

CITY OF ANNISTON  
DECEMBER 10, 2013  
6:00 P.M.

INVOCATION (Mayor)

PLEDGE OF ALLEGIANCE (Mayor)

CALL TO ORDER (Mayor)

ROLL CALL (Mayor)

READING/APPROVAL OF MINUTES OF PREVIOUS MEETING (Mayor)

ADDITIONS/DELETIONS TO THE AGENDA

ADOPTION OF AGENDA (Mayor calls for a motion, second, roll call)

UNFINISHED BUSINESS (Mayor)

NEW BUSINESS (City Manager)

**I. RECOGNITIONS**

- (a) South Highland Youth Football Team (12 & Under)  
2013 Northeast Alabama's Youth Football League Champions

**II. PUBLIC HEARINGS**

- (a) To receive comments as to why the following grass lots declared nuisances should not be ordered abated. (Group 27)
- (b) To hear public comments regarding a renewal application for Permit to Conduct Bingo Games in Calhoun County for the BPOE Elks Lodge #189 located at 1019 South Noble Street.
- (c) To hear public comments regarding a Lounge Retail Liquor – Class I application for I20 HD Lounge LLC d/b/a Ambitions located at 1800 South Quintard Avenue.

**III. CONSENT AGENDA**

- (a) Authorizing reimbursements to City Officials for expenses incurred while traveling away from the city.
- (b) Approve a Retail Beer (Off Premise Only) application for Lisa Hudgins d/b/a 431 Gasoline located at 3801 U.S. Hwy 431 North.

**IV. ORDINANCES**

- (a) Amending Section 2.2 (2) and (4) of the Code of Ordinances of the City of Anniston, Alabama setting the regular meetings of the Council.

**V. RESOLUTIONS**

- (a) Over-ruling objections to the abatement of identified nuisances. (Group 27)
- (b) Authorizing and directing the City Manager to execute and amendment to the Professional Services Agreement with ACP Greene + Associates, LLC.

**VI. MOTIONS**

- (a) Approve an application for Permit to Conduct Bingo Games in Calhoun County for the BPOE Elks Lodge #189.
- (b) Approve a Lounge Retail Liquor – Class I application for I20 HD Lounge LLC d/b/a Ambitions located at 1800 South Quintard Avenue.

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

PUBLIC COMMENTS (Mayor)

COUNCIL COMMENTS

ADJOURNMENT (Mayor)

# MINUTES

Anniston, Alabama  
November 21, 2013

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 Thursday, November 21, 2013, at approximately 6:02 o'clock p.m.

Council Member Jenkins prayed the Invocation.

Council Member Jenkins led the Pledge of Allegiance to the Flag.

Mayor Stewart called the meeting to order. On call of the roll the following Council Members were found to be present: Council Members Jenkins, Reddick, Selase, Harris and Stewart; absent: none. A quorum was present and the meeting opened for the transaction of business.

Brian Johnson, City Manager, was present.

Council Member Selase made a motion to waive the reading of the minutes of November 7, 2013. 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 Jenkins made a motion to approve the minutes of November 7, 2013. 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 add to the agenda a motion approving and authorizing the Mayor to execute Change Order No. 1 for the 2013 Street Resurfacing Contract (COA-13-P-001) with APAC Mid-South Inc. for an increase in the total contract price of \$14,017.00 and a motion to approve two street closures in the downtown area for two upcoming festival events and to approve the agenda as amended. 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.

Mayor Stewart announced that was the time for the public hearing regarding the proposed ordinance creating and designating the West Fifteenth Street Historic District, declared the hearing open and asked if anyone wished to address the Council either in favor of or in opposition to said proposed ordinance creating and designating the West Fifteenth Street Historic District.

General Jackson addressed the Council and stated the proposed ordinance creating and designating the West Fifteenth Street Historic District should be tabled until they could get more information about the proposed ordinance.

David Schneider, advisor to the Historic Preservation Commission, addressed the Council and stated the Historic Preservation Commission had conducted a public hearing in October concerning creating and designating the West Fifteenth Street Historic District.

Mayor Stewart asked if anyone else wished to address the Council either in favor of or in opposition to said proposed ordinance creating and designating the West Fifteenth Street Historic District.

