

**CITY OF FLORENCE  
MINUTES OF CITY COUNCIL  
December 18, 2012**

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, December 18, 2012. 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.

**AMENDED AGENDA**  
**CITY OF FLORENCE, ALABAMA**  
**CITY COUNCIL MEETING**  
**December 18, 2012**  
**5:00 P.M.**

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1. Meeting called to order - President
  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 760-6400 for questions on Consent Agenda items prior to the Council meeting.

- (a) Approval of minutes of the December 4, 2012 Meeting.
- (b) Confirm payment of bills by the City Treasurer.
- (c) Resolution authorizing the City to approve an Agreement with IMS Enterprises to provide the City's business license customers with the option to make payment online by credit or debit card for business license fees, sponsored by Bob Leyde.
- (d) Resolution authorizing the City to amend the Agreement with Osmose Utilities Services, Inc., sponsored by Richard Morrissey
- (e) Resolution authorizing the City to accept a proposal for a one year insurance policy covering excess loss health insurance, Option 1, from BCS Insurance Company, sponsored by Dan Barger.

- (f) Resolution to appoint Ry Griffin as a member of the Board of Zoning Adjustments.
- (g) Resolution to appoint Michael O'Steen as a Supernumerary member of the Board of Zoning Adjustments.
- (h) Resolution to appoint Virginia Reed Gooch to the Beautification Board.
- (i) Resolution to reappoint Scott Townsend to the Beautification Board.
- (j) Resolution to reappoint Susan Burdine to the Beautification Board.
- (k) Resolution to reappoint Susan Williams to the Beautification Board.
- (l) Resolution to reappoint Kenneth Johnson to the Florence Historical Board.
- (m) Resolution to reappoint Robert Steen to the Florence Historical Board.
- (n) Resolution to appoint Billy Richardson to the Florence Historical Board.
- (o) Resolution to reappoint Kevin Jangaard to the Florence Tree Commission.
- (p) Resolution to advance and reimburse Travel Expenses to City employees, sponsored by Mayor Haddock.

12. Regular Agenda:

- (a) Ordinance to declare Lot 19, Block 564 and Lot 12, Block 564, as surplus property and authorize the sale and conveyance of the property for the sum of \$2,640.00, and to approve the Real Estate Purchase, Sale and Relocation Agreement with RCHP-Florence, LLC, the Florence City Board of Education, and the City, sponsored by Bill Musgrove.
- (b) Resolution authorizing the City to approve an application and grant authority to incorporate a Public Building Authority, sponsored by Bill Musgrove.
- (c) Resolution authorizing the City to approve a Stormwater Management Easement Agreement between Wal-Mart Real Estate Business Trust and the City of Florence, sponsored by Bill Musgrove. **(This item was added to the agenda)**
- (d) Resolution authorizing the City to approve a Utilities Easement Agreement between Wal-Mart Real Estate Business Trust and the City of Florence, sponsored by Bill Musgrove. **(This item was added to the 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>
Agri-Business Center	Terry Tipper	07/06/06	11/15/12
Housing & Construction Appeals Board	Fitzgerald Hill	09/06/05	09/30/11
	Gene Crane	09/06/05	09/30/12
	Jack Reid	09/06/05	09/30/12
	William T. Wynne	09/06/05	09/30/11
	Thomas G. Pigg	09/06/05	09/30/11
Tree Commission	Lavetta Adams	01/02/07	11/03/12
	Nancy Muse	05/01/07	11/03/12

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

Councilmember Edwards  
Councilmember Betterton  
Councilmember Smith  
Councilmember Graham  
Councilmember Morris  
Councilmember Jordan

16. Motion to Adjourn.

President Jordan noted that Regular Agenda Item 12 (c) Resolution authorizing the City to approve a Stormwater Management Easement Agreement between Wal-Mart Real Estate Business Trust and the City of Florence and Regular Agenda Item 12 (d) Resolution authorizing the City to approve a Utilities Easement Agreement between Wal-Mart Real Estate Business Trust and the City of Florence was added to tonight's agenda.

