

MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL OF HUNTSVILLE, ALABAMA,
HELD THURSDAY, NOVEMBER 19, 2015

The Honorable Council of the City of Huntsville, Alabama, met in regular session on Thursday, November 19, 2015, at 6 p.m., in the Council Chambers of the Municipal Building, there being present:

President:	Culver
Councilpersons:	Russell, Robinson, Kling, Showers
Mayor:	Battle
City Administrator:	Hamilton
City Attorney:	Joffrion
City Clerk-Treasurer:	Hagood

President Culver called the meeting to order.

Rev. Frank Broyles led the invocation; Councilman Russell led the pledge of allegiance.

The minutes of the Regular Meeting of the Council on November 5, 2015, were approved as submitted.

President Culver stated that the next item on the agenda was Resolutions and Special Recognitions.

Councilman Showers read and introduced a resolution honoring Retired Teachers Day in Huntsville, Alabama, as follows:

(RESOLUTION NO. 15-870)

Councilman Showers moved for approval of the foregoing

resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Culver recognized Mayor Battle.

Mayor Battle asked Councilman Showers to assist him with the presentation, as a retired educator himself.

Mayor Battle asked Ms. Zata Threatt to come forward, along with members of her group.

Mayor Battle asked Ms. Threatt to introduce the members of her group and to tell something about this special occasion.

Ms. Threatt stated that her group, members of the Madison County Education Retirees Association, was present to celebrate Retired Teachers Day, which she noted was celebrated on November 17. She introduced the President of the Association, Mr. Joe McFerrin, and his wife, Sylvia; and her husband, Otis Threatt. She stated that they were members of the Community Service Committee. She stated that they volunteered all over the city, in schools, nursing home facilities, et cetera, and that they donated to many community support organizations. She stated that over the past year, their organization had volunteered more than 9,000 hours in the city of Huntsville and Madison County.

Mayor Battle stated that Councilman Showers had served 36 years in the School System.

Mayor Battle stated that his wife was also a retired teacher, that she had taught kindergarten at Monrovia School for 27 years.

Mayor Battle presented the resolution honoring Retired Teachers Day to Ms. Threatt, expressing appreciation to her for the group's contributions to the community. He stated that he believed what made the city so special was the time these retired teachers gave back, noting that he had seen them many times in schools mentoring, reading, just doing things that made the community a better place. He thanked them for all the efforts that all their members did. He read from the resolution, encouraging all citizens to join together in paying tribute to the retired public educators.

Councilman Showers congratulated the group, expressing appreciation for what they did in the city and county. He stated that he had spent 36 years in the City School System, and that he was certainly delighted to see these persons working for the cause of the young boys and girls in the city.

Mr. McFerrin stated that Councilman Showers was a lifetime member of the Madison County Education Retirees Association.

Councilman Showers read and introduced a resolution congratulating Love Ministries on their Grand Opening Celebration, to be held November 21, 2015, as follows:

(RESOLUTION NO. 15-871)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by President Culver and was unanimously adopted.

Councilman Showers stated that Love Ministries would hold a ribbon-cutting and their grand opening ceremonies on

November 21, at their location on Blue Spring Road, and that at that time he would be presenting this resolution on behalf of Mayor Battle and the City Council.

President Culver stated that the next item on the agenda was Other Special Recognitions. He asked Mayor Battle to join him for a presentation.

President Culver stated that they had a special presentation for a very special Council member. He continued that he believed Councilman Russell was the only Council member who had ever served as President of the Council for nine years. He asked Councilman Russell to come forward.

President Culver presented a plaque to Councilman Russell, stating that it was in appreciation of his nine years of dedicated service as President of the Huntsville City Council, and that he was making the presentation on behalf of the other Council members and Mayor Battle.

Mayor Battle thanked Councilman Russell for his service.

President Culver stated that the next item on the agenda was Announcements.

President Culver stated that agenda item 9.a.2 had been withdrawn from the agenda.

President Culver recognized Councilman Kling.

Councilman Kling stated that he had a guest present with him at this time, Paul Nacozy, noting that he had been the high bidder at the Crescen-Dough Auction, otherwise known as the fundraising auction that the Huntsville Symphony held each

year. He stated that the Symphony did a lot of great outreach into the community, and that one of the ways they raised money was through this event. He stated that Mr. Nacozy had been the high bidder for "City Councilman For a Day," and that he was joining him on the podium at this time.

Councilman Kling presented a certificate to Mr. Nacozy, noting that it had been signed by the Mayor and the Council, and that it was recognizing Mr. Nacozy as an Honorary Member of the Huntsville City Council, in appreciation of his support of the Huntsville Symphony Guild Crescen-Dough Auction.

Councilman Kling stated to Mr. Nacozy that he certainly appreciated his support of the Symphony and his interest in City government.

Mr. Nacozy thanked Councilman Kling and the other Council members for their donation to the Huntsville Symphony, stating that it allowed him to be in this position at this time. He stated that he loved the city, noting that he had lived in Huntsville for three years, and that he was learning a lot about it.

President Culver thanked Mr. Nacozy, noting that it was certainly for a good cause.

President Culver stated that the next item on the agenda was Public Hearings to be Held.

President Culver stated that it was the time and place in the meeting for a public hearing on a resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and

removing of grass and weeds against certain properties.

President Culver recognized Ms. Michelle Jordan of Community Development.

Ms. Jordan stated that this resolution identified 36 properties that were in violation of the City's grass and weed ordinance, noting that the properties were identified in the packet the Council members had received.

Ms. Jordan stated that the property owners had received written notification, by mail, that they were in violation of the ordinance, and that they had been given 14 days to correct the violations. She stated that the violations had not been corrected, so this matter was before the Council at this time. She asked that the Council allow them to assess the costs involved to the property owners.

President Culver asked if there was anyone in the audience who would like to address the Council on this particular matter.

There was no response.

President Culver stated that the public hearing was closed.

Councilman Russell read and introduced a resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and removing of grass and weeds against certain properties, as follows:

(RESOLUTION NO. 15-872)

Councilman Russell moved for approval of the foregoing

resolution, which motion was duly seconded by Councilman Showers.

President Culver called for the vote on the above resolution, and it was unanimously adopted.

President Culver stated that it was the time and place in the meeting for a public hearing on Ordinance No. 15-754, rezoning property lying south of Interstate 565 and east of Swancott Road from Highway Business C-4 District to Commercial Industrial Park District, which hearing was set at the October 8, 2015, Regular Council Meeting.

President Culver recognized Ms. Ashley Nichols of the Planning Division.

Ms. Nichols stated that this property was approximately 101.45 acres and was located south of Interstate 565 and east of Swancott Road. She continued that the property was currently zoned Highway Business C-4 District, and that the owner had requested that the property be rezoned to Commercial Industrial Park District, which she noted would be more accommodating for a proposed use that would be relocating to the property. She stated that this was currently vacant land.

Ms. Nichols stated that the rezoning had been recommended by the Planning Commission.

President Culver asked if there was anyone in the audience who would like to address the Council concerning this matter.

There was no response.

President Culver stated that the public hearing was

closed.

Councilman Russell moved for approval of Ordinance No. 15-754, rezoning property lying south of Interstate 565 and east of Swancott Road from Highway Business C-4 District to Commercial Industrial Park District, which ordinance was introduced at the October 8, 2015, Regular Council Meeting, as follows:

(ORDINANCE NO. 15-754)

Said motion was duly seconded by Councilman Kling.

President Culver asked if there was any further discussion.

There was no response.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

President Culver stated that it was the time and place in the meeting for a public hearing on Ordinance No. 15-756, amending Article 71, Off-Street Parking and Vehicular Use Area (PVA) Landscaping Requirements, Section 71.6, PVA Lighting Requirements, of the Zoning Ordinance, to amend garage lighting standards, which hearing was set at the October 8, 2015, Regular Council Meeting.

President Culver recognized Ms. Nichols.

Ms. Nichols stated that this ordinance had originally been created in February, 2012, and that it was adding language for PVA lighting, and also certain LED sources, since the zoning ordinance had not addressed these items at the time. She

continued that the previous ordinance had not addressed parking garages or any underground parking, and that this was to add language for parking garages and underground parking, using lighting sources. She continued that this information was highlighted on the chart that was being displayed. She stated that the remaining information remained the same as the previous ordinance in 2012.

President Culver asked if there was anyone in the audience who would like to address the Council on this particular matter.

Ms. Jackie Reed, Jack Coleman Drive, appeared before the Council, inquiring as to whether this change would be applicable just to the parking garages that would be built in the future or if it would be for ones that were already in existence.

Ms. Nichols stated that this would apply to any new parking garages, or if there were any changes to the lighting in a garage, if a garage chose to go with an LED source, they would have to abide by the regulations. She stated that currently there were not any LED regulations for parking garages and underground parking, and that this resolution would set some regulations for those.

President Culver asked if there was anyone else in the audience who would like to address the Council on this particular matter.

There was no response.

President Culver stated that the public hearing was closed.

Councilman Showers moved for approval of Ordinance No. 15-756, amending Article 71, Off-Street Parking and Vehicular Use Area (PVA) Landscaping Requirements, Section 71.6, PVA Lighting Requirements, of the Zoning Ordinance, to amend garage lighting standards, which ordinance was introduced at the October 8, 2015, Regular Council Meeting, as follows:

(ORDINANCE NO. 15-756)

Said motion was duly seconded by Councilman Russell.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

President Culver stated that it was the time and place in the meeting for a public hearing on Ordinance No. 15-758, amending Article 10, Residence 1 District Regulations, Section 10.7, Conditions on Uses; Article 11, Residence 1-A District Regulations, Section 11.6, Conditions on Uses; Article 12, Residence 1-B District Regulations, Section 12.6, Conditions on Uses; Article 13, Residence 2 District Regulations, Section 13.6, Conditions on Uses; Article 14, Residence 2-A District Regulations, Section 14.6, Conditions on Uses; Article 15, Residence 2-B District Regulations, Section 15.7, Conditions on Uses; Article 16, Residence 1-C District Regulations, Section 16.5, Conditions on Uses; Article 17, Residence 2-C District Regulations, Section 17.3, Conditions on Uses; Article 20, Neighborhood Business C-1 District Regulations, Section 20.1,

Uses Permitted, Subsection 20.1.6, Conditions on Uses; Article 22, Neighborhood Business C-2 District Regulations, Section 22.5, Conditions on Uses; Article 80, Residential Office District Regulations, Section 80.9, Conditions on Uses; Article 81, Office District Regulations, Sections 81.7, Conditions on Uses; and Article 92, Board of Adjustment, Section 92.5 Powers and Duties, Subsection 92.5.3, Permitted Uses as Special Exceptions, by adding new Subsection 92.5.3(39), of the Zoning Ordinance, to modify existing building materials, which hearing was set at the October 8, 2015, Regular Council Meeting.

