Minutes of the proceedings of the City Council of the City of Graysville, Alabama of the Organizational meeting held on November 2, 2020 at 5:30 p.m.

The Organizational meeting of the City Council of the City of Graysville was held at the Truckworx building at 1100 Bankhead Highway, Graysville, Alabama on November 2, 2020 at 5:30 p.m. by Mayor Clark "Julio" Davis.

Upon roll call those present:

Clark "Julio" Davis	Mayor
Faye Busby	Councilmember
Raleigh Fuller	Councilmember
Dorothy Hawthorne	Councilmember
Louella Kelley	Councilmember
Karen Lauderdale	Councilmember
Randy Teeter	Councilmember

Also present was Mr. Charlie Waldrep, City Attorney; Mr. Lee Barnes, Municipal Judge; Mr. Tommy Greene, Comptroller; a host of local citizens; several city employees and City Clerk, Kathy Dumas.

Mayor Davis recommended appointing Councilmember Teeter as Mayor Protem. Councilmember Hawthorne made motion to accept Mayor Davis recommendation to appoint Councilmember Teeter as Mayor Protem. Motion seconded by Councilmember Kelley. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Abstained
Mayor Davis	Yes	

Mayor Davis recommended appointing Kathy Dumas as City Clerk/Treasurer. Councilmember Lauderdale made motion to accept Mayor Davis recommendation to appoint Kathy Dumas as City Clerk/Treasurer. Motion seconded by Councilmember Teeter. Roll call votes as follows:

Councilmember Busby	Yes
Councilmember Fuller	Yes
Councilmember Hawthorne Y	es
Councilmember Kelley	Yes
Councilmember Lauderdale Y	es

Councilmember TeeterYesMayor DavisYes

Mayor Davis recommended appointing Attorney Charlie Waldrep of Waldrep, Stewart and Kendrick and City Attorney. Councilmember Teeter moved to appoint Attorney Charlie Waldrep of Waldrep, Stewart and Kendrick as City Attorney. Motion seconded by Councilmember Fuller. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Mayor Davis made recommendation to appoint Greg Gilchrist as Fire Chief of the City of Graysville. Councilmember Teeter moved to appoint Greg Gilchrist as Fire Chief of the City of Graysville. Motion seconded by Councilmember Busby. Roll call votes as follows:

Councilmember Busby	Yes
Councilmember Fuller	Yes
Councilmember Hawthorne Yes	
Councilmember Kelley	Yes
Councilmember Lauderdale Yes	
Councilmember Teeter	Yes
Mayor Davis Yes	

Mayor Davis made recommendation to appoint Ken Marbury as Police Chief of the City of Graysville. Councilmember Lauderdale moved to appoint Ken Marbury as Police Chief of the City of Graysville. Motion seconded by Councilmember Teeter. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Resolution Number 2021-12 was presented as follows:

RESOLUTION NUMBER 2021-12

A RESOLUTION APPOINTING A CITY JUDGE, FOR THE MUNICIPAL COURT OF THE CITY OF GRAYSVILLE

Be it Resolved by the City Council of the City of Graysville that Lee Barnes Attorney at Law, is hereby appointed to the Office of Judge of the Municipal Court of the City of Graysville.

ADOPTED AND APPROV	ED this	dav of	, 2020.
) = 0 = 0 :

Mayor, James C. Davis

Councilmember, Faye Busby

Councilmember, Raleigh Fuller

Councilmember, Dorothy Hawthorne

Councilmember, Louella Kelley

Councilmember, Karen Lauderdale

Councilmember, Randy Teeter

ATTEST:

Kathy Dumas, City Clerk

CERTIFICATE OF CITY CLERK

I, Kathy Dumas, City Clerk of the City of Graysville, Alabama, do hereby certify that the above is a true and correct copy of Resolution No. 2021-12 adopted by the City Council of the City of Graysville at its meeting held on the _____ day of <u>November</u>, <u>2020</u>, and that said resolution was duly published in accordance with law by posting a

copy thereof on the ______day of November, 2020, in three (3) public places within the city limits, one of which was the City Hall of the City of Graysville, Alabama.

