

**CITY OF ANNISTON
SEPTEMBER 21, 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.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.

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 – 05 Grass and Debris)

(b) To hear public comments regarding the ADA Transition Plan

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 – 05 Grass and Debris)
- (c)** Resolution declaring a reported condition to be a public nuisance. (Group 2015 – 06 Grass and Debris)
- (d)** Resolution adopting the Americans with Disabilities Act (ADA) Transition Plan.
- (e)** Resolution authorizing the Mayor to execute an Agreement with East Alabama Planning and Development Commission for the Anniston Express Fixed Route System and the ADA Para-Transit Services.
- (f)** Resolution adopting the West Anniston Cooperative Agreement West Anniston Revitalization Plan.
- (g)** Resolution vacating a portion of the West/East Alley between East 10th Street and East 11th Street and between Johnston Drive and Lockwood Avenue.

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

COUNCIL COMMENTS

ADJOURNMENT

MINUTES

9/8/2015

Anniston, Alabama
September 8, 2015

The City Council of the City of Anniston, Alabama, met in Regular Session in the City Meeting Center of the City of Anniston, Alabama, on Tuesday, September 8, 2015, at approximately 5:35 o'clock p.m.

Chief Taylor, Fire Department, prayed the Invocation.

Chief Taylor, Fire Department, 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 August 10, 2015 and August 17, 2015. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, Harris and Stewart; nays: none. The motion carried.

Council Member Jenkins made a motion to approve the minutes of August 10, 2015 and August 17, 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.

Dennis Langley addressed the Council concerning a proposed motion on the Consent Agenda to approve an amendment to the Personnel Policies and Procedures Manual: Section "Employee Conduct and Discipline" and questioned whether Christians or Muslims would be considered in violation of this policy. He stated the city needed jobs.

Shareef Amid, 2002 Noble Street, addressed the Council and stated there was a visibility safety issue at the intersection of 30th Street and 1st Avenue.

Nathan Payne, Wildwood Road, addressed the Council concerning a proposed motion on the Consent Agenda to approve an amendment to the Personnel Policies and Procedures Manual: Section "Employee Conduct and Discipline" and questioned the need for the City government to be governing what people could think.

9/8/2015

Brian Johnson, City Manager, addressed the Council and made a presentation concerning the Fiscal Year 2016 General Fund Budget.

Council Member Jenkins stated he would like to see the funding increased for the Coosa Valley Youth Services increased by \$50,000.00. He stated he would like to see them fund an additional \$75,000.00 to the Northeast Alabama Community Foundation for distribution to the non-profit agencies. He stated he would really like to both of these level funded from last year's budget.

Council Member Reddick stated he was grateful that they had been able to save the Wiggins Community Center from taking any budget cuts. He stated he would like to see more funding for the non-profit agencies. He stated he would like to see more funding for PEFA. He stated the school system needed a grant writer.

Council Member Harris stated she would like to see funding for the non-profit agencies. She stated she would like to see funding increased for the Coosa Valley Youth Services.

Council Member Selase stated he would not like to see any money taken from the Education Innovation Fund. He stated he would like to quarterly meetings with the Board of Education and the Superintendent.

Mayor Stewart stated that was the time for the public hearing on the proposed Fiscal Year 2016 Budget, declared the hearing open and asked if anyone wished to address the Council concerning the proposed Fiscal Year 2016 Budget.

Linda Bolton addressed the Council concerning the proposed Fiscal Year 2016 Budget and stated they should keep the funding for the Wiggins Community Center.

Shirley Carter addressed the Council concerning the proposed Fiscal Year 2016 Budget and asked about the food services item in the budget.

Mr. Reddick addressed the Council concerning the proposed Fiscal Year 2016 Budget and stated there were too many police.

Dennis Langley addressed the Council concerning the proposed Fiscal Year 2016 Budget and stated they needed more bang for their buck with the education funding.

Judy Porter Young addressed the Council concerning the proposed Fiscal Year 2016 Budget and the education funding.

Willie Cottingham addressed the Council concerning the proposed Fiscal Year 2016 Budget and the funding for the Wiggins Community Center and keeping Ms. Bush as the center.

