

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
November 25, 2013**

The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall Auditorium in said City at 6:20 p.m. on the 25th day of November, 2013 being the scheduled time and approved place for said meeting. The meeting was called to order by James Holland, President of the Council. The invocation was given by Ricky Williams. On roll call the following members were found to be present or absent, as indicated:

PRESENT: JOE PAMPINTO, NEAL WILLIS, MIKE LOCKHART
 JAMES HOLLAND, ALLEN NOLES
ABSENT: NONE

James Holland, President of the Council, 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. Richard Williams, City Clerk, was present and kept the minutes of the meeting.

Upon motion duly made by Council Member Pampinto seconded by Council Member Lockhart and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of November 4, 2013 meeting and the November 5, 2013 Council Committee on Recreation and approved the minutes as written.

President Holland announced that the next item of business was consideration of a resolution to award a bid for the widening of 6th Street at the new CBC INGS America facility in the Shoals Research Airpark. The project is funded by the Alabama Department of Transportation Industrial Access program, project #IAR-017-000-010.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NO. 2661-13

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

That the City Engineer did send out advertisements for bids for the construction widening of CR-24 (Sixth Street), ALDOT Project No. IAR-017-000-010, the bid opening being set for the 19th day of November, 2013, at the City Hall of the City of Muscle Shoals, Alabama.

BE IT FURTHER RESOLVED that at the appointed time and place, as specified above, the following bids were opened and tabulated as follows:

	Joe Keenum Excavation & Construction, Inc.	North Alabama Paving	Rogers Group, Inc.	Carcel & G. Construction, LLC	APAC Mid- South, Inc.
TOTAL BID AMOUNT	\$244,841.55	\$326,039.50	\$358,809.51	\$381,646.95	\$385,359.08

BE IT FURTHER RESOLVED that it has been determined that the lowest, responsive and responsible bid was submitted by Joe Keenum Excavation & Construction, Inc. in the amount of \$244,841.55.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that Joe Keenum Excavation & Construction, Inc. is hereby awarded the bid for the Widening of CR-24 (Sixth Street), ALDOT Project No. IAR-017-000-010.

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

President Holland announced that the resolution had been approved.

President Holland announced that the next item of business was consideration of a resolution to award a bid for storm drainage improvements for the North American Lighting project in the Shoals Research Airpark. The project is funded by the Community Development Block Grant program, Project #LR-ED-PF-13-002.

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

RESOLUTION NO. 2662-13

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

That the City Engineer did send out advertisements for bids for the construction of the 2013 NAL Storm Sewer Extension, CDBG project No. LR-ED-PF-13-002, the bid opening being set for the 19th day of November, 2013, at the City Hall of the City of Muscle Shoals, Alabama.

BE IT FURTHER RESOLVED that at the appointed time and place, as specified above, the following bids were opened and tabulated as follows:

	Golden Construction Company	Parrallax Building Systems, Inc.	C & J Contracting & Plumbing, Inc.	Joe Keenum Excavation & Construction
BASE BID AMOUNT	\$150,226.00	\$164,140.00	\$183,390.80	\$194,364.00
Deductive Alternate No. 1	\$2,100.00	\$3,900.00	\$2,600.00	\$2,000.00
Total Bid Less Deduct No. 1	\$148,126.00	\$160,240.00	\$180,790.80	\$192,364.00
Deductive Alternate No. 2	\$1,660.00	\$5,000.00	\$9,460.87	\$12,000.00
Total Bid Less Deduct No. 1 & 2	\$146,466.00	\$155,240.00	\$171,329.93	\$180,364.00

BE IT FURTHER RESOLVED that it has been determined that the lowest, responsive and responsible bid was submitted by Golden Construction Company in the amount of \$150,226.00.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that Golden Construction Company is hereby awarded the bid for the 2013 NAL Storm Sewer Extension CDBG Project No. LR-ED-PF-13-002.

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

President Holland announced that the resolution had been approved.

President Holland announced that the next item of business was consideration of a resolution to authorize the Mayor to execute an agreement with AMEC Environmental & Infrastructure, Inc. for a Phase I flood plain investigation of sinkhole 14.

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

STATE OF ALABAMA
COUNTY OF COLBERT

RESOLUTION NUMBER 2663 - 13

WHEREAS, the City Council of the City of Muscle Shoals has received and reviewed a proposal for a Phase 1 Floodplain Investigation of Muscle Shoals Sinkhole 14 from AMEC Environmental & Infrastructure, Inc., and;

WHEREAS, the City Council finds it expedient to undergo such floodplain investigation and determine if a request for revision of the floodplain maps by FEMA is warranted;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Muscle Shoals, Alabama that David H. Bradford, as Mayor of the City of Muscle Shoals, is hereby directed and authorized on behalf of the City to enter into the agreement with AMEC Environmental & Infrastructure, Inc. to provide the services set forth above and pursuant to the terms and conditions as contained in its proposal dated October 23, 2013.

