

**AGENDA  
PRATTVILLE CITY COUNCIL  
TUESDAY, NOVEMBER 18, 2014**

**A PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG:**

**INVOCATION:**

**ROLL CALL:**

**CALL TO ORDER:**

**THE CHARACTER TRAIT OF THE MONTH IS HOSPITALITY:** *Cheerfully sharing food, shelter and friendship with others.*

**APPROVAL OF MINUTES:** City Council Meeting and Public Hearing November 4, 2014.

**COMMENTS FROM PERSONS PRESENT REGARDING TONIGHT'S AGENDA:**

**MAYOR'S REPORT:**

**REPORT FROM COUNCIL ON SPECIAL COMMITTEES:**

**REPORT OF THE STATUS OF CITY FINANCES:**

**CONSENT AGENDA:**

**1. RESOLUTION:** To Declare Various Weeded Lots to be a Public Nuisance and Ordering Their Abatement per Title 11, Chapter 67 of the *Code of Alabama*, 1975, as Amended. (Sponsored By: Councilor Starnes)

**2. RESOLUTION:** To Re-appoint Willis Bradford to the Library Board. (Sponsored By: Councilor Brown)

**3. RESOLUTION:** To Approve Disclosure Controls and Procedures and Certain Related Matters. (Sponsored By: Council President Pro Tempore Striplin)

**4. RESOLUTION:** To Set a Public Hearing to Declare Various Weeded Lots to be a Public Nuisance and Ordering Their Abatement per Title 11, Chapter 67 of the *Code of Alabama*, 1975, as Amended. (Sponsored By: Councilor Starnes)

**AGENDA:**

**1. RESOLUTION:** To Declare a Council Vacancy in City Council District 5. (Sponsored By: Council President Wood)

**2. RESOLUTION:** To Rescind the Procedure Established in Resolution Book 2013, Page 140, Requiring Council Authorization for the Hiring of Previously Non-Filled or Newly Budgeted Positions. (Sponsored By: Councilor Boles)

**3. RESOLUTION:** To Enter into an Agreement with Sain Associates, Inc. to Provide Traffic Engineering Services for SCOOT Adaptive Signal Control Technology System on Cobbs Ford Road from Shady Oak Lane to I-65 at a Cost Not to Exceed \$75,000.00. (Sponsored By: Councilor Brown)

**4. ORDINANCE:** To Surplus Various Equipment from the Police Department. (Sponsored By: Councilor Starnes)

**COMMENTS FROM PERSONS PRESENT:**

**CLOSING COMMENTS:**

**ADJOURN:**

The next City Council meeting is scheduled for Tuesday, December 2, 2014 at 6:00 p.m.

1 **RESOLUTION**

2  
3 [To Declare Various Weeded Lots to be a Public Nuisance and Ordering  
4 Their Abatement per Title 11, Chapter 67 of the *Code of Alabama*, 1975, as Amended.]

5  
6 {Sponsored By: Councilor Starnes}

7  
8 **WHEREAS**, an abundance of overgrown grass or weeds:

- 9  
10 1. is injurious to the public health, safety and general welfare by providing a breeding  
11 ground and shelter for rats, mice, snakes and mosquitoes and other vermin;  
12 2. may cause the further spread of weeds;  
13 3. may hide debris, such as glass or metal, that could inflict injury on a person going to  
14 such property; and  
15 4. may also pose a fire hazard and respiratory hazard; and

16  
17 **WHEREAS**, the City Council of the City of Prattville declared in Resolution Book  
18 2014-B, Page 162 that the abundance of overgrown grass and weeds at various addresses in  
19 the City of Prattville constituted a public nuisance and set a public hearing to discuss said  
20 nuisances; and  
21  
22

23  
24 **WHEREAS**, notice, as required by §11-67-62 of the *Code of Alabama*, 1975, as  
25 amended, was provided in *The Prattville Progress*, by certified mail, and by signage on the  
26 subject property; and  
27  
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29  
30 **WHEREAS**, the Prattville Police Department Code Enforcement Officer has  
31 inspected the properties listed in Resolution Book 2014-B, Page 162, adopted on October 21,  
32 2014 and determined that the public nuisance still exists; and  
33  
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35  
36 **WHEREAS**, the City Council of the City of Prattville held the required public hearing  
37 at 6:00 p.m. on November 18, 2014 permitting the owners of same properties listed in  
38 Resolution Book 2014-B, Page 162 to present evidence, objections and protest regarding the  
39 proposed removal of weeds.  
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42  
43 **NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of  
44 Prattville declares that the abundance of overgrown grass and weeds on the properties  
45 continue to be a public nuisance:  
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50  
51 • **909 Wilberforce Avenue** – Raymond Albright, 44535 Shallow Ford Court, Tall Timbers, MD 20690 (19-  
52 03-05-4-004-001.000)  
53 • **227 Clubview Drive** – Nicole L. Humphrey (19-04-20-1-004-027.000)  
54

