PRE-COUNCIL MEETING
OF THE
CITY OF TARRANT, ALABAMA

HELD ON MONDAY, JULY 25, 2016

The City Council of the City of Tarrant, Alabama met in a regular Pre-council Meeting, on Monday, July 25, 2016 at 6:10 p.m. at City Hall.

The purpose of said meeting was to review the Monday, July 25, 2016 agenda of the 7:00 p.m. regularly scheduled City Council Meeting.

The following officials were present:

Catherine "Cathy" Anderson	Councilmember
Laura D. Horton	Mayor Pro Tem
Debra M. Matthews	Councilmember
Betty S. Middlebrooks	Councilmember
Loxcil B. Tuck	Mayor

The following officials were absent:

John T. "Tommy" Bryant	Councilmember

The following department heads and/or representatives were present:

Patrick Coleman
Daniel Chaviers
Leath Jennings
Ken Jones
Lynn Juneau
Chris O'Rear
Chief Dennis Reno
Chief Jason Rickels
Joe Schmitt
Lillian A. Keith

The following department heads were absent:

James Phillips

Also in attendance:

Dr. Richard Craig, Executive Director
Jefferson Blount St. Clair Mental Health Authority

Mayor Tuck called the meeting to order. General discussion followed.

There being no other business to discuss, the meeting was adjourned. The Pre-council Meeting ended at 7:00 p.m.

READ AND APPROVED THIS THE 1ST DAY OF AUGUST, 2016.

APPROVED: Loxcil B Tuck
LOXCIL B. TUCK, MAYOR

ATTEST:____________________
Lillian A. Keith, City Clerk

**MINUTES OF THE REGULAR MEETING
OF THE CITY OF TARRANT, ALABAMA**

HELD ON MONDAY, JULY 25, 2016

The Honorable City Council of the City of Tarrant, Alabama met in regular session, on the 25th day of July, 2016 at 7:10 p.m., in the City Council Chambers at City Hall.

Mayor Loxcil B. Tuck called the meeting to order. Mayor Tuck requested that Attorney Benjamin S. Goldman open the meeting, with prayer. Mayor Tuck asked Patrick Coleman to lead the pledge of allegiance.

Lillian A. Keith, City Clerk, called the roll. Upon roll call, the following officials answered present:

Catherine "Cathy" Anderson	Councilmember
Laura D. Horton	Mayor Pro Tem
Debra M. Matthews	Councilmember
Betty S. Middlebrooks	Councilmember
Loxcil B. Tuck	Mayor

The following officials were absent:

John T. "Tommy" Bryant	Councilmember

Mayor Loxcil B. Tuck stated that the Councilmembers had been provided with copies of the following minutes:

Pre-council Meeting held on Monday, July 11, 2016
Regular City Council Meeting held on Monday, July 11, 2016

Mayor Tuck asked if there were any additions or corrections. The motion was made by Mayor Pro Tem Horton and seconded by Councilmember Anderson, to approve said minutes as corrected, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks, and Mayor Tuck

NAYS: None

ABSENT: Councilmembers Bryant

The Recording Secretary announced the vote, whereupon Mayor Tuck declared the minutes approved and legally adopted.

Mayor Tuck recognized Dr. Richard Craig, Executive Director of the Jefferson-Blount-St. Clair Mental Health Authority. Dr. Craig explained that the Jefferson-Blount-St. Clair Mental Health Authority provides services, throughout three counties. Dr. Craig stated that during the last year their association had provided assistance, to 157 residence of Tarrant. Dr. Craig explained that as Executive Director Jefferson-Blount-St. Clair Mental Health Authority it is his responsibility to come before the Mayor and City Council, to request funding for the Jefferson-Blount-St. Clair

Mental Health Authority FY Budget 2017. Mayor Tuck stated that the Jefferson-Blount-St. Clair Mental Health Authority had requested $800.00 for their FY Budget 2017, which is the same as last year.

Mayor Tuck congratulation Joe A. Matthews on his election to Council District Number 4. Mayor Tuck explained that Councilmember John T. "Tommy" Bryant, Council District Number 5 and Joe A. Matthews were the only candidates to qualify, for their districts. Mayor Tuck stated that Councilmember Bryant and Mr. Matthews would take office, with the term commencing the first Monday, in November, 2016.

Mayor Tuck recognized Mayor Pro Tem Laura Horton. Mayor Pro Tem Horton stated that a Finance Committee Meeting had been scheduled for Tuesday, July 26, 2016 at 3:30 p.m., in the Council Chambers of City Hall. Mayor Pro Tem Horton explained that the purpose of the meeting, would be discuss the various needs of each department, including equipment. Mayor Pro Tem Horton invited all Department Heads, to attend the Finance Committee Meeting.

