



CITY OF LEEDS, ALABAMA

REGULAR COUNCIL MEETING AGENDA - REVISED

City Hall Annex - Meeting Room - 1412 9th St, Leeds, AL 35094

November 07, 2022 @ 6:00 PM

CALL COUNCIL MEETING TO ORDER

ROLL CALL / INVOCATION / PLEDGE OF ALLEGIANCE

PUBLIC HEARING

Anyone wishing to address the Council during the Public Comment section of the meeting must sign in with the City Clerk to provide their name and address.

1. Consider Determination of Certain Conditions to be a Public Nuisance at 7092 Mountain View Lane

APPROVE COUNCIL MINUTES

2. Minutes from October 19, 2022

REPORTS OF OFFICERS:

3. Mayor's Report: Mayor David Miller
4. Police Department: Chief Irwin
5. Fire Department: Chief Parsons
6. Municipal Court: Magistrate Roberts
7. Development Services Department: City Administrator Watson
8. Public Works Department: Public Works Director Warren
9. Social Services Department: Director Bryan

November 2022 Calendars

OLD BUSINESS:

10. Resolution 22-001183: Consider declaring Certain Conditions to be an Unsafe Building at 1633 Moton Street

NEW BUSINESS:

11. Resolution 21-002232: Consider Declaring Certain Conditions to be a Public Nuisance at 7092 Mountain View Lane

PUBLIC COMMENTS

All comments are to be limited to 2 minutes

ADJOURNMENT

In compliance with the Americans with Disabilities Act, those requiring accommodation for Council meetings should notify the City Clerk's Office at least 24 hours prior to the meeting at 205-699-2585.

If you wish to speak at this meeting, please use the following web address:

<https://www.cognitoforms.com/CityOfLeeds1/PublicParticipationSpeakersSignUpSheet>

QR code to sign up



File Attachments for Item:

1. Consider Determination of Certain Conditions to be a Public Nuisance at 7092 Mountain View Lane



PUBLIC

NUSIANCE

7092 MOUNTAIN VIEW LN

2500312000017001

CITY OF LEEDS RESOLUTION 21-002232

RESOLUTION IN DETERMINATION OF CERTIAN CONDITIONS TO BE AN ANNOYANCE AND PUBLIC NUISANCE IN VIOLATION OF CHAPTER 32 OF THE CODE OF ORDINANCES, FOR THE CITY OF LEEDS, AL.

WHEREAS, in accordance with, without limitation, Code of Ordinances for the city of Leeds, Alabama Chapter 32, §11-47-117, and 11-67-60 to 11-67-67 Code of Alabama 1975 (cumulatively referred to as the "Law"), the City Council of the City of Leeds has the authority to determined that certain conditions upon certain properties in the city of Leeds are offensive, produce an annoyance, constitute a threat to the general public health, safety and welfare of the City of Leeds, Alabama and are in fact a public nuisance; and

WHEREAS, employees or agents of the City of Leeds have identified certain conditions to be a nuisance in violation of the law as existing on certain property at 7092 MOUNTAIN VIEW LN LEEDS, AL 35094, Parcel ID: 2500312000017001 which is identified in Exhibit A attached hereto and incorporated herein (the "Property"); and

WHEREAS, in accordance wit the Law, the City Council of the City of Leeds, after considering the report and the associated notices as presented by staff, may find that the subject conditions identified by the supporting information and documentation related to the subject Property(ies) are a public nuisance and order the immediate abatement of such conditions; and

WHEREAS, the City Council of the City of Leeds may hold a public hearing if requested by the property owner to have the opportunity of being heard and to discusses the conditions as presented; and

WHEREAS, in accordance with the Law, the City of Leeds is to keep an account of the cost of abating or removing the nuisance on any such property when the owner fails to comply with the provided notices; and

WHEREAS, in accordance with the Law, the City Council of the City of Leed desires to make a determination as to whether or not a public nuisance actually exists at the subject Property(ies), based on the information as presented, and potentially order the abatement of any such nuisance(s).