55 **BE IT FURTHER RESOLVED** that:

56  
57 The Mayor shall have the overgrown grass and weeds on the property listed above cut or  
58 removed using city forces or the private contractors listed in Attachment A. Any property  
59 owner shall have the right to have any weeds removed at his or her own expense provided  
60 the removal is done prior to the commencement of work by employees or agents of the  
61 City of Prattville. The Mayor shall keep an accounting of all costs related to the removal of  
62  
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1 overgrown grass and weeds and report such cost to the City Council following their  
2  
3 removal.

4  
5 **ADOPTED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**  
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9 \_\_\_\_\_  
10 By: Willie L. Wood, Jr., President  
11 Prattville City Council

12 **AUTHENTICATED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**  
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15 \_\_\_\_\_  
16 By: Cathy Dickerson  
17 City Clerk  
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19 **APPROVED:**  
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22 \_\_\_\_\_  
23 By: Bill Gillespie, Jr.  
24 Mayor  
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1 **RESOLUTION**

2  
3 [To Re-appoint Willis Bradford to the Library Board.]

4  
5 {Sponsored By: Councilor Brown}

6  
7 **WHEREAS**, a vacancy currently exists on the Library Board due to the term  
8  
9 expiration of Willis Bradford on September 30, 2014; and

10  
11 **WHEREAS**, it is the desire of the Prattville City Council to fill that vacancy to  
12  
13 ensure the continuity of the Board's operation.

14  
15 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of  
16  
17 Prattville, Alabama, that Willis Bradford is hereby re-appointed to fill the vacancy effective  
18  
19 immediately and said term will expire on September 30, 2018 or until his successor is duly  
20  
21 qualified and appointed.

22  
23 **ADOPTED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

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27 \_\_\_\_\_  
28 By: Willie L. Wood, Jr., President  
29 Prattville City Council

30 **AUTHENTICATED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

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34 \_\_\_\_\_  
35 By: Cathy Dickerson  
36 City Clerk

37 **APPROVED:**

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42 By: Bill Gillespie, Jr.  
43 Mayor  
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1 **RESOLUTION**

2 [To Approve Disclosure Controls and Procedures and Certain Related Matters.]

3 {Sponsored By: Council President Pro Tempore Striplin}

4  
5 **WHEREAS**, when City of Prattville, Alabama, a municipal corporation  
6  
7 organized under the laws of the State of Alabama (the “City”), issues general obligation or  
8  
9 revenue bonds, warrants, notes or other obligations or when the City is committed by  
10  
11 contract or other arrangement to support payment of all or part of the debt service on  
12  
13 bonds, warrants, notes or other obligations, the City typically prepares a preliminary  
14  
15 offering statement and a final offering statement and the City typically agrees to comply  
16  
17 with the continuing disclosure filing requirements of Rule 15c2-12 of the United States  
18  
19 Securities and Exchange Commission (the “SEC”); and  
20  
21

22  
23 **WHEREAS**, in order to ensure compliance with the City’s disclosure  
24  
25 obligations under federal securities laws, the City Council of the City desires to adopt  
26  
27 disclosure controls and procedures for reviewing, updating and maintaining such offering  
28  
29 statements and continuing disclosure filings and to approve certain related matters.  
30

31 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE**  
32  
33 **CITY OF PRATTVILLE, ALABAMA**, as follows:  
34

- 35 1. The City Council of the City does hereby approve, authorize, ratify and  
36 confirm the disclosure controls and procedures in substantially the form presented  
37 to the governing body of the City at this meeting, and, by adopting such disclosure  
38 controls and procedures and by requiring staff of the City to adhere to such  
39 disclosure controls and procedures, the City hereby formalizes appropriate controls  
40 and procedures to ensure compliance with the City’s disclosure obligations under  
41 the federal securities laws.
- 42 2. The City Council of the City hereby (a) designates the Mayor, Finance  
43 Director and City Clerk to implement such disclosure controls and procedures  
44 and (b) authorizes the Mayor, Finance Director and City Clerk, on a periodic basis,  
45 to review such disclosure controls and procedures basis and, as necessary, to update  
46 them.
- 47 3. The officers of the City and any person or persons designated and authorized  
48 by any officer of the City to act in the name and on behalf of the City, or any one  
49 or more of them, are authorized to do and perform or cause to be done and  
50 performed in the name and on behalf of the City such other acts, to pay or cause to  
51 be paid on behalf of the City such related costs and expenses, and to execute and  
52 deliver or cause to be executed and delivered in the name and on behalf of the City  
53 such other notices, requests, demands, directions, consents, approvals, orders,  
54 applications, certificates, agreements, further assurances, or other instruments or  
55 communications, under the corporate seal of the City, or otherwise, as they or any  
56 of them may deem necessary, advisable, or appropriate in order (a) to carry into  
57 effect the intent of the provisions of this resolution and the disclosure controls  
58 and procedures approved hereby and (b) to demonstrate the absence of any  
59 pending or threatened litigation with respect to the City’s outstanding bonds,  
60 warrants, notes or other obligations or any outstanding bonds, warrants, notes or  
61 other obligations with respect to which the City is committed by contract or other  
62 arrangement to support payment of all or part of the debt service, including by  
63 means of self-reporting under the SEC’s Municipalities Continuing Disclosure  
64 Cooperation Initiative by completing an appropriate questionnaire and submitting  
65 it to the SEC within the appropriate time period.



