

CITY OF ANNISTON

April 5, 2022

5:30 P.M.

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
 - March 15, 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.

II. UNFINISHED BUSINESS – None

III. CONSENT AGENDA

- (a)** Motion to approve bid for the purchase of battery upgrades for multiple solar-powered trailers for the Police Department to Vetted Security Solutions in the amount of \$31,250.00
- (b)** Motion to designate Mayor Draper as the official Voting Delegate and Councilwoman Millie Harris as the 1st Alternate Voting Delegate during the Annual Business Meeting of the Alabama League of Municipalities held May 11 – 14, 2022

IV. RESOLUTIONS

- (a)** Resolution authorizing the submission of a grant application to the Economic Development Administration under the Public Works and Economic Adjustment Assistance Program

V. MOTIONS

- (a) Motion to reject the bids for new restrooms at Anniston Museum Natural History due to excessively exceeds FY22 budgetary constraints.

VI. ADDITIONAL OR OTHER MATTERS THAT MAY COME BEFORE COUNCIL

VII. 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) Richard Jackson – 2317 Noble Street
- (b) Glen Ray
- (c) Bakari Mackey – 1910 Walnut Avenue

VIII. COUNCIL COMMENTS

ADJOURNMENT

MINUTES

Anniston, Alabama

March 15, 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, March 15, 2022, 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 Smith made a motion to waive the reading of and approve the minutes of the March 1, 2022 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 March 1, 2022 regular meeting minutes were approved.

Mayor Draper made a motion to adopt the agenda with the removal of item (c) a motion to approve the bid for new restrooms at Anniston Museum Natural History to Bradshaw & Pitts in the amount of \$160,700.00 from the consent agenda and the removal of a motion to suspend the rule requiring the City Council to meet in the first Tuesday of April, 2022. 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 amended agenda was adopted.

Mayor Draper opened a public hearing to receive public comments regarding consideration of a resolution approving an amendment to that certain Development Agreement between Blackwater Development Company, LLC and the City in order to provide for, promote and incentivize the development of approximately 37.34 acres of commercial property belonging to the City. No one spoke. Mayor Draper closed the public hearing to receive public comments regarding consideration of a resolution approving an amendment to that certain Development Agreement between Blackwater Development Company, LLC and the City in order to provide for, promote and incentivize the development of approximately 37.34 acres of commercial property belonging to the City.

Mayor Draper opened a public hearing to receive public comments regarding consideration of a Lounge Retail Liquor –Class I alcohol license for the Lush Garden LLC d/b/a The Lush Garden located at 209 E 7th Street within the corporate city limits.

Cotina and Courtney Stroud addressed the council on their excitement in moving forward with this new venture.

Mayor Draper closed the public hearing to receive public comments regarding consideration of a Lounge Retail Liquor –Class I alcohol license for the Lush Garden LLC d/b/a The Lush Garden located at 209 E 7th Street within the corporate city limits.

Mayor Draper made a motion to approve the consent agenda:

- (a) Resolution reappointing members to the McClellan Development Authority (22-R-15)
- (b) Resolution appointing member to the Historic Preservation Commission (22-R-16)
- (c) Motion to approve a Lounge Retail Liquor—Class I alcohol license for The Lush Garden LLC d/b/a The Lush Garden located at 209 E 7th Street within the corporate city limits
- (d) Motion to approve a Special Events Retail Alcohol License for City of Anniston d/b/a Noble Street Festival on Saturday, April 9, 2022 within the corporate limits on Noble Street

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

Mayor Draper introduced a resolution authorizing First Amendment to Development Agreement between the City of Anniston, Alabama and Blackwater Development Company, LLC

Mayor Draper made a motion for passage and adoption of a resolution authorizing First Amendment to Development Agreement between the City of Anniston, Alabama and Blackwater Development Company, LLC. 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 and Draper; nays: none. The motion carried and the resolution was adopted.

Jim Pritchett, 2116 West “C” Street, Anniston, AL 36201, addressed the council on amending the wrecker ordinance.

Lance Dyer, 207 Shipley Road, Anniston, AL 36207, addressed the council on the fight against prescription drugs and opioids and how the council can help the community.

Council Member Harris stated that this is a great time for the City of Anniston and there is more to come. She stated that she agrees with Mr. Dyer, that they are losing the battle against drugs and they need to do something about it.

Council Member Smith stated that she understands the importance of getting drugs off the street. She stated that the City does have some amazing things going on.

Council Member Roberts stated that he is overjoyed that the room is overflowed. He stated that they are overflowed with considered citizens and business leaders.

Council Member Jenkins stated that he is more excited by the concerned citizens that are in the room. He stated that they are proud to be their leaders and serve the community.

Mayor Draper stated that they are all in this together and a lot of new businesses are coming to Anniston. He stated that legislation can and should be a process because you have to see the impact.

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 5:53 p.m. o'clock p.m.

CONSENT AGENDA

FACT SHEET

SUBJECT: Evaluation of bids for the purchase of battery upgrades for multiple solar-powered trailers for the Police Department.

FACTS: General Fund Expenditure

VENDORS SUBMITTING BIDS

Vetted Security Solutions	\$7,812.50/Unit Price	\$ 31,250.00/Total Price
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RECOMMENDATION: The bid should be awarded to Vetted Security Solutions for the total price of \$31,250.00.

RESOLUTIONS

RESOLUTION NO. 22 - ____

A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE ECONOMIC DEVELOPMENT ADMINISTRATION UNDER THE PUBLIC WORKS AND ECONOMIC ADJUSTMENT ASSISTANCE PROGRAM

WHEREAS the Economic Development Administration has the authority to award grants under the Public Works and Economic Adjustment Assistance Program; and

WHEREAS the City of Anniston needs grant assistance to prepare a master plan for trail development that will serve the museums and botanical gardens property and further the ecotourism initiative for economic development throughout the region.

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

1. The City of Anniston is authorized to submit a grant application in the amount of \$62,000 under said program;
2. The City of Anniston will commit \$15,500 in local match; and
3. That the Mayor of the City of Anniston is authorized to sign all documents to secure said grant.

PASSED and ADOPTED this the **5th** day of **April, 2022**.

THE 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 EXPLANATION

PURPOSE: Authorize submission of grant application and commit local match

PROGRAM: Public Works and Economic Adjustment Assistance (PWEAA)

AGENCY: Economic Development Administration (EDA)

DEADLINE: Rolling Deadline

PROJECT DESCRIPTION:

The preparation of a Master Plan for trail development on the property that serves the Anniston Museum of Natural History, the Berman Museum, and the Longleaf Botanical Gardens. EDA funds will focus on master planning and Jacksonville State University will be responsible for updating the Economic Impact Study to include the proposed project.

GRANT/LOCAL FUNDING:

EDA Grant	\$ 62,000
Local Share	\$ 15,500
TOTAL	\$77,500

PREPARED BY: Sara Byard, Byard Consulting, LLC 3/28/2022