

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA
JANUARY 19, 2016 - 11:00 A.M.

The City Council met on January 19, 2016, in regular session.

The meeting was called to order at 11:00 a.m. by Council President Williams. On roll call by the City Clerk, Iva Nelson, the following council members answered present: Toles, Williams, Worthy, Echols, Billingsley, Cannon and Reed. The clerk stated a quorum was present and the meeting was open for business. Mayor Guyton, Heath Williamson, Lee Roberts and Chief Crane were also present.

The invocation was given by Brian Harbison.

The minutes of the last work session and council meeting held on January 12, 2016, were approved by unanimous vote.

Payment of the HTE System accounts for the week of January 8-14, 2016 were ratified by unanimous vote.

#162468-162625	General	\$1,889,208.52
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Mayor Guyton read a proclamation proclaiming January 19, 2016, as “Emma Sansom Lady Rebels Day” and presented it to Russ Waits and team members. The Mayor and Council joined in congratulating the team and expressing appreciation to the coaches.

UNFINISHED BUSINESS

(1) The following resolution, which was tabled for 30 days on December 15, was presented in writing for consideration:

RESOLUTION NO. R-18-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 1103 S. 10th Street - District 5 - FNA NP, LLC; James Densmore II; Demarcus Thornton)

Councilman Billingsley moved to adopt the resolution as introduced, which motion was seconded by Councilman Cannon and unanimously adopted.

(2) A resolution ordering the abatement of nuisances on property at 812 Reynolds Circle in District 5, which was tabled for 30 days on December 15, was presented in writing for consideration. Upon recommendation of the Building Official, Councilman Billingsley moved to table the resolution an additional 30 days. The motion was seconded by Councilman Cannon and unanimously carried.

PUBLIC HEARINGS

President Williams stated this was the time and place as advertised to conduct the following public hearings:

(1) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 1432 Paradise Avenue, Aaron Gross and wife Jacqueline D. Gross being the last known owners. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in February 2015, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-19-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 1432 Paradise Avenue - District 1 - Aaron Gross; Jacqueline D. Gross)

Councilwoman Toles moved to adopt the resolution as introduced, which motion was seconded by Councilman Cannon and unanimously adopted.

(2) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 905 McKissack Street, the Estate of Grady Evans being the last known owner. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in August 2014, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-20-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 905 McKissack Street - District 2 - The Estate of Grady Evans)

Councilman Billingsley moved to adopt the resolution as introduced, which motion was seconded by Councilman Cannon and unanimously adopted.

(3) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 1605 Malone Street, the State of Alabama and John Morgan Stanley being the last known owners. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in January 2014, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-21-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 1605 Malone Street - District 3 - State of Alabama; John Morgan Stanley)

Councilman Worthy noted this property has been the source of complaints and moved to adopt the resolution as introduced. The motion was seconded by Councilman Cannon and unanimously adopted.

(4) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 315 Pearl Street, Vickie Floydena Nelson being the last known owner. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in April 2015, and recommended abatement. He added a demolition permit obtained last week will be honored. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-22-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 315 Pearl Street - District 6 - Vickie Floydena Nelson)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed and unanimously adopted.

(5) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 2301 Sansom Avenue in District 6, Gospel Truth Church being the last known owner. Based on recent improvements, Brian Harbison, Building Official, recommended a 30-day extension. Councilman Cannon moved to table the resolution for 30 days, which motion was seconded by Councilman Reed and unanimously carried.

(6) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 2303 Sansom Avenue in District 6, the State of Alabama and Steve and Brenda C. Whiteside being the last known owners. Based on recent improvements, Brian Harbison, Building Official, recommended a 30-day extension. Councilman Cannon moved to table the resolution for 30 days, which motion was seconded by Councilman Billingsley and unanimously carried.

(7) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 405 Van Courtland Street, Blue Smash Investments, LLC being the last known owner. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in September 2015, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-23-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 405 Van Courtland Street - District 6 - Blue Smash Investments, LLC)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Worthy and unanimously adopted.

(8) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 211 Parkway Place, James Clint Story being the last known owner. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in July 2014, and recommended abatement. He noted demolition permits were obtained in December 2014, and January 2016. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-24-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 211 Parkway Place - District 7 - James Clint Story)

Councilman Reed moved to adopt the resolution as introduced, which motion was seconded by Councilman Worthy and unanimously adopted.

(9) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1601 Hooks Lake Road, Tuscaloosa, LLC and Mutual Savings Credit Union being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-25-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$3,415.88 - 1601 Hooks Lake Road - District 2 - Tuscaloosa, LLC; Mutual Savings Credit Union)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley and unanimously adopted.

