

WAIVER OF NOTICE OF MEETING OF  
CITY COUNCIL OF GADSDEN, ALABAMA

The undersigned, being all the members of the City Council of Gadsden, Alabama, hereby waive notice of and consent to the holding of a special meeting of the Council to be held in the Council Chamber at City Hall, 90 Broad Street, Gadsden, Alabama, on January 28, 2020, at 1:30 p.m. for the purpose of:

1. Conducting public hearings and considering resolutions assessing nuisance abatement liens for grass cutting work that has already been performed.
2. Such other business as may come before the Council.

The undersigned further request that this waiver and consent be made part of the minutes of such meeting for the purpose of showing that any business transacted at the meeting is as valid as though transacted at a meeting duly held after regular call and notice.

DATED: January 28, 2020

---

Cynthia W. Toles

---

Deverick Williams

---

Thomas Worthy

---

Kent Back

---

Jason Wilson

---

Johnny Cannon

---

Ben Reed

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA  
JANUARY 28, 2020 - 1:30 P.M.

The City Council met on January 28, 2020, in special session.

The meeting was called to order at 1:30 p.m. by Council President Toles. On roll call by the City Clerk, Iva Nelson, the following council members answered present: Toles, Worthy, Back, Cannon and Reed. The clerk stated a quorum was present and the meeting was open for business. Councilman Wilson joined the meeting shortly after it began and Councilman Williams was absent.

PUBLIC HEARINGS

President Toles noted this is the last group of liens for which there are no photographs to present for evidence. She 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 assessing a nuisance abatement lien on property at 517-B Abercrombie Street, Techtrix, Inc. being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-38-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$429.00 - 517-B Abercrombie Street - District 3 - Techtrix, Inc.)

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

(2) It was noted that a resolution assessing a lien on property at 1414 Alabama Street in District 3 was removed from the agenda at the request of the Building Department.

(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 1501 Alabama Avenue, Latrice Wilson being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-39-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$604.00 - 1501 Alabama Avenue - District 3 - Latrice Wilson)

Councilman Wilson 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 assessing a nuisance abatement lien on property at 915 Avenue E, Alphonso G. Speights, c/o Erica McCormick, being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-40-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$254.00 - 915 Avenue E - District 3 - Alphonso G. Speights, c/o Erica McCormick)

Councilman Wilson 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 assessing a nuisance abatement lien on property at 917 Avenue E, Iola Crook & ETALS being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-41-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$429.00 - 917 Avenue E - District 3 - Iola Crook & ETALS)

Councilman Wilson moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 818 Avenue F, J.T. Williams, ETAL, c/o Mrs. Jay Williams being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-42-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$429.00 - 818 Avenue F - District 3 - J.T. Williams, ETAL, c/o Mrs. Jay Williams)

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

(7) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1009 Avenue G, George Adu, Jr. and Charmaine Gaines being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-43-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$429.00 - 1009 Avenue G - District 3 - George Adu, Jr.; Charmaine Gaines)

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

(8) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 112 Beech Lane, Nathaniel Pollard being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-44-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$254.00 - 112 Beech Lane - District 1 - Nathaniel Pollard)

Councilman Wilson moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 1106 Brookside Drive, FNA NP, LLC, c/o Making Forward Progress LL, Steel City Partners, LLC being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-45-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$604.00 - 1106 Brookside Drive - District 3 - FNA NP, LLC, c/o Making Forward Progress LL; Steel City Partners, LLC; Making Forward Progress, LL)

Councilman Wilson moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 1312 Central Avenue, Tammy L. Vickery being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-46-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$254.00 - 1312 Central Avenue - District 6 - Tammy L. Vickery)

Councilman Wilson moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 1405 Central Avenue, Robert Louis Wright being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-47-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$429.00 - 1405 Central Avenue - District 6 - Robert Louis Wright)

Councilman Wilson moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 421 Clark Street, Pearson & Mildred Sanford, c/o James Sanford, being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-48-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$254.00 - 421 Clark Street - District 6 - Pearson & Mildred Sanford, c/o James Sanford)

Councilman Wilson moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 30 Comnock Avenue, Bessie Mae & Zelbra L. Pearson being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-49-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$429.00 - 30 Comnock Avenue - District 6 - Bessie Mae & Zelbra L. Pearson)

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

(14) It was noted that a resolution assessing a lien on property at 3100 Dodd Road in District 1 was removed from the agenda at the request of the Building Department.

(15) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 505 Doyle Street, Ina Benton Black being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-50-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 505 Doyle Street - District 2 - Ina Benton Black)

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

(16) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 242 E. Cherry Street, Tuscal, LLC being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-51-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$604.00 - 242 E. Cherry Street - District 4 - Tuscal, LLC)

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

(17) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 311 Elmwood Avenue, Ronnie Pollard being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-52-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 311 Elmwood Avenue - District 2 - Ronnie Pollard)

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

(18) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 710 Elmwood Avenue, William Franklin Hutchins being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-53-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$429.00 - 710 Elmwood Avenue - District 2 - William Franklin Hutchins)

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

(19) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 800 Elmwood Avenue, Pedro A. & Susana Herrera being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-54-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 800 Elmwood Avenue - District 2 - Pedro A. & Susana Herrera)

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

(20) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1024 Fairview Avenue, Vester Lee Martin, Sr. Est, c/o Vester Martin, Jr., being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-55-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$254.00 - 1024 Fairview Avenue - District 6 - Vester Lee Martin, Sr. Est, c/o Vester Martin, Jr.)

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

(21) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 3213 Forrest Avenue, John H. Jr. & Amanda Q. Stoddard, c/o John Stoddard, being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-56-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$254.00 - 3213 Forrest Avenue - District 6 -John H. Jr. & Amanda Q. Stoddard, c/o John Stoddard)

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

(22) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 203 Goldenrod Avenue, Barfield Investments being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-57-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$426.00 - 203 Goldenrod Avenue - District 2 - Barfield Investments)

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

(23) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 2405 Hill Avenue, Jeanette Chandler being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-58-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$256.00 - 2405 Hill Avenue - District 6 - Jeanette Chandler)

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

(24) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 919 Holly Street in District 5, Billy Terence Warren & ETALS being the last known owners. Billy Warren stated he pays someone \$50 per month to cut the grass every other week. President Toles advised building and public works department representatives will meet with him on the property to verify if the city cut the grass. Councilman Wilson moved to table the resolution for 7 days, which motion was seconded by Councilman Worthy and unanimously carried.

(25) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 507 Kyle Street in District 3, Jennifer Greenwood being the last known owner. Jennifer Greenwood stated she lives in Georgia and owns and maintains this and other properties in Gadsden. She also pointed out the notice had been sent to the wrong address. Building Official Brian Harbison said he could meet with Ms. Greenwood today. Councilman Worthy moved to table the resolution for 7 days, which motion was seconded by Councilman Back and unanimously carried.



(26) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 2808 Marshall Street in District 6, Paul & Ana Del Giudice being the last known owners. Paul Del Giudice did not dispute that the city cut the grass, but asked that the fee be waived. He explained a tenant who should have been responsible for cutting the grass had left owing money. Several council members advised they did not support a waiver and Mr. Del Giudice said he would pay. Councilman Cannon moved to table the resolution for 7 days, which motion was seconded by Councilman Wilson and unanimously carried.

(27) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 108 7<sup>th</sup> Street North, Tuscal, LLC being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-59-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$426.00 - 108 7<sup>th</sup> Street North - District 2 - Tuscal, LLC)

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

(28) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 118 Park Street in District 1, John Hardy being the last known owner. Myra Yari spoke on behalf of Mr. Hardy, who is her father. She said the grass nuisances occur on adjacent property and offered to display pictures. President Toles advised that building and public works department representatives will meet with her on the property and determine if it was cut by the city. She moved to table the resolution for 7 days, which motion was seconded by Councilman Worthy and unanimously carried.

(29) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 803 Rogers Street, William & Cora Lee Brown, c/o Morris Foster, III, being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-60-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$426.00 - 803 Rogers Street - District 3 - William & Cora Lee Brown, c/o Morris Foster, III)

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

(30) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 3001 Shahan Avenue, Stephanie Swindall being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-61-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$426.00 - 3001 Shahan Avenue - District 6 - Stephanie Swindall)

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

(31) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1402 Springfield Avenue, Willie L. & Nerva Daniel being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-62-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$601.00 - 1402 Springfield Avenue - District 1 - Willie L. & Nerva Daniel)

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

(32) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1121 Wainwright Avenue, Enga M. Sturns being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-63-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$254.00 - 1121 Wainwright Avenue - District 1 - Enga M. Sturns)

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

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

\_\_\_\_\_  
Iva Nelson, City Clerk (1-28-20)

\*\*\*\*\*