

**CITY COUNCIL MEETING
OZARK, ALABAMA
TUESDAY, APRIL 17, 2018**

The City Council of the City of Ozark, Alabama, met in Regular Session in the Council Chamber of the Municipal Complex at 5:30 P.M. on Tuesday, April 17, 2018. Upon roll call the following members were present:

Present: Bob Bunting, Mayor
 Frank Garrett, Council President, Place No. 1
 Les Perault, Councilmember, Place No. 2
 Winston T. Jackson, Councilmember, Place No. 3
 Brenda Simechak, Councilmember, Place No. 4
 Stanley Enfinger, Councilmember, Place No. 5

Absent:

Also present: Debbie Bruggink, who acted as clerk of the meeting, Denise Strickland, Jonathan Cordell, Philip Prince, Tim Hicks, Marlos Walker, Frankey Peterman, Steve Sherrill, Denise Ellis, Ryan Campbell and Joe Adams.

Councilmember Garrett gave the prayer followed by Mayor Bunting leading everyone in the Pledge of Allegiance.

The Council having read the minutes from the Regular Council Meeting held on April 3, 2018 President Garrett asked the wishes of the Council. Councilmember Enfinger made a motion to approve the minutes of the Regular Council Meeting held on April 3, 2018, which motion was seconded by Councilmember Jackson The Council voted unanimously in favor thereof.

President Garrett advised the Council it was time to set the Agenda and if there were any changes to be made. Councilmember Simechak made a motion to set the Agenda as presented with the addition of Good Name and Character to Item #20, which motion was seconded by Councilmember Perault. The Council voted unanimously in favor thereof.

President Garrett advised the Council that they would need to Suspend the Rules to act on item #5.

Councilmember Simechak made a motion to Suspend the Rules in consideration of an Ordinance, which motion was seconded by Councilmember Jackson. The Council voted unanimously in favor thereof.

Councilmember Enfinger introduced an Ordinance to amend Chapter 9, Article IV, Care of Premises, of the Code of Ordinances of the City of Ozark, by changing Section 9-51. Unlawful Acts and Duty of Owner or Occupant and moved for its adoption, which motion was seconded by Councilmember Simechak. The Council voted unanimously in favor thereof.

Councilmember Jackson introduced a Resolution Declaring Certain Properties a Public Nuisance at 679 Bermuda Street and setting a Public Hearing for May 15, 2018 at 5:00 pm, which motion was seconded by Councilmember Perault. The Council voted unanimously in favor thereof.

Councilmember Siemchak introduced a Resolution Declaring Certain Properties a Public Nuisance at 1394 S Union Avenue and setting a Public Hearing for May 15, 2018 at 5:00 pm, which motion was seconded by Councilmember Perault. The Council voted unanimously in favor thereof.

Councilmember Jackson introduced a Resolution Declaring Certain Properties a Public Nuisance at 217 Byrd Circle and setting a Public Hearing for May 15, 2018 at 5:00 pm, which motion was seconded by Councilmember Simechak. The Council voted unanimously in favor thereof.

Councilmember Enfinger introduced a Resolution Revising the Adopted Title VI Plan and moved for its adoption, which motion was seconded by Councilmember Perault. The Council voted unanimously in favor thereof.

Councilmember Simechak introduced a Resolution for a Special Election – Sunday Alcohol Sales – on Tuesday, August 28, 2018 and moved for its adoption, which motion was seconded by Councilmember Jackson. The Council voted unanimously in favor thereof.

Councilmember Jackson introduced a Resolution Establishing the Type of Voting Devices to be used in the Municipal Special Election and moved for its adoption, which motion was seconded by Councilmember Simechak. The Council voted unanimously in favor thereof.

Councilmember Perault introduced a Resolution Setting Compensation for the Absentee Elections Manager in the amount of \$25.00 per day from date of delivery of ballots until Election Day and moved for its adoption, which motion was seconded by Councilmember Enfinger. The Council voted unanimously in favor thereof.

Councilmember Jackson made a motion to approve the Resolution awarding the bid for the Municipal Swimming Pool to Cox Swimming Pools Inc. in the Amount of \$372,500 which motion was seconded by Councilmember Enfinger. The Council voted unanimously in favor thereof.

Councilmember Simechak made a motion to approve the revisions to the Holman House Projects, which motion was seconded by Councilmember Perault. The Council voted unanimously in favor thereof.

Councilmember Perault made a motion to appoint Greg Siegfried to the Industrial Development Board to fill the unexpired term of Dave Allen, which motion was seconded by Councilmember Jackson. The Council voted unanimously in favor thereof.

Councilmember Enfinger made a motion to inactivate the Downtown Redevelopment Board, which motion was seconded by Councilmember Simechak. The Council voted unanimously in favor thereof.

Councilmember Jackson made a motion to approve the First and Second Reading Application 140-Special Events Retail. (Eagles Feast) Applicant: El Palacio, LLC., 1396 HWY 231 S, Ozark, AL 36360. Owners: Ben Brown, 1301 Haisten Dr., Dothan, AL 36301; Kevin Smith, 419 Drake Dr., Dothan, AL 36305, which motion was seconded by Councilmember Simechak. The Council voted unanimously in favor thereof.

There was a First Reading of Application 160-Special Events Retail – more than 30 days. (Warehouse) Applicant: El Palacio, LLC., 1396 HWY 231 S, Ozark, AL 36360. Owners: Ben Brown, 1301 Haisten Dr., Dothan, AL 36301; Kevin Smith, 419 Drake Dr., Dothan, AL 36305.

Council President Garrett informed the Council there was a Court Report in their packet for review.

Councilmember Enfinger made a motion to go into Executive Session to Discuss Economic Development and Good Name and Character, which motion was seconded by Councilmember Simechak. The Council voted unanimously in favor thereof.

Councilmember Simechak made a motion to come out of Executive Session, Which motion was seconded by Councilmember Enfinger. The Council voted unanimously in favor thereof.

Councilmember Enfinger made a motion to appoint Nicky Bull to the Ozark City Board of Education, which motion was seconded by Councilmember Perault. The vote was recorded as to wit: Ayes: Councilmember Enfinger, Councilmember Perault and Councilmember Garrett. Councilmembers Jackson and Simechak abstained from voting. The motion passed.

With there being no further business to come before this Regular Council Meeting of April 17, 2018, Councilmember Simechak made a motion to adjourn the meeting, which motion was seconded by Councilmember Enfinger. The Council voted unanimously in favor thereof.

Council President

City Clerk