

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, November 14, 2022. Present were Council President Alverson, Councilmembers Jay Jenkins, Blaine Henderson, and Jason Mitcham. Councilmember Ivi McDaniel was not present. Those present constituting a quorum 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 Councilmember Jay Jenkins.

The City Clerk had roll call for attendance.

There were no comments regarding the bills on file.

There were no comments regarding the minutes from the regularly scheduled Council Meetings held on October 10, 2022 and October 2022.

Fire Chief Tim Kurzejeski addressed the Council regarding the bid for the purchase of one 2022 F-250 for use in the Fire Department. Chief Kurzejeski stated the sole bidder was Town & Country Ford and advised the cost of the truck was more than originally approved through CIP. He confirmed the difference would be paid with the 2 mil fire tax.

City Clerk Sheree Pruitt addressed the Council regarding an amended agreement with Cook's Pest Control. She advised the contract price had not increased in quite sometime and stated the cost in its entirety was increasing by \$74.00 per month. City Manager Brian Muenger confirmed the annual cost was below the competitive bid limit.

City Manager Brian Muenger addressed Council regarding an agreement with Rivertree Systems, Inc for audit services. Mr. Muenger advised Rivertree Systems was used to audit businesses as needed and confirmed the City does not retain an internal auditor. He confirmed there was no change in rates to the agreement and confirmed this would be a three year extension.

City Clerk Sheree Pruitt addressed the Council regarding the amendment of Ordinance 2021-5621 with regard to the business license issuance fee. Ms. Pruitt confirmed the increase would be to \$14.00 and was in line with the Alabama Department of Revenue. City Manager Muenger advised the current ordinance does indicate that we charge the max amount but specified \$12.

City Manager Brian Muenger addressed the Council regarding a maintenance agreement with the Alabama Department of Transportation. Mr. Muenger the duration was limited and confirmed it was an important part of the development pattern for the area at no additional cost to the City.

City Manager Brian Muenger addressed the Council regarding a leak credit request received from Dairy Queen. Mr. Muenger stated the leak was under the parking lot and advised Dairy Queen incurred over \$6,000 in expenses to repair the leak. He advised the credit was in excess of \$1,000, which required council approval.

City Manager Brian Muenger and Park & Recreation Director Bubba Edge addressed he Council regarding an agreement with Pyro Shows of Alabama for the annual 4th of July event at Lakeside Park. Mr. Muenger advised there were some changes that was needed prior to signing the agreement and Mr. Edge confirmed it was mostly legal ease. Mr. Edge advised he had budgeted for \$40,000 but the contract amount was recommended at \$30,000. He confirmed the City would receive the same number of shots if approved now at \$30,000. Mr. Muenger advised. 50% was due up front.

City Manager Brian Muenger addressed the Council with regard an agreement with L.P. Campbell for professional services with regard to the recently awarded Community Development Block Grant Award. Mr. Muenger advised the award was for watermain

improvements on Golf Course Road and Highway 34 and stated the agreement with L.P. Campbell was for administrative services outside the scope of her previous agreements.

City Manager Brian Muenger addressed Council regarding a premium pay for certain employees using ARPA Funds. Mr. Muenger advised the City had received the second round of payments and the treasury department had issued their final rule regarding the appropriate use of the funds received. Mr. Muenger advised the amount would not exceed \$270,000 and confirmed the resolution also allowed for all appropriate reports to be submitted to the treasurer department under the final rule.

City Clerk Sheree Pruitt, addressed the Council regarding the authorization of a restaurant retail liquor license for Dock's Bar & Grill located at 2802 Martin Street South. Ms. Pruitt advised that the request for pre-approval was necessary due to the timing of the next Council Meeting. She recommended the approval of the restaurant retail liquor license pending the final background results and recommendation of the Pell City Police Department.

City Manager Brian Muenger addressed the Council regarding an update on the pending condemnations. Mr. muenger advised that notice had been provided to the owners of the property as provided by City Attorney Rea's office. Mr. Muenger advised a Public Hearing would be held sometime in January 2023 and stated that at least two of the properties had previously been before Council on condemnation.

City Manager Comments: Mr. Muenger reminded everyone of the swearing in ceremony at the Ashville Flag Pole and the DARE Graduation to be held at Williams Intermediate School.

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, November 14, 2022. Present were Council President Jud Alverson, Councilmembers Jay Jenkins, Blaine Henderson, and Jason Mitcham. Councilmember Ivi McDaniel was absent. Those present constituting a quorum 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 Mitcham, seconded by Councilmember McDaniel, the Council unanimously approved the payment of bills on file.

On motion of Councilmember Jenkins, seconded by Councilmember Henderson, the Council unanimously approved the minutes from the regularly scheduled Council Meetings held on October 10, 2022, and October 24, 2022.

On motion of Councilmember Mitcham, seconded by Councilmember Henderson, the Council unanimously approved **RESOLUTION NO. 2022 - 5794** awarding the Bid to Town & Country Ford for the purchase of one 2022 Ford F-250 for use in the Fire Department.

On motion of Councilmember Mitcham, seconded by Councilmember Henderson, the Council unanimously approved **RESOLUTION NO. 2022 - 5795** authorizing an amended agreement with Cook's Pest Control.

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2022 - 5796** authorizing an agreement with Rivertree Systems, Inc. for audit services.

Council President Alverson Introduced **ORDINANCE NO. 2022 – 5797** amending and restating Ordinance No. 2021 - 5621 regarding the increase of the business license issuance fee.

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, 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 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, Henderson, Mitcham, and Council President Alverson. Nays: None. Council President Alverson declared the motion approved and the Ordinance adopted.

On motion of Councilmember Jenkins, seconded by Councilmember Henderson, the Council unanimously approved **RESOLUTION NO. 2022 - 5798** authorizing a maintenance agreement with the Alabama Department of Transportation.

On motion of Councilmember Mitcham, seconded by Councilmember Henderson, the Council unanimously approved a Leak Credit Request for Dairy Queen in the amount of \$1,000.32.


On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved **RESOLUTION NO. 2022 - 5799** authorizing an Agreement with Pyro Shows of Alabama for the annual 4th of July event at Lakeside Park.

On motion of Councilmember Jenkins, seconded by Councilmember Henderson, the Council unanimously approved **RESOLUTION NO. 2022 - 5800** authorizing an agreement with L.P. Campbell for professional services with regard to the Community Development Block Grant Award.

On motion of Councilmember Mitcham, seconded by Councilmember Jenkins, the Council unanimously approved **RESOLUTION NO. 2022 - 5801** authorizing a premium pay for certain employees using ARPA Funds

On motion of Councilmember Henderson, seconded by Councilmember Mitcham, the Council unanimously approved a Restaurant Retail Liquor License for Blue Orchid, LLC d/b/a Dock's Bar & Grill located at 2802 Martin Street South.

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



W. Judge Alverson - Council President

ATTEST:



Sheree D. Pruitt - City Clerk