

**CITY OF ANNISTON
AUGUST 25, 2014
5:30 P.M.**

- **INVOCATION**
 - **PLEDGE OF ALLEGIANCE**
 - **CALL TO ORDER**
 - **ROLL CALL**
 - **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
 - **STAFF ADDITIONS/DELETIONS TO THE AGENDA**
 - **ADOPTION OF AGENDA**
- I. **RECEIVE INFORMAL PUBLIC COMMENTS**

Informal Public Comment – Speaker Protocol

The City of Anniston believes that any member of the general public should be afforded the opportunity to address the City Council provided that designated rules are followed by the speaker. Any member of the public who wishes to address the City Council and offer public comment on items within the City Council's jurisdiction, may do so during the Informal Public Comment period of the meeting. However, no formal action will be taken on matters that are not part of the posted agenda. In order to ensure the opportunity for all those desiring to speak before the Council, there is no yielding of time to another speaker. This opportunity to address City Council may not be used to continue discussion on an agenda item that has already been held as a public hearing. Matters under negotiation, litigation, or related to personnel will not be discussed. If a member of the general public would like to address the City Council during the Informal Public Comment portion of the meeting, please respectfully indicate your desire to address the City Council when the Mayor solicits members of the general public to come forward and speak. You will be recognized by the Mayor and asked to come forward to the podium so that you can address the City Council in accordance with the rules outlined herein. Once the speaker has been recognized to speak, he/she will be given three (3) minutes to address the City Council. The speaker should not attempt to engage the City Council and/or Staff in a discussion/dialogue and the speaker should not ask specific questions with the expectation that an immediate answer will be provided as part of the three (3) minute time frame since that is not the intent of the Informal Public Comment period. If the speaker poses a question or makes a request of the City, the Mayor may refer the issue or request to the City Manager for follow up. At the conclusion of the three (3) minute time period, the speaker will be notified that his/her time has elapsed and the next speaker will be recognized to come forward to the podium and address the City Council. The Mayor may rule out of order any Speaker who uses abusive or indecorous language, if the subject matter does not pertain to the City of Anniston, or if the Speaker(s) attempts to engage the City Council Members in a discussion or dialogue on issues. City Council shall not discuss non-agenda matters because it does not give the public adequate notice. Accordingly, City Council shall be limited to asking factual and clarifying questions of staff, and when appropriate, the Council may consider placing a matter on a future agenda. In addition, it is not reasonable to expect staff to respond to any of a variety of issues on which they may or may not be prepared to respond to on a moment's notice, so the City Manager may respond, or direct staff to respond at a later time.

II. RECEIVE FORMAL PUBLIC COMMENT

Formal Public Comment – City Council Agenda Protocol

The City of Anniston has identified this portion of the meeting to allow individuals an opportunity to formally address the City Council on issues of importance. Anniston requires that individuals who desire to formally address City Council to submit a written request form outlining the subject matter that they intend to discuss so that they can be placed on an upcoming meeting agenda. Members of the public desiring to be placed on the agenda to present or address matters to the City Council must submit a formal **“REQUEST TO BE PLACED ON THE CITY COUNCIL AGENDA”** form to the Office of the City Manager at least 10 days prior to the requested City Council meeting date that you wish to speak. City Council meetings are held on the second and fourth Monday of each month so the request must be submitted no later than 5:00 pm on the Friday which constitutes 10 days prior. The request can be done in person, regular mail, fax or email and the speaker should obtain acknowledgement of the request from the City to demonstrate that the 10 day requirement has been met. The request form may be obtained from the Office of the City Manager or from the City’s website www.anniston.al.gov. The request should state the name of the individual(s) desiring to be heard and the subject matter to be presented to City Council. Requests may be referred, at the discretion of the City Manager, to appropriate staff for mediation prior to being placed on the public agenda. Please be advised that the mere completion of a request form does not entitle the speaker to be added to the agenda.

