

**BOARD OF COMMISSIONERS  
CITY OF DOTHAN, ALABAMA  
REGULAR MEETING  
AUGUST 16, 2016**

The Board of Commissioners of the City of Dothan, Alabama, met in regular session in the Commission Chambers of the Roy Driggers Municipal Building at 10:00 a.m., Tuesday, August 16, 2016 with the following members present: Mayor Mike Schmitz, Associate Commissioners Kevin Dorsey, Amos M. Newsome, Jr., Albert Kirkland, John Ferguson, Beth Kenward, and David Crutchfield. Also present were City Manager Michael West, City Clerk Tammy Danner, Assistant City Clerk Wendy Shiver who recorded the Minutes of the Meeting, and the local news media representatives.

Mayor Schmitz called the meeting to order. Dr. Johnny Fain, First Baptist Church, then led in prayer, after which Commissioner Crutchfield led in the Pledge of Allegiance to the Flag.

Commissioner Kirkland moved that the Minutes of the Meeting of August 2, 2016, be approved, motion seconded by Commissioner Dorsey and unanimously approved.

Mayor Schmitz invited the Register family to come forward for a presentation, and he said it is an honor to celebrate a family that has done incredible things in our community. Mayor Schmitz recognized former Mayor Larry Register and his wife Sue Register for their many contributions to the area, to include helping to establish the Wiregrass Museum of Art and co-founding the Murals of the Wiregrass, and for their commitment to bringing public art to beautiful downtown Dothan. He said Mr. and Mrs. Register provided the sculptures which are placed around the Civic Center parking lot, and he explained that the Leadership Sculpture located at the front of the Civic Center is there because Mr. Register had the idea and passion to make it happen. Mayor Schmitz presented the Register family with a framed collage of public art projects that Mr. and Mrs. Register have brought to downtown. Forrest Register spoke on behalf of the family, and he expressed appreciation for this recognition. He said the participation and contributions that have been mentioned are his parents' way of showing love and appreciation to this community. He thanked Mayor Schmitz, the Commission, and City Manager West for this honor.

Commissioner Dorsey said a lot of people in his district are losing their houses and property due to dilapidation and overgrown weeds, and he would like to check with the Planning Department to see if there are any initiatives available to assist them.

Commissioner Dorsey said he is receiving many phone calls regarding a gap in cell service in the 200 Block of Boone Lane, and he requested this be looked into.

Commissioner Kirkland said Mr. Hugo Griggs, long-time attendee of City Commission meetings, passed away Sunday; services have not yet been set.

Commissioner Kirkland said Leisure Services Director Elston Jones' wife is home now and is doing better all things considered but she will still need to go to Birmingham once a week. He said Public Works Director Jerry Corbin is recuperating from his injury and is doing well. Commissioner Kirkland expressed appreciation to those who are filling in and helping while they are both out.

Commissioner Kenward said she, along with other commission members, will meet with Alabama Department of Transportation (ALDOT) in Ozark on Thursday, August 18<sup>th</sup>. She said she has a list from her constituents in District 5 of issues they would like discussed. She advised that this is an opportunity for citizens to reach out to their commissioners in order to be represented, and she provided the commission district email addresses.

Commissioner Crutchfield said a town hall meeting will be held at First Methodist Church Fellowship Hall on Thursday, August 25<sup>th</sup> for residents of the Garden

District to express their opinions regarding a piece of equipment being proposed to be placed at Solomon Park.

Mayor Schmitz invited Fred Clark, President of the Alabama Municipal Electric Authority (AMEA), to speak. Mr. Clark said strategic planning for the 2017-2020 year has recently been completed and Dothan participates greatly in leading this effort. He recognized Commissioner Kirkland and Commissioner Crutchfield for serving in their capacities and City Manager West, Dothan Utilities Director Billy Mayes, and Electric Operations Superintendent Chris Phillips for their leadership and for helping to drive AMEA's strategic initiatives as they focus on reliable and economic energy for the city, as well as providing services. He discussed goals and areas of focus, including having a diverse fuel system, solar research, system improvement initiative, capital loan program, job creation, and scholarships. He said the last rate adjustment was in March of 2012, and in their strategic planning, there will be no rate adjustments through 2020 and they hope through 2025. He said they believe that stability is good for business, good for our members, and good for our customers. He said the AMEA looks forward to continuing to partner and serving Dothan the best that they can.

