



OPELIKA CITY COUNCIL
“ REGULAR MEETING MINUTES “
204 South 7th Street
April 18, 2017
TIME: 7:00 PM

1. Call to Order

President pro-tem Jones called the council meeting to order asking Mr. Shuman to call the roll.

2. Roll Call

All city council members were present except for President Eddie Smith who is recovering from surgery.

1. Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon, Eddie Smith

3. Invocation

The Reverend Tom Tippet provided the invocation.

1. Tom Tippet will provide the invocation.

4. Pledge of Allegiance

RaKavius and Weldin lead the Pledge of Allegiance.

1. RaKavius Chambers and Weldrin Ford will lead the pledge.

5. Reading of Minutes

1. Minutes for the 4-04-17 City Council Meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dozier Smith T, Council Member
SECONDER:	David Canon, Council Member
AYES:	Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT:	Eddie Smith

6. Unfinished Business

7. Remarks By the Mayor

Mayor Fuller thanked Hanwha for their 7th expansion at the Opelika plant. Hanwha has now invested \$80 million and created over 400 good paying jobs in Opelika. Mayor Fuller also recognized the Hanwha plant manager who was in the audience.

1. Building Inspection Reports - March, 2017

Mayor Fuller called on Joey Motley, City Administrator, to provide a summary of the March Building Inspection report.

2. Proclamation for the 2017 Relay for Life.

Mayor Fuller read and presented a proclamation for the 2017 Relay for Life.

3. Proclamation for Parental Alienation Awareness Day.

Mayor Fuller read and presented a proclamation for Parental Alienation Awareness Day.

4. Proclamation for Sexual Assault Awareness Month.

Mayor Fuller read and presented a proclamation for Sexual Assault Awareness Month.

5. Recognize Weldrin Ford - Football award.

Mayor Fuller recognized Weldin Ford for his many football awards and presented him with a small token of appreciation.

6. Recognize RaKavius Chambers - Academic, Football, Leadership awards.
Mayor Fuller recognized Rakavius Chambers for his many academic, football and leadership awards and presented him with a small token of appreciation.

8. Citizen Communications

(Limit comments to five minutes or less)

Selena Daniel asked what is being done with the Caver-Jeter plan? There was excitement in the community when the plan was first presented but, now we are concerned what are the next steps. Mayor Fuller called on Joey Motley to provide a summary of what has been done. Mr. Motley stated it is an on going project. Money has been set aside for sidewalks. Bike lanes have been installed. The Canvass Planning Group had proposed zoning for community development but, the Housing Authority did not want it. The Canvass Planning Group has no contract with the City at this time. Selena also stated there are too many shootings in the neighborhood. We all need to work together to get rid of the shootings in our neighborhood.

Coretta Bozeman said she was scared to go out of her home on Magnolia Street. Sunday night there was gun fire and she had to tell her kids to get down. I was thinking about moving but, will not let them run me off. We need more police patrols in the area and we need help from the city. Mayor Fuller thanked her for her courage and agreed that we can't give in to the thugs. We are all in this together and we will keep working on this problem.

Kimberly Dowdel said she lives on Magnolia and been here 37 years. This street has always been a problem with home break-ins, stealing and shootings. We need speed bumps on the streeet to slow traffic down and signs saying children are playing. My neighbors house was hit with gun fire. We talk and talk but, we need action. Somthing needs to be done. We need help from the city.

Oscar Penn said he was speaking for his community. I am also concerned about the Carver-Jeter plan. There have been meetings but, no priorities set. We need positive development in our community. There needs to be a focus on the Carver-Jeter plan so things will get done. The funding for the Carver-Jeter plan should not be put somewhere else.

Tiffany Pitts said she grew up on Magnolia. I have formed a new group for the Jeter area to develop strategies to fight crime. I have talked to Chief McEachern who is working on driving down crime and shootings. I have turned in a list of about 20-30 delapidated houses to the Mayor's office.

Patricia Jones thanked everyone for coming and sharing your comments. We will continue to work together to make progress.

9. Report of Disbursements

10. Committee Reports

11. General Business

1. Request for Temporary Street Closure, Downtown Bike Ride - May 5Th

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

2. Request for the 2017 Run to Read on October 21, 2017.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Canon, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

3. Public Hearing - Vacate Right-Of-Way - Scott Circle
Matt Mosley, Planning Director, provided a summary of this public hearing. Ms. Jones opened this public hearing asking if there was anyone present that would like to speak for or against said vacating of Scott Circle. No one came forward to speak. Ms. Jones closed this public hearing.

4. Public Hearing, Amend Zoning Ord & Map: 95 Orr Avenue, 24.2 Acres, from M-1, GC to C-3, GC

Matt Mosley, Planning Director, provided a summary of this public hearing. Ms. Jones opened this public hearing asking if there was anyone present that would like to speak for or against said re-zoning. No one came forward to speak. Ms. Jones closed this public hearing.

5. Notice of Public Hearing - Hanwha.

Lori Huguley, Economic Development Director, provided a summary of this public hearing. Ms. Jones opened this public hearing asking if there was anyone present that would like to speak for or against said project agreement. No one came forward to speak. Ms. Jones closed this public hearing.

6. Notice of Public Hearing - Thompson Tractor.

Lori Huguley, Economic Development Director, provided a summary of this public hearing. Ms. Jones opened this public hearing asking if there was anyone present that would like to speak for or against said project agreement. Howard Donovan with Thompson Tractor thanked Mayor Fuller and all the city officials for their assistance with this project. Ms. Jones closed this public hearing.

12. Awarding of Bids

1. Bids 074-17 Uniform Cleaning - FD

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

13. Resolutions

1. Resolution 075-17 Expense Reports from Various Departments.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Canon, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

2. Resolution 076-17 Designate City Personal Property as Surplus & Authorize Disposal

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

3. Resolution 077-17 Emergency Repairs - Truck #812 - OES

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

4. Resolution 078-17 Purchase-One (1) 2017 Peterbilt Model 520 Chassis-OES

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

5. Resolution 079-17 Purchase-One (1) 2018 Pac-Mac Knuckleboom-OES

RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Canon, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

6. Resolution 080-17 Transfer Recycling Trailer to Surplus, Donate to Lee County.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

7. Resolution 081-17 Annual MWPP Reports Sewer Treatment Plants - P/W.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Canon, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

8. Resolution 082-17 Vacate Scott Circle, Accessed from Rocky Brook Road

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

9. Resolution 083-17 Project Agreement - Hanwha.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Canon, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

10. Resolution 084-17 Tax Abatement - Hanwha.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

11. Resolution 085-17 Project Agreement - Thompson Tractor.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

12. Resolution 086-17 Tax Abatements for Pharmavite.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Canon, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

13. Resolution 087-17 Change Order - Cost Overrun, Northpark Drive Extension for GSF.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

14. Resolution 088-17 Authorize Five Grant Applications to ADECA

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

14. Ordinances

1. Ordinance Amend Zoning Map: 95 Orr Avenue, 24.2 Acres, from M-1, GC to C-3, GC - 2Nd Reading.

This ordinance was introduced by Mr. Smith T.

RESULT: **FIRST READING INTRODUCED**

2. Ordinance Amend City Code, Sec 14-201 Back-To-School Sales Tax Holiday - 2Nd Reading.

This ordinance was introduced by Mr. Canon.

RESULT: **FIRST READING INTRODUCED**

15. Appointments

Mr. Canon made the motion to remove the appointment of Ken Ridley to the MPO Citizen Advisory Committee from the agenda. Mr. Smith T provided the second. The following vote was recorded:

Ayes Pitts, Smith T, Canon, Jones.

Nays None.

1. Re-appoint Phil Adams to the Public P&R Board. Term expires 5-04-23.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

16. Adjourn

The City Council meeting minutes of April 18, 2017 are hereby adopted and approved this the 2nd day of May, 2017.

/S/ Eddie Smith

President of the City Council

City of Opelika, Alabama

ATTEST:

/s/ R. G. Shuman

R. G. "Bob" Shuman

City Clerk - Treasurer

1. Motion to adjourn.

This council meeting ended at 8:16 PM.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Dozier Smith T, Council Member

SECONDER: Tiffany Gibson-Pitts, Council Member

AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon

ABSENT: Eddie Smith



City Council
204 South 7Th Street
Opelika, AL

ADOPTED

CM MINUTES (ID # 2210)

Meeting: 04/18/17 07:00 PM
Department: City Clerk
Category: CM Minutes
Prepared By: Robert Shuman
Initiator: Robert Shuman
Sponsors:

DOC ID: 2210

Minutes for the 4-04-17 City Council Meeting.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith



OPELIKA CITY COUNCIL “ REGULAR MEETING MINUTES “

204 South 7th Street

April 4, 2017

TIME: 7:00 PM

1. Call to Order

President pro-tem Patricia Jones called the council meeting to order at 7:03pm asking Mr. Shuman to call the roll.

2. Roll Call

Mr. Shuman called the roll with all council members being present except for President Eddie Smith.

1. Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon, Eddie Smith

3. Invocation

Councilman David Canon provided the invocation.

4. Pledge of Allegiance

Mikayla Jackson lead the Pledge of Allegiance. Barrett Whitman was not able to make it.

1. Barrett Whitman and Mikayla Jackson seniors at OHS.

5. Reading of Minutes

1. Minutes from the 3-21-17 City Council Meeting.

RESULT: APPROVED [UNANIMOUS]

MOVER: David Canon, Council Member

SECONDER: Tiffany Gibson-Pitts, Council Member

AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon

ABSENT: Eddie Smith

6. Unfinished Business

7. Remarks By the Mayor

Mayor Fuller announced that all City facilities except Police & Fire will be closed tomorrow Wednesday April 5th due to the severe weather warning from the local Emergency Management Agency. Police & Fire personnel will continue to serve.

Mayor Fuller congratulated Aaron Fornter and his Canvas Planning Group for winning a Urban Planning Award for the Opelika Street Art project.

1. Proclamation for National Service Recognition Day..

Mayor Fuller presented a proclamation in recognition of National Service Day.

2. Proclamation for Alabama Organ Donate Life Month.

Mayor Fuller presented a proclamation recognizing the Alabama Organ Donate Life Month.

3. Employee Service Awards.

Mayor Fuller handed out employee service pins to employees from various departments, recognizing the number of years each employee had worked for the City of Opelika. Mayor Fuller announced the employee service reception would be Thursday morning because of the severe weather alert for tomorrow.

8. Citizen Communications

(Limit comments to five minutes or less)

Mr. Shuman stated to everyone in attendance that this is the time for anyone in the audience that would like to speak to Mayor Fuller or the City Council, to come to the microphone to my right, give your name and address and limit your comments to five minutes or less. Mr. Shuman also asked if you speak, be sure and sign the sheet by the back door before you leave.

Cherry Pennyamon stated the traffic at Samford Avenue & South Railroad Avenue is dangerous when the school lets out and it went from two lanes to one lane. Mayor Fuller stated their should be a yield sign there but, would check on it and see what can be done.

9. Report of Disbursements

10. Committee Reports

11. General Business

1. Request by Main Street, Temporary Street Closure, Museum EA Event.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Dozier Smith T, Council Member

SECONDER: Tiffany Gibson-Pitts, Council Member

AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon

ABSENT: Eddie Smith

2. Request by KOB, Temporary One Way Road for Garden in the Park.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: David Canon, Council Member

SECONDER: Dozier Smith T, Council Member

AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon

ABSENT: Eddie Smith

3. Request a 5K Run/Walk Called "I Run Opelika" on Aug. 26Th.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Tiffany Gibson-Pitts, Council Member

SECONDER: Dozier Smith T, Council Member

AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon

ABSENT: Eddie Smith

4. Request by Momma Goldberg's Deli for an On-Premise Beer License.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Dozier Smith T, Council Member

SECONDER: David Canon, Council Member

AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon

ABSENT: Eddie Smith

12. Awarding of Bids

1. Bids 066-17 Re-Roofing the Lewis Cooper Jr Memorial Library-PW

RESULT: APPROVED [UNANIMOUS]
MOVER: David Canon, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

2. Bids 067-17 Re-Roofing the Covington Recreation Center-PW

RESULT: APPROVED [UNANIMOUS]
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

13. Resolutions

1. Resolution 068-17 Expense Reports from Various Departments.

RESULT: APPROVED [UNANIMOUS]
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

2. Resolution 069-17 Designate City Personal Property Surplus and Authorize Disposal

RESULT: APPROVED [UNANIMOUS]
MOVER: David Canon, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

3. Resolution 070-17 Purchase Swimming Starting Blocks-Sole Source - P&R

RESULT: APPROVED [UNANIMOUS]
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

4. Resolution 071-17 Resolution Approving Employment Contract with Joel D. Motley

RESULT: APPROVED [UNANIMOUS]
MOVER: David Canon, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

5. Resolution 072-17 Special Appropriation to KOB - 2017 Garden in the Park.

RESULT: APPROVED [UNANIMOUS]
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

6. Resolution 073-17 Special Appropriation for Boy Scouts - Distinguished Citizen Award.

RESULT: APPROVED [UNANIMOUS]
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

14. Ordinances

1. Ordinance 108-17-ORD Amend City Code, Chapter 7 Article III, Erosion & Sediment Control - 2Nd Reading.

RESULT: SECOND READING AND APPROVED [UNANIMOUS]
MOVER: Dozier Smith T, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

2. Ordinance 109-17-ORD Amend City Code, Chapter 7 Article IV, Post Construction Stormwater Mgt. - 2Nd Reading.

RESULT: SECOND READING AND APPROVED [UNANIMOUS]
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

15. Appointments

1. Reappoint Kevin Royal to the Board of Education. The new term expires 1st BOE meeting June 2022.

RESULT: APPROVED [UNANIMOUS]
MOVER: David Canon, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

2. Appoint Chuck Beams to the Board of Education. The existing term expires 1st BOE meeting June 2019..

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

16. Adjourn

The City Council meeting minutes of April 4, 2017 are hereby adopted and approved this the ____ day of _____, 2017.

/s/

 President pro-tem of the City Council

City of Opelika, Alabama

ATTEST:

/s/

 R. G. "Bob" Shuman

City Clerk - Treasurer

1. Motion to adjourn.

This city council meeting was adjourned at 7:45 pm.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith



City Council
204 South 7Th Street
Opelika, AL

SCHEDULED

Meeting: 04/18/17 07:00 PM
Department: Building Inspection
Category: Building Permit Report.
Prepared By: William Ott
Initiator: Jeff Kappelman
Sponsors:

MAYOR'S REMARKS (ID # 2211)

DOC ID: 2211

Building Inspection Reports - March, 2017

COMMENTS - Current Meeting:

Mayor Fuller called on Joey Motley, City Administrator, to provide a summary of the March Building Inspection report.



Planning Department - Building Inspections Division

Telephone 334-705-5420

Fax 334-705-5159

*Rich in heritage,
with a vision
for the future*

Monthly Permits For March, 2017

Work & Repair On Buildings:

Building Repairs	Commercial	Residential
Buildings Condemned	1	0
Buildings Demolished	0	0
Building Repairs	1	0
Plumbing Upgrades	4	2
Electrical Upgrades	6	18
Mechanical Upgrades	1	8
Reroofs And Roof Repairs	0	5
Mobile Home Services	0	0
Building Additions/Accessory Structures	0	10

Monthly Totals For March 2008-2017

2008	\$11,125,217.00
2009	\$3,990,674.00
2010	\$46,007,791.00
2011	\$2,005,394.00
2012	\$5,987,841.00
2013	\$5,267,854.00
2014	\$30,207,661.00
2015	\$9,272,265.00
2016	\$4,828,681.00
2017	\$12,454,319.00

Total Permits Issued:

1	New Buildings: Commercial	\$2,875,248.00
6	Commercial Renovations And Repairs	\$962,163.00
3	Signs	\$12,000.00
31	New Single Family Homes	\$7,696,971.00
25	Residential Repairs And Renovations	\$907,937.00
0	New Apartment Units	\$0.00
0	New Duplex Residences	\$0.00
66	Total Building Permits Issued	\$12,454,319.00

66

Total Permits Issued For March, 2017

\$12,454,319.00

TAKEN FROM THE RECORDS OF THE
BUILDING INSPECTOR

Jeff Kappelman
Jeff Kappelman

Chief Building Inspector

Attachment: Monthly Reports - March, 2017 (2211 : Building Inspection Reports - March, 2017)



*Rich in heritage,
with a vision
for the future*

Planning Department - Building Inspections Division

Telephone 334-705-5420

Fax 334-705-5159

Fiscal Year To Date Report - 2017

Building Repairs	Commercial	Residential
Buildings Condemned	1	0
Buildings Demolished	0	0
Building Repairs	30	46
Plumbing Upgrades	16	43
Electrical Upgrades	17	62
Mechanical Upgrades	7	33
Reroofs And Roof Repairs	0	26
Mobile Home Services	0	8
Building Additions/Accessory Structures	0	27

Yearly Totals For Oct. 1st - Sept. 30th	
2008	\$127,407,288.00
2009	\$67,359,271.00
2010	\$96,662,342.00
2011	\$45,352,237.00
2012	\$178,221,004.00
2013	\$61,881,917.00
2014	\$79,409,560.00
2015	\$192,080,600.00
2016	\$127,079,852.00
2017	\$49,496,141.00

Total Permits Issued:

14	New Buildings: Commercial	\$16,491,817.00
35	Commercial Renovations And Repairs	\$6,110,626.00
18	Signs	\$160,352.00
97	New Single Family Homes	\$24,369,814.00
95	Residential Repairs And Renovations	\$2,363,532.00
0	New Apartment Units	\$0.00
0	New Duplex Residences	\$0.00
259	Total Building Permits Issued	\$49,496,141.00

259	Total Issued for FY 2017	\$49,496,141.00
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Jeff Kappelman
JEFF KAPPELMAN
Building Official

CITY OF OPELIKA - PLANNING DEPARTMENT
BUILDING INSPECTION DIVISION
MARCH, 2017 - MONTHLY BUILDING PERMIT DETAIL REPORT

DATE	NUMBER	STREET	COMPANY / OWNER	WORK CLASS	VALUATION
3/1/2017	2704	EASTPOINT WAY	RIVERCHASE HOME LLC	NEW SINGLE FAMILY DETACHED	\$221,437
3/1/2017	1901	ROCKY BROOK RD	SUPERIOR ROOFING CO	ROOFS	\$9,635
3/1/2017	2406	ROCKY POINT DR	RIVERCHASE HOME LLC	NEW SINGLE FAMILY DETACHED	\$242,661
3/1/2017	2700	EASTPOINT DR	RIVERCHASE HOME LLC	NEW SINGLE FAMILY DETACHED	\$242,781
3/1/2017	2506	ROCKY POINT DR	RIVERCHASE HOME LLC	NEW SINGLE FAMILY DETACHED	\$205,462
3/1/2017	2702	EASTPOINT DR	RIVERCHASE HOME LLC	NEW SINGLE FAMILY DETACHED	\$236,176
3/1/2017	709	KILGORE AVE	HOUSTON MELTON	ACCESSORY BUILDINGS	\$1,900
3/1/2017	2710	EASTPOINT WAY	RIVERCHASE HOME LLC	NEW SINGLE FAMILY DETACHED	\$222,542
3/3/2017	2701	FREDERICK RD 101	WHATLEY CONSTRUCTION LLC	TENANT BUILD OUT	\$165,000
3/3/2017	3429	LAKE SHORE DR DR	TOLAND CONSTRUCTION LLC	NEW SINGLE FAMILY DETACHED	\$381,579
3/6/2017	2540	PEPPERELL PKWY	DORRIS SIGN INC	SIGNS	\$6,500
3/6/2017	204	2ND AVE	EMILY KEY	ALTERATION	\$9,500
3/6/2017	111	BAY CT	EMILY KEY	ALTERATION	\$23,500
3/7/2017	503	HARWELL HILLS ST	JOSEPH GUICE	ACCESSORY BUILDINGS	\$2,857
3/8/2017	3432	LAKESHORE DR DR	TOLAND CONSTRUCTION LLC	NEW SINGLE FAMILY DETACHED	\$236,990
3/8/2017	3511	DOUBLE EAGLE LN	CONNER BROTHERS CONSTRUCTION	NEW SINGLE FAMILY DETACHED	\$176,973
3/8/2017	3609	DOUBLE EAGLE LN	CONNER BROTHERS CONSTRUCTION	NEW SINGLE FAMILY DETACHED	\$202,218
3/8/2017	811	LORI LN	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$237,480
3/8/2017	2923	STILLWOOD WAY	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$360,210
3/8/2017	1111	GWYNNE'S WAY	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$240,069
3/8/2017	707	WAVERLY PL	DAVID MYERS CONSTRUCTION INC	ADDITION	\$10,000
3/8/2017	3505	DOUBLE EAGLE LN	CONNER BROTHERS CONSTRUCTION	ALTERATION	\$8,000
3/9/2017	2306	3RD AVE	SERVICEMASTER CLEAN	ALTERATION	\$1,500
3/9/2017	904	BLACKBERRY CV	HUGHES POOLS	SWIMMING POOL	\$48,000
3/9/2017	2918	MCKINLEY DR	SOUTHERN PRIDE PLUMBING INC	NEW SINGLE FAMILY DETACHED	\$399,784
3/10/2017	101	SIMMONS ST	FLOWERS BAKING CO	ROOFS	\$293,110
3/10/2017	604	AVENUE B	CAM BUILDERS, LLC	NEW FIRE STATION	\$2,875,248
3/10/2017	1111	COLLINWOOD ST	MILES TATUM	ALTERATION	\$70,000
3/13/2017	3009	PHEASANT AVE	MICHAEL PINK	ACCESSORY BUILDINGS	\$1,500
3/13/2017	2225	MARVYN PKWY	HOLLIS ELECTRIC CO, INC	SIGNS	\$4,000
3/13/2017	2907	ASHLEY LN	EDGAR HUGHSTON BUILDER INC	NEW SINGLE FAMILY DETACHED	\$245,779
3/13/2017	1605	OAK BOWERY RD	SUPERIOR ROOFING CO	ROOFS	\$9,265
3/13/2017	2606	ANDERSON LAKES DR	EDGAR HUGHSTON BUILDER INC	NEW SINGLE FAMILY DETACHED	\$272,315
3/13/2017	2700	ANDERSON LAKES DR	EDGAR HUGHSTON BUILDER INC	NEW SINGLE FAMILY DETACHED	\$261,389

3/1/2017	2406	ROCKY POINT DR	RIVERCHASE HOME LLC	NEW SINGLE FAMILY DETACHED	\$242,661
3/13/2017	2909	ASHLEY LN	EDGAR HUGHSTON BUILDER INC	NEW SINGLE FAMILY DETACHED	\$236,345
3/14/2017	3712	QUAIL TRCE	CONNER BROTHERS CONSTRUCTION	NEW SINGLE FAMILY DETACHED	\$279,630
3/14/2017	2225	MARVYN PKWY	CHAPMAN CANOPY, INC	ALTERATION	\$20,975
3/14/2017	2793	SPRING LAKES XING	HOMEWORKS OF ALABAMA INC	NEW SINGLE FAMILY DETACHED	\$256,838
3/15/2017	1108	WESTPOINT PKWY	DAREN LACOMBE	ROOFS	\$2,000
3/16/2017	2701	ANDREWS RD	ROGERS ELECTRIC LIGHTING CORP	ALTERATION	\$283,762
3/16/2017	2225	MARVYN PKWY	CHAPMAN CANOPY, INC	SIGNS	\$1,500
3/16/2017	2812	3RD AVE	GTR CONTRACTORS LLC	ALTERATION	\$90,000
3/16/2017	951	TOWNE LAKE PKWY	STONE MARTIN BUILDERS	NEW SINGLE FAMILY DETACHED	\$226,166
3/17/2017	2115	PEPPERELL PKWY	OUTBACK STEAKHOUSE #1263	ALTERATION	\$292,426
3/20/2017	412	AVENUE E	SEASHA HOMES	ALTERATION	\$5,055
3/20/2017	2301	2ND AVE	SUPERIOR ROOFING CO	ROOFS	\$6,970
3/21/2017	3794	PEPPERELL PKWY A	J-ONE FA INC	TENANT BUILD OUT	\$50,000
3/21/2017	500	HARWELL HILLS ST	TRIPLE B CONSTRUCTION LLC	ROOFS	\$5,365
3/22/2017	3501	ANDERSON RD	SHANE KYLES	ADDITION	\$65,800
3/22/2017	3104	HAMILTON RD	R L CORLEY CONSTRUCTION	DETACHED GARAGE	\$6,300
3/23/2017	1111	E COLLINWOOD CIR	DEAN SPATLIN CONSTRUCTION INC	ADDITION	\$200,000
3/23/2017	4104	CHESHAM DR	LARRY DOSTER	ACCESSORY BUILDINGS	\$4,800
3/24/2017	305	AUTUMN WAY	CARY MATHIS	ACCESSORY BUILDINGS	\$1,500
3/24/2017	2406	FREDERICK RD 1	AMITY CONSTRUCTION COMPANY, INC	ALTERATION	\$150,000
3/28/2017	3313	STONYBROOK LN	MOORES CONSTRUCTION	NEW SINGLE FAMILY DETACHED	\$262,526
3/29/2017	5862	LAFAYETTE PKWY	DAVID MYERS CONSTRUCTION INC	ALTERATION	\$8,680
3/30/2017	3418	LAKESHORE DR DR	TOLAND CONSTRUCTION LLC	NEW SINGLE FAMILY DETACHED	\$291,866
3/31/2017	2208	HERITAGE DR	ALABAMA DREAM HOMES LLC	DECKS	\$22,700
3/31/2017	805	LORI LANE	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$239,066
3/31/2017	807	LORI LANE	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$245,771
3/31/2017	809	LORI LANE	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$245,771
3/31/2017	716	DINGO DRIVE	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$178,141
3/31/2017	2804	WYNDHAM GATE BLVD	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$241,832
3/31/2017	607	GWYNNE'S WAY	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$152,199
3/31/2017	2807	SAMANTHA LANE	BUILDERS PROFESSIONAL GRP LLC	NEW SINGLE FAMILY DETACHED	\$222,935
TOTAL					\$12,454,319

RDs OF THE BUILDING INSPECTOR


JEFF KAPPELMAN
 Chief Building Inspector



City Council
204 South 7Th Street
Opelika, AL

ADOPTED

Meeting: 04/18/17 07:00 PM
Department: City Clerk
Category: Request / Temp Street Closure
Prepared By: Robert Shuman
Initiator: Robert Shuman
Sponsors:

GENERAL BUSINESS (ID # 2206)

DOC ID: 2206

Request for Temporary Street Closure, Downtown Bike Ride - May 5Th

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Tiffany Gibson-Pitts, Council Member
SECONDER:	Dozier Smith T, Council Member
AYES:	Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT:	Eddie Smith

Shuman, Robert

To: Krehling, Leigh
Subject: RE: Grand Opening Bike Ride on May 5th at 4:00 pm.

