

# CITY OF TARRANT

## CITY COUNCIL MEETING

MAY 3<sup>rd</sup>, 2021 AT 7PM

CITY HALL

## AGENDA

1. Call to Order
2. Prayer & Pledge
3. Roll Call
4. Approval of minutes from the following:
  - a. April 19<sup>th</sup>, 2021 Meeting
5. Communications from the Mayor
  - a. Damian Gilbert- Regions Bank
    - i. Work Session Presentations
      1. David Warren – Tarrant City Tide
      2. RAD Communications
      3. Alabama Aerospace & Aviation High School
6. Committee Reports
7. Old Business
  - a. Resolution #8786 – Head Start Zoning
8. New Business
  - a. Ordinance #1137 – Amending Ordinance #1128
  - b. Resolution #8788 – Nepotism Policy
  - c. Resolution #8789 – Temporarily Permitting Yard Sales
  - d. Resolution #8790 – Invitation to Bid – Public Safety Building Roof
9. Other Business
10. Public Comment
11. Vouchers and Expenses
12. Adjourn

*The next scheduled council meeting will be May 17<sup>th</sup>, 2021.*

**City of Tarrant  
Council Meeting Minutes  
Monday, May 3<sup>rd</sup>, 2021  
Tarrant City Hall**

**The City Council of the City of Tarrant, Alabama** met for regular work session on Monday, May 3<sup>rd</sup>, 2021 at 7:00pm at City Hall. passed. Mayor Newton called the meeting to order. Reverend John Earls of Tarrant Baptist Methodist Church gave the invocation and Building Inspector Donald Ferris led the Pledge of Allegiance.

Councilman Bryant made a motion to appoint Kim Stone as acting clerk with a second from Threadford. There was no discussion. All present voted yes. Motion passed.

The following officials were present during roll call:

Wayman A. Newton	Mayor
Veronica Bandy Freeman	Council Member
Tracie B. Threadford	Council Member
Catherine “Cathy” Anderson	Council Member
Deborah “Debbie” Matthews	Council Member
John T. “Tommy” Bryant	Council Member

First the council considered the minutes from the April 19<sup>th</sup>, 2021 Regular Meeting.

Council member Threadford made a motion to approve the minutes with a second from Bryant. There was no more discussion. Mayor Newton then called for a roll call vote

Yeas:

Council member Freeman  
Council member Threadford  
Council member Anderson  
Council member Matthews  
Council member Bryant  
Mayor Newton

Nays:

None

Motion passed.

The Mayor then spoke to the council about things happening around town. Corporal Fields and Lieutenant George told the council about the police department receiving a \$15,000 grant for body cameras from the Community Service Fund. James Phillips & Charlie Williams spoke to the council about issuing tickets for dumping. Mayor Newton told the council that he was starting the process to hire a new police chief by hiring Absolute Strategies to help with that. Scott Evans spoke to the council about events going on at the recreation center. Todd McGill told the council about things going on at the electric department.

Council member Bryant made a motion to take a 15-minute recess. Council member Threadford gave a second. There was no discussion. A roll call vote was held.

Yeas:

Council member Freeman  
Council member Threadford  
Council member Anderson  
Council member Matthews  
Council member Bryant  
Mayor Newton

Nays:

None

Motion passed.

After 15 minutes, the council came back and Mayor Newton re-adjoined the meeting and asked for another roll call.

The following officials were present during roll call:

Wayman A. Newton	Mayor
Veronica Bandy Freeman	Council Member
Tracie B. Threadford	Council Member
Catherine "Cathy" Anderson	Council Member
Deborah "Debbie" Matthews	Council Member
John T. "Tommy" Bryant	Council Member

Under old business, council member Threadford made a motion to approve Resolution #8789 – Head Start Zoning. Council member Freeman gave a second. There was no discussion. A roll call vote was held.