City Manager West, along with Engineering Services Manager and Acting Public Works Director Bart Barefoot, presented a service award to Earl Brown for twenty-five years of service with the City.

City Manager West invited Bob Woodall and Police Chief Steve Parrish to make an announcement about a foundation that has recently been formed for the police department. Mr. Woodall explained that Chief Parrish approached him and Mark Dunning over a year ago for help with forming a nonprofit police foundation that would have a positive impact in our community. Mr. Woodall said their meeting started the wheels in motion and today, with the formal announcement of the Dothan Police Foundation, that vision has become a reality. Chief Parrish said this is a very exciting day and it is a culmination of a lot of work over the last year and a half. He explained that this is an opportunity for the community to invest in the community by helping to educate and train police officers, to make facility upgrades, to do regional police training, and to contribute to the Community First initiative which is part of our strategic plan. He said we want to continue to enhance the relationships we have built with our youth through our Junior Policy Academy, Bridging the Gap program, and Rape and Aggression Defense training. He said our vision is one day having a training facility for the community and for the facility to be open every Saturday in the near future. He said this idea also encompasses scholarship programs, a partnership with Dothan City Schools, and a formal training process for our youth. He said we want kids in our high schools to want to be Dothan police officers one day, we want to foster and mentor them through the twelfth grade, and the Foundation will be able to offer scholarship opportunities for kids who complete the course. He said this Foundation could provide oversight and funding for the development of the Police Athletic League. He spoke about the importance and goals of the pro life animal services program. He expressed appreciation for the Commission's support. He said this is beyond our five year strategic plan – it is a vision for the future, making our community better, and enhancing the quality of life for everyone here.

Mr. Woodall introduced Foundation board members Carmen Adams, Susan Anderson, Stanley Davis, Mark Dunning, Mark Saliba, and Wayne Palmer. He then read the following statement:

*"Having lived in Dothan all my life, I'm proud of our community and how we all pull together in times of need. We are fortunate to have a local law enforcement that serves in time of trouble as well as works tirelessly to keep our community and its citizens safe. When they receive that emergency call from dispatch, they are there whether it is a risky situation or not. They also hold numerous training exercises and community awareness programs while working to education our youth in safety and staying drug free. They protect our elderly and often from behind the scenes; from patrol to investigation to narcotics to animal control to school resource to dispatch, the men and women of the Dothan Police Department are there 24/7. I am excited for the work that has been done thus far to bring this foundation to reality. I believe the benefits to our community will be life changing, and I cannot wait to get the ball rolling. Thank you Chief Parrish for bringing this*

*idea to the table and seeing it through, thank you to the citizens of Dothan, and thank you Commission who give their support. Dothan is an incredible place to live and I am so proud to call it home and I know each of you agree with me. I can't imagine living anywhere else. Thank you all for coming out and showing your support and I look forward to seeing the positive work this Foundation will have for Dothan and our citizens."*

City Manager West made the following announcements:

- The final internal Dothan Leadership Academy for this current phase will be held August 22<sup>nd</sup>-24<sup>th</sup> at the Wiregrass Museum of Art. Drop by if you get a chance. We will move on to another phase after this academy.
- High School football starts Friday night with Dothan and Enterprise at Rip Hewes Stadium and Houston Academy and Geneva at Northcutt, both games are at 7 p.m. Come out and support your local team.
- The City is a Pacesetter for the Wiregrass United Way campaign and our campaign started last week. Thank you to Fire Battalion Chief Chris Etheredge for leading this up.
- A work session for the City Commission will be held at 10:00 a.m. on Tuesday, August 23<sup>rd</sup> to discuss storm water issues.
- Out of all the rain we have had over the last few weeks, there has only been one sanitary sewer overflow (SSO). The new line is taking water away; however, there are no promises that if we receive a large amount of rain in a short period of time we will not have problems, but we have passed the point where we would have normally had a lot of SSOs.

