



MINUTES
CITY COUNCIL MEETING
January 19, 2015

The Gardendale City Council met in **pre-council** at 5:30 p.m. on Monday, January 19, 2015 at the Public Safety Center located at 1309 Decatur Highway to discuss general business pertaining to the City and agenda items planned for tonight's regular scheduled council meeting at the same location scheduled for 7:00pm.

Members present were as follows:

Present: Allen Jerkins Alvin Currington Blake Guinn
 Greg Colvert Stan Hogeland

Also Attending: Mayor Othell Phillips Ken Thompson, City Attorney

Absent: None

Council President Stan Hogeland presided over the meeting and City Clerk/Treasurer, Melissa Honeycutt, served as recording Secretary.

Council President Hogeland introduced the agenda and it was reviewed by the council members.

Council President Stan Hogeland recognized Mr. Dale Hyche, Parks Superintendent who discussed Drink/Pouring contract questions for Coca-Cola. Bid specs listed fountain drinks but single bid received stated 20oz bottles which the council approved when accepting the bid. Dale Hyche wanted council input and verification of this before moving forward and getting the contract signed. Council member Jerkins stated he will also explain it at the next Parks Board meeting. This resulted in Resolution 2015-016 being removed from the agenda.

Councilor Currington stated he had emailed the council with information regarding a quote for backup service for courts that is similar to city hall services. The quote is for backup services, equipment and includes 250GB of secure data storage. Courts currently have no backup on critical data and the city needs to be able to recover it if a failure occurs. Cost is \$3,240 per year (\$250.00 a month). Magistrate Sherry Bagget will indicate which fund monies will be paid out of and a budget amendment will be presented to the council.

Discussed animal control options.

Work Session Adjourned.



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The Gardendale City Council met on Monday, January 19, 2015 7:00pm for a regularly scheduled council meeting at the Gardendale Public Safety Center located at 1309 Decatur Highway. Council President Stan Hogeland presided over the meeting and Melissa Honeycutt, City Clerk/Treasurer served as recording Secretary.

Council President Hogeland called the meeting to order and led the pledge of allegiance; afterwards Pastor Mike Pope with Mount Vernon Methodist Church delivered the devotional.

City Clerk Melissa Honeycutt performed roll call and asked for a voice response from those in attendance; recorded as follows:

Present: Allen Jerkins Greg Colvert Blake Guinn
 Stan Hogeland Alvin Currington

Also Attending: Mayor Othell Phillips Ken Thompson, City attorney

Absent: None

Council President Hogeland called for a motion to approve the minutes of the January 5, 2015 council meeting and work session minutes of January 26, 2015. Councilor Currington made a motion to approve the minutes. The motion was seconded by Councilor Jerkins and was approved by all.

Visitors: Ms. Tara Salters and Gardendale's 95 lb. cheerleaders were present to receive a proclamation read and presented by Mayor Phillips. After the presentation the girls performed for the council and public present.

Correspondence/Announcements: None

Approval of Bill List: Council President Hogeland asked for a motion to approve the bills as presented. Councilor Currington made a motion to approve the bills which was seconded by Councilor Colvert and was approved by all.

Council Reports: Council President Hogeland recognized the following council members for reports:

Councilor Allen Jerkins stated he was glad to have cheerleaders at tonight's meeting and proud to serve in city that loves its youth and have acknowledges them in council meetings. The also thanked Public Works who handled a citizen concerns on potholes in his district and fixed the issue quickly.



Councilor Blake Guinn stated it was good to be back after his absence in the last meeting and that he is looking forward to the coming year.

Councilor Alvin Currington stated he has received a lot of comments and questions about paving on Tarrant Road. He asked if we have a timeline, since signage has gone up. Public Works Director Jeff Holliyan stated that it is scheduled to begin around January 26th weathering permitting and will be a 3 week project.

Councilor Greg Colvert thanked Jeff Holliyan for handling a few problems for him recently. He also recognized Chief Walker for his departments work in a recent kidnapping case.

Council President Hogeland stated that the Historical Society's grand opening was a great day and there was good TV coverage. He stated that he appreciated the departments in the city, that if the council calls them, they respond.

Department Head Reports: Council President Hogeland recognized the following Department Heads:

Administration - City Clerk Melissa Honeycutt had no report.

Fire – Fire Marshall Jason Murrell had no report.

Police - Chief Mike Walker stated that on Saturday morning there was a situation where a child was in a car that was stolen. He thanked Birmingham PD for helping. The child was recovered unharmed and a suspect was apprehended.

Inspections - Building Inspector Robert Ryant had no report.

Public Works – Director Jeff Holliyan stated that leaf service stops Jan 30. ALDOT is currently hanging traffic signals on Fieldstown Road and testing control boxes. Work continues on Fieldstown Road intersection improvements and ALDOT is ahead of schedule.

Parks & Recreation – Superintendent Dale Hyché stated that the water meter for New Castle Park bathrooms are going in. The sports associations are getting ready for spring sports. His department is currently checking parks for any needed maintenance before spring sports.

Civic Center – Director Keith Mosley stated the Civic Center is very busy, youth basketball is in full swing. Fitness classes are on an upswing. This is credited to Lisa Sims and Freda Whitworth for their leadership in these classes.



Library – Director Connie Smith was not present.

Old Business: None.

New Business:

Council president Hogeland announced that the public hearing for comments regarding a revenue sharing agreement with BT Gardendale Associates LLC (TSC). Councilor Hogeland recognized Brad Thompson with BT Gardendale Associates. Mr. Thompson stated that the project has been on going on for some time. Site plans approved by city but ALDOT requires retaining wall due to slope in right of way. BT Gardendale Associates has asked the city for any type of revenue sharing agreement possible. Councilor Hogeland asked if there was anyone else who wished to be heard. With no further public comments received the public hearing was closed.