No one else addressed the Council either in favor of or in opposition to said proposed ordinance creating and designating the West Fifteenth Street Historic District.

Mayor Stewart declared the public hearing regarding the proposed ordinance creating and designating the West Fifteenth Street Historic District closed.

Mayor Stewart announced that was the time for the public hearing regarding the proposed ordinance creating and designating the Downtown Anniston Historic District, declared the hearing open and asked if anyone wished to address the Council either in favor of or in opposition to said proposed ordinance creating and designating the Downtown Anniston Historic District.

Troy Shantylfelt, Western Auto, 1000 Noble Street, addressed the Council and stated the proposed ordinance creating and designating the Downtown Anniston Historic District should be tabled until they could get more information about the proposed ordinance.

Bill Couch, Sunset Drive, addressed the Council and stated the proposed ordinance creating and designating the Downtown Anniston Historic District should be considered strongly.

Taylor Stewart, 1021 Noble Street, addressed the Council and stated the proposed ordinance creating and designating the Downtown Anniston Historic District was vague and ambiguous in certain parts. He stated they should get more downtown business owners involved in this process.

David Schneider, advisor to the Historic Preservation Commission, addressed the Council and stated the ordinance creating the Historic Preservation Commission and the process for designating historic districts was an ordinance used state wide.

Mayor Stewart asked if anyone else wished to address the Council either in favor of or in opposition to said proposed ordinance creating and designating the Downtown Anniston Historic District.

No one else addressed the Council either in favor of or in opposition to said proposed ordinance creating and designating the Downtown Anniston Historic District.

Mayor Stewart declared the public hearing regarding the proposed ordinance creating and designating the Downtown Anniston Historic District closed.

Council Member Selase made a motion to approve the Consent Agenda Items (a) authorizing reimbursements to City officials for expenses incurred while traveling away from the city, (b) declaring a reported condition to be a public nuisance and (c) to suspend the rule requiring the City Council to meet on the fourth Tuesday of December 2013. 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 introduced and read Ordinance Number 13-O-23 as follows:

(13-O-23, creating and designating the Downtown Anniston Historic District; first reading)

Council Member Reddick stated he had received positive and negative feedback concerning this proposed ordinance. He stated some of the downtown businesses felt they needed more information. He stated he would like to see an effort made to have a conversation with each downtown business affected by this ordinance.

Mayor Stewart introduced and read Ordinance Number 13-O-24 as follows:

(13-O-24, creating and designating the West Fifteenth Street Historic District; first reading)

Mayor Stewart stated the Council would have a work session concerning both ordinances proposing creating and designating historic districts.

Council Member Selase introduced and read Resolution Number 13-R-240 as follows:

(13-R-240, authorizing funds for the purpose of recording and production of a music cd for the Cobb Elementary Choir)

Council Member Selase made a motion for the passage and adoption of Resolution Number 13-R-240 as introduced and read. The motion was seconded by Council Member Reddick; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Selase, Harris and Stewart; nays: none. The motion carried and Resolution Number 13-R-240 was passed and adopted.

Council Member Jenkins introduced and read Resolution Number 13-R-241 as follows:

(13-R-241, submission of a grant application under the Assistance to Firefighters Program)

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 13-R-241 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 and Resolution Number 13-R-241 was passed and adopted.

Council Member Jenkins introduced and read Resolution Number 13-R-242 as follows:

(13-R-242, submission of a grant application under the Assistance to Firefighters Program)

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 13-R-242 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 and Resolution Number 13-R-242 was passed and adopted.

Council Member Jenkins introduced and read Resolution Number 13-R-243 as follows:

(13-R-243, establishing fees to be charged by the Anniston Police Dept. for certain services to the public)

Council Member Reddick made a motion for the passage and adoption of Resolution Number 13-R-243 as introduced and read. The motion was seconded by Council Member Harris.

Council Member Reddick stated he had a hard time supporting this resolution because these might be items a person needed to fight a case and they might not be able to afford an attorney. He stated this would impact the poor people and the blacks in the city. He stated these fees were excessive.

