The City Council of the City of Auburn, Alabama, met in regular session on Tuesday, May 21, 2024, 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: Tyler Adams, Max Coblentz, Tommy Dawson, Kelley Griswold, Sonny Moreman, Bob Parsons, Connie Taylor, Beth Witten and Mayor Ron Anders. Absent: None. Also present was Development Services Executive Director Scott Cummings.

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 7 Committee of the Whole meeting and were reminded that there will be further discussion on potential sidewalks on East University Drive from Old Mill Road to McKinley Avenue on the June 4 Committee of the Whole agenda.

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 Witten said it is a big week in her household as one of her children is turning 16 and another is graduating from high school.

Councilperson Dawson asked everyone to keep the Auburn University football team in their prayers as one of their own was shot out of state.

Councilperson Taylor announced that Juneteenth festivities will begin with a parade on Friday, June 14 at 6 p.m. and continue at Kiesel Park on Saturday, June 15.

Councilperson Adams congratulated Opelika sixth-grader Bryson McGlynn for winning the MasterChef Junior cooking competition.

5. **AUBURN UNIVERSITY COMMUNICATIONS.**

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

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

None.

7. **CITY MANAGER'S COMMUNICATIONS**.

a. Board vacancy announcement. Planning Commission. Three positions. Terms begin August 1, 2024, and end July 31, 2030. Appointments July 16, 2024.

Development Services Executive Director Cummings announced vacancies on the Planning Commission. He said the appointments would be made at the July 16, 2024, meeting.

8. **CONSIDERATION OF CONSENT AGENDA.**

Development Services Executive Director Scott Cummings asked if any items should be removed from the consent agenda for discussion.

Councilperson Griswold removed item 8b(1) from the consent agenda.

Councilperson Taylor removed item 8b(4) from the consent agenda.

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

a. Minutes. May 7, 2024. **APPROVED**

b. Contracts and agreements.

(1) Auburn University. Memorandum of Understanding. Auburn University's project 24-211 Alumni Center-Lower Plaza to New Road Elevation. $105,000.

This item was removed from the consent agenda.

(2) Davis Architects, Inc. Amendment No. 7. Lake Wilmore Park Community Center and Athletic Fields Project. $170,589.38. **Resolution No. 24-093**

(3) Gulf Coast Underground, LLC. Farmville Road Culvert Rehabilitation Project. $49,677.90. **Resolution No. 24-094**

(4) Pound Construction Company, Inc. Boykin Community Center HVAC Replacement Project. $242,000.

This item was removed from the consent agenda.

(5) UES Professional Solutions 18, LLC. Construction material testing and special inspections services. Lake Wilmore Park Athletic Fields Project. $35,000. **Resolution No. 24-096**

c. Easements and warranty deeds.

(1) Asbury Plaza, LLC. Temporary Construction Easement. North Dean Road and East University Drive Intersection Improvements Project. **Resolution No. 24-097**

(2) Asbury Plaza, LLC. Warranty Deed and authorize compensation of $30,000. North Dean Road and East University Drive Intersection Improvements Project. **Resolution No. 24-098**

(3) Circle K Stores, Inc. Temporary construction easement and approve compensation of $6,500. North Dean Road and East University Drive Intersection Improvements Project. **Resolution No. 24-099**

(4) William Cleveland. Accept various easements and right-of-way. Riverwood Subdivision - Final Plat. Property located at the terminus of Riverwood Drive. **Resolution No. 24-100**

b. Contracts and agreements.

(1) Auburn University. Memorandum of Understanding. Auburn University's project 24-211 Alumni Center-Lower Plaza to New Road Elevation. $105,000.

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

Development Services Executive Director Cummings said this resolution authorizes the city manager to execute a memorandum of understanding with Auburn University.

Councilperson Griswold asked questions about the memorandum of understanding and the Metropolitan Planning Organization with respect to resources that helped fund the construction work.

Mr. Cummings answered the questions.

Councilperson Parsons moved that the resolution be adopted.
Councilperson Coblentz seconded the motion, and all members voted aye.
Mayor Anders declared the resolution adopted.
RESOLUTION No. 24-092

(4) Pound Construction Company, Inc. Boykin Community Center HVAC Replacement Project. $242,000.

Development Services Executive Director Cummings said this resolution authorizes the city manager to execute a contract with Pound Construction Company.

Councilperson Taylor asked if the project would interfere with the operations of the daycare center and when it will start.

Mr. Cummings said the work will not interfere with the daycare centers.

Public Works Director Dan Ballard said the work will begin June 1 and should be substantially complete by August 31.

Councilperson Moreman asked further questions about the HVAC replacement project at Dean Road Recreation Center.

Mr. Cummings and Public Services Executive Director Keith Williams answered the questions.

Councilperson Witten moved that the resolution be adopted.
Councilperson Parsons seconded the motion, and all members voted aye.
Mayor Anders declared the resolution adopted.
RESOLUTION No. 24-095

9. **ORDINANCES.**

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

(1) Chapman Annexation. 375 Lee Road 51 (Chadwick Lane). Annexation of approximately 1.43 acres.

