

CEDAR BLUFF TOWN COUNCIL MEETING
MONDAY, MAY 18, 2015 AT 5:30 PM

The Town Council of the Town of Cedar Bluff, County of Cherokee, State of Alabama, met in Regular Session in the Council Room at Town Hall, 3420 Martha Vera Lane, Cedar Bluff, Alabama on Monday, May 11, 2015 at 5:30 p.m. pursuant to notice duly posted as prescribed by law. Mayor Tammy Crane presided and called the meeting to order. Members in attendance were as follows:

Tammy Crane
Mayor

Billie Burkhalter
District 1

District 3
Jerry Sprayberry

Norman Burton
District 4

Leatha Harp
District 5

Absent: Councilmember Dewayne Agan

The invocation was given by Councilmember Leatha Harp.
Mayor Crane led the Pledge of Allegiance.

1. Approval of Council Minutes from April ,2015

The motion to approve the minutes from the April meetings was made by Councilmember Leatha Harp and seconded by Councilmember Norman Burton.

Motion Carried (6-0)

AYE: Burton, Burkhalter, Harp, Sprayberry, Crane

NAY: None

ABSTAIN: None

2. Todd Hindsman presenting 2014 Audit

Mr. Hindsman stated all findings in the 2014 audit of the Town of Cedar Bluff received an unmodified opinion, which is the highest rating that can be received. He presented the Council with the management summary which follows:

TOWN OF CEDAR BLEUFF
Management Summary

Comparative Information - Comparison With Prior Annual

	Fiscal Year 2011		Fiscal Year 2010		Fiscal Year 2009	
	9/30/2011	9/30/2011	9/30/2010	9/30/2010	9/30/2009	9/30/2009
GOVERNMENT ACTIVITIES						
Form of Revenues (Excluding Transfers)						
Sales and Use Tax	293,093	281,710	277,722	272,183	261,874	262,638
Tobacco Tax	11,206	14,187	12,575	15,859	11,209	11,253
Voting Prec. Taxes	62,273	63,789	62,512	59,941	59,808	61,439
As Yld. on Taxes	81,561	82,668	82,099	81,534	81,669	85,517
Other Taxes	201,757	252,123	251,553	240,347	232,736	234,839
Interest Income	-	381	1,710	2,601	4,358	5,544
Rent Income	8,293	42	242	627	4,899	4,580
Other (Losses on Sales in 2011)	(27,784)	(2,392)	(2,746)	(1,294)	12,699	25,226
Total General Revenues	635,240	712,924	687,013	566,214	691,376	692,408
Operating and Capital Costs						
General Government	-	-	-	-	-	183,553
Police Department	3,780	2,377	58,080	2,787	-	-
Police and Recreation	5,090	3,000	-	-	-	-
Fire Department	-	-	-	18,051	51,381	-
Street Department	-	-	-	-	-	-
	10,560	5,377	58,080	27,738	10,381	183,553
Expenses (net of charges for services)						
General Government	36,474	38,462	107,812	86,133	157,258	182,195
Police Department	418,369	349,289	310,998	321,642	362,223	293,895
Police and Recreation	14,572	9,569	9,235	13,762	16,513	18,244
Fire Department	44,116	99,208	77,099	85,795	87,325	76,192
Street Department	32,597	80,936	166,274	72,110	57,045	58,531
Interest on Long Term Debt	25,151	24,062	28,532	32,256	38,776	32,610
	711,289	583,806	647,927	592,298	691,925	628,257
BUSINESS TYPE ACTIVITIES						
Charges for Services	142,112	143,137	113,634	133,861	89,775	-
Gain on sale of assets	16,756	-	-	-	-	-
Expenses	163,681	74,155	73,923	24,687	41,697	-
Government Wide Change in Net Position	(16,773)	205,706	(166,296)	(146,566)	(112,521)	542,694

For management purposes only.

3. Rich Lindsey Discussing Radio Grant Update

Mr. Lindsey stated that they are still in the process of bidding out the system. Mayor Crane asked about further charges for the system that would affect the Town. Mr. Lindsey stated the amount of the maintenance for the system was unknown until the bidding process is complete. He stated that now that a system design had been selected, he had been given a maintenance agreement. He stated it was a partnership with Calhoun County which will save a large amount of money for our county. He said that there will be an informative meeting to explain the system and fees in detail and he invited and encouraged the Council to attend the meeting. He stated that the costs were not finalized at this time, but as soon as they were all amounts would be given to the Council.

4. Cedar Bluff Utility Board Minutes

The Utility Board Minutes from March 24, 2015 were recognized.

5. Planning Commission Minutes

Planning Commission Minutes from January 8, February 5, March 5, and April 2, 2015 were recognized.

6. New Business

a. Financial Reports for April 2015

The financial reports were distributed to the council for their review.

b. Resolution 2015-06 “Back to School” Sales Tax Holiday

Mayor Tammy Crane asked Town Clerk, Susie Surrentt to read the resolution as follows:

**RESOLUTION 2015-06
PROVIDING FOR TOWN OF CEDAR BLUFF
PARTICIPATION IN THE “SALES TAX HOLIDAY”
AS AUTHORIZED BY ACT NO. 2006-574 IN AUGUST 2015**

WHEREAS, during its 2007 Regular Session, the Alabama Legislature enacted Act No. 2006-574, effective July 1, 2006, which provides an exemption of the state sales and use tax for certain non-commercial purchases related to school clothing and supplies during the first full weekend in August of each year; and

WHEREAS, Act No. 2006-574 authorizes the municipality to provide for an exemption of municipal sales and use taxes for purchases of items covered by the Act

during the same time period in which the state sales and use tax exemption is in place, provided a resolution to that effect is adopted at least thirty days prior to 12:01 a.m. on the first Friday in August; and

