

CITY OF TRUSSVILLE
CITY COUNCIL MINUTES
NOVEMBER 14, 2017

The City Council of the City of Trussville met for a workshop session on Thursday, November 9, 2017 at 5:30 p.m. at Trussville City Hall.

Those members present were as follows:

Councilman Jef Freeman
Councilman Zack Steele
Councilman Alan Taylor

Absent: Councilman Perry Cook
Councilman Brian Plant

Others present in Official Capacity: Mayor Buddy Choat

The workshop was convened and the Council received a preliminary agenda and supporting documentation for the City Council meeting to be held on Tuesday, November 14, 2017. The Council reviewed the agenda and determined the order for consideration at the Council meeting.

Focus 4 Media made a presentation to place 55" screens in the City Hall lobby and in the Council Chambers for information dissemination.

Mr. Richard Matthews, 5925 Stonegate Lane, asked the Council to consider closing and gating the Skyline Drive entrance to their subdivision to eliminate through traffic in their neighborhood.

Mr. Bob Rainey, Boulder Drive, discussed lighting in the Stonegate subdivision. The City pays for eight of the lights and the HOA for four additional lights. They have been talking to Alabama about LED lighting, but they would like for all of the lighting to be the same. Mayor Choat explained that the City will be converting all of our street lights to LED over several months. The high traffic corridors will be done first, and then work will begin in the neighborhoods.

There being no further business, the workshop was adjourned.

The City Council of the City of Trussville met in regular session on Tuesday, November 14, 2017 at 6:00 p.m. at Trussville City Hall. City Clerk Lynn Porter opened the meeting, stating at the organizational meeting of this Council, an ordinance was adopted to set a one-year term for the Council President to run from the first Monday in November to the first Monday in November of the following year. Tonight the first order of business will be to elect a new Council President and President Pro-Tempore.

Councilman Plant announced that he had a family obligation tonight, and would be leaving shortly to attend.

Clerk Porter opened nominations, and Councilman Plant moved Councilman Alan Taylor be nominated as Council President, seconded by Councilman Steele. There being no other nominations, the nominations were closed. The vote to approve this nomination was unanimous.

Council President Taylor called the meeting to order and City Clerk Lynn Porter served as recording secretary. Council President Taylor stated he appreciated the job Councilman Plant did while serving as Council President and thanked him for a job well done.

Council President Taylor called for nominations for Council President Pro-Tempore. Councilman Plant nominated Councilman Zack Steele, seconded by Councilman Steele, and the motion carried.

Council President Taylor asked Councilman Freeman to lead in prayer. Councilman Steele led the pledge to the flag.

Those persons answering present to roll call were as follows:

Those members present were as follows:

Council President Alan Taylor
 Councilman Jef Freeman
 Councilman Brian Plant
 Councilman Zack Steele

Absent: Councilman Perry Cook

Others present in Official Capacity: Mayor Buddy Choat
 Attorney Rick Stotser

Councilman Plant left the meeting.

Council President Taylor introduced the minutes of the October 24, 2017 regular meeting and the October 27, 2017 special meeting for approval. Councilman Freeman moved they be approved, seconded by Councilman Steele, and the vote was unanimous.

The agenda, consent agenda, and agenda addendum were presented for approval. Mayor Choat asked that the Council go into an executive session at the conclusion of the meeting to discuss real estate matters. Councilman Steele moved the agenda be approved as amended, seconded by Councilman Freeman and the vote was unanimous.

