

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
May 11, 2009**

The Council of Muscle Shoals, Alabama met at the City Hall in said City at 6:30 p.m. on the 11th day of May 2009 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 Paul McDougle. On roll call the following members were found to be present or absent, as indicated:

PRESENT: JOE PAMPINTO, JERRY KNIGHT GRISSOM, JAMES HOLLAND
ALLEN NOLES, DAVID H. BRADFORD

ABSENT: NEAL WILLIS

Richard Williams, City Clerk, 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.

At this time, Mayor Bradford presented a proclamation declaring the week of May 9th - 17th, 2009 as "Travel & Tourism Week" in the City.

Upon motion duly made by Council Member Holland, seconded by Council Member Noles and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of April 20, 2009 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 the construction of a splashpad in Gattman Park for the Recreation Department.

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

STATE OF ALABAMA
COUNTY OF COLBERT

RESOLUTION NUMBER 2397-09

WHEREAS, the City of Muscle Shoals has duly advertised and received construction bids for Project 08-LW-920 – Gattman Park Splash Pad, and

WHEREAS, bids were received and publicly opened at the City Hall on May 4, 2009 at 9:00 a.m., with the following tabulation:

Butler Construction	\$290,035.00
Calenco, LLC	228,432.07
H & N Construction	277,152.13
Joe Keenum Excavation and Construction	290,541.00
Nelson Construction Company	286,264.65

WHEREAS, it has been determined that Calenco, LLC, of Sheffield, Alabama has submitted the lowest, responsible, responsive bid for this project, and

WHEREAS, this contractor has been determined not to be on the List of Ineligible Contractors, now

THEREFORE BE IT RESOLVED By the City Council of the City of Muscle Shoals, Alabama, that the City of Muscle Shoals does hereby authorize its Mayor, David H. Bradford to sign contract documents with the above mentioned contractor for the completion of park project 08-LW-920 – Gattman Park Splash Pad for a contract amount of \$228,432.07.

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 the scheduling of a public hearing to consider the issuance of a Lounge Retail Liquor License - Class II (Package) to DM Kumar Inc. dba Shoals Package Store, 3695 E. 2nd Street.

Mayor Bradford announced that at a meeting to be held at the City Hall in said City at 6:30p.m. on the 1st day of June, 2009, the Council will consider the approval of the license. 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 approval of such license.

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 preliminary engineering work to resurface portions of Gusmus Avenue, Broadway Avenue and 2nd Street in the City.

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

STATE OF ALABAMA
COUNTY OF COLBERT

RESOLUTION NUMBER 2398 - 09

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 for:
Project STMOA PE09(), Project Reference Number 100053618 to resurface Gusmus Avenue North from SR-184 (2nd Street) to Avalon Avenue, Broadway Avenue from CR-24 (West 6th Street) to Avalon Avenue and CR-24 (West 6th Street) from George Wallace Boulevard to SR-2 (US 72, Woodward Avenue), 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.

Council Member Pampinto 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 authorize the Mayor to execute an agreement with the Alabama Department of Transportation for construction, engineering and inspection work to resurface portions of Gusmus Avenue, Broadway Avenue and 2nd Street in the City.

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

STATE OF ALABAMA
COUNTY OF COLBERT

RESOLUTION NUMBER 2399 - 09

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 for:

Construction Agreement Project STMOA CN09(), Project Reference Number 100053619 for a construction program to resurface Gusmus Avenue North from SR-184 (2nd Street) to Avalon Avenue, Broadway Avenue from CR-24 (West 6th Street) to Avalon Avenue and CR-24 (West 6th Street) from George Wallace Boulevard to SR-2 (US 72, Woodward Avenue), 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.

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.

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