

The City Council of the City of Auburn, Alabama, met in regular session on Tuesday, August 20, 2024, at 6:19 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 Councilmembers were present: Tyler Adams, Max Coblenz, Tommy Dawson, Kelley Griswold, Sonny Moreman, Bob Parsons, Connie Taylor, Beth Witten, and Mayor Ron Anders. Absent: None. Also present was City Manager Megan McGowen Crouch.

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 previously held the Council approved the minutes from the August 6 Committee of the Whole meeting and discussed future Committee of the Whole agenda topics.

 b. Announcements.

Mayor Anders thanked various groups for hosting him over the last two weeks and provided a preview of the events he will attend in the coming days.

Councilmember Dawson said he appreciated the city’s work after the storms last Sunday.

Councilmember Moreman spoke about food trucks, Library Card Month, and thanked the city’s first responders for their work.

Councilmember Griswold thanked public Safety for their work during the storms, and thanked Mayor Anders for providing minutes from the LRCOG, ARTF, and Airport Advisory Board meetings.

Councilmember Taylor said she appreciates Habitat for Humanity building affordable housing and announced a Ward 1 meeting at 6 p.m. on August 26 at Boykin Community Center.

5. **AUBURN UNIVERSITY COMMUNICATIONS.**

AU SGA Co-Director of City Relations Evelyn Cherry updated the Council about events at Auburn University.

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

None.

7. **CITY MANAGER’S COMMUNICATIONS.** City Manager Crouch.

 a. Board announcements. Appointments September 17, 2024.

- (1) Industrial Development Board. Two (2) vacancies. Terms begin October 10, 2024, and end October 9, 2030.
- (2) Lee County Youth Development Center. One (1) vacancy. Term begins October 1, 2024, and ends September 30, 2030.

7. CITY MANAGER’S COMMUNICATIONS (cont).

- (3) West Pace Village Improvement District. One (1) vacancy. Term begins September 16, 2024, and ends September 15, 2030.

City Manager Crouch announced vacancies on the Industrial Development Board, Lee County Youth Development Center, and West Pace Village Improvement District and said item 10a(1) was withdrawn from the agenda by the applicant.

8. CONSIDERATION OF CONSENT AGENDA.

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

Mayor Anders removed item 8b(2) from the consent agenda.

Councilmember Moreman removed items 8c(1) and 8e from the consent agenda.

Councilmember Griswold removed item 8c(3) from the consent agenda.

Councilmember Parsons moved that the items on the consent agenda be adopted.
Councilmember Coblentz seconded the motion, and all members voted aye.

- a. Minutes. August 6, 2024. **APPROVED**
- b. Alcohol beverage licenses.
 - (1) Bharat Foods 2, Inc. d/b/a India Palace. 020 – Restaurant Retail Liquor. 1100 South College Street, Suite 101. **APPROVED**
 - (2) GAAL F and B, LLC d/b/a Graduate Hotel. 160 – Special Retail – More Than 30 Days. 212 West Magnolia Avenue.

This item was removed from the consent agenda.

- (3) Greenawalt Hospitality, LLC d/b/a B and B AU Nursing Denim and Diamonds. 140 – Special Events Retail ABC License. 710 South Donahue Drive. **APPROVED**
- (4) Greenawalt Hospitality, LLC d/b/a B and B AU Student Activities Center. 140 – Special Events Retail ABC License. 684 Biggio Drive. **APPROVED**
- (5) Greenawalt Hospitality, LLC d/b/a B and B Brown Kopel. 140 – Special Events Retail ABC License. 152 Wilmore Drive. **APPROVED**
- (6) Greenawalt Hospitality, LLC d/b/a B and B Parker Hill. 140 – Special Events Retail ABC License. 100 Carroll Street. **APPROVED**
- (7) Premium Pours, LLC d/b/a Premium Pours. 140 – Special Events Retail ABC License. 831 Lem Morrison Drive. **APPROVED**
- (8) Premium Pours, LLC d/b/a Premium Pours. 140 – Special Events Retail ABC License. 100 Carroll Street. **APPROVED**

- c. Contracts and agreements.
 - (1) Davis Architects, Inc. Dean Road Recreation Center Gymnasium HVAC & Roof Replacement. \$65,940.

This item was removed from the consent agenda.

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

(2) Pinnacle Networx, LLC. Purchase audio and visual equipment and network services. Public Safety Training Center. \$36,698.52. **Resolution No. 24-157**

(3) Tim Yates Construction, LLC. The Preserve - Phase 5 Infrastructure Development Agreement.

