

**GARDENDALE, ALABAMA
CITY COUNCIL MEETING
DECEMBER 5, 2011**

The City Council of the City of Gardendale, Alabama, met in a regular meeting on the 5th day of December, 2011, at 6:00 p.m., at the Gardendale City Hall. Mayor Othell Phillips called the meeting to order. Councilor Faith Harper led the Pledge of Allegiance. Junior city council member Blake Guin delivered the devotional and led the prayer.

The following councilors were present:

Mayor: Othell Phillips
District 1: Councilor Peggy Tumlin
District 2: Councilor Gary Morris
District 3: Councilor Alvin Currington
District 4: Councilor Faith Harper
District 5: Councilor Wendell Phillips

City Clerk Keith Mosley was present and served as clerk.

MINUTES

The council was presented with a copy of the minutes of the regular council meeting held on November 21, 2011. Councilor Harper made a motion to approve the minutes as presented. The motion was seconded by Councilor Phillips and carried by unanimous consent of the council members.

VISITORS

None

CORRESPONDENCE

None

BILLS

Councilor Currington made a motion to approve payment of the December 5 bill list, as listed on "Exhibit A," which is attached hereto and made a part of these minutes. The motion was seconded by Councilor Harper and carried by unanimous consent of the council members.

COUNCILORS' REPORTS

None

DEPARTMENT HEADS' REPORTS

Parks & Recreation director Stan Hogeland reported the following: (a) Celeste Lachenmeyer with Engineering Service Associates, Inc., has informed him that Veterans Landscaping Company has been awarded the low bid for the proposed Newcastle Park playground project. He said work is scheduled to begin in mid-January 2012, and the projected completion timeline is 120 days. (b) Keith Magee with Barge, Waggoner, Sumner, & Cannon, Inc., has informed him that they are 85% complete on the Parks & Recreation master plan. He said the plan will be ready for presentation in January 2012.

Library director Connie Smith reported that the library's ribbon-cutting, grand re-opening, and open house, following completion of the library's expansion and renovation project, will be held at the library on Friday, December 16, at 11:00 a.m.

Police Chief Mike Walker - No report.

Fire Chief Clint Doss - No report.

Civic Center director John Brigham - No report.

Inspection Services superintendent Robert Ryant - No report.

Public Works director Jeff Holliyan - No report.

City Clerk Keith Mosley - No report.

NEW BUSINESS

SOLICITATION OF BIDS FOR A HEART MONITOR/DEFIBRILLATOR FOR USE BY THE FIRE DEPARTMENT. Councilor Harper reported that Fire Chief Clint Doss has informed the council that one of the department's heart monitor/defibrillators is in need of replacement and that it is therefore necessary to invite bids for one. Chief Doss recommended that the bids should be returned in time to be opened during the next council meeting on December 19. Mayor Phillips said the bid specifications are available from the city clerk and from the fire chief. Councilor Harper made a motion to invite bids for a heart monitor/defibrillator as recommended by Chief Doss. The motion was seconded by Councilor Phillips and carried by unanimous consent of the council members.

RE-SCHEDULING OF THE JANUARY 2, 2012, COUNCIL MEETING. Due to a City holiday on January 2, 2012, Councilor Morris made a motion for the council meeting regularly scheduled for that day to be re-scheduled to the following day, January 3, at 6:00 p.m. The motion was seconded by Councilor Currington and carried by unanimous consent of the council members.

ORDINANCES

ORDINANCE NO. 2011-15: TO AMEND ORDINANCE 2007-16, *THE BUSINESS LICENSE CODE OF THE CITY OF GARDENDALE*. Mayor Phillips introduced Ordinance No. 2011-15 and stated that one of the primary purposes of the ordinance is to add several business license classifications for different types of businesses that currently are not included in the City's license code. Councilor Currington then made a motion for immediate consideration of the ordinance. The motion was seconded by Councilor Harper. Mayor Phillips then called the roll of the council members for the purpose of obtaining unanimous consent to consider the proposed ordinance and recorded the following votes:

Ayes

Councilor Tumlin
 Councilor Morris
 Councilor Currington
 Councilor Harper
 Councilor Phillips
 Mayor Phillips

Councilor Currington then made a motion for adoption of the ordinance. The motion was seconded by Councilor Harper. There being no more discussion, the ordinance was then adopted by unanimous consent of the council members.

