

Anniston, Alabama

February 4, 2020

The City Council of the City of Anniston, Alabama, met in Regular Session in Room B of the Anniston City Meeting Center in the City of Anniston, Alabama, on Tuesday, February 4, 2020, at approximately 5:32 o'clock p.m.

Shane Denham, Police Chief, prayed the Invocation.

Shane Denham, Police Chief, led the Pledge of Allegiance to the Flag.

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

Steven Folks, City Manager, was present.

Bruce Downey, City Attorney, was present.

Mayor Draper made a motion to waive the reading of and approve the minutes of the January 21, 2020 regular meeting with an amendment to change the date in the first paragraph to "January 7, 2020". The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and the January 21, 2020 minutes were approved.

Mayor Draper made a motion to adopt the agenda with the removal of item: 4b. To follow the law that allows city employees to receive health and dental insurance therefore removing the City Attorney and anyone else that are not in accordance with the law, and replace it with a motion for an agreement with Pell City Animal Control; and remove item 5d. a Resolution authorizing the Mayor to execute and submit a letter of commitment of HOME funds for Vantage Development, LLC. The motion was seconded by Council Member Reddick and on call of the roll the following was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and the agenda was adopted.

Mayor Draper introduced Emma Rutledge (President) and Devan Clapper (Junior Class Representative of Donohue) who are members of the Anniston City Youth Council.

Emma Rutledge stated that at their conference in San Antonio, TX they learned about the ins and outs of the red lining situation in cities and how it still effects them today, and how to show advocacy through art within their community.

Devan Clapper stated that they also learned about the importance of local businesses and elderly care. He stated that they learned how the youth can be more active in the community.

Emma Rutledge stated that one way they have been active in their community, is through voter registration. She stated that they held voter drives at their represented schools: Faith Christian, Donohue, Sacred Heart, and Anniston High School; and that overall they had 114 people register to vote. At FCS they have 100% registered in the Junior and Senior class. Donohue had 72% register, some of which were already registered to vote. Anniston High School had 64% register, some of which were already registered to vote. And Sacred Heart 100% registered.

Devan Clapper stated that the youth council created a volunteer project called Beautify Anniston. The youth would clean and pick up trash throughout the city. He stated that they would do things to help the community appear nicer; and that a reward for assisting would be volunteer hours for school.

Council Member Harris thanked them for being so involved and what they said about beautifying Anniston goes right along with Keep Anniston Beautiful, an affiliate of Keep America Beautiful. She said it is great that they are all thinking along the same line.

Council Member Little stated that they really appreciate the Anniston Youth Council. He stated that he saw how they interacted in Washington D.C. and San Antonio and thanked their parents, and the schools. He stated he hopes they will continue to work on the Anniston Youth Summit. And Anniston is the only city in Alabama that has a Youth Council. He stated that it is very important that the youth are involved in what is going on. Serving on the youth council will prepare them for the tricks of politics.

Council Member Reddick asked Emma and Devan what it was like amongst the other high-school aged people at the NLC conference?

Emma Rutledge stated that the other students were very involved and that along with others from areas such as Montana, New Orleans, and all over, they created art and discussed what needed to be changed in their respective cities and what they wanted for the future.

Council Member Reddick stated that the Youth Council is impressive and made Anniston look good.

Council Member Jenkins stated that it has been a joy for the Anniston Youth Council who have stayed engaged; and done the hard work by creating the bylaws and doing the minutiae it takes to make a council function. He stated that all the students have a significant role, are able to work together, and really show the council how it can be.

Mayor Draper opened a public hearing to receive public comments on the proposed reissuance of a portion of The Special Care Facilities Financing Authority of the City of Pell City, Alabama's \$50,835,000 Revenue Bonds (Noland Health Services, Inc.), Series 2016A in one or more series, in an amount not to exceed \$3,500,000, and the location and nature of a skilled nursing facility and related support facilities and offices (collectively, the "Bond-Financed Facilities") located at 500 Leighton Avenue, Anniston, Alabama 36207, acquired with a portion of said Series 2016A Bonds.

Mayor Draper stated that Noland has offered to donate property to the City of Anniston which could ultimately be used as a shelter to help with the homeless issue, and to help others in the community that are distressed in other ways. He stated that because the facility that they proposed to donate is covered by bond financing documents as is the facility they will be moved into, the law requires the City to hold a public hearing for the proposed donation of property.

