

## CITY COUNCIL MEETING MINUTES OF MAY 5, 2020

The Enterprise City Council convened in Regular Session at 6:00 p.m., Tuesday, May 5, 2020 in the Council Chambers at City Hall.

**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.

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

### REVIEW OF MINUTES (April 21, 2020 Work Session & April 21, 2020 Regular Session)

Copies of the minutes from the April 21, 2020 Work Session and April 21, 2020 Regular Session was provided to each member of the Council for review. Following review, Council Member Goolsby offered the motion to approve the minutes as written. Council Member Miller made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared the motion carried.

### ADOPTION OF AGENDA

The President called for a motion to adopt the agenda of the meeting as submitted. Council Member Townsend offered the motion to approve the agenda as submitted, with amendment to add the following items under New Business.

- Authorize Mayor to Execute Amended Agreement
- Resolution 05-05-20-A (2021 TAP Application)
- Resolution 05-05-20-B (Reopening of City Hall)
- Resolution 05-05-20-C (Urging the Reopening of the State's Economy)

Council Member Miller made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared the motion carried.

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

The President recognized Greg Padgett, who requested the Council to consider a resolution urging the Governor to not only consider the recommendations of Lt. Governor Will Ainsworth and the Alabama Small Business Commissions Task Force, but to also remove restrictions on churches.

### OLD BUSINESS

None

### NEW BUSINESS

#### AUTHORIZE MAYOR TO EXECUTE AMENDED AGREEMENT (Real Estate Exchange/Water Board)

Council Member Townsend offered a motion to authorize the Mayor to execute an amendment to the Real Estate Exchange and Economic Development Agreement dated January 8, 2020 between the Water Board, the City, Enterprise Venture, LLC and Enterprise Venture II, LLC. (The agreement which is being amended was previously approved by the Council). The amendment deals with time extensions to complete the tank construction along with other extensions related to work to be performed by Enterprise Venture II, LLC and electrical power easements, and other technical changes. Council Member Rich made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared the motion carried.

#### REVIEW & CONSIDER RESOLUTION 05-05-20-A (2021 TAP Application)

The President read at length, out loud, Resolution 05-05-20-A providing for the authorization of the City's participation in the 2021 Transportation Alternatives Program. Resolution 05-05-20-A further provides the Mayor to sign any and all documents and provide any information and forms necessary to participate in the program.

**REVIEW & CONSIDER RESOLUTION 05-05-20-A (Continued):**

Council Member Townsend offered the motion to adopt Resolution 05-05-20-A. Council Member Miller made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared Resolution 05-05-20-A duly passed and adopted.

**REVIEW & CONSIDER RESOLUTION 05-05-20-B (Reopening of City Hall)**

Council Member Townsend read at length, out loud, Resolution 05-05-20-B providing for the reopening of the City's buildings and operations, subject to certain restrictions as set out below and in the State Health Officer's Safer at Home Order, effective April 30, 2020.

- Effective May 11, 2020, at 7:30 a.m., all rotational work schedules are deemed terminated and all employees shall report to work for their regular work hours, except for any employees who are not due to return to work related to previously approved vacation, sick leave or other cause as approved by their supervisor, department head and/or the Mayor, as the case may be.
- Effective at 7:30 a.m., on May 11, 2020, City facilities/buildings shall be open to the public, subject to the provisions stated herein, to wit: The following measures shall remain in place: (a) maintain avoidance of gatherings of 10 employees or more; (b) maintain six feet of separation between individuals; (c) maintain regular disinfecting of frequently used items and surfaces; (d) encourage handwashing; and, (d) prevent employees or customers who are known to be sick with fever or other flu-like symptoms from coming into contact with other persons within City buildings/facilities. Further, no events or gatherings shall occur at the Civic Center, Farmers Market, Recreation Center, Recreation fields, Parks, and the Moose Hope Gymnasium, which would violate the State Health Officer's Safer at Home Order.
- In no way is this Resolution intended to, and does not, override or lessen the effect of the State Health Officer's Safer at Home Order and if there is any conflict between any provision of this Resolution and said Order, it is intended for the Order's provision to govern.

