



**CITY OF FLORENCE
MINUTES OF CITY COUNCIL
November 4, 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, November 4, 2014. President Jordan called the meeting to order. Councilmember Graham 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

NOVEMBER 4, 2014

5:00 P.M.

-
1. Meeting called to order - President Jordan
 2. Invocation - Councilmember Graham
 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 October 21, 2014 meeting.
- (b) Confirm payment of bills by the City Treasurer.

- (c) Resolution authorizing the City to enter into a contract with T. J. Construction, Inc., to provide labor, equipment, materials and incidentals necessary to install a 10" H.P. Gas Main Line Extension—Phase 2 on Cox Creek Parkway, in the amount of \$142,321.40, to be paid from budgeted funds, Account #376.00, sponsored by Mike Doyle.
- (d) Resolution authorizing the City to enter into a contract with Shoals MPE, Inc., to provide labor, equipment, materials and incidentals necessary to replace the water heater at Blackberry Trail Golf Course Pro Shop Building, in the amount of \$4,351.00, to be paid from budgeted funds, Account #266-44730, sponsored by Todd Nix.
- (e) Resolution approving a Participant Addendum No. 2 to the Gas Exchange and Annual Balancing Agreement with Municipal Energy Resources Corporation (MERC) to add BP Energy Company (BPEC) as a natural gas supplier to the City, sponsored by Mike Doyle.
- (f) Resolution approving an Addendum to Gas Supply Contract with BP Energy Company (BPEC) to add BPEC as a supplier to the City's existing cooperative contract with Municipal Energy Resources Corporation (MERC) to purchase discounted natural gas, sponsored by Mike Doyle.
- (g) Resolution to approve a contract with the Court Appointed Special Advocates for Children of Florence/Lauderdale County (CASA), in the amount of \$3,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council. **(This item was removed)**
- (h) Resolution to approve a contract with Children's Museum of the Shoals, Inc., in the amount of \$10,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council. **(This item was removed)**
- (i) Resolution to approve a contract with the Colbert-Lauderdale Attention Homes, Inc., in the amount of \$15,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council. **(This item was removed)**
- (j) Resolution to approve a contract with the Community Action Agency of Northwest Alabama, Inc., in the amount of \$6,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council. **(This item was removed)**
- (k) Resolution to approve a contract with the Community Action Agency of Northwest Alabama, Inc. - Meals on Wheels, in the amount of \$7,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council. **(This item was removed)**
- (l) Resolution to approve a contract with Florence Main Street, Inc., in the amount of \$50,000.00, to be paid from budgeted funds in monthly installments, sponsored by Mayor Haddock and the City Council. **(This item was removed)**
- (m) Resolution to approve a contract with Burrell Normal - Burrell High - Burrell Slater School Alumni Association to provide for the delivery of meals for homebound elderly, sick persons and handicapped in West Florence; encourage at-risk students to stay in school and dropouts to return to school or complete GED and encourage citizens to cooperate with law enforcement in crime prevention and gang suppression, in the amount of \$10,000.00, to be paid from budgeted funds sponsored by Mayor Haddock and the City Council.
- (n) Resolution to approve a contract with the Foster Grandparents Program, in the amount of \$4,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (o) Resolution to approve a contract with the ARC of the Shoals, Inc., in the amount of \$11,200.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.

- (p) Resolution to approve a contract with Downtown Florence Unlimited, Inc., in the amount of \$10,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.**(This item was removed)**
- (q) Resolution to approve a contract with the Northwest Alabama Community Health Association, in the amount of \$5,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.**(This item was removed)**
- (r) Resolution to approve a contract with Rape Response, Inc., in the amount of \$2,500.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.**(This item was removed)**
- (s) Resolution to approve a contract with the Salvation Army, in the amount of \$4,800.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.**(This item was removed)**
- (t) Resolution to approve a contract with the Cramer Children's Center, Inc., in the amount of \$5,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.**(This item was removed)**
- (u) Resolution to approve a contract with Maud Lindsey Kindergarten, Inc., in the amount of \$12,825.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.**(This item was removed)**
- (v) Resolution to approve a contract with the Music Preservation Society, Inc., in the amount of \$15,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.**(This item was removed)**
- (w) Resolution to approve a contract with the Boys and Girls Club of Northwest Alabama, in the amount of \$10,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.**(This item was removed)**
- (x) Resolution to approve a contract with Safeplace, Inc., in the amount of \$10,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (y) Resolution to approve a contract with Westminster Interfaith Caring Place, in the amount of \$5,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.

