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Anniston, Alabama
June 25, 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, June 25, 2013, at approximately 6:06 o'clock p.m.

Vicki Folks prayed the Invocation.

Vicki folks 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.

Bruce Downey, City Attorney, was present.

Council Member Selase made a motion to waive the reading of the minutes of June 11, 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 June 11, 2013. 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.

Mayor Stewart made a motion to delete from the agenda a proposed ordinance amending Section 15.51 of the City Code to establish additional prohibited parking zones. 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 delete from the agenda a proposed resolution authorizing a second amendment to the City of Anniston's agreement with BFI Waste Services, LLC d/b/a Allied Waste Services of Anniston. 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.

Mayor Stewart made a motion to move the public comments section of the meeting to immediately follow the adoption of the agenda. 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.

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Mayor Stewart made a motion to move a proposed motion to adjourn into an Executive Session to discuss with their attorney the legal ramifications of and legal options for pending litigation, controversies not yet being litigated but imminently likely to be litigated or imminently likely to be litigated if the governmental body pursues a proposed course of action to after Council comments. 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.

Council Member Jenkins made a motion 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, Harris and Stewart; nays: none. The motion carried.

Joey Crews, 1501 Christine Avenue, addressed the Council and stated they were upset that an office had opened in their residential neighborhood. He stated they were not given an opportunity to have a meeting in regards to a change in the zoning of their neighborhood.

Claude St. Germain, Christine Avenue, addressed the Council concerning the office that had opened in their residential neighborhood and they wanted the Council to look at this situation.

Mayor Stewart stated the Council was concerned about this problem but could not comment on this situation due to the possibility of pending litigation.

Reverend Calvin Jones, 2604 McCoy Avenue, addressed the Council concerning the 6th Annual Black Achievement ceremony that had been held in Birmingham that past Saturday. He stated Reverend Freddie Rimpsey and Mr. Edward Wood were honored at this ceremony.

Mayor Stewart announced that was the time for the public hearing regarding the 2013 Byrne Justice Assistance Grant (JAG) Program, declared the hearing open and asked if anyone wished to address the Council regarding the 2013 Byrne Justice Assistance Grant (JAG) Program.

No one addressed the Council regarding the 2013 Byrne Justice Assistance Grant (JAG) Program.

Mayor Stewart declared the public hearing regarding the 2013 Byrne Justice Assistance Grant (JAG) Program closed.

Council Member Selase introduced and read Resolution Number 13-R-74 as follows:

(13-R-74, travel reimbursement)

Council Member Selase made a motion for the passage and adoption of Resolution Number 13-R-74 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-74 was passed and adopted.

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Council Member Harris introduced and read Resolution Number 13-R-75 as follows:

(13-R-75, appointing members to the Parks, Recreation and Beautification Bd.)

Council Member Harris made a motion for the passage and adoption of Resolution Number 13-R-75 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-75 was passed and adopted.

Council Member Jenkins introduced and read Resolution Number 13-R-76 as follows:

(13-R-76, appointing a member to the CDA)

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 13-R-76 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-76 was passed and adopted.

Council Member Reddick introduced and read Resolution Number 13-R-77 as follows:

(13-R-77, authorizing the submission of grant application under the Transportation Alternatives Program)

Council Member Reddick made a motion for the passage and adoption of Resolution Number 13-R-77 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-77 was passed and adopted.

Council Member Jenkins introduced and read Resolution Number 13-R-78 as follows:

(13-R-78, vacating a public road known as Centerbrook Lane and to vacate a portion of a public road known as Centerbrook Drive)

Council Member Jenkins made a motion for the unanimous consent of the Council for the immediate consideration of Resolution Number 13-R-78 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. Unanimous consent of the Council having been given for the immediate consideration of Resolution Number 13-R-78 as introduced and read, Council Member Jenkins made a motion for the passage and adoption of Resolution Number 13-R-78 as introduced and read. The motion was seconded by Council Member Selase; and on call of the roll the following vote was

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recorded: ayes: Council Members Jenkins, Reddick, Selase, Harris and Stewart; nays: none. The motion carried and Resolution Number 13-R-78 was passed and adopted.

Council Member Selase introduced and read Resolution Number 13-R-79 as follows:

(13-R-79, contract with Highland Technical Services, Inc. to provide professional services necessary for lead-based paint assessment, testing, abatement and hazard reduction)

Council Member Selase made a motion for the passage and adoption of Resolution Number 13-R-79 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-79 was passed and adopted.

Council Member Harris introduced and read Resolution Number 13-R-80 as follows:

(13-R-80, contract with 4Site, Inc. for professional services for the Coldwater Mountain Venue Planning Charrette)

Council Member Harris made a motion for the passage and adoption of Resolution Number 13-R-80 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-80 was passed and adopted.

Council Member Reddick made a motion to approve a retail beer (off premises only) ABC application for Sharon Butler Brown d/b/a Fullers Gasoline located at 3801 US Hwy. 431 North. 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 Jenkins left the meeting at approximately 6:36 p.m.)

Council Member Selase made a motion to approve a Master Plan for Development in the CBD-1 (Central Business District-1) for Daylight Doughnuts to be located at 1400 Quintard Avenue. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Reddick, Selase, Harris and Stewart; nays: none; absent: Council Member Jenkins. The motion carried.

(Council Member Jenkins returned to the meeting at approximately 6:38 p.m.)

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

(One Fire Dept. Grass Truck Cab and Chassis)

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Mayor Stewart made a motion that the bid in the total amount of \$46,500.00 by Sunny King Ford for one Grass Truck Cab and Chassis for the Fire 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:

(Baling of hay at the Anniston Airport)

Council Member Harris made a motion that the bid in the total amount of \$1.00 per bale by Jim Hill for baling hay at the Anniston Airport 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.

Council Member Jenkins made a motion to adjourn into Executive Session to discuss with their attorney the legal ramifications of and legal options for pending litigation, controversies not yet being litigated but imminently likely to be litigated or imminently likely to be litigated if the governmental body pursues a proposed course of action. The motion was seconded by Council Member Harris.

Council Member Reddick made a motion to amend the motion to adjourn into Executive Session so as to adjourn into Executive Session after Council comments. 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.

On call of the roll on Council Member Jenkins motion to adjourn into Executive Session to discuss with their attorney the legal ramifications of and legal options for pending litigation, controversies not yet being litigated but imminently likely to be litigated or imminently likely to be litigated if the governmental body pursues a proposed course of action as amended by Council Member Reddick's motion to amend the motion to adjourn into Executive Session so as to adjourn into Executive Session after Council comments and Council Member Harris' second to said motion the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, Harris and Stewart; nays: none. The motion carried.

Council Member Reddick stated it was a pleasure working with the City staff and the City Council.

Council Member Selase stated that there were many positive things happening currently in Anniston.

Council Member Harris stated that the Anniston Library was one of the shining stars of Anniston.

Mayor Stewart commended the library staff and Friends of the Library volunteer group.

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There being no further business to come before the meeting at time the Council adjourned into Executive Session at approximately 6:45 o'clock p.m.