



**CITY OF FLORENCE  
MINUTES OF CITY COUNCIL  
April 7, 2015**

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 7, 2015. President Jordan called the meeting to order. Councilmember Edwards 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**

**APRIL 7, 2015**

**5:00 P.M.**

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1. Meeting called to order - President Jordan
  2. Invocation - Councilmember Edwards
  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 March 17, 2015, meeting.
- (b) Confirm payment of bills by the City Treasurer.

- (c) Resolution authorizing the City to enter into a contract with Steven Skipworth, DBA Skip's Handy Service, to provide labor, equipment, materials and incidentals necessary to remove and replace an 8" vinyl low-e, tempered glass sliding door at the Parks & Recreation Central Office, in the amount of \$1,448.00, to be paid from budgeted funds, Account #44725-266, sponsored by Todd Nix.
- (d) Resolution authorizing the City to enter into a contract with Hardiman Remediation Services, Inc., to provide labor, equipment, materials and incidentals necessary to remove and properly dispose of various asbestos containing materials in the Ingram Gin property, in the amount of \$24,500.00, to be paid from the One Cent Sales Tax fund, sponsored by Ron Tyler.
- (e) Resolution authorizing the City to enter into a contract with The Lamar Companies, to provide six (6) poster flex, three (3) posted now and three (3) posted later in July, 2015, and advertising space for the Curbside Value Partnership/ADEM Grant for the Florence Recycling Department, in the amount of \$5,000.00, to be paid from budgeted funds, Account #482-43125, sponsored by David Koonce.
- (f) Resolution authorizing the City to enter into a contact with Building & Earth Sciences, Inc., to provide geotechnical engineering services for materials testing and inspection services for the new truck shop at the Florence Utilities Electricity Department warehouse facility, in the amount of \$14,450.00, to be paid from budgeted funds, Account #390.00, sponsored by Richard Morrissey.
- (g) Resolution authorizing the City to enter into a contract with C&H Cooling & Heating, Inc., to provide quarterly inspection of the central cooling and heating systems and one through the wall unit for the Florence Utilities Electricity Department warehouse facilities, in the amount of \$5,220.00, to be paid from budgeted funds, Account #923.00 - Outside Services Employed, sponsored by Richard Morrissey.
- (h) Resolution authorizing the removal of the existing Indian Mound Museum from its current location in preparation for the construction of a new Indian Mound Museum, sponsored by Todd Nix.
- (i) Resolution authorizing the City to enter into a Reimbursable Agreement for Relocation of Utility Facilities on Private or Public Right-Of-Way regarding Project Number ACBRZ61360-ATRP(016), ATRIP Number 39-05-12, for relocation of natural gas facilities in connection with the Mars Hill Road bridge replacement project, sponsored by Mike Doyle.
- (j) Resolution authorizing the City to enter into a Reimbursable Agreement for Relocation of Utility Facilities on Private or Public Right-Of-Way regarding Project Number ACBRZ61360-ATRP(016), ATRIP Number 39-05-12, for relocation of water and sewer facilities in connection with the Mars Hill Road bridge replacement project, sponsored by Mike Doyle.
- (k) Resolution to advance and reimburse travel expenses to City employees, sponsored by Mayor Haddock.
- (l) Resolution to approve the amendment to the agreement between Regional Care and Coffee Health Group in order to facilitate financing of the replacement hospital, sponsored by Mayor Haddock. **(This item was added to the Consent Agenda)**

12. Regular Agenda:

- (a) Ordinance rezoning 2.06 acres located behind the Shoals Chamber of Commerce on Hightower Place from R-2 (Single-Family Residential District) to R-B/CO (Residential Business District/Conditional Overlay), sponsored by Melissa Bailey.

- (b) Ordinance to amend Section 3-1, Alcohol, Definitions; generally, of the Code of Florence, Alabama, sponsored by Bill Musgrove.
- (c) Ordinance to amend Section 3-2, Alcohol, Definitions of establishments, places, and premises permitted to apply for license to sell alcohol, of the Code of Florence, Alabama, sponsored by Bill Musgrove.
- (d) Ordinance approving a lease to CBJA Holdings, LLC, DBA The Carriage, for a portion of the sidewalk in front of 121 and 123 East Mobile Street for a three (3) year period, to allow for an extended service area, sponsored by Bill Musgrove.
- (e) Resolution granting permission to CBJA Holdings DBA The Carriage, located at 121 and 123 East Mobile Street, to construct an extended service area using a portion of the sidewalk area of the East Mobile Street right-of-way, sponsored by Bill Musgrove.
- (f) Resolution to form a sister city partnership among the cities of Florence, Tuscumbia, Sheffield and Muscle Shoals, and Beth-El Israel, to promote the building of friendships and mutually beneficial relationships between our communities, sponsored by Mayor Haddock. **(This item was removed)**

13. General Business:

- (a) Resolution – Alcohol Beverage License Application for a Speciality Menu Restaurant with Off-Premises Beer & Wine and On-Premises Beer & Wine, by CBJA HOLDINGS, LLC, DBA THE CARRIAGE, located at 121 & 123 E. MOBILE STREET, 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>
Beautification	Vacancy		
Civil Service	Howard Robinson	12/06/05	04/15
Library Board	Margaret Lobo	01/07/14	01/28/15
Riverbend Center	Betty Robertson	05/07/91	04/01/15
Zoning	Brad Dethero	06/21/11	05/17/15
	Ry Griffin	12/18/12	05/17/15
	Morris Cracraft	05/07/13	05/17/15

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

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

- Council member Graham
- Council member Morris
- Council member Edwards
- Council member Betterton
- Council member Smith
- Council member Jordan

16. Motion to Adjourn.

President Jordan noted that the City Council decided at its earlier work session to add Consent Agenda Item 11 (l) Resolution to approve the amendment to the agreement between Regional Care and Coffee Health Group in order to facilitate financing of the replacement hospital, sponsored by Mayor Haddock and to remove Regular Agenda Item 12 (f) Resolution to form a sister city partnership among the cities of Florence, Tuscumbia, Sheffield and Muscle Shoals, and Beth-El Israel, to promote the building of friendships and mutually beneficial relationships between our communities, sponsored by Mayor Haddock.

