

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
February 7, 2005**

The Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall in said City at 6:30 p.m. on the 7th day of February 2005 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 Bill Howard. 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, DAVID H. BRADFORD
ABSENT: NONE

Richard Williams, City Clerk of the City, 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 Holland, seconded by Council Member Noles and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting of January 18, 2005 and approved the minutes as written.

At this time, Mayor Bradford presented on behalf of N.A.M.I. Shoals a plaque to Lieutenant Tommy Skipworth for his service as Colbert County Mental Health Officer.

Mayor Bradford announced that the next item of business was consideration of a resolution awarding a bid for fuel.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2101-05

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

[1] That the Purchasing Agent did send out advertisements for bids for the purchase of fuels, the bid opening being held February 6, 2005 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:

<u>BIDDER:</u>	<u>GASOLINE:</u>	<u>DIESEL:</u>
	Per Gallon:	Per Gallon:
O'Steen Oil Company	\$1.328	\$1.466
Tatum Oil Company	\$1.318	\$1.425

[3] The lowest, responsive, responsible, bidder after evaluation and verifying the bid with the specifications, has been determined as Tatum Oil Company with a bid price of \$1.318 for the purchase of gasoline and \$1.425 for the purchase of diesel fuel.

The apparent low and best bidder, Tatum Oil Company is now awarded the bid for fuels.

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 awarding a bid for a mower for the storm drainage operations.

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 2102-05

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

[1] That the Purchasing Agent did send out advertisements for bids for the purchase of a front mower to be utilized by the storm drainage division of the City Clerk's office, the bid opening being held January 28, 2005 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:

<u>BIDDER:</u>	<u>BID AMOUNT:</u>
Scott Tire & Equipment	\$14,083.00
Tractor Supply	\$14,299.00

[3] The low bid submitted by Scott Tire & Equipment was not a responsive, responsible bid as all bid requirements were not met. Scott Tire & Equipment did not submit the required bid bond for the bid.

[4] The lowest, responsive, responsible bidder after evaluation and verifying the bid with the specifications, has been determined as Tractor Supply with a bid price of \$14,299.00 for the purchase of a front mower.

The apparent low and best bidder, Tractor Supply is now awarded the bid for a front mower.

Council Member Grissom 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 awarding a bid for three Police in-car video cameras.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2103-05

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

[1] That the Purchasing Agent did send out advertisements for bids for the purchase of three in-car video camera systems to be utilized by the police department, the bid opening being held January 31, 2005 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:
Mobile Vision	\$7485.00
MPH Industries	\$8685.00
Kustom Signals	\$8847.00
Alpha Controls	\$9933.00
Decatur Electronics	No Bid

[3] The lowest, responsive, responsible bidder after evaluation and verifying the bid with the specifications, has been determined as Mobile Vision with a total bid price of \$7485.00 for the purchase of three in-car video camera systems.

The apparent low and best bidder, Mobile Vision is now awarded the bid for three in-car video camera systems.

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 rejecting a bid for a tractor for storm drainage operations.

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 NO. 2104-05

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

[1] That the Purchasing Agent did send out advertisements for bids for the purchase of a new four-wheel drive tractor, the bid opening being set for the 31st day of January, 2005, 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:

<u>BIDDER:</u>	<u>BID PRICE:</u>
Tractor Supply, Inc.	\$9800.00 (includes credit for trade-in equipment)

[3] The amount bid exceeds the approved amount for the purchase in the 2004-2005 adopted budget, in excess of \$5300. It has been determined by the Council that it is not in the best interest of the City to approve this purchase, and that the **bid of Tractor Supply, Inc. be rejected.**

Council Member Holland 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 Special Events Retail Liquor License to Tennessee Valley Art Association Inc. for March 12, 2005 at the Longhorn R Arena 2125 Three Mile Lane.

Mayor Bradford announced that at a hearing to be held at the City Hall in said City at 6:30 p.m. on the 7th day of March, 2005 the Council will consider the approval of the issuance of the Special Events Retail Liquor License to the to Tennessee Valley Art Association Inc., all persons who desire to do so shall have an opportunity of being heard in opposition to or in favor of the issuance of such license.