WHEREAS, the TOWN OF CEDAR BLUFF Town Council has affirmatively voted to grant the exemption of municipal sales and use taxes on purchases covered by Act No. 2006-574 during the first full weekend of August 2015, beginning at 12:01 a.m. on Friday, August 7, 2015 and ending at twelve midnight on Sunday, August 9, 2015, the first full weekend of August in 2015; and

WHEREAS, Code of Alabama 1975, § 11-51-210(e) requires that the municipality notify the Alabama Department of Revenue of any new local tax or amendment to an existing local tax levy at least 30 days prior to the effective date of the change; and

WHEREAS, the exemption of certain municipal sales and use taxes for the first full weekend of August 2015 herein adopted by the municipality is an amendment to the municipality's sales and use tax levy warranting notice to the Alabama Department of Revenue as provided in Code of Alabama 1975, § 11-51-210(e);

THEREFORE BE IT RESOLVED BY THE TOWN OF CEDAR BLUFF TOWN COUNCIL that it does hereby provide for an exemption of the municipal sales and use tax on purchases of items covered by Act No. 2006-574 beginning at 12:01 a.m. on Friday, August 7, 2015 and ending at twelve midnight on Sunday, August 9, 2015.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the May 11, 2015 meeting of the TOWN OF CEDAR BLUFF Town Council, and be immediately forwarded to the Alabama Department of Revenue in compliance with Code of Alabama 1975, § 11-51-210(e).

IN WITNESS THEREOF, the TOWN OF CEDAR BLUFF Town Council has caused this Resolution to be executed in its name and on its behalf by its Mayor on this the 11th day of May 2015.

Councilmember Norman Burton made the motion to approve Resolution 2015-06 and Councilmember Jerry Sprayberry seconded the motion.

Motion Carried (5-0)

Aye: Burkhalter, Burton, Harp, Sprayberry, Crane

Nay: None

Abstain: None

c. Discussion of Leads Online Ordinance

Mayor Tammy Crane asked Police Chief Steve Walden to explain the need for the ordinance to those present. Chief Walden explained the cost for the program was approved in the budget. He stated the program was a system

where Pawn Shops and any kind of second-hand store has to report on items brought in. Including pictures, serial numbers, the person's name, and driver's license number. This program makes all the information available online, which aids greatly in locating stolen items. Chief Walden stated he had been contacted by the Cherokee County Sheriff and told once the Town passed an Ordinance for the program we could be on with them and there would be no yearly cost for the Town. Councilmember Norman Burton made the motion to do the Ordinance to participate in Leads Online and Councilmember Jerry Sprayberry seconded the motion.

Motion Carried (5-0)

Aye: Burkhalter, Burton, Harp, Sprayberry, Crane

Nay: None

Abstain: None

7. Police Department Report for April 2015

The report was read by Police Chief Steve Walden as follows:

Reports:

Theft: 4
Domestic Violence: 2
Harassment: 5
Accident/Pri Prop: 2
Criminal Mischief: 2
Animal Control: 5
Other: 5

Arrests:

UPOM: 2
UPODP: 2
Theft: 2
Domestic Violence: 1
Criminal Mischief: 1
Menacing: 1

Traffic Citations:

Speeding: 30
No/ Improper Tag: 1

Traffic Accidents: 1

8. Fire Department Report for April 2015

The fire department report for April 2015 was read by Fire Chief Matthew Sprayberry as follows:

Structure Fires: 2
Grass/Woods: 1
Medical: 2
Vehicle Accidents: 3

Total Calls: 8

9. Building Inspector Report for April 2015

Mayor Tammy Crane read the report for April 2015 as follows:

3 Building Permits
1 Inspection Permit
3 Sewer Pump Permits
1 Sign Permit
1 Moving Permit

10. Citizen Comments

a. William Jenkins – Security Light at Overlook Condos

Mr. Jenkins stated he has an ongoing problem with a security light shining on his property coming from The Overlook Condos. He stated the light was intolerable. He has tried to contact the manager without results. Mayor Crane told Mr. Jenkins she would contact someone with the condos and see what can be done.

b. Kathy Marko – Director of Cherokee County Historical Museum

Mrs. Marko stated she would like to introduce herself as the new Director of the Museum and that she wanted to meet everyone. She invited all present to come by the Museum to see everything that is going on there. She said she would like to thank the Town for their support in the past and hoped they would continue with the support in the future.

11. Other Comments

At this time Mayor Crane said she had received a letter from the Civitan Club asking for the town's annual donation for their Flag Project. Councilmember Leatha Harp made the motion to give the donation of \$350.00 for the project and Norman Burton seconded the motion.

Motion Carried (5-0)

Aye: Burkhalter, Burton, Harp, Sprayberry, Crane

Nay: None

Abstain: None

Mayor Crane announced that the vacancy on the Utility Board would be taken care of at the June meeting. Due to lack of time to fill the position.

Next Mayor Crane said she had received a letter from the 911 Board regarding forming a committee to look into the costs for municipalities. She asked Chief Steve Walden if he would be willing to represent the Town on the committee. Chief Walden stated he would be willing to be on the board.

Chief Steve Walden reminded the Council at this time of the Evidence Software that was discussed at the previous workshop. He asked the Council if the funds budgeted for Leads Online could be used instead for the Software. Councilmember Norman Burton made the motion to amend the budget to use the funds for the Evidence Software and Councilmember Jerry Sprayberry seconded the motion.

Motion Carried (5-0)

Aye: Burkhalter, Burton, Harp, Sprayberry, Crane

Nay: None

Abstain: None

12. Adjourn

Councilmember Norman Burton made the motion to Adjourn.

Motion Carried

Approved 2015

Tammy Crane, Mayor

ATTEST

Susie Surrett, Town Clerk