

**MINUTES FROM A WORK SESSION OF THE  
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD  
JULY 5, 2022**

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The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall auditorium in said City at 5:00 p.m. on the 5<sup>th</sup> day of July, 2022. The following members were found to be present or absent, as indicated:

PRESENT: CHRIS HALL, GINA CLARK, WILLIS THOMPSON,  
KEN SOCKWELL, DAVID MOORE  
ABSENT: NONE

Ken Sockwell, Council President, presided at the meeting. Mayor Mike Lockhart was also present. Elaine Coan, City Clerk, was present and kept the minutes of the meeting.

The council interviewed the following applicants for appointment to the Civil Service Board in the City Hall Conference Room:

Paula Michael, Ricky Williams

Also, the council interviewed the following applicants for appointment to the Utilities Board in the City Hall Conference Room:

Edna Burgess, Kevin Self

Upon completion of the interviews, the council reconvened their work session in the auditorium at 5:45 p.m.

The council discussed the increase in pay for City Attorney, City Judge, and City Prosecutor. The decision was made to increase the City Attorney's monthly retainer fee from \$500 per month to \$750.00 per month, and the City Prosecutor's monthly retainer fee from \$550.00 to \$800.00, and his hourly rate from \$60.00 to \$80.00. The City Judge will have an increase of 3.76% per month which will be \$1,167.14 per month. The pay changes will be effective August 1, 2022, and will be included in the upcoming budget year beginning October 1, 2022.

The council had a discussion concerning car wash businesses in the city. Marcel will check into the possibility of a moratorium.

Also, Marcel informed the council that he was still reviewing information he had received from Kia Christian who spoke to the council a few weeks ago concerning the Court Clerk office.

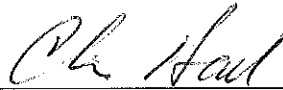
Chief Malone spoke with the council about the possibility of hiring an additional firefighter from the current eligibility list. There had already been three firefighters hired, and he

requested one more to be hired. The council approved for the Civil Service Board to hire an additional firefighter from the list.

The council discussed agenda items.

There being no further business the meeting was adjourned at 6:10 p.m.

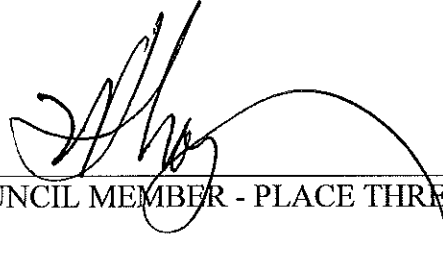
CITY OF MUSCLE SHOALS, ALABAMA  
A Municipal Corporation



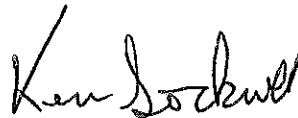
COUNCIL MEMBER - PLACE ONE



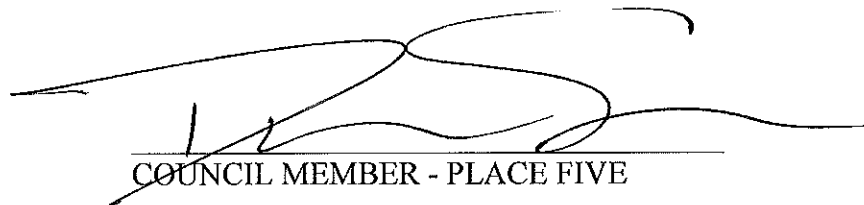
COUNCIL MEMBER - PLACE TWO



COUNCIL MEMBER - PLACE THREE



COUNCIL MEMBER - PLACE FOUR



COUNCIL MEMBER - PLACE FIVE

ATTEST:



CITY CLERK

**MINUTES FROM A REGULAR MEETING OF THE  
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD  
July 5, 2022**

The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall auditorium in said City at 6:00 p.m. on the 5th day of July, 2022 being the scheduled time and place for said meeting. The meeting was called to order by Ken Sockwell, Council President. On roll call the following members were found to be present or absent, as indicated:

PRESENT: CHRIS HALL, GINA CLARK, WILLIS THOMPSON,  
KEN SOCKWELL, DAVID MOORE

ABSENT: NONE

Ken Sockwell, Council President, presided at the meeting and declared that a quorum was present and that the meeting was convened and opened for the purposes of transaction of business. Mayor Mike Lockhart was also present. Elaine Coan, City Clerk, was present and kept the minutes of the meeting.

