

FOURTH FLOOR CONFERENCE ROOM - BID OPENING  
OCTOBER 25, 2016 - 2:00 P.M.

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

Bid No. 3329 - All-Terrain Utility Vehicle  
Snead Ag Supply \$7,800.00

Copies of the bid will be forwarded to the NEAPA Coordinator, and a recommendation will be made to the Council.

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COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA  
OCTOBER 25, 2016 - 5:00 P.M.

The City Council met on October 25, 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: Williams, Worthy, Billingsley, and Reed. Councilwoman Toles and Councilmen Echols and Cannon were absent. The clerk stated a quorum was present and the meeting was open for business. Heath Williamson, Lee Roberts and Captain Keener were also present.

The invocation was given by Heath Williamson.

The minutes of the last work session and council meeting held on October 18, 2016, were approved by unanimous vote.

Payment of the HTE System accounts for the week of October 14-20, 2016 were ratified by unanimous vote.

#169084-169228      General      \$334,461.51

On behalf of Mayor Guyton, Shane Ellison read a proclamation proclaiming November 14-18, 2016, as "International Education Week" and presented it to Cody Beshears, Stephanie Brown and five exchange students. The Council joined in welcoming the students.

UNFINISHED BUSINESS

(1) President Williams announced that no action was necessary regarding 908 Penny Street in District 3, as the nuisance has been abated by the owner.

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 833 Country Club Drive, Estate of Ervin L. & wife Mary W. Neff being the last known owner. James Wilson Neff, the sole heir, requested additional time, stating he has fallen behind on maintenance due to health issues and injuring his hands. Brian Harbison, Building Inspector, stated this case, which began in September 2016, relates to the yards and not the structure. He advised there have been eight court orders since 2006 and recommended abatement, although there have been some recent improvements. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-414-16

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 833 Country Club Drive - District 4 - Estate of Ervin L. & wife Mary W. Neff)

Councilman Reed moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley and unanimously adopted. President Williams advised Mr. Neff to stay in contact with Mr. Harbison.

(2) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1413 Chestnut Street, the State of Alabama, Quantecia LaShay Jennings, and heirs of Paul L. Woods and Janice F. Woods being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-415-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$3,291.40 - 1413 Chestnut Street - District 5 - State of Alabama; Quantecia LaShay Jennings; Heirs of Paul L. Woods and Janice F. Woods)

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

(3) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1417 Chestnut Street, the State of Alabama and Ayana LaKilli Avery being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-416-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$4,316.40 - 1417 Chestnut Street - District 5 - State of Alabama; Ayana LaKilli Avery)

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

(4) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 2201 Cansler Avenue, FNA NP, LLC, and heirs of Virginia Barfield being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-417-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$3,816.40 - 2201 Cansler Avenue - District 6 - FNA NP, LLC; Heirs of Virginia Barfield)

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

(5) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 2319 Forrest Avenue, FNA NP, LLC, and City of Gadsden being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-418-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$2,891.40 - 2319 Forrest Avenue - District 6 - FNA NP, LLC; City of Gadsden)

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

(6) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 918 N. 36<sup>th</sup> Street, the State of Alabama, David K. Green and Community Credit Union being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-419-16

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$6,191.40 - 918 N. 36<sup>th</sup> Street - District 7 - State of Alabama; David K. Green; Community Credit Union)

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

(7) The floor was opened to allow anyone to speak in opposition to or in favor of an ordinance approving the rezoning of property at 346 Albert Rains Boulevard from I-1, Light Industry District, to B-1, Neighborhood Business District. The Planning Commission recommended approval. No one spoke. The following ordinance was introduced in writing for consideration:

ORDINANCE NO. O-36-16

REZONING PROPERTY LOCATED AT  
346 ALBERT RAINS BOULEVARD

(Approving Rezoning - 346 Albert Rains Boulevard - From I-1, Light Industry District, to B-1, Neighborhood Business District - Requested by Asem Khraisat - For existing building to be used as a shaved ice establishment)

Councilman Worthy moved to suspend the rules to immediately consider the ordinance at its first reading. The motion was seconded by Councilman Reed and approved by the following vote:

AYES: Williams, Worthy, Billingsley, Reed

NAYS: None

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

RESOLUTIONS PRESENTED FOR CONSIDERATION:

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

RESOLUTION NO. R-420-16

ENDORSEMENT AND SUPPORT OF THE EFFORTS OF THE  
ALABAMA BICENTENNIAL COMMISSION

(Authorizing formation of Community Celebration Committee to support Statewide and local observances and celebrations of the Bicentennial of the State of Alabama - Endorsing efforts of Alabama Bicentennial Commission to mark the 200<sup>th</sup> anniversary of Statehood)

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

COUNCIL REMARKS

On behalf of Councilman Cannon, Iva Nelson announced this Thursday's "Treats on Wall Street" event, which will be held from 5 to 7 p.m.

On behalf of the Marine Corps Reserve, President Williams announced November application dates for Toys for Tots, at the Catholic Center of Concern. He also announced a clean-up for Grace Heritage Cemetery this Saturday. President Williams encouraged everyone to exercise their right to vote on November 8 and stressed the need to understand the Statewide amendments.