Mayor Tuck stated that the next item on the agenda would be a public hearing, for consideration of the cost abatement, for the demolition of the house located at 1534 East Lake Boulevard. Mayor Tuck stated that Ken Jones Building Inspection Officer had given notice of the public hearing at the City Council Meeting held on Monday, July 11, 2016. Building Inspection Officer Ken Jones read the following notice of the public hearing on July 11, 2016:

NOTICE REGARDING A PUBLIC HEARING ASCERTAINING, FIXING AND DETERMINING THE AMOUNT OF ASSESSMENT TO BE CHARGED AS A LIEN ON PROPERTY IN THE CITY OF TARRANT, ALABAMA AS A RESULT OF THE CITY ORDERING THE DEMOLITION OF THE BUILDING ON THE PROPERTY PURSUANT TO ORDINANCE NO. 1022

WHEREAS, heretofore the City Council of the City of Tarrant, Alabama declared that a building located within the City was unsafe to the extent that it was a public nuisance and ordered the demolition of said building located on the following described property, to wit:

STREET ADDRESS:
1534 East Lake Boulevard, Tarrant, Alabama

LEGAL DESCRIPTION:
Part of Lot 1, in Block 8, Tarrant Land Company's Highlands Addition to Tarrant City, as recorded in Map Book 12, Page 46, more particularly described as follows:
Beginning at the Southeast corner of Lot 1 and run thence Northerly along the Eastern boundary of said Lot a distance of 207.8 feet to the Northeast corner of said lot; thence turning an angle to the left of 79 degrees 10 minutes and run Westerly along the Northern boundary of said Lot 1 a distance of 50 feet; thence turning an angle to the left of 102 degrees 11 minutes and run Southerly 128.96 feet; thence turning an angle to the right of 3 degrees 21 minutes and run Southerly 85.72 feet to a point on the Northerly line of East Lake Boulevard, which point is 49 feet Westward from the Southeast corner of said Lot 1; thence Easterly along the Northerly line of East Lake Boulevard 49 feet to the point of beginning.

PARCEL IDENTIFICATION NUMBER:
23-00-05-4-019-027.000

WHEREAS, the City has completed demolition of said building at the City's expense and the appropriate municipal official has made a report to the Council of said costs.

THEREFORE, you are hereby notified that the Clerk of the City has set the report of costs for a public hearing at a meeting of the Council on July 25, 2016 at 7:00 p.m. whereupon the Council will consider the report of costs attached hereto as Exhibit A and the proposed Resolution attached hereto as Exhibit B.

Witness my hand and seal of office this 12th day of July, 2016.

Lillian A. Keith, Clerk
City of Tarrant, Alabama

Mayor Tuck therefore open the public hearing and asked if there was anyone present, who wished to speak. Mayor Tuck closed the public hearing, as no one requested to speak.

Whereupon, Mayor Pro Tem Horton introduced the following proposed resolution:

RESOLUTION NO. 8242

A RESOLUTION ASCERTAINING, FIXING AND DETERMINING THE AMOUNT OF ASSESSMENT TO BE CHARGED AS A LIEN ON THE PROPERTY KNOWN AS 1534 EAST LAKE BOULEVARD, TARRANT, ALABAMA 35217; PARCEL ID# 23-00-05-4-019-027.000, IN THE CITY OF TARRANT AS A RESULT OF THE CITY OF TARRANT ORDERING THE DEMOLITION OF THE BUILDING ON THE PROPERTY PURSUANT TO ORDINANCE NO. 1022

WHEREAS, heretofore the City Council of the City of Tarrant, after due and lawful notice was given and a public hearing held in accordance with Ordinance No. 1022, declared that a building located within the City of Tarrant was unsafe to the extent that it was a public nuisance and ordered the demolition of said building located on the following described property, to wit:

STREET ADDRESS:
1534 East Lake Boulevard, Tarrant, Alabama

LEGAL DESCRIPTION:
Part of Lot 1, in Block 8, Tarrant Land Company's Highlands Addition to Tarrant City, as recorded in Map Book 12, Page 46, more particularly described as follows:
Beginning at the Southeast corner of Lot 1 and run thence Northerly along the Eastern boundary of said Lot a distance of 207.8 feet to the Northeast corner of said lot; thence turning an angle to the left of 79 degrees 10 minutes and run Westerly along the Northern boundary of said Lot 1 a distance of 50 feet; thence turning an angle to the left of 102 degrees 11 minutes and run Southerly 128.96 feet; thence turning an angle to the right of 3 degrees 21 minutes and run Southerly 85.72 feet to a point on the Northerly line of East Lake Boulevard, which point is 49 feet Westward from the Southeast corner of said Lot 1; thence Easterly along the Northerly line of East Lake Boulevard 49 feet to the point of beginning.

