

**GARDENDALE, ALABAMA  
CITY COUNCIL MEETING  
APRIL 15, 2013**

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The city council of the City of Gardendale, Alabama, met in a regular meeting on the 15<sup>th</sup> day of April, 2013, at 7:00 p.m., at the Public Safety Center. Councilor Hogeland called the meeting to order and Councilor Guinn led the Pledge of Allegiance. Sheila Keedy, director of women's ministry at Gardendale First Baptist Church, delivered the devotional and prayer.

The following council members were present:

District 1: Councilor Allen Jerkins  
District 2: Councilor Blake Guinn  
District 3: Councilor Alvin Currington  
District 4: Councilor Greg Colvert  
District 5: Councilor Stan Hogeland

Acting City Clerk Pamela Sharbono was present and served as clerk.

APPROVAL OF MINUTES

The council was presented with a copy of the minutes of the regular council meeting held on April 1, 2013. Councilor Guinn made a motion to approve the minutes as presented. The motion was seconded by Councilor Jerkins and carried by unanimous consent of the council members.

VISITORS

None

CORRESPONDENCE

None

APPROVAL OF BILLS

Councilor Currington made a motion to approve payment of the April 15<sup>th</sup> bill list, as listed on "Exhibit A," which is attached hereto and made a part of these minutes. The motion was seconded by Councilor Colvert and carried by unanimous consent of the council members.

COUNCILORS' REPORTS

Councilor Jerkins reminded everyone of the district one community meeting on April 18, at 7 p.m. at the Civic Center in the Garden Suite.

Councilor Guinn: No Report

Councilor Currington asked Parks and Recreation Superintendent, Dale Hyche, for an update on the Historical Society Building. The hold up for now is waiting on Jefferson County for an amount on connecting the sewer. Dale says we need to know the price of this first to know what can be spent on finishing the building.

Councilor Colvert commended the City's department heads and employees for their hard work through all the changes the city has been going through lately.

Councilor Hogeland inquired on the status of the ice machine building on Decatur Highway from Building Inspector, Robert Ryant. Mr. Ryant stated the business planned to open on May 1<sup>st</sup>. Owners are waiting on a part to finish the project.

#### DEPARTMENT HEADS' REPORTS

Acting City Clerk, Pam Sharbono had no report for the Administration Department.

Police Chief Mike Walker reported: (a) spring training for Police Department started today at Cluster Springs range. He thanked Dale Hyché and Jeff Holliyan for the help of their departments in cleanup of site; (b) April 19<sup>th</sup> -20<sup>th</sup> will be "Cops On Top" at Wells Fargo Bank in Gardendale. This is an annual fund raiser for the Special Olympics; (c) April 27<sup>th</sup> the Police Department will have a "prescription drug take back". This is for citizens that want to dispose of old or no longer needed prescriptions. It is not recommended to dispose of old prescriptions by throwing in trash or flushing them, so the department will dispose of them for citizens; (d) Also, the Police Department will be involved with road blocking for the 5K run being sponsored by the Magnolia Festival on April 27<sup>th</sup>. The route for the run is on the Police Facebook page and the Magnolia Festival.org website.

Fire Chief Clint Doss had no report for the fire department.

Public Works Director, Jeff Holliyan reported that April is National Work Zone Safety Awareness Month. He reminded everyone to be aware of workers in the right of ways.

Building Inspector, Robert Ryant had no report for the Inspections department.

Civic Center Director Keith Mosley reported the following: (a) The quarterly launch of Les Mills fitness program is going on right now; (b) The youth volley ball program is going on now through Wednesday; (c) He reminded everyone again of the 5K run on April 27<sup>th</sup> at the Civic Center; (d) On Thursday and Friday at the Civic Center will be the sixty second annual North End Council of Garden Clubs flower show; (e) The Magnolia Festival will be May third and fourth at the Civic Center; (f) On Friday, April 26<sup>th</sup> at 6:30 the Gardendale Arts Council will have a gospel concert at the Civic Center.

Parks and Recreation Superintendent Dale Hyché reported the following: (a) There will be a swap meet at Kenneth Clemons Park on Saturday, April 20<sup>th</sup>. (b) Also girls' softball will have their park day on Saturday at Luman Harris Park.

Library director, Connie Smith had no report for the Library.

