

**MINUTES OF THE  
SELMA CITY COUNCIL  
MAY 31, 2011  
12:00 NOON**

Call to Order

Invocation: Reverend Dr. C. A. Lett, Pastor Emeritus  
Calvary Missionary Baptist Church

Pledge of Allegiance

The Selma City Council met in a regular session in the Council Chambers of City Hall on Tuesday, May 31, 2011 at 12 o'clock noon.

***COUNCIL PRESIDENT CECIL WILLIAMSON WAS GREETED AND  
"WELCOMED" BACK TO THE COUNCIL MEETING.***

**ROLL CALL**

The following members were present during roll call: Council President Pro Tempore Corey Bowie, Council President Cecil Williamson, and Council Members Councilman Thomas Atchison, Councilwoman Susan Keith, Councilwoman Benjamin, Councilman Benny L. Tucker, and Councilwoman Bennie R. Crenshaw. Others present were Mayor George Evans, City Clerk Ivy S. Harrison, City Attorney Jimmy Nunn, City Treasurer Cynthia Mitchell, and the Mayor's Executive Assistant, Ms. Brenda Smothers. Councilman Samuel Randolph was absent from the Council Meeting.

**APPROVAL OF AGENDA**

President Pro Tempore Bowie asked for the approval of the agenda items. Councilwoman Benjamin stated that Councilman Randolph called in and asked that an Item, be added to the Agenda, to be discussed under the "Business" Items. On behalf of Councilman Randolph in his absence, a motion was made Councilwoman Benjamin, and seconded by Councilman Tucker, to add "Waiver of Building Permit for the Girl Scouts, under the "Business" Agenda Items. **The motion carried with a unanimous (show of hands) vote of the Council Members present.** A motion was then made by Councilwoman Keith, and seconded by Councilman Tucker, to approve the agenda items, with the amendment to add Item "Waiver of Building Permit" for the Girl Scouts, under the "Business" Agenda Items. **A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.**

President Pro Tempore Bowie stated at this particular time, we would be in the "hands" of our City Clerk Ivy S. Harrison, and City Attorney Jimmy Nunn, to Canvass Ballots of our Special Election, and to Certify the Results of the Special Election, which was held on Tuesday, May 24, 2011.

**I. CANVASS BALLOTS**

Canvassing of the Special Election was facilitated by City Clerk Ivy S. Harrison and City Attorney Jimmy Nunn. During canvassing, Mrs. Harrison stated that a total of 23 Provisional Ballots were submitted to the Board of Registrar's Office from the Special Election held on Tuesday, May 24<sup>th</sup>, and of that number, 6 are being Accepted, and 17 were being Rejected. Mrs. Harrison further stated the Ballots were Certified by the Board of Registrar's Office, and will be counted on today.

**II. CERTIFICATION OF ELECTION - RESOLUTION #R209-10/11**

Attorney Nunn stated to Council that we did have an Election on May 24<sup>th</sup>, and we had Eight (8) Candidates to run in said Election. Attorney Nunn further stated to Council that they should have within their packet of information, the Unofficial results: Greg Bjelke, 270 Unofficial Votes; Gwen Brown, 149 Unofficial Votes; Garfield Clarke, 20 Unofficial Votes; David Cothran, 3 Unofficial Votes; Tom Headley, 125 Unofficial Votes; Karl A. Lewis, 136 Unofficial Votes, Sherrette M. Spicer, 11 Unofficial Votes; and Pam West, 7 Unofficial Votes. Attorney Nunn stated, per State Law, we must Canvass the Election at Twelve o'clock Noon, and the Provisional Ballots will be counted and added to the Total Votes that we have. Attorney Nunn further stated to Council that they should have before them Resolution #R209-10/11, Resolution to Canvass Special Election. Attorney Nunn stated the Provisional Votes that will be Counted today will be added to the Votes listed in said Resolution #R209-10/11, and then we will Certify the Election:

