

**CITY OF FLORENCE
MINUTES OF CITY COUNCIL
July 6, 2010**

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 6, 2010. President Barnhart called the meeting to order. Reverend Billy Ray Simpson 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

July 6, 2010

5:00 P.M.

1. Meeting called to order - President Barnhart
2. Invocation - Reverend Billy Ray Simpson
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:
 - (a) Property located at the Southeast corner of Tombigbee Street and Cypress Street, known as Lot 64, to be rezoned from R-2 (Single-Family Residential/Small Lots) to R-B (Residential Business District) as requested by John Sutherland and Tim Rhodes Properties, LLC.
 - (b) Property located at 326 West Tombigbee Street to be rezoned from R-2 (Single-Family Residential/Small Lots) to R-B (Residential Business District) as requested by John Sutherland and Tim Rhodes Properties, LLC.
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.

- (a) Approval of minutes of the Regular Meeting held on June 15, 2010.
- (b) Confirm payment of bills by the City Treasurer.

- (c) Resolution authorizing the City to enter into a contract with Mike Richardson, DBA Mike's Cleaning Service, to furnish labor, materials and supplies necessary to provide janitorial services for the Electricity Department Operations Center and Warehouse Facility, in the sum of \$710.00 per month plus \$0.15 per square foot to steam clean carpets and \$0.18 per square foot to strip and wax tile floors, to be paid from budgeted funds, sponsored by Richard Morrissey.
- (d) Resolution authorizing the City to enter into a contract with SKT Architects, PC, to provide professional architectural services for the renovations to the Communications Center for the Police Department, to be paid from budgeted funds, sponsored by Rick Singleton.
- (e) Resolution authorizing the City to enter into a contract with Otis Elevator Company, Inc., to provide labor, equipment, materials and incidentals necessary for the renovations to the elevator at Braly Municipal Stadium, in the amount of \$44,789.00, to be paid from budgeted funds, sponsored by Todd Nix.
- (f) Resolution authorizing the City to enter into a contract with APAC Mid-South, Inc., to provide labor, equipment, materials and incidentals necessary for the 2010 Street Resurfacing Program, in the amount of \$788,757.64, to be paid from budgeted funds, sponsored by Bill Batson.
- (g) Resolution authorizing the City to enter into a contract with HD Supply, Inc., to provide testing for high voltage tools and equipment for the Florence Utilities Electricity Department, to be paid in accordance with the Mobile Testing Unit 2010 Price List from budgeted funds, sponsored by Richard Morrissey.
- (h) Resolution authorizing the City to enter into a Water Purchase Contract with the West Lauderdale Water and Fire Protection authority, sponsored by Mike Doyle.
- (i) Resolution authorizing the City to enter into a Letter of Agreement with the Tennessee Valley Authority relative to the Energy Right Program, Contract No. 0014092, Supplement No. 3, sponsored by Richard Morrissey.
- (j) Resolution authorizing the City to exercise the second one year renewal option thus continuing the agreement for ambulance service dated as of July 18, 2008 with Lauderdale County and Lauderdale EMS, sponsored by Phil Stevenson.
- (k) Resolution authorizing the City to enter into a Contract for the Provision of Supplemental Police Services with the Florence Housing Authority, sponsored by Chief Singleton.
- (l) Resolution authorizing the City to enter into a Water Purchase/Wastewater Disposal Contract with Sara Lee Corporation, sponsored by Mike Doyle.
- (m) Resolution to advance and reimburse Travel Expenses to City employees, sponsored by Mayor Irons.
- (n) Resolution to reappoint Thelma M. Robinson to the Public Hospital Board of Lauderdale County and The City of Florence - Board of Directors.

12. Regular Agenda:

- (a) Ordinance to rezone property located at the Southeast corner of Tombigbee Street and Cypress Street, known as Lot 64, to be rezoned from R-2 (Single-Family Residential/Small Lots) to R-B (Residential Business District) as requested by John Sutherland and Tim Rhodes Properties, LLC, sponsored by Melissa Bailey.
- (b) Ordinance to rezone property located at 326 West Tombigbee Street to be rezoned from R-2 (Single-Family Residential/Small Lots) to R-B (Residential Business District) as requested by John Sutherland and Tim Rhodes Properties, LLC, sponsored by Melissa Bailey.

- (c) Ordinance to annex into the corporate limits land located on the North side of Florence Boulevard/US 72 between the present corporate limits at the West right-of-way of Kentucky Avenue and the West right-of-way of Middle Road, as requested by Lendon and Linda Allen, sponsored by Melissa Bailey.

13. General Business:

- (a) Resolution – Alcohol Beverage License Application for the operation of a Wholesale Beer & Wine Distributorship by PINNACLE IMPORTS INC., d/b/a PINNACLE IMPORTS, located at 3075 MORGAN ROAD, BESSEMER, AL 35022, 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>Expire</u>
Port Authority	Terrinell Lyons	02/21/06	07/21/09
Scope 310	Ray Jordan	08/15/06	07/21/10
	Reginald Owens	10/03/06	07/21/10
	Pauline Gravlee	07/21/92	07/21/10
Tourism Board	Jim Bevis	01/04/05	07/17/10
	Ernest Haygood	09/19/95	07/17/10

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.

