

**PRATTVILLE CITY COUNCIL
TUESDAY, MAY 17, 2016**

A PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG:

INVOCATION:

ROLL CALL:

CALL TO ORDER:

THE CHARACTER TRAIT OF THE MONTH IS SINCERITY: *Doing what is right with transparent motives.*

APPROVAL OF MINUTES: Public Hearing and City Council Meeting May 3, 2016.

COMMENTS FROM PERSONS PRESENT REGARDING TONIGHT'S AGENDA:

MAYOR'S REPORT:

REPORT FROM COUNCIL ON SPECIAL COMMITTEES:

REPORT ON STATUS OF CITY FINANCES:

CONSENT AGENDA:

- 1. RESOLUTION:** To Authorize the Mayor to have Various Weeded Lots Abated per Title 11, Chapter 67 of the *Code of Alabama, 1975*, as Amended. (Sponsored By: Councilor Starnes)
- 2. RESOLUTION:** To Submit the Municipal Water Pollution Prevention Annual Reports to the Alabama Department of Environmental Management (ADEM). (Sponsored By: Council President Pro Tempore Striplin)
- 3. RESOLUTION:** To Authorize the Mayor to Make Application for a FY2016 Land & Water Conservation Fund Grant and Commit a Match of Up to a Maximum of \$150,000.00 Through Cash and/or In-Kind Services to Develop Recreational Resources at the Allenville Road Park.]. (Sponsored By: Councilor Boone)
- 4. RESOLUTION:** To Declare Various Weeded Lots to be a Public Nuisance, Order Their Abatement and Set a Public Hearing per Title 11, Chapter 67 of the *Code of Alabama, 1975*, as Amended. (Sponsored By: Councilor Starnes)
- 5. RESOLUTION:** To Surplus One (1) Vehicle and Various Equipment from the Police Department. (Sponsored By: Council President Pro Tempore Striplin)

AGENDA:

- 1. RESOLUTION:** To Amend the FY2016 Budget and To Award Bid No. 016-007 to Emergency Lighting By Haynes for the purchase of Emergency Lights/Equipment and Installation for 2017 Ford Interceptor SUVs at a Cost not to exceed \$21,354.52. (Sponsored By: Council President Pro Tempore Striplin)
- 2. RESOLUTION:** To Release Funds for Roofing of the Shop Building at the Pine Creek Treatment Plant to Thrailkill, Inc. in an Amount Not to Exceed \$49,490.00. (Sponsored By: Council President Pro Tempore Striplin)
- 3. RESOLUTION:** To Set a Public Hearing to Rezone Property Located at the West Side of N. Memorial Drive, Adjacent to 225 N. Memorial Drive, and North of Prattville Square Shopping Center and Known as the Gillian Property, from B-3 Community Shopping District to B-2 General Business. (Sponsored By: Council President Wood)

The next City Council meeting is scheduled for Tuesday, June 7, 2016 at 6:00 p.m.

COMMENTS FROM PERSONS PRESENT:

CLOSING COMMENTS:

ADJOURN:

DRAFT

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RESOLUTION

[To Authorize the Mayor to have Various Weeded Lots Abated 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 2016, Page 071 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 2016, Page 071, adopted on April 19, 2016 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 May 17, 2016 permitting the owners of same properties listed in Resolution Book 2016, Page 071 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:

- **655 Thomas Avenue** – Gerard & Sheila Jolivette, 655 Thomas Avenue, Prattville, AL 36067 (19-05-16-1-001-017.000)
- **125 Kingston Place** – Wallace D. and Loretta Jean Creamer, 103 N Memorial Dr #109, Prattville, AL 36067 (19-03-05-3-005-059.000)
- **799 Old Ridge Road** – Sue Eskridge Moncrief, 2930 Surrey Rd, Birmingham, AL 35223 (19-01-02-1-000-001.002)
- **106 7th Street** – Ella & Cole Eula C/O Debra & Robert Robinson, 118 Cosby Ct, Prattville, AL 36067 (19-03-08-1-009-029.000)
- **110 7th Street** – Juakecia V. Robinson, 236 Marshall Street, Montgomery, AL 36104 (19-03-08-1-009-027.000)

1 **RESOLUTION**

2
3 [To Submit the Municipal Water Pollution Prevention Annual Reports to the Alabama
4 Department of Environmental Management (ADEM).]