Two Provisional Ballots from the Christian Outreach Alliance Facility will make a total of 138 votes for Karl A. Lewis; One Provisional Ballot from the Dallas County Courthouse will make a total of 271 votes for Greg Bjelke; Two Provisional Ballots from the Dallas County Courthouse, and One Absentee Ballot from the Absentee Ballot Box will make a total of 152 votes for Gwen Brown. Attorney Nunn stated to Council that they have before them Resolution #R209-10/11, a Resolution Canvassing and Declaring the Results of the Special Election held on Tuesday, May 24<sup>th</sup>, regarding the Election of Ward Three Council Member. Attorney Nunn further stated said Resolution #R209-10/11 reflects that Mr. Greg Bjelke received a total of 271 Official Votes, Ms. Gwen Brown received a total of 152 Official Votes, and Mr. Karl A. Lewis received a total of 138 Official Votes. Attorney Nunn stated that no Candidate received over Fifty Percent (50%) of the Votes Cast for Ward 3 Council Member of the City of Selma and, therefore, a Run-Off Election is hereby Ordered to be held on Tuesday, July 5, 2011. A motion was made by President Williamson, and seconded by Councilwoman Crenshaw, to approve said Resolution #R209-10/11, Resolution to Certify the Results of the May 24<sup>th</sup> Special Election, Regarding the Election of a Council Member for Ward 3. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

#### CITIZENS' REQUESTS

Ms. Patricia A. Torrey and Ms. Mary Minor  
Re: Property Taxes

Mrs. Carolyn Bates  
A motion was made by Councilwoman Keith, and seconded by Councilwoman Crenshaw, to allow Mrs. Carolyn Bates to address the Council. The motion carried with a unanimous (show of hands) vote of the Council Members present.  
Re: Oil Lease Money for City Property; Other Concerns

#### PUBLIC HEARING - VACATIONING OF AN ALLEY

##### RESOLUTION #R208-10/11 - RESOLUTION ASSENTING TO THE VACATIONING OF A PORTION OF AN ALLEY WITHIN THE CITY OF SELMA.

*PETITIONED BY MR. SAMUEL T. FESTOSO, OPERATIONS MANAGER, FRANCHISE OF TACO BELL AND KENTUCKY FRIED CHICKEN, AND MR. CARROLL GILLESPIE, DIRECTOR OF SALES*

Attorney Nunn stated on this evening we have given Notice to the Public and to the Council that we would have a Public Hearing today, in the Council Chambers at 222 Broad Street, Selma, Alabama, on the 31<sup>st</sup> day of May, 2011, the Vacationing of a Portion of an Alley. Attorney Nunn stated to Council that if they recall, there was a Petition that was voted on by the Council, Resolution #R198-10/11, dated April 12, 2011, a Petition to Vacate a Certain Alley, starting at Crepe Myrtle Drive and coming up to a Street that has been vacated, which is Magnolia Drive, in an area behind Taco Bell and Pizza Hut. Attorney Nunn further stated that the Council voted and approved the start of the process of posting Notices, here at City Hall and the Dallas County Courthouse, and also published in the Selma Times-Journal Newspaper on April 26<sup>th</sup>, May 3<sup>rd</sup>, May 10<sup>th</sup>, and May 17<sup>th</sup>, and have received Proof of Publication of said Notices. Attorney Nunn stated that the abutting landowners, and Utility Companies, within the surrounding areas have also been forwarded Notices. Attorney Nunn further stated we have complied with Section 23-44-20, and 23-4-2 of the Code of Alabama. Attorney Nunn stated we have before us today the Public Hearing, May 31<sup>st</sup> at 12 o'clock noon. Attorney Nunn stated that we have before us also Mr. Carroll Gillespie, Director of Sales, and Mr. Samuel Festoso, Operations Manager of Franchises of Taco Bell and Kentucky Fried Chicken, and asked that they come before the Council, to present their Proposal to the Council. Mr. Gillespie and Mr. Festoso addressed the Council, and stated that the plan is to demolish the existing Taco Bell Restaurant, and build a new Taco Bell Restaurant, slightly larger. Mr. Gillespie further stated that there is an abandoned Alley behind the property, and the benefit of vacating that Alley would be to gain 10 feet, which enables them to position the building for a proper drive-through on the side of the building. During discussion, Councilwoman Crenshaw stated, for the record, that she has talked with Citizens who are right behind the Building, and from what she gathers is that they will take half of the Alley, and the other half of the Alley will bring their business further to the neighborhood, and that is going to further interfere with the Residents in that area. Councilwoman Crenshaw further stated, the only way that she would vote for this is, to make sure that they have something back there, maybe a wall or something that the Citizens/Residents will agree to that will isolate them from the noise of their business; with the understanding that they will do something there that will be agreed upon by the Citizens/Residents, in order to make it comfortable for the people who live over behind the fence. Councilwoman Crenshaw stated that she thinks it is a wonderful idea, but it needs to be something there. Councilwoman Crenshaw further stated, for the record, that Mr. Gillespie and Mr. Festoso agree to put up a privacy fence, or something agreed upon to secure the Citizens from distractions and/or noise. Following discussion, Attorney Nunn stated this is a Public Hearing, and at this time if anyone is present to speak *For* or *Against* the Vacationing of Portions of a Certain Alley Within the City of Selma, they could do so at this time. President Pro Tempore Bowie asked if there was anyone present to speak *For* or *Against* Vacating Portions of Streets and Alleys Within the City of Selma? Councilwoman Crenshaw stated she had some Residents who called her, and she told them that she would speak on their behalf, and they said that whatever she could come up with to secure them, they would accept, and she told them that they did not have to be present, that she would bring the concerns to the Council. Councilwoman Crenshaw stated that the Gentlemen have agreed to do something about her concerns, as well as, the Citizens' concerns. Attorney Nunn stated, at this

