

The City Council of the City of Auburn, Alabama, met in regular session on Tuesday, October 1, 2019, at 7:00 PM in the Council Chamber of the Auburn Public Safety Building at 141 North Ross Street.

1. **CALL TO ORDER.** Mayor Anders.

Mayor Anders called the meeting to order.

2. **ROLL CALL.**

The following Councilpersons were present: Tommy Dawson, Steven Dixon, Kelley Griswold, Jay Hovey, Bob Parsons, Brett Smith, Connie Taylor, Beth Witten and Mayor Ron Anders, Jr. Absent: None. Also present was City Manager Buston.

3. **PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE.**

Mayor Anders invited all present to join the Arrow of Light Den Pack 218 Cub Scouts as they presented the colors and led the Pledge of Allegiance to the U.S. Flag and in observing a moment of silence after the Pledge.

4. **MAYOR AND COUNCIL COMMUNICATIONS.** Mayor Anders.

- a. Employee of the Month.  
Romarlo Maddox  
Environmental Services Department.

Mayor Anders read a memorandum from Environmental Services Director Catrina Cook nominating Romarlo Maddox as Employee of the Month for October 2019 for his outstanding performance on the job. Mayor Anders presented Romarlo with a framed Employee of the Month certificate and a small gift from the Council. He thanked him for his hard work and dedication to the citizens of Auburn.

- b. Service awards.
  - (1) Michael Hayden.  
Public Safety Department – Police Division.  
5 years.
  - (2) Antonio Fanning.  
Public Safety Department – Police Division.  
10 years.
  - (3) Leslie Johnston.  
Auburn Public Library.  
15 years.
  - (4) Travis Williams.  
Environmental Services Department.  
20 years.
  - (5) Renata Turk.  
Parks and Recreation Department.  
20 years.

**4. MAYOR AND COUNCIL COMMUNICATIONS (cont).**

Mayor Anders presented a 5-year service pin to Michael Hayden of the Public Safety Department – Police Division; a 10-year service pin to Antonio Fanning of the Public Safety Department – Police Division; a 15-year service pin and clock to Leslie Johnston of the Auburn Public Library Board; and 20-year service pins and plaques to Travis Williams of the Environmental Services Department and Renata Turk of the Parks and Recreation Department.

c. Committee of the Whole.

Mayor Anders stated that at the Committee of the Whole meeting previously held the Council approved the minutes from the September 17 Committee of the Whole meeting.

d. Announcements.

Mayor Anders announced the following:

- Kenny Frazier retired from the Auburn Police Division and a reception was held for him on September 30, 2019.
- Auburn Area Community Theatre is now performing Chitty Chitty Bang Bang, Jr.
- Winkelmann Flowform Technology will announce its expansion in Auburn on Thursday, October 3.
- The AU SGA will have monthly meetings with the Mayor from now on.
- Former State Representative Pete Turnham passed away on September 30, 2019.

Councilperson Witten said the Auburn Beautification Council awarded Nick Hayes & Travis Wisdom a beautification award for their property, The Twelve, located on North Gay Street.

Councilperson Taylor announced the following:

- The Northwest Auburn Task Force will meet on October 8 at 6 p.m. at Boykin Community Center.
- There will be a neighborhood cookout for students in Wards 1 & 2 on October 16 at 6 p.m. on Williams Street.
- The Northwest Auburn Task Force will hold a fall festival on October 26 at Martin Luther King Park.

**5. AUBURN UNIVERSITY COMMUNICATIONS.**

AU SGA Assistant Director of City Relations Mary Kate Hillis updated the Council about upcoming events at Auburn University.

Beat Bama Food Drive President Ashlyn Payne said the Beat Bama Food Drive kicked off this week and will continue until November 21.

**6. CITIZENS' COMMUNICATIONS ON AGENDA ITEMS.**

William Dean (474 Scott Street) asked questions about items 8d(1), 8d(2), 8d(13), 8e(1) and 9a.

Councilperson Parsons suggested pulling each of the items from the Consent Agenda.

**7. CITY MANAGER'S COMMUNICATIONS.** City Manager Buston.

None.

