

**MINUTES FROM A REGULAR MEETING OF THE  
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD  
February 1, 2016**

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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 1<sup>st</sup> day of February, 2016 being the scheduled time and approved place for said meeting. The meeting was called to order by Neal Willis, Council Member. The invocation was given by Bill Howard. On roll call the following members were found to be present or absent, as indicated:

PRESENT: JOE PAMPINTO, NEAL WILLIS, MIKE LOCKHART  
ABSENT: JAMES HOLLAND, ALLEN NOLES

Neal Willis, Council Member, 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 Pampinto and 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 January 19, 2016 and approved the minutes as written.

Mayor Bradford reported he had met with Comcast Cable officials to discuss areas of the city needing cable services.

Council Member Willis announced that the next item of business was approval of a resolution to authorize the purchase of a fire rescue tool through the HGAC purchasing cooperative.

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

STATE OF ALABAMA  
COLBERT COUNTY

**RESOLUTION NUMBER 2793-16**

**BE IT RESOLVED**, that the City Council of the City of Muscle Shoals, Alabama approved the purchase of a extrication tool set to be utilized at Muscle Shoals Fire Department; and

**BE IT FURTHER RESOLVED**, that the Procurement Agent advised that the purchase must comply with the Alabama Competitive Bid Law requirements, and that a cooperative contract approved by the State of Alabama is valid for such purchase; and

**BE IT FURTHER RESOLVED**, the Procurement Agent further advised that the purchase price for the extrication tool set is \$25,411.79 to be purchased from Medical Emergency Services, Inc. (MES) and further that MES is the awarded contractual vendor for said item with Houston-Galveston Area Cooperative-Buy (HGAC-Buy), a State of Alabama approved purchasing cooperative;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Muscle Shoals that Medical Emergency Services, Inc. (MES) the contractual vendor of HGAC-Buy is awarded the purchase of the approved extrication tool set for the total purchase price of \$24,411.79.

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

Council Member Willis announced that the resolution had been approved.

Council Member Willis announced that the next item of business was consideration of an ordinance to set the Mayor's salary for the next term of office.

Council Member Pampinto introduced the following ordinance and moved for its immediate consideration:

**ORDINANCE NO. 1481 - 16**

**AN ORDINANCE OF THE CITY OF MUSCLE SHOALS ESTABLISHING THE SALARY AND COMPENSATION OF THE MAYOR EFFECTIVE ON THE FIRST MONDAY IN NOVEMBER, 2016**

**WHEREAS**, Section 11-43-2, Code of Alabama, 1975 as amended, provides that in all cities and towns having a population greater than 12,000 inhabitants according to the last or any subsequent federal census, that the governing body may determine, not less than six (6) months before an election, the salary of the mayor and council members for the next succeeding term of office of such elected officials.

**NOW THEREFORE BE IT ORDAINED**, by the City Council of the City of Muscle Shoals that effective with the newly elected mayor of the City of Muscle Shoals, who shall take office on the first Monday in November 2016, that the full and only salary and compensation of such mayor shall be as follows:

I. Compensation of the Mayor of the City of Muscle Shoals, Alabama.

The annual salary of the Mayor shall be in an amount equal to one hundred ten (110%) per cent per annum of annual base salary of the Chief of the Muscle Shoals Police Department as of the first Monday in November 2008, payable in equal bi-weekly installments. Thereafter, on the first day of November of each succeeding year, the salary of the Mayor shall be adjusted annually to reflect any increase in the cost of living as indicated by the United States Department of Labor Consumer Price Index issued for the month of September immediately preceding.

