

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
October 25, 2010**

The Council of Muscle Shoals, Alabama met at the City Hall in said City at 6:05 p.m. on the 25th day of October, 2010 being the regularly scheduled time and approved place for said meeting. The meeting was called to order by David Bradford, Mayor of the City. The invocation was given by Rusty Wheelles. On roll call the following members were found to be present or absent, as indicated:

PRESENT: JOE PAMPINTO, NEAL WILLIS, JERRY KNIGHT GRISSOM
 ALLEN NOLES, DAVID H. BRADFORD
ABSENT: JAMES HOLLAND

Richard Williams, City Clerk, was present and kept the minutes of the meeting.

David Bradford, Mayor of the City, presided at the meeting and declared that a quorum was present and that the meeting was convened and opened for the purposes of transaction of business.

Upon motion duly made by Council Member Pampinto seconded by Council Member Grissom and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of October 4, 2010 and approved the minutes as written.

Mayor Bradford presented a proclamation declaring October 21, 2010 as "Lights on Afterschool Day" in the City.

Mayor Bradford announced that the next item of business was consideration of a resolution to award a bid for sidewalk construction.

Council Member Grissom introduced the following resolution and moved for its adoption:

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NO. 2463-10

BE IT RESOLVED by the Council of the City of Muscle Shoals, Alabama, as follows:

[1] That the City Engineer did send out advertisements for bids for the construction of the 2009 Sidewalk Improvements Project (ALDOT Project # STMTE-TE09(947), the bid opening being set for the 8th day of October, 2010, at the City Hall of the City of Muscle Shoals, Alabama.

[2] At the appointed time and place, as specified above, the following bids were opened and tabulated as follows:

BIDDER:	BID AMOUNT:
Parallax Building Systems	\$393,212.00
Keenum Construction	495,056.00
MGM Construction	600,926.11
Northwest Building Supply & Equipment Rental	462,070.00
Tri-County Construction	433,717.06
Angelo Iafrate Construction Company	507,269.20
Rutherford Contracting	527,926.00
S & M Equipment Company	513,329.84

[3] It has been determined that the lowest, responsive and responsible bid was submitted by Parallax Building Systems in the amount of \$393,212.00.

[4] NOW THEREFORE, BE IT FURTHER RESOLVED, that Parallax Building Systems is hereby awarded the bid for the construction of the 2009 Sidewalk Improvements Project.

Council Member Noles seconded the motion and upon said motion being put to a vote, all voted "AYE" and "NAYS" were none.

Mayor Bradford announced that the Resolution had been approved.

Mayor Bradford announced that the next item of business was the scheduling of a public hearing to consider the issuance of a Lounge Retail Liquor License - Class I to Linh Hue Hguyen dba LA Nail and Tan, 1206 Woodward Avenue.

Mayor Bradford announced that at a meeting to be held at the City Hall in said City at 6:30 p.m. on the 15th day of November, 2010, the Council will consider the approval of the license. At said time and place, all persons who desire to do so shall have an opportunity of being heard in opposition to or in favor of the approval of such license.

Mayor Bradford announced that the next item of business was a public hearing to consider the issuance of a Retail Table Wine License (Off premises only) to Much More Petroleum Inc. dba Greenlife Package Store, 1300B Woodward Avenue.

Mayor Bradford noted that proper notice of the date, time and place of said hearing had been given and the matter was before the Council.

Mayor Bradford stated that the Council would hear from those persons in support of the issuance of the license as well as those opposed.

There being no one wishing to speak, Mayor Bradford stated that approval of the license application was before the Council. All those in favor of the application would indicate so by voting aye and those opposed would indicate by voting nay. Upon said question being put to a vote, a roll call was had and the vote recorded as follows:

AYES: Council Member Pampinto, Council Member Willis, Council Member Grissom,
Council Member Noles, Mayor Bradford

NAYS: None

Mayor Bradford announced that the license had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to authorize the Mayor to make application for CDBG/ARC funds for the construction of the Peachtree Street extension.