12. Regular Agenda:

13. General Business:

- (a) Resolution – Alcohol Beverage License Application for the operation of a Package Store with Off-Premises Liquor, Beer & Wine by HP OIL CO., LLC,, d/b/a HAPPY'S PACKAGE STORE #2, located at 3504-B CLOVERDALE RD FLORENCE, AL 35633, sponsored by Robert M. Leyde.
- (b) Resolution – Alcohol Beverage License Application for the operation of a Package Store with Off-Premises Liquor, Beer & Wine by SOUTHEAST FIRE APARATUS INC. d/b/a DARBY DRIVE PACKAGE STORE, located at 1820 DARBY DRIVE, FLORENCE, AL 35630, sponsored by Robert M. Leyde.
- (c) Resolution – Alcohol Beverage License Application for the operation of an Automobile Self Service Station & Convenience Foods with Off-Premises Beer by HP OIL CO., LLC., d/b/a PARADISE FOOD MART #2, located at 3504 - A CLOVERDALE RD, FLORENCE, AL 35633, sponsored by Robert M. Leyde.

- (d) Resolution – Alcohol Beverage License Application for the operation of a Microbrewery (manufacturer for State purposes) with On-Premises Beer by BLUEWATER BREWING COMPANY, INC., d/b/a BLUEWATER BREWING COMPANY, located at 318 SOUTH ROYAL AVENUE, FLORENCE, AL 35630, sponsored by Robert M. Leyde.
- (e) Resolution – Alcohol Beverage License Application for the operation of a Full Menu Restaurant with On-Premises Liquor, Beer & Wine by THE RISING CRUST PIZZA AND HOPS, LLC., d/b/a THE RISING CRUST PIZZA AND HOPS, located at 4136 FLORENCE BLVD, FLORENCE, AL 35630, sponsored by Robert M. Leyde.

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

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Beautification Board	Linda Van Sandt	08/05/2008	11/01/14
	Patricia Bulls-Butler	01/03/2012	11/01/14
Historical Board	Billy Richardson	12/17/2005	12/17/14
	David Curott	02/07/2012	12/17/14
	Bradley Dean	12/20/2011	12/17/14
Housing/Construction Appeals Board	Fitzgerald Hill	09/06/05	09/30/14
Library Board	Simpson Russell	01/04/2000	12/01/14
	Peter Paine	02/18/97	12/01/14
Parks & Rec	Bill Burke	01/06/09	10/30/14
	Mike Williams	12/01/09	10/30/14
Tree Commission	Louise Bone	03/01/94	11/03/14
	Preston Hillis	02/03/09	11/03/14

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

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

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

16. Motion to Adjourn.

President Jordan asked for a motion to remove Consent Agenda Items 11 (g) thru 11 (l) and Consent Agenda Items 11 (p) thru 11 (w). Councilmember Morris moved for the removal of the Consent Agenda Items. 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

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:

Mayor Haddock presented a Proclamation designating the week of November 9 thru 15 as “The week of the Family”. This Proclamation was received by Ms. Carrie Stevens on behalf of the Church of Jesus Christ of Latter Day Saints.

Mayor Haddock noted that “First Friday” is this Friday, November 7. Mayor Haddock further noted that the Florence Falcons will host a play off game this Friday.

