

**CITY COUNCIL MEETING
MINUTES OF PRE-COUNCIL MEETING – TUESDAY, MARCH 7, 2017
CITY OF HUEYTOWN**

The City Council of the City of Hueytown met on Tuesday, March 7, 2017 in pre-Council meeting at 5:30 P.M. in the pre-Council Chamber of Hueytown City Hall.

The meeting was called to order with President Zimmerman and Council members Crane, Jacks and Pickens present. Council member Contorno was absent due to illness. Mayor Ware and Attorney J. D. Terry were present.

The purpose of the meeting was to discuss general municipal business and review the City Council agenda.

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**MINUTES OF CITY COUNCIL
CITY OF HUEYTOWN, ALABAMA
TUESDAY, MARCH 7, 2017**

A regular meeting of City Council of the City of Hueytown, Alabama was held in the Council Chamber of Hueytown City Hall on Tuesday, March 7, 2017. The meeting was called to order at 6:00 P.M. The invocation was given by Council member Jacks followed by the Pledge of Allegiance.

Upon roll call, President Zimmerman and Council members Crane, Jacks and Pickens were present. Council member Contorno was absent due to illness. Mayor Ware and Attorney J. D. Terry were present.

1. APPROVAL OF MINUTES

Council member Pickens moved, seconded by Council member Jacks, that the minutes of the pre-Council Meeting held Tuesday, February 28, 2017 and the minutes of the Regular Meeting held Tuesday, February 28, 2017 be approved as previously received and thereby dispensing with reading of the minutes. Upon roll call, President Zimmerman and Council members Crane, Jacks and Pickens voted yes. There were no nay votes. President Zimmerman declared the minutes approved.

2. MAYOR'S REPORT

Mayor Ware thanked everyone for attending the meeting. He reported that the Brooklane Widening Project is almost complete. He cautioned that drivers should watch their speed on the widened roadway because the speed limit has not changed.

The Mayor announced that since the February 28, 2017 Council meeting, he has made five more Beautification Board appointments - Debra Winston (D-1), Charmaine Thurston Vazquez (D-4), Nancy Staggs (D-5), Traci Ware (D-5) and Rheonna Weller Wiuff (D-5).

3. STANDING COMMITTEE REPORTS

Council member Pickens of the Planning and Development Committee reported that the Planning and Zoning Commission approved the final plat for phase five of Virginia Ridge (aka Victoria Drive Extension) and that construction should begin soon.

Council member Crane of the Public Safety Committee reported that the Committee plans to meet with the Police Chief and Mayor regarding jail upgrades in approximately two weeks.

There were no other Standing Committee Reports.

4. OFFICERS' REPORTS

There were no officers' reports. The Council received Court Department, Fire Department and Police Department reports for the month of February 2017 although these reports were not given verbally.

At this time, President Zinnerman recognized Becky Williams of the Chamber of Commerce who announced: April 20, 2017 – annual Chamber Banquet with Fred Hunter of Channel 6’s Absolutely Alabama as keynote speaker; new business in City – Bama Supply, 2509 15th Street; and Saturday, March 11, 2017 – HHS Alumni Breakfast (registration at 7:30 A.M.);

5. CORRESPONDENCE

There was no written correspondence.

6. BILLS FOR APPROVAL

In the absence of Council member Contorno, Council member Pickens moved, seconded by Council member Crane, that the List of Bills be approved in the total amount of \$19,184.19. Upon roll call, President Zinnerman and Council members Crane, Jacks and Pickens voted yes. There were no nay votes. The motion unanimously carried.

