

President John Meredith
Councilmember Jennie Robinson
Councilmember Bill Kling
Councilmember Devyn Keith
Councilmember David Little



Tommy Battle, Mayor
John Hamilton, City Administrator
Trey Riley, City Attorney
Ken Benion, Clerk-Treasurer

CITY COUNCIL CHAMBERS

5:30 PM

Thursday, December 15, 2022

REGULAR MEETING OF THE CITY COUNCIL

CALL TO ORDER

1. INVOCATION

Offered by: Rev. Rosie Veal Eby, with Church of the Nativity and Huntsville Public Safety Chaplains

2. PLEDGE OF ALLEGIANCE

Led by: Councilmember Jennie Robinson

3. APPROVAL OF THE AGENDA

4. APPROVAL OF THE MINUTES OF PREVIOUS MEETING(S)

- a. [2022-1096](#) Minutes of Regular Meeting of the City Council held December 1, 2022.
(Minutes Received)

Sponsors: Clerk-Treasurer

5. MAYOR: SPECIAL RECOGNITIONS

6. COUNCIL: SPECIAL RECOGNITIONS AND RESOLUTIONS

Special Recognitions

Resolutions for Approval and Presentation

Resolutions for Approval Only

7. ANNOUNCEMENTS AND PRESENTATIONS

8. MATTERS WITH OUTSIDE LEGAL REPRESENTATIVE

9. PUBLIC HEARINGS TO BE HELD

- a. [2022-0966](#) Public hearing amending the City of Huntsville Air Pollution Control Rules and Regulations; and consideration of an ordinance pertaining to the same. (Set November 10, 2022, Regular Council Meeting)
Ordinance No. 22-886

Sponsors: Natural Resources
Attachments: [Cover Memo.pdf](#)
[Ordinance 22-886.pdf](#)
[Rules and Regulations.pdf](#)
[Updated 2022 Extracted Amendments.pdf](#)
- b. [2022-0967](#) Public hearing on the zoning of 1.16 acres of land lying on the west of Old Big Cove Rd. and south of Hartford Rd. to Residence 1-A District; and the consideration of an Ordinance pertaining to the same. (Set November 10, 2022 Regular Council Meeting)
Ordinance No. 22-888

Sponsors: Planning
Attachments: [Page Zoning](#)
[Page Zoning Map](#)
- c. [2022-0968](#) Public hearing on the zoning of 5.47 acres of land lying on the west of Wade Rd. and east of US Hwy 431 S to Highway Business C-4 District; and the introduction of an Ordinance pertaining to the same. (Set November 10, 2022 Regular Council Meeting)
Ordinance No. 22-890

Sponsors: Planning
Attachments: [Schultz Zoning](#)
[Schultz Zoning Map](#)
- d. [2022-0969](#) Public hearing on the rezoning of 16.32 acres of land lying on north of Oakwood Avenue and east of Meridian Street from Light Industry District to Residence 2 District; and the introduction of an Ordinance pertaining to the same. (Set November 10, 2022 Regular Council Meeting)
Ordinance No. 22-892

Sponsors: Planning
Attachments: [Lincoln Park Rezoning](#)
[Lincoln Park Rezoning Map](#)

- e. [2022-0970](#) Public hearing on the rezoning of 10.47 acres of land lying on the west of Swancott Road and south of Success Drive from Commercial Industrial Park District to Highway Business C-4 District; and the introduction of an Ordinance pertaining to the same. (Set November 10, 2022 Regular Council Meeting)
Ordinance No. 22-894

Sponsors: Planning
Attachments: [Swancott 2 Rezoning](#)
[Swancott 2 Rezoning Map](#)
- f. [2022-0971](#) Public hearing on the rezoning of 4.33 acres of land lying on the south of Holmes Avenue and west of Austin Drive from Residence 1-B District to Neighborhood Business C-1 District; and the introduction of an Ordinance pertaining to the same. (Set November 10, 2022 Regular Council Meeting)
Ordinance No. 22-896