This item was removed from the consent agenda.

d. Warranty deed. Cleveland Real Estate Investments Partnership. Mimms Trail Lift Station Warranty Deed. **Resolution No. 24-159**

e. 2024 Improvements Reimbursements. Allows for reimbursement of certain expenditures prior to financing. Lake Wilmore project.

This item was removed from the consent agenda.

b. Alcohol beverage licenses.

(2) GAAL F and B, LLC d/b/a Graduate Hotel. 160 – Special Retail – More Than 30 Days. 212 West Magnolia Avenue. **APPROVED**

City Manager Crouch said the Graduate Hotel is seeking approval for a 160 – Special Retail – More Than 30 Days Alcohol beverage license.

Councilmember Adams moved that the request be granted.

Councilmember Witten seconded the motion and the following members voted aye: Adams, Coblentz, Dawson, Griswold, Moreman, Parsons, Taylor, and Witten. Voting no: None. Abstaining: Anders.

Mayor Anders declared the motion carried.

c. Contracts and agreements.

(1) Davis Architects, Inc. Dean Road Recreation Center Gymnasium HVAC & Roof Replacement. \$65,940.

City Manager Crouch said this resolution authorizes the City Manager to execute a contract with Davis Architects, Inc.

Councilmember Moreman thanked staff for working on the project.

Councilperson Parsons moved that the resolution be adopted.

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

Mayor Anders declared the resolution adopted.

RESOLUTION No. 24-156

(3) Tim Yates Construction, LLC. The Preserve - Phase 5 Infrastructure Development Agreement.

City Manager Crouch said this resolution authorizes the City Manager to execute a contract with Tim Yates Construction, LLC.

Councilmember Griswold asked questions about the development agreement.

City Manager Crouch and Development Services Executive Director Scott Cummings answered the questions.

Councilperson Witten moved that the resolution be adopted.

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

Mayor Anders declared the resolution adopted.

RESOLUTION No. 24-158

8. CONSIDERATION OF CONSENT AGENDA (cont).

- e. 2024 Improvements Reimbursements. Allows for reimbursement of certain expenditures prior to financing. Lake Wilmore project.

City Manager Crouch said this resolution authorizes reimbursements of certain expenditures for the Lake Wilmore project.

Councilmember Moreman asked for clarification on the purpose of the agenda item.

City Manager Crouch explained the item.

Councilperson Coblentz moved that the resolution be adopted.

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

Mayor Anders declared the resolution adopted.

RESOLUTION No. 24-160

9. ORDINANCES.

- a. Annexations. Planning Commission recommendations. Unanimous consent necessary.

- (1) Jaramillo Annexation. Approximately 14.84 Acres. Property located at 660 Lee Rd 25(Hillandale Dr).

City Manager Crouch said this ordinance annexes approximately 14.84 acres.

Councilmember Coblentz moved to postpone this ordinance until the September 17 meeting.
Councilmember Witten seconded the motion.

Councilmember Coblentz stated that one annexation request that was outside the Optimal Boundary had recently been postponed to the September 17 meeting and that he would also like to postpone other annexations outside the Optimal Boundary to the September 17 meeting. He also requested that a joint work session with the City Council and Planning Commission to study the Optimal Boundary take place prior to the September 17 meeting.

Upon the vote, the following members voted aye: Adams, Coblentz, Dawson, Moreman, Parsons, Taylor, Witten, and Mayor Anders. Voting no: None.

Mayor Anders declared the ordinance postponed to the September 17, 2024, City Council meeting.

- (2) Simonton Annexation. Approximately 5.21 acres. Property located at 812 Lee Road 415 (Winterhawk Drive).

City Manager Crouch said this ordinance annexes approximately 5.21 acres.

Councilmember Coblentz moved to postpone this ordinance until the September 17 meeting.
Councilmember Witten seconded the motion, and the following members voted aye: Adams, Coblentz, Dawson, Moreman, Parsons, Taylor, Witten, and Mayor Anders. Voting no: None.
Mayor Anders declared the ordinance postponed to the September 17, 2024, City Council meeting.

- (3) Sheppard Annexation. Approximately 3.7 acres. Property located at 261 Lee Road 415 (Winterhawk Drive).

City Manager Crouch said this ordinance annexes approximately 3.7 acres.

Councilmember Coblentz moved to postpone this ordinance until the September 17 meeting.
Councilmember Adams seconded the motion, and the following members voted aye: Adams, Coblentz, Dawson, Moreman, Parsons, Taylor, Witten, and Mayor Anders. Voting no: None.
Mayor Anders declared the ordinance postponed to the September 17, 2024, City Council meeting.

9. **ORDINANCES (cont).**

- b. Zoning. Sugar Creek Rezoning. Approximately 0.89 acres from Neighborhood Conservation (NC-20) to Development District Housing (DDH). Unanimous consent necessary. Planning Commission recommendation. Public hearing required.

