

**MINUTES OF A REGULAR MEETING  
OF THE CITY COUNCIL OF  
THE CITY OF HARTSELLE, ALABAMA  
SEPTEMBER 11, 2018**

The City Council of the City of Hartselle, Alabama, met in a regular session at 7:00 p.m. on Tuesday, September 11, 2018, inside the Council Chambers at the Hartselle Municipal Building. Council President Kenny Thompson called the meeting to order.

Reverend Tom Watson, Pastor of Daystar Church, led the invocation. Reverend Clayton Speed, Pastor of First Baptist Church, led a special prayer commemorating 9-11. Mayor Randy Garrison led the Pledge of Allegiance.

The following were present for the meeting: Council President Thompson, Council Members 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. Council Member Dwight Tankersley was absent. 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, August 28, 2018. Council Member Alexander motioned to approve the minutes; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on Jeremy Griffith, Hartselle City Planner, to discuss Ordinance 1487. Mr. Griffith explained to the Council this ordinance is for introduction only, but if adopted, would revise the City's alcohol ordinance to amend certain regulations related to special events advertising and brew-pub establishments. After a brief discussion, City Attorney Larry Madison defined the differences between a brew-pub and an actual brewery, and told the Council that if they wanted to make additional changes to the ordinance it would have to be re-introduced at a later date. Council Member Gill also mentioned he would like to see the ordinance cover manufacturers as well. Council Member Gill motioned to introduce Ordinance 1487; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next called on Mayor Randy Garrison to discuss Resolution 18-0911. Mayor Garrison explained to the Council that with their approval, the City would elect to come under the provisions of Section 1 of Act 563 of the Regular Session of the 2018 Legislature. He further explained that the City would agree to provide all funds necessary to the Employees' Retirement System of Alabama (RSA) to cover the cost of the one-time lump sum payment provided by this Act for those eligible retirees and beneficiaries of deceased retirees of the City, with the lump sum payment being paid out in December. Council Member Alexander motioned to approve Resolution 18-0911; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss Resolution 18-0911A. Mayor Garrison stated that by electing to come under the provisions of Act 2011-676, the City agrees to increase employee contribution rates as specified by the Act for members of the Employees' Retirement System of Alabama (RSA). He also said the provisions of the Act would become effective the first of the month following the receipt of the resolution, and the election to come under the provisions of Act 2011-676 is irrevocable effective the date of the resolution. Council Member Gill motioned to approve Resolution 18-0911A; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next called on Jeff Johnson, Department of Development Director (DOD), to discuss Resolution 18-0911B. Mr. Johnson told the Council the City had recently solicited sealed bids for improvements to be made at the Hartselle-Morgan County Regional Airport for the Airfield Pavement Maintenance and Marking Project. He stated the low bidder meeting the required specifications was Murphree Paving, with their bid being \$264,678.23 base and \$97,100.93 add alternate one (1). Mr. Johnson explained to the Council that DOD as well as Garver Engineering had recommended accepting the bid, contingent upon the acceptance of the

