

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, February 10, 2022

REGULAR MEETING OF THE CITY COUNCIL

CALL TO ORDER

1. INVOCATION

Offered by: Ragab Abdelmoneim, Imam with the Huntsville Islamic Center

2. PLEDGE OF ALLEGIANCE

Led by: Councilmember Frances Akridge

3. APPROVAL OF THE AGENDA

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

- a. [2022-0088](#) Minutes of Regular Meeting of the City Council held January 27, 2022. (Minutes Received)

Attachments: [01-27-22.reg.pdf](#)

5. MAYOR: SPECIAL RECOGNITIONS

- a. [2022-0089](#) Recognition of Black History Month.

Attachments: [Black History Month 2022 Proclamation\[7821\]](#)

- b. [2022-0090](#) Recognition of Employee Incentive Award.

6. COUNCIL: SPECIAL RECOGNITIONS AND RESOLUTIONS

- a. [2022-0091](#) Presentation honoring Lee Jones for his years of his service on the Huntsville Public Library Board.

Sponsors: Robinson

Resolutions for Approval and Presentation

- b. [2022-0092](#) Resolution honoring the life of James O. Bearden, Sr. and his servant leadership to the Huntsville community.
Resolution No. 22-73
UNANIMOUSLY ADOPTED

Sponsors: Kling

Attachments: [James Bearden Sr](#)

Resolutions for Approval Only

7. ANNOUNCEMENTS AND PRESENTATIONS

- a. [2022-0093](#) Presentation from Huntsville-Madison County Public Library providing an update on new services and online options for the public.
UNANIMOUSLY ADOPTED

8. MATTERS WITH OUTSIDE LEGAL REPRESENTATIVE

9. PUBLIC HEARINGS TO BE HELD

10. PUBLIC HEARINGS TO BE SET

- a. [2022-0094](#) Public hearing on the zoning of 36.57 acres of land lying on the north of University Drive and west of Wayne Road to Highway Business C-4 District and Residence 2 District; and consideration of Ordinance No. 22-75 pertaining to the same. (Set February 10, 2022 Regular Council Meeting)
Ordinance No. 22-75

Sponsors: Planning

Attachments: [Tate Zoning](#)
[Tate Zoning Map](#)

- b. [2022-0095](#) Public hearing on the zoning of 3.58 acres of land lying on the south side of Cap Adkins Road and east of Norton Road to Residence 1 District; and consideration of Ordinance No. 22-77 pertaining to the same. (Set February 10, 2022 Regular Council Meeting)
Ordinance No. 22-77

Sponsors: Planning

Attachments: [Cap Adkins 2 Zoning](#)
[Cap Adkins 2 Zoning Map](#)

- c. [2022-0096](#) Public hearing on the zoning of 2.22 acres of land lying on the south side of Old Hwy 20 and east of Greenbrier Pkwy to Commercial Industrial Park District; and consideration of Ordinance No. 22-79 pertaining to the same. (Set February 10, 2022 Regular Council Meeting)
Ordinance No. 22-79

 Sponsors: Planning

 Attachments: [Ramos Zoning \(CC Packet\)](#)
 [Ramos Zoning Map](#)
- d. [2022-0182](#) Public hearing on the vacation of a right-of-way along McMullen Lane. (Set February 10, 2022, Regular Council Meeting)

 Sponsors: Planning

 Attachments: [McMullen Lane ROW Vacation Documents Complete.pdf](#)
 [McMullen Lane ROW ord.doc](#)
 [McMullen Lane ROW res after Public Hearing.doc](#)
 [McMullen Lane ROW vac res setting public hearing.docx](#)

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 Councilmembers 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. [2022-0098](#) Resolution authorizing expenditures for payment.
 Resolution No. 22-83
 UNANIMOUSLY ADOPTED

Sponsors: Finance Committee

Attachments: [Resolution - Expenditures](#)
 [Expenditures - Complete](#)

