

CITY OF ANNISTON

February 20, 2024

5:30 P.M.

- INVOCATION
- PLEDGE OF ALLEGIANCE
- CALL TO ORDER
- ROLL CALL
- READING/APPROVAL OF MINUTES OF PREVIOUS MEETING
 - February 6, 2024
- ADDITIONS/DELETIONS TO THE AGENDA
- ADOPTION OF AGENDA

I. BOARD CONFIRMATION HEARING

- (a) Frazier Burroughs – McClellan Development Authority

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.

- (a) Receive public comments regarding a Special Retail More than 30 days Liquor License for South Beach Volleyball at McClellan LLC d/b/a South Beach Volleyball located at 100 Symphony Way inside the corporate city limits

III. UNFINISHED BUSINESS

IV. CONSENT AGENDA

- (a) Resolution appointing member(s) to the McClellan Development Authority
- (b) Resolution declaring a reported condition to be a public nuisance
- (c) Resolution authorizing the Mayor to execute an Agreement with the State of Alabama acting by and through the Alabama Department of Transportation for Signal Timing Update and Implementation
- (d) Resolution authorizing purchase of one (1) Sutphen Corporation Demo Pumper and Lease-Purchase Agreement with Leasing 2, Inc.
- (e) Motion to award bid to include alternates for Resurfacing of a Portion of Lera Dr. & Multiple Patching Locations for the City of Anniston to Alabama Grading and Excavation in the amount of \$203,572.50
- (f) Motion to approve a Special Retail More than 30 days Liquor License for South Beach Volleyball at McClellan LLC d/b/a South Beach Volleyball located at 100 Symphony Way inside the corporate city limits
- (g) Motion to suspend the rule requiring the City Council to meet on the first Tuesday of March 2024 due to Primary Election and November 2024 due to General Election
- (h) Motion to suspend the rule requiring the City Council to meet on the third Tuesday of April 2024 due to Primary Runoff Election

V. RESOLUTIONS

- (a) Resolution authorizing expenditure of Opioid Settlement Funds

VI. MOTIONS

- (a) Motion to award the bid for the Chief Ladiga Trail Project to B&B Developers in the amount of \$7,267,263.39

VII. ADDITIONAL OR OTHER MATTERS THAT MAY COME BEFORE COUNCIL

VIII. 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) Jennifer Green – 311 Church Avenue NE, Jacksonville

COUNCIL COMMENTS

ADJOURNMENT

MINUTES

Anniston, Alabama

February 6, 2024

The City Council of the City of Anniston, Alabama, met in Regular Session in Room B at the Anniston City Meeting Center in the City of Anniston, Alabama, on Tuesday, February 6, 2024, 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, and Draper; absent: Council Member Harris. 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 January 16, 2024 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, and Draper; nays: none. The motion carried and the January 16, 2024 regular meeting minutes were approved.

Mayor Draper made a motion to adopt the agenda. 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 and Draper; nays: none. The motion carried and the agenda was adopted.

Mayor Draper recognized John Valieant for his service as the Anniston Historic Preservation Commission Chair.

Mayor Draper opened a public hearing to receive public comments regarding the City Manager's Proposed Division of the City.

Mike Brewster, East Alabama Regional Planning Commission, addressed the council that this process occurs every ten years due to the census. He stated that the population in each city changes and shifts so this process is designed to make sure there is equal weighting of each voter in each ward. He stated that they try to keep communities of interest together. He stated that they want to stay away from packing minorities or diluting minority voters. He stated that the target population for each ward is the total city population divided by 4, since there are 4 wards within the city. The target is 5,391 for each ward, and that was what they were trying to reach. He stated that typically the percent of deviation from trying to reach the target is + or – 5%. He stated that they did a good job at getting well below that. On the proposed map, Ward 1 is at .09% deviation; Ward 2 is at -1.8; Ward 3 is at 0.87; Ward 4 is at 2.8%. Each ward was below that 3% deviation. He stated that at the start of the process, they took the 2012 boundaries and marry them to the latest census numbers. Wards 2 and 3 had to expand, since they were low on population. Wards 1 and 4 had to give up territory in order to reach the target. He stated that compared to some cities there were not a lot of changes made. He stated that the city is bounded by the census block. In each block, there is a headcount. He stated the total population is

broken down by racial demographics. So they are basically assigned a census block to a ward trying to reach the target.

Shirley Carter, stated that she is confused and in need of clarity, in language that she can understand. She asked what did Mr. Folks' consider besides the population numbers to come up with the proposed map?

Steven Folks, City Manager, stated that the only thing they used was the numbers that they were given from the census.

Mrs. Carter asked if they looked at the voter registration or anything like that?

