

**MINUTES OF A REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF HARTSELLE, ALABAMA
AUGUST 13, 2019**

The City Council of the City of Hartselle, Alabama, met in a regular session at 7:00 P.M. on Tuesday, August 13, 2019, inside the Council Chambers at the Hartselle Municipal Building. Council President Thompson called the meeting to order.

City Attorney, Larry Madison, gave the invocation. Mayor Randy Garrison led the Pledge of Allegiance.

The following were present for the meeting: Council President Kenny Thompson, Council Members Chuck Gill, Virginia Alexander, Dwight Tankersley, 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 of the regular meeting held on Tuesday, July 23, 2019. Council Member Alexander motioned to approve the minutes; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the first item on the agenda, Ordinance 1501, and called on DOD Director Jeff Johnson to discuss it with the Council. Mr. Johnson explained that Ordinance 1501 will rezone a portion of Highway 31 South (Thompson Road vicinity) from M-1 to B-2. He stated the rezoning has been initiated by city staff since this area is best suited for non-industrial use, and a number of established businesses are no longer operating in conformance with M-1 standards that were revised a few years ago. No proposed change is shown in the current comprehensive plan, but the B-2 uses are in keeping with the uses that have historically been present in this area, and were previously permitted to operate with the M-1 designation. Council President Thompson declared a Public Hearing. Ms. Jane Lawrence, business owner 2199 Hwy. 31 South, came forward to question why the rezoning was taking place, she had received a letter from the City since she is a property owner and wanted to know the effect on her property and the possible change in her property tax. Mr. Johnson replied that the rezoning was actually to correct a change from B-2 to M-1 that was made by the City in 2012, when the new Comprehensive Plan was put into place to protect the newly constructed Morgan Center. The ordinance would return all the property to the original zoning with no change at all to the current property owners. Mr. Waymon Heaps, 3121 Hwy. 31 South, came forward and expressed concerns on why he was not notified of the previous rezoning. Mr. Johnson explained again it was part of the 2012 Comprehensive Plan that rezoned areas city wide. No letters were sent to individual property owners, but notices were placed in the newspaper and on the City's website. Council Member Broom motioned to close the Public Hearing; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote. Council Member Gill motioned to adopt Ordinance 1501; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, Ordinance 1502, and called on Mr. Johnson to discuss it with the Council. Mr. Johnson explained Ordinance 1502 will rezone 30 acres at the end of Mallone Road from M-1 to B-2. This owner is requesting this change in order to locate a family-owned towing service on the property. Such businesses are not allowed in the M-1 zone, but are permitted with screening provisions in the B-2. No proposed change is shown in the current comprehensive plan, but the trucking uses are existing in the area and recent changes to the FEMA flood hazard areas have made the property less likely to develop for industrial use. Council President Thompson declared a Public Hearing. No comments 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 Alexander motioned to adopt Ordinance 1502; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, consider renewal of agreement for dispatch services with Morgan County Emergency Management Communication District, and called on Mayor Garrison to discuss it with the Council. Mayor Garrison stated the only change was an increase in the call rate, which had already been adjusted in the upcoming FY2020 budget. Council Member Broom motioned to approve the agreement; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, consider acceptance of Community Services Grant for Police Department and called on Police Chief Justin Barley to discuss it with the Council. Chief Barley explained State Representative Scott Stadthagen has authorized a \$950.00 Community Grant from his office in support of the Alabama Women in Law Enforcement Conference, which is directed by Lt. Linda Fox. He stated the Police Department was requesting authorization to use these funds to cover expenses for the conference. There is no cost to the City or match of funds required through this grant. Council Member Alexander motioned to approve the Community Service Grant; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, consider budget adjustment request, and called on Chief Barley to discuss it with the Council. He requested the grant funds approved in the previous motion be placed in the Police Donation Fund for use toward the conference expense. Council Member Tankersley motioned to approve the budget adjustment; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, request to declare an item surplus for the Police Department and called on Chief Barley to discuss it with the Council. Chief Barley requested the following item as surplus: Point Blank Level II Ballistic Vest, Serial # 1267, # 1237 this vest was purchased for Officer Keith Sheppard who recently resigned and will be sold to his new employer, the Morgan County Sherriff's Department. Council Member Alexander motioned to declare the item surplus; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, and called on Public Works Supervisor David Vankoughnett to present a budget transfer request for Public Works to the Council. Mr. Vankoughnett explained the request for a transfer of \$9,500.00 from Shop Drainage Budget (01-301-5304) to Shop Street Repair Budget (01-301-5315) for paving on Sharrott St. and other street repairs. Council Member Gill motioned to approve the budget transfer; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, consider request to declare items surplus, and called on Mr. Vankoughnett to discuss it with the Council. Mr. Vankoughnett requested to declare the following items surplus:

- 1) 2004 Mack Truck (VIN# 7117)
- 2) 2006 Wilkins Trailer (transfer trailer)(VIN# 8166)
- 3) 2013 Mack MRU 614 garbage truck (VIN# 9744)
- 4) 1991 Cat 1466 D4 Dozer (7XG86)

Council Member Alexander motioned to declare the items surplus; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, to consider a budget transfer request for Parks & Recreation, and called on Director Tom Chappell to discuss it with the Council. Mr. Chappell explained the request transfer of \$1,500.00 from Concessions (01-402-5501) to Training and Education (01-402-5204). This request is to cover the cost of five (5) WSI (Water Safety Instructor) Certifications for swim lesson instructors. Mr. Chappell noted the employees usually stay with the City for several years so this is not an every year expense. Council Member Gill motioned to approve budget transfer; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, consider budget transfer request, and called on Mayor Garrison to discuss it with the Council. Mayor Garrison explained the transfer as follows:

- 1) \$1,500.00 from Capital Projects (01-202-5711) to Gas & Oil (01-202-5306)
- 2) \$1,400.00 from Capital Projects (01-202-5711) to Uniforms (01-202-5107)

Council Member Broom motioned to approve the budget transfer; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed next item on the agenda, consider budget transfer request, and called on Rita S. Lee, City Clerk –Controller, to discuss it with the Council. Ms. Lee requested the transfer \$8,500.00 from Building and Grounds (01-101-5300) to Attorney Expense (01-101-5402). She reminded the Council of a legal issue earlier in the year that had required the services of the City’s employment law attorney. The line item for Attorney Expense had not been adjusted at that time, but must now finish out the year. Council Member Alexander motioned to approve the transfer; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, consider request to declare items surplus for Administration for both the Library and IT. City Clerk – Controller Lee went over the request with the Council and asked for their approval. (See attached list) Council Member Tankersley motioned to approve the surplus items as requested; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson called for comments from the Mayor, Council Members, City Attorney or City Clerk – Controller. Mayor Garrison thanked everyone for their help with the budget, especially City Clerk- Controller Lee and HR Administrator Melee Laney. Council Member Tankersley thanked everyone as well including the Mayor, Ms. Lee and Ms. Laney and welcomed the new Public Works Director Curtis Self to his first Council Meeting. Ms. Alexander and Council President Thompson thanked everyone as well for their work on the budget. No other comments were made.

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

With no other business to come before the Council, Council Member Gill motioned to adjourn the meeting; Council Member Tankersley seconded the motion and the meeting adjourned at 7:37 p.m.

Kenny Thompson
Council President

ATTEST:

Rita S. Lee, City Clerk-Controller