point and time, it appears that there is no one present to speak *For* or *Against* Vacating a Portion of an Alley Within the City of Selma, and this will end the Public Hearing. Attorney Nunn further stated to Council that they should have Resolution #R208-10/11 before them, and asked Council's consideration of the same. A motion was made by Councilman Atchison, and seconded by Councilwoman Benjamin, to approve Resolution #R208-10/11, A Resolution Assenting to the Vacationing of a Portion of an Alley. **A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.**

Mayor Evans stated he wanted to thank the Representatives from Taco Bell, for wanting to move forward in our City, for the purpose of expansion and beautification, which are things that make a City prosper. Mayor Evans stated that we do appreciate their Business in our City.

#### MAYOR'S REPORT

A. Resolution #R211-10/11 - Appointment of Members of the Selma Downtown Redevelopment Authority. Mayor Evans stated to Council that they should have within their packets, Resolution #R211-10/11, Appointment of Members of the Selma Downtown Redevelopment Authority. Mayor Evans further stated to Council that said Resolution #R211-10/11 represents names of Individuals who are being recommended to be appointed to the Selma Downtown Redevelopment Authority Committee, who have also agreed to serve. Mayor Evans asked Council's consideration of the same. A motion was made by Councilman Tucker, and seconded by President Williamson, to approve Resolution #R211-10/11, Appointment of Members of the Selma Downtown Redevelopment Authority. **A roll call vote was taken and the motion passed with a majority vote of the Council Members present. There were six affirmative votes and one abstention. Councilman Atchison abstained from voting.**

B. Resolution #R210-10/11 - Resolution in Opposition to H.B. 104 Amending the Alabama Underwater Cultural Resources Act. Mayor Evans stated to Council that they should have before them Resolution #R210-10/11, Resolution in Opposition to H.B. 104 Amending the Alabama Underwater Cultural Resources Act. Mayor Evans further stated that Resolution #R210-10/11 represents opposition to H.B. 104, Proposed Amendments to the Alabama Underwater Cultural Resources Act, which said Bill would allow individuals to go into rivers such as ours and others, in order to get artifacts that may be of historical value to a City, and sell them. Mayor Evans stated he wrote a letter on behalf of City Government and the Council, to ask that they not support the Bill, and right now the Bill is pending the Committee's recommendation. Mayor Evans stated Resolution #R210-10/11 represents the Council's support of H.B. 104 not passing, and asked Council's consideration to adopt said Resolution #R210-10/11, Resolution in Opposition to H.B. 104 Amending the Alabama Underwater Cultural Resources Act. A motion was made by Councilwoman Keith, and seconded by Councilman Tucker, to approve Resolution #R210-10/11, Resolution in Opposition to H.B. 104 Amending the Alabama Underwater Cultural Resources Act. **A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.**

