

CITY OF ANNISTON
January 05, 2021
5:30 P.M.

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
 - December 15, 2020 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 the following street vacations:

- 1. A portion of an alley that runs between Quintard Avenue and Wilmer Avenue and East 'B' Street and East 'C' Street**
- 2. A portion of Mountain Drive, a portion of Cains Circle Drive, and a portion of Francis Avenue**

II. UNFINISHED BUSINESS – None

RESOLUTIONS

- (a)** Resolution vacating a portion of an alley that runs between Quintard Avenue and Wilmer Avenue and East 'B' Street and East 'C' Street
- (b)** Resolution vacating a portion of Mountain Drive, a portion of Cains Circle Drive, and a portion of Francis Avenue

III. ADDITIONAL OR OTHER MATTERS THAT MAY COME BEFORE COUNCIL

IV. RECEIVE INFORMAL PUBLIC COMMENTS – Suspended during COVID-19

V. RECEIVE FORMAL PUBLIC COMMENT – Suspended during COVID-19

COUNCIL COMMENTS – Suspended during COVID-19

ADJOURNMENT

MINUTES

Anniston, Alabama

December 15, 2020

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, December 15, 2020, at approximately 5:30 o'clock p.m.

Keith Screws, Pastor of Greenbrier Road Baptist Church, prayed the Invocation.

Keith Screws, Pastor of Greenbrier Road Baptist Church, 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.

Council Member Jenkins made a motion to waive the reading of and approve the minutes of the December 1, 2020 Regular meeting. 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 the December 1, 2020 Regular Meeting minutes were approved.

Council Member Harris made a motion to adopt the agenda with the addition of Jennifer Maddox presenting a brief update on the Small Business Relief. 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 amended agenda was adopted.

Jennifer Maddox, Community Foundation of Northeast Alabama, updated the council on the small business relief fund. She stated that round three they have received 82 applications, totaling \$400,009.76 in requests. She stated of those applications, 44 are businesses located in Anniston totaling requests of \$222,009.76. She stated that they currently have available to grant without any further donations \$81,464.07 for a total of 400,000.00 in requests. She stated that the council's support is really important.

Council Member Jenkins asked if the \$81,464.07 dollars that is still available, does that include the monies the council are preparing to allocate tonight.

Jennifer Maddox stated that whatever the council allocated would bolster that amount.

Council Member Roberts asked if the money they have currently include what is due to the City of Oxford.

Jennifer Maddox stated that of the \$81,000.00 approximately \$20,000.00 is Oxford money that was not spent on prior rounds. And the other \$60,000.00 came from other donors.

Mayor Draper stated that he appreciates the Community Foundation for their administration of the fund. He stated this has been a good partnership between local governments, the business community, and the non-profit community. He stated that this has been a great example of cooperation.

Jennifer Maddox stated that the Community Foundation does not charge a fee for disaster work. She stated that all the work they are doing is for free, so 100% of the donations put in go directly to the businesses.

Council Member Jenkins made a motion to approve the consent agenda:

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the City (20-R-92)
- (b) Resolution declaring a reported condition to be a public nuisance (20-R-93)
- (c) Resolution appointing member(s) to the Anniston Museum of Natural History Board (20-R-94)
- (d) Resolution establishing policy for adoption of ordinances to amend Traffic Schedules (20-R-95)
- (e) Motion to approve adding an additional \$50,000.00 to the Small Business Relief Fund administered by the Community Foundation of Northeast Alabama.

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 consent agenda was adopted.

Mayor Draper introduced Resolution authorizing Tax Rebate Agreement between the City of Anniston, Alabama and Blackwater Development Company, LLC.

Council Member Jenkins made a motion for passage and adoption. The motion was seconded by Council Member Harris.

Council Member Jenkins stated how exciting this is to have a great partner in Blackwater and this is the tip of the iceberg for the City.

Mayor Draper thanked John Abernathy with Blackwater Development and he appreciates all the work they have put into this along with city staff.

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 20-R-96 was passed and adopted.

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

RESOLUTIONS

RESOLUTION NUMBER 20-R-

**A RESOLUTION VACATING A PORTION OF AN ALLEY THAT RUNS BETWEEN
QUINTARD AVE & WILMER AVE AND EAST B ST & EAST C ST**

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

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

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

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

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

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

An alley which runs in a northerly and southerly direction through Block 13 of Division 1 of South Anniston Land Company, shown in Plat Book A page 368A, from the southerly right of way line of East B Street to the northerly right of way line of East C Street.

