i>Yes</i>

Mayor Davis returned to chair the meeting.

Mayor Davis made recommendation to hire all permanent and part-time employees in their present positions. Councilmember Lauderdale moved to hire all permanent and part-time employees in their present positions. Motion seconded by Councilmember Armstrong and carried unanimously.

Ordinance Number 915 was presented as follows:

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**ORDINANCE NO. 915**

***AN ORDINANCE AMENDING ORDINANCE NO. 191, ORDINANCE NO. 566, ORDINANCE NO. 632, ORDINANCE NO. 677, ORDINANCE NO. 748, ORDINANCE NO. 811, ORDINANCE NO. 859 AND ORDINANCE NO. 886, SETTING RULES OR ORDER OF PROCEDURES OF COUNCIL MEETINGS OF THE MAYOR AND COUNCIL.***

**BE IT ORDAINED BY THE COUNCIL OF GRAYSVILLE, 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 GRAYSVILLE, ALABAMA.

**SECTION 2.** REGULAR MEETINGS OF THE COUNCIL SHALL BE HELD ON THE FOLLOWING DATES; THE FIRST AND THIRD THURSDAYS OF EACH 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 COUNCILMEMBERS (OR THE MAYOR) 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 MEETING.

**SECTION 4.** A QUORUM SHALL BE DETERMINED AS PROVIDED BY SECTION 11-43-48, CODE OF ALABAMA.

**SECTION 5.** ALL REGULAR MEETINGS SHALL CONVENE AT 6:00 O'CLOCK P.M. AT THE CITY HALL AND 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. PLEDGE
3. ROLL CALL
4. READING AND APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING.
5. REPORTS OF STANDING COMMITTEES
6. REPORTS OF SPECIAL COMMITTEES
7. REPORTS OF OFFICERS
8. READING OF PETITIONS, APPLICATIONS, COMPLAINTS, APPEALS, COMMUNICATIONS, ETC.
9. AUDITING ACCOUNTS
10. RESOLUTIONS, ORDINANCES, ORDERS, AND OTHER BUSINESS
11. PUBLIC COMMENTS

**SECTION 7.** NO MEMBER SHALL SPEAK MORE THAN TWICE ON THE SAME SUBJECT WITHOUT PERMISSION OF THE PRESIDING OFFICER.

**SECTION 8.** NO PERSON, NOT A MEMBER OF THE COUNCIL, SHALL BE ALLOWED TO ADDRESS THE SAME WHILE IN SESSION WITHOUT PERMISSION OF THE PRESIDING OFFICER.

**SECTION 9.** EVERY OFFICER, WHOSE DUTY IT IS TO REPORT AT THE REGULAR MEETINGS OF THE COUNCIL, WHO SHALL BE IN DEFAULT THEREOF, MAY BE FINED AT THE DISCRETION OF THE COUNCIL.

**SECTION 10.** MOTIONS SHALL BE REDUCED TO WRITING WHEN REQUIRED BY THE PRESIDING OFFICER OF THE COUNCIL OR ANY MEMBER OF THE COUNCIL. ALL RESOLUTIONS AND ORDINANCES AND ANY AMENDMENTS THERETO SHALL BE IN WRITING AT THE TIME OF INTRODUCTION.

**SECTION 11.** MOTIONS TO RECONSIDER MUST BE BY A MEMBER WHO VOTED WITH A MAJORITY AND AT THE SAME OR NEXT SUCCEEDING MEETING OF THE COUNCIL.

**SECTION 12.** 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 13.** ALL QUESTIONS OR ORDER SHALL BE DECIDED BY THE PRESIDING OFFICER OF THE COUNCIL WITH THE RIGHT OF APPEAL TO THE COUNCIL BY ANY MEMBER.

**SECTION 14.** 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 15.** 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 SUM SHALL BE FIRST PUT.

