

Anniston, Alabama
August 13, 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, August 13, 2013, at approximately 6:11 o'clock p.m.

Andre Cunningham prayed the Invocation.

Andre Cunningham 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 July 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 July 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 add to the agenda a resolution authorizing an expenditure to the Longleaf Arts Council towards a Fall Music Festival and to adopt the agenda as amended. 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 announced that was the time for the public hearing to consider the cost of abating certain public nuisances at the following locations: 0 Stephens Avenue, 0 Stephens Avenue, 1611 Cooper Avenue, 16th Street and Cooper Avenue, 513 Letchers Quarters, 712 & 902 Zinn Parkway Drive, 1227 & 1231 West 11th Street, 1200 & 1301 White Avenue, 0 and 1216 White Avenue, 1606 Cooper Avenue, 906 Zinn Parkway Drive, 814 & 818 West 17th Street, 1220 Brown Avenue rear, 1224 Brown Avenue, 0 Zinn Parkway Drive, 1101 & 0 Brown Avenue, 126 & 0 East 27th Street, 1629 & 1625 Cobb Avenue, 1018 & 1022 West 17th Street, 2108 & 2116 Dooley Avenue, 815 & 0 South Christine Avenue, 123 East 28th Street, 827 South Christine Avenue, 0 West 12th Street, 219 West 18th Street, 600 & 0 Pine Street, 0 Dooley Avenue, 1224 Ferron Avenue, 0 Cobb Avenue, 2709 Quintard Avenue, 900 South Allen Avenue, 0 Boynton Avenue, 203 & 207 B Street, 221 A Street, 2114 Cooper Avenue, 2110 Cooper Avenue, 227 &

228 Hatchers Alley, 2910 & 2908 Noble Street, 1312 West 16th Street, 528 Palmetto Avenue, 2010 Dooley Avenue, 505 Palmetto Avenue, 205 B Street, 208 Leighton Avenue, 2020 Cooper Avenue, 17 South Quintard Avenue, 225 A Street, 0 South Quintard Avenue, 0 South Quintard Avenue, 15 South Quintard Avenue, 420 H Street, 715 & 721 South Christine Avenue, 121 West 24th Street, 1704 McDaniel Avenue, 1232, 1230, & 1228 West 18th Street, 1120 & 1122 West 17th Street, 1610 ½ Brown Avenue, 705 Brockman Street, 2625, 2701, 2629, & 2525 Norwood Avenue, 0 Grant Avenue, 131 South Allen Avenue, 2721 Norwood Avenue, 513 West 27th Street, 729 South Christine Avenue, 31 & 0 Grant Avenue and 1619 Brown Avenue; declared the hearing open and asked if anyone wished to address the Council concerning the cost of abating said public nuisances.

No one addressed the Council concerning the cost of abating said public nuisances.

Mayor Stewart declared the public hearing to consider the cost of abating certain public nuisances at the following locations: 0 Stephens Avenue, 0 Stephens Avenue, 1611 Cooper Avenue, 16th Street and Cooper Avenue, 513 Letchers Quarters, 712 & 902 Zinn Parkway Drive, 1227 & 1231 West 11th Street, 1200 & 1301 White Avenue, 0 and 1216 White Avenue, 1606 Cooper Avenue, 906 Zinn Parkway Drive, 814 & 818 West 17th Street, 1220 Brown Avenue rear, 1224 Brown Avenue, 0 Zinn Parkway Drive, 1101 & 0 Brown Avenue, 126 & 0 East 27th Street, 1629 & 1625 Cobb Avenue, 1018 & 1022 West 17th Street, 2108 & 2116 Dooley Avenue, 815 & 0 South Christine Avenue, 123 East 28th Street, 827 South Christine Avenue, 0 West 12th Street, 219 West 18th Street, 600 & 0 Pine Street, 0 Dooley Avenue, 1224 Ferron Avenue, 0 Cobb Avenue, 2709 Quintard Avenue, 900 South Allen Avenue, 0 Boynton Avenue, 203 & 207 B Street, 221 A Street, 2114 Cooper Avenue, 2110 Cooper Avenue, 227 & 228 Hatchers Alley, 2910 & 2908 Noble Street, 1312 West 16th Street, 528 Palmetto Avenue, 2010 Dooley Avenue, 505 Palmetto Avenue, 205 B Street, 208 Leighton Avenue, 2020 Cooper Avenue, 17 South Quintard Avenue, 225 A Street, 0 South Quintard Avenue, 0 South Quintard Avenue, 15 South Quintard Avenue, 420 H Street, 715 & 721 South Christine Avenue, 121 West 24th Street, 1704 McDaniel Avenue, 1232, 1230, & 1228 West 18th Street, 1120 & 1122 West 17th Street, 1610 ½ Brown Avenue, 705 Brockman Street, 2625, 2701, 2629, & 2525 Norwood Avenue, 0 Grant Avenue, 131 South Allen Avenue, 2721 Norwood Avenue, 513 West 27th Street, 729 South Christine Avenue, 31 & 0 Grant Avenue and 1619 Brown Avenue closed.

