

FOURTH FLOOR CONFERENCE ROOM - BID OPENING  
JULY 26, 2016 - 2:00 P.M.

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

Bid No. 3316 - Forrest Cemetery Chapel Stone Roof Repairs Phase II

Durable Slate Company \$83,000.00

Copies of the bids will be forwarded to the Department and the Assistant Purchasing Agent, and a recommendation will be made to the Council.

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COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA  
JULY 26, 2016 - 5:00 P.M.

The City Council met on July 26, 2016, in regular session.

The meeting was called to order at 5:00 p.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 Jaggars were also present.

The invocation was given by Heath Williamson.

The minutes of the last work session and council meeting held on July 19, 2016, were approved by unanimous vote.

Payment of the HTE System accounts for the week of July 15-21, 2016 were ratified by unanimous vote.

#167000-167178 General \$394,832.43

UNFINISHED BUSINESS

(1) An ordinance rezoning property located on the new Highway 411 at the intersection of Hooks Lake Road from R-1, One-Family Residence District, to B-2, General Business District, which was presented for first reading on July 19, was presented in writing for consideration.

Councilman Echols moved to substitute the following ordinance, which was seconded by Councilman Billingsley and unanimously carried:

ORDINANCE NO. O-28-16

REZONING PROPERTY LOCATED ON THE NEW HIGHWAY 411  
AT THE INTERSECTION OF HOOKS LAKE ROAD

(Approving Rezoning - New Highway 411/Hooks Lake Road intersection - From R-1, One-Family Residence District, to B-1, Neighborhood Business District - Requested by Wayne Hollar - To construct and operate a convenience store)

Councilman Echols moved to adopt the ordinance, which motion was seconded by Councilman Reed and adopted by the following vote:

AYES: Toles, Worthy, Echols, Billingsley, Cannon, Reed

NAYS: Williams

(2) The following ordinance, which was introduced for first reading at last week's meeting, was presented for consideration:

ORDINANCE NO. O-29-16

AUTHORIZING AMENDMENT TO  
ECONOMIC DEVELOPMENT AGREEMENT WITH  
DEVELOPMENT COMPANY, LLC FOR RIVER TRACE PROJECT

(Amending Economic Development Agreement - Development Company, LLC - Regarding businesses relocating to River Trace from other locations within city limits - Authorizing rebate of 50% of the increase in the amount of sales tax above that collected during the last 12 months at the business's previous location)

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

(3) The following resolution, which was tabled for 7 days on July 19, was presented in writing for consideration:

RESOLUTION NO. R-294-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 616 Frederick Street - District 1 - Valarie Player)

As recommended by the Building Official, Councilwoman Toles moved to adopt the resolution. The motion was seconded by Councilman Billingsley and unanimously adopted.

(4) The following resolution, which was tabled for 7 days on July 19, was presented in writing for consideration:

RESOLUTION NO. R-295-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 1501 Springfield Avenue - District 1 - Margaret Lee; James Lee; Estate and Heirs of Margaret Lee; Luedella Covington)

As recommended by the Building Official, Councilwoman Toles moved to adopt the resolution. The motion was seconded by Councilman Worthy and unanimously adopted.

(5) The following resolution, which was tabled for 7 days on July 19, was presented in writing for consideration:

RESOLUTION NO. R-296-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 1505 Springfield Avenue - District 1 - Margaret Lee; James Lee; Estate and Heirs of Margaret Lee; Luedella Covington)

As recommended by the Building Official, Councilwoman Toles moved to adopt the resolution. The motion was seconded by Councilman Billingsley and unanimously adopted.

(6) The following resolution, which was tabled for 7 days on July 19, was presented in writing for consideration:

RESOLUTION NO. R-297-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 1403 Stillman Avenue - District 1 - State of Alabama; FNA NP, LLC; Clifford Barfield; Virginia Barfield)

As recommended by the Building Official, Councilwoman Toles moved to adopt the resolution. The motion was seconded by Councilman Worthy and unanimously adopted.

(7) A resolution ordering abatement of nuisance on property at 305 Wilson Street in District 6, which was tabled for 14 days on July 12, was presented in writing for consideration. As recommended by the Building Official, Councilman Cannon moved to table the resolution an additional 30 days. The motion was seconded by Councilman Worthy and unanimously carried.

(8) The following resolution, which was tabled for 14 days on July 12, was presented in writing for consideration:

RESOLUTION NO. R-298-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 307 Wilson Street - District 6 - James and Betty Alldredge, c/o Deborah Croyle; James Steven Alldredge, Deborah Darlene Alldredge Croyle; Kimberly Denise Alldredge Sanders)

As recommended by the Building Official, Councilman Cannon moved to adopt the resolution. The motion was seconded by Councilman Reed and unanimously adopted.

(9) The following resolution, which was tabled for 14 days on July 12, was presented in writing for consideration:

RESOLUTION NO. R-299-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 917 N. 33<sup>rd</sup> Street - District 7 - Howard Lee Whisenant, Jr.)

As recommended by the Building Official, Councilman Reed moved to adopt the resolution. The motion was seconded by Councilman Cannon and unanimously adopted.

