

**CITY OF FLORENCE  
MINUTES OF CITY COUNCIL  
May 13, 2014**

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, May 13, 2014. 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: Dave Smith, William D. Jordan, Hermon T. Graham, Barry Morris, Blake Edwards and Andrew Betterton.

**AMENDED AGENDA**

**CITY OF FLORENCE, ALABAMA**

**CITY COUNCIL MEETING**

**May 13, 2014**

**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: Rezoning of approximately .83 acres on State Street adjoining the former K-Mart property to the East to be rezoned from I-1 (Light Industrial District) to B-2 (General Business District) as requested by Jay Irons.
  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 April 15, 2014 meeting.
- (b) Confirm payment of bills by the City Treasurer.
- (c) Resolution authorizing the City to enter into a contract with C & J Contracting & Plumbing, Inc., to provide labor, equipment, materials and incidentals necessary for the Industrial Park Substation Site Development Project, in the amount of \$111,708.50, to be paid from budgeted funds, Account #360, Land and Land Rights, sponsored by Richard Morrissey.

- (d) Resolution to approve a New Delivery Point Agreement between the City of Florence and the Tennessee Valley Authority (TVA), TV-70310A, Supp. No. 66, for the Lexington, Alabama, Electrical Substation, sponsored by Richard Morrissey.
- (e) Resolution authorizing the City to settle the claim filed against the City by Curtis B. Cook for an amount not to exceed \$18,546.19, to be paid from the City's Liability Insurance Fund, sponsored by Bill Musgrove.
- (f) Resolution authorizing the City to enter into a contract with Engineering Service Associates, Inc., to develop the 2014 City of Florence Solid Waste Management Plan, in the amount of \$8,750.00, to be paid from budgeted funds, sponsored by David Koonce.
- (g) Resolution authorizing the City to enter into a contract with CJF Construction, Inc., to provide labor, equipment, materials and incidentals necessary to replace 1,500 linear feet of failing galvanized water main on High Street with 3" PVC, in the amount not to exceed \$30,000.00, to be paid from budgeted funds, Account #331.01, Distribution Mains and Appurtenances, sponsored by Mike Doyle.
- (h) Resolution authorizing the City to enter into a contract with Shotcrete of America, LLC, to provide labor, equipment, materials and incidentals necessary for the Drainage Ditch Improvements, Helton Drive to Darby Drive, Phase I - Helton Drive to Gresham Road, in the amount of \$620,719.02, to be paid from budgeted General Obligation Warrants, Series 2013, sponsored by Bill Batson.
- (i) Resolution authorizing the City to enter into a contract with Gillespie Construction, LLC, to provide labor, equipment, materials and incidentals necessary for the West Florence Sidewalk Improvements (Phase 3), in the amount of \$278,887.00, to be paid from budgeted Community Development Block Grant funds, sponsored by Melissa Bailey.
- (j) Resolution authorizing the City to enter into a contract with C & M Testing, LLC, to perform compaction testing and concrete materials collection and compressive strength analysis for the West Florence Sidewalk Improvements (Phase 3), to be paid from budgeted Community Development Block Grant funds, sponsored by Melissa Bailey.
- (k) Resolution to appropriate \$2,500.00 to the University of North Alabama to support the Front Porch Storytelling Festival, with \$1,250.00 to be paid from the Mayor's Special Projects Fund 398-41111 and \$1,250.00 to be paid from the City Council's Special Projects Fund 398-41112, sponsored by Mayor Haddock and the City Council.
- (l) Resolution authorizing the City to enter into a contract with Kennedy-Douglass Volunteers, Inc., to conduct the Arts Alive Festival in Wilson Park during the month of May 2014, in the amount of \$1,500.00, \$750.00 to be paid from the Mayor's Special Projects Account #398-41111 and \$750.00 to be paid from the Council's Special Projects Account #398-41112, sponsored by Mayor Haddock and the City Council.
- (m) Resolution authorizing the City to enter into a contract with John Johnson, DBA Johnny's Home Improvement, to provide labor, equipment, materials and incidentals necessary to repair exterior brick, repair chimneys, repair interior plaster walls and ceilings, prime and paint interior walls and ceilings of the Tavern Room and Bedroom, and other repairs as may be necessary at Pope's Tavern Museum, in the amount of \$21,482.80 and other work as may be necessary at \$110.00/hour plus materials, to be paid from budgeted Account #43600-01147, sponsored by Todd Nix.
- (n) Resolution to appoint Michael S. McClure as a member of the Industrial Development Board.
- (o) Resolution to appoint Jeffrey Jones as a member of the Industrial Development Board.

- (p) Resolution to appoint Steve Harrison as a member of the Florence Parks and Recreation Board.
- (q) Resolution to appoint Scott Haataja as a member of the Industrial Development Board.
- (r) Resolution to advance and reimburse Travel Expenses to City employees, sponsored by Mayor Haddock.

