

**CITY OF ANNISTON**  
**AUGUST 17, 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](http://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. Roy Goodson – Downtown 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. (Grps 2015-03 Pools & 2015-05 Grass & Debris)**

- (b) To hear public comments regarding a Club Liquor – Class II application for Indian Oaks Community Golf Course Inc., d/b/a Indian Oaks Golf Club.

#### 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 over-ruling objections to the abatement of identified nuisances. (Group 2015-03 Pools & Group 2015-05 Grass & Debris)
- (c) Resolution declaring various vehicles and pieces of equipment as surplus and authorizing their sale. (APD Vehicle)
- (d) 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.
- (e) Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application for R and V Enterprises LLC d/b/a Annies Quintard located at 720 Quintard Avenue.
- (f) Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application for V and R Enterprises LLC d/b/a Quintard Quick Market located at 1731 Quintard Avenue.
- (g) Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application for MMUSA LLC d/b/a Express Mart 4 located at 1601 Front Street.
- (h) Motion to approve a Club Liquor – Class II application for Indian Oaks Community Golf Course Inc., s/b/a Indian Oaks Golf Club located in the police jurisdiction at 201 Cherokee Trail.
- (i) Motion to approve the Site Development Plan for the Planned Unit Development (PUD) for Hillside Cottages as recommended by the Anniston Planning Commission.

#### VI. ORDINANCES

- (a) Declaring as surplus certain city property and authorizing disposal of the same. **(Second Reading)**
- (b) Abolishing the Anniston Museum Complex Board. **(First Reading)**

#### VII. RESOLUTIONS

- (a) Authorizing the submission of a grant application to the Alabama State Council on the Arts.

**VIII. OTHER ADDITIONAL OR FURTHER MATTERS THAT MAY COME  
BEFORE COUNCIL**

**COUNCIL COMMENTS**

**ADJOURNMENT**

# MINUTES

7/20/2015

Anniston, Alabama  
July 20, 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, July 20, 2015, at approximately 5:35 o'clock p.m.

Council Member Selase prayed the Invocation.

Council Member Selase 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 July 6, 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 Jenkins made a motion to approve the minutes of July 6, 2015. 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 adopt the agenda. 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 Ms. Carla Baker for her service as the outgoing president of the American Legion Auxiliary for the State of Alabama.

The Council recognized William Baker and Donald Fox for their efforts to save someone from being struck by a train at great danger to themselves.

Larry Little, Ward 3, addressed the Council concerning the need for speed breaks in their neighborhood.

Victor Williams, 1316 Champaign Avenue, addressed the Council and stated they needed to have a conversation concerning the proposed nuisance ordinance so he could have a better understanding of it. He stated he would like to discuss the Police Advisory Committee and what their job was.

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James Patterson, pastor, New Harvest Christian Center, addressed the Council concerning the proposed nuisance ordinance and asked what would happen if your neighbor made false complaints about a person.

Shirley Scott, 1208 Kilby Terrace, addressed the Council concerning a nuisance citation she had received and surrounding nuisance properties around her home.

Jean Anne Oglesby, Downtown Markey Manager, addressed the Council concerning the success of the market and stated they would be open on Tuesday mornings, also.

Kumira Mason, 1715 Rocky Hollow Road, addressed the Council and stated the proposed nuisance ordinance had come about due to the Rocky Hollow Neighborhood Association and stated she supported the ordinance.

Carlos Woodard, 1524 East 10<sup>th</sup> Street, addressed the Council and stated he did not want to see an ordinance enforced more in west Anniston than in east Anniston.

Braxton Harris, 24 Sunset Drive, addressed the Council and stated concerning the proposed nuisance ordinance that he had been a landlord for over 30 years and he would want to know if criminal activity was taking place on property he owned.

Curtis Ray, 1004 Constantine Avenue, addressed the Council and stated he was concerned about businesses leaving the city of Anniston and asked if they were bringing anyone from out of town to do work on the businesses in Anniston.

Elijah Reddick, 1309 Crane Avenue, addressed the Council concerning they needed to enforce the laws and rules that the City already has on the books.

