

## CITY COUNCIL MEETING MINUTES OF DECEMBER 20, 2022

The Enterprise City Council convened in Regular Session at 6:00 p.m., Tuesday, December 20, 2022 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. A motion was made by Council Member Johnson, seconded by Council Member Rich, to approve the agenda of the meeting as submitted. 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 December 6, 2022
- City Council Meeting Minutes of December 6, 2022
- Contract Billings in the amount of **\$695,384.21** as follows:
  - Wiregrass Construction Company, Inc. -**  
Estimate No. 2 - \$493,128.36 – Construction – FY22 Resurfacing/Phase III (A)
  - Blankenship Contracting, Inc. -**  
Estimate No. 6 - \$63,664.16 – Construction – Hwy 167N Sewer Utilities Relocation
  - Poly, Inc. -**  
Invoice No. 19529 - \$17,710.12 – Engineering/Design – FY22 Resurfacing/Phase III (A)  
Invoice No. 19545 - \$7,372.22 – Engineering Services – Hwy 167N Sewer Utilities Relocation
  - Hopper-Moore, Inc. -**  
Estimate No. 1(Final) - \$41,100.00 – Demolition/Clearance – 2021 CDBG Demo Project/Phase II  
Estimate No. 1(Final) - \$47,050.00 – Demolition/Clearance – 2021 CDBG Demo Project/Phase III
  - CDG Engineers & Associates -**  
Invoice No. 16 - \$6,292.00 – Engineering Services – AL27/Shellfield Roundabout
  - KPS Group -**  
Invoice No. 9 - \$12,817.35 – Contract Planning Services – November 2022
  - Fine, Geddie & Associates, LLC -**  
Invoice No. 1816 - \$6,250.00 – Contract Services – December 2022
- Travel Requests as follows:
  - Main Street**  
Mariah Montgomery  
Main Street Basic Training  
Leeds, Alabama  
January 17-18, 2023  
Estimated Cost: \$510.00  
  
Mariah Montgomery  
Main Street America Now National Conference  
Boston, Massachusetts  
March 26-30, 2023  
Estimated Cost: \$3,003.21
  - Parks & Recreation**  
Billy Powell, Blake Moore, Landon Adams, Krista Hooper, Birgit Briggs  
ARPA State Conference  
Orange Beach, Alabama  
January 28-February 1, 2023  
Estimated Cost: \$4,438.60
  - Police Department**  
Captain Louis Kent  
Management of the Detective Unit Training  
Altamonte Springs, Florida  
January 22-25, 2023  
Estimated Cost: \$1,236.00

**CONSENT AGENDA (Continued):**

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

**RECOGNITION OF ARPA VOLLEYBALL STATE CHAMPIONS**

The President recognized Mayor Cooper and Blake Moore, Parks and Recreation Superintendent, who presented certificates to members and coaches of the 5<sup>th</sup> and 6<sup>th</sup> Grade ARPA Volleyball Team in recognition of their state championship season.

**RECOGNITION OF CHRISTMAS PARADE FLOAT WINNERS**

The President recognized Erin Grantham and Rob Rhoades, representing the Enterprise Chamber of Commerce, and Mayor Cooper, who presented awards to the following float winners of the annual Christmas Parade held on Thursday, December 1, 2022:

- Best Interpretation of Theme – Wicksburg Pageants
- Most Original – Enterprise First United Methodist
- Most Innovative – Army Aviation Foundations Museum
- Best Overall – Murphy’s Family Restaurants – McDonald’s
- Spirit Award – EHS Big Blue Marching Band
- Honorable Mention – Tri-Community Volunteer Fire Department

**SPECIAL PRESENTATION BY THE MAYOR – Teresa Warren**

The President recognized Mayor Cooper, who presented a plaque to Magistrate Teresa Warren for her outstanding contribution in bringing festivity to City Hall.

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

The President recognized Kurt Bensch, 113 Harrand Creek Drive, who urged the Council to consider the addition of Parks and Recreation facilities in underserved areas of the City.

