

STATE OF ALABAMA  
ST. CLAIR COUNTY

The City Council of the City of Pell City met in a work session at City Hall at 5:30 p.m. on Monday, February 8, 2021. Present were Council President Jud Alverson, Councilmember Jay Jenkins, Ivi McDaniel, Blaine Henderson, and Jason Mitcham. Council President Alverson opened the meeting for discussion.

The invocation was led by Reverend Byron Gover.

The pledge to the American Flag was led by Mayor Bill Pruitt.

The City Clerk had roll call for attendance.

There were no comments regarding the bills on file.

There were no comments on the minutes of the regular council meeting held on January 25, 2021.

Mr. Lee Tucker addressed the Council requesting to lease the City Property located between the Senior Center and the Baptist Church for senior living.

Ms. Dana Benton addressed the Council regarding the low-pressure sewer systems. Ms. Benton shared a printout of the EPA study that had been conducted.

Dawn Childre, Human Resources Director, addressed the Council regarding an update to the existing Drug-Free Work Place Policy that was federally mandated. Ms. Childre stated the change only affected CDL drivers. City Manager Brian Muenger advised the updated policy was sent to the departments for review and comment. Mr. Muenger stated there were no comments received.

City Manager Brian Muenger addressed the Council regarding the Rebuild Alabama Act for FY2021. Mr. Muenger advised the Council had previously adopted the plan but had to adopt the report as well. He stated the report shows how the funds were expended.

City Manager Muenger advised the state code required a public hearing to take place no sooner than 30 days from the date of publication. He also advised the portions of streets being vacated were a portion of 18<sup>th</sup> Street North and a portion of 1<sup>st</sup> Avenue North. Mr. Muenger stated the earliest possible date for a public hearing was March 22, 2021.

James Hadaway, Utility Supervisor, addressed the Council regarding the bids received for a 2021 F-150. Mr. Hadaway advised the new truck would replace a 2004 Chevrolet 1500 that was not in good operational condition. Mr. Hadaway advised two bids were received; one from Adamson Ford in Huntsville and one from Town & Country Ford Pell City. He confirmed that Adamson was the lowest bidder; however, after applying the 5% local incentive, Town & Country Ford Pell City submitted the lowest bid in the amount of \$26,746.10. Mr. Hadaway recommended awarding the bid to Town & Country Ford, Pell City.

Bubba Edge, Parks and Recreation Director, addressed the Council regarding the bids received for the 2021 Spring Sports Uniforms. Mr. Edge stated there were two bids received; however, only one bid from B&S Sporting Goods was complete. Mr. Edge recommended awarding the bid to B&S Sporting Goods.

Paul Irwin, Chief of Police, addressed the Council regarding the only up-fitting bid received for the upfitting of 5 Police Tahoes. He recommended awarding to bid to Brasher Electronics, Inc.

City Manager Muenger addressed Council regarding leasing office space at 111 North 20<sup>th</sup> Street to Community Corrections. Mr. Muenger advised that Community Corrections was having to move due to the construction of the new jail. He confirmed he had received \$25,000 in upfront contributions for the renovation of the office and stated the lease would be for 5 years at a rate of \$750 per month.

Mr. Hadaway, Utility Supervisor, addressed the Council regarding the decommissioning of Well-C in the Maysbend Area. Mr. Hadaway advised the well only contributed 6.5% of the yearly production so long as it was drawing properly. He stated they had several problems with it for the last few years. He advised it would be best to decommission Well C and focus on Well-E on Funderburg Bend that produces approximately 1,500 gallons per minute. Mr. Muenger confirmed with Mr. Hadaway that the well had been offline for twenty-one (21) of the last twenty-four (24) months. Mr. Hadaway recommended the decommissioning of Well-C.

City Manager Comments: None.

Mayor Comments: None.

City Attorney John Rea advised that the Council needed to enter into Executive Session to discuss potential litigation involving the City and potential economic development. Mr. Rea certified this qualified for Executive Session. At 6:05 p.m., Councilmember Mitcham made a motion to enter into Executive Session until 7:00 p.m. The motion was seconded by Councilman Henderson and unanimously approved by the Council. On roll call, those voting aye being: Councilmember Jenkins, McDaniel, Mitcham Henderson, and Council President Alverson. Nays: None. Council President Alverson declared the motion approved.

On Motion of Councilmember Mitcham, seconded by Councilmember Henderson, the Council reconvened for the regularly scheduled council meeting.

The City Council of the City of Pell City met in a regular council meeting at City Hall at 7:13 p.m. on Monday, February 8, 2021. Present were Council President Jud Alverson, Councilmember 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 Jenkins, the Council unanimously approved the agenda as presented.

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

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved the minutes of the regularly scheduled council meeting held on January 25, 2021.

