

March 8, 2021

STATE OF ALABAMA,
LIMESTONE COUNTY,
CITY OF ATHENS.

The City Council of the City of Athens, Alabama met in regular session at the Athens Municipal Building, 200 Hobbs Street West, Athens, Alabama, on March 8, 2021 at 5:30 p.m. The meeting was called to order by Councilman Wayne Harper, President of the Council. Upon roll call, the following were found to be present: Councilmembers Chris Seibert, Wayne Harper, Frank Travis, Dana Henry and Harold Wales. Annette Barnes, City Clerk, was present and recorded the minutes of the meeting. Dana Henry offered the invocation. Mayor Marks led the Pledge of Allegiance. The Chairperson stated that a quorum was present and that the meeting was open for transaction of business.

The Chairperson stated that the Minutes of the February 22, 2021 City Council Meeting had been submitted for approval. Councilman Wales moved that the reading of the Minutes be suspended and that the Minutes be approved as recorded. The motion was seconded by Councilman Seibert and was unanimously carried. The Chairperson stated that the Minutes of the February 22, 2021 City Council Work Session Meeting had been submitted for approval. Councilman Wales moved that the reading of the Minutes be suspended and that the Minutes be approved as recorded. The motion was seconded by Councilman Seibert and was unanimously carried.

Mayor Marks presented a proclamation to Athens-Limestone Hospital for celebrating 70 years of service to the community and declared May 28th, 2021 as Athens-Limestone Hospital Day.

Councilwoman Henry commended Frank Travis on the documentary of Dr. C. Edward Lincoln, "Coming Through The Fire" and Councilman Seibert commented that his son was moved by the film.

A public hearing was held to hear comments concerning the rezoning of property for Harry Neal Wakeham at 22973 US Highway 72, located on the north side of US Highway 72, west of Sweetland Road, from an R-1-1 Low Density Single Family Residential District to a B-2 General Business District.

Billy Cannon, 2387 South Hine Street, Athens, commented that he wasn't for or against the rezoning but was concerned as to what the property will be used for in the future.

Michael Griffin, City Engineer, stated that the owners had recently experienced a death in the family and that the rezone was for estate planning.

Councilman Wales introduced the following ordinance:

AN ORDINANCE TO REZONE +/- 2.30 ACRES PROPERTY FOR HARRY NEAL WAKEHAM AT 22973 US HIGHWAY 72, LOCATED ON THE NORTH SIDE OF US HIGHWAY 72, WEST SWEETLAND ROAD, PARCEL NUMBER 44-10-06-14-0-000-083.004, FROM R-1-1 LOW DENSITY SINGLE FAMILY RESIDENTIAL DISTRICT TO B-2 GENERAL BUSINESS DISTRICT, WITHIN THE CORPORATE LIMITS OF THE CITY OF ATHENS.

STATE OF ALABAMA
LIMESTONE COUNTY,
CITY OF ATHENS

ORDINANCE NUMBER 2021 - 2155

WHEREAS, the Planning Commission of the City of Athens, Alabama, has made a recommendation to the City Council of the City of Athens, Alabama, that hereinafter described areas should be rezoned from an R-1-1 Low Density Single Family Residential District to a B-2 General Business District.

The City Council of the City of Athens, Alabama, finds that "The Zoning Ordinance of the City of Athens, Alabama," should be amended so as to rezone the hereinafter described area as "General Business District".

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, as follows:

That all of the hereinafter described area or real estate is hereby zoned B-2 General Business District in accordance with and defined by "The Zoning Ordinance of the City of Athens, Alabama," and that the area which is zoned as aforesaid is situated in Athens, Limestone County, Alabama, and is more particularly described as follows:

A tract of land lying in the Southeast Quarter of the Southeast Quarter of Section 14, Township 3 South, Range 4 West, Limestone County, Alabama, and being more particularly described as follows,

Commence at an existing iron pin with cap stamped "Blevins" at the Northwest corner of the Southeast Quarter of the Southeast Quarter of said Section 14, thence North 89 degrees 38 minutes 44 seconds East (Alabama State Plane Coordinates – West Zone NAD 83) a distance of 450.32 feet to an existing iron pin with cap stamped "Blevins", thence South 39 degrees 19 minutes 22 seconds East a distance of 204.34 feet to an existing 5/8" rebar, said 5/8" rebar being the Point of True Beginning of the tract herein described,

Thence from the Point of True Beginning South 89 degrees 48 minutes 22 seconds East a distance of 328.29 feet to an existing 5/8" rebar,

