

**MINUTES**  
**SCOTTSBORO CITY COUNCIL**  
**March 27, 2006**

The City Council of the City of Scottsboro, Alabama convened in regular session on March 27, 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 City 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 item number one (1), under Old Business and item number three (3) under New Business.

Upon the request of the Clerk, the Council suspended the reading of the minutes.

Council Member Buddy Simmons having presented a City of Scottsboro Position Description for a Director of Solid Waste at the last Work Session, now made a motion to adopt the description for a Director of Solid Waste and to advertise for the position. The motion was seconded by Council Member Jim Boatner. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The Position Description is on file in the Human Resource office and the office of the City Clerk.

The following Resolution was introduced by Council Member Jim Helms and read in full by the Clerk.

**A RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA**, that to the extent it is empowered to do so, the City Council hereby grants to the Shriners a permit and authorization to conduct a roadblock on April 9, 2006 from 7:00 a.m. until 4:00 p.m. over City streets and highways; namely four corners located at WEST WILLOW STREET AND CEDAR HILL DRIVE, PARKS AVENUE AND BROAD STREET, FIVE POINTS AND ONLY ON COUNTY PARK ROAD AT THE INTERSECTION OF HIGHWAY 72 for the purpose of raising funds for The Children's Hospital upon condition that the City of Scottsboro be indemnified against loss or damage which the City may suffer as a result of the City's permitting this roadblock activity; and that no person under the age of 18 be allowed to participate in the roadblock and;

**BE IT FUTHER RESOLVED**, that the solicitors participating in this roadblock activity are required to wear bright colored vests and that warning signs of the roadblock are posted, and that the roadblock be conducted in a reasonably safe manner, and with as little interference as possible with the normal flow of traffic.

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

Attorney Steve Kennamer read his findings from the investigation of Mr. Jack Trimm that related to the Council Members and for their consideration of adoption. The three (3) items are as follows:

1. That the Human Resources Director place a copy of Mr. Trimm's report in the Personnel file of all city employee's/parties involved in this process documenting his findings.
2. That a policy be developed by the Human Resources Department requiring that any future inquiry surrounding medical records of an employee be handled by the Human Resources Department given the sensitive nature of confidentiality issued surrounding medical records as well as the requirements and restrictions imposed by the HIPPA laws.
3. That the City's Human Resource Director and City Attorney conduct a Boardmanship Seminar with the City Personnel Board on their duties and responsibilities under this policy, the law and fundamental due process with special emphasis on conflicts of interest and the avoidance of an appearance of impropriety.

Mr. Kennamer explained that the Council had a limited role according to policy. He said that the Council cannot direct the Mayor what to do, that he is an elected official and only the courts can do that.

Council Member Buddy Simmons expressed his feelings on why have an investigation if the Council can't do anything?

Considering the three (3) recommendations listed above, motion was made by Council Matthew Hodges and seconded by Council Member Jim Boatner that the Council move forward. Upon vote being taken, the following voted aye: Council Members Matthew Hodges, Jim Boatner, Jim Helms and Council President Harold Brookshire. Those voting nay: Council Member Buddy Simmons. The Council President declared the motion carried.

The following Resolution was introduced by Council Member Jim Helms 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:

806	1994 Peterbilt Heil Body	1XPZLAOXORD707878
817	1990 Ford Roll-Off	1FDYH8002RVJ20278
825	1991 Peterbilt Heil Body	1XPZH58X0MD705828
880	1989 Buick Car	1G4AH51N1K6414307
979	1995 Chevrolet 3500 1 Ton	1GCHC34F8SE236234
1	Double Wide Trailer 16' x 60' at Fire Dept Training Ctr.	

Section 2. That the Mayor and Department Heads, and they hereby are, authorized and directed to dispose of the property owned by the City of Scottsboro, Alabama described in Section 1, above by advertising on Gov Deals or at the best interest for the City.

Garry Morgan appeared before the Council and asked that the Council see that citizens have the rights to inspect and copy public information from documents of the City of Scottsboro.

Council Member Jim Boatner commended the Street Department for good work at the Scott Cemetery and the City Park.

Council Member Helms said that tonight was the first time he had heard about recycling being taken off the agenda and that Mr. Traylor has presented a written proposal with an attractive offer.

Council Member Helms reported that the investigation that had been carried out by Mr. Jack Trimm was needed and had laid the grounds for any civil action against any employee.

Council Member Hodges reported there will be 47 teams playing at the Rec Com this weekend.

Council President Brookshire says he listens to his scanner during the night and commended the Fire and Police Departments for being on the job. He said all departments do a good job. He also asked to find out anyway we could get rid of the vehicles behind the Street Department.

Attorney Kennamer reported there is a bill before the Legislature to fix the problems of old vehicles.

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 Jim Helms that the meeting be adjourned, all voted aye.

