

CITY COUNCIL MEETING MINUTES OF AUGUST 15, 2023

The Enterprise City Council convened in Regular Session at 6:00 p.m., Tuesday, August 15, 2023 in the Council Chambers at City Hall.

PRESENT: Council President Turner Townsend, District #5
Council President Pro-Tem Sonya W. Rich, District #1
Council Member Eugene Goolsby, District #2
Council Member Greg Padgett, District #3
Council Member Scotty Johnson, District #4

ALSO PRESENT: Mayor William E. Cooper
City Administrator Jonathan Tullos
City Clerk Beverly Sweeney was present and kept the minutes.

ROLL CALL – Council President Townsend noted that all Council Members were present.

APPROVAL OF AGENDA

The President called for a motion to approve the agenda of the meeting as submitted. Council Member Johnson moved to approve the agenda of the meeting as submitted. Council Member Rich seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

CONSIDERATION OF CONSENT AGENDA

The President called for a motion to approve the Consent Agenda as presented:

- City Council Work Session Minutes of August 1, 2023
- City Council Meeting Minutes of August 1, 2023
- Contract Billings in the amount of **\$2,086,616.14** as follows:
 - Whaley Construction Co., Inc. -**
Application No. 7 - \$1,053,560.64 – Construction – Recreation & Aquatics Center
 - Beasley Construction Services, Inc. -**
Application No. 1 - \$82,018.25 – Construction – New Pickleball Courts
 - Estimate No. 6 - \$742,344.75 – Construction – Multipurpose Rec Complex/Phase I
 - Wiregrass Construction Co., Inc. -**
Estimate No. 7 - \$19,317.40 – Construction – FY23 Resurfacing/Phase III (B)
 - Poly, Inc. -**
Invoice No. 19942 - \$30,074.40 – Construction Phase Services – Multipurpose Rec Complex/Phase I
 - Invoice No. 19943 - \$825.70 – Engineering/Design – FY23 Resurfacing/Phase III (B)
 - Carr, Riggs & Ingram, LLC -**
Invoice No. 17655982 - \$152,225.00 – Contract Services – Interim Billing/FY22 Financial Audit
 - Fine, Geddie & Associates -**
Invoice No. 2287 - \$6,250.00 – Contract Services – August 2023
- Travel Requests as follows:
 - Engineering**
Thomas Hardy
APA Annual Joint Chapter Fall Conference
Starkville, Mississippi
October 18-20, 2023
Estimated Cost: \$1,000.00
 - Parks & Recreation**
Billy Powell
Blake Moore
ARPA Fall Workshop
Orange Beach, Alabama
September 26-28, 2023
Estimated Cost: \$1,227.76
- Request to Dispose of Inventory as follows:
 - Magistrate**
 - (1) Brother Printer City ID #6574
 - (2) Laptop Bags No City ID #
 - (1) Dell Laptop City ID #6553
 - (3) Keyboards No City ID #
 - (1) Metal Bends City ID #2312
 - (1) Metal Bends City ID #2313
 - (1) Metal Bends City ID #2315
 - (1) Metal Bends City ID #2316
 - (1) Metal Bends City ID #2317
 - (1) Metal 4 Drawer File Cabinet City ID #2331
 - (1) Phillips TV City ID #6543

CONSIDER CONSENT AGENDA (Continued):

Council Member Goolsby moved to approve the Consent Agenda as presented. Council Member Padgett seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

RECOGNITION OF 11U ALL-STAR BASEBALL TEAM

The President recognized Mayor Cooper and Parks & Recreation Superintendent Blake Moore, who presented certificates to players and coaches of the 11U all-star baseball team in recognition of winning the USSSA World Series Championship.

REQUEST TO ADDRESS COUNCIL/PARADE PERMIT (Johns Chapel AME Church/2024 Juneteenth Parade)

The President recognized Nichole Nichols, representing Johns Chapel AME Church, who requested to address the Council to obtain a parade permit for Saturday, June 15, 2024, from 12:00 p.m. until 1:00 p.m., with a rain date of Saturday, June 22, 2024. The parade, in celebration and acknowledgement of the Juneteenth “Emancipation Day” federal holiday, will begin at 303 N. Main Street (Downtown Donuts) and end at 306 S. Main Street (River Bank & Trust).

