

CITY OF ANNISTON

APRIL 20, 2015

5:30 P.M.

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
- **STAFF ADDITIONS/DELETIONS TO THE AGENDA**
- **ADOPTION OF AGENDA**

I. RECEIVE INFORMAL PUBLIC COMMENTS

Informal Public Comment – Speaker Protocol

The City of Anniston believes that any member of the general public should be afforded the opportunity to address the City Council provided that designated rules are followed by the speaker. Any member of the public who wishes to address the City Council and offer public comment on items within the City Council's jurisdiction, may do so during the Informal Public Comment period of the meeting. However, no formal action will be taken on matters that are not part of the posted agenda. In order to ensure the opportunity for all those desiring to speak before the Council, there is no yielding of time to another speaker. This opportunity to address City Council may not be used to continue discussion on an agenda item that has already been held as a public hearing. Matters under negotiation, litigation, or related to personnel will not be discussed. If a member of the general public would like to address the City Council during the Informal Public Comment portion of the meeting, please respectfully indicate your desire to address the City Council when the Mayor solicits members of the general public to come forward and speak. You will be recognized by the Mayor and asked to come forward to the podium so that you can address the City Council in accordance with the rules outlined herein. Once the speaker has been recognized to speak, he/she will be given three (3) minutes to address the City Council. The speaker should not attempt to engage the City Council and/or Staff in a discussion/dialogue and the speaker should not ask specific questions with the expectation that an immediate answer will be provided as part of the three (3) minute time frame since that is not the intent of the Informal Public Comment period. If the speaker poses a question or makes a request of the City, the Mayor may refer the issue or request to the City Manager for follow up. At the conclusion of the three (3) minute time period, the speaker will be notified that his/her time has elapsed and the next speaker will be recognized to come forward to the podium and address the City Council. The Mayor may rule out of order any Speaker who uses abusive or indecorous language, if the subject matter does not pertain to the City of Anniston, or if the Speaker(s) attempts to engage the City Council Members in a discussion or dialogue on issues. City Council shall not discuss non-agenda matters because it does not give the public adequate notice. Accordingly, City Council shall be limited to asking factual and clarifying questions of staff, and when appropriate, the Council may consider placing a matter on a future agenda. In addition, it is not reasonable to expect staff to respond to any of a variety of issues on which they may or may not be prepared to respond to on a moment's notice, so the City Manager may respond, or direct staff to respond at a later time.

II. RECEIVE FORMAL PUBLIC COMMENT

Formal Public Comment – City Council Agenda Protocol

The City of Anniston has identified this portion of the meeting to allow individuals an opportunity to formally address the City Council on issues of importance. Anniston requires that individuals who desire to formally address City Council to submit a written request form outlining the subject matter that they intend to discuss so that they can be placed on an upcoming meeting agenda. Members of the public desiring to be placed on the agenda to present or address matters to the City Council must submit a formal **“REQUEST TO BE PLACED ON THE CITY COUNCIL AGENDA”** form to the Office of the City Manager at least 10 days prior to the requested City Council meeting date that you wish to speak. City Council meetings are held on the second and fourth Monday of each month so the request must be submitted no later than 5:00 pm on the Friday which constitutes 10 days prior. The request can be done in person, regular mail, fax or email and the speaker should obtain acknowledgement of the request from the City to demonstrate that the 10 day requirement has been met. The request form may be obtained from the Office of the City Manager or from the City’s website www.anniston.al.gov. The request should state the name of the individual(s) desiring to be heard and the subject matter to be presented to City Council. Requests may be referred, at the discretion of the City Manager, to appropriate staff for mediation prior to being placed on the public agenda. Please be advised that the mere completion of a request form does not entitle the speaker to be added to the agenda.

- (a) Board Confirmations:
 - i. Industrial Development Authority

III. CONDUCT PUBLIC HEARING

Speaking to a Public Hearing Item

In the interest of time and to ensure the fairness of all persons who appear before the City Council to speak for or against a public hearing item, speakers will be limited to three (3) minutes each to address City Council except as described herein. One speaker for the Petitioner may address the City Council for no more than 10 minutes, unless extended by the Mayor. In an effort help the City Council and the general public to better understand the issues, the Mayor may request that a City staff member address the City Council from the podium. Speakers from the general public may only speak when recognized by the Mayor during the public hearing. Speakers will be asked to come to the podium to address the City Council for three (3) minutes and they shall state their name and resident address for the record. Speakers addressing City Council on a public hearing item should coordinate comments in order to respect City Council’s time constraints. Groups should select a spokesperson to present the major points that summarize their position and opinions. Speakers are urged to be brief and non-repetitive with their comments. Comments shall specifically address the public hearing item before the City Council, and the speaker shall maintain appropriate tone and decorum when addressing the City Council. City Council may ask questions of the applicant, speakers, or staff during these proceedings only for the purpose of clarifying information. The speaker shall not direct derogatory comments to any individual, organization, or business. At the conclusion of the three (3) minute time period, the speaker will be notified that his/her time has elapsed and the next speaker will be recognized to come forward to the podium and address the City Council. Once the public hearing is closed on an item, there will be no further opportunity for formal or informal public input at a City Council meeting.

