

RESULT: APPROVED BY UNANIMOUS CONSENT

C. August 14, 2017 Work Session - 5:00PM Ingalls Pavilion

(Requested by Stacy Gilley, City Clerk)

RESULT: ACCEPTED [4 TO 0]
MOVER: Charles Kirby, District 4
SECONDER: Paige Bibbee, District 3
AYES: Ard, Hill, Bibbee, Kirby
ABSTAIN: Jackson

D. August 21, 2017 - 3:00PM Budget Work Session

(Requested by Stacy Gilley, City Clerk)

RESULT: ACCEPTED [4 TO 0]
MOVER: Charles Kirby, District 4
SECONDER: Paige Bibbee, District 3
AYES: Ard, Hill, Bibbee, Kirby
ABSTAIN: Jackson

E. August 22, 2017 - 3:00PM Budget Work Session

(Requested by Stacy Gilley, City Clerk)

RESULT: ACCEPTED [4 TO 0]
MOVER: Charles Kirby, District 4
SECONDER: Paige Bibbee, District 3
AYES: Ard, Hill, Bibbee, Kirby
ABSTAIN: Jackson

F. August 23, 2017 - 3:00PM Budget Work Session

(Requested by Stacy Gilley, City Clerk)

RESULT: ACCEPTED [4 TO 0]
MOVER: Charles Kirby, District 4
SECONDER: Paige Bibbee, District 3
AYES: Ard, Hill, Bibbee, Kirby
ABSTAIN: Jackson

G. August 24, 2017 - 3:00PM Budget Work Session

(Requested by Stacy Gilley, City Clerk)

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

VII. WEED ABATEMENTS:

District 1

A. Resolution No. 17-235 -

Assess \$300 against 611 Grove St. NW for cost of abatement of nuisance
(Requested by David Lee, Community Development)

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

**RESOLUTION
17-235
ASSESS \$300 AGAINST 611 GROVE ST. NW FOR COST OF ABATEMENT OF
NUISANCE**

WHEREAS, the Community Development Department for the City of Decatur, Alabama, has given notice to Mrs. Charlie Stovall c/o Mary Stovall Green as the person or persons last assessed for ad valorem taxes for the property described as: The Southwest 40' of the Southeast 63' of Lot 230 City of Decatur, , more commonly known as 611 Grove St. NW , Decatur, Alabama, for the property being in violation of Act 95-500 of the Alabama Legislature by reason of overgrown grass and weed nuisance; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama, was unable to cause the owner of said property to abate the violation; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama did, after soliciting bids, cause the violation to be abated by a licensed contractor; and

WHEREAS, the costs for the abatement are as follows:

Contractor Cost	\$100.00
Administrative Fee	\$200.00
Total Cost	\$300.00

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

Section 1. The above referenced property shall be assessed, for overgrown grass and weed violations, in the amount of \$300.00, and the amount shall constitute a special assessment against the land and a lien against the property.

Section 2. The City Clerk shall cause a certified copy of this resolution to be recorded in the Office of the Probate Judge of Morgan County, and shall forward a copy to the Morgan County Revenue Commissioner so that the amount of the lien shall be added to the ad valorem tax bill for the property.

ADOPTED this the _____ day of _____, _____.

Enacted and approved this 5th day of September, 2017, at Decatur

B. Resolution No. 17-236 -

Assess \$300 against 302 Memorial Dr. NW for cost of abatement of nuisance

(Requested by David Lee, Community Development)

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

**RESOLUTION
17-236**

**ASSESS \$300 AGAINST 302 MEMORIAL DR. NW FOR COST OF ABATEMENT
OF NUISANCE**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA
RESOLUTION NO: _____

WHEREAS, the Community Development Department for the City of Decatur, Alabama, has given notice to LeRoy Goodwin, Jr as the person or persons last assessed for ad valorem taxes for the property described as: Decatur Land Improvement and Furnace Company addition #1 lot 23 block 24, more commonly known as 302 Memorial Dr. NW , Decatur, Alabama, for the property being in violation of Act 95-500 of the Alabama Legislature by reason of overgrown grass and weed nuisance; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama, was unable to cause the owner of said property to abate the violation; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama did, after soliciting bids, cause the violation to be abated by a licensed contractor; and

WHEREAS, the costs for the abatement are as follows:

Contractor Cost	\$100.00
Administrative Fee	\$200.00
Total Cost	\$300.00

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

Section 1. The above referenced property shall be assessed, for overgrown grass and weed violations, in the amount of \$300.00, and the amount shall constitute a special assessment against the land and a lien against the property.

Section 2. The City Clerk shall cause a certified copy of this resolution to be recorded in the Office of the Probate Judge of Morgan County, and shall forward a copy to the Morgan County Revenue Commissioner so that the amount of the lien shall be added to the ad valorem tax bill for the property.