Yeas:

Council member Freeman  
Council member Threadford  
Council member Anderson  
Council member Matthews  
Council member Bryant  
Mayor Newton

Nays:

None

Motion passed.

The council then considered Ordinance #1137 – Amending Ordinance #1128. After much discussion, council member Bryant made a motion to table the ordinance until the next meeting with a second from Threadford. There was no discussion. A roll call vote was held.

Yeas:

Council member Freeman  
Council member Threadford  
Council member Anderson  
Council member Matthews  
Council member Bryant  
Mayor Newton

Nays:

None

Motion passed.

Council member Threadford then asked to suspend the rules so that she could give a presentation. She asked resident Claire Calmore to speak to the council. The resident had a complaint about the school board.

Next the council considered Resolution #8788 – Nepotism Policy. Council member Threadford made a motion to approve with a second from Anderson. The council discussed that this was currently a rule for Jefferson County. Mayor Newton called for a roll call vote.

Yeas:

Council member Freeman  
Council member Threadford  
Council member Anderson  
Mayor Newton

Nays:

Council member Matthews  
Council member Bryant

Motion passed.

Council member Bryant made a motion to approve Resolution #8789 – Temporarily Allowing Yard Sales. Council member Anderson gave a second. There was no discussion. A roll call vote was held.

Yeas:

Council member Freeman  
Council member Threadford  
Council member Anderson  
Council member Matthews  
Council member Bryant  
Mayor Newton

Nays:

None

Motion passed.

Council member Threadford made a motion to approve Resolution #8790 – Invitation to Bid – Public Safety Building Roof with a second from Bryant. There was no discussion. A roll call vote was held.

Yeas:

Council member Freeman  
Council member Threadford  
Council member Anderson  
Council member Matthews  
Council member Bryant  
Mayor Newton

Nays:

None

Motion passed.

There was no other business.

Mayor Newton then opened the floor for public comment. Jackie Auer spoke about council man Bryant. The next 3 residents ceded their time to Jackie. A resident of Woodrow Street spoke to the council about an abandoned home near hers where people were living in the back yard. David Pullum questioned the council and present Board of Education members about the old Tarrant High School.

Council member Matthews then made a motion to approve payments of payroll and expense vouchers by the City and Electrical Department with a second from Freeman. A roll call vote was held.

Yeas:

Council member Freeman  
Council member Threadford  
Council member Anderson  
Council member Matthews  
Council member Bryant  
Mayor Newton

Nays:

None

Motion passed.

Council member Threadford made a motion to adjourn with a second from Bryant. There was no discussion. All present voted yes.

Motion passed. Meeting adjourned.

READ AND APPROVED THIS THE 21<sup>ST</sup> DAY OF JUNE, 2021.

ATTEST: Kim Stone  
Kim Stone, Acting City Clerk

APPROVED: Wayman A. Newton  
Wayman A. Newton, Mayor

**CITY COUNCIL OF THE CITY COUNCIL OF TARRANT, ALABAMA**

**ORDINANCE NO. 1136**

**AN ORDINANCE TO AMEND ORDINANCE NO. 1128  
REQUIRING THAT FACE COVERINGS OR MASKS BE  
WORN IN PUBLIC IN THE CITY OF TARRANT,  
ALABAMA DURING THE COVID-19 PUBLIC HEALTH  
EMERGENCY AND RECOVERY**

BE IT ORDAINED by the City Council of the City of Tarrant, Alabama, in session duly assembled and by authority thereof as follows:

SECTION 1: Ordinance No. 1128 shall remain in effect until 11:59 p.m. on June 15, 2021. Prior to that time, this ordinance shall be evaluated to determine if, in accordance with federal, state and local authorities, including the appropriate health authority(ies), the COVID-19 emergency conditions require continuation or modification of this ordinance, including further relaxing of its restrictions, or if it shall expire without further amendment. If there is insufficient information to make such a determination at the regularly scheduled meeting of the City Council closest to June 15, 2021, the ordinance shall continue in full force and effect until the Council meets to review this ordinance with respect to any changed conditions.

