

**MINUTES OF THE
SCOTTSBORO CITY COUNCIL
OCTOBER 28, 2019**

The City Council of the City of Scottsboro, Alabama met on October 28, 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. Formalities were given at the preceding Work Session. 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 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 October 16, 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

LIBRARY BOARD APPOINTMENTS

City Clerk Whitney Phillips announced that Carrie Bradford has resigned from the Library Board. She announced that applications would be extended through November 4, 2019 at 4:30 pm for the 3 vacancies.

**CONSIDER RESOLUTION 2019-10-43: AWARD BID FOR
LANDFILL MAINTENANCE BUILDING**

RESOLUTION 2019-10-43

WHEREAS, The City of Scottsboro, Alabama is in need of a maintenance building at the Landfill; 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 five (5) bids by US Postal Service, and received three (3) bids for the maintenance building at the Landfill.

Jimmy Traylor Construction	\$193,350.00
Tolar Construction LLC	\$243,000.00
P & C Construction Inc.	\$325,000.00

Section 2. It is recommended by the Bid Review Committee that the bid be awarded to Jimmy Traylor Construction (Rainsville, AL) as the lowest responsible bidder that met specifications.

Adopted this the 28th day of October, 2019.

Council President, Patrick Stewart

City Clerk, Whitney Phillips

Council President Patrick Stewart called for a motion to approve Resolution 2019-10-43 to award the bid to Jimmy Traylor Construction for \$193,350 and approve 2 change orders for \$16,399.70. 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 RESOLUTION 2019-10-44: SURPLUS FIRE DEPARTMENT PROPERTY

RESOLUTION 2019-10-44

WHEREAS, the City of Scottsboro, Alabama's Fire Department 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:

Asset ID# 4393	Holmatro brand Extrication Ram, E-Hydraulic	S/N
0001148HU		

Section 2. That the Mayor, City Clerk, and Fire Chief hereby are, authorized and directed to dispose of the property owned by the City of Scottsboro described in Section 1, above, by trade-in credit towards the purchase of a newer unit.

Adopted and Approved this the 28th day of October, 2019.

Patrick Stewart, Council President

Whitney Phillips, City Clerk

Council President Patrick Stewart called for a motion to approve Resolution 2019-10-44. 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 RESOLUTION 2019-10-45 & 2019-10-46: APPLY FOR AIRPORT GRANTS

RESOLUTION NUMBER 2019-10-45

WHEREAS, the **City of Scottsboro, Alabama** intends to apply for Federal matching funds for an airport improvement project for the **Scottsboro Airport** during fiscal year 2020.

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

1. That the City of Scottsboro is authorized to make an application to the FAA's Airport Improvement Program (AIP) Supplemental Appropriation FY 2018-2020 for airport improvement funding assistance, for the purpose of undertaking a project(s) in fiscal year 2019 to make improvements at the Scottsboro Airport.
2. That the application be submitted for and on behalf of the City of Scottsboro by its Mayor who is authorized by this resolution to sign the application and any related forms or documents behalf of the City of Scottsboro.
3. That the City of Scottsboro is authorized to enter into an airport improvement funding agreement with the FAA, for the purpose of undertaking a project(s) to make improvements at the Scottsboro Airport with 100% of the funding provided by the FAA.
4. That the agreement be executed in the name of the City of Scottsboro for and on behalf of the Scottsboro Airport by its Mayor.
5. That the authority of the City of Scottsboro to enter into contracts with the the FAA has been reviewed by the City's attorney, and in his/her opinion, the City of Scottsboro is duly authorized to commit the City of Scottsboro to an agreement with the FAA..

I, the undersigned qualified and acting as the City Clerk of the City of Scottsboro, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the City of Scottsboro named therein, at a regular council meeting of such body held on the 8th day of October, 2018, and that such resolution is on file in the office the City of Scottsboro.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Scottsboro on this the 28th day of October, 2019.

Scottsboro City Clerk

SEAL:

RESOLUTION NUMBER 2019-10-46

WHEREAS, the **City of Scottsboro, Alabama** intends to apply for State and Federal matching funds for an airport improvement project for the **Scottsboro Airport** during fiscal year 2020.

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

1. That the City of Scottsboro is authorized to make an application for airport improvement funding assistance from the State of Alabama Department of Transportation and the Federal Aviation Administration (FAA), for the purpose of undertaking a project in fiscal year 2020 to make improvements at the Scottsboro Airport.
2. That the application be submitted for and on behalf of the City of Scottsboro by its Mayor who is authorized by this resolution to sign the application and any related forms or documents behalf of the City of Scottsboro.
3. That the City of Scottsboro is authorized to enter into an airport improvement funding agreement with the State of Alabama, acting by and through the Alabama Department of Transportation, and the FAA, for the purpose of undertaking a project to make improvements at the Scottsboro Airport with partial funding provided by the State of Alabama and the FAA.
4. That the agreement be executed in the name of the City of Scottsboro for and on behalf of the Scottsboro Airport by its Mayor.
5. That the authority of the City of Scottsboro to enter into contracts with the State of Alabama and the FAA has been reviewed by the City’s attorney, and in his/her opinion, the City of Scottsboro is duly authorized to commit the City of Scottsboro to an agreement with the Alabama Department of Transportation and the FAA..