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Leeds follows:

1. All of the Recitals above are true and correct and are hereby incorporated herein as if fully set forth
2. The conditions identified by the Notice(s) of the Public Nuisance, in relation to the Property(ies) identified on the report as Attached hereto as Exhibit A including the requisite notices and supporting information as provided to the Property owner and posted at the Property, and all hereby declared to be a public nuisance in the City of Leeds.
3. The identified public nuisance(s) is relation to the subject Property(ies) shall be abated and/or removed by the City, if necessary, with costs assessed to the subject Property.
4. City staff is to create a report of the related costs for abating or removing any remaining nuisance(s) from the Property and to provide such report back to the City Council for approval of the costs related to the same.
5. The provisions of the Resolution are severable. If any part of the Resolution is determined to be invalid, unenforceable or unconstitutional, such determination shall not affect any other part of this Resolution.
6. The City Budget is amended to fund the deceleration of public Nuisance abatements.

ADOPTED and APPROVED this the 11/07/2022
CITY OF LEEDS, ALABAMA

DAVID MILLER, MAYOR

DATE

ATTEST:

AYES	_____
NAYS	_____
ABSENT FROM VOTING	_____
ABSTAIN	_____

Toushi Arbitelle,
CITY CLERK

I, Toushi Arbitelle, City Clerk of the City of Leeds, hereby certify that the above Resolution was duly adopted by the City Council of the City of Leeds at a regular meeting held on 11/07/2022

Toushi Arbitelle, City Clerk



City of Leeds, Alabama

Department of Development Services
1404 9th St. Leeds, AL 35094
205-699-2585 development@leedsalabama.gov

HARRIS LISA J AGENT OF THE HEIRS OF JIMMY RAY HARRIS
7092 MOUNTAIN VIEW LN
LEEDS, AL 35094-5700

Reference: 21-002232
Parcel ID: 2500312000017001

NOTICE AND ORDER TO ABATE

NOTICE IS HEREBY GIVEN THAT HARRIS LISA J AGENT OF THE HEIRS OF JIMMY RAY HARRIS is in violation of Chapter 32 of the City of Leeds, Municipal Code. The violation has been investigated, declared a public nuisance by the City Enforcement Officer and must be abated immediately.

The public nuisance is on property located at: 7092 MOUNTAIN VIEW LN LEEDS, AL 35094

YOU ARE HEREBY ORDERED TO ABATE SAID PUBLIC NUISANCE within ten (10) days consecutive calendar days from the issuance of this Order. The issuance date is specified below. You may abate the nuisance by REMOVE ITEMS IN VIOLATION OF ORD. 2016-02-04

If you fail to abate the public nuisance within ten (10) days, the City may order its abatement by public employees, private contractor, or other means, and the cost of said abatement may be levied and assessed against the property as a special assessment lien or billed directly to the property owner.

This Matter will be heard at a hearing before the City Council on 11/07/2022 at the Leeds City Hall Annex located at 1412 9th St., Leeds, Alabama. The decision of the City Council on this Matter will be final and conclusive.

YOU HAVE THE RIGHT TO BE HEARD at the hearing identified above. You have the right to:

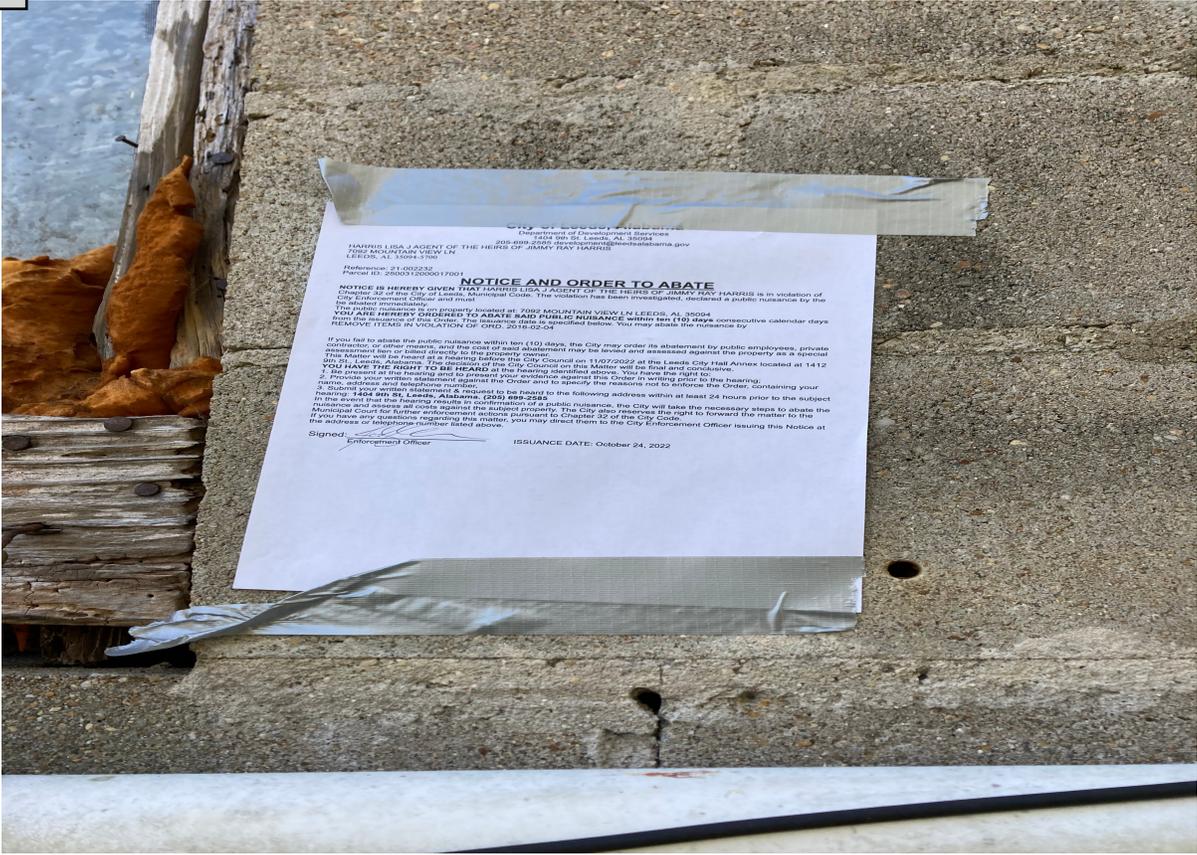
1. Be present at the hearing and to present your evidence against this Order in writing prior to the hearing;
2. Provide your written statement against the Order and to specify the reasons not to enforce the Order, containing your name, address and telephone number,
3. Submit your written statement & request to be heard to the following address within at least 24 hours prior to the subject hearing: **1404 9th St, Leeds, Alabama. (205) 699-2585**

In the event that the hearing results in confirmation of a public nuisance, the City will take the necessary steps to abate the nuisance and assess all costs against the subject property. The City also reserves the right to forward the matter to the Municipal Court for further enforcement actions pursuant to Chapter 32 of the City Code.

If you have any questions regarding this matter, you may direct them to the City Enforcement Officer issuing this Notice at the address or telephone number listed above.