#### OLD BUSINESS

ANDY BURRELL WITH ALABAMA COOPERATIVE EXTENSION TO DISCUSS THE CITY'S STANCE ON THE FERAL HOG PROBLEM IN GARDENDALE. On the advice of Alabama Cooperative Extension the City of Gardendale agrees to purchase the materials and build traps. It will cost approximately one hundred dollars to build a trap. Also he suggests the need for game cameras to be set up to track the hogs. Mr. Burrell will have a materials list. The City will also supply the funds for bait for the traps. The Public Works and Parks and Recreation Department will build and help watch the traps. Mr. Burrell will often check in to help. Landowners must give their permission before traps can be placed on their land. Traps will be in place before May 15<sup>th</sup> and stay in place till the fall. Weekly capture reports will be given to the Mayor and Council. Citizens should call the Public Works Department to report sightings of hogs at 205-631-3394.

NEW BUSINESS

**REQUEST FROM THE MAGNOLIA FESTIVAL FOR APPROVAL OF LIMA FOXTROT 5K RUN.** The 5K run will start on April 27<sup>th</sup>, at 8:00 a.m. at the Civic Center. The police department will close down roads along the route for runners. Councilor Jerkins made a motion to approve the application for the 5K run and Councilor Currington seconded the motion.

**RECOGNIZE JIM N NICKS BARBEQUE RESTAURANT.** They were voted Alabama's best barbeque by facebook fans. Over 81,000 people voted. Mary Kate Pendergast was there to receive recognition.

ORDINANCES

**ORDINANCE NO. 2013-04: TO EXEMPT CERTAIN "COVERED ITEMS" FROM THE MUNICIPAL SALES AND USE TAX DURING THE FIRST FULL WEEKEN OF AUGUST 2013, AS AUTHORIZED BY ACT 2006-574, GENERALLY REFERRED TO AS THE STATE SALES TAX LEGISLATION.** Councilor Currington introduced this Ordinance and made a motion for a suspension of the rules to discuss this Ordinance. The motion for suspension of rules was carried by unanimous consent of council members. Councilor Currington then made a motion for adoption of Ordinance No. 2013-04. The motion was seconded by Councilor Jerkins.

RESOLUTIONS

**RESOLUTION NO. 2013-29: TO PROMOTE BREANNA DUNN TO MAGISTRATE IN THE ADMINISTRATION DEPARTMENT TO FILL POSITION VACATED BY PROMOTION OF SHERRY BAGGETT.** Councilor Currington introduced and made a motion for adoption of Resolution No. 2013-29. The motion was seconded by Councilor Guinn. There being no discussion, the motion carried by unanimous consent of the council members. .

**RESOLUTION NO. 2013-30: TO ACCEPT A BID FROM AND AUTHORIZE AN AGREEMENT WITH, ANDERSON BELCHER CONSTRUCTION, INC. FOR THE DEWEY BARBER DRIVE PROJECT.** Councilor Guinn introduced and made a motion for adoption of Resolution No. 2013-30. The motion was seconded by Councilor Currington. The motion carried by unanimous consent of the council members. Bob Easley with Alabama Engineering was present.

**RESOLUTION NO. 2013-31: TO AUTHORIZE AGREEMENT WITH BIRMINGHAM WATER WORKS BOARD.** Councilor Colvert introduced resolution 2013-31 and Councilor Guinn made a motion for adoption of Resolution No. 2013-31. The motion was seconded by Councilor Jerkins. . There being no discussion the motion carried by unanimous consent of council members.

**RESOLUTION NO. 2013-32: TO AUTHORIZE ONE FIRE HYDRANT ON THE WATER MAIN AT THE SOUTHERN END OF DEWEY BARBER DRIVE.** Councilor Colvert introduced and made a motion for adoption of Resolution No. 2013-32. The motion was seconded by Councilor Jerkins. The motion carried by unanimous consent of the council members. This hydrant has already been approved by Fire Chief, Clint Doss.

**RESOLUTION NO. 2013-33: TO HIRE DOUGLAS HAND AS SR. ACCOUNTANT IN THE ADMINISTRATION DEPARTMENT TO FILL POSITION VACATED BY DEE GRAY.** Councilor Currington introduced and made a motion for adoption of Resolution 2013-33. The motion was seconded by Councilor Guinn. There being no discussion the motion carried by unanimous consent of council members. Mr. Hand was present. Mayor Phillips welcomed Mr. Hand to City Hall.

