

MINUTES OF THE REGULAR MEETING  
CITY COUNCIL OF THE CITY OF IRONDALE

OCTOBER 16, 2007

The City Council of the City of Irondale, Alabama met in Pre-Council Session at 6:00 p.m. on the 16th day of October, 2007, and discussed each item on the Agenda. Councilmember Moers was absent from the Pre-Council Session, but all other members were present. It was decided by the Council that Item #3 on the Agenda would be tabled indefinitely, and that the following items would be added to the Agenda: #8. Authorize the Mayor to enter into an agreement with South & Associates to review and make a recommendation as to the best location for new soccer fields at either the YMCA/Smith property or behind Grantswood School; #9. Consider approval of intergovernmental agreement between the City of Irondale Public Works Department and the City of Mt. Brook. The City Council of the City of Irondale, Alabama then met in regular session at the City Hall of said City on the 16th day of October, 2007, at 7:00 p.m., the regular time and place for holding such meetings. The invocation was given by Councilmember Wilson, and the Pledge of Allegiance was led by Councilmember Moers. A quorum being present, Mayor Alexander called the meeting to order. The following members were present for the regular meeting: Councilmembers Stewart, Peavy, Wilson, Ratchford, Bagwell, Schoen, Moers, and Mayor Alexander. Absent: None.

**I. APPROVAL OF MINUTES OF PRE-COUNCIL AND REGULAR MEETING OF OCTOBER 2, 2007.**

Motion was made by Councilmember Ratchford that the reading of the minutes of the regular meeting of October 2, 2007, be dispensed with since each member was furnished with a copy and that the minutes of the meeting be approved as submitted. The Motion was seconded by Councilmember Wilson and upon being put to vote, was declared carried with Councilmember Bagwell abstaining and all others voting Yes.

**II. APPROVAL OF BILLS FOR ALL FUNDS.**

Motion was made by Councilmember Wilson that bills for all funds in the total amount of \$99,269.03 be approved for payment and that a copy of the list of invoices be filed as an attachment to these minutes. The Motion was seconded by Councilmember Bagwell and upon being put to vote, was declared carried with Councilmember Schoen voting No and all others voting Yes.

**III. REPORTS OF PROFESSIONALS/CONSULTANTS.**

No reports.

**IV. MAYOR'S REPORT, ANNOUNCEMENTS, SPECIAL GUEST(S).**

Mayor Alexander reported that the C.O.N. hearing is still on-going for the hospital, but that they hope to have a ruling by the Board by late Spring or early Summer next year, and then to be able to begin moving dirt for construction of the hospital. He reported that Wayne Sullivan of Jefferson County has

advised him that the contractor for Grants Mill Road has been sent a letter giving them two weeks to return to the job or the County will call on their bond to finish the job.

## **V. REPORTS OF CITY DEPARTMENT HEADS AND/OR THEIR REPRESENTATIVES.**

No Reports.

## **VI. COUNCIL MEMBERS, STANDING COMMITTEES, AND SPECIAL COMMITTEE REPORTS.**

### **A. STEWART - PUBLIC WORKS/UTILITIES**

Councilmember Stewart reported that Birmingham Water Works still has Phase II Drought restrictions in place. He reported that construction has begun on the new Hampton Inn on Old Grants Mill Road which will add another hotel to the community in that area. He reported on attending the first Alabama Community Development Institute on October 1st through the 5th at Jacksonville State University. He reported that there was a lot of good information on building your community and on quality of life issues. He reported that the Public Works Committee will meet on October 23, 2007, at 1:30 p.m. to discuss Public Works and Water Department Ordinances.

### **B. PEAVY - PARKS**

Councilmember Peavy had no report.

### **C. WILSON - LIBRARY**

Councilmember Wilson reported that he was recently in contact with Bob Atchison, Property Manager for Grants Mill Station, concerning a replacement for the building where Walmart is currently located, and that he hopes to meet with him sometime tomorrow while he is in town.

### **D. RATCHFORD - POLICE**

Councilmember Ratchford had no report.

### **E. BAGWELL - FIRE**

Councilmember Bagwell had no report.