Signed: _____
Enforcement Officer

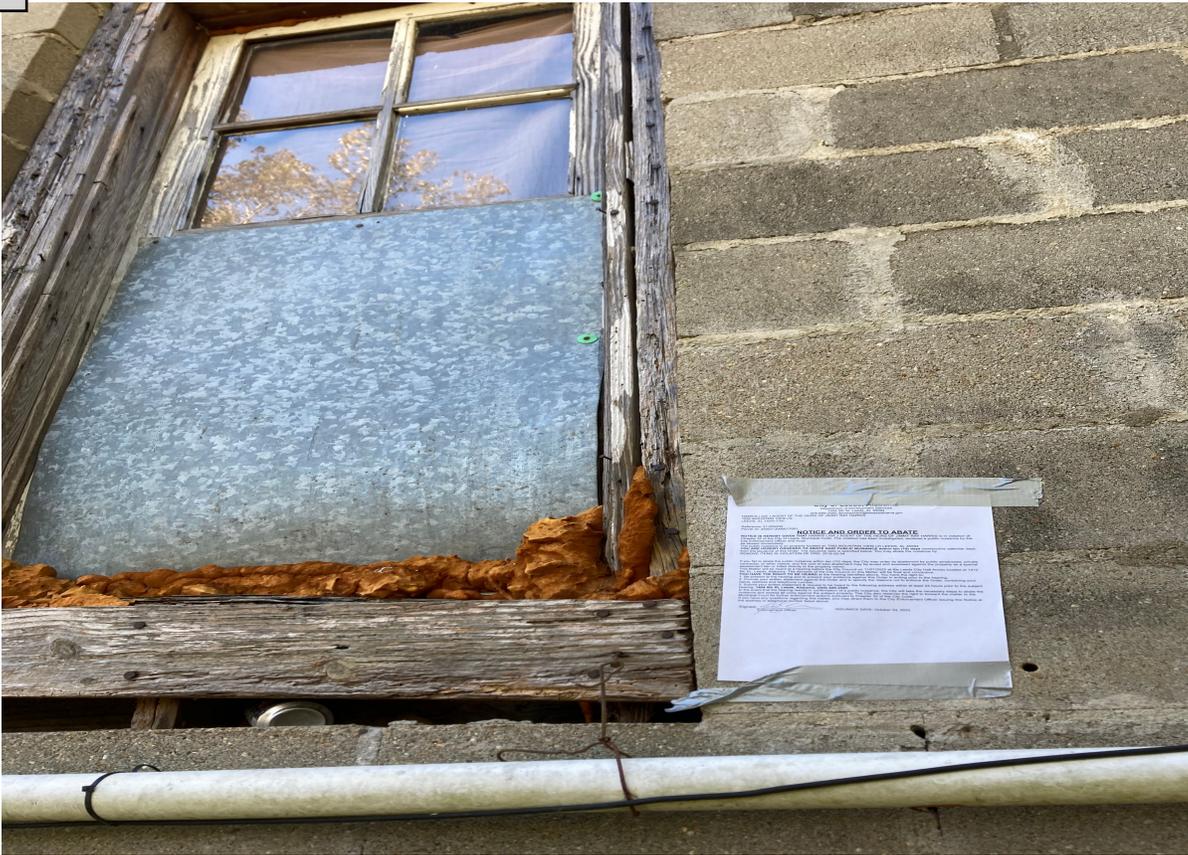
ISSUANCE DATE: October 24, 2022



Confidential Document:

Date Taken:10/24/2022
Address:7092 MOUNTAIN VIEW LN

Taken by:Jody Courson
Case Number:21-002232



Confidential Document:

Date Taken:10/24/2022

Address:7092 MOUNTAIN VIEW LN

Taken by:Jody Courson

Case Number:21-002232



Document:

Date Taken:11/01/2022

Address:7092 MOUNTAIN VIEW LN

Taken by:Glenn Williams

Case Number:21-002232



Document:

Date Taken:11/01/2022
Address:7092 MOUNTAIN VIEW LN

Taken by:Glenn Williams
Case Number:21-002232



Document:

Date Taken:11/01/2022

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File Attachments for Item:

2. Minutes from October 19, 2022



CITY OF LEEDS, ALABAMA

REGULAR COUNCIL MEETING MINUTES

City Hall Annex - Meeting Room - 1412 9th St, Leeds, AL 35094

October 17, 2022 @ 6:00 PM

CALL COUNCIL MEETING TO ORDER

Mayor David Miller called the meeting to order at 6:03 pm.

ROLL CALL / INVOCATION / PLEDGE OF ALLEGIANCE

PRESENT

Mayor David Miller
Council member Kenneth Washington
Council member Eric Turner
Council member Johnny Dutton
Council member Angie Latta
Council member Devoris Ragland-Pierce

INVOCATION

Council member Eric Turner

PLEDGE OF ALLEGIANCE

Mayor David Miller

CUTOFF FOR PUBLIC COMMENT SIGN-UP

PUBLIC HEARING

1. RA22-000003: A request for the rezoning at Cahaba Mobile Home Park (103 Madison Drive: Trussville, AL 35173) from B-2 (General Business District) to RMHP (Residential Mobile Home Park District) to allow for contiguous zoning designations for all parcels of the Cahaba Mobile Home Park.

Mr. Daniel Webber, attorney for Cahaba Mobile Home Park, explained that the request is make the entire park the same zoning. This is not for any new mobile homes. There was no other public comment. The item was referred to Council.

Public Hearing closed at 6:06 pm.

APPROVE COUNCIL MINUTES

2. Minutes from September 19, 2022
Motion to approve minutes from September 19, 2022 made by Council member Turner, Seconded by Council member Dutton. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce
3. Minutes from October 03, 2022

Motion to approve minutes from October 03, 2022 made by Council member Turner, Seconded by Council member Dutton. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

REPORTS OF OFFICERS:

An executive session was requested by Council member Washington to discuss good name and character and will not result in an agenda item addition. City Attorney Scott Barnett stated this is a proper request under Sections 36-25-7(a)(1). Motion to adjourn into Executive Session made by Council member Washington, Seconded by Council member Ragland-Pierce. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce. The Council adjourned into Executive Session at 6:08 pm and returned at 6:58 pm.

