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Anniston, Alabama
May 14, 2013

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, May 14, 2013, at approximately 6:01 o'clock p.m.

Steven Folks, Parks and Recreation Department Director, prayed the Invocation.

Steven Folks, Parks and Recreation Department Director, 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.

Don A. Hoyt, City Manager, was present.

Ted Copland, Assistant City Attorney, was present.

Council Member Jenkins made a motion to waive the reading of the minutes of April 23, 2013. 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 approve the minutes of April 23, 2013. 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.

Council Member Reddick made a motion to delete a proposed resolution to appoint a member to the Commercial Development Authority, to delete a proposed resolution authorizing the Mayor to execute three agreements with the Community Foundation of Northeast Alabama to administer grants in aid to Anniston social services agencies and to adopt the agenda as amended. 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.

Mayor Stewart stated that Reverend Nimrod Q, Reynolds had passed away that past Sunday. He stated that Reverend Reynolds had helped to produce other leaders.

Mayor Stewart read the following proclamation:

(Reverend Reynolds)

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Council Member Jenkins stated this was tremendous loss to the community. He stated many of his pupils have gone on to become community leaders.

Council Member Reddick stated that Reverend Reynolds gave all that was him through his love, generosity, altruism, discipleship and creativity. He stated as a black man he could never repay all that he had sacrificed to allow him to be in the place where he currently serves.

Council Member Selase stated it was truly a great loss to the community. He stated he would like to encourage young people to listen to people of Reverend Reynolds' generation while they are still with us. He stated Reverend Reynolds had really encouraged him during his campaign.

Council Member Harris stated that Reverend Reynolds was everything they should strive to be. She stated he was great role model for everyone and he would be sorely missed.

Mayor Stewart announced that was the time for the public hearing on a proposed ordinance establishing hours for sale of alcoholic beverages, declared the hearing open and asked if anyone wished to address the Council concerning said proposed ordinance establishing hours for sale of alcoholic beverages.

No one addressed the Council concerning said proposed ordinance establishing hours for sale of alcoholic beverages.

Mayor Stewart declared the public hearing on a proposed ordinance establishing hours for sale of alcoholic beverages closed.

Mayor Stewart announced that was the time for the public hearing on a Restaurant Retail Liquor application for Syvana Lynn Swain d/b/a The J Cafe` located in the police jurisdiction at 2363 Alabama Highway 202, Suite B, declared the hearing open and asked if anyone wished to address the Council either in favor of or in opposition to said Restaurant Retail Liquor application for Syvana Lynn Swain d/b/a The J Cafe` located in the police jurisdiction at 2363 Alabama Highway 202, Suite B.

No one addressed the Council either in favor of or in opposition to said Restaurant Retail Liquor application for Syvana Lynn Swain d/b/a The J Cafe` located in the police jurisdiction at 2363 Alabama Highway 202, Suite B.

Mayor Stewart declared the public hearing on a Restaurant Retail Liquor application for Syvana Lynn Swain d/b/a The J Cafe` located in the police jurisdiction at 2363 Alabama Highway 202, Suite B, closed.

Council Member Selase and Council Member Harris introduced and read Ordinance Number 13-O-12 as follows:

(13-O-12, establishing hours for the sale of alcoholic beverages for on-premises and off-premises consumption)

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Council Member Selase made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 13-O-12 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, Selase, Harris and Stewart; nays: none. The motion carried. Unanimous consent of the Council having been granted for the immediate consideration of Ordinance Number 13-O-12 as introduced and read, Council Member Harris made a motion for the passage and adoption of Ordinance Number 13-O-12 as introduced and read. 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 Ordinance Number 13-O-12 was passed and adopted.

Mayor Stewart introduced and read Ordinance Number 13-O-13 as follows:

(13-O-13, changing speed limits)

Mayor Stewart made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 13-O-13 as introduced and read. 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. Unanimous consent of the Council having been granted for the immediate consideration of Ordinance Number 13-O-13 as introduced and read, Mayor Stewart made a motion for the passage and adoption of Ordinance Number 13-O-13 as introduced and read. 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 Ordinance Number 13-O-13 was passed and adopted.

Council Member Jenkins introduced and read Ordinance Number 13-O-14 as follows:

(13-O-14, defining certain accepted circumstances of occupancy)

Council Member Jenkins made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 13-O-14 as introduced and read. 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. Unanimous consent of the Council having been granted for the immediate consideration of Ordinance Number 13-O-14 as introduced and read, Council Member Jenkins made a motion for the passage and adoption of Ordinance Number 13-O-14 as introduced and read. 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 Ordinance Number 13-O-14 was passed and adopted.

Council Member Jenkins introduced and read Resolution Number 13-R-55 as follows:

(13-R-55, travel reimbursement)

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Council Member Jenkins made a motion for the passage and adoption of Resolution Number 13-R-55 as introduced and read. 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 Resolution Number 13-R-55 was passed and adopted.