From: shirley lazenby [<mailto:shirleylazenby@msn.com>]
Sent: Friday, March 31, 2017 4:58 PM
To: Krehling, Leigh <lkrehling@opelika-al.gov>
Cc: shirley lazenby <shirleylazenby@msn.com>; Chesser, Laura L. <LChesser@opelika-al.gov>
Subject: Re: Grand Opening Bike Ride on May 5th at 4:00pm

Sorry so last minute!!

Grand Opening Ride of the Destination Downtown BikePath/ Cinco de Biko

Sponsored by Opelika Bicycle Advisory Committee

May 5, 2017 @ 4:00 pm

Gathering at Big House/ The Onion parking lot on Samford Avenue

The Ride will start on the Bike Path on Samford Avenue...turning Left on South Railroad Avenue...then Left on the access road alongside the 6th Street Bridge terminating at the Lewis Cooper Library. After a brief presentation at the Library, cyclists will be invited to cross 6th Street at Avenue A and proceed to Historic Downtown Opelika to enjoy Cinco-de-Biko themed specials at local restaurants and businesses.

In terms of barriers, less is better with the idea being that this path provides a safe place to ride. A barrier should be placed at South Railroad and the access road since we will be riding up a one-way street in the "wrong" direction. Officer Patrick Rickabaugh is the OPD representative on the Opelika Bicycle Advisory Committee and has discussed the event with Chief McEachern. Patrick will be off-duty at 4:00 and provide OPD supervision for the event as well as assist in the crossing over 6th Street after the event.

Thanks,

Shirley

334-787-7679

Attachment: CM 4-18-17, Grand Opening Bike Ride on May 5th at 400 pm. (2206 : Request for Temporary Street Closure, Downtown Bike Ride -



City Council
204 South 7Th Street
Opelika, AL

ADOPTED

Meeting: 04/18/17 07:00 PM
Department: City Clerk
Category: Tax Abatement
Prepared By: Robert Shuman
Initiator: Robert Shuman
Sponsors:

GENERAL BUSINESS (ID # 2212)

DOC ID: 2212

Request for the 2017 Run to Read on October 21, 2017.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Canon, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

Shuman, Robert

Subject: Request for 2017 Run to Read on 10-21-17.

From: Jean Dean RIF [mailto:jeandeanrif@gmail.com]

Sent: Sunday, April 09, 2017 3:52 PM

To: Shuman, Robert <RShuman@opelika-al.gov>; Shuman, Robert <RShuman@opelika-al.gov>

Subject: correction: October 21, 2017 requested for Run to Read 2017 please

Dear Robert,

It seems like a long time away, but we need to verify date and place as soon as possible every year for RUN TO READ, which benefits Jean Dean RIF. As always, we need your help to facilitate this needed permission from the Opelika City Council.

Since our Run to Read started 10 years ago, this request has come from Rich Bailey, who founded and continued to be the Director of our Run. In 2017, he will continue to be taking care of Safety for us but no longer has time to be our Director.

As you know, Rich has done a sterling job of growing a popular VERY SAFE event for Jean Dean RIF and Opelika which has raised thousands of dollars for books for at-risk young children in Alabama and given hundreds of hours of pleasure to the runners and walkers in our community. We are still in the process of filling his very big DIRECTOR SHOES, but until we do, I will be communicating for the committee as the Director of Jean Dean RIF.

This is our formal request for the City Council's permission to plan our Run to Read event in Opelika on October 21, 2017. It is our desire to operate from Floral Park as we have for many years and our request for that venue will also be before the Parks and Rec Committee this month.

Attachment: CM 4-18-17, Request for 2017 Run to Read event. (2212 : Request for the 2017 Run to Read on October 21, 2017.)

With your approval, we plan to do as we have in the past 2 years- a 5 K, 8K and a 1.5 mile "fun walk" along the route Rich established in Northside Opelika. It is our habit to have volunteer "road guards" at all intersections used by runners/walkers to help slow traffic and increase safety. No roads have been officially closed in the last 2 years but we have worked with the OPD for special assistance in some areas for extra safety. With your permission, I'd like to do that again in 2017 and meet with OPD as usual about their recommendations and assistance.

As in the past we provide safety signs along the route as well as 40 volunteers monitoring the intersections and 2 safety drivers leading and following our runners.

Our request includes the need for a police officer to support our safety efforts and the use of barriers, cones and safety vests supplied by ESG as we have for past 9 races. Because of the growth of the event we would appreciate any help from the City EMT on site however we understand if resources are short this option may not be available.

We would request the approval for us to once again use campaign size signs to mark the route with direction arrows and safety information such as "Race in Progress" "Caution Runners ahead". No sponsors will be on signs used to mark our race route. The signs will be placed out the morning of race and immediately picked up following the event. Thank you for considering this request of Saturday Oct 21st, 2017 for the 10th Annual Run to Read Benefiting Jean Dean RIF.

Please let me know any other info you might need from me at this time. My cell number is 334-750-9974.

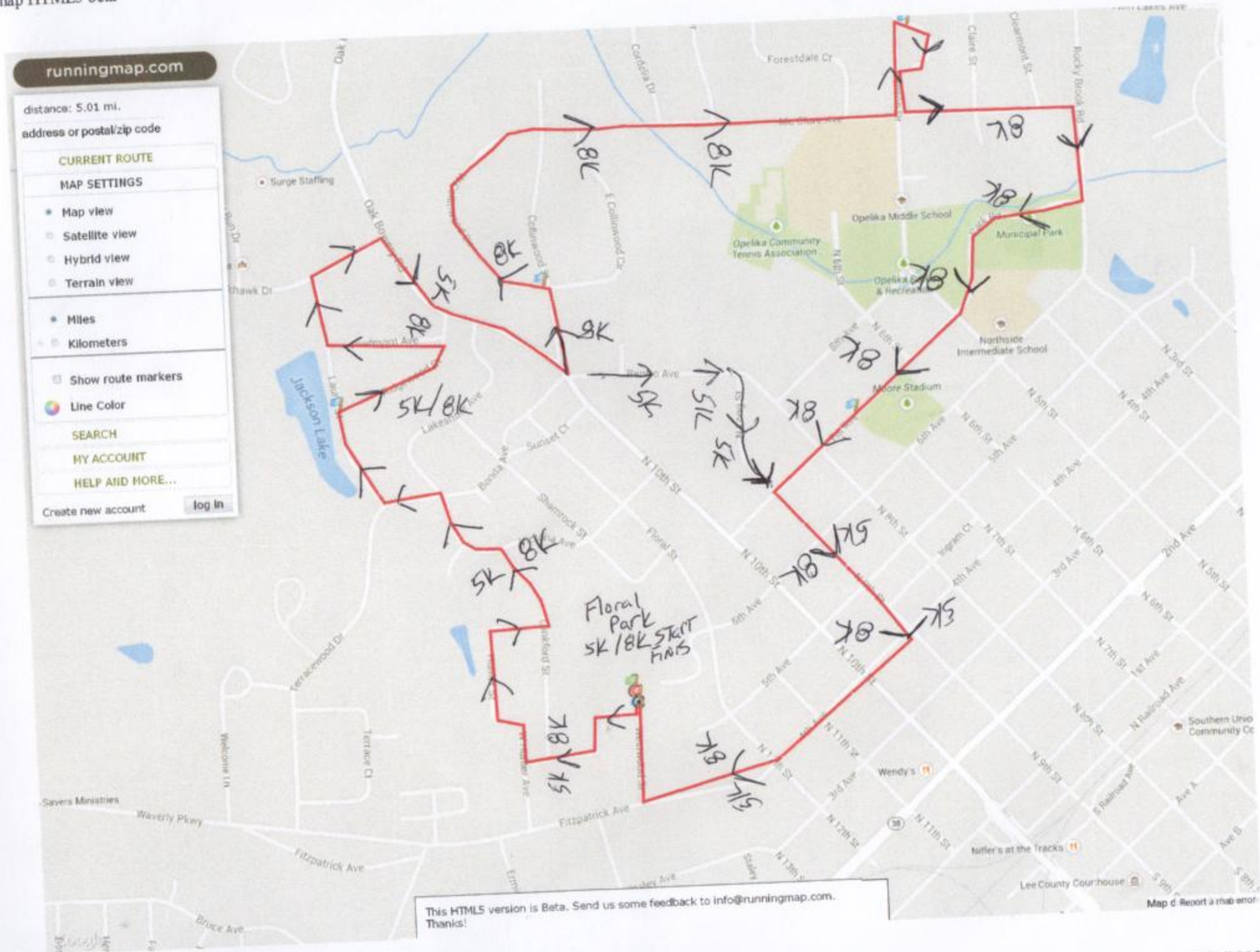
Thanks again for your help!

Cathy

--
Cathy Gafford
Executive Director, Jean Dean RIF
1105 Fitzpatrick Avenue
Opelika, AL 36801
334-750-9974
jeandeanrif@gmail.com
www.jeandeanrif.org

"Happiness is wanting what you have-not having what you want."

Attachment: CM 4-18-17, Request for 2017 Run to Read event. (2212 : Request for the 2017 Run to Read on October 21, 2017.)





City Council

204 South 7Th Street
Opelika, AL

SCHEDULED

GENERAL BUSINESS (ID # 2161)

Meeting: 04/18/17 07:00 PM

Department: Planning

Category: Vacate Property

Prepared By: Marty Ogren

Initiator: Charles Mosley

Sponsors:

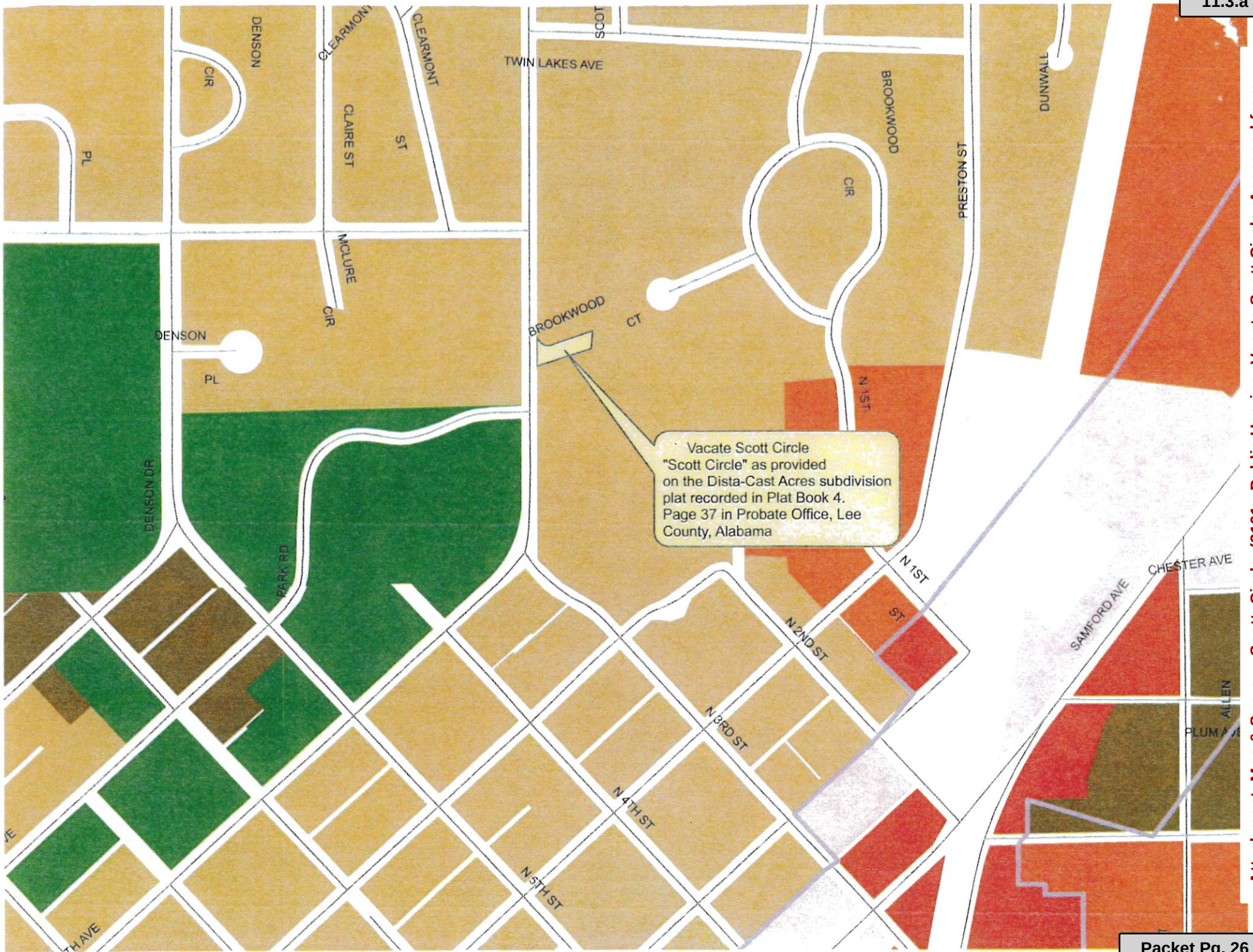
DOC ID: 2161

Public Hearing - Vacate Right-Of-Way - Scott Circle

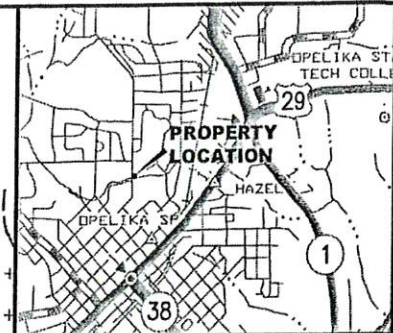
The petitioners are requesting the City to vacate Scott Circle right-of-way accessed from Rocky Brook Road (See location on map and survey attached). The City has no plans to improve Scott Circle. At the February 28th meeting, the Planning Commission voted unanimously to send a positive recommendation to City Council to vacate Scott Circle. CC reviewed this vacation at the March 7th CC WS. Certified letters were mailed to adjacent property owners and letters mailed to Utility companies giving notice of the March 28th CC public hearing.

COMMENTS - Current Meeting:

Matt Mosley, Planning Director, provided a summary of this public hearing. Ms. Jones opened this public hearing asking if there was anyone present that would like to speak for or against said vacating of Scott Circle. No one came forward to speak. Ms. Jones closed this public hearing.



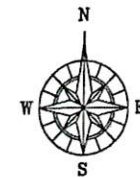
**BOUNDARY SURVEY
FOR
MARY JANE HUMPHRIES
LOT 1, BLOCK "1"
DISTA-CAST ACRES SUBDIVISION
PLAT BOOK 4, PAGE 37
LEE COUNTY, ALABAMA**



LOCATION MAP

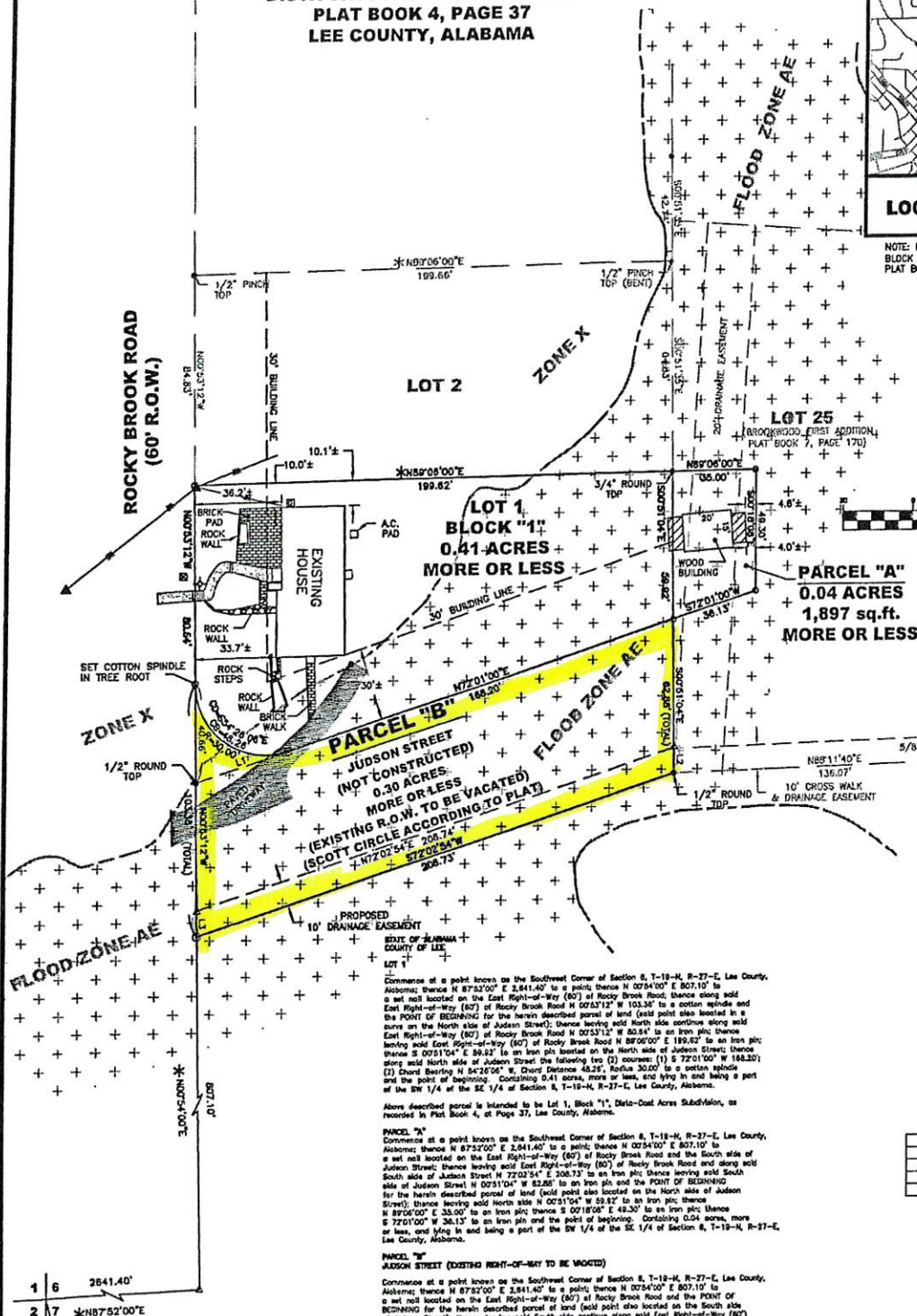
NORTH
SCALE: 1" = 1 MILE

NOTE: BEARINGS ROTATED TO MATCH AND TAKEN FROM LOT 1, BLOCK "1", DISTA-CAST ACRES SUBDIVISION, AS RECORDED IN PLAT BOOK 4, AT PAGE 37, LEE COUNTY, ALABAMA.



GRAPHIC SCALE

(IN FEET)
1 inch = 50 ft.



LEGEND:

- ROCK
- BRICK
- CONCRETE
- FOUND IRON PIN
- SET IRON PIN
-

LINE TABLE		
LINE	LENGTH	LENGTH
L1	57'15\"/>	40.63'
L2	50'51\"/>	10.46'
L3	50'51\"/>	10.46'

Commence at a point known as the Southwest Corner of Section 6, T-19-N, R-27-E, Lee County, Alabama; thence N 87°52'00\"/>

Above described parcel is intended to be Lot 1, Block "1", Distacast Acres Subdivision, as recorded in Plat Book 4, at Page 37, Lee County, Alabama.

PARCEL "A"
Commence at a point known as the Southwest Corner of Section 6, T-19-N, R-27-E, Lee County, Alabama; thence N 87°52'00\"/>

PARCEL "B"
JUDSON STREET (EXISTING RIGHT-OF-WAY TO BE VACATED)

Commence at a point known as the Southwest Corner of Section 6, T-19-N, R-27-E, Lee County, Alabama; thence N 87°52'00\"/>

I, Steven E. Speaks, a Licensed Professional Engineer and Licensed Professional Land Surveyor, hereby certify that I have surveyed the property shown on this map and plat and the map and plat are true and correct, that all parts of this survey and drawing have been completed in accordance with the Standards and Practices for Land Surveying in the State of Alabama to the best of my knowledge, information and belief, and I have reviewed the Federal Emergency Management Agency Flood Insurance Rate Map and found the house structure is located in Zone X (Special Flood Hazard areas subject to inundation by the 1% annual chance flood, Base Flood elevation determined), and the rear of Lot 1 and Parcel A and B are located in Zone AE (Special Flood Hazard areas subject to inundation by the 1% annual chance flood, Base Flood elevation determined), according to map dated November 2, 2011, Map No. 0101000070.

According to my survey this the 14th day of February, 2017.

Steven E. Speaks
Alabama Registration Number 20657

THIS SURVEY IS NOT VALID WITHOUT AN EMBOSSED SEAL AFFIXED HEREON OF THE REGISTERED LAND SURVEYOR WHO SIGNED THE SURVEY.

SURVEY DATE: 2-14-17
DRAWING DATE: 2-16-17
REVISED DRAWING DATE: 3-1-17
(ADDED 10' DRAINAGE EASEMENT)



NOTICE OF PUBLIC HEARING
OPELIKA CITY COUNCIL
April 18, 2017 7:00 P.M.

NOTICE IS HEREBY GIVEN in accordance with §23-4-2, *Code of Alabama*, 1975, that the City Council of the City of Opelika will conduct a Public Hearing during the regularly scheduled City Council meeting on Tuesday, April 18, 2017, beginning at 7:00 p.m. in the Opelika City Council Chambers of the Municipal Building, 204 S. 7th Street, Opelika, Lee County, Alabama, to receive the benefit of public input concerning a proposal to vacate Scott Circle according to plat of Dista-Cast Acres Subdivision of record in Plat Book 4 at Page 37 in the Office of the Judge of Probate of Lee County, Alabama. All persons interested in the proposed vacation are invited to appear at the public hearing and express their views. Written statements or objections may be submitted to the City Clerk prior to the time of the hearing.

The portion of Scott Circle proposed to be vacated is more particularly described as follows:

Commence at a point known as the Southwest Corner of Section 6, T-19-N, R-27-E, Lee County, Alabama; thence N 87°52'00" E 2,641.40' to a point; thence N 00°54'00" E 807.10' to a set nail located on the East Right-of-Way (60') of Rocky Brook Road and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the South side of Judson Street); thence leaving said South side continue along said East Right-of-Way (60') of Rocky Brook Road N 00°53'12" W 103.36' to a cotton spindle located in a curve on the North side of Judson Street; thence leaving said East Right-of-Way (60') of Rocky Brook Road and along said North side of Judson Street the following two (2) courses: (1) Chord Bearing S 54°26'06" E, Chord Distance 48.26', Radius 30.00'; (2) N 72°01'00" E 168.20' to an iron pin; thence leaving said North side S 00°51'04" E 62.88' to an iron pin located on the South side of Judson Street; thence along said South side of Judson Street S 72°02'54" W 208.73' to a set nail pin and the point of beginning. Containing 0.30 acres, more or less, and lying in and being a part of the SW ¼ of the SE ¼ of Section 6, T-19-N, R-27-E, Lee County, Alabama.

