



**CITY OF FLORENCE
MINUTES OF CITY COUNCIL
APRIL 3, 2018**

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 3, 2018. President Jordan called the meeting to order. Mayor Holt 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 3, 2018

5:00 P.M.

-
1. Meeting called to order - President Jordan
 2. Invocation - Mayor Holt
 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:
 - (a) Proposal to rezone 2809 Cloverdale Road from R-1 (Single-Family Residential District) to R-B (Residential Business District), as requested by Trey Alexander.
 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 20, 2018, meeting.
 - (b) Confirm payment of bills by the City Treasurer.

- (c) Resolution to approve the contract with Irons Electric Co., Inc., to provide labor, equipment, materials and incidentals necessary to repair one (1) LUMEC light pole and fixture in McFarland Park, in the amount of \$6,244.33, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix. **(This item was moved to Regular Agenda Item 12 (c))**
 - (d) Resolution to approve the Agreement between the City and the Alabama Department of Transportation for the Alabama Transportation Rehabilitation and Improvement Program (ATRIP), Project No. ACOA61359-ATRP (014); ATRIP No. 39-05-11, for construction of a roundabout at the intersection of Royal Avenue and Huntsville Road, length - 0.083 miles, with 80% of the cost from Federal Funds and 20% from the City's budgeted Fund 188, Account #954-48128, sponsored by Bill Batson.
 - (e) Resolution to approve the contract with SBS Electric Supply Co., Inc., to provide labor, equipment, materials and incidentals to install a transfer switch on the generator at Fire Station #5, in the amount of \$2,352.00, to be expensed to Account #1047-42200, sponsored by Jeffrey Perkins. **(This item was removed)**
 - (f) Resolution to approve the Agreement between the City and the Alabama Department of Transportation to provide maintenance of a traffic signal to be installed at the intersection of Veterans Drive (SR 133) and Ironside Street, sponsored by Richard Morrissey. **(This item was removed)**
 - (g) Resolution to approve the Green Power Providers Amendment to the Agreement between the City and TVA regarding the Green Power Providers Program, Contract #TV-70310A, sponsored by Richard Morrissey. **(This item was removed)**
 - (h) Resolution to approve the contract between the City and the Shoals Storytelling Festival, in the amount of \$5,000.00, with \$2,500.00 to be paid from the Mayor's Special Projects Fund 398-41111 and \$2,500.00 to be paid from the City Council's Special Projects Fund 398-41112, sponsored by Mayor Holt and the City Council.
 - (i) Resolution to appoint the Rev. Christopher Reeves as a member of the Shoals Scope 310 Authority Board, sponsored by the City Council.
 - (j) Resolution to advance and reimburse travel expenses to City employees, sponsored by Mayor Holt.
12. Regular Agenda:
- (a) Ordinance to rezone 2809 Cloverdale Road from R-1 (Single-Family Residential District) to R-B (Residential Business District), sponsored by Melissa Bailey.
 - (b) Resolution to approve the Real Estate Sales Agreement between the City and Richards Real Estate Holdings, LLC, and the Estate of K.C. Richards for the purchase of property located at South Royal Avenue for the amount of \$125,000.00, sponsored by Bill Musgrove.
 - (c) Resolution to approve the contract with Irons Electric Co., Inc., to provide labor, equipment, materials and incidentals necessary to repair one (1) LUMEC light pole and fixture in McFarland Park, in the amount of \$6,244.33, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix. **(This item was moved from Consent Agenda Item 11 (c))**
13. General Business:
- (a) Resolution - Alcohol Beverage License Application for the operation of a Lounge with On-Premises Liquor-Beer-Wine, by 10 SENSE HOLDINGS LLC, d/b/a THE BRASS MONKEY, located at 1816 DARBY DRIVE, FLORENCE, AL 35630, sponsored by Robert M. Leyde.
 - (b) Resolution - Alcohol Beverage License Application for the operation of an Automobile Self-Service Station & Convenience Foods with Off-Premises Beer & wine by SRI AKSHAR INC., d/b/a VICTORY MART, located at 2411 DARBY DRIVE, FLORENCE, AL 35630, sponsored by Robert M. Leyde.

(c)	<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
	Civil Service Board	Scott Morris Roderick Sheppard	04/16/13 05/14/13	04/18 04/18
	Ind. Dev. Board	Bryan Austin James W. Bobo II	04/04/07 04/17/12	04/05/18 04/05/18
	Library Board (Reg)	Vacancy		
	Riverbend Center	Betty M. Robertson	05/07/91	04/01/18
	Zoning Adjustments	Brad Dethero Ry Griffin Morris Cracraft	06/21/11 12/18/12 05/07/13	05/17/18 05/17/18 05/17/18

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

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

- Council member Eubanks
- Council member Edwards
- Council member Betterton
- Council member Simmons
- Council member Bradley
- Council member Jordan