The President called for consideration of Resolution 05-05-20-B. Council Member Townsend offered the motion to adopt Resolution 05-05-20-B. Council Member Miller made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared Resolution 05-05-20-B duly passed and adopted.

**REVIEW & CONSIDER RESOLUTION 05-05-20-C (Urging the Reopening of the State's Economy)**

The President read at length, out loud, Resolution 05-05-20-C, urging the Governor and State Legislature to reopen the state's economy. The resolution states the City Council believes it is in the best interest of the overall health, security and welfare of local citizens to immediately cause the adoption and implementation of the reopening recommendations of the Alabama Small Business Task Force. These recommendations appear to appropriately balance the necessary health precautions associated with COVID-19 and the safeguarding of the rights of citizens to work, operate businesses and enjoy various freedoms guaranteed by our state's and nation's laws. Resolution 05-05-20-C further provides the Mayor, President of the Council, and/or Acting City Clerk to send a copy of the resolution to Governor Kay Ivey and the local legislative delegation.

The President called for consideration of Resolution 05-05-20-C. Council Member Goolsby offered the motion to adopt Resolution 05-05-20-C as presented. Council Member Townsend made the second. The President called for any discussion. Council Member Townsend, noting that recommendations made by the Alabama Small Business Emergency Task Force did not address the re-opening of churches and houses of worship, moved to amend the motion by inserting the words "with churches and other places of worship added to the list of facilities that should be re-opened" to the end of section (a). Council Member Miller seconded the motion. The President called for any discussion. There being no comments, the President called for consideration of the amendment. On unanimous vote, the motion to amend carried, with section (a) of Resolution 05-05-20-C to read as follows:

The City Council urges the Governor and State Legislature to cause the immediate adoption and implementation of the reopening recommendations of the Alabama Small Business Emergency Task Force, with churches and other places of worship added to the list of facilities that should be re-opened.

The President called for any discussion or comments. Council Member Rich, for clarification purposes, emphasized that this is only a recommendation to the Governor and not the Council telling businesses they can open. There being no further comments, the President called for consideration of Resolution 05-05-20-C.

REVIEW & CONSIDER RESOLUTION 05-05-20-C (Continued):

Council Member Townsend offered the motion to adopt Resolution 05-05-20-C. Council Member Miller made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared Resolution 05-05-20-C duly passed and adopted.

INTRODUCE PLANNING COMMISSION RECOMMENDATION

The President introduced for the record, a recommendation from the Enterprise Planning Commission to approve the following:

- Proposed Flood Plain Ordinance
- A request by C&C Development Group, LLC to rezone property located at 101 Mamie Street from R-75-S (Residential District) to TH-1 (Townhouse District).

INTRODUCE ORDINANCE 05-05-20 (Flood Damage Prevention)

The President introduced Ordinance 05-05-20 providing for the adoption of rules, regulations, and standards applicable to all areas of special flood hazard in the City of Enterprise as designated in its Flood Insurance Study (FIS) dated May 2, 2016 and may also include areas known to have flooded historically or defined through engineering analysis by governmental agencies or private parties but not yet incorporated into the FIS.

The President announced that Ordinance 05-05-20 would layover until the regular meeting scheduled for May 19, 2020.

INTRODUCE ORDINANCE 05-05-20-A (C&C Development Group, LLC Rezone)

The President introduced Ordinance 05-05-20-A providing for the rezone of property owned by C&C Development Group, LLC from R-75-S (Residential District) to TH-1 (Townhouse District) located at 101 Mamie Street and called for a public hearing to be held at the regular meeting scheduled for June 2, 2020.

REVIEW & CONSIDER RESOLUTION 05-05-20 (Repeal Resolution 03-17-20-A)

The President introduced and called for consideration of Resolution 05-05-20 providing to repeal Resolution 03-17-20-A related to the 2020 Summer Food Service Program. After meetings and consultation between City representatives and the representatives of the Enterprise City Board of Education, it has been determined that it would be in the best interest of the City, the Board, and those who are served by the Summer Food Program, for the Board of Education to directly contract with the State Department of Education for the program instead of the City directly contracting with the State. City personnel have advised that the State has tentatively approved directly contracting with the Board instead of the City.