4. Mayor's Report: Mayor David Miller
5. Police Department: Chief Irwin
No report
6. Fire Department: Chief Parsons
Chief Parsons reported that Fire Prevention Week was extended to this week since all the schools were closed for 3 days last week.
7. Municipal Court: Magistrate Roberts
No Report
8. Development Services Department: City Administrator Watson
No Report
9. Public Works Department: Public Works Director Warren
No Report.
Council member Washington complained about garbage on side of roads and wants to clean up the City.
Council member Ragland-Pierce reported illegal dumping on Clayton Drive and Walnut Street.
10. Social Services Department: Director Bryan

OLD BUSINESS:

11. Resolution 22-001183: Consider Declaring Certain Conditions to be an Unsafe Building at 1633 Moton Street
Motion to move to November 07, 2022 meeting due to lack of information made by Council member Washington, Seconded by Council member Turner. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce
12. Resolution 2022-10-01: Consider Approval of Fiscal Year 2022-2023 City Budget

Motion to approve Resolution 2022-10-01 with 01-5012 excluded from the budget and addressed at a later date made by Council member Turner, Seconded by Council member Washington. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

NEW BUSINESS:

13. Ordinance 2022-10-01: Consider Rezoning at Cahaba Mobile Home Park - 103 Madison Drive, Trussville

Motion for Unanimous Consent to Consider Ordinance 2022-10-01 made by Council member Turner, Seconded by Council member Washington. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce.

Motion to approve Ordinance 2022-10-01 made by Council member Washington, Seconded by Council member Latta. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce.

14. Resolution 2022-10-03: Consider Authorizing Repurchase of Cemetery Lot at Cedar Grove Cemetery

Motion to approve Resolution 2022-10-03 made by Council member Washington, Seconded by Council member Turner. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

15. Resolution 2022-10-04: Consider Ratifying Resolution 2022-09-06 and Authorizing Release of Funds

Motion to approve Resolution 2022-10-04 made by Council member Turner, Seconded by Council member Ragland-Pierce. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

16. Resolution 2022-10-05: Consider Adoption and Ratification of September 2022 City Expenditures/Payables

Motion to approve Resolution 2022-10-05 made by Council member Dutton, Seconded by Council member Washington. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

17. Resolution 2022-10-06: Consider Authorizing Lease of Historic Train Depot to Main Street Leeds

Motion made by Council member Washington, Seconded by Council member Ragland-Pierce for discussion. Council member Washington does not want to waste the City's time. Council member Ragland-Pierce has many questions regarding utilities or other rentals available. City Attorney Scott Barnett stated that is what the Council needs to decide in tonight's resolution. Mayor stated that they would have the old Chamber office. It would be a no-cost lease to Main Street Leeds. Council member Washington withdraws his motion so that Main Street Leeds can be contacted.

Motion to approve Resolution 2022-10-06 as an offer to Main Street Leeds with 24/7 access to the old Chamber office as a no-cost lease made by Council member Ragland-Pierce, Seconded by Council member Latta. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

PUBLIC COMMENTS

Council member Ragland-Pierce wants to return to live-streaming the Council meetings.

Motion for Unanimous Consent to add Resolution 2022-10-07 to the agenda made by Council member Washington, Seconded by Council member Turner. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce.

Motion to approve Resolution 2022-10-07 to live stream Council meetings made by Council member Ragland-Pierce, Seconded by Council member Latta. City Administrator Brad Watson asked for a budget to purchase needed equipment.

Motion to amend Resolution 2022-10-07 to include up to \$5000 budget to purchase needed equipment made by Council member Ragland-Pierce, Seconded by Council member Latta. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce.

Ms. Susan Carswell, 2120 Montevallo Road, Chairman of Leeds Historical Society and wanted clarification regarding the lease to Main Street Leeds.

Ms. Amber Vines, Main Street Leeds Director, asked if their quarterly payment was reflected in Resolution 2022-10-01 approval as was discussed at the last Finance meeting. Council member Dutton added that Mr. Ryan Miller, Main Street Leeds CFO, will be his only contact and will report quarterly as well. Ms. Vines will report to her Board regarding the approval of Resolution 2022-10-06.

Ms. Amber Yeackle, 8028 4th Avenue, commented on the poor sound quality in the meeting room.

Mr. Randy Beard, 1650 Millie Street, asked if Millie Street was private street or not. He stated the City maintained it years ago, and he wants the street to be paved. Mr. Watson stated he will get the City Engineer to prepare a report.

