

**CITY OF ANNISTON**  
**February 2, 2021**  
**5:30 P.M.**

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
  - January 19, 2021 Regular meeting
- **ADDITIONS/DELETIONS TO THE AGENDA**
- **ADOPTION OF AGENDA**

**I. CONDUCT PUBLIC HEARING - Suspended during COVID-19**

**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 receive public comments regarding a Restaurant Retail Liquor application for Fat Boys Pizza and Wings LLC d/b/a Fat Boys Pizza and Wings located at 270 Glade Road, Anniston within the corporate limits.

**II. BOARD CONFIRMATIONS**

- (a)** Terry Smiley – Anniston Museum of Natural History
- (b)** Rodney Fomby – McClellan Development Authority

**III. UNFINISHED BUSINESS – None**

**CONSENT AGENDA**

- (a)** Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the City
- (b)** Resolution appointing member(s) to the Anniston Museum of Natural History Board
- (c)** Resolution appointing member(s) to the McClellan Development Authority
- (d)** Resolution declaring certain personal property surplus and authorizing the sale of said property
- (e)** Resolution authorizing the submission of a grant under the Assistance to Firefighters Grant
- (f)** Motion to approve a Restaurant Retail Liquor application for Fat Boys Pizza and Wings, LLC

**IV. ORDINANCES**

- (a)** Ordinance declaring surplus real property and authorizing conveyance of the same **1<sup>st</sup> Reading**

**V. ADDITIONAL OR OTHER MATTERS THAT MAY COME BEFORE COUNCIL**

**VI. RECEIVE INFORMAL PUBLIC COMMENTS – Suspended during COVID-19**

**VII. RECEIVE FORMAL PUBLIC COMMENT – Suspended during COVID-19**

**COUNCIL COMMENTS – Suspended during COVID-19**

**ADJOURNMENT**

# MINUTES

Anniston, Alabama

January 19, 2021

The City Council of the City of Anniston, Alabama, met in Regular Session in Room B at the Anniston City Meeting Center in the City of Anniston, Alabama, on Tuesday, January 19, 2021, at approximately 5:30 o'clock p.m.

Demetric Roberts, Council Member, prayed the Invocation.

Demetric Roberts, Council Member, 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, Roberts, Smith, Harris, and Draper. 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.

Council Member Roberts made a motion to waive the reading of and approve the minutes of the January 5, 2021 Regular meeting. The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, and Harris; abstentions: Mayor Draper; nays: none. The motion carried and the January 5, 2021 Regular Meeting minutes were approved.

Mayor Draper 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 Member Jenkins, Roberts, Smith, Harris, and Draper; nays: none. The motion carried and the agenda was adopted.

Mayor Draper read the following addresses for the record: 1107 Noble Street, 21 East 11<sup>th</sup> Street, 1011 Moore Avenue, 24 West 10<sup>th</sup> Street, and 1331 Noble Street

Mayor Draper opened a public hearing to receive public comments over-ruling objections to the abatement of identified nuisances caused by unsafe buildings, structures, or construction Group 2020-07 Unsafe structures.

Tana Bryant, Senior Code Enforcement Officer, stated that she had received a letter from Mike Burdette (24 West 10<sup>th</sup> Street), who is requesting an extension. She stated that he has someone interested in the building but he was not able to attend tonight's meeting due to covid concerns. Ms. Bryant recommends the extension be granted until April with strict guidelines.

Mayor Draper closed the public hearing to receive public comments over-ruling objections to the abatement of identified nuisances caused by unsafe buildings, structures, or construction Group 2020-07 Unsafe structures.

Mayor Draper read the following addresses for the record: 417 West 4<sup>th</sup> Street, 610 East 22<sup>nd</sup> Street, 701 Mulberry Avenue, 820 Old Gadsden Hwy, 801 East 22<sup>nd</sup> Street, 1930 Davis Avenue, 2921 Moore Ave, 2929 Moore Ave, and 3025 Moore Ave.

Mayor Draper opened a public hearing to receive public comments over-ruling objections to the abatement of identified nuisances Group 2020-07 Grass/Debris/Vehicles.

Shanoa Carter, 1930 Davis Ave, addressed the council and asked for an extension in order to get things together as far as selling the vehicle and moving the camper.

