

**CITY COUNCIL MEETING
OZARK, ALABAMA
TUESDAY, JANUARY 6, 2015**

The City Council of the City of Ozark, Alabama, met in Regular Session in the Council Chamber of the Municipal Complex at 6:00 P.M. on Tuesday, January 6, 2015. Upon roll call the following members were present:

Present: Billy Blackwell, Mayor
 Frank Garrett, Councilmember, Place No. 1
 Mike Barefield, Councilmember, Place No. 2
 Winston T. Jackson, Councilmember, Place No. 3
 Andy Gilland, Councilmember, Place No. 4

Absent: Anthony Hill, Councilmember, Place No. 5

Melissa Robinson, who acted as clerk of the meeting, Tony Spivey, Steve Sketo, Steve Price, Steve Sherrill, Jonathan Cordell, Larry Minton, Deborah Bruggink, Denise Strickland, Tim Hicks, Bobby Blankenship, Frankey Peterman, Stephanie Blankenship, Denise Ellis and Joe Adams were also present.

President Gilland gave the prayer followed by Mayor Blackwell leading everyone in the Pledge of Allegiance.

The Council having read the minutes from the Regular Council Meeting held on December 16, 2014, President Gilland asked the wishes of the Council. Councilmember Garrett moved to approve the minutes of the Regular Council Meeting held on December 16, 2014, which motion was seconded by Councilmember Jackson. The Council voted unanimously in favor thereof.

President Gilland advised the Council it was time to set the Agenda if there were any changes to be made. Councilmember Jackson made a motion to add the items: Executive Session, Appoint Captain Tim Hicks as Interim Police Chief and Approve Supplemental Pay of three hundred fifty dollars (\$350.00) per pay period for the Interim Police Chief and the Interim Fire Chief. President Gilland declared the motion failed for the lack of a second. Councilmember Garrett made a motion to add the items: Appoint Captain Tim Hicks as Interim Police Chief and Approve Supplemental Pay of three hundred fifty dollars (\$350.00) for the Interim Police Chief and the Interim Fire Chief, which motion was seconded by Councilmember Barefield. The vote was recorded to wit: Ayes; Councilmembers Garrett, Barefield and Gilland. Nays; Councilmember Jackson. President Gilland declared the motion carried.

A Public Hearing was held at the 5:00 P.M. Administrative Meeting to consider an ordinance amending the Zoning Ordinance pertaining to property located at 117 Martin Street, 137 Martin Street and 157 Martin Street from B-2 to R-2. Councilmember Barefield introduced an ordinance rezoning property located at 117 Martin Street, 137 Martin Street and 157 Martin Street and moved for its adoption, which motion was seconded by Councilmember Jackson. The Council voted unanimously in favor thereof.

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Councilmember Barefield introduced an ordinance amending Chapter 9, ARTICLE II, Weeds of the Code of Ordinance of the City of Ozark, Section 9-27. Notification of Enforcement of Repeat Offenders and Section 9-28. Administrative Procedures. Councilmember Garrett made a motion to suspend the rules whereby immediate action could be taken, which motion was seconded by Councilmember Jackson. The vote was recorded to wit: Ayes: Councilmembers Garrett, Barefield, Jackson and Gilland. Nays: None. President Gilland declared the motion whereby immediate action could be taken on said ordinance. Councilmember Barefield then moved to approve said ordinance, which motion was seconded by Councilmember Jackson. The Council voted unanimously in favor thereof.

Councilmember Jackson introduced a resolution appointing a City Official to determine if a violation of a repeat offender of the City's Weed Ordinance and appointing an Administrative Official to hear appeals from the City Official if it is determined a violation has occurred. After a brief discussion Councilmember Jackson then moved to approve said resolution, which motion was seconded by Councilmember Garrett. The Council voted unanimously in favor thereof.