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**RESOLUTION**

[To Set a Public Hearing to Declare Various Weeded Lots to be a Public Nuisance and Ordering Their Abatement per Title 11, Chapter 67 of the *Code of Alabama*, 1975, as Amended.]

{Sponsored By: Councilor Starnes}

**WHEREAS**, an abundance of overgrown grass or weeds:

1. is injurious to the public health, safety and general welfare by providing a breeding ground and shelter for rats, mice, snakes and mosquitoes and other vermin;
2. may cause the further spread of weeds;
3. may hide debris, such as glass or metal, that could inflict injury on a person going to such property; and
4. may also pose a fire hazard and respiratory hazard; and

**WHEREAS**, §11-67-1 et Seq., of the *Code of Alabama*, 1975, as amended, permits the City Council of the City of Prattville to declare an abundance of overgrown grass and weeds to be a public nuisance; and

**WHEREAS**, the Prattville Police Department Code Enforcement Officer has inspected the properties at the following addresses and determined the existence of an abundance of overgrown grass and weeds:

- **801 Wilberforce Avenue** – Frank Epkins, 470 West Drive, Prattville, AL 36067 (19-03-05-4-009-014.000)
- **401 Marlette Drive** – Kecia Ellis, 1754 West Hickory Grove, Lapine, AL 36046 (19-05-16-4-010-001.086)
- **419 Marlette Drive** – William & Becky Moses, 1804 Hwy 14 West, Prattville, AL 36067 (19-05-16-4-010-001.077)
- **Vacant lot on Sheila Blvd (old carwash)** – Frankie Herron, PO Box 210305, Montgomery, AL 36121 (19-06-23-2-003-030.002)

**NOW, THEREFORE, BE IT RESOLVED** that:

1. the City Council of the City of Prattville declares the abundance of overgrown grass and weeds at the above listed addresses to be a public nuisance; and
2. the owners of said property, as they appear in the records of the Autauga County or Elmore County Revenue Commissioners, are ordered to abate the abundance of overgrown grass and weeds; and
3. the owners of said property are ordered to appear before the City Council of the City of Prattville at a public hearing at 6:00 p.m. on December 16, 2014 in Prattville City Hall. Notice of such hearing and a copy of this Resolution shall be sent by certified mail to owners of said property.

**ADOPTED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

\_\_\_\_\_  
By: Willie L. Wood, Jr., President  
Prattville City Council

**AUTHENTICATED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

\_\_\_\_\_  
By: Cathy Dickerson  
City Clerk

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**APPROVED:**

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By: Bill Gillespie, Jr.  
Mayor

DRAFT

1 **RESOLUTION**

2 [To Declare a Council Vacancy in City Council District 5.]

3 {Sponsored By: Council President Wood}

4  
5 **WHEREAS**, Councilor Clyde Chambliss resigned from City Council District 5  
6  
7 effective Wednesday, November 5, 2014; and  
8

9  
10 **WHEREAS**, the City Council of the City of Prattville intends to appoint a qualified  
11  
12 person to fill this vacancy and serve the remainder of the unexpired term.  
13

14  
15 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of  
16  
17 Prattville that a vacancy is hereby declared in City Council District 5.  
18

19 **BE IT FURTHER RESOLVED** that the City Council authorizes the City Clerk to  
20  
21 accept letters of intent and resumes from qualified applicants of City Council District 5 from  
22  
23 Monday, December 1, 2014 through Monday, December 15, 2014 at 5:00 p.m.  
24

25 **ADOPTED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

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29 \_\_\_\_\_  
30 By: Willie L. Wood, Jr., President  
31 Prattville City Council

32 **AUTHENTICATED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

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35 \_\_\_\_\_  
36 By: Cathy Dickerson  
37 City Clerk

38  
39 **APPROVED:**

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43 By: Bill Gillespie, Jr.  
44 Mayor

1 **RESOLUTION**

2  
3 [To Rescind the Procedure Established in Resolution Book 2013, Page 140, Requiring Council  
4 Authorization for the Hiring of Previously Non-Filled or Newly Budgeted Positions.]

