

CITY OF ANNISTON

September 19, 2023

5:30 P.M.

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
 - September 5, 2023
- **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 the petition for the vacation of a street, alley or highway (Goode Road)
- (b)** To receive public comments regarding the petition for the vacation of a street, alley or highway (Castle Avenue)
- (c)** To receive public comments regarding the Elk's Lodge BPOE #189 permit application for bingo within the licensing jurisdiction located at 1019 South Noble Street
- (d)** To receive public comments regarding the proposed amendment to the Proposed FY 2024 City Manger's Recommended Budget

II. UNFINISHED BUSINESS

- (a) Resolution adopting the budget for Fiscal Year 2024

III. CONSENT AGENDA

- (a) Resolution declaring a reported condition to be a public nuisance (Group 2023-03 Grass/Debris/Vehicles)
- (b) Resolution authorizing the City Manager to execute the Pre-application for Federal Assistance for Fiscal Year 2024 with the United States Department of Transportation Federal Aviation Administration for Airport Improvement Project at the Anniston Regional Airport
- (c) Resolution authorizing the Mayor to execute an Agreement with East Alabama Regional Planning and Development Commission for the Anniston Express Fixed Route System and the ADA Para-Transit Services
- (d) Resolution to approve the vacation of Goode Road
- (e) Resolution to approve the vacation of Castle Avenue
- (f) Motion to approve bid for resurfacing of a portion of Mulberry Avenue and West 4th Street to _____ in the amount of \$0000.00
- (g) Motion to authorize the City Manager to execute an agreement with Kimley-Horn
- (h) Motion to approve Elk's Lodge BPOE #189 permit application for bingo within the licensing jurisdiction located at 1019 South Noble Street

IV. ADDITIONAL OR OTHER MATTERS THAT MAY COME BEFORE COUNCIL

V. 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) Betty Jean Chapman – 1229 Pine Grove Road

COUNCIL COMMENTS

ADJOURNMENT

MINUTES

Anniston, Alabama

September 5, 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, September 5 2023, at approximately 5:31 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. 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 August 15, 2023 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, Draper; nays: none. The motion carried and the August 15, 2023 regular meeting minutes were approved.

Mayor Draper 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, Harris, and Draper; nays: none. The motion carried and the agenda was adopted.

Mayor Draper made a motion to remove the resolution adopting the budget for fiscal year 2024 from the table and place on the floor for consideration. The motion was seconded by Council Member Smith 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.

Mayor Draper made a motion to amend the Resolution adopting the budget for fiscal year 2024 with the following amendments:

1. Increase police administration budget by \$38,000.00 for wireless data service to the camera systems; this expenditure will be offset by Reserve
2. Increase outside agencies by \$10,000.00 to bring the total appropriation to Coosa Valley Juvenile Center to \$150,000.00; this expenditure will be offset by Reserve
3. Increase Non-departmental by \$15,000.00 to bring the total Anniston Express amount to \$340,000.00. They recently submitted a proposed resolution in the amount of \$340,000.00 and we originally budgeted \$325,000; this expenditure will be offset by reserve
4. Allocate \$400,000.00 in Rescue Act Funds to Regional Medical Center for Capital Improvements
5. Allocate \$225,000.00 in Series 2022 Bonds for PARD Playground Improvements and Capital Improvement Equipment

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.

Mayor Draper made a motion to table the amended Resolution adopting the budget for Fiscal Year 2024. 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 Roberts made a motion to approve the consent agenda:

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the city (23-R-41)
- (b) Resolution of the Mayor and City Council of the City of Anniston, Alabama, authorizing the adoption and approval of the fiscal year 2020 Annual Action Plan under the Community Development Block Grant (CDBG) Program and HOME Investment Partnerships Act Program (23-R-42)
- (c) Resolution establishing the position of career Technical Education Teacher (23-R-43)
- (d) Motion to approve bid for purchase of three (3) 2023 ½ ton crew cab pickup trucks for Fire Departments to Sunny King Ford in the amount of \$73,800.00/each
- (e) Motion to authorize the City Manager to execute the agreement with MBA Engineers, Inc., for engineering services for Noble Street City Parking Lot at 12th Noble
- (f) Motion to submit a letter of support for Premier Holdings to apply for a grant through ADECA Capital Funds Grant to provide affordable internet service for citizens of the City of Anniston and Calhoun County

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 consent agenda was approved.

Glen Ray, 3514 Dale Hollow Road, addressed the council that he would like to receive something in writing that states that police officers in the community are allowed to pull over a citizen who failed to turn their blinker on 100 ft. before they make a turn.

