

# Huntsville, Alabama

*308 Fountain Circle  
Huntsville, AL 35801*



## Meeting Minutes - Final

**Thursday, January 26, 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  
Ken Benion, Clerk-Treasurer*

**REGULAR MEETING OF THE CITY COUNCIL****CALL TO ORDER**

**Present:** John Meredith, Jennie Robinson, Devyn Keith, and David Little

**Absent:** Bill Kling

**1. INVOCATION**

Offered by: Minister LaVern Spearman of Body of Christ Ministries

**2. PLEDGE OF ALLEGIANCE**

Led by: Martin McDonald, BSA Troop 70 at First Presbyterian Church

**3. APPROVAL OF THE AGENDA**

Councilmember Robinson moved to approve the agenda, 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, Keith, and Little

**Nay:** None

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

- a. [2022-1185](#) Minutes of Regular Meeting of the City Council held January 12, 2023. (Minutes Received)

**Sponsors:** Clerk-Treasurer

**Attachments:** [01-12-23.reg.pdf](#)

The above item is approved as submitted

**5. MAYOR: SPECIAL RECOGNITIONS**

- a. [2022-1186](#) Recognition of Parks and Recreation employees for lifesaving measures.

**Sponsors:** Parks & Recreation

Recipients - Timothy Byrom, Courtney Doran, Kimberly Dudley Wallace, Trenton Jones

- b. [2022-1187](#) Presentation of Life Saving Medals.

**Sponsors:** Police

Recipients - Officer Christopher Glaser, Officer Cameron Beatty, Officer Tanner Premo

- c. [2022-1188](#) Recognition of School Board Appreciation Week.

**Sponsors:** Administration

**6. COUNCIL: SPECIAL RECOGNITIONS AND RESOLUTIONS****Special Recognitions****Resolutions for Approval and Presentation**

- a. [2022-1189](#) Resolution honoring the life and legacy of Coach Thomas Owen.  
Resolution No. 23-43

**Sponsors:** Little

**Attachments:** [Thomas Owen Resolution](#)

Councilmember Little moved to approve the Resolution, 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, Keith, and Little

**Nay:** None

**Resolutions for Approval Only****7. ANNOUNCEMENTS AND PRESENTATIONS****8. MATTERS WITH OUTSIDE LEGAL REPRESENTATIVE**

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

**Sponsors:** Meredith

Councilmember Robinson moved to postpone to the 2/9/2023 City Council Meeting, which motion was duly seconded by President Meredith. President Meredith asked if there was any discussion.

**Aye:** Meredith, Robinson, Keith, and Little

**Nay:** None

**9. PUBLIC HEARINGS TO BE HELD**

- a. [2022-1183](#) Public hearing on the rezoning of 24.86 acres of land lying on the west of County Line Rd and north of Old Highway 20 from Commercial Industrial Park District to Highway Business C-4 District; and consideration of an Ordinance pertaining to the same. (Set December 1, 2022, Regular Council Meeting)  
Ordinance No. 22-971

**Sponsors:** Planning

**Attachments:** [County Line 2 Rezoning](#)  
[County Line 2.0 Rezoning Map](#)

Councilmember Robinson moved to approve the Ordinance, 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, Keith, and Little

**Nay:** None

- b. [2022-1190](#) Public Hearing 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. 23-44

**Sponsors:** Community Development

**Attachments:** [LOTS CUT BY CITY 01262023.pdf](#)

Speaker(s) - Mark Richardson

Councilmember Robinson moved to approve the Resolution, which motion was duly seconded by Councilmember Keith. 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, Keith, and Little

**Nay:** None

**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.

Speaker(s) - Jamie Miernik

**12. MAYOR COMMENTS**

**13. COUNCILMEMBER COMMENTS**

Councilmember David Little

Councilmember Jennie Robinson

Councilmember Bill Kling - Absent

Councilmember Devyn Keith

Councilmember John Meredith

**14. FINANCE COMMITTEE REPORT**

- a. [2022-1191](#) Resolution authorizing expenditures for payment.  
Resolution No. 23-45

**Sponsors:** Finance Committee

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

Councilmember Keith moved to approve the Resolution, 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, Keith, and Little

**Nay:** None

**15. BOARD APPOINTMENTS TO BE VOTED ON**

- a. [2022-1184](#) Resolution reappointing Doug Martinson to the Huntsville Public Library Board to his current seat for a four (4) year term to expire February 10, 2027.  
(Nominated January 12, 2023, Regular Council Meeting)  
Resolution No. 23-46

