

PRE-COUNCIL MEETING OF THE CITY OF TARRANT, ALABAMA

HELD ON MONDAY, JANUARY 25, 2016

The City Council of the City of Tarrant, Alabama met in a regular Pre-council Meeting, on Monday, January 25, 2016 at 6:00 p.m. at City Hall.

The purpose of said meeting was to review the Monday, January 25, 2016 agenda of the 7:00 p.m. regularly scheduled City Council Meeting.

The following officials were present:

Catherine "Cathy" Anderson	Councilmember
John T. "Tommy" Bryant	Councilmember
Laura D. Horton	Mayor Pro Tem
Debra M. Matthews	Councilmember
Betty S. Middlebrooks	Councilmember
Loxcil B. Tuck	Mayor

The following department heads and/or representatives were present:

Patrick Coleman
Ken Jones
Lynn Juneau
Chris O'Rear
James Phillips
Lieutenant Jerry Presley
Chief Dennis Reno
Chief Jason Rickels
Joe Schmitt
Lillian A. Keith

Also in attendance:

Mr. James Vaughn
Dr. Shelly Mize, Superintendent of the City of Tarrant Schools
Mr. Larry Ward of Morgan Keegan, Inc.
Mr. Brad Green of Raymond James
Mr. Frank Spencer of Spencer Engineering, Inc.
Mr. Brian Pate and Mr. James Casby of InSite Engineering, Inc.

Mayor Tuck called the meeting to order. General discussion followed.

There being no other business to discuss, the meeting was adjourned. The Pre-council Meeting ended at 6:55 p.m.

READ AND APPROVED THIS THE 15TH DAY OF FEBRUARY, 2016.

APPROVED: *Loxcil B Tuck*
LOXCIL B. TUCK, MAYOR

ATTEST: *Lillian A Keith*
Lillian A. Keith, City Clerk

**MINUTES OF THE REGULAR MEETING
OF THE CITY OF TARRANT, ALABAMA
HELD ON MONDAY, JANUARY 25, 2016**

The Honorable City Council of the City of Tarrant, Alabama met in regular session, on the 25th day of January, 2016 at 7:00 p.m. in the City Council Chambers at City Hall.

Mayor Loxcil B. Tuck called the meeting to order. Mayor Tuck requested that Attorney Benjamin S. Goldman open the meeting, with prayer. Mayor Tuck asked Electric Department Operations Supervisor Joseph Schmitt to lead the pledge of allegiance.

Lillian A. Keith, City Clerk, called the roll. Upon roll call, the following officials answered present:

Catherine "Cathy" Anderson	Councilmember
John T. "Tommy" Bryant	Councilmember
Laura D. Horton	Mayor Pro Tem
Debra M. Matthews	Councilmember
Betty S. Middlebrooks	Councilmember
Loxcil B. Tuck	Mayor

Mayor Tuck stated that unless there has been a change, *Hamburger Heaven* would officially close on Friday, January 29, 2016.

Mayor Tuck stated that the *Birmingham News* had printed an impressive article last week, on *The Flats of Colebridge*.

Councilmember and Chairperson of the Public Safety Committee Cathy Anderson stated that the Public Safety Committee had held a meeting on Monday, January 25, 2016 at 5:50 p.m. Councilmember Anderson stated that the following people were in attendance: Chairperson Cathy Anderson, Councilmember Tommy Bryant, Councilmember Betty Middlebrooks, Police Chief Dennis Reno and City Clerk Lillian Keith. Councilmember Anderson explained that the purpose of the meeting, had been to discuss an application for the transfer of 050 - Retail Beer License (Off Premises Only and 070 - Retail Table Wine License (Off Premises Only), for Michael Muraya Wachira dba "Muraya LLC

Mayor Pro Tem and Chairperson Laura Horton stated that a Finance Committee Meeting has been scheduled for Tuesday, February 2, 2016 at 5:30 p.m., in the Council Chambers located at City Hall.

Mayor Loxcil B. Tuck stated that the Councilmembers had been provided with copies of the following minutes:

Pre-council Meeting held on Monday, January 4, 2016
Regular City Council Meeting held on Monday, January 4, 2016

Mayor Tuck asked if there were any additions or corrections. The motion was made by Mayor Pro Tem Horton and seconded by Councilmember Bryant, to approve said minutes as written, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and Mayor Tuck

NAYS: None

ABSENT: None

The Recording Secretary announced the vote, whereupon Mayor Tuck declared minutes approved and legally adopted.

Councilmember Middlebrooks introduced Ordinance No. 1076 as the second reading of said ordinance and read the proposed ordinance at length:

ORDINANCE NUMBER 1077

An Ordinance of General and Permanent Nature Establishing the Use of Electronic Vote Counting Devices

WHEREAS, Chapter 24 of Title 17 of the Alabama Code of 1975, and the regulations adopted pursuant thereto by the Alabama Electronic Voting Committee, provide for the use of Electronic Vote Counting Systems; and

WHEREAS, Section 17-24-3 of the Code of Alabama 1975 provides that a municipality may, in its discretion, by adoption of an appropriate resolution, authorize, adopt, and direct the use of electronic vote counting systems for use in all elections held in such municipality;

NOW, THEREFORE, BE IT ORDAINED by the Council Council of the City of Tarrant, Alabama, while in a Regular Council Meeting, as follows:

Section 1. Electronic vote counting system.

- (a) That for all elections held subsequent to the passage of this Ordinance, the use of the **DS-200** electronic voting machines, a system which complies with Section 17-7-21 (17-24-3) of the *Code of Alabama* and any regulations adopted pursuant thereto, is hereby authorized for the reporting, counting, and tabulating of any and all election results.
- (b) That for all elections held subsequent to the passage of this Ordinance, the use of **AutoMark Voter 87000** electronic voting machines, a system which complies with Section 17-2-4 (17-25-4) of the *Code of Alabama* and any regulations adopted pursuant thereto, is hereby authorized for the reporting, counting and tabulating of any and all election results.

Section 2. That a copy of this Ordinance will be filed with the Alabama Secretary of State as provided in Section 17-7-21 (17-24-3) of the *Code of Alabama 1975*.

Section 3. That this Ordinance shall become effective upon its adoption and publication as required by law.

