

**CITY OF FLORENCE  
MINUTES OF CITY COUNCIL  
March 18, 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, March 18, 2014. President Jordan called the meeting to order. Councilmember Morris 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.

**AGENDA**

**CITY OF FLORENCE, ALABAMA**

**CITY COUNCIL MEETING**

**March 18, 2014**

**5:00 P.M.**

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1. Meeting called to order - President Jordan
  2. Invocation - Councilmember Morris
  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) Rezoning of approximately 5.7 acres located on Peachtree Avenue, Northwest of Woodward Avenue from R-2 (Single Family Residential District) to R-3/CO (Multi-Family/Conditional Overlay District) as requested by Jim Stevenson.
  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 4, 2014 meeting.
    - (b) Confirm payment of bills by the City Treasurer.
    - (c) Resolution authorizing the City to enter into a contract with Alabama Painting Inc., to provide labor, equipment, materials and incidentals necessary to prepare and paint the eight (8) spotlight towers at the River Heritage Fountain, in the amount of \$13,740.00, to be paid from Account Fund 117, sponsored by Todd Nix.

- (d) Resolution authorizing the City to enter into a contract with General Sign Company, Inc., to provide labor, equipment, materials and incidentals necessary to furnish and install one new Trailblazer type sign for the Frank Lloyd Wright-Rosenbaum House, in the amount of \$2,650.00, to be paid from budgeted funds, sponsored by Melissa Bailey.
- (e) Resolution authorizing the City to enter into a contract with Barge, Waggoner, Sumner and Cannon, Inc., for the development of a comprehensive Master Plan for Veteran's Park and McFarland Park, in the amount of \$28,000.00, to be paid from the 1995 one cent sales tax capital fund, sponsored by Todd Nix.
- (f) Resolution to approve a Lease Agreement between the City of Florence and Magis Corporation, sponsored by Mayor Haddock and Bill Musgrove.
- (g) Resolution to appropriate an amount not to exceed \$35,000.00 from the City's Liability Insurance Fund to settle a lawsuit with Kenneth L. Thompson, sponsored by Bill Musgrove.
- (h) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Almeta Bankhead, sponsored by Melissa Bailey.
- (i) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Mattie Bodie, sponsored by Melissa Bailey.
- (j) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Bertha Brown, sponsored by Melissa Bailey.
- (k) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Margaret Goodloe, sponsored by Melissa Bailey.
- (l) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Mary Annette James, sponsored by Melissa Bailey.
- (m) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Bessie Lovelace, sponsored by Melissa Bailey.
- (n) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Alice Thompson, sponsored by Melissa Bailey.
- (o) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Jessie Summerhill, sponsored by Melissa Bailey.
- (p) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Thel Walker, sponsored by Melissa Bailey.
- (q) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Alma Wiley, sponsored by Melissa Bailey.
- (r) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Jonathan Wisdom, sponsored by Melissa Bailey.
- (s) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Lavanda Eastland, sponsored by Melissa Bailey.
- (t) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Lavanda Eastland, sponsored by Melissa Bailey.
- (u) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Marilyn McClure, sponsored by Melissa Bailey.
- (v) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Marilyn McClure, sponsored by Melissa Bailey.

- (w) Resolution to approve a Satisfaction of Mortgage from the City of Florence to Lula Long, sponsored by Melissa Bailey.
- (x) Resolution to advance and reimburse Travel Expenses to City employees, sponsored by Mayor Haddock.

12. Regular Agenda:

- (a) Ordinance to amend **Section 13-65, *Speed; adoption of state law; penalty*** of the Code of Florence, Alabama, as amended, sponsored by Bill Batson.
- (b) Ordinance to rezone approximately 5.7 acres located on Peachtree Avenue, Northwest of Woodward Avenue from R-2 (Single Family Residential District) to R-3/CO (Multi-Family/Conditional Overlay District), sponsored by Melissa Bailey.
- (c) Resolution to approve the construction of an extended service area to include a portion of the sidewalk in front of Odette Restaurant, located at 120 North Court Street, sponsored by Council President Jordan and Gary Williamson.