In addition thereto, the Mayor shall be provided an automobile, gasoline and oil at city expense. The Mayor shall be provided a cellular telephone and service under the same terms and conditions as authorized city employees. Such Mayor shall also have paid by the City as part of the salary, compensation and benefits health and dental insurance premiums for health insurance for the Mayor, spouse and dependents, if any, through the City's health insurance program for its employees. The Mayor shall also have only actual expenses incurred on behalf of duties as an elected official by travel, meals and accommodations paid by the City upon submitting vouchers and paid receipts for such expenses. The Mayor shall devote full time to the duties of Mayor of the City of Muscle Shoals. Furthermore, the City shall establish for the benefit of the Mayor a non-qualified pension plan and contribute unto the plan a sum of money equal to the same percentage of salary as is contributed to the State Retirement System for the benefit of employees of the City and in the same manner. The Mayor shall be permitted to contribute an amount not exceeding fifteen (15%) per annum of the salary of the Mayor to the plan and shall be considered fully vested in the plan at all times during the period of service as Mayor of the City of Muscle Shoals, Alabama.

II. Effective Date.

This Ordinance, and its provisions, shall become effective commencing with the first Monday in November 2016, after due publication or posting pursuant to law or as otherwise provided for by law.

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Council Member Lockhart seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced that the motion for immediate consideration was unanimously adopted. Council Member Pampinto moved that the ordinance be adopted as presented. Council Member Lockhart seconded the motion and upon said motion 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 Lockhart  
NAYS: None

Council Member Willis announced the vote and declared that the ordinance was approved.

Council Member Willis announced that the next item of business was consideration of an ordinance to set the City Council Member's salaries for the next term of office.

Council Member Pampinto introduced the following ordinance and moved for its immediate consideration:

## **ORDINANCE NO. 1482 - 16**

### **AN ORDINANCE OF THE CITY OF MUSCLE SHOALS ESTABLISHING THE SALARY AND COMPENSATION OF THE MEMBERS OF THE CITY COUNCIL EFFECTIVE ON THE FIRST MONDAY IN NOVEMBER, 2016**

**WHEREAS**, Section 11-43-2, Code of Alabama, 1975 as amended, provides that in all cities and towns having a population greater than 12,000 inhabitants according to the last or any subsequent federal census, that the governing body may determine, not less than six (6) months before an election, the salary of the mayor and council members for the next succeeding term of office of such elected officials.

**NOW THEREFORE BE IT ORDAINED**, by the City Council of the City of Muscle Shoals that effective with the newly elected members of the City Council of the City of Muscle Shoals, who shall take office on the first Monday in November 2016, that the full and only salary and compensation of such Council Member be as follows:

I. Compensation of the Council Members of the City of Muscle Shoals, Alabama.

Each Council Member shall receive as salary and compensation the sum of Eight Thousand Four Hundred and n/100 Dollars (\$8,400.00) per annum, payable in twelve (12) equal monthly installments of Seven Hundred and no/100 (\$700.00) Dollars.

Each Council Member shall only have paid by the City of Muscle Shoals their expenses incurred on behalf of and in performance of their official duties as an elected Council Member by travel, meals and accommodations, payable upon the submission of vouchers and paid in full receipts for each of such expenses. Each Council Member may, upon request, be provided a cellular telephone and service under the same terms and conditions as authorized city employees. The Council Members shall not participate in the health insurance plan of the City of Muscle Shoals.

II. Effective Date.

This Ordinance, and its provisions, shall become effective commencing with the first Monday in November 2016, after due publication or posting pursuant to law or as otherwise provided for by law.

Council Member Lockhart seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced that the motion for immediate consideration was unanimously adopted. Council Member Pampinto moved that the ordinance be adopted as presented. Council Member Lockhart seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced the vote and declared that the ordinance was approved.

Council Member Willis announced that the next item of business was consideration of an ordinance to establish the August 23, 2016 municipal election as an at large election.