15. BOARD APPOINTMENTS TO BE VOTED ON

- a. [2022-0099](#) Resolution appointing Jim Flinn to the Special Care Facilities Financing Authority of the City of Huntsville-Redstone Village to fill a vacancy due the resignation of Henry Oldham for the remainder of his term to expire November 13, 2023. (Nominated January 27, 2022, Regular Council Meeting)
Resolution No. 22-84
UNANIMOUSLY ADOPTED

Sponsors: Robinson

Attachments: [Flinn Nomination res](#)

16. BOARD APPOINTMENT NOMINATIONS

- a. [2022-0138](#) Resolution appointing Acacia Moore to the Beautification Board, Place 5, to fill a vacancy due to the passing of Cynthia Masucci for the remainder of a vacant three (3) year term to expire September 30, 2024. (Nominated February 10, 2022, Regular Council Meeting)
Resolution No. 22-114
UNANIMOUSLY ADOPTED

Sponsors: Akridge and Kling

Attachments: [A. Moore Appointment Beautification Board.docx](#)

17. HUNTSVILLE UTILITIES ITEMS**18. LEGAL DEPARTMENT ITEMS/TRANSACTIONS**

Vacation of Easements

Vacation of Rights-of-Way

Deeds of Acceptance

19. UNFINISHED BUSINESS ITEMS FOR ACTION

- a. [2022-0101](#) Ordinance No. 22-69 declaring certain equipment surplus and to be sold at public auction. (Introduced January 27, 2022, Regular Council Meeting) Ordinance No. 22-69
Ordinance No. 22-69
UNANIMOUSLY ADOPTED

Sponsors: General Services

Attachments: [22-69.Intro.Surplus and to be sold General Services](#)

- b. [2022-0102](#) Ordinance No. 22-70 amending Section 8-195, Action against business license and certificate and Section 8-272, Vehicles for hire rates. (Introduced January 27, 2022, Regular Council Meeting)
Ordinance No. 22-70
UNANIMOUSLY ADOPTED

 Sponsors: Parking/Public Transit
 Attachments: [22-70.Intro.VFH Amend. Ord \(for Intro.\)](#)
- c. [2022-0103](#) Ordinance No. 22-71 amending Ordinance No. 89-79 to raise the minimum hiring rate for the Wastewater Treatment Plant Supervisor position. (Introduced January 27, 2022, Regular Council Meeting)
Ordinance No. 22-71
UNANIMOUSLY ADOPTED

 Sponsors: Human Resources and Water Pollution
 Attachments: [22-71.Into.Class Salary Plan No. 89-79 1-2022 WPC Draft](#)
- d. [2022-0104](#) Ordinance No. 22-72 amending Section 2-1422 of Division 7 of Article VIII of the Code of Ordinances of the City of Huntsville to add place numbers to the Burritt Memorial Committee. (Introduced January 27, 2022, Regular Council Meeting)
Ordinance No. 22-72
UNANIMOUSLY ADOPTED

 Sponsors: City Council
 Attachments: [22-72.Burritt Board Ordinance - Add Place Numbers](#)

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. [2022-0105](#) Resolution authorizing the acceptance of donations.
Resolution No. 22-85
UNANIMOUSLY ADOPTED

 Sponsors: Finance
 Attachments: [Donations](#)

- b. [2022-0106](#) Resolution authorizing the Mayor to terminate the Pest Control Services contract award extended to Spray's Termite Control & Insulations, Inc. pursuant to Resolution No. 21-960.
Resolution No. 22-86
UNANIMOUSLY ADOPTED

 Sponsors: Finance
 Attachments: [Resolution - Pest Control Services - Sprays Termite Control](#)
- c. [2022-0107](#) Resolution authorizing travel expenses.
Resolution No. 22-87
UNANIMOUSLY ADOPTED

