

## CITY COUNCIL WORK SESSION MINUTES OF JULY 6, 2021

The Enterprise City Council convened in Work Session at 5:00 p.m., Tuesday, July 6, 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  
City Administrator Jonathan Tullos  
Interim City Clerk Beverly Sweeney was present and kept the minutes.  
City Attorney Rainer Cotter  
City Department Heads & Staff  
Caroline Quattlebaum, Southeast Sun  
Savannah Weed, Enterprise Ledger  
Nick Brooks, WTVY

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

The following items were discussed:

### DEDICATED WORK SESSIONS

City Council Members agreed to hold dedicated Work Sessions to review current rates and fees for city services on Thursday, July 15, 2021, at 5:00 p.m., and FY 2022 budget on August 3, 2021, immediately following the Regular Session Council Meeting.

### DCIP GRANT APPLICATION

City Administrator Jonathan Tullos discussed a proposed grant application to the Defense Community Infrastructure Pilot Program (DCIP) for \$8 million in funding assistance for amendments and improvements to the Enterprise Community Recreation Center. Council Members will consider the grant application and \$16,532,959.00 city match at the July 6, 2021 Council Meeting.

### FOOD TRUCK ORDINANCE

Tracey Brown and Kim McKenzie, representing the city's Revenue Department, provided draft ordinances and discussed various approaches to regulate and license mobile food truck vendors within the City of Enterprise. Following discussion, Council President Townsend requested Council Members review the proposed ordinances for further discussion at the July 20, 2021 Work Session.

### BEEKEEPING ORDINANCE

Council President Townsend requested Council Members review the proposed beekeeping ordinance for further discussion at the July 20, 2021 Work Session.

### FIRE CHIEF UPDATE

Discussion was held regarding the process for evaluating applications received for the position of Fire Chief. Starting from the list of 16 applicants, Council Members will each chose their top 4 or 5 applicants to move forward. Council Members will then narrow the field to three final candidates to be publicly interviewed by the Council.

## JUNETEEN HOLIDAY

City Council Members discussed a proposed resolution to declare Juneteenth, June 19, an official holiday and allow city employees one paid personal day to be used by December 31, 2021. With the one-day notice from the federal and state government declaring Juneteenth a holiday, city employees were unable to observe the holiday this year. Following discussion, Council Members agreed to add the proposed resolution to the July 6, 2021 Council Meeting agenda.

## REVIEW OF AGENDA

Following review of the July 6, 2021 Council Meeting agenda, Council Members requested no further additions or deletions.

## RECESS

The Work Session was recessed at 5:50 p.m. and reconvened at 6:50 p.m. at which time the following items were discussed.

## CALL FOR EXECUTIVE SESSION

Council President Townsend informed those in attendance that an Executive Session was needed for the discussion of real estate and issues requiring legal advice and counsel. City Attorney Rainer Cotter advised the City Council that it would be appropriate to go into Executive Session to discuss such matters. A motion was made by Council Member Goolsby, seconded by Council Member Rich, for the Council to go into Executive Session. All Council Members – Aye. Before moving into Executive Session, Council President Townsend notified those in attendance that the Council expected to be in Executive Session approximately 30 minutes with no further business to follow.

## EXECUTIVE SESSION PURSUANT TO THE ALABAMA OPEN MEETINGS LAW

At 6:50 p.m., Attorney Rainer Cotter appeared before the Council and stated that issues pending before the Council involved issues of real estate requiring legal advice and counsel.

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

WHEREAS, the City Council of the City of Enterprise, Alabama, with a quorum being present, was conducting a meeting on the 6<sup>th</sup> day of July, 2021, the time, date, place, and agenda of which was duly announced and notices of which were posted in accordance with the Alabama Open Meetings Law Act 2005-40 (Act); and,

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 and City Administrator Jonathan Tullos were also present. City Attorney Rainer Cotter was present; and,

WHEREAS, during the course of said meeting, a motion was made by Council Member Goolsby for the Council to go into Executive Session for the purpose of real estate transactions and legal advice and counsel, 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:

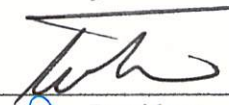
Discussion of real estate and issues requiring legal advice and counsel.

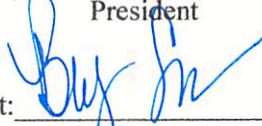
WHEREAS, the President directed the City Attorney to enter into said motion, purpose, and declaration into the minutes of the meeting and called for a vote on said motion; and,

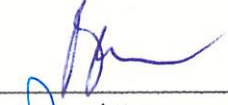
WHEREAS, said vote in regard to the motion for Executive Session was taken with the "yeas" and "nays" being recorded into the minutes as follows:

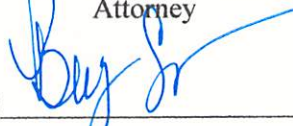
	<u>Yeas</u>	<u>Nays</u>
1.	Rich	
2.	Goolsby	
3.	Padgett	
4.	Johnson	
5.	Townsend	

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 6:50 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

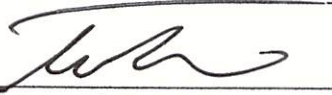
Attest: 

RECONVENE IN WORK SESSION

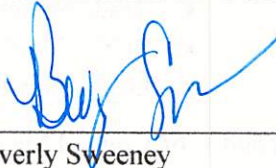
The Work Session was recessed into Executive Session at 6:50 p.m. and reconvened in Work Session at 7:25 p.m. after duly made motion and second with all Ayes.

ADJOURNMENT

There being no further business before the Council, the President declared the Work Session adjourned at 7:25 p.m.



Turner Townsend  
Council President



Beverly Sweeney  
Interim City Clerk