Council Member Lockhart introduced the following ordinance and moved for its immediate consideration:

**ORDINANCE NO. 1483-16**

**AN ORDINANCE OF THE CITY OF MUSCLE SHOALS, ALABAMA PERTAINING TO THE 2016 MUNICIPAL ELECTIONS TO BE HELD ON AUGUST 23, 2016**

**WHEREAS**, Section 11-43-40, Code of Alabama, 1975 as amended, provides that in cities having a population of 12,000 or more, may by ordinance, if duly passed, provide that a council consisting of five (5) members may be elected from the city at large; and

**WHEREAS**, the City of Muscle Shoals, Alabama, has a population of 12,000 or more, according to the 2010 federal decennial census;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Muscle Shoals, Alabama that the city council of the City of Muscle Shoals, Alabama shall consist of five (5) members to be elected from the city at large.

**BE IT FURTHER ORDAINED** that the terms of this Ordinance shall be in force and apply to the municipal election to be conducted on August 23, 2016 and the run-off election, if

necessary, to be conducted on October 4, 2016 for the purpose of electing person to the Office of Mayor and Member of the City Council of the City of Muscle Shoals, Alabama.

This Ordinance, and its provisions, shall become effective upon publication or posting pursuant to law or as otherwise provided for by law.

Council Member Pampinto seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced that the motion for immediate consideration was unanimously adopted. Council Member Lockhart moved that the ordinance be adopted as presented. Council Member Pampinto seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced the vote and declared that the ordinance was approved.

Council Member Willis announced that the next item of business was consideration of an ordinance to number the places for the City Council election on August 23, 2016.

Council Member Pampinto introduced the following ordinance and moved for its immediate consideration:

## **ORDINANCE NO. 1484 -16**

### **AN ORDINANCE OF THE CITY OF MUSCLE SHOALS, ALABAMA PERTAINING TO THE 2016 MUNICIPAL ELECTIONS**

**WHEREAS**, Section 11-46-22, Code of Alabama, 1975 as amended, provides that in cities and towns having an election of Mayor and Council Members and whenever and wherever two or more municipal offices of the same name (constituting a group) are to be filled in the regular election, that the governing body shall designate each of the offices by number; and

**WHEREAS**, the City of Muscle Shoals, Alabama shall conduct and hold a regular election in 2016 for the purpose of electing a Mayor and five (5) Council Members, all of said positions and offices to be elected at-large by the registered and qualified electors of the City of Muscle Shoals, Alabama;

**NOW THEREFORE BE IT ORDAINED**, by the City Council of the City of Muscle Shoals that for the purposes of the regular election the following municipal offices for the City of Muscle Shoals, Alabama shall be filled at the regular election held in 2016:

Mayor

Council Member Place Number One (1)

Council Member Place Number Two (2)

Council Member Place Number Three (3)

Council Member Place Number Four (4)

Council Member Place Number Five (5)

**BE IT FURTHER RESOLVED** by the Council of the City of Muscle Shoals, Alabama that all persons qualifying as a candidate for the regular election to be held by the City of Muscle Shoals, Alabama in 2016 shall, in the announcement of his or her candidacy, shall designate the number of the office for which he or she is a candidate;

**BE IT FURTHER RESOLVED** by the Council of the City of Muscle Shoals, Alabama that all of said positions and offices herein above named are to be elected at-large by the registered and qualified electors of the City of Muscle Shoals, Alabama;

This Ordinance, and its provisions, shall become effective upon publication or posting pursuant to law or as otherwise provided for by law.

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Council Member Lockhart seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced that the motion for immediate consideration was unanimously adopted. Council Member Pampinto moved that the ordinance be adopted as presented. Council Member Lockhart seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced the vote and declared that the ordinance was approved.

Council Member Willis announced that the next item of business was consideration of an ordinance to establish the qualifying fees for the August 23, 2016 election.

