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Anniston, Alabama
December 5, 2017

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, December 5, 2017, at approximately 3:05 o'clock p.m.

Alan Robison, Museum Director prayed the Invocation.

Alan Robison, Museum Director led the Pledge of Allegiance to the Flag.

Mayor Draper called the meeting to order. On call of the roll the following Council Members were found to be present: Council Members Reddick, Little, Harris and Draper; absent: Council Member Jenkins. A quorum was present and the meeting opened for the transaction of business.

Cory Salley, Interim City Manager, was present.

Bruce Downey, City Attorney, was present.

Council Member Reddick made a motion to waive the reading of the minutes of November 21, 2017. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Reddick, Little, Harris and Draper; nays: none. The motion carried.

Council Member Harris made a motion to approve the minutes of November 21, 2017. The motion was seconded by Council Member Reddick; and on call of the roll the following vote was recorded: ayes: Council Members Reddick, Little, Harris and Draper; nays: none. The motion carried.

Council Member Little made a motion to add to the Consent Agenda a motion to appoint Cory Salley as the Interim City Manager effective December 5, 2017, at the current City Manager's base salary while serving as Interim City Manager and to remove from the Consent Agenda a resolution appointing a member to the Longleaf Botanical Gardens Board and the Board Confirmation Hearing. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Reddick, Little, Harris and Draper; nays: none. The motion carried.

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

- (a) Resolution authorizing authorizing reimbursements to city officials for expenses incurred while traveling away from the City; Resolution 17-R-134
- (b) Motion to appoint Cory Salley as Interim City Manager effective December 5, 2017 at the current City Manager base salary while serving as Interim City Manager.

The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Reddick, Little, Harris and Draper; nays: none. The motion carried.

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Mayor Draper made a motion to approve a Retail Beer (Off Premises Only), Retail Table Wine (Off Premises Only) application for Wade Corporation d/b/a Anniston Marathon located at 1415 Highway 431 N within the city limits. The motion was seconded by Council Member Reddick; and on call of the roll the following vote was recorded: ayes: Council Member Reddick, Harris and Draper; nays: none; abstentions: Council Member Little. The motion carried.

Council Member Reddick made a motion to approve a Special Events Retail application for the City of Anniston d/b/a Midnight Masquerade at the Museum located at 800 & 920 Museum Drive within the city limits. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Member Reddick, Harris and Draper; nays: none; abstentions: Council Member Little. The motion carried.

Council Member Harris wished everyone a Merry Christmas.

Council Member Little recognized representatives from Ifediba Law Group who will attend the work session. He also recognized Pastor Golden and all who were with him and he asked everyone to keep former Councilman James Montgomery in their prayers while he is in the hospital out of state.

Council Member Reddick welcomed Pastor Golden and Sister Vivian, asked everyone to keep James Montgomery in their prayers. He also thanked everyone for attending.

Mayor Draper thanks everyone for attending and also asked everyone to remember James Montgomery in their prayer.

Mayor Draper made a motion to recess into a Work Session and Executive Session immediately thereafter to discuss potential litigation and the City Manager position and to reconvene at 5:30. (Or thereafter) The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Member Reddick, Harris and Draper; nays: none. The motion carried and the meeting recessed at 3:19 o'clock p.m.

Mayor Draper made a motion to reconvene the meeting. The motion was seconded by Council Member Reddick; and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris and Draper; nays: none. The motion carried and the meeting reconvened at 5:32 o'clock p.m.

Mayor Draper announced that this was the time for the public hearing to hear objections to the proposed abatement of identified nuisances (vehicles & debris) at the following locations; 818 West 14th Street, 101 South Christine Avenue, and 2022 Wilmer Avenue; declared the hearing open and asked if anyone wished to address the Council concerning objections to the proposed abatement of identified nuisances (vehicles & debris) at said locations.

Don Gleaton, 3610 Dale Hollow Road stated he was trustee for Mount Olive Baptist, 101 South Christine and there were two vehicles abandoned in the parking lot and notice of removal signs

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were placed on them and they want to know what action the church needs to take because these vehicles do not belong to the church.

