

CITY HALL, DECATUR, ALABAMA, JANUARY 28, 2013 – WORK SESSION

The members of the City Council of the City of Decatur, Alabama met on January 28, 2013 at 5:00 p.m. on the 7th floor of City Hall, with Council President Hammon presiding.

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

* Council Member Jackson arrived at 5:13 p.m.

Also present were City Attorney Herman Marks, City Clerk-Treasurer Stacy Gilley and Personnel Director Ken Smith.

Council reviewed the agenda for the February 4, 2013 City Council meeting.

- Council discussed changes to the Boards & Committees guidelines resolution and the application

The meeting adjourned at 5:44 p.m.

CITY HALL, DECATUR, ALABAMA, FEBRUARY 4, 2013 – WORK SESSION

The members of the City Council of the City of Decatur, Alabama met on February 4, 2013 at 5:30 p.m. on the 7th floor of City Hall, with Council President Hammon presiding.

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

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

Council reviewed the agenda for the February 4, 2013 City Council meeting and the following item was tabled until the February 18, 2013 City Council meeting:

21. Resolution No. 13-032 – Establishing guidelines for appointment to boards authorities, committees and commissions by the City Council

The meeting adjourned at 5:47 p.m.

**MINUTES
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF DECATUR, ALABAMA
FEBRUARY 4, 2013**

The Decatur City Council met in regular session on Monday, February 4, 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 Kirby 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

PRESENTATIONS:

BURN AWARENESS WEEK

Mayor Kyle presented a proclamation declaring Burn Awareness Week to the Shriner's.

APPROVAL OF MINUTES:

The following minutes were approved by unanimous consent.

- A. January 22, 2013 Work Session
- B. January 22, 2013 Regular Meeting

**ORDINANCE NO. 13-4139 - ANNEXATION REQUEST 336-12;
APPROXIMATELY 5.4 ACRES LOCATED NORTH OF HIGHWAY 20 AND WEST
SIDE OF FINLEY ISLAND ROAD CONTIGUOUS TO THE CORPORATE LIMITS OF
THE CITY OF DECATUR REQUESTOR: ESTES EXPRESS; (FIRST READING
01/22/13) PLANNING COMMISSION RECOMMENDS APPROVAL**

Council Member Anders moved to approve Ordinance No. 13-4139. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-022 - AWARD BID NO. 13-010 TO HANSON PIPE AND PRODUCTS FOR THE FURNISHING AND DELIVERY OF CONCRETE PIPE

Council Member Anders moved to approve Resolution No. 13-022. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-023 - AWARD BID NO. 13-011 TO READY MIX USA, LLC FOR FURNISHING AND DELIVERY OF CONCRETE READY MIX

Council Member Kirby moved to approve Resolution No. 13-023. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-024 - AWARD BID NO. 13-013 TO SEXTONS INC. FOR DRY CLEANING AND LAUNDRY SERVICE FOR THE POLICE AND FIRE DEPARTMENT UNIFORMS

Council Member Anders moved to approve Resolution No. 13-024. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-025 - MDW INC. D/B/A HERB'S MUSIC HALL LOCATION: 3832 HWY. 31 SOUTH REQUEST : LOUNGE RETAIL LIQUOR LICENSE (RECOMMENDED FOR APPROVAL)

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

Council Member Kirby moved to approve Resolution No. 13-025. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-026 - LARRY FITE D/B/A FOOD FITE, INC. LOCATION: 350 MARKET STREET NE, STE A REQUEST: RETAIL BEER & WINE ON-PREMISE (NEW-RECOMMENDED FOR APPROVAL)

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

Council Member Kirby moved to approve Resolution No. 13-026. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-027 - APPROVE MUB EXPENDITURE IN THE AMOUNT OF \$135,200 FOR 2013 CCTV SANITARY SEWER PIPE INSPECTIONS

