

**MINUTES FROM A REGULAR MEETING OF THE  
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD  
August 19, 2019**

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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 19<sup>th</sup> day of August, 2019 being the scheduled time and place for said meeting. The meeting was called to order by Allen Noles, 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: CHRIS HALL, NEAL WILLIS, MIKE LOCKHART,  
KEN SOCKWELL, ALLEN NOLES  
ABSENT: NONE

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

Upon motion duly made by Council Member Sockwell and seconded by Council Member Lockhart and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of August 5, 2019 and approved the minutes as written.

At this time, Wendy Snitzer, Bainbridge Road appeared before the Council and was recognized.

President Noles announced that the next item of business was consideration of a resolution to approve the Rebuild Alabama Transportation Plan for 2020.

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

STATE OF ALABAMA  
COLBERT COUNTY

**RESOLUTION NUMBER 3026 - 19**

**WHEREAS**, Act Number 2019 - 2, known at the Rebuild Alabama Act, was approved by the Alabama legislature to levy excise taxes on gasoline and diesel fuel, and

**WHEREAS**, Act Number 2019-2 provides for the distribution of a portion of these revenues to local governments for the construction, maintenance and repair of public roads, highways and bridges, and

**WHEREAS**, the legislation requires the development, approval and dissemination of an annual transportation plan by the governing body of the municipality, now

**THEREFORE BE IT RESOLVED** By the City Council of the City of Muscle Shoals, Alabama that the City of Muscle Shoals Transportation Plan for fiscal year 2020 be approved as presented, and

**BE IT FURTHER RESOLVED** that the City Clerk be directed to give proper notice of the approved Transportation Plan as required by Act Number 2019-2, and

**BE IT FURTHER RESOLVED** that the City Clerk is hereby authorized and directed to establish a separate bank account to be maintained by the City of Muscle Shoals for receipt and deposit of gasoline tax funds and diesel tax funds received pursuant to the Act at First Metro Bank.

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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.

President Noles announced that the resolution had been approved.

President Noles announced that the next item of business was consideration of an ordinance to approve the use of electronic voting devices for the 2020 municipal elections.

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

STATE OF ALABAMA  
COLBERT COUNTY

**ORDINANCE NUMBER 1516 - 19**  
**AN ORDINANCE ESTABLISHING THE USE OF ELECTRONIC VOTE COUNTING**  
**DEVICES FOR MUNICIPAL ELECTIONS WITHIN THE CITY OF**  
**MUSCLE SHOALS, ALABAMA**

**WHEREAS**. Chapter 7 of Title 17 of the Alabama Code of 1975, and the regulations adopted pursuant thereto by the Alabama Electronic Voting Committee. provide for the use of Electronic Vote Counting Systems: and

**WHEREAS**, Section 17-7-21 of the Code of Alabama 1975 provides that a municipality may, in its discretion, by adoption of an appropriate ordinance authorize, adopt and direct the use of electronic vote counting systems for use in all elections held in such municipality;

**NOW, BE IT HEREBY ORDAINED** by the City Council of the City of Muscle Shoals, Alabama that beginning with the municipal elections on August 25, 2020 and municipal elections held subsequent to the passage of this ordinance the City Council does hereby authorize and provide for the use of electronic voting devices, specifically the Election Systems and Software AutoMARK 87000, a system which complies with Section 17-7-21 of the Code of Alabama and any regulations adopted pursuant thereto is hereby authorized for the reporting, counting, and tabulating of any and all election results in the City of Muscle Shoals, Alabama.

**BE IT FURTHER RESOLVED** that beginning with the municipal elections on August 25, 2020 and municipal elections held subsequent to the passage of this ordinance the City Council does hereby authorize and provide for the use of precinct counter, specifically the Election Systems and Software Model DS200 Counter, a system which complies with Section 17-7-21 of the Code of Alabama and any regulations adopted pursuant thereto is hereby authorized for the reporting, counting, and tabulating of any and all election results at the precinct level in the City of Muscle Shoals, Alabama.

**BE IT FURTHER ORDAINED** that Clerk of the City of Muscle Shoals, Alabama is hereby directed to forward a copy of this ordinance to the Office of the Secretary of State as provided in Section 17-7-21 of the Code of Alabama 1975.

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

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

NAYS: None

President Noles announced that the motion for immediate consideration was passed unanimously.

Council Member Willis moved that the ordinance be approved as present. Council Member Hall seconded the motion and upon said motion being put to a vote, the following vote was recorded:

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

NAYS: None

President Noles announced that the ordinance had been approved unanimously.

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