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Donald Nelson Mayor Lee Anne Greene Curtis Heathcoe James Ivy

ncoe James Ivy Tonya Moss Councilmembers Mark Howell

Kim W. Pettway City Clerk

Linda Hoiles Court Clerk Jerry Taylor Chief of Police

AGENDA FOR THE CITY OF CREOLA COUNCIL MEETING HELD AT CREOLA CITY HALL ON February 27, 2014 @ 6:00PM

Mayor called the meeting to order. Rev. Chambers gave invocation. Upon the call of roll, the following were found to be present:

Mayor Nelson
Councilwoman Greene
Councilman Heathcoe
Councilman Ivy
Councilwoman Moss
Councilman Howell

Attorney Johnny Lane was absent and Christie filled in for City Clerk.

Minutes from the council meeting held on, February 13, 2014 were presented. Councilman Ivy made a motion to accept the minutes from the last meeting. Councilman Heathcoe seconded, all favored, none opposed, motion carried.

CITIZENS ADDRESSING THE COUNCIL

Rev. Chambers states that a few citizens came to a meeting and spoke about a business in the area. The planning board has gone through the process of finding out the zoning of this property. The zoning was changed after the zoning ordinance book was updated. The property in question is Mr. Hicks and he is zoned M1. Rev. Chambers states that the board has asked SARPC for a clear understanding what M1 was. The planning board has an obligation to the residents and business and the council has the authority to enforce compliance of the zoning ordinance. The planning committee has no authority to enforce anything, only to make ordinance, rules and give out permits. The board asks the council to review ordinance. Rev. Chambers read the ordinance. Rev. Chambers states that the board brought this before the council months ago and they are bringing it again to see what can be done.

Mayor asked Mr. Hicks when he started the business. Mr. Hicks states in 1993, about 22 years ago. Rev. Chamber's states that Mr. Hicks asked to be rezoned M1 after the ordinance was

updated. Mr. Hicks states he explained to the council 21 years ago what he wanted to do and they zoned him wrong at that time. Mayor states he will have to talk to the attorney Johnny Lane for advisement. Rev. Chambers suggest that they have a workshop because the board as sent letters, they have all been in meetings, and if they are not going to go by the ordinance then there is no reason to have them. Rev. Chambers states that the ordinance book was updated in May 2002 and any property that is zoned after this date has to go by the ordinance that is in effect.

Mr. Crisswell states Mr. Hicks, the group that is complaining, council, attorney and board sit down together and try to work out a way that will work for everyone.

Mr. Crisswell states that this has gone before the council and nothing is being done.

Mr. Hicks states that he has been to court and it has been thrown out.

Mayor states he will contact the attorney and set up a workshop to discuss this issue.

Mr. Hicks states that all he wants is for someone to tell him what he needs to do. Mayor states to just be at the meeting when it is set.

Rev. Chambers states to revisit the ordinance itself.

Rev. Chamber states to Mr. Hicks that the board done what it was supposed to do and that was to bring it before the council. The board can only tell you what the ordinance says to do.

Mrs. Heathcoe addressed the council with her concern of tar sand and tank farms possible coming the community in the future and they are very dangerous and asked that the council put an ordinance in place to prevent this type of activity in our area. Mayor and council will check into getting an ordinance.

RESOLUTIONS, ORDINANCES OTHER BUSINESS

Mayor read Resolution 14-255 to display the words In God We Trust in the city Hall.

Councilman Howell made a motion to adopt resolution 14-255.

Councilwoman Moss second, all favored, none opposed, motion carried.

Jeff Reeves introduced a youth named Gavin Reeves who is with Boy Scouts Troop 32 and is working toward getting citizenship badge. Mr. Reeves explains to receive this pin; he has to attend a meeting to observe how government operations work.

PLANNING COMMITTEE

Rev. Chambers states they have spoken on the M1 issue already.

Rev. Chamber states that they need to have a workshop outside of their regular meetings to discuss the inspections outside of city limits. Rev. Chamber's states that we might need to take the motion back about the ordinance but he thinks we should keep doing the subdivision inspections. Mayor states that in 2004, he introduced a resolution, and Mayor Phillip sent a letter to Commissioner Jones but the county never acted on their part of the letter. Mayor states he has spoken to several people that have had the county inspect their property since the letter. Mayor states that his biggest issue is safety and liability and that he and building inspector Don Moss will discuss this later. Mayor states that the current building codes in Mobile are 2012 and we are 2000 codes. Mayor said he spoke with the attorney and the liability issue concerns him. Mayor states that they will talk to the attorney and see what needs to be done.

