

STATE OF ALABAMA
ST. CLAIR COUNTY

The City Council of the City of Pell City met in a regularly scheduled work session at City Hall at 5:30 p.m. on Monday, October 9, 2023. Present were Council President Alverson, Councilmembers Jay Jenkins, Ivi McDaniel, Blaine Henderson and Jason Mitcham. Those present constituting the entirety of the Council, Council President Alverson opened the meeting for discussion. Mayor Pruitt was absent.

The invocation was led by Donald Gover.

The pledge to the American Flag was led by Council President Jud Alverson.

The City Clerk had roll call for attendance.

There were no comments regarding the bills on file.

City Manager Brian Muenger addressed the Council regarding a User Agreement with Pell City Rotary Club for the use of Lakeside Park and a portion of the Sports Complex to host a non-profit 5K and Fun Run. Mr. Muenger advised the club had been working with the Civic center and advised there would be no charge as it was not an exclusive use of the property. He confirmed the date for the run was December 9, 2023, beginning at 6:00 a.m. and ending at 3:00 p.m.

Fire Chief Tim Kurzejeski addressed the Council regarding a proposal received from Goodgame Company for the repair and modification to Fire Station No. 4. He advised the station had been unsecure since the incident and confirmed the only modification to the building is they would be moving from two bay doors to one bay door. Mr. Muenger stated the existing door was the size of a residential garage door.

Chief Clay Morris addressed the City Council regarding personnel changes within the Pell City Police Department. Chief Morris advised he had presented proposed changes for the Assistant Chief position and requested the Council approve those changes. He also requested the Council authorize a reclassification of the Special Operations Division Corporal to an Officer in the Patrol Division. Chief Morris advised it was a need as well as a reduction in budget. City Manager Brian Muenger advised it would offer a balance of officers on both shifts.

City Manager Brian Muenger addressed the Council regarding a deductive changer order for the waste water treatment plan building construction. Mr. Muenger advised the bids were opened and there was a slate of deductive value engineering that was determined. He confirmed the total amount of the deduct for change order one was \$24,736 for the following changes that were made:

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| 1. Removal of lean-to and extension of building shell - | \$13,928 |
| 2. Substitute Metal liner for plywood in shop area - | \$ 4,608 |
| 3. Plumbing modifications - | \$ 6,200 |

Utility Supervisor James Hadaway addressed the Council regarding the Sanitary Survey Report. Mr. Hadaway advised there was a full inspection of the water system, supporting paperwork, tanks, wells, chlorine rooms, safety devices, etc. He confirmed there were no major problems. City Manager Brian Muenger stated things had been going well in the system and the main item that was needed was the employee roster was in need of being updated.

City Manager Brian Muenger addressed the Council regarding a quote received for Ductile Iron. He advised there was an incident behind Circle K at Dr. John Haynes Drive that required the Street Department to be called. Mr. Muenger advised a PVC pipe had burst and approximately 2,000 linear feet was needed to complete the project.

City Manager Brian Muenger addressed the Council regarding the bids received for the construction of Pickle Ball Courts. Mr. Muenger advised the goal was to have one contractor over the project as it would usually lead to a faster completion. Park and Recreation Director

Bubba Edge stated that one bid was received providing an amount for two parts of the project. Mr. Edge advised the total amount of the bid submitted was \$194,340 with Lower Brothers conducting the Court and Fence Work with Massey Paving conducting the paving work. He confirmed that City Staff was responsible for removing the fence and painting the outside poles and stated that Johnny's Electric would be conducting the electrical work.

Code Enforcement Official Blake Harbison addressed the Council regarding the grass/weed nuisance that were requested to be set for public hearing. Mr. Harbison advised the properties had been checked and confirmed that 100 Fox Run Lane was able to be removed from the list. He stated it had been cut over the weekend. City Clerk Sheree Pruitt confirmed the earliest possible date for a Public Hearing was November 13, 2023 at 6:00 p.m.

There was no discussion regarding the condemnation of 506 29th Street North owned by Paul Golden.

City Manager Comments: None.

Mayor Comments: None.

The City Council of the City of Pell City met in a regularly scheduled council meeting at City Hall immediately following the work session on Monday, October 9, 2023. Present were Council President Jud Alverson, Councilmembers Jay Jenkins, Ivi McDaniel, Blaine Henderson, and Jason Mitcham. Those present constituting the entirety of the Council, the following business was transacted:

The City Clerk had roll call for attendance.

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved the agenda as presented.

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved the payment of bills on file.

On motion of Councilmember McDaniel, seconded by Councilmember Henderson, the Council unanimously approved the minutes from the regularly scheduled Council Meetings held on September 11, 2023 and September 25, 2023.

On motion of Councilmember Mitcham, seconded by Councilmember Henderson, the Council unanimously approved **RESOLUTION NO. 2023 – 5988** authorizing a User Agreement with Pell City Rotary Club for a 5K and Fun Run to be held at Lakeside Park on December 9, 2023.

On motion of Councilmember Mitcham, seconded by Councilmember Henderson, the Council unanimously approved **RESOLUTION NO. 2023 – 5989** authorizing a proposal received from Goodgame Company for the repair and modification to Fire Station No. 4.

On motion of Councilmember Jenkins seconded by Councilmember McDaniel, the Council unanimously approved the modifications to the job description of the Assistant Chief and authorized a reclassification of one Special Operations Unit Corporal to be a Patrol Officer.

On Motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2023 – 5990** authorizing a deductive change order for the Waste Water Treatment Plant Building Construction.

On motion of Councilmember Mitcham, seconded by Councilmember Jenkins, the Council unanimously approved **RESOLUTION NO. 2023 – 5991** authorizing a proposal from empire pipe and supply for the purchase of 2000' of Ductile Iron Pipe.

On motion of Councilmember Jenkins, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2023 – 5992** awarding the bid for the construction of Pickle Ball Courts to Massey Asphalt Paving, LLC and Lower Brothers Co., LLC.

On motion of Councilmember Mitcham, seconded by Councilmember Henderson, the Council unanimously approved **RESOLUTION NO. 2023 – 5993** declaring certain properties a nuisance and setting the time and place for a Public Hearing on September 13, 2023 at 6:00 p.m. regarding the following properties:

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|-------------------------------------|----------------|------------------------|
| • 2107 1 st Avenue North | Parcel Number: | 28-01-01-2-003-010.001 |
| • 100 Biggin Circle | Parcel Number: | 22-09-31-4-000-005.027 |
| • 209 18 th Street North | Parcel Number: | 28-01-01-2-002-032.000 |
| • 409 26 th Street North | Parcel Number: | 23-07-36-4-004-058.000 |

City Manager Brian Muenger advised that it was determined due to the disregard of multiple notices and lack of improvements to the property located at 506 29th Street North, the property was to be demolished on Tuesday October 10, 2023.


City Attorney John Rea advised that the Council needed to enter into Executive Session to discuss potential litigation involving the City. Mr. Rea certified this qualified for Executive Session and did not expect the session to last any longer than 30 minutes. Mr. Rea stated he did not expect any action from the session. At 6:30 p.m., Councilmember McDaniel made a motion to enter into Executive Session for approximately thirty minutes. The motion was seconded by Councilmember Henderson and unanimously approved by the Council. On roll call, those voting aye being: Council President Alverson, Councilmembers Jenkins, Mitcham, and Henderson. Nays: None. Council President Alverson declared the motion approved.

On motion of Councilmember Henderson, seconded by Councilmember McDaniel, the Council adjourned, subject to the call of Council President Alverson.



W. Judge Alverson - Council President

ATTEST:



Sheree D. Pruitt - City Clerk