**Sponsors:** Kling

**Attachments:** [D. Martinson Appointment Public Library](#)

Councilmember Keith moved to approve the Resolution, 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, Keith, and Little

**Nay:** None

- b. [2022-1148](#) Resolution appointing Collin Keller to the Animal Services Advisory Committee, Place 1, to the seat previously held by Gail Lee for a three (3) year term to expire September 9, 2025. (Nominated January 12, 2023, Regular Council Meeting)  
Resolution No. 23-47

**Sponsors:** Kling

**Attachments:** [C. Keller Animal Services Appointment](#)

Councilmember Keith moved to approve the Resolution, 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, Keith, and Little

**Nay:** None

## 16. BOARD APPOINTMENT NOMINATIONS

- a. [2022-1192](#) Nomination to appoint 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.

**Sponsors:** Kling

The above item is referred as submitted to the City Council Regular Meeting due back on 2/9/2023.

- b. [2022-1193](#) Nomination to appoint 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.  
Resolution No.

**Sponsors:** Robinson

The above item is referred as submitted to the City Council Regular Meeting due back on 2/9/2023.

## 17. HUNTSVILLE UTILITIES ITEMS

## 18. LEGAL DEPARTMENT ITEMS/TRANSACTIONS

### Vacation of Easements

### Vacation of Rights-of-Way

- [2022-1194](#) Resolution authorizing the Mayor to execute a Right-of-Way Deed accepting a right-of-way from Tract 3 Holding, LLC, to the City of Huntsville regarding the Haysland Road Extension.  
DELETED

**Sponsors:** Planning

The above item is withdrawn as submitted.

### Deeds of Acceptance

**19. UNFINISHED BUSINESS ITEMS FOR ACTION**

- a. [2022-1180](#) Ordinance annexing 4.50 acres of land lying on the east side of US Hwy 431 S and west of Wade Rd. (Introduced January 12, 2023, Regular Council Meeting) Ordinance No. 23-41

**Sponsors:** Planning

**Attachments:** [Young Annexation](#)

President Meredith moved to approve the Ordinance, 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, Keith, and Little

**Nay:** None

- b. [2022-1181](#) Ordinance declaring certain equipment surplus and to be sold at public auction. (Introduced January 12, 2023, Regular Council Meeting) Ordinance No. 23-42

**Sponsors:** Fleet Department

**Attachments:** [Fowler Auction FEB 2023.pdf](#)

Councilmember Robinson moved to approve the Ordinance, 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, Keith, 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, Keith, and Little

**Nay:** None

- a. [2022-1195](#) Resolution authorizing travel expenses. Resolution No. 23-49

**Sponsors:** Finance

**Attachments:** [Travel Resolution Complete](#)

This New Business for Consideration or Action was approved.

- b.     [2022-1196](#)     Resolution authorizing the acceptance of donations.  
Resolution No. 23-50  
  
          **Sponsors:**     Finance  
  
          **Attachments:** [Donations Complete](#)  
  
          This New Business for Consideration or Action was approved.
- c.     [2022-1197](#)     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. 23-51  
  
          **Sponsors:**     Finance  
  
          **Attachments:** [Procurement Complete](#)  
  
          This New Business for Consideration or Action was approved.
- d.     [2022-1198](#)     Resolution authorizing the Mayor to enter into an Agreement between the  
City of Huntsville and Mauldin & Jenkins CPAs & Advisors to perform  
the cyber security framework review.  
Resolution No. 23-52  
  
          **Sponsors:**     Finance  
  
          **Attachments:** [Resolution - Mauldin and Jenkins Contract-Complete](#)  
  
          This New Business for Consideration or Action was approved.
- e.     [2022-1199](#)     Resolution to comply with Rebuild Alabama Act 2019-002.  
Resolution No. 23-53  
  
          **Sponsors:**     Finance  
  
          **Attachments:** [Resolution Annual Report Rebuild AL Act 2019-002  
Complete](#)  
  
          This New Business for Consideration or Action was approved.
- f.     [2022-1200](#)     Resolution authorizing the Mayor to amend the Agreement to mutually  
remove the Business License and Citizens Self Services software, support,  
and maintenance from the master agreement entered into between the City  
of Huntsville and Tyler Technologies entered under Resolution No.  
14-479. The Business License and Citizens Self Services platforms were  
purchased under Resolution No. 21-181.  
Resolution No. 23-54  
  
          **Sponsors:**     Finance  
  
          **Attachments:** [Amendment Tyler Agreement Complete](#)  
  
          This New Business for Consideration or Action was approved.