Shirley Carter, 1420 Wood Stock Ave, stated that she does not understand the bond part. And if this is a series of a bond from 2016, how is it actually going to affect the bond for 2020? And how did it come from Pell City to Anniston? And is that 50 million dollars still owed on the bond or where is it?

Mayor Draper stated for clarity, none of this will be speaking to any indebtedness for the City of Anniston; and in fact, it reads specifically, "that this resolution and the consents and approvals set forth in paragraph (1) herein shall never be taken to impose any indebtedness, liability or obligation of any kind whatsoever upon the City of Anniston, Alabama." He stated that when Noland Health Care started

constructing the new facility they went to the Pell City Financing Authority in order to secure that bond. And the council has a role in approving the bond issued by that Financing Authority but there is no obligation on the part of the City of Anniston with respect to that bond.

Shirley Carter stated that in this thing it reads that it is a medical facility. She asked if they are going to change that into a center for the homeless.

Mayor Draper stated what he would like to do tonight, is simply, accept the building. He recognized that there have been some concerns about the future use of the building. He stated that going forward after tonight other entities should be invited to the table. And with respect to the use of the building, the law is settled that if the building becomes a city building then it is exempt from the zoning ordinance. So long as the use of it fits a public purpose rather than a proprietary one. So they will not need to do anything to change the zoning ordinance.

Shirley Carter asked the following questions: who are the city advisors that the resolution mentions, what is the lease going to be, and what are the transition documents.

Mayor Draper stated that there is no lease agreement that has been entered into and what is saying now is that before the City enters into any lease agreement with any non-profits, more entities will be brought to the table to reflect more inclusiveness within the nonprofit community to address not only the homeless issue are individuals who are in distress. He stated that he would like to simply accept the building and recognizing that before they enter into any agreement that more discussions need to happen.

Shirley Carter asked was the council member whose ward this is in, involved in any discussions? She stated as a constituent of his, it is his obligation to be involved in the discussions; and this resolution was published only 6 days ago. She asked shouldn't the public be given more time to know when there will be a public comment period on a resolution, and also the council needs to read the minutes a little closer.

Council Member Little stated that they cannot accept the building tonight, because they were not given anything from Noland's board of directors that has voted to give the building to the City of Anniston. He stated that the Mayor is talking about bringing more inclusiveness to the table because of the emails he has sent. He stated that the resolution is not saying anything about inclusive, it is already in ink who will be doing what. He stated that to his knowledge the council has not be involved in selecting anyone but the resolution states that United Way will head it up. He stated that the building is not zoned for what they are talking about doing. Also, when they passed the law it was not for public hearings but for the informal public comment.

Ralph Bradford stated that he is still confused on the financing and asked if the City would have to put up any money?

Mayor Draper stated that with respect to these documents, no.

Council Member Jenkins stated Noland had a very large bond, \$50 million dollars plus, that they used for improvements to their facilities and a portion was used to improve this facility. As they look to donate it they have to reassign the portion that they used so the City is not obligated to those monies in that

bond. He stated that it is a reassignment of their bond money internally and the City has to approve it but it does not require the city, in any way, to incur any indebtedness with respect to that facility.

Ralph Bradford stated that the Salvation Army did a great job for a 1000 years around the city. In certain neighborhoods you can put anything. He stated that he owns property and land in Ward 3 and asked how the homeless shelter will benefit them? And if there will be a public hearing held in Ward 3 for people in Ward 3 to understand what is getting ready to happen or is there any other place they can put this thing. Why ward 3.

Mayor Draper stated that obviously this is where the building is located that they proposed to donate.

Wanda Champion, 2863 Silver Run Road Oxford, AL, recommended that everyone watch a movie called The Samaritan, the Mitch Snider story. She stated that the homeless people have to have a shelter somewhere. Anyone within a paycheck could become homeless. Anyone with a mental breakdown could become homeless and you don't know whose family member is walking the streets homeless and have to stay that way because the council has 1.3 million dollars in grant money and they have not offered to help the homeless. She stated that a 62 year old homeless man was found dead in an abandoned house by the 17<sup>th</sup> street administration building.

