

Council Minutes
September 5, 2013 – 7:00 p.m.
Regular Meeting

The Pinson City Council met in regular session in Council Chambers at 4410 Main Street on Thursday, September 5, 2013. Mayor Sanders led the invocation. Councilor Tanner led the Pledge of Allegiance to the Flag of the United States of America. Mayor Sanders appointed Anje May as Acting Clerk for the meeting.

Roll Call: Anje May, Acting City Clerk, called roll of Pinson City Council with the following council members present:

Mayor Sanders
Councilor Tanner
Councilor Cochran
Councilor Roberts
Councilor Churchwell
Councilor McCain

Minutes: Councilor Roberts made a motion to waive the reading of the August 15, 2013, minutes. Councilor Cochran duly seconded the motion. Mayor Sanders called for all opposed to say "no", all in favor say "aye." Councilor Cochran made a motion to accept the minutes as written of the August 15, 2013, meeting. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed to say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that both motions passed unanimously."

Councilor Roberts made a motion to waive the reading of the August 27, 2013, minutes. Councilor Cochran duly seconded the motion. Mayor Sanders called for all opposed to say "no", all in favor say "aye." Councilor Cochran made a motion to accept the minutes as written of the August 15, 2013, meeting. Councilor Churchwell duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed to say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that both motions passed unanimously."

Mayor Sanders suspended rules to allow Ronnie Dixon with Clay / Pinson Chamber of Commerce to speak about the Alabama Butterbean Festival. Mr. Dixon stated that ABBF will be October 4 & 5. Mr. Dixon stated ABBF has over 80 vendors and will have a Fine Arts Show. He stated that ABC 33/40 will be onsite for the fireworks show. Mr. Dixon stated that all entertainment will be local acts and will include 14 hours of shows on 2 different stages.

Mayor Sanders reinstated rules.

Committee Chair Comments:

Finance: Councilor Tanner made a motion to approve payment of the bills in the amount of \$112,316.29; a copy of the bills schedule is attached. Councilor Cochran duly seconded the

motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that the motion passed unanimously."

Annexation: Councilor Churchwell offered an ordinance annexing certain territory into the corporate limits of the City of Pinson, Alabama, owner Kathy McKnight, located at 3811 Osage Lane. Councilor Cochran duly seconded the motion. Mayor Sanders called for unanimous consent to consider with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, unanimous consent passes.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for a roll call vote on the main ordinance with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, ordinance passes unanimously as Ordinance 2013-21.

Councilor Churchwell offered an ordinance annexing certain territory into the corporate limits of the City of Pinson, Alabama, owner Ross and Amanda Bryant, located at 5846 Willow Ridge Road. Councilor McCain duly seconded the motion. Mayor Sanders called for unanimous consent to consider with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, unanimous consent passes.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for a roll call vote on the main ordinance with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, ordinance passes unanimously as Ordinance 2013-22.

Public Safety: Councilor Cochran stated that he attended an ALDOT meeting regarding the sidewalk

Councilor Cochran made a motion to authorize the relocation of the piping at City Expense by securing a plumber. Councilor Tanner duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed to say "no", all in favor say "aye." Mayor Sanders said "Let the record reflect that both motions passed unanimously."

Education: Mayor Sanders stated by the next meeting the Education Committee will be in place.

Enhancements: Councilor McCain stated that the Enhancement Committee would like to move the Christmas Parade from the 2nd Saturday (December 14) to the 1st Saturday (December 7) at 10 a.m. Mayor Sanders stated that it could be voted on at the next meeting.

Mayor's Report: Mayor Sanders suspended rules and opened a Public Hearing asking if there was anyone present to object to the rezoning of properties located at 6116 Summerside Drive, 4801 Innsbrooke Parkway, and 6971 and 6921 Treeline Lane. Mayor Sanders stated, "Let the record reflect no one presented comment for these three zoning cases. Mayor Sanders reinstated rules.

Councilor Roberts offered an ordinance changing the zoning classification of real estate located in the City of Pinson, Alabama, located at 6116 Summerside Drive from Jefferson County zoning R2 to City of Pinson zoning RM. Councilor McCain duly seconded the motion.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders asked for a roll call vote on the main ordinance with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, ordinance passes unanimously as Ordinance 2013-24.

Councilor Roberts offered an ordinance changing the zoning classification of real estate located in the City of Pinson, Alabama, located at 4801 Innsbrooke Parkway from Jefferson County zoning R1 to City of Pinson zoning RM. Councilor Cochran duly seconded the motion.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders asked for a roll call vote on the main ordinance with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, ordinance passes unanimously as Ordinance 2013-23.

Councilor Roberts offered an ordinance changing the zoning classification of real estate located in the City of Pinson, Alabama, located at 6971 and 6921 Treeline Lane from Jefferson County zoning A1 to City of Pinson zoning RM. Councilor Churchwell duly seconded the motion.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders asked for a roll call vote on the main ordinance with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, ordinance passes unanimously as Ordinance 2013-25.

Mayor Sanders stated that Ms. LeMaster is stepping down and there will be a vacant spot on Planning Commission.

Mayor Sanders opened a Public Hearing concerning the abatement of property located at 4247 Walnut Street, 5177 Terry Heights Road, and 6201 Kaley Lane. Mayor Sanders stated, "Let the record reflect no one was present for comment". Mayor Sanders closed the Public Hearing. Mayor Sanders reinstated rules.