Section 4. The provisions of this Ordinance shall be included and incorporated in the Code of Ordinance of the City of Tarrant as an addition thereto, and shall be appropriately renumbered as necessary to conform to the uniform numbering system of the Code.

Section 5. That this Ordinance shall be effective when published by posting the same as required by law and upon its adoption.

Section 6. All ordinances, resolutions or portions thereof, which are inconsistent with the foregoing ordinance, are hereby repealed. The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, then such ruling shall not affect any other paragraphs and sections, since the same would have been enacted by the municipality council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph or section.

ADOPTED AND APPROVED this 25TH day of JANUARY, 2016.

APPROVED: _____
Loxcil B. Tuck, Mayor

ATTEST: _____
Lillian A. Keith, City Clerk

Mayor Tuck asked if there was anyone else who wished to speak. Councilmember Middlebrooks moved that the said Ordinance Number 1077 - Establishing the Use of Electronic Vote Counting Devices be finally passed and adopted as introduced. Councilmember Bryant seconded this motion.

Mayor Tuck put the question of final passage and the adoption of said Ordinance Number 1077 to vote of the council, and on call of the roll the results were as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and Mayor Tuck

NAYS: None

ABSENT: None

Mayor Tuck announced the result of the vote, and declared Ordinance Number 1077 finally passed and adopted.

Councilmember Matthews introduced the following proposed resolution:

RESOLUTION NO. 8179

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Tarrant, Alabama while in regular session on Monday, January 25, 2016 at 7:00 p.m. as follows:

Section 1. Having previously confirmed the applicable reports of costs on weed abatement, the City of Tarrant (“City”) elected to exercise its option to have the attached weed liens enforced under the authority of Section 11-67-66 of the *Code of Alabama* (1975), and the City Council did direct the City Clerk to give a copy of the attached weed liens to the Jefferson County Tax Collector, who, under the “Optional Method of Taxation,” is charged with the collection of the municipal taxes pursuant to Article 1, Division 2, Chapter 51, of Title 11 of the *Code of Alabama* (1975). Thereafter, pursuant to Section 11-67-66 of the *Code of Alabama* (1975), “It shall be the duty of the [Jefferson County Tax Collector] to add the costs of the respective weed liens to the next regular bills for taxes levied against the respective lots and

parcels of land subject to a weed lien, and thereafter, the costs shall be collected at the same time and in the same manner as ordinary municipal ad valorem taxes are collected, and shall be subject to the same penalties and the same procedure under foreclosure and sale in case of delinquency; provided, however, that if the foreclosure and sale is the result of a delinquency caused by a weed lien, the municipality shall reimburse the county tax collector or revenue commissioner for all costs associated with the foreclosure and sale unless the costs are collected at the time of sale as part of the sale.”

Section 2. That said Resolution Number 8067 adopted Monday, June 15, 2015, regarding said property located at 1153 Sloan Avenue, Tarrant, Alabama, Parcel I.D. No. 23-00-05-3-018-017.000-RR-00 is hereby amended,

Section 3. Said resolutions shall be amended, as said assessment for Resolution Number 8067 in the amount of \$500.00 was appealed and said appeal granted by the City Council of the City of Tarrant, Alabama,

Section 4. A copy of this resolution shall be forwarded to the current owner of said property, and the office of the Jefferson County Tax Collector
ADOPTED this the 25th day of January, 2016.

APPROVED: _____
LOXCIL B. TUCK, MAYOR

ATTEST: _____
Lillian A. Keith, City Clerk

Whereupon, Councilmember Matthews for the adoption of Resolution Number 8179.
Motion for the adoption of Resolution Number 8179 was seconded by Councilmember Anderson, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and Mayor Tuck

NAYS: None

ABSENT: None

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8179 duly and legally adopted.

Mayor Pro Tem Horton introduced the following proposed resolution:

RESOLUTION NO. 8180

A RESOLUTION AUTHORIZING AN AGREEMENT FOR ENGINEERING SERVICES BETWEEN THE CITY OF TARRANT, ALABAMA AND INSITE ENGINEERING, LLC AND APPOINTING INSITE ENGINEERING, LLC AS THE CITY ENGINEER FOR THE CITY OF TARRANT, ALABAMA

WHEREAS, Spencer Engineering, Inc. has served the City of Tarrant, Alabama for many years, as the firm appointed to provide engineering services; and

WHEREAS, Spencer Engineering, Inc. has provided an invaluable service to the City of Tarrant, Alabama, in this compacity; and

WHEREAS, Spencer Engineering, Inc. has advised the City of Tarrant, Alabama that InSite Engineering, Inc. has acquired Spencer Engineering, Inc.; and

WHEREAS, the City of Tarrant, Alabama has determined that it is in the best interest of the City, to appoint InSite Engineering, Inc. as the firm designated as City Engineer; and

WHEREAS, the City Council hereby authorizes the Mayor to enter into an agreement for services with InSite Engineering, Inc., a copy of which is attached hereto, to provide engineering services to the City of Tarrant, Alabama;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Tarrant, Alabama while in regular session on Monday, January 25, 2016 at 7:00 p.m. as follows:

Section 1. That the Mayor is authorized to execute the attached Agreement for Engineering Services between the City of Tarrant, Alabama and InSite Engineering, Inc.;

Section 2. That Insite Engineering, Inc. is hereby appointed the City Engineer for the City of Tarrant, Alabama to serve until a successor is appointed and duly qualified.

ADOPTED this the 25th day of January, 2016.

APPROVED: LOXCIL B. TUCK, MAYOR

ATTEST: Lillian A. Keith, City Clerk

Whereupon, Mayor Pro Tem Horton for the adoption of Resolution Number 8180. Motion for the adoption of Resolution Number 8180 was seconded by Councilmember Matthews, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and Mayor Tuck

NAYS: None

ABSENT: None

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8180 duly and legally adopted.

