

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 6:00 p.m. on Monday, July 26, 2021. 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.

The invocation was led by Reverend 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.

There were no comments on the minutes of the regular council meeting held on July 26, 2021.

City Manager Brian Muenger addressed the Council regarding the vacation of Parker Avenue and Odessa Street (First Street North). Mr. Muenger advised the memo in the packet explained the request and confirmed it was the same as was previously provided.

City Manager Brian Muenger addressed the Council regarding a rezoning request received from Martin Andrews on behalf of Matthew Clark. He confirmed the current zoning of the property was M-1, however, the topography of the property was unsuitable for that use. Mr. Muenger advised that Mr. Clark's desire was to purchase the property for his future home site and also have a hobby farm. He stated the request had come from the Planning Commission with a unanimous approval.

City Manager Brian Muenger addressed the Council regarding the grass/weed nuisance properties that were set for public hearing. Mr. Muenger advised that two parcels were completely abated, but one parcel had been partially abated, which would constitute additional correspondence with the property owner. He confirmed there were three other properties that were not in compliance and would need to be abated by the City.

City Manager Brian Muenger addressed the Council regarding the bad debt write off for utility accounts. Mr. Muenger advised the debts were collectible up to six years. He stated the amount to be written off was less than one percent of the annual revenues from the Utility Department. Mr. Muenger advised the bad debt write off was recommended.

Human Resources Director Dawn Childre addressed the Council regarding a job description change within the revenue department. She advised the request was needed as the Finance Director was nearing retirement and asked that the Council approve the Assistant Finance Director job description. Ms. Childre advised filling this position would allow for a transition period prior to Ms. St. James' retirement and confirmed the administrative accountant position could be filled at a later date. Mr. Muenger advised the proposed changes was so the requirements would line up with the current wages and the education level desired. He stated the budget would continue to grow and wanted to ensure the City was well staffed for the future. Mr. Jenkins advised there were alternatives to education such as requiring a certain number of years of experience in place of a degree. Mr. Muenger confirmed the job description read that a bachelor of science degree in accounting was preferred.

City Manager Brian Muenger addressed the Council regarding an annexation request received from Melanie Carroll for property located on Dickey Drive. Mr. Muenger confirmed that Ms. Carroll had been provided erroneous information from city staff when the front two parcels of the property were annexed into the City Limits. Ms. Carroll petitioned the planning commission for an annexation and lot split for the remainder of the property. Mr. Muenger advised authorizing the annexation would give the City zoning control over the property and close up another donut hole in the area. Mr. Muenger recommended the approval of the annexation with RA Zoning.

City Manager Brian Muenger addressed the Council regarding the FY22 Animal Control Center User Fees for other municipalities. He reminded the Council of the discussion for FY21 that the City would likely have an onboarding of additional municipalities due to the Census and confirmed that any municipality that exceeds a 5,000 population would have to have their own animal control center. He stated the City of Margaret was onboarding and confirmed their annual cost was \$5,000. Mr. Muenger confirmed the county was bringing in the bulk of the animals. Mr. Muenger recommended the approval of the fee schedule for the municipalities as presented.

Fire Chief Tim Kurzejeski addressed the Council regarding the purchase of a fire truck for the year 2023. Chief advised that there was a nineteen month turn around time. He confirmed that if the purchase was not approved the City would have to pay a price increase of approximately \$37,000. Chief stated the approval of the purchase agreement would place the City in line for the truck and would lock in the current price. Mr. Muenger stated the agreement could be approved contingent upon legal review, but should be done prior to August 1, 2021 to avoid the increased price. City Attorney John Rea advised he had reviewed the contract and confirmed the purchase price was payable upon delivery and confirmed there was not a cancellation clause.

City Manager Comments: None.

Mayor Comments: None.

The City Council of the City of Pell City met in a regular scheduled council meeting at City Hall at 7:00 p.m. on Monday, July 26, 2021. 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 Mitcham, seconded by Councilmember Henderson, 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 Mitcham, seconded by Councilmember Jenkins, the Council unanimously approved the minutes of the regularly scheduled council meeting held on July 12, 2021.

Now was the time set aside for a public hearing regarding the vacation of Parker Avenue and Odessa Street (First Street North). Council President Alverson opened the public hearing at 7:02 p.m., there being no one present in favor or opposition, the public hearing was closed at 7:03 p.m.

