

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA  
FEBRUARY 19, 2019 - 11:00 A.M.

The City Council met on February 19, 2019 in regular session.

The meeting was called to order at 11:00 a.m. by President Pro Tem Reed. On roll call by the City Clerk, Iva Nelson, the following council members answered present: Williams, Worthy, Back, Wilson, Cannon and Reed. President Toles was absent. The clerk stated a quorum was present and the meeting was open for business. Mayor Guyton, Heath Williamson, Lee Roberts and Chief Jaggears were also present.

The invocation was given by Heath Williamson.

The minutes of the Administrative Committee, Work Session and Council meetings held on February 12, 2019, were approved by unanimous vote.

Payment of the HTE System accounts for the week of February 8 - 14, 2019 were ratified by unanimous vote.

#188944-189102	General	\$1,580,208.24
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UNFINISHED BUSINESS

President Pro Tem Reed announced no Council action will be taken on a resolution assessing a nuisance abatement lien in the amount of \$196.00 for grass cutting on property at 1122 Springfield Avenue in District 1, which was tabled for 7 days on February 12. The resolution was removed from the agenda at the request of the Building Department.

PUBLIC HEARING

President Pro Tem Reed stated this was the time and place as advertised to conduct a public hearing allowing anyone to speak in opposition to or in favor of an ordinance adopting the National Electrical Code, 2017 Edition. No one spoke. The following ordinance was presented in writing for consideration:

ORDINANCE NO. O-07-19

ADOPTING 2017 EDITION OF  
NATIONAL ELECTRICAL CODE

(Adopting National Electrical Code, 2017 Edition - Regulating and governing the installation, workmanship, construction, maintenance and repair of all electrical work in the city - Amending Sections 18-173, 18-192, and 18-201 of the City Code regarding local amendments)

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

AYES: Williams, Worthy, Back, Wilson, Cannon, Reed

NAYS: None

Councilman Cannon moved to adopt the ordinance, which motion was seconded by Councilman Williams and unanimously adopted.
<u>RESOLUTIONS PRESENTED FOR CONSIDERATION</u>
(1) The following resolution was introduced in writing for consideration:
RESOLUTION NO. <u>R-60-19</u>  SUPPORTING H.R. 530 REGARDING FCC ORDERS CONCERNING WIRELESS FACILITIES
(Expressing Support of H.R. 530, which seeks to reverse Federal Communications Commission orders issued on August 2 and September 26, 2018 - Relating to Wireless Facilities - Seeking to protect and reaffirm local control over public streets and public assets)
Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Worthy and unanimously adopted.
(2) The following resolution was introduced in writing for consideration:
RESOLUTION NO. <u>R-61-19</u>  APPOINTING MEMBERS TO HARALSON AVENUE ARCHITECTURAL REVIEW BOARD
(Appointing Tim Lett to replace Carroll Norman for term expiring on 9-15-19 - Reappointing Kathy Milam and Dennis Tarkington for terms expiring on 9-15-19 - Reappointing Bonnie Yarnell and Stephanie Wagner for terms expiring on 9-15-20)
Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Wilson and unanimously adopted.
<u>NEW BUSINESS</u>
(1) Councilman Williams introduced the following resolution in writing for consideration:
RESOLUTION NO. <u>R-62-19</u>  AUTHORIZING AGREEMENT WITH LOWE LEASING, INC.
(Authorizing Agreement - Lowe Leasing, Inc. - For 2018 GMC Yukon Motor Vehicle to be used by Mayor Guyton - \$661.00 per month - Term of 10-1-18 through 9-30-21 - Providing for Mayor to execute subsequent agreements for a period continuing to 9-30-23, provided that lease payments do not exceed \$8,000.00 per year)

<p>President Pro Tem Reed received unanimous consent to immediately consider the resolution as an item of new business. Councilman Williams moved to adopt the resolution, which motion was seconded by Councilman Cannon and unanimously adopted.</p>
<p>(2) Councilman Williams introduced the following resolution in writing for consideration:</p>
<p style="text-align: center;">RESOLUTION NO. <u>R-63-19</u></p> <p style="text-align: center;">APPOINTING MEMBER TO CED MENTAL HEALTH BOARD</p>
<p>(Appointing Dr. Portia Foster to replace G. Michael Shehi, M.D. for term expiring on 4-1-23)</p>
<p>President Pro Tem Reed received unanimous consent to immediately consider the resolution as an item of new business. Councilman Williams moved to adopt the resolution, which motion was seconded by Councilman Cannon and unanimously adopted.</p>
<p>(3) Councilman Back introduced the following resolution in writing for consideration:</p>
<p style="text-align: center;">RESOLUTION NO. <u>R-64-19</u></p> <p style="text-align: center;">APPOINTING MEMBER TO WATER WORKS AND SEWER BOARD</p>
<p>(Appointing Shane Ellison to replace Robert W. Echols, Jr. for term expiring on 11-1-22)</p>
<p>President Pro Tem Reed received unanimous consent to immediately consider the resolution as an item of new business. Councilman Back moved to adopt the resolution, which motion was seconded by Councilman Williams and unanimously adopted.</p>
<p><u>DEPARTMENT REPORTS</u></p> <p>Josh Tanner (Emergency Management Agency) presented information regarding the upcoming tax free holiday for severe weather preparedness on February 22-24, 2019.</p>
<p><u>MAYOR AND COUNCIL REMARKS</u></p> <p>Councilman Wilson thanked Haralson Avenue Architectural Review Board members for their important work.</p>
<p>Councilman Back announced a District 4 meeting at 6 p.m. on February 25, at the First Baptist Church Family Life Center. He commended City employees and volunteers who made the Kiwanis Pancake Day a success. Councilman Back said he feels Shane Ellison will be a great Water Board member and expressed his desire to honor Bob Echols' legacy of service.</p>
<p>Councilman Williams expressed condolences to the family of Betty McElroy and reminisced about her kindness to him.</p>

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

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Iva Nelson, City Clerk (2-19-2019)

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<p>Councilman Cannon moved to suspend the rules to immediately consider the ordinance at its first reading. The motion was seconded by Councilman Wilson and approved by the following vote:  AYES: Williams, Worthy, Back, Wilson, Cannon, Reed  NAYS: None</p>
<p>Councilman Cannon moved to adopt the ordinance, which motion was seconded by Councilman Williams and unanimously adopted.</p>
<p><b><u>RESOLUTIONS PRESENTED FOR CONSIDERATION</u></b></p>
<p>(1) The following resolution was introduced in writing for consideration:</p>
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<p>(Expressing Support of H.R. 530, which seeks to reverse Federal Communications Commission orders issued on August 2 and September 26, 2018 - Relating to Wireless Facilities - Seeking to protect and reaffirm local control over public streets and public assets)</p>
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<p>President Pro Tem Reed received unanimous consent to immediately consider the resolution as an item of new business. Councilman Williams moved to adopt the resolution, which motion was seconded by Councilman Cannon and unanimously adopted.</p>
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