Council Member Lockhart introduced the following ordinance and moved for its immediate consideration:

## **ORDINANCE NO. 1485-16**

### **AN ORDINANCE OF THE CITY OF MUSCLE SHOALS ESTABLISHING A QUALIFYING FEE FOR CANDIDATES SEEKING THE OFFICE OF MAYOR OR COUNCIL MEMBER, FOR PLACES 1, 2, 3, 4 OR 5 FOR THE 2016 MUNICIPAL ELECTIONS AND FUTURE ELECTIONS, BOTH GENERAL AND SPECIAL**

**BE IT ORDAINED** by the City Council of the City of Muscle Shoals that for the purposes of the regular election to be held in 2016 and for the purposes of the filling the office of Mayor and the offices of Members of the City Council for the City of Muscle Shoals, Alabama that a qualification fee shall be required to be paid by all candidates for the office of Mayor and members of the City Council as hereinafter set forth.

Section 1. A qualification fee in the amount of Fifty and no/100 (\$50.00) Dollars is hereby fixed and imposed upon all candidates seeking election to the office of Mayor of the City of Muscle Shoals during the regular election of 2016, except as hereinafter provided for.

Section 2. A qualification fee in the amount of Fifty and no/100 (\$50.00) Dollars is hereby fixed and imposed upon all candidates seeking election to the office of Member of the City Council, Places 1, 2, 3, 4 and 5 during the regular election of 2016 except as hereinafter provided for.

Section 3. In the event that a person shall file qualification papers and pay the qualification fee for Mayor and/or a place as a Member of the City Council and thereafter seek to file qualification papers for a different office or different place as a Member of the City Council, such person shall be required to pay an additional qualification fee for the office then sought. Furthermore, no person, having filed qualification papers and paid a qualification fee for one office and thereafter seeks to file qualification papers for another office, shall be entitled to either a credit, refund or exemption from the qualification fee for the different office sought.

Section 4. Such qualification fee shall be paid unto the City Clerk and deposited into the General Fund of the City at or prior to the time of filing qualification papers by any such candidates seeking said offices.

Section 5. Any person desiring to qualify to seek said offices who is not financially able to pay the required qualification fee may qualify provided such prospective candidate furnishes the City Clerk with a sworn affidavit stating that he or she is financially unable to pay the required qualification fee fixed and imposed herein and that the payment of such qualification fee will impose an undue financial hardship on him or her.

Section 6. This Ordinance is adopted pursuant to Section 11-46-2 of the Code of Alabama of 1975 and shall be effective in all elections, both general and special, for the offices of Mayor and Members of the City Council from and after the date of its adoption.

Section 7. This Ordinance, and its provisions, shall become effective upon publication or posting pursuant to law or as otherwise provided for by law.

Council Member Pampinto seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced that the motion for immediate consideration was unanimously adopted. Council Member Lockhart moved that the ordinance be adopted as presented. Council Member Pampinto seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced the vote and declared that the ordinance was approved.

Council Member Willis announced that the next item of business was consideration of an ordinance to establish the use of electronic vote counting devices for the August 23, 2016 election.

Council Member Pampinto introduced the following ordinance and moved for its immediate consideration:

## **ORDINANCE NUMBER 1486 - 16**

### **AN ORDINANCE ESTABLISHING THE USE OF ELECTRONIC VOTE COUNTING DEVICES FOR MUNICIPAL ELECTIONS WITHIN THE CITY OF MUSCLE SHOALS, ALABAMA**

**WHEREAS.** Chapter 7 of Title 17 of the Alabama Code of 1975, and the regulations adopted pursuant thereto by the Alabama Electronic Voting Committee. provide for the use of Electronic Vote Counting Systems: and

**WHEREAS,** Section 17-7-21 of the Code of Alabama 1975 provides that a municipality may, in its discretion, by adoption of an appropriate ordinance authorize, adopt and direct the use of electronic vote counting systems for use in all elections held in such municipality;

**NOW, BE IT HEREBY ORDAINED** by the City Council of the City of Muscle Shoals, Alabama that beginning with the municipal elections on August 23, 2016 and municipal elections held subsequent to the passage of this ordinance the City Council does hereby authorize and provide for the use of electronic voting devices, specifically the Election Systems and Software AutoMARK 87000, a system which complies with Section 17-7-21 of the Code of Alabama and

any regulations adopted pursuant thereto is hereby authorized for the reporting, counting, and tabulating of any and all election results in the City of Muscle Shoals, Alabama.