**8. CONSIDERATION OF CONSENT AGENDA.**

City Manager Buston asked if any items should be removed from the consent agenda for discussion.

Mayor Anders requested items 8d(1), 8d(2), 8d(13) and 8e(1) be removed from the consent agenda.

Councilperson Parsons requested items 8d(4) and 8d(14) be removed from the consent agenda.

Councilperson Smith moved that the items on the consent agenda be adopted.

Councilperson Witten seconded the motion, and all members voted aye.

Mayor Anders declared the consent agenda items adopted.

- a. Minutes. September 17, 2019. **APPROVED**
- b. Alcohol beverage license. Sataguru, LLC d/b/a Beauregard Smoke Shop. 050 – Retail Beer (Off Premises Only) and 070 – Retail Table Wine (Off Premises Only) alcohol beverage licenses. Property located at 851 Alabama Highway 51. **APPROVED**
- c. Tax abatements. Shinhwa Auto USA Corp. Property located at 2535 West Tech Lane. Auburn Technology Park West Annex. **Resolution No. 19-231**
- d. Contracts and agreements.
  - (1) D & J Enterprises, Inc. North College Street and East University Drive/Shug Jordan Parkway Intersection Improvements Project. \$723,594.

This item was removed from the consent agenda.

- (2) Advanced Disposal Services Alabama, LLC. Solid waste disposal services. \$26.39 per ton.

This item was removed from the consent agenda.

- (3) Timmons Group. Maintenance and support contract for the Permit Portal and CityWorks. \$23,200. **Resolution No. 19-234**
- (4) East Alabama Healthcare Authority d/b/a East Alabama EMS, LLC. Emergency response, rescue and ambulance services. \$375,476.

This item was removed from the consent agenda.

- (5) Emergency Equipment Professionals, Inc. Purchase eighteen (18) sets of Innotex Bunker Gear. \$39,150. **Resolution No. 19-236**
- (6) Emergency Equipment Professionals, Inc. Purchase self-contained breathing apparatus. \$215,100. **Resolution No. 19-237**
- (7) Seay, Seay and Litchfield. Architectural services for Fire Station 6. \$231,000. **Resolution No. 19-238**
- (8) CSL Services, Inc. Long term sanitary sewer flow monitoring initiative. \$73,788. **Resolution No. 19-239**

8. **CONSIDERATION OF CONSENT AGENDA (cont).**

- (9) Thompson Tractor Company, Inc. Purchase one (1) 2019 Caterpillar 420F2 Backhoe. Water Resource Management Department. \$104,105.  
**Resolution No. 19-240**
- (10) Thompson Tractor Company, Inc. Purchase one (1) 2019 Caterpillar 918M Wheel Loader. Water Resource Management Department. \$138,100.  
**Resolution No. 19-241**
- (11) Auburn Mall, LLC. Amend commercial development agreement for Redevelopment Area B. **Resolution No. 19-242**
- (12) Fleming Development, LLC. The Whatley. Development agreement.  
**Resolution No. 19-243**
- (13) Gogue Performing Arts Center. Annual appropriation. \$50,000.

This item was removed from the consent agenda.

- (14) West Glenn Avenue Sidewalk Widening Project. A2Z Land Creations. \$46,621. Total project cost estimated to be \$93,121.

This item was removed from the consent agenda.

e. Easements, rights-of-way and warranty deeds.

- (1) Susan Ellison. Tommy Webster. James Webster. Susie B. Webster. Accept a drainage, utility and temporary construction easement. Property located at 1950 Martin Luther King Drive. Project No. TAPAAF-TA17 (23) Multi-Use Path along Martin Luther King Drive (SR-14) from Webster Road to Shug Jordan Drive Overpass.

This item was removed from the consent agenda.

