



**ALEXANDER
CITY**
ALABAMA

Regular Council Meeting Minutes

281 James D. Nabors Drive

Council Chambers of Municipal Complex

Monday, September 11, 2023 --- Meeting at 5:30 p.m.

CALL TO ORDER THE PRE-COUNCIL MEETING: Council President Colvin called the Pre-Council Meeting to order at 5:30 p.m. on Monday, September 11, 2023, in the Council Chambers of the Municipal Complex. Roll was called and all Councilors were recorded as being present.

Individuals present included: Mayor Baird, Alicia Clifton, Finance Department; Piper Barnett, Records Clerk; Police Captain D. Alford; Police Captain T. Tuck; Miles Hamlett, Purchasing Agent; Alicia Clifton, Finance Department; Jan Jones, Code Enforcement; Chris Hardy, Gas Superintendent; Drew Meacham, Public Works Director; Meredith Wingler, Gas Department; Larkin Radney, City Attorney; Stephanie J. Southerland, City Clerk. Others present included: Randy Haynes, Mike McCaleb, Matt Fisher, Jim Peace, Hugh Neighbors, Chase O'Mary, David Dyer, Eric Hanners, Beverly Price, Steve Forehand, Teresa Moten and others. The media was represented by the Outlook.

Council President Pro Tempore Hardy stated that agenda item #3 allows various items to be disposed of that cannot be taken at our landfill. He further explained that agenda item #4 will allow repairs to our city streets, and plans are that this will be an annual undertaking.

CALL TO ORDER THE REGULAR COUNCIL MEETING: Council President Colvin called the Council Meeting to order at 5:35 p.m. on Monday, September 11 2023, in the Council Chambers of the Municipal Complex. All councilors were recorded as being present.

Councilor Tapley led the invocation. Councilor Eric Brown asked for a moment of silence to honor those lives lost on September 11, 2001, followed by the Pledge of Allegiance to the American flag.

APPROVAL OF MINUTES: Work Session and Regular City Council meeting August 21, 2023. Council President Pro Tempore Hardy made a motion to adopt the minutes as written and Councilor Chris Brown seconded the motion. There being no discussion, the minutes were approved (4-0), with Councilors Tapley and Eric Brown abstaining due to their absence at these meetings.

APPROVAL OF THE AGENDA: Regular City Council meeting September 11, 2023. Councilor Tapley made a motion to amend agenda item #6 to read "by unit price", and Councilor Eric Brown seconded the motion. The amendment was approved (6-0). Councilor Tapley made a motion to adopt the agenda, as amended and Councilor Chris Brown seconded the motion. The amended agenda was adopted (6-0).

Eric Hanners, Alabama Crossroads, addressed the council requesting funds for the annual Celebrate Freedom that is held for Independence Day. He presented a spreadsheet showing their expenses for the event, and what they have invested back into the city. He asked for an allocation in the FY 2024 budget to support Celebrate Freedom.

Dr. Beverly Price, Board of Education, asked for support of resolution #5, to assist in obtaining funding for the new high school. Councilor Tapley clarified that this will not result in a tax increase.

REPORTS FROM STANDING COMMITTEES:

Council President Colvin: The city is moving forward collecting business license fees, and encouraged anyone that has not renewed their business license to please get that taken care of. She expressed her appreciation to Romy and her staff for their hard work in preparing the budget.

Councilor Eric Brown: Remember all of those in public safety and those that lost their lives on September 11, 2001.

Councilor Keel: The power is on; services are being provided and he sympathized with those that are working outdoors in the heat.

Councilor Chris Brown: The gym floor project at Cooper Rec Center is expected to begin this month. There were 45 ladies signed up for the volleyball program. The Golf Course is financially ahead of last year. Youth football and cheerleading games will begin this month. The Airport project is ahead of schedule and plans are to be completed this Friday.

Council President Pro Tempore Hardy: The City has received a lot of complaints about the intersection at Main Street and Broad Street near the railroad tracks. This area of pavement was in bad condition and the City and ALDOT were not able to complete the work due to the proximity of the railroad tracks to the location. After a lot of persistence by our Engineering department, Norfolk Southern agreed to allow the Street department and ALDOT to go in and complete the much-needed patch work in this area.

