

CITY OF FLORENCE
MINUTES OF CITY COUNCIL
July 1, 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, July 1, 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

JULY 1, 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:
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 June 17, 2014 meeting.
- (b) Confirm payment of bills by the City Treasurer.
- (c) Resolution authorizing the City to enter into a contract with Chandler Painting Company, Inc., to provide labor, equipment, materials and incidentals necessary to clean and stain all concrete at the house, sidewalk going to the parking lot and concrete patio area at the office of the Frank Lloyd Wright-Rosenbaum House, in the amount of \$3,200.00, to be paid from budgeted Fund #117 Municipal Capital Improvement Fund Account #053-43600, sponsored by Todd Nix.
- (d) Resolution authorizing the City to enter into a contract with Irons Electric Company, Inc., to provide labor, equipment, materials and incidentals necessary to perform repairs to the lighting system at Overlook Park, in the amount of \$2,922.74, to be paid from budgeted Account #260-44725, sponsored by Todd Nix.

- (e) Resolution authorizing the City to enter into a contract with C & H Cooling & Heating, Inc., to provide labor, equipment, materials and incidentals necessary to install new electric disconnect, wiring, control wiring, new copper tubing, condensate drain, duct system and connect existing supply grills at the Florence Utilities Electricity Department, in the amount of \$7,900.00, to be paid from budgeted Account #390.00 - Structures and Improvements, sponsored by Richard Morrissey. **(Removed by sponsor)**
 - (f) Resolution authorizing the City to enter into a contract with CJF Construction, Inc., to provide labor, equipment, materials and incidentals necessary to replace approximately 1,550 linear feet of failing galvanized water main in the 500 and 600 blocks of Enterprise Street with 3" PVC and transfer all affected side lines or service connections, in an amount not to exceed \$22,000.00, to be paid from budgeted 2015 Account #331.01 - Distribution Mains and Appurtenances, sponsored by Mike Doyle.
 - (g) Resolution authorizing the City to enter into a contract with Diversified Inspections/Independent Testing Laboratories, Inc., for the inspection and nondestructive testing requirements for the Florence Fire Department to include three aerial ladder/platform trucks and 629 ground ladders, to be paid from budgeted Account #1047-42200, sponsored by Terry Willett.
 - (h) Resolution authorizing the City to enter into a contract with Holland Realty & Auctions, Inc., to conduct an auction for the City, sponsored by Phil Stevenson.
 - (i) Resolution to appoint Ralph G. Jones to the Florence Beautification Board, sponsored by the City Council.
 - (j) Resolution to reappoint Bill Coussons to the Health Care Authority of Lauderdale County and the City of Florence Board of Directors, sponsored by the City Council.
 - (k) Resolution to appropriate \$3,000,000.00 to the University of North Alabama to assist with construction of the new Science and Math Building, sponsored by Mayor Haddock and the City Council.
 - (l) Resolution to appropriate \$50,000.00 from the City's One Cent Sales Tax Capital Fund to the Lauderdale County District Attorney's Office to assist with the purchase of the One Place of the Shoals Building, sponsored by Mayor Haddock and the City Council. **(This item was moved to Regular Agenda Item 12 (c))**
 - (m) Resolution authorizing the City to enter into a contract with PRA Government Services, LLC, doing business as RDS, for revenue administration services, sponsored by Bob Leyde.
 - (n) Resolution to advance and reimburse Travel Expenses to City employees, sponsored by Mayor Haddock.
12. Regular Agenda:
- (a) Ordinance to rezone property located at 409 North Poplar Street from R-2 (Single Family Residential District) to R-B (Residential Business District), sponsored by Melissa Bailey. **(THIS ORDINANCE DID NOT RECEIVE A UNANIMOUS VOTE FOR IMMEDIATE CONSIDERATION AT THE 06/17/14 COUNCIL MEETING. A VOTE FOR ADOPTION IS ALL THAT IS NEEDED AT THIS TIME.)**
 - (b) Ordinance to lease Suite 319 in the Florence-Lauderdale Government Building to Heath Trousdale, Attorney, for a term of one year commencing on July 1, 2014, in the amount of \$9,600.00, sponsored by Dan Barger.
 - (c) Resolution to appropriate \$50,000.00 from the City's One Cent Sales Tax Capital Fund to the Lauderdale County District Attorney's Office to assist with the purchase of the One Place of the Shoals Building, sponsored by Mayor Haddock and the City Council. **(This item was moved from Consent Agenda Item 11 (l))**

