

Anniston, Alabama

March 19, 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, March 19, 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, Harris and Draper; absent: Council Member Smith. A quorum was present and the meeting opened for the transaction of business.

David Arnett, Public Works Director, was present.

Bruce Downey, City Attorney, was present.

Council Member Harris made a motion to waive the reading of and approve the minutes of the February 20, 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, Harris, and Draper; nays: none. The motion carried and the February 20, 2024, regular meeting minutes were approved.

Council Member Roberts made a motion to waive the reading of and approve the minutes of the February 27, 2024, called 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, Harris, and Draper; nays: none. The motion carried and the February 27, 2024, called meeting minutes were approved.

Council Member Harris made a motion to waive the reading of and approve the minutes of the March 4, 2024, called 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, Harris, and Draper; nays: none. The motion carried and the March 4, 2024, called 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, Harris, and Draper; nays: none. The motion carried and the agenda was adopted.

Mayor Draper introduced a board confirmation hearing for Emily Robison to the Anniston Water Works and Sewer Board.

Mayor Draper read the following addresses for the record: 1711 Moore Ave, 3825 George St., 1108 S Leighton Ave, 428 E. 22nd St., 215 W 30th St., 2020 Christine Ave, 302 Lucius Drive, 2013 Christine Ave, 400 W Oak St., 1220 Constantine Ave, 427 Chestnut Ave, 431 Chestnut Ave, 1614 Walnut Ave, 2818 McKleroy Ave, 222 Blue Mtn. Rd. W., 304 Blue Mtn. Rd. W., 412 Blue Mtn. Rd. W., 320 Blue Mtn. Rd. W., 1030 Johnston Drive, 1301 E 11th St.

Mayor Draper opened a public hearing to receive public comments over-ruling to the abatement of identified nuisances.

Tana Bryant, Senior Code Enforcement Officer, stated that 1301 East 11th Street has been completed. She stated that 1020 Parkwood is complete as well.

Willie G Mack, 2818 McKleroy, addressed the council that he would meet with Tana to discuss cleaning up his yard.

Susan Koch, 1030 Johnston Drive, addressed the council that she would like for them to grant her more time to get her property cleaned up.

Lisa Alexandria Panthel and William Lewis, 320 Blue Mtn. Rd. W., addressed the council that they are working to fix the issue but they have experienced a high value of theft at her house which hinders them from keeping the yard up.

Richard Jackson, 2317 Noble Street, addressed the council on questions he had about the demolitions that were already contracted. He asked how many residences are going to be demolished by Emtek.

Kenneth Thomas Jr., 1711 Moore Ave, addressed the council on speaking with Tana to work on getting the property cleaned up.

Mayor Draper made a motion to approve the consent agenda:

- (a) Resolution authorizing reimbursements to city officials for expenses while traveling away from the city (24-R-14)
- (b) Resolution over-ruling objections to the abatement of identified nuisances Group 2024-01 (24-R-15)
- (c) Resolution appointing member(s) to the Anniston Water and Sewer Board (24-R-16)
- (d) Resolution declaring personal property as surplus and authorizing the disposal of said property (24-R-17)
- (e) Motion to award bid for FY2024 CDBG Demolition of seven (7) substandard structures to Emtek for a total of \$36,100.00 and one (1) substandard to T and D for \$10,500.00
- (f) Motion to award bid for purchase of 40-50 Sig Sauer M400 Pro Rifles for the Police Department to Gulf States Distributors in the amount of \$959.00 per rifle.
- (g) Motion to reject bid for HVAC/Humidification replacement for Anniston Museums and Garden
- (h) Motion to appoint Jack Draper as the Voting Delegate and Millie Harris as the 1st Alternate Voting Delegate at the Alabama League of Municipalities Annual Business Meeting on May 17, 2024.

The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Harris, and Draper; nays: none. The motion carried and the consent agenda was approved.