Mr. James Carroll, 9041 Bush Avenue. Council members Turner and Ragland-Pierce stated that they have both spoken to Mr. Carroll outside of Council and requested that he have more than 2 minutes to speak. Mr. Carroll stated he turned in the requested paperwork earlier today. Mr. Watson stated in April 2022 Mr. Carroll was sent a plans review transmittal letter instructing him that because of the project's value a State licensed General Contractor was required. It is a Class C felony for the City to issue a permit to a contractor that is not properly licensed. The contractor did not have a General Contractor license. Secondly, architectural plans are required as by State law because of assembly occupancy regardless of size. Plans for the entire project must be submitted at once as per the Alabama Board of Architects. Chief Parsons stated that the plans had been approved but there are some ADA compliance issues in the bathrooms. Mr. Carroll does not have plans showing the corrected bathroom issues.

ADJOURNMENT

Motion to adjourn made by Council member Washington. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce.

The meeting adjourned at 7:54 pm.

David Miller, Mayor

Attest:

Toushi Artbitelle, City Clerk

File Attachments for Item:

7. Development Services Department: City Administrator Watson

Department Hours- OT

From 10/04/22 to 10/17/22

Department	OT	PDC	FDC	Totals
	155:05	12:00	94:00	261:05
ADM-1	1:06			1:06
CRT-11	1:48			1:48
DEV-50	4:06			4:06
FIRE1-26	32:00		93:45	125:45
FIRE2-26			0:15	0:15
POL-22	84:03	12:00		96:03
STR-80	32:02			32:02

File Attachments for Item:

9. Social Services Department: Director Bryan
November 2022 Calendars

Leeds Senior Center Newsletter

November, 2022

Welcome to the Leeds Senior Center!

November is here, and we have so much to for which to be thankful. We remain at the Annex, and are grateful to have a good alternative location to meet while construction continues at the Civic Center. Remember, our temporary address is 1412 9th Street. If you are checking us out for the first time, specific details include:

- The Center (at the Annex) is open Monday thru Thursday, 10:00 am to 2:00 pm
- Lunch is served at 11:30 each day, and the cost is \$2 per person. **While we remain at our temporary location, an RSVP for lunch is required 24 hours in advance**
- All activities at the Center are meant to be fun, enjoyable and optional
- Regular Activities include - Exercise led by Paul Zuckerman on Mondays and Wednesdays at 10:45; Bible study led by Pastor Chuck Kakul on Mondays at 12:15; and Line Dancing on Wednesdays at 12:15
- Tuesday is game day - favorites include Dominos, Phase 10, Sequence and BUNCO, and we've added Skip Bo and Chinese Checkers
- On Thursdays we have Art & Leisure. Art (painting and crafts), and games are on the schedule. **An RSVP for activities and lunch is always required on Thursdays**
- **Turn your clocks backward one hour Saturday night, November 5**
- **Remember to vote on Tuesday, November 8**
- **The Center will be closed November 23 and 24 for the Thanksgiving Holiday**
- **Our Birthday Celebration this month, along with our Potluck Luncheon, is November 22. RSVP is required**
- The telephone number for the Center is **205.699.0910**
- If you are joining us at the Center for the first time, please call 24 hours in advance to reserve a spot for lunch - **205.699.0910**

See you at the Center.