**SECTION 16.** 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 17.** THE COUNCIL MAY MEET IN EXECUTIVE SESSION ONLY FOR THOSE PURPOSES AUTHORIZED BY STATE LAW. WHEN A COUNCILMEMBER 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 THEN 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 18.** THE PROCEDURE FOR PUBLIC COMMENT SHALL BE AS FOLLOWS:

1. REQUEST IN WRITING BY END OF BUSINESS DAY PRIOR TO COUNCIL MEETING DAY TO BE ADDED TO THE AGENDA.
2. PROVIDE A WRITTEN STATEMENT OF THE NATURE OF PUBLIC COMMENT.
3. PUBLIC COMMENT SHALL BE LIMITED TO TWO (2) MINUTES.
4. IF AN INDIVIDUAL REPRESENTS A GROUP ONLY ONE PERSON SHALL BE DESIGNATED AND ONE PERSON SHALL ADDRESS THE COUNCIL.

**SECTION 19.** A MOTION FOR ADJOURNMENT SHALL ALWAYS BE IN ORDER.

**SECTION 20.** THE RULES OF THE COUNCIL MAY BE AMENDED IN THE SAME MANNER AS ANY OTHER ORDINANCE OF GENERAL AND PERMANENT OPERATION.

**SECTION 21.** THE RULES OF THE COUNCIL MAY BE TEMPORARILY SUSPENDED BY A VOTE OF TWO-THIRDS OF THE MEMBERS PRESENT.

**SECTION 22.** THE CHAIRMAN OF EACH RESPECTIVE COMMITTEE, OR THE COUNCILMEMBER ACTING FOR HIM OR HER SHALL SUBMIT OR MAKE ALL REPORTS TO THE COUNCIL WHEN SO REQUESTED BY THE PRESIDING OFFICER OR ANY MEMBER OF THE COUNCIL.

**SECTION 23.** 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 CITY.

**SECTION 24.** THE CLERK, ENGINEER, ATTORNEY AND CHIEF OF POLICE, AND SUCH OTHER OFFICERS OR EMPLOYEES OF THE CITY OF GRAYSVILLE, 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 25.** 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 26.** 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 27.** THIS ORDINANCE SHALL GO INTO EFFECT UPON THE PASSAGE AND PUBLICATION AS REQUIRED BY LAW.

APPROVED THIS THE 7<sup>TH</sup> DAY OF NOVEMBER 2016.

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MAYOR CLARK “JULIO” DAVIS

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COUNCILMEMBER JAMES ARMSTRONG

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COUNCILMEMBER DOROTHY HAWTHORNE

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COUNCILMEMBER GEORGE HELMS

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COUNCILMEMBER KAREN LAUDERDALE

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COUNCILMEMBER CHRIS SHAW

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COUNCILMEMBER RANDY TEETER

ATTEST:

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CITY CLERK, KATHY DUMAS



**CERTIFICATE OF CITY CLERK**

I, KATHY DUMAS, CITY CLERK OF GRAYSVILLE, ALABAMA, DO HEREBY CERTIFY THAT THE ABOVE IS TRUE AND CORRECT COPY OF ORDINANCE NO. 915 ADOPTED BY THE CITY COUNCIL OF THE CITY OF GRAYSVILLE AT ITS MEETING HELD ON THE 7TH DAY OF NOVEMBER, 2016, AND THAT SAID ORDINANCE WAS DULY PUBLISHED IN ACCORDANCE WITH LAW BY POSTING A COPY THEREOF ON THE 8<sup>TH</sup> DAY OF NOVEMBER, 2016 IN THREE (3) PUBLIC PLACES WITHIN THE CITY LIMITS, ONE OF WHICH WAS THE CITY HALL OF CITY OF GRAYSVILLE, ALABAMA.

