

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA
MARCH 30, 2021 - 11:00 A.M.

The City Council met on March 30, 2021 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, Worthy, Cannon, and Reed. Councilmen Williams, Back, and Wilson were absent. The clerk stated a quorum was present and the meeting was open for business. Heath Williamson and Captain Jackson were also present.

The invocation was given by Heath Williamson.

Marc Golden (Emergency Management Agency) reported on a flood warning for Weiss Lake, which will affect the Coosa River, as well as tomorrow's marginal severe weather risk. He provided current Covid statistics, noting there have been only 19 new cases in Etowah County within the last 14 days. Mr. Golden gave updated CDC guidelines for fully vaccinated individuals and provided information on vaccination efforts.

The minutes of the last work session and council meeting held on March 23, 2021, were approved by unanimous vote.

Payment of the HTE System accounts for the week of March 19 - 25, 2021, were ratified by unanimous vote.

#206694-206815	General	\$302,318.49
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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 917 McKissick Street, Ezekiel Lewis and State of Alabama being the last known owners. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in March 2020, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-46-21

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 917 McKissick Street - District 2 - Ezekiel Lewis; State of Alabama)

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

(2) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 1024 4th Avenue in District 5, the State of Alabama, possible rights of redemption of Milton Chapman, subject to a mortgage in favor of Elsi Barroso being the last known owners. Brian Harbison, Building Inspector, stated recent improvements have been made and recommended a 30-day extension. Councilman Worthy moved to table the resolution for 30 days, which motion was seconded by Councilman Reed and unanimously carried.

(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 509 Davis Street, David Gray and Sherry Godsey, and the State of Alabama being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-47-21

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$5,266.40 - 509 Davis Street- District 1 - David Gray; Sherry Godsey; State of Alabama)

Councilman Cannon 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 1507 Kentucky Avenue, Randy S. Goble, Thelma A. Chamblee, life estate, subject to that certain mortgage in favor of City of Gadsden, and Robert Edward Stallings being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-48-21

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$2,866.40 - 1507 Kentucky Avenue - District 1 - Randy S. Goble; Thelma A. Chamblee, life estate; Subject to certain mortgage in favor of City of Gadsden; Robert Edward Stallings)

Councilman Cannon 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 1023 Pine Street, the State of Alabama, rights of redemption of Annissa R. Hicks, c/o Jack Floyd, and/or her heirs, subject to mortgage in favor of Jane V. Floyd, and Jeremy Smith being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-49-21

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$4,191.40 - 1023 Pine Street - District 5 - State of Alabama; Rights of redemption of Annissa R. Hicks, c/o Jack Floyd, and/or her heirs; Subject to mortgage in favor of Jane V. Floyd; Jeremy Smith)

Councilman Cannon 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 3501 Forrest Avenue, Gregory Keith Peters, State of Alabama, redemption rights to Regina Lynn Price and Wesley O. Price or their heirs if deceased, being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-50-21

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$3,366.40 - 3501 Forrest Avenue - District 6 - Gregory Keith Peters; State of Alabama; Redemption rights to Regina Lynn Price and Wesley O. Price, or their heirs if deceased)

Councilman Cannon 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 3422 Williams Avenue, Donny W. Wilkes and the State of Alabama being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-51-21

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$2,966.40 - 3422 Williams Avenue - District 7 - Donny W. Wilkes; State of Alabama)

Councilman Cannon 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 approving the issuance of an alcoholic beverage license for S A Cantina at 519 Broad Street. No one spoke. The following resolution was presented for consideration:

RESOLUTION NO. R-52-21

APPROVING THE ISSUANCE OF
ALCOHOLIC BEVERAGE LICENSE

(S A Cantina, d/b/a S A Cantina - 519 Broad Street - District 3 - Restaurant Retail Liquor License)

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

AYES: Toles, Worthy, Reed

NAYS: Cannon

(9) The floor was opened to allow anyone to speak for or in opposition to a resolution approving the issuance of an alcoholic beverage license for Raineys, LLC, d/b/a Raineys Neighborhood Sports Bar & Grill at 921 Tuscaloosa Avenue. No one spoke. The following resolution was presented for consideration:

RESOLUTION NO. R-53-21

APPROVING THE ISSUANCE OF
ALCOHOLIC BEVERAGE LICENSE

(Raineys, LLC - Raineys Neighborhood Sports Bar & Grill - 921 Tuscaloosa Avenue - District 3 - Lounge Retail Liquor License, Class I)

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

AYES: Toles, Worthy, Reed

NAYS: Cannon

RESOLUTIONS PRESENTED FOR CONSIDERATION

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

RESOLUTION NO. R-54-21

AUTHORIZING ACCEPTANCE OF TEMPORARY
CONSTRUCTION EASEMENT FOR DRAINAGE

(Accepting Temporary Construction Easement - 201 South 1st Street, LLC - Located on Lot 28 of the Original Survey of the City of Gadsden - For City to construct drainage improvements at municipal parking lot on Chestnut Street, between South 1st and South 2nd Streets)

Councilman Reed 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. R-55-21

ACCEPTING PERMANENT DRAINAGE EASEMENT
FROM 201 SOUTH 1ST STREET, LLC

(Accepting Permanent Drainage Easement - 201 South 1st Street, LLC - Located on Lot 28 of the Original Survey of the City of Gadsden - For City to construct drainage improvements at municipal parking lot on Chestnut Street, between South 1st and South 2nd Streets)

Councilman Reed 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-56-21

ACCEPTING PERMANENT DRAINAGE EASEMENT
FROM CONCOURSE PROPERTIES, LLC

(Accepting Permanent Drainage Easement - Concourse Properties, LLC - Located on Lot 7 of W.D. Malone's Rearrangement of Lots 25-27 & 105-106 of the Original Survey of the City of Gadsden - For City to construct drainage improvements at municipal parking lot on Chestnut Street, between South 1st and South 2nd Streets)

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

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

RESOLUTION NO. R-57-21

AUTHORIZING ACCEPTANCE OF TEMPORARY
CONSTRUCTION EASEMENT FOR DRAINAGE

(Accepting Temporary Construction Easement - Sherman Guyton - Located on Lot 28 & Lot 107 of the Original Survey of the City of Gadsden - For City to construct drainage improvements at municipal parking lot on Chestnut Street, between South 1st and South 2nd Streets)

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

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

RESOLUTION NO. R-58-21

ACCEPTING PERMANENT DRAINAGE EASEMENT
FROM SHERMAN GUYTON

(Accepting Permanent Drainage Easement - Sherman Guyton - Located on Lot 28 & Lot 107 of the Original Survey of the City of Gadsden - For City to construct drainage improvements at municipal parking lot on Chestnut Street, between South 1st and South 2nd Streets)

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

MAYOR AND COUNCIL REMARKS

Councilman Worthy encouraged everyone to practice social distancing, wear masks, and pursue vaccinations during Spring break. He expressed support for rank and file members of the fire department who have tried to address issues and frustration that the Mayor, Public Safety Committee, and Civil Service Board all advised they lacked authority to investigate them. Councilman Worthy raised the question of replacing the Civil Service Board with a personnel board with investigative powers.

Councilman Reed expressed sadness at the death of Gary Lee Entrekin and recalled his serious injuries in a 1997 shootout involving multiple law enforcement agencies. He commended Entrekin’s service to the Rainbow City and Glencoe police departments, as well as Gadsden’s security team.

President Toles congratulated Meinrad Tabengwa, who retired last week, and thanked him for his service as Transportation Planner.

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

Iva Nelson, City Clerk (3-30-21)

FOURTH FLOOR CONFERENCE ROOM - BID OPENING
MARCH 30, 2021 - 2:00 P.M.

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

Bid No. 3451: On-Site Grinding Services (Public Works)

	<u>Years 1/2/3 - Per cubic yard finished</u>
TAG Grinding	\$6.50/\$7.00/\$7.25
Adams Clearing	\$6.68/\$6.81/\$6.94
MW Collins	\$9.00/\$9.25/\$9.50
Jet-Pep	\$14.00/\$16.00/\$18.00
A&G Excavating	No Bid

Bid No. 3452: Sanitary Sewer Bypass Abandonment

Alabama Grading and Excavation	\$131,300.00
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Copies of the bids will be forwarded to the Department, the Assistant Purchasing Agent, and the City Engineer, and a recommendation will be made to the Council.
