



**CITY OF LEEDS, ALABAMA  
PUBLIC HEARING AND  
REGULAR SCHEDULED COUNCIL MEETING  
DECEMBER 3, 2018**

The Council of the City of Leeds, Alabama met for a Public Hearing and Regular Scheduled Council Meeting on Monday, December 3, 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 6:03PM.

Present: Ryan Bell

Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

Also present were City Attorneys Johnny Brunson, Scott Barnett and Jeff Sherer.

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

An Executive Session for the Council under Section 36-25A-7; (3) (6) was recommended for the following reasons: 1) pending litigation and 2) purchase of real property. Motion for Unanimous Consent to move into Executive Session by Councilmember Turner with a second by Councilmember Bell; the motion passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

The Council went into Executive Session at 6:27PM and returned to chambers at 7:16PM.

**3. PUBLIC HEARING:**

a. Consider the Use and Granting of Public Funds and Things of Value in aid to Various Private Entities Pursuant to Amendment 772 of the Alabama Constitution. The matter was referred to Council.

b. Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 6932 Zeigler Road. Brad Watson, Development Services Department, reported a Memorandum of Understanding to allow for a 60 day extension (until February 2, 2019). Kathy Dutton, 6444 Zeigler Road, requested that the property be cleared. Roy Guy, 6346 Zeigler Road, also requested that the property be cleared. The Public Hearing was closed at 6:27PM.

**4. REVIEW AND APPROVAL OF COUNCIL MINUTES:** Meeting minutes of November 5, 2018 and November 9, 2018 were reviewed by the Council. Motion to approve both documents as presented by Councilmember Bell with a second by Councilmember Turner; the motion passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

**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 announced the Swearing-In Ceremony for Police Chief Jim Atkinson. The Chief was sworn in by Judge Cliff Price. Also present was Chief Atkinson's son, Ken Atkinson, Police Chief of Police in Irondale.

b) **Public Safety, Chief Atkinson:** No Report.

c) **Fire Department, Chief Parsons.** A Columbus, Georgia Police helicopter went down in Lake Mitchell and ALEA (Alabama Law Enforcement Agency) requested assistance from City of Leeds Dive Team. The City's Dive Team found the two pilots and raised the helicopter. The City will be reimbursed by ALEA. The Chief will attend a Fire Truck Tour in Columbus, Ohio. The City's new truck will arrive in Alabama on Thursday, December 6<sup>th</sup>, and should be in the Christmas Parade.

d) **Library, Director Carden.** Director Carden announced the library will be closed a half day on December 4 and will follow a Holiday schedule during December. The library staff is working on the program for the Alabama Bi-Centennial.

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

g) **Planning and Zoning Administrator, Brad Watson.** No Report.

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

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

**7. OLD BUSINESS:**

a) **Resolution PN18-000084 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1760 10<sup>th</sup> Court.** Mr. Watson, Zoning Administrator, announced that the case has been resolved.

b) **Resolution PN18-000085 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 8524 Side Track.** Mr. Watson, Zoning Administrator, announced that the case has been resolved.

**8. NEW BUSINESS:**

a) **Resolution 2018-12-01 Consider the Use and Granting of Public Funds and Things of Value in aid to Various Private Entities Pursuant to Amendment 772 of the Alabama Constitution.** Motion to approve Resolution 2018-12-01 by Councilmember Bell with a second by Councilmember Miller; the motion passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

b) **Resolution 2018-12-02 Consider Franchise Agreement.** Attorney Barnett recommended that the Council Table the Resolution. Motion to Table by Councilmember Turner with a second by Councilmember Bell. The motion passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

c) **Resolution 2018-12-03 Consider Mutual Aid Agreement.** Motion to approve Resolution 2018-12-03 by Councilmember Turner with a second by Councilmember Bell. The motion passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

d) **Resolution 2018-12-04 Consider Jefferson County Maintenance Agreement of Certain Road(s) within the City.** Motion to approve Resolution 2018-12-04 by Councilmember Turner with a second by Councilmember Bell. The motion passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

e) **Resolution 2018-12-05 Consider 2019 Meeting Calendar.** Motion to approve Resolution 2018-12-03 by Councilmember Turner with a second by Councilmember Bell. The motion passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller

Eric Turner  
Kenneth Washington  
David Miller, Mayor

**f) Resolution 2018-12-06 Budget Amendment.** Motion to approve Resolution 2018-12-06 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

**g) Resolution 18-000004 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 6932 Zeigler Road.** Consideration of this matter was moved to February 2, 2019. Motion to grant the extension by Councilmember Turner with a second by Councilmember Miller; the motion passed as follows:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

**h) Ordinance 2018-12-01 Correction of Ordinance 2018-11-02 to Consolidate the City of Leeds E911 Communications District.**

Motion for Unanimous Consent to consider Ordinance 2018-12-01 by Councilmember Bell with a second by Councilmember Dutton; the motion for Unanimous Consent passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

Motion to adopt Ordinance 2018-12-01 by Councilmember Dutton with a second by Councilmember Miller. The motion passed by the following vote:

Ayes: Ryan Bell  
Johnny Dutton  
Linda Miller  
Eric Turner  
Kenneth Washington  
David Miller, Mayor

**9. COUNCIL COMMENTS:** No Council comments.

**10. PUBLIC PARTICIPATION:**

**Kenneth Wilson, 1270 Vivian Street**, addressed the Council to inquire about a Condemnation Notice served at his property. Mr. Watson asked to meet with Mr. Wilson following the Council meeting.

**ADJOURNMENT:** Motion to adjourn by Councilmember Turner. The meeting was adjourned at 7:42PM.

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David Miller, Mayor

ATTEST:

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Toushi Arbitelle, City Clerk