Councilmember Bryant introduced the following proposed resolution:

RESOLUTION NO. 8181

A RESOLUTION APPOINTING JAMES DANIELS TO THE TARRANT HOUSING AUTHORITY BOARD TO FILL THE UNEXPIRED TERM OF LINDA H. GOEB; SAID TERM SHALL BEGIN JANUARY 25, 2016 AND EXPIRE OCTOBER 1, 2020

BE IT RESOLVED by the City Council of the City of Tarrant, Alabama while in regular session on Monday, January 25, 2016 at 7:00 p.m. as follows:

Section 1. That James Daniels is hereby appointed to the Tarrant Housing Authority Board to fill the unexpired term of Linda H. Goeb,

Section 2. That said term shall begin January 25, 2016 and expire October 1, 2020,

Section 3. That a copy of this Resolution be forwarded to the above member and said board, ADOPTED this the 25th day of January, 2016.

APPROVED: LOXCIL B. TUCK, MAYOR

ATTEST: Lillian A. Keith, City Clerk

Whereupon, Councilmember Bryant for the adoption of Resolution Number 8181. Motion for the adoption of Resolution Number 8181 was seconded by Councilmember Middlebrooks, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and Mayor Tuck

NAYS: None

ABSENT: None

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8181 duly and legally adopted.

Councilmember Middlebrooks introduced the following proposed resolution:

CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA

RESOLUTION NO. 8182

A RESOLUTION OF THE CITY OF TARRANT, ALABAMA ADOPTING THE 2014 JEFFERSON COUNTY MULTI-HAZARD MITIGATION PLAN

WHEREAS, the City Council of the City of Tarrant, Alabama recognizes the threat that natural hazards pose to people and property within the City of Tarrant, Alabama; and

WHEREAS, the City of Tarrant, Alabama has participated in the development of a multi-jurisdictional hazard mitigation plan, hereby known as the 2014 Jefferson County Multi-Hazard Mitigation Plan in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the 2014 Jefferson County Multi-Hazard Mitigation Plan identifies goals and actions to reduce or eliminate long-term risk to people and property in the City of Tarrant, Alabama from impacts of future hazards and disaster; and

WHEREAS, adoption by the the City of Tarrant, Alabama demonstrates our commitment to hazard mitigation and to achieving the goals outlined in the 2014 Jefferson County Multi-Hazard Mitigation Plan.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Tarrant, Alabama while in regular session on Monday, January 25, 2016 at 7:00 p.m. as follows:

Section 1. That the 2014 Jefferson County Multi-Hazard Mitigation Plan is hereby adopted by the City Council of the City of Tarrant, Alabama.

ADOPTED by a vote of

Six (6) in favor, Zero (0) against, Zero (0) abstaining, and Zero (0) absent

This the 25th day of January, 2016

APPROVED:

LOXCIL B. TUCK, MAYOR

ATTEST:

Lillian A. Keith, City Clerk

Whereupon, Middlebrooks for the adoption of Resolution Number 8182. Motion for the adoption of Resolution Number 8182 was seconded by Councilmember Matthews, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and Mayor Tuck

NAYS: None

ABSENT: None

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8182 duly and legally adopted.

Mayor Pro Tem Horton introduced Ordinance Number 1078 and read said ordinance at length.

CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA

ORDINANCE NO. 1078

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY TO THE TARRANT CITY BOARD OF EDUCATION AND CONSENTING TO THE SUBDIVISION OF CERTAIN REAL PROPERTY.

WHEREAS, the City of Tarrant, Alabama, a municipal corporation (“the City”) is the owner in fee simple of the following described real property:

PARCEL III:

Lot 6, ACCORDING TO THE SURVEY OF THE FINAL PLAT OF OLD TARRANT HIGH SCHOOL, AS RECORDED IN MAP BOOK 241, PAGE 49, IN THE PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA, BIRMINGHAM DIVISION.

PARCEL IV:

LOTS 14 AND 15, BLOCK 9, ACCORDING TO THE SURVEY OF BARTONVILLE, AS RECORDED IN MAP BOOK 5, PAGE 88, IN THE PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA, BIRMINGHAM DIVISION.

(Both Parcel III and Parcel IV together shall be described as “the Subject Property”);

WHEREAS, the Tarrant City Board of Education, a duly organized municipal school board and a public entity (“the Board”) has enjoyed historic use of the Subject Property, and the City has made no use of the property during the Board’s enjoyment;

WHEREAS, the Board is not a private person, firm, or corporation;

WHEREAS, the Board has obtained a Commitment for Title Insurance, a copy of which is attached hereto as **Exhibit A** hereof;

WHEREAS, the Board desires to have certain property, including a portion of the Subject Property, subdivided by plat map, and a copy of the “Old Tarrant High School Correction Plat” is attached hereto as **Exhibit B** hereof;

WHEREAS, the City Council of the City of Tarrant, Alabama (“City Council”) desires to convey the Subject Property to the Board;

WHEREAS, the City Council desires to do everything that is necessary to support the Board in its efforts to effect the subdivision and to perfect the plat map as proposed in Exhibit B;

WHEREAS, in the opinion of the City Council, the Subject Property is not needed for public or municipal purposes;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA, WHILE IN REGULAR SESSION ON THE 25TH DAY OF JANUARY, 2016, AS FOLLOWS:

Section 1. It is hereby established and declared that the Subject Property is no longer needed for the public or municipal purposes of the City. Furthermore, it is hereby established and declared that the conveyance of the Subject Property to the Board will serve a public purpose by aiding the Board.

Section 2. The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City, a warranty deed in a form satisfactory to the Board whereby the City does convey the Subject Property to the Board for and in consideration of the sum of Ten Dollars and No Cents (\$10.00), provided that all closing costs be paid by the Board at no expense to the City.

Section 3. The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City, any and all documents that are necessary for the closing of the Subject Property.

Section 4. The Mayor and the City Clerk are hereby authorized to execute and attest a Real Estate Validation Form for submission to the Judge of Probate of Jefferson County, Alabama, in accordance with Section 40-22-1 of the *Code of Alabama* (1975) and/or to take such other actions that are sufficient to satisfy the Board's commitment for title.

Section 5. The Mayor is hereby authorized to execute the plat map attached hereto as Exhibit B and/or any other documents necessary to effect the subdivision proposed in Exhibit B.

Section 6. The original Old Tarrant High School plat map, which the plat map attached hereto as Exhibit B is intended to correct, is ratified by the City as the owner of the Subject Property.

Section 7. This Ordinance shall become effective upon its adoption as provided by law.