Mayor Schmitz introduced the application of Derrick Jordan, d/b/a PSM Bail Bonding, LLC, for a Bail Bonding License, located at 540 South Perry Street, Montgomery, Alabama. Commissioner Dorsey moved for approval, motion seconded by Commissioner Kirkland. Mayor Schmitz asked if there was anyone present to speak on this matter and there were none. Mayor Schmitz confirmed the applicant was present and asked him to come to the podium. Commissioner Kenward said her only concern is his assets and his ability to back up bonds. Mr. Jordan said he has a surety company from Chicago, Illinois that backs up the bonds. Commissioner Crutchfield said he noticed there are no sources of income or salary listed on the application. Mr. Jordan said he thought he had included this information, and he explained that he is retired from the Navy so he gets a pension every month. Commissioner Ferguson said he noticed Mr. Jordan will have two people employed as agents, and he asked the applicant if he will have a brick and mortar location in Dothan. Mr. Jordan replied no, and he said the office is located in Montgomery. There being no further discussion and upon the motion being put to vote, those voting "yea," were Schmitz, Dorsey, Newsome, Kirkland, and Ferguson; "nay:" Kenward and Crutchfield. The motion was carried by the majority of five "yeas" to two "nays."

Mayor Schmitz introduced the application of Candice Maddox for a Restaurant Retail Liquor License (on premise) for Rock N Roll Sushi, located at 103 Apple Avenue, Suite 2. Commissioner Ferguson moved for approval, motion seconded by Commissioner Kenward. Mayor Schmitz confirmed that the applicant was present. There being no discussion and upon the motion being put to vote, the motion was unanimously carried.

Mayor Schmitz introduced the application of Samy Bishai for a Retail Beer and Retail Table Wine License (on or off premise) for Dothan Lanes, located at 5727 Montgomery Highway. Commissioner Kirkland moved for approval, motion seconded by Commissioner Kenward. Mayor Schmitz confirmed that the applicant was present. There being no discussion and upon the motion being put to vote, the motion was unanimously carried.

Mayor Schmitz announced a Public Hearing regarding the abatement and removal of noxious or dangerous weeds. There being no one present to speak, Mayor Schmitz declared the Public Hearing closed.

Mayor Schmitz introduced Ordinance No. 2016-228 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), annexing certain property owned by Jeremy Chad Green located at 4031 Flowers Chapel Road into the city limits. Commissioner Kirkland moved for immediate consideration, motion seconded by Commissioner Crutchfield and upon the motion being put to vote, those voting “yea,” were Schmitz, Dorsey, Newsome, Kirkland, Ferguson, Kenward, and Crutchfield; “nay:” none. The motion was carried by the majority of seven “yeas” to no “nays.”

Commissioner Kirkland then moved for adoption of Ordinance No. 2016-228, motion seconded by Commissioner Crutchfield. City Manager West advised that everything surrounding this property is in the city limits, and generally, it is a positive thing to fill in these donut holes. There being no further discussion and upon the motion being put to vote, those voting “yea,” were Schmitz, Dorsey, Newsome, Kirkland, Ferguson, Kenward, and Crutchfield; “nay:” none. The motion was carried by the majority of seven “yeas” to no “nays.”

Mayor Schmitz introduced a proposed ordinance, amending Chapter 102, Utilities, of the City of Dothan Code of Ordinances. Commissioner Kirkland moved for immediate consideration, motion seconded by Commissioner Crutchfield and upon the motion being put to vote, those voting “yea,” were Schmitz, Dorsey, Newsome, Kirkland, Ferguson, Kenward, and Crutchfield; “nay:” none. The motion was carried by the majority of seven “yeas” to no “nays.”

Commissioner Kirkland then moved for adoption of the proposed ordinance, motion seconded by Commissioner Crutchfield. Commissioner Kenward said a work session was held on this item some weeks ago. She explained she was of the belief that the work session was for an exchange of ideas where concerns could be discussed about the proposed changes and their thoughts would be heard and taken into consideration. She said the ordinance has not changed at all and her job as a representative of District 5 is to represent the businesses and the people in her district. She said she has a major issue with the proposed change to increase the deposit for new businesses to three times the average monthly bill. She said small business owners are the backbone of our community and we as elected officials are supposed to create an environment that is extremely business friendly. She said she spoke up at the work session, and she would ask that if we are going to have a work session in the future and if we are just going to go through the motions, that we save ourselves and our citizens the time. She said we as a Commission are advocates for the people who live here, and she would appreciate thoughts and ideas being taken into consideration when a work session is held. Commissioner Dorsey thanked the utilities and finance staff for their work. He said he serves the most impoverished proportion of all the districts in District 1 and he gets the most calls about utilities. He said the increase in connection fees is too much and this is why he is not in favor of this proposed ordinance. Commissioner Ferguson agreed with Commissioner Kenward’s concern regarding the increase in the business deposit. He said he believes there is a lot of good reasoning behind the proposed increase but it does prevent some people from being able to startup a business. He said he understands protecting the city’s business and assets, but he thinks it punishes those who already have a hard time and therefore, he is not in favor of this either. Mayor Schmitz said he agrees that the commissioners’ concerns discussed during the work session were not heard, so at this point, he is in agreement with them. City Manager West asked if they would like to propose some amendments. Mayor Schmitz said if the proposed ordinance does not pass today, some amendments absolutely need to be made. There being no further discussion and upon the motion being put to vote, those voting “yea,” were Kirkland; “nay:” Schmitz, Dorsey, Newsome, Ferguson, Kenward, and Crutchfield. The motion was denied by the majority of six “nays” to one “yea.”

