



**CITY OF FLORENCE
MINUTES OF CITY COUNCIL
JUNE 29, 2017**

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 Thursday, June 29, 2017. President Jordan called the meeting to order. Councilmember Edwards 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: Kaytrina Simmons, William D. Jordan, David Bradley, Michelle Eubanks, Blake Edwards and Andrew Betterton.

AMENDED AGENDA

CITY OF FLORENCE, ALABAMA

CITY COUNCIL MEETING

June 29, 2017

5:00 P.M.

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1. Meeting called to order - President Jordan
 2. Invocation - Councilmember Betterton
 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:
 - (a) Proposed expansion of the Central Business District around the downtown area, to be rezoned from B-2 (General Business District) and R-B (Residential Business District) to B-3 (Central Business District) as requested by the City of Florence.
 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 256-760-6400 for questions on Consent Agenda items prior to the Council meeting.

 - (a) Approval of minutes of the June 6, 2017, meeting.
 - (b) Confirm payment of bills by the City Treasurer.

- (c) Resolution to approve a contract with Shotcrete of America, LLC, to provide labor, equipment and incidentals necessary to replace 650 linear feet of 2" PVC water pipe on Spring Court from Plum Street to Veterans Drive and 200 linear feet on Sweetwater Avenue in the 700 block, in the amount of \$33,800.00, to be paid from budgeted funds, Account #331.10 - Distribution Mains & Appurtenances, sponsored by Mike Doyle.
- (d) Resolution to approve a water purchase contract with the West Lauderdale Water & Fire Protection Authority, sponsored by Mike Doyle.
- (e) Resolution to approve the contract with Shotcrete of America, LLC, to provide labor, materials, equipment and incidentals necessary to replace 150 linear feet of collapsing 36" storm sewer on an emergency basis at 110 Cypress Creek Drive, in the amount of \$71,500.00, to be expensed to Fund 188, Account #1071-48100, sponsored by Bill Batson.
- (f) Resolution to approve the contract with James E. Alexander Land Surveying LLC, for surveying and preparing a plat and legal descriptions for the 110 Robinhood Drive spot drainage project, in the amount of \$980.00, to be paid from budgeted funds, Account #398-43110, sponsored by Bill Batson.
- (g) Resolution to approve the Supplement Number 1 Agreement for a Transportation Alternatives Project for Hermitage Drive Sidewalk, Project No. TAPAA-TA15(913)S1, between the City of Florence and the Alabama Department of Transportation, to be paid with 80% Federal Funds and 20% City Funds in the amount of \$35,091.06, to be funded by the One-Cent sales tax, sponsored by Bill Batson.
- (h) Resolution to approve the contract with Shoals MPE, LLC, to provide labor, materials, equipment and incidentals to replace lamps in the Splash Pad at River Heritage Park, in the amount of \$1,911.49, to be paid from budgeted funds, budgeted funds, Account #260-44725, sponsored by Todd Nix.
- (I) Resolution to approve the contract with Chandler Painting Co., Inc., to provide labor, materials, equipment and incidentals necessary to sand, touch- up and recoat the exterior of the Frank Lloyd Wright/Rosenbaum House, in the amount of \$8,890.00, to be paid from budgeted funds, Account #1147-43600, sponsored by Todd Nix.
- (j) Resolution to approve the contract with The Carpet Store, Inc., to provide labor, materials, equipment and incidentals necessary to replace 4,325 square feet of carpet in the office, guest room and hallway of the Frank Lloyd Wright/Rosenbaum House, in the amount of \$2,344.70, to be paid from budgeted funds, Account #266-43600, sponsored by Todd Nix.
- (k) Resolution to approve the contract with Irons Electric Co., Inc., to provide labor, materials, equipment and incidentals necessary to repair the lighting system at McFarland Park, in the amount of \$1,826.02, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix. **(This item was moved to Regular Agenda Item 12 (b))**
- (l) Resolution to approve the lease of equipment from TCF Equipment Finance, sponsored by Todd Nix.
- (m) Resolution to approve the contract with Mark Forsythe Painting & Textured Ceilings, Inc., to provide labor, materials, equipment and incidentals necessary to paint designated areas of the Florence Police Department, in the amount of \$11,225.00, to be paid from budgeted funds, Account #266-42100 - Building Maintenance, sponsored by Ron Tyler.
- (n) Resolution to approve the contract with Garnet Electric Co., Inc., to provide labor, equipment and incidentals necessary to install two (2) 161 kV circuit switchers and retire the existing circuit breaker at the Oakland Primary Substation, in the amount of \$46,909.00, to be paid from budgeted funds, Account #353.00 - Transmission & Substation Equipment, sponsored by Richard Morrissey. **(This item was moved to Regular Agenda Item 12 (c))**
- (o) Resolution to approve an amendment to the Contract between the City of Florence and Osmose Utilities Services, Inc., to provide wood pole ground line treatment and pole restoration for the Electricity Department, sponsored by Richard Morrissey.
- (p) Resolution to approve the Debt Service Depository Agreement between the City of Florence and the Bank of New York Mellon, sponsored by Vance Young.

