

MINUTES
SCOTTSBORO CITY COUNCIL
January 9, 2005

The City Council of the City of Scottsboro, Alabama met in regular session on January 9, 2006.

The roll was called with the following results:

Present:	Council President:	Harold Brookshire
	Council Members:	Matthew Hodges Jim Boatner Jim Helms Buddy Simmons
Absent:		None

City Clerk Gail Duffey and Attorney Stephen Kennamer were also present. Mayor Deason was out of town on business.

The Council President stated a quorum was present and the meeting was open for the transaction of business.

The agenda was approved after deleting an Airport Change Order (Item no. 6) under New Business and deleting (Item no. 2) a report on the Solid Waste Contract under Old Business and adding a report on landfill property from Council Member Simmons.

The minutes from the December 12th and December 19th 2005 Council meetings were read and approved as read.

The minutes from the October 24th, November 21st and December 19th 2005 Work Sessions were read and approved as read.

BID OPENINGS FOR THE
SCOTTSBORO SENIOR CENTER

Having requested bids for a Senior Center for the City of Scottsboro, the following were received and opened prior to the Council Meeting.

Bidders	Base Bid
Consolidated Construction Huntsville, Alabama	1,081,000.00
Lee Builders Huntsville, Alabama	1,067,577.00
	<u>33,000.00</u> Add
	1,100,577.00
Virgil Berry Construction Scottsboro, Alabama	1,016,000.00
	<u>49,000.00</u> Add
	1,065,000.00
Wright & Graben Albertville, Alabama	No Bid

Upon the recommendation of Council Member Jim Helms, Committee Chairman of the Senior Citizens Committee, the Council unanimously agreed to postpone any discussion until the next Council meeting.

**APPROVAL TO AMEND THE 2005-2006 BUDGET
AND PURCHASE 40 ACRES OF PROPERTY
AT THE LANDFILL**

Upon the recommendation of the Solid Waste Authority, motion was made by Council Member Buddy Simmons and seconded by Council Member Jim Helms to amend the 2005-2006 City Budget up to \$200,000.00 and purchase 40 acres of property adjacent to the Scottsboro Landfill. The property will not be used immediately if ever, for landfill purposes. It will provide a buffer zone from nearby property owners and the dirt it offers can be used for covering not only the new cell at the facility but a soon to be closed cell also. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The following Resolution was introduced by Council Member Jim Boatner and read in full by Attorney Kennamer.

RESOLUTION

BE IT RESOLVED, by the City Council of the City of Scottsboro, Alabama, as follows:

1. That the City of Scottsboro, Alabama, enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation for:

the maintenance of all signs, and pavement markings & legends in satisfactory condition in accordance with the requirements of the ALDOT as outlined in the latest edition of the MUTCD, including maintenance responsibilities of the City.

Which Agreement is before this Council.

2. That the agreement be executed in the name of the City, by its Mayor, for and on its behalf;

3. That the signature of the Mayor be attested by the City Clerk and that the seal of the City be affixed to the agreement.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the Agreement by all parties, that a copy of such Agreement be kept on record by the City Clerk.

Passed, adopted and approved this 9th day of January, 2006.

Motion was made by Council Member Jim Boatner and seconded by Council Member Buddy Simmons that Attorney Kennamer should amend the resolution to define maintenance to be the upkeep of the painting of pavement markings, then approve the Mayor and City Clerk to execute the Resolution. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The following three Resolutions were introduced by Council Member Jim Boatner and read and explained by the City Clerk.

**A RESOLUTION SETTING A PUBLIC HEARING
ON THE ADOPTION OF A PROPOSED ORDINANCE
AMENDING THE ZONING ORDINANCE OF THE
CITY OF SCOTTSBORO, ALABAMA, AND PROVIDING FOR
THE GIVING OF NOTICE OF SUCH PUBLIC HEARING**

WHEREAS, the Scottsboro Planning Commission has recommended that the Scottsboro City Council adopt an amendatory ordinance to the Zoning Ordinance of the City

of Scottsboro, Alabama which would result in changing the zoning of the lands described in the proposed amendatory ordinance as therein set forth, and

WHEREAS, it is the judgment and opinion of the City Council that consideration should be given to the adoption of such proposed amendatory ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA as follows:

1. That the City Council shall hold a public hearing on the adoption of such proposed amendment to the City's Zoning Ordinance and such public hearing shall be held at the City Hall in the City of Scottsboro, Alabama on the 13th day of February 2006 beginning at 6:00 P.M.