13. General Business:

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

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Agri-Business Center	Vacant		
Parks and Recreation	Randy Chapin	12/19/06	10/30/13
	Rick Collins	02/02/93	10/30/13
Scope 310	Reginald Owens	04/03/01	07/21/13
Industrial Development	Clint Wilkes	04/05/02	04/05/14
	Scott Haataja	10/14/03	04/05/14
	Bill Howard	12/06/05	04/05/14

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

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

Councilmember Smith  
Councilmember Morris  
Councilmember Graham  
Councilmember Edwards  
Councilmember Betterton  
Councilmember 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 Graham seconded the motion. There being no discussion, a vote taken thereon resulted as follows:

Ayes: Dave Smith  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

**Message from the Mayor:**

Mayor Haddock's comments follow, to wit:

**Report of Department Heads: None**

**Report of Standing Committee:**

Councilmember Betterton, Parks & Recreation Committee Chairperson, report follows, to wit:

**Public Hearing:**

President Jordan noted that this is the date and time advertised for the Public Hearing regarding the rezoning of approximately 5.7 acres located on Peachtree Avenue, from R-2 (Single Family Residential District) to R-3/CO (Multi-Family/Conditional Overlay District) as requested by Jim Stevenson.

Melissa Bailey, Planning Director, appeared and noted that the Planning Commission voted unanimously to recommend the rezoning of this property to the City Council.

There were no public comments.

President Jordan closed the public hearing portion of the Council meeting.

**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 Graham 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: 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 amend **Section 13-65, Speed; adoption of state law; penalty** of the Code of Florence, Alabama, as amended, sponsored by Bill Batson. Said Ordinance follows, to wit:

Councilmember Edwards moved for immediate consideration of the foregoing Ordinance.

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 Edwards moved for adoption of the foregoing Ordinance. 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  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented an Ordinance to rezone approximately 5.7 acres located on Peachtree Avenue, Northwest of Woodward Avenue from R-2 (Single Family Residential District) to R-3/CO (Multi-Family/Conditional Overlay District), sponsored by Melissa Bailey. Said Ordinance follows, to wit:



Councilmember Betterton moved for immediate consideration of the foregoing Ordinance.

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

**Discussion:**

President Jordan made comments in favor of the proposed ordinance. President Jordan stated that this rezoning is a good example of the way a conditional overlay should work.

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 to approve the construction of an extended service area to include a portion of the sidewalk in front of Odette Restaurant, located at 120 North Court Street, sponsored by Council President Jordan and Gary Williamson. 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

General Business:

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

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Agri-Business Center	Vacant		
Parks and Recreation	Randy Chapin	12/19/06	10/30/13
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Industrial Development	Clint Wilkes	04/05/02	04/05/14
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	Bill Howard	12/06/05	04/05/14

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

Mr. Jerry G. Brown and Ms. Anna Broadfoot, representing seniors from “The Club,” presented Mayor Haddock and members of the City Council, plaques expressing their appreciation for signing a lease agreement with Magis Corporation to allow senior citizens to continue using the property at the former Florence Golf & Country Club property for a term of five years.

Mr. Billy Ray Simpson, 755 West Alabama Street, appeared and made general comments regarding gun safety vs. gun violence.

**Council Reports and Comments:**

Councilmember Smith thanked “The Club” for the plaque.

Councilmember Graham thanked those in attendance and “The Club” for the plaque. Councilmember Graham noted that Mr. Robert E. Smith, retired Sanitation Department Head, passed away this week.

Councilmember Morris stated that the Council has the interest of the Seniors at heart and that five years will come quickly.

Councilmember Edwards also thanked “The Club” for the plaque.

Councilmember Betterton stated that he appreciated the comments from the Seniors.

President Jordan thanked everyone for coming out tonight.

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  
March 18, 2014