President Culver recognized Ms. Nichols.

Ms. Nichols stated that on the displayed screen, the highlighted language on the top was the current language within the zoning district regarding aluminum, steel, and other metal siding or cladding, as an exterior building use within the Residential Neighborhood Business Districts and also the Office Districts. She stated that this was currently prohibited. She stated that this language had been added in 2008, that prior to 2008, there had been no language prohibiting this type of use.

Ms. Nichols stated that Staff was proposing that they take away the language that stated it was prohibited, unless the property owner, or their legal representative, would like to request a special exception from the Board of Zoning Adjustment, which she noted could be requested. She stated

that there were also conditions that Staff had placed as far as what type of materials might be allowed and exactly what was prohibited. She stated that exposed fasteners were prohibited, and that any type of pre-finished metal siding or cladding was not a permitted building material. She stated that, also, any type of exterior building finish must be some type of composite metal panel or another type of architectural panel.

Ms. Nichols stated that she had a small sample that she could pass around for the Council members to view. She stated that, also, she had some photographs that she had taken in town of other buildings which were using either some type of composite metal panel or another type of architectural panel.

Ms. Nichols indicated on the displayed screen and stated that in Twickenham Square, one could see that they had used architectural components throughout the majority of the designs. She stated that the new Audi dealership on 72 West, as well as the remodeled Nissan dealership, had used some type of composite metal panel.

Ms. Nichols stated that this was something that was a little bit more sturdy. She continued that it was somewhat more costly than the traditional metal siding. She stated that it could be insulated or non-insulated, that it would depend on the developer.

President Culver asked if there was anyone in the audience who would like to address the Council on this particular matter.

Ms. Jackie Reed again appeared before the Council, inquiring if the Planning Department came up with all these changes for the ordinances of the City. She asked if the developers asked for the changes or if the City just made them. She stated that she would like to have an answer to this, noting that there were a lot of changes going on everywhere, in the Planning Department, the Zoning Variance Board, et cetera, that the entire town was getting changed and restructured. She stated that she wanted to know who came up with all this and why. She stated that she had been watching this for a long time.

President Culver recognized Mayor Battle.

Mayor Battle stated that as new products came on the market that were better ways to build, stronger ways to build, stronger tensile strength, et cetera, they looked at them, and that as they looked at them, they asked whether or not it would make sense for the City of Huntsville. He continued that there were some things that did, and some things that did not, and that those that did were what they wanted to allow to happen.

Mayor Battle stated that what Ms. Nichols had displayed was a sample of a siding that might be on the front of a commercial building, but that it also had an insulation value to it. He stated that all this tied together into better building products and better ways to build. He continued that the City wanted to be on the cutting edge of this and to be able to offer it to persons who could build a little better by

using some of these products.

President Culver asked if there was anyone else who would like to address the Council on this particular matter.

There was no response.

President Culver stated that the public hearing was closed.

Councilman Kling moved for approval of Ordinance No. 15-758, amending Article 10, Residence 1 District Regulations, Section 10.7, Conditions on Uses; Article 11, Residence 1-A District Regulations, Section 11.6, Conditions on Uses; Article 12, Residence 1-B District Regulations, Section 12.6, Conditions on Uses; Article 13, Residence 2 District Regulations, Section 13.6, Conditions on Uses; Article 14, Residence 2-A District Regulations, Section 14.6, Conditions on Uses; Article 15, Residence 2-B District Regulations, Section 15.7, Conditions on Uses; Article 16, Residence 1-C District Regulations, Section 16.5, Conditions on Uses; Article 17, Residence 2-C District Regulations, Section 17.3, Conditions on Uses; Article 20, Neighborhood Business C-1 District Regulations, Section 20.1, Uses Permitted, Subsection 20.1.6, Conditions on Uses; Article 22, Neighborhood Business C-2 District Regulations, Section 22.5, Conditions on Uses; Article 80, Residential Office District Regulations, Section 80.9, Conditions on Uses; Article 81, Office District Regulations, Sections 81.7, Conditions on Uses; and Article 92, Board of Adjustment, Section 92.5 Powers and Duties,

Subsection 92.5.3, Permitted Uses as Special Exceptions, by adding new Subsection 92.5.3(39), of the Zoning Ordinance, to modify existing building materials, which ordinance was introduced at the October 8, 2015, Regular Council Meeting, as follows:

(ORDINANCE NO. 15-758)

Said motion was duly seconded by Councilman Showers.

President Culver recognized Councilman Kling.

Councilman Kling stated to Ms. Nichols that he was aware that this was newer technology than what they previously had, but that as compared to plain old aluminum siding, that outside of the sample that had been displayed having a little more insulation, he did not really see much difference. He asked why it had been specified that this matter had to come to the Council for action rather than it just being grandfathered in under "Aluminum Siding."

Ms. Nichols stated that currently this was prohibited as a whole, that it only pertained to the nine residential uses, which she noted would include churches, schools, and any other governmental uses that were located within these particular districts.

Ms. Nichols stated that the Planning Staff had had a lot of requests for these, and they had had various cases that had gone before the Board of Zoning Adjustment requesting to use a different type of material that was not necessarily classified as just a plain metal or aluminum siding. She stated that this

was the reason for the zoning ordinance amendment.

President Culver asked if there was any further discussion of this matter.

There was no response.

President Culver called for the vote on Ordinance No. 15-758, and it was unanimously adopted.

President Culver stated that it was the time and place in the meeting for a public hearing on Ordinance No. 15-760, amending Article 72, Sign Regulations, Section 72.4, Permitted Signs by Districts, by amending Subsection 72.4.2, Research Park, Research Park Applications, Office, Residence 2-B, Neighborhood Business C-1, Neighborhood Business C-1A, Planned Industrial, and Disposal Storage Districts; Article 75, Alcoholic Beverage Establishment Regulations, Section 75.3, Permitted Establishments by Districts, by amending Subsection 75.3.1, Neighborhood Business C-1, Neighborhood Business C-1A, and Neighborhood Business C-2 Districts; and Article 92, Board of Adjustment, Section 92.5, Powers and Duties, Subsection 92.5.3(2), Permitted Uses as Special Exceptions, of the Zoning Ordinance, to delete language concerning the Neighborhood Business C-1A District, which hearing was set at the October 8, 2015, Regular Council Meeting.

President Culver recognized Ms. Nichols.

Ms. Nichols stated that the above ordinance was to remove remaining Neighborhood Business C-1A language from the Zoning Ordinance. She stated that the Neighborhood Business C-1A

District had been deleted effective October 2, 2015. She continued that this mainly just removed the existing article but did not remove the remaining language that was existing throughout the Zoning Ordinance. She stated that this was just a minor cleanup, to remove any Neighborhood Business C-1 District language, as it was no longer an existing zoning district.

President Culver asked if there was anyone in the audience who would like to address the Council on this particular matter.

There was no response.

President Culver stated that the public hearing was closed.

Councilman Showers moved for approval of Ordinance No. 15-760, amending Article 72, Sign Regulations, Section 72.4, Permitted Signs by Districts, by amending Subsection 72.4.2, Research Park, Research Park Applications, Office, Residence 2-B, Neighborhood Business C-1, Neighborhood Business C-1A, Planned Industrial, and Disposal Storage Districts; Article 75, Alcoholic Beverage Establishment Regulations, Section 75.3, Permitted Establishments by Districts, by amending Subsection 75.3.1, Neighborhood Business C-1, Neighborhood Business C-1A, and Neighborhood Business C-2 Districts; and Article 92, Board of Adjustment, Section 92.5, Powers and Duties, Subsection 92.5.3(2), Permitted Uses as Special Exceptions, of the Zoning Ordinance, to delete language concerning the Neighborhood

Business C-1A District, which ordinance was introduced at the October 8, 2015, Regular Council Meeting, as follows:

(ORDINANCE NO. 15-760)

Said motion was duly seconded by Councilwoman Robinson.

President Culver called for the vote on Ordinance No. 15-760, and it was unanimously adopted.

President Culver stated that the next item on the agenda was Communications from the Public. He stated that persons would have approximately three minutes to address the Council.

Ms. Sarah Brown, 504 Bain Drive, appeared before the Council, expressing appreciation for the opportunity to again speak before the Council.

Ms. Brown stated that she was appearing on behalf of a fraction of the AAA parents who were present at the meeting in support of the proposal she had brought forth at the prior session of the Council. She continued that this was that picketers and protesters be prohibited on school grounds during active school zones, which she noted would be 7:30 a.m. to 8:00 a.m. in the mornings and 2:30 p.m. to 3:30 p.m. in the afternoons. She continued that this would allow both students and parents to come and go safely from the school, unimpacted by the presence of these persons.

Ms. Brown stated that at the prior Council meeting, the Council had decided that this was a matter for the Legal Department and the Huntsville Police Department to look into. She continued that, unfortunately, she had been unable

to get to Legal because of time constraints, but that she had spoken with a representative of the Huntsville Police Department. She stated that Lt. Brooks had been very kind and very helpful but very firm that, as it stood at this time, there was nothing the Police Department could do because they could not validate the safety concern that her group had brought forward.

Ms. Brown stated that, therefore, she was again appearing before the Council. She stated that Lt. Brooks had stated that it would take an ordinance in order for the Police Department to have something to enforce. She continued that this was the reason she was again appearing before the Council.

Ms. Brown stated that she would like to tell a story about how much she loved the city. She stated that she had moved to the city when she was nine years old, under duress, because she had not wanted to move to Alabama. She stated that she was living in Washington, D.C., and that she had thought that moving to Alabama would mean that she would have to abandon things that she loved, such as shoes and indoor plumbing. She stated that, however, she had moved to the city, and that she had been blown away by the diversity and the intelligence and the technology that Huntsville offered.

Ms. Brown stated that she had learned that Huntsville was not quite Alabama, which she noted was something she told persons who were moving into the city. She stated that she told persons that Huntsville was proactive and forward

thinking, and that Huntsville did what was right, not necessarily what was popular.

