

Council Meeting  
April 5, 2021

Members Present: Mayor Buddy Duke, members Terry McClain, Walter Cowart, Vivian Sharpe and Jody Greene. Councilman Greg Paige was not in attendance.

Others Present: John Flythe, Rhonda Rowe, Tim Tanner, Randy Lane and members of the public.

Invocation was given by Councilman McClain.

Pledge of Allegiance

Approval of Minutes: Councilwoman Sharpe made a motion to approve the minutes of March 15, 2021 as presented. Councilman McClain seconded. All were in favor.

Adel Industrial Development Authority Appointments: The terms for three members of the AIDA, Howard McClain, Iris Thomas and Jeff Taylor, are set to expire on April 19, 2021. All have agreed to continue serving on the board if reappointed. Councilman Greene made a motion to reappoint all three members. Councilman Cowart provided the second with all members voting in favor. The members will serve 6 year terms with the expiration set at April 19, 2027.

Tractor Bids (Street Dept): Bids were received for a tractor with grapple and were as follows:

Tidewater	-	\$41,800.00
Lasseter Implement Co.	-	\$49,430.00

Councilman Greene made a motion to accept the low bid. Councilman McClain seconded. The decision was unanimous.

Knuckle Boom Truck (Sanitation Dept): Bids were received for a cab & chassis fully equipped with a knuckle boom loader and were as follows:

Four Star Freightliner	-	\$149,589.00
Hol-Mac Corporation	-	\$151,340.00

Councilman Cowart made a motion to accept the low bid. Councilman Greene seconded. All were in favor.

Truck Bids (Gas Dept): Due to there being only one bid received, Councilman McClain made a motion to table opening of this bid until the next meeting so we can attempt to obtain an additional bid. Councilwoman Sharpe seconded. There were no opposing votes.

Truck Bids (Fire Dept): Bids were received on a pick-up truck and were as follows:

Cass Burch	-	\$21,268.00 (Dodge Ram 1500 - 6 Cylinder) \$22,820 (Dodge Ram 1500 – 8 Cylinder)
Cook County Ford	-	\$23,968.28 (F150 – V8)

Mayor Duke recommended allowing staff to review and compare specs on vehicles. Councilman Cowart made a motion to table this item for two weeks and then bring back before council. Councilman McClain seconded. All were in favor.

Traffic Light Study: City Manager John Flythe advised the council that following a study, a traffic light at W. 4<sup>th</sup> Street and Alabama Rd. (entrance road going to Wal-Mart) has been determined to be warranted. A proposed map to accommodate future development has been presented to the city and would entail extending the width of the Alabama road going south, a round-about below the second Wal-Mart entrance and at the intersection of Hwy 76, 2 turn lanes at Hwy 37, as well as the extension of the ramps on I-75. The cost for those improvements would be \$6 to 7 million dollars. We have asked our engineers to work up the cost for only doing the immediate needs on a portion of Alabama, not the remainder. It was noted that apartments, a hotel and other retail have been proposed. On the north side of Hwy 37, we will need to realign the road for a major service station and hotel planned for the fall of the year; pending we get approval from the State for realignment. Mr. Flythe noted the cost for the layout presented was way too much for our immediate needs so we would hopefully be bringing something back to the council in the next quarter.

Treva Gear: Dr. Gear, a current resident of Valdosta who grew up in Adel, came before the council to present a formal complaint on behalf of residents living in Adel and being affected by the odor produced by Advanced Cylinder & Tank located at 302 S. Railroad Avenue. She stated they have been burdened with this for about 10 years and is asking for the city to issue a cease & desist order. She added that according to the charter, it includes protecting the health and welfare of citizens, along with abating nuisances. She noted this is a violation of code sections 41-1-1 and city code section 30-66. She cited code sections 30-67 and 30-72 and added the property is zoned improperly. It is zoned WLI so there should be no obnoxious odors or sounds. She further stated that citizens had presented a petition in March 2020 when Councilwoman Sharpe had asked “what are we going to do”? Dr. Gear noted that her parents live several blocks down from the facility so she has smelled the odor as well. Eight complaints have been filed with the EPD since 2012 and she read several statements contained in those complaints. There has been only one violation cited by EPD. This occurred in 2019 and was for dumping diesel. Dr. Gear noted that in 2014 the company was supposed to move out of the residential area but that hasn’t happened. She further stated they are using ethyl mercaptan, a toxic chemical, which affects the lungs, kidneys and liver. She also knows they are many people living in the area having breathing problems and irritation of the mucous membrane. She further added that Councilman Paige is noted in one of the complaints about the smell. She stated it is a “skunk like” odor that is being released into the air. It is a legal issue. She is asking the council and attorney to take this up. They are seeking relief and she is coming to represent them. It is an environmental injustice area and she is asking the council to cease and desist them from operating in that area. Altheia Paige also injected there had been 4 pages with names submitted.

Phil Morris: Mr. Morris, a resident of Sparks, spoke briefly on behalf of the noise nuisance that is coming from Blockstream and affecting residents of the Jackson Heights area, as well as others. He cited code sections 40-1-1, 27-30-66 and 30-67. He asked the council to follow the law set by this city. Many times Mr. Ron Tiveron has come to the council concerning the noise. He first began in August 2016 with concerns of noise and then in November 2016 he, as well as Dr. Merriman, came against the rezoning of the property, stating concerns with the noise problem. He came again in 2019 and 2020. He has invited the Mayor and council members to his home to witness the problem, but none have come. Mr. Tiveron has spent \$5,000 trying to make his home as sound proof as possible. Mr. Morris noted that the same God spoke to in the beginning of the meeting is the same God that looked out for everyone, not just some. He read code sections 30-66 and 30-67, citing the definitions. He asked them to do something or cut ties with Blockstream and asked them to remember the God you are praying to.

Executive Session: Councilman Cowart made a motion to enter into executive session to discuss possible land acquisition. Councilwoman Sharpe seconded with all in favor.

Following executive session, the meeting was reopened.

Race Track Ordinance: Councilman McClain asked about the developments of an ordinance regarding the race track. Mayor Duke advised we will be having a work session on that issue.

There was no further business and the meeting was adjourned.

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Rhonda P. Rowe, City Clerk

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Luther L. Duke III, Mayor

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