

CITY OF TRUSSVILLE
CITY COUNCIL MINUTES
MARCH 12, 2019

The City Council of the City of Trussville met for a workshop session on Thursday, March 7, 2019 at 5:30 p.m. at Trussville City Hall. Council President Jef Freeman presiding.

Those members present were as follows:

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

Absent: None

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, March 12, 2019. 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, March 12, 2019 at 6:00 p.m. at Trussville City Hall. Council President Freeman presided over the meeting and City Clerk Lynn Porter served as recording secretary.

Council President Freeman called the meeting to order and asked Mr. Mike Ennis to lead in prayer. Councilman Plant led the pledge to the flag.

Those persons answering present to roll call were as follows:

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

Absent: Councilman Zack Steele

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

Council President Freeman introduced the minutes of the February 26, 2019 meeting for approval. Councilman Taylor moved they be approved, seconded by Councilman Cook, and the vote was unanimous.

The agenda and consent agenda were presented for approval. 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

Liabilities	12,856.90
Non-Departmental	91,935.26

Mayor and Council	45.35
Administration	7,498.97
Inspections	2,350.71
Municipal Court	290.53
Finance	293.91
Information Technology	100.05
Police Department	43,120.92
Fire Department	26,543.84
Public Works	16,860.61
Garbage	180,082.29
Parks and Recreation	59,662.63
Library	16,094.97
Rental Property	502.27
GENERAL FUND TOTAL	454,939.20
EDUCATION FUND	1,000.00
DRUG CONFISCATION FUND	1,867.62
CAPITAL PROJECTS FUND	6,110.24
MUNICIPAL COURT FUND	636.91
CORRECTIONS FUND	6,590.94
TOTAL ACCOUNTS PAYABLE	471,144.91

Spring Municipal Law Conference - Chamblee - March 22 - Florence - \$330.00
League of Municipalities registration - Choat, Cook, Freeman, Taylor, & Porter - Mobile
- May 4-7, 2019 - \$350 (if paid on-line)
ROCIC - Intelligence & Analysis - Short - PD- July 8-12 - Nashville - \$595.00 + lodging
Practical Kinesic Interview & Interrogation Ph 1&2 - Dunn- PD- June 24-28 -Birmingham - \$525.00
NTOA Annual Conference - Filetti - PD - August 18-23 - Orlando - \$499.00 + lodging
Hire Katie Evans -Library Admin Asst - Effective March 4, 2019 - Grade 16,Step 1
Merit increases effective March 2, 2019
Judson Moore - Fire - Grade 17, Step 4
Jason Daniel Smith - Police - Grade 17, Step 10
Donald Taylor - Police - Grade 17, Step 5
Michael L. Mason - Fire - Grade 7, Step 8
David Gremmels - Park & Rec - Grade 7, Step 7
Tyler Rollins - Fire - Grade 17, Step 4, plus 5%
David Vinson - Park & Rec - Grade 31, Step 8

Councilman Cook moved these items be approved, seconded by Councilman Plant, and the vote was unanimous.

A public hearing on an alcohol license for Metro Diner, 2050 Gadsden Highway, for on and off premise beer and wine was presented by Mr. Pete Cooper. Mr. Cooper stated they serve breakfast, lunch and dinner. Alcohol constitutes less than 2% of their receipts, but they offer it on request.

Councilman Plant asked Mr. Cooper's role, and was told local owner/manager. He asked the seating capacity of this restaurant, and was told 108 indoors and 20 on the patio.

Councilman Taylor asked if they had a bar, and was told no. Mr. Cooper stated they do have a counter where patrons can observe the food preparation if they wish to, but it is not a bar.

Councilman Plant asked how many years Mr. Cooper had been in this business and was told 25 years. He was asked had he served alcohol during this time and answered yes. He stated he has been with Metro Diner for eight months.

Councilman Plant asked had he been manager at any location that sold alcohol, and Mr. Cooper replied no. He asked in those prior locations was he aware of selling alcohol to under aged persons or selling to people who were intoxicated, and Mr. Cooper responded no. Mr. Cooper was

asked what would be his policy if a patron were over served, and he replied he would call a cab, or if necessary, call the police.

Councilman Plant stated the two issues we monitor closely are under aged sales and over service. If there are problems, the Mayor is notified and the entity is notified and required to come before the City Council to show cause why the license should not be revoked. Councilman Plant asked what policy would be used to check guests before selling alcohol?

Mr. Cooper responded that they will use the Responsible Vendor Program with testing for employee training. He stated they have a specific list to check. He stated normally this is anyone appearing to be under thirty, but if there is no identification, there will be no service.

The public hearing was opened, and there being no comment, the hearing was closed. Councilman Plant moved this application be approved, seconded by Councilman Cook and the vote was unanimous.

Councilman Taylor moved Resolution 2019-011 declaring two light mast trailers that do not work be declared as surplus for disposal, seconded by Councilman Cook and the vote was unanimous.

A request to rezone property at 1960 Gadsden Highway from CP to Q-C-2 was presented. Ms. Ginger Cornelius, property manager, stated this request is to allow light retail and boutique type development as well as the current office uses on this property.

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

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

Councilman Cook then moved Ordinance 2019-011-PZ rezoning this property from CP to Q-C-2 be adopted as presented, seconded by Councilman Taylor, and upon a roll call vote the results were as follows:

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

A request to rezone property at 7950 Happy Hollow Road from A-1 to R-1, was presented by Mr. Joel Hoomes, 7927 Wynwood Road. Mr. Hoomes stated this is the highest residential zoning.