Mayor Schmitz introduced a proposed ordinance (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), rezoning property owned by John T. Watkins, Jr., 1004 Circleview Drive from H-I (Heavy Industrial) District to A-C (Agricultural Conservation) District. Mayor Schmitz called for a motion for immediate consideration. There being no motion for immediate consideration, the proposed ordinance will be placed on the next commission agenda.

Mayor Schmitz introduced Resolution No. 2016-229 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), declaring certain properties which are overgrown with weeds, scrub, wild bushes, grass and other vegetable growth as injurious to the health, safety and welfare of the community as nuisances and ordering that the properties be abated. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Kenward and unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-230 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), accepting a statutory warranty deed from the Houston County Industrial Development Authority for a parcel of real estate located at the intersection of East Burdeshaw Street and the Ross Clark Circle. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Ferguson. City Manager West said this is the land being transferred to the city for placement of the new substation for another expansion to Wayne Farms, which Dothan Area Chamber of Commerce Matt Parker will announce today. There being no further discussion, the resolution was unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-231 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), entering into an agreement with Wiregrass Rehabilitation Center, Inc., to provide maintenance services at an annual cost of \$465,206.79 plus approximately \$17,000.00 per year for Rip Hewes Stadium Cleanup. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Dorsey. City Manager West discussed the services included in this agreement, and he said the cost over the past eight years has remained the same. There being no further discussion, the resolution was unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-232 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), adopting a Memorandum of Understanding (MOU) between the City of Dothan and the Wiregrass Museum of Art that outlines the responsibilities of the two parties. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Newsome and unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-233 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), approving tax incentive abatements for the Wayne Farms VRT Project (Variable Retention Freezer System and Freezer). Commissioner Newsome moved for adoption, motion seconded by Commissioner Kirkland. Dothan Area Chamber of Commerce (DACC) Matt Parker recognized the following people for their involvement in the development taking place at Wayne Farms: DACC Chairman Forrest Register, Grow Dothan Chairman Mark Saliba, Bob Woodall, Houston County Commission Chairman Mark Culver, Houston County Industrial Development Authority Attorney Preston Register, City Manager West, Mayor Schmitz, Commissioners, Mr. Mayes, Mr. Phillips, Mr. Barefoot, and Planning Director Todd McDonald. Mr. Parker said this is an exciting time for our community and we are seeing great investment taking place. He said this is another major expansion for Wayne Farms which is adding 21.2 million dollars of investment into our community on the east side as well as 22 additional jobs. He said Wayne Farms has previously done a 64.5 million dollar expansion on their processing operation, countering that with the project worked up in Dale County to help them build the largest feed mill in the country – another 53 million dollar investment and 73 more jobs – that is almost 800 jobs that have come out of this team effort. He said this is a monumental day and it is a tribute to everybody. He explained that the Commission's approval today of this resolution is to allow Wayne Farms to abate their noneducational taxes for this new expansion. City Manager West confirmed with Mr. Parker that the sales and use tax abatement is just during construction. Mayor Schmitz noted that there were other states and other communities who aggressively pursued Wayne Farms when they announced their intention to do an expansion, and he thanked everyone involved for their quick response and for their leadership. There being no further discussion, the resolution was unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-234 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), appropriating \$410,000.00 to the Dothan Downtown Redevelopment Authority (DDRA) for assistance in funding the Porter Hardware Museum & Visitors' Center Project (\$350,000.000 for Capital Expense and \$60,000.00 for Operating Expense). Commissioner Kirkland moved for adoption, motion seconded by Commissioner Crutchfield. Kenneth McKissack, 3611 Oak