**STAFF REPORTS**

No reports were presented.

**OLD BUSINESS****PUBLIC HEARING & CONSIDERATION/ORDINANCE 12-06-22-C (Regulation of Short-Term Rentals)**

Council President Townsend reintroduced for the record, Ordinance 12-06-22-C with the following amendment to Section 6(F), which will now read as follows:

“Upon business license application submission, the submission of an affidavit by operator affirming that the short-term rental shall be in compliance with safety regulations as outlined in this ordinance on or before July 15, 2023. Thereafter, an affidavit affirming compliance with said safety regulations to be submitted upon annual business license renewal”.

The President opened the floor for public comments prior to consideration of Ordinance 12-06-22-C, providing for regulations associated with short-term rentals. Hearing none, the President closed the public hearing and entertained a motion to suspend the rules to allow for immediate consideration of Ordinance 12-06-22-C.

Council Member Padgett offered a motion to suspend the rules to allow for immediate consideration of Ordinance 12-06-22-C. Council Member Goolsby made the second. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and called for consideration of Ordinance 12-06-22-C.

A motion was made by Council Member Rich, seconded by Council Member Johnson, to adopt Ordinance 12-06-22-C. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Ordinance 12-06-22-C duly passed and adopted.

**NEW BUSINESS****REVIEW & CONSIDER RESOLUTION 12-20-22 (Amend Employee Classification Plan/Sewer Collection Manager)**

The President introduced and called for consideration of Resolution 12-20-22, providing for an amendment to Ordinance 10-16-01, which establishes the Employee Classification Plan/Salary Schedule. The amendment calls for the elimination of the position of Sewer Collection Supervisor, Pay Grade 19, and the creation of the position of Sewer Collection Manager, Pay Grade 21.

**RESOLUTION 12-20-22 (Continued):**

A motion was made by Council Member Rich, seconded by Council Member Goolsby, to adopt Resolution 12-20-22. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Resolution 12-20-22 duly passed and adopted.

**REVIEW & CONSIDER RESOLUTION 12-20-22-A (Amend Employee Classification Plan/Wastewater Treatment Plant Manager)**

The President introduced and called for consideration of Resolution 12-20-22-A, providing for an amendment to Ordinance 10-16-01, which establishes the Employee Classification Plan/Salary Schedule. The amendment calls for the elimination of the position of Wastewater Plant and Sewer System Manager, Pay Grade 21, and the creation of the position of Wastewater Treatment Plant Manager, Pay Grade 21.

A motion was made by Council Member Johnson, seconded by Council Member Padgett, to adopt Resolution 12-20-22-A. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Resolution 12-20-22-A duly passed and adopted.

**REVIEW & CONSIDER RESOLUTION 12-20-22-B (Set Public Hearing/Vacating Portion of East Brunson Street)**

The President introduced and called for consideration of an Application and Resolution 12-20-22-B, related to the partial vacation of East Brunson Street. The resolution sets a public hearing as to the partial vacation for February 7, 2023 at the regularly scheduled Council Meeting.

A motion was made by Council Member Padgett, seconded by Council Member Johnson, to adopt Resolution 12-20-22-B. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Resolution 12-20-22-B duly passed and adopted.

**REVIEW & CONSIDER RESOLUTION 12-20-22-C (Set Public Hearing/Vacating Portion of Hollis Street)**

The President introduced and called for consideration of an Application and Resolution 12-20-22-C, related to the partial vacation of Hollis Street. The resolution sets a public hearing as to the partial vacation for February 7, 2023 at the regularly scheduled Council Meeting.

A motion was made by Council Member Goolsby, seconded by Council Member Rich, to adopt Resolution 12-20-22-C. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Resolution 12-20-22-C duly passed and adopted.

**REVIEW & CONSIDER RESOLUTION 12-20-22-D (Set Public Hearing/Vacating Portion of Swenson Street)**

The President introduced and called for consideration of an Application and Resolution 12-20-22-D, related to the partial vacation of Swenson Street. The resolution sets a public hearing as to the partial vacation for February 7, 2023 at the regularly scheduled Council Meeting.

