

John Meredith, Council President
Jennie Robinson, Councilmember
Bill Kling, Councilmember
Frances Akridge, Councilmember
Devyn Keith, Councilmember



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

CITY COUNCIL CHAMBERS

5:30 PM

Thursday, August 11, 2022

REGULAR MEETING OF THE CITY COUNCIL

CALL TO ORDER

1. INVOCATION

Offered by: Rev. Dr. Susan C. Brown, with Interfaith Mission Service

2. PLEDGE OF ALLEGIANCE

Led by: Councilmember Frances Akridge

3. APPROVAL OF THE AGENDA

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

- a. [2022-0621](#) Minutes of Regular Meeting of the City Council held July 28, 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. [2022-0622](#) Public hearing on authorizing the City Clerk-Treasurer to assess the cost of cutting overgrown grass and/or weeds against certain properties; and consideration of a Resolution pertaining to the same.
Resolution No. 22-556

Sponsors: Community Development

Attachments: [LOTS CUT BY CITY 08112022.pdf](#)

10. PUBLIC HEARINGS TO BE SET

- a. [2022-0623](#) Resolution to set a public hearing on the zoning of 2.26 acres of land lying on the west side of George Byrd Dr and west of Little Cove Rd to Residence 1 District; and the introduction of an Ordinance pertaining to the same. (Set September 22, 2022 Regular Council Meeting)
Resolution No. 22-557
Ordinance No. 22-558

Sponsors: Planning

Attachments: [McClellan Zoning](#)

- b. [2022-0624](#) Resolution to set a public hearing on the zoning of 56.63 acres of land lying on the south and north of Knotty Walls Rd and west of Old Big Cove Rd. to Residence 2 District; and the introduction of an Ordinance pertaining to the same. (Set September 22, 2022 Regular Council Meeting)
Resolution No. 22-559
Ordinance No. 22-560

Sponsors: Planning

Attachments: [Anselm Poiema Zoning](#)

- c. [2022-0625](#) Resolution to set a public hearing on the zoning of 25.21 acres of land lying on the north side of Oakwood Rd and east of Research Park Blvd. to Residence 2 District and Residence 2-A District; and the introduction of an Ordinance pertaining to the same. (Set September 22, 2022 Regular Council Meeting)
Resolution No. 22-561
Ordinance No. 22-562

Sponsors: Planning

Attachments: [Roddy Matthews Zoning](#)

- d. [2022-0626](#) Resolution to set a public hearing on the rezoning of 1.56 acres of land lying on the west side of Memorial Pkwy and south of Oak Dairy Lane from Light Industry District to Residence 2-B District; and the introduction of an Ordinance pertaining to the same. (Set September 22, 2022 Regular Council Meeting)
Resolution No. 22-563
Ordinance No. 22-564

 Sponsors: Planning
 Attachments: [Oak Dairy Rezoning](#)
- e. [2022-0627](#) Resolution to set a public hearing on the rezoning of 0.50 acres of land lying on the north of Plummer Road and west of AL Hwy 53 from Residence 2 District to Residence 2-B District; and the introduction of an Ordinance pertaining to the same. (Set September 22, 2022 Regular Council Meeting)
Resolution No. 22-565
Ordinance No. 22-566

 Sponsors: Planning
 Attachments: [Plummer Rd 3 Rezoning](#)
- f. [2022-0628](#) Resolution to set a hearing for suspension of licensure for confidential tax-related case numbers: 367 - 373.
Resolution No. 22-567

 Sponsors: Finance
 Attachments: [Suspension of Licensure Resolution Complete](#)

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 Jennie Robinson

Councilmember Bill Kling

Councilmember Devyn Keith

Councilmember Frances Akridge

Councilmember John Meredith

14. FINANCE COMMITTEE REPORT

- a. [2022-0629](#) Resolution authorizing expenditures for payment.
Resolution No. 22-568

Sponsors: Finance

Attachments: [Expenditures - Complete](#)

15. BOARD APPOINTMENTS TO BE VOTED ON

- a. [2022-0620](#) Resolution reappointing Virginia Rice to the Museum Board of the City of Huntsville to her current seat for a six (6) year term to expire August 13, 2028. (Nominated July 28, 2022, Regular Council Meeting)
Resolution No. 22-569

Sponsors: Robinson

Attachments: [V Rice Reappointment Museum Board](#)

- b. [2022-0588](#) Resolution reappointing Sarah Gessler to the Museum Board of the City of Huntsville to her current seat for a six (6) year term to expire August 13, 2028. (Nominated July 28, 2022, Regular Council Meeting)
Resolution No. 22-570

Sponsors: Robinson

Attachments: [S. Gessler Reappointment Museum Board](#)

- c. [2022-0547](#) Resolution reappointing Steve Thornton to the Von Braun Center Board of Control to his current seat, for a four (4) year term to expire August 27, 2026. (Nominated July 14, 2022, Regular Council Meeting)
Resolution No. 22-571

Sponsors: Keith

Attachments: [S. Thornton reappointment VBC](#)

- d. [2022-0590](#) Resolution appointing Donald Taylor to the MidCity Improvement District to fill a vacancy due to the resignation of Dane Block for the remainder of a vacant six (6) year term to expire on August 13, 2023. (Nominated July 28, 2022, Regular Council Meeting)
Resolution No. 22-572

Sponsors: Meredith

Attachments: [MidCity Improvement Dist Donald Taylor Complete.pdf](#)

- e. [2022-0617](#) Resolution reappointing Rob Robinson to the MidCity Improvement District to his current seat for a six (6) year term to expire August 13, 2028. (Nominated July 28, 2022, Regular Council Meeting)
Resolution No. 22-573

Sponsors: Meredith

Attachments: [R. Robinson MidCity Reappointment](#)

- f. [2022-0582](#) Resolution appointing Lynn Troy to the Von Braun Center Board of Control to the seat previously held by Wayne Bonner for a four (4) year term to expire August 27, 2026. (Nominated July 14, 2022, Regular Council Meeting)
Resolution No. 22-574

Sponsors: Akridge

Attachments: [L. Troy Appointment VBC](#)

- g. [2022-0589](#) Resolution appointing Steve Thornton to the Museum Board of the City of Huntsville to fill a vacancy due to the resignation of Archie Tucker for the remainder of a vacant six (6) year term to expire August 08, 2024. (Nominated July 28, 2022, Regular Council Meeting)
Resolution No. 22-609

Sponsors: Robinson

Attachments: [S. Thornton appointment Museum Board](#)

16. BOARD APPOINTMENT NOMINATIONS

- a. [2022-0630](#) Nomination to reappoint Mark Seeley to the Board of Examinations and Appeals for Construction Industries, Place 4 (his current seat), for a three (3) year term to expire September 21, 2025.

Sponsors: Kling

- b. [2022-0631](#) Nomination to reappoint Joe Ritch to the Animal Services Advisory Committee, Place 3 (his current seat) for a three (3) year term to expire September 8, 2025.

Sponsors: Kling

- c. [2022-0632](#) Nomination to appoint Reverend Cheryl Birney to the Human Relations Commission, Place 4, to the seat previously held by Pamela Caruso for a four (4) year term to expire September 22, 2026.

Sponsors: Kling

- d. [2022-0633](#) Nomination to reappoint Frank Levy to the Human Relations Commission, Place 3 (his current seat), for a four (4) year term to expire September 22, 2026.

Sponsors: Robinson

- e. [2022-0634](#) Nomination to reappoint Carol Bell to the Huntsville Downtown Redevelopment Authority to her current seat for a six (6) year term to expire July 26, 2028.

Sponsors: Kling

17. HUNTSVILLE UTILITIES ITEMS

18. LEGAL DEPARTMENT ITEMS/TRANSACTIONS

Vacation of Easements

Vacation of Rights-of-Way

Deeds of Acceptance

- a. [2022-0635](#) Utility and Drainage Easement for .24 acres from DSLD Homes (Gulf Coast), LLC. Acquired July 26, 2022.

