

**MINUTES OF A REGULAR MEETING  
OF THE CITY COUNCIL  
OF THE CITY OF HARTSELLE, ALABAMA  
APRIL 25, 2017**

The City Council of the City of Hartselle, Alabama, met in a regular session at 7:00 p.m. on Tuesday, April 25, 2017 inside the Council Chambers at the Hartselle Municipal Building. Council President Thompson called the meeting to order.

Rev. Nathan Green, Pastor of Grace Baptist Church, 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, 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.

Council President Thompson called for the approval of the minutes of the work session held on Tuesday, April 11, 2017. Council Member Alexander motioned to approve the minutes; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson called for the approval of the minutes of the regular meeting held on Tuesday, April 11, 2017. Council Member Tankersley motioned to approve the minutes; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on City Planner Jeremy Griffith to discuss the first item on the agenda, Ordinance 1462. Mr. Griffith explained to the Council this ordinance was introduced at the previous meeting and up for final consideration. Mr. Griffith explained to the Council that if adopted, this ordinance would make several changes to the current Alcohol Beverage Ordinance, correcting areas of conflict or potential confusion that have been noted since its initial implementation. Mr. Griffith stated the ordinance clarifies a distance exception intended to apply to Highway 31 in limited circumstances, adds definition language related to permitted business types, and further clarifies limitations to the admittance of minors into a business serving alcohol. Council Member Gill motioned to adopt Ordinance 1462; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then proceeded with the first item under new business, which was the consideration of an alcohol license for Iron Man Grocery. He called on Mayor Randy Garrison to review the application. Mayor Garrison explained that Billie Stipes, dba Iron Man Grocery, had applied for an alcohol license for the store located at 2605 Highway 36 West. Her application requested the establishment be granted a license to sell retail beer (off premises only). 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. No comments were made. Council Member Gill motioned to close the public hearing. Council Member Alexander seconded the motion. Council Member Gill motioned to approve the alcohol license for Iron Man Grocery as requested; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss the next item, which was the consideration of an alcohol license for Highway 31 Shell. Mayor Garrison explained to the Council that Magam Reddy, Inc, dba Highway 31 Shell had applied for an alcohol license for the store located at 100 Highway 31 S.E. to sell retail beer (off premises only) and retail table wine (off premises only). 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. No comments were made. Council Member Broom motioned to close the public hearing; Council Member Gill seconded the motion. Council Member Gill motioned to approve the alcohol license as requested; Council Member Broom

seconded the motion, Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss the request for an alcohol license from Family Lanes and Amusements. Mayor Garrison explained that Waltate, LLC dba Family Lanes and Amusements had applied for an alcohol license for the bowling alley located at 501 Longhorn Pass N.W. for retail beer only (on and off premises). 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. Joan Beam, 702 Cedar Street, stepped forward to voice her concerns against the alcohol license for the bowling alley. She stated that she didn't believe all of the pros and cons of licensing the bowling alley had been addressed and that she was concerned for the safety of the neighborhood and requested additional police presence in the area. She also asked that speed bumps be installed to reduce speeding through the neighborhood as well. At this time, Council Member Gill asked about the license stating "on and off premises". City Attorney Larry Madison explained the licensing code would allow the bowling alley to sell a six-pack of beer to go, but would not allow them to sell open containers to go. Council Member Alexander motioned to close the public hearing; Council Member Tankersley seconded the motion. Council Member Broom motioned to approve the alcohol license for Family Lanes and Amusements as requested; Council Member Tankersley seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson called on City Planner Jeremy Griffith to discuss Ordinance 1461. Mr. Griffith explained to the Council that he intended this ordinance to be for introduction only, but after reviewing the changes to the sign ordinance that needed to be made, he requested that the ordinance not be introduced and that it would be looked at again at a later date.

Council President Thompson then called on Mayor Garrison to address Ordinance 1463. Mayor Garrison explained that the Alabama Legislature had changed the dates of the sales tax holiday from the first full weekend in August to the third full weekend in July, with the first being held July 21-23, 2017. Mayor Garrison also said that in order for the City of Hartselle to participate, the Council would have to repeal Ordinance 1287 and adopt a new ordinance that is subject to all terms, conditions, definitions, time- periods and rules as provided by said Act 2017-120 and other applicable statues and rules. Council Member Gill motioned to suspend the rules for immediate consideration; 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 Broom: Yes

Motion carried by unanimous voice vote.

Council President Alexander motioned to adopt Ordinance 1463 to change the dates of the sales tax holiday to the same dates as the State of Alabama; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on Mayor Garrison to discuss Resolution 17-0425. Mayor Garrison explained to the Council that if approved, this resolution would authorize the Alabama Department of Revenue to administer and collect sales, use, rental and lodging taxes for the City of Hartselle beginning July 1, 2017. Mayor Garrison explained the reason for the change was due to the fact that the Morgan County Sales Tax Office had informed the City that their fee for collection of the various taxes would increase to 2% of the collected amount beginning in August of 2017. The state rate was projected at .92% of collection, with 2% being the cap. The fee would also include legal representation in all tax cases at no cost and no additional cost for auditing. Council Member Gill motioned to approve Resolution 17-0425; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then asked Mayor Garrison to discuss a request for a budget adjustment for Parks and Recreation. Mayor Garrison stated the budget adjustment had been requested to cover an unanticipated ADEM expense related to a capital project at Parks & Recreation. Council Member Alexander motioned to approve the budget adjustment; Council Member Gill seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson announced the City had received two applications for the unexpired position on the Mental Health of North Central Alabama Board from Carea Alexander and Jennifer Sittason, and had conducted interviews at the work session held on April 11, 2017. Council Member Tankersley motioned to appoint Jennifer Sittason to the Mental Health of North Central Alabama Board; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then called on City Planner, Jeremy Griffith, to present the safety award winners for the third quarter of 2017 as follows:

- 1) Margaret Stinson – City Hall
- 2) Cory Johnson – Fire Department
- 3) Steve Reeves – Parks and Recreation
- 4) Jim Webster – Police Department
- 5) Nathan Walker – Public Works

Mr. Griffith stated that, with the Council's approval, the winners would receive a check for \$50.00 net. Council Member Gill motioned to approve the third quarter safety award winners as presented; Council Member Alexander seconded the motion. Motion carried by unanimous voice vote.

At this time, Council President Thompson announced that the annual convention of the Alabama League of Municipalities was coming up May 20-23, 2017 in Birmingham, and that the Council needed to appoint a voting delegate for the convention. Council Member Gill motioned to appoint Council Member Tankersley as the voting delegate; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson then announced the Council would need to appoint a first and second alternate voting delegate for the Alabama League of Municipalities Convention as well. Council Member Gill motioned to appoint Council Member Alexander as first alternate and himself as second alternate; Council Member Broom seconded the motion. Motion carried by unanimous voice vote.

Council President Thompson called for comments from the Mayor, Council Members or the City Attorney. Mayor Garrison thanked everyone for their support and asked that everyone keep working together to move the City forward. Council Member Alexander thanked the Mayor for the wonderful job he did on his "State of the City" presentation earlier in the day. No other comments were made.

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

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 adjourned at 7:18 p.m.

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Kenny Thompson  
Council President

ATTEST:

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Rita S. Lee, City Clerk - Controller