

**CITY OF LEEDS, ALABAMA
ORGANIZATIONAL COUNCIL MEETING
NOVEMBER 5, 2012**

The City Council of the City of Leeds, Alabama met for a Regular Scheduled Council Meeting, November 5, 2012 at 6:00 p.m. at the Leeds Civic Center, 1000 Park Drive, Leeds, Alabama 35094.

SWEARING INTO OFFICE NEW MAYOR AND COUNCIL:

The Hon. Dickie Drake, Alabama House of Representatives, inducted into office Mayor David Miller and new Councilmembers Johnny G. Dutton, Devoris Roscha Ragland, Eric G. Turner, Craig Wadsworth, and Kenneth Washington. Kathy Carr notarized each of the council member's Oath of Office.

1. CALL TO ORDER: Mayor Miller called the meeting to order at approximately 6: 03 PM.

2. INVOCATION AND PLEDGE OF ALLEGIANCE: The Invocation was given by Dr. Carl Marbury.

3. DEPARTMENT HEAD REPORTS:

Mayor Miller dispensed with Department Head Reports and dismissed the Department Heads from the meeting if they so desired.

4 NEW BUSINESS:

Mayor Miller asked for a motion to add the next item to the agenda. Motion to add item to the agenda by Councilmember Washington, seconded by Councilmember Turner. Motion passed with all present voting yes.

Motion to terminate current City Attorney firm of Jones Walker by Councilmember Kenneth Washington, seconded by Councilmember Eric Turner. Motion passed by a roll call vote with all present voting yes.

a) Resolution 2012-11-01 Relating to Appointment of City Attorney. The firm of Massey, Stotser & Phillips were named City Attorneys. Motion to approve the resolution . Motion passed by roll call vote with all present voting yes.

b) Resolution 2012-11-10 Regarding Authorization for Current City Attorneys. Mr. Brunson, Attorney from Massey, Stotser, and Phillips, addressed the council concerning the resolution. A motion to approve the resolution was stated by Councilmember Washington and seconded by Councilmember Eric Turner. The Mayor read resolution in full and by a roll call vote the motion passed with all present voting yes.

c) Appointment of Council Member Representative To Planning and Zoning Board. Councilmember Kenneth Washington was appointed as the Councilmember Representative to the Planning and Zoning Board.

d) Appointment of Mayor's Representative to the Planning and Zoning Board. Ms. Kelly Washburn was appointed as the Mayor's Representative to the Planning and Zoning Board.

e) Appointment of the Council Finance Committee. Councilmember Eric Turner was named Chairman, with Councilmembers Kenneth Washington and Councilmember Johnny Dutton serving on the Committee.

f) Resolution 2012-11-02 Relating to The Election of Mayor Pro Tempore. Motion to appoint Councilmember Kenneth Washington as Mayor Pro Tempore by Councilmember Turner with a second by Councilmember Dutton. There was no discussion and the motion passed with all present voting yes.

g) Resolution 2012-11-03 Relating to Appointment of City Municipal Court Judge. Motion to appoint Mr. Robert Corneliusas City Municipal Court Judge by Councilmember Ragland with a second by Councilmember Wadsworth. The motion passed by voice vote with Councilmember Dutton voting no.

h) Resolution 2012-11-04 Relating to Appointment of City Municipal Court Public Defender. Mayor Miller announced the appointment of Mr. Moses O. Stone as City Municipal Court Public Defender.

i) Resolution 2012-11-06 Relating to City Banking Signatories. Mayor read the resolution naming new Signatories to be the Hon. David Miller, Mayor and Councilmember Eric Turner, Chairman of the Finance Committee and Councilmember Kenneth Washington. Motion to approve the Resolution by Councilmember Dutton with a second by Councilmember Wadsworth; motion passed with all present voting yes.

j) Resolution 2012-11-07 Relating to Appointment of City Engineer. Mayor Miller appointed the firm of Spencer Engineering to continue as City Engineer.

k) Renaming of Patterson Park to Leeds Sports Complex. The Mayor asked approval from the Council to declare presently ordered / posted signage letters as surplus; the Council would procure appropriate signage letters for monument sign to be constructed when a new park name is chosen. Until then the parks and fields will be the Leeds Sports Complex. Motion to approve by Councilmember Wadsworth with a second by Councilmember Ragland. The motion passed with all present voting yes.