Steven Folks, City Manager, stated that the only thing that can look at is the hard numbers given from the census, not race or voter registration.

Shirley Carter stated that she does not know if the council considers deviation and reduction the same but based off the numbers from the existing map, black voters were at 48%. The proposed map had black voters at 45%, so that is a reduction. She asked if this reduction is not a violation of the Voter's Rights Act? She asked if they only considered the population, how did they come up with the number of whites and blacks.

Steven Folks, City Manager, stated that they looked at the population first, then at race to ensure that everything equates out.

Ralph Bradford stated that they oppose the map. He stated that Ward 1 on the existing map has 2,515 people for 43% (whites); 2,815 (blacks) for 48.13%. In the proposed map (whites) 2,446 for 45.41%; (blacks) 2,449 for 45.47%. He asked where did all these white people in Ward 1 come from? He stated that blacks are the majority. He stated that they are taking around 366 blacks out of Ward 1 and putting them into Ward 2. He stated that Ward 2 is already 73% black. He stated that this is considering diluting the black vote. He stated that Ward 1 is and will be a majority of African American now, Ward 2 is a majority of African American now, and Ward 3 is a majority of African American now; that gives them a 3-2 majority.

Dr. Angela Fears stated that as a black candidate running for Ward 1, obtaining votes was difficult because this ward was predestined by several constituents to be represented by a white male incumbent, at the time purposely ignoring all sorts of ethical issues. She stated that the percentage of blacks in Ward 1 was 48.13% and the percentage of whites was 43%. She stated that voter suppression was at an all-time high during the 2020 election, from polls not opening as scheduled, to abrupt historical poll site changes, and voting machine issues the day of the election. She stated that this act of redirecting warrants an investigation as to be unlawful based on Section 2 of the Voter Rights Act.

Glen Ray, 3514 Dale Hollow, stated that by tearing down Cooper Homes and moving all the people out of the city it diluted the black population. He also stated that putting felonies on young blacks, based on made up charges, hinders them from voting. He stated that when you are dealing with population and redistricting the people need to have a voice more than 3 minutes.

Frazier Burton, 1326 Johnston Drive, stated that they have been through the same procedure over 20 years ago and they are still beating the same horse. He stated that we still cannot get along; and that he thought Anniston was the model city but it looks like its going down the toilet stool.

John Squires, 201 Druid Hills Road, asked what happens when the state of Alabama has to come back to address the maps, will it affect Anniston?

Bruce Downey, City Attorney, stated that the state map is unrelated.

Mr. Squires stated that he heard a lot of people talk about the lack of representation but people are not coming out to vote. He stated that he has seen the population votes on each candidate, and there is less than 50% of people voting. He stated there are issues, but citizens have to come out and vote to get anywhere.

Richard Jackson, 2317 Noble St, addressed the council that they will have to consider race at some point. He stated that if you are on the side of a majority it is easy for you to dismiss it. He stated if the racial percentage of voters in each district is not considered there is a high chance of things being off center.

Mayor Draper closed the public hearing to receive public comments regarding the City Manager's Proposed Division of the City.

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

- (a) Resolution declaring equipment as surplus and authorizing their sale (24-R-4)
- (b) Resolution declaring equipment as surplus and authorizing the donation of said property (24-R-5)
- (c) Resolution appointing a member to the McClellan Development Authority (24-R-6)
- (d) Resolution designating EMS Medical Director (24-R-7)
- (e) Motion to approve the bid for work jeans, tee shirts, and hoodies for Public Works and PARD employees to Tangibles for work jeans in the amount of \$36.50 each and to BSN Sports for tee shirts in the amount of \$9.35-\$12.75 each and hoodies in the amount of \$41.25-\$46.50 each.

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

Mayor Draper introduced the resolution approving the City Manager's Proposed Division of the City:

RESOLUTION NO. 24-O-8

A RESOLUTION APPROVING THE CITY MANAGER'S PROPOSED DIVISION OF THE CITY

WHEREAS, in accordance with the City Manager's duties pursuant to Section 1.13 of the Code of the City of Anniston, Alabama, 1981 and Ala. Code § 45-8A-23, et seq., the City Manager proposes to divide the City into the four wards set forth in Section 1 of this Resolution;

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

Section 1. The City Manager proposes to divide the City into four wards described as follows:

(1) Ward 1. Ward 1 shall be described as follows:

Beginning at the intersection of Hillcrest Drive and the present Anniston city limit line, said point also being on the eastern right-of-way line of the former Norfolk Southern Corporation Railroad; thence

northerly, easterly, and southerly along the present Anniston city limit line to its intersection with the east right-of-way line of Woodvalley Road; thence southerly along said right-of-way to the centerline of Choccolocco Road; thence westerly along said centerline to the centerline of newly named U.S. Highway 431; thence northerly along said centerline to the centerline of the newly configured Henry Road; thence westerly and northwesterly along said centerline to the centerline of E 9th Street, thence southwesterly and westerly along said centerline to the centerline of Coleman Drive; thence southerly along said centerline 180ft to the centerline of an alley; thence westerly along said centerline to the centerline of Maplewood Avenue; thence southerly along said centerline 55ft to the centerline of an alley; thence westerly along said centerline to the centerline of Lockwood Avenue; thence northerly along said centerline to the centerline of East 9th Street; thence westerly along said centerline to the centerline of Kirkwood Avenue; thence southerly along said centerline 270ft to the centerline of an alley; thence westerly along said centerline to the centerline of Jefferson Avenue; thence northerly along said centerline to the centerline of Oak Street; thence westerly along said centerline to the centerline of Highland Avenue; thence northerly along said centerline to the centerline of Marguerite Avenue; thence northerly along said centerline 332ft to the centerline of an alley; thence northerly along said centerline to the centerline of East 15th Street, thence westerly along said centerline to the centerline of Woodstock Avenue; thence northerly along said centerline to the centerline of Rocky Hollow Road; thence westerly along said centerline to the centerline of East 16th Street; thence easterly along said centerline to the centerline of Quintard Avenue; thence northerly along said centerline to the centerline of East 21st Street; thence east along said centerline to the centerline of Blue Ridge Drive; thence easterly and northeasterly along said centerline of Blue Ridge Drive to the centerline of Woodland Avenue; thence southerly along said centerline of Woodland Avenue to the centerline of the extension of East 20th Street; thence easterly along said extension of said centerline to the centerline of Thomas Avenue; thence northeasterly along said centerline to the easternmost end of said Thomas Avenue; thence in a northeasterly direction along an extension of the centerline of Thomas Avenue to the circumference line of the original circular City Limit line of the City of Anniston; thence in a northwesterly direction along the circumference line of the original circular city limit line of the City of Anniston to its intersection with McClellan Boulevard; thence northerly along said centerline to the centerline of Hillcrest Drive; thence northwesterly along said centerline to the point of beginning; less and except any property or portion thereof not within the corporate boundary of the City of Anniston.

(2) Ward 2. Ward 2 shall be described as follows:

Beginning at the intersection of Hillcrest Drive and the present Anniston city limit line, said point also being on the eastern right-of-way line of the former Norfolk Southern Corporation Railroad; thence southerly, westerly, northerly, southerly, and easterly along the present Anniston city limit line to its intersection with the centerline of the L & N Railroad; thence northeasterly along said centerline to the centerline of West 16th Street; thence easterly along said centerline to the centerline of Cobb Avenue; thence southerly along said centerline to the centerline of West 12th Street; thence easterly along said centerline to the centerline of Pine Avenue; thence northerly along said centerline to the centerline of West 16th Street; thence easterly along said centerline to the centerline of Norfolk Southern Corporation Railroad; thence northerly along said centerline to the centerline of West 18th Street; thence easterly along said centerline to the centerline of Quintard Avenue; thence northerly along said centerline to the centerline of East 21st Street; thence east along said centerline to the centerline of Blue Ridge Drive; thence easterly and northeasterly along said centerline of Blue Ridge Drive to the

centerline of Woodland Avenue; thence southerly along said centerline of Woodland Avenue to the centerline of the extension of East 20th Street; thence easterly along said extension of said centerline to the centerline of Thomas Avenue; thence northeasterly along said centerline to the easternmost end of said Thomas Avenue; thence in a northeasterly direction along an extension of the centerline of Thomas Avenue to the circumference line of the original circular City Limit line of the City of Anniston; thence in a northwesterly direction along the circumference line of the original circular city limit line of the City of Anniston to its intersection with McClellan Boulevard; thence northerly along said centerline to the centerline of Hillcrest Drive; thence northwesterly along said centerline to the point of beginning; less and except any property or portion thereof not within the corporate boundary of the City of Anniston.