### **F. SCHOEN - SR. CITIZENS**

Councilmember Schoen reported that the Exchange Club will have their One Nation Under God Breakfast at First Baptist Church on November 12, 2007, at which veterans will be honored. Mayor Alexander stated that Irondale Police Officer, Mike Key, and his company that has just returned from serving in Afghanistan, will be invited as honored guests. Councilmember Schoen reported that on December 1, 2007, the City, the Chamber of Commerce, and the Exchange Club will have the annual Christmas Parade; and on December 9, 2007, the re-established Irondale Arts Council will host their

First Annual Art Sale from 5:00 p.m. until 8:00 p.m. at several homes in Bainbridge Trace at a cost of \$10.00 admission fee.

## **G. MOERS - FINANCE**

Councilmember Moers had no report.

## **VII. APPROVAL OF AGENDA.**

Motion was made by Councilmember Ratchford that the Agenda be approved with the following changes: That Item #3 on the Agenda be tabled indefinitely, and that Item #8. Authorize the Mayor to enter into an agreement with South & Associates to review and make a recommendation as to the best location for new soccer fields at either the YMCA/Smith property or behind Grantswood School; and Item #9. Consider approval of intergovernmental agreement between the City of Irondale Public Works Department and the City of Mt. Brook both be added to the Agenda under new business. The Motion was seconded by Councilmember Schoen and upon being put to vote, carried unanimously.

## **VIII. PUBLIC COMMENTS ON AGENDA ITEMS ONLY.**

None.

## **IX. DELIBERATION ON AGENDA ITEMS:**

### **A. UNFINISHED BUSINESS**

None.

### **B. NEW BUSINESS**

#### **1. Public Hearing and consideration of Ordinance No. 2007-38 to amend the Zoning Ordinance of the City of Irondale.**

Mayor Alexander declared the Public Hearing open. Butch Jerrolds explained that the change would allow hospitals and professional buildings to be located in the City's C-2 zoning. There being no one else who wished to speak, the Public Hearing was closed.

Motion was made by Councilmember Moers that Ordinance No. 2007-38 be considered read. The Motion was seconded by Councilmember Ratchford and upon being put to vote, carried unanimously.

Motion was made by Councilmember Moers that all rules that would prevent the immediate consideration and adoption of Ordinance No. 2007-38 be suspended and that unanimous consent be given for the immediate consideration of said ordinance. The Motion was seconded by Councilmember Schoen and upon being put to vote, was declared carried on the following roll call vote: Yes: Councilmembers Stewart, Peavy, Wilson, Ratchford, Bagwell, Schoen, Moers, and Mayor Alexander. No: None.

Motion was made by Councilmember Moers that Ordinance No. 2007-38 be finally passed and adopted as introduced. The Motion was seconded by Councilmember Ratchford and upon being put to vote, was unanimously carried.

**2. Public Hearing and consideration of Ordinance No. 2007-43 to rezone property located at 4762 Overton Road from R-2 to C-1.**

Mayor Alexander declared the Public Hearing open. Michael Ard, Agent for Hand-In-Paw, explained the reason for the re-zoning request. Beth Franklin of Hand-In-Paw explained the nature of the business that would be located on the property. There being no one else who wished to speak, the Public Hearing was closed.

Motion was made by Councilmember Moers that Ordinance No. 2007-43 be considered read. The Motion was seconded by Councilmember Bagwell and upon being put to vote, carried unanimously.

Motion was made by Councilmember Moers that all rules that would prevent the immediate consideration and adoption of Ordinance No. 2007-43 be suspended and that unanimous consent be given for the immediate consideration of said ordinance. The Motion was seconded by Councilmember Ratchford and upon being put to vote, was declared carried on the following roll call vote: Yes: Councilmembers Stewart, Peavy, Wilson, Ratchford, Bagwell, Schoen, Moers, and Mayor Alexander. No: None.

Motion was made by Councilmember Moers that Ordinance No. 2007-43 be finally passed and adopted as introduced. The Motion was seconded by Councilmember Ratchford and upon being put to vote, was unanimously carried.

**3. Public Hearing and consideration of Ordinance No. 2007-44 to rezone property located at 798, 804, and 810 Hagbush Road, and 4608 Overton Road from R-2 to C-1.**

Tabled indefinitely by Council vote.

**4. Public Hearing and consideration of Ordinance No. 2007-45 to rezone property located at 5250 Pine Whispers Drive, 3281 Richardson Avenue, and 3521 Ratliff Road from INST-2 to C-2.**

Mayor Alexander declared the Public Hearing open. Jerry South, Engineer explained that the change in zoning is needed to allow construction of a hospital. There being no one else who wished to speak, the Public Hearing was closed.