Being further described as Parcel B according to Boundary Survey for Mary Jane Humphries, a copy of which is attached hereto and marked as Exhibit "B".

A copy of the Petition to Vacate and the proposed resolution approving the vacation will be available upon request at the office of the City Clerk, 2nd Floor of City Hall, 204 South 7th Street, Opelika, Alabama.

DATED this the _____ day of _____, 2017.

ROBERT G. SHUMAN, CITY CLERK

TO: PUBLISHER

Opelika, Alabama 36801

Please publish the foregoing Notice once a week for four (4) consecutive weeks in the [Name of Newspaper].

ROBERT G. SHUMAN, CITY CLERK



City Council

204 South 7th Street
Opelika, AL

SCHEDULED

GENERAL BUSINESS (ID # 2164)

Meeting: 04/18/17 07:00 PM

Department: Planning

Category: Public Hearing

Prepared By: Marty Ogren

Initiator: Charles Mosley

Sponsors:

DOC ID: 2164

Public Hearing, Amend Zoning Ord & Map: 95 Orr Avenue, 24.2 Acres, from M-1, GC to C-3, GC

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the City Council of the City of Opelika will hold a Public Hearing on Tuesday, April 18, 2017, at 7:00 p.m. in the City Council Chambers of the Municipal Building, 204 S. 7th Street, Opelika, Lee County, Alabama.

PURPOSE

The purpose of said Public Hearing will be to consider the adoption of an ordinance to amend Ordinance Number 124-91 (entitled “Zoning Ordinance of the City of Opelika”) adopted on September 17, 1991. At said Public Hearing all who desire to be heard shall have the opportunity to speak for or in opposition to the adoption of the following ordinance:

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF OPELIKA

BE IT ORDAINED by the City Council (the “City Council”) of the City of Opelika, Alabama (the “City”) as follows:

Section 1. That Ordinance 124-91 entitled “Zoning Ordinance City of Opelika, Alabama”, adopted on September 17, 1991, and the Zoning Map of the City of Opelika provided for and referred to therein, as previously amended and/or modified, be and the same is hereby amended by rezoning or redistricting the parcel of land hereinafter in this section described, so as to change such parcel from one class of district to another class of district as follows, to-wit:

From an M-1, GC District (Industrial, Gateway Corridor Overlay District) to a C-3, GC District (General Commercial, Gateway Corridor Overlay District), the parcel of land hereinafter described:

Parcel A, QUANTEGY SUBDIVISION A REDIVISION OF PARCELS A & B2B, according to and as shown by that certain map or plat thereof of record in Town Plat Book 34 at Page 105, as amended by Confirmation and Ratification thereof of Subdivision Plat filed for record on 8/24/12 in Misc Book 1299 at Page 665, both, in the Office of the Judge of Probate of Lee County, Alabama.

LESS AND EXCEPT THEREFROM:

Parcel A, QUANTEGY SUBDIVISION, according to and as shown by that certain map or plat thereof of record in Town Plat Book 28 at Page 110 in the Office of the Judge of Probate of Lee County, Alabama.

The above-described property contains 24.2 acres, more or less and is located at the intersection of Orr Avenue and Marvyn Parkway with approximately 900 feet of street frontage along Marvyn Parkway (Alabama Highway 51). The subject property was formerly developed as the Quantegy (Ampex) manufacturing facility.

Section 2. Any ordinance or part thereof in conflict with provisions of this Ordinance be and the same are hereby repealed.

Section 3. This Ordinance shall be published in a newspaper of general circulation in the City of Opelika, Lee County, Alabama.

WITNESS my hand this the ____ day of _____, 2017.

CITY CLERK OF THE CITY OF OPELIKA, ALABAMA

TO: PUBLISHER

Opelika, Alabama 36801

Please publish the foregoing Notice one (1) time in the _____, 2017 issue of your paper.

CITY CLERK

C. Kyle Ingalls, property owner, is requesting rezoning 24.2 acres at the southwest corner of Orr Avenue & Marvyn Parkway from a M-1, GC (manufacturing) zone to a C-3, GC (general

commercial) zone. Most of the property is undeveloped except for three buildings. The property owner desires to develop a portion of the property to mixed use multi-family & commercial. See Planning Commission report and map attached. At the February 28th meeting, the Planning Commission voted 6 to 0 (and one abstain) to send a positive recommendation to CC to rezone the property. At the March 7th CC WS, the City Council reviewed the rezoning request and approved advertising for a CC PH.

COMMENTS - Current Meeting:

Matt Mosley, Planning Director, provided a summary of this public hearing. Ms. Jones opened this public hearing asking if there was anyone present that would like to speak for or against said re-zoning. No one came forward to speak. Ms. Jones closed this public hearing.

City of Opelika

Planning Commission report

Action Requested: Rezoning – 24.2 acres

Location of Property: 95 Orr Avenue

Property Owner(s): C. Kyle Ingalls

Current Zoning: M-1, GC

Zoning Request: C-3, GC

Existing Land Use: Undeveloped

**Surrounding Zoning Districts
And Land Uses:**

North	M-1, GC	Commercial (WizTech Energy, Lee County Eng. office)
South	R-3	Residential (single family homes, church, Hallway SD)
East	C-3, GC	Commercial (convenience store, undeveloped)
West	M-1, GC	Commercial (warehouse, Auburn Audio Visual)

Staff Comments:

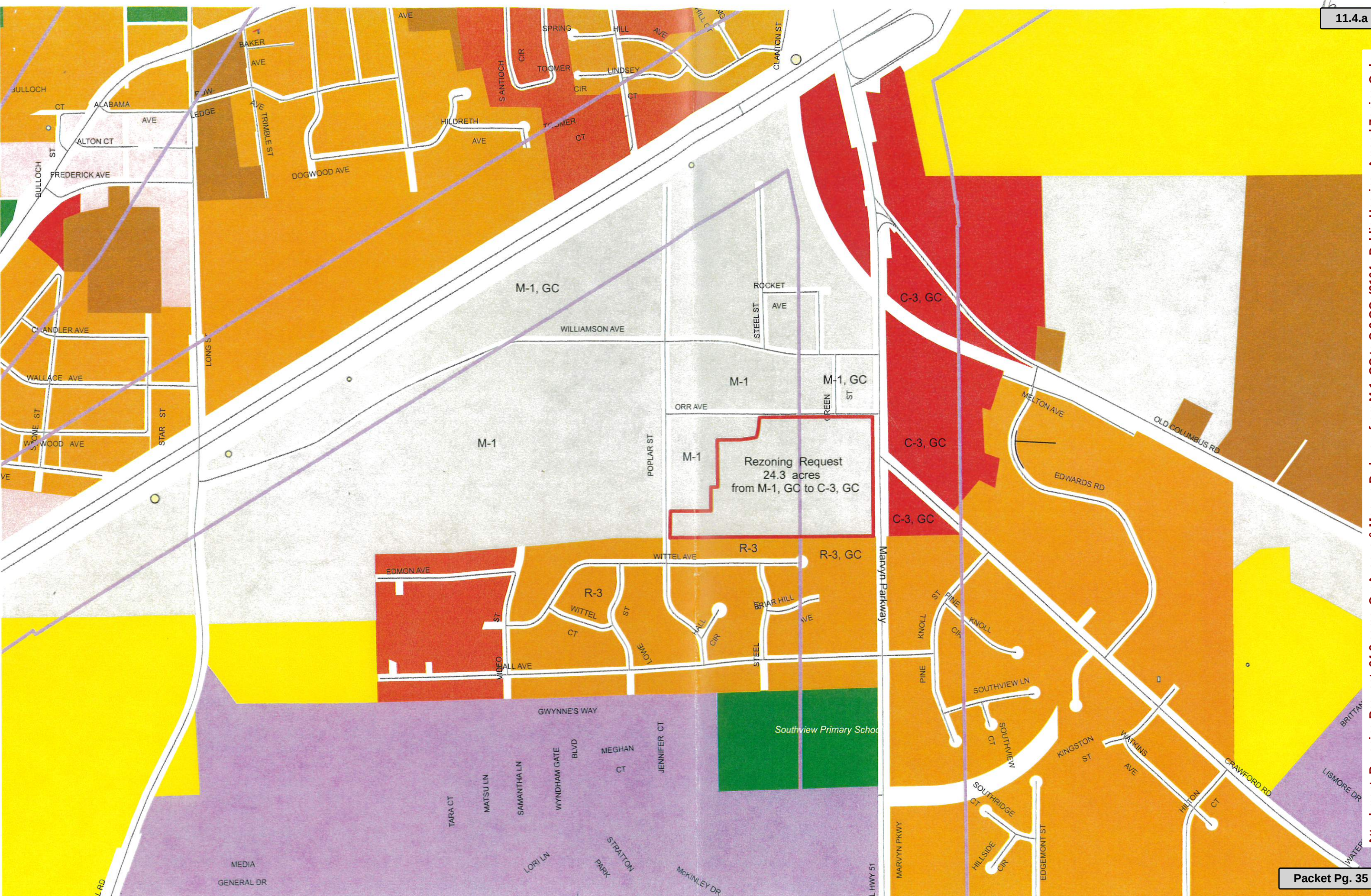
The applicant is requesting rezoning 24.2 acres from an M-1, GC (manufacturing) zone to a C-3, GC (general commercial) zoning district. The property is the former Quantegy Inc., property (manufacturer of external hard drive products) at the corner of Orr Avenue and Marvyn Parkway. For several years the applicant has been demolishing buildings, recycling brick, metal & wood products and clearing debris from the former manufacturing site. The applicant now has a potential masonry company (C & C Masonry, Inc.), to occupy about 2 acres accessed from Orr Avenue. Along Marvyn Parkway the 24.2 acres has nearly 900 feet of street frontage. The applicant plans to market a mixed-use commercial and multi-family development along a portion of Marvyn Parkway. The rezoning to C-3, GC allows more residential and commercial land uses that are more compatible with the existing commercial uses; also, the C-3, GC zone prohibits incompatible land uses that are allowed in the M-1, GC zone. In a future phase, the applicant desires to construct a street in a westerly direction from Marvyn Parkway to access the interior of the 24 acres.

Planning Staff believes that rezoning from M-1, GC to C-3, GC is appropriate. The manufacture zoned property and uses that once thrived on this 24 acre property has transitioned to general commercial type uses. The rezoning to C-3, GC also 'downzones' the property. That is, in a C-3, GC zone land uses allowed have less impact on adjacent properties than land uses allowed in the current M-1, GC. A C-3, GC zoning district is across Marvyn Parkway from this property.

Staff Recommendation:

Staff recommends Planning Commission send a positive recommendation to the City Council to rezone the property from M-1, GC to C-3, GC.

At the February 28th meeting, the Planning Commission voted 6 to 0 (and one abstain) to send a positive recommendation to the City Council to rezone 24.2 acres at the corner of Orr Avenue and Marvyn Parkway from M-1, GC to C-3, GC



Attachment: Rezoning Request, 24.2 acres, Orr Avenue & Marvyn Parkway, from M-1, GC to C-3,GC (2164 : Public Hearing, Amend Zoning Ord



City Council

204 South 7th Street
Opelika, AL

SCHEDULED

GENERAL BUSINESS (ID # 2208)

Meeting: 04/18/17 07:00 PM
Department: Economic Development
Category: Public Hearing
Prepared By: Kathryn Daugherty
Initiator: Lori Huguley
Sponsors:
DOC ID: 2208

Notice of Public Hearing - Hanwha.

LEGAL NOTICE OF PUBLIC MEETING AND PUBLIC HEARING OF THE CITY COUNCIL OF THE CITY OF OPELIKA, ALABAMA

NOTICE is hereby given that the City Council (the “Council”) of the City of Opelika, Alabama, (the “City”) will meet in public session at 7:00 p.m. on Tuesday, April 18, 2017, in the City Council Chambers of the Municipal Building, 204 South 7th Street in the City of Opelika, Alabama, for the purpose of considering the transaction of business that may properly come before the Council, such business to include, but not be limited to, the authorization by the Council, pursuant to Amendment No. 642 to the Constitution of Alabama of 1901, as amended, of a resolution (the “Resolution”) approving the execution and delivery of a Project Agreement (the “Agreement”) by and between the City and Hanwha Advanced Materials America, LLC., an Alabama limited liability company, (the “Company”), a subsidiary of Hanwha Group, to be dated the date of delivery with respect to a proposed major expansion of its manufacturing facility located at 4400 Northpark Drive (the “Project”).

Pursuant to the Agreement, the Company will agree to expand the manufacturing facility located at 4400 Northpark Drive by approximately 120,000 square feet. The expanded facility is expected to result in the creation of approximately 100 new full-time jobs, and the Company estimates that it will have a total capital investment in expanding the Facility of approximately \$19,806,148. In consideration for the obligations of the Company under the Agreement, the City will agree to provide financial incentives to the Company described more particularly in the Agreement, including tax abatements, cash incentives and job performance incentives. In

addition, the City will agree, at no cost to the company, to waive any and all building and construction permit fees and site plan review fees related to the Project. The City will also agree, at its sole expense, to design, build and install a sanitary sewer line extension running along Prosperity Drive for approximately 600 feet to the rear line of the Project Site. In addition, Opelika Industrial Development Authority will apply to the State Industrial Development Authority for an industrial development grant in the amount of \$150,000.

The City seeks to achieve, by undertaking its obligations pursuant to the Agreement and the Resolution, to promote the local economic and industrial development of the City by facilitating the acquisition and construction of the Project for the benefit of the general public and to increase employment in the City and to increase the tax and revenue base of the City.

The business entity to whom or for whose benefit the City proposes to lend its credit or grant public funds or thing of value is the Company.

All interested persons may examine and review the Project Agreement and Resolution at their own personal expense at the offices of the City Clerk during normal business hours, before and after the meeting referenced herein.

During the public meeting referenced above, the City Council will conduct a public hearing with respect to the Agreement and the matters therein contained. Interested persons will be given reasonable opportunity to express their opinions, arguments or their views, either orally or in writing or both, at the meeting. Persons unable to attend the meeting may submit their opinions, arguments and their views to the Office of the City Clerk, 204 South 7th Street, Opelika, Alabama, 36801.

Further information concerning the Project and the Project Agreement can be obtained at the office of the City Clerk during normal business hours.

DATED this the ____ day of April, 2017.

CITY CLERK OF THE CITY OF OPELIKA, ALABAMA

TO: PUBLISHER
The Opelika-Auburn News
P.O. Drawer 2208
Opelika, AL 36803-2208

Please publish the foregoing Notice one (1) time in the April ____, 2017, issue of your paper.

CITY CLERK

COMMENTS - Current Meeting:

Lori Huguley, Economic Development Director, provided a summary of this public hearing. Ms. Jones opened this public hearing asking if there was anyone present that would like to speak for or against said project agreement. No one came forward to speak. Ms. Jones closed this public hearing.



City Council

204 South 7th Street
Opelika, AL

SCHEDULED

GENERAL BUSINESS (ID # 2209)

Meeting: 04/18/17 07:00 PM
Department: Economic Development
Category: Public Hearing
Prepared By: Kathryn Daugherty
Initiator: Lori Huguley
Sponsors:
DOC ID: 2209

Notice of Public Hearing - Thompson Tractor.

LEGAL NOTICE OF PUBLIC MEETING AND PUBLIC HEARING OF THE CITY COUNCIL OF THE CITY OF OPELIKA, ALABAMA

NOTICE is hereby given that the City Council (the “Council”) of the City of Opelika, Alabama, (the “City”) will meet in public session at 7:00 p.m. on Tuesday, April 18, 2017, in the City Council Chambers of the Municipal Building, 204 South 7th Street in the City of Opelika, Alabama, for the purpose of considering the transaction of business that may properly come before the Council, such business to include, but not be limited to, the following:

1. The authorization by the Council, pursuant to Amendment No. 642 of the Constitution of Alabama of 1901, as amended, of a resolution (the “Resolution”) approving the execution and delivery of a Project Development Agreement (the “Agreement”) between the City and Thompson Tractor Co., Inc., an Alabama corporation (the “Company”).

2. Pursuant to the Agreement, the Company will agree to acquire and construct an approximately 12,700 square foot Caterpillar dealership and equipment yard (the “Project”) which will be located in the 400 block of Columbus Parkway in the corporate limits. The Company estimates that it will make a capital investment in the Project of between \$3,000,000 and \$3,500,000 and the Project will create, when fully placed in service, at least 10 retail and service jobs. In consideration for such obligations of the Company under the Agreement, the City will agree to share with the Company on a quarterly basis for up to 20 years as provided in the Project Development Agreement an amount equal to forty percent (40%) of City sales, use and rental tax revenues to be collected from the Project. The total maximum City commitment

shall be limited to an amount equal to twenty percent (20%) of the capital investment made by the Company in the Project. The City will not be obligated to contribute to, finance or otherwise fund any sum in excess of the maximum City commitment or to perform the City's obligations under the Agreement if the Company fails to complete the construction of the Project.

3. The City seeks to achieve, by undertaking its obligations pursuant to the Agreement and the Resolution, to promote the local economic and industrial development of the City by facilitating the acquisition and construction of the Project for the benefit of the general public and to increase the tax and revenue base of the City.

4. The business entity to whom or for whose benefit the City proposes to lend its credit or grant of public funds or thing of value is the Company.

5. All interested persons may examine and review the Project Development Agreement and Resolution and all relevant documents and make copies thereof at personal expense at the offices of the City Clerk and City Council during normal business hours, before and after the meeting referenced herein.

6. During the public meeting referenced above, the City Council will conduct a public hearing with respect to the Agreement and the matters therein contained. Interested persons will be given reasonable opportunity to express their opinions, arguments and their views, either orally or in writing, or both at the meeting. Persons unable to attend the meeting may submit their opinions, arguments and their views to the Office of the City Clerk, 204 South 7th Street, Opelika, Alabama 36801.

Further information concerning the information of this Notice can be obtained at the office of the City Clerk during normal business hours.

DATED this the ____ day of April, 2017.

CITY CLERK OF THE CITY OF OPELIKA, ALABAMA

TO: PUBLISHER
The Opelika-Auburn News
P.O. Drawer 2208
Opelika, AL 36803-2208

Please publish the foregoing Notice one (1) time in the April ___, 2017, issue of your paper.

CITY CLERK

COMMENTS - Current Meeting:

Lori Huguley, Economic Development Director, provided a summary of this public hearing. Ms. Jones opened this public hearing asking if there was anyone present that would like to speak for or against said project agreement. Howard Donovan with Thompson Tractor thanked Mayor Fuller and all the city officials for their assistance with this project. Ms. Jones closed this public hearing.



City Council

204 South 7Th Street
Opelika, AL

ADOPTED

BIDS 074-17

Meeting: 04/18/17 07:00 PM
Department: Purchasing and Revenue
Category: Bid
Prepared By: Angela Norrell
Initiator: Lillie Finley
Sponsors:
DOC ID: 2220

Uniform Cleaning - FD

RESOLUTION NO. _____

WHEREAS, the Purchasing Department opened sealed bids for a contract to provide Uniform Cleaning for the Fire Department; and

WHEREAS, Downtown Cleaners, Inc. submitted the lowest bid meeting specifications; and

WHEREAS, this is a budgeted contract;

NOW, THEREFORE, BE IT RESOLVED by the City of Opelika, Alabama as follows:

1. That the contract be awarded to Downtown Cleaners, Inc. on their low bid meeting specifications.
2. That the Purchasing-Revenue Manager be authorized to issue a purchase order to Downtown Cleaners, Inc. on an as needed basis.
3. That the Mayor be authorized to sign all documents pertaining to this contract.
4. The Controller is authorized to adjust the budget as necessary for this contract.

APPROVED AND ADOPTED this the _____ day of _____, 2017.

Patricia A. Jones, President pro-tem
City of Opelika, Alabama

ATTEST:

Robert G. Shuman
City Clerk - Treasurer

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon
ABSENT: Eddie Smith

FACT SHEET

SUBJECT: Sealed Bids – Bid #17016 – We are asking the Council to approve a contract for Uniform Cleaning

FACTS:

- Bid opening date – 4/3/17
- User Department – Fire
- This bid was mailed to 4 vendors
- 2 bids were received
- Budgeted contract
- Bid tabulation sheet attached

RECOMMENDATION:

- **Recommend award contract to Downtown Cleaners, Inc. on their low bid meeting specifications.**

[illegible]

RESOLUTION NO. 075-17

Expense Reports from Various Departments.

RESOLUTION NO. _____

BE IT RESOLVED, by the City Council of the City of Opelika, Alabama, as follows:

-) That the following employees were required by the City of Opelika to travel on City business and/or attend a training session, meeting or conference.

Employee	Department	\$ Amount
-----	-----	
Timothy Cooper	Library	72.54
Anita Burton	Library	117.70

-) That attached is an expense report(s) prepared, dated and signed by the City employee or official covering the various expenses incurred on said trip and reviewed/approved by the City's accounting department and City official(s).
- 3) That the Opelika City Council hereby approves the attached expense reports for reimbursement to said City employee or official.
- 4) That the Mayor and/or appropriate City official is hereby directed and authorized to take the necessary steps so a check can be prepared covering the attached expense reports.
- 5) That the City Treasurer is authorized to sign said check so it can be delivered to the appropriate City employee or official.

ADOPTED and APPROVED this the ____ day of _____, 2017.

Patricia A. Jones
President pro-tem City Council
City of Opelika, Alabama

ATTEST:

Robert G. Shuman, CMC
City Clerk - City Treasurer

EXPENSE REPORT

NAME

Timothy Cooper

DEPARTMENT

Library

PERIOD ENDING

3/17/2017

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS Itemize Below			ENTERTAIN- MENT Itemize Below	MISC. EXPENSES Itemize Below	DAILY TOTAL
			AIR RAIL, ETC	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUB- LIC TRANSIT	AUTO EXPENSES Itemize Below	BREAKFAST	LUNCH	DINNER			
SUN												0.00
MON												0.00
TUE												0.00
THU 2/2/17	Montgomery, Al 36117					60.45						60.45
THU 3/9/17	Beauregard (Opelika), Al 36801					12.09						12.09
FRI												0.00
SAT												0.00
WEEKLY CATEGORY TOTALS \$		0.00	0.00	0.00	0.00	72.54	0.00	0.00	0.00	0.00	0.00	72.54

WEEKLY TOTAL EXPENSES

DATE	NAME OF PERSON(S) ENTERTAINED; COMPANY, TITLE	TIME & PLACE	NATURE & PURPOSE OF ENTERTAINMENT	AMOUNT	% OR \$ ALLOCATED TO BUSINESS
	Agree To P.O. _____				
	Exts Verified _____				
	Fonting Verified _____				
	Inv. Price Bld Price _____				
	Ok To Pay _____				
	A/C # Verified _____				

NUMBER OF DAYS AWAY FROM HOME

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

NATURE OR PURPOSE OF TRAVEL

Conference and school programs

METHOD OF REIMBURSEMENT

☐ DEDUCT FROM
MY ADVANCE☒ MAIL TO

ITEMIZED AUTOMOBILE EXPENSES		
DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT
2/2	113 miles	60.45
3/9	22.6 miles	12.09

ITEMIZED MISCELLANEOUS EXPENSES		
DATE	ITEMS	AMOUNT

Timothy R. Cooper

Rosa Ann Jenkins

SIGNATURE

APPROVED BY

EXPENSE REPORT

NAME

Anita Reese *Burton*

DEPARTMENT

Library

PERIOD ENDING

3/17/2017

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS			ENTERTAIN- MENT Itemize Below	MISC. EXPENSES Itemize Below	DAILY TOTAL
			AIR RAIL, ETC	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUB- LIC TRANSIT	AUTO EXPENSES Itemize Below	BREAKFAST	LUNCH	DINNER			
SUN												0.00
MON												0.00
TUE												0.00
THU												0.00
THU												0.00
FRI 1/27/17	Homewood Public Library					117.70						117.70
SAT												0.00
WEEKLY CATEGORY TOTALS \$		0.00	0.00	0.00	0.00	117.70	0.00	0.00	0.00	0.00	0.00	117.70

WEEKLY TOTAL EXPENSES

DATE	NAME OF PERSON(S) ENTERTAINED; COMPANY, TITLE	TIME & PLACE	NATURE & PURPOSE OF ENTERTAINMENT	AMOUNT	% OR \$ ALLOCATED TO BUSINESS

NUMBER OF DAYS AWAY FROM HOME

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

NATURE OR PURPOSE OF TRAVEL
Conference

METHOD OF REIMBURSEMENT

☐ DEDUCT FROM
MY ADVANCE☒ MAIL TO

ITEMIZED AUTOMOBILE EXPENSES

DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT
1/27	220 miles	117.70

ITEMIZED MISCELLANEOUS EXPENSES

DATE	ITEMS	AMOUNT

Anita B. Burton
Roseville
 SIGNATURE
 APPROVED BY

RESOLUTION NO. 076-17

Designate City Personal Property as Surplus & Authorize Disposal**RESOLUTION NO. _____**

WHEREAS, the City of Opelika, Alabama, has certain items of personal property which are no longer needed for public or municipal purposes; and

WHEREAS, Section 11-43-56 of the Alabama Code of 1975 authorizes the Municipal Governing body to dispose of unneeded personal property;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika, Alabama as follows:

SECTION 1. That the following personal property owned by the City of Opelika, Alabama, is no longer needed for public or municipal purposes:

No.	Qty.	Unit	Item Description	Fixed Asset #
1.	1	Ea.	Hewlett Packard Design Jet 1055	87001985
2.	1	Ea.	Freightliner Knuckleboom VIN 1FVACXDT38HZ34583	87002545
3.	1	Ea.	Freightliner Knuckleboom VIN 1FVACXDTX8HZ34581	87002499
4.	1	Ea.	Ramer Trash Trailer	87002857

SECTION 2. That the Mayor is hereby authorized and directed to dispose of the personal property owned by the City of Opelika, Alabama, described in Section 1 above. If any such property has marketable value, the Mayor shall receive bids or quotations for such property and shall sell the same to the highest bidder. If the property has no marketable value, the Mayor may dispose of such property in the most economical and feasible manner available to him.

