

**MINUTES FROM A WORK SESSION OF THE  
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD  
August 5, 2024**

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The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall auditorium in said City at 5:00 p.m. on the 5<sup>th</sup> day of August 2024. The following members were found to be present or absent, as indicated:

PRESENT: CHRIS HALL, GINA CLARK, WILLIS THOMPSON, KEN  
SOCKWELL  
ABSENT: DAVID MOORE

The Step Raise Committee presented their plan regarding step raises. Each department head spoke in favor of longevity pay increases.

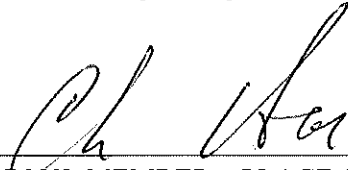
The council reviewed agenda items.

There being no further business the meeting was adjourned at 5:45 p.m.

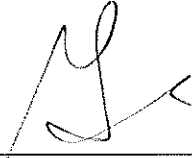


CITY OF MUSCLE SHOALS, ALABAMA

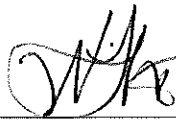
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COUNCIL MEMBER – PLACE ONE



COUNCIL MEMBER – PLACE TWO



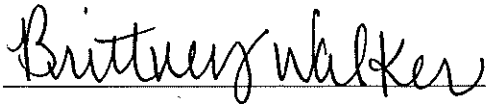
COUNCIL MEMBER – PLACE THREE



COUNCIL MEMBER – PLACE FOUR

COUNCIL MEMBER – PLACE FIVE

ATTEST:



Brittney Walker, City Clerk/Treasurer



**MINUTES FROM A REGULAR MEETING  
OF THE COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD  
August 5, 2024**

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The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall auditorium in said City at 5:45 p.m. on the 5<sup>th</sup> day of August 2024 being the scheduled place for said meeting once the previously held work session ended. The meeting was called to order by Ken Sockwell, Council President. On roll call the following members were found to be present or absent, as indicated:

PRESENT: CHRIS HALL, GINA CLARK, WILLIS THOMPSON, KEN  
SOCKWELL  
ABSENT: DAVID MOORE

Ken Sockwell, Council President, 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 Mike Lockhart was also present. Brittney Walker, City Clerk/Treasurer, was present and kept the minutes of the meeting.

The invocation was given by Chad Holden. President Ken Sockwell led in the pledge of allegiance.

Upon motion duly made by Council Member Hall and seconded by Council Member Thompson and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of July 15<sup>th</sup>, 2024, and approved the minutes as written.

President Sockwell announced that the next item of business was to approve the request of change to the Public Works Director job description. Council Member Thompson made a motion to approve the request; Council Member Hall seconded that motion.

President Sockwell stated that approval of the motion and second was before the Council. 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: All  
NAYS: None

President Sockwell announced that the next item of business was to approve the step raises. Council Member Clark made a motion to approve the request; Council Member Hall seconded that motion.

President Sockwell stated that approval of the motion and second was before the Council. 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: All  
NAYS: None

President Sockwell announced that the next item of business was a public hearing for the rezoning of 400 West State Street from a B-2 to R-2. Upon said hearing being put to a vote, a roll call was had, and the vote recorded as follows:

**ORDINANCE NUMBER    1560 - 24**



**AN ORDINANCE APPROVING APPLICATION FOR ZONING CHANGE OF  
PROPERTY LOCATED WITHIN THE CITY AT 400 WEST STATE STREET  
MUSCLE SHOALS, ALABAMA TO A R-2 ZONE**

Whereas, the Planning Board approved the application of property located on within the City at 400 West State Street owned by Jim Hyde, more particularly described herein, to change the said property from a B-2 zone unto a zoning classification of R-2;

Whereas, after a hearing on the proposal held on August 5, 2024, wherein Jim Hyde, on behalf of the owner of the said property Yukari F. Hyde, appeared and spoke in favor of the change in zoning and whereas no one appeared and spoke in opposition to the change;

Whereas, a motion was made to approve the said change, was duly seconded, and a vote was taken. The vote was in favor of the change of zoning to R-2 classification.

Now, therefore, the following property, as herein described and as shown on the attached map, same being Parcel Number 13-02-03-1-001-029.000 as shown on the records of the Colbert County Tax Records and further being the West 1/2 of Lot 49 and all of Lot 50, Avalon Highlands #1 and also being defined as 400 West State Street, Muscle Shoals, Alabama;

The attached map is adopted by means of showing the property approved for a R-2 Zoning classification.

