

**MINUTES FROM A REGULAR MEETING OF THE  
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD  
June 15, 2020**

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The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall auditorium in said City at 6:00 p.m. on the 15<sup>th</sup> day of June, 2020 being the scheduled time and place for said meeting. The meeting was called to order by Allen Noles, Council President. The invocation was given by Ricky Williams. On roll call the following members were found to be present or absent, as indicated:

PRESENT: CHRIS HALL, TERRY MCMINN, MIKE LOCKHART,  
KEN SOCKWELL, ALLEN NOLES  
ABSENT: NONE

Allen Noles, 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 David Bradford was also present. Ricky Williams, City Clerk, was present and kept the minutes of the meeting.

Upon motion duly made by Council Member Hall and seconded by Council Member McMinn and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of June 1, 2020 and approved the minutes as written.

Mayor Bradford updated the Council on the Industrial Access grant for 6<sup>th</sup> Street improvements at the Shoals Research Park. He also noted that an ARC grant for flood study of the southeast portion of the City had been approved. The contract for the work with Wood Environmental will be placed on the July 6<sup>th</sup> agenda. The Mayor shared that two industrial projects are set to be announced in the near future for the City.

Council President Noles announced the next item of business was consideration of a resolution to authorize the purchase of controlled release fertilizer from Harrell's LLC from the Omnia Partners, Public Sector purchasing cooperative.

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

STATE OF ALABAMA

COLBERT COUNTY

**RESOLUTION NUMBER 3071 - 20**

**WHEREAS**, the City Council of the City of Muscle Shoals, Alabama is desirous of purchasing various chemicals and fertilizers for use at the Cypress Lakes Golf Course; and

**WHEREAS**, the Procurement Agent advised that the amount of said purchase must comply with the Alabama Competitive Bid Law and further that a purchasing cooperative contract eliminating the need for further formal, sealed bidding process has been approved by the State of Alabama and is valid for such purchase; and

**WHEREAS**, the Procurement Agent further advised that the purchase price for controlled release fertilizer to be purchased from Harrell's LLC and further Harrell's LLC is the awarded contractual vendor for said item with Omnia Partners, Public Sector, a State of Alabama approved purchasing cooperative; now

**THEREFORE, BE IT RESOLVED** by the City Council of the City of Muscle Shoals that Harrell's LLC the contractual vendor of Omnia Partners, Public Sector is now hereby awarded the purchase of 40-0-0 A Turf polyon controlled release fertilizer for the total purchase price of \$17,685.00.

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Council Member Lockhart seconded the motion and upon said motion being put to a vote, all voted "AYE" and "NAYS" were none.

Council President Noles announced that the resolution had been approved.

Council President Noles announced the next item of business was a request for the vacation of alleyways lying in Union Terrace No. 2 Subdivision as requested by Isbell Land Company, LLC.

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

**STATE OF ALABAMA**  
**COLBERT COUNTY**

**PETITION**

**WHEREAS**, the undersigned, ISBELL LAND COMPANY, LLC a limited liability company, herein referred to as Petitioners are the owners of the lands and properties in said subdivision known as **UNION TERRACE NO. 2 SUBDIVISION** abutting the streets and alleyways or portions thereof, hereinafter described with particularity; said Petitioners being desirous of vacating said streets and alleyways or portions thereof.

**WHEREAS**, Petitioners state that the streets and alleyways or portions thereof that Petitioner desires to vacate are located within and as a part of the subdivision designated as **UNION TERRACE NO. 2 SUBDIVISION**, all of which are further known and designated according the maps and plats thereof recorded in the Office of the Judge of Probate of Colbert County, Alabama in Plat Book 2, Page 299.

