

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



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

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Thursday, November 16, 2023

5:30 PM

CITY COUNCIL CHAMBERS

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**REGULAR MEETING OF THE CITY COUNCIL**

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

**CALL TO ORDER**

**1. INVOCATION**

Moment of Silence

**2. PLEDGE OF ALLEGIANCE**

Led by: Councilmember Bill Kling

**3. APPROVAL OF THE AGENDA**

President Little moved to approve the Agenda as presented, which motion was duly seconded by Councilmember Robinson. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

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

**a. Minutes of Regular Meeting of the City Council held November 2, 2023. (Minutes Received)**

The above item is approved as submitted

**5. MAYOR: SPECIAL RECOGNITIONS**

**a. Check presentation from State Representative Laura Hall.**

Representative Laura Hall presented a check for \$20,000 to City of Huntsville Parks & Recreation.

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

**Special Recognitions**

**a. Presentation honoring Loretta Spencer and recognizing the official naming of the Loretta P. Spencer Sports Complex.**

**Sponsors:** Kling

**Resolutions for Approval and Presentation**

**b. Resolution honoring the Mae Jemison Jr. Jaguars football team for successfully securing**

a Championship Title.  
Resolution No. 23-946

**Sponsors:** Keith

**Attachments:** [Resolution honoring Mae Jemison Jr. Jaguars](#)

Councilmember Keith moved to approve the Resolution, which motion was duly seconded by Councilmember Robinson. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

### **Resolutions for Approval Only**

#### **7. ANNOUNCEMENTS AND PRESENTATIONS**

#### **8. MATTERS WITH OUTSIDE LEGAL REPRESENTATIVE**

#### **9. PUBLIC HEARINGS TO BE HELD**

- a. Public hearing to the vacation of a right-of-way along Hagey Drive. (Porter) (Set October 12, 2023, Regular Council Meeting)

**Sponsors:** Planning

**Attachments:** [Hagey Dr res After Public Hearing Complete.pdf](#)

- b. Public hearing on the zoning of 9.83 acres of land lying on the south side of US Hwy 72 W and east of Springhill Road to Highway Business C-4 District; and the introduction of an Ordinance pertaining to the same. (Set October 12, 2023, Regular Council Meeting)  
Ordinance No. 23-832

**Sponsors:** Planning

**Attachments:** [Shottenkirk\\_Zoning](#)

Councilmember Robinson moved to approve the Ordinance, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

- c. Public hearing on the rezoning of 64.68 acres of land lying on the west side of Liberty Hill Road and north of Routt Road from Residence 1 District to Planned Industrial District; and the introduction of an Ordinance pertaining to the same. (Set October 12, 2023, Regular Council Meeting)  
Ordinance No. 23-834

**Sponsors:** Planning

**Attachments:** [LibertyHill\\_Rezoning](#)

Councilmember Robinson moved to approve the Ordinance, which motion was duly seconded by Councilmember Kling. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

- d. Public hearing on the rezoning of 0.50 acres of land lying on the north of Governors Drive and west of Turner Street from Medical District to General Business C-3 District; and the introduction of an Ordinance pertaining to the same. (Set October 12, 2023, Regular Council Meeting)  
Ordinance No. 23-836

**Sponsors:** Planning

**Attachments:** [GovernorsDrive\\_Rezoning](#)

Councilmember Robinson moved to approve the Ordinance, which motion was duly seconded by Councilmember Kling. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

**10. PUBLIC HEARINGS TO BE SET**

- a. Resolution to set a public hearing for In2Equity Freight & Logistics d/b/a Bumble Bee Promotions for the operation of one special shuttle. (Set December 7, 2023, Regular Council Meeting)  
Resolution No. 23-947

**Sponsors:** Parking/Public Transit

**Attachments:** [In2Equity Freight & Logistics 231116](#)

Councilmember Robinson moved to approve the Resolution to set the public hearing for December 7, 2023 Regular Council Meeting, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

- b. Resolution to set a public hearing on the vacation of a right-of-way located at 2100 1st Street, Lowe Corporation Addition, and the introduction of a Resolution consenting to, and the introduction of an Ordinance vacating the right-of-way pertaining to the same. (Home Space Builders) (Set December 21, 2023, Regular Council Meeting)  
Resolution No. 23-948

Resolution No. 23-949

Ordinance No. 23-950

**Sponsors:** Planning

**Attachments:** [First St ROW Vacation COMPLETE.pdf](#)

Councilmember Robinson moved to approve the Resolution to set the public hearing for December 21, 2023 Regular Council Meeting, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**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.

