

Huntsville, Alabama

*308 Fountain Circle
Huntsville, AL 35801*



Meeting Minutes - Unapproved Minutes

Thursday, April 28, 2022

5:30 PM

CITY COUNCIL CHAMBERS

City Council Regular Meeting

*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*

REGULAR MEETING OF THE CITY COUNCIL

Present: John Meredith, Jennie Robinson, Bill Kling, Devyn Keith, and Frances Akridge

CALL TO ORDER**1. INVOCATION**

Offered by: Reverend Bob Serio, with The Episcopal Church of the Nativity

2. PLEDGE OF ALLEGIANCE

Led by: Councilmember Jennie Robinson

3. APPROVAL OF THE AGENDA

Item 20.t. has been deleted

The above item is approved as submitted

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

- a. [2022-0322](#) Minutes of Regular Meeting of the City Council held April 14, 2022. (Minutes Received)

Sponsors: Clerk-Treasurer

Attachments: [04-14-22.reg.pdf](#)

The above item is approved as submitted

5. MAYOR: SPECIAL RECOGNITIONS

- a. [2022-0323](#) Recognition of Public Transit Employees Alvin Franklin, Reychal Lewis and Joe Miller on finishing 1st, 2nd and 3rd in the state rodeo for buses.

6. COUNCIL: SPECIAL RECOGNITIONS AND RESOLUTIONS**Special Recognitions**

- a. [2022-0324](#) Presentations to the Council on International Educational Exchange (CIEE) High School students; sponsored by the United States Department of State, Mr. Jim Powers, Local Coordinator Team Leader.

Sponsors: Akridge

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. [2022-0325](#) Public Hearing on a Resolution authorizing the City Clerk-Treasurer to assess the cost for the cleanup and removal of a junk public nuisance located at 2111 Hill St, NW Huntsville, AL.
Resolution No. 22-272

Sponsors: Community Development

Attachments: [2111 Hill Street Cover Memo.pdf](#)
[2111 Hill St Junk PN lien assess Res. 04282022.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, Keith, and Akridge

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

Mayor Battle appointed Brenda Martin to the Huntsville/Madison County Convention & Visitors Bureau, for a 4-year term to expire April 11, 2026.

13. COUNCILMEMBER COMMENTS

Councilmember Bill Kling

Councilmember Devyn Keith

Councilmember Frances Akridge

Councilmember Jennie Robinson

Councilmember John Meredith

14. FINANCE COMMITTEE REPORT

- a. [2022-0326](#) Resolution authorizing expenditures for payment.
Resolution No. 22-273

Sponsors: Finance

Attachments: [Expenditures - Complete](#)

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: Meredith, Robinson, Kling, Keith, and Akridge

Nay: None

- b. [2022-0327](#) Resolution authorizing travel for Councilmember John Meredith May 11 - 14, 2022 for the Alabama League of Municipalities 2022 Convention in Tuscaloosa, AL.

Resolution No. 22-274

Sponsors: City Council

Attachments: [Meredith-ALM Convention 2022.Res.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, Keith, and Akridge

Nay: None

15. BOARD APPOINTMENTS TO BE VOTED ON

- a. [2022-0292](#) Resolution appointing Janice Johnson to the Health Care Authority of the City of Huntsville, Place 1, to fill a vacancy due to the resignation of Bhavani Kakani for the remainder of a vacant six (6) year term to expire April 15, 2023. (Nominated April 14, 2022, Regular Council Meeting)
Resolution No. 22-275

Sponsors: Kling and Akridge

Attachments: [Janice Johnson Board Appointment.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, Keith, and Akridge

Nay: None

16. BOARD APPOINTMENT NOMINATIONS

17. HUNTSVILLE UTILITIES ITEMS

18. LEGAL DEPARTMENT ITEMS/TRANSACTIONS**Vacation of Easements**

- a. [2022-0328](#) Ordinance authorizing the vacation of a Utility and Drainage Easement, Grande Highland Estates 4th Addition, Muir Wood Road. (Phillips)
Ordinance No. 22-276

Sponsors: Legal

Attachments: [Phillips 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, Keith, and Akridge

Nay: None

Vacation of Rights-of-Way**Deeds of Acceptance****19. UNFINISHED BUSINESS ITEMS FOR ACTION**

- a. [2022-0319](#) Ordinance amending Chapter 3, Article II, Subsection (c) (1) of Section 3-30 (MidCity Arts and Entertainment District Ordinance) of the Code of Ordinances of the City of Huntsville, to modify the MidCity Arts and Entertainment District. (Introduced April 14, 2022, Regular Council Meeting)
Ordinance No. 22-270

Sponsors: Planning

Attachments: [MidCity A & E District Addition](#)
[MidCity A & E District Addition Map](#)

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, Keith, and Akridge

Nay: None

- b. [2022-0320](#) Ordinance declaring certain equipment surplus and to be donated to Huntsville Crime Stoppers. (Introduced April 14, 2022, Regular Council Meeting)
Ordinance No. 22-271

Sponsors: Fleet Department

Attachments: [Ordinance for donation 011836.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, Keith, and Akridge

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.

