



**CITY OF LEEDS, ALABAMA
PUBLIC HEARING AND
REGULAR SCHEDULED COUNCIL MEETING
MARCH 05, 2018**

The Council of the City of Leeds, Alabama met for a Public Hearing and Regular Scheduled Council Meeting on Monday, March 05, 2018 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 6:05PM with Councilmembers Ryan Bell, Johnny Dutton, Linda Miller, Eric Turner and Kenneth Washington present. Also present were City Attorneys Johnny Brunson, Scott Barnett and Jeff Sherrer.

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

3. PUBLIC HEARING:

The Mayor asked if there was anyone present to speak with regard to any of the properties on the agenda.

a) Consider Determination Of Certain Conditions Of Subject Property is Unsafe To The Extent that It is a Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8409 1st Avenue. A relative of the tenant in the house came forward to express her distress in the process of declaring the house unsafe. The matter was referred to Council.

b) Consider Determination Of Certain Conditions Of Subject Property is Unsafe To The Extent that It is a Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8434 Lewis Avenue. No one came forward to speak and the matter was referred to Council.

c) Consider Determination Of Certain Conditions Of Subject Property is Unsafe To The Extent that It is a Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7409 Grace Avenue. No one came forward to speak and the 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 7508 Poplar Avenue.

e) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1723 Morgan Street.

f) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1276 Norman Drive. This property was declared in compliance and the Resolution was withdrawn.

g) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8426 Thornton Avenue. The owner requested an extension to allow coming into compliance. The 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 1636 Montevallo Road. No one came forward to speak and the 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 8806 Upton Street. This property was declared in compliance and the Resolution was withdrawn.
- j) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7285 Maine Avenue. No one came forward to speak and the 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 7310 Maine Avenue. Mr. Thomas Mitchell came forward to verify compliance. This property was declared in compliance and the Resolution was withdrawn.
- l) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7317 Maine Avenue. This property was declared in compliance and the Resolution was withdrawn.
- m) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7318 Maine Avenue. This property was declared in compliance and the Resolution was withdrawn.
- n) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7324 Maine Avenue. This property was declared in compliance and the Resolution was withdrawn.
- o) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7336 Maine Avenue. The owner requested an extension to allow for compliance. The matter was referred to Council.
- p) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7543 Cahaba Avenue. This property was declared in compliance and the Resolution was withdrawn.
- q) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7526 Cahaba Avenue. No one came forward to speak and the matter was referred to Council.
- r) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7531 Cahaba Avenue. No one came forward to speak and the matter was referred to Council.
- s) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7508 Henry Ellen Road. No one came forward to speak and the matter was referred to Council.
- t) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8424 Dunnavant Road. No one came forward to speak and the matter was referred to Council.
- u) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7516 Henry Ellen Road. No one came forward to speak and the matter was referred to Council.

- v) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1605 Ashville Road. This property was declared in compliance and the Resolution was withdrawn.
- w) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7653 Georgia Avenue. The residents came forward and requested an extension. The matter was referred to Council.
- x) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1618 Floyd Bradford Road. No one came forward to speak and the matter was referred to Council.
- y) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1612 Pittman Street. No one came forward to speak and the matter was referred to Council.
- z) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 9030 Weaver Avenue. No one came forward to speak and the matter was referred to Council.
- aa) Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 2044 Montevallo Road. This property was declared in compliance and the Resolution was withdrawn.

The Public Hearing was closed at 6:20PM.

4. REVIEW AND APPROVE COUNCIL MEETING MINUTES: minutes from the February 5, 2018 Public Hearing and Council Meeting and the February 19, 2018 Public Hearing and Council Meeting were reviewed by the Council. Motion to approve both the minutes as presented by Councilmember Dutton, with a second by Councilmember Bell; the motion passed unanimously.

