

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
August 6, 2012**

The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall Auditorium in said City at 6:25 p.m. on the 6th day of August, 2012 being the 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 Ricky Williams. 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

David H. 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. Richard Williams, City Clerk, was present and kept the minutes of the meeting.

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 regular meeting and work session of July 16, 2012 and approved the minutes as written.

Mayor Bradford announced that the next item of business was consideration of a resolution to award a bid for trash trailers in the public works department.

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

STATE OF ALABAMA
COUNTY OF COLBERT

RESOLUTION NUMBER 2558-12

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

[1] That the Procurement Agent did send out advertisements for bids for the purchase of two (2), new and unused, heavy duty bulk trash trailers, the bid opening being held July 27, 2012 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 opened and tabulated as follows:

BIDDER:	BID PRICE:	Electric Tarp System (Optional)
Sansom Equipment Co., Inc.	\$39,684.00	\$4855.08

[3] **BE IT FURTHER RESOLVED** that the lowest, responsive, responsible bidder after evaluation and verifying the bid with the specifications, has been determined as Sansom Equipment Co., Inc. with a total bid price of \$44,539.08 including the optional electric tarp system for the purchase of two (2) heavy duty bulk trash trailers.

NOW, THEREFORE BE IT RESOLVED that the apparent low and best bidder, Sansom Equipment Co., Inc. is now awarded the bid for the purchase of two (2) heavy duty bulk trash trailers.

Council Member Grissom 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 that the Resolution had been approved.

Mayor Bradford announced that the next item of business was 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. The area being considered for zoning is located at 1802 East Sixth Street and is more particularly described 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 is hereby eliminated from the B-1 District in which it is now situated, and is hereby incorporated in and made a part of the R-2 District, to wit:

1 ACRE IN A PORTION OF THE NW 1/4 OF NE 1/4 OF SECTION 4S11W12
AND BEING A PARCEL 161.41 X 270 /DB 2005-45 PG 37 & DB 2006-01 PG
193 COLBERT COUNTY REVENUE PARCEL I.D. #13-01-12-1-004-003.001

Council Member Grissom moved that the matter be tabled and additional clarification be sought from the Planning and Zoning Board prior to action by the Council. 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 that the rezoning request was tabled.

Mayor Bradford announced that the next item of business was a public hearing to consider the issuance of a Retail Table Wine License (off premises only) to Vinos Wine & More LLC dba Vinos Wine & More located at 1688 S. Wilson Dam Road.

Mayor Bradford noted that proper notice of the date, time and place of said hearing had been given and the matter was before the Council.

Mayor Bradford stated that the Council would hear from those persons in support of the issuance of the license as well as those opposed.

Tommy Oswalt, 3423 Cypress Lane, Muscle Shoals, owner of the business spoke in favor of the approval. There being no one else 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 Grissom, Council Member Holland
Council Member Noles, 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 a resolution to appoint three members to the Civil Service Board.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2559 - 12

WHEREAS, three vacancies on the Civil Service Board of the City of Muscle Shoals have occurred and the City Council being desirous of making the necessary appointments to said board within the City;

WHEREAS, notice was given to the public of said pending vacancies and applications solicited for members 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:

Adam Buchanan Matthew Burcham Raymond Eggleston
Leon Madden Donna Tipps

WHEREAS, Raymond Eggleston, Leon Madden and Donna Tipps were determined to have received the best overall rankings on the City Council evaluations, and

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

Council Member Pampinto: Raymond Eggleston, Leon Madden, Donna Tipps
 Council Member Willis: Raymond Eggleston, Leon Madden, Donna Tipps
 Council Member Grissom: Raymond Eggleston, Leon Madden, Donna Tipps
 Council Member Holland: Raymond Eggleston, Leon Madden, Donna Tipps
 Council Member Noles: Raymond Eggleston, Leon Madden, Donna Tipps
 Mayor Bradford: Raymond Eggleston, Leon Madden, Donna Tipps

WHEREAS, Mayor Bradford announced that Raymond Eggleston, Leon Madden and Donna Tipps 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 persons to serve a term as noted below:

<u>APPOINTEE</u>	<u>BOARD</u>	<u>EXPIRATION OF TERM</u>
Donna Tipps	Civil Service Board	June 20, 2014
Raymond Eggleston	Civil Service Board	June 20, 2015
Leon Madden	Civil Service Board	June 20, 2015

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

Council Member Noles 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 to appoint election workers for the August 28, 2012 municipal election.

