

**MINUTES  
SCOTTSBORO CITY COUNCIL  
January 23, 2006**

The City Council of the City of Scottsboro, Alabama met in regular session on January 23, 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

Mayor Dan Deason, City Clerk Gail Duffey and Attorney Stephen Kennamer were also present.

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

The agenda was approved after deleting Item No. VI Titled Reports and moving Item No. 1 under New Business to the last item on the agenda.

The minutes from the January 9, 2006 Council meetings were read and approved as read.

**APPROVAL TO AUTHORIZE CONSTRUCTION MANAGER  
KEN TOLAR TO PROCEED WITH CONSTRUCTION  
OF THE SCOTTSBORO CITIZENS SENIOR CENTER**

Motion was made by Council Member Jim Helms and seconded by Council Member Buddy Simmons to authorize Construction Manager Ken Tolar to strive to get the cost of the low bidder of the Scottsboro Senior Center reduced by 10% and proceed with the construction in the Jackson County Park. Upon the recommendation of Council President Brookshire, Council Members Helms and Simmons amended their motion to leave any dirt work in the job to fall under the bid. Upon vote being taken, the follow voted aye: Council Members Jim Helms and Buddy Simmons and Council President Harold Brookshire. Those voting nay: Council Members Matthew Hodges and Council Member Jim Boatner. The Council President declared the motion carried.

Council Member Jim Boatner said he had no problem with a Senior Center but said the Rec Com needed to be looked at to see if it could be added on with the new construction.

Council President Brookshire said he voted aye because at first he had wanted the Rec Com but after two visits realized that if the Community Center was added to the new construction at the Rec Com there would be a land lock and no more room to expand and not enough parking spaces.

**TWO APPOINTMENTS TO THE  
BOARD OF ADJUSTMENTS AND APPEALS**

Motion was made by Council Member Buddy Simmons and seconded by Council Member Jim Helms to appoint Darrell Pruett and Larry Myrick to the Board of Adjustments and Appeals. Term to expire 12-31-09. Upon vote being taken, all voted aye. The Council President declared the motion carried.

**AN APPOINTMENT TO THE  
SCOTTSBORO LIBRARY BOARD**

Motion was made by Council Member Jim Boatner and seconded by Council Member Jim Helms to appoint Arlene Grede to the expired term vacated by Ann Chambless on the Scottsboro Library Board. Ms. Grede's term will expire 10-01-07. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The Council President announced that Matthew Chad Blankenship had applied for a transfer of an alcoholic beverage license. The Clerk reported that this application is for a transfer of a license for Scooters, a restaurant serving liquor. All other data remains the same except for fire, health and building inspection pending final inspection.

The Council President opened the floor for anyone opposed to the license being issued to Scooters. There being no one present to speak for or in opposition to the license being issued, the Council President closed the public hearing.

**RESOLUTION FOR APPROVAL OF AN  
ALCOHOLIC BEVERAGE LICENSE  
FOR SCOOTERS**

**BE IT RESOLVED**, by the City Council of the City of Scottsboro as follows: that the City Council has received and reviewed the city application for Scooters and finds and determines that upon completion of final inspection that a restaurant serving liquor license is hereby approved on this the 23<sup>rd</sup> day of January, 2006.

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

The Council President announced that Virgie Dean had applied for a transfer of an alcoholic beverage license.

The Clerk reported that this application is for a transfer of ownership of the Scottsboro Raceway #3, for off premises beer and wine license, all other information remains the same.

**RESOLUTION FOR APPROVAL  
OF AN ALCOHOLIC BEVERAGE  
LICENSE FOR RACEWAY #3**

**BE IT RESOLVED**, by the City Council of the City of Scottsboro as follows: that the City Council has received and reviewed the city application for Raceway #3 and finds and determines that an off premises wine and beer license is hereby approved on this the 23<sup>rd</sup> day of January, 2006.

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

The Clerk announced that the terms of Bob Ray and Nora Sebring on the Personnel Board will expire on February 26, 2006.

Anyone wishing to serve on this board should submit a request in writing by 12:00 noon on February 16, 2006.

The new terms to expire February 26, 2009.

The Clerk announced that the term of Grady Jacobs on the Port Authority has expired.

Anyone wishing to serve on this board should submit a request in writing by 12:00 noon on February 16, 2006.

The new term will expire January 02, 2010.

The Clerk announced that the terms of Arlene Grede, Elbert Beaird and Roy Owens will expire on February 11, 2006 on the Tree Commission.

Anyone wishing to serve on this board should submit a request in writing by 12:00 noon on February 16, 2006.

New terms to expire February 11, 2009.

Vernite Johnson a member of the Carver Weatherly Organization came before the Council and requested assistance from the city in tearing down and removing the old Carver School on Martin Luther King Street.

Attorney Kennamer explained that it was possible that it could be considered a health and safety issue and could fall under the abatement status.

The Council President asked Mayor Deason to check on the building to see if it would fall under health and safety and if could be hauled or buried. The Mayor agreed to report back by the Work Session. According to the Mayor's report, Mr. Kennamer will prepare a statement for the Council to sign.

The Council President announced that it is now the date, time and place as advertised to hold a public hearing for the consideration of the rezoning of 10.78 acres more or less of land located on Highway 35. If approved by the Council, the zoning of the land shall be changed from AR (Agriculture-Recreation District) that hereafter shall be shown and classified by the Zoning Ordinance of the City of Scottsboro, Alabama as C-3 (General Commercial District) zone.

The Council President opened the floor for anyone wishing to speak in opposition to or in support of the zoning change.

Roy Light, Manager of the Waterworks Sewer and Gas Board spoke in opposition of the zoning change.

Mr. Light's concern was for contamination to the water intake for the city's drinking water that was located adjacent to the property in question. It was Mr. Light's thought that the purpose for the rezoning was to build a marina. He told the Council that a marina caused pollution to the water. He asked that the Council not rezone the property.

Attorney Bill Talley spoke on behalf of Mr. Yarbrough and Mr. Cooper, owners of the property. He asked the Council to keep their focus on what they were asking for. We want a fair opportunity to use this property as a General Commercial District. It would then be left up to the Scottsboro Planning Commission to give permission on how the property could be used.

The Council President closed the public hearing.

ORDINANCE NO. \_\_\_\_\_

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

This Ordinance was introduced to be voted on at a later Council Meeting.

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