(3) Ward 3. Ward 3 shall be described as follows:

Beginning at the intersection of the present Anniston city limit line with the centerline of the L&N Railroad, said point being southwest of 13th Street: thence northeasterly along said centerline to the centerline of West 16th Street; thence easterly along said centerline to the centerline of Cobb Avenue; thence southerly along said centerline to the centerline of West 12th Street; thence easterly along said centerline to the centerline of Pine Avenue; thence northerly along said centerline to the centerline of West 16th Street; thence easterly along said centerline to the centerline of Norfolk Southern Corporation Railroad; thence northerly along said centerline to the centerline of West 18th Street; thence easterly along said centerline to the centerline of Quintard Avenue; thence southerly along said centerline to the centerline of East 16th Street; thence easterly along said centerline to the centerline of Rocky Hollow Road; thence northeasterly along said centerline to the centerline of Woodstock Avenue; thence southerly along said centerline to the centerline of East 15th Street; thence easterly along said centerline 1,137ft to the centerline of an alley; thence southerly along said centerline to the centerline of Marguerite Avenue; thence southerly along said centerline to the centerline of Highland Avenue; thence southerly along said centerline to the centerline of East 5th Street; thence westerly along said centerline to the centerline of Keith Avenue; thence south along the centerline of Keith Avenue to the intersection of the centerline of the first alley north of "A" Street, if extended, thence west along said centerline to a point adjacent with the rear property line of the lots along the east side of Grant Avenue, if extended; thence south along said centerline to the centerline of Sunset Drive; thence east along said centerline to the centerline of Fairway Heights: thence southerly along said centerline to the centerline of Sleeping Giant Road; thence southeasterly along said centerline to the centerline of Greenbrier-Dear Road; thence southeasterly along said centerline to the centerline of Hillyer Robinson Industrial Parkway; thence southerly along said centerline to its intersection with the present Anniston city limit line; thence in a generally westerly and northwesterly direction along said city limit line to the point of beginning less and except any property or portion thereof not within the corporate boundary of the City of Anniston.

(4) Ward 4. Ward 4 shall be described as follows:

Beginning at the intersection of the centerline of Hillyer Robinson Industrial Parkway and the present Anniston city limit line. thence northerly along said centerline to the centerline of Greenbrier-Dear Road, thence westerly along said centerline to the centerline of Sleeping Giant Road; thence northeasterly along said centerline to the centerline of Fairway Heights; thence northerly along said centerline to the centerline of Sunset Drive; thence westerly along the centerline of Sunset Drive to a point adjacent with the rear lot line of the lots along the east side of Grant Avenue; thence northerly along said rear lot line

to the centerline of the first alley north of "A" Street; thence easterly along said centerline to the centerline of Keith Avenue, if extended; thence northerly along said centerline to the centerline of East 5th Street; thence easterly along said centerline to the centerline of Highland Avenue; thence northerly along said centerline to the centerline of Oak Street; thence easterly along said centerline to the centerline of Jefferson Avenue; thence southerly along said centerline 36ft to the centerline of an alley street; thence easterly along said centerline to the centerline of Kirkwood Avenue; thence northerly along said centerline to the centerline of East 9th Street; thence easterly along said centerline to the centerline of Lockwood Avenue; thence southerly along said centerline 262ft to the centerline of an alley street; thence easterly along said centerline to the centerline of Maplewood Avenue; thence northerly 61ft to the centerline of an alley street; thence easterly along said centerline to the centerline of Coleman Drive; thence northerly along said centerline to the centerline of East 9th Street; thence northeasterly along said centerline to the centerline of Henry Road; thence easterly along said centerline to the centerline of the newly named US Highway 431; thence southerly along said centerline to the centerline of Choccolocco Road; thence easterly along said centerline to its intersection with the present Anniston city limit line: thence in a southerly and westerly direction along said city limit line to the point of beginning; less and except any property or portion thereof not within the corporate boundary of the City of Anniston.

Section 2. The City Clerk shall enter the City Manager's proposed division, as presented and described in Section 1 of this Resolution, into the minutes of the City. The City Clerk shall make available for public inspection the map showing the City Manager's proposed division.

Section 3. Within thirty (30) days of the date of this Resolution presenting the City Manager's proposed division, the Council shall either approve the proposed division by ordinance or resolution, or the Council shall adopt an ordinance or resolution of disapproval setting forth the Council's proposed wards with clarity and certainty and further prescribing a date for the holding of an election by the voters not less than thirty (30) nor more than ninety (90) days after the adoption of said ordinance or resolution of disapproval.

Section 4. If the Council shall neither approve the City Manager's proposed division nor adopt a valid ordinance or resolution of disapproval within thirty (30) days of the date of this Resolution, then the division as proposed by the City Manager shall be deemed adopted, and the wards of the City shall be as described in Section 1 of this Resolution shall for the purpose of each subsequent.

Section 5. This Resolution shall take immediate effect.

PASSED AND ADOPTED on this the 6th day of February, 2024.

