

The City Council of the City of Auburn, Alabama, met in regular session on Tuesday, July 21, 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 July 7 Committee of the Whole meeting and nominated individuals to serve on the Board of Zoning Adjustment, Greenspace Advisory Board and Planning Commission.

b. Announcements.

Mayor Anders stated the following:

- Deputy Director of Economic Development Arndt Siepmann was appointed to Governor Ivey's Innovation Commission.
- Auburn Chamber of Commerce is taking the lead along with community stakeholders on an information campaign to continue to communicate best practices for us all during the pandemic.
- Asked for prayers for all impacted by COVID-19 and specifically for Senator Randy Price and Lee County Commissioner Johnny Lawrence.
- Asked for everyone to continue practicing social distancing and wearing masks to help slow the spread of COVID-19.

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

Steven Farrington (139 Denali Lane) spoke about his concerns over the proposed Plainsman Lake development.

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

None.

6. **CONSIDERATION OF CONSENT AGENDA.**

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

Councilperson Dixon requested item 6f(3) be removed from the consent agenda.

Councilperson Parsons requested item 6b be removed from the consent agenda.

Councilperson Griswold requested item 6g(3) be removed from the consent agenda.

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

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

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

Mayor Anders declared the consent agenda items adopted.

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

- a. Minutes. July 7, 2020. **APPROVED**
- b. Resolution of support for Governor Ivey's amended Safer at Home order.

This item was removed from the consent agenda.

- c. Alcohol beverage license. Shrimp Basket Restaurants, LLC d/b/a Shrimp Basket. Transfer of a 020 – Restaurant Retail Liquor alcohol beverage license. Property located at 1651 South College Street. **Resolution No. 20-153**
- d. Community Development Block Grant (CDBG). Adopt revised 2020 – 2024 Consolidated Plan and 2020 Annual Action Plan.

This item was removed from the consent agenda.

- e. Development agreement. SMB Land, LLC. Camden South. **Resolution No. 20-155**
- f. Easements and warranty deeds.
 - (1) Auburn Christian Foundation, Inc. Accept a warranty deed and temporary construction easement. Approve compensation of \$48,400. Property located at 439 Reese Avenue. Project No. STPOA – 4116 (25) Resurfacing, Widening, Traffic Signals, and Drainage Improvements, on South College Street, Samford Avenue, Gay Street and Reese Avenue. **Resolution No. 20-156**
 - (2) CA Student Living Auburn West Glenn Property. Accept various drainage and utility easements. Uncommon Auburn. Property located at 250 West Glenn Avenue. **Resolution No. 20-157**
 - (3) WFI Auburn, LLC c/o Alliance Tax Advisors. Accept various utility, sidewalk, and lighting easements. The Union. Property located at 900 West Glenn Avenue. **Resolution No. 20-158**
 - (4) Clayton Properties Group, Inc. Accept various drainage and utility easements and rights-of-way. Mimms Trail Subdivision, ninth Addition, Phase B. Property located at the current terminus of Barksdale Lane. **Resolution No. 20-159**
 - (5) Tiger Braggs, LLC. Accept various drainage and utility easements. Sanders Street Subdivision, Meadows Subdivision. Property located at 435-441 Sanders Street. **Resolution No. 20-160**
- g. Board appointments.
 - (1) Board of Zoning Adjustment. Supernumerary position. One (1) vacancy. Unexpired term begins immediately and ends January 20, 2023. **Resolution No. 20-161 (Laticia Khalif)**
 - (2) Greenspace Advisory Board. One (1) vacancy. Term begins August 8, 2020 and ends August 7, 2024. **Resolution No. 20-162 (Maureen McMichael)**
 - (3) Planning Commission. Two (2) vacancies. Terms begin August 1, 2020 and end July 31, 2026.

This item was removed from the consent agenda.

- b. Resolution of support for Governor Ivey's amended Safer at Home order.

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

City Manager Buston said this resolution supports Governor Ivey's amended Safer at Home order.

Councilperson Dixon moved that the resolution be adopted.

Councilperson Parsons seconded the motion and all members voted aye.

Mayor Anders declared the resolution adopted.

RESOLUTION No. 20-152

Councilperson Griswold said he thinks the Council should be in a position to act immediately if the COVID-19 numbers do not change much or the Governor's mask order expires.

City Manager Buston reminded the Council that it is not lawful to pass a mask ordinance without the approval of the state health director.

- d. Community Development Block Grant (CDBG). Adopt revised 2020 – 2024 Consolidated Plan and 2020 Annual Action Plan.

City Manager Buston said this resolution adopts the revised CDBG 2020 – 2024 Consolidated Plan and 2020 Annual Action Plan.

Councilperson Taylor asked for an explanation of CDBG funding and the additional COVID-19 funds.