Council Member Rich moved to approve the permit request as submitted. Council Member Johnson seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

REQUEST TO ADDRESS COUNCIL/STREET CLOSURE (Deana Pierce/Lunation Midnight Margaritas Fundraiser)

The President recognized Deana Pierce, representing Lunation, who requested to address the Council to obtain a permit for the following event:

3rd Annual Midnight Margaritas Fundraiser

Event Time/Date: 6:00 p.m. – 12:00 a.m., Saturday, October 28, 2023

Street Closure: 5:30 p.m. – 12:30 a.m.

Closure Area: W. College Street to Railroad Street, traffic reversal for W. Grubbs Street

Council Member Rich moved to approve the permit request as submitted. Council Member Goolsby seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

REQUEST TO ADDRESS COUNCIL/STREET CLOSURE (Vanessa & Craig Schauble/Sixel Octobrewfest)

The President recognized Vanessa Schauble, representing Sixel Bottle & Growler House, who requested to address the Council to obtain a permit for the following event:

Sixel Octobrewfest Craft Beer Festival

Event Time/Date: 12:00 p.m. – 4:00 p.m., Saturday, September 30, 2023

Street Closure: 6:00 a.m., Saturday, September 30, 2023 – 12:00 a.m., Monday, October 2, 2023

Closure Area: 110 Easy Street to the beginning of Edwards Street

Council Member Goolsby moved to approve the permit request as submitted. Council Member Johnson seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

PRIVILEGE OF THE FLOOR (Persons allowed 3 minutes to address the Council)

The President recognized Brad Sells, who provided a petition to the Council requesting the ban on any business or non-profit organization that sells marijuana or hemp in the City of Enterprise except in cases of a medical emergency and prescribed by a doctor.

STAFF REPORTS

No reports were presented.

OLD BUSINESSPUBLIC HEARING & CONSIDERATION/ABC LICENSE REQUEST (Ma Yo)

The President called for a public hearing prior to consideration of a request from Sunflower Smile LLC d/b/a Ma Yo for a Restaurant Retail Liquor license located at 1109 Boll Weevil Circle, Suite 5. No comments were offered. The President closed the hearing and called for consideration of the ABC license request.

ABC LICENSE REQUEST (Continued):

Council Member Johnson moved to approve the ABC license request as submitted. Council Member Rich seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

NEW BUSINESSADOPTION OF FY 2024 TRANSPORTATION PLAN

The President called for a motion to adopt the City of Enterprise Fiscal Year 2024 Transportation Plan in accordance with the Rebuild Alabama Act. The plan, adopted annually, provides that estimated revenues of \$185,000.00 anticipated from the Rebuild Alabama Act (Fuel Bill) fund during the 2024 Fiscal Year will be used to perform roadway improvements, repairs, resurfacing, reconstruction or maintenance toward completion of the FY24 Phase IV Master Street Resurfacing List; and/or as match monies for any state or federal grant funded projects to perform roadway improvements, repairs, resurfacing, reconstruction or maintenance within the city's existing street/road network during said fiscal year.

Council Member Padgett moved to adopt the Fiscal Year 2024 Transportation Plan as submitted. Council Member Goolsby seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

REVIEW & CONSIDER RESOLUTION 08-15-23 (Set Public Hearing/Vacating Portion of Dozier Road)

The President introduced and called for consideration of an Application and Resolution 08-15-23, related to the partial vacation of Dozier Road. The resolution sets a public hearing as to the partial vacation for October 3, 2023 at the regularly scheduled Council Meeting.

Council Member Rich moved to adopt Resolution 08-15-23. Council Member Goolsby seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Resolution 08-15-23 duly passed and adopted.

