

CITY OF ANNISTON

August 15, 2023

5:30 P.M.

- INVOCATION
- PLEDGE OF ALLEGIANCE
- CALL TO ORDER
- ROLL CALL
- READING/APPROVAL OF MINUTES OF PREVIOUS MEETING
 - August 1, 2023
- ADDITIONS/DELETIONS TO THE AGENDA
- ADOPTION OF AGENDA

I. RECOGNITIONS

Special Recognition of the Organizations/Agencies who have supported the City of Anniston's Youth Empowered for Success Program (YES)

- ▲ The Anniston Public Library
- ▲ The Anniston Museum and Gardens
- ▲ The Anniston Water Works and Sewer Board
- ▲ The Boys and Girls Club of East Central Alabama
- ▲ The Pediatric Care Center of Northeast Alabama

II. BOARD CONFIRMATION

- (a) McClellan Development Authority – Chris Collins
- (b) Anniston Museums & Garden – Shawn Crawford

III. 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 the Proposed FY 2023 City Manager's Recommended Budget

IV. UNFINISHED BUSINESS

V. CONSENT AGENDA

- (a) Resolution over-ruling objections to the abatement of identified nuisances Grp 2023-02
- (b) Resolution appointing member(s) to the McClellan Development Authority
- (c) Resolution authorizing the submission of a grant application through the Recreational Trails Grant Program for trailhead restroom improvements at Michael Tucker Park
- (d) Motion to approve Shawn Crawford to Position 6 in the unexpired term ending October 31, 2026 of the Anniston Museums and Garden Board
- (e) Motion to approve a revision to the Pay and Classification Plan adding “Cemetery Sexton” and reclassifying “Program Coordinator – CDBG” to “Community Development Coordinator and change from pay grade 7 to pay grade 10

VI. RESOLUTIONS

- (a) Resolution authorizing expenditure of Opioid Settlement Funds
- (b) Resolution adopting the budget for Fiscal Year 2024

VII. ORDINANCES

- (a) Ordinance declaring surplus real property and authorizing Lease of the same **1st Reading**
- (b) Ordinance amending Chapter 29½, Article I of the Code of the City of Anniston, Alabama, 1981 Governing Stormwater Management Regulation **1st Reading**

VIII. ADDITIONAL OR OTHER MATTERS THAT MAY COME BEFORE COUNCIL

IX. 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.

COUNCIL COMMENTS

ADJOURNMENT

MINUTES

Anniston, Alabama

August 1, 2023

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 1, 2023, at approximately 5:30 o'clock p.m.

Jay Jenkins, Council Member, prayed the Invocation.

Jay Jenkins, 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. 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 July 18, 2023 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 July 18, 2023 regular meeting minutes were approved.

Council Member Smith made a motion to waive the reading of and approve the minutes of the July 24, 2023 special called meeting. The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Smith, Harris, and Draper; abstentions: Council Member Jenkins and Roberts; nays: none. The motion carried and the July 24, 2023 special called meeting minutes were approved.

Mayor Draper made a motion to adopt the agenda with the addition of a public hearing for the overruling objections to abatement of identified nuisances. 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 opened a public hearing to receive public comment on the overruling objections to abatement of identified nuisances.

Mayor Draper read the following addresses for the record: 2920 Noble, 1912 Walnut, 1505 Hannah, 1125 Ferron, 1118 Ferron, 418 Palmetto, 416 Palmetto (front), 416 Palmetto (rear), 701 Mulberry, 706 Mulberry, 601 Mulberry, 2730 Old Quintard Ave, 200 E. 27th, 2701 Old Quintard Ave, 1603 Cobb, 1325 Crawford, 208 McArthur, 1500 Valley Place, 1604 Moore, 2613 Moore.

Calvin Brown, 1604 Moore Ave, addressed the council that this morning he went over and started cutting the grass. He will be selling the property to his brother and will fix the roof and paint.

Tana Bryant, Senior Code Enforcement Officer, stated that Mr. Brown will discuss the property 1604 Moore with her tomorrow.

