

The City Council of the City of Auburn, Alabama, met in regular session on Tuesday, February 18, 2020, 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 and Mayor Ron Anders, Jr. Absent: Beth Witten. Also present was City Manager Buston.

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

Mayor Anders invited all present to stand and join the Council in reciting 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. Committee of the Whole.

Mayor Anders stated that at the Committee of the Whole meeting previously held the Council approved the minutes from the February 4 Committee of the Whole meeting and added one item of other business to the agenda.

b. Announcements.

Mayor Anders announced the following:

Auburn 2040 will begin in April with information coming in the next few weeks.

He went to Ogletree Elementary School to speak to the Dedicated Dads group this morning.

He said the Storybook Farms chili cook-off will be next weekend.

There will be many events in town this weekend including: tennis, baseball, event at the Gogue Center, basketball, soccer and a Mardi Gras parade.

Councilperson Dixon said there will be a Ward 5 meeting on March 2 at the Auburn Chamber of Commerce.

Councilperson Dawson recognized Public Safety Director Bill James for his upcoming retirement and thanked him for being his boss and friend.

Councilperson Parsons said the Lee County Remembrance Project has extended an invitation to the Council to visit the Legacy Museum and National Memorial for Peace and Justice in Montgomery on February 22. He added that the public has been invited to attend a soil collection ceremony at Greater Peace Baptist Church. He said it will be an evening of acknowledgement, lament and reflection as the community remembers four men who were victims of racial terror lynchings in Lee County.

Councilperson Griswold said he wanted to acknowledge the concerns about the intersection of North Donahue Drive and Farmville Road. He said the city is undergoing a traffic study of the area.

5. **AUBURN UNIVERSITY COMMUNICATIONS.**

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

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

Pat Grider (2232 Mount Vernon Lane) spoke about the SkyBar expansion.

Steve Cosgrove (1927 Watercrest Drive) spoke about the proposed quarry in Lee County near Opelika.

Ray Huff (1438 Varner Avenue) expressed concerns about the Hub on Campus development and the development agreement.

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

- a. Board announcement. Board of Education. One (1) vacancy. Five year term begins June 1, 2020 and ends May 31, 2025. Appointment April 21, 2020.

City Manager Buston announced one vacancy on the Board of Education and said the appointment would be made at the April 21, 2020 council meeting.

8. **CONSIDERATION OF CONSENT AGENDA.**

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

Councilperson Griswold requested items 8b and 8e be removed from the consent agenda.

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

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

Mayor Anders declared the consent agenda items adopted.

- a. Minutes. February 4, 2020. **APPROVED**
- b. Support City of Opelika. Proposed quarry.

This item was removed from the consent agenda.

- c. Tax abatements.
 - (1) CSP Technologies, Inc. Auburn Technology Parks North and South.
RESOLUTION NO. 20-042
 - (2) Lotte Chemical Alabama Corp. Auburn Technology Park North.
RESOLUTION NO. 20-043
- d. Contract. Projility, Inc. Implementation of Microsoft's Project Server. \$168,535.96.
RESOLUTION NO. 20-044
- e. Development agreement. The Hub on Campus.

This item was removed from the consent agenda.

- b. Support City of Opelika. Proposed quarry.

City Manager Buston said this item offers support for the City of Opelika's position on the proposed quarry.

Councilperson Dixon moved that the resolution be adopted.

Councilperson Griswold seconded the motion.

8. CONSIDERATION OF CONSENT AGENDA (cont).

Councilperson Griswold proposed to amend the wording of the resolution as follows:

- The first paragraph should read, “WHEREAS, the City Council of the City of Auburn desires to express its opposition to a proposed granite quarry known as Creekwood Resources, LLC and support the opposition of Opelika and Lee County citizens; and”
- The next to last paragraph should read, “NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn, Alabama, that the City of Auburn opposes the proposed Creekwood Resources, LLC granite quarry and supports the opposition of Opelika and Lee County citizens.”

Councilperson Griswold moved to amend the resolution as read.

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

Mayor Anders declared the amendments carried.

Councilperson Griswold moved that the resolution be adopted as amended.

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

Mayor Anders declared the resolution adopted.

RESOLUTION NO. 20-041

- e. Development agreement. The Hub on Campus.

City Manager Buston said this resolution approves a development agreement for The Hub on Campus.

Councilperson Hovey moved that the resolution be adopted.

Councilperson Griswold seconded the motion.

The Council asked questions about the project.

City Manager Buston answered the Council’s questions.

Mayor Anders asked that Mr. Huff’s concerns be addressed.

Assistant City Manager Crouch provided answers to Mr. Huff’s concerns.

Councilperson Hovey moved that the resolution be adopted.

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

Mayor Anders declared the resolution adopted.