Thence South 02 degrees 13 minutes 47 seconds West a distance of 244.72 feet to an existing 5/8" rebar with cap stamped "Coffman 15455,"

Thence South 02 degrees 13 minutes 02 seconds West a distance of 282.88 to an existing 5/8" rebar with cap stamped "Coffman 15455" on the north right-of-way of U.S. Hwy. 72, passing an existing 5/8" rebar with cap stamped "Coffman 15455" at a distance of 114.86 feet,

Thence North 57 degrees 20 minutes 22 seconds West along the north right-of-way of said U.S. Hwy 72 a distance of 265.90 feet to an existing concrete monument,

Thence North 13 degrees 40 minutes 01 seconds East a distance of 224.05 feet to an existing concrete monument,

Thence North 39 degrees 19 minutes 22 seconds West a distance of 216.04 feet to the Point of True Beginning and containing 2.39 acres, more or less.

ADOPTED this the 8th day of March, 2021.

/s/ Wayne Harper
PRESIDENT, CITY COUNCIL,
CITY OF ATHENS, ALABAMA

/s/ William R. Marks
MAYOR, CITY OF ATHENS, ALABAMA

ATTEST:

/s/ Annette Barnes
CITY CLERK, CITY OF ATHENS, ALABAMA

Councilmember Travis moved that unanimous consent be given for immediate consideration of and action on said ordinance, which motion was seconded by Councilmember Seibert, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said ordinance had been unanimously carried. Councilmember Wales thereupon moved that the ordinance be finally adopted, which motion was seconded by Councilmember Henry and upon the said motion being put to vote the following vote was recorded: YEAS:

Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said ordinance had been unanimously carried.

Councilman Seibert introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to authorize the Mayor to enter into an agreement with Wisener Appraisals to perform an appraisal on a tract of land being Parcel Number **44-10-02-04-4-000-015.000** and **44-10-02-04-4-000-017.000** on Pryor Street for the construction of a roundabout to access MidTown Center.

This project shall be funded jointly with the development agreement for MidTown Center and the Capital Infrastructure Fund.

Councilmember Travis moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Wales, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Seibert thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Travis and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilman Seibert introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS ALABAMA, to set a Public Hearing for the regular meeting at 5:30PM on April 12, 2021 to review the request of Pepper Road Estates, LLC, to rezone +/- 31 acres, located north of Pepper Road and immediately east of Cantera Place Subdivision, property is a portion of Lot 1 of the Re-Plat of Marbut Estates from EST (Estate Residential and Agricultural District) to R 1 3 (High Density Single Family Residential).

The motion was seconded by Councilman Henry and was unanimously carried.

Councilman Wales introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to approve a purchase from Generac, for a 300 kW Natural Gas Generator and 4000 amp Automatic Transfer Switch for a price of \$148,620.00 for Athens Utilities Warehouse Building.

The motion was seconded by Councilman Seibert and was unanimously carried.

Councilwoman Henry introduced the following ordinance:

ORDINANCE NUMBER 2021 - 2156

AN ORDINANCE TO REGULATE ENGINE COMPRESSION BRAKES

BE IT ORDAINED by the City Council of the City of Athens, Alabama, as follows:

Section 1. Ordinance No. 2021-2150 is hereby repealed in its entirety.

Section 2. Chapter 46 of the *Code of Ordinances, City of Athens, Alabama*, is hereby amended so that Section 46-6 reads as follows:

Sec. 46-6. Engine Compression Brakes.

(a) *Definitions.* The following phrases shall have the following meanings for purposes of this Section:

Engine compression brake shall mean any device that utilizes compression and/or rapid release of compressed air in the cylinders of diesel engines to slow or retard vehicle speed.

Noise baffling device shall mean a properly functioning muffler or engine exhaust silencer that eliminates the offensive and disturbing noise caused by use of engine compression brakes. The muffler or engine exhaust silencer must reduce the noise to levels meeting vehicle noise emission standards set or authorized by the Noise Control Act (42 U.S.C. §4901 et seq.) and the United States Environmental Agency, and must also comply with all other federal, state, or local laws and regulations relating to vehicle noise levels.

Public safety vehicle shall mean any vehicle operated by the Athens Fire Department or the Athens Police Department, or any other vehicle included in the definition of "authorized emergency vehicles" as provided in Ala. Code (1975) § 32-1-1.1, as amended.

