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Anniston, Alabama  
July 24, 2012

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, July 24, 2012, at approximately 6:04 o'clock p.m.

Council Member Jenkins prayed the Invocation.

Council Member Jenkins led the Pledge of Allegiance to the Flag.

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

Don A. Hoyt, City Manager, was present.

Cleo Thomas, City Attorney, was present.

Council Member Jenkins made a motion to dispense with the reading of and approve the minutes of July 10, 2012. The motion was seconded by Council Member Palmore; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, Little, Dunn and Robinson; nays: none. The motion carried.

Council Member Little made a motion to the adopt the agenda with the addition of a motion to make allocations to the A Town Runners AAU track team and to the Fast Feet for the Elite Athlete track team and a motion to suspend the rule requiring the Council to meet on the fourth Tuesday of August, 2012. The motion was seconded by Council Member Dunn; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, Little, Dunn and Robinson; nays: none. The motion carried.

Mayor Robinson announced that was the time for the public hearing to receive comments on why grass lots and debris declared a public nuisance should not be ordered abated at the following locations: 1831 McCoy Avenue, 1912 Walnut Avenue, 405 West 19<sup>th</sup> Street, 0 West 19<sup>th</sup> Street, 0 West 20<sup>th</sup> Street, 612, 608 and 600 West 20<sup>th</sup> Place, 618, 610, 606, 621 & 623, 617 and 613 West 21<sup>st</sup> Place 1615 and 1727 Front Street, 0 Front Street #52, 0 Front Street #54, 0 South Noble Street, 400 and 304 Pyle Avenue, 411 Church Street, 830 Quail Drive, 0 Hanna Street, 0 Chestnut Street, 0 Pyle Avenue, 313 Pyle Avenue, 2912, 2908 and 2900 Gurnee Avenue, 0 McKleroy Ave, 3101, 3029, 3025, 3024, 3028 and 3030 McKleroy Avenue, 0 A Street, 20 South Christine Avenue, 0 22<sup>nd</sup> Street, 1804 and 1800 West 22<sup>nd</sup> Street, 1701 West 22<sup>nd</sup> Street, 531 D Street, 533 D Street, 535 D Street and 225 Grant Avenue; declared the hearing open and asked if anyone wished to address the Council concerning said properties.

No one addressed the Council concerning said properties.

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Mayor Robinson declared the public hearing to receive comments on why grass lots and debris declared a public nuisance should not be ordered abated at the following locations: 1831 McCoy Avenue, 1912 Walnut Avenue, 405 West 19<sup>th</sup> Street, 0 West 19<sup>th</sup> Street, 0 West 20<sup>th</sup> Street, 612, 608 and 600 West 20<sup>th</sup> Place, 618, 610, 606, 621 & 623, 617 and 613 West 21<sup>st</sup> Place 1615 and 1727 Front Street, 0 Front Street #52, 0 Front Street #54, 0 South Noble Street, 400 and 304 Pyle Avenue, 411 Church Street, 830 Quail Drive, 0 Hanna Street, 0 Chestnut Street, 0 Pyle Avenue, 313 Pyle Avenue, 2912, 2908 and 2900 Gurnee Avenue, 0 McKleroy Ave, 3101, 3029, 3025, 3024, 3028 and 3030 McKleroy Avenue, 0 A Street, 20 South Christine Avenue, 0 22<sup>nd</sup> Street, 1804 and 1800 West 22<sup>nd</sup> Street, 1701 West 22<sup>nd</sup> Street, 531 D Street, 533 D Street, 535 D Street and 225 Grant Avenue closed.

Council Member Palmore introduced and read Resolution Number 12-R-187 as follows:

(12-R-187, over ruling objections to the abatement of identified nuisances)

Council Member Palmore made a motion for the passage and adoption of Resolution Number 12-R-187 as introduced and read. The motion was seconded by Mayor Robinson; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, Little, Dunn and Robinson; nays: none. The motion carried and Resolution Number 12-R-187 was passed and adopted.

Council Member Little introduced and read Resolution Number 12-R-188 as follows:

(12-R-188, amending the HOME Consortium Three Year HOME Consolidated Plan for Program Years 2009-2011)

Council Member Little made a motion for the passage and adoption of Resolution Number 12-R-188 as introduced and read. The motion was seconded by Mayor Robinson; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, Little, Dunn and Robinson; nays: none. The motion carried and Resolution Number 12-R-188 was passed and adopted.

