

Pinson City Council Minutes  
August 3, 2006 - 7:00 p.m.  
Regular Meeting

The Pinson City Council met in regular session at the Pinson City Hall on Thursday, August 3, 2006. Mayor Sanders led the invocation and Councilor Tanner led the Pledge of Allegiance to the Flag of the United States of America.

Mayor Sanders appointed Frances Russell as acting city clerk for this council meeting.

**Roll Call:** Acting city clerk, Frances Russell, called roll of Pinson City Council with the following council members present:

Mayor Hoyt Sanders  
Councilor Dawn Tanner  
Councilor Joe Cochran  
Councilor Shane Shelnett  
Councilor John Churchwell  
Councilor Joy McCain

**Minutes:** Councilor Shelnett made a motion to waive the reading of the July 20, 2006 minutes. Councilor Cochran duly seconded the motion. Mayor Sanders called for all opposed to say “no”, all in favor say “aye.” Councilor Cochran made a motion to accept the minutes as written of the July 20, 2006 meeting. Councilor Churchwell duly seconded the motion. Mayor Sanders call for all opposed to say “no”, all in favor say “aye.” Mayor Sanders noted the record to reflect both motions carried unanimously.

**Motion to accept minutes of the July 20, 2006 meeting passed unanimously.**

**Committee Reports:**

**Finance:** Councilor Tanner made a motion to pay miscellaneous bills in the amount of \$7,990.96. Hand Arendall for \$737.94, BellSouth for \$286.65, Alabama League of Municipalities-Dues for \$2,045.78; 06'-07, B/W & Sons Lawn Care for \$315.00, Nextel for \$169.99, Acceptance Janitorial for \$45.00, Trussville Utilities for \$15.60 and to Darden Green for \$4,375.00. Councilor Cochran duly seconded the motion. Mayor Sanders called for any discussion. As there was no discussion Mayor Sanders called for all opposed say “no”, all in favor say “aye.” Motion carries unanimously to pay miscellaneous bills.

**Motion to pay bills passed unanimously.**

**Annexation:** Councilor Churchwell presented an ordinance annexing certain territory into the corporate limits of the City of Pinson, Alabama owned by First Baptist Church of Palmerdale located at PID 9-16-2-0-4.000, (TR 3, Palmerdale Homestead Resurvey of Reservation H, Block 5), and that part of PID 9-9-3-5-2.000, (Tract 2 Palmerdale Homesteads resurvey of Reservation H) lying in the NE ¼ of the NW ¼ section 16, TSP 15S R1W, located on Highway 75.

Councilor Churchwell recommends this be brought into the city. Councilor Cochran duly seconded the motion.

Mayor Sanders called for roll call vote for unanimous consent with the following results: Mayor Sanders-yes, Councilor Tanner-yes, Councilor Cochran-yes, Councilor Shelnut-yes, Councilor Churchwell-yes, and Councilor McCain-yes.

Mayor Sanders call for questions or comments on the ordinance. Hearing none, roll call vote on the main ordinance was requested with the following results: Mayor Sanders-yes, Councilor Tanner-yes, Councilor Cochran-yes, Councilor Shelnut-yes, Councilor Churchwell-yes, and Councilor McCain-yes.

Ordinance passed by unanimous vote of the council as ordinance 2006-18.

**Ordinance 2006-18 passed on July 20, 2006.**

Councilor Churchwell presented an ordinance annexing certain territory into the corporate limits of the City of Pinson, Alabama owned by Kelly Caine located at Lot B, Palmerdale Homesteads Reserved in Block 11 (PID 9-9-6-4-4.001-rr), located at 8086 Brookwood Road.

Councilor Churchwell recommends this be brought into the city. Councilor Cochran duly seconded the motion.

Mayor Sanders call for roll call vote for unanimous consent with the following results: Mayor Sanders-yes, Councilor Tanner-yes, Councilor Cochran-yes, Councilor Shelnut-yes, Councilor Churchwell-yes, and Councilor McCain-yes.

Mayor Sanders call for questions or comments on the ordinance. Hearing none, roll call vote on the main ordinance was requested with the following results: Mayor Sanders-yes, Councilor Tanner-yes, Councilor Cochran-yes, Councilor Shelnut-yes, Councilor Churchwell-yes, and Councilor McCain-yes.

Ordinance passed by unanimous vote of the council as ordinance 2006-19.

**Ordinance 2006-19 passed on July 20, 2006.**

Councilor Churchwell presented an ordinance annexing certain territory into the corporate limits of the City of Pinson, Alabama owned by Robert L & Frances L Quick and John Harold & Judy Q Prickett located at Lots 14 and 25, Willow Ridge, Second Sector, and the adjacent Rights of Way, located at 5388 and 5389 Willow Ridge Lane.

Councilor Churchwell recommends this be brought into the city. Councilor Cochran duly seconded the motion.

Mayor Sanders call for roll call vote for unanimous consent with the following results: Mayor Sanders-yes, Councilor Tanner-yes, Councilor Cochran-yes, Councilor Shelnut-yes, Councilor Churchwell-yes, and Councilor McCain-yes.

Mayor Sanders call for questions or comments on the ordinance. Hearing none, roll call vote on the main ordinance was requested with the following results: Mayor Sanders-yes, Councilor Tanner-yes, Councilor Cochran-yes, Councilor Shelnut-yes, Councilor Churchwell-yes, and Councilor McCain-yes.

Ordinance passed by unanimous vote of the council as ordinance 2006-20.

**Ordinance 2006-20 passed on July 20,2006.**

Councilor Churchwell also noted a letter has been sent to property owners on 79 Highway and encouraged citizens to help distribute annexation forms to other property owners.