Ridge Lane, who had signed up for privileges of the floor regarding this item, expressed his opposition to this appropriation. Commissioner Kirkland explained that he has been a champion of this project from the beginning and efforts are being made to do a foundation to help sustain this project with private funding. DDRA Executive Director Jansen Tidmore provided details of the project to include the scope of the property being donated, preservation efforts involved, operating expenses, future phases, and increased parking spaces. Commissioner Ferguson thanked Mr. Tidmore and architect Andy Gosselin for their work on this project and the Porter family for their generosity to partner with the City. He said he thinks this is a worthy venture but the problem he has is that the Commission has already this year committed \$1.5 million to the Howell School Project. He said he does not know if the Howell School Project will come to fruition but he believes the Commission has a responsibility to assume that it is going to happen and his concern is with the cash outlay if it does. He said we have tremendous responsibility in our sewer and our infrastructure needs and we have to do these things. Mayor Schmitz acknowledged that the Commission has made a commitment to the Howell School Project, and he said we are blessed that our city is doing very well and we have put money back. He said our top priorities are public safety, utilities, and then infrastructure, and we have invested over \$100 million in these areas. He said we also need to understand we are a sales tax driven community and look at investments that we can make to draw more people downtown, collect more sales tax, and continue to grow. He said this is a one time opportunity to obtain five buildings which are part of our history and honor the family at the same time. City Manager West said he truly believes this is the kind of project that will be looked back on twenty years from now as having a significant impact, not only on downtown, but Dothan as a whole. There being no further discussion and upon the motion being put to vote, those voting "yea," were Schmitz, Dorsey, Newsome, Kirkland, Kenward, and Crutchfield; "nay:" Ferguson. The motion was carried by the majority of six "yeas" to one "nay."

Mayor Schmitz introduced Resolution No. 2016-235 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), awarding the bid and entering into a contract with Triple J Construction, LLC for the Westgate Parkway Sidewalk, Project No. TAPAA-TA15 (922) in the amount of \$423,845.00. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Dorsey. City Manager West explained that this project is eighty percent (80%) funded through a federal grant and is part of our long term program to connect schools and provide walking spaces for citizen. He said this road qualifies for the federal funding whereas many of the roads in our City do not qualify. Commissioner Ferguson asked why this particular road was picked for this grant instead of others where there are houses and businesses. Mayor Schmitz and City Manager West commented that this sidewalk will connect two schools. Mr. Barefoot said the intent is to implement sidewalks in and around schools and then branch out into the surrounding neighborhoods. He explained that this particular project was previously designed and then approved by ALDOT but the cost came in over budget at that time. He said the new Transportation Alternatives Program has designated more money and the project now fits within the budget so this is why the project is being implemented now. Mr. Barefoot explained that sidewalks are installed in other areas as Community Development Block Grant (CDBG) projects and as staff designed and constructed City projects. He said the federal money available for this project will be taken away and granted to another city if this project does not proceed because the money cannot be moved to another area. Commissioner Kenward said her concern is that, even though we are receiving 80% of the money, the City is still spending about \$100,000 on a sidewalk in an area without a lot of residential and where it is not needed at this time. She expressed that she as a mother would never allow her elementary school child to walk to Northview High School on Westgate Parkway. Commissioner Dorsey said Northview is a Title I school with over 2,000 students and Morris Slingluff Elementary School is a Title I school with over 500 students. He said thank you letters were received from both principals in reference to this project, this is an ongoing project with 80% funding, it is a great project, and it will help the schools. He said the concern expressed about children walking on the sidewalk is a personal opinion. He said one of the principals stated she is in need of the sidewalk and she is happy about this project. Mr. Barefoot mentioned that there are several residences across the road from Slingluff and the City recently put in a sidewalk on the opposite side of the school to tie to this sidewalk if it was to be approved. There being no further discussion

and upon the motion being put to vote, those voting “yea,” were Schmitz, Dorsey, Newsome, Kirkland, and Crutchfield; “nay:” Kenward and Ferguson. The motion was carried by the majority of five “yeas” to two “nays.”

