

**MINUTES FROM A REGULAR MEETING OF THE
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD
August 6, 2018**

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 6th day of August, 2018 being the regular 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. Mayor David Bradford was also present. Richard 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 Sockwell and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of July 16, 2018 and approved the minutes as written.

Mayor Bradford called on Police Chief Clint Reck. Chief Reck presented the Medal of Valor to Police Officer Ryan Richardson who on July 17, 2018 rescued a drowning man. Mayor Bradford also thanked the public works department for their response during the recent heavy rains.

President Noles announced that the next item of business was consideration of a resolution to appoint election officials for the August 28, 2018 Special Municipal School Tax election.

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

STATE OF ALABAMA
COLBERT COUNTY

RESOLUTION NUMBER 2960 - 18

WHEREAS, a special municipal tax election has been called to be held on the 28th day of August 2018, and

WHEREAS, the City Council is 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 special municipal tax election on the 28th of August 2018:

FIRST SOUTHERN BAPTIST CHURCH - BOX 1

Gerald Robbins- Inspector
Glenda Robbins - Clerk
Paige Rushing - Clerk
Carol Morris - Clerk
Genee' Dale - Clerk
Kelli Thrasher - Clerk

GATTMAN PARK REC CENTER- BOX 2

Robin Sessions - Inspector
Gloria Boatwright - Clerk
Pam Marks-Gargis - Clerk
Margaret Farley - Clerk
David Mayo - Clerk
Faye Pendergrass - Clerk

WOODWARD AVE BAPTIST CHURCH- BOX 3

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

PLUMBERS/STEAMFITTERS- BOX 4

Robert Poellnitz - Inspector
Christine Jones - Clerk
Phyllis Ingram - Clerk
Margaret Smith - Clerk
George Granville - Clerk
Mattie Granville - Clerk

GRACE LIFE CHURCH - BOX 5

Teresa Scofield - Inspector
Lynne Martin - Clerk
Peggy Risner - Clerk
Janice Davis - Clerk
Betty Robinson - Clerk
Hattie Young - Clerk

CITY HALL-BOX 6

Lacey Ricks- Inspector
Jean Madden - Clerk
Mavis Burney - Clerk
Deloris Burt - Clerk
Rita Newton - Clerk
Michael Knight - Clerk

ABSENTEES - CITY HALL

Marie Rich - Inspector
Jeanie Williams - Clerk
Regina Thompson - Clerk
Peggy Vickers - 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 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.

President Noles announced that the next item of business was consideration of a resolution to correct the legal description in Resolution #2900-17 and the quit claim deed approved on July 17, 2017 by the City Council.

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

STATE OF ALABAMA

CORRECTIVE RESOLUTION #2961 - 18

COLBERT COUNTY

WHEREAS, KLC Properties, LLC (the “Petitioner”) has presented to the City Council of Muscle Shoals, Alabama, a written petition, duly executed and acknowledged, setting forth that Petitioner is the owner of Lots 5253 through 5261, Lots 5266 through 5271, and Lots 5691 through 5693, which are located in Highland Park #13 as recorded in the Office of the Judge of Probate of Colbert County, Alabama, in Map Book 2, Page 123 (hereafter referred to as “Highland Park #13”); and

WHEREAS, the City Council of Muscle Shoals, Alabama, a municipal corporation, has approved the Petition by Resolution Number 2900-17 adopted on July 17, 2017 (recorded in OFRD 2017 Pages 21177-21179 in the office of the Colbert County Probate Judge); and

WHEREAS, there was a mistake in the legal descriptions contained in Resolution Number 2900-17 and in the quit-claim deed conveying the interest of the City of Muscle Shoals, Alabama to KLC Properties, LLC (as recorded in OFRD 2017 Pages 21297-21298 in the office of the Colbert County Probate Judge); and this Corrective Resolution is to correct the mistaken legal descriptions.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Muscle Shoals, Alabama, a municipal corporation, that the act of Petitioner in vacating and annulling the following described alleys and street within Highland Park #13, in the City of Muscle Shoals, Colbert County, Alabama, to wit:

VACATION OF PART OF 18 FOOT ALLEY:

A vacation of part of an **18 foot alley** in Highland Park #13, City of Muscle Shoals, Colbert County, Alabama, same appears in the Office of Judge of Probate, Map Book 2, Page 123, and being more particularly described as follows: All that part of an 18 foot alley lying north of the North right of way line of Stevens Avenue (66 foot right of way) and lying south of a line extended west from the Northwest corner of Lot 5261 to a point on the east line of Lot 5266.

