



**CITY OF FLORENCE  
MINUTES OF CITY COUNCIL  
AUGUST 7, 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, August 7, 2018. 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.

**AGENDA**

**CITY OF FLORENCE, ALABAMA**

**CITY COUNCIL MEETING**

**August 7, 2018**

**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:
    - (a) Proposal to rezone 1.30 acres located directly east of 2464 Mall Road to be rezoned from R-1 (Single-Family Residential District) to R-B (Residential Business District), as requested by Bert Bretherick.
  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 July 17, 2018, meeting.
    - (b) Confirm payment of bills by the City Treasurer.

- (c) Resolution to approve the contract with C&H Cooling & Heating, Inc., to provide labor, equipment, materials and incidentals necessary to repair an electrical cooling unit at the Cypress Water Plant, in the amount of \$1,879.00, to be paid from budgeted funds, Account #652.00 - Equipment Maintenance, sponsored by Mike Doyle.
  - (d) Resolution to approve the invoice from Deshazo, LLC, for labor, equipment, materials and incidentals necessary to repair the 10 ton crane in the maintenance shop at the Florence landfill maintenance shop, in the amount of \$2,279.56, to be paid from budgeted funds, Account #260-43200, sponsored by David Koonce.
  - (e) Resolution to approve the contract with Simco Construction, Inc., to provide labor, equipment, materials and incidentals necessary to repair multiple leaks at the Florence-Lauderdale Coliseum, in the amount of \$2,150.00, to be paid from budgeted funds, Account #266-44410, sponsored by Todd Nix.
  - (f) Resolution to approve the contract with The Lamar Company, to provide labor, equipment, materials and incidentals necessary to construct a ten (10) foot X forty (40) foot illuminated billboard to advertise the Frank Lloyd Wright/Rosenbaum House on I-65 north of Browns Ferry Road, in the amount of \$12,000.00, to be paid from budgeted funds from the Florence-Lauderdale Tourism Board, sponsored by Todd Nix.
  - (g) Resolution to approve the contract with A.D.F. Masonry & Construction, LLC, to provide labor, equipment, materials and incidentals necessary to replace a broken wall damaged by a vehicle along Dr. Hicks Boulevard, in the amount of \$1,200.00, to be paid from budgeted funds, Account #265-43400, sponsored by Todd Nix.
  - (h) Resolution to approve the invoice from Matthews Tree Service, for labor, equipment, materials and incidentals necessary to remove two (2) diseased trees at the Florence Cemetery, in the amount of \$5,000.00, to be paid from budgeted funds, Account #265-43400, sponsored by Todd Nix.
  - (i) Resolution to approve the donation of a 2004 Dodge Durango to the White Oak Volunteer Fire Department, sponsored by Ron Tyler.
  - (j) Resolution to approve the Memorandum of Understanding and Disparate Jurisdiction Agreement between the City of Florence and the Lauderdale County Commission and to authorize the City to apply for the 2018 Justice Assistance Grant (JAG) Program, sponsored by Ron Tyler.
  - (k) Resolution to approve the Memorandum of Understanding between the City of Florence and the University of North Alabama for the City to become a preferred corporate educational partner, sponsored by Mayor Holt.
  - (l) Resolution to approve an amendment to the contract among Lauderdale County, the City of Florence and Shoals Emergency Medical Services to allow Shoals Ambulance Service to utilize highly-skilled advanced EMTs for non-emergency transports, sponsored by Mayor Holt.
  - (m) Resolution to advance and reimburse travel expenses to City employees, sponsored by Mayor Holt.
12. Regular Agenda:
- (a) Ordinance to rezone the property located at 3920 Peach Street from R-2 (Single-Family Residential) to B-2/CO (General Business with Conditional Overlay), sponsored by Melissa Bailey. (THIS ORDINANCE DID NOT RECEIVE A UNANIMOUS VOTE FOR IMMEDIATE CONSIDERATION AT THE 07/17/18 COUNCIL MEETING. A VOTE FOR ADOPTION IS ALL THAT IS NEEDED AT THIS TIME.)
  - (b) Ordinance to rezone 1.30 acres located directly east of 2464 Mall Road from R-1 (Single-Family Residential District) to R-B (Residential Business District), sponsored by Melissa Bailey.
  - (c) Ordinance to amend Section 2-63 - Order of business, the Code of Florence, Alabama, as amended, sponsored by Mayor Holt and the City Council.
  - (d) Ordinance to amend the golf fee schedule for Blackberry Trail Golf Course, sponsored by Todd Nix.
  - (e) Resolution to adopt a schedule of rental policies and fees for The Club/Senior Center, sponsored by Todd Nix.