Sponsors: Engineering

Attachments: [DSLD Homes Deed for Acceptance.pdf](#)

- b. [2022-0636](#) Utility Easement for Arbours at Moores Mill Apartments located on Winchester Road and Moores Mill Road. Acquired August 2, 2022.

Sponsors: Engineering

Attachments: [Byers Family Deed for Acceptance.pdf](#)

- c. [2022-0637](#) Utilities and Drainage Easement for Village of the Hills Phase II. Acquired August 5, 2022.

Sponsors: Engineering

Attachments: [Heritage Land Deed for Acceptance.pdf](#)

19. UNFINISHED BUSINESS ITEMS FOR ACTION

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. [2022-0638](#) 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. 22-575

Sponsors: Finance

Attachments: [Procurement Complete](#)

- b. [2022-0639](#) Resolution authorizing the Mayor to execute Modification No. 1 between the City of Huntsville and Woody Anderson Ford to amend pricing structure of the Light Duty Vehicles contract.
Resolution No. 22-576
Sponsors: Finance
Attachments: [Resolution - Light Duty Vehicle Contract Modification - Complete](#)
- c. [2022-0640](#) Resolution authorizing the Mayor to enter into an Independent Audit Agreement between the City of Huntsville and Mauldin & Jenkins CPAs & Advisors.
Resolution No. 22-577
Sponsors: Finance
Attachments: [Mauldin Jenkins CPAs Advisors Complete.pdf](#)
- d. [2022-0641](#) Resolution authorizing the Mayor to enter into an Agreement for Arbitrage Rebate and Calculation services between the City of Huntsville and PFM Asset Management LLC (PFMAM).
Resolution No. 22-578
Sponsors: Finance
Attachments: [PFMAM Resolution - Complete](#)
- e. [2022-0642](#) Resolution authorizing the Mayor to enter into an Option to Purchase Real Estate Agreement between the City of Huntsville and Tommy C. Fitzgerald and the Estate of Millard V. Oakley.
Resolution No. 22-579
Sponsors: Urban Development
Attachments: [Fitzgerald RE Option Agreement-Complete.pdf](#)
- f. [2022-0643](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and the low bidder, Miller & Miller, Inc., for Aldridge Creek Greenway Crossing North of Four Mile Post, Project No. 71-21-WP04.
Resolution No. 22-580
Sponsors: Engineering
Attachments: [Miller & Miller Aldridge Creek Greenway Crossing North of Four Post complete .docx.PDF](#)
- g. [2022-0644](#) Resolution authorizing the Mayor to enter into a License Agreement between the City of Huntsville and Quality Creative Landscaping of Huntsville, L.L.C.
Resolution No. 22-581
Sponsors: Engineering
Attachments: [Quality Creative Landscaping of Huntsville License Agreement complete.pdf](#)
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- h. [2022-0645](#) Resolution authorizing the Mayor to execute Change Order No. 1 to the agreement between the City of Huntsville and Rogers Group, Inc., for Sanderson Road Extension between Old Monrovia Road and Corporate Drive, Project No., 71-19-SP52.
Resolution No. 22-582
Sponsors: Engineering
Attachments: [Rogers Group Change Order 1 Sanderson Road Extension complete](#)
- i. [2022-0646](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Garver, L.L.C., Inc. for WPC 2022 Process Improvements On-Call Engineering Services, Project No. 71-22-SP35.
Resolution No. 22-583
Sponsors: Water Pollution
Attachments: [WPC 2022 Process Improvements On-Call Engineering Svcs Contract-FINAL](#)
- j. [2022-0647](#) Resolution authorizing the Mayor to rescind the contract between the City of Huntsville and Gregory Construction Services, Inc. for the construction of John Hunt Park Championship Soccer Complex Phase II.
Resolution No. 22-584
Sponsors: General Services
Attachments: [Complete-Rescind Contract-Gregory](#)
- k. [2022-0648](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Dunlap Contracting, Inc. for the construction of John Hunt Park Championship Soccer Complex Phase II.
Resolution No. 22-585
Sponsors: General Services
Attachments: [COMPLETE Dunlap-JHP SoccerPH2](#)
- l. [2022-0649](#) Resolution authorizing the Mayor to execute Change Order No. 1 and Final to the agreement between the City of Huntsville and Miller & Miller, Inc., for the construction services of Brahan Spring Park Development.
Resolution No. 22-586
Sponsors: General Services
Attachments: [Complete-MillerCO1-BrahanSpPark.pdf](#)