On call of the roll on Council Member Reddick's motion for the passage and adoption of Resolution Number 13-R-243 as introduced and read and Council Member Harris' second to said motion the following vote was recorded: ayes: Council Members Jenkins, Selase, Harris and Stewart; nays: Council Member Reddick. The motion carried and Resolution Number 13-R-243 was passed and adopted.

Council Member Harris made a motion authorizing Brian Johnson, City manager, to execute an Assignment, Assumption and Modification Agreement between the City of Anniston and Rocco D'Gomez, Assignor, and Chandler Scott Wilborn and Wesley Hunter LeCroy, Assignees, for the lease of the restaurant at Cane Creek. The motion was seconded by Council Member Jenkins.

Council Member Selase asked if it would be wise for the Council to move forward with this motion since there was litigation concerning the restaurant at Cane Creek.

Brian Johnson, City Manager, stated that the individuals involved in the litigation are no longer operating the restaurant. He stated without this agreement no one would be operating the restaurant.

Council Member Jenkins stated that the parties involved in this agreement are not a party to the litigation.

Council Member Reddick stated that he thought the litigation had something to do with the lease. He stated they did not know enough details about the litigation.

Council Member Reddick made a motion to table the a motion authorizing Brian Johnson, City manager, to execute an Assignment, Assumption and Modification Agreement between the City of Anniston and Rocco D’Gomez, Assignor, and Chandler Scott Wilborn and Wesley Hunter LeCroy, Assignees, for the lease of the restaurant at Cane Creek. (The motion failed for lack of a second to the motion.)

Council Member Selase stated he would have to abstain from this vote because he did not have enough information at this time.

On call of the roll on Council Member Harris’ motion authorizing Brian Johnson, City manager, to execute an Assignment, Assumption and Modification Agreement between the City of Anniston and Rocco D’Gomez, Assignor, and Chandler Scott Wilborn and Wesley Hunter LeCroy, Assignees, for the lease of the restaurant at Cane Creek and Council Member Jenkins’ second to said motion the following vote was recorded: ayes: Council Members Jenkins, Harris and Stewart; nays: Council Member Reddick; abstentions: Council Member Selase. The motion carried.

Council Member Jenkins made a motion authorizing Brian Johnson, City Manager, to execute an agreement between Calhoun County 9-1-1 District and the City of Anniston for Fire Dispatch Services. 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 authorizing Brian Johnson, City Manager, to execute an agreement between Calhoun County 9-1-1 District and the City of Anniston Police Department for “Backup” Dispatch Co-Location. 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 Jenkins made a motion approving and authorizing the Mayor to execute Change Order No. 1 for the 2013 Street Resurfacing Contract (COA-13-P-001) with APAC Mid-South Inc. for an increase in the total contract price of \$14,017.00. 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 close a number of streets for upcoming events, on November 30 between 11:00 a.m. and 2:00 p.m. the 1100 block of Noble Street and on December 14 from 11:00 a.m. and 4:00 p.m. the 900 and 1000 block of Noble Street and 10<sup>th</sup> Street. 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.

Glen Ray, 3514 Dale Hollow Road, addressed the Council and stated he disagreed with the resolution establishing fees to be charged by the Anniston Police Dept. for certain services to the public.

Rick Shea, 1219 Christine Avenue, addressed the Council concerning the Downtown Anniston Historic District and stated they wanted to preserve the downtown area and not to put harsh restrictions on property owners.

Diana Michaels and Charity Duncan, Spirit of Anniston, addressed the Council and thanked the Council for their support.

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 7:05 o'clock p.m.

# CONSENT AGENDA

**RESOLUTION NO. 13-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:

**GENERAL FUND**

- a. \$238.99 to Brandon Phillips, Finance Department, while attending the Certified Revenue Examiner I Class in Hoover, AL from November 13 – 15, 2013.
- b. \$101.13 to Mary Motley, Finance Department, while attending the Certified Revenue Examiner I Class in Hoover, AL from November 13 – 15, 2013.
- c. \$133.13 to Larry Talley, Public Works, while attending the Asbestos Inspector Update in Tuscaloosa, AL from November 6 – 7, 2013.

