

10/27/2014

Anniston, Alabama  
October 27, 2014

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 Monday, October 27, 2014, at approximately 5:30 o'clock p.m.

Brian Johnson, City Manager, prayed the Invocation.

Brian Johnson, City Manager, 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.

Brian Johnson, City Manager, was present.

Bruce Downey, City Attorney, was present.

Council Member Selase made a motion to waive the reading of the minutes of October 13, 2014. 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.

Council Member Jenkins made a motion to approve the minutes of October 13, 2014. 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 Selase made a motion to add to the agenda the amended version of the ordinance amending Division 1, Article XI, Chapter 2, Section 2.53.3 of the Code of Ordinances for the City of Anniston, Alabama regulating Boards, Commissions and Authorities and the amended version of the resolution amending the Schedule of Nominations assigning and designating the positions on each Municipal Board, Commission and Authority to specific Ward Council Members and to the Office of the Mayor and appointing members to the Anniston Museum of Natural History and Longleaf Botanical Gardens Board and 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.

The Council recognized Zebedee Lunsford, winner of the Calhoun County Cross Country Track Meet and his coach, Lisa Howard.

The Council recognized Kenny Szuch, Cane Creek Gold Pro.

10/27/2014

Mayor Stewart announced that was the time for the Board Confirmation Hearing for Lori Brown-James and her nomination to the Public Building Authority.

Ms. James verified that the information provided by her through her application and this confirmation hearing is true and accurate to the best of her knowledge and she pledged that if appointed she would faithfully, dutifully, and honestly serve the best interests of the City and the Public Building Authority.

Mayor Stewart announced that was the time for the Board Confirmation Hearing for Bill Meehan, Robert Houston, Frank Segars, Carolyn Orchid, Bess Valieant, Robert Jackson, Evan Jackson and Josephine Ayers and their nomination to the Anniston Museum of Natural History Board.

Bill Meehan, Robert Houston, Frank Segars, Carolyn Orchid, Bess Valieant, Robert Jackson, Evan Jackson and Josephine Ayers verified that the information provided by them through their application and this confirmation hearing is true and accurate to the best of their knowledge and they pledged that if appointed they would faithfully, dutifully, and honestly serve the best interests of the City and the Anniston Museum of Natural History Board.

Mayor Stewart announced that was the time for the Board Confirmation Hearing for Susan Gibbins, Anna Washington, Brenda Roberts, Patricia Patty and Julia Segars and their nomination to the Longleaf Botanical Garden Board.

Susan Gibbins, Anna Washington, Brenda Roberts, Patricia Patty and Julia Segars verified that the information provided by them through their application and this confirmation hearing is true and accurate to the best of their knowledge and they pledged that if appointed they would faithfully, dutifully, and honestly serve the best interests of the City and the Longleaf Botanical Garden Board.

Mayor Stewart announced that was the time for the public hearing regarding a proposed ordinance amending Section 43: Permitted Uses, of the City of Anniston Zoning Ordinance to include "Tattoo Parlor" as a conditional permitted use, declared the hearing open and asked if anyone wished to address the Council either in favor of or in opposition to said a proposed ordinance amending Section 43: Permitted Uses, of the City of Anniston Zoning Ordinance to include "Tattoo Parlor" as a conditional permitted use.

No one addressed the Council either in favor of or in opposition to said a proposed ordinance amending Section 43: Permitted Uses, of the City of Anniston Zoning Ordinance to include "Tattoo Parlor" as a conditional permitted use.

Mayor Stewart declared the public hearing regarding a proposed ordinance amending Section 43: Permitted Uses, of the City of Anniston Zoning Ordinance to include "Tattoo Parlor" as a conditional permitted use closed.

Brian Johnson, City Manager, made a presentation to the City Council and citizens in attendance concerning the proposed ordinance amending the City's Business License Ordinance.

10/27/2014

Mayor Stewart announced that was the time for the public hearing regarding a proposed ordinance amending the City's Business License Ordinance, declared the hearing open and asked if anyone wished to address the Council concerning said proposed ordinance amending the City's Business License Ordinance.

Pokey Brimer addressed the Council and stated while the automobile dealers might not be happy with the tax increase they did appreciate the approach the City had taken concerning this proposed ordinance and their discussions with various business industries.

Mayor Stewart asked if anyone else wished to address the Council concerning said proposed ordinance amending the City's Business License Ordinance.

No one else addressed the Council concerning said proposed ordinance amending the City's Business License Ordinance.

Mayor Stewart declared the public hearing regarding a proposed ordinance amending the City's Business License Ordinance closed.

Council Member Selase made a motion to approve the Consent Agenda items:

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the city.
- (b) Resolution reappointing a member to the Anniston-Calhoun County Library Board.
- (c) Resolution appointing a member to the Public Building Authority.
- (d) Supporting the Sustainable Communities in Appalachia Technical Assistance Program.
- (e) Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application for TK Enterprises LLC d/b/a TK located in the city limits at 3130 McClellan Boulevard.

