

**CITY OF ANNISTON**  
**February 15, 2022**  
**5:30 P.M.**

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
  - February 1, 2022 Regular meeting
- **ADDITIONS/DELETIONS TO THE AGENDA**
- **ADOPTION OF AGENDA**

**I. 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 a 011 – Lounge Retail Liquor – Class I application for Live Lounge LLC d/b/a Live Lounge located at 320 S Quintard Avenue inside the corporate city limits

**II. UNFINISHED BUSINESS – None**

**III. CONSENT AGENDA**

- (a)** Resolution directing installation of Fire Hydrant
- (b)** Resolution declaring various vehicles/equipment and personal property as surplus and authorizing the disposal of said property
- (c)** Resolution adopting Multi-Jurisdictional Hazard Mitigation Plan
- (d)** Motion to approve a 011 – Lounge Retail Liquor – Class I application for Live Lounge LLC d/b/a Live Lounge located at 320 S Quintard Avenue inside the corporate city limits
- (e)** Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) application for Amoco Food Mart Inc., d/b/a Amoco Food Mart located at 1000 W 15<sup>th</sup> Street inside the corporate city limits
- (f)** Motion to approve the bids for removal and re-roofing of the property located at 1025 & 1029 Gurnee Avenue to GMC Blue Services Inc., in the amount of \$83,700.00

#### IV. RESOLUTIONS

- (a) Resolution authorizing an amendment to Program Year 2021 Annual Action Plan under the HOME Investment Partnerships American Rescue Plan Program (HOME-ARP) for submission of the HOME-ARP Allocation Plan

#### 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.

- (a) Tammy Hall  
(b) Gerald Grizzard  
(c) Wayne Willis

#### VII. COUNCIL COMMENTS

#### ADJOURNMENT

## MINUTES

Anniston, Alabama

February 1, 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, February 1, 2022, at approximately 5:30 o'clock p.m.

Dr. Margaret Bateman, prayed the Invocation.

Dr. Margaret Bateman, led the Pledge of Allegiance to the Flag.

Vice-Mayor 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 Roberts 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 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 January 18, 2022 regular meeting minutes were approved.

Vice-Mayor Smith 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 read the following addresses for the record: 2300 Wilmer Ave, 429 Glenaddie Ave, 1814 Cobb Ave, 105 Central Ave, 1800 Leighton Ave, 1205 Kilby Terrace, 2028 Thomas Ave, 2329 Walnut Ave, 1715 Johnston Dr., 1612 McCall Drive.

Vice-Mayor Smith opened a public hearing to receive public comments over-ruling the abatement of identified public nuisances. Group 2022-01 Grass/Debris/Vehicle. No one spoke. Vice-Mayor Smith closed the public hearing to receive public comments over-ruling the abatement of identified public nuisances. Group 2022-01 Grass/Debris/Vehicle.

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

- (a) Resolution over-ruling objections to the abatement of identified nuisances. Group 2022-01 (22-R-06)

- (b) Resolution declaring various vehicles and pieces of equipment as surplus and authorizing the sale (22-R-07)

- (c) Resolution authorizing a Professional Engineering Services Agreement with Gonzales-Strength & Associates, Inc. (22-R-08)

- (d) Resolution authorizing a Professional Services Agreement with Sara Byard Consulting, LLC (22-R-09)

(e) Motion to approve the bids for demolition of ten (10) substandard structures to EMTEK in the amount of \$34,000.00 for five (5) structures and to Teague Hauling & Demolition in the amount of \$40,000.00 for five (5) structures utilizing CDBG funds for a total of \$74,000.00

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 consent agenda was approved.

Travis Bradford, 604 East 22<sup>nd</sup> St, addressed the council on revising the debris ordinance and offered suggestions.

Council Member Jenkins had no comment.

Council Member Roberts thanked Dr. Bateman for her prayer. He stated that as they start this new month, start it with love. He stated that Council Member Smith's town hall meeting was great and that they are trying to help others be self-sufficient.

Council Member Harris stated that Dr. Bateman's prayer was one of the most beautiful prayers that she has heard.

Vice-Mayor Smith thanked Dr. Bateman for her intentional prayer and Mr. Bradford for bringing forth his debris proposal.

There being no further business to come before the council at that time Vice-Mayor Smith 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, and Harris; nays: none. The motion carried and the meeting was adjourned at approximately 5:44 p.m. o'clock p.m.

