



**CITY OF FLORENCE
MINUTES OF CITY COUNCIL
MARCH 5, 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, March 5, 2019. President Jordan called the meeting to order. Councilmember Betterton 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

MARCH 5, 2019

5:00 P.M.

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1. Meeting called to order - President Jordan
 2. Invocation - Councilmember Betterton
 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 February 5, 2019, meeting.

- (b) Confirm payment of bills by the City Treasurer.
- (c) Resolution to approve a contract with Keeton Electric Company to provide labor, equipment, materials, and incidentals necessary for electrical upgrades for the installation of the new line at recycle plant, in the amount of \$19,426.48, to be paid from budgeted funds, Account #1053-43125, sponsored by David Koonce. **(This item was moved to Regular Agenda Item 12 (d))**
- (d) Resolution to approve a contract with Thompson Tractor Company, Inc., for travel, labor, equipment, and other incidentals to do preventive maintenance and service work for landfill heavy equipment, to be paid from budgeted funds, Account #261-43200, according to the Customer Support Agreement and Service Department Labor Rate Schedule, sponsored by David Koonce.
- (e) Resolution to approve a contract with Thompson Tractor Company, Inc., for travel, labor, equipment, and other incidentals to do preventive maintenance and service work for Street Department heavy equipment, to be paid from budgeted funds, Account #261-43120, according to the Customer Support Agreement and Service Department Labor Rate Schedule, sponsored by David Koonce.
- (f) Resolution to approve a contract with Southern Environmental Engineering to provide sampling, analysis, and reporting as required for the NPDES permit, in the amount of \$860.00, to be paid from budgeted funds, Account #256-43200, sponsored by David Koonce.
- (g) Resolution to assign the contract with Joyce Engineering, Inc., to Labella Associates, D.P.C., to provide professional engineering services required by ADEM for a three-year period for the operation of the Florence Landfill, sponsored by David Koonce.
- (h) Resolution to approve a contract with LaBella Associates, D.P.C., for a landfill capacity study, in the amount of \$12,400.00, to be paid from budgeted funds, Account #267-43200, sponsored by David Koonce.
- (i) Resolution to amend the In Aid of Construction charges, sponsored by Richard Morrissey. **(This item was moved to Regular Agenda Item 12 (c))**
- (j) Resolution to approve an agreement with Cloud 9 Solution, LLC, for the installation of cable attachments on our poles to provide high-speed internet, TV, and phone services to rural areas in Lauderdale County, sponsored by Richard Morrissey.
- (k) Resolution to approve a contract with Progressive Crane, LLC, to provide labor, equipment, materials and incidentals necessary for the removal and disposal of an existing 10 ton bridge crane and the installation of a new, complete, and tested, fully operational 10 ton bridge crane, in the amount of \$71,736.00, to be paid from budgeted funds, Account #394.00, sponsored by Richard Morrissey.
- (l) Resolution to approve a contract with T. J. Construction, Inc., to provide labor, equipment, materials and incidentals necessary for Gas Line Remediation, in the amount of \$91,161.36, to be paid from budgeted funds, Account #856.00, sponsored by Mike Doyle.
- (m) Resolution to approve a contract with Shoals Electric to provide and install LED lighting in the parking lot, cart barn, and pro shop, in the amount of \$19,750.00, to be paid from budgeted funds, Account #1147-44730, sponsored by Todd Nix. **(This item was moved to Regular Agenda Item (e))**
- (n) Resolution to approve a contract with Jabco, Inc., to repair three existing pool ladders at the Handy Recreation Pool, in the amount of \$1,450.00, to be paid from budgeted funds, Account #260-44410, sponsored by Todd Nix.
- (o) Resolution to enter into a contract with Jabco, Inc., to replace all components of the filtration of the wading pool at the Handy Recreation Center, in the amount of \$2,700.00, to be paid from budgeted funds, Account #1047-44410, sponsored by Todd Nix.