Mayor Stewart announced that was the time for the public hearing regarding cost reports on the abatement of public nuisances at the following locations: 1204 Kilby Terrace, 1812, 1902, 1821 and 1813 Dooley Avenue, 1530 Brown Avenue, 2613 Moore Avenue, 1117 W. 16<sup>th</sup> Street, 0 W. 13<sup>th</sup> Street #47, 1109 W. 16<sup>th</sup> Street, 1517 Brown Avenue, 2000 Gurnee Avenue, 926, 1411 and 1407 Glenaddie Avenue, 1119 Cobb Avenue, 1814, 1828, 1900, 1830, 1819, and 1815 Dooley Avenue, 1515 Brown Avenue, 1128 W. 16<sup>th</sup> Street, 1311 Altamont Road, 67 Mimosa Drive, 1108 Johnston Drive, 1708 McKleroy Avenue, 1119 and 1113 W. 16<sup>th</sup> Street, 405 W. 19<sup>th</sup> Street, 0 W. 19<sup>th</sup> Street, 0 W. 16<sup>th</sup> Street, 0 Dooley Avenue, 1412 Grove Street, 928, 900, and 926 Glenaddie Avenue, 1323 Pine Avenue, 2108 Moore Avenue, 1411 Pine Avenue, 0 Glenaddie Avenue, 2028 and 2012 Gurnee Avenue; declared the hearing open and asked if anyone wished to address the Council regarding cost reports on the abatement of public nuisances at said locations.

Tana Bryant, Code Enforcement, addressed the Council on behalf of the owners of 1311 Altamont Avenue and 67 Mimosa Drive and stated the owners had made arrangements for payment.

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Mayor Stewart asked if anyone else wished to address the Council regarding cost reports on the abatement of public nuisances at said locations.

No one else addressed the Council regarding cost reports on the abatement of public nuisances at said locations.

Mayor Stewart declared the public hearing regarding cost reports on the abatement of public nuisances at the following locations: 1204 Kilby Terrace, 1812, 1902, 1821 and 1813 Dooley Avenue, 1530 Brown Avenue, 2613 Moore Avenue, 1117 W. 16<sup>th</sup> Street, 0 W. 13<sup>th</sup> Street #47, 1109 W. 16<sup>th</sup> Street, 1517 Brown Avenue, 2000 Gurnee Avenue, 926, 1411 and 1407 Glenaddie Avenue, 1119 Cobb Avenue, 1814, 1828, 1900, 1830, 1819, and 1815 Dooley Avenue, 1515 Brown Avenue, 1128 W. 16<sup>th</sup> Street, 1311 Altamont Road, 67 Mimosa Drive, 1108 Johnston Drive, 1708 McKleroy Avenue, 1119 and 1113 W. 16<sup>th</sup> Street, 405 W. 19<sup>th</sup> Street, 0 W. 19<sup>th</sup> Street, 0 W. 16<sup>th</sup> Street, 0 Dooley Avenue, 1412 Grove Street, 928, 900, and 926 Glenaddie Avenue, 1323 Pine Avenue, 2108 Moore Avenue, 1411 Pine Avenue, 0 Glenaddie Avenue, 2028 and 2012 Gurnee Avenue; closed.

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

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the city.
- (b) Resolution receiving and confirming a cost report on the abatement of a public nuisance.
- (c) Resolution declaring a reported condition to be a public nuisance. (Group 2015-03 Pools)
- (d) Resolution declaring a reported condition to be a public nuisance. (Group 2015-05 Grass & Debris)
- (e) Resolution authorizing the Mayor to execute an Equipment Lease Agreement with PNC Equipment Finance, LLC for golf course maintenance equipment.
- (f) Resolution funding the 7<sup>th</sup> Judicial Major Crimes Unit for Fiscal Year 2016 and authorizing the City Manager to sign said documents.
- (g) Resolution declaring a moratorium on the approval of business licenses for on-premises liquor sale establishments within the Central Business District.
- (h) Motion to approval a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application for Dolgencorp LLC d/b/a Dollar General Store 15930 located in the police jurisdiction at 5011 Eulaton Road.
- (i) Motion to approve the bid by Hi-Lite Airfield Services in the total amount of \$340,534.30 for Anniston Regional Airport Pavement Maintenance.
- (j) Motion to approve the bid by Peek Pavement Marking, LLC in the total amount of \$73,633.00 for Anniston Regional Airport Pavement Marking.

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 made a motion to table the proposed ordinance amending Article I, Article II and Article III of Chapter 34 of the City Code regulating Health, Safety and Sanitation and to submit the proposed ordinance for an Attorney General's opinion. (The motion received no second.)

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Council Member Jenkins introduced and read Ordinance Number 15-O-9 as follows:

(15-O-9, amending Article I, Article II and Article III of Chapter 34 of the City Code regulating Health, Safety and Sanitation; First Reading)

Council Member Selase introduced and read Ordinance Number 15-O-10 as follows:

(15-O-10, creating and designating the Anniston Inn Kitchen a local historic property)

Council Member Selase made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 15-O-10 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 15-O-10 as introduced and read, Council Member Harris made a motion for the passage and adoption Ordinance Number 15-O-10 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 and Ordinance Number 15-O-10 was passed and adopted.

Council Member Selase introduced and read Resolution Number 15-R-122 as follows:

(15-R-122, concerning the prohibition against the erection or installation of signs on public property, in public parks or in public right-of-ways)

Council Member Selase made a motion for the passage and adoption of Resolution Number 15-R-122 as introduced and read. The motion was seconded by Council Member Jenkins.