ADOPTED AND APPROVED this the _____ day of _____, 2017.

Patricia A. Jones, President pro-tem
City of Opelika, Alabama

ATTEST:

Robert G. Shuman, CMC
City Clerk - Treasurer

RESOLUTION NO. 077-17

Emergency Repairs - Truck #812 - OES

RESOLUTION NO. _____

WHEREAS, the Opelika Environmental Services Truck #812 needs emergency repairs; and

WHEREAS, the repair is deemed to be an emergency by the Purchasing-Revenue Manager; and

WHEREAS, the service and repairs parts can be obtained from Ingram Equipment located in Pelham, AL, and

WHEREAS, the cost of repairs is estimated to be \$19,818.60; and

WHEREAS, the cost of repairs is to come from the Opelika Environmental Equipment Repairs account;

NOW, THEREFORE, BE IT RESOLVED by the City of Opelika, Alabama as follows:

1. That the City Council deem the actions of the Purchasing-Revenue Manager to be correct in awarding the emergency purchase order to Ingram Equipment an estimated amount of \$19,818.50.
2. That the Mayor be authorized to issue a change order for unforeseen repairs not to exceed 10% of the estimated costs.
3. That the Controller be authorized to adjust the budget as necessary for this purchase.

APPROVED AND ADOPTED this the ____ day of _____, 2017.

 Patricia A. Jones, President pro-tem
 City of Opelika, Alabama

ATTEST:

Robert G. Shuman, CMC

City Clerk - Treasurer

**Purchasing Department**

Telephone 334-705-5120
Fax 334-705-5128

*Rich in heritage,
with a vision
for the future*

April 11, 2017

RE: Emergency Repair

Truck #812 was involved in an accident and needs emergency repairs. Truck #812 is one of the front-line knuckle boom trucks that is used on the route every day to service the citizens of Opelika. Based on that fact, I am declaring the knuckle boom an emergency so the truck repairs can be completed soon as possible and put back into the route, so the citizens of Opelika will continue to receive garbage service without any interruption.

Sincerely,

Lillie Finley
Purchasing-Revenue Manager
City of Opelika

Attachment: 4-18-17 - EMERGENCY REPAIRS - TRUCK #812 - CNCL PKT (077-17 : Emergency Repairs - Truck #812 - OES)

Quote

LIP

Ingram Equipment Company, LLC
P.O. Box 1907
Pelham, AL 35124
(205) 663-3946

Order Number: S2449
Order Date: 3/20/2017

Salesperson: TP
Customer Number: OPECITY

Sold To:
CITY OF OPELIKA
P.O. BOX 390
Opelika, AL 36803
Confirm To:
SHOP

Ship To:
CITY OF OPELIKA
P.O. BOX 390
Opelika, AL 36803

Customer P.O.	Ship VIA	F.O.B.	Terms			
			NET DUE 30 DAYS			
Item Code	Unit	Ordered	Shipped	Back Order	Price	Amount
/M						5,82
Jib Boom						15
/M						5
Boom Hose Bracket						75
/M						7
Cylinder Pin						3,46
/M						3,15
Hose Kit						85
/M						
Step Kit						
/M						
Jib Cylinder						
/M						
Main Cylinder						
/M						
Hydraulic Fluid & Filter Kit						
LABOR-SERVICE	EA	45.00	0.00	0.00	102.00	4,59
LABOR-SERVICE			Whse: 000			
/SHOP	EACH	1.00	0.00	0.00	546.21	54
Shop Supplies & Env Fees						35
/M						
Freight - Service						

Estimated quote for the needed repairs to unit#812. Parts have a 7-10 day leadtime.

Net Order: 19,818
Less Discount: 0
Freight: 0
Sales Tax: 0
Order Total: 19,818

Attachment: 4-18-17 - EMERGENCY REPAIRS - TRUCK #812 - CNCL PKT (077-17 : Emergency Repairs - Truck #812 - OES)

RESOLUTION NO. 078-17

Purchase-One (1) 2017 Peterbilt Model 520 Chassis-OES**RESOLUTION NO. _____**

WHEREAS, the Opelika Environmental Services Department desires to purchase one (1) 2017 Peterbilt Model 520 Chassis with McNeilus Model 2849 Body with certain options utilizing the NJPA Coop Contract; and

WHEREAS, National Auto Fleet Group is the Contract Vendor for the one (1) 2017 Peterbilt Model 520 Chassis with McNeilus Model 2849 Body; and

WHEREAS, funding in the amount of \$20,000.00 will come from a trade in credit for unit #841, \$225,080.00 will come from the Enterprise fund, and the balance of \$4,401.00 will come from the Equipment Maintenance fund;

NOW, THEREFORE, BE IT RESOLVED by the City of Opelika, Alabama as follows:

1. That the purchase be awarded to National Auto Fleet Group utilizing the NJPA Coop Contract.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to National Auto Fleet Group in the amount of \$229,481.00.
3. That the Mayor is hereby authorized to sign all documents pertaining to this contract.
4. That the Controller be authorized to adjust the budget as necessary for this contract.

APPROVED AND ADOPTED this the _____ day of _____, 2017.

Patricia A. Jones, President pro-tem
City of Opelika, Alabama

ATTEST:

Robert G. Shuman
City Clerk - Treasurer



National Auto Fleet Group

A Division of Chevrolet of Watsonville

490 Auto Center Drive, Watsonville, CA 95076
 (855) 289-6572 • (855) BUY-NJPA • (831) 480-8497 Fax
 Fleet@NationalAutoFleetGroup.com

3/30/2017

Quote: 348A

Mr. David Turner
 City of Opelika
 204 South 7th Street
 Opelika, AL 36803

Dear David Turner,

National Auto Fleet Group is pleased to quote the following vehicle(s) for your consideration. **ONE (1) New/Unused (Peterbilt Model 520 Chassis with McNeilus model 2849 Body) delivered to your department yard by Mr. Anderson with Peterbilt and Mr. O'Mally with McNeilus each for**

(1) One Unit

Chassis Only	\$132,224.00			0.00*
McNeilus Model 2849	\$112,856.00			
Trade-in Credit	(\$ 20,000.00)			
Tax (0%)	\$ 00.00			225,080.00+
				2,700.00+
				700.00+
				1,001.00+
Total	\$225,080.00			
Optional:				
PX9 Protection Plan 1 5/150	\$2700.00	004		
PX9 Aftertreatment Coverage 5/150	\$ 700.00			
Allison Transmission Warranty 5Year/Unlimited	\$1001.00			229,481.00*

This vehicle(s) is available under the **National Joint Powers Alliance Bid Number 081716.**

Please reference this Bid Number on all Purchase Orders.

Thank you in advance for your consideration. Should you have any questions, please do not hesitate to call.

Sincerely,


 Jesse Cooper
 National Fleet Manager
jcooper@NationalAutoFleetGroup.com
 Office (855) 289-6572
 Fax (831) 480-8497



RESOLUTION NO. 079-17

Purchase-One (1) 2018 Pac-Mac Knuckleboom-OES**RESOLUTION NO. _____**

WHEREAS, the Opelika Environmental Services Department desires to purchase one (1) 2018 Pac-Mac Knuckleboom with certain options utilizing the NJPA Coop Contract; and

WHEREAS, Ingram Equipment Co. is the Contract Vendor for the one (1) 2018 Pac-Mac Knuckleboom; and

WHEREAS, funding in the amount of \$13,000.00 will come from a trade in credit for unit #811 and \$2,500.00 will come from a trade in credit for unit #821, \$131,321.00 will come from the Enterprise fund, and the balance of \$4,560.00 will come from the Equipment Maintenance fund;

NOW, THEREFORE, BE IT RESOLVED by the City of Opelika, Alabama as follows:

1. That the purchase be awarded to Ingram Equipment Co. utilizing the NJPA Coop Contract.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Ingram Equipment Co. in the amount of \$135,881.00.00.
3. That the Mayor is hereby authorized to sign all documents pertaining to this contract.
4. That the Controller be authorized to adjust the budget as necessary for this contract.

APPROVED AND ADOPTED this the _____ day of _____, 2017.

Patricia A. Jones, President pro-tem
City of Opelika, Alabama

ATTEST:

Robert G. Shuman
City Clerk - Treasurer

[illegible]



TRUCKWORX

Mike Henderson
 Truckworx – Montgomery
 3401 Industrial Drive
 Montgomery, AL 36108
 Office: 334-263-3101
 Cell: 334-707-5588
 Email: mikeh@truckworx.com
 www.TRUCKWORX.com

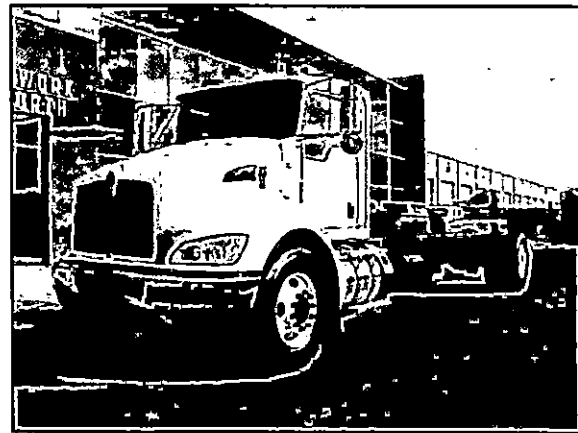
March 24, 2017

David Turner
 City of Opelika
 700 Fox Run Parkway
 Opelika, AL 36801

David,

Thank you for the opportunity to provide a proposal for a new 2018 Kenworth T370 Cab and Chassis with a Pac-Mac loader and body. This unit is quoted to you under NJPA contract number 0181716-KTC. Please reference this contract number on any correspondence including the Purchase Order. I am pleased to offer the following truck customized specifically to meet your needs:

2018 Kenworth T370	
Engine	PACCAR PX9 engine 300 HP
Transmission	Allison 3500RDS 6 speed automatic
Front Axle	16,000 pounds
Rear Axle	30,000 pounds
Suspension	31,000 pounds Reyco spring
Wheelbase	272"
Color	White
Tires	315/80R22.5 Front 12R22.5 rear
Wheels	All steel disc
Options	Per attached specifications Pac-Mac loader and body per attached specifications
Customer Price	\$146,821.00
Extended Warranties – see below	\$4,560.00
Trade Allowance – see below	(\$15,500.00)
Total	\$135,881.00



Representative Photo

Extended warranties (above):

- 5 years or 150,000 miles Cummins Protection Plan 1 coverage
- 5 years or 150,000 miles Cummins Exhaust After Treatment coverage
- 5 year unlimited miles Allison transmission coverage

City of Opelika
March 24, 2017
Page Two

Trade Allowance (above):

The trade allowance is offered by Ingram Equipment Company through Truckworx Kenworth of Montgomery and is for a 2008 Freightliner M2 (12/21 axle and air brakes) with a Ramer grapple boom and trailer. This offer is based upon the understanding that the truck and Ramer boom will be in operating condition with the following trade terms:

- Tires, brakes, wear items at 50% or better
- All functions operate as intended
- All safety devices work properly
- Meets DOT inspection
- No major mechanical issues
- No excessive blow by
- No check engine lights or codes showing
- No major engine or transmission leaks or issues
- Electronics/controls are factory spec
- Chassis and Ramer boom are same model year
- Ramer boom operates safely, as intended with no major issues or hydraulic leaks
- Clean title/Carfax report
- Unit washed inside/outside
- Mileage limit of 86,000 miles
- The truck will need to run and drive and be in acceptable DOT condition

Ingram Equipment reserves the right to send a mechanic to inspect the truck chassis before pick up to ensure that the truck meets the above terms before acceptance.

Thank you for your consideration. Please feel free to contact me if you have any questions.

Best regards,

Mike Henderson
Branch Manager

1-800-749-2783

Ingram Equipment Company

Environmental Equipment Experts... Since 1979

Subject: Opelika, AL Trade-In Offer

Ingram Equipment Company would offer the following bid:

2008 Freightliner M2 (12/21 axle and air brakes) with Ramer grapple boom and Trailer:
\$15,500.00

Total Bid = \$15,500.00

This bid is good until July 31, 2017

The offer is based upon the understanding that the truck and Ramer boom would be in operating condition with the following trade terms:

Tires, brakes, wear items at 50% or better

All functions operate as intended

All safety devices work properly

Meets DOT inspection

No major mechanical issues

No excessive engine blow by

No check engine lights or codes showing

No major engine or transmission leaks or issues

Electronics/controls are factory spec

Chassis and Ramer boom are same model year

Ramer boom operates safely, as intended with no mayor issues or hydraulic leaks

Clean title/Carfax report

Unit washed inside/outside

Mileage Limit = 86,000 miles

The truck would need to run and drive and be in DOT condition.

Ingram Equipment reserves the right to send a mechanic to inspect the truck chassis before pick up to ensure that the trucks meet the above terms before payment.

RESOLUTION NO. 080-17

Transfer Recycling Trailer to Surplus, Donate to Lee County.

RESOLUTION NO. _____

RESOLUTION DECLARING RECYLING TRAILER SURPLUS PERSONAL PROPERTY AND AUTHORIZING DONATION TO LEE COUNTY, ALABAMA

WHEREAS, a 1998 recycling runner trailer is no longer needed for public or municipal purposes; and

WHEREAS, §11-43-56, *Code of Alabama*, (1975) authorizes the disposition of unneeded personal property by a municipality through the actions of its governing body; and

WHEREAS, the City Council has been made aware that the Lee County Commission desires to take possession and control of said recycling trailer; and

WHEREAS, said recycling trailer was purchased with grant funds received by the City from the Alabama Department of Economic and Community Affairs; and

WHEREAS, the Alabama Department of Economic and Community Affairs has approved the transfer of said recycling trailer from the City of Opelika to the Lee County Commission.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika, Alabama, as follows:

Section 1. That the following described personal property owned by the City of Opelika, Alabama, to-wit: one (1) 1998 recycling runner trailer, serial number 1B9RT242XVM18227 is no longer needed for public or municipal purposes and the same has

been declared surplus.

Section 2. That the Mayor be and he is hereby authorized and directed to dispose of said personal property by donating the same to the Lee County Commission and that such property shall be donated “as-is, where-is” with no warranties of any kind whatsoever.

Section 3. That the Mayor is hereby authorized and directed to execute the attached Property Management Unit Custody Receipt Form (PMU-3).

Section 4. That the Mayor and the City Clerk are hereby authorized and directed to execute any other documentation necessary to effect the transfer of said personal property.

Section 5. That the officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances or other instruments or other communications under the seal of the City or otherwise, as they or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this Resolution and the attached Agreement.

Section 6. That this Resolution shall take effect upon its passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2017.

PRESIDENT PRO-TEM OF THE
CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

RESOLUTION NO. 081-17

Annual MWPP Reports Sewer Treatment Plants - P/W.

Annual MWPP Reports for Eastside and Westside Wastewater Treatment Facilities.

RESOLUTION NO. _____

WHEREAS, the MWPP Annual Reports for the Eastside Wastewater Treatment Plant and the Westside Wastewater Treatment Plant have been reviewed and updated.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika, Alabama, a municipal corporation, as follows:

The City of Opelika shall inform the Department of Environmental Management that the following actions were taken:

1. Reviewed the MWPP Annual Reports for the Eastside and Westside Wastewater Treatment Plants; a copy of said reports is available in the City Clerk's office.

2. Set forth the following actions and schedule necessary to maintain effluent requirements contained in the NPDES Permit, and to prevent the bypass and overflow of raw sewage within the collection system or at the treatment plant:

- a) The city will currently be reviewing an expansion of the Westside Facility.
- b) The city is currently designing upgrades to several lift stations.
- c) The city will be installing selected transmission lines.

APPROVED and ADOPTED this the ____ day of _____, 2017.

Patricia A. Jones,
President Pro-tem, City Council
City of Opelika, Alabama

Attest:

Robert G. Shuman
City Clerk - Treasurer

MUNICIPAL WATER POLLUTION PREVENTION (MWPP) ANNUAL REPORT

SUBMITTED BY:

TREATMENT FACILITY: Westside WWTP NPDES #: AL0050130

MUNICIPALITY: Opelika COUNTY: Lee

CONTACT PERSON: Michael J. Hilyer
Municipal Official

Public Works Director
Title

Telephone # (334) 705-5413 Fax # (334) 705-5452

Email Address: mhilyer@ci.opelika.al.us

CHIEF OPERATOR: Derrick Askew
Name

Telephone # (334) 705-5470 Fax # (334) 705-5452

Date: 4/4/17

Email Address: daskew@ci.opelika.al.us

REVIEWED BY:

Ray R. Brock
Consulting Engineer

Telephone #: 334-707-4676 Fax #: 478-574-5045

Date: 4/10/17

MWPP Annual Report

Information Source List

You will need the following information to complete your compliance maintenance report that covers the calendar year of **2016** (due **May 31, 2017**).

- Part 1 A. The average plant influent flow for each month (million gallons per day) during the year.
- B. The average plant influent BOD (CBOD) for each month (mg/l and lb/day) in the year.
- C. Your plant's average design flow (MGD) and design BOD loading (lbs/day).
- Part 2 A. The monthly average permit and DMR effluent concentration for BOD (CBOD), TSS, NH3-N and/or TKN in mg/l for the year
- B. Your monthly average effluent limits and DMR loading for BOD, TSS, NH3-N and/or TKN in lbs/day for the year
- Part 3 The age of your treatment plant defined as the number of years since the last major reconstruction to increase the organic or hydraulic capacity of the plant. The last calendar year minus the year the new construction was brought on-line.
- Part 4 Bypass and overflow information. This is the number of days in the year when there was a bypass or overflow of untreated wastewater due to heavy rain or due to equipment failure whether intentional or inadvertent from all collection systems tributary to this treatment facility.
- Part 5 A. Describe characteristics and quantity of sludge generated.
- B. If you landspread sludge, how many months of sludge storage does your plant have? This should include on-site and off-site storage from the treatment plant. The digester capacity may be used in the calculation.
- Part 6 A. List method you dispose of your sludge.
- B. How many approved land disposal sites for sludge do you have? How many months or years will these be available for use?
- Part 7 The number of sewer extensions which were installed in your community last year. You need to get the design population, design flow and design BOD for each sewer extension from your engineer.
- Part 8 Operator Certification

Part 9 Financial Status

Attachment: cakers@ci.opelika.al.us_20170411_131459 (081-17 : Annual MWPP Reports for East and West Sewer Treatment Plants)

State of Alabama
MWPP Annual Report
Department of Environmental Management

Instructions to the Operator-in-Charge

1. Complete all sections of the MWPP Report, to the best of your ability.
2. Parts 1 through 8 contain questions for which points will be generated. These points are intended to communicate to the Department and the governing body or owner what actions will be necessary to prevent effluent violations. Place the point totals from parts 1 through 8 on Page 18, the Point Calculation page.
3. Add up the point totals on page 18.
4. Submit the MWPP Report to the governing body and the consulting engineer and owner for their review and approval.
5. The governing body should pass a resolution (see Attachment 1) which contains the following points:
 - a. The resolution or letter should acknowledge the governing body or owner has reviewed the MWPP Report.
 - b. The resolution or letter should indicate what actions would be taken to prevent effluent violations. Proposed actions should address where maximum or close to maximum points were generated in the MWPP report.
 - c. The resolution or letter should provide any other information the governing body or owner deems appropriate.
6. **The MWPP Report and the resolution or letter must be submitted or mailed in by May 31st to Municipal Section, Water Division, ADEM, P.O. Box 301463, Montgomery, AL 36130-1463 listed on the letter which is attached to this report.**

Facility Name: Westside WWTP

Part 1: Influent Loading/Flows:

- A. List the average monthly volumetric flows and BOD₅ (CBOD₅) loadings received at your facility during the last calendar year.

	Col. 1	Col. 2	Col. 3
	Average	Average Monthly	Average Loading
	Monthly Flowrate	BOD ₅ (CBOD ₅)	BOD ₅ or (CBOD ₅)
		Concentration	
<u>Month</u>	<u>(MGD)</u>	<u>(mg/l)</u>	<u>(lbs/day**)</u>
January	<u>3.0</u>	<u>96</u>	<u>2368</u>
February	<u>3.1</u>	<u>95</u>	<u>2409</u>
March	<u>2.8</u>	<u>101</u>	<u>2315</u>
April	<u>3.5</u>	<u>108</u>	<u>3051</u>
May	<u>2.5</u>	<u>113</u>	<u>2298</u>
June	<u>2.2</u>	<u>108</u>	<u>1930</u>
July	<u>2.2</u>	<u>122</u>	<u>2210</u>
August	<u>2.2</u>	<u>119</u>	<u>2239</u>
September	<u>2.0</u>	<u>128</u>	<u>2081</u>
October	<u>1.7</u>	<u>131</u>	<u>1942</u>
November	<u>1.4</u>	<u>144</u>	<u>1648</u>
December	<u>1.5</u>	<u>137</u>	<u>1791</u>
Annual Avg.	<u>2.3</u>	<u>116.9</u>	<u>2190</u>

** As reported on NPDES Discharge Monitoring Reports (DMR'S) and as required by EPA's NPDES Self-Monitoring System, User Guide, March 1985.

- B. List the average design flow and average design BOD₅ loading for your facility in the blanks below. If you are not aware of these design quantities, contact your consulting engineer or the Alabama Department of Environmental Management.

	<u>Avg. Design Flow</u>	<u>Avg. Design BOD₅ Loading</u>
		<u>(lbs/day)</u>
Design Criteria:	<u>4.0</u>	<u>6672</u>
90% of the Design Criteria:	<u>3.6</u>	<u>6005</u>

- C. How many times did the monthly flow (Col. 1) to the WWTP exceed 90% of design flow?
0 (Circle the appropriate number)

0-4 = 0 points; 5 or more = 5 points

- D. How many times did the monthly flow (Col. 1) to the WWTP exceed the design flow? 0
 (Circle the appropriate number)

0 = 0 points; 1-2 = 5 points; 3-4 = 10 points; 5 or more = 15 points

- E. How many times did the monthly BOD₅ (or CBOD₅)* loading (lbs/day) (Col. 3) to the WWTP exceed 90% of the design loading? 0 (Circle the appropriate number)

0-1 = 0 points; 2-4 = 5 points; 5 or more = 10 points

- F. How many times did the monthly BOD₅ (or CBOD₅)* loading (lbs/day) (Col. 3) to the WWTP exceed the design loading? 0 (Circle the appropriate number)

0 = 0 points; 1 = 10 points; 2 = 20 points; 3 = 30 points; 4 = 40 points; 5 or more = 50 points

- G. Add together each point value you circled for C through F and place this sum in the blank below.

C points = 0

D points = 0

E points = 0

F points = 0

TOTAL POINTS VALUE OR PART 1 0

Enter this value on the calculation page at the back of the MWPP, page 18.

*To obtain equivalent BOD₅ loading for comparison with design loading for those permittees using influent CBOD₅, divide annual average CBOD₅, loading in lbs/day from Part 1, A by 0.7.

Facility Name: Westside WWTPPart 2: Effluent Quality/Plant Performance

- A. List the monthly average permit limits for the facility in the blanks below and the average monthly effluent DMR BOD₅, (CBOD₅) TSS, NH₃-N and/or TKN concentration produced by your facility during the last calendar year.

