

**CITY OF FLORENCE
MINUTES OF CITY COUNCIL
JUNE 7, 2011**

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 7, 2011. President Barnhart called the meeting to order. Councilmember Morris gave the invocation and led in the Pledge of Allegiance. Robert M. Leyde, City Clerk, performed the roll call and noted 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 Barnhart and Andrew Betterton. Councilmember William D. Jordan was absent.

AMENDED AGENDA

CITY OF FLORENCE, ALABAMA

CITY COUNCIL MEETING

June 7, 2011

5:00 P.M.

-
1. Meeting called to order - President Barnhart
 2. Invocation - William T. Musgrove, III
 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) Rezoning -- 3511 Florence Blvd from R-1 (Single Family-Residential) to B-2 (General Business District) as requested by Larry Rawdon, Osa's Garden Inc.
 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 May 17, 2011. **(This item was moved to the Regular Agenda Item 12 (c))**
- (b) Confirm payment of bills by the City Treasurer. **(This item was moved to the Regular Agenda Item 12 (d))**
- (c) Resolution authorizing the City to enter into a contract with the Shoals Symphony Association, in the amount of \$1,000.00, to be paid from 399-41112 Council's Special Projects, sponsored by Sam Pendleton, Dick Jordan, Hermon Graham, Andy Betterton. **(This item was moved to the Regular Agenda Item 12 (e))**
- (d) Resolution to approve a Letter of Engagement with Standard & Poor's, in the amount of \$17,500.00, to obtain a rating for the proposed \$21,000,000.00 Water and Sewer Revenue Warrants, Series 2011, sponsored by Vance Young. **(This item was moved to the Regular Agenda Item 12 (f))**

- (e) Resolution authorizing the City to approve a Real Estate Sales Contract with Plantation Springs Homebuilders, LLC to purchase Lot 48 in Creekwood Subdivision in the amount of \$10,000.00, sponsored by Bill Batson.
- (f) Resolution to approve the settlement of a lawsuit filed against the City by Ronnie Pannell, as Administrator of the Estate of William B. Pannell, for an amount not to exceed \$61,000.00, to be paid from 115 - City's Liability Insurance Fund, sponsored by William Musgrove. **(This item was moved to the Regular Agenda Item 12 (g))**
- (g) Resolution authorizing the City to approve a Consent to Assignment for Pole Attachments with CoBridge Telecom, LLC, sponsored by Richard Morrissey.
- (h) Resolution authorizing the City to approve a Satisfaction of Mortgage from the City to Richella Payne, sponsored by Melissa Bailey.
- (i) Resolution authorizing the City to approve the Application and Fee Schedule for Local Government Issuers provided by Moody's Investors Service, sponsored by Vance Young. **(This item was moved to the Regular Agenda Item 12 (h))**
- (j) Resolution to advance and reimburse Travel Expenses to City employees, sponsored by Mayor Irons.

12. Regular Agenda:

- (a) Ordinance to rezone 3511 Florence Blvd from R-1 (Single Family-Residential) to B-2 (General Business District) sponsored by Melissa Bailey.
- (b) Resolution authorizing the City to declare the following properties (120 South Cherokee Street, 115 South Nance Street, and 305 Hudson Street) unsafe to the extent that they are public nuisances, sponsored by Gary Williamson.
- (c) Approval of minutes of the Regular Meeting held on May 17, 2011. **(This Item was moved from Consent Agenda Item 11 (a))**
- (d) Confirm payment of bills by the City Treasurer. **(This item was moved from Consent Agenda Item 11 (b))**
- (e) Resolution authorizing the City to enter into a contract with the Shoals Symphony Association, in the amount of \$1,000.00, to be paid from 399-41112 Council's Special Projects, sponsored by Sam Pendleton, Dick Jordan, Hermon Graham, Andy Betterton. **(This item was moved from Consent Agenda Item 11 (c))**
- (f) Resolution to approve a Letter of Engagement with Standard & Poor's, in the amount of \$17,500.00, to obtain a rating for the proposed \$21,000,000.00 Water and Sewer Revenue Warrants, Series 2011, sponsored by Vance Young. **(This item was moved from Consent Agenda Item 11 (d))**
- (g) Resolution to approve the settlement of a lawsuit filed against the City by Ronnie Pannell, as Administrator of the Estate of William B. Pannell, for an amount not to exceed \$61,000.00, to be paid from 115 - City's Liability Insurance Fund, sponsored by William Musgrove. **(This Item was moved from Consent Agenda Item 11(f))**
- (h) Resolution authorizing the City to approve the Application and Fee Schedule for Local Government Issuers provided by Moody's Investors Service, sponsored by Vance Young. **(This item was moved from Consent Agenda Item 11 (I))**