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved the updated Drug-Free Workplace Policy as presented.

On motion of Councilmember Jenkins, seconded by Councilmember Mitcham, the Council unanimously approved the FY20 RAA (Rebuild Alabama Act Report).

On motion of Councilmember Mitcham, seconded by Councilmember Henderson, the Council unanimously approved setting a Public Hearing for the vacation of a portion of 18<sup>th</sup> Street North and a Portion of 1<sup>st</sup> Avenue North for March 22, 2021.

On motion of Councilmember Jenkins, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2021 – 5462** awarding the bid for a 2021 Ford F-150 for use in the Utility Department to Town & Country Ford of Pell City.

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2021 – 5463** awarding the bid for the 2021 Spring Sports Uniforms to B&S Sporting Goods.

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2021 – 5464** awarding the bid for the upfitting of the 2021 Police Tahoes to Brasher Electronics, Incorporated.

Council President Alverson introduced the following ordinance regarding certain real property no longer needed for public or municipal purposes:

**ORDINANCE NO. 2021 - 5465**

**AN ORDINANCE DECLARING CERTAIN REAL PROPERTY NO LONGER NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE LEASE OF SAID PROPERTY BY THE CITY OF PELL CITY, ALABAMA**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELL CITY, ALABAMA, AS FOLLOWS:**

1. It is hereby established and declared that the following described real property of the City of Pell City, Alabama, is no longer needed for public or municipal purposes, to-wit: An office suite located at 111 20<sup>th</sup> Street North, Pell City, Alabama 35125, containing approximately 800 square feet.

2. The City of Pell City, Alabama, having received an offer from Community Corrections to lease that real property described in Section 1, above, it is hereby declared to be in the best interest of the public and the City of Pell City, Alabama, to lease said real property to Community Corrections under the following terms and conditions, to-wit:

- Approximately 800 square feet of office space located at 111 20<sup>th</sup> Street North together with the right to use in common with Lessor, its employees, invitees, and customers, and Lessor's other tenants and their employees, invitees, and customers, the parking areas designated for the parking of automobiles at 111 20<sup>th</sup> Street North on a monthly term at a rental rate of \$750.00 per month, commencing on the 1<sup>st</sup> day of March 2021

3. Pursuant to the authority granted by § 11-47-21, Ala. Code 1975, the Mayor of the City of Pell City, Alabama, is hereby directed to execute the lease agreements, in form and substance as attached hereto as Exhibit A, in the name of the City of Pell City, Alabama, by and between the City and Community Corrections.

4. Severability. If any part, section, or provision of this Ordinance shall hereafter be declared unconstitutional or invalid for any reason, such declaration shall not affect the validity of any other section or provision of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

5. Repeal of Conflicting Ordinances. Any Ordinance, Resolution, or previous Council authorization in conflict with this Ordinance shall be and is hereby repealed on the effective date of this Ordinance.

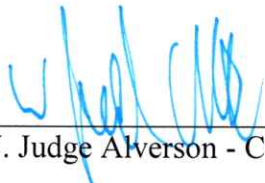
6. Effective Date. This Ordinance shall become effective immediately upon approval and publication as required by law.

Councilmember Mitcham moved that all rules and regulations, which unless suspended would prevent the immediate consideration and adoption of said ordinance, be suspended and that unanimous consent to the immediate consideration and adoption of said ordinance be given. The motion was seconded by Councilmember Henderson. On roll call vote those voting aye being: Councilmember Jenkins, McDaniel, Henderson, Mitcham, and Council President Alverson. Nays: None. Council President Alverson declared the motion approved.

Councilmember Mitcham then moved that said ordinance be now placed upon its final passage and adopted. The motion was seconded by Councilmember Henderson. The question being put as to the adoption of said motion and the passage of said ordinance, on roll call vote, the motion was unanimously approved. On roll call vote those voting aye being: Councilmember Jenkins, McDaniel, Henderson, Mitcham, and Council President Alverson. Nays: None. Council President Alverson declared the motion approved and the ordinance adopted.

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2021 – 5466** authorizing the decommission of Well-C.

City Attorney John Rea advised that the Council needed to enter into Executive Session to continue the discussion of matters in the previous Executive Session. Mr. Rea stated there would be no action taken. At 7:30 p.m., Councilmember Mitcham made a motion to enter into Executive Session until 8:00 p.m. The motion was seconded by Councilmember McDaniel and unanimously approved by the Council. On roll call, those voting aye being: Councilmember Jenkins, McDaniel, Mitcham, Henderson, and Council President Alverson. Nays: None. Council President Alverson declared the motion approved.

  
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W. Judge Alverson - Council President

ATTEST:

  
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Sheree D. Pruitt - City Clerk