SECTION 2. Failure to comply with this ordinance is punishable by a fine of up to \$500.00 and/or up to thirty (30) days in the municipal jail.

SECTION 3. If any subsection, sentence, clause, phrase, or word of this ordinance, as amended, or any application of it to any person, structure, or circumstance is held to be invalid or unconstitutional by a final decision of a court of competent jurisdiction, then such decision shall not affect the validity of the remaining portions or applications of this ordinance, as amended.

SECTION 4. This ordinance shall become effective immediately upon its adoption, approval and publication or as otherwise provided by law. To the extent that this ordinance is in conflict with other ordinances of the City, this ordinance shall supersede the others until this ordinance is amended or repealed.

ADOPTED AND APPROVED THIS THE 5<sup>th</sup> DAY OF APRIL, 2021.

  
\_\_\_\_\_  
WAYMAN A. NEWTON, MAYOR

ATTEST:

  
\_\_\_\_\_  
Aislinn O'Donohoe, Acting City Clerk

**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

I, Aislinn O'Donohoe, Acting City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a Resolution duly adopted by the City Council of the City of Tarrant, Alabama, on the 15<sup>th</sup> day of April, 2021.

Witness my hand and seal of office this 15<sup>th</sup> day of April, 2021.



Aislinn O'Donohoe, Acting City Clerk

**CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA**

**RESOLUTION NO. 8786**

**A RESOLUTION ALLOWING THE BUILDING INSPECTOR TO  
MAKE AN INTERPRETATION TO CLASSIFY THE**

**WHEREAS**, the Head Start Program was designed to help break the cycle of poverty by providing preschool children of low-income families with a comprehensive program to meet their emotional, social, health, nutritional and psychosocial needs; and

**WHEREAS**, we have two (2) Head Start Programs in the City of Tarrant located at 1269 Portland Street (Tarrant Elementary School) and 1425 East Lake Boulevard (Tarrant Intermediate School); and

**WHEREAS**, in order for the Head Start Program to receive funding from the federal government, they must be in a zone that is designated for educational use; and

**WHEREAS**, the current zoning for both locations is Residential High Density zone (R-HD); and

**WHEREAS**, there is no educational uses in the City of Tarrant zoning code; and

**WHEREAS**, in the City of Tarrant Code of Ordinances, Article 4, Section 4.02 – Unclassified Uses it states “In the event the building inspector receives an application for a use that is not listed or that does not appropriately fit a use classification provided within this ordinance, the following procedure shall apply: (a) If compatible with the existing zone intent, the unclassified use shall be permitted as a conditional use by the council.”; and

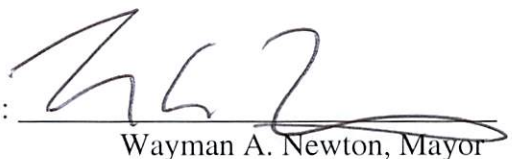
**WHEREAS**, the Building Inspector recommends to the City Council of the City of Tarrant, Alabama that these two locations be allowed to fall under the Town Center Zone; and

**WHEREAS**, allowing this will enable the Head Start Program to use these facilities which will in turn allow the children to have a better chance at moving forward in their education;

**THEREFORE, BE IT RESOLVED by the City Council of the City of Tarrant, Alabama** while in regular session on Monday, April 19<sup>th</sup>, 2021 at 7 pm as follows:

**Section 1.** That the Head Start Program be allowed to occupy the two (2) locations listed above as a conditional use.

ADOPTED AND APPROVED THIS THE 3<sup>RD</sup> DAY OF MAY, 2021.

APPROVED:   
Wayman A. Newton, Mayor

ATTEST:   
Kim Stone, Acting City Clerk



**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

I, Kim Aronw, Acting City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a Resolution duly adopted by the City Council of the City of Tarrant, Alabama, on the 3<sup>rd</sup> day of May, 2021.