13. General Business:

- (a) Resolution – Alcohol Beverage License Application for the operation of a Package Liquor Store with Off-Premises Liquor, Beer & Wine by LAS FIESTAS, INC., d/b/a BAMA SPIRITS, located at 3719 FLORENCE BLVD., FLORENCE, AL 35630, sponsored by Robert M. Leyde.
- (b) Resolution – Alcohol Beverage License Application for the operation of a Full-Menu Restaurant with On-Premises Liquor, Beer & Wine by LAS FIESTAS, INC., d/b/a

FIESTA MEXICANA #8, located at 3721 FLORENCE BLVD., FLORENCE, AL 35630, sponsored by Robert M. Leyde.

- (c) Resolution – Alcohol Beverage License Application for the operation of a Full-Menu Restaurant with On-Premises Liquor, Beer & Wine by LAS FIESTAS, INC., d/b/a FIESTA MEXICANA #9, located at 1503 N. WOOD AVE., FLORENCE, AL 35630, sponsored by Robert M. Leyde.

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

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expire</u>
Beautification Board	3 - Vacancies		
Port Authority	Darlene Ballard (Joint)	05/06/08	07/21/11
Zoning Board	Morris Cracraft	08/20/02	05/17/11
	Tony Latham	06/30/03	05/17/11
	Michael O'Steen	07/16/02	05/17/11

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

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

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

16. Motion to Adjourn.

President Barnhart noted that the Consent Agenda Item 11 (a) Approval of the Minutes for the Regular Meeting held on May 17, 2011 is being moved to the Regular Agenda Item 12 (c), Consent Agenda Item 11 (b) Confirm payment of bills by the City Treasurer is being moved to the Regular Agenda Item 12 (d), Consent Agenda Item 11 (c) Resolution authorizing the City to enter into a contract with the Shoals Symphony Association, in the amount of \$1,000.00, to be paid from 399-41112 Council's Special Projects, sponsored by Sam Pendleton, Dick Jordan, Hermon Graham, Andy Betterton is being moved to Regular Agenda Item 12 (e), Consent Agenda Item 11 (d) Resolution to approve a Letter of Engagement with Standard & Poor's, in the amount of \$17,500.00, to obtain a rating for the proposed \$21,000,000.00 Water and Sewer Revenue Warrants, Series 2011, sponsored by Vance Young is being moved to Regular Agenda Item 12 (f), Consent Agenda Item 11 (f) Resolution to approve the settlement of a lawsuit filed against the City by Ronnie Pannell, as Administrator of the Estate of William B. Pannell, for an amount not to exceed \$61,000.00, to be paid from 115 - City's Liability Insurance Fund, sponsored by William Musgrove is being moved to Regular Agenda Item 12 (g) and Consent Agenda Item 11 (I) Resolution authorizing the City to approve the Application and Fee Schedule for Local Government Issuers provided by Moody's Investors Service, sponsored by Vance Young is being moved to the Regular Agenda Item 12 (h).

There being no other changes, President Barnhart asked for a motion for approval of the amended 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
Barry Morris
James Barnhart
Andrew Betterton

Noes: None

Message from the Mayor: None

Reports of Department Heads:

Rachel Mansell, Recycling Education Co-Ordinator, made comments regarding the new recycling program "Get Caught Recycling." Ms Mansell stated that this is an opportunity for citizens to receive a free dinner for two at Rosie's Cantina.