# CONSENT AGENDA

**RESOLUTION NO. 22-R-\_\_\_\_**

**A RESOLUTION DIRECTING INSTALLATION OF FIRE HYDRANT**

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

**Section 1:** That fire hydrants are, hereby, ordered installed at the following location:

Approximately 2200 feet south of Stem Avenue on the east side of Rocky Hollow Road

**Section 2:** That the City Clerk, of the City of Anniston, Alabama, mail copies of this resolution to the Chief of the Fire Department of the City and to the Water Works and Sewer Board of the City, which said Board is to install said fire hydrants.

**PASSED AND APPROVED** this 15<sup>th</sup> day of February, 2022.

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

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

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

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

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

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

Attest:

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

**RESOLUTION NO. 22-R-\_\_\_\_**

**A RESOLUTION DECLARING VARIOUS VEHICLES/EQUIPMENT AND PERSONAL PROPERTY  
AS SURPLUS AND AUTHORIZING THE DISPOSAL OF SAID PROPERTY**

**WHEREAS**, the City Council of the City of Anniston, Alabama, hereby finds that those certain motor vehicles/equipment and 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 disposing of said motor vehicles/equipment and personal property.

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

**Section 1.** That those certain motor vehicles/equipment and 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 to destroy/dispose of and/or sell said motor vehicles/equipment and personal property referenced on Exhibit "A" attached hereto and incorporated herein and to execute title certificates, bills of sale or other documents of conveyance to the purchasers, provided, however, that all sales of motor vehicles/equipment and personal property 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 **15<sup>th</sup>** day of **February, 2022.**

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

<u>Year</u>	<u>Make</u>	<u>Model</u>	<u>Unit</u>	<u>Mileage</u>	<u>VIN</u>	
2009	Ford	Crown Victoria	5309	*100,607	2FAHP71V69X145579	odometer no longer works this is last know mileage
2014	Dodge	Charger	5314	67,083	2C3CDXAG2EH172639	wrecked
2008	Chevrolet	Impala	5303	131,170	2G1WS553989249668	
2005	Ford	F250	5230	129,778	1FTSW20535EC07202	

<u>Case #</u>	<u>Description</u>	<u>Serial #</u>
050818033	Approximately 80 DVD cases, 1500 CD cases, 4 Portable DVD Players (1 Polaroid; 3 Venturer) 5 nylon CD cases	
160615025	1 black Vizio 42" HDTV	LAQKNRFP4715205
	1 black Element HDTV	J1000227370003961
	1 black/green Coleman Powermate 4000 Generator	70950749
	1 blue Chicago Electric 3500	Unknown
	4 Chrome 20" VCT rims and tires	
161102044	Orange & Black 16" Mongoose Mutant Bicycle	SNFSD12M11208
180503023	Blue & Gray Thruster Trick Bike	G1207025144
180707109	Pink Mongoose XR 75 Bicycle Model H3475WM	SNFSD10MH6245
201004028	Blue Trek Marlin Bicycle	WTU123JC0527R
201114036	Blue & Black Children's Hyper Shocker 20" Bicycle	TL18L027973
210512015	Brown Leather Briefcase	
210517105	Tan/Gray Camelbak containing misc. rags, sunglasses, 1 speaker, 1 wallet	
210710053	Black purse with 1 black charging block, misc. makeup, 1 black vape	
210819090	Orange Wild Side Free Spirit Bicycle	507457130

**RESOLUTION NO. 22-R-\_\_**

**ADOPTING MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

WHEREAS, the Disaster Mitigation Act of 2000 requires local jurisdictions, including municipalities, to have a hazard mitigation plan;

WHEREAS, the City of Anniston must update its hazard mitigation plan every five years to maintain eligibility for certain hazard mitigation funds administered by FEMA;

WHEREAS, the Council recognizes the vulnerability of the City of Anniston's resources, property, and operations to the impacts of disasters and emergencies;

WHEREAS, by adopting the updated hazard mitigation plan, the Council will help ensure the long-term viability of the jurisdiction and lessen the effects to its residents from recurring damage due to natural hazards;

WHEREAS, FEMA has reviewed the updated Division G, Phase 2 Multi-Jurisdictional Hazard Mitigation Plan, as adopted by the Calhoun County Commission, and FEMA has determined that the plan meets all planning requirements.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Anniston, Alabama that the Division G, Phase 2 Multi-Jurisdictional Hazard Mitigation Plan is hereby adopted and shall serve as the regional hazard mitigation plan for the City of Anniston, Alabama.