Public Works has replaced all worn flags with new ones, which are intended for display on appropriate holidays along Highway 280. We received these flags just in time for the Labor Day holiday this past week.

The Auto Shop has reached full staffing capacity effective September 5th after being short staffed for a couple of months. We would like to welcome Wayne Peppers, Assistant Superintendent and Kolbe Giddens, Diesel Mechanic.

Councilor Tapley: September is Library Card month and he encouraged anyone who does not have one to get a library card.

Councilor Keel made a motion to discuss and vote on ABC license for Wicker Point Golf Course, the paperwork was not turned in until last week. Council President Colvin explained that the application was turned in too late to include on the agenda, and will require a

suspension of the rules. Councilor Tapley seconded the motion to suspend the rules. The motion was adopted (6-0). Councilor Tapley made a motion to approve the request and Councilor Eric Brown seconded the motion. The request was approved (6-0).

Steve Forehand addressed the council and apologized for the timeliness of his application. The Certificate of Occupancy was received on this date. He thanked the city council for their consideration. He gave an update on the construction progress of Wicker Point.

The request was approved (6-0).

REPORTS FROM SPECIAL COMMITTEES: None

PUBLIC HEARING: To Rezone Four (4) Parcels on Comer Street from R2 (Medium Density Residential District) to I1 (Light Industrial).

No one appeared to speak in favor of or in opposition to this rezoning request.

REPORT ON STATUS OF CITY FINANCES: None

PROCLAMATION: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

1. ORDINANCE: To Rezone Four (4) Parcels on Comer Street from R2 (Medium Density Residential District) to I1 (Light Industrial). (Sponsored By: Mayor Baird) **ORDINANCE BOOK 23-31**

By point of order, the council rules must be suspended if immediate action is to be considered. Councilor Tapley made a motion to suspend the rules and Council President Pro Tempore Hardy seconded the motion. There being no discussion, the rules were suspended (6-0). Councilor Tapley made a motion to approve the ordinance as written. Council President Pro Tempore Hardy seconded the motion. There being no discussion the ordinance was adopted with the following roll call vote:

YEAS:	TAPLEY, COLVIN, HARDY, E. BROWN, C. BROWN, KEEL	6
NAYS:	NONE	0
ABSTAINED:	NONE	0
ABSENT:	NONE	0

2. RESOLUTION: To Authorize the Mayor to Enter into an Engineering Service Contract with Stewart Engineering for Consultation/Design Services for an Electric Substation. (Sponsored By: Councilor Keel) **RESOLUTION BOOK 23-100**

Councilor Tapley made a motion to approve the resolution as written. Council President Pro Tempore Hardy seconded the motion. Councilor Tapley asked about the contract requirement of a city lineman. Bryan _____ stated that the city will have a someone onsite. He further

asked for clarification of why we are paying an engineer when the city has an engineer. Bryan explained that this is for an electrical engineer, and the city has done a number of jobs with him. Councilor Keel asked for a description of the exact location. Bryan reported that it will be on the corner of Coley Creek Road and Dadeville Road. Mayor Baird stated that Drew Meacham is a PE, while this contract is for an electrical engineer. There being no further discussion the resolution was adopted with the following roll call vote:

YEAS:	TAPLEY, COLVIN, HARDY, E. BROWN, C. BROWN, KEEL	6
NAYS:	NONE	0
ABSTAINED:	NONE	0
ABSENT:	NONE	0

3. RESOLUTION: To Authorize the Mayor to Enter into an Agreement with Stone's Throw Landfill for Disposal of Certain Items. (Sponsored By: Council President Pro Tempore Hardy) **RESOLUTION BOOK 23-101**

Councilor Tapley made a motion to approve the resolution as written. Council President Pro Tempore Hardy seconded the motion. There being no discussion the resolution was adopted with the following roll call vote:

YEAS:	TAPLEY, COLVIN, HARDY, E. BROWN, C. BROWN, KEEL	6
NAYS:	NONE	0
ABSTAINED:	NONE	0
ABSENT:	NONE	0

4. RESOLUTION: To Authorize the Mayor to Enter into an Agreement with SealMaster for the one Month Rental of a Crack Pro Heated Hose at a Cost not to Exceed \$5,250.00. (Sponsored By: Council President Pro Tempore Hardy) **RESOLUTION BOOK 23-102**

Councilor Tapley made a motion to approve the resolution as written. Council President Pro Tempore Hardy seconded the motion. Councilor Tapley informed everyone that this is to stop cracks in the highway and prevent further destruction. There being no further discussion the resolution was adopted with the following roll call vote:

YEAS:	TAPLEY, COLVIN, HARDY, E. BROWN, C. BROWN, KEEL	6
NAYS:	NONE	0
ABSTAINED:	NONE	0
ABSENT:	NONE	0

5. RESOLUTION: To Authorize the Mayor to Sign an Amendment to the Funding Agreement between the Alexander City Schools and the City of Alexander City. (Sponsored By: Mayor Baird) **RESOLUTION BOOK 23-103**

Councilor Tapley made a motion to approve the resolution as written. Council President Pro Tempore Hardy seconded the motion. There being no discussion the resolution was adopted with the following roll call vote:

YEAS:	TAPLEY, COLVIN, HARDY, E. BROWN, C. BROWN, KEEL	6
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NAYS:	NONE	0
ABSTAINED:	NONE	0
ABSENT:	NONE	0

6. RESOLUTION: To Award Bid No. 23-24 to Various Vendors for Chemicals at a unit Cost. (Sponsored By: Council President Colvin) **RESOLUTION BOOK 23-104**

Councilor Tapley made a motion to approve the resolution as amended. Council President Pro Tempore Hardy seconded the motion. There being no discussion the resolution was adopted with the following roll call vote:

YEAS:	TAPLEY, COLVIN, HARDY, E. BROWN, C. BROWN, KEEL	6
NAYS:	NONE	0
ABSTAINED:	NONE	0
ABSENT:	NONE	0

PUBLIC COMMENTS (3 minutes per speaker): None

COMMENTS FROM THE MAYOR: Thank you for such a good crowd tonight. He expounded upon Councilor Brown’s comments regarding 9/11 and his personal time of deployment. We can never forget.

COMMENTS FROM THE FINANCE DIRECTOR: None

COMMENTS FROM THE CITY CLERK: The next Work Session and City Council meetings will be held Monday, September 18, 2023.

COMMENTS FROM THE COUNCIL:

Councilor Tapley thanked everyone for coming out, and further thanked the mayor, his staff and those in public service. There is a lot of dirt being moved in the city and there is a lot of progress going on. Thank you to those in public service for what you do and remember the lives lost on 9/11. There have been continued complaints regarding dogs running loose and suggested enforcement of loose dogs.

Council President Pro Tempore Hardy thanked everyone for their attendance and recognized September 11, 2001 and to never forget the event. He also recognized the school system and Russell Lands and their role in continued progress in the city.

Councilor Eric Brown expressed his appreciation for a good presence at tonight’s meeting. The Tourism Board had their first meeting and is exciting to see great things coming from them.

Councilor Chris Brown thanked everyone for coming and further recognized September 11 and the importance and remembrance of that day. He encouraged everyone to play a round at the golf course.

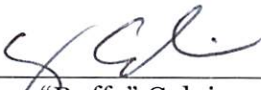
Councilor Keel thanked everyone for coming out and be mindful of road closures. We will never forget 9/11.

Council President Colvin thanked everyone for coming out and being a part of what is happening in the city. We will never forget 9/11 and asked for continued prayers for our first responders.

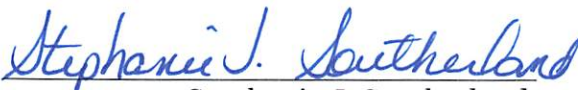
Executive Session: Council President Colvin asked for a motion to go into Executive Session to discuss potential litigation under Code of Alabama § 36-25A-7(a)(3) and stated that it should take approximately 50 minutes.