Reports of Standing Committees: None

Public Hearing:

President Barnhart noted that this is the date and time advertised for the Public Hearing regarding the proposed rezoning of 3511 Florence Blvd from R-1 (Single Family-Residential) to B-2 (General Business District) as requested by Larry Rawdon, Osa's Garden Inc.

Melissa Bailey, Planning Director, appeared and stated that the Florence Planning Commission voted unanimously to recommend the approval of the proposed rezoning.

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

Mr. Bill Smoak, 2424 Roberts Lane, appeared and made comments regarding Consent Agenda Item 11 (e) Resolution authorizing the City to approve a Real Estate Sales Contract with Plantation Springs Homebuilders, LLC to purchase Lot 48 in Creekwood Subdivision in the amount of \$10,000.00, sponsored by Bill Batson. Mr. Smoak questioned why the City was purchasing this lot. Mr. Smoak also made comments regarding Regular Agenda Item 12 (e) Resolution authorizing the City to enter into a contract with the Shoals Symphony Association, in the amount of \$1,000.00,

to be paid from 399-41112 Council's Special Projects, sponsored by Sam Pendleton, Dick Jordan, Hermon Graham, Andy Betterton. Mr. Smoak questioned why the City is paying this money in advance. Mr. Smoak made comments regarding Regular Agenda Item 12 (f) Resolution to approve a Letter of Engagement with Standard & Poor's, in the amount of \$17,500.00, to obtain a rating for the proposed \$21,000,000.00 Water and Sewer Revenue Warrants, Series 2011, sponsored by Vance Young. Mr. Smoak stated that it does not state what type of rating and will this rating be made public.

Mr. Smoak also made comments regarding Regular Agenda Item 12 (g) Resolution to approve the settlement of a lawsuit filed against the City by Ronnie Pannell, as Administrator of the Estate of William B. Pannell, for an amount not to exceed \$61,000.00, to be paid from 115 - City's Liability Insurance Fund, sponsored by William Musgrove. Mr. Smoak stated that more information needs to be provided.

Mr. Smoak made comments regarding the W. C. Handy Festival Street Strut. Mr. Smoak encouraged the City Councilmembers to become involved in this event.

Consent Agenda:

President Barnhart 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: Hermon T. Graham
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

Abstain: Sam Pendleton, Jr.

Robert M. Leyde, City Clerk, presented an Ordinance to rezone 3511 Florence Blvd from R-1 (Single Family-Residential) to B-2 (General Business District) 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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

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

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution authorizing the City to declare the following properties (120 South Cherokee Street, 115 South Nance Street, and 305 Hudson Street) unsafe to the extent that they are public nuisances, sponsored by Gary Williamson. Said Resolution follows, to wit:

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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

Councilmember Betterton 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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution for the approval of minutes of the Regular Meeting held on May 17, 2011. Said Resolution follows, to wit:

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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

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

Discussion:

Councilmember Pendleton made comments in opposition to the resolution. Councilmember Pendleton stated that he did not want his name to be associated with any type of rate increase.

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

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

Noes: None

Abstain: Sam Pendleton, Jr.

City Clerk, Robert M. Leyde, presented a Resolution to confirm payment of bills by the City Treasurer. Said Resolution follows, to wit:

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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

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

Discussion:

Councilmember Pendleton made comments in opposition to the proposed resolution. Councilmember Pendleton stated that if he voted in favor of paying the bills that would mean that he approved of the cost of living raises so therefore he is abstaining.

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

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

Noes: None

Abstain: Sam Pendleton, Jr.

City Clerk, Robert M. Leyde, presented a Resolution authorizing the City to enter into a contract with the Shoals Symphony Association, in the amount of \$1,000.00, to be paid from 399-41112 Council's Special Projects, sponsored by Sam Pendleton, Dick Jordan, Hermon Graham, Andy Betterton. 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: Sam Pendleton, Jr.
Hermon T. Graham
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

Councilmember Graham moved for adoption of the foregoing resolution. Councilmember Pendleton seconded the motion.