**Public Safety:** Councilor Cochran announced two signs have been planted, one on Highway 75 and one on Highway 79, to note entrance into Pinson. Directional signs will be forthcoming.

**Education:** Mayor Sanders gave a brief report on work being done in the schools; Floor down, bleacher work being done, walls being replaced and some structural and repair work being done also. Councilor Cochran also noted work being done on girl's softball field should be completed prior to softball season.

**Zoning & Beautification:** Councilor McCain mentioned committee meeting Friday, August 4<sup>th</sup> at 1:00 p.m. She also noted she and Mr. Harrison are still perusing Sidewalk Project with Alabama DOT.

**Mayor's Report:** Mayor Sanders had City Attorney discuss Parking Ticket issue. Attorney Black stated generally the Code of Alabama would authorize the council to have the power to regulate, prohibit and punish violators in cooperation with County and State laws. The council would have to set up ordinances, assign violations and have a fee schedule. Payment would flow through county magistrate. Attorney Black will obtain copies of other cities ordinances for the council to review. He noted ordinance can be as general or specific as council sees fit. Mayor suspended rules and heard comments for the public on this issue.

Patti Chandler from Innsbrooke would like to see a no parking restriction placed on Innsbrooke Parkway due to heavy traffic on Halloween and during football season. She would like to see restriction 6:00 p.m. to 6:a.m. Discussion was heard on different times for restriction from 4:00 p.m. to no parking anytime. This issue will be discussed more at further meeting.

Mayor Sanders asked Attorney Black about Planning and Zoning Commission for the City of Pinson. Attorney Black referred to 4Site document on pages 34 & 35 on process to establish commission. The Planning Commission and Zoning board would be established by Ordinance and appointed by the council. They would be separate entities and have own powers. They would report to council and terms could be staggered. This would be a nine member board. This would be a volunteer board. A lot of work would be involved in getting this up and running for the city.

**Old Business:** Information was presented by Councilor Cochran on issue of advertising in the Circular for the Butterbean Festival. The council could set criteria and amount of money for ad. An amount ranging from \$1500 to \$5000 was mentioned as appropriate. After discussion on the issue, comments from public and council. Councilor Shelnut moved to pay for an ad in the Butterbean festival Circular to promote the City of Pinson in the amount of \$4000.00. Councilor Cochran duly seconded the motion and noted Brochure criteria must be met. Mayor Sanders Called for a roll call vote on the motion with the following results: Mayor Sanders-yes, Councilor Tanner-yes, Councilor Cochran-yes, Councilor Shelnut-yes, Councilor Churchwell-yes and Councilor McCain-yes. Mayor Sanders, let the record to reflect motion carries unanimously.

**Motion carries to purchase ad in Butterbean Festival Circular.**

**New Business:** An ordinance regulating the maximum occupancy of residential dwellings was presented by Councilor Cochran as offered and was duly seconded by Councilor Tanner. Mayor Sanders called for questions or discussion on ordinance. After brief comments about applying to apartments and mobile homes as well. Mayor Sanders called for a roll call vote with the following results: Mayor Sanders-yes, Councilor Tanner-yes, Councilor Cochran-yes, Councilor Shelnutt-yes, Councilor Churchwell-yes and Councilor McCain-yes.

Ordinance passed by unanimous vote of council as ordinance 2006-21.

**Ordinance 2006-21 passed unanimously on August 3, 2006.**

Councilor Tanner offered a resolution authorizing the Mayor to enter into a contract with the Pinson Valley Youth Association. The resolution was duly seconded by Councilor McCain. This contract would be per child per sporting event, payable by roster in the amount of \$6.00 per child, totaling approximately \$6,600.00, to be paid out in thirds, based upon presentation of the rosters. Mayor Sanders called for a roll call vote with the following results: Mayor Sanders-yes, Councilor Tanner-yes, Councilor Cochran-yes, Councilor Shelnutt-yes, Councilor Churchwell-yes, and Councilor McCain-yes. The resolution passed unanimously as Resolution 06-08.

**Resolution 06-08 passed unanimously on August 3, 2006.**

Councilor Cochran made a motion to authorize the Mayor to pursue hiring a part-time assistant to be at city hall on a regular time schedule. Councilor McCain duly seconded the motion. After discussion on Personnel Board issue and hiring as assistant to have some continuity at City Hall. Mayor Sanders called for all those opposed to say “no”, all in favor say “aye.” Motion carried unanimously.

**Motion to begin process to hire part-time assistant passed.**

Councilor Cochran asked council for any objections on allowing Butterbean Festival to hang banners at each end of Main Street to promote festival. Hearing no objections he will contact Ken Boozer with the county for their approval.

Councilor Shelnutt presented Smoking Ordinance for first reading/discussion and public input. After comments from council, attorney, Ms. Bozeman from Health Department and public comments, amendments may be suggested and copies will be made available to public.

**Public Comments:**

John Harrison- 3709 Fitzgerald Mountain Drive- shared his concerns about Center Point annexing property on 79 and how this could impact City of Pinson. He had questions about legality of process and asked Attorney Black to check into annexation.

Patti Chandler- commended council on involvement and working together.

Brad McGuffie- noted his vote helped put members on the council and though they were doing a good job. He expressed gratitude for a great country.

Ms. Bozeman- noted she had seen City of Pinson signs.

Councilor John Churchwell shared his concerns for the Center Point annexation issue.

Brad McGuffie asked about private vendors at the Butterbean Festival.

Councilor Cochran moved to adjourn. Councilor Tanner duly seconded the motion. Mayor Sanders called for all opposed to say “no”, all in favor say “aye”. Motion to adjourn carried unanimously.

**Approved** \_\_\_\_\_