- m. [2022-0650](#) Resolution authorizing the Mayor to execute Modification No. 1 to the Lease Agreement between the City of Huntsville and the National Children’s Advocacy Center for Lease of a Portion of the Property Located at 210 Pratt Avenue NE.
Resolution No. 22-587

 Sponsors: General Services
 Attachments: [Mod 1 Lease Agrmt NCAC Complete.pdf](#)
- n. [2022-0651](#) Resolution authorizing the Mayor to make application to amend the United States Department of Transportation, Federal Transit Administration, Grant No. AL-2019-019-02 for said financial assistance from Section 5307 and Section 5339(a) in an amount not to exceed \$5,962,071.00 of Federal Transit Authorization, with Local Match in an amount of \$4,550,008.00.
Resolution No. 22-588

 Sponsors: Parking/Public Transit
 Attachments: [Grant amendment 5307 and 5339 220811](#)
- o. [2022-0652](#) Resolution authorizing the Mayor to execute Modification No. 1 to the Amended and Restated Agreement between the City of Huntsville, Alabama and Cottages at Indian Creek LLC for HOME Investment Partnership (HOME) Funds to increase the amount of the non-City first mortgage and to authorize City to deliver estoppel certificates in favor of Alabama Multifamily Loan Consortium and Alabama Housing Finance Authority.
Resolution No.22-589

 Sponsors: Community Development
 Attachments: [Cottage Indian Creek Complete.pdf](#)
- p. [2022-0653](#) Resolution authorizing the Mayor to commit HOME funds to Grove at Indian Creek, LLC for affordable senior housing contingent upon their receipt of tax credits from the Alabama Housing Finance Authority.
Resolution No. 22-590

 Sponsors: Community Development
 Attachments: [Grove Indian Creek Complete.pdf](#)
- q. [2022-0654](#) Resolution authorizing the Mayor to execute Modification No. 1 to the Facility Use Agreement between the City of Huntsville and Homegrown, LLC, (now known as “The Brain Trust Foundation”), as adopted by Resolution No. 22-550 on July 28, 2022.
Resolution No. 22-591

 Sponsors: Parks & Recreation
 Attachments: [Brain Trust Homegrown Mod Complete.pdf](#)
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- r. [2022-0655](#) Resolution authorizing the Mayor to enter into a Facility Use Agreement between the City of Huntsville and Chandler's Ford Brewing, LLC, DBA BeeZr.
Resolution No. 22-592

 Sponsors: Legal
 Attachments: [Beezr Facility Use Agreement - Complete.pdf](#)
- s. [2022-0656](#) Resolution authorizing the Clerk-Treasurer to invoke Servis1st Bank Letter of Credit No. 13780 for Hawks Ridge Estates.
Resolution No. 22-593

 Sponsors: Legal
 Attachments: [Hawks Ridge LOC res Complete.pdf](#)
- t. [2022-0657](#) Resolution authorizing the Clerk-Treasurer to invoke Progress Bank Letter of Credit No. 9001816800 for Sage Creek Phase 1 Subdivision.
Resolution No. 22-594