Speaker(s): Joy Johnson

## 12. MAYOR COMMENTS

## 13. COUNCILMEMBER COMMENTS

Councilmember Bill Kling

Councilmember John Meredith

Councilmember Devyn Keith

Councilmember Jennie Robinson

Councilmember David Little

## 14. FINANCE COMMITTEE REPORT

- a. Resolution authorizing expenditures for payment.  
Resolution No. 23-951

**Sponsors:** Finance Committee

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

Councilmember Robinson moved to approve the Resolution, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

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

- a.** Resolution appointing Alvie Garrett to the Huntsville Tennis Center Board of Control, Place 5, to the seat previously held by Kevin Jose, for a three (3) year term to expire on November 28, 2026. (Nominated November 2, 2023, Regular Council Meeting)  
Resolution No. 23-952

**Sponsors:** Meredith

**Attachments:** [Garrett Appointment Tennis Board](#)

Councilmember Robinson moved to approve the Resolution, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

**16. BOARD APPOINTMENT NOMINATIONS**

**17. HUNTSVILLE UTILITIES ITEMS**

**18. LEGAL DEPARTMENT ITEMS/TRANSACTIONS**

**Vacation of Easements**

**Vacation of Rights-of-Way**

- a.** Resolution consenting to the vacation of a right-of-way along Hagey Drive. (Porter) (Introduced October 12, 2023, Regular Council Meeting)  
Resolution No. 23-828

**Sponsors:** Planning

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

Councilmember Robinson moved to approve the Resolution, which motion was duly seconded by Councilmember Kling. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

- b.** Ordinance vacating a right-of-way along Hagey Drive. (Porter) (Introduced October 12, 2023, Regular Council Meeting)  
Ordinance No. 23-829

**Sponsors:** Planning

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

Councilmember Robinson moved to approve the Ordinance, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

**19. UNFINISHED BUSINESS ITEMS FOR ACTION**

- a. Ordinance naming a road in John Hunt Park as Steve Ivey Drive SW. (Introduced November 2, 2023, Regular Council Meeting)  
Ordinance No. 23-943

**Sponsors:** Administration

**Attachments:** [Ord Naming Steve Ivey Dr complete](#)

Councilmember Robinson moved to approve the Ordinance, which motion was duly seconded by Councilmember Kling. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

**Abstain:** Meredith

- b. Ordinance amending the Code of Ordinances of the City of Huntsville, Chapter 2, Article XI, Police Citizens Advisory Council. (Introduced November 2, 2023, Regular Council Meeting)  
Ordinance No. 23-944

**Sponsors:** Little

**Attachments:** [HPCAC Ordinance 10.27.23.docx](#)

Councilmember Robinson moved to approve the Ordinance, which motion was duly seconded by Councilmember Kling. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

- c. Ordinance to declare certain real property as surplus and no longer needed for a municipal purpose and authorizing the City of Huntsville enter into a Development Agreement and Ground Lease with BREG HSV, LLC. (Introduced November 2, 2023, Regular Council Meeting)  
Ordinance No. 23-945

**Sponsors:** Urban Development

**Attachments:** [BREG Surplus Property ord Complete.pdf](#)

Councilmember Robinson moved to approve the Ordinance, which motion was duly seconded by President Little. President Little asked if there was any

discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**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 Councilmember Robinson, seconded by Councilmember Kling, to approve the Consent Agenda. The motion carried by the following vote:

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

**Nay:** None

- a. Resolution authorizing travel expenses.  
Resolution No. 23-953

**Sponsors:** Finance

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

This New Business for Consideration or Action was approved.

- b. Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and Cavanaugh MacDonald Consulting, LLC for Actuarial services on the City's Post-Retirement Medical Plan.  
Resolution No. 23-954

**Sponsors:** Finance

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

This New Business for Consideration or Action was approved.

- c. Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville, Alabama and the Huntsville Electric Utility Board to provide billing and collections service for the City's sewer service and garbage collections.  
Resolution No. 23-955

**Sponsors:** Finance

**Attachments:** [Huntsville Electric Utility Complete](#)

This New Business for Consideration or Action was approved.

- d. Resolution authorizing the Mayor to commit the settlement funding received by the City from the Walmart Opioid Settlement.  
Resolution No. 23-956

**Sponsors:** Finance

**Attachments:** [Walmart Settlement Resolution-Complete](#)

This New Business for Consideration or Action was approved.

- e. Ordinance approving appropriations, goods, or services for District 2 Council Improvement Funds.  
Ordinance No. 23-957

**Sponsors:** City Council

**Attachments:** [District 2 Council Improvement Complete](#)

Councilmember Robinson moved to approve the Ordinance, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

- f. Resolution authorizing the Mayor to enter into a Project Development Agreement and a Ground Lease between the City of Huntsville, Alabama and BREG HSV, L.L.C., for the Joe Davis Hotel Development.  
Resolution No. 23-958

**Sponsors:** Urban Development

**Attachments:** [Project Development Agmt and Ground Lease Agmt COMPLETE.pdf](#)

Councilmember Robinson moved to approve the Resolution, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

- g. Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville, Alabama and Garver, Inc., for Western Area Wastewater Master Plan. Project No. 71-24-SP02.  
Resolution No. 23-959

**Sponsors:** Engineering

**Attachments:** [Garver Western Area Wastewater Master Plan compete.pdf](#)

This New Business for Consideration or Action was approved.

- h. Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville, Alabama and Geo Solutions, L.L.C., for Construction Materials Testing Services for Huntsville Northern Bypass, Project No. 65-10-RD08.  
Resolution No. 23-960

**Sponsors:** Engineering

**Attachments:** [Geo Solutions HNB Testing Agmt COMPLETE.pdf](#)

This New Business for Consideration or Action was approved.



- i. Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville, Alabama and S&ME, Inc., for Huntsville Northern Bypass, Project No. 65-10-RD08 & ALDOT Project No. CRSA-STPHV-PE10(917).  
Resolution No. 23-961

**Sponsors:** Engineering

**Attachments:** [S&ME Northern Bypass COMPLETE.pdf](#)

This New Business for Consideration or Action was approved.

- j. Resolution authorizing the Mayor to enter into a Joint Funding Agreement between the City of Huntsville, Alabama and the U. S. Geological Survey for Water Resources Investigations, Project No. 71-24-DM02.  
Resolution No. 23-962

**Sponsors:** Engineering

**Attachments:** [USGS Joint Funding Agreement COMPLETE.pdf](#)

This New Business for Consideration or Action was approved.

- k. Resolution authorizing the Mayor to enter into a Standard Agreement between the City of Huntsville and CDG Engineers & Associates, Inc., for the John Hunt Park Tennis Center Expansion.  
Resolution No. 23-963

**Sponsors:** General Services

**Attachments:** [Comoplete-CDG-JHPTennis Ctr.pdf](#)

This New Business for Consideration or Action was approved.

- l. Resolution authorizing the Mayor to enter into a Temporary Construction Easement Agreement between the City of Huntsville, Freedom Tower LLC and Brasfield & Gorrie LLC for the Office Building at Hays Farm.  
Resolution No. 23-964

**Sponsors:** General Services

**Attachments:** [COMPLETE-BG Temp. Easement v3 - RW.pdf](#)

This New Business for Consideration or Action was approved.

- m. Resolution authorizing the Mayor to enter into a Standard Agreement between the City of Huntsville and Wiss, Janney, Elstner Associates, Inc., for the Clinton Avenue Parking Deck.  
Resolution No. 23-965

**Sponsors:** General Services

**Attachments:** [COMPLETE-WJE-ClintonParkingDeck.pdf](#)

Councilmember Robinson moved to approve the Resolution, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

- n. Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville, Alabama and Arbours at Moores Mill, LLC for HOME funds to construct affordable senior multi-family housing.

Resolution No. 23-966

**Sponsors:** Community Development

**Attachments:** [HOME Agreement - Arbours at Moores Mill Complete](#)

Councilmember Robinson moved to approve the Resolution, which motion was duly seconded by President Little. President Little asked if there was any discussion. President Little called for a roll-call vote on the above motion, and the following vote resulted:

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

**Nay:** None

- o. Resolution authorizing the Mayor to execute Modification No. 4 to the Agreement between the City of Huntsville, Alabama and First Stop, Inc., for the use of CDBG-CV funds.