Rodney Fomby addressed the Council concerning the proposed Fiscal Year 2016 Budget and the funding for the Wiggins Community Center and keeping Ms. Bush as the center.

9/8/2015

Mayor Stewart asked if anyone else wished to address the Council concerning the proposed Fiscal Year 2016 Budget.

No one else addressed the Council concerning the proposed Fiscal Year 2016 Budget.

Mayor Stewart declared the public hearing on the proposed Fiscal Year 2016 Budget closed.

Council Member Jenkins made a motion to amend the Fiscal Year 2016 Budget by increasing the Non-Profit Agencies by \$75,000.00, increasing the Coosa Valley Youth Services by \$50,000.00, increasing the Police Department by \$50,000.00, decreasing the Education Innovation Fund by \$100,000.00, decreasing the Parks and Recreation Department by \$25,000.00 and decreasing the Public Works Department by \$50,000.00. The motion was seconded by Council Member Reddick.

The Council discussed the proposed Fiscal Year 2016 Budget and the motion to amend the proposed Fiscal Year 2016 Budget.

On call of the roll on Council Member Jenkins' motion to amend the Fiscal Year 2016 Budget by increasing the Non-Profit Agencies by \$75,000.00, increasing the Coosa Valley Youth Services by \$50,000.00, increasing the Police Department by \$50,000.00, decreasing the Education Innovation Fund by \$100,000.00, decreasing the Parks and Recreation Department by \$25,000.00 and decreasing the Public Works Department by \$50,000.00 and Council Member Reddick's second to said motion the following vote was recorded: ayes: Council Members Jenkins and Harris; nays: Council Members Reddick, Selase and Stewart. The motion failed.

Council Member Reddick made motion to amend the Fiscal Year 2016 Budget by increasing the Outside Agencies by \$75,000.00, decreasing the Parks and Recreation Department by \$25,000.00 and decreasing the Public Works Department by \$50,000.00. The motion was seconded by Council Member Selase.

The Council discussed the proposed Fiscal Year 2016 Budget and the motion to amend the proposed Fiscal Year 2016 Budget.

On call of the roll on Council Member Reddick's motion to amend the Fiscal Year 2016 Budget by increasing the Outside Agencies by \$75,000.00, decreasing the Parks and Recreation Department by \$25,000.00 and decreasing the Public Works Department by \$50,000.00 and Council Member Selase's second to said motion the following vote was recorded: ayes: Council Members Reddick, Selase and Stewart; nays: Council Members Jenkins and Harris. The motion carried.

Mayor Stewart stated there would be an additional public hearing on the amended budget prior to the passage of any budget resolution.

Council Member Harris asked that that Item (b): a motion to approve an amendment to the Personnel Policies and Procedures Manual: Section "Employee Conduct and Discipline" "Conduct, activities, speech, participation or membership in events, associations or groups that

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advocate, promote or condone hate, violence, or invidious prejudice against individuals or groups based on race, color, religion, national origin, sex, sexual orientation, age or disability may reflect negatively and bring criticism upon the city as a whole. An employee is subject to corrective action, including the possibility of termination from his or her employment, when such conduct, activities, speech, participation or membership impedes the performance of his or her duties or interferes with the operation and efficiency of the City”, be removed from the Consent Agenda.

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

- (a) Resolution authorizing the City Manager to enter into an Agreement on behalf of the Anniston Calhoun County HOME Consortium with Northeast Alabama Community Development Corporation.
- (b) Evaluation of bids for work jeans, tee shirts, jackets and coveralls for PARD and Public Works employees.
- (c) Evaluation of bids for the lease/purchase of two (2) commercial grade zero turn mowers and one (1) spreader for Cane Creek Golf Course. Sixty (60) month lease with a dollar buyout at lease end.

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 table the proposed motion to approve an amendment to the Personnel Policies and Procedures Manual: Section “Employee Conduct and Discipline” “Conduct, activities, speech, participation or membership in events, associations or groups that advocate, promote or condone hate, violence, or invidious prejudice against individuals or groups based on race, color, religion, national origin, sex, sexual orientation, age or disability may reflect negatively and bring criticism upon the city as a whole. An employee is subject to corrective action, including the possibility of termination from his or her employment, when such conduct, activities, speech, participation or membership impedes the performance of his or her duties or interferes with the operation and efficiency of the City. The motion was seconded by Mayor Stewart; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Harris and Stewart; nays: Council Member Selase. The motion carried.

