

**MINUTES OF A REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF HARTSELLE, ALABAMA
AUGUST 22, 2023**

The City Council of the City of Hartselle, Alabama, met in a regular session at 7:00 p.m. on Tuesday, August 22, 2023, 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.

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

Council President Thompson called for approval of the minutes of the regular meeting held on Tuesday, August 9, 2023. Council Member Alexander motioned to approve the minutes as presented; Council Member Tankersley seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson addressed the first item on the agenda, Ordinance 1587, CBD Enforcement Amendment, and called on Director of Development Jeff Johnson to discuss with the Council. Mr. Johnson explained that if adopted, this ordinance would make a number of wording changes to the B-3 (downtown) section of the zoning ordinance, related to enforcement of Design Review Board decisions. City Attorney Madison recommended these revisions in order to ensure that board decisions are enforceable and defensible. Planning Commission recommended approval 5-0-1. Council President Thompson declared a public hearing open for comments. None were made. Council Member Tankersley motioned to close the public hearing; Council Member Gill seconded the motion. The motion carried by unanimous voice vote. Council Member Gill motioned to adopt Ordinance 1587; Council Member Alexander seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson asked Mr. Johnson to address the next item on the agenda, Ordinance 1593, CBD Art Amendment. Mr. Johnson explained that if adopted, this ordinance would add a specific allowance for artwork to be permitted in the B-3 (downtown) district upon approval of the Design Review Board. The board would have to approve design, scale and location of any item deemed to be an artistic expression, but would not review colors. Color review requirement would still apply to building/trim, signage, etc. but the review of colors would not be required for artwork. Additionally, this ordinance would specify that up to two flags per building can be placed in the City-owned flag holders on the canopies, provided that they are promptly removed when requested by the City for the placement of public flags (4th of July, etc). The current ordinance does not permit such flag placement on the canopies, although it has historically been allowed. Planning Commission recommended approval 5-0-1. Council President Thompson declared a public hearing open for comments. None were made. Council Member Tankersley motioned to close the public hearing; Council Member Alexander seconded the motion. The motion carried by unanimous voice vote. Council Member Gill motioned to adopt Ordinance 1593; Council Member Alexander seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, Resolution 23-0822, Rebuild Alabama Act FY2024, and called on Public Works Director Curtis Self to discuss with the Council. Mr. Self explained to the Council that this resolution, if approved, would adopt FY2024 Transportation Plan required by the Rebuild Alabama Act. The City anticipates expending funds received to the following projects:

- Mill and pave a portion of Stewart Street NW from Chestnut to Hwy. 31 N

- Pave a portion of Railroad Street from Hickory Street South to Petain Street
- Council Member Alexander motioned to approve Resolution 23-0822; Council Member Gill seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson asked Mr. Johnson to address the next item on the agenda, Resolution 23-0822A, to consider authorizing Mayor to sign amendment to professional services agreement with Garver LLC for TAPSU project inspection services. Mr. Johnson explained the City of Hartselle has selected Garver LLC to provide construction engineering and inspection services for this project. Council Member Tankersley motioned to approve agreement with Garver LLC for TAPSU project inspection services; Council Member Gill seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, to consider renewal of Fire Hydrant Maintenance contract with Hartselle Utilities, and called on Fire Chief Daryl Fox to discuss with the Council. Chief Fox presented the contract with Hartselle Utilities and the City's portion is \$3,437.68. Council Member Gill motioned to approve Fire Hydrant Maintenance contract for FY2024 with Hartselle Utilities; Council Member Tankersley seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, to consider Special Events Permit for Depot Days for the Hartselle Area Chamber of Commerce, and called on Mayor Garrison to discuss with the Council. Mayor explained the Chamber of Commerce is requesting a Special Events Permit for Depot Days on September 16, 2023. The Chamber is also requesting to start closure of parking lots Friday, September 15 at 7:00 a.m. The event will conclude at 4:00 p.m. and streets will remain closed until final cleanup is completed. Council Member Alexander motioned to approve Special Events Permit for Depot Days; Council Member Tankersley seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson asked Mr. Self to address the next item on the agenda, to consider budget transfer request for Public Works. Mr. Self explained he would like to transfer \$2,800.00 from Shop Minor Equipment Expense to Shop ROW and \$2,300.00 from Shop Minor Equipment Expense to Shop Drainage. Council Member Gill motioned to approve budget transfer for Public Works; Council Member Alexander seconded the motion. The motion carried by unanimous voice vote.

Council President Thompson addressed an additional item for the agenda, to authorize Mayor Garrison to sign an agreement with Lamar Companies for a sign relocation from property the City is purchasing to another location within the City. Mayor Garrison and City Attorney Madison reviewed the details of the agreement with the Council. Council Member Gill motioned to approve Mayor to sign agreement with Lamar Companies; Council Member Tankersley seconded the motion. The motion carried by unanimous voice vote.

At this time, Council President Thompson read the following announcements:

The City of Hartselle is accepting applications for positions on the following boards:

- Hartselle Utilities Board, two expired positions, six-year term
- Personnel Board, one unexpired position, three-year term
- Airport Board, four expired positions, five-year term

Applications are available at the City Clerk's office in City Hall or on the City's website. Application or resumes must be turned into the City Clerk's office or emailed by Friday, August 25, 2023, at 4:00 p.m.

Council President Thompson asked for comments from the Mayor, Council Members or City Attorney. Mayor Garrison announced the property purchase for the new Fire Station was set to close on September 25th. He also mentioned he thought the recent meeting for the Comprehensive Plan was successful. He mentioned the City was still waiting to hear from Huntsville Hospital to complete the transfer of the property for the new Library and Event Center. Council Member Gill thanked Parks & Recreation Director Smith for a recent purchase of equipment to help with flag football. Council Member Alexander agreed with the Mayor on

the successful event to help promote the update to the Comp Plan. No other comments were made.

Council President Thompson asked for comments from the audience. No other comments were made.

At this time, Council Member Gill motioned for the Council to adjourn to an executive session to discuss property purchase by the City and to return in five (5) minutes to resume the meeting; Council Member Alexander seconded the motion. The motion carried by unanimous voice vote. Mayor Garrison, City Attorney Madison and all Council Members left the room to attend the executive session with the exception of Council Member Tankersley, who did not attend the executive session due to conflict of interest in the item being discussed. The Council returned at 8:21, with Council President Thompson calling the meeting back to order. Council Member Gill motioned to adjourn the meeting; Council Member Tankersley seconded the motion. The motion carried by unanimous voice vote.

There being no further business to come before the Council, the meeting was adjourned at 8:22 p.m.

Kenny Thompson – Council President

ATTEST:

Rita S. Lee, City Clerk - Controller