Tana Bryant, Senior Code Enforcement Officer, recommended the extension for Ms. Carter for at least 30 days.

Council Member Jenkins asked Ms. Carter if she would be able to meet the 30 day deadline. He stated that they want to help her and get the issue solved.

Shanoa Carter stated that she will do everything she can to meet the deadline and stay in contact with Ms. Bryant regarding the process.

Tana Bryant, Senior Code Enforcement Officer, stated that Sheila Arnold, 2921 Moore Ave, has complied and that address will be removed from the abatement.

Mayor Draper closed the public hearing to receive public comments over-ruling objections to the abatement of identified nuisances Group 2020-07 Grass/Debris/Vehicles.

Council Member Jenkins made a motion for passage and adoption of a Resolution Over-ruling objections to the abatement of identified nuisances Group 2020-07 Grass/Debris/Vehicles. (21-R-3). The motion was seconded by Council Member Smith.

Mayor Draper made a motion to amend Resolution 21-R-3 by removing 1913 Davis Ave from this group until the expiration of 30 days at which time it will be placed back on a regular meeting agenda. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, and Draper; nays: none. The motion carried.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, and Draper; nays: none. The motion carried and the amended Resolution 21-R-3, was passed and adopted.

Bruce Downey, City Attorney, stated that he has made some changes to this form, which will only be used in cases of dangerous structure nuisances. He stated that the concern was raised that the property could change hands in-between the time the council declares the nuisance order to abate, it is abated and the city goes out and demolishes the property. He stated that this process could take months. He stated that section two of this resolution instructs the city staff to file a risk management notice with the probate judge. This notice is to provide record of the pending proceedings to any interested parties wanting to purchase the property.

Council Member Harris made a motion for passage and adoption of a Resolution over-ruling objections to the abatement of identified nuisances caused by unsafe buildings, structures, or construction Group 2020-07 Unsafe structures (21-R-4). The motion was seconded by Council Member Smith.

Mayor Draper made a motion to amend Resolution 21-R-4 by removing 24 W. 10<sup>th</sup> Street from this group contained within exhibit A and that address continue until the council's 2<sup>nd</sup> meeting in April. The motion was seconded by Council Member Roberts. And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, and Draper; nays: none. The motion carried.

And on call of the roll the following vote was recorded: ayes: Council Member Roberts, Smith, Harris, and Draper; abstentions: Council Member Jenkins; nays: none. The motion carried and the amended Resolution 21-R-4, was passed and adopted.

Mayor Draper introduced a Resolution authorizing the Mayor to execute the Construction Agreement with Alabama Department of Transportation and Preliminary Engineering Contract with Sain Associates for Sidewalk and Streetscape Improvements along W 15<sup>th</sup> Street and Project Drive.

Council Member Harris made a motion for passage and adoption of Resolution authorizing the Mayor to execute the Construction Agreement with Alabama Department of Transportation and Preliminary Engineering Contract with Sain Associates for Sidewalk and Streetscape Improvements along W 15<sup>th</sup> Street and Project Drive (21-R-5). The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, and Draper; nays: none. The motion carried and Resolution 21-R-5 was passed and adopted.

There being no further business to come before the council at that time Mayor Draper made a motion that 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, Roberts, Smith, Harris, and Draper; nays: none. The motion carried and the meeting was adjourned at approximately 5:45 o'clock p.m.

## **PUBLIC HEARING**



## CITY OF ANNISTON

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### FINANCE DEPARTMENT FACT SHEET

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**TO:** CITY COUNCIL AND CITY MANAGER  
**FROM:** JULIE BORRELLI, FINANCE DIRECTOR  
**SUBJECT:** FAT BOYS PIZZA AND WINGS  
**DATE:** 1/14/2021  
**CC:**

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- 🌐 A public hearing is required before formal action is taken on the Restaurant Retail Liquor for Fat Boys Pizza and Wings
- 🌐 The business is located 270 Glade Rd, Anniston, AL 36206 which is in the Anniston City Limits.
- 🌐 The Police Department provided a background check which showed no criminal activity



## **BOARD CONFIRMATIONS**

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

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

Name of board or commission: \_\_\_\_\_

Your name: \_\_\_\_\_ Home Phone #: \_\_\_\_\_

Street address: \_\_\_\_\_ City: \_\_\_\_\_ Zip Code: \_\_\_\_\_

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

Employer: \_\_\_\_\_

Your position: \_\_\_\_\_ Office Phone #: \_\_\_\_\_

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

If no, I reside within Calhoun County: Yes\_\_\_\_

Have you previously serve on any city board? If so, which board: \_\_\_\_\_

Are you aware of any potential conflicts of interest that may arise during your service on this board (i.e., property interest, business interest, etc.)? If so, please explain below: Potential conflicts of interest do not preclude appointments.