C. Update on Tippet Drive Drainage Improvements. Mayor Evans stated that he wanted to bring to Council's notice again that this is still a work-in-progress for the drainage and sewage problem there, that the ground itself is "sinking". Mayor Evans further stated that Mabry Street has been a delay in progress, but hopefully Wiregrass Company can get this Project complete, and he can have a report on it by our next Council Meeting.

D. Update on Recycling Grant Award. Mayor Evans stated to Council that there is "good news"! Mayor Evans stated he wanted to thank Councilwoman Keith for the hard work that she did on the Grant, and the efforts made to help make this happen. Mayor Evans stated to Council that they should have a copy of the Announcement from A.D.E.M., within their packet of information. Mayor Evans stated we have been awarded \$86,991.00 for a Recycling Grant. Mayor Evans and the Council thanked Councilwoman Keith for the hard work she did to get the Recycling Grant, and she received a "round of applause" for her efforts! Mayor Evans stated that there were other Cities awarded, and we are just glad to be one of the Cities awarded.

E. Update on "Yellow Dot" Program. Mayor Evans stated to Council that he attended a meeting last week, as it relates to the "Yellow Dot" Program, and that Ms. Evelyn Cox actually initiated this with the E.M.A. Program in the City. Mayor Evans stated that the Sheriff's Department, and the Probate Judge endorsed it, and so did he. Mayor Evans further stated it is an outstanding program, and is moving around in the State of Alabama. Mayor Evans further stated if you sign up and register, you will actually have a picture of yourself, and information about your medical concerns. Mayor Evans stated if anything should happen to you while you are traveling by car, and you are involved in an accident, this particular information will be in the glove compartment of your car, and the "Logo" will be in the back window of your car, indicating to Emergency Personnel that you are a Yellow Dot Participant. Mayor Evans stated that he has set up our front desk downstairs in the Lobby, whereby anyone who is interested in the Yellow Dot Program, can come and sign up, and register for this Program. Mayor Evans stated again that Citizens can sign up here within City Hall, 1<sup>st</sup> Floor of the Lobby, and can also sign up at the E.M.A. office, Courthouse, and different places within the City. Mayor Evans stated he thinks it is a great program, and encouraged Citizens to participate and be a part of.

F. Update on Fourth of July Celebration. Mayor Evans stated to Council that he would like to update the Council on tentative plans for the Fourth of July Celebration, and that this year plans are underway to have the Celebration at Memorial Stadium. Mayor Evans further stated that County Government, County Commissioners and the Probate Judge, Mayor of Valley Grande, Mayor of Orrville, Selma Times-Journal, and E.D.A. have all joined the City of Selma, and combined our efforts to make this a big event for our City and County. Mayor Evans stated everyone is contributing to it, and on July 4<sup>th</sup>, we are planning to have a great Fireworks Show, with participation by the Selma and Dallas County "Family", for the purpose of working together. Mayor Evans further stated on that same day, he would like to have an Open House of Memorial Stadium, at 5:00 p.m., until about 6:30 p.m., to walk the "grounds" of the Stadium. Mayor Evans stated it is beautiful; what they have done with the Stadium - the bleachers have been sanded and painted again; the Press Box has new lighting; "it's really a beautiful sight compared to what it used to be"; that it has not had a remodeling like that since 1948, at least a "major" one such as that. Mayor Evans invited everyone to come out and be a part of this.

G. Update on the Three (3) City Employees Suspended Without Pay. Mayor Evans stated to Council that he would also like to mention that, as it relates to the Three (3) City Employees who were Suspended Without Pay, all of the Hearings have taken place, and the Personnel Board upheld the Mayor's recommendation to Suspend the Three (3) City Employees Without Pay. Mayor Evans further stated that now it is up to the Attorney General at this point to determine what their next step will be. Mayor Evans stated that there were Hearings held for all Three (3) Individuals here in the Council Chambers, for the purpose of hearing their sides, and the Board sustained the recommendation of the Mayor, and at this point, that particular Item is one now that has to either be filed by them to go to Court to get their jobs back, or a ruling by the Attorney General. Mayor Evans stated we are waiting to see what happens on that.

