

**CITY OF FLORENCE  
MINUTES OF CITY COUNCIL  
September 16, 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, September 16, 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**

**SEPTEMBER 16, 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:       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 September 2, 2014 meeting.
- (b) Confirm payment of bills by the City Treasurer.
- (c) Resolution authorizing the City to enter into a contract with Chandler Painting Company, Inc., to provide labor, equipment, materials and incidentals necessary to paint the interior and exterior of the Broadway Recreation Center, in the amount of \$26,979.00, to be paid from Fund 117, sponsored by Todd Nix.**(This item was removed)**

- (d) Resolution authorizing the City to enter into a contract with Shoals MPE, LLC, to provide labor, equipment, materials and incidentals necessary to replace sensor valves that are not working, replace gaskets on 3 urinals and repair all water fountains on the visitors side of Braly Municipal Stadium, in the amount of \$13,992.44, to be paid from budgeted funds, sponsored by Todd Nix.
- (e) Resolution authorizing the City to enter into a contract with General Sign Company, Inc., to provide labor, equipment, materials and incidentals necessary to refurbish wayfinding signs located around the City, in the amount of \$23,298.00, to be paid from budgeted funds, sponsored by Dick Jordan and Andy Betterton.
- (f) Resolution authorizing the City to enter into a contract with CJF Construction, Inc., to provide labor, equipment, materials and incidentals necessary to replace approximately 1,450 linear feet of failing galvanized water pipe in the 100, 200 and 300 blocks of North Crown Street, in an amount not to exceed \$31,290.00, to be paid from Fund 331.10, sponsored by Mike Doyle.
- (g) Resolution authorizing the City to enter into a contract with Tank Pro, Inc., to wash out, inspect, photograph and provide an inspection report of the interior condition of the O'Neal Street water tank, in the amount of \$2,400.00, to be paid from Fund 672.00, sponsored by Mike Doyle.
- (h) Resolution authorizing the City to enter into a contract with Pro Court Construction, Inc., to provide labor, equipment, materials and incidentals necessary to fill existing cracks and install Plexipave color system to the lower tennis courts at Cox Creek Park, in the amount of \$27,600.00, to be paid from Fund 117, sponsored by Todd Nix.
- (i) Resolution authorizing the City to enter into a contract with Pro Grass, LLC, to provide labor, equipment, materials and incidentals necessary to repair the artificial turf carpet damaged when a water line burst at Braly Municipal Stadium, in the amount of \$2,250.00, to be paid from budgeted funds, sponsored by Todd Nix.
- (j) Resolution authorizing the City to enter into a Water Purchase Contract with Chisholm Heights Water and Fire Protection Authority, sponsored by Mike Doyle.
- (k) Resolution to appoint Heath Trousdale as the City Prosecutor for a term effectively immediately and ending December 31, 2014, sponsored by Bill Musgrove.
- (l) Resolution to approve a letter regarding the Cooperative Agreement between the Florence Housing Authority and the City of Florence and payments by the Authority in lieu of taxes, sponsored by Bill Musgrove.
- (m) Resolution appointing David Mullendorf to the Florence-Lauderdale Tourism Board sponsored by Council members Smith, Jordan, Edwards, and Betterton. **(This item was moved to Regular Agenda Item 12 (c))**
- (n) Resolution reappointing David Abramson to the Florence-Lauderdale Tourism Board, sponsored by Council members Smith, Jordan, Edwards, and Betterton. **(This item was moved to Regular Agenda Item 12 (d))**
- (o) Resolution to advance and reimburse travel expenses to City employees, sponsored by Mayor Haddock.

12. Regular Agenda:

- (a) Ordinance to lease the property known as the Florence-Lauderdale Tourism Visitor's Center to the Florence-Lauderdale Tourism Board for a term of 13.5 years in the amount of \$15,022.36 per month, sponsored by Bill Musgrove.