Ms. Brown stated that her husband was a teacher at Lee High School, and that he had been there approximately 10 years prior when there had been the fatal bus crash where four young lives were lost. She stated that, as one could imagine, the community was shocked. She continued that they were further devastated when they learned that Westboro Baptist Church members planned to attend and picket the funeral of these innocent lives that had nothing to do with the cause about which they were so loudly shouting.

Ms. Brown stated that the City had done as it should and had reviewed this group's right to protest, and had granted them a permit. She stated that persons had felt betrayed and devastated, that they thought they had been abandoned in their darkest hour by their own City. She continued that this was not just them, as the adults, but that it included some of the youngest and most vulnerable members of society. She stated that as a result of this, persons were told to stand down, to not engage, that the City had it under control.

Ms. Brown stated that they had attended the funeral and were pleased to find that the entire perimeter was surrounded by Greyhound buses that ran for the duration of the funeral, and that persons could not see or hear a single picketer. She continued that without their audience, that group had packed up and gone home, and families had been allowed to grieve as they

should have been allowed to grieve, peacefully and without disruption. She stated that this was the same way one might hope to attend a public City school.

Ms. Brown implored the Council to do something to help her group, stating that they were without other options and were looking to the Council to help them lead. She stated that if the Council was unable or unwilling to do anything concerning this matter, that was fine, that she just needed them to state it for the record, and the parents would seek an alternate resolution.

Ms. Jonnie Bey, 2206 York Road, appeared before the Council, stating that she was the mother of a disabled veteran who had served from 2009 to 2013. She stated that she was concerned about the judicial system as related to child custody, and that her concern was the procedures that were used in determining whether her son was allowed to have joint custody of his children. She stated that at this moment, it had taken over three months for the judge to not even hear any motions that her son's attorney had presented and finally give three orders, within two years, with one being sole custody, one being joint custody, and then, just recently, back to sole custody. She stated that she was concerned about the status of the judge and her ability to make these types of changes without consideration for her son, and following the rules and ethical procedures.

President Culver stated that he would defer to

Mr. Joffrion on this matter.

Mr. Joffrion stated that he wished there was something the City Council could do to help Ms. Bey but noted that the Council did not have any jurisdiction over the Circuit Court of Madison County. He stated that he was assuming this had occurred in Madison County and inquired as to whether this was correct.

Ms. Bey replied in the affirmative.

Mr. Joffrion stated that Ms. Bey could hire an attorney to represent her son, or they could call Legal Services, or the Lawyer Referral Service, and obtain private legal counsel to assist with this matter.

Ms. Bey stated that they had done this, and that the sad thing about it was that no attorneys were willing to go up against the judge, for fear of being blackballed. She stated that they had received this from several attorneys in this area. She asked what they could do at this point.

Mr. Joffrion stated that he was not certain what he could tell Ms. Bey if she could not find a private attorney to represent her. He stated that each lawyer that was a member of Lawyer Referral Services was required to take at least one case per year for no compensation, and that it might be possible that one of these lawyers would be willing to assist her with this matter, noting that she might have to cycle through several before she would be able to find an attorney.

Mr. Joffrion stated that, also, she might be able to find

an attorney who practiced law outside of Madison County to represent her son, noting that they might not share the same fear. He stated that without private legal representation, there was really not much that could be done concerning this matter.

Mr. Joffrion stated that the City Council, as sympathetic as they might be in this matter, really could not assist her.

President Culver recognized Councilman Kling.

Councilman Kling asked if the Madison County Commission might be of some assistance in this matter, since they were talking about County judges and not City judges.

Mr. Joffrion stated that the County Commission would not be able to get involved in any kind of case that was before one of their Circuit Court judges. He stated that if there were parties before the Court on a particular matter, it was incumbent upon the party or their representative to petition the Judge for some type of relief.

Ms. Jackie Reed, Jack Coleman Drive, appeared before the Council, expressing appreciation to the Council for allowing the public to be involved. She wished everyone a safe and happy Thanksgiving, noting that persons should be sure to give thanks on that day.

Ms. Reed thanked the Council and the Administration for the Southern hospitality they had given to the Today Show when they had been at the previous Council meeting, noting that the person from the Today Show had thought they were very friendly.

She stated that she was glad that this show had picked her, noting that they had informed her that her appearance might be five minutes or one minute. She continued that the fact that they had come looking for her was all she cared about. She stated that she was a loser, and that that was why they had come to Huntsville. She stated that the show might be on on a Sunday morning.

Ms. Reed congratulated Councilman Russell for his nine years of service as President of the Council, noting that she wished it could have been 29 years. She stated that she certainly appreciated all the good work he had done.

Ms. Reed stated that she had noticed an Environmental sign in front of the Coke property, noting that there was no "For Sale" sign on the property. She stated that she had called the Environmental Group and asked if there was something wrong with the property and that was the reason no one was buying it. She stated that she had been told there was not any problem. She asked if City government had this property on hold for a baseball field. She stated that she believed they were going to tear down Joe Davis Stadium and construct a new ball field on the Coke property. She questioned why there was not a "For Sale" sign on the property. She stated that she would go to the Tax Assessor's office and see who owned this property if she had to. She stated that there were some snakey things going on concerning that property, and that it was really bothering her.

Ms. Reed stated that she had seen on the agenda for this meeting that the City was going to purchase some more property up by the Reid Hardware property. She asked why the City did not buy this man's house over on Ward Avenue that she had brought before the Council previously. She stated that he wanted to tear it down, but the Historical District would not let him tear it down. She stated that she saw that the Council could do anything they wanted to do for anybody in the city, that anybody that wanted anything, they could do it for them, but they would not let this one 89-year-old man tear down a house on Ward Avenue. She continued that this house looked as bad as the property on North Parkway that the City was going to purchase.

Ms. Reed asked why the City kept buying property because it looked bad. She stated that they should make the developers live by Community Development rules, that they should be written up, and that they should have to tear down these properties. She stated that the City did not have to buy that property and tear it down. She asked where they were getting all this money.

Ms. Reed stated that the City had 7,000 acres in Limestone County they were trying to develop, that the City and Limestone County had gotten together and bought 1,000 acres. She stated that she knew they were a party to that out there.

Ms. Reed stated that the big picture was going to be seen

in the next election, that the real picture was coming out.

President Culver stated to Ms. Brown regarding her inquiry that both the Legal Department and the Huntsville Police Department had looked into that matter, and that there was nothing the City of Huntsville could do. He stated that, however, they were open to any recommendations that persons might have, without regard to what side persons were on, as to something the Council could do to ensure children's continued safety and limited exposure.

President Culver recognized Mr. Joffrion.

Mr. Joffrion stated that he had Ms. Brown's phone number, and that he would contact her on the following day and discuss options with her.

President Culver recognized Councilman Kling.

Councilman Kling asked if the area these persons were marching on was City property or School System property.

Mr. Joffrion replied that it was City property.

President Culver recognized Councilwoman Robinson.

Councilwoman Robinson stated that she had driven by the school in question twice and had not seen any protesters. She asked if they were there every day.

Ms. Brown stated that they were not there every day, but that, typically, during the school zones was when they were active.

Councilwoman Robinson stated that she had gone between 3:00 p.m. and 3:30 p.m., during pickup time, and that everyone

was in their car lines, but she had not seen any picketers.

Ms. Brown stated that there were off days, that on some days they were not out as often. She continued that they were hoping for a blanket of protection, regardless.

President Culver stated that the next item on the agenda was Board Appointments.

Councilman Showers read and introduced a resolution to reappoint Dr. Barbara Jones to the Public Building Authority of the City of Huntsville, for a term to begin December 14, 2015, and expire December 14, 2018, as follows:

(RESOLUTION NO. 15-873)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by President Culver.

President Culver asked if there was any discussion of the above resolution.

There was no response.

President Culver called for the vote on the above resolution, and it was unanimously adopted.

President Culver reiterated that the next item on the agenda, Item 9.a.2, had been withdrawn.

President Culver asked if there were any Board Appointment Nominations.

There was no response.

Councilman Showers asked if anyone was aware whether there was a vacancy on the EarlyWorks Board.

President Culver stated that he had a list concerning this

that he was going to disseminate, noting that he had just received it at the close of business on this day. He continued that he did not see a vacancy for EarlyWorks at this time.

President Culver stated that the next item on the agenda was Approval of Expenditures.

Councilman Showers read and introduced a resolution authorizing expenditures for payment, as follows:

(RESOLUTION NO. 15-874)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Culver called for the vote on the above resolution, and it was unanimously adopted.

President Culver asked Councilman Showers if there was a Finance Committee report.

Councilman Showers replied in the negative.

President Culver stated that the next item on the agenda was Communications from the Mayor.

President Culver recognized Mayor Battle.

Mayor Battle stated that Thanksgiving was the following week and stated that if persons would like to continue the 100-mile trek, he would encourage them to come out for the Thanksgiving Day Hike at The Land Trust, starting from the parking lot, at 9 a.m. He stated that this should be a fun event.

Mayor Battle stated that Skating in the Park would start on the following day at 6 p.m. and continue through January 2.

He continued that this was to benefit the Museum of Art.

Mayor Battle stated that the City offices would be closed on Friday, November 27, for the Thanksgiving holidays.

Mayor Battle stated that Santa's Village would be open on November 27.

Mayor Battle stated that the Galaxy of Lights were going on at this time and would be through January 2, beginning at dusk each day.

Mayor Battle stated that Tinsel Trail would open on November 27 at 6 p.m.

Mayor Battle stated that there were a lot of activities going on, a lot of things happening in the downtown area, as well as throughout the city. He stated that there was a lot that happened in the community through this time, and that was what made the community so special.

President Culver stated that the next item on the agenda was Communications from Council Members.

President Culver recognized Councilman Showers.

Councilman Showers stated that he would be having his final Town Meeting for the year on December 1 at the Showers Center on Blue Spring Road, noting that this was an opportunity for the public to come out. He continued that Mayor Battle and some of the department heads would be present to answer any questions citizens might have.

Councilman Showers stated that also on December 1, Lincoya Estates Civic Association would hold its monthly

meeting, and that the meeting would be at 6 p.m. at the Showers Center on Blue Spring Road.

Councilman Showers stated that on the following Saturday, the 32nd Annual Beautillion Ball would be held at the Von Braun Center at 7 p.m.