Consent Items a-c, g, j-p, r, v

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

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

Nay: None

- a. [2022-0329](#) Resolution authorizing travel expenses.
Resolution No. 22-277

Sponsors: Finance

Attachments: [Travel Resolution CS](#)
[Travel Resolution](#)

This New Business for Consideration or Action was approved.

- b. [2022-0330](#) Resolution authorizing the acceptance of donations.
Resolution No. 22-278

Sponsors: Finance

Attachments: [Donations CS](#)
[Donations](#)

This New Business for Consideration or Action was approved.

- c. [2022-0331](#) 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. 22-279

Sponsors: Finance

Attachments: [Resolution Procurement CS](#)
[Resolution Procurement](#)
[Resolution Procurement Complete \(a\)](#)

This New Business for Consideration or Action was approved.

- d. [2022-0332](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and the low bidder, Lambert Contracting, L.L.C., for Big Cove Basin Sewer Extension, Project No. 71-22-SS02.
Resolution No. 22-280

Sponsors: Water Pollution

Attachments: [Big Cove Basin Sewer Extension complete](#)

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, Keith, and Akridge

Nay: None

- e. [2022-0333](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Matheny Goldmon Architecture + Interiors, L.L.C., for Engineering Design Services for the Rocket Development Project Site, Project No. 71-22-SP27.
Resolution No. 22-281

Sponsors: Urban Development

Attachments: [Matheny Goldmon Rocket Development Project Site 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, Keith, and Akridge

Nay: None

- f. [2022-0334](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and the low bidder, SJ&L General Contractor, L.L.C., for Constellation Phase I, ROW Improvements, Project No. 71-22-SP26.
Resolution No. 22-282

Sponsors: Engineering

Attachments: [SJ&L Constellations Phase I, ROW Improvements complet](#)

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, Keith, and Akridge

Nay: None

- g. [2022-0335](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and GTEC Corporation for engineering services for the John Hunt Park Iceplex Parking Lot.
Resolution No. 22-283

Sponsors: General Services

Attachments: [COMPLETE-GTEC-IceComplexPLOT](#)

This New Business for Consideration or Action was approved.

- h. [2022-0336](#) Resolution authorizing the Mayor to execute Modification No. 3 to the agreement between the City of Huntsville and Chapman Sisson Architects for the Joe Davis Stadium Renovation.

Resolution No. 22-284

Sponsors: General Services

Attachments: [COMPLETE Mod3 CS-Joe Davis](#)

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, Keith, and Akridge

Nay: None

- i. [2022-0337](#) Resolution authorizing the Mayor to enter into an Option to Purchase Real Estate Agreement among the City of Huntsville, Susan H. Faulkner, Jenny Ross Horton, Anna Blythe Weaver, and Gregg P. Blythe, for the purchase of approximately 23.898 acres of real property in Limestone County.

Resolution No. 22-285

Sponsors: Urban Development

Attachments: [Faulkner RE Purch Agreement 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, Keith, and Akridge

Nay: None

- j. [2022-0338](#) Resolution authorizing the conveyance of two transmission line easements to the Tennessee Valley Authority (TVA) for the North Huntsville Industrial Park.

Resolution No. 22-286

Sponsors: Urban Development

Attachments: [TVA Transmission Line Easements Complete.pdf](#)

This New Business for Consideration or Action was approved.

- k. [2022-0339](#) Resolution authorizing the Mayor to enter into a Real Estate Sales Contract between the City of Huntsville and Skinner Properties, LLC, for purchase of 2.01 acres located in North Huntsville Industrial Park.

Resolution No. 22-287

Sponsors: Urban Development

Attachments: [Skinner Properties RE Sales Agreement Complete.pdf](#)

This New Business for Consideration or Action was approved.

- l. [2022-0340](#) Resolution authorizing the Clerk-Treasurer to invoke Cadence Bank Letter of Credit No. 4647079 for Grande Highlands Estates.
Resolution No. 22-288

Sponsors: Legal

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

This New Business for Consideration or Action was approved.

- m. [2022-0341](#) Resolution authorizing the Clerk-Treasurer to invoke Southern States Bank Letter of Credit No. 510001241 for Sanders Hill Phase at McMullen Cove Subdivision.
Resolution No. 22-289

Sponsors: Legal

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

This New Business for Consideration or Action was approved.

- n. [2022-0342](#) Resolution authorizing the Clerk-Treasurer to invoke BancorpSouth Bank Letter of Credit No. 362000993772 for LyLa's Gate Phase 1 at McMullen Cove Subdivision.
Resolution No. 22-290

Sponsors: Legal

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

This New Business for Consideration or Action was approved.

