



CITY OF BOAZ
Council Meeting Minutes
June 12, 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

Council Member Matthews gave the Invocation.

III. Pledge of Allegiance

Council Member Sims 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. There was no response.

V. Adoption of Agenda

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

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 May 22, 2023.

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

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

VII. Council Member Reports

1. Boaz Fire Department report for May 2023.

Council Member Ellis gave a report for the Boaz Fire Department for May 2023. See attached report.

2. Boaz Street Department report for May 2023.

Mayor Dyar gave a report for the Boaz Street Department for May 2023. See attached report.

3. Boaz Police Department report for May 2023.

Council Member Willis gave a report for the Boaz Police Department for May 2023. See attached report.

4. Boaz Parks and Recreation report for May 2023.

Council Member Sims gave a report for the Boaz Parks and Recreation Department for May 2023. See attached report.

5. Boaz Senior Center report for May 2023.

Council Member Matthews gave a report for the Boaz Senior Center for May 2023. See attached report.

6. Boaz Public Library report for May 2023.

Council Member Matthews gave a report for the Boaz Public Library for May 2023. See attached report.

VIII. Public Hearings

1. The City of Boaz Council will hold a public hearing on Monday, June 26th, 2023 at 6:00 P.M. in the Boaz Senior Center located at 112 S Church Street. The purpose of the public hearing will be to hear a request from Brett Keller. Mr. Keller is seeking to rezone property located at 465 Gold Kist Street St. From R-1 (Low Density Detached Residential District) to R-3 (High Density Single-Family Residential District). Mr. Keller seeks to build a duplex on the property.

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2. The City of Boaz Council will hold a public hearing on Monday, June 26th, 2023 at 6:00 P.M. in the Boaz Senior Center located at 112 S Church Street. The purpose of the public hearing will be to discuss an amendment of section 11.02.03 Procedure of the Boaz Zoning Ordinance no. 2021-1154, as follows:

Section 11.02.03 amended to add section (3) which provides as follows:

3. Upon receipt of a negative recommendation from the Commission, the Council review process may be initiated at the request of the Applicant. Any owner of adjoining property may also request the Council review process of any positive recommendation upon which the appealing adjoining property owner objected at the Commission hearing or in writing prior to the Commission hearing. An appeal shall be submitted in writing, on any form prescribed for that purpose by the City and accompanied by the required fee, and shall state the decision appealed from, the facts and basis for the appeal, and the relief or action sought. No fee is required where an appeal is filed by the Building Official or other public official in pursuance of his/her official duties. For Commission

decisions taken after May 1, 2023, all Commission decision appeals to the Council shall be filed within ten (10) calendar days following the decision that is being appealed. The time will extend to the next business day when the tenth day falls on a day the City is not open for business. For Commission decisions prior to May, 2023, all appeals must be filed within six (6) months of the decision appealed from. The timely filing of an appeal shall stay the operation of the decision of the Commission. The Council will conduct a public hearing on all appeals where a public hearing was held prior to the decision being appealed from. Notice shall be given of the proposed hearing in the same manner as was required for the decision being appealed.

At said time and place, all persons in favor of or in opposition to said zoning change request can be heard.

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IX. New Business

1. Accounts Payable - Approve the accounts payable voucher dated May 19, 2023 through June 2, 2023 totaling \$300,008.80.

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

2. Adopt Resolution No. 2023-1745 authorizing the payment to J.C. Cheek Contractor, Inc. to stripe Bethsaida Road in the amount of \$27,277.20 to be paid out of the Street Improvement Fund.

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

3. Adopt Resolution No. 2023-1746 awarding KG Project #22-0045 for City Wide Paving for the City of Boaz, Alabama to Whitaker Contracting Corp. in the amount of \$2,423,899.96.

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

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

4. Adopt Resolution No. 2023-1747 authorizing the Mayor to enter into a lease agreement with Snead State Community College.

Motion made by Council Member Sims to adopt Resolution No. 2023-1747 authorizing the Mayor to enter into a lease agreement with Snead State Community College subject to revisions in the lease regarding utilities., Seconded by Council Member Willis.

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

X. Mayor's Comments

1. Darby Pruitt has been appointed to the Boaz Planning Commission Board with a term expiring December 1, 2028.

Mayor Dyar announced Darby Pruitt has been appointed to the Boaz Planning Commission Board with a term expiring December 1, 2028.

2. The next Council Meeting will be June 26, 2023.

Mayor Dyar announced the next Council Meeting will be June 26, 2023.

3. Mayor Dyar announced Thursday, June 15th at 10:00 A.M. will be the next singing at the Senior Center.

XI. Adjourn

The Council Meeting adjourned at 6:18 P.M.

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

David Dyar
Mayor

ATTEST:

Beth Stephens
City Clerk/Treasurer