ADOPTED this the _____ day of _____, _____.

Enacted and approved this 5th day of September, 2017, at Decatur

District 2

C. Resolution No. 17-238 -

,Assess \$300 against 2214 Harrison St. SE for cost of abatement of nuisance
(Requested by David Lee, Community Development)

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

**RESOLUTION
17-238
,ASSESS \$300 AGAINST 2214 HARRISON ST. SE FOR COST OF ABATEMENT
OF NUISANCE**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA
RESOLUTION NO: _____

WHEREAS, the Community Development Department for the City of Decatur, Alabama, has given notice to Leamon T. Hardiman and Martha V. Hardiman as the person or persons last assessed for ad valorem taxes for the property described as: Elliot Subdivision Lot 2, more commonly known as 2214 Harrison St. SE , Decatur, Alabama, for the property being in violation of Act 95-500 of the Alabama Legislature by reason of overgrown grass and weed nuisance; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama, was unable to cause the owner of said property to abate the violation; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama did, after soliciting bids, cause the violation to be abated by a licensed contractor; and

WHEREAS, the costs for the abatement are as follows:

Contractor Cost	\$100.00
Administrative Fee	\$200.00
Total Cost	\$300.00

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

Section 1. The above referenced property shall be assessed, for overgrown grass and weed violations, in the amount of \$300.00, and the amount shall constitute a special assessment against the land and a lien against the property.

Section 2. The City Clerk shall cause a certified copy of this resolution to be recorded in the Office of the Probate Judge of Morgan County, and shall forward a copy to the Morgan County Revenue Commissioner so that the amount of the lien shall be added to the ad valorem tax bill for the property.

ADOPTED this the _____ day of _____, _____.

Enacted and approved this 5th day of September, 2017, at Decatur

District 4

D. Resolution No. 17-237 -

Assess \$300 against 506 Carolyn St. SW for cost of abatement of nuisance
(Requested by David Lee, Community Development)

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

**RESOLUTION
17-237
ASSESS \$300 AGAINST 506 CAROLYN ST. SW FOR COST OF ABATEMENT OF
NUISANCE**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA
RESOLUTION NO: _____

WHEREAS, the Community Development Department for the City of Decatur, Alabama, has given notice to James S. Thornton, II as the person or persons last assessed for ad valorem taxes for the property described as: Brookhaven Subdivision Lot 13 Block 16, more commonly known as 506 Carolyn St. SW , Decatur, Alabama, for the property being in violation of Act 95-500 of the Alabama Legislature by reason of overgrown grass and weed nuisance; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama, was

unable to cause the owner of said property to abate the violation; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama did, after soliciting bids, cause the violation to be abated by a licensed contractor; and

WHEREAS, the costs for the abatement are as follows:

Contractor Cost	\$100.00
Administrative Fee	\$200.00
Total Cost	\$300.00

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

Section 1. The above referenced property shall be assessed, for overgrown grass and weed violations, in the amount of \$300.00, and the amount shall constitute a special assessment against the land and a lien against the property.

Section 2. The City Clerk shall cause a certified copy of this resolution to be recorded in the Office of the Probate Judge of Morgan County, and shall forward a copy to the Morgan County Revenue Commissioner so that the amount of the lien shall be added to the ad valorem tax bill for the property.

ADOPTED this the _____ day of _____, _____.

Enacted and approved this 5th day of September, 2017, at Decatur

E. Resolution No. 17-239 -

Assess \$300 against 901 Austin St. SW for cost of abatement of nuisance

(Requested by David Lee, Community Development)

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

**RESOLUTION
17-239
ASSESS \$300 AGAINST 901 AUSTIN ST. SW FOR COST OF ABATEMENT OF
NUISANCE**

WHEREAS, the Community Development Department for the City of Decatur, Alabama, has given notice to Sue Hill and Courtney Hill as the person or persons last assessed for ad valorem taxes for the property described as: Rollison Place Lot 3, more commonly known as 901 Austin St. SW , Decatur, Alabama, for the property being in violation of Act 95-500 of the Alabama Legislature by reason of overgrown grass and weed nuisance; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama, was

unable to cause the owner of said property to abate the violation; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama did, after soliciting bids, cause the violation to be abated by a licensed contractor; and

WHEREAS, the costs for the abatement are as follows:

Contractor Cost	\$100.00
Administrative Fee	\$200.00
Total Cost	\$300.00

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

Section 1. The above referenced property shall be assessed, for overgrown grass and weed violations, in the amount of \$300.00, and the amount shall constitute a special assessment against the land and a lien against the property.

Section 2. The City Clerk shall cause a certified copy of this resolution to be recorded in the Office of the Probate Judge of Morgan County, and shall forward a copy to the Morgan County Revenue Commissioner so that the amount of the lien shall be added to the ad valorem tax bill for the property.

