

March 28, 2011

STATE OF ALABAMA,
LIMESTONE COUNTY,
CITY OF ATHENS.

The City Council of the City of Athens, Alabama met in regular session at the Athens Police Department Court Room, 951 Hobbs Street East in the said City on March 28, 2011, at 5:30 p.m. The meeting was called to order by Councilman Jimmy W. Gill, President of the Council. Upon roll call the following were found to be present: Councilmembers Mignon Bowers, Harold Wales, Jimmy Gill, James Hickman and Mildred Caudle. Mayor William R. Marks was present and led the pledge of allegiance. John Hamilton, City Clerk, was present and recorded the minutes of the meeting. James Hickman offered the invocation. The Chairperson stated that a quorum was present and that the meeting was open for transaction of business.

The Chairperson stated that the Minutes of the March 14, 2011 City Council Meeting had been submitted for approval. Councilwoman Caudle moved that the reading of the Minutes be suspended and that the Minutes be approved as recorded. The motion was seconded by Councilman Wales and was unanimously carried. The Chairperson stated that the Minutes of the March 14, 2011 City Council Work Session Meeting had been submitted for approval. Councilwoman Caudle moved that the reading of the Minutes be suspended and that the Minutes be approved as recorded. The motion was seconded by Councilman Wales and was unanimously carried.

A public hearing was held to hear comments on a rezoning request for a portion of property located at 405 Lee Street West and 503 Houston Street South. Mac Martin, Planner 1, spoke in favor of and no one spoke against.

Councilman Wales introduced the following ordinance:

**STATE OF ALABAMA,
LIMESTONE COUNTY,
CITY OF ATHENS.**

ORDINANCE NUMBER 2011- 1795

REZONING A PORTION OF PROPERTY FROM R-1-2 MEDIUM DENSITY SINGLE FAMILY

RESIDENTIAL AND B-2 GENERAL BUSINESS DISTRICT TO ALL R-1-2, LOCATED AT 405 LEE

STREET WEST AND 503 HOUSTON STREET SOUTH, FOR RICK JOHNSON.

WHEREAS, the City Council of the City of Athens, Alabama, has heretofore adopted, "The Zoning Ordinance of the City of Athens, Alabama," and,

WHEREAS, the Planning Commission of the City of Athens, Alabama, has made a recommendation to the City Council of the City of Athens, Alabama, that the hereinafter described area should be rezoned from "R-1-2 Medium Density Single Family Residential District and B-2 General Business District to all R-1-2 Medium Density Single Family Residential District".

The City Council of the City of Athens, Alabama, finds that "The Zoning Ordinance of the City of Athens, Alabama," should be amended so as to rezone the hereinafter described area as "R-1-2" rather than "R-1-2 and B-2".

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, as follows:

That all of the hereinafter described area or real estate is hereby zoned "R-1-2 Medium Density Single Family Residential District", in accordance with and defined by "The Zoning Ordinance of the City of Athens, Alabama," and that the areas which are zoned as aforesaid is situated in Athens, Limestone County, Alabama, and are more particularly described as follows:

A tract located in Lot 1 of Block 50 of the 1914 Map of Athens, Alabama recorded in Plat Book "A" page 7 in the Probate Judge's Office of Limestone County, Alabama, and also located in the Southwest Quarter of the Northeast Quarter of Section 8, Township 3 South, Range 4 West, Limestone County, Alabama, and can be particularly described as follows;

Commence from the intersection of Houston Street and Lee Street, thence South 88 degrees 16 minutes 17 seconds East, along the centerline of Madison Street, for a distance of 141.50 feet to the Point of Beginning.