Community Development Director Al Davis provided an overview of the CDBG program and the additional funds available for COVID-19 relief.

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. 20-154

- f. Easements and warranty deeds.

- (3) WFI Auburn, LLC c/o Alliance Tax Advisors. Accept various utility, sidewalk, and lighting easements. The Union. Property located at 900 West Glenn Avenue.

City Manager Buston said this resolution accepts various utility, sidewalk and lighting easements for The Union.

Councilperson Dixon said he would abstain from the vote

Councilperson Parsons moved that the resolution be adopted.

Councilperson Smith seconded the motion and the following members voted aye: Dawson, Griswold, Hovey, Parsons, Smith, Taylor, Witten and Mayor Anders. Voting nay: None. Abstaining: Dixon.

Mayor Anders declared the resolution adopted.

RESOLUTION No. 20-158

- g. Board appointments.

- (3) Planning Commission. Two (2) vacancies. Terms begin August 1, 2020 and end July 31, 2026.

City Manager Buston said this resolution appoints Nonet Reese and Wendy Birmingham to the Planning Commission.

Councilperson Griswold said he wanted the vote for this item to be on the record.

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

Councilperson Witten moved that the resolution be adopted.

Councilperson Parsons 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. 20-163

7. **ORDINANCES.**

- a. Authorize issuance of general obligation warrants. Wright Street Parking Deck. \$16,000,000. Unanimous consent necessary.

City Manager Buston said this ordinance authorizes the issuance of general obligation warrants for the Wright Street Parking Deck.

Councilperson Dawson 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: 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.

Councilperson Witten moved that the ordinance be adopted.

Councilperson Dawson seconded the motion.

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

ORDINANCE NO. 3241

- b. Annexation. James and Susan Peatman. William and Meredith Brawner (authorized representative). Approximately 11.3 acres located at 324 Pear Tree Road. Planning Commission recommendation. Unanimous consent necessary.

City Manager Buston said this ordinance annexes approximately 11.3 acres on 324 Pear Tree Road.

Councilperson Dixon 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.

Councilperson Dixon 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. 3242

7. ORDINANCES (cont).

- c. Rezoning. Planning Commission recommendations. Unanimous consent necessary. Public hearings required.

- (1) Thaddeus T. Webster. Mike Maher (authorized representative). Rezone approximately 133.9 acres from Rural (R) to Development District Housing (DDH). Plainsman Lake Rezoning – R to DDH. Property located at 1950 Martin Luther King Drive.

City Manager Buston said this ordinance rezones approximately 133.9 acres located at 1950 Martin Luther King Drive.

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

Councilperson Dixon seconded the motion.

Councilperson Griswold objected to considering the ordinance on its first reading.

Mayor Anders declared unanimous consent denied and said the item would be considered on the August 4 City Council agenda along with the scheduled public hearing.

- (2) Thaddeus T. Webster. Mike Maher (authorized representative). Rezone approximately 4.09 acres from Rural (R) to Comprehensive Development District (CDD). Plainsman Lake Rezoning – R to CDD. Property located at 2202 Martin Luther King Drive.

City Manager Buston said this ordinance rezones approximately 133.9 acres located at 2202 Martin Luther King Drive.

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

Councilperson Parsons seconded the motion.

Councilperson Griswold objected to considering the ordinance on its first reading.

Mayor Anders declared unanimous consent denied and said the item would be considered on the August 4 City Council agenda along with the scheduled public hearing.

8. RESOLUTIONS.

- a. Amended conditional use approval. West Pace, LLC. Moses Mason (authorized representative). Commercial support use (climate-controlled storage building) and a road service use (truck/trailer sharing). West Pace U-Haul Amended. Property located at 136 West Creek Parkway, adjacent to Lynch Nissan of Auburn. Planning Commission recommendation. Public hearing required.

City Manager Buston said this resolution authorizes amended conditional use approval for a commercial support use. 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 Taylor asked what had changed from the original plans for the building.

Planning Director Forrest Cotten said there were aesthetic changes made to consolidate the small buildings resulting in a more desirable product.

8. **RESOLUTIONS (cont).**

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

RESOLUTION No. 20-164

9. **OTHER BUSINESS.**

Councilperson Taylor asked about the restriping on Richland Road.

Engineering Services Director Alison Frazier explained that the striping was redone to create one left turn lane, one straight lane and one right turn lane.

Councilperson Griswold asked when the traffic signal changes will catch up to the restriping.

Ms. Frazier said she was hopeful it would happen this week.

10. **CITIZENS' OPEN FORUM.**

None.

11. **ADJOURNMENT.**

Councilperson Dixon moved that the meeting be adjourned.
Councilperson Witten seconded the motion, and all members voted aye.
The meeting was adjourned at 7:30 PM.

Mayor

ATTEST:

City Manager