

CITY OF ANNISTON
September 7, 2021
5:30 P.M.

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
 - August 3, 2021 Regular meeting
 - August 17, 2021 Regular meeting
- **ADDITIONS/DELETIONS TO THE AGENDA**
- **ADOPTION OF AGENDA**

I. Board Confirmation

- (a)** Gretchen Richards – Main Street Board

II. 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 hear public comments regarding a Lounge Retail Liquor – Class II (Package) application for AMAL LLL d/b/a AMAL LLC 2 located at 3006 McClellan Boulevard located in the corporate city limits

III. UNFINISHED BUSINESS

- (a)** Resolution adopting the budget for Fiscal Year 2022

IV. CONSENT AGENDA

- (a)** Resolution appointing a member to the Main Street Board
- (b)** Resolution authorizing the Mayor to execute an agreement with the State of Alabama acting by and through the Alabama Department of Transportation for Safety Improvements on Greenbrier Dear Road
- (c)** Motion to approve a Lounge Retail Liquor – Class II (Package) application for AMAL LLC d/b/a AMAL LLC 2 located at 3006 McClellan Boulevard in the corporate city limits

V. ADDITIONAL OR OTHER MATTERS THAT MAY COME BEFORE COUNCIL

VI. PUBLIC COMMENTS

Public Comment – Speaker Protocol

The City of Anniston believes that any member of the general public should be afforded the opportunity to address the City Council provided that designated rules are followed by the speaker. Any member of the public who wishes to address the City Council and offer public comment on items within the City Council's jurisdiction, may do so during the Public Comment period of the meeting. However, no formal action will be taken on matters that are not part of the posted agenda. In order to ensure the opportunity for all those desiring to speak before the Council, there is no yielding of time to another speaker. This opportunity to address City Council may not be used to continue discussion on an agenda item that has already been held as a public hearing. Matters under negotiation, litigation, or related to personnel will not be discussed. Members of the general public who would like to address the City Council during the Public Comment portion of the meeting, may do so in accordance with the rules outlined in Ordinance 21-O-22 adopted by the City Council on November 2, 2020 as stated:

Section 12. Members of the public may address the Council or speak on matters of public concern during the period of the meeting agenda reserved for public comments, subject to the following procedures:

(a) No person shall be allowed to speak during public comments unless he or she submits a Request to Speak During Public Comments form to the Office of the City Manager no later than 3:00 P.M. on the Friday before the Council meeting. The request shall identify the speaker by name and residential address and shall specify the date of the meeting in which the speaker desires to offer public comments.

(b) The period for public comments shall be open to the **first ten (10) persons** who submit a timely request to speak during the meeting at hand.

(c) In advance of each meeting, the City Manager shall provide the Council a list of the persons authorized to speak during the period for public comments, not to exceed ten (10) persons, which shall identify the speakers in the order in which their requests were made. The presiding officer shall call on each person from the list. Once recognized, each person shall be provided no more than **three (3) minutes** to complete his or her public comments.

(d) Those persons who make a timely request, after the first ten (10) requests, shall be first on the list of persons authorized to speak during the period for public comments in the next meeting, unless he or she asks to be removed from the list.

Section 13. All comments made by members of the Council shall be restricted to the matter under consideration and shall be addressed to the presiding officer, except during the period of the meeting reserved for Council Comments. All comments made by members of the Council shall be restricted to three (3) minutes, unless the presiding officer grants exception for good cause.

Section 14. No comments shall be permitted by a member of the Council or by a member of the public that is of a disparaging nature or which would constitute a personal attack on the integrity of any member of the Council or the staff of the City.

Once the speaker has been recognized to speak, he/she should not attempt to engage the City Council and/or Staff in a discussion/dialogue and the speaker should not ask specific questions with the expectation that an immediate answer will be provided as part of the three (3) minute time frame since that is not the intent of the Public Comment period. If the speaker poses a question or makes a request of the City, the Mayor may refer the issue or request to the City Manager for follow up. 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. The Mayor may rule out of order any Speaker who uses abusive or indecorous language, if the subject matter does not pertain to the City of Anniston, or if the Speaker(s) attempts to engage the City Council Members in a discussion or dialogue on issues. City Council shall not discuss non-agenda matters because it does not give the public adequate notice. Accordingly, City Council shall be limited to asking factual and clarifying questions of staff, and when appropriate, the Council may consider placing a matter on a future agenda. In addition, it is not reasonable to expect staff to respond to any of a variety of issues on which they may or may not be prepared to respond to on a moment's notice, so the City Manager may respond, or direct staff to respond at a later time.