Witness my hand and seal of office this 3<sup>rd</sup> day of May, 2021.



\_\_\_\_\_  
Kim Stone, Acting City Clerk



**CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA**

**RESOLUTION NO. 8788**

**A RESOLUTION ESTABLISHING A POLICY AND PROCEDURE FOR THE CITY OF TARRANT TO PREVENT NEPOTISM IN THE WORKPLACE WHICH IS DEEMED DETRIMENTAL TO THE GOOD ORDER AND EFFICIENT OPERATION OF GOVERNMENT AND AT THE SAME TIME ENSURING THAT QUALIFIED PERSONS HAVE AN EQUAL OPPORTUNITY TO OBTAIN AND SERVE IN MERIT SYSTEM AND NON-MERIT SYSTEM POSITIONS ALIKE BY ESTABLISHING ANTI-NEPOTISM PROVISIONS THAT APPLY CITY-WIDE**

**BE IT RESOLVED** by the City Council of the City of Tarrant, Alabama while in regular session on Monday, May 3<sup>rd</sup>, 2021 at 7:00 pm as follows:

**WHEREAS**, employment selection, evaluation, promotion and compensation of City personnel should be based solely upon an individual's merit; and

**WHEREAS**, favoritism based on personal or family relationships between employees conflicts with the principle of employment based on merit; and

**WHEREAS**, the City of Tarrant, Alabama is an Equal Employment Opportunity Employer and wishes to avoid such favoritism and can do so most effectively by establishment of general restrictions against the occurrences of personal or family relationships in the workplace; and

**WHEREAS**, a general policy concerning the employment of related persons, applicable to all personnel practices within the City of Tarrant is necessary and desirable.

**NOW THEREFORE**, the City Council of the City of Tarrant herewith adopts the following Anti-Nepotism Policy concerning the concurrent employment of related persons:

**A. Basic Principles**

City employees and applicants are evaluated on the basis of individual merit, without consideration of race, color, age, disability, sex, religion, national origin, or any other factors unrelated to qualifications and performance, the following restrictions are initiated to avoid the possibility of favoritism based on personal or family relationships and shall be adhered to by all City personnel.

1. Related persons shall not serve concurrently within the same department in any case where one related person holds a position having responsibility for the direct supervision of the other related person.
2. With regard to proposed employment decisions which would result in concurrent employment decisions within the same department (or other comparable capacity), a person related to an incumbent employee may not be selected if qualifications of other prospective employees for the available position demonstrably exceeds those of the related person.
3. With respect to the concurrent employment of related persons within the same department (or other comparable capacity), neither related person shall be allowed to participate in the evaluation of the other related person.
4. With respect to department heads of the City of Tarrant, a person may not serve as a department head of any department if there exists within that

department any person with any (Alabama) legally recognized degree of kinship to any department head.

5. No person may be considered for employment in any department within the City of Tarrant wherein such person is related in any (Alabama) legally recognized degree of kinship to the department head in which he or she is seeking employment.
6. With respect to supervisors, a person may not serve as a supervisor within any department if there exists within any department which he or she oversees any person where any (Alabama) legally recognized degree of kinship exists between the supervisor and any employee within the department he or she oversees.

#### **B. Definition of "Related Persons"**

The following relationships are sufficiently immediate to implore restrictions against concurrent service of related persons:

1. Parent and child.
2. Brother and sister.
3. Grandparent and grandchild.
4. Aunt/uncle and niece/nephew.
5. First cousin.
6. Stepparent and stepchild.
7. Stepbrother and stepsister.
8. Husband and wife.
9. Parent-in-law and children-in-law.
10. Brother-in-law and sister-in-law.
11. Guardian and ward.
12. Any of the above relationships created by adoption.
13. Persons involved in amatory relationships, meaning relationships without the benefit of marriage; two persons engaged in a sexual union or romantic courtship.

