

**Minutes  
Scottsboro City Council  
March 24, 2008**

The City Council of the City of Scottsboro, Alabama met in regular session on this the 24th day of March 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

City Clerk Gail Duffey and City Attorney Stephen Kennamer were also present. Mayor Deason was absent due to illness.

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 from the February 11, 2008 Council Meeting were read and approved as read.

Christine Harding, an Architect with JH Partners, who is planning for the renovation of the old City Hall to a Police Department appeared before the Council and reported that Lee Builders was the low bidder for the renovation. The bids were opened prior to Council Meeting as follows:

<b><u>Bidder</u></b>	<b><u>Days</u></b>	<b><u>Base Bid</u></b>	<b><u>Alt 1</u></b>	<b><u>Alt 2</u></b>	<b><u>Alt 3</u></b>	<b><u>Alt 4</u></b>	<b><u>Alt 5</u></b>	<b><u>U1</u></b>	<b><u>U2</u></b>
Lee Builders	270	\$2,890,137	\$36,423	\$76,539	\$25,809	\$2,170	\$4,340	\$175	\$18
								-\$45	
Garber Construction	300	\$3,040,000	\$ 5,500	\$54,000	\$12,000	\$1,800	\$7,000	\$1,430	\$25
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Berry Construction	330	\$3,111,478	\$14,410	\$51,988	\$40,425	\$3,300	\$11,000	\$225	\$23
Martin & Coby	365	\$3,199,000	\$101,375	\$164,725	\$29,735	\$5,468	\$10,950	\$310	\$10
Tolar Construction	0	\$3,200,000	\$ 10,000	\$51,000	\$29,000	\$4,000	\$ 7,500	\$350	\$18

Ms. Harding reviewed all the alternates explaining that she recommended approving the alternates since they included painting the brick, a glass front, removing the old unit in the basement, refinish pews, office millwork, footing in jail, remove bad soil, remove rock and repair roof.

The Council President asked each Council Member to review the bids and be prepared to vote at a continued Council Meeting for next Monday night.

Reid Henshaw and Debbie White, members of this years Police Academy appeared before the Council and recommended that the Council please approve the renovation of the old City Hall to a Police Department. They reported that from touring the present Police Department and the old City Hall that renovations were badly needed. The present Police Department which also houses the Courts is over crowded and larger housing quarters are needed.

The Council thanked Mr. Henshaw and Ms. White for their comments.

Attorney Kennamer reported to the Council that he was not sure if on line bidding was legal. He said legislation was now pending and advised the Council not to take any action concerning on line bidding.

Motion was made by Council Member Terry Thomas and seconded by Council Member Josephine Smith to instruct Mr. Wheeler not to consider meeting with consultants concerning on line bidding. Upon vote being taken, all voted aye. The Council President declared the motion carried.

The Council President announced that Fran Steed had applied for an Alcoholic Beverage License. The Clerk reported that the name of the establishment is Lakeside Lounge located at 2941-C Veterans Drive. The type license applied for is a lounge not connected with a hotel, motel or restaurant. A background investigation was clear. Out of a survey of eleven (11) there were four (4) objections, six (6) no objections and one (1) no contact. The nearest church and school meet the required distance. The required parking and floor space are met. The License application is in order. The zoning verification was approved. The health, fire and building inspection were pending final inspection.

The Council President opened the floor for anyone to speak for or in opposition to the license being issued. There was no one present to speak for or against the license.

**RESOLUTION TO APPROVE AN ALCOHOLIC BEVERAGE LICENSE  
FOR LAKESIDE LOUNGE**

**BE IT RESOLVED** by the City Council of the City of Scottsboro, Alabama that the Council has reviewed the city application for an Alcoholic Beverage License for Lakeside Lounge and hereby approve a Lounge (not connected with a motel, hotel or restaurant) license, pending final inspection this the 24<sup>th</sup> day of March, 2008.

Motion was made by Council Member Matthew Hodges and seconded by Council Member Buddy Simmons to approve the above Resolution pending final inspection. Upon a roll call vote the following voted aye: Council Members Matthew Hodges, Buddy Simmons, Josephine Smith, Terry Thomas and Council President Keith Smith. The Council President declared the motion carried.

**BID OPENING FOR MOWING TRACTORS FOR CEDAR HILL CEMETERY**

Having requested bids for mowing tractors for the Cedar Hill Cemetery the following was received and opened prior to the Council Meeting:

Trigreen Equipment	\$5,500.00
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Upon the recommendation of the Bid Review Committee, motion was made by Council Member Terry Thomas and seconded by Council Member Josephine Smith to award the bid for three (3) mowing tractors to Trigreen as the lowest responsible bidder that met specifications. Upon vote being taken, all voted aye. The Council President declared the motion carried.

