



CITY OF BOAZ
Council Meeting Minutes
August 28, 2023
Boaz Senior Center – 6:00 PM

I. Call to Order

Mayor Dyar called the Council Meeting to order at 6:00 P.M.

PRESENT

Mayor David Dyar
Council Member David Ellis
Council Member Johnny Willis
Council Member Jeff Sims
Council Member Mike Matthews

ABSENT

Council Member Josh Greer

II. Invocation

Police Chief Michael Abercrombie gave the Invocation.

III. Pledge of Allegiance

Fire Chief Jeff Beck led the Pledge of Allegiance.

IV. Would anyone like to speak under Public Comments?

Mayor Dyar asked if anyone would like to speak under public comments.

Jill Johnson of the Boaz Chamber of Commerce 100 Bartlett Avenue Boaz asked to speak under public comments.

V. Adoption of Agenda

Motion made by Council Member Willis, Seconded by Council Member Matthews.
Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims,
Council Member Matthews

VI. Reading and/or Approval of Minutes of Previous Council Meeting

1. Adopt the Work Session minutes and Council Meeting minutes from August 14, 2023.

Motion made by Council Member Sims, Seconded by Council Member Willis.
Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims,
Council Member Matthews

VII. Public Hearings

1. The City of Boaz Council will hold a public hearing on Thursday, August 31, 2023 at 6:00 PM in the Boaz Senior Center located at 112 S Church Street. The purpose of the public hearing will be to hear a request for appeal from Dr. Mark L.Turk, O.D. for a petition to rezone lots 11 & 12 of the Hospital Heights Extension from R-1 (low density detached residential district) to B-2 (community commercial district). The Boaz Planning Commission denied the requested rezoning at the Planning Commission Meeting dated February 2, 2023. The applicant then filed an appeal with the City of Boaz City Council which is the subject of this public hearing. The subject property adjoins Dr. Turk's existing medical office property located at 2378 US Hwy 431. The subject property is located in a residential and business area. The property will be used for a medical office and ancillary uses with access to the subject property off Hwy 431.

Mayor Dyar announced the City of Boaz Council will hold a public hearing on Thursday, August 31, 2023 at 6:00 PM in the Boaz Senior Center located at 112 S Church Street. The purpose of the public hearing will be to hear a request for appeal from Dr. Mark L.Turk, O.D. for a petition to rezone lots 11 & 12 of the Hospital Heights Extension from R-1 (low density detached residential district) to B-2 (community commercial district). The Boaz Planning Commission denied the requested rezoning at the Planning Commission Meeting dated February 2, 2023. The applicant then filed an appeal with the City of Boaz City Council which is the subject of this public hearing. The subject property adjoins Dr. Turk's existing medical office property located at 2378 US Hwy 431. The subject property is located in a residential and business area. The property will be used for a medical office and ancillary uses with access to the subject property off Hwy 431.

2. A public hearing to hear a request from Keith and Darla Lasseter, for a zoning change from B-2 (Community Commercial District) to B-1 (Neighborhood Commercial District). This property is located at 106 N. McCleskey St. Boaz, 35957. The property owners would like to have the option of using the existing house on the property as residential or business use. At said time and place, all persons in favor of or in opposition to said zoning change request can be heard.

Motion made by Council Member Ellis to open the public hearing at 6:06 P.M., Seconded by Council Member Matthews.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

Mayor Dyar asked if anyone would like to speak for the rezoning. There was no response. Mayor Dyar said the Lasseters were on vacation.

Mayor Dyar asked if anyone would like to speak against the rezoning. There was no response.

Motion made by Council Member Ellis to close the public hearing at 6:07 P.M., Seconded by Council Member Willis.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

VIII. New Business

1. Accounts Payable - Approve the accounts payable voucher dated August 11, 2023 through August 18, 2023 totaling \$198,609.83.

Motion made by Council Member Ellis, Seconded by Council Member Willis.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

2. Introduce Ordinance No. 2023-1178 to rezone the property owned by Keith and Darla Lasseter from B-2 (Community Commercial District) to B-1 (Neighborhood Commercial District).

Motion made by Council Member Sims to suspend the rules, Seconded by Council Member Matthews.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

Council Member Sims asked for clarification that this property used to be a chiropractor's office. Mayor Dyar said yes.

