

**CITY OF ANNISTON**  
**June 15, 2021**  
**5:30 P.M.**

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
  - June 1, 2021 Regular meeting
- **ADDITIONS/DELETIONS TO THE AGENDA**
- **ADOPTION OF AGENDA**

**I. CONDUCT PUBLIC HEARING**

**Speaking to a Public Hearing Item**

In the interest of time and to ensure the fairness of all persons who appear before the City Council to speak for or against a public hearing item, speakers will be limited to three (3) minutes each to address City Council except as described herein. One speaker for the Petitioner may address the City Council for no more than 10 minutes, unless extended by the Mayor. In an effort help the City Council and the general public to better understand the issues, the Mayor may request that a City staff member address the City Council from the podium. Speakers from the general public may only speak when recognized by the Mayor during the public hearing. Speakers will be asked to come to the podium to address the City Council for three (3) minutes and they shall state their name and resident address for the record. Speakers addressing City Council on a public hearing item should coordinate comments in order to respect City Council's time constraints. Groups should select a spokesperson to present the major points that summarize their position and opinions. Speakers are urged to be brief and non-repetitive with their comments. Comments shall specifically address the public hearing item before the City Council, and the speaker shall maintain appropriate tone and decorum when addressing the City Council. City Council may ask questions of the applicant, speakers, or staff during these proceedings only for the purpose of clarifying information. The speaker shall not direct derogatory comments to any individual, organization, or business. At the conclusion of the three (3) minute time period, the speaker will be notified that his/her time has elapsed and the next speaker will be recognized to come forward to the podium and address the City Council. Once the public hearing is closed on an item, there will be no further opportunity for formal or informal public input at a City Council meeting.

- (a)** To receive public comments regarding over-ruling objections to the abatement of identified nuisances Group 2021-04 Grass/Debris/Vehicles

**II. UNFINISHED BUSINESS – None**

**III. CONSENT AGENDA**

- (a)** Resolution declaring a reported condition to be a public nuisance  
Group 2021-02 Unsafe Structures
- (b)** Resolution over-ruling objections to the abatement of identified nuisances  
Group 2021-04 Grass/Debris/Vehicles
- (c)** Motion to repeal Resolution 20-R-15 Declaring State of Emergency within the  
City of Anniston
- (d)** Motion to repeal Resolution 21-R-26 Requiring Masks in city buildings, places,  
and spaces for the protection of Health and Human Life

**IV. ORDINANCES**

- (a)** An ordinance amending Section 15.54 of The Code of Ordinances of the City of  
Anniston, Alabama removing a traffic signal  
**1<sup>st</sup> Reading**
  
- (b)** An ordinance amending Section 15.56 of The Code of Ordinances of the City of  
Anniston, Alabama adding three-way stop intersections.  
**1<sup>st</sup> Reading**

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

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

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

**ADJOURNMENT**

# MINUTES

Anniston, Alabama

June 1, 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, June 1, 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; 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.

Council Member Roberts made a motion to waive the reading of and approve the minutes of the May 18, 2021 regular meeting. The motion was seconded by Council Member Smith 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 May 18, 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.

Council Member Smith introduced Connie Emory.

Mayor Draper opened a public hearing to receive public comments on the appointment of Connie Emory to the Transit Advisory Board. No one spoke. Mayor Draper closed the public hearing to receive public comments on the appointment of Connie Emory to the Transit Advisory Board.

Mayor Draper opened a public hearing to receive public comments regarding over-ruling objections to the abatement of identified nuisances. Group 2021-03 Grass/Debris/Vehicles and read the following addresses for the record: 6 Avenue A, 7 Avenue A, 112 East 30<sup>th</sup> Street, 204 East 30<sup>th</sup> Street, 205 East 28<sup>th</sup> Street, 205 East 29<sup>th</sup> Street, 209 East 28<sup>th</sup> Street, 213 East 28<sup>th</sup> Street, 216 East 29<sup>th</sup> Street, 217 East 28<sup>th</sup> Street, 222 South Quintard, 301 Chestnut Avenue, 304 East 29<sup>th</sup> Street, 308 East 29<sup>th</sup> Street, 308 East 30<sup>th</sup> Street, 308 South Christine Avenue, 313 Chestnut Avenue, 329 South Wilmer, 415 West 5<sup>th</sup> Street, 1309 Champaign, 1313 West 22<sup>nd</sup> Street, 1819 Thomas Ave, 2801 Wilmer Ave, 2810 Patton Road, 2814 Patton Road, 2815 Patton Road, 3200 Noble Street.