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  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

**Message from the Mayor:**

Mayor Haddock made comments regarding Consent Agenda Item 11 (l) Resolution to approve the amendment to the agreement between Regional Care and Coffee Health Group in order to facilitate financing of the replacement hospital. Mayor Haddock stated that this action is another step in moving closer to building a new hospital.

Mayor Haddock presented a Proclamation designating April 12 thru 18 as “National Telecommunications” week in the City of Florence. The Proclamation was accepted by Melissa Hearn, E-911 Communications Supervisor.

Mayor Haddock expressed his appreciation to the Police Officers who are receiving awards tonight.

**Report of Department Heads:**

Chief Ron Tyler presented “Lifesaving” awards to Officer Wes Gargis, Officer Jason Novak, Officer Maxwell Rhodes and Officer Alan Hooper. Chief Tyler noted that the officers responded to a 911 call regarding a non responsive female. Chief Tyler further noted that the officers initiated CPR and provide medical assistance until the ambulance arrived. Chief Tyler stated that the immediate actions of the officers saved the woman’s life.

Chief Tyler presented “Lifesaving” awards to Officer Jason Hodges and Officer Matthew Hayes for saving the life of a man whose car went off a bridge during the recent ice and snow.

Chief Tyler expressed his appreciation to the officers and to their family for their hard work.

President Jordan expressed his appreciation to the officers for what they do for our City.

Councilmember Edwards also expressed his appreciation to the officers for their hard work.

Councilmember Graham thanked the officers for their hard work.

Councilmember Morris thanked the officers for putting their lives on the line for our citizens.

Councilmember Smith also thanked the officers for protecting our neighborhoods.

Councilmember Betterton stated that he is very proud of our Police Department.

**Report of Standing Committee:**

President Jordan, Finance Committee Chairperson, stated that the Finance Committee that includes Councilmember Morris, Councilmember Edwards, and himself met with Mayor Haddock and Bill Musgrove, City Attorney, to discuss an amendment to the agreement between Regional Care and Coffee Health Group in order to facilitate financing of the replacement hospital. President Jordan stated that after the discussion, it was decided by the Committee to recommend that the Council approve the amendment.

**Public Hearing:** None

**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 rezoning 2.06 acres located behind the Shoals Chamber of Commerce on Hightower Place from R-2 (Single-Family Residential District) to R-B/CO (Residential Business District/Conditional Overlay), 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 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 an Ordinance to amend Section 3-1, Alcohol, Definitions; generally, of the Code of Florence, Alabama, sponsored by Bill Musgrove. Said Ordinance follows, to wit:



Councilmember Betterton 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 Smith 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 amend Section 3-2, Alcohol, Definitions of establishments, places, and premises permitted to apply for license to sell alcohol, of the Code of Florence, Alabama, sponsored by Bill Musgrove. Said Ordinance follows, to wit:

Councilmember Betterton 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 Smith 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 approving a lease to CBJA Holdings, LLC, DBA The Carriage, for a portion of the sidewalk in front of 121 and 123 East Mobile Street for a three (3) year period, to allow for an extended service area, sponsored by Bill Musgrove. Said Ordinance follows, to wit:

Councilmember Betterton 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 Smith moved for adoption of the foregoing Ordinance. Councilmember Jordan 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 granting permission to CBJA Holdings DBA The Carriage, located at 121 and 123 East Mobile Street, to construct an extended service area using a portion of the sidewalk area of the East Mobile Street right-of-way, sponsored by Bill Musgrove. Said Resolution follows, to wit:

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

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution – Alcohol Beverage License Application for a Speciality Menu Restaurant with Off-Premises Beer & Wine and On-Premises Beer & Wine, by CBJA HOLDINGS, LLC, DBA THE CARRIAGE, located at 121 & 123 E. MOBILE STREET, FLORENCE, AL, 35630, sponsored by Robert M. Leyde. 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 Smith 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: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
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>
Beautification	Vacancy		
Civil Service	Howard Robinson	12/06/05	04/15
Library Board	Margaret Lobo	01/07/14	01/28/15
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Zoning	Brad Dethero	06/21/11	05/17/15
	Ry Griffin	12/18/12	05/17/15
	Morris Cracraft	05/07/13	05/17/15

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

**Council Reports and Comments:**

Councilmember Graham congratulated the police officers who received lifesaving medals. Councilmember Graham also thanked everyone in attendance. Councilmember Graham noted that the District 3 Community meeting will be Thursday at Broadway Recreation Center at 6:00 p.m.

Councilmember Graham expressed his condolences to the family of Probate Judge James Hall on his recent passing.

Councilmember Morris also expressed his condolences to Judge Hall's family.

Councilmember Edwards also expressed his condolences to Judge Hall's family.

Councilmember Edwards noted that last Saturday was "Earth" day and that the festival was a great success.

Councilmember Betterton had no comments.

Councilmember Smith had no comments.

President Jordan also expressed his condolences to Judge Hall's family.

President Jordan noted that the City Council and Mayor Haddock are 100 percent in support of Regional Care building a new hospital in Florence.

Councilmember Betterton presented the closing prayer.

There being no further business the meeting was adjourned.

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ATTEST:

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CITY CLERK