PARCEL IDENTIFICATION NUMBER:
23-00-05-4-019-027.000

INTERESTED PERSONS:

FRANKLIN KULANDAISAMY;
MADONNA KULANDAISAMY;
FIRST FAMILY FINANCIAL SERVICES, INC.;
JEFFERSON COUNTY SEWER SERVICE OFFICE;
BIRMINGHAM WATER WORKS

WHEREAS, the City has completed demolition of said building at the City's expense; and

WHEREAS, the appropriate municipal official has made a report to the City Council of said costs, including the cost of complying with Ordinance No. 1022, the sum of which was **$16,047.50**; and

WHEREAS, the City Clerk set the report of costs for a public hearing at a meeting of the City Council on Monday, July 11, 2016 at 7:00 p.m. and gave no less than ten (10) days notice of the public hearing by first-class mail to all persons or entities listed in Section 4-114(b)(1) of Ordinance No. 1022; and

WHEREAS, said public hearing was held by the City Council; and

WHEREAS, it is now the desire of the City Council of the City of Tarrant to fix the costs which it finds were reasonably incurred in connection with the demolition and assess the costs against the previously described land upon which said building was located.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Tarrant, Alabama while in regular session on Monday, July 25, 2016 at 7:00 p.m. as follows:

Section 1. That the City Council hereby assesses the sum of **$16,047.50** to be the costs reasonably incurred by the City of Tarrant in connection with the demolition of the building located on the following described property, to wit:

STREET ADDRESS:
1534 East Lake Boulevard, Tarrant, Alabama

LEGAL DESCRIPTION:
Part of Lot 1, in Block 8, Tarrant Land Company's Highlands Addition to Tarrant City, as recorded in Map Book 12, Page 46, more particularly described as follows:
Beginning at the Southeast corner of Lot 1 and run thence Northerly along the Eastern boundary of said Lot a distance of 207.8 feet to the Northeast corner of said lot; thence turning an angle to the left of 79 degrees 10 minutes and run Westerly along the Northern boundary of said Lot 1 a distance of 50 feet; thence turning an angle to the left of 102 degrees 11 minutes and run Southerly 128.96 feet; thence turning an angle to the right of 3 degrees 21 minutes and run Southerly 85.72 feet to a point on the Northerly line of East Lake Boulevard, which point is 49 feet Westward from the Southeast corner of said Lot 1; thence Easterly along the Northerly line of East Lake Boulevard 49 feet to the point of beginning.

PARCEL IDENTIFICATION NUMBER:
23-00-05-4-019-027.000

INTERESTED PERSONS:

FRANKLIN KULANDAISAMY;
MADONNA KULANDAISAMY;
FIRST FAMILY FINANCIAL SERVICES, INC.;
JEFFERSON COUNTY SEWER SERVICE OFFICE;
BIRMINGHAM WATER WORKS

Section 2. That the City Clerk be authorized and directed to file a certified copy of this resolution in the offices of the Judge of Probate of Jefferson County, Alabama, Birmingham Division, and the Jefferson County Tax Collector. Upon filing, the Jefferson County Tax Collector shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax and remit the amount to the City.

ADOPTED this July 25, 2016.

APPROVED: ______________________________
Loxcil B. Tuck, Mayor

ATTEST: ______________________________
Lillian A. Keith, City Clerk

1534 East Lake Boulevard Exhibit A

Title Search Cost	$350.00
Lis Pendens/Supplement Recording Cost	$68.00
Lis Pendens Certified Mailings Cost	$37.62
AL Messenger Publication Fee	$73.60
Notice of Demolition Recording Cost	$31.00
Notice of Demolition Certified Mailing Cost	$33.30
Cost of Asbestos Testing	$0.00
Costs of Demolition	$14,900.00
Less Sale of Salvaged Materials	$0.00
Final Assessment Recording Cost	$22.00
Final Assessment Notice Mailings Cost	$31.98
Administrative Fee	$500.00
Total	$16,047.5

Whereupon, Mayor Pro Tem Horton moved for the adoption of Resolution Number 8242. Motion for the adoption of Resolution Number 8242 was seconded by Councilmember Anderson, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks, and Mayor Tuck

NAYS: None

ABSENT: Councilmember Bryant

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8242 duly and legally adopted.