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

Noes: None

Message from the Mayor:

Mayor Irons' comments follows, to wit:

Reports of Department Heads: None

Reports of Standing Committees: None

Public Hearings:

President Barnhart noted that this is the date and time, as advertised, for a public hearing regarding the proposed rezoning of property located at the SE corner of Tombigbee Street and Cypress Street, known as Lot 64 and the proposed rezoning of property located at 326 West Tombigbee Street from R-2 (Single-Family Residential/Small Lots) to R-B (Residential Business District) as requested by John Sutherland and Tim Rhodes Properties, LLC.

Melissa Bailey, Planning Director, noted that the proposed rezonings received unanimous approval from the Florence Planning Commission.

President Barnhart noted that there were no comments by the Public or City Council.

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 Pendleton moved for approval of (a) Approval of minutes of the Regular Meeting on June 15, 2010 and (b) Confirmation of payment of bills by the City Treasurer; and The ordinances and resolutions as follow, to-wit:

City of Florence, Al
Minutes of City Council
July 6, 2010

Councilmember Graham seconded the motion. There being no discussion, 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

Regular Agenda:

City Clerk, Robert M. Leyde, presented an Ordinance to rezone property located at the Southeast corner of Tombigbee Street and Cypress Street, known as Lot 64, to be rezoned from R-2 (Single-Family Residential/Small Lots) to R-B (Residential Business District) as requested by John Sutherland and Tim Rhodes Properties, LLC, sponsored by Melissa Bailey. Said Ordinance follows, to wit:

Councilmember Betterton moved for immediate consideration of the foregoing ordinance.

Councilmember Pendleton 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 Ordinance. Councilmember Pendleton seconded the motion.

Discussion:

Councilmember Pendleton made comments in support of the ordinance. Councilmember Pendleton stated that this property is in a target area that is being cleaned up and restored.

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 an Ordinance to rezone property located at 326 West Tombigbee Street to be rezoned from R-2 (Single-Family Residential/Small Lots) to R-B (Residential Business District) as requested by John Sutherland and Tim Rhodes Properties, LLC, sponsored by Melissa Bailey. Said Ordinance follows, to wit:

Councilmember Betterton moved for immediate consideration of the foregoing Resolution.

Councilmember Pendleton 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 Betterton moved for adoption of the foregoing Resolution. Councilmember Pendleton seconded the motion.

Discussion:

Councilmember Pendleton recognized Mr. Bill Coussons and the Developer for their work in this area.

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 an Ordinance to annex into the corporate limits land located on the North side of Florence Boulevard/US 72 between the present corporate limits at the West right-of-way of Kentucky Avenue and the West right-of-way of Middle Road, as requested by Lendon and Linda Allen, 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: 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 Ordinance. Councilmember Morris 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

General Business:

City Clerk, Robert M. Leyde, presented a Resolution – Alcohol Beverage License Application for the operation of a Wholesale Beer & Wine Distributorship by PINNACLE IMPORTS INC., d/b/a PINNACLE IMPORTS, located at 3075 MORGAN ROAD, BESSEMER, AL 35022, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Pendleton 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 Jordan moved for adoption of the foregoing resolution. Councilmember Pendleton 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:

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

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expire</u>
Port Authority	Terrinell Lyons	02/21/06	07/21/09
Scope 310	Ray Jordan	08/15/06	07/21/10
	Reginald Owens	10/03/06	07/21/10
	Pauline Gravlee	07/21/92	07/21/10
Tourism Board	Jim Bevis	01/04/05	07/17/10
	Ernest Haygood	09/19/95	07/17/10

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

Mr. Ken Shepski, 1150 Royal Av, owner of Sweet Magnolia Café, appeared and petitioned the City Council to approved a liquor license for his restaurant. Mr. Shepski stated that he currently has a beer & wine license, but would like to serve liquor.

Council Reports and/or Comments:

Councilmember Betterton had no comments.

Councilmember Pendleton made positive comments regarding Sweet Magnolia Café.

Councilmember Pendleton stated that the owners have found a niche in North Florence.

Councilmember Pendleton commended and thanked Mayor Irons for his work regarding the sale of ECM Hospital.

Councilmember Pendleton made comments regarding West Florence citizens.

Councilmember Pendleton stated that the citizens of West Florence wants to be recognized.

Councilmember Pendleton thanked Mayor Irons and Melissa Bailey, Planning Director, for seeking grants to improve West Florence.

Councilmember Jordan commended Mayor Irons for the re-appointment of Mr. Mike Fountain to the Florence Planning Commission.

Councilmember Graham noted that the District 3 Community Meeting will be on Thursday, July 29th at Broadway Recreation Center.

Councilmember Morris made comments regarding the strong economic report given by Mayor Irons. Councilmember Morris commended Mr. David Bronner for his contribution to our area.

President Barnhart had no comments.

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

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

Noes: None

City of Florence, Al
Minutes of City Council
July 6, 2010

Councilmember Pendleton presented the closing prayer.

There being no further business the meeting was adjourned.

ATTEST:

CITY CLERK