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

PASSED AND ADOPTED this the 5th day of January, 2020.

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 NUMBER 20-R-

A RESOLUTION VACATING A PORTION OF MOUNTAIN DR, A PORTION OF CAINS CIRCLE DR, AND A PORTION OF FRANCIS AVE

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

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

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

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

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

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

PARCEL I (CAIN'S CIRCLE DRIVE): BEGIN AT THE SOUTHWEST CORNER OF LOT 1, BLOCK 4, AS SHOWN ON THE MAP OF WOODLAND HEIGHTS SUBDIVISION, AS RECORDED IN THE OFFICE OF THE PROBATE JUDGE OF CALHOUN COUNTY, ALABAMA, IN PLAT BOOK "J" AT PAGE 30 SAID POINT BEING THE NORTHEAST RIGHT OF WAY INTERSECTION OF MOUNTAIN DRIVE AND CAIN'S CIRCLE DRIVE; THENCE ALONG THE RIGHT OF WAY OF CAIN'S CIRCLE DRIVE AS FOLLOWS: NORTHWESTERLY ALONG A CURVE TO THE RIGHT A CHORD BEARING NORTH 45°58' WEST, A CHORD DISTANCE OF 87.80 FEET; THENCE NORTH 08°55' WEST, A DISTANCE OF 159.80 FEET; THENCE ALONG A CURVE TO THE LEFT A CHORD BEARING NORTH 18°01' WEST, A CHORD DISTANCE OF 145.40 FEET; THENCE ALONG A CURVE TO THE RIGHT A CHORD BEARING NORTH 31°09' EAST, A CHORD DISTANCE OF 66.20 FEET; THENCE NORTH 87°29'30" EAST, A DISTANCE OF 545.00 FEET; THENCE ALONG A CURVE TO THE RIGHT A CHORD BEARING SOUTH 48°17' EAST, A CHORD DISTANCE OF 28.60 FEET; THENCE SOUTH 03°51'30" EAST, A DISTANCE OF 308.00 FEET TO A POINT ON THE NORTH LINE OF THE MELISSA EDWARDS PROPERTY, AS RECORDED IN THE OFFICE OF THE PROBATE JUDGE OF CALHOUN COUNTY, ALABAMA, IN DEED BOOK 3090 AT PAGE 702; THENCE NORTH 87°29'30" EAST ALONG SAID EDWARDS PROPERTY, A DISTANCE OF 50.00 FEET; THENCE NORTH 03°51'30" WEST, A DISTANCE OF 309.63 FEET; THENCE ALONG A CURVE TO THE LEFT A CHORD BEARING NORTH 48°58' WEST, A CHORD DISTANCE OF 98.90 FEET; THENCE SOUTH 87°29'30" WEST, A DISTANCE OF 560.00 FEET; THENCE ALONG A CURVE TO THE LEFT A CHORD BEARING SOUTH 24°16' WEST, A CHORD DISTANCE OF 143.70 FEET; THENCE ALONG A CURVE TO THE RIGHT A CHORD BEARING SOUTH 18°01' EAST, A CHORD DISTANCE OF 125.60 FEET; THENCE SOUTH 08°55' EAST, A DISTANCE OF 161.00 FEET; THENCE ALONG A CURVE TO THE LEFT A CHORD BEARING SOUTH 33°14' EAST, A CHORD DISTANCE

OF 93.10 FEET; THENCE NORTH 68°11' EAST, A DISTANCE OF 66.20 FEET BACK TO THE BEGINNING POINT, CONTAINING 1.67 ACRES, MORE OR LESS.