Development Services Executive Director Scott Cummings said this ordinance annexes approximately 1.43 acres.

Councilperson Dawson introduced the ordinance.
Development Services Executive Director Cummings read the ordinance by title.
Councilperson Dawson moved that unanimous consent be granted to consider the ordinance on its first reading.
Councilperson Coblentz 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.

9. **ORDINANCES (cont).**

Upon roll call vote, the following Council members voted aye: Taylor, Witten, Adams, Coblentz, Dawson, Griswold, Moreman, Parsons and Mayor Anders. Voting no: None.
Mayor Anders declared the ordinance adopted.
Ordinance No. 3484

(2) East Gold Hill Annexation. Lee Road 93 (Ensminger Road). Annexation of approximately 5.1 acres.

Development Services Executive Director Scott Cummings said this ordinance annexes approximately 5.1 acres. He noted that the Planning Commission recommended denial of the request by a vote of 9-0.

Councilperson Witten introduced the ordinance.
Development Services Executive Director Cummings read the ordinance by title.
Councilperson Witten moved that unanimous consent be granted to consider the ordinance on its first reading.
Councilperson 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.

The Council asked questions about the requested annexation.

Mr. Cummings and Planning Director Justice Wahid Cotton answered the questions.

Upon roll call vote, the following Council members voted aye: Dawson and Griswold.
Voting no: Witten, Adams, Coblentz, Moreman, Parsons, Taylor and Mayor Anders.
Mayor Anders declared the ordinance failed.

(3) Pinewood Place Annexation. 2428 Pinewood Place. Annexation of approximately 1.18 acres.

Development Services Executive Director Scott Cummings said this ordinance annexes approximately 1.18 acres.

Councilperson Coblentz introduced the ordinance.
Development Services Executive Director Cummings read the ordinance by title.
Councilperson Coblentz moved that unanimous consent be granted to consider the ordinance on its first reading.
Councilperson Dawson 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: Adams, Coblentz, Dawson, Griswold, Moreman, Parsons, Taylor, Witten and Mayor Anders. Voting no: None.
Mayor Anders declared the ordinance adopted.
Ordinance No. 3485

10. **RESOLUTIONS.**

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

(1) Caliber Collision. Road service use (auto repair, paint/body work). Property located immediately west of 1646 South College Street.

Development Services Executive Director Scott Cummings said this resolution authorizes conditional use approval of a road service 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 Dawson moved that the resolution be adopted.
Councilperson Coblentz seconded the motion, and all members voted aye.
Mayor Anders declared the resolution adopted.
RESOLUTION No. 24-101

(2) University Wine and Spirits. Commercial and entertainment use (package store). Property located at 316 North Donahue Drive.
POSTPONED to June 4, 2024

Development Services Executive Director Scott Cummings said this resolution authorizes conditional use approval of a commercial and entertainment use. He added that a public hearing was required.

Councilperson Witten moved that the resolution be adopted.
Councilperson Adams seconded the motion.

Mayor Anders opened the public hearing.

Jay Desai (825 Whittington Street) spoke in opposition of the conditional use request.

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

The Council discussed the request and asked questions about it.

Development Services Executive Director Cummings and Planning Director Justice Wahid Cotton answered the questions.

Councilperson Witten moved to postpone the item to the June 4, 2024, Council meeting.
Councilperson Coblentz seconded the motion, and the following members voted aye: Adams, Coblentz, Dawson, Moreman, Parsons, Witten and Mayor Anders. Voting no: Griswold and Taylor.
Mayor Anders declared the item postponed to June 4, 2024.

b. Contract. JLD Enterprises, LLC. North Dean Road and East University Drive Intersection Improvements Project. $1,524,324.

Development Services Executive Director Scott Cummings said this resolution authorizes the city manager to execute a contract with JLD Enterprises, LLC.

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. 24-102

11. **OTHER BUSINESS.**

12**.** **CITIZENS' OPEN FORUM.**

Steve Cosgrove (1927 Weatherford Drive) thanked the Council and city staff for serving the citizens of Auburn and spoke about Felton Little Park.

Robert Wilkins (261 Denson Drive) spoke about short-term rental regulations.

Susan Bolt (1188 East University Drive) spoke about short-term rental regulations.

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

Harriett Huggins (631 S. Dean Road) spoke about the library's collection.

Leah Billye Welburn (112 N. Debardelaben Street, Apt. 5) spoke about sidewalks on East University and read a book review of "Who's Afraid of Gender?" by Judith Butler.

Barbara Beale (802 Tullahoma Drive) spoke about upcoming opportunities and events at the Auburn Public Library.

Gabriel Dunham (210 E. Thach Avenue) spoke about the library's collection.

Carrie Hill (1199 Northstar Court) thanked the library and its staff for their work.

Councilperson Parsons told Ms. Shamp she is addressing her concerns to the wrong body.

Councilperson Moreman said he wanted to let everyone know that William Dean passed away and will be missed.

13. **ADJOURNMENT.**

Councilperson Adams moved that the meeting be adjourned.
Councilperson Witten seconded the motion, and all members voted aye.
The meeting was adjourned at 7:10 PM.

_____
Mayor

ATTEST:

_____
City Manager