

**MINUTES OF THE  
SCOTTSBORO CITY COUNCIL  
SEPTEMBER 26, 2022**

The City Council of the City of Scottsboro, Alabama met on September 26, 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. Invocation was given by Council President Richard Bailey. The Pledge of Allegiance was led by Council Member Nita Tolliver. 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. Mayor Jim McCamy was out of town.

Council President Richard Bailey added Item 14: Consider Resolution 2022-09-43 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 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 Ralph Dawe to approve the Minutes of September 8, 2022 and September 12, 2022. No Discussion. Upon a vote being taken all members voted aye. The Minutes were declared adopted by the Council President.

**OLD BUSINESS:**

**CONSIDER APPROVAL TO PURCHASE EQUIPMENT FOR  
SOLID WASTE DEPARTMENT**

Council President Bailey explained this item was unintentionally skipped at the last council meeting and called for a motion to approve. Motion was made by Council Member Nita Tolliver and seconded Council Member Gary Stewart. It was discussed this is the truck and loader for the recycling center to be purchased with excess recycling money. Upon a vote being taken all members voted aye.

**NEW BUSINESS**

**CONSIDER RESOLUTION 2022-09-38: AWARD REC-COM  
CLEANING BID**

**RESOLUTION 2022-09-38**

**WHEREAS**, The City of Scottsboro, Alabama's Recreation Department is in need of Cleaning Service, 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 seven (7) bids by US Postal Service, and received two (2) bids for the Cleaning Service.

Hester's Cleaning Service	\$115.00/day	\$41,285/year
Jani-King of Huntsville	\$3,625.00/month	\$43,500/year

Section 2. It is recommended by the Bid Review Committee that the bid be awarded to Hester's Cleaning Service as the lowest responsible bidder that met specifications.

Adopted this the 26<sup>th</sup> day of September, 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 Resolution 2022-09-38. 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 RESOLUTION 2022-09-39: AWARD REC-COM POOL CHEMICALS BID**

### **RESOLUTION 2022-09-39**

**WHEREAS**, The City of Scottsboro, Alabama's Recreation Department is in need of Pool Chemicals, 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 two (2) bids by US Postal Service, and received one (1) bid for the Pool Chemicals.

#### Anders Pool Company

1. Hypochlorite (100lbs)	\$265.00
2. Hypochlorite (tablets)	\$199.00
3. Chlorine Tablets	\$270.00
4. Sodium Thiosulfate	\$ 84.99
5. Sodium Bicarbonate	\$ 34.99
6. Soda Ash	\$ 34.99
7. Muriatic Acid	\$ 32.00
8. Stabilizer Conditioner	\$ 2.50/lb
9. Liquid Chlorine	\$ 74.00
10. Calcium Chloride	\$ 34.99

11. 7-way Test Strips

§ 27.50

Section 2. It is recommended by the Bid Review Committee that the bid be awarded to Anders Pool Company (Huntsville, AL) as the lowest responsible bidder that met specifications.

Adopted this the 26<sup>th</sup> day of September, 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 Resolution 2022-09-39. 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 2022-09-40: AWARD FUEL BID**

**RESOLUTION 2022-09-40**

**WHEREAS**, The City of Scottsboro, Alabama is in need of Fuel; 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 four (4) bids by US Postal Service, and received three (3) bids for Fuel.

	Unleaded Gasoline 87 Octane	Unleaded Gasoline 93 Octane	#2 Diesel Fuel
(cents above cost)			
Petroleum Traders Corp. (Fort Wayne, Indiana)	0.1553	0.1553	0.1576
JAT Oil (Chattanooga, TN)	0.059	0.059	0.069
Valley Oil Company (Chattanooga, TN)	0.0985	0.0985	0.0985

Section 2. It is recommended by the Bid Review Committee that the bid be awarded to JAT Oil (Chattanooga, TN) as the lowest responsible bidder that met specifications.

Adopted this the 26<sup>th</sup> day of September, 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 Resolution 2022-09-40. 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 RESOLUTION 2022-09-41: AWARD OIL BID**

**RESOLUTION 2022-09-41**

**WHEREAS**, The City of Scottsboro, Alabama’s Street Department is in need of oil, 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 four (4) bids by US Postal Service, and received one (1) bid for oil.

Jackson County Oil                      7% above cost

Section 2. It is recommended by the Bid Review Committee that the bid be awarded to Jackson County Oil as the only responsible bidder that met specifications.

Adopted this the 26<sup>th</sup> day of September, 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 Resolution 2022-09-41. 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 2022-09-42: REJECT AND REBID  
LIBRARY HVAC BID**

**RESOLUTION 2022-09-42**

**WHEREAS**, The Scottsboro City Library is in need of a HVAC unit 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 eight (8) bids, and received three (3) bids for the HVAC unit.

