

WAIVER OF NOTICE OF MEETING OF
CITY COUNCIL OF GADSDEN, ALABAMA

The undersigned, being all the members of the City Council of Gadsden, Alabama, hereby waive notice of and consent to the holding of a special meeting of the Council to be held in the Council Chamber at City Hall, 90 Broad Street, Gadsden, Alabama, on February 1, 2022, at 1:30 p.m. for the purpose of:

1. Conducting public hearings and considering resolutions assessing nuisance abatement liens for grass cutting work that has already been performed.
2. Such other business as may come before the Council.

The undersigned further request that this waiver and consent be made part of the minutes of such meeting for the purpose of showing that any business transacted at the meeting is as valid as though transacted at a meeting duly held after regular call and notice.

DATED: February 1, 2022

Cynthia W. Toles

Deverick Williams

Thomas Worthy

Kent Back

Jason Wilson

Johnny Cannon

Ben Reed

SPECIAL CALLED COUNCIL MEETING
COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA
FEBRUARY 1, 2022 - 1:30 P.M.

The City Council met on February 1, 2022, in special session.

The meeting was called to order at 1:30 p.m. by Council President Toles. On roll call by the City Clerk, Iva Nelson, the following council members answered present: Toles, Worthy, Back, Cannon and Reed. The clerk stated a quorum was present and the meeting was open for business. Councilmen Williams and Wilson were absent.

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 assessing a nuisance abatement lien on property at 108 7th Street North, Tuscal, LLC being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-32-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 108 7th Street North - District 2 - Tuscal, LLC)

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

(2) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 202 8th Street North, Hugh J. Robinson being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-33-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$401.00 - 202 8th Street North - District 2 - Hugh J. Robinson)

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

(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 601 Abercrombie Street, Michael Densmore and Lafarris Winston being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-34-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 601 Abercrombie Street - District 3 - Michael Densmore; Lafarris Winston)

Councilman Worthy 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 908 Anna Street, JR Properties, LLC, Diana Jazmin Rivas, and John Ray being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-35-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 908 Anna Street - District 4 - JR Properties, LLC; Diana Jazmin Rivas; John Ray)

Councilman Worthy 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 1653 Arrowhead Drive, Guardian Tax AL, LLC and Cazenovia Funding II, LLC being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-36-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 1653 Arrowhead Drive - District 1 - Guardian Tax AL, LLC; Cazenovia Funding II, LLC)

Councilman Worthy 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 807 Avenue E, Dorothy Looney, Cedric Pope, and Dorothy Looney, c/o Sonya Rivers, being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-37-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 807 Avenue E - District 3 - Dorothy Looney; Cedric Pope; Dorothy Looney, c/o Sonya Rivers)

Councilman Worthy 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 818 Avenue F, J.T. Williams, ETALS, c/o Ms. Jay Williams, being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-38-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 818 Avenue F - District 3 - J.T. Williams, ETALS, c/o Ms. Jay Williams)

Councilman Worthy 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 assessing a nuisance abatement lien on property at 929 Avenue F, Lorene Harrell heirs, c/o Dexter Harrell, being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-39-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 929 Avenue F - District 3 - Lorene Harrell heirs, c/o Dexter Harrell)

Councilman Worthy moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 108 Chiefton Way, Tuscal, LLC being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-40-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 108 Chiefton Way - District 1 - Tuscal, LLC)

Councilman Worthy moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 400 Coolridge Street, Thelma Lenoir being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-41-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 400 Coolridge Street - District 1 - Thelma Lenoir)

Councilman Worthy moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 in the amount of \$251.00 on property at 203 Davis Street in District 1, Elfido Ovalle, Jose P. Infante, and Elizabeth Godines being the last known owners. Elizabeth Godines asked when the grass was cut, noting the person they were making payments to for the house stopped paying taxes and is in jail. She purchased a tax deed on November 12, 2020. Brian Harbison, Building Official, stated the first notice was provided in April 2020, and the grass was cut on October 26, 2020. Councilman Worthy moved to consider the resolution, which motion was seconded by Councilman Reed, and the resolution failed to be adopted by the following vote:

AYES: None

NAYS: Toles, Worthy, Back, Cannon, Reed

(12) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien in the amount of \$251.00 on property at 202 E. Cherry Street in District 4, Shannon Humphrey and Tasha Stone, c/o N. Gregory Bledsoe, being the last known owners. (Jan Henson, Building Department, had advised the owner could not appear today.) Councilman Worthy moved to table the resolution for one year to give the owner an opportunity to make payments. The motion was seconded by Councilman Reed and unanimously carried.