Mayor Schmitz introduced Resolution No. 2016-236 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), accepting a request from Shady Grove Mobile Estates, LLC, for sanitary sewer flows for Shady Grove Mobile Estates located at the intersection of Hagler Road and Hodgesville Road. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Ferguson. City Manager West said this is our standard agreement for this type of project being built in the county to hook up to City sewer and impact fees will be paid. There being no further discussion, the resolution was unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-237 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), entering into a contract with CFM Group, LLC, a Polyengineering Company, to perform the required remedial effort in the fuel release at the City Shop Complex. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Dorsey. City Manager West said this project has qualified for state funding and the maximum amount the City will have to pay is \$10,000. He said CFM Group, LLC will conduct an analysis to determine what type of effort will be required. City Manager West confirmed for Commissioner Ferguson that a check and balance process has been set in place to make sure this does not happen again. There being no further discussion, the resolution was unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-238 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), entering into an agreement with Monroe Telecom Associates, LLC, d/b/a The Center for Municipal Solutions to create and administer a telecommunications ordinance for the City of Dothan, at no cost to the City. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Kenward. City Manager West explained that the company will write the ordinance and do the analysis, the approving authority will still be the City, and the applicant will pay all fees. There being no further discussion, the resolution was unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-239 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), accepting a grant award from the Federal Bureau of Investigation for reimbursement of overtime expenditures related to the Central Alabama Safe Streets Task Force in the amount of \$17,548.00, and appropriating funds for said grant award. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Kenward and unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-240 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), approving the utilization of seizure funds to be used to pay various allowable expenditures for Police Department operations in the amount of \$10,623.00, and appropriating funds for said operations. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Newsome and unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-241 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), agreeing to make application to the Alabama Beverage Control Board for a Special Retail License – more than 30 days (on premise) for the sale of alcohol during events held at the Dothan Civic Center. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Dorsey. City Manager West explained that the current license is in his name and it is more appropriate for the license to be in the name of Performing Arts Director Marshall Perry. There being no further discussion, the resolution was unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-242 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), entering into an agreement with the State of Alabama Department of Economic and Community Affairs (ADECA) to accept payments from ADECA for eligible households under the Low Income Home Energy Assistance Program (LIHEAP), for the period of October 1, 2016 through September 30, 2017. Commissioner Newsome moved for adoption, motion seconded by Commissioner Kenward. City Manager West explained that these

funds come from the federal government and go to the organization providing assistance. He said the City has to approve the agreement because the program is administered inside the city limits but the City will not be involved in the process. There being no further discussion, the resolution was unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-243 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), approving payment of invoices for the month of July, 2016 in the amount of \$15,903,745.94. Commissioner Kirkland moved for adoption, motion seconded by Commissioner Dorsey and unanimously adopted.

Mayor Schmitz introduced Resolution No. 2016-244 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), awarding the following bids and approving other purchases over \$15,000.00 by the City.

| <u>ITEM</u>   | <u>VENDOR</u>  | <u>AMOUNT</u>            |
|---|--|--------------------------|
| <b>Circuit Reclosers:</b><br><i>Pole Mount Reclosers:</i><br><i>Quantity 3 (more or less)</i><br><i>Unit Price: \$17,053.00</i><br><i>Total Price: \$51,159.00</i>  | G & W Electric Co.<br>Bolingbrook, IL<br>c/o Power Connections, Inc.<br>Dothan, AL | See Price in Description |
| <b>Construction &amp; Demolition Waste Disposal:</b><br><i>Quantity 6,667 (more or less)</i><br><i>Unit Price: \$13.50</i><br><i>Total Price: \$90,000.00</i>   | Omussee C & D Landfill<br>Dothan, AL   | See Price in Description |
| <b>Riprap Class I &amp; II:</b><br><b>Class I:</b><br><i>Quantity to be Purchased as Needed</i><br><i>Unit Price: \$32.00 Per Ton</i><br><b>Class II:</b><br><i>Unit Price: \$32.00 Per Ton</i>   | Columbus Quarry, LLC<br>Fortson, GA  | See Price in Description |
| <b>Rebar &amp; Wire Mesh Mats<sup>2</sup>:</b><br><i>Rebar:</i><br><i>Quantity 494 (more or less)</i><br><i>Unit Price: \$10.55</i><br><i>Total Price: \$5,211.70</i><br><i>Wire Mesh Mats:</i><br><i>Quantity 125 (more or less)</i><br><i>Unit Price: \$48.00</i><br><i>Total Price: \$6,000.00</i> | Wells Supply, Inc.<br>Dothan, AL   | See Price in Description |
| <b><u>Other Purchases:</u></b>  |  |                          |
| <b>Influent Pump Replacement for Little Choctawhatchee:</b><br><i>Quantity 1</i><br><i>Unit Price: \$40,357.55</i>  | Integrated Power Systems<br>Charlotte, NC  | \$ 40,357.55             |
| <b>8 ton Falcon Asphalt Body:</b><br>Purchase Using National Joint Purchasing Association (NJPA) co-operative contract #113012_FRM Quote # OX051116-955-5CS. Replacing vehicle 9006<br><i>Quantity 1</i>  | Truck Equipment Sales<br>Mobile, AL  | \$ 81,215.00             |
| <b>Professional Services</b><br>Project Number: 850310, Defense of EPA Enforcement Action through 6/30/16 <sup>3</sup>  | King & Spalding<br>Atlanta, GA   | \$ 2,879.42              |
| <b>Professional Services<sup>3</sup></b><br>Claim Number 2003132, Personnel Board v Ivan K. Gray through 6/30/15  | Maynard, Cooper & Gale<br>Birmingham, AL   | \$ 4,351.88              |

