

**MINUTES OF A REGULAR MEETING
OF THE CITY COUNCIL
OF THE CITY OF HARTSELLE, ALABAMA
NOVEMBER 22, 2016**

The City Council of the City of Hartselle, Alabama, met in a regular session at 7:00 p.m. on Tuesday, November 22, 2016 inside the Council Chambers at the Hartselle Municipal Building. Council President Kenny Thompson called the meeting to order.

Reverend Clayton Speed, Pastor of First Baptist Church, led the invocation.

The following were present for the meeting: Council President Kenny Thompson, Council Members Dwight Tankersley, Chuck Gill, Virginia Alexander, 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.

At this time, Hartselle Police Chief Ron Puckett came forward to introduce the newest member of the Hartselle Police Department, Officer Micah Host and gave a brief introduction. Mayor Garrison administered the Oath of Office to Officer Host and welcomed him to the Police Department.

Council President Thompson called for the approval of the minutes of the regular meeting held on Tuesday, October 25, 2016. Council Member Gill motioned to approve the minutes; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called for approval of the minutes of the organizational and regular meeting held on Tuesday, November 7, 2016. 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 for approval of the minutes of the special called meeting to canvass the election results held at noon on Tuesday, November 15, 2016. Council Member Gill motioned to approve the minutes; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

At this time, Council President Thompson called on City Planner Jeremy Griffith to discuss the first item on the agenda, Ordinance 1448. Mr. Griffith explained to the Council that if adopted, this ordinance would annex approximately twenty acres and a single family residence on Nanceford Road and informed the Council that the public hearing had been held previously, but the ordinance was tabled due to the moratorium on annexations prior to the election. He also told the Council that the property is a priority two annexation area in the comprehensive plan and the Planning Commission had recommended approval 8-0. Council President Thompson called for a motion to remove the ordinance from the table for a vote. Council Member Alexander motioned to remove Ordinance 1448 from the table for final consideration; Member Gill seconded the motion. Motion carried by unanimous voice vote. Council Member Alexander then motioned to adopt Ordinance 1448; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mr. Griffith to discuss Ordinance 1449. Mr. Griffith explained the Council that if adopted, Ordinance 1449 would zone the property annexed in Ordinance 1448 as AG-1, and the public hearing had been held previously. Mr. Griffith also said that although the comprehensive plan calls for this property to be zones R-1, the agricultural zoning has historically been accepted for newly annexed tracts still being used for horse and livestock purposes and the Planning Commission had recommended approval 8-0. Mr. Griffith also stated this was a tabled zoning request and should be removed from the table prior to final consideration. Council President Thompson called for a motion to remove the ordinance from the table for a vote. Council Member Gill motioned to remove Ordinance 1449 from the table for final consideration; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote. Council Member Gill motioned to adopt Ordinance 1449; Council

Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson asked Mr. Griffith to discuss Ordinance 1451. Mr. Griffith explained to the Council this ordinance was for public hearing and final consideration as well and if adopted, would annex a single family residence and lot on Barkley Bridge Road into the city limits. Mr. Griffith also said the property is within a priority two annexation area in the comprehensive plan and the Planning Commission had recommended approval 6-0. Council President Thompson declared the public hearing open for discussion. 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 1451; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mr. Griffith to discuss Ordinance 1452. Mr. Griffith explained the ordinance was for public hearing and final consideration and if adopted, would zone the property annexed in Ordinance 1451 as R-1, single family residential. Mr. Griffith also said the zoning designation is in keeping with the current comprehensive plan, and the Planning Commission had recommended approval 6-0. Council President Thompson declared the public hearing open for discussion. No comments were made. Council Member Tankersley motioned to close the public hearing; Council Member Broom seconded the motion. Motion carried by unanimous voice vote. Council Member Gill motioned to adopt Ordinance 1452; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mr. Griffith to discuss Resolution 16-1122. Mr. Griffith explained that this resolution was for immediate consideration and if approved would vacate a portion of an unimproved alley right of way between Pershing Street and Bullard Street. He also told the Council this alley was platted as part of the original subdivision plat, but was never constructed, and a vacation request had been received from the owners of all property adjoining the right of way in question. Council Member Alexander motioned to approve Resolution 16-1122; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on Tommy Halbrooks, Director of Public Works, to discuss Resolution 16-1122A. Mr. Halbrooks came forward and explained to the Council the City had solicited sealed bids for a 2017 pickup truck for the Public Works Department, but had only received one bid from Eddie Preuitt Ford in the amount of \$26,100. After a brief discussion, Council Member Alexander motioned to reject the bid and grant Mr. Halbrooks the authority to negotiate the price of the vehicle with the dealership; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on Jeff Johnson, Director of the Department of Development, to step forward and discuss his request to apply for a grant with the Alabama Mountains, Rivers and Valleys Resource Conservation and Development Council. Mr. Johnson explained to the Council that Scott Stadhagen, owner of Hagen Homes, had agreed to over-see the construction of the new Farmer's Market – Event Center and that he was requesting the Council's permission to apply for a \$50,000 grant from the Alabama Mountains, Rivers and Valleys Resource Conservation and Development Council to cover the cost of the materials. Mr. Johnson also told the Council that Mr. Stadhagen had worked closely with the Hartselle Area Chamber of Commerce to locate funding for the cost of labor to construct the new facility. Council Member Broom motioned to grant permission to apply for the grant; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Hartselle Police Chief, Ron Puckett, to come forward and discuss a Special Event Permit application the city had received from the Kiwanis Club for the annual Hartselle Christmas Parade. Chief Puckett explained that Kiwanis Club had submitted the Special Event Permit application for the annual Christmas Parade on Thursday, December 8th at 7:00 p.m. and that the parade would take the same annual route beginning at J.P. Cain Stadium and ending at the intersection of Corsbie and Limestone Street. He also requested that no parking be allowed on Main Street after 4:00 p.m. the day of the parade and that the Council approve any violators being towed. After a brief discussion, Council Member Gill motioned to approve the Special Event Permit for the Hartselle Christmas Parade as presented; Council Member

Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on Mayor Randy Garrison to discuss a Special Event Permit the city had received from Life Church for their New Year's Eve Ball Drop Event. Mayor Garrison explained to the Council that Life Church had requested the use of the City owned parking lot on Main Street next to Life Church, 300 Main Street, and they had also requested to close the parking lot during this event. Council Member Alexander motioned to approve the Special Event Permit application for Life Church as presented; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson called on Melee Laney, Human Resource Administrator, to discuss the new Fair Labor Standard Act (FLSA) changes to the overtime rules. Ms. Laney explained to the Council that only two positions would be affected by the FLSA changes: Court Clerk/Magistrate and Public Works Supervisors. Ms. Laney also requested any changes to be made be effective on November 27, 2016 which will start a new pay period. Council Member Tankersley motioned to approve the new FLSA changes; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Ms. Laney to discuss her request to repeal the attrition policy. She explained that for the last two years any job title that had more than one position the Department Head had to have approval from the Council before allowing the position to be filled. Repealing the policy was discussed during budget hearings, but a formal vote was not taken by the Council. Council Member Broom motioned to approve appealing the attrition policy and allowing those positions budgeted each year that may become vacant be filled without Council approval; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on Parks and Recreation Director, Tom Chappell, to step forward and discuss his request to hire a temporary employee. Mr. Chappell explained that he has an employee that will be out due to health reasons and he would like to ask the Council's permission to hire a temporary employee during his absence. Council Member Broom motioned to approve hiring a temporary employee; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then requested a motion be made to appoint a Council Member to the Planning Commission. Council Member Gill motioned to appoint Council Member Broom to the four-year term on the Planning Commission; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote.

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

- 1) Library Board: one (1) unexpired term, three (3) year term
- 2) Utilities Board: one expired term, six (6) year term

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 December 9, 2016 at 4:00 p.m.

Council President Thompson called for comments from the Mayor, Council Members or the City Attorney. Council Member Tankersley expressed his desire to suspend the rules to adopt the alcohol ordinance as presented authorizing the City Attorney to make the corrections that were discussed in the work session. Council Member Gill mentioned he would like to see a "clear" ordinance before he voted. After a brief discussion, City Attorney Madison advised that he would have all the changes made within a few days and that a special meeting could be called for next Tuesday. Council Member Broom motioned to call a Special Called Meeting for Tuesday, November 29th at 7:00 p.m. in order to discuss and pass the alcohol ordinance; Council Member Gill seconded the motion. Motion carried by unanimous voice vote. At this time City Attorney Madison advised the Council that an executive session was in order to discuss pending litigation. Council Member Tankersley motioned to call an executive session; Council Member Gill seconded the motion. Motion carried by unanimous voice vote. Council President Thompson announced the meeting would reconvene in approximately 15 minutes, the Council left the chamber at 7:32 p.m. At 7:45 p.m. Council President Thompson reconvened the meeting. Council Member Tankersley motioned to authorize the Mayor to sign the release as discussed in the executive session; Council Member Gill seconded the motion. Motion carried by unanimous

voice vote. Mayor Randy Garrison said he was enjoying his new role as Mayor and wished everyone a Happy Thanksgiving as did the rest of the Council. No other comments were made.

Council President Thompson called for comments from the audience. Jerry Hale, Holloway Street came forward to ask for help with the traffic problem in his neighborhood.

With no other business to come before the Council, Council Member Tankersley motioned to adjourn; Council Member Gill seconded the motion. Motion carried unanimously by voice vote and the meeting was adjourned at 7:48 p.m.

Kenny Thompson, Council President

ATTEST:

Rita S. Lee, City Clerk/Controller