



**CITY OF FLORENCE  
MINUTES OF CITY COUNCIL  
APRIL 2, 2019**

The regular meeting of the City Council of the City of Florence, Alabama, was held in the City Hall Auditorium in Florence at 5:00 p.m., on Tuesday, April 2, 2019. President Jordan called the meeting to order. Councilmember Edwards gave the invocation and led in the Pledge of Allegiance. Robert M. Leyde, City Clerk, performed the roll call and noted that six Councilmembers were present and a quorum was present with the following members of the City Council in attendance: Kaytrina Simmons, William D. Jordan, David Bradley, Michelle Eubanks, Blake Edwards and Andrew Betterton.

**AMENDED AGENDA**

**CITY OF FLORENCE, ALABAMA**

**CITY COUNCIL MEETING**

**April 2, 2019**

**5:00 P.M.**

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1. Meeting called to order - President Jordan
  2. Invocation - Councilmember Edwards
  3. Pledge of Allegiance
  4. Roll Call - President Jordan
  5. Approval of Agenda
  6. Message from Mayor
  7. Reports of Department Heads
  8. Reports of Standing Committees
  9. Public Hearings: None
  10. Business from floor pertaining to items on the consent and regular agenda (5-minute time limit).
  11. Consent Agenda:

All matters listed within the Consent Agenda have been distributed to each member of the Florence City Council for reading and study, are considered to be routine, and will be enacted by one motion of the Council with no separate discussion. If separate discussion is desired, that item may be removed from the Consent Agenda and placed on the Regular Agenda by request. Please call 256-760-6400 for questions on Consent Agenda items prior to the Council meeting.

- (a) Approval of minutes of the March 19, 2019, meeting.
- (b) Confirm payment of bills by the City Treasurer.
- (c) Resolution to approve a contract with PM Environmental to provide professional environmental services necessary to conduct Pre-Demolition Asbestos Containing Materials (ACM) Surveys for nineteen (19) blighted residences, in the amount of \$13,000.00, to be paid from budgeted Community Development Block Grant funds, sponsored by Melissa Bailey.

- (d) Resolution to approve a contract with H&N Construction, Inc., to provide labor, equipment, materials, and incidentals necessary for the construction of new offices for the Dispatch Center of Florence Utilities, in an amount not to exceed \$151,704.00, to be paid from budgeted funds, Account #390, sponsored by Richard Morrissey. **(This item was moved to Regular Agenda Item 12 (e))**
- (e) Resolution to approve payment of an invoice from Garnet Electric Company, Inc., for emergency repair work to the Cypress Creek Wastewater Plant, in the amount of \$167,197.06, to be paid from working capital (cash reserves), sponsored by Mike Doyle.
- (f) Resolution to approve a contract with Wiley's Electric, LLC, to provide labor only to replace the existing fluorescent lighting with new LED fixtures in the Gas Department Engineering Building, Warehouse and Offices, in the amount of \$10,025.00, to be paid from budgeted funds, Account #390.00, sponsored by Mike Doyle.
- (g) Resolution to approve a contract with Tango Tango, Inc., to provide labor, installation, equipment, materials, supplies and professional services necessary to provide radio integration capability with cellular telephones of Florence Police Department administration, detectives, and school resource officers, in the amount of \$5,500.00, to be paid from budgeted funds, Account #216-42100, sponsored by Chief Tyler.
- (h) Resolution to approve a contract with Raney Construction Company LLC, to provide labor, equipment, materials, and incidentals necessary to install wall tile and replace windows in three (3) sets of restrooms at Veteran's Park, in the amount of \$21,900.00, to be paid from budgeted funds, Account #110-939-48100, sponsored by Todd Nix.
- (i) Resolution to approve a contract with Finis D. Boosa, d/b/a Southern Pump and Control to provide labor, equipment, materials, and incidentals necessary to replace Standard Soft Start Control Panels at the Florence Sports Plex, in an amount not to exceed \$11,929.00, to be paid from budgeted Fund 110-939-48100, sponsored by Todd Nix.
- (j) Resolution to approve a contract with Jabco, Inc., to provide labor, equipment, materials, and incidentals necessary to replace all components of the filtration of the main pool (to include tank, pump, and motor) at the Handy Recreation Center, in the amount of \$34,155.00, to be paid from budgeted funds, Account #110-939-48100, sponsored by Todd Nix.
- (k) Resolution declaring six (6) dilapidated structures to be public nuisances in the City of Florence and ordering said structures to be demolished, sponsored by Gary Williamson.
- (l) Resolution to approve the settlement of a claim filed against the City by Joshua B. Lovell in the amount of \$24,000.00, sponsored by Bill Musgrove.
- (m) Resolution to appoint Joyce L. Fedeczko to the Lauderdale County Regional Library System Board, sponsored by the City Council.
- (n) Resolution to approve the contract with the Music Preservation Society, Inc., in the amount of \$20,000.00, to be paid from budgeted funds, sponsored by Mayor Holt and the City Council.
- (o) Resolution to advance and reimburse travel expenses to City employees, sponsored by Mayor Holt.

