

**CITY OF LEEDS, ALABAMA
PUBLIC HEARING AND
REGULAR SCHEDULED COUNCIL MEETING
MARCH 21, 2016**

The Council of the City of Leeds, Alabama met for a Public Hearing and Regular Scheduled Council Meeting on Monday, March 21, 2016 at 6:00PM in the Leeds Civic Center Meeting Room, 1000 Park Drive, Leeds, Alabama 35094.

- 1. CALL TO ORDER:** Mayor David Miller called the meeting to order at 6:20PM with Councilmembers Johnny Dutton, Devoris Roscha Ragland, Eric Turner, Craig Wadsworth, and Kenneth Washington present.
- 2. INVOCATION AND PLEDGE OF ALLEGIANCE:** the invocation was given by Councilmember Eric Turner.

PUBLIC HEARING

a) ABC License Application Located At 1451 Grand River Parkway North. Mayor Miller asked if someone was present to represent this application. Doug Neil spoke on behalf of the Shops at Grand River. Mr. Neil referenced the development at Exit 140 and stated that if granted, it would be a great compliment to the area. No other person spoke about the subject.

b) Regarding Properties Identified As Having Certain Conditions To Be An Annoyance And Public Nuisance In Violation of Chapter 32 Of The City of Leeds Code of Ordinances.

No one was present to speak concerning the properties listed. The Inspections Department recommended to the Council to order the abatement.

Mayor closed the public hearing at 6:09PM.

REGULAR COUNCIL MEETING

3. REVIEW AND APPROVE COUNCIL MINUTES: minutes from the March 07, 2016 Public Hearing and City Council Meeting were reviewed. Motion to approve the minutes by Councilmember Turner with a second by Councilmember Wordsworth; the motion passed with abstention by Councilmember Ragland.

4. OLD BUSINESS:

a) Resolution 2016-02-06 Consider The Revocation Of A Business License Pursuant To The City Code Of Ordinances. Attorney Brunson informed Council of continuing discussion with the property owner and suggested that the matter be tabled to the second meeting in April: Motion to table to second meeting in April by Councilmember Wadsworth with a second by Councilmember Dutton; the motion passed with all present voting yes,

b) Resolution 2016-03-12 River Road Repair. The Mayor informed Council of discussion with Jefferson County to repair the road. Motion to approve Resolution 2016-03-12 by Councilmember Turner with a second by Councilmember Dutton Resolution 2016-03-12 Turner and Wadsworth; motion passed with all voting yes.

5. DEPARTMENT HEAD REPORTS:

a) Administration, Mayor Miller. Mayor commented on the current construction of the Primary School facility with a projected opening in August 2016.

b) Fire Department, Chief Parsons. No Report.

c) Police Department, Chief Jackson. Report in packet.

d) Library, Director Williams. No report but distributed a pamphlet.

e) Inspection Department, Superintendent Watson. Mr. Watson announced the annual spring cleanup on April 2nd and encouraged volunteers.

f) Parks and Recreation Department, Supervisor Keating. No Report.

g) Streets and Sanitation Department, Supervisor Keating. The Department has received calls to vacuum leaves, but the leaf truck does not run after January. Mayor Miller requests that statement be posted on the website.

h) Municipal Court, Magistrate Roberts. Ms. Roberts announced Amnesty Court wrapped up this past weekend. Thirty-six (36) cases were cleared, which was disappointing in the light of good notification. Councilmember Ragland commented on the great television interview.

6. COUNCIL COMMITTEE REPORTS

a) Finance Chairperson, Eric Turner. Mr. Turner reported completion of the FYE 2015 Audit and it will be on the agenda. The City ended FYE 2015 in good financial condition.

b) Public Safety Committee, Devoris Roscha Ragland. No Report.

c) Parks & Recreation Committee, Craig Wadsworth. No Report.

d) Primary School Construction Review Committee, Mr. Ben Watson, P.E. Watson reported new final inspection date before July 31st but school opening date of August 01, 2016. Mr. Watson requested payment of Geotech invoice from Terracon. Motion to approve payment of invoice by Councilmember Dutton with a second by Councilmember Wadsworth; the motion passed with all present voting yes.

7. NEW BUSINESS:

Motion to add Item L to ratify the 2015 audit, and Item M to add ordinance for wellhead protection by Councilmember Wadsworth with a second by Councilmember Ragland; the motion passed to add the items to agenda with all voting yes.

a) Ordinance 2016-03-02 Consider Annexation Petition.

Motion for unanimous consent to consider Ordinance 2016-03-02 by Councilmember Wadsworth with a second by Councilmember Dutton; motion passed with all voting yes. This property is in Jefferson County and the resolution has the proper code section.

Motion to adopt Ordinance 2016-03-02 by Councilmember Wadsworth with a second by Councilmember Dutton; the motion passed with all present voting yes.

b) Resolution 2016-03-05 Consider Application For Justice Department Matching Funds Grant. Chief Jackson reported the grant will complete the officer compliment of all having body cameras. Motion to approve Resolution 2016-03-05 by Councilmember Ragland with a second by Councilmember Turner; the motion passed with all present voting yes.

c) Resolution 2016-03-06 Adopt Electronic Vote Counting Devices. Motion to approve Resolution 2016-03-06 by Councilmember Wadsworth with a second by Councilmember Dutton; the motion passed with all present voting yes.

d) Resolution 2016-03-07 Consider Municipal Election Services Agreement. Motion to approve Resolution 2016-03-07 by Councilmember Wadsworth with a second by Councilmember Ragland; the motion passed with all present voting yes.