From the Point of Beginning, thence South 88 degrees 16 minutes 17 seconds East, along the centerline of Madison Street, for a distance of 55.5 to a point; thence South 00 degrees 27 minutes 02 seconds West for a distance of 105.50 feet to a point, passing a point the South Right-of-Way margin of Lee Street at 20.00 feet; thence North 87 degrees 58 minutes 00 seconds East a distance of 5.40 feet to a point; thence South 00 degrees 00 minutes 00 seconds East for a distance of 74.80 feet to a point; thence South 88 degrees 12 minutes 00 seconds West for a distance of 170.00 feet to a point; thence North 00 degrees 00 minutes 00 seconds West along the East Right-of-Way Margin of Houston Street for a distance of 74.10 feet to a point; thence North 87 degrees 58 minutes 00 seconds East for a distance of 109.00 feet to a point; thence North 01 degrees 27 minutes 00 seconds West for a distance of 105.7 to the Point of Beginning, passing a point the South Right-of-Way margin of Lee Street at 85.70 feet, containing 0.43 acres, more or less.

ADOPTED and APPROVED this, the 28th day of March, 2011.

/s/ Jimmy W. Gill
PRESIDENT, CITY COUNCIL,
CITY OF ATHENS, ALABAMA

/s/ William R. Marks
MAYOR, CITY OF ATHENS, ALABAMA

ATTEST:

/s/ John S. Hamilton
CITY CLERK, CITY OF ATHENS, ALABAMA

Councilmember Bowers moved that unanimous consent be given for immediate consideration of and action on said ordinance, which motion was seconded by Councilmember Caudle, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said ordinance had been unanimously carried. Councilmember Wales thereupon moved that the ordinance be finally adopted, which motion was seconded by Councilmember Hickman and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon announced that the motion for the adoption of the said ordinance had been unanimously carried.

Kelly Range, 303 Brookwood Drive, asked the Council for an appropriation to the Athens Food Bank because their funds are gone and they are facing closure.

Greg Lambert, 200 North Briarwood Road, ask the Council to please look closely at the current applicants to the City Board of Education and take into consideration whether or not the applicants have a spouse employed by the City Schools.

Councilwoman Bowers introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to declare a 1996 Ford Crown Vic Sedan, vin number 2FALP71W9TX141634, as surplus to be sold by public auction. The sale of the vehicle proceeds shall be assigned to line item 301.500.85002, Fire Department Capital through a transfer from 100.527.90112 (transfer out), Capital Expenditure Fund.

The motion was seconded by Councilman Wales and was unanimously carried.

Councilwoman Bowers introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to declare the following police department vehicles as surplus equipment and dispose of them by public auction:

Year	Make	Model	Vin #
2001	Chevrolet	Impala	2G1WF55K019334383
2001	Chevrolet	Impala	2G1WF55K019336313
2001	Chevrolet	Impala	2G1WF55K519336405
2001	Chevrolet	Impala	2G1WF55K419334242
2001	Chevrolet	Impala	2G1WF55K819335670
2001	Chevrolet	Impala	2G1WF55K419337786
2000	Ford	Crown Vic	2FAFP71W4YX141285

The motion was seconded by Councilman Wales and was unanimously carried.

Councilwoman Bowers introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to appoint Bill Vaughn to the Zoning Board of Adjustments and Appeals to complete the term of Robert Malone. The term begins immediately and will end February 9, 2012.

The motion was seconded by Councilman Wales and was unanimously carried.

Councilwoman Bowers introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to approve a cash advance for the Gas Department in the total amount of \$250.00.

Josh Hall	Plumbers & Gas Fitters Apprentice Career Track Dothan, Alabama March 27, 2011 – April 1, 2011	\$250.00
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The motion was seconded by Councilman Wales and was unanimously carried.

Councilwoman Bowers introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to approve the travel/education expenses for the Utilities in the total amount of \$819.26.

Josh Hall	Plumbers & Gas Fitters Apprentice Career Track Dothan, Alabama February 27, 2011 – March 4, 2011	\$819.26
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The motion was seconded by Councilman Wales and was unanimously carried.

Councilwoman Bowers introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to approve the payment of budgeted travel/education expenses for specified Water/Wastewater employees in the total amount of \$214.39.

Howard Hopkins (Water Department)	ARWA Annual Technical Training Conference Montgomery, Alabama March 14 – 16, 2011	\$214.39
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The motion was seconded by Councilman Wales and was unanimously carried.