Mayor Stewart announced that was the time for the public hearing on the proposed abatement of public nuisances (vehicles) at the following locations; 1000 South Christine Avenue, 1110 West 17th Street, 0 Central Avenue, 26 Albion Avenue, 0 Front Street, 207 South Spruce Avenue, 515 Palmetto Avenue, and 505 Palmetto Avenue; declared the hearing open and asked if anyone wished to address the Council concerning said proposed abatement of public nuisances (vehicles) at the listed locations.

No one addressed the Council concerning said proposed abatement of public nuisances (vehicles) at the listed locations.

Mayor Stewart declared the public hearing on the proposed abatement of public nuisances (vehicles) at the following locations; 1000 South Christine Avenue, 1110 West 17th Street, 0

Central Avenue, 26 Albion Avenue, 0 Front Street, 207 South Spruce Avenue, 515 Palmetto Avenue, and 505 Palmetto Avenue closed.

Mayor Stewart announced that was the time for the public hearing on a Lounge Retail Liquor – II application for Spookys Package Store LLC d/b/a Spookys Package Store located at 1430 McDaniel Avenue, declared the hearing open and asked if anyone wished to address the Council either in favor of or in opposition to said Lounge Retail Liquor – II application for Spookys Package Store LLC d/b/a Spookys Package Store located at 1430 McDaniel Avenue.

Marva Billingsley addressed the Council in favor of said Lounge Retail Liquor – II application for Spookys Package Store LLC d/b/a Spookys Package Store located at 1430 McDaniel Avenue.

Mayor Stewart asked if anyone else wished to address the Council either in favor of or in opposition to said Lounge Retail Liquor – II application for Spookys Package Store LLC d/b/a Spookys Package Store located at 1430 McDaniel Avenue.

No one else addressed the Council either in favor of or in opposition to said Lounge Retail Liquor – II application for Spookys Package Store LLC d/b/a Spookys Package Store located at 1430 McDaniel Avenue.

Mayor Stewart declared the public hearing on a Lounge Retail Liquor – II application for Spookys Package Store LLC d/b/a Spookys Package Store located at 1430 McDaniel Avenue closed.

Mayor Stewart announced that was the time for the public hearing on the 2013 – 2017 Five Year Consolidated Plan including the Program Year 2013 Annual Action Plan and Budget for the City of Anniston's Community Development Block Grant Program and the Anniston/Calhoun County HOME Consortium's HOME Program, declared the hearing open and asked if anyone wished to address the Council concerning said 2013 – 2017 Five Year Consolidated Plan including the Program Year 2013 Annual Action Plan and Budget for the City of Anniston's Community Development Block Grant Program and the Anniston/Calhoun County HOME Consortium's HOME Program.

Rita Flagel, the Right Place for Housing and Support, 105 West 15th Street, addressed the Council and thanked the City for working with the nonprofits and listening to their needs assessment and including their information in the consolidated plan and in their budget this year.

Mayor Stewart asked if anyone else wished to address the Council concerning said 2013 – 2017 Five Year Consolidated Plan including the Program Year 2013 Annual Action Plan and Budget for the City of Anniston's Community Development Block Grant Program and the Anniston/Calhoun County HOME Consortium's HOME Program.

