

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA
JULY 31, 2018 - 11:00 A.M.

The City Council met on July 31, 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, Lee Roberts and Captain Cody were also present.

The invocation was given by Brian Harbison.

The minutes of the last work session and council meeting held on July 24, 2018, were approved by unanimous vote.

Payment of the HTE System accounts for the week of July 20 - July 26, 2018 were ratified by unanimous vote.

#184024 - #184170	General	\$966,545.85
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Mayor Guyton read a proclamation proclaiming August 2018, as “ManUpGadsden” regarding men’s health.

UNFINISHED BUSINESS

(1) A resolution ordering the abatement of nuisances on property at 2409 James Street in District 1 (Kevin Joel Garrett and Wall Mark Siding Outlet, Inc., owners), which was tabled for 60 days on May 29, 2018, was presented for consideration. Councilwoman Toles noted she had agreed to give the owners additional time and moved to table the resolution an additional 30 days. The motion was seconded by Councilman Worthy and unanimously carried.

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 1704 Hooks Lake Road, Gwen J. Bartlett, rights of redemption of Troy Bright and Barbara Bright, and AmSouth Bank being the last known owners. Brian Harbison, Building Inspector, stated although a permit was obtained in March 2018, no improvements have been made since procedures began in January 2018, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-310-18

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 1704 Hooks Lake Road - District 3 - Gwen J. Bartlett; Rights of redemption of Troy Bright and Barbara Bright; AmSouth Bank)

Councilman Worthy moved to adopt the resolution as introduced, which motion was seconded by Councilman Echols 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 504 Country Club Place in District 4, Gary & Donna Honeycutt and Nathan & Doris Collier being the last known owners. Brian Harbison, Building Inspector, recommended a 30-day extension, due to recent improvements under an active permit (procedures began in April 2018). Councilwoman Toles moved to table the resolution for 30 days, which motion was seconded by Councilman Worthy 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 1505 Springfield Avenue, Margaret Lee, less and except the property deeded to Luedella Covington, James Lee, Estate and heirs of Margaret Lee being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-311-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$2,541.40 - 1505 Springfield Avenue - District 1 - Margaret Lee, less and except the property deeded to Luedella Covington by Document Number D-1999-2539; James Lee; Estate and Heirs of Margaret Lee)

Councilman Echols 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 1921 Ewing Avenue, the State of Alabama, Merlene M. and Sheila Carol Walker being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-312-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$3,341.40 - 1921 Ewing Avenue- District 2 - State of Alabama; Merlene M. and Sheila Carol Walker)

Councilman Echols moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley 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 207 Davis Street in District 1, Henry M. Born being the last known owner. No one spoke. Councilwoman Toles moved to table the resolution for one week, which motion was seconded by Councilman Worthy and unanimously carried.

(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 816 Padenreich Avenue, Michael Edward Dale being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-313-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$136.00 - 816 Padenreich Avenue - District 1 - Michael Edward Dale)

Councilman Reed moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley 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 224 Padenreich Avenue, Sylvia G. Inabnit, & ETALS, c/o Don Bradford, being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-314-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$256.00 - 224 Padenreich Avenue - District 2 - Sylvia G. Inabnit etals, c/o Don Bradford)

Councilman Reed moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley 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 302 Princeton Avenue, Rosana Kamran being the last known owner. Sam Shabani, husband of Rosana Kamran, spoke. He requested that the fees be waived, stating he had paid a neighbor to cut the grass until he moved away and his nephew now maintains the grass. President Williams noted the fees may have occurred during the interim. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-315-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$316.00 - 302 Princeton Avenue - District 2 - Rosana Kamran)

Councilman Reed moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley 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 1011 Vinson Avenue, the State of Alabama and Milford & Pauline Vinson being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-316-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$256.00 - 1011 Vinson Avenue - District 2 - State of Alabama; Milford & Pauline Vinson)

Councilman Reed moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley 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 1514 McKinley Avenue, Grace N. Briskey being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-317-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$256.00 - 1514 McKinley Avenue - District 5 - Grace N. Briskey)

