

CITY HALL
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MAYOR'S OFFICE
Phone 251-675-8142
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CITY OF CREOLA
Since 1978

MAYOR
Donald Nelson

CITY CLERK
Marcy Brown

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, August 10, 2023
Creola City Hall
Meeting 6:00 P.M.**

A public hearing for comments on the NEW ZONING ORDINANCE and map for the city of Creola was opened at 5:30pm, No comments, public hearing closed at 6pm.

The Council of the City of Creola, Alabama, met in the Creola City Hall at 5:30 p.m. A workshop was held before the Council Meeting, at 5:30 pm. Present at the meeting were Kendal Hadaway, Cody Chambless, Harold Parmer, Mark Howell, Wendy Lynch, Mayor Nelson, and Christie Bryant filled in for City Clerk.

Items that were discussed were Zoning Ordinance, police Department staffing, Chief Contract, Police cars, Gazebo sidewall, Fire Department staffing, meeting was adjourned at 6:00pm p.m.

The regular council meeting was called to order by Mayor Nelson at 6:00 p.m. We were led in prayer by Rev. Bill Chambers. The Pledge of Allegiance was led by Mayor Nelson. Roll call was taken by Christie Bryant (filled in for Marcy). Present at the meeting was Mayor Nelson, Kendal Hadaway, Cody Chambless, Wendy Lynch, Harold Parmer, and Mark Howell

Also present was City Attorney, Danny Mims, Police Chief Shane Stringer, Fire Chief Charlie Moye, Fire Fighter Russell Stanley, and William Chambers.

Item #5 -Approval of the Minutes –

The minutes of the July 13, 2023, meeting was reviewed. A motion was made by Mr. Howell to accept the minutes of July 13, 2023, the motion was seconded by Mrs. Lynch. All in favor and the motion was carried.

Item #6- Financials/Bill List-

The bills were discussed. Mr. Parmer made a motion to accept the bill list for August 10, 2023, as presented. Mrs. Lynch seconded the motion. All in favor and the motion was carried.

The financials were discussed. If anyone would like to see the reports, they are welcome to stop by the city hall. Bank balances were presented. Mr. Howell made a motion to accept the financials as presented. Mr. Parmer seconded the motion. All in favor and the motion was carried.

Item #7 - Departmental Reports –

Police Dept.-

b. Police Department Staffing

Chief Stringer states they are bringing on 2 new officers tomorrow and 3 others coming on board soon, and we have 3 part time, hopefully will be staffed in the next 2 weeks.

c. Chief Contract

Chief Stringer states that with him being a state representative, it might be better to be on contract with the position of public safety rather than under personal board. He would like to keep the terms and conditions that he was hired under. Attorney Mims will work on this.

Fire Dept. –.

Park Dept. – No business

SAIL Center Dept – No business

Zoning Board. Mayor stated there is training in OWA on September 13,2023. It is for the Planning Commission, Board of Adjustment, council and building inspector. If you would like to attend let Christie or Marcy know. Mayor states that the city will pay the \$35.00 fee for each board member that would like to attend. Mr. Chambers states that this is good training with a lot of good information.

Public Works Department –. Mayor states they are working hard in this heat, they have picked up paper, cutting the grass at the park, Hwy 43, and Service Rd.

Mr. Howell updated about the railroad crossing. He spoke with the claims department, and they will forward the information. He will check on it again if he has not heard anything back within a few weeks.

Item #8-New Business-

a. Zoning Ordinance #2023-004

Mr. Howell made a motion to suspend the rules and immediate consideration for adopting Zoning ordinance #2023-004, Mr. Hadaway seconded the motion, all in favor, none opposed. the motion was carried.

Roll Call: Mr. Hadaway-yes; Mr. Chambless- yes; Mrs. Lynch- yes; Mr. Parmer- yes; Mr. Howell- yes; Mayor Nelson- yes. The motion was carried.

Mr. Hadaway made a motion to introduce and adopt the new Planning and Zoning Ordinance #2023-004,

Mr. Howell seconded the motion, all in favor, none opposed, the motion was carried.