- (a) To hear public comments over-ruling objections to the abatement of identified nuisances. (Group 2015-01 Burned Structures)
- (b) To hear public comments over-ruling objections to the abatement of identified nuisances. (Group 2015-03 Debris and Grass)

- (c) To hear public comments over-ruling objections to the abatement of identified nuisances. (Group 2015-03 Vehicles)

IV. UNFINISHED BUSINESS – None

V. CONSENT AGENDA

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the city.
- (b) Resolution declaring a reported condition to be a public nuisance. (Grp 2015 – 02 Burned Buildings)
- (c) Resolution declaring a reported condition to be a public nuisance. (Grp 2015 – 04 Debris)
- (d) Resolution over-ruling objections to the abatement of identified nuisances. (Group 2015-01 Burned Structures)
- (e) Resolution over-ruling objections to the abatement of identified nuisances. (Group 2015-03 Debris and Grass)
- (f) Resolution over-ruling objections to the abatement of identified nuisances. (Group 2015-03 Vehicles)
- (g) Resolution declaring certain personal property surplus and authorizing the sale of said property.
- (h) Resolution amending the schedule of nominations assigning and designating the positions on each Municipal Board, Commission and Authority to specific Ward Councilmembers and to the Office of the Mayor and appointing members to the Industrial Development Authority of the City of Anniston.
- (i) Resolution authorizing the submission of a grant application under Transportation Alternatives Program.
- (j) Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application for Parkwin Convenience Store LLC d/b/a Parkwin Convenience Store located in the city limits at 1625 Parkwin Avenue.
- (k) Motion to approve the Development Plan for Mata’s Greek Pizza and Grinders.
- (l) Motion to appoint Council Member Reddick as the Voting Delegate at the business session of the Annual Convention of the Alabama League of Municipalities on May 18, 2015.
- (m) Motion to accept the bid in the total amount of \$66,515.21 by Midsouth Paving, Inc. for the 17th Street Reconstruction Project from Glenaddie Avenue to Stephens Avenue.

VI. OTHER ADDITIONAL OR FURTHER MATTERS THAT MAY COME BEFORE COUNCIL

COUNCIL COMMENTS

ADJOURNMENT

MINUTES

4/6/2015

Anniston, Alabama
April 6, 2015

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, April 6, 2015, at approximately 5:41 o'clock p.m.

Council Member Jenkins prayed the Invocation.

Council Member Jenkins 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 March 16, 2015. 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.

Council Member Harris made a motion to approve the minutes of March 16, 2015. 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 Selase made a motion to correct on the agenda the public hearing and the motion on the Consent Agenda regarding a Club Liquor – Class II application for Grand Central Civic and Event Center LLC d/b/a Grand Central located at 1031 Noble Street to a Club Liquor – Class III application and to add to the Consent Agenda a motion to amend the Classification and Compensation Plan to add the position of Assistant Athletic Director and to approve 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 City Council recognized and honored the Parks and Recreation Department 8 and Under Anniston All Stars State Basketball Champions.

The City Council recognized and honored the volunteers at the Hill Golf Course.

Mayor Stewart stated that April 7 was Mayor's Day of Recognition for National Service and he would like to recognize the volunteers from AmeriCorps.

4/6/2015

The City Council recognized and honored Victoria Tuck and Cara Burke as recipients of Rotary Youth Leadership Award.

Betty Gunnels, 271 BelAir Road, addressed the Council in opposition to the closure of Littlebrant Drive.

Clark Ware, 2004 Bancroft Avenue, addressed the Council concerning the need for sidewalks on Bancroft Avenue near Randolph Park.

Carolyn Anderson, Martin Luther King Drive, Hobson City, addressed the Council concerning a problem with rattlesnakes at her residence.

Glen Ray addressed the Council concerning the problem with rattlesnakes at Ms. Anderson's residence.

Mayor Stewart announced that was the time for the Board Confirmation Hearing for Katie Newton and Robert Davie and their nomination to the Anniston Downtown Development Authority.

Katie Newton and Robert Davie addressed the Council concerning their nomination to the Anniston Downtown Development Authority.

Mayor Stewart announced that was the time for the public hearing regarding a Lounge Retail Liquor – Class I application for Daniel Mosley d/b/a Blus Karaoke Bar located at 1013 B Highway 431 North, 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 – Class I application for Daniel Mosley d/b/a Blus Karaoke Bar located at 1013 B Highway 431 North.