Mayor Draper closed the public hearing to receive public comment on the overruling objections to abatement of identified nuisances.

Mayor Draper made a motion to approve the consent agenda:

- (a) Resolution adopting 2023-2027 Consolidated Plan and the 2023 Annual Action Plan budget for the City of Anniston's Community Development Block Grant Program and the Anniston/Calhoun County HOME Consortium's HOME Program (23-R-35)
- (b) Motion to approve the bid for resurfacing of a portion of E 18th Street, E 19th Street and Legrande Avenue to Alabama Grading and Excavation in the amount of \$117,590.00
- (c) Motion to approve the bid for abatement & selective demolition for the Anniston Historic Courthouse (new City Hall) at 1129 Noble Street to Bradshaw & Pitts in the amount of \$627,200.00
- (d) Motion to approve a Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) alcohol license application for Hyo Cha Andrews d/b/a Sevens Food Mart located at 831 W 15th Street inside the corporate city limits

Mayor Draper presented the Ordinance amending Chapter 3, Article VIII of the Code of Ordinances Establishing the Downtown Anniston Arts and Entertainment District (1st Reading)

Council Member Roberts made a motion to read the ordinance by title-only. The motion was seconded by Council Member Jenkins.

Mayor Draper opened a public hearing to receive public comment on reading the ordinance by title only. No one spoke. Mayor Draper closed the public hearing to receive public comment on reading the ordinance by title only.

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 ordinance will be read by title only.

Mayor Draper read the Ordinance amending Chapter 3, Article VIII of the Code of Ordinances Establishing the Downtown Anniston Arts and Entertainment District by title only.

Council Member Smith made a motion for unanimous consent for immediate consideration of ordinance amending Chapter 3, Article VIII of the Code of Ordinances Establishing the Downtown Anniston Arts and Entertainment District. 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.

Council Member Jenkins made a motion for passage and adoption of the ordinance amending Chapter 3, Article VIII of the Code of Ordinances Establishing the Downtown Anniston Arts and Entertainment District. 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 ordinance was passed and adopted (23-O-5).

Mayor Draper presented the Ordinance declaring surplus real property and authorizing lease of the same. (1st Reading)

Council Member Smith made a motion to read the ordinance by title-only. The motion was seconded by Council Member Jenkins.

Mayor Draper opened a public hearing to receive public comment on reading the ordinance by title only. No one spoke. Mayor Draper closed the public hearing to receive public comment on reading the ordinance by title only.

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 ordinance will be read by title only.

Mayor Draper read the Ordinance declaring surplus real property and authorizing lease of the same by title only.

Council Member Roberts made a motion for unanimous consent for immediate consideration of ordinance declaring surplus real property and authorizing lease of the same. 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, and Draper; nays: none. The motion carried.

Council Member Smith made a motion for passage and adoption of the ordinance declaring surplus real property and authorizing lease of the same. 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 ordinance was passed and adopted (23-O-6).

Council Member Jenkins congratulated Mrs. Ella Jemison on turning 100 years old today. He stated that it becomes a great day when they have someone who becomes a centurion in the community and we need to celebrate that.

Council Member Roberts stated that he gets the opportunity to celebrate Mrs. Gerald will be turning 100 on Saturday August 5th. He stated that they will be doing a drive-by parade for her. He stated that both ladies, Mrs. Gerald and Mrs. Jemison are model citizens.

Council Member Harris reminded everyone of the Woodstock Race that will be Saturday at 7:30 a.m. She stated that they are in need of volunteers, so if anyone is interested please let her know.

Mayor Draper stated that the Woodstock Race is a big deal for the city and he thanked Council Members Jenkins and Roberts for mentioning the 100th birthdays for Mrs. Jemison and Mrs. Gerald.

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 5:43 o'clock p.m.

