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Anniston, Alabama  
December 12, 2016

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, December 12, 2016, at approximately 5:31 o'clock p.m.

Council Member Little prayed the Invocation.

Council Member Little 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 Jenkins, Reddick, Little, Harris and Draper; absent: none. A quorum was present and the meeting opened for the transaction of business.

Kent Davis, City Manager, was present.

Bruce Downey, City Attorney, was present.

Council Member Jenkins made a motion to waive the reading of the minutes of November 21, 2016. 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.

Council Member Reddick made a motion to approve the minutes of November 21, 2016. The motion was seconded by Council Member Harris; 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.

Council Member Harris made a motion to adopt the agenda. The motion was seconded by Council Member Reddick; 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.

Janice Lee addressed the Council and asked about obtaining copies of the City ordinances.

Cynthia Pittman, 721 West 19<sup>th</sup> Street, addressed the Council and stated she had been served a citation concerning her dogs. She stated the dogs were in her yard and well cared for. She stated that a car had been removed from in front of her home and the car had had a sticker placed on it concerning its removal.

Ernest Goggins, 215 East 22<sup>nd</sup> Street, addressed the Council and stated he had received a notice concerning cars in his yard. He stated he used the cars to deliver papers and was trying to find a body for the truck in his yard.

Sean Johnson, 1126 Wynn Court, addressed the Council and stated they all needed to learn to get along and work together. She stated they had started a group called Our Lives Matter. She stated

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she felt Council Member Harris should apologize to the black community. She stated they needed to make this community work.

Angenette Johnson English, 2030 Cobb Avenue, addressed the Council and stated there were a lot of things they needed help with in their community. She stated their group was called Lower Quarters Community and they were trying to establish themselves as a non-profit.

Joan Pope, 31 Diana Hills Road, addressed the Council and stated she had attended the public forum for the Freedom Riders National Monument designation and she was touched by the unity of the people there.

Representative Barbara Boyd, 2222 McDaniel Avenue, addressed the Council and stated she hoped for unanimous consent concerning the ordinance to surplus and convey the bus station property. She stated they needed to continue to work together.

Phyllis Dill addressed the Council and stated she felt Council Member Harris had the best interest of the city at heart.

Ralph Bradford addressed the Council concerning the contract for the City Manager. He asked if the Council had voted on this agreement. He asked if the Mayor got the vote of the Council to sign the agreement. He asked who negotiated the agreement.

Mayor Draper announced that was the time for the public hearing to hear objections to the proposed abatement of identified nuisances (vehicles and debris) at the following locations: 823 and 915 Willow Pointe Drive, 5617, 5719, 5807 and 5811 Woodgate Circle, 1720 Moore Avenue, 1919 Rocky Hollow Road, 222 South Quintard Avenue, 215 E. 22<sup>nd</sup> Street, 1100 Pine Avenue, 2726 Old Quintard, 901 Woodland Court, 2727 Old Quintard, 205 East 28<sup>th</sup> Street, 1523 Walnut Avenue, 921 W. 22<sup>nd</sup> Street, 1719 W. 10<sup>th</sup> Street, 1111 Crawford Avenue, and 1919 Moore Avenue; declared the hearing open and asked if anyone wished to address the Council concerning the proposed abatement of identified nuisances at said locations.

No one addressed the Council concerning the proposed abatement of identified nuisances at said locations.

Mayor Draper declared the public hearing to hear objections to the proposed abatement of identified nuisances (vehicles and debris) at the following locations: 823 and 915 Willow Pointe Drive, 5617, 5719, 5807 and 5811 Woodgate Circle, 1720 Moore Avenue, 1919 Rocky Hollow Road, 222 South Quintard Avenue, 215 E. 22<sup>nd</sup> Street, 1100 Pine Avenue, 2726 Old Quintard, 901 Woodland Court, 2727 Old Quintard, 205 East 28<sup>th</sup> Street, 1523 Walnut Avenue, 921 W. 22<sup>nd</sup> Street, 1719 W. 10<sup>th</sup> Street, 1111 Crawford Avenue, and 1919 Moore Avenue; closed.

Mayor Draper announced that was the time for the public hearing to hear objections to the proposed abatement of identified nuisances (grass and debris) at the following locations: 3705 Pelham Road, 0 Pike Drive, 3703 Noble Street, 1418 Pine Avenue, 3007 and 2808 Gurnee Avenue, 3025 Moore Avenue, 2220 Noble Street, 234 Rockwood Drive, 1322 Mulberry Avenue, 630 W. 14<sup>th</sup> Street, 416 W. 21<sup>st</sup> Street, 215 Afton Brae, 1309 Kilby Terrace, 1412 McCall Drive,

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422 E. 23<sup>rd</sup> Street, 1307 and 1303 E. 11<sup>th</sup> Street, 2016 Christine Avenue, 213 E. 30<sup>th</sup> Street, 1928 Canterbury Square, 501 E. 23<sup>rd</sup> Street, 2820 Gurnee Avenue and 112 W. 20<sup>th</sup> Street; declared the hearing open and asked if anyone wished to address the Council concerning the proposed abatement of identified nuisances at said locations.

