

CITY OF TRUSSVILLE

CITY COUNCIL

NOVEMBER 12, 2019

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

Those members present were as follows:

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

Absent: None

Others present in Official Capacity: Mayor Buddy Choat

The workshop was convened and the Council received the agenda and supporting documentation for the City Council meeting to be held on Tuesday, November 12, 2019. The Council reviewed the agenda and determined the order for consideration at the Council meeting.

Mr. J.T. Murphy of CCI Engineering addressed the Council about a change in the scope of work on the Quad 1 project. This will be to add sixty-one parking spaces, and straighten up Linden Street on the engineering side. He stated Matt Phillips will address changes to the scope of work on the plaza area. They will propose a change order to Russo's contract. It is already in the contract to demo the building and some sidewalks in the area. Linden Street will become right in only from Chalkville Road.

Mr. Matt Phillips of Dix-Hite stated their contract will need to be changed to include the electrical engineering for the lights for the parking lot and plaza, and to include the installation of the Rotary clock that is being donated.

The cost and time frame were discussed. The project should complete in July 2020 after an April 2020 start and is projected to come in between \$600,000-\$800,000.

Councilman Plant arrived at 5:45.

Councilman Taylor asked that a resolution to this effect be added to the agenda.

The Council was asked to consider creating a business license classification for Industrial Traffic Manager. Mr. Robert Hopkins stated he would like to move to Trussville. He has been in business in Birmingham since 1976. He currently pays a flat rate \$200 license. City revenue examiners previously deemed that he owed on all of his gross receipts. He gave an example that he procures transportation for a client at a cost of \$150,000, plus a \$5,000 fee. The base transportation cost is not income for his business as he bills the customer and pays the transportation company in an exact amount, then adds his fee. The fee is his only gross receipts. He said he would not object to a reasonable cost, but does not feel the entire amount should be included in the receipts.

Mr. Hopkins was asked, if he has struck a deal with Birmingham, why he wanted to come here, to which he responded, the area he is in is declining and he wants to move to a safer area.

The City Clerk was asked if Trussville has any flat rate licenses, and she replied no, except for certain rates set by the Code of Alabama. The Council agreed to discuss this and bring it back up at their next workshop in two weeks.

Chief Rush explained the Chaplaincy program to the Council, and the American Legion Officer of the Year award.

There being no further business, the workshop was adjourned.

The City Council of the City of Trussville met in regular session on Tuesday, November 12, 2019 at 6:00 p.m. at Trussville City Hall. Council President Steele presided over the meeting and Lynn Porter, City Clerk, served as recording secretary.

Council President Steele called the meeting to order and asked Pastor Derrick Jordan to lead in prayer. Councilman Plant led the pledge to the flag.

Those persons answering present to roll call were as follows:

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

Absent: None

Others present in official capacity: Mayor Buddy Choat
Attorney Rick Stotser

Council President Steele introduced the minutes of the October 22 and October 25 meetings for approval. Councilman Taylor moved they be approved, seconded by Councilman Plant, and the vote was unanimous.

The agenda and consent agenda were presented for approval. Mayor Choat asked that Proclamations on Retired Teachers' Day and Hospice and Palliative Care week be added. Councilman Plant moved the agenda be approved, seconded by Councilman Cook and the vote was unanimous.

The consent agenda was presented as follows:

Accounts Payable	
Liabilities	1,350.00
Non-Departmental	92,019.57
Mayor and Council	18,164.37
Administration	25,125.62
Finance	4,579.37
Inspections	11,268.63
Municipal Court	1,146.53
Information Technology	787.99
Police Department	103,408.65
Fire Department	57,729.17
Public Works	35,166.71
Garbage	183,031.79
Parks and Recreation	135,298.24
Library	25,704.11
Rental Properties	1,125.00
Capital Outlay	84,044.29
GENERAL FUND TOTAL	780,475.59
2018 BOND CONSTRUCTION FUND	44,245.27
CAPITAL PROJECTS	13,391.04
CORRECTIONS FUND	8,628.46
TOTAL ACCOUNTS PAYABLE	846,750.36

