

Anniston, Alabama

February 19, 2019

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 Tuesday, February 19, 2019, at approximately 5:36 o'clock p.m.

David Reddick, Councilmen, prayed the Invocation.

David Reddick, Councilmen, led the Pledge of Allegiance to the Flag.

Mayor Draper called the meeting to order. On call of the roll, the following Council Members were found to be present: Council Members Jenkins, Reddick, Little, Harris, and Draper; absent: none. A quorum was present and the meeting opened for the transaction of business.

Jay Johnson, City Manager, was present.

Bruce Downey, City Attorney, was present.

Council Member Jenkins made a motion to waive and approve the minutes of the February 5, 2019 meeting. The motion was seconded by Council Member Harris, and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper. The motion carried.

Mayor Draper made a motion to approve the agenda. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper. The motion carried.

Mayor Draper read a Proclamation regarding Arbor Day:

City of Anniston Proclamation

Whereas, the economic and aesthetic welfare of the people of Alabama is largely dependent on the trees and forestlands of the state; and

Whereas, everyone in the City of Anniston benefits either directly or indirectly from trees and forestlands; and

Whereas, trees provide oxygen, help purify the air, play an important role in the water cycle, help neutralize waste water, stabilize the soil; and

Whereas, trees are an invaluable physical and psychological addition to the city, provide shade, cool the air, reduce noise levels and glare; and

Whereas, well maintained city trees benefit present and future generations.

Now, Therefore, I, Jack Draper, Mayor of the City of Anniston, do hereby proclaim the week of February 18-22, 2019 as Arbor Week and encourage each citizen to participate in tree planting activities during this week.

In Witness Thereof, I have hereunto set hand and seal this 19th day of February 2019.

Steven Folks, Parks and Recreation director, stated that tomorrow February 20, 2019 PARD will be in Zinn Park from 11-2pm giving out trees sponsored by Alabama Power.

Council Member Little left the council chambers at 5:39 p.m.

Council Member Little returned to the council chambers at 5:40 pm.

Glen Ray, 3514 Dale Hollow Road, addressed the council on stating the facts and that he has proof to back up things he presents to council.

Frengetta Wyatt, 130 S Walnut Ave, thanked Council Member Little for fixing the roads and asked what the citizens can do to bring the city together.

Robert Smith, Longleaf Botanical Gardens, stated that he is looking forward to working with the staff and achieve long-term goals.

Chip Howell, Zoning Board of Adjustments, stated that he looks forward to serve and appreciate the opportunity.

Mayor Draper made a motion to approve the consent agenda:

- (a) Resolution authorizing reimbursements to City officials for expenses (19-R-8)
- (b) Resolution appointing a member to the Longleaf Botanical Gardens Board (19-R-9)
- (c) Resolution appointing a member to the Zoning Board of Adjustments(19-R-10)
- (d) Motion to approve waiving the fees for use of the City Meeting Center for the amount over the base fee of \$200.00 for the Annual Daughter-Daddy Dance on March 22, 2019.
- (e) Motion to award to Buster Miles Chevrolet Silverado 1500 4WD for the Police Department.

The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper. The motion carried. The consent agenda was approved.

Jay Johnson, City Manager, introduced and read Ordinance 19-O-2 AN ORDINANCE AMENDING THE CITY CODE OF ORDINANCES BY ESTABLISHING A NEW CHAPTER 35 AVIATION; PROVIDING AN EFFECTIVE DATE (1st Reading)

ORDINANCE NUMBER 19-O-2

AN ORDINANCE AMENDING THE CITY CODE OF ORDINANCES BY ESTABLISHING A NEW CHAPTER 35 AVIATION; PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Anniston owns and operates a municipal airport; and

WHEREAS, it is deemed in the public interest to establish Rules and Regulations regarding the municipal airport as part of the Municipal Code; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Anniston, Alabama as follows:

Section 1. That a new Chapter of the Municipal Code be entitled as Chapter 35 Aviation.

Section 2. That the provisions of Chapter 35 Aviation as set forth in attachment "A".

Section 3. That this ordinance shall become effective on April 1, 2019 following its passage and adoption and its publication one (1) time in the newspaper of general circulation.

Jay Johnson, City Manager, Introduced and read Ordinance 19-O-3, AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF ANNISTON TO ESTABLISH A PROVISION FOR A FUEL FLOWAGE FEE AT THE ANNISTON REGIONAL AIRPORT (1st Reading)

Mayor Draper made a motion to read Ordinance 19-O-3 by title only. The motion was seconded by Council Member Harris.

Mayor Draper opened a public hearing to address the issue of reading Ordinance 19-O-3 AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF ANNISTON TO ESTABLISH A PROVISION FOR A FUEL FLOWAGE FEE AT THE ANNISTON REGIONAL AIRPORT by title only.