No one addressed the Council concerning the proposed abatement of identified nuisances at said locations.

Mayor Draper declared the public hearing to hear objections to the proposed abatement of identified nuisances (vehicles and debris) at the following locations: 3705 Pelham Road, 0 Pike Drive, 3703 Noble Street, 1418 Pine Avenue, 3007 and 2808 Gurnee Avenue, 3025 Moore Avenue, 2220 Noble Street, 234 Rockwood Drive, 1322 Mulberry Avenue, 630 W. 14<sup>th</sup> Street, 416 W. 21<sup>st</sup> Street, 215 Afton Brae, 1309 Kilby Terrace, 1412 McCall Drive, 422 E. 23<sup>rd</sup> Street, 1307 and 1303 E. 11<sup>th</sup> Street, 2016 Christine Avenue, 213 E. 30<sup>th</sup> Street, 1928 Canterbury Square, 501 E. 23<sup>rd</sup> Street, 2820 Gurnee Avenue and 112 W. 20<sup>th</sup> Street; closed.

Mayor Draper announced that was the time for the public hearing to hear objections to the proposed abatement of identified nuisances (dangerous structures) at the following location: 5818 McClellan Boulevard – Lenlock Shopping Center; declared the hearing open and asked if anyone wished to address the Council concerning the proposed abatement of identified nuisances at said location.

Larry Crews, owner and managing partner of the Lenlock Shopping LLC, addressed the Council and stated he had hired a company to do an environmental survey of the property. He stated they had owned the property for a few months and they needed more time concerning this property.

Mayor Draper asked if anyone else wished to address the Council concerning the proposed abatement of identified nuisances at said location.

No one else addressed the Council concerning the proposed abatement of identified nuisances at said location.

Mayor Draper declared the public hearing to hear objections to the proposed abatement of identified nuisances (dangerous structures) at the following location: 5818 McClellan Boulevard – Lenlock Shopping Center; closed.

Council Member Reddick made a motion to remove from the Consent Agenda a resolution overruling objections to the abatement of identified nuisances. 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.

Council Member Reddick made a motion to approve the Consent Agenda as amended.

(a) Resolution over-ruling objections to the abatement of identified nuisances. Group 2016-05 Debris & Vehicles

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(b) Resolution over-ruling objections to the abatement of identified nuisances. Group 2016-09 Grass & Debris

(c) Resolution authorizing the submission of a grant application under Transportation Alternatives Program.

(d) Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application for Jamal LLC d/b/a Express Mart 4 located at 1604 Front Street.

(e) Motion that Bid Number COA2016-B-009 in the total amount of \$80,800.00 by Gulf Coast Truck and Equipment for two (2) heavy duty dump trucks be accepted.

(f) Motion to suspend the rule requiring the City Council to meet on the 3rd Monday of December 2016.

(g) Motion to suspend the rule requiring City Council to meet on the 1st Monday of January 2017, and to schedule a City Council meeting for Tuesday, January 3, 2017, at 5:30 p.m.

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.

Council Member Harris made a motion for the unanimous consent of the Council to reintroduce and read by title Ordinance Number 16-O-26. The motion was seconded by Council Member Reddick.

Mayor Draper asked if anyone wished to address the Council either in favor of or in opposition to the reintroduction and reading by title of Ordinance Number 16-O-26.

No one addressed the Council either in favor of or in opposition to the reintroduction and reading by title of Ordinance Number 16-O-26.

On call of the roll on Council Member Harris' motion for the unanimous consent of the Council to reintroduce and read by title Ordinance Number 16-O-26 and Council Member Reddick's second to said motion the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little, Harris and Draper; nays: none. The motion carried.

Unanimous consent of the Council having been granted to reintroduce and read by title Ordinance Number 16-O-26, Council Member Harris reintroduced and read by title Ordinance Number 16-O-26 as follows:

(16-O-26, amending the traffic schedule to add and remove traffic lights and stop signs; Second Reading)

Council Member Harris made a motion for the passage and adoption of Ordinance Number 16-O-26 as reintroduced 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, Little, Harris and Draper; nays: none. The motion carried and Ordinance Number 16-O-26 was passed and adopted.

Council Member Little stated if the owner of the business at 6<sup>th</sup> Street and Noble Street has problems with traffic at that location then he may ask for this light to be put back up.

