

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA  
FEBRUARY 25, 2020 - 11:00 A.M.

The City Council met on February 25, 2020 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, and Reed. Councilman Cannon was absent. The clerk stated a quorum was present and the meeting was open for business. Mayor Guyton, Heath Williamson, Lee Roberts and Captain Keener were also present.

The invocation was given by President Toles.

The minutes of the last work session and council meeting held on February 18, 2020, were approved by unanimous vote.

Payment of the HTE System accounts for the week of February 14 - 20, 2020 were ratified by unanimous vote.

#197992-198120	General	\$923,326.58
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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-07-20

AUTHORIZING CONVEYANCE OF CERTAIN PROPERTY

(Authorizing conveyance of property at 1523 4<sup>th</sup> Avenue - District 5 - Lot 16, Block 12, Hill and Cansler Addition - Accepting \$2,000.00 of Ofelia Murillo)

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

(2) President Toles announced that no action was necessary on a resolution regarding 1126 S. 11<sup>th</sup> Street in District 5, as the nuisance has been abated by the owner.

RESOLUTIONS PRESENTED FOR CONSIDERATION

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

RESOLUTION NO. R-75-20

AWARDING BID NO. 3427

(Awarding Bid No. 3427 - Twin Bridges Golf Course Greens Sprigging Project - Sur-Line Turf, Inc. - \$64,470.00)

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

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

RESOLUTION NO. R-76-20

AWARDING BID NO. 3428

(Awarding Bid No. 3428 - FY2020 Herbicide Application Project - Edko, LLC - \$80,090.00)

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

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

RESOLUTION NO. R-77-20

AUTHORIZING AGREEMENT WITH A WALK THROUGH TIME, INC.  
AND FORREST CEMETERY FOUNDATION, INC.

(Authorizing Agreement - A Walk Through Time, Inc. And Forrest Cemetery Foundation, Inc. - \$10,000.00 each - Contributions for project to restore and renovate Comfort Station building at Forrest Cemetery)

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

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

RESOLUTION NO. R-78-20

AUTHORIZING REVENUE ENHANCEMENT AGREEMENTS  
WITH AVENU INSIGHTS & ANALYTICS, LLC

(Authorizing Agreements - AVENU Insights & Analytics, LLC - (1) Discovery/Recovery Services, 50% of revenue - (2) Lodging Taxes, 1.85% of gross revenues collected - (3) Rental Taxes, 1.85% of gross revenues collected - (4) Sales & Use Taxes, \$2.76 per account per transaction or 1.85% of gross revenues collected, whichever is lower - Term of 3 years following the date of execution)

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

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

RESOLUTION NO. R-79-20

AUTHORIZING AGREEMENT WITH HEAVENLY BLESSING, LLC

(Authorizing Agreement - Heavenly Blessing, LLC; Chris Roach, individually; Melanie Kilgo, individually - Regarding payment of \$8,433.10 in past due sales tax, as well as future sales and occupational taxes)

It was noted the business name is Barney's.

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

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

RESOLUTION NO. R-80-20

AUTHORIZING AGREEMENT WITH MDK ENTERPRISES, LLC

(Authorizing Agreement - MDK Enterprises, LLC; Melanie Kilgo, individually; Chris Roach, individually - Regarding payment of \$44,558.61 in past due sales tax, as well as future sales and occupational taxes)

It was noted the business names are Lola's and Runt's and Lola's on the River.

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

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

RESOLUTION NO. R-81-20

AUTHORIZING AGREEMENT BETWEEN THE CITY OF GADSDEN,  
THE ETOWAH COUNTY COMMISSION AND  
THE SHERIFF OF ETOWAH COUNTY

(Authorizing First Amendment to Agreement - Etowah County Commission and Sheriff of Etowah County - Regarding incarceration of City prisoners in Etowah County Detention Center - Extending expiration date from February 29, 2020, to September 30, 2020)

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

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

RESOLUTION NO. R-82-20

AUTHORIZING AGREEMENT FOR SUMMER CONCERT SERIES

(Authorizing Agreement - Desiree Fitts, representative of Mother May I Band - \$1,700.00 - To perform at Mort Glosser Amphitheater on August 7, 2020 - Summer Concert Series)

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

ORDINANCES PRESENTED FOR FIRST READING

The following ordinances were presented in writing:

- (1) Ordinance authorizing conveyance of certain property on Agricola Drive to Frankie Patton
- (2) Ordinance regarding Flood Damage Prevention

Since no action was taken, the ordinances will be placed on next week's agenda for consideration.

NEW BUSINESS

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

RESOLUTION NO. R-83-20

AUTHORIZING ANNULMENT OF CONTRACT WITH  
GADSDEN STATE COMMUNITY COLLEGE REGARDING  
GRANT FROM FEDERAL TRANSIT ADMINISTRATION

(Authorizing Annulment of Agreement dated 6-22-06 and amended on 8-6-10 and 8-23-11 - Regarding Federal Transit Administration grant for 6 transit vans and 54-passenger bus used by Gadsden State Community College - Ending Federal interest and control over the vehicles)

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

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

RESOLUTION NO. R-84-20

AUTHORIZING KEYLESS ACCESS CONTROL AGREEMENT  
WITH DIGITAL SUPPORT SYSTEMS, INC.

(Authorizing Agreement - Digital Support Systems, Inc. - \$9,805.50 - For keyless access control system at Gadsden Municipal Court Complex at 1511 Campbell Avenue - Combining door system with West Gadsden Police Precinct Building)

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 Wilson and unanimously adopted.

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

RESOLUTION NO. R-85-20

AWARDING BID NO. 3430

(Awarding Bid No. 3430 - Air Depot Sprinkler Head Replacement Project - Chase Building Group, Inc. - \$159,000.00)

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 Wilson and unanimously adopted.

PUBLIC

Alyce Thomas recalled learning of the bombing of Pearl Harbor as a child and described the heroic efforts of Doris “Dorie” Miller, a Navy cook who was ordered to man a large gun on deck, and did so with no training. She referred to segregation and mistreatment of black people by white people and encouraged learning from our history.

MAYOR AND COUNCIL REMARKS

Several Council members thanked Ms. Thomas for coming and sharing her historical insights and acknowledged the need for improving race relations. Councilman Reed recalled that Dorie Miller received the Navy cross and a carrier has been named in his honor.

Councilman Wilson pointed out a number of City bids have been awarded to businesses not located in Gadsden. He said he has learned that not many local businesses respond to bid invitations and some don’t have the required certifications and credentials to bid. He thanked the property owners who eliminated the nuisances on S. 11<sup>th</sup> Street.

Councilman Back reminded citizens in the Clubview area of the need to comply with the leash law when walking their dogs. Councilman Williams said he receives many calls about dogs running loose. Councilman Reed expressed concern about SB196 removing local authority over animal control.

Councilman Back expressed hope that the greens project will attract more golfers at Twin Bridges.

Councilman Worthy announced the upcoming Remote Area Medical (RAM) clinic at Gadsden City High School on March 28-29.

Councilman Williams encouraged the public to be aware of State legislation that eliminate local authority to regulate the rights-of-way. He requested the City Attorney to research the feasibility of a local ordinance to prevent medical information and personal questions from being shared in waiting rooms.

Mayor Guyton encouraged citizens to apply for the many available jobs with good pay and benefits.

President Toles stressed the importance of responding to the Census, reviewing the voting record of State representatives, and exercising the right to vote. She complimented the recent Carver Revitalization Committee program and encouraged the public to help keep our city clean.

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

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Iva Nelson, City Clerk (2-25-2020)

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