- (q) Resolution to approve the Contract Amendment amending the original contract dated August 20, 2013, between the City of Florence and Create Architects, to provide architectural services for the new Florence-Lauderdale Animal Shelter, sponsored by Phil Stevenson.
- ® Resolution to appoint Dion Johnson to the Florence-Lauderdale Public Library Board, sponsored by the City Council.
- (s) Resolution to advance and reimburse travel expenses to City employees, sponsored by Mayor Holt.

12. Regular Agenda

- (a) Ordinance to rezone the Central Business District from B-2 (General Business District) and R-B (Residential Business District) to B-3 (Central Business District) as requested by the City of Florence, sponsored by Melissa Bailey.
- (b) Resolution to approve the contract with Irons Electric Co., Inc., to provide labor, materials, equipment and incidentals necessary to repair the lighting system at McFarland Park, in the amount of \$1,826.02, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix. **(This item was moved from Consent Agenda Item 11(k))**
- (c) Resolution to approve the contract with Garnet Electric Co., Inc., to provide labor, equipment and incidentals necessary to install two (2) 161 kV circuit switchers and retire the existing circuit breaker at the Oakland Primary Substation, in the amount of \$46,909.00, to be paid from budgeted funds, Account #353.00 - Transmission & Substation Equipment, sponsored by Richard Morrissey. **(This item was moved from Consent Agenda Item 11 (n))**

13. General Business:

- (a) Resolution - Alcohol Beverage License for a Wholesale Beer & Wine Distributorship by CRYSTAL BEVERAGE COMPANY, LLC, d/b/a CRYSTAL BEVERAGE COMPANY, located at 502 S. CHERRY STREET, FLORENCE, AL 35630, sponsored by Robert M. Leyde.
- (b) Resolution - Alcohol Beverage License Application for a Full-Menu Restaurant with On-Premises Beer-Wine by TAZ FLORENCE LLC, d/b/a TAZIKIS MEDITERRANEAN CAFÉ, located at 247 COX CREEK PARKWAY, FLORENCE, AL 35630, sponsored by Robert M. Leyde.

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

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Agri-Business	Vacancy		
Port Authority	Dick Smith	07/17/12	07/21/17
SCOPE 310	Vacancy		
	Josh Webster	08/21/12	07/21/15
	Reginald Owens	04/01/14	07/21/16

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

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

- Council member Edwards
- Council member Betterton
- Council member Simmons
- Council member Bradley
- Council member Eubanks
- Council member Jordan

16. Motion to Adjourn.

President Jordan noted that it was decided at the earlier work session to move Consent Agenda Item 11 (k) Resolution to approve the contract with Irons Electric Co., Inc., to provide labor, materials, equipment and incidentals necessary to repair the lighting system at McFarland Park, in the amount of \$1,826.02, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix to Regular Agenda Item 12 (b) and to move Consent Agenda Item 11 (n) Resolution to approve the contract with Garnet Electric Co., Inc., to provide labor, equipment and incidentals necessary to install two (2) 161 kV circuit switchers and retire the existing circuit breaker at the Oakland Primary Substation, in the amount of \$46,909.00, to be paid from budgeted funds, Account #353.00 - Transmission & Substation Equipment, sponsored by Richard Morrissey to Regular Agenda Item 12 (c).