2. That the proposed ordinance shall be considered by the City Council at such time and place, and at such time and place all persons who desire shall have an opportunity of being heard in the opposition to or in favor of such proposed amendment to the City's Zoning Ordinance.

3. That the proposed amendatory ordinance, together with this resolution of which said ordinance is a part, shall be published in a newspaper of general circulation published within the City of Scottsboro once a week for two successive weeks, and both newspaper publications shall be at least fifteen days in advance of the passage of said proposed amendatory ordinance.

4. That said proposed amendatory ordinance is to be in substantially the following:

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE ZONING ORDINANCE
OF THE CITY OF SCOTTSBORO, ALABAMA**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA as follows:

SECTION ONE: The Zoning of the following described lands will be changed from M1 (light manufacturing district) that hereafter such lands shall be shown and classified by The Zoning Ordinance of the City of Scottsboro, Alabama and on the official Zoning Map forming a part of said Zoning Ordinance as being R1 (single family residential district) zone.

The property is more particularly described as follows:

The Northeast quarter of the Southwest quarter and the North half of the Southeast quarter, except that part thereof owned by U.S.A. or TVA which is South of the Bellefonte Road and East of McGuinn's Ferry Road, and also all that part of the South half of the Southeast quarter of Section 26, which is described as beginning at the Northwest corner of said South half of the Southeast quarter of said Section 26, and running Southeast along a fence line and the North line of a forty-acre tract conveyed to E.G. Gant by G.S. Gant and wife to a point in an old wagon road which runs along the Southeast side of the ridge; thence run Northeast with said road to the North Boundary of said eighty; thence West to the point of beginning, and also a tract of land in the Southwest part of the Southeast quarter of the Northeast quarter of said Section 26, described as beginning at the Southeast corner of said forty and running North 65 degrees 30' West to the West boundary of said forty; thence South to the Southwest corner of said forty; thence East along the South boundary of said forty to the point of beginning, and containing in all of said land 150 acres, more or less, and all being in Township 4 South, Range 6 East in Jackson County, Alabama.

Also, all that part of the Northwest quarter of the Southwest quarter of Section 25, Township 4 South, Range 6 East which is Northwest of the Old Bellefonte Road and containing 9 acres, more or less.

SECTION TWO: The Zoning Ordinance of the City of Scottsboro, Alabama and the official Zoning Map forming a part of said Zoning Ordinance are hereby altered, amended, changed and modified, as required by law.

SECTION THREE: This Ordinance shall become effective immediately upon its due passage and publication, as required by law.

Duly passed and adopted on this the day of 2006.

City of Scottsboro, Alabama

President of the City Council

Authenticated and attested:

City Clerk

Transmitted to and approved by the Mayor, this the day of 2006.

Mayor

SEAL
ATTEST

City Clerk

This resolution adopted and approved on this the 9th day of January, 2006.

/S/ Harold Brookshire
President of City Council

ATTEST:

/S/ Gail Duffey

**A RESOLUTION SETTING A PUBLIC HEARING
ON THE ADOPTION OF A PROPOSED ORDINANCE
AMENDING THE ZONING ORDINANCE OF THE
CITY OF SCOTTSBORO, ALABAMA, AND PROVIDING FOR
THE GIVING OF NOTICE OF SUCH PUBLIC HEARING**

WHEREAS, the Scottsboro Planning Commission has recommended that the Scottsboro City Council adopt an amendatory ordinance to the Zoning Ordinance of the City of Scottsboro, Alabama which would result in changing the zoning of the lands described in the proposed amendatory ordinance as therein set forth, and

WHEREAS, it is the judgment and opinion of the City Council that consideration should be given to the adoption of such proposed amendatory ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA as follows:

1. That the City Council shall hold a public hearing on the adoption of such proposed amendment to the City's Zoning Ordinance and such public hearing shall be held at the City Hall in the City of Scottsboro, Alabama on the 13th day of February 2006 beginning at 6:00 P.M.

2. That the proposed ordinance shall be considered by the City Council at such time and place, and at such time and place all persons who desire shall have an opportunity of being heard in the opposition to or in favor of such proposed amendment to the City's Zoning Ordinance.

