

**Minutes
Scottsboro City Council
January 28, 2008**

The City Council of the City of Scottsboro, Alabama met in regular session on this the 28th day of January, 2008 in the Council Chambers of Scottsboro City Hall.

The meeting was called to order by the Council President and 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 City Attorney Stephen Kennamer were also present.

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

The agenda was adopted as prepared by the Council President.

The Minutes of the December 17, 2007 Council Meeting were read and approved as read.

The Council President called for a motion on an Ordinance for rezoning 192 acres on Snodgrass Road at Driftwood Shores. Motion was made by Council Member Matthew Hodges and seconded by Council Member Josephine Smith to table the rezoning ordinance. Upon vote being taken, all voted aye. The Council President declared the motion carried.

ORDINANCE NO. 533

AN ORDINANCE CONCERNING THE ARTICLES OF INCORPORATION OF THE ELECTRIC POWER BOARD OF THE CITY OF SCOTTSBORO, ALABAMA, ADOPTED ON MAY 10, 1954, AS THEREAFTER AMENDED AND OTHER MATTERS WITH RESPECT THERETO.

Printed in Ordinance Book No. 4

It was moved by Council Member Terry Thomas that all rules and regulations which unless suspended, would prevent the immediate consideration of said Ordinance be given. The motion was seconded by Council Member Buddy Simmons and was unanimously carried.

Those voting aye being:

Council President:	Keith Smith
Council Members:	Terry Thomas Buddy Simmons Josephine Smith Matthew Hodges

Those voting nay: None

The Council President declared the motion carried.

After said Ordinance had been discussed and considered in full by the Council it was moved by Council Member Terry Thomas that said Ordinance be now placed upon its final passage and adoption. The motion was seconded by Council Member Matthew Hodges. The questions being put as to the adoption of said motion and the final passage and adoption of said Ordinance, the roll was called with the following results:

Those voting aye:

Council President:	Keith Smith
Council Members:	Terry Thomas Matthew Hodges Josephine Smith Buddy Simmons

Those voting nay: None

The Council President thereupon declared the motion carried and said Ordinance No. 533 passed and was adopted as introduced and read.

The Council President asked that anyone wishing to serve on this Board to please make a request in writing by 12:00 noon on the 14th day of February.

BUDGET AMENDMENT FOR STREETScape PROJECT

Upon the request of the City Clerk, motion was made by Council Member Matthew Hodges and seconded by Council Member Josephine Smith to transfer and use \$89,909.60 from the Capitol Improvement Funds for the Streetscape 2004 Transportation Enhancement Improvements on Willow Street and Houston Street. Upon vote being taken, all voted aye. The Council President declared the motion carried.

BID OPENING FOR THE CDBG VANN, HOUSTON AND PONROY DRAINAGE PROJECT

Having requested bids for the Water Sewer and Gas Board CDBG Sewer Project the following were received and opened prior to the Council Meeting.

Staggs Environmental	832,775.00
Underground Technologies, Inc.	929,445.00
Mid South Trenchless	1,065,935.00
LTS Construction	1,068,250.00
PM Construction	1,693,380.00
T & K Construction	1,739,966.00
Beet Construction & Excavating	Did not meet specifications

Upon the recommendation of the Bid Review Committee, motion was made by Council Member Buddy Simmons and seconded by Council Member Terry Thomas that the bid be awarded to Staggs Environmental as the lowest responsible bidder that met specifications. Upon vote being taken, all voted aye. The Council President declared the motion carried.

