

Huntsville, Alabama

*308 Fountain Circle
Huntsville, AL 35801*



Meeting Minutes - Final

Thursday, June 22, 2023

5:30 PM

CITY COUNCIL CHAMBERS

City Council Regular Meeting

*John Meredith, President
Jennie Robinson, President Pro Tem
Bill Kling, Councilmember
Devyn Keith, Councilmember
David Little, Councilmember*

*Tommy Battle, Mayor
John Hamilton, City Administrator
Trey Riley, City Attorney
Shaundrika Edwards, City Clerk*

REGULAR MEETING OF THE CITY COUNCIL

Present: John Meredith, Jennie Robinson, Bill Kling, Devyn Keith, David Little

Absent:

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

CALL TO ORDER**1. INVOCATION**

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

2. PLEDGE OF ALLEGIANCE

Led by: Vietnam Era veteran, Jerry Cox.

3. APPROVAL OF THE AGENDA

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, Keith, and Little

Nay: None

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

The above item is approved as submitted

- a. [2023-391](#) Minutes of Regular Meeting of the City Council held June 8, 2023. (Minutes Received)

Sponsors: City Clerk

5. MAYOR: SPECIAL RECOGNITIONS

- a. [2023-392](#) Presentation of Life Saving Medal.

Sponsors: Police

Chief Giles presented life saving medal to Julia Coons.

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. [2023-280](#) Public hearing on the zoning of 56.75 acres of land lying on the east side of South Memorial Pkwy and south of Hobbs Island Road to Highway Business C-4 District; and the consideration of an Ordinance pertaining to the same. (Set May 11, 2023 Regular Council Meeting)
Ordinance No. 23-393

Sponsors: Planning

Attachments: [Park Zoning](#)

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, Kling, 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.

12. MAYOR COMMENTS**13. COUNCILMEMBER COMMENTS**

Councilmember Devyn Keith

Councilmember David Little

Councilmember Jennie Robinson

Councilmember Bill Kling

Councilmember John Meredith

14. FINANCE COMMITTEE REPORT

- a. [2023-394](#) Resolution authorizing expenditures for payment.
Resolution No. 23-487

Sponsors: Finance Committee

Attachments: [Expenditures - Complete](#)

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

Nay: None

15. BOARD APPOINTMENTS TO BE VOTED ON

- a. [2023-365](#) Resolution reappointing Jim Batson to the Huntsville Water Utility Board to his current seat for a three (3) year term to expire July 1, 2026. (Nominated June 8, 2023, Regular Council Meeting)
Resolution No. 23-488

Sponsors: Keith

Attachments: [J. Batson Reappointment Water Utility](#)

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

Nay: None

- b. [2023-366](#) Resolution reappointing Kimberly Lewis to the Huntsville Electric Utility Board to her current seat for a three (3) year term to expire July 1, 2026. (Nominated June 8, 2023, Regular Council Meeting)
Resolution No. 23-489

Sponsors: Robinson

Attachments: [K. Lewis Reappointment Electric Board](#)

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

Nay: None

- c. [2023-367](#) Resolution reappointing Ryan Lindow to the Huntsville-Madison County Emergency Management Board, Place 3 (his current seat), for a five (5) year term to expire July 1, 2028. (Nominated June 8, 2023, Regular Council Meeting)
Resolution No. 23-490

Sponsors: Robinson

Attachments: [R. Lindow Reappointment Emergency Mngt.](#)

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, Kling, Keith, and Little

Nay: None

- d. [2023-368](#) Resolution appointing Stephen Walker to the Bingo Review Committee to the seat previously held by William Tumminello for a two (2) year term to expire April 8, 2025. (Nominated June 8, 2023, Regular Council Meeting)
Resolution No. 23-491

Sponsors: Little

Attachments: [S. Walker appointment Bingo Committee .docx](#)

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, Kling, Keith, and Little

Nay: None

- e. [2023-369](#) Resolution appointing Marta Buckman to the Beautification Board, Place 1, to fill a vacancy due to the resignation of Jennifer Kinard for the remainder of a vacant three (3) year term to expire September 30, 2024. (Nominated June 8, 2023, Regular Council Meeting)
Resolution No. 23-492