City Manager Crouch said this ordinance rezones approximately 0.89 acres. She 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.

Councilmember Coblentz asked for history of the property.

City Manager Crouch, Development Services Executive Director Scott Cummings and Planning Director Justice Wahid Cotton provided the information.

Councilmember Coblentz stated that he supports this project based on what has been presented and asked the developer to provide a letter to include a commitment to develop the property as presented to the council.

Councilmember Coblentz introduced the ordinance.

City Manager Crouch read the ordinance by title.

Councilmember Coblentz moved that unanimous consent be granted to consider the ordinance on its first reading.

Councilmember Adams seconded the motion.

Mayor Anders asked if there was an objection to the ordinance being considered on its first reading.

Hearing no objection from the Council, Mayor Anders declared unanimous consent granted and the ordinance ready for adoption.

Upon roll call vote, the following Council members voted aye: Moreman, Parsons, Taylor, Witten, Adams, Coblentz, Dawson, Griswold, and Mayor Anders. Voting no: None.

Mayor Anders declared the ordinance adopted.

Ordinance No. 3500

- c. Non-exclusive franchise agreement. Fiber Utility Network, Inc. Construct, operate, and maintain fiber network services. Unanimous consent necessary. Public hearing required.

City Manager Crouch said this ordinance authorizes a non-exclusive franchise agreement with Fiber Utility Network, Inc. She added that a public hearing was required.

Mayor Anders opened the public hearing.

Terry Metze, a representative from Fiber Utility Network, Inc., explained the company's interest in the franchise and said he was available to answer questions.

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

Councilmember Parsons introduced the ordinance.

City Manager Crouch read the ordinance by title.

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

Councilmember Coblentz seconded the motion.

Mayor Anders asked if there was an objection to the ordinance being considered on its first reading.

9. **ORDINANCES (cont).**

Hearing no objection from the Council, Mayor Anders declared unanimous consent granted and the ordinance ready for adoption.

Upon roll call vote, the following Council members voted aye: Parsons, Taylor, Witten, Adams, Coblentz, Dawson, Griswold, Moreman, and Mayor Anders. Voting no: None.

Mayor Anders declared the ordinance adopted.

Ordinance No. 3501

10. **RESOLUTIONS.**

- a. Conditional use approvals. Planning Commission recommendations. Public hearings required.

- (1) Conditional Use. Mitch Brown, Road service use (ice vending machine). Property located at 450 Opelika Road in the Corridor Redevelopment District - Urban zone (CRD-U). Public hearing required.

City Manager Crouch said this item was withdrawn by the applicant.

- (2) Sugar Creek MUD. Performance Residential Development (multiple-unit development). Property located at 900 Annabrook Drive.

City Manager Crouch said this resolution authorizes conditional use approval for a performance residential development. She 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 Coblentz reiterated that this is 8 single family homes, and he supports it as presented. He asked the applicant if they have a letter of agreement with the neighborhood.

Brett Basquin, authorized representative, said there is a signed agreement with the neighborhood.

Councilmember Parsons moved that the resolution be adopted.

Councilmember Coblentz seconded the motion, and all members voted aye.

Mayor Anders declared the resolution adopted.

RESOLUTION No. 24-161

- b. Contract. Axon Enterprise, Inc. Purchase video surveillance equipment and storage. Police Department.

City Manager Crouch said this resolution authorizes the city manager to execute a contract with Axon Enterprise, Inc.

Councilmember Tyler Adams asked questions about how the contract operates.

Public Safety Services Executive Director Will Mathews answered the questions.

Councilmember Dawson moved that the resolution be adopted.

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

Mayor Anders declared the resolution adopted.

RESOLUTION No. 24-162

11. **OTHER BUSINESS.**

None.

12. CITIZENS’ OPEN FORUM.

Steve Causey (52 Lee Road 2114, Cusseta, AL) said he was there on behalf of his mother Jean Causey and thanked Councilmember Coblenz for participating in the upcoming Envision meeting to discuss homelessness in Lee County.

Martha Shamp (307 Camelia Drive) spoke about the library.

Win Timberlake (213 Lee Drive) spoke about the library.

Carrie Hill (716 E. Thach Avenue) spoke about a research institute in Berlin.

Deborah Beale (802 Tullahoma Drive) spoke about the Auburn Public Library Board meeting.

13. ADJOURNMENT.

Councilmember Adams moved that the meeting be adjourned.
Councilmember Coblenz seconded the motion, and all members voted aye.
The meeting was adjourned at 7:15 PM.

Mayor

ATTEST:

City Manager