

Anniston, Alabama

January 18, 2022

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 18, 2022, at approximately 5:33 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.

Council Member Smith made a motion to waive the reading of and approve the minutes of the January 18, 2022 regular 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 January 18, 2022 regular meeting minutes were approved.

Mayor Draper made a motion to adopt the agenda with the addition of item (I) a motion to commit previously budgeted funds for an economic impact study on Horse Trails in partnership with the County Commission to the consent 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 amended agenda was adopted.

Mayor Draper read the following addresses for the record: 2830 Moore Ave, 21 West 19th St., 32 Avenue B, 1818 McKleroy Ave., 812 West 19th St., 1105 Emory Pl., 2128 Thomas Ave, 1716 Johnston Dr., 2016 Noble St.

Mayor Draper opened a public hearing to hear public comments over-ruling the abatement of identified public nuisances. Group 2021-07 Grass/Debris/Vehicle. No one spoke. Mayor Draper closed the public hearing to hear public comments over-ruling the abatement of identified public nuisances. Group 2021-07 Grass/Debris/Vehicle.

Mayor Draper opened a public hearing to hear public comments regarding vacating a portion of Walnut Avenue. No one spoke. Mayor Draper closed the public hearing to hear public comments regarding vacating a portion of Walnut Avenue.

Mayor Draper opened a public hearing to hear public comments regarding an alcohol license application for Cheaha Mountain Brew Pub. No one spoke. Mayor Draper closed the public hearing to hear public comments regarding an alcohol license application for Cheaha Mountain Brew Pub.

Mayor Draper made a motion to approve the consent agenda:

- (a) Resolution over-ruling objections to the abatement of identified nuisances Group 2021-07 (22-R-3)
- (b) Resolution declaring a reported condition to be a public nuisance. Group 2022-01 (22-R-4)
- (c) Resolution amending Resolution 21-R-47 designating Juneteenth as a City Holiday (22-R-5)
- (d) Motion to approve the bid for the purchase of one (1) 2022 Super Duty F-250 or comparable model for the Police Department to Sunny King Ford in the amount of \$66,165.00.
- (e) Motion to approve the bid for fabrication of the Anniston Museum of Natural History hands-on exhibit Force Factory to Southern Customs Exhibits in the amount of \$439,924.00
- (f) Motion to approve a Restaurant Retail Liquor license application for Coldwater Mountain Brew Pub LLC d/b/a Coldwater Mountain Brew Pub located at 1208 Walnut Avenue within the corporate city limits
- (g) Motion to amend Policy and Procedure Manual Section (D) Reimbursement of Accumulated Leave to state: Upon retirement or separation from employment in good standing from City service, employees who have completed at least six (6) months of service shall be paid all accrued but unused PTO hours and shall be entitled to be paid for one-half of their accumulated Paid Critical Leave (PCL) up to a maximum of 600 hours. Employees who are discharged for cause or who quit without the required minimum of two (2) weeks-notice shall forfeit their accrued PTO hours and accumulated PCL.
- (h) Motion to amend Policy and Procedure Manual Section F (2) to state: Employees who are discharged for cause or who quit without the required minimum of two (2) weeks-notice shall forfeit their PCL hours.
- (i) Motion to commit previously budgeted funds for an economic impact study on Horse Trails in partnership with the County Commission

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

Council Member Jenkins made a motion for passage and adoption of Resolution vacating a portion of Walnut Avenue of Walnut Avenue from W 12th Street to W 13th Street. The motion was seconded by Council Member Roberts.

Mayor Draper made a motion to amend the resolution such that the terminus point of the western end of the street vacation would be at the North end of 12th street. 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, Draper; nays: none. The motion carried.

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 resolution was passed and adopted.

Council Member Jenkins stated that they are seeing investment all over the community. He stated that they have a new sense of pride and desire to see Anniston grow.

Council Member Roberts stated that they are trying to educate the city and community on the way they are trying to move forward. He stated that whatever they can do to help, let the council know.

Council Member Smith stated that the most persistent and urgent question is, what will Anniston be known for? She stated that she will be having a town hall meeting Thursday January 27th at South Highland Community Center to have an open conversation that is necessary.

Council Member Harris stated that is great to see Anniston turning the corner. She stated that every time they have a meeting, there is something new coming about. She thanked the Parks and Recreation Department for all they are doing with the warming stations for the homeless.

Mayor Draper stated that there are really great things going on in Anniston. He stated that it takes everyone working together.

Mayor Draper made a motion to convene an Executive Session for the Council to discuss with the City Attorney the legal ramifications of and legal options for pending litigation, controversies not yet being litigated but imminently likely to be litigated, and/or controversies imminently likely to be litigated if the governmental body pursues a proposed course of action and will be returning and reconvening their regular business session.

Bruce Downey, City Attorney, stated that per the open meetings act the council's intended discussion does fit within that exception.

The motion was seconded by Council Smith 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 was convened into executive session at 5:53 p.m.

Mayor Draper made a motion to reconvene 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 meeting was reconvened at 6:16 p.m.

Mayor Draper stated that the executive session pertained to the opioid litigation that the city filed a couple of years ago.

Bruce Downey read the following motion for the record: a motion to authorize the city manager to execute the opioid settlement agreement reached between the State of Alabama Endo Health Solutions Incorporated and Endo Pharmaceuticals Inc.

Council Member Roberts made a motion to authorize the city manager to execute the opioid settlement agreement reached between the State of Alabama Endo Health Solutions Incorporated and Endo Pharmaceuticals Inc. 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, Draper; nays: none. The motion carried.

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 6:18 p.m. o'clock p.m.