Section 8. The sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional or unenforceable for any reason by a court of competent jurisdiction, then such ruling shall not affect any other paragraph and sections, since the same would have been enacted by the City Council without the incorporation of any such unconstitutional or unenforceable phrase, clause, sentence, paragraph or section.

ADOPTED AND APPROVED THIS THE 25TH DAY OF JANUARY, 2016.

ATTEST:

LOXCIL B. TUCK, MAYOR

Lillian A. Keith, City Clerk

INSERT EXHIBITS A & B

Mayor Pro Tem Horton moved that all rules governing the council which might, unless suspended, prevent the passage and adoption of the Ordinance Number 1078 at this meeting, be and the same are hereby suspended for the purpose of permitting the said ordinance to be finally passed and adopted at this meeting. Councilmember Middlebrooks seconded this motion. The question was put before the council and on roll call the vote was as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and Mayor Tuck

NAYS: None

ABSENT: None

Mayor Tuck declare the motion adopted by unanimous vote of the members present.

Mayor Tuck recognized Dr. Shelly Mize and several members of the Tarrant Board of Education, who were present. Mayor Tuck asked if there was anyone who wished to speak or had any questions.

Attorney Goldman stated that he hoped that everyone had viewed the maps, concerning these properties.

Attorney Goldman explained that there are two separate issues: 1) there are a couple of lots that the Tarrant Board of Education has used historically, which are located behind the Engineering/Shop facility.

Attorney Goldman stated that the property is connected to the property that the Tarrant Board of Education employees utilize, when existing the Shop. Attorney Goldman stated that they will continue to utilize the property, for this purpose. Attorney Goldman stated that the purpose of the ordinance is to basically clean up something initiated historically and thought to have been handled at some point a long time ago.

Attorney Goldman stated that the ordinance also allows for the subdivision, with the City consenting as the current property owner of those two properties, to the old High School plot. Attorney Goldman stated that when the plat map as it was presented last year, it was thought that the Tarrant Board of Education owned those two properties. Attorney Goldman stated that when it was discovered that they did not, it was

necessary that they file an amendment, in order that the matter could be cleaned up. Attorney Goldman stated that this addresses these two things, in one ordinance. Attorney Goldman stated that he would urge the Council to give unanimous consent for the immediate consideration of the ordinance and he would recommend it for adoption. Mayor Pro Tem Horton asked when all of the properties owned by the City and the Tarrant Board of Education, would be addressed. Doctor Mize stated those properties are currently being addressed. Attorney Goldman stated that it was recommended that all of the properties not be addressed at this meeting, due to pending research and the immediate need for the current matter to be taken care of. Attorney Goldman stated that it seemed appropriate to finish, what we currently have in front of us. Attorney Goldman stated that again the other properties in question require further title research, before being brought before the City Council.

Mayor Pro Tem Horton moved that the said Ordinance Number 1078 – an Ordinance authorizing the conveyance of certain real property to the Tarrant City Board of Education and consenting to the subdivision of certain real property be finally passed and adopted as introduced. Councilmember Matthews seconded this motion. Mayor Tuck put the question of final passage and the adoption of said Ordinance Number 1078 to vote of the council, and on call of the roll the results were as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and Mayor Tuck
NAYS: None
ABSENT: None

Mayor Tuck announced the result of the vote, and declared Ordinance Number 1078 finally passed and adopted.

Councilmember Anderson introduced the following proposed resolution:

RESOLUTION NO. 8183

A RESOLUTION AUTHORIZING THE MAYOR TO APPROVE THE APPLICATION FOR A TRANSFER OF 050 - RETAIL BEER LICENSE – (OFF PREMISES ONLY) AND 070 – RETAIL TABLE WINE LICENSE – (OFF PREMISES ONLY) FOR MURAYA LLC DBA ‘ROBINWOOD CHEVRON; SAID BUSINESS LOCATED 2525 PINSON VALLEY PARKWAY, TARRANT, ALABAMA

BE IT RESOLVED by the City Council of the City of Tarrant, Alabama while in regular session on Monday, January 25, 2016 at 7:00 p.m. as follows:

Section 1. That the Mayor is hereby authorized to approve the application for a the transfer of 050 – Retail Beer License – (Off Premises Only) and a 070 – Retail Table Wine License – (Off Premises Only) for MURAYA LLC, d/b/a “ROBINWOOD CHEVRON”,

Section 2. That said business is located at 2525 Pinson Valley Parkway, Tarrant, Alabama, ADOPTED this the 25th day of January, 2016.

APPROVED: _____
Loxcil B. Tuck, Mayor

ATTEST: _____
Lillian A. Keith, City Clerk

Whereupon, Councilmember Anderson moved for the adoption of Resolution Number 8183. Motion for the adoption of Resolution Number 8183 was seconded by Councilmember Bryant, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and Mayor Tuck

NAYS: None

ABSENT: None

The Recording Secretary announced the vote, whereupon Mayor Tuck declared Resolution Number 8183 duly and legally adopted.

Mayor Tuck asked if there was any objections to deviated from the City Council agenda.

There were no objections. Mayor Tuck asked if there were any petitions or anyone who wished to speak at this time. There was no one who requested to speak.

Whereupon, Mayor Pro Tem Horton moved for the payment of the following list of payroll and expense vouchers for the City of Tarrant and the City of Tarrant Electric Department:

TARRANT ELECTRIC VOUCHER LIST 1/25/2016

11-3B-15	EMPLOYEES RETIREMENT SYSTEM	\$9,764.22
11-3B-15	HAND, ARRENDALL, LLC	\$75.00
11-3B-15	STATE EMPLOYEES INSURANCE BOARD	\$9,404.00
11-3B-15	BLUE CROSS BLUE SHIELD	\$456.75
11-3E-15	DEFERRED COMP	\$565.00
11-3K-15	CITY OF TARRANT OCC TAX	\$147.06
12-3K-15	CITY OF TARRANT OCC TAX	\$465.25
12-4-15	CITY OF TARRANT - RENT	\$1,360.00
12-5-15	CITY OF TARRANT - TAX EQUIVALENT	\$34,446.09
12-6A-15	REGIONS BOND PAYMENT - 2011	\$6,142.71
12-6AA-15	REGIONS BOND PAYMENT - 2009	\$37,485.42
12-14-15	ALA DEPT OF REV - UTILITY TAX	\$26,775.83
12-15-15	ERRP - HI LOANS	\$127.03
12-17-15	REGIONS EQUIPMENT FINANCE	\$3,324.97
1-3AA-16	FEDERAL & FICA 1/15/16 PAYROLL	\$8,437.95
1-3J-16	LIBERTY NATIONAL	\$448.92
1-10-16	DEPOSIT REFUNDS 1/6/16 TO 1/14/16	\$5,316.84
1-20-16	AMERICAN LIGHTING & ELECTRIC	\$120.00
1-21-16	AT & T	\$65.65
1-22-16	CAPE ELECTRIC	\$855.00
1-23-16	EMPLOYEE ASSISTANCE SVCS	\$21.42
1-24-16	EDPM	\$50.00
1-25-15	FIRE SAFE	\$379.50
1-26-16	G & K SERVICES	\$156.33
1-27-16	SOUTHEASTERN REGIONAL UTILITY EQUIPMENT	\$662.61
1-28-16	SOUTHERN GAS & SUPPLY	\$38.93
1-29-16	VERIZON	\$367.86
1-30-16	ADS SECURITY	\$363.60
	NET PAYROLL 1/15/2016	\$19,233.97
	TOTAL	\$167,057.91
	TVA POWER BILL DEC, 2015 DUE 2/2/2016	\$ 380,869.39

CITY OF TARRANT
VOUCHER LIST
JANUARY 25, 2016

GENERAL FUND

24984-24998	ACCOUNTS PAYABLE RUN	25,619.21
24999-25035	ACCOUNTS PAYABLE RUN	59,353.54
25036-25040	ACCOUNTS PAYABLE RUN	2,277.17
25041-25052	ACCOUNTS PAYABLE RUN	4,958.44
25053-25069	ACCOUNTS PAYABLE RUN	315,632.38

Date: 1/04/2016

Time: 16:40

User: SHERRI

Fund Control: 01

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	Distribution/Remarks
24984	1004	AAA ENVIRONMENTAL SERVICES		1/04/2016	240.78	CHARCOAL MAT
24985	1142	BLUE CROSS AND BLUE SHIELD		1/04/2016	2,053.33	DECEMBER 2015 REMITTANCE EX 01-6000-109 107.08 EX 01-6101-109 336.47 EX 01-6102-109 244.74 EX 01-6302-109 214.11 EX 01-6602-109 61.18 EX 01-6603-109 15.29 EX 01-2028-000 1,074.46
24986	1125	GEM ALARM SYSTEMS		1/04/2016	114.00	DECEMBER 2015 TO NOVEMBER 2016 EX 01-6000-148 114.00
24987	1077	VOID-VOID-VOID-VOID		1/04/2016	0.00	VOIDed Check
24988	1077	QUILL		1/04/2016	210.05	BADGE CARDS EX 01-6602-121 58.87 EX 01-6000-121 57.97 EX 01-6000-121 35.98 EX 01-6101-121 163.99 EX 01-6101-121 163.99 EX 01-6101-121 -163.99 EX 01-6101-121 72.66 EX 01-6101-121 -34.90 EX 01-6101-121 19.47
24989	2538	REGIONS COMMERCIAL BANKCARD		1/04/2016	101.50	EX 01-6101-148 101.50
24990	1151	SOUTHERNLING WIRELESS		1/04/2016	30.46	EX 01-6101-161 30.46
24991	1130	SOUTHLAND INTERNATIONAL TRUCKS		1/04/2016	128.65	LOCK ASSY SIDE EX 01-6302-144 128.65
24992	1096	VOID-VOID-VOID-VOID		1/04/2016	0.00	VOIDed Check
24993	1096	VOID-VOID-VOID-VOID		1/04/2016	0.00	VOIDed Check
24994	1096	VOID-VOID-VOID-VOID		1/04/2016	0.00	VOIDed Check

CITY OF TARKenton

Check Register

File ID: AP16

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
24995	1096	TARRANT ELECTRIC DEPARTMENT		1/04/2016	22,201.93	1124 FORD AVENUE DECEMBER 20
24996	1327	TUCK, LOXCIL		1/04/2016	180.67	2016 AL LEAGUE MUNICIPALITIES
Total Check Amount: 25,261.37 Number Of Checks: 13						

Date: 1/04/2

Time: 16:40

User: SHERRI

Fund Control: 11

Check No	Vendor No	Vendor Name	Check Date	Check Amount	-----Distribution/Remarks-----
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24997

1571

DUNN CONSTRUCTION CO., INC.

1/04/2016

154.07

EX 11-6202-225

Number Of Checks: 1

Total Check Amount: 154.07

CITY OF TARI

Check Regis

File ID: AP16

Page: 3

Id: AP

0

Date: 1/04/2016

Time: 16:40

User: SHERRI

Fund Control: 20

Check No Voucher No Vendor Name----- Check Date Check Amount -----Distribution/Remarks-----

