

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA
AUGUST 6, 2019 - 11:00 A.M.

The City Council met on August 6, 2019, 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, Wilson, 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 Heath Williamson.

The minutes of the last work session and council meeting held on July 30, 2019, were approved by unanimous vote.

Payment of the HTE System accounts for the week of July 26 - August 1, 2019 were ratified by unanimous vote.

#193357-193487	General	\$483,559.54
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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 505 Davis Street in District 1, Evon Johnson, Odessa Keith, and James Keith being the last known owners. Evon Johnson stated she is working on the house and needs 30 more days to finish repairs. Brian Harbison, Building Inspector, noted progress has been made and said he is not opposed to a delay. Councilman Toles moved to table the resolution for 30 days, which motion was seconded by Councilman Worthy and unanimously carried.

(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 422 Herzberg Circle, Tuscacal LLC and Mutual Savings being the last known owners. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in September 2018. He added a tree fell on the house in a recent storm and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-293-19

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 422 Herzberg Circle - District 4 - Tuscacal LLC; Mutual Savings)

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

(3) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 2000 Rainbow Drive, Robert Chapman and mortgage in favor of Joe Ronald Johnson and wife Betty A. Johnson being the last known owners. Brian Harbison, Building Inspector, stated no improvements have been made to this vacant service station since procedures began in November, 2018, and recommended abatement. In response to Councilman Wilson's inquiry, Mr. Harbison said vehicles inside the building will be towed during the demolition process. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-294-19

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 2000 Rainbow Drive (Commercial Building) - District 4 - Robert Chapman; Mortgage in favor of Joe Ronald Johnson and wife Betty A. Johnson)

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

(4) The floor was opened to allow anyone to speak for or in opposition to a resolution ordering the abatement of nuisances on property at 106 N. 28th Street, Nichole Jackson Clark being the last known owner. Brian Harbison, Building Inspector, stated no improvements have been made since procedures began in September 2018, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-295-19

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 106 N. 28th Street - District 6 - Nichole Jackson Clark)

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

(5) President Toles announced no action would be taken on a resolution ordering abatement on a commercial building at 2100 Norris Avenue District 6. The hearing will be rescheduled to a later date.

(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 4 Mitchell Street, the State of Alabama, possible rights of redemption of Timmy and Diana Cranford, Statewide Mortgage Corporation, First Family Financial Services, Inc., Equiprime Inc., and Provident Bank being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-296-19

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$4,266.40 - 4 Mitchell Street - District 6 - State of Alabama; Possible rights of redemption of Timmy and Diana Cranford; Statewide Mortgage Corporation; First Family Financial Services, Inc.; Equiprime Inc.; Provident Bank)

Councilman Cannon moved to adopt the resolution as introduced, which motion was seconded by Councilman Wilson 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 303 N. 30th Street, Kimberly Hudson, Gary Honeycutt & wife Donna Honeycutt, Kim Alcalá, and Eric McGee being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-297-19

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Demolition - \$3,416.40 - 303 N. 30th Street - District 6 - Kimberly Hudson; Gary Honeycutt & wife Donna Honeycutt; Kim Alcalá; Eric McGee)

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 Atomic Johnnys Food, LLC, d/b/a Atomic Johnnys at 510 Broad Street. No one spoke. The following resolution was presented for consideration:

RESOLUTION NO. R-298-19

APPROVING ISSUANCE OF
ALCOHOLIC BEVERAGE LICENSE

(Atomic Johnnys Food, LLC - Atomic Johnnys - 510 Broad Street - Restaurant Retail Liquor License)

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

AYES: Toles, Williams, Worthy, Back, Wilson, 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 Jeen Mart LLC d/b/a Jeen Mart at 601 Walnut Street. No one spoke. The following resolution was presented for consideration:

RESOLUTION NO. R-299-19

APPROVING ISSUANCE OF
ALCOHOLIC BEVERAGE LICENSE

(Jeen Mart LLC - Jeen Mart - 601 Walnut Street - Retail Beer and Table Wine License, off premises)

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

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

NAYS: Cannon

RESOLUTION PRESENTED FOR CONSIDERATION

The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-300-19

AUTHORIZING FOURTH AMENDED
TAX ABATEMENT AGREEMENT

(Authorizing Fourth Amended Tax Abatement Agreement - Prince Metal Stamping USA - Extending completion date to 6-30-20, due to delay in development and equipping of facility)

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

NEW BUSINESS

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

RESOLUTION NO. R-301-19

AUTHORIZING APPLICATION AND
ACCEPTANCE FOR JAG GRANT

(Authorizing Application and Acceptance - Edward Byrne Memorial Justice Assistance Grant (JAG) program FY2019 Local Solicitation - \$36,986.00 - For purchase of replacement equipment for bomb squad)

President Toles 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 Back and unanimously adopted.

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

RESOLUTION NO. R-302-19

AUTHORIZING INTERLOCAL AGREEMENT
FOR 2019 JAG GRANT

(Authorizing Interlocal Agreement - City of Gadsden, Etowah County Commission and Etowah County Sheriff's Department - Regarding 2019 JAG Grant in the amount of \$36,986.00 - Note: Sheriff's Department has declined any funding and City will receive entire amount to purchase bomb and hazardous materials equipment)

President Toles 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 Worthy and unanimously adopted.

PUBLIC

Rev. Albert Frazier announced "Let the Bible Speak" tent revival at 2316 Forrest Avenue, which began August 2. He joined with his wife in stressing the need to be intentional in reaching out to people in the community and sharing what you have with those in need.

MAYOR AND COUNCIL REMARKS

Mayor Guyton encouraged people to apply for jobs and joined with Councilman Back in pointing out good jobs are becoming available due to new industry.

The Council joined in expressing concern for citizens of El Paso, TX, and Dayton, OH, who experienced trauma and loss in recent mass shootings. They stressed the need for calm and civil conversation, rather than violence.

The Council expressed words of encouragement for Rev. Frazier as he continues his work in the community.

Councilmen Williams and Back urged drivers to slow down and be watchful of students returning to school.

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

Iva Nelson, City Clerk (8-6-2019)

FOURTH FLOOR CONFERENCE ROOM - BID OPENING
AUGUST 6, 2019 - 2:00 P.M.

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

Bid No. 3412 - Electrical improvements at The Venue

Fred Dempsey Construction

\$69,700.00

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

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