

CITY OF TRUSSVILLE  
CITY COUNCIL MINUTES

APRIL 26, 2016

The City Council of the City of Trussville met for a workshop session on Thursday, April 21, 2016 at 5:30 p.m. at Trussville City Hall. Council President Anthony Montalto presiding.

Those members present were as follows:

Council President Anthony Montalto  
Councilman Buddy Choat  
Councilman Perry Cook  
Councilman Brian Plant  
Councilman Alan Taylor

Absent: None

Others present in Official Capacity: Mayor Eugene Melton

The workshop was convened and the Council received a preliminary agenda and supporting documentation for the City Council meeting to be held on Tuesday, April 26, 2016. The Council reviewed the agenda and determined the order for consideration at the Council meeting.

There being no further business, the workshop was adjourned.

The City Council of the City of Trussville met in regular session on Tuesday, April 26, 2016 at 6:00 p.m. at Trussville City Hall. Council President Montalto presided over the meeting and Lynn Porter, City Clerk, served as recording secretary.

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

Those persons answering present to roll call were as follows:

Council President Anthony Montalto  
Councilman Buddy Choat  
Councilman Brian Plant  
Councilman Alan Taylor

Absent: Councilman Perry Cook

Others present in official capacity: Mayor Eugene Melton  
Attorney Whit Colvin

Council President Montalto introduced the minutes of the April 12, 2016 meeting for approval. Councilman Taylor moved they be approved, seconded by Councilman Choat, and the vote was unanimous.

The agenda, consent agenda, and agenda addendum were presented for approval. Items on the agenda addendum were added to the regular and consent agenda. Councilman Taylor verified his understanding of the sales agreement on Kenimer Avenue, that this sale is contingent upon the completion of the sale of the Wheeler property to Creekside and approval by ALDOT of the entrance to Highway 11. He was told this is correct, if Creekside does not purchase the Wheeler property, and if ALDOT does not approve the entrance, then the City will not be obligated to purchase this property, and will be able to have the \$1,000 earnest money refunded, if we do not wish to proceed with the purchase. Councilman Plant moved the agenda be approved, seconded by Councilman Taylor and the vote was unanimous.

The Consent agenda was presented as follows:

	Accounts Payable	
	<u>Regular</u>	<u>Addendum</u>
Liabilities	24,890.68	672.80
Non-Departmental	110,762.80	221.00
Mayor and Council	7,217.49	36,086.26
Administration	9,721.05	26,619.77
Inspections	908.74	279.56
Municipal Court		125.00
Police Department	21,236.80	3,969.85
Fire Department	11,609.01	7,001.19
Public Works	3,496.69	1,791.46
Garbage		
Parks and Recreation	3,779.19	11,673.99
Library	3,028.83	1,377.71
Rental Properties		25.00
GENERAL FUND TOTAL	196,671.28	89,843.59
CORRECTIONS FUND	4,496.66	
STREET IMPROVEMENT FUND	4,400.00	
MUNICIPAL COURT FUND		159.98
TOTAL ACCOUNTS PAYABLE	205,567.94	90,003.57

Merit increases effective April 30, 2016 - Zachary Manning - Parks - Grade 18, Step 8

Hire Pam Hasty, full-time labor Civic Center, effective May 9, 2016

Upgrade Donna Fox to full time labor Civic Center, effective May 30, 2016

Hire Jeffrey Hunter Bynam, Public Works, effective April 27, 2016

Tyler annual software maintenance - \$26,048.34

Approve Change Order Gorrie Regan on Civic Center Doors - \$4,276.25

Authorize Mayor to sign land purchase agreement- 4 ac on Kenimer Avenue

Councilman Taylor moved these items be approved, seconded by Councilman Choat, and the vote was unanimous.

A public hearing to vacate Eagle Drive was called. There is a proposal to purchase the Peachtree Assisted Living and the tract across Eagle Drive from this facility. The purchaser wishes to vacate this right-of-way that only accesses these two sites, and to join them together. This matter has been published once a week for four consecutive weeks and notice was sent to surrounding property owners.

The public hearing was opened, and there being no comment, the hearing was closed. Councilman Choat moved for unanimous consent to suspend the rules of procedure to allow for the immediate consideration of this permanent resolution, seconded by Councilman Taylor, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Montalto, Choat, Plant and Taylor

Nays: None

Councilman Choat then moved Resolution 2016-020 vacating Eagle Drive be adopted as presented, seconded by Councilman Plant, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Montalto, Choat, Plant and Taylor

Nays: None

A request for approval of a Special Event alcohol license for CS Hoover to provide beer and wine service at the Cahaba River Shrimp Boil was presented. This is a fund-raising event for the

Trussville City School and Athletic Foundation. Mr. Jimmy Burning, General Manager of Cajun Steamer in Trussville was present to answer questions.

Councilman Taylor asked if they have done these types of events before, and was told yes. Mr. Burning stated they have certified servers and they will issue wrist bands after ID is checked. He stated they provide the service at the Barons games.

Councilman Choat asked will alcohol sales be limited to a designated area, and was told yes.

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

Councilman Taylor stated the Council had received one letter from a resident in Trussville Springs in opposition to this.

Councilman Plant verified that there have been no incidents in the four years this event has been held. He further verified that there would be no difference in the rules of service this year as compared to prior years.

Councilman Taylor moved this application be approved, seconded by Councilman Plant, and the vote was unanimous.

Councilman Plant moved Resolution 2016-021 approving the purchase of 108 Morrow Avenue, and authorizing Mayor Melton to close on the property be approved. This was seconded by Councilman Choat and the vote was unanimous.

Councilman Plant moved Resolution 2016-022 awarding the wrecker and storage bid to ABC Towing be approved, seconded by Councilman Choat, and the vote was unanimous.