- (p) Resolution to approve a contract with Jabco, Inc., to clean, repair cracks and apply new texture to the entire pool deck at the Handy pool, in the amount of \$36,042.00, to be paid from budgeted funds, Account #117-260-44410, sponsored by Todd Nix.
- (q) Resolution to approve payment of an invoice from Langston Service Group, LLC, to furnish and install a 10 condenser and two 5-ton furnaces at the Florence Senior Center, in the amount of \$11,500.00, to be paid from budgeted funds, Account #266-44410, sponsored by Todd Nix.
- (r) Resolution to approve a contract with Pro-Rain Irrigation Services, Inc., to provide labor, equipment, materials, and incidentals necessary to renovate five ball fields at Veteran's Park, in the amount not to exceed \$49,799.90, to be paid from budgeted funds, Account #110-939-48100, sponsored by Todd Nix.
- (s) Resolution to approve a contract with Ringer's Garage Door, Inc., to provide labor and materials to install eight sectional roll-up doors for protection of the trailers and equipment at Station #2, in the amount of \$9,500.00, to be paid from budgeted funds, Account #266-42200, sponsored by Chief Perkins.
- (t) Resolution to approve a contract with Ringer's Garage Door, Inc., to provide the removal of the old bay door and to install a new one at Station #1, in the amount of \$9,469.00, to be paid from budgeted funds, Account #266-42200, sponsored by Chief Perkins.
- (u) Resolution to approve a contract with Skip's Handy Service to replace press wood floor, wall, wall paneling on the top floor of the press box, the ceiling on lower floor, and to install laminate flooring on the bottom and top floors, at the baseball field across from Veteran's Memorial, in the amount of \$12,500.00, to be paid from budgeted funds, Account #110-939-48100, sponsored by Todd Nix.
- (v) Resolution to approve a contract with Sutton Fence to replace and repaint the ball field fences at Veterans Park, in the amount of \$49,100.00, to be paid from budgeted funds, Account #110-939-48100, sponsored by Todd Nix.
- (w) Resolution to approve a contract with CIR, Inc., to paint the five shelters at Veterans Park, in the amount of \$21,000.00, to be paid from budgeted funds, Account #110-939-48100, sponsored by Todd Nix.
- (x) Resolution to approve a contract with Shoals Ambulance LLC, to perform ambulance services to the City, sponsored by George Grabryan.
- (y) Resolution to approve a contract with The Radio Shop, Inc., to provide labor, equipment, materials, and incidentals necessary for completion of work for communication maintenance and service to all City Departments, in the monthly amount of \$1,374.65, to be paid from budgeted funds, sponsored by George Grabryan.
- (z) Resolution to approve a Legal Representation Agreement with The DiLorenzo Law Firm, LLC, to provide litigation counsel regarding the City's claim against opioid drug manufacturers and distributors, sponsored by Bill Musgrove.
- (aa) Resolution to appoint Jay Harding to the Florence Beautification Board, sponsored by the City Council.
- (bb) Resolution to appoint Michelle Jones to the Florence-Lauderdale Port Authority, sponsored by the City Council.
- (cc) Resolution to advance and reimburse travel expenses to City employees, sponsored by Mayor Holt.

12. Regular Agenda:

- (a) Ordinance to lease a portion of the sidewalk at 105 North Court Street to Rick Elliott d/b/a City Hardware LLC, to be used for outdoor seating, in the amount of \$100.00 per year for a three-year period, sponsored by Bill Musgrove.