- g. [2022-1201](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Barge Design Solutions, Inc., for On Call Services for Economic Development Projects, Project No. 71-23-SP11.  
Resolution No. 23-55  
**Sponsors:** Urban Development  
**Attachments:** [Barge Design On Call Services for Economic Development Project complete.docx.pdf](#)  
This New Business for Consideration or Action was approved.
- h. [2022-1202](#) Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and Tetra Tech, Inc. for On-Call Engineering Design and Programming Services for Supervisory Control and Data Acquisition (SCADA) Project, Project No. 71-23-SP10.  
Resolution No. 23-56  
**Sponsors:** Water Pollution  
**Attachments:** [On-Call EDS & Programming Svcs for SCADA-CONTRACT](#)  
This New Business for Consideration or Action was approved.
- i. [2022-1203](#) Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and Garver, L.L.C., for WPC Sanitary Sewer Rehab Construction Observation Services 2023-Contract 1, Project No. 71-23-SP09.  
Resolution No. 23-57  
**Sponsors:** Water Pollution  
**Attachments:** [WPC Sanitary Sewer Rehab CO 2023 Contract 1-CONTRACT](#)  
This New Business for Consideration or Action was approved.
- j. [2022-1204](#) Resolution authorizing the Mayor to enter into a Memorandum of Agreement between the City of Huntsville, Alabama and Madison County, Alabama for the paving of Autumn Branch Drive, Capshaw Road and Jordan Road.  
Resolution No. 23-58  
**Sponsors:** Public Works  
**Attachments:** [MOU with Madison \(Autumn Branch-Capshaw-Jordan Rd\).pdf](#)  
This New Business for Consideration or Action was approved.
- k. [2022-1205](#) Resolution authorizing the Mayor to execute Change Order No. 2 to the Agreement between the City of Huntsville and Sprinturf LLC., for construction services for the Merrimack Soccer Complex Phase 2.  
Resolution No. 23-59  
**Sponsors:** General Services  
**Attachments:** [COMPLETE-Sprinturf CO2-Merrimack 2.pdf](#)  
This New Business for Consideration or Action was approved.

- l.**      [2022-1206](#)      Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and The Madison County Veterans Memorial Foundation, Inc., for the installation and maintenance of the Veterans Memorial Park Flag Addition and Alteration Project.  
Resolution No. 23-60  
  
**Sponsors:**      General Services  
**Attachments:** [ROE Veterans Memorial edited](#)  
  
This New Business for Consideration or Action was approved.
- m.**      [2022-1207](#)      Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Lambert Contracting LLC, for construction services for the Sandra Moon Community Complex Phase 3.  
Resolution No. 23-61  
  
**Sponsors:**      General Services  
**Attachments:** [COMPLETE Lambert-SandraMoonPH3.pdf](#)  
[Certificate of Compliance -Sandra Moon PH3.pdf](#)  
  
Councilmember Robinson moved to approve the Resolution, which motion was duly seconded by Councilmember Keith. 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, Keith, and Little  
**Nay:**      None
- n.**      [2022-1208](#)      Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and CDG, Inc., for the Geotechnical, ADEM NPDES Permitting, and Inspections, and Construction Material Testing Services for the Hays Farm Sports Park.  
Resolution No. 23-62  
  
**Sponsors:**      General Services  
**Attachments:** [Complete\\_HaysFarmSportsPark\\_CDGInc](#)  
  
This New Business for Consideration or Action was approved.