Fire Chiefs Executive Development Conference - Hopper - Tuscaloosa - \$185.00 - Feb. 3-6, 2020
Approve professional services agreement with Tillman Consulting for appraisal and acquisition assistance services for downtown loop road
Authorize Mayor to sign contract for periodic deep cleaning at City Hall with Pritchard Industries Southeast, Inc.
Approve street lights
Valley Road - 4
Watterson Parkway - 4
Acknowledge retirement of Children's Librarian Karen Davis on January 1, 2020
Acknowledge resignation (transfer) of Sandi Wilson, Senior Center
Accept resignation Officer Thomas Freeman effective Nov. 16, 2019
Hire Wesley Hudgins - part-time Civic Center, eff. 11-16-2019, Grade 7, Step 1
Merit increases effective November 23, 2019
Vivian Zimmermann - Library - Grade 12, Step 5
Mary Bryant - Park & Rec - Grade 7, Step 4
Timothy Robinson - Police - Grade 17, Step 9
Diane Payton, Dispatcher - Grade 16, Step 10
Accept resignation of Jane Bailey as Mayor's representative on Planning Board
Appoint Steve Turner as Mayor's representative on Planning Board through 10-31-2020
Accept quotation from Powers & Associates for City Hall door replacements with accessibility function (3) \$12,083.75 and weatherstrip remaining doors \$450.00

Councilman Plant moved these items be approved, seconded by Councilman Freeman. Councilman Taylor stated his employer is one of the properties being negotiated under the Tillman Consulting contract, and he would abstain on this contract to the extent of that involvement. The motion carried.

Police Chief Rush was recognized to explain the establishment of a Chaplaincy program. He stated this is something that has been needed for a long time. He stated this started with a conversation with Pastor Derrick Jordan, and he did most of the work. There will be five pastors living in Trussville who will volunteer their time. They will be attached to the Police Department, but their services will be available to all departments and the community. They will be on call 24/7 on a one week rotation. They will be available when there are suicides, death notifications, for the homeless, to assist victims of fire and crime, and for sick and injured employees. The Senior Chaplain will be Derrick Jordan, and Associates Rick Camp, Michael Edwards II, Steve McCarty, and Steve Strange. Lt. Cardwell will be the liaison.

Councilman Taylor thanked the group for putting this together. Our state, nation and community have been overwhelmed with tragic incidents. This is needed.

Councilman Plant stated emergency response is a hard job, and it will be good to have this support.

Chief Rush introduced Mr. Tony Baranado with the American Legion. Mr. Baranado stated he thought it was fitting that they follow the prior presentation. He stated veterans related closely with emergency response and spiritual backing is necessary. He stated there was not an American Legion post in northern Jefferson County, and recently the American Legion post #205, Michael Hosey post has been established. This is named after a young man from this area who gave his life for his country. He stated they want to be a part of the community. Mr. Howard Summerford assisted in getting the Police Officer of the Year award started. He has had a career with the Birmingham Fire Department, Center Point Fire Department, Sheriffs Department, and Jefferson County 911. He lined this up with the help of Mr. Jimmy Fitzgerald. They announced that Sgt. Joseph Dunn has been named the Officer of the Year for this area.

Council President Steele stated he appreciated what they do.

A request to prezone property at 6588 Memory Lane from A-1 to R-2 was presented. Councilman Freeman stated this was recommended by Planning and Zoning. A public hearing was opened, and there being no comment, the 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 Taylor, and upon a roll call vote, the results were as follows:

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

Nays: None

Councilman Freeman moved Ordinance 2019-041-PZ be approved, seconded by Councilman Plant, and upon a roll call vote, the results were as follows:

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

Nays: None

Upon this rezoning, a request to annex property at 6588 Memory Lane was presented. Councilman Freeman 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 Steele, Cook, Freeman, Plant, and Freeman

Nays: None

Councilman Freeman moved Ordinance 2019-042-ANX be approved, seconded by Councilman Taylor, and upon a roll call vote, the results were as follows:

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

Nays: None

A request to rezone property at 2059 Gadsden Highway, from PC to C-2 was presented by Mr. Jerry Tortorigi, 304 Lake Street. Mr. Tortorigi stated he has agreed that a service station will not be located on the lot.

Councilman Cook asked where this was, and was told the recently filled lot in front of Hobby Lobby.

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

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

Nays: None

Councilman Freeman moved Ordinance 2019-043-PZ be approved, seconded by Councilman Plant. Councilman Plant asked was this recommended by Planning and Zoning, and was told it was. Upon a roll call vote, the results were as follows:

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

Nays: None

A request to rezone property at 6701 Service Road, from A-1 to R-2 was presented by Mr. Rex Norris, 7151 Old Springville Road.. Mr. Norris stated this is the last lot on the block to annex, and he wishes to rezone it for home construction.