The consent agenda was presented as follows:

Accounts Payable

Liabilities	20,047.71
Non-Departmental	519,924.32
Mayor and Council	385.76
Administration	8,073.10
Inspections	3,337.39
Municipal Court	1,087.87
Information Technology	999.50
Police Department	215,886.04
Fire Department	36,978.37
Public Works	34,273.06
Garbage	332,642.09
Parks and Recreation	131,475.31
Library	6,007.91
Rental Properties	331.62
GENERAL FUND TOTAL	1,311,450.05
DRUG CONFISCATED FUND	1,684.80
EDUCATION FUND	1,184.33
CORRECTIONS FUND	2,386.46
2017 WARRANT FUND	3,498.49
TOTAL ACCOUNTS PAYABLE	1,320,204.13

AL Advanced Criminal Justice Academy - Lancaster, Hassett, Kennedy - \$250.00 ea. plus lodging and meals
Settlement re: Bunn accident
Managing Property and Evidence Room - Bradford - Birmingham - Jan 16-17 - \$295.00
Library Change Order 19R2 - Cancel rerouting of sewer line <-\$19,044.00>
Authorize purchase of 10 police radios & accessories from State Bid - \$46,308.30
Accept resignation of Keith Crumpton from RDA
Appoint to Telecommunications Committee
 Council Representative - Zack Steele
 Planning & Zoning Representative - Bill Lowery
Accept quotation Preferred Pressure Washing - \$5,475.00 to pressure wash Civic Center
Acknowledge retirement of Paul Byars effective December 29, 2017
Hire Jonathan Jones - Police Officer - Grade 17, Step 1 - Effective December 9, 2017
Merit Increases effective November 11, 2017
 Inspections - David Arnett - Grade 28, Step 9
 Police Dispatch - Michael Hollingsworth - Grade 19, Step 10
 Park & Rec - Timothy Wayne Keith - Grade 12, Step 4
 Susan Lee Matlock - Library - Grade 12, Step 9
Merit Increases effective November 25, 2017
 Police - Jeffrey W. Browning - Grade 17, Step 7, plus 5%
 Police Dispatch - Diane Michelle Payton - Grade 16, Step 8
 Timothy Ryan Robinson - Police - Grade 17, Step 7, plus 10%
 Vivian Zimmerman - Library - Grade 12, Step 3
 Phillip McLaughlin - Fire - Grade 26, Step 10, plus 15%
Completed Police Academy - effective 11- 4 - 2017
 Stephen Jordan - Grade 17, Step 2
 Adam Anderson - Grade 17, Step 2
Accept proposal from Focus 4 Media - City Hall video system

Councilman Freeman moved these items be approved, seconded by Councilman Steele, and the vote was unanimous.

Mr. Eric Greene, Affinity Home Hospice, 4328 Windsong Way, was recognized and stated he appreciated the fact that the Council has a proclamation on this agenda on Hospice Month. He stated many do not understand that the care given is not only for the patient, but for the care givers as well. Not only does this give the care giver a brief reprieve, There is counseling for the family as to how to care for the patient, what to expect in the end stages, and follow ups with the family after a loved one has passed.

Ms. Emily Cook, United Way, thanked the Council for the contribution to Meals on Wheels that allows them to better serve recipients in the Trussville area. She stated United Way has partnered with Cahaba Elementary School to make Thanksgiving and Christmas cards that will be included with the meals delivered during the holiday season. The Mayor and Council were asked to co-sign with the students on these cards.

Ms. Amber Green, Glenn Cross stated she was concerned for the safety of students walking to Magnolia Elementary. The crossing at Magnolia Heights Drive and Wisteria Trace is dangerous. People drive too fast and do not stop at the crosswalk. She stated she would like to see the same signage used at this crossing as has been installed in front of Cahaba Elementary. She stated the only school sign is right in front of the school and does not warn traffic ahead of time.

Mayor Choat stated they can have the same signs installed at this location as were recently installed at Cahaba.

Councilman Freeman asked what do we need to do to extend the 15 MPH area near the school?

City Engineer Wayne Sullivan stated we can post signs ahead of the school area.

Ms. Tanna Smith asked if designated cross walks could be put in, and Mr. Sullivan stated they will take a look at where they should go.

Mr. Kenny Krackenberger, Glen Cross Circle, stated the sidewalks start and stop in their subdivision and some streets just stop. He stated this has been brought up to the developer D. R. Horton, but there have been no results.