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

Return to:

Skyler Bass, City Clerk  
P.O. Box 2168  
Anniston, AL 36202

E-Mail: [citymanager@anniston.al.gov](mailto:citymanager@anniston.al.gov)  
Telephone: 256-231-7710  
Fax: 256-236-7632

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Email: \_\_\_\_\_

Fax #: \_\_\_\_\_

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

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

Name of board or commission: M D A  
Your name: Rodney Fomby Home Phone # [REDACTED]  
Street address: [REDACTED] City: Anniston Zip Code: 36201  
Mailing address (if different): \_\_\_\_\_  
Employer: Calhoun County Juvenile Probation  
Your position: Juvenile Probation Officer Office Phone #: [REDACTED]

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

If no, I reside within Calhoun County: Yes ☐

Have you previously serve on any city board? If so, which board: No

Are you aware of any potential conflicts of interest that may arise during your service on this board (i.e., property interest, business interest, etc.)? If so, please explain below: Potential conflicts of interest do not preclude appointments.

No conflict of interest

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

See Additional Sheet

Return to:

Myra Bushard  
Office of the City Manager  
P.O. Box 2168  
Anniston, AL 36202

E-Mail: [citymanager@anniston.al.gov](mailto:citymanager@anniston.al.gov)  
Telephone: 256-231-7705  
Fax: 256-236-7632

Signature: Rodney Fomby

Date: 1/22/2021

Email: [REDACTED]

Fax #: [REDACTED]

# CONSENT AGENDA

**RESOLUTION NO. 21-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. \$182.00 to David Arnett, Public Works, for reimbursement for copies of McClellan Development Authority formation records.

**PASSED AND ADOPTED** this \_\_\_\_ day of **February 2, 2021**

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

**BY:**\_\_\_\_\_  
Jack Draper, Mayor

**BY:**\_\_\_\_\_  
Jay Jenkins, Council Member

**BY:**\_\_\_\_\_  
Demetric "D.D." Roberts, Council Member

**BY:**\_\_\_\_\_  
Ciara Smith, Council Member

**BY:**\_\_\_\_\_  
Mille Harris, Council Member

**ATTEST:**

\_\_\_\_\_  
Skyler Bass, City Clerk

**RESOLUTION NUMBER 21-R-\_\_\_**

**A RESOLUTION APPOINTING MEMBER(S) TO THE ANNISTON MUSEUM OF  
NATURAL HISTORY BOARD**

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

**WHEREAS**, the Council has adopted a schedule of nominations to govern appointments to the Anniston Museum of Natural History Board;

**WHEREAS**, the Council desires to make certain appointments to said Board in accordance with the previously adopted Schedule of Nominations;

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

Section 1. The City Council of the City of Anniston does hereby appoint those persons identified in the Schedule of Nominations for the Anniston Museum of Natural History Board attached hereto as Exhibit A to the board and for the terms set forth therein.

Section 2. That the City Clerk shall cause a copy of this Resolution to be mailed to the above named appointees and to said board.

**PASSED and ADOPTED** this 2<sup>nd</sup> day of **February, 2021**.

CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

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Jack Draper, Mayor

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Jay W. Jenkins, Council Member

---

Demetric Roberts, Council Member

---

Ciara Smith, Council Member

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Millie Harris, Council Member

ATTEST:

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Skyler Bass, City Clerk

**EXHIBIT "A"**

**ANNISTON MUSEUM OF NATURAL HISTORY BOARD**

<b>Board Positions</b>	<b>Nominations</b>	<b>Board Member Name</b>	<b>Expiration Date</b>	<b>Explanation</b>
7	Ward 2	Terry Smiley	10/31/2022	Unexpired term of Tony Smoke

