

CITY OF MOODY

CITY COUNCIL MEETING

Mayor Joe Lee

Council Members:

Linda Crowe, Mayor Pro tem

Lynn Taylor, Matt Morris

Nick Rutledge, Ellis Key

City Attorney James Hill

June 22, 2020 6:00PM

- **CALL TO ORDER:**
- **WELCOME VISITORS:**
- **PRAYER:**
- **PLEDGE OF ALLEGIANCE:**
- **ROLL CALL:**
- **APPROVE PUBLISHED AGENDA AND ALL ADDITIONS:**
- **APPROVE THE COUNCIL MINUTES FROM: May 26, 2020**

1. Larry Horton – Consider approval to purchase 2- Task Force Tips, Bubble Cup Foam Nozzles, Vendor: Darley Fire Equipment, Total Cost \$1,000.00, Budgeted 01-514-5400, ISO Equipment.

2. Larry Horton – Consider approval to purchase 1- Task Force Tips, Inline Foam Eductor, Vendor: Darley Fire Equipment, Cost \$750.00, Budgeted 01-514-5400, ISO Equipment.

3. Larry Horton – Consider approval to purchase Medical supplies, Cost - \$5,500.00 Vender – Boundtree Medical, Budgeted (01-514-5200) Medical Supplies.

4. Larry Horton – Consider approval to purchase Drugs Cost - \$500.00 Vender – St Vincent’s St Clair Budgeted (01-514-5200) Medical Supplies.

5. Larry Horton – Consider approval to change the Classification of Chris Hall to Captain. This will be a change in Hourly rate to \$15.29. He will be replacing Hunter Knight as the Captain on “A” shift.

6. Larry Horton – Consider approval to purchase 1940 Feet of 1.75” and 5” Fire Hose to replace the hose that FAILED the SERVICE TEST. Cost \$11,000.00. Vender: Bull Dog Hose Company. Line Item: ISO Equipment 01-514-5400 – Budgeted Item.

7. Thomas Hunt – Consider approval to purchase new tires for car 348 Chevrolet Tahoe. Vendor Vulcan \$651.63. Budgeted 524-4502.

- 8. Thomas Hunt** – Consider approval to purchase new tires car 333 Dodge Durango. Vendor Vulcan \$614.32 Budgeted item 524-4502.
- 9. Thomas Hunt** – Consider approval to purchase yearly ammunition purchase. Vendor Gulf States (State Bid) \$5,074.00 Budgeted 513-2003.
- 10. Thomas Hunt** – Consider approval to purchase new tires Car 347 Chev Tahoe. Vendor Vulcan \$572.00. Budgeted 524-4502.
- 11. Thomas Hunt** – Consider approval to spend remaining amount on remodel of police department. \$8,000.00 Budgeted Capital 513-9999.
- 12. Mike Staggs** – Consider approval to replace Laptop for Park, Cost: \$589.60, Vendor: ALW Technologies, Budgeted: Misc. Operating Cost 01-554-1000.
- 13. Mike Staggs** – Consider approval to repair the AC at the Civic Center, Cost: \$1235.00, Vendor: Tri Counties Heating and Air, Budgeted: Maintenance B&G 01-526-2300.
- 14. Mike Staggs** – Consider approval for the July 11, 2020 city fireworks, cost \$10,000.00. Budgeted item. 01-560-1000 Festival Exp.
- 15. Lynn Taylor** – Consider approval of recommendation to give \$5,050.00 to The Moody Miracle League from Council Seat 2 Discretionary Council Seat Fund as per Ord. M2016-10-24B.
- 16. Mayor Lee** – Consider approval to adopt Ordinance M2020-06-22 Flood Damage Prevention.
- 17. Mayor Lee** – Consider approval to adopt Ordinance M2020-06-22A, setting the Qualification Fees for the 2020 Municipal Election.
- 18. Mayor Lee** – Consider approval of Resolution R2020-06-22 appointing the city clerk as the election manager for the 2020 Municipal Election.
- 19. Mayor Lee** – Consider approval of Resolution R2020-06-22A appointing poll workers for the 2020 Municipal Election.
- 20. Mayor Lee** – Consider approval of Resolution R2020-06-22B Poll Workers Compensation for the 2020 Municipal Election.
- 21. Mayor Lee** – Consider approval of Resolution R2020-06-22C Alabama Department of Transportation Standard Project Resolution. Project # IM-I020(357), Pavement rehabilitation on I-20 from the Jefferson Co, line to 0.87 mile east of Kelly Creek Rd, MP 142.917 to MP 147.900.
- 22. Thomas Hunt** – Consider approval to promote a Patrol Lieutenant.

23. Thomas Hunt – Consider approval to accept a K-9 for the police department from IK9, Inc.

24. Hemp 205, Inc. Hearing - Consider revocation of Business License. **City Attorney** – City Attorney James Hill advised the Council as to their responsibilities and the standard by which they were to review business license revocations. The City Attorney then presented evidence related to the licenses applicable (Growing / Processing) to the Hemp industry and evidence that the Licensee’s agent (Patrick Leberte) had a Processing License revoked on August 29, 2019. Detective Mark Smith offered evidence that he worked with a confidential informant who was able to purchase what he was advised to be marijuana from within the premises of the licensee; said purchase being made prior to the reinstatement of the Licensee’s Processing License. He then obtained and executed a search warrant and confiscated product which tested positive for THC.

In response, Mr. Leberte asked that the proceedings be continued until after his criminal proceeding was completed.

City Attorney James Hill asked for the council to consider revoking the Business License based on the evidence presented. A motion to revoke was made by Linda Crowe and seconded by Lynn Taylor. All voted aye with the exception of Nick Rutledge who abstained. Motion carried.

25. Larry Horton – Consider approval to purchase three new fire hydrants on Kerr Rd., installed by Odenville Water. Cost \$10,500.00. Capital Budget #01-514-9900.

26. James Hill – City Attorney James Hill asked the council to consider approving an agreement with High Tide Oil Company, Inc. related to conclusion of the lawsuit, purchasing of Temporary Construction Easement(s) and removal of one access point and subsequent diminution of value. The City’s payment would be \$75,000 as the County would pay the other \$75,000.

27A. James Hill – Consider approval City Attorney James Hill asked the council to consider approving an agreement with Love’s, St. Clair County and Speedway related to improvements necessary at the Brompton intersection and payment of the same. The City’s entrance into the agreement is subject to approval by all other parties.

27B. James Hill – Consider approval City Attorney James Hill asked the council to consider approving an agreement with Speedway related to its construction and access; the City’s entrance into this agreement is subject to full approval of the Agreement described above.

28. Mayor Lee – Consider approval to pay the emergency expense to fly the police Chief home after the June 2, 2020 Moody Police Officer shooting. Cost \$1,792.40. Mayor and Council Exp.

29. Mayor Lee – Consider approval for Summer Dress Code for the fire department, 06-1-2020 thru 08-31-2020. (approved shorts) monitored by the Fire Chief.