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 Reddick introduced and read Ordinance Number 14-O-27 as follows:

(14-O-27, amending Section 43: Permitted Uses, of the City of Anniston Zoning Ordinance to include "Tattoo Parlor" as a conditional permitted use)

Council Member Reddick made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 14-O-27 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 given for the immediate consideration of Ordinance Number 14-O-27 as introduced and read, Council Member Reddick made a motion for the passage and adoption of Ordinance Number 14-O-27 as introduced and read. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was

10/27/2014

recorded: ayes: Council Members Jenkins and Reddick; nays: Council Members Selase, Harris and Stewart. The motion failed.

Council Member Jenkins introduced and read Ordinance Number 14-O-28 as follows:

(14-O-28, amending Division 1, Article XI, Chapter 2, Section 2.53.3 of the Code of Ordinances for the City of Anniston, Alabama regulating Boards, Commissions and Authorities)

Council Member Jenkins made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 14-O-28 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 Ordinance Number 14-O-28 as introduced and read, Council Member Selase made a motion for the passage and adoption of Ordinance Number 14-O-28 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 Ordinance Number 14-O-28 was passed and adopted.

Council Member Reddick introduced and read Ordinance Number 14-O-29 as follows:

(14-O-29, amending Chapter 13, Article III, Section 13.8, Subsection (1) to eliminate the residential rental-housing unit inspection fees for initial inspections)

Council Member Reddick made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 14-O-29 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 given for the immediate consideration of Ordinance Number 14-O-29 as introduced and read, Council Member Selase made a motion for the passage and adoption of Ordinance Number 14-O-29 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, and Stewart; nays: none; abstentions: Council Member Harris. The motion carried and Ordinance Number 14-O-29 was passed and adopted.

Council Member Jenkins made a motion for the unanimous consent of the Council to introduce and read by title Ordinance Number 14-O-30. 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 Ordinance Number 14-O-30.

No one addressed the Council either in favor of or in opposition to the introduction and reading by title of Ordinance Number 14-O-30.

10/27/2014

On call of the roll on Council Member Jenkins' motion for the unanimous consent of the Council to introduce and read by title Ordinance Number 14-O-30 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 Ordinance Number 14-O-30, Council Member Jenkins introduced and read by title Ordinance Number 14-O-30 as follows:

(14-O-30, amending Chapter 14, Article I of the Code of Ordinances of the City of Anniston providing license and privilege taxes; First Reading)

Council Member Harris introduced and read Resolution Number 14-R-356 as follows:

(14-R-356, amending the Schedule of Nominations assigning and designating the positions on each Municipal Board, Commission and Authority to specific Ward Council Members and to the Office of the Mayor and appointing members to the Anniston Museum of Natural History and Longleaf Botanical Gardens Board)

Council Member Harris made a motion for the passage and adoption of Resolution Number 14-R-356 as introduced and read. The motion was seconded by Mayor Stewart.

Council Member Jenkins stated that he had been engaged in his business as an architect for the Longleaf Botanical Gardens prior to them being a City department and he was continuing with that contract and as such he would abstain from any vote regarding this.

On call of the roll on Council Member Harris' motion for the passage and adoption of Resolution Number 14-R-356 as introduced and read and Mayor Stewart's second to said motion the following vote was recorded: ayes: Council Members Selase, Harris and Stewart; nays: none; abstentions: Council Members Jenkins and Reddick. The motion carried and Resolution Number 14-R-356 was passed and adopted.

Council Member Selase made a motion for the unanimous consent of the Council to introduce and read by title Resolution Number 14-R-357. 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 14-R-357.

No one addressed the Council either in favor of or in opposition to the introduction and reading by title of Resolution Number 14-R-357.

On call of the roll on Council Member Selase's motion for the unanimous consent of the Council to introduce and read by title Resolution Number 14-R-357 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.

10/27/2014

Unanimous consent of the Council having been granted to introduce and read by title Resolution Number 14-R-357, Council Member Selase introduced and read by title Resolution Number 14-R-357 as follows:

(14-R-357, approving the tax application for a tax abatement for Project United and further authorizing the Mayor to execute an agreement with same)

Council Member Selase made a motion for the passage and adoption of Resolution Number 14-R-357 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 14-R-357 was passed and adopted.

Council Member Jenkins stated that the Cane Creek Golf course looked to be in excellent shape. He commended the Parks and Recreation Department for their work with the Pappy Dunn Soccer Tournament.

Council Member Reddick stated it was a pleasure working with the rest of the Council. He stated he was disappointed with vote concerning tattoo parlor as a conditional use in certain business districts. He stated they needed to focus on the people of the community and get them jobs and not concentrate on more taxes.

Mayor Stewart stated that economic developers from all around the state had been at McClellan for McClellan Day. He stated the Neewollah festival downtown had been a great success. He stated they would be breaking ground for the Wellness Park on November 6.

Council Member Selase stated that kids should be participating in Red Ribbon Week. He thanked the City staff for their work on the business license ordinance. He stated they had worked very to get to this point with the Wellness Park.

Council Member Harris thanked the Public Works Department for taking care of an animal problem that day.

There being no further business to come before the meeting at that time Council Member Selase 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 6:47 o'clock p.m.