Kathy Dumas, City Clerk

Councilmember Teeter moved to adopt Resolution Number 2021-12 as presented. Motion seconded by Councilmember Busby. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Ordinance Number 958 was presented as follows:

ORDINANCE NO. 958

AN ORDINANCE ESTABLISHING DEPARTMENTAL LIAISONS AMONG THE CITY COUNCIL MEMBERS OF THE CITY OF GRAYSVILLE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAYSVILLE, ALABAMA, THAT THE CITY COUNCIL SHALL ESTABLISH DEPARTMENTAL LIAISONS AMONG THE CITY COUNCIL MEMBERS.

SECTION 1. THE PURPOSE OF THE CITY COUNCIL LIAISON IS TO WORK WITH THE ASSOCIATED CITY DEPARTMENT HEADS TO EXPEDITE AND SPONSOR THOSE ITEMS COMING FROM THE DEPARTMENT FOR CITY COUNCIL APPROVAL.

SECTION 2. THE NAMES OF THE CITY COUNCIL MEMBER DEPARTMENT LIAISONS ARE AS FOLLOWS:

- STREET DEPARTMENT COUNCILMEMBER LOUELLA KELLEY
- UTILITIES DEPARTMENT COUNCILMEMBER FAYE BUSBY
- ADMIN DEPARTMENT –COUNCILMEMBER DOROTHY HAWTHORNE
- PUBLIC SAFETY DEPARTMENT- COUNCILMEMBER RANDY TEETER
- PARK & RECREATION DEPT COUNCILMEMBER RALEIGH FULLER
- LIBRARY DEPARTMENT COUNCILMEMBER KAREN LAUDERDALE

SECTION 3. THE CITY COUNCIL DEPARTMENT LIAISONS NAMED HEREIN SHALL REMAIN IN EFFECT UNTIL THE NEXT CITY COUNCIL OFFICER ELECTION, AND AT SUCH TIME, THE CITY COUNCIL LIAISONS WILL BE RE-ESTABLISHED.

SECTION 4. THIS ORDINANCE SHALL GO INTO EFFECT UPON THE PASSAGE AND PUBLICATION AS REQUIRED BY LAW.

ADOPTED AND APPROVED THIS _____ DAY OF NOVEMBER 2020.

MAYOR JAMES C. DAVIS

COUNCILMEMBER FAYE BUSBY

COUNCILMEMBER RALEIGH FULLER

COUNCILMEMBER DOROTHY HAWTHORNE

COUNCILMEMBER LOUELLA KELLEY

COUNCILMEMBER KAREN LAUDERDALE

COUNCILMEMBER RANDY TEETER

ATTEST:

CITY CLERK KATHY DUMAS

CERTIFICATE OF CITY CLERK

I, KATHY DUMAS, CITY CLERK OF THE CITY OF GRAYSVILLE, ALABAMA DO HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND CORRECT COPY OF ORDINANCE NUMBER 957 ADOPTED BY THE CITY COUNCIL OF THE CITY OF GRAYSVILLE AT ITS MEETING HELD ON THE ____ DAY OF

NOVEMBER, 2020, AND THAT SAID ORDINANCE WAS DULY PUBLISHED IN ACCORDANCE WITH LAW BY POSTING A COPY THEREOF ON THE ____

_____DAY OF NOVEMBER, 2020 IN THREE (3) PUBLIC PLACES WITHIN THE CITY LIMITS, ONE OF WHICH WAS THE CITY HALL OF THE CITY OF GRAYSVILLE, ALABAMA.

KATHY DUMAS, CITY CLERK

Councilmember Teeter moved to adopt Ordinance Number 958 as presented. Motion seconded by Councilmember Hawthorne. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Resolution Number 2021-10 was presented as follows:

RESOLUTION NO. 2021-10

WHEREAS, at its Organizational Meeting on November 2, 2020, the City Council of the City of Graysville, Alabama appoints Karen Lauderdale, Gail Barrett, James Armstrong, Faye Busby and Ronnie Saint as members of the Graysville Water Board (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

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:

Name	Term Expiration
Gail Barrett	October 2024
James Armstrong	October 2026
Faye Busby	October 2026
Karen Lauderdale	October 2022

Ronnie Saint

This Resolution shall become effective on November 2, 2020.

Adopted this 2nd day of November, 2020.

Mayor		
Council Member		
Council Member	 	
Council Member		
Council Member	 	
Council Member		

Council Member

ATTEST:

City Clerk, Kathy Dumas

Councilmember Fuller moved to adopt Resolution Number 2021-10 as presented. Motion seconded by Councilmember Busby. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Mayor Davis vacated the chair to Mayor Protem Randy Teeter.

