

The City Council of the City of Auburn, Alabama, met in regular session on Tuesday, May 5, 2020, at 7:00 PM by means of the Zoom video conferencing web application.

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. **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 April 21 Committee of the Whole meeting and discussed extending the moratorium on private dormitories and academic detached dwelling units due to the COVID-19 pandemic and lack of opportunities to provide public comment and input.

b. Announcements.

Mayor Anders announced the following:

Reminded citizens to participate in the Census.

Thanked Collen Jennings for planting and maintaining the downtown planters.

The Dream Day Foundation is holding a fundraiser.

He participated in a fundraiser with CJ Uzomah and Mack VanGorder benefiting the hospital.

Read a statement about the COVID-19 Pandemic and said the Alabama Big 10 Mayors signed a letter requesting that the State reopen.

Councilperson Taylor asked how to contact the Dream Day Foundation.

Mayor Anders provided a phone number.

Councilperson Dixon asked Mayor Anders if all Big 10 Mayors signed the letter.

Mayor Anders said all the Mayors signed the letter.

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

None.

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

a. Board announcement. Water Works Board. One (1) vacancy. Six- year term begins June 22, 2020 and ends June 21, 2026. Appointment June 2, 2020.

City Manager Buston announced one vacancy on the Water Works Board and said the appointment will be made at the June 2, 2020 City Council meeting.

6. **CONSIDERATION OF CONSENT AGENDA.**

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

Councilperson Hovey requested item 6d be removed from the consent agenda.

Councilperson Griswold requested item 6c be removed from the consent agenda.

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

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. April 21, 2020. **APPROVED**
- b. Taxpayer penalty waiver request. Dwell Students (Auburn) LLC d/b/a Logan Square. \$5,190. **APPROVED**
- c. Mark Foster Company. Assessment center. Promotional process for selecting Captains, Lieutenants and Sergeants in the Fire Division. \$18,000 plus travel and assessment center costs.

This item was removed from the consent agenda.

- d. AuburnBank. Terminate lease agreement. Downtown Employee Parking Lot.

This item was removed from the consent agenda.

- e. Authorization. 2019 Municipal Water Pollution Prevention Annual Report. Authorize submittal to the Alabama Department of Environmental Management. H.C. Morgan Water Pollution Control Facility. **RESOLUTION No. 20-103**
- f. Authorization. 2019 Municipal Water Pollution Prevention Annual Report. Authorize submittal to the Alabama Department of Environmental Management. Northside Water Pollution Control Facility. **RESOLUTION No. 20-104**
- g. Easements and warranty deeds.
 - (1) Regions Bank. Accept parking deck easements. Wright Street parking deck project. **RESOLUTION No. 20-105**
 - (2) James and Abby Downs. Accept a temporary construction easement and execute a warranty deed. Project No. STPOA-4116(250) Resurfacing, Widening, Traffic Signals and Drainage Improvements on College Street, Samford Avenue, Gay Street and Reese Avenue. **RESOLUTION No. 20-106**
 - (3) Tsan Hai and Shu Fen Huang Lin. Accept a temporary construction easement and execute a warranty deed. Project No. STPOA-4116(250) Resurfacing, Widening, Traffic Signals and Drainage Improvements on College Street, Samford Avenue, Gay Street and Reese Avenue. **RESOLUTION No. 20-107**
- h. Wright Street Parking Deck. Subdivide property. **RESOLUTION No. 20-108**
- c. Mark Foster Company. Assessment center. Promotional process for selecting Captains, Lieutenants and Sergeants in the Fire Division. \$18,000 plus travel and assessment center costs.

City Manager Buston said this resolution authorizes the City Manager to execute a contract with Mark Foster Company for an assessment center in the Fire Division.

Councilperson Griswold asked why the city is using a third party for the promotional process within the Fire Division.

City Manager Buston explained that the process is mandated by court order.

The Council discussed the item.

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

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

RESOLUTION No. 20-101

- d. AuburnBank. Terminate lease agreement. Downtown Employee Parking Lot.

City Manager Buston said this resolution terminates the lease agreement with AuburnBank for the Downtown Employee Parking Lot.

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

RESOLUTION No. 20-102

7. **ORDINANCES.**

- a. Working capital loan interest subsidy program. Unanimous consent necessary.
Public hearings required.
 - (1) AuburnBank. Auburn Family Dentistry, Auburn Popcorn Company, LLC, Trinity Rose Creations d/b/a Auburn Flowers & Gifts. Perry Enterprises, Inc. d/b/a Dimensions Salon.

City Manager Buston said this ordinance authorizes an Economic Development Commercial Loan Interest Subsidy Agreement between the City of Auburn and AuburnBank. He added that a public hearing was required.

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

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

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

Mayor Anders opened the public hearing.

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

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

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

ORDINANCE NO. 3227

- (2) River Bank & Trust. Layton Huskey, LLC d/b/a Smoothie King.

City Manager Buston said this ordinance authorizes an Economic Development Commercial Loan Interest Subsidy Agreement between the City of Auburn and River Bank & Trust. He added that a public hearing was required.

7. ORDINANCES (cont).

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

Councilperson Parsons seconded the motion.

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

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

Mayor Anders opened the public hearing.

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

Councilperson Witten said she had an applicant for one of these loans reach out to her to offer sincere appreciation and said she is glad that the council has implemented the program.

Councilperson Witten moved that the ordinance be adopted.

Councilperson Smith seconded the motion.

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

Mayor Anders declared the ordinance adopted.

ORDINANCE NO. 3228

8. RESOLUTIONS.

None.

9. OTHER BUSINESS.

Councilperson Smith said he would like the Council to recognize healthcare workers at EAMC for their work during the COVID-19 pandemic.

The Council agreed.

City Manager Buston said a resolution recognizing those workers will be on the next council agenda.

10. ADJOURNMENT.

Councilperson Smith moved that the meeting be adjourned.

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

The meeting was adjourned at 7:31 PM.

Mayor

ATTEST:

City Manager