#### **C. Newly Formed Relationships**

In the event a relationship is created by employees during their employment that violated this policy, one of the persons affected must accept a comparable reassignment, if one is available, or be terminated. In the event an employee creates a relationship that violates this policy and affects the employment of an employee who is not a part of the relationship, it is incumbent upon the employee who created the violation to seek an available reassignment or be terminated.

#### **D. Policy Intent**

This policy is not intended to preclude relatives from obtaining employment at the City of Tarrant, but rather to *avoid* favoritism by influencing actions such as, but not limited to, hiring, supervision, promotion and/or evaluation of prospective and existing relatives employed by the County.


Examples of various prohibited actions set forth herein are not all actions that could result in a violation of this policy and are simply itemized for clarity and should not be construed as an all inclusive list. Any questions or comments regarding the policy should be addressed to:

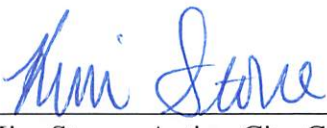
City Clerk  
Tarrant City Hall  
1133 East Lake Blvd  
Tarrant, AL 35217

**E. Effective Date**

The provisions of this policy shall be applicable prospectively only, to appointments made after the adoption of this policy.

ADOPTED AND APPROVED THIS THE 3<sup>RD</sup> DAY OF MAY, 2021.

APPROVED:   
Wayman A. Newton, Mayor

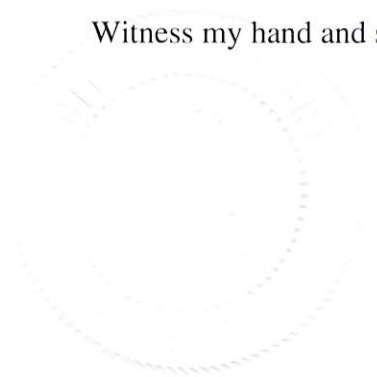
ATTEST:   
Kim Stone , Acting City Clerk

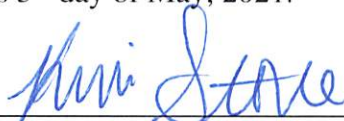
**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

I, Kim Stone, Acting City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a Resolution duly adopted by the City Council of the City of Tarrant, Alabama, on the 3<sup>rd</sup> day of May, 2021.

Witness my hand and seal of office this 3<sup>rd</sup> day of May, 2021.



  
Kim Stone, Acting City Clerk

CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA

RESOLUTION NO. 8789

A RESOLUTION PERMITTING TEMPORARY YARD SALES  
IN THE GENERAL BUSINESS DISTRICT

**WHEREAS**, pursuant to Ordinance Number 979, anyone wishing to have a yard sale or garage sale must buy a special events license for \$10 (ten dollars); and

**WHEREAS**, pursuant to Ordinance Number 979, yard or garage sales cannot be held in a business zones (Neighborhood Center, General Business, and Town Center) or industrial zones (Light Industrial, General Industrial, and Planned Industrial);

**WHEREAS**, the City of Tarrant wishes to promote a weekend to allow residents to clean up and clean out their properties; and

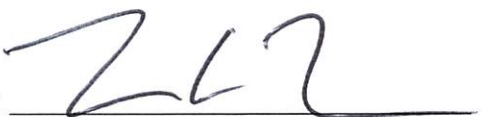
**WHEREAS**, the City of Tarrant wishes to allow residents the opportunity to sell these items they may no longer have need of; and

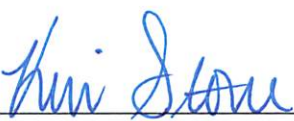
**WHEREAS**, the City of Tarrant wishes promote yard sales and garage sales across the city to aid in the city-wide clean-up effort; and

**WHEREAS**, the City of Tarrant wishes to have a special day, when all residents wishing to sell their items, may conduct a yard or garage sale, anywhere in the City of Tarrant, including the General Business, Zone or Town Center, without having to obtain a permit.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Tarrant, Alabama while in regular session on Monday, May 3<sup>rd</sup>, 2021 at 7:00 pm that the City Council hereby allows yard and garage sales to operate without a permit and in any zone from daylight to dusk on Saturday, May 22, 2021 or Saturday, June 5<sup>th</sup>, 2021 in case of unforeseen weather issues.