Council Member Selase made a motion for the unanimous consent of the Council to introduce and read by title Resolution Number 15-R-129. The motion was seconded by Council Member Jenkins.

Mayor Stewart asked if anyone wished to address the Council either in favor of or in opposition to the introduction and reading by title of Resolution Number 15-R-129.

No one addressed the Council either in favor of or in opposition to the introduction and reading by title of Resolution Number 15-R-129.

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On call of the roll on Council Member Selase's motion for the unanimous consent of the Council to introduce and read by title Resolution Number 15-R-129 and Council Member Jenkins' 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 Resolution Number 15-R-129, Council Member Selase introduced and read by title Resolution Number 15-R-129 as follows:

(15-R-129, authorizing an amendment to the Special Project Development Agreement by the City and Anniston I, LLC)

Council Member Selase made a motion for the passage and adoption of Resolution Number 15-R-129 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, Reddick, Selase, Harris and Stewart; nays: none. The motion carried and Resolution Number 15-R-129 was passed and adopted.

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 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 adjourned at approximately 7:25 o'clock p.m.

9/15/2015

Anniston, Alabama
September 15, 2015

The City Council of the City of Anniston, Alabama, met in Special Session in the Council Chambers in City Hall of the City of Anniston, Alabama, on Tuesday, September 15, 2015, at approximately 5:33 o'clock p.m.

Darren Douthitt, Superintendent, Anniston Board of Education, prayed the Invocation.

Darren Douthitt, Superintendent, Anniston Board of Education, 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.

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.

Mayor Stewart stated that was the time for the public hearing on the reconsideration of the proposed Fiscal Year 2016 Budget, declared the hearing open and asked if anyone wished to address the Council concerning the reconsideration of the proposed Fiscal Year 2016 Budget.

Mike Rollins, Executive Director, Coosa Valley Youth Services, addressed the Council concerning funding for Coosa Valley Youth Services.

Mayor Stewart asked if anyone else wished to address the Council concerning the reconsideration of the proposed Fiscal Year 2016 Budget.

No one else addressed the Council concerning the reconsideration of the proposed Fiscal Year 2016 Budget.

Mayor Stewart declared the public hearing on the reconsideration of the proposed Fiscal Year 2016 Budget closed.

Council Member Selase introduced and read Resolution Number 15-R-130 as follows:

(15-R-130, adopting the FY2016 Budget)

Council Member Selase made a motion for the passage and adoption of Resolution Number 15-R-130 as introduced and read. The motion was seconded by Council Member Reddick.

9/15/2015

Council Member Selase stated he supported this budget. He stated that nobody had gotten everything they wanted. He stated that education was an important factor and he hoped the amount for the Education Innovation Fund would not be reduced. He stated he would like for the Council to approve this budget.

Council Member Reddick stated they were not supporting Coosa Valley Youth Services or the non-profit agencies the way they needed to. He stated they were at a time when their citizens needed them most. He stated they agreed that something needs to be done for the schools but that they disagree on how they need to do it. He stated the school system needed a grant writer. He stated they needed to provide more help to the Police Department.

Council Member Harris stated that cutting the non-profit agencies totally off without warning was wrong. She stated they could not afford \$500,000.00 for the Education Innovation Fund when the City had employees who had not had raises in three years. She stated they needed to rebuild the reserve funds. She stated she supported taking care of the schools but they had to have the City on firm financial footing first.

Council Member Selase stated in this proposed budget they were giving the non-profit agencies \$50,000.00. He stated that the non-profit agencies and education were inextricably linked and lack of education would increase the need for the non-profit agencies. He stated the first thing outsiders hear about Anniston is to not send their children to Anniston City Schools.

Council Member Reddick stated they needed to put a flat rate of the City's sales tax into the school system.

Council Member Jenkins stated they had finite dollars with infinite needs. He stated he supported last week funding the Education Innovation Fund at \$400,000.00 which would be an increase of \$50,000.00 from last year but he could not support the budget as currently stood.