Mayor Protem Randy Teeter made recommendation to appoint Mayor James C. "Julio" Davis as Superintendent of Utilities. Councilmember Lauderdale moved to appoint Mayor James C. "Julio" Davis as Superintendent of Utilities. Motion seconded by Councilmember Busby. Roll call votes as follows:

Councilmember Busby	Yes
Councilmember Fuller	Yes
Councilmember Hawthorne Yes	
Councilmember Kelley	Yes
Councilmember Lauderdale Yes	
Councilmember Teeter	Yes

Ordinance Number 956 was presented as follows:

ORDINANCE NO. 956

AN ORDINANCE AMENDING ORDINANCE NO. 191, ORDINANCE NO. 566, ORDINANCE NO. 632, ORDINANCE NO. 677, ORDINANCE NO. 748, ORDINANCE NO. 811, ORDINANCE NO. 859, ORDINANCE NO. 886 AND ORDINANCE NO. 915, 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,
- 9. COMMUNICATIONS, ETC.
- 10. AUDITING ACCOUNTS
- 11. RESOLUTIONS, ORDINANCES, ORDERS, AND OTHER BUSINESS
- 12. 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 <u>2nd</u> DAY OF <u>NOVEMBER</u> 2020.

MAYOR, JAMES CLARK DAVIS

COUNCILMEMBER, FAYE BUSBY

COUNCILMEMBER, RALEIGH FULLER

COUNCILMEMBER, DOROTHY HAWTHORNE

COUNCILMEMBER, LOUELLA KELLEY

COUNCILMEMBER, KAREN LAUDERDALE

ATTEST:

COUNCILMEMBER, RANDY TEETER

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. <u>956</u> ADOPTED BY THE CITY COUNCIL OF THE CITY OF GRAYSVILLE AT ITS MEETING HELD ON THE <u>2ND</u> DAY OF <u>NOVEMBER 2020</u>, AND THAT SAID ORDINANCE WAS DULY PUBLISHED IN ACCORDANCE WITH LAW BY POSTING A COPY THEREOF ON THE <u>8TH</u> DAY OF <u>NOVEMBER 2020</u> IN THREE (3) PUBLIC PLACES WITHIN THE CITY LIMITS, ONE OF WHICH WAS THE CITY HALL OF CITY OF GRAYSVILLE, ALABAMA.

KATHY DUMAS, CITY CLERK

Councilmember Teeter moved to approve Ordinance Number 956 as presented. Motion seconded by Councilmember Lauderdale. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Councilmember Busby moved to authorize signature of Kathy Dumas or Carol Burt and counter signature of James C. Davis or Randy Teeter on all City, Water and Gas checking, savings and CD's. Motion seconded by Councilmember Lauderdale. Roll call votes as follows:

Councilmember Busby	Yes
Councilmember Fuller	Yes
Councilmember Hawthorne	Yes
Councilmember Kelley	Yes
Councilmember Lauderdale	Yes
Councilmember Teeter	Abstained
Mayor Davis	Abstained

Councilmember Teeter moved to ratification of Servis 1st Bank and Regions Bank as depository of City, Water and Gas funds. Motion seconded by Councilmember Busby. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Councilmember Lauderdale moved to approve minutes of October 15, 2020 as presented. Motion seconded by Councilmember Teeter. Roll call votes as follows:

Councilmember Busby	Yes
Councilmember Fuller	Yes
Councilmember Hawthorne Yes	
Councilmember Kelley	Yes
Councilmember Lauderdale Yes	
Councilmember Teeter	Yes
Mayor Davis Yes	

Invoices was presented for payment as follows:

CITY:		Monday, November 02, 2020
GRAYSVILLE FIRE	\$141.00	FIREHOUSE FUND
UNITED WAY	\$10.00	EMP DEDUCTIONS
ALCSPC	\$540.00	EMP DEDUCTIONS
LEE BARNES	\$500.00	JUDGE SALARY
CHARLIE WALDREP	\$500.00	PROSECUTOR SALARY
UNIFIRST	\$555.93	EMP UNIFORMS
SAYRE AUTO	\$973.96	FIRE/STREET REPAIRS
DAVID STEWART, CPA	\$287.50	ACCOUNTING EXP
REGIONS BANK	\$309.09	TRAVEL/REPAIRS & MAINT EXP
AT&T	\$718.92	FAX MACHINE EXP
LOWE'S	\$400.60	STREET/P&R REPAIRS & MAINT
NATIONAL LIABILITY	\$1,895.75	PREPAID INSURANCE
WALMART	\$157.92	FIRE CLEANING SUPPLIES
LOCAL GOV'T	\$19,616.00	EMP HOSPITAL/DENTAL/VISION
AFLAC	\$114.70	EMP CANCER INS
LIBERTY NATIONAL	\$259.32	EMP LIFE INS
COLONIAL LIFE	\$470.65	EMP ACCIDENT INS
ALABAMA POWER	\$6,708.69	POWER UTILITIES
GRAYSVILLE GAS	\$722.76	UTILITIES
J.T. SMALLWOOD	\$90.00	ADM PROPERTY TAX
CITY TECH	\$1,722.00	COMPUTER EXP
JEFF CO CITY CLERKS ASSOC	\$50.00	JCCA ANNUAL MEMBERSHIP DUES
CLASTRAN	\$447.00	TRANSPORATION
GRAYSVILLE LIBRARY	\$13.38	APPROPRIATIONS
RONNIE SAINT	\$90.00	INSPECTION SERVICES
CATS	\$525.00	FIRE 5 GAL PAIL FIREAID
M & M TIRE & COMM	\$2,216.70	ENG 1 BRAKES, TIRES AIR DRYER
TELEFLEX	\$158.00	FIRE TRAINING BLADE
CAMLAR DIRECT	\$530.70	FIRE CLEANING SUPPLIES
WESTMED	\$155.50	MEDICAL WASTE DISPOSAL
MUNICIPAL EMERG SERVICES	\$365.03	FIRE MOUNTING BRACKET
HENRY SCHEIN	\$2,047.50	COVID SUPPLIES
CHARTER COMM	\$174.09	FIRE INTERNET EXP
ECONO SIGNS	\$391.97	STREET CUSTOM SIGN
J.T. SMALLWOOD	\$292.32	P&R PROPERTY TAX
CHARTER COMM	\$261.46	CCTR INTERNET EXP
	\$44,413.44	
GAS:		
BROOKLERE	\$61.80	COLLECTION FEE
UNITED WAY	\$10.00	EMP DEDUCTIONS

JACQUELINE ANDERSON	\$84.00	EMP DEDUCTIONS
JACQUELINE ANDERSON	\$654.00	EMP DEDUCTIONS
UNIFIRST	\$349.25	EMP UNIFORMS
SAYRE AUTO	\$708.62	REPAIRS & MAINT
DAVID STEWART, CPA	\$287.50	ACCOUNTING EXP
REGIONS BANK	\$667.66	OPERATING MATERIALS
AT&T	\$474.05	FAX MACHINE EXP
LOWE'S	\$261.90	REPAIRS & MAINT
NATIONAL LIABILITY	\$1,263.84	PREPAID INSURANCE
WALMART	\$54.32	BUILDING MAINT
LOCAL GOV'T	\$7,576.00	EMP HOSPITAL/DENTAL/VISION
AFLAC	\$43.42	EMP CANCER INS
LIBERTY NATIONAL	\$235.54	EMP LIFE INS
COLONIAL LIFE	\$498.30	EMP ACCIDENT INS
CARD SERVICES	\$1,406.98	EMP EDUCATION/BLDG MAINT
GRAYSVILLE GAS	\$315.55	UTILITIES
ALABAMA POWER	\$2,027.31	POWER UTILITIES
VIKING BUS	\$323.14	OFFICE SUPPLIES
NEXBILLPAY	\$158.90	LATE BILL NOTIFICATIONS
AF&S	\$144.36	GAS METER DEPOSIT CHECKS
VERIZON	\$240.30	MIFIS/HANDHELDS
RICOH	\$568.05	COPIER EXP
LEGACY CONNECTION	\$323.00	AFTER HOURS
CHARTER COMM	\$253.90	GAS INTERNET EXP
FIELDS EXTERMINATING	\$125.00	PEST CONTROL SERVICE
CINTAS	\$101.16	MED CABINET REFILL
REGIONS BANK	\$129.00	AED WALL CABINET
	\$19,346.85	
TOTAL: CITY & GAS	\$63,760.29	