APPROVAL TO SPONSOR POLYAMIDE HIGH PERFORMANCE, INC. IN CONJUNCTION WITH PERFORMANCE FIBER INC. TO APPLY FOR CONSTRUCTION FUNDS TO BUILD A ROAD

Upon the request of the Jackson County Economic Development Authority, motion was made by Council Member Matthew Hodges and seconded by Council Member Josephine Smith to approve the City of Scottsboro sponsoring Polyamide High Performance and Performance Fiber to apply for construction funds through the Alabama Industrial Access Road and Bridge Corporation and to authorize Mayor Deason, City Clerk Gail Duffey and Council President Keith Smith to sign any appropriate paper work. Mr. Carlos Serrano gave the City a statement that Polyamide High Performance will pay for any cost overruns. If the grant is approved the funds will be used to construct an industrial access road connecting Polyamide's property with Hwy 72. Upon vote being taken, all voted aye. The Council President declared the motion carried.

**APPROVAL TO PURCHASE A VEHICLE FOR
THE SCOTTSBORO STREET DEPARTMENT**

Motion was made by Council Member Buddy Simmons and seconded by Council Member Terry Thomas to approve for the Street Department to let bids and purchase a vehicle to be repaid by sale of surplus property. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The following Resolution was introduced by Matthew Hodges 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 of it's empowered to do so, the City Council hereby grants to the Shriners of Jackson Co. a permit and authorization to conduct a roadblock on March 16, 2008 or rain date March 23, 2008 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 FURTHER RESOLVED, that the solicitors participating in this roadblock activity are required to wear bright colored vests and that warning signs of the roadblock be posted and that the roadblock be conducted in a reasonable safe manner, and with as little interference as possible with the normal flow of traffic.

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

The Clerk announced that Harold Tolleson's term is expiring on the Port Authority. Rick Wadkins' term is expiring on the Personnel Board. Cecil Wells, Billie Hammer, Dot Black and Donna Greer's terms are expiring on the Tree Commission.

Anyone interested in serving on any of these Boards, please make a request in writing by February 14th at 12:00 noon.

The Clerk announced that the Riverside Community Church has made a request for the exclusive use of the Community Center with a lease for up to two (2) years.

They will pay \$75.00 per month rent to cover utilities and will make the following improvements to the Community Center:

Carpet	\$7000
HVAC	\$3500
Restrooms, plumbing	\$5000
Roof	\$2500
Paint	\$6000
Clean-up	\$1000
Carpentry	\$5000
Misc.	\$5000

\$35000.00

Motion was made by Council Member Terry Thomas and seconded by Council Member Josephine Smith to authorize Attorney Kennamer to prepare a lease agreement with the Riverside Community Church using the above criteria and present at a Council Meeting for the Council's approval. Upon vote being taken, all voted aye. The Council President declared the motion carried.

**GENERAL MAINTENANCE PERSONNEL
PLACED IN STREET DEPARTMENT**

Motion was made by Council Member Buddy Simmons to nominate Street Superintendent Ronnie Dolberry as Supervisor over the General Maintenance personnel when hired. All Council Members were in favor of the nomination.

**GENERAL MAINTENANCE PERSONNEL
JOB DESCRIPTION APPROVAL**

Upon the recommendation of the Human Resource Director, motion was made by Council Member Matthew Hodges and seconded by Council Member Terry Thomas to make changes in the Job Description for the General Maintenance employee to work under the direction of the Street Superintendent and then approve the Job Description. Upon vote being taken, all voted aye. The Council President declared the motion carried.

BUDGET AMENDMENT FOR THE PLANNING DEPARTMENT

Upon the request of the Planning Department, motion was made by Council Member Buddy Simmons and seconded by Council Member Terry Thomas to approve amending the budget in the amount of \$1400.00 to allow the purchase of a new computer and printer for Mr. Rick Baird. Upon vote being taken, all voted aye. The Council President declared the motion carried.

APPOINTMENTS TO THE PLANNING COMMISSION BOARD

The Planning Commission Board member being a Mayor's appointment, Mayor Deason appointed Jim Boatner to fill the unexpired term of Mike McDonald who resigned and to appoint Ronnie Dolberry to fill the term of Shag Johnson who passed away.