16. Motion to Adjourn.

President Jordan noted that it was decided at the earlier work session to move Consent Agenda Item 11 (c) Resolution to approve the contract with Irons Electric Co., Inc., to provide labor, equipment, materials and incidentals necessary to repair one (1) LUMEC light pole and fixture in McFarland Park, in the amount of \$6,244.33, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix to Regular Agenda Item 12 (c). President Jordan further noted that it was also decided to remove Consent Agenda Item 11 (e) Resolution to approve the contract with SBS Electric Supply Co., Inc., to provide labor, equipment, materials and incidentals to install a transfer switch on the generator at Fire Station #5, in the amount of \$2,352.00, to be expensed to Account #1047-42200, sponsored by Jeffrey Perkins, Consent Agenda Item 11 (f) Resolution to approve the Agreement between the City and the Alabama Department of Transportation to provide maintenance of a traffic signal to be installed at the intersection of Veterans Drive (SR 133) and Ironside Street, sponsored by Richard Morrissey and Consent Agenda Item 11 (g) Resolution to approve the Green Power Providers Amendment to the Agreement between the City and TVA regarding the Green Power Providers Program, Contract #TV-70310A, sponsored by Richard Morrissey.

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 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

Message from the Mayor:

Mayor Holt presented a Proclamation designating the week of April 22-28, 2018, as “Parental Alienation Prevention” week and more specifically, Wednesday, April 25, as “Parental Alienation Awareness” day.

Mayor Holt presented a Proclamation designating the first Wednesday of April each year as “Start By Believing” day. The Proclamation was received by Ms. Elizabeth Moore, Executive Director of One Place of the Shoals.

Mayor Holt presented a Proclamation designating the month of April as “Fair Housing” month. The Proclamation was received by Melissa Bailey, Planning and Community Development Director.

Mayor Holt presented a Proclamation designating the week of April 2-6, 2018, as “National Community Development” week. The Proclamation was received by Melissa Bailey, Planning and Community Development Director.

Mayor Holt presented a Proclamation designating the month of April as “Earth” month. The Proclamation was received by Ms. Nancy Muse and other members for the Shoals Earth Month Board.

Mayor Holt presented a Proclamation designating the week of April 8-14, 2018, as “Public Safety Tele-Communicators” week. The Proclamation was received by George Grabryan, Lauderdale County EMA/911 Director.

Report of Department Heads: none

Report of Standing Committee:

Councilmember Eubanks Public Works Committee’s report follows, to wit:

Public Hearing:

President Jordan noted that this is the day and time advertised for a public hearing regarding the proposed rezoning of property located at 2809 Cloverdale Road from R-1 (Single-Family Residential District) to R-B (Residential Business District), as requested by Trey Alexander.

Melissa Bailey, Planning Director, appeared and stated that the proposed rezoning was unanimously recommended by the Planning Commission since to it fits the City's master plan.

Mr. Bobby Roberson, 314 Sherborne Court, appeared and made comments in support of the proposed rezoning. Mr. Roberson stated that the business that is planned for the property will most likely be a nine to five operation and will be closed on Sundays.

There being no further comments, President Jordan closed the Public Hearing.

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

Mr. Bill Smoak, 2424 Roberts Lane, appeared and made comments regarding Regular Agenda Item 12 (b) Resolution to approve the Real Estate Sales Agreement between the City and Richards Real Estate Holdings, LLC, and the Estate of K.C. Richards for the purchase of property located at South Royal Avenue for the amount of \$125,000.00, sponsored by Bill Musgrove. Mr. Smoak noted that an article in the TimesDaily Newspaper stated that the total cost of the property is one hundred and fifty thousand dollars and to be partial funded by a Brownfield grant. Mr. Smoak asked the Council if the City has received funds from the Brownfield grant. Mr. Smoak also asked questions regarding the capping of the wells on the property. Mr. Smoak noted that the total cost for the roundabout and the Richards Metals property and cleanup could cost a half a million dollars.

Consent Agenda:

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

Councilmember Betterton 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 rezone 2809 Cloverdale Road from R-1 (Single-Family Residential District) to R-B (Residential Business District), sponsored by Melissa Bailey. Said Ordinance follows, to wit:

Councilmember Edwards 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 Edwards moved for adoption of the foregoing Ordinance.

President Jordan 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 Real Estate Sales Agreement between the City and Richards Real Estate Holdings, LLC, and the Estate of K.C. Richards for the purchase of property located at South Royal Avenue for the amount of \$125,000.00, sponsored by Bill Musgrove. 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: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

Councilmember Edwards moved for adoption of the foregoing Resolution.

President Jordan seconded the motion.