Councilmember Teeter moved to approve payment of invoices as presented. Motion seconded by Councilmember Busby. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Ordinance Number 957 was presented as follows:

ORDINANCE NO. 957

AN ORDINANCE FURTHER AMENDING ORDINANCE #954, PRESCRIBING RATES AND CHARGES FOR SERVICES, GAS AND FACILITIES TO BE FURNISHED BY THE GRAYSVILLE MUNICIPAL GAS SYSTEM.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAYSVILLE, ALABAMA, SUB-SECTION 5-14, CODE OF GRAYSVILLE BE AMENDED, AS FOLLOWS:

SECTION 1. THAT PART, PORTION AND PARAGRAPH OF SECTION ORDINANCE #283, AS AMENDED BY ORDINANCE 293, ORDINANCE #294,

ORDINANCE #301, ORDINANCE #308, ORDINANCE #321, ORDINANCE #332, ORDINANCE #336, ORDINANCE #348, ORDINANCE #368, ORDINANCE #390, ORDINANCE #399, ORDINANCE #406, ORDINANCE #416, ORDINANCE #444, ORDINANCE #447, ORDINANCE #507, ORDINANCE #603, ORDINANCE #634, ORDINANCE #643, ORDINANCE #747, ORDINANCE #752, ORIDNANCE #818 ORDINANCE #819, ORDINANCE #821, ORDINANCE #866, ORDINANCE #876, ORDINANCE #919, ORDINANCE #925, ORDINANCE #930, ORDINANCE #949 AND ORDINANCE #954 TO BE CHARGED FOR SERVICES, GAS AND FACILITIES FURNISHED BY THE GRAYSVILLE MUNICIPAL GAS SYSTEM, ADOPTED AND APPROVED ON THE 5TH DAY OF FEBRUARY, 1974, THE 7TH DAY OF JANUARY, 1975, THE 18TH DAY OF NOVEMBER, 1975, THE 19TH DAY OF OCTOBER, 1976, THE 7TH DAY OF JULY, 1977, THE 20TH DAY OF DECEMER, 1977, THE 14TH DAY OF JUNE, 1978, THE 2ND DAY OF JANUARY, 1979, THE 17TH DAY OF JULY, 1979, THE 29TH DAY OF JANUARY, 1980, THE 21ST DAY OF OCTOBER, 1980, THE 20TH DAY OF JANUARY 1981, THE 18TH DAY OF AUGUST 1981, THE 19TH DAY OF JANUARY 1982, THE 1ST DAY OF NOVEMBER, 1983, THE 3RD DAY OF APRIL, 1984, THE 4TH DAY OF SEPTEMBER, 1984, THE 21ST DAY OF OCTOBER, 1986, THE 6TH DAY OF FEBRUARY, 1991, THE 19TH DAY OF FEBRUARY, 1991, THE 17TH DAY OF NOVEMBER, 1992, THE 21ST DAY OF DECEMBER, 1993, THE 3RD DAY OF OCTOBER, 2000, NOVEMBER 7, 2000, JANUARY 18, 2005, JANUARY 25, 2005, MARCH 15, 2005, DECEMBER 2, 2008, JANUARY 19, 2010, MARCH 16, 2017, APRIL 5, 2018, JUNE 21, 2018, MARCH 11, 2020 AND AUGUST 6, 2020 BE AND HEREBY IS AMENDED TO READ AS FOLLOWS :

REVENUE STABLIZATION FACTOR

CALCULATION

The RSF shall be based on the greater of a) Budgeted Net Revenue prior to transfers out OR b) Amount sufficient to meet Coverage ratio of all bond covenants related to gas revenue plus \$100,000.

The RSF shall be calculated monthly based on the following steps:

Step 1. Calculate the coverage ratios required under all existing bond covenants for GAS system.

Step 2. Determine the amount of revenue the city budgeted over expenses for coming fiscal year.

Step 3. Determine whether bond coverage ratio or budgeted revenue over expenses requires a higher level of net revenue. The higher revenue will be the basis for step 4 calculation.

Step 4. Prior to new fiscal year calculate how much the markup over cost of gas needs to be to meet the target net revenue.