President Culver recognized Councilman Russell.

Councilman Russell stated that this day was the Great American Smoke Out and he wanted to support the American Cancer Society on this great day. He stated that if persons were considering stopping smoking, they had his prayers, and that he hoped they would be able to do it. He continued that he was aware it was a terrible addiction, and that it was a great cost individually and to society. He stated that if there were young people who were thinking about starting, he would urge them not to, noting that he could show them many cases where it would be much better if they did not do so.

Councilman Russell thanked Mayor Battle for organizing the walk on Holmes Street, noting that it was a great walk down this corridor.

Councilman Russell stated that he would be attending the Monte Sano Civic Association meeting in December and that he hoped Mayor Battle would be able to join him. He stated that this was a wonderful covered dish supper, with some of the best food in town, that they were great hosts, and he certainly enjoyed being their guest.

Councilman Russell stated that the City Sports Commission

had been busy, that they had held the SWAK Soccer Tournament, a women's soccer tournament, at the big fields. He stated that Alabama A&M had not won, but they had had a good showing, and that it had been a great tournament for everyone.

Councilman Russell stated that on the following weekend, they would be hosting the Alabama High School Athletic Association Sectional Swim Meet at the Natatorium, and that they expected a lot of participants there.

Councilman Russell stated that they would be having the Ultimate Frisbee competition at Brahan Spring, and that the Walter Jones Turkey Bowl would be at Milton Frank Stadium.

Councilman Russell congratulated U.G. White, the retail store that had recently opened in the downtown area, noting that it was really exciting to have them there.

Councilman Russell wished everyone a Happy Thanksgiving, stating that there was so much to be thankful for. He stated that one of the things persons had to be thankful for was Mayor Battle, noting that he was a great mayor. He stated that on the prior Monday evening, he had received an email about some concerns at the Boys & Girls Club at Butler Terrace, and that he understood Mayor Battle, and perhaps Councilman Showers, had also received emails concerning this. He stated that on the following Tuesday, he had come down to City Hall, and the Mayor had asked him to go with him to Butler Terrace, the Housing Authority neighborhood, and had inspected the scene and talked to a lot of the residents, and

that this had been impressive. He stated that he really admired Mayor Battle for having taken the time to do this. He continued that he felt it would have benefits for the entire community. He stated to Mayor Battle that he appreciated him.

President Culver recognized Councilwoman Robinson.

Councilwoman Robinson stated that Mayor Battle had mentioned at the prior Council meeting that Huntsville did not celebrate Veterans Day, that they celebrated Veterans Week, and noted that that had certainly been true. She continued that she had had the opportunity to speak at a Veterans program at Weatherly Elementary School, that she and Mo Brooks had been speakers, but that the person who had gotten the standing ovation was a retired Green Beret, who had very emotionally talked about what it was like to come home from Viet Nam, and no one had welcomed him home. She stated that, however, the students at Weatherly and the program they had done that day was this Veteran's "Welcome Home." She stated that it had been very emotional, and that it reminded her of how much persons owed the veterans and made her more determined to thank the veterans.

Councilwoman Robinson stated that she had also participated in the dedication of the two new monuments in the Veterans Park and that this had also been a very moving ceremony. She continued that it had been wonderful to be a part of the Veterans Day Parade, noting that it was a wonderful experience to ride on the back of the fire truck with her

fellow Council members and see many, many persons in Huntsville who lined the streets to celebrate the work of the heroes. She stated that it was very special to have been part of that.

Councilwoman Robinson stated that in the prior week, there had been a meeting of the South Huntsville Business Association, and that they had had representatives of ALDOT present to give an update on the projects that would soon be impacting all of South Huntsville.

Councilwoman Robinson stated that there were two overpasses going in, and that, also, the Martin Road overpass would be reconfigured. She continued that this work would commence in January, and that it would impact traffic until the beginning of 2019. She stated that three years sounded like a long time, but that when one considered that the Weatherly overpass took almost 10 years to complete, and that they would now be doing two overpasses and the reconfiguration of another in three years, that was pretty significant.

Councilwoman Robinson stated that they had been assured that when this work was commenced, there would be two lanes open at all times, going north and south. She continued that they would make every effort to communicate with ALDOT and keep the community informed about the status of the project. She stated that she had a copy of the ALDOT briefing that gave a lot of information concerning this, and that if anyone was interested in receiving a copy of it, they should email her.

Councilwoman Robinson stated that she wanted to welcome

Whole Foods to Huntsville, noting that she had done her share to make them feel welcome, that she had been on her fifth visit on the current day. She stated that it was truly a fabulous store.

Councilwoman Robinson wished everyone a Happy Thanksgiving, noting that there was much to be grateful for, that there were lots of people doing really, really good work in the community, that there was a lot going on and some very good things.

Councilwoman Robinson stated that she had noticed that there was a lot of work going on in Big Spring Park East, and that she was hoping there could be a quick update concerning this.

President Culver recognized Mr. John Hamilton, City Administrator.

Mr. Hamilton stated that there had been an emergency repair required on the eastern end of the park, adjacent to the spring area. He stated that in that area there had been a lot of water that was actually escaping the pool and traveling underground. He stated that, fortunately, there had been a great partnership between General Services and Engineering, as well as private partners, to come in and find a way to solve this issue. He continued that that had solved the immediate issue they had had at that end of the park.

Mr. Hamilton stated that, also, the City Council had funded in the Capital Plan to essentially finish the renovation

of Big Spring Park East, and that that was what was being seen at this time. He stated that from the stairs coming down off Fountain Row over to the bridge by Huntsville Utilities was what they had used as the central corridor through the park, and that everything west of that, out to Church Street, was what was now under renovation.

Mr. Hamilton stated that there were multiple issues that needed to be solved, with one being that there had been a road running through there, that it had not always been a park, and that when the park had been created, they had not removed all of the roadbed, so that there were some grading issues that had resulted from that. He continued that there was insufficient topsoil to be able to grow the grass properly. He stated that one of the things that would be done would be to bring in more topsoil so that the grass could grow in the way it should.

Mr. Hamilton stated that as a part of this, Public Works would install a drain system that would help get the water off that area. He stated that at this time, after a rain it would be several days before the lower section would really dry out and become useable. He stated that they needed to do a better job of getting the water off the park and into the storm drain system.

Mr. Hamilton stated that, also, they had had to remove some trees. He stated that the arborist had informed him that trees had a life cycle, and that there were trees in the park that had reached their life and were dying. He stated that

they had actually found a couple that once they had been cut down, they had realized that they were fortunate they had not fallen on someone. He stated that there were also some that had to be removed because of where they were positioned, that some were too close together, and some were doing significant damage to the walkway, which would cause liability concerns, with bricks popping up, et cetera, so that persons might trip in the area.

Mr. Hamilton stated that they had pulled up the bricks, that they would fix the drainage issue, and they would get the grading done properly, and the central area would be sodded, and there would be trees going back in, in places more suitable to the use of the park. He continued that the sidewalks would then be put back down, matching the design in the park, so that it would be consistent throughout the park and match the streetscape that one could see the Engineering Department working on throughout the downtown area.

Mr. Hamilton stated that they had been able to adjust the path of Tinsel Trail, and he believed that sponsors were pretty happy with the way it was laid out at this time.

Mr. Hamilton stated that the park would be open for Panoply, that in the coming year, they expected that Panoply would actually come across Church Street, to include the use of Big Spring Park East. He stated that their goal was to have this work completed and this portion of the park opened for Panoply in April 2016.

President Culver recognized Councilman Kling.

Councilman Kling stated that he wanted to echo what Councilwoman Robinson had said about the Veterans Week observances. He stated that there had been a phenomenally exciting Veterans Day, with a breakfast in the morning, dedication ceremonies, and then the parade. He stated that every year it was awesome to see the support for this event, noting that many, many persons had come out in support of Veterans Day. He stated that it was something that made one proud, as an elected official, to be a small part of this event in Huntsville.

Councilman Kling stated that the City was very fortunate with all the good things they had, that they dealt with problem issues, of course, at Council meetings, but that if one stepped back and looked at the great things, it was really great.

Councilman Kling stated that in the prior several days, he had had the opportunity to participate in a BIG Picture meeting that had been held in West Huntsville, with interested residents of the neighborhoods coming out to hear presentations from Dennis Madsen and others from the Planning Department.

Councilman Kling stated that he had had a great Town Meeting on the prior Monday evening, noting that one of the things that had come out that they were going to make sure got taken care of was that when the big marathon race came through Holiday Homes, the streets in the area would have been swept, so that persons would not be sliding while running over

leaves, and, also, so that persons in the area could come out and see the race.

Councilman Kling congratulated Whole Foods, noting that it was great for Huntsville to have this type of resource.

Councilman Kling stated that he had recently had the opportunity to see the new Campus No. 805 facility that had opened where the old Stone Middle School had been. He stated that he believed this would be a great facility for both West Huntsville and the city as a whole, that it would be a great resource to have.

Councilman Kling stated that he would like to again welcome Paul Nacozy, the honorary Council member. He again thanked Mr. Nacozy for his support of the Huntsville Symphony.

Mr. Nacozy stated that he was happy to be in attendance at the meeting.

President Culver stated, concerning Veterans Week, that all the activities he had attended had been incredible. He continued that it was great to see the community out supporting the veterans and recognizing them.

President Culver stated to Councilman Kling that his Town Hall meeting had been impeccable, and that he had been happy to see persons from the communities there asking very pertinent questions. He stated that he wanted persons to know that residents in all areas of the city were concerned about their communities. He stated that he had seen this in all the Town Hall meetings he had been able to visit thus far. He

stated to Councilman Russell that he would certainly like to attend the Monte Sano Civic Association meeting as well.

President Culver stated that the next item on the agenda was Unfinished Business Items for Action.

Councilman Showers moved for approval of Ordinance No. 15-837, annexing land lying east of US Highway 431 South and on the west side of Goose Ridge Drive, which ordinance was introduced at the November 5, 2015, Regular Council Meeting, as follows:

(ORDINANCE NO. 15-837)

Said motion was duly seconded by Councilwoman Robinson.

President Culver recognized Ms. Nichols.

