

**CITY OF FLORENCE  
MINUTES OF CITY COUNCIL  
September 21, 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, September 21, 2010. President Barnhart called the meeting to order. Robert M. Leyde, City Clerk, gave the invocation and led in the Pledge of Allegiance. Robert M. Leyde, City Clerk, performed the roll call and noted that Councilmember William D. Jordan was absent and that five Councilmembers were present and a quorum was present with the following members of the City Council in attendance: Sam Pendleton, Jr., Hermon T. Graham, Barry Morris, James H. Barnhart and Andrew Betterton.

**AGENDA**

**CITY OF FLORENCE, ALABAMA**

**CITY COUNCIL MEETING**

**September 21, 2010**

**5:00 P.M.**

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1. Meeting called to order - President Barnhart
  2. Invocation - Robert M. Leyde, City Clerk
  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.

- (a) Approval of minutes of the Regular Meeting held on September 7, 2010.
- (b) Confirm payment of bills by the City Treasurer.
- (c) Resolution authorizing the City to appropriate an amount not to exceed \$9,000.00 to provide reimbursement for the cost of sign relocation located on Florence Boulevard to Anderson and Anderson, LLC in consideration for the

dedication of the required rights-of-way for property located on Florence Boulevard, sponsored by Mayor Irons and Bill Batson.

- (d) Resolution authorizing the City to enter into the Agreement with the Northwest Alabama Council of Local Governments, Area Agency on Aging, for services under Title III of the Older Americans Act of 1965, as amended, to provide meals, transportation, information, assistance, outreach, recreation and public education for senior citizens, sponsored by Mayor Irons.
- (e) Resolution authorizing the City to approve a Special Deferred Emergency Repair Loan to Mattie M. Bodie in the amount of \$2,900.00 for repairs to her property located at 817 Waterloo Road, sponsored by Phil Stevenson.
- (f) Resolution to advance and reimburse Travel Expenses to City employees, sponsored by Mayor Irons.

12. 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>Expire</u>
Beautification Board	Vacancy		
Scope 310	Vacancy	07/21/92	07/21/10
Industrial Development	Rusty Carbine	06/02/92	04/05 /10
	John Van Sandt	06/02/92	04/05/10

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.

Councilmember Pendleton requested the suspension of the rules for tonight's meeting regarding the five- minute time limit for Councilmember comments. Councilmember Morris made a motion to suspend the five-minute time limit. The motion did not receive a second, therefore the motion died. Councilmember Pendleton asked President Barnhart if the Golf Course property is public property. President Barnhart stated that this subject is not on tonight's agenda.

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Councilmember Morris stated that since tonight's agenda is short, there would be plenty of time for discussions to last more than five minutes. Councilmember Pendleton again asked if the Golf Course property is public property or private property? Councilmember Pendleton also asked if it is private property, then how do we sell it? President Barnhart stated again that this matter is not on tonight's agenda and the meeting would move forward. President Barnhart also stated that a work session was held today and this matter could have been discussed at that time but Councilmember Pendleton did not attend. Councilmember Pendleton instructed Mr. Robert Leyde, City Clerk, to place his comments and questions regarding the Golf Course property in the official minutes.

President Barnhart asked for a motion for approval of the agenda. Councilmember Betterton moved for approval of the agenda. Councilmember Graham seconded the motion.

**Discussion:**

Councilmember Pendleton asked President Barnhart if this is the proper time to discuss the agenda and to add resolutions. President Barnhart stated that Councilmember Pendleton had ample opportunity to add resolutions or amendments at today's work session.

There being no further discussion, a vote taken thereon resulted as follows:

Ayes: Hermon T. Graham  
James H. Barnhart  
Andrew Betterton

Noes: Sam Pendleton, Jr.  
Barry Morris

**Discussion:**

Councilmember Morris questioned the legality of the vote regarding the approval of the agenda.

**Message from the Mayor:**

Mayor Irons presented a Proclamation to Chris and Suzanne Nestor, parents of a child with Dyslexia, declaring October as "Dyslexia Awareness" month. Mayor Irons encouraged everyone to become more informed regarding Dyslexia.

Mayor Irons' comments follow, to wit:

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**Reports of Department Heads:** None

**Reports of Standing Committees:**

Councilmember Morris gave a report on the Building and Planning Committee meeting.

Councilmember Morris report follows, to wit:

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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 Graham moved for approval of (a) Approval of minutes of the Regular Meeting on September 7, 2010 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 Betterton seconded the motion. There being no discussion, a vote taken thereon resulted as follows:

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

Noes: None

**Regular Agenda:**

Board Openings within the next 90 days or less:

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expire</u>
Beautification Board	Vacancy		
Scope 310	Vacancy	07/21/92	07/21/10
Industrial Development	Rusty Carbine John Van Sandt	06/02/92 06/02/92	04/05/10 04/05/10

President Barnhart noted that Mr. Rusty

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

**Council Reports and/or Comments:**

Councilmember Betterton made comments regarding the University of North Alabama's plan for a new science building. Councilmember Betterton commended those who volunteer for our youth programs at the Parks & Recreation Department. Councilmember Betterton also commended Department Heads and City Employees for their support of our community.

Councilmember Betterton stated that he applauds what he heard from Mayor Irons regarding the proposed sale of a portion of the Country Club property to the University of North Alabama. Councilmember Betterton stated that the University of North Alabama is growing and this is a perfect opportunity for everyone.

Councilmember Pendleton made comments in opposition to the proposed sale of a portion of the Country Club property to the University of North Alabama. Councilmember Pendleton stated that Mayor Irons has duded our citizens for a number of years. Councilmember Pendleton

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also stated that the City has no plans for improving our flooding problems or the Indian Mound Museum. Councilmember Pendleton stated that Mayor Irons told the public that the Country Club property was necessary for us to purchase. Councilmember Pendleton stated that the University of North Alabama has big eyes and a small wallet.

Councilmember Graham made comments in support of the proposed sale of a portion of the Country Club property to the University of North Alabama. Councilmember Graham congratulated Mayor Irons for negotiating this deal and trying to recoup some of the City's money. Councilmember Graham stated that this is a win-win situation and that Mayor Irons negotiated with Dr. Cale, not with Steve Pierce. Councilmember Graham also stated that Mayor Irons had the majority of the City Council's support to negotiate this deal with Dr. Cale.

Councilmember Morris' comments follow, to wit:

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President Barnhart stated that the regulations that Councilmember Morris discussed tonight do not affect current homeowners in the City of Florence.

President Barnhart made comments regarding the proposed sale of a portion of the Country Club property to the University of North Alabama. President Barnhart stated that his intent for this City Council is to debate the issues, make decisions that is in the best interest of the City and to move forward. President Barnhart also stated that we need to conduct ourselves in a proper and professional manner.

Councilmember Graham 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  
Barry Morris  
James H. Barnhart  
Andrew Betterton

Noes: None

President Barnhart presented the closing prayer.

There being no further business the meeting was adjourned.

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ATTEST:

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CITY CLERK



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