Discussion:

Councilmember Morris made comments in opposition to the proposed resolution. Councilmember Morris stated that he does not believe that the taxpayers should pay for this. Councilmember Morris stated that the City Council should ask the officers of the Shoals Symphony to charge an extra dollar for admission instead of asking taxpayers to foot this bill.

Councilmember Pendleton made comments in favor of the proposed resolution. Councilmember Pendleton stated that the Shoals Symphony concerts add to the quality of life of our citizens.

President Barnhart made comments in opposition to the proposed resolution. President Barnhart stated that a citizen who does not have an interest in the Shoals Symphony should not have to pay for the concerts.

Councilmember Pendleton stated that recreation should never make a profit. Councilmember Pendleton also stated that \$1,000.00 is a one-time donation and not an occurring rate.

Councilmember Graham made comments in favor of the proposed resolution.

Councilmember Pendleton stated that had we not spent money to improve the Florence Harbor then we would be unable to sponsor bass tournaments.

President Barnhart stated that if we continue to give dollars away then we will not have money to fund City projects.

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

Ayes: Sam Pendleton, Jr.
Hermon T. Graham
Andrew Betterton

Noes: Barry Morris
James H. Barnhart

City Clerk, Robert M. Leyde, presented a Resolution to approve a Letter of Engagement with Standard & Poor's, in the amount of \$17,500.00, to obtain a rating for the proposed \$21,000,000.00 Water and Sewer Revenue Warrants, Series 2011, sponsored by Vance Young. Said Resolution 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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

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

Discussion:

Councilmember Pendleton made comments in opposition to the proposed resolution. Councilmember Pendleton stated that he was opposed to the water rate increase and electricity rate increase. Councilmember Pendleton also stated that now the amount needed for repairs has gone from 20 million to 21 million dollars and that is unacceptable. Councilmember Pendleton stated that he does not blame Mike Doyle, Water Department Manager, but places the blame on the current administration.

President Barnhart made comments in opposition to the proposed resolution.

Councilmember Pendleton asked why the City Council was not notified of the need to borrow more money.

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

Ayes: Barry Morris
Hermon T. Graham
Andrew Betterton

Noes: Sam Pendleton, Jr.
James H. Barnhart

Councilmember Morris ask William Musgrove, City Attorney, to explain the number of votes required for a majority to appropriate money when a Councilmember is absent. Mr. Musgrove stated that under Alabama State Law a majority vote is the majority of those present if the resolution or ordinance for the contract is not of a permanent nature or a one time appropriation.

City Clerk, Robert M. Leyde, presented Resolution to approve the settlement of a lawsuit filed against the City by Ronnie Pannell, as Administrator of the Estate of William B. Pannell, for an

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amount not to exceed \$61,000.00, to be paid from 115 - City's Liability Insurance Fund, sponsored
by William Musgrove. Said Resolution follows, to wit:

Councilmember Pendleton 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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

Councilmember Pendleton moved for adoption of the foregoing resolution. Councilmember Graham seconded the motion.

President Barnhart noted that due to litigation if anyone needs to comment on the proposed resolution, the City Council must go into Executive Session.

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

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

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution authorizing the City to approve the Application and Fee Schedule for Local Government Issuers provided by Moody's Investors Service, sponsored by Vance Young. 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: Sam Pendleton, Jr.
Hermon T. Graham
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

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

Discussion:

Councilmember Pendleton made comments in opposition to the proposed resolution. Councilmember Pendleton stated that he does not want his name associated with the bond market or its agent regarding this matter.

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

Ayes: Hermon T. Graham
Barry Morris
Andrew Betterton

Noes: Sam Pendleton, Jr.
James H. Barnhart

Robert M. Leyde, City Clerk, noted that the following three alcohol beverage resolutions are a formality to remove the current owner's name and to recognize LLC as the applicant for the licensing of these three establishments.