Ms. Nichols stated that the property was approximately 14.39 acres, and that it was located on the east side of US Highway 431 and on the west side of Goose Ridge Drive. She stated that a portion of the property had been recently annexed, earlier in the summer. She stated that the current property owner had acquired more property, and that he would like to annex this 14-acre portion, noting that it would be an addition to an existing phase of The Meadows at Hampton Cove. She stated that the property was currently vacant land, and that it would be zoned in accordance with the existing zoning districts abutting the property.

President Culver asked if there was any further discussion of this matter.

There was no response.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

Councilwoman Robinson moved for approval of Ordinance No. 15-838, amending Section 18, Drug and Alcohol Policy, of Ordinance No. 04-315, Personnel Policies and Procedures, in order to comply with Department of Transportation Regulations, which ordinance was introduced at the November 5, 2015, Regular Council Meeting, as follows:

(ORDINANCE NO. 15-838)

Said motion was duly seconded by Councilman Showers.

President Culver recognized Mr. Bryon Thomas, Director of Human Resources.

Mr. Thomas stated that this was an amendment to the Drug and Alcohol Policy, based upon a Federal audit. He stated that they just needed to clarify some of the language dealing with the drugs they tested for, as well as to correct the titles of some of the workers.

President Culver asked Mr. Thomas if the City was doing any random drug testing for employees at this time.

Mr. Thomas stated that they did so for safety sensitive positions.

President Culver asked if there was any further discussion of this matter.

President Culver recognized Councilwoman Robinson.

Councilwoman Robinson inquired as to what drugs they were testing for at this time, or, more specifically, how they were

updating this.

Mr. Thomas stated that what the auditors wanted them to do was to list the main categories of drugs, as far as marijuana, cocaine, amphetamines, PCP, and opiates, and not to list any subcategories. He continued that if subcategories for one were listed, subcategories for all had to be listed.

President Culver asked if there was any further discussion of this matter.

There was no response.

President Culver called for the vote on Ordinance No. 15-838, and it was unanimously adopted.

President Culver stated that the next item on the agenda was New Business Items for Consideration or Action.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into a Professional Services Contract between the City of Huntsville and Stanard & Associates, Inc., for Police Investigator Testing, as follows:

(RESOLUTION NO. 15-875)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the City Attorney to seek a forfeiture of the surety bond issued by Platte River Insurance Company, as follows:

(RESOLUTION NO. 15-876)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the City Attorney to settle the claim of Stephanie Engle, as follows:

(RESOLUTION NO. 15-877)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the City to acquire right-of-way, and permanent, exclusive utility and drainage easements on, over, across, and upon certain parcels of property for Greenbrier Parkway Phase II, Project No. 65-13-RD01, as follows:

(RESOLUTION NO. 15-878)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the City to acquire right-of-way, and permanent, exclusive utility and drainage easements on, over, across, and upon certain parcels of property for Old Highway 20 Phase 1, Project No. 65-12-RD01, as follows:

(RESOLUTION NO. 15-879)

Councilman Russell moved for approval of the foregoing

resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Modification No. 19 to the Supplemental Development Agreement, TIF5, Series 2010-A, to the Annexation and Development Agreement between the City of Huntsville and LW Redstone Company, LLC, as follows:

(RESOLUTION NO. 15-880)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into agreements with the low bidders meeting specifications as outlined in the attached Summary of Bids for Acceptance, as follows:

(RESOLUTION NO. 15-881)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced an ordinance amending Budget Ordinance No. 14-665 by changing appropriated funding for various departments and funds, as follows:

(ORDINANCE NO. 15-882)

Councilman Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution approving travel expense reports, as follows:

(RESOLUTION NO. 15-883)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced an ordinance amending Budget Ordinance No. 15-642 by changing the authorized personnel strength in various departments and funds, as follows:

(ORDINANCE NO. 15-884)

Councilman Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Modification No. 1 to the agreement between the City of Huntsville and Family Services Center, Inc., Resolution No. 15-543, changing the property address, as follows:

(RESOLUTION NO. 15-885)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Modification No. 3 to the agreement between the City of Huntsville and Family Services

Center, Inc., Resolution No. 13-440, modifying the budget, as follows:

(RESOLUTION NO. 15-886)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and The Home Lending Group Company, LLC, as a Participating Lender for the Down Payment Assistance Program, as follows:

(RESOLUTION NO. 15-887)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and the Alabama Department of Public Health for the FY 16 Strategic National Stockpile Grant, as follows:

(RESOLUTION NO. 15-888)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Building & Earth Sciences, Inc., for

Engineering Construction Administration Services for AquaBlok Installation at Entrance Pond at Redstone Gateway, Project No. 71-16-SP06, as follows:

(RESOLUTION NO. 15-889)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Modification No. 2 to the agreement between the City of Huntsville and Littlejohn Engineering Associates, Inc., for Engineering Design Services for Winchester Road Widening, Dominion Circle to Naugher Road, State Project No. ACAA61222-ATRP(010) and COH Project No. 65-09-RD03, as follows:

(RESOLUTION NO. 15-890)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and TPH Storage Huntsville I, LLC, and Laurel Plaza, LLC, for Stormwater Detention Facility Maintenance, as follows:

(RESOLUTION NO. 15-891)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling

and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Change Order No. 1 to the agreement between the City of Huntsville and Reed Contracting Services, Inc., for Highway 72 West Traffic Improvements, Project No. 65-14-TI04, as follows:

(RESOLUTION NO. 15-892)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and Garver, L.L.C., for Engineering Construction Administration Services for 2015 Water Pollution Control Sanitary Sewer Rehabilitation-Contract 3, Project No. 71-16-SP07, as follows:

(RESOLUTION NO. 15-893)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Change Order No. 1 to the agreement between the City of Huntsville and Jordan Excavating, Inc., for Maple Hill Cemetery Addition, Base Bid, and Option No. 1, Option No. 2, Option No. 3, and Option No. 4, Project No. 65-14-SP01, as follows:

(RESOLUTION NO. 15-894)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Modification No. 1 to the Agreement between the City of Huntsville and Traveller Multimedia Network, LLC, for Tower Attachment and Wireless Broadband Communications Services, as adopted by Resolution No. 12-165 on February 23, 2012, as follows:

(RESOLUTION NO. 15-895)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution stating the intent of the City to authorize road resurfacing and bicycle lanes on 9th Avenue from Jordan Lane to Triana Boulevard, as follows:

(RESOLUTION NO. 15-896)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to execute Modification No. 6 to the Agreement between the City of Huntsville and the Huntsville Housing Authority, for the provision of alternate police

services, as follows:

(RESOLUTION NO. 15-897)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers,

President Culver recognized Councilman Russell.

Councilman Russell asked if perhaps there would be someone available from the Police Department to answer questions he had concerning this resolution.

President Culver recognized Chief Mark McMurray of the Police Department.

Councilman Russell asked if Chief McMurray would explain the above resolution.

Chief McMurray stated that this resolution authorized the Mayor to execute a modification to the agreement with the Huntsville Housing Authority. He stated that the Huntsville Housing Authority reimbursed the City of Huntsville annually, and that this was an agreement that came about every year to reimburse for overtime for officers who worked in the Federal housing projects located throughout the City.

Councilman Russell asked if these officers normally worked at this location and inquired as to how they received overtime. He asked if this would be overtime from the Police Department's budget.

Chief McMurray stated that the City paid this, and they would reimburse the City, so that the \$120,000 would come back

to the City, for overtime.

Councilman Russell asked if this was for standard patrol in the Housing Authority neighborhoods, or what it was for.

Chief McMurray stated that at different hours throughout the day, whenever problems were occurring, they would station the officers in four-hour increments, so that it was extra duty. He stated that these officers usually came in on their off days and worked four hours, usually in squads of five men and one supervisor. He stated that they would come in and flush these areas for four hours.

Councilman Russell stated that what had caused his interest in this matter was that he had been over in the Butler Terrace community, and that there had been some concern or need for extra security at that location. He stated further that he was aware that Chief McMurray had quickly authorized two police officers to go to that location. He asked if when these officers went to the location, they charged the Huntsville Housing Authority for their time there, or if the City would pay for that.

Chief McMurray stated that the City paid all the overtime initially, and then they received reimbursement through this grant.

Councilman Russell requested that whoever the appropriate officer might be, that he go over to that neighborhood and watch when the children boarded the school bus and when they got off the school bus, as well as the activity around the

Boys & Girls Club, and provide a report back up through their chain to the Council of what was going on at that location.

Chief McMurray stated that they would do so.

President Culver inquired as to whether there was any further discussion of this matter.

There was no response.

President Culver called for the vote on Resolution No. 15-897, and it was unanimously adopted.

Councilman Kling read and introduced a resolution authorizing the Mayor to enter into a Cost Reimbursement Agreement between the City of Huntsville and the North Central Alabama Highway Safety Office (NAHSO), in the amount of \$130,000, for traffic enforcement duties, as follows:

(RESOLUTION NO. 15-898)

Councilman Kling moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers.

President Culver recognized Chief McMurray.

Chief McMurray stated that this was also an annual agreement, and that it was for \$65,000 for NAHSO, for a Federal grant for money for high accident area enforcement, where they went in and flushed the intersections and segments. He stated that the other \$65,000 was for high visibility DUI enforcement in specific areas. He stated that this came to \$130,000 to be reimbursed through this grant annually.

President Culver asked if this was like a task force, a

strike force.

Chief McMurray replied in the affirmative, stating that it was the DUI task force. He stated that they headed up the DUI/Alcohol Enforcement, and that the other \$65,000 was spread through the high-crash, and that the precincts shared this, for hot spot enforcement, that they looked for where crashes were occurring and when they were occurring, and they placed officers in those zones, running radar and looking for those types of violations.

President Culver asked if there was any further discussion of this matter.

There was no response.

President Culver called for the vote on Resolution No. 15-898, and it was unanimously adopted.

Councilman Showers read and introduced a resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Dennis Thompson, as follows:

(RESOLUTION NO. 15-899)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Culver recognized Councilman Kling.

Councilman Kling stated that he had a comment, rather than a question. He stated that he was glad this person was coming in, that he believed he had a good background. He continued that he had been reading the duty description that was attached

to the paperwork. He stated that he hoped one of the things this employee would do would be to work on things such as improving traffic flow.

Councilman Kling stated that he believed President Culver was in the process of setting up a work session in the future, and that one of the things he had asked about placing on the agenda was a discussion concerning traffic flow. He stated that the community was growing, and that was a good thing, but at the same time, there was more traffic congestion and more of a challenge in getting from point A to point B. He stated that he believed the timing of the lights would be a thing that could be worked on in traffic-flow improvement.