Council Member Noles introduced the following resolution and moved for its adoption:
STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2464 -10

WHEREAS, the City of Muscle Shoals has completed its application for Economic Development Funds through the State of Alabama's Community Development Block Grant Program, and

WHEREAS, the City of Muscle Shoals has completed its application for Appalachian Regional Commission Funds, and

WHEREAS, the City of Muscle Shoals concurs with the objectives, needs and program activities proposed therein, now

THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Muscle Shoals, Alabama that said applications shall be designated as the official application for the City of Muscle Shoals to be submitted to the Alabama Department of Economic and Community Affairs and the Appalachian Regional Commission upon completion for CDBG-ED Funds (\$240,000.00) and ARC Funds (\$240,000.00) totaling \$480,000.00, and

BE IT FURTHER RESOLVED that the Mayor is duly authorized to sign said applications for and act on behalf of the City of Muscle Shoals and is further authorized to execute all other documents required for applications or disbursement of State of Alabama CDBG-ED funds and Appalachian Regional Commission funds for the City of Muscle Shoals, and

BE IT FURTHER RESOLVED that the City of Muscle Shoals hereby pledges \$194,800.00 of local matching funds towards the project's completion, if the project is funded.

Council Member Willis seconded the motion and upon said motion being put to a vote, all voted "AYE" and "NAYS" were none.

Mayor Bradford announced that the Resolution had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to authorize the Mayor to make application for SIDC funds for the construction of the Peachtree Street extension.

Council Member Willis introduced the following resolution and moved for its adoption:
STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2465 - 10

WHEREAS, the City of Muscle Shoals has completed its applications for federal funding to assist in the construction of an extension of Peachtree Street into the Shoals Research Airpark, and

WHEREAS, the City of Muscle Shoals desires to make application with the Shoals Industrial Development Committee to provide a portion of the local funds necessary to construct the Peachtree Street extension, and

WHEREAS, the City of Muscle Shoals has determined that the construction of the Peachtree Street extension will significantly improve public safety response and enhance transportation access to the Shoals Research Airpark, now

THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Muscle Shoals, Alabama that said application shall be designated as the official application for the City of Muscle Shoals to be submitted to the Shoals Industrial Development Committee totaling \$150,000.00, and

BE IT FURTHER RESOLVED that the Mayor is duly authorized to sign said application for and act on behalf of the City of Muscle Shoals, and

BE IT FURTHER RESOLVED that the City of Muscle Shoals hereby pledges \$44,800.00 of local matching funds towards the construction of the project and an additional \$130,000.00 for engineering, inspection and administration of the project.

Council Member Pampinto seconded the motion and upon said motion being put to a vote, all voted "AYE" and "NAYS" were none.

Mayor Bradford announced that the Resolution had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to appoint a member to the Library Board.

Mayor Bradford called for a vote on the candidates for appointment and a roll call vote was had and the vote recorded as follows:

Council Member Pampinto: Lisa Gargis

Council Member Willis: Lisa Gargis

Council Member Holland: Lisa Gargis

Council Member Noles: Lisa Gargis

Mayor Bradford: Lisa Gargis

Council Member Willis introduced the following resolution which was presented in the meeting and moved for its adoption:

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2466 - 10

WHEREAS, a member of the Library Board of the City of Muscle Shoals has resigned and the City Council being desirous of making the necessary appointment to said board within the City;

WHEREAS, notice was given to the public of said pending vacancy and applications solicited for members to said board;

WHEREAS, the following individual made proper application and met the requirements for appointment, and is eligible for appointment to fill the pending vacancy:

Lisa Gargis

WHEREAS, Lisa Gargis was determined to be the lone applicant and otherwise qualified for appointment, and

WHEREAS, a roll call vote was had by the Mayor and City Council as follows:

- Council Member Pampinto: Lisa Gargis
- Council Member Willis: Lisa Gargis
- Council Member Grissom: Lisa Gargis
- Council Member Noles: Lisa Gargis
- Mayor Bradford: Lisa Gargis

WHEREAS, Mayor Bradford announced that Lisa Gargis had received a majority of the votes cast, now

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Muscle Shoals, Alabama does hereby appoint the following named person to serve as set forth herein:

<u>APPOINTEE</u>	<u>BOARD</u>	<u>EXPIRATION OF TERM</u>
Lisa Gargis	Library Board	November 2012

The Clerk is hereby directed to notify the above named person of their appointment and to further notify the respective board of said appointment.

Council Member Pampinto seconded the motion and upon said motion being put to a vote, all voted "AYE" and "NAYS" were none.

Mayor Bradford announced that the Resolution had been approved.

There being no further business to come before the meeting, upon the motion duly made, seconded and unanimously carried, the meeting was adjourned.

CITY OF MUSCLE SHOALS, ALABAMA
a Municipal Corporation

MAYOR

COUNCIL MEMBER - PLACE ONE

COUNCIL MEMBER - PLACE TWO

COUNCIL MEMBER - PLACE THREE

COUNCIL MEMBER - PLACE FOUR

COUNCIL MEMBER - PLACE FIVE

ATTEST:

CITY CLERK