3. That the proposed amendatory ordinance, together with this resolution of which said ordinance is a part, shall be published in a newspaper of general circulation published within the City of Scottsboro once a week for two successive weeks, and both newspaper publications shall be at least fifteen days in advance of the passage of said proposed amendatory ordinance.

4. That said proposed amendatory ordinance is to be in substantially the following:

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE ZONING ORDINANCE
OF THE CITY OF SCOTTSBORO, ALABAMA**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA as follows:

SECTION ONE: The Zoning of the following described lands will be changed from R1 (low density single family residential district) that hereafter such lands shall be shown and classified by The Zoning Ordinance of the City of Scottsboro, Alabama and on the official Zoning Map forming a part of said Zoning Ordinance as being R2 (medium density single family residential district) zone.

The property is located on the north and east side of Goosepond Island and is more particularly described as follows:

A tract of land being located in Sections 17, 18, 19, & 24 Township 5 South, Range 6 East in Jackson County, Alabama being more particularly described as follows: Commencing at TVA Monument #164 with TVA Coordinates of North 1492524.6 and East 434244.6.

Thence South 1486.24 feet to a point; Thence East 5050.48 feet to a point, and the point of beginning for the property herein described as follows:

Thence North 07 degrees 07 minutes 26 seconds East 858.80 feet to a point on the 600' contour of Lake Guntersville; Thence meandering said contour as follows; Thence Northeasterly 1337.11 feet to a point; Thence Easterly 2387.07 feet to a point; Thence Southeasterly 847.22 feet to a point; Thence Southwesterly 8327.77 feet to a point; Thence Northwesterly 1611.80 feet to a point; Thence leaving said contour North 22 degrees 51 minutes 40 seconds West 167.85 feet to a point; Thence North 5 degrees 17 minutes 39 seconds East 86.87 feet to a point; Thence North 24 degrees 35 minutes 43 seconds East 184.83 feet to a point; Thence North 9 degrees 14 minutes 45 seconds East 221.61 feet to a point; Thence North 10 degrees 12 minutes 16 seconds West 111.19 feet to a point; Thence North 37 degrees 41 minutes 10 seconds West 123.80 feet to a point; Thence South 76 degrees 45 minutes 13 seconds East 1578.42 feet to a point; Thence North 44 degrees 52 minutes 07 seconds East 3424.94 feet to point; Thence North 51 degrees 20 minutes 56 seconds West 980.11 feet to the point of beginning containing 285 acres more or less.

SECTION TWO: The Zoning Ordinance of the City of Scottsboro, Alabama and the official Zoning Map forming a part of said Zoning Ordinance are hereby altered, amended, changed and modified, as required by law.

SECTION THREE: This Ordinance shall become effective immediately upon its due passage and publication, as required by law.

Duly passed and adopted on this the day of 2006.

City of Scottsboro, Alabama

President of the City Council

Authenticated and attested:

City Clerk

Transmitted to and approved by the Mayor, this the day of 2006.

Mayor

SEAL
ATTEST

City Clerk

This resolution adopted and approved on this the 9th day of January, 2006.

/S/ Harold Brookshire
President of City Council

ATTEST:

/S/ Gail Duffey

**A RESOLUTION SETTING A PUBLIC HEARING
ON THE ADOPTION OF A PROPOSED ORDINANCE
AMENDING THE ZONING ORDINANCE OF THE
CITY OF SCOTTSBORO, ALABAMA, AND PROVIDING FOR
THE GIVING OF NOTICE OF SUCH PUBLIC HEARING**

WHEREAS, the Scottsboro Planning Commission has recommended that the Scottsboro City Council adopt an amendatory ordinance to the Zoning Ordinance of the City of Scottsboro, Alabama which would result in changing the zoning of the lands described in the proposed amendatory ordinance as therein set forth, and

WHEREAS, it is the judgment and opinion of the City Council that consideration should be given to the adoption of such proposed amendatory ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA as follows:

1. That the City Council shall hold a public hearing on the adoption of such proposed amendment to the City's Zoning Ordinance and such public hearing shall be held at the City Hall in the City of Scottsboro, Alabama on the 13th day of February 2006 beginning at 6:00 P.M.