Councilman Reed moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley 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 12 Sandusky Lane, Lori B. Stone and Mary Maddix being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-318-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$136.00 - 12 Sandusky Lane - District 6 - Lori B. Stone; Mary Maddix)

Councilman Reed moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley 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 2311 Sansom Avenue, the State of Alabama and Terry D. Barnes being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-319-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$136.00 - 2311 Sansom Avenue - District 6 - State of Alabama; Terry D. Barnes)

Councilman Reed moved to adopt the resolution as introduced, which motion was seconded by Councilman Billingsley 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 228 Parkway Place, Richard L. & Linda K. Campbell being the last known owners. Linda Campbell Mayben spoke, stating she was not disputing the charges but wished to reiterate her previous complaints about damage to her flower beds and an outside rug when the work was performed. Councilman Reed pointed out the grass was not cut for months and in response to his inquiry, she explained her brother is deceased, she lives there on a part-time basis, and it is not rental property. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-320-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$256.00 - 228 Parkway Place - District 7 - Richard L. & Linda K. Campbell)

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

(14) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 47 W. Tuscaloosa Avenue, Clell F. Jenkins, Jr., Anita J. Jenkins, and Gunvant D. Patkar being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-321-18

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$136.00 - 47 W. Tuscaloosa Avenue - District 7 - Clell F. Jenkins, Jr.; Anita J. Jenkins; Gunvant D. Patkar)

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

(15) The floor was opened to allow anyone to speak for or in opposition to a resolution approving issuance of a Lounge Retail Liquor License, Class II, at 2629 W. Meighan Boulevard, Suite A. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-322-18

APPROVING ISSUANCE OF
ALCOHOLIC BEVERAGE LICENSE

(Ashland 1 Enterprise, LLC - Wooden Indian Tobacco Outlet - Lounge Retail Liquor License, Class II - 2629 W. Meighan Boulevard, Suite A)

Councilman Cannon 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 approving issuance of a Retail Beer and Table Wine License, off premises only, at 2629 W. Meighan Boulevard, Suite B. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-323-18

APPROVING ISSUANCE OF
ALCOHOLIC BEVERAGE LICENSE

(Ashland 1 Enterprise, LLC - Wooden Indian Tobacco Outlet - 2629 W. Meighan Boulevard, Suite B - Retail Beer & Table Wine License, off premises only)

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

NEW BUSINESS

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

RESOLUTION NO. R-324-18

AWARDING BID NO. 3371

(Awarding Bid No. 3371 - Parking lot addition project at Kiwanis Pavilion, at Noccalula Falls Park - James E. Watts & Sons - \$208,075.30)

President Williams received unanimous consent to immediately consider the resolution as an item of new business. Councilman Reed noted the Kiwanis Pavilion will be open for voting in the City election on August 28 and moved to adopt the resolution. The motion was seconded by Councilman Cannon and unanimously adopted.

DEPARTMENT REPORTS

Kay Moore (Downtown Gadsden, Inc.) thanked the Mayor and Council, as well as volunteers, for their support of Musical Mondays, noting they will continue through September. She announced remaining Third Thursday events for August and September, First Friday activities, which continue through December and this week's Summer concert. Ms. Moore also noted DGI's website has been updated. Mayor Guyton and Councilman Reed commended the accomplishments of Ms. Moore and DGI over the years.

MAYOR AND COUNCIL REMARKS

Councilwoman Toles expressed support for locally owned businesses and noted Geiger Cleaners is going out of business after years as an excellent corporate citizen.

Councilman Worthy noted forty employers have registered for the Job Fair on August 14.

Councilman Reed announced the Kiwanis Pavilion will be open before the City election on August 28 and the parking lot expansion will not interfere with existing parking areas.

President Williams announced activities associated with the Ms. Senior America competition for Alabama, which is being hosted in Gadsden, as well as a reception for Brenda Card, who recently retired as Chief Magistrate of Gadsden Municipal Court.

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

Iva Nelson, City Clerk (7-31-2018)