Tana Bryant, Senior Code Enforcement Officer, stated that Christopher Bangum with 3200 Noble Street sent in a notarized letter stating they tried their best to have the tires removed; and the business that had been picking them up had been shut down because of Covid. She stated that the residents are asking for additional time to get the remaining tires picked up. She stated that half of the tires is gone and she is willing to work with them to give them more time. Mrs. Bryant stated that there were a few properties of the list that have been cut or handled but it was too late to give notice to Myra Bushard,

City Manager Executive Assistant. Mrs. Bryant read the following addresses that have been cut: 6 Avenue A, 7 Avenue A, 205 East 29<sup>th</sup> Street, 209 East 28<sup>th</sup> street only had one car remaining, 213 East 28<sup>th</sup> Street, 216 East 29<sup>th</sup> Street, 217 East 29<sup>th</sup> Street, 304 East 29<sup>th</sup>, 308 East 29<sup>th</sup>, 1313 West 22<sup>nd</sup> Street.

Mayor Draper made a motion to approve the consent agenda:

- (a) Resolution appointing member(s) to the Transit Advisory Board (21-R-41)
- (b) Resolution over-ruling objections to the abatement of identified nuisances Group 2021-03 Grass/Debris/ Vehicles (21-R-42)
- (c) Resolution declaring a reported condition to be a public nuisance Group 2021-04 Grass/Debris/Vehicles (21-R-43)
- (d) Motion to approve a 140-Special Events Retail Alcohol License for City of Anniston d/b/a Noble Street Festival on Saturday, July 3, 2021 within the corporate limits located on Noble Street
- (e) Motion to authorize the City Manager to execute a contract with Kimley-Horn to develop, evaluate and make recommendation for a Future Airport Development Plan

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 consent agenda was approved.

Mayor Draper introduced a Resolution to amend the FY 2021 Budget for the General Operating Fund (21-R-44)

Mayor Draper made a motion for passage and adoption of Resolution 21-R-44. 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 Resolution 21-R-44 was passed and adopted.

Mayor Draper introduced an Ordinance to repeal and replace Chapter 12, Article IV of the Code of Ordinance and to adopt regulations governing Disposal and Pickup of Debris (2<sup>nd</sup> Reading) (21-O-8)

Mayor Draper made a motion to read Ordinance 21-O-8 by title only. The motion was seconded by Council Member Harris.

Mayor Draper opened a public hearing to receive public comment on reading Ordinance 21-O-8 by title only. No one spoke. Mayor Draper closed the public hearing to receive public comment on reading Ordinance 21-O-8 by title only.

Mayor Draper read Ordinance 21-O-8 by title-only.

Council Member Jenkins made a motion for passage and adoption of Ordinance 21-O-8. 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 Ordinance 21-O-8 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 Smith; 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 5:42 o'clock p.m.

# **PUBLIC HEARING**

**Exhibit "A"****Group 2021-04 Grass, Debris & Vehicles**

<b>Address</b>	<b>PPIN</b>	<b>Owner</b>	<b>Violation</b>
79 Pelham Heights	57587	Southern Willow Properties LLC	Weeds and debris
200 East 29 <sup>th</sup> Street	25102	Rivas Cassandra	Weeds and debris
226 Cedar Lane	27204	Ukangsin Piyapong	Inoperable vehicles: black Chevrolet pickup tag unknown, silver BMW 325 no tag, red Toyota tag unknown, black Chevrolet step side pickup no tag
314 West Oak Street	18214	Stone Roger D (Estate)	Weeds and debris
408 West Oak Street	18215	Stone Dale (Estate)	Weeds and debris
618 East 22 <sup>nd</sup> Street	21606	Hill Jeromy Joseph	Airstream camper tag unknown
1324 Carter St	30446	Palmore Cora Lee	Inoperable vehicle: black brown sedan tag unknown
1722 McDaniel Ave	30391	Harris Robert C/O State of Alabama	Weeds and debris
1812 Lynn Road	22372	Hyett Rhonda S	Weeds and debris
6213 Meadowlark Drive	27078	Thorson Ann	Inoperable vehicles: white with blue Chevrolet El Camino no tag, silver 4-door tag unknown
6216 Spruce Drive	27390	Scott Teresa	Weeds, debris, and inoperable vehicle: black Dodge 4 door sedan tag unknown
6217 Meadowlark Drive	27077	Christian Mal Cha	Inoperable vehicle: red Pontiac 6000 tag 25974AY



