

**MINUTES OF A REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF HARTSELLE, ALABAMA
JANUARY 25, 2022**

The City Council of the City of Hartselle, Alabama, met in a regular session at 7:00 p.m. on Tuesday, January 25, 2022, inside the Assembly Room at the Hartselle Municipal Building, located at 611 Chestnut Street NW. Council President Kenny Thompson called the meeting to order at 7:00 p.m.

Police Chief Justin Barley gave the invocation. Mayor Randy Garrison led those present in the Pledge of Allegiance.

The following were present for the meeting: Council President Kenny Thompson, Council Members Dwight Tankersley, Chuck Gill and Ken Doss. Mayor Randy Garrison, City Attorney Larry Madison and City Clerk-Controller Rita S. Lee who also acted as Secretary for the meeting, were present for the meeting. Council Member Virginia Alexander was absent due to illness. Having a quorum present, Council President Thompson declared the proceedings open for business.

Council President Thompson called for approval of the minutes of the regular meeting held on Tuesday, January 11, 2022. Council Member Doss motioned to approve the minutes as presented; Council Member Tankersley seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson asked Mr. Griffith to address the first item on the agenda, Ordinance 1563, rezoning Mountainview Road. Mr. Griffith explained the ordinance was scheduled for a public hearing and final consideration at this meeting and if adopted would rezone approximately 32 acres on Mountainview Road from R-1 to R-5. The current comprehensive plan does not show this change, but the proposed R-5 zoning maintains the single family detached residential use. The Planning Commission recommended approval of rezoning 6-0-1. Council President Thompson announced a public hearing open for any comments on the proposed rezoning. No comments were made. Council Member Tankersley motioned to close the public hearing; Council Member Doss seconded the motion. Motion carried with unanimous voice vote. Council Member Doss motioned to adopt Ordinance 1563; Council Member Gill seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson asked Mr. Griffith to address the next item on the agenda, Ordinance 1564, rezoning on Lando Cain Road. Mr. Griffith explained the ordinance was scheduled for a public hearing and final consideration at this meeting and if adopted, would rezone approximately 31 acres on Lando Cain Road from B-4 to AG-1. The current comprehensive plan does not show this change. The current owner has no commercial plans and would like to be able to have livestock upon completion of a new house on the property. Planning Commission recommended approval of rezoning 6-0-1. Council President Thompson announced a public hearing open for any comments on the proposed rezoning. No comments were made. Council Member Doss motioned to close the public hearing; Council Member Gill seconded the motion. Motion carried with unanimous voice vote. Council Member Tankersley motioned to adopt Ordinance 1564; Council Member Doss seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, Resolution 22-0125, a request to authorize the Mayor to sign an ALDOT right-of-way agreement for Hwy. 31/Vaughn Bridge Road intersection improvements. DOD Director Jeff Johnson came forward to present it to the Council and briefly discussed the project. Council Member Doss motioned to approve Resolution 22-0125; Council Member Tankersley seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson next addressed a request to consider an alcohol license for Dolgencorp, LLC, Dollar General Store #23142, located at 2001 Hwy. 31 South. The Mayor presented the request that had been reviewed and approved by the Alcohol Review Committee to

permit the sale of retail beer and retail table wine, off premises only, at the location. Council President Thompson announced a public hearing open for any comments. None were made. Council Member Tankersley motioned to close the public hearing; Council Member Gill seconded the motion. Motion carried by unanimous voice vote. Council Member Gill motioned to approve the alcohol license as requested; Council Member Doss seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next addressed a request to approve the Safety Award Winners for each department for the previous quarter. Jeremy Griffith, Safety Coordinator come forward to present the request. Council Member Tankersley motioned to approve the safety awards as presented; Council Member Doss seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next addressed a request by the Police Department to declare items surplus. Police Chief Justin Barley came forward to present the request to declare equipment and a 2008 Ford Crown Vic as surplus. Council Member Doss motioned to approve the request; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

At this time, Council President Thompson announced the City would hold a hearing to consider the revocation of the business license for Jesse Richards d/b/a R & R Collectables due to suspected criminal activity taking place at the business location. At this time, City Attorney, Madison took over the meeting and gave a brief account of the issue that was before the Council. He recognized Patrick Caver, attorney for Mr. Richards who requested the Council delay the hearing since he was only retained by Mr. Richards earlier today to represent him. After establishing that Mr. Richards had been served in person with a notice of the hearing on January 13th, Council Member Doss motioned to hold the hearing as scheduled; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote. At this time City Attorney Madison presented the City's case against Mr. Richards and called on City Clerk – Controller Lee, Police Chief Barley and Police Lieutenant Alan McDearmond as witnesses and presented the City's case to revoke the license. Mr. Caver was allowed to ask the witnesses questions as well. After being given instructions by Mr. Madison on the steps they could now take, Council Member Tankersley motioned to revoke the City business license of Mr. Jesse Richards d/b/a R & R Collectables; Council Member Doss seconded the motion. Motion carried by voice vote with Council Member Gill voting no. Mr. Madison also advised the Council if they desired, they could also make a motion that the business license not be renewed, or a new license not be sold to Mr. Richards as well. Council Member Tankersley made a motion to that effect; Council Member Doss seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson asked for comments from the Mayor, Council Members or City Attorney. Mayor Garrison reminded everyone to keep Public Works Director Curtis Self in their prayers as he would be undergoing surgery soon. provided a update on sales and alcohol tax collection. He also informed the Council that the new fire engine had been delivered and would soon be in use. At this time Mayor Garrison recognized retired Police Officer Amy Crouch and presented her with a retirement plaque. Council Member Gill gave an explanation as to why he voted no on the revocation of the business license. City Attorney Madison asked the Council to allow him to contact Quail Run apartments regarding an easement that had not been signed. Council Member Tankersley voted to allow Mr. Madison to contact the manager of the apartments for the appropriate signatures; Council Member Doss seconded the motion. Motion carried unanimous voice vote. Council President Thompson wished the Mayor a Happy 60th Birthday. No other comments were made.

Council President Thompson asked for comments from the audience. Burt Brewer, 3501 Hwy. 31 North, came forward to complain about the weight room not being open at the Civic Center. After a brief discussion, Council Member Gill motioned to declare all the equipment in the weight room surplus; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote. Mr. Brewer was told that after the equipment was advertised on GovDeals he could bid on it. No other comments were made.

There being no further business to come before the Council, the meeting was adjourned at 7:21p.m.

Kenny Thompson
Council President

ATTEST:

Rita S. Lee, City Clerk - Controller