(10) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1020 Kyle Alley, the State of Alabama, Roderick G. Guice, Sherry L. Guice, Jennifer P. Madden, Sharon D. Madden, and Ollis Madden being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-26-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$2,064.92 - 1020 Kyle Alley - District 3 - State of Alabama; Roderick G. Guice; Sherry L. Guice; Jennifer P. Madden; Sharon D. Madden; Ollis Madden)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley and unanimously adopted.

(11) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 602 Washington Street, Heirs of Julia Bell Clark and Virginia Sue Brooks being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-27-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$3,689.92 - 602 Washington Street - District 3 - Heirs of Julia Bell Clark; Virginia Sue Brooks)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley and unanimously adopted.

(12) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 303 Winston Street, Robert C. Reid and wife Kristi L. Reid being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-28-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$2,189.92 - 303 Winston Street - District 3 - Robert C. Reid; Kristi L. Reid)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley and unanimously adopted.

(13) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 75 W. Tuscaloosa Avenue, the State of Alabama and Marsha B. Wolfe being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-29-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$2,214.92 - 75 W. Tuscaloosa Avenue - District 7 - State of Alabama; Marsha B. Wolfe)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley and unanimously adopted.

RESOLUTIONS PRESENTED FOR CONSIDERATION:

(1) The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-30-16

AUTHORIZING AGREEMENT WITH
ALABAMA DEPARTMENT OF TRANSPORTATION

(Authorizing Preliminary Engineering Agreement - Alabama Department of Transportation - For bridge replacement on Forrest Avenue over Black Creek - \$231,817.73, with City's 20% match being \$46,363.55 - FY2019 Project)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed and unanimously adopted.

ORDINANCES - FIRST READING

The following ordinance was introduced in writing and read by President Williams:

(1) ORDINANCE - AMENDING CITY CODE SECTION 118-129 TO DESIGNATE NO PARKING ZONES (Portions of Black Creed Road, Alcott Road, Raley Street and Wilbanks Avenue)

Since no action was taken in this meeting, the ordinance will be placed on the agenda of the next regular meeting for consideration.

NEW BUSINESS

(1) Councilman Cannon introduced the following resolution in writing for consideration:

RESOLUTION NO. R-31-16

AUTHORIZING AGREEMENT WITH
S&ME, INC.

(Authorizing Agreement - S&ME, Inc. - \$21,850.00 - Environmental Consulting Services for Black Creek Trail System expansion - Required by Recreational Trails Program (RTP) grant awarded by ADECA)

President Williams received unanimous consent to immediately consider the resolution as an item of new business. Councilman Cannon moved to adopt the resolution, which motion was seconded by Councilman Reed and unanimously adopted.

(2) Councilman Billingsley introduced the following resolution in writing for consideration:

RESOLUTION NO. R-32-16

APPOINTING AND REAPPOINTING MEMBERS TO
LIBRARY BOARD

(Reappointing Gesna Littlefield for term ending February 16, 2018; Reappointing Carolyn Hays and Glenda Hicks for terms ending February 16, 2019; Appointing Alie Causey and Gil Isbell for terms ending February 16, 2020)

President Williams received unanimous consent to immediately consider the resolution as an item of new business. Councilman Billingsley moved to adopt the resolution, which motion was seconded by Councilman Cannon and unanimously adopted.

MAYOR AND COUNCIL REMARKS

Mayor Guyton noted several elected officials are participating in a basketball shootout at Gadsden City High School at 6 p.m. on Saturday.

Councilwoman Toles announced a District 1 meeting at 6 p.m. on January 26 at the Antioch Family Life Center.

Councilmen Worthy and Billingsley, as well as President Williams commented on last night's birthday celebration for Dr. Martin Luther King, Jr. The speaker, Birmingham Police Chief Roper, was complimented for his inspirational remarks encouraging the entire community to come together for the good of all and to demonstrate faith every day. Radio station WMGJ was commended for excellence in organizing this event for the past 30 years.

Councilman Reed announced a Patriot's Association meeting at 4:30 p.m. today.

President Williams recognized his mother, who was present, and expressed early birthday wishes to his father. He referred to a recent leadership meeting at Gadsden City High School and assured citizens that concerns are being addressed. President Williams reiterated changes in this week's garbage collection schedule due to yesterday's holiday.

There being no further business to come before the Council, the meeting was duly adjourned.

Iva Nelson, City Clerk (1-19-2016)

FOURTH FLOOR CONFERENCE ROOM - BID OPENING
JANUARY 19, 2016 - 2:00 P.M.

The City Clerk received bid proposals as advertised for the following bid:

Bid No. 3303 - Community Center Renovations	<u>Base Bid</u>
Chase Building Group	\$1,335,500.00
Hudak Construction Co.	\$1,194,000.00
Lee Builders	\$1,359,807.00
Trawick Contractors	\$1,623,129.00

Copies of the bids will be forwarded to the City Engineer and a recommendation will be made to the Council.