24998

1132

SALT & LIGHT, LLC

1/04/2016

203.77

EX 20-6200-129 101.89

EX 01-6000-129 101.88

Number Of Checks: 1

Total Check Amount: 203.77

** Final Totals **

Number Of Checks: 15

Total Check Amount: 25,619.21

CITY OF TARR

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File ID: AP16

Fund Control: 01

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
24999	1011	ADS SECURITY		1/06/2016	153.84	MONITORING SERVICE EX 01-6302-148
25000	1038	ALABAMA CHILD SUPPORT		1/06/2016	2,264.16	DECEMBER 2015 REMITTANCE EX 01-2024-000
25001	1045	ALABAMA GAS CORPORATION		1/06/2016	1,461.15	PARK DECEMBER 2015 EX 01-6602-150 501.97 EX 01-6101-150 363.76 EX 01-6102-150 363.75 EX 01-6101-150 7.90 EX 01-6102-150 7.89 EX 01-6102-150 215.88
25002	1039	ALABAMA PEACE OFFICERS ANNUITY		1/06/2016	90.00	DECEMBER 2015 REMITTANCE EX 01-2029-000
25003	1036	ANNE MARIE ADAMS, CLERK		1/06/2016	254.66	JOLLY DECEMBER 2015 EX 01-2024-000
25004	1142	BLUE CROSS AND BLUE SHIELD		1/06/2016	1,829.09	JANUARY 2016 REMITTANCE EX 01-6000-109 107.08 EX 01-6101-109 92.86 EX 01-6102-109 229.45 EX 01-6102-109 214.11 EX 01-6602-109 61.18 EX 01-6603-109 15.29 EX 01-2028-000 1,109.12
25005	1074	CINTAS FIRST AID		1/06/2016	100.62	FIRST AID EX 01-6302-129 100.62
25006	1015	COMIN EQUIPMENT COMPANY, INC.		1/06/2016	115.75	EX 01-6302-129 0.99 EX 01-6302-129 69.97 EX 01-6302-129 44.79
25007	2569	DISTRICT COURT		1/06/2016	318.32	EDWARDS, VICTOR DECEMBER 2015 EX 01-2025-000 318.32
25008	1123	FASTENAL COMPANY		1/06/2016	5.72	EX 01-6302-129 5.72
25009	2589	HARRISON LOCK & KEY, INC.		1/06/2016	39.60	SPINDLE EX 01-6102-141 39.60

Check No	Vendor	Check Date	Check Amount	-----Distribution/Remarks-----
25010	1079 LASER ONE COMMUNICATIONS	1/06/2016	52.50	EX 01-6000-148
25011	1619 LEGALSHIELD	1/06/2016	15.95	EX 01-2043-000
25012	1108 LOCAL GOVERNMENT HEALTH	1/06/2016	44,293.00	JANUARY 2016 REMITTANCE EX 01-6000-106 3,378.00 EX 01-6000-106 7,032.00 EX 01-6102-106 12,216.00 EX 01-6101-106 6,364.00 EX 01-6302-106 1,418.00 EX 01-6602-106 392.00 EX 01-6603-106 12,632.00 EX 01-2026-000 861.00
25013	1140 MAINTINANCE	1/06/2016	268.77	EX 01-6000-148 268.77
25014	2249 MILLER AIR CONDITIONING &	1/06/2016	516.85	SERVICE CALL EX 01-6101-141 516.85
25015	2068 MOODY, KAREN	1/06/2016	500.00	FY 2016-2017 EX 01-6603-223 500.00
25016	1024 NEXAIR, LLC	1/06/2016	65.23	OXYGEN CYLINDERS EX 01-6102-148 65.23
25017	1319 O'REILLY AUTO PARTS	1/06/2016	138.14	BATT TERM/BATT GEL EX 01-6302-129 20.86 EX 01-6302-129 6.12 EX 01-6302-129 18.99 EX 01-6302-129 25.98 EX 01-6302-129 16.19 EX 01-6302-129 50.00
25018	1186 ODB COMPANY	1/06/2016	53.86	EX 01-6302-129 53.86
25019	2000 PALFRETT TRUCK EQUIPMENT	1/06/2016	25.00	FUEL CAP EX 01-6302-129 25.00
25020	1041 PEIRAF-DEFERRED COMPENSATION	1/06/2016	2,272.00	DECEMBER 2015 REMITTANCE EX 01-2044-000 2,272.00

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25021	1077	QUILL		1/06/2016	248.87	OFFICE SUPPLIES EX 01-6000-121 120.62 EX 01-6000-121 128.25
25022	1161	SAM'S CLUB/SYNCHRONY BANK		1/06/2016	56.44	FIRE DECEMBER 2015 EX 01-6102-124 56.44
25023	2455	SOUTHEASTERN EMERGENCY		1/06/2016	334.38	EX 01-6102-202 232.38 EX 01-6102-202 78.18 EX 01-6102-202 15.72 EX 01-6102-202 8.10
25024	2262	SOUTHERN STATES		1/06/2016	184.00	DECEMBER 2015 REMITTANCE EX 01-2039-000 184.00
25025	1981	TECHNOLOGY CAPITAL LLP		1/06/2016	212.10	EX 01-6000-143 212.10
25026	1114	THOMPSON TRACTOR CO., INC.		1/06/2016	76.09	EX 01-6302-129 76.09
25027	2584	U.S. DEPARTMENT OF EDUCATION		1/06/2016	353.76	1016304086 DAVIS DECEMBER 2015 EX 01-2025-000 353.76
25028	1021	VERIZON WIRELESS		1/06/2016	1,009.34	EX 01-6000-161 189.00 EX 01-6302-161 172.06 EX 01-6602-161 51.63 EX 01-6102-161 182.51 EX 01-6101-161 414.14
25029	1903	WOOD, ROBERT		1/06/2016	50.00	PEST CONTROL EX 01-6101-141 50.00

Number Of Checks: 31

Total Check Amount: 57,359.19

Date: 1/06/2

Time: 13:37

User: SHERRI

Fund Control: 10

Check No Voucher No Vendor

25030

2563

DELACRUZ, CHARLES MARTIN

1/06/2016

500.00

RESTITUTION - LESUEUR, JONATHAN
EX 10-2064-000

Number Of Checks: 1

Total Check Amount: 500.00

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Date: 1/06/2

Time: 13:37

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CITY OF TARRANT

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Fund Control: 20

-----Distribution/Remarks-----

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25031	1004	AAA ENVIRONMENTAL SERVICES		1/06/2016	80.98	LAUNDRY POWDER EX 20-6200-129 35.00 EX 20-6200-129 45.98
25032	2493	FOOD OUTLET #69		1/06/2016	311.62	PRISONER MEALS EX 20-6200-126 136.15 EX 20-6200-126 175.47
25033	1265	GEORGE, JAMES P. JR.		1/06/2016	110.00	COURT JANUARY 5, 2016 EX 20-6200-103 110.00
25034	2543	HOLMAN, ALEISHA REANNON		1/06/2016	180.00	COURT DECEMBER 18, 2015 EX 20-6200-103 180.00
25035	1161	SAM'S CLUB/SYNCHRONY BANK		1/06/2016	811.75	POLICE DECEMBER 2015 EX 20-6200-126 309.36 EX 20-6200-129 156.20 EX 01-6101-141 156.19 EX 01-6101-148 190.00