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

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

Nays: None

Councilman Freeman moved Ordinance 2019-044-PZ be approved, seconded by Councilman Plant. Councilman Plant asked was this recommended by Planning and Zoning, and was told it was. Upon a roll call vote, the results were as follows:

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

Nays: None

An ordinance to annex property at 6621 and 6630 Bedford Circle was presented. 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 Steele, Cook, Freeman, Plant, and Freeman

Nays: None

Councilman Freeman moved Ordinance 2019-045-ANX be approved, seconded by Councilman Plant. Councilman Plant asked was this recommended by Planning and Zoning, and was told it was. Upon a roll call vote, the results were as follows:

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

Nays: None

Councilman Taylor moved Resolution 2019-056 to award the bid to Donohoo Chevrolet on one Silverado Pickup truck for the police department and two for the public works department at a cost of \$36,303.30 each for a total of \$109,818.90 be approved, seconded by Councilman Plant and the vote was unanimous.

Councilman Plant moved Resolution 2019-057 authorizing an animal control contract with the Greater Birmingham Human Society be approved, seconded by Councilman Cook, and the vote was unanimous.

A Change in the scope of work on the former Braden corner was presented. This will include the installation of a clock donated by the Rotary Club, straightening out Linden Street, and creating a parking lot with 61 parking spaces. This will require a change order on the Russo contract for these costs. Councilman Cook moved Resolution 2019-058 authorizing this change in scope be approved, seconded by Councilman Taylor, and the vote was unanimous.

Councilman Cook moved Proclamation 2019-026 on Retired Teachers' Day, seconded by Councilman Freeman. Council President Steele stated he is the son of a retired teacher. The vote was unanimous.

Councilman Cook moved Proclamation 2019-027 on National Hospice and Palliative Care Month be approved, seconded by Councilman Taylor. Councilman Cook told the group in attendance that he appreciated the work they did having had first hand experience with family members that they attended. The vote was unanimous.

Councilman Cook had no reports from his committees as they have not met.

Councilman Freeman asked JR Malchus to give the permits report. Mr. Malchus stated the department has issued 105 permits, 9 of these for new residences and one for a new commercial building. Design Review and Planning and Zoning approved several items.

Councilman Freeman stated the Board of Education is moving along. He stated he attended an Economic Growth Conference that included representatives from the Business Council of Alabama, Alabama Power, the Ambassador to Germany, and the Energy Secretary. He stated he would like to think about perseverance as a Smart City with fiber and green space.

Council President Steele stated the tenants met in the industrial park for lunch and approved new covenants. Our Senior Center Director is leaving us to take position as Recreation Director at Vestavia Hills.

Council President Steele asked for a public works report, and Wayne Sullivan stated they are dealing with cold weather and leaves.

Council President Steele stated ACTA will begin taking reservations for A Christmas Story on Monday.

Councilman Plant carried over his report.

Councilman Taylor stated some public safety items were approved tonight. The Chamber Board will meet tomorrow.

Mayor Choat stated both Karen Davis and Jane Bailey are retiring after many years of service. Steve Turner will replace Ms. Bailey as the Mayor's appointee to the Planning Board. We studied the street light needs on the Valley Road extension and will install four lights. Four lights will be added on Watterson Parkway also. He stated he appreciated the approval for the City Hall doors and weather stripping. The traffic light is going in at Vann Road and Brooks Crossing and Highway 11.

Council President Steele pointed out that this is the first meeting of the last year of this term. In the last three years, the Entertainment District has come from a wasteland to a tremendous addition. He thanked the Mayor.

Councilman Cook agreed. He stated he comes hat in hand. He stated he pushed back on the development on the Hamilton Property, but it is coming along nicely.

Councilman Plant stated as a group, the most important thing is to listen to one another and respect their opinions, even when there is disagreement. The Mayor has done an outstanding job. The Department Heads and employees are committed.

Mr. Jim Wolfe, 251 York Street, stated he attended the ACTA dinner theater production and thoroughly enjoyed it. He stated he hopes they will do this again.

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

Respectfully submitted,

Lynn B. Porter
City Clerk