

City Council Meeting Minutes
May 14, 2018
Jacksonville, Alabama

The City Council of the City of Jacksonville, Alabama, met for the Regular Council Meeting on Monday, May 14, 2018 at 7:00 p.m. in the Municipal Court Room at the Public Safety Complex, 911 Public Safety Drive, Jacksonville, Alabama. Council President Sandra Fox Sudduth called the meeting to order at 7:00 p.m. Upon roll call, the following Council Members were present: Jerry Parris, Jimmy L. Harrell, Jr., Tony Taylor and Coty Galloway. Mayor, City Clerk and City Attorney were present.

A motion was made by Council Member Harrell, seconded by Council Member Galloway, to approve the April 23, 2018 Regular Work Session and Council Meeting Minutes. Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

The Council President asked for corrections or additions to the Agenda.

MAIN AGENDA:

Add to Item 26: *...and under provisions of the Code of Alabama Section 36-25A-7(a)(3) to discuss with the City Attorney a certain matter not yet being litigated but imminently likely to be litigated.*

CONSENT AGENDA:

Add to Item 20: *Other Personnel Items:*
1. *Employment*
e. *Sarah W. Moore, Utility Account Manager, Range 10 effective upon compliance with Ordinance No. 273.*

Add to Item 21: *Boards/Committees:*
2. *Resignation*
b. *George (Ronnie) Stinson, Water Works, Gas & Sewer Board, effective May 31, 2018.*

Delete Item 21: *Boards/Committees:*
1. *Reappointments*
a. *Jamie "Red" Etheredge, Industrial Development Board, with term ending September 2023.*
b. *Done Killingsworth, Industrial Development Board, with term ending September 2023.*

A motion was made by Council Member Taylor, seconded by Council Member Harrell, to adopt the Agenda as amended.

Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

PROCLAMATION. None.

PUBLIC COMMENTS. The Council President asked for comments concerning current Agenda items. There were none.

PUBLIC HEARING: ZONING AMENDMENT FOR TEN OAKS ESTATE BE DESIGNATED AS PUD. The Council President opened the Public Hearing regarding Zoning Amendment for Ten Oaks Estate to be designated as a Planned Unit Development (PUD), with a portion of said property to be Rezoned from R-2 (two-family residential district) to B-2 (general business district) at 7:15 p.m. No one came up to speak. Council President closed the Public Hearing at 7:16 p.m.

FIRST READING DESIGNATING PROPERTY AS PUD. First reading of Ordinance that designates property as a Planned Unit Development (PUD) and Rezones Property from R-2 (Two-Family Residential District) to B-2 (General Business District). Made part of Minutes.

ORDINANCE O-606-18: ACCESS EASEMENT ACROSS A PORTION OF JACKSONVILLE-PIEDMONT LANDFILL PROPERTY. A motion was made by Council Member Taylor, seconded by Council Member Harrell, to approve Ordinance O-606-18 granting access easement across a portion of the Jacksonville-Piedmont Landfill Property (Received First Reading April 23, 2018). Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

RESOLUTION R-2004-18: MOBILE HOME MORATORIUM. A motion was made by Council Member Galloway, seconded by Council Member Taylor, to approve Resolution R-2004-18 imposing a moratorium on the location of mobile homes and mobile home courts in an R-3 District in the City of Jacksonville, Alabama. Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

RESCIND: JAMES FLATS SUBDIVISION - DON JAMES SURETY (CASHIER'S CHECK). A motion was made by Council Member Taylor, seconded by Council Member Galloway, to rescind the surety (cashier check) from Don James in the amount of \$24,000.00 for James Flats Subdivision, located at the south end of Stanton Avenue, SW. Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

JAMES FLATS SUBDIVISION – DON JAMES \$17,500.00 PERFORMANCE BOND. A motion was made by Council Member Galloway, seconded by Council Member Harrell, to approve the performance bond from Don James in the amount \$17,500.00 for James Flats Subdivision, located at the south end of Stanton Avenue, SW. Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

JOHNSON'S GIANT FOODS – APPLICATION FOR MALT BREWED BEVERAGE AND WINE LICENSE. A motion was made by Council Member Galloway, seconded by Council Member Parris to approve the application of Johnson's Giant Foods, Inc. (William Lynn

Johnson), d/b/a Johnson's Giant Food #5 for Retail Off-Premise Malt Brewed Beverage License and Off-Premise Table Wine License for the business located at 815 Pelham Road, S, Jacksonville, AL 36265 (formerly Winn Dixie). Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

BUDGET ADDITION: STORM RELATED DEBRIS – \$1.2 MILLION. A motion was made by Council Member Taylor, seconded by Council Member Galloway, to approve a Budget Addition in the amount of \$1.2 million for storm related debris removal and cleanup. Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

