

Huntsville, Alabama

*308 Fountain Circle
Huntsville, AL 35801*



Meeting Minutes - Final

Thursday, February 9, 2023

5:30 PM

CITY COUNCIL CHAMBERS

City Council Regular Meeting

*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
Shaundrika Edwards, City Clerk*

REGULAR MEETING OF THE CITY COUNCIL**CALL TO ORDER****1. INVOCATION**

Offered by: Pastor Troy Garner, with Fellowship of Faith Church

2. PLEDGE OF ALLEGIANCE

Led by: Councilmember David Little

3. APPROVAL OF THE AGENDA

Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Kling. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

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

- a. [2022-1228](#) Minutes of Regular Meeting of the City Council held on January 26, 2023.
(Minutes Received)

Sponsors: Clerk-Treasurer

5. MAYOR: SPECIAL RECOGNITIONS

- a. [2022-1229](#) Presentation of Life Saving Medal. (HPD)
- b. [2022-1230](#) Resolution recognizing the 200th Anniversary of Huntsville Utilities Water Works.
Resolution No. 23-76

Attachments: [2023-02-09 200th Water Department Anniversary Resolution \(003\).pdf](#)

Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Little. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

6. COUNCIL: SPECIAL RECOGNITIONS AND RESOLUTIONS

Special Recognitions

- a. [2022-1231](#) Presentation Recognizing Turkmenistan Diplomats.

Sponsors: Keith

Recipients: Mahri Agayeva, Shirin Alhanova, Begench Kakajanov, Vepa Pirkulyyev, Anya Yoldasheva, Azat Myradov

Resolutions for Approval and Presentation**Resolutions for Approval Only****7. ANNOUNCEMENTS AND PRESENTATIONS**

- a. [2022-1232](#) Public Transit Improvement Plan Update.

Sponsors: Parking/Public Transit

8. MATTERS WITH OUTSIDE LEGAL REPRESENTATIVE

- a. [2022-1222](#) Council decision on Personnel Hearing held on January 24, 2023 for Queron Wherry (Parks & Recreation). (Postponed January 26, 2023, Regular Council Meeting, February 9, 2023, Regular Council Meeting)

Sponsors: Meredith

President Meredith moved to uphold the action, which motion was duly seconded by Councilmember Robinson. President Meredith asked if there was any discussion. to the City Council Regular Meeting, due back on 2/23/2023
President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, and Little

Nay: Kling

9. PUBLIC HEARINGS TO BE HELD**10. PUBLIC HEARINGS TO BE SET**

- a. [2023-075](#) Public hearing on the zoning of 3.47 acres of land lying on the North side of Winchester Rd. and East of Bradford Ln. to Highway Business C-4 District; and the consideration of an Ordinance pertaining to the same. (Set February 9, 2023 Regular Council Meeting)
Ordinance No. 23-78

Sponsors: Planning

Attachments: [Bradford Zoning](#)

Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Kling. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

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 Keith recuses himself.

Councilmember David Little

Councilmember John Meredith

14. FINANCE COMMITTEE REPORT

- a. [2022-1234](#) Resolution authorizing expenditures for payment.
Resolution No. 23-79

Sponsors: Finance Committee

Attachments: [Expenditures Complete](#)

Councilmember Little moved to uphold the action, which motion was duly seconded by Councilmember Robinson. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

15. BOARD APPOINTMENTS TO BE VOTED ON

- a. [2022-1223](#) Resolution appointing Keith Buckman to the Beautification Board, Place 3, to fill a vacancy due to the resignation of Bernice Burnet for the remainder of a vacant three (3) year term to expire September 30, 2024.
(Nominated January 26, 2023, Regular Council Meeting)
Resolution No. 23-80

Sponsors: Kling

Attachments: [K. Buckman Beautification Appointment](#)

Councilmember Kling moved to uphold the action, which motion was duly seconded by Councilmember Robinson. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

- b. [2022-1224](#) Resolution appointing Dr. Annie Saylor to Wellstone, Inc., Place 11, to fill a vacancy due to the resignation of Elizabeth Springfield for the remainder of a vacant six (6) year term to expire April 1, 2027. (Nominated January 26, 2023, Regular Council Meeting)
Resolution No. 23-81