Richard Jackson, 2317 Noble Street, addressed the council that there is a lot of what Mr. Ray mentioned going on in Anniston and surrounding areas. He stated that he feels the police are going on a fishing mission.

Council Member Harris thanked the finance director, Jessica Leonard and department heads for their efforts in compiling the budget.

Council Member Smith stated that the \$400,000.00 that is being allocated to the hospital have the same requirements as other entities. They would have to request and provide documentation of what the funds are being utilized for.

Council Member Roberts stated that something is working, because the budget has continued to increase since he has been in office.

Council Member Jenkins stated that this has been the easiest budget cycle he has been through. He stated that they saw an almost 10% increase in revenue since the previous budget. He stated that they are moving Anniston in the right direction.

Mayor Draper echoed the sentiments regarding the budget. He stated that Anniston still has some big issues they need to address but he is proud of the direction they are going.

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 5:49 o'clock p.m.

UNFINISHED BUSINESS

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 19th day of **September, 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

September 19, 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

CONSENT AGENDA

RESOLUTION NUMBER 23-R-__

A RESOLUTION DECLARING A REPORTED CONDITION TO BE A PUBLIC NUISANCE

WHEREAS, Tana Bryant, an Appropriate City Official, pursuant to Section 34.7 and 34.15 of said Ordinance, has reported to the City Council that conditions exist at **see attached (Group 2023-03 Grass/Debris/Vehicles)** in Anniston, Alabama that are believed to be a public nuisance; and

WHEREAS, the said City official submitted proof of said condition that was deemed by the City Council to be satisfactory to show that a public nuisance existed at the place specified; and

WHEREAS, Section 34.3 (b) (1), (2), (4) of the City of Anniston Ordinance No. 11-0-9 declares the following conditions to be a public nuisance: **overgrown lots, maintenance or storage of motor vehicles that are not in usable condition as defined in Section 34.2 of the Code of Ordinances and debris, motor vehicles and trash**; and

RESOLVED THEREFORE, that a public nuisance exists at the above said locations within the City of Anniston, said property being more particularly described on **Exhibit "A"** to this resolution; and

RESOLVED FURTHER, that the public nuisance must be abated by the City and the cost of abatement charged as a lien against the property if not remedied by the owner(s); and

RESOLVED FURTHER, that a hearing be set before the City Council at its next regular scheduled meeting to hear objections to the City's actions; and

RESOLVED FURTHER, that at least two NOTICES TO REMOVE PUBLIC NUISANCE be promptly posted by the Appropriate City Official in front of the said property at not more than 100 feet in distance apart as specified in Section 34.16 of the Code of Ordinances; and

RESOLVED FURTHER, that the Appropriate City Official shall post said NOTICE TO REMOVE PUBLIC NUISANCE, as aforesaid, at least 5 days prior to the time for hearing objections by the City Council; and

RESOLVED FURTHER, that the Appropriate City Official shall determine the name and address of the person or entity last assessing said property for tax purposes, and shall further cause a search to be made of the public records, and shall further make a diligent investigation to discover the name(s) and contact information of the owners of every beneficial interest in the said property; and

RESOLVED FURTHER, that the Appropriate City Official shall, at least 5 days prior to the time for a hearing of objections by the City Council, mail a copy of said Notice by certified or registered mail, with postage prepaid and return receipt requested, to the last person/entity assessing the property for taxes and to each owner of a beneficial interest in said property including, without limitation, mortgagees of record.

PASSED AND ADOPTED this the **19th** day of **September, 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:

Skylar Bass, City Clerk

Exhibit "A"**Group 2023-03 Grass/Debris/Vehicles**

Address	PPIN	Owner	Nuisance
51 Scott Street	57620	Millington, Thomas	Grass
827 Bellwood Ave	57750	King, Jonathan	Grass
1013 Bellwood Ave	83969	Shives, Joshua and Kim	Grass
1622 Carter Street	30491	Hodge, Quine Rivers	Grass
1720 Dooley Ave	62964	Glover, Annie May C/O Glover, Barbara	Grass
801 E 22nd Street	1821	Cleveland, Coker B	Grass/Debris
1600 Gurnee Ave	19275	Garrett, Josephine and Gooden, Jim	Grass/Debris
1619 Gurnee Ave	20045	Morris, Jeremy W	Grass
18 E 21st Street	21360	Robinson, Alandis	Grass
17 Twine	73995	Hodge, Dennis J and Mary	Grass/Debris
1727 Walnut Ave	20372	Grier, Charles R	Grass
1049 Michael Lane	22184	Robertson, Keith	Grass/Debris
2819 Walnut Ave	26193	TMS Properties, C/O State of AL	Grass
2221 McKleroy Ave	25232	D & H Enterprises, LLC	Grass
903 E 22nd Street	24678	Phillips, Linda	Grass
215 W 30th Street	26038	Chapple, Gabriel Devon	Grass/Vehicles/Debris
208 W 20th Street	20127	Chadwick LLC	Grass/Debris