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KATHY DUMAS, CITY CLERK

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Councilmember Hawthorne moved to suspend the rules for immediate consideration for Ordinance Number 915 as presented. Motion seconded by Councilmember Lauderdale. Roll call votes as follows:

<i>Councilmember Armstrong</i>	<i>Yes</i>
<i>Councilmember Hawthorne</i>	<i>Yes</i>
<i>Councilmember Helms</i>	<i>Yes</i>
<i>Councilmember Lauderdale</i>	<i>Yes</i>
<i>Councilmember Shaw</i>	<i>Yes</i>
<i>Councilmember Teeter</i>	<i>Yes</i>
<i>Mayor Davis</i>	<i>Yes</i>

Councilmember Shaw moved to adopt Ordinance No. 915 as presented. Motion seconded by Councilmember Teeter. Roll call votes as follows:

<i>Councilmember Armstrong</i>	<i>Yes</i>
<i>Councilmember Hawthorne</i>	<i>Yes</i>
<i>Councilmember Helms</i>	<i>Yes</i>
<i>Councilmember Lauderdale</i>	<i>Yes</i>
<i>Councilmember Shaw</i>	<i>Yes</i>
<i>Councilmember Teeter</i>	<i>Yes</i>
<i>Mayor Davis</i>	<i>Yes</i>

Mayor Davis made recommendation to terminate consultant contract with Mr. Curtis Williams dated July 16, 2013 and the Mayor be authorized to provide notice of such termination set forth in consultant contract. Councilmember Hawthorne moved to terminate consultant contract with Mr. Curtis Williams and authorize Mayor Davis to provide notice of such termination set forth in contract. Motion seconded by Councilmember Armstrong. Roll call votes as follows:

<i>Councilmember Armstrong</i>	<i>Yes</i>
<i>Councilmember Hawthorne</i>	<i>Yes</i>
<i>Councilmember Helms</i>	<i>No</i>

<i>Councilmember Lauderdale</i>	<i>Yes</i>
<i>Councilmember Shaw</i>	<i>No</i>
<i>Councilmember Teeter</i>	<i>Yes</i>
<i>Mayor Davis</i>	<i>Yes</i>

Mayor Davis made recommendation to authorize signatures of Kathy Dumas or Carol Burt and counter signatures of Clark “Julio” Davis or Randy Teeter on all city, water and gas checking, savings and CD accounts. Councilmember Hawthorne moved to authorize signatures of Kathy Dumas or Carol Burt and counter signatures of Clark “Julio” Davis or Randy Teeter on all city, water and gas checking, savings and CD accounts. Motion seconded by Councilmember Lauderdale and carried unanimously.

Mayor Davis recommended ratification of Regions Bank as depository for the city, water and gas funds of the City of Graysville. Councilmember Shaw moved to use Regions Bank as depository for the city, water and gas funds of the City of Graysville. Motion seconded by Councilmember Hawthorne and carried unanimously.

Mayor Davis made recommendation to establish a position of Comptroller for the City of Graysville. Councilmember Teeter moved to accept Mayor Davis recommendation to establish a position of Comptroller for the City of Graysville. Motion seconded by Councilmember Hawthorne. Roll call votes as follows:

<i>Councilmember Armstrong</i>	<i>Yes</i>
<i>Councilmember Hawthorne</i>	<i>Yes</i>
<i>Councilmember Helms</i>	<i>No</i>
<i>Councilmember Lauderdale</i>	<i>Yes</i>
<i>Councilmember Shaw</i>	<i>Yes</i>
<i>Councilmember Teeter</i>	<i>Yes</i>
<i>Mayor Davis</i>	<i>Yes</i>

Mayor Davis presented quote to purchase pins for the veterans in the amount of \$143.14. Councilmember Shaw moved to approve quote to purchase pins for veterans in the amount of \$143.14 as presented. Motion seconded by Councilmember Hawthorne and carried.

Thereupon on motion of Councilmember Teeter and seconded by Councilmember Shaw and being unanimously carried the meeting was duly adjourned.

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Councilmember James Armstrong, Sr.

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Councilmember Dorothy Hawthorne

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Councilmember George Helms

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Councilmember Karen Lauderdale

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Councilmember Chris Shaw

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Councilmember Randy Teeter

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Mayor Clark "Julio" Davis

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City Clerk Kathy Dumas