(a) Presentation of Proposed FY15 City of Anniston Budget

(b) Board Confirmations:

- a. Rhonda Griffith – Parks Recreation and Beautification Board
- b. Stanly Jackson – Zoning Board of Adjustments
- c. Robert Patrick – Transit Advisory Board

III. CONDUCT PUBLIC HEARING - None

Speaking to a Public Hearing Item

In the interest of time and to ensure the fairness of all persons who appear before the City Council to speak for or against a public hearing item, speakers will be limited to three (3) minutes each to address City Council except as described herein. One speaker for the Petitioner may address the City Council for no more than 10 minutes, unless extended by the Mayor. In an effort help the City Council and the general public to better understand the issues, the Mayor may request that a City staff member address the City Council from the podium. Speakers from the general public may only speak when recognized by the Mayor during the public hearing. Speakers will be asked to come to the podium to address the City Council for three (3) minutes and they shall state their name and resident address for the record. Speakers addressing City Council on a public hearing item should coordinate comments in order to respect City Council’s time constraints. Groups should select a spokesperson to present the major points that summarize their position and opinions. Speakers are urged to be brief and non-repetitive with their comments. Comments shall specifically address the public hearing item before the City Council, and the speaker shall maintain appropriate tone and decorum when addressing the City Council. City Council may ask questions of the applicant, speakers, or staff during these proceedings only for the purpose of clarifying information. The speaker shall not direct derogatory comments to any individual, organization, or business. At the conclusion of the three (3) minute time period, the speaker will be notified that his/her time has elapsed and the next speaker will be recognized to come forward to the podium and address the City Council. Once the public hearing is closed on an item, there will be no further opportunity for formal or informal public input at a City Council meeting.

(a) To hear public comments regarding objections to the abatement of identified nuisances. (Group 30 – Grass lots)

IV. UNFINISHED BUSINESS – None

V. CONSENT AGENDA

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the city.
- (b) Resolution reappointing a member Parks, Recreation and Beautification Board.
- (c) Resolution appointing a member to the Zoning Board of Adjustments.
- (d) Resolution appointing a member to the Transit Advisory Board.
- (e) Resolution declaring a reported condition to be a public nuisance. (Grp 31 – Grass Lots)
- (f) Resolution over-ruling objections to the abatement of identified nuisances. (Grp 30 – Grass Lots)
- (g) Resolution authorizing the Mayor to execute and agreement with East Alabama Planning and Development Commission for the Anniston Express Fixed Route System and the ADA Para-Transit Services.
- (h) Evaluation of bids for demolition of substandard structures.

VI. ORDINANCES

- (a) Creating and establishing the Anniston Police Citizens Advisory Council.

VII. OTHER ADDITIONAL OR FURTHER MATTERS THAT MAY COME BEFORE COUNCIL

COUNCIL COMMENTS

ADJOURNMENT

MINUTES

8/11/2014

Anniston, Alabama
August 11, 2014

The City Council of the City of Anniston, Alabama, met in Regular Session in the Council Chamber in the City Hall of the City of Anniston, Alabama, on Monday, August 11, 2014, at approximately 5:34 o'clock p.m.

Patricia Satcher prayed the Invocation.

Patricia Satcher led the Pledge of Allegiance to the Flag.

Vice-Mayor Selase called the meeting to order. On call of the roll the following Council Members were found to be present: Council Members Jenkins, Reddick, Selase, and Harris; absent: Mayor Stewart. A quorum was present and the meeting opened for the transaction of business.

Brian Johnson, City Manager, was present.

Bruce Downey, City Attorney, was present.

Council Member Harris made a motion to waive the reading of the minutes of July 28, 2014. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, and Harris; nays: none; absent: Mayor Stewart. The motion carried.

Council Member Jenkins made a motion to approve the minutes of July 28, 2014. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, and Harris; nays: none; absent: Mayor Stewart. The motion carried.

Council Member Reddick made a motion to add to the agenda the bid for the construction of the Wellness Park between 13th and 17th Streets and to adopt the agenda as amended. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, and Harris; nays: none; absent: Mayor Stewart. The motion carried.

Curtis Ray addressed the Council and stated he was not pleased to see Del Marsh's name associated so much with the City. He stated he did not have a problem with two cent gas tax. He stated he had a problem with the schools not getting the money they should.

Vice-Mayor Selase announced that was the time for the Board Confirmation Hearing for Sam Phillips and his re-nomination to the Anniston Water Works and Sewer Board.

Council Member Harris asked Mr. Phillips if he was aware of the board attendance policy.

Mr. Phillips stated he was aware of the board attendance policy.

8/11/2014

Vice-Mayor Selase announced that was the time for the Board Confirmation Hearing for Derrick McLaughlin and his nomination to the Zoning Board of Adjustments.