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

**ADOPTED and APPROVED** this 5th day of August, 2024.

AYES: All  
NAYS: None

President Sockwell announced that the next item of business was to set a public hearing for the issuance of a retail beer (off premise only) license to Easy Stop 2 LLC located at 2600 Woodward Ave. The hearing was set for September 3<sup>rd</sup>.

President Sockwell announced that the next item of business was consideration of approving a resolution for the approval of land vacation for KT Holdings. Council Member Clark made a motion to approve the resolution; Council Member Thompson seconded that motion.

**RESOLUTION NUMBER**





WHEREAS, The Utilities Board of the City of Muscle Shoals, Alabama, a public corporation, and KT Holdings, LLC, an Alabama limited liability company, hereinafter collectively called Petitioners, who are the owners of Lots 138 through 126 and 231 through 255 in MUSCLE SHOALS CENTER ADDITION NO. 2, subdivision in Colbert County, Alabama, known and designated according to the map and plat of said subdivision recorded in the office of the Judge of Probate of Colbert County, Alabama, in Map Book 2, Pages 66-67; said Petitioners being desirous of vacating the hereinafter described street, have presented their signed Petition and Declaration of Vacation of said street to the City Council of the City of Muscle Shoals, Alabama, a municipal corporation, for its consideration, assent and approval; and

WHEREAS, the street to be vacated is more particularly described as follows:

That certain portion of State Street (commonly known as Woodside Drive) lying East of a line extended from the Southwest corner of Lot 162, Muscle Shoals Center Addition No. 2, to the Northwest corner of Lot 231, Muscle Shoals Center Addition No. 2; and lying West of a line extended from the Southeast corner of Lot 138, Muscle Shoals Center Addition No. 2, to the Northeast corner of Lot 255, Muscle Shoals Center Addition No. 2.

The above-described real property is subject to a drainage and utility easement in favor of the City of Muscle Shoals, Alabama.

WHEREAS, the afore said Petitioners, are the owners of all property abutting the said street to be vacated, having complied with all the requirements of Ordinances of the City of Muscle Shoals, Alabama, relating to the vacation of streets and alleyways within the City of Muscle Shoals, Alabama; and

WHEREAS, the City Council of the City of Muscle Shoals, Alabama, has determined that the convenient means of ingress and egress to and from their property is afforded to all other property owners owning property in the tract of land embraced in the map, plat or survey within



which the above described street is located, such means of ingress and egress being afforded by the remaining dedicated streets in the area.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Muscle Shoals, Alabama, that the assent of the City Council of the City of Muscle Shoals, Alabama be and there same is hereby given and granted to the vacation of street herein above described.

BE IT FURTHER RESOLVED that the City of Muscle Shoals, Alabama, a municipal corporation, remise, release, and quit-claim to The Utilities Board of the City of Muscle Shoals, Alabama, a public corporation, and KT Holdings, LLC, an Alabama limited liability company, whatever right, title and interest the City of Muscle Shoals may have acquired in and to the above described street and that the Mayor, Mike Lockhart, is hereby authorized to execute and deliver said quit-claim deed to for and on behalf of the City of Muscle Shoals, Alabama.

President Sockwell stated that approval of the motion and second was before the Council. 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: All

NAYS: None

President Sockwell announced that the next item of business was consideration of approving a resolution for the approval of land vacation for PLW II LLC. Council Member Clark made a motion to approve the resolution; Council Member Thompson seconded that motion.

**RESOLUTION NUMBER 3331-24**

WHEREAS, PLW II, LLC, an Alabama limited liability company, hereinafter called Petitioner, being the owner of Lots 278 through 281 and Lots 308 through 311, in MUSCLE SHOALS CENTER NUMBER 2, a subdivision according to a map or plat thereof which is on file of record in the office of the Judge of Probate of Colbert County, Alabama, in Map Book 2, Page 66-67; said Petitioner being desirous of vacating the hereinafter described alley, has presented its signed Petition and Declaration of Vacation of said alley to the City Council of the City of Muscle Shoals, Alabama, a municipal corporation, for its consideration, assent and



approval; and

WHEREAS, the alley to be vacated is more particularly described as follows:

That certain 16 foot alley lying East of a line.tended from the Southwest comer of Lot 278, Muscle Shoals Center Number 2 to the Northwest corner of Lot 311, Muscle Shoals Center Number 2; and lying West of a line extended from the Southeast corner of Lot 281, Muscle Shoals Center Nwnber 2 to the Northeast comer of Lot 308, Muscle Shoals Center Number 2.