CONSENT AGENDA

RESOLUTION NUMBER 23-R-__

**A RESOLUTION OVER-RULING OBJECTIONS TO THE ABATEMENT OF IDENTIFIED
NUISANCES**

WHEREAS, Act 1995-375, Section 2, Amended by Act 2004-256 and codified as Sections 45-8-172, et seq. of the Code of Alabama, 1975, defines public nuisances and authorizes the City to order or otherwise accomplish the removal of such nuisances; and

WHEREAS, the City of Anniston has identified herein a specific list of such nuisances and the appropriate remedies to abate each nuisance; and

WHEREAS, the City of Anniston has notified the property owners or other parties that may be held responsible and has held a public hearing to consider objections to the proposed remedy as required by law.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Anniston, Alabama that all objections and protests to the nuisance remedies identified in Exhibit "A" attached is hereby over-ruled and the recommended remedies are ordered to be applied to abate the nuisances according to the procedures and processes in Section 34.3 of the Code of Ordinances of the City of Anniston, Alabama.

PASSED AND ADOPTED this the **15th** day of **August, 2023**.

**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

Exhibit "A"**Group 2023-02 Grass, Debris & Vehicles**

Address	PPIN	Owner	Nuisance
1912 Walnut Ave	20521	Altumura Rosencrantz	Grass
1505 Hannah Ave	67139	Adam Crane	Grass/Debris
1125 Ferron Ave	30891	Michael Cavender	Grass
1118 Ferron Ave	30886	Federal National Mortgage Association c/o State of Alabama	Grass
418 Palmetto Ave	75258	Salvation Army	Grass
416 Palmetto Ave (front)	18416	Frances Mayfield c/o State of Alabama	Grass
416 Palmetto (rear)	18388	Heath Mayfield c/o State of Alabama	Grass
701 Mulberry Ave	18772	Geraldine Oliver	Grass/Debris
706 Mulberry Ave	18786	Brian Whatley	Grass/Debris
601 Mulberry Ave	18771	Sandra Dumas	Grass/Debris
2730 Old Quintard Ave	25033	Gabriel Benitez Meiss Meia Benitez	Grass/Debris
200 East 27th Street	25018	Key Properties LLC	Grass
2701 Old Quintard Ave	25210	Lisa Long & Ernest Tate	Grass/Debris
1603 Cobb Ave	75869	Hilda W Thomas	Grass/Debris
1325 Crawford Ave	30750	Buster & Buford Curry Estate	Grass/Debris
208 McArthur Dr	76248	Melvin Leigh	Debris
1500 Valley Pl	15377	CS Equity Partners, LLC	Grass/Debris

RESOLUTION NUMBER 23-R-___

**A RESOLUTION APPOINTING MEMBERS TO THE MCCLELLAN DEVELOPMENT
AUTHORITY**

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 McClellan Development Authority;

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 reappoint those persons identified in the Schedule of Nominations for the McClellan Development Authority 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 15th day of **August, 2023**.

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"

MCCLELLAN DEVELOPMENT AUTHORITY

Board Positions	Nominations	Board Member Name	Expiration Date	Explanation
2	Ward 3	Chris Collins	03/31/2024	Appointment

RESOLUTION NO. 22-R-___

A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION THROUGH THE RECREATIONAL TRAILS GRANT PROGRAM FOR TRAILHEAD RESTROOM IMPROVEMENTS AT MICHAEL TUCKER PARK

WHEREAS, grant assistance up to \$400,000, with 20% match required is available from the Alabama Department of Economic and Community Affairs to support recreational trails and trailhead facilities through the Recreational Trails Grant Program; and

WHEREAS, the City of Anniston is in need of a new, higher capacity restroom and shower building at Michael Tucker Memorial Park to provide for the health and well-being of the public in support of the Chief Ladiga Trail Extension; and

WHEREAS, the City of Anniston intends to make application to the Alabama Department of Economic and Community Affairs for grant assistance from the Recreational Trail Program to construct the building; and

WHEREAS, proposed project costs total \$443,088, and the City of Anniston intends to apply for Recreational Trails Program assistance in the amount of \$354,470, or 80% of the total proposed project costs, which will be used to construct the restroom at Michael Tucker Memorial Park.