An ordinance to establish fire lanes in Trussville Springs was presented. The Public Safety Committee met to consider and recommend this action.

Councilman Taylor questioned whether a resolution was needed rather than an ordinance.

Attorney Whit Colvin stated an Ordinance is appropriate since a law is being created, a violation of which may result in conviction and a fine imposed. He stated typically a resolution authorizes or directs that some action be taken, where an ordinance establishes a law.

Councilman Taylor asked who would bear the cost of erecting the signs and marking the areas, the city or the developer?

Attorney Colvin responded that it could be either. During development, this is the responsibility of the developer. Once streets are accepted, it is the responsibility of the city. Even then, if it is a matter of public safety and the developer does not take action, the city can step in. Also should a development want a specific type of decorative sign, they can provide these rather than the city.

Mayor Melton stated if these streets had already been turned over for city maintenance, we could do it, but since they have not, we were advised to take this route.

Councilman Plant moved for unanimous consent to suspend the rules of procedure to allow for the immediate consideration of this ordinance, seconded by Councilman Taylor. Upon a roll call vote, Council President Montalto voted no, thus the motion failed. Council President Montalto stated he did not want to proceed without the residents being aware of this.

Councilman Taylor asked had the residents of the subdivision seen this? He stated his concern was, if the Public Safety Committee feels this is necessary, and what happens if we take no action.

Mayor Melton stated the developer has been a part of this discussion, but he did not know if the residents were aware of it.

Fire Marshall Steve Reasonover stated this has been discussed with the developer from the beginning before the first houses were built. The developer installed the fire lanes and put up signs when the roads were put in. The only problem, is that the city has never formally recognized these fire lanes and made it a violation to block them.

Councilman Plant asked if we had the ability to tow vehicles without this ordinance?

Fire Marshall Reasonover replied, we could have a vehicle blocking an emergency vehicle towed, but we cannot cite the driver.

Councilman Taylor stated he would not like to see cars being towed during the event this weekend.

Council President Montalto asked would future roads need to be added later, and was told that the areas would only need to be designated. This matter will be presented for a second reading in two weeks.

A resolution to accept a land donation from Tutwiler Properties, LTD was presented. Mayor Melton stated this property is necessary for the Valley Road extension. Councilman Choat moved Resolution 2016-023 be approved accepting this donation, seconded by Councilman Plant. Councilman Taylor asked does this complete all the property needed, and Mayor Melton replied that there is one other property that is being appraised to complete the land acquisition phase. The vote was unanimous.

Councilman Choat reported that the Library Board met and discussed rebidding the library expansion project. RDA is scheduled to meet next week, but this meeting may be moved. He thanked the Council for the property purchase on Morrow Road on behalf of the Board.

Council President Montalto reported Design Review met and approved a sign for Verison and Eye Mart, for CC's Pizza, 413 Main Street, Logistics Made Simple, Vulcan Tire on Edwards Lake Parkway, and Casa Fiesta Grill at the Pinnacle. They approved renovations for Courtyard Oyster Bar and Grill and for Regions Bank, and a home renovation at 113 Meadow Lane.

Councilman Plant reported that the Chamber Board met and got an update on the recent Carnival, which was a success. CityFest is coming up soon. Fire Chief Russell Ledbetter has been named as head of the State Fire College Board.

Councilman Taylor reported that the school construction is tracking along. The outline of the new track at the Cahaba Middle School can now be seen. These schools will be ready to open by fall. Attorney General Luther Strange presented a Safe School Award to our schools.

Councilman Taylor recognized Trussville School Foundation Director Heather Sandifer and Chris Horne of the Athletic Association. CityFest is May 7. Vendor space is available. There will be food, music, and many booths. Our Chamber will be seventy years old this month. They give a scholarship at awards day each year of \$1,000 that is renewable for four years with a "B" average.

Mayor Melton stated the building official has tried to follow up on the report of an illegal business on Pineview Road, but has not been able to catch them yet. He will follow up on the cleanup issues.

Mr. Sam Winbush, 416 Pineview Road, stated he did not want to put neighbor against neighbor. He stated he would walk the community and address blight parcel by parcel with someone from the city.

Councilman Choat thanked the Mayor and Wayne Sullivan and Public Works for working out the parking for the bid soccer tournament. He stated Stockton has requested a stop sign near the clubhouse to make this a four-way stop.

Mr. Winbush stated Valley Road from Chalkville Road to Tiffany has no stop signs. He stated the proposed Valley Road extension will increase traffic in this area. He asked for consideration of a stop sign to control traffic. He also mentioned a water problem where water sheets across the road on Valley near the Cunningham residence.

Mayor Melton stated the Valley Road extension includes a three-way stop sign. The curve on Valley will be straightened out to form a "T" intersection. This should help with some of the problems. Some of the areas along Valley Road are in the County and we do not control them, but we will work with the County to get the road improved back to Chalkville Road. The County has a plan to align Pineview Road with Green Drive and install a traffic signal. This will make getting onto Chalkville Road safer.

Ms. Nicole DeShazo stated some in the area would like to see it become more walkable. Mayor Melton stated there will be a sidewalk along the new road, but in some of the area in the county, there is not sufficient right-of-way to install sidewalks.

Mr. John Griscom stated on Saturday there will be a Trussville Community Response Team exercise with Vestavia and Springville.

Ms. Nancy Winbush, asked when the water pressure would be restored? She also stated there has been no brush collection in months.

Councilman Taylor stated he was told two to three weeks to finish refurbishing the tank.

Mayor Melton stated we are taking complaints at City Hall so we can monitor this. We track this with the contractor as to how long and how many times it has been reported.

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

Respectfully submitted,

Lynn B. Porter  
City Clerk