

Huntsville, Alabama

*308 Fountain Circle
Huntsville, AL 35801*



Meeting Minutes - Final

Thursday, December 1, 2022

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****1. INVOCATION**

Offered by: Dr. Spright E. Simpson III, with West Mastin Lake Baptist Church and Huntsville Public Safety Chaplains Director

2. PLEDGE OF ALLEGIANCE

Led by: Councilmember David Little

3. APPROVAL OF THE AGENDA

President Meredith 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)

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

- a. [2022-1073](#) Minutes of Regular Meeting of the City Council held November 17, 2022.
(Minutes Received)

Sponsors: Clerk-Treasurer

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

5. MAYOR: SPECIAL RECOGNITIONS

- a. [2022-1074](#) Proclamation to declare the month of December as Project Share Month.

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. [2022-1066](#) Public hearing on the vacation of a right-of-way in Old Town Subdivision, along Clinton Avenue and Monroe. (Set October 27, 2022, Regular Council Meeting)

Sponsors: Planning

Attachments: [Old Town ROW Vacation Complete.pdf](#)

The above item is adopted as submitted

- b. [2022-1075](#) Public Hearing for suspension of licensure for confidential tax related case numbers: 381-387. (Set November 17, 2022, Regular Council Meeting)

Resolution No.

Sponsors: Finance

Attachments: [Suspension Tax Licensures 381-387 Complete](#)

The above item is adopted as submitted

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

Nay: None

10. PUBLIC HEARINGS TO BE SET

- a. [2022-1183](#) Resolution to set a 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 the introduction of an Ordinance pertaining to the same. (Set January 26, 2023 Regular Council Meeting)

Resolution No. & Ordinance No.

Sponsors: Planning

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

Councilmember Robinson moved to set the Public Hearing for 1/26/2023, which was duly seconded by Councilmember Little. President Meredith asked if there was any discussion, hearing none he called for a roll call vote which resulted in the following vote.

Aye: Meredith, Robinson, Kling, Keith, 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 David Little

Councilmember John Meredith

14. FINANCE COMMITTEE REPORT

- a. [2022-1077](#) Resolution authorizing expenditures for payment.
Resolution No.

Sponsors: Finance

Attachments: [Expenditures - Complete](#)

The above item is adopted as submitted

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

Nay: None

15. BOARD APPOINTMENTS TO BE VOTED ON

- a. [2022-1067](#) Nomination to appoint Shane Stewart to the Huntsville Ice Skating Complex Board of Control, Position 7, to fill a vacancy due to the resignation of Jeremy Schreiber for the remainder of a vacant three (3) year term to expire November 20, 2024. (Nominated November 17, 2022, Regular Council Meeting)
Resolution No.

Sponsors: Meredith

Attachments: [S. Stewart Appointment IcePlex](#)

The above item is adopted as submitted

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

Nay: None

- b. [2022-1068](#) Resolution appointing Kristin Wilson to the Huntsville Tennis Center Board of Control, Place 4, to the seat previously held by Scott Harriman for a 3- year term to expire November 28, 2025. (Nominated November 17, 2022, Regular Council Meeting)
Resolution No.

Sponsors: Keith

Attachments: [Wilson.pdf](#)

The above item is adopted as submitted

Aye: Meredith, Robinson, Keith, and Little

Nay: None

Abstain: Kling

16. BOARD APPOINTMENT NOMINATIONS

- a. [2022-1078](#) Nomination to reappoint James Splawn to the Solid Waste Disposal Authority of the City of Huntsville, 1st Director (his current seat), for a four (4) year term to expire January 1, 2027.
Resolution No.

Sponsors: Kling

Attachments: [J. Splawn Reappointment Solid Waste](#)

The above item is referred as submitted to the City Council Regular Meeting due back on 12/15/2022.

- b. [2022-1072](#) Nomination to reappoint James Ledbetter to the Solid Waste Disposal Authority of the City of Huntsville, 3rd Director (his current seat), for a four (4) year term to expire January 1, 2027.
Resolution No.

Sponsors: Kling

Attachments: [J. Ledbetter Reappointment Solid Waste](#)

The above item is referred as submitted to the City Council Regular Meeting due back on 1/12/2023.

17. HUNTSVILLE UTILITIES ITEMS**18. LEGAL DEPARTMENT ITEMS/TRANSACTIONS****Vacation of Easements****Vacation of Rights-of-Way**

- a. [2022-1079](#) Resolution consenting to the vacation of a right-of-way in Old Town Subdivision, along Clinton Avenue and Monroe Street. (Introduced October 27, 2022, Regular Council Meeting)
Resolution No. 22-851

Attachments: [22.851.pdf](#)

The above item is adopted as submitted

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

Nay: None

- b. [2022-1080](#) Ordinance vacating a right-of-way in Old Town Subdivision, along Clinton Avenue and Monroe Street. (Introduced October 27, 2022, Regular Council Meeting) Ordinance No. 22-852

Attachments: [22.852.pdf](#)

The above item is adopted as submitted

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

Nay: None

Deeds of Acceptance

19. UNFINISHED BUSINESS ITEMS FOR ACTION

Come Back to this to get the motion to postpone,

- a. [2022-1070](#) Ordinance to amend Classification and Salary Plan Ordinance No. 89-79. (Introduced November 17, 2022, Regular Council Meeting)

Type of Document: Ordinance No. 22-966

Sponsors: Human Resources

Attachments: [Class Salary Plan PDF.pdf](#)

The above item is adopted as submitted

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

Nay: None

- b. [2022-1069](#) Introduction of an ordinance to amend Budget Ordinance #22-736 to modify the authorized strength of the departments. (Introduced November 17, 2022, Regular Council Meeting)

Type of Document: Ordinance No. 22-967

Sponsors: Human Resources

Attachments: [Budget Ordinance PDF.pdf](#)

The above item is adopted as submitted

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

Nay: None

The above item is adopted as submitted

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

Nay: None

- c. [2022-1071](#) Resolution to appoint certain departments heads to department positions to serve with the Mayor's term of office. (Introduced November 17, 2022, Regular Council Meeting)
Resolution No. 22-955

Sponsors: Administration

Attachments: [Resolution-Directors PDF.pdf](#)

Councilmember Kling moved to uphold the action, 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, and Keith

Nay: Robinson, Kling, and Little

Councilmember Keith 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: Robinson, Kling, and Little

Nay: None

Abstain: Meredith, and Keith

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. [2022-1081](#) Resolution authorizing travel expenses.

Type of Document: Resolution No.

Sponsors: Finance

Attachments: [Travel Complete](#)

This New Business for Consideration or Action was approved.

b. [2022-1082](#)

Resolution authorizing the acceptance of donations.
Resolution No.

Sponsors: Finance

Attachments: [Donations Complete](#)

This New Business for Consideration or Action was approved.

c. [2022-1083](#)

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.

Sponsors: Finance

Attachments: [Procurement Complete](#)

President Meredith 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

d. [2022-1084](#)

Resolution authorizing the Mayor to execute Change Order No. 1 to the Agreement between the City of Huntsville and Miller & Miller, Inc., for Aldridge Creek Greenway Crossing North of Four Mile Post Road, Project No. 71-21-WP04.
Resolution No.

Sponsors: Engineering

Attachments: [Aldridge Creek Greenway Change Order No.1 complete.pdf](#)

Councilmember Keith 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

e. [2022-1085](#)

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 ADECA CDBG-CV funds.
Resolution No.

Sponsors: Community Development

Attachments: [First Stop ADECA CDBG-CV Mod 1 complete](#)

This New Business for Consideration or Action was approved.

f. [2022-1086](#)

Resolution authorizing the Mayor to execute Change Order 1 to the agreement between the City of Huntsville and Consolidated Construction Company of Alabama for construction services for the Legacy Park. Resolution No.

Sponsors: General Services

Attachments: [Complete CCC LegacyParkCO1](#)

Councilmember Keith 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

g. [2022-1087](#)

Resolution authorizing the Mayor to execute Change Order 3 between the City of Huntsville and Lee Builders Inc. for the construction services of Joe Davis Stadium Renovation. Resolution No.

Sponsors: General Services

Attachments: [Complete LeeBuildersCO3](#)

This New Business for Consideration or Action was approved.

h. [2022-1088](#)

Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Amiri Engineering Corporation for engineering services for the John Hunt Park Recreation Center. Resolution No.

Sponsors: General Services

Attachments: [Complete-Amiri-JHPRecCtr.pdf](#)

This New Business for Consideration or Action was approved.

i. [2022-1089](#)

Resolution authorizing the Mayor to enter an agreement between the City of Huntsville and Thrive Outdoor, Inc., for the construction of the W.H. Council Memorial Park Paver Replacement located at 620 St. Clair Avenue.

Resolution No.

Sponsors: General Services

Attachments: [Complete.WHCouncilPaver.pdf](#)
[Title 39-WHCouncilPaver.pdf](#)

This New Business for Consideration or Action was approved.

j. [2022-1090](#)

Resolution authorizing the Mayor to enter into a Purchase Agreement between the City of Huntsville and King's Firearms
Resolution No.

Sponsors: Police

Attachments: [Complete File- Dec 2022](#)

This New Business for Consideration or Action was approved.

k. [2022-1091](#)

Resolution authorizing the Mayor to enter into a Special Employee Agreement by and between the City of Huntsville and Marty R. Calvert.

Type of Document: Resolution No.

Sponsors: Engineering

Attachments: [Marty SPECIAL EMPLOYEE AGREEMENT 2023 complete.docx](#)

This New Business for Consideration or Action was approved.

l. [2022-1092](#)

Resolution authorizing the Mayor to enter into a Special Employment Agreement with Malcome Earl Davis.
Resolution No.

Sponsors: Fire and Rescue

Attachments: [Malcome Davis Combined.pdf](#)

This New Business for Consideration or Action was approved.

m. [2022-1093](#)

Resolution authorizing the Mayor enter into a Special Employee Agreement with Kimberly Smith.
Resolution No.

Sponsors: Parking/Public Transit

Attachments: [Kim Smith agreement 221201](#)

This New Business for Consideration or Action was approved.

21. NEW BUSINESS ITEMS FOR INTRODUCTION

- a. [2022-1094](#) Introduction of an Ordinance amending the Code of Ordinances of the City of Huntsville, Alabama, Chapter 13, Fire Prevention and Protection, Article III, Open Burning, Division 2, Open Burning Permit and Safety, Section 13-84, Permit fees, to increase the Open Burning Permit Fee from \$100.00 to \$250.00. Ordinance No.

Sponsors: Natural Resources

Attachments: [Open Burning Division 2](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 12/15/2022.

- b. [2022-1095](#) Introduction of Ordinance amending the Code of Ordinances of the City of Huntsville, Alabama, Chapter 2, Administration, Article III, City Council, Division 2, Council Rules, Section 97, Rule 6, Order of Business - Public Comments. Ordinance No.

Sponsors: Kling

Attachments: [Ord. Amending Council Rule 2-97 \(Order of Business-Public Comments\)\(2\).docx](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 12/15/2022.

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.

The above item is adopted as submitted

23. ADJOURNMENT

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