ADOPTED this the _____ day of _____, _____.

Enacted and approved this 5th day of September, 2017, at Decatur

F. Resolution No. 17-240 -

Assess \$300 against 1209 Clarkview St. SW for cost of abatement of nuisance

(Requested by David Lee, Community Development)

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

**RESOLUTION
17-240
ASSESS \$300 AGAINST 1209 CLARKVIEW ST. SW FOR COST OF ABATEMENT
OF NUISANCE**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA
RESOLUTION NO: _____

WHEREAS, the Community Development Department for the City of Decatur, Alabama, has given notice to Kristi Laree Lawson as the person or persons last assessed for ad valorem taxes for the property described as: Clarks Spring Addition 4, Lot 52, more commonly known as 1209 Clarkview St. SW , Decatur, Alabama, for the property being in violation of Act 95-500 of the Alabama Legislature by reason of overgrown grass and weed nuisance; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama, was unable to cause the owner of said property to abate the violation; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama did, after soliciting bids, cause the violation to be abated by a licensed contractor; and

WHEREAS, the costs for the abatement are as follows:

Contractor Cost	\$100.00
Administrative Fee	\$200.00
Total Cost	\$300.00

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

Section 1. The above referenced property shall be assessed, for overgrown grass and weed violations, in the amount of \$300.00, and the amount shall constitute a special assessment against the land and a lien against the property.

Section 2. The City Clerk shall cause a certified copy of this resolution to be recorded in the Office of the Probate Judge of Morgan County, and shall forward a copy to the Morgan County Revenue Commissioner so that the amount of the lien shall be added to the ad valorem tax bill for the property.

ADOPTED this the _____ day of _____, _____.

Enacted and approved this 5th day of September, 2017, at Decatur

G. Resolution No. 17-241 -

Assess \$300 against 1630 Danville Rd. SW for cost of abatement of nuisance

(Requested by David Lee, Community Development)

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

**RESOLUTION
17-241**

**ASSESS \$300 AGAINST 1630 DANVILLE RD. SW FOR COST OF ABATEMENT
OF NUISANCE**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA
RESOLUTION NO: _____

WHEREAS, the Community Development Department for the City of Decatur, Alabama, has given notice to Edward Vaughn Harwell as the person or persons last assessed for ad valorem taxes for the property described as: Greenacres Subdivision Lot 15 less Rd R/W Blk 2, more commonly known as 1630 Danville Rd. SW , Decatur, Alabama, for the property being in

violation of Act 95-500 of the Alabama Legislature by reason of overgrown grass and weed nuisance; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama, was unable to cause the owner of said property to abate the violation; and

WHEREAS, the Community Development Department for the City of Decatur, Alabama did, after soliciting bids, cause the violation to be abated by a licensed contractor; and

WHEREAS, the costs for the abatement are as follows:

Contractor Cost	\$150.00
Administrative Fee	\$200.00
Total Cost	\$350.00

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

Section 1. The above referenced property shall be assessed, for overgrown grass and weed violations, in the amount of \$350.00, and the amount shall constitute a special assessment against the land and a lien against the property.

Section 2. The City Clerk shall cause a certified copy of this resolution to be recorded in the Office of the Probate Judge of Morgan County, and shall forward a copy to the Morgan County Revenue Commissioner so that the amount of the lien shall be added to the ad valorem tax bill for the property.

ADOPTED this the _____ day of _____, _____.

Enacted and approved this 5th day of September, 2017, at Decatur

VIII. SET PUBLIC HEARING:

A. Ordinance No. 17-4300 -

3369 : Zoning Request: 1311-17: approximately 1.77 acres located north of Bird Springs Road SW and east of Danville Road SW (Public Hearing set for 10/2/17 at 6:00pm)

(Requested by Karen Smith, Planning Department)

RESULT:	SET FOR PUBLIC HEARING	Next: 10/2/2017 6:00 PM
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B. Ordinance No. 17-4301 -

17-4301 : Zoning 1312-17 approximately .80 acres and is located north of Old Moulton Road SW and east side of McEntire Lane (Public Hearing set for 10/2/17 at 6:00PM)

(Requested by Karen Smith, Planning Department)

RESULT:	SET FOR PUBLIC HEARING	Next: 10/2/2017 6:00 PM
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C. Ordinance No. 17-4303 -

Authorize Franchise agreement with Charter (Public hearing set for October 2, 2017 at 6:00 p.m.)
(Requested by Herman Marks, Legal Department)

RESULT: SET FOR PUBLIC HEARING Next: 10/2/2017 6:00 PM

D. Resolution No. 17-220 -

3363 : Abatement of unsafe conditions at 308 W. Moulton St. NW (Public Hearing set for October 16, 2017 at 10:00AM)
(Requested by David Lee, Community Development)

RESULT: SET PUBLIC HEARING Next: 10/16/2017 10:00 AM

IX. PUBLIC HEARINGS:

A. Resolution No. 17-221 -

Request for Retail Beer & Wine Off Premise License for Yak & Yeti Inc. d.b.a Rocket Chevron at 23030 Alabama Highway 20, Tanner, Alabama 35671
(Requested by Sal Jasso, Revenue Department)
Council President Ard opened the public hearing for comments having none he then entertained a motion from Council.