Motion was made by Councilmember Moers that Ordinance No. 2007-45 be considered read. The Motion was seconded by Councilmember Ratchford and upon being put to vote, carried unanimously.

Motion was made by Councilmember Moers that all rules that would prevent the immediate consideration and adoption of Ordinance No. 2007-45 be suspended and that unanimous consent be given for the immediate consideration of said ordinance. The Motion was seconded by Councilmember Ratchford and upon being put to vote, was declared carried on the following roll call vote: Yes: Councilmembers Stewart, Peavy, Wilson, Ratchford, Bagwell, Schoen, Moers, and Mayor Alexander. No: None.

Motion was made by Councilmember Moers that Ordinance No. 2007-45 be finally passed and adopted as introduced. The Motion was seconded by Councilmember Schoen and upon being put to vote, was unanimously carried.

**5. Consider Resolution No. 2007R48 to accept the lowest responsible bid for a new Cardiac Monitor/Defibrillator for the Fire Department.**

Motion was made by Councilmember Ratchford that Resolution No. 2007R48 be considered read and approved. The Motion was seconded by Councilmember Bagwell and upon being put to vote, carried unanimously.

**6. Consider renewal of contract with Legal Aid for indigent representation for \$2,000.00/Month.**

Motion was made by Councilmember Ratchford that renewal of the contract with Legal Aid for indigent representation in the amount of \$2,000.00/Month be approved. The Motion was seconded by Councilmember Bagwell and upon being put to vote, carried unanimously.

**7. Consider Ordinance 2007-47 to adopt Uniform Business License Ordinance.**

Motion was made by Councilmember Schoen that Ordinance No. 2007-47 be considered read and that all rules that would prevent the immediate consideration and adoption of Ordinance No. 2007-47 be suspended and that unanimous consent be given for the immediate consideration of said ordinance. The Motion was seconded by Councilmember Moers and upon being put to vote, was declared carried on the following roll call vote: Yes: Councilmembers Stewart, Peavy, Wilson, Ratchford, Bagwell, Schoen, Moers, and Mayor Alexander. No: None.

Motion was made by Councilmember Schoen that Ordinance No. 2007-47 be finally passed and adopted as introduced. The Motion was seconded by Councilmember Moers and upon being put to vote, was unanimously carried.

**8. Authorize the Mayor to enter into an agreement with South & Associates to review and make a recommendation as to the best location for new soccer fields at either the YMCA/Smith property or behind Grantswood School.**

Motion was made by Councilmember Moers that the Mayor be authorized to enter into an agreement with South & Associates to review and make a recommendation as to the best location for new soccer fields at either the YMCA/Smith property or behind Grantswood School. The Motion was seconded by Councilmember Ratchford and upon being put to vote, carried unanimously.

**9. Consider approval of intergovernmental agreement between the City of Irondale Public Works Department and the City of Mt. Brook.**

Motion was made by Councilmember Schoen for approval of an intergovernmental agreement between the City of Irondale Public Works Department and the City of Mt. Brook. The Motion was seconded by Councilmember Stewart and upon being put to vote, carried unanimously.

**X. PUBLIC COMMENTS TO THE COUNCIL.**

Bob Saunders of 5th Avenue asked Councilmember Wilson to please ask Mr. Atchison to please see about getting the grass cut on the bank at Grants Mill Station. Mr. Saunders asked if there is another Finance Committee meeting planned to work on the budget? Councilmember Moers stated that there would probably be meetings set up for Tuesday and Wednesday of next week.

Motion was made by Councilmember Ratchford that the Council go into Executive Session to discuss pending real estate transactions. The City Attorney stated that the reason given is a legal reason for executive Session. The Motion was seconded by Councilmember Schoen and upon being put to vote, carried unanimously. The Council went into Executive Session at 7:30 p.m.

The Council returned from Executive Session at 8:15 p.m. and there being no more business to come before the Council, Motion was made by Councilmember Stewart that the meeting be adjourned. The Motion was seconded by Councilmember Ratchford, and the meeting was adjourned at 8:15 p.m.

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CITY CLERK/TREASURER

Read and Approved this the

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MAYOR