

**MINUTES OF THE SPECIAL CALLED  
SELMA CITY COUNCIL MEETING  
HELD ON FRIDAY, NOVEMBER 29, 2002**

The Selma City Council met in a special session in the auditorium of the Carl C. Morgan, Jr. Convention Center on Friday, November 29, 2002 at 10:00 a.m. with the following members present: President George P. Evans and Council members Rita S. Franklin, Jean T. Martin, Nancy G. Sewell, Samuel Randolph, Bennie Ruth Crenshaw and James Durry. Council members Sexton and Tucker were absent from the meeting. Others present were Mayor James Perkins, Jr., City Attorney Jimmy Nunn and City Clerk Jackie Smith. Councilman Samuel Randolph gave the invocation.

After roll call, President Evans declared a quorum present and the meeting was opened for the transaction of business as set forth on the agenda. President Evans stated the purpose of this special called meeting is to provide the Mayor and Council with information on the legal and other options available to the City of Selma relative to the Valley Grande incorporation efforts.

**I. MAYOR JAMES PERKINS, JR. - VALLEY GRANDE INCORPORATION**

Mayor Perkins stated at the last Council meeting he and a majority of the Council requested Attorney Nunn research all legal and other options available to the City of Selma regarding the proposed Valley Grande incorporation. To assist in this matter, Mayor Perkins stated he contacted Mr. Darryl Meyer, CEO of the KPS Group, a firm that specializes in annexation and new development projects.

Mayor Perkins further stated research has revealed that Section 16-8-20 of the Code of Alabama specifically addresses the issue of school systems as it relates to annexation. The Mayor stated he has been told the school system issue was one of the main issues of concern among the Valley Grande residents and he would like to make it clear that the City of Selma has every intention of following the law that governs school systems should annexation ever occur. Mayor Perkins stated, for the record, that any annexation plan developed by the City of Selma would involve only those commercial areas surrounding our city including the gateways to Selma and would have no impact on residential areas or the school system.

**II. MR. DARRYL MEYER - KPS GROUP**

Mr. Darryl Meyer of the KPS Group located in Birmingham, Alabama informed the Council that Mayor Perkins had contacted him about the possibility of his firm assisting the City of Selma with probable annexation. Mr. Meyer stated his firm is currently working with other cities on similar issues and his company would come in and develop a Strategic Development Concept for Selma. The Strategic Development Concept would be the overall plan for the city and would be developed after reaching a consensus with the Planning Commission, the Mayor, the Council and other elected officials and citizens on such issues as what areas need to be developed and how far the development would go.

Mr. Meyer stated the 2020 Plan, the Annexation Feasibility Study and the fact that the City has access to electronic mapping provides solid groundwork and would impact the cost of the Strategic Development Concept and the length of time it will take to develop the plan. Mr. Meyer stated he would meet with the other staff in his Birmingham office and present a proposal, including costs to the Council at the December 9<sup>th</sup> Council meeting. Once the Council has approved the proposal, Mr. Meyer estimated the Strategic Development Concept could be developed within forty-five to sixty days.

**MINUTES OF THE SPECIAL CALLED  
SELMA CITY COUNCIL MEETING  
HELD ON FRIDAY, NOVEMBER 29, 2002**

The Selma City Council met in a special session in the auditorium of the Carl C. Morgan, Jr. Convention Center on Friday, November 29, 2002 at 10:00 a.m. with the following members present: **President George P. Evans and Council members Rita S. Franklin, Jean T. Martin, Nancy G. Sewell, Samuel Randolph, Bennie Ruth Crenshaw and James Durry.** Council members **Sexton and Tucker** were absent from the meeting. Others present were **Mayor James Perkins, Jr., City Attorney Jimmy Nunn and City Clerk Jackie Smith.** Councilman **Samuel Randolph** gave the invocation.

After roll call, President Evans declared a quorum present and the meeting was opened for the transaction of business as set forth on the agenda. President Evans stated the purpose of this special called meeting is to provide the Mayor and Council with information on the legal and other options available to the City of Selma relative to the Valley Grande incorporation efforts.

**I. MAYOR JAMES PERKINS, JR. - VALLEY GRANDE INCORPORATION**

Mayor Perkins stated at the last Council meeting he and a majority of the Council requested Attorney Nunn research all legal and other options available to the City of Selma regarding the proposed Valley Grande incorporation. To assist in this matter, Mayor Perkins stated he contacted Mr. Darryl Meyer, CEO of the KPS Group, a firm that specializes in annexation and new development projects.

