

**MINUTES OF THE  
SCOTTSBORO CITY COUNCIL  
JULY 13, 2020**

The City Council of the City of Scottsboro, Alabama met on July 13, 2020 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 Patrick Stewart. Invocation was 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:	Patrick Stewart
	Council Members:	Richard Bailey Greg Mashburn Gary Stewart Mike Ashburn
Absent:		none

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

Council President Patrick Stewart added Item #11: Consider Budget Amendment for Bassmaster Elite Tournament and called for a motion to adopt the agenda as amended. Motion was made by Council Member Mike Ashburn and was seconded by Council Member Gary Stewart. 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 Greg Mashburn to approve the Minutes of June 15, 2020. 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**

**CONSIDER APPROVAL OF KPS INVOICE FOR HERITAGE  
CENTER ADDITION**

Council President Patrick Stewart called for a motion to approve payment of ½ (\$1,504.43) of the KPS invoice #6 for the Heritage Center Addition. Motion was made by Council Member Greg Mashburn and seconded by Council Member Richard Bailey. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER APPROVAL OF REQUEST FOR QUOTES FOR  
LANDFILL MAINTENANCE BUILDING MECHANICAL  
(HVAC) PACKAGE**

Council President Patrick Stewart called for a motion to approve the quote from Jess-Air Inc. DBA Central Air Conditioning for \$6,291 with 10% contingency for the HVAC for the Landfill Maintenance Building. 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 AGREEMENT WITH JACKSON COUNTY  
COMMISSION FOR VOTING MACHINES**

Council President Patrick Stewart called for a motion to approve the agreement with the Jackson County Commission for use of the voting machines. Motion was made by Council Member Gary Stewart and seconded by Council Member Greg Mashburn. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER AGREEMENT WITH JACKSON COUNTY  
COMMISSION FOR ELECTRONIC POLLPADS**

Council President Patrick Stewart called for a motion to approve the agreement with the Jackson County Commission for use of the electronic pollpads. 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.

**CONSIDER RESOLUTION 2020-07-20: SETTING RATE OF  
PAY FOR ELECTION OFFICIALS**

**RESOLUTION 2020-07-20  
SETTING RATE OF PAY FOR ELECTION OFFICIALS**

**WHEREAS**, the Code of Alabama 1975 11-46-27 (e) provides that election officials shall be entitled to such compensations as the municipal governing body established but which in no event shall be less than \$8.00 per day; and

**WHEREAS**, the City Council of the City of Scottsboro, Alabama will take into consideration the number of hours that election officials are required to work on Election Day when setting the rate of pay.

**NOW THEREFORE BE IT RESOLVED**, by the City Council of the City of Scottsboro, Alabama that the rate of pay for inspectors be set a \$125.00 and all other election officials be set at \$100.00 per day for the General Municipal Election to be held on August 25, 2020 and run-off election, if required to be held on October 6, 2020.

**Adopted this the 13<sup>th</sup> day of July, 2020.**

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Patrick Stewart, Council President**

**ATTEST:**

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Whitney Phillips, City Clerk**

Council President Patrick Stewart called for a motion to approve Resolution 2020-07-20. 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 RESOLUTION 2020-07-21: USE OF  
ELECTRONIC VOTE COUNTING SYSTEM**

**RESOLUTION 2020-07-21  
USE OF ELECTRONIC VOTE COUNTING SYSTEM**

**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 resolution, authorize, adopt, and direct the use of electronic vote counting systems for use in all elections held in such municipality;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Scottsboro that for all elections held subsequent to the passage of this resolution, the use of DS 200 and Automark A200-01 electronic vote counting system, 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.

**BE IT FURTHER RESOLVED**, that the Mayor of the City of Scottsboro is hereby directed to file a copy of this resolution with the Secretary of State as provided in Section 17-7-21 of the Code of Alabama 1975.

**Adopted this the 13<sup>th</sup> day of July, 2020.**

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**Patrick Stewart, Council President**

**ATTEST:**

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**Whitney Phillips, City Clerk**

Council President Patrick Stewart called for a motion to approve Resolution 2020-07-21. Motion was made by Council Member Greg Mashburn and seconded by Council Member Richard Bailey. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER RESOLUTION 2020-07-22: AGREEMENT WITH  
ALDOT FOR MAINTENANCE OF RIGHT OF WAY**

**CITY OF SCOTTSBORO  
RESOLUTION No. 2020-07-22**

**BE IT RESOLVED**, BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA THAT THE CITY ENTERS INTO AN AGREEMENT WITH THE STATE OF ALABAMA FOR THE COOPERATIVE MAINTENANCE OF PUBLIC RIGHT OF WAYS; AND

**WHEREAS**, THE CITY OF SCOTTSBORO POSSESSES THE LEGAL AUTHORITY TO APPLY FOR AND IMPLEMENT AN ALDOT RIGHT OF WAY MAINTENANCE AGREEMENT APPLICATION ON BEHALF OF THE CITY;

**WHEREAS**, THAT IN THE EVENT AN AGREEMENT IS APPROVED, THE CITY OF SCOTTSBORO WILL FOLLOW ALL RULES AND REGULATIONS AND MAINTAIN THE DRAINAGE STRUCTURES THAT ARE PLACED ON ALDOT RIGHT OF WAY ALONG STATE ROUTE 35 IN COLLABORATION WITH THE SCOTTSBORO WATER SEWER AND GAS BOARD.