Council President Alverson introduced the following resolution regarding the vacation of Parker Avenue and Odessa Street (First Street North):

RESOLUTION NO. 2021 - 5519

A RESOLUTION AUTHORIZING THE VACATION OF PARKER AVENUE AND ODESSA STREET (FIRST STREET NORTH)

WHEREAS, a petition signed by the Boykin-Truitt Cemetery Association of Pell City, the owner of all lands abutting the following described street, situated in the City of Pell City, Alabama, requesting the vacation of said street, has been duly presented to the City Council of the City of Pell City, Alabama, for the assent and approval of said governing body, said petition with map attached being hereto affixed, marked Exhibit A and made a part hereof; and,

WHEREAS, in accordance with applicable Alabama law, notice of said request for vacation was published and a hearing was held on the 26th day of July, 2021; and,

WHEREAS, the street above referred to is more particularly described as follows:

Parker Avenue:

Begin at a Found 3 ½" concrete Marker at the northeast corner of the Boykin-Truitt Cemetery Association real property; thence North 07 degrees 16 minutes 40 seconds East, for a distance of 60.00 feet to a point; thence run South 82 degrees 18 minutes 37 seconds West to the West right of way of Wolf Creek Road, North; thence South 36 degrees 19 minutes 33 seconds West along said right of way for a distance of 60.00 feet to a point; thence North 83 degrees 01 minutes 44 seconds East for a distance of 200.15 feet; thence North 82 degrees 18 minutes 37 seconds East 69.97 feet to the point of beginning being all that portion of Parker Avenue lying between Block 31 and Block 36 according to the map or plat of the Town of Eden on record in the Office of the Judge of Probate, St. Clair county, Alabama.

Odessa Street a/k/a First Street North:

Begin at a Found 3 ½" Concrete Marker at the northeast corner of the Boykin-Truitt Cemetery Association real property; thence North 07 degrees 16 minutes 40 seconds East, for a distance of 60.00 feet to a point on the North right of way of Parker Avenue, an unimproved Street; thence North 82 degrees 16 minutes 37 seconds East, for a distance of 60.00 feet to a point on the East right of way of Odessa Street a/k/a First Street, North an unimproved Street; thence South 07 degrees 16 minutes 40 seconds West to the North right of way of Alverson Avenue, an abandoned Street; thence South 82 degrees 16 minutes 37 seconds West for a distance of 60.00 feet to a point on said right of way; thence North 07 degrees 16 minutes 40 seconds East along the West right of way of Odessa Street a/k/a First Street North, to the point of beginning, being all that portion of Odessa Street a/k/a First Street north lying South of Block 36 and Block 14; East of Block 31; west of Block 10, according to the map or plat of the Town of Eden on record in the Office of the Judge of Probate, St. Clair county, Alabama.

WHEREAS, it appears to the City Council of the City of Pell City, Alabama, that the vacation of said street or alleyway is in order and that convenient and reasonable means of ingress and egress is afforded to all other non-abutting property owners owning properties in the vicinity of said street or alleyway.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Pell City, Alabama, that the vacation of the hereinabove described street or alleyway is assented to and approved and same is hereby vacated pursuant to the applicable provisions of Alabama law.

BE IT FURTHER RESOLVED that the City of Pell City, Alabama, remise, release, and quitclaim to Boykin-Truitt Cemetery Association whatever right, title and interest the said City of Pell City, Alabama, may have acquired in and to the hereinabove described part or portion of the hereinabove named street or alleyway by virtue of the dedication or other vacation of said part or portion of said street or alleyway, or otherwise, and that the Mayor of the City of Pell City, Alabama, is authorized to execute a Quitclaim Deed to the forenamed parties or persons carrying out the intention of this paragraph and that the City Clerk be and she is hereby authorized and directed on behalf of the City of Pell City, Alabama, to attest the same.

ADOPTED AND APPROVED this the 26th day of July, 2021.

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 resolution be given. The motion was seconded by Councilmember Jenkins. 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 Jenkins then moved that said resolution 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 resolution, 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.

Now was the time set aside for a public hearing regarding the rezoning of certain property located on Dry Creek Road from M-1 to R-A. Council President Alverson opened the public hearing at 7:04 p.m., there being no one present in opposition or in favor, the public hearing was closed at 7:04 p.m.

