

**MINUTES OF THE  
SCOTTSBORO CITY COUNCIL  
DECEMBER 13, 2021**

The City Council of the City of Scottsboro, Alabama met on December 13, 2021 at 5:00 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 City Attorney Stephen Kennamer. The Pledge of Allegiance was led by Council President 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 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 Ralph Dawe 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 Gary Stewart and was seconded by Council Member Nita Tolliver to approve the Minutes of November 22, 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**

**PUBLIC HEARING: ALCOHOL LICENSE: MOLLY  
SAAVEDRA D/B/A LAS PALMAS MEXICAN BAR & GRILL**

An application for Restaurant Retail Liquor (Class I) license from Molly Saavedra D/B/A Las Palmas Mexican Bar & Grill located at 1402 County Park Road was presented to the Council by City Clerk Whitney Phillips.

Council President Richard Bailey 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. Ms. Saavedra was present for the license. Council President Bailey closed the Public Hearing.

Council President Richard Bailey 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 Molly Saavedra D/B/A Las Palmas Mexican

Bar & Grill and finds and determines that a Restaurant Retail Liquor (Class I) license is hereby approved **on this the 13<sup>th</sup> day of December, 2021.**

**CONSIDER ORDINANCE 626: AMEND ZONING**  
**ORDINANCE: REZONING 388 & 450 INDUSTRIAL PARK**  
**DRIVE**

**AN ORDINANCE AMENDING THE ZONING ORDINANCE  
OF THE CITY OF SCOTTSBORO, ALABAMA**

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

**SECTION ONE:** The Zoning of the following described lands will be changed from R-1 (Low Density Residential District) that hereafter such lands shall be shown and classified by The Zoning Ordinance of the City of Scottsboro, Alabama, and on the official Zoning map forming a part of said Zoning Ordinance as being: C-3 (General Commercial District).

These parcels are located at physical address **388 and 450 Industrial Park Drive** and is described as follows:

Tract 1:

All that tract or parcel of land located in the Northwest Quarter of the Southwest Quarter of Section 24, and the Northeast Quarter of the Southeast Quarter of Section 23, Township 5 South, Range 5 East of the Huntsville Meridian and more particularly described as follows:

Commence at TVA Monument Number 175, said monument being the Southeast corner of Section 24, thence North 0 degrees 55 minutes 52 seconds West a distance of 1773.93 feet to a ½” rebar found in a gravel parking lot on the West right of way of an un-named Road, said rebar being the point of beginning.

Thence from the point of beginning, and leaving said right of way, North 55 degrees 0 minutes 28 seconds West a distance of 405.35 feet to a ¾” rebar found, thence North 35 degrees 1 minutes 0 seconds East a distance of 404.65 feet to a ½” rebar with cap found, thence South 54 degrees 57 minutes 5 seconds East a distance of 405.09 feet to a ½” rebar with cap found on the back of a curb, said rebar also being on the West margin of an un-named road, thence with said West Margin, South 34 degrees 58 minutes 51 seconds West a distance of 404.25 feet to the point of beginning.

Said Tract of land containing 3.76 acres, more or less.

Tract 2:

All that tract or parcel of land located in the Northeast Quarter of the Southeast Quarter of Section 23, Township 5 South, Range 5 East of the Huntsville Meridian and more particularly described as follows:

Commence at TVA Monument Number 175, said monument being the Southwest corner of Section 24, thence North 0 degrees 55 minutes 52 seconds West a distance of 1773.93 feet to a ½” rebar found in a gravel parking lot on the West right of way of an un-named Road, said rebar being the point of beginning.

Thence from the point of beginning and with the West Margin of the un-named road, South 34 degrees 58 minutes 54 seconds West a distance of 245.06 feet to a ½” rebar found (bent), thence leaving said right of way North 54 degrees 59 minutes 27 seconds West a distance of 405.61 feet to a ½” rebar found (bent), thence North 35 degrees 2 minutes 33 seconds East a distance of 244.94 feet to a ¾” rebar found, thence South 55 degrees 0 minutes 28 seconds East a distance of 405.35 feet to the point of beginning.

Said tract of land containing 2.28 acres, more or less.

**SECTION TWO:** The Zoning Ordinance of the City of Scottsboro, Alabama and the official Zoning Map forming a part of said Zoning Ordinance are hereby altered, amended, changed and modified in accordance with Section One hereof.

**SECTION THREE:** This Ordinance shall become effective immediately upon its due passage and publication, as required by law.

Duly passed and adopted on the 22<sup>nd</sup> day of November, 2021.