- (b) Resolution to repeal a resolution adopted by the City Council on February 15, 2011, establishing selection criteria for City boards and commissions and establishing a recruitment and appointment process for City boards and commissions, sponsored by Council member Morris.
- (c) Resolution appointing David Mullendorf to the Florence-Lauderdale Tourism Board sponsored by Council members Smith, Jordan, Edwards, and Betterton. **(This item was moved from Consent Agenda Item 11 (m))**
- (d) Resolution reappointing David Abramson to the Florence-Lauderdale Tourism Board, sponsored by Council members Smith, Jordan, Edwards, and Betterton. **(This item was moved from Consent Agenda Item 11 (n))**

13. General Business:

- (a) Resolution - Alcohol Beverage License Application for the operation of a full menu restaurant with on-premises liquor, beer and wine by Tetela Mexican Restaurant LLC d/b/a Tetela Mexican Restaurant, located at 2908 Florence Boulevard, Florence, Alabama 35630, sponsored by Robert M. Leyde.
- (b) Resolution - Alcohol Beverage License Application for a special event license to serve on-premises beer and wine at an event to take place on October 29, 2014, by National Transportation Training Directors d/b/a National Transportation Training Directors, located at 15 Hightower Place, Florence, Alabama 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 Center	Vacancy		
Beautification Board	Vacancy		
Housing/Construction Appeals Board	Fitzgerald Hill	09/06/05	09/30/14
Parks & Rec	Bill Burke	01/06/09	10/30/14
	Mike Williams	12/01/09	10/30/14
SEDA	Marty Abroms	12/16/08	09/30/14
	Barry Morris	11/20/12	09/30/14

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

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

- Council member Graham
- Council member Edwards
- Council member Betterton
- Council member Smith
- Council member Morris
- Council member Jordan

16. Motion to Adjourn.

President Jordan noted that it was decided at the earlier work session to remove Consent Agenda Item 11 (c) Resolution authorizing the City to enter into a contract with Chandler Painting Company, Inc., to provide labor, equipment, materials and incidentals necessary to paint the interior and exterior of the Broadway Recreation Center, in the amount of \$26,979.00, move Consent Agenda Item 11 (m) Resolution appointing David Mullendorf to the Florence-Lauderdale Tourism Board sponsored by Council members Smith, Jordan, Edwards, and Betterton to Regular Agenda Item 12 (c) and move Consent Agenda Item 11 (n) Resolution reappointing David Abramson to the Florence-Lauderdale Tourism Board, sponsored by Council members Smith, Jordan, Edwards, and Betterton to Regular Agenda Item 12 (d). President Jordan further noted that the dollar amount in Consent Agenda Item 11 (h) should be \$27,600.00 and the dollar amount in Consent Agenda Item 11 (i) should be \$2,250.00.

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 Smith 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:**

Mayor Haddock recognized Captain Jim Curtis, Florence Police Department who is retiring after 43 years of service to the City.

Mayor Haddock announced that on Saturday, September 27<sup>th</sup>, there will be a benefit fishing tournament at McFarland. Mayor Haddock stated that there will be plate lunches for sale and also a silent auction. Mayor Haddock further stated that proceeds from this tournament will benefit the Chris Williamson family. Mayor Haddock noted that Mr. Williamson lost his life in a tragic accident in May while working for the Florence Electricity Department.

Mayor Haddock announced that a new company is moving to Florence and will be located in the former Izzy Office Furniture Building.

**Report of Department Heads:** None

**Report of Standing Committee:** None

**Public Hearing:** None

**Business from the Floor Pertaining to Items on the Consent Ordinance Regular Agenda:**None

**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 Smith 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

City Clerk, Robert M. Leyde, presented an Ordinance to lease the property known as the Florence-Lauderdale Tourism Visitor's Center to the Florence-Lauderdale Tourism Board for a term of 13.5 years in the amount of \$15,022.36 per month, sponsored by Bill Musgrove. Said Ordinance follows, to wit:

Councilmember Smith moved for immediate consideration of the foregoing Ordinance.

Councilmember Betterton 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 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 a Resolution to repeal a resolution adopted by the City Council on February 15, 2011, establishing selection criteria for City boards and commissions and establishing a recruitment and appointment process for City boards and commissions, sponsored by Council member Morris. Said Resolution follows, to wit:

Councilmember Betterton moved for immediate consideration of the foregoing Resolution.

