

MINUTES OF THE SELMA CITY COUNCIL MEETING HELD ON MONDAY, AUGUST 28, 2000

The Selma City Council met in a regular session in the Council Chambers of City Hall on Monday, August 28, 2000 at 10:00 o'clock with the following members present: President Carl C. Morgan, Jr. and Council members Glenn Sexton, Rita S. Franklin, Jean T. Martin, Nancy G. Sewell, Mark V. West, Benny L. Tucker, Bennie Ruth Crenshaw, and Yusuf Abdus-Salaam. Others present were Mayor Joe T. Smitherman, City Attorney P. Henry Pitts, City Clerk Jacqueline T. Smith, and City Treasurer Jimmie S. Abbott. Councilman Benny L. Tucker gave the invocation.

After roll call, President Morgan declared a quorum present and the meeting was opened for the transaction of business as set forth on the agenda.

President Morgan asked if there were any additions or corrections to the minutes of the August 14, 2000 Council meeting. There being no additions or corrections to the minutes, on motion made by Councilwoman Sewell and seconded by Councilman Franklin, the minutes were approved as recorded. President Morgan asked if there were any additions or corrections to the minutes of the reconvened Council meeting held on August 23, 2000. There being no additions or corrections to the minutes, on motion made by Councilwoman Martin and seconded by Councilman Sexton, the minutes were approved as recorded.

I. MAYOR'S REPORT

A. 10th Month Financial Report. Mayor Smitherman presented the Council with the tenth month financial report, which shows the City is operating \$107,989 under budget. The Mayor stated that the City is in sound fiscal condition and most departments are operating within their budget.

II. CITY ATTORNEY'S REPORT

A. Resolution – Absentee Balloting. Attorney Pitts informed the Council there was some misunderstanding on Election Day regarding those people who had applied for an absentee ballot. Code 17-10-5 states the name of any individual who has applied for an absentee ballot be stricken from the list of qualified voters kept at the polls. Code 11-46-28 states the name of any individual who voted an absentee ballot be stricken from the list of qualified voters kept at the polls. Code 11-46-57 conflicts with Code 11-46-20. Attorney Pitts asked the Council to adopt a resolution asking for clarification and information regarding absentee balloting. A letter and the resolution will be forwarded to the State Attorney General for an opinion on this matter. A motion was made by Councilwoman Sewell and seconded by Councilwoman Franklin to adopt the resolution as presented. The resolution was adopted by a unanimous vote of the Council.

II. CITY ATTORNEY'S REPORT

B. CERTIFICATE – DECLARING STATEMENT OF CANDIDACY.

Attorney Pitts presented a Certificate to the City Council certifying the following named individuals filed a Statement of Candidacy for the offices herein described by 5:00 o'clock p.m. on July 18, 2000, the last day for candidates to qualify for the City Elections to be held on August 22, 2000 and a Run-off Election, if necessary to be held on September 12, 2000.

Mayor

Edward A. Maull
James Perkins, Jr.
Yusuf Abdus-Salaam
Joe T. Smitherman

Council President

George Evans
Michael Jackson
Clyde Richardson
Aubrey Vick

City Council Ward 1

Glenn Sexton

City Council Ward 2

Rita Sims Franklin
Carl V. Rawls

City Council Ward 3

Jean T. Martin

City Council Ward 4

Velma Crawford Brewer
Nancy G. Sewell

City Council Ward 5

Willis Chappell
S. Grayson
Lynda Lowery
Samuel Randolph
Mark V. West

City Council Ward 6

John Harrison
B. L. Tucker
Sam Walker

II. CITY ATTORNEY'S REPORT

B. CERTIFICATE – DECLARING STATEMENT OF CANDIDACY

City Council Ward 7

Bennie Ruth Crenshaw
Lola Sewell
Penny B. Williams

City Council Ward 8

James Durry
Lorenzo Harrison, Sr.
Bruce Holmes
Anthony Rutledge

C. CERTIFICATES OF ELECTION. Attorney Pitts presented Certificates of Election to Jean T. Martin, Councilwoman Ward 3 and Glenn Sexton, Councilman Ward 1, both of whom were elected to office from their respective wards without any opposition. Attorney Pitts stated Certificates of Election for those Council members who were elected to office during the August 22nd Municipal Election would be presented at the next Council meeting.