Daniel Mosley addressed the Council in favor of said Lounge Retail Liquor – Class I application for Daniel Mosley d/b/a Blus Karaoke Bar located at 1013 B Highway 431 North.

Mayor Stewart asked if anyone else wished to address the Council either in favor of or in opposition to said Lounge Retail Liquor – Class I application for Daniel Mosley d/b/a Blus Karaoke Bar located at 1013 B Highway 431 North.

No one else addressed the Council either in favor of or in opposition to said Lounge Retail Liquor – Class I application for Daniel Mosley d/b/a Blus Karaoke Bar located at 1013 B Highway 431 North.

Mayor Stewart declared the public hearing regarding a Lounge Retail Liquor – Class I application for Daniel Mosley d/b/a Blus Karaoke Bar located at 1013 B Highway 431 North closed.

4/6/2015

Brian Johnson, City Manager, stated that the next item on the agenda was a public hearing regarding a Club Liquor – Class III application for Grand Central Civic and Event Center LLC d/b/a Grand Central located at 1031 Noble Street.

Council Member Selase made a motion for the Council to go into Executive Session to discuss the general reputation and character of an individual pursuant to Section 7a(1) of the Alabama Open Meetings Act. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Selase, Harris and Stewart; nays: Council Member Reddick. The motion carried and the Council went into Executive Session at approximately 6:19 o'clock p.m.

Council Member Selase made a motion the meeting be reconvened. 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 the meeting was reconvened at approximately 6:32 o'clock p.m.

Mayor Stewart announced that was the time for the public hearing regarding a Club Liquor – Class III application for Grand Central Civic and Event Center LLC d/b/a Grand Central located at 1031 Noble Street, declared the hearing open and asked if anyone wished to address the Council either in favor of or in opposition to said Club Liquor – Class III application for Grand Central Civic and Event Center LLC d/b/a Grand Central located at 1031 Noble Street.

No one addressed the Council either in favor of or in opposition to said Club Liquor – Class III application for Grand Central Civic and Event Center LLC d/b/a Grand Central located at 1031 Noble Street.

Mayor Stewart declared the public hearing regarding a Club Liquor – Class III application for Grand Central Civic and Event Center LLC d/b/a Grand Central located at 1031 Noble Street closed.

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

- (a) Resolution declaring a reported condition to be a public nuisance. (Grp 41 – Structures)
- (b) Resolution declaring a reported condition to be a public nuisance. (Grp 2015 – 01 Burned Buildings)
- (c) Resolution declaring a reported condition to be a public nuisance. (Grp 2015 – 03 Debris and Grass)
- (d) Resolution declaring a reported condition to be a public nuisance. (Grp 2015 – 03 Vehicles)
- (e) Accepting resignation of a member of the Commercial Development Authority.
- (f) Resolution declaring certain personal property surplus and authorizing the donation of said property.
- (g) Resolution expressing strong opposition to HB185 or any similar legislation.

4/6/2015

(h) Resolution amending the Schedule of Nominations assigning and designating the positions on each Municipal Board, Commission and Authority to specific Ward Councilmembers and to the Office of the Mayor and appointing members to the Anniston Downtown Development Authority.

(i) Motion to approve a Lounge Retail Liquor – Class I application for Daniel Mosley d/b/a Blus Karaoke Bar located at 1013 B Highway 431 N.

(j) Motion to approve a Club Liquor – Class III application for Grand Central Civic and Event Center LLC d/b/a Grand Central located at 1031 Noble Street.

(k) Motion to approve the Bicycle/Pedestrian Design and Installation Manual.

(l) Motion to amend the Classification and Compensation Plan to add the position of Assistant Athletic Director.

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 Resolution Number 15-R-36 as follows:

(15-R-36, declaring certain real property surplus and disposing of the same; Thomas Avenue Park)

Council Member Reddick made a motion for the passage and adoption of Resolution Number 15-R-36 as introduced and read. The motion was seconded by Council Member Harris.

Council Member Reddick made a motion to amend Resolution Number 15-R-36, Section 1, to reflect the legal description for Thomas Avenue Property as attached to Exhibit A and to remove all reference of the Regional Medical Center Board from the resolution. 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 for the passage and adoption of Resolution Number 15-R-36 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 and Resolution Number 15-R-36 was passed and adopted.

Council Member Jenkins introduced and read Resolution Number 15-R-37 as follows:

(15-R-37, authorizing the closure of Littlebrant Drive)

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 15-R-37 as introduced and read. The motion was seconded by Council Member Reddick.

4/6/2015

Council Member Jenkins stated that this had been a process with the neighborhood and had been handled in a civil manner. He stated he appreciated the views of all concerning this resolution.

On call of the roll on Council Member Jenkins' motion for the passage and adoption of Resolution Number 15-R-37 as introduced and read and Council Member Reddick's second to said motion the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, Harris and Stewart; nays: none. The motion carried and Resolution Number 15-R-37 was passed and adopted.