COUNCIL OF THE CITY OF ANNISTON, ALABAMA

Jack Draper, Mayor
Jay Jenkins, Council Member
Demetric Roberts, Council Member
Ciara Smith, Council Member

ATTEST:

Skyler Bass, City Clerk

Council Member Jenkins made a motion for passage and adoption of the Resolution Approving the City Manager's Proposed Division of the City. The motion was seconded by Council Member Roberts.

Council Member Smith stated one of the main points being missed is that the 2010 census created the 2012 ward map. The 2012 ward map showed that there was a 50.52% white percentage in Ward 1 and a 44.16% of black population in Ward 1. Over the span of ten years from 2010-2020, that white population has decreased. Population has also decreased in Ward 2, so they have to take a certain percentage of population from Ward 1, Ward 3, or Ward 4 to make sure they have equal population in each ward. She stated that comparing the 2012 map to the proposed map, we are moving from a white majority populated ward into an equal opportunity ward.

Council Member Roberts stated that everyone is focused on black and white but they are missing the fact that Anniston had a population 21,564. He stated that they tried to spilt the population up to make every ward equal. He stated that blacks are the majority in Anniston and they have two wards that have to be represented by blacks. He stated that the Housing Authority did the city an injustice, because people have been moved out of wards 2 and 3; and there is nothing being done to intentionally deprive black people from having representation. He stated that what is being deprived, is black people are not getting out and voting like they should.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith and Draper; nays: none. The motion carried and the resolution was passed and adopted. *(24-R-8)*

Mayor Draper introduced the ordinance Amending Section 33.10 (c) Prohibiting the carry of concealed pistols without a license *(1st Reading)*.

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

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

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith and Draper; nays: none. The motion carried.

Mayor Draper read the ordinance by title only.

Council Member Jenkins made a motion for unanimous consent for immediate consideration. The motion was seconded by Council Smith and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith and Draper; nays: none. The motion carried.

Council Member Smith made a motion for passage and adoption of the ordinance Amending Section 33.10 (c) Prohibiting the carry of concealed pistols without a license. The motion was seconded by Council Member Roberts and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith and Draper; nays: none. The motion carried and the ordinance was passed and adopted. *(24-O-1)*

Mayor Draper introduced the ordinance Amending Section 1.12(b) Describing the Wards of the City *(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 comments are reading the ordinance by title only. No one spoke. Mayor Draper closed the public hearing to receive public comments are reading the ordinance by title only.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith and Draper; nays: none. The motion carried.

Mayor Draper read the ordinance by title only.

Council Member Jenkins made a motion for unanimous consent for immediate consideration. The motion was seconded by Council Roberts and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith and Draper; nays: none. The motion carried.

Council Member Jenkins made a motion for passage and adoption of the ordinance Amending Section 1.12(b) Describing the Wards of the City. The motion was seconded by Council Member Roberts and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith and Draper; nays: none. The motion carried and the ordinance was passed and adopted. (24-O-2)

Ralph Bradford addressed the council that he has been coming to the council for years and has never gotten anything that he has asked for. He stated that it was his work that made it possible for the African American members to be on the council. He stated that he is tired of the young folks trying to talk about something they really don't know anything about, redistricting. He stated that citizens need to get out and vote.

Joanna Huddleston, 2296 County Road 447, Woodland Alabama, addressed the council on behalf of the Association of Combat Veterans, who ride motorcycles as a hobby. She stated that their focus is to provide assistance and to help individual veterans. She asked if the rental fee could be waived for the use of the Anniston Meeting Center. She stated that they have booked the facility for April 26-28, 2024.

Council Member Jenkins thanked staff and East Alabama for their hard work at putting the map together. He stated that he understands what it took for Anniston to get to where it is and he appreciates the effort.

Council Member Roberts stated that respect is a thing that is given but also earned. He stated that it gets old when people get up at council meetings and want to use bullying techniques. He stated that when there are issues in the Black community not one person picks up the phone, but they will come to a council meeting and grandstand. He stated that there is a comprehension level that everyone is not adhering to. He stated that they should at least be able to sit and have a conversation to resolve any issues in Anniston.

Council Member Smith stated that we are our own worst enemy. She stated that they are constantly going in circles within the black community. She stated that instead of the people supporting her, as a young black woman, they wrote her off and claimed that she is didn't know anything due to her age and inexperience on the council. She stated that instead of unifying the voice of the black community, we sit and argue every time. She stated that it does not matter how many times she explains something; people do not listen to comprehend but instead to rebuttal.

Mayor Draper thanked Mr. Folks for his work with Bruce and Mike on creating this map. He stated, looking at the raw numbers and deviations, this map is as fair as it can possibly be.

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, and Draper; nays: none. The motion carried and the meeting was adjourned at approximately 6:24 o'clock p.m.

