



**CITY OF FLORENCE
MINUTES OF CITY COUNCIL
OCTOBER 20, 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, October 20, 2015. 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.

AGENDA

CITY OF FLORENCE, ALABAMA

CITY COUNCIL MEETING

OCTOBER 20, 2015

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: 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 October 6, 2015, meeting.
- (b) Confirm payment of bills by the City Treasurer.
- (c) Resolution authorizing the City to enter into a contract with Waste Connections,

Inc., to provide labor, equipment, materials and incidentals necessary to provide two (2) twenty- yard roll-off containers and remove, haul and dispose of Municipal Wastewater Treatment Plant influent screens/skimmer/grit solids, in the amount of \$41.00 per ton, to be paid from budgeted funds, Account #65210.07 - Sludge Project Expense, sponsored by Mike Doyle.

- (d) Resolution authorizing the City to enter into a contract with M. Whitman Beasley, Jr., d/b/a Beasley Appraisal Co., to perform property appraisal on Tract No. 3 for the Mars Hill Road Bridge Replacement Project, ALDOT Project No. ACBRZ61360-ATRIP(016), in the amount of \$3,000.00, to be paid from budgeted funds, Account #954-48143, sponsored by Bill Batson.
- (e) Resolution authorizing the City to enter into a contract with Croy Engineering, LLC, for professional engineering and surveying services for relief of multiple drainage issues at Oak Hill Subdivision/Section Line Road (CR7), in the amount of \$14,000.00, to be paid from budgeted funds, Account #1071-48100, sponsored by Bill Batson.
- (f) Resolution authorizing the City to enter into a contract with H.W. Lewis Store Equipment, Inc., d/b/a Hobart Sales & Service, to provide labor, equipment, materials and incidentals necessary to install a new ice machine in the Blackberry Grille, in the amount of \$3,431.96, to be paid from budgeted funds, Account #1047-44730, sponsored by Todd Nix.
- (g) Resolution authorizing the City to enter into a contract with Hand Service Group, Inc., to provide labor, equipment, materials and incidentals necessary to perform repair work on the pump and motor on the Wilson Park Fountain, in the amount of \$3,162.00, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix.
- (h) Resolution requesting an opinion from the Attorney General of the State of Alabama regarding the purchase of property in the Florence-Lauderdale Industrial Park, sponsored by Mayor Haddock.
- (i) Resolution to appoint Brenda Tease to the Beautification Board, sponsored by the City Council.
- (j) Resolution to appoint Uhland Redd IV to the Florence Historical Board, sponsored by the City Council.
- (k) Resolution to advance and reimburse travel expenses to City employees, sponsored by Mayor Haddock.
- (l) Resolution to approve a contract with the Colbert-Lauderdale Attention Homes, Inc., in the amount of \$15,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (m) Resolution to approve a contract with the Community Action Agency of Northwest Alabama, Inc., in the amount of \$6,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (n) Resolution to approve a contract with the Community Action Agency of Northwest Alabama, Inc. - Meals on Wheels, in the amount of \$7,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (o) Resolution to approve a contract with Florence Main Street, Inc., in the amount of \$50,000.00, to be paid from budgeted funds in monthly installments, sponsored by Mayor Haddock and the City Council.
- (p) Resolution to approve a contract with Burrell Normal - Burrell High - Burrell Slater School Alumni Association to provide for the delivery of meals for homebound elderly, sick persons and handicapped in West Florence; encourage at-risk students to stay in school and dropouts to return to school or complete GED and encourage citizens to cooperate with law enforcement in crime prevention and gang suppression, in the amount of \$10,000.00, to be paid from budgeted funds sponsored by Mayor Haddock and the City Council.

- (q) Resolution to approve a contract with the Foster Grandparents Program, in the amount of \$4,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (r) Resolution to approve a contract with the ARC of the Shoals, Inc., in the amount of \$11,200.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (s) Resolution to approve a contract with the Northwest Alabama Community Health Association, in the amount of \$5,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (t) Resolution to approve a contract with the Salvation Army, in the amount of \$4,800.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (u) Resolution to approve a contract with Maud Lindsey Kindergarten, Inc., in the amount of \$14,325.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (v) Resolution to approve a contract with the Boys and Girls Club of Northwest Alabama, in the amount of \$10,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.
- (w) Resolution to approve a contract with Safeplace, Inc., in the amount of \$10,000.00, to be paid from budgeted funds, sponsored by Mayor Haddock and the City Council.

12. Regular Agenda:

- (a) Ordinance to amend Article IV of Chapter 4 of the Code of Florence, Alabama, Section 4-85 Registration required; fee, regarding pet registration fees, sponsored by Vinny Grosso.
- (b) Ordinance to amend Chapter 4 of the Code of Florence, Alabama, Section 4-78 - Tethering, regarding tethering of dogs and cats, sponsored by Vinny Grosso.
- (c) Resolution to increase the animal adoption fee at the Florence-Lauderdale Animal Shelter to \$85.00, sponsored by Vinny Grosso.
- (d) Resolution authorizing the City to enter into a contract with SBS Electric Supply Co., Inc., to provide labor, equipment, materials and incidentals necessary to install a new 32 kW generator, transfer switch and start up at Fire Station #4, 3501 Huntsville Road, in the amount of \$21,800.00, to be paid from budgeted Community Development Block Grant Funds, sponsored by Jeff Perkins.

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>
Beautification	Scott Townsend	12/07/10	11/01/15
	Susan Burdine	12/01/09	11/01/15
	Virginia Reed Gooch	12/18/12	11/01/15
	Susan Williams	12/18/12	11/01/15
Housing/Const	Adam Burchell	06/19/12	09/30/15
	Jack Reid	09/06/05	09/30/15
	William Wynne	09/06/05	09/30/15
	Thomas Pigg	09/06/05	09/30/15
Parks & Rec	Mike Williams	12/01/09	10/30/14
SCOPE 310	Josh Webster Vacancy	08/21/12	07/21/15
Tree Commission	Lavetta Adams	01/02/07	11/03/15
	Nancy Muse	05/01/07	11/03/15
	Kevin Jangaard	09/16/08	11/03/15

14. Business from the public (5-minute time limit).
15. Council Members reports and/or comments (5-minute time limit).

Council member Edwards
Council member Betterton
Council member Smith
Council member Graham
Council member Morris
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 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's comments follow, to wit:

Report of Department Heads: None

Report of Standing Committee:

Councilmember Smith, Chairperson of the Public Safety Committee, stated that the committee met on Wednesday, October 14, and discussed the two ordinances and one resolution regarding pets that are on tonight's agenda.

Public Hearing: None

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

Mr. Bill Smoak, 2424 Roberts Lane, appeared and made comments regarding the Consent Agenda. Mr. Smoak stated that a discussion period regarding the Consent Agenda Items should take place before the Consent Agenda is approved. Mr. Smoak also made comments regarding Consent Item 11 (h) Resolution requesting an opinion from the Attorney General of the State of Alabama regarding the purchase of property in the Florence-Lauderdale Industrial Park, sponsored by Mayor Haddock. Mr. Smoak stated that this should not have been placed on the Consent Agenda and that more information is needed. Mr. Smoak further stated that the resolution is not complete because the reason for this opinion is not known.

Ms. Terri Whalen, 4637 County Road 24, appeared and made comments regarding Regular Agenda Item 12 (a) Ordinance to amend Article IV of Chapter 4 of the Code of Florence, Alabama, Section 4-85 Registration required; fee, regarding pet registration fees, sponsored by Vinny Grosso. Ms. Whalen stated that two years ago the Council adopted a pet licensing that was intended to fund a program to assist low income residents with the cost of spaying and neutering animals adopted from the Animal Shelter. Ms. Whalen further stated that the Animal Control Director did not abide by the gentlemen's agreement to fund the low-cost spay and neutering program with the revenue generated by the pet licensing. Ms. Whalen stated that the Director cannot be trusted to use the additional funds that will be generated by the increase of adoption fees to implement the program again. Ms. Whalen further stated that there are numerous programs in our State and Nation that have implemented low-cost spay and neutering services for low income citizens.

Mr. Chase Holden, 308 Crossmore Drive, appeared and made comments regarding Regular Agenda Item 12 (a) Ordinance to amend Article IV of Chapter 4 of the Code of Florence, Alabama, Section 4-85 Registration required; fee, regarding pet registration fees, sponsored by Vinny Grosso. Mr. Holden stated that residents should not be paying for a pet license. Mr. Holden stated that the pet licensing tax should be abolished. Mr. Holden further stated that the citizens of Florence should not be taxed for owning animals.

Mr. Dan Summy, 124 County Road 28, appeared and made comments regarding Regular Agenda Item 12 (a) Ordinance to amend Article IV of Chapter 4 of the Code of Florence, Alabama, Section 4-85 Registration required; fee, regarding pet registration fees, sponsored by Vinny Grosso. Mr. Summy stated that since January 2015, PAWS has altered one thousand pets since 2011. Mr. Summy further stated there are resources nationwide that are available for Municipal Shelters to apply for grants to assist with spaying and neutering and other shelter needs.

Mr. Broderick Linder, 204 Braircliff Drive, appeared and made comments regarding Regular Agenda Item 12 (a) Ordinance to amend Article IV of Chapter 4 of the Code of Florence, Alabama, Section 4-85 Registration required; fee, regarding pet registration fees, sponsored by Vinny Grosso. Mr. Linder stated that pet licensing could increase the number of abandon animals because the individuals could not afford the licensing fee.

Mr. Billy Ray Simpson, 755 West Alabama Street, stated that pets are a part of our community and are deserving of our respect. Mr. Simpson further stated that he is not opposed to paying a tax to help pets find loving homes.

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 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

City Clerk, Robert M. Leyde, presented an Ordinance to amend Article IV of Chapter 4 of the Code of Florence, Alabama, Section 4-85 Registration required; fee, regarding pet registration fees, sponsored by Vinny Grosso. Said Ordinance follows, to wit:

Councilmember Smith 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
Blake Edwards
Andrew Betterton

Noes: Barry Morris

This ordinance did not receive immediate consideration

City Clerk, Robert M. Leyde, presented an Ordinance to amend Chapter 4 of the Code of Florence, Alabama, Section 4-78 - Tethering, regarding tethering of dogs and cats, sponsored by Vinny Grosso. 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 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 increase the animal adoption fee at the Florence-Lauderdale Animal Shelter to \$85.00, sponsored by Vinny Grosso. 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.

Discussion:

Councilmember Morris made comments regarding the proposed resolution.

Councilmember Morris stated that Vinny Grosso, Animal Control Director, presented to him, in writing, a policy that outlines how the additional revenue will be used which will include an income assistance program for spaying and neutering.

Councilmember Smith stated that this is just an outline and that this policy is not valid due to questions regarding the determination of low income limits.

Councilmember Edwards stated that the decision on how the funds will be used will be up to the Animal Control Director. Councilmember Edwards stated that this is a guide that the Animal Control Director states that he will follow.

Bill Musgrove, City Attorney, stated that the Animal Control Director is not bound by the Council to follow the policy unless it is approved in writing by the City Council.

Councilmember Morris stated that he will support the proposed resolution if the policies outlined by the Animal Control Director are followed.

Councilmember Betterton stated that he is comfortable in knowing that Mayor Haddock and the Animal Control Director will follow and address the resolutions that the Council adopts.

President Jordan stated that this will fall under administrative duties which are governed by Mayor Haddock.

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

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

Noes: Barry Morris

City Clerk, Robert M. Leyde, presented a Resolution authorizing the City to enter into a contract with SBS Electric Supply Co., Inc., to provide labor, equipment, materials and incidentals necessary to install a new 32 kW generator, transfer switch and start up at Fire Station #4, 3501 Huntsville Road, in the amount of \$21,800.00, to be paid from budgeted Community Development Block Grant Funds, sponsored by Jeff Perkins. Said Resolution follows, to wit:

Councilmember Graham moved for immediate consideration of the foregoing Resolution.

Councilmember Edwards 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 Graham seconded the motion.

Discussion:

Councilmember Graham noted that this is an emergency generator at the Fire Station.

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

Noes: None

Abstain: Andrew Betterton

Board Openings within the next 90 days or less:

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Beautification	Scott Townsend	12/07/10	11/01/15
	Susan Burdine	12/01/09	11/01/15
	Virginia Reed Gooch	12/18/12	11/01/15
	Susan Williams	12/18/12	11/01/15
Housing/Const	Adam Burchell	06/19/12	09/30/15
	Jack Reid	09/06/05	09/30/15
	William Wynne	09/06/05	09/30/15
	Thomas Pigg	09/06/05	09/30/15
Parks & Rec	Mike Williams	12/01/09	10/30/14
SCOPE 310	Josh Webster Vacancy	08/21/12	07/21/15
Tree Commission	Lavetta Adams	01/02/07	11/03/15
	Nancy Muse	05/01/07	11/03/15
	Kevin Jangaard	09/16/08	11/03/15

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

Mr. Bill Smoak, 2424 Roberts Lane, appeared and stated that there should be a comment period before the Council approves the Consent Agenda.

Mr. Smoak made comments regarding the City's Recycle program. Mr. Smoak stated that he is in favor of recycling but questioned if the City can afford the program.

Mr. Billy Ray Simpson, 755 West College Street, appeared and thanked the Council for his appointment to the Parks & Recreation Board. Mr. Simpson stated that the Handy Recreation Center and Lewis Field are needing repairs.

Council Reports and Comments:

Councilmember Edwards congratulated the UNA Bass Fishing Team. Councilmember Edwards stated that the Council is compassionate about our animals and we want the new Animal Shelter to reflect that.

Councilmember Betterton welcomed the Boys Scouts to tonight's meeting. Councilmember Betterton also congratulated the UNA Bass Fishing Team.

Councilmember Smith thanked Mayor Haddock for looking at other properties to build the new Animal Shelter. Councilmember Smith also thanked Councilmember Graham, Councilmember Edwards and City Attorney, Bill Musgrove for their work with the Public Safety Committee.

Councilmember Graham also welcomed the Boys Scouts to tonight's meeting. Councilmember Graham congratulated the UNA Bass Fishing Team.

Councilmember Graham noted that the City is looking to build a state of the art Animal Shelter. Councilmember Graham further noted that the District 3 Community meeting will be held on Thursday, October 29 at 6:00 p.m. at the Broadway Recreation Center.

Councilmember Morris encouraged everyone to check out charitable organizations that request donations. Councilmember Morris noted that there are a lot charitable organizations that are not legitimate. Councilmember Morris also congratulated the UNA Bass Fishing Team.

Councilmember Morris made comments regarding recycling follow, to wit:

President Jordan stated that he is in full support of the City's recycling program. President Jordan thanked Boy Scout Troop 284 for their attendance tonight. President Jordan also congratulated the UNA Bass Fishing Team.

Councilmember Betterton presented the closing prayer.

There being no further business the meeting was adjourned.

ATTEST:

CITY CLERK