

**Minutes
Scottsboro City Council
September 10, 2007**

The City Council of the City of Scottsboro, Alabama met in regular session on this the 10th day of September, 2007 in the City Council Chambers at Scottsboro City Hall.

The roll was called with the following results:

Present:	Council President:	Keith Smith
	Council Member:	Matthew Hodges Buddy Simmons Josephine Smith Terry Thomas
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 August 13 and August 27, 2007 Council Meetings were read and approved as read.

The following Resolution was introduced by Council Member Terry Thomas and read in full by the Clerk.

RESOLUTION NUMBER 09-017

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

1. That the City Council is authorized to make an application in the amount of two hundred fifty thousand dollars (\$250,000.00) for an airport improvement funding grant to the State of Alabama Department of Transportation, for the purpose of undertaking a project to make improvements at the Word Field Airport.
2. That the application be submitted for and on behalf of the City Council by its Mayor who is authorized by this resolution to sign the application and any related forms or documents on behalf of the City of Scottsboro, Alabama.

BE IT FURTHER RESOLVED, that the City Council hereby affirms that the required local matching share of funds in the amount of two hundred fifty thousand dollars (\$250,000.00) has been officially approved, placed into the budget of the airport and is available for expenditure upon the application's approval by the State of Alabama Transportation.

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

**RESOLUTION TO APPROVE FOR THE OLD CITY HALL
TO BE REMODELED AND ADD A NEW JAIL**

Motion was made by Council Member Terry Thomas and seconded by Council Member Josephine Smith to approve for the Old City Hall to be remodeled and to add a new jail. Upon a roll call vote the following voted aye: Council President Keith Smith and Council Members Terry Thomas, Josephine Smith, Matthew Hodges and Buddy Simmons. Those voting nay: None. The Council President declared the motion carried.

AUTHORIZATION TO CONTRACT WITH JH PARTNERS FOR JAIL RENOVATIONS

Motion was made by Council Member Terry Thomas and seconded by Council Member Buddy Simmons to authorize Mayor Deason to sign a contract with J. H. Partners to authorize them to begin the engineering and architectural process to renovate the Old City Hall. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The following Resolution was introduced by Council Member Josephine Smith and read in full by the Clerk.

RESOLUTION OF APPLICANT FOR MATCHING FUNDS

Whereas, the State of Alabama, through the Alabama Department of Economic and Community Affairs, Law Enforcement/Traffic Safety Division, under the Omnibus Crime Control and Safe Streets Act of 1968, (PL 90-351 as amended and other appropriate federal authorizations, is offering financial aid to combat rising crime, improve the criminal justice system, assist victims of crime, and assist in the problems of juvenile justice; and

Whereas, the **City of Scottsboro Police Department** hereinafter referred to as Applicant, is of the opinion that it would be beneficial to make application for such assistance and;

Whereas, said applicant agrees to be accountable for providing the cash match toward the total cost of said project,

NOW, THEREFORE, BE IT RESOLVED by the Applicant that **Ralph Dawe**, in his/her official capacity as **Chief of Police**, be authorized to make application to the Alabama Department of Economic and Community Affairs, Law Enforcement/Traffic Safety Division, for said financial assistance.

Adopted this the 10th day of September, 2007.

Motion was made by Council Member Josephine Smith and seconded by Council Member Matthew Hodges to approve the above Resolution and to approve the match of \$2,777.77. Upon vote being taken, all voted aye. The Council President declared the motion carried.

APPROVAL FOR CELL TOWER LAW SUIT TO BE SETTLED

Motion was made by Council Member Terry Thomas and seconded by Council Member Matthew Hodges for Attorney Kennamer to inform the City Attorneys for the Cell Tower Lawsuit to proceed with settling the lawsuit by allowing the Cell Tower to be built. Upon vote being taken, all voted aye. The Council President declared the motion carried.

NELSON AND COMPANY APPROVED AS ENGINEERS FOR SCOTTSBORO INDUSTRIAL PARK PHASE II

The Clerk reported that on September 4, 2007 at 10:00 a.m. proposals were accepted for the ALDOT project HPP-A149-(900) which is funded road improvements to Phase 2 of the City of Scottsboro's Jackson County Industrial Park. Only one proposal was received- Nelson and Company. They did meet all requirements.

Upon the request of the IDB, EDA and the Bid Review Committee, motion was made by Council Member Terry Thomas and seconded by Council Member Matthew Hodges to approve the proposal of Nelson and Company and accept this company for project engineering services for Project 233-8-R2/ALDOT Project HPP-A149(900). The project will involve acceleration and deceleration lanes on U.S. Highway 72 and Phase II of the Jackson County Industrial Park access road grade, curb and gutter, drain, base and pavement at the Scottsboro Industrial Park Phase II in Hollywood. Project engineering services will include engineering during construction, inspection, shop drawing approval, and geotechnical testing services.

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.

TAXABLE YEAR RATE FOR 2007-2008 CONFIRMED

Motion was made by Council Member Matthew Hodges and seconded by Council Member Buddy Simmons for the Clerk to confirm the following tax rates with the County Revenue Commissioner.

TAXABLE YEAR 2007-2008

CITY OF SCOTTSBORO	22.5 MILS
SALES TAX	1.5%

Upon vote being taken, all voted aye. The Council President declared the motion carried.