Mayor Stewart stated the Education Innovation Fund was not set up to subsidize the school system but to fund data driven strategies that would help improve the system as a whole. He stated he had not seen the sense of urgency from the Board of Education that he would expect. He stated they cannot get transformational change in the school system by funding the status quo.

On call of the roll on Council Member Selase's motion for the for the passage and adoption of Resolution Number 15-R-130 as introduced and read and Council Member Reddick's second to said motion the following vote was recorded: ayes: Council Member Selase; nays: Council Members Jenkins, Reddick, Harris and Stewart. The motion failed.

Council Member Reddick made a motion to amend the budget to take \$25,000.00 from Special Events and \$75,000.00 from the Education Innovation Fund and add \$50,000.00 to the Coosa Valley Youth Services, \$25,000 00 to the Non-profit Agencies and \$25,000.00 to the Police Department. The motion was seconded by Council Member Harris.

9/15/2015

Council Member Selase stated he was open to find some medium ground but he could not support taking \$75,000.00 from the Education Innovation Fund. He stated that money is tied to resources that youth need in school. He stated he was frustrated that they could not find common ground.

Council Member Harris stated that \$75,000.00 was the common ground between the original proposal and this proposed amendment.

Council Member Reddick stated that the \$500,000.00 originally budgeted for the Education Innovation Fund is not going to fix the school system. He stated they needed to go above and beyond this funding.

On call of the roll on Council Member Reddick's motion to amend the budget to take \$25,000.00 from Special Events and \$75,000.00 from the Education Innovation Fund and add \$50,000.00 to the Coosa Valley Youth Services, \$25,000.00 to the Non-profit Agencies and \$25,000.00 to the Police Department and Council Member Harris' second to said motion the following vote was recorded: ayes: Council Members Jenkins, Reddick, Harris and Stewart; nays: Council Member Selase. The motion carried.

Brian Johnson, City Manager, there would be public hearing on the amended budget on Tuesday, September 22, 2015, at 5:30 p.m.

Council Member Selase stated that the Ugandan Thunder would be performing at the City Meeting Center on Thursday, September 17.

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 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 adjourned at approximately 6:36 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. \$166.75 to Charity Duncan, Main Street, while attending Main Street Alabama Training in Montgomery, AL from August 24 – 25, 2015.
- b. \$303.60 to Brian Watson, Main Street, while attending Main Street Alabama Training in Montgomery, AL from August 24 – 25, 2015 and Your Town Alabama Workshop in Nauvoo, AL from September 2 – 4, 2015.
- c. \$126.50 to Kelli Bentley, Finance, while attending Munis State User Group Meeting in Montgomery, AL on September 9, 2015.

PASSED AND ADOPTED this ____ day of September 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 Exhibit "A" attached is hereby overruled 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 – 05 Debris and Grass

712 West 17 th Street	PPIN 19634
906 West 16 th Street	PPIN 62954
1620 Moore Avenue	PPIN 20366
2920 McKleroy Avenue	PPIN 25944
1320 East 10 th Street Grass and Debris	PPIN 18262

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 2015-06)** 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-O-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 2016 – 06 Grass and Debris