Council president Hogeland recognized the following **ordinances**:

2015-006 – Currington – FIRST READING – Rezone 4350 Shady Grove Road from I-2 (Industrial District to E-1 (Single Family Residential Estate). Councilor Currington read ordinance 2015-006 as a first reading and a public hearing date of March 2, 2015 was set for public input.

2015-007 – Currington – FIRST READING – Rezone 4409 Shady Grove Road from I-2 (Industrial District and I-3S (Strip Mining) to A-1 (Agricultural District). Councilor Currington read ordinance 2015-007 as a first reading and a public hearing date of March 2, 2015 was set for public input.

Council President Hogeland recognized the following **resolutions**:

Resolution 2015 - 007 to Award bid submitted by Golf Ventures/Jacobsen for an infield machine to be used in Parks and Recreation department was read by councilor Jerkins who made a motion to approve Resolution 2015-007. Councilor Guinn seconded the motion and it was approved by all.

Resolution 2015 - 008 to Award bid for exterior painting at old Lighthouse Building was read by councilor Jerkins who made a motion to approve Resolution 2015-008. Councilor Colvert seconded the motion and it was approved by all.

Resolution 2015-009 to enter into revenue sharing agreement with BT Gardendale Associates LLC was read by Councilor Guinn who made a motion to approve Resolution 2015-009. Councilor Currington seconded the motion and it was approved by all. Councilor Hogeland noted that the retaining wall was additional requirement mandated by ALDOT. He asked that Mr. Brad Thompson to get with Robert Ryant in Inspections on setting up a preconstruction meeting.

Resolution 2015-010 to authorize new street lights in the Turnberry Highlands subdivision was read by Councilor Colvert who made a motion to approve Resolution 2015-010. Councilor Jerkins seconded the motion and it was approved by all.



Resolution 2015-011 to approve on premises Retail Beer and Retail Wine Application for Sushi Village Inc was read by Councilor Currington who made a motion to approve Resolution 2015-012. Councilor Guinn seconded the motion and it was approved by all. This was a reapplication due to a name change. (reapplication due to name change). 2nd. BG

Resolution 2015-012 to approve on premises Retail Beer and Retail Wine Application for ARSH LLC (dba Raceway) was read by Councilor Currington who made a motion to approve Resolution 2015-012. Councilor Jerkins seconded the motion and it was approved by all. This was a reapplication due to a name change.

Resolution 2015-013 to approve 2015 city holiday schedule was read by Councilor Currington who made a motion to approve Resolution 2015-013. Councilor Guinn seconded the motion and all approved.

Resolution 2015-014 declaring the court-ordered zoning classifications and restrictive covenants for certain lots to have been superseded by ordinance no. 2013-02 was read by Councilor Currington who made a motion to approve Resolution 2015-014. Councilor Colvert seconded the motion and all approved.

Resolution 2015-015 to approve the Red Cross shelter agreement for use of Civic Center was read by Councilor Jerkins who made a motion to approve Resolution 2015-015. Councilor Guinn seconded the motion and all approved.

Resolution 2015-016 was removed from consideration

Mayor Communications: Mayor Phillips stated that it was good to be here. He stated thank you to Kermit Dooley and all the volunteers who made it to the Historical Society's grand opening. He encourages the public to visit and learn the history of Gardendale and the North Jefferson area. Mayor Phillips stated that the chamber banquet on Thursday is sold out event.

Public and other Comments: Council president Hogeland recognized the following:

Louie Davis on behalf of the Chamber of Commerce stated the Chamber banquet is highly anticipated and is sold out. Clay Dyer is speaker. Mr. Dyer is a championship bass fisherman who was born with no legs and no left arm and only part of right arm. He has won 20 state tournaments. Mr. Davis asks everyone to come participate in the public auction at 8pm to benefit the Miracle League Playground fund.

Mr. Charles Allen, 4518 Misty Drive, asked that the council hurry with getting a resolution to the expired Fultondale Gas contract. He states his gas bill is higher than it has ever been. Councilor Hogeland responded that the city has sent a letter to the Gas Boards chairman. City Attorney, Ken Thompson stated that the letter expressed the concern of Gardendale's council that the board may be charging fees in excess of franchise ordinance. The franchise expired last year but if continued use of city right of way binds them to honor the prior agreement. The city has not yet received a response. Councilor Hogeland stated that



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the city we share his concerns. Mr. Thompson stated the Fultondale Gas is not regulated by the Public Service Commission that regulates AlaGasCo. They are exempt because they are a municipal gas board. The only regulation they are subject to was the Gardendale franchise agreement. Councilor Hogeland stated that as a business there is nothing wrong with them making reasonable profit, but regulations should exist.

Ms. Hazel Butts, 1217 Mt Olive Ave., stated her gas bill was 357.92 in a home where two bedrooms are not heated. She has noticed the bill rising each year and doesn't understand why it is increasing. Councilor Hogeland stated the city is exploring all options.

Mr. Allen stated he is using less gas but paying more and appreciates the city's effort.

Councilor Guinn stated the 2.5 % rate cap was put in the franchise agreement by former Mayor Noble. The city needs a better solution to best serve citizens and is confident we can find a solution and protection of residents.

Mr. Kermit Dooley thanked the City for backing Historical Society. He gave great thanks to Dale Hyché & Jeff Holliyan for their tremendous help. 125 people signed the register at the opening, it was a great turnout. The Chamber did good job. He will announce hours in the near future.

There being no further business to discuss, the meeting was adjourned.

Respectfully Submitted,

Approved:

Melissa Honeycutt, City Clerk

Stanley K. Hogeland, President