

**MINUTES OF THE
SCOTTSBORO CITY COUNCIL
OCTOBER 21, 2019**

The City Council of the City of Scottsboro, Alabama met on October 21, 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 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 City Attorney Stephen Kennamer, and City Clerk Whitney Phillips. Mayor Robin Shelton was out of town.

Council President Patrick Stewart called for a motion to adopt the agenda as prepared. Motion was made by Council Member Mike Ashburn 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 Greg Mashburn and was seconded by Council Member Richard Bailey to approve the Minutes of September 23, 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

**PUBLIC HEARING: ALCOHOL LICENSE: LONNIE
MCCAFFETY D/B/A FAMILY DOLLAR STORES OF AL
LLC**

An application for a Retail Beer and Wine Off Premise license from Lonnie McCaffety D/B/A Family Dollar Stores of AL LLC located at 502 East Willow Street was presented to the Council by City Clerk Whitney Phillips.

Council President Patrick Stewart called for a Public Hearing for anyone to speak for or against the issuance of this alcohol license. No one spoke for or against the issuance of the license. Lonnie McCaffety was present. Council President Patrick Stewart closed the Public Hearing.

Council President Patrick Stewart called for a motion to approve the alcohol license. Motion was made by Council Member Gary Stewart and seconded by Council Member Mike Ashburn. No Discussion. Upon a vote being taken all members voted Aye.

BE IT RESOLVED by the City of Scottsboro as follows: that the City Council has received and reviewed the City application for Lonnie McCaffety D/B/A Family Dollar

Stores of AL LLC and finds and determines that a Retail Beer and Wine Off Premise license is hereby approved **on this the 21st day of October, 2019.**

PUBLIC HEARING: ALCOHOL LICENSE: MARTIZA CORTEZ D/B/A TOROS CANTINA & GRILL

An application for a Restaurant Retail Liquor (Class I) license from Maritza Cortez D/B/A Toros Cantina & Grill located at 3311 South Broad Street was presented to the Council by City Clerk Whitney Phillips.

Council President Patrick Stewart called for a Public Hearing for anyone to speak for or against the issuance of this alcohol license. No one spoke for or against the issuance of the license. Maritza Cortez was present. Council President Patrick Stewart closed the Public Hearing.

Council President Patrick Stewart called for a motion to approve the alcohol license. Motion was made by Council Member Richard Bailey and seconded by Council Member Greg Mashburn. No Discussion. Upon a vote being taken all members voted Aye.

BE IT RESOLVED by the City of Scottsboro as follows: that the City Council has received and reviewed the City application for Maritza Cortez D/B/A Toros Cantina & Grill and finds and determines that a Restaurant Retail Liquor (Class I) license is hereby approved **on this the 21st day of October, 2019.**

CONSIDER SCOTTSBORO HIGH SCHOOL BAND BOOSTERS TOURISM GRANT APPLICATION

Council President Patrick Stewart called for a motion to approve the tourism grant application from Scottsboro High School Band Boosters for \$4,000. 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. Council Member Richard Bailey abstained from the vote due to being involved with the event and having a child in the band.

CONSIDER JULY MOUNTAIN TOWER LEASE AGREEMENT

Council President Patrick Stewart called for a motion to approve to renew the July Mountain tower lease agreement with Happy Thompson. 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.

CONSIDER RESOLUTION 2019-09-39: AWARD FUEL BID

RESOLUTION 2019-09-39

WHEREAS, The City of Scottsboro, Alabama is in need of Fuel; 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 four (4) bids by US Postal Service, and received four (4) bids for Fuel.

	Unleaded Gasoline 87 Octane	Unleaded Gasoline 89 Octane	#2 Diesel Fuel
(cents above cost)			
Petroleum Traders Corp. (Fort Wayne, Indiana)	0.062	0.062	0.062
JAT Oil (Chattanooga, TN)	0.105	0.105	0.1125
Valley Oil Company (Chattanooga, TN)	0.067	0.067	0.067
The McPherson Company (Trussville, AL)	0.15	0.15	0.15

Section 2. It is recommended by the Bid Review Committee that the bid be awarded to Valley Oil Company (Chattanooga, TN) as the lowest responsible bidder that met specifications.

