

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA
NOVEMBER 15, 2016 - 11:00 A.M.

The City Council met on November 15, 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, Echols, Billingsley, Cannon and Reed. Councilman Worthy was absent. The clerk stated a quorum was present and the meeting was open for business. Mayor Guyton joined the meeting after it was in progress. Heath Williamson, Lee Roberts and Captain Keener were also present.

The invocation was given by President Williams.

The minutes of the last work session and council meeting held on November 8, 2016, were approved by unanimous vote.

Payment of the HTE System accounts for the week of November 4-9, 2016 were ratified by unanimous vote.

#169518-169674	General	\$588,693.72
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On behalf of Mayor Guyton, Shane Ellison (Mayor's Administrative Assistant) read the following proclamations proclaiming:

(1) November 15, 2016, as "Deborah Parks Day" - Presented to Bennie Parks

(2) November 2016, as "Parade of American Music Month" - Presented to Sharon Yancey and Carol Larkins

RESOLUTIONS PRESENTED FOR CONSIDERATION:

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

RESOLUTION NO. R-425-16

AWARDING BID NO. 3323

(Awarding Bid No. 3323 - Site Work, Pad and Metal Building Project for Noccalula Falls Park - Complete Construction, LLC - \$145,776.00)

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-426-16

AWARDING BID NO. 3329

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

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

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

RESOLUTION NO. R-427-16

APPOINTING MEMBERS TO REGIONAL 310 AUTHORITY

(Appointing Richelle Williams - For term ending on April 1, 2021)

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

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

RESOLUTION NO. R-428-16

AUTHORIZING SPECIAL USE PERMIT TO AT&T

(Authorizing Special Use Permit - AT&T - For equipment modifications at existing wireless telecommunication facility - Located at 748 Forrest Avenue)

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

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

RESOLUTION NO. R-429-16

AUTHORIZING SATISFACTION OF NUISANCE ABATEMENT LIENS

(Authorizing Satisfaction of Nuisance Abatement Lien - 14 Cabot Avenue - Accepting \$200 offer from Allen Millican)

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

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

RESOLUTION NO. R-430-16

ACCEPTING CONVEYANCE OF PROPERTY
LOCATED AT 8 MARSTON AVENUE

(Accepting Conveyance of house and property at 8 Marston Avenue in District 6 - Lot 70, Cone Mills Corporation, Dwight Division, Parcel 3 - Providing for \$5,000.00 cash donation to City - Donated by Wells Fargo Home Mortgage Corporation)

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

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

RESOLUTION NO. R-431-16

AUTHORIZING APPLICATION AND ACCEPTANCE OF
FEMA/HOMELAND SECURITY GRANT

(Approving Grant Application and Acceptance - FEMA/Homeland Security Firefighter Assistance Program - \$636,364.00, with 10% local match of \$63,636.00 - For purchase of Airport Rescue/Firefighting vehicle)

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

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

RESOLUTION NO. R-432-16

AUTHORIZING APPLICATION AND ACCEPTANCE OF
FEMA/HOMELAND SECURITY GRANT

(Approving Grant Application and Acceptance - FEMA/Homeland Security Firefighter Assistance Program - \$145,946.00, with 10% local match of \$14,594.00 - For purchase of 115 sets of firefighter turnout gear)

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

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

RESOLUTION NO. R-433-16

AUTHORIZING PARTICIPATION IN
SENIOR NUTRITION PROGRAM AND GRANT

(Continuing sponsorship of Senior Nutrition Program for FY2017 at Carver and Elliott Community Centers - Authorizing Grant Acceptance through East Alabama Regional Planning & Development Commission, Area Agency on Aging - \$113,141.00)

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-434-16

AUTHORIZING AGREEMENT WITH
B. CRAIG LIPSCOMB, ARCHITECT, LLC

(Authorizing Agreement - B. Craig Lipscomb, Architect, LLC - \$16,875.00 - Architectural services for 5th Street Farmer's Market Renovation Project)

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

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

RESOLUTION NO. R-435-16

AUTHORIZING AGREEMENT WITH
GADSDEN CITY BOARD OF EDUCATION

(Authorizing Lease Agreement - Gadsden City Board of Education - For restaurant portion of West Wing addition to Gadsden Public Library - Term of five years, with option to renew for five additional years - \$1.00 per year)

It was noted this will provide employment and training opportunities for those involved in Beautiful Rainbow Catering, a school system program for students with significant cognitive disabilities.

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

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

RESOLUTION NO. R-436-16

AUTHORIZING AGREEMENT WITH
GADSDEN STATE COMMUNITY COLLEGE

(Authorizing Agreement - Gadsden State Community College - \$105,000.00 - For career coach/enrollment specialist to work with students at Gadsden City High School and Gadsden Middle School - Providing for Workforce Development Summit)

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

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

RESOLUTION NO. R-437-16

AUTHORIZING AGREEMENT WITH
CDG ENGINEERS & ASSOCIATES, INC.

(Authorizing Preliminary Engineering Agreement - CDG Engineers & Associates, Inc. - Estimated cost of \$71,155.00 - For reconstruction of South 11th Street, from Black Creek Parkway to bridge at Black Creek - MPO Project)

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

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

RESOLUTION NO. R-438-16

AUTHORIZING AGREEMENT WITH
ALABAMA DEPARTMENT OF TRANSPORTATION

(Authorizing Preliminary Engineering Agreement - Alabama Department of Transportation - For widening and resurfacing of Noccalula Road, from Tabor Road to Scenic Drive - \$109,762.91, with City's 20% match being \$21,952.58 - FY 2020-2024 Cycle)

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

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

RESOLUTION NO. R-439-16

AUTHORIZING AGREEMENT WITH
ALABAMA DEPARTMENT OF TRANSPORTATION

(Authorizing Construction Agreement - Alabama Department of Transportation - For widening and resurfacing of Noccalula Road, from Tabor Road to Scenic Drive - \$1,867,516.48, with City's 20% match being \$373,503.30 - FY 2020-2024 Cycle)

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

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

RESOLUTION NO. R-440-16

AUTHORIZING AGREEMENT WITH
ALABAMA DEPARTMENT OF TRANSPORTATION

(Authorizing Preliminary Engineering Agreement - Alabama Department of Transportation - For resurfacing of Walnut Street, from Highway 411 to 12th Street - \$53,070.80, with City's 20% match being \$10,614.16 - FY 2020-2024 Cycle)

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

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

RESOLUTION NO. R-441-16

AUTHORIZING AGREEMENT WITH
ALABAMA DEPARTMENT OF TRANSPORTATION

(Authorizing Construction Agreement - Alabama Department of Transportation - For resurfacing of Walnut Street, from Highway 411 to 12th Street - \$300,734.56, with City's 20% match being \$60,146.91 - FY 2020-2024 Cycle)

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

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

RESOLUTION NO. R-442-16

AUTHORIZING AGREEMENT WITH
ALABAMA DEPARTMENT OF TRANSPORTATION

(Authorizing Preliminary Engineering Agreement - Alabama Department of Transportation - For resurfacing of 4th Street, from Highway 411 to West Meighan Boulevard - \$54,035.00, with City's 20% match being \$10,807.00 - FY 2020-2024 Cycle)

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

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

RESOLUTION NO. R-443-16

AUTHORIZING AGREEMENT WITH
ALABAMA DEPARTMENT OF TRANSPORTATION

(Authorizing Construction Agreement - Alabama Department of Transportation - For resurfacing of 4th Street, from Highway 411 to West Meighan Boulevard - \$305,720.94, with City's 20% match being \$61,144.19 - FY 2020-2024 Cycle)

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

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

RESOLUTION NO. R-444-16

AUTHORIZING AGREEMENT WITH
S&ME, INC.

(Authorizing Agreement - S&ME, Inc. - \$6,500.00 - Environmental services - To clean and redevelop four monitoring wells at City's closed sanitary landfill on Woodliff Drive)

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

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

RESOLUTION NO. R-445-16

AUTHORIZING AGREEMENT WITH
S&ME, INC.

(Authorizing Agreement - S&ME - \$43,200.00 - Environmental services - Monthly explosive gas monitoring and semi-annual groundwater monitoring at City's closed sanitary landfill on Woodliff Drive - October 2016 through September 2017)

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

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

RESOLUTION NO. R-446-16
AUTHORIZING AGREEMENT WITH
S&ME, INC.

(Authorizing Agreement - S&ME - \$12,800.00 - Environmental services - For one-time gas monitoring and monthly stormwater monitoring at City's C & D Landfill located off Burnsway Drive - October 2016 through September 2017)

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

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

RESOLUTION NO. R-447-16
AUTHORIZING AGREEMENT WITH
S&ME, INC.

(Authorizing Agreement - S&ME, Inc. - \$53,400.00 - For quarterly Stormwater monitoring and reporting - To meet ADEM requirements for MS-4 Permit - Note: Gadsden will be responsible for \$21,892.00, approximately 41%, with 6 other entities paying their portion)

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

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

RESOLUTION NO. R-448-16
AUTHORIZING AGREEMENT WITH
S&ME, INC.

(Authorizing Agreement - S&ME, Inc. - \$20,160.00 - Preparation of 2016-2017 Annual Report and SWMP revisions request, and conducting employee training - Note: Cost will be shared by City of Gadsden and 5 other entities - \$10,754.06 has been budgeted for City's cost)

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

ORDINANCE - FIRST READING

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

(1) ORDINANCE - AUTHORIZING TIF FUNDS FOR COMPLETION OF RIVERFRONT PARK DEVELOPMENT

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

PUBLIC

Eric Hutchins referred to his previous address to the council regarding municipal court and displayed a copy of documents he subsequently emailed. He urged the council to take corrective action and reiterated his concerns regarding the judge, prosecutor and court referral system and his request for a town hall meeting.

MAYOR AND COUNCIL REMARKS

President Williams welcomed Councilman Cannon back from his absence. Councilman Cannon thanked everyone for their expressions of concern after his back surgery.

Councilman Reed expressed appreciation to everyone who assisted with and participated in the Patriots Luncheon and Veterans Parade.

President Williams announced changes in the garbage collection schedule due to the upcoming Thanksgiving holidays. He invited entrants for the Carver Revitalization Committee's Christmas parade, scheduled for 5 p.m. on December 10.

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

Iva Nelson, City Clerk (11-15-2016)

FOURTH FLOOR CONFERENCE ROOM - BID OPENING
NOVEMBER 15, 2016 - 2:00 P.M.

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

Bid No. 3331 - Recycling Trailer (6 ½ ft. wide x 10 ft. long)		
Commercial Fabricators		\$1,350.00
Outback Trailers		\$1,400.00

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

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