

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

The City Council of the City of Hueytown met on Tuesday, November 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 Contomo, Crane and Pickens present. Council member Jacks was absent. Mayor Ware and City Attorney Jon 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, NOVEMBER 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, November 7, 2017.

1. CALL TO ORDER, INVOCATION, ROLL CALL AND MEDIA RECOGNITION

The meeting was called to order at 6:02 P.M. with approximately 14 people in the audience. The invocation was given by Council member Crane followed by the Pledge of Allegiance.

Upon roll call, President Zimmerman and Council members Contomo, Crane and Pickens were present. Council member Jacks was absent. Mayor Ware and City Attorney Jon Terry were present.

There was no media present.

1A. AMEND AGENDA: REMOVE ITEMS 2A. AND 2B. – ANNUAL ELECTION OF COUNCIL PRESIDENT AND PRESIDENT PRO TEM

At this time, Council member Pickens moved to amend the agenda to remove Items 2A. and 2B. for annual elections for Council President and President Pro tem thereby postponing the elections. The motion was seconded by Council member Contomo and upon roll call, unanimously carried.

2. APPROVAL OF MINUTES

Council member Pickens moved, seconded by Council member Contomo, that the minutes of pre-Council Meeting held Tuesday, October 24, 2017 and minutes of Regular Meeting held Tuesday, October 24, 2017 be approved as previously received and thereby dispensing with reading of the minutes. Upon roll call, President Zimmerman and Council members Contomo, Crane and Pickens voted yes. There were no nay votes. President Zimmerman declared the minutes approved.

3. MAYOR'S REPORT

Mayor Ware reported that the Hueytown High Golden Gophers will be playing in a regional playoff game this Thursday in Oxford, Alabama and encouraged attendance and support.

He noted having attended a small get-together this past Friday at the Hueytown Public Library in honor of Virginia Allen upon her leaving as Library Director. He said she will be missed for the work she has done in her four years in the position and extended best wishes on behalf of the City.

The Mayor reported he had attended a CARE Meeting at Hueytown Middle School which is involved with the schools and productivity. He encouraged attendance at the next monthly meeting which is scheduled for January 22, 2018 at Hueytown Middle School. He reported that in addition to the Board of Education's proposal to build two new elementary schools in Hueytown, a major renovation is scheduled for Hueytown Middle School. He advised that the

principal of HMS had reported at the CARE meeting that the first architectural walk-through had taken place and mentioned some of the proposed renovations include seven new classrooms, new library, converting current library into two labs, lowering ceilings, facelift for the front, and air conditioning in the gym.

Mayor Ware reminded that there will be two markets going on in the City next Saturday – Hueytown Harvest Farmers Market at Stadium Park and the Gopher Hole at Brooklane Community Center.

4. STANDING COMMITTEE REPORTS

Council member Pickens of the Planning and Development Committee reported on construction progress of Murphy Oil (at old Bill’s Farmhouse location at the corner of Allison-Bonnett Memorial Drive and Red Farmer Drive) and the projected reopening of the old Hardee’s location on Allison-Bonnett Memorial Drive in Dolomite.

- > ABC License Request (NEW): 591 Allison-Bonnett Memorial Drive, Dolomite, 35061
Restaurant Retail Liquor Applicant: Machetes of Alabama, LLC/Rafael Cadena
Trade Name: Machetes Mexican Restaurant (Formerly El Mariachi Grill)
Property Owner: ARTICA INC

Council member Crane of the Public Safety Committee reported that the ABC License Application (NEW) for Restaurant Retail Liquor at 591 Allison-Bonnett Memorial Drive, Dolomite, AL 35061; Applicant: Machetes of Alabama, LLC/Rafael Cadena, Owner; Trade Name: Machetes Mexican Restaurant (Formerly El Mariachi Grill); Property Owner: ARTICA INC had been processed and clearance received from the Police Department and Zoning Department. Council member Crane then moved for approval of the ABC License transfer applications. The motion was seconded by Council member Contomo and upon roll call, unanimously carried.

Council member Crane reported attending a meeting yesterday regarding jail additions and alterations to Hueytown Police Department. He reported that the contractor is ready to start with 180 days to construct.

There were no other Standing Committee reports.

5. OFFICERS’ REPORTS

Acting Interim Police Chief Mickey Willis reported there were no major events on Halloween and thanked everyone for the cooperation of all involved. He gave a brief report on progress on the jail.

Public Works Director Lee Posten reported on Animal Control activities and revamping of Christmas lights.