Council Member Reddick stated that this resolution states that no kind of advertising could go up on the right-of-way.

Council Member Jenkins stated that this resolution just reaffirms the law that already exists.

Brian Johnson, City Manager, stated the law preventing the placement of signage in public parks or public rights-of-way has been on the books for a long time. He stated the one location in question is the median or linear park of Quintard Avenue as it goes through the city's central business district. He stated there is some question as to whether the City or the State owns this particular median.

Council Member Selase thanked the City Attorney and the City Manager for preparing this resolution. He stated this resolution would apply to the confederate flag issue that everyone has heard about. He stated this symbol does not fit the One City, One Vision goal. He stated they needed to discuss what is divisive and what is not. He stated he hope they had unanimous support for this resolution.

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Council Member Harris stated she had various people speak to her about the flag issue and tell her it is not about the flag but what is in a person's heart. She stated people had the right to fly their flags on their private property. She stated many people did not think of heritage when they see the confederate flag but they think of the Ku Klux Klan. She stated they needed to unite the city in brotherhood and love.

On call of the roll on Council Member Selase's motion for the passage and adoption of Resolution Number 15-R-122 as introduced and read and Council Member Jenkins' second to said motion the following vote was recorded: ayes: Council Members Jenkins, Selase, Harris and Stewart; nays: none; abstentions: Council Member Reddick. The motion carried and Resolution Number 15-R-122 was passed and adopted.

Council Member Jenkins thanked Jean Anne Oglesby for her report on the Downtown Market and encouraged everyone to go to the Downtown Market on Saturday mornings. He stated he appreciated the Council's support of this criminal activity ordinance and he felt it was an important piece of legislation for this Council.

Council Member Reddick stated they should send this ordinance to the Attorney General. He stated this Council was trying to make decisions that had been in the past reserved for the legal system. He stated they should be looking at drug market intervention programs. He stated that more jobs had been brought to this area but the unemployment rate for this area continues to increase. He stated when people are chronically unemployed they tend to become more violent and they should be paying attention to that. He stated he was asking for the Council to work with him and ask for an Attorney General's opinion on this ordinance.

Council Member Selase stated he would gladly discuss this ordinance with any of his constituents. He stated he would like constituents to ask their Council Members if they had done their homework concerning this ordinance and if they had met with the City Manager and City Attorney to discuss this ordinance. He stated they should not sensationalize a process as opposed to getting real work done. He stated an Attorney General's opinion was necessary for this ordinance because this was already State law. He stated this ordinance would safeguard citizens. He stated they needed to get past the misinformation. He stated there would be a back to school rally this Thursday at Carver Community Center.

Council Member Harris stated that fear is one of the oldest tactics used to manipulate people. She stated she appreciated the public comments about this ordinance and urged everyone to do their homework on this ordinance and to not give in to the fear. She asked everyone to keep an open mind.

Mayor Stewart thanked everyone for attending the meeting.

There being no further business to come before the meeting at that time Council Member Jenkins made a motion the meeting be adjourned. 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 and the meeting was adjourned at approximately 6:45 o'clock p.m.

7/27/2015

Anniston, Alabama  
July 27, 2015

The City Council of the City of Anniston, Alabama, met in Special Session in the Council Chamber in the City Hall of the City of Anniston, Alabama, on Monday, July 27, 2015, at approximately 5:34 o'clock p.m.

Reverend Marcus Dunn prayed the Invocation.

Reverend Marcus Dunn 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.

Bruce Downey, City Attorney, was present.

Council Member Selase made a motion to adopt the agenda. 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.

Council Member Jenkins made a motion for the unanimous consent of the Council to introduce and read by title Ordinance Number 15-O-11. 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 Ordinance Number 15-O-11.

Karen Freeman addressed the Council and stated she had some concerns about the language of the ordinance.

Mayor Stewart asked if anyone else wished to address the Council either in favor of or in opposition to the introduction and reading by title of Ordinance Number 15-O-11.

No one else addressed the Council either in favor of or in opposition to the introduction and reading by title of Ordinance Number 15-O-11.

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 15-O-11 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.

Unanimous consent of the Council having been granted to introduce and read by title Ordinance Number 15-O-11, Council Member Jenkins introduced and read by title Ordinance Number 15-O-11 as follows:

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(15-O-11, amending Article II of Chapter 34 of the City Code regulating Health, Safety and Sanitation; First reading)

Council Member Jenkins made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 15-O-11 as introduced and read by title. 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 failed.

Mayor Stewart stated the Council would have a second reading of Ordinance Number 15-O-11 on August 10, 2015 and would consider the merits of the proposed ordinance at that time.

Council Member Selase made a motion to suspend the rule requiring the City Council to meet on the first Monday of August, 2015. 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.

