

CITY COUNCIL MEETING MINUTES OF OCTOBER 18, 2022

The Enterprise City Council convened in Regular Session at 6:00 p.m., Tuesday, October 18, 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 Meeting Minutes of October 4, 2022
- Contract Billings in the amount of **\$412,201.95** as follows:
 - Wiregrass Construction Company, Inc. -**
Estimate No. 9(Final) - \$343,867.86 – Construction – FY21 Resurfacing Improvements/Phase II
 - Poly, Inc. -**
Invoice No. 19481 - \$1,853.69 – Engineering/Design – FY21 Resurfacing Improvements/Phase II
 - Invoice No. 19480 - \$1,932.10 – Contract Services – Airport Stormwater Discharge Permit Renewal
 - Hopper-Moore, Inc. -**
Estimate No. 1(Final) - \$35,350.00 – Demolition/Clearance – 2021 CDBG Demolition Project/Phase I
 - Ewing-Conner and Associates, Inc. -**
Invoice No. 3 - \$4,000.00 – Administrative Services – 2021 CDBG Demolition Project
 - CDG Engineers & Associates -**
Invoice No. 15 - \$10,121.70 – Engineering Services – AL27/Shellfield Roundabout
 - KPS Group -**
Invoice No. 3 - \$8,826.60 – Contract Planning Services – May 2022
 - Fine, Geddie & Associates, LLC -**
Invoice No. 1729 - \$6,250.00 – Contract Services – October 2022
- Travel Requests as follows:
 - Tourism**
 - Tammy Doerer
 - 2022 Rural Tourism Conference
 - Eufaula, Alabama
 - November 7-9, 2022
 - Estimated Cost: \$763.75

A motion was made by Council Member Rich, seconded by Council Member Padgett, 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.

PRESENTATION OF EXTRA MILE AWARD

Mayor Cooper, joined by Council Member Padgett and Water Field Superintendent Alan Mahan, recognized Lieutenant Chris Hurley, Sergeant Mahyar Hodiwala, and Officer Mitchell Royal of the Enterprise Police Department for their quick-thinking actions on September 22, during an early morning water main break on Hwy. 167N. Sergeant Hodiwala and Officer Royal were each presented an Extra Mile Award by Mayor Cooper. An Enterprise Police Department embroidered shirt was presented to Lieutenant Hurley, as this was his fifth time receiving an Extra Mile Award.

CONSIDER PERMIT/STREET CLOSURE REQUEST (Main Street Enterprise & FOMS/Downtown Holiday Open House)

The President called for a motion to approve the following permit request as submitted:

Downtown Holiday Open House
Event Time/Date: 3:00 p.m. – 9:00 p.m., Saturday, November 19, 2022
Street Closure: 3:00 p.m. – 9:00 p.m.
Closure Area: West College Street from Main Street to Railroad Street

CONSIDER PERMIT/STREET CLOSURE REQUEST (Continued):

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

CONSIDER PERMIT REQUEST (EJWC 5K & 1 Mile Fun Run)

The President introduced a request on behalf of Rachel Snipes, Enterprise Junior Women's Club, to obtain a permit to hold the club's annual 5K and 1 Mile Fun Run on Saturday, March 11, 2023, from 7:30 a.m. until 1:00 p.m.

A motion was made by Council Member Rich, seconded by Council Member Johnson, to approve the request as submitted. 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)

Tracie Gullledge, President, Friends of Main Street, thanked the community for the outpouring of support received in the wake of the devastating downtown fire, Sunday, October 16, which destroyed four historic buildings and severely impacted another. In an effort to help the property owners who suffered the devastating loss, Friends of Main Street has established a Downtown Fire Relief fund which will allow people to donate funds electronically. Funds will be collected by Friends of Main Street and divided equally between the affected businesses: Coffee Corner, She Shed, All About Art, and Serendipity by Kei, as well as one residential property. Anyone interested in donating may do so by clicking the link on the Downtown Enterprise Facebook page or visiting the organization's website at enterprisedowntown.com.

John Funk, a resident, addressed the Council to inquire why the city school board is appointed, not elected. Mr. Funk stated while he has no problem with the City Council or current School Board, the electorate needs to make the decision on who is in charge of schools for their children.

All About Art owner Jessica Goodson and Regena Lacey, She Shed owner, thanked the community for the multitude of messages of support they have received since the devastating loss of their businesses.

STAFF REPORTS

Police Chief Michael Moore informed Council that West College Street, from Railroad Street to Main Street, will remain closed for at least the next five days, if not seven days, due to safety concerns for the public. Police and fire officials will determine when it is safe to reopen the portion of the road closed.

Fire Chief Christopher Davis presented the following items:

The Enterprise Fire Department and State Fire Marshall are actively investigating the cause of the October 16 downtown fire, and fire crews are currently onsite monitoring for any hot spots.

