

**MINUTES OF A REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF HARTSELLE, ALABAMA
JUNE 12, 2018**

The City Council of the City of Hartselle, Alabama, met in a regular session at 7:00 p.m. on Tuesday, June 12, 2018, inside the Council Chambers at the Hartselle Municipal Building. Council President Kenny Thompson called the meeting to order.

Reverend Lynn Harvell, Pastor of Liberty Baptist Church, led the invocation. A member of the Hartselle High School Softball Team led the Pledge of Allegiance.

The following were present for the meeting: Council President Thompson, Council Members Dwight Tankersley, Chuck Gill, Virginia Alexander and Matt Broom, Mayor Randy Garrison, City Attorney Larry Madison, and City Clerk-Controller Rita S. Lee, who also acted as Secretary of the meeting. Having a quorum present, Council President Thompson declared the proceedings open for business.

Council President Thompson called for approval of the minutes from the regular meeting held on Tuesday, May 15, 2018. Council Member Alexander motioned to approve the minutes; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

At this time, Mayor Randy Garrison called the Hartselle High School Girls' Softball Coach, Christy Ferguson, to the front and read aloud a Proclamation in honor of the Hartselle High School Girls' Softball Team winning the 2018 6-A State Softball Championship on May 19, 2018 at Montgomery's Lagoon Park. Mayor Garrison also presented each team member a copy of the Proclamation, and the team was honored with a standing ovation.

Council President Thompson then asked Mr. Griffith to come forward and discuss Ordinance 1480. Mr. Griffith explained to the Council this ordinance was for public hearing and final consideration, and if adopted, would re-zone approximately 43 acres between Garner Road and Salem Road from R-1 (single family residential) to R-5 (single family patio home) to allow a smaller minimum lot size. Mr. Griffith said that according to the current comprehensive plan, this property is to remain R-1, largely due to the potential impact on Garner Road, but the proposed subdivision is planned to ultimately provide a needed second ingress/egress point to Barkley Bridge via Salem Road. The Planning Commission recommended approval 5-0-1. Council President Thompson declared a public hearing open for discussion. No comments were made. Council Member Gill motioned to close the public hearing; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote. Council Member Gill motioned to adopt Ordinance 1480; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson called on Jeff Johnson, Director of the Dept. of Development, to discuss the next item on the agenda, Resolution 18-0612. Mr. Johnson explained that DOD was ordered by City Council Resolution #18-0313B to demolish an unoccupied, dilapidated and condemned structure located at 702 Main Street East with City manpower or by contract. Mr. Johnson also said the work had been completed on April 17, 2018 and the property owner, Timothy Danner, had been sent via certified mail an itemized statement of expenses totaling \$12,566.52. Mr. Johnson stated Mr. Danner had failed to pay off and discharge expenses incurred by the City within 28 days as required by Code Section 38-71(b), and that if approved, this resolution would allow a special assessment to be levied against the property. He also said that if the assessment wasn't paid after 7 days from the date of this resolution, the City Clerk shall cause this Resolution to be recorded in the Office of the Judge of Probate of Morgan County. Mr. Johnson also told the Council that after 28 days, if the assessment remains unpaid, the Mayor is authorized to instruct the City Attorney to commence legal proceedings to collect the assessment. Council President Thompson declared a public hearing open for discussion. Mr. Timothy Danner came forward and asked the Council if they would consider allowing him to sign the property located at 702 Main Street East over to the City in lieu of the expenses owed. After a brief discussion, City Attorney Larry Madison explained to Mr. Danner the deed would have to be signed within 7 days, and that by signing the property over to the City the assessment

would not be filed and the expenses owed would be paid in full. Council Member Alexander motioned to close the public hearing; Council Member Gill seconded the motion. Motion carried by unanimous voice vote. After some discussion, City Attorney Madison directed the Council to adopt the resolution as presented before accepting Mr. Danner's offer. Council Member Tankersley motioned to adopt Resolution 18-0612 as presented; Council Member Gill seconded the motion. Motion carried by unanimous voice vote. Council Member Gill then motioned to accept the property located at 702 Main Street from Mr. Danner as full settlement for expenses levied against the property by the City; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mr. Johnson to discuss Resolution 18-0612A. Mr. Johnson explained that the City had recently solicited sealed bids for Mowing and Landscape Maintenance at I-65 exits #325 and #328 and Main Street planters. Mr. Johnson stated the City had received one bid from Hannah's Lawn and Landscape Service, Inc. for \$126,000.00 for a three (3) year contract. Mr. Johnson said that if approved, this resolution would accept the bid and authorize Mayor Garrison to execute the contract. Council Member Alexander motioned to approve Resolution 18-0612A to accept the bid as presented; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Randy Garrison to discuss the next item on the agenda, a request to consider an alcohol application submitted by BB'S Back Porch, Inc. dba Pig Stand. Mayor Garrison explained to the Council Pig Stand had submitted an application for retail beer (on and off premises) and retail wine (on and off premises). He stated the Alcohol Review Committee (ARC) had met, reviewed the application and recommended the application be approved. Council President Thompson declared a public hearing open. No comments were made. Council Member Gill motioned to close the public hearing; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote. Council Member Gill motioned to approve the alcohol license for Pig Stand; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss the request to consider entering into a contract with AT&T for phone service/broadband point services for the City including fiber connection to Fire Station II and the Sparkman Civic Center. The contract is being offered through a State of Alabama purchasing agreement. Council Member Gill motioned to authorize Mayor Garrison to execute the contract with AT&T; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson asked Parks and Recreation Director, Tom Chappell, to discuss his request for a Morgan County Legislative Delegation Community Service Grant Request. Mr. Chappell explained to the Council he had requested a community service grant from Senator Arthur Orr and had been awarded one for \$5,000.00 for new playground equipment at Sparkman Park. He was requesting the Council's approval to accept the grant. Council Member Gill motioned to accept the grant; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss the FY2017 Audit. Mayor Garrison explained to the Council the City had received the results of the FY2017 audit from Tucker & Waits, and he and City Clerk –Controller Rita S. Lee had recently met with one of the firm's partner's Mr. Darrel Waits, to review the audit. He stated the City had a clean audit with no findings and minimal adjustments were made. Council Member Gill motioned to accept the FY2017 audit as presented; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss the request to consider the contract renewal with the Hartselle Area Chamber of Commerce. Mayor Garrison explained that the Chamber provides certain services beneficial to the City, and that the City has provided compensation to the Chamber for those services. However, the provision in the previous contracts regarding the Chamber maintaining two billboards on I-65 was informally agreed to be terminated during the extended period following the expiration of the last contract, but the City has paid the Chamber monthly installments at the original amount despite discontinuation of the billboards. Mayor Garrison told the Council an adjustment has been made in the annual sum to

