

Council Minutes
May 1, 2014 – 7:00 p.m.
Regular Meeting

The Pinson City Council met in regular session in Council Chambers at 4410 Main Street on Thursday, May 1, 2014. Mayor Sanders led the invocation. Councilor Tanner led the Pledge of Allegiance to the Flag of the United States of America.

Roll Call: Marie Turner, City Clerk, called roll of Pinson City Council with the following council members present:

Mayor Sanders
Councilor Tanner
Councilor Cochran
Councilor Roberts
Councilor Churchwell
Councilor McCain

Mayor Sanders suspended rules.

Pre-meeting comments: Joe Freeman, House District 44 Candidate, introduced himself and explained his plans for the position and asked those present for their support in the upcoming elections.

Mayor Sanders reinstated rules.

Minutes: Councilor Roberts made a motion to waive the reading of the April 17, 2014, minutes. Councilor Cochran duly seconded the motion. Mayor Sanders called for all opposed to say "no", all in favor say "aye." Councilor Cochran made a motion to accept the minutes as written of the April 17, 2014, meeting. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed to say "no", all in favor say "aye." Mayor Sanders "Let the record reflect that both motions passed unanimously."

Committee Chair Comments:

Finance: Councilor Tanner made a motion to approve payment of the bills in the amount of \$64,513.69; a copy of the bills schedule is attached. Councilor Cochran duly seconded the motion. Mayor Sanders called for any discussion. Councilor Tanner mentioned \$28,000.00 of the amount of the bills is for our Jefferson County Sheriff's contract. Mayor Sanders called for any further discussion. As there was no further discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders, "Let the record reflect that the motion passed unanimously."

Mayor Sanders presented council with a nine month financial report and explained several items on that report. Mayor Sanders stated the revenues are up and will exceed the budget.

Annexation: Councilor Churchwell offered an ordinance annexing certain territory into the corporate limits of the City of Pinson, Alabama, owners Connie Byrd, Tiffany & Darren Ball, Justin Bowman, Trisha Bachelor, Marshal Harris, Markeith McGhee and Tiffany James, located at 5408 Saddle Ridge Lane, 5551 Saddle Ridge Drive, 5415 Saddle Ridge Lane, 5300 Stable House Drive, and 5000 Stonearbor Drive. Councilor McCain duly seconded the motion. Mayor Sanders called for unanimous consent to consider with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, unanimous consent passes.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for a roll call vote on the main ordinance with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, ordinance passes unanimously as Ordinance 2014-18.

Enhancements: Councilor McCain announced the City will be showing the Disney movie Frozen on Friday, May 2, 2014, behind the Rock School, this is a free event. Councilor McCain added there will be a different movie each Friday in May through May 23rd, and if it is raining or too windy the movie will be shown in the Rock School Auditorium.

Councilor McCain announced Beat the Heat at Turkey Creek will be held on July 19, 2014.

Mayor Sanders stated National Night Out will be Tuesday, August 5, 2014, Innsbrooke Subdivision will host the event.

Education: Councilor Roberts stated the Education Committee Meeting has been rescheduled for on Monday May 19, 2014 at 6 p.m. at Pinson Valley High School.

Councilor Cochran offered a motion to approve \$1,781.00 out of the discretionary fund to the PVHS & Rudd Drama Department's to help with cost incurred with the production of the musical Hairspray. Councilor Roberts duly seconded the motion. Mayor Sanders called for any discussion. After brief discussion, Mayor Sanders called for a roll call vote on the motion with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, motion passes unanimously.

Councilor Cochran offered a motion to approve \$15,000.00 for assistance with PVHS Band Uniforms, adding the Band has not bought uniforms in 10-12 years and the new uniforms will have a 10-12 year life span as well. Councilor Tanner duly seconded the motion. Mayor Sanders called for any discussion. Councilor Tanner stated this will benefit approximately 100 kids per year and over 1000 in 10 years, adding the total cost for these uniforms is \$40,000.00 of which the Band has raised \$25,000.00. Mayor Sanders called for any further discussion. As there was no further discussion, Mayor Sanders called for a roll call vote on the motion with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, motion passes unanimously.

Mayor Sanders and council discussed the request received for the football field repairs, noting that this is a need that has been discussed for a while. After some discussion, Mayor Sanders stated he will speak with the BOE for additional information.

Mayor's Report: Mayor Sanders mentioned the Farmer's Market will be delayed 2-3 weeks due to the weather.