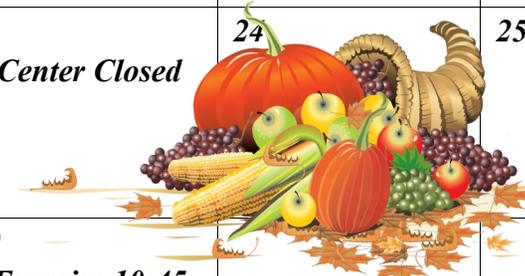
Audrey



November 2022~ Senior Center

Monday ~ Thursday, 10:00 am to 2:00 pm

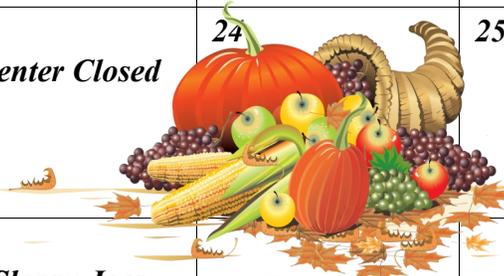
205.699.0910

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1 <i>Game Day~ Lunch (\$2)</i>	2 <i>Exercise 10:45 Lunch (\$2) Line Dancing @ 12:15</i>	3 <i>Art & Leisure Lunch (\$2) RSVP required</i>	4 	5 <i>Alarm Clocks "Fall Backward"</i>
6 <i>Daylight Saving Time Ends</i>	7 <i>Exercise 10:45 Lunch (\$2) Bible Study</i>	8 <i>Game Day~ Lunch (\$2)</i> 	9 <i>Exercise 10:45 Lunch (\$2) Line Dancing @ 12:15</i>	10 <i>Art & Leisure Lunch (\$2) RSVP required</i>	11 	12 
13 	14 <i>Exercise 10:45 Lunch (\$2) Bible Study</i>	15 <i>Game Day~ Lunch (\$2)</i>	16 <i>Exercise 10:45 Lunch (\$2) Line Dancing @ 12:15</i>	17 <i>Art & Leisure Lunch (\$2) RSVP required</i>	18 	19 
20 <i>Leeds Community Chorus Concert 3:00 pm</i>	21 <i>Exercise 10:45 Lunch (\$2) Bible Study</i>	22 <i>Potluck Lunch ~ Birthday Party</i> 	23 <i>Center Closed</i>	24 	25 	26 
27 	28 <i>Exercise 10:45 Lunch (\$2) Bible Study</i>	29 <i>Field Trip</i>	30 <i>Exercise 10:45 Lunch (\$2) Line Dancing @ 12:15</i>			

November 2022~ Menu

Lunch served at 11:30 ~ \$2 per person

205.699.0910

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1 <i>Chicken Salad Pimento Cheese Fruit Salad Apple Cobbler</i>	2 <i>Ham w/ Dressing Green Bean Cass Sweet Potato Cass Pecan Pie</i>	3 <i>Pulled Pork Baked Potato Bar Chocolate Cake</i>	4 	5 <i>Alarm Clocks "Fall Backward"</i>
6 <i>Daylight Saving Time Ends</i>	7 <i>Greek Meatballs Grilled Veggies Roasted Potatoes Banana Pudding</i>	8 <i>Chicken Wraps Green Salad Red Velvet Cake</i>	9 <i>Beef Stroganoff English Peas Roasted Squash Dump Cake</i>	10 <i>Sub Sandwiches Chips Gooney Cake</i>	11 	12 
13 	14 <i>Grilled Chicken Glazed Carrots Squash Casserole Key Lime Pie</i>	15 <i>Potato Soup Green Salad Rolls Bread Pudding</i>	16 <i>Meat Lasagna Corn Zucchini Choc/Chip Cake</i>	17 <i>Hamburgers Baked Beans Coleslaw Brownies</i>	18 	19 
20 <i>Leeds Community Chorus Concert 3:00 pm</i>	21 <i>Smoked Sausage Black Beans Saffron Rice Peanut Butter Pie</i>	22 <i>Potluck Lunch~ Birthday Party</i> 	23 <i>Center Closed</i>	24 	25 	26 
27 	28 <i>Jambalaya Red Beans Succotash Bread Pudding</i>	29 <i>Field Trip</i>	30 <i>Sloppy Joes Potato Salad Mac & Cheese Chocolate Cake</i>			

File Attachments for Item:

10. Resolution 22-001183: Consider declaring Certain Conditions to be an Unsafe Building at 1633 Moton Street

RESOLUTION #22-001183
RESOLUTION DETERMINING STRUCTURE TO BE UNSAFE AND AUTHORIZING AND DIRECTING ITS DEMOLITION

Record Owner: WATSON ALMA M & SANDERS JACQUELINE AGENT FOR THE

Property: 1633 MOTON ST

Tax ID: 2500174004001000

CITY OF LEEDS, ALABAMA

WHEREAS, Brad Watson Building Inspector of City of Leeds, is and has been designated by the Mayor of the City of Leeds as the "appropriate city official" (the "Official"), under Alabama Code §§ 11-53B-1 to 11-53B-16 (the "Act").

WHEREAS, pursuant to the Act, the Official determined the structure (the "Structure"), which was located at the address listed above in the City of Leeds (the "Property"), to be unsafe to the extent that is constituted a public nuisance;

WHEREAS, the Official gave the person(s), who is the record owner(s) of the Property, and any applicable mortgagees of record, proper notice to remedy the unsafe condition of the Structure within 45 days, and a copy of such notice was properly posted at the Structure;

WHEREAS, after a public hearing held on September 06, 2022, the matter came before the Council for a determination of whether the Structure was unsafe to the extent that it constitutes a public nuisance and whether to order its demolition;

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Leeds as follows:

1. All of the Whereas Clauses set forth above are incorporated herein be reference.
2. The Structure is declared unsafe to the extent that it constitutes a public nuisance.
3. The demolition of the Structure is ordered after the time for appeal to the circuit court has expired. The Official is hereby authorized to have the structure demolished in compliance with state law at such time and to sell or otherwise dispose of all salvaged material from the Structure.