Dale Clim, Pastor of First United Methodist Church, thanked the council for tackling this terrible problem of homelessness and he is proud of this council for doing the right thing and trying to come up with a solution. This property is an answer to prayer, ever since the Salvation Army closed. He stated that they have been struggling on how they can help their homeless brothers and sisters. After the Salvation Army closed they put together a partnership with United Way, the Right Place, and Interfaith Ministries called Community Enablers, who are all for this homeless shelter.

Ronald Rine, Pastor of Praise Temple Ministry, stated that they feed the homeless every 4<sup>th</sup> Sunday, interact with Interfaith and assist with showers every Thursday, and every Wednesday they are teaching Bible class. He stated that he talked to Mayor Draper and Council Member Jenkins about having a shelter at 924 Isabell Ave, but was told it was not zoned to be a shelter. He stated that he wants the council to get involved and they need money too.

Scott Brightwell, 330 E 6<sup>th</sup> St., stated that Anniston should have a plan to address the homeless situation and shelters are part of the solution the city needs. The plan and the strategy is sort of there but it needs to come out in a public forum. He stated just because a building is available, does not mean it is appropriate. And just because they have an opportunity does not mean it is an opportunity to do the best thing. It could an opportunity to make a mistake. He stated a shelter even with a modest fee would create a panhandling problem in the neighborhood and he is opposed to it.

David Snider, 411 E 6<sup>th</sup> St., thanked Council Member Little for his comments. What is bothering him is that things seem to be moving very fast and decisions seem like they have already been made, and it is not fair. There are some fundamental questions that the resolution raises. No public information has been made available to adequately address the situation. Based on the zoning ordinance it seems to be subterfuge for the city to do whatever they want, by taking the property and giving it to an entity to do whatever they please with it. He stated that they are concerned about what this facility will do to the neighborhood. By researching other facilities that have been built within other neighborhoods, there

appears to be tangible evidence that the influx of transients will have a substantial negative effect on the neighborhood.

Erica Tolson, 834 Martin Road Apt A, stated her concern is that they will have homeless people 2 blocks from a facility for the mentally ill. She asked how they are going to keep those people safe. If they open that building how much space will they give to the homeless and will there be any skill training. She stated if they shelter them then they should take the time out to rehabilitate them as well. There needs to be more thinking and more conversation about this before they can accept anything.

Carol Malay, 2105 Woodland Ave, stated that she is disgusted by what she hears tonight. She stated the homeless are normal people; and they should all be responsible for their brother. She stated that this building is a gift, a gift from God.

David Reddick, 2324 McKleroy, stated it is important for the public be made aware of everything that is going on. When they heard rumors of the Salvation Army closing they got Senator Doug Jones onboard. He was coming to write a check. He stated that he got every organization he could find in the City of Anniston together with then City Manager Jay Johnson to discuss what to do. After that first meeting three individuals got with the City Manager and excluded the people of color, the people currently working on the homeless situation, and Doug Jones. He stated that there is a member on this council that sits on one of these boards. And something bad is going on behind closed doors.

Dianna Michaels Snider, 411 East 6<sup>th</sup> St., stated that they all can agree that the homelessness in Anniston is an issue. It is the perception and they could potentially lose property values by having a homeless shelter in their neighborhood. She stated that the city does not have a vision and they need a bigger plan to address homelessness in the community. She is opposed and she thanks Council Member Little for trying to keep the shelter out of their back yard.

Tim Brunson, 2104 Del Carmen, stated that he has a soft spot for the homeless but he wants whatever is to be done to be done right. He stated that the statement that the building will cost the City nothing is not totally true or honest. And he checked the tax records today and Noland pays taxes every year on that property. He stated that the building has window unit air conditioning and it will be an albatross to maintain. He asked the Mayor to send the court case that says the City can do whatever they want.

Mayor Draper stated it is 2007 City of Selma vs Dallas County is the most cited case.

Tim Brunson stated that the reason he is concerned is because the city passed an ordinance in 2016 that says what that area was zoned for. He stated that the way they are doing this will cause the council to lose public trust because people have a right to say something.

Benjamin Little, 1003 S. Leighton Ave, stated that the Mayor was conniving by bringing this up. He stated that the Salvation Army is not closed. There is a husband and wife team out there doing a fantastic job. He stated they need to let them keep that area and support them in what they are doing; and the salvation Amy and the Servant of Jesus are the two entities that have been handling homelessness in this community. He stated that a public hearing should not a time limit. It is a time to get issues out and address back and forth.