Councilman Wales introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to approve \$343.07 to pay the final invoice which will complete the paving of the parking lot at the Athens Limestone Counseling Center (North Central Alabama Mental Health Association), located at 1307 East Elm Street in Athens. General Fund line item #100.510.83600 will be amended for \$343.07.

Councilmember Caudle moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Bowers, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Wales thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Hickman and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilwoman Bowers introduced the following resolution:

RESOLUTION NUMBER 2011-1191

This resolution made this 28th day of March, 2011, (the Effective Date) by the City Council, City of Athens, Alabama (the Granting Authority), to grant a tax abatement for Turner Medical, Inc., (the Company).

WHEREAS, the Company has announced plans for a (check one):

_____ new project or major addition to their existing facility (the Project),

located within the jurisdiction of the Granting Authority; and

WHEREAS, pursuant to the Tax Incentive Reform Act of 1992 (Section 40-9B-1 et seq., Code of Alabama 1975) (the Act), the Company has requested from the Granting Authority an Abatement of (check all that apply):

all state and local noneducational property taxes,

all construction related transaction taxes, except those construction related transaction taxes levied for educational purposes or for capital improvements for education, and /or

_____ all mortgage and recording taxes; and

WHEREAS, the Company has requested that the abatement of state and local noneducational property taxes (if applicable) be extended for a period of 10 years, in accordance with the Act; and

WHEREAS, the Granting Authority has considered the request of the Company and the completed applications (copy attached) filed with the Granting Authority by the Company, in connection with its request; and

WHEREAS, the Granting Authority has found the information contained in the Company's application to be sufficient to permit the Granting Authority to make a reasonable cost/benefit analysis of the proposed project and to determine the economic benefits to the community; and

WHEREAS, the construction of the project will involve a capital investment of \$2,950,000.00; and

WHEREAS, the Company is duly qualified to do business in the State of Alabama, and has powers to enter into, and to perform and observe the agreements and covenants on its part contained in the Tax Abatement Agreement; and

WHEREAS, the Granting Authority represents and warrants to the Company that it has power under that constitution and laws of the State of Alabama (including particularly the provisions of the Act) to carry out provisions of the Tax Abatement Agreement;

NOW THEREFORE, be it resolved by the Granting Authority as follows:

Section 1. Approval is hereby given to the application of the Company and abatement is hereby granted of (check all that apply):

all state and local noneducational property taxes,

all construction related transaction taxes, except those construction related transaction taxes levied for educational purposes or for capital improvements for education, and /or

_____ all mortgage and recording taxes

as the same may apply to the fullest extent permitted by the Act. The period of abatement for the noneducational property taxes (if applicable) shall extend for a period of 10 years measured as provided in Section 40-9B-3(8) of the Act.

Section 2. The governing body of the Granting Authority is authorized to enter in to an abatement agreement with the Company to provide for the abatement granted in Section 1.

Section 3. A certified copy of this resolution, with the application and abatement agreement, shall be forwarded to the Company to deliver to the appropriate local taxing authorities (if applicable) and to the Alabama Department of Revenue in accordance with the Act.

Section 4. The governing body of the Granting Authority is authorized to take any and all actions necessary or desirable to accomplish the purpose of the foregoing of this resolution.

I hereby certify that the above and foregoing was duly adopted by the City Council of the City of Athens, Alabama at a meeting held on the 28th day of March, 2011.

John Hamilton – City Clerk

ADOPTED and APPROVED this, the 28th day of March, 2011.

/s/ Jimmy W. Gill
PRESIDENT, CITY COUNCIL,
CITY OF ATHENS, ALABAMA

/s/ William R. Marks
MAYOR, CITY OF ATHENS, ALABAMA

ATTEST:

/s/ John S. Hamilton
CITY CLERK, CITY OF ATHENS, ALABAMA

The motion was seconded by Councilman Wales and was unanimously carried.

Councilman Hickman introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to amend the City of Athens's Personnel Policy and Procedures Manual to include the revised policy language (see below) for paragraph number five (5) under section 5.11.6 Intermittent Leave or Reduced Work Schedule of City Policy 5.11 – Leave under the Family Medical Leave Act, effective March 28, 2011.