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

STATE OF ALABAMA
 COLBERT COUNTY

RESOLUTION NUMBER 2560 - 12

WHEREAS, a regular municipal election has been called to be held on the 28th day of August 2012, and a runoff election, to be held if necessary, on the 9th day of September 2012 and

WHEREAS, the Mayor and City Council are required to appoint from the qualified electors, officers to hold the election, now

THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSCLE SHOALS, ALABAMA that the following individuals are appointed and summoned to serve during the regular municipal election on the 28th of August 2012 and the runoff election, if necessary on September 9th 2012:

FIRST SOUTHERN BAPTIST CHURCH - BOX 1

Gerald Robbins- Inspector
Glenda Robbins - Clerk
Betty Hooper - Clerk
Faye Aycock - Clerk
Genee Dale - Clerk
Marjorie Tippett - Clerk

WOODWARD AVE BAPTIST CHURCH- BOX 3

Alnita Roden - Inspector
Diane Crawford - Clerk
Peggy Schmidlkofer - Clerk
Norma Hallmark - Clerk
David Turner - Clerk
Barbara Thompson - Clerk

GRACE LIFE CHURCH - BOX 5

Lorene Martin - Inspector
Gloria Adams - Clerk
Peggy Risner - Clerk
Edith Anderson - Clerk
Fay Fitzgerald - Clerk
Elizabeth Hargrove - Clerk

ABSENTEES - CITY HALL

Clair Stratford - Inspector
Martha Bowles- Clerk
Regina Thompson - Clerk
Peggy Vickers - Clerk

GATTMAN PARK REC CENTER- BOX 2

Marie Rich - Inspector
Larry Barker - Clerk
Ruth Gothard - Clerk
Jennie Williams - Clerk
Mary Barker - Clerk
Barbara Linam - Clerk

PLUMBERS/STEAMFITTERS- BOX 4

Linda Pittman- Inspector
Mattie Granville - Clerk
Ann Ledbetter - Clerk
Nancy Woodruff - Clerk
George Granville - Clerk
Mary Eubanks - Clerk

CITY HALL-BOX 6

Gloria Johnson - Inspector
Mavis Burney - Clerk
Sarah Jumper - Clerk
Lula Tipton - Clerk
Kellie Williamson - Clerk
Rita Newton - Clerk

BE IT FURTHER RESOLVED that the following compensation be established for the respective officials: Inspector \$125.00 per day; Clerk \$100.00 per day.

Council Member Willis 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 that the Resolution had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to authorize an application be made to the Alabama Beverage Control Board for a Special Events Liquor license for Cypress Lakes Golf & Tennis.

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

RESOLUTION NUMBER 2561 - 12

WHEREAS, the City of Muscle Shoals, Alabama is the owner and operator of the Cypress Lakes Golf and Tennis facility, and

WHEREAS, the City of Muscle Shoals has mutually agreed to terminate the lease agreement with Table 18, LLC to provide food and beverage services at the City's facilities at Cypress Lakes; and

WHEREAS, the City of Muscle Shoals is desirous of operating certain snack and beverage services at the Cypress Lakes facilities, including the sale of beer; and

WHEREAS, an application to the Alabama Beverage Control Board is required to allow the sale of beer at the Cypress Lakes facilities, now

THEREFORE BE IT HEREBY RESOLVED that the City Council of the City of Muscle Shoals, Alabama, does hereby authorize a license application be submitted to the Alabama Beverage Control Board for a Special Events License in the name of the City of Muscle Shoals and direct Recreation Director Rusty Wheelles to execute the application and other documents related to the issuance of the state license and

BE IT FURTHER RESOLVED that liability insurance to cover this exposure be secured and maintained during the time the City operates under this application.

Council Member Holland 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 that the Resolution had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to declare Joe E. Pampinto duly elected to the office of City Council - Place No. 1.

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

STATE OF ALABAMA
COLBERT COUNTY
CITY OF MUSCLE SHOALS

RESOLUTION NUMBER 2562 - 12

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualifications has passed, then such person shall, for all purposes, be deemed elected to such office, and the Mayor shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Muscle Shoals, Alabama has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of City Council - Place No. 1 prior to the deadline and that the name of that person who filed such statement was Joe E. Pampinto.

NOW, THEREFORE, BE IT RESOLVED by the City of Muscle Shoals Council of the City of Muscle Shoals that Joe E. Pampinto hereby declared duly elected to the office of City Council - Place No. 1 of the City of Muscle Shoals, Alabama commencing on the first Monday in November, 2012, and

BE IT FURTHER RESOLVED, that the Mayor of the City of Muscle Shoals be and he hereby is directed to issue a certificate of election to Joe E. Pampinto for the office of City Council - Place No. 1 of the City of Muscle Shoals, Alabama for such term pursuant to the provisions of Section 11-46-25, as amended.

Council Member Willis 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 that the Resolution had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to declare Neal Willis duly elected to the office of City Council - Place No. 2.

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

**STATE OF ALABAMA
COLBERT COUNTY
CITY OF MUSCLE SHOALS**

RESOLUTION NUMBER 2563 - 12

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualifications has passed, then such person shall, for all purposes, be deemed elected to such office, and the Mayor shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Muscle Shoals, Alabama has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of City Council - Place No. 2 prior to the deadline and that the name of that person who filed such statement was Neal Willis.