# CONSENT AGENDA

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

**A RESOLUTION DECLARING A REPORTED CONDITION TO BE A PUBLIC NUISANCE**

**WHEREAS**, Tana Bryant, an Appropriate City Official, pursuant to Section 34.7 and 34.15 of said Ordinance, has reported to the City Council that conditions exist at **see attached (Group 2021-02 Unsafe Structures)** in Anniston, Alabama that are believed to be a public nuisance; and

**WHEREAS**, the said City official submitted proof of said condition that was deemed by the City Council to be satisfactory to show that a public nuisance existed at the place specified; and

**WHEREAS**, Section 34.3 (b) (1), (2), (4) of the City of Anniston Ordinance No. 11-0-9 declares the following conditions to be a public nuisance: **overgrown lots, maintenance or storage of motor vehicles that are not in usable condition as defined in Section 34.2 of the Code of Ordinances and debris, motor vehicles and trash**; and

**RESOLVED THEREFORE**, that a public nuisance exists at the above said locations within the City of Anniston, said property being more particularly described on **Exhibit "A"** to this resolution; and

**RESOLVED FURTHER**, that the public nuisance must be abated by the City and the cost of abatement charged as a lien against the property if not remedied by the owner(s); and

**RESOLVED FURTHER**, that a hearing be set before the City Council at its next regular scheduled meeting to hear objections to the City's actions; and

**RESOLVED FURTHER**, that at least two NOTICES TO REMOVE PUBLIC NUISANCE be promptly posted by the Appropriate City Official in front of the said property at not more than 100 feet in distance apart as specified in Section 34.16 of the Code of Ordinances; and

**RESOLVED FURTHER**, that the Appropriate City Official shall post said NOTICE TO REMOVE PUBLIC NUISANCE, as aforesaid, at least 5 days prior to the time for hearing objections by the City Council; and

**RESOLVED FURTHER**, that the Appropriate City Official shall determine the name and address of the person or entity last assessing said property for tax purposes, and shall further cause a search to be made of the public records, and shall further make a diligent investigation to discover the name(s) and contact information of the owners of every beneficial interest in the said property; and

**RESOLVED FURTHER**, that the Appropriate City Official shall, at least 5 days prior to the time for a hearing of objections by the City Council, mail a copy of said Notice by certified or registered mail, with postage prepaid and return receipt requested, to the last person/entity assessing the property for taxes and to each owner of a beneficial interest in said property including, without limitation, mortgagees of record.

**PASSED AND ADOPTED** this the **15<sup>th</sup>** day of **June 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:

\_\_\_\_\_  
Skylar Bass, City Clerk

**Exhibit "A"**

**Group 2021-02 Unsafe Structures**

<b>Address</b>	<b>PPIN</b>	<b>Owner</b>
0 Moore Ave	1424	Cobb Vernon & Felicia
200 West 13 <sup>th</sup> Street	18870	Cobb Vernon L & Felicia R
202 West 13 <sup>th</sup> Street	18893	Cobb Vernon L & Felicia R
204 West 13 <sup>th</sup> Street	18871	Spirit of Anniston Foundation
206 West 13 <sup>th</sup> Street	18894	Orr Zadio McClellan <i>et al</i> & Spirit of Anniston Foundation
208 West 13 <sup>th</sup> Street	18872	Spirit of Anniston Foundation
214 West 13 <sup>th</sup> Street	18881	Lankford Betty
218 West 13 <sup>th</sup> Street	18882	Lankford Betty
1224 Moore Avenue	1422	Cobb Vernon & Felicia

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

**A RESOLUTION OVER-RULING OBJECTIONS TO THE ABATEMENT OF IDENTIFIED NUISANCES**

**WHEREAS**, Act 1995-375, Section 2, Amended by Act 2004-256 and codified as Sections 45-8-172, et seq. of the Code of Alabama, 1975, defines public nuisances and authorizes the City to order or otherwise accomplish the removal of such nuisances; and

**WHEREAS**, the City of Anniston has identified herein a specific list of such nuisances and the appropriate remedies to abate each nuisance; and

**WHEREAS**, the City of Anniston has notified the property owners or other parties that may be held responsible and has held a public hearing to consider objections to the proposed remedy as required by law.

