

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
November 1, 2004**

The Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall in said City at 6:30 p.m. on the 1st day of November 2004 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 Paul McDougle. On roll call the following members were found to be present or absent, as indicated:

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

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

James Holland, Mayor Pro-Tempore 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 Noles, seconded by Council Member Willis and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting of October 25, 2004 and approved the minutes as written.

Mayor Pro Tempore Holland announced that the next item of business was consideration of a resolution authorizing the Mayor to execute a lease of 100.77 acres of property along 6th Street for agricultural purposes.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2082-04

WHEREAS, the City Council of the City of Muscle Shoals, Alabama has entered into negotiations with Paul Jeffreys for the lease of property for agricultural purposes; and

WHEREAS, the City and Paul Jeffreys have agreed upon terms and conditions for the lease of the property for agricultural purposes and the Council has determined that the terms and conditions are as agreed upon by the City; and

WHEREAS, the City Council has reviewed the contents of an instrument styled Farm Lease Agreement and finds that said instrument is in due form and proper order and upon consideration of same determines that it is wise and expedient that the City execute and deliver

said instrument to Paul Jeffreys; and

WHEREAS, the City Council finds that other instruments and related documents may be required in connection with said project and is desirous of authorizing the execution and delivery of other instruments and related documents in connection with the said Agreement as 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 instrument styled Farm Lease Agreement, same providing for the lease of property for agricultural purposes; 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 said Agreement with Paul Jeffreys that he may deem necessary for and on behalf of the City;

BE IT FURTHER RESOLVED that a certified copy of this Resolution be prepared forthwith by the Clerk and delivered unto Paul Jeffreys along with the executed instrument styled Farm Lease Agreement herein described and furthermore shall retain a copy to be kept on file by the said Clerk.

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

Mayor Pro Tempore Holland announced that the Resolution had been approved.

Mayor Pro Tempore Holland announced that the next item of business was a resolution appointing a member to the Library Board.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2083 - 04

WHEREAS, certain board positions on various boards within the City of Muscle Shoals have become vacant or the term of certain members have expired and the City Council being desirous of making the necessary appointments to said boards within the City;

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

<u>APPOINTEE</u>	<u>BOARD</u>	<u>EXPIRATION OF TERM</u>
Donna Ricks	Library Board	November 2008

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

Council Member Noles seconded the motion and upon said motion being put to a roll call vote, the following vote was recorded:

Council Member Pampinto	Donna Ricks
Council Member Willis	Donna Ricks
Council Member Grissom	Donna Ricks
Council Member Holland	Donna Ricks
Council Member Noles	Donna Ricks

Mayor Pro Tempore Holland announced that the Resolution had been unanimously approved.

Mayor Pro Tempore Holland announced that the next item of business was an announcement concerning a public hearing. City Planner Bill Howard that the Alabama Department of Transportation will hold a public hearing at ALDOT's offices on Tuesday, December 7th to receive public comment on the conceptual design of the proposed fifth lane of Avalon Avenue from Woodward Avenue to Cox Boulevard. He encouraged all citizens to attend.

There being no further business to come before the meeting, upon the motion duly made and approved 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