H. Update on the Summer Youth Program. Mayor Evans stated to Council that the Selma Water Board appropriated more monies this month for the purpose of hiring Seven (7) additional Summer Youth, which now gives us a total of Nineteen (19) Summer Youth funded by the Selma Water Board. Mayor Evans stated he wanted to thank Reverend Lee Goodwin, Chairman, and the Selma Water Board, for their support on this Project. Mayor Evans stated he wanted to thank all of the other Individuals who have given donations for the Summer Youth Employment Program, and anyone who still wants to give monies towards this Project, we will gladly accept it.

I. Reminder, and Announcements. Mayor Evans stated he would like to announce and advise the Council of the following:

- (1) *Registration Open for Art Camp I, June 13<sup>th</sup> - 17<sup>th</sup>, and Camp II, July 11<sup>th</sup> - 15<sup>th</sup>*
- (2) *Opening of Farmers Market on June 4<sup>th</sup> at 9:00 a.m.*
- (3) *June Walking Tours - Saturdays in June, Beginning on June 4<sup>th</sup> at 10:00 a.m.*
- (4) *"Tuesdays at the Movies" for Senior Citizens at 2:00 p.m., at the P.A.C.*
- (5) *"Wednesdays at the Movies" for Children at 2:00 p.m., at the P.A.C.*
- (6) *Free "Scrapbooking Classes" on Wednesdays from 9:00 a.m. - 2:00 p.m., at the P.A.C.*
- (7) *Veterans' Memorial Day - Memorial Stadium at 11:00 a.m., on yesterday was wonderful - "Moment of Remembrance"- City Hall, at 3:00 p.m., was also wonderful!*

J. Community Development Update from Mayor Evans on Ward 4. Mayor Evans stated that he and Reverend Darryl Moore met at the location of 1718 Franklin Street, and that there is not anything new as it relates to this. Mayor Evans stated that Reverend Moore is present at tonight's Council Meeting, and asked Reverend Moore to address the Council, with answers to questions that they may have. Reverend Moore addressed the Council and stated that the house is not in a dilapidated state at this point, but that it has overgrown weeds, and that particular location has been placed on the Abatement List for the Council to approve for it to be abated. Mayor Evans stated that he has not heard anything as of yet from Concordia College, as it relates to that piece of property being donated to us. Mayor Evans stated that Ms. Charlotte Griffeth is present at tonight's Council Meeting, and asked that Ms. Griffeth come forward to address the Council in the event they had questions. Ms. Griffeth addressed the Council and stated that they looked at the alterations that they made, and they planted Thirteen (13) trees at the P.A.L. Center. Ms. Griffeth further stated that the Gator Bags are full, and stable each morning. Ms. Griffeth stated that the mulching will come later. Ms. Griffeth further stated that they were checking into the environmental study that was done on the corner there, and that she has not spoken with the Property Owners as of yet, but there has been an environmental assessment because it was a former service station. Ms. Griffeth stated that there was an underground storage tank assessment done by A.D.E.M., and in her research, they told her that we should have a copy of that here at City Hall, and as soon as she gets it, she will share it with the Council. Ms.

Griffeth stated that, based on the study and what they have told her, she thinks that we are going to be okay, to remove the concrete, but that we would need a M.O.U., or something from the Property Owners, before we begin to do anything there. Ms. Griffeth further stated she thinks between now and the Fall, we can do the "clearing" of that lot, with the Mayor's approval. Ms. Griffeth stated that we are still looking at K.A.B.O.O.M. Councilwoman Benjamin asked if we could have a meeting as it relates to the Walking Trail at Cedar Park, and Ms. Griffeth replied and stated that we could, because we would need to possibly get an Engineer involved with this Project, so that we could also get a cost estimate for the Trail. Councilwoman Benjamin stated that she will follow-up with Ms. Wimberly, to work with Ms. Griffeth on this Project, as well.