Council Member Reddick introduced and read Resolution Number 13-R-56 as follows:

(13-R-56, declaring a reported condition to be a public nuisance; 2013-01)

Council Member Reddick made a motion for the passage and adoption of Resolution Number 13-R-56 as introduced and read. 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 Resolution Number 13-R-56 was passed and adopted.

Council Member Harris introduced and read Resolution Number 13-R-57 as follows:

(13-R-57, declaring a reported condition to be a public nuisance; 2013-01)

Council Member Harris made a motion for the passage and adoption of Resolution Number 13-R-57 as introduced and read. 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 13-R-57 was passed and adopted.

Council Member Reddick introduced and read Resolution Number 13-R-58 as follows:

(13-R-58, appointing a member to the MDA)

Council Member Reddick made a motion for the passage and adoption of Resolution Number 13-R-58 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, Selase, Harris and Stewart; nays: none. The motion carried and Resolution Number 13-R-58 was passed and adopted.

Council Member Jenkins introduced and read Resolution Number 13-R-59 as follows:

(13-R-59, appointing a member to the PBA)

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 13-R-59 as introduced and read. 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 13-R-59 was passed and adopted.

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Council Member Harris introduced and read Resolution Number 13-R-60 as follows:

(13-R-60, grant applications under ATRIP)

Council Member Harris made a motion for the passage and adoption of Resolution Number 13-R-60 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, Selase, Harris and Stewart; nays: none. The motion carried and Resolution Number 13-R-60 was passed and adopted.

Council Member Selase introduced and read Resolution Number 13-R-61 as follows:

(13-R-61, contract with East Alabama Planning Commission to prepare an Analysis of Impediments to Fair Housing Report for submission to HUD)

Council Member Selase made a motion for the passage and adoption of Resolution Number 13-R-61 as introduced and read. 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 13-R-61 was passed and adopted.

Council Member Harris introduced and read Resolution Number 13-R-62 as follows:

(13-R-62, contract with ACP Greene Associates for scope of services for the community driven strategic plan for the City)

Council Member Harris made a motion for the passage and adoption of Resolution Number 13-R-62 as introduced and read. 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 13-R-62 was passed and adopted.

Council Member Reddick made a motion to approve an application for a Restaurant Retail Liquor license for Syvana Lynn Swain d/b/a The J Cafe` located in the police jurisdiction at 2363 Alabama Highway 202, Suite B. 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.

Mayor Stewart made a motion to authorize the expenditure of \$500.00 for the Memorial Day festivities at Centennial Memorial Park on May 27, 2013. 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.

Mayor Stewart made a motion to approve the proposal from Jacksonville State University Center for Economic Development to conduct an Economic Impact Analysis of the Noble Street Festival and Cheaha Challenge on Anniston, Alabama and the surrounding community in the

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amount of \$6,800.00. 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, Harris and Stewart; nays: none. The motion carried.

Alan Atkinson, City Clerk, advised that copies of the following Bid Fact Sheet had been given to the Council:

(McClellan Theater abatement and demolition)

Council Member Harris made a motion that the bid in the total amount of \$158,000.00 by Holmes II Excavation, Inc. for the McClellan Theater abatement and demolition to include the removal and disposal of asbestos-containing material be accepted. The motion was seconded by Council Member Selase; and on call of the roll the following vote was recorded: ayes: Council Members Reddick, Selase, Harris and Stewart; nays: none; abstentions: Council Member Jenkins. The motion carried.

Alan Atkinson, City Clerk, advised that copies of the following Bid Fact Sheet had been given to the Council:

(60 month lease-purchase for one tractor/backhoe/loader for PARD)

Council Member Jenkins made a motion that the bid in the total amount of \$417.98 per month for 60 months by Heavy Machinery and Tractor Company for the lease-purchase of one tractor/backhoe/loader for the Parks and Recreation Department be accepted. 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.

Alan Atkinson, City Clerk, advised that copies of the following Bid Fact Sheet had been given to the Council:

(sale of real property located at 2006 McCoy Avenue)

Council Member Reddick made a motion that the bid in the total amount of \$3,000.00 by Larry B. Holcombe, Faith Connection Worship Center, for the sale of real property located at 2006 McCoy Avenue be accepted. 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.

Pastor Carlos Woodard, 1121 Highland Avenue, addressed the Council on behalf of Reverend Reynolds' family and thanked the Council for all they had done.

Kenny Fink, Partners Lounge, addressed the Council concerning the smoking ordinance and asked that they consider amending the ordinance.

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Nathan Young, 1400 Greenbrier Dear Road, addressed the Council and stated he was concerned about some friends of his who were homeless and stated they were staying in various abandoned buildings.

Syvana Lynn Swain addressed the Council and stated she would be willing to help feed some of the homeless.

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 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 the meeting was adjourned at approximately 7:01 o'clock p.m.