

CITY OF ANNISTON
July 5, 2022
5:30 P.M.

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
 - June 28, 2022 Regular meeting
- **ADDITIONS/DELETIONS TO THE AGENDA**
- **ADOPTION OF AGENDA**

I. BOARD CONFIRMATION HEARING

- (a)** Steve Fambrough – Historic Preservation Commission

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.

III. UNFINISHED BUSINESS

- (a)** Motion to approve a 160 – Special Retail – More Than 30 Days application for The Oaks on Cherokee LLC d/b/a The Oaks on Cherokee located at 201 Cherokee Trail within the police jurisdiction
- (b)** Motion to approve a Bingo Permit to 7 Springs Ministries located at 33 Old Gadsden Hwy, Anniston, Alabama 36201

IV. CONSENT AGENDA

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the City
- (b) Resolution appointing a member to the Anniston Historic Preservation Commission
- (c) Resolution amending the Community Development Block Grant (CDBG) allocations for Fiscal Year 2021
- (d) Motion to award bid for purchase of denim work jeans, t-shirts, and jackets for Public Works and Parks and Recreation Departments

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

CONSENT AGENDA

RESOLUTION NO. 22-R-__

**A RESOLUTION AUTHORIZING REIMBURSEMENTS TO CITY OFFICIALS FOR EXPENSES
INCURRED WHILE TRAVELING AWAY FROM THE CITY**

BE IT RESOLVED, by the City Council of the City of Anniston, Alabama, that reimbursement is made by the City of Anniston, Alabama, as follows:

- a. \$89.32 to Lee Willis, Building Division of Building and Safety, for reimbursement while attending Elevation Certificate Basics Workshop in Birmingham, AL on June 16, 2022.

PASSED AND ADOPTED this 5th day of **July, 2022**

**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:_____
Mille Harris, Council Member

ATTEST:

Skyler Bass, City Clerk

RESOLUTION NUMBER 22-R-___

**A RESOLUTION APPOINTING A MEMBER TO THE ANNISTON HISTORIC
PRESERVATION COMMISSION**

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 Anniston Historic Preservation Commission;

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 Anniston Historic Preservation Commission 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 **5th** day of **July, 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"

ANNISTON HISTORIC PRESERVATION COMMISSION

| Board Positions | Nominations | Board Member Name | Expiration Date | Explanation |
|------------------------|--------------------|--------------------------|------------------------|--------------------|
| 8 | City Manager | Steve Fambrough | 12/31/2025 | Appointment |
| | | | | |

RESOLUTION NUMBER 22-R-_____

**PROPOSED AMENDED 2018, 2019, & 2020 ACTION PLANS REALLOCATION OF CDBG -
WORLD CHANGERS**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ANNISTON,
ALABAMA, AMENDING THE COMMUNITY DEVELOPMENT BLOCK GRANT
ALLOCATIONS FOR FISCAL YEAR 2021**

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

WHEREAS, the City is hereby amending 2018, 2019, and 2020 Annual Action Plans to reallocate a total of **\$16,903.91** in unexpended CDBG funds to the World Changers for Housing Rehabilitation Program, as noted in the table below; and

| Grant | Year | Approved Uses/Proposed Transfers | Proposed Change |
|-----------------------------------|------|--|----------------------|
| CDBG | 2018 | City of Anniston PARD-Pool Fence at Nettles Park | (\$7,500.00) |
| CDBG | 2018 | City of Anniston PARD-Vertical Lift at Senior Center | (\$310.00) |
| CDBG | 2018 | St. Michael's Community Services - Facility Repairs | (\$1,050.00) |
| CDBG | 2018 | Uncommitted in IDIS | (\$3,768.91) |
| CDBG | 2019 | Uncommitted in IDIS | (\$1,785.00) |
| CDBG | 2020 | Uncommitted in IDIS | (\$2,490.00) |
| Proposed Recaptured Funds | | | (\$16,903.91) |
| CDBG | 2018 | World Changers - Home Repairs | \$12,628.91 |
| CDBG | 2019 | World Changers - Home Repairs | \$1,785.00 |
| CDBG | 2020 | World Changers - Home Repairs | \$2,490.00 |
| Subtotal Reallocated Funds | | | \$16,903.91 |
| TOTAL REALLOCATION | | | \$16,903.91 |

WHEREAS, this Substantial Amendment to the 2018, 2019 and 2020 Annual Action Plans has been published for the HUD-required 30-day citizen participation, review and comment period;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Anniston, Alabama, that the City Manager is hereby authorized to sign the agreement and all documentation relating to the amendment.

PASSED and ADOPTED this **5th** day of **July, 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