

**AGENDA
PRATTVILLE CITY COUNCIL
TUESDAY, JANUARY 5, 2016**

A PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG:

INVOCATION:

ROLL CALL:

CALL TO ORDER:

THE CHARACTER TRAIT OF THE MONTH IS JANUARY: DILIGENCE: *Focusing my effort on the work at hand.*

APPROVAL OF MINUTES: City Council Meeting December 15, 2015.

COMMENTS FROM PERSONS PRESENT REGARDING TONIGHT'S AGENDA:

MAYOR'S REPORT:

REPORT FROM COUNCIL ON SPECIAL COMMITTEES:

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 Grant a Restaurant Retail Liquor License to Coronilla d/b/a La Coronilla Grill. (Sponsored By: Councilor Starnes)

AGENDA:

1. ORDINANCE: To Amend Certain Provisions of the City of Prattville Business License Ordinance to Add an Exemption for Certain Businesses Doing Business Only with the City of Prattville. (Sponsored By: Council President Wood)

HELD FROM DECEMBER 15, 2015

2. RESOLUTION: To Release Funds for the Purchase of Two (2) 2016 Ford F-350 Vehicles through State Contract T193A from Tallassee Automotive, Inc. for the Urban Management Department at a Cost of \$48,770.00. (Sponsored By: Councilor Boone)

3. RESOLUTION: To Release Funds for the Purchase of Two (2) Platform Bodies from Knapheide Truck Equipment Centers for the Urban Management Department at a Cost of \$13,223.60. (Sponsored By: Councilor Boone)

4. RESOLUTION: To Release Funds for the Purchase of One (1) Toro Workman HDX-D 2WD Diesel Vehicle with Sprayer through National IPA Purchasing Cooperative Contract #9281 from Jerry Pate Turf & Irrigation for the Urban Management Department at a Cost of \$49,944.32. (Sponsored By: Councilor Boone)

5. RESOLUTION: To Release Funds for the Purchase of One (1) 2016 Kenworth T8FO Tractor Truck through NJPA Purchasing Cooperative Contract #102811 from Kenworth of Montgomery, Inc. for the Wastewater Department at a Cost of \$118,310.00. (Sponsored By: Council President Pro Tempore Striplin)

COMMENTS FROM PERSONS PRESENT:

CLOSING COMMENTS:

ADJOURN:

The next City Council meeting is scheduled for Tuesday, January 19, 2016 at 6:00 p.m.

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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}

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, the City Council of the City of Prattville declared in Resolution Book 2015-A, Page 152 that the abundance of overgrown grass and weeds at various addresses in the City of Prattville constituted a public nuisance and set a public hearing to discuss said nuisances; and

WHEREAS, notice, as required by §11-67-62 of the *Code of Alabama, 1975*, as amended, was provided in *The Prattville Progress*, by certified mail, and by signage on the subject property; and

WHEREAS, the Prattville Police Department Code Enforcement Officer has inspected the properties listed in Resolution Book 2015-A, Page 152, adopted on December 1, 2015 and determined that the public nuisance still exists; and

WHEREAS, the City Council of the City of Prattville held the required public hearing at 6:00 p.m. on January 5, 2016 permitting the owners of same properties listed in Resolution Book 2015-A, Page 152 to present evidence, objections and protest regarding the proposed removal of weeds.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Prattville declares that the abundance of overgrown grass and weeds on the properties continue to be a public nuisance:

- **229 Clubview Drive** – David Lockhart, 229 Clubview Drive, Prattville, AL 36067 (19-04-20-1-004-026.000)
- **101 East Bonanza Drive** – James E. & Patsy H. Lester, 8991 University Parkway, Apt. 122, Pensacola, FL 32514 (19-05-16-2-000-161.000)
- **106 7th Street** – Ella & Cole Eula Taylor, 118 Cosby Court, Prattville, AL 36067 (19-03-08-1-009-029.000)

BE IT FURTHER RESOLVED that:

The Mayor shall have the overgrown grass and weeds on the property listed above cut or removed using city forces or the private contractors listed in Attachment A. Any property owner shall have the right to have any weeds removed at his or her own expense provided

1 the removal is done prior to the commencement of work by employees or agents of the
2
3 City of Prattville. The Mayor shall keep an accounting of all costs related to the removal of
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5 overgrown grass and weeds and report such cost to the City Council following their
6
7 removal.