Glen Ray, 3514 Dale Hollow Rd, stated that the people in Anniston care about the homeless but there are things that need to be worked out. He stated that when the homeless were in Zinn Park, the City ran

them off and locked the door to the bathroom because they did not want them across the street from the Police Department. He stated that there is no sense in using the homeless for their own personal gain. They need to get a plan together.

Karen Freeman, 2507 Paul St., stated that this is very conflicting and about as clear as mud. She stated that the building is old and is going to require some money. She stated that this is like putting a Band-Aid on a big open wound. She asked why did they not address the issue with the Salvation Army and do something with that building when it had problems. She stated that this is not right. She asked what kind of seeds are they planting to help the city grow.

Richard Jackson, 2317 Noble St., stated that the ground does not determine its value, it's the seeds that are planted in it. He stated that if they are going to get a building for free and it's an antiquated building with substandard wiring it will be collateral damage. He stated that there were plans to build a shelter in Golden Springs and they said not in their back yard. He stated anything for free, you better look out and if it had any value they would not be giving it to you.

Council Member Reddick made a motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) alcohol application for Family Dollar Stores of Alabama LLC d/b/a Family Dollar Store 20552 located at 1722 Quintard Avenue within the city limits. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Harris, and Draper; nays: none; abstentions: Council Member Little. The motion carried.

Mayor Draper closed the public hearing to receive public comments on the proposed reissuance of a portion of The Special Care Facilities Financing Authority of the City of Pell City, Alabama's \$50,835,000 Revenue Bonds (Noland Health Services, Inc.), Series 2016A in one or more series, in an amount not to exceed \$3,500,000, and the location and nature of a skilled nursing facility and related support facilities and offices (collectively, the "Bond-Financed Facilities") located at 500 Leighton Avenue, Anniston, Alabama 36207, acquired with a portion of said Series 2016A Bonds.

Council Member Jenkins made a motion to enter into an agreement with the City of Pell City, Alabama to use their facility to shelter animals at the rate of \$90.00 per animal. The motion was seconded by Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried.

Council Member Little made a motion to table the Resolution declaring a reported condition to be a public nuisance Group 2020-01 Grass & Debris. The motion was seconded by Council Member Reddick and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and the Resolution declaring a reported condition to be a public nuisance Group 2020-01 Grass & Debris was tabled.

Bruce Downey, City Attorney, introduced Resolution 20-R-6:

#### **RESOLUTION NO. 20-R -6**

#### **AUTHORIZING ACQUISITION OF REAL PROPERTY**

WHEREAS, the Council for the City of Anniston desires to acquire the real estate located at 1413 Glenaddie Avenue, Anniston, AL, more particularly described as follows:

SEC 06 TSP 16S RNG 08E ANNISTON CITY LAND CO BLK 361 BEG 90FT S OF SE INTERSECT 15TH ST & GLENADDIE AVE THEN E 147 FT TO RAILROAD R/W THEN WITH SAME SE 98 FT THEN W 164 TO E LN OF GLENADDIE AVE THEN N 100.5 FT TO POB ANNISTON ALA S6 T16 R8

Parcel Number: 21-03-06-4-002-071.000 Pin Number: 19181

(referred to herein as the "Property");

WHEREAS, the Council requires the Property for use in connection with a development project;

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

Section 1. The City Manager is authorized to negotiate and execute an agreement to acquire rights and title to the Property by purchase for an amount not to exceed Seventeen Thousand Dollars (\$17,000), and to take such actions as are necessary to fulfill and close said real estate purchase agreement.

Section 2. The Council finds that the City's acquisition of the Property will further a public need and purpose. The maximum purchase price authorized herein is fair and reasonable consideration for all rights and title to the Property.

PASSED and ADOPTED on this the 6th day of February, 2020

COUNCIL FOR THE CITY OF ANNISTON, ALABAMA

By:/s/ Jay Jenkins, Council Member

By:/s/David Reddick, Council Member

By:/s/ Ben Little, Council Member

Council Member Jenkins made a motion for passage and adoption of Resolution 20-R-6, Authorizing Acquisition of Real Property. The motion was seconded by Council Member Reddick.

Council Member Harris stated that they sold this property two years ago for \$350.00 and now they are being asked to pay \$17,000.00 for the property. She stated that the appearance is not good; and she has had constituents ask why they are doing that.

