

CITY COUNCIL WORK SESSION MINUTES OF FEBRUARY 2, 2021

The Enterprise City Council convened in Work Session at 5:00 p.m., Tuesday, February 2, 2021, in the Council Chambers at City Hall. Notice of the meeting was posted as Per Act 2005-40 Code of Alabama.

PRESENT: Council President Turner Townsend, District #5
Council President Pro-Tem Sonya W. Rich, District #1
Council Member Eugene Goolsby, District #2
Council Member Greg Padgett, District #3
Council Member Scotty Johnson, District #4

ALSO PRESENT: Mayor William E. Cooper
Interim City Clerk/Treasurer Beverly Sweeney was present and kept the minutes.
City Attorney Rainer Cotter
Glenn Morgan
City Department Heads
Erin Grantham
Savannah Weed, Enterprise Ledger
Caroline Quattlebaum, Southeast Sun

ROLL CALL – Council President Townsend noted that all Council Members were present.

JOB OPENINGS UPDATE (City Administrator & Police Chief)

Mayor Cooper reported that interviews are underway for the City Administrator position and he expects to offer a recommendation to the Council at the next meeting. Individual phone interviews for the position of Police Chief will be scheduled within the coming days.

SCHOOL BOARD VACANCY

Council President Townsend announced a vacancy on the Enterprise School Board, due to the resignation of Reid Clark. Nominations will be considered at an upcoming meeting.

PERMIT REQUEST (St. Patrick's Day Parade)

Erin Grantham, Executive Director of the Enterprise Chamber of Commerce, discussed a proposed request for street closure for the World's Smallest St. Patrick's Day Parade and 0.5K on Saturday, March 13, 2021. A request was made by Ms. Grantham to block E. College Street from E. Edwards to Main Street from 11:30 a.m. to 12:30 p.m. to clear streets before the parade at noon, and after, and temporary blocking of S. Edwards, Harrison Street, and S. Main Street to accommodate runners. An additional request was made to close Conner Street for a post-race reception to provide ample space for participants to socially distance themselves (pending approval from ABC and the city for a temporary special event permit). Following discussion, all Council Members spoke in favor of placing the request on the February 2, 2021, Council Meeting agenda.

REVIEW OF AGENDA

Council Members conducted a review of the February 2, 2021, Council Meeting agenda. After review, the following items were discussed:

CHANGE ORDER NO. 1 (New Airport Terminal)

Interim Director of Engineering Staci Hayes detailed Change Order No. 1 providing for an increase of \$13,724.00 in the total contract price to Beasley Construction Services, Inc. for general construction of a new terminal building at the Enterprise Municipal Airport. The change order summarizes miscellaneous changes that have occurred during project construction and adjusts the total contract amount to \$982,224.00. The time provided for the completion of the project is unchanged.

CHANGE ORDER No. 2 – Final (FY20 Resurfacing Improvements, Phase 1)

Consulting Engineer Glenn Morgan provided an overview of Change Order No. 2 - Final providing for a reduction of \$47,576.61 in the total contract price to Wiregrass Construction Company, Inc. for FY20 Resurfacing Improvements, Phase 1. The change order adjusts the final contract quantities, increases the contract time by 37 days, and adjusts the total contract amount to \$1,068,133.39.

CALL FOR EXECUTIVE SESSION

Council President Townsend informed those in attendance that items pending before the Council involved issues requiring legal advice and counsel and requested an Executive Session. Council Member Johnson offered the motion to enter into Executive Session, seconded by Council Member Rich. All Council Members – Aye. The President declared the motion carried.

EXECUTIVE SESSION PURSUANT TO ALABAMA OPEN MEETINGS LAW

At 5:20 p.m., Attorney Rainer Cotter appeared before the Council and stated that items pending before the Council involved issues requiring legal advice and counsel; real estate transactions.

STATE OF ALABAMA)

CITY OF ENTERPRISE)

MINUTES EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETINGS LAW
A05-0145

WHEREAS, the Enterprise City Council with a quorum being present, was conducting a meeting on the 2nd day of February, 2021, the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meetings Law, Act 2005-40 (Act);

WHEREAS, the following persons were in attendance: Council Members Rich, Goolsby, Padgett, Johnson and Townsend. Council President Townsend presided over the meeting. Mayor William E. Cooper was also present. City Attorney Rainer Cotter was present; and,

WHEREAS, during the course of said meeting, a motion was made by Council Member Johnson for the Council to go into Executive Session for the purpose of legal advice and counsel and real estate transactions, both being one of the following purposes authorized by the Act:

- Reputation and Character
- Legal Advice and Counsel
- Security Plans
- State and/or Federal Law
- Law Enforcement
- Real Estate Transactions
- Trade Secrets
- Public Employee Negotiations
- Quasi-Judicial Deliberations

Which motion was seconded by Council Member Rich; and,

WHEREAS, the Attorney advised the Council that a declaration was required by the Act for an Executive Session if it was in regard to any of the following purposes:

- Legal Advice and Counsel
- Law Enforcement
- Trade Secrets
- Employee Negotiations

WHEREAS, Attorney Rainer Cotter appeared before the Council and stated for the record that he/she was duly qualified and/or had the personal knowledge to provide the requisite declaration for the stated purpose of the Executive Session authorized by the Act and informed the Council that an Executive Session was necessary for the following reason:

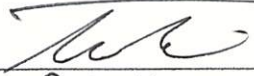
Discussion of issues requiring legal advice and counsel; real estate transactions.

WHEREAS, the President directed the City Attorney to enter into said motion, purpose and declaration into the minutes of the meeting and called for a vote on said motion; and,

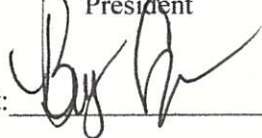
WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded into the minutes as follows:

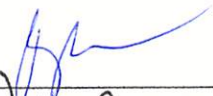
- | <u>Yeas</u> | <u>Nays</u> |
|-------------|-------------|
| 1. Rich | |
| 2. Goolsby | |
| 3. Padgett | |
| 4. Johnson | |
| 5. Townsend | |

And the President declared that a majority of the votes being in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session at 5:20 p.m. for the purpose as stated in said motion and no other purpose, in accordance with the Act and reconvene in approximately 30 minutes.

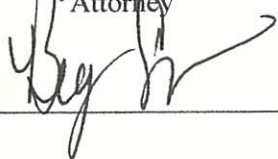
By: 

President

Attest: 

By: 

Attorney

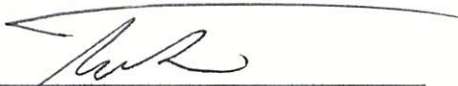
Attest: 

RECONVENE IN WORK SESSION

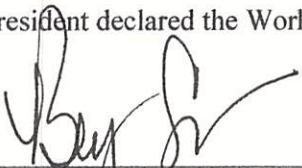
The Work Session was recessed into Executive Session at 5:20 p.m. and reconvened into Work Session at 5:55 p.m. after duly made motion and second with all Ayes.

ADJOURNMENT

There being no further business before the Council, the President declared the Work Session adjourned at 5:55 p.m.



Turner Townsend
Council President



Beverly Sweeney
Interim City Clerk/Treasurer