Sponsors: Robinson

Attachments: [A. Saylor Appointment Wellstone .docx](#)

Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Little. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

16. BOARD APPOINTMENT NOMINATIONS

- a. [2022-1267](#) Resolution appointing Celia Wettstein to the Beautification Board, Place 15, to fill a vacancy due to the resignation of Shannon Windsor for the remainder of a vacant three (3) year term to expire September 30, 2023. (Nominated February 9, 2023, Regular Council Meeting)
Resolution No. 23-119

Sponsors: Kling

Attachments: [C. Wettstein Beautification Appointment](#)

The above item is referred as submitted to the City Council Regular Meeting due back on 2/23/2023.

17. HUNTSVILLE UTILITIES ITEMS

- a. [2022-1236](#) Resolution authorizing the Mayor to approve an agreement with Seven States Power Corporation to manage a project placing DC fast chargers (DCFCs) for electric vehicles (EVs) inside the City of Huntsville parking garage at a cost of \$105,243.
Resolution No. 23-82

Sponsors: Huntsville Utilities

Attachments: [CC Twickenham Square EV Charger Presentation](#)

Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Kling. President Meredith asked if there was any

discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

18. LEGAL DEPARTMENT ITEMS/TRANSACTIONS

Vacation of Easements

- a. [2022-1237](#) Ordinance authorizing the vacation of a Utility and Drainage Easement, Lot 1, Taylor Subdivision, Phase 2, 2939 Johnson Road SW. (Huntsville Rehabilitation Foundation)
Ordinance No. 23-83
- Sponsors:** Legal
- Attachments:** [Hsv Rehab Found eas ord Complete.pdf](#)
- Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Kling. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:
- Aye:** Meredith, Robinson, Kling, and Little
- Nay:** None
- b. [2022-1238](#) Ordinance authorizing the vacation of Utility and Drainage Easements, Lots 6 through 9, Block 18, Page 21, McJohn Industrial Park, McJohn Street. (Cagle)
Ordinance No. 23-84
- Sponsors:** Legal
- Attachments:** [Cagle eas ord Complete.pdf](#)
- Councilmember Robinson moved to uphold the action, which motion was duly seconded by President Meredith. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:
- Aye:** Meredith, Robinson, Kling, and Little
- Nay:** None
- c. [2022-1239](#) Ordinance authorizing the vacation of a Utility and Drainage Easement, Tract 1A, Lantern Pointe Subdivision, Phase 1B. (Enfinger Development)
Ordinance No. 23-85
- Sponsors:** Legal
- Attachments:** [Lantern Point eas ord Complete.pdf](#)
- Councilmember Robinson moved to uphold the action, which motion was duly seconded by President Meredith. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the

above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

- d. [2022-1240](#) Ordinance authorizing the vacation of a Utility and Drainage Easement, 0 Stax Street, MidCity Subdivision, Phase 7. (Wellory QOZB)
Ordinance No. 23-86

Sponsors: Legal

Attachments: [MidCity eas ord Complete.pdf](#)

Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Kling. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

Vacation of Rights-of-Way

Deeds of Acceptance

19. UNFINISHED BUSINESS ITEMS FOR ACTION

- a. [2022-1225](#) Ordinance amending the Code of Ordinances of the City of Huntsville, Chapter 22, Solid Waste, Article III, Storage and Collection, Section 83, Commercial Collection Practice. (Introduced January 26, 2023, Regular Council Meeting)
Ordinance No. 23-74

Sponsors: Public Works

Attachments: [Commercial Accounts Complete.pdf](#)

Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Little. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

- 2022-1266** b. 2022-1226 Introduction of an Ordinance to amend Section 22.4 (Use of City Vehicle) and Section 22.13 (Longevity Banquet) of Ordinance No. 04-315, Personnel Policies and Procedures Manual.

Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Little. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

- b. [2022-1226](#) Ordinance amending Section 22.4 (Use of City Vehicle) and Section 22.13 (Longevity Banquet) of Ordinance No. 04-315, Personnel Policies and Procedures Manual. (Introduced January 26, 2023, Regular Council Meeting)
Ordinance No. 23-75

Sponsors: Human Resources

Attachments: [Complete Ordinance Revision-PPPM-22.4 22.13 1-2023 Final2 \(002\).pdf](#)

Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Little. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

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 motion was made by President Meredith, seconded by Councilmember Robinson, to approve the Consent Agenda. The motion carried by the following vote:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

- a. [2022-1241](#) Resolution authorizing travel expenses.
Resolution No. 23-87

Sponsors: Finance

Attachments: [Travel Resolution Complete](#)

The president moved for approval for consolidation of items 20a through 20c, 20g through 20w.

This New Business for Consideration or Action was approved.

- b. [2022-1242](#) Resolution authorizing the acceptance of donations.
Resolution No. 23-88

Sponsors: Finance

Attachments: [Donations - Complete](#)

This New Business for Consideration or Action was approved.

- c. [2022-1243](#) 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. 23-89

Sponsors: Finance

Attachments: [Resolution Procurement - Complete-2](#)

This New Business for Consideration or Action was approved.

- d. [2022-1244](#) Resolution authorizing the Mayor to execute a Purchase and Sale Agreement between the City of Huntsville and Had Land Equity II, LLC. Resolution No. 23-90
- Sponsors:** Administration
- Attachments:** [Had Land Equity Complete](#)
- Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Little. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:
- Aye:** Meredith, Robinson, Kling, and Little
- Nay:** None
- e. [2022-1245](#) Resolution authorizing the Mayor to execute Amendment 1 to the Development Agreement between the City of Huntsville and Hylis, Inc., regarding The Park at Hays Farm. Resolution No. 23-91
- Sponsors:** Administration
- Attachments:** [Hylis Amend Dev Agr Complete.pdf](#)
- Councilmember Kling moved to uphold the action, which motion was duly seconded by Councilmember Robinson. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:
- Aye:** Meredith, Robinson, Kling, and Little
- Nay:** None
- f. [2022-1246](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Chapman Sisson Architects, Inc., for Engineering Services for a Feasibility Study for Potential Government Service Building Site, Project No. 71-23-SP12. Resolution No. 23-92
- Sponsors:** Engineering
- Attachments:** [Chapman Sisson Architects Feasibility Study for potential Govt. Service Bldg. complete.docx.pdf](#)
- Councilmember Robinson moved to uphold the action, which motion was duly seconded by Councilmember Kling. President Meredith asked if there was any discussion. President Meredith called for a roll-call vote on the above motion, and the following vote resulted:

Aye: Meredith, Robinson, Kling, and Little

Nay: None

- g.** [2022-1247](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Barge Design Solutions, Inc., for HPD Access Road, Project No. 71-23-RD01.
Resolution No. 23-93
Sponsors: Engineering
Attachments: [Barge HPD Access Road complete.pdf](#)
This New Business for Consideration or Action was approved.
- h.** [2022-1248](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Garver, L.L.C. for Engineering Services for Spring Branch Wastewater Treatment Plant Grease and Septage Receiving Improvements, Project No. 71-23-SP13.
Resolution No. 23-94
Sponsors: Water Pollution
Attachments: [Spring Branch WWTP Grease & Septage Improv - CONTRACT](#)
This New Business for Consideration or Action was approved consent items.
- i.** [2022-1249](#) Resolution authorizing the Mayor to execute Change Order No. 2 and Final to the agreement between the City of Huntsville and Miller and Miller, Inc., for construction services for the VBC East Parking Lot.
Resolution No. 23-95
Sponsors: General Services
Attachments: [COMPLETE-CO2Final-Miller-Miller.pdf](#)
This New Business for Consideration or Action was approved.
- j.** [2022-1250](#) Resolution authorizing the Mayor to enter into a Cooperative Service Agreement between City of Huntsville and United States Department of Agriculture Animal and Plant Health Inspection Service (APHIS) Wildlife Services (WS).
Resolution No. 23-96
Sponsors: Landscape Management
Attachments: [APHIS Packet](#)
This New Business for Consideration or Action was approved.
- k.** [2022-1251](#) Resolution authorizing the Mayor to execute Modification No. 1 to the Agreement between the City of Huntsville, Alabama and First Stop, Inc., for the use of CDBG-CV funds.
Resolution No. 23-97
-

Sponsors: Community Development

Attachments: [First Stop CDBG-CV HUD R3 Mod 1 Complete](#)

This New Business for Consideration or Action was approved.

