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CITY OF CREOLA
Since 1978

MAYOR
Donald Nelson

ADMIN. ASST
Marcy Brown

CITY CLERK
Brandy Davis

CITY COUNCIL
Kendal Hadaway
Cody Chambless
Wendy Lynch
Harold Parmer
Mark Howell

MAGISTRATES
Linda Hoiles
Christie Bryant

Minutes of the City of Creola Council Meeting
Thursday, January 14, 2021
Creola SAIL Center
Meeting 6:00 P.M.

The Council of the City of Creola, Alabama, met in the Creola SAIL Center at 5:30 p.m. A workshop was held before the Council Meeting, from 5:30-6:00pm. Present at the meeting was Kendal Hadaway, Cody Chambless, Mayor Nelson, Wendy Lynch, Harold Parmer, Mark Howell, and Marcy Brown, Administrative Assistant.

Workshop Items: The financials, FY 2021 Budget, Line of Credit with United Bank, and the Hurricane Zeta debris cleanup were discussed. The meeting was adjourned at 6:00 p.m.

The meeting was called to order by Mayor Nelson at 6:00 p.m. We were led in prayer by John White. The Pledge of Allegiance was led by Mayor Nelson.

Roll call was taken by Marcy Brown. Present at the meeting was Kendal Hadaway, Cody Chambless, Mayor Nelson, Wendy Lynch, Harold Parmer, Mark Howell, and Marcy Brown, Administrative Assistant. Danny Mims, City Attorney, was also present.

Item #5 -Approval of the Minutes –

The minutes of the December 10 and December 16, 2020, meeting was reviewed. A motion was made by Mr. Howell to accept the minutes of December 10, 2020 with the correction of a date on Item 8 Section C. The motion was seconded by Mr. Parmer. All in favor and the motion was carried.

The minutes of the December 16, 2020 meeting were reviewed. A motion was made by Mr. Chambless to accept the minutes of December 16, 2020 as written. The motion was seconded by Mr. Hadaway. All in favor and the motion was carried.

Item #6- Financials-

The financials were discussed during the workshop, held before the council meeting. If any would like to see the reports, they are welcome to stop by the city hall. Mr. Parmer made a motion to accept the financials. Mr. Chambless seconded the motion. All in favor and the motion was carried.

Item #7- Bill List-

Mr. Parmer made a motion to accept the bill list. Mr. Chambless seconded the motion. All in favor and the motion was carried.

Departmental Reports-

Police Dept.- Nothing new to report.

Fire Dept. – Nothing new to report but would like to put a lockbox on the climate control switch for the gas/Spire and kept at a constant temperature.

Park Dept. – Would like to see a timer put on the park lights.

Mr. Chambless made a motion to put a lockbox on the control switches for both the Fire Department and the Public Works building. Mr. Howell seconded the motion. All in favor and the motion was carried.

Mr. Howell made a motion to investigate the cost of a timer for the park lights. Mr. Parmer seconded the motion. All in favor and the motion was carried.

SAIL Center Dept – Mrs. Lynch stated that she had a contact at Sherwin Williams Paint that was going to donate paint for the SAIL Center. She also discussed some upgrades regarding the curtains, and awnings.

Item #8-New Business-

a. Human Trafficking Proclamation- Mayor Nelson read the proclamation declaring the month of January as Human Trafficking Awareness month.

b. Tires - Mr. Steve Bell donated some tires to the Police Dept.

c. 20/21 FY Budget – Discussion was made on the adoption of the 20/21 FY budget. Figures were taken from the prior year and raised by approximately three (3) percent. Mr. Howell made a motion to approve the 20/21 FY budget. Mr. Parmer seconded the motion. All in favor and the motion was carried.

d. Park Donation - Mr. Chambless informed the council that \$5,000 was donated to the park from the Lemoyne Industrial Park.

e. Zeta Debris Removal – Eady Construction has completed the cleanup from Hurricane Zeta.

f. Line of Credit - Eady will need to be paid within 30 days after receiving to invoice for the debris removal. Discussion was made as to whether we want to use the new line of credit with United Bank. Mr. Hadaway made a motion to table the line of credit discussion until we receive the invoices. Mr. Parmer seconded the motion. All in favor and the motion was carried.

g. Regions Bank – Mr. Parmer made a motion to remove Brandy Davis from all bank accounts at Regions and United Bank. Mrs. Lynch seconded the motion. All in favor and the motion was carried.