(1.) NPDES Permit Concentration

	<u>Months</u>	<u>BOD₅ (or CBOD₅) (mg/l)</u>	<u>TSS(mg/l)</u>	<u>NH₃-N (mg/l)</u>	<u>TKN (mg/l)</u>
Permit Limit	<u>5-11</u>	<u>10</u>	<u>30</u>	<u>1.1</u>	<u>Report</u>
	<u>12-4</u>	<u>15</u>	<u>30</u>	<u>1.1</u>	<u>Report</u>

(2.) DMR Concentration

<u>Quarter</u>	<u>Month</u>	<u>BOD₅(or CBOD₅)(mg/l)</u>	<u>TSS (mg/l)</u>	<u>NH₃-N (mg/l)</u>	<u>TKN (mg/l)</u>
1	January	<u>2.1</u>	<u>7.2</u>	<u>0.29</u>	<u>0.0</u>
	February	<u>1.86</u>	<u>5.2</u>	<u>0.62</u>	<u>1.66</u>
	March	<u>1.97</u>	<u>4.6</u>	<u>0.64</u>	<u>1.27</u>
2	April	<u>1.9</u>	<u>4.3</u>	<u>0.33</u>	<u>1.35</u>
	May	<u>2.1</u>	<u>12</u>	<u>0.36</u>	<u>10.7</u>
	June	<u>1.75</u>	<u>5.1</u>	<u>0.32</u>	<u>0.72</u>
3	July	<u>1.95</u>	<u>2.7</u>	<u>0.46</u>	<u>1.49</u>
	August	<u>2.42</u>	<u>2.7</u>	<u>0.40</u>	<u>0.73</u>
	September	<u>2.62</u>	<u>3.5</u>	<u>0.62</u>	<u>0.51</u>
4	October	<u>1.88</u>	<u>3.4</u>	<u>0.27</u>	<u>0.79</u>
	November	<u>1.92</u>	<u>3.1</u>	<u>0.24</u>	<u>1.33</u>
	December	<u>1.98</u>	<u>2.9</u>	<u>0.26</u>	<u>1.20</u>
Annual Average:		<u>2.0</u>	<u>4.7</u>	<u>0.50</u>	<u>1.8</u>

B. List the monthly average permit limit and DMR loadings below:

(1.) NPDES Permit Loading

	<u>Months</u>	<u>BOD₅ (or CBOD₅) (lbs/day)</u>	<u>TSS (lbs/day)</u>	<u>NH₃-N (lbs/day)</u>	<u>TKN(lbs/day)</u>
Permit Limit:	<u>5-11</u>	<u>333</u>	<u>1000</u>	<u>36.6</u>	<u>Report</u>
	<u>12-4</u>	<u>500</u>	<u>1000</u>	<u>36.6</u>	<u>Report</u>

(2) DMR Loading

<u>Quarter</u>	<u>Month</u>	<u>BOD₅(or CBOD₅)(lbs/day)</u>	<u>TSS (lbs/day)</u>	<u>NH₃-N (lbs/day)</u>	<u>TKN (lbs/day)</u>
1	January	<u>53</u>	<u>180</u>	<u>7.3</u>	<u>0</u>
	February	<u>48</u>	<u>134</u>	<u>16</u>	<u>54</u>
	March	<u>46</u>	<u>107</u>	<u>15</u>	<u>39</u>
2	April	<u>56</u>	<u>126</u>	<u>9.6</u>	<u>28</u>
	May	<u>42.7</u>	<u>250</u>	<u>6.0</u>	<u>223</u>
	June	<u>32.1</u>	<u>95</u>	<u>5.9</u>	<u>14</u>
3	July	<u>35.8</u>	<u>50</u>	<u>8.4</u>	<u>29</u>
	August	<u>44.4</u>	<u>50</u>	<u>7.3</u>	<u>16</u>
	September	<u>43.7</u>	<u>58</u>	<u>10.3</u>	<u>9</u>
4	October	<u>26.7</u>	<u>48</u>	<u>3.8</u>	<u>13</u>
	November	<u>22.4</u>	<u>36</u>	<u>2.8</u>	<u>17</u>
	December	<u>24.8</u>	<u>36</u>	<u>3.3</u>	<u>16</u>
Annual Average:		<u>39.6</u>	<u>97.5</u>	<u>9.8</u>	<u>38.1</u>

**See Page 4 for explanation

- C. During the past year did either the BOD₅ concentration (mg/l) and/or loading (lbs/day), exceed the product of 1.4 times the monthly average permit limit during two months of any consecutive quarters.

(Circle the appropriate response.)

No = 0 points; yes = 121 points

- D. During the past year did either the BOD₅ concentration (mg/l) and/or loading (lbs/day), exceed the monthly average permit limit during four months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- E. During the past year did the effluent TSS concentration (mg/l) or loading (lbs/day), exceed the product of 1.4 times the monthly average permit limit during two months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- F. During the past year did either the TSS concentration (mg/l) and/or loading (lbs/day), exceed the monthly average permit limit during four months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- G. During the past year did either the NH₃-N or TKN concentration (mg/l) and/or loading (lbs/day), exceed the product of 1.4 times the monthly average permit limit during two months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- H. During the past year did either the NH₃-N or TKN concentration (mg/l) and/or loading (lbs/day), exceed the monthly average permit limit during four months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- I. Place each point value circled for C through H in the blank below:

C Points = 0

D Points = 0

E Points = 0

F Points = 0

G Points = 0

H Points = 0

HIGHEST INDIVIDUAL POINT VALUE FOR PART 2 (C-H) 0 (HIGHEST POINT = 121)

Enter this value on the calculation page at the back of the MWPP, page 18.

Facility Name: Westside WWTF

Part 3: Age of the Wastewater Treatment Facilities

- A. What year was the wastewater treatment plant constructed or last reconstructed? 1986

Subtract the above answer from the report year to determine age:

$$\text{Age} = (\text{Last Calendar year}) - (\text{Answer to A.})$$

$$\text{Age } 31 = (2017) - (1986)$$

Enter Age in Part C., below.

- B. Check the type of treatment facility that is employed:

	Factor
<u> X </u> Mechanical Treatment Plant	2.0
<u> </u> Aerated Lagoon	1.5
<u> </u> Stabilization Pond	1.0
<u> </u> Other (Specify	1.0

- C. Multiply the factor listed next to the type of the facility your community employees by the age of your facility to determine the total point above value for Part 3:

$$\begin{array}{l} \text{TOTAL POINT} = \frac{2.0}{\text{(factor)}} \times \frac{31}{\text{(Age)}} = 62 \text{ points} \\ \text{VALUE FOR} \\ \text{PART \#3} \end{array}$$

If the point total exceeds 40 points, enter only 40 for the Part 3 total on page 18. Otherwise, enter the above value on the calculation page at the back of the MWPP Report, page 18.

Facility Name: Westside WWTP

Part 4: Bypassing and Overflows

- A. How many bypass or overflow events of untreated wastewater occurred in the last year at the WWTF due to heavy rain? 0
- B. How many bypass or overflow events of untreated wastewater occurred in the last year prior to the headworks of the WWTF due to heavy rain? 1
- C. How many of the bypass or overflow events listed in Parts A and B above have been corrected such that future bypass or overflow events at the same location due to heavy rain are not anticipated? 1
- D. Add together Part A and Part B and subtract Part C from that total.
 $A + B - C =$ 0 (Circle one)
- 0 = 0 points; 1 = 5 points; 2 = 10 points; 3 = 15 points; 4 = 20 points; 5 = 25 points; 6 = 30 points; 7 = 35 points; 8 = 40 points; 9 = 45 points; 10 = 50 points; 11 or more = 100 points.
- E. How many bypass or overflow events of untreated wastewater occurred in the last year at the WWTF due to equipment failure (Note: This includes clogged/broken lines or manholes)?
0
- F. How many bypass or overflow events of untreated wastewater occurred in the last year due to equipment failure prior to the headworks of the WWTF. (Note: This includes clogged/broken lines or manholes)? 0
- G. How many of the bypass or overflow events listed in Parts E and F above have been corrected such that future bypass or overflow events at the same location due to the same equipment failure are not anticipated? 0
- H. Add together Part E and Part F and subtract Part G from that total.
 $E + F - G =$ 0
- 0 = 0 points; 1 = 5 points; 2 = 10 points; 3 = 15 points; 4 = 20 points; 5 = 25 points; 6 = 30 points; 7 = 35 points; 8 = 40 points; 9 = 45 points; 10 = 50 points; 11 or more = 100 points.
- I. Add together each point value circled in D and H and place in the blank below:

TOTAL POINT VALUE FOR PART 4 0

Enter this value on the calculation page at the back of the MWPP, page 18.

Note all bypass or overflow events that have occurred in the last year (for any reason) must be individually reported on the form provided (See Attachment 2) and submitted with this MWPP report.

Facility Name: Westside WWTP

Part 5: Sludge Quantity and Storage

- A. Please provide the information concerning your sludge quantity, characteristics and storage practices based on available data as requested on Attachment 3.
- B. How many months of sludge storage capacity does your wastewater/treatment facility have available, either on-site or off-site? (i.e., How many months can your facility operate without land spreading or disposing of sludge?)

12+ (Circle the appropriate point total.)

Greater than or equal to 4 months	= <u>0</u> points
Less than 4 months, but greater than or equal to 3 months	= 10 points
Less than 3 months, but greater than or equal to 2 months	= 20 points
Less than 2 months, but greater than or equal to 1 month	= 30 points
Less than one month	= 50 points

TOTAL POINT VALUE FOR PART 5 0

Enter this value on calculation page at the back of the MWPP Report, page 18.

Part 6: Sludge Disposal Practices and Sites

- A. Please provide the sludge disposal practices and site information based on available data as requested on Attachment 3.
- B. Does your facility have access to (and approval for) sufficient land disposal sites to provide proper land disposal for (Circle the appropriate point total.)

3 or more years	= <u>0</u> points;
24-35 months	= 20 points;
12-23 months	= 20 points;
6-12 months	= 30 points;
Less than 6 months	= 50 points

TOTAL POINT VALUE FOR PART 6 0

Enter this value on the calculation page at the back of the MWPP Report, page 18.

Facility Name: Westside WWTP

Part 7: New Development

Are there any major new developments (industrial, commercial, or residential) in the last calendar year or anticipated in the next 2-3 years, such that either flow or BOD₅ loadings to the sewerage system could significantly increase? Estimate additional loading below: NONE

Design Design Design
Population: _____ Flow: _____ MGD BOD₅: _____ lbs/day
Equivalent (PE)

List Industry and/or residential Developments:

Will the additional loading overload the plant? (Circle One)

No = 0 points; Yes = 121 points

Place the point number in the blank below.

TOTAL POINT VALUE FOR PART 7 0 (highest point total = 121)
Enter this value on the calculation page at the back of the MWPP Report, page 18.

Part 8: Operator Certification

Complete the WWTF and Collection System Personnel inventory on Attachment 4.

Do both the plant operator and collection system staffing comply with ADEM Administrative Code; Division 10, Operator Certification Program?

Yes = 0 points
No = 121 points

TOTAL POINT VALUE FOR PART 8 0 (highest point total = 121)

Enter this value on the calculation page at the back of the MWPP Report, page 18.

Facility Name: Westside WWTP

Part 9: Financial Status

- A. Are User-Charge Revenues sufficient to cover operation and maintenance expenses? If no, how are O&M costs being financed? **Include user charge rates.**

Yes, Fee's associated with connection to collection system: Fee's are charged for size of tap and length. Ranges from 4" at \$1,160 for tap and \$10.00/linear foot to 6"tap at \$1,200 and \$12.00/linear foot. Infrastructure impact fees are assessed based on building designs and type of building.

Residential Minimum \$15.25 (3/4") Plus rate 1.76 /1,000 gal.

Industrial Minimum \$156.11 (2") Plus rate 1.76 /1,000 gal.

Monthly residential rate based on 6,000 gallons usage \$ \$25.81

***Please complete the above information based on your user charge rates for the report year. You may attach a sample water and sewer bill for clarity.**

- B. What financial resources do you have available to pay for your wastewater Improvements/reconstruction/needs?

Capital Budget of City.

Part 10: Subjective Evaluation

- A. Describe briefly the physical and structural conditions of the wastewater treatment facility:

Corrosion of some equipment is a problem in areas of the infrastructure; the grounds are in neat condition and physical condition is good. New pumps and equipment being installed.

- B. Describe the general condition of the sewer system: (sewer lines, manholes, lift stations)

Moderate Inflow/Infiltration during heavy rainfall events.

- C. What sewerage system improvements does the community have planned for construction in the next 5 years?

Upgrade to the Westside Treatment Plant.

- D. What was the theoretical design life of the plant and what do you believe is the remaining useful life of the wastewater treatment facilities?

Up to 10 plus years with design changes being revised.

- E. What problems, if any, have been experienced over the last year that have threatened treatment or conveyance within the system?

The facility operates at a normal flow between 70 – 80%.

- F. Is your community presently involved in formal planning for treatment facility upgrading?

Yes

- G. How many days in the last year were there residential backups at any point in the collection system for any reason, except clogging of the lateral connection? 0

- H. Does your plant have a written plan for preventative maintenance on major equipment items? If yes, describe.

We have a preventive maintenance program employed at the facility using a card system to Identify all equipment at the facility. Information includes type of equipment, inventory of Parts on hand, vendors associated with the equipment.

- I. Does this preventive maintenance program depict frequency of intervals, types of lubrication and other preventative maintenance tasks necessary for each piece of equipment? (Circle One) Yes No

- J. Are these preventative maintenance tasks, as well as equipment problems, being recorded and filed so future maintenance problems can be assessed properly? (Circle One) Yes No
- K. Describe any major repairs or mechanical equipment replacement that you made in the last year and include the approximate cost for those repairs. Do not include major treatment plant construction or upgrading programs.

2 Rebuilt Lightning Mixer Gear boxes \$25,000; Rebuilt Influent pump\$ 15,000

Rebuilt Bar Screen Unit \$17,000; Check valves \$2700.00

- L. Any additional comments? (Attach additional sheets if necessary.)

Facility Name: Westside WWTP

Part 11: Summary Sheet

1. Fill in the values from parts 1 through 8 in the columns below. Add the numbers in the left column to determine the MWPP Report point total that the wastewater system has generated for the previous calendar year.

<u>Actual Values</u>	<u>Maximum Possible</u>
Part 1 <u>0</u> points	80 points
Part 2 <u>0</u> points	121 points
Part 3 <u>40</u> points	40 points
Part 4 <u>0</u> points	200 points
Part 5 <u>0</u> points	50 points
Part 6 <u>0</u> points	50 points
Part 7 <u>0</u> points	121 points
Part 8 <u>0</u> points	121 points
Total <u>0</u> points	783 points

2. Circle the facility type that best describes your plant's treatment and disposal of the wastewater:

Mechanical plant with surface water discharge

Aerated Lagoon or stabilization pond with surface water discharge

Mechanical plant using land disposal of liquid wastes

Aerated Lagoon or stabilization pond using land disposal of Liquid wastes

3. Circle the range that describes what action is needed to address any problems identified in the report and have resolution completed on page 20.

0 – 70 pts. - Actions as Appropriate*

71 - 120 pts. - Departmental Recommendation Range*

121 - 783 - Municipality Action Range*

***Other actions may be required by NPDES outside the scope of this report.**

4. In questions #1, do any of the point values in the left column equal the maximum (right column) that could be generated for that particular question? (Circle One) Yes No
5. If the answer to question 4 is yes, provide a written explanation for this situation in the space below.

Plant is 31 years old.

9. List the sewage sludge treatment processes used in preparing sludge for final use or disposal:

	Sludge Quantity (untreated pounds per day)
Aerobic Sludge	0

10. Estimate the total volume of sludge generated:

21
(dry U.S. tons per year)

Sludge Disposal Methods

1. Which of the following describes the current method of sewage sludge disposal for this facility:

	Current Practices Approved by ADEM		Quantity (dry U.S. tons/year)	Proposed Practices Approved by ADEM	
	Yes	No		Yes	No
a. ☐ Land Application, Bulk Shipped					
☐ Agriculture	☐	☐		☐	☐
☐ Forest	☐	☐		☐	☐
☐ Public Contact	☐	☐		☐	☐
☐ Lawn/Home Garden	☐	☐		☐	☐
b. ☐ Land Application, Bagged/Other Container					
☐ Agriculture	☐	☐		☐	☐
☐ Forest	☐	☐		☐	☐
☐ Public Contact	☐	☐		☐	☐
☐ Lawn/Home Garden	☐	☐		☐	☐
c. ☐ Incineration	☐	☐		☐	☐
d. ☐ Subtitle D Landfill (Disposal Only)	☐	☐		☐	☐
e. ☐ Lined Treatment Lagoon or Stabilization Pond	☐	☐		☐	☐
f. ☐ Unlined Lagoon or Stabilization Pond	☐	☐		☐	☐
g. ☐ Other (Please Describe)	☐	☐		☐	☐

2. If "f" was selected above and sludge is stored for 2 or more years, enter the distance between the surface disposal site and the property line: 500 feet

Pollutant Concentrations

1. Enter the total concentrations of the following analytes using existing data. Do not enter TCLP results.

Analyte	Concentration (mg/kg or ppm)	Sample Type	Sample Date	Detection Level of Analysis
Arsenic				
Cadmium				
Chromium				
Copper				
Lead				
Mercury				
Molybdenum				
Nickel				
Selenium				
Zinc				
Ammonium-Nitrogen				
Nitrate-Nitrogen				
Total Kjeldahl Nitrogen				

2. Enter the estimated or determined percent solids of the sewage sludge when sampled for the above analysis: _____ %

Treatment Provided for Sewage Sludge at the Facility

1. Which class of pathogen reduction does the sewage sludge meet at the facility? (As defined in 40 CFR Part 503)

☐ Class A

☐ Alternative A1 - Time and Temperature

☐ Alternative A2 - Alkaline Treatment

☐ Alternative A3 - Analysis and Operation

☐ Alternative A4 - Analysis Only

☐ Alternative A5 - Processes to Further Reduce Pathogens (PFRP)

☐ Heat Drying

☐ Thermophilic Aerobic Digestion

☐ Heat Treatment

☐ Pasteurization

☐ Gamma Ray Irradiation

☐ Beta Ray Irradiation

☐ Composting

☐

☐

☐ Alternative A6 - PFRP Equivalent _____

☐ Class B

☐ Alternative B1 - Fecal Coliform Count

☐ Alternative B2 - Process to Significantly Reduce Pathogens (PSRP)

☐ Aerobic Digestion

☐ Air Drying

☐ Anaerobic Digestion

☐ Composting

☐ Lime Stabilization

☐ Alternative B3 - PSRP Equivalent _____

X ☐ Neither or Unknown

Vector Attraction Control

- ☐ Option 1 - Minimum 38% Reduction in Volatile Solids
- ☐ Option 2 - Anaerobic Processes, with Bench-Scale Demonstration of Volatile Solids Reduction
- ☐ Option 3 - Aerobic Processes, with Bench-Scale Demonstration of Volatile Solids Reduction
- ☐ Option 4 - Specific Oxygen Uptake Rate (SOUR) for Aerobically Digested Sludge
- ☐ Option 5 - Aerobic Processes plus Elevated Temperature
- ☐ Option 6 - Raised pH to 12 and Retained at 11.5
- ☐ Option 7 - 75% Solids with no Unstabilized Solids
- ☐ Option 8 - 90% Solids with Unstabilized Solids
- ☐ Option 9 - Injection Below Land Surface
- ☐ Option 10 - Incorporation into Soil within 6 or 8 Hours
- ☐ Option 11 - Covering Active Sewage Sludge Unit Daily
- ☐ None of the Above

Groundwater Monitoring

1. If disposal practice is surface disposal or land application, is groundwater monitoring required or performed at the site?

- ☐ Yes (If yes, please submit a copy of the groundwater monitoring reports along with this survey. Also please provide the approximate depth to groundwater and the groundwater monitoring procedures used to obtain the data.)
- ☐ No

Land Application of Sewage Sludge

Answer the following questions if sewage sludge is applied to land.

1. If sewage sludge is land applied in bulk form, what type of crop or other vegetation is grown on this site?

2. If sewage sludge is land applied in bulk form, what is the nitrogen requirement for this crop or vegetation?

3. If sewage sludge is land applied in bulk form, briefly describe the nature of any complaints filed from neighbors?

Note: Permittees that submitted the "Annual Report Review Form" for sludge to the EPA may submit a copy with the MWPP in lieu of this Attachment.

PLANT AND COLLECTION SYSTEM PERSONNEL INVENTORY

13.7.a

FACILITY NAME: City of Opelika Westside WWTP

PLANT GRADE: III

PERMIT NUMBER: AL0050130

PLANT SUPERINTENDENT: Derrick Askew TEL. # (334) 705-5470

SYSTEM MANAGER: Michael J. Hilyer TEL. # (334) 705-5413

PLANT OPERATORS:

	NAME	GRADE OR TRAINEE STATUS	OPERATOR NO.	EXP. DATE
1.	Derrick Askew	III	C001492	9/30/2017
2.	Larry Granger	IV	C000470	3/31/2018
3.	Joseph Adams	IV	C008119	6/30/2018
4.				
5.				
6.				
7.				
8.				
9.				
10.				

COLLECTION SYSTEM OPERATORS:

1.	Rodney Thomas	IC	C005684	5/31/2019
2.				
3.				
4.				

	MAN HRS./WK	NUMBER
MANAGEMENT/SUPERVISOR	40	
OPERATOR(S):		
GRADE I-C	40	
GRADE I		
GRADE II	40	
GRADE III		
GRADE IV	80	
DESIGNATED TRAINEE(S)		
LABORATORY		
MAINTENANCE	80	
OTHER PLANT WORKERS	40	

AVERAGE NUMBER OF EMPLOYEES PER SHIFT:

1ST	7	START TIME	7:00 AM
2ND			
3RD			

OPERATOR SHIFTS NORMALLY WORKED EACH DAY:

	SUN	MON	TUES	WED	THURS	FRI	SAT
1ST	X	X	X	X	X	X	X
2ND							
3RD							

ADEM USE ONLY

1. DOES PLANT OPERATOR STAFFING COMPLY WITH DIVISION 10 OF ADEM ADMINISTRATIVE CODE?
2. DOES COLLECTION SYSTEM OPERATOR STAFFING COMPLY WITH DIVISION 10 OF ADEM ADMINISTRATIVE CODE?

YES	NO

ADEM FORM 441 8/02

MUNICIPAL WATER POLLUTION PREVENTION (MWPP) ANNUAL REPORT

SUBMITTED BY:

TREATMENT FACILITY: Eastside WWTP NPDES #: AL0059218

MUNICIPALITY: Opelika COUNTY: Lee

CONTACT PERSON: Michael J. Hilyer
Municipal Official

Public Works Director
Title

Telephone # (334)705-5413 Fax # (334)705-5452

Email Address: mhilyer@ci.opelika.al.us

CHIEF OPERATOR: Derrick Askew
Name

Telephone # : (334)705-5470 Fax # (334)705-5452

Date: 4/4/2017

Email Address: daskew@ci.opelika.al.us

REVIEWED BY:

Kay P. Rehl
Consulting Engineer

Telephone #: 334-707-4676 Fax #: 478-574-5045

Date: 4/10/17

MWPP Annual Report

Information Source List

You will need the following information to complete your compliance maintenance report that covers the calendar year of **2016** (due **May 31, 2017**).

Part 1 A. The average plant influent flow for each month (million gallons per day) during the year.

B. The average plant influent BOD (CBOD) for each month (mg/l and lb/day) in the year.

C. Your plant's average design flow (MGD) and design BOD loading (lbs/day).

Part 2 A. The monthly average permit and DMR effluent concentration for BOD (CBOD), TSS, NH₃-N and/or TKN in mg/l for the year

B. Your monthly average effluent limits and DMR loading for BOD, TSS, NH₃-N and/or TKN in lbs/day for the year

Part 3 The age of your treatment plant defined as the number of years since the last major reconstruction to increase the organic or hydraulic capacity of the plant. The last calendar year minus the year the new construction was brought on-line.

Part 4 Bypass and overflow information. This is the number of days in the year when there was a bypass or overflow of untreated wastewater due to heavy rain or due to equipment failure whether intentional or inadvertent from all collection systems tributary to this treatment facility.

Part 5 A. Describe characteristics and quantity of sludge generated.

B. If you landspread sludge, how many months of sludge storage does your plant have? This should include on-site and off-site storage from the treatment plant. The digester capacity may be used in the calculation.

Part 6 A. List method you dispose of your sludge.

B. How many approved land disposal sites for sludge do you have? How many months or years will these be available for use?

Part 7 The number of sewer extensions which were installed in your community last year. You need to get the design population, design flow and design BOD for each sewer extension from your engineer.