CONSENT AGENDA

RESOLUTION NUMBER 24-R-___

**A RESOLUTION APPOINTING MEMBER(S) 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 **20th** day of **February, 2024**.

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
5	Mayor	Frazier Burroughs	03/31/2027	Appointment

RESOLUTION NUMBER 24-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 2024-01 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 **20th** day of **February, 2024**.

**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 2024-01 Grass/Debris/Vehicles**

Address	PPIN	Owner	Nuisance
1927 Moore Ave	20130	Chantelle M Cox	Grass/Debris
1711 Moore Ave	20240	Phillips, Tyler& Martha C/O Walker, Victoria	Grass/Debris
3825 George St	26968	Thomas Woodrow	Grass/Debris
619 Knox Ave	17690	Edward Grant Lovvorn	Grass/Debris
1108 S Leighton Ave	66747	Caviness, Johnnie C/O Mary Ellen Johnston	Grass/Debris
13 Pike Dr	27090	Alexander, Richard and Donna	Grass/Debris
9 Pike Dr	26934	Alexander, Richard and Donna	Grass/Debris
733 Blue Ridge Dr	62300	A to Z Investment Properties LLC	Grass
428 E 22 nd St	93300/93299	South, Tessa Danielle	Grass
215 W 30 th St	26038	Chapple, Gabriel Devon	Grass/Yellow Mercedes Sedan, unknown tag, Brownish Mercedes Sedan, unknown tag
2020 Christine Ave	21226	Cox, T O and Edna	Grass/Debris
302 Lucius Dr	67395	Sunny JV LLC	Grass/Debris
2013 Christine Ave	61737	Nunn, Leonard & Glenda Sue	Grass/Debris
1020 Parkwood Dr	25982	Sunny JV LLC	Grass/Debris
316 H St	66733	Alisa Marchman	Debris
318 H St	66732	Alisa Marchman	Debris
400 W Oak St	18380	Ervin, Harold Frank Jr.	Grass/Debris
1220 Constantine Ave	67224	Felton, Tonya	Grass/Debris
409 W Oak St	18406	Bush, Leonard & Sheila C/O Norman Bush	Grass/Debris
314 W Oak St	18214	Roger Stone, C/O Mary Vinson	Grass/Debris
427 Chestnut Ave	63454	Jashena Brown	Travel Trailer-Unknown plate/Debris
431 Chestnut Ave	18312	William E. Mitchell	Grass/Debris
1308 White Ave	19081	Nebraska Burnhardt, Jr.	Grass/Debris
1614 Walnut Ave	18912	Peggy Smedley	Grass/Debris
2818 McKleroy Ave	25737	Willie & Iola Mack	Grass/Debris
222 Blue Mtn Rd W	26266	Richard Boroff	Grass/Debris
304 Blue Mtn Rd W	26084	William & Lennie Smith	Grass/Debris
412 Blue Mtn Rd W	25904	GM Global Holdings LLC	Debris
320 Blue Mtn Rd W	60882	Lisa A Panthel & William Lewis	Grass/Debris
1030 Johnston Dr	62144	Susan Koch	Debris
1301 E 11 th St	20421	Charles Edward Turner	Debris
1420 E 19 th St	22292	McCauley, Ralph C/O Earl McCauley	Grass/Debris

RESOLUTION NO. 24-R-__

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE
STATE OF ALABAMA ACTING BY AND THROUGH THE ALABAMA DEPARTMENT OF
TRANSPORTATION FOR SIGNAL TIMING UPDATE AND IMPLEMENTATION**

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

- Section 1.** That the City of Anniston, Alabama, enter into an Agreement with the State of Alabama, acting by and through the Alabama Department of Transportation for signal timing update and implementation on SR-21 (Quintard Avenue) from 8th Street to 22nd Street in the City of Anniston; Project CRPAN-0021(); CPMS Ref #100077730 and 100077731
- Section 2.** That the Agreement be executed in the name of the City, by its Mayor, for and on its behalf;
- Section 3.** That the Agreement be attested by the City Clerk and the seal of the City affixed thereto.

PASSED AND ADOPTED on this the **20th** day of **February, 2024**.