5
6 {Sponsored By: Council President Pro Tempore Striplin}

7
8 **WHEREAS**, the City of Prattville operates the Pine Creek and Autauga Creek
9
10 Wastewater Treatment Facilities; and

11
12 **WHEREAS**, it is necessary for the City of Prattville to implement a Municipal
13
14 Wastewater Pollution Prevention Program, as directed by law; and

15
16 **WHEREAS**, Dale Gandy, Public Works Director, has prepared the Municipal Water
17
18 Pollution Prevention (MWPP) Annual Reports for said wastewater treatment facilities.

19
20 **NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of
21
22 Prattville does hereby acknowledge that the City Council has reviewed and submits the
23
24 MWPP Annual Reports for the City of Prattville to ADEM and that the City of Prattville,
25 through
26
27 its employees in the Wastewater Treatment Department, shall continue to maintain the
28 diligent
29
30 monitoring of the effluent from the Wastewater System and shall continue to treat the
31
32 Wastewater effluent in the same manner as they have in the past, in accordance with all
33 Federal
34
35 and State regulations.

36
37 **BE IT FURTHER RESOLVED** that the City will continue the training programs
38
39 as recommended by the Public Works Director and as required by all applicable State or
40 Federal
41
42 Government regulatory agencies.

43
44 **ADOPTED THIS 17TH DAY OF MAY, 2016.**

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48 _____
49 By: Willie L. Wood, Jr., President
50 Prattville City Council

51 **AUTHENTICATED THIS 17TH DAY OF MAY, 2016.**

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55 _____
56 By: Cathy Dickerson
57 City Clerk

58 **APPROVED:**

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63 By: Bill Gillespie, Jr.
64 Mayor
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5 **RESOLUTION**
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7 [To Authorize the Mayor to Make Application for a FY2016 Land & Water Conservation Fund
8 Grant and Commit a Match of Up to a Maximum of \$150,000.00 Through Cash and/or In-
9 Kind Services to Develop Recreational Resources at the Allenville Road Park.]
10

11 {Sponsored By: Councilor Boone}
12

13 **WHEREAS**, the City of Prattville proposes to develop recreational resources at
14
15 the Allenville Road Park to provide for the health and well-being of the general public; and
16

17 **WHEREAS**, the City of Prattville has been invited to submit a second-level
18
19 application to the Alabama Department of Economic and Community Affairs for a Land and
20
21 Water Conservation Fund (LWCF) grant to assist in the construction of the Allenville Road
22
23 Park; and
24

25 **WHEREAS**, LWCF funds are limited to 50% of the project total, with a maximum of
26
27 \$150,000.00 in grant funds.
28

29 **NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of
30
31 Prattville does hereby authorize and empower the Mayor of the City of Prattville to submit
32
33 said application on behalf of the City of Prattville.
34

35 **BE IT FURTHER RESOLVED** that the City of Prattville does hereby commit to
36
37 match requested grant funds of up to a maximum of \$150,000.00 . Said match may be
38
39 provided through a combination of cash or in-kind services.
40

41 **BE IT FURTHER RESOLVED** that the City Council of the City of Prattville does
42
43 hereby authorize and empower the Mayor to sign any and all assurances necessary to assure
44
45 the city's compliance with all applicable Federal and State laws, rules and regulations.
46

47 **ADOPTED THIS 17TH DAY OF MAY, 2016.**
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51 _____
52 By: Willie L. Wood, Jr., President
53 Prattville City Council
54

55 **AUTHENTICATED THIS 17TH DAY OF MAY, 2016.**
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58 _____
59 By: Cathy Dickerson
60 City Clerk
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62 **APPROVED:**
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65 _____
By: Bill Gillespie, Jr.