**NOW THEREFORE BE IT RESOLVED**, by the City Council of the City of Anniston, Alabama that all objections and protests to the nuisance remedies identified in Exhibit "A" attached is hereby 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 15<sup>th</sup> day of **June 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"****Group 2021-04 Grass, Debris & Vehicles**

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# ORDINANCES

**ORDINANCE NO. 21-0-\_\_**

**AN ORDINANCE AMENDING SECTION 15.54 OF THE CODE OF ORDINANCES OF THE CITY OF ANNISTON, ALABAMA REMOVING A TRAFFIC SIGNALS**

**WHEREAS**, the City Council of the City of Anniston (the "Council") finds that the traffic signal at the intersection of Greenbrier Dear Road and Berkshire Drive is due to be removed;

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

**Section 15.54. Traffic Lights, ect., generally.** No person, while operating a vehicle or as a pedestrian, shall disregard or disobey immediately controlling his movements, given or indicated by a street traffic signal light or sign located at any of the following street intersections within the city:

- (b) All roadways beginning with the letter "E" through "H":
  - (1) Elizabeth Avenue and 10<sup>th</sup> Street
  - (2) Glenaddie Avenue and 10th Street
  - (3) Glenaddie Avenue and 11th Street
  - (4) Greenbrier Dear Road and Coleman Road
  - (5) Greenbrier Dear Road and Golden Springs Road
  - (6) Greenbrier Dear Road and Hillyer Robinson Industrial Drive
  - (7) Gurnee Avenue and Albert T. Brewer Blvd. (Hwy. 202)
  - (8) Gurnee Avenue and 13th Street
  - (9) Henry Road, Coleman Road, Golden Springs Road, and Choccolocco Road
  - (10) Highland Avenue and 10th Street
  - (11) Highway 431 and 43rd Street

Section 2. 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 15<sup>th</sup> day of **June, 2021**.

CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

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

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

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

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

ATTEST:

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

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



**ORDINANCE NO. 21-0-\_\_\_**

**AN ORDINANCE AMENDING SECTION 15.56 OF THE CODE OF ORDINANCES OF THE CITY OF ANNISTON, ALABAMA ADDING THREE-WAY STOP INTERSECTIONS**

WHEREAS, the City Council of the City of Anniston (the “Council”) finds that the intersection of Greenbrier Dear Road and Berkshire Drive is due to be designated as a three-way stop intersection;

WHEREAS, the Council finds that a stop sign is due to be installed for the southbound lane of Berkshire Drive at its intersection with Greenbrier Dear Road;

WHEREAS, the Council finds that a stop sign is due to be installed for the westbound lane of Greenbrier Dear Road at its intersection with Berkshire Drive;

WHEREAS, the Council finds that a stop sign is due to be installed for the eastbound lane of Greenbrier Dear Road at its intersection with Berkshire Drive;

**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 15.56(a) of “The Code of the City of Anniston, Alabama, 1981” in its entirety to read as follows:

**Section 15.56. Three-way stop intersections.** When stop signs or signals are erected giving notice thereof, it shall be unlawful for any person driving or operating a vehicle to enter any three-way stop intersection from any direction facing any such stop sign or signal without coming to a complete stop before entering such intersection. The following are hereby designated as three-way stop intersections:

- (a) All roadways beginning with the letter “A” through “P”:
  - (1) *Berkshire Drive*, at its intersection with Greenbrier Dear Road.
    - i. At the northwest corner facing north.
  - (2) *Canyon Drive and Fairway Drive*, intersection of.
  - (3) *Coleman Drive*, at its intersection with Glenwood Terrace, with signs or signals as follows:
    - i. At the northeast corner facing east.
    - ii. At the northeast corner facing north.
    - iii. At the southwest corner facing west.
  - (4) *Glenaddie Avenue*, at its intersection with 6<sup>th</sup> Street.
  - (5) *Greenbrier Dear Road*, at its intersection with Berkshire Drive.
    - i. At the southwest corner facing west.
    - ii. At the northeast corner facing east.
  - (6) *Maple Street*, at its intersection with Draper Avenue.
    - i. At the northwest corner facing north.
    - ii. At the northeast corner facing east.
    - iii. At the southeast corner facing south.
  - (7) *Noble Street*, at its intersection with 6th Street.

(8) *Palmetto Avenue*, at its intersection with 6th Street, with signs or signals erected as follows:

- i. At the southeast corner facing south.
- ii. At the northeast corner facing east.
- iii. At the northwest corner facing north.

Section 2. 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 **June, 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