Councilor Cochran offered a resolution declaring a public nuisance relating to overgrown grass/weeds at 4247 Walnut Street. Councilor Roberts duly seconded the motion.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders asked for a roll call vote on the main resolution with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, resolution passes unanimously as Resolution 13-44.

Councilor Cochran offered a resolution declaring a public nuisance relating to overgrown grass/weeds at 5177 Terry Heights Road. Councilor McCain duly seconded the motion.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders asked for a roll call vote on the main resolution with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, resolution passes unanimously as Resolution 13-45.

Councilor Cochran offered a resolution declaring a public nuisance relating to overgrown grass/weeds at 6201 Kaley Lane. Councilor Roberts duly seconded the motion.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders asked for a roll call vote on the main resolution with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, resolution passes unanimously as Resolution 13-46.

Mayor Sanders stated they have begun demolition work on 4286 Main Street and should be finished tomorrow.

Mayor Sanders stated that the City was able to purchase the Tahoe from the City of Altoona and will be looking soon to replace the red Tahoe.

Old Business: None

New Business: None

Special Guest: Jane Ross with Goodwyn / Mills / Caywood presented the Mayor and Council with a budget, schedule of work and design of the first Phase of the new park.

Public Comment: None

Councilor Cochran made a motion to enter into executive session for purpose to discuss real estate, trade and commerce and litigation. Councilor McCain duly seconded the motion.

Attorney Shane Black, I provide certification in regard to litigation that it would be detrimental if items were discussed in open forum.

Mayor Sanders, I provide certification in regard to trade and commerce it would be detrimental if items were discussed in open forum.

Mayor Sanders called for all opposed say “no”, all in favor say “aye. Mayor Sanders, “Let the record reflect the motion passed unanimously”. Mayor Sanders stated we will reconvene with a motion to adjourn, to add an item or with a motion to continue.

Mayor Sanders released Anje May as Acting Clerk and appointed Councilor Tanner as Acting Clerk for the remainder of the meeting.

Mayor Sanders called council out of executive session.

Councilor Cochran made a motion to continue council meeting tomorrow at 4 p.m. Councilor Tanner duly seconded the motion.

Mayor Sanders called for all opposed say “no”, all in favor say “aye. Mayor Sanders, “Let the record reflect the motion passed unanimously”. Mayor Sanders stated we will continue this meeting tomorrow at 4 p.m.

Mayor Sanders, “Let the record reflect we are reconvened at 4 p.m. on Friday, September 6, 2013, with the Mayor and all councilor members present”. Mayor Sanders stated that Councilor Tanner continues as Acting Clerk.

Councilor Cochran made a motion to enter into executive session for purpose to discuss real estate. Councilor Churchwell duly seconded the motion.

Mayor Sanders called for all opposed say “no”, all in favor say “aye. Mayor Sanders, “Let the record reflect the motion passed unanimously”. Mayor Sanders stated it should not be longer than 10 minutes.

Mayor Sanders called council out of executive session.

Councilor Tanner offered a resolution authorizing the purchase of certain real property from Solid Rock Church, Inc. in the amount of \$975,000.00. Councilor Churchwell duly seconded the motion.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders asked for a roll call vote on the main resolution with the following results: Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-no; Councilor Churchwell-yes; Councilor McCain-no.

Mayor Sanders, resolution passes as Resolution 13-47.

Councilor Cochran moved to adjourn. Councilor McCain duly seconded the motion. Mayor Sanders called for all opposed to say “no”, all in favor say “aye”. Motion passes.

Adjourned at 4:47 p.m.

Respectfully submitted,
Marie Turner, City Clerk

September 5, 2013 Minutes
Adopted _____

Bills: 09/05/13

Alapestco	\$ 95.00
AT&T	803.88
APEX	300.50
SBM Systems	119.85
Acceptance Janitorial Service	352.17
Edgewire Digital	20.00
Cutters Small Eng.	5,565.00
Jefferson Co. Sheriff's Office-Sept	28,324.19
Goodwyn / Mills / Cawood	9,771.62
Jeff Hall – Game Sept 30	195.00
John Leon-Security TCNP	675.00
Oneonta Utilities	8.56
Weatherguard-PHCC-Roof	49,867.00
Randall Terry-PHCC	500.00
Thomas Chandler- PHCC	200.00
AT&T-PHCC	170.50
Best Insurance Agency-PHCC	30.00
Mayer Electric-ABBF	293.82
Advance Cleaning Serv.	1,485.00
Advance Cleaning Serv-PVYA	390.00
Dell-Library	1,569.34
Dynamic Education Adventures-Library	300.00
ARSL Conference-Library	235.00
Brodart-Library	69.63
DEMCO-Library	116.06
APEX-Library	1,559.90
Regions mortgage (capital)	3,854.18
Advance Cleaning Serv. (7-2)	2,315.00
Call-A-Haul (misc road)	1,011.50
Moore Coal (misc road)	193.50
Waste Pro (misc road)	124.20
Verizon Wireless (misc road)	535.89
Craig's Lawn Srvs (misc road)	<u>1,265.00</u>

TOTAL \$ 112,316.29

Account Balances @07/31/13:

Regions General Fund	\$814,072.12
Regions Debt Service Fund	2,871.41
Regions MM Capital Fund	109,741.08
Hometown-Library Fund	2,586.93
Wachovia 4-6-5	238,920.33
Wachovia 7-2	247,803.50
Wachovia Misc. Road	19,525.25
Reserve CD @ 06/21/13	\$251,098.15

August Gross Payroll \$29,251.01

Hand Arendall to be paid 9/19/13 \$9,286.85