

MINUTES OF A REGULAR MEETING OF
THE MAYOR AND CITY COUNCIL OF
THE CITY OF HAMILTON, ALABAMA

January 19, 2010

A regular meeting of the Mayor and City Council of Hamilton, Alabama was held on January 19, 2010 at 6:00 p.m. in the Auditorium of Hamilton City Hall. Mayor Holliday called the meeting to order and welcomed all guests. McDavid Franks led the Pledge of Allegiance and gave the Invocation. Those present were:

Mayor:	Bobby Holliday
Council:	McDavid Franks Scotty Sanderson Annette Sherrill April Steele Paul Stidham
City Clerk:	Jan Williams
Guests:	Tami Williams Susan Rice Ira Blaine Bettie Blaine Alissa Brown Shannon Nichols Heath Jackson Tyna Pyburn Marla Minter Ed Howell Scott Hunt Judy Mays James Tate

The first order of business was a motion by Annette Sherrill to approve the Minutes from the last meeting. April Steele seconded the motion which passed unanimously.

Scotty Sanderson made a motion to approve Resolution number 2010-1-19 amending the City of Hamilton's written procurement policy. Paul Stidham seconded the motion and all voted in favor.

**RESOLUTION 2010-1-19 AMENDING
THE CITY OF HAMILTON'S**

WRITTEN PROCUREMENT POLICY

Whereas, the City of Hamilton adopted its “Written CDBG Procurement Policy on November 16, 1998, and

Whereas, the City of Hamilton needs to amend this “Written CDBG procurement Policy” to be consistent with current laws regarding CDBG procurement,

Now Therefore Be It Resolved That:

- (1) The existing written Hamilton CDBG Procurement Policy is amended to include “Public Works Law (Title 39, Code of Alabama) – and all subsequent revisions.”
- (2) The Hamilton Written CDBG Procurement Policy – as amended is changed to read as follows: “Small Purchase – Used for purchases of \$15,000 or less.”

Adopted this 19th day of January, 2010.

SEAL

ATTEST

MAYOR

The next item on the Agenda was a motion made by McDavid Franks for immediate consideration of Ordinance number 2010-2 for the purpose of setting a municipal option election for the City of Hamilton to determine the sentiment of the people as to whether or not alcoholic beverages can be legally sold or distributed in the City of Hamilton. Paul Stidham seconded the motion and voting was as follows: Ayes: McDavid Franks, Scotty Sanderson, Annette Sherrill, April Steele and Paul Stidham. Nays: None. Immediate Consideration was then given to the following ordinance.

ORDINANCE NUMBER 2010-2

AN ORDINANCE OF THE CITY OF HAMILTON TO SET A MUNICIPAL OPTION ELECTION FOR THE CITY OF HAMILTON TO DETERMINE THE SENTIMENT OF THE PEOPLE AS TO WHETHER OR NOT ALCOHOLIC BEVERAGES CAN BE LEGALLY SOLD OR DISTRIBUTED IN THE CITY OF HAMILTON

BE IT ORDAINED by the City Council of the City of Hamilton, Alabama, as follows:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMILTON, ALABAMA, AS FOLLOWS:

WHEREAS, THE CITY COUNCIL OF THE CITY OF HAMILTON finds and declares all of the following:

A. According to the 2000 census, the City of Hamilton’s population is

B. 2170 voters cast a ballot in the November, 2008

municipal election, the last preceding general election in the City of Hamilton.

C. 30% of 2170 is 651.

D. The City Clerk of the City of Hamilton has certified that a petition of 661 names, certified to be registered voters in the municipal limits of the City of Hamilton, has been filed with the City Clerk as of this date.

E. Act 2009-546 requires that upon receipt of a petition of 30 percent of the number of voters in the last preceding general election of the municipality being filed with the city clerk, the City Council MUST call a municipal option election for said municipality to determine the sentiment of the people as to whether or not alcoholic beverages can be legally sold or distributed in the City of Hamilton.

F. That the City of Hamilton has received a petition of more than 30% of the number of voters in the last preceding general election of the municipality.

NOW THEREFORE, for the foregoing purposes, and other legitimate purposes, BE IT ORDAINED BY THE CITY OF HAMILTON, ALABAMA, THROUGH ITS DULY ELECTED COUNCIL, as follows:

1. The City of Hamilton sets the date of March 23rd, 2010 as the date for a municipal option election to determine the sentiment of the people as to whether or not alcoholic beverages can be legally sold or distributed in the City of Hamilton.

2. The ballot to be used for such municipal option election shall contain the following question: "Do you favor the legal sale and distribution of alcoholic beverages within this municipality? Yes _____ NO _____."

3. The City of Hamilton shall appoint officers to conduct said municipal option election no less than 15 days prior to the election.

Adopted and approved this the 19th day of January, 2010.

Bobby Holliday
Mayor for the City of Hamilton

Authenticated:

Jan Williams
Clerk for the City of Hamilton

April Steele made a motion to approve Ordinance number 2010-2 and McDavid Franks seconded the motion. All voted "Yes".

At this time Mayor Holliday asked for comments from the guests.

Tyna Pyburn gave an update on the upcoming Jerry Brown Arts Festival and requested the business license fees be waived for the festival. McDavid Franks motioned to waive the business license and April Steele seconded the motion. All voted in favor.

McDavid Franks also made a motion to waive the sales tax for the Jerry Brown Arts Festival. Paul Stidham seconded the motion which passed without opposition.

McDavid Franks addressed the public asking if anyone has any suggestions for the alcohol ordinance to write, call or email city hall.

There being no further business, McDavid Franks made a motion that the meeting be adjourned. Annette Sherrill seconded the motion, following a unanimous consent in favor Mayor Holliday declared the meeting adjourned.

Mayor

City Clerk

Council:
