

**CITY OF FLORENCE  
MINUTES OF CITY COUNCIL  
June 16, 2009**

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, June 16, 2009. President Barnhart 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 all six Councilmembers were present and a quorum was present with the following members of the City Council in attendance: Sam Pendleton, Jr., William D. Jordan, Hermon T. Graham, Barry Morris, James H. Barnhart and Andrew Betterton.

**AGENDA**

**CITY OF FLORENCE, ALABAMA**

**CITY COUNCIL MEETING**

**June 16, 2009**

**5:00 P. M.**

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1. Meeting called to order - President Barnhart
  2. Invocation - Councilmember Graham
  3. Pledge of Allegiance
  4. Roll Call - President Barnhart
  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 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 760-6400 for questions on Consent Agenda items prior to the Council meeting.

Approval of minutes of the Regular Meeting held on June 2, 2009.

Confirm payment of bills by the City Treasurer.

Resolution authorizing the City to enter into a Supplemental Agreement Number 1 amending an Agreement dated July 20, 2006, for Right-of-Way Acquisition Agreement, Project No. STPOA-8863 (), Project Reference No. 100047003, for Hermitage Drive bridge replacement (BIN #00315) over L & N Railroad in the City of Florence with the State of Alabama, acting by and through the Alabama Department of Transportation, sponsored by Bill Batson.

Resolution authorizing the City to enter into a Supplemental Agreement Number 1 amending an Agreement dated July 20, 2006, for Utility and Construction Agreement, Project No. STPOA-8863 (), Project Reference No. 100047004, Project Reference No. 100047005, for Hermitage Drive bridge replacement (BIN #00315) over L & N Railroad in the City of Florence with the State of Alabama,

acting by and through the Alabama Department of Transportation, sponsored by Bill Batson.

Resolution authorizing the City to enter into a contract with The Shoals Family Success Center in the amount of \$600.00 for the purpose of assisting the poor and needy and their families, to be paid from the Mayor and City Council Special Project Fund, sponsored by Mayor Irons and City Council.

Resolution authorizing the City to enter into a Generation Partners Agreement with the Tennessee Valley Authority, sponsored by Richard Morrissey and Vance Young.

Resolution authorizing the City to approve a Full Release and Assignment from the City to Hartford Fire Insurance Company for the amount of \$4,000.00 paid to the City, sponsored by Vance Young.

(h) Resolution to advance and reimburse Travel Expenses to City employees, sponsored by Mayor Irons.

12. Regular Agenda:

(a) Ordinance authorizing the sale, issuance and delivery of its \$7,250,000.00 electric Revenue Refunding Warrants, Series 2009, dated June 1, 2009, sponsored by Mayor Irons, Barnhart, Jordan, Young, Morrissey and Musgrove.

13. General Business:

(a) Resolution approving the revision to the Electricity Department Budget, Fiscal Year 2009, sponsored by Richard Morrissey and Vance Young.

(b) Resolution approving the revision to the Gas Department Budget, Fiscal Year 2009, sponsored by Mike Doyle and Vance Young.

(c) Resolution approving the revision to the Water and Wastewater Department Budget, Fiscal Year 2009, sponsored by Mike Doyle and Vance Young.

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

Board

Member  
Appointed  
Expired

Zoning

Vacancy

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

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

Councilmember Betterton  
Councilmember Pendleton  
Councilmember Jordan  
Councilmember Graham  
Councilmember Morris  
Councilmember Barnhart

16. Motion to Adjourn.

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President Barnhart asked for a motion for approval of the agenda. Councilmember Jordan moved for approval of the agenda. Councilmember Betterton seconded the motion. There being no discussion, a vote taken thereon resulted as follows:

Ayes:	Sam Pendleton, Jr. Herman T. Graham William D. Jordan Barry Morris James H. Barnhart Andrew Betterton
Noes:	None

**Message from the Mayor:**

Mayor Irons announced that the City's Recycling Program will be accepting new items. Mayor Irons noted that all electronics such as televisions, computers, electronic games, etc. can now be dropped off at the Recycle Center located at 1200 Terrace Street. Mayor Irons also noted that no curb side collection is available for electronics.

Mayor Irons made comments concerning Regular Agenda Item 12 (a) Ordinance authorizing the sale, issuance and delivery of its \$7,250,000.00 electric Revenue Refunding Warrants, Series 2009, dated June 1, 2009, sponsored by Mayor Irons, Barnhart, Jordan, Young, Morrissey and Musgrove. Mayor Irons stated that this completes our bond refinancing program with a NPV of \$463,000.00 savings over the life of the bond. Mayor Irons thanked Council President James Barnhart, Finance Committee Chairperson Dick Jordan, City Treasurer Dan Barger, City Attorney Bill Musgrove and the Joe Jolly Company for their involvement in bringing this tremendous savings to the City of Florence.

Mayor Irons announced the re-appointment of Mr. Coy Johnson to the Florence Housing Authority. Mayor Irons noted that his new five-year term is effective immediately and will expire June 14, 2014.