Master FMLA new language for adoption:

Family and medical leave may be paid or unpaid depending on whether or not the employee has any accrued paid leave; an employee is expected to exhaust all types of accrued paid leave including paid sick, annual and personal leave while being on family medical leave before going in to an unpaid status. Accrued paid leave must be used concurrently with any FMLA period. For example, if an employee wished to take 12 weeks of family/medical leave for a specific qualifying situation and the employee has one week of accrued paid sick leave and three weeks of accrued paid annual leave, then all of the paid leave will be applied to and used concurrently with the FMLA period, and the employee will be permitted to take eight more weeks of leave as unpaid.

The motion was seconded by Councilwoman Bowers and was unanimously carried.

Councilman Wales introduced the following ordinance:

STATE OF ALABAMA,

**LIMESTONE COUNTY,
CITY OF ATHENS.**

ORDINANCE NUMBER 2011- 1796

AN ORDINANCE OF THE CITY OF ATHENS, ALABAMA, TO EXEMPT CERTAIN “COVERED ITEMS” FROM THE MUNICIPAL SALES AND USE TAX DURING THE FIRST FULL WEEKEND OF AUGUST, 2011, AS AUTHORIZED BY ACT 2006-574, GENERALLY REFERRED TO AS THE STATE SALES TAX HOLIDAY LEGISLATION.

BE IT ORDAINED BY THE CITY COUNCIL OF ATHENS, ALABAMA, AS FOLLOWS:

Section 1. In conformity with the provisions Act 2006-574 enacted by the Alabama Legislature during the 2006 Regular Session, providing for a State Sales Tax Holiday, the City of Athens, Alabama, exempts “covered items” from municipal sales and use tax during the same period, beginning at 12:01 a.m. on the first Friday in August 2011 (August 5, 2011) and ending at twelve midnight the following Sunday (August 7, 2011).

Section 2. This ordinance shall be subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2006-574, except that the time period shall only be as specified in Section 1 above and not for all years thereafter.

Section 3. The City Clerk is hereby authorized and directed to certify a copy of this ordinance under the seal of the City of Athens, Alabama, and to forward said certified copy to the Alabama Department of Revenue to be recorded and posted on the Department website.

Section 4. This ordinance shall become effective on April 1st, 2011.

ADOPTED and APPROVED this 28th day of March, 2011.

/s/ Jimmy W. Gill
PRESIDENT, CITY COUNCIL,
CITY OF ATHENS, ALABAMA

/s/ William R. Marks
MAYOR, CITY OF ATHENS, ALABAMA

ATTEST:

/s/ John S. Hamilton
CITY CLERK, CITY OF ATHENS, ALABAMA

Councilmember Caudle moved that unanimous consent be given for immediate consideration of and action on said ordinance, which motion was seconded by Councilmember Hickman, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said ordinance had been unanimously carried. Councilmember Wales thereupon moved that the ordinance be finally adopted, which motion was seconded by Councilmember Bowers and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon announced that the motion for the adoption of the said ordinance had been unanimously carried.

Councilwoman Caudle introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to adopt a revised job description for the Public Works Department (on file in the Human Resources Office):

1. Superintendent of Street Operations, Unclassified Manager1, job description dated 3/18/11.

The motion was seconded by Councilman Wales and was unanimously carried.

Councilman Hickman introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to adopt a revised job description for the City Clerk's Department (on file in the Human Resources Office):

1. Accountant/Revenue Officer, Grade 9, Job Description dated 3/23/11.

The motion was seconded by Councilwoman Bowers and was unanimously carried.

Councilman Wales introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to vacate the following easement (see below ordinance) and authorize the execution of a quit claim deed to that effect.

The motion was seconded by Councilman Hickman and was unanimously carried.