RESOLUTIONS PRESENTED FOR CONSIDERATION:

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

RESOLUTION NO. R-300-16

AWARDING BID NO. 3317

(Awarding Bid No. 3317 - Wide Format Inkjet Printer/Cutter for Public Works Department, Paint & Sign Shop - IntoPrint - \$19,038.77)

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

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

RESOLUTION NO. R-301-16

AUTHORIZING AGREEMENT WITH  
THE EE GROUP, INC.

(Authorizing Agreement - The EE Group, Inc. - \$32,550.00 - Design and inspection of audio/video lighting improvements at 210 Locust Street)

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

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

RESOLUTION NO. R-302-16

AUTHORIZING AGREEMENT WITH  
CDG ENGINEERS & ASSOCIATES, INC.

(Authorizing Agreement - CDG Engineers & Associates, Inc. - \$42,400.00 - Design and construction of three pedestrian bridges at Nocalula Falls Park - Note: Funding for this project is from Christmas at the Falls account)

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

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

RESOLUTION NO. R-303-16

AUTHORIZING AGREEMENT WITH  
ONE STOP ENVIRONMENTAL

(Authorizing Agreement - One Stop Environmental - \$7,878.00 - To remove asbestos at Air Depot Building T-2)

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

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

RESOLUTION NO. R-304-16

AUTHORIZING AGREEMENT WITH  
PHYSIO-CONTROL, INC.

(Authorizing Agreement - Physio-Control, Inc. - Service maintenance on AED Units in the Fire Department - \$2,957.15 per year - Term of 3 years, from 9-1-16 to 8-31-19)

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

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

RESOLUTION NO. R-305-16

AUTHORIZING AGREEMENT WITH  
PHYSIO-CONTROL, INC.

(Authorizing Agreement - Physio-Control, Inc. - Renewal of service maintenance on 15 Lifepak Units in the Fire Department - \$10,951.40 per year - Term of 38 months, from 9-1-16 to 10-31-19)

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

NEW BUSINESS

(1) Councilwoman Toles introduced the following resolution in writing for consideration:

RESOLUTION NO. R-306-16

AUTHORIZING LEASE AGREEMENT WITH  
HONDA MANUFACTURING OF ALABAMA, LLC

(Authorizing Lease - Honda Manufacturing of Alabama, LLC - Air Depot Building T-8, Sections A and B - For term of 4 months, beginning August 1, 2016 and ending November 30, 2016 - \$3,519.00 per month)

Mayor Guyton referred to another lease, which will include additional space. He added the company had occupied its last location since 2011.

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

(2) Councilwoman Toles introduced the following resolution in writing for consideration:

RESOLUTION NO. R-307-16

AWARDING BID NO. 3315

(Awarding Bid No. 3315 - Roof and Support Structure Repairs at Gadsden Air Depot Building T-8 - Hudak Construction Company - \$64,140.00)

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

(3) Councilman Echols introduced the following resolution in writing for consideration:

RESOLUTION NO. R-308-16

AUTHORIZING INCENTIVES FOR  
CONTRIBUTIONS TO UNITED WAY

(Providing for City to provide certain incentives for eligible employees in conjunction with United Way campaign - Employees contributing at least one hour's pay per month will be entered in drawing for 10 prizes of shift of leave with pay - Employees doubling contributions from last year, contributing \$2.00 or more per week, will be entered in drawing for prizes, including accommodations at one of the Noccoalula Falls cabins, passes for mini golf at Noccoalula Falls, passes to Noccoalula Falls Park, VIP tickets to the Summer Concert Series for 2017, and free rentals of outdoor pavilions at Noccoalula Falls Park, Kiwanis Building, Senior Center, or Pitman - Employees contributing \$1.00 or more per week will be entered in a drawing for prizes, including accommodations at one of the Noccoalula Falls cabins, passes for mini golf at Noccoalula Falls, family season passes to Noccoalula Falls, and free golf at Twin Bridges Golf Course)

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

PUBLIC

Andy Powell, Nancy Smith (Board Chair) and Ruth Adcock (Director) were present on behalf of The Love Center. They expressed thanks for past support from the City, churches and individuals and said a new board is in place. People were encouraged to donate works of art and to attend an “Art for a Purpose” fund-raising auction at the Gadsden Museum of Art on August 25. President Williams, Councilman Billingsley, and Councilman Reed joined in commending the organization and volunteers for their valued work.

Traci Pondick (RSVP Director) thanked the City for use of Elliott Community Center for the tax assistance program for low income and elderly persons. She said 2,167 Federal returns were prepared by volunteers, totaling \$1.9 million in refunds. President Williams praised this worthwhile activity.

MAYOR AND COUNCIL REMARKS

Mayor Guyton commended volunteers who worked in the Green Pastures community, noting he attended the culminating event. He also complimented the work of LYN (Love Your Neighbor), in conjunction with the Gadsden City High School baseball team, in the S. 11<sup>th</sup> Street area.

Councilwoman Toles complimented the City’s parks and encouraged citizens to utilize them.

Councilman Worthy announced the HOPE celebration on July 30 at the Etowah County Courthouse parking lot, noting backpacks and school supplies will be provided to students.

Councilman Reed referred to having 23 mailboxes over the years and praised the first honest person, Glenn Alverson, for replacing the one he damaged.

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

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Iva Nelson, City Clerk (7-26-2016)

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