

## REGULAR MEETING OF THE CITY COUNCIL, LINCOLN, ALABAMA

May 22, 2018

The City Council of the City of Lincoln, Alabama met in regular session in the Council Chambers at City Hall on Tuesday, May 22, 2018 at 6:00 p.m. Mayor Watson called the meeting to order and upon roll call the following answered present: Mayor Watson, Councilmembers Billy Pearson, Jennie Jones, Shelly L. Barnhart and Joey Callahan. Councilmember Sadie Britt was absent. Invocation was given by Councilmember Pearson and Mayor Watson led the Pledge of Allegiance.

Mayor Watson opened the Public Hearing to discuss the following proposed zoning changes: (1) Re-zone Ernestine Fomby property located at 313 Drew Avenue, Lincoln, Alabama from RS-2 Single Family Residential District to MH Manufactured Housing District and (2) Re-zone Tiffany Adkins property located at 289 Ragland Street, Lincoln, Alabama from RS-1 Single Family Residential District to GB General Business District. There was no public comment regarding the rezoning of the Fomby property. Mr. Shelton Sims spoke in favor of the rezoning of the Adkins property informing the Council he wanted to build a neighborhood store. Joshua Vincent spoke informing the Council that he did not want the store in the neighborhood. He also advised that Tony Brannon, Michelle Bailey and Clint Morrow were against the rezoning but were unable to attend due to work. Mr. Chad Houze advised the Planning Commission denied the request due to spot zoning. There was no more public comment and Mayor Watson closed the Public Hearing.

Councilmember Pearson made a motion to approve the minutes of May 8, 2018; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Councilmember Barnhart made a motion to approve the minutes of May 15, 2018; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Councilmember Callahan made a motion to remove the proposed ordinance from the table that removes commercial building permits from the PJ; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan. Councilmember Callahan made a motion to postpone the proposed ordinance removing commercial building permits from the PJ indefinitely; second by Barnhart. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Ordinance 2018-06 annexing the Josh Haralson property located off Spring Hill Road and Old Lincoln Highway. Councilmember Pearson made a motion to accept the first reading as having been read; second by Callahan. The vote was Ayes: Pearson, Jones, Barnhart and Callahan. Councilmember Pearson made a motion to suspend the rules that would otherwise prohibit the immediate consideration of Ordinance 2018-06; second by Callahan. The vote was Pearson – Aye, Jones – Aye, Barnhart – Aye, Callahan – Aye and Mayor Watson – Aye. Motion passed unanimously. Councilmember Barnhart made a motion to adopt Ordinance 2018-06; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Ordinance 2018-07 re-zoning Ernestine Fomby's property located at 313 Drew Avenue, Lincoln, Alabama from RS-2 Single Family Residential District to MH Manufactured Housing District. Councilmember Pearson made a motion to accept the first reading as having been read; second by Barnhart. The vote was Ayes: Pearson, Jones, Barnhart and Callahan. Councilmember Pearson made a motion to suspend the rules that would otherwise prohibit the immediate consideration of Ordinance 2018-07; second by Barnhart. The vote was Pearson – Aye, Jones – Aye, Barnhart – Aye, Callahan – Aye and Mayor Watson – Aye. Motion passed unanimously. Councilmember Barnhart made a motion to adopt Ordinance 2018-07; second by Pearson. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented proposed Ordinance 2018-08 re-zoning Tiffany Adkins property located at 289 Ragland Street, Lincoln, Alabama from RS-1 Single Family Residential District to GB General Business District. Councilmember Pearson made a motion to accept the first reading as having been read; second by Barnhart. The vote was Ayes: Pearson, Jones, Barnhart and Callahan. Councilmember Callahan made a motion to suspend the rules that would otherwise prohibit the immediate consideration of Ordinance 2018-08; second by Jones. The vote was Pearson – Aye, Jones – Aye, Barnhart – Aye, Callahan – Aye and Mayor Watson – Aye. Motion passed unanimously. Councilmember Pearson made a motion to adopt Ordinance 2018-08; second by Barnhart. The vote was Pearson – Aye, Jones – Nay, Barnhart – Aye, Callahan – Nay and Mayor Watson – Nay. Motion failed to pass.

Mayor Watson presented Resolution 2018-27 declaring the Rayon property located at 430 Eureka Road a nuisance. Councilmember Callahan made a motion to adopt Resolution 2018-27; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Resolution 2018-28 declaring the Dorsey property located at 100 Taylors Farm Drive a nuisance. Councilmember Barnhart made a motion to adopt Resolution 2018-28; second by Callahan. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Resolution 2018-29 declaring the Luckie and Colburn property located at 26 Wyatt Blvd a nuisance. Councilmember Barnhart made a motion to adopt Resolution 2018-29; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Resolution 2018-30 declaring the Swindeall property located at 20 Guy Drive a nuisance. Councilmember Barnhart made a motion to adopt Resolution 2018-30; second by Callahan. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Resolution 2018-31 declaring the Swindeall property located at 20 Guy Drive a nuisance. Councilmember Barnhart made a motion to adopt Resolution 2018-31; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Resolution 2018-32 declaring the Driscoll property located at 625 Oxford Road a nuisance. Councilmember Barnhart made a motion to adopt Resolution 2018-32; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Resolution 2018-33 declaring the Brown property located at 75 Camerons Way a nuisance. Councilmember Barnhart made a motion to adopt Resolution 2018-33; second by Callahan. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Resolution 2018-34 declaring the Donnelly property located at 1011 Magnolia Street a nuisance. Councilmember Jones made a motion to adopt Resolution 2018-34; second by Barnhart. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Mayor Watson presented Resolution 2018-35 authorizing the Mayor to take action to obtain disbursement of rural water development funds from the Talladega County Commission. Councilmember Callahan made a motion to adopt Resolution 2018-35; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Councilmember Barnhart made a motion to authorize the Mayor to execute Change Order No.1 on Mitchell Circle Drainage project with a decrease of \$909.00 from the contract price; second by Pearson. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Councilmember Pearson made a motion to authorize the Mayor to execute a Real Estate Purchase Contract in the amount of \$110,400.00 for property located on Jackson Trace; second by Callahan. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

Councilmember Jones made a motion to approve the sale of the Pike house on Magnolia Street in the amount of \$95,000 with the following conditions: the City pays \$3,000 towards closing, the standard ½ attorney's fee, ½ title, prorated taxes, termite bond and wood infestation report; second by Callahan. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

There being no further business to come before the Council, Pearson made a motion to adjourn; second by Jones. The vote was Ayes: Pearson, Jones, Barnhart and Callahan.

  
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Carroll L. Watson, Mayor

Attest:

  
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Laura S. Carmack, City Clerk