

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, July 14, 2022

REGULAR MEETING OF THE CITY COUNCIL

CALL TO ORDER

1. INVOCATION

Offered by: Rev. Michael Goldsmith, with The Episcopal Church of the Nativity

2. PLEDGE OF ALLEGIANCE

Led by: Councilmember Bill Kling

3. APPROVAL OF THE AGENDA

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

- a. [2022-0536](#) Minutes of Regular Meeting of the City Council held June 23, 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. [2022-0537](#) Public hearing on the demolition of an unsafe building constituting a public nuisance located at 4602 Whitehall Dr NW, Huntsville, AL; and the consideration of a Resolution pertaining to the same.
Resolution No. 22-471
Sponsors: Community Development
Attachments: [4602 Whitehall Dr. - DEMOLITION OF PUBLIC NUISANCE 07142022.pdf](#)
- b. [2022-0538](#) Public hearing authorizing the City Clerk-Treasurer to assess the cost of cutting overgrown grass and/or weeds against certain properties; and the consideration of a Resolution pertaining to the same.
Resolution No. 22-472
Sponsors: Community Development
Attachments: [LOTS CUT BY CITY 07142022.pdf](#)
- c. [2022-0539](#) Public hearing authorizing the City Clerk-Treasurer to assess the cost of the boarding and securing of certain properties; and the consideration of a Resolution pertaining to the same.
Resolution No. 22-473
Sponsors: Community Development
Attachments: [BOARD & SECURE BY CITY 07142022.pdf](#)
- d. [2022-0540](#) Public hearing authorizing the City Clerk-Treasurer to issue a horse-drawn carriage license to Stan Smith, d/b/a Wild Hearts Cowboy Carriage Rides, LLC, for the operation of one (1) horse-drawn carriage; and the consideration of a Resolution pertaining to the same. (Set June 23, 2022, Regular Council Meeting)
Resolution No. 22-474
Sponsors: Parking/Public Transit
Attachments: [StanSmithdbaWildHeartsCowboyCarriageRides.pdf](#)

10. PUBLIC HEARINGS TO BE SET

- a. [2022-0541](#) Resolution to set a public hearing on the zoning of 8.30 acres of land lying on the north side of Hwy 72 West and east of Wall Triana Blvd to Highway Business C-4 District; and the introduction of an Ordinance pertaining to the same. (Set August 25, 2022 Regular Council Meeting)
Resolution No. 22-475
Ordinance No. 22-476
Sponsors: Planning
Attachments: [Wall Triana Zoning](#)

- b. [2022-0542](#) Resolution to set a public hearing on the zoning of 135.09 acres of land lying on the south side of Hwy 72 West and west of Brian Hill Road to Highway Business C-4 District (2.47 acres) and Residence 2-A District (132.62 acres); and the introduction of an Ordinance pertaining to the same. (Set August 25, 2022 Regular Council Meeting)
Resolution No. 22-477
Ordinance No. 22-478
Sponsors: Planning
Attachments: [Farm & Land Assets Zoning](#)
- c. [2022-0543](#) Resolution to set a public hearing on the zoning of 8.54 acres of land lying on the south side of Berkley Road and north of Pembroke Pond Place Road to Residence 2 District; and the introduction of an Ordinance pertaining to the same. (Set August 25, 2022 Regular Council Meeting)
Resolution No. 22-479
Ordinance No. 22-480
Sponsors: Planning
Attachments: [Berkley Zoning](#)
- d. [2022-0544](#) Resolution to set a public hearing on the zoning of 4.86 acres of land lying on the south side of Hardiman Road and east of Segers Road to Residence 2 District; and the introduction of an Ordinance pertaining to the same. (Set August 25, 2022 Regular Council Meeting)
Resolution No. 22-481
Ordinance No. 22-482
Sponsors: Planning
Attachments: [Covington Zoning](#)
- e. [2022-0545](#) Resolution to set a public hearing on an ordinance amending Zoning Ordinance Article 24 - Highway Business C-4 District Regulations, Subsection 24.2.1 - Multiple Family Dwellings and Subsection 24.2.5 - Multiple Family Dwelling within Opportunity Zones, and Article 73 - Supplementary Regulations and Modifications, Section 73.13 - Multiple Family Dwellings (Apartment Buildings), to add that No front of a dwelling or apartment building shall be in the rear of another dwelling or apartment building.
Resolution No. 22-483
Ordinance No. 22-484
Sponsors: Planning
Attachments: [Apartment Spacing ZO Amendment](#)