Mayor Robinson introduced and read Resolution Number 12-R-189 as follows:

(12-R-189, adopting the 2012 Program Year Annual Action Plan)

Mayor Robinson made a motion for the passage and adoption of Resolution Number 12-R-189 as introduced and read. The motion was seconded by Council Member Palmore; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, Little, Dunn and Robinson; nays: none. The motion carried and Resolution Number 12-R-189 was passed and adopted.

Council Member Dunn introduced and read Resolution Number 12-R-190 as follows:

(12-R-190, appointing election officials)

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Council Member Dunn made a motion for the passage and adoption of Resolution Number 12-R-190 as introduced and read. The motion was seconded by Mayor Robinson; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, Little, Dunn and Robinson; nays: none. The motion carried and Resolution Number 12-R-190 was passed and adopted.

Mayor Robinson introduced and read Resolution Number 12-R-191 as follows:

(12-R-191, authorizing an Attorney General's Opinion whether or not a council member may vote on pending matters)

Mayor Robinson made a motion for the passage and adoption of Resolution Number 12-R-191 as introduced and read. The motion was seconded by Council Member Jenkins.

Council Member Little stated whether he voted or not in this situation was his option. He stated they were going to end paying more in this lawsuit if they kept dragging it out. He stated that Council Member Jenkins was serving illegally on the Council. He stated the City was not going to get out of paying these legal bills.

On call of the roll on Mayor Robinson's motion for the passage and adoption of Resolution Number 12-R-191 as introduced and read and Council Member Jenkins' second to said motion the following vote was recorded: ayes: Council Members Jenkins, Palmore, Dunn and Robinson; nays: Council Member Little. The motion carried and Resolution Number 12-R-191 was passed and adopted.

Council Member Palmore introduced and read Resolution Number 12-R-192 as follows:

(12-R-192, asking the Civil Service Bd. To revise Section 2 (b) 5 of Chapter VIII of its Rules and Regulations in order to allow the City to recruit its highest ranking officer from outside of the department's current ranks)

Council Member Palmore made a motion for the passage and adoption of Resolution Number 12-R-192 as introduced and read. The motion was seconded by Council Member Little.

Council Member Jenkins stated that he felt the language in this resolution was incomplete. He stated there were issues with qualifications and pensions. He stated he was not averse to opening up this process to the outside but not in this document's current format.

Council Member Jenkins made a motion to table Resolution Number 12-R-192 as introduced and read. The motion was seconded by Mayor Robinson; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Dunn and Robinson; nays: Council Members Palmore and Little. The motion carried.

Council Member Jenkins made a motion to approve a Special Events Retail ABC License Permit for Fat Dog Enterprises LLC (Beer Only) for Rumble on Noble on August 25, 2012 from 2:00 p.m. until midnight located on Noble Street between 10<sup>th</sup> and 14<sup>th</sup> Streets. The motion was

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seconded by Mayor Robinson; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, and Robinson; nays: none; abstentions: Council Members Little and Dunn. The motion carried.

Mayor Robinson made a motion to approve a Special Events permit for the blocking of areas of downtown Anniston for Rumble on Noble on August 25, 2012. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, Little, Dunn and Robinson; nays: none. The motion carried.

Council Member Little made a motion to approve an allocation to the A-Town Runners for \$1,350.00 and an allocation to Fast Feet for the Elite Athlete for \$1,000.00 for travel to Houston, Texas for the AAU Junior Olympics on July 29 to August 4, 2012. The motion was seconded by Mayor Robinson; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, Little, Dunn and Robinson; nays: none. The motion carried.

Council Member Dunn made a motion to suspend the rule requiring the Council to meet on the fourth Tuesday of August, 2012, and setting a Special Council Meeting for Tuesday, September 4, 2012, at 12:00 p.m. The motion was seconded by Mayor Robinson; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Little, Dunn and Robinson; nays: Council Member Palmore. The motion carried.

Ronald Clark, 1400 Glendale Road, addressed the Council and stated that his windshield had been broken by City workers and something needed to be done about his windshield.

Mayor Robinson encouraged everyone to shop locally and not shop on the internet. He encouraged everyone to vote on August 28 on the Municipal Election.

Council Member Little stated he had questions about the actions of City employees doing work on personal property, the theft of a utility trailer and the purchase of City equipment at the auction. He stated they had sidewalks that they should pour concrete for.

There being no further business to come before the meeting at that time Council Member Palmore made a motion the meeting be adjourned. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Palmore, Little, Dunn and Robinson; nays: none. The motion carried and the meeting was adjourned at approximately 6:48 o'clock p.m.