



**CITY OF LEEDS, ALABAMA  
PUBLIC HEARING AND  
REGULAR SCHEDULED COUNCIL MEETING  
OCTOBER 16, 2017**

The Council of the City of Leeds, Alabama met for a Public Hearing and Regular Scheduled Council Meeting on Monday, October 16, 2017 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 6:06PM with Councilmembers Ryan Bell, Johnny Dutton, Linda Miller, Eric Turner and Kenneth Washington present.

**2. INVOCATION AND PLEDGE OF ALLEGIANCE:** the invocation was led by Councilmember Eric Turner.

**3. PUBLIC HEARING**

a) Consider The Use And Grant Of Public Funds And Things Of Value In Aid Of Various Private Entities As part Of The City's Annual Budget Process, Pursuant To Amendment 772 Of The Alabama Constitution. The matter was referred to Council for consideration.

b) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8937 Clayton Drive. The mayor asked if anyone was present to speak for or against this matter. No one was present to speak; matter was referred to Council.

c) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 559 Oak Street. The mayor asked if anyone was present to speak for or against this matter. No one was present to speak; matter was referred to Council.

d) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 994 Montevallo Road. The Inspections Department declared the property In Compliance and asked that the Resolution be withdrawn.

e) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 6579 Lynn Circle. The Inspections Department declared the property In Compliance and asked that the Resolution be withdrawn.

f) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7580 Parkway Drive. The mayor asked if anyone was present to speak for or against this matter. Owner Randy Coker requested an extension of 3-4 weeks to complete the work. The Inspections Department recommended an extension until the November 13, 2017 Council Meeting.

g) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7592 Parkway Drive. The mayor asked if anyone was present to speak for or against this matter. No one was present to speak; matter was referred to Council.

h) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7851 Churchill Drive. The mayor asked if anyone was present to speak for or against this matter. No one was present to speak; matter was referred to Council.

I) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7468 Frisco Avenue. The mayor asked if anyone was present to speak for or against this matter. No one was present to speak; matter was referred to Council.

j) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8140 Churchill Avenue. The mayor asked if anyone was present to speak for or against this matter. No one was present to speak; matter was referred to Council.

k) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1620 Montague Street. The mayor asked if anyone was present to speak for or against this matter. Owner Jack Courson addressed the Council, asking that the tenant be charged instead of Mr. Courson. Inspections Department recommended including the tenant in the process. The matter was referred to Council with the Inspector's recommendation.

The Public Hearing was closed at 6:14PM.

**4. REVIEW COUNCIL MINUTES;** minutes from the October 2, 2017 Public Hearing and Council Meeting were reviewed by the Council. Motion to approve the minutes as presented by Councilmember Turner, with a second by Councilmember Miller; the motion passed unanimously.

**5. REPORTS OF STANDING COMMITTEES OR SPECIAL BOARDS:**

**a) Finance Committee Report: Linda Miller.** Ms. Miller reported the budget process complete and presented for approval.

**b) Public Safety Committee Report: Kenneth Washington.** No Report.

**c) Public Works and Parks & Recreation: Ryan Bell.** No Report.

**6. REPORTS OF OFFICERS:**

**a) Mayor's Report: Mayor David Miller.** The Mayor reported that the paving work on Highway 119 is almost complete; work still to be done will include striping and installation of reflectors.

**b) Fire Department: Chief Chuck Parsons.** The monthly report is included in the Council's packet. Chief Parsons also announced the sale of tee shirts for Breast Cancer Awareness for \$20 each. Mr. Parsons commented on the success of the National Night Out event.

**c) Police Department: Chief Ron Reaves.** The monthly report is included in the Council's packet. Chief Reaves also commented on the success of the National Night Out event.

**d) Library: Director Melanie Carden.** Director Carden announced the hiring of Nancy Kirby as a part-time seasonal person, starting October 17, 2017. The Library will participate in the Downtown Street Party on October 30<sup>th</sup>, and Downtown Trick or Treating on October 31<sup>st</sup>.

**e) Municipal Court: Magistrate Laura Roberts.** Ms. Roberts announced that the Defensive Driving Classes have been expanded to include a week night and Saturday.

**f) Inspection Department: Planning & Zoning Administrator Brad Watson.** No Report.

**g) Parks and Recreation Department: Supervisor Johnny Warren.** No Report.

**h) Streets and Sanitation Department: Supervisor Johnny Warren.** Mayor Miller reported that the Ace limb truck drive became ill right after the trucks were repaired.

## 7. OLD BUSINESS:

**a) Ordinance 2017-09-06 regarding personnel board.** Mayor Miller recommended to Table the consideration of the Ordinance until the City receives the requested decision from the State of Alabama. Motion to table consideration of Ordinance 2017-09-06 by Councilmember Washington, with a second by Councilmember Bell; the motion to Table passed unanimously.