**RESOLUTION NUMBER 21-R-\_\_\_**

**A RESOLUTION APPOINTING MEMBERS TO THE MCCLELLAN DEVELOPMENT  
AUTHORITY**

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

**WHEREAS**, the Council has adopted a schedule of nominations to govern appointments to the McClellan Development Authority;

**WHEREAS**, the Council desires to make certain appointments to said Board in accordance with the previously adopted Schedule of Nominations;

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

Section 1. The City Council of the City of Anniston does hereby reappoint those persons identified in the Schedule of Nominations for the McClellan Development Authority attached hereto as Exhibit A to the board and for the terms set forth therein.

Section 2. That the City Clerk shall cause a copy of this Resolution to be mailed to the above named appointees and to said board.

**PASSED and ADOPTED** this 2<sup>nd</sup> day of **February, 2021**

CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

\_\_\_\_\_  
Jack Draper, Mayor

\_\_\_\_\_  
Jay W. Jenkins, Council Member

\_\_\_\_\_  
Demetric Roberts, Council Member

\_\_\_\_\_  
Ciara Smith, Council Member

\_\_\_\_\_  
Millie Harris, Council Member

ATTEST:

\_\_\_\_\_  
Skyler Bass, City Clerk



**EXHIBIT "A"**

**MCCLELLAN DEVELOPMENT AUTHORITY**

<b>Board Positions</b>	<b>Nominations</b>	<b>Board Member Name</b>	<b>Expiration Date</b>	<b>Explanation</b>
2	Ward 2	Rodney Fomby	03/31/2024	Appointment

**RESOLUTION NO. 21-R-\_\_\_\_**

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

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

**WHEREAS**, the City Council is desirous of selling said personal property to the National Guard at McClellan;

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

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

**Section 2.** That Skyler Bass, City Clerk of the City of Anniston, be and she is hereby authorized, directed, and empowered for and in the name of the City of Anniston to cause said personal property to be sold to the National Guard at McClellan in the amount of \$6,500.00, and to execute title certificates, bills of sale or other documents of conveyance to the purchasers at such time the cash is received for such purposes, provided, however, that the sale of personal property described on Exhibit "A" attached hereto shall be "as is - where is" with no warranties expressed or implied.

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

**PASSED AND ADOPTED** this the \_\_\_\_ day of \_\_\_\_\_, 2021.

CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

BY: \_\_\_\_\_  
Jack Draper, Mayor

BY: \_\_\_\_\_  
Jay Jenkins, Council Member

BY: \_\_\_\_\_  
Demetric Roberts, Council Member

BY: \_\_\_\_\_  
Ciara Smith, Council Member

BY: \_\_\_\_\_  
Millie Harris, Council Member

ATTEST:

\_\_\_\_\_  
Skyler Bass, City Clerk

# **EXHIBIT 'A'**

Elliptical #1	Model: 95XS	SN: ASX117773
Elliptical #2	Model: 95XS	SN: ASX117770
Elliptical #3	Model: 95XS	SN: ASX117772
Elliptical #4	Model: 95XS	SN: ASX117774
Upright Bike #1	Model:	SN: APU109957
Recumbent Bike #1	Model: 95RS	SN: APB108402
Recumbent Bike #2	Model: 95RS	SN: APB108404
Treadmill #1	Model:	SN: AST138166
Treadmill #2	Model:	SN: AST138168
Treadmill #4	Model:	SN: AST138169
Treadmill #6	Model:	SN: AST137981
Flex Strider #1	Model: 95FS	SN: FSS103033

Total # of pieces – 12

**RESOLUTION 21-R-\_\_\_\_\_**

**AUTHORIZING THE SUBMISSION OF A GRANT UNDER THE ASSISTANCE TO  
FIREFIGHTERS GRANT**

**WHEREAS**, the U.S. Department of Homeland Security has the authority to award grant assistance under the Assistance to Firefighters Grant Program; and

**WHEREAS**, the City of Anniston recognizes the need for grant assistance to purchase new Equipment.

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

1. That the submission of a grant application under said program;
2. That the City of Anniston commits the 10% matching requirement;
3. That the Mayor and/or City Manager are authorized to sign any and all documents to obtain said grant; and
4. That the Fire Chief and/or his authorized representative are authorized to prepare and submit the grant application through the required on-line process.