 Sponsors: Legal
 Attachments: [Sage Creek 800 LOC res Complete.pdf](#)
- u. [2022-0658](#) Resolution authorizing the Clerk-Treasurer to invoke Progress Bank Letter of Credit No. 9001816600 for Sage Creek Phase 1 Subdivision.
Resolution No. 22-595

 Sponsors: Legal
 Attachments: [Sage Creek 600 res Complete.pdf](#)
- v. [2022-0659](#) Resolution authorizing City Attorney to settle the workers' compensation claim of Scott Hartman.
Resolution No. 22-596

 Sponsors: Legal
 Attachments: [Scott Hartman Resolution.pdf](#)
- w. [2022-0660](#) Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and Biddle Consulting Group, Inc. for the right to use the TestGenius (which may include license for CritiCall and/or OPAC and/or C4 dispatching and skills testing) Software.
Resolution No. 22-597

 Sponsors: Human Resources
 Attachments: [Biddle Consulting Group, Inc. Cover memo, agreement and quote.](#)

- x. [2022-0661](#) Ordinance amending Budget Ordinance No. 21-867, by changing the authorized personnel strength in the departments and funds.
Ordinance No. 22-598

 Sponsors: Human Resources

 Attachments: [Budget Ord No. 21-867- Authorized Strength 8-11-2022 PDF.pdf](#)
- y. [2022-0662](#) Resolution authorizing the City of Huntsville to renew the agreement between the City of Huntsville and Meltwater News Services.
Resolution No. 22-599

 Sponsors: Administration

 Attachments: [2022-08-11 Meltwater Complete Package.pdf](#)
- z. [2022-0663](#) Resolution authorizing the City of Huntsville to accept a grant award in the amount of \$2,600.00 from the Alabama Tourism Department Legislative Grant Program for the Jazz in the Park Concert Series.
Resolution No. 22-600

 Sponsors: Administration

 Attachments: [2022-08-11 State of Alabama Tourism Grant Jazz in the Park Complete Package.pdf](#)
- aa. [2022-0664](#) Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and Huntsville Association for Pastoral Care, Inc.
Resolution No. 22-601

 Sponsors: General Services

 Attachments: [Huntsville Association for Pastoral Care.complete](#)
- ab. [2022-0665](#) Ordinance appointing the Election officials for the August 23, 2022, City of Huntsville Municipal Election and if one is needed, the September 20, 2022, Run-Off Election.
Ordinance No. 22-602

 Sponsors: Clerk-Treasurer

 Attachments: [Election Officials 2022 Complete.pdf](#)
- ac. [2022-0666](#) Resolution to elect to grant a one-time lump sum payment to certain retirees of the City of Huntsville as provided by Act 2022-229.
Resolution No. 22-603

 Sponsors: Kling

 Attachments: [Retirees Lump Sum Payment-Complete.pdf](#)

- ad. [2022-0667](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Vernon Lee.
Resolution No. 22-604

Sponsors: Fire and Rescue

Attachments: [Vernon Lee - Complete.pdf](#)

- ae. [2022-0668](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Carol English.
Resolution No. 22-605

Sponsors: Landscape Management

Attachments: [2022 Carol English Full Packet.pdf](#)

- af. [2022-0669](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Mary C. Cates.
Resolution No. 22-606

Sponsors: Legal

Attachments: [Cates Special Employ Agreement - Complete.pdf](#)

21. NEW BUSINESS ITEMS FOR INTRODUCTION

- a. [2022-0670](#) Introduction of an Ordinance declaring certain property as surplus and no longer needed for Municipal use.
Ordinance No. 22-607

Sponsors: Parking/Public Transit

Attachments: [Parking.PublicTransit Surplus.Complete.pdf](#)

- b. [2022-0671](#) Introduction of an Ordinance declaring 14.00 acres, located off of Max Luther Drive, as surplus and authorizing and directing its conveyance to the Huntsville City Board of Education for the new Central Office location for Huntsville City Schools and other education purposes.
Ordinance No. 22-608

Sponsors: Urban Development

Attachments: [HCS Donation 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***Agenda Disclaimer***

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