**Reports of Department Heads: None**

**Reports of Standing Committees: None**

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**Public Hearings:** None

**Business from the Floor Pertaining to Items on the Consent or Regular Agenda:** None

**Consent Agenda:**

President Barnhart asked for a motion for approval of the Consent Agenda items.

Councilmember Betterton moved for approval of (a) Approval of minutes of the Regular Meeting on June 2, 2009 and (b) Confirmation of payment of bills by the City Treasurer; and

The ordinances and resolutions as follow, to-wit:

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

Ayes: Sam Pendleton, Jr.  
Herman T. Graham  
William D. Jordan  
Barry Morris  
James H. Barnhart  
Andrew Betterton

Noes: None

**Regular Agenda:**

City Clerk, Robert M. Leyde, presented an Ordinance authorizing the sale, issuance and delivery of its \$7,250,000.00 electric Revenue Refunding Warrants, Series 2009, dated June 1, 2009, sponsored by Mayor Irons, Barnhart, Jordan, Young, Morrissey and Musgrove. Said ordinance follows, to wit:

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Councilmember Morris moved for immediate consideration of the foregoing resolution.

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

Ayes: Sam Pendleton, Jr.  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
James H. Barnhart  
Andrew Betterton

Noes: None

Councilmember Morris moved for adoption of the foregoing resolution. Councilmember Betterton seconded the motion.

**Discussion:**

Councilmember Jordan made comments in favor of this ordinance

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

Ayes: Sam Pendleton, Jr.  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
James H Barnhart  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution approving the revision to the Electricity Department Budget, Fiscal Year 2009, sponsored by Richard Morrissey and Vance Young. Said resolution follows, to wit:

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Councilmember Betterton moved for immediate consideration of the foregoing resolution.

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

Ayes: Sam Pendleton, Jr.  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
James H Barnhart  
Andrew Betterton

Noes: None

Councilmember Graham moved for adoption of the foregoing resolution.

Councilmember Jordan seconded the motion.

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

Ayes: Sam Pendleton, Jr.  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
James H Barnhart  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution approving the revision to the Gas Department Budget, Fiscal Year 2009, sponsored by Mike Doyle and Vance Young. Said resolution follows, to wit:

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Councilmember Graham moved for immediate consideration of the foregoing resolution.

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

Ayes: Sam Pendleton, Jr.  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
James H Barnhart  
Andrew Betterton

Noes: None

Councilmember Pendleton moved for adoption of the foregoing resolution.

Councilmember Graham seconded the motion.

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

Ayes: Sam Pendleton, Jr.  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
James H Barnhart  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution approving the revision to the Water and Wastewater Department Budget, Fiscal Year 2009, sponsored by Mike Doyle and Vance Young. Said resolution follows, to wit:



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Councilmember Graham moved for immediate consideration of the foregoing resolution.

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

Ayes: Sam Pendleton, Jr.  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
James H Barnhart  
Andrew Betterton

Noes: None

Councilmember Morris 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: Sam Pendleton, Jr.  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
James H Barnhart  
Andrew Betterton

Noes: None

**Board Openings:**

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

Board

Zoning

Vacancy

Member  
Appointed  
Expire

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

**Council Reports and/or Comments:**

Councilmember Betterton applauded Mayor Irons and everyone involved concerning the Advantage Designation project for the Florence/Lauderdale Industrial Park.

Councilmember Pendleton thanked the financial people that worked on the refinancing of the City's bonds.

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Councilmember Pendleton noted that Gary Williamson, City Building Official, is compiling a list of dilapidated structures in the City of Florence.

Councilmember Jordan stated that there is a lot going on in the City of Florence. Councilmember Jordan noted that the fountain at Wilson Park is being refurbished. Councilmember Jordan thanked Mr. Billy Ray Warren and the Florence Street Department for their work in District 2.

Councilmember Graham expressed condolences to the family of Ken Hodges, a resident of District 3, who passed away on Sunday.

Councilmember Graham asked that residents remove yard sale signs as soon as the sale is over.

Councilmember Graham thanked the Finance Committee, Mayor Irons, Dan Barger and Joe Jolly & Company for their work on refinancing of the City's bonds.

Councilmember Morris thanked SEDA for their work on the Advantage Project in the Florence/Lauderdale Industrial Park.

Councilmember Morris made comments in regards to the Florence City School System receiving national recognition.

Councilmember Betterton made comments concerning the dedication of the Florence Police Department's new training facility.

President Barnhart had no comments.

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Councilmember Pendleton made a motion to adjourn the meeting. Councilmember Betterton seconded the motion. A vote taken thereon resulted as follows:

Ayes: Sam Pendleton, Jr.  
Hermon T. Graham  
William D. Jordan  
Barry Morris  
James H Barnhart  
Andrew Betterton

Noes: None

Mayor Irons presented the closing prayer.

There being no further business the meeting was adjourned.

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ATTEST:

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CITY CLERK