The invocation was given by Rusty Wheelles. Council President Ken Sockwell led in the pledge of allegiance.

Upon motion duly made by Council Member Thompson and seconded by Council Member Moore and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of June 20, 2022, and approved the minutes as written.

Mayor Lockhart thanked the Utilities Department for their quick response to repairing a water main that broke on Harding Avenue. Also, he thanked the Public Works Department for their assistance.

Also, Mayor Lockhart recognized and congratulated Ms. Regan Hugley who attends the University of North Alabama, and has recently finished an intern with Governor Ivey. She will now begin an intern with Attorney Mitch Hayes.

President Sockwell announced that the next item of business was consideration of a resolution to appoint a Director to Greater Shoals Broadband. After discussion of persons that may be interested in being the director, the decision was made to contact those persons before appointment of a director was to be appointed. The resolution will be considered in the next meeting of July 18, 2022.

President Sockwell announced that the next item of business was consideration to approve a proposed attorney-client contract to enter into litigation against 3M Company. Council Member Hall introduced the following contract and moved for its approval:

1. (Client) hereby retains \_\_\_\_\_ BEDFORD, ROGERS, BOWLING & MCREYNOLDS, P.C. and FRIEDMAN, DAZZIO & ZULANAS, P.C. (Attorneys) as our attorneys with full power and authority to represent us in litigation against 3M Company and/or other companies related to the PFAS contamination of Client's water supply and/or damages resulting therefrom.

2. Attorney Fees: In consideration of Attorneys representation of Client in this matter, Client agrees to pay for legal services a contingent fee as follows:

(a) If monetary damage claims and/or injunctive relief claims in this matter are resolved by settlement or judgment, the fee shall be forty percent (40%) of the total recovery arising from these claims. Such fees will be based on the total recovery for monetary damages before the reimbursement and deduction of all litigation expenses advanced by Attorneys.

In the event Client and Attorneys fail to recover damages from the adverse party as set forth above, Client shall not owe Attorneys any attorney fees.

3. Litigation Expenses: Litigation expenses will be advanced by Attorneys and will be reimbursed to Attorneys from any recovery of the gross amount of any damages that are paid by an adverse party by settlement or judgment, in addition to the Attorney Fee set forth in 2(a) above. Any litigation expenses not paid by an adverse party are not owed to Attorneys by Client. Such expenses include, but are not limited to, filing fees, service of process fees, long distance telephone charges, copies, investigation costs, court costs, court reporters, depositions, witness fees, travel expenses, expert witness fees, and any other costs necessary to a proper conclusion of my (our) case. Attorneys shall keep records of all such expenses and shall present an accounting of expenses to Client at the time of the resolution of the case as part of a statement showing the remittance to Client and the method of its determination.

4. Termination of Agreement and Lien: Client has the right to terminate this agreement at any time. If this agreement is terminated before the case is resolved, Client gives Attorneys a lien against any subsequent recovery in this case for Attorneys' time and expenses.

5. Limited Power of Attorney: Client gives Attorneys power of attorney to execute all complaints, notices, court dismissals and other documents necessary to the proper presentation of our case. Attorneys are further authorized, and Client agrees, that Attorneys may delegate their responsibilities hereunder to their employees and agents or attorneys of their choice without the consent or approval of Client, provided that Attorneys agree to consult with Client before engaging other attorneys not listed above where the fee would be divided with them.

6. No Guarantee: It is agreed that Attorneys have made no guarantee regarding the successful termination of said matter or cause of action, and all expressions relative thereto are matters of opinion only.

7. Assistance by Client: It may be necessary for Client to assist Attorneys in gathering information for use in Attorney's representation. Client agrees to provide such assistance, and on such schedule, as may be necessary.

8. In the event an appeal is taken from any judgment rendered, Client agrees to be responsible for and pay the appellate fee, if any, charged by Attorneys, the amount of which shall be determined and agreed upon at the time of taking such appeal.

9. This agreement is binding over the heirs, executors, administrators, and legal representatives of Client.

Signed this \_\_\_ day of \_\_\_\_\_ 2022.