**WHEREAS**, Petitioners state that convenient and reasonable means of ingress and egress to and from other property located within the said subdivision and other property is afforded to all other property owners and further that said desired vacation shall not deprive the undersigned, or other, property owners from convenient and reasonable means of ingress and egress to and from their property;

**WHEREAS**, Petitioners state that the streets and alleyways or portions thereof desired to be vacated are not currently being used;

**WHEREAS**, Petitioners seek and request assent to the vacation by the governing body of Muscle Shoals, Alabama, same to be evidenced by a resolution duly adopted by the governing body and certified by the Clerk;

**NOW, THEREFORE**, the undersigned Petitioner, being the owner of the property in the subdivision known as **UNION TERRACE NO. 2 SUBDIVISION** abutting on the streets and alleyways or portions thereof, located in said subdivision, and further described herein, and desirous of vacating same does hereby declare the following streets and alleyways or portions thereof, to be vacated, to wit:

Any and all portions of the following described alleyways as shown on the plat of the said **UNION TERRACE NO. 2 SUBDIVISION**, a subdivision known and designated according to the map or plat thereof recorded in the Office of the Judge of Probate of Colbert County, Alabama in Map Book 2, Page 299, to wit:

**Block 10**

All of the alleyway running North and South and abutting Lots 9 through 12, on the West side of the alleyway and abutting Lots 13 through 16, inclusive, on the East side of the alleyway.

All of the alleyway running East and West lying and abutting Lots 9 and 13 on the South side of the alleyway and lying and abutting Lots 1 through 8, inclusive, on the North side of the alleyway.

Petitioner requests that the portions of the above described alleyways be vacated and approved by the City Council of Muscle Shoals, Alabama.

**IN WITNESS, WHEREOF**, the undersigned company has caused this instrument to be executed this 11<sup>th</sup> day of June 2020.

ISBELL LAND COMPANY, LLC  
By: s/Neal Isbell  
NEAL ISBELL, Member

**STATE OF ALABAMA  
COLBERT COUNTY**

I, the undersigned authority, a notary public in and for said County in said State, hereby certify that **NEAL ISBELL**, whose name is signed to the foregoing instrument as Member of Isbell Land Company, LLC, a limited liability company, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he in his capacity as Member and with full authority, executed the same voluntarily on the day the same bears date for and as the act of the company.

Given under my hand and official seal this the 11<sup>th</sup> day of June 2020.

s/ Ashlie Llewellyn  
Notary Public  
My Commission Expires: 4/3/24

**STATE OF ALABAMA  
COLBERT COUNTY**

**RESOLUTION NUMBER 3072 - 20**

**WHEREAS**, ISBELL LAND COMPANY, LLC, hereinafter referred to as Petitioner is the owner of all the lands and properties in said subdivision known as UNION TERRACE NO. 2 SUBDIVISION abutting the streets and alleyways, or portions thereof, hereinafter described with particularity; said Petitioner being desirous of vacating said streets and alleyways, or portions thereof, presented this signed Petition of Vacation of various streets and alleyways, or portions thereof, in said subdivision, to the City Council of the City of Muscle Shoals, Alabama for its consideration, assent and approval, said property being more particularly described herein; and

**WHEREAS**, the Petitioner, as the owner of all property abutting the said portions of the streets and alleyways, or portions thereof, to be vacated, having complied with all the requirements of Ordinances of the City of Muscle Shoals, Alabama, relating to the vacation of streets, public alleys, lots and blocks within the City of Muscle Shoals, Alabama, and

**WHEREAS**, the City Council of the City of Muscle Shoals, Alabama, has determined that 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 streets and alleyways, or portions thereof, is located, such means of ingress and egress being afforded by the remaining dedicated streets and public alleys 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 portion of the streets and property being more fully described as follows:

Any and all portions of the following described alleyways as shown on the plat of the said **UNION TERRACE NO. 2 SUBDIVISION**, a subdivision known and designated according to the map or plat thereof recorded in the Office of the Judge of Probate of Colbert County, Alabama in Map Book 2, Page 299, to wit:

**Block 10**

All of the alleyway running North and South and abutting Lots 9 through 12, on the West side of the alleyway and abutting Lots 13 through 16, inclusive, on the East side of the alleyway.