MAYOR'S COMMUNICATIONS

Friday, May 10<sup>th</sup> there will be a Mayor's prayer breakfast at the Civic Center at 6:45 a.m. There will be breakfast, gospel music, and Matt Plunkett, Gardendale High School coach, will deliver the devotional. Tickets are five dollars and will be available at the Gardendale Chamber of Commerce or City Hall.

CITIZENS' COMMUNICATIONS

Ms. Teresa Gravelee of Alma Avenue spoke regarding her problems with feral hogs for the last three years and her frustration at the City for taking so long to help.

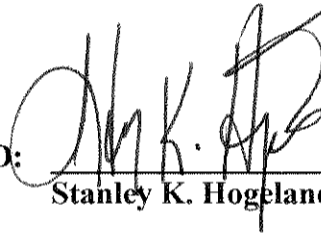
Ms. Pauline Large of Kayewood Terrace reported this is her first year of having a problem with hogs and she is concerned about children's safety.

Mr. Randy Miles of Melonie Lane spoke about a problem he has with sewage runoff from the Mt. Olive Chevron. He has made numerous attempts to get help from the Jefferson County Health Department but it hasn't been corrected yet. Mayor Phillips and the council agreed to try to help Mr. Miles by contacting the County Health Department on his behalf.

ADJOURNMENT

There being no further business to come before the council, a motion was made by Councilor Currington to adjourn. The motion was seconded by Councilor Jenkins. Meeting adjourned.

APPROVED:



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Stanley K. Hogeland, Council President

ATTEST:



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Pamela Sharbono, Acting City Clerk

PREPAID BILL LIST  
4/15/2013

<u>APPROVAL NUMBER</u>	<u>VENDOR</u>	<u>DEPARTMENT</u>	<u>AMOUNT</u>
20130415001	Accountemps (temporary accountant)	Admin	1,550.25
20130415002	Accountemps (temporary accountant)	Admin	360.75
20130415003	ADS Security	Civic Center	185.00
20130415004	Advantage Waste (Magnolia Festival to reimburse)	Park & Rec	1,800.00
20130415005	Alabama Crime Victims Compensation Commission (Municipal Court March 2013)	Admin	758.00
20130415006	Alabama Department of Public Safety (19 employee driving records)	Fire	109.25
20130415007	Alabama Peace Officers' Annuity & Benefit Fund (Municipal Court March 2013)	Admin	962.00
20130415008	Alabama Power Company	Park & Rec	219.06
20130415009	Alabama Power Company	all depts.	45,293.33
20130415010	American Lighting	Civic Center	46.20
20130415011	Barber, Shelley (March coordinator fee)	Civic Center	600.00
20130415012	Birmingham Water/Sewer	Police	400.97
20130415013	Birmingham Water/Sewer	Park & Rec	305.74
20130415014	Birmingham Water/Sewer	all depts.	8,064.34
20130415015	Booth Electric	Park & Rec	202.00
20130415016	Booth Electric (Millinium Park repairs)	Park & Rec	120.00
20130415017	Booth Electric (sign repair)	Park & Rec	80.00
20130415018	Bowen Auto	Fire	150.00
20130415019	BREMSS (1 CPR card)	Fire	5.00
20130415020	Burchfield, Jerry (indigent attorney)	Admin	375.00
20130415021	Burchfield, Jerry (Municipal Court March 2013)	Admin	1,500.00
20130415022	Business Card - Visa	Admin - \$2810.07, Police- \$251.64, Fire - \$27.99, C/C - \$462.54	3,552.24
20130415023	Business Interiors (Public Safety Center)	Police	11,297.86
20130415024	Charter Business	Admin	44.00