Mr. Parmer made a motion to add Mr. Chambless to the bank accounts as a signer at Regions Bank and to have viewing access to those accounts. Mr. Hadaway seconded the motion. All in favor and the motion was carried.

Mr. Howell made a motion to accept the resignation of Brandy Davis as city clerk in good standing. Mr. Parmer seconded the motion. All in favor and the motion was carried.

Mr. Parmer made a motion to post an assistant city clerk position and a part time office assistant. Mr. Howell seconded the motion. All in favor and the motion was carried.

Item #9-Old Business-

Item #11- Mayor Comments-

Citizens to Address Council- Mr. Chambers addressed the council regarding the Satsuma Policers that come to his house looking for his son over a matter that was a misunderstanding. While the matter had been handled, Mr. Mims said he would look into it.

Executive Session –

Attorney Danny Mims read the following exert from Alabama Code 36-25A-7 regarding Executive sessions stating that they may be held by a governmental body only for the following purposes:

(1) To discuss the general reputation and character, physical condition, professional competence, or mental health of individuals, or, subject to the limitations set out herein, to discuss the job performance of certain public employees. However, except as provided elsewhere in this section, discussions of the job performance of specific public officials or specific public employees may not be discussed in executive session if the person is an elected or appointed public official, an appointed member of a state or local board or commission, or a public employee who is one of the classification of public employees required to file a statement of economic interests with the Alabama Ethics Commission pursuant to Section 36-25-14. Except as provided elsewhere in this section, the salary, compensation, and job benefits of specific public officials or specific public employees may not be discussed in executive session.

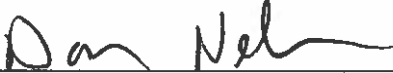
(2) When expressly allowed by federal law or state law, to consider the discipline or dismissal of, or to hear formal written complaints or charges brought against a public employee, a student at a public school or college, or an individual, corporation, partnership, or other legal entity subject to the regulation of the governmental body.

(3) To discuss with their attorney the legal ramifications of and legal options for pending litigation, controversies not yet being litigated but imminently likely to be litigated or imminently likely to be litigated if the governmental body pursues a proposed course of action, or to meet or confer with a mediator or arbitrator with respect to any litigation or decision concerning matters within the jurisdiction of the governmental body involving another party, group, or body. Prior to voting to convene an executive session under this exception the governmental body shall receive a written opinion or oral declaration reflected in the minutes from an attorney licensed to practice law in Alabama that this exception is applicable to the planned discussion. Such declaration shall not otherwise constitute a waiver of the attorney-client privilege. Notwithstanding the foregoing, if any deliberation begins among the members of the governmental body regarding what action to take relating to pending or threatened litigation based upon the advice of counsel, the executive session shall be concluded and the deliberation shall be conducted in the open portion of the meeting or the deliberation shall cease.

(4) To discuss security plans, procedures, assessments, measures, or systems, or the security or safety of persons, structures, facilities, or other infrastructures, including, without limitation, information concerning critical infrastructure, as defined by federal law, and critical energy infrastructure information, as defined by federal law, the public disclosures of which could reasonably be expected to be detrimental to public safety or welfare. Provided, however, that when the discussion involves critical infrastructure or critical energy infrastructure information, the owners and operators of such infrastructure shall be given notice and an opportunity to attend the session.

(5) To discuss information that would disclose the identity of an undercover law enforcement agent or informer or to discuss the criminal investigation of a person who is not a public official in which allegations or charges of specific criminal misconduct have been made or to discuss whether or not to file a criminal complaint. Provided, however, that prior to such discussions a law enforcement officer with authority to make an arrest or a district or assistant district attorney or the Attorney General or assistant attorney general shall advise the governmental body in writing or by oral declaration entered into the minutes that the discussions would imperil effective law enforcement if disclosed outside of an executive session.

Mr. Howell made a motion to leave the regular session and enter Executive session for purpose of discussing pending litigation against the city and a former employee situation and then to adjourn after the executive session is over. Mr. Parmer seconded the motion. All in favor and the motion was carried. The meeting was adjourned at 8:15 p.m.



Don Nelson
Mayor



Marcy Brown

Marcy Brown
Administrative Assistant