**BE IT FURTHER RESOLVED** that beginning with the municipal elections on August 23, 2016 and municipal elections held subsequent to the passage of this ordinance the City Council does hereby authorize and provide for the use of precinct counter, specifically the Election Systems and Software Model D5200 Counter, a system which complies with Section 17-7-21 of the Code of Alabama and any regulations adopted pursuant thereto is hereby authorized for the reporting, counting, and tabulating of any and all election results at the precinct level in the City of Muscle Shoals, Alabama.

**BE IT FURTHER ORDAINED** that Clerk of the City of Muscle Shoals, Alabama is hereby directed to forward a copy of this ordinance to the Office of the Secretary of State as provided in Section 17-7-21 of the Code of Alabama 1975.

Council Member Lockhart seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced that the motion for immediate consideration was unanimously adopted. Council Member Pampinto moved that the ordinance be adopted as presented. Council Member Lockhart seconded the motion and upon said motion 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 Lockhart

NAYS: None

Council Member Willis announced the vote and declared that the ordinance was approved.

Council Member Willis announced that the next item of business was approval of a resolution to declare certain fire equipment surplus and authorize its disposal.

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

STATE OF ALABAMA

COLBERT COUNTY

### **RESOLUTION NO. 2794 - 16**

**WHEREAS**, the City Council has been informed by the Fire Chief that certain fire equipment hereinafter described and previously used in the performance of their duties is no longer required for use by City personnel; and

**WHEREAS**, the City Council is informed by the Fire Chief that the equipment still retains some value and can be traded in to offset the cost of other needed equipment; and

**WHEREAS**, the City Council has determined that the said fire equipment is surplus property and the City has no further use for said fire equipment due to its age and condition and it is not economical for the City to retool or refit the said fire equipment in order that it be able to be placed in service in the Fire Department;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Muscle Shoals, Alabama that the following described fire equipment be declared surplus property and be disposed of by the Fire 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 fire equipment and the Council does hereby authorize the Fire Chief to dispose of said fire equipment by trading in the equipment to North Alabama Fire Equipment in exchange for 1,000 feet of 5 inch fire hose and 200 feet of 1 3/4 inch hose, both items valued at \$6,150. The Council finds that the following fire equipment is surplus property:

Self Contained breathing apparatus, Survive-air air packs		
Serial #0410050425	0312040618	0312040619
0312040617	0410050454	0410058429
0405110468	9410058433	0411220673
0312042620	0903300442	995770

**BE IT FURTHER RESOLVED** that the Fire Chief is authorized to take the steps necessary to trade in the described fire equipment to North Alabama Fire Equipment in a manner consistent with the terms and conditions and pursuant to this Resolution; and

**BE IT FURTHER RESOLVED** that the title to the fire equipment shall be properly executed and delivered, along with the fire equipment, to North Alabama Fire Equipment, and that all expenses of the transfer shall be borne by North Alabama Fire Equipment.

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

Council Member Willis announced that the resolution had been approved.

Council Member Willis announced that the next item of business was approval of a resolution to declare a building located at 1004 Eason Avenue a public nuisance and order its demolition.

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

STATE OF ALABAMA  
COLBERT COUNTY

**RESOLUTION NUMBER 2795 - 16**

**A RESOLUTION FINDING BUILDING IN AN UNSAFE CONDITION TO THE EXTENT IT IS A PUBLIC NUISANCE AND FURTHER ORDERING SAID BUILDING TO BE DEMOLISHED PURSUANT TO SECTION 11-40-30 et.seq. OF THE CODE OF ALABAMA**