REVIEW & CONSIDER RESOLUTION 08-15-23-A (Set Public Hearing/Vacating Portion of Hickman Road)

The President introduced and called for consideration of an Application and Resolution 08-15-23-A, related to the partial vacation of Hickman Road. The resolution sets a public hearing as to the partial vacation for October 3, 2023 at the regularly scheduled Council Meeting.

Council Member Padgett moved to adopt Resolution 08-15-23-A. Council Member Johnson seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Resolution 08-15-23-A duly passed and adopted.

REVIEW & CONSIDER RESOLUTION 08-15-23-B (Application for Funding Assistance/FY 2024 Airport Improvements)

The President introduced and called for consideration of Resolution 08-15-23-B, providing for the authorization of an application for airport improvement funding assistance from the State of Alabama Department of Transportation. The funding will be for the purpose of undertaking a project in Fiscal Year 2024 to make improvements at the Enterprise Municipal Airport. Resolution 08-15-23-B further authorizes the Mayor to execute the application agreement subject to an opinion from the City Attorney that the city is authorized to enter into an agreement.

Council Member Johnson moved to adopt Resolution 08-15-23-B. Council Member Rich seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Resolution 08-15-23-B duly passed and adopted.

REVIEW & CONSIDER RESOLUTION 08-15-23-C (Tartan Pines Subdivision/Phase IV)

The President introduced and called for consideration of Resolution 08-15-23-C, providing to accept for maintenance the streets and other public easements/improvements which are expressly shown on the final plat of Tartan Pines Phase IV Subdivision as public dedications, subject to the contingencies and matters as set out in the August 2, 2023 letter from Barry Mott to the Council.

Council Member Rich moved to adopt Resolution 08-15-23-C. Council Member Goolsby seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Resolution 08-15-23-C duly passed and adopted.

AUTHORIZE MAYOR TO EXECUTE POLY, INC. TASK ORDER NO. 56

The President called for a motion to authorize the Mayor to execute Task Order No. 56 to Poly, Inc. for engineering design and construction administration services for Phase IV resurfacing improvements.

POLY, INC. TASK ORDER NO. 56 (Continued):

Council Member Johnson moved to authorize the Mayor to execute Task Order No. 56 to Poly, Inc. as submitted. Council Member Padgett seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

AUTHORIZE MAYOR TO EXECUTE GRANT AGREEMENTS (FY 2023 Airport Improvement Project)

The President called for a motion to authorize the Mayor to execute funding agreements with the Federal Aviation Association and Alabama Department of Transportation related to the FY 2023 Airport Improvement Project subject to an opinion from the City Attorney that the city is authorized to enter into the agreements.

Council Member Rich moved to authorize the Mayor to execute the funding agreements as requested. Council Member Johnson seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

AUTHORIZE MAYOR TO EXECUTE ESCC ROOM RENTAL AGREEMENT (Room WA210/Police Department)

The President called for a motion to authorize the Mayor to execute an agreement between the City of Enterprise and Enterprise State Community College for the rent of Room WA210 at the ESCC campus to be used by the Administrative Division of the Enterprise Police Department during City Hall renovations.

Council Member Padgett moved to authorize the Mayor to execute the agreement as submitted. Council Member Johnson seconded the motion. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

INTRODUCE ABC LICENSE REQUEST (The Rawls)

The President introduced a request from KPS, LLC d/b/a The Rawls for a Restaurant Retail Liquor license located at 116 S. Main Street, and called for a public hearing to be held at the regular meeting scheduled for September 5, 2023.

MAYORS REPORT


Mayor Cooper provided reports, updates, and announcements from various departments and events.

COUNCIL MEMBERS COMMENTS

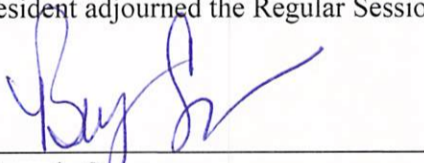
Council Members thanked Mr. Sells for his comments, meeting attendees, and citizens watching online.

ADJOURNMENT

There being no further business before the Council, the President adjourned the Regular Session at 6:35 p.m.



Turner Townsend
Council President



Beverly Sweeney
City Clerk