Sponsors: Planning
Attachments: [Holmes Rezoning](#)
[Holmes Rezoning Map](#)
- g. [2022-0972](#) Public hearing on an ordinance amending the Zoning Ordinance Article 73 Supplementary Regulations and Modifications, Subsection 73.7.4 - Front Yards to update language regarding lots fronting on major streets as established by the Major Street Plan; and the introduction of an Ordinance pertaining to the same. (Set November 10, 2022 Regular Council Meeting)
Ordinance No. 22-898

Sponsors: Planning
Attachments: [Front Yards ZO Amendment](#)
- h. [2022-0973](#) Public hearing on an ordinance amending the Zoning Ordinance to add Article 77 - Medical Cannabis Facilities Regulations; and the introduction of an Ordinance pertaining to the same. (Set November 10, 2022 Regular Council Meeting)
Ordinance No. 22-900

Sponsors: Planning
Attachments: [Medical Cannabis ZO Amendment](#)
- i. [2022-1097](#) Public Hearing authorizing the City Clerk-Treasurer to assess the cost of cleanup and removal of a public nuisance located at 6311 Marsh Ave, NW Huntsville, AL, and consideration of a Resolution pertaining to the same.
Resolution No. 22-990

Sponsors: Community Development
Attachments: [Lien Res 6311 Marsh Ave NW - CLEANUP LIEN FOR PUBLIC NUISANCE BY CITY 12.15.2022.pdf](#)

- j. [2022-1098](#) Public Hearing on a Resolution authorizing the demolition of an unsafe building constituting a public nuisance located at 2106 Boardman St SW, Huntsville.
Resolution No. 22-991

Sponsors: Community Development

Attachments: [2106 Boardman St SW - complete - DEMOLITION OF PUBLIC NUISANCE 12152022.doc.pdf](#)

10. PUBLIC HEARINGS TO BE SET

11. AGENDA RELATED PUBLIC COMMENTS

This portion of the meeting is reserved for persons wishing to address the Council on matters relating to the specific content of items on the meeting agenda. You may sign up to speak on the Public Comments Roster prior to the meeting. When called, approach the microphone and state your name, home address and city of residence. Each speaker may address the Council for three minutes. Speakers shall refrain from entering into a dialogue with Council Members or City staff and from making comments regarding the good name and character of any individual.

12. MAYOR COMMENTS

13. COUNCILMEMBER COMMENTS

Councilmember Bill Kling

Councilmember Devyn Keith

Councilmember David Little

Councilmember Jennie Robinson

Councilmember John Meredith

14. FINANCE COMMITTEE REPORT

- a. [2022-1099](#) Resolution authorizing expenditures for payment.
Resolution No. 22-992

Sponsors: Finance

Attachments: [Expenditures - Complete](#)

15. BOARD APPOINTMENTS TO BE VOTED ON

- a. [2022-1078](#) Resolution appointing James Splawn to the Solid Waste Disposal Authority of the City of Huntsville, 1st Director (his current seat), for a four (4) year term to expire January 1, 2027. (Nominated December 1, 2022, Regular Council Meeting)
Resolution No. 22-993
Sponsors: Kling
Attachments: [J. Splawn Reappointment Solid Waste](#)
- b. [2022-1072](#) Resolution appointing James Ledbetter to the Solid Waste Disposal Authority of the City of Huntsville, 3rd Director (his current seat), for a four (4) year term to expire January 1, 2027. (Nominated December 1, 2022, Regular Council Meeting)
Resolution No. 22-994
Sponsors: Kling
Attachments: [J. Ledbetter Reappointment Solid Waste](#)

16. BOARD APPOINTMENT NOMINATIONS

- a. [2022-1100](#) Nomination to reappoint Katie Beasley to the Land Trust of North Alabama to her current seat for a two (2) year term to expire December 31, 2024.
Sponsors: Robinson
- b. [2022-1101](#) Nomination to reappoint Abby Owens to the Advisory Commission on Accessibility, Seat 8 (her current seat), for a three (3) year term to expire January 10, 2026.
Sponsors: Kling
- c. [2022-1102](#) Nomination to appoint Traci Harris to the Madison County Department of Human Resources Board, Place 7, to fill a vacancy due to the resignation of Sharrise Gibson for the remainder of a vacant six (6) year term to expire August 1, 2027.
Resolution No.
Sponsors: Robinson

