

**Minutes
Scottsboro City Council
April 16, 2007**

The City Council of the City of Scottsboro, Alabama met in an adjourned session from the April 9, 2007 Council Meeting on this the 16th day of April, 1007.

The roll was called with the following results:

Present:	Council President:	Keith Smith
	Council Member:	Matthew Hodges Buddy Simmons Terry Thomas Josephine Smith
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 as prepared by the Council President.

The minutes from the March 26, 2007 and April 9, 2007 Council Meetings were read and approved as read.

**BID OPENING FOR A TRACTOR
FOR THE STREET DEPARTMENT**

Having requested bids for a tractor for the Street Department, the following were received and opened prior to the Council Meeting.

Company	Bid
Dean Farm Supply	\$32,186.00
Tri Green Equipment	\$36,175.00
Maynard Equipment	No Bid
Boykin Equipment 8 x 8 bid	\$29,730.00
12 x 12 bid	\$31,644.00

Upon the recommendation of the Bid Review Committee, motion was made by Council Member Buddy Simmons and seconded by Council Member Matthew Hodges to award the bid to Boykin Tractor as the lowest responsible bidder that met specifications. Upon vote being taken, all voted aye. The Council President declared the motion carried.

Motion was made by Council Member Terry Thomas and seconded by Council Member Josephine Smith to table the bid opening for exercise equipment for the Rec Com. On vote being taken, all voted aye. The Council President declared the motion carried.

**BUDGET AMENDMENT AND BID OPENING
FOR SHUTTER FOR THE CITY HALL**

Having requested bids for shutters for City Hall the following were received and opened prior to the Council Meeting.

Home Depot	\$34,202.52
Wimberly House	\$35,206.48

Upon the request of the Bid Review Committee, motion was made by Council Member Matthew Hodges and seconded by Council Member Josephine Smith to amend the budget in the amount of \$13,525.38 and to award the bid to Home Depot for shutters as bid for only the lower level of City Hall. Upon vote being taken, the following voted aye:

Council Members Matthew Hodges and Josephine Smith and Council President Keith Smith. Those voting nay: Council Member Buddy Simmons. Those abstaining: Council Member Terry Thomas. The Council President declared the motion carried.

**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 14th day of May, 2007.
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 AR (Agriculture-Recreation 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).

This property is located on the east end of Barbee Lane and is described as follows:

A tract or parcel of land located in the west half of the Northwest quarter of Section 27, Township 4 South, Range 6 East of the Huntsville Meridian in Jackson County, Alabama, and being more particularly described as follows: Begin at a point on U. S. TVA severance line at U.S. TVA monument 27, said point being on the West line of said half-quarter section, the point of true beginning, said point also being North 00 degrees 43 minutes East 931.2 feet of U. S. TVA monument 26 at the Southwest corner of said half-quarter section West line, North 00 degrees 24 minutes West 1722.6 feet to the Northwest corner of said half quarter and to the Northwest

corner of the herein described tract (metal corner fence post in concrete found); thence leaving said half-quarter section West line and running with the North line of same, North 86 degrees 27 minutes East 1315.1 feet to the Northeast corner of said half-quarter section and to the Northeast corner of the herein described tract and to a point on said severance line at U. S. TVA monument 30; thence leaving said half quarter section North line and running with said severance line, South 00 degrees 17 minutes West 1169.5 feet to U. S. TVA monument 29; thence continue with said severance line, South 73 degrees 24 minutes West 982.4 feet to U. S. TVA monument 28; thence continue with said severance line, South 44 degrees 58 minutes West 500.0 feet to the point of beginning, containing 40.62 acres, more or less. ALSO the heron above described tract is subject to any and all restrictions, easements, rights-of-way, or servitudes recorded or unrecorded.

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 hereof.

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

Duly passed and adopted on the ___ day of _____ 2007.

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 _____ 2007.

Mayor

SEAL
ATTEST

City Clerk

This resolution adopted and approved on this the 16th day of April 2007.

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

Motion was made by Council Member Terry Thomas and seconded by Council Member Buddy Simmons to table any action on mowers for the Rec Com. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The following report was presented to the Council by Police Chief Ralph Dawe.

As a result of the court hearing regarding our jail last Monday, both parties, the City and State Fire Marshall, agreed that if the city would correct (4) items in and surrounding the city jail, it could remain open until the city made a decision whether to renovate our current jail, build a new jail or contract with another facility to house our prisoners.

I am here tonight to ask the council to consider using the Jail/Court fund to pay for the following (4) items agreed upon:

Fire alarm system for the entire building including basement -	\$5,924.00
Cover existing paneling in the jailer hall with fire retardant material -	149.00
Remove steel door in main hall of jail -	0.00
Change the direction of the swing or opening of one door (estimated) -	<u>500.00</u>
Total -	\$6,573.00

Upon Chief Dawe's recommendation motion was made by Council Member Terry Thomas and seconded by Council Member Matthew Hodges that Chief Dawe be allowed to use Jail/Court funds to pay for the above items to bring the jail up to compliance until a decision was made in which direction to go to upgrade or rebuild the jail. Upon vote being taken, all voted aye. The Council President declared the motion carried.

Motion was made by Council Member Buddy Simmons and seconded by Council Member Josephine Smith that bids be let for two (2) Knuckle booms and Chassis for the Street Department and that all old and unused equipment at the Street Department be declared surplus and sold for the money to be used toward the purchase of the Knuckle booms. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The City Clerk made the following request:

ITEMS NEEDED FOR CITY HALL THAT WAS NOT INCLUDED IN THE CONSTRUCTION OF THE BUILDING...

Tablet Arms for 6 Council Room Chairs \$95 ea	\$ 570.00
Chairs and Table or Desk for Council Room	1000.00
Mirror for Conference Room	300.00
Podium for Council Chamber	750.00
Cabinet for ladies bathroom	<u>100.00</u>
Total	\$2720.00

BUDGET AMENDMENT

Motion was made by Council Member Matthew Hodges and seconded by Council Member Terry Thomas to amend the Budget to allow the above purchases. Upon vote being taken, the following voted aye: Council Members Matthew Hodges, Terry Thomas, Josephine Smith and Council President Keith Smith. Those voting nay: Council Member Buddy Simmons.

**CIVIC CENTER CONTRACT
CONTINUED FOR SIX (6) MONTHS**

Upon the request of the Council President motion was made by Council Member Terry Thomas and seconded by Council Member Matthew Hodges to continue the Civic Center Contract for six (6) months. Upon vote being taken, all voted aye. The Council President declared the motion carried.

Mayor Deason reported that he had been to Washington DC with the BRAC team and that progress was made and that they had talked with people that were interested in coming to North Alabama.

The Mayor told Council Member Josephine Smith that he was glad that she was on board.

He thanked everyone for coming out.

The Council Members thanked everyone for coming out.

Council Member Thomas commended the Department Heads for their good works.

Council Member Buddy Simmons commended the owners of the new Rivergrove apartments for the remodeling they did.

Council Member Josephine Smith said she hoped the Mayor and Council can continue to work together for the betterment of our City. She said she appreciated the Mayor, Council, City Clerk and Attorney for working together.

Council President asked that the ones killed in Virginia be remembered.

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 Josephine Smith that the meeting be adjourned. All voted aye.