Bruce Downey, City Attorney, summarized the changes in Ordinance Number 15-O-9 that had been introduced and read at the Council Meeting of July 20, 2015 but which had not come up for a vote of passage and adoption, and in Ordinance Number 15-O-11 that had been introduced and read at this meeting and which would be considered for passage and adoption on August 10, 2015.

Rick Shea, 1219 Christine Avenue, addressed the Council and stated he supported the proposed Ordinance Number 15-O-11. He stated there had been drug trafficking problems with properties in his neighborhood.

Glen Ray addressed the Council and asked what would happen if the police officers falsified documents and made false accusations. He stated the police needed to spend more time on the crime areas and not giving tickets on Quintard Avenue. He stated they needed more community policing.

Curtis Ray, 1004 Constantine Avenue, addressed the Council and stated he would like to commend Kumira Mason for the work she was doing in the Rocky Hollow Neighborhood.

Nathan Payne, Wildwood Road, addressed the Council and stated he appreciated the intent of the proposed Ordinance Number 15-O-11. He asked about the persistent criminal activity phrase and the State Law to which the ordinance makes reference.

Bruce Downey, City Attorney, stated the proposed Ordinance Number 15-O-11 is not designed to identify and address every nuisance that could exist. He stated the ordinance carves out a type of conduct which is a nuisance but is not everything else that is a nuisance. He stated the ordinance is saying if your property is the site of persistent criminal activity it will be considered a public nuisance or the Council may declare it to be a public nuisance and abated in accordance with the law.

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Jennifer Maddox, Woodland Court, addressed the Council and stated all the work this Council had done for the City does not matter unless the citizens feel safe in their home and visitors feel in the city. She stated persistent criminal activity should be allowed to continue in the neighborhoods and thanked the Council for taking this step.

Norris Wilson addressed the Council and stated the nuisance should be made clear and to the point in the ordinance. He stated they have good and bad police officers. He stated they need to solve how to keep kids away from gang violence and drugs. He stated there were youth coaches who were smoking weed. He stated they needed police involvement in the schools and in the neighborhoods on a more personal level.

There being no further business to come before the meeting at that time Council Member Harris made a motion the meeting be adjourned. 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 and the meeting was adjourned at approximately 6:05 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.** \$156.34 to Jean Ann Oglesby, Farmers Market for the purchase of supplies for the Farmer’s Market in Anniston, AL on June 28, 2015 and the month of July 2015.
- b.** \$134.55 to Joseph Jankoski, Finance, while attending Essentials of Risk Management & Insurance Seminar in Duluth, GA from July 29 – 30, 2015.

**PASSED AND ADOPTED** this \_\_\_\_ day of August, 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 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 Exhibits "A" and Exhibits "B" 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"**

**Grass/Debris/Pools**

<b>Address</b>	<b>PPIN</b>
809 Sugarloaf Lane -pool and grass	14880
200 Blue Mountain Road West	26264
327 East 3 <sup>rd</sup> Street	17324
3921 Lee Drive	626
2613 Moore Avenue	2598
1415 East 11 <sup>th</sup> Street (litter and grass)	22232
2006 Moore Avenue	1173
1914 Harris Avenue	21210
2005 Legrande Avenue	21070
205 McArthur Drive - debris and grass	25810
14 East 26 <sup>th</sup> Street	25004
2825 Noble Street	25282
3007 Gurnee Avenue	25897
29 West 30 <sup>th</sup> Street	25899

**RESOLUTION NO. 15-R-\_\_\_\_\_**

**A RESOLUTION DECLARING VARIOUS VEHICLES AND PIECES OF EQUIPMENT AS SURPLUS AND AUTHORIZING THEIR SALE**

**WHEREAS**, the City Council of the City of Anniston, Alabama, hereby finds that those certain motor vehicles/equipment and 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 motor vehicles/equipment.

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

**Section 1.** That those certain motor vehicles/equipment and 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 cause said motor vehicles/equipment and personal property to be sold and the Alan B. Atkinson, City Clerk of the City of Anniston, is hereby authorized, directed, and empowered for and in the name of the City of Anniston to execute title certificates, bills of sale or other documents of conveyance to the purchasers provided, however, that all sales of motor vehicles/equipment made by the City 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

8/17/2015

EXHIBIT A

SURPLUS EQUIPMENT  
POLICE DEPARTMENT

Vehicle/Equipment

VIN/Serial #

2005 Ford Crown Victoria

2FAFP71WX5X120503

**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 ANNISTON DOWNTOWN  
DEVELOPMENT AUTHORITY**

**WHEREAS**, the Council has adopted Ordinance No. 14-0-13, 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;

**WHEREAS**, the Council has adopted Resolution No. 15-R-18 authorizing the incorporation of the Anniston Downtown Development Authority and the positions on said board are due to be assigned among and designated to specific Council Ward Representatives and the Office of the Mayor, as agreed upon and memorialized in the Schedule of Nominations adopted by a Resolution of the Council;

**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 Anniston Downtown Development Authority, 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 Anniston Downtown Development Authority 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 Anniston Downtown 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 \_\_\_\_\_, 2015.