20130415025	Charter Business	Inspections	43.99
20130415026	Cintas (court)	Admin	28.76
20130415027	Cintas (rug cleaning)	Admin	31.51
20130415028	Cintas (rug cleaning)	Fire	43.60
20130415029	Cintas (rug cleaning)	Library	72.96
20130415030	Circuit Clerks' Judicial Administration Fund (Municipal Court March 2013)	Admin	417.63
20130415031	Citizenship Trust Fund (Municipal Court March 2013)	Admin	205.00
20130415032	Construction Program Management (Gardendale Green)	Admin	8,756.45
20130415033	Construction Program Management (Public Safety Center)	Police	8,794.75
20130415034	Cory and Wally Landscapes (weed control)	Civic Center	812.00
20130415035	Covenant Place (February meals)	Police	1,568.00
20130415036	CSC Roofing (PSC Building)	Police	264.41
20130415037	District Attorney Solicitors Fund (Municipal Court March 2013)	Admin	2,771.00
20130415038	District Attorney Solicitors Fund/Bond Fees (Municipal Court March 2013)	Admin	889.80
20130415039	Dollar General	Park & Rec	64.50
20130415040	Dunn Construction (Public Safety Center)	Police	767.04
20130415041	Earthlink Deltacom	all depts.	3,162.20
20130415042	Employer's Drug Program Management	all depts.	904.00
20130415043	Evan Terry Associates, PC (Gardendale Green)	Admin	27,000.00
20130415044	Field of Dreams (plaque)	Admin	35.85
20130415045	Fire Engineering (subscription renewal)	Fire	29.00
20130415046	Fitmarc (Les Mills)	Civic Center	850.00
20130415047	Gall's	Inspections	196.91
20130415048	Gillespie Construction (replace valley gutter Pine Meadow Lane)	Public Works	2,000.00
20130415049	Hassler, Rod (reimburse for safety boots)	Public Works	26.37
20130415050	Herring Heating & Air (Public Safety Center)	Police	5,170.00
20130415051	Hill, Standester (spin bike repairs)	Civic Center	140.00
20130415052	Hyché, Dale (reimburse for door)	Park & Rec	252.19
20130415053	Invision (Jay Brown's shirts)	Admin	48.92
20130415054	Invision (new hire uniforms)	Fire	377.70
20130415055	Invision (staff shirts & zoning map)	Inspections	

			546.55
20130415056	Jefferson County Judge of Probate (easement)	Inspections	19.50
20130415057	Jefferson County Judge of Probate (map and petition)	Inspections	22.00
20130415058	Jefferson County Treasury Senior Meals	Civic Center	121.00
20130415059	Jefferson County Treasury Senior Meals	Civic Center	179.00
20130415060	Knox Pest Control	Library	190.00
20130415061	Konica Minolta (copier lease)	Inspections	327.60
20130415062	Labcorp (new hire)	Admin	217.05
20130415063	Labcorp (new hire)	Police	85.45
20130415064	Labcorp (new hire)	Fire	101.15
20130415065	Labcorp (new hire)	Park & Rec	101.15
20130415066	Labcorp (new hire)	Library	217.05
20130415067	Landmark Services (City Center)	Admin	250.00
20130415068	Larry Young Photography (council portrait)	Admin	125.00
20130415069	Latta Plumbing Service (storm sewer drain)	Civic Center	350.00
20130415070	Lincoln national Life Insurance Company	all depts.	1,184.85
20130415071	Lowe's	all except Lib	1,091.69
20130415072	McCain Uniforms (Drug fund)	Police	740.00
20130415073	McPherson Companies	Public Works	1,817.61
20130415074	McPherson Oil	all except C/C & Lib	3,309.60
20130415075	McPherson Oil	except Inspection, C/C & Lib.	3,898.84
20130415076	Montgomery Advertiser (Ad for Bid/City Center)	Admin	648.00
20130415077	Mordecai Sporting Goods (reimbursed by girls softball)	Park & Rec	4,103.00
20130415078	Mt. Olive Landfill (Public Safety Center)	Police	28.26
20130415079	Municipal Worker's Compensation Fund (2013 renewal)	all depts.	173,748.00
20130415080	Murrell, Jason (reimburse for safety supplies)	Fire	209.98
20130415081	North Jefferson News (Ads)	Park & Rec	290.00
20130415082	Nostalgia Miniatures (City clocks)	Admin	414.28
20130415083	Office Depot	Inspections	698.46
20130415084	Office Depot	Inspections	111.17
20130415085	Office Depot	Civic Center	159.14

