STATE OF ALABAMA)
) CITY OF RED BAY
FRANKLIN COUNTY)

MINUTES OF A REGULAR MEETING
RED BAY CITY COUNCIL
April 18, 2011
7:00 p.m.

The City Council of Red Bay met in a regular scheduled meeting April 18, 2011, Red Bay City Hall Council Room, 203 4th Ave. S.E., Red Bay, AL. The meeting convened at 7:00 p.m.

Present and presiding was Mayor Bobby Forsythe.

Council Members present were David Tiffin, Charlene Fancher, and Brad M. Bolton.

Council Members absent were Mike Kennedy and Mike Stockton.

Also present were City Attorney Senator Roger Bedford, Park and Recreation Director Joey Allen, Police Chief Janna Jackson, Fire Chief Bud Strickland, and Street and Sanitation Supervisor Wayne Sims.

Theron McKinney was present to address the Council.

Police Patrol Officer Kyle Palmer was present and acting in the position of Sergeant at Arms.

Linda B. Holcomb, City Clerk, was present and recording.

David Tiffin led the Invocation.

Brad M. Bolton led the Allegiance to the Flag.

Mayor Bobby Forsythe called the meeting to order.

David Tiffin made a motion to allow Theron McKinney to address the Council concerning 7th Street West, sixty-foot right of way. Charlene Fancher seconded the motion. The roll call vote was as follows: David Tiffin "yeas", Charlene Fancher "yeas", and Brad M. Bolton "yeas".

Theron McKinney addressed the Council with questions concerning a vacated street that he referred to as 7th Street West and stated that he owed adjoining property. Mayor Forsythe read from a City of Red Bay Resolution dated June 29, 1967. The resolution referred to the

vacated property in question as 6th Street West. City Attorney Roger Bedford said that he would review the resolution and give an opinion at a later date. ***Attachment A***

Police Chief Janna Jackson reported that Jeremy Edgmon and Charles Bradley Long had completed their required training and had graduated from the Jacksonville Police Academy.

Brad M. Bolton made a motion to appoint Mike Shewbart to a five-year term on the Education Board expiring February 15, 2016. Charlene Fancher seconded the motion, unanimously passed.

Upon the request of Mayor Forsythe the following motions were made:

- Brad M. Bolton made a motion to amend the agenda to add **Item #5 Resolution #11-04-18C**. The motion was seconded by David Tiffin the roll call vote was as follows: David Tiffin "yeas", Charlene Fancher "yeas", and Brad M. Bolton "yeas".
- Charlene Fancher made a motion to amend the agenda to add **Item #6 Red Bay Water and Gas In Lieu of Tax.** The motion was seconded by David Tiffin the roll call vote was as follows: David Tiffin "yeas", Charlene Fancher "yeas", and Brad M. Bolton "yeas".

Mayor Forsythe presented Resolution #11-04-18A, a resolution supporting a Joint Venture Ambulatory Surgery Center in Colbert County, Alabama, for consideration. The "Joint Venture ASC" development has been proposed by local physicians and Helen Keller Hospital. Charlene Fancher made a motion to approve the resolution, seconded by Brad M. Bolton, unanimously passed. ***Attachment B***

Mayor Forsythe presented Resolution #11-04-18B, a resolution allowing employees to convert accumulated sick time to retirement benefits upon retirement. David Tiffin made a motion to table the resolution. Brad M. Bolton seconded the motion, unanimously passed.

Mayor Bobby Forsythe presented questions concerning the Employee Handbook ruling that earned time away from work can only be taken in four hour increments. Brad M. Bolton made a motion to table the matter. David Tiffin seconded the motion, unanimously passed.

Mayor Bobby Forsythe informed the Council that Dispatcher Cindy Emerson has completed the required ninety-day probation period for full time, permanent employment status on April 17, 2011. Upon the recommendation of Police Chief Janna Jackson, David Tiffin made a motion to hire Cindy Emerson as a fulltime, permanent, at-will employee. Charlene Fancher seconded the motion, unanimously passed.

Mayor Bobby Forsythe presented Resolution #11-04-18C, a resolution authorizing Mayor Bobby Forsythe to sign contract documents with C & J Contracting & Plumbing, the low bidder on the Sanitary Sewer Relief Line Project #AL-LI-11-046, for a contract amount of sixty-seven thousand six hundred and seventy-five dollars ($67,675.00). Mayor Forsythe made a motion to adopt Resolution #11-04-18C, seconded by Charlene Fancher, unanimously passed. ***Attachment C***

Mayor Bobby Forsythe presented a letter drafted by City Attorney Senator Roger Bedford to the Red Bay Water Works and Gas Board that gives answer to a letter dated April 4, 2011 from the Red Bay Water Works and Gas Board to the City of Red Bay. The letters contain information concerning Red Bay Water Works and Gas Board's proposal to transfer property to the City of Red Bay in exchange for their unpaid in lieu of taxes. David Tiffin made a motion to accept the letter and to present it to the Red Bay Water and Gas Board at their next regular scheduled meeting. Brad M. Bolton seconded the motion, unanimously passed. ***Attachment D***

Charlene Fancher made a motion to approve the bills for payment. David Tiffin seconded the motion. David Tiffin **abstained** from voting for bills due to Community Spirit Bank, Tiffin Supply, and City Automotive Parts, but voted to pay all other bills. Brad M. Bolton ***abstained*** from voting for bills due to Community Spirit Bank but voted to pay all other bills. All bills were approved for payment.

Brad M. Bolton made a motion to approve the minutes for an April 4, 2011 regular scheduled council meeting and workshop. Charlene Fancher seconded the motion, unanimously passed.

Mayor Forsythe announced the date of the next regular scheduled meeting for the Red Bay City Council, Monday, May 2, 2011, 7:00 p.m., Red Bay City Hall Council Room, 203 4th Ave S.E., Red Bay, AL. The meeting will be preceded by a workshop. The time of the workshop will be published in the meeting's agenda to be published on preceding Wednesday.

Brad M. Bolton made a motion to adjourn, seconded by Charlene Fancher, unanimously passed.

Time of adjournment: 8:16 p.m.

Bobby Forsythe
Mayor

Linda Holcomb CMC
City Clerk

Attachment A – 1 page
Attachment B – 2 pages
Attachment C – 1 page
Attachment D – 2 pages