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 a Resolution – Alcohol Beverage License Application for the operation of a Package Store with Off-Premises Liquor, Beer & Wine by HP OIL CO., LLC,, d/b/a HAPPY'S PACKAGE STORE #2, located at 3504-B CLOVERDALE RD, FLORENCE, AL 35633, 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
Andrew Betterton

Noes: None

Councilmember Betterton 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 a Resolution – Alcohol Beverage License Application for the operation of a Package Store with Off-Premises Liquor, Beer & Wine by SOUTHEAST FIRE APARATUS INC. d/b/a DARBY DRIVE PACKAGE STORE, located at 1820 DARBY DRIVE, FLORENCE, AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Betterton 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
Andrew Betterton

Noes: None

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

Discussion:

President Jordan noted that all alcohol applications that come before the City Council have had background checks completed by the Police Department and that all other City Departments have also approved the applications.

There being no further 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 – Alcohol Beverage License Application for the operation of an Automobile Self Service Station & Convenience Foods with Off-Premises Beer by HP OIL CO., LLC., d/b/a PARADISE FOOD MART #2, located at 3504 - A CLOVERDALE RD, FLORENCE, AL 35633, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Smith 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.

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 – Alcohol Beverage License Application for the operation of a Microbrewery (manufacturer for State purposes) with On-Premises Beer by BLUEWATER BREWING COMPANY, INC., d/b/a BLUEWATER BREWING COMPANY, located at 318 SOUTH ROYAL AVENUE, FLORENCE, AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Betterton 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
Andrew Betterton

Noes: None

Councilmember Graham moved for adoption of the foregoing Resolution. Councilmember Morris 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 – Alcohol Beverage License Application for the operation of a Full Menu Restaurant with On-Premises Liquor, Beer & Wine by THE RISING CRUST PIZZA AND HOPS, LLC., d/b/a THE RISING CRUST PIZZA AND HOPS, located at 4136 FLORENCE BLVD, FLORENCE, AL 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
Andrew Betterton

Noes: None

Councilmember Graham moved for adoption of the foregoing Resolution. 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

Board Openings within the next 90 days or less:

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Beautification Board	Linda Van Sandt	08/05/2008	11/01/14
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	Peter Paine	02/18/97	12/01/14
Parks & Rec	Bill Burke	01/06/09	10/30/14
	Mike Williams	12/01/09	10/30/14
Tree Commission	Louise Bone	03/01/94	11/03/14
	Preston Hillis	02/03/09	11/03/14

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

Ms. Dora Goodloe, 515 North Cypress Street, appeared and made comments regarding fraternities and loud music. Ms. Goodloe stated that it is sad that the City would give a group of students permission to have a party and to play loud music until 1:00 a.m. Ms. Goodloe asked the council to look into this matter. President Jordan stated that he is setting up a meeting with Mr. Shields with UNA regarding this matter. President Jordan further stated that he appreciates Ms. Goodloe for bringing this matter to the Council's attention.

Mr. Billy Ray Simpson, 755 West Alabama Street, appeared and made general comments regarding alcohol. Mr. Simpson stated that more alcohol means more guns.

Mr. Simpson made comments regarding the appropriations that were removed from tonight's agenda. Mr. Simpson stated that he understands that these groups need to be more accountable.

Mr. Joey Leavitt, 115 Creekside Drive, appeared and made comments regarding litter and a social media website entitled "litterbugs suck" that he and his daughter have created. Mr. Leavitt stated that he wants to find a creative solution to litter problems. Mr. Leavitt further stated that he wants to change the way people look at litter. Mr. Leavitt stated that he wants littering to become socially unacceptable.

Council Reports and Comments:

Councilmember Smith noted that the District 1 Community meeting will be held on Thursday, November 13. Councilmember Smith reminded everyone of Veterans Day on Tuesday, November 11.

Councilmember Morris encouraged everyone to go vote in today's election.

Councilmember Graham thanked those who attended the District 1 Community meeting that was held recently.

Councilmember Edwards noted that today is "election day" and if you have not voted yet, you still have time.

Councilmember Betterton stated that he is thankful to the many wonderful people in the Shoals that he has met over the past year.

President Jordan thanked Mr. Levitt for coming and speaking out about litter.

Councilmember Betterton presented the closing prayer.

There being no further business the meeting was adjourned.

ATTEST:

CITY CLERK