- (2) Auburn 1310 Cottage, LLC. 1200 Opelika, LLC. Accept various public sanitary sewer easements and public street, sidewalk, drainage, and utility easements. Property located 1200 Opelika Road. **Resolution No. 19-247**
- (3) A.G. Henry Company, LLC. Accept a temporary construction easement. Property located at 1322 Opelika Road. Renew Opelika Road – Phase 4 Project. **Resolution No. 19-248**
- (4) H/S Interests, Inc. Accept a temporary construction easement. Property located at 1345 Opelika Road. Renew Opelika Road – Phase 4 Project. **Resolution No. 19-249**
- (5) KCB, LLC. Accept a temporary construction easement. Property located at 1165 Opelika Road. Renew Opelika Road – Phase 4 Project. **Resolution No. 19-250**
- (6) Mike Thrower. Accept a temporary construction easement. Property located at 1251 Opelika Road. Renew Opelika Road – Phase 4 Project. **Resolution No. 19-251**

8. **CONSIDERATION OF CONSENT AGENDA (cont).**

- (7) Amsterdam Café, LLC. Accept a warranty deed. Property located at 410 South Gay Street. Project No. STPOA – 4116 (250) Resurfacing, Widening, Traffic Signals, and Drainage Improvements, on South College Street, Samford Avenue, Gay Street and Reese Avenue. **Resolution No. 19-252**
- (8) OV Shopping Center, LLC. Accept a warranty deed. Property located at 120 East Samford Avenue. Project No. STPOA – 4116 (250) Resurfacing, Widening, Traffic Signals, and Drainage Improvements, on South College Street, Samford Avenue, Gay Street and Reese Avenue. **Resolution No. 19-253**
- (9) Southside Properties, LLC. Accept a warranty deed. Property located at 420 and 422 South Gay Street. Project No. STPOA – 4116 (250) Resurfacing, Widening, Traffic Signals, and Drainage Improvements, on South College Street, Samford Avenue, Gay Street and Reese Avenue. **Resolution No. 19-254**

d. Contracts and agreements.

- (1) D & J Enterprises, Inc. North College Street and East University Drive/Shug Jordan Parkway Intersection Improvements Project. \$723,594.

City Manager Buston said this item authorizes the city manager to execute a contract with D & J Enterprises, Inc.

The Council asked questions about the project.

City Manager Buston answered all of the Council's questions.

Councilperson Witten moved that the resolution be adopted.

Councilperson Smith seconded the motion, and the following members voted aye: Dawson, Dixon, Hovey, Parsons, Smith, Taylor, Witten and Mayor Anders. Voting nay: Griswold.

Mayor Anders declared the resolution adopted.

**RESOLUTION No. 19-232**

- (2) Advanced Disposal Services Alabama, LLC. Solid waste disposal services. \$26.39 per ton.

City Manager Buston said this item authorizes the city manager to execute a contract with Advanced Disposal Services Alabama, LLC.

The Council asked questions about the project.

City Manager Buston answered all of the Council's questions.

Councilperson Witten moved that the resolution be adopted.

Councilperson Smith seconded the motion, and all members voted aye.

Mayor Anders declared the resolution adopted.

**RESOLUTION No. 19-233**

8. **CONSIDERATION OF CONSENT AGENDA (cont).**

- (4) East Alabama Healthcare Authority d/b/a East Alabama EMS, LLC.  
Emergency response, rescue and ambulance services. \$375,476.

City Manager Buston said this item authorizes the city manager to execute a contract with East Alabama Healthcare Authority d/b/a East Alabama EMS, LLC.

The Council asked questions about the project.

City Manager Buston answered all of the Council's questions.

Councilperson Parsons moved that the resolution be adopted.  
Councilperson Dixon seconded the motion, and all members voted aye.  
Mayor Anders declared the resolution adopted.

**RESOLUTION No. 19-235**

- (13) Gogue Performing Arts Center. Annual appropriation. \$50,000.

City Manager Buston said this item authorizes the city manager to execute a contract with Auburn University for the Gogue Performing Arts Center.

The Council asked questions about the project.

City Manager Buston answered all of the Council's questions.

Councilperson Hovey moved that the resolution be adopted.  
Councilperson Smith seconded the motion, and all members voted aye.  
Mayor Anders declared the resolution adopted.

**RESOLUTION No. 19-244**

- (14) West Glenn Avenue Sidewalk Widening Project. A2Z Land Creations.  
\$46,621. Total project cost estimated to be \$93,121.

City Manager Buston said this item authorizes the city manager to execute a contract with A2Z Land Creations.

The Council asked questions about the project.