D. ELECTION CONTEST. Attorney Pitts informed the Council two election contests were filed Friday afternoon. Patricia Ann Walker and Aaron Dobyne contested the election of B. L. Tucker, Councilman Ward 6; citing illegal votes were cast, rejection of legal votes, and other allegations. Aaron Dobyne and S. M. Nelson contested the election of George Evans, Council President, citing most of the allegations listed above. Attorney Pitts stated Judge Marvin Wiggins has issued a temporary restraining order stating all documents and materials relative to the August 22nd Municipal Election be secured. President Morgan instructed Mr. Pitts to notify the City Clerk if the need arose to call a special Council meeting.

III. STANDING COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE REPORT

A. Restaurant Retail Liquor License. Councilman Sexton stated Misti L. Frederickson has applied for a transfer restaurant retail liquor license for Major Grumbles located 1 Grumbles Alley. On motion made by Councilman Sexton and seconded by Councilwoman Franklin the Council voted by a majority vote to approve the license application. There were eight affirmative votes and one abstention. Councilman Salaam abstained on the vote.

PUBLIC WORKS AND GENERAL SERVICES COMMITTEE REPORT

There was no report from the Public Works/General Services Committee.

COMMUNITY DEVELOPMENT COMMITTEE REPORT

There was no report from the Community Development Committee.

III. STANDING COMMITTEE REPORTS

RECREATION COMMITTEE REPORT

There was no report from the Recreation Committee.

ADMINISTRATIVE COMMITTEE REPORT

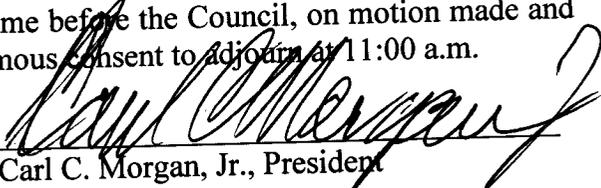
The Administrative Committee report was informational only.

IX. OTHER REPORTS AND ANNOUNCEMENTS

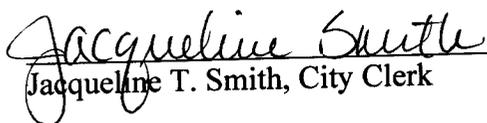
A. Appointment of Municipal Judges. Councilwoman Sewell stated the terms of Municipal Judges Kyra Sparks and Greg Tolar would expire October 1, 2000. Councilwoman Sewell stated both Judges have done an excellent job serving the Municipal Court system. Councilwoman Sewell motioned to reappoint Kyra Sparks and Greg Tolar as Municipal Court Judges for a term beginning October 1, 2000. The motion was seconded by Councilman Tucker and passed with a majority vote of the Council. There were eight affirmative votes and one negative vote. Councilwoman Crenshaw cast the negative vote.

B. Mr. Sam Walker. Mr. Sam Walker stated he was present before the Council on behalf of Attorney Rose Sanders who would like to make the Council aware of city employees removing only certain political signs. Mr. Walker asked for equality on this matter.

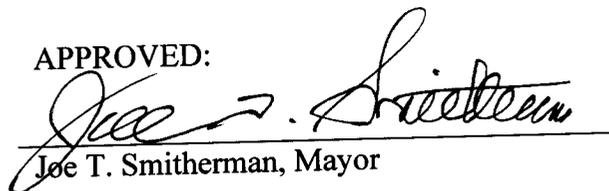
There being no further business to come before the Council, on motion made and duly seconded, the Council voted by a unanimous consent to adjourn at 11:00 a.m.


Carl C. Morgan, Jr., President

ATTEST:


Jacqueline T. Smith, City Clerk

APPROVED:


Joe T. Smitherman, Mayor