(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 242 E. Cherry Street, Tuscal, LLC being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-42-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 242 E. Cherry Street - District 4 - Tuscal, LLC)

Councilman Worthy moved to adopt the resolution as introduced, which motion was seconded by Councilman Reed 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 1411 Eastview Avenue, Kelvin & Mary Bothwell being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-43-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 1411 Eastview Avenue - District 1 - Kelvin & Mary Bothwell)

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

(15) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 403 Elmwood Avenue, Brian Stansell being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-44-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 403 Elmwood Avenue - District 2 - Brian Stansell)

Councilman Worthy 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 assessing a nuisance abatement lien on property at 1214 Grant Avenue, Tuscal, LLC being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-45-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 1214 Grant Avenue - District 2 - Tuscal, LLC)

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

(17) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 522 Hillyer Street, HGM Holdings, LLC being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-46-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 522 Hillyer Street - District 3 - HGM Holdings, LLC)

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

(18) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien in the amount of \$251.00 on property at 310 Keeling Road in District 1, True Deliverance Divine Apostolic Truth being the last known owner. No one spoke. (The Building Department had advised the owner is currently making payments.) Councilman Worthy moved to table the resolution for one year, which motion was seconded by Councilman Reed and unanimously carried.

(19) 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 Keeling Road, G.D. Horton, ET AL, c/o Milton Woods being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-47-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 429 Keeling Road - District 1 - G.D. Horton, ET AL, c/o Milton Woods)

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

(20) 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 Kentucky Avenue, Chris Wagner being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-48-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 1505 Kentucky Avenue - District 1 - Chris Wagner)

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

(21) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 511 Lincoln Street, Heriberton & Courtney Avilla being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-49-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 511 Lincoln Street - District 6 - Heriberton & Courtney Avilla)

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

(22) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1148 Litchfield Avenue, L.A. & Della Mae Warren, LF EST, c/o Horace Warren being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-50-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 1148 Litchfield Avenue - District 1 - L.A. & Della Mae Warren, LF EST, c/o Horace Warren)

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

(23) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 422 Madison Circle, Sandra Watson, c/o Walter Watson, being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-51-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 422 Madison Circle - District 6 - Sandra Watson, c/o Walter Watson)

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

(24) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 424 N. 9th Street, Ruby Mae, c/o Sherlene Bethley, being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-52-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 424 N. 9th Street - District 3 - Ruby Mae, c/o Sherlene Bethley)

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

(25) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien in the amount of \$251.00 on property at 227 Parkway Place in District 7, Lori Carter and Kevin Goodnight being the last known owners. After inquiring about the purpose of the meeting, Lori Carter requested to make payments. Councilman Worthy moved to table the resolution for one year, which motion was seconded by Councilman Reed and unanimously carried.

(26) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 803 Rogers Street, William and Cora Lee Brown, c/o Morris Foster, III, being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-53-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 803 Rogers Street - District 3 - William & Cora Lee Brown, c/o Morris Foster, III)

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

(27) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1116 Springfield Avenue, Rosa Lee Veal, c/o Alicia Veal, being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-54-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 1116 Springfield Avenue - District 1 - Rosa Lee Veal, c/o Alicia Veal)

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

(28) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1002 Spruce Street, Aubrey Randall Higgins and Bobbie Jean M. Higgins being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-55-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 1002 Spruce Street - District 5 - Aubrey Randall Higgins; Bobbie Jean M. Higgins)

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

(29) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1401 Tennessee Avenue, Wayne Williamson being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-56-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 1401 Tennessee Avenue - District 1 - Wayne Williamson)

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

(30) President Toles announced no council action would be necessary regarding a resolution assessing a lien in the amount of \$251.00 on property at 403 Van Courtland Street in District 6, Kenneth Bolding, Jr., being the last known owner, because it was paid in full.

(31) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 1002 Vinson Avenue, Eagle Corp Ministries of Alabama, Alpha Properties, LLC, and Saje Investment, LLC being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-57-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 1002 Vinson Avenue - District 2 - Eagle Corp Ministries of Alabama; Alpha Properties, LLC; Saje Investment, LLC)

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

(32) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 200 Walker Street, Shivalaya, LLC being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-58-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$426.00 - 200 Walker Street - District 6 - Shivalaya, LLC)

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

(33) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 401 W. Meighan Boulevard, Los Arcos Properties and Los Arcos Properties, LLC being the last known owners. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-59-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$401.00 - 401 West Meighan Boulevard - District 3 - Los Arcos Properties; Los Arcos Properties, LLC)

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

(34) The floor was opened to allow anyone to speak for or in opposition to a resolution assessing a nuisance abatement lien on property at 920 Wilson Avenue, Nathaniel Pollard being the last known owner. No one spoke. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-60-22

ASSESSING NUISANCE ABATEMENT LIEN AGAINST PROPERTY

(Assessing Nuisance Abatement Lien for Grass Cutting - \$251.00 - 920 Wilson Avenue - District 2 - Nathaniel Pollard)

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

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

Iva Nelson, City Clerk (2-1-22)