PARCEL II (FRANCIS AVENUE): BEGIN AT THE SOUTHEAST CORNER OF LOT 1, BLOCK 4, AS SHOWN ON THE MAP OF WOODLAND HEIGHTS SUBDIVISION, AS RECORDED IN THE OFFICE OF THE PROBATE JUDGE OF CALHOUN COUNTY, ALABAMA, IN PLAT BOOK "J" AT PAGE 30, SAID POINT BEING THE NORTHWEST RIGHT OF WAY INTERSECTION OF MOUNTAIN DRIVE AND FRANCIS AVENUE; THENCE ALONG THE RIGHT OF WAY OF FRANCIS AVENUE AS FOLLOWS: NORTHEASTERLY ALONG A CURVE TO THE LEFT A CHORD BEARING NORTH 41°43' EAST, A CHORD DISTANCE OF 28.00 FEET; THENCE NORTH 03°51'30" WEST, A DISTANCE OF 378.00 FEET; THENCE ALONG A CURVE TO THE LEFT A CHORD BEARING NORTH 48°17' WEST, A CHORD DISTANCE OF 28.60 FEET TO THE SOUTH LINE OF CAIN'S CIRCLE DRIVE; THENCE NORTH 03°51'30" WEST, A DISTANCE OF 50.00 FEET TO THE NORTHWEST RIGHT OF WAY INTERSECTION OF FRANCIS AVENUE AND CAIN'S CIRCLE DRIVE; THENCE ALONG A CURVE TO THE LEFT ALONG SAID FRANCIS AVENUE A CHORD BEARING NORTH 40°34' EAST, A CHORD DISTANCE OF 28.60 FEET; THENCE NORTH 03°51'30" WEST, A DISTANCE OF 112.00 FEET; THENCE NORTH 87°29'30" EAST, A DISTANCE OF 50.00 FEET; THENCE SOUTH 03°51'30" EAST, A DISTANCE OF 112.00 FEET; THENCE ALONG A CURVE TO THE LEFT A CHORD BEARING SOUTH 48°17' EAST, A CHORD DISTANCE OF 28.60 FEET TO THE NORTHEAST RIGHT OF WAY INTERSECTION OF FRANCIS AVENUE AND CAIN'S CIRCLE DRIVE; THENCE SOUTH 03°51'30" EAST, A DISTANCE OF 50.00 FEET TO THE SOUTHEAST RIGHT OF WAY INTERSECTION OF FRANCIS AVENUE AND CAIN'S CIRCLE DRIVE; THENCE ALONG A CURVE TO THE LEFT ALONG SAID FRANCIS AVENUE A CHORD BEARING SOUTH 41°43' WEST, A CHORD DISTANCE OF 28.00 FEET; THENCE SOUTH 03°51'30" EAST ALONG SAID FRANCIS AVENUE, A DISTANCE OF 378.00 FEET; THENCE ALONG A CURVE TO THE LEFT A CHORD BEARING SOUTH 48°18' WEST, A CHORD DISTANCE OF 28.60 FEET TO THE NORTHEAST RIGHT OF WAY INTERSECTION OF FRANCIS AVENUE AND MOUNTAIN DRIVE; THENCE SOUTH 87°29'30" WEST, A DISTANCE OF 90.00 FEET BACK TO THE BEGINNING POINT, EXCLUDING THE RIGHT OF WAY OF MOUNTAIN DRIVE, CONTAINING A TOTAL OF 0.65 ACRES, MORE OR LESS.

PARCEL III (18' UNNAMED STREET): BEGIN AT THE SOUTHWEST CORNER OF LOT 1, BLOCK 2, AS SHOWN ON THE MAP OF WOODLAND HEIGHTS SUBDIVISION, AS RECORDED IN THE OFFICE OF THE PROBATE JUDGE OF CALHOUN COUNTY, ALABAMA, IN PLAT BOOK "J" AT PAGE 30, SAID POINT BEING THE NORTHEAST RIGHT OF WAY INTERSECTION OF CAIN'S CIRCLE DRIVE AND AN 18.0 FOOT UNNAMED STREET; THENCE NORTH 87°29'30" EAST ALONG SAID STREET, A DISTANCE OF 150.00 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1; THENCE SOUTH 03°51'30" EAST, A DISTANCE OF 18.00 FEET TO THE NORTHEAST CORNER OF LOT 3, BLOCK 1; THENCE SOUTH 87°29'30" WEST, A DISTANCE OF 150.00 FEET TO THE EAST LINE OF SAID CAIN'S CIRCLE DRIVE; THENCE NORTH 03°51'30" WEST ALONG SAID RIGHT OF WAY, A DISTANCE OF 18.00 FEET, BACK TO THE BEGINNING POINT, CONTAINING 0.06 ACRES, MORE OR LESS.

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

PASSED AND ADOPTED this the 5th day of January, 2020.

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