RESOLUTIONS

RESOLUTION NO. 2011-66: TO AUTHORIZE LENDING OF CREDIT, EXPENDITURE OF PUBLIC FUNDS AND ISSUANCE OF GENERAL OBLIGATION TAXABLE WARRANT, SERIES 2011. Councilor Currington introduced Resolution No. 2011-66 and made a motion for immediate consideration of the resolution. The motion was seconded by Councilor Harper. Mayor Phillips then called the roll of the council members for the purpose of obtaining unanimous consent to consider the proposed resolution and recorded the following votes:

Ayes
 Councilor Tumlin
 Councilor Morris
 Councilor Currington
 Councilor Harper
 Councilor Phillips
 Mayor Phillips

Councilor Currington then made a motion for adoption of the resolution. The motion was seconded by Councilor Harper.

Mayor Phillips stated that this is a public hearing on this matter and asked if any of the audience members wished to speak about the proposed resolution.

Mr. Andrew Kinnaird, 4949 Brentwood Drive, asked for an explanation of the primary purpose and details of the proposed warrant issue. Mayor Phillips explained that the developer/owner of the subject shopping center (Northgate Village, located on Fieldstown Road near Odum Road) is going to totally renovate the center; a Publix supermarket will locate in the center; there is a gap between the cost of the renovations and the amount of bank financing for which the owner has received approval; and this warrant will enable the City to lend the necessary funds to the owner in order to fund the renovations. He emphasized that this will be a loan, not an outright grant of funds, to the owner. He said the City will take a second mortgage on the property, and the loan will be secured by a personal guaranty of the owner of the company. He added that the City will receive tax revenue from the new businesses that will locate in the center. In response to questions from Mr. Kinnaird about the risk that the City will incur, Mr. Paul Woodall, bond counsel, said Aliant Bank will make a loan of about \$12 million versus the City's loan of \$2.85 million and that the City will hold a lien on the property. In response to questions from Mr. Kinnaird about whether the City will charge interest on the loan and, if so, whether the City will make a profit on the loan, Mr. Woodall said the interest rate will be equal to the interest rate the City will pay Regions Bank on the warrant issue that will fund the loan, thus creating a flow-through of interest. Mayor Phillips added that the City is lending the money simply to enable the shopping center owner to undertake the renovations that will make it possible for new businesses to locate in the center and isn't necessarily desiring to profit from making the loan. Mr. Woodall also said the loan to the developer/owner will not close until Publix and T.J. Maxx have signed binding commitments to locate in the shopping center.

Mayor Phillips asked if there were any more comments or questions; there was no reply.

There being no more discussion, the resolution was then adopted by unanimous consent of the council members.

RESOLUTION NO. 2011-67: TO AUTHORIZE A NEW STREET LIGHT ON MITZY DRIVE. Councilor Phillips introduced and made a motion for adoption of Resolution No. 2011-67. The motion was seconded by Councilor Tumlin. There was no discussion. The motion carried by unanimous consent of the council members.

RESOLUTION NO. 2011-68: TO REVISE THE RATE OF PAY OF PART-TIME LIBRARY PAGE YOLANDA JACKSON. Councilor Tumlin introduced and made a motion for adoption of Resolution No. 2011-68. The motion was seconded by Councilor Currington. There was no discussion. The motion carried by unanimous consent of the council members.

MAYOR'S COMMUNICATIONS

Mayor Phillips thanked all the City employees and citizens who planned, worked in, or participated in the Christmas parade on December 1.

CITIZENS' COMMUNICATIONS

None

ADJOURNMENT

There being no further business to come before the council, Councilor Currington made a motion to adjourn. The motion was seconded by Councilor Harper and carried by unanimous consent of the councilors. Meeting adjourned.

APPROVED:

Othell G. Phillips
Othell G. Phillips, Mayor

ATTEST:

Keith A. Mosley
Keith A. Mosley, City Clerk

EXHIBIT A

**GARDENDALE, ALABAMA
CITY COUNCIL MEETING
DECEMBER 5, 2011**

PREPAID BILL LIST

<u>APPROVAL NUMBER</u>	<u>VENDOR</u>	<u>DEPARTMENT</u>	<u>AMOUNT</u>
20111205001	Abney, Leah	Civic Center	31.50
20111205002	ADS Security	Park & Rec.	2,987.04
20111205003	Airgas South	Public Works	113.92
20111205004	Alabama Crime Victims Compensation Commission	Admin	520.68
20111205005	Alabama Peace Officers Annuity Fund	Admin	568.46
20111205006	Alabama Title, Inc.	Admin	536,215.10
20111205007	AllSouth Appliance Group	Fire	679.99
20111205008	American Family Care	Police	224.00
20111205009	American Pest Control	Admin	26.00
20111205010	American Pest Control	Police	26.00
20111205011	American Pest Control	Fire	35.00
20111205012	American Pest Control	Inspections	28.00
20111205013	American Pest Control	Civic Center	330.00
20111205014	American Pest Control	Park & Rec.	188.00
20111205015	American Pest Control	Library	25.00
20111205016	APAC Midsouth	Public Works	1,605.75
20111205017	APC Inc.	Civic Center	630.00
20111205018	APC Inc.	Civic Center	950.00
20111205019	Archer, Melissa	Civic Center	200.00
20111205020	Bailey, Tracy	Civic Center	90.00
20111205021	Bank of America - Visa	Admin, Police, Fire, CC	1,405.74
20111205022	Banks, Yolanda	Civic Center	66.66
20111205023	Barber, Shelley	Civic Center	600.00
20111205024	Barber, Shelley	Civic Center	1,096.00
20111205025	Burchfield, Jerry	Admin	1,500.00
20111205026	Bybee, Michael	Police	750.00
20111205027	Bybee, Michael	Police	750.00
20111205028	Caffee, Ben	Fire	23.31
20111205029	Charter Communications	Admin	33.33
20111205030	Charter Communications	Police	33.33
20111205031	Charter Communications	Inspections	33.33
20111205032	Charter Communications	Civic Center	99.99
20111205033	Charter Communications	Park & Rec.	99.99
20111205034	Citizenship Trust Fund	Admin	221.00
20111205035 *	Copeland, Deanna	Civic Center	100.00
20111205036	Cruz, Leslie - Les Mills classes	Civic Center	84.00
20111205037	Deltacom/Earthlink	Admin	543.25
20111205038	Deltacom/Earthlink	Fire	424.43
20111205039	Deltacom/Earthlink	Public Works	98.40
20111205040	Deltacom/Earthlink	Public Works	46.75
20111205041	Deltacom/Earthlink	Civic Center	573.68
20111205042	Deltacom/Earthlink	Park & Rec.	560.17
20111205043	Deltacom/Earthlink	Library	186.72
20111205044	Deltacom/Earthlink	Library	337.50
20111205045	District Attorney Fund	Admin	2,225.00
20111205046	Dodd, Kelsey	Civic Center	90.00
20111205047	Dye, Krystal	Civic Center	165.00
20111205048	Employee Assistance Services	All Depts	239.76
20111205049	Etten-Bohm, Tamryn	Civic Center	50.00
20111205050	Farmers Trading Post	Public Works	79.95
20111205051	Ferguson, Simone	Civic Center	20.00

20111205052	Gamble, Lindsey	Civic Center	92.00
20111205053	Gardendale Physician Associates	Public Works	50.00
20111205054	Gas Board of the City of Fultondale	Admin	15.60
20111205055	Gas Board of the City of Fultondale	Civic Center	15.60
20111205056 *	Gentry, Valaida	Civic Center	100.00
20111205057	Gospodarek, Tiffany	Civic Center	194.00
20111205058	GovDeals	Public Works	562.50
20111205059	Griffin, Ryan	Civic Center	600.00
20111205060	Hardwoods, Inc.	Library	92.80
20111205061	HGH Hardware Supply	Library	182.40
20111205062	Ingram Library Services	Library	623.80
20111205063	International Code Council	Inspections	125.00
20111205064	Jefferson County - Senior Meals	Civic Center	170.00
20111205065	Jefferson County - Senior Meals	Civic Center	100.00
20111205066	Joe Money Machinery Co Inc.	Public Works	674.70
20111205067	Kirby, Shannon	Civic Center	75.00
20111205068	Konica Minolta	Police	598.85
20111205069	Laser Works of Alabama	Park & Rec.	22.50
20111205070	Latta Plumbing	Park & Rec.	249.00
20111205071	Lebischak, Heather	Civic Center	417.60
20111205072 *	Lyle, Linda	Civic Center	100.00
20111205073	May, Nora	Civic Center	17.00
20111205074	Mayer Electric Supply Company	Library	6,800.00
20111205075	McIntosh, John	Civic Center	600.00
20111205076	McPherson Oil	Public Works	2,308.25
20111205077	McPherson Oil/Fuelman	Admin, Police, Fire, PW, P&R	3,584.94
20111205078	McPherson Oil/Fuelman	Police, Fire, PW, Insp, CC, P&R	2,775.38
20111205079	Midwest Tape	Library	673.69
20111205080	Murrah, Leslie	Civic Center	38.00
20111205081	Nextel Communications	Admin	126.84
20111205082	Nextel Communications	Public Works	537.45
20111205083	Nextel Communications	Inspections	29.98
20111205084	Nextel Communications	Civic Center	248.50
20111205085	Nextel Communications	Park & Rec.	499.70
20111205086 *	Nix, Debb	Civic Center	100.00
20111205087	North Jefferson News	Admin	708.00
20111205088	North Jefferson News	Police	100.00
20111205089	North Jefferson News	Civic Center	2,225.00
20111205090	Office Depot	Admin	923.51
20111205091	Office Depot	Police	594.22
20111205092	Office Depot	Fire	100.24
20111205093	Office Depot	Inspections	975.70
20111205094	Office Depot	Civic Center	181.28
20111205095	Office Depot	Library	224.51
20111205096	Office Depot	Admin	642.86
20111205097	Parker, Lisa	Civic Center	72.55
20111205098	Petty Cash	Admin	175.50
20111205099	Pitney Bowes	Admin	310.43
20111205100	Pounders, Brian	Civic Center	600.00
20111205101	Premier Lawn Care LLC	Park & Rec.	750.00
20111205102	Price, Robert	Fire	20.00
20111205103	Renfro, Richard	Civic Center	189.00
20111205104	Rent One	Public Works	1,022.78
20111205105	Richardson Construction Company	Library	38,856.95
20111205106	Santek Environmental	Public Works	400.72
20111205107	Sherman Industries/Super Rock	Public Works	280.00
20111205108	Smith, Sommer	Civic Center	30.00
20111205109	State Controller	Admin	9,288.14
20111205109 a	Thompson, Ken	Admin	2,000.00
20111205109 b	Thompson, Ken	Admin	3,720.00
20111205110	Town and Country Surveying	Admin	600.00