17. HUNTSVILLE UTILITIES ITEMS

18. LEGAL DEPARTMENT ITEMS/TRANSACTIONS**Vacation of Easements**

- a. [2022-1103](#) Ordinance authorizing the vacation of a Utility and Drainage Easement and a Ingress-Egress Easement, Lots 1 & 2, Sunset on Green Mountain Phase 2 Subdivision.
Ordinance No. 22-995
Sponsors: Legal
Attachments: [Woodland Homes eas ord Complete.pdf](#)
- b. [2022-1104](#) Ordinance authorizing the vacation of Utility and Drainage Easement, The Willow at Wilson Cove off of Cherry Tree Road.
Ordinance No. 22-996
Sponsors: Legal
Attachments: [Lost Boys eas ord Complete.pdf](#)
- c. [2022-1105](#) Ordinance authorizing the vacation of Utility and Drainage Easements, Lot 1 Hollywood Sixteen Theatre Subdivision.
Ordinance No. 22-997
Sponsors: Legal
Attachments: [Hollywood 16 eas ord Complete.pdf](#)
- d. [2022-1106](#) Ordinance authorizing the vacation of a Utility and Drainage Easement, 103 SpaceGate, SpaceGate Subdivision.
Ordinance No. 22-998
Sponsors: Legal
Attachments: [SpaceGate eas ord Complete.pdf](#)
- e. [2022-1107](#) Ordinance authorizing the vacation of a Ingress-Egress Easement in Tract 1, The Lakes at the Meadows Subdivision.
Ordinance No. 22-999
Sponsors: Legal
Attachments: [Tenn Valley Comm eas ord Complete.pdf](#)
- f. [2022-1108](#) Ordinance authorizing the vacation of Sanitary Sewer Easements, The Willows at Wilson Cove off of Cherry Tree Road.
Ordinance No. 22-1000
Sponsors: Legal
Attachments: [Lost Boys eas and sewer ord Complete.pdf](#)

Vacation of Rights-of-Way**Deeds of Acceptance**

- g. [2022-1109](#) Sewer Line Easement - Acquired November 18, 2022, Beadle Lane, LLC

Sponsors: Legal

Attachments: [Beadle Lane Easement Deed.pdf](#)

19. UNFINISHED BUSINESS ITEMS FOR ACTION

- a. [2022-1094](#) Ordinance to amend the Code of Ordinances of the City of Huntsville, Alabama, Chapter 13, Fire Prevention and Protection, Article III, Open Burning, Division 2, Open Burning Permit and Safety, Section 13-84, Permit fees, to increase the Open Burning Permit Fee from \$100.00 to \$250.00. (Introduced December 1, 2022, Regular Council Meeting)
Ordinance No. 22-988

Sponsors: Natural Resources

Attachments: [Open Burning Division 2](#)

- b. [2022-1095](#) Ordinance to amend the Code of Ordinances of the City of Huntsville, Alabama, Chapter 2, Administration, Article III, City Council, Division 2, Council Rules, Section 97, Rule 6, Order of Business - Public Comments. (Introduced December 1, 2022, Regular Council Meeting)
Ordinance No. 22-989

Sponsors: Kling

Attachments: [Ord. Amending Council Rule 2-97 \(Order of Business-Public Com \(2\).docx](#)

20. NEW BUSINESS ITEMS FOR CONSIDERATION OR ACTION

These items will be approved in one motion unless any member of the Council wishes to remove an item for discussion. The reading of each item will be waived unless a Councilmember requests otherwise.