Council Member Jenkins asked Mr. McLaughlin if understood what was entailed in being on the Zoning Board of Adjustments.

Mr. McLaughlin stated he understood what was entailed in being on the Zoning Board of Adjustments.

Council Member Harris asked Mr. McLaughlin if he was aware of the board attendance policy.

Mr. McLaughlin stated he was aware of the board attendance policy.

Vice-Mayor Selase asked Mr. McLaughlin why he wanted to serve on this board.

Mr. McLaughlin stated he was a lifelong resident of the city and wanted to serve the city.

Council Member Harris made a motion to remove Item (g) a motion to approve a Special Events Retail License application for Fat Dog Enterprises LLC d/b/a Rumble on Noble within the city limits on Noble Street between 10th and 14th Streets on August 23, 2014, from the Consent Agenda. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Selase, and Harris; nays: Council Member Reddick; absent: Mayor Stewart. The motion carried.

Vice-Mayor Selase made a motion to approve the Consent Agenda items:

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the city.
- (b) Resolution reappointing a member Water Works and Sewer Board.
- (c) Resolution appointing a member to the Zoning Board of Adjustments.
- (d) Resolution adopting the 2014 Annual Action Plan and Budget for the City of Anniston's Community Development Block Grant Program and the Anniston/Calhoun County HOME Consortium's HOME Program.
- (e) Resolution authorizing the City Manager to enter into an agreement to renew the Anniston/Calhoun County HOME Consortium Agreement.
- (f) Resolution authorizing the City Manager to execute a loan agreement.

The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, and Harris; nays: none; absent: Mayor Stewart. The motion carried.

Vice-Mayor Selase made a motion to approve a Special Events Retail License application for Fat Dog Enterprises LLC d/b/a Rumble on Noble within the city limits on Noble Street between 10th and 14th Streets on August 23, 2014. The motion was seconded by Council Member Reddick; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins,

8/11/2014

Reddick, and Selase; nays: none; abstentions: Council Member Harris; absent: Mayor Stewart. The motion carried.

Council Member Jenkins introduced and read Resolution Number 14-R-319 as follows:

(14-R-319, authorizing the City to come under the Retiree Act 2014-429 granting a one-time payment to City retirees participating in the RSA Program)

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 14-R-319 as introduced and read. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, and Harris; nays: none; absent: Mayor Stewart. The motion carried and Resolution Number 14-R-319 was passed and adopted.

Council Member Jenkins introduced and read Ordinance Number 14-O-18 as follows:

(14-O-18, amending Section 14.28 of the City Code providing a license tax on distribution and sale of gasoline)

Vice-Mayor Selase announced that was the time for a public hearing concerning the consideration and passage of said Ordinance Number 14-O-18, declared the public hearing open and asked if anyone wished to address the Council concerning said consideration and passage of said Ordinance Number 14-O-18.

Glen Ray addressed the Council and stated this gas tax needed to go toward road repair.

Vice-Mayor Selase asked if anyone else wished to address the Council concerning said consideration and passage of said Ordinance Number 14-O-18.

No one else addressed the Council concerning said consideration and passage of said Ordinance Number 14-O-18.

Vice-Mayor Selase declared the public hearing concerning the consideration and passage of said Ordinance Number 14-O-18 closed.

Council Member Jenkins made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 14-O-18 as introduced and read. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, and Harris; nays: none; absent: Mayor Stewart. The motion carried. Unanimous consent of the Council having been granted for the immediate consideration of Ordinance Number 14-O-18 as introduced and read, Council Member Reddick made a motion for the passage and adoption of Ordinance Number 14-O-18 as introduced and read. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, and Harris; nays: none; absent: Mayor Stewart. The motion carried and Ordinance Number 14-O-18 was passed and adopted.

8/11/2014

Council Member Harris made a motion that the bid by Kilgore Construction in an amount not to exceed \$437,000.00 for the construction of the Wellness Park between 13th and 17th Streets be accepted. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, and Harris; nays: none; absent: Mayor Stewart. The motion carried.

Council Member Jenkins thanked everyone involved in the Woodstock Race. He stated Cane Creek Golf Course was in good shape.

Council Member Reddick stated he was excited about the Wellness Park project.

Council Member Harris congratulated Mayor Stewart on his marriage.