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e) Resolution 2016-03-08 Consider Regarding Properties Identified As Having Certain Conditions To Be An Annoyance And Public Nuisance In Violation of Chapter 32 Of The City of Leeds Code of Ordinances. Motion to approve Resolution 2016-03-08 by Councilmember Turner with a second by Councilmember Dutton; the motion passed with all present voting yes.

Mayor Miller stated that this Resolution also applies to property at 6262 Stewart Road. Motion to approve Resolution 2016-03-08 to include Stewart Road property by Councilmember Dutton with a second by Councilmember Turner; the motion passed with all present voting yes.

f) Discuss Culvert Repair At Peach Street. Street Superintendent Keating spoke of the culvert being half full of debris with a repair being completed some years ago that might have filled in the culvert. There was discussion from Inspections Superintendent Watson that Peach Street has not been given right-of-way for the city to take action to work on the street. Mr. Watson reports of conducting a records search to gain access to records to determine if the street is in prescriptive right of way or needing a right of way. Mr. Watson reports that 604 Peach Street is built below the drainage ditch which is causing flooding issues with the property. A report will be forthcoming when information is obtained.

g) Discuss Road Repair at Spruce Street. Mayor Miller reported that the street will be added to an upcoming budget amendment.

h) Discuss Business Activity On Clayton Drive. Mayor commented that previous citations were issued which were either deferred or dismissed at court. Mr. Watson spoke of business activities continuing at the property and will revisit the subject.

Ms. Rich, 8824 Upton Street spoke to Council, reporting the increased traffic on the road, noise and vehicle wash water running in the ditch.

i) Resolution 2016-03-09 Consider Jefferson County Maintenance Agreement Of Certain Roads Within The City. Motion to approve Resolution 2016-03-09 by Councilmember Wadsworth with a second by Councilmember Turner; the motion passed with all present voting yes.

j) Resolution 2016-03-10 Consider ABC License Application. Mr. Glenn Solomon spoke about the Drive In Theater being located at the Shops at Grand River and the venture with the drive in theater. Mayor Miller commented that this item had the most hits on Facebook over any other items he has posted on Facebook. Mr. Solomon spoke of the family oriented facilities and considers great respect with those values in management of the facility. Solomon states that his father built a theater in Mobile in 1950 called Bama Theater. Solomon states the inside is on track but have had weather issues for outside and is targeting an opening in early May.

Motion to approve 2016-03-10 by Councilmember Ragland with a second by Councilmember Wadsworth. Discussion: how would the alcohol be dispensed and the question of whether it will be separate from the popcorn and other such type food service at the restaurant. Chief Jackson added that an arrangement with the theater has been worked out with hiring an off duty officer with a car for additional security. Mr. Solomon reported that at other locations there have been almost no incidents. But if someone is causing a disturbance, they will be asked to leave. Mr. Solomon added that the enterprise will promote a family type of environment – with the goal of eliminating inappropriate movies. State of Alabama will not allow a ticket for a whole carload. All people will be required to buy a ticket: adults \$6, child \$5, and a child under the age of 4 will be admitted free. Two movies will be shown for that ticket. The motion passed with all present voting yes.

k) Resolution 2016-03-11 Consider Consulting Services Agreement. Motion to approve Resolution 2016-03-11 by Councilmember Turner with a second by Councilmember Wadsworth; the motion passed with all present voting yes.

l) Ratify FYE 2015 Audit. The Audit was presented by City Auditor Matt Taylor. Motion to ratify FYE 2015 Audit by Councilmember Turner with a second by Councilmember Dutton; the motion passed with Councilmember Washington abstaining.

m) First Reading of Ordinance 2016-04-01 Pursuant to the City's General Police Powers for the Protection of the Safe and Sanitary Drinking Water Supply of the City of Leeds, Alabama. Attorney Brunson spoke of this matter as a first reading.

9. PUBLIC COMMENT:

Ms. Burt, 7810 Martin Luther King Drive, asked for clarification of the election process and also inquired about the April 2nd cleanup. Ms. Burt stated that the advertising needs to be completed. Mr. Watson explained that the program is promoted by PALS (People Against a Littered State). Gloves and bags will be supplied but not pickup devices. Ms. Burt also asked about the billing of the garbage service.

Kathye Drake, 1008 Kings Forest Drive, commented about the Cemetery at Cedar Grove and the miscellaneous ornaments that litter the cemetery, adding to the maintenance of the sites. Mayor spoke of the City's Cemetery Advisory Committee and his efforts to re-energized the committee.

Debra Brown, 7561 Alabama Avenue, questioned absence of lights on the baseball field at Moton Park. Councilmember Washington responded that the fixtures have been inoperable for over eight years and the cost to repair at that time was in excess of \$100,000. Councilmember Washington suggested seeking grant funds to complete the repairs. Ms. Brown also spoke of attending the BOE (Board of Education) meeting.

Demetris Oden addressed the ditch at President Street. Councilmember Turner stated he has investigated the problem but no resolution has been determined to date. The Mayor also commented on the work being conducted by ALDOT (Alabama Department of Transportation) which will impact this area at the President Street and HWY 78 Intersection. Mr. Turner reported difficulties with regulations by ALDOT preventing installation of any additional lights. The line of sight at that location has the potential of being very dangerous.

ADJOURNMENT: Motion to adjourn by Councilmember Turner. The meeting adjourned at 7:33 PM.



David Miller, Mayor

ATTEST:



Kevin Fouts, City Clerk