A motion was made by Council Member Padgett, seconded by Council Member Johnson, to adopt Resolution 12-20-22-D. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Resolution 12-20-22-D duly passed and adopted.

**APPROVE TEMPORARY CLOSURE OF PORTIONS OF STREETS (East Brunson, Hollis & Swenson)**

The President called for a motion to approve the temporary closure of portions of East Brunson Street, Hollis Street, and Swenson Street as per the maps attached to Resolution No. 12-20-22-B, 12-20-22-C, and 12-20-22-D. The request is related to the demolition and construction preparation for the new Recreation and Aquatic Center. The temporary closures will stay in effect until such time as the portions of those streets are permanently vacated.

A motion was made by Council Member Rich, seconded by Council Member Goolsby, to approve the temporary closure of portions of East Brunson Street, Hollis Street, and Swenson Street as submitted. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

**AUTHORIZE MAYOR TO EXECUTE AGREEMENT (McKee & Associates/Pickleball Court Design)**

The President called for a motion to accept the proposal from McKee & Associates Architects, Inc. for professional services related to a new pickleball complex and further authorize the Mayor to execute the agreement with review from the City Administrator and City Attorney. The agreement is for 7.6% of construction cost, not to exceed \$45,600.00, and includes design, bidding, construction administration, and project closeout phases for eight (8) new pickleball courts to be constructed at the Enterprise State Community College campus.

AUTHORIZE MAYOR TO EXECUTE AGREEMENT (Continued):

A motion was made by Council Member Johnson, seconded by Council Member Rich, to accept the proposal from McKee & Associates Architects, Inc. as submitted, and further authorize the Mayor to execute the agreement with review from the City Administrator and City Attorney. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

AUTHORIZE MAYOR TO EXECUTE LIGHTING SERVICES AGREEMENT (Alabama Power Company/Central Fire Station)

The President called for a motion to authorize the Mayor to execute a five-year agreement with Alabama Power Company to provide eight (8) LED fixtures, poles, wiring, energy, and maintenance at Central Fire Station at a monthly cost of \$432.80.

A motion was made by Council Member Goolsby, seconded by Council Member Padgett, to authorize the Mayor to execute the agreement with Alabama Power Company as submitted. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

REQUEST PERMISSION TO PURCHASE EQUIPMENT (Polaris Utility Vehicle/Parks & Recreation)

The President introduced and called for consideration of a request from Billy Powell, Director of Community Services and Recreation, to purchase one (1) Polaris 570 Utility Vehicle from Dowling Tractor Company at a cost of \$14,350.00. The equipment is a budgeted item in the FY23 budget.

A motion was made by Council Member Johnson, seconded by Council Member Padgett, to approve the request to purchase as submitted. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

REQUEST PERMISSION TO SEEK BIDS (Maintenance Building/Parks & Recreation)

The President introduced and called for consideration of a request from Billy Powell, Director of Community Services and Recreation, to seek bids for a new maintenance building to be located near the new Recreation Center. The building will be located on the existing property and used to store Parks and Recreation equipment and supplies.

A motion was made by Council Member Padgett, seconded by Council Member Rich, to approve the request to seek bids as submitted. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

MAYOR’S REPORT


Mayor Cooper provided reports on various departments, projects, and events and extended his best wishes for all to have a Merry Christmas and a prosperous New Year.

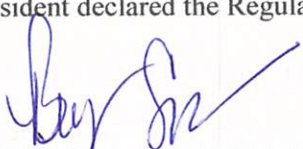
COUNCIL MEMBERS COMMENTS

Council Members congratulated award winners, thanked meeting attendees and citizens watching online, and wished everyone a Merry Christmas and Happy New Year.

ADJOURNMENT

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

  
\_\_\_\_\_  
Turner Townsend  
Council President

  
\_\_\_\_\_  
Beverly Sweeney  
City Clerk