ADOPTED and APPROVED this 10/17/2022.

CITY OF LEEDS, ALABAMA:

 DAVID MILLER, MAYOR

 DATE

ATTEST:

 CITY CLERK

In my capacity as City Clerk of the City of Leeds, I hereby certify that the above Resolution was duly adopted by the City Council of the City of Leeds at a regular meeting held on 10/17/2022.

 Toushi Arbitelle, City Clerk

File Attachments for Item:

11. Resolution 21-002232: Consider Declaring Certain Conditions to be a Public Nuisance at 7092 Mountain View Lane

CITY OF LEEDS RESOLUTION 21-002232

RESOLUTION IN DETERMINATION OF CERTAIN CONDITIONS TO BE AN ANNOYANCE AND PUBLIC NUISANCE IN VIOLATION OF CHAPTER 32 OF THE CODE OF ORDINANCES, FOR THE CITY OF LEEDS, AL.

WHEREAS, in accordance with, without limitation, Code of Ordinances for the city of Leeds, Alabama Chapter 32, §11-47-117, and 11-67-60 to 11-67-67 Code of Alabama 1975 (cumulatively referred to as the "Law"), the City Council of the City of Leeds has the authority to determined that certain conditions upon certain properties in the city of Leeds are offensive, produce an annoyance, constitute a threat to the general public health, safety and welfare of the City of Leeds, Alabama and are in fact a public nuisance; and

WHEREAS, employees or agents of the City of Leeds have identified certain conditions to be a nuisance in violation of the law as existing on certain property at 7092 MOUNTAIN VIEW LN LEEDS, AL 35094, Parcel ID: 2500312000017001 which is identified in Exhibit A attached hereto and incorporated herein (the "Property"); and

WHEREAS, in accordance wit the Law, the City Council of the City of Leeds, after considering the report and the associated notices as presented by staff, may find that the subject conditions identified by the supporting information and documentation related to the subject Property(ies) are a public nuisance and order the immediate abatement of such conditions; and

WHEREAS, the City Council of the City of Leeds may hold a public hearing if requested by the property owner to have the opportunity of being heard and to discusses the conditions as presented; and

WHEREAS, in accordance with the Law, the City of Leeds is to keep an account of the cost of abating or removing the nuisance on any such property when the owner fails to comply with the provided notices; and

WHEREAS, in accordance with the Law, the City Council of the City of Leed desires to make a determination as to whether or not a public nuisance actually exists at the subject Property(ies), based on the information as presented, and potentially order the abatement of any such nuisance(s).

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Leeds follows:

1. All of the Recitals above are true and correct and are hereby incorporated herein as if fully set forth
2. The conditions identified by the Notice(s) of the Public Nuisance, in relation to the Property(ies) identified on the report as Attached hereto as Exhibit A including the requisite notices and supporting information as provided to the Property owner and posted at the Property, and all hereby declared to be a public nuisance in the City of Leeds.
3. The identified public nuisance(s) is relation to the subject Property(ies) shall be abated and/or removed by the City, if necessary, with costs assessed to the subject Property.
4. City staff is to create a report of the related costs for abating or removing any remaining nuisance(s) from the Property and to provide such report back to the City Council for approval of the costs related to the same.
5. The provisions of the Resolution are severable. If any part of the Resolution is determined to be invalid, unenforceable or unconstitutional, such determination shall not affect any other part of this Resolution.
6. The City Budget is amended to fund the deceleration of public Nuisance abatements.

ADOPTED and APPROVED this the 11/07/2022
CITY OF LEEDS, ALABAMA

DAVID MILLER, MAYOR

DATE

ATTEST:

AYES	_____
NAYS	_____
ABSENT FROM VOTING	_____
ABSTAIN	_____

Toushi Arbitelle,
CITY CLERK

I, Toushi Arbitelle, City Clerk of the City of Leeds, hereby certify that the above Resolution was duly adopted by the City Council of the City of Leeds at a regular meeting held on 11/07/2022

Toushi Arbitelle, City Clerk