

CITY HALL, DECATUR, ALABAMA, JANUARY 7, 2012 – WORK SESSION

The members of the City Council of the City of Decatur, Alabama met on January 7, 2013 at 5:00 p.m. on the 7th floor of City Hall, with Council President ProTempore Anders presiding.

The following members were present: Hammon*, Anders, Jackson**, Kirby and Ard

*Council President Hammon arrived at 5:05p.m.

**Council Member Jackson arrived at 5:07p.m.

Also present were Mayor Don Kyle, City Attorney Herman Marks, City Clerk-Treasurer Stacy Gilley and Assistant City Attorney, Chip Alexander.

Council reviewed the agenda for the January 7, 2013 City Council meeting.

The following change was made to Resolution No. 13-003 remove Engineering and replace with City of Decatur::

Resolution No. 13-003 Award Bid No. 13-009 to Vulcan Materials for furnishing and delivering aggregate for the **City of Decatur** in the amount of \$168,025.99

The following item was removed:

Resolution No. 13-011 - Authorize agreement with State of Alabama through ALDOT for signal maintenance agreement for SR 67 at various intersections (this item was removed at the request of City Engineer Mark Petersohn)

Council also reviewed guidelines and application for Boards and Committees.

The meeting adjourned at 5:47 p.m.

**MINUTES
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF DECATUR, ALABAMA
JANUARY 7, 2013**

The Decatur City Council met in regular session on Monday, January 7, 2013 at 6:00 p.m. in the Council Chambers of the Decatur City Hall located at 402 Lee Street, Decatur, Alabama.

Noting that a quorum was present the meeting was called to order at 6:00 p.m. by Council President Hammon.

Council Member Ard provided the invocation and led the Pledge of Allegiance.

ELECTED GOVERNING OFFICIALS IN ATTENDANCE:

Roll call of Elected Governing Officials was conducted by City Clerk-Treasurer Stacy A. Gilley and recorded as follows:

Council President, Gary Hammon	Present
Council Member, Roger Anders	Present
Council Member, Billy Jackson	Present
Council Member, Charles Kirby	Present
Council Member, Chuck Ard	Present

APPROVAL OF MINUTES

The following minutes were approved by unanimous consent:

- A. December 17, 2012 – Work Session
- B. December 17, 2012 – Regular Meeting
- C. December 20, 2012 – Special Called Meeting

RESOLUTION NO. 13-012 - ABATEMENT OF UNSAFE CONDITIONS AT 2013 ENOLAM BLVD. SE

Council President Hammon opened the public hearing for comments regarding this request. There being none he then closed the public hearing and entertained a motion from Council.

Council Member Anders moved to approve Resolution No. 13-012. Council Member Ard seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard
NAYS: None

Motion carried.

RESOLUTION NO. 13-013 - ABATEMENT OF UNSAFE CONDITIONS AT 424 7TH AVE. SW

Council President Hammon opened the public hearing for comments regarding this request. There being none he then closed the public hearing and entertained a motion from Council.

Council Member Jackson moved to approve Resolution No. 13-013. Council Member Anders seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard
NAYS: None

Motion carried.

PUBLIC HEARING SET ON ORDINANCE NO. 13-4136 - REZONING REQUEST 1265-12 APPROXIMATELY 13.09 ACRES LOCATED SOUTH OF CHAPEL HILL RD. SW AND EAST OF SOUTH CHAPEL HILL RD. SW FROM AN R-5, SINGLE-FAMILY PATIO HOME RESIDENTIAL DISTRICT, TO AN R-1E, RESIDENTIAL ESTATE DISTRICT FOR FEBRUARY 4, 2013 AT 6:00PM

PUBLIC HEARING SET ON ORDINANCE NO. 13-4137 REZONING REQUEST 1266-12 APPROXIMATELY .18 ACRES LOCATED AT THE SOUTHEAST CORNER OF WILSON STREET NW AND SYCAMORE STREET NW FROM AN R-3, SINGLE -FAMILY RESIDENTIAL DISTRICT TO A B-1, BUSINESS DISTRICT FOR FEBRUARY 4, 2013 AT 6:00PM (PLANNING COMMISSION DID NOT RECOMMEND APPROVAL ON THIS REZONING)