REAPPOINTMENT TO THE HOUSING AUTHORITY BOARD

The Housing Authority Board members being a Mayor's appointment, Mayor Deason reappointed James Drain to this Board for another term.

The following Ordinance was introduced by Council Member Terry Thomas and read and explained by Attorney Kennamer.

**AN ORDINANCE AMENDING ORDINANCE NO. 486 OF THE CITY OF
SCOTTSBORO AND OTHER MATTERS WITH RESPECT THERETO**

Printed in Ordinance Book No. 4

It was moved by Council Member Terry Thomas that all rules and regulations which unless suspended, would prevent the immediate consideration of said Ordinance be given. The motion was seconded by Council Member Josephine Smith and was unanimously carried. Those voting aye being:

Council President:	Keith Smith
Council Members:	Terry Thomas Buddy Simmons Josephine Smith Matthew Hodges

Those voting nay: None

The Council President declared the motion carried.

After said Ordinance had been discussed and considered in full by the Council it was moved by Council Member Terry Thomas that said Ordinance be now placed upon its final

passage and adoption. The motion was seconded by Council Member Josephine Smith. The questions being put as to the adoption of said motion and the final passage and adoption of said Ordinance, the roll was called with the following results:

Those voting aye:

Council President:	Keith Smith
Council Members:	Terry Thomas Matthew Hodges Josephine Smith Buddy Simmons

Those voting nay: None

The Council President thereupon declared the motion carried and said Ordinance No. 534 passed and was adopted as introduced and read.

Mayor Deason read the following resignation of retirement:

Mayor Deason:

Please accept this letter as notification of my resignation from the appointment of Airport Manager for the City of Scottsboro. My current appointed term would have ended in September of this year.

I have just recently learned that I am eligible for Retirement under the State of Retirement System of Alabama. Making the decision as to the effective date of my retirement brought about many mixed emotions. Currently the airport is between projects and I feel this is the most appropriate time for my retirement to take place. This expected date of retirement will be March 1st 2008.

The airport has expanded and improvements have been made allowing the airport to meet Federal and State requirements in order to remain a licensed airport. Also improvements in the facilities needed for local and corporate aircraft have taken place. Without the guidance and wisdom of this City's Administration and its City Council these improvements would not have taken place.

I greatly appreciate the opportunity and the employment the City of Scottsboro has allowed me. I have thoroughly enjoyed representing the City of Scottsboro as well as the Scottsboro Municipal Airport during the time of my appointment.

Once again I wish to express my "Thanks" to the city for allowing me to be a representative of the city and an employee of the Scottsboro Airport. I will be glad to offer any help during this transitional period.

L. Robert Hodges

RESIGNATION ACCEPTED FOR AIRPORT MANAGER

Motion was made by Council Member Buddy Simmons and seconded by Council Member Matthew Hodges to accept the resignation of Sonny Hodges, Airport Manager, effective no later than April 1, 2008. Upon vote being taken, all voted aye. The Council President declared the motion carried.

COURT SYSTEM APPROVED AN ADDITIONAL CLERK

Upon the request of Municipal Judge Don Word, motion was made by Council Member Terry Thomas and seconded by Council Member Josephine Smith to approve an additional clerk for the Courts System Department. Upon vote being taken, the following voted aye: Council Members Terry Thomas, Matthew Hodges, Josephine Smith and Council President Keith Smith. Those voting nay: Council Member Buddy Simmons. Salary to be paid from the Jail Courts fund. The Council President declared the motion carried.

AIRPORT MANAGER JOB DESCRIPTION TABLED

Motion was made by Council Member Terry Thomas and seconded by Council Member Matthew Hodges to table the job description for an Airport Manager for more input from Mr. Sonny Hodges. Upon vote being taken, all voted aye. The Council President declared the motion carried.

Mayor Deason gave an update on the Animal Control Center.

He thanked everyone for their thoughts and prayers.

All the Council was glad to see everyone out.

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