Mayor Choat stated the current regulations allow the sidewalks to end. We will begin work with our consultant on Monday to update our development regulations.

Councilman Freeman stated we will rewrite our regulations, and will investigate your situation. He asked that he come to Planning and Zoning and express these concerns.

City Clerk Lynn Porter was recognized and stated in many ways the Glen Cross development is unique, as the developer went in and bought up a large area that was already subdivided into 50-foot wide lots from a large number of different owners. Unfortunately there were a handful of owners that were not willing to sell to them, therefore there are lots within the development that are not a part of the subdivision. There is also a major natural gas transportation pipeline that bisects the development. Some of the streets are terminated because the developer does not own lots beyond that point, but provision must be made for the street to be extended in the event those lots are developed at a later time. The sidewalks in most developments are not installed until the lot is developed, because of the grading and construction traffic that tears them up. To insure that the sidewalks are properly aligned with compliant ADA cross slopes and grades, they cannot be installed until after the construction on the lot is completed. This creates gaps until a subdivision is built out. The new regulations will require that sidewalks be completed, notwithstanding remaining vacant lots, at the time the streets are sealed, after which any sections damaged in construction will have to be removed and replaced. In the case of Glen Cross, there is not a remedy for the non-subdivision lots, as we cannot require completion on lots not owned by the developer.

An ordinance to rezone 7850 Gadsden Highway from C-2 (Commercial) to RT (Residential Townhomes) was presented for a first reading. This property is adjacent to the Sun Rise Assisted Living facility. Many changes have been made to the plan to make it more palatable to the Old Mill Run neighborhood.

Council President Taylor asked Councilman Freeman if this development was age restricted and was the matter recommended by Planning and Zoning.

Councilman Freeman replied this is an age restricted development for 55-years and up. This proposal was recommended by Planning and Zoning.

Engineer Bob Easley of Alabama Engineering, and Mr. Eric Rogers, developer, presented the request. They stated this plan has been honed and refined over the last couple of months. They will present to BZA in December for a variance for relief to construct ten units rather than the required minimum thirty-two units. If approved by BZA, they will be back before the City Council in January to finalize this rezoning.

A public hearing was opened, and there being no comment, the hearing was closed.

This matter will be brought up for a vote at the first meeting in January.

A public hearing on a rezoning for properties in the downtown area from the easterly tier of lots on Morrow Avenue to South Chalkville Road and from the alley paralleling Main Street to the railroad from I-1 (Light Industrial) to C-2 (Commercial) was heard. Councilman Freeman stated this was recommended by Planning and Zoning, and is a step in the redevelopment of our downtown area.

A public hearing was opened, and there being no comment, the hearing was closed.

Council President Taylor stated we feel this is an upgrade in zoning to remove the light industrial from downtown.

Councilman Freeman moved for unanimous consent to suspend the rules of procedure to allow for the immediate consideration of this rezoning in the downtown area, seconded by Councilman Steele, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Taylor, Freeman, and Steele

Nays: None

Councilman Freeman moved Ordinance 2017-044-P&Z approving this zoning change be adopted, seconded by Councilman Steele, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Taylor, Freeman, and Steele

Nays: None

A request for a beer and wine license for Iron Stone Pizza was presented by Mr. Jim Walsh, Briarwood Drive, Starkville, Mississippi. He stated this location is in Homestead Village on Patrick Way.

Council President Taylor asked is this a chain, and was told yes. This will be the third store in Alabama. The other two are in Hoover and Vestavia will open soon.

Council President Taylor asked if they are members of the Responsible Vendor Program and was told no, but they are setting up this training now. He asked how this training was handled now, and was told that the cash register prompts for an ID when alcohol is ordered. Their training is currently in-house. All cashiers, wait staff, and managers are required to go through the Serve Safe training. A public hearing was opened, and there being no comment, the hearing was closed. Councilman Freeman moved this application be approved, seconded by Councilman Steele, and the vote was unanimous.

