

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
January 21, 2014**

The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall Auditorium in said City at 6:35 p.m. on the 21st day of January, 2014 being the scheduled time and approved place for said meeting. The meeting was called to order by James Holland, 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: JOE PAMPINTO, NEAL WILLIS, MIKE LOCKHART
 JAMES HOLLAND, ALLEN NOLES
ABSENT: NONE

James Holland, 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 Pampinto seconded by Council Member Willis and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of January 6, 2014 meeting and approved the minutes as written.

Mayor Bradford announced that he would representing the City in the Design Alabama conference. Muscle Shoals was one of five cities in Alabama selected to explore design or development issues in the selected cities. He also indicated his support for the amendments to the 2005 National Electrical Code under consideration in this meeting.

President Holland announced that the next item of business was consideration of a resolution to award a bid for emergency ambulance services for the City.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2673 - 14

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

[1] That advertisements for bids for a provider of emergency ambulance services for the City of Muscle Shoals, Alabama were distributed and the bid opening was held on the 17th day of December 2013 at the City Hall of the City of Muscle Shoals, Alabama.

[2] **BE IT FURTHER RESOLVED** that at the appointed time and place, as specified above, the following bids were received and opened and reviewed as follows:

- a) Keller Emergency Medical Service
- b) Shoals Ambulance Service

[3] **BE IT FURTHER RESOLVED**, that the most responsive and responsible bidder has been determined to be KELLER EMERGENCY MEDICAL SERVICE.

NOW, THEREFORE BE IT RESOLVED that the most responsive and responsible bidder, KELLER EMERGENCY MEDICAL SERVICE is now awarded the bid for providing the emergency ambulance services within the City of Muscle Shoals, Alabama.

BE IT FURTHER RESOLVED, that the City's Procurement Agent is directed to notify the successful bidder, Keller Emergency Medical Service, of the action by the Council and the Mayor of the City, David H. Bradford, is directed to notify the Colbert County Emergency Communications District (E911 Board) of the Council's action that KELLER EMERGENCY MEDICAL SERVICE is the provider of emergency ambulance services within the city limits of the City of Muscle Shoals, Alabama.

Council Member Noles seconded the motion and upon said motion being put to a vote the following vote was recorded:

AYES: Council Member Pampinto, Council Member Willis, Council Member Holland,
Council Member Noles

NAYS: None.

ABSTAIN: Council Member Lockhart

President Holland announced that the resolution had been approved.

President Holland announced that the next item of business was to set a public hearing to consider the vacation of an alleyway for Myrtle Duggar located between Tuxedo and Elmhurst Avenue in Highland Park Subdivision.

President Holland announced that at a meeting to be held at the City Hall in said City at 6:00 pm on the 17th day of February, 2014, the Council will consider the vacation of the alley. At said time and place, all persons who desire to do so shall have the opportunity of being heard in opposition to or in favor of the approval of such vacation.

President Holland announced that the next item of business was to set 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. President Holland announced that at a regular meeting of the City Council to be held at the City Hall in said City ay 6:00 pm on the 17th day of February, 2014, 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 area which is currently zoned R-2 and is hereby incorporated in and made a part of the B-2 District, to wit:

Lots 4462-4465, Highland Park Subdivision

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.

President Holland announced that the next item of business was consideration of an ordinance to amend the electrical code as set forth in Section 18-106 of the City Code

Council Member Noles introduced the following ordinance in writing and moved for its immediate consideration:

ORDINANCE NO. 1456 - 14

**AN ORDINANCE AMENDING THE ELECTRICAL CODE AS SET FORTH IN
SECTION 18-106 OF THE CODE OF ORDINANCES OF THE CITY OF
MUSCLE SHOALS, ALABAMA**

BE IT ORDAINED by the Council of the City of Muscle Shoals, Alabama that Ordinance Number 1244-01 approved and adopted by the City Council of the City of Muscle Shoals, Alabama on January 22, 2001 and as amended by Ordinance Number 1347-05 approved and adopted by the City Council of the City of Muscle Shoals, Alabama on August 8, 2005 and as amended by Ordinance Number 1363-06 approved and adopted by the City Council of the City of Muscle Shoals, Alabama on March 7, 2006 is hereby amended to read in its entirety as follows, to wit:

ARTICLE V. ELECTRICAL CODE

Sec. 18-106. Electrical Code Adopted.

