



CITY OF BOAZ  
Council Meeting Minutes  
August 14, 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 Ellis 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 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 July 24, 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 July 2023.

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

2. Boaz Street Department report for July 2023.

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

3. Boaz Police Department report for July 2023.

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

4. Boaz Parks and Recreation report for July 2023.

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

5. Boaz Public Library report for July 2023.

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

#### VIII. Public Hearings

1. The City of Boaz Council will hold a public hearing on Monday, August 28, 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 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.

Mayor Dyar announced that the City of Boaz Council will hold a public hearing on Monday, August 28, 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 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.

2. A public hearing 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.

Motion made by Council Member Ellis to table Item number 2 under Public Hearings, Seconded by Council Member Matthews.

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

City Attorney Christie Knowles stated some certified mail did not go out. They decided it was best to wait and send out new certified mail to make sure the City gets that right.

#### IX. New Business

1. Accounts Payable - Approve the accounts payable voucher dated July 21, 2023 through August 7, 2023 totaling \$606,050.78.

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. 2023-1177 to rezone lots 11 and 12 of the Hospital Heights Extension adjoining Dr. Turk's property located at 2378 US Hwy 431 Boaz, Alabama 35957 from R-1 (Low Density Detached Residential District) to B-2 (Community Commercial District).

Motion made by Council Member Matthews to table Item number 2 under New Business, Seconded by Council Member Sims.

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

3. Adopt Resolution No. 2023-1743 authorizing Mayor Dyar to enter into agreements between the City of Boaz, Alabama and Alabama & Tennessee River Railway, LLC on behalf of the City of Boaz.

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

4. Adopt Resolution No. 2023-1750 authorizing Mayor Dyar to enter into an agreement between the City of Boaz, Alabama and Volkert, Inc., in the amount of \$48,433.00 for Engineering Design Services for Boaz Street Paving Project- FY 2024 on behalf of the City of Boaz.

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

5. Adopt Resolution No. 2023-1751 authorizing Mayor Dyar to enter into an agreement between the City of Boaz, Alabama and Volkert, Inc., in the amount of \$96,230.00 for Engineering Design Services for Corley Avenue Widening on behalf of the City of Boaz.

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. 2023-1752 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 Matthews, Seconded by Council Member Ellis.

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

7. Appoint Frank Scott to the Boaz Gas Board with a term expiring 10/01/2025.

Motion made by Council Member Ellis to appoint Frank Scott to the Boaz Gas Board with a term expiring 10/01/2027, 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. The next Council Meeting will be August 28, 2023.

Mayor Dyar announced the next Council Meeting will be August 28, 2023.

XI. Adjourn

The Council Meeting adjourned at 6:17 P.M.

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

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David Dyar  
Mayor

ATTEST:

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Beth Stephens  
City Clerk/Treasurer