

The regular meeting of the Northport City Council convened at 6:00 p.m. on December 12, 2011 at the Northport City Hall, located at 3500 McFarland Blvd. The invocation was offered by Mayor Bobby Herndon. Pro Tem Logan led the assembly in the Pledge of Allegiance. Upon roll call, the following were found to be present: Pro Tem Logan, Councilman Webb, and Councilman Harper. Those absent and failing to vote, President Tunnell, and Councilman Acker. Also present were City Administrator Scott Collins and Mayor Bobby Herndon.

**Motion** by Councilman Webb, **Second** by Councilman Harper to **approve the Agenda for the December 12, 2011 Council Meeting with the deletion of 8 (b) 2 Highway 69 Detention Basin.** Roll call vote was as follows: Councilman Webb, Yes; Councilman Harper, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

Pro Tem Logan opened the floor for the public hearing concerning the annexation and rezoning of approximately 4.6 acres of land located on the west side of Watermelon Road, north of Rice Valley Road and south of Greenbriar Boulevard.

Mr. Mark Martin from 808 Old White Lane came before the council and questioned why the rezoning was for C-3 and not C-2. Director of Planning, Katherine Ennis explained that the C-3 zoning was determined by checking the zoning within the surrounding properties that is similar or the same zoning that is being requested and match them to the two closest zonings in that range that allows the use. In this case the C-3 zoning was the closest zoning that allowed the use. He was also concerned that in the future the property would be sold for restaurant use and Ms. Ennis said it would have to come back to the city to be reviewed as a site plan before that could take place.

Mr. and Mrs. Paul Weaver from 4307 4<sup>th</sup> Avenue E. came before council in favor of the annexation and rezoning of the property. He has known the owner of Northridge Fitness for twenty five years and is confident that this would be a significant asset to the community.

Mr. Chad Gore representing Northridge Fitness said there is a time issue with the lending process. He said the rezoning/annexation has to be approved by December 23<sup>rd</sup> or the funding will not get approved and asked if there could be a special meeting called to approve this before the December 23<sup>rd</sup> deadline. Pro Tem Logan said the decision will need the full attention of the Council. City Administrator Collins said it would be the Council's decision to call a special meeting for this issue. City Administrator Collins said he would get more information from Mr. Gore after the meeting. Mr. Gore said he appreciates the consideration.

Pro Tem Logan closed the floor for the public hearing concerning the annexation and rezoning of approximately 4.6 acres of land located on the west side of Watermelon Road, north of Rice Valley Road and south of Greenbriar Boulevard.

Councilman Webb offered **1<sup>st</sup> Reading, Ordinance Amending Section 2-189 of the Municipal Code.**

**Motion** by Pro Tem Logan, **Second** by Councilman Harper to **approve Resolution 11-132 awarding the Kennedy-Snow Drainage Project to DRM Utilities, LLC in the amount of \$937,624 and authorizing the City Administrator to execute the necessary construction contract documents and purchase orders.** Roll call vote was as follows: Pro Tem Logan, Yes; Councilman Harper, Yes; Councilman Webb, Yes. **Motion Carried Unanimously.**

**Motion** by Pro Tem Logan, **Second** by Councilman Harper to **approve Resolution 11-133 awarding Bid File No. 11-19 for Water and Wastewater Chemicals to the bidder meeting specifications and having the lowest unit price as itemized in the attached bid tabulation and to authorize the City Administrator to approve all purchase requisitions for said bid file.** Roll call vote was as follows: Pro Tem Logan, Yes; Councilman Harper, Yes; Councilman Webb, Yes. **Motion Carried Unanimously.**

**Motion** by Pro Tem Logan, **Second** by Councilman Webb to **approve Resolution 11-134 awarding Bid File No. 11-24 for Water and Wastewater supplies and materials**

**to the bidder meeting specifications and having the lowest unit price as itemized in the attached bid tabulation and to authorize the City Administrator to approve all purchase requisitions from said bid file.** Roll call vote was as follows: Pro Tem Logan, Yes; Councilman Webb, Yes; Councilman Harper, Yes. **Motion Carried Unanimously.**

**Motion** by Councilman Harper, **Second** by Councilman Webb to **approve Resolution 11-135 approving the itemized weed removal costs at 1112 16<sup>th</sup> Avenue.** Roll call vote was as follows: Councilman Harper, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

**Motion** by Councilman Harper, **Second** by Councilman Webb to **approve Resolution 11-136 approving the itemized weed removal costs at 4702 Crosshill Lane.** Roll call vote was as follows: Councilman Harper, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

**Motion** by Councilman Harper, **Second** by Councilman Webb to **approve Resolution 11-137 approving the itemized weed removal costs at a vacant lot on Lot 36 Fleetwood Rice Subdivision.** Roll call vote was as follows: Councilman Harper, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

**Motion** by Councilman Webb, **Second** by Councilman Harper to **approve Resolution 11-138 declaring weeds at 4906 Stewart Parc a nuisance.** Roll call vote was as follows: Councilman Webb, Yes; Councilman Harper, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