In the absence of Building Inspections Supt. Kent Byram, Building Inspector Barry Humphries reported activities of the Building and Zoning Department regarding permits, inspections and public nuisances. He reported on ongoing building projects: the new Hueytown Veterinarian Clinic on Forest Road; Murphy Oil on Allison-Bonnett Memorial Drive; Purple Onion on Allison-Bonnett Memorial Drive; Cinco De Mayo Mexican Restaurant at old Iceberg Restaurant location on Hueytown Road; service station/quick mart “Brooklane and June C-Store” on Brooklane Drive; and a possible reopening of Hardee’s in Dolomite..

There were no other officers’ reports.

At this time, President Zinnerman recognized Becky Williams of the Chamber of Commerce who gave an overview of planned holiday festivities: Friday, December 1(6:30) – Christmas lighting and festival of trees at City Hall with entertainment at the front of City Hall, children’s activities and Santa in the annex building; and December 9, 2017 – annual Christmas Parade using the theme of “A Christmas Story” (*the one with the leg lamp and “You’ll Shoot Your Eye Out!*).

6. CORRESPONDENCE

There was no written correspondence.

7. BILLS FOR APPROVAL

Council member Contomo of the Finance Committee moved, seconded by Council member Crane, that the List of Bills be approved in the total amount of \$51,596.66. Upon roll call, President Zinnerman and Council members Contomo, Crane and Pickens voted yes. There were no nay votes. The motion unanimously carried.

11-07-2017

===== FUND TOTALS =====		
01	GENERAL FUND	38,067.40
11	7 CENT GAS TAX	12,430.76
13	EMERGENCY COMMUNICATION	632.50
15	GARBAGE FUND	466.00

	GRAND TOTAL:	51,596.66

8. RESOLUTION NO. 5611: AUTHORIZE PEST CONTROL CONTRACT – LIBRARY

Resolution No. 5611 was introduced to authorize the Mayor to execute a commercial service agreement with Cooks Pest Control, 160 London Parkway, Birmingham, Alabama 35211, for pest control services to become effective November 1, 2017 at the Hueytown Public Library with funds expended for these services to be drawn from the General Fund Budget.

**RESOLUTION NO. 5611
COMMERCIAL SERVICE AGREEMENT
PEST CONTROL SERVICES - LIBRARY**

WHEREAS, Resolution No. 5607, adopted October 24, 2017, authorized commercial services agreements with Cooks Pest Control for pest control services at City facilities (City Hall building, City Hall Annex, Hueytown Senior Center, Fire Station II and Fire Station III).

NOW THEREFORE BE IT RESOLVED that the Mayor is hereby authorized to also execute a commercial service agreement with Cooks Pest Control, 160 London Parkway, Birmingham, Alabama 35211, for pest control services at:

Hueytown Public Library @ \$507.00 for 12 months
1373 Hueytown Road, Hueytown

FURTHER THAT said contract shall become effective November 1, 2017; and that funds expended for these services shall be drawn from the General Fund Budget.

ADOPTED this 7th day of November, 2017.

Council member Pickens moved, seconded by Council member Crane, adoption of the foregoing resolution. Upon roll call, President Zinnerman and Council members Contomo, Crane and Pickens voted yes. There were no nay votes. President Zinnerman declared the resolution adopted.

9. ORDINANCE NO. 17-1024-1: REZONE 4944 15TH STREET ROAD
FINAL READING/PIERCE

President Zinnerman announced that Ordinance No. 17-1024-1 to rezone 4944 15th Street Road, Hueytown; property of Nathaniel and Dierdre Pierce, from MR to R1, received first reading at the Council meeting of October 24, 2017 and now was the time for consideration for adoption. Council member Pickens moved, seconded by Council member Contomo, for adoption. Upon roll call, President Zinnerman and Council members Contomo, Crane and Pickens voted yes. There were no nay votes. President Zinnerman declared the ordinance adopted.

ORDINANCE NO. 17-1024-1

WHEREAS, the City Council has received resolution of the Hueytown Planning and Zoning Commission adopted at their meeting held September 19, 2017, **recommending** rezoning property as described on attached Exhibit A, as shown on attached maps Exhibits B and C and legal description as shown on attached Exhibit D;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUEYTOWN AS FOLLOWS:

THAT the zoning ordinance and map of the City of Hueytown, Alabama, are hereby amended as follows:

THAT property located at **4944 15th Street Road, Applicants: Nathaniel and Dierdre Pierce**, and as described in attached Exhibit A is hereby rezoned from **MR** to **RI**. Property was previously annexed into the City of Hueytown on August 8, 2017 by Ordinance No. 17-0725-5.