Number Of Checks: 5
Total Check Amount: 1,494.35

Number Of Checks: 37
Total Check Amount: 59,353.54

** Final Totals **

Date: 1/13/2016
Time: 14:37
User: SHBRRI

CITY OF TARRANT
Check Register
File ID: AP16

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Id: AP3610

Fund Control: 01

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25036	1931	APCO EMPLOYEES CREDIT UNION		1/13/2016	200.00	DEDUCTIONS THRU JANUARY 8, 201 EX 01-2037-000
25037	2403	AYCOCK, MIKE		1/13/2016	600.00	DISPATCH DECEMBER 27 - JANUARY EX 01-6101-119
25038	1031	PEOPLES FIRST FEDERAL		1/13/2016	620.00	DEDUCTIONS THRU JANUARY 8, 201 EX 01-2037-000

Number Of Checks:
Total Check Amount:

3
1,420.00

Date: 1/13/2016

Time: 14:37

User: SHERRI

Fund Control: 10

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25039	2563	DEACRUZ, CHARLES MARTIN		1/13/2016	777.17	RESSTITUTION - LESUEUR, JONATHA EX 10-2064-000

Number Of Checks:
Total Check Amount:

1
777.17

CITY OF TARRANT
Check Register
File ID: AP16

Page: 2
Id: AP3610

Date: 1/13/2016

Time: 14:37

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CITY OF FARRANT

Check Register

File ID: AP16

Fund Control: 20

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25040	1102	COLE, ALICIA		1/13/2016	80.00	DEDUCTIONS THRU JANUARY 8, 201
					80.00	EX 20-6200-103

Number Of Checks: 1

Total Check Amount: 80.00

Number Of Checks: 5

Total Check Amount: 2,277.17

** Final Totals **

Fund Control: 01

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25041	1070	ALABAMA ASSOCIATION OF CHIEFS		1/15/2016	200.00	2016 MEMBERSHIP - RENO, DENNIS EX 01-6101-170
25042	1017	BIRMINGHAM WATER WORKS		1/15/2016	520.70	1126 FORD AVENUE DECEMBER 2015 EX 01-6000-150 EX 01-6602-150 EX 01-6602-150 EX 01-6602-193 EX 01-6102-150 EX 01-6102-150 EX 01-6602-194 EX 01-6102-131
25043	1989	DELT FINANCIAL SERVICES		1/15/2016	493.51	EX 01-6603-224 EX 01-6603-224 378.29 115.22
25044	1022	GENUINE PARTS COMPANY		1/15/2016	120.60	GREASE CNTRL HNDL EX 01-6302-129 120.60
25045	2525	GREATER BIRMINGHAM		1/15/2016	771.33	DECEMBER 2015 REMITTANCE EX 01-6302-192 771.33
25046	1207	HATCHER HEAVY DUTY SERVICES		1/15/2016	15.00	TOW F-150 FROM FULTONDALF TO J EX 01-6102-144 15.00
25047	1024	NEKAIR, LLC		1/15/2016	40.97	HIGH PRESSURE OXYGEN EX 01-6102-148 40.97
25048	1105	PROTECTIVE LIFE INSURANCE CO		1/15/2016	219.29	EX 01-2038-000 219.29
25049	1776	REGISTRATION SERVICES		1/15/2016	275.00	2016 TRAINING - KEITH, LILLIAN EX 01-6000-170 275.00
25050	1016	SEWER AND WATER BILL		1/15/2016	1,089.99	LIBRARY DECEMBER 2015 EX 01-6603-150 228.43 EX 01-6602-150 126.02 EX 01-6102-150 314.41 EX 01-6101-150 314.40 EX 01-6302-150 106.73
25051	1515	W.W. WILLIAMS		1/15/2016	164.19	CREDIT MEMO EX 01-6302-144 744.99 EX 01-6302-144 -580.80

Number Of Checks: 11
 Total Check Amount: 3,910.58

Date: 1/15/2016
Time: 16:40
User: SHERRI

CITY OF TARRANT
Check Register
File ID: AP16

Fund Control: 40

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25052	1416	CUSHMAN, BARBARA	VOID	1/15/2016	1,047.86	205 M78-6595 JANUARY 2016 EX 40-6600-161

Number Of Checks: 1
Total Check Amount: 1,047.86

** Final Totals **

Number Of Checks: 12
Total Check Amount: 4,958.44

Check No	Vendor	Check Date	Check Amount	-----Distribution/Remarks-----
25053	1004 AAA ENVIRONMENTAL SERVICES	1/19/2016	36.88	LINERS EX 01-6000-124 36.88
25054	1215 AT WORK UNIFORMS	1/19/2016	2,438.29	EX 01-6302-113 2,438.29
25055	2331 BANCORPSOUTH EQUIPMENT FINANCE	1/19/2016	2,101.04	JANUARY 2016 REMITTANCE EX 01-6302-410 101.76 EX 01-6302-420 1,999.28
25056	1069 EMPLOYERS DRUG PROGRAM	1/19/2016	337.00	DRUG TESTING DECEMBER 2015 EX 01-6101-171 237.00 EX 01-6302-171 100.00
25057	1090 HAND ARENDALT, L.L.C.	1/19/2016	13,405.18	ID: 25131-193083 EX 01-6000-111 90.00 EX 01-6000-111 1,845.00 EX 01-6000-111 7,660.18 EX 01-6000-111 3,810.00
25058	1207 HATCHER HEAVY DUTY SERVICES	1/19/2016	15.00	TOW EX 01-6102-146 15.00
25059	1097 MCPHERSON ALABAMA TAX EXEMPT	1/19/2016	2,171.48	DECEMBER 2015 GASOLINE CHARGES EX 01-6000-122 37.80 EX 01-6101-122 2,100.34 EX 01-6102-122 33.34
25060	2150 QUALITY PETROLEUM	1/19/2016	2,385.67	DECEMBER 2015 GASOLINE EX 01-6102-122 708.40 EX 01-6302-122 1,677.27
25061	1077 QUILT	1/19/2016	103.92	OFFICE SUPPLIES EX 01-6101-121 67.93 EX 01-6102-129 35.99
25062	1166 TARRANT BOARD OF EDUCATION	1/19/2016	204,305.18	DECEMBER 2015 REMITTANCE EX 01-6700-902 167,707.46 EX 01-6700-904 3,693.42 EX 01-6700-907 9,413.32 EX 01-6700-900 556.69 EX 01-6700-903 22,934.29
25063	1096 TARRANT ELECTRIC DEPARTMENT	1/19/2016	3,257.69	DECEMBER 2015 - JUNEAU, LYNN EX 01-6000-103 3,257.69