No one else addressed the Council concerning said 2013 – 2017 Five Year Consolidated Plan including the Program Year 2013 Annual Action Plan and Budget for the City of Anniston's

Community Development Block Grant Program and the Anniston/Calhoun County HOME Consortium's HOME Program.

Mayor Stewart declared the public hearing on the 2013 – 2017 Five Year Consolidated Plan including the Program Year 2013 Annual Action Plan and Budget for the City of Anniston's Community Development Block Grant Program and the Anniston/Calhoun County HOME Consortium's HOME Program closed.

Council Member Jenkins introduced and read Resolution Number 13-R-95 as follows:

(13-R-95, reimbursements for City officials)

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 13-R-95 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-95 was passed and adopted.

Council Member Reddick introduced and read Resolution Number 13-R-96 as follows:

(13-R-96, appointment to the Commercial Development Authority)

Council Member Reddick made a motion for the passage and adoption of Resolution Number 13-R-96 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 13-R-96 was passed and adopted.

Council Member Reddick made a motion for the unanimous consent of the Council to introduce and read by title Resolution Number 13-R-97. The motion was seconded by Council Member Harris.

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 13-R-97.

No one addressed the Council either in favor of or in opposition to the introduction and reading by title of Resolution Number 13-R-97.

On call of the roll on Council Member Reddick's motion for the unanimous consent of the Council to introduce and read by title Resolution Number 13-R-97 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.

Unanimous consent of the Council having been granted to introduce and read by title Resolution Number 13-R-97, Council Member Reddick introduced and read by title Resolution Number 13-R-97 as follows:

(13-R-97, declaring a reported condition to be a public nuisance)

Council Member Selase made a motion for the passage and adoption of Resolution Number 13-R-97 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 13-R-97 was passed and adopted.

Council Member Harris made a motion for the unanimous consent of the Council to introduce and read by title Resolutions Numbered 13-R-98 to 13-R-186, all inclusive. The motion was seconded by Council Member Selase.

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 Resolutions Numbered 13-R-98 to 13-R-186, all inclusive.

No one addressed the Council either in favor of or in opposition to the introduction and reading by title of Resolutions Numbered 13-R-98 to 13-R-186, all inclusive.

On call of the roll on Council Member Harris' motion for the unanimous consent of the Council to introduce and read by title Resolutions Numbered 13-R-98 to 13-R-186, all inclusive and Council Member Selase'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 Resolutions Numbered 13-R-98 to 13-R-186, all inclusive, Council Member Harris introduced and read by title Resolutions Numbered 13-R-98 to 13-R-186, all inclusive, as follows:

(13-R-98 to 13-R-186, resolutions receiving and confirming costs reports on the abatement of public nuisances)

Council Member Harris made a motion for the passage and adoption of Resolutions Numbered 13-R-98 to 13-R-186, all inclusive, as introduced and read by title. 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 Resolutions Numbered 13-R-98 to 13-R-186, all inclusive, were passed and adopted.

Council Member Jenkins introduced and read Resolution Number 13-R-187 as follows:

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

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 13-R-187 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-187 was passed and adopted.

Council Member Reddick made a motion for the unanimous consent of the Council to introduce and read by title Resolution Number 13-R-188. The motion was seconded by Council Member Selase.

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 13-R-188.

No one addressed the Council either in favor of or in opposition to the introduction and reading by title of Resolution Number 13-R-188.

On call of the roll on Council Member Reddick's motion for the unanimous consent of the Council to introduce and read by title Resolution Number 13-R-188 and Council Member Selase'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 Resolution Number 13-R-188, Council Member Reddick introduced and read by title Resolution Number 13-R-188 as follows:

(13-R-188, adopting the 2013 – 2017 Five Year Consolidated Plan including the Program Year 2013 Annual Action Plan and Budget for the City of Anniston's Community Development Block Grant Program and the Anniston/Calhoun County HOME Consortium's HOME Program)

Council Member Reddick made a motion for the passage and adoption of Resolution Number 13-R-188 as introduced and read by title. 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-188 was passed and adopted.