Part 8 Operator Certification

Part 9 Financial Status

Attachment: cakers@ci.opelika.al.us_20170411_131527 (081-17 : Annual MWPP Reports for East and West Sewer Treatment Plants)

State of Alabama
MWPP Annual Report
Department of Environmental Management

Instructions to the Operator-in-Charge

1. Complete all sections of the MWPP Report, to the best of your ability.
2. Parts 1 through 8 contain questions for which points will be generated. These points are intended to communicate to the Department and the governing body or owner what actions will be necessary to prevent effluent violations. Place the point totals from parts 1 through 8 on Page 18, the Point Calculation page.
3. Add up the point totals on page 18.
4. Submit the MWPP Report to the governing body and the consulting engineer and owner for their review and approval.
5. The governing body should pass a resolution (see Attachment 1) which contains the following points:
 - a. The resolution or letter should acknowledge the governing body or owner has reviewed the MWPP Report.
 - b. The resolution or letter should indicate what actions would be taken to prevent effluent violations. Proposed actions should address where maximum or close to maximum points were generated in the MWPP report.
 - c. The resolution or letter should provide any other information the governing body or owner deems appropriate.
6. **The MWPP Report and the resolution or letter must be submitted or mailed in by May 31st to Municipal Section, Water Division, ADEM, P.O. Box 301463, Montgomery, AL 36130-1463 listed on the letter which is attached to this report.**

Facility Name: Eastside WWTP

Part 1: Influent Loading/Flows:

- A. List the average monthly volumetric flows and BOD₅ (CBOD₅) loadings received at your facility during the last calendar year.

	Col. 1	Col. 2	Col. 3
	Average	Average Monthly	Average Loading
	Monthly Flowrate	BOD ₅ (CBOD ₅)	BOD ₅ or (CBOD ₅)
		Concentration	
<u>Month</u>	<u>(MGD)</u>	<u>(mg/l)</u>	<u>(lbs/day**)</u>
January	<u>1.6</u>	<u>131</u>	<u>1753</u>
February	<u>1.6</u>	<u>122</u>	<u>1591</u>
March	<u>1.5</u>	<u>138</u>	<u>1707</u>
April	<u>1.5</u>	<u>135</u>	<u>1669</u>
May	<u>1.4</u>	<u>132</u>	<u>1546</u>
June	<u>1.4</u>	<u>127</u>	<u>1475</u>
July	<u>1.6</u>	<u>138</u>	<u>1873</u>
August	<u>1.5</u>	<u>124</u>	<u>1506</u>
September	<u>1.6</u>	<u>129</u>	<u>1302</u>
October	<u>0.9</u>	<u>152</u>	<u>1075</u>
November	<u>0.9</u>	<u>140</u>	<u>1013</u>
December	<u>1.0</u>	<u>123</u>	<u>1003</u>
Annual Avg.	<u>1.4</u>	<u>133</u>	<u>1459</u>

** As reported on NPDES Discharge Monitoring Reports (DMR'S) and as required by EPA's NPDES Self-Monitoring System, User Guide, March 1985.

- B. List the average design flow and average design BOD₅ loading for your facility in the blanks below. If you are not aware of these design quantities, contact your consulting engineer or the Alabama Department of Environmental Management.

	<u>Avg. Design Flow</u>	<u>Avg. Design BOD₅ Loading</u>
		<u>(lbs/day)</u>
Design Criteria:	<u>5.0</u>	<u>10,425</u>
90% of the Design Criteria:	<u>4.5</u>	<u>9,383</u>

- C. How many times did the monthly flow (Col. 1) to the WWTP exceed 90% of design flow?
0 (Circle the appropriate number)
 0-4 = 0 points; 5 or more = 5 points
- D. How many times did the monthly flow (Col. 1) to the WWTP exceed the design flow? 0
 (Circle the appropriate number)
 0 = 0 points; 1-2 = 5 points; 3-4 = 10 points; 5 or more = 15 points
- E. How many times did the monthly BOD₅ (or CBOD₅)* loading (lbs/day) (Col. 3) to the WWTP exceed 90% of the design loading? 0 (Circle the appropriate number)
 0-1 = 0 points; 2-4 = 5 points; 5 or more = 10 points
- F. How many times did the monthly BOD₅ (or CBOD₅)* loading (lbs/day) (Col. 3) to the WWTP exceed the design loading? 0 (Circle the appropriate number)
 0 = 0 points; 1 = 10 points; 2 = 20 points; 3 = 30 points; 4 = 40 points; 5 or more = 50 points
- G. Add together each point value you circled for C through F and place this sum in the blank below.
- C points = 0
- D points = 0
- E points = 0
- F points = 0

TOTAL POINTS VALUE OR PART 1 0

Enter this value on the calculation page at the back of the MWPP, page 18.

*To obtain equivalent BOD₅ loading for comparison with design loading for those permittees using influent CBOD₅, divide annual average CBOD₅, loading in lbs/day from Part 1, A by 0.7.

Facility Name: Eastside WWTPPart 2: Effluent Quality/Plant Performance

- A. List the monthly average permit limits for the facility in the blanks below and the average monthly effluent DMR BOD₅, (CBOD₅) TSS, NH₃-N and/or TKN concentration produced by your facility during the last calendar year.

(1.) NPDES Permit Concentration

	<u>Months</u>	<u>BOD₅ (or CBOD₅) (mg/l)</u>	<u>TSS(mg/l)</u>	<u>NH₃-N (mg/l)</u>	<u>TKN (mg/l)</u>
Permit Limit	<u>5-11</u>	<u>9</u>	<u>30</u>	<u>2.0</u>	<u>Report</u>
	<u>12-4</u>	<u>15</u>	<u>30</u>	<u>4.0</u>	<u>Report</u>

(2.) DMR Concentration

<u>Quarter</u>	<u>Month</u>	<u>BOD₅(or CBOD₅)(mg/l)</u>	<u>TSS (mg/l)</u>	<u>NH₃-N (mg/l)</u>	<u>TKN (mg/l)</u>
1	January	<u>2.1</u>	<u>7.9</u>	<u>0.18</u>	<u>0</u>
	February	<u>1.95</u>	<u>4.2</u>	<u>0.11</u>	<u>1.71</u>
	March	<u>1.94</u>	<u>3.1</u>	<u>0.09</u>	<u>1.33</u>
2	April	<u>1.9</u>	<u>4.1</u>	<u>0.13</u>	<u>1.34</u>
	May	<u>1.82</u>	<u>3.3</u>	<u>0.12</u>	<u>10.8</u>
	June	<u>2.1</u>	<u>2.4</u>	<u>0.09</u>	<u>1.03</u>
3	July	<u>1.94</u>	<u>2.2</u>	<u>0.17</u>	<u>10.7</u>
	August	<u>1.74</u>	<u>2.1</u>	<u>0.06</u>	<u>0.43</u>
	September	<u>2.1</u>	<u>4.0</u>	<u>0.12</u>	<u>0.43</u>
4	October	<u>1.69</u>	<u>3.4</u>	<u>0.11</u>	<u>0.56</u>
	November	<u>1.99</u>	<u>7.0</u>	<u>0.11</u>	<u>1.11</u>
	December	<u>3.7</u>	<u>7.4</u>	<u>0.11</u>	<u>1.45</u>
Annual Average:		<u>2.1</u>	<u>4.3</u>	<u>0.12</u>	<u>2.57</u>

B. List the monthly average permit limit and DMR loadings below:

(1.) NPDES Permit Loading

	<u>Months</u>	<u>BOD₅ (or CBOD₅) (lbs/day)</u>	<u>TSS (lbs/day)</u>	<u>NH₃-N (lbs/day)</u>	<u>TKN(lbs/day)</u>
Permit Limit:	<u>5-11</u>	<u>375</u>	<u>1251</u>	<u>83.4</u>	<u>Report</u>
	<u>12-4</u>	<u>625</u>	<u>1251</u>	<u>166</u>	<u>Report</u>

(2) DMR Loading

<u>Quarter</u>	<u>Month</u>	<u>BOD₅(or CBOD₅)(lbs/day)</u>	<u>TSS (lbs/day)</u>	<u>NH₃-N (lbs/day)</u>	<u>TKN (lbs/day)</u>
1	January	<u>28</u>	<u>105</u>	<u>2.4</u>	<u>0</u>
	February	<u>26</u>	<u>56</u>	<u>1.4</u>	<u>27</u>
	March	<u>24</u>	<u>39</u>	<u>1.13</u>	<u>21</u>
2	April	<u>23</u>	<u>51</u>	<u>1.63</u>	<u>21</u>
	May	<u>21</u>	<u>39</u>	<u>1.4</u>	<u>150</u>
	June	<u>24</u>	<u>28</u>	<u>1.05</u>	<u>13</u>
3	July	<u>26</u>	<u>29</u>	<u>2.27</u>	<u>161</u>
	August	<u>22</u>	<u>26</u>	<u>0.75</u>	<u>7</u>
	September	<u>28</u>	<u>53</u>	<u>1.0</u>	<u>5</u>
4	October	<u>12</u>	<u>25</u>	<u>0.81</u>	<u>4</u>
	November	<u>15</u>	<u>51</u>	<u>0.81</u>	<u>9</u>
	December	<u>31</u>	<u>61</u>	<u>0.92</u>	<u>12</u>
Annual Average:		<u>23.3</u>	<u>47</u>	<u>1.34</u>	<u>35.8</u>

**See Page 4 for explanation

- C. During the past year did either the BOD₅ concentration (mg/l) and/or loading (lbs/day), exceed the product of 1.4 times the monthly average permit limit during two months of any consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- D. During the past year did either the BOD₅ concentration (mg/l) and/or loading (lbs/day), exceed the monthly average permit limit during four months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- E. During the past year did the effluent TSS concentration (mg/l) or loading (lbs/day), exceed the product of 1.4 times the monthly average permit limit during two months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- F. During the past year did either the TSS concentration (mg/l) and/or loading (lbs/day), exceed the monthly average permit limit during four months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- G. During the past year did either the NH₃-N or TKN concentration (mg/l) and/or loading (lbs/day), exceed the product of 1.4 times the monthly average permit limit during two months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- H. During the past year did either the NH₃-N or TKN concentration (mg/l) and/or loading (lbs/day), exceed the monthly average permit limit during four months of any two consecutive quarters. (Circle the appropriate response.)

No = 0 points; yes = 121 points

- I. Place each point value circled for C through H in the blank below:

C Points = 0

D Points = 0

E Points = 0

F Points = 0

G Points = 0

H Points = 0

HIGHEST INDIVIDUAL POINT VALUE FOR PART 2 (C-H) 0 (HIGHEST POINT = 121)
Enter this value on the calculation page at the back of the MWPP, page 18.

Facility Name: Eastside WWTF

Part 3: Age of the Wastewater Treatment Facilities

- A. What year was the wastewater treatment plant constructed or last reconstructed? 2006

Subtract the above answer from the report year to determine age:

$$\text{Age} = (\text{Last Calendar year}) - (\text{Answer to A.})$$

$$\text{Age } 11 = (2017) - (2006)$$

Enter Age in Part C., below.

- B. Check the type of treatment facility that is employed:

	Factor
<u> X </u> Mechanical Treatment Plant	2.0
<u> </u> Aerated Lagoon	1.5
<u> </u> Stabilization Pond	1.0
<u> </u> Other (Specify	1.0

- C. Multiply the factor listed next to the type of the facility your community employees by the age of your facility to determine the total point above value for Part 3:

$$\begin{array}{l} \text{TOTAL POINT} = \frac{2.0}{\text{VALUE FOR}} \times \frac{11}{\text{PART \#3}} = 22 \text{ points} \\ \text{PART \#3} \end{array}$$

If the point total exceeds 40 points, enter only 40 for the Part 3 total on page 18. Otherwise, enter the above value on the calculation page at the back of the MWPP Report, page 18.

Facility Name: Eastside WWTP

Part 4: Bypassing and Overflows

- A. How many bypass or overflow events of untreated wastewater occurred in the last year at the WWTF due to heavy rain? 0
- B. How many bypass or overflow events of untreated wastewater occurred in the last year prior to the headworks of the WWTF due to heavy rain? 0
- C. How many of the bypass or overflow events listed in Parts A and B above have been corrected such that future bypass or overflow events at the same location due to heavy rain are not anticipated? 0
- D. Add together Part A and Part B and subtract Part C from that total.
 $A + B - C =$ 0 (Circle one)

0 = 0 points; 1 = 5 points; 2 = 10 points; 3 = 15 points; 4 = 20 points; 5 = 25 points; 6 = 30 points; 7 = 35 points; 8 = 40 points; 9 = 45 points; 10 = 50 points; 11 or more = 100 points.

- E. How many bypass or overflow events of untreated wastewater occurred in the last year at the WWTF due to equipment failure (Note: This includes clogged/broken lines or manholes)?
0
- F. How many bypass or overflow events of untreated wastewater occurred in the last year due to equipment failure prior to the headworks of the WWTF. (Note: This includes clogged/broken lines or manholes)? 0
- G. How many of the bypass or overflow events listed in Parts E and F above have been corrected such that future bypass or overflow events at the same location due to the same equipment failure are not anticipated? 0
- H. Add together Part E and Part F and subtract Part G from that total.
 $E + F - G =$ 0

0 = 0 points; 1 = 5 points; 2 = 10 points; 3 = 15 points; 4 = 20 points; 5 = 25 points; 6 = 30 points; 7 = 35 points; 8 = 40 points; 9 = 45 points; 10 = 50 points; 11 or more = 100 points.

- I. Add together each point value circled in D and H and place in the blank below:

TOTAL POINT VALUE FOR PART 4 0

Enter this value on the calculation page at the back of the MWPP, page 18.

Note all bypass or overflow events that have occurred in the last year (for any reason) must be individually reported on the form provided (See Attachment 2) and submitted with this MWPP report.

Facility Name: Eastside WWTP

Part 5: Sludge Quantity and Storage

- A. Please provide the information concerning your sludge quantity, characteristics and storage practices based on available data as requested on Attachment 3.
- B. How many months of sludge storage capacity does your wastewater/treatment facility have available, either on-site or off-site? (i.e., How many months can your facility operate without land spreading or disposing of sludge?)

12+ (Circle the appropriate point total.)

Greater than or equal to 4 months	= <u>0 points</u>
Less than 4 months, but greater than or equal to 3 months	= 10 points
Less than 3 months, but greater than or equal to 2 months	= 20 points
Less than 2 months, but greater than or equal to 1 month	= 30 points
Less than one month	= 50 points

TOTAL POINT VALUE FOR PART 5 0

Enter this value on calculation page at the back of the MWPP Report, page 18.

Part 6: Sludge Disposal Practices and Sites

- A. Please provide the sludge disposal practices and site information based on available data as requested on Attachment 3.
- B. Does your facility have access to (and approval for) sufficient land disposal sites to provide proper land disposal for (Circle the appropriate point total.)

3 or more years = 0 points;
 24-35 months = 20 points;
 12-23 months = 20 points;
 6-12 months = 30 points;
 Less than 6 months = 50 points

TOTAL POINT VALUE FOR PART 6 0

Enter this value on the calculation page at the back of the MWPP Report, page 18.

Facility Name: Eastside WWTP

Part 7: New Development

Are there any major new developments (industrial, commercial, or residential) in the last calendar year or anticipated in the next 2-3 years, such that either flow or BOD₅ loadings to the sewerage system could significantly increase? Estimate additional loading below: NONE

Design	Design	Design
Population: _____	Flow: _____ MGD	BOD ₅ : _____ lbs/day
Equivalent (PE)		

List Industry and/or residential Developments:

Will the additional loading overload the plant? (Circle One)

No = 0 points; Yes = 121 points

Place the point number in the blank below.

TOTAL POINT VALUE FOR PART 7 0 (highest point total = 121)
Enter this value on the calculation page at the back of the MWPP Report, page 18.

Part 8: Operator Certification

Complete the WWTF and Collection System Personnel inventory on Attachment 4.

Do both the plant operator and collection system staffing comply with ADEM Administrative Code; Division 10, Operator Certification Program?

Yes = 0 points
No = 121 points

TOTAL POINT VALUE FOR PART 8 0 (highest point total = 121)

Enter this value on the calculation page at the back of the MWPP Report, page 18.

Facility Name: Eastside WWTP

Part 9: Financial Status

- A. Are User-Charge Revenues sufficient to cover operation and maintenance expenses? If no, how are O&M costs being financed? **Include user charge rates.**

Yes, Fee's associated with connection to collection system: Fee's are charged for size of tap and length. Ranges from 4" at \$1,160 for tap and \$10.00/linear foot to 6" tap at \$1,200 and \$12.00/linear foot. Infrastructure impact fees are assessed based on building designs and type of building.

Residential Minimum \$15.25 (3/4") Plus rate 1.76 /1,000 gal.

Industrial Minimum \$156.11 (2") Plus rate 1.76 /1,000 gal.

Monthly residential rate based on 6,000 gallons usage \$ \$25.81

***Please complete the above information based on your user charge rates for the report year. You may attach a sample water and sewer bill for clarity.**

- B. What financial resources do you have available to pay for your wastewater Improvements/reconstruction/needs?

Capital Budget of City.

Part 10: Subjective Evaluation

- A. Describe briefly the physical and structural conditions of the wastewater treatment facility:

Corrosion of some equipment is a problem in areas of the infrastructure; the grounds are in neat condition and physical condition is good.

- B. Describe the general condition of the sewer system: (sewer lines, manholes, lift stations)

Moderate Inflow/Infiltration during heavy rainfall events. All lift stations operating as designed.

C. What sewerage system improvements does the community have planned for construction in the next 5 years?

A regional station that will serve both Westside & Eastside facilities.

D. What was the theoretical design life of the plant and what do you believe is the remaining useful life of the wastewater treatment facilities?

15 – 20 years.

E. What problems, if any, have been experienced over the last year that have threatened treatment or conveyance within the system?

F. Is your community presently involved in formal planning for treatment facility upgrading?

No

G. How many days in the last year were there residential backups at any point in the collection system for any reason, except clogging of the lateral connection? 0

H. Does your plant have a written plan for preventative maintenance on major equipment items? If yes, describe.

We have a preventive maintenance program employed at the facility using a card system to identify all equipment at the facility. Information includes type of equipment, inventory of parts on hand, vendors associated with the equipment.

I. Does this preventive maintenance program depict frequency of intervals, types of lubrication and other preventative maintenance tasks necessary for each piece of equipment? (Circle One) Yes No

- J. Are these preventative maintenance tasks, as well as equipment problems, being recorded and filed so future maintenance problems can be assessed properly? (Circle One) Yes No
- K. Describe any major repairs or mechanical equipment replacement that you made in the last year and include the approximate cost for those repairs. Do not include major treatment plant construction or upgrading programs.

Repaired Influent pump \$8500.00; UV Bulbs \$5,000;

Check Valves \$2700.00; Pump motor (2) \$2200.00

- L. Any additional comments? (Attach additional sheets if necessary.)

Facility Name: Eastside WWTP

Part 11: Summary Sheet

1. Fill in the values from parts 1 through 8 in the columns below. Add the numbers in the left column to determine the MWPP Report point total that the wastewater system has generated for the previous calendar year.

<u>Actual Values</u>	<u>Maximum Possible</u>
Part 1 <u>0</u> points	80 points
Part 2 <u>0</u> points	121 points
Part 3 <u>22</u> points	40 points
Part 4 <u>0</u> points	200 points
Part 5 <u>0</u> points	50 points
Part 6 <u>0</u> points	50 points
Part 7 <u>0</u> points	121 points
Part 8 <u>0</u> points	121 points
Total <u>0</u> points	783 points

2. Circle the facility type that best describes your plant's treatment and disposal of the wastewater:

Mechanical plant with surface water discharge

Aerated Lagoon or stabilization pond with surface water discharge

Mechanical plant using land disposal of liquid wastes

Aerated Lagoon or stabilization pond using land disposal of Liquid wastes

3. Circle the range that describes what action is needed to address any problems identified in the report and have resolution completed on page 20.

0 – 70 pts. - Actions as Appropriate*

71 - 120 pts. - Departmental Recommendation Range*

121 - 783 - Municipality Action Range*

***Other actions may be required by NPDES outside the scope of this report.**

4. In questions #1, do any of the point values in the left column equal the maximum (right column) that could be generated for that particular question? (Circle One) Yes No
5. If the answer to question 4 is yes, provide a written explanation for this situation in the space below.

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9. List the sewage sludge treatment processes used in preparing sludge for final use or disposal:

	Sludge Quantity (untreated pounds per day)
Activated sludge, secondary treatment	28.2

10. Estimate the total volume of sludge generated:

0.4
(dry U.S. tons per year)

Sludge Disposal Methods

1. Which of the following describes the current method of sewage sludge disposal for this facility:

	Current Practices		Quantity (dry U.S. tons/year)	Proposed Practices	
	Approved by ADEM Yes	No		Approved by ADEM Yes	No
a. ☐ Land Application, Bulk Shipped					
☐ Agriculture	☐	☐		☐	☐
☐ Forest	☐	☐		☐	☐
☐ Public Contact	☐	☐		☐	☐
☐ Lawn/Home Garden	☐	☐		☐	☐
b. ☐ Land Application, Bagged/Other Container					
☐ Agriculture	☐	☐		☐	☐
☐ Forest	☐	☐		☐	☐
☐ Public Contact	☐	☐		☐	☐
☐ Lawn/Home Garden	☐	☐		☐	☐
c. ☐ Incineration	☐	☐		☐	☐
d. ☐ Subtitle D Landfill (Disposal Only)	☐	☐		☐	☐
e. ☐ Lined Treatment Lagoon or Stabilization Pond	☐	☐		☐	☐
f. ☐ Unlined Lagoon or Stabilization Pond	☐	☐		☐	☐
g. ☐ Other (Please Describe)	☐	☐		☐	☐

2. If "f" was selected above and sludge is stored for 2 or more years, enter the distance between the surface disposal site and the property line: 150 feet

Pollutant Concentrations

1. Enter the total concentrations of the following analytes using existing data. Do not enter TCLP results.

Analyte	Concentration (mg/kg or ppm)	Sample Type	Sample Date	Detection Level of Analysis
Arsenic				
Cadmium				
Chromium				
Copper				
Lead				
Mercury				
Molybdenum				
Nickel				
Selenium				
Zinc				
Ammonium- Nitrogen				
Nitrate- Nitrogen				
Total Kjeldahl Nitrogen				

2. Enter the estimated or determined percent solids of the sewage sludge when sampled for the above analysis: _____ %

Treatment Provided for Sewage Sludge at the Facility

1. Which class of pathogen reduction does the sewage sludge meet at the facility? (As defined in 40 CFR Part 503)

☐ Class A☐ Alternative A1 - Time and Temperature☐ Alternative A2 - Alkaline Treatment☐ Alternative A3 - Analysis and Operation☐ Alternative A4 - Analysis Only☐ Alternative A5 - Processes to Further Reduce Pathogens (PFRP)☐ Heat Drying☐ Thermophilic Aerobic Digestion☐ Heat Treatment☐ Pasteurization☐ Gamma Ray Irradiation☐ Beta Ray Irradiation☐ Composting☐☐☐ Alternative A6 - PFRP Equivalent _____☐ Class B☐ Alternative B1 - Fecal Coliform Count☐ Alternative B2 - Process to Significantly Reduce Pathogens (PSRP)☐ Aerobic Digestion☐ Air Drying☐ Anaerobic Digestion☐ Composting☐ Lime Stabilization☐ Alternative B3 - PSRP Equivalent _____☐ Neither or Unknown

Vector Attraction Control

- ☐ Option 1 - Minimum 38% Reduction in Volatile Solids
- ☐ Option 2 - Anaerobic Processes, with Bench-Scale Demonstration of Volatile Solids Reduction
- ☐ Option 3 - Aerobic Processes, with Bench-Scale Demonstration of Volatile Solids Reduction
- ☐ Option 4 - Specific Oxygen Uptake Rate (SOUR) for Aerobically Digested Sludge
- ☐ Option 5 - Aerobic Processes plus Elevated Temperature
- ☐ Option 6 - Raised pH to 12 and Retained at 11.5
- ☐ Option 7 - 75% Solids with no Unstabilized Solids
- ☐ Option 8 - 90% Solids with Unstabilized Solids
- ☐ Option 9 - Injection Below Land Surface
- ☐ Option 10 - Incorporation into Soil within 6 or 8 Hours
- ☐ Option 11 - Covering Active Sewage Sludge Unit Daily
- ☐ None of the Above

Groundwater Monitoring

1. If disposal practice is surface disposal or land application, is groundwater monitoring required or performed at the site?

- ☐ Yes (If yes, please submit a copy of the groundwater monitoring reports along with this survey. Also please provide the approximate depth to groundwater and the groundwater monitoring procedures used to obtain the data.)
- ☐ No

Land Application of Sewage Sludge

Answer the following questions if sewage sludge is applied to land.