Vice-Mayor Selase stated he had an opportunity to check out the Coldwater Mountain Bike Trails and he encouraged everyone to take advantage of the trails. He asked everyone to encourage the local school children.

There being no further business to come before the meeting at that time Council Member Reddick made a motion the meeting be adjourned. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, and Harris; nays: none; absent: Mayor Stewart. The motion carried and the meeting was adjourned at approximately 6:15 o'clock p.m.

CONSENT AGENDA

RESOLUTION NO. 14-R-__

A RESOLUTION AUTHORIZING REIMBURSEMENTS TO CITY OFFICIALS FOR EXPENSES INCURRED WHILE TRAVELING AWAY FROM THE CITY

BE IT RESOLVED, by the City Council of the City of Anniston, Alabama, that reimbursement is made by the City of Anniston, Alabama, as follows:

GENERAL FUND

- a.** \$409.46 to Kelli Bentley, Finance, while attending the AAPPA Conference in Orange Beach, AL from August 3 – 6, 2014.
- b.** \$38.45 to David Conde, Fire, while attending ERS Training in Orange Beach, AL from July 28 – 31, 2014.
- c.** \$30.00 to Barry Tillison, Fire, while picking up a repaired city vehicle in Birmingham, AL on August 14, 2014.

PASSED AND ADOPTED this ____ day of _____, 2014

**CITY COUNCIL OF THE CITY
OF ANNISTON, ALABAMA**

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Mille Harris, Council Member

ATTEST:

Alan B. Atkinson, City

RESOLUTION NUMBER 14-R-_____

**A RESOLUTION REAPPOINTING MEMBER(S) TO THE PARKS, RECREATION
AND BEAUTIFICATION BOARD**

BE IT RESOLVED by the City Council of the City of Anniston, Alabama as follows:

Section 1. That Rhonda Griffith, be and she is hereby reappointed as a member of the Parks, Recreation and Beautification Board for a term to expire November 30, 2016.

Section 2. That the City Clerk shall cause a copy of this Resolution to be mailed to the above named appointees and to said board.

PASSED AND ADOPTED this the _____ day of July 2014.

**CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA**

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

RESOLUTION NO. 14-R- ____

**A RESOLUTION APPOINTING A MEMBER TO THE ZONING BOARD OF
ADJUSTMENTS**

BE IT RESOLVED, by the City Council of the City of Anniston, Alabama as follows:

Section 1. That Stanley Jackson be and he is hereby reappointed to the Zoning Board of Adjustments for a term to expire May 31, 2017.

Section 2. That the City Clerk shall cause a copy of this Resolution to be mailed to the above named appointees and to said board.

PASSED AND ADOPTED on this the ____ day of _____ 2014.

**CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA**

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

RESOLUTION NO. 14-R-____

A RESOLUTION REAPPOINTING A MEMBER TO THE TRANSIT ADVISORY BOARD

BE IT RESOLVED, by the City Council of the City of Anniston, Alabama as follows:

Section 1. That Robert Patrick be and he is hereby **reappointed** to the Transit Advisory Board for a term to expire July 31, 2018.

Section 2. That Alan B. Atkinson, City Clerk, shall cause a copy of this Resolution to be mailed to the above named appointee and to said board.

PASSED AND ADOPTED this the ____ day of _____ 2014.

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

BY: _____
Vaughn M. Stewart, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

RESOLUTION NUMBER 14-R-___

A RESOLUTION DECLARING A REPORTED CONDITION TO BE A PUBLIC NUISANCE

WHEREAS, Tana Bryant, an Appropriate City Official, pursuant to Section 34.15 of said Ordinance, has reported to the City Council that conditions exist at **attached (Group 31)** in Anniston, Alabama that are believed to be a public nuisance; and

WHEREAS, the said City official submitted proof of said condition that was deemed by the City Council to be satisfactory to show that a public nuisance existed at the place specified; and

WHEREAS, Section 34.3 (b) (1), (2) of the City of Anniston Ordinance No. 11-O-9 declares the following conditions to be a public nuisance: **overgrown lots as defined in Section 34.2 of the Code of Ordinances and trash and debris**; and

RESOLVED THEREFORE, that a public nuisance exists at the above said locations within the City of Anniston, said property being more particularly described on **Exhibit "A"** to this resolution; and