701 East 22 nd Street (debris & grass)	PPIN 75627
2215 Ayers Drive	PPIN 22464
101 Grant Avenue	PPIN 66145
600 West 18 th Street	PPIN 76046
604 West 18 th Street	PPIN 75278
500 Chestnut (debris & grass)	PPIN 18125
1617 Cooper Ave.	PPIN 19640
1711 Cooper Ave.	PPIN 19662
1725 Cooper Ave.	PPIN 19661
1320 East 10 th St.	PPIN 18262
2422 McCoy Avenue	PPIN 25696
831 Blue Ridge (debris & grass)	PPIN 21629
2124 Thomas Ave	PPIN 22675
1523 Cobb Avenue	PPIN 19745
1808 Cobb Avenue (debris & grass)	PPIN 19614
1224 West 16 th Street	PPIN 19473
1600 Cooper Avenue	PPIN 62229
412 West 5 th Street	PPIN 63447
3014 Walnut Avenue	PPIN 26283
3030 Walnut Avenue	PPIN 26285
2004 Moore Avenue	PPIN 20121
1617 Murray Avenue	PPIN 62479
1619 Murray Avenue	PPIN 19794
2226 Walnut Avenue	PPIN 2069
328 East 22 nd Street	PPIN 21253
3034 Moore Avenue	PPIN 26020
3009 Moore Avenue	PPIN 26037
3002 Gurnee Avenue	PPIN 26222
3000 Gurnee Avenue	PPIN 26221
1221 West 14 th Street	PPIN 19290
1433 Bancroft Avenue	PPIN 30656
1405 Bancroft Avenue	PPIN 30660
1828 Bancroft Avenue	PPIN 65930
1613 West 21 st Street	PPIN 30300
1106 West 16 th Street	PPIN 19537
1110 West 16 th Street	PPIN 19342
4136 Cloverdale Road	PPIN 15168
3005 Gurnee Avenue	PPIN 25898
3026 Gurnee Avenue	PPIN 26229

RESOLUTION NO. 15-R-___

A RESOLUTION ADOPTING THE AMERICANS WITH DISABILITIES ACT (ADA) TRANSITION PLAN

WHEREAS, the City of Anniston, in compliance with Title II of the Americans with Disabilities Act (ADA), is required to develop a plan to ensure that all citizens of the City of Anniston are provided access to the city’s programs, services, facilities and activities in as timely and complete a manner as reasonably possible;

WHEREAS, the City of Anniston has committed to the following vision in development and implementation of this plan: fiscal soundness in development and implementation, accessibility of city services, programs and facilities and success in providing exceptional service and fostering a “customer first” mind-set

WHEREAS, the City of Anniston has assessed its facilities and services and identified recommended changes to improve their accessibility;

WHEREAS, from the assessment, the City of Anniston has identified future steps and activities that will ensure people with disabilities have access to city facilities and programs to address both physical and programmatic barriers.

Now Therefore Be It Resolved, that City Council of Anniston, Alabama does hereby adopt the “ADA Transition Plan” and agrees to work towards implementation of its recommendations.

PASSED AND ADOPTED on 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

RESOLUTION NO. 15-R-___

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH EAST ALABAMA PLANNING AND DEVELOPMENT COMMISSION FOR THE ANNISTON EXPRESS FIXED ROUTE SYSTEM AND THE ADA PARA-TRANSIT SERVICES

WHEREAS, the City Council of the City of Anniston recognizes the need for a public transportation program within the City to respond to the needs of the disabled and handicapped; and

WHEREAS, the Calhoun Area Metropolitan Planning Organization has designated East Alabama Regional Planning and Development Commission as the implementing agency for the Federal Transit Administration Section 5307 urbanized transportation program; and

WHEREAS, the American with Disabilities Act (ADA) Para-Transit Services are provided with wheelchair equipped vans under a demand response system operated by contract with the East Alabama Regional and Development Commission funded under Section 5307; and

WHEREAS, the City Council of the City of Anniston recognizes that the requirement to obtain Section 5307 funds from the Alabama Department of Transportation includes local match of 50% for operating expenses, 20% for preventative maintenance and capital purchases.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Anniston, Alabama, hereby commits the amount of \$325,000 as local, non-federal match for operational, preventative maintenance, and capital expenditures for the Fixed Route and ADA Para-Transit Services for Fiscal Year 2016.

BE IT FURTHER RESOLVED, that the Mayor of Anniston, is hereby authorized to execute an agreement with the East Alabama Regional Planning and Development Commission for the provision of the Fixed Route and ADA Para-Transit Services in the City of Anniston and that the Mayor is also authorized to execute any certifications or assurance required in conjunction with the program.