Mayor Perkins further stated research has revealed that Section 16-8-20 of the Code of Alabama specifically addresses the issue of school systems as it relates to annexation. The Mayor stated he has been told the school system issue was one of the main issues of concern among the Valley Grande residents and he would like to make it clear that the City of Selma has every intention of following the law that governs school systems should annexation ever occur. Mayor Perkins stated, for the record, that any annexation plan developed by the City of Selma would involve only those commercial areas surrounding our city including the gateways to Selma and would have no impact on residential areas or the school system.

**II. MR. DARRYL MEYER – KPS GROUP**

Mr. Darryl Meyer of the KPS Group located in Birmingham, Alabama informed the Council that Mayor Perkins had contacted him about the possibility of his firm assisting the City of Selma with probable annexation. Mr. Meyer stated his firm is currently working with other cities on similar issues and his company would come in and develop a Strategic Development Concept for Selma. The Strategic Development Concept would be the overall plan for the city and would be developed after reaching a consensus with the Planning Commission, the Mayor, the Council and other elected officials and citizens on such issues as what areas need to be developed and how far the development would go.

Mr. Meyer stated the 2020 Plan, the Annexation Feasibility Study and the fact that the City has access to electronic mapping provides solid groundwork and would impact the cost of the Strategic Development Concept and the length of time it will take to develop the plan. Mr. Meyer stated he would meet with the other staff in his Birmingham office and present a proposal, including costs to the Council at the December 9<sup>th</sup> Council meeting. Once the Council has approved the proposal, Mr. Meyer estimated the Strategic Development Concept could be developed within forty-five to sixty days.

### III. LEGAL OPINION – VALLEY GRANDE INCORPORATION

Attorney Nunn stated when he began his research on the legal options available to the City of Selma he discovered that a lawsuit has already been filed by a concerned citizen(s) to stop Valley Grande from incorporation. Attorney Nunn stated that he has not yet reviewed a copy of the lawsuit but from talking with people in the court system he learned the facts alleged in the lawsuit are similar to the facts that would be alleged by the City of Selma. Attorney Nunn further stated a hearing is scheduled on Monday, December 2<sup>nd</sup> to hear the facts in this case.

Attorney Nunn recommended the City of Selma not proceed immediately to file an injunction but monitor the current lawsuit. Attorney Nunn stated if at any time it is determined that the City's interests are not being protected, the City could move to intervene in the case. President Evans suggested the Council give Attorney Nunn authorization to intervene on behalf of the City of Selma at any time he feels necessary rather than wait for a special called meeting of the Council. A motion was made by Councilwoman Sewell and seconded by Councilwoman Crenshaw to give Attorney Nunn authorization to intervene in the lawsuit, on behalf of the City of Selma, at any time he feel it to be in the best interest of the City. The motion passed with a majority vote of the Council. There were six affirmative votes and one negative vote. Councilwoman Franklin cast the negative vote.

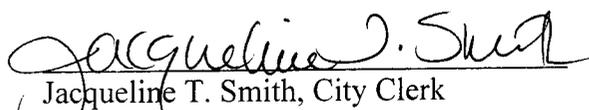
### IV. RESOLUTION – CONFIDENTIALITY OF INFORMATION

Councilwoman Crenshaw stated she will push for the Council to adopt a resolution seeking to have information presented to Council members remain confidential and to prevent Council members from divulging certain information so as to cause it to be detrimental or bring opposition to city government. President Evans agreed with Councilwoman Crenshaw. Mr. Evans stated he does not have a problem with a Council member voicing concern with an issue or even casting a negative vote but that he does have a problem with information provided to Council members being used in a manner other than its intent. Councilwoman Sewell charged President Evans and Attorney Nunn with developing a document governing the Council body and the means by which they handle certain information. President Evans stated he would work with Attorney Nunn to have this document ready for review at the December 9<sup>th</sup> Council meeting.

There being no other business to come before the Council, on motion made and duly seconded, the Council voted by unanimous consent to adjourn at 11:1 a.m.

  
George P. Evans, President

ATTEST:

  
Jacqueline T. Smith, City Clerk

APPROVED:

  
James Perkins, Jr., Mayor