2. That the proposed ordinance shall be considered by the City Council at such time and place, and at such time and place all persons who desire shall have an opportunity of being heard in the opposition to or in favor of such proposed amendment to the City's Zoning Ordinance.

3. That the proposed amendatory ordinance, together with this resolution of which said ordinance is a part, shall be published in a newspaper of general circulation published within the City of Scottsboro once a week for two successive weeks, and both newspaper publications shall be at least fifteen days in advance of the passage of said proposed amendatory ordinance.

4. That said proposed amendatory ordinance is to be in substantially the following:

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OF THE CITY OF SCOTTSBORO, ALABAMA**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA as follows:

SECTION ONE: The Zoning of the following described lands will be changed from R1 (low density single family residential district) that hereafter such lands shall be shown and classified by The Zoning Ordinance of the City of Scottsboro, Alabama and on the official Zoning Map forming a part of said Zoning Ordinance as being R5 (group housing residential district) zone.

A tract of land being located in Sections 13, 18, & 19, Township 5 South, Range 6 East in Jackson County, Alabama being more particularly described as follows:

Commencing at TVA Monument #164 with TVA Coordinates of North 1492524.6 and East 434244.6. Thence East 771.45 feet to a point; Thence North 31.35 feet to a point on the North margin of a proposed road, the point of beginning for the property herein described as follows: Thence leaving the North margin of said road North 14 degrees 08 minutes 59 seconds West 26.01 feet to a point on the 600 foot contour of Lake Guntersville; Thence along said contour as follows:

Thence North 65 degrees 49 minutes 31 seconds East 82.27 feet to a point;
Thence North 62 degrees 01 minutes 59 seconds East 86.49 feet to a point;
Thence North 58 degrees 02 minutes 21 seconds East 104.72 feet to a point;
Thence North 58 degrees 18 minutes 11 seconds East 81.55 feet to a point;
Thence South 89 degrees 53 minutes 21 seconds East 61.32 feet to a point;
Thence North 83 degrees 46 minutes 51 seconds East 86.56 feet to a point;
Thence North 77 degrees 40 minutes 51 seconds East 88.24 feet to a point;
Thence North 71 degrees 08 minutes 58 seconds East 105.89 feet to a point;
Thence North 73 degrees 33 minutes 41 seconds East 96.40 feet to a point;
Thence North 71 degrees 08 minutes 35 seconds East 86.56 feet to a point;
Thence South 81 degrees 43 minutes 48 seconds East 82.95 feet to a point;
Thence South 62 degrees 29 minutes 04 seconds East 41.77 feet to a point;
Thence South 50 degrees 54 minutes 28 seconds East 56.17 feet to a point;
Thence South 28 degrees 58 minutes 40 seconds East 51.39 feet to a point;
Thence South 27 degrees 58 minutes 31 seconds East 89.35 feet to a point;
Thence South 44 degrees 34 minutes 17 seconds East 105.91 feet to a point;
Thence North 89 degrees 05 minutes 31 seconds East 102.72 feet to a point;
Thence South 82 degrees 39 minutes 17 seconds East 29.66 feet to a point;
Thence North 83 degrees 12 minutes 39 seconds East 117.03 feet to a point;
Thence North 02 degrees 53 minutes 04 seconds East 68.13 feet to a point;
Thence North 03 degrees 42 minutes 44 seconds West 106.97 feet to a point;
Thence North 09 degrees 53 minutes 46 seconds West 101.98 feet to a point;
Thence North 03 degrees 03 minutes 29 seconds East 75.34 feet to a point;
Thence North 08 degrees 49 minutes 43 seconds East 85.65 feet to a point;
Thence North 28 degrees 35 minutes 01 seconds East 108.74 feet to a point;
Thence North 15 degrees 55 minutes 08 seconds East 89.80 feet to a point;
Thence North 11 degrees 11 minutes 36 seconds East 98.53 feet to a point;
Thence North 34 degrees 22 minutes 39 seconds East 124.64 feet to a point;
Thence North 54 degrees 19 minutes 41 seconds East 90.62 feet to a point;

