



**CITY OF LEEDS, ALABAMA
PUBLIC HEARING AND
REGULAR SCHEDULED COUNCIL MEETING
AUGUST 06, 2018**

The Council of the City of Leeds, Alabama met for a Public Hearing and Regular Scheduled Council Meeting on Monday, August 06, 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 the City Attorneys Johnny Brunson, Scott Barnett and Jeff Sherrer.

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

3. PUBLIC HEARING:

a) Consider Determination of Assenting to the Rezoning of Certain Property from R-2 to T-3 at 1916 Lane Drive. The mayor asked if anyone was present to speak for or against this matter. Kathy Buchan addressed the council to say that residents have attended five meetings on this matter, which should have been denied by the Zoning Board and needs to be settled at this meeting. Her questions concerned infrastructure, police and fire protection and the impact on surrounding property value. Ms. Buchan states that residents prefer the zoning to remain at R2 and asked that the Council vote no. Councilmember Washington referred to his previous question as to what the developer would gain in T3 zoning over R2 zoning. Ms. Buchan replied that the increased number of houses would have meant more profit for the developer. The matter was deferred to Council.

b) Consider Determination to Approve Business License Application at 7296 Parkway Drive. The application was withdrawn.

c) Consider Determination for Vans, RVAN LLC, Application for Alcoholic Beverage License. Jim Roberts, Hwy 41 Leeds, commented on 20-year friendship and the high qualifications of the owner. Johnnie Atchison, Realtor, and Austin Blair, Retail Agent, also spoke in favor of granting the license. The matter was deferred to Council.

The Public Hearing was closed at 6:14PM.

4. REVIEW AND APPROVAL OF COUNCIL MINUTES: minutes of the July 19, 2018 Public Hearing and Regular Council Meeting were reviewed by the Council. Motion to approve as presented by Councilmember Dutton, with a second by Councilmember Miller: 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 introduced James Lowery, Mid-South Chapter of the Railroad Association, who expressed appreciation to David Tice and Jeremy Deason in appreciation for the replacement of the deck at the Depot. Two plaques will be posted at the building.

b) Public Safety, Mr. Atkinson: Mr. Atkinson explained the agenda item concerning the replacement vehicle for the SRO (School Resource Office) personnel at the school. Mr. Atkinson also commended the Police and Fire Departments for the rescue of three people kayaking on the Cahaba River. Two additional officers will graduate from the Police Academy on Friday.

c) Fire Department, Chief Parsons. The monthly report is included in the Council packet. Chief Parsons also called attention to the Spice of Life meetings for seniors at the Leeds First United Methodist Church.

d) Library, Director Carden. Ms. Carden reported an increase in library activity from 2016 to now, resulting in a 23% increase. There were 357 children in 2018, with 8000 visitors. The library will be closed on August 24, 2018 for annual staff training.

f) Municipal Court, Magistrate Roberts. No Report.

g) Planning and Zoning Administrator, Brad Watson. Mr. Watson announced that Alabama Power will be trimming trees in the Farley Avenue and 10th Street area.

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

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

7. OLD BUSINESS:

a) Ordinance 2018-07-01 Consider Determination of Assenting to the Rezoning of Certain Property from R-2 to T-3 at 1916 Lane Drive.

The Mayor requested a motion for unanimous consent to consider the ordinance. Motion for unanimous consent by Councilmember Turner, with a second by Councilmember Bell. City Attorney Barnett stated that the Ordinance would be a second reading, so unanimous consent is not necessary.

Mayor Miller stated his observation that the consensus of those in attendance would be to remain at R2 zoning. Zoning Administrator Watson explained that the T3 zoning would allow greater density and would protect drainage issues. In R2 zoning

the developer would only have to meet minimum standards for drainage. Attorney Barnett commented that it would be the responsibility of the developer to handle drainage. The Mayor added that the city subdivision regulations will still have to be met. Having heard from both sides of the issue, Mayor Miller asked for a motion to adopt the ordinance. There was no motion to adopt, and the ordinance failed for lack of a motion. The area remains at R2 zoning.

8. NEW BUSINESS:

a) **Resolution 2018-08-01 Consider Determination to Approve Business License Application at 7296 Parkway Drive.** Resolution was withdrawn.

b) **Resolution 2018-08-02 Consider Determination to Approve Inter-Local Agreement with Jefferson County to Maintain Emergency Sirens.** Mr. Watson explained that the Resolution would change the funding of warning sirens. Motion to approve Resolution 2018-08-02 by Councilmember Bell, with a second by Councilmember Turner; the motion passed unanimously.

c) **Resolution 2018-08-03 Consider Determination to Approve Extension of Solid Waste Agreement.** The agreement has been in effect for three years and service has been satisfactory. Motion to approve Resolution 2018-08-03 by Councilmember Dutton with a second by Councilmember Bell. Councilmember Washington asked the length of the extension, which would be one year. On vote the motion passed unanimously

d) **Resolution 2018-08-04 Consider Determination Approving the Leeds Youth Athletic Association Facilities Permit and Use Agreement.** The By-Laws of the Association have been revised. Motion to approve Resolution 2018-08-04 by Councilmember Bell with a second by Councilmember Turner; the motion passed unanimously.

e) **Resolution 2018-08-05 Consider Determination to Approve for the Purchase of Police SRO Vehicle.** Mr. Atkinson explained that the vehicle would be a replacement vehicle, not an additional vehicle. His estimate for the the cost would be \$30,000. The Mayor added that the Resolution would be subject to the receipt of funds. Motion to approve Resolution 2018-08-05 by Councilmember Washington with a second by Councilmember Dutton; the motion passed unanimously.

f) **Resolution 2018-08-06 Consider Determination to Approve of Appropriation of Funds to the Leeds High School Band.** Explanation was offered that the Band Boosters have raised money for band uniforms and instruments, but need more. The purchase is not to exceed \$10,000. Motion to approve Resolution 2018-08-06 by Councilmember Miller with a second by Councilmember Turner; the vote by Council was three to approve and three to disapprove. The motion failed.

Discussion followed: Councilmember Washington questioned whether the money was in the budget. The Mayor replied that it would take a budget amendment.

Motion for unanimous consent to consider a new resolution to amend the budget and the amount by Councilmember Turner with a second by Councilmember Washington; the motion passed unanimously.

Motion to approve a new Resolution to reflect a budget amendment and change the amount to \$5,000 by Councilmember Turner with a second by Councilmember Washington. The Resolution will be given a new number. The Resolution passed.

g) Resolution 2018-08-07 Consider Determination of Approval of Issuance of Alcohol License to Vans, RVAN LLC. Motion to approve Resolution 2018-08—07 by Councilmember Turner with a second by Councilmember Bell; the motion passed unanimously.

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

10. **PUBLIC PARTICIPATION:**

Trudie Phillips, Lanewood Circle, thanked the Council for repaving Lanewood Circle following utility work.

Mayor Miller commented on the difficulties with limb pick-up due to personnel retirement and illness. The Mayor asked for patience with regard to limb pick-up.

Councilmember Washington commended the crew and Supervisor Warren for very hard work and doing a great job. Also he commended the Police and Fire Departments.

Councilmember Miller also praised the work of the Court Magistrate.

Mayor Miller thanked the citizens from Lane Drive for their participation and commented that he hopes it was a wise decision.

ADJOURNMENT: the meeting was adjourned at 6:50PM.

David Miller, Mayor

ATTEST:

Toushi Arbitelle, Acting City Clerk