Council President Alverson introduced the following Ordinance:

ORDINANCE NO. 2021 - 5520

AN ORDINANCE AMENDING ORDINANCE NO. 79-516 TO REZONE FROM M-1 TO R-A CERTAIN PROPERTY LOCATED WITHIN THE CITY LIMITS OF THE CITY OF PELL CITY, ALABAMA

WHEREAS, Martin Andrews on behalf of Entrust Administration of the Southeast c/o Cindy and Thomas Simmons, the owner of the hereinafter described real estate situated in Pell City, St. Clair County, Alabama, did file with the Clerk of the City of Pell City, Alabama, a written petition duly signed by Cindy and Thomas Simmons, requesting that said described property located within the corporate limits of the City of Pell City be rezoned from M-1 (Light Manufacturing District) to R-A (Residential Agricultural District) under the provisions of section 11-52-70, *et seq*, Code of Alabama, 1975, as amended; and

WHEREAS, said petition did have attached thereto an accurate description of said territory proposed to be rezoned, together with a map of said property, all as is required under the provisions of said section 11-52-70, *et seq*; and

WHEREAS, the City Council of the City of Pell City has heretofore given notice of and convened a public hearing on July 26, 2021 pertaining to said rezoning; and has examined the aforesaid petition and exhibits attached thereto and finds that the said described lands are located within the corporate limits of the City of Pell City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELL CITY, ALABAMA, as follows:

Section 1. The petition of Cindy and Thomas Simmons, the owner of the following described lands situated in the City of Pell City, Alabama, requesting that the same be rezoned from M-1 (Light Manufacturing District) to R-A (Residential Agriculture) be and the same is hereby approved, to-wit:

COMMENCE AT AN EXISTING 1" PIPE BEING THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION AND RUN SOUTH 01 DEGREES 04'00" EAST FOR 157.07 FEET TO A 5/8" REBAR SET ON THE WEST RIGHT-OF-WAY OF DRY CREEK ROAD (60 FOOT RIGHT OF WAY); THENCE SOUTH 21 DEGREES 19'30" WEST ALONG SAID WEST RIGHT-OF-WAY FOR 191.61 FEET TO A 5/8" REBAR SET AT THE PC OF A RIGHT-OF-WAY CURVE TO THE RIGHT (DELTA=07 06'00"; RADIUS = 1662.49 FEET, CHORD = SOUTH 24 DEGREES 52'30", 205.88 FEET); THENCE RUN IN A SOUTHWESTERLY DIRECTION ALONG THE ARC OF SAID CURVE FOR 206.01 FEET TO A 5/8" REBAR SET AT THE PT; THENCE SOUTH 28 DEGREES 25'30" WEST ALONG SAID WEST RIGHT-OF-WAY FOR 234.79 FEET RADIUS =2316.16 FEET, CHORD-SOUTH 29 DEGREES 02'41" WEST 51.10 FEET);THENCE RUN IN A SOUTHWESTERLY DIRECTION ALONG THE ARC OF SAID CURVE FOR 50.10 FEET TO AN EXISTING 1/2" REBAR; THENCE (LEAVING RIGHT-OF-WAY) RUN NORTH 71 DEGREES FOR 38'20" WEST FOR 839.34 FEET TO A 5/8" REBAR SET; THENCE NORTH 09 DEGREES 01'00" RAILROAD RIGHT-OF-WAY (100 FOOT RIGHT-OF-WAY); THENCE NORTH 80 DEGREES 59'00" EAST ALONG SAID SOUTH RIGHT-OFWAY FOR 892.97 FEET TO A 5/8" REBAR SET AT THE PC OF A RIGHT-OF-WAY CURVE TO THE LEFT (DELTA=03 DEGREES 50'43", RADIUS=2882.49 FEET, CHORD=NORTH 79 DEGREES CURVE FOR 193.45 FEET TO A 5/8" REBAR SET, SAID POINT BEING A POC AT A RIGHT-OF-WAY WIDTH CHANGE (200 FOOT RIGHT-OF-WAY); THENCE SOUTH 12 DEGREES 51'43" EAST ON A RADIAL FOR 50.00 FEET TO A 5/8" REBAR SET BEING A POC ON A RIGHT-OF-WAY CURVE TO THE LEFT (DELTA=01 DEGREES 58'09", RADIUS=2932.49 FEET, CHORD=NORTH 76 DEGREES 09'13" EAST, 100.78 FEET), THENCE RUN IN A NORTHEASTERLY DIRECTION ALONG THE ARC OF SAID CURVE FOR 100.78 FEET TO A 5/8 REBAR SET; THENCE (LEAVING RIGHT-OF-WAY) SOUTH 03 DEGREES 53'25" EAST FOR 120.97 FET TO THE POINT OF BEGINNING.