20130415086	Office Depot	Park & Rec	247.89
20130415087	Office Depot	Library	373.56
20130415088	Office Depot	Public Works	94.28
20130415089	Office Depot (court)	Admin	1,006.25
20130415090	Pitney Bowes (court)	Admin	126.00
20130415091	Presiding Circuit Judges' Judicial Administration fund (Municipal Court March 2013)	Admin	418.29
20130415092	Rent One (mower repairs)	Fire	438.04
20130415093	Rent One (Public Safety Center fence)	Police	75.00
20130415094	Rent One (trencher)	Park & Rec	105.00
20130415095	Sam's Club (supplies)	Public Works	118.42
20130415096	Shaw Building Supply	Park & Rec	319.79
20130415097	Sims, Lisa (senior center classes)	Civic Center	50.00
20130415098	Smithsonian (subscription renewal)	Civic Center	19.00
20130415099	SouthernLinc	Police	51.46
20130415100	SouthernLinc	Public Works	731.71
20130415101	SouthernLinc	Inspections	295.72
20130415102	State Comptroller (Municipal Court March 2013)	Admin	13,691.01
20130415103	State Judicial Administration Fund (Municipal Court March 2013)	Admin	1,658.08
20130415104	Thompson, J. Ken (retainer and services)	Admin	5,810.00
20130415105	Utility Line Construction	Admin	1,842.30
20130415106	Verizon Wireless	Admin	217.23
20130415107	Verizon Wireless	Police	2,168.46
20130415108	Verizon Wireless	Fire	377.73
20130415109	Walker, Mike (reimburse Police Chiefs Winter Training)	Police	335.25
20130415110	Zassoda, Marie	Park & Rec	274.25
20130415111	Zassoda, Marie	Park & Rec	477.25

\* Security deposit refund for Civic Center and Park & Rec rentals

BILL LIST  
4/15/2013

APPROVAL



<u>NUMBER</u>	<u>VENDOR</u>	<u>DEPARTMENT</u>	<u>AMOUNT</u>
20130415112	Alabama Construction Supply (supplies)	Park & Rec	191.20
20130415113	Alabama Tractor & Equipment	Public Works	3,500.00
20130415114	Alarms Plus (quarterly monitoring)	Public Works	48.00
20130415115	American Lighting	Park & Rec	1,213.86
20130415116	American Osment (cleaning supplies)	Park & Rec	320.10
20130415117	American Pest Control	except Police	408.00
20130415118	Andy's Lock & Key	Park & Rec	35.00
20130415119	Appliance Connection (fire hose repair)	Fire	286.75
20130415120	Birmingham Coca-Cola	Police	32.45
20130415121	Birmingham Coca-Cola	Public Works	10.00
20130415122	Birmingham Coca-Cola	Civic Center	82.95
20130415123	Birmingham News	Admin	517.00
20130415124	BJC Animal Control (February)	Police	1,080.00
20130415125	Boyer Heating & Air (A/C repair)	Public Works	805.00
20130415126	Buffalo Electric (lighting repairs)	Park & Rec	623.34
20130415127	Burleson Pool Company (pump repairs)	Park & Rec	815.35
20130415128	California Constructors Supplies (saw blade)	Public Works	139.00
20130415129	Canon Solutions (fax)	Admin	49.00
20130415130	Central Paper (supplies)	Civic Center	37.25
20130415131	Cintas (rug cleaning)	Admin	31.51
20130415132	Commercial Industrial Tire	Park & Rec	212.00
20130415133	Data Works Plus (contract renewal)	Police	2,450.00
20130415134	Dunn Construction	Public Works	766.93
20130415135	Eagle Fence (park & school repairs)	Park & Rec	123.91
20130415136	Earthworks Landscape (bark for LHP)	Park & Rec	120.00
20130415137	Edgewire Digital	Public Works	210.00
20130415138	Election Systems Software (minute books)	Admin	544.13
20130415139	G&K (supplies)	Civic Center	87.77
20130415140	Gale Research	Library	21.58
20130415141	Gardendale Cleaners (March)	Police	712.59
20130415142	Hill Manufacturing	Public Works	