Mayor Draper declared the public hearing to hear objections to the proposed abatement of identified nuisances (vehicles & debris) at the following locations; 818 West 14th Street, 101 South Christine Avenue, and 2022 Wilmer Avenue; closed.

Mayor Draper announced that this was the time for the public hearing to hear objections to the proposed abatement of identified nuisances (grass & debris) at the following locations; 1402 Forest Lane, 1812 Front Street, 2901 McKleroy Avenue, 2905 McKleroy Avenue, 2916 Gurnee Avenue, 2914 Gurnee Avenue, 2530 Ridgeview, 1214 Cobb Avenue, 1330 Noble Street, 29 Circle, 2423 McCoy Avenue, 2024 Dooley Avenue, 2417 McCoy Avenue, 616 South Allen Avenue, 629 Pine Avenue, and 221 South Spruce; declared the hearing open and asked if anyone wished to address the Council concerning objections to the proposed abatement of identified nuisances (grass & debris) at said locations.

No one addressed the Council concerning objections to the proposed abatement of identified nuisances (grass & debris) at said locations.

Mayor Draper declared the public hearing to hear objections to the proposed abatement of identified nuisances (grass & debris) at the following locations; 1402 Forest Lane, 1812 Front Street, 2901 McKleroy Avenue, 2905 McKleroy Avenue, 2916 Gurnee Avenue, 2914 Gurnee Avenue, 2530 Ridgeview, 1214 Cobb Avenue, 1330 Noble Street, 29 Circle, 2423 McCoy Avenue, 2024 Dooley Avenue, 2417 McCoy Avenue, 616 South Allen Avenue, 629 Pine Avenue, and 221 South Spruce; closed.

Mayor Draper announced that this was the time for the public hearing to hear comments to the proposed vacation of a portion of Old Mill Road from the east side of Sugarloaf Lane to the beginning; declared the hearing open and asked if anyone wished to address the Council concerning the proposed vacation of a portion of Old Mill Road from the east side of Sugarloaf Lane to the beginning.

No one addressed the Council concerning the proposed vacation of a portion of Old Mill Road from the east side of Sugarloaf Lane to the beginning.

Mayor Draper declared the public hearing to hear comments on the proposed vacation of a portion of Old Mill Road from the east side of Sugarloaf Lane to the beginning; closed.

Cory Salley, Interim City Manager, introduced and read Resolution Number 17-R-135 as follows:

RESOLUTION NO. 17-R-135

A RESOLUTION OVER-RULING OBJECTIONS TO THE ABATEMENT OF IDENTIFIED NUISANCES

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WHEREAS, Act 1995-375, Section 2, Amended by Act 2004-256 and codified as Sections 45-8-172, et seq. of the Code of Alabama, 1975, defines public nuisances and authorizes the City to order or otherwise accomplish the removal of such nuisances; and

WHEREAS, the City of Anniston has identified herein a specific list of such nuisances and the appropriate remedies to abate each nuisance; and

WHEREAS, the City of Anniston has notified the property owners or other parties that may be held responsible and has held a public hearing to consider objections to the proposed remedy as required by law.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Anniston, Alabama that all objections and protests to the nuisance remedies identified in Exhibit "A" attached is hereby over-ruled and the recommended remedies are ordered to be applied to abate the nuisances according to the procedures and processes in Section 34.3 of the Code of Ordinances of the City of Anniston, Alabama.

PASSED AND ADOPTED this 5th day of December, 2017.

CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA

By: /s/ Jack Draper, Mayor

By: /s/ Jay W. Jenkins, Council Member

By: /s/ David E. Reddick, Council Member

By: /s/ Ben Little, Council Member

By: /s/ Millie Harris, Council Member

Council Member Harris made a motion for the passage and adoption of Resolution Number 17-R-135 as introduced and read. The motion was seconded by Council Member Jenkins.