13. General Business:

- (a) Resolution - Alcohol Beverage License Application for a Special Event with On-Premises Beer by MIGHTY OAK PROMOTIONS, LLC, d/b/a ALABAMA CRAFT BEER FESTIVAL, located from 526 EAST COLLEGE STREET TO 516 EAST COLLEGE STREET, to take place on Saturday, September 29, FLORENCE AL 35630, sponsored by Robert M. Leyde.
- (b) Resolution - Alcohol Beverage License Application for the operation of an automobile service station & convenience foods with Off-Premises Beer & Wine by SHREE VERAI, INC., d/b/a CITGO, located at 1860 NORTH WOOD AVENUE, FLORENCE, AL 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>
SEDA	Bud Ward	12/04/12	09/30/18
	Brad Haddock	12/04/12	09/30/18
Tourism Board	David Abramson	08/17/10	10/29/18
	David Muhlenhof	09/16/14	10/29/18

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

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

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

16. Motion to Adjourn.

President Jordan asked for a motion for approval of the agenda. Councilmember Betterton moved for approval of the 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:** none

**Report of Department Heads:** none

**Report of Standing Committee:**

Councilmember Betterton's comments follow, to wit:

**Public Hearing:**

President Jordan noted that this is the day and time advertised for a public hearing regarding the proposed rezoning of 1.30 acres located directly east of 2464 Mall Road to be rezoned from R-1 (Single-Family Residential District to R-B (Residential Business District), as requested by Bert Bretherick.

Melissa Bailey, Planning Director, appeared and stated that the Planning Commission voted unanimously to recommend the rezoning to the Council.

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

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

Mr. Ludwig appeared and made comments in opposition to Regular Agenda Item 12 (d) Ordinance to amend the golf fee schedule for Blackberry Trail Golf Course, sponsored by Todd Nix. Mr. Ludwig stated that the increase will not be good for seniors.

Ms. Eva Knight, 2810 Waldrige Street, appeared and made comments regarding Regular Agenda Item 12 (e) Resolution to adopt a schedule of rental policies and fees for The Club/Senior Center, sponsored by Todd Nix. Ms. Knight stated that she would like money taken in on weekend rentals at the Senior Center to be used for the operation of the Senior Center.

**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 Simmons 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 the property located at 3920 Peach Street from R-2 (Single-Family Residential) to B-2/CO (General Business with Conditional Overlay), sponsored by Melissa Bailey. Said Ordinance follows, to wit:

Councilmember Eubanks 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 an Ordinance to rezone 1.30 acres located directly east of 2464 Mall Road from R-1 (Single-Family Residential District) to R-B (Residential Business District), sponsored by Melissa Bailey. Said Ordinance follows, to wit:

Councilmember Betterton moved for immediate consideration of the foregoing Ordinance.

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 Ordinance. 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 an Ordinance to amend Section 2-63 - Order of business, the Code of Florence, Alabama, as amended, sponsored by Mayor Holt and the City Council. Said Ordinance follows, to wit:

Councilmember Simmons moved for immediate consideration of the foregoing Ordinance.

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 Ordinance. 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

City Clerk, Robert M. Leyde, presented an Ordinance to amend the golf fee schedule for Blackberry Trail Golf Course, sponsored by Todd Nix. Said Ordinance follows, to wit:

Councilmember Bradley moved for immediate consideration of the foregoing Ordinance.

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

Ayes: Kaytrina Simmons  
David Bradley  
Michelle Eubanks  
Blake Edwards

Noes: William D. Jordan  
Andrew Betterton

**A motion for immediate consideration did not receive a unanimous vote, therefore the proposed ordinance will be carried over until the next City Council meeting.**

City Clerk, Robert M. Leyde, presented a Resolution to adopt a schedule of rental policies and fees for The Club/Senior Center, sponsored by Todd Nix. 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: 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 Bradley seconded the motion.