be paid under previous agreements, and that if approved, the City would pay the Chamber the adjusted sum of \$18,820.00 annually, payable in twelve monthly installments. He also stated the City has paid to date, from October 1, 2017, which this contract shall be retroactively effective, \$18,115.00 of the \$18,820.00 adjusted annual obligation, leaving a balance of \$705.00. The remaining balance will be paid in monthly installments of \$235.00, beginning July 1, 2018 continuing through September 1, 2018. Council Member Alexander motioned to authorize Mayor Garrison to execute the contract with the Chamber; Council Tankersley seconded the motion. Motion carried by unanimous voice vote. Council Member Gill abstained from the vote.

Council President Thompson then called on Ron Puckett, Hartselle Police Chief, to come forward and discuss his request for a budget transfer and budget adjustment. Chief Puckett told the Council the police department was short in two budget lines: Prisoner's Expense- \$12,000.00 and Uniforms - \$3,500.00, and he was asking for the following:

- 1) a budget transfer in the amount of \$6,054.00 from Workman's Comp
- 2) a budget transfer in the amount of \$3,040.00 from Insurance Expense
- 3) a budget adjustment in the amount of \$5,806.00 to cover the two items.

Council Member Gill motioned to approve the budget transfers and budget adjustment as requested; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on Mayor Garrison to discuss the following budget transfers for Public Works:

- 1) \$100,000.00 from Buildings line item
- 2) \$10,130.90 from Vehicles line item
- 3) \$12, 823.10 from Minor Equipment

Mayor Garrison explained to the Council that if approved, these funds were to be used to purchase the 2019 Freightliner Truck from Neely Coble Company under HGAC Purchasing Co-operative #HT06-18. Council Member Alexander motioned to approve the budget transfers and purchase of the truck; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson asked the Mayor to discuss the next item on the agenda, the buy-back agreement from Ingram Equipment Company, LLC (Ingram). Mayor Garrison explained that Ingram has offered to buy-back the 2019 Freightliner at the end of the lease term for \$79,300.00, contingent upon the condition of the vehicle outlined in the agreement. Council Member Gill motioned to authorize Mayor Garrison to execute the agreement; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson asked Mayor Garrison to discuss the request from Public Works to declare items surplus. Mayor Garrison told the Council the Public Works Department had requested to declare a 2004 Mack Vision truck as surplus and place it on GovDeals to be sold, with the proceeds being used towards the 2019 Freightliner Truck. Council Member Gill motioned to approve declaring the truck surplus; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next asked Mayor Garrison to discuss the request to authorize City Clerk-Controller, Rita S. Lee, to transfer funds into a Certificate of Deposit (CD) at Cadence Bank. Mayor Garrison explained he and Ms. Lee had met with Robert Curtis, Senior Vice-President of Cadence Bank, and Doug Kiser Branch Manager, about current CD rates and the possibility of transferring a portion of reserved funds into a higher yield account. The Mayor stated the City was offered the following rates:

- 12M – 2.18% APY
- 18M – 2.28% APY
- 24M – 2.39% APY

Mayor Garrison explained that he was requesting the Council authorize Ms. Lee to transfer funds from the Cemetery Fund, 2010 Bond Fund and the General Fund into three (3) 24 month CD's. Council Member Broom motioned to authorize the funds transfer; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

At this time, Council President Thompson announced the City is accepting applications for position so the following boards:

- 1) Parks & Recreation Board: one expired term, five year appointment

2) Central Business District Board: one expired term, four year appointment

3) Personnel Board: one expired tem, six year appointment

Applications are available at the City Clerk's office in City Hall or on the City's website.

Applications must be turned into the City Clerk's office by 4:00 P.M. on Friday, June 29, 2018.

Council President Thompson called for comments from the Mayor, City Council and City Attorney. Mayor Garrison honored Jeff Johnson, DOD Director, for 25 years 'of service with the City. He presented him with a certificate and plaque and thanked him for his dedication and willingness to help wherever needed. Council Members Gill, Tankersley and Broom also thanked Mr. Johnson for his service. Council Member Alexander thanked him as well and also thanked City Clerk- Controller Lee for the clean audit and congratulated Police Chief Ron Puckett for his recent election as Morgan County Sheriff. Council President Thompson thanked Jeff as well.

Council President Thompson called for comments from the audience. None were made.

With no other business to come before the Council, Council Member Alexander moved to adjourn; Council Member Gill seconded the motion. Motion carried unanimously by voice vote and the meeting was adjourned at 7:43 p.m.

Kenny Thompson
Council President

ATTEST:

Rita S. Lee, City Clerk/Controller