

**MINUTES OF THE
SCOTTSBORO CITY COUNCIL
JULY 9, 2018**

The City Council of the City of Scottsboro, Alabama met on July 9, 2018 at 6:00 p.m. in the Gail J. Duffey Auditorium of the Scottsboro City Hall.

The meeting was called to order by Council President Tony Wallingsford. Invocation was given by Council Member Gary Stewart. The Pledge of Allegiance was led by Council Member Keith Smith. The roll was called by the City Clerk Whitney Phillips with the following results:

Present:	Council President:	Tony Wallingsford
	Council Members:	Patrick Stewart Gary Stewart Keith Smith
Absent:		none

Also present were Mayor Robin Shelton, City Attorney Stephen Kennamer, and City Clerk Whitney Phillips.

Council President Wallingsford removed item #6: Consider Roadblock for Gonzo Tactical and called for a motion to adopt the agenda as revised. Motion was made by Council Member Patrick Stewart and was seconded by Council Member Gary Stewart. No discussion. Upon vote being taken all voted aye. The Council President declared the agenda adopted.

A motion was made by Council Member Gary Stewart and was seconded by Council Member Patrick Stewart to approve the Minutes of June 25, 2018. No Discussion. Upon a vote being taken all members voted aye. The Minutes were declared adopted by Council President Wallingsford.

OLD BUSINESS:

NONE

NEW BUSINESS

**CONSIDER RESOLUTION 2018-07-23: REGARDING
EXPANSION OF SANOH AMERICA, INC.**

A RESOLUTION REGARDING EXPANSION OF THE
SANOH AMERICA, INC., FACILITY OWNED BY
THE INDUSTRIAL DEVELOPMENT BOARD OF THE
CITY OF SCOTTSBORO, ALABAMA

BE IT RESOLVED by the City Council (the "Council") of the City of Scottsboro, Alabama (the "City"), as follows:

Section 1. Recitals. The Council has found and ascertained and does hereby declare as follows:

(a) The Council understands that expanding the tax base and promoting economic development in the City is essential to the well-being of its citizens and the economic stability and future of the City and its citizens, and that the development activities of The Industrial Development Board of the City of Scottsboro, Alabama (the "Board"), have resulted in significant

additions to the tax base of the City and provided a substantial number of quality new jobs in the City.

(b) The Board heretofore financed, constructed, equipped, and developed, and presently owns, a major manufacturing facility (the "Facility") in the City that is leased to and operated by Sanoh America, Inc. (the "Company"), a manufacturer of tubular brake components used in automotive manufacturing.

(c) In 2012, the Facility was re-financed and expanded through financial assistance from the City in the form of a Grant Agreement dated as of December 1, 2012 (the "2012 Grant Agreement"), a copy of which is attached hereto, under which the City agreed to grant and advance funds to the Board sufficient to timely pay debt service on a series of bonds.

(d) The Board reports that, since 2012, employment at the Facility has increased from 190 persons to approximately 300 persons.

(e) The Company has determined that, as a result of increased demand, including without limitation increased product requirements resulting at the new Toyota/Mazda plant in North Alabama, along with strengthening economic conditions, it is necessary to expand the Facility by approximately 30,000 square feet and acquire and construct new parking improvements relating thereto (collectively, the "2018 Expansion Project"). The Company has represented that it estimates the 2018 Expansion Project will result in the hiring of approximately 30 additional persons at the Facility.

(f) The Board has determined to finance the 2018 Expansion Project by issuing one or more series of industrial development revenue bonds (the "2018 IDB Bonds"), and in order to market and sell the 2018 IDB Bonds, it will be necessary for the City to enter an agreement substantially similar to the 2012 Grant Agreement (the "2018 Grant Agreement") under which the City will commit to grant funds to the Board necessary to cover debt service on the 2018 IDB Bonds. The 2018 Grant Agreement will be entered pursuant to Section 11-63-1 *et seq.* of the Code of Alabama 1975, as amended.

(g) The Council has determined it necessary, wise, and in the public interest to facilitate the efforts of the Board respecting the Facility, and has determined to authorize and direct its Mayor, City Clerk, and such other officers of the City to commence efforts to negotiate and prepare a definitive form of the 2018 Grant Agreement, along with such other agreements, certificates, and documents as may be necessary or desirable in connection with issuance of the 2018 IDB Bonds; all of which shall be subject to final approval by the Council at a subsequent meeting.

Section 2. Authorization of Certain Actions. The Mayor, City Clerk, and all other officers or agents of the City are hereby authorized and directed to commence the negotiation and preparation of a definitive form of 2018 Grant Agreement, along with such other agreements, certificates, and documents as may be necessary or desirable in connection with issuance of the 2018 IDB Bonds; all of which shall be subject to final approval by the Council at a subsequent meeting. Any such agreements shall be subject to approval by the Council once the definitive and final forms thereof become available and at or around such time as the Board is prepared to authorize issuance of the 2018 IDB Bonds.

ADOPTED this 9th day of July, 2018.