LESS AND EXCEPT:

A PARCEL LOCATE DIN PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER FO SECTION 2, TOWNSHIP 17 SOUTH, RANGE 3 EAST LOCATED PELL CITY, ST. CLAIR COUNTY, ALABAMA AND BEING MOR EPARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT AN EXISTING 1" PIPE BEING THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION AND RUN SOUTH 01 DEGREE 01'00" EAST FOR 157.7 FEET TO AN EXISTING 5/8" REBAR ON THE WEST RIGHT-OF-WAY OF DRY CREEK ROAD (60 FOOT RIGHT-OF-WAY); THENCE SOUTH 21 DEGREES 19'30" WEST ALONG SAI DWEST RIGHT-OF-WAY FOR 191.61 FEET TO AN EXISTING 5/8" REBAR AT THE PONIT OF BEGINNING, SAID POINT BEING AT THE PC OF A RIGHT-OF-WAY CURVE TO TH ERIGHT (DELTA 07 DEGREES 06'00" RADIUS =) 662.49 FEET, CHORD = SOUTH 24 DEGREES 52'30" WEST, 205.88 FEET); THENCE: RUN IN A SOUTHWESTERLY DIRECTION ALONG THE ARC FO SAID CURVE FOR 206.00 FEET TO AN EXISTING 5/8" REBAR AT THE POINT THENCE

SOUTH 28 DEGREES 25'30" WEST ALONG SAID WEST RIGHT-OF-WAY FOR 234.79 FEET TO AN EXISTING 5/8" REBAR AT THE POINT OF A RIGHT-OF-WAY CURVE TO THE RIGHT (DELTA+01 DEGREE 14'22", RADIUS =2316.16 FEET, CHORD SOUTH 29 DEGREES 02'41" WEST 50.10 FEET). THENCE RUN IN A SOUTHWESTERLY DIRECTION ALONG THE ARC OF SAID CURVE FOR 50.10 FEET TO AN EXISTING 1/2" REBAR. THENCE (LEAVING RIGHT-OF-WAY) RUN NORTH 71 DEGREES 38' 20" WEST FOR 839.34 FEET TO A 5/8" REBAR SET THENCE NORTH 09 DEGREES 01'00" WEST FOR 444.39 FEET, THENCE SOUTH 78 DEGREES 15'50" EAST FOR 1121.03 FEET TO THE POINT OF BEGINNING.

This description has been prepared without the benefit of a survey and is intended to describe all of Cindy and Thomas Simmons property, being Tax Parcel 28-01-02-4-000-009.001.

Section 2. The Zoning District Map of the City of Pell City shall be amended by rezoning the aforesaid described parcel of land from M-1 to R-A.

Section 3. This Ordinance shall become effective upon approval, passage and publication as required by law.

ADOPTED AND APPROVED this 26th day of July, 2021.

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 Henderson then moved that said ordinance be now placed upon its final passage and adopted. The motion was seconded by Councilmember Jenkins. 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.

Now was the time set aside for a public hearing regarding the overgrowth of grass/weed nuisances on the following properties:

- 1414 7th Avenue South 28-01-01-3-004-012.000
- 3305 Stemley Bridge Rd 29-04-19-1-000-008.000
- 3103 6th Avenue North 22-09-31-3-001-033.000
- Property on 231 @ 19th St. S 29-04-18-2-000-003.000

Council President Alverson opened the public hearing at 7:05 p.m., there being no one present in favor or opposition, the public hearing was closed at 7:05 p.m.

On motion of Councilmember Jenkins, seconded by Councilmember Mitcham, the following resolutions declaring the properties a nuisance and ordering them abated were unanimously approved by the Council:

- **RESOLUTION NO. 2021 – 5521** 1414 7th Avenue South
- **RESOLUTION NO. 2021 – 5522** 3305 Stemley Bridge Road
- **RESOLUTION NO. 2021 – 5523** 3103 6th Avenue North
- **RESOLUTION NO. 2021 – 5524** Property on 231 @ 19th St S

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2021 – 5525** authorizing the FY20/21 Utility Bad Debt Write Off.

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved the job description for Assistant Finance Director as presented.

On motion of Councilmember Mitcham, seconded by Councilmember Henderson, the Council unanimously approved **RESOLUTION NO. 2021 – 5526** setting a public hearing on September 13, 2021 for the following grass/weed nuisances:

- Property Next to Pell City Post Office 29-03-07-2-001-002.000
- 3803 Stemley Bridge Road 29-04-19-1-000-025.004
- 3121 6th Avenue North 22-09-31-3-001-030.000
- 1702 Cogswell Avenue 28-01-01-2-005-038.000
- 145 16th Street South 23-07-36-4-001-031.005
- Property on 7th Avenue North 23-07-36-4-001-031.002

Council President Alverson introduced the following ordinance authorizing the annexation of property located on Dickey Drive and owned by Melanie Carroll:

ORDINANCE NO. 2021 - 5527

AN ORDINANCE TO ALTER, EXTEND AND REARRANGE THE CORPORATE LIMITS OF THE CITY OF PELL CITY, ALABAMA, TO INCLUDE ADDITIONAL PARTS OF ST. CLAIR COUNTY, ALABAMA.