Batey Brothers Heating & Cooling                      \$18,720.00 (Trane unit)

Batey Brothers Heating & Cooling  
Southern Heating & Cooling

\$18,720.00 (American Standard unit)  
\$20,387.80 (Trane unit)

Section 2. It is recommended by the Bid Review Committee that the bids be rejected and rebid with revised specifications.

Adopted this the 26<sup>th</sup> day of September, 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 Resolution 2022-09-42 to reject and rebid the Library HVAC. 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 REQUEST TO PROCEED WITH PUBLIC HEARING TO REZONE 1290 PORTER ROAD**

Council President Richard Bailey called for a motion to approve the request to proceed with a public hearing to rezone 1290 Porter Road. Motion was made by Council Member Ralph Dawe and seconded by Council Member Nita Tolliver. Little discussion. Upon a vote being taken all members voted aye.

The Public Hearing was set for Monday, October 17, 2022 at 5:00 pm.

### **CONSIDER APPROPRIATION TO IMPACT LEARNING CENTER FOR DOLLY PARTON'S IMAGINATION LIBRARY PROGRAM**

Council President Richard Bailey called for a motion to approve an appropriation to the Impact Learning Center for the Dolly Parton's Imagination Library Program. Motion was made by Council Member Ralph Dawe for \$10,000. Motion was seconded by Council Member Mike Ashburn. It was discussed this would be taken from excess sales tax. Upon a vote being taken all members voted aye.

### **CONSIDER APPROVAL OF 90% OF THE 2022-2023 BUDGET**

Council President Richard Bailey called for a motion to approve 90% of the 2022-2023 budget in the amount of \$22,451,411. 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 APPROVAL TO CHANGE STARTING PAY FOR FIRST RESPONDERS**

Council President Richard Bailey called for a motion to change starting pay for first responders by eliminating steps 3-5 and start at step 6. Motion was made by Council Member Nita Tolliver and seconded by Council Member Ralph Dawe. No discussion. Upon a vote being taken all members voted aye.

## **CONSIDER APPROVAL TO CHANGE PAY SCALE FOR EVENTS COORDINATOR**

Council President Richard Bailey called for a motion to approve to change the pay scale for the Events Coordinator to a range 21 step 10. 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.

## **MUNICIPAL JUDGE APPOINTMENT**

Council President Richard Bailey opened the floor for nominations. Council Member Ralph Dawe nominated Daryl Eustace to be re-appointed. Council Member Gary Stewart nominated Deborah Dunsmore. There were no other nominations.

A roll call vote for Daryl Eustace was taken with the following results:

Council Member Ralph Dawe	Yes
Council Member Nita Tolliver	No
Council Member Mike Ashburn	No
Council Member Gary Stewart	No
Council Member Richard Bailey	Yes

A roll call vote for Deborah Dunsmore was taken with the following results:

Council Member Ralph Dawe	No
Council Member Nita Tolliver	Yes
Council Member Mike Ashburn	Yes
Council Member Gary Stewart	Yes
Council Member Richard Bailey	Yes

Council President Bailey announced Deborah Dunsmore was appointed as Municipal Judge.

## **ASSISTANT MUNICIPAL JUDGE APPOINTMENT**

Council President Richard Bailey opened the floor for nominations. Council Member Ralph Dawe made a motion to dissolve this position and use court funds to hire and assistant judge when needed. Motion was seconded by Council Member Nita Tolliver. 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

## **MUNICIPAL PROSECUTOR APPOINTMENTS (2)**

Council President Richard Bailey opened the floor for nominations. Council Member Gary Stewart recused himself. Council Member Mike Ashburn nominated Patricia Stewart. Council Member Nita Tolliver nominated John Jenkins. There were no other nominations.

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	Abstained
Council Member Richard Bailey	Yes

**CONSIDER RESOLUTION 2022-09-43: APPROVE**  
**FINANCING FOR DUMP TRUCK**  
**RESOLUTION 2022-09-43**

**WHEREAS**, The City of Scottsboro, Alabama’s Street Department is in need of financing a dump truck, and

**WHEREAS**, Section 41-16-50 through 41-16-63, Code of Alabama 1975 authorizes the municipal governing body to solicit 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 received two (2) request for bids for the financing.

Bancorp	4.44%
First Jackson Bank	2.01%

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

Adopted this the 26<sup>th</sup> day of September, 2022.

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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 2022-09-43. 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.

**REPORTS AND ANNOUNCEMENTS**

Delegations- none

Council Member Nita Tolliver reminded everyone to come out to the BBQ Festival on October 8<sup>th</sup>.

Council Members Gary Stewart, Ralph Dawe and Mike Ashburn had nothing to report.

Council President Richard Bailey announced the October meeting schedule as follows:  
October 3<sup>rd</sup> Work Session, October 10<sup>th</sup> no meeting due to Columbus Day holiday, October 17<sup>th</sup> Council Meeting then Work Session, October 24<sup>th</sup> Council Meeting, and October 31<sup>st</sup> no meeting due to it being a 5<sup>th</sup> Monday.

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 5:14 pm.

Date Approved: October 17, 2022

**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