Motion made by Council Member Matthews to adopt Ordinance No. 2023-1178, Seconded by Council Member Ellis.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

3. Appoint Tiffany English to the Downtown Design Committee effective immediately with a term expiring 08/28/2028.

Motion made by Council Member Willis, Seconded by Council Member Sims.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

4. Appoint Fran Milwee to the Downtown Design Committee effective immediately with a term expiring 09/13/2024.

Motion made by Council Member Matthews, Seconded by Council Member Sims.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

5. Approve the solicitation of bids for the renovation of existing building for City of Boaz Courtroom.

Motion made by Council Member Ellis, Seconded by Council Member Matthews.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

6. Adopt Resolution No. 2023-1753 authorizing the City Clerk/ Treasurer to arrange and contract for the sale and/or disposal of City owned surplus property.

Motion made by Council Member Willis, Seconded by Council Member Sims.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

7. Adopt Resolution No. 2023-1755 adopting a transportation plan pursuant to the Rebuild Alabama Act 2019-2 for the City of Boaz Fiscal Year 2023-2024.

Motion made by Council Member Matthews, Seconded by Council Member Willis.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

8. Adopt Resolution No. 2023-1757 to void and rescind Resolution No. 2022-1726 approving the purchase of a 2023 F150 Supercrew 4x4 pickup and to approve the purchase of a 2023 Ford F150 Supercrew 4x4 pickup for the Boaz Street Department from Stivers Ford Lincoln, the vendor that currently holds the State of Alabama bid, in the amount of \$45,112.00 to be paid out of the Capital Projects Fund.

Mayor Dyar explained that the previously approved F150 still has not been built and could still be about five months out. Street Superintendent Kenny Smith doesn't think the previous F150 will be built.

Motion made by Council Member Ellis, Seconded by Council Member Willis.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Sims, Council Member Matthews

9. Adopt Resolution No. 2023-1754 accepting the resignation of Jeff Sims as Place 4 Councilmember effective August 28, 2023 and declaring a vacancy in the office of Councilmember for Council Place Number 4.

Motion made by Council Member Matthews, Seconded by Council Member Willis.

Mayor Dyar announced we will lose Jeff as a Council Member, but we will gain him as a Personnel Director for the City of Boaz. He stated he would miss Jeff as a Council Member. Council Member Ellis stated Jeff did a good job and looks forward to working with him.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Willis, Council Member Matthews

Voting Abstaining: Council Member Sims

10. Adopt Resolution No. 2023-1756 appointing _____ to serve as Mayor Pro Tempore for the remainder of the elected term.

Motion made by Council Member Willis to adopt Resolution No. 2023-1756 appointing David Ellis to serve as Mayor Pro Tempore for the remainder of the elected term, Seconded by Council Member Matthews.

Voting Yea: Mayor Dyar, Council Member Willis, Council Member Matthews

Voting Abstaining: Council Member Ellis

IX. Public Comments

Jill Johnson of the Boaz Chamber of Commerce invited everyone to the 2023 Legislative update. Instead of four to five meetings, there will just be one meeting in Arab at the Greenhouse on Brindlee Mountain Parkway. Breakfast is free at 8 A.M. September 7th. Jill said she got to see 38 people get baptized yesterday and it was a wonderful thing.

X. Mayor's Comments

1. The Boaz vs Albertville blood drive will be in Boaz on August 30th from 7:00 A.M. until 6:00 P.M. at the Boaz Parks and Recreation Center.

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2. There will be a special called Council Meeting on Thursday, August 31, 2023 at 6:00 P.M. at the Boaz Senior Center.

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3. The next regularly scheduled Council Meeting will be September 11, 2023.

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4. Councilmember Place 4 will be appointed at the September 11, 2023 Council Meeting. Anyone interested in Councilmember Place 4 should turn in a resume to City Clerk/ Treasurer Beth Stephens at Boaz City Hall no later than September 8, 2023 at 4:00 P.M.

Mayor Dyar announced the position for Place 4 of the Boaz City Council will be appointed at the September 11, 2023 Council Meeting. Anyone interested in Councilmember Place 4 should turn in a resume to City Clerk/ Treasurer Beth Stephens or Mayor Dyar at Boaz City Hall no later than September 8, 2023 at 4:00 P.M. If you are interested in serving we will need your address, make sure you are a registered voter, copy of your driver's license, and a brief bio of you. You must be a resident of Boaz for a minimum of 90 days prior to September 11, 2023.

XI. Adjourn

The meeting adjourned at 6:25 P.M.

Motion made by Council Member Willis, Seconded by Council Member Matthews. The motion passed by unanimous voice vote.

David Dyar
Mayor

ATTEST:

Beth Stephens
City Clerk/Treasurer