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 Devyn Keith

Councilmember Frances Akridge

Councilmember Jennie Robinson

Councilmember Bill Kling

Councilmember John Meredith

14. FINANCE COMMITTEE REPORT

- a. [2022-0546](#) Resolution authorizing expenditures for payment.
Resolution No. 22-485

Sponsors: Finance

Attachments: [Expenditures - Complete](#)

15. BOARD APPOINTMENTS TO BE VOTED ON

- a. [2022-0490](#) Resolution appointing Jennifer Upton to the Burritt Memorial Committee, Place 12, to fill a vacancy due to the resignation of Robert Lockwood, for the remainder of a vacant three (3) year term to expire October 1, 2024. (Nominated June 23, 2022, Regular Council Meeting)
Resolution No. 22-486

Sponsors: Akridge

Attachments: [J. Upton Appointment Burritt Memorial](#)

- b. [2022-0491](#) Resolution appointing Chase Allen to the Alabama Constitution Village and Historic Huntsville Depot Board, Place 7, to fill the seat previously held by William Pippin, for a three (3) year term to expire June 26, 2025. (Nominated June 23, 2022, Regular Council Meeting)
Resolution No. 22-487

 Sponsors: Meredith
 Attachments: [C Allen Constitution Village Appointment](#)
- c. [2022-0492](#) Resolution reappointing William Clark to the Alabama Constitution Village and Historic Huntsville Depot Board, Place 9 (his current seat), for a three (3) year term to expire June 26, 2025. (Nominated June 23, 2022, Regular Council Meeting)
Resolution No. 22-488

 Sponsors: Keith
 Attachments: [W Clark Reappointment Constitution Village .docx](#)
- d. [2022-0493](#) Resolution reappointing William Pippin to the Alabama Constitution Village and Historic Huntsville Depot Board, Place 7 (his current seat), for a three (3) year term to expire June 26, 2025. (Nominated June 23, 2022, Regular Council Meeting)
Resolution No. 22-489

 Sponsors: Robinson
 Attachments: [W. Pippin Constitution Village Reappointment](#)
- e. [2022-0494](#) Resolution reappointing Joshua McCoy to the Alabama Constitution Village and Historic Huntsville Depot Board, Place 8 (his current seat), for a three (3) year term to expire June 26, 2025. (Nominated June 23, 2022, Regular Council Meeting)
Resolution No. 22-490

 Sponsors: Robinson
 Attachments: [J McCoy Constitution Village Reappointment](#)

16. BOARD APPOINTMENT NOMINATIONS

- a. [2022-0547](#) Nomination to reappoint 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.

 Sponsors: Keith
- b. [2022-0548](#) Nomination to reappoint Dane Block to the Huntsville Downtown Redevelopment Authority to his current seat, for a six (6) year term to expire July 26, 2028.