WHEREAS, all of the owners of the following described real estate situated in St. Clair County, Alabama, to-wit:

From the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 5, Township 17 South, Range 4 East, run North 89 degrees 59 minutes 51 seconds West, 547.50 feet to an iron the southeast corner of the Steed-Henderson Subdivision, Sector 1, also the point of beginning of property herein described; thence South 89 degrees 44 minutes 59 seconds West 787.47 feet to an iron; thence North 00 degrees 31 minutes 50 seconds East, 339.65 feet to an iron; thence North 89 degrees 56 minutes 43 seconds East, 200.01 feet to an iron; thence North 00 degrees 02 minutes 11 seconds West, 329.16 feet to the southerly boundary of Truss Ferry Road; thence South 50 degrees 05 minutes 25 seconds East along said road boundary 26.90 feet to an iron; thence South 00 degrees 13 minutes 32 seconds 266.67 feet; thence South 53 degrees 47 minutes 52 seconds East 75.88 feet to an iron; thence South 56 degrees 07 minutes 27 seconds East 200.00 feet to an iron at the southwest corner of Lot 1 Ferry Trace Subdivision as recorded in Map Book 2016, page 25, in the Office of the Judge of Probate, St. Clair County, Alabama; thence South 56 degrees 53 minutes 35 seconds East 99.46 feet; thence South 56 degrees 08 minutes 00 seconds East 100.05; thence South 56 degrees 12 minutes 20 seconds East 100.30 feet to the southeast corner of Lot 3 of said Ferry Trace Subdivision; thence South 55 degrees 53 minutes 56 seconds East 104.60 feet to the point of beginning; being a part of the Southeast Quarter of the Northeast Quarter of Section 5, Township 17 South, Range 4 East, St. Clair County, Alabama, and containing 6.2 acres, more or less

Did file a written petition, duly signed by Melanie Carroll, requesting that said described territory in the petition be annexed to the City of Pell City and zoned R-A (Residential Agriculture District) under the provisions of § 11-42-21, *Code of Alabama*, 1975; and

WHEREAS, said petition did have attached thereto, marked "Exhibit A", an accurate description of said territory proposed to be annexed, together with a map of said territory showing its said relationship to the corporate limits of the City of Pell City, all as is required under the provisions of said § 11-42-21; and

WHEREAS, the City Council of the City of Pell City has heretofore examined the aforesaid petition and said exhibit attached thereto and finds that the said described lands are located and contained within an area contiguous to the corporate limits of the City of Pell City and that said described lands do not lie within the corporate limits or the police jurisdiction of any other municipality, and that all of the owners of said described lands joined in said petition by affixing their signatures thereto.

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

Section 1. That said petition of all of the owners of the following described lands situated in St. Clair County, Alabama, to-wit:

Lot 9 and the West Half of Lot 8 of Sunset Strip Subdivision as on record in the Office of the Judge of Probate of St. Clair County in Pell City on Slide A-16, Page 2.

Requesting that the same be annexed to the City of Pell City, Alabama, and zoned as R-A (Residential Agriculture District) be and the same is hereby approved.

Section 2. That the City Council of the City of Pell City does hereby assent to the annexation of the said described lands to the City of Pell City and the corporate limits of the City of Pell City be and the same are hereby extended and rearranged so as to embrace and include said described lands and that the same shall become a part of the corporate area of the City of Pell City, Alabama, and zoned as R-A (Residential Agriculture District) upon the date of the publication of this Ordinance.

Section 3. That this Ordinance shall become effective upon passage, approval and publication as required by law.

ADOPTED AND APPROVED this 26th day of July, 2021.

Councilmember Jenkins 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 Henderson then moved that said ordinance be now placed upon its final passage and adopted. The motion was seconded by Councilmember Mitcham. 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 Mitcham, seconded by Councilmember Jenkins, the Council unanimously approved the user fees for the Pell City Animal Control Center for FY21/22.

On motion of Councilmember Jenkins, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2021 – 5528** authorizing a purchase agreement with Sutphen for the purchase of a 2023 Fire Engine through the HGAC Purchasing Cooperative.

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



W. Judge Alverson - Council President

ATTEST:



Sheree D. Pruitt - City Clerk