PASSED AND ADOPTED on this the **15<sup>th</sup>** day of **February, 2022**.

COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

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Jack Draper, Mayor

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Jay Jenkins, Council Member

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Demetric Roberts, Council Member

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Ciara Smith, Council Member

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Millie Harris, Council Member

ATTEST:

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Skyler Bass, City Clerk



## 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:** LIVE LOUNGE LLC DBA LIVE LOUNGE.  
**DATE:** 2/8/2022  
**CC:**

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- 🌐 A public hearing is required before formal action is taken on the 011 - Lounge Retail Liquor – Class I for LIVE LOUNGE LLC dba LIVE LOUNGE.
- 🌐 The business is located in the city police jurisdiction at 320 S QUINTARD AVENUE, ANNISTON, AL 36201.
- 🌐 The Police Department background check found no criminal history.



## 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:** AMOCO FOODMART INC DBA AMOCO FOODMART  
**DATE:** 2/8/2022  
**CC:**

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- 🌐 Formal action is required for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only)
- 🌐 Located inside the City Limits at 1000 WEST 15<sup>TH</sup> ST, Anniston, AL 36201.
- 🌐 Police background check showed no criminal activity.

## **FACT SHEET**

**SUBJECT:** Evaluation of bids for the removing and re-roofing of 1025 Gurnee Ave (formerly Moore Printing).

### **VENDORS SUBMITTING BIDS**

Tillco Construction	\$265,120.00
Johns and Kirksey Inc.	\$122,200.00
Alabama Roofing & Sheet Metal Co Inc.	\$118,300.00
GMC Blue Service Inc.	\$83,700.00

**RECOMMENDATION:** The bid should be awarded to the lowest bidder, GMC Blue Services Inc. for the amount of \$83,700.00.

## **RESOLUTIONS**

**RESOLUTION NUMBER 22-R-\_\_\_**

**2021 HUD ACTION PLAN SUBSTANTIAL AMENDMENT: HOME-APR ALLOCATION PLAN**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA, AUTHORIZING AN AMENDMENT TO PROGRAM YEAR 2021 ANNUAL ACTION PLAN UNDER THE HOME INVESTMENT PARTNERSHIPS AMERICAN RESCUE PLAN PROGRAM (HOME-ARP) FOR SUBMISSION OF THE HOME-ARP ALLOCATION PLAN**

**WHEREAS**, the City of Anniston has been designated as “Participating Jurisdiction” and therefore receives direct annual funding from the U.S. Department of Housing and Urban Development (HUD) for the Home Investment Partnerships Act (HOME) Program;

**WHEREAS**, the City of Anniston has been allocated a total of \$1,454,489.00 through the American Rescue Plan (ARP) Act to assist individuals or households who are homeless, at risk of homelessness, and other vulnerable populations, by providing housing, rental assistance, supportive services, and non-congregate shelter, to reduce homelessness and increase housing stability. These grant funds will be administered through HUD’s HOME Investment Partnerships Program (HOME).

**WHEREAS**, the City of Anniston has prepared the HOME-ARP Allocation Plan and accepted grant applications for funding and submit a Substantial Amendment to the 2021 Annual Actions Plan to allocated funding and program implementation as detailed below; and

<b>HOME-APR FUNDING RECOMMENDATIONS</b>			
<b>Organization</b>	<b>Funding Category</b>	<b>Project Description</b>	<b>FUNDING RECOMMENDATIONS</b>
Fresh Start Home, LLC	Production of Affordable Rental Housing	18-unit apartment building located on North of BAE in Anniston	\$ 1,216,315.65
All Saints Interfaith Center of Concern	TBRA	Financial assistance to those facing eviction	\$ 20,000.00
City of Anniston Admin/Planning – HOME-ARP	HOME-ARP Administration/Planning 10%	HOME-ARP Administration/Planning 10%	\$ 218,173.35
<b>TOTAL</b>			<b>\$ 1,454,489.00</b>

**WHEREAS**, the Public Notice has been published and public meeting held for the HUD- required 15-day citizen participation, review and comment period;

**PASSED and ADOPTED** this **15<sup>th</sup>** day of **February, 2022**.

CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

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Jack Draper, Mayor

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Jay Jenkins, Council Member

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Demetric Roberts, Council Member

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Ciara Smith, Council Member

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Millie Harris, Council Member

ATTEST:

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Skyler Bass, City Clerk