

Anniston, Alabama

January 17, 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 Wednesday, January 17, 2024, at approximately 5:30 o'clock p.m.

Jack Draper, Mayor, prayed the Invocation.

Jack Draper, Mayor, led the Pledge of Allegiance to the Flag.

Mayor Draper called the meeting to order. On call of the roll, the following Council Members were found to be present: Council Members Jenkins, Roberts, Smith, Harris, and Draper; absent: none. A quorum was present and the meeting opened for the transaction of business.

Steven Folks, City Manager, was present.

Bruce Downey, City Attorney, was present.

Council Member Roberts made a motion to waive the reading of and approve the minutes of the December 19, 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, and Draper; nays: none. The motion carried and the December 19, 2023 regular meeting minutes were approved.

Mayor Draper made a 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 opened a board confirmation hearing for Brooklyn Freeman to the Anniston Water Works and Sewer Board.

Glen Ray, 3514 Dale Hollow Road, stated that the council made an excellent choice of appointing Mrs. Freeman to the Anniston Water Works and Sewer Board.

Mayor Draper closed the board confirmation hearing for Brooklyn Freeman to the Anniston Water Works and Sewer Board.

Mayor Draper opened a public hearing to receive public comments regarding a Restaurant Retail Liquor application for El Huarache Loco LLC d/b/a El Huarache Loco located at 1521 Greenbrier Dear Road, Suite B inside the corporate limits. No one spoke. Mayor Draper closed the public hearing to receive public comments regarding a Restaurant Retail Liquor application for El Huarache Loco LLC d/b/a El Huarache Loco located at 1521 Greenbrier Dear Road, Suite B inside the corporate limits.

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

- (a) Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the City (24-R-1)
- (b) Resolution appointing member(s) to the Anniston Water Works and Sewer Board (24-R-2)

- (c) Motion to approve a Restaurant Retail Liquor application for El Huarache Loco LLC d/b/a El Huarache Loco located at 1521 Greenbrier Dear Road, Suite B inside the corporate limits

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 consent agenda was approved.

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

RESOLUTION NO. 24-O-3

A RESOLUTION PRESENTING 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 17th day of January, 2024.

COUNCIL OF THE CITY OF ANNISTON, ALABAMA

By:/s/ Jack Draper, Mayor

By:/s/ Jay Jenkins, Council Member

By:/s/ Demetric Roberts, Council Member

By:/s/ Ciara Smith, Council Member

By:/s/ Millie Harris, Council Member

ATTEST:

Skyler Bass, City Clerk

Mayor Draper made a motion to approve the resolution presenting the City Manager's Proposed Division of the City. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, and Draper; nays: none. The motion carried and the resolution was passed and adopted. (24-R-3)

Shirley Carter, 1420 Woodstock Avenue, addressed the council that they confused her because they are calling this a Proposed Division of the City instead of redistricting. She stated that she does not think the process was followed.

Ralph Bradford, citizen of Anniston, addressed the council that they are there for redistricting and not division. He stated that they would rather wait until the map is presented so they can show what their disagreement with it is. He stated that they came to see the map of the division. He stated that they are not going to comment until after the maps are presented.

Glen Ray, 3514 Dale Hollow Rd, addressed the council that it is hard to address something when you haven't seen anything. He stated that the council should have went to the community and showed

the map before anything was done. He stated that they are ready to vote and have not talked to the citizens of Anniston to see what's going on. He stated that this is a dictatorship.

Angela Fears, 47 Foxley Road, addressed the council that redistricting is not on the agenda to be discussed. She requested to be added to the public hearing to address the matter of redistricting.

Council Member Harris had no comment.

Council Member Smith stated that the grandstanding and stating that the council has not given an opportunity to discuss this map is really ridiculous. She stated that they have an opportunity to have this discussion and they choose not to publicly. Council Member Smith stated that she was disappointed to not have the dialogue. She stated that individuals have said one thing over the phone and another while in public in front of a camera.

Council Member Roberts thanked everyone for coming out. He stated that if everyone would just listen the council is not running a dictatorship. Council Member Roberts stated that they are doing something that is required by law. He stated that we cannot keep trying to stronghold everything. He stated that if you do not understand what is going on, just say that. He stated that everything can be handle with a conversation.

Council Member Jenkins wished everyone a Happy New Year and a good fortune in 2024.

Mayor Draper had no comment.

Mayor Draper made a motion to convene into executive session to discuss the job performance of certain public employees and to further discuss with the City's Attorney the legal ramification of and legal option for controversies not yet being litigated but imminently likely to be litigated or imminently likely to be litigated if the governmental body purses a proposed course of action and the council will not be returning from the executive session.

Bruce Downey, City Attorney, stated for the record that with respect to the discussion with the City Attorney...****City Attorney's further comments were inaudible.*

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 meeting was adjourned into executive session at approximately 5:51 p.m. o'clock.