Council Member Harris stated the weekend of the Sunny King Criterion and the Noble Street Festival had been a huge success.

Council Member Selase commended the Police Department for finding surplus bicycles to give to the Boys and Girls Club of Calhoun County.

Council Member Reddick commended the One Life Movement for their efforts in the community during the Easter weekend. He thanked everyone that attended the Ward 2 meeting.

Council Member Jenkins thanked the City staff for all their efforts during the bicycle races and the Noble Street Festival.

Mayor Stewart stated that the Noble Street Festival had been a tremendous success and he thanked the City staff for all their efforts. He stated these events would only get bigger.

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 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 the meeting was adjourned at approximately 6:54 o'clock p.m.

CONSENT AGENDA

RESOLUTION NO. 15-R-__

A RESOLUTION AUTHORIZING REIMBURSEMENTS TO CITY OFFICIALS FOR EXPENSES INCURRED WHILE TRAVELING AWAY FROM THE CITY

BE IT RESOLVED, by the City Council of the City of Anniston, Alabama, that reimbursement is made by the City of Anniston, Alabama, as follows:

- a.** \$185.00 to Larry Talley, Planning, while attending AAPGMI Conference from April 1 – 3, 2015 in Auburn, AL.
- b.** \$109.83 to Joe Jankoski, Finance, while attending a meeting with the City Manager of Auburn, AL on April 7, 2014.
- c.** \$114.43 to Joe Jankoski, Finance, while attending OSHA Contracts and Risk Transfer Certification from March 31 – April 2, 2015 in Marietta, GA.

PASSED AND ADOPTED this ____ day of April, 2015

**CITY COUNCIL OF THE CITY
OF ANNISTON, ALABAMA**

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Mille Harris, Council Member

ATTEST:

Alan B. Atkinson, City

RESOLUTION NUMBER 15-R-__

A RESOLUTION DECLARING A REPORTED CONDITION TO BE A PUBLIC NUISANCE

WHEREAS, Tana Bryant, an Appropriate City Official, pursuant to Section 34.15 of said Ordinance, has reported to the City Council that conditions exist at **attached (Group 2015-02 – Burned Buildings)** in Anniston, Alabama that are believed to be a public nuisance; and

WHEREAS, the said City official submitted proof of said condition that was deemed by the City Council to be satisfactory to show that a public nuisance existed at the place specified; and

WHEREAS, Section 34.3 (b) (5), of the City of Anniston Ordinance No. 11-0-9 declares the following conditions to be a public nuisance: **Debris of a burned building**; and

RESOLVED THEREFORE, that a public nuisance exists at the above said locations within the City of Anniston, said property being more particularly described on **Exhibit “A”** to this resolution; and

RESOLVED FURTHER, that the public nuisance must be abated by the City and the cost of abatement charged as a lien against the property if not remedied by the owner(s); and

RESOLVED FURTHER, that a hearing be set before the City Council at its next regular scheduled meeting to hear objections to the City’s actions; and

RESOLVED FURTHER, that at least two NOTICES TO REMOVE PUBLIC NUISANCE be promptly posted by the Appropriate City Official in front of the said property at not more than 100 feet in distance apart as specified in Section 34.16 of the Code of Ordinances; and

RESOLVED FURTHER, that the Appropriate City Official shall post said NOTICE TO REMOVE PUBLIC NUISANCE, as aforesaid, at least 5 days prior to the time for hearing objections by the City Council; and

RESOLVED FURTHER, that the Appropriate City Official shall determine the name and address of the person or entity last assessing said property for tax purposes, and shall further cause a search to be made of the public records, and shall further make a diligent investigation to discover the name(s) and contact information of the owners of every beneficial interest in the said property; and

RESOLVED FURTHER, that the Appropriate City Official shall, at least 5 days prior to the time for a hearing of objections by the City Council, mail a copy of said Notice by certified or registered mail, with postage prepaid and return receipt requested, to the last person/entity assessing the property for taxes and to each owner of a beneficial interest in said property including, without limitation, mortgagees of record.

PASSED AND ADOPTED this the ____ day of _____, 2015.

**CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA**

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

Exhibit "A"

Group 2015-02 - Burned Buildings

PROPERTY ADDRESS	PPIN	DESCRIPTION
401 West 22 nd Street	25319	burnt structure is actually 409 W. 22 nd - 5 houses listed in one parcel
1401 Stephens Ave	19389	
1605 Brown Ave	19721	

RESOLUTION NUMBER 15-R-__

A RESOLUTION DECLARING A REPORTED CONDITION TO BE A PUBLIC NUISANCE

WHEREAS, Tana Bryant, an Appropriate City Official, pursuant to Section 34.15 of said Ordinance, has reported to the City Council that conditions exist at **attached(Group 2015-04 Debris** in Anniston, Alabama that are believed to be a public nuisance; and

WHEREAS, the said City official submitted proof of said condition that was deemed by the City Council to be satisfactory to show that a public nuisance existed at the place specified; and

WHEREAS, Section 34.3 (b) (1), (2) of the City of Anniston Ordinance No. 11-0-9 declares the following conditions to be a public nuisance: **overgrown lots as defined in Section 34.2 of the Code of Ordinances and trash and debris**; and

RESOLVED THEREFORE, that a public nuisance exists at the above said locations within the City of Anniston, said property being more particularly described on **Exhibit "A"** to this resolution; and

RESOLVED FURTHER, that the public nuisance must be abated by the City and the cost of abatement charged as a lien against the property if not remedied by the owner(s); and

RESOLVED FURTHER, that a hearing be set before the City Council at its next regular scheduled meeting to hear objections to the City's actions; and

RESOLVED FURTHER, that at least two NOTICES TO REMOVE PUBLIC NUISANCE be promptly posted by the Appropriate City Official in front of the said property at not more than 100 feet in distance apart as specified in Section 34.16 of the Code of Ordinances; and

RESOLVED FURTHER, that the Appropriate City Official shall post said NOTICE TO REMOVE PUBLIC NUISANCE, as aforesaid, at least 5 days prior to the time for hearing objections by the City Council; and

RESOLVED FURTHER, that the Appropriate City Official shall determine the name and address of the person or entity last assessing said property for tax purposes, and shall further cause a search to be made of the public records, and shall further make a diligent investigation to discover the name(s) and contact information of the owners of every beneficial interest in the said property; and

RESOLVED FURTHER, that the Appropriate City Official shall, at least 5 days prior to the time for a hearing of objections by the City Council, mail a copy of said Notice by certified or registered mail, with postage prepaid and return receipt requested, to the last person/entity assessing the property for taxes and to each owner of a beneficial interest in said property including, without limitation, mortgagees of record.

PASSED AND ADOPTED this the ___ day of _____, 2015.

**CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA**

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

Exhibit "A"

Group 2015-04 Debris

PROPERTY ADDRESS	PPIN	DESCRIPTION
424 River Street	66234	

RESOLUTION NUMBER 15-R-__

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

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 are 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 the ___ day of _____, 2015

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

EXHIBIT "A"

Group 2015 - 01 Burned Structures

PROPERTY ADDRESS	PPIN	DESCRIPTION
1403 Stephens Ave	19388	
32 Pike Circle	27106	

RESOLUTION NUMBER 15-R-__

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

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 are 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 the ___ day of _____, 2015

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

EXHIBIT "A"

Group 2015 - 03 Debris and Grass

PROPERTY ADDRESS	PPIN	DESCRIPTION
2205 McCoy Avenue	25315	
2105 Moore Avenue	2577	
3034 Moore Avenue	26020	
16 East 23 rd Street	61689	
2231 Noble Street	61690	
3510 Dale Hollow Road	64690	
1320 East 10 th Street	18262	

RESOLUTION NUMBER 15-R-__

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

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 are 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 the ___ day of _____, 2015

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay W. Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

EXHIBIT "A"**Group 2015 - 03 Vehicles**

PROPERTY ADDRESS	DESCRIPTION
15 S. Allen Avenue	Black Olds Cutlass Tag #61A91D7
27 S. Christine Avenue	Buick Regal, tag unknown
33 Grant Avenue	White Dodge Stratus tag #S1STR2 and Blue/Green Toyota Camry, unknown tag
225 S. Christine Avenue	White Chevy Caprice tag #11F513J, Beige Cadillac El Dorado tag #APG675
230 Rockwood Dr	Silver Mitsubishi Eclipse, tag# 7286AK2
430 D Street	Black Nissan Maxima, tag unknown
506 Hillyer High Rd	Black/White GMC Sierra, no tag
525 East 19 th Street	Brown Mercury Grand Marquis, no tag
1208 Kilby Terrace	White Mazda Pick-Up, tag unknown
1306 Christine Avenue	Yellow Chevy Cavalier, no tag
1404 Kilby Terrace	White Dodge Avenger tag #AW94068, Blue Chevrolet Suburban tag #BNBEV
1430 Johnston Dr	Ford Ranger Pick-Up, tag# 11C85D6
1601 Marguerite Avenue	Green Saturn, tag #11C23S3
1625 Marguerite Avenue	White Chevy Caprice, tag #11D975A
1823 Davis Avenue	Blue Plymouth Voyager, partial tag#1D28N3, White Nissan Sentra, tag unknown, Brown Datsun B210, tag unknown
1825 Davis Avenue	Black Chevy S-10 Pick-Up, tag unknown, Red Chevy Pick-Up tag unknown, White Ford F150, tag unknown, Blue Vintage Pick-up, tag unknown
1931 Davis Avenue	Yellow Pontiac Bonneville, tag # VCW 735
2116 Christine Avenue	Grey Chevy Impala, tag unknown
4108 Greenbrier Dear Rd	Blue Chevy 4-Door, tag unknown
117 Drennan Dr	Silver Buick Park Avenue Tag # 11D12W4
1709 Bancroft Avenue	White Dodge Durango, tag unknown
1805 Bancroft Avenue	Grey Buick 4-DR tag unknown
1716 Duncan Avenue	Black 4-DR Infinity Q45, Tan Ford Ranger, tag unknown
1922 Duncan Avenue	White Nissan Maxima, tag unknown
2300 Simpson Street	Blue 4-DR Honda Accord, tag unknown
2320 Simpson Street	Brown Chevy Monte Carlo, Black Buick Regal, tag unknown
0 Constantine Avenue	(PPIN# 66945) Brown 4-DR Cadillac tag # 11CL675
308 E. 30th Street	Black/Beige Olds Cutlass Supreme, tag unknown. Silver Chevy Prizm tag unknown
304 E. 30th Street	White Ford Van, tag unknown
2200 Ferron Avenue	Maroon 4-DR Toyota Camry, tag # 11A752T
3100 Walnut Avenue	Tan Ford Taurus 4-DR Black Dodge Avenger, Green Nissan truck, tags unknown.
3026 Walnut Avenue	Green 4-DR Nissan Sentra, tag unknown
2832 Walnut Avenue	Brown Chevy Silverado Pick-Up, Red Ford Explorer, tags unknown