PASSED AND ADOPTED on 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

Fixed-Route Ridership								
	FY 07-08	FY 08-09	FY 09-10	FY 10-11	FY 11-12	FY 12-13	FY 13-14	FY 14-15
Oct	5,548	6,837	6,543	7,850	9,757	11,074	10,266	11,357
Nov	5,431	5,834	5,680	7,714	9,178	10,168	9,690	9,644
Dec	5,276	5,923	6,545	8,333	9,439	9,069	9,610	10,621
Jan	5,576	6,510	6,030	7,514	9,458	10,188	9,240	10,446
Feb	5,307	5,441	6,121	8,050	9,687	10,002	10,393	8,826
Mar	5,486	5,863	7,480	9,064	10,131	10,117	11,245	9,467
Apr	5,650	5,990	7,108	8,245	9,466	10,261	11,463	9,872
May	5,767	5,827	6,843	8,650	9,787	10,258	11,512	9,548
Jun	6,323	6,620	7,609	9,326	10,234	9,781	10,747	10,449
Jul	6,239	6,692	7,714	9,358	9,821	10,136	11,707	10,535
Aug	6,407	6,088	8,282	11,080	11,209	11,488	12,075	10,275
Sep	6,416	6,229	8,190	10,218	9,573	9,756	11,370	

TOTAL	69,426	73,854	84,145	105,402	117,740	122,298	129,318	111,040
AVG/MO	5,786	6,155	7,012	8,784	9,812	10,192	10,777	10,095

2014 Avg./Mo. 746 161 33 183 480 184

ADA Paratransit Ridership						
Fiscal Year 2014-2015	Anniston	Jacksonville	Weaver	Oxford	Section 5307 CC Urban	Section 5311 CC Rural
October	661	168	36	167	559	330
November	578	152	39	171	473	251
December	681	208	25	148	563	267
January	697	225	38	173	477	266
February	594	184	27	134	430	224
March	783	216	36	175	435	257
April	847	175	44	137	557	302
May	811	168	35	151	474	295
June	842	212	8	221	541	248
July	792	220	10	209	492	264
August	792	229	6	194	452	291
September						

2015 Avg./Mo. ⁸⁰⁷⁸734 ²¹⁵⁷196 ³⁰⁴28 ¹⁸⁸⁰171 ⁵⁴⁵³496 ²⁹⁹⁵272

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RESOLUTION NO. 15-R-__

RESOLUTION ADOPTING THE WEST ANNISTON COOPERATIVE AGREEMENT WEST ANNISTON REVITALIZATION PLAN

WHEREAS, the City of Anniston, the Anniston Housing Authority and the Anniston City School System have come together to address the needs of the West Anniston Community.

WHEREAS, through this partnership along with other public and private sector organizations, a collective vision and plan for the revitalization of the community was developed and adopted for further planning and implementation;

WHEREAS, the West Anniston Revitalization Plan implementation will evolve as work plans are developed and executed over time , the parties to this agreement desire to express their commitment to work together to achieve their collective goals for and with the community;

WHEREAS, each party has identified their respective roles for each in order to work toward implementation and project development as outlined in the West Anniston Revitalization Interlocal Cooperative Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Anniston City Council hereby adopts the West Anniston Cooperative Agreement West Anniston Revitalization Plan.

PASSED AND ADOPTED on 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

RESOLUTION NUMBER 15-R-__

A RESOLUTION VACATING A PORTION OF THE WEST/EAST ALLY BETWEEN EAST 10TH STREET AND EAST 11TH STREET AND BETWEEN JOHNSTON DRIVE AND LOCKWOOD AVE

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

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

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

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

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

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

Section 8, Township 16 South, Range 8 East; Anniston Land Company Block 540. Beginning at the Northwest corner of the intersection of Lockwood Avenue and 10th Street, East; thence North along the West Right of Way line of Lockwood Avenue 100.0 ft. to the Southwest corner of the intersection of an alley and Lockwood Avenue and the true point of beginning of the hereafter described proposed vacation: thence West along the South Right of Way line of said alley and leaving said ROW line of Lockwood Avenue 100.0 ft.; thence North 15.0 ft. to the North Right of Way line of said alley; thence East along said North ROW line of alley 100.0 ft. to the Northwest corner of the intersection of said alley and Lockwood Avenue; thence South along the West ROW line of Lockwood Avenue 15.0 ft. to the true point of beginning. Said property being a portion of 15 ft. alley that extends from Johnston Drive to Lockwood Avenue.

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

PASSED AND ADOPTED this 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