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"**

**ANNISTON DOWNTOWN DEVELOPMENT AUTHORITY**

<b>Board Positions</b>	<b>Nominations</b>	<b>Board Member Name</b>	<b>Expiration Date</b>	<b>Explanation</b>
2	Ward 2	Roy Goodson	03/31/2017	To fill unexpired term of John Blue

City of Anniston  
**BOARDS & COMMISSIONS**  
Application Form

Applicants are strongly urged to attend several meetings of a board prior to applying

Name of board or commission: Downtown Development Authority

Your name: Roy A. Goodson Home Phone #: 256-237-9771  
256-310-8805 - primary

Street address: 830 Noble St. City: Anniston Zip Code: 36201

Mailing address (if different): \_\_\_\_\_

Employer: Goodson Funeral Home

Your position: President Office Phone #: (256) 237-9771

My primary residence is within the Anniston city limits: Yes  No

If no, I reside within Calhoun County: Yes

Have you previously serve on any city board? If so, which board: n/a

Are you aware of any potential conflicts of interest that may arise during your service on this board (i.e., property interest, business interest, etc.)? If so, please explain: n/a

\_\_\_\_\_. Potential conflicts of interest do not preclude appointments.

Please indicate the area(s) of expertise that you can bring to the above board(s), and then list education, experience, reasons for your interest, and other factors that support your interest in serving. **Please use additional sheets if necessary.**

Downtown business owner since 2003.  
Experienced in budgets and project bids.  
Highly experienced in management and well developed leadership skill.  
Hold a Marketing Science degree.  
Served as previous Sergeant at Arms for the National Funeral Directors and Morticians Assoc.  
20 years of Board Experience.

Return to:

Alan Atkinson, City Clerk  
P.O. Box 2168  
Anniston, AL 36202

E-Mail: [citymanager@anniston.al.gov](mailto:citymanager@anniston.al.gov)  
Telephone: 256-231-7710  
Fax: 256-236-3421

Signature: Roy A. Goodson

Date: June 8, 2015

Email: goodsonfuneralhome@bellsouth.net

Fax #: (256) 237-6880



## CITY OF ANNISTON

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### FINANCE DEPARTMENT FACT SHEET

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**TO:** CITY COUNCIL AND CITY MANAGER  
**FROM:** MARY MOTLEY, REVENUE COMPLIANCE SPECIALIST  
**SUBJECT:** R AND V ENTERPRISES LLC D/B/A ANNIES QUINTARD  
**DATE:** 8/10/2015  
**CC:**

- 
- ④ Formal action is required for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application.
  - ④ The business is located in the city limits at 720 Quintard Ave.
  - ④ 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.



## CITY OF ANNISTON

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### FINANCE DEPARTMENT FACT SHEET

---

**TO:** CITY COUNCIL AND CITY MANAGER  
**FROM:** MARY MOTLEY, REVENUE COMPLIANCE SPECIALIST  
**SUBJECT:** V AND R ENTERPRISES LLC D/B/A QUINTARD QUICK MARKET  
**DATE:** 8/10/2015  
**CC:**

- 
- ④ Formal action is required for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application.
  - ④ The business is located in the city limits at 1731 Quintard Ave.
  - ④ 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.



## CITY OF ANNISTON

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### FINANCE DEPARTMENT FACT SHEET

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**TO:** CITY COUNCIL AND CITY MANAGER  
**FROM:** MARY MOTLEY, REVENUE COMPLIANCE SPECIALIST  
**SUBJECT:** MMUSA LLC D/B/A EXPRESS MART 4  
**DATE:** 7/21/2015  
**CC:**

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- ④ Formal action is required for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) license application.
- ④ The business is located in the city limits at 1601 Front Street.
- ④ 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.



## CITY OF ANNISTON

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### FINANCE DEPARTMENT FACT SHEET

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**TO:** CITY COUNCIL AND CITY MANAGER  
**FROM:** MARY MOTLEY, REVENUE COMPLIANCE SPECIALIST  
**SUBJECT:** INDIAN OAKS COMMUNITY GOLF COURSE INC D/B/A INDIAN OAKS GOLF CLUB  
**DATE:** 8/13/2015  
**CC:**

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- ④ A public hearing is required before formal action is taken on the Club Liquor – Class II application for Indian Oaks Community Golf Course Inc d/b/a Indian Oaks Golf Club.
- ④ The business is located in the police jurisdiction at 201 Cherokee Trail.
- ④ The Police Department's local criminal history report is attached.