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9 **ADOPTED THIS 5TH DAY OF JANUARY, 2016.**

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13 _____
14 By: Willie L. Wood, Jr., President
15 Prattville City Council

16 **AUTHENTICATED THIS 5TH DAY OF JANUARY, 2016.**

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21 By: Cathy Dickerson
22 City Clerk

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24 **APPROVED:**

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28 _____
29 By: Bill Gillespie, Jr.
30 Mayor

1 **HELD FROM DECEMBER 15, 2015**

2 **ORDINANCE**

3
4 [To Amend Certain Provisions of the City of Prattville Business License Ordinance to Add an
5 Exemption for Certain Businesses Doing Business Only with the City of Prattville.]

6
7 {Sponsored By: Council President Wood}

8
9 **BE IT ORDAINED** by the City Council of the City of Prattville, Alabama, as

10 follows:

11
12 **Section 1.** Businesses that have been engaged by the City of Prattville to provide goods or
13 services to the City shall hereby be exempt from the business licensing requirements of the
14 Code of Ordinances of the City of Prattville, Article V. Business Licenses and Taxes, under the
15 following circumstances:
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21 1) during each specific calendar year, the individual or firm so engaged by the City has
22 not conducted any business within the city limits of the City of Prattville, other than
23 with the City; does not anticipate conducting any business within the city limits of the
24 City of Prattville, other than with the City; and does not have a business located inside
25 the city limits of the City of Prattville that conducts business elsewhere; and
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30 2) the projected amount of the fees to be paid to such individual or firm during the
31 specified calendar year by the City for good or services to be provided to the City
32 during the specified calendar year is less than the then current State of Alabama bid
33 law amount; and
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39 3) the individual or firm so engaged has executed a written Statement to Claim
40 Exemption, certifying to the Finance Director of the City of Prattville that during the
41 specific calendar year, the individual or firm has not conducted any business within the
42 city limits of the City of Prattville, other than with the City; does not anticipate
43 conducting any business within the city limits of the City of Prattville, other than with
44 the City; and does not have a business located inside the city limits of the City of
45 Prattville that conducts business elsewhere; and further certifying that:
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53 a) if such individual or firm, during the specified calendar year, receives either
54 fees from the City for goods or services exceeding the then current State of
55 Alabama competitive bid minimum or fees from other entities for doing
56 business within the city limits of the City of Prattville, then such individual or
57 firm acknowledges that the individual or firm will no longer be exempt from the
58 business licensing provisions of this Ordinance; and
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65 b) if such individual or firm was exempt from the business licensing provisions

1 of this Ordinance and later, during the same calendar year, shall fail to qualify
2
3 for the exemption provided under this Ordinance, such individual or firm shall
4
5 be subject to all provisions of the Code of Ordinances of the City of Prattville,
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7 Article V. Business Licenses and Taxes, which includes the requirements to keep
8
9 records, to make records available to the City, to pay business license fees and
10
11 any late penalties and interest which may be due upon, and all other provisions;
12
13 and
14
15 c) if such individual or firm has made a false statement on the Statement to
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17 Claim Exemption, such individual or firm shall be subject to all penalties under
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19 Code of Ordinance of the City of Prattville, Article V. Business Licenses and
20
21 Taxes, for failure to apply for a business license or failure to apply for a renewal
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23 business license; provided, however, that any such individual or firm that has
24
25 obtained an exemption from the business licensing provisions of the City shall
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27 have thirty (30) calendar days from the date on which the individual or firm has
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29 knowledge that the certification such individual or firm had made in the
30
31 Statement to Claim Exemption is no longer true, to apply for a City of Prattville
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33 business license without being assessed late penalties or interest; further
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35 provided that in such circumstances, the calculation of the business license fee
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37 due from such individual or firm shall include the gross receipts from the City of
38
39 Prattville that gave rise to the claim for exemption.
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41 **SECTION 2.** All other provisions of Code of Ordinance of the City of Prattville, Article V.
42
43 Business Licenses and Taxes, not previously amended, shall remain in full force and effect.
44

45 **THIS** Ordinance shall become effective upon its passage and execution as provided by
46
47 law.