Mr. Dan Sanders, Interim Director of Traffic Engineering, stated that this was to bring a seasoned veteran, with 30 years' experience, back as a contract employee, to supplement the very lean work force in Traffic Engineering, especially with this person's retirement. He stated that until they would be able to fill this position permanently, this person would also act as kind of a transition, with the knowledge that he carried. He stated that one of his tasks would be, just as it had been, to assist with signal timing and coordination of signal systems, so that he would be very much involved with that, as would the permanent replacement for this position.

President Culver stated to Mr. Sanders that he understood this person was a contract employee and inquired as to whether

this meant he would be limited to what the State would allow a retiree to earn, which he noted was \$30,000, or if this person was being brought in differently, so that he could work a 40-hour week as a contract employee.

Mr. Sanders stated that this person would be brought back as a retiree, and that he would be limited in that his annual salary could only be \$30,000 or less. He reiterated that this was not the full-time replacement which had been approved at the prior Council meeting. He stated that the department looked forward to getting both the full-time position filled and the subject contract position, noting that they definitely needed the help.

President Culver recognized Councilman Kling.

Councilman Kling asked President Culver if he knew at this time when he would be holding the work session they had been discussing.

President Culver stated that most likely it would be moved to the first week in January. He stated that he had been looking at December and had noted that some of the City employees needed a little more time to work on some matters. He stated that he believed Mr. Hamilton had requested his item be for January, as well. He stated that he was not going to try to hold a work session in the month of December, with all the other things that were going on.

President Culver called for the vote on Resolution No. 15-899, and it was unanimously adopted.

Councilman Showers read and introduced a resolution authorizing the Mayor to enter into an agreement between the City of Huntsville and the State of Alabama for Preliminary Engineering, Right-of-Way Acquisition, and Construction, to construct a three-lane extension of Chase Farm Boulevard, to benefit Project Aerospace with Curb and Gutter and Storm Sewer in the City of Huntsville, as follows:

(RESOLUTION NO. 15-900)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilwoman Robinson.

President Culver asked if there was any discussion of this matter.

Mr. Shane Davis, Director of Urban Development, appeared before the Council, stating that this was for the Council to accept an Industrial Access Grant in the amount of approximately \$2.4 million for GE Aviation, which he noted had been recently announced. He stated that they were finalizing the development agreement and would bring it before the Council most likely the second meeting in December or the first meeting in January. He continued that they would bring the Council details of the City's involvement in this. He stated that they had applied for an Industrial Access Grant to the Alabama Department of Transportation for this project and had been successful in this, noting that it was to build the road.

President Culver called for the vote on Resolution

No. 15-900, and it was unanimously adopted.

President Culver recognized Councilman Showers.

Councilman Showers asked President Culver to call Mr. Davis back to the microphone.

Councilman Showers asked Mr. Davis if he could provide a status report on Dr. Joseph E. Lowery Boulevard.

Mr. Davis stated that the section from Governors Drive to Pelham Avenue was lacking the wearing surface, but that all the paving was complete. He stated that all the tree plantings had arrived the prior week, and that they wanted to get some good weather to start planting the trees. He stated that the sidewalk was poured, and the irrigation was in place. He continued that they were hopeful, with some good weather, to have all the landscape planting and the final wearing surface and striping on that section from essentially Twickenham Square to Governors Drive completed in the upcoming two weeks. He stated that they were still aiming for the first week in December, noting that he had mentioned to Councilman Showers if he wanted to do the dedication sometime in December, they would be ready when he was.

Councilwoman Robinson read and introduced an ordinance accepting and offering sincere appreciation for a \$9,520 donation from the Community Foundation of Huntsville/Madison County for the purchase, installation, and related power connection and supplies for the lighting enhancements to be strung over a portion of Clinton Avenue East, as follows:

(ORDINANCE NO. 15-901)

Councilwoman Robinson moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Showers.

President Culver recognized Councilwoman Robinson.

Councilwoman Robinson stated that she had a question concerning this ordinance, as related to the next item on the agenda also. She asked if they could discuss the project.

Mr. Hamilton stated that Councilwoman Robinson was correct, that both of these items, Ordinance No. 15-901 and Resolution No. 15-902, were related. He stated that the ordinance on the floor at this time was accepting a donation from a local business, administered by the Community Foundation of Huntsville/Madison County, to pay for a lighting project that had been requested by businesses in the area. He stated that this area was one block of Clinton Avenue, between Washington Street and Jefferson Street. He stated that there had recently been the opening of U.G. White Hardware, as well as some other developments, that would bring more retail into this specific block.

Mr. Hamilton stated that they had been approached by the business owners and the building owners there through Downtown Huntsville, Inc., to consider a lighting project that would bring better visibility and some enhancements to bring some beautification into that block, to help with the atmosphere there from a retail shopping perspective. He stated

that they had proposed to fund this through a private donation, and he reiterated that the ordinance on the floor at this time was to accept this donation.

Mr. Hamilton stated that because there were some attachments required along these buildings, that the next item on the agenda, Resolution No. 15-902, was the agreement with the building owners, permitting them to do some attachments of these lights. He stated that the City would actually own these lights and maintain them once this was constructed.

Councilwoman Robinson stated that some persons had suggested to her that these were Christmas lights, but stated that she understood they were not.

Mr. Hamilton stated that they were not, that they would be small, white LED lights. He stated that they certainly hoped to have them up prior to Christmas, but that they were not Christmas lights.

Councilwoman Robinson asked if it was correct that they were year-round lights.

Mr. Hamilton replied in the affirmative.

President Culver asked if there was any further discussion of Ordinance No. 15-901.

There was no response.

President Culver called for the vote on the above ordinance, and it was unanimously adopted.

Councilman Russell read and introduced a resolution authorizing the Mayor to enter into a Cooperative Agreement

among the City of Huntsville, Downtown Storage, LLC, U.G. White Hardware, LLC, and Washington Squares, LLC, for East Clinton Street Lighting Enhancements, as follows:

(RESOLUTION NO. 15-902)

Councilman Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers.

President Culver asked if there was any further discussion of this matter.

There was no response.

President Culver called for the vote on the above resolution, and it was unanimously adopted.

Councilman Showers read and introduced a resolution authorizing the Mayor to execute a Real Estate Purchase and Sales Agreement among the City of Huntsville; Donna Marie Miller and Carol Ann McBroom, Personal Representatives of the Estate of Louis Albin Pejza; and Donna Marie Miller as Personal Representative of the Estate of Doris Laverne Pejza, as to PPIN 14378; and Terry's Pizza, Inc., as to PPIN 14375, as follows:

(RESOLUTION NO. 15-903)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilwoman Robinson.

President Culver asked if there was any discussion of this matter.

President Culver recognized Councilman Russell.

Councilman Russell inquired as to why the City was purchasing the Terry's Pizza property.

Mr. Shane Davis stated that, as the Council members were well aware, the City had focused the prior two or three years on the redevelopment of the Parkway, noting that some of this included bringing new retailers in and doing some heavy lifting with the infrastructure. He continued that other things they had identified through the BIG Picture was cleaning up some of the areas that, from a parking standpoint, were almost uneconomic remnants from businesses. He continued that they were first-generation buildings that had either retired or expired for some other reason, that they were not leasable.

Mr. Davis stated that there was not a lot of that along the Parkway, but there was the Lantana area, noting that earlier in the year they had purchased the former Reid Hardware property. He stated that there were eight parcels in the Lantana area, and if the Council approved what was on the floor at this time, they would have purchased four of these eight parcels. He stated that they were purchasing them under appraised value as they became available.

Mr. Davis stated that they were remnants from the Parkway overpasses. He stated that at that time, the current property owners had wanted to stay because of their business, but at this time they had remedial value to someone else trying to put a business back in. He stated that they had worked for their

particular use, noting that Terry's Pizza had had some parking in the back. He continued that, however, to attempt to redevelop that area and bring the buildings up to Code had become challenging.

Mr. Davis stated that these areas had been identified through the BIG Picture, not only with the Planning staff and the Engineering staff, but also with the consultants they had brought in. He stated that this was very similar to cities such as Nashville, Knoxville, Memphis, and Atlanta, noting that they had been successful in revitalizing their corridors.

Mr. Davis stated that they were working very hard to bring retailers into that corridor area, that they were being very aggressive in showing them that they were making efforts to clean up some of this, so that the valuable pieces of property would get redeveloped.

Councilman Russell inquired as to the appraised value of the property.

Mr. Davis stated that it was approximately \$110,000, and that the City would be paying \$90,000. He continued that this was approximately .5 acre. He stated that it was two parcels with existing vertical structures.

Councilman Russell inquired as to what the end game for this property would be.

Mr. Davis stated that once they had assembled all the property, they would like to demo it all and turn it back to raw land. He stated that in total, it was approximately

3.2 acres. He stated that they believed they could put the southern portion back on the market, once they had assembled all the pieces of property and cleaned it up, removed all the out-of-date structures.

Mr. Davis stated that they believed it would have some value, although they did not expect to get all their money back on this. He stated that they were trying to reset a corridor, in order to bring in new taxes. He continued that it was not that they were trying to capture something, noting that they did not want to be in the real estate business. He stated that this was not something they were going to make a habit of, that there were just certain areas that without the City's help, the property was not going to be redeveloped.

Mr. Davis stated that some of the parcels would be back on the market, and the other would probably just be in green space, to kind of green up the Parkway and have a healthy looking corridor.

President Culver recognized Councilwoman Robinson.

Councilwoman Robinson asked if this property was in such disrepair that Community Development was considering action on it, or if it was just an old, outdated building.

Mr. Davis stated that any property's condition was in the eye of the beholder. He stated that from a useable standpoint, a Community Development standpoint, it was a compliant structure, but that it was not suitable to put someone in there as a retailer who wanted the traveling public to participate in

commerce there. He continued that the City would consider it a much out-of-date building, as would most of the retailers, or anyone who might lease it, but that as far as Code enforcement, it was structurally sound.

Councilwoman Robinson stated to Mr. Davis that he had said they were not going to make a habit of this and asked how they would know when enough was enough. She stated that she had a whole list that she could give him to consider.

Mr. Davis stated that what they did was to look at depth from the Parkway. He stated that they had the zoning ordinance, and they knew what the setback was for a piece of commercial property, and they could look at a particular tract and know that if someone redeveloped it, they would put their setbacks on it, and the parking requirements. He continued that there would be the question if it could be developed.