**ANNISTON CODE  
CHAPTER THREE  
ALCOHOLIC BEVERAGES  
(Liquor)**

**Sec. 3.5. Factors to be considered in council's decisions.**

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

- (1) The wishes and desires of the residents, real property owners, and businesses within five hundred (500) feet of the property for which a license is sought.
- (2) Character and reputation of the applicant, each partner, member, officer, member of the board of directors, landlord and club manager.
- (3) The criminal court records or evidence of violation of ABC regulations of the applicant, each partner, member, officer, member of the board of directors, landlord and club manager.
- (4) Location of premises for which a liquor license is sought and the number of establishments presently holding liquor licenses for lounges, clubs, hotels, restaurants, civic centers, or dinner theaters whose place or places of business are within five hundred (500) feet of the property for which a liquor license is sought.
- (5) The compliance by applicant, each partner, member, officer, member of the board of directors, landlord, and club manager with the laws of the State of Alabama and ordinances of the city.
- (6) The proximity of the premises to any churches, schools, day care centers, eleemosynary institutions or places of public gathering.
- (7) The suitability of the premises to contain noise reasonably anticipated to be generated from the premises.

(b) The city council shall refuse to approve a liquor license for a club when it appears that the operation would enure to the benefit of individual members, officers, agents, or employees of the club rather than to the benefit of the entire membership of the club.

(Ord. No. 80-O-34, 1; Ord. No. 92-O-2, 2, 2-11-92)

# ORDINANCES

**ORDINANCE NUMBER 15-O-\_\_\_**

**AN ORDINANCE DECLARING AS SURPLUS CERTAIN CITY PROPERTY AND  
AUTHORIZING DISPOSAL OF THE SAME**

**WHEREAS**, the City of Anniston (the "City") owns certain real property commonly known as Anniston Inn Kitchen and more particularly described in Exhibit A attached hereto (the "Property");

**WHEREAS**, on March 14, 2000, the City passed and adopted Ordinance 00-0-05 declaring said Property as no longer needed for public or municipal purposes;

**WHEREAS**, on August 1, 2000, the City of Anniston granted unto Anniston Inn Kitchen, L.L.C. ("AIK") a ninety-nine year lease of the Property, including the historic structure situated thereupon;

**WHEREAS**, subsequent to leasing the Property, AIK established and has operated an event center on the site;

**WHEREAS**, during the course of its lease, AIK has made significant improvements to the Property;

**WHEREAS**, AIK desires to acquire ownership of the Property;

**WHEREAS**, conveying ownership to AIK will better facilitate the continued productive use of the premises and will allow the Property to be considered for other possible economic development opportunities;

**WHEREAS**, the Property remains surplus and not used or needed for public or municipal purposes; and

**WHEREAS**, the City Council has determined it would be in the best interest of the City and its residents to sell the leased portion of Property to AIK rather than the City retaining ownership of said Property for the remaining eighty four years of the lease term.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Anniston, Alabama, at a regular meeting, duly assembled, a quorum being present, as follows:

**Section 1.** It is hereby established and declared that the following described real property owned by the City is not needed or used for a public or municipal purpose and, therefore, its status as surplus property is reaffirmed, to wit:

The North 210 feet of Block # 145 as recorded in Plat Book A, Page 415-A in the Probate Court and more particularly described in Exhibit "A" hereto.

**Section 2.** That, the City Manager be, and hereby is, authorized to sell and

convey said property to Anniston Inn Kitchen, LLC for nominal consideration.

**Section 3.** That the City Manager is authorized to execute all documents necessary to effectuate a sale and conveyance of said property to Anniston Inn Kitchen, LLC.

**Section 4.** That this Ordinance shall be effective immediately upon passage and adoption by the City Council.

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2015.

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

**ORDINANCE NO. 15-O-\_\_\_**

**AN ORDINANCE ABOLISHING THE ANNISTON MUSEUM COMPLEX BOARD**

**WHEREAS**, the Code of Ordinances for the City of Anniston, Chapter 2, Article XI, Section 2.60.1 created The Anniston Museum of Natural History Board, The Longleaf Botanical Gardens Board, and The Anniston Museum Complex Board; and

**WHEREAS**, The Anniston Museum Complex Board was created as an advisory board comprised of two (2) members each from The Anniston Museum of Natural History Board, The Longleaf Botanical Gardens Board and the Farley L. Berman Foundation, Inc.; and

**WHEREAS**, The Anniston Museum Complex Board, was intended to serve as the collective advocate for of the Museum of Natural History, the Longleaf Botanical Gardens, and the Farley L. and Germain K. Berman Museum of World History (collectively considered as the “Museum Complex”); and

**WHEREAS**, the Anniston Museum Complex Board, through the City of Anniston’s Director of Museum Operations, was charged with advising the City on the operational and budgetary concerns of the Museum Complex as a whole; and