ADOPTED AND APPROVED THIS THE 3RD OF MAY, 2021

APPROVED:   
Wayman A. Newton, Mayor

ATTEST:   
Kim Stone, Acting City Clerk

**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

I, Kim Stone, Acting City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a Resolution duly adopted by the City Council of the City of Tarrant, Alabama, on the 3<sup>rd</sup> day of May, 2021.

Witness my hand and seal of office this 3<sup>rd</sup> day of May, 2021.



  
Kim Stone, Acting City Clerk



CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA

RESOLUTION NO. 8790

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN INVITATION TO BID FOR THE REPLACEMENT OF THE ROOF OF THE TARRANT PUBLIC SAFETY BUILDING

WHEREAS, the roof of the Tarrant Public Safety building is in disrepair;

WHEREAS, the City Council finds that there is cause to replace the roof;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Tarrant, Alabama, as follows:

- 1. The City Clerk is authorized to issue an Invitation to Bid in a form approved by the Mayor and the City Attorney for the replacement of the Tarrant Public Safety building roof.
- 2. Sealed bids must be received in the City Clerk’s Office at Tarrant City Hall, 1133 East Lake Boulevard, Tarrant, AL 35217 at a date and time selected by the Mayor and identified in the Invitation to Bid at which time the bids will be publicly opened and read aloud in the Tarrant City Hall Council Chambers.
- 3. The City reserves the right to reject any or all bids, to waive irregularities and/or informalities in any bid, and to award a contract in any manner, consistent with law, deemed in the best interests of the City.
- 4. The Mayor and other officers and employees of the City acting at the direction of the Mayor are hereby authorized to execute any claim forms, pleadings, engagement agreements, waivers, or other documents that may be necessary to preserve the City’s interests relative to the matters described herein.

ADOPTED AND APPROVED THIS THE 3RD DAY OF MAY, 2021

APPROVED: Wayman A. Newton  
Wayman A. Newton, Mayor

ATTEST: Kim Stone  
Kim Stone, Acting City Clerk

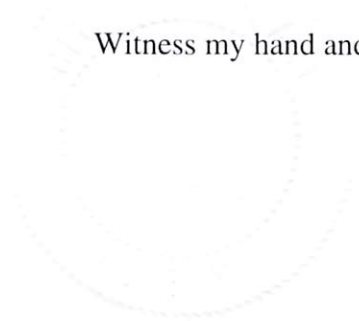
**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

I, Kim Stone, Acting City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a Resolution duly adopted by the City Council of the City of Tarrant, Alabama, on the 3<sup>rd</sup> day of May, 2021.

Witness my hand and seal of office this 3<sup>rd</sup> day of May, 2021.

Kim Stone  
Kim Stone, Acting City Clerk



**SIGN IN SHEET**  
**City of Tarrant**  
**City Council Meeting**

May 3<sup>rd</sup>, 2021 at 7:00 p.m.

Please sign in if you wish to address the City Council

NAME	ADDRESS	PHONE NO.	SUBJECT
1. Jankie Auer	Wharton Dr		Ethics
2. Gabriel Mendez-Franco	1208 Thomasob Avenue	205-569-9852	Ethics
3. Drew <del>R</del> <sup>Kramer</sup>	1407 C		Ethics
4. Sierra Kramer	Ford		Ethics
5. Clara Palmer	Wootton W		Ethics
6. <del>Palmer</del> <sup>Palmer</sup>	Woodrow Dr		Ethics
7. David Pullom	Enfield St.		
8.			
9.			
10.			
11.			
12.			