

CITY OF TRUSSVILLE  
CITY COUNCIL MINUTES  
FEBRUARY 13, 2018

The City Council of the City of Trussville met for a workshop session on Thursday, February 8, 2018 at 5:30 p.m. at Trussville City Hall, with Council President Alan Taylor presiding.

Those members present were as follows:

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

Absent: None

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

The workshop was convened and the Council received a preliminary agenda and supporting documentation for the City Council meeting to be held on Tuesday, February 13, 2018. The Council reviewed the agenda and determined the order for consideration at the Council meeting.

Mr. Rocky Neason addressed the Council about his museum in the downtown area. He stated he has applied for a grant as a 501 (C)(3) nonprofit. This is a replica of a 1958 Standard Oil Station. He stated has participated in all of the downtown merchants activities. He stated he was here asking for brand identification. He stated he is willing to enter into an agreement that these terms would go away if the building became retail or commercial. He stated he wants to build on with the same look, and add a bay, and to renovate the back. The brand is important to the total experience of this museum.

Council President Taylor asked about the current garage in back, and was told he works on classic cars and keeps up Mr. Neason's vehicles.

Councilman Plant asked if he was talking about a sign, and was told yes.

Mayor Choat asked, if he adds on, does that change his status, and was told no, it will be like the original.

Council President Taylor stated the issue is not with what Mr. Neason is doing, or with what he plans to do. The issue is approving a pole sign in the downtown area.

Mayor Choat verified that this does not conflict with the sidewalks or landscaping.

Councilman Freeman asked if it was out of the question to make this a monument sign, and Mr. Neason stated this would not be historically accurate.

Councilman Steele asked would this sign be a sign or would it be a historical artifact of the museum?

Councilman Plant stated this is nothing personal about Mr. Neason, but people will pounce on any crack in our ordinance. The city was in a federal lawsuit several years ago, and we brought in someone, at great expense to the city, to write it as it is, to stand the legal test.

Mayor Choat asked how tall the sign was and was told 15 feet. He stated he would have our City Attorney look at it.

Council President Taylor pointed out that this is also in our downtown district. He asked that they go to RDA to get their blessing.

Mr. Neason stated he would agree to take it down if it causes a problem for the city.

Jason Parsons presented a proposal from PowerDMS Software to increase the number of user licenses for this policy and training software. The rate per user actually decreases with the increased number of users. This will be added to the consent agenda.

There being no further business, the workshop was adjourned.

The City Council of the City of Trussville met in regular session on Tuesday, February 13, 2018 at 6:00 p.m. at Trussville City Hall. Council President Taylor presided over the meeting and Lynn Porter, City Clerk, served as recording secretary.

Council President Taylor called the meeting to order and asked Councilman Steele to lead in prayer. Councilman Cook led the pledge to the flag.

Those persons answering present to roll call were as follows:

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

Absent: None

Others present in Official Capacity: Mayor Buddy Choat  
Attorney Shay Reynolds

Council President Taylor introduced the minutes of the January 23, 2018 meeting for approval. Councilman Steele moved they be approved, seconded by Councilman Freeman, and the vote was unanimous.

The agenda, consent agenda, and agenda addendum were presented for approval. Mayor Choat asked that an item to authorize him to negotiate on property at 88 Cedar Lane be added. Councilman Plant moved the agenda be approved, seconded by Councilman Steele and the vote was unanimous.

Ms. Joellen Ives was recognized and asked for support of the Blow Away 5K Cystic Fibrosis run. She stated they had 400 runners last year. This event is put on by their 13 board members. She stated Cystic Fibrosis is represented by the color purple. They would like to encourage the city to Turn Trussville Purple by putting up purple bows during this event. Sherry Merrifield of Sherry's Café is donating 34 bows.

The consent agenda was presented as follows:

	Accounts Payable
Liabilities	20,305.35
Non-Departmental	152,293.82
Mayor and Council	1,547.12
Administration	1,751.58
Inspections	3,527.22
Police Department	52,729.59
Fire Department	27,708.69
Public Works	32,693.88

Parks and Recreation	102,746.67
Library	7,682.57
Rental Property	1,895.31
GENERAL FUND TOTAL	405,484.70
CAPITAL IMPROVEMENT FUND	533,748.68
CONFISCATED FUND	9,340.43
CORRECTIONS FUND	5,577.18
STREET IMPROVEMENT FUND	601.80
TOTAL ACCOUNTS PAYABLE	974,752.79
TO BE ENTERED	
PARKS BASKETBALL PROGRAM EXPENSES	8,684.00
MASSEY & STOTSER MONTHLY - SEVERAL DEPTS.	52,416.39
GRAND TOTAL	1,035,853.18

