



**CITY OF LEEDS, ALABAMA
PUBLIC HEARING AND
REGULAR SCHEDULED COUNCIL MEETING
MARCH 18, 2019**

The Council of the City of Leeds, Alabama met for a Public Hearing and Regular Scheduled Council Meeting on Monday, March 18, 2019 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

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

Absent: Linda Miller

Also present were City Attorneys Johnny Brunson and Scott Barnett.

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

3. PUBLIC HEARING:

a) Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at:

i. 8924 Clayton Drive. There was no one present to speak on behalf of the property. The matter was referred to Council.

ii. 1704 Linden Street. Mr. Jeff Leffleman, owner, stated that he had removed the car and side items. Mr. Leffleman requested a 30-day extension to complete the work. Inspections Department did not object and the matter was referred to Council.

iii. 1979 Lane Drive. Owner Kevin Smith was presented. The property was declared in compliance.

iv. 1220 Ashville Road. By email, the owner requested an extension. The Inspections Department agreed on a forbearance, and the matter was referred to Council.

v. 8128 3rd Avenue. There was no one present to speak on behalf of the property. The matter was referred to Council.

vi. 8145 3rd Avenue. Owner Ron Dometrovich explained that he had cleaned the yard and front porch. He stated that he has applied for a tag on the utility trailer. Mr. Dometrovich stated his intention to apply for a variance in order to keep the camper in his yard. Mr. Brad Watson, Inspections Department, suggested a 30- day extension and the matter was referred to Council.

vii. 1183 Ashville Road. There was no one present to speak on behalf of the property. The matter was referred to Council.

viii. 1175 Carolyn Street. There was no one present to speak on behalf of the property. The matter was referred to Council.

ix. 7513 Henry Ellen Road. There was no one present to speak on behalf of the property. The matter was referred to Council.

x. 7331 Mississippi Avenue. Councilmember Washington stated he had spoken with the occupant and requested an additional extension of two weeks. The Inspections Department agreed, and the matter was referred to Council.

xi. 7960 Charles Barkley Avenue. There was no one present to speak on behalf of the property. The matter was referred to Council.

xii. 2061 Phillips Circle. There was no one present to speak on behalf of the property. The matter was referred to Council.

xiii. 1964 Lane Drive. There was no one present to speak on behalf of the property. The matter was referred to Council.

xiv. 1295 Beech Street. James Kendrick, owner, stated that the camper has been moved and requested an additional extension of two weeks. The Inspections Department agreed, and the matter was referred to Council.

xv. 1326 Beech Street. By email, the owner requested an extension. The Inspections Department agreed on a forbearance, and the matter was referred to Council.

xvi. 1149 Beech Street. Sherry Trapp, owner, stated the property has been cleared and the inoperable vehicle has been removed. The Inspections Department agreed with the request for an extension of two weeks and the matter was referred to Council.

xvii. 1145 Beech Street. There was no one present to speak on behalf of the property. The matter was referred to Council.

The Public Hearing was closed at 6:21PM.

Executive Session for the Council to address potential litigation was requested by Attorney Barnett Motion for unanimous consent to retire to Executive Session by Councilmember Turner with a second by Councilmember Bell. The motion passed by the following vote:

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

The Executive Session was from 6:23PM to 6:54PM.

Resolution 2019-03-06

Attorney Brunson requested a change in the agenda to consider Resolution 2019-03-06 Consider De-annexing Property (New Business item S). Jesse Evans, attorney for the Rolli family, requested permission to de-annex the property because road construction would be very costly. The Mayor asked for a motion from the Council to approve the Resolution. There was no motion; therefore, the Resolution failed.

4. REVIEW AND APPROVAL OF COUNCIL MINUTES: Minutes of the March 04, 2019 Public Hearing and Regular Council Meeting were reviewed by the Council. Motion to approve the minutes as presented was offered by Councilmember Bell, with a second by Councilmember Turner. The motion passed by the following vote:

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

5. REPORTS OF STANDING COMMITTEES OR SPECIAL BOARDS:

a) Finance Chairperson, Linda Miller. Absent.

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. No Report.

b) Public Safety, Chief Atkinson: No Report.

c) Fire Department, Chief Parsons. The monthly report was included in the Council packet.

d) Library, Director Carden. No Report.

f) Municipal Court, Magistrate Roberts. No Report.

g) Planning and Zoning Administrator, Brad Watson. The monthly report was included in the Council packet.

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

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

j) Public Works Planning Coordinator, Ray Filmore. Absent.