- o. [2022-0343](#) Resolution authorizing the Clerk-Treasurer to invoke Trustmark National Bank Letter of Credit No. 21-0350SP for Eagle Trace Phase 1 Subdivision.
Resolution No. 22-291

Sponsors: Legal

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

This New Business for Consideration or Action was approved.

- p. [2022-0344](#) Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and the Smithsonian Institute Traveling Exhibition Service (SITES).
Resolution No. 22-292

Sponsors: Administration

Attachments: [2022-04-28 Smithsonian Complete Agreement](#)

This New Business for Consideration or Action was approved.

- q. [2022-0345](#) Resolution authorizing the Mayor to enter into a Consulting Agreement between the City of Huntsville and Kanary's for a Diversity Equity and Inclusion assessment.
Resolution No. 22-293

 Sponsors: Administration

 Attachments: [2022-04-28 Kanary's Complete Agreement](#)

 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: Meredith, Robinson, Kling, Keith, and Akridge
 Nay: None
- r. [2022-0346](#) Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and The Arts Council, Inc., dba Arts Huntsville.
Resolution No. 22-294

 Sponsors: Parks & Recreation

 Attachments: [Presentation - Arts Huntsville](#)

 This New Business for Consideration or Action was approved.
- s. [2022-0347](#) Resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Huntsville Assistance Program, Inc., as a sub-recipient to use grant funds from the U.S. Treasury Emergency Rental Assistance Program.
Resolution No. 22-295

 Sponsors: Community Development

 Attachments: [ERAP2 HAP.CoverMemo.pdf](#)
 [ERAP2 HAP.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, Keith, and Akridge
 Nay: None
- t. [2022-0348](#) Resolution authorizing the Mayor to sign plat entitled: MidCity Subdivision Phase 14; A Resubdivision of Unit "2" of RP Condominium Plat.
Resolution No. 22-296
DELETED

 Sponsors: Planning
- u. [2022-0349](#) Resolution authorizing the Mayor enter into an agreement between the

City of Huntsville and Nova Bus (US) Inc., for the purchase of public transit buses.

Resolution No. 22-297

Sponsors: Parking/Public Transit

Attachments: [Nova Bus, Inc. 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, Keith, and Akridge

Nay: None

- v. [2022-0350](#) Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Lonnie Jones.
Resolution No. 22-298

Sponsors: Police

Attachments: [Complete File- 2022 \(2\)](#)

This New Business for Consideration or Action was approved.

21. NEW BUSINESS ITEMS FOR INTRODUCTION

- a. [2022-0351](#) Introduction of an ordinance annexing 16.99 acres of land lying on the north side of Hwy 72 East and west of Jordan Road.
Ordinance No. 22-299

Sponsors: Planning

Attachments: [Martinson Ranch Annexation](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 5/12/2022.

- b. [2022-0352](#) Introduction of an ordinance amending Chapter 3, Article II of the Code of Ordinances of the City of Huntsville, to add Section 3-31, Bridge Street Arts & Entertainment District.
Ordinance No. 22-300

Sponsors: Planning

Attachments: [Bridge Street Arts & Ent District](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 5/12/2022.

- c. [2022-0353](#) Introduction of an Ordinance to amend Section 10.6 (Annual Leave), Section 10.7 (Sick Leave), Section 10.8 (Family and Medical Leave), Section 10.14 (Leave Without Pay Unexcused) and Section 10.22 (Voluntary Leave Transfer Program) of Ordinance No. 04-315, Personnel Policies and Procedures Manual.
Ordinance No. 22-301

Sponsors: Human Resources

Attachments: [Ordinance Revisions-PPPM-Final 4-28-2022.pdf](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 5/12/2022.

- d. [2022-0354](#) Introduction of an ordinance to amend Ordinance No. 89-79, Classification and Salary Plan Ordinance.
Ordinance No. 22-302

Sponsors: Human Resources

Attachments: [Class Salary Plan No. 89-79 4-28-2022.pdf](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 5/12/2022.

- e. [2022-0355](#) Introduction of an ordinance to amend the Budget Ordinance No. 21-867 to modify the authorized strength of the departments.
Ordinance No. 22-303

Sponsors: Human Resources

Attachments: [Budget Ord No. 21-867 4-28-2022.pdf](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 5/12/2022.

- f. [2022-0356](#) Introduction of an ordinance to declare certain real property as surplus and no longer need for a municipal purpose and authorizing its sale to ANA Hollywood, LLC.
Ordinance No. 22-304

Sponsors: Legal and Urban Development

Attachments: [ANA Hollywood Surplus Property ord Complete.pdf](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 5/12/2022.

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.

Jackie Reed was called to speak

Chad Chavez was called to speak

Harold Kemp was called to speak, he was not present

23. ADJOURNMENT

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