NOW, THEREFORE, BE IT RESOLVED by the City of Muscle Shoals Council of the City of Muscle Shoals that Neal Willis be and he is hereby declared duly elected to the office of City Council - Place No. 2 of the City of Muscle Shoals, Alabama commencing on the first Monday in November, 2012, and

BE IT FURTHER RESOLVED, that the Mayor of the City of Muscle Shoals be and he hereby is directed to issue a certificate of election to Neal Willis for the office of City Council - Place No. 2 of the City of Muscle Shoals, Alabama for such term pursuant to the provisions of Section 11-46-25, as amended.

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 that the Resolution had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to declare James E. Holland duly elected to the office of City Council - Place No. 4.

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

**STATE OF ALABAMA
COLBERT COUNTY
CITY OF MUSCLE SHOALS**

RESOLUTION NUMBER 2564 - 12

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualifications has passed, then such person shall, for all purposes, be deemed elected to such office, and the Mayor shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Muscle Shoals, Alabama has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of City Council - Place No. 4 prior to the deadline and that the name of that person who filed such statement was James E. (Jim) Holland.

NOW, THEREFORE, BE IT RESOLVED by the City of Muscle Shoals Council of the City of Muscle Shoals that James E. (Jim) Holland be and he is hereby declared duly elected to the office of City Council - Place No. 4 of the City of Muscle Shoals, Alabama commencing on the first Monday in November, 2012, and

BE IT FURTHER RESOLVED, that the Mayor of the City of Muscle Shoals be and he hereby is directed to issue a certificate of election to James E. (Jim) Holland for the office of City Council - Place No. 4 of the City of Muscle Shoals, Alabama for such term pursuant to the provisions of Section 11-46-25, as amended.

Council Member Grissom 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 that the Resolution had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to declare Allen Noles duly elected to the office of City Council - Place No. 5.

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

**STATE OF ALABAMA
COLBERT COUNTY
CITY OF MUSCLE SHOALS**

RESOLUTION NUMBER 2565 - 12

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualifications has passed, then such person shall, for all purposes, be deemed elected to such office, and the Mayor shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Muscle Shoals, Alabama has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of City Council - Place No. 5 prior to the deadline and that the name of that person who filed such statement was Allen Noles.

NOW, THEREFORE, BE IT RESOLVED by the City of Muscle Shoals Council of the City of Muscle Shoals that Allen Noles be and he is hereby declared duly elected to the office of

City Council - Place No. 5 of the City of Muscle Shoals, Alabama commencing on the first Monday in November, 2012, and

BE IT FURTHER RESOLVED, that the Mayor of the City of Muscle Shoals be and he hereby is directed to issue a certificate of election to Allen Noles for the office of City Council - Place No. 5 of the City of Muscle Shoals, Alabama for such term pursuant to the provisions of Section 11-46-25, as amended.

Council Member Pampinto 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 that the Resolution had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to declare David H. Bradford duly elected to the office of Mayor.

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

**STATE OF ALABAMA
COLBERT COUNTY
CITY OF MUSCLE SHOALS**

RESOLUTION NUMBER 2566 - 12

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government, and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualifications has passed, then such person shall, for all purposes, be deemed elected to such office, and the Mayor shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

WHEREAS, the Mayor of the City of Muscle Shoals, Alabama has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Mayor prior to the deadline and that the name of that person who filed such statement was David H. Bradford.

NOW, THEREFORE, BE IT RESOLVED by the City of Muscle Shoals Council of the City of Muscle Shoals that David H. Bradford be and he is hereby declared duly elected to the office of Mayor of the City of Muscle Shoals, Alabama commencing on the first Monday in November, 2012, and

BE IT FURTHER RESOLVED, that the chairman pro tempore of the City Council of the City of Muscle Shoals be and he hereby is directed to issue a certificate of election to David H. Bradford for the office of Mayor of the City of Muscle Shoals, Alabama for such term pursuant to the provisions of Section 11-46-25, as amended.

Council Member Holland 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 that the Resolution had been approved.

Mayor Bradford announced that the next item of business was consideration of a resolution to authorize the Mayor to execute an agreement with the Alabama Department of Transportation for the installation and maintenance of street lighting on SR133(Wilson Dam Road) from Avalon Avenue to the south approach of Patton Island Bridge.

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

RESOLUTION NUMBER 2567 - 12

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

1. That the City enter into an agreement with the State of Alabama acting by and through the Alabama Department of Transportation for:
Installation and Maintenance Agreement for Project NH-0133(504), roadway lighting on SR 133 from Avalon Avenue to south approach of Patton Island Bridge in the City of Muscle Shoals; which Agreement is before this council.
 2. That the agreement be executed in the name of the City, by its Mayor, for and on its behalf;
 3. That the agreement be attested by the City 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 Clerk.
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Council Member Willis 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 that the Resolution 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

MAYOR

COUNCIL MEMBER - PLACE ONE

COUNCIL MEMBER - PLACE TWO

COUNCIL MEMBER - PLACE THREE

COUNCIL MEMBER - PLACE FOUR

COUNCIL MEMBER - PLACE FIVE

ATTEST:

CITY CLERK