Thence North 53 degrees 12 minutes 43 seconds East 61.37 feet to a point;
Thence North 65 degrees 42 minutes 52 seconds East 79.56 feet to a point;
Thence South 77 degrees 27 minutes 58 seconds East 124.08 feet to a point;
Thence South 61 degrees 58 minutes 01 seconds East 114.28 feet to a point;
Thence South 48 degrees 20 minutes 15 seconds East 94.91 feet to a point;
Thence South 46 degrees 19 minutes 28 seconds East 74.84 feet to a point;
Thence South 39 degrees 33 minutes 39 seconds East 96.89 feet to a point;
Thence South 06 degrees 54 minutes 12 seconds East 97.54 feet to a point;
Thence South 08 degrees 32 minutes 37 seconds East 86.21 feet to a point;
Thence South 05 degrees 56 minutes 29 seconds East 103.48 feet to a point;
Thence South 12 degrees 20 minutes 15 seconds West 94.64 feet to a point;
Thence South 28 degrees 31 minutes 27 seconds West 101.30 feet to a point;
Thence South 39 degrees 35 minutes 28 seconds West 26.21 feet to a point;
Thence South 69 degrees 39 minutes 30 seconds West 56.94 feet to a point;
Thence South 16 degrees 20 minutes 21 seconds West 100.61 feet to a point;
Thence South 16 degrees 45 minutes 39 seconds West 89.28 feet to a point;
Thence South 04 degrees 31 minutes 45 seconds East 76.22 feet to a point;
Thence South 48 degrees 08 minutes 17 seconds East 49.30 feet to a point;
Thence South 18 degrees 26 minutes 11 seconds East 69.64 feet to a point;
Thence South 11 degrees 56 minutes 26 seconds East 160.11 feet to a point;
Thence South 32 degrees 12 minutes 00 seconds East 97.67 feet to a point;
Thence South 34 degrees 42 minutes 39 seconds East 91.27 feet to a point;
Thence South 01 degrees 27 minutes 57 seconds East 32.87 feet to a point;
Thence South 46 degrees 28 minutes 14 seconds West 65.10 feet to a point;
Thence South 36 degrees 36 minutes 24 seconds West 20.51 feet to a point;
Thence South 25 degrees 02 minutes 18 seconds East 25.60 feet to a point;
Thence South 83 degrees 38 minutes 58 seconds East 101.30 feet to a point;
Thence South 80 degrees 12 minutes 47 seconds East 51.38 feet to a point;
Thence South 14 degrees 20 minutes 30 seconds West 134.70 feet to a point;
Thence South 43 degrees 05 minutes 26 seconds West 20.92 feet to a point;
Thence South 44 degrees 41 minutes 02 seconds East 26.36 feet to a point;
Thence South 10 degrees 07 minutes 37 seconds West 44.11 feet to a point;
Thence South 06 degrees 45 minutes 52 seconds West 33.59 feet to a point;
Thence South 10 degrees 15 minutes 21 seconds East 76.17 feet to a point;
Thence South 27 degrees 39 minutes 36 seconds East 38.86 feet to a point;
Thence South 08 degrees 20 minutes 58 seconds East 41.77 feet to a point;
Thence South 15 degrees 48 minutes 10 seconds West 36.44 feet to a point;
Thence South 10 degrees 32 minutes 53 seconds West 99.76 feet to a point;
Thence South 33 degrees 03 minutes 36 seconds West 52.94 feet to a point;
Thence South 15 degrees 20 minutes 20 seconds West 40.98 feet to a point;
Thence South 04 degrees 46 minutes 03 seconds East 55.99 feet to a point;
Thence North 71 degrees 56 minutes 21 seconds East 52.14 feet to a point;
Thence North 44 degrees 23 minutes 48 seconds East 63.89 feet to a point;
Thence North 51 degrees 43 minutes 26 seconds East 44.76 feet to a point;
Thence North 42 degrees 57 minutes 44 seconds East 40.59 feet to a point;
Thence North 26 degrees 30 minutes 37 seconds East 29.62 feet to a point;
Thence North 37 degrees 58 minutes 28 seconds East 15.97 feet to a point;
Thence North 28 degrees 41 minutes 54 seconds East 99.03 feet to a point;
Thence North 37 degrees 15 minutes 23 seconds East 76.71 feet to a point;
Thence North 20 degrees 50 minutes 33 seconds East 102.92 feet to a point;
Thence North 20 degrees 35 minutes 27 seconds East 91.42 feet to a point;
Thence North 17 degrees 15 minutes 13 seconds East 126.01 feet to a point;
Thence North 09 degrees 24 minutes 08 seconds East 54.91 feet to a point;
Thence North 03 degrees 34 minutes 22 seconds East 82.39 feet to a point;
Thence North 06 degrees 55 minutes 42 seconds West 81.90 feet to a point;
Thence South 76 degrees 13 minutes 16 seconds East 25.40 feet to a point;
Thence South 70 degrees 12 minutes 07 seconds East 71.85 feet to a point;
Thence North 29 degrees 30 minutes 20 seconds East 77.76 feet to a point;
Thence North 04 degrees 29 minutes 47 seconds West 64.36 feet to a point;
Thence North 13 degrees 02 minutes 25 seconds East 83.98 feet to a point;
Thence North 49 degrees 39 minutes 17 seconds East 82.69 feet to a point;
Thence South 51 degrees 31 minutes 09 seconds East 83.73 feet to a point;
Thence South 81 degrees 21 minutes 42 seconds East 116.05 feet to a point;