RESOLUTION NO. 20-045

9. ORDINANCES.

- a. Traffic control signs and devices. Establish two (2) stop signs in Woodward Oaks Subdivision, Phase 2. Unanimous consent necessary.

City Manager Buston said this ordinance establishes two stop signs in Woodward Oaks Subdivision, Phase 2.

Councilperson Parsons moved that unanimous consent be granted to consider the ordinance on its first reading.

Councilperson Dixon seconded the motion.

9. **ORDINANCES (cont).**

Upon roll call vote, the following Council members voted to approve unanimous consent: Dawson, Dixon, Griswold, Hovey, Parsons, Smith, Taylor, and Mayor Anders. Voting nay: None.

Mayor Anders declared unanimous consent granted and the ordinance ready for adoption.

Councilperson Smith moved that the ordinance be adopted.
Councilperson Dixon seconded the motion.

Upon roll call vote, the following Council members voted to adopt the ordinance: Dawson, Dixon, Griswold, Hovey, Parsons, Smith, Taylor, and Mayor Anders. Voting nay: None.
Mayor Anders declared the ordinance adopted.

ORDINANCE NO. 3203

- b. Private dormitories and academic detached dwelling units moratorium. Planning Commission recommendation. Unanimous consent necessary. Public hearing required.

City Manager Buston said this ordinance places a moratorium on private dormitories and academic detached dwelling units. He added that a public hearing was required.

Mayor Anders opened the public hearing.

There being comments from the audience, Mayor Anders closed the public hearing.

Councilperson Parsons moved that unanimous consent be granted to consider the ordinance on its first reading.
Councilperson Dixon seconded the motion.

Upon roll call vote, the following Council members voted to approve unanimous consent: Dixon, Griswold, Hovey, Parsons, Taylor, Dawson and Mayor Anders. Voting nay: None. Recused: Smith.

Mayor Anders declared unanimous consent granted and the ordinance ready for adoption.

Councilperson Dixon moved that the ordinance be adopted.
Councilperson Parsons seconded the motion.

Upon roll call vote, the following Council members voted to adopt the ordinance: Dixon, Griswold, Hovey, Parsons, Taylor, Dawson and Mayor Anders. Voting nay: None. Recused: Smith.
Mayor Anders declared the ordinance adopted.

ORDINANCE NO. 3204

- c. Zoning. Mary Williams. Rezone approximately 1.80 acres from Neighborhood Conservation (NC-20) to Development District Housing (DDH). Property located at 1662 North College Street. Planning Commission recommendation. Unanimous consent necessary. Public hearing required.

City Manager Buston said this ordinance rezones approximately 1.80 acres from Neighborhood Conservation to Development District Housing.

Mayor Anders opened the public hearing.

Robert Williams (address not given) explained why his family wants to rezone the property.

There being no further comments from the audience, Mayor Anders closed the public hearing.

Councilperson Dixon moved that unanimous consent be granted to consider the ordinance on its first reading.
Councilperson Smith seconded the motion.

9. **ORDINANCES (cont).**

Upon roll call vote, the following Council members voted to approve unanimous consent: Griswold, Hovey, Parsons, Smith, Taylor, Dawson, Dixon and Mayor Anders. Voting nay: None.

Mayor Anders declared unanimous consent granted and the ordinance ready for adoption.

Councilperson Dixon moved that the ordinance be adopted.
Councilperson Parsons seconded the motion.

Upon roll call vote, the following Council members voted to adopt the ordinance: Griswold, Hovey, Parsons, Smith, Taylor, Dawson, Dixon and Mayor Anders. Voting nay: None.
Mayor Anders declared the ordinance adopted.

ORDINANCE NO. 3205

10. **RESOLUTIONS.**

a. Conditional use approvals. Planning Commission recommendations.

- (1) Grid Enterprises, LLC. Randy Smith (authorized representative). Expansion of an existing commercial and entertainment use (lounge) in the Urban Core (UC) zoning district with an overlay of the College Edge Overlay District (CEOD). Skybar expansion. Property located at 122 West Magnolia Avenue. POSTPONED FROM 01/21/20 and 02/04/20 meetings.

City Manager Buston said this resolution authorizes conditional use approval for the expansion of an existing commercial and entertain use (lounge) located at 122 West Magnolia Avenue. He added that it was postponed at the January 21 and February 4 council meetings.

Councilperson Smith asked the Mr. Grider questions about the expansion.

Councilperson Parsons moved that the resolution be adopted.
Councilperson Dixon seconded the motion, and the following members voted aye: Dixon, Hovey, Parsons, Smith, Taylor and Mayor Anders. Voting nay: none. Abstaining: Dawson and Griswold.
Mayor Anders declared the resolution adopted.

