

**MINUTES OF A REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF HARTSELLE, ALABAMA
SEPTEMBER 14, 2021**

The City Council of the City of Hartselle, Alabama, met in a regular session at 7:00 P.M. on Tuesday, September 14, 2021, inside the Council Chambers at the Hartselle Municipal Building. Council President Kenny Thompson called the meeting to order.

Mr. Clif Knight, Hartselle Enquirer, gave the invocation. Mayor Randy Garrison led the Pledge of Allegiance.

The following were present for the meeting: Council President Kenny Thompson, Council Members Dwight Tankersley, Virginia Alexander, Chuck Gill and Ken Doss. Mayor Randy Garrison, City Attorney Larry Madison and City Clerk-Controller Rita S. Lee, who also acted as Secretary of the meeting, were present for 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 work session held on Monday, August 23, 2021. Council Member Doss motioned to approve the minutes as presented; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson called for approval of the minutes of the regular meeting held on Tuesday, August 24, 2021. Council Member Alexander motioned to approve the minutes as presented; Council Member Doss seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the first item on the agenda, Ordinance 1554, 2021 Bond Warrants, and called on Mr. Heyward Hosch, Bond Attorney with Maynard, Cooper and Gale in Birmingham to come forward and discuss with the Council. Mr. Hosch recognized Mr. Johnny Dill with Fazier Lanier and asked him to come forward first to review the details of the bond issue. Afterwards, Mr. Hosch reviewed the details of the ordinance which authorize the issuance and payment of General Obligation Bond Warrants Series 2021-A and School Warrants Series 2021-B. Mr. Hosch reviewed the details of the bond issue including the low average interest rate of 2.4%. He also reviewed the refunding of a portion of the 2018 bond issue that resulted in the lowering of the interest rate from 3.4% to 1.4%. At the close of his review, Council Member Doss motioned to suspend the rules for immediate consideration of Ordinance 1554; Council Member Alexander seconded the motion. Council President Thompson called for a roll call vote and the results were as follows:

Council President Thompson: Yes
Council Member Tankersley: Yes
Council Member Gill: Yes
Council Member Alexander: Yes
Council Member Doss: Yes

Motion carried by unanimous roll call vote. Council Member Doss motioned to adopt Ordinance 1554; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, Ordinance 1548, a request to annex a one acre tract and single family residence on Hwy. 36 West into the City limits, and called on City Planner Jeremy Griffith to discuss with the Council. Mr. Griffith informed the Council that this ordinance was introduced at the previous Council meeting and is up for final consideration. He also stated this area is a priority two in the current Comprehensive Plan and that the Planning Commission recommended approval 5-0-1. Council President Thompson announced a public hearing open for discussion. No comments were made. Council Member Tankersley motioned to close the public hearing; Council

Member Doss seconded the motion. Council Member Alexander motioned to adopt Ordinance 1548; Council Member Doss seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson asked Mr. Griffith to review the next item on the agenda, Ordinance 1549, zoning Hwy. 36 West. Mr. Griffith explained that if adopted, this ordinance would zone the tract annexed by Ordinance 1548 as R-1. He noted the current comprehensive plan shows eventual zoning for this parcel to be B-1, but the current owner has no commercial plans and prefers to maintain the residential zoning at this time. Council President Thompson announced a public hearing open for discussion. No comments were made. Council Member Tankersley motioned to close the public hearing; Council Member Gill seconded the motion. Council Member Alexander motioned to adopt Ordinance 1549; Council Member Doss seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next addressed Ordinance 1550, a rezoning request. Mr. Griffith explained the ordinance, if adopted, would rezone a proposed 4.5 acre parcel area on Nanceford Road from AG-1 to R-1 in order to divide it off from the larger AG-1 tract. He noted the request was introduced at the previous Council meeting and was up for final consideration. He also said it is in conformance with the current Comprehensive Plan and the Planning Commission recommended approval 5-0-1. Council President Thompson announced a public hearing open for discussion. No comments were made. Council Member Tankersley motioned to close the public hearing; Council Member Doss seconded the motion. Council Member Alexander motioned to adopt Ordinance 1550; Council Member Doss seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next addressed Resolution 21-0914, adjust rates for solid waste collection and termination of the Chipper Fund, and called on Public Works Director Curtis Self to discuss with the Council. Mr. Self explained adjusting rates charged for residential solid waste collection and also terminating receipts allocated to the Chipper Fund and authorizing the balance of said funds to be transferred to the Landfill Maintenance Fund. Council Member Gill motioned to approve Resolution 21-0914; Council Member Doss seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed Resolution 21-0914A, Rebuild Alabama Gas Tax Plan FY2022, and called on Mr. Self to discuss it with the Council. Mr. Self explained to the Council that this resolution, if approved, would adopt a Transportation Plan required by the Rebuild Alabama Act. The City anticipates expending funds received to the following projects:

- Patillo Street SW, mill & resurface from Hwy. 31 to Nanceford Rd.
- Corsbie Street NW, mill & resurface from Main St. to Longhorn Pass
- Cedar Street NW, mill & resurface from Hwy. 36 N to Longhorn Pass

Council Member Doss motioned to approve Resolution 21-0914A; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next addressed Resolution 21-0914B, the vacation of Uncle Herschel Way for Mapco, and called on Mayor Garrison to discuss with the Council. Mayor Garrison explained the City has entered into a contract with Mapco to construct a travel center adjacent to I-65 on Hwy 36 East, and immediately adjacent to Cracker Barrel Old Country Store. Cracker Barrel has given the consent to close Uncle Herschel Way and replacement of the existing street with a new public street to bear the same name and provide alternative access as a public street to Cracker Barrel. Council Member Alexander motioned to approve Resolution 21-0914B; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed next item on the agenda, authorize Mayor to sign contract with Morgan County Emergency Management Communication for dispatch services. Mayor Garrison explained this agreement with Morgan County Emergency Management to provide dispatch services for both the Hartselle Police Department and Hartselle Fire Department. Council Member Doss motioned to approve contract with Morgan County

Emergency Management Communication; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, to authorize the Mayor to sign a Memorandum of Understanding (MOU) with Hartselle City Schools concerning the School Protection Officers (SPO) program. Mayor Garrison explained the MOU between the Hartselle Police Department and Hartselle City Schools was a renewal of an existing program with the school system and would continue to assign five (5) seasonally employed police officers to the program. Council Member Tankersley motioned to approve the contract and authorize the Mayor to sign; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council Member Thompson next addressed the request to authorize Mayor to sign a MOU with the Hartselle City Schools concerning School Resource Officer (SRO) program. Mayor Garrison explained agreement was also a renewal of the existing agreement with the school system for the Hartselle Police Department will assign two (2) full time officers to the Hartselle School Resource Officer Program. Council Member Alexander motioned to approve the contract and authorize the Mayor to sign; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson next addressed the request to authorize the Mayor to sign an agreement with CDG Engineers & Associations for a Mapco access road. Jeff Johnson, DOD Director came forward to explain that CDG Engineers & Associates, Inc. submitted the proposal to provide professional civil engineering services for the project. The proposal includes a field survey, geotechnical services, roadway plans and assistance with contract procurement. The total fee for the services would be \$89,700.00. Council Member Gill motioned to approve the contract and authorize Mayor to sign; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote

Council President Thompson addressed the next item on the agenda, a request to authorize Mayor to sign an agreement with RJ Young Company for copier/printer for DOD Department, and called on DOD Director Jeff Johnson to discuss it with the Council. Mr. Johnson explained that the DOD Department will need a copier/printer once it's relocated to the new building, and he is requesting a Ricoh IM C3000. Council Member Tankersley motioned to approve the contract and authorize Mayor to sign; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the next item on the agenda, to consider an amendment to a Special Event Permit for Hartselle Area Chamber of Commerce for Depot Days, and called on Missy Evans, HAC Director to come forward and discuss with the Council. She explained the Chamber of Commerce would like to close the City parking lot across from the Depot on Wednesday morning at 8:00 AM, in order to set up lighting, sound, and stage for the Youth Glow Night, a student worship event. In addition to the parking lot, they are requesting to close Railroad Street from east end of Main Street to the east end of Hickory Street, Hickory Street from the north side of Sparkman Street to the north side of Railroad Street. Sparkman Street and Main Street will remain open. Council Member Alexander motioned to approve the amendment to the Special Event Permit as presented; Council Member Doss seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson addressed the last item on the agenda, to consider authorizing the Mayor to sign approval of a sign settlement and release agreement, and called on City Attorney Larry Madison to discuss it with the Council. Mr. Madison explained the City has entered into a settlement and release agreement with New South Media Group, LLC to prevent a probable law suit against the City concerning billboards and recent federal court decisions. He reviewed the issues and assured the Council that City Planner Griffith and himself were working diligently to update the City's sign ordinance. Council Member Tankersley announced he would abstain from the conversation and the vote due to a potential conflict with his real estate company. After much discussion, Council Member Gill stated his was

against the City's agreeing to the settlement. Council Member Doss motioned to approve the settlement as presented and authorize Mayor to sign; Council Member Alexander seconded the motion. Motion carried by a voice vote of 3-1.

Council President Thompson asked for comments from the Mayor, Council Members or City Attorney. Mayor Garrison announced as of 4:00 today, the City had taken possession of the new municipal building with substantial completion by the construction company. No other comments were made.

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

There being no other business to come before the Council, Council Member Alexander motioned to adjourn the meeting; Council Member Doss seconded the motion. Motion carried by unanimous voice vote and the meeting adjourned at 7:28 p.m.

Kenny Thompson,
Council President

ATTEST:

Rita S. Lee, City Clerk-Controller