Thence North 65 degrees 01 minutes 14 seconds East 87.17 feet to a point;
Thence North 83 degrees 06 minutes 52 seconds East 44.96 feet to a point;
Thence South 75 degrees 49 minutes 16 seconds East 45.03 feet to a point;
Thence South 41 degrees 16 minutes 31 seconds East 36.65 feet to a point;
Thence South 07 degrees 20 minutes 05 seconds West 40.14 feet to a point;
Thence South 14 degrees 47 minutes 37 seconds East 57.23 feet to a point
Thence South 01 degrees 55 minutes 22 seconds West 77.62 feet to a point;
Thence South 10 degrees 30 minutes 37 seconds East 112.86 feet to a point;
Thence South 51 degrees 14 minutes 22 seconds East 59.59 feet to a point;
Thence South 18 degrees 03 minutes 13 seconds East 92.94 feet to a point;
Thence South 01 degrees 51 minutes 37 seconds West 35.48 feet to a point;
Thence South 35 degrees 11 minutes 55 seconds West 43.32 feet to a point;
Thence South 24 degrees 15 minutes 02 seconds West 39.75 feet to a point;
Thence South 60 degrees 19 minutes 28 seconds East 13.95 feet to a point;
Thence North 88 degrees 50 minutes 19 seconds East 28.92 feet to a point;
Thence North 09 degrees 52 minutes 10 seconds East 51.20 feet to a point;
Thence North 22 degrees 46 minutes 39 seconds East 37.34 feet to a point;
Thence North 16 degrees 43 minutes 32 seconds East 31.37 feet to a point;
Thence North 48 degrees 48 minutes 42 seconds East 40.01 feet to a point;
Thence North 34 degrees 04 minutes 42 seconds East 93.97 feet to a point;
Thence North 26 degrees 32 minutes 55 seconds East 76.92 feet to a point;
Thence North 32 degrees 17 minutes 14 seconds East 100.94 feet to a point;
Thence North 23 degrees 00 minutes 44 seconds East 146.81 feet to a point;
Thence North 85 degrees 57 minutes 48 seconds East 49.18 feet to a point;
Thence South 69 degrees 16 minutes 15 seconds East 90.00 feet to a point;
Thence South 57 degrees 34 minutes 55 seconds East 30.41 feet to a point;
Thence South 15 degrees 14 minutes 06 seconds West 50.03 feet to a point;
Thence South 16 degrees 16 minutes 24 seconds West 43.88 feet to a point;
Thence South 05 degrees 35 minutes 44 seconds East 36.96 feet to a point;
Thence South 17 degrees 33 minutes 26 seconds East 36.27 feet to a point;
Thence South 76 degrees 47 minutes 12 seconds East 25.61 feet to a point;
Thence North 00 degrees 59 minutes 59 seconds West 58.38 feet to a point;
Thence North 11 degrees 16 minutes 12 seconds East 59.00 feet to a point;
Thence North 65 degrees 09 minutes 40 seconds East 56.54 feet to a point;
Thence South 89 degrees 29 minutes 42 seconds East 65.21 feet to a point;
Thence South 74 degrees 46 minutes 44 seconds East 74.42 feet to a point;
Thence South 33 degrees 34 minutes 06 seconds East 31.61 feet to a point;
Thence North 03 degrees 15 minutes 19 seconds East 73.83 feet to a point;
Thence North 73 degrees 18 minutes 05 seconds East 32.74 feet to a point;
Thence South 26 degrees 20 minutes 14 seconds East 37.66 feet to a point;
Thence South 74 degrees 40 minutes 35 seconds East 11.75 feet to a point;
Thence North 26 degrees 44 minutes 09 seconds West 29.98 feet to a point;
Thence North 19 degrees 32 minutes 13 seconds West 26.65 feet to a point;
Thence North 00 degrees 15 minutes 21 seconds West 58.82 feet to a point;
Thence North 17 degrees 07 minutes 43 seconds East 68.50 feet to a point;
Thence North 12 degrees 18 minutes 19 seconds East 84.59 feet to a point;
Thence North 32 degrees 08 minutes 50 seconds East 84.03 feet to a point;
Thence North 88 degrees 40 minutes 20 seconds East 76.80 feet to a point;
Thence North 87 degrees 13 minutes 21 seconds East 59.74 feet to a point;
Thence North 82 degrees 44 minutes 02 seconds East 26.26 feet to a point;
Thence North 87 degrees 50 minutes 24 seconds East 51.29 feet to a point;
Thence South 52 degrees 23 minutes 23 seconds East 19.75 feet to a point;
Thence South 08 degrees 37 minutes 04 seconds West 72.39 feet to a point;
Thence South 01 degrees 53 minutes 45 seconds West 27.54 feet to a point;
Thence South 30 degrees 04 minutes 50 seconds East 43.11 feet to a point;
Thence South 23 degrees 16 minutes 17 seconds East 29.04 feet to a point;
Thence South 26 degrees 07 minutes 43 seconds East 41.80 feet to a point;
Thence South 06 degrees 58 minutes 07 seconds West 50.86 feet to a point;
Thence South 17 degrees 30 minutes 33 seconds East 59.55 feet to a point;
Thence South 07 degrees 40 minutes 49 seconds East 52.22 feet to a point;
Thence South 17 degrees 08 minutes 15 seconds East 20.99 feet to a point;
Thence South 01 degrees 31 minutes 42 seconds West 102.38 feet to a point;
Thence South 24 degrees 40 minutes 08 seconds West 34.33 feet to a point;

