

**MINUTES OF THE
SCOTTSBORO CITY COUNCIL
MARCH 22, 2021**

The City Council of the City of Scottsboro, Alabama met on March 22, 2021 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 Richard Bailey. Invocation was given by Mayor Jim McCamy. The Pledge of Allegiance was led by Council Member Richard Bailey. The roll was called by the City Clerk Whitney Phillips with the following results:

Present:	Council President:	Richard Bailey
	Council Members:	Ralph Dawe Nita Tolliver Mike Ashburn Gary Stewart
Absent:		none

Also present were Mayor Jim McCamy, City Attorney Stephen Kennamer and City Clerk Whitney Phillips.

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

A motion was made by Council Member Ralph Dawe and was seconded by Council Member Mike Ashburn to approve the Minutes of March 8, 2021. 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

**PRESENT CERTIFICATE OF RECOGNITION TO THE
SCOTTSBORO HIGH SCHOOL BASKETBALL TEAM**

The Mayor and City Council recognized the Scottsboro High School Basketball team for their 2020-2021 regular season and State Final Four Finish.

**PUBLIC HEARING FOR PROJECT DEVELOPMENT
FUNDING AND COOPERATION AGREEMENT BETWEEN
DR SCOTTSBORO, LLC AND THE CITY OF SCOTTSBORO,
ALABAMA FOR A PROPOSED SHOPPING
CENTER/PROJECT SITE IN AN AMOUNT NOT TO
EXCEED \$3,685,500**

Council President Richard Bailey opened the Public Hearing. Mr. Rosenberg, attorney for White Development explained the agreement. Council President asked if there were any questions for Mr. Rosenberg. Citizen Garry Morgan asked questions about the developer's name. There were no questions from the Council. Mr. White with White Development

explained who DR Scottsboro, LLC and White Development were and the process. There being no further questions, Council President Bailey closed the public hearing.

**CONSIDER ORDINANCE 617: APPROVAL OF THE
PROJECT DEVELOPMENT FUNDING AND
COOPERATION AGREEMENT BETWEEN DR
SCOTTSBORO, LLC AND THE CITY OF SCOTTSBORO,
ALABAMA FOR A PROPOSED SHOPPING
CENTER/PROJECT SITE IN AN AMOUNT NOT TO
EXCEED \$3,685,500**

Ordinance on file.

Council President Richard Bailey called for a motion to set the rules aside to vote on the ordinance. Motion was made by Council Member Nita Tolliver and seconded by Council Member Mike Ashburn. No discussion. A roll call vote was taken with the following results:

Council Member Ralph Dawe	Yes
Council Member Nita Tolliver	Yes
Council Member Mike Ashburn	Yes
Council Member Gary Stewart	Yes
Council Member Richard Bailey	Yes

Council President Richard Bailey then called for a motion to approve Ordinance 617. Motion was made by Council Member Gary Stewart and seconded by Council Member Ralph Dawe. No discussion. A roll call vote was taken with the following results:

Council Member Ralph Dawe	Yes
Council Member Nita Tolliver	Yes
Council Member Mike Ashburn	Yes
Council Member Gary Stewart	Yes
Council Member Richard Bailey	Yes

Ordinance 617 passed.

**CONSIDER ORDINANCE 618: AMENDING EMPLOYEE
HANDBOOK**

ORDINANCE NO. 618

**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. Section IV.B.2., page 23, ¶2 of the Personnel Rules and Regulations adopted by Ordinance No. 492, as amended, is hereby repealed and replaced with the following:

“Generally all accrued sick leave is forfeited upon separation from City employment. Employees are not entitled to payment for accrued and unused sick leave. However, **upon the death of an active full-time employee, that employee’s designated beneficiary may be paid 100% of accumulated leave at the time of death. Also,** employees who meet the minimum qualifications for retirement from city service (age sixty (60) with ten (10) years of Retirement Systems service credit, or twenty-five (25) years of Retirement Systems service credit) have the option to be paid for up to fifty (50%) percent of accumulated sick leave. Any remaining accumulated sick leave may be converted to retirement service credits in accordance with the guidelines of the Retirement Systems of Alabama. The Director of Human

Resources can provide details on the amounts of sick leave that can be paid and/or converted under this program.”

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 22nd day of March, 2021.

CITY OF SCOTTSBORO, ALABAMA

C. Richard Bailey, President City Council

SEAL

ATTEST:

Whitney Phillips, City Clerk

Approved by the Mayor of the City of Scottsboro, Alabama, on this the ____ day of March, 2021.

Jim McCamy, Mayor

ATTEST:

Whitney Phillips, City Clerk

Council President Richard Bailey then called for a motion to approve Ordinance 618. 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 ORDINANCE 619: AMENDING ZONING
ORDINANCE**

Council President Richard Bailey called for a motion to approve Ordinance 619 amending the zoning ordinance. Motion was made by Council Member Mike Ashburn to table to ordinance for further discussion. Motion was seconded by Council Member Nita Tolliver. Little discussion. Upon a vote being taken all members voted aye.

Ordinance tabled until the next Work Session.

**CONSIDER RESOLUTION 2021-03-05: AWARD CONTRACT
MOWING BID**

RESOLUTION 2021-03-05

WHEREAS, The City of Scottsboro, Alabama is in need of Mowing Services, 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 the City of Scottsboro posted one (1) bid, four (4) bid packets were picked up at the pre-bid meeting, and three (3) bids were received for the mowing service.