5. REPORTS OF STANDING COMMITTEES OR SPECIAL BOARDS.

- a) **Finance Chairperson, Linda Miller.** No Report
- b) **Public Safety Committee, Kenneth Washington.** No Report
- c) **Public Works and Parks & Recreation Committee, Ryan Bell.** No Report

6. REPORTS OF OFFICERS

a) **Administration, Mayor Miller:** The Mayor recognized Elize Picket, Lilly Bartee, and Alex Ross, members of FCCLA (Family Community Career Leaders of America). They accepted a \$1,000.00 prize for their structure in the Can Do Good contest. The prize was awarded by Gary Owens from GMC (Goodwyn, Mills and Cawood). In conjunction with winning the contest, a check was also given to the Leeds Welfare Cooperative.

b) **Public Safety Director, Jim Atkinson:** No Report.

c) **Fire Department, Chief Parsons.** Chief Parsons announced the participation of the department in the Read Across America program. The department also performed at a pre-fireplanning session downtown.

d) Police Department, Acting Chief Reaves. Mr. Reaves reported that the department is still making progress in getting all officers certified. The CPR section is almost over. The Chief reported on his meeting with the Board of Education to implement the proposal from a local vendor to add bullet-proof doors in the schools.

e) Library, Director Carden. Absent.

f) Municipal Court, Magistrate Roberts. Ms. Roberts will present a report covering January-March at the next meeting.

g) Inspection Department, Superintendent Watson. No Report.

h) Parks and Recreation Department, Supervisor Johnny Warren: No Report.

i) Streets and Sanitation Department, Supervisor Warren. No Report.

7. OLD BUSINESS:

Mayor Miller suggested that items under the Old Business agenda will be considered with the New Business. Motion to consider Old Business agenda items and New Business items together by Councilmember Turner with a second by Councilmember Dutton. Discussion followed: Councilmember Washington questioned further penalties for the property owners in cases where abatements are ordered. On vote, the motion passed unanimously.

a) **Resolution 2018-02-01** Consider Whether Or Not A Certain Structure Is Unsafe To The Extent That It Is A Public Nuisance In Violation Of Chapter 10 Of The Code Of Ordinances In Relation To 8409 1 st Avenue. The Inspections Department recommended abatement. Motion to approve Resolution 2018-02-01 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.

b) **Resolution 2018-02-03** Consider Whether Or Not A Certain Structure Is Unsafe To The Extent That It Is A Public Nuisance In Violation Of Chapter 10 Of The Code Of Ordinances In Relation To 8434 Lewis Avenue. The Inspections Department recommended abatement. Motion to approve Resolution 2018-02-03 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.

c) **Resolution 2018-02-04** Consider Whether Or Not A Certain Structure Is Unsafe To The Extent That It Is A Public Nuisance In Violation Of Chapter 10 Of The Code Of Ordinances In Relation To 7409 Grace Avenue. The Inspections Department recommended abatement. Motion to approve Resolution 2018-02-04 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.

d) **Resolution 2018-02-09** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7508 Poplar Avenue. Motion to approve Resolution 2018-02-09 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.

8. NEW BUSINESS:

a) **Resolution 2018-03-01** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1723 Morgan Street. Motion to approve Resolution 2018-03-01 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.

b) **Resolution 2018-03-02** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1276 Norman Drive. Property in compliance and this Resolution was withdrawn.

c) **Resolution 2018-03-03** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8426 Thornton Avenue. Motion to grant two-week extension by Councilmember Bell with a second by Councilmember Miller; the motion passed unanimously.

d) **Resolution 2018-03-04** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1636 Montevallo Road. Motion to approve Resolution 2018-03-04 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.

e) **Resolution 2018-03-05** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8806 Upton Street. This property was declared in compliance and the Resolution was withdrawn.

f) **Resolution 2018-03-06** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7285 Maine Avenue. Motion to approve Resolution 2018-03-06 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.

g) **Resolution 2018-03-07** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7310 Maine Avenue. This property was declared in compliance and the Resolution was withdrawn.

h) **Resolution 2018-03-08** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7317 Maine Avenue. This property was declared in compliance and the Resolution was withdrawn.

i) **Resolution 2018-03-09** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7318 Maine Avenue. This property was declared in compliance and the Resolution was withdrawn.

j) **Resolution 2018-03-10** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7324 Maine Avenue. This property was declared in compliance and the Resolution was withdrawn.

k) **Resolution 2018-03-11** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7336 Maine Avenue. Motion to grant two-week extension by Councilmember Bell with a second by Councilmember Miller; the motion passed unanimously.

l) **Resolution 2018-03-12** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7543 Cahaba Avenue. This property was declared in compliance and the Resolution was withdrawn.