Subject to any existing utility easements.

WHEREAS, the aforesaid Petitioner, is the owner of all property abutting the said alley to be vacated, having complied with all the requirements of Ordinances of the City of Muscle Shoals, Alabama, relating to the vacation of streets and alleyways within the City of Muscle Shoals, Alabama; and

WHEREAS, the City Council of the City of Muscle Shoals, Alabama, has determined that the convenient means of ingress and egress to and from their property is afforded to all other property owners owning property in the tract of land embraced in the map, plat or survey within which the above described alley is located, such means of ingress and egress being afforded by  
the remaining dedicated streets in the area.

NOW, THEREFORE. BE IT RESOLVED, by the City Council of the City of Muscle



Shoals, Alabama, that the assent of the City Council of the City of Muscle Shoals, Alabama  
be and the same is hereby given and granted to the vacation of the alley herein above  
described.

BE IT FURTHER RESOLVED that the City of Muscle Shoals, Alabama, a municipal  
corporation, remise, release, and quit-claim to PLW II, LLC whatever right, title and interest  
the City of Muscle Shoals may have acquired in and to the above described alley and that the  
Mayor, Mike Lockhart, is hereby authorized to execute and deliver said quit-claim deed to  
for and on





behalf of the City of Muscle Shoals, Alabama.

President Sockwell stated that approval of the motion and second was before the Council. 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: All

NAYS: None

President Sockwell announced that the next item of business was consideration of approving a resolution for the approval of a maintenance agreement with ALDOT-ATRP2-17-2022-360. Council Member Clark made a motion to approve the resolution; Council Member Thompson seconded that motion.

RESOLUTION NUMBER 3332-24

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

That the City enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a project for:

**Resurfacing and widening to add a center left turn lane on SR-184 (Second St.) from Firestone Ave. to .360 miles west of SR-133; Project# ATRP2-17-2022-360; CPMS Ref# 100074470 and 100075001.**

Which agreement is before this Council, and that the agreement be executed in the name of the City, by the Mayor for and on its behalf and that it be attested by the City Clerk and the official seal of the City be 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.

I, the undersigned qualified and acting Clerk of the City of Muscle Shoals, Alabama, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the City named therein, at a regular meeting of such Council held on this 5<sup>th</sup> day of August, 2024 and that such resolution is on file in the City Clerk's Office.

President Sockwell stated that approval of the motion and second was before the Council. 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: All  
NAYS: None

President Sockwell announced that the next item of business was to appoint a member to the Utilities Board. Roll call was given to record a vote, and the vote of each Council Member recorded as follows:

Council Member Hall: Donna Ricks  
Council Member Clark: Donna Ricks  
Council Member Thompson: Donna Ricks  
Council Member Sockwell: Donna Ricks

**RESOLUTION NUMBER 3333-24**

**WHEREAS**, a term on the Utilities Board will expire July 2024 and the City Council being desirous of making the necessary appointment to said board;

**WHEREAS**, notice was given to the public of said pending vacancies 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:

Donna Ricks

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

Council Member Hall: Donna Ricks  
Council Member Clark: Donna Ricks  
Council Member Sockwell: Donna Ricks  
Council Member Thompson: Donna Ricks  
Council Member Moore: Absent

**WHEREAS**, Council President Sockwell announced that Donna Ricks had received a majority of the votes cast,

**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>
Donna Ricks	Utilities Board	July 2030



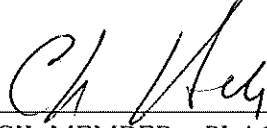
The clerk is hereby directed to notify the above-named person of their appointment and to further notify the respective board of said appointment.

ADOPTED and APPROVED this 5th day of August, 2024.

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



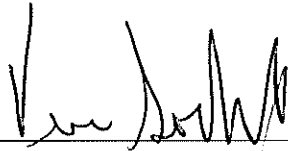
COUNCIL MEMBER – PLACE ONE



COUNCIL MEMBER – PLACE TWO



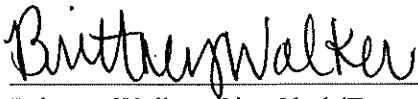
COUNCIL MEMBER – PLACE THREE



COUNCIL MEMBER – PLACE FOUR

COUNCIL MEMBER – PLACE FIVE

ATTEST:



Brittney Walker, City Clerk/Treasurer