1 Mayor

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3 **RESOLUTION BOOK 2016, PAGE _____**

4
5 **RESOLUTION**

6
7 [To Declare Various Weeded Lots to be a Public Nuisance, Order Their Abatement and Set a
8 Public Hearing per Title 11, Chapter 67 of the *Code of Alabama, 1975*, as Amended.]

9
10 {Sponsored By: Councilor Starnes}

11
12 **WHEREAS**, an abundance of overgrown grass or weeds:

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

20
21 **WHEREAS**, §11-67-1 et Seq., of the *Code of Alabama, 1975* as amended, permits the
22 City Council of the City of Prattville to declare an abundance of overgrown grass and weeds to
23 be a public nuisance; and

24
25 **WHEREAS**, the Prattville Police Department Code Enforcement Officer has
26 inspected the properties at the following addresses and determined the existence of an
27 abundance of overgrown grass and weeds:

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33 • **1950 Regent Road** – Eugenia A. Westbrook, 1950 Regent Road, Prattville, AL 36066
34 (19-01-12-1-001-303.000)
35 • **105 Timbermill Court** – Charles H. & Jennifer L. Henderson, 105 Timbermill Court, Prattville,
36 AL 36066 (19-01-12-1-001-027.000)
37 • **109 Alecia Drive** – Carol Y. Wilson, 699 Covered Bridge Parkway, Apt G, Prattville, AL 36066
38 (19-06-14-3-003-017.000)
39 • **625 Wisteria Road** – Brittany Cockrell, 625 Wisteria Road, Prattville, Al 36067
40 (19-02-04-4-006-018.000)

41
42 **NOW, THEREFORE, BE IT RESOLVED** that:

- 43
44 1. the City Council of the City of Prattville declares the abundance of overgrown grass and
45 weeds at the above listed addresses to be a public nuisance; and
46 2. the owners of said property, as they appear in the records of the Autauga County or
47 Elmore County Revenue Commissioners, are ordered to abate the abundance of
48 overgrown grass and weeds; and
49 3. the owners of said property are ordered to appear before the City Council of the City of
50 Prattville at a public hearing at 6:00 p.m. on June 21, 2016 in Prattville City Hall.
51 Notice of such hearing shall be sent by certified mail to owners of said property.

52
53 **ADOPTED THIS 17TH DAY OF MAY, 2016.**

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57 _____
58 By: Willie L. Wood, Jr., President
59 Prattville City Council

60 **AUTHENTICATED THIS 17TH DAY OF MAY, 2016.**
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1 By: Cathy Dickerson
2 City Clerk
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6 **APPROVED:**
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10 By: Bill Gillespie, Jr.
11 Mayor
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6 **RESOLUTION**
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8 [To Surplus One (1) Vehicle and Various Equipment from the Police Department.]
9

10 {Sponsored By: Council President Pro Tempore Striplin}

11
12 **WHEREAS**, the City of Prattville, Alabama, has certain items of personal property
13
14 which are no longer needed for public or municipal purposes; and

15
16 **WHEREAS**, §11-43-56, *Code of Alabama*, 1975, as amended, authorizes the
17
18 municipal governing body to dispose of unneeded personal property.

19
20 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of
21
22 Prattville that the following personal property owned by the City of Prattville, Alabama, is no
23
24 longer needed for public or municipal purposes and said property shall be removed from the
25
26 inventory of the Police Department:
27

28 2008 Chevrolet Impala VIN: 2G1WS551381333305 Dept. #08-116
29

Quantity	Description	Serial No.
1	6 Foot Truck Bed Cover	n/a
1	8 Foot Truck Bed Cover	n/a
2	iKey Key Boards/Model No. FT-86-911-T9-USB	BAK011810002229 and BAK011810002196
1	5 Drawer Simulated Wood Cabinet	n/a

30
31 **BE IT FURTHER RESOLVED** that the City Council of the City of Prattville instructs
32
33 the Mayor to sell said vehicle through GovDeals.com and that proceeds be deposited into the
34
35 General Fund. If said surplus items are determined to be of no value, the Mayor has
36
37 authority to scrap or dispose of said items for and on behalf of the City of Prattville.
38

39 **ADOPTED THIS 17TH DAY OF MAY, 2016.**
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43 _____
44 By: Willie L. Wood, Jr., President
45 Prattville City Council

46 **AUTHENTICATED THIS 17TH DAY OF MAY, 2016.**
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50 _____
51 By: Cathy Dickerson
52 City Clerk

53 **APPROVED:**
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57 _____
58 By: Bill Gillespie, Jr.
59 Mayor

5 **RESOLUTION**
6

7 [To Amend the FY2016 Budget and To Award Bid No. 016-007 to Emergency Lighting By
8 Haynes for the Purchase of Emergency Lights/Equipment and Installation for 2017 Ford
9 Interceptor SUVs at a Cost not to exceed \$21,354.52]
10

11 {Sponsored By: Council President Pro Tempore Striplin}
12

13 **WHEREAS**, the City of Prattville Police Department has a need for Emergency
14 Lights/Equipment and Installation for five (5) 2017 Ford Interceptor SUVs; and
15

16 **WHEREAS**, six (6) bids were let for the Police Department for said Emergency
17 Lights/Equipment and Installation; and
18

19 **WHEREAS**, one (1) sealed bid was received and Emergency Lighting By Haynes was
20 the lowest responsible bidder with a cost of \$5,167.88 per vehicle; and
21

22 **WHEREAS**, one of the five (5) vehicles will be outfitted with emergency lights and
23 equipment already in the City's possession and it will only need graphics; and
24

25 **WHEREAS**, said graphics and installation of equipment are available through
26 Haynes
27

28 Emergency Lighting at a cost not to exceed \$683.00.
29

30 **NOW, THEREFORE, BE IT RESOLVED** that the FY2016 Reserves are hereby
31 decreased by \$21,354.52 and the FY2016 Budget Line Item Police Department/Capital Outlay
32 is hereby increased by \$21,354.52
33

34 **BE IT FURTHER RESOLVED** that the City Council of the City of Prattville hereby
35 awards Bid No. 016-007 in the amount of \$21,354.52 to Emergency Lighting By Haynes for
36 said Emergency Lights/Equipment and Installation for 2017 Ford Interceptor SUVs and said
37 funds are approved and appropriated from the FY2016 Budget Line Item Police
38 Department/Capital Outlay.
39

40 **ADOPTED THIS 17TH DAY OF MAY, 2016.**
41

42 _____
43 By: Willie L. Wood, Jr., President
44 Prattville City Council
45

46 **AUTHENTICATED THIS 17TH DAY OF MAY, 2016.**
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49 By: Cathy Dickerson
50 City Clerk
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52 **APPROVED:**
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By: Bill Gillespie, Jr.
Mayor

RESOLUTION BOOK 2016, PAGE _____
RESOLUTION

[To Release Funds for Roofing of the Shop Building at the Pine Creek Treatment Plant to
Thraikill, Inc. in an Amount Not to Exceed \$49,490.00.]

{Sponsored By: Council President Pro Tempore Striplin}

WHEREAS, the City of Prattville Wastewater Department has a need to install an
A-frame roof system and a 26 gauge or better metal roof on the shop building at the Pine
Creek Treatment Plant; and

WHEREAS, Thraikill, Inc. has the expertise to install said roof at a cost not to exceed
\$49,490.00; and

WHEREAS, said project is a budgeted expense for the Public Works Division/
Wastewater Department.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Prattville
that funds in an amount not to exceed \$49,490.00 are hereby authorized and approved to be
paid to Thraikill, Inc. and said funds are approved and appropriated from FY2016 Budget Line
Item Wastewater Enterprise Fund/Capital Projects.

ADOPTED THIS 17TH DAY OF MAY, 2016.