12. Regular Agenda:

- (a) Ordinance to transfer ownership of a portion of Cox Creek Park to UNA for use as a baseball and softball complex, sponsored by Bill Musgrove.
- (b) Resolution to approve an invoice in the amount of \$4,962.00 and dated February 26, 2019, from Carlos Thigpen d/b/a Tennessee Valley Plumbing for repairs to toilets, walls and floor in the restroom at Shelter 2 located in McFarland Park, sponsored by Todd Nix. **(This item was added to the Regular Agenda)**
- (c) Resolution to approve a contract with Carlos Thigpen d/b/a Tennessee Valley Plumbing to provide labor, equipment and materials to replace a total of ten (10) wall hung toilets in two restrooms at Veterans Park in the amount of \$9,800.00, sponsored by Todd Nix. **(This item was added to the Regular Agenda)**
- (d) Resolution to approve the contract with the Arts Alive, in the amount of \$2,500.00, to be paid from budgeted funds, sponsored by Mayor Holt and the City Council. **(This item was added to the Regular Agenda)**

- (e) Resolution to approve a contract with H&N Construction, Inc., to provide labor, equipment, materials, and incidentals necessary for the construction of new offices for the Dispatch Center of Florence Utilities, in an amount not to exceed \$151,704.00, to be paid from budgeted funds, Account #390, sponsored by Richard Morrissey. **(This item was moved from Consent Agenda Item 11 (d) (This item did not receive unanimous consent for immediate consideration))**

13. General Business:

- (a) Resolution – Alcohol Beverage License Application for a Hotel/Motel Lounge (Special Retail – More Than 30 Days License #160, for State purposes) with On-Premises Liquor, Beer & Wine by STRICKLIN HOTEL AND EVENT CENTER LLC, d/b/a STRICKLIN HOTEL, located at 317 NORTH COURT STREET, FLORENCE AL 35630, sponsored by Robert M. Leyde.

- (c) Board openings within the next 90 days or less:

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Agri-Business	Vacancy	12/19/17	11/20/18
Tree Commission	2 - Vacancies		

14. Business from the public (5-minute time limit).

15. Council Members reports and/or comments (5-minute time limit).

Council member Simmons  
Council member Eubanks  
Council member Bradley  
Council member Edwards  
Council member Betterton  
Council member Jordan  
Mayor Steve Holt

16. Motion to Adjourn.

President Jordan noted that it was decided at the earlier work session to add the following to the Regular Agenda:

Regular Agenda Item 12 (b) Resolution to approve an invoice in the amount of \$4,962.00 and dated February 26, 2019, from Carlos Thigpen d/b/a Tennessee Valley Plumbing for repairs to toilets, walls and floor in the restroom at Shelter 2 located in McFarland Park, sponsored by Todd Nix.

Regular Agenda Item 12 (c) Resolution to approve a contract with Carlos Thigpen d/b/a Tennessee Valley Plumbing to provide labor, equipment and materials to replace a total of ten (10) wall hung toilets in two restrooms at Veterans Park in the amount of \$9,800.00, sponsored by Todd Nix.

Regular Agenda Item 12 (d) Resolution to approve the contract with the Arts Alive, in the amount of \$2,500.00, to be paid from budgeted funds, sponsored by Mayor Holt and the City Council.