<sup>2</sup> Purchases of \$11,130.00 were made this fiscal year with informal quotes for rebar and wire mesh mats. So, a formal bid was required for these additional purchases, which will make the total amount exceed \$15,000 this year.

<sup>3</sup> Legal expenses have exceeded \$15,000 for this case.

Commissioner Kirkland then moved for adoption of Resolution No. 2016-244, motion seconded by Commissioner Dorsey and unanimously carried.

Mayor Schmitz introduced Resolution No. 2016-245 (recorded in Ordinance Book No. \_\_\_\_\_ at Page \_\_\_\_\_), approving the following advance travel requests for City employees:

| <u>NAME</u>  | <u>CONFERENCE</u>  | <u>AMOUNT</u> |
|--|--|---------------|
| Shan Ash<br>Gregory Hutcheson  | Alabama Association of Fire Chiefs 2016<br>Summer Conference<br>Orange Beach, AL                 | \$ 1,558.20   |
| Patty Poole<br>Ashley Armstrong  | 2016 ALEA-CJIS Conference<br>Orange Beach, AL  | \$ 1,075.07   |
| Larry H. Williams, Jr.   | Alabama Association of Fire Chiefs<br>Summer Conference Perdido Beach Resort<br>Orange Beach, AL | \$ 1,001.15   |
| Bryan Gantt  | International Association of Electrical<br>Inspections<br>Birmingham, AL                         | \$ 741.36     |
| Britni Connell<br>Rosalinda Grace<br>Lorena Guttowsky<br>Angie Lowe<br>Tony Thorne | Fall Camporee at Camp Ascca<br>Jackson Gap, AL   | \$ 300.00     |
| Robert Apida   | ITRON User Conference<br>Orlando, FL   | \$ 2,896.00   |
| Mitchell Anderson<br>Garrett Hall<br>David McQuain<br>Jacob Williamson             | AREA's Lineman Apprentice Lineworker<br>Training – Construction Lab 2<br>Montgomery, AL          | \$ 5,716.00   |
| Rose Evans-Gordon  | Fall Municipal Law Conference<br>Orange Beach, AL  | \$ 796.00     |
| Rose Evans-Gordon<br>Tonja Minnifield  | 2016 Municipal Court Summit<br>Birmingham, AL  | \$ 870.92     |

Commissioner Dorsey then moved for adoption of Resolution No. 2016-245, motion seconded by Commissioner Kirkland and unanimously carried.

Commissioner Newsome moved to accept an ingress/egress and utility easement from Wayne Farms, LLC located at the intersection of East Burdeshaw Street and Ross Clark Circle to maintain, repair and upgrade said utility facilities, motion seconded by Commissioner Kirkland. City Manager West said this is associated with the substation we are building and we will need access to maintain the substation. There being no further discussion, the motion was unanimously carried.

There being no further business, Commissioner Kirkland moved that the meeting be adjourned, motion seconded by Commissioner Newsome and upon the unanimous vote of "yea," the meeting was duly adjourned.

/s/Tammy Danner,  
City Clerk

See approval next page:

**Approved:**

/s/Mike Schmitz, Mayor

/s/Kevin Dorsey, Associate Commissioner

/s/Amos M. Newsome, Jr., Associate Commissioner

/s/Albert Kirkland, Associate Commissioner

/s/John Ferguson, Associate Commissioner

/s/Beth Kenward, Associate Commissioner

/s/David Crutchfield, Associate Commissioner

**BOARD OF CITY COMMISSIONERS**