Council Member Little thanked Council Member Jenkins for bringing this back up. He stated that this was not \$350.00 that Mr. Romine purchased that building for, but Mr. Romine owned that building. The city got it because of storm water fees. The council agreed to let Mr. Romine pay \$350.00 for the storm water fees. He stated that this building will be used for a great purpose, they will put a minimart there. Facing 15<sup>th</sup> street and Glenaddie there will be a farmer's market and a thrift store. This will cause traffic to come into the community.

Council Member Reddick stated that the city had taken Mr. Romine's property from him because of storm water taxes; and the Mayor, who was a real estate attorney at the time, convinced Mr. Romine to purchase the property from the City that he already owned for the amount of money it would take to redeem it. He stated that the person who filed the paper work for Mr. Romine was the Mayor. He stated that if this man bought his building back from the city then the council should look into filing a charge against the real estate attorney. He stated that if a city takes a building, a person still has 3 years to

redeem it, according to Alabama state law. He stated that the council either violated the law or the Mayor who sold a man his own building needs to be prosecuted.

Mayor Draper stated that he has tried to independently research this and he is not clear on the storm water issue and it appears it had nothing to do with storm water because of the sequence of events. He stated that because of the purchase price, he is going to vote against this but if the city does acquire this property he agrees with Mr. Little that the city ought to invest in helping to develop the property to its highest and best use.

Council Member Harris stated that the difference is the other projects that Council Member Little mentioned, there were developers and there is no developer for this that she is aware of. She stated that she would like to see a plan and would like to know if there is a developer. She stated that the question is where the \$17,000.00 to purchase the property is going?

Council Member Jenkins stated that by changing his stance on this might frustrate some folks but several months ago they discussed rising tides raise all ships; and if they are going to invest in East Anniston and North Anniston then they need to invest in South Anniston and West Anniston. He stated that he agrees with that premise and addressing it in East/ North Anniston is different than West/South Anniston; and that they have economic corridors in East/ North that are prime for development that are an easier market. He stated that he spoke with the family and that property has been in the family since 1967. He stated that there were a vast number of years between 1967 and today that those property taxes were paid on the property and improvements were made on that property by the Romine family. The property in addition to providing some activity on West 15<sup>th</sup> street is also adjacent to the future Ladiga Trail, which is part of the reason that the previous council purchased the building off the tax rolls.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, and Little; nays: Council Member Harris and Mayor Draper. The motion carried and Resolution 20-R-6 was passed and adopted.

Bruce Downey, City Attorney, introduced Resolution 20-R-7

#### **RESOLUTION NUMBER 20-R-7**

#### **A RESOLUTION AMENDING THE COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATIONS FOR PROGRAM YEAR 2014, 2015, 2016, 2017 and 2018**

WHEREAS, the City of Anniston wishes to substantially amend its Community Development Block Grant 2014, 2015, 2016, 2017 and 2018 funding allocation; and

WHEREAS, the City of Anniston will be transfer \$15,000.00 of recaptured 2018 funds to Parks and Recreation Y.E.S. program.

WHEREAS, the City of Anniston will be transfer \$330,000.00 of recaptured and unprogrammed 2014, 2015, 2016, 2017 and 2018 funds to rehabilitate the Glen Addie Community Center.

WHEREAS, the City of Anniston advertised the proposed amendment on Friday, December 20, 2020 in the Anniston Star and held a public hearing to discuss the proposed amendment on Wednesday, January 8, 2020.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Anniston, Alabama, that the City Manager is hereby authorized to sign the agreement and all documentation relating to the substantial amendment for Program Years 2014, 2015, 2016, 2017 and 2018.

PASSED AND ADOPTED this 4<sup>th</sup> day of February, 2020.

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

Jack Draper, Mayor  
Jay W. Jenkins, Council Member  
David E. Reddick, Council Member  
Benjamin L. Little, Council Member  
Millie Harris, Council Member

Council Member Little made a motion for passage and adoption. The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and Resolution 20-R-7 was passed and adopted.

Mayor Draper stated that he understands the concerns with the document and what he had hoped would be to accept the building but go over the resolution. He stated that they wanted to stay in the game on this but there is a reference to specific entities to which the lease might ultimately be entered into. He stated that even amending it to remove specific lessee might not be adequate.

Council Member Jenkins made a motion for passage and adoption.

The motion failed for lack of a second.