President Jordan further noted that it was decided to move Consent Agenda Item 11 ( Resolution to approve a contract with H&N Construction, Inc., to provide labor, equipment, materials, and incidentals necessary for the construction of new offices for the Dispatch Center of Florence Utilities, in an amount not to exceed \$151,704.00, to be paid from budgeted funds, Account #390, sponsored by Richard Morrissey to

Regular Agenda Item 12 (e).

There being no further changes, President Jordan asked for a motion for approval of the amended agenda. Councilmember Betterton moved for approval of the amended agenda. Councilmember Simmons seconded the motion.

There being no discussion, a vote taken thereon resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

**Message from the Mayor:**

Mayor Holt's comments follow, to wit:

Chief Ron Tyler presented Sergeant Scott Perkins with a “Life Saving” award for an incident regarding him saving a female that was on O’Neal Bridge threatening to jump in December 2018.

**Report of Department Heads:** None

**Report of Standing Committee:** None

**Public Hearings:** None

**Business from the Floor Pertaining to Items on the Consent or Regular Agenda:**

Mr. Bill Smoak, 2424 Roberts Lane, appeared and made comments in opposition to Regular Agenda Item 12 (a) Ordinance to transfer ownership of a portion of Cox Creek Park to UNA for use as a baseball and softball complex, sponsored by Bill Musgrove. Mr. Smoak stated that he disagrees with City Attorney, Bill Musgrove for saying that Cox Creek Park is surplus property. Mr. Smoak further stated that he is concerned that foul balls will hit automobiles traveling on Cox Creek Parkway and Fair Ground Road. Mr. Smoak also stated that fair and foul balls could hit adults and children playing on the playground equipment and the skate board park. Mr. Smoak stated that he would like the property to remain as it is.

**Consent Agenda:**

President Jordan asked for a motion for approval of the Consent Agenda items. Councilmember Betterton moved for approval of the ordinances and resolutions as follow, to-wit:

Councilmember Eubanks seconded the motion. There being no discussion, a vote taken thereon resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented an Ordinance to transfer ownership of a portion of Cox Creek Park to UNA for use as a baseball and softball complex, sponsored by Bill Musgrove. Said Ordinance follows, to wit:

Councilmember Betterton moved for immediate consideration of the foregoing Ordinance.

President Jordan seconded the motion. A vote taken thereon resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

Councilmember Edwards moved for adoption of the foregoing Ordinance. Councilmember Eubanks seconded the motion.

**Discussion:**

President Jordan made comments in favor of the proposed ordinance. President Jordan stated that Mayor Holt and Councilmember Betterton have been working on this project for some time.

Councilmember Bradley made comments in favor of the proposed ordinance. Councilmember Bradley stated that this project is a betterment for this area. Councilmember Bradley further stated after looking at how the property will be utilized, it will be a great asset to UNA and the citizens of Florence.

Councilmember Betterton made comments in support of the proposed ordinance. Councilmember Betterton thanked Bill Musgrove, City Attorney, for his work on this project.

There being no further discussion, a vote taken on the motion resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution to approve an invoice in the amount of \$4,962.00 and dated February 26, 2019, from Carlos Thigpen d/b/a Tennessee Valley Plumbing for repairs to toilets, walls and floor in the restroom at Shelter 2 located in McFarland Park, sponsored by Todd Nix. Said Resolution follows, to wit:

Councilmember Betterton moved for immediate consideration of the foregoing Resolution.

Councilmember Eubanks seconded the motion. A vote taken thereon resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

Councilmember Eubanks moved for adoption of the foregoing Resolution. Councilmember Edwards seconded the motion.

There being no discussion, a vote taken on the motion resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution to approve an invoice in the amount of \$4,962.00 and dated February 26, 2019, from Carlos Thigpen d/b/a Tennessee Valley Plumbing for repairs to toilets, walls and floor in the restroom at Shelter 2 located in McFarland Park, sponsored by Todd Nix. Said Resolution follows, to wit:



Councilmember Betterton moved for immediate consideration of the foregoing Resolution.

