

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA
SEPTEMBER 6, 2022 - 11:00 A.M.

The City Council met on September 6, 2022 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. Heath Williamson was also present.

The invocation was given by Councilman Williams.

The minutes of the last work session and council meeting held on August 30, 2022 were approved by unanimous vote.

Payment of the HTE System accounts for the week of August 26 - September 1, 2022 were ratified by unanimous vote.

#218512-218657	General	\$1,677,610.98
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UNFINISHED BUSINESS

(1) President Toles announced that no action was necessary on a resolution regarding 1120 Litchfield Avenue in District 1, as the nuisance has been abated by the owner.

(2) A resolution ordering the abatement of nuisances on property at 3516 Forrest Avenue in District 6, which was tabled for 30 days on August 2, was presented for consideration. Upon recommendation of the Building Official, Councilman Cannon moved to table the resolution an additional 30 days. The motion was seconded by Councilman Reed and unanimously carried.

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 923 Wisteria Lane (trash and debris), Nancy L. Langley being the last known owner. Brian Greer, Deputy Building Inspector, stated no improvements have been made since procedures began in August 2022, and recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-247-22

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 923 Wisteria Lane (trash and debris) - District 2 - Nancy L. Langley)

Councilwoman Toles moved to adopt the resolution as introduced, which motion was seconded by Councilman Cannon 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 2818 Marshall Street, Vladimir Salgado, Paul & WF Ana Del Giudice being the last known owners. Brian Greer, Deputy Building Inspector, stated this case, which began in August 2022, relates to debris and abandoned vehicles throughout the trailer park. He recommended abatement. The following resolution was introduced in writing for consideration:

RESOLUTION NO. R-248-22

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 2818 Marshall Street (debris and abandoned vehicles throughout Marshall Street Trailer Park) - District 6 - Vladimir Salgado; Paul & WF Ana Del Giudice)

Councilman Cannon 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 approving the issuance of an alcoholic beverage license for Cortes Mexican Restaurant, LLC d/b/a Los Arcos at 401 W. Meighan Boulevard, Suite A. No one spoke. The following resolution was presented for consideration:

RESOLUTION NO. R-249-22

APPROVING THE ISSUANCE OF
ALCOHOLIC BEVERAGE LICENSE

(Cortes Mexican Restaurant, LLC - Los Arcos - 401 W. Meighan Boulevard, Suite A - District 3 - Restaurant Retail Liquor License)

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

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

NAYS: Cannon

(4) The floor was opened to allow anyone to speak in opposition to or in favor of an ordinance approving the rezoning of property at 1900 Rainbow Drive from R-1, One-Family Residence District to B-1, Neighborhood Business District. The Planning Commission recommended approval. Jonathan Welch was present and offered to answer questions. President Toles stated the ordinance had been presented today for the first reading, and the Council will vote on it next week.

RESOLUTIONS PRESENTED FOR CONSIDERATION

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

RESOLUTION NO. R-250-22

ADOPTING LACTATION BREAKS POLICY

(Adopting Lactation Breaks Policy - To comply with Fair Labor Standards Act - Note: An informal policy has already been in place)

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

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

RESOLUTION NO. R-251-22

AUTHORIZING AGREEMENT WITH COCA-COLA
BOTTLING COMPANY UNITED - CENTRAL, LLC
D/B/A OXFORD COCA-COLA BOTTLING COMPANY

(Authorizing Agreement - Coca-Cola Bottling Company United Central, LLC, d/b/a Oxford Coca-Cola Bottling Company - Granting sponsorship to Coca-Cola - Term of 10 years, beginning on 9-1-22 and ending 8-31-32 - Coca-Cola will pay one-time fee of \$25,000.00 and \$5,000.00 per year - Note: This relates to Parks & Recreation facilities and events)

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

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

RESOLUTION NO. R-252-22

AUTHORIZING SUPPLEMENTAL GRANT APPLICATION DOCUMENTS
FOR ECONOMIC DEVELOPMENT ADMINISTRATION GRANT

(Authorizing Supplemental Grant Application - City of Gadsden, as co-applicant with Gadsden Water Works & Sewer Board - Additional \$2,286,162 for sanitary sewer improvements project - Note: Original grant application was approved by R-349-20)

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

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

RESOLUTION NO. R-253-22

AUTHORIZING ACCEPTANCE OF GRANT FROM
ALABAMA TOURISM DEPARTMENT (ATD)

(Authorizing Acceptance of Grant - From Alabama Tourism Department - \$15,000.00 - For expenses involved with marketing and promotion of Kansas City Barbeque Society World Invitational at Noccalula Falls Park on November 11-13, 2022)

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

ORDINANCE - FIRST READING

The following ordinance was introduced in writing and read by President Toles:

ORDINANCE - AMENDING FISCAL YEAR 2022 BUDGET (Reflecting receipt of \$15,000.00 grant from Alabama Tourism Department)

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

DEPARTMENT REPORT

City Clerk Iva Nelson announced absentee voting deadlines for the upcoming runoff election on September 20.

COUNCIL REMARKS

President Toles announced changes in this week's garbage collection schedule due to yesterday's Labor Day holiday. She announced the Beautification Board's 9-11 remembrance ceremony at 1 p.m. on Sunday.

Councilman Back thanked Governor Ivey and ALDOT Director Cooper for the "no match" grant for the Eastern Connector project, as well as last week's informational meeting for the public.

Councilman Worthy thanked dispatchers, first responders, and UAB Hospital for their assistance with his brother's medical emergency.

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

Iva Nelson, City Clerk (9-6-22)