			310.59
20130415143	Hoss Automotive	Fire	164.45
20130415144	Hoss Automotive (ladder rack truck repairs)	Park & Rec	817.62
20130415145	Ingram Library Services	Library	85.72
20130415146	JanPak (cleaning supplies)	Civic Center	689.95
20130415147	Konica Minolta (monthly service)	Police	364.04
20130415148	Latta Plumbing Service	Police	196.00
20130415149	Leaf (fax)	Admin	50.32
20130415150	Lexis Nexis	Police	67.80
20130415151	McCain Uniforms	Police	376.98
20130415152	McCain Uniforms	Fire	438.00
20130415153	N.A.P.A.	Fire	174.54
20130415154	N.A.P.A.	Public Works	526.04
20130415155	N.A.P.A.	Park & Rec	43.21
20130415156	NAFECO (new hire)	Fire	1,389.66
20130415157	North Jefferson News	Fire	25.00
20130415158	Office Depot	Admin	430.42
20130415159	Office Depot	Police	307.57
20130415160	Rubber and Specialties	Public Works	113.13
20130415161	Security & Fire Equipment (monthly monitoring)	Fire	90.00
20130415162	Shew Automotive (A/C repair on Red Dodge)	Public Works	600.00
20130415163	Singletary Plumbing (NJN Building)	Admin	3,300.00
20130415164	Southeastern Business Machine	Inspections	319.80
20130415165	Southern Gas & Supply (tank rental)	Park & Rec	45.62
20130415166	State Chemical Solutions (supplies)	Fire	180.00
20130415167	Stewart Organization	Admin	91.04
20130415168	Stewart Organization	Fire	128.99
20130415169	Unifirst	Public Works	280.76
20130415170	Vulcan Construction Materials (batting cages)	Park & Rec	627.48
20130415171	Water Systems of Alabama	Public Works	42.00
20130415172	Wingfoot	Public Works	262.00
20130415173	Wittichen Supply (supplies)	Park & Rec	27.32

**ORDINANCE NO. 2013-04**

**AN ORDINANCE TO EXEMPT CERTAIN "COVERED ITEMS"  
FROM THE MUNICIPAL SALES AND USE TAX DURING  
THE FIRST FULL WEEKEND OF AUGUST, 2013,  
AS AUTHORIZED BY ACT 2006-574, GENERALLY REFERRED TO  
AS THE STATE SALES TAX HOLIDAY LEGISLATION**

BE IT ORDAINED by the City Council of the City of Gardendale, Alabama, while in regular session on the 15<sup>th</sup> day of April, 2013, at 7:00 p.m., as follows:

**SECTION 1.** In conformity with the provisions of Act 2006-574 enacted by the Alabama Legislature during the 2006 Regular Session, providing for a State Sales Tax Holiday, the City of Gardendale exempts the "covered items" from Gardendale municipal sales and use tax during the period beginning at 12:01 a.m. on Friday, August 2, 2013, and ending at 12:00 o'clock midnight on Sunday, August 4, 2013.

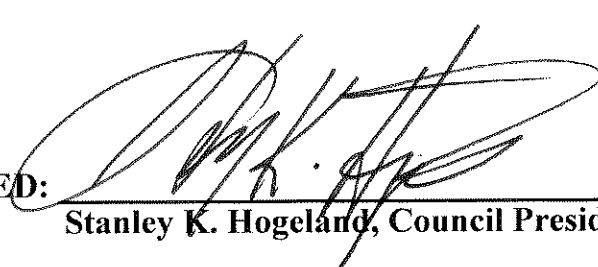
**SECTION 2.** This ordinance shall be subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2006-574, except that the time period shall only be as specified in Section 1 above and not for all years thereafter.

**SECTION 3.** The City Clerk is hereby authorized and directed to certify a copy of this ordinance under the seal of the City and to forward said certified copy to the Alabama Department of Revenue to be recorded and posted on the Department website.


**SECTION 4.** This ordinance shall become effective immediately upon its adoption and publication.

ADOPTED AND APPROVED on this the 15<sup>th</sup> day of April, 2013.

APPROVED: \_\_\_\_\_

  
Stanley K. Hogeland, Council President

ATTESTED: \_\_\_\_\_

  
Pamela Sharbono, Acting City Clerk

**CERTIFICATION**

I, Pamela Sharbono, City Clerk of the City of Gardendale, Alabama, hereby certify that the above is a true and correct copy of an ordinance that was duly and legally adopted on the 15th day of April, 2013, by the City Council of the City of Gardendale, Alabama, while in a regular session, and was published in the *North Jefferson News* on June 12<sup>th</sup>, 2013.

  
Pamela Sharbono, Acting City Clerk