A franchise agreement for Mobilitie was presented. Mr. Rick Friar stated they wish to install small cell wireless broadband facilities and service. He thanked City Attorneys Rick Stotser and Michael Brymer for working with them.

Councilman Steele moved for unanimous consent to suspend the rules of procedure to allow for the immediate consideration of this franchise, seconded by Councilman Freeman, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Taylor, Freeman, and Steele

Nays: None

Councilman Steele moved Ordinance 2017-045-P&Z approving this zoning change be adopted, seconded by Councilman Freeman, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Taylor, Freeman, and Steele

Nays: None

Councilman Freeman read and moved Proclamation 2017-023 recognizing Hospice and Palliative Care Month be approved, seconded by Councilman Steele. Councilman Freeman stated he had experienced hospice care three times with his family, and he commended the hospice care providers for the work that they do, calling them angels in assisting the family. The vote to approve was unanimous.

Councilman Taylor read Proclamation 2017-024 recognizing Diabetes Month. Councilman Steele moved this proclamation be approved, seconded by Councilman Freeman. Councilman Steele stated he deals with the effects of diabetes every day in his practice. Complications leading to sight loss is one of the side effects. He encouraged anyone struggling with this disease to have annual checkups. The vote was unanimous.

Councilman Freeman moved Proclamation 2017-025 recognizing Autism Month be approved, seconded by Councilman Steele, and the vote was unanimous.

Councilman Steele moved Resolution 2017-059 declaring inoperable appliances in the Fire Department as surplus be approved, seconded by Councilman Freeman, and the vote was unanimous.

Councilman Freeman moved Resolution 2017-060 authorizing funding to the Redevelopment Authority for the purchase of property at 107 Morrow Road and at 6370 South Chalkville Road, seconded by Councilman Steele, and the vote was unanimous.

Council President Taylor announced that there will be no workshop on the Thursday preceding the November 28 City Council meeting due to the Thanksgiving holiday. The workshop will be held at 5:00 on Tuesday before the 6:00 City Council meeting.

Councilman Freeman reported that Planning and Zoning is in the process of adopting new subdivision regulations. Inspections is working to see that regulations are enforced on buildings. He welcomed School Superintendent Dr. Pattie Neill. He stated the school expansion was discussed last night at their meeting. With city growth, expansion of our schools is required. Our schools draw people to our community. He stated our football team is 11-0 and will play Hoover on Friday night. We have a lot of good athletic programs, and our schools do a terrific job of educating our kids.

Councilman Steele reported that the Park and Recreation Board met last night. The dog park is coming along and will open soon. The Board approved going out to bid on improving the baseball fields and hiring two new employees. We hosted the State Flag Football Tournament and it went well. The Senior Center held a Halloween costume party. ACTA is performing the "Best Christmas Pageant Ever."

Council President Taylor stated everyone is asked to Turn Trussville Red on Friday in support of the football team. He stated he attended "Bye Bye Birdie" performed by the school drama group and it was outstanding.

Mayor Choat reported paving is finished on Service Road from Chalkville to Trussville Clay Road. The County is paying 2/3 of the cost and the City will pay the remainder and will assume all future maintenance. The will approve a similar agreement on the Valley Road extension. The bridge in the Civitan Park is completed and open.

Council President Taylor recognized the residents of Old Mill Run.

Mr. Richard Epstein, Boulder Drive, stated the parking lot is dark, and the Mayor said that it would be repaved. There needs to be a crossing for pedestrians at Magnolia Street and Lake Street. All of the stripping is done at WalMart and at Sam's. He stated he has been an insulin dependent diabetic for sixty-one years. He encouraged everyone to have their doctor check their blood sugar.

Mr. Jim Wolfe, York Street, commended the police department on managing the runs through their neighborhood with minimal disruption.

Councilman Freeman moved the Council go into an executive session to discuss real estate matters, seconded by Councilman Steele, and the vote was unanimous.

No other business coming before the Council, a motion was made to adjourn.

Respectfully submitted,

Lynn B. Porter
City Clerk