There being no further changes, President Jordan asked for a motion for approval of the amended agenda. Councilmember Betterton moved for approval of the amended agenda. Councilmember Simmons seconded the motion.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

Message from the Mayor:

Mayor Holt stated that Music in the Park will take place tomorrow at 6:00 p.m. Mayor Holt further stated that the Florence Fire Department recently received a Class 3 fire rating.

Mayor Holt made comments regarding the proposed animal shelter. Mayor Holt stated that bids will likely go out in October.

Mayor Holt made comments regarding fireworks being cancelled by Urban Radio this past Monday. Mayor Holt stated that by the end of day on Tuesday, contributors from our area stepped up and donated all the resources to pay for the fireworks. Mayor Holt further stated that there will be vendors in the park along with musical entertainment. Mayor Holt thanked everyone who made this event possible.

Report of Department Heads: none

Report of Standing Committee: none

Public Hearing:

President Jordan noted that this is the day and time advertised for a public hearing regarding the proposed expansion of the Central Business District around the downtown area, to be rezoned from B-2 (General Business District) and R-B (Residential Business District) to B-3 (Central Business District) as requested by the City of Florence.

Melissa Bailey, Planning Director, appeared and stated that the Central Business District is the oldest zone that is self contained. Melissa Bailey further stated that after much research and discussions with the Building Department and the Planning Department, the Planning Commission is unanimously recommending the approval of the zone change to the Council.

Councilmember Eubanks asked Melissa Bailey to give an overview of limitations in a B-3 zone. Melissa Bailey stated that a B-2 zone is mostly reserved for big box businesses or businesses that required a large parking area. Melissa Bailey also stated that drive thru fast food establishments are B-2. Melissa Bailey further stated that we do not anticipate very much change in regards to a B-3 zone. Melissa Bailey noted that a B-3 zone is the only business zone that allows micro breweries. Melissa Bailey also noted that off street parking is a requirement in a B-2 zone and that a B-3 zone will remove the off street parking requirement.

President Jordan made comments in favor of the proposed change. President Jordan noted that a B-3 zone will help spur growth and eliminate parking problems. President Jordan thanked Councilmember Betterton and the Planning Commission for their work regarding the proposed zone change.

Councilmember Betterton made comments in favor of the proposed change. Councilmember Betterton stated that he is looking forward to growth in the downtown area.

Melissa Bailey stated that this zone change will give the City the ability to connect with other parts of Florence such as West Florence and the Sweetwater District.

There being no public comments, President Jordan closed the public hearing.

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 (q) Resolution to approve the Contract Amendment amending the original contract dated August 20, 2013, between the City of Florence and Create Architects, to provide architectural services for the new Florence-Lauderdale Animal Shelter, sponsored by Phil Stevenson. Mr. Smoak stated that there is no mention of Lauderdale County being a part of the process to build the new animal shelter.

Consent Agenda:

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

Councilmember Bradley moved for approval of the ordinances and resolutions as follow, to-wit:

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented an Ordinance to rezone the Central Business District from B-2 (General Business District) and R-B (Residential Business District) to B-3 (Central Business District) as requested by the City of Florence, sponsored by Melissa Bailey. Said Ordinance follows, to wit:

Councilmember Edwards moved for immediate consideration of the foregoing Ordinance.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

Councilmember Edwards moved for adoption of the foregoing Ordinance.

Councilmember Betterton seconded the motion.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution to approve the contract with Irons Electric Co., Inc., to provide labor, materials, equipment and incidentals necessary to repair the lighting system at McFarland Park, in the amount of \$1,826.02, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix. Said Resolution follows, to wit:

Councilmember Simmons moved for immediate consideration of the foregoing Resolution.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

Councilmember Edwards moved for adoption of the foregoing Resolution.