**Discussion:**

President Jordan stated that any revenue that is collected for rental fees, museum gift shops and other revenues are deposited back into the General Fund. President Jordan further stated that this is an accounting practice that the City abides by.

There being no further 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 Special Event with On-Premises Beer by MIGHTY OAK PROMOTIONS, LLC, d/b/a ALABAMA CRAFT BEER FESTIVAL, located from 526 EAST COLLEGE STREET TO 516 EAST COLLEGE STREET, to take place on Saturday, September 29, 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 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

City Clerk, Robert M. Leyde, presented a Resolution - Alcohol Beverage License Application for the operation of an automobile service station & convenience foods with Off-Premises Beer & Wine by SHREE VERAI, INC., d/b/a CITGO, located at 1860 NORTH WOOD AVENUE, FLORENCE, AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Bradley 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 Bradley moved for adoption of the foregoing Resolution. Councilmember Simmons 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>
SEDA	Bud Ward	12/04/12	09/30/18
	Brad Haddock	12/04/12	09/30/18
Tourism Board	David Abramson	08/17/10	10/29/18
	David Muhlenдорf	09/16/14	10/29/18

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

Mr. John Crowder, 421 Nottingham Road, appeared and made comments in support of the City's water quality reports. Mr. Crowder stated that for a number of years he has been reviewing the water quality reports and that the 2018 report is a "crown jewel" of water quality reports.

Mr. Billy Ray Simpson, 755 West Alabama Street, appeared and made comments regarding the safety of school children and discrimination of minorities. Mr. Simpson stated that the safety of our school children must be a priority. Mr. Simpson further stated that if he were Mayor he would fire department heads who discriminate against hiring minorities.

Mr. Simpson made comments regarding the no parking signs on Burgess Street. Mr. Simpson stated that residents were being blocked in their driveways and that there are signs that clearly says "no parking." Mr. Simpson further stated that citations need to be issued for those who continue to park on Burgess Street.

Mr. Norman Allen, 1025 Pruitt Street, appeared and made comments regarding parking on Cherokee Street. Mr. Allen stated that he owns rental property on Cherokee Street and parking is becoming a big problem. Mr. Allen further stated that this is a drug-infested area.

**Council Reports and Comments:**

Councilmember Simmons thanked everyone who was in attendance to tonight's meeting. Councilmember Simmons noted that the Bellamy Apartment project is completed and that the grand opening will take place on Wednesday, August 15. Councilmember Simmons stated that she is very proud of this project and it will be a great asset to West Florence.

Councilmember Simmons made comments regarding the parking problems on Burgess Street and Cherokee Street. Councilmember Simmons stated that she has been in contact with Chief Tyler regarding these problems. Councilmember Simmons further stated to contact the Police Department if the problems continue.

Councilmember Bradley thanked everyone who spoke tonight. Councilmember Bradley noted that he has been in touch with the State regarding lighting on Veterans Drive. Councilmember Bradley stated that since Veterans Drive is a State highway there maybe funding for additional street lights.

Councilmember Bradley made comments regarding the rezoning on Peach Street. Councilmember Bradley stated that the development will be an asset to the community. Councilmember Bradley further

stated that the Engineering Department and the Police Department will be monitoring the entering and exiting of the office complex to make sure that there are no issues.

Councilmember Eubanks noted that the Bicentennial celebration for August is dedicated to education. Councilmember Eubanks further noted that Mr. Billy Ray Warren, City Historian, will be making talks during this month.

Councilmember Edwards encouraged everyone to drive carefully due to students returning to class this week.

Councilmember Edwards thanked all City Departments for their hard work. Councilmember Edwards commended the Water Department for their good report. Councilmember Edwards also thanked the ladies representing DHR for their presentation at today's work session.

Councilmember Betterton had no comments.

President Jordan also thanked the ladies representing DHR for their presentation.

Councilmember Edwards presented the closing prayer.

There being no further business the meeting was adjourned.

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ATTEST:

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CITY CLERK