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2013

**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



## 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:** LISA HUDGINS D/B/A 431 GASOLINE  
**DATE:** 12/4/2013  
**CC:**

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- ☑ Formal action is required for Retail Beer (Off Premises Only) license application.
- ☑ The business is located in the city limits at 3801 US Hwy 431 N.
- ☑ 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.

# ORDINANCES

**ORDINANCE NO. 13-0-\_\_**

**AN ORDINANCE AMENDING SECTION 2.2(2) AND (4) OF THE  
CODE OF ORDINANCES OF THE CITY OF ANNISTON, ALABAMA  
SETTING THE REGULAR MEETINGS OF THE COUNCIL**

WHEREAS, the City Council of the City of Anniston (the "Council") finds that the rules of order procedure are due to be amended so that the regular meetings of the Council will be held on the first (1<sup>st</sup>) and third (3<sup>rd</sup>) Monday's of each month, to be commenced at 5:30 p.m.;

**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 Section 2.2(2) of "The Code of the City of Anniston, Alabama, 1981" in its entirety to read as follows:

**Section 2.2 – Meetings of Council.**

(2) Regular monthly meetings of the council shall be held on the first and third Monday's of each month. The council may by appropriate motion cancel such regular monthly meetings or adopt alternative meeting dates when necessary to accommodate a holiday, or the absence of the city council, or for other compelling reasons determined by the council.

Section 2. The City Council of the City of Anniston, Alabama hereby amends and restates Section 2.2(4) of "The Code of the City of Anniston, Alabama, 1981" in its entirety to read as follows:

**Section 2.2 – Meetings of Council.**

(4) All regular meetings of the council shall convene at 5:30 p.m. at City Hall or other places within the city limits as the council may determine. All meetings, regular, special or of an emergency nature, shall be open to the public after due notice is given in accordance with the Open Meetings Act of the State of Alabama.

Section 3. That this Ordinance shall become effective immediately upon its adoption and publication one (1) time in The Anniston Star, a newspaper of general circulation published in the City of Anniston, Alabama, and 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 December, 2013.

CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

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Vaughn M. Stewart II, Mayor

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Jay W. Jenkins, Council Member

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David E. Reddick, Council Member

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Seyram Selase, Council Member

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Millie Harris, Council Member

ATTEST:

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Alan B. Atkinson, City Clerk

# RESOLUTIONS

**RESOLUTION NUMBER 13-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 & B" attached is hereby over-ruled and the recommended remedies are ordered to be applied to abate the nuisances according to the procedures and processes in Section 34.3 of the Code of Ordinances of the City of Anniston, Alabama.

**PASSED AND ADOPTED** this the \_\_\_\_ day of \_\_\_\_\_, 2013.

**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 27 Nuisance Lots**

<b>Property Address</b>	<b>PPIN</b>
1300 Haven St	19367
913 Claxton St	19207
0 Claxton St #20	19310
906 Claxton St	19309
1615 Gurnee Ave	19105
1619 Gurnee Ave	20045
2109 McKleroy Ave	2585
1624 Moore Ave	20367
1616 Moore Ave	20365
1605 Moore Ave	19114
1609 Moore Ave	19113
0 Grant Ave #68.001	66189
131 S Allen Ave	66188
312 B St	66078
112 S Leighton Ave	65892
1230 W 17 <sup>th</sup> St	19987
317 Pyle Ave	68689
0 S Christine Ave #1.001	66663
827 S Christine Ave	66664
121 S Allen Ave	66208
108 S Leighton Ave	65893
0 Old Wilmer Ave #3	25009
2908 Wilmer Ave	25291
403 W 31 <sup>st</sup> St	26257
3017 Walnut Ave	26024
2931 Walnut Ave	26029
0 Walnut Ave #66.001	26030
2625 Walnut Ave	25785
2929 Walnut Ave	60575
3021 Moore Ave	26034
0 W 27 <sup>th</sup> St #24.001	25784
818 W 17 <sup>th</sup> St	20010
0 White Ave #46	19079
1228 White Ave	19176
1220 White Ave	19177
1216 White Ave	19349
1202 Crawford Ave	30629
1512 Kelley Ave	19551
911 W 15 <sup>th</sup> St	19559
909 W 15 <sup>th</sup> St	19918
907 W 15 <sup>th</sup> St	19919
0 Kelly Ave #51	19744
1506 Dooley Ave	19556
720-730 Cooper Short St	19427
1536 Moore Ave	19094
916 W 16 <sup>th</sup> St	62221
913 W 15 <sup>th</sup> St	19558