Step 5. Monthly calculate the actual gas sales as compared to budgeted gas sales

EXAMPLE

Budgeted markup over cost of gas = \$1.30Budgeted sales for month = 1,000 Actual sales for month = 900 Shortfall - 100 X \$1.30 Shortfall = \$1,300.00

Step 6. Calculate what the adjustment for remaining sales must be by dividing shortfall by remaining budgeted sales.

\$1,300.00 divided by (remaining budgeted sales for fiscal year) = Usage Adjustment

Step 7. Determine variance between Actual cost of gas and budgeted cost of gas = Purchase Gas Adjustment.

Step 8. Adjust current month's rates by the usage adjustment + purchase gas adjustment.

SECTION 2. THAT A METER SHALL BE INSTALLED UPON EACH CONNECTION OF SAID GAS SYSTEM WHICH SHALL BE READ AT LEAST ONCE IN EACH MONTH BY A DULY AUTHORIZED AGENT OF THE CITY OF GRAYSVILLE WHO SHALL HAVE ACCESS TO THE PREMISES OF EACH CUSTOMER OF SUCH PURPOSE AT ALL TIMES FREE FROM HARASSMENT FROM ANIMALS, AND EACH CUSTOMER BY HAVING OR LEAVING HIS PREMISES CONNECTED TO SAID GAS SYSTEM AND ACCEPTING SERVICE THEREFROM SHALL CONSENT AND AGREE TO SUCH ACCESS.

SECTION 3. THAT IN ORDER TO SECURE THE PROMPT PAYMENT OF ACCOUNTS AND CHARGES FOR SERVICES AND AS A CONDITION PRECEDENT TO THE RENDERING OF SUCH SERVICES EACH HOMEOWNER SHALL BE REQUIRED TO PAY A DEPOSIT OF 100.00, AND DEPOSIT FOR RENTAL ACCOUNTS SHALL BE **\$250.00**. ALL COMMERCIAL BUSINESS ACCOUNTS MUST PAY A DEPOSIT TO BE EQUAL TO THE **ESTIMATED USAGE FOR ONE MONTH.** ACCOUNTS THAT ARE DELINQUENT WILL BE FORWARDED TO A COLLECTION AGENCY (SEE SECTION 5).

SECTION 4. THE BILLS FOR SERVICES SHALL BE RENDERED ON THE BASIS OF THE METER READINGS ON THE DAY OF THE MONTH SELECTED THEREFROM. THE RATES SET FORTH ABOVE ARE NET, THE GROSS RATES BEING **110%** THEREOF. IN THE EVENT THAT THE CURRENT MONTHLY BILL IS PAID WITHIN FIFTEEN (15) DAYS FROM THE DATE OF ITS RENDITION. THE NET RATES SHALL APPLY; OTHERWISE THE GROSS RATES SHALL APPLY.

SECTION 5. ANY CUSTOMER FAILING OR REFUSING TO PAY HIS/HER BILL WITHIN TWENTY-FIVE (25) DAYS AFTER THE RENDITION THEREOF SHALL BE DENIED THE USE OF THE SERVICES AND FACILITIES AFFORDED BY SAID SYSTEM. HIS/HER CONNECTION TO SAID GAS SYSTEM SHALL BE CUT OFF UNTIL SUCH TIME AS ALL PAST DUE BILLS ARE PAID. IN ADDITION, A NEW DEPOSIT OF \$250.00+ FOR RENTERS AND \$100.00+ FOR HOMEOWNERS PLUS A **\$95.00** RECONNECT FEE WILL BE CHARGED DURING WORKING HOURS. A RECONNECT FEE OF AN ADDITIONAL **\$75.00** FOR NIGHTS, WEEKENDS, AND HOLIDAYS. THERE WILL ALSO BE A SERVICE CHARGE FOR ACCOUNTS UNDER THIS SECTION SENT TO A COLLECTION AGENCY AND OR A COLLECTION ATTORNEY FOR COLLECTION EXPENSE. THE COLLECTION DEPARTMENT WILL DETERMINE WHICH ACCOUNTS ARE COVERED UNDER THIS SECTION. ALL ACCOUNTS OVER 90 DAYS WILL BE SENT TO A COLLECTION AGENCY AND/OR COLLECTION ATTORNEY.