**WHEREAS**, the City of Anniston established the office of Director of Museum Operations to oversee the City’s Department of Museum Operation; and

**WHEREAS**, the Director of Museum Operations has full responsibility for the Museum Complex’s strategic and financial direction and overall management, including its collections, exhibitions and programs, the physical plant, human resources and natural resources, as well as provides leadership to The Anniston Museum of Natural History Board, The Longleaf Botanical Gardens Board and the Farley L. Berman Foundation, Inc. Board in all Complex-related matters; and

**WHEREAS**, the City of Anniston, The Anniston Museum of Natural History Board, The Longleaf Botanical Gardens Board and the Farley L. Berman Foundation, Inc. have jointly determined the City’s employment of a Director of Museum Operations renders the Anniston Museum Complex Board unnecessary;

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

**Section 1.** The City Council of the City of Anniston, Alabama hereby amends and restates Chapter 2, Article XI, Section 2.60 of “The Code of the City of Anniston, Alabama, 1981” in its entirety to read as follows:

**DIVISION 3. ANNISTON MUSEUM BOARDS**

**Section 2.60.1. Creation of the Anniston Museum Boards.**

The City of Anniston hereby establishes the following municipal museum boards, which shall serve as instrumentalities of the City of Anniston to aid and advise in the operation, maintenance, and improvement of the City's public cultural facilities in the manner designated in this Division:

- (a) The Anniston Museum of Natural History Board; and
- (b) The Longleaf Botanical Gardens Board.

These municipal museum boards shall each have all powers granted to them by this Division, or as otherwise granted by the City's laws, and by the constitution and the laws of this state, together with all the implied powers necessary to execute all powers granted.

### **Section 2.60.2. Reservation of Powers and Authority.**

The authority for management, administration and operation of the City of Anniston's public cultural facilities, including the Anniston Museum of Natural History, the Longleaf Botanical Gardens, and the Farley L. and Germain K. Berman Museum of World History, and all municipal property and assets, shall be vested in the City of Anniston and exercised through its Director of Museum Operations, subject to the supervision and control of the City Manager. Nothing contained herein shall be construed so as to limit the powers and authority of the City of Anniston, including its Director of Museum Operations, who shall be responsible for the Department of Museum Operations and its employees, unless expressly limited herein.

### **Section 2.60.3. Anniston Museum of Natural History Board**

**1. Membership.** The Anniston Museum of Natural History Board shall exist as an independent board of the City of Anniston with its members appointed by the City Council in accordance with Division 1, Article XI, Chapter 2 of the Code of Ordinances for the City of Anniston. The Board shall be comprised of nine (9) members who shall serve for terms of five (5) years; except that, of those initial appointments to the Board, three (3) members shall be appointed to terms of three (3) years, and three (3) members shall be appointed to terms of four (4) years. The Director of Museum Operations shall serve as an *ex officio* member of the Board and as its Secretary and Treasurer. No member of the Board may serve as a member of another board of the City of Anniston and no member may serve as a member of the Board of Directors for the Anniston Museum Endowment Corporation or the Anniston Museum League, or of any other board for any organization whose primary purpose is to provide funding and support for the public cultural facilities of the City of Anniston.

**2. Advisory Role.** The Anniston Museum of Natural History Board shall serve in an advisory capacity to the City of Anniston, through the Director of Museum Operations, on the operational and budgetary concerns of the Anniston Museum of Natural History, including the exhibits and property thereof.

**3. Sale of Memberships.** The Board shall be responsible for the sale of memberships to the Anniston Museum of Natural History and for fund raising activities for the benefit of the same. The Board is expressly authorized to contract with third parties to aid or perform these duties, in whole or in part.

**4. Budgetary and Expenditure Authority.** All funds generated through the Board's activities, including the sale of memberships to the Anniston Museum of Natural History and the receipt of donations made to the Board, shall be held in the Board's account. The Board shall have actual authority over the expenditure of such funds, except that the funds shall be used exclusively for the benefit of the Anniston Museum of Natural History. The Director of Finance for the City of Anniston shall be responsible for executing any expenditures ordered by the Board and for maintaining the account in accordance with the City's financial policies and procedures and the governing laws and regulations.

**5. By-laws.** The Board shall establish its own by-laws, rules and regulations, as it deems necessary and appropriate, subject to any governing municipal, state or federal law.

