

The Mayor and Board of Aldermen met in regular session August 10, 2010 at 7:00 P.M. in Selmer City Hall. Present were Mayor David Robinson, Board of Aldermen members John Finlayson, Paul Simpson, Edward Smith, John Smith and Lloyd Tennyson.

The meeting opened with prayer by Pastor Luke Delavergne of Eastside Church of Christ followed by the Pledge of Allegiance to the United States Flag led by Miss Brenna Anderson.

The minutes were approved and a motion by Paul Simpson was made to accept the financial statement. Motion seconded by John Finlayson. All voted yes. Motion carried.

City Attorney Terry Abernathy presented the offer of \$600,000 to settle the “Cars for Kids” lawsuit against the Town of Selmer. This amount is the maximum monetary amount allowed, but would alleviate further legal fees incurred by the town and for the families of the victims. Attorneys and persons representing family victims and survivors were present and encouraged the settlement. Jeff Sisk related heart-breaking details concerning a little of what his wife Shelia had survived resulting the horrific “Cars for Kids” event on June 16<sup>th</sup>, 2007. He ended his presentation with a request to the Board to accept the offer for settlement sparing further torment and legal fees for the families as well as for the Town of Selmer.

After hearing briefly from other representation Attorney Abernathy advised the Board to simply, vote for or against the settlement offer further advising that it would not be necessary to construct a motion just a roll call only.

Roll call to accept the settlement of \$600,000 was as follows:

John Finlayson---No, Paul Simpson---Yes, Edward Smith---No, John Smith---Yes, Lloyd Tennyson---No. Settlement rejected by vote.

Dr. Shawn Pitts presented documentation relating to the origin of the Mobile and Ohio Railroad in Southwestern Tennessee and its link between Union and Confederates troops and artillery during the Civil War. Dr. Pitts asked that the board approve an expenditure of \$1,100 for a Civil War plaque marker at the railroad and \$200 for an annual maintenance fee necessary for placing Selmer’s link on the trail and for the exposure in the colorful tourism brochure. The decision was made that this issue would be postponed until next month, and the meeting moved into other business at hand. (This passed later in the meeting).

Pastor Luke Delavergne gave a progress report and appreciation address for the support given for the Carl Perkins Center by the town and for the participation in the fundraiser events.

Ms Mable King addressed the board concerning a request that she and many of the people present had concerning a wish to honor the late Professor William E. Ledbetter instrumental in education for Selmer’s black history. Professor Ledbetter was in most instances solely responsible for developing the school that we knew as McNairy County High School located off Falcon Rd where a metal recycling place is now. Ms. King and graduates of McNairy County High School requested that the Street running from Court Ave to the By-Pass presently called Falcon Street be renamed to “William E Ledbetter Drive” in his honor. There was discussion as to what problems renaming streets bore. Mayor Robinson reminded that this could be done as was done with the name change to “Rockabilly” by changing no physical addresses only by what is called a ceremonial change.

Motion by Paul Simpson to ceremonially name the area requested by Ms Mable King known as Railroad Street and Falcon Street to William E. Ledbetter Drive in an effort to honor Professor William E. Ledbetter for developing the McNairy County School for educating black people in the area. Motion seconded by Edward Smith. All five voted yes. Motion carried.

Motion by John Smith to approve the donation as presented by Dr. Shawn Pitts for purchasing the Civic War marker at a price of \$1,100 and \$200 annual maintenance fee agreement for maintaining the marker at the Mobile and Ohio Railroad crossing and for Selmer’s notation in the colorful tourism brochure. Motion seconded by John Finlayson. John Finlayson—yes, Paul Simpson—no, Edward Smith—no, John Smith—yes, Lloyd Tennyson—yes. Motion carried.

Motion by Edward Smith and seconded by Lloyd Tennyson to pass on second reading an Ordinance adopting a Compliance Manual regarding Title VI of the Civil Rights Act of 1964. All five voted yes. Motion carried. 2<sup>nd</sup> reading passed. Ordinance No 594 passed.