SECTION 6. UPON THE PAYMENT OF ALL CHARGES FOR SERVICES AND FACILITIES AFFORDED ANY CUSTOMER BY THE GAS SYSTEM AND THE DISCONTINUANCE OF SUCH SERVICE AT THE CUSTOMERS REQUEST, THE DEPOSIT, IF ANY, SHALL BE APPLIED. PREVIOUS CUSTOMERS WHOSE CONNECTION HAS BEEN SHUT OFF WHERE SERVICE IS SUBSEQUENTLY RESUMED BY SUCH CUSTOMER AT THE SAME PREMISES WILL BE REQUIRED TO PAY A RECONNECT FEE OF **\$95.00** DURING WORKING HOURS AND AN ADDITIONAL **\$75.00** NIGHTS, WEEKENDS AND HOLIDAYS.

SECTION 7. ANY CUSTOMER WHO HAS OR HAS ALLOWED THE GAS METER TO BE DAMAGED SHALL BE CHARGED A FEE FROM \$120.00 TO \$1200.00. IF THE ERT IS DAMAGED A FEE FROM \$67.00 TO \$102.50 WILL BE CHARGED PER EACH OCCURRENCE.

SECTION 8. ANY CUSTOMER REQUESTING A METER RE-READ SHALL BE CHARGED A FEE OF \$10.00 PROVIDED HOWEVER, IF THE RE-READING DETERMINES AN ERROR IN THE ORIGINAL READING. THIS FEE SHALL BE WAIVED.

SECTION 9. A CHARGE OF \$20.00 SHALL BE PAID IN ADVANCE TO COVER THE COST OF A PERMIT FOR THE INSTALLATION OF THE SERVICE LINE. IF ROAD HAS TO BE CUT, THE COUNTY DETERMINES THE COST OF PERMIT.

SECTION 10. FOR NEW CUSTOMERS, 0-100 FEET OF SERVICE LINE WILL BE \$150.00 AND ALL OVER 100 FEET WILL BE AN ADDITIONAL \$2.50 PER FOOT. A ROCK CLAUSE CHARGE WILL BE DETERMINED BY THE FIELD SUPERVISOR OF UP TO \$50.00 PER FOOT. THE COST OF EXTENDING THE MAIN IS \$15.00 PER FOOT AND THE ROCK CLAUSE ALSO APPLIES. IN THE EVENT THAT THE GAS SYSTEM IS UNABLE TO EXTEND THE MAIN, A CERTIFIED GAS CONTRACTOR WILL BE HIRED AT CUSTOMER'S EXPENSE. ALL GAS CONTRACTORS ARE REQUIRED TO MEET OUR SPECIFICATIONS. SERVICE CALL CHARGES ARE CALLS MADE ON CUSTOMERS SIDE OF METER THAT WILL BE ADDED TO THE MONTHLY BILL. THESE SERVICES ARE LIMITED TO CHECKING FOR LEAKS AND BROKEN LINES. DURING WORKING HOURS 8:00 A.M. UNTIL 5:00 P.M. MONDAY THROUGH FRIDAY THERE WILL BE A \$50.00 CHARGE PER CALL. THERE WILL BE A \$75.00 MINIMUM CHARGE PER SERVICE CALL ON NIGHTS, WEEKENDS, AND HOLIDAYS. A \$150.00 FEE FOR RELOCATING SERVICE LINES AT OWNERS REQUEST. SERVICE CHARGES WILL BE \$30.00 FOR ALL RETURN CHECKS AND \$2.95 WILL BE CHARGED FOR RETURN PAYMENT CARD FEES.

IN ADDITION TO THE CHARGES SITED IN THE PREVIOUS PARAGRAPH, CUSTOMERS SHALL BE CHARGED \$200.00 IF IT IS NECESSARY TO CROSS A ROADWAY AND \$100.00 TO CROSS A DRIVEWAY.

SECTION 11. THIS ORDINANCE SHALL BE EFFECTIVE UPON ITS ADOPTION AND PUBLICATION AS REQUIRED BY LAW, AND THE RATES AND CHARGES HEREIN PROVIDED SHALL TAKE EFFECT ON ALL GAS

CONSUMPTION FOR THE PERIOD BEGINNING DECEMBER 1, 2020.