PASSED AND ADOPTED this the **2<sup>nd</sup>** day of **February 2021**.

CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

\_\_\_\_\_  
Jack Draper, Mayor

\_\_\_\_\_  
Jay Jenkins, Council Member

\_\_\_\_\_  
Demetric Roberts, Council Member

\_\_\_\_\_  
Ciara Smith, Council Member

\_\_\_\_\_  
Millie Harris, Council Member

ATTEST:

\_\_\_\_\_  
Skyler Bass, City Clerk

## **RESOLUTION EXPLANATION**

**PURPOSE:** Authorize the submission of a Grant Application and Commit the Local Share

**PROGRAM:** Assistance to Firefighters Grant Program

**AGENCY:** Federal Emergency Management Agency

**DEADLINE:** February 12, 2021

### **PROJECT DESCRIPTION:**

The project is to replace the fleet of obsolete, (25 years old), portable and mobile radios with P25 compliant radios which will increase effectiveness in saving lives and protecting property.

### ***ESTIMATED COST BREAKDOWN:***

**GRANT:** \$384,874.38

**LOCAL:** \$ 42,763.82

**TOTAL:** **\$427,638.20**

**PREPARED BY:** Jeff Waldrep, Fire Chief , January 21, 2021



## CITY OF ANNISTON

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### FINANCE DEPARTMENT FACT SHEET

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**TO:** CITY COUNCIL AND CITY MANAGER  
**FROM:** JULIE BORRELLI, FINANCE DIRECTOR  
**SUBJECT:** FAT BOYS PIZZA AND WINGS  
**DATE:** 1/14/2021  
**CC:**

---

- 🌐 A public hearing is required before formal action is taken on the Restaurant Retail Liquor for Fat Boys Pizza and Wings
- 🌐 The business is located 270 Glade Rd, Anniston, AL 36206 which is in the Anniston City Limits.
- 🌐 The Police Department provided a background check which showed no criminal activity

## **ORDINANCES**

**ORDINANCE NO. 21-O-\_\_**

**AN ORDINANCE DECLARING SURPLUS REAL PROPERTY  
AND AUTHORIZING CONVEYANCE OF THE SAME**

WHEREAS, the City of Anniston does own and possess certain real property comprising +/- 3.81 acres located at 0 D Street, Anniston, Alabama 36201, and more specifically described as follows:

SEC 17 TSP 16S RNG 08E SOUTH ANNISTON LAND CO DIV A DESC BEG AT NW  
COR LOT 24 BLK 5 DIV A TH E 480 FT TH ELY 135.4 FT TH S 164.3 FT TH W 349  
FT TH SWLY 217 FT TH W 137.3 FT TH N 365 FT TO POB CONT 3.320 AC IN  
ANNISTON AL S17 T16 R8 DEEDED505X135.4X164.3

(referred to herein as the “Property”).

WHEREAS, The Anniston Housing Authority (“AHA”) desires to acquire the Property for use in connection with its project for the redevelopment of the Barber Terrace Public Housing property;

WHEREAS, the Council previously granted AHA an option to purchase the Property for said purposes, subject to the Council’s passage and adoption of an ordinance declaring the Property surplus, as done herein;

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

1. Declaration of Surplus Real Property. It is hereby established and declared that the Property, as described above, is surplus real property that is no longer used or needed by the City for municipal purposes.

2. Conveyance of the Property to Anniston Housing Authority. The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City of Anniston, Alabama, a statutory warranty deed and to take such further actions as are necessary to grant, sell and convey the Property to AHA in accordance with the terms of the Option Contract between the City and AHA dated February 8, 2019.

3. Effective Date. 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. 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** on this \_\_\_\_ day of \_\_\_\_\_, 2021.

CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

By: \_\_\_\_\_  
Jack Draper, Mayor

By: \_\_\_\_\_  
Jay Jenkins, Council Member



By: \_\_\_\_\_  
Demetric Roberts, Council Member

By: \_\_\_\_\_  
Ciara Smith, Council Member

By: \_\_\_\_\_  
Millie Harris, Council Member

ATTEST:

\_\_\_\_\_  
Skyler Bass, City Clerk