NOW THEREFORE BE IT RESOLVED, that the City of Anniston will make application to the Recreational Trails Program for a \$354,470 grant,

NOW THEREFORE BE IT RESOLVED, that the City of Anniston will hold in reserve \$88,618, or 20% of the proposed project costs for the purpose of matching the Recreational Trails Program assistance, and

NOW THEREFORE BE IT RESOLVED, that the City of Anniston will be responsible for any additional project costs including cost overruns above the \$443,088 budget, and

NOW THEREFORE BE IT RESOLVED, that Mayor Jack Draper is authorized and directed to take any actions as may be necessary to secure said Recreational Trails Program assistance, including signing assurances to comply with all applicable Federal and State laws, rules, and regulations of the Recreational Trails Program.

PASSED AND ADOPTED on this the **15th** day of **August, 2023**.

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

RESOLUTIONS

RESOLUTION NO. 23-R-__

AUTHORIZING EXPENDITURE OF OPIOID SETTLEMENT FUNDS

WHEREAS, the State of Alabama, the City of Anniston, and other Alabama local governments have filed lawsuits against opioid manufacturers, distributors, and retailers (“Opioid Litigation”);

WHEREAS, the State of Alabama has entered into various Settlement Agreements which include the claims for the State of Alabama’s local governments;

WHEREAS, the City of Anniston signed-on to those Settlement Agreements, and as a result, the City has received funds from the settling defendants that the City may use for approved abatement strategies;

WHEREAS, the City of Anniston is renovating the Glen Addie Community Center to provide space for St. Michael’s Medical Clinic to operate a charity clinic and for the city to provide services through a Community Learning Center named in honor of David Satcher, M.D., Ph.D. (the “Satcher Learning Center”);

WHEREAS, the Satcher Learning Center will provide programs and services at no-cost to the public to aid and promote prevention, treatment, and recovery support for members of the local community suffering from addiction and related mental health disorders, including programs for vulnerable populations;

WHEREAS, the Council desires to allocate funds received by the City in accordance with the Settlement Agreements to provide staffing, equipment, and administrative support for the programs and services to be offered through the Satcher Learning Center;

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

The Council hereby allocates \$75,000.00 of the funds received by the City of Anniston pursuant to the Settlement Agreements in the Opioid Litigation to provide staffing, equipment, and administrative support for the Satcher Learning Center.

The Council finds that the expenditure of these funds to support the programs and services to be offered through the Satcher Learning Center will further an effective and efficient strategy for abatement of the opioid epidemic, the prevention of future addiction and opioid abuse, and the support of vulnerable persons suffering from addiction and related mental health disorders. The Council further finds that the expenditure authorized herein will serve a valid and legitimate purpose within the approved abatement strategies set forth in the Opioid Litigation Settlement Agreements.

The City Manager is authorized and directed to expend the funds allocated by this Resolution to provide staffing, equipment, and administrative support for the Satcher Learning Center.

PASSED AND ADOPTED on this the ____ day of _____, 2023.

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 NO. 23-R-___

A RESOLUTION ADOPTING THE BUDGET FOR FISCAL YEAR 2024

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 2024 Annual Budget was held on August 15, 2023;

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 2024.

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 _____ day of **August, 2023**.

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



ANNISTON CITY COUNCIL

JACK DRAPER
MAYOR

JAY JENKINS
COUNCILMAN WARD 1

DEMETRIC "D.D." ROBERTS
COUNCILMAN WARD 2

CIARA SMITH
COUNCILWOMAN WARD 3

MILLIE HARRIS
COUNCILWOMAN WARD 4

August 15, 2023

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, 2024.