RESOLUTION NO. 13-R-\_\_

**A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH ACP GREENE + ASSOCIATES, LLC**

WHEREAS, the Council for the City of Anniston, Alabama ("Council") authorized a Professional Services Agreement between the city and ACP Greene + Associates, LLC ("ACP") which was executed by the Mayor on May 28, 2013 (referred to as the "Agreement");

WHEREAS, the Agreement, by its terms, may only be amended by a written modification signed by both parties;

WHEREAS, the Council finds that the scope of services to be provided under the Agreement are due to be amended and the obligated resources and the contract sum are to be increased in accordance with the terms set forth in the Professional Services Supplement attached hereto as Exhibit A;

WHEREAS, the Council finds that ACP possesses a high degree of skill with regard to the additional services to be provided under the Professional Services Supplement;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Anniston, Alabama that the City Manager is authorized and directed to execute the Professional Services Supplement with ACP in the substance and form of the agreement attached hereto as Exhibit A.

PASSED AND ADOPTED this the \_\_\_\_\_ day of \_\_\_\_\_, 2013.

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

ACP Greene + Associates, LLC

**PROFESSIONAL SERVICES  
SUPPLEMENT**

In accordance with the AGREEMENT made the 28th day of May 2013, between the City of Anniston, Alabama (hereinafter referred to as the "Principal") and ACP Greene + Associates, LLC also doing business as ACP Visioning + Planning (hereinafter referred to as the "Consultant"), authorization is given to proceed with the revised scope of basic services as follows:

*Provide additional services:*

1. *Coordination and payment for professional videographer/photographer for Community Summit (\$800.00)*
  2. *Payment for food for Community Summit (\$1,500.00)*
  3. *Printing of Summit Materials (\$700.00)*
  4. *Payment and Coordination of Coordinator Position for One City, One Vision (\$2,500.00)*
  5. *Open House (optional additional services 5b from scope, \$5,000)*
  6. *Food at Open House (\$1,500.00)*
  7. *Printing for Open House (publicity and open house materials) (\$1,500.00)*
  8. *Coordination and payment for professional videographer/photographer for Open House (\$800.00)*
  9. *Brochure or display of Final Plan for general public (2,200.00)*
  10. *Additional ACP project management to coordinate additional services (\$2,500)*
- TOTAL = \$19,000.00**

The following adjustment will be made to compensation:

*Current contract amount is \$91,500.00. (The total contract limit is \$100,000.00.) The contract limit will need to be increased to cover the above items totaling \$19,000.00 to a new contract amount of \$110,500.00*

Prompt written notice is required if the services indicated are not needed.

SUBMITTED BY:

**PRINCIPAL**

**ACP GREENE + ASSOCIATES, LLC**

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Printed Name and Title)

\_\_\_\_\_  
(Printed Name and Title)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Date)

# MOTIONS



## 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:** ELK'S LODGE BPOE # 189  
**DATE:** 12/6/2013  
**CC:**

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- ③ City Code requires that the Council formally approve all permit applications for bingo within the licensing jurisdiction annually. A public hearing is required prior to the vote. The location is inside the corporate limits of Anniston 1019 South Noble Street.
- ③ A copy of the application package was forwarded to the Calhoun County Bingo Commission.
- ③ The Police Department reports no local criminal history.



## 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:** I 20 HD LOUNGE LLC D/B/A AMBITIONS  
**DATE:** 12/4/2013  
**CC:**

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- ☑ A public hearing is required before formal action is taken on the Lounge Retail Liquor – Class I application for I 20 HD Lounge LLC d/b/a Ambitions.
- ☑ The business is located in the city limits at 1800 S Quintard Ave.
- ☑ The Police Department reports no local criminal history that would prevent the approval of such license.

**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)