Mayor Tuck stated that the next item on the agenda would be a public hearing, for consideration of the proposed cost abatement, for grass and weed violations. Mayor Tuck therefore opened the public hearing, for the following (Mayor Pro Tem Horton read the list of proposed properties):

EXHIBIT "A"

Street #	Street Name	City & State	Zip Code	Parcel I.D. Number	Cost
Lot @721	Fulton Avenue	Tarrant, AL	35217	23-00-07-1-017-005.000-RR-00	$500.00
Lot @729	Fulton Avenue	Tarrant, AL	35217	23-00-07-1-017-003.000-RR-00	$500.00
Lot @800	Fulton Avenue	Tarrant, AL	35217	23-00-07-1-014-009.000-RR-00	$500.00
906	Fulton Avenue	Tarrant, AL	35217	23-00-07-1-005-011.000-RR-01	$658.78
1342	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-014-016.000-RR-00	$500.00
1361	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-019-011.000-RR-00	$500.00
1380	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-013-015.000-RR-00	$500.00
Lot@1385	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-019-005.000-RR-00	$597.82
721	Jackson Boulevard	Tarrant, AL	35217	23-00-07-1-018-005.000-RR-00	$500.00
Lot @828	Jackson Boulevard	Tarrant, AL	35217	23-00-07-1-013-015.000-RR-00	$657.82
704	Jefferson Boulevard	Tarrant, AL	35217	23-00-07-1-016-012.000-RR-00	$533.52
708	Jefferson Boulevard	Tarrant, AL	35217	23-00-07-1-016-013.000-RR-00	$533.52
Lot@1216	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-006-015.000-RR-00	$500.00
825	Overton Avenue	Tarrant, AL	35217	23-00-07-1-013-004.000-RR-00	$598.78
829	Overton Avenue	Tarrant, AL	35217	23-00-07-1-013-003.000-RR-00	$500.00
840	Overton Avenue	Tarrant, AL	35217	23-00-07-1-012-010.000-RR-00	$695.82
905	Overton Avenue	Tarrant, AL	35217	23-00-07-1-006-005.000-RR-00	$2013.90
1013	Overton Avenue	Tarrant, AL	35217	23-00-07-1-002-002.000-RR-00	$500.41
Lot@1064	Overton Avenue	Tarrant, AL	35217	23-00-05-3-034-009.000-RR-00	$500.00
1068	Overton Avenue	Tarrant, AL	35217	23-00-05-3-034-010.000-RR-00	$500.41
Lot@1209	Park Avenue	Tarrant, AL	35217	23-00-08-2-016-011.000-RR-00	$500.00
1246	Park Avenue	Tarrant, AL	35217	23-00-08-2-008-019.000-RR-00	$500.41
1257	Park Avenue	Tarrant, AL	35217	23-00-08-2-015-006.000-RR-00	$695.82
1261	Park Avenue	Tarrant, AL	35217	23-00-08-2-015-005.000-RR-00	$500.00
1265	Park Avenue	Tarrant, AL	35217	23-00-08-2-015-004.000-RR-00	$500.00
1273	Park Avenue	Tarrant, AL	35217	23-00-08-2-015-002.000-RR-00	$500.00
1317	Park Avenue	Tarrant, AL	35217	23-00-08-2-014-004.000-RR-00	$500.00
1330	Park Avenue	Tarrant, AL	35217	23-00-08-2-011-021.000-RR-00	$500.00
1342	Park Avenue	Tarrant, AL	35217	23-00-08-2-011-024.000-RR-00	$500.00
1436	Park Avenue	Tarrant, AL	35217	23-00-08-1-017-014.000-RR-00	$587.00
Lot@1447	Park Avenue	Tarrant, AL	35217	23-00-08-1-020-007.000-RR-00	$1100.00

Mayor Tuck asked if there was anyone present who wished to speak, in regards to these properties.

Mayor Tuck therefore closed the public hearing, as no one requested to speak.

Whereupon, Councilmember Middlebrooks introduced the following proposed resolution:

RESOLUTION NO. 8243

A RESOLUTION OF THE CITY OF TARRANT PURSUANT TO ORDINANCE NO. 1017, OF THE CITY OF TARRANT, ALABAMA, ILLUSTRATING THE ACTUAL ASSESSMENT AMOUNTS FOR THE PROPERTIES ABATED BY THE PUBLIC WORKS DEPARTMENT FOR WEEDS AND OVERGROWN VEGETATION

WHEREAS, an abundance of weeds and overgrown vegetation provide favorable conditions for the harboring of mosquitoes and other insects of like kind, and do otherwise have a negative impact on the health and safety of the citizens of Tarrant; and

WHEREAS, Ordinance Number 1017 of the City of Tarrant was designed to deter and provide for the abatement of weeds and overgrown vegetation; and

WHEREAS, on May 23, 2016, a public hearing was held before the City Council of Tarrant, Alabama, regarding alleged nuisances on several properties in the City of Tarrant for reason of overgrown grass, weeds, and/or other voluntary or spontaneous growth; and

WHEREAS, by Resolution No. 8104, the City Council determined that certain properties located in the City of Tarrant were nuisances by reason of overgrown grass, weeds, and/or other voluntary or spontaneous growth of a height of over twelve (12) inches located thereon; and

WHEREAS, the City Council of the City of Tarrant, Alabama determined that said nuisances should be abated as provided for, and as indicated by the noted ordinance and by adopting Resolution Number 8214 on the 23rd of May, 2016, authorizing the abatement of said nuisances; and

WHEREAS, the nuisances were abated as ordered by the City Council; and

WHEREAS, the authorized agents of the City of Tarrant reported on July 5, 2016, the actual cost of the removal of the nuisances; and

WHEREAS, applicable notice have been provided pursuant to Ordinance No. 1017, on this the 25th day of July, 2016, the City Council has reviewed the report of the actual cost of the abatement.

THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT THAT:

1. The actual costs of the abatement of the nuisances for the following properties are:

EXHIBIT "A"

Street #	Street Name	City & State	Zip Code	Parcel I.D. Number	Cost
Lot @721	Fulton Avenue	Tarrant, AL	35217	23-00-07-1-017-005.000-RR-00	$500.00
Lot @729	Fulton Avenue	Tarrant, AL	35217	23-00-07-1-017-003.000-RR-00	$500.00
Lot @800	Fulton Avenue	Tarrant, AL	35217	23-00-07-1-014-009.000-RR-00	$500.00
906	Fulton Avenue	Tarrant, AL	35217	23-00-07-1-005-011.000-RR-01	$658.78
1342	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-014-016.000-RR-00	$500.00
1361	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-019-011.000-RR-00	$500.00
1380	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-013-015.000-RR-00	$500.00
Lot@1385	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-019-005.000-RR-00	$597.82
721	Jackson Boulevard	Tarrant, AL	35217	23-00-07-1-018-005.000-RR-00	$500.00
Lot @828	Jackson Boulevard	Tarrant, AL	35217	23-00-07-1-013-015.000-RR-00	$657.82
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708	Jefferson Boulevard	Tarrant, AL	35217	23-00-07-1-016-013.000-RR-00	$533.52
Lot@1216	Fulton Avenue	Tarrant, AL	35217	23-00-08-2-006-015.000-RR-00	$500.00
825	Overton Avenue	Tarrant, AL	35217	23-00-07-1-013-004.000-RR-00	$598.78
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905	Overton Avenue	Tarrant, AL	35217	23-00-07-1-006-005.000-RR-00	$2013.9
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1257	Park Avenue	Tarrant, AL	35217	23-00-08-2-015-006.000-RR-00	$695.82
1261	Park Avenue	Tarrant, AL	35217	23-00-08-2-015-005.000-RR-00	$500.00
1265	Park Avenue	Tarrant, AL	35217	23-00-08-2-015-004.000-RR-00	$500.00
1273	Park Avenue	Tarrant, AL	35217	23-00-08-2-015-002.000-RR-00	$500.00
1317	Park Avenue	Tarrant, AL	35217	23-00-08-2-014-004.000-RR-00	$500.00
1330	Park Avenue	Tarrant, AL	35217	23-00-08-2-011-021.000-RR-00	$500.00
1342	Park Avenue	Tarrant, AL	35217	23-00-08-2-011-024.000-RR-00	$500.00
1436	Park Avenue	Tarrant, AL	35217	23-00-08-1-017-014.000-RR-00	$587.00
Lot@1447	Park Avenue	Tarrant, AL	35217	23-00-08-1-020-007.000-RR-00	$1100.0

ADOPTED and APPROVED this the 25th day of July, 2016.

LOXCIL B. TUCK, MAYOR

ATTEST:

Lillian A. Keith, City Clerk

Whereupon, Councilmember Middlebrooks moved for the adoption of Resolution Number 8243. Motion for the adoption of Resolution Number 8243 was seconded by Councilmember Matthews, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks, and Mayor Tuck

NAYS: None

ABSENT: Councilmember Bryant

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8243 duly and legally adopted.

Whereupon, Mayor Pro Tem Horton introduced the following proposed resolution:

RESOLUTION NO. 8244

A RESOLUTION ACCEPTING SAID BIDS RECEIVED JULY 21, 2016 FOR THE PURCHASE OF ONE (1) – 2017 TRUCK MOUNTED KNUCKLEBOOM LOADER AND BRUSH COLLECTION BODY FOR THE TARRANT PUBLIC WORKS DEPARTMENT AND AUTHORIZING THE MAYOR TO CONTRACT WITH THE LOWEST, MOST RESPONSIBLE BID RECEIVED

BE IT RESOLVED by the City Council of the City of Tarrant, Alabama while in regular session on Monday, July 25, 2016 at 7:00 p.m. as follows:

Section 1. That said bid received July 21, 2016 at 10:00 a.m. for the purchase of One (1) – 2017 Truck Mounted Knuckleboom Loader and Brush Collection Body for the Tarrant Public Works Department is hereby accepted,

Section 2. That the Mayor is hereby authorized to contract with the lowest most responsible bid received that being Sansom Equipment Company,

Section 3. That said purchase price shall be $135,742.00,

Section 4. That the cost of said purchase shall be paid from Fund 21 – Bond Fund,

Section 5. Said bids from Ingram Equipment Company and Southeastern Truck Body and Equipment were rejected, as the bids did not meet the bid specifications.