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

**RESOLUTION
17-221
REQUEST FOR RETAIL BEER & WINE OFF PREMISE LICENSE FOR YAK & YETI
INC. D.B.A ROCKET CHEVRON AT 23030 ALABAMA HIGHWAY 20, TANNER,
ALABAMA 35671**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that the application for an alcoholic beverage license for Retail Beer & Wine Off Premise by Yak & Yeti Inc. d.b.a. Rocket Chevron at 23030 Alabama Highway 20, Tanner, Alabama 35671 is hereby approved, subject to the approval of the Building, Fire, Police, Health, and Revenue Departments.

ADOPTED this the 5th day of September 2017.

Enacted and approved this 5th day of September, 2017, at Decatur

B. Resolution No. 17-222 -

Request for Restaurant Retail Liquor License for The RailYard LLC d/b/a Whisk'd Cafe at 1051 Grant Street, S.E. Decatur, Alabama 35601 (Transfer request)
(Requested by Sal Jasso, Revenue Department)

Council President Ard opened the public hearing for comments having none he then entertained a motion from Council.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kristi Hill, District 2
SECONDER:	Paige Bibbee, District 3
AYES:	Ard, Jackson, Hill, Bibbee, Kirby

**RESOLUTION
17-222**

**REQUEST FOR RESTAURANT RETAIL LIQUOR LICENSE FOR THE RAILYARD LLC
D/B/A WHISK'D CAFE AT 1051 GRANT STREET, S.E. DECATUR, ALABAMA 35601
(TRANSFER REQUEST)**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that the application for an alcoholic beverage license for Restaurant Retail Liquor for The RailYard LLC d/b/a Whisk'd Cafe at 1051 Grant Street S.E. Decatur, Alabama 35601 is hereby approved, subject to the approval of the Building, Fire, Police, Health, and Revenue Departments.

ADOPTED this the 5th day September 2017.

Enacted and approved this 5th day of September, 2017, at Decatur

C. Resolution No. 17-223 -

3356 : Request for Retail Beer & Wine Off Premise License for Mapco Express Inc. d.b.a Mapco #7540 at 2400 Beltline Road S.W., Decatur, Alabama 35601

(Requested by Sal Jasso, Revenue Department)

Council President Ard opened the public hearing for comments having none he then entertained a motion from Council.

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

**RESOLUTION
17-223**

**REQUEST FOR RETAIL BEER & WINE OFF PREMISE LICENSE FOR MAPCO
EXPRESS INC. D.B.A MAPCO #7540 AT 2400 BELTLINE ROAD S.W., DECATUR,
ALABAMA 35601**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that the application for an alcoholic beverage license for Retail Beer & Wine Off Premise by Mapco Express Inc. d.b.a. Mapco # 7540 at 2400 Beltline Road S.W., Decatur, Alabama 35601 is hereby approved, subject to the approval of the Building, Fire, Police, Health, and Revenue Departments.

ADOPTED this the 5th day of September 2017.

Enacted and approved this 5th day of September, 2017, at Decatur

D. Resolution No. 17-224 -

3360 : pecial Event Retail Liquor License for Sykes Place On Bank LLC. (Wild West Night Nov. 2) on behalf of the Volunteer Center of Morgan County at 2813 Old Moulton Road S.W.

(Requested by Sal Jasso, Revenue Department)

Council President Ard opened the public hearing for comments having none he then entertained a motion from Council.

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

RESOLUTION

17-224

**SPECIAL EVENT RETAIL LIQUOR LICENSE FOR SYKES PLACE ON BANK LLC.
(WILD WEST NIGHT NOV. 2) ON BEHALF OF THE VOLUNTEER CENTER OF
MORGAN COUNTY AT 2813 OLD MOULTON ROAD S.W.**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that the application for an alcoholic beverage license for Special Event Retail Liquor for November 2, 2017 by Sykes Place On Bank LLC. for (Wild West Night) on behalf of the Volunteer Center of Morgan County at 2813 Old Moulton Road S.W. is hereby approved, subject to the approval of the Building, Fire, Police, Health, and Revenue Departments.

ADOPTED this the 5th day September 2017.

Enacted and approved this 5th day of September, 2017, at Decatur

E. Resolution No. 17-225 -

3361 : Special Event Retail Liquor License for Sykes Place On Bank LLC for (Bacon & brew Oct 28) on behalf of the Junior League of Morgan County at 2813 Old Moulton Road S.W.