7. OLD BUSINESS:

a) Resolution 18-000324 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 8424 Dunnivant Road. The property has been declared in compliance and the Resolution was withdrawn.

b) **Resolution 18-000325 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 8331 Dunnivant Road.** There was no one present to speak, and the Inspections Department recommended abatement. Motion to approve Resolution 18-000325 by Councilmember Turner, with a second by Councilmember Dutton. The motion passed by the following vote:

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

c) **Resolution 19-000280 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 115 Willow Street.** Danny Morgan, owner, addressed the Council. Mr. Watson, Inspections Department stated multiple offenses and recommended abatement. Motion to approve Resolution 19-000280 with a 14-Day extension or immediate abatement if not completed by Councilmember Turner and a second by Councilmember Bell. The motion passed by the following vote:

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

d) **Resolution 19-000282 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 8449 Dunnivant Road.** Mr. Watson recommended abatement. Motion to approve Resolution 19-000282 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

e) **Resolution 19-000405 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1633 9th Street.** Owner Hoyt Ingram requested an extension. Mr. Watson agreed to a 14-Day extension. Motion to grant a 14-day extension by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

f) **Resolution 19-000416 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 8412 Thornton Avenue.** Mr. Watson recommended abatement. Motion to approve Resolution 19-000416 by Councilmember Turner with a second by Councilmember Bell. The motion passed by the following vote:

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

8. **NEW BUSINESS:**

a) **Resolution 19-000425 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 8924 Clayton Drive.** Motion to approve Resolution 19-000425 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

b) **Resolution 19-000434 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.** Motion to grant a 30-day extension by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

Ayes: Ryan Bell
Johnny Dutton
Eric Turner

Kenneth Washington
David Miller, Mayor

c) Resolution 19-000436 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1979 Lane Drive. Property was declared in compliance and the Resolution was withdrawn.

d) Resolution 19-000437 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1220 Ashville Road. Motion to grant forbearance at the recommendation of the Inspection Department by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

e) Resolution 19-000438 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 8128 3rd Avenue. Motion to approve Resolution 19-000438 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

f) Resolution 19-000439 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 8145 3rd Avenue. Motion to grant a 30-day extension by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

g) Resolution 19-000446 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1183 Ashville Road. Motion to approve Resolution 19-000446 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

h) Resolution 19-000447 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1175 Carolyn Street. Motion to approve Resolution 19-000447 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

i) Resolution 19-000451 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 7513 Henry Ellen Road. Motion to approve Resolution 19-000451 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

j) Resolution 19-000452 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 7331 Mississippi Avenue. Motion to grant a 14-day extension by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

Ayes: Ryan Bell
Johnny Dutton
Eric Turner

Kenneth Washington
David Miller, Mayor

k) Resolution 19-000453 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 7960 Charles Barkley Avenue. The property owner requested a 30-day extension, to which Mr. Watson agreed. Motion to grant a 30-day extension by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

l) Resolution 19-000454 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 2061 Phillips Circle. Motion to approve Resolution 19-000454 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

m) Resolution 19-000455 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1964 Lane Drive. Motion to approve Resolution 19-000455 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

m) Resolution 19-000471 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1295 Beech Street. Motion to grant a 14-day extension by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

n) Resolution 19-000472 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1326 Beech Street, Motion to grant a 14-day extension by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

p) Resolution 19-000473 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1149 Beech Street. Motion to grant a 14-day extension by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

q) Resolution 19-000474 Consider Determination of Certain Conditions to be an Annoyance and Public Nuisance in Violation of Chapter 32 of the Code of Ordinances at 1145 Beech Street. Motion to approve Resolution 19-000474 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

r) **Resolution 2019-03-05 Consider Amending the Vacation and Sick Leave Usage Policy.** Motion to approve Resolution 2019-03-05 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

s) **Resolution 2019-03-06 Consider De-annexing Property.** Resolution was considered at beginning of meeting by request of legal counsel.

t) **Resolution 2019-03-07 Consider Adoption and Ratification of Monthly City Payables/Expenditures.** Motion to approve Resolution 19-000474 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

u) **Resolution 2019-03-08 Consider Added Educational and Certification Guidelines.** Motion to approve Resolution 2019-03-08 by Councilmember Bell with a second by Councilmember Turner. The motion passed by the following vote:

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

v) **Ordinance 2019-03-02 Consider Levying Storm Water Fees.**

Motion for unanimous consent to consider Ordinance 2019-03-02 and Ordinance 2019-03-03 by Councilmember Turner with a second by Councilmember Dutton. The vote for unanimous consent passed by the following vote:

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

Motion to adopt Ordinance 2019-03-02 by Councilmember Dutton, with a second by Councilmember Washington. The vote passed by the following vote:

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

x) **Ordinance 2019-03-03 Consider Amending the City of Leeds Zoning Regulations**

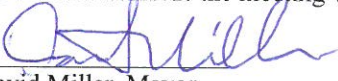
Motion to adopt Ordinance 2019-03-03 by Councilmember Bell, with a second by Councilmember Dutton. The vote passed by the following vote:

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

9. **COUNCIL COMMENTS:** None.

10. **PUBLIC PARTICIPATION:** None.

ADJOURNMENT: the meeting was adjourned at 7:30PM.


David Miller, Mayor

ATTEST:


Toshi Arbitelle, City Clerk