FURTHERMORE, be it Resolved that the Clerk has forward an executed copy of said agreement to AMEC Environmental & Infrastructure, Inc. and shall retain a copy for the City's files.

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

President Holland announced that the resolution had been approved.

President Holland announced that the next item of business was consideration of a resolution to make an appointment to the Recreation Board.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2664 - 13

WHEREAS, a term on the Recreation Board has occurred and the City Council being desirous of making the necessary appointment to said board;

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

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

Joe Beaver

WHEREAS, Joe Beaver was the sole applicant for appointment to the board and currently serving on the board, and

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

Council Member Pampinto: Joe Beaver

Council Member Willis: Joe Beaver

Council Member Lockhart: Joe Beaver

Council Member Holland: Joe Beaver

Council Member Noles: Joe Beaver

WHEREAS, Council President Holland announced that Joe Beaver 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>
Joe Beaver	Recreation Board	November, 2018

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.

President Holland announced that the resolution had been approved.

President Holland announced that the next item of business was consideration of a resolution to make an appointment to the Library Board.

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

STATE OF ALABAMA

COLBERT COUNTY

RESOLUTION NUMBER 2665 - 13

WHEREAS, a term on the Library Board has occurred and the City Council being desirous of making the necessary appointment to said board;

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

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

Lisa Claunch

WHEREAS, Lisa Claunch was the sole applicant for appointment to the board and currently serving on the board, and

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

Council Member Pampinto: Lisa Claunch

Council Member Willis: Lisa Claunch

Council Member Lockhart: Lisa Claunch

Council Member Holland: Lisa Claunch

Council Member Noles: Lisa Claunch

WHEREAS, Council President Holland announced that Lisa Claunch 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 Claunch	Library Board	November, 2017

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.

President Holland announced that the resolution had been approved.

President Holland announced that the next item of business was consideration of a resolution to authorize the Mayor to execute an agreement with Priority Payment Systems LLC for credit and debit card processing for the court operations.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2666 - 13

WHEREAS, the City Council of the City of Muscle Shoals, Alabama has received a proposal from Priority Payment Systems LLC that provides fines for traffic offenses and citations to be paid with credit or debit cards; and

WHEREAS, the City Council has reviewed the contents of the proposal and finds that said agreement proposed thereby is due form and proper order and upon consideration of same determines that it is wise and expedient that the City execute and deliver said agreement to Priority Payment Systems LLC providing for the company to accept on behalf of the City fines for traffic offenses and citations at no cost or expense to the City; and

WHEREAS, the City Council finds that other instruments and related documents may be required in connection with said proposal and is desirous of authorizing the execution and delivery of other instruments and related documents in connection with said proposal and the facilitation of the commencement and completion of the said proposal herein above described;

BE IT HEREBY RESOLVED that the City Council of the City of Muscle Shoals, Alabama, does hereby authorize and direct the Mayor of the City, David H. Bradford, for and on behalf of the City to execute the agreement authorizing Priority Payment Systems LLC to provide the necessary equipment to accept, collect and remit fines for traffic offenses and citations according to the terms and conditions of the proposal and at no cost or expense to the City of Muscle Shoals, Alabama; and

BE IT FURTHER RESOLVED that the Mayor of the City, David H. Bradford, be, and hereby is, authorized to execute and deliver any instruments and related documents in connection with the proposal of Priority Payment Systems LLC for the institution and installation of the system to accept, collect and remit fines for traffic offense and citations according to the terms and conditions of the proposal and at no cost of expense to the City of Muscle Shoals, Alabama during the commencement of and through the completion of the installation of the proposal and its use for collection and remittance of said fines to the City of Muscle Shoals, Alabama; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be prepared forthwith by the Clerk and delivered unto Priority Payment Systems LLC along with the executed proposal pertaining to the project herein described and furthermore shall retain a copy to be kept on file by the said Clerk.

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

President Holland 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

COUNCIL MEMBER - PLACE ONE

COUNCIL MEMBER - PLACE TWO

COUNCIL MEMBER - PLACE THREE

COUNCIL MEMBER - PLACE FOUR

COUNCIL MEMBER - PLACE FIVE

ATTEST:

CITY CLERK