

City of Ashville
Council Meeting
October 7, 2024 @ 6:00 PM

Mayor Derrick Mostella called the Council meeting to order at 6:01pm on October 7, 2024.

Mayor Derrick Mostella, Councilmembers Adam Abernathy, Robin Bowlin, Shirley Smith and Denise Williams were present. Councilmember Edward Roscoe Lane was absent.

Mayor Derrick Mostella asked for a motion to approve the final meeting agenda. Councilmember Shirley Smith made a motion to approve the final meeting agenda; Councilmember Denise Williams seconded the motion; all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve the minutes from the September 16, 2024, Council Meeting. Councilmember Denise Williams made a motion to approve the minutes from the September 16, 2024, meeting; Councilmember Shirley Smith seconded the motion; all councilmembers voted yes, motion approved.

Mayor Derrick Mostella asked for a motion to table the appointment of a replacement for Eloise Williams thru 06/05/2026 on the ZBA Board till the October 21, 2024 meeting. Councilmember Denise Williams made a motion to table the appointment of a replacement for Eloise Williams thru 06/05/2026 on the ZBA Board till the October 21, 2024 meeting; Councilmember Shirley Smith seconded the motion; all councilmembers voted yes, motion approved.

Mayor Derrick Mostella opened the public hearing for public comments regarding Ordinance 2024-017 to Amend MUTC Zoning Regulations at 6:04pm. There were no comments from the public. Mayor Derrick Mostella closed the public hearing at 6:05pm.

Mayor Derrick Mostella asked for a motion to suspend the rules of order and consider Ordinance 2024-017 Amend the MUTC Zoning Ordinance. Councilmember Denise Williams made a motion to suspend the rules of order and consider Ordinance 2024-017 Amend the MUTC Zoning Ordinance. Councilmember Robin Bowlin seconded the motion. In a roll call vote, Councilmember Shirley Smith voted yes, Councilmember Denise Williams voted yes, Councilmember Adam Abernathy voted yes, Mayor Derrick Mostella voted yes, Councilmember Robin Bowlin voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve Ordinance 2024-017 Amend the MUTC Zoning Ordinance, Councilmember Shirley Smith made a motion to approve Ordinance 2024-017 Amend the MUTC Zoning Ordinance. Councilmember Robin Bowlin seconded the motion; all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to reject the bids on the park renovation due to the scope of work changing. Councilmember Shirley Smith made a motion to reject the bids on the park renovation due to the scope of work changing; Councilmember Denise Williams seconded the motion; all councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve Resolution 2024-020 Support of the ARC of St. Clair County. Councilmember Denise Williams made a motion to approve Resolution 2024-020 Support of the ARC of St. Clair County; Councilmember Shirley Smith seconded the motion; all councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve the agreement with the ARC of St. Clair County in the amount of \$1,500.00. Councilmember Denise Williams made a motion to approve the agreement with the ARC of St. Clair County in the amount of \$1,500.00. Councilmember Shirley Smith seconded the motion; all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve the Animal Control Contract with Pell City Animal Control Center from October 1, 2024 – December 31, 2024, in the amount of \$1,960.00. Councilmember Denise Williams made a motion to approve the Animal Control Contract with Pell City Animal Control Center from October 1, 2024 – December 31, 2024, in the amount of \$1,960.00. Councilmember Robin Bowlin seconded the motion; all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve the following St. Clair County Services for FY2025: Central Dispatch Fee \$50,539.68, Adult Inmate Housing Fee \$40.00 per day, Drug Enforcement Unit Fee \$7,500.00, and EMA Fee \$1,200.00. Councilmember Shirley Smith made a motion approve the St. Clair County Services for FY2025. Councilmember Robin Bowlin seconded the motion; all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve the quote submitted by Garner & Associates to repair the roof at the fire station in the amount of \$2,500.00. Councilmember Denise Williams made a motion to approve the quote submitted by Garner & Associates to repair the roof at the fire station in the amount of \$2,500.00. Councilmember Shirley Smith seconded the motion, all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to pay the bills due. Councilmember Denise Williams made a motion to approve the bills due. Councilmember Shirley Smith seconded the motion, all Councilmembers voted yes; motion approved.

Announcements:

- The next City Council meeting will be October 21, 2024, at 6pm.
- Fall Festival & Car Show – Saturday, October 26, 2024, from 10am-2pm
- Sweets on the Square – Thursday, October 31, 2024, 6pm – 8pm.

City Attorney Kyle Barrentine advised the council and public that it was his understanding that the Mayor and Council were considering going into an executive session for the purpose of discussing the sale of real property. He further stated that there are certain requirements that must be met in order for the Mayor and Council to go into executive session. The purpose for the executive session must be one allowed under the code, which in this case was to discuss the consideration the City is willing to offer or accept when considering the purchase, sale, exchange, lease, or market value of real property. The public must be advised of the anticipated time that the Mayor and Council will remain in executive session, which in this case was approximately 20-25 minutes. The public must also be advised of the whether the Mayor and Council will reconvene the public meeting following the executive session and whether they anticipate taking any action when they return to the public meeting, which in this case the Mayor and Council will be adjourning from the executive session and not taking any action. The Mayor and Council were also informed that they would be provided with a letter outlining these requirements and Attorney Barrentine's opinion that the issue to be discussed qualified for executive session under the code. Finally, the Mayor and Council were advised that if they desired to enter an executive session there must be a motion including the information required, a second to that motion, and roll call vote in the affirmative.

Mayor Mostella asked for a motion to enter executive session based on the information outlined by the City's Attorney. Councilmember Densie Williams made a motion to enter executive session based on the information outlined by the City's Attorney. Councilmember Robin Bowlin seconded the motion; Councilmember Shirley Smith votes yes, Councilmember Denise Williams votes yes, Councilmember Adam Abernathy votes yes, Mayor Derrick Mostella votes yes, and Councilmember Robin Bowlin votes yes, motion unanimously approved.

Derrick Mostella, Mayor

Chrystal St. John, City Clerk