

**CITY OF LEEDS, ALABAMA
PUBLIC HEARING AND
REGULAR SCHEDULED COUNCIL MEETING
MAY 16, 2016**

The Council of the City of Leeds, Alabama met for a Public Hearing and Regular Scheduled Council Meeting on Monday, May 16, 2016 at 6:00PM in the Leeds Civic Center Meeting Room, 1000 Park Drive, Leeds, Alabama 35094.

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

PUBLIC HEARING

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.

Mayor Miller opened the floor for anyone to address the following properties:
1926 Arkansas Street, no one was present to speak about this property; the recommendation from the Inspections Department to seek abatement.
1916 Lane Drive, no one was present to speak about this property.
1615 Ashville Road, no one was present to speak about this property.
1641 Ashville Road, no one was present to speak about this property.
1344 Ashville Road, no one was present to speak about this property.

Mayor closed public hearing at 6:11PM.

3. **REVIEW AND APPROVAL OF COUNCIL MINUTES:** minutes from the May 02, 2016 Public Hearing and City Council Meeting were reviewed. Motion to approve minutes as presented by Councilmember Dutton with a second by Councilmember Turner. The motion passed with all present voting yes.
4. **OLD BUSINESS:** there was no old business to come before the Council.
5. **DEPARTMENT HEAD REPORTS:**
 - a) **Administration, Mayor Miller.** Mayor commented on the good attendance at the Creek Bank Festival and that the car show was well received. The Mayor commented this was the best one ever. Mayor Miller announced the Splash Pad will be opening May 29th and reported the city has made application to the Main Street Alabama program this past week. The presentation to the Main Street program will be made on Thursday.
 - b) **Fire Department, Chief Parsons.** No Report. The Mayor announced the cause of the fire at Pine Crest Apartments was a lightning strike.
 - c) **Police Department, Chief Jackson.** Report included in Council packet.
 - d) **Library, Director Williams.** Director Williams announced that the Library will be closed on Memorial Day. The Summer Reading Program will start as soon as school season is out but children can start registering May 17th. The program will run until the week before fall school season starts. Ms. Williams also announced the program Lego Mania planned for Tuesday, May 31st, 4-5PM. On June 4th the library will sponsor the kickoff for the Summer Reading Program at Leeds Memorial Park at 10 AM.
 - e) **Inspection Department, Superintendent Watson.** Mr. Watson reported the Inspection Services Department has issued two million dollar permits for horse farms.

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

g) **Streets and Sanitation Department, Supervisor Keating.** No Report.

h) **Municipal Court, Magistrate Roberts.** Absent.

6. COUNCIL COMMITTEE REPORTS

a) **Finance Chairperson, Eric Turner.** No Report.

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

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

d) **Primary School Construction Review Committee, Mr. Ben Watson, P.E.**

Mr. Watson presented change order number 3 which encompasses the value engineering on the project and includes a total savings of \$45,000.00. The project continues to be on schedule for the August 1st occupancy date. Mr. Watson submitted two invoices for payment, one for Blalock and one from the Cornelius Commission and recommends payment. Motion to remit payment for the two invoices totaling \$858,680.85 by Councilmember Turner with a second by Councilmember Dutton; the motion passed with all present voting yes.

Attorney Brunson discussed with Council the information regarding Councilmember Ragland-Pierce's findings from the Attorney General regarding board appointments. On contacting the Attorney General's office, Mr. Brunson referred to several case histories of the issues in question. Research of these case histories focused on the issue of whether or not there would be financial gain for the appointee. If the appointment does not result in financial gain, there is no conflict of interest. The opinion of the Ethics Commission and the Attorney General's office are consistent with regard to the questions we submitted. Attorney Brunson indicated that, based on the case research, the appointments that have been made by the City are in compliance. The cases researched are Attorney General Opinion Numbers: 96-20, 97-101, 2000-181, 2001-048, 2002-023, 2014-55 and an Ethics Commission Advisory Opinion Number 97-16 which are attached to these minutes.

7. NEW BUSINESS:

a) **Resolution 2016-05-04 Consider Labor and Equipment Contract.** Motion to approve Resolution 2016-05-04 by Councilmember Dutton with a second by Councilmember Turner, motion passed with all present voting yes.

b) **Resolution 2016-05-05 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 abate all 5 properties by Councilmember Turner with a second by Councilmember Wadsworth. The Mayor asked if anyone who arrived late would like to speak on these properties and there was no response. The motion passed with all present voting yes.

c) **Resolution 2016-05-06 Consider Animal & Pound Services Contract.** Motion to approve Resolution 2016-05-06 by Councilmember Wadsworth with a second by Councilmember Dutton; the motion passed with all present voting yes.

d) **Resolution 2016-05-07 Consider Park Drive and Parking Construction Bid.** Motion to approve Resolution 2016-05-07 by Councilmember Turner with a second by Councilmember Wadsworth; motion passed with all present voting yes.

e) **Resolution 2016-05-08 Consider Proposal For Construction Materials Testing Services For Park Drive Improvement Project.** Motion to approve Resolution 2016-05-08 by Councilmember Wadsworth with a second by Councilmember Dutton; the motion passed with all present voting yes.

f) Resolution 2016-05-09 Consider Facilities Permit and Use Agreement For Leeds Youth Athletic Association, Inc. Motion to approve Resolution 2016-05-09 by Councilmember Wadsworth with a second by Councilmember Dutton. The motion passed with all present voting yes.

g) Ordinance 2016-05-03 Consider Replacement Of The City's Current Flood Damage Prevention Ordinance And Replacing It With a Model Flood Damage Prevention Ordinance.

Motion for unanimous consent to suspend the rules in order to consider this ordinance by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.

Inspections Superintendent Watson and Attorney Barnett supplied information regarding this Ordinance. Motion to adopt Ordinance 2016-05-03 by Councilmember Dutton with a second by Councilmember Wadsworth; the motion passed with all present voting yes.

9. PUBLIC COMMENT:

Stephanie Langley, 8175 Dunnivant Road, spoke regarding garbage service. The solid waste container provided by Advanced Disposal is not being serviced, consequently she has not paid the invoices. Advanced Disposal has now sent a collections letter to Stephanie. Ms. Langley asked why she is invoiced for services not performed. When questioned, Ms. Langley stated she does not wish to use the city garbage service due to all the problems she has experienced with Advanced Disposal. Stephanie also indicated the city's trash service is not picking up items either.

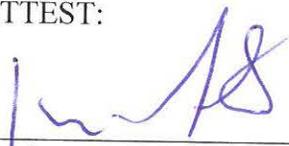
Kathye Drake, 1008 King's Forest Drive, shared pictures with the councilmembers showing the condition of the Cedar Grove Cemetery. Mayor spoke of reactivating the Cemetery Board.

ADJOURNMENT: Motion to adjourn by Councilmember Turner. The meeting was closed at 6:51PM.



David Miller, Mayor

ATTEST:



Kevin Fouts, City Clerk