(Requested by Sal Jasso, Revenue Department)

Council President Ard opened the public hearing for comments having none he then entertained a motion from Council.

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

**RESOLUTION
17-225**

**SPECIAL EVENT RETAIL LIQUOR LICENSE FOR SYKES PLACE ON BANK LLC. FOR
(BACON & BREW OCT 28) ON BEHALF OF THE JUNIOR LEAGUE OF MORGAN
COUNTY AT 2813 OLD MOULTON ROAD S.W.**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that the application for an alcoholic beverage license for Special Event Retail Liquor for October 28, 2017 by Sykes Place On Bank LLC. for (Bacon & brew) on behalf of The Junior League of Morgan County at 2813 Old Moulton Road S.W. is hereby approved, subject to the approval of the Building, Fire, Police, Health, and Revenue Departments.

ADOPTED this the 5th day September 2017.

Enacted and approved this 5th day of September, 2017, at Decatur

F. Resolution No. 17-226 -

Request for Manufacturer License for Cross-Eyed Owl Brewing Company Inc., at 105 First Avenue N.E.

(Requested by Sal Jasso, Revenue Department)

Council President Ard opened the public hearing for comments having none he then entertained a motion from Council.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paige Bibbee, District 3
SECONDER:	Kristi Hill, District 2
AYES:	Ard, Jackson, Hill, Bibbee, Kirby

**RESOLUTION
17-226**

**REQUEST FOR MANUFACTURER LICENSE FOR CROSS-EYED OWL BREWING
COMPANY INC., AT 105 FIRST AVENUE N.E.**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that the application for an alcoholic beverage license for Manufacturer by Cross-Eyed Owl Brewing Company., Inc. at 105 First Avenue N.E., is hereby approved, subject to the approval of the Building, Fire, Police, Health, and Revenue Departments.

ADOPTED this the 5th day September 2017.

Enacted and approved this 5th day of September, 2017, at Decatur

G. Resolution No. 17-185 -

Abatement of unsafe conditions at 422 3rd Ave. SW (Public Hearing set on August 7, 2017)

(Requested by David Lee, Community Development)

Council President Ard opened the public hearing for comments having none he then entertained a motion from Council.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Billy Jackson, District 1
SECONDER:	Charles Kirby, District 4
AYES:	Ard, Jackson, Hill, Bibbee, Kirby

RESOLUTION

17-185

ABATEMENT OF UNSAFE CONDITIONS AT 422 3RD AVE. SW (PUBLIC HEARING SET ON AUGUST 7, 2017)

WHEREAS, the City Council, of the City of Decatur Alabama, finds and determines after a public hearing that the structure(s) on the below described lot(s) is in violation of the International Property Maintenance Code, as adopted by the City of Decatur; and

WHEREAS, said violations constitute a public nuisance; and

WHEREAS, said structure(s) is unsafe and said unsafe conditions should be removed to protect the public health and welfare of the citizens of Decatur; and

WHEREAS, the owner(s) of record has been notified of said unsafe conditions in accordance with the International Property Maintenance Code, as adopted and amended by the City of Decatur; and

WHEREAS, the owner(s) of record has been given the opportunity to abate said unsafe conditions and eliminate this public nuisance, yet has failed to do so;

THEREFORE, BE IT RESOLVED by the City Council of the City of Decatur, in the State of Alabama, that the Mayor, Tab Bowling, is hereby authorized to abate said code violation(s) on the below described lot at City expense and the costs of such abatement shall constitute a lien on the property and shall be collected in a manner provided by law, and the Mayor is hereby authorized and directed to award any contract required for such abatement.

Said lot is described as follows

Legal Description: Decatur Land Improvement and Furnace Company, Addition #2, Lot

19, Block 22

More commonly known as: **422 3rd Avenue SW**

Adopted this _____ day of _____ 2017

Enacted and approved this 5th day of September, 2017, at Decatur

X. RESOLUTIONS:

A. Resolution No. 17-227 -

Approve MUB Expenditure of \$722,300 for Sewer Pipe Rehab (Pipe Burst Method)
(Requested by Janice Armor, Municipal Utilities Board)

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

**RESOLUTION
17-227
APPROVE MUB EXPENDITURE OF \$722,300 FOR SEWER PIPE REHAB (PIPE
BURST METHOD)**

RESOLUTION NO. 17-227

BE IT RESOLVED by the City Council of the City of Decatur in the State of Alabama that in accordance with the request of the Municipal Utilities Board of Decatur, Morgan County, Alabama by letter dated August 16, 2017, a copy of which shall be recorded in the minutes of this meeting, that the City Council does hereby consent to and approve of the following estimated expenditure by the Board of \$722,300 for Sewer Pipe Rehab - Pipe Burst Method.