SOLID WASTE ORGANIZATIONAL CHART TABLED

Motion was made by Council Member Terry Thomas and seconded by Council Member Josephine Smith to table any action on the Solid Waste Organizational Chart. Upon vote being taken, all voted aye. The Council President declared the motion carried.

31.81 ACRES DONATED TO THE CITY OF SCOTTSBORO

Mayor Deason and the Scottsboro City Council accepted with thanks 31.81 acres more or less located on Jefferson Street across from Bynum Park. The property was donated by the Trustees of the Bynum Foundation. The property is to be used for Recreation and had been owned by the late Jessie Bynum.

REC COM FIELDS COORDINATOR JOB DESCRIPTION APPROVED

Motion was made by Council Member Terry Thomas and seconded by Council Member Buddy Simmons to approve the Rec Com Fields Coordinator job description. The job description will be on file in the HR Department, at the Rec Com and with the City Clerk. Upon vote being taken, all voted aye. The Council President declared the motion carried.

REC COM ORGANIZATIONAL CHART APPROVED

Motion was made by Council Member Terry Thomas and seconded by Council Member Buddy Simmons to approve the Rec Com Organizational Chart as presented by the Rec Com Director Yvonne Yockel. Chart is on file in the HR office, at the Rec Com and with the City Clerk. Upon vote being taken, all voted aye. The Council President declared the motion carried.

DETECTIVE DIVISION PROMOTIONAL CONDITIONS APPROVED

Upon the request of Police Chief Ralph Dawe, motion was made by Council Member Buddy Simmons and seconded by Council Member Terry Thomas to accept and approve the following:

**DETECTIVE DIVISION
PROPOSED PROMOTIONAL CONDITIONS**

SEPTEMBER 10, 2007

When a police officer is promoted from uniform patrol division to the detective division, he or she will move from a 17 pay range (Patrol Officer) to a 20 pay range (Sergeant). This change is to accommodate the extra level of responsibilities and duties.

The detective and sergeant are of the same classification for pay scale purposes. However, they are not of the same rank.

When a detective is promoted to a supervisory sergeant's role within the detective division or in the uniformed patrol division, he or she will receive a step raise and the supervisory rank of sergeant.

Only those that hold the supervisory rank of sergeant will be eligible for the rank of lieutenant and only if he or she remains in that capacity for a period of two (2) years.

Upon vote being taken, all voted aye. The Council President declared the motion carried.

HIRING FREEZE EXCEPTION FOR A SUBSTITUTE SCHOOL PATROL GUARD

Motion was made by Council Member Matthew Hodges and seconded by Council Member Josephine Smith to approve a hiring freeze exception for a substitute school patrol guard for the Police Department. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The Clerk announced the terms of Arlene Grede and Sherry Gross now serving on the Library Board will expire in October.

Anyone interested in serving on this Board is asked to make a request in writing by 12:00 noon on October 11, 2007.

Ms. Grede and Ms. Gross will continue to serve until new members are appointed. This is a four (4) year term.

The Clerk announced the terms of Liz Bennett, June Kennamer and Peggy McClendon on the Scottsboro Museum Commission are expiring in October.

Anyone interested in serving on this Board is asked to make a request in writing by 12:00 noon on October 11, 2007.

Ms. Bennett, Ms. Kennamer and Ms. McClendon will continue to serve until new members are appointed. This is a five (5) year term.

Motion was made by Council Member Terry Thomas and seconded by Council Member Matthew Hodges to table the appointment of any Interim Public Works Director. Upon vote being taken, all voted aye. The Council President declared the motion carried.

ONE TIME LUMP SUM PAYMENT FOR RETIREES

Motion was made by Council Member Terry Thomas and seconded by Council Member Matthew Hodges to give a one time lump sum payment to any retiree that retired and is receiving a monthly retirement benefit from the Employee Retirement System on or before December 14, 2007. Council Member Buddy Simmons and Council President Keith Smith cannot vote due to being eligible for the payment. Upon roll call vote the following voted aye. Council Member Terry Thomas and Matthew Hodges. Those voting nay: Council Member Josephine Smith. Those abstaining: Council Member Buddy Simmons and Council President Keith Smith. The Council President declared the motion did not pass.

Mayor Deason invited the Council and those in attendance to come to a gathering in front of City Hall at 10:00 a.m. on September 11, 2007 for a remembrance of 9/11.

Mayor Deason read from Section 11-43-20 that the Mayor shall be heard at a Council Meeting.

He reported he was against the combining of the Street and Sanitation Departments.

He thanked the Bynum Family for the donation to the City.

He commended the Scottsboro Wildcats.

Announced the Jackson County Fair would be September 17-22.

The One Hundred Fifty Second National Guard will be coming home in October.

Reported on his Dad and the Clerk's sister.

Council Member Thomas thanked everyone for coming out and reminded everyone of the Trail of Tears next Saturday.

Council Member Hodges thanked everyone for coming out.

Council Member Josephine Smith asked that the one time lump sum payment be added to the agenda at the next Council Meeting. She thanked Department Heads for all they do.

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 Terry Thomas that the meeting be adjourned. All voted aye.