(b) It shall be unlawful for the operator of a motor vehicle to engage or allow to be engaged, operate, or use an engine compression brake while the vehicle is operated on any public roadway within the corporate limits of Athens.

(c) This Section shall not apply to operators of any of the following:

(1) A public safety vehicle.

(2) A vehicle involved in an emergency not caused by the operator of the vehicle utilizing the engine compression brake, wherein the operator reasonably believes that use of the engine compression brake is necessary to avoid or mitigate an accident or collision.

(3) A vehicle equipped with a noise baffling device. A law enforcement officer or other competent witness may give opinion evidence based on personal observation as to whether a vehicle had a properly functioning noise baffling device.

(d) The City is authorized, but is not required, to place traffic control devices in appropriate locations to supplement enforcement of this Section.

Section 3. Repealer. All ordinances or parts of ordinances heretofore adopted by the City Council of the City of Athens, Alabama, that are inconsistent with the provisions of this Ordinance are hereby expressly repealed.

Section 4. Severability. The provisions of this Ordinance are severable, and if any provision of this Ordinance shall be found to be invalid, the remaining provisions shall not be affected, but shall remain in full force and effect.

Section 5. Effective Date. This Ordinance shall become effective upon its passage and publication as provided by law.

ADOPTED this the 8th day of March, 2021.

/s/ Wayne Harper
PRESIDENT, CITY COUNCIL,
CITY OF ATHENS, ALABAMA

/s/ William R. Marks
MAYOR, CITY OF ATHENS, ALABAMA

ATTEST:

/s/ Annette Barnes
CITY CLERK, CITY OF ATHENS, ALABAMA

Councilmember Travis moved that unanimous consent be given for immediate consideration of and action on said ordinance, which motion was seconded by Councilmember Seibert, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said ordinance had been unanimously carried. Councilmember Henry thereupon moved that the ordinance be finally adopted, which motion was seconded by Councilmember Travis and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said ordinance had been unanimously carried.

Councilman Travis introduced the following ordinance:

ORDINANCE NUMBER 2021 - 2157

**AN ORDINANCE AMENDING THE
ATHENS ALCOHOLIC BEVERAGE ORDINANCE**

WHEREAS, the City Council desires to amend the Athens Alcoholic Beverage Ordinance to (i) clarify that the ordinance's definitions of terms apply where different than those term's definitions in state law, (ii) add regulations concerning boutique hotels and their sale of beer and wine, and (iii) clarify that the City will accept the same types of background checks for alcohol license applicants that are accepted by the State ABC Board.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, while in regular session on March 8TH, 2021, at 5:30 p.m., as follows:

Section 1. The introductory paragraph of Section 6-33 of the *Code of Ordinances of the City of Athens* is hereby amended so that it states as follows:

Sec. 6-33. - Definitions.

Unless they are otherwise defined below, whenever used in this article, the definitions set forth in the Code of Ala. 1975, § 28-3-1 are hereby adopted by reference, and made a part hereof as if fully set forth herein. In addition thereto, the following terms shall have the meanings herein specifically ascribed to them:

Section 2. Section 6-33 of the *Code of Ordinances of the City of Athens* is hereby amended to add the definition of "Boutique Hotel" as follows:

Boutique Hotel means a building or part thereof, located within the Program Area of Athens Main Street, occupied as the more or less temporary abiding place of individuals in which at least two (2) rooms, but no more than fifteen (15) such rooms, each with a bathroom, are regularly, usually and separately occupied singularly for hire, in which rooms no provision for cooking is made, for the accommodation of the occupants and guests. The boutique hotel will reflect the unique exterior architecture and interior design of the historic character of downtown Athens. A boutique hotel shall maintain a central, internal lobby, and all rooms shall be accessible only from the interior of the building. A boutique hotel shall be held out to the public for housing accommodations of travelers or transients, but shall not include a bed and breakfast establishment, rooming house, or a boarding house.

Section 3. Sections 6-34(b) and (c) of the *Code of Ordinances of the City of Athens* are hereby amended

so that they state as follows:

Sec. 6-34. - Restriction of locations and manner of sale.