Cory Salley, Interim City Manager, introduced and read Resolution Number 17-R-136 as follows:

RESOLUTION NO. 17-R-136

A RESOLUTION OVER-RULING OBJECTIONS TO THE ABATEMENT OF IDENTIFIED NUISANCES

WHEREAS, Act 1995-375, Section 2, Amended by Act 2004-256 and codified as Sections 45-8-172, et seq. of the Code of Alabama, 1975, defines public nuisances and authorizes the City to order or otherwise accomplish the removal of such nuisances; and

WHEREAS, the City of Anniston has identified herein a specific list of such nuisances and the appropriate remedies to abate each nuisance; and

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WHEREAS, the City of Anniston has notified the property owners or other parties that may be held responsible and has held a public hearing to consider objections to the proposed remedy as required by law.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Anniston, Alabama that all objections and protests to the nuisance remedies identified in Exhibit "A" attached is hereby over-ruled and the recommended remedies are ordered to be applied to abate the nuisances according to the procedures and processes in Section 34.3 of the Code of Ordinances of the City of Anniston, Alabama.

PASSED AND ADOPTED this 5th day of December, 2017.

CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA

By: /s/ Jack Draper, Mayor

By: /s/ Jay W. Jenkins, Council Member

By: /s/ David E. Reddick, Council Member

By: /s/ Ben Little, Council Member

By: /s/ Millie Harris, Council Member

Council Member Harris made a motion for the passage and adoption of Resolution Number 17-R-136 as introduced and read. The motion was seconded by Council Member Jenkins.

Cory Salley, Interim City Manager, introduced and read Resolution Number 17-R-137 as follows:

RESOLUTION NUMBER 17-R-137

A RESOLUTION VACATING A PORTION OF OLD MILL RD FROM THE EAST SIDE OF SUGARLOAF LANE TO THE BEGINNING

WHEREAS, the owners of all lands abutting on a street or alley hereinafter described have joined in a written instrument to declare said street or alley to be vacated; and

WHEREAS, convenient means of ingress and egress to and from said lands is afforded to all other property owners owning property to the tract of land embraced in the map, plat or survey hereinafter referred to, either by the remaining streets or alleys dedicated by such map, plat or other streets and alleys; and

WHEREAS, the vacation of said part of said street or alley shall not deprive any other property owners of such right as they have to convenient and reasonable means of ingress and egress to and from their property; and

WHEREAS, it is in the public interest of the Council of the City of Anniston, Alabama, to assent to the vacation of said part of said street or alley.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Anniston, Alabama, as follows:

Section 1. That the said Council does hereby assent and consent to the vacation of said part of said street or alley, the same being described as follows:

A parcel of land lying in Section 14, Township 16S, Range 8 East, Calhoun County, Alabama within the 5th Addition to Golden Springs Subdivision; said parcel being more particularly described as follows: Begin at a point where the Easterly Right-of-Way of Sugarloaf Lane intersects the Northerly Right-of-Way of Old Mill Road; thence run Easterly along the Northerly Right-of-Way of Old Mill Road a distance of 60 feet to the point of beginning; thence Easterly 82.5 feet; thence Southerly along the Easterly Right-of-Way of Old Mill Road a distance of 60 feet; thence Westerly along the Southerly Right-of-Way of Old Mill Road a distance of 82.5 feet; thence Northerly a distance of 60 feet to the point of beginning.

Section 2. Provided, however, that this Resolution shall not prejudice the rights of any public utilities or railroads now operating easements, lines, pipes, railways lines, and rights – of – way in the area encompassed by said part of said street whether above ground, at ground level or below ground, it being specifically understood that this vacation is without prejudice as to the rights of such utilities.

PASSED AND ADOPTED this 5th day of December, 2017.

CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA

By: /s/ Jack Draper, Mayor

By: /s/ Jay W. Jenkins, Council Member

By: /s/ David E. Reddick, Council Member

By: /s/ Ben Little, Council Member

By: /s/ Millie Harris, Council Member

Mayor Draper made a motion to direct Cory Salley, Interim City Manager to set up skype interview for December 11, 2017 with the following City Manager candidates: James R. Johnson, Kwasi Obeng, Patrick Comiskey, Troy Bell and William Whitson. The motion was seconded by Council Member Little; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little, Harris and Draper; nays: none. The motion carried.

There being no further business to come before the meeting at that time Mayor Draper 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, Reddick, Little, Harris and Draper; nays: none. The motion carried and the meeting was adjourned at approximately 5:49 o'clock p.m.