- a. [2022-1110](#) Resolution authorizing travel expenses.
Resolution No. 22-1001

Sponsors: Finance

Attachments: [Travel Complete](#)

- b. [2022-1111](#) Resolution authorizing the acceptance of donations.
Resolution No. 22-1002

Sponsors: Finance

Attachments: [Donations Complete](#)

- c. [2022-1112](#) Ordinance amending Budget Ordinance No. 22-736, by changing appropriated funding for various departments and funds.
Ordinance No. 22-1003

 Sponsors: Finance
 Attachments: [Budget Amendment Complete](#)
- d. [2022-1113](#) Resolution authorizing the Mayor to enter into agreements with the low bidders meeting specifications as outlined in the attached Summary of Bids for Acceptance.
Resolution No. 22-1004

 Sponsors: Finance
 Attachments: [Procurement Complete](#)
- e. [2022-1114](#) Resolution authorizing the Mayor to amend the Sirens and Related Equipment contract #86-2022-66 between the City of Huntsville and Sirens for Cities, Inc. to add a specific model of a warning siren that was omitted from the original contract. The original contract was approved on September 10, 2022 under Resolution No. 20-817.
Resolution No. 22-1005

 Sponsors: Finance
 Attachments: [Resolution - Sirens for Cities - Sirens Related Equip Contract Amendment - Complete](#)
- f. [2022-1116](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and GTEC, L.L.C. dba GTEC, for Environmental Site Assessment Services for Airport Opportunity Site, Phase I, Project No. 71-23-SP03.
Resolution No. 22-1007

 Sponsors: Engineering
 Attachments: [GTEC Airport Opportunity Site Environmental Site Assessment complete.pdf](#)
- g. [2022-1117](#) Resolution authorizing the Mayor to enter into a Solar Ground Lease Agreement between the City of Huntsville and TAI Huntsville Solar LLC.
Resolution No. 22-1008

 Sponsors: Urban Development
 Attachments: [TAI Huntsville Solar Ground Lease - Complete.pdf](#)

- h. [2022-1118](#) Resolution authorizing the Mayor to execute Change Order No. 1 to the agreement between the City of Huntsville and Consolidated Construction Company for construction services for the Sandra Moon Community Center Phase 2.
Resolution No. 22-1009
Sponsors: General Services
Attachments: [Complete-CCC-SandraMoon.pdf](#)
- i. [2022-1119](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Schoel Engineering Company, Inc. for engineering services Don Mincher Drive entrance and Streetscape.
Resolution No. 22-1010
Sponsors: General Services
Attachments: [Complete.DonMincher.pdf](#)
- j. [2022-1120](#) Resolution authorizing the Mayor to execute Modification No. 1 to the Lease Agreement between the City of Huntsville, Alabama and Drake and Harlan Properties, Inc.
Resolution No. 22-1011
Sponsors: General Services
Attachments: [HPD Lease Modification](#)
- k. [2022-1121](#) Resolution authorizing the Mayor to enter into a Purchase and Sale Agreement between the City of Huntsville and Ruth Ann Burnett, Rowe Dorris Royer, and Judy Kay Page.
Resolution No. 22-1012
Sponsors: Water Pollution
Attachments: [PSA Executed by Sellers.Complete.pdf](#)
- l. [2022-1122](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville Alabama and Catholic Center of Concern, to fund and administer the Huntsville Housing Helps program.
Resolution No. 22-1013
Sponsors: Community Development
Attachments: [Complete Packet.pdf](#)
- m. [2022-1123](#) Resolution to adjust the salary of certain employee in certain position in assigned department.
Resolution No. 22-1014
Sponsors: Human Resources
Attachments: [Resolution - Certain Department Position PDF.pdf](#)
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- n. [2022-1124](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and TargetSolutions Learning, LLC d/b/a Vector Solutions.
Resolution No. 22-1015

 Sponsors: Fire and Rescue

 Attachments: [Target Solutions Complete.pdf](#)
 [Target Solutions Contract.pdf](#)
- o. [2022-1125](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Direct Communications for Consulting Services.
Resolution No. 22-1016

 Sponsors: Administration

 Attachments: [2022-12-15 Direct Communications Complete Package.pdf](#)
- p. [2022-1126](#) Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and 535 Group LLC for consulting services.
Resolution No. 22-1017