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

AUTHENTICATED THIS 17TH DAY OF MAY, 2016.

By: Cathy Dickerson
City Clerk

APPROVED:

By: Bill Gillespie, Jr.
Mayor

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6 **RESOLUTION**
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8 [To Set a Public Hearing to Rezone Property Located at the West Side of N. Memorial Drive,
9 Adjacent to 225 N. Memorial Drive and North of Prattville Square Shopping Center and
10 Known as the Gillian Property, from B-3 Community Shopping District to B-2 General
11 Business.]
12

13 {Sponsored By: Council President Wood}
14

15 **WHEREAS**, Executive Court, Inc. is the owner of the property described in
16 Attachment “A” and shown in Attachment “B”; and
17

18 **WHEREAS**, the property to be rezoned is located inside the city limits at
19 the West Side of N. Memorial Drive, adjacent to 225 N. Memorial Drive and North of
20 Prattville Square Shopping Center; and
21
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23

24 **WHEREAS**, the petitioner wishes to rezone the property from B-3 Community
25 Shopping District to B-2 General Business; and
26
27

28 **WHEREAS**, a public hearing on the proposed rezoning was held by the Prattville
29 Planning Commission on April 21, 2016; and
30
31

32 **WHEREAS**, the City of Prattville Planning Commission did recommend the rezoning
33 of said property be amended as described in Attachment “A” and Attachment “B” from B-3
34 Community Shopping District to B-2 General Business.
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38 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of
39 Prattville that a Public Hearing is set for June 21, 2016 at 6:00 p.m. in the Council Chambers
40 at City Hall.
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44 **STOP AND VOTE TO ADOPT RESOLUTION, THEN READ PROPOSED**
45 **ORDINANCE**
46

47 **PROPOSED ORDINANCE**
48

49 Pursuant to the requirements of Title 11-52-77, Code of Alabama, 1975, as amended. Notice is
50 hereby given by the City Council of the City of Prattville, Alabama, that at the regular meeting
51 of said City Council on the 17th day of May, 2016, at Prattville City Hall, 101 West Main Street,
52 Prattville, Alabama, the following proposed Ordinance was introduced.
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61 Cathy Dickerson
62 **City Clerk**
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6 **ORDINANCE**
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8 **BE IT ORDAINED** by the City Council of the City of Prattville, Alabama, as follows:
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10 **THAT** the Zoning ordinance of the City of Prattville, Alabama adopted on February 10,
11
12 1950, subsequently amended from time to time, and the zoning map adopted on the 1st day of
13
14 May, 1987, are hereby amended to reclassify the property described in Attachment “A” and
15
16 displayed in Attachment “B” from B-3 Community Shopping District to B-2 General
17
18 Business; and

19
20 **THAT** this proposed Ordinance was advertised for two (2) weeks in the Prattville
21
22 Progress, a newspaper of general circulation within the City Limits of the City of Prattville,
23
24 and that the City Council of the City of Prattville, at its Public Hearing on the 21st day of
25
26 June, 2016 at 6:00 p.m., considered said proposed Ordinance and that at such time
27
28 and place all persons who desired had an opportunity to be heard in favor of or in
29
30 opposition to such Ordinance.
31

32 **ALL** other items and provisions of the Zoning Ordinance of the City of Prattville not
33
34 herein specifically amended shall remain in full force and effect.
35

36 **THE** amendments herein contained were considered and approved by the City of
37
38 Prattville Planning Commission on April 21, 2016.
39

40 **THIS** Ordinance shall become effective upon its passage and execution as provided by
41
42 law.
43

44 **ADOPTED THIS 17TH DAY OF MAY, 2016.**
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48 _____
49 By: Willie L. Wood, Jr., President
50 Prattville City Council

51 **AUTHENTICATED THIS 17TH DAY OF MAY, 2016.**
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55 _____
56 By: Cathy Dickerson
57 City Clerk

58 **APPROVED:**
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62 _____
63 By: Bill Gillespie, Jr.
64 Mayor
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DRAFT