Council Member Harris made a motion to read Ordinance 20-O-1 by title only. The motion was seconded by Council Member Reddick.

Mayor Draper opened a public hearing to receive public comments on reading Ordinance 20-O-1 by title only. No One Spoke. Mayor Draper closed the public hearing.

Bruce Downy, City Attorney, read Ordinance 20-O-1 by title only:

**ORDINANCE NO. 20-O-1**  
**AMENDING SECTION 3.85(a) GOVERNING HOURS OF SALE OF ALCOHOLIC BEVERAGES**

WHEREAS, the Council desires to reduce the time limitations for the sale of alcoholic beverages so as to allow on-premises sale, service and consumption beginning at 7:00 a.m. each day of the week and to allow off-premises sale and service beginning at 7:00 a.m. on Sunday.

NOW THEREFORE, BE IT ORDAINED by the Council for the City of Anniston, Alabama, as follows:  
Section 1. Chapter 3, Article VII, Section 3.85, Subsection (a) of "The Code of the City of Anniston, Alabama, 1981" is hereby amended and restated in its entirety as follows:  
Sec. 3.85 - Hours of sale.

(a) Alcoholic beverages may be sold and served each day of the week, subject to any license requirements or regulations of the Alcoholic Beverage Control Board or applicable state law, except during the following time periods:

(1) On-premises. It shall be unlawful for any person or establishment licensed by the Alcoholic Beverage Control Board, including, but not limited to, lounge retail liquor licensees, retail beer and wine licensees, restaurant retail liquor licensees, and club liquor licensees, and the employees or agents of such a person or establishment, to sell or serve alcoholic beverages for on-premises consumption, or to allow a patron, customer, member or guest to consume alcoholic beverages on the licensed premises, during the hours of 2:01 a.m. to 7:00 a.m. on Sunday, Monday, Tuesday, Wednesday, Thursday and Friday and during the hours of 3:01 a.m. to 7:00 a.m. on Saturday.

(2) On-premises; exemptions. The prohibitions and limitations on hours of on premises sales, service, operation and consumption, as set forth above, shall not apply to those persons or establishments operating pursuant to a special events retail license or to those persons or establishments operating pursuant to a club liquor license as of the date that the ordinance amending this section becomes effective and for so long as those persons or establishments maintain a club liquor license.

(3) Off-premises. It shall be unlawful for any person or establishment licensed by the Alcoholic Beverage Control Board to sell or serve alcoholic beverages for off-premises consumption during the hours of 2:01 a.m. to 7:00 a.m. on Sunday.

\* \* \* \*

Section 2. The Council adopts and incorporates the remaining subsections, parts and provisions of Section 3.85, without amendment, as though fully set forth herein, which shall remain in full force and effect.

Section 3. This ordinance shall have force and effect in the police jurisdiction of the City of Anniston and shall take effect immediately upon the expiration of the thirtieth day following its passage, adoption and publication as required by law.

Section 4. Upon its passage and adoption, the City Clerk is hereby directed to publish this ordinance in The Anniston Star, a newspaper of general circulation published within the City of Anniston, Alabama. The City Clerk is further directed to submit a copy of this ordinance and proof of publication and 30-day notice of its applicability within the police jurisdiction in accordance with Ala. Code § 11-40-10.

PASSED and ADOPTED on this the 4<sup>th</sup> day of February, 2020.  
CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

Jack Draper, Mayor  
Jay W. Jenkins, Council Member  
David E. Reddick, Council Member  
Millie Harris, Council Member

Council Member Reddick made a motion for passage and adoption. The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Harris, and Draper; nays: Council Member Little. The motion carried and Ordinance 20-O-1 was passed and adopted.

Council Member Harris made a motion to read Ordinance 20-O-2, Adopting Section 14.19.4 of the Code of Ordinances to provide an expedited process for suspension or revocation of a business license when the business presents a public safety threat (1<sup>st</sup> Reading). The motion was seconded by Council Member Little.

Mayor Draper opened a public hearing to receive public comments on reading Ordinance 20-O-2 by title only. No one spoke. Mayor Draper closed the public hearing.

Bruce Downey, City Attorney, presented and read Ordinance 20-O-2 by title only.

Wanda Champion, 2863 Silver Run Road, addressed the council regarding the homeless situation. She stated that if you see a homeless person on the street, don't pass them by. Offer to get them something to eat or a warm drink. She stated to let them know you care and treat them like you care. She stated you might not want to see the homeless but you have neighbors that are strung out on drugs, alcohol, pills. You do not know how that will affect you.

