

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA  
SEPTEMBER 6, 2016 - 11:00 A.M.

The City Council met on September 6, 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 Captain Keener were also present.

The invocation was given by Brian Harbison.

The minutes of the Administrative Committee, Work Session and Council meetings held on August 30, 2016, were approved by unanimous vote.

Payment of the HTE System accounts for the week of August 26 - September 1, 2016 were ratified by unanimous vote.

#167952-168100	General	\$941,684.82
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UNFINISHED BUSINESS

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

ORDINANCE NO. O-30-16

AUTHORIZING CONVEYANCE OF PROPERTY  
AT 2303 NORRIS AVENUE

(Authorizing Conveyance of Property - 2303 Norris Avenue - Lot 3, Block 33, of Second Survey of Alford's Addition to Alabama City, save and except the North 100 feet - Accepting offer of \$1,200.00 from Larry and Pam Tarrance, pursuant to receipt of sealed bids - Note: City acquired ownership through foreclosure of nuisance abatement lien)

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

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 2414 James Street, Calvin Thomas and wife Lessie May Thomas, c/o Reginald D. Johnson, being the last known owners. Brian Harbison, Building Inspector, stated no improvements have been made to this burned house since procedures began in June 2016, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-344-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 2414 James Street - District 1 - Calvin Thomas; Lessie May Thomas, c/o Reginald D. Johnson)

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 1224 Malone Street in District 3, Diane J. Glass being the last known owner. Diane Glass Presley apologized for the condition of the property and said she has begun working on it. Brian Harbison, Building Inspector, stated he had spoken with the contractor this morning and recommended a 30-day extension in light of recent improvements. Councilman Worthy moved to table the resolution for 60 days, which motion was seconded by Councilman Echols and unanimously carried. President Williams advised Ms. Presley to remain in contact with Mr. Harbison.

(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 2316 Forrest Avenue, Forrest Avenue Cumberland Presbyterian Church being the last known owner. Brian Harbison, Building Inspector, recommended abatement, stating the church has moved to a nearby building and has agreed to make payments on the demolition cost. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-345-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 2316 Forrest Avenue - District 6 - Forrest Avenue Cumberland Presbyterian Church)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 1311 New York Avenue, James Simmons and Randall D. Elrod being the last known owners. Randall Elrod stated he is the lienholder and has attempted to regain control of the property from Mr. Simmons. He said he intends to clean up the property and demolish the house. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in December 2015, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-346-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 1311 New York Avenue - District 6 - James Simmons; Randall D. Elrod)

Councilman Cannon advised Mr. Elrod he can obtain a demolition permit. He then 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-347-16

REJECTING ALL BIDS FOR BID NO. 3316

(Rejecting Bid No. 3316 - Forrest Cemetery Chapel Stone Roof Repairs Phase II Project - City Engineer recommended rejection because the only bidder didn't have proper State licensing)

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-348-16

REJECTING ALL BIDS FOR BID NO. 3319

(Rejecting Bid No. 3319 - Noccalula Falls Botanical Gardens Project - City Engineer recommended rejection due to insufficient funding in place to complete the project)

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

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

RESOLUTION NO. R-349-16

AUTHORIZING CHANGE ORDER #1  
FOR BID NO. 3308

(Authorizing Change Order #1 - Bid No. 3308 - Recycling Center Roofing Project - Additional \$13,925.00 needed to repair roof damage from falling tree and to replace deteriorated substructure material - Adjusting contract price with Alabama Roofing and Sheet Metal Company, Inc. to \$82,770.00)

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

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

RESOLUTION NO. R-350-16

AUTHORIZING AGREEMENT WITH  
GREATER GADSDEN HOUSING AUTHORITY

(Authorizing Agreement - Greater Gadsden Housing Authority - To continue Community Policing Program - Reimbursing City for hourly salary of 5 officers, up to \$18.69, excluding benefits - For term of 10-1-16 through 9-30-17)

Councilman Reed 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-351-16

AUTHORIZING AGREEMENT WITH  
B. CRAIG LIPSCOMB, ARCHITECT, LLC

(Authorizing Agreement - B. Craig Lipscomb, Architect, LLC - \$21,200.00 - For design services for 6<sup>th</sup> Street Pool House and pool pump system repair - Note: Existing pool house will be demolished by City)

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

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

RESOLUTION NO. R-352-16

AUTHORIZING AGREEMENT WITH  
PATRICIA E. SHERMAN, ARCHITECT

(Authorizing Agreement - Patricia E. Sherman, Architect - \$28,000.00 - For interior and exterior renovations to Kiwanis Pavilion at Nocalula Falls Park)

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

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

RESOLUTION NO. R-353-16

AUTHORIZING AGREEMENT WITH  
JAMES M. BARRIE CENTER FOR CHILDREN, INC.

(Authorizing Agreement - James M. Barrie Center for Children, Inc. - \$3,500.00 - Community Development Block Grant funds)

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

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

RESOLUTION NO. R-354-16

AUTHORIZING AGREEMENT WITH  
COMMUNITY DEVELOPMENT PROJECT 2000

(Authorizing Agreement - Community Development Project 2000 - \$3,500.00 - Community Development Block Grant funds)

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

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

RESOLUTION NO. R-355-16

AUTHORIZING AGREEMENT WITH  
THE COUNCIL ON AGING

(Authorizing Agreement - Council on Aging of Etowah County, Alabama, Inc. - \$2,000.00 - Community Development Block Grant funds)

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

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

RESOLUTION NO. R-356-16

AUTHORIZING AGREEMENT WITH COMMUNITY CARE, INC.  
DOING BUSINESS AS ETOWAH FREE COMMUNITY CLINIC

(Authorizing Agreement - Community Care, Inc., d/b/a Etowah Free Community Clinic - \$2,500.00 - Community Development Block Grant funds)

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

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

RESOLUTION NO. R-357-16

AUTHORIZING AGREEMENT WITH  
FAMILY SUCCESS CENTER

(Authorizing Agreement - Family Success Center of Etowah County, Inc. - \$10,000.00 - Community Development Block Grant funds)

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

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

RESOLUTION NO. R-358-16

AUTHORIZING AGREEMENT WITH  
THE LOVE CENTER, INC.

(Authorizing Agreement - The Love Center, Inc. - \$7,000.00 - Community Development Block Grant funds)

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

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

RESOLUTION NO. R-359-16

AUTHORIZING AGREEMENT WITH MANNA

(Authorizing Agreement - Metropolitan Area Noon Nutrition Association - \$20,000.00 - Community Development Block Grant funds)

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

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

RESOLUTION NO. R-360-16

AUTHORIZING AGREEMENT WITH  
SNELLGROVE CIVITAN CENTER, INC.

(Authorizing Agreement - Snellgrove Civitan Center, Inc. - \$3,500.00 - Community Development Block Grant funds)

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

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

RESOLUTION NO. R-361-16

AUTHORIZING AGREEMENT WITH  
THIRTEENTH PLACE, INC.

(Authorizing Agreement - Thirteenth Place, Inc. - \$12,000.00 - Community Development Block Grant funds)

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

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

RESOLUTION NO. R-362-16

AUTHORIZING AGREEMENT WITH  
THE WAY OF THE CROSS MINISTRIES

(Authorizing Agreement - The Way of the Cross Ministries - 12,000.00 - Community Development Block Grant funds)

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

MAYOR AND COUNCIL REMARKS

Councilwoman Toles announced: (1) tours of the Black Creek Trail system, hosted by Ed Whatley; (2) an event for District 1 residents to be held September 24; and (3) a meeting on September 10 seeking input on the East Gadsden Community Center project. She expressed confidence in our local water purification system and said she is glad to see work on the 6<sup>th</sup> Street pool.

Councilman Worthy thanked the Mayor for including the pool improvements in the proposed FY2017 budget. He reported on the community event and concert held at Carver Square on Labor Day and encouraged the public to visit the Carver Museum.

Councilman Billingsley announced a District 5 meeting at 5 p.m. on September 12 at Banks Park.

President Williams reminded citizens of changes in the garbage collection schedule due to yesterday's Labor Day holiday.

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

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Iva Nelson, City Clerk (9-6-2016)

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