CITY ATTORNEY'S REPORT

A. **Special Election - Update.** Attorney Nunn stated to Council that they should have before them a Run-Off Calendar as it relates to the Special Election, which will be held on Tuesday, July 5, 2011, and the Canvassing of the Election will be July 12, 2011, and that the Council Person will be taking office on July 26, 2011, and serving until 2012. Attorney Nunn further stated the Absentee Voting begins on June 7, 2011, which shall be 14 days after the May 24<sup>th</sup> Special Election, per State Law, and the last day to apply for an Absentee Ballot is Thursday, June 30<sup>th</sup>, at 5:00 p.m., within the City Clerk's Office.

B. **Reimbursement of Deductible - A.M.I.C. Statement.** Attorney Nunn stated to Council that they should have before them an A.M.I.C. Statement/Invoice in the amount of \$7,094.30, for Five (5) claims as listed therein. Attorney Nunn further stated that of that amount is the amount of \$5,000.00 for one (1) Claimant alone, which was referenced by the Mayor in his Report. Attorney Nunn asked Council's consideration of the same. A motion was made by Councilman Tucker, and seconded by President Williamson, to approve payment of the A.M.I.C. Invoice/Statement in the amount of \$7,094.30. A roll call vote was taken and the motion passed with a majority vote of the Council Members present. There were six affirmative votes and one nay vote. Councilwoman Crenshaw cast a nay vote.

C. **Resolution #R207-10/11 - Weed Abatement (Phase 1).** Attorney Nunn stated to Council that they should have before them Resolution #R207-10/11, Weed Abatement (Phase 1), which consists of Twenty-One (21) pieces of properties that have been identified to have dangerous weeds, as listed herein, via the Code Enforcement Office. Attorney Nunn further stated Resolution #R207-10/11 authorizes the City Clerk, Mrs. Ivy S. Harrison, to forward Certified Letters to the Property Owners, advising them of the same. Attorney Nunn asked Council's approval of the same. During discussion, a motion was made by Councilwoman Keith, and seconded by Councilman Atchison, to approve Resolution #R207-10/11, Weed Abatement (Phase 1). A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

D. **Charter Communications Settlement Agreement.** Attorney Nunn stated to Council that Mr. Greg Fender, Consultant on behalf of the City of Selma, is here at tonight's Council Meeting, if the Council has any questions as it relates to the proposed Franchise Settlement Agreement with Charter Communications. Attorney Nunn further stated to Council, if they recall, this matter was placed into the hands of the Committee, and the Committee met with Mr. Fender, along with the Mayor, and a Charter Communications Settlement Agreement/Proposal came out of the Committee, and was presented to Charter Communications. Attorney Nunn stated Mr. Fender is here to answer any questions that the Council may have. Attorney Nunn further stated that we received our letter from Charter Communications, and at that time we entered into an agreement with Mr. Greg Fender, as our Consultant, and that we are in the negotiating stages, and Mr. Fender, is our Consultant. President Pro Tempore Bowie stated that he placed a copy of the proposed Charter Communications Settlement Agreement in each Council Member's Mailbox about a week ago for their review. Mr. Fender was asked to address the Council, and he stated that he met with the Administrative Committee, and has had several Conference Calls, along with Attorney Nunn, and outside Legal Counsel, in working with Charter Communications. Mr. Fender further stated that Charter Communications is requesting that the City enter into Franchise Renewal negotiations, and we did have a dispute about how Franchise Fees were collected and remitted to the City, and he believes that we have worked through that to a very amicable resolution for the City, which will not affect the City's Franchise Fees. Mr. Fender stated that it his recommendation to the City to approve the Charter Communications Settlement Agreement, in exchange for the City to extend the term of the existing Franchise Agreement for Three (3) additional years; Charter will change Franchise Fee Payments to quarterly, from 3% to 5% on gross revenue, a value of \$400,000.00 to the City, receiving about \$25,000.00 each quarter more than we are receiving now, and in addition, they will provide the City with a dedicated channel that will be a government-accessed channel for governmental programming with a link from City Hall to their facility "headend", at no cost; that they will provide technical assistance, and equipment needed to operate the channel facility "headend" which is called a Modulator; plus, \$1,350.00 per month from Subscribers in the amount of Twenty-Five Cents (.25) [(1/4 per month/per Subscriber)], to help towards purchasing capital equipment to help run the channel. Mr. Fender stated that this Release and Settlement Agreement was drafted in the format that it would go into effect in forty-five days, so the Franchise Fees would go into effect July 1<sup>st</sup>, if adopted today, and the first quarterly payment would be October 15<sup>th</sup>, and then we would be paid from January of this year, up until October 15<sup>th</sup>, all at that one time, and we would not have to wait until March of next year for that payment.