**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. 24-R-__

**AUTHORIZING PURCHASE OF SUTPHEN CORPORATION CUSTOM PUMPER
AND LEASE-PURCHASE AGREEMENT WITH LEASING 2, INC.**

WHEREAS, the Anniston Fire Department has a pressing need to purchase a heavy-duty custom pumper fire engine to be used solely for the delivery of fire protection services, an essential governmental function, within the City of Anniston's police and fire jurisdiction;

WHEREAS, the Alabama Department of Examiners of Public Accounts has authorized governmental entities, including the City of Anniston, to make purchases through the Houston-Galveston Area Council ("H-GAC") as a designated purchasing cooperative, and Sutphen Corporation is an awarded H-GAC vendor of heavy-duty custom pumpers;

WHEREAS, the Anniston Fire Department may purchase a Sutphen Corporation heavy-duty demo pumper for a total of \$935,000, purchased from Williams Fire Apparatus, as a part of the competitive bidding process utilized by the H-GAC purchasing cooperative;

WHEREAS, the Council finds that the purchase of this fire apparatus is needed to protect the safety of persons within the City's police and fire jurisdiction;

WHEREAS, the Anniston Fire Department has taken the necessary steps to comply with the competitive bidding requirements applicable to municipalities under Alabama law;

WHEREAS, the Council further finds that it is in the best financial interests of the City of Anniston and the Anniston Fire Department to purchase this fire apparatus through a lease-purchase agreement, as authorized by the Alabama Governmental Leasing Act, Ala. Code § 41-16A-1, *et seq.*

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

The City Manager is hereby authorized and directed to purchase one (1) Sutphen Corporation heavy-duty demo pumper for the use of the Anniston Fire Department at a cost of \$935,000.

The City Manager is further authorized to execute a Lease-Purchase agreement with Leasing 2, Inc., in compliance with the requirements of the Alabama Governmental Leasing Act, to provide for the financing of the purchase price at the interest rate, term, payment schedule, and purchase price option designated as follows:

Equipment Cost:	\$935,000
Down Payment:	\$250,000
Amount Financed:	\$685,000
Lease Term:	7 Years
First Payment Date:	2/25/2025

Payment Frequency: Annual
Interest Rate: 5.96%
Annual Payment Amount: \$122,634.91

The City Manager is further authorized to execute and deliver any such other agreements and to take any such actions as may be necessary to consummate the purchase and financing through a lease-purchase agreement, as authorized herein, or to keep and perform the City of Anniston's rights and duties with respect to the same.

PASSED AND ADOPTED on this the **20th** day of **February, 2024.**

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

FACT SHEET

February 16, 2024

SUBJECT: The Resurfacing of a Portion of Lera Dr. & Multiple Patching Locations for the City of Anniston.

Project No: 2024-001P

FACTS: The City of Anniston held its bid opening for the above referenced project at 10:00 a.m. on February 15, 2024 in the executive conference room of Anniston City Hall. The City of Anniston received four complete bids. The City of Anniston's Engineering Department has completed its review of the bids and issued a certified bid tabulation (attached to this fact sheet) that verifies all numbers to be true and correct. This project did include alternate bid items that may be left off the award of the bid at the City of Anniston's discretion. Alabama Grading's base bid excluding alternates was in the amount of \$194,926.00. Alabama Grading's total bid to include alternates was in the amount of \$203,572.50.

RECOMMENDATION:

Award the bid to include alternates to Alabama Grading and Excavation in the amount of \$203,572.50.



THE CITY OF
ANNISTON
P.O. BOX 2168
ANNISTON, AL
36202

CERTIFIED BID TABULATION FOR: THE RESURFACING OF A PORTION OF LERA DR. & MULTIPLE PATCHING
LOCATIONS FOR THE CITY OF ANNISTON