All of the alleyway running East and West lying and abutting Lots 9 and 13 on the South side of the alleyway and lying and abutting Lots 1 through 8, inclusive, on the North side of the alleyway.

**BE IT FURTHER RESOLVED** that the consent of the City Council to the vacation of the portion of the alleyways described herein is hereby granted, Dearborn Street as set forth herein is contingent upon the upon the construction of a dedicated public street or roadway that provides access to the owners of property other than Petitioners in said Union Terrace No. 2 Subdivision.

**BE IT FURTHER RESOLVED** that the Mayor of the City be authorized to execute and deliver a quitclaim deed, same to be attested by the City Clerk, conveying all of the City's right, title and interest in and to the vacated alleyways, or portions thereof, as herein described, unto the Petitioner, Isbell Land Company, LLC.

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Council Member Sockwell seconded the motion and upon said motion being put to a vote a roll call was had and the vote recorded as follows:

AYES: Council Member Hall, Council Member McMinn, Council Member Lockhart,  
Council Member Sockwell, Council Member Noles

NAYS: None

President Noles announced that the motion for approval of the Resolution was adopted.

Council President Noles announced the next item of business was a request for the vacation of a 20 ft. alleyway lying in Highland Park Subdivision Plat #5 as requested by Simpson Auto Properties, LLC.

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



By: s/ Misty S. Campbell  
Its: Personal Representative

STATE OF ALABAMA  
COLBERT COUNTY

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that John P. Simpson and Misty S. Campbell, whose names are signed to the foregoing instrument as Personal Representatives of the Estate of A. Gary Simpson, deceased, which is the Sole Member of Simpson Auto Properties, LLC, and who in such capacity are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, in such capacity and with full authority, have executed the same voluntarily as of the day the same bears date.

Given under my hand and official seal this the 2<sup>nd</sup> day of June, 2020.

s/ Ashlie Llewellyn  
NOTARY PUBLIC

My Commission Expires: 4 -3-24

SEAL

IN WITNESS WHEREOF, the undersigned have caused this instrument to be duly executed on this 2<sup>nd</sup> day of June, 2020.

THE ESTATE OF A. GARY SIMPSON, DECEASED

By: s/ John P. Simpson  
Its: Personal Representative

By: s/ Misty S. Campbell  
Its: Personal Representative

STATE OF ALABAMA  
COLBERT COUNTY

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that John P. Simpson and Misty S. Campbell, whose names are signed to the foregoing instrument as Personal Representatives of the Estate of A. Gary Simpson, deceased, and who in such capacity are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, in such capacity and with full authority, have executed the same voluntarily as of the day the same bears date.

Given under my hand and official seal this the 2<sup>nd</sup> day of June, 2020.

s/ Ashlie Llewellyn  
NOTARY PUBLIC

My Commission Expires: 4 -3-24

SEAL

STATE OF ALABAMA

COLBERT COUNTY

**RESOLUTION NUMBER 3073 – 20**

WHEREAS, Simpson Auto Properties, LLC (“Simpson Auto”) and the Estate of A. Gary Simpson, deceased (the “Estate”), hereinafter collectively called Petitioners, Simpson Auto being the owner of Lots 1671-1676 and the Estate being the owner of Lots 1949-1952, all in HIGHLAND PARK SUBDIVISION PLAT #5, 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 59; said Petitioners being desirous of vacating the hereinafter described alley, have presented their 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:

A 20 foot alley lying in Highland Park Subdivision Plat #5, Map Book 2, Page 59, being more particularly described as follows: Begin at the Southeast corner of Lot 1676, said point also lying on the Northern most right of way line of Ford Avenue (66 foot right of way); thence leave said right of way line, and along the West margin of said 20 foot alley, N 00° 35’ 13” E, 119.98 feet to the Northeast corner of Lot 1671; thence S 88° 20’ 43” E, 20.00 feet to the Northwest corner of Lot 1949; thence along the East margin of said 20 foot alley, S 00° 35’ 13” W, 119.98 feet to the Southwest corner of Lot 1949, said point also lying on the aforementioned Northern most right of way line of Ford Avenue; thence along said right of way line, N 88° 20’ 43” W, 20.00 feet to the POINT OF BEGINNING of the portion of alley to be vacated, said portion contains 0.06 acre ± and is subject to any and all easements or restrictions of record or unrecorded affecting said property.