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

**Discussion:**

Councilmember Morris' comments follow, to wit:



Councilmember Graham made comments in support of the proposed resolution. Councilmember Graham stated that he was opposed to the two-term limit from the very beginning.

Councilmember Edwards made comments in opposition to the proposed resolution. Councilmember Edwards stated that he believes that the term limits have worked over the past three years.

President Jordan made comments in opposition to the proposed resolution. President Jordan stated that he believes the term limits has worked in getting new people involved.

Councilmember Smith questioned what the Council was actually voting on.

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

Ayes: Barry Morris  
Hermon T. Graham

Noes: Dave Smith  
William D. Jordan  
Blake Edwards  
Andrew Betterton

**The motion failed**

City Clerk, Robert M. Leyde, presented a Resolution appointing David Mullendorf to the Florence-Lauderdale Tourism Board sponsored by Council members Smith, Jordan, Edwards, and Betterton. Said Resolution follows, to wit:

Councilmember Edwards moved for immediate consideration of the foregoing Resolution.

Councilmember Betterton 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 Smith seconded the motion.

**Discussion:**

Councilmember Morris comments follow, to wit:

Councilmember Graham made comments in opposition to the proposed resolution. Councilmember Graham stated that the Florence-Lauderdale Tourism Board needs someone from the hospitality industry.

President Jordan made comments in favor of the proposed resolution. President Jordan stated that it would be a worse tragedy not to appoint Mr. Mullendorf and Mr. Abramson to the Board.

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

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

Noes: Hermon T. Graham  
Barry Morris

City Clerk, Robert M. Leyde, presented a Resolution reappointing David Abramson to the Florence-Lauderdale Tourism Board, sponsored by Council members Smith, Jordan, Edwards, and Betterton. 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: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

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

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

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

Noes: Hermon T. Graham  
Barry Morris

City Clerk, Robert M. Leyde, presented a Resolution - Alcohol Beverage License Application for the operation of a full menu restaurant with on-premises liquor, beer and wine by Tetela Mexican Restaurant d/b/a Tetela Mexican Restaurant, located at 2908 Florence Boulevard, Florence, Alabama 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

**(Before the vote, Councilmember Betterton left the meeting.)**

Councilmember Graham moved for immediate consideration of the foregoing Resolution.

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

Noes: None

Councilmember Smith 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

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution - Alcohol Beverage License Application for a special event license to serve on-premises beer and wine at an event to take place on October 29, 2014, by National Transportation Training Directors d/b/a National Transportation Training Directors, located at 15 Hightower Place, Florence, Alabama 35630, sponsored by Robert M. Leyde. Said Resolution 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

Noes: None

Councilmember Smith 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

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 Center	Vacancy		
Beautification Board	Vacancy		
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	Mike Williams	12/01/09	10/30/14
SEDA	Marty Abrams	12/16/08	09/30/14
	Barry Morris	11/20/12	09/30/14

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

**Council Reports and Comments:**

Councilmember Graham congratulated Captain Jim Curtis on his retirement after serving the City for 43 years. Councilmember Graham also congratulated the Florence High School Football Team on their big win last Friday and also the UNA Football Team on their win on Saturday. Councilmember Graham welcomed everyone in attendance tonight.

Councilmember Edwards had no comments.

Councilmember Betterton left the meeting early.

Councilmember Smith also congratulated Captain Curtis. Councilmember Smith thanked City employees for their service to the City.

Councilmember Morris made comments regarding term limits on City Boards. Councilmember stated that the resolution that was adopted in 2011 states that the City Council has the authority to re-appoint an individual to a City Board even though the individual has served two consecutive terms on that Board.

Councilmember Morris read an e-mail from a citizen that lives on Hermitage Drive expressing his appreciation to Jeff Atkinson and Chris Kasimer, employees of the Water Department, who assisted him with a problem with his water line.

President Jordan thanked Forest Wright, Susie Heird and Mayor Haddock for their work on recruiting new jobs to our area.

Councilmember Graham 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  
September 16, 2014