

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA  
JUNE 12, 2018 - 11:00 A.M.

The City Council met on June 12, 2018, 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, Worthy, Echols, Billingsley, Cannon and Reed. The clerk stated a quorum was present and the meeting was open for business. Mayor Guyton, Heath Williamson, and Captain Keener were also present.

The invocation was given by Brian Harbison.

The minutes of the last work session and council meeting held on June 5, 2018, were approved by unanimous vote.

Payment of the HTE System accounts for the week of June 1-7, 2018, were ratified by unanimous vote.

#182710 - #182902	General	\$1,369,648.24
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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-19-18

AMENDING SECTIONS 18-352 AND 18-412  
OF THE CODE OF ORDINANCES

(Amending City Code Sections 18-352 and 18-412 - Regarding Plumber Examining Board - Changing frequency of meetings from monthly to quarterly - Deleting record provisions concerning register for examination, registration and licensing - Deleting provisions concerning revocation of certificates issued and providing for suspension of business license, after fair hearing)

Councilman Echols moved to adopt the ordinance, which motion was seconded by Councilwoman Toles and unanimously adopted.

PUBLIC HEARINGS

President Williams 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 408 South 4<sup>th</sup> Street, LDA Investments, LLC and Rex G. Keeling being the last known owners. Brian Harbison, Building Inspector, stated recent improvements have been made and recommended a 30-day extension. Councilman Echols moved to table the resolution for 30 days, which motion was seconded by Councilman Reed and unanimously carried.

(2) President Williams announced the public hearing regarding nuisances at 716 N. 10<sup>th</sup> Street in District 3 has been postponed, due to legal description issues.

(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 427 North 9<sup>th</sup> Street, the State of Alabama and Susie Adams being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-226-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$196.00 - 427 North 9<sup>th</sup> Street - District 3 - State of Alabama; Susie Adams)

Councilman Worthy moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley 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 429 North 9<sup>th</sup> Street IN District 3, Milton V. Lucas, Jr. being the last known owner. Letitia Lucas stated the City had reported cutting the grass in April and September. She said she maintained the property, except for an area containing debris from three large trees cut on the property next door, which had remained for over a year. Ms. Lucas added she had informed the City of the trees and disagreed with the letter she received. Councilman Cannon said pictures would be helpful in situations like this, if they could be taken by Public Works. Councilman Worthy expressed concern that the debris had remained for such a long time, was moved to the roadside and remained there for months. Councilman Worthy moved to table the resolution for 30 days, which motion was seconded by Councilman Billingsley and unanimously carried.

(5) President Williams announced the public hearing regarding nuisances at 606 N. 11<sup>th</sup> Street in District 3 has been postponed, due to legal description issues.

RESOLUTIONS PRESENTED FOR CONSIDERATION

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

RESOLUTION NO. R-227-18

AMENDING SUBSTANCE ABUSE POLICY

(Amending Substance Abuse Policy, which was last amended by Resolution No. R-35-14 - Including Gadsden State Community College employees, due to vans purchased with FTA grant funds - Providing for testing for two additional drugs - Amending various provisions to comply with Federal Transit Authority regulations)

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

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

RESOLUTION NO. R-228-18

AUTHORIZING SPECIAL USE PERMIT TO VERIZON

(Approving application of Verizon - To modify equipment at existing wireless telecommunications facility at 504 Clayton Boulevard - Note: Approval recommended by Center for Municipal Solutions)

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

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

RESOLUTION NO. R-229-18

AUTHORIZING SPECIAL USE PERMIT TO SPRINT

(Approving application of Sprint - To modify equipment at existing telecommunications facility at 1044 Scenic Drive - Note: Approval recommended by Center for Municipal Solutions)

Councilman Reed 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-230-18

AUTHORIZING AGREEMENT WITH  
TRANSPORTATION SOUTH, INC.

(Authorizing Agreement - Transportation South, Inc. - For purchase of one replacement DART vehicle - \$56,000.00, with FTA Grant funds of \$44,800.00 and Local share of \$11,200.00)

Councilwoman Toles 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-231-18

AMENDING RESOLUTION NO. R-189-18  
REGARDING BULLETPROOF VEST PARTNERSHIP

(Amending R-189-18 - Regarding application and acceptance of Bureau of Justice Assistance Bulletproof Vest Grant - Policy changes now limit grant to one year - \$34,200.00 for purchase of 36 vests for year 2019 - 50/50 match of \$17,100.00 each)

Councilwoman Toles 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:

ORDINANCE - AMENDING FISCAL YEAR 2018 BUDGET REGARDING  
BULLETPROOF VEST PARTNERSHIP GRANT

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

NEW BUSINESS

(1) Councilwoman Toles introduced the following resolution in writing for consideration:

RESOLUTION NO. R-232-18

AUTHORIZING THE SATISFACTION OF  
NUISANCE ABATEMENT LIEN

(Authorizing Satisfaction of Nuisance Abatement Lien - 2323 Cansler Avenue - Accepting \$1,200.00 offer from Charlie Jenkins, via Copeland and Copeland)

President Williams received unanimous consent to immediately consider the resolution as an item of new business. Councilwoman Toles moved to adopt the resolution, which motion was seconded by Councilman Echols and unanimously adopted.