3-07-2017

===== TOTAL FUND TOTALS =====	
01 GENERAL FUND	15,358.59
11 7 CENT GAS TAX	1,365.00
13 EMERGENCY COMMUNICATIONS	1,636.68
14 4 CENT GAS TAX	721.29
15 GARBAGE FUND	50.94
16 U.N.I.T TASK FORCE FUND	51.69

GRAND TOTAL:	19,184.19

7. ORDINANCE NO. 17-0228-1: AMEND “COURT COSTS” - MISDEMEANOR CORRECTIONS FUND AND TRAFFIC CORRECTIONS FUND/FINAL READING

President Zinnerman announced that Ordinance No. 17-0228-1 to amend certain “Court Costs” of the City of Hueytown - increasing the Misdemeanor Corrections Fund from \$43.00 to \$58.00; and increasing the Traffic Corrections Fund from \$23.50 to \$35.50, received first reading at the Council meeting of February 28, 2017 and now was the time for consideration for adoption. Council member Crane moved, seconded by Council member Jacks for adoption. Upon roll call, President Zinnerman and Council members Crane, Jacks and Pickens voted yes. There were no nay votes. President Zinnerman declared the ordinance adopted.

**ORDINANCE NO. 17-0228-1
AN ORDINANCE TO AMEND SECTION 22-11 ENTITLED
“COURT COSTS” OF THE CODE OF ORDINANCES
OF THE CITY OF HUEYTOWN**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUEYTOWN, ALABAMA, as follows:

Section 1. That Section 22-11 entitled “Court Costs” of Chapter 22 entitled “Court” of the Code of Ordinances of the City of Hueytown previously adopted on or about December 13, 1977, is hereby amended as follows:

- > The Misdemeanor Corrections Fund is increased by \$15.00– from \$43.00 to **\$58.00.**
- > The Traffic Corrections Fund is increased by \$12.00– from \$23.50 to **\$35.50.**

Section 2. That all other provisions of the Code of Ordinances of the City of Hueytown are to remain in full force and effect and shall not be affected by these amendments.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 4. That the provisions of this Ordinance shall become effective on **March 31, 2017.**

ADOPTED this 7th day of March, 2017.

8. ORDINANCE NO. 17-0228-2: AMEND GARBAGE COLLECTION FEES
FINAL READING

President Zinnerman announced that Ordinance No. 17-0228-2 to amend garbage collection fees commencing April 1, 2017 to \$17.00 per month, per unit, to be paid quarterly in advance at the rate of \$51.00 per quarter at the total annual fee of \$204.00; and \$199.00 annual fee if paid in one payment in advance, received first reading at the Council meeting of February 28, 2017 and now was the time for consideration for adoption. Council member Pickens moved, seconded by Council member Jacks for adoption. Upon roll call, President Zinnerman and Council members Crane, Jacks and Pickens voted yes. There were no nay votes. President Zinnerman declared the ordinance adopted.

**ORDINANCE NO. 17-0228-2
GARBAGE COLLECTION FEES
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF HUEYTOWN - SECTION 82-3, SUBSECTION (c) RELATING TO
GARBAGE SERVICE GUIDELINES**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUEYTOWN, ALABAMA, as follows:

Section 1. That Section 82-3 (c) of the Code of Ordinances of the City of Hueytown, previously adopted by the City Council, is hereby amended to read as follows:

(c) Garbage collection fees, for the mandatory garbage collection service to be rendered for each month commencing **April 1, 2017**, and for each month thereafter, shall be **\$17.00 per month**, per unit, which shall be paid quarterly in advance at the rate of **\$51.00 per quarter**. The total annual fee shall be **\$204.00**.

Section 2. That Section 82-6 (b) previously adopted by the City Council, is hereby amended to read as follows:

(b) Bills for the collection of garbage shall be sent out on or before October 1; January 1; April 1; and July 1 of each year and shall be due and payable by the end of each such month. If payment is not received by the City by the 10th day of each such month, such payment shall be deemed delinquent and shall bear a late penalty of **\$5.00**; provided, however, that the City Clerk and Treasurer may waive the penalty upon payment of all charges due and for good cause shown and stated in writing by the owner. In addition, if the annual payment is made in one payment in advance, a **\$5.00** discount will be included in the yearly fee, which shall be **\$199.00** per year of service. If a resident moves from a residence after payment has been made and satisfactory proof is provided to the City Clerk and Treasurer, the amounts paid in advance will be prorated on a monthly basis for the months for which no garbage service is rendered.