Council Member Anders moved to approve Resolution No. 13-027. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-028 - APPROVE MUB EXPENDITURE OF \$207,573 FOR A 2013 FREIGHTLINER DIGGER DERRICK TRUCK

Council Member Anders moved to approve Resolution No. 13-028. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-029 - APPROVE MUB EXPENDITURE OF \$182, 406 FOR A 2013 FREIGHTLINER 55' BUCKET TRUCK

Council Member Kirby moved to approve Resolution No. 13-029. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-030 - ASSESS DEMOLITION COSTS IN THE AMOUNT OF \$2,605.00 AGAINST 602 4TH AVE. SW

Council Member Jackson moved to approve Resolution No. 13-030. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-031 - 704 VENTURES, LLC D/B/A THE MARKET AT MEMI'S LOCATION: 802 BANK STREET NE REQUEST: RETAIL WINE OFF-PREMISE (NEW-RECOMMENDED FOR APPROVAL

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

Council Member Anders moved to approve Resolution No. 13-031. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

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 (PLANNING COMMISSION RECOMMENDS APPROVAL) FIRST READING 01/07/13

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

Council Member Ard moved to approve Ordinance No. 13-4136. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

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 (PLANNING COMMISSION DID NOT RECOMMEND APPROVAL) FIRST READING 01/07/13

Council President Hammon opened the floor for public comments on this item.

The following residents spoke in favor of this rezoning:

- Berval Bennett, 1105 Sycamore Street NW
- Randy Tardy, 1047 Jackson Street
- Don Simpson, 117 Church Street NW
- Sandy Bennett, 1105 Sycamore Street NW

The following residents spoke in opposition of this rezoning:

- Doris Baker, 405 5th Avenue SW
- Yvonne Elliott, 740 Sykes Street
- Perry Freeman, 308 Cherry Street NW
- Eddie Davis, 503 Church Street NW
- Rodney Garrett, 1201 Arbor Avenue
- Mattie Miller, 803 Sycamore Street NW
- Willie Robinson, 406 5th Avenue NW

Council Member Kirby moved to approve Ordinance No. 13-4137. Council Member Ard seconded. The vote was recorded as follows:

AYES: Kirby
NAYS: Hammon, Anders, Jackson and Ard

Motion Failed.

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 (PLANNING COMMISSION RECOMMENDS APPROVAL) FIRST READING 01/07/13

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

Council Member Jackson moved to approve Ordinance No. 13-4138. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-032 - ESTABLISHING GUIDELINES FOR APPOINTMENT TO BOARDS, COMMITTEES AND COMMISSIONS BY THE CITY COUNCIL

This item was tabled until the February 18, 2013 Council meeting.

RESOLUTION NO. 13-033 - AUTHORIZE THE MAYOR TO APPLY FOR U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FISCAL YEAR 2013 ENTITLEMENT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

Council Member Jackson moved to approve Resolution No. 13-033. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

Having no further business the meeting was adjourned at 7:11p.m.

Minutes dated February 4, 2013 Read, Approved and Adopted on February 18, 2013.

CITY HALL, DECATUR, ALABAMA, FEBRUARY 11, 2013 – WORK SESSION

The members of the City Council of the City of Decatur, Alabama met on February 11, 2013 at 5:00 p.m. on the 7th floor of City Hall, with Council President Hammon presiding.

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

Also present were Mayor Don Kyle, City Attorney Herman Marks, Assistant City Clerk Stephanie Simon and Assistant City Attorney, Chip Alexander.

Council reviewed the agenda for the February 18, 2013 City Council meeting.

The following items were added to the February 18th City Council meeting.

Rickey Terry – Landfill – Emergency Repair of machinery
Karen Smith – Planning - Downtown Parking Study

After the agenda was reviewed:

- Don Gowen with Gowen Consulting and Stephen Stetson of Alabama Arise addressed the Council concerning Payday and Title Pawn Legislative Reform

The meeting adjourned at 6:10 p.m.