Councilor Roberts offered a motion to approve the revised Vehicle Use Policy. Councilor Cochran duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for all opposed to say "no", all in favor say "aye." Mayor Sanders "Let the record reflect the motion passed unanimously."

Councilor Cochran offered a motion to approve the purchase of a 4WD vehicle not to exceed \$13,000.00. Councilor Roberts duly seconded the motion. Mayor Sanders called for any discussion. After brief discussion, Mayor Sanders called for all opposed to say "no", all in favor say "aye." Mayor Sanders "Let the record reflect the motion passed unanimously."

Planning And Zoning: Mayor Sanders suspended rules for a Public Hearing on zoning classification case Z-2014-07, located at 5259 Willow Ridge Lane, 5304 & 5308 Stablehouse Drive, 5413 & 5414 Saddle Ridge Lane, 5553 Saddle Ridge Drive, 5372 Bridle Path Lane, 4889 Bridle Path Drive, from Jefferson County R2 to City of Pinson District RM.

Mayor Sanders stated "Let the record reflect there was no opposition present".

Councilor McCain offered an ordinance changing the zoning classification of real estate located in the City of Pinson, Alabama, 5259 Willow Ridge Lane, 5304 & 5308 Stablehouse Drive, 5413 & 5414 Saddle Ridge Lane, 5553 Saddle Ridge Drive, 5372 Bridle Path Lane, 4889 Bridle Path Drive, from Jefferson County R2 to City of Pinson District RM. Councilor Cochran duly seconded the motion. Mayor Sanders called for unanimous consent to consider with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes, Councilor McCain-yes.

Mayor Sanders, unanimous consent passes.

Mayor Sanders called for any discussion. As there was no discussion, Mayor Sanders called for a roll call vote on the main ordinance with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes, Councilor McCain-yes.

Mayor Sanders, ordinance passes unanimously as Ordinance 2014-19.

Old Business: None.

New Business: Councilor Cochran offered a motion authorizing the Mayor to pursue financing for the future City Park, with Joe Jolly & Company in the amount of \$2,030,000.00 at a non-taxable rate of 3.302%. Councilor Churchwell duly seconded the motion. Mayor Sanders called for any discussion. Councilor Roberts asked about upfront cost. Mayor Sanders replied the upfront cost with Joe Jolly is approximately \$48,000.00. Mayor Sanders called for any further discussion. As there was no further discussion, Mayor Sanders called for all opposed say "no", all in favor say "aye." Mayor Sanders, "Let the record reflect that the motion passed unanimously."

Councilor Roberts stated that he had read a newspaper report regarding Pinson's friendliness to possible new businesses. Councilor Roberts stated he had received comments from the business community that the city might not be as friendly as they would like us to be and the Lenders were disappointed as well wondering what it might lead to. Councilor Roberts added that we are not as unfriendly as we might be perceived, we are pursuing opportunities and very open to possibilities and expansion here.

Councilor Tanner offered a motion to reconsider Zoning Case Z-2014-04, concerning the Warehouse on Highway 75. Councilor McCain duly seconded the motion. Mayor Sanders called for any discussion. Councilor Roberts stated all of the council was not in attendance of the April 17, 2014 meeting and he felt everyone should have the opportunity to vote on the case. Mayor Sanders stated he would consult with Attorney Black regarding any legality and we could reconsider at the next meeting. Mayor Sanders asked for a roll call vote to dispense with the motion to reconsider with the following results:

Mayor Sanders-abstain; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-abstain; Councilor McCain-yes.

Mayor Sanders, Motion to dispense passes.

Councilor Tanner offered a motion to table her previous motion until the May 15, 2014, meeting. Councilor McCain duly seconded the motion. Mayor Sanders asked for a roll call vote to table the motion to reconsider with the following results:

Mayor Sanders-yes; Councilor Tanner-yes; Councilor Cochran-yes; Councilor Roberts-yes; Councilor Churchwell-yes; Councilor McCain-yes.

Mayor Sanders, to table the reconsideration carries.

Public Comment:

Linda Keller, Crossbrook Lane. Thanked council for voting to assist with the purchase of new Band uniforms, and invited everyone to attend the Pinson's Got Talent event on May 9, 2014.

Kim Cantrell, PVHS Theater. Thanked council for all of their financial support with the PVHS/Rudd Middle School Drama Departments production of the Musical Hairspray.