 Sponsors: Finance
 Attachments: [Travel Resolution](#)
- d. [2022-0108](#) Ordinance amending Budget Ordinance No. 21-867, by changing appropriated funding for various departments and funds.
Ordinance No. 22-88
UNANIMOUSLY ADOPTED

 Sponsors: Finance
 Attachments: [Budget Amendment](#)
- e. [2022-0109](#) 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. 22-89
UNANIMOUSLY ADOPTED

 Sponsors: Finance
 Attachments: [Resolution Procurement](#)
 [Procurement Final](#)
 [Procurement Final-Backup](#)
- f. [2022-0110](#) Resolution authorizing a portion of the proceeds of certain future borrowings to reimburse the 1990 Capital Projects Fund of the City for expenditures incurred prior to borrowing issuance.
Resolution No. 22-90
UNANIMOUSLY ADOPTED

 Sponsors: Finance
 Attachments: [Huntsville - Official Intent Reimbursement Resolution - Parks and](#)

- g. [2022-0111](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Mobile Communications of America, Inc. DBA Sharp Communications & Security Solutions for Professional and Technical Services for Consulting, Installation, Repair, Maintenance, and Support Services for the City's Communication Systems, Security Systems, and Networks.
Resolution No. 22-91
UNANIMOUSLY ADOPTED

Sponsors: Water Pollution

Attachments: [MCA Tech Support for Communication Systems Final](#)
 [MCA Tech Support for Communication Systems Resolution](#)
- h. [2022-0112](#) Resolution authorizing the Mayor to enter into an agreement with the State of Alabama Department of Transportation for Federal Aid Rail/Highway Crossing Improvement, Project No. RHPD-RR21(920), Agreement for Maintenance of Passive Warning Devices.
Resolution No. 22-92
UNANIMOUSLY ADOPTED

Sponsors: Traffic Engineering

Attachments: [Resolution Page](#)
 [Complete Item, 012522](#)
- i. [2022-0113](#) Resolution authorizing the Mayor to enter into a Memorandum of Agreement between the City of Huntsville, Alabama and The Board of Trustees of The University of Alabama for and on behalf of the University of Alabama in Huntsville.
Resolution No. 22-93
UNANIMOUSLY ADOPTED

Sponsors: Public Works

Attachments: [University of Alabama Memorandum of Agreement](#)
 [University of Alabama Memorandum of Agreement PDF](#)
- j. [2022-0114](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Crisis Services of North Alabama, Inc. as a sub-recipient to use grant funds from the U.S. Treasury Emergency Rental Assistance Program.
Resolution No. 22-94
UNANIMOUSLY ADOPTED

Sponsors: Community Development

Attachments: [ERAP2 SUB AGREEMENT- CSNA.docx](#)
 [ERAP2 SUB AGREEMENT- CSNA FINAL resolution](#)

- k. [2022-0115](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville, Alabama and Legal Services of Alabama to support the Emergency Rental Assistance Program.
Resolution No. 22-95
UNANIMOUSLY ADOPTED

 Sponsors: Community Development

 Attachments: [ERAP2 SUB AGREEMENT- legal services Resolution.docx](#)
 [ERAP2 SUB AGREEMENT- legal services.pdf](#)
- l. [2022-0116](#) Resolution authorizing the Mayor to execute Modification No. 2 between the City of Huntsville, Alabama and Huntsville Assistance Program, for the use of Emergency Rental Assistance Program funds as adopted and approved by Resolution No. 21-196.
Resolution No. 22-96
UNANIMOUSLY ADOPTED

 Sponsors: Community Development

 Attachments: [Huntsville Assistance Program Inc. ERAP Mod 1 .pdf](#)
 [Huntsville Assistance Program Inc. ERAP Mod 1 resolution.pdf](#)
- m. [2022-0117](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Kimberly Erb.
Resolution No. 22-97
UNANIMOUSLY ADOPTED

