

**MINUTES FROM A REGULAR MEETING OF THE  
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD  
May 15, 2006**

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The Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall in said City at 6:30 p.m. on the 15<sup>th</sup> day of May 2006 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 Pampinto and unanimously adopted, the Council waived the reading of the minutes of the previously held work session and regular meeting of May 1, 2006 and approved the minutes as written.

At this time, Police Chief Robert Evans recognized several police department employees for their contributions to community projects. Brandon Brown, Pat Gilley, Shelia Thompson and Rose Roper were recognized for their work with the Relay for Life program. Mark Goins and Jeremy Behel were recognized for their work with the Special Olympics.

Mayor Bradford announced that the next item of business was consideration of a resolution to award a bid for an athletic field groomer.

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



There being no one wishing to speak, Mayor Bradford stated that approval of the license application was before the Council. All those in favor of the application would indicate so by voting aye and those opposed would indicate by voting nay. Upon said question 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 Grissom  
Council Member Holland, Council Member Noles, Mayor Bradford

NAYS: None

Mayor Bradford announced that the license had been approved.

Mayor Bradford announced that the next item of business was consideration of amendments to the 2005-2006 General Fund Budget.

Council Member Willis introduced the following amended budget in writing:

The budget can be obtained by contacting the City Clerk's Office at 256/386-9200 between the hours of 7:45 a.m. and 4:30 p.m.

Council Member Willis moved that unanimous consent be given for immediate consideration of and adoption of said General Fund Budget, which motion was seconded by Council Member Noles and, upon said motion being put to a vote, a roll call was had and the vote was recorded as follows:

AYES: Council Member Pampinto, Council Member Willis, Council Member Grissom, Council Member Holland, Council Member Noles, Mayor Bradford

NAYS: None

Mayor Bradford announced the vote and declared that the motion for unanimous consent for immediate consideration had been approved. Council Member Willis then moved that the said General Fund Budget be finally adopted, which motion was seconded by Council Member Noles and, upon said motion being put to a vote, a roll call on final approval was had and the vote recorded as follows:

AYES: Council Member Pampinto, Council Member Willis, Council Member Grissom, Council Member Holland, Council Member Noles, Mayor Bradford

NAYS: None

Mayor Bradford thereupon declared said motion carried and the General Fund Budget 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 Alabama Department of Transportation for a transportation enhancement grant.

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

STATE OF ALABAMA

COLBERT COUNTY

### **RESOLUTION NUMBER 2209 - 06**

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

1. That the City enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a Transportation Enhancement project with partial funding by the Federal Highway Administration, which agreement is before this Council;
2. That the agreement be executed in the name of the City, for and on behalf of the City, by its Mayor.
3. That it be attested by the 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 Council.

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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 authorizing the Mayor to execute a Ground Lease with North American Lighting Inc.

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

STATE OF ALABAMA  
COLBERT COUNTY

**RESOLUTION NUMBER 2210-06**

**A RESOLUTION AUTHORIZING THE EXECUTION OF A GROUND LEASE WITH NORTH AMERICAN LIGHTING, INC. AND DELIVERY OF SAME**

**WHEREAS**, the City Council of the City of Muscle Shoals, Alabama has entered into negotiations with North American Lighting, Inc., an Illinois corporation, for a ground lease of certain property of the city for the purposes of erecting a manufacturing plant; and

**WHEREAS**, the City and North American Lighting, Inc. have agreed upon terms and conditions contained in said ground lease and the Council has reviewed the proposed ground leases and has determined that the terms and conditions contained therein are as agreed upon by the City; and

**WHEREAS**, the City Council has reviewed the contents of an instrument styled Ground Lease and finds that said instrument is in due form and proper order and upon consideration of same determines that it is wise and expedient that the City execute and deliver said instrument to North American Lighting, Inc., and

**WHEREAS**, the City Council finds that other instruments and related documents may be required in connection with said instrument and project and is desirous of authorizing the execution and delivery of other instruments and related documents in connection with the said Ground Lease as above described;

**BE IT HEREBY RESOLVED** that the City Council of the City of Muscle Shoals, Alabama, does hereby authorize and direct the Mayor of the City, David H. Bradford, for and on behalf of the City to execute the instrument styled Ground Lease with North American Lighting, Inc., same providing for the ground lease of certain property for the purposes of the erection of a manufacturing plant and;

**BE IT FURTHER RESOLVED** that the Mayor of the City, David H. Bradford, be, and hereby is, authorized to execute and deliver any instruments and related documents in connection with the said Ground Lease and resulting project with North American Lighting, Inc. that he may deem necessary for and on behalf of the City;

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be prepared forthwith by the Clerk and delivered unto North American Lighting, Inc. along with the executed instrument styled Ground Lease herein described and furthermore shall retain a copy to be kept on file by the said Clerk.

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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 his appointment of Clint Garrett to the Planning Board to a term expiring in December 2010.

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

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MAYOR

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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