SECTION 12. A COPY OF THIS ORDINANCE SHALL BE PUBLISHED IN THE "BIRMINGHAM NEWS", A NEWSPAPER OF GENERAL CIRCULATION IN THE CITY OF GRAYSVILLE, AND IN THE SURROUNDING TERRITORY TO BE SERVED BY THE GAS SYSTEM. ANY CUSTOMER SHALL BE FURNISHED A COPY OF THIS ORDINANCE UPON REQUEST, WHETHER SO PUBLISHED OR NOT, OR WHETHER A COPY IS FURNISHED TO A CUSTOMER OR NOT, THIS ORDINANCE SHALL NEVERTHELESS BE EFFECTIVE AS FIXING THE RATES AND CHARGES WHICH ANY CUSTOMER BY ACCEPTING SERVICES FROM SAID GAS SYSTEM, AGREES TO PAY AND THE TERMS AND CONDITIONS OF RENDERING THE SAME.

SECTION 13. ALL ORDINANCE IN CONFLICT WITH THIS ORDINANCE. WHETHER IT BE IN WHOLE OR IN PART ARE HEREBY REPEALED TO THE EXTENT OF SUCH CONFLICT WHETHER IT BE IN WHOLE OR IN PART.

ADOPTED AND APPROVED THIS <u>2ND</u> DAY OF NOVEMBER 2020.

Mayor James C. Davis

Councilmember Faye Busby

Councilmember Raleigh Fuller

Councilmember Dorothy Hawthorne

Councilmember Louella Kelley

Councilmember Karen Lauderdale

Councilmember Randy Teeter

Attest:

Kathy Dumas, City Clerk

CERTIFICATE OF THE CITY CLERK

I, Kathy Dumas, City Clerk of the City of Graysville, Alabama, do hereby certify that the above is a true and correct copy of Ordinance No <u>957</u> adopted by the City Council of the City of Graysville at its meeting held 2^{nd} day of November, 2020 and that said ordinance was duly published in accordance with law by posting a copy thereof on the <u>3rd</u> day of <u>November</u>, 2020 in three (3) public places within the city limits, one of which was the City Hall of the City of Graysville, Alabama.

Kathy Dumas, City Clerk

Councilmember Teeter moved to adopt Ordinance Number 957 as presented. Motion seconded by Councilmember Busby. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Resolution Number 2021-11 was presented as follows:

RESOLUTION 2021-11

WHEREAS, the City of Graysville sent bid packets to install a tornado safe room to the following contractors:

Modular Connections, LLC Coston Construction Harrison Construction

WHEREAS, on October 27, 2020 bids were opened at 2:00 p.m. and one bid was received from Modular Connections, LLC for \$185,186.00 for base bid.

WHEREAS, the responsible and only bidder is Modular Connections, LLC and is willing to perform construction project as specified; and

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:

That Mayor Clark Davis is hereby authorized to negotiate and enter into a contract to install Tornado Safe Room on 2nd Avenue SE with Modular Connections, LLC whose base bid is \$185,186.00.

Mayor Clark Davis Mayor

ATTEST:

City Clerk Kathy Dumas

DATED:

Mr. Tommy Greene, Comptroller spoke briefly in reference to storm shelters.

Councilmember Teeter moved to approve Resolution Number 2021-11 as presented. Motion seconded by Councilmember Lauderdale. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Mayor Davis presented proposal for safety awareness notices to customers and noncustomers for 2020 in the amount of \$4,500.00. Councilmember Busby moved to approve proposal for safety awareness notices to customers and non-customers for 2020 in the amount of \$4,500.00 as presented. Motion seconded by Councilmember Lauderdale. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

Mayor Davis presented proposal from Motorola Solutions for \$5,227.06 to purchase radios for Fire Department.

Councilmember Busby moved to approve proposal from Motorola Solutions for \$5,227.06 to purchase radios for Fire Department. Motion seconded by Councilmember Teeter. Roll call votes as follows:

Councilmember Busby		Yes
Councilmember Fuller		Yes
Councilmember Hawthorne	Yes	
Councilmember Kelley		Yes
Councilmember Lauderdale	Yes	
Councilmember Teeter		Yes
Mayor Davis	Yes	

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

Councilmember Faye Busby	Councilmember Raleigh Fuller
Councilmember Dorothy Hawthorne	Councilmember Louella Kelley
Councilmember Karen Lauderdale	Councilmember Randy Teeter
Mayor James C. "Julio" Davis	City Clerk Kathy Dumas