- l. [2022-1252](#) Resolution authorizing the Mayor to enter into a Memorandum of Understanding between the City of Huntsville and GCRFTF (U.S. Department of Justice, United States Marshals Service).
Resolution No. 23-98

Sponsors: Police

Attachments: [Complete File- 2023](#)

This New Business for Consideration or Action was approved.

- m. [2022-1253](#) Resolution authorizing the Clerk-Treasurer to invoke BancorpSouth Bank Letter of Credit No. 362001061627 for Trailhead Commercial Park, Phase II.
Resolution No. 23-99

Sponsors: Legal

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

This New Business for Consideration or Action was approved.

- n. [2022-1254](#) Resolution authorizing City Attorney to settle the claim of Alabama Fire College.
Resolution No. 23-100

Sponsors: Legal

Attachments: [AL Fire College Resolution.pdf](#)

This New Business for Consideration or Action was approved.

- o. [2022-1255](#) Resolution authorizing City Attorney to settle the workers' compensation claim of Torrance Holden.
Resolution No. 23-101

Sponsors: Legal

Attachments: [Holden Complete](#)

This New Business for Consideration or Action was approved.

- p. [2022-1256](#) Resolution authorizing City Attorney to settle the workers' compensation claim of Salvador Panno, III.
Resolution No. 23-102

Sponsors: Legal

Attachments: [Panno Complete](#)

This New Business for Consideration or Action was approved.

- q. [2022-1257](#) Resolution authorizing City Attorney to settle the workers' compensation

claim of Brett Reynolds.
Resolution No. 23-103

Sponsors: Legal

Attachments: [Brett Reynolds Resolution.pdf](#)

This New Business for Consideration or Action was approved.

- r. [2022-1258](#) Resolution authorizing City Attorney to settle the workers' compensation claim of Cody Thornberry.
Resolution No. 23-104

Sponsors: Legal

Attachments: [Cody Thornberry Resolution.pdf](#)

This New Business for Consideration or Action was approved.

- s. [2022-1259](#) Resolution to name the future public park that is to be located at Lowe Mill Village the "Michelle McMullen Park."
Resolution No. 23-105

Sponsors: Kling

Attachments: [Lowe Mill Village Park res Complete.pdf](#)

This New Business for Consideration or Action was approved.

- t. [2022-1260](#) Ordinance amending Budget Ordinance No. 22-736, by changing the authorized personnel strength in the departments and funds.
Ordinance No. 23-106

Sponsors: Human Resources

Attachments: [Budget Ordinance Complete](#)

This New Business for Consideration or Action was approved.

- u. [2022-1261](#) Resolution authorizing the Mayor to execute Modification No. 1 to the Special Employee Agreement between the City of Huntsville and Kimberly Erb.
Resolution No. 23-107

Sponsors: Community Development

Attachments: [Complete Packet_Modification_Erb.pdf](#)

This New Business for Consideration or Action was approved.

- v. [2022-1262](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Kathy Pierce.
Resolution No. 23-108

Sponsors: Police

Attachments: [Complete File- Pierce](#)

This New Business for Consideration or Action was approved.

- w. [2022-1263](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Richard Harris.
Resolution No. 23-109

Sponsors: Police

Attachments: [Complete File- 2023](#)

This New Business for Consideration or Action was approved.

21. NEW BUSINESS ITEMS FOR INTRODUCTION

- a. [2022-1264](#) Ordinance annexing 1.96 acres of land lying on the east of Wall Triana Blvd. and south of McCrary Rd. (Introduced February 9, 2023, Regular Council Meeting)
Ordinance No. 23-110

Sponsors: Planning

Attachments: [Vaughn Annexation](#)

- b. [2022-1265](#) Ordinance declaring property as surplus and authorizing and directing its conveyance to RaceTrac, Inc. (Introduced February 9, 2023, Regular Council Meeting)
Ordinance No. 23-111

Sponsors: Urban Development

Attachments: [Racetrac Surplus 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.

Speaker(s): Frank Mathews, David Trenkle, Beverly Peterson, Katina Williams, Andre Wilson

23. ADJOURNMENT

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