Sponsors: Kling

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

Councilmember Kling 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, Kling, Keith, and Little

Nay: None

- f. [2023-370](#) Resolution reappointing Jim Batson to the Huntsville Natural Gas Utility Board to his current seat for a three (3) year term to expire July 1, 2026. (Nominated June 8, 2023, Regular Council Meeting)
Resolution No. 23-493

Sponsors: Keith

Attachments: [J. Batson Reappointment Gas Utility](#)

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, Kling, Keith, and Little

Nay: None

16. BOARD APPOINTMENT NOMINATIONS

17. HUNTSVILLE UTILITIES ITEMS

- a. [2023-395](#) Resolution authorizing the Mayor to approve the expenditure to make repairs to sedimentation basins and replace fluoride tank at the Southwest Water Treatment Plant at a total additional estimated cost of \$1,400,000.00. This is a budgeted item. (Utilities: Water)
Resolution No. 23-494

Sponsors: Huntsville Utilities

Attachments: [CC SWWTP Presentation](#)

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

Nay: None

18. LEGAL DEPARTMENT ITEMS/TRANSACTIONS

Vacation of Easements

- a. [2023-396](#) Ordinance authorizing the vacation of Utility and Drainage Easements, Lots 1 & 2, Beasley Properties, 6775 Highway 72 West. (Bentley)
Ordinance No. 23-495

Sponsors: Legal

Attachments: [Bentley eas ord Complete.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, Kling, Keith, and Little

Nay: None

- b. [2023-397](#) Ordinance authorizing the vacation of a Utility and Drainage Easement between Lots 1-A and 1-B, Lot 1, Block 1, Exchange Center, 220 & 238 Exchange Place SW. (Low Fat Subs)
Ordinance No. 23-496

Sponsors: Legal

Attachments: [Low Fat Subs eas ord Complete.pdf](#)

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

Nay: None

Vacation of Rights-of-Way

Deeds of Acceptance

19. UNFINISHED BUSINESS ITEMS FOR ACTION

- a. [2023-387](#) Ordinance amending Ordinance No. 89-79, Classification and Salary Plan Ordinance. (Introduced June 8, 2023, Regular Council Meeting)
Ordinance No. 23-483

Sponsors: Human Resources

Attachments: [Ordinance No. 89-79, Classification and Salary Plan](#)

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

Nay: None

- b. [2023-388](#) Ordinance amending the Budget Ordinance No. 22-736 to modify the authorized strength of the departments. (Introduced June 8, 2023, Regular Council Meeting)
Ordinance No. 23-484

Sponsors: Human Resources

Attachments: [Budget Ord. No. 22-736 to modify the authorized strength of dept.](#)

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, Kling, Keith, and Little

Nay: None

- c. [2023-389](#) Ordinance declaring certain property surplus and to be disposed of per Agreement with Managed Asset Recycling Solutions. (Introduced June 8, 2023, Regular Council Meeting)
Ordinance No. 23-485

Sponsors: ITS

Attachments: [Managed Asset Recycling Solutions, LLC Disposal of Surplus](#)

Councilmember Kling 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, Kling, 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, Kling, Keith, and Little

Nay: None

- a. [2023-398](#) Resolution authorizing travel expenses.
Resolution No. 23-497

Sponsors: Finance

Attachments: [Travel Resolution Complete](#)

This New Business for Consideration or Action was approved.

- b. [2023-399](#) Resolution authorizing the acceptance of donations.
Resolution No. 23-498

Sponsors: Finance

Attachments: [Donations Complete](#)

This New Business for Consideration or Action was approved.

- c. [2023-400](#) 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. 23-499

Sponsors: Finance

Attachments: [Resolution Procurement Summary](#)

This New Business for Consideration or Action was approved.

- d. [2023-401](#) Resolution authorizing the Mayor to execute the Consent to Assignment of Contract Agreement between American Overhead Door Inc. and DH Pace Company Inc. to transfer the rights and obligations of the Overhead Door Repair & Maintenance Contract, awarded under Resolution No. 22-587, from American Overhead Door Inc., to DH Pace Company Inc.
Resolution No. 23-500

Sponsors: Finance

Attachments: [Reassign Overhead Door Repair-Mtnce Contract - Complet](#)

This New Business for Consideration or Action was approved.

- e. [2023-402](#) Resolution authorizing the Mayor to enter into an Expansion Project Development Agreement between the City and the HudsonAlpha Institute for Biotechnology, respecting incentives for a major expansion project within the City by HudsonAlpha.
Resolution No. 23-501

 Sponsors: Urban Development

 Attachments: [HudsonAlpha Dev Agreement Complete.pdf](#)

 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, Kling, Keith, and Little

 Nay: None
- f. [2023-403](#) Resolution authorizing the Mayor to enter into a Land Lease Agreement between the City of Huntsville, Alabama and Roger Martin Farms, for the lease of approximately 15 acres of unimproved land generally located at the southwest corner of Capshaw Road and Wall Triana Highway.
Resolution No. 23-502

 Sponsors: Engineering

 Attachments: [Roger Martin Land Lease Agreement 15 acres complete](#)

 This New Business for Consideration or Action was approved.
- g. [2023-404](#) Resolution authorizing the Mayor to enter into a Land Lease Agreement between the City of Huntsville, Alabama and Roger Martin Farms, for approximately 90 acres of unimproved land generally located in Cummings Research Park, to be used for agricultural purposes.
Resolution No. 23-503

 Sponsors: Engineering

 Attachments: [Roger Martin Farms Land Lease \(90\) acres complete](#)

 This New Business for Consideration or Action was approved.
- h. [2023-405](#) Resolution authorizing the Mayor to execute Modification No. 4 to the Agreement between the City of Huntsville, Alabama and Barge Design Solutions, Inc., for Huntsville Northern Bypass from 1.2 Miles East of Pulaski Pike to U.S. Highway 431, Project No. 65-10-RD08.
Resolution No. 23-504

 Sponsors: Engineering

 Attachments: [Barge Design Solutions Modification No. 4-Northern Bypa](#)

 This New Business for Consideration or Action was approved.

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- i. [2023-406](#) Resolution authorizing the City Council to review the Annual Municipal Water Pollution Prevention (MWPP) Reports and report same to Alabama Department of Environmental Management.
Resolution No. 23-505
Sponsors: Water Pollution
Attachments: [Water Pollution Control ADEM Report Complete.pdf](#)
This New Business for Consideration or Action was approved.
- j. [2023-407](#) Resolution authorizing the Mayor to execute Change Order No. 1 to the Fixed Price Agreement between the City of Huntsville and Lambert Contracting, LLC for the Sandra Moon Community Center Phase 3.
Resolution No. 23-506
Sponsors: General Services
Attachments: [Complete- Lambert CO1-SandraMoonPH3.pdf](#)
This New Business for Consideration or Action was approved.
- k. [2023-408](#) Resolution authorizing the Mayor to execute Change Order No. 4 to the Fixed Price Agreement between the City of Huntsville and Lee Builders, Inc. for the Joe Davis Stadium Renovation.
Resolution No. 23-507
Sponsors: General Services
Attachments: [Complete- CO4- Lee Builders-Joe Davis Stadium.pdf](#)
This New Business for Consideration or Action was approved.
- l. [2023-409](#) Resolution authorizing the Mayor to execute Change Order No. 5 to the Fixed Price Agreement between the City of Huntsville and Turner Construction Company for the New City Hall and Parking Deck.
Resolution No. 23-508
Sponsors: General Services
Attachments: [Complete-Turner CO5-City Hall.pdf](#)
Councilmember Kling 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, Kling, Keith, and Little
Nay: None
- m. [2023-410](#) Resolution authorizing the Mayor to enter into an Agreement with Madison County, Alabama and the City of Huntsville, Alabama for sponsorship of Jazz in the Park Concert Series.
Resolution No. 23-509
Sponsors: Administration
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Attachments: [2023-06-22 MCC JITP Donation.pdf](#)

This New Business for Consideration or Action was approved.

n. [2023-411](#)

Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville, Alabama and Governmentjobs.com, Inc. (DBA NEOGOV).

Resolution No. 23-510

Sponsors: Human Resources

Attachments: [Neogov agreement package 2023.pdf](#)

This New Business for Consideration or Action was approved.

o. [2023-412](#)

Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and Huntsville Dream Center, Inc.

Resolution No. 23-511

Sponsors: Fire and Rescue

Attachments: [Complete Huntsville Dream Center.pdf](#)

This New Business for Consideration or Action was approved.

p. [2023-413](#)

Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and TriHaz Solutions LLC.

Resolution No. 23-512

Sponsors: Fire and Rescue

Attachments: [Complete TriHaz Solutions LLC .pdf](#)

This New Business for Consideration or Action was approved.

q. [2023-414](#)

Resolution authorizing the Mayor to execute Modification No. 1 to the original Agreement between the City of Huntsville and VirTra, Inc.

Resolution No 23-513.

Sponsors: Police

Attachments: [Complete File 2023](#)

This New Business for Consideration or Action was approved.

r. [2023-415](#)

Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and Unmanned System Information Sharing and Analysis Organization.

Resolution No. 23-514

Sponsors: Police

Attachments: [Complete File 2023](#)

This New Business for Consideration or Action was approved.

s. [2023-416](#)

Resolution authorizing the Mayor to sign a plat entitled: "North Huntsville Industrial Park Phase 13."

Resolution No. 23-515

Sponsors: Planning

Attachments: [North HSV Indu Plat Full.pdf](#)

This New Business for Consideration or Action was approved.

- t. [2023-417](#) Resolution authorizing the Mayor to submit a grant application on behalf of the City of Huntsville for a USDOT Safe Streets & Roads For All Discretionary Grant Programs (SS4A) for the Holmes Avenue Complete Street Corridor Project.
Resolution No. 23-516

Sponsors: Planning

Attachments: [Holmes Avenue Complete FY23 Grant Application_Full1.r](#)

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

Nay: None

- u. [2023-418](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Karen Buchan.
Resolution No. 23-517

Sponsors: Animal Services

Attachments: [KB Signed Contract 23.pdf](#)

This New Business for Consideration or Action was approved.

- v. [2023-419](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Valerie McGrath.
Resolution No. 23-518

Sponsors: Human Resources

Attachments: [Resolution No 23-Special Employee Agreement - McGrath 6-2023 - COMPLETE](#)

This Resolutions for Approval and Presentation was approved.

- w. [2023-420](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Jason Gandy.
Resolution No. 23-519

Sponsors: Police

Attachments: [Complete File- June 2023](#)

This New Business for Consideration or Action was approved.

21. NEW BUSINESS ITEMS FOR INTRODUCTION

- a. [2023-421](#) Ordinance amending the Code of Ordinances of the City of Huntsville, Article II, Bingo, of Chapter 4, Amusements and Entertainment. (Introduced June 22, 2023, Regular Council Meeting)
Ordinance No. 23-520

Sponsors: Finance

Attachments: [Bingo Ordinance Complete Intro](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 7/13/2023.
- b. [2023-422](#) Ordinance amending Section 8.2, 8.7, 8.9 and 22.13 of Ordinance No. 04-315, Personnel Policies and Procedures Manual. (Introduced June 22, 2023, Regular Council Meeting)
Ordinance No. 23-521

Sponsors: Human Resources

Attachments: [Ordinance Revision-PPPM-Pt-Time Empl. rev 6-23](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 7/13/2023.
- c. [2023-423](#) Ordinance declaring certain real property consisting of 16.81 acres, more or less, along Green Cove Road, as surplus and no longer needed for a municipal purpose and authorizing its sale to Roots Multi Clean, Inc. (Introduced June 22, 2023, Regular Council Meeting)
Ordinance No. 23-522

Sponsors: Urban Development

Attachments: [Roots Multi Clean Surplus ord Complete.pdf](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 7/13/2023.

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): Jerry Cox, Howard Ross, Shane Goodwin, and James Laster

23. ADJOURNMENT

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