WHEREAS, the aforesaid Petitioners, are the owners 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 there 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 Simpson Auto Properties, LLC and the Estate of A. Gary Simpson, deceased, whatever right, title and interest the City of Muscle Shoals may have acquired in and to the above described portion of the said street and that the Mayor, David H. Bradford, is hereby authorized to execute and deliver said quit-claim deed to for and on behalf of the City of Muscle Shoals, Alabama.

Council Member Hall seconded the motion and upon said motion being put to a vote a roll call was had and the vote recorded as follows:

AYES: Council Member Hall, Council Member McMinn, Council Member Lockhart,  
Council Member Sockwell, Council Member Noles

NAYS: None

President Noles announced that the motion for approval of the Resolution was adopted.

President Noles announced that the next item of business was consideration of a petition to annex the following described property.

Council Member Hall introduced the following ordinance and moved for its immediate consideration:

STATE OF ALABAMA     )  
COLBERT COUNTY        )

**PETITION FOR UNANIMOUS CONSENT TO ANNEXATION  
TO THE GOVERNING BODY OF THE CITY OF MUSCLE SHOALS, ALABAMA:**

The undersigned, **THOMPSON RENTAL PROPERTIES, LLC**, an Alabama limited liability company, being the owner of the hereinafter described real property, does hereby execute and file with the City Clerk this petition in writing requesting that the property hereinafter described be annexed to the City of Muscle Shoals, Alabama, under and by authority of §§ 11-42-20 through 11-42-24, *Code of Alabama, 1975*, said property being more particularly described as follows, to wit:

A tract or parcel of land being a part of the Southwest 1/4 of Section 12, Township 4 South, Range 11 West, Colbert County, Alabama and being more particularly described as follows:

Commence at the Southwest corner of said Section 12 (no monument found, previously purported to be a railroad spike); thence (NAD-83 Alabama State Plane West Basis of Bearings) North 01°00'40" West a distance of 622.11 feet to

an existing iron pin capped BAH 20633 in the easterly right of way of Elledge Lane (80' right of way width) which is the **Point of Beginning**; thence North 00°59'46" West a distance of 273.06 feet to an existing iron pin capped BAH 20633; thence South 89°58'53" East a distance of 252.00 feet to an existing iron pin capped BAH 20633; thence South 00°59'49" East a distance of 299.99 feet to an existing iron pin capped BAH 20633; thence South 89°53'47" East a distance of 745.74 feet to an existing iron pin capped BAH 20633; thence South 02°58'43" East a distance of 215.01 feet to an existing iron pin capped BAH 20633; thence South 89°58'00" East a distance of 299.94 feet to an existing iron pin capped BAH 20633; thence South 03°00'39" East a distance of 365.90 feet to an existing iron pin capped BAH 20633 on the northerly right of way line of Norfolk Southern railroad (right of way width varies); thence with said right of way, North 83°32'43" West a distance of 299.85 feet to a point; thence continue with said right of way, with a non-tangent curve turning to the right with an arc length of 1212.90 feet, with a radius of 1499.56 feet, with a chord bearing of North 60°50'38" West , with a chord length of 1180.11 feet to the point of beginning. Said parcel of land contains an area of **12.26 acres**, more or less and is subject to the right of way for Elledge Lane along the west side thereof; and is subject to the right of way for Norfolk Southern railroad along the south side thereof; and is subject to a gas transmission main right of way and easement across the southeasterly portion thereof; and is subject to any right of ways, easements, or restrictions affecting said parcel.

