

City of Ashville
Council Meeting
August 5, 2024 @ 6:00 PM

Mayor Derrick Mostella called the Council meeting to order at 6:17pm on August 5, 2024.

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

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

Mayor Derrick Mostella asked for a motion to approve the minutes from the July 15, 2024, Council Meeting. Councilmember Shirley Smith made a motion to approve the minutes from the July 15, 2024, meeting; Councilmember Denise Williams seconded the motion; all councilmembers voted yes, motion approved.

Mayor Derrick Mostella asked for a motion to approve the consulting contract with Randy Thompson in the amount of \$250.00 per month for six months. Councilmember Robin Bowlin made a motion to approve the consulting contract with Randy Thompson in the amount of \$250.00 per month for six months. Councilmember Shirley Smith seconded the motion; all councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to table Ordinance 2024-010 Amend the Zoning Ordinance for Parcel 110308000308001 PPIN 5750 (Nathan Harris 136 Pat's Drive) to the August 19, 2024, meeting. A public meeting was held on July 15, 2024, and a first read of the ordinance was also administered at the July 15, 2024, meeting. Councilmember Edward Roscoe Lane made a motion to approve to table Ordinance 2024-010 Amend the Zoning Ordinance for Parcel 110308000308001 PPIN 5750 (Nathan Harris 136 Pat's Drive) to the August 19, 2024, meeting. Councilmember Adam Abernathy seconded the motion; all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to suspend the rules of order and consider Ordinance 2024-011 Allowing Municipal Magistrates to accept payment for certain fines and offenses as set forth in Rule 20(A) of the Alabama Rules of Judicial Administration. Councilmember Shirley Smith made a motion to suspend the rules of order and consider Ordinance 2024-011 Allowing Municipal Magistrates to accept payment for certain fines and offenses as set forth in Rule 20(A) of the Alabama Rules of Judicial Administration. Councilmember Denise Williams 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, Councilmember Edward Roscoe Lane voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve Ordinance 2024-011 Allowing Municipal Magistrates to accept payment for certain fines and offenses as set forth in Rule 20(A) of the Alabama Rules of Judicial Administration. Councilmember Denise Williams made a motion to approve Ordinance 2024-011 Allowing Municipal Magistrates to accept payment for certain fines and offenses as set forth in Rule 20(A) of the Alabama Rules of Judicial Administration. Councilmember Robin Bowlin seconded the motion; all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve Resolution 2024-015 project TAPNU-TA23(918) Allowing the Mayor to sign the Funding Agreement with ALDOT. Councilmember Denise Williams made a motion to approve Resolution 2024-015 project TAPNU-TA23(918) Allowing the Mayor to sign the Funding Agreement with ALDOT. Councilmember Edward Roscoe Lane seconded the motion; all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to approve Resolution 2024-016 project ATRP2-58-2023-088 Allowing the Mayor to sign the Funding Agreement with ALDOT. Councilmember Robin Bowlin made a motion to approve Resolution 2024-016 project ATRP2-58-2023-088 Allowing the Mayor to sign the Funding Agreement with ALDOT. Councilmember Edward Roscoe Lane seconded the motion; all Councilmembers voted yes; motion approved.

Mayor Derrick Mostella asked for a motion to table the mobile app to the September 16, 2024, meeting. Councilmember Denise Williams made a motion to table the mobile app to the September 16, 2024, meeting; Councilmember Edward Roscoe Lane seconded the motion; all councilmembers voted yes, motion approved.

Mayor Derrick Mostella asked for a motion to add a streetlight to the pole near the intersection of Bowlin Drive and Rowland Road. Councilmember Denise Williams made a motion to add a streetlight to the pole near the intersection of Bowlin Drive and Rowland Road. 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 Monday, August 19, 2024, at 6pm. We will not have a work session due to ZBA and PC meetings.
- ZBA Meeting Monday, August 19 at 5:30pm
- Planning Commission Meeting, Monday, August 19 at 6:30pm.
- Fall Festival & Car Show – October 26, 2024 – more information to come.
Sweets on the Square – 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 15-20 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 anticipated returning to the public meeting and not taking action. The Mayor and Council were also informed that they would be provided 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 into executive session based on the information outlined by the City's Attorney. Councilmember Shirley Smith made a motion to enter executive session based on the information outlined by the City's Attorney. Councilmember Denise Williams seconded the motion; Councilmember Shirley Smith votes yes, Councilmember Denise Williams votes yes, Councilmember Adam Abernathy votes yes, Mayor Derrick Mostella votes yes, Councilmember Robin Bowlin votes yes, and Councilmember Edward Roscoe Lane votes yes; motion unanimously approved. The Council convened for the executive session at 7:00pm and returned at 7:32pm.

Mayor Derrick Mostella asked for a motion to adjourn. Councilmember Denise Williams made a motion to adjourn; Councilmember Adam Abernathy seconded the motion; all Councilmembers voted yes; motion approved. Meeting adjourned.

Derrick Mostella, Mayor

Chrystal St. John, City Clerk