Resolution No. 23-967

**Sponsors:** Community Development

**Attachments:** [First Stop CDBG-CV Mod 4 Agreement complete](#)

This New Business for Consideration or Action was approved.

- p. Resolution authorizing the Mayor to enter into an Agreement between Family Services Center, Inc., and the City of Huntsville, Alabama for the use of HOME Investment Partnership Funds to construct affordable housing at 6211 Hollow Road NW.

Resolution No. 23-968

**Sponsors:** Community Development

**Attachments:** [6211 Hollow Road - HOME Entitlement Contract Complete.pdf](#)

This New Business for Consideration or Action was approved.

- q. Resolution authorizing the Mayor to enter into a Memorandum of Understanding between the City of Huntsville and Oakwood University, Inc.

Resolution No. 23-969

**Sponsors:** Police

**Attachments:** [Complete File- Oct 2023](#)

This New Business for Consideration or Action was approved.

- r. Resolution authorizing the Mayor to enter into an Agreement between the City of Huntsville and the lowest responsible bidder, SJ&L General Contractors, LLC for the provision of services for the Resurfacing of Residential Streets FY2024 Phase 1 project.

Resolution No. 23-970

**Sponsors:** Public Works

**Attachments:** [SL & L General Contractors Complete](#)

This New Business for Consideration or Action was approved.

- s. Resolution authorizing the City Clerk to invoke South State Bank Letter of Credit No. 90558679 for the Bluffs at Inspiration Subdivision.  
Resolution No. 23-971

**Sponsors:** Legal

**Attachments:** [Bluffs 6679 LOC Complete.pdf](#)

This New Business for Consideration or Action was approved.

- t. Resolution authorizing the City Clerk to invoke South State Bank Letter of Credit No. 90558688 for the Bluffs at Inspiration Subdivision.  
Resolution No. 23-972

**Sponsors:** Legal

**Attachments:** [Bluffs 8688 LOC Complete.pdf](#)

This New Business for Consideration or Action was approved.

- u. Resolution authorizing the City Clerk to invoke South State Bank Letter of Credit No. 90558682 for Inspiration on Green Mountain Phase VI Subdivision.  
Resolution No. 23-973

**Sponsors:** Legal

**Attachments:** [Inspiration 8682 LOC Complete.pdf](#)

This New Business for Consideration or Action was approved.

- v. Resolution authorizing the City Clerk to invoke South State Bank Letter of Credit No. 90558685 for the Inspiration on Green Mountain Phase VI Subdivision.  
Resolution No. 23-974

**Sponsors:** Legal

**Attachments:** [Inspiration 8685 LOC Complete.pdf](#)

This New Business for Consideration or Action was approved.

- w. Resolution authorizing the City Attorney to settle the lawsuit entitled Alexandria Clark, et. al v. City of Huntsville, et. al, in the District Court of Madison County, Case No. DV-2022-902618.  
Resolution No. 23-975

**Sponsors:** Legal

**Attachments:** [Clark Settlement Complete.pdf](#)

This New Business for Consideration or Action was approved.

- x. Resolution authorizing the Mayor to enter into a Special Employee Agreement with

Larry Hamilton  
Resolution No. 23-976

**Sponsors:** Parking/Public Transit

**Attachments:** [Larry Hamilton complete 231116](#)

This New Business for Consideration or Action was approved.

- y. Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Roosevelt Daffin.  
Resolution No. 23-977

**Sponsors:** Municipal Court

**Attachments:** [Roosevelt Daffin Contract 2024.pdf](#)

This New Business for Consideration or Action was approved.

- z. Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Derrick Woodruff.  
Resolution No. 23-978

**Sponsors:** Municipal Court

**Attachments:** [Derrick Woodruff 2024 Contract.pdf](#)

This New Business for Consideration or Action was approved.

## 21. NEW BUSINESS ITEMS FOR INTRODUCTION

- a. Introduction of an Ordinance to name a road in John Hunt Park “Becky Peirce Drive SW.”  
Ordinance No. 23-979

**Sponsors:** Administration

**Attachments:** [Becky Peirce Drive naming ord Complete.pdf](#)

The above item is introduced as submitted to the City Council Regular Meeting due back on 12/7/2023.

## 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.

## 23. ADJOURNMENT

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