

**MINUTES OF THE
SCOTTSBORO CITY COUNCIL
FEBRUARY 11, 2019**

The City Council of the City of Scottsboro, Alabama met on February 11, 2019 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 Patrick Stewart. Invocation was given by Council Member Gary Stewart. The Pledge of Allegiance was led by Council Member Greg Mashburn. The roll was called by the City Clerk Whitney Phillips with the following results:

Present:	Council President:	Patrick Stewart
	Council Members:	Richard Bailey Greg Mashburn Gary Stewart Mike Ashburn
Absent:		none

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

Council President Patrick Stewart added Item #9 based on recommendation by City Attorney Stephen Kennamer and called for a motion to adopt the agenda as amended. Motion was made by Council Member Greg Mashburn and was seconded by Council Member Mike Ashburn. 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 Richard Bailey to approve the Minutes of January 28, 2019. No Discussion. Upon a vote being taken all members voted aye. The Minutes were declared adopted by the Council President.

OLD BUSINESS:

NONE

NEW BUSINESS

**CONSIDER ORDINANCE 603: AMEND ORDINANCE 588
RELATING TO APPOINTMENT OF CERTAIN
DEPARTMENT HEADS**

ORDINANCE NO. 603

**AN ORDINANCE AMENDING ORDINANCE NO. 588 ESTABLISHING A
PROCEDURE FOR THE CITY COUNCIL TO APPOINT CERTAIN
DEPARTMENT HEADS AND OFFICERS OF THE CITY OF SCOTTSBORO,
ALABAMA.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
SCOTTSBORO, ALABAMA,** as follows:

SECTION ONE: The following officers of the City of Scottsboro, Alabama shall be appointed by a majority vote of the City Council and said officers' terms shall be

consecutive and coextensive with that of the Mayor of the City of Scottsboro. Said officers shall continue to serve until their successors are elected:

- A. City Clerk of the City of Scottsboro.
- B. City Attorney, City of Scottsboro.
- C. Chief, Police Department.
- D. Chief, Fire Department.
- E. Human Resources Director.
- F. Finance Director, City of Scottsboro.
- G. Director of Solid Waste.
- H. Director of Street Department.
- I. Director of Recreation.

All officers set out in this section above shall be directed by the Mayor of the City of Scottsboro and report to the Mayor but shall, when requested report to the designated Council Committee Chair to keep the Council advised of the situation in their departments.

All officers set out in this section are exempt employees of the city and may be removed prior to their term of office for incompetency, malfeasance, misfeasance or nonfeasance in office or conduct detrimental to the order and discipline which indicates habitual neglect of duty pursuant to the statutes of the State of Alabama.

Any new hiree in any of the above officer positions shall be interviewed by the Mayor and Council Committee for that particular department which shall make a recommendation to the full Council to fill said position.

SECTION TWO: All other provisions of the aforesaid ordinance which are not in conflict herewith shall remain in full force and effect.

SECTION THREE: This ordinance shall become effective on its due passage and publication as required by law.

ADOPTED AND APPROVED by the City Council of the City of Scottsboro on this the 11th day of February, 2019.

Council President, Patrick Stewart

ATTEST:

City Clerk, Whitney Phillips

Transmitted to and approved by the Mayor of the City of Scottsboro on this the ____ day of February, 2019.

Mayor, Robin Shelton

City Clerk, Whitney Phillips

Council President Patrick Stewart called for a motion to approve Ordinance 603. Motion was made by Council Member Richard Bailey and seconded by Council Member Greg Mashburn. Little discussion. Upon a vote being taken all members voted aye.

CONSIDER RESOLUTION 2019-02-05: AWARD DUMP TRUCK BID

RESOLUTION 2019-02-05

WHEREAS, The City of Scottsboro, Alabama is in need of a used Dump Truck, and.

WHEREAS, Section 41-16-50 through 41-16-63, Code of Alabama 1975 authorizes the municipal governing body to secure sealed bids; and

WHEREAS, Section 11-45-2(c) of the Alabama Code of 1975 authorizes the municipal governing body to accept bids by the adoption of a resolution;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Scottsboro, Alabama as follows:

Section 1. That the City of Scottsboro posted one (1) bid, mailed twelve (12) bids by US Postal Service, and received two (2) bids for the dump truck.

Thompson Tractor (Birmingham, AL)	\$275,187.11
Cowin Equipment Co.(Huntsville, AL)	\$253,611.00

Section 2. It is recommended by the Bid Review Committee that the bid be awarded to Thompson Tractor as the lowest responsible bidder that met specifications.

Adopted this the 11th day of February, 2019.