 Sponsors: Kling

- c. [2022-0549](#) Nomination to reappoint Charles Propst to the Huntsville Downtown Redevelopment Authority to his 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

- a. [2022-0550](#) Ordinance authorizing the vacation of a portion of two 15-foot Utility and Drainage Easements, Lot 1, Plat Book 2022, Pages 49-50, The Villages at Chase Creek Subdivision.
Ordinance No. 22-491

Sponsors: Legal

Attachments: [Chase Creek eas ord Complete.pdf](#)
[Chase Creek eas ord.doc](#)

Vacation of Rights-of-Way

Deeds of Acceptance

19. UNFINISHED BUSINESS ITEMS FOR ACTION

- a. [2022-0530](#) Ordinance annexing 25.21 acres of land lying on the north side of Oakwood Rd and east of Research Park Blvd. ((Introduced June 23, 2022, Regular City Council Meeting)
Ordinance No. 22-465

Sponsors: Planning

Attachments: [Roddy-Matthews Annexation](#)

- b. [2022-0531](#) Ordinance declaring certain equipment surplus and to be sold at public auction. (Introduced June 23, 2022, Regular City Council Meeting)
Ordinance No. 22-466

Sponsors: Fleet Department

Attachments: [Fowler Auction Aug 2022.pdf](#)

- c. [2022-0532](#) Ordinance amending Article IV, Division 2, Procurement, of Chapter 2, Administration, of Ordinance No 96-864 to increase the small purchase threshold for Federal Transit Administration governed purchases and contracts from \$2,000 to \$5,000. (Introduced June 23, 2022, Regular City Council Meeting)
Ordinance No. 22-467

 Sponsors: Finance

 Attachments: [Ordinance to Amend Section 2-188 of Coda - FTA Small Purchase Threshold-Complete](#)
- d. [2022-0533](#) Ordinance to amend Sections 8.4, 8.5, and 8.16 of Ordinance No. 04-315, Personnel Policies and Procedures Manual. (Introduced June 23, 2022, Regular City Council Meeting)
Ordinance No. 22-468

 Sponsors: Human Resources

 Attachments: [Ordinance Revision PDF.pdf](#)
- e. [2022-0534](#) Ordinance to amend Section 8-242, Standards for Carriages, of the Code of Ordinances, previously adopted pursuant to Ordinance No. 16-103 on February 11, 2016. (Introduced June 23, 2022, Regular City Council Meeting)
Ordinance No. 22-469

 Sponsors: Akridge

 Attachments: [Horse and Carriage Ordinance - Complete.pdf](#)

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. [2022-0551](#) Resolution authorizing travel expenses.
Resolution No. 22-492

 Sponsors: Finance

 Attachments: [Travel Resolution-Complete](#)
- b. [2022-0552](#) Resolution authorizing the acceptance of donations.
Resolution No. 22-493

 Sponsors: Finance

 Attachments: [Donations Complete](#)

- c. [2022-0553](#) Ordinance amending Budget Ordinance No. 21-867, by changing appropriated funding for various departments and funds.
Ordinance No. 22-494

 Sponsors: Finance
 Attachments: [Budget Amendment Complete](#)
- d. [2022-0554](#) 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. 22-495

 Sponsors: Finance
 Attachments: [Procurement-Complete](#)
 [Procurement-Complete Summary](#)
- e. [2022-0555](#) Resolution authorizing the Mayor to enter into Agreement with Global Payment Integrated for “Credit Card” Company for Municipal Court Software.
Resolution No. 22-496

 Sponsors: Finance
 Attachments: [OpenEdge Resolution-Complete](#)
- f. [2022-0556](#) Resolution authorizing the Mayor to enter into a Master Services Agreement between Insight Global, LLC and the City of Huntsville for Staffing Services.
Resolution No. 22-497

 Sponsors: Finance
 Attachments: [Insight Global Temporary Staffing.Complete.pdf](#)
- g. [2022-0557](#) Resolution authorizing the Mayor to enter into a Revised Preliminary Engineering Agreement for a Federal Aid Project between the State of Alabama and the City of Huntsville, Alabama; Project No. 65-10-RD08 and ALDOT Project No. STPHV-PE10(917); Project Reference Nos. 100054997; Huntsville Northern Bypass from 1.2 Miles east of CR-86 (Pulaski Pike) to 1,500 ft. east of the SR-1 (US-231-431) intersection.
Resolution No. 22-498