**Motion** by Councilman Webb, **Second** by Councilman Harper to **approve Resolution 11-139 declaring weeds at 3802 Biscayne Hills Drive a nuisance.** Roll call vote was as follows: Councilman Webb, Yes; Councilman Harper, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

**Motion** by Councilman Webb, **Second** by Councilman Harper to **approve Resolution 11-140 declaring weeds at 1105 Vestavia Circle a nuisance.** Roll call vote was as follows: Councilman Webb, Yes; Councilman Harper, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

**Motion** by Pro Tem Logan, **Second** by Councilman Harper to **approve Resolution 11-141 awarding the bid for the Faucett Brothers Park Water Supply project to Singleton Excavating, Inc. in the amount of \$126,536.** Roll call vote was as follows: Pro Tem Logan, Yes; Councilman Harper, Yes; Councilman Webb, Yes. **Motion Carried Unanimously.**

**Motion** by Councilman Harper, **Second** by Councilman Webb to **approve Resolution 11-142 authorizing the City Administrator to enter into an agreement with Charter Media to televise City Council meetings.** Roll call vote was as follows: Councilman Harper, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

**Motion** by Councilman Harper, **Second** by Councilman Webb, **to approve the Consent Agenda for the December 12, 2011 Council Meeting.**

**Consent Agenda**

1. Minutes, November 21, 2011 Regular Meeting
2. PO, Ben Atkinson Motors, \$60,567.00 – Admin
3. PO, Chuck Stevens Automotive, \$71,259.00 – Admin
4. PO, Capitol Chevrolet, \$53,685.00 – Admin.
5. PO, Hometown Ford Dodge Chrysler Jeep, \$38,224.00 - Admin

Roll call was as follows: Councilman Harper, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

Pro Tem Logan opened the floor for the public hearing concerning the closing of 36<sup>th</sup> Street.

Mr. Keith Waid, 3701 36<sup>th</sup> Avenue, Ms. Jeanette Estes, 3621 36<sup>th</sup> Avenue, Mr. Vernon Williams, 3508 37<sup>th</sup> Street, Mr. David Ramsey, 3700 36<sup>th</sup> Avenue, Ms. Louise Walters, 4109 70<sup>th</sup> Avenue, Ms. Teena Oyler, 3617 36<sup>th</sup> Street, addressed the Council in opposition of the closing of 36<sup>th</sup> Street. Mr. Jack Trimm, representing Five Points Baptist Church explained that the church wanted to close only a portion of 36<sup>th</sup> Street for the safety of its members and didn't want to disrupt the neighborhood in doing so. He said the traffic is very heavy and they are looking for a resolution to the problem and he said it will be a much bigger problem in the future when the traffic is increased due to the completion of the apartment complex.

Ms. Estes asked if the City could work with Montgomery to get a traffic signal installed on Hwy. 43 at the entrance to Biscayne Hills. City Administrator Collins explained that in the past he and Councilman Webb worked to get a traffic signal at this location and were told that there were not enough traffic accidents at this location to warrant the installation of a traffic signal. City Administrator Collins said he would send a follow up letter to the State requesting a traffic signal at this intersection.

Pro Tem Logan closed the floor for the public hearing concerning the closing of 36<sup>th</sup> Street.

**Motion** by Councilman Harper, **Second** by Councilman Webb to **schedule the January Council meetings for Tuesday, January 3<sup>rd</sup>, and Tuesday, January 17<sup>th</sup>, 2012.** Roll call vote was as follows: Councilman Harper, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

**Motion** by Pro Tem Logan, **Second** by Councilman Harper to **approve the ABC License for the Grab N Go Food Mart.** Roll call vote was as follows: Pro Tem Logan, Yes; Councilman Harper, Yes; Councilman Webb, Yes. **Motion carried Unanimously.**

**Motion** by Councilman Harper, **Second** by Councilman Webb to **deny Claim 11-079.** Roll call vote was as follows: Councilman Harper, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes. **Motion Carried Unanimously.**

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

**Councilman Webb, District 1,** none

**President Pro Tem Logan, District 2,** wanted to wish Ms. Sara Nash a happy belated birthday and a happy retirement. He also thanked the Council and Mayor for their support for the Kennedy Snow Drainage Project.

**President Tunnell, District 3,** absent

**Councilman Acker, District 4**, absent

**Councilman Harper, District 5**, wished everyone a Merry Christmas and a Happy New Year.

**Mayor Herndon**, expressed his appreciation to this Council and said he was honored to work with them and wished everyone a Merry Christmas and a prosperous New Year.

**Motion** by Councilman Harper, **Second** by Pro Tem Logan **to adjourn the meeting**.  
Roll call vote was as follows: Councilman Harper, Yes; Pro Tem Logan, Yes;  
Councilman Webb, Yes. **Motion Carried Unanimously.**

There being no further business to come before the Council, the meeting was adjourned at 6:55 p.m.

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William Tunnell, President

ATTEST:

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Scott Collins, City Administrator