Thence South 58 degrees 43 minutes 32 seconds West 25.17 feet to a point;
Thence North 85 degrees 40 minutes 14 seconds West 23.34 feet to a point;
Thence South 68 degrees 31 minutes 42 seconds West 26.04 feet to a point;
Thence South 04 degrees 30 minutes 46 seconds West 6.78 feet to a point;
Thence South 89 degrees 46 minutes 57 seconds East 20.21 feet to a point;
Thence South 76 degrees 17 minutes 26 seconds East 24.30 feet to a point;
Thence South 20 degrees 00 minutes 10 seconds West 9.82 feet to a point;
Thence South 65 degrees 46 minutes 08 seconds West 18.26 feet to a point;
Thence South 77 degrees 07 minutes 24 seconds East 21.90 feet to a point;
Thence South 26 degrees 54 minutes 26 seconds West 16.28 feet to a point;
Thence South 61 degrees 16 minutes 52 seconds West 21.34 feet to a point;
Thence South 70 degrees 40 minutes 54 seconds East 18.05 feet to a point;
Thence South 00 degrees 46 minutes 45 seconds East 72.80 feet to a point;

Thence South 7 degrees 07 minutes 26 seconds West 858.80 feet to a point on the North margin of said purposed road; thence along the North margin of said road as follows: Thence North 83 degrees 57 minutes 37 seconds West 1826.36 feet to a point;

Thence North 5 degrees 58 minutes 19 seconds East 20.00 feet to a point; Thence on a curve to the right with a chord bearing and distance of North 54 degrees 51 minutes 17 seconds West 350.24 feet to a point; Thence South 64 degrees 19 minutes 06 seconds West 20.00 feet to a point; Thence North 25 degrees 35 minutes 43 seconds West 857.20 feet to a point; Thence on a curve to the left with a chord bearing and distance of North 55 degrees 47 minutes 39 seconds West 650.49 feet to a point; Thence North 87 degrees 59 minutes 44 seconds West 430.70 feet to a point; Thence on a curve to the left with a chord bearing and distance of South 89 degrees 33 minutes 10 seconds West 186.11 feet to a point; Thence on a curve to the right with a chord bearing and distance of South 88 degrees 59 minutes 23 seconds West 320.57 feet to a point; Thence North 86 degrees 50 minutes 19 seconds West 47.11 feet to a point; Thence on a curve to the left with a chord bearing and distance of South 81 degrees 21 minutes 17 seconds West 246.74 feet to the point of beginning containing 78.92 acres.

