

2/24/2014

Anniston, Alabama  
February 24, 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, February 24, 2014, at approximately 5:34 o'clock p.m.

David Baker prayed the Invocation.

David Baker led the Pledge of Allegiance to the Flag.

Mayor Stewart called the meeting to order. On call of the roll the following Council Members were found to be present: Council Members Jenkins, Reddick, Selase, Harris and Stewart; absent: none. 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 Jenkins made a motion to waive the reading and approve the minutes of February 10, 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, Harris and Stewart; nays: none. The motion carried.

Council Member Jenkins made a motion to add to the agenda a resolution authorizing the City Manager to execute an agreement for the purchase of real property and a resolution approving an economic development incentive for Creedmoor Sports and to remove from the consent agenda and add to the resolution section of the agenda a resolution appointing a member to the McClellan Development Authority and to approve 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, Harris and Stewart; nays: Council Member Selase. The motion carried.

David Baker, president of Calhoun County NAACP, 1116 West 17<sup>th</sup> Street, addressed the Council concerning a resident of Christine Avenue who was being harassed by one of her neighbors. He stated the lady was employed. He stated her landlord had stated she was a good tenant. He stated the lady was worried that something bad would happen and he was hoping to find someone to intercede. He asked that the Council consider the appointment of Roderick Lemon to the McClellan Development Authority.

Mayor Stewart made a motion to approve the Consent Agenda item, a motion approving the suspension of the rule requiring the Council to meet on the second Monday of March 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, Harris and Stewart; nays: none. The motion carried.

2/24/2014

Council Member Selase made a motion for the unanimous consent of the Council to introduce and read by title Ordinance Number 14-O-3. The motion was seconded by Council Member Reddick.

Mayor Stewart asked if anyone wished to address the Council either in favor of or in opposition to the introduction and reading by title of Ordinance Number 14-O-3.

Troy Shantylfelt, 1000 Noble Street, addressed the Council and stated this historic district had not been fully discussed.

Mayor Stewart asked if anyone else wished to address the Council either in favor of or in opposition to the introduction and reading by title of Ordinance Number 14-O-3.

No one else addressed the Council either in favor of or in opposition to the introduction and reading by title of Ordinance Number 14-O-3.

On call of the roll on Council Member Selase's motion for the unanimous consent of the Council to introduce and read by title Ordinance Number 14-O-3 and Council Member Reddick's second to said motion the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, Harris and Stewart; nays: none. The motion carried.

Unanimous consent of the Council having been granted to introduce and read by title Ordinance Number 14-O-3, Council Member Selase introduced and read by title Ordinance Number 14-O-3 as follows:

(14-O-3, creating and designating the Downtown Anniston Historic District)

Council Member Jenkins made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 14-O-3 as introduced and read by title. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Selase, Harris and Stewart; nays: Council Member Reddick. The motion failed.

Mayor Stewart introduced and read Ordinance Number 14-O-4 as follows:

(14-O-4, amending Section 12 ½.4 of the City Code; first reading)

Council Member Harris introduced and read Resolution Number 14-R-121 as follows:

(14-R-121, declaring a moratorium on the approval of business licenses for on-premises liquor sales establishments within the Central Business District)

Council Member Harris made a motion for the passage and adoption of Resolution Number 14-R-121 as introduced and read. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick,

2/24/2014

Selase, Harris and Stewart; nays: none. The motion carried and Resolution Number 14-R-121 was passed and adopted.

Council Member Reddick introduced and read Resolution Number 14-R-122 as follows:

(14-R-122, appointing Roderick Lemon to the MDA)

Council Member Reddick made a motion for the passage and adoption of Resolution Number 14-R-122 as introduced and read. The motion was seconded by Council Member Selase.

Council Member Selase stated that on May 14 there had been an agreement made between himself, Council Member Reddick and Council Member Jenkins to allow Council Member Selase to have an appointment to the MDA. He stated with the current process there had been no dissension among Council Members concerning board appointments. He stated there had been a 5-0 vote to appoint Tim Garner to the MDA. He stated this would be the first appointment from Ward 2 or 3 to the MDA. He stated there had been a little resistance to the appointment of Mr. Lemon to the MDA. He stated he was hoping the Council as a whole would honor the agreement that had been made last May. He stated no other Council Member has had to wait on an appointment. He stated he did feel there should be a more focused look at the process they have for board appointments. He stated they should continue to honor the current process at this time and he should not have to become a political casualty in this situation. He stated it is very important that they have parity on their boards. He stated they needed to look at members on boards serving on multiple boards and people had been reappointed with the Council's knowledge that this was the case. He stated he was asking for the same treatment that had been afforded to other Council Members concerning board appointments.

Mayor Stewart stated that appointing board members can be a very tedious process because it brings in personalities. He stated he did not sense any conflict with this Council concerning this appointment. He stated he felt it was the consensus of the Council to defer to Council Member Selase for his nominee. He stated the issue was making the appointment at this particular meeting. He stated this Council was looking at the process of how they appoint board members. He stated they have retreat planned for March 1 to work on this process. He stated other Council Members have agreed to wait till the process is done before making appointments and that was all they were asking Council Member Selase to do. He stated this was no reflection on Mr. Lemon and the consensus of the Council was to defer to Council Member Selase on this appointment. He stated the Council was committed to reviewing the board appointment process. He stated he would be in favor of putting this appointment of until the next Council meeting at the end of March.