VACATION OF 20 FOOT ALLEY:

A vacation of part of a **20 foot alley** in Highland Park #13, City of Muscle Shoals, Colbert County, Alabama, same appears in the Office of Judge of Probate, Map Book 2, Page 123, and being more particularly described as follows: All that part of a 20 foot alley lying South of Lots 5266 through 5271 and lying North of Lots 5691 thru 5693.

VACATION OF PART OF LASALLE STREET:

A part of **LaSalle Street** (100 foot right of way) in Highland Park #13, City of Muscle Shoals, Colbert County, Alabama, same appears in the Office of Judge of Probate, Map Book 2, Page 123, said part of LaSalle Street to be vacated being more particularly described as follows: Begin at a 1/2" pipe found on the Northwest corner of Lot 5271; thence along the West line of Lot 5271 extended, N 0° 57' 17" E, 22.00 feet to a point; thence S 89° 40' 59" E, 138.04 feet to the Northwest corner of a previously vacated part of LaSalle Street; thence S 0° 48' 46" W, 22.00 feet to the Northeast corner of Lot 5265 and on the South right of way line of the aforementioned LaSalle Street; thence along said right of way line, N 89° 38' 14" W, 138.05 feet to the POINT OF BEGINNING of the tract of land herein described.

be and the same is hereby ratified, approved and confirmed and its assent is hereby given, subject to a water and sewer line easement in the 18 foot alley described above and in LaSalle Street.

BE IT FURTHER RESOLVED that the City of Muscle Shoals, Alabama, a municipal corporation, remise, release, and quit-claim Petitioner whatever right, title and interest the City of Muscle Shoals may have acquired in and to the above described alleys and street and that the President of the Council is hereby authorized to execute such quit-claim deed to Petitioner for and on behalf of the City of Muscle Shoals, Alabama.

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 approval of a resolution to declare a vehicle surplus and authorize its disposal.

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

STATE OF ALABAMA

COLBERT COUNTY

RESOLUTION NUMBER 2962 - 18

WHEREAS, the City Council has been informed by the Fire Chief that a certain vehicle hereinafter described, previously used in the performance of duties at the Muscle Shoals Fire Department is no longer required for use by City personnel; and

WHEREAS, the City Council has determined that the said vehicle is surplus property and the City has no further use for said vehicle due to its age and condition and it is not economical for the City to retool or refit the said vehicle in order that it be able to be placed in service in the Fire department;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Muscle Shoals, Alabama that the following described certain vehicle be declared surplus property and be disposed of by the Fire Chief of the city in a manner that will require no further expenditure by the City nor expose the City to any liability in the further use of or operation of said certain vehicle and the Council does hereby authorize the Fire Chief to dispose of said certain vehicle in such manner. The Council finds that the following vehicle is surplus property:

2007 Dodge Durango VIN 1D8HB38P37F570809, Asset #1305240001

BE IT FURTHER RESOLVED that the Fire Chief is authorized to take the steps necessary to convey the above described certain vehicle to the Colbert County Animal Control for the sum of \$1.00 and in a manner consistent with the terms and conditions and pursuant to this Resolution; and

BE IT FURTHER RESOLVED that in consideration of the conveyance, the Colbert County Animal Control shall execute and deliver a release to the City of Muscle Shoals, Alabama releasing the City of Muscle Shoals from all liability, claim, loss or expense, in the operation of said vehicle and equipment herein described.

BE IT FURTHER RESOLVED that the title to the vehicle shall be delivered, to the Colbert County Animal Control, and that all expenses of the transfer shall be borne by the Colbert County Animal Control.

Council Member Hall 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

COUNCIL MEMBER - PLACE ONE

COUNCIL MEMBER - PLACE TWO

COUNCIL MEMBER - PLACE THREE

COUNCIL MEMBER - PLACE FOUR

COUNCIL MEMBER - PLACE FIVE

ATTEST:

CITY CLERK