- (b) Resolution to approve the construction of an extended service area to include a portion of the sidewalk in front of City Hardware LLC, located at 105 North Court Street, sponsored by Bill Musgrove.
- (c) Resolution to amend the In Aid of Construction charges, sponsored by Richard Morrissey. **(This item was moved from Consent Agenda Item 11 (i))**
- (d) Resolution to approve a contract with Keeton Electric Company to provide labor, equipment, materials, and incidentals necessary for electrical upgrades for the installation of the new line at recycle plant, in the amount of \$19,426.48, to be paid from budgeted funds, Account #1053-43125, sponsored by David Koonce. **(This item was moved from Consent Agenda Item 11 (c))**
- (e) Resolution to approve a contract with Shoals Electric to provide and install LED lighting in the parking lot, cart barn, and pro shop, in the amount of \$19,750.00, to be paid from budgeted funds, Account #1147-44730, sponsored by Todd Nix. **(This item was moved from Consent Agenda Item 11 (m))**
- (f) Resolution to approve a contract with James Alexander Mapping and Surveying to provide professional services for two drainage easement projects, sponsored by Bill Batson. **(This item was added to the Regular Agenda)**

13. General Business:

- (a) Resolution – Alcohol Beverage License Application for a Full Menu Restaurant with On-Premises Liquor, Beer & Wine, by MCFARLANE AND COMPANY LLC, d/b/a BLANK, located at 1121 NORTH WOOD AVENUE, FLORENCE, AL 35630, sponsored by Robert M. Leyde.

- (b) 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
Library Board (Regional)	Drucilla Gambrell	05/05/98	01/28/19
Port Authority	Vacancy		
Tree Commission	Vacancy		

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

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

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

16. Motion to Adjourn.

President Jordan noted that it was decided at the earlier work session to move the following items from the Consent Agenda to the Regular Agenda:

Consent Agenda Item 11 (i) Resolution to amend the In Aid of Construction charges, sponsored by Richard Morrissey to Regular Agenda Item 12 (c).

Consent Agenda Item 11 (c) Resolution to approve a contract with Keeton Electric Company to provide labor, equipment, materials, and incidentals necessary for electrical upgrades for the installation of the new line at recycle plant, in the amount of \$19,426.48, to be paid from budgeted funds, Account #1053-43125, sponsored by David Koonce to Regular Agenda Item 12 (d).

Consent Agenda Item 11(m) Resolution to approve a contract with Shoals Electric to provide and install LED lighting in the parking lot, cart barn, and pro shop, in the amount of \$19,750.00, to be paid from budgeted funds, Account #1147-44730, sponsored by Todd Nix to Regular Agenda Item 12 (e).

President Jordan further noted that it was also decided to add Regular Agenda Item 12 (f) Resolution to approve a contract with James Alexander Mapping and Surveying to provide professional services for two drainage easement projects, sponsored by Bill Batson.

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 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

Message from the Mayor:

Mayor Holt made general comments regarding budget meetings, First Fridays and the opening of the new Animal Shelter.

Mayor Holt's comments regarding Florence City Schools follow, to wit:

Councilmember Edwards commended the students from Florence High School that produced and broadcasted the CP Telethon last Sunday.

Report of Department Heads:

George Grabryan, EMA Director, made comments regarding the recent flood damage that occurred in Lauderdale County and City of Florence. Mr. Grabryan asked everyone who sustained damage to call his office at (256) 760-6363 and answer a survey about their damage. Mr. Grabryan stated that this information will be reported to the State EMA as well as FEMA.

Report of Standing Committee:

President Jordan noted that due to the sales tax increase, the City is now able to fund repairs in Veterans Park.

Councilmember Betterton, Chairperson of the Parks & Recreation Committee, comments follow, to wit:

Public Hearing: none

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

Mr. John Blackburn, Assistant Business Manager, for IBEW Local #558, appeared and made comments in opposition to Regular Agenda Item 12 (c) Resolution to amend the In Aid of Construction charges, sponsored by Richard Morrissey. Mr. Blackburn stated that the work that was described in the resolution has been performed by Electricity Department employees for many years. Mr. Blackburn further stated that the Electricity Department employees can provide better work.

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 Bradley 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 lease a portion of the sidewalk at 105 North Court Street to Rick Elliott d/b/a City Hardware LLC, to be used for outdoor seating, in the amount of \$100.00 per year for a three-year period, sponsored by Bill Musgrove. Said Ordinance follows, to wit:

Councilmember Eubanks moved for immediate consideration of the foregoing Ordinance.