IPMA-HR Conference - Jensen - May 20-23, 2018 - Birmingham - \$315.00  
 NASRO Conference - Glass & Fuell - Reno, NV - June 24-29, 2018 - \$500.00 ea.; Cardwell -  
     Registration comped; plus lodging & expenses all three  
 Evidence Technician Program - Middleton, Swope, & Shellnut - Birmingham - \$250.00  
 Basic Tactical Medical Training - Robinson - Tuscaloosa March 13-15, 2018 - No Cost  
 Tactical Shooting Class - Filetti - Columbiana - Feb 18-22, 2018 - \$625.00  
 Annual Personnel Board Fees - \$206,030.00  
 Law Enforcement Supervision Management - Rosetta & Posey - March 20-22, 2018 -  
     Birmingham - \$325.00 ea.  
 CTS Training Institute - Riner - Bethlehem, GA - April 3-6, 2018 - \$795.00, plus expenses  
 Police incident reimbursement - \$1,251.68  
 Power DMS - policy & training software user upgrades - \$5,300 through Oct. (\$6,800 annually)  
 Library COR #43R - Signage revisions - \$705.00  
 Library COR #46 - Replace ceiling tile & lighting in workroom - \$2,466.00  
 Library COR #48 - Add clean-outs to eight existing downspouts - \$690.00  
 Merit Increases effective 2-17-2018  
     Jenny Shipp - Admin - Grade 16, Step 2  
     Joseph D. Dunn - Police - Grade 17, Step 9, plus 10%  
     Dorothy Larson Kelley - Park & Rec - Grade 12, Step 6  
     Akeevia Smith - Park & Rec. - Grade 12, Step 6  
 Approve detective pay for Warmus - PD - 5% effective 2-3-2018  
 Approve detective pay for Hicks - PD - 5% effective 2-3-2018 (Started 1-20-18)  
 Hire Andrew Martin Fittis - Public Works  
 Extend probation Matthew Levi McGough - FD - 6 mos until Aug. 8, 2018  
 Caleb Glenn Hancock, plus 5% for Medic certification. Received July 8, 2017 - date correction  
     for payment  
 Hire Jean P. Robert - Firefighter - Grade 17, Step 2, effective February 17, 2018  
 Opioid Litigation Agreement  
 Proposal Financial Advisory Services - Rice Advisory - Max. \$50,000.00  
 Historical Committee - Reappoint Raymond Foushee through April 5, 2021  
 Tree Commission appointment/reappointments  
     John Floyd through Feb 28, 2019  
     Ryan Dawkins through Feb 28, 2020  
     Arnold Reichert through Feb 27, 2020  
     John Edge (replace Trimm) through Feb 28, 2019  
 Park & Recreation Board reappointments  
     Mark Bailey through Feb 28, 2022  
     Tandy Smith through Feb 28, 2022  
 BZA - Reappoint Tommy George through February 15, 2021  
 Authorize Mayor to negotiate purchase of 88 Cedar Lane  
 Beautification Board - reappoint Nora O'Connor through Jan. 14, 2023  
 Approve purchase of wide-platform copier/scanner for Inspections - ALGX - \$8395.00  
 Hire Mark Card - Park & Rec - Laborer - Grade 7, Step 2  
 Hire Robert Sandon Stults - Public Works - Laborer - Grade 7, Step 2  
 International Code Council - Inspections - renewals - \$125.00

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

An ordinance to rezone 6428 South Chalkville Road from R-2 to C-2 was presented. Councilman Freeman stated this was considered by Planning and Zoning and was not recommended.

A public hearing was opened and George Glenn asked where this property is, and was told it is the lot where the house burned last year, a few lots up from AAMCO. He stated past City Councils have said that commercial development would not go beyond the corner.

Ms. Katie Boswell, 120 Reid Drive, representing the owners, the McCowns, stated her clients wish to have the property rezoned for a small retail outlet or office.

The public hearing was closed.

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

Yeas: Councilmen Taylor, Cook, Freeman, Plant, and Steele

Nays: None

Councilman Freeman then moved the zoning request to rezone 6428 South Chalkville Road from R-2 to C-2 be approved, seconded by Councilman Plant, and upon a roll call vote, the results were as follows:

Yeas: None

Nays: Councilmen Taylor, Cook, Freeman, Plant, and Steele

The motion did not pass.

Councilman Plant moved Resolution 2018-004 to oppose HB 110 & SB130 on Simple Sellers Use Tax unless League amendment is added to protect the use tax rates for municipalities. This was seconded by Councilman Freeman, and the vote was unanimous.

Ordinance 2018-002-ADM to surplus a portion of the real property at 1465 Gadsden Highway was presented. Councilman Plant moved for unanimous consent to suspend the rules of procedure, to allow for the immediate consideration of this ordinance, seconded by Councilman Steele, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Taylor, Cook, Freeman, Plant, and Steele

Nays: None

Councilman Plant then moved Ordinance 2018-002-ADM declaring a portion of the property at 1465 Gadsden Highway as surplus be approved, seconded by Councilman Steele.

Mayor Choat stated this property is adjacent to the lot formerly occupied by Don's Carpet.