BE IT FURTHER RESOLVED, that the City of Scottsboro hereby affirms that the local matching share of funds (5%) of the amount of _____ required for this airport improvement project has been officially approved, placed into the budget of the City of Scottsboro and is available for expenditure upon execution of the State of Alabama and the FAA’s funding agreement and the start of the project.

I, the undersigned qualified and acting as the City Clerk for the City of Scottsboro, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the City of Scottsboro named therein, at a regular council meeting of such body held on the 28th day of October, 2019, and that such resolution is on file in the office the City of Scottsboro.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Scottsboro on this the 28th day of October, 2019.

Scottsboro City Clerk

Council President Patrick Stewart called for a motion to approve Resolutions 2019-10-45 and 2019-10-46. 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 2018-2019 BUDGET AMENDMENTS

Council President Patrick Stewart called for a motion to approve budget amendments for various items totaling \$355,800.

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|--|--------|
| 1. Airport lighting | 4,400 |
| 2. Golf Cart | 8,000 |
| 3. Pots for Square | 2,000 |
| 4. Main Street | 20,000 |
| 5. Library Appropriation | 25,000 |
| 6. Tools for Vehicle Maintenance | 4,000 |
| 7. 2 nd Storm Shelter (electrical hookup&sidewalks) | 3,000 |

8. Dozier For Landfill-up to	200,000
9. Rec-Com Ceiling Repair-main hallway	13,900
10. IDB(one time pay for building project)	18,000
11. Welcome to S'boro Signs & Club display	30,000
12. 2020 Chamber Trips (DC & Montgomery)	2,000
13. City Hall Electronic Upgrade	1,500
14. Landfill Drone, Software rental, Training	21,000
15. EMA	3,000

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.

CONSIDER WSG FRANCHISE AGREEMENT

Council President Patrick Stewart called for a motion to approve to extend the franchise agreement with WSG and authorize City Attorney Stephen Kenamer to prepare new agreements in ordinance form. Motion was made by Council Member Gary Stewart and seconded by Council Member Richard Bailey. No discussion. Upon a vote being taken all members voted aye.

CONSIDER APPROVAL OF 90% OF THE 2019-2020 BUDGET

Council President Patrick Stewart called for a motion to approve 90% of the 2019-2020 budget in the amount of \$19,801,869. 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 SHARED SALES TAX USE WITH HUTTON GROUP FOR ECONOMIC DEVELOPMENT

Council Member Mike Ashburn announced he would like to consider Option 2, (400,000 for 5 years). Council President Patrick Stewart called for a motion to authorize the City to enter into a 772 Agreement with Hutton Group for \$400,000 for 5 years. Motion was made by Council Member Mike Ashburn and seconded by Council Member Richard Bailey. Little discussion. A roll call vote was taken with the following results:

Council Member Richard Bailey	Yes
Council Member Greg Mashburn	No
Council Member Gary Stewart	Yes
Council Member Mike Ashburn	Yes
Council Member Patrick Stewart	Yes

Motion carried.

REPORTS AND ANNOUNCEMENTS

Delegations- Duane Griggs, Pastor of Trinity Baptist Church, gave his request to put a traffic light on Highway 72 at the Byron Road intersection.

Brenda Ivey thanked the Council for the appropriation to the Library, reported on the Halloween event at the Library, and gave an update on the Heritage Center project.

Mayor Robin Shelton thanked the Hutton Group and also asked that City Clerk Whitney Phillips announce the Assistant Municipal Judge position.

City Clerk Whitney Phillips announced anyone interested in the Assistant Municipal Judge position should apply in writing to her office by 4:30 pm on Friday, November 15, 2019.

Council Member Richard Bailey thanked Pastor Griggs for coming to speak and reminded everyone of the Halloween on the Square event on Thursday.

Council Member Greg Mashburn reported to keep Felix Jackson's family and co-workers in your prayers.

Council Member Mike Ashburn also commented on Felix Jackson and to keep his family in your prayers during their loss.

Council Member Gary Stewart had nothing to report.

Council President Patrick Stewart announced the November meeting schedule: Work Session and Council Meeting on November 4, 2019 and November 18, 2019. No meetings on November 11th or 25th. Also keep Felix Jackson's family in your prayers.

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 Gary Stewart and seconded by Council Member Mike Ashburn. Upon a vote being taken all members voted aye. Meeting adjourned at 7:00 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