

MINUTES
OF A
SPECIAL CALLED MEETING
OF THE CITY COUNCIL
OF THE CITY OF DECATUR, ALABAMA
MARCH 22, 2013

The City Council of the City of Decatur met in a special called session at City Hall in the City of Decatur on Monday the 22nd day of March, 2013. Prior to the meeting being called to order, a Waiver of Notice was signed by all council members in attendance.

Noting that a quorum was present, the meeting was called to order at 5:45 p.m. by Council President Hammon.

Council President Hammon 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

**RESOLUTION NO. 13-082 – APPROVAL OF EMERGENCY
REPAIRS TO FENCING AT JACK ALLEN COMPLEX**

Council Member Kirby moved to approve with the following conditions 1) Guarantee in writing that the work will be completed by April 12th, 2013 and 2) ¼ of the Labor will be paid to the City of Decatur in damages if work is not completed within the deadline. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

Having no further business the meeting was adjourned at 6:22p.m.

Minutes dated March 22, 2013 read, approved and adopted on April 15, 2013.

MINUTES
OF A
WORK SESSION
OF THE CITY COUNCIL OF
THE CITY OF DECATUR, ALABAMA
MARCH 22, 2013

The Decatur City Council met for a public work session on Friday, March 22, 2013, at 6:00 p.m. on the 7th floor of the Decatur City Hall located at 402 Lee Street, Decatur, Alabama.

The published purpose of the work session was as follows:

- Joint meeting with the Decatur City School Board

The work session began at 6:24 pm when called to order by Council President Gary Hammon. Elected Governing Officials in attendance:

Mayor Don Kyle	PRESENT
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

Also in attendance were: School Board President Karen Duke, School Board Member Michele Gray King, School Board Member Dwight Jett, School Board Member Donnie Lane and Superintendent Ed Nichols.

The following was presented to Council in the work session:

- The School Board members requested Council to earmark the one cent tax as an educational tax.
- Also suggested was a non-binding resolution in regards to future developments to ensure the schools will receive the one cent tax.

Mayor and Council both addressed the issues of handling the one cent in these scenarios.

Having no further business the meeting adjourned at 7:12 p.m.

Minutes dated March 22, 2013 read, approved and adopted on April 15, 2013.

CITY HALL, DECATUR, ALABAMA, MARCH 25, 2013 – WORK SESSION

The members of the City Council of the City of Decatur, Alabama met on March 25, 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

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

Council reviewed the agenda for the April 1, 2013 City Council meeting.

- Discussion was held on the hours in the Entertainment District Ordinance

The following item was presented to Council and asked that it be added to the agenda:

Resolution No. 13-083 Authorize the Mayor to execute agreement with Skipper
Consulting for the Wilson Street Study

Having no further business the meeting adjourned at 5:36 p.m.

CITY HALL, DECATUR, ALABAMA, APRIL 1, 2013 – WORK SESSION

The members of the City Council of the City of Decatur, Alabama met on April 1, 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, Assistant City Attorney, Chip Alexander and City Clerk-Treasurer Stacy Gilley.

Council reviewed the agenda for the April 1, 2013 City Council meeting.

Having no further business the meeting adjourned at 5:45 p.m.

**MINUTES
OF THE
DECATUR CITY COUNCIL MEETING
HELD ON
APRIL 1, 2013**

The Decatur City Council met in regular session on Monday, April 1, 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.

The Rev. Evan D. Garner with St. John’s Episcopal Church provided the invocation and Council President Gary Hammon 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. March 11, 2013 – Work Session
- B. March 11, 2013 – Special Called Work Session
- C. March 18, 2013 – Work Session
- D. March 18, 2013 – Regular Meeting

RESOLUTION NO. 13-075 - AUTHORIZE THE MAYOR TO APPLY FOR EMERGENCY SHELTER GRANT IN THE AMOUNT OF \$268,586.00 (50% MATCH WILL BE PROVIDED BY SALVATION ARMY OF MORGAN COUNTY)

Council Member Anders moved to approve Resolution No. 13-075.
Council Member Kirby seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-076 - AUTHORIZE THE MAYOR TO SUBMIT APPLICATION FOR SUMMER FOOD SERVICE PROGRAM (NO MATCH REQUIRED)