Section 3. That all other provisions of the Code of Ordinances of the City of Hueytown are to remain in full force and effect and shall not be affected by these amendments.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5. That the provisions of this Ordinance shall become effective on **April 1, 2017.**

ADOPTED this 7th day of March, 2017.

9. ORDINANCE NO. 17-0228-3: AMEND ANNEXATION ADMINISTRATIVE FEES
FINAL READING

President Zinnerman announced that Ordinance No. 17-0228-3 to amend annexation administrative fees setting them at \$500.00 effective July 1, 2017 for annexation of property on which any structure and/or improvement is located (improved property), received first reading at

the Council meeting of February 28, 2017 and now was the time for consideration for adoption. Council member Crane moved, seconded by Council member Pickens for adoption. Upon roll call, President Zinnerman and Council members Crane, Jacks and Pickens voted yes. There were no nay votes. President Zinnerman declared the ordinance adopted.

ORDINANCE NO. 17-0228-3
AMEND ANNEXATION ADMINISTRATIVE FEES
(REFERENCE ORDINANCE NO. 01-1211-1/ADOPTED DECEMBER 18, 2001)

BE IT ORDAINED by the City Council of the City of Hueytown, Alabama that annexation administrative fees are hereby amended as shown in Section 1:

Section 1. The City Council does require payment of administrative fee by the petitioner prior to or at the time of filing and/or processing of a petition to annex property which has any structure and/or improvement located on said property (improved property) into the City of Hueytown according to the following schedule:

(a) Effective July 1, 2017 Five Hundred (\$500.00) Dollars

Section 2. The petitioner shall sign with the clerk of the City a statement certifying that everything in his application is true and correct. In the event that anything therein is found to be untrue, the petitioner shall then be charged a penalty of double the amount of the application fee that should have been charged.

Section 3. That prior to or at the time of the filing of a petition for annexation the petitioner shall submit written evidence that there are no outstanding or otherwise legal obligations relating to the property made the basis of the petition to any fire district in which that property is located.

Section 4. That no petition to annex improved property into the City limits of Hueytown shall be received by the City Clerk until such time as the administrative fee referred to in Section 1. above has been received by the City Clerk of the City.

Section 5. That simultaneously with the filing of a petition for annexation, the petitioner shall file with the City a petition to rezone the property made the basis of the petition for annexation and shall pay all applicable fees related thereto requesting suitable zoning for such property pursuant to the Hueytown Zoning Ordinance, which petition for rezoning shall not be acted on or processed until such time as the subject property is lawfully annexed into the City of Hueytown.

Section 6. That all other costs, after the payment of the administrative fee referred to above, incurred by the City in the receipt and processing of a petition to annex property into the City shall be borne by the City.

Section 7. That nothing contained herein shall obligate the City to receive or to approve a petition to annex property into the City limits of the City of Hueytown, Alabama.

Section 8. That the provisions of this ordinance that require the payment of the administrative fee provided for in paragraph 1 hereinabove shall not apply to the annexation of any vacant or unimproved property (unimproved property) into the City.

Section 9. All other ordinances of the City in conflict with this article are specifically repealed.

Section 10. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 11. That the provisions of the Ordinance shall become effective on the 1st day of July, 2017.

ADOPTED this 7th day of March, 2017.

10. REMINDER: President Zinnerman reminded that the next Regular Council meeting for the month of March will be Monday, March 20, 2017 at regular time.

11. EXTEND FLOOR TO THE PUBLIC

Prior to extension of the floor to the public, President Zimmerman reminded that anyone wishing to address the Council should state their name and address, and must be a resident of Hueytown in order to speak and should limit comments to three minutes.

Ms. Harris, 3618 Dellview Drive, Hueytown, noted that road conditions on Forest Road are getting worse in Hueytown.

12. ADJOURNMENT

There being no further business to come before the meeting, and upon the motion of Council member Crane which unanimously carried, the meeting was adjourned.



City Clerk and Treasurer



President of City Council