The 2005 edition of the National Electrical Code, with the following modifications, is adopted by reference:

(a) Section 680.26 Equipotential Bonding shall become effective on January 1, 2006. Equipotential Bonding Grid. The parts specified in 680.26 (b) shall be connected to an equipotential bonding grid with a solid copper conductor, insulated, covered, or bare, not smaller than 8 AWG or rigid metal conduit of brass or other identified corrosion-resistant metal conduit. Connection shall be made by exo-thermic welding or by listed pressure connectors or clamps that are labeled as being suitable for the purpose and are of stainless steel, brass, copper, or copper alloy. The equipotential bonding grid shall conform to the contours of the pool and shall extend within or under paved walking surfaces for 1 m (3 ft.) horizontally beyond the inside walls of the pool and shall be permitted to be any of the following:

Exception: The equipotential bonding grid shall not be required to be installed under the bottom of or vertically along the walls of vinyl lined polymer wall, fiberglass composite, or other pools constructed of nonconductive materials. Any metal parts of the pool, including metal structural supports, shall be bonded in accordance with 680.26 (b). For purposes of this section, poured concrete, pneumatically applied (sprayed) concrete and concrete block, with painted or plastered coatings, shall be considered conductive material. Structural Reinforcing Steel. The structural reinforcing steel of a concrete pool or deck where the reinforcing rods are bonded together by the usual steel tie wires or the equivalent. Where deck reinforcing steel is not an integral part of the pool, the deck reinforcing steel shall be bonded to other parts of the bonding grid using a minimum 8AWG solid copper conductor. Connection shall be per 680.26 (D).

(b) Notwithstanding any provision of the said 2005 National Electrical Code to the contrary, or any provision herein, the following requirements or prohibitions shall apply within the corporate limits of the City of Muscle Shoals, Alabama:

(1) No aluminum wire shall be used in the construction of residential or commercial structures.

(2) Smoke detectors shall be located in every bedroom and adjacent to sleeping quarters. Said smoke detectors shall be hard wired and equipped with battery backup. Said smoke detectors shall be interlinked.

(3) Carbon monoxide detectors shall be installed in new homes that are equipped with gas appliances. Said carbon monoxide detectors shall be hard wired and equipped with battery backup.

(4) No 14 gauge wiring shall be used in residential construction.

Exception: Smoke & carbon monoxide detectors and switch legs will be allowed to be no. 14 copper wire.

(5) No 100 or 125 amp services shall be allowed in residential or commercial construction if the structure is heated or cooled with electricity. In such residential or commercial construction heated or cooled by electricity only a 200 amp minimum service shall be allowed.

Exception: Any multi tenant residential apartment greater in number than a duplex. A State of Alabama electrical engineer must certify electrical load calculations for each apartment before this will be accepted.

(6) The enforcement of the four wire system, so that each circuit will have a dedicated neutral and ground, is required.

(7) All service panels used in residential and commercial construction shall be equipped with a separate grounding and neutral bar.

BE IT FURTHER ORDAINED that this Ordinance, and its provisions, shall become effective upon publication or posting pursuant to law or as otherwise provided for by law.

Council Member Lockhart seconded the motion and upon said motion being put to a vote the following vote was recorded:

AYES: Council Member Pampinto, Council Member Willis, Council Member Lockhart
Council Member Holland, Council Member Noles

NAYS: None.

President Holland announced that the motion for immediate consideration had been approved. Council Member Noles moved that the Ordinance be approved as presented. Council Member Lockhart seconded the motion 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 Lockhart
Council Member Holland, Council Member Noles

NAYS: None

President Holland announced that the Ordinance had been 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

COUNCIL MEMBER - PLACE ONE

COUNCIL MEMBER - PLACE TWO

COUNCIL MEMBER - PLACE THREE

COUNCIL MEMBER - PLACE FOUR

COUNCIL MEMBER - PLACE FIVE

ATTEST:

CITY CLERK