(b) *Types of businesses allowed to sell beer/wine for off-premises consumption.* In addition to all other regulations and restrictions, no licensee in the city with a license issued by the state alcoholic beverage control board for:

- (1) Retail table wine license for off-premises consumption;
- (2) Retail table wine license for on-premises and off-premises consumption;
- (3) Retail beer for on-premises and off-premises consumption;
- (4) Retail beer for off-premises consumption;
- (5) A manufacturer license; and/or
- (6) A brewpub license

shall be permitted to sell beer and wine for off-premises consumption unless the same is a convenience store, grocery store, a merchandise store with incidental table wine sales, a brewpub, a taproom, a restaurant in the case of sales pursuant to Ala. Code § 28-3A-20.1, **a hotel, or a boutique hotel.**

(c) *Limits of types of businesses allowed to sell alcoholic beverages in a Traditional Zone.* In addition to all other regulations and restrictions, no facility or property located in a Traditional Zone shall be authorized for the retail sale of alcoholic beverages, whether for on-premises or off-premises consumption, except for the following:

- (1) Restaurants that sell alcoholic beverages for only on-premises consumption (except for sales for off-premises consumption pursuant to Ala. Code § 28-3A-20.1);
- (2) Convenience stores that sell beer and/or table wine for only off-premises consumption;
- (3) Grocery stores that sell beer and/or table wine for only off-premises consumption;
- (4) Merchandise store with incidental table wine sales;
- (5) Brewpubs;
- (6) Taprooms;
- (7) Bed and Breakfast establishments, serving alcoholic beverages for only on-premises consumption by overnight guests;
- (8) Persons holding a special events retail license for on-premises consumption, or a nonprofit special events retail license for on-premises consumption; **and**
- (9) Boutique hotels, serving beer and/or table wine for on and/or off-premises consumption.**

Section 4. Section 6-73 of the *Code of Ordinances of the City of Athens* is hereby amended so that it states

as follows:

Sec. 6-73. - Application for lounge, club, restaurant, etc., license; deposit.

Each applicant, pursuant to [section 6-71](#), shall make application to the city council as required in this article. Said application shall be upon an appropriate form supplied by the city clerk-treasurer, or duly authorized representative, and shall be signed and verified by oath or affirmation by the applicant, if a natural person, or in the case of a partnership, association or unincorporated enterprise, by a partner, limited liability company (LLC) or managing member thereof, or in the case of a corporation, by an executive officer thereof. The applicant shall deposit with the city clerk-treasurer the required application fee that includes the background check with the

Alabama Bureau of Investigation (or a background check from a source that is otherwise acceptable to the Board) and the amount of publication costs to be incurred hereunder upon filing the application.

Section 5. If any provision of this ordinance, or the application thereof to any person, thing or circumstances, is held invalid by a court of competent jurisdiction, such invalidity shall not affect the provisions or application of this ordinance that can be given effect without the invalid provisions or application, and to this end, the provisions of this code and such amendments and statutes are declared to be severable.

Section 6. No other provisions of the City Code are amended by this Ordinance, unless specifically stated and referenced herein.

Section 7. The provisions of this Ordinance shall be included and incorporated in the *Code of Ordinances of the City of Athens* as an addition or amendment thereto, and shall be appropriately renumbered as necessary to conform to the uniform numbering system of the Code.

ADOPTED this the 8TH day of March, 2021.

/s/ Wayne Harper
PRESIDENT, CITY COUNCIL,
CITY OF ATHENS, ALABAMA

/s/ William R. Marks
MAYOR, CITY OF ATHENS, ALABAMA

ATTEST:

/s/ Annette Barnes
CITY CLERK, CITY OF ATHENS, ALABAMA

Councilmember Seibert moved that unanimous consent be given for immediate consideration of and action on said ordinance, which motion was seconded by Councilmember Wales, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said ordinance had been unanimously carried. Councilmember Travis thereupon moved that the ordinance be finally adopted, which motion was seconded by Councilmember Henry and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said ordinance had been unanimously carried.

Councilman Seibert introduced the following resolution:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, at its meeting on March 8, 2021, that the Council authorizes up to \$1,300,000.00 for the implementation and execution of a project to design and construction a sewer lift station and ancillary assets to serve areas north of Pepper Road near the and east of the Hastings Road intersection and that the Mayor, for and on behalf of the City of Athens, is authorized to enter into any and all agreements to facilitate this project without exceeding the total authorized amount of \$1,300,000.00. This project is to be funded with proceeds from the 2020 Bond Series for the Water and Sewer Department.

Councilmember Wales moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Travis, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Seibert thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Henry and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilman Travis introduced the following resolution:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, at its meeting on March 8, 2021, that the Council authorizes up to \$605,000.00 for the implementation and execution of a project to design and construction a sewer lift station and ancillary assets to serve areas at Hines Street and Sanderfer Road and that the Mayor, for and on behalf of the City of Athens, is authorized to enter into any and all agreements to facilitate this project without exceeding the total authorized amount of \$605,000.00. This project is to be partially funded with proceeds from the 2020 Bond Series for the Water and Sewer Department and a commitment of \$300,000.00 from Lindsay Lane Christian Academy.