Kim Vaughn, Loren Lane, PVHS Band Booster President. Ms. Vaughn thanked council for their support of the band and continued support of school programs.

Pat Allison, Dewey Heights Road. Mrs. Allison stated she and her husband have made complaints regarding their neighbors Pit Bull and earlier this week the dog was off of his chain and aggressive with her husband. Mayor Sanders stated the information he received from the deputies was that the dog never left his own property. Mrs. Allison asked what their options were. Mayor Sanders stated the Deputy explained that to you, you sign the complaint with the Sheriff and then go before the Magistrate. Mrs. Allison asked what if the Magistrate doesn't rule in our favor. Mayor Sanders stated that this will have to go before a Judge, we do not have a vicious dog ordinance and the dog has not yet committed an offense and until a crime occurs our hands are tied. Mayor Sander stated he encouraged the Allison's to start with the paper the Deputy gave them. Mrs. Allison also asked about the speed trailer being placed on Dewey Heights, they were told one would be placed there but they haven't seen it yet. Mayor Sanders stated he has had the deputies doing the radar work there. Allison stated they have not seen them. Mayor Sanders stated he has them sit where they cannot be seen. Allison asked about having speed breakers installed. Mayor Sanders stated we have no jurisdiction to install speed breakers anymore.

Councilor Cochran offered a motion to enter executive session for the purpose of discussing real estate and trade and commerce. Councilor Tanner duly seconded the motion.

Mayor Sanders, I provide certification in regard to trade and commerce it would be detrimental if items were discussed in open forum.

Mayor Sanders called for all opposed say "no", all in favor say "aye". Mayor Sanders, "Let the record reflect the motion passed unanimously".

Mayor Sanders called council out of executive session

Councilor Cochran moved to adjourn. Councilor Tanner duly seconded the motion. Mayor Sanders called for all opposed to say “no”, all in favor say “aye”. Motion carried.

Adjourned at 8:42 p.m.

Respectfully submitted,
Marie Turner, City Clerk

May 1, 2014 Minutes
Adopted _____

Bills: 05/01/14

John Leon-reimb gas Duece	\$ 100.00
UNA-P&Z Trng-Esquire	497.00
Alabama Power-City Hall	1,325.56
Rock School	394.08
Triangle Pk	61.65
Comm Ctr	151.93
Lane St.	34.28
Spring Street	81.79
PHCC	1,453.83
Ray Sport	2,000.00
Jim's Signs	100.00
SBM Sustems	149.00
AT&T	842.99
BJC Animal Control	597.50
Hand Arendall	8,870.32
Cutters Small Eng.-Park pkg 4	1,170.00
Park add'l	3,450.00
Craig's Lawn Srv-City prop.pkg 2	1,090.00
City Prop. Add'l	198.00
Presley Lawn Care-PVYA	275.00
Jefferson Co. Sheriff's Off.	28,324.19
Randall Terry-PHCC	500.00
Thomas Chandler-PHCC	360.00
Rock School	60.00
Dell-Library	47.68
Upstart-Library	108.26
TEI Landmark-Library	1,202.00
Nohab-Library	42.50
DEMCO-Library	273.44
Amazon-Library	203.08
JCLC-Library	1,267.63
Baker & Taylor-Library	144.88
Kit Killingsworth-Library	235.00
Dynamic Education-Library	500.00
B'ham Zoo-Library	135.00
The Sock Rockerz-Library	350.00
Lee Andrews Prod-Library	225.00
Regions (capital)	3,854.18
Waste Pro (misc road)	248.20
Call-A-Haul (misc road)	918.00
Moore coal (misc road)	296.00
Moore Coal (misc road)	72.50
Verizon Wireless (misc road)	1,038.39
Advance Lawn (7/2)	1,095.00
Alabama Power-streetlights (7/2)	169.83

TOTAL \$ 64,513.69

Rock School Warrant Fund –Auto Draft \$5,200.00
 April Payroll \$29,885.95

Account Balances @03/31/14:

Regions General Fund	\$725,807.13
Regions Debt Service Fund	3,828.45
Regions Debt.Srv.Rock Sch.	7,233.48
Regions MM Capital Fund	38,298.57
Hometown Library Fund	5,849.26
Wachovia 4-6-5	249,011.32
Wachovia 7-2	255,459.98
Wachovia Misc. Road	54,127.75

Reserve CD @ 06/21/13 \$251,318.00