- | | |
|---|--------------|
| 1. Stapler's Lawncare (Scottsboro, AL) | 88,765.45/yr |
| 2. Right-Way Services (Scottsboro, AL) | 45,800.00/yr |
| 3. Mountain Top Maintenance (Section, AL) | 88,545.00/yr |

Section 2. It is recommended by the Bid Review Committee that the bid be awarded to Right Way Services for a term of one (1) year, with the option to renew for one (1) year, as the lowest responsible bidder that met specifications.

Adopted this the 22nd day of March, 2021.

Council President, Richard Bailey

City Clerk, Whitney Phillips

Council President Richard Bailey called for a motion to approve Resolution 2021-03-05 to award the contract mowing bid to Right Way Services. 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 2021-03-06: SURPLUS FIRE
DEPARTMENT PROPERTY**

RESOLUTION 2021-03-06

WHEREAS, the City of Scottsboro, Alabama's Fire Department 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:

<u>Asset #</u>	<u>Description</u>
3518	John Deere LA125 42" Mower
1998	John Deere 717A 48" Mower
5115	John Deere D110 42" Mower

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 placing on Gov Deals. All money received from the sale shall be placed back into the Fire Department Capital Outlay account.

Adopted and Approved this the 22nd day of March, 2021.

Richard Bailey, Council President

Whitney Phillips, City Clerk

Council President Richard Bailey called for a motion to approve Resolution 2021-03-06. Motion was made by Council Member Ralph Dawe and seconded by Council Member Nita Tolliver. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER BUDGET AMENDMENT FOR SOFTWARE
UPDATE FOR VEHICLE MAINTENANCE DEPARTMENT**

Council President Richard Bailey called for a motion to approve a budget amendment for \$4,158.00 for the software update for the Vehicle Maintenance department. Motion was made by Council Member Ralph Dawe and seconded by Council Member Nita Tolliver. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER BUDGET AMENDMENT FROM EXCESS
COUNTY TAX FOR HERITAGE CENTER PROJECT**

Council President Richard Bailey called for a motion to approve a budget amendment from excess county tax for \$63,282.78 for the remainder of the Heritage Center Project. Motion was made by Council Member Ralph Dawe and seconded by Council Member Gary Stewart. No discussion. Upon a vote being taken all members voted aye.

**APPROVE PAYMENT OF KPS INVOICE #11 FOR
HERITAGE CENTER PROJECT**

Council President Richard Bailey called for a motion to approve payment of the KPS Invoice #11 in the amount of \$2,134.34. Motion was made by Council Member Mike Ashburn and seconded by Council Member Nita Tolliver. No discussion. Upon a vote being taken all members voted aye.

APPROVE RECREATION DIRECTOR JOB DESCRIPTION

Council President Richard Bailey called for a motion to approve the updated Recreation Director job description. Motion was made by Council Member Gary Stewart and seconded

by Council Member Ralph Dawe. No discussion. Upon a vote being taken all members voted aye.

APPROVE AGREEMENT WITH VOLKERT, INC. FOR PROFESSIONAL SERVICES FOR US 72 FRONTAGE ROAD

Council President Richard Bailey called for a motion to approve agreement with Volkert Inc. for professional services for US 72 Frontage Road. Motion was made by Council Member Mike Ashburn and seconded by Council Member Nita Tolliver. No discussion. Upon a vote being taken all members voted aye.

ANNOUNCE COMMERCIAL DEVELOPMENT AUTHORITY APPOINTMENTS

Council President Richard Bailey announced that there were 3 applicants for the 3 vacant positions. He called for a motion to re-appoint Bishop Dawson and appoint Carrie Bradford and Mark Chapman to the Commercial Development Authority. Motion was made by Council Member Nita Tolliver and seconded by Council Member Mike Ashburn. No discussion. Upon a vote being taken all members voted aye.

REPORTS AND ANNOUNCEMENTS

Delegations- Dr. Gary Speers commented on the Scottsboro Boys Mural that was recently painted.

Mayor Jim McCamy congratulated the Basketball team. He also gave an update on the CDBG Demolition Grant project.

Council Member Mike Ashburn reminded that Big Bass Splash was coming up this weekend. Also warned that COVID was still out there, be safe.

Council Members Ralph Dawe, Nita Tolliver and Gary Stewart had nothing to report.

Council President Richard Bailey announced there will not be a meeting next week because it was a 5th Monday and Friday, April 2nd was a holiday for City employees. The next Work Session will be Monday, April 5th, the next Council Meeting is Monday, April 12th. He also reminded everyone that starting April 5th meetings were moving to 5:00 pm.

There being no further business to come before the Council at this time, Council President Richard Bailey called for a motion to adjourn. Motion was made by Council Member Nita Tolliver and seconded by Council Member Gary Stewart. Upon a vote being taken all members voted aye. Meeting adjourned at 6:45 pm.

Date Approved: April 12, 2021

CITY OF SCOTTSBORO

C. Richard Bailey, Council President

ATTEST:

Whitney Phillips, City Clerk

Jim McCamy, Mayor

ATTEST:

Whitney Phillips, City Clerk