RESOLVED FURTHER, that the public nuisance must be abated by the City and the cost of abatement charged as a lien against the property if not remedied by the owner(s); and

RESOLVED FURTHER, that a hearing be set before the City Council at its next regular scheduled meeting to hear objections to the City's actions; and

RESOLVED FURTHER, that at least two NOTICES TO REMOVE PUBLIC NUISANCE be promptly posted by the Appropriate City Official in front of the said property at not more than 100 feet in distance apart as specified in Section 34.16 of the Code of Ordinances; and

RESOLVED FURTHER, that the Appropriate City Official shall post said NOTICE TO REMOVE PUBLIC NUISANCE, as aforesaid, at least 5 days prior to the time for hearing objections by the City Council; and

RESOLVED FURTHER, that the Appropriate City Official shall determine the name and address of the person or entity last assessing said property for tax purposes, and shall further cause a search to be made of the public records, and shall further make a diligent investigation to discover the name(s) and contact information of the owners of every beneficial interest in the said property; and

RESOLVED FURTHER, that the Appropriate City Official shall, at least 5 days prior to the time for a hearing of objections by the City Council, mail a copy of said Notice by certified or registered mail, with postage prepaid and return receipt requested, to the last person/entity assessing the property for taxes and to each owner of a beneficial interest in said property including, without limitation, mortgagees of record.

PASSED AND ADOPTED this the ____ day of _____, 2014.

**CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA**

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

Exhibit "A"

Group 31 – Grass Nuisance Lots

1107 Desota Place PPIN# 1114 Foreclosure

1705 Rocky Hollow PPIN# 21035 Foreclosure

RESOLUTION NUMBER 14-R-___

A RESOLUTION OVER-RULING OBJECTIONS TO THE ABATEMENT OF IDENTIFIED NUISANCES

WHEREAS, Act 1995-375, Section 2, Amended by Act 2004-256 and codified as Sections 45-8-172, et seq. of the Code of Alabama, 1975, defines public nuisances and authorizes the City to order or otherwise accomplish the removal of such nuisances; and

WHEREAS, the City of Anniston has identified herein a specific list of such nuisances and the appropriate remedies to abate each nuisance; and

WHEREAS, the City of Anniston has notified the property owners or other parties that may be held responsible and has held a public hearing to consider objections to the proposed remedy as required by law.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Anniston, Alabama that all objections and protests to the nuisance remedies identified in Exhibit "A" attached are hereby over-ruled and the recommended remedies are ordered to be applied to abate the nuisances according to the procedures and processes in Section 34.3 of the Code of Ordinances of the City of Anniston, Alabama.

PASSED AND ADOPTED this the ___ day of _____, 2014

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

EXHIBIT "A"

Grass Lots - Group 31

PROPERTY ADDRESS	PPIN
1400 Christine Avenue	62040
1100 Johnston Drive	485
857 Westchester Court	14805
1204 Kilby Terrace	22530
2030 Wilmer Avenue	1252

RESOLUTION NO. 14-R-_____

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH EAST ALABAMA PLANNING AND DEVELOPMENT COMMISSION FOR THE ANNISTON EXPRESS FIXED ROUTE SYSTEM AND THE ADA PARA-TRANSIT SERVICES

WHEREAS, the City Council of the City of Anniston recognizes the need for a public transportation program within the City to respond to the needs of the disabled and handicapped; and

WHEREAS, the Calhoun Area Metropolitan Planning Organization has designated East Alabama Regional Planning and Development Commission as the implementing agency for the Federal Transit Administration Section 5307 urbanized transportation program; and

WHEREAS, the American with Disabilities Act (ADA) Para-Transit Services are provided with wheelchair equipped vans under a demand response system operated by contract with the East Alabama Regional and Development Commission funded under Section 5307; and

WHEREAS, the City Council of the City of Anniston recognizes that the requirement to obtain Section 5307 funds from the Alabama Department of Transportation includes local match of 50% for operating expenses, 20% for preventative maintenance and capital purchases.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Anniston, Alabama, hereby commits the amount of \$345,573 as local, non-federal match for operational, preventative maintenance, and capital expenditures for the Fixed Route and ADA Para-Transit Services for Fiscal Year 2015.