Councilmember Henry moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Seibert, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Travis thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Seibert and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilman Wales introduced the following resolution:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, at its meeting on March 8, 2021, that the Council authorizes up to \$1,410,000.00 for the implementation and execution of a project to design and construction a sewer extension serving properties along Cambridge Lane and that the Mayor, for and on behalf of the City of Athens, is authorized to enter into any and all agreements to facilitate this project without exceeding the total authorized amount of \$1,410,000.00. This project is to be funded with proceeds from the 2020 Bond Series for the Water and Sewer Department.

Councilmember Seibert moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Travis, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Wales thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Seibert and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilwoman Henry introduced the following resolution:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, at its meeting on March 8, 2021, that the Council authorizes up to \$2,950,000.00 for the implementation and execution of a project to design and construction Swan Creek Sewer Trunk Line Improvements, Phase 2 and that the Mayor, for and on behalf of the City of Athens, is authorized to enter into any and all agreements to facilitate this project without exceeding the total authorized amount of \$2,950,000.00. This project is to be funded with proceeds from the 2020 Bond Series for the Water and Sewer Department.

Councilmember Travis moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Seibert, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Henry thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Wales and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilman Travis introduced the following resolution:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, at its meeting on March 8, 2021, that the Council authorizes up to \$3,195,000.00 for the implementation and execution of a project to design and construction a sewer lift station and the associated ancillary assets to provide sewer service to the areas near and at the I-65 and Huntsville Browns ferry Road interchange and that the Mayor, for and on behalf of the City of Athens, is authorized to enter into any and all agreements to facilitate this project without exceeding the total authorized amount of \$3,195,000.00. This project is to be funded with proceeds from the 2020 Bond Series for the Water and Sewer Department and grant funding from ADECA, ARC and a loan from Buc-ee's for sewer and infrastructure.

Councilmember Seibert moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Wales, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Travis thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Seibert and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilman Wales introduced the following resolution:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, at its meeting on March 8, 2021, that the Council authorizes up to \$2,249,000.00 for the implementation and execution of a project to design and construction a 24-inch diameter sewer lift station force main for Canebrake Lift Station and that the Mayor, for and on behalf of the City of Athens, is authorized to enter into any and all agreements to facilitate this project without exceeding the total authorized amount of \$2,249,000.00. This project is to be funded with proceeds from the 2020 Bond Series for the Water and Sewer Department.

Councilmember Henry moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Seibert, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Wales thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Travis and upon the said motion being put to vote the following vote was recorded: YEAS:

Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilman Seibert introduced the following resolution:

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, at its meeting on March 8, 2021, that the Council authorizes up to \$199,983.00 for tasks associated with updating and documenting processes for future updates to the Athens sewer hydraulic model and that the Mayor, for and on behalf of the City of Athens, is authorized to enter into any and all agreements to facilitate this project without exceeding the total authorized amount of \$199,983.00. This project is to be funded with proceeds from the 2020 Bond Series for the Water and Sewer Department.

Councilmember Henry moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Travis, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Seibert thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Henry and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

Councilman Wales introduced the following resolution:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATHENS, ALABAMA, to amend the City of Athens Bituminous Plant Mix Paving Contract with Reed Contracting Services to pave Russell Drive for an approximate cost of \$5,000. This project shall be funded from the capital infrastructure fund.

Councilmember Seibert moved that unanimous consent be given for immediate consideration of and action on said resolution, which motion was seconded by Councilmember Travis, and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon declared that the motion for unanimous consent for immediate consideration of and action on the said resolution had been unanimously carried. Councilmember Wales thereupon moved that the resolution be finally adopted, which motion was seconded by Councilmember Henry and upon the said motion being put to vote the following vote was recorded: YEAS: Councilmembers Seibert, Wales, Travis, Henry and Harper; NAYS: None. The President thereupon announced that the motion for the adoption of the said resolution had been unanimously carried.

* * *

There being no further business to come before the meeting, Council President Harper asked if there were any objections to adjourning the meeting. There being none, the meeting was duly and properly adjourned.

/s/ Wayne Harper
PRESIDENT, CITY COUNCIL

ATTEST:

/s/ Annette Barnes
CITY CLERK