Councilmember Eubanks seconded the motion. A vote taken thereon resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

Councilmember Edwards moved for adoption of the foregoing Resolution. Councilmember Simmons seconded the motion.

There being no discussion, a vote taken on the motion resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution to approve the contract with the Arts Alive, in the amount of \$2,50.00, to be paid from budgeted funds, sponsored by Mayor Holt and the City Council. Said Resolution follows, to wit:

Councilmember Bradley moved for immediate consideration of the foregoing Resolution.

Councilmember Eubanks seconded the motion. A vote taken thereon resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

Councilmember Betterton moved for adoption of the foregoing Resolution. Councilmember Bradley seconded the motion.

There being no discussion, a vote taken on the motion resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution to approve a contract with H&N Construction, Inc., to provide labor, equipment, materials, and incidentals necessary for the construction of new offices for the Dispatch Center of Florence Utilities, in an amount not to exceed \$151,704.00, to be paid from budgeted funds, Account #390, sponsored by Richard Morrissey. Said Resolution follows, to wit:

Councilmember Betterton moved for immediate consideration of the foregoing Resolution.

Councilmember Edwards seconded the motion. A vote taken thereon resulted as follows:

Ayes:

William D. Jordan  
David Bradley  
Blake Edwards  
Andrew Betterton

Noes: Kaytrina Simmons  
Michelle Eubanks

**The proposed resolution did not receive unanimous consent for immediate consideration, therefore, it will be carried over until the next City Council meeting.**

City Clerk, Robert M. Leyde, presented a Resolution – Alcohol Beverage License Application for a Hotel/Motel Lounge (Special Retail – More Than 30 Days License #160, for State purposes) with On-Premises Liquor, Beer & Wine by STRICKLIN HOTEL AND EVENT CENTER LLC, d/b/a STRICKLIN HOTEL, located at 317 NORTH COURT STREET, FLORENCE AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Eubanks moved for immediate consideration of the foregoing Resolution.

Councilmember Simmons seconded the motion. A vote taken thereon resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

Councilmember Betterton moved for adoption of the foregoing Resolution. Councilmember Eubanks seconded the motion.

There being no discussion, a vote taken on the motion resulted as follows:

Ayes: Kaytrina Simmons  
William D. Jordan  
David Bradley  
Michelle Eubanks  
Blake Edwards  
Andrew Betterton

Noes: None

Board openings within the next 90 days or less:

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Agri-Business Vacancy		12/19/17	11/20/18
Tree Commission	2 - Vacancies		

**Business from the Public (5-minute time limit):** None

### **Council Reports and Comments:**

Councilmember Simmons made comments regarding a recent meeting with citizens regarding traffic concerns on West Irvine Avenue near Bellamy Apartments. Councilmember Simmons stated that there was a great turnout. Councilmember Simmons further stated that Bill Batson, City Engineer, has a plan that will be implemented soon that will hopefully alleviate a lot of the traffic issues.

Councilmember Simmons made comments regarding the resurfacing project on West College Street. Councilmember Simmons also congratulated everyone who received proclamations and accolades at tonight's meeting.

Councilmember Eubanks noted that the Decatur Avenue street repairs will be a lengthy process due to the recent rain fall. Councilmember Eubanks also noted that the Mall Road paving project will begin soon and to watch out for traffic delays in that area.

Councilmember Bradley thanked everyone for their attendance to tonight's meeting. Councilmember Bradley stated that there are a lot of improvements taking place in District 3. Councilmember Bradley thanked the Council and Todd Nix for renovations to Veterans Park. Councilmember Bradley stated that he is very proud District 3 is showing a growth and moving forward.

Councilmember Edwards noted that the paving program has begun. Councilmember Edwards congratulated Sergeant Perkins on receiving a "life saving" medal tonight.

Councilmember Betterton made general comments regarding Florence ordinances from 1901.

President Jordan thanked everyone who attended tonight's meeting. President Jordan also thanked Melissa Bailey, Planning Director, and Gary Williamson, Building Official, for their work on blight houses in the community.

Councilmember Eubanks presented the closing prayer.

There being no further business the meeting was adjourned.

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ATTEST:

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CITY CLERK