(d) Resolution with attached letter to support RegionalCare Hospital Partners to stand firm in the appeal process of the Certificate of Need for the new hospital, sponsored by Mayor Haddock and the City Council. **(This item was added to the Regular Agenda)**

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	Vacancy		
Port Authority	Katy Beth Carr	04/02/2013	07/21/14

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

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

Councilmember Graham
Councilmember Edwards
Councilmember Betterton
Councilmember Smith
Councilmember Morris
Councilmember Jordan

16. Motion to Adjourn.

President Jordan noted that it was decided at the earlier work session to remove Consent Agenda Item 11 (e) Resolution authorizing the City to enter into a contract with C & H Cooling & Heating, Inc., to provide labor, equipment, materials and incidentals necessary to install new electric disconnect, wiring, control wiring, new copper tubing, condensate drain, duct system and connect existing supply grills at the Florence Utilities Electricity Department, in the amount of \$7,900.00, move to Consent Agenda Item 11 (f) Resolution to appropriate \$50,000.00 from the City's One Cent Sales Tax Capital Fund to the Lauderdale County District Attorney's Office to assist with the purchase of the One Place of the Shoals Building, sponsored by Mayor Haddock and the City Council to Regular Agenda Item 12 (c) and to add Regular Agenda Item 12 (d) Resolution with attached letter to support RegionalCare Hospital Partners to stand firm in the appeal process of the Certificate of Need for the new hospital, sponsored by Mayor Haddock and the City Council.

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

Hermion T. Graham

Barry Morris

Blake Edwards

Andrew Betterton

Noes: None

Message from the Mayor:

Mayor Haddock recognized Police Chief Tyler and his comments follow, to wit:

Chief Ron Tyler will be recognizing these officers at the City Council meeting July 1, 2014:

- 1) Officer Arthur Lee Stephenson – Life Saving Medal for responding to an alarm call at 125 McKnight Circle in May 2014. Smoke was coming from the home when he arrived and he entered and found Sarah Jordan unconscious. He got her outside and administered CPR until the paramedics arrived. His quick action saved her life.
(Officer Seth Lee Kimbrough and Officer Brian Luke McIntyre also responded to the call at 125 McKnight Circle and entered the smoke filled home in search of other victims.)
- 2) Officer Jeff Stanfield is receiving a Life Saving Medal for his actions on May 11, 2014, in responding to a suicide attempt at 418 South Kirkman Street. When he arrived he found the victim had shot himself in the leg and was bleeding profusely. Officer Stanfield quickly and properly tied a combative tourniquet to the leg which saved the man's life.

Mayor Haddock reminded everyone to be safe on this 4th of July holiday weekend. Mayor Haddock noted that "First Fridays" will be on Thursday, July 3rd. Mayor Haddock further noted that the All-Stars 7 year old and 9 year old tournament were held here last week.

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:

Mr. David Ellis, East Tombigbee Street, appeared and made comments in opposition to Regular Agenda Item, 12 (a) Ordinance to rezone property located at 409 North Poplar Street from R-2 (Single Family Residential District) to R-B (Residential Business District). Mr. Ellis made comments in opposition to the proposed ordinance. Mr. Ellis stated that he believes that this rezoning will have a negative impact on the neighborhood. Mr. Ellis further stated that this property owner can not meet the mandatory 8 parking spaces which are required with R-B zoning.

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
Barry Morris
Blake Edwards
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented an Ordinance to rezone property located at 409 North Poplar Street from R-2 (Single Family Residential District) to R-B (Residential Business District), sponsored by Melissa Bailey. (THIS ORDINANCE DID NOT RECEIVE A UNANIMOUS VOTE FOR IMMEDIATE CONSIDERATION AT THE 06/17/14 COUNCIL MEETING. A VOTE FOR ADOPTION IS ALL THAT IS NEEDED AT THIS TIME.) Said Ordinance follows, to wit:

President Jordan made a motion to deny the foregoing Ordinance. Councilmember Morris seconded the motion.

Discussion:

President Jordan stated that it is the Council's top priority to protect and maintain our historical and residential districts. President Jordan further noted that R-B districts which allow apartments are not conducive to this neighborhood.

Councilmember Betterton stated that this property is currently a non-conforming use.

Melissa Bailey, Planning Director, stated that the Building Official has the governing power to determine if the permit for the apartments has expired. Ms. Bailey further stated that the Building Official can also grant them the permit for non-conforming use for the apartments.