Mayor Bradford stated that the next item of business was the scheduling of a public hearing to consider the adoption of an Ordinance to amend the Zoning Ordinance and Zoning Map of the City of Muscle Shoals, Alabama. Mayor Bradford announced that at a meeting to be held at the City Hall in said City at 6:30 p.m. on the 7th day of March 2005, the Council will consider the adoption of an Ordinance to amend the Zoning Ordinance and Zoning Map of said City, the proposed Ordinance being as follows:

ORDINANCE NO. _____
AN ORDINANCE TO AMEND THE ZONING ORDINANCE AND THE
ZONING MAP OF THE CITY OF MUSCLE SHOALS, ALABAMA

Be it ordained by the Council of the City of Muscle Shoals, Alabama, that the Zoning Ordinance and the Zoning Map of the City of Muscle Shoals, are hereby amended as follows:

That the following described areas are hereby eliminated from the B-1 District in which it is now situated, and is hereby incorporated in and made a part of the B-2 District, to wit:

Begin at the northwest intersection of Davidson Avenue and Woodward Avenue run east for a distance of 120 feet, thence run north for a distance of 1640 feet, thence run east for a distance of 570 feet, thence run north for a distance of 240 feet, thence run west for a distance of 450 feet, thence run north for a distance of 950 feet to a point being the centerline of Eason Avenue, thence run west for a distance of 340 feet, thence run south for a distance of 180 feet, thence run west for a distance of 16 feet, thence run north 40 feet, thence run west 40 feet, thence run south for a distance of 120 feet, thence run east for a distance of 40 feet, thence run south for a distance of 680 feet, thence run west 160 feet, thence run south 120 feet, thence run west 40 feet, thence run south 350 feet, thence run east 216 feet, thence run south for a distance of 900 feet, thence run east for 16 feet, thence run south for a distance of 40 feet, thence run west for a distance of 180 feet, thence run south for a distance of 195 feet, thence run east for a distance of 60 feet, thence run south for a distance of 210 feet, thence run east for a distance of 20 feet, thence run south for a distance of 176 feet, thence run east for a distance of 270 feet, thence run north for a distance of 85 feet, thence run east for a distance of 40 feet and back to the point of beginning.

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 adoption of such Ordinance.

Mayor Bradford announced that the next item of business was consideration of a resolution to honor and encourage support of the 115th Battalion of the National Guard currently deployed in Iraq.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2105 - 05

WHEREAS, the 115th Battalion of the National Guard has been called to active duty with the armed forces for the United States of America and are fighting to protect our country, and

WHEREAS, these brave men and women are willing to leave their families to fight for ours, and

WHEREAS, the families of these soldiers have unselfishly sacrificed in the absence of their family member(s), and

WHEREAS, the City of Muscle Shoals recognizes the hard work and unselfish loyalty of the men and women of the 115th Battalion, and salutes them for their willingness to voluntarily place themselves in harms way on behalf of all nations that hold freedom dear, and

WHEREAS, we join together as citizens of this community in welcoming these brave men and women back home and remembering those still there.

NOW, THEREFORE, I, David H. Bradford, Mayor and the undersigned members of the City Council on behalf of all the citizens of Muscle Shoals hereby proclaim that our community honor these brave men and women and encourage all citizens to display support for the homecoming of the 115th Battalion.

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 consideration of a resolution authorizing the Mayor to enter into an agreement with the Municipal Workers Compensation Fund for obtaining workers compensation insurance.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2106 - 05

NOW COMES, the City of Muscle Shoals, Alabama a municipal entity, and desires to participate in the Municipal Workers Compensation Fund, Inc. for the purpose of being insured for workers compensation risk.

After due consideration with appropriate motion being made and seconded the following Resolution was adopted:

BE IT RESOLVED, that the Mayor and City Council hereby joins the Municipal Workers Compensation Fund, Inc. for the purpose of obtaining workers compensation insurance coverage and authorizes its Mayor to sign such documents as necessary to complete said coverage.

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.

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