

CITY COUNCIL MEETING MINUTES OF NOVEMBER 1, 2022

The Enterprise City Council convened in Regular Session at 6:00 p.m., Tuesday, November 1, 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

ABSENT: Mayor William E. Cooper

ALSO PRESENT: 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 Padgett, 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 October 4, 2022
- City Council Meeting Minutes of October 18, 2022
- Accounts Payable (A2) for September 2022 in the amount of **\$127,716.83** as follows:
City of Enterprise - \$60,894.32 Water Works Board - \$66,822.51
- Accounts Payable (A1) for October 2022 in the amount of **\$645,189.94** as follows:
City of Enterprise - \$488,898.10 Water Works Board - \$156,291.84
- Contract Billings in the amount of **\$193,393.80** as follows:
Blankenship Contracting, Inc. -
Estimate No. 4 - \$150,699.23 – Construction – Hwy 167N Sewer Utilities Relocation
Poly, Inc. -
Invoice No. 19491 - \$20,824.19 – Engineering Services – Hwy 167N Sewer Utilities Relocation
Invoice No. 19493 - \$2,402.54 – Preliminary Engineering – DCIP Grant Application
Invoice No. 19494 - \$8,622.39 – Preliminary Engineering – ADEM SRF Preapplication
KPS Group -
Invoice No. 7 - \$10,845.45 – Contract Planning Services – September 2022
- Request to Dispose of Inventory/Equipment as follows:
Parks & Recreation
(1) Hitachi 12 Volt Battery, Drill Charger & Flashlight – City ID #9702
(1) Honda GX390 Pressure Washer – City ID #9795
(1) Honda GX390 Pressure Washer – City ID #9796

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

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

Gina Esparza, a citizen, urged Council to allow short-term rental owners the opportunity to discuss the proposed short-term rental ordinance prior to voting.

STAFF REPORTS

No reports were presented.

OLD BUSINESS

PUBLIC HEARING & CONSIDERATION/ORDINANCE 10-04-22 (Amend Zoning Ordinance)

The President called for a public hearing prior to consideration of Ordinance 10-04-22, providing to amend Table 4-1 of the Enterprise Zoning Ordinance(s) to add certain allowed uses in Planned Business District (PBD), Highway Commercial District (B-3), Light Industry District (M-1), Industrial Park District (M-2) and General Industry District (M-3) and to amend use definitions. No comments were offered. The President closed the hearing and called for consideration of Ordinance 10-04-22.

PUBLIC HEARING/ORDINANCE 10-04-22 (Continued):

A motion was made by Council Member Padgett, seconded by Council Member Johnson, to adopt Ordinance 10-04-22. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Ordinance 10-04-22 duly passed and adopted.

PUBLIC HEARING & CONSIDERATION/ORDINANCE 10-04-22-A (Howell Rezone)

The President called for a public hearing prior to consideration of Ordinance 10-04-22-A, providing for the rezone of 18.757 acres of land owned by Brent Howell from AGRIC-2 (Agriculture District) to PBD (Planned Business District) located off of Shellfield Road. No comments were offered. The President closed the hearing and called for consideration of Ordinance 10-04-22-A.

A motion was made by Council Member Rich, seconded by Council Member Goolsby, to adopt Ordinance 10-04-22-A. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Nay; Townsend – Aye. The President declared the motion carried and Ordinance 10-04-22-A duly passed and adopted.

PUBLIC HEARING & CONSIDERATION/ORDINANCE 10-18-22 (Authorizing Operation of Medical Cannabis Dispensing Sites)

The President called for a public hearing prior to consideration of 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. No comments were offered. The President closed the hearing and called for consideration of Ordinance 10-18-22.

A motion was made by Council Member Goolsby, seconded by Council Member Rich, to adopt Ordinance 10-18-22. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Nay; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Ordinance 10-18-22 duly passed and adopted.