Council Member Reddick stated he had waited on a board appointment but he could understand Council Member Selase' desire to go forward with this appointment. He stated he was not in favor of the work session. He stated he had tried to make appointments and he had been told he could not make his appointments. He stated if they were going to support Council Member Selase' appointment, then why not support it that night. He stated he had made a Ward 2 appointment to the MDA. He stated he did not like for them to make an agreement and then

2/24/2014

change their mind later. He stated he supported Council Member Selase' appointment and he hoped they could get one other Council Member to vote with them that night.

Council Member Selase stated that if the current board appointment process does not work for him then there is no guarantee that the new board appointment process will work for him. He stated it will still come down to Council Member's votes. He stated it just takes three votes. He stated the board appointment process could become more bureaucratic. He stated there are people in the community who do not want to see Mr. Lemon appointed to this board. He stated those people may be trying to influence Council Members to stop his appointment.

Mayor Stewart stated he felt all of the Council was in favor of parity with the boards and that had been reflected with their previous board appointments. He stated it was not a matter of who this appointment was but that they had made a commitment to the process.

Council Member Jenkins stated he had no doubt in Mr. Lemon's qualifications and his ability to serve the MDA successfully. He stated he was holding up on two board appointments at this time as courtesy to the rest of the Council. He stated they all agree that the board appointment process is not what it should be. He stated they had a work session set up to address board appointment policy. He stated his request was to delay this board appointment until the next Council meeting at which point the new board appointment policy should be in place.

Council Member Jenkins made a motion to table Resolution Number 14-R-122 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, Harris and Stewart; nays: Council Members Reddick and Selase. The motion carried.

Council Member Harris made a motion for the unanimous consent of the Council to introduce and read by title Resolution Number 14-R-123. The motion was seconded by Council Member Jenkins.

Mayor Stewart asked if anyone wished to address the Council either in favor of or in opposition to the introduction and reading by title of Resolution Number 14-R-123.

No one addressed the Council either in favor of or in opposition to the introduction and reading by title of Resolution Number 14-R-123.

On call of the roll on Council Member Harris' motion for the unanimous consent of the Council to introduce and read by title Resolution Number 14-R-123 and Council Member Jenkins' second to said motion the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, Harris and Stewart; nays: none. The motion carried.

Unanimous consent of the Council having been granted to introduce and read by title Resolution Number 14-R-123, Council Member Harris introduced and read by title Resolution Number 14-R-123 as follows:

(14-R-123, authorizing economic development incentive to Creedmoor Sports, Inc.)

2/24/2014

Council Member Harris made a motion for the passage and adoption of Resolution Number 14-R-123 as introduced and read by title. The motion was seconded by Council Member Reddick; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, Harris and Stewart; nays: none. The motion carried and Resolution Number 14-R-123 was passed and adopted.

Council Member Reddick introduced and read Resolution Number 14-R-124 as follows:

(14-R-124, authorizing the City Manager to execute an agreement for the purchase of real property)

Council Member Reddick made a motion for the passage and adoption of Resolution Number 14-R-124 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, Harris and Stewart; nays: none. The motion carried and Resolution Number 14-R-124 was passed and adopted.

Council Member Jenkins stated his prior vote on the appointment to the MDA was in no way meant to show disrespect for Mr. Lemon or Council Member Selase. He stated he had every intention of honoring the agreement they had made. He stated his vote tonight had been about process and waiting for the new policy to be put in place.

Council Member Reddick stated February 27 was Arbor Day. He stated he wished that Council Member Selase could have had his appointment that night. He stated he was nervous about the terminology such as policy change concerning board appointments.

Council Member Selase stated that the Council did not have to always agree but at least they had not been disagreeable. He stated he felt the Council should have supported his appointment that night and he expected at the next Council meeting all Council members will honor what they have stated and support the appointment of Mr. Lemon. He congratulated the Anniston High School Boys Basketball team on their season. He stated the Anniston High School Girls Basketball team would be playing Wednesday in the playoffs and the community should get out and support them.

Council Member Harris stated the Council could agree to disagree and not be disagreeable. She stated she sympathized with both sides of the board appointment issue tonight. She stated this had not been an easy decision to make. She stated the board appointment procedure needed to be revamped. She stated they could make the process more efficient and effective. She stated she had not met Mr. Lemon but she had heard nothing but glowing reports about him from Council Member Selase. She stated the beautification task force was working very hard and had been concentrating on Noble Street.

Mayor Stewart stated there would be a free tree give away on Arbor Day. He stated there would be a One City, One Vision meeting at the City Meeting Center this Thursday.

2/24/2014

Council Member Jenkins stated that the Sacred Heart Boys Basketball team would be playing on Tuesday in the playoffs.

There being no further business to come before the meeting at that time Council Member Jenkins made a motion the meeting be adjourned. The motion was seconded by Council Member Selase; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, Harris and Stewart; nays: none. The motion carried and the meeting was adjourned at approximately 6:30 o'clock p.m.