CERTIFICATE

I, Stacy Gilley, City Clerk of the City of Decatur, Alabama hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Decatur at a regular meeting of the same held on September 5, 2017, as the same appears of record in the minutes of said meeting in my custody and control.

IN WITNESS WHEREOF, I have hereunto set my hand as City Clerk of the City of Decatur and affixed the seal of the City of Decatur to the certificate on this 6th day of September, 2017.

Stacy Gilley
City Clerk

Enacted and approved this 5th day of September, 2017, at Decatur

B. Resolution No. 17-228 -

Approve MUB Expenditure of \$2,626,684 for WWTP Chlorine Contact Basin Improvements

(Requested by Janice Armor, Municipal Utilities Board)

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

**RESOLUTION
17-228**

**APPROVE MUB EXPENDITURE OF \$2,626,684 FOR WWTP CHLORINE CONTACT
BASIN IMPROVEMENTS**

RESOLUTION NO. 17-228

BE IT RESOLVED by the City Council of the City of Decatur in the State of Alabama that in accordance with the request of the Municipal Utilities Board of Decatur, Morgan County, Alabama by letter dated August 16, 2017, a copy of which shall be recorded in the minutes of this meeting, that the City Council does hereby consent to and approve of the following estimated expenditure by the Board of \$2,626,684 for WWTP Chlorine Contact Basin Improvements.

CERTIFICATE

I, Stacy Gilley, City Clerk of the City of Decatur, Alabama hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Decatur at a regular meeting of the same held on September 5, 2017, as the same appears of record in the minutes of said meeting in my custody and control.

IN WITNESS WHEREOF, I have hereunto set my hand as City Clerk of the City of Decatur and affixed the seal of the City of Decatur to the certificate on this 6th day of September, 2017.

Stacy Gilley
City Clerk

Enacted and approved this 5th day of September, 2017, at Decatur

C. Resolution No. 17-229 -

3339 : Award Bid 17-029 for Renovation of the Princess Theatre Marquee Sign to J&M Signs (to be paid from 001-045-32-000-59092)

(Requested by Charles Booth, Purchasing Department)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kristi Hill, District 2
SECONDER:	Paige Bibbee, District 3
AYES:	Ard, Jackson, Hill, Bibbee, Kirby

**RESOLUTION
17-229**

AWARD BID 17-029 FOR RENOVATION OF THE PRINCESS THEATRE MARQUEE SIGN TO J&M SIGNS (TO BE PAID FROM 001-045-32-000-59092)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that bid #17-029 for renovation of the Princess Theatre marquee sign is hereby awarded to J&M Signs of Decatur, Alabama, being the lowest responsible bidder in accordance with Title 39 Code of Alabama, the Purchasing Agent is hereby authorized to approve purchase orders for the base bid as directed and according to the bid terms and conditions; with the understanding that the culture department budget line item 001-045-32-000-59092 is to be charged and amended accordingly; with any amount above \$67,000 to be reimbursed to the City from the Princess Theatre for the Performing Arts

Enacted and approved this 5th day of September, 2017, at Decatur

D. Resolution No. 17-230 -

Approve the 2017 Justice Assistance Grant (JAG)

(Requested by Allen Stover, Community Development)

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

**RESOLUTION
17-230**

APPROVE THE 2017 JUSTICE ASSISTANCE GRANT (JAG)

WHEREAS, the City of Decatur, along with the Morgan County Sheriff's Department, is eligible for the 2017 Edward Byrne Memorial Justice Assistance Grant (JAG) grant in the amount of \$12,149.00 from the Department of Justice;

WHEREAS, this grant will be split with the City receiving \$7,800.00 and the Morgan County Sheriff's Department receiving \$4,349.00;

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

SECTION 1: That Tab Bowling, in his capacity as Mayor, is hereby authorized to apply for and accept this Justice Assistance Grant (JAG) Award.

SECTION 2: That Tab Bowling, in his capacity as Mayor, is hereby authorized to sign the attached Interlocal agreement with the Morgan County Commission.

SECTION 3: That Tab Bowling, in his capacity as Mayor, is hereby authorized and directed to act as the official representative of the City of Decatur in regards to the said grant.

SECTION 4: That Tab Bowling, in his capacity as Mayor, shall take any such other actions as may be requested or required in the implementation of this grant.

Adopted this the ____ day of _____, 2017

Enacted and approved this 5th day of September, 2017, at Decatur

E. Resolution No. 17-231 -

Award Project Bid No. 17-025 for Rough Rider Park Pavilion Project to E-Tech Construction
(Requested by Allen Stover, Community Development)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Billy Jackson, District 1
SECONDER:	Charles Kirby, District 4
AYES:	Ard, Jackson, Hill, Bibbee, Kirby

**RESOLUTION
17-231**

**AWARD PROJECT BID NO. 17-025 FOR ROUGH RIDER PARK PAVILION PROJECT
TO E-TECH CONSTRUCTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DECATUR, ALABAMA that the bid of E-Tech Construction., having been the low bidder for the Rough Rider Park Pavilion Project bid No. 17-025 for the Community Development Department, in accordance with specifications provided, the vendor is qualified and able to fulfill the requirements of the specifications, is hereby adopted and the Purchasing Agent is authorized to issue a Purchase order for the base bid in the amount of \$95,977.00. This Project will be funded using CDBG Funds with no impact to the general fund.