i) Ordinance 2012-11-01 to Rescind/Amend Ordinance 2009-01-02 and 2009-03-03 Regarding Board Membership and Terms. Attorney Brunson presented the amendment to the Ordinance to the mayor and Council. The Mayor read the changes of the ordinance to the council. Motion to approve Ordinance 2012-00-00 and repeal Ordinances 2009-01-02 and 2009-03-03 by Councilmember Washington with a second by Councilmember Turner. The motion passed by hand vote with all voting yes.

m) Discussion of Rescinding Resolution 2012-09-05 Relating to Awarding the City Hall Construction Bid after review. The Mayor indicated his strong opinion that the City Hall should be located Downtown and that the matter needs to be discussed in Public. Motion to authorize the Mayor to review with Council and the current contractor possible revisions by Councilmember Ragland with a second by Councilmember Dutton; the motion passed with all present voting yes.

n) Discussion of Rescinding Resolution 2012-10-18 Relating to Awarding the Storm Drainage Improvements to Vivian Street after review. Mayor requested authorization to discuss with the contractor the termination of the contract in order to verify the financial condition of the City. Motion to authorize the Mayor by Councilmember Wadsworth with a second by Councilmember Washington. Discussion from Councilmember Washington stating that the improvement is needed but agrees with the need to review the city's finances first. Motion passed with all present voting yes.

o) Authorize Mayor to Investigate the Re-Opening of Coosa Avenue. Motion by Councilmember Washington with a second by Councilmember Wadsworth; motion passed with all present voting yes.

p) Authorize Mayor to Investigate the Re-Opening of Swimming Pool. The Mayor requested authorization to investigate all aspects of re-opening the City Swimming Pool. Motion to so authorize the Mayor by Councilmember Ragland with a second by Councilmember Dutton. Discussion from Councilmember Ragland that the feasibility of cost must be considered. The motion passed with all present voting yes.

q) Authorize Mayor to Investigate Settling Zoning Ordinance Lawsuit. Motion authorize the Mayor to investigate means of settling the lawsuit by Councilmember Dutton with a second by Councilmember Wadsworth. Discussion included comments about what repealing the current ordinance would mean, and whether it will affect the zoning class of property. It was explained that this is incorrect, the ordinance just deals with the size of homes, etc. At the question, the motion passed with all present voting yes.

r) Authorize City Engineer to Investigate Drainage Problem at 7025 Briarwood Lane. Motion to approve by Councilmember Turner with a second by Councilmember Washington. The motion passed with all present voting yes.

s) Resolution 2012-11-08 Regarding Bid Solicitation For Repairs to The Visitors Center. A full description of needed repairs was explained. Motion to solicit bids for the structural repairs by Councilmember Wadsworth with a second by Councilmember Ragland. The motion passed with all present voting yes.

t) Resolution 2012-11-09 Regarding Council Rules of Conduct. Mayor read the resolution. Motion to approve by Councilmember Washington with a second by Councilmember Dutton; the motion passed with all present voting yes.

Motion to suspend rules in order to discuss an additional agenda item creating a Public Safety Committee by Councilmember Washington with a second by Councilmember Turner. The motion passed with all present voting yes.

The Mayor then announced Devoris Ragland as Head of the Public Safety Committee.

5. COMMENTS FROM THE PUBLIC:

Justin Hogan 1064 Brian Drive. Mr. Hogan welcomed the new council and asked the council to investigate the closing hours of the city parks, specifically the walking track.

Jim Hughey, candidate for Judge, Place No. 9, addressed the council and audience.

Mayor announced an emergency meeting regarding basketball Wednesday, November 7th of the Leeds Youth Sports Executive Board.

Kathy Drake, Kings Forest Drive, thanked the the incoming administration.

Tim Jennings, 1086 Crest Road, congratulated the incoming administration on their election and spoke as a representative from other businesses and their optimism to work with the new administration.

MAYOR'S COMMENTS: Mayor addressed the audience by directing Huck's BBQ to get out their paint, Standard Furniture to display furniture outside the store, and all the churches to display all signs needed. The Mayor announced that he would like it to be known that the City of Leeds is open for business.

ADJOURNMENT: Motion by Councilmember Washington to adjourn at 6:53 PM.



David Miller, Mayor

ATTEST:



Kevin Fouts, Acting City Clerk