RESOLUTION NUMBER 23-R-___

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE PRE-APPLICATION FOR
FEDERAL ASSISTANCE FOR FISCAL YEAR 2024 WITH THE UNITED STATES DEPARTMENT OF
TRANSPORTATION FEDERAL AVIATION ADMINISTRATION FOR AN AIRPORT IMPROVEMENT
PROJECT**

WHEREAS, the City of Anniston intends to apply for federal matching funds for an Airport Improvement Project for the Anniston Regional Airport during Fiscal Year 2024;

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

1. That the City of Anniston is authorized to make an application for airport improvement funding assistance from the United States Department of Transportation Federal Aviation Administration, for the Master Plan and Airport Layout Plan Update at the Anniston Regional Airport in the fiscal year 2024.
2. That the application be submitted for and on behalf of the City of Anniston by its City Manager who is authorized by this resolution to sign the application and any related forms or documents on behalf of the City of Anniston.
3. That the City of Anniston is authorized to enter into an airport improvement funding agreement with the United States Department of Transportation Federal Aviation Administration for the Master Plan and Airport Layout Plan Update at the Anniston Regional Airport, with partial funding provided by the Federal Aviation Administration.
4. That the agreement be executed in the name of the City of Anniston for and on behalf of the City of Anniston by its City Manager.
5. That the authority of the City of Anniston to enter into contracts with the United States Department of Transportation Federal Aviation Administration has been reviewed by the City's attorney, and in his/her opinion, the City of Anniston is duly authorized to commit the City of Anniston to an agreement with the United States Department of Transportation Federal Aviation Administration.

BE IT FURTHER RESOLVED, that the City of Anniston hereby affirms that the local matching share of the funds in the amount required for this Airport Improvement Project has been officially approved, placed into the budget of the airport and is available for expenditure upon execution of the Federal Funding Agreement and the start of the project.

PASSED AND ADOPTED this 19th day of **September, 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

RESOLUTION NO. 23-R-___

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH EAST ALABAMA REGIONAL PLANNING AND DEVELOPMENT COMMISSION FOR THE ANNISTON EXPRESS FIXED ROUTE SYSTEM AND THE ADA PARA-TRANSIT SERVICES

WHEREAS, the City Council of the City of Anniston recognizes the need for a public transportation program within the City to respond to the needs of the disabled and handicapped; and

WHEREAS, the Calhoun Area Metropolitan Planning Organization has designated East Alabama Regional Planning and Development Commission as the implementing agency for the Federal Transit Administration Section 5307 urbanized transportation program; and

WHEREAS, the American with Disabilities Act (ADA) Para-Transit Services are provided with wheelchair equipped vans under a demand response system operated by contract with the East Alabama Regional and Development Commission funded under Section 5307; and

WHEREAS, the City Council of the City of Anniston recognizes that the requirement to obtain Section 5307 funds from the Alabama Department of Transportation includes local match of 50% for operating expenses, 20% for preventative maintenance and capital purchases.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Anniston, Alabama, hereby commits the amount of \$340,000 as local, non-federal match for operational, preventative maintenance, and capital expenditures for the Fixed Route and ADA Para-Transit Services for Fiscal Year 2023.

BE IT FURTHER RESOLVED, that the Mayor of Anniston, is hereby authorized to execute an agreement with the East Alabama Regional Planning and Development Commission for the provision of the Fixed Route and ADA Para-Transit Services in the City of Anniston and is authorized to execute any certifications or assurance required in conjunction with the program.

PASSED AND ADOPTED on this the 19th day of **September, 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

RESOLUTION NO. 23-R-__

A RESOLUTION VACATING GOODE ROAD

WHEREAS, the owners of all lands abutting on a street or alley hereinafter described have joined in a written instrument to declare said street or alley to be vacated; and

WHEREAS, convenient means of ingress and egress to and from said lands is afforded to all other property owners owning property to the tract of land embraced in the map, plat or survey hereinafter referred to, either by the remaining streets or alleys dedicated by such map, plat or other streets and alleys; and

WHEREAS, the vacation of said part of said street or alley shall not deprive any other property owners of such right as they have to convenient and reasonable means of ingress and egress to and from their property; and

WHEREAS, it is in the public interest of the Council of the City of Anniston, Alabama, to assent to the vacation of said part of said street or alley.