**WHEREAS**, notice, dated August 31, 2015, was given by certified mail, properly addressed and postage prepaid, pursuant to Section 11-40-31 of the Code of Alabama, by the Building Official of the City to the owners of the property, namely the Administrator of the Estate of Doris A. Rickard, deceased, namely, Sherry Pamela Rickard Beaver, and the heirs-at-law of the said Doris A. Rickard, deceased, who were listed in the Petition for Letters Administration filed in said proceeding styled *In Re; The Estate of Doris A. Rickard, deceased*, in the Probate Court of Colbert County, Alabama, namely, Patsy Rickard Curtis, Sherry Pamela Rickard Beaver, Paula Rickard Brewer and Thermond Jesse Rickard, said persons being the heirs-at-law of Doris A. Rickard, deceased and her spouse, Henry Thermond Rickard, deceased, that the building and/or structure situated within the corporate limits of the City of Muscle Shoals, Alabama and having an address of 1004 Eason Avenue, Muscle Shoals, Alabama is unsafe to the extent it is a public nuisance and to remedy the unsafe or dangerous condition of the buildings or structures or to demolish the same or suffer the buildings or structures to be demolished by the City of Muscle Shoals. Like notice in the same manner was given to Ronald N. Campbell, the purchaser of the said property at a sale for payment of unpaid taxes assessed on the property and Mark Curtis and Kimberly P. Clemons. Furthermore, notice was given by posting a copy of the Council's order and notice at or near the entrance to the building at 1004 Eason Avenue, Muscle Shoals, Alabama.

**WHEREAS**, the legal description of the property upon which the said building and/or structure is situated is as follows, to wit:

Lots 7038 and 7039 of Muscle Shoals Land Corporation Highland Park Subdivision No. 16, a subdivision according to the map and plat thereof filed in the Office of the Probate Judge of Colbert County, Alabama in Map Book 2, Page 225.

**WHEREAS**, the above described property is currently being assessed for ad valorem taxes by the said Paula R. Brewer, Sherry Beaver, Kimberly Clemons, Jesse Rickard and Charles Curtis; c/o Ronald N. Cambell.

**WHEREAS**, more than forty-five (45) days have passed since said notices were given, neither Patsy Rickard Curtis, Sherry Pamela Rickard Beaver, Paula Rickard Brewer and Thermond Jesse Rickard, Ronald N. Campbell, Kimberly P. Clemons or Mark Curtis nor any other person has filed a written request for a hearing before the City Council as provided by Section 11-40-31 of the Code of Alabama;

**BE IT HEREBY RESOLVED** by the City Council that, upon the evidence presented unto it by the City's Building Official, the City Council does find that the building and/or structure located within the corporate limits of the City of Muscle Shoals, Alabama at 1004 Eason Avenue, Muscle Shoals,, Alabama, is in an unsafe and dangerous condition to the extent that it constitutes a public nuisance.

**BE IT FURTHER RESOLVED** that the City Council does hereby order the said building and/or structure located within the corporate limits of the City of Muscle Shoals, Alabama at 1004 Eason Avenue, Muscle Shoals, Alabama be demolished and that said demolition shall be accomplished by use of the City's own forces or, in the alternative, the City may contract for the demolition and the City may sell or otherwise dispose of salvaged materials resulting from the demolition with any proceeds to be deposited in the general fund of the City.

**BE IT FURTHER RESOLVED** that subsequent to the demolition of the said building and/or structure the City's Building Official shall make a report to the City Council of the costs thereof.

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

Council Member Willis announced that the resolution had been approved.

Council Member Willis announced that the next item of business was the rescheduling of the March 7, 2016 City Council meeting.

Council Member Lockhart moved that the March 7, 2016 City Council meeting be rescheduled to Tuesday, March 1, 2016 at the regularly scheduled times at City Hall.

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

Council Member Willis announced that the motion had been approved and the meeting was rescheduled to March 1, 2016.

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

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COUNCIL MEMBER - PLACE ONE

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COUNCIL MEMBER - PLACE TWO

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COUNCIL MEMBER - PLACE THREE

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COUNCIL MEMBER - PLACE FOUR

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COUNCIL MEMBER - PLACE FIVE

ATTEST:

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CITY CLERK