1. If sewage sludge is land applied in bulk form, what type of crop or other vegetation is grown on this site?

2. If sewage sludge is land applied in bulk form, what is the nitrogen requirement for this crop or vegetation?

3. If sewage sludge is land applied in bulk form, briefly describe the nature of any complaints filed from neighbors?

Note: Permittees that submitted the "Annual Report Review Form" for sludge to the EPA may submit a copy with the MWPP in lieu of this Attachment.

PLANT AND COLLECTION SYSTEM PERSONNEL INVENTORY

13.7.b

FACILITY NAME: City of Opelika Eastside WWTP

PLANT GRADE: III

PERMIT NUMBER: AL0059218

PLANT SUPERINTENDENT: Derrick Askew TEL. # (334)705-5475

SYSTEM MANAGER: Michael J. Hilyer, Public Works Director TEL. # (334)705-5413

PLANT OPERATORS:

	NAME	GRADE OR TRAINEE STATUS	OPERATOR NO.	EXP. DATE
1.	William Dawkins	IV	C001889	4/30/2018
2.	Cole Gedig	II	C008055	4/30/2018
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10.				

COLLECTION SYSTEM OPERATORS:

1.	Rodney Thomas	IC	C005684	5/31/2016
2.				
3.				
4.				

	MAN HRS./WK	NUMBER
MANAGEMENT/SUPERVISOR	20	
OPERATOR(S):		
GRADE I-C		
GRADE I		
GRADE II	80	
GRADE III		
GRADE IV	80	
DESIGNATED TRAINEE(S)		
LABORATORY		
MAINTENANCE		
OTHER PLANT WORKERS	20	

AVERAGE NUMBER OF EMPLOYEES PER SHIFT:

1ST	2.5	START TIME	7:00am
2ND			
3RD			

OPERATOR SHIFTS NORMALLY WORKED EACH DAY:

	SUN	MON	TUES	WED	THURS	FRI	SAT
1ST	X	X	X	X	X	X	X
2ND							
3RD							

ADEM USE ONLY

1. DOES PLANT OPERATOR STAFFING COMPLY WITH DIVISION 10 OF ADEM ADMINISTRATIVE CODE?
2. DOES COLLECTION SYSTEM OPERATOR STAFFING COMPLY WITH DIVISION 10 OF ADEM ADMINISTRATIVE CODE?

YES	NO

ADEM FORM 441 8/02

RESOLUTION NO. 082-17

Vacate Scott Circle, Accessed from Rocky Brook Road

RESOLUTION NO. _____

RESOLUTION APPROVING THE VACATION OF SCOTT CIRCLE

WHEREAS, on January 19, 2017, MALCOLM C. HUMPHRIES, MARY JANE HUMPHRIES, PAUL GABERLAVAGE, VIRGINIA GABERLAVAGE, TYLER ANTHONY MONDAY and JENNIFER MONDAY, were the owners of all of the property abutting along Scott Circle in the City of Opelika, Alabama as shown on plat of Dista-Cast Acres Subdivision, a copy of which appears of record in Plat Book 4 at Page 37 in the Office of the Judge of Probate of Lee County, Alabama; and

WHEREAS, the area described as Scott Circle in the Dista-Cast Acres Subdivision is referred to as Judson Street as shown on Brookwood First Addition, a copy of which appears of record in Plat Book 7 at Page 170 in the Office of the Judge of Probate of Lee County, Alabama; and

WHEREAS, a Petition to Vacate Scott Circle, duly executed by the abutting property owners, has been duly presented to the City Council (the “City Council”) of the City of Opelika, Alabama, a municipal corporation, for the assent and approval of the governing body, said Petition with map attached being hereto affixed, marked Exhibit “A” and made a part hereof; and

WHEREAS, the Petition is filed in accordance with the provisions of §23-4-20, *Code of Alabama*, 1975, which provides that any street or alley may be vacated, in whole or in part, by the owner or owners of the land abutting the street or alley or abutting that portion of the street or alley desired to be vacated; and

WHEREAS, on January 20, 2017, Malcolm C. Humphries, Sr., died testate a resident of Lee County, Alabama; and

WHEREAS, upon the death of Malcolm C. Humphries, Mary Jane Humphries became the sole owner of Lot 1 of Dista-Cast Acres Subdivision, a copy of which appears of record in Plat Book 4 at Page 37 in the Office of the Judge of Probate of Lee County, Alabama; and

WHEREAS, on March 16, 2017, Mary Jane Humphries conveyed Lot 1 of Dista-Cast Acres to Elizabeth Ann Merchant; and

WHEREAS, all owners of land abutting the portion of said Scott Circle (a.k.a. Judson Street) proposed to be vacated have joined in the Petition to vacate said right-of-way; and

WHEREAS, the portion of Scott Circle (a.k.a. Judson Street) to be vacated is more particularly described as follows:

Commence at a point known as the Southwest Corner of Section 6, T-19-N, R-27-E, Lee County, Alabama; thence N 87°52'00" E 2,641.40' to a point; thence N 00°54'00" E 807.10' to a set nail located on the East Right-of-Way (60') of Rocky Brook Road and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the South side of Judson Street); thence leaving said South side continue along said East Right-of-Way (60') of Rocky Brook Road N 00°53'12" W 103.36' to a cotton spindle located in a curve on the North side of Judson Street; thence leaving said East Right-of-Way (60') of Rocky Brook Road and along said North side of Judson Street the following two (2) courses: (1) Chord Bearing S 54°26'06" E, Chord Distance 48.26', Radius 30.00'; (2) N 72°01'00" E 168.20' to an iron pin; thence leaving said North side S 00°51'04" E 62.88' to an iron pin located on the South side of Judson Street; thence along said South side of Judson Street S 72°02'54" W 208.73' to a set nail pin and the point of beginning. Containing 0.30 acres, more or less, and lying in and being a part of the SW ¼ of the SE ¼ of Section 6, T-19-N, R-27-E, Lee County, Alabama.

Being further described as Parcel B according to Boundary Survey for Mary Jane Humphries, a copy of which is attached hereto and marked as Exhibit “B”.

WHEREAS, Scott Circle has never, in fact, been opened or used by anyone as a public street; and

WHEREAS, the Petition states that no property owner will be deprived of any right they may have to convenient and reasonable means of ingress and egress to and from their property as a result of the requested vacation; and

WHEREAS, the Petitioners have requested that the City convey to Mary Jane Humphries whatever right, title and interest which the City may have acquired in and to the above-described street; and

WHEREAS, the City desires to reserve a 10-foot wide storm water drainage easement according to and as shown on the Boundary Survey, a copy of which is attached hereto as Exhibit “B”.

WHEREAS, a public hearing was conducted by the City Council on the 18th day of April, 2017, at which all persons were given the opportunity to be heard in favor of or in opposition to the proposed right-of-way vacation; and

WHEREAS, public notice of the public hearing was provided in accordance with §23-4-2, *Code of Alabama*, 1975; and

WHEREAS, the City Council has determined that it is in the best interest of the City to

vacate Scott Circle (a.k.a. Judson Street) as described in the attached Petition and that the right-of-way should be conveyed to Elizabeth Ann Merchant, subject to the reservation by the City of a ten (10) foot wide storm water drainage easement as shown on the Boundary Survey marked Exhibit “B” and attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the vacation of Scott Circle (a.k.a. Judson Street), as shown on plat of Dista-Cast Acres Subdivision, a copy of which appears in Plat Book 4 at Page 37 in the Office of the Judge of Probate of Lee County, Alabama,

is assented to and approved and the same is hereby vacated pursuant to the provisions of §23-4-20, et.seq. of the *Code of Alabama* 1975 and also pursuant to Alabama Code §35-2-54.

BE IT FURTHER RESOLVED, that the City of Opelika, Alabama, a municipal corporation, remise, release and quitclaim unto ELIZABETH ANN MECHANT whatever right, title and interest the City of Opelika, Alabama, may have acquired in and to the above-described portion of Scott Circle (a.k.a. Judson Street) by virtue of the dedication of said street or otherwise.

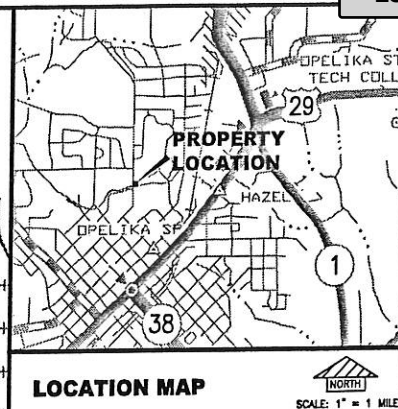
BE IT FURTHER RESOLVED, that Gary Fuller, the Mayor of the City of Opelika, Alabama, a municipal corporation, be and he is hereby authorized and directed on behalf of the City of Opelika, Alabama, to execute a quitclaim deed to Elizabeth Ann Merchant, subject to the reservation of the above-described 10-foot wide storm water drainage easement, for the purpose of carrying out the intent and intention of this Resolution and that Robert G. Shuman, City Clerk, be and he is hereby authorized and directed on behalf of the City of Opelika, Alabama, to attest the same.

BE IT FURTHER RESOLVED, that the City Clerk shall cause a copy of this Resolution to be filed in the Probate Office of Lee County, Alabama, and further cause a copy of this Resolution to be published once in a newspaper of general circulation in Lee County, Alabama, no later than fourteen (14) days after its adoption.
ADOPTED AND APPROVED this the ____ day of _____, 2017.

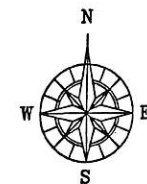
PRESIDENT PRO-TEM OF THE CITY
COUNCIL OF THE CITY OF OPELIKA,
ALABAMA

ATTEST:

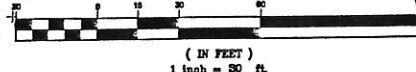
CITY CLERK



NOTE: BEARINGS ROTATED TO MATCH AND TIE TAKEN FROM LOT 1,
BLOCK "1", DISTA-CAST ACRES SUBDMISION, AS RECORDED IN
PLAT BOOK 4, AT PAGE 37, LEE COUNTY, ALABAMA.



GRAPHIC SCALE



PARCEL "A"
0.04 ACRES
1,897 sq.ft.
MORE OR LESS

LEGEND:

- | | |
|---|-------------------------|
|  | ROCK |
|  | BRICK |
|  | CONCRETE |
|  | FOUND IRON PIN |
|  | SET IRON PIN |
| | (5/8" REBAR CAPPED) |
| | W/ CA-00017-LS |
|  | CALCULATED POINT |
|  | POWER POLE / LINE / GUY |
|  | CABLE BOX |
|  | SET NAIL |

LINE TABLE		
LINE	LENGTH	LENGTH
L1	571°57'10"W	40.63'
L2	500°51'04"E	10.46'
L3	100°53'12"W	10.46'

SURVEY DATE: 2-14-17
DRAWING DATE: 2-16-17
REVISED DRAWING DATE: 3-1-17
(ADDED 10' DRAINAGE EASEMENT)

**LARRY E. SPEAKE
&
ASSOCIATES, INC.**



CONSULTING ENGINEERS
&
LAND SURVEYORS

[illegible]

635 HERRON STREET

MONTGOMERY, AL 36101
TEL.-334/262-1091

Bucket

Packet

According to my survey this the 14th day of February, 2017.

THIS SURVEY IS NOT VALID WITHOUT AN
EMBOSSSED SEAL AFFIXED HEREON OF THE
REGISTERED LAND SURVEYOR WHO SIGNED
THE SURVEY.

Steven E. Speaks
Alabama Registration Number 20897

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EXHIBIT "A"

PETITION TO VACATE A PUBLIC ROAD INTERSECTING ROCKY ROAD CREATED
AS PART OF THE PLATTING OF DISTA CAST AREA

STATE OF ALABAMA
COUNTY OF LEE

TO THE HONORABLE MAYOR OF THE CITY OF OPELIKA AND THE COUNCIL MEMBERS FOR THE CITY OF
OPELIKA

COME NOW MALCOLM C. HUMPHRIES, SR AND MARY JANE HUMPHRIES (THE "PETITIONERS")
AND REPRESENT AS FOLLOWS:

1. The Petitioners are the owners of all the property abutting upon a 60 foot wide public right-of-way and street known as Scott Circle, and they do, by this written instrument, hereby vacate Scott Circle in its entirety, said street being located in the City of Opelika and being described as follows:

That portion of Scott Circle as shown on plat of Dista-Cast Acres Subdivision, a copy of which appears of record in Plat Book 4 at Page 37 in the office of the Judge of Probate of Lee County, Alabama.

Being further described according to and as shown by plat of Dista-Cast Acres Subdivision, a copy of which is attached hereto and marked as Exhibit A.

2. The Petitioners hereby certify that said Road has not been opened and used as a public thoroughfare.
3. The Petitioners hereby certify that convenient and reasonable means of ingress and egress is afforded to all other property owners owning property in the area.
4. All of the owners of property abutting upon said Road have consented to and have executed this Petition.
5. The Petitioners desire to have vacated the above-described Road so as to destroy the full force and effect of any dedication of the same and have divested therefrom all public rights therein.
6. Petitioners agree that all of the vacated right-of-way shall constitute the property of Malcolm C Humphries, Sr. and Mary Jane Humphries.

NOW, THEREFORE, in consideration of the premises, the Petitioners hereby request that Your Honors assent to, approve, ratify and confirm said vacation and the annulment of any dedication thereof and the divestment of all public rights therein, and that the City of Opelika, through its duly elected officials, adopt such appropriate instrument as may be required and proper to effect the vacation of said portion of said Road in order to divest the public of all rights to use the same and convey to Malcolm C Humphries, Sr. and Mary Jane Humphries, whatever right, title and interest which the City of Opelika may have acquired in and to the above-described Road.

Malcolm C. Humphries

Malcolm C. Humphries
by: M. Clayton Humphries Jr. POA
1205 Rocky Brook Road
Opelika, AL 36801

Mary Jane Humphries

Mary Jane Humphries
1205 Rocky Brook Road
Opelika, AL 36801

Paul Gaberlavage

Paul Gaberlavage
1105 Rocky Brook Road
Opelika, AL 36801

Virginia Gaberlavage

Virginia Gaberlavage
1105 Rocky Brook Road
Opelika, AL 36801

Tyler Anthony Monday

Tyler Anthony Monday
307 Brookwood Court
Opelika, AL 3801

Jennifer Monday

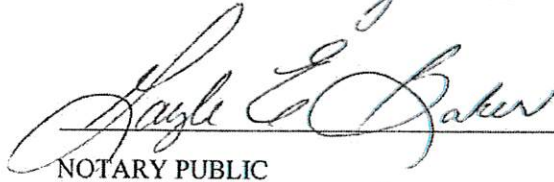
Jennifer Monday
307 Brookwood Court
Opelika, AL 3801

STATE OF ALABAMA

COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Malcom C. Humphries, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, he, in such capacity and with full authority, executed the same voluntarily on the day the same bears date on behalf of said corporation.

Given under my hand and official seal this the 19 day of Jan, 2017.


 NOTARY PUBLIC

My Commission Expires: Jan. 17, 2018

STATE OF ALABAMA

COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Mary Jane Humphries, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, he, in such capacity and with full authority, executed the same voluntarily on the day the same bears date on behalf of said corporation.

Given under my hand and official seal this the 19 day of Jan, 2017.


 NOTARY PUBLIC

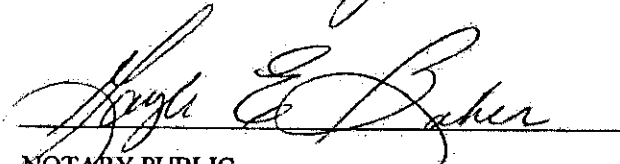
My Commission Expires: Jan. 17, 2018

STATE OF ALABAMA

COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Paul Gaberlavage, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, he, in such capacity and with full authority, executed the same voluntarily on the day the same bears date on behalf of said corporation.

Given under my hand and official seal this the 24 day of Jan, 2017.

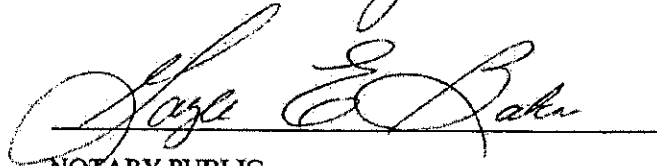

 NOTARY PUBLIC
 My Commission Expires: Jan 17, 2018

STATE OF ALABAMA

COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Virginia Gaberlavage, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, he, in such capacity and with full authority, executed the same voluntarily on the day the same bears date on behalf of said corporation.

Given under my hand and official seal this the 19 day of Jan, 2017.

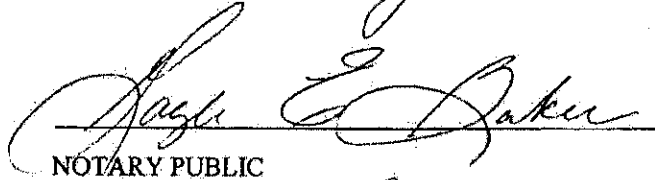

 NOTARY PUBLIC
 My Commission Expires: Jan 17, 2018

STATE OF ALABAMA

COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Tyler Anthony Monday, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, he, in such capacity and with full authority, executed the same voluntarily on the day the same bears date on behalf of said corporation.

Given under my hand and official seal this the 23 day of Jan, 2017.


NOTARY PUBLIC

My Commission Expires: Jan 17, 2018

STATE OF ALABAMA

COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Jennifer Monday, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, he, in such capacity and with full authority, executed the same voluntarily on the day the same bears date on behalf of said corporation.

Given under my hand and official seal this the 23 day of Jan, 2017.


NOTARY PUBLIC

My Commission Expires: Jan 17, 2018

GRANTEES' ADDRESS:
ELIZABETH ANN MERCHANT
1105 Rocky Brook Road
Opelika, AL 36801

NO TITLE OPINION RENDERED

STATE OF ALABAMA)
 : QUITCLAIM DEED WITH RESERVATION
COUNTY OF LEE) OF DRAINAGE EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations to the undersigned Grantor, the City of Opelika, Alabama, a municipal corporation, in hand paid by Elizabeth Ann Merchant, the receipt whereof is hereby acknowledged, the undersigned City of Opelika, Alabama, a municipal corporation (hereinafter called “Grantor”), does hereby remise, release, quitclaim, and convey unto Elizabeth Ann Merchant, subject to the reservation of a ten (10) foot wide storm water drainage easement as more particularly described below, all of its right, title, claim and interest in and to the following described real property situated in Opelika, Lee County, Alabama, to-wit:

Commence at a point known as the Southwest Corner of Section 6, T-19-N, R-27-E, Lee County, Alabama; thence N 87°52'00" E 2,641.40' to a point; thence N 00°54'00" E 807.10' to a set nail located on the East Right-of-Way (60') of Rocky Brook Road and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the South side of Judson Street); thence leaving said South side continue along said East Right-of-Way (60') of Rocky Brook Road N 00°53'12" W 103.36' to a cotton spindle located in a curve on the North side of Judson Street; thence leaving said East Right-of-Way (60') of Rocky Brook Road and along said North side of Judson Street the following two (2) courses: (1) Chord Bearing S 54°26'06" E, Chord Distance 48.26', Radius 30.00'; (2) N 72°01'00" E 168.20' to an iron pin; thence leaving said North side S 00°51'04" E 62.88' to an iron pin located on the South side of Judson Street; thence along said South side of Judson Street S 72°02'54" W 208.73' to a set nail pin and the point of beginning. Containing 0.30 acres, more or less, and lying in and being a part of the SW ¼ of the SE ¼ of Section 6, T-19-N, R-27-E, Lee County, Alabama.

Being further described as the right-of-way of Scott Circle as shown on plat of Dista-Cast Acres Subdivision, a copy of which appears of record in Plat Book 4 at Page 37 in the Office of the Judge of Probate of Lee County, Alabama.

Being further described as Parcel B according to Boundary Survey for Elizabeth Ann Merchant, prepared by Steven E. Speaks, Registered Surveyor, a copy of Survey is marked as Exhibit "A" and attached hereto.

The Grantor hereby reserves to itself, its successors and assigns, a perpetual 10 foot wide storm water drainage easement being more particularly described as follows:

Commence at a point known as the Southwest corner of Section 6, T-19-N, R-27-E, Lee County, Alabama; run thence N 87°52'00" E 2,641.40 feet to a point; then N 00°54'00" E 807.10' to a set nail located on the East Right-of-Way (60') of

Rocky Brook Road and the point of beginning for the herein described parcel of land (said point also located on the South side of Judson Street); thence leaving said South side of Judson Street, continue along the East Right-of-Way of Rocky Brook Road North 00°53’12” W for 10.46 feet; thence leaving said East Right-of-Way of Rocky Brook Road run thence North 72°02’54” E for 208.74 feet; run thence South 00°51’04” E for 10.46 feet; run thence South 72°02’54” W for 208.73 feet to the point of beginning.

The storm water drainage easement is described and depicted on the Boundary Survey attached hereto as Exhibit “A”.

The Grantor, its successors, assigns, designated servants, agents, employees and contractors shall have the right to enter upon said easement to lay and construct drainage pipes, lines, ditches, structures, fixtures, attachments and appurtenances (hereinafter referred to as “Drainage System”), and to maintain, repair, renew, change the size of, inspect, restore and otherwise care for said Drainage System and to remove the same when desired by Grantor, including the right to clear said easement from timber, brush and weeds and shall have ingress and egress at any and all times to the property covered by this easement without hindrance or delay of any kind.

The grant of easement shall run with the land and shall be binding on and shall inure to the benefit of the parties hereto, their heirs, executors, successors and assigns.

IN WITNESS WHEREOF, the City of Opelika, Alabama, a municipal corporation, has caused this instrument to be executed by Gary Fuller, its Mayor, and its seal to be affixed by Robert G. Shuman, its City Clerk, both of whom are hereunto authorized pursuant to Resolution No. ____-17 of the City Council of the City of Opelika, Alabama, a copy of which is attached hereto, marked Exhibit “B” on this the ____ day of April, 2017.

CITY OF OPELIKA, ALABAMA

BY: _____
GARY FULLER, MAYOR

ATTEST:

ROBERT G. SHUMAN
CITY CLERK

Attachment: QUIT CLAIM DEED (082-17 : Vacate Scott Circle, Accessed from Rocky Brook Road)

STATE OF ALABAMA
COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said county and state, hereby certify that Gary Fuller and Robert G. Shuman, whose names as Mayor and City Clerk, respectively of the City of Opelika, Alabama, are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day, that, being informed of the contents of said conveyance they executed, as such officers and with full authority the same voluntarily as the act of said municipal corporation on the day the same bears date.

GIVEN under my hand and official seal of office this the ____day of _____, 2017.

(SEAL)

NOTARY PUBLIC
MY COMMISSION EXPIRES:

**THIS INSTRUMENT WAS PREPARED BY:
GUY F. GUNTER, III
CITY ATTORNEY
CITY OF OPELIKA
205 SOUTH 6TH STREET
P.O. BOX 390
OPELIKA, AL 36801
334-705-2074
334-705-5515 - FAX**

Attachment: QUIT CLAIM DEED (082-17 : Vacate Scott Circle, Accessed from Rocky Brook Road)

AMENDMENT TO
PETITION TO VACATE A PUBLIC ROAD INTERSECTING ROCKY ROAD CREATED
AS PART OF THE PLATTING OF DISTA CAST AREA

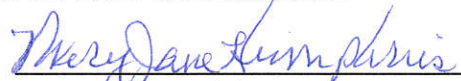
STATE OF ALABAMA
COUNTY OF LEE

TO THE HONORABLE MAYOR OF THE CITY OF OPELIKA AND THE COUNCIL MEMBERS FOR THE CITY OF OPELIKA

COME NOW MARY JANE HUMPHRIES (THE "PETITIONER") AND REPRESENT AS FOLLOWS:

1. The Petitioner and Malcolm C. Humphries, Sr. (since deceased) has filed a Petition to Vacate a Public Road Intersecting Rocky Brook Road created as part of the platting of Dista Cast Acres, known as Scott Circle, joined in by all abutting landowners.
2. Said Petition requested the vacation of Scott Circle in order to divest the public of all rights to use the same and convey to Malcolm C Humphries, Sr. and Mary Jane Humphries, whatever right, title and interest which the City of Opelika may have acquired in and to the above-described Road.
3. Petitioners requested that all of the vacated right-of-way shall constitute the property of Malcolm C Humphries, Sr. and Mary Jane Humphries.
4. Mary Jane Humphries became the sole owner of Lot 1 of Dista Cast acres upon the death of Malcolm C. Humphries, Sr.
5. On March 16, 2017, Mary Jane Humphries conveyed Lot 1 of Dista Cast Acres to Elizabeth Ann Merchant.

NOW, THEREFORE, in consideration of the premises, the Petitioner hereby request that Your Honors, upon approval of said Petition, convey to the said Elizabeth Ann Merchant whatever right, title and interest which the City of Opelika may have acquired in and to the above-described Road.