Council Member Rich offered the motion to adopt Resolution 05-05-20. Council Member Goolsby made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared Resolution 05-05-20 duly passed and adopted.

REQUEST TO SEEK BIDS (Project No. ERPR-9010(967)/College Street Culvert Replacement)

The President introduced and called for consideration of a request from Glenn Morgan of Poly, Inc. to seek bids for Project No. ERPR-9010(967) for the replacement of a culvert on College Street over a tributary to Blanket Creek.

Council Member Goolsby offered the motion to approve the request to seek bids. Council Member Townsend made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared the motion carried.

REQUEST TO DISPOSE/SELL INVENTORY (Engineering)

The President introduced and called for consideration of a request from Staci Hayes, Interim Director of Engineering, to dispose of the following item as surplus property for sale or disposal via GovDeals or in any manner authorized by state law:

- Crawford Street Maintenance Shop metal building

Council Member Townsend offered the motion to approve the request to dispose as submitted. Council Member Goolsby made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared the motion carried.

REVIEW & CONSIDER ACCOUNTS PAYABLE (A)

The President introduced and called for consideration of Accounts Payable (A) for April 2020 in the amount of \$512,264.54 as follows:

- City of Enterprise - \$392,935.62
- Water Works Board - \$119,328.92

Council Member Miller offered the motion to approve Accounts Payable (A) as submitted. Council Member Townsend made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared the motion carried.

REVIEW & CONSIDER CONTRACT BILLINGS

The President introduced and called for consideration of the following Contract Billings:

1. **Barge Design Solutions -**  
Invoice No. 177989 - \$15,825.00 – Contract Services – Roadway Assessment Project
2. **USDA -**  
Invoice No. 3003421768 – \$4,961.31 - Contract Services – Wildlife Damage Management

**TOTAL CONTRACT BILLINGS - \$20,786.31**

Council Member Rich offered the motion to approve Contract Billings as submitted. Council Member Goolsby made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared the motion carried.

MAYOR'S REPORT

Mayor Cooper presented reports from the following departments:

- Parks & Recreation
- Engineering
- Water Department

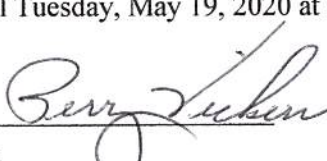
Following his report, Mayor Cooper, thanked all those involved in providing meals to our Public Works employees. He then asked the Council to consider re-opening the city's recycling program. Council Member Townsend moved to authorize the Mayor to re-open the recycling program as he sees fit. Council Member Rich made the second. The vote being: Rich – Aye; Goolsby – Aye; Vickers – Aye; Miller – Aye; Townsend – Aye. The President declared the motion carried.

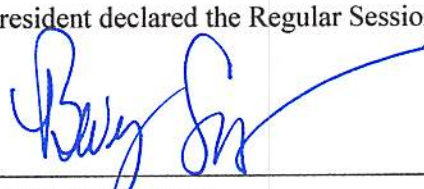
COUNCIL MEMBERS COMMENTS

Council Members thanked Mr. Padgett for his thoughts and concerns. In addition, Council Member Rich thanked the school system and Coffee County Family Services Center for partnering together to make sure that more children are being fed. Council Member Goolsby and Council Member Townsend recognized Council Member Rich, Coffee County Family Services Center, and Hand Up Enterprise for their input and assistance with the Summer Food Service Program. Council President Vickers commended Council Member Rich for her efforts regarding the feeding program.

ADJOURNMENT

There being no further business before the Council, the President declared the Regular Session adjourned at 6:45 p.m. until Tuesday, May 19, 2020 at 5:00 p.m.

  
Perry Vickers  
Council President

  
Beverly Sweeney  
Interim City Clerk/Treasurer