Date: 1/19/2016
Time: 16:16
User: SHERRI

CITY OF TARRANT
Check Register
File ID: AP16

Fund Control: 01

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25064	1114	THOMPSON TRACTOR CO., INC.		1/19/2016	112.37	FILTERS
					87.32	EX 01-6302-147
					114.46	EX 01-6302-144
					25.05	EX 01-6302-147
					-114.46	EX 01-6302-144
					12	Number Of Checks:
					230,669.70	Total Check Amount:

Date: 1/19/2016
Time: 16:16
User: SHERRI
Fund Control: 20

CITY OF TARRANT
Check Register
File ID: AP16

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25065	1004	AAA ENVIRONMENTAL SERVICES		1/19/2016	224.73	TOILET TISSUE

EX 20-6200-129	38.50
EX 20-6200-129	38.50
EX 20-6200-129	60.48
EX 20-6200-129	34.32
EX 20-6200-129	45.98
EX 20-6200-129	6.95

Number Of Checks: 1
Total Check Amount: 224.73

Date: 1/19/2016

Time: 16:16

User: SHERRI

Fund Control: 24

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25066	1090	HAND ARENDAL	L.P.C.	1/19/2016	4,917.00	
					4,917.00	ID: 25131-219564 EX 24-6904-332

Number Of Checks: 1

Total Check Amount: 4,917.00

CITY OF TARRANT
Check Register
File ID: AP16

Date: 1/19/2016
Time: 16:16
User: SHERRI

CITY OF TARRANT
Check Register
File ID: AP16

Fund Control: 31

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25067	1701	REGIONS BANK		1/19/2016	58,661.15	JANUARY 2016 REMITTANCE
					28,583.54	EX 31-1010-000
					2,240.63	EX 32-1012-000
					27,836.98	EX 33-1010-000

Number Of Checks: 1
Total Check Amount: 58,661.15

Date: 1/19/2016

Time: 16:16

User: SHERRI

CITY OF TARRANT

Check Register

File ID: AP16

Fund Control: 40

Check No	Voucher No	Vendor	Name	Check Date	Check Amount	-----Distribution/Remarks-----
25068	2509	JEFFERSON CO. 911 ECD		1/19/2016	8,767.80	JAN - MARCH 2016 E911 TRLEPHON EX 40-6600-148
25069	2587	Motorola solutions		1/19/2016	12,392.00	EX 40-6600-331
		Number Of Checks:		2	21,159.80	
		Total Check Amount:		17	315,632.38	
		Number Of Checks:		2	21,159.80	
		Total Check Amount:		17	315,632.38	

** Final Totals **

Number Of Checks:

17

Total Check Amount:

21,159.80

Number Of Checks:

2

Total Check Amount:

12,392.00

EX 40-6600-331

1200 PARK PLACE TOWER • 2001 PARK PLACE NORTH • BIRMINGHAM, ALABAMA 35203
(205) 324-4400 • Facsimile: (205) 322-1163

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

DECLARATION AND OPINION

My name is Benjamin S. Goldman. I am over the age of nineteen (19), and I make this Declaration and Opinion based upon my own personal knowledge, information and belief. I am an attorney licensed to practice law in the State of Alabama and have been duly appointed City Attorney for the City of Tarrant, Alabama ("City"). I am offering this Declaration and Opinion in compliance with Section 36-25A-7 of the *Code of Alabama* (1975).

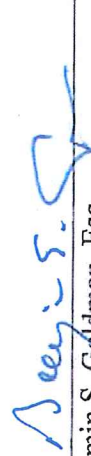
On the 25th day of January, 2016, at a meeting of the City Council of the City of Tarrant, Alabama, there has been or will be made a motion calling for an executive session for the following purpose(s):

- X To discuss with the City's attorney the legal ramifications of and legal options for pending litigation;
- _____ To discuss with the City's attorney controversies not yet being litigated but imminently likely to be litigated or imminently likely to be litigated if the Council pursues a proposed course of action;
- _____ To meet or confer with a mediator or arbitrator with respect to any litigation or decision concerning matters within the jurisdiction of the Council involving another party, group, or body.

Prior to voting to convene the executive session, I am offering this Declaration and Opinion for the purpose of stating that Section 36-25A-7 of the *Code of Alabama* (1975) is applicable to the planned discussion, and I hereby request that this written Declaration and Opinion be reflected in the minutes for said meeting. I have further advised the Council that if any deliberation begins among them 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.

This Declaration and Opinion shall not constitute a waiver of the attorney-client privilege.

Dated this 25th day of January, 2016.


Benjamin S. Goldman, Esq.
City Attorney, Tarrant, Alabama

Motion for payment of the above list of payroll and expense vouchers was seconded by Councilmember Bryant, regularly put and upon roll call thereon; the vote was as follows:

AYES: Councilmembers Bryant, Horton, Matthews and Middlebrooks and Mayor

Tuck

NAYS: None

ABSENT: Councilmember Anderson

Whereupon, Mayor Pro Tem Horton made a motion calling for an Executive Session to discuss with Attorney Goldman the controversies not yet being litigated but imminently likely to be litigated if the Council pursued a proposed course of action. Said motion was seconded by Councilmember Bryant, regularly put and upon roll call; the vote thereon was as follows:

AYES: Councilmembers Anderson, Bryant, Horton, Matthews, Middlebrooks and

Mayor Tuck

NAYS: None

ABSENT: None

The Recording Secretary announced the vote, whereupon Mayor Tuck declared that the motion had carried and that the City Council would adjourn directly following the Executive Session. Whereupon, the Mayor Tuck, the City Councilmembers, City Attorney Goldman, Principal Accountant Lynn Juneau and Lillian Keith convened into Executive Session at 7:36 p.m. The Executive Session ended at 8:45 p.m.

READ AND APPROVED THIS THE 16TH DAY OF FEBRUARY, 2016.



LOXCIL B. TUCK, MAYOR

Attest:



Lillian A. Keith, City Clerk