

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
April 16, 2018**

The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall auditorium in said City at 6:05 p.m. on the 16th day of April, 2018 being the regular time and place for said meeting. The meeting was called to order by Allen Noles, President of the Council. The invocation was given by Ricky Williams. 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. Richard Williams, City Clerk, was present and kept the minutes of the meeting.

Upon motion duly made by Council Member Willis and seconded by Council Member Hall and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of April 2, 2018 and approved the minutes as written.

President Noles announced that the next item of business was approval of a resolution to authorize the purchase of a bucket truck through the National Joint Powers Alliance cooperative.

Council Member Hall introduced the following resolution and moved for its adoption:
STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2942 - 18

WHEREAS, the City Council of the City of Muscle Shoals, Alabama approved the purchase of one (1) bucket truck to be utilized at Muscle Shoals Public Works; and

WHEREAS, 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

WHEREAS, the Procurement Agent further advised that the purchase price for new, unused bucket truck to be purchased from Altec Industries is \$98,388.00 and further that Altec Industries is the awarded contractual vendor for said item with National Joint Powers Alliance (NJPA), a State of Alabama approved purchasing cooperative; now

THEREFORE, BE IT RESOLVED by the City Council of the City of Muscle Shoals that Altec Industries the contractual vendor of National Joint Powers Alliance (NJPA) is awarded the purchase of the approved new, unused, bucket truck for the total purchase price of \$98,388.00.

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.

President Noles announced that the next item of business was an appointment to the Board of Education.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2943 - 18

WHEREAS, a vacancy on the Muscle Shoals Board of Education has occurred and the City Council being desirous of making the necessary appointment to said board;

WHEREAS, notice was given to the public of said pending vacancy and applications solicited for a member to said board;

WHEREAS, the following individuals made proper application and met the requirements for appointment, are eligible for appointment to fill the pending vacancy:

Michael James
Clayton Wood

Dallon R. Ogle Jr.

Thomas A. Sneed

WHEREAS, Clayton Wood was determined to have received the best overall ranking on the City Council evaluations, and

WHEREAS, a roll call vote was had by the City Council as follows:

Council Member Hall: Michael James
Council Member Willis: Clayton Wood
Council Member Lockhart: Clayton Wood
Council Member Sockwell: Clayton Wood
Council Member Noles: Clayton Wood

WHEREAS, Council President Noles announced that Clayton Wood had received a majority of the votes cast, now

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

<u>APPOINTEE</u>	<u>BOARD</u>	<u>EXPIRATION OF TERM</u>
Clayton Wood	Board of Education	June, 2023

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

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.

President Noles announced that the next item of business was consideration of a resolution to amend the restriction on term limits for appointments to various boards.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2944 - 18

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSCLE SHOALS, ALABAMA as follows:

The Council of the City of Muscle Shoals hereby approves, effective immediately upon adoption of this Resolution, the following regarding the appointment to and service on all boards and commissions whereby the Council has appointing authority of the members to said boards and commissions:

1. No individual shall be appointed hereafter for more than two (2) consecutive full terms to the same board or commission with the exception of the North Alabama Gas District Board created pursuant to Sections 11-50-390 through 11-50-417, Code of Alabama 1975 and in concert with the City of Madison, Alabama.
2. Appointment to a vacancy for the remainder of an unexpired terms shall not preclude an individual from being subsequently appointed for two (2) full terms of the same board or commission.

3. In determining eligibility for appointment to a board or commission, current service and tenure of an individual on said board or commission prior to the adoption of this Resolution shall be calculated to determine if the individual is eligible for appointment or re-appointment.
4. An individual who has served two (2) full terms on a board or commission shall be eligible to appointment to another board or commission.
5. An individual who is an employee of the City of Muscle Shoals shall be ineligible for appointment or service to a board or commission. Employees currently serving on a board or commission may continue to serve until the expiration of their term and thereafter shall not be eligible for re-appointment to said board or commission or any other board or commission during their employment with the City of Muscle Shoals.
6. The term of an individual serving on a board or commission who, during said service, shall become employed by the City of Muscle Shoals, shall immediately be deemed vacated.
7. The terms and conditions set forth herein shall become effective immediately upon adoption of this Resolution and all appointments hereafter shall be subject thereto.

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 approve the submission of the 2019 Sidewalk and Pedestrian Improvement project grant application.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2945 - 18

WHEREAS, the Alabama Department of Transportation is soliciting applications for Transportation Alternative Projects for FY 2019, and

WHEREAS, the City of Muscle Shoals desires to apply for and receive funding for the 2019 Sidewalk and Pedestrian Improvement Project in the amount of \$552,604; and

WHEREAS, the City of Muscle Shoals agrees to match twenty percent (20%) and pay one hundred percent (100%) of any amount over said project cost; and

NOW, THEREFORE BE IT RESOLVED, THAT the City of Muscle Shoals does hereby approve the submission of the 2019 Sidewalk and Pedestrian Improvement Project.

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.

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