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

Section 1. That the said Council does hereby assent and consent to the vacation of said part of said street or alley, the same being described as follows:

COMMENCE AT A CONCRETE MONUMENT HAVING ALABAMA STATE PLANE, EAST ZONE, COORDINATES OF NORTH: 1180729.8 AND EAST 667827.1, MARKING THE NW CORNER OF THE NW1/4-NW1/4 IN SECTION 10, T-15-S, R-8-E, THENCE S01°11'41"E 6055.51' TO A POINT, THENCE N88°49'35"E 2743.57' TO A MAGNETIC NAIL HAVING ALABAMA STATE PLANE, EAST ZONE, COORDINATES OF NORTH 1174731.8 AND EAST 670696.3 ON THE SOUTHEASTERLY R/W OF GOODE ROAD (R/W VARIES), SAID POINT BEING THE POINT OF BEGINNING, THENCE ALONG SAID R/W THE FOLLOWING BEARINGS AND DISTANCES: THENCE S51°54'12"W 76.09' TO A 1/2" REBAR CAPPED(GSA), THENCE S51°43'22"W 446.48' TO A 1/2" REBAR CAPPED(GSA) AT THE INTERSECTION OF THE SOUTHEASTERLY R/W OF GOODE ROAD (R/W VARIES) AND THE NORTHEASTERLY R/W OF ELGIN AVENUE (80' R/W), THENCE LEAVING SAID INTERSECTION N38°16'37"W 80.00' TO A 1/2" REBAR CAPPED(CA-497-LS) AT THE INTERSECTION OF THE NORTHWESTERLY R/W OF GOODE ROAD (R/W VARIES) AND THE NORTHWESTERLY R/W OF ELGIN AVENUE (80' R/W), THENCE ALONG SAID R/W OF GOODE ROAD (R/W VARIES) THE FOLLOWING BEARINGS AND DISTANCES: THENCE N51°48'56"E 446.54' TO A 1/2" REBAR (CAP DESTROYED), THENCE N51°46'46"E 74.88' TO A 1/2" REBAR (CAP DESTROYED), THENCE N50°00'58"E 50.01' TO A 1/2" REBAR CAPPED(CA-497-LS), THENCE N52°17'01"E 279.49' TO A "PK" NAIL, THENCE ALONG A CURVE WITH A RADIUS OF 1018.65' AND A CHORD BEARING AND DISTANCE OF N53°24'07"E 55.52' TO A 1/2" REBAR (CAP DESTROYED), THENCE N56°24'36"E 57.31' TO A 1/2" REBAR (CAP DESTROYED), THENCE N56°59'41"E 170.64' TO A 1/2" REBAR CAPPED(CA-497-LS) THENCE LEAVING SAID R/W S50°59'53"E 128.76' TO A MONUMENT AT THE INTERSECTION OF THE SOUTHEASTERLY R/W OF GOODE ROAD (R/W VARIES) AND THE SOUTHWESTERLY R/W OF NAUTICA WAY (50' R/W), THENCE ALONG SAID R/W OF GOODE ROAD (R/W VARIES) THE FOLLOWING BEARINGS AND DISTANCES: THENCE ALONG A CURVE WITH A RADIUS OF 61.59' AND A CHORD BEARING AND DISTANCE OF N87°04'32"W 72.27' TO A 1/2" REBAR CAPPED(GSA), THENCE S57°04'18"W 151.29' TO A 1/2" REBAR CAPPED(GSA), THENCE S56°31'11"W 55.95' TO A MAGNETIC NAIL, THENCE ALONG A CURVE WITH A RADIUS OF 939.95' AND A CHORD BEARING AND DISTANCE OF S53°28'01"W 50.68' TO A 1/2" REBAR CAPPED(GSA), THENCE S52°20'13"W 278.11' TO A 1/2" REBAR CAPPED(GSA), THENCE S49°58'13"W 49.71' TO THE POINT OF BEGINNING.