Councilmember Betterton 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 Ordinance. 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 the construction of an extended service area to include a portion of the sidewalk in front of City Hardware LLC, located at 105 North Court Street, sponsored by Bill Musgrove. Said Resolution follows, to wit:

Councilmember Eubanks moved for immediate consideration of the foregoing Resolution.

Councilmember Edwards 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 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 amend the In Aid of Construction charges, sponsored by Richard Morrissey. Said Resolution follows, to wit:

President Jordan moved for immediate consideration of the foregoing Resolution.

No one seconded the motion, therefore the resolution will be carried over until the next Council meeting.

City Clerk, Robert M. Leyde, presented a Resolution to approve a contract with Keeton Electric Company to provide labor, equipment, materials, and incidentals necessary for electrical upgrades for the installation of the new line at recycle plant, in the amount of \$19,426.48, to be paid from budgeted funds, Account #1053-43125, sponsored by David Koonce. 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 Eubanks 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

Noes: None

Abstain: Andrew Betterton

City Clerk, Robert M. Leyde, presented a Resolution to approve a contract with Shoals Electric to provide and install LED lighting in the parking lot, cart barn, and pro shop, in the amount of \$19,750.00, to be paid from budgeted funds, Account #1147-44730, sponsored by Todd Nix. Said Resolution follows, to wit:

Councilmember Eubanks moved for immediate consideration of the foregoing Resolution.

Councilmember Edwards 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 Bradley 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

Noes: None

Abstain: Andrew Betterton

City Clerk, Robert M. Leyde, presented a Resolution to approve a contract with James Alexander Mapping and Surveying to provide professional services for two drainage easement projects, sponsored by Bill Batson. 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 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

City Clerk, Robert M. Leyde, presented a Resolution – Alcohol Beverage License Application for a Full Menu Restaurant with On-Premises Liquor, Beer & Wine, by MCFARLANE AND COMPANY LLC, d/b/a BLANK, located at 1121 NORTH WOOD AVENUE, FLORENCE, AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Eubanks moved for immediate consideration of the foregoing Resolution.

Councilmember Betterton 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 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

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
Library Board (Regional)	Drucilla Gambrell	05/05/98	01/28/19
Port Authority	Vacancy		
Tree Commission	Vacancy		

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

Mr. Bill Smoak, 2424 Roberts Lane, appeared and made comments regarding the budget amendment that was approved on February 5 for Fire and Police salaries and projects to be determined.

Mr. Smoak stated that the Council should have placed a time limit on the sales tax increase. Mr. Smoak further stated that a list of projects with costs should have been established prior to increasing the sales tax. Mr. Smoak stated that the Fire and Police salary increases was a small portion of the tax revenue that is being generated by the tax increase. Mr. Smoak further stated that at the Council meeting on November 7, 2017, newly elected Councilmembers stated that a list of projects with costs should be provided before a sales tax increase is approved. Mr. Smoak further stated that it is not too late for the Council to limit the years of the sales tax increase.

Council Reports and Comments:

Councilmember Edwards made comments regarding the Florence City School system. Councilmember Edwards stated that everyone should be very proud of our school system.

Councilmember Betterton also made comments regarding the Florence City School system.

Councilmember Simmons had no comments.

Councilmember Bradley thanked everyone for their attendance tonight. Councilmember Bradley stated that the roundabout project is moving forward and Veterans Park issues are being addressed. Councilmember Bradley further stated there are plans for the shelters in Veterans Park.

Councilmember Eubanks' comments follow, to wit:

President Jordan noted that Regular Agenda Item 12 (c) Resolution to amend the In Aid of Construction charges, sponsored by Richard Morrissey will be carried over until the next Council meeting. President Jordan further noted that there are various areas that will benefit from the sales tax increase such as Streetscape in downtown and also the completion of River Heritage.

Councilmember Edwards presented the closing prayer.

There being no further business the meeting was adjourned.

ATTEST:

CITY CLERK