Said property is subject to a 60' nonexclusive ingress egress easement of which the centerline is more particularly described as follows;

Commencing at T.V.A. Monument #164 with T.V.A. coordinates of North 1492524.6 and East 434244.6; Thence East 4305.52 feet to a point; Thence South 1407.27 feet to the Point of Beginning;

Thence North 46 degrees 57 minutes 45 seconds East 138.37 feet to a point;
Thence North 42 degrees 48 minutes 21 seconds East 146.67 feet to a point;
Thence North 39 degrees 42 minutes 51 seconds East 151.85 feet to a point;
Thence North 57 degrees 49 minutes 49 seconds East 119.49 feet to a point;
Thence North 17 degrees 51 minutes 01 second East 66.95 feet to a point;
Thence North 58 degrees 39 minutes 31 seconds East 101.54 feet to a point;
Thence North 65 degrees 43 minutes East 90.71 feet to a point;
Thence North 55 degrees 04 minutes 07 seconds 111.75 feet to a point;
Thence South 85 degrees 10 minutes 08 seconds East 82.38 feet to a point;
Thence South 85 degrees 38 minutes 47 seconds East 65.98 feet to a point.

SECTION TWO: The Zoning Ordinance of the City of Scottsboro, Alabama and the official Zoning Map forming a part of said Zoning Ordinance are hereby altered, amended, changed and modified in accordance with Section One thereof.

SECTION THREE: This Ordinance shall become effective immediately upon its due passage and publication, as required by law.

Duly passed and adopted on this the day of 2006.

City of Scottsboro, Alabama

President of the City Council

Authenticated and attested:

City Clerk

Transmitted to and approved by the Mayor, this the day of 2006.

Mayor

SEAL
ATTEST

City Clerk

This resolution adopted and approved on this the 9th day of January, 2006.

/S/ Harold Brookshire

President of City Council

ATTEST:

/S/ Gail Duffey

Motion to adopt and publish the three above resolutions was made by Council Member Jim Boatner and seconded by Council Member Jim Helms. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The City Clerk announced that Ann B. Chambless had resigned from the Library and that anyone interested in serving on that Board should make a request in writing by January 20, 2006. The term will expire October 1, 2007.

The following Resolution was introduced by Council Member Matthew Hodges and read in full by the Clerk.

RESOLUTION

WHEREAS, the City of Scottsboro, Alabama, has certain items of personal property which are no longer needed for public or municipal purposes; and

WHEREAS, Section 11-43-56 of the Alabama Code of 1975 authorizes the municipal governing body to dispose of unneeded personal property;

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

Section 1. That the following personal property owned by the City of Scottsboro, Alabama is not needed for public or municipal purposes:

- A) WORD HANGER – Concrete Block Building
Approx. 30' x 50'
- B) MAINTENANCE HANGER – Steel Structure with
Aluminum Siding-Additional Office Space Structure 18' x 60'

Section 2. That the Mayor and City Clerk and they hereby are, authorized and directed to dispose of the property owned by the City of Scottsboro, Alabama, described in Section 1, above, in a manner that would be of the best interest of the City and in accordance with the law.

ADOPTED AND APPROVED THIS THE 9TH DAY OF JANUARY, 2006.

Motion was made by Council Member Matthew Hodges and seconded by Council Member Jim Helms to adopt the above resolution. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The Council President reported that Mayor Deason was attending the BRAC meeting in Washington, DC and Arlington, Va.

Mr. Boatner reported that the bank up to the Scott Cemetery was in the process of being cleaned. He also reported that the Senior Center and Council on Aging got left out of the Scottsboro CD that Mayor Deason took to Washington and would be updated soon.

Council Member Simmons and Helms commended the Fire Department for the way they handled a fire on the square.

All the Council thanked everyone for coming out.

There being no further business to come before the Council at this time, motion was made by Council Member Buddy Simmons and seconded by Council Member Helms that the meeting be adjourned. All voted aye.