 Sponsors: Engineering
 Attachments: [ALDOT Revised Preliminary Engineering Agrmt for Federal Aid P Huntsville Northern Bypass complete.PDF](#)

- h. [2022-0558](#) Resolution authorizing the Mayor to execute a First Amendment to Parking Agreement between the City of Huntsville and Constellation Development, LLC. Resolution No. 22-499
- Sponsors:** Urban Development
- Attachments:** [Constellation First Amend Parking Agr Complete.pdf](#)
- i. [2022-0559](#) Resolution authorizing the Mayor to execute a First Amendment to Development Agreement between the City of Huntsville and Constellation Development, LLC. Resolution No. 22-500
- Sponsors:** Urban Development
- Attachments:** [Constellation First Amend Dev Agr Complete.pdf](#)
- j. [2022-0560](#) Resolution authorizing the Mayor to enter into a Stadium Lease of the renovated Joe Davis Stadium from the City of Huntsville to NSH Nextco, LLC, a Tennessee limited liability company. Resolution No. 22-501
- Sponsors:** Administration and Legal
- Attachments:** [NSH NextCo Huntsville Stadium Lease with exhibits.pdf](#)
 [NSH Nextco Soccer Lease Complete without exhibits.pdf](#)
- k. [2022-0561](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Unlimited Myles, Inc. o/b/o Matthew Whitaker, LLC for Jazz In the Park Concert Series. Resolution No. 22-502
- Sponsors:** Administration
- Attachments:** [2022-07-14Unlimited Myles, Inc. Complete Agreement.pdf](#)
 [2022-07-12 Unlimited Myles Contract.pdf](#)
- l. [2022-0562](#) Resolution authorizing the Mayor to enter into a Fixed Price Agreement between the City of Huntsville and Lee Builders, Inc., for the construction of John Hunt Park Raymond W. Jones Community Center. Resolution No. 22-503
- Sponsors:** General Services
- Attachments:** [07-14-2022 JHPRaymondJones-LeeBuilders-TITLE39](#)
 [COMPLETE-Lee Builders-RaymondJones.pdf](#)

- m. [2022-0563](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Governmentjobs.com Inc., (DBA “NEOGOV”) for the applicant tracking and onboarding software.
Resolution No. 22-504

 Sponsors: Human Resources
 Attachments: [Neogov agreement with cover.pdf](#)
- n. [2022-0564](#) Resolution authorizing the Mayor to enter into an agreement for a Grant between the Alabama Law Enforcement Agency (ALEA) and the Alabama Gulf Coast High Intensity Drug Trafficking Area (HIDTA) and the Huntsville Police Department.
Resolution No. 22-505

 Sponsors: Police
 Attachments: [FY22 HIDTA Grant Award-Complete](#)
- o. [2022-0565](#) Resolution authorizing the Mayor to enter into a Memorandum of Agreement by and between the City of Huntsville and the Huntsville Housing Authority for the demolition of Butler Terrace Addition.
Resolution No. 22-506

 Sponsors: Community Development
 Attachments: [Butler Terrace MOA Final 6.28.22.pdf](#)
- p. [2022-0566](#) Resolution authorizing the Clerk-Treasurer to invoke First National Bank Letter of Credit No. 501841300 for Preserve at Inspiration Phase 3 Subdivision.
Resolution No. 22-507

 Sponsors: Legal
 Attachments: [Preserve LOC res Complete.pdf](#)
- q. [2022-0567](#) Resolution authorizing the Clerk-Treasurer to invoke Servis 1st Bank Letter of Credit No. 33928 for Mountain Cove Subdivision.
Resolution No. 22-508

 Sponsors: Legal
 Attachments: [Mountain Cove LOC res Complete.pdf](#)
- r. [2022-0568](#) Resolution authorizing the Clerk-Treasurer to invoke Synovus Bank Letter of Credit No. 16521791277 for Monteagle Cove Subdivision Phase 1.
Resolution No. 22-509

