

9/4/2012

Anniston, Alabama
September 4, 2012

The City Council of the City of Anniston, Alabama, met in Special Session in the Council Chamber in the City Hall of the City of Anniston, Alabama, on Tuesday, September 4, 2012, at approximately 12:10 o'clock p.m.

Council Member Dunn prayed the Invocation.

Council Member Dunn 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.

Mayor Robinson made a motion to adopt the agenda. 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.

The Council canvassed the votes for the August 28, 2012, Municipal Election.

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: 428 & 430 G Street, 606, 615, 531, 523-527 South Allen Avenue, 0 South Allen Avenue #17, #15 and #8, 525 South Allen Avenue rear, 2129 McKleroy Avenue, 1619 Gurnee Avenue, 112 West 16th Street, 14 Circle Street, 1615 Gurnee Avenue, 1526, 1700 & 1703 Charlotte Avenue, 1532 Bacon Avenue, 3920 & 3921 Cross Street, 25 North Street, 1938 Noble Street, 3910 McClellan Boulevard, 3824 George Street rear, 3824 George Street, 1923 & 1915 Gurnee Avenue, 905 Bellwood Drive, 515 West 11 ½ Street, 700 Mulberry Avenue, 0 Church Street #8, 0 Constantine Avenue #30, 509 West 13th Street, 2207, 2215, & 2214 McCoy Avenue, 1213 West 13th Street rear, 1223 West 14th Street, 19 West 24th Street, 1800 Diane Drive, 613 South Allen Avenue, 3904 Cross Street and 1134 Pine Avenue; declared the hearing open and asked if anyone wished to address the Council concerning said properties.

Gray McCullars and Mike McCullars addressed the Council concerning the property located at 0 Constantine Avenue #30.

Mayor Robinson asked if anyone else wished to address the Council concerning said properties.

No one else addressed the Council concerning said properties.

9/4/2012

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: 428 & 430 G Street, 606, 615, 531, 523-527 South Allen Avenue, 0 South Allen Avenue #17, #15 and #8, 525 South Allen Avenue rear, 2129 McKleroy Avenue, 1619 Gurnee Avenue, 112 West 16th Street, 14 Circle Street, 1615 Gurnee Avenue, 1526, 1700 & 1703 Charlotte Avenue, 1532 Bacon Avenue, 3920 & 3921 Cross Street, 25 North Street, 1938 Noble Street, 3910 McClellan Boulevard, 3824 George Street rear, 3824 George Street, 1923 & 1915 Gurnee Avenue, 905 Bellwood Drive, 515 West 11 ½ Street, 700 Mulberry Avenue, 0 Church Street #8, 0 Constantine Avenue #30, 509 West 13th Street, 2207, 2215, & 2214 McCoy Avenue, 1213 West 13th Street rear, 1223 West 14th Street, 19 West 24th Street, 1800 Diane Drive, 613 South Allen Avenue, 3904 Cross Street and 1134 Pine Avenue; closed.

Council Member Dunn introduced and read Resolution Number 12-R-329 as follows:

(12-R-329, certifying the results of the August 28, 2012 Municipal Election for City Council)

Council Member Dunn made a motion for the passage and adoption of Resolution Number 12-R-329 as introduced and read. The motion was seconded by Mayor Robinson.

Council Member Palmore stated he was not contesting this vote but he did have questions about the difficulties with the machines and how they were set up.

Council Member Little stated he heard that people had taken ballots out of polling places, that people had voted twice, the City Manager went to a polling place where he did not vote, different results were posted at South Highland Community Center. He asked about ballot security before the election and pictures made at polling places. He stated that there had been a hand count at the City Meeting Center. He stated the City Clerk had run ballots through the machine at the City Meeting Center. He stated he appreciated everyone that participated in the election.

Mayor Robinson stated he appreciated the four years he had served as Mayor and thanked everyone who put him in office in 2008.

On call of the roll on Council Member Dunn's motion for the passage and adoption of Resolution Number 12-R-329 as introduced and read and Mayor Robinson's second to said motion the following vote was recorded: ayes: Council Members Jenkins, Dunn and Robinson; nays: Council Members Palmore and Little. The motion carried and Resolution Number 12-R-329 was passed and adopted.

Council Member Jenkins introduced and read Resolution Number 12-R-330 as follows:

(12-R-330, certifying the results of the August 28, 2012 Municipal Election for Anniston City Board of Education)

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 12-R-330 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;

9/4/2012

nays: Council Members Palmore and Little. The motion carried and Resolution Number 12-R-330 was passed and adopted.

Mayor Robinson introduced and read Resolution Number 12-R-331 as follows:

(12-R-331, overruling objections to the abatement of identified nuisances)

Mayor Robinson made a motion for the passage and adoption of Resolution Number 12-R-331 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, Palmore, Little, Dunn and Robinson; nays: none. The motion carried and Resolution Number 12-R-331 was passed and adopted.

Council Member Dunn introduced and read Resolution Number 12-R-332 as follows:

(12-R-332, approving application for tax abatement for Interstate Sheet Metal Co. and H&G, LLC)

Council Member Dunn made a motion for the passage and adoption of Resolution Number 12-R-332 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-332 was passed and adopted.

Council Member Little introduced and read Resolution Number 12-R-333 as follows:

(12-R-333, authorizing the City Manager to enter into an agreement on behalf of the Anniston Calhoun County HOME Consortium with Ridgecrest Estates LP)

Council Member Little made a motion for the passage and adoption of Resolution Number 12-R-333 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-333 was passed and adopted.

Council Member Little introduced and read Resolution Number 12-R-334 as follows:

(12-R-334, authorizing the payment of legal expenses for defense of a former City Council Member pursuant to Code of Alabama Section 36-25A-9(h))

Council Member Little made a motion for the passage and adoption of Resolution Number 12-R-334 as introduced and read. (There was no second to the motion.)

Council Member Little made a motion to conduct a Council Inquiry for the alleged activities in the Public Works and the Police Department. (There was no second to the motion.)

9/4/2012

Mayor Robinson went over the budget work shop schedule with the Council.

Council Member Little stated he hoped they could solve these legal issues that were stated in Resolution Number 12-R-334. He stated the Council had not had any input in selecting the insurance company for the City of Anniston. He stated the Council should conduct an inquiry about the alleged activities in the Public Works and the Police Department.

Council Member Palmore thanked everyone for attending Council Meetings and encouraged everyone to continue attending the meetings.

Mayor Robinson stated he could not find fault with the activities of the Public Works and the Police Department. He stated the first Council Inquiry should never have taken place. He stated he had been sued twice as Mayor and paid his own legal fees.

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, Dunn and Robinson; nays: Council Member Little. The motion carried and the meeting was adjourned at approximately 1:21 o'clock p.m.