Council President, Patrick Stewart

City Clerk, Whitney Phillips

Council President Patrick Stewart called for a motion to approve Resolution 2019-02-05. Motion was made by Council Member Greg Mashburn and seconded by Council Member Gary Stewart. No discussion. Upon a vote being taken all members voted aye.

CONSIDER RESOLUTION 2019-02-06: SURPLUS CITY PROPERTY

RESOLUTION 2019-02-06

WHEREAS, the City of Scottsboro, Alabama has certain 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:

±8.13 acres vacant land on West Cloverdale Road. Portion of Parcel ID:26-07-25-1-001-

003.005

±0.53 acre vacant lot on Northeast Corner of S. Houston & Appletree St-Parcel ID
27-09-
30-2-001-005.000

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 described in Section 1, above, by accepting sealed bids.

Adopted and Approved this the 11th day of February, 2019.

Patrick Stewart, Council President

Whitney Phillips, City Clerk

Council President Patrick Stewart called for a motion to approve Resolution 2019-02-06. Motion was made by Council Member Mike Ashburn and seconded by Council Member Gary Stewart. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER BUDGET AMENDMENT TO REPAIR MINI
EXCAVATOR**

Council President Patrick Stewart called for a motion to approve a budget amendment for \$4,200 to repair the mini excavator. Motion was made by Council Member Mike Ashburn and seconded by Council Member Greg Mashburn. No Discussion. Upon a vote being taken all members voted aye.

**CONSIDER BUDGET AMENDMENT FOR COMPACTOR
WHEELS**

Council President Patrick Stewart called for a motion to approve a budget amendment for \$18,514 to replace the compactor wheels. Motion was made by Council Member Gary Stewart and seconded by Council Member Richard Bailey. Little Discussion. Upon a vote being taken all members voted aye.

**CONSIDER ALABAMA HIGH SCHOOL STATE BASS
FISHING TOURNAMENT**

Council President Patrick Stewart called for a motion to approve an appropriation for the 2019-2020 Budget for the Alabama High School State Bass Fishing Tournament to be held in 2020. The amount of \$14,000 will be split between the City of Scottsboro and Chamber of Commerce (\$7,000 each). Motion was made by Council Member Gary Stewart and seconded by Council Member Greg Mashburn. No Discussion. Upon a vote being taken all members voted aye.

**CONSIDER JACKSON COUNTY CRUISERS TOURISM
GRANT APPLICATION**

Council President Patrick Stewart called for a motion to approve the Jackson County Cruisers Tourism Grant Application for \$2,000. Motion was made by Council Member

Mike Ashburn and seconded by Council Member Gary Stewart. No Discussion. Upon a vote being taken all members voted aye.

ANNOUNCE TREE COMMISSION APPOINTMENTS

Gene Greer and Ron Leighton have applied to be re-appointed to the Tree Commission. There were no other applicants. Council President Patrick Stewart called for a motion to re-appoint Gene Greer and Ron Leighton to the Tree Commission. Motion was made by Council Member Greg Mashburn and seconded by Council Member Richard Bailey. No Discussion. Upon a vote being taken all members voted aye.

EXECUTIVE SESSION

Council President Patrick Stewart called for a motion to enter into Executive Session upon the recommendation from City Attorney Stephen Kennamer to discuss threatened or pending litigation. Motion was made by Council Member Greg Mashburn and seconded by Council Member Mike Ashburn. No discussion. Upon a vote being taken all members voted aye. The Council Members, Mayor, and City Attorney entered into Executive Session.

The Council, Mayor, and City Attorney returned from Executive Session. Council President Patrick Stewart called for a motion to rise from Executive Session. Motion was made by Council Member Mike Ashburn and seconded by Council Member Richard Bailey. No discussion. Upon a vote being taken all members voted aye. City Attorney Stephen Kennamer certified that no votes were taken and no decisions made pursuant to the Open Meetings Act.

REPORTS AND ANNOUNCEMENTS

There were no delegations.

Mayor Robin Shelton had nothing to report.

Council Member Richard Bailey congratulated the boys & girls basketball teams in the upcoming tournament.

Council Member Mike Ashburn reminded everyone to fill out a voluntary contribution form from Water, Sewer & Gas to contribute to the School Resource Officer Program.

Council President Patrick Stewart had nothing to report.

There being no further business to come before the Council at this time, Council President Patrick Stewart called for a motion to adjourn. Motion was made by Council Member Greg Mashburn and seconded by Council Member Richard Bailey. Upon a vote being taken all members voted aye. Meeting adjourned at 6:53 pm.

Date Approved: February 25, 2019

CITY OF SCOTTSBORO

Patrick Stewart, Council President

Attest:

Whitney Phillips, City Clerk

Robin Shelton, Mayor

ATTEST:

Whitney Phillips, City Clerk