PUBLIC HEARING SET ON ORDINANCE NO. 13-4138 - REZONING REQUEST 1267-12 APPROXIMATELY .42 ACRES LOCATED AT THE NORTHWEST CORNER OF DANVILLE RD. SW AND 8TH ST. SW FROM AN R-2, SINGLE-FAMILY RESIDENTIAL TO A B-1, BUSINESS DISTRICT FOR FEBRUARY 4, 2013 AT 6:00PM

RESOLUTION NO. 13-001 - AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT WITH DECATUR MORGAN WEST FOR EAP SERVICES

Council Member Kirby moved to approve Resolution No. 13-001. Council Member Anders seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-002 - AWARD BID NO. 13-008 TO GEORGE PLUMBING, LLC FOR PLUMBING REPAIRS AND MAINTENANCE SERVICES FOR THE CITY OF DECATUR

Council Member Anders moved to approve Resolution No. 13-002. Council Member Jackson seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-003 - AWARD BID NO. 13-009 TO VULCAN MATERIALS FOR FURNISHING AND DELIVERING AGGREGATE FOR THE CITY OF DECATUR IN THE AMOUNT OF \$168,025.99

Council Member Jackson moved to approve Resolution No. 13-003. Council Member Kirby seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-004 - APPROVE MUB EXPENDITURE IN THE AMOUNT OF \$275,000 FOR WATER TREATMENT PLANT SUBSTATION TRANSFORMER REPLACEMENT

Council Member Anders moved to approve Resolution No. 13-004. Council Member Kirby seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-005 - APPROVE MUB EXPENDITURE IN THE AMOUNT OF \$235,000 FOR SPARE THREE PHASE SUBSTATION TRANSFORMER

Council Member Kirby moved to approve Resolution No. 13-005. Council Member Anders seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-006 - AUTHORIZE INCREASE IN THE AMOUNT OF \$50,000 TO THE ROOM OCCUPANCY FUND FOR ENHANCEMENTS TO THE SOUND SYSTEM AT THE INGALLS HARBOR PAVILION (010-042-590-92)

Council Member Anders moved to approve Resolution No. 13-006. Council Member Kirby seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-007 - AUTHORIZE INCREASE TO THE 2012 REFUNDING WARRANT FUND (035) IN THE AMOUNT OF \$46,979 FOR CORNERSTONE ENGINEERING FEES RELATED TO THE DECATUR PUBLIC LIBRARY BUILDING IMPROVEMENTS

Council Member Kirby moved to approve Resolution No. 13-007. Council Member Anders seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-008 - NIRAV R. PATEL D/B/A JAY OM INC. FOR LOCATION AT 1829 SOMERVILLE RD. SE REQUEST RETAIL BEER & WINE OFF-PREMISE: TRANSFER-RECOMMENDED FOR APPROVAL

Council President Hammon opened the public hearing for comments regarding this request. There being none he then closed the public hearing and entertained a motion from Council.

Council Member Kirby moved to approve Resolution No. 13-008. Council Member Anders seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-009 - RANG SAI INC. D/B/A RIVERSIDE SHELL FOR LOCATION AT 915 6TH AVE. NE REQUEST RETAIL BEER & WINE OFF-PREMISE: TRANSFER-RECOMMENDED FOR APPROVAL

Council President Hammon opened the public hearing for comments regarding this request. There being none he then closed the public hearing and entertained a motion from Council.

Council Member Kirby moved to approve Resolution No. 13-009. Council Member Anders seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-010 - AUTHORIZE ACCEPTANCE OF AMENDMENT TO CONDITIONS, PROTECTIVE COVENANTS, ETC. REGARDING CHURCH STREET-EIGHTH AVENUE URBAN RENEWAL PROJECT UR ALA. 11-1

Mayor will not sign until

Council Member Anders moved to approve Resolution No. 13-010 contingent upon the receipt of written approval from the School Board. Council Member Kirby seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-011 - AUTHORIZE AGREEMENT WITH STATE OF ALABAMA THROUGH ALDOT FOR SIGNAL MAINTENANCE AGREEMENT FOR SR 67 AT VARIOUS INTERSECTIONS

This item was removed from the agenda at the 5:00 p.m. work session.

Having no further business the meeting was adjourned at 6:17 p.m.

Minutes dated January 7, 2013 read, approved, and adopted on January 22, 2013.