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

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

Noes: Michelle Eubanks

City Clerk, Robert M. Leyde, presented a Resolution to approve the contract with Irons Electric Co., Inc., to provide labor, equipment, materials and incidentals necessary to repair one (1) LUMEC light pole and fixture in McFarland Park, in the amount of \$6,244.33, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix. Said Resolution follows, to wit:

Councilmember Edwards 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 Simmons 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

Noes: None

Abstain: Andrew Betterton

City Clerk, Robert M. Leyde, presented a Resolution - Alcohol Beverage License Application for the operation of a Lounge with On-Premises Liquor-Beer-Wine, by 10 SENSE HOLDINGS LLC, d/b/a THE BRASS MONKEY, located at 1816 DARBY DRIVE, 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 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

City Clerk, Robert M. Leyde, Resolution - Alcohol Beverage License Application for the operation of an Automobile Self-Service Station & Convenience Foods with Off-Premises Beer & wine by SRI AKSHAR INC., d/b/a VICTORY MART, located at 2411 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 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 Simmons 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: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

Board Openings

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Civil Service Board	Scott Morris	04/16/13	04/18
	Roderick Sheppard	05/14/13	04/18
Ind. Dev. Board	Bryan Austin	04/04/07	04/05/18
	James W. Bobo II	04/17/12	04/05/18
Library Board (Reg)	Vacancy		
Riverbend Center	Betty M. Robertson	05/07/91	04/01/18
Zoning Adjustments	Brad Dethero	06/21/11	05/17/18
	Ry Griffin	12/18/12	05/17/18
	Morris Cracraft	05/07/13	05/17/18

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

Mr. Bill Smoak, 2424 Roberts Lane, appeared and made comments regarding Consent Agenda Item 11 (d) Resolution to approve the Agreement between the City and the Alabama Department of Transportation for the Alabama Transportation Rehabilitation and Improvement Program (ATRIP), Project No. ACOA61359-ATRP (014); ATRIP No. 39-05-11, for construction of a roundabout at the intersection of Royal Avenue and Huntsville Road, length - 0.083 miles, with 80% of the cost from Federal Funds and 20% from the City's budgeted Fund 188, Account #954-48128, sponsored by Bill Batson. Mr. Smoak noted that the Alabama Department of Transportation accepted a bid last week of \$1, 459,000.00 to construct the roundabout. Mr. Smoak questioned the City's timing approving the agreement with ALDOT.

Dr. Alvaro Segura, 116 Park Ridge Road, appeared and made comments regarding the Bellamy Apartment project currently under construction in West Florence. Dr. Segura stated that a meeting was held recently with City Officials, citizens living in Wildwood On Cypress Subdivision and the developers of the Bellamy housing project. Dr. Segura further stated that the meeting did clarify plans regarding access roads and private patios. Dr. Segura stated that the developer said that their environmental concerns have been misplaced. Dr. Segura further stated that after numerous requests he has not been provided the landscape and buffering plans. Dr. Segura also stated that he, along with his neighbors, has made suggestions regarding the parking lot and that they have gone unheard. Dr. Segura asked the Council what rights do citizens have during the rezoning and approval process for commercial projects.

Ms. Eva Knight, 2810 Waldridge Street, appeared and noted that the Senior Center is now unrecognizable. Ms. Knight stated that the walls have a fresh coat of paint and also new flooring. Ms. Knight further stated that the Center is currently being used for other events also.

Mr. Norman Allen, appeared and made comments regarding prostitution in McFarland Park. Mr. Allen noted that the Florence Police Drug Task Force is aware of the problem but no action has been taken. Mr. Allen further noted that he believes that there is corruption in the Police Department.

Council Reports and Comments:

Councilmember Eubanks had no comments.

Councilmember Edwards stated that the future of East Florence looks very bright. Councilmember Edwards noted that the purchase of the former Richards Plating property on South Royal Avenue could potentially add 50-80 additional parking spaces. Councilmember Edwards stated that he is very excited to see that area grow.

Councilmember Betterton gave a shout out to all first responders for the wonderful job that they do during emergencies.

Councilmember Simmons thanked everyone for their attendance to tonight's meeting. Councilmember Simmons asked that everyone be weather safe tonight.

Councilmember Bradley thanked everyone for their comments tonight. Councilmember Bradley noted that he had forwarded Mr. Allen's emails regarding McFarland Park to Chief Tyler.

Councilmember Bradley stated that the former Richards Plating property is desperately needed for parking. Councilmember Bradley noted that the roundabout project has been talked about for a very long time. Councilmember Bradley further noted that parking during the construction of the roundabout will be very limited. Councilmember Bradley stated that by adding more parking spaces, it will allow more businesses to locate in that area. Councilmember Bradley further stated that he is very excited about what is going on in East Florence.

President Jordan thanked Councilmember Betterton for his work with One Place of the Shoals. President Jordan stated that the City needed to provide adequate parking for merchants and their customers in East Florence.

President Jordan thanked Dr. Segura for his comments tonight. President Jordan stated that the maintenance building for the Bellamy Apartments is 250 feet from the creek and is within the required limits. President Jordan also stated that the developer plans to build a fence along the access road and parking lot so that the neighborhood across the creek will be unable to see car headlights. President Jordan further stated that the landscaping plans for the Bellamy Housing project are still being developed. President Jordan noted that as soon as the plans are ready he would let Dr. Segura know.

Councilmember Edwards presented the closing prayer.

There being no further business the meeting was adjourned.

ATTEST:

CITY CLERK