

**AGENDA
PRATTVILLE CITY COUNCIL
TUESDAY, AUGUST 18, 2015**

A PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG:

INVOCATION:

ROLL CALL:

CALL TO ORDER:

THE CHARACTER TRAIT OF THE MONTH IS FLEXIBILITY: *Willingness to change plans or ideas without getting upset.*

APPROVAL OF MINUTES: Public Hearing and City Council Meeting August 4, 2015.

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 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 Permission to the Prattville Lions Quarterback Club to Collect a Parking Fee at Stanley-Jensen Stadium for the 2015 Football Season. (Sponsored By: Councilor Boone)

AGENDA:

1. ORDINANCE: To Surplus One Vehicle and Various Equipment from the Police Department. (Sponsored By: Councilor Starnes)

2. ORDINANCE: Petition for Annexation of Anderson Property – County Road 29. (Sponsored By: Council President Pro Tempore Striplin)

3. RESOLUTION: To Authorize the Purchase of Sanitation Equipment from Ingram Equipment Company, LLC through NJPA Purchasing Cooperative Contracts for the Sanitation Department at a Cost of \$1,360,414.73 to be Financed by Regions Bank. (Sponsored By: Council President Pro Tempore Striplin)

4. RESOLUTION: To Set a Public Hearing to Zone Property Located at 630 Vintage Way to R-5 (Patio Garden Homes). (Sponsored By: Councilor Boone)

5. RESOLUTION: To Set a Public Hearing to Zone Property Located at Rocky Mount Road at Old Farm Lane to FAR (Forest, Agriculture, Recreation). (Sponsored By: Councilor Whiteside)

6. RESOLUTION: To Amend the FY2015 Budget and to Authorize the Purchase of Playground Equipment for Upper Kingston Park for the Parks and Recreation Department at a Cost Not to Exceed \$10,184.00. (Sponsored By: Councilor Boone)

COMMENTS FROM PERSONS PRESENT:

CLOSING COMMENTS:

ADJOURN

The next City Council meeting is scheduled for Tuesday, September 1, 2015 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, Page 086 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, Page 086, adopted on July 21, 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 August 18, 2015 permitting the owners of same properties listed in Resolution Book 2015, Page 086 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:

- **791 Old Ridge Road** – Nancy Eskridge, 791 Old Ridge Road, Prattville, AL 36066 (19-01-02-1-000-003.000)
- **203 Alice Lane** – Tilwanda Pickett (26-04-19-0-001-114.000)
- **241 Murfee Drive** – Clair Chisler (26-09-30-0-004-003.000)
- **347 Bent Tree** – Ocwen Loan Servicing, 1100 Virginia Drive, Fort Washington, PA 19034 (19-02-09-2-004-021.051)
- **700 Rice Street** – Neil & Karen Keifer, 1454 2nd Texas Road, Saint George, SC 29477 (19-05-21-2-002-004.000)
- **Southwest Corner of King Author Manor** – Camelot Village, LLC, 606 Clay Street, Montgomery, AL 36104 (19-04-20-4-002-001.000)
- **133 Beth Manor Drive** – Stephen Gandy (19-06-14-3-001-019.000)
- **322 Summerhill Road** – Jeffery Cochran, 5820 Pineleaf Drive, Millbrook, AL 36054 (19-05-16-4-010-001.096)

- 1 • **797 Old Ridge Road** – Sue Eskridge, 2930 Surrey Rd, Birmingham, AL, 35223 (19-01-02-1-000-002.000)
- 2 • **513 Seasons Court** – William Ward (19-06-14-1-006-014.000)
- 3 • **311, 315, 317, 318, 319, 321, 323, 325, 327, 329, 326, 324, 322, & 316 Bent Tree Drive** – Lambert
- 4 Construction, PO Box 680656, Prattville, AL 36068 (19-02-09-3-007-001.000) (19-02-09-2-004-021.057)
- 5 (19-03-08-1-008-014.008) (19-02-09-2-004-021.054) (19-03-08-1-008-014.007) (19-03-08-1-008-
- 6 014.006) (19-03-08-1-008-014.005) (19-03-08-1-008-014.004) (19-03-08-1-008-014.003) (19-03-08-1-
- 7 008-014.002) (19-03-08-1-008-014.010) (19-03-08-1-008-014.009) (19-02-09-2-004-021.056) (19-02-
- 8 09-2-004-021.052)

9 **BE IT FURTHER RESOLVED** that:

10 The Mayor shall have the overgrown grass and weeds on the property listed above cut or
11 removed using city forces or the private contractors listed in Attachment A. Any property
12 owner shall have the right to have any weeds removed at his or her own expense provided
13 the removal is done prior to the commencement of work by employees or agents of the
14 City of Prattville. The Mayor shall keep an accounting of all costs related to the removal of
15 overgrown grass and weeds and report such cost to the City Council following their
16 removal.
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25 **ADOPTED THIS 18th DAY OF AUGUST, 2015.**

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

32 **AUTHENTICATED THIS 18th DAY OF AUGUST, 2015.**

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35 _____
36 By: Cathy Dickerson
37 City Clerk

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39 **APPROVED:**

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43 By: Bill Gillespie, Jr.
44 Mayor

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ORDINANCE

[Petition for Annexation of Anderson Property – County Road 29.]

{Sponsored By: Council President Pro Tempore Striplin}

BE IT ORDAINED by the City Council of the City of Prattville, Alabama, that the City of Prattville is a city with a population of over 6,000 inhabitants located in the State of Alabama; and

THAT it has been presented by petition by all owners of property located and contained which are contiguous to the corporate limits of the City of Prattville as they are now situated; and

THAT the property described in the petition sought to be annexed is as described in Attachment A and shown in Attachment B; and

THAT said property does not lie within the Corporate limits of any other municipality; and

THAT all owners as defined by §11-42-20, *Code of Alabama*, 1975, as amended, have executed said petition requesting the property be annexed into the City of Prattville; and

THAT the City of Prattville finds that it is to the best interest of the City of Prattville and its inhabitants to annex said property; and

THAT the City Council of the City of Prattville finds that the petition has met all requirements of Title 11-42-20 through 11-42-23, *Code of Alabama*, 1975, as amended.

BE IT FURTHER ORDAINED by the City Council of the City of Prattville, Alabama, that the corporate limits of the City of Prattville be extended and rearranged so as to embrace and include the following property as described in Attachment A and shown in Attachment B; and

THAT such property shall become a part of the corporate area of Prattville, Alabama upon passage and publication of this Ordinance as required by law.

BE IT FURTHER ORDAINED that the extension of sewer lines in the newly annexed areas shall not be provided until such time as it becomes economically feasible for the City to provide same.

BE IT FURTHER ORDAINED that a copy of the petition be filed in the office of the Judge of Probate of Autauga County, Alabama, and that this Ordinance be published in the *Prattville Progress* of Autauga County, Alabama.

1 **ADOPTED THIS 18th DAY OF AUGUST, 2015.**

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5 _____
6 By: Willie L. Wood, Jr., President
7 Prattville City Council

8 **AUTHENTICATED THIS 18th DAY OF AUGUST, 2015.**

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12 By: Cathy Dickerson
13 City Clerk

14 **APPROVED:**

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18 By: Bill Gillespie, Jr.
19 Mayor
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DRAFT

1 **RESOLUTION**

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3 [To Authorize the Purchase of Sanitation Equipment from Ingram Equipment Company, LLC
4 through NJPA Purchasing Cooperative Contracts for the Sanitation Department at a Cost of
5 \$1,360,414.73 to be Financed Through Regions Bank.]

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

8
9 **WHEREAS**, there is a need for dependable equipment in the Sanitation Department,
10 including five (5) loaders, two (2) boom trucks, one (1) automated side loader, and one (1) dump
11 insert; and

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15 **WHEREAS**, the following equipment is available through the NJPA Purchasing
16 Cooperative from Ingram Equipment Company, LLC, at a cost of \$1,360,414.73:

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|--|-----------------------|--------------------|
| 17 (5) Heil Durpack 5000-Heavy Duty Rear Loaders | Contract # 060612-ESG | \$157,968.00 each |
| 18 | | |
| 19 (1) Heil Durpack Python Automated Side Loader | Contract # 060612-ESG | \$224,130.73 each |
| 20 | | |
| 21 (2) Kenworth T370 with Pacmac Shuttle Loader | | |
| 22 & Trailer | Contract # 10211-NAF | \$168,302.00 each |
| 23 | | |
| 24 (1) Parkan EZ Dump Insert | Contract # 102911-NAF | \$ 17,840.00 each; |
| 25 | | |

26
27 and

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30 **WHEREAS**, the lead time to build said equipment is approximately six (6) months;

31
32 and

33
34 **WHEREAS**, said equipment shall be financed through Regions Bank for a period of
35 five (5) years and monthly payments shall be made from the Sanitation Enterprise Fund.

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37
38 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Prattville
39 that the purchase of said equipment for the Sanitation Department through the NJPA
40 Purchasing Cooperative from Ingram Equipment Company, LLC at a cost of \$1,360,414.73 is
41 hereby approved and appropriated and financing for said equipment is hereby authorized and
42 approved through Regions Bank.

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48 **BE IT FURTHER RESOLVED** that the Mayor is authorized and empowered to
49 execute any and all documents necessary to finance said equipment for and on behalf of the
50 City of Prattville.

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53 **ADOPTED THIS 18th DAY OF AUGUST, 2015.**

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

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62 **AUTHENTICATED THIS 18th DAY OF AUGUST, 2015.**

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65 _____
66 By: Cathy Dickerson
City Clerk

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APPROVED:

By: Bill Gillespie, Jr.
Mayor

DRAFT

1 **RESOLUTION**

2
3 [To Set a Public Hearing to Zone Property Located at 630 Vintage Way to R-5 (Patio Garden
4 Homes).]

5
6 {Sponsored By: Councilor Boone}

7
8 **WHEREAS**, Oaks of Buena Vista, LLC is the owner of the property described in
9
10 Attachment “A” and shown in Attachment “B”; and

11
12 **WHEREAS**, the property to be zoned is located on the east end of Vintage Way and
13
14 was annexed into the city limits on July 21, 2015; and

15
16 **WHEREAS**, the petitioner wishes to zone the property to R-5 (Patio Garden Homes);
17
18 and

19
20 **WHEREAS**, a public hearing on the proposed zoning was held by the Prattville
21
22 Planning Commission on July 16, 2015; and

23
24 **WHEREAS**, the City of Prattville Planning Commission did recommend the zoning
25
26 of said property be amended as described in Attachment “A” and Attachment “B” to
27
28 R-5 (Patio Garden Homes) upon completion of the requested annexation.

29
30 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of
31
32 Prattville that a Public Hearing is set for September 15, 2015 at 6:00 p.m. in the Council
33
34 Chambers at City Hall.

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37 **STOP AND VOTE TO ADOPT RESOLUTION, THEN READ PROPOSED**
38 **ORDINANCE**

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41 **PROPOSED ORDINANCE**

42
43 Pursuant to the requirements of Title 11-52-77, Code of Alabama, 1975, as amended. Notice is
44
45 hereby given by the City Council of the City of Prattville, Alabama, that at the regular meeting
46
47 of said City Council on the 18th day of August, 2015, at Prattville City Hall, 101 West
48
49 Main Street, Prattville, Alabama, the following proposed Ordinance was introduced.

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53 Cathy Dickerson
54 **City Clerk**

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ORDINANCE

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

THAT the Zoning ordinance of the City of Prattville, Alabama adopted on February 10, 1950, subsequently amended from time to time, and the zoning map adopted on the 1st day of May, 1987, is hereby amended to reclassify the property described in Attachment “A” and displayed in Attachment “B” R-5 (Patio Garden Homes); and

THAT this proposed Ordinance was advertised for two (2) weeks in the Prattville Progress, a newspaper of general circulation within the City Limits of the City of Prattville, and that the City Council of the City of Prattville, shall, at its Public Hearing on the 15th day of September, 2015 at 6:00 p.m., consider said proposed Ordinance and that at such time and place all persons who desire, shall have an opportunity to be heard in favor of or in opposition to such Ordinance.

THAT this Ordinance is adopted under the authority of §11-52-85 of the Code of Alabama, as amended and is contingent on the petitioner completing the process to annex property described in Attachment A and shown in Attachment B into the City of Prattville no later than 180 days following adoption of the Ordinance.

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

THE amendments herein contained were considered and approved by the City of Prattville Planning Commission on July 16, 2015.

THIS Ordinance shall become effective upon its passage and execution as provided by law.

ADOPTED THIS 18th DAY OF AUGUST, 2015.

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

AUTHENTICATED THIS 18th DAY OF AUGUST, 2015.

By: Cathy Dickerson
City Clerk

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APPROVED:

By: Bill Gillespie, Jr.
Mayor

DRAFT

1 **RESOLUTION**

2
3 [To Set a Public Hearing to Zone Property Located at Rocky Mount Road at Old Farm Lane to
4 FAR (Forest, Agriculture, Recreation).]

5
6 {Sponsored By: Councilor Whiteside}

7
8 **WHEREAS**, Spencer Swan is the owner of the property described in Attachment
9
10 “A” and shown in Attachment “B”; and

11
12 **WHEREAS**, the property to be zoned is located at Rocky Mount Road at Old Farm
13
14 Lane and was annexed into the city limits on July 21, 2015; and

15
16 **WHEREAS**, a public hearing on the proposed zoning was held by the Prattville
17
18 Planning Commission on April 16, 2015; and

19
20 **WHEREAS**, the City of Prattville Planning Commission did recommend the zoning
21
22 of said property be amended as described in Attachment “A” and Attachment “B” to R-4,
23
24 Multi-Family Residential, upon completion of the requested annexation; and

25
26 **WHEREAS**, the petitioner wishes to zone the property to FAR (Forest, Agriculture,
27
28 Recreation) in lieu of the R-4 zoning previously requested.

29
30 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of
31
32 Prattville that a Public Hearing is set for September 15, 2015 at 6:00 p.m. in the Council
33
34 Chambers at City Hall.

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37 **STOP AND VOTE TO ADOPT RESOLUTION, THEN READ PROPOSED**
38 **ORDINANCE**

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41 **PROPOSED ORDINANCE**

42
43 Pursuant to the requirements of Title 11-52-77, Code of Alabama, 1975, as amended. Notice is
44
45 hereby given by the City Council of the City of Prattville, Alabama, that at the regular meeting
46
47 of said City Council on the 18th day of August, 2015, at Prattville City Hall, 101 West Main
48
49 Street, Prattville, Alabama, the following proposed Ordinance was introduced.

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52 _____
53 Cathy Dickerson
54 **City Clerk**
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1 **ORDINANCE**

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

4
5 **THAT** the Zoning ordinance of the City of Prattville, Alabama adopted on February 10,
6
7 1950, subsequently amended from time to time, and the zoning map adopted on the 1st day of
8
9 May, 1987, is hereby amended to classify the property described in Attachment “A” and
10
11 displayed in Attachment “B” to FAR (Forest, Agriculture, Recreation); and

12
13 **THAT** this proposed Ordinance was advertised for two (2) weeks in the Prattville
14
15 Progress, a newspaper of general circulation within the City Limits of the City of Prattville,
16
17 and that the City Council of the City of Prattville, shall, at its Public Hearing on the 15th day of
18
19 September, 2015 at 6:00 p.m., consider said proposed Ordinance and that at such time
20
21 and place all persons who desire, shall have an opportunity to be heard in favor of or in
22
23 opposition to such Ordinance.

24
25 **THAT** this Ordinance is adopted under the authority of §11-52-85, *Code of Alabama*,
26
27 1975, as amended.

28
29 **ALL** other items and provisions of the Zoning Ordinance of the City of Prattville not
30
31 herein specifically amended shall remain in full force and effect.

32
33 **THE** amendments herein contained were considered by the City of Prattville Planning
34
35 Commission on April 16, 2015 with a recommendation to zone R-4, Multifamily Residential.

36
37 **THIS** Ordinance shall become effective upon its passage and execution as provided by
38
39 law.

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41 **ADOPTED THIS 18th DAY OF AUGUST, 2015.**

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45 _____
46 By: Willie L. Wood, Jr., President
47 Prattville City Council

48 **AUTHENTICATED THIS 18th DAY OF AUGUST, 2015.**

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51 _____
52 By: Cathy Dickerson
53 City Clerk

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55 **APPROVED:**

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58 _____
59 By: Bill Gillespie, Jr.
60 Mayor

1 **RESOLUTION**

2
3 [To Amend the FY2015 Budget and to Authorize the Purchase of Playground Equipment for
4 Upper Kingston Park for the Parks and Recreation Department at a Cost Not to Exceed
5 \$10,184.00.]

6
7 {Sponsored By: Councilor Boone}

8
9 **WHEREAS**, the Parks and Recreation Department has a need for new playground
10 equipment for Upper Kingston Park; and

11
12 **WHEREAS**, said equipment is available from J. A. Dawson & Company at a cost
13 not to exceed \$10,184.00; and

14
15 **WHEREAS**, said purchase is a budgeted expense for the Parks and Recreation
16 Department.

17
18 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of
19 Prattville that FY2015 Budget Line Item Parks and Recreation Department/Operating
20 Supplies is hereby decreased by \$10,184.00 and that FY2015 Budget Line Item Parks and
21 Recreation Department/Capital Outlay is hereby increased by \$10,184.00.

22
23 **BE IT FURTHER RESOLVED** that funds in the amount of \$10,184.00 are hereby
24 authorized and approved to be paid to J. A. Dawson & Company for the purchase of
25 playground equipment for Upper Kingston Park and said funds are approved and
26 appropriated from FY2015 Budget Line Item Parks and Recreation Department/Capital
27 Outlay.

28
29 **ADOPTED THIS 18th DAY OF AUGUST, 2015.**

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

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47 **AUTHENTICATED THIS 18th DAY OF AUGUST, 2015.**

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50 _____
51 By: Cathy Dickerson
52 City Clerk

53 **APPROVED:**

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58 By: Bill Gillespie, Jr.
59 Mayor