NOW THEREFORE BE IT FURTHER ORDAINED that this ordinance shall become effective upon its adoption, approval, and publication.

ADOPTED this 7th day of November, 2017.

10. ORDINANCE NO. 17-1024-2: REZONE 3501 SHARON LANE
FINAL READING/HURLIMAN

President Zimmerman announced that Ordinance No. 17-1024-2 was to rezone 3501 Sharon Lane, Hueytown; property of Charles and Deborah Hurliman, from MR to EI, received first reading at the Council meeting of October 24, 2017 and now was the time for consideration for adoption. Council member Pickens moved, seconded by Council member Contomo, for adoption. Upon roll call, President Zimmerman and Council members Contomo, Crane and Pickens voted yes. There were no nay votes. President Zimmerman declared the ordinance adopted.

ORDINANCE NO. 17-1024-2

WHEREAS, the City Council has received resolution of the Hueytown Planning and Zoning Commission adopted at their meeting held September 19, 2017, **recommending** rezoning property as described on attached Exhibit A, as shown on attached maps Exhibits B and C and legal description as shown on attached Exhibit D;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUEYTOWN AS FOLLOWS:

THAT the zoning ordinance and map of the City of Hueytown, Alabama, are hereby amended as follows:

THAT property located at **3501 Sharon Lane, Applicants: Charles and Deborah Hurliman**, and as described in attached Exhibit A is hereby rezoned from **MR** to **EI**. Property was previously annexed into the City of Hueytown on August 8, 2017 by Ordinance No. 17-0725-6.

NOW THEREFORE BE IT FURTHER ORDAINED that this ordinance shall become effective upon its adoption, approval, and publication.

ADOPTED this 7th day of November, 2017.

11. ORDINANCE NO. 17-1024-3: REZONE 3235 15TH STREET ROAD
FINAL READING/STREETER

President Zimmerman announced that Ordinance No. 17-1024-3 was introduced to rezone 3235 15th Street Road, Hueytown; property of Orris Streeter, from MR to R2, received first reading at the Council meeting of October 24, 2017 and now was the time for consideration for adoption. Council member Pickens moved, seconded by Council member Contomo, for adoption. Upon roll call, President Zimmerman and Council members Contomo, Crane and Pickens voted yes. There were no nay votes. President Zimmerman declared the ordinance adopted.

ORDINANCE NO. 17-1024-3

WHEREAS, the City Council has received resolution of the Hueytown Planning and Zoning Commission adopted at their meeting held September 19, 2017, **recommending** rezoning property as described on attached Exhibit A, as shown on attached maps Exhibits B and C and legal description as shown on attached Exhibit D;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUEYTOWN AS FOLLOWS:

THAT the zoning ordinance and map of the City of Hueytown, Alabama, are hereby amended as follows:

THAT property located at **3235 15th Street Road, Applicants: Orris Streeter**, and as described in attached Exhibit A is hereby rezoned from **MR** to **R2**. Property was previously annexed into the City of Hueytown on August 8, 2017 by Ordinance No. 17-0725-7.

NOW THEREFORE BE IT FURTHER ORDAINED that this ordinance shall become effective upon its adoption, approval, and publication.

ADOPTED this 7th day of November, 2017.

12. ORDINANCE NO. 17-1024-4: REZONE 3047 KING STREET
FINAL READING /CEPHUS

President Zimmerman announced that Ordinance No. 17-1024-4 was introduced to rezone 3047 King Street, Hueytown; property of Wilma Cephus, from MR to R2, received first reading at the Council meeting of October 24, 2017 and now was the time for consideration for adoption. Council member Pickens moved, seconded by Council member Contomo, for adoption. Upon roll call, President Zimmerman and Council members Contomo, Crane and Pickens voted yes. There were no nay votes. President Zimmerman declared the ordinance adopted.

ORDINANCE NO. 17-1024-4

WHEREAS, the City Council has received resolution of the Hueytown Planning and Zoning Commission adopted at their meeting held September 19, 2017, **recommending** rezoning property as described on attached Exhibit A, as shown on attached maps Exhibits B and C and legal description as shown on attached Exhibit D;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUEYTOWN AS FOLLOWS:

THAT the zoning ordinance and map of the City of Hueytown, Alabama, are hereby amended as follows:

THAT property located at **3047 King Street, Applicants: Wilma Cephus**, and as described in attached Exhibit A is hereby rezoned from **MR** to **R2**. Property was previously annexed into the City of Hueytown on August 22, 2017 by Ordinance No. 17-0808-1.