Council Member Selase introduced and read Resolution Number 13-R-189 as follows:

(13-R-189, contract for professional auctioneering services)

Council Member Selase made a motion for the passage and adoption of Resolution Number 13-R-189 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-189 was passed and adopted.

Council Member Harris introduced and read Resolution Number 13-R-190 as follows:

(13-R-190, declaring property surplus and authorizing its sale)

Council Member Harris made a motion for the passage and adoption of Resolution Number 13-R-190 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-190 was passed and adopted.

Council Member Harris introduced and read Resolution Number 13-R-191 as follows:

(13-R-191, amendment to the agreement with BFI Waste Services)

Council Member Harris made a motion for the passage and adoption of Resolution Number 13-R-191 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-191 was passed and adopted.

Mayor Stewart introduced and read Resolution Number 13-R-192 as follows:

(13-R-192, authorizing an early retirement incentive program)

Mayor Stewart made a motion for the passage and adoption of Resolution Number 13-R-192 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-192 was passed and adopted.

Mayor Stewart introduced and read Resolution Number 13-R-193 as follows:

(13-R-193, tax abatement for Agility Fuel Systems and further authorizing the Mayor to execute an agreement with same)

Mayor Stewart made a motion for the passage and adoption of Resolution Number 13-R-193 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, and Stewart; nays: none; abstentions: Council Member Harris. The motion carried and Resolution Number 13-R-193 was passed and adopted.

Mayor Stewart introduced and read Resolution Number 13-R-194 as follows:

(13-R-194, authorizing expenditure to the Longleaf Arts Council towards a Fall Music Festival)

Mayor Stewart made a motion for the passage and adoption of Resolution Number 13-R-194 as introduced and read. The motion was seconded by Council Member Reddick.

Council Member Selase asked what the Longleaf Arts Council was.

Mayor Stewart stated the theory behind this was that as they move towards a special events calendar they will have a spring, summer and fall concert and this will coincide with the festivities that the Spirit of Anniston has planned for that last weekend in October.

On call of the roll on Mayor Stewart's motion for the passage and adoption of Resolution Number 13-R-194 as introduced and read and Council Member Reddick's second to said motion the following vote was recorded: ayes: Council Members Jenkins, Reddick, Harris and Stewart; nays: Council Member Selase. The motion carried and Resolution Number 13-R-194 was passed and adopted.

Council Member Selase made a motion to approve a Lounge Retail Liquor Class – I application for Essie Figures and Angel Butts d/b/a The Three Legged Monkey located at 1113 Noble Street. 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, and Stewart; nays: Council Member Harris. The motion carried.

Council Member Reddick made a motion to approve a Lounge Retail Liquor – II application for Spookys Package Store LLC d/b/a Spookys Package Store located at 1430 McDaniel Avenue, Suite A. 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.

Reverend Ruell Dunn, Victory Headquarters Christian Center, addressed the Council concerning a vigil they would be having this Friday night.

Council Member Jenkins stated that during the work session they had a presentation concerning the work going into the trail head facilities at Coldwater Mountain and thanked everyone involved.

Council Member Reddick stated that yesterday they had the ceremony renaming Cooper Park to John L. Dunston Park. He stated in Milwaukee at a National Black Caucus meeting Council Member Selase and he had learned more about how to improve housing problems in the city.

Council Member Selase stated the NBC-LEO trip in Milwaukee had been very valuable and they had brought back a lot of good information. He thanked Governor Bentley for his presence in Anniston the previous week and they had talked about bringing jobs to the City and Calhoun County. He stated he had learned about midnight basketball and they would be bringing it to the City through the Parks and Recreation Department and a partnership with Calhoun County.

Council Member Harris commended the Rocky Hollow Neighborhood Association for taking back their neighborhood and stated that they were going to try and emulate their success in the Hamilton Park Area and stated they would be having a community meeting this Sunday afternoon.

Mayor Stewart stated that the City had a successful Summer Youth employment program this year. He encouraged everyone to volunteer in the local school system.

There being no further business to come before the meeting at that time Council Member Reddick 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 7:14 o'clock p.m.