PUBLIC HEARING & CONSIDERATION/ORDINANCE 10-18-22-A (Amend Business License Code)

The President called for a public hearing prior to consideration of 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. No comments were offered. The President closed the hearing and called for consideration of Ordinance 10-18-22-A.

A motion was made by Council Member Johnson, seconded by Council Member Rich, to adopt Ordinance 10-18-22-A. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried and Ordinance 10-18-22-A duly passed and adopted.

REVIEW & CONSIDER BID RECOMMENDATION (Asbestos Removal & Abatement/M.N. “Jug” Brown Rec. Center)

The President introduced and called for consideration of a recommendation from City Engineer/Public Works Director Barry Mott to award Bid Requisition No. 2022-06 for the removal and abatement of asbestos and other hazardous materials at the M.N. “Jug” Brown Recreation Center to West Alabama Contracting, Inc. in the amount of \$32,950.00. Other bids received are as follows:

- Montgomery Environmental, Inc. \$53,400.00

A motion was made by Council Member Rich, seconded by Council Member Goolsby, to award Bid Requisition No. 2022-06 for the removal and abatement of asbestos and other hazardous materials at the M.N. “Jug” Brown Recreation Center to West Alabama Contracting, Inc. in the amount of \$32,950.00. The vote being: Rich – Aye; Goolsby – Aye; Padgett – Aye; Johnson – Aye; Townsend – Aye. The President declared the motion carried.

NEW BUSINESSINTRODUCE PLANNING COMMISSION RECOMMENDATION

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

- A request by Lynette DeJesus on behalf of Danny Lane for the rezoning of .231 acres of land from R-65 (Residential District) to TH-1 (Townhouse District) located off of Gundy Lane.

INTRODUCE ORDINANCE 11-01-22 (Lane Rezone)

The President introduced Ordinance 11-01-22, providing for the rezone of .231 acres of land owned by Danny Lane from R-65 (Residential District) to TH-1 (Townhouse District) located off Gundy Lane and called for a public hearing to be held at the regular meeting scheduled for December 6, 2022.

INTRODUCE ORDINANCE 11-01-22-A (Regulation of Short-Term Rentals)

The President introduced Ordinance 11-01-22-A, providing for regulations associated with short-term rentals. Council President Townsend announced that Ordinance 11-01-22-A would layover for consideration at the regular meeting scheduled for November 15, 2022.

AUTHORIZE MAYOR TO EXECUTE USE AGREEMENT (EFUMC/Family Life Center)

The President called for a motion to authorize the Mayor to execute an agreement with Enterprise First United Methodist Church, providing for the use of the EFUMC Family Life Center facility for city basketball programs, as per the terms of the use agreement.

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

REQUEST TO CLOSE CITY OFFICES FOR ANNUAL EMPLOYEE LUNCHEON

The President introduced and called for consideration of a request from Human Resources Director Christina Meissner to close all city offices from 11:00 a.m. until 1:00 p.m. on Wednesday, December 14, 2022, to allow city employees to participate in the annual Christmas luncheon to be held at the Enterprise Civic Center.

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

SET CHRISTMAS HOLIDAY SCHEDULE

The President introduced and called for consideration of a request from Human Resources Director Christina Meissner that the Christmas Eve holiday for city employees be observed on Friday, December 23rd. Christmas will be observed on Monday, December 26th.

A motion was made by Council Member Padgett, 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.

COUNCIL MEMBERS COMMENTS

Council Members commended those involved in making the Halloween weekend festivities a success and thanked meeting attendees and citizens watching online.

MAYOR'S REPORT

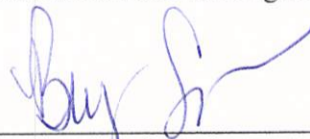
Council President Townsend presented announcements on behalf of Mayor Cooper, who was attending the 2nd Congressional Business Meeting in Dothan.

ADJOURNMENT

There being no further business before the Council, the President declared the Regular Session adjourned at 6:20 p.m.



Turner Townsend
Council President



Beverly Sweeney
City Clerk