City Manager Buston answered all of the Council's questions.

Councilperson Witten moved that the resolution be adopted.  
Councilperson Smith seconded the motion, and all members voted aye.  
Mayor Anders declared the resolution adopted.

**RESOLUTION No. 19-245**

- e. Easements, rights-of-way and warranty deeds.

- (1) Susan Ellison. Tommy Webster. James Webster. Susie B. Webster. Accept a drainage, utility and temporary construction easement. Property located at 1950 Martin Luther King Drive. Project No. TAPAAF-TA17 (23) Multi-Use Path along Martin Luther King Drive (SR-14) from Webster Road to Shug Jordan Drive Overpass.

**8. CONSIDERATION OF CONSENT AGENDA (cont).**

City Manager Buston said this item accepts a drainage, utility and temporary construction easement for the Multi-Use Path along Martin Luther King Drive from Webster Road to the Shug Jordan Drive Overpass.

The Council asked questions about the project.

City Manager Buston answered all of the Council's questions.

Councilperson Parsons moved that the resolution be adopted.

Councilperson Hovey seconded the motion, and all members voted aye.

Mayor Anders declared the resolution adopted.

**RESOLUTION No. 19-246**

**9. ORDINANCES.**

- a. Issue general obligation bonds. Finance the design, acquisition, provision, equipping, construction and improvement of public school facilities, various school equipment and associated borrowing costs. \$37,090,000. Unanimous consent necessary.

City Manager Buston said this ordinance approves the issuance of general obligation bonds for Auburn City Schools.

Bob Young of the Frazer Lanier Company spoke about bonds and the process for obtaining them.

Councilmember Witten moved that the rules be suspended and that unanimous consent be given for immediate consideration of and action on said ordinance, which motion was seconded by Councilmember Smith and, upon the motion being put to vote, the following vote was recorded:

<b>Yeas:</b>	<b>Nays:</b>
Tommy Dawson	None.
Steven Dixon	
Kelley Griswold	
Jay Hovey	
Bob Parsons	
Brett Smith	
Connie Taylor	
Beth Witten	
Ron Anders, Jr.	

9. **ORDINANCES (cont).**

Mayor Anders thereupon declared that the motion for unanimous consent for immediate consideration of and action on said ordinance had been unanimously carried. Councilmember Witten thereupon moved that the ordinance be finally adopted, which motion was seconded by Councilmember Smith and, upon the said motion being put to vote, the following vote was recorded:

<b>Yeas:</b>	<b>Nays:</b>
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Tommy Dawson	None.
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Steven Dixon

Kelley Griswold

Jay Hovey

Bob Parsons

Brett Smith

Connie Taylor

Beth Witten

Ron Anders, Jr.

Mayor Anders thereupon announced that the motion for adoption of said ordinance had been unanimously carried.

**Ordinance No. 3181**

10. **RESOLUTIONS.**

None.

11. **OTHER BUSINESS.**

None.

Mayor Anders invited everyone to the Gogue Performing Arts Center for the State of the City Address on October 28 at 5:30 p.m.

12. **CITIZENS' OPEN FORUM.**

Dr. Trellis Smith (778 Whitaker Lane) invited the Council to the I Am My Brother's Keeper Open House on October 24, from 5-7 p.m. at the Frank Brown Recreation Center.

Lindburgh Jackson (814 N. College Street) said the North West Auburn Task Force is honored to have Dr. Smith on the task force and encouraged everyone to attend the I Am My Brother's Keeper Open House.

Robert Combs (1550 Opelika Road, Unit 6) addressed the Council and provided a document to Mayor Anders.

**12. CITIZENS' OPEN FORUM (cont).**

Herbert Walter Denmark, Jr. (412 Opelika Road, Apartment 111) said he participated in the Christian Care Ministries March Against Violence on Saturday, September 29 and has worked with Moms Demand Action and hopes that the City will continue to be concerned about the issues of violence and gun violence in the city.

**13. ADJOURNMENT.**

Councilperson Smith moved that the meeting be adjourned.  
Councilperson Dixon seconded the motion, and all members voted aye.  
The meeting was adjourned at 8:08 PM.

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Mayor

ATTEST:

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City Manager