- o. [2022-1209](#) Resolution authorizing the Mayor to enter into a Fixed Price Agreement between the City of Huntsville and Chorba Contracting Corporation for Construction Services for the Hays Farm Sports Park.  
Resolution No. 23-63  
  
**Sponsors:** General Services  
**Attachments:** [Complete ChorbaContracting HaysFarmSportsPark](#)  
  
Councilmember Robinson moved to approve the Resolution, 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, Keith, and Little  
**Nay:** None
- p. [2022-1210](#) Resolution authorizing the Mayor to execute Change Order 1 and Final to the Agreement between the City of Huntsville and EMW Construction Inc., for construction services for the Cavalry Hill Envision Center.  
Resolution No. 23-64  
  
**Sponsors:** General Services  
**Attachments:** [Complete\\_CO1FinalEMWEnvisionCenter](#)  
  
Councilmember Robinson moved to approve the Resolution, which motion was duly seconded by Councilmember Keith. 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, Keith, and Little  
**Nay:** None
- q. [2022-1211](#) Resolution authorizing the Mayor to enter into an Agreement with the Alabama Department of Economic and Community Affairs to accept 2022 Emergency Solutions Grant funds.  
Resolution No. 23-65  
  
**Sponsors:** Community Development  
**Attachments:** [ESG 2022 Agreement complete](#)  
  
This New Business for Consideration or Action was approved consent items.

- r.     [2022-1212](#)     Resolution authorizing the Mayor to enter into a 3-year agreement between the City of Huntsville and Mobile Communications America for Communications Equipment Maintenance Service of the City's 800Mhz radios and P25 radios in addition to various Communications Equipment located at the 19 Fire Station Alerting sites.  
Resolution No. 23-66  
  
      **Sponsors:**     ITS  
      **Attachments:** [Mobile Communications America Communications Equipment Maintenance Service Agreement Complete 01-26-23.pdf](#)  
      This New Business for Consideration or Action was approved.
- s.     [2022-1213](#)     Resolution authorizing the Mayor to submit an application on behalf of the City of Huntsville, to the U.S. Dept of Transportation for Strengthening Mobility and Revolutionizing Transportation, (SMART) for The Bob Wallace Ave SMART Corridor.  
Resolution No. 23-67  
  
      **Sponsors:**     Planning  
      **Attachments:** [BobWallace Grant Application\\_01.pdf](#)  
      This New Business for Consideration or Action was approved.
- t.     [2022-1214](#)     Resolution authorizing the Mayor to submit an application to the United States Department of Transportation, Federal Transit Administration to request to enter the Project Development phase of the Capital Investment Grants-Small Starts program for the University-Medical Bus Rapid Transit project.  
Resolution No. 23-68  
  
      **Sponsors:**     Planning  
      **Attachments:** [Small Starts Program.pdf](#)  
      This New Business for Consideration or Action was approved.
- u.     [2022-1215](#)     Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Alta Planning + Design Inc., Trilon Transportation C-Corps Holdings, Inc., assigning contract previously awarded Via Resolution No. 22-331.  
DELETED  
  
      **Sponsors:**     Planning  
      The above item is withdrawn as submitted.
- v.     [2022-1216](#)     Resolution authorizing the Mayor to enter into Retail Purchase Contracts between the City of Huntsville and Southeast Tombstone and Cemetery Restoration, (SETCR, LLC), for monument repairs at Maple Hill Cemetery and Glenwood Cemetery.  
Resolution No. 23-70  
  
      **Sponsors:**     Cemetery  
      **Attachments:** [SETCR LLC -Complete Item.pdf](#)
-

This New Business for Consideration or Action was approved.

- w.     [2022-1217](#)     Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and Alabama Department of Transportation for Installation and Maintenance of Public Safety Sensors on Highway Rights-Of-Way.  
Resolution No. 23-71

**Sponsors:**     Police

**Attachments:** [Complete File](#)

This New Business for Consideration or Action was approved.

- x.     [2022-1218](#)     Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Richard Yoder.  
Resolution No. 23-72

**Sponsors:**     Police

**Attachments:** [Complete File- Richard Yoder](#)

This New Business for Consideration or Action was approved.

- y.     [2022-1219](#)     Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Rebecca Sullivan.  
Resolution No. 23-73

**Sponsors:**     Police

**Attachments:** [Complete File- Rebecca Sullivan](#)

This New Business for Consideration or Action was approved.

## 21.    NEW BUSINESS ITEMS FOR INTRODUCTION

- a.     [2022-1220](#)     Introduction of an 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.  
Ordinance No. 23-74

**Sponsors:**     Public Works

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

The above item is introduced as submitted to the City Council Regular Meeting due back on 2/9/2023.

- b. [2022-1221](#) 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.  
Ordinance No. 23-75

**Sponsors:** Human Resources

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

The above item is introduced as submitted to the City Council Regular Meeting due back on 2/9/2023.

## **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) - Carmen Meyers, Tris Emmy Wilson

## **23. ADJOURNMENT**

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