ADOPTED this the 25th of July, 2016.

APPROVED: ______________________________
Loxcil B. Tuck, Mayor

ATTEST: ______________________________
Lillian A. Keith, City Clerk

Whereupon, Mayor Pro Tem Horton moved for the adoption of Resolution Number 8244. Motion for the adoption of Resolution Number 8244 was seconded by Councilmember Anderson, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks, and Mayor Tuck

NAYS: None

ABSENT: Councilmember Bryant

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8244 duly and legally adopted.

Whereupon, Councilmember Middlebrooks introduced the following proposed resolution:

RESOLUTION NO. 8245

A RESOLUTION DIRECTING THE ISSUANCE OF A CERTIFICATE OF ELECTION TO JOHN T. "TOMMY" BRYANT FOR THE OFFICE OF COUNCIL DISTRICT 5 FOR THE TERM COMMENCING NOVEMBER 7, 2016

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Sections 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Sections 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualificationon has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, Sections 11-46-26 of the Alabama Code of 1975, as amended, provides the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Tarrant, Alabama has filed a written statement with the governing body of the municipality, attested by the City Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Councilmember District 5 prior to the deadline and that the name of that person who filed such statement was John T. "Tommy" Bryant,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Tarrant, Alabama that John T. "Tommy" Bryant be and he is hereby declared duly elected to the office of Council District 5 in the City of Tarrant, Alabama for the term of office commencing on the first Monday in November, 2016. And

BE IT FURTHER RESOLVED, that the Mayor of the City of Tarrant, Alabama be had she hereby directed to issue a certificate of election to John T. "Tommy" Bryant for the office of Council District 5 for such term pursuant to the provisions of Section 11-46-25 of the Code of Alabama, as amended.

ADOPTED THIS 25TH DAY OF JULY, 2016.

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Loxcil B. Tuck, Mayor

ATTEST: ______________________________

Lillian A. Keith, City Clerk

Whereupon, Councilmember Middlebrooks moved for the adoption of Resolution Number 8245. Motion for the adoption of Resolution Number 8245 was seconded by Councilmember Matthews, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks, and Mayor Tuck

NAYS: None

ABSENT: Councilmember Bryant

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8245 duly and legally adopted.

Whereupon, Councilmember Middlebrooks introduced the following proposed resolution:

RESOLUTION NO. 8246

A RESOLUTION DIRECTING THE ISSUANCE OF A CERTIFICATE OF ELECTION TO JOE A. MATTHEWS FOR THE OFFICE OF COUNCIL DISTRICT 4 FOR THE TERM COMMENCING NOVEMBER 7, 2016

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Sections 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Sections 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, Sections 11-46-26 of the Alabama Code of 1975, as amended, provides the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Tarrant, Alabama has filed a written statement with the governing body of the municipality, attested by the City Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Councilmember District 4 prior to the deadline and that the name of that person who filed such statement was Joe A. Matthews,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Tarrant, Alabama that Joe A. Matthews be and he is hereby declared duly elected to the office of Council District 4 in the City of Tarrant, Alabama for the term of office commencing on the first Monday in November, 2016. And

BE IT FURTHER RESOLVED, that the Mayor of the City of Tarrant, Alabama be had she hereby directed to issue a certificate of election to Joe A. Matthews for the office of Council District 4 for such term pursuant to the provisions of Section 11-46-25 of the Code of Alabama, as amended.

ADOPTED THIS 25TH DAY OF JULY, 2016.

____
Loxcil B. Tuck, Mayor

ATTEST: ______________________________
Lillian A. Keith, City Clerk

Whereupon, Councilmember Middlebrooks moved for the adoption of Resolution Number 8246. Motion for the adoption of Resolution Number 8246 was seconded by Mayor Pro Tem Horton, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Horton, Middlebrooks, and Mayor Tuck

NAYS: None

ABSTAIN: Councilmembers Anderson and Matthews

ABSENT: Councilmember Bryant

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8246 duly and legally adopted.