Council President Richard Bailey called for a motion to approve Ordinance 626. Motion was made by Council Member Gary Stewart and seconded by Council Member Nita Tolliver. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER RESOLUTION 2021-12-47: APPLY FOR ALDOT  
GRANT FOR SCOTTSBORO MUNICIPAL AIRPORT**

**CITY OF SCOTTSBORO  
RESOLUTION NUMBER 2021-12-47**

WHEREAS, the City of Scottsboro intends to apply for state matching funds for an airport improvement project for the Scottsboro Municipal Airport during fiscal year 2022.

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

1. That the City of Scottsboro is authorized to make an application for airport improvement funding assistance from the State of Alabama Department of Transportation, for the purpose of undertaking a project in fiscal year 2022 to make improvements at the Scottsboro Municipal Airport.
2. That the application be submitted for and on behalf of the City of Scottsboro by its Mayor who is authorized by this resolution to sign the application and any related forms or documents on behalf of the City of Scottsboro.
3. That the City of Scottsboro is authorized to enter into an airport improvement funding agreement with the State of Alabama, acting by and through the Alabama Department of Transportation, for the purpose of undertaking a project to make improvements at the Scottsboro Municipal Airport, with partial funding provided by the State of Alabama.
4. That the agreement be executed in the name of the City of Scottsboro for and on behalf of the City by its Mayor.
5. That the authority of the City of Scottsboro to enter into contracts with the State of Alabama has been reviewed by the City's attorney, and in his/her opinion, the City of Scottsboro is duly authorized to commit the City of Scottsboro to an agreement with the Alabama Department of Transportation.

BE IT FURTHER RESOLVED, that the City of Scottsboro hereby affirms that the local matching share of funds in the amount required for this airport improvement project has been officially approved, placed into the budget of the airport and is available for expenditure upon execution of the State of Alabama's funding agreement and the start of the project.

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President of the City Council

Attest:

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City Clerk

Council President Richard Bailey called for a motion to approve Resolution 2021-12-47 and authorize the Mayor to apply for the grant. Motion was made by Council Mike Ashburn and seconded by Council Member Ralph Dawe. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER RESOLUTION 2021-12-48: AWARD FRONT  
LOADER FINANCING BID**

**RESOLUTION 2021-12-48**

**WHEREAS**, The City of Scottsboro, Alabama’s Sanitation Department is in need of financing for a Front Loader truck, 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, hand-delivered seven (7) bids, and received five (5) bids for the financing.

\*\*\*SEE BID RESULTS ATTACHED\*\*\*

**Section 2.** It is recommended by the Bid Review Committee that the bid be awarded to First Jackson Bank as the lowest responsible bidder that met specifications.

Adopted this the 13<sup>th</sup> day of December, 2021.

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City Clerk, Whitney Phillips

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Council President, Richard Bailey

Council President Richard Bailey called for a motion to approve Resolution 2021-12-48. Motion was made by Council Nita Tolliver and seconded by Council Member Ralph Dawe. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER APPROVAL OF CHANGE ORDER #4 FOR THE  
HERITAGE CENTER PROJECT**

Council President Richard Bailey called for a motion to approve change order #4 for the Heritage Center Project. 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.

**CONSIDER BUDGET AMENDMENT FOR THE LIBRARY  
HVAC REPAIR**

Council President Richard Bailey called for a motion to approve a budget amendment from excess sales tax for \$1,705 for the Library HVAC repair. Motion was made by Council Member Gary Stewart and seconded by Council Member Nita Tolliver. No discussion. Upon a vote being taken all members voted aye.

## **REPORTS AND ANNOUNCEMENTS**

Delegations- none

Council Member Ralph Dawe thanked Katie for organizing Jingle Bell Square.

Council Member Mike Ashburn commented on the Heritage Center Christmas event over the weekend; encouraged everyone to recycle.

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

Council President Richard Bailey reminded everyone of the holiday garbage pickup schedule. Also reminded everyone the Scottsboro Christmas Parade is Tuesday at 6 pm. He also announced the next Work Session is Monday, December 20<sup>th</sup> at 5 pm and then Council Meeting on Wednesday, December 22<sup>nd</sup> at 4 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 Gary Stewart and seconded by Council Member Ralph Dawe. Upon a vote being taken all members voted aye. Meeting adjourned at 5:07 pm.

Date Approved: December 22, 2021

### **CITY OF SCOTTSBORO**

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C. Richard Bailey, Council President

ATTEST:

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Whitney Phillips, City Clerk

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Jim McCamy, Mayor

ATTEST:

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Whitney Phillips, City Clerk