 Sponsors: Legal
 Attachments: [Monteagle Cove LOC res Complete.pdf](#)
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- s. [2022-0569](#) Resolution authorizing the Clerk-Treasurer to invoke Bank Independent Letter of Credit No. 30016552 for Guild Builders Subdivision.
Resolution No. 22-510

 Sponsors: Legal
 Attachments: [Guild Builders LOC res Complete.pdf](#)
- t. [2022-0570](#) Resolution authorizing the Clerk-Treasurer to invoke Progress Bank Letter of Credit No. 80000009805 for South Ridge at Jones Valley Subdivision.
Resolution No. 22-511

 Sponsors: Legal
 Attachments: [South Ridge LOC res Complete.pdf](#)
- u. [2022-0571](#) Resolution authorizing the Clerk-Treasurer to invoke Trustmark National Bank Letter of Credit No. 21-054-SP for Abby Glen Phase 4 at McMullen Cove Subdivision.
Resolution No. 22-512

 Sponsors: Legal
 Attachments: [Abby Glen LOC res Complete.pdf](#)
- v. [2022-0572](#) Resolution authorizing the Clerk-Treasurer to invoke Trustmark National Bank Letter of Credit No. 21-056-SP for Villages Phase 2 at McMullen Cove Subdivision.
Resolution No. 22-513

 Sponsors: Legal
 Attachments: [VillagesPh2LetterofCredit-Complete.pdf](#)
- w. [2022-0573](#) Resolution authorizing the Clerk-Treasurer to invoke First National Bank Letter of Credit No. 583326300 for Preserve at Inspiration Phase 3 Subdivision.
Resolution No. 22-514

 Sponsors: Legal
 Attachments: [PreserveatInspirationPH3LetterofCredit-Complete.pdf](#)
- x. [2022-0574](#) Resolution authorizing the City Attorney to settle the claims of Vanessa Jefferson and Vanessa Jefferson as guardian of minor, August Jefferson.
Resolution No. 22-515

 Sponsors: Legal
 Attachments: [Vanessa Jefferson claims.pdf](#)

- y. [2022-0575](#) Resolution authorizing the Huntsville Police Department to spend up to \$400 to support the “Back to School Family Fun Night” on July 28, 2022.
Resolution No. 22-516

 Sponsors: Keith
 Attachments: [Back to School Family Fun Night](#)
- z. [2022-0576](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Karen Monks.
Resolution No. 22-517

 Sponsors: Landscape Management
 Attachments: [2022 FULL PACKET Karen Monks Special Employee Agreement.](#)
21. **NEW BUSINESS ITEMS FOR INTRODUCTION**
- a. [2022-0577](#) Introduction of an ordinance to amend Ordinance No. 89-79, Classification and Salary Plan Ordinance.
Ordinance No. 22-518

 Sponsors: Human Resources
 Attachments: [Class Salary Plan 7.2022 PDF.pdf](#)
- b. [2022-0578](#) Introduction of an ordinance annexing 12.60 acres of land lying on the west side of Research Park Blvd and north side of Old Monrovia Rd.
Ordinance No. 22-519

 Sponsors: Planning
 Attachments: [Langford Annexation](#)
- c. [2022-0579](#) Introduction of an ordinance annexing 0.84 acres of land lying on the west side of McMullen Rd and north side of Mountain Preserve Blvd.
Ordinance No. 22-520

 Sponsors: Planning
 Attachments: [Crystal Creek Annexation](#)
- d. [2022-0580](#) Introduction of an ordinance declaring certain property as surplus and no longer needed for Municipal use.
Ordinance No. 22-521

 Sponsors: EMA
 Attachments: [TMP-1789.Surplus.ADHS.pdf](#)

- e. [2022-0581](#) Introduction of an ordinance declaring certain property as surplus and no longer needed for Municipal use.
Ordinance No. 22-522

Sponsors: EMA

Attachments: [TMP-1790.Surplus.ADHS.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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