Section 2. Provided, however, that this Resolution shall not prejudice the rights of any public utilities or railroads now operating easements, lines, pipes, railways lines, and rights – of – way in the area encompassed by said part of said street whether above ground, at ground level or below ground, it being specifically understood that this vacation is without prejudice as to the rights of such utilities

PASSED AND ADOPTED this the **19th** day of **September, 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:

Skylar Bass, City Clerk

RESOLUTION NUMBER _____

A RESOLUTION VACATING CASTLE AVENUE

WHEREAS, the owners of all lands abutting on a street or alley hereinafter described have joined in a written instrument to declare said street or alley to be vacated; and

WHEREAS, convenient means of ingress and egress to and from said lands is afforded to all other property owners owning property to the tract of land embraced in the map, plat or survey hereinafter referred to, either by the remaining streets or alleys dedicated by such map, plat or other streets and alleys; and

WHEREAS, the vacation of said part of said street or alley shall not deprive any other property owners of such right as they have to convenient and reasonable means of ingress and egress to and from their property; and

WHEREAS, it is in the public interest of the Council of the City of Anniston, Alabama, to assent to the vacation of said part of said street or alley.

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

Section 1. That the said Council does hereby assent and consent to the vacation of said part of said street or alley, the same being described as follows:

COMMENCE AT A CONCRETE MONUMENT HAVING ALABAMA STATE PLANE, EAST ZONE, COORDINATES OF NORTH: 1180729.8 AND EAST 667827.1, MARKING THE NW CORNER OF THE NW1/4-NW1/4 IN SECTION 10, T-15-S, R-8-E, THENCE S01°11'41"E 6913.98' TO A POINT, THENCE S88°48'19"W 1303.55' TO A 1/2" REBAR CAPPED(L.I. SMITH) HAVING ALABAMA STATE PLANE, EAST ZONE, COORDINATES OF NORTH: 1173790.2 AND EAST 666668.0 ON THE NORTHEASTERLY R/W OF CASTLE AVENUE, SAID POINT BEING THE POINT OF BEGINNING, THENCE S56°21'27"E 724.46' ALONG SAID R/W TO A 1/2" REBAR (CAP DESTROYED), THENCE LEAVING SAID R/W S33°45'02"W 64.24' TO A 1/2" REBAR CAPPED(CA-497-LS) ON THE SOUTHWESTERLY R/W OF CASTLE AVENUE, THENCE ALONG SAID R/W THE FOLLOWING CHORD BEARINGS AND DISTANCES: THENCE N56°25'25"W 156.99' TO A 1/2" REBAR CAPPED(L.I. SMITH), THENCE N56°26'01"W 543.95' TO A 1/2" REBAR (CAP DESTROYED) AT THE INTERSECTION OF THE SOUTHWESTERLY R/W OF CASTLE AVENUE AND THE SOUTHEASTERLY R/W OF GALLOWAY ROAD, THENCE CONTINUE ALONG SAID R/W OF CASTLE AVENUE N56°26'01"W 103.69' TO A 1/2" REBAR CAPPED(CA-497-LS) AT THE INTERSECTION OF THE SOUTHWESTERLY R/W OF CASTLE AVENUE AND THE NORTHWESTERLY R/W OF GALLOWAY ROAD, THENCE LEAVING SAID INTERSECTION N33°45'04"E 49.53' TO A 1/2" REBAR (CAP DESTROYED), THENCE N33°45'04"E 15.75' TO A 1/2" REBAR CAPPED(L.I. SMITH) ON THE NORTHEASTERLY R/W OF CASTLE AVENUE, THENCE S56°21'27"E 80.17' ALONG SAID R/W TO THE POINT OF BEGINNING.

Section 2. Provided, however, that this Resolution shall not prejudice the rights of any public utilities or railroads now operating easements, lines, pipes, railways lines, and rights – of – way in the area encompassed by said part of said street whether above ground, at ground level or below ground, it being specifically understood that this vacation is without prejudice as to the rights of such utilities

PASSED AND ADOPTED this the **19th** day of **September, 2023.**

CITY COUNCIL OF THE CITY
OF ANNISTON, ALABAMA

BY: _____
Jack Draper, Mayor

BY: _____
Jay Jenkins, Council Member

BY: _____
Ciara Smith, Council Member

BY: _____
Demetric Roberts, Council Member

BY: _____
Millie Harris, Council Member

ATTEST:

Skylar Bass, City Clerk



CITY OF ANNISTON

FINANCE DEPARTMENT FACT SHEET

TO: CITY COUNCIL AND CITY MANAGER
FROM: JASMINE SMITH, REVENUE COMPLIANCE SPECIALIST
SUBJECT: ELK'S LODGE BPOE # 189
DATE: 9/7/2023
CC:



City Code requires that the Council formally approve all permit applications for bingo within the licensing jurisdiction annually. A public hearing is required prior to the vote. The location is inside the corporate limits of Anniston 1019 South Noble Street.



A copy of the application package was forwarded to the Calhoun County Bingo Commission.



The Police Department reports no local criminal history.