20111205111	Trammell, Erin	Civic Center	20.00
20111205112	United Plywood & Lumber	Library	416.30
20111205113	V & W Supply Company, Inc.	Library	1,477.88
20111205114	Verizon Wireless	Public Works	409.03
20111205115	Water Systems of Alabama	Public Works	42.00
20111205116	Westrope, Clayton	Civic Center	40.00
20111205117	Zassoda, Marie	Park & Rec.	534.75
20111205118	Zep Sales & Service	Public Works	485.00

* Security deposit refund for Civic Center and Park & Recreation rentals

BILL LIST

<u>APPROVAL NUMBER</u>	<u>VENDOR</u>	<u>DEPARTMENT</u>	<u>AMOUNT</u>
20111205119	Advantage Financial Services	Fire	220.00
20111205120	Alabama Construction Supply	Park & Rec	239.05
20111205121	Aramark	Public Works	210.12
20111205122	Blaising Fire & Water Inc.	Fire	1,465.00
20111205123	Bound Tree Medical LLC	Fire	419.23
20111205124	BSI - Eagle Computer Solutions	Admin	225.00
20111205125	Cintas Corporation	Library	121.74
20111205126	CIT Inc	Park & Rec	395.20
20111205127	CIT Inc	Public Works	496.82
20111205128	Dewalt	Park & Rec	126.44
20111205129	Eagle Fence Distributing LLC	Park & Rec	11.00
20111205130	Farmers Trading Post	Park & Rec	72.00
20111205131	Gale Cengage Learning	Library	21.60
20111205132	Gamble's Bedliners	Park & Rec	475.00
20111205133	Gardendale First Baptist Church	Park & Rec	1,000.00
20111205134	Glass Doctor	Park & Rec	203.34
20111205135	Hanson Pipe	Public Works	80.00
20111205136	Hobby Lobby	Civic Center	90.28
20111205137	Jefferson County Finance Department	Admin	18,477.69
20111205138	Kmart	Park & Rec	306.96
20111205139	Konica Minolta Business Solutions	Police	313.93
20111205140	LBYD Inc.	Inspections	420.00
20111205141	Loader Services	Park & Rec	490.96
20111205142	MAC Uniforms Inc.	Police	131.00
20111205143	McCain Uniforms	Fire	152.00
20111205144	North Jefferson News	Park & Rec	75.00
20111205145	NRPA - National Recreation & Parks Assn	Park & Rec	150.00
20111205146	OCE Imagistics Inc.	Admin	49.00
20111205147	Overdrive Inc.	Library	164.10
20111205148	Ray Allen K-9 Equipment	Police	284.95
20111205149	Stephens Pipe & Steer LLC	Park & Rec	564.55
20111205150	Sunbelt Paper	Fire	113.85
20111205151	U. S. Bank	Admin	37,558.25
20111205152	U. S. Bank	Admin	31,100.00
20111205153	Warrior Ready Mix	Public Works	295.00
20111205154	White Brothers	Public Works	61.24
20111205155	Wittichen Supply Co	Park & Rec	11.12
20111205156	Xerox Corporation	Library	184.23