PROPERTY ADDRESS	DESCRIPTION
2808 Norwood Avenue	White 4-DR Buick Sedan, Blue 2-DR Chevy Nova, tags unknown
828 Hunter Place	Chrysler 300M tag # 31B06L0, Green Chevy Camaro, tag # 11J427T
1716 Patch Place	Green 2-DR Pontiac, tag unknown
1712 Patch Place	Burgandy Nissan Maxima, tag unknown. Blue Buick LeSabre tag #6HN08-handicap
2105 Moore Avenue	Red 4-DR Kia Spectra, tag# 59A90Y0, Red Pontiac Grand Am, tag unknown
429 Palmetto Avenue	4 DR Green Vintage vehicle, no tag. Red Chevy Monte Carlo, tag# 11AG248, Blue Ford Pick-Up, unknown tag. Tan Jeep Grand Cherokee, Blue Chevy Malibu, tag unknown. Red Chevy Camaro, tag unknown. Brown 4-DR Buick, tag unknown
715 West 3 rd Street	2 DR Green Pontiac, no tag. 4-DR Blue Buick Park Avenue, tag# 11D03N8.

RESOLUTION NO. 15-R-____

A RESOLUTION DECLARING CERTAIN PERSONAL PROPERTY SURPLUS AND AUTHORIZING THE SALE OF SAID PROPERTY

WHEREAS, the City Council of the City of Anniston, Alabama, hereby finds that the personal property more particularly described on Exhibit "A" attached hereto and incorporated herein are not now presently being used for municipal purposes, nor are they needed for use by the City of Anniston in the future; and

WHEREAS, the City Council is desirous of selling said personal property.

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

Section 1. That the personal property more particularly described in Exhibit "A" attached hereto and incorporated herein for all purposes, be and the same are hereby declared surplus to the needs of the City of Anniston.

Section 2. That Alan B. Atkinson, City Clerk of the City of Anniston, be and he is hereby authorized, directed, and empowered to subject to auction and sell said personal property referenced on Exhibit "A" attached hereto and incorporated herein; and that the said Alan B. Atkinson be and he is hereby authorized, directed, and empowered for and in the name of the City of Anniston to execute certificates, bills of sale or other documents of conveyance to the purchasers at such auction for cash received for such purposes, provided, however, that all sales of said personal property made by the City at said auction shall be "as is - where is" with no warranties expressed or implied.

Section 3. This resolution shall become effective immediately upon its passage and adoption by the City Council.

PASSED AND ADOPTED this the ____ day of _____, 2015.

CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA

BY: _____
Vaughn M. Stewart, II, Mayor

BY: _____
Jay Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

EXHIBIT A

SURPLUS PROPERTY

25 gymnasium lights removed from the former Lenlock Community Center.