 Sponsors: Community Development

 Attachments: [Special_Employee_Agreement_KimberlyErb.docx](#)
 [Special_Employee_Agreement_KimberlyErb resolution.docx](#)
- n. [2022-0118](#) Resolution authorizing the Mayor to execute Change Order No. 1 to the agreement between the City of Huntsville and Chorba Contracting Corporation for construction services for the Animal Services Renovation Phase 3.
Resolution No. 22-98
UNANIMOUSLY ADOPTED

 Sponsors: General Services

 Attachments: [Complete Chorba -Change Order 1](#)
 [Chorba Res- Change Order 1](#)

- o. [2022-0119](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Consolidated Construction Company for construction services of Sandra Moon Community Center Phase 2
Resolution No. 22-99
UNANIMOUSLY ADOPTED

Sponsors: General Services
Attachments: [Complete-CCC-Sandra Moon PH2](#)
[SMCC Res- CCC](#)
- p. [2022-0120](#) Resolution assigning members of the Burritt Memorial Committee to numbered places.
Resolution No. 22-100
UNANIMOUSLY ADOPTED

Sponsors: City Council
Attachments: [Burritt Board Assign Members to Places](#)
- q. [2022-0121](#) Resolution to adjust the salaries of employees in certain positions in assigned department.
Resolution No. 22-101
UNANIMOUSLY ADOPTED

Sponsors: Human Resources
Attachments: [Resolution - Certain Department Positions 2-2022.docx](#)
- r. [2022-0122](#) Resolution authorizing the Mayor to apply for and execute an FY 2022-2023 EPA Air Grant in an amount up to \$200,000 in federal funding to support the City's Air Pollution Control Program.
Resolution No. 22-102
UNANIMOUSLY ADOPTED

Sponsors: Natural Resources
Attachments: [Council Resolution 103 Grant 2022](#)
[City of Huntsville 103 Grant Application](#)
- s. [2022-0123](#) Resolution authorizing the Mayor to enter into Agreement with Regroup Mass Notification for group notification services.
Resolution No. 22-103
UNANIMOUSLY ADOPTED

Sponsors: Administration
Attachments: [2022-02-10 Regroup Mass Notification Resolution](#)
[2022-02-10 Regroup Mass Notification Agreement](#)

- t. [2022-0124](#) Resolution authorizing the City Attorney to settle the case of Auto Owners Insurance Company v. Austin W. Michael, et al.
Resolution No. 22-104
UNANIMOUSLY ADOPTED

 Sponsors: Legal
 Attachments: [Auto Owners v Austin resolution.doc](#)
- u. [2022-0125](#) Resolution authorizing the Mayor to enter, in behalf of the City of Huntsville, an Amended and Restated Addendum to Contract for Utilities, and to execute same, between the City of Huntsville, Huntsville Utilities and Starbelt, LLC, in connection with a Project Development Agreement heretofore entered between said parties and The Industrial Development Board of the City of Huntsville.
Resolution No. 22-105
UNANIMOUSLY ADOPTED

 Sponsors: Urban Development
 Attachments: [Resolution - Project Starbelt](#)
 [PROJECT STARBELT ADDENDUM TO UTILITY CONTRACT](#)
- v. [2022-0126](#) Resolution authorizing 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. 22-106
UNANIMOUSLY ADOPTED

 Sponsors: Landscape Management
 Attachments: [Resolution](#)
 [Agreement](#)
21. **NEW BUSINESS ITEMS FOR INTRODUCTION**
- a. [2022-0141](#) Ordinance No. 22-107, annexing 320.00 acres of land lying on the south side of Huntsville Brownsferry Road and west of Mooresville Road. (Introduced February 10, 2022, Regular Council Meeting)
Ordinance No. 22-107 - WITHDRAWN

 Sponsors: Planning
 Attachments: [Shaw Trust Annexation](#)

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 Councilmembers or City staff and from making comments regarding the good name and character of any individual.

23. ADJOURNMENT***Agenda Disclaimer***

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