**b) Ordinance 2017-10-01 Consider Prohibiting Panhandling and Establish Penalties.** Motion to adopt Ordinance 2017-10-01 by Councilmember Bell, with a second by Councilmember Turner; the motion to adopt passed unanimously.

**c) Resolution 2017-08-21 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1704 Linden Street.** The Inspections Department reported the property is still in violation and recommended approval. Motion to approve Resolution 2017-08-21 by Councilmember Bell, with a second by Councilmember Miller; the motion passed unanimously.

## 8. NEW BUSINESS:

**a) Resolution 2017-10-08 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8937 Clayton Drive.** The Inspections Department recommended abatement. Motion to approve Resolution 2017-10-08 by Councilmember Washington. Councilmember Washington asked to amend the motion to include all the properties under consideration except Item E -7580 Parkway (Resolution 2017-10-08 continued) Drive) and Item J (1620 Montague Street). Amended motion was seconded by Councilmember Bell. The amended motion passed unanimously.

- b) Resolution 2017-10-09 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 559 Oak Street. Resolution approved under Item A.**
- c) Resolution 2017-10-10 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 994 Montevallo Road. The Resolution was withdrawn; property declared In Compliance.**
- d) Resolution 2017-10-11 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 6579 Lynn Circle. The Resolution was withdrawn; property declared In Compliance.**
- e) Resolution 2017-10-12 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7580 Parkway Drive. Motion to grant the requested extension to November 13, 2017 by Councilmember Turner, seconded by Councilmember Bell; the motion passed unanimously.**
- f) Resolution 2017-10-13 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7592 Parkway Drive. Resolution approved under Item A.**
- g) Resolution 2017-10-14 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7851 Churchill Drive. Resolution approved under Item A.**
- h) Resolution 2017-10-15 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7468 Frisco Avenue. Resolution approved under Item A.**
- i) Resolution 2017-10-16 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8140 Churchill Avenue. Resolution approved under Item A.**
- j) Resolution 2017-10-17 Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1620 Montague Street. Motion to approve Resolution 2017-10-17 amended to include language to direct the Resolution to the Tenant, and not the Owner. Discussion: Attorney Barnett commented that the Resolution would ultimately default to the Owner, and at that point the Council will decided if the lien will apply. Motion to approve the Amended Resolution 2017-10-17 by Councilmember Dutton, with a second by Councilmember Miller; the Amended Resolution passed unanimously.**
- k) Resolution 2017-10-18 Consider Authorization Of Funds To Non-Profits. Motion to approve Resolution 2017-10-18 by Councilmember Bell, with a second by Councilmember Miller; the motion pass unanimously.**

**l) Resolution 2017-10-19 Consider Adoption Of 2017 Annual Budget.** Motion to approve Resolution 2017-10-19 by Councilmember Turner, with a second by Councilmember Bell. Discussion: Councilmember Washington stated he has not had time to review the document. Approval of Resolution 2017-10-19 passed with five votes to approve and one negative vote.

**m) Resolution 2017-10-20 Consider lease for Fire Truck.** Chief Parsons explained that the lease would be for ten (10) years. The Current truck has a cracked engine block. Attorney Barnett added that the agreement would include a lease/purchase component. Motion to approve Resolution 2017-10-20 by Councilmember Turner with a second by Councilmember Bell; the motion passed unanimously.

**n) Resolution 2017-10-21 Consider Waiving Taxpayer Penalties for Business License.** The Inspections Department reported that taxpayer has agreed to pay for the license and the taxes. Question by Councilmember Dutton to determine if a payment schedule was imposed; response is affirmative. Motion to approve Resolution 2017-10-21 by Councilmember Dutton, with a second by Councilmember Miller; the motion passed unanimously.

**o) Resolution 2017-10-22 Consider Approval for Software Agreement for E-Filing of Documents to Probate Systems.** Motion to approve Resolution 2017-10-22 by Councilmember Dutton with a second by Councilmember Miller: the motion passed unanimously.

**9. COUNCIL COMMENTS:** there no Council Comments.

**10. PUBLIC COMMENTS:**

**Doris Jarvis, Leeds Arts Council,** expressed her appreciation for inclusion of the Arts Council in the budget process. Ms. Jarvis also invited the public to attend the upcoming comedy show, “Over My Dead Body”.

**Jeff Leffulman, 1704 Linden Street,** asked to speak to the Council. Inspections Department Supervisor Brad Watson offered to speak privately with Mr. Leffulman.

**Jerry Trott, 8435 Covington Way,** asked if there would be a penalty stated in the Panhandling resolution, and requested a copy of the resolution. Mr. Trott also asked the total dollar amount of the budget, with the response of \$21 million. Councilmember Turner gave Mr. Trott a copy of the budget.

**ADJOURNMENT:** The meeting adjourned at 6:43PM.

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David Miller, Mayor

ATTEST:

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Danielle Filmore, Interim Acting City Clerk