RESOLUTION NUMBER 15-R-___

A RESOLUTION AMENDING THE SCHEDULE OF NOMINATIONS ASSIGNING AND DESIGNATING THE POSITIONS ON EACH MUNICIPAL BOARD, COMMISSION AND AUTHORITY TO SPECIFIC WARD COUNCILMEMBERS AND TO THE OFFICE OF THE MAYOR AND APPOINTING MEMBERS TO THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF ANNISTON

WHEREAS, the Council has adopted Ordinance No. 14-O-13, an ordinance amending Division 1, Article XI, Chapter 2 of the Code of Ordinances for the City of Anniston, Alabama Regulating Boards, Commissions and Authorities, in order to, among other things, assign the positions on the City's boards, commissions and authorities to nominations by specific Council Ward Representatives or to the Office of the Mayor so that those who are appointed to serve more fairly and equitably represent the citizenry of the City and to simplify and clarify to Council's nomination and appointment process;

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

Section 1. The City Council of the City of Anniston finds that circumstances warrant the waiver of the requirement set by ordinance that notice of any vacancies or scheduled appointments shall be provided to the public during an open meeting no less than one month prior to the date when any nominations can be made, including, but not limited to, the recent incorporation of the Industrial Development Authority of the City of Anniston, the pressing need to populate said board. The Council does hereby exercise its discretion to waive this requirement with regard to the appointments to the said board, as set forth in this resolution.

Section 2. The City Council of the City of Anniston hereby adopts the Schedule of Nominations for the Industrial Development Authority of the City of Anniston attached hereto as Exhibit A so as to assign the positions on said board to the City's Council Ward Representatives and the Office of the Mayor and to designate any future nominations to those assigned positions to the respective office holders.

Section 3. The City Council of the City of Anniston does hereby appoint those persons identified in the Schedule of Nominations for the Industrial Development Authority attached hereto as Exhibit A to the board and for the terms set forth therein.

Section 4. That the City Clerk shall cause a copy of this Resolution to be mailed to the above named appointees and to said board.

PASSED and **ADOPTED** this ____ day of _____, 2014.

CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA

Vaughn M. Stewart II, Mayor

Jay W. Jenkins, Council Member

David E. Reddick, Council Member

Seyram Selase, Council Member

Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

EXHIBIT "A"

**INDUSTRIAL DEVELOPMENT AUTHORITY
OF THE CITY OF ANNISTON**

Board Positions	Nominations	Board Member Name	Expiration Date
1	Ward 1	David Alexander	04/30/2021
2	Ward 2	Clyde Ward	04/30/2021
3	Ward 3	Takisha Monique Hall	04/30/2021
4	Ward 4	Dawn Wilczek	04/30/2021
5	Mayor	Anna Allen	04/30/2021
6	Mayor	Tracie Kerper	04/30/2021
7	Mayor	Cory Salley	04/30/2021

RESOLUTION NO. 15-R-__

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION UNDER TRANSPORTATION ALTERNATIVES PROGRAM

WHEREAS, the Alabama Department of Transportation has the authority to award grants through the FY2015 Transportation Alternatives Program; and

WHEREAS, the City of Anniston recognizes the need to construct sidewalks to serve the Greenbrier Dear Road and Randolph Park areas of the community.

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

1. That submission of a Grant Application not to exceed \$ 400,000 under said program is, hereby, authorized;
2. That the City of Anniston will provide the local share of 20% of the total project cost and the cost of preliminary engineering;
3. That the Mayor is authorized to sign any and all documents to obtain said grant; and
4. That the City of Anniston will see the project through to completion and be responsible for the operation and maintenance of the improvements made through this grant program.

PASSED AND ADOPTED this the 20th day of April, 2015.

CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA

BY: _____
Vaughn M. Stewart II, Mayor

BY: _____
Jay Jenkins, Council Member

BY: _____
David E. Reddick, Council Member

BY: _____
Seyram Selase, Council member

BY: _____
Millie Harris, Council Member

ATTEST:

Alan B. Atkinson, City Clerk

RESOLUTION EXPLANATION

PURPOSE: Authorization to submit a Grant Application and commitment of local share

PROGRAM: Transportation Alternatives Program (TAP)

AGENCY: Alabama Department of Transportation

DEADLINE: May 1, 2015

PROJECT DESCRIPTION:

The project includes construction of new sidewalk on Greenbrier Dear Road from Golden Springs to Robertson and in the Randolph Park community along 14th Street, as well as small connections to link the school, community center, and the park.

GRANT REQUEST: \$400,000 Estimated

LOCAL: \$100,000 Plus Cost of Preliminary Engineering

COMMENT:

Project consultants are currently in process of finalizing cost estimates in coordination with ALDOT requirements. Therefore, the exact grant request amount is estimated and will be finalized prior to submission of the Grant Application.

PREPARED BY: Louise Campbell, L.P. Campbell Company 4/17/2015



CITY OF ANNISTON

FINANCE DEPARTMENT FACT SHEET

TO: CITY COUNCIL AND CITY MANAGER
FROM: MARY MOTLEY, REVENUE COMPLIANCE SPECIALIST
SUBJECT: PARKWIN CONVENIENCE STORE LLC D/B/A PARKWIN
CONVENIENCE STORE
DATE: 4/9/2015
CC:

- Formal action is required for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application.
- The business is located in the city limits at 1625 Parkwin Ave.
- The Police Department reports no local criminal history that would prevent the approval of such license.