Enacted and approved this 5th day of September, 2017, at Decatur

F. Resolution No. 17-232 -

3379 : Approve Change Orders for Decatur Cemetery Entrance Improvements Project in the amount of \$5269.00 for additional sidewalks and \$1,627.66 for subgrade stabilization measures (to be paid from the Decatur Cemetery Perpetual Care Fund)

(Requested by Herman Marks, Legal Department)

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

**RESOLUTION
17-232**

**APPROVE CHANGE ORDERS FOR DECATUR CEMETERY ENTRANCE
IMPROVEMENTS PROJECT IN THE AMOUNT OF \$5269.00 FOR ADDITIONAL
SIDEWALKS AND \$1,627.66 FOR SUBGRADE STABILIZATION MEASURES (TO
BE PAID FROM THE DECATUR CEMETERY PERPETUAL CARE FUND)**

BE IT RESOLVED by the City Council of the City of Decatur, Alabama that the attached Change Orders with Waters Brothers Contractors, Inc. in the amount of \$5269.00 for additional sidewalks and in the amount of \$1,627.66 for subgrade stabilization measures as part of the Decatur Cemetery Entrance Improvements Project are hereby approved making the new contract amount total \$154,791.72; with the understanding that the City's portion will be

\$72,780.33 to be paid from the Decatur Cemetery Perpetual Care Fund and the remaining portion to be reimbursed by the Baker Foundation; and

BE IT FURTHER RESOLVED that the Mayor and Staff are authorized on behalf of the City to take the necessary steps to complete the payment of the revised contract.

ADOPTED this 5th day of September, 2017.

Enacted and approved this 5th day of September, 2017, at Decatur

G. Resolution No. 17-233 -

Approve HR-Basic Guidelines for promotional Procedures to be effective immediately (Requested by Herman Marks, Legal Department)

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

**RESOLUTION
17-233
APPROVE HR-BASIC GUIDELINES FOR PROMOTIONAL PROCEDURES TO BE EFFECTIVE IMMEDIATELY**

BE IT RESOLVED by the City Council of the City of Decatur, Alabama that upon the recommendation of the Personnel Board the attached Human Resources Procedure - Basic Guidelines for Promotional Procedures is hereby adopted effective immediately.

ADOPTED this 5th day of September 2017.

Enacted and approved this 5th day of September, 2017, at Decatur

H. Resolution No. 17-234 -

Approve ALDOT Agreement for Additional Lanes on West Moulton Street from Cockrell Avenue to the existing four lane

(Requested by Herman Marks, Legal Department)

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

**RESOLUTION
17-234**

APPROVE ALDOT AGREEMENT FOR ADDITIONAL LANES ON WEST MOULTON STREET FROM COCKRELL AVENUE TO THE EXISTING FOUR LANE

RESOLUTION NUMBER _____

BE IT RESOLVED, by the City Council of the City of Decatur, Alabama as follows:

1. That the City enters into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation for:

The additional lanes on West Moulton Street from Cockrell Avenue to the existing 4-lane. Length - 0.823 miles
Project# ACOA59677-ATRP(013); ATRIP# 52-05-12

2. That the agreement be executed in the name of the City, by its Mayor, for and on its behalf.
3. That the agreement be attested by the City Clerk and the seal of the City affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept on file by the City Clerk.

Passed, adopted and approved this _____ day of _____, 20

ATTESTED:

City Clerk

Mayor, City of Decatur

I, the undersigned qualified and acting clerk of the City of Decatur, Alabama, do hereby certify that the above and foregoing is a true copy of a resolution passed and adopted by the City Council of the City named therein, at a regular meeting of such Council held on the _____ day of _____, 20_____, and that such resolution is on file in the City Clerk's office.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the official seal of the City on the _____ day of _____, 20_____.

City Clerk

SEAL

Enacted and approved this 5th day of September, 2017, at Decatur

XI. ORDINANCES - FIRST READINGS:

- A. Ordinance No. 17-4302 -

Amend Sec. 19-19 of the Code of Decatur, Alabama - Residential Refuse Collection Fee Adjustment (First Reading 9/5/17)

(Requested by Herman Marks, Legal Department)

RESULT:	FIRST READING	Next: 9/18/2017 10:00 AM
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XII. ORDINANCES:

- A. Ordinance No. 17-4297 -

17-4297 : Revision of Chapter 24 - Vehicles for Hire (First Reading August 7, 2017)

(Requested by Herman Marks, Legal Department)

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

**ORDINANCE
17-4297
REVISION OF CHAPTER 24 VEHICLES FOR HIRE (FIRST READING AUGUST 7,
2017)**

SEE THE ATTACHMENT. The Ordinance is too large to view here.