Upon a roll call vote, the results were as follows:

Yeas: Councilmen Taylor, Cook, Freeman, Plant, and Steele

Nays: None

Councilman Cook moved Resolution 2018-005 approving the purchase of Trussville Distribution Center, 84 Cedar Lane, at a cost of \$1,335,383.34 from the City's line of credit be approved, seconded by Councilman Plant, and the vote was unanimous.

Councilman Cook moved Resolution 2018-006 approving the purchase of 98 Morrow Avenue from Emory Peoples, at a cost of \$155,000 from the City's line of credit be approved, seconded by Councilman Plant, and the vote was unanimous.

Councilman Cook moved Resolution 2018-007 approving the purchase of 76 Cedar Lane, 77 Cedar Lane, 85 Cedar Lane, 86 Cedar Lane, 95 Cedar Lane, and 99 Cedar Lane from Bama Developers at a cost of \$1,258,883.33 to be paid from the City's line of credit be approved, seconded by Councilman Steele, and the vote was unanimous.

Councilman Cook moved Resolution 2018-008 to appropriate \$1.5 million from the City's line of credit to the Redevelopment Authority for downtown redevelopment activities be approved, seconded by Councilman Plant, and the vote was unanimous.

Councilman Plant moved Resolution 2018-009 awarding the audio/video bid for the Library to ESB in the amount of \$71,253.00 be approved, seconded by Councilman Steele, and the vote was unanimous.

Councilman Freeman moved Proclamation 2018-002 declaring World Autism Month in April be approved, seconded by Councilman Cook, and the vote was unanimous.

Councilman Plant moved Proclamation 2018-003 authorizing the Blow Away 5K - Cystic Fibrosis Run to be held on November 10, 2018 be approved, seconded by Councilman Steele, and the vote was unanimous.

Mayor Choat gave an update on the Sheepdog Firearms matter. There is a proposal to install a foam-type insulation in the 25-yard rifle range to reduce noise. The installation should be completed by April 30.

Councilman Cook stated we made a Beautification Board reappointment tonight. They will begin meeting again in the Spring. The IDB will have a luncheon on February 22, with a meeting to follow. The RDA met on February 6 and discussed the progression in Quad One. Two facade grants for Faith Mortgage and Dr. Dobbs dental office were discussed.

Councilman Freeman reported Planning and Zoning met last night and approved Hunters Creek, Phase 5, and recommended an annexation on Robert Lee Road. He reported there were 16 new home starts valued at \$5,495,317, and 18 additions valued at \$523,987, two commercial starts valued as \$2,467,015 and commercial additions of \$2,330,779.

Councilman Freeman stated the Board of Education will meet next week. He stated our schools are doing well both academically and athletically. Our girl's basketball team is going to the State Tournament. Several athletes were signed on National Signing Day. We have good reports on our ASPIRE grades.

Councilman Plant reported the Chamber Banquet is Saturday. The library construction is coming along. The Finance committee recommended the funding approved tonight for the Redevelopment Authority.

Councilman Steele reported the Park and Recreation Board met last night. Lose and Associates met on a plan for recreational use on the Norris property. The terrain is challenging. Multipurpose fields are proposed, nature trails, and an archery area. The dog park will have its grand opening on May 5, in conjunction with City Fest.

He reported that public works is busy. The Boy Scouts are selling pine straw as a fundraiser. There is pricing per bale, per bale delivered, and per bale delivered and spread. ACTA will perform "To Kill a Mockingbird."

Mayor Choat stated Edgars is progressing on their site, and plan an August opening. The signs have been installed on North Chalkville Road near the crosswalks, and will be installed near Magnolia Elementary. The lights are burning on the Greenway. Our paving project is waiting on the weather to improve. On March 6 the Trussville Tribune will host "Let's Talk Trussville" at the Civic Center. Architectural renderings of improvements downtown will be displayed. He encouraged citizens to serve on city boards and committees. It is a constant challenge to keep these positions filled.

Council President Taylor reported that the body of a man from Northport was found at Highway 11 and Commerce Drive. It is believed that the incident happened elsewhere and the body was dropped here.

Mr. Richard Epstein, Boulder Drive, stated the lot across from the BPW stone lot on Highway 11 needs to be cut. He stated almost \$3 million was spent on property tonight. How much property is this and what will be the costs of renovations.

Mayor Choat stated we have negotiated for several months on this property. It will be used for parking downtown.

Mr. Epstein stated the entrance to Brooks Crossing is terrible. He asked is the Jefferson County Personnel Board worth \$206,000?

Mayor Choat stated the entrance to Brooks Crossing is an ALDOT matter.

Mr. George Glenn stated in the last administration, no economic incentives were given greater than 2% for any business. Edgars was given 3% for up to 10 years. He stated he felt something should be kept for the city and its operations.

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

Respectfully submitted,

Lynn B. Porter  
City Clerk