PROJECT NO: 2024-001P
DATE: FEBRUARY 15, 2024

				ALABAMA GRADING & EXCAVATION		APAC ALABAMA INC.		MASSEY ASPHALT PAVING		VULCAN MATERIALS, ASPHALT, & CONST. LLC	
Line No.	ITEM DESCRIPTION	QUANTITY & UNIT		UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
1	Mobilization	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 27,850.00	\$ 27,850.00	\$ 4,500.00	\$ 4,500.00	\$ 23,513.00	\$ 23,513.00
2	424A343Superpave Bituminous Concrete Wearing Surface Layer, Patching 1/2" Maximum Aggregate Size Mix, ESAL Range A/B (330 lbs per sq yd)	514	SQ YD	\$ 165.00	\$ 84,810.00	\$ 360.00	\$ 185,040.00	\$ 259.50	\$ 133,383.00	\$ 325.00	\$ 167,050.00
3	424A340- Superpave Bituminous Concrete Wearing Surface Layer, 1/2" Maximum Aggregate Size Mix, ESAL Range A/B (165lb SQ YD)	380	TONS	\$ 129.00	\$ 49,020.00	\$ 168.00	\$ 63,840.00	\$ 195.75	\$ 74,385.00	\$ 195.00	\$ 74,100.00
4	424B665- Superpave Bituminous Concrete Lower Binder Layer, 3/4" Maximum Aggregate ESAL Range A/B (165lb SQ YD)	60	TONS	\$ 121.00	\$ 7,260.00	\$ 310.00	\$ 18,600.00	\$ 190.00	\$ 11,400.00	\$ 210.00	\$ 12,600.00
5	405A000- Tack Coat (.07 application rate)	320	GAL	\$ 6.80	\$ 2,176.00	\$ 4.75	\$ 1,520.00	\$ 4.50	\$ 1,440.00	\$ 4.25	\$ 1,360.00
6	206D003- Removing Curb and Gutter	90	LF	\$ 38.00	\$ 3,420.00	\$ 20.00	\$ 1,800.00	\$ 50.00	\$ 4,500.00	\$ 38.00	\$ 3,420.00
7	623C000- Combination Curb and Gutter, Type C	90	LF	\$ 36.00	\$ 3,240.00	\$ 65.00	\$ 5,850.00	\$ 61.00	\$ 5,490.00	\$ 120.00	\$ 10,800.00
8	740A000- Traffic Control	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 17,650.00	\$ 17,650.00	\$ 3,500.00	\$ 3,500.00	\$ 16,000.00	\$ 16,000.00
				BASE BID	\$ 194,926.00	BASE BID	\$ 322,150.00	BASE BID	\$ 238,598.00	BASE BID	\$ 308,843.00
BID ALTERNATES											
Line No.	ITEM DESCRIPTION	QUANTITY & UNIT									
9	Solid White, Class 1, Type A Traffic Stripe (5" Wide)	360	LF	\$ 3.90	\$ 1,404.00	\$ 2.95	\$ 1,062.00	\$ 1.90	\$ 684.00	\$ 3.05	\$ 1,098.00
10	Traffic Control Markings, Class 1, Type A (Solid Yellow 5" Wide)	650	SQ FT	\$ 7.25	\$ 4,712.50	\$ 1.65	\$ 1,072.50	\$ 1.00	\$ 650.00	\$ 2.30	\$ 1,495.00
11	Single Space Parking Bumpers Anchored With Pins	23	EA	\$ 110.00	\$ 2,530.00	\$ 190.00	\$ 4,370.00	\$ 132.20	\$ 3,040.60	\$ 116.00	\$ 2,668.00
				BID ALT.	\$ 8,646.50	BID ALT.	\$ 6,504.50	BID ALT.	\$ 4,374.60	BID ALT.	\$ 5,261.00
				TOTAL BID	\$ 203,572.50	TOTAL BID	\$ 328,654.50	TOTAL BID	\$ 242,972.60	TOTAL BID	\$ 314,104.00

CERTIFIED TRUE AND CORRECT:

Branton Cole

Branton Cole
City of Anniston, Engineering Department

RESOLUTIONS

RESOLUTION NO. 24-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 renovated the Glen Addie Community Center to provide space for St. Michael’s Medical Clinic (the “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 funding for capital improvements made to the Glen Addie Community Center for the Clinic and the Satcher Learning Center;

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

The Council hereby allocates \$ 329,156.00 of the funds received by the City of Anniston pursuant to the Settlement Agreements in the Opioid Litigation to pay for the costs of capital improvements to the Glen Addie Community Center for the benefit of the Clinic and the Satcher Learning Center, including \$265,276.45 paid for renovations and additions, \$63,685.85 for flooring, and \$975.00 for exterior concrete work.

The Council finds that the expenditure of these funds to provide capital improvements for the Glen Addie Community Center will support the programs and services to be offered through the Clinic and the Satcher Learning Center and 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 and allocate the funds authorized by this Resolution.

PASSED AND ADOPTED on this the **20th** day of **February, 2024.**

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

MOTIONS

FACT SHEET

February 9, 2024

SUBJECT: Chief Ladiga Trail

FACTS: The City of Anniston (City) held its bid opening for the Chief Ladiga Trail project on February 8, 2024 at 10:00 a.m. at City Hall. The City received four complete bids. B&B Developers is the apparent low bidder and bid in the amount of \$7,261,263.39. The City's consultant, Sain Associates, as well as City staff have performed bid reviews. Sain's recommendation is to proceed with awarding B&B Developers the contract for the Chief Ladiga Trail project in the amount of \$7,267,263.39. The project does have a March 31st deadline for the netting of bridges due to endangered bat habitat. Issuing the notice proceed as soon as possible will be necessary in order to achieve this date. A copy of the full bid tabulation and B&B Developers bid is attached to this fact sheet.

RECOMMENDATION:

Follow Sain's recommendation and award B&B Developers the Chief Ladiga Trail contract in the amount of \$7,267,263.39 at the February 22, 2024 City Council Meeting.