

CITY COUNCIL WORK SESSION MINUTES OF JANUARY 29, 2020

The Enterprise City Council convened in Work Session at 4:30 p.m., Wednesday, January 29, 2020 in the Mayor’s Conference Room at City Hall. Notice of the meeting was posted as Per Act 2005-40 Code of Alabama.

PRESENT: Council President Perry Vickers, District #3
Council Member Sonya W. Rich, District #1
Council President Pro-Tem Eugene Goolsby, District #2
Council Member Wallace “Al” Miller, Jr., District #4
Council Member Turner Townsend, District #5

ALSO PRESENT: Mayor William E. Cooper
Interim City Clerk/Treasurer Beverly Sweeney was present and kept the minutes.
City Attorney Rainer Cotter
Lori Senn
Jonathan Tullos
David Langham
Jerome Moore
Robert Gilpin
Jeremy Dickenson
Ken Rogers, Enterprise Ledger
Michelle Mann, Southeast Sun
Taylor Pollack, WTVY

ROLL CALL – Council President Vickers called the meeting to order at 4:30 p.m. All Council Members were present with the exception of Council Members Rich and Miller who arrived at 4:35 p.m.

CALL FOR EXECUTIVE SESSION

Council President Vickers informed those in attendance that an Executive Session was needed to discuss issues relating to economic development.

EXECUTIVE SESSION PURSUANT TO ALABAMA OPEN MEETINGS LAW

Attorney Rainer Cotter appeared before the Council and stated that items pending before the Council involved issues requiring legal advice and counsel, real estate transactions and trade secrets.

STATE OF ALABAMA)

CITY OF ENTERPRISE)

**MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETINGS LAW
A05-0145**

WHEREAS, the Enterprise City Council with a quorum being present, was conducting a meeting on the 29th day of January, 2020, the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meetings Law, Act 2005-40 (Act);

WHEREAS, the following persons were in attendance: Council Members Goolsby, Vickers and Townsend. Council Members Rich and Miller arrived during the session. Council President Vickers presided over the meeting. Mayor William E. Cooper was also present. City Attorney Rainer Cotter was present; and,

WHEREAS, during the course of said meeting, a motion was made by Council Member Goolsby for the Council to go into Executive Session for the purpose of legal advice and counsel; real estate transactions and trade secrets, all being one of the following purposes authorized by the Act:

- Reputation and Character
- Legal Advice and Counsel
- Security Plans
- State and/or Federal Law
- Law Enforcement
- Real Estate Transactions
- Trade Secrets
- Public Employee Negotiations
- Quasi-Judicial Deliberations

Which motion was seconded by Council Member Townsend; and,

WHEREAS, the Attorney advised the Council that a declaration was required by the Act for an Executive Session if it was in regard to any of the following purposes:

- Legal Advice and Counsel
- Law Enforcement
- Trade Secrets
- Employee Negotiations

WHEREAS, Attorney Rainer Cotter appeared before the Council and stated for the record that he/she was duly qualified and/or had the personal knowledge to provide the requisite declaration for the stated purpose of the Executive Session authorized by the Act and informed the Council that an Executive Session was necessary for the following reason:

To discuss preliminary negotiations involving matters of trade or commerce in accordance with the purpose stated in the Act and pursuant to declaration that disclosure could be detrimental to competitive advantage or disclose trade secrets.

WHEREAS, the President directed the City Attorney to enter into said motion, purpose and declaration into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the “yeas” and “nays” being recorded into the minutes as follows:

- | <u>Yeas</u> | <u>Nays</u> |
|-------------|-------------|
| 1. Goolsby | |
| 2. Vickers | |
| 3. Townsend | |

And the President declared that a majority of the votes being in favor of the motion, that such motion had therefore passed, and the Council would forthwith recess into Executive Session at 4:30 p.m. for the purpose as stated in said motion and no other purpose, in accordance with the Act and reconvene in approximately one hour.

By: Perry Vickers
President
Attest: Bey S

By: R. Fowler
Attorney
Attest: Bey S

RECONVENE IN WORK SESSION

The Work Session was recessed into Executive Session at 4:30 p.m. and reconvened into Work Session at 7:30 p.m. after duly made motion and second with all Ayes.

ADJOURNMENT

There being no further business before the Council, the President declared the Work Session adjourned at 7:30 p.m.

Perry Vickers
Perry Vickers
Council President

Bey S
Beverly Sweeney
Interim City Clerk/Treasurer