

## **MEETING MINUTES**

**Monday, February 6, 2023**

The Mayor and Council of the City of Marion met on Monday, February 6, 2023 in its regularly scheduled council session. The council meeting was held at 6:00 p.m. in the Council's Chambers of the Marion City Hall located at 123 E. Jefferson St. and via Zoom. The public was asked for comments and concerns during the public comment session. Presiding Officer Mayor Dexter Hinton called the meeting to order immediately following public comments. On roll call the following members were present: Presiding Officer Mayor Dexter Hinton, Councilman Jeremy Arrington (D1), Councilman Joseph Pearson (D3), Councilman Willie Jackson (Pro-Tem-D4), and Councilman Jefferson K. Nail (D5). Councilman Tommie Kenzie (D2) was absent. City Clerk-Treasurer Laura Hinton served as recorder of the minutes. Attorney Ainka Sanders Jackson of the Law Office of Chestnut, Sanders, and Sanders, L.L.C., along with local citizens, and other agenda presenters who were present.

A quorum being present, Presiding Officer Mayor Dexter Hinton declared the meeting open for the transaction of business.

The invocation was provided by Mr. Cotton who was appointed by Councilman Willie Jackson (Pro-Tem-D4). The Pledge of Allegiance was cited in concert.

Councilman Joseph Pearson (D3) moved to adopt the minutes from the previous council session held on January 17, 2023. Councilman Jefferson K. Nail (D5) seconded the motion. Motion carried.

A representative from Charter Communication appeared before the governing body highlighting services and upgrades offered, other background information, and its presence in the State of Alabama and throughout. After discussion from the representative and question and answers were rendered regarding the transfer of the franchise agreement from Community Cable (the current franchising cable company) to Charter Communication (Spectrum), Councilman Joseph Pearson (D3) moved to authorize the signing of the transfer franchise agreement via resolution from Community Cable to Charter Communication (Spectrum). Councilman Jeremy Arrington (D1) seconded the motion. Motion carried.

A representative from Broadway Group along with a surveyor appeared before the governing body seeking a two lot subdivision/plat approval for the construction of the Dollar General location at the street/highway coordination of Hwy.14. and 5. After a discussion of meeting zoning requirements for the subdivision/plat approval, Councilman Joseph Pearson (D3) moved to authorize the two lot subdivision/plat approval for the construction of the Dollar General. Jefferson Nail (D5) seconded the motion. Motion carried

Councilman Jefferson Nail (D5) moved to accept the provided Municipal Workers Compensation Estimated Contribution Billing Finance Agreement for the Workers

City of Marion, AL  
Council Meeting Minutes  
Monday, February 6, 2023

Compensation Fund with the total premiums, taxes, and fees of \$27,469.00 to include a down payment of \$2,746.90 to AMIC. The finance charge was outlined at \$674.37 including an APR of 6.5% with nine (9) payments of \$2,821.83 sent to First Insurance Funding thereafter. Councilman Joseph Pearson (D3) seconded the motion. Motion carried.

Councilman Jeremy Arrington (D1) moved to accept the re-appointment of Mrs. Floresteen Smith as Commissioner to the Housing Authority whose term expires on February 9, 2023 for a term of five years. Councilman Willie Jackson (Pro-Tem-D4) seconded the motion. Motion carried.

Departmental reports were presented from the City Magistrate Kristie Milner who provided December Reporting to the governing body in terms of tickets collected and court funds are expended to vendors. Water Operator Mr. Moore highlighted work needed on the lift stations and basins clean out. Mr. Moore highlighted that a pump will need to be rented to perform the work. Chief of Police Tony Bufford highlighted the department's need for new computers and additional body cams. The Chief also discussed the need for officers. City Clerk-Treasurer Laura W. Hinton highlighted the revenue collected and expenditures via a complete overview for the month of January to explain the city's assets and liabilities for the month. Presiding Officer Mayor Hinton provided details of work needed for the city's senior center and the opening of the baseball season at the city's park along with Councilman Jeremy Arrington who spoke on the sign up process.

Councilman Joseph Pearson (D3) moved to send a letter to the Alabama Extension Office Local Coordinator Mrs. Katrina Easley citing that the park will be open during the requested hours for repairs to the playground equipment. Councilman Jeremy Arrington (D1) seconded the motion. Motion carried.

Councilman Joseph Pearson (D3) moved to utilize funding from the Community Development Fund in the amount of \$100,000.00 to pay Goldman Contractors LLC. for valve work done in the infrastructure improvement project at the city's water plant. Councilman Jefferson Nail (D5) seconded the motion. Motion carried.

Councilman Joseph Pearson (D3) moved to suspend the rules and make an addendum to the agenda to add the MOU between the Perry County Commission and the City of Marion. Councilman Willie Jackson (Pro-Tem-D) seconded the motion. Motion carried.

Councilman Jefferson Nail (D5) moved upon the attorney's review and approval to allow Mayor Hinton to sign via MOU between the Perry County Commission and the City of Marion the repair of the culverts on Washington St. leading into TePak regarding the industrial road work with no cost to the city. Councilman Joseph Pearson (D3) seconded the motion. Motion carried.

Presiding Officer Mayor Dexter Hinton requested an executive session as authorized by [AL Code § 36-25A-7 \(2016\)](#) for the purposes of general reputation/good name and character and to discuss pending ligations with the attorney and other legal representatives for a period of

City of Marion, AL  
Council Meeting Minutes  
Monday, February 6, 2023

fifteen (15) minutes. Councilman Jeremy Arrington (D1) moved to accept the Presiding Officer Mayor Dexter Hinton's request as outlined by the code for the purposes of general reputation/good name and character and to discuss legal matters for the requested time. Councilman Willie Jackson (D4) seconded the motion. A roll call vote was requested by the Presiding Officer noting the following: Councilman Jeremy Arrington (D1) yes, Councilman Joseph Pearson (D3) yes, Councilman Willie Jackson, (Pro-Tem, D4) yes, Councilman Jefferson K. Nail (D5) yes, and Presiding Officer Mayor Dexter Hinton yes. The motion carried unanimously.

Presiding Officer Mayor Dexter Hinton cited that no actions were taken nor decision made in executive session.

Councilman Joseph Pearson (D3) moved to reconvene from executive session. Councilman Willie Jackson (D4) seconded the motion. Motion carried.

Councilman Jeremy Arrington (D1) moved to pay the monthly expenditures. Councilman Jefferson Nail (D5) seconded the motion. A roll call vote was requested by the Presiding Officer noting the following: Councilman Jeremy Arrington (D1) yes, Councilman Joseph Pearson (D3) no, Councilman Willie Jackson, (Pro-Tem, D4) no, Councilman Jefferson K. Nail (D5) yes, and Presiding Officer Mayor Dexter Hinton yes. The motion carried 3-2.

With no further business to come before the council, it was properly moved by Councilman Jeremy Arrington (D1) that the session be adjourned at 8:20 p.m. Seconded by Councilman Joseph Pearson (D3). Motion carried.

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Mayor

Attest: \_\_\_\_\_  
City Clerk-Treasurer