RESOLUTION NO. 20-046

- (2) Auburn Bank. Cole Williams (authorized representative). Road service use (parking deck) in the Urban Core (UC) zoning district. Auburn Bank Parking Deck. Property located at 100 North Gay Street. Public hearing required.

City Manager Buston said this resolution authorizes conditional use approval for a road service use (parking deck) located at 100 North Gay Street. He added that a public hearing was required.

Mayor Anders opened the public hearing.

There being no comments from the audience, Mayor Anders closed the public hearing.

Councilperson Dawson moved that the resolution be adopted.
Councilperson Dixon seconded the motion, and all the following members voted aye: Dawson, Dixon, Griswold, Parsons, Smith, Taylor and Mayor Anders. Voting nay: none. Abstaining: Hovey.
Mayor Anders declared the resolution adopted.

RESOLUTION NO. 20-047

- (3) City of Auburn. Alison Frazier (authorized representative). Public service use (community and recreation center, pool, and public park) in the Rural (R) zoning district. Lake Wilmore Community Center. Property located north of 737 Ogletree Road. Public hearing required.

10. RESOLUTIONS (cont).

City Manager Buston said this resolution authorizes conditional use approval for a public service use (community and recreation center, pool and public park) located north of 737 Ogletree Road. He added that a public hearing was required.

Mayor Anders opened the public hearing.

Dave Moore (640 Elizabeth Drive) expressed concerns about the project.

There being no further comments from the audience, Mayor Anders closed the public hearing.

Councilperson Parsons moved that the resolution be adopted.

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

Mayor Anders declared the resolution adopted.

RESOLUTION NO. 20-048

- (4) Larry Deloranzo. James Adams (authorized representative). Road service use (ice vending station) in the Comprehensive Development District (CDD) zoning district. 1791 Shug Jordan Ice Station. Public hearing required.

City Manager Buston said this resolution authorizes conditional use approval for a road service use (ice vending station) located at 1791 Shug Jordan Parkway. He added that a public hearing was required.

Mayor Anders opened the public hearing.

There being no comments from the audience, Mayor Anders closed the public hearing.

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. 20-049

- (5) South Hood, LLC. Brett Basquin (authorized representative). Road service use (automobile dealership) in the Comprehensive Development District (CDD) zoning district. Son's Ford Automobile Dealership. Property located at 114 East Veterans Boulevard. Public hearing required.

City Manager Buston said this resolution authorizes conditional use approval for a road service use (automobile dealership) located at 114 East Veterans Boulevard. He added that a public hearing was required.

Mayor Anders opened the public hearing.

There being no comments from the audience, Mayor Anders closed the public hearing.

Councilperson Hovey moved that the resolution be adopted.

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

Mayor Anders declared the resolution adopted.

RESOLUTION NO. 20-050

- b. Fixing of costs. Weed abatement. 923 Holmes Avenue. Public hearing required.

City Manager Buston said this resolution authorizes the fixing of costs for 923 Holmes Avenue. He added that a public hearing was required.

Mayor Anders opened the public hearing.

10. RESOLUTIONS (cont).

There being no comments from the audience, Mayor Anders closed the public hearing.

Councilperson Dixon moved that the resolution be adopted.

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

Mayor Anders declared the resolution adopted.

RESOLUTION NO. 20-051

11. OTHER BUSINESS.

- a. Alcohol beverage license. Proof of the Pudding by MGR, Inc. d/b/a Proof of the Pudding Auburn University Equestrian Center. 140 – Special Events Retail alcohol beverage license. Events to be held February 29, 2020 and March 7, 2020. Property located at 1235 Wire Road (Auburn University Equestrian Center).

City Manager Buston said Proof of the Pudding by MGR, Inc. d/b/a Proof of the Pudding Auburn University Equestrian Center is seeking a 140 – Special Events Retail alcohol beverage license for events to be held February 219 and March 7 at the Auburn University Equestrian Center.

Councilperson Dixon moved that the request be granted.

Councilperson Smith seconded the motion and all members voted aye.

Mayor Anders declared the motion carried.

12. CITIZENS' OPEN FORUM.

Herbert Walter Denmark, Jr. (412 Opelika Road) thanked Councilperson Taylor for hosting the Valentine's Ball and said he has visited the Legacy Museum and suggested that visitors plan to make multiple trips to be able to see everything. He added that Mary Frances Early will be honored at UGA next week.

Lindburgh Jackson (814 N. College Street) said it is African American Recognition Month and suggested that the Mayor's Diversity Task Force do some kind of recognition for African Americans who have served as public officials in Auburn.

13. ADJOURNMENT.

Councilperson Smith moved that the meeting be adjourned.

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

The meeting was adjourned at 8:18 PM.

Mayor

ATTEST:

City Manager