

**MINUTES OF THE  
SCOTTSBORO CITY COUNCIL  
JULY 11, 2022**

The City Council of the City of Scottsboro, Alabama met on July 11, 2022 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. Formalities were given at the preceding Work Session. 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 read the agenda and called for a motion to adopt the agenda as prepared. Motion was made by Council Member Gary Stewart and was seconded by Council Member Ralph Dawe. No discussion. Upon vote being taken all voted aye. The Council President declared the agenda adopted.

A motion was made by Council Member Nita Tolliver and was seconded by Council Member Mike Ashburn to approve the Minutes of June 27, 2022. 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 RESOLUTION 2022-07-17: CITY COUNCIL  
PLACE 3 ELECTION WITHOUT OPPOSITION**

**RESOLUTION 2022-07-17  
ELECTION WITHOUT OPPOSITION**

**WHEREAS**, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and town of this state, except those cities and towns which have a commission form of government, and

**WHEREAS**, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Section 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

**WHEREAS**, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive

officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

**WHEREAS**, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

**WHEREAS**, the Mayor of the City of Scottsboro has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of City Council Member Place No. 3 prior to the deadline and that the name of that person who filed such statement was Mr. Mike Ashburn.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Scottsboro that Mike Ashburn be and he is hereby declared duly elected to the office of City Council Place No. 3 in the City of Scottsboro for the term of office commencing on the first Monday in November, 2022, and

**BE IT FURTHER RESOLVED**, that the Mayor of the City of Scottsboro be and he hereby is directed to issue a certificate of election to Mr. Mike Ashburn for the office of City Council Place No. 3 for such term pursuant to the provisions of Section 11-46-25, as amended.

**Adopted this the 11<sup>th</sup> day of July, 2022.**

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Presiding Officer

ATTEST:

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City Clerk

Council President Richard Bailey called for a motion to approve Resolution 2022-07-17. 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.

**CONSIDER RESOLUTION 2022-07-18: CITY COUNCIL  
PLACE 4 ELECTION WITHOUT OPPOSITION**

**RESOLUTION 2022-07-18  
ELECTION WITHOUT OPPOSITION**

**WHEREAS**, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and town of this state, except those cities and towns which have a commission form of government, and

**WHEREAS**, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Section 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

**WHEREAS**, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was

declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

**WHEREAS**, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

**WHEREAS**, the Mayor of the City of Scottsboro has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of City Council Member Place No. 4 prior to the deadline and that the name of that person who filed such statement was Mr. Richard “Pudge” Bailey.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Scottsboro that Richard “Pudge” Bailey be and he is hereby declared duly elected to the office of City Council Place No. 4 in the City of Scottsboro for the term of office commencing on the first Monday in November, 2022, and

**BE IT FURTHER RESOLVED**, that the Mayor of the City of Scottsboro be and he hereby is directed to issue a certificate of election to Mr. Richard “Pudge” Bailey for the office of City Council Place No. 4 for such term pursuant to the provisions of Section 11-46-25, as amended.

**Adopted this the 11<sup>th</sup> day of July, 2022.**

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Presiding Officer

ATTEST:

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City Clerk

Council President Richard Bailey called for a motion to approve Resolution 2022-07-18. 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.

**CONSIDER RESOLUTION 2022-07-19: BOARD OF  
EDUCATION PLACE 3 ELECTION WITHOUT  
OPPOSITION**

**RESOLUTION 2022-07-19  
ELECTION WITHOUT OPPOSITION**

**WHEREAS**, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and town of this state, except those cities and towns which have a commission form of government, and

**WHEREAS**, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Section 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, and

**WHEREAS**, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive

officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person, and

**WHEREAS**, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person, and

**WHEREAS**, the Mayor of the City of Scottsboro has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Board of Education, Place No. 3 prior to the deadline and that the name of that person who filed such statement was Mr. Jason Allen Williams.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Scottsboro that Jason Allen Williams be and he is hereby declared duly elected to the office of Board of Education Place No. 3 in the City of Scottsboro for the term of office commencing immediately, and

**BE IT FURTHER RESOLVED**, that the Mayor of the City of Scottsboro be and he hereby is directed to issue a certificate of election to Mr. Jason Allen Williams for the office of Board of Education Place No. 3 for such term pursuant to the provisions of Section 11-46-25, as amended.

**Adopted this the 11<sup>th</sup> day of July, 2022.**

\_\_\_\_\_  
Presiding Officer

ATTEST:

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City Clerk

Council President Richard Bailey called for a motion to approve Resolution 2022-07-19. 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.

## **PRESENT CERTIFICATES OF ELECTION**

Certificates of Election were presented to Council Members Mike Ashburn and Richard “Pudge” Bailey.