BE IT FURTHER RESOLVED, that the Mayor of Anniston, is hereby authorized to execute an agreement with the East Alabama Regional Planning and Development Commission for the provision of the Fixed Route and ADA Para-Transit Services in the City of Anniston and that the Mayor is also authorized to execute any certifications or assurance required in conjunction with the program.

PASSED AND ADOPTED on this the _____ day of _____, 2014.

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

8/25/2014

FACT SHEET

SUBJECT: Evaluation of bids for demolition of substandard structures.

FACTS: This bid will demolish 8 structures.

VENDORS SUBMITTING BIDS

Teague Hauling	\$17,300.00
EMC Excavation Contractors	\$20,200.00
Borden Grading LLC	\$29,259.00

RECOMMENDATION: EMC Excavation Contractors was the low bidder on each individual property. Teague Hauling did not bid on two (2) of the properties. The bid should be awarded to EMC Excavation Contractors in the total amount of \$20,200.00.

BID SCHEDULE

DESCRIPTION:

Furnish all plant, labor, materials and equipment necessary for demolition and removal of substandard structures and clean and clear lots at the locations listed below.

Pilings and structures shall be leveled to ground level; foundations, pilings and concrete pads shall be removed. All excavations, cellars, low places, etc., shall be filled with clean, inert fill, not to include debris from the demolition, and the entire lot shall be graded to prevent water from standing.

Appropriate erosion control measures (hay bales, silt fencing, etc.) shall be installed, where necessary, to prevent sedimentary run off from the property.

Appropriate measures shall be taken to minimize dust generated by demolition activities. Specifically, water spray shall be utilized during demolition and grading activities to keep dust to an absolute minimum.

The entire lot shall be cleaned of all brush, grass, rocks, shrubbery, undergrowth, trash, and debris. All resulting materials and debris shall be disposed of at any ADEM approved landfill and dump tickets shall be available for inspection by City staff upon request. Burning or burying of debris will not be permitted. All lots shall be graded and left in a condition where the property can be easily mowed by hand.

Any trees or other objects to remain on the property shall be flagged by City staff prior to demolition.

All asbestos siding or any other hazardous materials shall be disposed of in accordance with all Federal, State, and local regulations.

UTILITIES

Water service lines shall be removed to the property line or water meter, whichever is more practical. Any resulting leakage or seepage of water from service lines shall be repaired at the contractor's expense.

Gas and electrical utilities shall be removed from the property in order to avoid potential safety hazards. Arrangements shall be made by the contractor with the Alabama Gas Corporation to remove gas meters which are located on the property in a timely manner.

Sewer lines shall be plugged or capped in a manner which will not impede sewer flow from adjacent properties where "community" or "private" sewer lines require the continued operation of the sewer system on the property. Utmost care shall be taken in order to avoid any destruction or damage to underground sewer lines which provide service to adjacent properties. Any damage or destruction of sewer lines or impediments to sewer service which result from the demolition activities shall be repaired, replaced, or reinstated at the expense of the contractor.

All work must be started no later than ten (10) calendar days and completed, inspected, and accepted by the City of Anniston no later than thirty (30) calendar days from the date of the notice to proceed. All demolition permits must be obtained prior to the start of work.

<u>Item#</u>	<u>Location</u>	<u>Amount</u>
1.	912 West 12 th Street	\$ _____
2.	405 West 19 th Street	\$ _____
3.	1808 West 15 th Street	\$ _____
4.	8 McArthur Drive	\$ _____
5.	112 West 16 th Street	\$ _____
6.	9 South Walnut Avenue	\$ _____
7.	1516 McDaniel Avenue	\$ _____
8.	1515 McDaniel Avenue	\$ _____
	Total	\$ _____

ORDINANCES

ORDINANCE NUMBER 14-O- ____

AN ORDINANCE CREATING AND ESTABLISHING
THE ANNISTON POLICE CITIZENS ADVISORY COUNCIL

BE IT ORDAINED by the City Council of the City of Anniston, Alabama (the "Council") as follows:

Section 1. Establishment: There is hereby created and established an advisory council to be known as the Anniston Police Citizens Advisory Council (APCAC) of Anniston, Alabama.

