

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
December 19, 2016**

The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall auditorium in said City at 6:00 p.m. on the 19th day of December, 2016 being the scheduled time and approved place for said meeting. The meeting was called to order by Allen Noles, President of the Council. On roll call the following members were found to be present or absent, as indicated:

PRESENT: CHRIS HALL, NEAL WILLIS, MIKE LOCKHART,
KEN SOCKWELL, ALLEN NOLES
ABSENT: NONE

Allen Noles, 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. Mayor David Bradford was also present. Richard Williams, City Clerk, was present and kept the minutes of the meeting.

Upon motion duly made by Council Member Lockhart and seconded by Council Member Sockwell and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of December 5, 2016 and approved the minutes as written.

President Noles announced that the next item of business was the setting of a public hearing to consider the issuance of a Restaurant Retail Liquor license to the Pie Factory dba/ The Pie Factory of Muscle Shoals Inc. located at 3312 Woodward Avenue.

President Noles announced that at a public hearing to be held at the City Hall in said City at 6:00 p.m. on the 3rd day of January, 2017, the Council will consider the issuance of the Restaurant Retail Liquor license. At said time and place, all persons who desire to do so shall have the opportunity of being heard in opposition to or in favor of the approval of such license.

President Noles announced that the next item of business was the presentation of the 2016-2017 General Fund Budget. City Clerk/Treasurer Ricky Williams presented details of the budget proposal.

Council Member Sockwell introduced the proposed budget and moved for its immediate consideration:

Council Member Hall seconded the motion and upon said question being put to a vote, a roll call was had and the vote recorded as follows:

AYES: Council Member Hall, Council Member Willis, Council Member Lockhart
Council Member Sockwell, Council Member Noles

NAYS: None

President Noles announced that the motion for immediate consideration of the General Fund budget had been approved.

Council Member Sockwell moved that the 2016-2017 General Fund budget be approved as presented. Council Member Hall seconded the motion and upon said question being put to a vote, a roll call was had and the vote recorded as follows:

AYES: Council Member Hall, Council Member Willis, Council Member Lockhart
Council Member Sockwell, Council Member Noles

NAYS: None

President Noles announced that motion to approve the General Fund Budget for 2016-2017 was approved.

President Noles announced that the next item of business was consideration of a resolution to authorize the Mayor to execute an agreement with the Alabama Department of Transportation for preliminary engineering services related to Project STPOA-1715(), road improvements in the City.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2856 - 16

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

1. That the City enters into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation for:

Preliminary engineering program for Project STPOA-1715 () Project Reference Number 100065043 for improvements to Pepi Drive from 2nd Street to River Road, Covenant Drive from SR-2 (US 43) to 6th Street, Alabama Avenue from Avalon Avenue to 6th Street, and Sheffield Avenue from Avalon Avenue to 6th Street in the City of Muscle Shoals; which Agreement is before this Council.
2. That the agreement be executed in the name of the City, by its Mayor, for and on its behalf.
3. That the agreement be attested by the City Clerk and the seal of the City affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the Agreement by all parties, that a copy of such Agreement be kept on file by the City Clerk.

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

President Noles announced that the resolution had been approved.

President Noles announced that the next item of business was consideration of a resolution to authorize the conversion of unused sick leave to retirement credit for employees of the Employees’ Retirement System of Alabama.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2857 - 16

BE IT RESOLVED by the City Council of the City of Muscle Shoals, Alabama that the City of Muscle Shoals elects to come under the provision of Title 36-26-36.1, Code of Alabama 1975 authorizing conversion of unused sick leave to retirement service credit.

BE IT FURTHER RESOLVED that by electing to come under the provision of Title 36-26-36.1, the City of Muscle Shoals agrees to assume the cost of benefits provided by said Act with regards to its employees who are members of the Employees’ Retirement System of Alabama.

BE IT FURTHER RESOLVED that the provision of Title 36-26-36.1 shall become effective on the date of adoption of said Resolution.

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

President Noles announced that the resolution had been approved.

President Noles announced that the next item of business was consideration of a resolution to declare two (2) radar units surplus in the police department and authorize their conveyance to the Town of Leighton police department.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2858 - 16

WHEREAS, the City Council has been informed by the Police Chief that two (2) radar units hereinafter described previously used in the performance of duties at the Muscle Shoals Police Department are no longer required for use by City personnel; and

WHEREAS, the City Council is informed that a request by the Town of Leighton Police Department has been made for the transfer of the two (2) radar units for use in the operation of the police department; and

WHEREAS, the City Council has determined that the said two (2) radar units are surplus property and the City has no further use for said two (2) radar units due to their age and condition and it is not economical for the City to retool or refit the said two (2) radar units in order that it be able to be placed in service in the police department;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Muscle Shoals, Alabama that the following described two (2) radar units be declared surplus property and be disposed of by the Police Chief of the city in a manner that will require no further expenditure by the City nor expose the City to any liability in the further use of or operation of said two (2) radar units and the Council does hereby authorize the Police Chief to dispose of said two (2) radar units in such manner. The Council finds that the following two (2) radar units are surplus property:

Stalker Radar ATR, Serial #SP007395, Asset #000737

Stalker Radar MDR, Serial #AS004734, Asset #002615

BE IT FURTHER RESOLVED that the Police Chief is authorized to take the steps necessary to convey the above described two (2) radar units to the Town of Leighton Police Department in a manner consistent with the terms and conditions and pursuant to this Resolution; and

BE IT FURTHER RESOLVED that the two (2) radar units shall be delivered, to the Town of Leighton Police Department, and that all expenses of the transfer shall be borne by the Town of Leighton Police Department.

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

President Noles announced that the resolution had been approved.

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