## **CONSIDER TOURISM GRANT APPLICATION FROM THE SCOTTSBORO HIGH SCHOOL BAND BOOSTERS**

Council President Richard Bailey called for a motion to approve the tourism grant application for \$4,000 from the Scottsboro High School Band Boosters. 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 RESOLUTIONS 2022-07-20 & 2022-07-21 TO  
SURPLUS AND ACCEPT BIDS FOR SOLID WASTE TRUCK**

**RESOLUTION 2022-07-20**

**WHEREAS**, the City of Scottsboro, Alabama’s Solid Waste 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>	<u>VIN#</u>
5229	2020 F250 4X4 Truck	1FT7X2B68LEE08518

**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 accepting sealed bids. All money received from the sale shall be placed back into the Fleet Management Program.

**Adopted and Approved this the 11<sup>th</sup> day of July, 2022.**

\_\_\_\_\_  
Richard Bailey, Council President

\_\_\_\_\_  
Whitney Phillips, City Clerk

**RESOLUTION 2022-07-21**

**WHEREAS**, The City of Scottsboro, Alabama’s Solid Waste Department is in need of selling a 2020 F250 4x4 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, mailed eight (8) bids, and received four (4) bids to purchase the truck.

Frankie Adkins	\$8,800.00
Moss Motor Co.	\$38,100.00
Bill Penney Toyota	\$38,251.00
Antwerpen Nissan	\$41,000.00

Section 2. It is recommended by the Bid Review Committee that the bid be awarded Antwerpen Nissan as highest responsible bidder.

Adopted this the 11<sup>th</sup> day of July, 2022.

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Council President, C. Richard Bailey

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City Clerk, Whitney Phillips

Council President Richard Bailey called for a motion to approve Resolutions 2022-07-20 and 2022-07-21. 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.

**CONSIDER ADDING ADDITIONAL SOLID WASTE OPERATOR**

Council President Richard Bailey called for a motion to approve adding an additional Solid Waste operator to fill a vacancy from an employee on extended sick leave. Motion was made by Council Member Nita Tolliver and seconded by Council Member Gary Stewart. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER RESOLUTION 2022-07-22: APPLY FOR CDBG DEMOLITION GRANT**

**RESOLUTION: 2022-07-22**

**WHEREAS**, the Alabama community Development Block Grant Program has been established to assist local governments in meeting community development and housing needs consistent with the objectives as set forth in Title I of the Housing and Community Development Act of 1974, as amended; and

**WHEREAS**, the City of Scottsboro, acting by and through its City Council proposes to apply for Community Development Block Grant (CDBG) funds for the purpose of performing eligible community development activities that will benefit low and moderate-income residents in the City of Scottsboro; and

**THAT, JIM MCCAMY, MAYOR**, is hereby authorized to execute and submit an application with appropriate assurances to the State of Alabama, Department of Economic and Community Affairs, requesting Fiscal Year 2022 Community Development Block Grant Funds in the amount of **\$400,000.00** to demolish vacant homes and structures in the City of Scottsboro; and

**THAT, THE CITY OF SCOTTSBORO** will provide a local cash match of **\$50,000.00** in support of this project.

**READ AND ADOPTED** this the 11<sup>th</sup> day of **July 2022**.

**SIGNED FOR THE SCOTTSBORO CITY COUNCIL:**

By: \_\_\_\_\_  
Jim McCamy, Mayor

**Attest:**

\_\_\_\_\_  
Whitney Phillips, City Clerk

Council President Richard Bailey called for a motion to approve Resolution 2022-07-22. Motion was made by Council Member Mike Ashburn and seconded by Council Member Ralph Dawe. No discussion. Upon a vote being taken all members voted aye.

**CONSIDER BUDGET AMENDMENT TO REPAIR POOL  
PAK UNIT ON POOL DECK AT THE REC-COM**

Council President Richard Bailey called for a motion to approve a budget amendment from excess sales tax for \$8,282.95 to repair the pool pak unit at the Rec-com. Motion was made by Council Member Gary Stewart and seconded by Council Member Nita Tolliver. Little discussion. Upon a vote being taken all members voted aye.

**REPORTS AND ANNOUNCEMENTS**

Delegations- none

Mayor Jim McCamy congratulated Ms. Katie Kirkland on a successful 4<sup>th</sup> of July event.

Council Member Gary Stewart thanked everyone for coming out to celebrate during 4<sup>th</sup> of July events. Nice to see everyone out.

Council Member Mike Ashburn said it’s been an honor and privilege to serve the City of Scottsboro and looks forward to the next term.

Council Member Nita Tolliver thanked the Fire Dept, Police Dept., Solid Waste Dept., and WSG for coming to the school and helping with the kids.

Council Member Ralph Dawe had nothing to report.

Council President Richard Bailey also said it is a great time to be on the Council right now and takes it as a compliment to run without opposition. Thanks to the citizens of Scottsboro. We will have work session next Monday, July 18, 2022.

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 Nita Tolliver. Upon a vote being taken all members voted aye. Meeting adjourned at 5:22 pm.

Date Approved: July 25, 2022

**CITY OF SCOTTSBORO**

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C. Richard Bailey, Council President

ATTEST:

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Whitney Phillips, City Clerk

\_\_\_\_\_  
Jim McCamy, Mayor

ATTEST:

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Whitney Phillips, City Clerk