 Sponsors: Administration

 Attachments: [2022-12-15 535 Group Complete Package.pdf](#)
- q. [2022-1127](#) Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and GovOS.
Resolution No. 22-1018

 Sponsors: Administration

 Attachments: [2022-12-15 GovOS Complete Package.pdf](#)
- r. [2022-1128](#) Resolution authorizing the Mayor to enter into a Consulting Agreement between the City of Huntsville and Rob Clark d/b/a Twickenham Pixel Development Company.
Resolution No. 22-1019

 Sponsors: Administration

 Attachments: [2022-12-15 Rob Clark dba Twickenham Pixel Complete Agreement](#)
- s. [2022-1129](#) Resolution authorizing the Clerk-Treasurer to invoke Bryant Bank Letter of Credit No. 1343 for Boarhog Subdivision.
Resolution No. 22-1020

 Sponsors: Legal

 Attachments: [Boarhog LOC res Complete.pdf](#)

- t. [2022-1130](#) Resolution authorizing the Mayor to execute a Quote and Purchase Addendum to the Purchase and License Agreement Resolution 19-245 with Motorola Solutions, Inc. in order to extend service an additional 5 years.
Resolution No. 22-1021
Sponsors: ITS
Attachments: [Motorola Solutions, Inc., Quote and Purchase Addendum Complete 2022.pdf](#)
- u. [2022-1131](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Sandra Barnes.
Resolution No. 22-1022
Sponsors: ITS
Attachments: [Special Employee Agreement Sandra Barnes Complete.pdf 12-15-22 Sandra Resolution.pdf](#)
- v. [2022-1132](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Roosevelt Daffin.
Resolution No. 22-1023
Sponsors: Municipal Court
Attachments: [Roosevelt Daffin Contract.pdf](#)
- w. [2022-1133](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Derrick Woodruff.
Resolution No. 22-1024
Sponsors: Municipal Court
Attachments: [Derrick Woodruff Contract.pdf](#)
- x. [2022-1134](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Charles Hawk.
Resolution No. 22-1025
Sponsors: Inspection
Attachments: [Hawk.pdf](#)
- y. [2022-1135](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Aaron Holdiman.
Resolution No. 22-1026
Sponsors: Police
Attachments: [Complete File](#)

21. NEW BUSINESS ITEMS FOR INTRODUCTION

- a. [2022-1136](#) Introduction of an ordinance annexing 1,220.50 acres of land lying on the west side of US I-65 and east of AL Hwy 31.
Ordinance No. 22-1027

Sponsors: Planning
Attachments: [Haney Annexation](#)
- b. [2022-1137](#) Introduction of an ordinance annexing 0.50 acres of land lying on the west of US I-65 and east of AL Hwy 31.
Ordinance No. 22-1028

Sponsors: Planning
Attachments: [Sanderson Annexation](#)
- c. [2022-1138](#) Introduction of an ordinance annexing 3.47 acres of land lying on the north side of Winchester Rd and east of Bradford Ln.
Ordinance No. 22-1029

Sponsors: Planning
Attachments: [Bradford Lane Annexation](#)
- d. [2022-1139](#) Introduction of an Ordinance to declare property located south of Bob Wade Lane and east of Pulaski Pike also known as Lot 2, Lanier Subdivision, consisting of 136.28 acres, as surplus and no longer needed for a municipal purpose, and authorizing the Purchase and Sale Agreement to Stanley Developers, LLC.
Ordinance No. 22-1030

Sponsors: Legal
Attachments: [Stanley Surplus Prop ord Complete.pdf](#)

22. SECOND ROSTER PUBLIC COMMENTS

This portion of the meeting is reserved for persons wishing to address the Council on matters relating to City business whether or not such items are on the meeting agenda. You may sign up to speak on the Second Public Comments Roster prior to or during the meeting. When called, approach the microphone and state your name, home address and city of residence. Each speaker may address the Council for three minutes. Speakers shall refrain from entering into a dialogue with Council Members or City staff and from making comments regarding the good name and character of any individual.

23. ADJOURNMENT

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