

**MINUTES OF THE
SCOTTSBORO CITY COUNCIL
AUGUST 12, 2019**

The City Council of the City of Scottsboro, Alabama met on August 12, 2019 at 6:00 p.m. in the Gail J. Duffey Auditorium of the Scottsboro City Hall.

The meeting was called to order by Council President Pro-Tempore Greg Mashburn. Invocation given by City Attorney Stephen Kennamer. The Pledge of Allegiance was led by Council Member Gary Stewart. The roll was called by the City Clerk Whitney Phillips with the following results:

Present: Council President Pro-Tem: Greg Mashburn

Council Members: Richard Bailey
Gary Stewart
Mike Ashburn

Absent: Patrick Stewart

Also present were Mayor Robin Shelton, City Attorney Stephen Kennamer, and City Clerk Whitney Phillips.

Council President Greg Mashburn called for a motion to adopt the agenda as prepared. Motion was made by Council Member Gary Stewart and was seconded by Council Member Mike Ashburn. No discussion. Upon vote being taken all voted aye. The Council President declared the agenda adopted.

A motion was made by Council Member Richard Bailey and was seconded by Council Member Gary Stewart to approve the Minutes of July 22, 2019. No Discussion. Upon a vote being taken all members voted aye. The Minutes were declared adopted by the Council President.

OLD BUSINESS:

NONE

NEW BUSINESS

**PUBLIC HEARING: ALCOHOL LICENSE: NISHA SHAH
D/B/A SUNRISE FOOD MART #1**

An application for a Retail Beer & Wine off premise license from Nisha Shah D/B/A Sunrise Food Mart #1 located at 24860 John T. Reid Parkway was presented to the Council by City Clerk Whitney Phillips.

Council President Greg Mashburn called for a Public Hearing for anyone to speak for or against the issuance of this alcohol license. No one spoke for or against the issuance of the license. Nisha Shah was present. Council President Greg Mashburn closed the Public Hearing.

Council President Greg Mashburn called for a motion to approve the alcohol license. Motion was made by Council Member Richard Bailey and seconded by Council Member Mike Ashburn. No Discussion. Upon a vote being taken all members voted Aye.

BE IT RESOLVED by the City of Scottsboro as follows: that the City Council has received and reviewed the City application for Nisha Shah D/B/A Sunrise Food Mart #1 and

finds and determines that a Retail Beer & Wine off premise license is hereby approved **on this the 12th day of August, 2019.**

**PUBLIC HEARING: ALCOHOL LICENSE: NISHA SHAH
D/B/A SUNRISE FOOD MART #2**

An application for a Retail Beer & Wine off premise license from Nisha Shah D/B/A Sunrise Food Mart #2 located at 22885 John T. Reid Parkway was presented to the Council by City Clerk Whitney Phillips.

Council President Greg Mashburn called for a Public Hearing for anyone to speak for or against the issuance of this alcohol license. No one spoke for or against the issuance of the license. Nisha Shah was present. Council President Greg Mashburn closed the Public Hearing.

Council President Greg Mashburn called for a motion to approve the alcohol license. Motion was made by Council Member Mike Ashburn and seconded by Council Member Gary Stewart. No Discussion. Upon a vote being taken all members voted Aye.

BE IT RESOLVED by the City of Scottsboro as follows: that the City Council has received and reviewed the City application for Nisha Shah D/B/A Sunrise Food Mart #2 and finds and determines that a Retail Beer & Wine off premise license is hereby approved **on this the 12th day of August, 2019.**

**PUBLIC HEARING: ALCOHOL LICENSE: MAMTA PATEL
D/B/A MARATHON FOOD MART**

An application for a Retail Beer & Wine off premise license from Mamta Patel D/B/A Marathon Food Mart located at 18562 John T. Reid Parkway was presented to the Council by City Clerk Whitney Phillips.

Council President Greg Mashburn called for a Public Hearing for anyone to speak for or against the issuance of this alcohol license. No one spoke for or against the issuance of the license. Mamta Patel was present. Council President Greg Mashburn closed the Public Hearing.

Council President Greg Mashburn called for a motion to approve the alcohol license. Motion was made by Council Member Gary Stewart and seconded by Council Member Mike Ashburn. No Discussion. Upon a vote being taken all members voted Aye.

BE IT RESOLVED by the City of Scottsboro as follows: that the City Council has received and reviewed the City application for Mamta Patel D/B/A Marathon Food Mart and finds and determines that a Retail Beer & Wine off premise license is hereby approved **on this the 12th day of August, 2019.**

**CONSIDER ORDINANCE 606: AMENDING ORDINANCE
492: RELATED TO THE EMPLOYEE HANDBOOK**

ORDINANCE NO. 606

**AN ORDINANCE FURTHER AMENDING ORDINANCE NO. 492
WITH RESPECT TO PERSONNEL RULES AND REGULATIONS**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA, as follows:

1. Article VI, VII, and VIII of the Personnel Rules and Regulations adopted by Ordinance No. 492, as amended, is hereby repealed and replaced by Exhibit A (attached).

2. Any portion of the employee handbook or its associated ordinance in conflict herewith is hereby amended.

3. This ordinance shall become effective upon its due passage and publication as required by law.

DULY adopted and approved on this the 12th day of August, 2019.

CITY OF SCOTTSBORO, ALABAMA

SEAL

Patrick Stewart, President City Council

ATTEST:

Whitney Phillips, City Clerk

Transmitted to and approved by the Mayor of the City of Scottsboro, Alabama, on this the _____ day of August, 2019.