#### **Section 2.60.4. Longleaf Botanical Gardens Board**

**1. Membership.** The Longleaf Botanical Gardens Board shall exist as an independent board of the City of Anniston with its members appointed by the City Council in accordance with Division 1, Article XI, Chapter 2 of the Code of Ordinances for the City of Anniston. The Board shall be comprised of nine (9) members who shall serve for terms of five (5) years; except that, of those initial appointments to the Board, three (3) members shall be appointed to terms of three (3) years, and three (3) members shall be appointed to terms of four (4) years. The Director of Museum Operations shall serve as an *ex officio* member of the Board and as its Secretary and Treasurer. No member of the Board may serve as a member of another board of the City of Anniston and no member may serve as a member of the Board of Directors for the Anniston Museum Endowment Corporation or the Anniston Museum League, or of any board for any organization whose primary purpose is to provide funding and support for the public cultural facilities of the City of Anniston.

**2. Advisory Role.** The Longleaf Botanical Gardens Board shall serve in an advisory capacity to the City of Anniston, through the Director of Museum Operations, on the operational and budgetary concerns of the Longleaf Botanical Gardens, including the exhibits and property thereof.

**3. Sale of Memberships.** The Longleaf Botanical Gardens Board shall be responsible for the sale of memberships to the Longleaf Botanical Gardens and for fund raising activities for the benefit of the same. The Board is expressly authorized to contract with third parties to aid or perform these duties, in whole or in part.

**4. Budgetary and Expenditure Authority.** All funds generated through the Longleaf Botanical Gardens Board's activities, including the sale of memberships to the Longleaf Botanical Gardens and the receipt of donations made to the Board, shall be held in the Board's account. The Board shall have actual authority over the expenditure of such funds, except that the funds shall be used exclusively for the benefit of the Longleaf Botanical Gardens. The Director of Finance for the City of Anniston shall be responsible for executing any expenditures ordered by the Board and for maintaining the account in accordance with the City's financial policies and procedures and the governing laws and regulations.

**5. By-laws.** The Board shall establish its own by-laws, rules and regulations, as it deems necessary and appropriate, subject to any governing municipal, state or federal law.

**Section 2.60.6. Farley L. and Germain K. Berman Museum of World History**

**1. Management and Operation.** The City of Anniston shall execute a Management Agreement with The Farley L. Berman Foundation, Inc., a private not-for-profit foundation organized under the laws of the State of Alabama, which shall define the terms and conditions of the Foundation’s delegation of the promotion, management and operation of the museum to the City and the Foundation’s supply of its privately owned collection for use and display in the City’s museum facility. The Director of Museum Operations shall be responsible for the administration, management and operation of the Farley L. and Germain K. Berman Museum of World History, subject to the terms and conditions of the Management Agreement with the Foundation and subject to the supervision and control of the City Manager.

**Section 2.60.7. Repealed**

**Section 3.** Any laws and ordinances, and parts thereof, within the City of Anniston in conflict herewith are hereby expressly repealed.

**Section 4.** This Ordinance shall become immediately effective after its adoption and its publication one (1) time in The Anniston Star, a newspaper of general circulation published in the City of Anniston, Alabama. The City Clerk is hereby ordered and directed to cause a copy of this Ordinance to be published one time in said newspaper.

**PASSED and ADOPTED** this \_\_\_ day of \_\_\_\_\_, 2015.

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

# RESOLUTIONS

**RESOLUTION NO. 15-R-\_\_\_**

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION  
TO THE ALABAMA STATE COUNCIL ON THE ARTS**

WHEREAS, the Alabama State Council on the Arts has the authority to award grants under the Visual Arts Program to further the arts in a community; and

WHEREAS, the City of Anniston in partnership with the Arts Committee of Main Street recognize the importance of art in 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 \$7,500 under said program is hereby authorized;
2. That the City of Anniston and its partners will match the grant with \$7,500 in-kind contributions;
3. That Louise Campbell, L.P. Campbell Company, is authorized to prepare and submit an application on behalf of the City of Anniston through the EGrant System; and
4. That the Mayor and/or City Manager is authorized to sign any and all documents to obtain said grant; and

PASSED AND ADOPTED this the 17th day of August, 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

**PROGRAM:** Visual Arts Program

**AGENCY:** Alabama State Council on the Arts

**DEADLINE:** September 1, 2015

### **PROJECT DESCRIPTION:**

The City of Anniston in partnership with the Arts Committee of the Main Street Program propose to develop a series of public art pieces to be displayed in the Downtown Anniston Area that will focus on Anniston yesterday and today. Using photography as the basic art form, public visual art pieces will be displayed at strategic locations.

**GRANT REQUEST:** \$ 7,500

**LOCAL:** \$ 7,500 In-Kind Support Only

### **COMMENT:**

This project must be filed through the on-line grant submission process for the Alabama State Council on the Arts. Therefore, the Resolution authorizes Louise Campbell of L.P. Campbell Company to prepare and submit through this process on behalf of the City of Anniston. Note that project budget and narrative will be reviewed and approved prior to submission by the City Manager.

**PREPARED BY:** Louise Campbell, L.P. Campbell Company 8/12/2015