

## **CITY HALL, DECATUR, ALABAMA, APRIL 29, 2013 – WORK SESSION**

The members of the City Council of the City of Decatur, Alabama met on April 29, 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, Personnel Director, Ken Smith and City Clerk-Treasurer Stacy Gilley.

Council reviewed the agenda for the May 6, 2013 City Council meeting.

### **Public Comments:**

Herb Underwood – asked Council for the City to get involved in the cleanup of the trash that is collecting in the natural retention pond.

### **Staff Reports:**

Ken Smith, Personnel Director encouraged Directors to have their staff attend the Health Screening scheduled for April 30, 2013 at the Animal Shelter.

### **Presentations:**

- Jeff Dunlap, Parks and Recreation Director – gave update on the Lazy River which is scheduled to open on Memorial Day weekend.
- Larry Waye – gave a presentation on the Entrepreneurial Center and thanked the Council for their support.

Having no further business the meeting adjourned at 6:00p.m.

**CITY HALL, DECATUR, ALABAMA, MAY 6, 2013 – WORK SESSION**

The members of the City Council of the City of Decatur, Alabama met on May 6, 2013 at 5:30 p.m. on the 7th floor of City Hall with Council President Hammon presiding.

The following members were present: Anders, Hammon, 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 May 6, 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  
MAY 6, 2013**

---

The Decatur City Council met in regular session on Monday, May 6, 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 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

**PRESENTATIONS:**

**National Travel and Tourism Week**

Mayor Kyle presented a proclamation declaring the week of May 4-12, 2013 as National Travel and Tourism Week

**APPROVAL OF MINUTES:**

The following minutes were approved by unanimous consent.

- A. April 8, 2013 – Work Session
- B. April 9, 2013 – Special Called Meeting
- C. April 15, 2013 – Work Session
- D. April 15, 2013 – Regular Meeting

**ORDINANCE NO. 13-4143 - AD VALOREM TAX LEVY FOR FY 14 (FIRST READING 4/15/13)**

Council Member Anders moved to approve Ordinance No. 13-4143. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

**ORDINANCE NO. 13-4144 - ADOPT SALES TAX HOLIDAY FOR THE FIRST FULL WEEKEND IN AUGUST (FIRST READING 4/15/13)**

Council Member Anders moved to approve Ordinance No. 13-4144. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-100 - ABATEMENT OF UNSAFE CONDITIONS AT LOCATION: 424 7<sup>TH</sup> AVENUE SW**

Council Member Jackson moved to approve Resolution No. 13-100. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

**ORDINANCE NO. 13-4147 - AMEND SECTION 19-38 OF THE CODE OF DECATUR, ALABAMA RELATING TO WASTE DISPOSAL FEES**

As this was a First Reading no action was taken on this item.

**PUBLIC HEARING:**

**RESOLUTION NO. 13-101 - SPECIAL EVENT ALCOHOL LICENSE FOR BADAT INC. AT 802C WILSON STREET NW FOR EVENT TO BE HELD ON MAY 25 – FOR THE DECATUR MORGAN COUNTY DEVELOPMENT ASSOCIATION (COMMENT: FUNDRAISING EVENT – 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. 13-101. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-102 - SPECIAL USE PERMIT FOR 201 VINE STREET BY AT&T**

Council Member Anders moved to approve Resolution No. 13-102. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-103 - DECLARE SURPLUS AND AUTHORIZE THE DISPOSAL OF VEHICLES CURRENTLY HELD IN THE POLICE DEPARTMENT**

Council Member Kirby moved to approve Resolution No. 13-103. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-104 AWARD BID NO. 13-020 TO HOOD CONTRACTING COMPANY, INC. IN THE AMOUNT OF \$126,029.00 FOR IMPROVEMENTS TO RIVERVIEW AVENUE**

Council Member Anders moved to approve Resolution No. 13-104. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-105 AWARD BID NO 13-021 FOR WEED ABATEMENT SERVICES TO D & S LAWN CARE**

Council Member Kirby moved to approve Resolution No. 13-105. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-106 AUTHORIZE THE MAYOR TO SUBMIT APPLICATION FOR COPS HIRING PROGRAM**