Council Member Jackson moved to approve Resolution No. 13-076.
Council Member Anders seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

RESOLUTION NO. 13-077 - AUTHORIZE MAYOR TO EXECUTE AGREEMENT WITH HP ENTERPRISE SERVICES, LLC TO PROVIDE CONVENIENCE PAY SERVICES

Council Member Kirby moved to approve Resolution No. 13-077.
Council Member Ard seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

PUBLIC HEARINGS:

RESOLUTION NO. 13-078 - ABATEMENT OF UNSAFE CONDITIONS AT LOCATION 222 7TH AVENUE SW

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 Resolution No. 13-078.
Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-079 - ABATEMENT OF UNSAFE
CONDITIONS AT LOCATION 1314 GARTH AVENUE SW**

Council President Hammon opened the floor for public comments.

Kenny Cole – Eyster Key Law Firm representing Bank of America which holds the mortgage on this property. Assured Council that the bank is going to repair this property and willing to work with the building department.

Herb Underwood, Terra Haute Avenue – would like to see the property restored.

Having no further comments Council President Hammon closed the public hearing and entertained a motion from Council.

Council Member Anders moved to approve Resolution No. 13-079 if the work on this property is not completed in 90 days. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

**SET PUBLIC HEARING ON ABATEMENT OF UNSAFE
CONDITIONS AT 407 MEMORIAL DRIVE SW FOR
MAY 6, 2013 AT 6:00P.M.**

As this item was to set a public hearing no other action was required at this time.

**RESOLUTION NO. 13-080 - APPROVE CERTAIN ACCOUNTS AS
UNCOLLECTABLE AND ALLOW THEM TO BE REMOVED FROM
LANDFILL'S ACCOUNT RECEIVABLES**

Council Member Anders moved to approve Resolution No. 13-080.
Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

RESOLUTION NO. 13-081- APPROVE MUB EXPENDITURE IN THE AMOUNT OF \$279,900 FOR IMPROVEMENTS TO THE WATER & WASTEWATER TREATMENT CHLORINE SYSTEM

Council Member Kirby moved to approve Resolution No. 13-081.
Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

PUBLIC HEARING:

ORDINANCE NO. 13-4140 ZTA 218-13: ESTABLISHING ARTS AND ENTERTAINMENT DISTRICT (FIRST READING 3/1/13)

Council Member Ard moved to replace Ordinance No. 13-4140 with Ordinance No. 13-4140A. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

Council Member Anders moved for immediate consideration on Ordinance No. 13-4140A. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

Council President Hammon opened the floor for public comments.

Karen Smith, Planning Department – read a statement on the opportunities that an Arts and Entertainment District would bring to Decatur (Hard Copy attached to minutes)

The following spoke in favor of the Arts and Entertainment District:

- Shirley Hammon, 445 Jackson Street
- John Seymour, Decatur Morgan County Chamber of Commerce
- Melinda Dunn, Decatur Morgan County Convention & Visitors Bureau

Having no further comments Council President Hammon closed the public hearing and entertained a motion from Council.

Council Member Ard moved to approve Ordinance No. 13-4140A.
Council Member Kirby seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

**ORDINANCE NO. 13-4142 - AMEND CODE OF DECATUR,
ALABAMA 2.5 SECTION 2.5-5 & 2.5-15 OFFENSES IN PUBLIC &
OPEN CONTAINERS ENTERTAINMENT DISTRICT (FIRST
READING 3/18/13)**

Council Member Anders moved to approve Ordinance No. 13-4142.
Council Member Ard seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

**RESOLUTION NO. 13-083 - AUTHORIZE THE MAYOR TO
EXECUTE AGREEMENT WITH SKIPPER CONSULTING FOR THE
WILSON STREET STUDY**

Council Member Jackson moved to approve Resolution No. 13-083.
Council Member Anders seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

ANNOUNCEMENTS:

Mayor Kyle announced the passing of C.B. Tutwiler and spoke of his service to the City of Decatur.

Having no further business the meeting adjourned at 6:32 p.m.

Minutes dated April 1, 2013 read, approved and adopted on April 15, 2013.

Attest: _____