The undersigned represents unto the governing body of the City of Muscle Shoals, Alabama, as follows:

1. The undersigned is the sole owner of the herein described real property, said property being located and contained within an area contiguous to the corporate limits of the City of Muscle Shoals, Alabama.
2. The property sought to be annexed to the City of Muscle Shoals and as described herein does not lie within the corporate limits of any other municipality as required by § 11-42-21 of the *Code of Alabama, 1975*.
3. Attached hereto as Exhibit A and made a part hereof is a map of the property sought to be annexed for purposes of showing its relationship to the corporate limits of the City of Muscle Shoals, Alabama.

**NOW, THEREFORE**, the undersigned, **THOMPSON RENTAL PROPERTIES, LLC**, an Alabama limited liability company, petitions the governing body of the City of Muscle Shoals, Alabama to annex the property described herein to the said municipality and requests that the governing body of the City of Muscle Shoals, Alabama propose, consider, and adopt an Ordinance assenting to the annexation of the property described herein; that the corporate limits of the said municipality be extended and rearranged so as to embrace and include the property described herein; that such property described herein shall become and be a part of the City of Muscle Shoals, Alabama upon adoption of said Ordinance and publication thereof or as otherwise provided by law.

**IN WITNESS WHEREOF**, the said Petitioner, **THOMPSON RENTAL PROPERTIES, LLC**, an Alabama limited liability company, has caused this instrument to be executed on this 1<sup>st</sup> day of June, 2020.

THOMPSON RENTAL PROPERTIES, LLC,  
an Alabama limited liability company  
By: s/ Jody Thompson  
Its: Member

STATE OF ALABAMA     )  
COLBERT COUNTY        )

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that Jody Thompson, whose name as Member of Thompson Properties, LLC, is signed to the foregoing, personally appeared before me and acknowledged that, being informed of the contents of the foregoing, he signed the same voluntarily, and with full authority, on the day the same bears date.

Given under my hand and official seal this the 1<sup>st</sup> day of June, 2020.

s/ Kathi Riley  
NOTARY PUBLIC

My Commission Expires:9/20/23

SEAL

**ORDINANCE NO. 1520 - 20**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSCLE SHOALS, ALABAMA AS FOLLOWS:**

**Section 1.** The City Council of the City of Muscle Shoals, Alabama, as the legislative body of the City, does hereby find and declare that it is in the best interests of the citizens of the City and the citizens in the affected area to bring the territory described in Section 2 of this Ordinance into the City of Muscle Shoals, Alabama.

**Section 2.** The boundary lines of the City of Muscle Shoals, Alabama, be, and the same are hereby, altered or rearranged so as to include all of the territory heretofore encompassed by the corporate limits of the City of Muscle Shoals, Alabama, and in addition thereto, the following described territory:

A tract or parcel of land being a part of the Southwest 1/4 of Section 12, Township 4 South, Range 11 West, Colbert County, Alabama and being more particularly described as follows:

Commence at the Southwest corner of said Section 12 (no monument found, previously purported to be a railroad spike); thence (NAD-83 Alabama State Plane West Basis of Bearings) North 01°00'40" West a distance of 622.11 feet to an existing iron pin capped BAH 20633 in the easterly right of way of Elledge Lane (80' right of way width) which is the **Point of Beginning**; thence North 00°59'46" West a distance of 273.06 feet to an existing iron pin capped BAH 20633; thence South 89°58'53" East a distance of 252.00 feet to an existing iron

pin capped BAH 20633; thence South 00°59'49" East a distance of 299.99 feet to an existing iron pin capped BAH 20633; thence South 89°53'47" East a distance of 745.74 feet to an existing iron pin capped BAH 20633; thence South 02°58'43" East a distance of 215.01 feet to an existing iron pin capped BAH 20633; thence South 89°58'00" East a distance of 299.94 feet to an existing iron pin capped BAH 20633; thence South 03°00'39" East a distance of 365.90 feet to an existing iron pin capped BAH 20633 on the northerly right of way line of Norfolk Southern railroad (right of way width varies); thence with said right of way, North 83°32'43" West a distance of 299.85 feet to a point; thence continue with said right of way, with a non-tangent curve turning to the right with an arc length of 1212.90 feet, with a radius of 1499.56 feet, with a chord bearing of North 60°50'38" West , with a chord length of 1180.11 feet to the point of beginning. Said parcel of land contains an area of **12.26 acres**, more or less and is subject to the right of way for Elledge Lane along the west side thereof; and is subject to the right of way for Norfolk Southern railroad along the south side thereof; and is subject to a gas transmission main right of way and easement across the southeasterly portion thereof; and is subject to any right of ways, easements, or restrictions affecting said parcel.

**Section 3.** This Ordinance shall be published as provided by law and a certified copy of same, together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Colbert County, Alabama.

**Section 4.** The territory described in this Ordinance shall become a part of the corporate limits of the City of Muscle Shoals, Alabama upon publication of this Ordinance as provided for and set forth in Section 3 of this Ordinance.

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

Ayes: Council Member Hall, Council Member McMinn, Council Member Lockhart,  
Council Member Sockwell, Council Member Noles

Nays: None

President Noles announced that the motion for immediate consideration had passed unanimously. Council Member Hall moved that the Ordinance be approved. Council Member McMinn seconded the motion and upon said motion being put to a vote a roll call was had and the vote recorded as follows:

AYES: Council Member Hall, Council Member McMinn, Council Member Lockhart,  
Council Member Sockwell, Council Member Noles

NAYS: None

President Noles announced that the motion for approval of the Ordinance was approved unanimously.

President Noles announced that the next item of business was consideration of a resolution to approve Tier 1 retirement benefits for tier 2 employees.

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

**STATE OF ALABAMA  
COLBERT COUNTY**

**RESOLUTION NUMBER 3074 - 20**  
**TO PROVIDE TIER I BENEFITS TO TIER II PLAN MEMBERS**

**WHEREAS**, under the provisions of Act 2019-132, employers who participate in the Employees' Retirement System pursuant to Ala. Code 36-27-6 may elect to provide Tier I retirement benefits to Tier II plan members, and

**WHEREAS**, the City of Muscle Shoals participates in the Employees' Retirement System pursuant to Ala. Code 36-27-6 and wishes to improve retirement benefits for its Tier II plan members; now

**THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSCLE SHOALS**, that the City of Muscle Shoals elects to provide Tier I retirement benefits to its Tier II plan members, subject to approval by the Employees' Retirement System Board of Control; that, if approved, such election shall be effective the following fiscal year and is irrevocable.

**BE IT FURTHER RESOLVED** that the City of Muscle Shoals has reviewed the actuarial cost estimates provided by the Employees' Retirement System for such election and agrees to pay any resulting increases in the employer contribution rate.

**BE IT FURTHER RESOLVED** that beginning in the month that such election is effective, the City of Muscle Shoals' Tier II plan members shall contribute 7.5% of their earnable compensation to the Employees' Retirement System and the City of Muscle Shoals' Tier II plan members who are firefighters or law enforcement officers, as defined by Ala. Code 36-27-59(a), shall contribute 8.5% of their earnable compensation to the Employees' Retirement System, as required by Act 2019-132.

**BE IT FURTHER RESOLVED** that the City of Muscle Shoals has not increased the member contribution rates for its Tier I members as provided by Act 2011-676 and, required by Ala. Code 36-27-6.5, the City of Muscle Shoals has submitted to the Employees' Retirement System a plan to increase such rates.

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Council Member Lockhart seconded the motion and upon said motion being put to a vote, all voted "AYE" and "NAYS" were none.

President Noles announced that the resolution had been approved.

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

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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

ATTEST:

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COUNCIL MEMBER - PLACE FIVE

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CITY CLERK