**CIVIC CENTER BUDGET AMENDMENT FOR THE  
2007-2008 GENERAL FUND BUDGET**

Motion was made by Council Member Matthew Hodges and seconded by Council Member Terry Thomas to increase the Civic Center Alcohol Budget for 2007-2008 in the amount of \$500.00. Upon vote being taken, all voted aye. The Council President declared the motion carried.

**BUDGET AMENDMENT FOR STREET DEPARTMENT  
2007-2008 GENERAL FUND**

Upon the request of the Street Superintendent, Ronny Dolberry, motion was made by Council Member Buddy Simmons and seconded by Council Member Terry Thomas to increase the Street Department Budget in the amount of \$10,170.00 for tools for the Street Department. Upon vote being taken, all voted aye. The Council President declared the motion carried.

**ORDINANCE NO. 535**

**AN ORDINANCE AMENDING 286 OF THE CITY OF SCOTTSBORO ENTITLED "AN ORDINANCE AMENDING SCOTTSBORO'S ORDINANCE NUMBER 163 WHICH IS ENTITLED "SCOTTSBORO ANTI-LITTER ORDINANCE" AND OTHER MATTERS WITH RESPECT THERETO.**

It was moved by Council Member Josephine Smith 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 Terry Thomas and was unanimously carried. Those voting aye being:

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

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 Josephine Smith that said Ordinance be now placed upon its final passage and adoption. The motion was seconded by Council Member Terry Thomas. The question 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:

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

Those voting nay: None

The Council President declared the motion carried and said Ordinance No. 535 passed and was adopted as introduced and read.

The following Resolution was introduced by Council Member Matthew Hodges 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:
- 1) 1988 Chev – C70 – S/N 119438  
1998 Chev – C3500 – S/N 072634  
1995 Ford – Flatbed – S/N A10373  
1987 Chev – Box Dump – S/N 113659  
1999 GMC – C7500 K-Boom – S/N 512329
  - 2) Assorted Hand Blowers, Weedeaters and Concrete Saw
  - 3) 1997 Ford – Crown Vic – S/N 2164  
2000 Ford – Crown Vic – S/N 1467  
1999 Ford – Crown Vic – S/N 2872  
1999 Ford – Crown Vic – S/N 2866  
2000 Ford – Crown Vic – S/N 1468  
2000 Ford – Crown Vic – S/N 1469  
2002 Ford – Crown Vic – S/N 5745  
1994 Ford – Explorer - S/N 9034
  - 4A) 1993 Chev – Caprice 4D – S/N 130330

4B) 1995 Ford – Bronco – S/N 5770  
Ford – Crown Vic - S/N

Section 2. That the Mayor and City Clerk 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 placing on Gov Deals except for No. 2 which is to be donated.

Section 3. That funds received from the sale of No. 1 be placed in the Street Department's Capitol Outlay.

That the items in No. 2 be donated to the Scottsboro High Agriculture class of John Black.

That funds received from the sale of No. 3 be placed in the Police Department's Capitol Outlay.

That funds received from the sale of the above No. 4 be placed in the General Administration's Capitol Outlay for new computers.

That the 1995 Ford Bronco in (4B) be transferred to the Solid Waste Department and funds received from the sale of the Ford Crown Vic in (4B) be used by the Planning Department for bed covers, floor mats and one radio for the two new vehicles.

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

Council Member Buddy Simmons appointed Leslie Barrilleaux to the Recreation Advisory Board.

Council Member Josephine Smith appointed Camden Holland to the Recreation Advisory Board.

Council Member Terry Thomas appointed John Reichle to the Recreation Advisory Board.

The appointments are for the terms of the Council Member making the appointment.

The Clerk announced that the term of Carol McCrary will expire May 10, 2008 on the Scottsboro Electric Power Board.

Anyone wishing to serve on this Board please make a request in writing by 12:00 noon on April 17, 2008.

Appointment to be made on April 28, 2008.

The Clerk announced that the term of Roger Linville will expire May 22, 2008 on the Public Park and Recreation (Goosepond) Board.

Anyone wishing to serve on this Board please make a request in writing by 12:00 noon on May 1, 2008.

Appointment to be made on May 12, 2008.

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 to continue this meeting until April 7, 2008 immediately following the Work Session.