Section 2. Purpose:

- (a) To facilitate support and effective communications between the police and the community.
- (b) To enhance awareness of the Police Department's policies, procedures, activities and responsibilities throughout the city and to recommend procedures, programs or legislation to improve the efficiency and effectiveness of the Police Department.
- (c) To provide an effective organization that will address the concerns of the community by promoting cooperative citizen-police programs and approaches to the solutions of community crime.
- (d) To encourage neighborhood organizations to address crime and safety problems at a grass roots level.
- (e) To promote productive police and community interaction by assisting the police and citizens in achieving a greater understanding of the nature and causes of complex community problems in the areas of diversity and human relations.
- (f) To keep the Chief of Police apprised of actions taken by the Police Department which create community concern or controversy.
- (g) To strengthen bonds between the Police Department and the community, thereby ensuring equal protection and service for all citizens.

Section 3. Role: The APCAC will serve in an advisory capacity to the Anniston Police Department regarding issues relevant to police and community relations including, but not limited to:

- (a) Police services, both crime related and non-crime related.
- (b) Training, including diversity training, recruiting, employee development and retention.
- (c) Department objectives, problems and successes.
- (d) Development of department programs and initiatives.
- (e) Department actions, philosophies, behaviors and practices that contribute to community grievances or complaints.

All information provided by the Anniston Police Department and the scope of all issues addressed by the APCAC shall be subject to the limitation and control of the Anniston Police Department, pursuant to its discretion and legal obligations, and any overriding security, privacy, safety or other valid public purpose concerns.

Section 4. Responsibilities:

- (a) To actively seek better police and community relations.
- (b) To facilitate communication, when feasible and appropriate, between the Police Department and the community regarding issues and concerns expressed by citizens that have been presented to individual members of the APCAC, a police officer or brought before the APCAC during a meeting.
- (c) To serve as a conduit to the Anniston Police Department for citizen concerns and to foster efforts to resolve those concerns.
- (d) To aid the Police Department in identifying problem areas in communities that may require special police or other governmental action.
- (e) To educate citizens with regard police responsibilities, limitations and public safety in general.
- (f) To provide an opportunity for the development of mutual understanding and respect between citizens and the Police Department.

Section 5. Membership: The APCAC shall be comprised of seven (7) members. Five (5) members shall be appointed by the City Council and two (2) members shall be appointed by the Chief of Police. Of the five (5) members appointed by the City Council, one (1) of them for a term of four (4) years, two (2) of them for a term of three (3) years, and two (2) of them for a term of two (2) years. Of the two (2) members appointed by the Chief of Police, one (1) of them for term of four (4) years and one (1) of them for a term of one (1) year. After the expiration of such initial terms, future appointments will be for four (4) year terms. Appointments to the APCAC shall be made in accordance with Ordinance Number 14-O-13, Regulating Boards, Commission and Authorities. The City Manager and the District Attorney for Calhoun County, Alabama shall be *ex officio* members of the APCAC.

Section 6. Meetings:

- (a) The APCAC shall at their first meeting elect a Chairman, Vice-Chairman and Secretary to serve two (2) year terms. The Chairman shall preside over meetings. The Vice-Chairman shall preside over meetings in the absence of the Chairman or at the request of the Chairman. The Secretary shall record the minutes of all APCAC meetings.
- (b) The APCAC shall meet on a regularly scheduled basis but no less than quarterly. Meetings can be called when deemed necessary either by the APCAC Chairman or the Chief of Police.
- (c) All requests for information regarding the Police Department shall be forwarded to the Chief of Police.
- (d) Issues, concerns and complaints that can be addressed by the Police Department shall be forwarded to the Chief of Police.
- (e) The APCAC may address issues outside the scope of the Police Department's authority and those issues shall be forwarded to the City Manager and the City Council.
- (f) Two-thirds of the members of APCAC shall constitute a quorum for the purpose of conducting meetings.

Section 7. The Anniston Police Citizens Advisory Council shall have no authority to obligate the finances of the City of Anniston or to otherwise impose any legal obligation upon the City of Anniston.

Section 8. Severability: If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Section 9. Effective Date: That this Ordinance shall become effective immediately upon its adoption and publication one (1) time in The Anniston Star, a newspaper of general circulation published in the City of Anniston, Alabama, and the City Clerk is hereby ordered and directed to cause a copy of this Ordinance to be published one time in said newspaper.

PASSED AND ADOPTED this the _____ day of _____, 2014.

CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA

BY: _____
Vaughn M. Stewart, II, Mayor

BY: _____
Jay Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk