

COUNCIL CHAMBER - CITY HALL - GADSDEN, ALABAMA  
MAY 14, 2019 - 11:00 A.M.

The City Council met on May 14, 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 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 Councilman Williams.

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

Payment of the HTE System accounts for the weeks of April 26-May 2 and May 3-9, 2019, were ratified by unanimous vote.

#191042-191199	General	\$1,271,883.59
#191200-191404	General	\$583,606.73

Mayor Guyton read the following proclamations proclaiming:

- (1) Recognition for the service of The Salvation Army and Commissioner Willis Howell, Territorial Commander - Presented to Captain Dennis Hayes
- (2) May 18, 2019, as "Kids to Parks Day"

UNFINISHED BUSINESS

(1) The following resolution, which was tabled for 30 days on April 2, was presented in writing for consideration:

RESOLUTION NO. R-169-19

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 109 Pioneer Street - District 1 - Lonnie Johnson; State of Alabama; Possible rights of redemption of the Estate of Melvin Woods)

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

(2) A resolution ordering the abatement of nuisances on property at 1535 Litchfield Avenue in District 1, which was tabled for 30 days on March 26 and no action was taken when presented on April 30, was presented in writing for consideration. Councilman Williams moved to table the resolution an additional 30 days, which motion was seconded by Councilman Worthy and unanimously carried.

(3) The following resolution, which was tabled for 30 days on April 10, was presented in writing for consideration:

RESOLUTION NO. R-170-19

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 526 Plainview Street - District 3 - Zelma Lee Hicks; Larry Resor)

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

(4) The following resolution, which was tabled for 30 days on April 2, was presented in writing for consideration:

RESOLUTION NO. R-171-19

ORDERING ABATEMENT OF NUISANCE

(Ordering Abatement of Nuisance - 1001 Spruce Street - District 5 - State of Alabama; Rights of redemption of Johnny L. Williams and/or his heirs if deceased)

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

PUBLIC HEARINGS

President Toles stated this was the time and place as advertised to conduct the following public hearings allowing anyone to speak in opposition to or in favor of the following ordinances:

- (1) ADOPTING INTERNATIONAL BUILDING CODE, 2018 EDITION
- (2) ADOPTING INTERNATIONAL EXISTING BUILDING CODE, 2018 EDITION
- (3) ADOPTING INTERNATIONAL FUEL GAS CODE, 2018 EDITION
- (4) ADOPTING INTERNATIONAL MECHANICAL CODE, 2018 EDITION
- (5) ADOPTING INTERNATIONAL PLUMBING CODE, 2018 EDITION
- (6) ADOPTING INTERNATIONAL PROPERTY MAINTENANCE CODE, 2018 EDITION
- (7) ADOPTING INTERNATIONAL RESIDENTIAL CODE, 2018 EDITION
- (8) ADOPTING INTERNATIONAL SWIMMING POOL AND SPA CODE, 2018 EDITION

No one spoke. President Toles stated the ordinances had been presented today for their first reading, and the Council will vote on them next week.

NEW BUSINESS

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

RESOLUTION NO. R-172-19

AUTHORIZING AGREEMENT WITH  
ETOWAH COUNTY BOARD OF EDUCATION

(Authorizing Lease - Etowah County Board of Education - Approximately 16.88 acres, less and accept approximately 2.12 acres at Air Depot - For use as soccer fields - Term of 3 years - \$1.00 per year)

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.

MAYOR AND COUNCIL REMARKS

Councilman Wilson reported on pending local State legislation regarding increased lodging tax and limited home rule. He thanked City Attorney Lee Roberts for his research regarding constitutionality and said he expects the bills to not be enacted. Citizens were encouraged to educate themselves on the issues and contact local delegation members. Mayor Guyton noted the Mayor's Association publicly opposed the bills.

Councilmen Wilson and Williams joined in wishing Councilman Cannon a speedy recovery.

Councilman Back thanked Popeye's, Cothran's Bakery and Jack's for donation of breakfast items for Youth in Government students. He cited today's lease agreement as an example of the City's willingness to help other governmental entities.

Councilman Worthy referred to last night's meeting with football parents and Coach Ali Smith, and encouraged citizens and businesses to support student athletes. Councilman Williams pointed out Coach Smith is a product of our community.

Councilman Williams reported on last week's Alabama League of Municipalities conference and expressed appreciation for the organization's advocacy efforts on behalf of Alabama's cities.

President Toles complimented last weekend's music festival and thanked the event's organizers and sponsors.

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

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Iva Nelson, City Clerk (5-14-2019)

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