that payment. Mr. Fender stated that he is pleased to report and recommend to the Council this Agreement to them today. Mr. Fender further stated that he would like to add that we will not be losing anything on our ability to enforce customer service standards, or to hold them in violation of the Franchise if we think they have done something wrong. Attorney Nunn stated that he wanted to mention that if there are any complaints from the Citizens, as Mr. Fender has said, this is the time that we need to be approaching the complaints now, while we are in the negotiating stage. Attorney Nunn further stated that if there are complaints, Mr. Fender will be glad to take those back to Charter Communications. During discussion, Councilwoman Keith stated she would like to make a motion, seconded by President Williamson, to Table this Item, in an effort to review it more, to get a better understanding of it. Mayor Evans addressed the Council and stated that he did attend those Meetings, and he thought that they were good meetings. Mayor Evans stated that he believes this is the best offer that we can take at this time, and any delay is not going to change this at all. Mayor Evans stated the offer that Mr. Fender is negotiating for us, in his opinion, is one of the best ones that he can foresee, based on what we had with it being 15 or 20 years ago, whereas this one is only 3 years. Mayor Evans stated it is to our advantage to move forward now, and it is his recommendation to consider this Agreement in an effort to move forward. Following a lengthy discussion, President Pro Tempore Bowie stated he was inclined to vote on this Item now, but he believes it is the consensus of the Council to Table this Item. A motion was made by Councilwoman Keith, and seconded by Councilwoman Benjamin, to Table this Item, until the next Council Meeting. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

E. Trailer - Dr. Evans' Appeal. Attorney Nunn stated to Council the next Item that they have before them is with regard to a Trailer that was located on Highland Avenue, at Dr. Evans' Office. Councilwoman Keith offered an update, and stated that she did go out there several times and was unable to ever get anybody to the door. Councilwoman Keith further stated that she learned that Dr. Evans had had a stroke, and unfortunately has died. Councilwoman Keith stated that it was indeed a Manufactured Home with wheels, but we cannot have Mobile Homes within the City of Selma unless they were "Grandfathered" in, a long time ago, or special permission for a temporary period of time. Attorney Nunn stated that Dr. Evans' Daughter contacted his office, and stated that she is handling the Estate, and it is the intent for the Trailer to be moved, as soon as she can get that all straightened out; along with closing the Business.

**BUSINESS ITEMS:**

**I. NOISE ORDINANCE**

President Pro Tempore Bowie stated to Mayor Evans that hopefully he can get with him, along with Chief Riley, concerning Public Service Announcements.

**II. QUARTERLY COMMUNITY TOWN HALL MEETING**

President Pro Tempore Bowie stated this Item will be Continued until the next Council Meeting.

**III. ISSUES FORUM SCHEDULED - TURNING THE TIDE ON YOUTH VIOLENCE**

Councilwoman Benjamin stated that the first Issues Forum is scheduled for June 11<sup>th</sup>, at G.W.C. Homes, and the time will be announced.

**IV. FACILITATOR'S TRAINING-TURNING THE TIDE ON YOUTH VIOLENCE-TODAY, 5:30 P.M.**

Councilwoman Benjamin stated this is a "reminder" that the Training is today at 5:30 p.m., at the Dallas County Extension Agency.