Roll Call: Mr. Hadaway-yes; Mr. Chambless- yes; Mrs. Lynch- yes; Mr. Parmer- yes. Mr. Howell- yes; Mayor Nelson- yes. The motion was carried.

d. Police cars

Mr. Hadaway made a motion to sale the 2014 Ford Taurus police car due to issues they have had with it and the cost of repairs to make it usable again, Mr. Lynch seconded the motion, all in favor, none opposed, the motion carried.

Mr. Hadaway made a motion to purchase two (2) 2023 Tahoe from Donohoo Chevrolet for \$34,984.76 each out of the Recovery Act money, Mrs. Lynch seconded the motion, all in favor, none opposed, the motion carried.

e Police car AC repair

Mr. Howell states that the car needed the AC fixed and was put in the shop.

f. Gazebo sidewalk

Table to the next meeting.

g Land annexation

John Goodloe would like to annex about 100 acres into the City of Creola.

h. Fire Department Staffing Proposal

Chief Moye asked for permission to get the hose and ladder testing from Southeastern Management services completed for the cost of \$4612.50 and is scheduled for December. The Chief will put out notices to the residents in the area. The council approved.

Chief Moye requested to add A/C vents into the fire station offices.

Mr. Howell thought that was in the project scope that was done last year. Mr. Howell will talk to the contractor that did the work.

Chief Moye states that he will be getting quotes for council to consider for new garage door openers that will have the ability to allow app-based control of the door. It will allow faster fire station access and respond time for the fire fighters.

Chief Moyer states that the fire department will be conducting an Emergency Medical Responder class this fall and the instructor will be our own Ashley Milam, a paramedic with ASAP Ambulance. This class will be open to other county departments.

Chief Moyer proposed proceeding with some fire turnout gear replacement with the fire account funds. The council agreed to buy some of the gear with the existing fire account funds and some will be replaced with the funds from the Lemoyne Water System also.

Chief Moyer requested the consideration of uniform purchase for the fire department. The uniforms will be purchased one time for each firefighter after a probationary period. Would like something like Dickies or Carhart type pants and shirt with a Creola Fire Department patch. The uniform would be worn to public education and community type events. The Chief states he will get a price and bring it back.

Chief Moyer states the fire department would like to provide fire prevention week activities this year. The council suggested that they do this during the Lemoyne Community Day activity in early November. The fire department will proceed to get new fire prevention materials to hand out. Mayor states that they could get the new shirts by then.

Chief Moyer requested approval for Firefighter Russell Stanley to attend the Fire Inspector 2 class at the Alabama Fire College. Class is \$280.00, Lodging is estimated at \$550.00 and meal per diem.

Mayor states that a proposal for contracting staffing for the Creola Volunteer Fire Department has been presented. The council was provided with the proposal and will review it and be prepared to discuss it at the next meeting.

Chief Moyer states the fire department is getting quotes for council to consider a new garage door opener that will have the ability to allow app- based controls for the doors. This can allow faster fire station access and response for the fire fighters.

I. Executive Session

Attorney Danny Mims read the following excerpt 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.

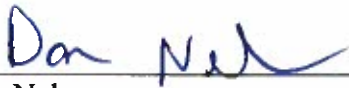
(5) To discuss information that would disclose the identity of an undercover law enforcement agent or informer or to discuss the criminal investigation of a person who is not a public official in which allegations or charges of specific criminal misconduct have been made or to discuss whether to file 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 the Executive session for the purpose of discussing an 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 7:06 p.m.

Item #9 Mayor comments

Mayor states that the Municipal dinner will be August 17, 2023, at Citronelle, Mayor has a letter of intent with Mr. John Goodloe for a restaurant on Hwy 43, Mayor is scheduling a meeting with Commissioner Ludgood ALDOT ATRIP program in regard to the signal light on Hwy 43 and about being a partner for the grant about the land off Halls Branch , Mayor states he and Marcy had a meeting with Adam Bourn with Personnel Board concerning a past debt,



Don Nelson
Mayor



Marcy Brown
City Clerk