President Jordan stated that the apartments have not been occupied in the last five years and therefore apartments will not be allowed without rezoning the property.

Councilmember Morris made comments in opposition to the proposed ordinance.

Councilmember Morris stated that he is more concerned about the use of this property in the future. Councilmember Morris further stated that when he looked at the definition of R-B that he became concerned about what type of other businesses that could locate there.

President Jordan made further comments in opposition to the proposed ordinance. President Jordan stated that we need to continue to maintain Single-Family Housing zones.

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

Ayes: None

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

City Clerk, Robert M. Leyde, presented an Ordinance to lease Suite 319 in the Florence-Lauderdale Government Building to Heath Trousdale, Attorney, for a term of one year commencing on July 1, 2014, in the amount of \$9,600.00, sponsored by Dan Barger. 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 Graham moved for adoption of the foregoing Ordinance. 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 to appropriate \$50,000.00 from the City's One Cent Sales Tax Capital Fund to the Lauderdale County District Attorney's Office to assist with the purchase of the One Place of the Shoals Building, sponsored by Mayor Haddock and the City Council.

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.

Discussion:

President Jordan made comments in support of the proposed resolution. President Jordan stated that this service will be a great asset to the citizens of Florence. President Jordan commended the District Attorney's Office for their work on this project.

Councilmember Morris made comments in support of the proposed resolution. Councilmember

Morris stated that he also believes that this will be a great asset for our City.

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
Andrew Betterton

Noes: None

Abstain: Blake Edwards

City Clerk, Robert M. Leyde, presented a Resolution with attached letter to support RegionalCare Hospital Partners to stand firm in the appeal process of the Certificate of Need for the new hospital, sponsored by Mayor Haddock and the City Council. Said Resolution follows, to wit:

Councilmember Morris moved for immediate consideration of the foregoing Resolution.

Councilmember Betterton 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

Edwards seconded the motion.

Discussion:

Councilmember Morris read the letter that is attached to the resolution.

President Jordan made comments in favor of the proposed resolution. President Jordan stated the Regional Healthcare Hospital will be vital to not only our City but the entire State. President Jordan noted that on Monday, July 14th at the First Presbyterian Church there will be a meeting to discuss and share ideas for the Eliza Coffee Memorial Hospital property once the new hospital is built. President Jordan stated that the meeting will begin at 5:30.

Councilmember Graham made comments in support of the proposed resolution.

Councilmember Graham expressed his appreciation to Mayor Haddock and Councilmember Morris for presenting this resolution tonight.

Councilmember Morris also made comments in support of the proposed resolution.

Councilmember Morris stated that this project is very important economic development and could have over a two hundred and fifty million dollar impact to our City.

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

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	Vacancy		
Port Authority	Katy Beth Carr	04/02/2013	07/21/14

President Jordan noted that Katy Beth Carr's nomination to the Port Authority will be on the next City Council meeting agenda.

Business from the Public (5-minute time limit): None

Council Reports and Comments:

Councilmember Graham wished everyone a happy and safe 4th of July holiday.

Councilmember Edwards also wished everyone a safe 4th and reminded everyone due to the 4th of July being on Friday that "First Fridays" will be on Thursday, July 3rd.

Councilmember Betterton noted that Florence is a great place to live. Councilmember Betterton made comments regarding the wonderful work that Habitat for Humanity does in our community.

Councilmember Smith congratulated Robert Palmer, TimesDaily Newspaper, for his recent award. Councilmember Smith asked that everyone be careful during this holiday season.

Councilmember Morris stated that over fifty thousand people are expected to come to our City during this holiday weekend. Councilmember Morris asked that everyone be careful celebrating the 4th with a 5th so that you will be alive on the 6th.

President Jordan stated that he wants to protect our historic structures and that we need to continue to work to stabilize our neighborhoods. President Jordan noted that during the earlier work session the Council had a presentation on River Heritage Phase III. President Jordan further noted that Phase III will be a walking trail from the Marriott Hotel to the overlook that is just below the new hospital. President Jordan stated that the Council has talked to Regional Care about building a overpass from the new hospital to the walking trail.

Councilmember Smith thanked Melissa Bailey, Planning Director, for working with the citizens of West Florence regarding the new sidewalks.

Councilmember Morris presented the closing prayer.

There being no further business the meeting was adjourned.

ATTEST:

CITY CLERK