Councilmember Simmons seconded the motion.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution to approve the contract with Irons Electric Co., Inc., to provide labor, materials, equipment and incidentals necessary to repair the lighting system at McFarland Park, in the amount of \$1,826.02, to be paid from budgeted funds, Account #260-44725, sponsored by Todd Nix. Said Resolution follows, to wit:

Councilmember Edwards moved for immediate consideration of the foregoing Resolution.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards

Noes: None

Abstain: Andrew Betterton

Councilmember Edwards moved for adoption of the foregoing Resolution.

Councilmember Simmons seconded the motion.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards

Noes: None

Abstain: Andrew Betterton

City Clerk, Robert M. Leyde, presented a Resolution - Alcohol Beverage License for a Wholesale Beer & Wine Distributorship by CRYSTAL BEVERAGE COMPANY, LLC, d/b/a CRYSTAL BEVERAGE COMPANY, located at 502 S. CHERRY STREET, FLORENCE, AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Betterton moved for immediate consideration of the foregoing Resolution.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

Councilmember Eubanks moved for adoption of the foregoing Resolution.

Councilmember Bradley seconded the motion.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

City Clerk, Robert M. Leyde, presented a Resolution - Alcohol Beverage License Application for a Full-Menu Restaurant with On-Premises Beer-Wine by TAZ FLORENCE LLC, d/b/a TAZIKIS MEDITERRANEAN CAFÉ, located at 247 COX CREEK PARKWAY, FLORENCE, AL 35630, sponsored by Robert M. Leyde. Said Resolution follows, to wit:

Councilmember Bradley moved for immediate consideration of the foregoing Resolution.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

Councilmember Simmons moved for adoption of the foregoing Resolution.

Councilmember Eubanks seconded the motion.

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

Ayes: Kaytrina Simmons
William D. Jordan
David Bradley
Michelle Eubanks
Blake Edwards
Andrew Betterton

Noes: None

Board Openings within the next 90 days or less:

<u>Board</u>	<u>Member</u>	<u>Appointed</u>	<u>Expires</u>
Agri-Business	Vacancy		
Port Authority	Dick Smith	07/17/12	07/21/17
SCOPE 310	Vacancy		
	Josh Webster	08/21/12	07/21/15
	Reginald Owens	04/01/14	07/21/16

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

Ms. Eva Knight, 2810 Walldridge Street, appeared and made comments regarding the Senior Center. Ms. Knight thanked Councilmember Betterton in advance for agreeing to meet with the Seniors on July 11 to discuss the repairs to the Senior Center. Ms. Knight also thanked Melissa Bailey, Planning Director, for meeting with the Seniors to discuss signage.

Mr. Bill Smoak, 2424 Roberts Lane, appeared and made comments regarding Braly Stadium.

Mr. Billy Ray Simpson, 755 West Alabama Street, appeared and made comments regarding the building of a tennis complex in Veterans Park. Mr. Simpson stated that building such a complex does not make sense.

Mr. Simpson made comments regarding the sale of alcohol. Mr. Simpson stated that Florence does not need to sell whiskey seven days a week.

Council Reports and Comments:

Councilmember Edwards thanked the hoteliers for their comments at the earlier work session. Councilmember Edwards noted that the Animal Shelter project is moving forward. Councilmember Edwards asked everyone to keep the Utley family in their prayers.

Councilmember Betterton asked everyone to be safe during the 4th of July holiday. Councilmember Betterton stated that the present concerns that need to be addressed at the Senior Center are flooring, signage, HVAC system and parking lot lights.

Councilmember Simmons thanked Mayor Holt and the community for reviving the 4th of July celebration at McFarland Park. Councilmember Simmons wished everyone a happy and safe 4th of July holiday.

Councilmember Bradley expressed his condolences to the Utley family. Councilmember Bradley also thanked the hoteliers for their comments at today's work session.

Councilmember Eubanks' comments follow, to wit:

President Jordan thanked everyone for coming tonight. President Jordan stated that the Ad Hoc Committee has looked at the proposed tennis complex project for over a year.

Councilmember Eubanks presented the closing prayer.

There being no further business the meeting was adjourned.

ATTEST:

CITY CLERK