

**MINUTES**  
**October 20, 2021**  
**Irondale City Council Meeting - City Council Chambers, City**  
**Hall Regular Council Meeting at 6:00 p.m.**

- I. Invocation and Pledge** - Councilor Box led the invocation and pledge.
- II. Call to Order** - *The meeting was called to order by President Pro-tem John London at 6:00 p.m.*

**III. Roll Call**

**Present**

John London, President Pro-tem  
Cindy Cuellar  
Robert Box  
Aaron Sims

**Absent**

David Spivey, Council President

- IV. Approval of Minutes for the Regular Council Meeting on October 6, 2021.** *Councilor Box made a motion to approve the minutes. This motion was seconded by Councilor Sims. A vote was held and this motion passed unanimously.*

- V. Approval of Current Bills for Payment (\$227,732.68)** - *Councilor Box made a motion to approve bills in the amount of \$227,732.68. This motion was seconded by Councilor Sims. A vote was held and this motion passed unanimously.*

- VI. Professional/Consultants' Reports** - *None*

- VII. Mayor's Report, Announcements, Special Guest**

- VIII. Department Heads' Reports**

*Chief Josh McDaniel – Introduction of new hire for Building Inspections Department, Kenton Kennedy, Building Inspector*

**Councilmembers, Standing Committees, or Special Committee Reports**

- A. David Spivey
- B. John London
- C. Cindy Cuellar
- D. Robert Box
- E. Aaron Sims

- IX. Reports of Boards and Non-Council Committees**

*Julie Gardner, Irondale Chamber of Commerce*

*John Schoen – Exchange Club*

**X. Public Hearing**

*A public hearing was held so that the City Council could hear comments from interested citizens concerning the proposed authorization by the City, pursuant to Amendment No. 772 to the Constitution of Alabama of 1901, as amended, of the terms of the certain Amended and Restated Project Development, Funding and Cooperation Agreement (HEPLEEDS Project) by the City and HEPLEEDS, LLC for the following:*

*Pursuant to the Agreement and in consideration of the public benefits to accrue from the establishment and the operation of such commercial and retail development and facilities by the Developer in the City, the City will make economic development payments to the Developer of the net sales tax proceeds actually received by the City from the development established by the Developer at Old Leeds Road/Grants Mill Road in the maximum aggregate amount of \$8,600,000 for a period of twenty years.*

*There were no persons present who spoke against this proposed agreement.*

*Bert Boykin, attorney for the developer, HEPLEEDS, LLC, spoke in favor of the project.*

*Councilor Cuellar made a motion to close the public hearing. This motion was seconded by Councilor Box. A vote was held and this motion passed unanimously.*

- XI. Council Deliberation on Agenda Items Only** – *The City Council discussed all agenda items.*
- XII. Approval of the Full Agenda** – *Councilor Box made a motion that Items 1, 4, 5, 6 and 7 remain on the consent agenda, as amended, and that the full agenda be approved. Councilor Sims seconded this motion. A vote was held and this motion passed unanimously.*
- XIII. Public Comments on Agenda Items Only** – *There were no public comments on agenda items.*
- XIV. Consent Agenda** - *Councilor Box made a motion that all items on the consent agenda be approved, as amended. Councilor Cuellar seconded this motion. A vote was held and this motion passed unanimously.*

**New Business**

1. Resolved, That Resolution 2021-R-127 authorizes Mayor James D. Stewart, Jr. to execute a Third Amended and Restated Project Development, Funding and Cooperation Agreement with HEPLEEDS, LLC and the issuance of a limited obligation warrant in the amount of \$8,600,000.00 to evidence the obligations of the City to HEPLEEDS under such agreement. (*Mayor*)

4. Resolved, That Resolution 2021-R-130 allows employees to sell back up to 80 hours of vacation leave if an employee's accrued leave balance exceeds the maximum allowable amount permitted by the Personnel Board of Jefferson County. *(City)*
5. Resolved, That Resolution 2021-R-131 authorizes the execution of a Service Agreement with Heidi's Kids in the amount of \$3,500.00. *(Spivey and Mayor)*
6. Resolved, That Resolution 2021-R-132 authorizes the execution of a Service Agreement with Fishes, Loaves & Love in the amount of \$2,000.00. *(Mayor)*
7. Resolved, That Resolution 2021-R-133 agrees to extend time for appeal of demolition order by the City Council on the Siesta Motel for a period of ninety (90) days. *(City)*

## **XV. Regular Agenda**

### **New Business**

2. Resolved, That Resolution 2021-R-128 amends Resolution 2020-R-63 to appoint Ezra Jordan as the Municipal Court Public Defender and Everett Wess as the Alternate Municipal Court Public Defender. *(Colston)*

*Councilor Box made a motion that Resolution 2021-R-128 be moved. Councilor Cuellar seconded this motion. A vote was held and this motion passed on a 3-0-1 vote with Councilor Sims abstaining.*

3. Resolved, That Resolution 2021-R-129 approves the 2022 Holiday Schedule for City Employees. *(City)*

*Councilor Box made a motion that Resolution 2021-R-129 be moved. Councilor Sims seconded this motion. A vote was held and this motion passed on a 3-1-0 vote with Councilor Cuellar voting against the motion.*

1. Ordained, That Ordinance 2021-23 in the City of Irondale, Alabama amends Section 23 - License Fee Schedule, Schedule Z of Ordinance No. 2007-47 to modify the minimum license fee for Motels, Motor Hotels, and Hotels from a per room basis to a minimum license fee of \$100.00 plus an amount equal to one-tenth ( $\frac{1}{10}$ ) of 1% of gross receipts in excess of \$20,000.00 during the preceding year. *(Mayor)*

*Councilor Box made a motion that Ordinance 2021-23 be considered read. Councilor Sims seconded this motion. A roll call vote was held and this motion passed with all councilors voting in favor of the motion.*

*Councilor Box made a motion that all rules that would prevent the immediate consideration of Ordinance 2021-23 be suspended. Councilor Cuellar seconded this motion. A vote was held and this motion passed with all councilors voting in favor of*

*the motion.*

*Councilor Box made a motion that Ordinance 2021-23 be adopted. Councilor Cuellar seconded this motion. A vote was held and this motion passed with all councilors voting in favor of the motion.*

**XVI. Public Comments to the Council**

*John Bartlett – concerns over property adjoining alley*

**XVII. Executive Session** – Discussion on negotiations involving matters of trade or commerce  
(Council will not reconvene following completion of executive session)

*Councilor Cuellar made a motion to enter into executive session for the purpose of discussing negotiations involving matters of trade or commerce. Councilor Box seconded this motion. A roll call vote was held and this motion passed with all councilors voting in favor of the motion.*

**XVIII. Adjournment**

*The meeting was adjourned at 8:08 p.m.*