The Enterprise Fire Department will distribute free smoke detectors for those living within city limits in an effort to increase the chances of surviving a fire. "Operation Smoke Detector" will be held Saturday, October 22, at the corner of West Harrison and Bell Street. EFD personnel and volunteers will be going door-to-door in the area offering smoke detectors and installation, if needed.

OLD BUSINESSAPPROVAL OF FY 2021 FINANCIAL AUDIT

The President called for a motion to approve the FY 2021 City of Enterprise Financial Statements as presented by Brunson, Wilkerson, Bowden & Associates, P.C.

A motion was made by Council Member Johnson, seconded by Council Member Goolsby, to approve the FY 2021 Financial Statements as presented. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

REVIEW & CONSIDER BID RECOMMENDATION (2021 CDBG Demolition Project/Phase II)

The President introduced and called for consideration of a recommendation from David Ewing, Project Consultant, to award the bid for the 2021 CDBG Demolition Project, Phase II, to Hopper-Moore, Inc. d/b/a BMI, in the amount of \$41,100.00. No other bids were received.

A motion was made by Council Member Padgett, seconded by Council Member Rich, to award the bid for the 2021 CDBG Demolition Project, Phase II, to Hopper-Moore, Inc. d/b/a BMI, in the amount of \$41,100.00. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

REVIEW & CONSIDER BID RECOMMENDATION (2021 CDBG Demolition Project/Phase III)

The President introduced and called for consideration of a recommendation from David Ewing, Project Consultant, to award the bid for the 2021 CDBG Demolition Project, Phase III, to Hopper-Moore, Inc. d/b/a BMI, in the amount of \$47,050.00. No other bids were received.

A motion was made by Council Member Johnson, seconded by Council Member Goolsby, to award the bid for the 2021 CDBG Demolition Project, Phase III, to Hopper-Moore, Inc. d/b/a BMI, in the amount of \$47,050.00. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

NEW BUSINESSINTRODUCE ORDINANCE 10-18-22 (Authorizing Operation of Medical Cannabis Dispensing Sites)

The President introduced Ordinance 10-18-22, authorizing the operation of medical cannabis dispensing sites within the corporate limits of the City of Enterprise as per the provisions of Act 21-450 of the Alabama Legislature. Council President Townsend announced that Ordinance 10-18-22 would layover for consideration at the regular meeting scheduled for November 1, 2022.

INTRODUCE ORDINANCE 10-18-22-A (Amend Business License Code)

The President introduced Ordinance 10-18-22-A, providing for an amendment to Ordinance 08-17-21-C relating to the implementation of a new business license code. The amendment calls for the addition of NAICS Codes 238990, 311811, 518210, 541611, 541850, and 561510 in Section 31, adjusts Schedule R, and amends portions of Fee Schedules D, E, and V in Section 32 of the business license code. Council President Townsend announced that Ordinance 10-18-22-A would layover for consideration at the regular meeting scheduled for November 1, 2022.

REVIEW & CONSIDER CHANGE ORDER NO. 1 – FINAL (FY21 Resurfacing Improvements, Phase II)

The President introduced and called for consideration of Change Order No. 1 – Final submitted by Poly, Inc. for a reduction of \$162,840.24 in the total contract price to Wiregrass Construction Company, Inc. for FY21 Resurfacing Improvements, Phase II. The change order adjusts the final contract quantities, increases the contract time by 74 days, and adjusts the total contract amount to \$3,433,870.11.

A motion was made by Council Member Padgett, seconded by Council Member Rich, to approve Change Order No. 1 – Final to Wiregrass Construction Company, Inc. as submitted. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

REQUEST TO PURCHASE SKATE RAMPS (Parks & Recreation/Skate Park)

The President introduced and called for consideration of a request from Billy Powell, Director of Community Services and Recreation, to purchase four (4) half pipe skate ramps from American Ramp Company through Sourcewell Purchasing Group in the amount of \$48,265.32. Grant funds totaling \$20,000.00 will be applied toward the purchase, with the \$28,265.32 balance to be paid by the City.

A motion was made by Council Member Johnson, seconded by Council Member Goolsby, 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.

MAYOR'S REPORT

Mayor Cooper provided reports from various departments, projects, and events. Following his report, he asked citizens to keep those affected by the downtown fire in their thoughts and prayers.

COUNCIL MEMBERS COMMENTS

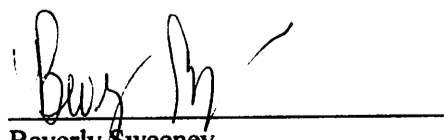
Each Council Member offered their heartfelt thoughts and prayers to the families and businesses impacted by the fire. Council Member Padgett, in response to Mr. Funk's earlier question, explained the legislative process for changing a city school board to an elected body.

ADJOURNMENT

There being no further business before the Council, the President declared the Regular Session adjourned at 6:50 p.m.



Turner Townsend
Council President



Beverly Sweeney
City Clerk