(2) Councilman Billingsley introduced the following resolution in writing for consideration:

RESOLUTION NO. R-233-18

AWARDING BID NO. 3381

(Awarding Bid 3381 - Disposal Site for Petroleum Impacted Soil - Alabama Waste Disposal Solutions, LLC, d/b/a EC Waste, LLC - \$10.50 per ton)

President Williams received unanimous consent to immediately consider the resolution as an item of new business. Councilman Billingsley moved to adopt the resolution, which motion was seconded by Councilman Reed and unanimously adopted.

(3) Councilman Cannon introduced the following resolution in writing for consideration:

RESOLUTION NO. R-234-18

ACCEPTING PERMANENT DRAINAGE EASEMENT  
FROM ROBERT DANIEL BULLOCK

(Accepting permanent drainage easement - From Robert Daniel Bullock - To repair existing box culvert at 3431 West Meighan Boulevard)

President Williams received unanimous consent to immediately consider the resolution as an item of new business. Councilman Cannon moved to adopt the resolution, which motion was seconded by Councilman Echols and unanimously adopted.

(4) Councilwoman Toles introduced the following resolution in writing for consideration:

RESOLUTION NO. R-235-18

AUTHORIZING AGREEMENT WITH  
GADSDEN CITY BOARD OF EDUCATION

(Authorizing Agreement - Board of Education - \$4,000.00 - For Gadsden City High School Automotive Technology Program - Note: For program that incorporates “kit car” for students to build)

President Williams received unanimous consent to immediately consider the resolution as an item of new business. Councilwoman Toles moved to adopt the resolution, which motion was seconded by Councilman Billingsley and unanimously adopted.

(5) Councilman Reed introduced the following resolution in writing for consideration:

RESOLUTION NO. R-236-18

AWARDING BID NO. 3382

(Awarding Bid 3382 - Re-roofing Project at East Gadsden Library, Even Start, and Big Brothers Big Sisters Building - Mid-Western Commercial Roofer - \$81,270.00)

President Williams received unanimous consent to immediately consider the resolution as an item of new business. Councilman Reed moved to adopt the resolution, which motion was seconded by Councilman Echols and unanimously adopted.

DEPARTMENT REPORTS, COMMITTEES, BOARDS, ETC.

Shane Ellison provided information concerning the Barbarian Challenge race this Saturday at Noccalula Falls. He thanked City departments and volunteers for their work in support of the event.

MAYOR AND COUNCIL REMARKS

Councilwoman Toles encouraged the Public Works Department to take pictures documenting grass cutting work. She referred to animal issues in various neighborhoods, asking owners to address the nuisances created for their neighbors.

Councilman Worth reported on last week’s District 3 meeting and provided an update on LYN (Love Your Neighbor) volunteer efforts, noting churches are being asked to sponsor houses. He announced Juneteenth observance on Saturday at Carver square, including a parade. Councilman Worthy noted a meeting planned for June 19 (regarding the Little Canoe Creek Industrial Park Megasite) has been postponed.

Councilman Cannon related a recent experience and asked adults to refrain from sending children into dangerous situations to “panhandle.”

Councilman Reed stated the need for grass cutting and trash collections in his district, and urged citizens to refrain from littering.

President Williams echoed concerns regarding overgrown grass and animal issues, noting these situations begin with owners who neglect to take care of their property. He recognized Emily Carter and student ambassadors from the Gadsden Job Corps Center.

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

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Iva Nelson, City Clerk (6-12-2018)

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FOURTH FLOOR CONFERENCE ROOM - BID OPENING  
JUNE 12, 2018 - 2:00 P.M.

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

Bid No. 3384 - Resurface and Traffic Stripe on S. 11<sup>th</sup> Street, from Randall Street to Forrest Avenue

	<u>Base</u>	<u>Additive Alt.</u>	<u>Base Bid + Add. Alt.</u>
Bedwell & Whorton Excavation, LLC	\$1,219,185.75	\$ 205,830.00	\$ 1,425,015.75

Copies of the bid will be forwarded to the City Engineer, and a recommendation will be made to the Council.

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