Mr. Davis stated that this was one of the areas that probably, historically, should have been purchased with the right-of-way construction, with the State, years prior. He stated that times were different then, that there were businesses that were in place that the community wanted to see stay, and that ALDOT had done a really good job in trying to get the Parkway overpasses in, and the service roads, in order to let these businesses stay. He stated that, however, at this time, times had changed and needs had changed, and there just was not a lot of value there.

Councilwoman Robinson stated that a side note to this was

that this was why it was so important to manage the overpass projects as quickly as possible, on the South Parkway and the North Parkway, and maintain communications with the businesses there, so they could stay open, because they did not want any more victims.

Mr. Davis stated that they also wanted to make sure that the design was very thoughtful, in order to minimize the impact to any corridor.

Mayor Battle stated that this went back to their concentration on the retail corridor, hitting that retail corridor, which was the Parkway, both North and South. He continued that there were areas they would be looking at as they moved through this. He stated that there were areas where the property had become functionally obsolete. He continued that the term was "functional obsolescence" at this time, noting that there was not enough depth on such property to meet the setbacks and to meet the parking requirements, so that there had to be new development on this property.

Mayor Battle stated that these were redevelopment sites, and that if they could find a way to redevelop them, they were going to redevelop them. He stated that, however, they would be looking at the entire area, as to whether this was the perception of what would be wanted in a certain area. He stated that they would be working on some properties on South Parkway also because of the depth of the property, and considering the widening of the Parkway and the access roads

coming in. He stated that some of these lots were just not deep enough to be economically viable. He stated that he did not believe there would be a lot of these, that he believed the free enterprise system would take care of 95 percent of them. He continued that, however, there would be that five percent they would have to work on.

President Culver stated that he believed this was a great idea because that area was certainly a little unsightly.

Mr. Davis stated that that was correct.

President Culver asked if there was any further discussion of this matter.

Councilman Showers stated that he was delighted that the Administration had moved in this manner on this property. He stated that for those persons who had been following the BIG Picture, there were some tremendous plans out there once the property was acquired on both sides of this particular site, on the west side and the east side. He stated that when they had had the last meeting in North Huntsville concerning the BIG Picture, the people had wanted to see a mixed development. He stated to Mayor Battle that he was certainly excited that they had moved to purchase this property.

President Culver asked if there was any further discussion of this matter.

There was no response.

President Culver called for the vote on Resolution No. 15-903, and it was unanimously adopted.

Councilman Showers read and introduced a resolution authorizing the Mayor to enter into an Agency Appropriation Agreement between the City of Huntsville and HudsonAlpha Institute for Biotechnology, Inc., as follows:

(RESOLUTION NO. 15-904)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilwoman Robinson.

President Culver asked if there was any discussion of this resolution.

President Culver recognized Councilwoman Robinson.

Councilwoman Robinson stated that she had introduced the resolution and was asking the Council members for their support of a \$30,000 agency allocation to HudsonAlpha, to join the Madison County Commission and the City of Madison in helping to fund a groundbreaking genetic testing program at HudsonAlpha called "Information Is Power." She stated that this program would provide genetic testing for women to determine their risk for breast and ovarian cancer, as well as 21 other genes that could predict everything from colon to uterine to kidney to stomach to pancreatic and thyroid cancers. She stated that, most importantly, this funding would help provide these tests, without charge, for one year to women who were 30 years old, born between October 30, 1984, and October 28, 1986.

Councilwoman Robinson stated that this was an incredible community service and she would appreciate the support of the

other Council members.

President Culver stated to Councilwoman Robinson that he could not agree with her more, that he believed this was an impeccable thing they were looking at doing at this time.

President Culver asked if there was any further discussion of this matter.

There was no response.

President Culver called for the vote on the above resolution, and it was unanimously adopted.

Mr. Joffrion submitted the following deeds for approval:

(DEEDS)

Whereupon, President Culver moved for approval of the foregoing deeds, which motion was duly seconded by Councilman Showers, and was unanimously approved.

President Culver stated that the next item on the agenda was Non-Roster Communications from the Public. He asked that persons who would like to speak to please go to a microphone, or to position themselves in proximity to a microphone.

Ms. Jackie Reed, Jack Coleman Drive, again appeared before the Council, stating that she was thankful that they had discussed the Terry's Pizza property purchase. She stated that there were overpasses up and down the Parkway, and asked if they were going to have to buy all the property that had to be shut down when these roads were built. She stated that she did not understand why the City was purchasing these properties rather than having Community Development have the owners fix

them up or tear them down. She stated that she was thankful for Mayor Battle, as well as the Council members, but that she hated their government. She continued that they were giving the City away.

Ms. Reed stated that they could not buy every piece of property up and down the Parkway that was in trouble or that looked bad. She asked where they were going to get the money for this, noting that she did not understand where they were getting it. She stated that she had an inactive broker's license, but that she was about to pull it out, because they did not know the value of any property. She stated that she had asked them what the property across the street from the Federal Courthouse had appraised for when they had given it away for the condos, and they had had no idea what the property was worth. She stated that that was \$50,000/50 years. She stated that the Holiday Inn property was \$144,000/90 years. She stated that they were giving the city away, and the taxpayers could not afford them.

Ms. Reed stated that she could not blame the Mayor for everything that was going on in the City, that each one of the Council members had a vote, and that she never heard any "No's." She stated that she did hear some questions from Councilman Russell. She stated that they were all guilty, that it was not just the Mayor's fault as to what was going on.

Ms. Reed stated that she was glad none of the walkers on Holmes Avenue had gotten run over on their recent walk, noting

that the cars went 50 and 60 miles an hour along that street.

Ms. Reed stated that she had driven down Pratt Avenue in a storm recently, noting that she had been told previously by the Council and the Engineering Department that when that road was completed, the white lines would be wide and white, but they were not. She asked them to drive down there and see when it was raining, noting that the lines were not as they should be. She stated that they were not making the contractors do their job and do it right, that they should make the contractor go back and put the white lines on Pratt Avenue.

President Culver recognized Councilman Kling.

Councilman Kling stated that Ms. Reed had raised some concerns, and that the Council always tried to respond to such concerns as best they could. He asked if at the next Council meeting, since there had been a lot mentioned about Twickenham Square, the Huntsville Hilton property development, and the development across from the Federal Courthouse, someone could just provide a breakout on what the economic impact of those projects would be, including construction materials, sales tax, property tax increases, an estimate of what the retail sales tax might be, over, perhaps, a 20-year period, just so they could get some information for Ms. Reed, as well as for the public, on how much they were laying out and what the expected rate of return would be, over a 20-year period, for each of these projects. He stated that he felt this might be helpful.

Mr. Hamilton stated that he would like to confirm what he had, being The Avenue, which he noted was the property next to the Federal Courthouse; and CityCentre, the old Hilton site. He asked if there were any others.

Councilman Kling stated that Twickenham Square had been mentioned. He stated that Ms. Reed had the right to have all the information concerning this, and that they could provide it. He stated that he felt 20 years would be a good, round number on which to base this information.

Mr. Hamilton stated that they could do a payback period.

President Culver asked Mr. Hamilton if he would get with Ms. Reed after the meeting to make sure they had everything.

Ms. Carol Cotney appeared before the Council, stating that she was homeless in Huntsville, but that she rented a P.O. Box, 4653, Huntsville, at 8401 Whitesburg Drive.

Ms. Cotney stated that it was the responsibility of all persons of adult age that were legally residing within the City limits of Huntsville to financially support themselves.

Ms. Cotney stated that she had been homeless, and that she had been job hunting, that she had done everything humanly possible. She stated that she felt that the HELpline that had been put out in the Yellow Pages was great for someone who was trying to get grants, et cetera, but as far as useful information to help somebody who was actually homeless and didn't want to be homeless and was working a great deal, it was really worthless.

Ms. Cotney stated that what she was concerned about was that, for instance, in the hospitality industry, 70 percent of the people made minimum wage, and that the only way a lot of them would ever get a pay increase would be if Congress raised the minimum wage. She stated that persons should look at the way they were doing business in Huntsville. She stated that persons did not always have to do the following, that they could always be the person everyone wanted to follow.

Ms. Cotney stated that "The Huntsville Times" had recently reported that the State was looking at a 5 percent increase in income for teachers. She stated that she wanted to ask about the bus drivers, whom she noted made below poverty level. She continued that they were part-time, as well as the people who worked in the lunch room were part-time, with no benefits. She also asked about the support staff.

Ms. Cotney stated that she had worked on the Arsenal as a GS-15, Step 10, and that that position currently paid \$132,000 per year, plus benefits. She continued that she would go and interview for jobs, and they would say, "What about minimum wage?" She stated that she had worked just about everything imaginable.

Ms. Cotney stated that she believed they needed to do better as far as the Alabama Career Center, et cetera, in getting people into jobs that fit them and their backgrounds. She stated that a person could take a part-time, temporary job as a quick fix, but one could also get stuck in that. She

stated that there were a lot of double standards in Huntsville, such as who had to qualify for a job and who did not. She continued that sexual harassment was very common in the workplace.

Ms. Cotney stated that she would love to end this year living in something and to be employed.

Ms. Cotney stated that she believed they needed to rethink how this 21 percent of the people making less than \$15,000 per year, especially those who were homeless, would be addressed. She stated that if one looked at this, these were all non-profit organizations, and that these people were living in all the other districts, and they were spending their time and their money, and they were not addressing the needs of the people.

Ms. Cotney stated that one-third of the homeless had disability checks, and they were living on the street, in walkers, in wheelchairs, and that it was putting an unnecessary burden on District 3. She stated that if someone living in District 3 wanted to start riding the bus, they would not be able to get to Research Park before 9 a.m. She questioned how many engineering companies started work at 9 a.m. She stated that they also could not get out to Chelsea or a lot of the industrial places where the jobs were because the buses did not go there.

President Culver recognized Councilman Kling.

Councilman Kling stated that prior to the last Council

meeting, Ms. Cotney had given him a letter which he had relayed out.

Councilman Kling stated that the Council had heard from Ms. Cotney previously, that she was a person who wanted to work, had been trying to work, and had worked. He continued that she had had some bad experiences with something such as "bait and switch" on apartments, where she would get information about a certain price, and she would get to the complex, and it would turn out that the price was not what she had thought.