Paul Street, 1229 Woodmont Road, addressed the council and thanked them for the job they do. He stated that he attended both the meetings about the deannexation and he heard a lot of encouragement. He stated that he sent his application in to be able to serve on any board for the City of Anniston.

Pastor Ronald Rind, 932 Isabelle Ave, addressed the council and stated that along with the comments he made earlier, they do everything out of pocket. He stated that they do the drop-in community center and help the homeless veterans, prison release, and every 4<sup>th</sup> Sunday the host about 26 people and cloth them and give out food.

Mike King, 220 Drennen Dr., addressed the council on the security, safety, and health issues associated with the headquarters complex on McClellan. He stated that he is working with Council Member Jenkins and asking for the city's support in resolving those issues before something tragic happens. He stated that there is a lot of vandalism happening.

Richard Jackson, 2317 Noble Street, addressed the council on the notion that redemption is something else. He stated that Council Member Jenkins redeemed himself tonight; and that it should have been a unanimous decision because it was the right thing to do. He stated that when you have the support of the entire community, you can get things done.

Erica Tolson, 834 Martin Rd, Apt A., addressed the council that when she was younger she was a passionate person and that passion came out in many different ways than it does now. She stated that she is running for Ward 1, and believes this City has just as much opportunity to grow as the surrounding cities. She stated that education should be a priority and the senior citizens should be taken care of. She stated that she feels Mayor Draper does not listen to them as much as he should; and he is quick to stop them from talking but there is a whole lot of people telling him how much they love their city and what they do and do not want in their city.

Sherrie Carter, 1420 Woodstock Ave, addressed the council that not only does the city have a homeless problem, there is an issues with homes period. She asked if there any affordable housing plans in Anniston and does the city have a strategic plan?

Council Member Jenkins thanked everyone for coming out and their involvement in the community. He thanked Senator Dale Marsh for establishing the two town hall meetings and he felt very positive energy both nights.

Council Member Reddick stated that tonight Tim Brunsen, David Reddick, and Ben Little all agreed on something. He stated that they need to look at the Zoning Ordinance and he needs to make some board appointments. He stated that they are having a housing crisis and he has a plan; and he hopes the council will get on board with him to put his vision into action. He stated that he has a Ward 2 action plan ready to go but he cannot get the votes to get a rendering done.

Council Member Little stated that the public should be informed when something like that is happening in their area. He stated that this bond resolution is the dumbest thing he has ever seen and nothing was followed in putting this together or putting it in the paper. He thanked Council Member Jenkins for bringing that back and it is really going to do some exciting things. He stated that they are trying to hold a banquet to unveil the Dr. David Satcher Health Institute, Civil Rights Museum, and Senior Citizen Center in April. He stated that they can use HOME funds to repair those foundations and get the work done. He stated on the next work session agenda there will be something about purchasing some homes and getting some things done. He stated that the Mayor's daddy-in law got \$75,000.00 for his house at 1520 Leighton Ave.

Council Member Harris stated that it was very evident tonight that the citizens did not have enough information about this potential shelter and that was a missing element. She stated that they are desperate for something to do for the homeless and she has gotten a lot of complaints from down town businesses because their customers are being harassed. She stated that she found out from the nonprofits that mental health care will be available and job training will be available. She stated that they had three nonprofits get together, get a grant for \$300,000.00 to help initiate this facility and then they had an entity willing to donate it, and it seemed liked God's hand was in this. She stated that she heard their homeless situation has gotten worse since greyhound came into Anniston.

Mayor Draper stated that he was really encouraged by what was discussed at the two Ward 4 meetings. He stated that they have a lot of issues but they need to work on them together. He thanked everyone for coming out and discussing this homeless issue and it is something that they have to work on. He stated that he appreciates Noland offering to do this and recognizes that they still need to do something on this issue. He stated that he previous council voted to purchase property from his father-in law for \$75,000.00 before he even thought about running for Mayor.

Council Member Reddick made a motion to convene into an executive session for the purpose of discussing with the City's attorney the legal ramifications of and legal options for controversies not yet being litigated but imminently likely to be litigated depending in the City's course of action. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nay: none. The motion carried and the council convened into executive session at approximately 7:28 p.m.