President of the Council

ATTEST:

City Clerk

Council President Tony Wallingsford called for a motion to approve Resolution 2018-07-23. Motion was made by Council Member Patrick Stewart and seconded by Council Member Keith Smith. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER RESOLUTION 2018-07-24: SETTING RATE OF
PAY FOR ELECTION OFFICIALS**

**RESOLUTION 2018-07-24
SETTING RATE OF PAY FOR ELECTION OFFICIALS**

WHEREAS, the Code of Alabama 1975 11-46-27 (e) provides that election officials shall be entitled to such compensations as the municipal governing body established but which in no event shall be less than \$8.00 per day; and

WHEREAS, the City Council of the City of Scottsboro, Alabama will take into consideration the number of hours that election officials are required to work on Election Day when setting the rate of pay.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Scottsboro, Alabama that the rate of pay for inspectors be set a \$125.00 and all other election officials be set at \$100.00 per day for the General Municipal Election to be held on August 28, 2018 and run-off election, if required to be held on October 9, 2018.

Adopted this the 9th day of July, 2018.

Tony Wallingsford, Council President

ATTEST:

Whitney Phillips, City Clerk

Council President Tony Wallingsford called for a motion to approve Resolution 2018-07-24. Motion was made by Council Member Gary Stewart and seconded by Council Member Patrick Stewart. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER RESOLUTION 2018-07-25: USE OF
ELECTRONIC VOTE COUNTING SYSTEM**

**RESOLUTION 2018-07-25
USE OF ELECTRONIC VOTE COUNTING SYSTEM**

WHEREAS, Chapter 7 of Title 17 of the Alabama Code of 1975, and the regulations adopted pursuant thereto by the Alabama Electronic Voting Committee, provide for the use of Electronic Vote Counting Systems; and

WHEREAS, Section 17-7-21 of the Code of Alabama 1975 provides that a municipality may, in its discretion, by adoption of an appropriate resolution, authorize, adopt, and direct the use of electronic vote counting systems for use in all elections held in such municipality;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Scottsboro that for all elections held subsequent to the passage of this resolution, the use of DS 200 and Automark A200-01 electronic vote counting system, a system which complies with Section 17-7-21 of the Code of Alabama and any regulations adopted pursuant thereto, is hereby authorized for the reporting, counting, and tabulating of any and all election results.

BE IT FURTHER RESOLVED, that the Mayor of the City of Scottsboro is hereby directed to file a copy of this resolution with the Secretary of State as provided in Section 17-7-21 of the Code of Alabama 1975.

Adopted this the 9th day of July, 2018.

Tony Wallingsford, Council President

ATTEST:

Whitney Phillips, City Clerk

Council President Tony Wallingsford called for a motion to approve Resolution 2018-07-25. Motion was made by Council Member Gary Stewart and seconded by Council Member Keith Smith. No Discussion. Upon a vote being taken all members voted aye.

CONSIDER BUDGET AMENDMENT FOR STATE BASEBALL TOURNAMENT

Council President Tony Wallingsford called for a motion to approve a budget amendment for \$23,000 for expenses and \$19,000 for income associated with the State Baseball Tournament. Motion was made by Council Member Patrick Stewart and seconded by Council Member Gary Stewart. Council Member Patrick Stewart commented that the Library maintenance amount needs to be adjusted during next year's budget. Upon a vote being taken all members voted aye.

CONSIDER CITY COUNCIL PLACE 1 APPOINTMENT

Council President Tony Wallingsford called for nominations for the Place 1 appointment. Council Member Gary Stewart nominated Jenna Bell. Council Member Keith Smith nominated Linda Bray. A roll call vote was taken with the following results:

For Jenna Bell:

Council Member Patrick Stewart	No
Council Member Gary Stewart	Yes
Council Member Keith Smith	No
Council Member Tony Wallingsford	Yes

For Linda Bray:

Council Member Patrick Stewart	Yes
Council Member Gary Stewart	No
Council Member Keith Smith	Yes
Council Member Tony Wallingsford	No

REPORTS AND ANNOUNCEMENTS

Delegations: Parker Edmiston asked for the use of the Civic Center & cones from Street Department during annual ½ Marathon on Labor Day.
Brian Dupree with Scottsboro Little League Football spoke about the need for new equipment. Any donation would be appreciated.

Mayor Robin Shelton reported that we have gotten approved in the first step toward the Boat Ramp Extension Grant at Goosepond.

Council Member Patrick Stewart asked for a Special Called meeting next week (7/16) after the work session to take another vote for the City Council appointment in order to give applicants a chance to qualify for the general election if not selected. He commented that the Bridge Sculpture at the High School looks great. Also commented on the turnout for the

Dizzy Dean Tournament over the weekend. He reported he had a complaint about the garbage can structure beside Payne's and asked the Mayor to look into it.

Council Member Gary Stewart commented on the property maintenance issue behind Garden Drive.

Council Member Keith Smith commented on recent unauthorized charges that were not approved by the Council.

Council President Tony Wallingsford also commented on the charges and stated he has stopped payment on the charges and requested a meeting with the Mayor to discuss. He also announced he will not seek re-election for City Council at this time. He also announced there will be a Special Called Council Meeting immediately following the Work Session on Monday, July 16th.

There being no further business to come before the Council at this time, Council President Tony Wallingsford called for a motion to adjourn. Motion was made by Council Member Patrick Stewart and seconded by Council Member Keith Smith. Meeting adjourned at 6:22 pm.

Date Approved: July 23, 2018

CITY OF SCOTTSBORO

Tony Wallingsford, Council President

Attest:

Whitney Phillips, City Clerk

Robin Shelton, Mayor

SEAL

ATTEST:

Whitney Phillips, City Clerk