

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

The Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall in said City at 7:00 p.m. on the 1st day of March 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 Bill Howard. On roll call the following members were found to be present or absent, as indicated:

PRESENT: STEVE BRADFORD, NEAL WILLIS, DAVID YARBER,
 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 meeting of February 16, 2004 and approved the minutes as written.

Mayor Bradford announced that the next item of business was the award of bid for gasoline.

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 2004-04

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 gasoline, the bid opening being held February 25, 2004 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>
	Per Gallon:
O'Steen Oil Company	\$1.143
Tatum Oil Company	\$1.2075

[3] The lowest, responsive, responsible, bidder after verifying the bid with the specifications, has been determined as O'Steen Oil Company with a bid price of \$1.143 per gallon for gasoline.

The apparent low and best bidder, O'Steen Oil Company is now awarded the bid for gasoline.

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

Mayor Bradford announced that the resolution had been approved and the bid was awarded.

Mayor Bradford announced that the next item of business was the award of bid for a trash loader system for the public works department.

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 2005-04

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 knuckleboom trash loader unit, the bid opening being set for the 26th day of February, 2004, 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:	ALTERNATE 1:	ALTERNATE 2:
Conquest GMC	\$91,507.00	\$92,877.00	
Long Lewis Ford	\$83,878.60		
Long Lewis Sterling	\$91,596.00	\$92,966.00	
Neely Coble Company	\$89,884.00	\$91,254.00	\$94,819.00
Premier Truck Centers	\$99,742.62		
Southland International	\$82,166.05	\$86,378.05	

[3] The apparent lowest, responsive, and responsible bid is that of Southland International. The second lowest, responsive and responsible bid is that of Long Lewis Ford,

being a resident bidder of Muscle Shoals. The council hereby elects to invoke the three percent preference law for resident bidders, the sole resident bidder being Long Lewis Ford.

BE IT HEREBY RESOLVED that the bid for the purchase of a knuckleboom trash loader unit be awarded to Long Lewis Ford with a bid price of \$83,878.60.

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

Mayor Bradford announced that the resolution had been approved and the bid was awarded.

Mayor Bradford announced that the next item of business was consideration of bids for the purchase of a rotary cutter for the Storm Drainage Department.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2006-04

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 rotary cutter (bushhog), the bid opening being set for the 26th day of February, 2004, 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>
Farmers Tractor Co.	No Bid
Tractor Supply, Inc. *	\$9900.00

*Bid of Tractor Supply was incomplete and therefore non-responsive

[3] There being only one bid received, and said being a non-responsive bid, the bid was rejected and the Purchasing Agent was authorized to negotiate the purchase of a rotary cutter.

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

Mayor Bradford announced that the resolution had been approved and the bid was rejected.

Mayor Bradford announced that the next item of business was consideration of bids for the construction of a maintenance building at the Airport Sportsplex.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2007-04

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

[1] That advertisements for bids for the construction of a metal building to be used as a maintenance shop at the Airport Sportsplex were distributed, the bid opening being set for the 9th day of February, 2004, 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>
Shoals General Contractors, Inc.	\$41,000
Parallex Buildings Systems, Inc.	\$46,450
Oakland Metal Building, Inc.	\$44,949
Butler Construction Company, Inc.	\$49,500
Modern Quality Construction, Inc.	\$62,971

[3] All bid prices received being above and beyond the considered amount for this project, and consideration to other recreational needs, all bids were thereupon rejected, with Council to re-consider project at a later date.

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

Mayor Bradford announced that the resolution had been approved and the bid was rejected.

Mayor David Bradford announced 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 7:00 p.m. on the 5th day of April 2004, 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 R-1 District in which it is now situated, and is hereby incorporated in and made a part of the R-2 District, to wit:

Part of the Northwest quarter of Section 1, Township 4 South, Range 11 West, Colbert County, Alabama, and more particularly described as follows:

Commencing at the Southwest corner of said Section 1; thence N 00° 40' 45" W, along the center line of Harding Avenue row, a distance of 2795.31' to a point; thence S 89° 02' 17" E, a distance of 40.00' to a point on the East right-of-way of Harding Avenue to the true point of beginning; thence N 00° 40' 45" W, along said Harding right-of-way, a distance of 1161.66' to a point on the southern right-of-way of Trojan Drive; thence N 89° 46' 50" E a distance of 742.48' to a point; thence S 89° 03' 42" E, a distance of 989.96' to a point; thence S 29° 04' 24" W a distance of 283.02' to a point; thence along a curve to the right having a delta angle of 21° 07' 18" and a radius of 1140.74' to a point; thence S 00° 40' 46" E a distance of 730.30' to a point; thence S 90° 00' 00" W a distance of 10.65' to a point; thence S 00° 49' 11" E, a distance of 177.38' to a point; thence N 89° 02' 17" W, a distance of 372.91' to a point; thence N 00° 40' 45" W, a distance of 285.00' to a point; thence N 89° 02' 17" W, a distance of 917.00' to the true point of beginning. Said tract contains 40.68 acres more or less.

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 lease agreement with Scott Kuykendall for the batting range facility at the Sportsplex.

Council Member Holland moved that the lease agreement be approved as presented. Council Member Noles seconded the motion and upon said motion being put to a vote, all voted "AYE" and "NAYS" were none.

Mayor Bradford thereupon declared said motion carried and the lease 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

MAYOR

COUNCIL MEMBER - PLACE ONE

COUNCIL MEMBER - PLACE TWO

COUNCIL MEMBER - PLACE THREE

COUNCIL MEMBER - PLACE FOUR

COUNCIL MEMBER - PLACE FIVE

ATTEST:

CITY CLERK