Federal Aviation Administration (FAA) and Alabama Department of Transportation (ALDOT) grant offers. Council Member Alexander motioned to approve Resolution 18-08911B and accept the bid; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mr. Johnson to discuss Resolution 18-0911C. Mr. Johnson stated the City had received a Transportation Alternative Program (TAP) Grant from the Alabama Department of Transportation (ALDOT) to rehabilitate and construct new handicapped accessible sidewalks in downtown Hartselle along Railroad Street and Hickory Street. He also told the Council the City had solicited and received sealed bids from qualified companies to construct the sidewalks, and that Garver Consulting Engineers had determined that Powe General Contractors was the low bidder at \$387,9287.71. Mr. Johnson also said that if approved, this resolution would grant Mayor Garrison the authority to enter into a construction contract with Powe General Contractors, contingent upon approval from ALDOT. Council Member Gill motioned to approve Resolution 18-0911C; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on Mayor Garrison to discuss Resolution 18-0911D. Mayor Garrison explained to the Council that if approved, this resolution would grant him authorization to sign the real estate contract for \$14,000.00 for a lot located at 118 Main Street West, that the Council has authorized him to purchase on behalf of the City. Council Member Gill motioned to approve Resolution 18-0911D; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss a request for an alcohol license for Hometown Market of Hartselle, Inc. Mayor Garrison explained that Hometown Market of Hartselle, Inc., located at 412 Sparkman Street N.W., had applied for a retail beer (off premises only) and retail table wine (off premises only) license. Mayor Garrison informed the Council the Alcohol Review Committee (ARC) had met, reviewed the application, and made a recommendation to the Council that the license be granted. Council President Thompson announced a Public Hearing open to hear comments for or against the application. Reverend Clayton Speed, Pastor of First Baptist Church, came forward to speak, and said he just wanted to make the Council aware the church had the same feelings towards alcohol sales as it did in November 2016, when the wet/dry election was held. He also stated he would continue to pray for the City, its leaders and the community as a whole. Council Member Gill motioned to close the Public Hearing; Council Member Broom seconded the motion. Motion carried by unanimous voice vote. Council Member Gill motioned to approve the alcohol license for Hometown Market of Hartselle, Inc.; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss a request for an alcohol license for Gwin Properties, LLC dba Pizza Ed. Mayor Garrison explained that Gwin Properties, LLC dba Pizza Ed, located at 305 Main Street West, had applied for a retail beer (off premises only) and retail table wine (off premises only) license. Mayor Garrison informed the Council the Alcohol Review Committee (ARC) had met, reviewed the application, and made a recommendation to the Council that the license be granted, contingent upon completion of the restaurant and passing inspections from the Department of Development and Fire Department. President Thompson announced a Public Hearing open to hear comments for or against the application. No comments were made. Council Member Broom motioned to close the Public Hearing; Council Member Gill seconded the motion. Motion carried by unanimous voice vote. Council Member Broom motioned to approve the alcohol license for Gwin Properties, LLC dba Pizza Ed pending final inspections; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss the request for a Special Event Permit received from Hartselle Junior High Coach Shane Alexander. Mayor Garrison explained to the Council the permit request was for the Tiger Town 5K to be held on Saturday, October 13, 2018 from 5:00 a.m. to 10:00 a.m. with approximately 200 people participating. He also stated the proceeds would benefit the Jennifer Burks and Robin Riley Scholarship Funds. Council Member Alexander motioned to approve the Special Event Permit application; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next called on Jeff Johnson, DOD, to discuss his request for a budget adjustment. Mr. Johnson explained to the Council he had requested a budget adjustment to pay invoices to Reed Contracting Services, Inc. and J.C. Cheek Contractors, Inc. for College Street resurfacing and Longhorn Pass/Crestline striping from the city's gasoline funds. Council Member Alexander motioned to approve the budget adjustments and payment of the pending invoices; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson called for comments from the Mayor, Council Members and the City Attorney. Mayor Garrison announced that a company the City contracted with to run a street sweeper would be in town in the next few days to clean the streets before Depot Days. Council Member Gill mentioned again his thoughts on this being the anniversary of 9-11 and reminded everyone to go home and hug their loved ones. Council Member Alexander also acknowledged the anniversary of 9-11. City Attorney Madison announced the need for the City to go into an executive session to discuss pending litigation. He instructed Council President Thompson to go ahead and close the meeting, as the Council would not reconvene following the session. Council President Thompson thanked everyone for coming to the meeting and expressed his thoughts on the anniversary of 9-11 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 Broom motioned to adjourn into executive session to discuss pending litigation, not to reconvene afterwards; Council Member Gill seconded the motion. Motion carried by unanimous voice vote. Council Member Gill motioned to adjourn the meeting; Council Member Alexander seconded the motion and the meeting adjourned into executive session at 7:26 P.M.

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Kenny Thompson  
Council President

ATTEST:

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Rita S. Lee, City Clerk-Controller