C. L. Overman had reviewed refunding options for the town's debt with Morgan-Keegan at the Working Session and again addressed the board explaining the Initial Resolution authorizing the issuance of \$1,000,000 General Obligation Bonds and for authorizing the issuance of the Refunding bonds; making the provision for the issuance, sale and payment of the bonds.

Motion by John Smith to table action concerning the resolutions for the Utilities Department and Town of Selmer's debt refinancing until a further date pending more information on rates.

Motion seconded by Paul Simpson. John Finlayson Passed, Paul Simpson—yes, Edward Smith—Passed, John Smith—yes, Lloyd Tennyson—yes. Motion carried to table action.

Motion by Paul Simpson to pass on first reading an ordinance amending the text of the Selmer Municipal Zoning Ordinance by establishing improvement and surety standards for Site Plan review and Mobile Home Parks. Motion seconded by John Smith. All five voted yes. Motion carried.

Motion by John Smith to pass on first reading an ordinance to amend the text of the Selmer Municipal Zoning Ordinance modifying Multi-Family requirements in the B-2 Central Business District. Motion seconded by Paul Simpson. All five voted yes. Motion carried.

Motion by Paul Simpson to amend Ordinance No. 565 of Title 15 of the Selmer Municipal Code relative to automated traffic enforcement, cameras and "Robocop" by keeping the charge for the fine at the \$50.00 fee but by changing that no court cost be added to speeding citations. Motion seconded by John Smith. There was discussion that this amendment had to be enacted by an amending ordinance. Mayor Robinson injected the caveat, by ordinance or by motion to the amendment, as he had stated that the change required an amending ordinance. Aldermen Simpson was agreeable with either of the necessary procedures necessary for this change.

John Finlayson—yes, Paul Simpson—yes, Edward Smith—yes, John Smith—yes, Lloyd Tennyson---no. Motion carried.

Bruce Manley said that the speed limit should be higher in some places. John Finlayson gave an amazing average speed in the high 50s within certain areas as well as the highest speeds recorded in each area that the "Robocop" had recorded. Jeff Sisk against the Robocop and further complained with the secrecy among the officials concerning city business and happenings to include the newspapers and stated, "The sunshine law means nothing!"

The owner of Moody's Auto expressed his concerns about prospective buyer's test driving the cars and receiving a ticket assigned to the license tag belonging to his company. Attorney Abernathy informed that the ticket for payment had a portion to be filled out and one could explain who and what had happened.

Ms Joy Nichols asked if the "Robocop" could be placed on 6<sup>th</sup> Street to slow down the drivers. Chief Neal Burks said that at a later point that it could be.

The meeting adjourned and the Beer Board was called into session.

The Selmer Beer Board met following the 7:00 P.M. August 10<sup>th</sup>, 2010 monthly Mayor and Board of Aldermen Town of Selmer meeting in Selmer City Hall.

Present and presiding were Mayor David Robinson and the Board of Aldermen acting as the Selmer Beer Board: John Finlayson, Paul Simpson, Edward Smith, John Smith, and Lloyd Tennyson.

The Beer Application as advertised of Arif Abdo Almudham to sell packaged beer at Citgo, 152 East Court Avenue was discussed, and Chief Neal Burks reported no violations concerning Mr. Almudham that would prevent the issuance of permit. Paul Simpson questioned Mr. Almudham briefly, as to his having read the Selmer Beer Ordinances and Almudham replied that he had read them. Paul Simpson moved to issue a Beer Permit to Arif Abdo Almudham at Citgo Selmer Inc. 152 East Court Avenue to allow selling packaged beer for off the premises consumption. Edward Smith seconded the motion. John Finlayson---yes, Paul Simpson---yes, Edward Smith---yes, John Smith---No, Lloyd Tennyson---yes. Motion carried. Beer Permit Application passed.

Meeting Adjourned.