Councilwoman Greene states that the people are stating that the county is telling them to call Creola to their inspection. If the letter and fax did not go through to the county back in 2004 then why is the county telling people to call us? Mr. fosters states that the county told him to call

Creola. Mayor states that if you talk to people who live in Pecan Woods other than Mr. Duke, ski chaste, Creax were all inspected by County.

Councilwoman Moss asked if the city would lose money if these properties are inspected by the county. Mayor states that we could make money inspecting. Mayor states that if we are qualified then we could do it. Councilwoman Moss asked how we could go about being qualified. Mayor states that we are qualified to the flood zone administrator, electrical inspections, mechanical, building inspections. Mayor states we are operating off of 2000 building codes and the current law is 2012. Councilwoman Moss states that she thinks it is the councils fault for not keeping the books updated. Mayor states that the employees bring the training session to the council for approval. Mayor states the council pays for the books and training. Mayor states that if the building inspector needs training he needs to bring it before council. Mr. Crisswell states that the council votes in which national codes it wishes to operate off of. Mayor states that Mobile is in the process of adopting the 2012 codes, and Saraland is on 2009 getting ready to adopt the 2012. Councilwoman Greene asked what we are on. Mayor states 2000 codes. Building inspector Don Moss states he is going by the 2000 codes. Mayor states he will be aboding its before council to the process.

Councilwoman Greene asked what we are on. Mayor states 2000 codes. Building inspector Don Moss states he is going by the 2009 codes. Mayor states he will be checking with the personnel board and checking to see if we meet the qualifications.

Councilwoman Greene states to the Mayor that if you did set a motion in 2004 and then you wrote a letter to Kim and Don without even going through the council. Mayor states that when it comes to those people there, he directs their work activity. When I have a concern about safety and liability, I wrote that letter and I will write another letter until I'm satisfied that we are doing what is safe and not be liable for the situation. Councilwoman Greene states that it is hard to believe that the county did not get all the information back in 2004. Mayor states that what he is saying is the county is still doing inspections that they never quit. Councilwoman Greene states that we have done inspections outside of our city limits. Mayor states he is looking for them, other than what Don Moss has done. Building inspector, Don Moss states he has a stack of them. Mr. Foster states that the county told him to call Creola for inspections due to the county doing cut backs.

ZONING BOARD OF ADJUSTMENTS

No business

PARKS AND RECREATION

Councilman Howell states the ball fields are being scheduled for practice.

Mayor states he spoke with Mr. Bill Melton about Crenshaw Park, the final plans for the walking trail are being worked on and should be able to be bid out by summer.

Councilman Howell asked the council if they were happy with the current fee of \$25.00 per hour for lights at the baseball field. Council discusses this issue.

Councilman Howell states he is fine with the price.

UTILITIES AND SENIOR CITIZEN

Councilwoman Moss asked about the senior sign. The Psalms 23 horse ministry (James Malone) will be at the senior building on March 26. The building will be painted on Monday (3/3/14)

FINANCE

Councilwoman Green states that the public works sign will cost \$680.00. Councilman Howell made a motion to purchase the sign.

Councilwoman Moss second, all favored, none opposed, motion carried.

COMMUNITY GROUP

Councilwoman Greene states that the next meeting for the Community group, CCU, and the Creax scholarship program will be on March 10.

POLICE AND FIRE

Fire Chief Reeves states that 4 people will be going to fire training in Tuscaloosa on March 29-30. Will get price of hotel and bring it back.

Councilwoman Greene states that the Fire department had 33 calls for February.

STREETS

Councilman Heathcoe states that bobby has been busy. They purchased 1 load of gravel for Holmes Rd for the cost of \$735.00 a load.

Councilman Heathcoe made a motion to purchase 2 loads of rocks for Brown rd.

Councilwoman Moss second, all favored, none opposed, motion carried with the exception of getting 3 quotes and using the cheapest one.

Councilwoman Greene suggested calling Cory Hudson and Councilman Howell suggested RSI for rocks.

Mayor states that the county commissioner has approved the striping project.

ADDITIONAL NOTES

Mayor asks the council if they are satisfied with the current health plans for the employees. Mayor states the insurance is one of the biggest out flow of funds. Councilwoman Greens states that she will ask Kim for a report about the insurance for the next meeting. Councilman Howell states to invite someone to come in and give updated rates. Chief Taylor states that the plan we have now is 30% decreased than what it was.

Mr. Crisswell states that Quinnelly Rd is still not finished and it is flooding in different areas and yards. Mayor states he will check in to and make some calls.

Councilwoman Greene states that this Saturday, March 1, Saint Andrews Chapel will be hosting a youth outreach event in the park, fish fry, and prizes from 12-4:30pm.

Adjournment

Gavin Reeves made a motion to adjourn the meeting.

Councilman Ivy seconded, all favored, none opposed, motion carried.