Steven D. Folks, Sr.
City Manager

Skyler Bass
City Clerk

ORDINANCES

ORDINANCE NO. 23-O-__

**AN ORDINANCE DECLARING SURPLUS REAL PROPERTY
AND AUTHORIZING LEASE OF THE SAME**

WHEREAS, the City of Anniston does own and possess that certain building known as the Glen Addie Community Center located at 426 Mulberry Avenue, Anniston, AL 36201;

WHEREAS, that portion of the Glen Addie Community Center described and depicted in the attached Exhibit A as the “Clinic Area”, hereinafter referred to as the “Leased Premises”, is suited and dedicated for use as a medical clinic to provide direct medical care and related services to low-income and uninsured citizens of the City and community at-large;

WHEREAS, St. Michael’s Medical Clinic, hereinafter called the “Clinic”, a non-profit corporation organized under the laws of the State of Alabama with its principal place of business located at 1005 West 18th Street, Anniston, AL 36201, operates a public charity medical clinic within the City;

WHEREAS, the Clinic desires to lease the Leased Premises for use in providing a charity medical clinic, and the City desires to lease the Leased Premises to the Clinic for said purpose;

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

1. Declaration of Surplus Real Property. It is hereby established and declared that the City of Anniston’s interest in the Leased Premises is surplus property that is no longer used or needed by the City for public or municipal purposes.

2. Authorization of Lease Agreement. The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City of Anniston, Alabama, an agreement with the Clinic to let the Leased Premises for a term of three years, renewable in one-year increments, for the sum of Ten Dollars (\$10.00) each year.

3. Declaration of Public Purpose. The Council finds and declares that the lease of the Leased Premises to the Clinic, as authorized herein, shall serve a valid and sufficient public purpose.

4. Effective Date. This ordinance shall become effective immediately upon its adoption and publication one (1) time in The Anniston Star, a newspaper of general circulation published in the City of Anniston, Alabama. The City Clerk is hereby ordered and directed to cause a copy of this ordinance to be published one time in said newspaper.

PASSED and **ADOPTED** this ____ day of _____, 2023.

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

ORDINANCE NO. 23-O-__

**AMENDING CHAPTER 29½, ARTICLE I, OF THE CODE OF THE CITY OF ANNISTON,
ALABAMA, 1981 GOVERNING STORMWATER MANAGEMENT REGULATION**

WHEREAS, the Council deems it to be in the public interest and in furtherance of the City of Anniston's interests in facilitating economic development, regulating discharges into the City's stormwater system, and complying with the City's National Pollution Discharge Elimination System permit and the applicable regulations to revise the City's laws governing stormwater management regulation;

WHEREAS, the Council finds that the City's stormwater system design and management standards should be applied to and regulate development and land disturbing activities that result in an area of impervious surfaces of one-half acre or more, but not to development or land disturbing activities resulting in an area of impervious surfaces of less than one-half acre;

WHEREAS, the Council further finds that stormwater system and management site designs should meet the performance criteria associated with design storms up to a fifty-year peak flow intensity;

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

Section 1. Chapter 29½, Article I, Section 3, Subsection (3) of "The Code of the City of Anniston, Alabama, 1981" is hereby amended and restated in its entirety as follows:

Sec. 29½.3 – Land disturbance permits.

* * *

(3) *Exemptions.* The following activities are exempt from the permit requirement:

- (a) Any emergency activity that is immediately necessary for the protection of life, property, or natural resources.
- (b) Existing nursery and agricultural operations conducted as a permitted main or accessory use.
- (c) Any logging or agricultural activity that is consistent with an approved farm conservation plan or a timber management plan prepared or approved by the Environmental Protection Agency or the state department of environmental management.

Section 2. Chapter 29½, Article I, Section 9, Subsection (1) of "The Code of the City of Anniston, Alabama, 1981" is hereby amended and restated in its entirety as follows:

Sec. 29½.9 – Enforcement

* * *

- (1) *Enforcement authority.* The departments of Building and Safety and Public Works of the city shall have the authority to issue notices of violation and citations and to designate those persons who have enforcement authority.

Section 3. This Ordinance shall become effective immediately upon its adoption and publication one (1) time in The Anniston Star, a newspaper of general circulation published in the City of Anniston, Alabama, and the City Clerk is hereby ordered and directed to cause a copy of this Ordinance to be published one time in said newspaper.

PASSED and **ADOPTED** this ___ day of _____, 2023.

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