A public hearing was opened, and there being no comment, the hearing was closed. 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, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

Councilman Plant then moved Ordinance 2019-012-PZ rezoning this property from A-1 to R-1 be adopted as presented, seconded by Councilman Taylor, and upon a roll call vote the results were as follows:

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

Mr. Joey Brittner, Schoel Engineering, presented a pre-zoning request for property located at 7101 Happy Hollow Road from A-1 to CP on behalf of Mr. Ronny Head. He stated this is the property adjacent to the real estate office on Happy Hollow Road. They will build a similar office building on this property.

A public hearing was opened, and Mr. Johnny Tillman, 6974 Happy Hollow Road stated he was against this as they do not need commercial property in their area. The hearing was closed.

Ms. Dunaway stated they have not noticed an increase in noise or traffic since the St. Vincent's Medical Clinic opened. She stated the noise they get is from the interstate. She stated the building Mr. Head built is beautiful and they hope that someone will do something similar on their property.

Mr. Dunaway stated the interstate was built with no buffer between it and them. He stated most of the medical facility traffic enters from Deerfoot Parkway.

Councilman Cook asked was this property in the City, and was told no. The property will be annexed upon approval of the zoning.

Council President Freeman stated this was recommended by Planning and Zoning.

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, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

Councilman Plant then moved Ordinance 2019-013-PZ rezoning this property from A-1 to CP be adopted as presented, seconded by Councilman Taylor. Councilman Plant stated this is the highest commercial zoning. Upon a roll call vote the results were as follows:

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

A request to rezone property at 7097 Happy Hollow Road from A-1 to CP was presented by Bobby and Cindy Dunaway. Mr. Dunaway stated they wish to rezone and sell this property and move closer to their grandchildren.

A public hearing was opened, and there being no comment, the hearing was closed. 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, and upon a roll call vote, the results were as follows:

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

Councilman Plant then moved Ordinance 2019-014-PZ rezoning this property from A-1 to R-1 be adopted as presented, seconded by Councilman Taylor. Council President Freeman stated this was recommended by the Planning and Zoning Board. Upon a roll call vote the results were as follows:

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

An annexation request by Jenron Properties, Mr. Head, was presented for 7145 Happy Hollow Road. Mr. Joey Brittner stated Mr. Head is talking with the Fire Marshall about protection of this property, and asked that this be carried over until a later date.

An annexation request for property at 7101 Happy Hollow Road was presented. This is the property that was the subject of a pre-zoning action earlier.

Councilman Taylor 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 Freeman, Cook, Plant, and Taylor

Nays: None

Councilman Taylor then moved Ordinance 2019-015-ANX annexing this property be adopted as presented, seconded by Councilman Plant, and upon a roll call vote the results were as follows:

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

An annexation request for property at 4925 Branchville Road was presented. Councilman Taylor 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 Freeman, Cook, Plant, and Taylor

Nays: None

Councilman Taylor then moved Ordinance 2019-016-ANX annexing this property be adopted as presented, seconded by Councilman Plant, and upon a roll call vote the results were as follows:

Yeas: Councilmen Freeman, Cook, Plant, and Taylor

Nays: None

Councilman Cook reported the Park and Recreation Board met last night. We will host the State Basketball tournament on March 9 with 140 teams and 5600 passes. Our hotels were full and our restaurants were busy. He stated he met with Greater Birmingham Convention Bureau about assisting in joint ventures when bringing other similar activities.

Councilman Cook stated the Beautification Board is accepting nominations for awards to be presented at the Freedom Celebration.

Council President Freeman asked Building Official J. R. Malchus for an update on what is happening in their department. Mr. Malchus stated final inspections were done on Metro Diner and on Chicken Salad Chick. Aldi is nearing completion. The demolition is complete on Post Oak Circle.

Councilman Plant gave the Library Report as follows:

Month of February 2019

Total Circulation

All Circulation Activity including items checked out,

checked in and renewed:	25,645		
Downloadable Audio/E-Books	2,226	Hoopla	4071
Computer Use	1,103	(does not include use of Wi-Fi)	
Library Visits	22,442		
Reference Transactions	3,762		
Library Programs	40	Program Attendance	847
New Members	105	Study Rooms visits	147

To date, Trussville Public Library has offered two ACT prep weekends. The class size is limited to 30 participants for the Saturday and Sunday classes. This is one of the few programs that we require a fee to participate. We have found that charging a minimal fee insures the participation of those who register.

Our Adult Services Librarians proctor exams for the public. Most exams are for online college courses, but we also proctor insurance and real estate certification exams. Exam proctoring is a free service for all Trussville residents.

Councilman Taylor stated the Public Safety Committee met last week and discussed stop signs. He thanked the Fire Department for the several responses to his Mother-in-law prior to her recent death.

For the Chamber, Councilman Taylor reported on Business After Hours at the Courtyard. Ribbon cuttings will be held at Chicken Salad Chick, Metro Diner and Geico. There will be no Chamber luncheon this month because of the Job Fair. There are fifteen vendors enrolled for this event. CityFest will be held on May 4.

Councilman Taylor stated Interim Finance Director Mike Hinson presented information to the City Council at the last workshop indicating that our revenues are up 2-1/2% over last year.

Council President Freeman reported for the Board of Education saying our girl's basketball team made it to the final round. The average age of this team is 14.5 years old. He stated he was proud of our Lady Huskies.

Mayor Choat thanked the sponsors of the Eastern Mayor's Association. The speaker was Mr. Alex Flaschbart, founder of Opportunity Alabama. There was \$11,000 raised for Boy Scouts. He announced that Norfolk Southern Railroad will be working on the crossings. They will replace the crossties and put in temporary paving and then come back with the final surface.

Mayor Choat stated he is pleased with the interest in the 2040 Vision plan. More than 100 have signed up to serve. He stated he is encouraged with how it is progressing.

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

Respectfully submitted,

Lynn B. Porter
City Clerk