

The regular meeting of the Northport City Council convened at 6:00 p.m. on July 15, 2013 at the Northport City Hall, located at 3500 McFarland Blvd. The invocation was offered by Mayor Herndon. President Logan led the assembly in the Pledge of Allegiance. Upon roll call, the following were found to be present: President Logan, Councilwoman Hayes, Councilman Sullivan, and Councilman Harper. Also present were City Administrator Scott Collins and Mayor Bobby Herndon. Absent and failing to vote was Councilman Acker.

**Motion** by Councilman Harper, **Second** by Councilman Sullivan **to approve the Agenda for the July 15, 2013 Council Meeting with the deletion of 8b2, Resolution approving general fund budget amendment, and 8b3, Resolution approving Water/Wastewater Fund Budget amendment.** Roll call vote was as follows: Councilman Harper, Yes; Councilman Sullivan, Yes; Councilwoman Hayes, Yes; President Logan, Yes. **Motion Carried Unanimously.**

**Motion** by Councilman Harper, **Second** by Councilman Sullivan **to approve Ordinance 1815 amending Section 66-285 of the Municipal Code regarding Transient Merchants.** President Logan opened the floor for discussion concerning this Ordinance before the vote was taken. Ms. Karen Bunnell, 4500 Kingdom Court came before council to discuss the produce vendor on McFarland Blvd. She said she believes that we should be supporting our citizens and not making it hard for them to do business in Northport. Ms. Bunnell said she is in support of the produce vendor remaining on McFarland Blvd. Mr. Mr. Joe Powell, owner of Bayou Joe Seafood came before council to discuss this proposed ordinance. Mr. Powell said for three (3) years, he has set up in front of the Wharf and sold fresh seafood from the Gulf of Mexico caught by Alabama fisherman. He said he has a license from the State of Alabama, the City of Northport, and the State Health Department and has never had any complaints from anyone. He said he doesn't understand why they want to put him out of business and asked the Council to consider his position on the matter before they vote on the Ordinance. City Attorney Ron Davis explained that there have been complaints from other seafood vendors about Mr. Powell's lack of "over-head cost" due to him selling seafood from his truck. President Logan closed the floor for discussion concerning this Ordinance. Roll call vote was as follows: Councilman Harper, Yes; Councilman Sullivan, Yes; Councilwoman Hayes, No; President Logan, Yes. **Motion Carried.**

**Motion** by Councilwoman Hayes, **Second** by President Logan **to approve Resolution 13-58 Selecting Engineering Services for the Water/Wastewater Division.** Roll call vote was as follows: Councilwoman Hayes, Yes; President Logan, Yes; Councilman Sullivan, Yes; Councilman Harper, Yes. **Motion Carried Unanimously.**

**Motion** by Councilwoman Hayes, **Second** by Councilman Harper **to approve the Consent Agenda for the July 15, 2013 Council Meeting.**

#### Consent Agenda

1. Minutes, July 8, 2013, Regular Meeting
2. Bill Listing
3. Deleted
4. PO Requisition, Hand Wash Station, Northwest Supply, \$5,764 - PW
5. PO Requisition, Emergency Lighting by Haynes, \$7,287.70 - PD
6. PO Requisition, AllCom Wireless, \$15,000 - PD
7. Travel/Training, 1 Officer, Principles of Police Supervision, Andalusia, AL, Aug. 1<sup>st</sup>, \$269 - PD

Roll call vote was as follows: Councilwoman Hayes, Yes; Councilman Harper, Yes; Councilman Sullivan, Yes; President Logan, Yes. **Motion Carried Unanimously.**

#### **Departmental Business:**

City Attorney Ron Davis said per the Council's request, the Claim Committee had spent more time looking into Claim No. 13-012 that was discussed at the last council meeting. He said the Water Department has provided the council with a chronology and he has provided them information from the sales tax office. Mr. Davis determined that Mr. Thomas was in business for a small period of time. President Logan said the council discussed a solution to this issue in the council pre-meeting. The Council will allow Mr.

Thomas 120 days from today to pay \$2,500 in full, if he does not pay the full \$2,500 within 120 days the amount will go back up to the original amount owed. Councilwoman Hayes asked how much savings this would be for Mr. Thomas. President Logan said approximately \$7,000.00

**Motion** by President Logan, **Second** by Councilman Harper to allow Mr. Thomas to pay \$2,500 within 120 days from today, and if the \$2,500 is not paid in full within the 120 day time frame, it will revert back to the Claims Committee's recommendation of denial of the claim at \$9,000. Roll call vote was as follows: President Logan, Yes; Councilman Harper, Yes; Councilman Sullivan, Yes; Councilwoman Hayes, Yes. Motion Carried Unanimously.

The Departmental Reports will be given at a later date.

**Mayor & Council Member's Business:**

**Mayor Herndon**, thanked the city staff for the great job they do.

**Councilwoman Hayes, District 1**, thanked all the city staff, and department heads for the wonderful job they do.

**President Logan, District 2**, None

**Councilman Sullivan, District 3**, None

**President Pro Tem Acker, District 4**, Absent

**Councilman Harper, District 5**, None

**Motion** by President Logan, **Second** by Councilman Harper to adjourn the meeting. Roll call vote was as follows: President Logan, Yes; Councilman Harper, Yes; Councilwoman Hayes, Yes; Councilman Sullivan, Yes. **Motion Carried Unanimously.**

There being no further business to come before the Council, the meeting was adjourned at 6:20 p.m.

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Jay Logan, President

ATTEST:

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Scott Collins, City Administrator