Whereupon, Councilmember Anderson introduced the following proposed resolution:

RESOLUTION NO. 8247

A RESOLUTION AUTHORIZING THE ALLOCATION OF FUNDS TO THE JEFFERSON – BLOUNT – ST. CLAIR MENTAL HEALTH AUTHORITY FOR FISCAL YEAR 2017

BE IT RESOLVED by the City Council of the City of Tarrant, Alabama at a regular session on Monday, July 25, 2016, as follows:

Section 1. That, the Mayor is hereby authorized to allocate funds to the Jefferson – Blount – St. Clair Mental Health Authority for the Fiscal Year 2017,

Section 2. That said funds shall be in the amount of $800.00 and shall be paid from the general fund,

ADOPTED this the 25th day of July, 2015.

APPROVED: ______________________
LOXCIL B. TUCK, MAYOR

ATTEST: ______________________
Lillian A. Keith, City Clerk

Whereupon, Councilmember Anderson moved for the adoption of Resolution Number 8247. Motion for the adoption of Resolution Number 8247 was seconded by Councilmember Middlebrooks, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks, and Mayor Tuck

NAYS: None

ABSENT: Councilmember Bryant

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8247 duly and legally adopted.

Whereupon, Mayor Pro Tem Horton moved that the rules and procedures of the Council be suspended, to add proposed Resolution Numbers 8248 and 8249 to the agenda. Said Motion was seconded by Councilmember Matthews, regularly put and upon roll call, the vote thereon was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks and Mayor Tuck

NAYS: None

ABSENT: Councilmember Bryant

Whereupon, Mayor Tuck announced the vote had carried and Resolution Numbers 8248 and 8249, would be added to the agenda.

Whereupon, Councilmember Middlebrooks introduced the following proposed resolution:

RESOLUTION NO. 8248

A RESOLUTION APPROVING THE USE OF FILL DIRT AND TOPSOIL FROM THE CITY'S LANDFILL AND MULCH FROM THE CITY'S STORES.

WHEREAS, the City Council of the City of Tarrant, Alabama ("City Council") desires to reduce costs on the following projects being undertaken by the City of Tarrant, Alabama ("the City"):

A. Improvements related to 2518 Commerce Way, Tarrant, Alabama 35217 and 2528 Commerce Way, Tarrant, Alabama 35217 (i.e., the "Commerce Way Project"); and

B. Improvements related to the City's Enviroplex Project;

WHEREAS, the City Council desires to make the City's own fill dirt and topsoil, taken from the City's landfill, and mulch from the City's stores available as a cost saving measure on certain projects;

WHEREAS, the City Council finds that the amount of fill dirt and topsoil required for the projects identified herein will have a negligible effect on the total amount of fill dirt and topsoil that will be left remaining at the City's landfill;

BE IT RESOLVED by the City Council of the City of Tarrant, Alabama, while in regular session on Monday, July 25, 2016 at 7:00 p.m. as follows:

Section 1. The City Council hereby approves the removal of fill dirt and topsoil from the City's landfill for use in connection with the Commerce Way and Enviroplex Projects.

Section 2. The Council hereby approves the use of mulch from the City's stores for use in connection with the Commerce Way Project and the Enviroplex Project.

Section 3. The City's agents, officers, and employees are also hereby authorized to seek out and accept any gifts of fill dirt, topsoil, and/or mulch for use in connection with the Commerce Way Project and the Enviroplex Project and to store the same in a location or locations to be designated by the Mayor.

Section 4. Any contractor submitting a bid in relation to either the Commerce Way Project or the Enviroplex Project may calculate his or her bid on the assumption that the City will make fill dirt and/or topsoil from the City's landfill and/or mulch from the City's stores available at no cost.

ADOPTED this the 25th day of July, 2016.

APPROVED: ______________________
Loxcil B. Tuck, Mayor

ATTEST: ______________________
Lillian A. Keith, City Clerk

Whereupon, Councilmember Middlebrooks moved for the adoption of Resolution Number 8248. Motion for the adoption of Resolution Number 8248 was seconded by Councilmember Anderson, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks, and Mayor Tuck

NAYS: None

ABSENT: Councilmember Bryant

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8248 duly and legally adopted.

Whereupon, Mayor Pro Tem Horton introduced the following proposed resolution:

RESOLUTION NO. 8249

A RESOLUTION APPROVING GEOTECHNICAL EXPLORATION IN CONNECTION WITH THE CITY'S FLOOD MITIGATION PROJECT.

WHEREAS, the City Council of the City of Tarrant, Alabama ("City Council") has previously approved a Flood Mitigation Project ("the Project") for the City of Tarrant, Alabama ("the City") and the City has received a FEMA grant in connection with the Project;

WHEREAS, to advance the Project, the City needs to identify an area or areas where borrow material that would be used to construct the Project's flood mitigation structure can be obtained;

WHEREAS, the City has received a Proposal for Geotechnical Exploration, a copy of which is attached hereto as Exhibit A hereof;

BE IT RESOLVED by the City Council of the City of Tarrant, Alabama, while in regular session on Monday, July 25, 2016 at 7:00 p.m. as follows:

Section 1. The City Council hereby approves Goodwyn, Mills and Cawood, Inc. to perform geotechnical exploration services in connection with the Project in an amount not to exceed Fifteen Thousand and 00/100 Dollars ($15,000.00).

Section 2. The Council hereby authorizes the Mayor to enter into any agreements and to undertake such terms as are necessary in the opinion of the Mayor and the City Attorney for the City to secure permitted access from Birmingham Realty Company and/or The Barber Companies to allow for the contemplated geotechnical exploration.

Section 3. Any sums that the City may be obligated to pay in connection with this Resolution shall be paid from the City's Account 24-6904-331, and the City shall seek reimbursement for the same from available grant funds.

ADOPTED this the 25th day of July, 2016.

APPROVED: ______________________
Loxcil B. Tuck, Mayor

ATTEST: ______________________________
Lillian A. Keith, City Clerk

Whereupon, Mayor Pro Tem Horton moved for the adoption of Resolution Number 8249. Motion for the adoption of Resolution Number 8249 was seconded by Councilmember Anderson, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks, and Mayor Tuck

NAYS: None

ABSENT: Councilmember Bryant

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8249 duly and legally adopted.

Mayor Tuck recognized City Clerk Lillian A. Keith. Ms. Keith requested that Mayor Tuck and the City Councilmembers sign a Certificate of Election, for John T. "Tommy" Bryant and Joe A. Matthews. Mayor Tuck explained that Councilmember John T. "Tommy" Bryant, District 5 and Mr. Joe A. Matthews, District 4, had been the only candidates to qualify in their districts, for the 2016 Municipal Election. Mayor Tuck stated that Councilmember Bryant and Mr. Matthews would take office, on the first Monday in November, 2016. Mayor Tuck following the signing of both Certificate of Election, presented the following document, to Joe A. Matthews:

CERTIFICATE OF ELECTION

STATE OF ALABAMA)

JEFFERSON COUNTY)

CITY OF TARRANT)

The undersigned hereby certify that at the close of qualifying, as of 5:00 p.m. on Tuesday, July 19, 2016, for the 2016 municipal election to be held in the City of Tarrant, Alabama, that Joe A. Matthews was the only candidate to qualify for the office of Council Member District #4, of the City of Tarrant, Alabama, for the term commencing on the first Monday of November, 2016. Therefore, pursuant to Section 11-46-26, Code of Alabama 1975, as amended, Joe A. Matthews is deemed elected to the office of Council Member District 4 of the City of Tarrant, Alabama without opposition.

Given under our hands pursuant to the requirements of Section 11-46-26, Code of Alabama 1975 as amended, this the 25th day of July, 2016.

Loxcil B. Tuck, Mayor	Laura D. Horton, Mayor Pro Tem
Cathy Anderson, Councilmember	John T. "Tommy" Bryant, Councilmember
Deborah M. Matthews, Councilmember	Betty S. Middlebrooks, Councilmember

ATTEST:

Lillian A. Keith, City Clerk

Mr. Matthews thanked the Mayor and City Councilmembers. Mayor Tuck stated that she looked forward to working with Mr. Matthews, again.

Mayor Tuck stated that Councilmember Bryant was absent, but upon his return, the Certificate of Election would be presented to him.

Mayor Tuck recognized Ms. Josephine Lyas. Ms. Lyas stated that her property is located at 2329 Wayfarer Drive, Tarrant, Alabama. Ms. Lyas spoke to the Mayor and City Council about the impact that rain and water run-off had on her property, over a period of many years. Ms. Lyas explained that she had spoken with the Mayor and City Council, many times through the years, but the problem had not been corrected. General discussion followed. Mayor Tuck stated that Public Works Director James Phillips was absent this evening, but she would speak with Mr. Phillips and then follow up with Ms. Lyas, concerning the matter.

Whereupon, Mayor Pro Tem Horton moved for the payment of the following list of payroll and expense vouchers for the City of Tarrant and the City of Tarrant Electric Department:

Motion for payment of the above list of payroll and expense vouchers was seconded by Anderson, regularly put and upon roll call thereon; the vote was as follows:

AYES: Councilmembers Anderson, Horton, Matthews, Middlebrooks, and Mayor Tuck

NAYS: None

ABSENT: Councilmember Bryant

Whereupon Mayor Pro Tem Horton moved that the meeting be adjourned. Said motion was seconded by Councilmember Anderson, regularly put and carried, whereupon the meeting adjourned.

READ AND APPROVED THIS THE 1ST DAY OF AUGUST, 2016.

APPROVED: Loxcil B Tuck

LOXCIL B. TUCK, MAYOR

ATTEST: Lillian A Keith

Lillian A. Keith, City Clerk