**V. DEADLINES AND TASK LIST FOR 3<sup>RD</sup> ANNUAL CITY OF SELMA YOUTH CONFERENCE**

Councilwoman Benjamin stated that the Registration Forms are due by June 14<sup>th</sup>, for the Pre-Conference, and regular Conference Registration Forms here in Selma are due by June 29<sup>th</sup>. Presenters' Registration forms are past due, and are requested to be forwarded to her as soon as possible.

**VI. COMMUNITY DEVELOPMENT UPDATE FROM MAYOR EVANS ON WARD 4**

President Pro Tempore Bowie stated this Item was covered during the Mayor's Report.

**VII. WAIVER OF FEE - GIRL SCOUTS**

President Pro Tempore Bowie stated that Councilman Randolph called him on last night, and asked him if he would bring before the Council for approval, a request to waive the fee at the Convention Center for the Girl Scouts on June 8<sup>th</sup>. A motion was made by Councilwoman Crenshaw, and seconded by Councilwoman Keith, to approve waiving the fee for the Girl Scouts, to use the Convention Center, on June

8<sup>th</sup>. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

STANDING COMMITTEE REPORTS

RECREATION COMMITTEE - Councilman Benny Tucker, Chairman

No Report.

ADMINISTRATIVE COMMITTEE - Councilwoman Angela Benjamin, Chairman

Councilwoman Benjamin made a report, and stated that the Administrative Committee met on May 16<sup>th</sup> at 4:00 p.m. Councilwoman Benjamin further stated that the Committee met to discuss the possible transfer of property from the City of Selma, to Selma City Schools. During discussion of this issue, the City Attorney was asked to research any possible legal obligations on the "side" of the City of Selma. The consensus was, pending there are no legal obligations on the "side" of the City of Selma, that the property at Selma High School be transferred from the City of Selma, to Selma City Schools, and that is the recommendation of the Administrative Committee. A motion was made by Councilwoman Crenshaw, and seconded by Councilwoman Benjamin, to approve the transfer of the property from the City of Selma, to Selma City Schools. A roll call vote was taken and the motion passed with a unanimous vote of the Council Members present.

PUBLIC SAFETY COMMITTEE - Councilman Corey Bowie, Chairman

Councilman Bowie stated that the Public Safety Committee did meet, and he will bring back a report at the next Council Meeting.

COMMUNITY DEVELOPMENT - Councilwoman Susan Keith, Chairman

Councilwoman Keith stated that she will be making a report at the next Council Meeting.

PUBLIC WORKS/GENERAL SERVICES COMMITTEE - Councilman Samuel Randolph, Chairperson

Councilman Randolph was absent from the Council Meeting.

DISCRETIONARY COMMITTEE - President Cecil Williamson, Chairperson

President Pro Tempore Bowie stated that there are no requests to report on at tonight's Council Meeting.

CHILDREN AND FAMILIES - Councilwoman Angela Benjamin, Chairperson

No Report.

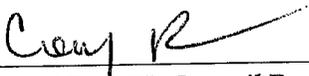
SELMA-DALLAS YOUTH AMBASSADORS - Councilwoman Bennie Ruth Crenshaw, Chairperson

No Report.

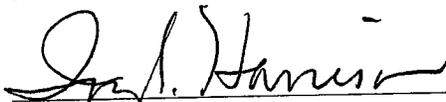
**CLOSING REMARKS BY EACH COUNCIL MEMBER.**

**ADJOURNMENT**

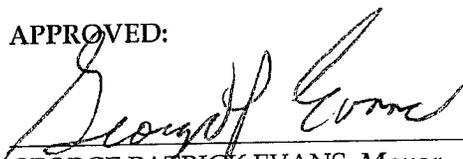
There being no further business to come before the Council, a motion was made by Councilwoman Keith, and seconded by Councilman Tucker, to adjourn, and by unanimous consent of the Council, this meeting adjourned at 2:56 p.m.

  
COREY BOWIE, Council President Pro Tempore

ATTEST:

  
IVY S. HARRISON, City Clerk

APPROVED:

  
GEORGE PATRICK EVANS, Mayor