12. Regular Agenda:

- (a) Ordinance to rezone approximately .83 acres on State Street adjoining the former K-Mart property to the East to be rezoned from I-1 (Light Industrial District) to B-2 (General Business District), sponsored by Melissa Bailey.
- (b) Ordinance to amend the Code of Florence, as amended to add Sec. 14-14 to establish a Pre-Trial Diversion Program, sponsored by Bill Musgrove.
- (c) Resolution to reappoint Robert M. Leyde as the City Clerk. **(This item was added to the Regular Agenda)**

13. General Business:

- (a) Board Openings within the next 90 days or less:

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Agri-Business Center	Vacant		
Zoning	Charles Kelley	06/21/11	05/17/14
	Bob Sneed	06/21/11	05/17/14
	Michael O'Steen	12/18/12	05/17/14

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

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

Councilmember Edwards  
Councilmember Betterton  
Councilmember Smith  
Councilmember Morris  
Councilmember Graham  
Councilmember Jordan

16. Motion to Adjourn.

President Jordan noted that it was decided at the earlier work session to add Regular Agenda item 12 (c) Resolution to reappoint Robert M. Leyde as City Clerk of Florence.

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 Graham seconded the motion.

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

Ayes: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

**Message from the Mayor:**

President Jordan comments regarding Dr. William Cale follow, to wit:

Mayor Haddock presented a Proclamation to Dr. William Cale, University of North Alabama, in appreciation for his service as President of the University.

Mayor Haddock made comments regarding the earlier work session. Mayor Haddock stated that there is great concern regarding the unemployment in the Shoals due to Hilshire Farms and Hon Company plans to close at the end of the year. Mayor Haddock further stated that his office, in a joint effort with SEDA, Shoals Chamber of Commerce and the Entrepreneurial Center are working together to entice more industrials and companies to located here. Mayor Haddock complimented the City employees for their customer service and the hard work that they do everyday.

Mayor Haddock reappointed Mr. Coy Johnson to the Florence Housing Authority. His appointment will expire on June 14, 2019.

Mayor Haddock thanked the City Council for their diligence and the many decisions that were made at the earlier work session today.

**Report of Department Heads:** None

**Report of Standing Committee:** None

**Public Hearing:**

President Jordan noted that this is the date and time advertised for the public hearing regarding the proposed rezoning of approximately .83 acres on State Street adjoining the former K-Mart property to the East to be rezoned from I-1 (Light Industrial District) to B-2 (General Business District) as requested by Jay Irons.

Melissa Bailey, Planning Director, stated that the Planning Commission voted unanimously to recommend the proposed rezoning.

There being no comments from the public, President Jordan closed the public hearing.

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

Dr. William Cale, University of North Alabama, thanked Mayor Haddock and the City Council for their support of the UNA Storytelling Festival.

**Consent Agenda:**

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

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

Ayes: Dave Smith  
William D. Jordan  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde presented an Ordinance to rezone approximately .83 acres on State Street adjoining the former K-Mart property to the East to be rezoned from I-1 (Light Industrial District) to B-2 (General Business District), sponsored by Melissa Bailey. Said Ordinance follows, to wit:

Councilmember Smith moved for immediate consideration of the foregoing Resolution.

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

Ayes: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

Councilmember Graham moved for adoption of the foregoing Resolution. Councilmember Smith seconded the motion.

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

Ayes: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented an Ordinance to amend the Code of Florence, as amended to add Sec. 14-14 to establish a Pre-Trial Diversion Program, sponsored by Bill Musgrove. Said Ordinance follows, to wit:

Councilmember Morris moved for immediate consideration of the foregoing Ordinance.

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

Ayes: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

Councilmember Graham moved for adoption of the foregoing Ordinance. Councilmember Betterton seconded the motion.

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

Ayes: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution appointing Robert M. Leyde as City Clerk, sponsored by City Council. Said Resolution follows, to wit:



Councilmember Betterton moved for immediate consideration of the foregoing Resolution.

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

Ayes: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

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

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

Ayes: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

General Business:

Board Openings within the next 90 days or less:

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Agri-Business Center	Vacant		
Zoning	Charles Kelley	06/21/11	05/17/14
	Bob Sneed	06/21/11	05/17/14
	Michael O'Steen	12/18/12	05/17/14

**Business from the Public (5-minute time limit):**

Mr. Billy Ray Simpson, 755 West Alabama Street, appeared and made general comments regarding job opportunities in Florence and the Criminal Justice System

**Council Reports and Comments:**

Councilmember Edwards congratulated Dr. William Cale, University of North Alabama. Councilmember Edwards encouraged everyone to come out to “Arts Alive” and to the UNA “Story Telling” festival.

Councilmember Edwards made comments regarding the new pet licensing. Councilmember Edwards stated that he had purchased licenses for his dogs and challenged all pet owners to do the same.

Councilmember Betterton also thanked Dr. Cale for his hard work at UNA. Councilmember Betterton thanked Municipal Judge Ben Graves and Prosecutor Heath Trousdale for their leadership. Councilmember Betterton congratulated E C M Hospital for their new chest pain certification.

Councilmember Smith thanked Mayor Haddock and City Council for their hard work.

Councilmember Morris had no comments.

Councilmember Graham also thanked Dr. Cale for his service to UNA and the City. Councilmember Graham expressed his sympathies to the family of Doc Killen who passed away this morning.

President Jordan congratulated Ms. Luci Wilson on her graduation from the University of North Alabama.

Councilmember Betterton presented the closing prayer.

There being no further business the meeting was adjourned.

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ATTEST:

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CITY CLERK

City of Florence, AL  
Minutes of City Council  
May 13, 2014