NOW THEREFORE BE IT FURTHER ORDAINED that this ordinance shall become effective upon its adoption, approval, and publication.

ADOPTED this 7th day of November, 2017.

13. ORDINANCE NO. 17-1024-5: REZONE 3057 KING STREET
FINAL READING /CEPHUS

President Zimmerman announced that Ordinance No. 17-1024-5 was introduced to rezone 3057 King Street, Hueytown; property of Wilma Cephus, from MR to R2, received first reading at the Council meeting of October 24, 2017 and now was the time for consideration for adoption. Council member Pickens moved, seconded by Council member Contomo, for adoption. Upon roll call, President Zimmerman and Council members Contomo, Crane and Pickens voted yes. There were no nay votes. President Zimmerman declared the ordinance adopted.

ORDINANCE NO. 17-1024-5

WHEREAS, the City Council has received resolution of the Hueytown Planning and Zoning Commission adopted at their meeting held September 19, 2017, **recommending** rezoning property as described on attached Exhibit A, as shown on attached maps Exhibits B and C and legal description as shown on attached Exhibit D;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUEYTOWN AS FOLLOWS:

THAT the zoning ordinance and map of the City of Hueytown, Alabama, are hereby amended as follows:

THAT property located at **3057 King Street, Applicants: Wilma Cephus**, and as described in attached Exhibit A is hereby rezoned from **MR** to **R2**. Property was previously annexed into the City of Hueytown on August 22, 2017 by Ordinance No. 17-0808-2.

NOW THEREFORE BE IT FURTHER ORDAINED that this ordinance shall become effective upon its adoption, approval, and publication.

ADOPTED this 7th day of November, 2017.

14. **ORDINANCE NO. 17-1107-1: IMPLEMENT SPECIFIC GARBAGE COLLECTION FEE POLICIES REGARDING INCOME-BASED EXEMPTIONS, ALTERNATE DISPOSAL EXEMPTIONS, AND PENALTIES INHERENT – FIRST READING**

Ordinance No. 17-1107-1 was introduced to implement specific garbage collection fee policies regarding income hardship exemptions and alternate disposal exemptions/exceptions. Upon Public moved, seconded by Council member Hearing, there was no one present for or against the ordinance. Council member Contomo moved, seconded by Council member Pickens, that the Public Hearing be closed. Upon roll call, the motion unanimously carried. President Zinnerman declared the Public Hearing closed.

15. **REMINDER: REMAINING CC MEETING DATES/2017 HOLIDAY SEASON
(NOV. 28; DEC. 12; AND DEC. 19, 2017)**

President Zinnerman reminded that the remaining 2017 Holiday Season meeting dates (approved September 26, 2017) are November 28; December 12; and December 19, 2017 with Council meetings to begin at the regular time of 6:00 P.M. and pre-Council meetings to begin at the regular time of 5:30 P.M. and that the City Clerk has authority to pay usual customary bills as necessary in November 2017, December 2017 and January 2018.

16. **EXTEND FLOOR TO PUBLIC**

Prior to extension of the floor to the public, President Zinnerman 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.

Upon extension of the floor to the public, Steve Headley, 114 Lewis Drive, Hueytown, Commander, American Legion Post 1228, requested to use the City Hall Annex building on Friday and Saturday, November 17 and 18, 2017 for a Toys for Tots campaign including all day drive-through drop-off and to store items in the annex building. He also requested police assistance with the backup of traffic. Mayor Ware advised Mr. Headley that he would need to contact someone in the City Clerk's Office because the annex building is used for City training and City functions and the City calendar must be checked. Mr. Headley then questioned the City's requirements for peddler's licenses, fines, mentioning his group and the Gopher Hole. City Attorney Terry suggested Mr. Headley speak with Building Inspections Supt. Kent Byram.

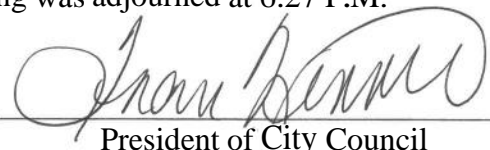
At this time, President Zinnerman informed that today marks one year since this administration took office, noting that they have made great strides to move the City forward and have tried to do the best they can for the employees and citizens. She said the City has been blessed and asked that everyone continue to pray for the City and its leaders.

17. **ADJOURNMENT**

There being no further business to come before the meeting, and upon the motion of Council member Pickens which unanimously carried, the meeting was adjourned at 6:27 P.M.



City Clerk and Treasurer



President of City Council