Adopted this the 23rd day of September, 2019.

Council President, Patrick Stewart

City Clerk, Whitney Phillips

Council President Patrick Stewart called for a motion to approve Resolution 2019-09-39. Motion was made by Council Member Greg Mashburn and seconded by Council Member Richard Bailey to reject and rebid. Council Member Gary Stewart requested that the bid specifications include 93 octane and ask for a secondary source of fuel in case of emergency. Upon a vote being taken all members voted aye.

CONSIDER RESOLUTION 2019-10-42: AWARD EQUIPMENT FINANCING BID

RESOLUTION 2019-10-42

WHEREAS, The City of Scottsboro, Alabama’s Street Department is in need of Financing for up to three (3) roll off trucks and one (1) rear loader, 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) RFP, mailed seven (7) RFPs, and received three (3) RFPs for the Financing.

First Southern State Bank	2.75%
FNB Bank	2.74%
First Jackson Bank	2.85%

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

Adopted this the 14th day of October, 2019.

City Clerk, Whitney Phillips

Council President, Patrick Stewart

Council President Patrick Stewart called for a motion to approve Resolution 2019-10-42. 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 2018-2019 BUDGET AMENDMENTS

Council President Patrick Stewart called for a motion to approve budget amendments for various items totaling \$231,604 from excess sales tax and \$75,000 from excess property tax and business license tax. 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.

CONSIDER FIRE DEPARTMENT JOB DESCRIPTIONS

Council President Patrick Stewart called for a motion to approve the revises job descriptions for the Fire Department. 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.

CONSIDER AIRPORT T-HANGER GRANT

Council President Patrick Stewart called for a motion to accept the 50/50 grant for \$250,000 with a \$250,000 local match for the Airport T-Hangers project. Motion was made by Council Member Mike Ashburn and seconded by Council Member Gary Stewart. Council Member Richard Bailey commented that he would like to look at using the bond refund money for the local match portion. Upon a vote being taken all members voted aye.

CONSIDER BUDGET AMENDMENT TO PAINT FUEL TANKS AT THE STREET DEPARTMENT

Council President Patrick Stewart called for a motion to approve a budget amendment for \$2,400.00 to paint the fuel tanks at the Street Department. Motion was made by Council Member Richard Bailey and seconded by Council Member Greg Mashburn. No discussion. Upon a vote being taken all members voted aye.

REPORT FROM CITY ATTORNEY ON CENTER STREET PROPERTY

City Attorney Stephen Kennamer reported that there have been no improvements to the property, the property owners have been cited by the Zoning Board, and the next step is to bring a civil lawsuit. Council President Patrick Stewart called for a motion to direct the City Attorney to proceed with a civil lawsuit against the property owner of the Center Street property. Motion was made by Council Member Richard Bailey and seconded by Council Member Gary Stewart. No discussion. Upon a vote being taken all members voted aye.

ANNOUNCE LIBRARY BOARD VACANCIES

Arlene Grede's and Deanna Hughes' terms on the Library Board expire October 2019. These are four year terms. Anyone interested should apply in writing to the City Clerk's office by 4:30 pm on Friday, October 25, 2019.

REPORTS AND ANNOUNCEMENTS

There were no delegations.

Council Member Richard Bailey commented that he would like to bid out the parking lot repairs at Bynum Park.

Council Member Greg Mashburn commented that he would like to see the plans for the parking lot at Bynum Park.

Council Member Mike Ashburn commented that the highest bidder for the oil bid has not taken over yet and would like to look at possibly rebidding.

Council Member Gary Stewart had nothing to report.

Council President Patrick Stewart announced a budget meeting would be held at 5 pm on October 28, 2019 and there would also be a Work Session and Council Meeting at 6 pm on October 28, 2019.

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 Gary Stewart. Upon a vote being taken all members voted aye. Meeting adjourned at 6:19 pm.

Date Approved: November 4, 2019

CITY OF SCOTTSBORO

Patrick Stewart, Council President

ATTEST:

Whitney Phillips, City Clerk

Robin Shelton, Mayor

ATTEST:

Whitney Phillips, City Clerk