**NOW THEREFORE, BE IT 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.

**PASSED, ADOPTED AND APPROVED THIS 13<sup>TH</sup> DAY OF JULY, 2020**

ATTESTED:

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WHITNEY PHILLIPS, CITY CLERK

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ROBIN SHELTON, MAYOR

I, THE UNDERSIGNED CITY CLERK OF THE CITY OF SCOTTSBORO, ALABAMA, DO HEREBY CERTIFY THAT THE ABOVE AND FORGOING IS A TRUE COPY OF THE RESOLUTION PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBORO, ALABAMA, AT THE REGULAR MEETING OF SAID COUNCIL HELD ON THE 13<sup>th</sup> DAY OF JULY, 2020, AND THAT SUCH RESOLUTION IS ON FILE IN THE CITY HALL.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE CITY ON THIS 13<sup>th</sup> DAY OF JULY, 2020.

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WHITNEY PHILLIPS, CITY CLERK

Council President Patrick Stewart called for a motion to approve Resolution 2020-07-22. 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.

**CONSIDER RESOLUTION 2020-07-23: AWARD HERITAGE CENTER BID**

**RESOLUTION 2020-07-23**

**WHEREAS**, The City of Scottsboro, Alabama's Heritage Center is in need of a building addition, and.

**WHEREAS**, Section 41-16-50 through 41-16-63, Code of Alabama 1975 authorizes the municipal governing body to secure sealed bids; and

**WHEREAS**, Section 11-45-2(c) of the Alabama Code of 1975 authorizes the municipal governing body to accept bids by the adoption of a resolution;

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

Section 1. That KPS Architects posted one (1) bid, notified ten (10) general contractors, 4 bid packages were picked up, and two (2) bids were received.

Tolar Construction	\$644,000
P & C Construction	\$795,000

Section 2. It is recommended by the Bid Review Committee that the bid be awarded to Tolar Construction with a 5% contingency (\$32,000) as lowest responsible bidder that met specifications.

Adopted this the 13<sup>th</sup> day of July, 2020.

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Council President, Patrick Stewart

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City Clerk, Whitney Phillips

Council President Patrick Stewart called for a motion to approve Resolution 2020-07-23. Motion was made by Council Member Greg Mashburn and seconded by Council Member Mike Ashburn. No discussion. Upon a vote being taken all members voted aye.

### **CONSIDER BUDGET AMENDMENT FOR CHRISTMAS DECORATIONS FOR WILLOW STREET**

Council President Patrick Stewart called for a motion to approve a budget amendment for \$4,542.50 for ½ of quote for Christmas Decorations for Willow Street. 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 APPROVAL OF PHASE I OF ENGINEERING SERVICES WITH THE KELLEY GROUP FOR THE PROPOSED RECREATION PROJECT**

Council President Patrick Stewart called for a motion to approve phase I of engineering services with The Kelley Group for the proposed recreation project. Item died for lack of motion.

Council President Patrick Stewart added the item to the next Work Session and asked Dr. Reyes, Superintendent of Scottsboro City Schools, to attend.

### **CONSIDER BUDGET AMENDMENT FOR BASSMASTER ELITE TOURNAMENT**

Council President Patrick Stewart called for a motion to approve a budget amendment for \$25,000 for the Bassmaster Elite Tournament. Motion was made by Council Member Gary Stewart and seconded by Council Member Greg Mashburn. No discussion. Upon a vote being taken all members voted aye.

## **REPORTS AND ANNOUNCEMENTS**

Delegations-Dr. Gary Speers asked questions regarding the vacant property across from the Scottsboro Depot Museum.

Mayor Robin Shelton announced ALDOT has resumed work on the paving project.

Council Member Richard Bailey commended Patrick Stewart on his leadership, promoting wearing masks, and encouraging others.

Council Member Mike Ashburn commented that big trucks are still getting in residential areas despite the established truck routes. He asked the Council to consider an ordinance to prohibit big trucks in certain areas. Council President Patrick Stewart added it to the Work Session on July 27<sup>th</sup>.

Council Member Gary Stewart commented that he saw a truck on Charlotte over the weekend.

Council Member Greg Mashburn addressed rumors that the Council had voted against a chicken franchise.

Council President Patrick Stewart announced there will not be a meeting on July 20, 2020. There will be a Work Session and Council Meeting Monday, July 27, 2020 at 6 pm.

There being no further business to come before the Council at this time, Council President Patrick Stewart called for a motion to adjourn. Motion was made by Council Member Greg Mashburn and seconded by Council Member Richard Bailey. Upon a vote being taken all members voted aye. Meeting adjourned at 6:28 pm.

Date Approved: July 27, 2020

**CITY OF SCOTTSBORO**

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Patrick Stewart, Council President

ATTEST:

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Whitney Phillips, City Clerk

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Robin Shelton, Mayor

ATTEST:

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Whitney Phillips, City Clerk