City Clerk, Robert M. Leyde, presented a Resolution – Alcohol Beverage License Application for the operation of a Package Liquor Store with Off-Premises Liquor, Beer & Wine by LAS FIESTAS, INC., d/b/a BAMA SPIRITS, located at 3719 FLORENCE BLVD., FLORENCE, AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Pendleton 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
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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution – Alcohol Beverage License Application for the operation of a Full-Menu Restaurant with On-Premises Liquor, Beer & Wine by LAS FIESTAS, INC., d/b/a FIESTA MEXICANA #8, located at 3721 FLORENCE BLVD., FLORENCE, AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Pendleton 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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

Councilmember Pendleton moved for adoption of the foregoing resolution. 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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution – Alcohol Beverage License Application for the operation of a Full-Menu Restaurant with On-Premises Liquor, Beer & Wine by LAS FIESTAS, INC., d/b/a FIESTA MEXICANA #9, located at 1503 N. WOOD AVE., FLORENCE, AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Pendleton 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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

Councilmember Pendleton moved for adoption of the foregoing resolution. 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
Barry Morris
James H. Barnhart
Andrew Betterton

Noes: None

Board Openings:

Board Openings within the next 90 days or less:

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expire</u>
Beautification Board	3 - Vacancies		
Port Authority	Darlene Ballard (Joint)	05/06/08	07/21/11
Zoning Board	Morris Cracraft	08/20/02	05/17/11
	Tony Latham	06/30/03	05/17/11
	Michael O'Steen	07/16/02	05/17/11

President Barnhart noted that the nominations for the Zoning Board have been approved and the resolutions for these appointments will appear on the next City Council meeting agenda.

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

Mr. Billy Ray Simpson, 1738 Ingleside Avenue, appeared and made general comments regarding our youth. Mr. Simpson stated that we must encourage our youth to continue with their education and to learn job skills. Mr. Simpson also stated that it is all about supply and demand. Mr. Simpson stated that we fill up our prisons and jails with people who possess drugs.

Council Reports and/or Comments:

Councilmember Pendleton commended Ms. Rachel Mansell for her work regarding recycling. Councilmember Pendleton also stated that he was on the City Council when the Pannell accident occurred.

Councilmember Pendleton referenced Mayor Irons' comments regarding the use of the former Florence Golf & Country Club.

Councilmember Pendleton made comments that referenced a legal notice that appeared in the TimesDaily regarding an Act being presented to the Alabama State Legislature that would prohibit the City of Florence residents from voting for the Lauderdale County Superintendent of Education. Councilmember Pendleton stated that if there is money being generated in the City of Florence that is being sent to Lauderdale County then the City should keep this money for our school systems. Councilmember Pendleton also stated that if Lauderdale County wants to be separate from the City then leave the money in Florence.

Councilmember Pendleton made comments regarding Stimulus Money and Medicare.

Councilmember Graham offered his condolences to the Ben Crane family on the death of Mary Jen Crane in an automobile accident last weekend.

Councilmember Morris also expressed his condolences to the Crane Family.

Councilmember Morris made comments regarding stimulus money. Councilmember Morris stated that he disagrees with Councilmember Pendleton's view.

Councilmember Betterton also offered his condolences to the Crane Family.

Councilmember Betterton made comments regarding his recent ride with Florence Police Officer Gwynn in Zone 1. Councilmember Betterton stated that he was very impressed.

Councilmember Betterton made comments regarding the Florence City Schools update meeting that he attended last night. Councilmember Betterton stated he is very excited about the new changes that are coming.

Councilmember Betterton noted that the HB 102 Texting Ban did not pass in the Alabama State Legislature. Councilmember Betterton stated that this continues to be a very important issue.

President Barnhart made comments regarding the 21 million dollar bond issue. President Barnhart stated that he is not opposed to good water but we need to look at the citizens' ability to pay for the water. President Barnhart stated that we are experiencing tough economic times right now. President Barnhart also stated that everything seems to be going up except salaries. President Barnhart wants everyone to remember that we represent the citizens of Florence.

Councilmember Pendleton stated that there are issues in Washington that impacts the citizens that he represents.

There being no more comments, Councilmember Morris made a motion to adjourn the meeting. Councilmember Graham seconded the motion.

A vote taken thereon resulted as follows:

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

Noes: None

President Barnhart presented the closing prayer.

There being no further business the meeting was adjourned.

ATTEST:

CITY CLERK