Councilmember Garrett introduced a resolution Confirming the Cost of a Weed Lien on property located 178 Rowe Court. Jonathan Cordell, Building Official, informed the Council the nuisance had been removed at a cost of four hundred fifty dollars (\$450.00) which by this resolution would be put on the tax records of 178 Rowe Court to be collected at the time the taxes are paid. Councilmember Garrett then moved to approve said resolution, which motion was seconded by Councilmember Barefield. The Council voted unanimously in favor thereof.

Melissa Robinson, Personnel Director, presented a proposed amendment to Chapter 11 of the City's Policies and Procedures Handbook, Section 11.5 Employee Anniversary Date. Sub-Section 11.5.2. Break in Service. Ms. Robinson explained this amendment would allow an employee who leaves the city's employment and meets certain requirements of the amendment to return to the city's employment and keep their original employment date. She stated that during the employee's break in service the employee would not accrue any benefits. Councilmember Jackson made a motion to approve said amendment, which motion was seconded by Councilmember Barefield. The Council voted unanimously in favor thereof.

Deborah Bruggink, Chief Financial Officer, presented a request for the city to participate in the State of Alabama's 457 Deferred Compensation Plan with Great-West Retirement Services and terminate services with Nationwide Retirement Solutions. Ms. Bruggink stated Great-West Retirement Services has offices in Montgomery and has licensed Retirement Plan Counselors who conducts group and individual meetings. She also stated in the last six (6) years a Nationwide Retirement Solutions representative has not personally contacted the city. After a brief discussion Councilmember Garrett made a motion to approve the request to participate in the State of Alabama's 457 Deferred Compensation Plan with Great-West Retirement Services and terminate services with Nationwide Retirement Solutions, which motion was seconded by Councilmember Barefield. The Council voted unanimously in favor thereof.

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Deborah Bruggink, Chief Financial Officer, presented a lease for the Ozark Square Shopping Center for the Thai Siam Restaurant. Ms. Bruggink stated Mr. Kularb Kiengkow owned the Thai Siam Restaurant in Daleville until he closed it in September 2014. After a brief discussion Councilmember Jackson made a motion to approve the lease for the Thai Siam Restaurant upon submission of their financial statements, which motion was seconded by Councilmember Barefield. The Council voted unanimously in favor thereof.

The first reading of Application 050 – Retail Beer (Off Premises Only) and 070 – Retail Table Wine (Off Premises Only), Beeline 101, 1412 Skipperville Road, Ozark. Owner: S. M. Monirul Islam, 143 Melissa Avenue, Ozark, AL 36360. Tony Spivey, Chief of Police, said Beeline 101 is currently licensed and therefore this application could be acted on at this time. Chief Spivey stated his department had conducted an investigation and it was his recommendation that the application be approved. Councilmember Barefield made a motion to approve said application, which motion was seconded by Councilmember Garrett. The Council voted unanimously in favor thereof.

Mayor Blackwell presented a request to appoint Captain Tim Hicks as Interim Police Chief. After a lengthy discussion Councilmember Garrett made a motion to approve the appointment of Captain Tim Hicks as Interim Police Chief, which motion was seconded by Councilmember Barefield. The vote was recorded to wit: Ayes: Councilmembers Garrett, Barefield and Gilland. Nays: None. Abstain: Councilmember Jackson. President Gilland declared the motion carried

Mayor Blackwell presented a request to give a supplemental pay of three hundred fifty dollars (\$350.00) per pay period to the Interim Fire Chief and the Interim Police Chief. After a brief discussion Councilmember Garrett made a motion to approve the supplemental pay for the Interim Fire Chief and the Interim Police Chief, which motion was seconded by Councilmember Barefield. The Council voted unanimously in favor thereof.

With there being no further business to come before this Regular Council Meeting of December 16, 2014, Councilmember Garrett moved to adjourn the meeting, which motion was seconded by Councilmember Jackson. The Council voted unanimously in favor thereof.

Presiding Officer

City Clerk