Councilor Tapley made a motion to go into Executive Session and Council President Pro Tempore Hardy seconded the motion. The vote to go into Executive Session was unanimous (6-0). They entered Executive Session at 6:08 p.m. and resumed at 7:01 p.m., when the council adjourned.

APPROVED:



Audrey "Buffy" Colvin
Council President



Stephanie J. Southerland
City Clerk

METHOD OF DELIVERY:

The draft minutes were e-mailed to the mayor, city council members and the city attorney on September 14, 2023 for review.

OTHER:

ATTACHMENTS:

1. Agenda
2. Legal notification of Executive Session
3. FY 24 Budget Corrections/Updates
4. Eric Hanners handout

SUPPORTING DOCUMENTS:



Regular Council Meeting Agenda

281 James D. Nabors Drive
Council Chambers of Municipal Complex
Monday, September 11, 2023 --- Meeting at 5:30 p.m.

Call to Order: Council President Colvin

Opening Prayer: Councilor Bobby Tapley

Pledge of Allegiance: Councilor Eric Brown

Roll Call:

Approval of Minutes: August 21, 2023 Work Session
August 21, 2023 Regular Meeting

Approval of Agenda: September 11, 2023

Eric Hanners: Funding for Alexander City Celebrate Freedom

Beverly Price: To request support of an amendment to the BOE funding agreement (resolution #5)

Reports from Council on Standing Committees:

Finance Committee: Council President Colvin

Public Safety Committee: Councilor Eric Brown

Utilities Committee: Councilor Keel

Parks and Recreation: Councilor Chris Brown

Public Works Committee: Council President Pro Tempore Hardy

Buildings and Properties: Councilor Tapley

Reports from Special Committees:

Public Hearing: To Rezone Four (4) Parcels on Comer Street from R2 (Medium Density Residential District) to I1 (Light Industrial)

Report on Status of City Finances: None

Proclamation: None

Unfinished Business:

New Business:

1. ORDINANCE: To Rezone Four (4) Parcels on Comer Street from R2 (Medium Density Residential District) to I1 (Light Industrial). (Sponsored By: Mayor Baird)

2. RESOLUTION: To Authorize the Mayor to Enter into an Engineering Service Contract with Stewart Engineering for Consultation/Design Services for an Electric Substation. (Sponsored By: Councilor Keel)

3. RESOLUTION: To Authorize the Mayor to Enter into an Agreement with Stone's Throw Landfill for Disposal of Certain Items. (Sponsored By: Council President Pro Tempore Hardy)

4. RESOLUTION: To Authorize the Mayor to Enter into an Agreement with SealMaster for the one Month Rental of a Crack Pro Heated Hose at a Cost not to Exceed \$5,250.00. (Sponsored By: Council President Pro Tempore Hardy)

5. RESOLUTION: To Authorize the Mayor to Sign an Amendment to the Funding Agreement between the Alexander City Schools and the City of Alexander City. (Sponsored By: Mayor Baird)

6. RESOLUTION: To Award Bid No. 23-24 to Various Vendors for Chemicals at a Cost not to Exceed \$1,350,000.00. (Sponsored By: Council President Colvin)

EXECUTIVE SESSION: To discuss potential litigation.

ADJOURN:

**The next Work Session and City Council meetings are scheduled for
Monday, September 18, 2023 at 4:30 and 5:30 p.m.**

BARNES & RADNEY, P.C.
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September 5, 2023

VIA E-MAIL ONLY – stephanie.southerland @alexandercityal.gov

Ms. Stephanie Southerland
City Clerk
City of Alexander City
Alexander City, Alabama

RE: Executive Session – Council Meeting – September 11, 2023

Dear Stephanie:

Pursuant to *Ala. Code* § 36-25A-7 (1975, as amended), I request that the City Council enter into an executive session during the City Council meeting scheduled for Monday, September 11, 2023. This request is made pursuant to the Executive Session Statute. The subject matter of the Executive Session is to discuss potential litigation.

Please place an executive session during the work session or City Council meeting on Monday, September 11, 2023. Thank you for your assistance in this matter.

Sincerely,

/s/ Larkin Radney

LARKIN RADNEY

LR/snb

cc: Mayor Curtis W. Baird via e-mail