Mayor Draper introduced the ordinance declaring surplus real property and authorizing conveyance of the same (1st Reading)

ORDINANCE NO. 24-O-3

AN ORDINANCE DECLARING SURPLUS REAL PROPERTY AND AUTHORIZING CONVEYANCE OF THE SAME

WHEREAS, the City of Anniston does own and possess the parcel of land located on 4th Street in Anniston, Alabama, Parcel No. 21-03-07-4-001-078.000, being described in the deed recorded in the

Office of the Judge of Probate for Calhoun County in Deed Book 3295, Page 615 (referred to herein as the "Property");

WHEREAS, Calhoun County Commission desires to acquire an access easement over the Property, as described and depicted in the Easement for Ingress and Egress attached hereto as Exhibit A (the "Easement") for governmental use and purposes;

WHEREAS, the Council finds that the City does not need the Easement for municipal purposes;

WHEREAS, the Council finds that the Easement will not prohibit or unduly interfere with the City's intended uses of its subservient real property;

WHEREAS, the Council desires to sell, grant and convey the easement to Calhoun County Commission for a sum total of Ten Dollars (\$10.00) so that the property may be used for the purposes set forth in the Easement;

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

1. Declaration of Surplus Real Property. It is hereby established and declared that the real property of the City, as described and shown in Exhibit A, attached hereto, is surplus real property that is no longer used or needed by the City of Anniston for public or municipal purposes. It is further established and declared that the grant of an easement to the real property will not prohibit or unduly interfere with the City's intended uses or rights to the subservient estate.
2. Conveyance of the Easement. The Mayor and the City Clerk are hereby authorized and directed to execute, attest and deliver to Calhoun County Commission, for and on behalf of the City of Anniston, Alabama, an easement in the form attached hereto as Exhibit A, so as to sell, grant and convey the easement to Calhoun County Commission.
3. Public Purpose will be Served by the Conveyance. The Council finds and declares that the conveyance of the easement to Calhoun County Commission shall serve a valid and sufficient public purpose.
4. Effective Date. This Ordinance shall become effective immediately upon adoption and publication as required by law.

Council Member Jenkins made a motion to read 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 declaring surplus real property and authorizing conveyance of the same by title only. No one Spoke. Mayor Draper closed the public hearing to receive public comments on reading the ordinance declaring surplus real property and authorizing conveyance of the same by title only.

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

Mayor Draper made a motion for passage and adoption. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Harris, and Draper; nays: none. The motion carried and the ordinance was passed and adopted. (24-O-3)

Council Member Roberts made a motion for passage and adoption of a Resolution authorizing Second Amendment to Development Agreement between the City of Anniston, Alabama, and Blackwater Development Company LLC. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Harris, and Draper; nays: none. The motion carried and the resolution was passed and adopted. (24-R-18)

Council Member Jenkins made a motion for passage and adoption of a Resolution authorizing the City of Anniston to join the State of Alabama and Other Local Governments as participants in current Opioid Settlements. The motion was seconded by Council Member Roberts and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Harris, and Draper; nays: none. The motion carried and the resolution was passed and adopted. (24-R-19)

Council Member Jenkins made a motion for passage and adoption of a Resolution authorizing disbursement from New Business Sales Tax Revenue Education Fund. The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Harris, and Draper; nays: none. The motion carried and the resolution was passed and adopted. (24-R-20)

Mayor Draper made a motion for passage and adoption of a Resolution authorizing acquisition of certain real property. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Harris, and Draper; nays: none. The motion carried and the resolution was passed and adopted. (24-R-21)

Council Member Jenkins stated that what they do up there can seem a little confusing and not as clear. They are just taking care of business. He thanked the citizens for doing the work of cleaning up their properties. He congratulated the Sinclair Social for doing well coming out of the gate.

Council Member Roberts stated that they have a lot of good going on within the City and he thanked City staff for their assistance with the Anniston Changers. He mentioned the unfortunate death of a child during a hit-and-run. He asked everyone to be in prayer for the city.

Council Member Harris thanked everyone for coming out to the meeting.

Mayor Draper had no comment.

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 Jenkins; and on call of the roll, the following vote was recorded: ayes: Council Members Jenkins, Roberts, Harris, and Draper; nays: none. The motion carried and the meeting was adjourned at approximately 5:49 o'clock p.m.