Enacted and approved this 5th day of September, 2017, at Decatur

- B. Ordinance No. 17-4298 -

Declare 606 West Moulton St. NW as surplus and authorize the sale to Tommy Jointer in the amount of \$5,000 (First Reading August 21, 2017)

(Requested by Allen Stover, Community Development)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Billy Jackson, District 1
SECONDER:	Charles Kirby, District 4
AYES:	Ard, Jackson, Hill, Bibbee, Kirby

**ORDINANCE
17-4298**

DECLARE 606 WEST MOULTON ST. NW AS SURPLUS AND AUTHORIZE THE SALE TO TOMMY JOINTER IN THE AMOUNT OF \$5,000 (FIRST READING AUGUST 21, 2017)

ORDINANCE NO. 17-4298

The public welfare requiring it, under authority of Section 24-2-2 of the 1975 Code of Alabama, and it further being hereby declared that the property herein described is no longer needed for public purposes, be it ordained by the City Council of the City of Decatur, in the State of Alabama, as follows:

Section 1. That Tab Bowling, Mayor, City of Decatur, Alabama, is hereby authorized and directed to issue a deed to **Tommy Jointer**, for the purchase price of **\$5,000.00**, which the Council finds to be a reasonable and fair price, to the following property situated, lying and being in the City of Decatur, County of Morgan and State of Alabama, to-wit:

Lot 18 Block 2 Decatur Land Improvement and Furnace Company Addition #1 as amended by Decatur Land Company

MORE COMMONLY KNOWN AS:
606 West Moulton Street NW.

Section 2. That Tab Bowling, Mayor, City of Decatur, Alabama, is hereby authorized and directed to execute all other such documents as may be required to effect this transaction.

Section 3. This Ordinance shall take effect and be in force from and after the date of its adoption.

ADOPTED this the 5th day of September, 2017

Authenticated:

Stacy Gilley, City Clerk

APPROVED this the _____ day of September, 2017

Tab Bowling, Mayor

Enacted and approved this 5th day of September, 2017, at Decatur

C. Ordinance No. 17-4299 -

17-4299 : Declare 1706 Douthit St. SW as surplus and authorize the sale to Angela Brackin in the amount of \$4,000 (First Reading August 21, 2017)

(Requested by Allen Stover, Community Development)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Billy Jackson, District 1
SECONDER:	Charles Kirby, District 4
AYES:	Ard, Jackson, Hill, Bibbee, Kirby

**ORDINANCE
17-4299**

**DECLARE 1706 DOUTHIT ST. SW AS SURPLUS AND AUTHORIZE THE SALE TO
ANGELA BRACKIN IN THE AMOUNT OF \$4,000**

ORDINANCE NO. 17-4299

The public welfare requiring it, under authority of Section 24-2-2 of the 1975 Code of Alabama, and it further being hereby declared that the property herein described is no longer needed for public purposes, be it ordained by the City Council of the City of Decatur, in the State of Alabama, as follows:

Section 1. That Tab Bowling, Mayor, City of Decatur, Alabama, is hereby authorized and directed to issue a deed to **Angela Brackin**, for the purchase price of **\$4,000.00**, which the Council finds to be a reasonable and fair price, to the following property situated, lying and being in the City of Decatur, County of Morgan and State of Alabama, to-wit:

Lot 24 Meadowbrook Estates Addition #1

MORE COMMONLY KNOWN AS:
1706 Douthit St SW

Section 2. That Tab Bowling, Mayor, City of Decatur, Alabama, is hereby authorized and directed to execute all other such documents as may be required to effect this transaction.

Section 3. This Ordinance shall take effect and be in force from and after the date of its adoption.

ADOPTED this the 5th day of September, 2017

Authenticated:

Stacy Gilley, City Clerk

APPROVED this the _____ day of September, 2017

Tab Bowling, Mayor

Enacted and approved this 5th day of September, 2017, at Decatur

XIII. BOARDS AND COMMITTEES:

- A. Appoint Barbara Kelly to the Historic Preservation Commission- Term Expiring 3/19/20

(Requested by Stacy Gilley, City Clerk)

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

XIV. OTHER BUSINESS:

Mayor Tab Bowling thanked City Attorney Herman Marks and Economic Development Director Wally Terry for all the work they contributed for the Vehicles for Hire ordinance which passed this evening.

XV. ADJOURNMENT:

Having no further business Council Member Kirby made a motion to adjourn the meeting. Council Member Bibbee seconded and the meeting adjourn at 6:40 PM..