Council Member Harris introduced and read Ordinance Number 16-O-27 as follows:

ORDINANCE NUMBER 16-O-27

AN ORDINANCE DECLARING SURPLUS REAL PROPERTY  
AND AUTHORIZING CONVEYANCE OF THE SAME

WHEREAS, the City of Anniston does own and possess certain real property commonly known as 1031 Gurnee Avenue within the City of Anniston and more specifically described in Exhibit A, attached hereto (the "Property");

WHEREAS, the City of Anniston no longer utilizes the Property for municipal or other public purposes;

WHEREAS, the Council finds that the Property is historically and culturally significant in that it was the location of the bus terminal where, on May 14, 1961, local mobs attacked the Congress of Racial Equality's Freedom Riders;

WHEREAS, the Council desires to convey the Property to the National Parks Service, or its designee, for no financial consideration so that it may be used for the purpose of establishing a monument, park, museum or public cultural facility thereon so as to preserve and promote the historical, commemorative, and cultural value of the site and structures located thereon;

WHEREAS the Council finds that the conveyance of the Property to the National Parks Service, or its designee, will serve a legitimate and sufficient public purpose;

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

1. Declaration of Surplus Real Property. It is hereby established and declared that the real property of the City of Anniston located at 1031 Gurnee Avenue, and more particularly described in the attached Exhibit A, is surplus real property that is no longer used or needed by the City of Anniston for public or municipal purposes.

2. Conveyance of the Property to the National Park Service. The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City of Anniston, Alabama, any deeds, real estate sales contracts or other agreements necessary to convey the Property to the National Parks Service, or its designee, for no financial consideration, so that it may be used for the purpose of a national park, monument, museum or public cultural facility.

3. Public Purpose will be served by the conveyance to the National Park Service. The Council for the City of Anniston finds and declares that the conveyance of the Property to

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the National Park Service, or its designee, in accordance with the terms and conditions set forth in this ordinance shall serve a valid and sufficient public purpose.

4. Effective Date. This Ordinance shall become effective immediately upon adoption and publication as required by law.

PASSED and ADOPTED this 12th day of December, 2016.

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

ATTEST:

/s/ Alan B. Atkinson, City Clerk

Council Member Harris made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 16-O-27 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, Little, Harris and Draper; nays: none. The motion carried. Unanimous consent of the Council having been given for the immediate consideration of Ordinance Number 16-O-27 as introduced and read, Council Member Harris made a motion for the passage and adoption of Ordinance Number 16-O-27 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, Little, Harris and Draper; nays: none. The motion carried and Ordinance Number 16-O-27 was passed and adopted.

Council Member Jenkins introduced and read Ordinance Number 16-O-28 as follows:

(16-O-28, declaring surplus real property and authorizing the lease of the same; Airport Terminal Building; First Reading)

Council Member Little introduced and read Resolution Number 16-R-137 as follows:

(16-R-137, authorizing the City Manager to execute a Letter of Intent and to take such actions as are needed to fulfill its terms)

Council Member Jenkins made a motion to amend Resolution Number 16-R-137 to read "AVD" in Sections 1, 2 and 3. The motion was seconded by Council Member Harris; 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.

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Council Member Little made a motion for the passage and adoption of Resolution Number 16-R-137 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, Little, Harris and Draper; nays: none. The motion carried and Resolution Number 16-R-137 was passed and adopted.

Council Member Little introduced and read Resolution Number 16-R-138 as follows:

(16-R-138, allocating funds for a Home Repair Program)

Council Member Little made a motion for the passage and adoption of Resolution Number 16-R-138 as introduced and read. The motion was seconded by Council Member Reddick.

Council Member Little stated they were looking for about \$125,000.00. He stated they needed to move some funds around in the budget. He stated in recent years there had been no money going toward home repair.

Kent Davis, City Manager, stated this would be an unbudgeted item and he would need direction from the Council to spend these funds.

Council Member Little stated the citizens need this help and should not have to wait until July.

Council Member Jenkins stated he would like to see this happen soon but they needed to answer the questions of how much money, where was it coming from and how or who would qualify for the program. He asked if they could spend these funds on private property and if they did then they needed to show a public purpose for the expenditure.

Council Member Jenkins made a motion to table Resolution Number 16-R-138 as introduced and read. The motion was seconded by Council Member Little; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Little, Harris and Draper; nays: Council Member Reddick. The motion carried.

Council Member Little introduced and read Resolution Number 16-R-139 as follows:

(16-R-139, resolution over-ruling objections to the abatement of identified nuisances; Group 39 Dangerous Structures)

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 16-R-139 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, Little, Harris and Draper; nays: none; abstentions: Council Member Reddick. The motion carried and Resolution Number 16-R-139 was passed and adopted.

Council Member Harris thanked everyone for attending the meeting.

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Council Member Little stated this had been a good meeting. He stated they were going to work on getting help for the people who needed home repairs.

Council Member Reddick stated they needed a copy of the City Code at the library.

Council Member Jenkins thanked the City staff for their work.

Mayor Draper thanked Dr. Boyd, Pete Conroy and the other members of the Freedom Riders Committee for all their hard work. He stated there would be no special meeting necessary for the next day.

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 Harris; 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 7:08 o'clock p.m.