



SUMMARY • APRIL 17, 2017

Austin High School Auditorium Regular Meeting 10:00 AM

**402 LEE STREET
DECATUR, AL 35601**

I. CALL MEETING TO ORDER:

Council President Ard called the meeting to order at 10:08AM.

II. INVOCATION:

The invocation was provided by Austin High School student Rhett Tucker.

III. PLEDGE OF ALLEGIANCE:

The Austin High School Color Guard presented the colors and the Pledge of Allegiance was led by Austin High School student Zoey Jones.

A. BOARD OF EDUCATION PRESIDENT - KAREN DUKE

Ms. Duke introduced Dr. Edwards the Interim School Superintendent. She then introduced the Mayor and Council to the students in attendance.

IV. ROLL CALL OF ELECTED OFFICIALS:

| Attendee Name | Title | Status | Arrived |
|----------------------|-------------------|---------------|----------------|
| Chuck Ard | Council President | Present | |
| Billy Jackson | District 1 | Present | |
| Kristi Hill | District 2 | Present | |
| Paige Bibbee | District 3 | Present | |
| Charles Kirby | District 4 | Present | |

V. APPROVAL OF MINUTES:

A. March 28, 2017 - 5:00PM Work Session

(Requested by Stacy Gilley, City Clerk)

| | |
|------------------|-----------------------------------|
| RESULT: | ACCEPTED [UNANIMOUS] |
| MOVER: | Charles Kirby, District 4 |
| SECONDER: | Paige Bibbee, District 3 |
| AYES: | Ard, Jackson, Hill, Bibbee, Kirby |

B. April 3, 2017 - 5:30PM Work Session

(Requested by Stacy Gilley, City Clerk)

RESULT: **ACCEPTED [UNANIMOUS]**
MOVER: Charles Kirby, District 4
SECONDER: Paige Bibbee, District 3
AYES: Ard, Jackson, Hill, Bibbee, Kirby

C. City Council - Regular Meeting - Apr 3, 2017 6:00 PM

RESULT: **ACCEPTED [UNANIMOUS]**
MOVER: Charles Kirby, District 4
SECONDER: Paige Bibbee, District 3
AYES: Ard, Jackson, Hill, Bibbee, Kirby

VI. PRESENTATION:

Mayor Bowling presented Becky Davis, Director of the Alabama Organ Center a Proclamation in declaring April as Donation Life Month in Decatur.

VII. APPROVAL OF MONTHLY BILLS:

- A. Approve March, 2017 - Monthly Bills
 (Requested by Stacy Gilley, City Clerk)

RESULT: **ADOPTED [4 TO 0]**
MOVER: Paige Bibbee, District 3
SECONDER: Kristi Hill, District 2
AYES: Ard, Jackson, Hill, Bibbee
ABSTAIN: Kirby

VIII. RESOLUTIONS:

- A. Resolution No. 17-79 -

Request for Special Use Permit by AT&T to modify existing tower located at 2625 Centron Drive SW
(Requested by Sal Jasso, Revenue Department)

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Charles Kirby, District 4
SECONDER: Paige Bibbee, District 3
AYES: Ard, Jackson, Hill, Bibbee, Kirby

**RESOLUTION
 17-79
 REQUEST FOR SPECIAL USE PERMIT BY AT&T TO MODIFY EXISTING TOWER
 LOCATED AT 2625 CENTRON DRIVE SW**

RESOLUTION NO. _____

WHEREAS, AT&T has requested to modify their equipment on the existing wireless telecommunications facility located at 2625 Centron Drive SW, Decatur, AL, to provide enhanced wireless

services essentially within the corporate limits and police jurisdiction of the City of Decatur, and;

WHEREAS, AT&T has complied with City’s Ordinance No. 99-3536A and has demonstrated the need for a wireless facility to consistently deliver reliable services in the identified area, and;

WHEREAS, both the City and AT&T customers in the City of Decatur will benefit from improved service; and,

WHEREAS, the City’s consultant, The Center for Municipal Solutions (CMS), recommends the granting of a Special Use Permit for this modification of AT&T’s equipment on the existing tower located at 2625 Centron Drive SW, which consists of a 162’ monopole tower;

THEREFORE, BE IT RESOLVED by the City Council of the City of Decatur, Alabama that AT&T is hereby granted a Special Use Permit to modify equipment on the exiting guy tower located at 2625 Centron Drive SW. As recommended by CMS, the Special Use Permit is subject to compliance with the following condition prior to the issuance of said permit and/or a Certificate of Completion:

1. To prevent warehousing of permits or authorizations and to assure the best service to the City’s residents as expeditiously as possible, the facility must be built, activated and be providing service *no later than one hundred eighty (180) days after the issuance of the Special Use Permit or other applicable authorization, subject to commonly accepted force majeure exceptions acceptable to the City.* AT&T may petition the City of an extension of this for good cause shown, but the decision whether or not to grant the extension shall exclusively be the prerogative of the City.
2. AT&T must provide contractor information with construction schedule to City and to CMS prior to issuance of the Building Permit.
3. At the completion of construction, the Applicant must notify the City’s consultant and provide proof that all inspections have been satisfactorily completed and the project is ready for a final on-site inspection. Upon passing the final inspection, a recommendation to issue a Certificate of Occupancy shall be made.
4. AT&T shall not be permitted to actually provide service commercially until the Certificate of Occupancy or its functional equivalent is issued or risk forfeiting its Permit.
5. The Certificate of Occupancy shall not be issued until all fees and costs associated with this Permit, including inspections, have been paid.

ADOPTED this 17th day of April, 2017.

Enacted and approved this 17th day of April, 2017, at Decatur

B. Resolution No. 17-80 -

Authorize Mayor to submit and accept Alabama Historic Commission Grant Application
(Requested by Allen Stover, Community Development)

| | |
|------------------|-----------------------------------|
| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Charles Kirby, District 4 |
| SECONDER: | Paige Bibbee, District 3 |
| AYES: | Ard, Jackson, Hill, Bibbee, Kirby |

**RESOLUTION
17-80
AUTHORIZE MAYOR TO SUBMIT AND ACCEPT ALABAMA HISTORIC
COMMISSION GRANT APPLICATION**

WHEREAS, the State of Alabama, through the Alabama Historic Commission (AHC), has grant funds available; and

WHEREAS, the City of Decatur, on behalf of the Decatur Historic Commission, is eligible to receive such grant monies; and

WHEREAS, these grant funds will provide technical assist to the Decatur Historic Commission;

WHEREAS, the grant match (\$2,000.00) will come from the Old Bank budget,

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Decatur, Alabama, that Tab Bowling, in his capacity as Mayor, is hereby authorized to make application and accept this State of Alabama grant in the amount of \$3,000.00.

Enacted and approved this 17th day of April, 2017, at Decatur

C. Resolution No. 17-81 -

Approve Municipal Solutions for Professional Search Services regarding the CFO Position
(Requested by Herman Marks, Legal Department)

| | |
|------------------|---------------------------|
| RESULT: | ADOPTED [4 TO 1] |
| MOVER: | Charles Kirby, District 4 |
| SECONDER: | Kristi Hill, District 2 |
| AYES: | Ard, Hill, Bibbee, Kirby |
| NAYS: | Jackson |

**RESOLUTION
17-81
APPROVE MUNICIPAL SOLUTIONS FOR PROFESSIONAL SEARCH SERVICES
REGARDING THE CFO POSITION**

BE IT RESOLVED by the City Council of the City of Decatur, Alabama that the Mayor is authorized to execute on behalf of the City the attached engagement letter with Municipal Solutions for professional search services regarding the Chief Financial Officer position.

Adopted this 17th day of April 2017

Enacted and approved this 17th day of April, 2017, at Decatur

D. Resolution No. 17-82 -

Authorize the Purchase of Used Decatur Utilities Vehicles (to be funded by departmental budgets)
(Requested by Charlene Brueggeman, Accounting Department)

| | |
|------------------|---------------------------|
| RESULT: | ADOPTED [4 TO 1] |
| MOVER: | Charles Kirby, District 4 |
| SECONDER: | Paige Bibbee, District 3 |
| AYES: | Ard, Hill, Bibbee, Kirby |
| NAYS: | Jackson |

**RESOLUTION
17-82**

AUTHORIZE THE PURCHASE OF USED DECATUR UTILITIES VEHICLES (TO BE FUNDED BY DEPARTMENTAL BUDGETS)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA

Approval of funds for the purchase a used vehicles from Decatur Utilities for Parks & Rec (\$34,900), Maintenance (\$10,900), Fire Dept. (\$11,100) and Community Development (\$5,200) for a total cost of \$62,100. The respective department can fund the purchases from their current budgets. See attached schedule of vehicles, mileage and costs.

Enacted and approved this 17th day of April, 2017, at Decatur

E. Resolution No. 17-83 -

Award Bid # 17-015 Top Dress & Bunker Sand
(Requested by Charles Booth, Purchasing Department)

| | |
|------------------|-----------------------------------|
| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Charles Kirby, District 4 |
| SECONDER: | Kristi Hill, District 2 |
| AYES: | Ard, Jackson, Hill, Bibbee, Kirby |

**RESOLUTION
17-83**

AWARD BID # 17-015 TOP DRESS & BUNKER SAND

Award Bid #17-015 for Top Dress & Bunker Sand to Alliance Sand and Aggregates, LLC

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that Bid #17-015 for Top Dress & Bunker Sand is hereby awarded to Alliance Sand and Aggregates, LLC. based on the bid prices submitted. The Purchasing Agent is hereby authorized to approve purchase orders in accordance with the terms and conditions of the

bid documents.

Enacted and approved this 17th day of April, 2017, at Decatur

F. Resolution No. 17-84 -

Declare Surplus of Municipal Vehicles No Longer Needed by Street & Environmental Dept.

(Requested by Charles Booth, Purchasing Department)

| | |
|------------------|-----------------------------------|
| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Charles Kirby, District 4 |
| SECONDER: | Kristi Hill, District 2 |
| AYES: | Ard, Jackson, Hill, Bibbee, Kirby |

RESOLUTION

17-84

DECLARE SURPLUS OF MUNICIPAL VEHICLES NO LONGER NEEDED BY STREET & ENVIRONMENTAL DEPT.

WHEREAS, the City of Decatur, Alabama has certain items of personal property which are no longer needed for public or municipal purposes, and

WHEREAS, §11-43-56 of the Alabama Code of 1975 and §2-182 of the Code of Decatur authorizes the governing body to dispose of unneeded personal property,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Decatur, in the State of Alabama, as follows:

SECTION 1: The following vehicles held by Street and Environmental Department is hereby declared surplus and no longer needed for municipal purposes:

| DESCRIPTION | | | VIN # |
|-------------|---------------|--------|-------------------|
| 1995 | FORD | F-800 | 1FDXF80C9SVA25275 |
| 1999 | LODAL | EVO | 1L9AF59B7XK006245 |
| 1985 | CLEMENT | CGT 75 | 109BB38B0KM110336 |
| 1999 | INTERNATIONAL | 4900 | 1HTSDAAR6XH683093 |

SECTION 2: The Purchasing Agent is hereby authorized to dispose of said property described in Section 1 in accordance with established policy and thereafter place proceeds of such sale in the General fund. The City Clerk is hereby authorized to transfer title or ownership of same.

Enacted and approved this 17th day of April, 2017, at Decatur

G. Resolution No. 17-85 -

Award Bid #17-010 for Projector and Sound System Upgrades at the Princess Theatre to the ESB Group, Inc.

(Requested by Charles Booth, Purchasing Department)

RESULT: **ADOPTED [4 TO 1]**
MOVER: Paige Bibbee, District 3
SECONDER: Kristi Hill, District 2
AYES: Ard, Hill, Bibbee, Kirby
NAYS: Jackson

**RESOLUTION
17-85**

AWARD BID #17-010 FOR PROJECTOR AND SOUND SYSTEM UPGRADES AT THE PRINCESS THEATRE TO THE ESB GROUP, INC.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that Bid #17-010 for Projector and Sound System Upgrades at the Princess Theatre is hereby awarded to The ESB Group Inc. of Springville, Alabama in the amount of \$193,200.00 and the Purchasing Agent is authorized to approve purchase orders according to Title 39 Code of Alabama and the terms and conditions of the bid.

Enacted and approved this 17th day of April, 2017, at Decatur

H. Resolution No. 17-86 -

Extend Master Agreement with Hoar Program Management (HPM) as project manager for the Princess Theatre Upgrade Project

(Requested by Charles Booth, Purchasing Department)

RESULT: **ADOPTED [4 TO 1]**
MOVER: Charles Kirby, District 4
SECONDER: Paige Bibbee, District 3
AYES: Ard, Hill, Bibbee, Kirby
NAYS: Jackson

**RESOLUTION
17-86**

EXTEND MASTER AGREEMENT WITH HOAR PROGRAM MANAGEMENT (HPM) AS PROJECT MANAGER FOR THE PRINCESS THEATRE UPGRADE PROJECT

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that the Mayor is hereby authorized to sign amendment #1 to the master service agreement with Hoar Program Management (HPM) to serve as project manager on the system upgrades at the Princess Theatre.

Enacted and approved this 17th day of April, 2017, at Decatur

I. Resolution No. 17-69 -

Authorize Mayor to execute an agreement with Rivertree Systems, Inc. for Examination Services

(Requested by Sal Jasso, Revenue Department)

| | |
|------------------|-----------------------------------|
| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Charles Kirby, District 4 |
| SECONDER: | Paige Bibbee, District 3 |
| AYES: | Ard, Jackson, Hill, Bibbee, Kirby |

**RESOLUTION
17-69
AUTHORIZE MAYOR TO EXECUTE AN AGREEMENT WITH RIVERTREE SYSTEMS,
INC. FOR EXAMINATION SERVICES**

RESOLUTION NO. 17-69

**A RESOLUTION TO AUTHORIZE THE MAYOR TO EXECUTE AN
AGREEMENT WITH RIVERTREE SYSTEMS, INC. TO PROVIDE
EXAMINATION SERVICES FOR THE CITY OF DECATUR**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA, that the Mayor be authorized and directed to execute, on behalf of the City, an agreement with RIVERTREE SYSTEMS, INC. to provide examination services for sales and use taxes, lease taxes, and license fees.

READ, PASSED, AND ADOPTED THIS 17th DAY OF APRIL, 2017.

Enacted and approved this 17th day of April, 2017, at Decatur

IX. ORDINANCES - FIRST READING

A. Ordinance No. 17-4291 -

Annual Ad Valorem Tax Levy for FY 18 (First Reading)

(Requested by Stacy Gilley, City Clerk)

| | | |
|----------------|----------------------|-------------------------------|
| RESULT: | FIRST READING | Next: 5/1/2017 6:00 PM |
|----------------|----------------------|-------------------------------|

X. QUESTION AND ANSWER SESSION:

Council answered questions from the Austin High School Students regarding Municipal Government.

XI. ADJOURNMENT

Have no further business the meeting adjourned at 11:02AM