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

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

Noes: None

**Message from the Mayor:**

Mayor's comments follow, to wit:

Mayor Haddock asked Rachel Mansell, Recycling and Education Outreach Coordinator, to come forward and give details regarding the recent recycling collection contest that the Florence Elementary Schools competed in. Ms. Mansell noted that the schools collected 9,000 lbs in four weeks.

**Report of Department Heads:**

Police Chief Ron Tyler made comments regarding the recent tragedy in Connecticut last Friday. Chief Tyler noted that “Alert Programs” in our City Schools have been implemented.

Chief Tyler noted that Officer Craig Blasingame and Officer David Bradley recently received live-saving medals and Officer Art Stevenson received a medal of valor. Chief Tyler cautioned the citizens of Florence of burglaries that take place this time of year.

**Report of Standing Committee:**

Councilmember Blake Edwards’ Public Works Committee meeting report follows, to wit:

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

**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 Smith Graham 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 declare Lot 19, Block 564 and Lot 12, Block 564, as surplus property and authorize the sale and conveyance of the property for the sum of \$2,640.00, and to approve the Real Estate Purchase, Sale and Relocation Agreement with RCHP-Florence, LLC, the Florence City Board of Education, and the City, sponsored by Bill Musgrove. Said Ordinance follows, to wit:

Councilmember Graham moved for immediate consideration of the foregoing ordinance.

Councilmember Betterton 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 Morris moved for adoption of the foregoing ordinance. Councilmember Edwards 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 authorizing the City to approve an application and grant authority to incorporate a Public Building Authority, sponsored by Bill Musgrove. 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: Dave Smith  
William D. Jordan  
Hermon T. Graham  
Barry Morris  
Blake Edwards  
Andrew Betterton

Noes: None

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

**Discussion:**

President Jordan noted that the members of the authority will be Bud Ward, Allen Wall and Ry Griffin.

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  
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution authorizing the City to approve a Stormwater Management Easement Agreement between Wal-Mart Real Estate Business Trust and the City of Florence, sponsored by Bill Musgrove. Said Resolution follows, to wit:



Councilmember Graham moved for immediate consideration of the foregoing resolution.

Councilmember Morris 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 Morris 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 authorizing the City to approve a Utilities Easement Agreement between Wal-Mart Real Estate Business Trust and the City of Florence, sponsored by Bill Musgrove. Said Resolution follows, to wit:

Councilmember Graham moved for immediate consideration of the foregoing resolution.

Councilmember Morris 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 Morris 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

General Business:

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

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Agri-Business Center	Terry Tipper	07/06/06	11/15/12
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Tree Commission	Lavetta Adams	01/02/07	11/03/12
	Nancy Muse	05/01/07	11/03/12

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

Mr. Billy Ray Simpson, 755 West Alabama Street, appeared and made comments regarding drugs, alcohol and guns. Mr. Simpson stated that we must have more gun control because the World needs peace.

Mr. Shawn Patrick, 1807 Jackson Road, appeared and made comments regarding a multi-use performing arts center. Mr. Patrick stated that he feels that Veterans Park would be a good site for this type of center.

**Council Reports and/or Comments:**

Councilmember Edwards congratulated the Florence High School Boys Basketball team for winning the TimesDaily Classic and for defeating 3<sup>rd</sup> ranked Sparkman High School.

Councilmember Edwards also thanked the City Departments that were involved with the Division II Championship game last weekend. Councilmember Edwards wished everyone a Merry Christmas.

Councilmember Betterton thanked Chief Tyler and the Florence Police Department for all of their hard work.

Councilmember Smith stated that Jesus is the reason for the season.

Councilmember Graham congratulated the police officers for the awards that they received. Councilmember Graham also thanked the City Departments that were involved with the Division II Championship game.

Councilmember Morris acknowledged the three officers who received awards tonight. Councilmember Morris stated that it is comforting to hear of the efforts of Chief Tyler and the Police Department.

President Jordan also congratulated the three police officers on their awards. President Jordan noted that due to the holiday on Tuesday, January 1<sup>st</sup>, the next Council meeting will be Tuesday, January 8, 2013 with the work session beginning at 3:00 p.m.

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CITY COUNCIL

ATTEST:

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CITY CLERK