CALHOUN COUNTY COMMISSION: DEBRIS MONITORING SERVICES AND REMOVAL. A motion was made by Council Member Galloway, seconded by Council Member Taylor, to authorize the payment of \$118,425.25 for Debris Monitoring Services and \$1,073,727.30 for Debris Removal to the Calhoun County Commission. Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

DELEGATE APPOINTMENTS: AMIC ANNUAL MEMBERSHIP MEETING. A motion was made by Council Member Galloway, seconded by Council Member Taylor, to approve the appointments of Council Member Jerry Parris, Voting Delegate, and Mayor Johnny L. Smith, 1st Alternate for the Alabama Municipal Insurance Corporation (AMIC) Annual Membership Meeting at the Alabama League of Municipalities Conference on Saturday, May 19, 2018, at 1:00 p.m. Upon vote on the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

CONSOLIDATED ADMINISTRATIVE ITEMS. A motion was made by Council Member Galloway, seconded by Council Member Taylor, to approve the following:

Purchases over \$5,000.00.

1. Police
 - a. \$13,874.06 to AllCOMM Wireless, Inc., for the installation of lights, sirens, radio and camera equipment for the two new patrol vehicles.

Disposition of surplus property.

1. PARD
 - a. Sell ExMark Mower, Serial #315604641, Decal Number 7211 on govdeals.
 - b. Maintain Ice-O-Matic Ice Machine, Serial #05091280010057, Decal Number 5344 for parts.
 - c. Maintain Ice-O-Matic Ice Machine, Serial #07061280014232, Decal Number 5545 for parts.
 - d. Sell 1994 Dodge Ram Pickup Truck, VIN #V1B7HC16Y3RS729043, No Decal, on govdeals.

Other Personnel Items.

1. Employment

- a. Jacob Kiser, Utility Maintenance Assistant, Range 6, effective upon compliance with Ordinance No. 273, due to the termination of Russell Johnson.
- b. Joshua Palmer, Utility Maintenance Assistant, Range 6, effective upon compliance with Ordinance No. 273, due to the termination of Mark Vance.
- c. Camerin DeVoe, Laborer in the Street Department, Range 1, effective May 16, 2018, due to the resignation of Michael Proper (Mr. DeVoe is currently a temporary laborer).
- d. Hayden Ward, Laborer in the Street Department, Range 1, effective May 16, 2018, due to the resignation of Ethan Carroll (Mr. Ward is currently a temporary laborer).
- e. Sarah W. Moore, Utility Account Manager, Range 10, effective upon compliance with Ordinance No. 273.

Boards/Committees.

- 1. Reappointments: (deleted upon adoption of agenda)
- 2. Resignation:
 - a. Scott Exum, Industrial Development Board, effective immediately.
 - b. George (Ronnie) Stinson, Water Works, Gas & Sewer Board, effective May 31, 2018.

Upon vote of the motion, the following votes were recorded: Yeas: All; Nays: None. The Council President announced the motion carried.

PUBLIC COMMENTS. The Council President asked for comments. There were two.

<u>Name and address. Topic and statement.</u>
Klaus Duncan, 209 11 th Street NE. Concerned about debris collection ending May 31, 2018.
William O. Noles, 1103 9 th Avenue NE. Stated has a root ball remaining he wants removed.

COUNCIL MEMBER COMMENTS. None.

MAYOR'S REPORT.

- Beginning Monday, May 14, 2018, FEMA Disaster Recovery Center: Monday through Saturday 9:00 a.m. – 7:00 p.m.
- Sunday, May 20, 2018, Cheaha Challenge Gran Fondo Century & ULTRA.
- Monday, May 28, 2018, City offices closed.
- Thursday, May 31, 2018, next Work Session (6:00 p.m.) and Council Meeting (7:00 p.m.).

ADJOURNMENT. There being no further business to come before the meeting, a motion was made by Council Member Harrell, seconded by Council Member Taylor, to adjourn into Executive Session under the provisions of the Code of Alabama Section 36-25A-7(a)(6) to discuss consideration of the purchase and/or lease of real property and under the provisions of

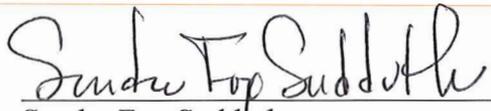
discuss consideration of the purchase and/or lease of real property and under the provisions of the Code of Alabama Section 36-25A-7(a)(3) to discuss with the City Attorney a certain matter not yet being litigated but imminently likely to be litigated. Upon roll call vote of the motion, the following votes were recorded: Yeas: Council President Sudduth, Council Member Parris, Council Member Harrell, Council Member Taylor and Council Member Galloway; Nays: None. The Council President announced the motion carried and the meeting adjourned at 7:30 p.m.

ATTEST:



Antonia Rose Rispoli Fanning

Antonia Rose Rispoli Fanning
City Clerk



Sandra Fox Sudduth

Sandra Fox Sudduth
Council President