5  
6 {Sponsored By: Councilor Boles}

7  
8 **WHEREAS**, Resolution Book 2010, Page 081, adopted on October 19, 2010, required  
9  
10 City Council authorization to fill vacant positions; and

11  
12 **WHEREAS**, Resolution Book 2013, Page 104, adopted on September 17, 2013,  
13  
14 rescinded the need for Council authorization to fill vacancies in previously staffed budgeted  
15  
16 positions, but required Council authorization to fill previously non-filled or newly budgeted  
17  
18 positions prior to advertisement of the position; and

19  
20 **WHEREAS**, the Council desires to rescind the need for City Council authorization to  
21  
22 fill budgeted employee positions for the City of Prattville.

23  
24 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of  
25  
26 Prattville that the requirement for City Council authorization to fill vacancies in previously  
27  
28 non-filled or newly budgeted positions prior to advertisement of the position is hereby  
29  
30 rescinded.

31  
32 **ADOPTED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

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36 \_\_\_\_\_  
37 By: Willie L. Wood, Jr., President  
38 Prattville City Council

39 **AUTHENTICATED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

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42 \_\_\_\_\_  
43 By: Cathy Dickerson  
44 City Clerk

45  
46 **APPROVED:**

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50 By: Bill Gillespie, Jr.  
51 Mayor

1 **RESOLUTION**

2  
3 [To Enter into an Agreement with Sain Associates, Inc.to Provide Traffic Engineering Services  
4 for SCOOT Adaptive Signal Control Technology System on Cobbs Ford Road from Shady Oak  
5 Lane to I-65 at a Cost Not to Exceed \$75,000.00.]  
6

7 {Sponsored By: Councilor Brown}  
8

9 **WHEREAS**, the City of Prattville has identified the need for an Adaptive Signal  
10 Control System on Cobbs Ford Road from Shady Oak Lane to I-65; and  
11

12 **WHEREAS**, the City of Prattville has entered into an Agreement with the Alabama  
13 Department of Transportation to have this work performed; and  
14

15 **WHEREAS**, the Alabama Department of Transportation requires Traffic Engineering  
16 Services for this work; and  
17

18 **WHEREAS**, the Alabama Department of Transportation has approved Sain  
19 Associates, Inc. to perform these duties; and  
20

21 **WHEREAS**, the Alabama Department of Transportation will fund the Construction of  
22 this system through ATRIP Project No. ACAA61204-ATRP(009); and  
23

24 **WHEREAS**, this is a budgeted expense.  
25

26 **NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of  
27 Prattville hereby authorizes the Mayor to enter into an Agreement with Sain Associates, Inc.  
28 to perform Traffic Engineering Services for Project No. ACAA61204-ATRP(009) at a cost not  
29 to exceed \$75,000.00 and said funds are approved and appropriated from FY2015 Budget  
30 Line Item Capital Project Fund/Miscellaneous Contract Services.  
31

32 **BE IT FURTHER RESOLVED** that the City Council of the City of Prattville does  
33 hereby authorize and empower the Mayor of the City of Prattville to execute any and all  
34 documents necessary to have this work performed for and on behalf of the City of Prattville.  
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36 **ADOPTED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**  
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52 By: Willie L. Wood, Jr., President  
53 Prattville City Council  
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55 **AUTHENTICATED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**  
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57 \_\_\_\_\_  
58 By: Cathy Dickerson  
59 City Clerk  
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**APPROVED:**

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By: Bill Gillespie, Jr.  
Mayor

DRAFT

1 **ORDINANCE**

2  
3 [To Surplus Various Equipment from the Police Department.]

4  
5 {Sponsored By: Councilor Starnes}

6  
7 **BE IT ORDAINED** by the City Council of the City of Prattville, Alabama as follows:

8  
9 **THAT** the equipment listed in attachment A is hereby declared surplus of the Police  
10 Department and is to be removed from the inventory of said department:

11  
12 **BE IT FURTHER ORDAINED** that the City Council instructs the Mayor to sell said  
13 Equipment through GovDeals.com and that proceeds be deposited into the General Fund.  
14

15 **ADOPTED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

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21 \_\_\_\_\_  
22 By: Willie L. Wood, Jr., President  
23 Prattville City Council

24 **AUTHENTICATED THIS 18<sup>th</sup> DAY OF NOVEMBER, 2014.**

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27 \_\_\_\_\_  
28 By: Cathy Dickerson  
29 City Clerk

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31 **APPROVED:**

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35 By: Bill Gillespie, Jr.  
36 Mayor  
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