No One Spoke.

Mayor Draper closed the public hearing to address the issue of reading Ordinance 19-O-3 AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF ANNISTON TO ESTABLISH A PROVISION FOR A FUEL FLOWAGE FEE AT THE ANNISTON REGIONAL AIRPORT by title only.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper. The motion carried.

Jay Johnson, City Manager, presented Resolution 19-R-11

RESOLUTION NO. 19-R-11

RESOLUTION CONSENTING TO AND AUTHORIZING THE EXECUTION AND DELIVERY OF CERTAIN DOCUMENTS WITH RESPECT TO THE ASSIGNMENT AND ASSUMPTION OF LOANS FUNDED WITH HOME PROGRAM FUNDS TO HABITAT FOR HUMANITY OF CALHOUN COUNTY

WHEREAS, the City of Anniston is qualified by the United States Department of Housing and Urban Development (hereinafter called HUD) as a HOME Program Participating Jurisdiction Consortium, and receives HOME Investment Partnerships Act (hereinafter called HOME or the HOME Program) funds from HUD for the purpose of providing and retaining affordable housing for HOME Program eligible families; as defined by HUD; and

WHEREAS, The City of Anniston desired to preserve and increase the stock of affordable housing for HOME Program eligible families through eligible uses of its HOME Program grant funds, as described in the previous year's City of Anniston's Consolidated Plans and Annual Action Plans; and

WHEREAS, the City of Anniston provided to Habitat for Humanity of Calhoun County HOME Program grant funds to accomplish its stated purposes, Habitat was authorized and empowered under the Act to acquire, construct, reconstruct and install one or more "projects" (as defined in the Act) or to cause said projects to be acquired, constructed, reconstructed and installed, and convey said projects or to lease said projects with the obligation to purchase; and

WHEREAS, the City of Anniston previously executed loan agreements with Habitat homebuyers to act as a mortgage lender; and

WHEREAS, City of Anniston now desires to convey the referenced loans of the properties listed in Attachment A and its interests as a lender to Habitat for Humanity of Calhoun County and, in connection with such conveyance, provide for the assignment of the loan documents from the City of Anniston to the Habitat for Humanity of Calhoun County; and.

WHEREAS, Habitat for Humanity of Calhoun County will be subject to the rules, regulations and requirements of the HOME Investment Partnerships Act, 42 U.S.C. Section 12721 et. seq, as amended and in force and effect from time to time and the regulations promulgated pursuant thereto in 24 CFR 92, for the term of the affordability period for each property;

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Anniston, Alabama, that the City Manager is hereby authorized to sign the agreement and all documentation relating to the assignment of the loan documents.

PASSED AND ADOPTED THIS 19TH DAY OF February 2019.

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

By:/s/ Jack Draper, Mayor

By:/s/ Jay W. Jenkins, Council Member

By:/s/ Benjamin L. Little, Council Member

By:/s/ Millie Harris, Council Member

Mayor Draper made a motion for passage and adoption of Resolution 19-R-11. The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Little, Harris, and Draper; abstentions: Council Member Reddick; nays: none. The motion passed and Resolution 19-R-11 was passed and adopted.

Mayor Draper made a motion to approve a Retail Beer (Off Premises Only) Retail Table Wine (Off Premises Only) application for Yousef Yaqoub Inc., d/b/a Express Mart 16 located at 2301 Highway 202 in the police jurisdiction. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded ayes: Council Member Jenkins, Reddick, Harris, and Draper; abstentions: Council Member Little; nays: none. The motion passes.

Council Member Jenkins wanted to notify the public that he and Council Member Little met with eight individuals, two from each high school, that will comprise the city's Youth Council. They will attend the March 5, 2019 council meeting to be introduced. The Youth Council will conduct town hall style meetings at each high school as well as participate in opportunities for travel for education in city government.

Council Member Reddick wanted to thank the council members for their work with the Youth and trying to educate them.

Council Member Little wanted to thank Council for approving the budget to allow opportunities to educate the Youth. Asked Mr. Johnson for documentation for all the monies that were requested or given by Council Member Harris to her husband or business partner from the City of Anniston.

Council Member Harris stated that yesterday February 17, 2019 PARD held a wonderful event for the youth of the City of Anniston. She urged anyone that has any questions to contact the Ethics Commission and that she welcomes an inquiry.

Mayor Draper wanted to thank Council Member Little and Jenkins and staff for the work they have done on the Youth trip. He wanted to Thank Department heads for the informative work session on the progress from last year.

There being no further business to come before the meeting at that time Mayor Draper 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, Harris and Draper nays: Council Member Little. The motion carried and the meeting was adjourned at approximately 6:05 o'clock p.m.