

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA
FEBRUARY 4, 2020 - 11:00 A.M.

The City Council met on February 4, 2020, in regular session.

The meeting was called to order at 11:00 a.m. by Council President Toles. On roll call by the City Clerk, Iva Nelson, the following council members answered present: Toles, Williams, Worthy, Back, Cannon, and Reed. Councilman Wilson was absent. 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 Councilman Back.

The minutes of the last work session and council meeting held on January 28, 2020, were approved by unanimous vote.

Payment of the HTE System accounts for the week of January 24-30, 2020, were ratified by unanimous vote.

#197446-197606	General	\$1,037,138.12
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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-04-20

AUTHORIZING CONVEYANCE OF CERTAIN PROPERTY

(Authorizing Conveyance of property located at 1530 Alabama Street in District 3 - Lot 13, Block 5, Crocheron's Second Addition - Accepting \$100.00 offer from Zyon Semaj Williams-Lewis)

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

(2) President Toles announced that no action was necessary regarding a resolution assessing a grass cutting lien on property at 118 Park Street in District 1, due to a discrepancy. (The Building Department verified that grass cutting was not performed by the City of Gadsden.)

(3) The following resolution, which was tabled for seven days at the special called meeting on January 28, was presented in writing for consideration:

RESOLUTION NO. R-64-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 507 Kyle Street - District 3 - Jennifer Greenwood)

Brian Harbison, Building Official, verified that grass cutting was performed by the City.

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

(4) The following resolution, which was tabled for seven days at the special called meeting on January 28, was presented in writing for consideration:

RESOLUTION NO. R-65-20

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$426.00 - 919 Holly Street - District 5 - Billy Terence Warren & ETALS)

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

(5) President Toles announced that no action was necessary regarding a resolution assessing a grass cutting lien on property at 2808 Marshall Street in District 6, as the lien has been paid in full.

PUBLIC HEARINGS

President Toles 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 44 W. Tuscaloosa Avenue, Guntant Patkar, c/o William M. Thrasher, mortgage in favor of Guntant Patkar, executed by Sharon and Kenneth McGlothlin being the last known owners. Brian Harbison, Building Inspector, stated although a permit was obtained in October 2019, no improvements have been made since procedures began in June 2019. He recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-66-20

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 44 W. Tuscaloosa Avenue - District 7 -Guntant Patkar, c/o William M. Thrasher, mortgage in favor of Guntant Patkar, executed by Sharon and Kenneth McGlothlin)

Councilman Cannon said he's received many complaints about the property and acknowledged a neighbor who was present in support of abatement. President Toles noted the presence of environmental waste on the property.

Councilman Reed 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 approving the issuance of lounge retail liquor license (Class I) to Theresa Alexander, d/b/a Da Avenue, at 922 Tuscaloosa Avenue in District 3. Theresa Alexander was present and in response to City Attorney Lee Roberts' inquiry, advised she is not a member of Da Avenue LLC. Mr. Roberts pointed out Shannon Hatfield and Clifford Alexander are the members, according to Alabama Secretary of State information; however, neither of them were listed (as required) on the ABC application. He advised Ms. Alexander to have her son consult with the attorney who set up the LLC and explained the application could not be approved under the present conditions. Councilman Worthy moved to consider the resolution, which motion was seconded by Councilman Back. The resolution failed to be adopted by the following vote:

AYES: None

NAYS: Toles, Williams, Worthy, Back, Cannon, Reed

RESOLUTIONS PRESENTED FOR CONSIDERATION

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

RESOLUTION NO. R-67-20

AUTHORIZING AMENDED CONTRACT WITH YMCA

(Amending Agreement - YMCA - Regarding membership privileges of City employees and retirees - Providing for dues of family members to be billed by YMCA, rather than payroll deduction by City - Clarifying immediate family members that can participate - Note: Original agreement was authorized by R-380-19)

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

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

RESOLUTION NO. R-68-20

AUTHORIZING AGREEMENT WITH GADSDEN RUNNERS CLUB

(Authorizing Agreement - Gadsden Runners Club - \$2,500.00 - For City's 2020 Season Club Title Sponsorship)

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

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

RESOLUTION NO. R-69-20

AUTHORIZING AGREEMENT WITH JBW&T, INC.

(Authorizing Agreement - JBW&T, Inc. - Various billing rates, per fee schedule - For construction, engineering and inspection services on an as-needed/on-call basis)

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

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

RESOLUTION NO. R-70-20

AUTHORIZING PERMIT TERMS AND CONDITIONS
WITH ALABAMA POWER COMPANY

(Authorizing Agreement - Alabama Power Company - To stabilize river bank at Twin Bridges Golf Course)

Councilman Back moved to adopt the resolution as introduced, which motion was seconded by Councilman Worthy and adopted by the following vote:

AYES: Toles, Worthy, Back, Cannon, Reed

NAYS: None

ABSTENTIONS: Williams

ORDINANCE PRESENTED FOR FIRST READING

An ordinance authorizing conveyance of certain property at 1230 West Meighan Boulevard to Yousef Alabbasi was presented in writing for the first reading. Since no action was taken, the ordinance will be placed on next week's agenda for consideration.

MAYOR AND COUNCIL REMARKS

Mayor Guyton and several Council members joined in complimenting the recent fund-raising concert benefitting Beautiful Rainbow. They commended the program and the job opportunities it has provided for over twenty students.

Councilman Williams encouraged citizens to attend events during Black History Month.

Councilman Reed thanked the Council for today's vote regarding nuisances at 44 W. Tuscaloosa Avenue, and asked for the public's patience until abatement is complete.

Mayor Guyton thanked everyone who participated in the recent Boys and Girls Club fund-raising event.

President Toles noted a citizen had thanked her for adoption of a no-tethering ordinance. She announced the City Council will not meet on February 11, due to an Alabama League of Municipalities legislative event in Montgomery.

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

Iva Nelson, City Clerk (2-4-2020)

FOURTH FLOOR CONFERENCE ROOM - BID OPENING
FEBRUARY 4, 2020 - 2:00 P.M.

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

Bid No. 3427 - Twin Bridges Golf Course Greens Sprigging Project

Sur-Line Turf	\$64,470.00
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Copies of the bids will be forwarded to the City Engineer, who will make a recommendation to the Council.