VII. COUNCIL COMMENTS

ADJOURNMENT

MINUTES

Anniston, Alabama

August 3, 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, August 3, 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.

Vice-Mayor Ciara Smith called the meeting to order. On call of the roll, the following Council Members were found to be present: Council Members Jenkins, Roberts, Smith, and Harris; absent: Mayor 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 Jenkins made a motion to waive the reading of and approve the minutes of the July 20, 2021 regular meeting. The motion was seconded by Council Member Harris.

Council Member Jenkins made a motion to amend the minutes of the July 20, 2021 regular meeting to change the title of Jay Jenkins from Mayor to Council Member for the invocation and pledge. 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, and Harris; nays: none. The motion carried and the amended July 20, 2021 regular meeting minutes were approved.

Council Member Roberts 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, and Harris; nays: none. The motion carried and the agenda was adopted.

Vice-Mayor Smith introduced a recognition of the "Fast Feet Track Team" and Coach Green.

Vice-Mayor Smith opened a public hearing to receive public comments regarding the FY2021 Edward Byrne Memorial Justice Assistance Grant (JAG). No one spoke. Vice-Mayor Smith closed the public hearing to receive public comments regarding the FY2021 Edward Byrne Memorial Justice Assistance Grant (JAG).

Vice-Mayor Smith opened a public hearing to receive public comments regarding a certain economic development incentive for Tru-Wood Cabinetry LLC, an Alabama limited liability company. No one spoke. Vice-Mayor Smith closed the public hearing to receive public comments regarding a certain economic development incentive for Tru-Wood Cabinetry LLC, an Alabama limited liability company.

Vice-Mayor Smith opened a public hearing to receive public comments regarding the FY2022 Proposed City Manager's Recommended Budget.

Julie Borrelli, Finance Director, presented the FY2022 proposed City Manager's Recommended Budget.

Vice-Mayor Smith closed the public hearing to receive public comments regarding the FY2022 Proposed City Manager's Recommended Budget.

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

- (a) Resolution authorizing an agreement for Professional Services (21-R-61)
- (b) Resolution authorizing the Mayor to execute an agreement with the State of Alabama Department of Transportation and the City of Anniston for maintenance of passive warning devices (21-R-62)
- (c) Motion to approve a Small Cell Tower Permit Application for AT&T New Cingular Wireless

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; nays: none. The motion carried and the consent agenda was approved.

Council Member Harris made a motion to read the resolution authorizing a Special Economic Development Incentive to Tru-Wood Cabinetry, LLC by title only. The motion was seconded by Vice-Mayor Smith.

Vice-Mayor Smith opened a public hearing to receive public comments on reading the resolution authorizing a Special Economic Development Incentive to Tru-Wood Cabinetry, LLC by title only. No one spoke. Vice-Mayor Smith closed the public hearing to receive public comments on reading resolution authorizing a Special Economic Development Incentive to Tru-Wood Cabinetry, LLC by title only.

On call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, and Harris; nays: none. The motion carried and the resolution will be read by title only.

Vice-Mayor Smith read the resolution authorizing a Special Economic Development Incentive to Tru-Wood Cabinetry, LLC by title only.

Council Member Jenkins made a motion for passage and adoption of the resolution authorizing a Special Economic Development Incentive to Tru-Wood Cabinetry, LLC. 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, and Harris; nays: none. The motion carried and the resolution was passed and adopted (21-R-63).

Council Member Jenkins made a motion to table the resolution adopting the budget for Fiscal Year 2022. 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; nays: none. The motion carried and the resolution was tabled.

Vice-Mayor Smith introduced the ordinance amending Chapter 3 Governing the License, Purchase, and Sale of Alcoholic Beverages

Council Member Jenkins made a motion to read the ordinance amending Chapter 3 Governing the License, Purchase, and Sale of Alcoholic Beverages by title only. The motion was seconded by Council Member Harris.

Vice-Mayor Smith opened a public hearing to receive public comments on reading the ordinance amending Chapter 3 Governing the License, Purchase, and Sale of Alcoholic Beverages by title only. No one spoke. Vice-Mayor Smith closed the public hearing to receive public comments on reading the ordinance amending Chapter 3 Governing the License, Purchase, and Sale of Alcoholic Beverages by title only.