Council Member Jackson moved to approve Resolution No. 13-106. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-107 APPROVE MUB EXPENDITURE IN THE AMOUNT OF \$347,547 FOR A NEW SEWER LINE CLEANING TRUCK**

Council Member Anders moved to approve Resolution No. 13-107. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-108 AUTHORIZE THE MAYOR TO EXECUTE A NEW TRI-PARTY AGREEMENT NICHOLS ALUMINUM AND TVA TO PARTICIPATE IN THE VALLEY INVESTMENT INITIATIVE**

Council Member Kirby moved to approve Resolution No. 13-108. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-109 - RESCHEDULE THE LOCATION OF THE JUNE 3, 2013 COUNCIL WORK SESSION AND REGULAR MEETING TO 902 6<sup>TH</sup> STREET – CARRIE MATTHEWS RECREATION CENTER**

Council Member Ard moved to approve Resolution No. 13-109. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-110 AUTHORIZE THE PURCHASE OF VEHICLES FROM DECATUR UTILITIES IN THE AMOUNT OF \$105,700.00 AND TO AMEND THE CAPITAL FUND BUDGET (061) IN THE AMOUNT OF \$82,381.46**

Council Member Anders moved to approve Resolution No. 13-110. Council Member Kirby seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-111 - DECLARE (2) VEHICLES CURRENTLY HELD IN THE POLICE DEPARTMENT AS SURPLUS AND NO LONGER NEEDED FOR MUNICIPAL PURPOSES**

Council Member Anders moved to approve Resolution No. 13-111. Council Member Ard seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-112 - SPECIAL USE PERMIT 2625 CENTRON AVENUE T-MOBILE**

Council Member Kirby moved to approve Resolution No. 13-112. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

**RESOLUTION NO. 13-113 SPECIAL USE PERMIT 2611-B HIGHWAY 31S T-MOBILE**

Council Member Kirby moved to approve Resolution No. 13-113. Council Member Anders seconded. The vote was recorded as follows:

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

Motion carried.

**SET PUBLIC HEARING ON ORDINANCE NO. 13-4148 ZONING REQUEST 1268-13 APPROXIMATELY 110.78 ACRES MORE OR LESS OF A NEWLY ANNEXED PROPERTY TO AN I-D, INSTITUTIONAL DISTRICT LOCATED EAST OF HIGHWAY 31 AND NORTH OF AIRPORT ROAD IN LIMESTONE COUNTY FOR JUNE 3, 2013 AT 6:00PM**

The public hearing was scheduled for June 3, 2013.

**SET PUBLIC HEARING ORDINANCE NO. 13-4149 REZONING REQUEST 1269-13 APPROXIMATELY .64 ACRES FROM A B-1, BUSINESS (LOCAL SHOPPING) DISTRICT TO A B-2, BUSINESS (GENERAL) DISTRICT LOCATED SOUTH OF AUSTINVILLE ROAD SW AND EAST OF SANDLIN ROAD SW FOR JUNE 3, 2013 AT**

**6:00PM**

The public hearing was scheduled for June 3, 2013.

**RESOLUTION NO. 13-114 AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT WITH PUGH, WRIGHT MCANALLY, INC. FOR CEI SERVICES RELATING TO THE RIVERVIEW PROJECT**

Council Member Anders moved to approve Resolution No. 13-114. Council Member Kirby seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

**BOARDS:**

**LIBRARY BOARD**

Council Member Anders moved to reappoint Cyndy Lovelace. Council Member Ard seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

**DECATUR MORGAN COUNTY PORT AUTHORITY**

Council Member Anders moved to reappoint Tim Lovelace. Council Member Ard seconded. The vote was recorded as follows:

AYES: Hammon, Anders, Jackson, Kirby and Ard

NAYS: None

Motion carried.

Having no further business the meeting adjourned at 6:37 p.m.

Minutes date May 6, 2013 read, approved and adopted on May 28, 2013.

ATTEST:

---

Stacy A. Gilley, City Clerk