- m) **Resolution 2018-03-13** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7526 Cahaba Avenue. Motion to approve Resolution 2018-03-13 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.
- n) **Resolution 2018-03-14** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7531 Cahaba Avenue. Motion to approve Resolution 2018-03-14 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.
- o) **Resolution 2018-03-15** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7508 Henry Ellen Road. Motion to approve Resolution 2018-03-15 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.
- p) **Resolution 2018-03-16** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 8424 Dunnavant Road. Motion to approve Resolution 2018-03-16 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.
- q) **Resolution 2018-03-17** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7516 Henry Ellen Road. Motion to approve Resolution 2018-03-17 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.
- r) **Resolution 2018-03-18** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1605 Ashville Road. This property was declared in compliance and the Resolution was withdrawn.
- s) **Resolution 2018-03-19** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 7653 Georgia Avenue. Motion to grant two-week extension by Councilmember Bell with a second by Councilmember Miller; the motion passed unanimously.
- t) **Resolution 2018-03-20** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1618 Floyd Bradford Road. Motion to approve Resolution 2018-03-20 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.
- u) **Resolution 2018-03-21** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 1612 Pittman Street. Motion to approve Resolution 2018-03-21 by Councilmember Turner with a second by Councilmember Dutton; the motion passed unanimously.
- v) **Resolution 2018-03-22** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 9030 Weaver Avenue. Motion to grant two-week extension by Councilmember Bell with a second by Councilmember Miller; the motion passed unanimously.
- w) **Resolution 2018-03-23** Consider Determination Of Certain Conditions To Be An Annoyance And Public Nuisance In violation Of Chapter 32 Of The Code Of Ordinances at 2044 Montevallo Road. This property was declared in compliance and the Resolution was withdrawn.

x) **Resolution 2018-03-24** Consider for Determination Approving Specific Schedule Adjustments. The Resolution is necessary to address the positions of people who have not yet met the requirements of the PBJC (Personnel Board of Jefferson County). Motion to approve Resolution 2018-03-24 by Councilmember Bell, with a second by Councilmember Miller; the motion passed unanimously.

y) **Resolution 2018-03-25** Consider for Determination Approving Negotiations with Professional Tax Auditing Services. The firm under consideration performs auditing for business entities, and this Resolution does not affect our regular auditors. Motion to approve Resolution 2018-03-25 by Councilmember Dutton, with a second by Councilmember Bell; the motion passed unanimously.

z) **Resolution 2018-03-26** Consider for Determination Approving the Purchase of Police Vehicle. The vehicle would be provided to the Public Safety Director. Motion to approve Resolution 2018-03-16 by Councilmbmer Turner with a second by Councilmember Bell; the motion passed unanimously.

aa) **Ordinance 2018-03-01** Consider for Determination Approving Ordinance to Update Employee Handbook.

Mayor Miller asked for unanimous consent to consider the Ordinance. Motion for unanimous consent by Councilmember Dutton, with a second by Councilmember Miller; the motion passed with all present voting yes.

Motion to adopt Ordinance 2018-03-01 by Councilmember Dutton with a second by Councilmember Bell. Discussion: the update in the handbook would allow laborers to be given classified benefits, as do other cities. Mayor Miller commented it would help to keep our good people. The motion passed unanimously.

9. **COUNCIL COMMENTS:** there were no Council comments.

10. **PUBLIC PARTICIPATION:**

Bob Butler, 501 Foster Drive, informed the Council of the problem of drivers using his front yard as a turn around because it is a dead-end street. Attorney Brunson commented that there is no violation involved, because it is a civil matter. Mayor Miller stated that trucks using TomTom for a GPS are directed there incorrectly. The Mayor stated that the problem is with the GPS.

Debbie Feldman, Leeds resident, inquired about City services offered to senior citizens. Mayor Miller responded that we have a noon meal and an exercise program at the Civic Center.

Mayor Miller requested that the Council go into Executive Session to discuss negotiations to purchase real property, and pending litigation. The Mayor stated that no action is requested and the Council Meeing can be adjourned.

ADJOURNMENT: Councilmember Turner moved to adjourn the meeting at 6:56. The motion to adjourn passed unanimously.

David Miller, Mayor

ATTEST:

Danielle Filmore, Interim Acting City Clerk