Councilman Kling stated that he believed Ms. Cotney had raised a valid issue and asked if there was a way the Council could provide some assistance to such persons. He stated that Ms. Cotney was not asking for a free ride, so to speak, that he believed she just needed some assistance. He stated that she probably represented a lot of people in the same situation, and he wondered if there might be some City agencies or agencies that the City had contact with that could provide more assistance in this regard.

Councilman Kling stated that it appeared to him that if an apartment was advertised at one price, and then it was represented to be another price, that would be a legal issue that might even violate the Fair Housing Standards.

President Culver stated that there were several programs in the city. He stated that he was going to suggest some of the programs, such as Career Ready programs, but that

apparently Ms. Cotney had already gone to some of those.

President Culver stated that the City certainly needed to do more in such situations, but what the solution was, per se, he was not sure. He stated that he was aware that there were plenty of agencies that were willing to help.

President Culver stated to Ms. Cotney that he wanted to encourage her not to give up and stated that he would like to put her with someone, such as NACH, the North Alabama Coalition for the Homeless, to which the City provided funding, which could help in terms of housing, and perhaps some employment opportunities. He stated that there were a lot of schools, such as Drake Tech and Calhoun Community College, that did workforce readiness preparation.

President Culver advised Ms. Cotney, who was attempting to speak, that he could not have a conversation with her at this time, but that he would be glad to talk with her after the Council meeting.

Mr. Adrian Muller appeared before the Council, stating that he was with the Alabama Non-Violent Offenders.

Mr. Muller stated that NACH should be able to help Ms. Cotney, noting that they had a collaborative thing where they worked with property owners, so that if she got in contact with them, perhaps they could assist her with housing.

Mr. Muller stated that on the screen that was being displayed in the Council Chambers, it said, "Huntsville, An Inclusive City." He stated that persons needed to see that.

Mr. Muller stated that he had made a funding request to the City. He continued that he was an advocate for non-violent offenders. He stated that the State of Alabama had 195 percent capacity, and that in January 2016, these individuals who were non-violent offenders were coming back to the city. He stated that he was asking for their support. He stated that he believed he had passed out information on this before the Council had made their budget, and that he was hopeful that they would be able to get some kind of support, which he noted he was looking forward to.

Mr. Muller stated that they worked with business owners, and they referred persons to housing. He stated that there were three things these persons would be up against when they came home, with (1) being housing, (2) being employment, and (3) being feeding themselves. He stated that most of the people that were coming out would have a possession charge, and that with a possession charge, they could not get food stamps. He stated that if there were no services out there to assist them, their chances of success were so that they would certainly be up against it, so to speak.

Mr. Muller stated that he was requesting at this time that the Council take a look at their organization and what they had been doing. He stated that they were a 501(c)(3) organization and had been in existence since 2009, and that they had an office in the United Way Building. He stated that they were told, "You are doing a great job," but that it stopped there,

and that he was hoping it could go beyond that.

President Culver stated to Mr. Muller that he was absolutely correct, that they were doing a great job, noting that he was very familiar with their program. He stated that he had received the request, as he was sure other Council members had. He stated that, unfortunately, the Administration had made the decision not to open anything up, because whatever they did for one organization, they had to do it for all.

Councilman Russell stated to President Culver that this request had been made to the Council, and that Councilman Showers had championed this request, and that there was \$15,000 in Community Development's budget for this, which was passed in the overall budget. He stated that he was not certain why Mr. Muller was appearing before the Council at this time, noting that they must not have done a good job of communicating to him that there was money for his organization in the Community Development Department's budget. He stated that he would follow up on this immediately and make sure that someone communicated with him. He stated that he believed that this was what Mr. Muller had asked for, that it was what he had been told he had asked for, and that Councilman Showers had certainly championed this cause.

Mr. Muller thanked Councilman Russell. He stated that he had one other question. He stated that he had called Mayor Battle's office, and that they had basically told him that he had to email him, to set up a meeting, et cetera. He

asked if that was normal procedure.

Mayor Battle replied in the negative, stating that if a person did not have access to email one could leave a message for Carol Atchley, and she would take care of it.

President Culver recognized Councilman Showers.

Councilman Showers stated that he was a little confused. He stated to Mr. Muller that he had been in his office the previous day.

Mr. Muller stated that that was correct.

Councilman Showers stated that at that time he had shared with him what they were going to do.

Mr. Muller stated that that was correct.

Councilman Showers asked Mr. Muller where he was coming from on this.

President Culver advised Mr. Muller that Councilman Showers had the floor, and that he could not communicate back directly.

Councilman Showers stated that Mr. Muller was on the list for a work session, and that he had shared that with him. He stated that now Mr. Muller was presenting to the public as if the City was not going to assist him. He asked Mr. Muller if he did not understand what he had said, noting that he had just spoken with him on the previous day.

Mr. Muller stated that when he had the opportunity to reply, he wanted to be able to answer Councilman Showers.

President Culver advised Mr. Muller that his time to speak

had expired, that Councilman Showers was having ex parte communications to him.

Councilman Showers stated that that was all he wanted to say on this matter.

Mr. Bob Boyett appeared before the Council, stating that he had a small business in Huntsville, a tree service. He stated that he had previously brought to the attention of the Council the matter of having the companies who were offering services to have some sort of a sticker or identification on the door of their truck to show that they were legitimate businesses. He stated that he had done a little research previously, and that he had done some follow-up research. He stated that perhaps the matter could be taken a little more seriously than the way the Council was taking it.

Mr. Boyett stated that in the Yellow Pages, yp.com, there were listed 113 tree-related businesses. He stated that he had called downtown for some information, with the City Inspector, and that the lady who had answered the phone had said they had no idea how many different companies were tree-related, and that she had told him she was not going to do that type of work for him.

Mr. Boyett stated that he was very concerned about this, because his business was struggling, and that he was doing it legitimately and paid a lot of money and had a lot of trucks, et cetera.

Mr. Boyett stated that anyone could put their name in the

Yellow Pages, and they were a business, and that until they were challenged, they could conduct business that way. He stated that the Yellow Pages did not require a business license. He stated that they City was missing out on a lot of tax revenue.

Mr. Boyett stated that with the Better Business Bureau, that under tree care, they had 15 different categories, along with lawn services, and whatever else. He stated that if one did tree work, the insurance was very, very expensive, and if there was a lawn guy that was doing tree work, and he had insurance and was a legitimate business, supposedly, but that he was cutting down a couple of trees occasionally, he would not be paying the insurance that Mr. Boyett was paying, noting that he paid a premium to go up in a tree.

Mr. Boyett stated that he just wanted the playing field leveled, and that he would like for the Council to do something about it rather than sweeping it under the rug.

President Culver recognized Councilman Kling.

Councilman Kling asked if the License Department had some sort of a computer program that could put out, by classification, who these persons were. He stated that he believed that would be a public record and asked if that was correct.

President Culver stated that it should be.

President Culver asked if someone from the Inspection Department was present at the meeting.

President Culver was advised that they had already left the meeting.

Mr. Hagood stated that they did have the ability to run a list of businesses, but that that was handled out of the Inspection Department. He stated to Mr. Boyett that if he would call him on the following day, he would be glad to take care of it for him. He stated that he was Charles Hagood, the City Clerk-Treasurer of the City of Huntsville.

Mr. Shane Davis appeared before the Council, stating that Mr. Cunningham had left the meeting. He stated that if a company came into the Inspection Department to get a permit, they cross-checked to make sure they had a Huntsville business license, and that if not, they would be prosecuted, through the Alabama Board of General Contractors and through Mr. Hagood's office. He stated that then a lot of times, the person might not get a permit. He stated further that all it would take would be for a neighbor or a competitor to say, "They don't have a license." He stated that they had license enforcement officers in the Inspection Department who would go to that address and actually file a charge of working without a business license and without a permit.

President Culver recognized Councilman Kling.

Councilman Kling stated that Mr. Boyett had not spoken about it, but stated that he had heard, and he believed other Council members had heard horror stories in the summertime about someone coming to someone's door, usually the door of an

elderly person, and offering to do tree trimming, et cetera, for a great price, and the person would give a 50 percent deposit, and then the person who had come to the door would just literally skip town, without being able to be traced. He stated that he believed accountability should be for any business, of course, but especially for this type of business, where there had been some issues that had come up in the past.

Mr. Davis stated that he believed that in the City in general, whether it would be the Clerk-Treasurer or the Inspection Department, had good policies in place. He continued that, of course, they could not catch or correct an issue that they were not aware of. He stated that they did have safeguards in place to catch such persons eventually, that if they continued to do work, eventually someone would ask the question or they were going to slip up, and the City would catch them. He stated that, however, it was difficult to do this on a day-to-day basis, but that over time, approximately 90 percent of these persons would not make it.

President Culver asked if there was any further discussion on this.

Mr. Boyett appeared at the microphone.

President Culver advised Mr. Boyett that his time to speak had expired.

Mr. Boyett asked if he could have one more minute, noting that an extra minute had been given to other speakers.

President Culver stated that Mr. Boyett would have one

more minute to speak.

Mr. Boyett stated that he had given the Council the answer to this, which would be to put a sticker on the door of the trucks of different businesses. He stated that that was their answer, and that it was very simple. He stated that he did not know why it was so difficult for the Council members to conceive this.

President Culver stated to Mr. Boyett that he believed the City had looked into that, regarding possible stickers. He stated that he was not certain how practical that would be.

Mr. Boyett stated that a person would have a sticker, noting that when persons bought business licenses, they had a piece of paper that they hung on the wall. He stated that he was a mobile business, and that he would be proud to have his little rocket on the side of his door that would say he was able to do tree work legitimately.

Mr. Boyett stated that his had seen persons performing lawn work and dragging stuff out into the street, and that he had called the City, that he had called the Inspectors, and that they were not at work at that time, and he would leave a message, but did not get a call back. He stated that he had done his part on this, that he had called and had the Police come out.

President Culver advised Mr. Boyett that his time had expired.

President Culver stated to Mr. Hamilton that if they had

not already, that they make sure they entertained this suggestion, if it was feasible and practical, whatever they could do. He stated that that would be not just for Mr. Boyett but anyone in the city.

Upon motion, duly seconded, the meeting was adjourned.

PRESIDENT OF THE CITY COUNCIL

ATTEST:

CITY CLERK-TREASURER