The City Council of the City of Auburn, Alabama, met in regular session on Tuesday, May 17, 2022, at 6:00 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 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 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 May 3 Committee of the Whole meeting and new Executive Director of Public Services Keith Williams was introduced.

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.

Councilperson Taylor invited all to attend the Juneteenth celebration at 10 a.m. on June 18 with an Unsung Heroes Ceremony taking place at 11 a.m.

Councilperson Dawson said the lights are on at the Cox Road interchange and the residents of that area are very happy.

Councilperson Griswold said he attended the Peace Officers Memorial on Monday and thanked the Public Safety Department for serving the citizens of Auburn.

5. **AUBURN UNIVERSITY COMMUNICATIONS.**

AU SGA Director of City Relations Olivia Sutherland 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 announcement. Planning Commission. Two (2) vacancies. Terms begin August 1, 2022 and end July 31, 2028. Appointments July 19, 2022.

City Manager Crouch announced vacancies on the Planning Commission and said the appointments would be made at the July 19, 2022 City Council meeting.

8. **CONSIDERATION OF CONSENT AGENDA.**

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

Councilperson Taylor asked to remove item 8e(1) from the consent agenda.

Mayor Anders asked to remove items 8d(1) and 8d(2) from the consent agenda.

Councilperson Griswold asked to remove item 8e(2) from the consent agenda.

Councilperson Smith 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.

a. Minutes. May 3, 2022. **APPROVED**

b. Alcohol beverage license. Yogiraaj, LLC d/b/a Tiger Spirits and Tobacco. Approval of a 011 – Lounge Retail Liquor – Class II (Package) alcohol beverage license. Property located at 2328 South College Street, Unit 1. **APPROVED**

c. Concurrence. Shinhwa Auto USA Corp. 2530 West Tech Lane. Auburn Technology Park West Annex. **RESOLUTION No. 22-111**

d. Tax abatements.

(1) Rexnord Industries, LLC. 1600 Pumphrey Avenue. Auburn Industrial Park.

This item was removed from the consent agenda.

(2) Shinhwa Auto USA Corp. 2530 West Tech Lane. Auburn Technology Park West Annex.

This item was removed from the consent agenda.

e. Contracts and agreements.

(1) Alabama Department of Transportation. Cost overrun funding Agreement. Project No. ATRP2-41-2022-092 Center Turn Lane Addition on Shug Jordan Parkway at Ware Drive and Shepherd's Cove Apartments.

This item was removed from the consent agenda.

(2) Batson-Cook Company. Tower crane use agreement. 129 North College Street.

This item was removed from the consent agenda.

(3) C Spire Business. Purchase two (2) Palo Alto firewalls with three years of support and maintenance. $28,169.64. **RESOLUTION No. 22-116**

(4) SHI International Corp. Netmotion Wireless Software Renewal. $67,559.25. **RESOLUTION No. 22-117**

(5) Stivers Ford Lincoln. Purchase one (1) 2022 Ford F150 pickup truck. Fire Department. $38,697. **RESOLUTION No. 22-118**

(6) W.W. Williams. Emergency vehicle repair. Water Resource Management Department. $16,783.36. **RESOLUTION No. 22-119**

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

d. Tax abatements.

(1) Rexnord Industries, LLC. 1600 Pumphrey Avenue. Auburn Industrial Park.

City Manager Crouch said this resolution approves tax abatements for Rexnord Industries, LLC.

Mayor Anders said he pulled both tax abatements of the consent agenda to spotlight the work of the Economic Development Department and the contributions these companies make to the community.

Councilperson Smith moved that the resolution be adopted.
Councilperson Witten seconded the motion all members voted aye.
Mayor Anders declared the resolution adopted.
RESOLUTION No. 22-112

(2) Shinhwa Auto USA Corp. 2530 West Tech Lane. Auburn Technology Park West Annex.

City Manager Crouch said this resolution approves tax abatements for Shinhwa Auto USA Corp.

Councilperson Parsons moved that the resolution be adopted.
Councilperson Witten seconded the motion all members voted aye.
Mayor Anders declared the resolution adopted.
RESOLUTION No. 22-113

e. Contracts and agreements.

(1) Alabama Department of Transportation. Cost overrun funding Agreement. Project No. ATRP2-41-2022-092 Center Turn Lane Addition on Shug Jordan Parkway at Ware Drive and Shepherd's Cove Apartments.

City Manager Crouch said this resolution authorizes the city manager to sign a cost overrun funding agreement with the Alabama Department of Transportation.

Councilperson Taylor said she appreciates the addition of turn lanes and asked when the project will start.

City Manager Crouch said the project will be bid in January and should begin around 90 days after the bid is opened.

Councilperson Witten moved that the resolution be adopted.
Councilperson Dixon seconded the motion all members voted aye.
Mayor Anders declared the resolution adopted.
RESOLUTION No. 22-114

(2) Batson-Cook Company. Tower crane use agreement. 129 North College Street.

City Manager Crouch said this resolution authorizes the City Manager to execute a tower crane use agreement with Batson-Cook Company.

Councilperson Griswold asked if all businesses within the crane’s reach will have a similar agreement.