Vice-Mayor Smith read the ordinance amending Chapter 3 Governing the License, Purchase and Sale of Alcoholic Beverages by title only.

Council Member Harris made a motion for passage and adoption. 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, and Harris; nays: none. The motion carried and ordinance 21-O-12 was passed and adopted.

Vice-Mayor Smith introduced the ordinance adopting Chapter 34, Article VI Governing Mobile Food Units.

Council Member Harris made a motion to read the ordinance adopting Chapter 34, Article VI Governing Mobile Food Units by title only. The motion was seconded by Council Member Roberts.

Vice-Mayor Smith opened a public hearing to receive public comments on reading the ordinance adopting Chapter 34, Article VI Governing Mobile Food Units by title only. No one spoke. Vice-Mayor Smith closed the public hearing to receive public comments on reading the ordinance adopting Chapter 34, Article VI Governing Mobile Food Units by title only.

Vice-Mayor Smith read the ordinance adopting Chapter 34, Article VI Governing Mobile Food Units by title only.

Council Member Jenkins made a motion for passage and adoption. 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, and Harris; nays: none. The motion carried and ordinance 21-O-13 was passed and adopted.

David Baker, 1116 West 17th St, addressed the council on senior citizens not receiving the treatments they should. He stated that the older citizens are not able to go online and fill out the form for help. He stated that they need help.

Joyce Clark, 427 8th St., addressed the council on needing help with repairing her roof. She stated that she could not find the information on the City's website and she stated that it is unfair to citizens who do not have access to the internet.

Council Member Jenkins had no comments.

Council Member Roberts stated that Anniston has no succession plan, and the former leaders have not passed along information. He stated that everyone would rather point the finger than pick up the phone and have a conversation.

Vice-Mayor Smith stated that she is hearing a lot of misinformation that is being put out there. She stated that she cannot fix something that she is not aware of and that all it takes is a phone call.

Council Member Harris stated that she is so proud of the job that Vice-Mayor Smith has done tonight. She stated Vice-Mayor Smith handled it beautifully.

There being no further business to come before the council at that time Council Member Roberts made a motion that the meeting be adjourned. The motion was seconded by Council Member Jenkins; and on call of the roll, the following vote was recorded: ayes: Council Members Jenkins, Roberts, Smith, and Harris; nays: none. The motion carried and the meeting was adjourned at approximately 6:23 o'clock p.m.

Anniston, Alabama

August 17, 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, August 17, 2021, at approximately 5:30 o'clock p.m.

Ciara Smith, Council Member, prayed the Invocation.

Ciara Smith, 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.

Mayor Draper made a motion to adopt the agenda with the additions of items (g) Resolution authorizing acceptance of real property and public works improvements by Calhoun County thereon, (h) motion to authorize the submission of an ALEA Homeland Security Grant for portable radios for the Fire Department, (i) Motion to authorize the purchase of self-contained breathing apparatus (SCBA) using Rescue Fund monies for the Fire Department to the consent agenda and the council will adjourn into executive session at the conclusion of the meeting. 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, Draper; nays: none. The motion carried and the amended agenda was adopted.

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

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the City (21-R-64)
- (b) Motion to approve Memorandum of Understanding (MOU) between Jacksonville State University and the City of Anniston to design a Master Trail Plan (MTP) at Anniston Museum and Gardens
- (c) Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Office Premises Only) alcohol application for YAM Business, LLC d/b/a Sparkle Mart located at 4022 Bynum Leatherwood Road in the police jurisdiction
- (d) Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) alcohol application for Yego Enterprises, Inc. d/b/a 431 Sunoco located at 3801 Hwy 431 N within the police jurisdiction
- (e) Motion to approve the bid for the removing and reroofing of 1025 Gurnee Ave (formerly Moore Printing) to Brown Roofing Co. in the amount of \$94,800.00
- (f) Motion to approve the bid for the repair and resurfacing of the existing 6-lane red running track at the Anniston Sports Complex to Lower Bros. in the amount of \$84,000.00

(g) Resolution authorizing acceptance of real property and public works improvements by Calhoun County thereon (21-R-65)

(h) Motion to authorize the submission of an ALEA Homeland Security Grant for portable radios for the Fire Department

(i) Motion to authorize the purchase of Self-contained Breathing Apparatus (SCBA) using Rescue Fund monies for the Fire Department

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, Draper; nays: none. The motion carried and the consent agenda was approved.