**ANNISTON CODE
CHAPTER THREE
ALCOHOLIC BEVERAGES
(Beer and Wine)**

Sec. 3.14. Factors to be considered in council's decisions.

In rendering a decision on each application, the city council shall consider, among others, the following factors:

- a) Character and reputation of the applicant, each partner, member, officer, member of board of directors and landlord.
- b) The criminal court records of the applicant, each partner, member, officer, member of board of directors and landlord.
- c) Location of premises for which the license is sought.
- d) The compliance by applicant, each partner, member, officer, member of the board of directors and landlord with the laws of the State of Alabama and ordinances of the city.

Sec. 3.15. Approval or disapproval of application.

No application for a beer or wine license shall be approved unless the city council is satisfied that the statements in the application are true, that the applicant is a person of good repute, and that the applicant has complied with all terms and provisions of this article.

PROPOSAL
FOR THE CONSTRUCTION OF
PROJECT RECONSTRUCTION OF 17TH STREET
CITY OF ANNISTON
CALHOUN COUNTY, ALABAMA

DATE: _____

TIME : _____ : _____ M

PROPOSAL OF _____
(Name of Bidder)

LICENSE No. _____ OF _____
(Required to Bid) (Address)

for reconstructing approximately 2,300 feet of 17th Street in Anniston, County of Calhoun, State of Alabama.

The plans are composed of drawings identified as follows:

PROJECT RECONSTRUCTION OF 17TH STREET

The specifications are hereto attached.

TO THE CITY MANAGER OF THE CITY OF ANNISTON, ALABAMA:

SIR: The following proposal is made on behalf of the undersigned and no others. Submittal of this bid on these COMPLETE ORIGINAL DOCUMENTS furnished by the owner constitutes evidence of authority for the undersigned to bid on this project.

The undersigned has carefully examined the plans for this project, the specifications hereto attached, the Alabama Department of Transportation Specifications 2012 Edition, any reference standards called out in the plans or specifications and has also personally examined the site of work. On the basis of the aforementioned reviews the undersigned proposes to furnish all necessary machinery, tools, apparatus and other means of construction, and do all the work and furnish all material in the manner specified.

The undersigned further agrees to complete the entire project in Thirty (30) Working days. MBE/DBE participation is encouraged; however, no specific MBE/DBE goals have been established for this project. Since CDBG funding is being used, the current Davis Bacon Wage Rates for Calhoun County shall apply to this project. The rates for estimated labor classifications are included in this proposal and additional rates will be provided for classifications not given but used by the Contractor upon request.

The undersigned understands that the quantities below are approximate only and are subject to either increase or decrease and hereby proposes to perform any increased or decreased quantities of work in accordance with said Plans and Specifications. The undersigned further understands and specifically agrees that in making this proposal, in case of error in the extension of prices in the bid, unit prices will govern.

Receipt of the following Addenda to these documents is hereby acknowledged by the undersigned (bidder to complete below):

ADDENDUM NO.	DATE ISSUED	ADDENDUM NO.	DATE ISSUED
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

The undersigned understands and agrees that the above-listed Addenda are made, by reference, a part of this proposal document, the same as if they had been originally included herein.

In accordance with this proposal and any applicable specifications the timetable for the award and execution of the contract, return of bid guaranties, and issuance of a work order ("Notice to Proceed") will be generally as follows (see specifications further details):

BID GUARANTIES RETURNED

Successful Bidder.	After contract & bonds executed and approved. May be allowed to substitute bond for check after 30 days after bid opening.
Next 2 Lowest Bidders . . .	15 days after bid opening, or after successful bidder's contract and bonds approved if before the 15 days.
All others	After bids tabulated and checked.
AWARD OF CONTRACT	Within 30 days after bid opening, or later if agreed to.
EXECUTION OF CONTRACT .	Contractor must execute within 15 days after presentation for signature. May be extended no more than 5 days by owner.
APPROVAL OF CONTRACT. . .	Owner approves within 20 days after presentation by contractor, unless contractor agrees to a longer period.
WORK ORDER ISSUED	Within 15 days after approval and execution of contract by owner. May be extended by agreement.
TIME CHARGES BEGIN.	Within 15 days of issuance of Work Order, or when work begins, whichever occurs first.

Any allowable extensions made in this timetable are to be made in writing.

Project No.: 17th Street Reconstruction
City/County: Anniston/Calhoun
Proposal No.: _____
Letting Date: _____

The undersigned hereby states that this Bid Proposal is to the best of their knowledge, their true and correct bid, except for changes initiated herein, and is submitting these bid sheets for review and consideration.

Contractor's Signature
(Authorized Company Representative)

Date

Other Contractor(s) Signature (if joint venture)
(Authorized Company Representative)

Date