**Client/Representative**

Sign: \_\_\_\_\_ Print: \_\_\_\_\_

Address: \_\_\_\_\_ Phone: \_\_\_\_\_

Email: \_\_\_\_\_  
Sign: \_\_\_\_\_ Print: \_\_\_\_\_

Address: \_\_\_\_\_ Phone: \_\_\_\_\_

Email: \_\_\_\_\_

Council Member Clark seconded the motion and upon motion being put to vote, all voted "AYE" and "NAYS" were none.

President Sockwell announced that the contract had been approved.

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President Sockwell announced that the next item of business was consideration of a resolution to appoint a member to the Civil Service Board.

Council Member Hall introduced the following resolution and moved for its adoption:

**STATE OF ALABAMA**

**COLBERT COUNTY**

**RESOLUTION NUMBER – 3214-22**

**WHEREAS**, a term on the Civil Service Board has expired and the City Council being desirous of making the necessary appointment to said board;

**WHEREAS**, notice was given to the public of said pending vacancy and applications solicited for a member to said board;

**WHEREAS**, the following individuals made proper application and met the requirements for appointment, are eligible for appointment to fill the pending vacancy:

Paula Michael

Ricky Williams

**WHEREAS**, a roll call vote was had by the City Council as follows:

Council Member Hall:	Ricky Williams
Council Member Clark:	Ricky Williams
Council Member Sockwell:	Paula Michael
Council Member Thompson:	Paula Michael
Council Member Moore:	Ricky Williams

**WHEREAS**, Council President Sockwell announced that Ricky Williams had received a majority of the votes cast,

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Muscle Shoals, Alabama does hereby appoint the following named person to serve as set forth herein:

<u>APPOINTEE</u>	<u>BOARD</u>	<u>EXPIRATION OF TERM</u>
<b>Ricky Williams</b>	<b>Civil Service Board</b>	<b>June 2025</b>

The Clerk is hereby directed to notify the above named person of their appointment and to further notify the respective board of said appointment.

Council Member Clark seconded the motion and upon said motion being put to a vote, all voted "AYES" and "NAYS" were none.

President Sockwell announced that the resolution had been approved.

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President Sockwell announced that the next item of business was consideration of a resolution to appoint a member to the Utilities Board.

Council Member Clark introduced the following resolution and moved for its adoption:

**STATE OF ALABAMA**

**COLBERT COUNTY**

**RESOLUTION NUMBER – 3215-22**

**WHEREAS**, a term on the Utilities Board has expired and the City Council being desirous of making the necessary appointment to said board;

**WHEREAS**, notice was given to the public of said pending vacancy and applications solicited for a member to said board;

**WHEREAS**, the following individuals made proper application and met the requirements for appointment, are eligible for appointment to fill the pending vacancy:

Edna Burgess

Kevin Self

**WHEREAS**, a roll call vote was had by the City Council as follows:

Council Member Hall:	Kevin Self
Council Member Clark:	Kevin Self
Council Member Sockwell:	Kevin Self
Council Member Thompson:	Kevin Self
Council Member Moore:	Abstain

**WHEREAS**, Council President Sockwell announced that Kevin Self had received a majority of the votes cast,

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Muscle Shoals, Alabama does hereby appoint the following named person to serve as set forth herein:

**APPOINTEE**

Kevin Self

**BOARD**

Utilities Board

**EXPIRATION OF TERM**

July 2028

The Clerk is hereby directed to notify the above named person of their appointment and to further notify the respective board of said appointment.

Council Member Hall seconded the motion and upon said motion being put to a vote, all voted "AYES" and "NAYS" were none.

President Sockwell announced the resolution had been approved.

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There being no further business to come before the meeting, upon the motion duly made and seconded the meeting was adjourned.

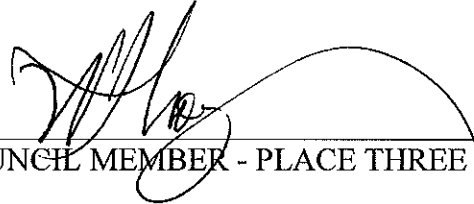
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COUNCIL MEMBER - PLACE ONE



COUNCIL MEMBER - PLACE TWO



COUNCIL MEMBER - PLACE THREE



COUNCIL MEMBER - PLACE FOUR



COUNCIL MEMBER - PLACE FIVE

ATTEST:



CITY CLERK