Councilman Wales introduced the following ordinance:

**STATE OF ALABAMA,
LIMESTONE COUNTY,
CITY OF ATHENS.**

ORDINANCE NUMBER 2011-1797

**ORDINANCE AUTHORIZING THE TRANSFER OF REAL PROPERTY IN LIGHT OF THE
ABANDONMENT OF A WATER LINE EASEMENT**

WHEREAS, the City Council desires to abandon a certain 15' water line easement that has never been used by Athens Water Services;

WHEREAS this part of the easement is no longer needed for public or municipal purposes;

WHEREAS the City Council wishes to memorialize the abandonment by the transfer of any of the City's property interests in the same to Athens City Board of Education, the owners of the underlying real property on which the abandoned easement is situated; and

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, while in regular session on March 28, 2011, at 5:30 p.m., as follows:

1. The Mayor is authorized to execute a quitclaim deed, a copy of which is on file with the City Clerk, conveying to the Athens City Board of Education, the City's property interest in the City's water line easement that lies across the following described real property:

A strip of land being 15 feet in width and located in the East Half of the Northeast Quarter of Section 4, Township 3 South, Range 4 West, Limestone County, Alabama, and being the easement described in Volume 632, Page 976, in the Office of the Judge of Probate of Limestone County, Alabama. Said strip of land is more particularly described as beginning at the southeast corner of the Northeast Quarter of said Section 4 and running north 02 degrees 10 minutes West, 1779.0 feet along the Section line to a point; thence South 82 degrees 51 minutes West, 908.5 feet to the point of true beginning. Thence from the point of true beginning South 02 degrees 10 minutes East, 1712.14 feet to a point on the south boundary of the Northeast Quarter of said Section 4; thence South 88 degrees 45 minutes West 15.0 feet; thence North 02 degrees, 10 minutes West, 1710.63 feet; thence North 82 degrees 51 minutes East, 15.06 feet to the point of true beginning and containing 0.59 acres, more or less.

2. The City expresses its intention to abandon that water line easement and to memorialize the same by its transfer described herein.

ADOPTED and APPROVED this, the 28th day of March, 2011.

/s/ Jimmy W. Gill
PRESIDENT, CITY COUNCIL,
CITY OF ATHENS, ALABAMA

/s/ William R. Marks
MAYOR, CITY OF ATHENS, ALABAMA

ATTEST:

/s/ John S. Hamilton
CITY CLERK, CITY OF ATHENS, ALABAMA

CERTIFICATION OF CITY CLERK

STATE OF ALABAMA)
LIMESTONE COUNTY)

I, John Hamilton, City Clerk of the City of Athens, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the Ordinance duly adopted by the City Council of the City of Athens, on the 28th day of March, 2011.

Witness my hand and seal of office this the ____ day of _____, 2011.

John Hamilton, City Clerk

Councilmember Caudle moved that unanimous consent be given for immediate consideration of and action on said ordinance, which motion was seconded by Councilmember Bowers, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said ordinance had been unanimously carried.

Councilmember Wales thereupon moved that the ordinance be finally adopted, which motion was seconded by Councilmember Hickman and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon announced that the motion for the adoption of the said ordinance had been unanimously carried.

Councilwoman Caudle introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to approve \$2,500.00 for materials and supplies for the litter campaign in the city. General fund line item number 100.510.83600 will be amended for \$2,500.00.

Councilmember Bowers moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Caudle, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Caudle thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Wales and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilman Hickman introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to approve up to \$100,000.00 to renovate space on the second floor of the Athens Utilities Building on Wilkinson Street. The cost is to be paid from the Electric Department Reserve Fund.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to approve City Hall be re-located on the existing site on Hobbs and Marion Street.

Councilmember Bowers moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Wales, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Hickman thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Bowers and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilwoman Caudle introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to authorize the General Manager/Mayor of Utilities to enter into a contract with Krebs, Inc. to develop a renovation plan for the second story of the Athens Utilities building located on Wilkinson Street. The work shall be billed on an hourly basis not to exceed \$8,000.00 and shall be paid by Athens Utilities.

Councilmember Wales moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Hickman, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Caudle thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Hickman and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Bowers, Wales, Hickman, Gill and Caudle; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

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There being no further business to come before the meeting, the same was, upon motion by Councilman Hickman and second by Councilman Wales, duly and properly adjourned.

/s/ Jimmy W. Gill
PRESIDENT, CITY COUNCIL

ATTEST:

/s/ John S. Hamilton
CITY CLERK