Robin Shelton, Mayor

ATTEST:

Whitney Phillips, City Clerk

Council President Greg Mashburn called for a motion to approve Ordinance 606. Motion was made by Council Member Richard Bailey and seconded by Council Member Mike Ashburn. City Attorney Stephen Kennamer explained the changes to the grievance policy. Upon a vote being taken all members voted aye.

**CONSIDER RESOLUTION 2019-08-31: SURPLUS LANDFILL
GENERATOR**

RESOLUTION 2019-08-31

WHEREAS, the City of Scottsboro, Alabama has certain property which are no longer needed for public or municipal purposes: and,

WHEREAS, Section 11-43-56 of the Alabama Code of 1975 authorizes the municipal governing body to dispose of unneeded personal property;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Scottsboro, Alabama as follows:

Section 1. That the following personal property owned by the City of Scottsboro, Alabama is not needed for public or municipal purposes:

Landfill Gas Collection System Generator & Additional Equipment

Section 2. That the Mayor and City Clerk and they hereby are, authorized and directed to dispose of the property owned by the City of Scottsboro described in Section 1, above, by receiving requests for quotes. All money received from the sale shall be placed back into the Solid Waste Department Capital Outlay.

Adopted and Approved this the 12th day of August, 2019.

Patrick Stewart, Council President

Whitney Phillips, City Clerk

Council President Greg Mashburn called for a motion to approve Resolution 2019-08-31. Motion was made by Council Member Mike Ashburn and seconded by Council Member Gary Stewart. No discussion. Upon a vote being taken all members voted aye.

CONSIDER BUDGET AMENDMENT REVERSALS

Council President Greg Mashburn called for a motion to approve the budget amendment reversals totaling \$246,893.00. Motion was made by Council Member Mike Ashburn and seconded by Council Member Gary Stewart. No discussion. Upon a vote being taken all members voted aye.

CONSIDER BUDGET AMENDMENTS FOR SOLID WASTE DEPARTMENT

Council President Greg Mashburn called for a motion to approve the budget amendments for the Solid Waste Department. This included a used mower for \$5,000 from excess sales tax, cooler for front container garbage truck for \$3,100 from excess sales tax; approval to purchase a pickup truck instead of a side-by-side previously approved; and repair of a track hoe for \$13,552.75 from the Sanitation Reserve Account. Motion was made by Council Member Mike Ashburn and seconded by Council Member Richard Bailey. No discussion. Upon a vote being taken all members voted aye.

CONSIDER APPROPRIATION FOR SERVICE ROAD

Council President Greg Mashburn called for a motion to approve the appropriation of \$554,867.01 from the Capital Improvement Fund for the Service Road across from Walmart. Motion was made by Council Member Richard Bailey and seconded by Council Member Gary Stewart. No discussion. Upon a vote being taken all members voted aye.

CONSIDER APPROPRIATION FOR PAVING AT GOOSEPOND

Council President Greg Mashburn called for a motion to approve the appropriation of \$40,000 from the Tourism Grant Fund for paving at Goosepond. Motion was made by Council Member Gary Stewart and seconded by Council Member Richard Bailey. No discussion. Upon a vote being taken all members voted aye.

CONSIDER APPROPRIATION TO SRO CONTRIBUTION FUND

Council President Greg Mashburn called for a motion to approve the appropriation of \$30,000 from the ad valorem taxes to the SRO Contribution Fund. This is a one-time appropriation to fund one part-time SRO this year. Motion was made by Council Member Mike Ashburn and seconded by Council Member Richard Bailey. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER MEMORANDUM OF UNDERSTANDING FOR
ADDITIONAL SCHOOL RESOURCE OFFICERS**

MOU on file.

Council President Greg Mashburn called for a motion to approve the MOU for additional part-time retired school resource officers. Motion was made by Council Member Mike Ashburn and seconded by Council Member Gary Stewart. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER ADJUDICATED CASE MANAGER JOB
DESCRIPTION**

Council President Greg Mashburn called for a motion to approve Adjudicated Case Manager job description. Motion was made by Council Member Gary Stewart and seconded by Council Member Richard Bailey. No discussion. Upon a vote being taken all members voted aye.

REPORTS AND ANNOUNCEMENTS

Delegations-Carter Jones-complaint against non-compliant property owner on W. Willow Street. (letter attached)

Mayor Robin Shelton gave an update on the Parks Avenue Bridge project, 2nd storm shelter, and recycling.

Council Member Mike Ashburn asked for the status of the Paving projects? Mayor said we needed to bid some of the work. He also gave an update on the Heritage Center project.

Council Member Richard Bailey thanked Wayne Moore and the Street Department employees for staying caught up despite of equipment being down.

Council Member Gary Stewart had nothing to report.

Council President Greg Mashburn congratulated the Bass Cats fishing team, parents, and sponsors.

There being no further business to come before the Council at this time, Council President Greg Mashburn called for a motion to adjourn. Motion was made by Council Member Gary Stewart and seconded by Council Member Mike Ashburn. Upon a vote being taken all members voted aye. Meeting adjourned at 6:19 pm.

Date Approved: August 26, 2019

CITY OF SCOTTSBORO

Greg Mashburn, Council President Pro-Tempore

Attest:

Whitney Phillips, City Clerk

Robin Shelton, Mayor

ATTEST:

Whitney Phillips, City Clerk