48 **ADOPTED THIS 5TH DAY OF JANUARY, 2016.**

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52 _____
53 By: Willie L. Wood, Jr., President
54 Prattville City Council

55 **AUTHENTICATED THIS 5TH DAY OF JANUARY, 2016.**

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60 By: Cathy Dickerson
61 City Clerk
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APPROVED:

By: Bill Gillespie, Jr.
Mayor

DRAFT

1 **RESOLUTION**

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3 [To Release Funds for the Purchase of Two (2) 2016 Ford F-350 Vehicles through State
4 Contract T193A from Tallassee Automotive, Inc. for the Urban Management Department at a
5 Cost of \$48,770.00.]
6

7 {Sponsored By: Councilor Boone}
8

9 **WHEREAS**, there is a need for two (2) 2016 Ford F-350 vehicles in the Urban
10 Management Department; and

11 **WHEREAS**, said vehicles are available through State Contract T193A from
12 Tallassee Automotive, Inc. at a cost of \$24,385.00 each; and

13 **WHEREAS**, said vehicles are a budgeted expense for the Urban Management
14 Department.
15

16 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Prattville
17 that funds in the amount of \$48,770.00 are hereby authorized and approved to be paid to
18 Tallassee Automotive, Inc. and said funds are approved and appropriated from FY2016
19 Budget Line Urban Management/Capital Outlay.
20

21 **ADOPTED THIS 5TH DAY OF JANUARY, 2016.**
22

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24
25 By: Willie L. Wood, Jr., President
26 Prattville City Council
27

28 **AUTHENTICATED THIS 5TH DAY OF JANUARY, 2016.**
29

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32 By: Cathy Dickerson
33 City Clerk
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35 **APPROVED:**
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39 By: Bill Gillespie, Jr.
40 Mayor
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1 **RESOLUTION**

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3 [To Release Funds for the Purchase of Two (2) Platform Bodies from Knapheide Truck
4 Equipment Centers for the Urban Management Department at a Cost of \$13,223.60.]

5
6 {Sponsored By: Councilor Boone}

7
8 **WHEREAS**, there is a need for two (2) platform bodies for the vehicles approved in
9
10 Resolution Book 2016, Page ____ for the Urban Management Department; and

11
12 **WHEREAS**, said platform bodies are available from Knapheide Truck Equipment
13
14 Centers at a cost of \$6,611.80 each; and

15
16 **WHEREAS**, said platform bodies are a budgeted expense for the Urban Management
17
18 Department.

19
20 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Prattville
21
22 that funds in the amount of \$13,223.60 are hereby authorized and approved to be paid to
23
24 Knapheide Truck Equipment Centers and said funds are approved and appropriated from
25
26 FY2016 Budget Line Urban Management/Capital Outlay.

27
28 **ADOPTED THIS 5TH DAY OF JANUARY, 2016.**

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40 City Clerk

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42 **APPROVED:**

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46 By: Bill Gillespie, Jr.
47 Mayor

1 **RESOLUTION**

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3 [To Release Funds for the Purchase of One (1) Toro Workman HDX-D 2WD Diesel Vehicle
4 with Sprayer through National IPA Purchasing Cooperative Contract #9281 from Jerry Pate
5 Turf & Irrigation for the Urban Management Department at a Cost of \$49,944.32.]
6

7 {Sponsored By: Councilor Boone}
8

9 **WHEREAS**, there is a need for one (1) Toro Workman HDX-D 2WD diesel vehicle
10
11 with sprayer in the Urban Management Department; and

12 **WHEREAS**, said vehicle and sprayer are available through the National IPA
13
14 Purchasing Cooperative from Jerry Pate Turf & Irrigation at a cost of \$49,994.32; and

15 **WHEREAS**, said tractor truck is a budgeted expense for the Urban Management
16
17 Department.
18

19 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Prattville
20
21 that funds in the amount of \$49,994.32 are hereby authorized and approved to be paid to
22
23 Jerry Pate Turf & Irrigation and said funds are approved and appropriated from FY2016
24
25 Budget Line Urban Management/Capital Outlay.
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28 **ADOPTED THIS 5TH DAY OF JANUARY, 2016.**
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33 _____
34 By: Willie L. Wood, Jr., President
35 Prattville City Council

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40 By: Cathy Dickerson
41 City Clerk
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43 **APPROVED:**
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48 By: Bill Gillespie, Jr.
49 Mayor
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