City Manager Crouch explained that the crane is a liability for the construction company and similar agreements will be executed by other neighboring property owners.

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

Councilperson Witten moved that the resolution be adopted.
Councilperson Dixon seconded the motion all members voted aye.
Mayor Anders declared the resolution adopted.
RESOLUTION No. 22-115

9. **ORDINANCES.**

a. "Back to School" sales tax holiday. Exempt certain items from city sales taxes. Friday, July 15 through Sunday, July 17, 2022. Unanimous consent necessary.

City Manager Crouch said this ordinance approves the annual “Back to School” sales tax holiday.

Councilperson Dixon introduced the ordinance.
City Manager Crouch read the ordinance by title.
Councilperson Dixon moved that unanimous consent be granted to consider the ordinance on its first reading.
Councilperson Parsons 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: Dawson, Dixon, Griswold, Hovey, Parsons, Smith, Taylor, Witten and Mayor Anders. Voting no: None.
Mayor Anders declared the ordinance adopted.
Ordinance No. 3376

b. Annexations. Planning Commission recommendations.
Unanimous consent necessary.

(1) Barrett-Simpson, Inc. on behalf of Rockledge Development, LLC. Approximately 18.72 acres. Property located at 9451 Society Hill Road (Lee Road 54). Hunter's Glen Annexation.

City Manager Crouch said this ordinance annexes approximately 18.72 acres.

Councilperson Dawson introduced the ordinance.
City Manager Crouch read the ordinance by title.
Councilperson Dawson moved that unanimous consent be granted to consider the ordinance on its first reading.
Councilperson Dixon 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: Dixon, Griswold, Hovey, Parsons, Smith, Taylor, Witten, Dawson and Mayor Anders. Voting no: None.
Mayor Anders declared the ordinance adopted.
Ordinance No. 3377

(2) Patrice Glaze Bryant. Approximately 3.13 acres. Property located at 415 Lee Road 72 (East Farmville Road). Bryant Annexation.

9. **ORDINANCES (cont).**

City Manager Crouch said this ordinance annexes approximately 3.13 acres.

Councilperson Smith introduced the ordinance.
City Manager Crouch read the ordinance by title.
Councilperson Smith moved that unanimous consent be granted to consider the ordinance on its first reading.
Councilperson Witten 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: Griswold, Hovey, Parsons, Smith, Taylor, Witten, Dawson, Dixon and Mayor Anders. Voting no: None.
Mayor Anders declared the ordinance adopted.
Ordinance No. 3378

10. **RESOLUTIONS.**

a. Conditional use approval. Planning Commission recommendation. Mike Swope on behalf of UH Development, LLC. Performance residential development (multiple-unit development and academic detached dwelling unit). Property is comprised of multiple parcels located along Bryant Avenue, Bryant Circle, Old Stage Road, and Gidden Street. Boulevard Phase 5. Public hearing required.

City Manager Crouch said this resolution authorizes conditional use approval for The Boulevard, Phase 5. 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 Griswold said one of the conditions requires that Bryant Avenue be widened and asked who is responsible for the widening.

Engineering Services Director Alison Frazier said the widening will be done at the expense of the developer.

Councilperson Smith moved that the resolution be adopted.
Councilperson Dixon seconded the motion, and all members voted aye.
Mayor Anders declared the resolution adopted.
RESOLUTION No. 22-120

11. **OTHER BUSINESS.**

None.

12. **CITIZENS' OPEN FORUM.**

Robert Wilkins (261 Denson Drive) spoke about short term rentals.

Leah Billye Welburn (112 N. Debardeleben Street, Apt. 5) announced a run in the upcoming municipal election for the Ward 5 City Council seat.

Councilperson Smith announced his resignation from the Council as of the end of the month as he moves to Florida for a job, and spoke about how honored he had been to serve, and how inspired he had been by the Council, City Management and City staff.

Mayor Anders thanked Councilperson Smith for his service and asked City Manager Crouch about the process to make an appointment to fill his term.

City Manager Crouch explained that State code dictates the process, and that the Council appoints a replacement at the next regular meeting after the seat is vacated, which would be June 7. City Manager Crouch said that normal procedure would be for interested parties to contact the Mayor and provide a letter of interest.

Mayor Anders encouraged interested Ward 4 residents to send him a letter of interest.

Mayor Anders recommended to the Council that the person that the Council appoints not be someone who will be seeking the seat in the August 2022 municipal election to not give anyone an unfair advantage.

Councilperson Taylor asked what would happen if someone is appointed on June 7 then decided to run.

Mayor Anders said we don't have a mechanism to prevent that since qualifying would take place after the appointment, but he would discourage it.

Councilperson Dawson agreed that this appointment should not be used as a springboard for the election.

Mayor Anders reiterated that anyone interested in serving out the remainder of this term in Ward 4 to contact him with a letter of interest.

13. **ADJOURNMENT.**

Councilperson Smith moved that the meeting be adjourned.
Councilperson Witten seconded the motion, and all members voted aye.
The meeting was adjourned at 6:34 PM.

_____
Mayor

ATTEST:

_____
City Manager