Council Member Roberts asked everyone to go support their local high school football team.

Mayor Draper made a motion to adjourn into executive session for the purpose of discussing the sale, exchange, or lease of real property; the council will not reconvene after the executive session to discuss or vote on matters discussed in the executive session.

Bruce Downey, City Attorney, comments were inaudible.

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, Draper; nays: none. The motion carried and the council adjourned into executive session at approximately at 5:36 o'clock p.m.

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: Main Street

Your name: Gretchen Richards Home Phone #: [REDACTED]

Street address: [REDACTED] City: Anniston Zip Code: 36207

Mailing address (if different): _____

Employer: _____

Your position: _____ 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.

N/A

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.**

Advocate for Hamilton Mill Area planning and development in Northern Gwinnett, GA. Involved in Comprehensive planning 2000-2004. Co-Chair Functional and Access Needs in Disasters 2017-Present Gov. Ivey State Taskforce. PhD - Higher Ed Leadership, MS Public Safety Leadership, BS Criminal Justice, AA Bus. Adm - Accounting. Member of National Taskforce, ASPA, + EWF.

Return to:

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

E-Mail: citymanager@anniston.al.gov
Telephone: 256-231-7705
Fax: 256-236-7632

Signature: Gretchen Richards

Date: June 16, 2021

Email: [REDACTED]

Fax #: _____

PUBLIC HEARING



CITY OF ANNISTON

FINANCE DEPARTMENT FACT SHEET

TO: CITY COUNCIL AND CITY MANAGER
FROM: JULIE BORRELLI, FINANCE DIRECTOR
SUBJECT: AMAL LLC
DATE: 9/1/2021
CC:

- Formal action is required for Lounge Retail Liquor - Class II (Package) application.
- Located in the corporate city limits at 3006 McClellan Blvd, Anniston, AL 36201.
- The Police Department provided a background check which showed no criminal activity.

UNFINISHED BUSINESS

RESOLUTION NO. 21-R-___

A RESOLUTION ADOPTING THE BUDGET FOR FISCAL YEAR 2022

WHEREAS, the Code of Alabama 1975 title 45, Chapter 8A-Article 2 provides for the process, review, and adoption of an annual budget; and

WHEREAS, a public hearing on the proposed FY 2022 Annual Budget was held on August 3, 2021;

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

Section 1. That the budget attached hereto which each Council Member acknowledges having read and reviewed is hereby adopted as the Budget for the City of Anniston, Alabama for the Fiscal Year 2022.

Section 2. That the City Manager and the City Clerk shall certify the same as being the Budget for the City of Anniston and file the same in the office of the Director of Finance.

Section 3. That said Budget so certified shall be reproduced and sufficient copies be made available for use by all offices, departments, boards, and agencies of the City of Anniston and for use of interested persons.

PASSED AND ADOPTED this **7th** day of **September, 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



CITY OF ANNISTON
P.O. Box 2168
ANNISTON, AL 36202

September 7, 2021

In accordance with the Council-Manager Act, we do hereby certify that the attached document is the legal budget of the City of Anniston for the Fiscal Year ending September 30, 2022.

City Manager

City Clerk

CONSENT AGENDA

RESOLUTION NUMBER 21-R-___

A RESOLUTION APPOINTING MEMBER(S) TO MAIN STREET ANNISTON 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 Main Street Anniston 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 Main Street Anniston 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 7th day of **September, 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

EXHIBIT "A"

MAIN STREET ANNISTON BOARD

Board Positions	Nominations	Board Member Name	Expiration Date	Explanation
1	Mayor	Gretchen Richards	05/31/2023	Appointment

RESOLUTION NO. 21-R-__

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE STATE OF ALABAMA ACTING BY AND THROUGH THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR SAFETY IMPROVEMENTS ON GREENBRIER DEAR ROAD

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

- Section 1.** That the City of Anniston, Alabama, enter into an Agreement with the State of Alabama, acting by and through the Alabama Department of Transportation for safety improvements on CR-198 (Greenbrier Dear Road) from west of Christine Avenue to Hillyer Robinson Industrial Parkway in the City of Anniston; Project STPOA-7407(601); CPMS Ref #100054928;
- Section 2.** That the Agreement be executed in the name of the City, by its Mayor, for and on its behalf;
- Section 3.** That the Agreement be attested by the City Clerk and the seal of the City affixed thereto.

PASSED AND ADOPTED on 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