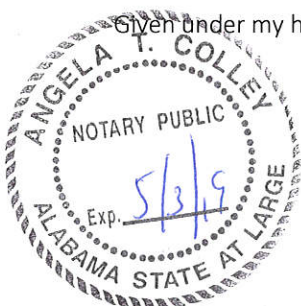


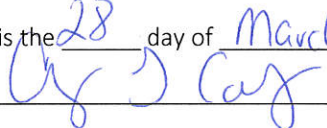
Mary Jane Humphries
1553 Professional Parkway
Auburn, AL 36830

STATE OF ALABAMA
COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Mary Jane Humphries, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, he, in such capacity and with full authority, executed the same voluntarily on the day the same bears date on behalf of said corporation.

Given under my hand and official seal this 28 day of March, 2017.




NOTARY PUBLIC

My Commission Expires: 5/3/15

RESOLUTION NO. 083-17

Project Agreement - Hanwha.

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING PROJECT AGREEMENT BY
AND BETWEEN THE CITY OF OPELIKA, ALABAMA, AND
HANWHA ADVANCED MATERIALS AMERICA, LLC**

BE IT RESOLVED by the City Council (the “Council”) of the City of Opelika, Alabama, as the governing body of the City of Opelika, Alabama, (the “City”), as follows:

Section 1. Findings. The Council upon evidence duly presented to and considered by it, has found and determined, and does hereby find, determine and declare the following facts are true and correct:

(a) Pursuant to the applicable laws of the State of Alabama, the City and Hanwha Advanced Materials America, LLC, a limited liability company, (the “Company”) have prepared and submitted to the City Council that certain Project Agreement dated as of the date of delivery, as well as all exhibits thereto (collectively the “Project Agreement”) for the purposes referenced therein.

(b) The City is authorized to do any of the actions or undertakings referenced in Amendment No. 642 of the Constitution of Alabama of 1901, as amended (“Amendment 642”).

(c) Pursuant to the Project Agreement, the Company will agree to construct within the City an approximately 120,000 square foot expansion of its existing manufacturing facility located at 4400 Northpark Drive in the Northeast Industrial Park (the “Project”) requiring

a capital investment of approximately \$19,806,148. The Company estimates that the Project is estimated to result in the creation of approximately one hundred (100) new full-time jobs.

(d) In consideration of the obligations of the Company under the Project Agreement, the City will agree, among other things, to provide financial incentives to the Company described more particularly in the Project Agreement, including tax abatements, cash incentives and job performance incentives. In addition, the City will agree, at no cost to the Company, to waive any and all building and construction permit fees and site plan review fees related to the Project. The City will further agree, at its sole expense, to design, build and install a sanitary sewer line extension to run along Prosperity Drive for approximately 600 feet to the rear line of the Project Site. In addition, Opelika Industrial Development Authority will agree to apply to the State Industrial Development Authority for an industrial development grant in the amount of \$150,000. The Project Agreement is conditioned on the effective execution and delivery of the Project Agreement by and between the City and the Company.

(e) The expenditure of public funds for the purposes specified in the Project Development Agreement and in Section 1(d) will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities because it will facilitate the acquisition and construction of the Project for the benefit of the general public, will increase employment opportunities in the City and will increase the tax and revenue base of the City.

(f) The business entity to whom or for whose benefit the City proposes to lend its credit or grant public funds or thing of value is the Company.

(g) On April 11, 2017, the City caused to be published in *The Opelika-Auburn*

News, which newspaper has the largest circulation in the City, the Notice required by Amendment 642, a true and correct copy of which Notice is attached hereto. The information set forth in said Notice is true and correct, and the publication of said Notice is hereby ratified and confirmed.

Section 2. Authorization of Project Development Agreement. The Council does hereby approve, adopt, authorize, direct, ratify and confirm:

(a) the agreements, covenants and undertakings of the City set forth in the Project Agreement.

(b) the terms and provisions of the Project Agreement, as well as each exhibit thereto requiring execution, with such changes thereto (by addition or deletion) as the Mayor shall approve, other than an increase in the amount of the City's financial commitment which must be approved by this Council, which approval shall be conclusively evidenced by execution and delivery of the Project Agreement as hereinafter provided.

Section 3. Execution and Delivery of the Project Development Agreement. The Mayor is hereby authorized and directed to execute and deliver the Project Agreement for and on behalf of and in the name of the City. The Clerk is hereby authorized and directed to affix the official seal of the City to the Project Agreement and to attest the same.

Section 4. Authorized Acts. The Mayor and the officers of the City are each hereby authorized and directed to take all such actions, and execute, deliver and perform all such agreements, documents, instruments, notices and petitions and proceedings with respect to the Project Agreement, as the Mayor and such other officers shall determine to be necessary or desirable to carry out the provisions of this Resolution and the Project Agreement or duly and

punctually observe and perform all agreements and obligations of the City under the Project Agreement.

Section 5. Confirmation of Prior Actions. All prior actions taken, and agreements, documents or notices executed and delivered, by the Mayor or any officer or member of the City Council or other representative of the City, in connection with the agreements, covenants and undertakings of the City hereby approved, or in connection with the preparation of the Project Agreement and the terms and provisions thereof, are hereby approved, ratified and confirmed.

Section 6. Effective Date. This Resolution shall take effect upon its passage and adoption by the City Council.

ADOPTED AND APPROVED by the City Council of the City of Opelika on this the ____ day of April, 2017.

PRESIDENT PRO-TEM OF THE
CITY COUNCIL OF THE CITY
OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

CITY CLERK'S CERTIFICATE

I, the undersigned qualified and acting City Clerk of the City of Opelika, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a resolution lawfully passed and adopted by the City Council of the City of Opelika at a regular meeting held on the 18th day of April, 2017 and that such resolution is on file in the office of the City Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Opelika on this the ____ day of April, 2017.

CITY CLERK

CITY OF OPELIKA, ALABAMA

RESOLUTION NO. 084-17

Tax Abatement - Hanwha.

RESOLUTION NO. _____

**RESOLUTION APPROVING CERTAIN TAX ABATEMENTS AND
EXEMPTIONS FOR HANWHA ADVANCED MATERIALS AMERICA, LLC**

WHEREAS, Hanwha Advanced Materials America, LLC (the “Company”) operates an industrial facility (“the Facility”) in the Northeast Industrial Park within the corporate limits of the City of Opelika (the “City”); and

WHEREAS, the Company has announced plans for a major addition (the “Project”) to its existing Facility located at 4400 Northpark Drive, Opelika, Alabama; and

WHEREAS, the Project, involving a building expansion, the purchase and acquisition of new manufacturing machinery and equipment and the acquisition of other personal property, will involve a capital investment of approximately nineteen million eight hundred and six thousand one hundred and forty eight dollars (\$19,806,148.00); and

WHEREAS, the Project is estimated to be placed in service by December 1, 2020; and

WHEREAS, the Project will be operated by the Company as an “industrial or research enterprise” as defined under Alabama Code §40-9B-3(a)(10); and

WHEREAS, the Project is expected to result in the creation of approximately one hundred (100) new jobs; and

WHEREAS, the Company's NAICS Code 336399 meets the qualifications of an industrial or research enterprise in accordance with §40-9B-3(6), *Code of Alabama*, as amended; and

WHEREAS, pursuant to the Tax Incentive Reform Act of 1992 (Section 40-9B-1, et seq, *Code of Alabama*, 1975) (the "Act"), the Company has requested from the City the abatement of (a) all state and local non-education ad valorem taxes (property taxes); and (b) all construction related transaction taxes (sales and use taxes), except those construction related transaction taxes levied for educational purposes or for capital improvements for education; and

WHEREAS, the Company has requested that the abatement of state and local noneducational property taxes be extended for a period of ten (10) years in accordance with the Act; and

WHEREAS, pursuant to Article IV of Chapter 51 of Title 11, *Code of Alabama*, the Company has requested from the City a complete exemption of non-educational City ad valorem taxes for the new machinery, equipment and other new personal property to be acquired and installed in the Facility (the "Project"); and

WHEREAS, the City has considered the request of the Company and the completed application (copy attached) filed by the Company with the City in connection with its request; and

WHEREAS, the City has found the information contained in the Company's application to be sufficient to permit the City to make a reasonable cost/benefit analysis of the proposed Project and to determine the economic benefits to the community; and

WHEREAS, the Project will involve a capital investment of approximately nineteen

million eight hundred and six thousand one hundred and forty eight dollars (\$19,806,148.00);
and

WHEREAS, the City Council has been furnished a copy of a Tax Abatement Agreement between the City and the Company and the City Council has determined that the general terms of such Agreement are acceptable to the City in principle; and

WHEREAS, the Company is duly qualified to do business in the State of Alabama and has power to enter into and to perform and observe the agreements and covenants on its part contained in the Tax Abatement Agreement; and

WHEREAS, the City represents and warrants to the Company that it has the power under the Constitution and the laws of the State of Alabama (including particularly the provisions of the Act) to carry out the provisions of the Tax Abatement Agreement; and

WHEREAS, the City wishes to secure the numerous and significant benefits to the City, its business community and residents that will likely result from the expanded use of the Facility due to the installation of said new machinery, equipment and other new personal property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika, Alabama as follows:

1. Approval is hereby given to application of the Company and abatement is hereby authorized of (1) all state and local non-educational property taxes for a period of ten (10) years; and (2) all construction related transactions (sales and use) taxes, as the same may apply to the fullest extent permitted by the Act, except those construction related transaction taxes levied for educational purposes or for capital improvements for education. The period of abatement for the noneducational property taxes shall extend for a period of ten (10) years measured as provided in

Section 40-9B-3(a)12 of the Act.

2. In addition, pursuant to Title 11, Article 4 of Chapter 51, *Code of Alabama*, the City agrees to grant to the Company a complete exemption for non-educational City ad valorem taxes for a period of fifteen (15) years.

3. The abatements and exemptions granted herein do not include any ad valorem taxes earmarked for city and county schools and school district purposes. The tax abatements and exemptions for ad valorem taxes under paragraphs 1 and 2 shall not exceed the maximum abatement allowed by state law.

4. The Mayor and the City Clerk are hereby authorized and directed to execute the Tax Abatement Agreement with the Company and such other ancillary documents and agreements as may be necessary to provide the abatements and exemptions granted in paragraphs 1 and 2 above.

5. A certified copy of this resolution, with Application and Abatement Agreement, shall be forwarded to the Company to deliver to the appropriate taxing authorities and to the Alabama Department of Revenue in accordance with the Act.

6. The officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or caused to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances, or other instruments or other communications under the seal of the City, or otherwise, as they or any of them deem necessary

or advisable or appropriate in order to carry into effect the intent of the provisions of this resolution.

7. This resolution shall take effect upon passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2017.

OF THE

PRESIDENT Pro-Temp OF THE CITY COUNCIL
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

RESOLUTION NO. 085-17

Project Agreement - Thompson Tractor.

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING PROJECT DEVELOPMENT AGREEMENT
BETWEEN THE CITY OF OPELIKA, ALABAMA,
AND THOMPSON TRACTOR CO., INC.**

BE IT RESOLVED by the City Council (the “Council”) as the governing body of the City of Opelika, Alabama, (the “City”), as follows:

Section 1. Findings. The Council upon evidence duly presented to and considered by it, has found and determined, and does hereby find, determine and declare the following facts are true and correct:

(a) Pursuant to the applicable laws of the State of Alabama, the City and Thompson Tractor Co., Inc., an Alabama corporation, (the “Company”) have prepared that certain Project Development Agreement to be dated as of the date of delivery (the “Project Development Agreement”), a copy of which Agreement is attached hereto as Exhibit “A” for the purposes referenced therein.

(b) The City is authorized to do any of the actions or undertakings referenced in Amendment No. 642 of the Constitution of Alabama of 1901, as amended (“Amendment 642”).

(c) The Project, as defined in the Project Development Agreement, is an economic development within the City consisting of commercial facilities within the meaning of Amendment 642.

(d) Pursuant to, and for the purposes of Amendment 642, it is necessary, desirable and in the public interest for the City to provide financial incentives to the Company.

(e) The expenditure of public funds for the purposes specified in the Project Development Agreement and in Section 1(d) will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities.

(f) The Project, as defined in the Project Development Agreement, if completed, will consist of an approximately 12,700 square foot Caterpillar dealership and equipment yard located in the 400 block of Columbus Parkway in the corporate limits.

(g) The Project, as defined in the Project Development Agreement, if completed, will represent an estimated capital investment by the Company of between \$3,000,000 and \$3,500,000, will result in the creation of approximately ten (10) full-time retail and service jobs and will increase the City's current tax base and tax revenues. The operation of the Project will create new business and revenues for vendors, service providers and other persons engaged in business and occupations within the City.

(h) On April 11, 2017, the City caused to be published in *The Opelika-Auburn News*, which newspaper has the largest circulation in the City, the Notice required by Amendment 642, a true and correct copy of which Notice is attached hereto as Exhibit "B". The Council certifies:

(1) The information set forth in said Notice is true and correct

(2) The publication of said Notice is hereby ratified and confirmed.

(i) On April 18, 2017, the Council conducted a public hearing during the meeting

referenced in said Notice with respect to the matters therein contained.

Section 2. Authorization of Project Development Agreement. The Council does hereby approve, adopt, authorize, direct, ratify and confirm:

(a) the agreements, covenants and undertakings of the City set forth in the Project Development Agreement.

(b) the terms and provisions of the Project Development Agreement, in substantially the form set forth therein, with such changes thereto (by addition or deletion) as the Mayor shall approve, which approval shall be conclusively evidenced by execution and delivery of the Project Development Agreement as hereinafter provided.

Section 3. Execution and Delivery of the Project Development Agreement. The Mayor is hereby authorized and directed to execute and deliver the Project Development Agreement for and on behalf of and in the name of the City. The Clerk is hereby authorized and directed to affix the official seal of the City to the Project Development Agreement and to attest the same.

Section 4. Authorized Acts. The Mayor and the officers of the City are each hereby authorized and directed to take all such actions, and execute, deliver and perform all such agreements, documents, instruments, notices and petitions and proceedings with respect to the Project Development Agreement, as the Mayor and such other officers shall determine to be necessary or desirable to carry out the provisions of this Resolution and the Project Development Agreement or duly and punctually observe and perform all agreements and obligations of the City under the Project Development Agreement.

Section 5. Confirmation of Prior Actions. All prior actions taken, and agreements,

documents or notices executed and delivered, by the Mayor or any officer or member of the City Council or other representative of the City, in connection with the agreements, covenants and undertakings of the City hereby approved, or in connection with the preparation of the Project Development Agreement and the terms and provisions thereof, are hereby approved, ratified and confirmed.

Section 6. Effective Date. This Resolution shall take effect upon its passage and adoption by the City Council.

ADOPTED AND APPROVED by the City Council of the City of Opelika on this the ____ day of April, 2017.

PRESIDENT PRO-TEM OF THE CITY COUNCIL OF
THE CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

CITY CLERK'S CERTIFICATE

I, the undersigned qualified and acting City Clerk of the City of Opelika, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a resolution lawfully passed and adopted by the City Council of the City of Opelika at a regular meeting held on the 18th day of April, 2017 and that such resolution is on file in the office of the City Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Opelika on this the ____ day of April, 2017.

CITY CLERK

CITY OF OPELIKA, ALABAMA

RESOLUTION NO. 086-17

Tax Abatements for Pharmavite.

RESOLUTION NO. _____

**RESOLUTION APPROVING CERTAIN TAX ABATEMENTS AND
EXEMPTIONS FOR PHARMAVITE, LLC**

WHEREAS, Pharmavite, LLC (the “Company”) operates an industrial facility (“the Facility”) in the Northeast Industrial Park within the corporate limits of the City of Opelika (the “City”); and

WHEREAS, the Company has announced plans for a major addition (the “Project”) to its existing Facility located at 4701 Northpark Drive, Opelika, Alabama; and

WHEREAS, the Project, involving a building expansion, the purchase and acquisition of new manufacturing machinery and equipment and the acquisition of other personal property, will involve a capital investment of approximately seven million six hundred seventy seven thousand and one hundred sixty-six dollars (\$7,677,166.00); and

WHEREAS, the Project is estimated to be placed in service by January 31, 2018; and

WHEREAS, the Project will be operated by the Company as an “industrial or research enterprise” as defined under Alabama Code §40-9B-3(a)(10); and

WHEREAS, the Project is expected to result in the creation of approximately twenty six (26) new jobs; and

WHEREAS, the Company's NAICS Code 325414 meets the qualifications of an industrial or research enterprise in accordance with §40-9B-3(6), *Code of Alabama*, as amended; and

WHEREAS, pursuant to the Tax Incentive Reform Act of 1992 (Section 40-9B-1, et seq, *Code of Alabama*, 1975) (the "Act"), the Company has requested from the City the abatement of (a) all state and local non-education ad valorem taxes (property taxes); and (b) all construction related transaction taxes (sales and use taxes), except those construction related transaction taxes levied for educational purposes or for capital improvements for education; and

WHEREAS, the Company has requested that the abatement of state and local noneducational property taxes be extended for a period of ten (10) years in accordance with the Act; and

WHEREAS, pursuant to Article IV of Chapter 51 of Title 11, *Code of Alabama*, the Company has requested from the City a complete exemption of non-educational City ad valorem taxes for the new machinery, equipment and other new personal property to be acquired and installed in the Facility (the "Project"); and

WHEREAS, the City has considered the request of the Company and the completed application (copy attached) filed by the Company with the City in connection with its request; and

WHEREAS, the City has found the information contained in the Company's application to be sufficient to permit the City to make a reasonable cost/benefit analysis of the proposed Project and to determine the economic benefits to the community; and

WHEREAS, the Project will involve a capital investment of approximately seven million six hundred seventy seven thousand and one hundred sixty-six dollars (\$7,677,166.00); and

WHEREAS, the City Council has been furnished a copy of a Tax Abatement Agreement between the City and the Company and the City Council has determined that the general terms of such Agreement are acceptable to the City in principle; and

WHEREAS, the Company is duly qualified to do business in the State of Alabama and has power to enter into and to perform and observe the agreements and covenants on its part contained in the Tax Abatement Agreement; and

WHEREAS, the City represents and warrants to the Company that it has the power under the Constitution and the laws of the State of Alabama (including particularly the provisions of the Act) to carry out the provisions of the Tax Abatement Agreement; and

WHEREAS, the City wishes to secure the numerous and significant benefits to the City, its business community and residents that will likely result from the expanded use of the Facility due to the installation of said new machinery, equipment and other new personal property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika, Alabama as follows:

1. Approval is hereby given to application of the Company and abatement is hereby authorized of (1) all state and local non-educational property taxes for a period of ten (10) years; and (2) all construction related transactions (sales and use) taxes, as the same may apply to the fullest extent permitted by the Act, except those construction related transaction taxes levied for educational purposes or for capital improvements for education. The period of abatement for the

noneducational property taxes shall extend for a period of ten (10) years measured as provided in Section 40-9B-3(a)12 of the Act.

2. In addition, pursuant to Title 11, Article 4 of Chapter 51, *Code of Alabama*, the City agrees to grant to the Company a complete exemption for non-educational City ad valorem taxes for a period of fifteen (15) years.

3. The abatements and exemptions granted herein do not include any ad valorem taxes earmarked for city and county schools and school district purposes. The tax abatements and exemptions for ad valorem taxes under paragraphs 1 and 2 shall not exceed the maximum abatement allowed by state law.

4. The Mayor and the City Clerk are hereby authorized and directed to execute the Tax Abatement Agreement with the Company and such other ancillary documents and agreements as may be necessary to provide the abatements and exemptions granted in paragraphs 1 and 2 above.

5. A certified copy of this resolution, with Application and Abatement Agreement, shall be forwarded to the Company to deliver to the appropriate taxing authorities and to the Alabama Department of Revenue in accordance with the Act.

6. The officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or caused to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances, or other instruments or other

communications under the seal of the City, or otherwise, as they or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this resolution.

7. This resolution shall take effect upon passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2017.

PRESIDENT PRO-TEM OF THE
CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

RESOLUTION NO. 087-17

Change Order - Cost Overrun, Northpark Drive Extension for GSF.

RESOLUTION NO. _____

**RESOLUTION APPROVING CHANGE ORDER TO AMEND THE AWARD
AMOUNT OF THE CONTRACT WITH AECOM TECHICAL SERVICES INC.,
FOR CONSTRUCTION INSPECTION AND ENGINEERING FOR THE NORTHPARK
DRIVE EXTENSION PROJECT FOR GOLDEN STATE FOODS**

WHEREAS, pursuant to Resolution No. 192-16 adopted on August 2, 2016, the City of Opelika, Alabama, (the “City”) awarded a contract with AECOM Technical Services Inc. for Construction Engineering and Inspection (CE&I) services for the Northpark Drive extension project for Golden State Foods (the “Project”); and

WHEREAS, during the Project, numerous delays and unforeseen difficulties of construction delayed the Project; and

WHEREAS, because of these delays in the project time, supplemental scope of services is needed for the CE & I of the Project; and

WHEREAS, the original proposal contract was \$121,520; and

WHEREAS, staff is requesting authorization to increase the contract amount by \$19,455 to achieve the remainder scope of the Project; and

WHEREAS, staff recommends amending the award amount of the contract from \$121,520 to \$140,975.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika, Alabama, as follows:

1. That the City Council hereby approves a Change Order for \$19,455 based on staff recommendations to amend the award amount of the contract with AECOM Technical Services Inc. from \$121,520 to \$140,975.

2. That the City Council hereby authorizes the Mayor to execute the Change Order.

3. That the additional outlays to complete the Project shall be paid from the 2011 Road Construction Bond Fund.

4. That the Mayor and Controller are hereby authorized to make such budget adjustments and accounting entries as necessary to carry into effect the provisions of this Resolution and Change Order

5. That the officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other contracts, notices, certificates, assurances or other instruments or other communications under the seal of the City or otherwise, as they or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this Resolution

6. That this Resolution shall take effect upon its passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2017.

PRESIDENT PRO-TEM OF THE CITY
COUNCIL OF THE CITY OF
OPELIKA, ALABAMA

ATTEST:

CITY CLERK

April 3, 2017

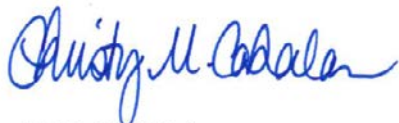
Mr. Scott Parker, PE
City Engineer
City of Opelika
700 Fox Trail
Opelika, AL 36803

Reference: **IAR-041-000-016**
North Park Drive Extension
City of Opelika, Lee County

Dear Mr. Parker:

As per our conversation, I am forwarding a request for supplemental for CEI services for the above referenced project. We discussed the reasons in our call and I have included the justification in this transmittal for your reference. Throughout the project, but primarily during the first stages of construction we had a considerable amount of wet weather. This slowed the contractor's production and is a major cause of the overage of time and money. In addition, there is an adjacent construction project that caused delays to our project. These delays were caused from storm water issues and a fill section for the placement of water line. There were also several additional items of work that were not accounted for in the construction plan assembly. Those items include manholes, sewer relocation conflicts and additional erosion control items. As a result of the contractor's work schedule, we have also had a significant amount of overtime charged to the project. As of today, we have exhausted our approved fee of \$121,520 and have approximately \$7000 in charges above that amount. In addition to the current charges, we estimate that in order to complete the project we have an additional 3 days for topsoil, 2 days for paving, 1 day for striping, 1 day for signs, 2 days for erosion control and 1 day for closeout. We have done our best to mitigate the charges to the project but all of the issues above were issues out of our control, and thus, we feel the previous explanation provides justification for the additional fee. You may recall that our initial estimate was reviewed by representatives at ALDOT and was cut considerably (approximately \$30,000). We are requesting a supplement in the amount of \$19,455. Please refer to the attached manday. Should you have any questions or need additional information, please do not hesitate to call.

Respectfully submitted,
AECOM



Christy M. Cahalan
Project Manager

Attachments

Cc: File

Attachment: Explanation and Supplemental Proposal (087-17 : Change Order - Cost Overrun,, Northpark Drive Extension for GSF)

Project No. IAR-041-000-016

North Park Drive Extension

AECOM

4/3/2017 Supplement #1

We are proposing a "cost plus" fee as follows:

Labor Estimate				
Inspector Classification	Hourly Rate	Est. Man-hours	Total	Comments
Project Engineer/Manager	\$31.60	16	\$506	
QCI Inspector	\$29.00	0	\$0	
Sr. Inspector	\$29.00	240	\$6,960	
Level II Inspector	\$19.30	0	\$0	
Level I Inspector	\$14.70	16	\$235	
Total Direct Labor			\$7,701	
Field Overhead Rate = 1.147			\$8,833	
Total Direct Labor			\$16,534	
Direct Costs				
	Rate	Miles	Total	Comments
Mileage	0.545	2,115.0	\$1,153	
Total Direct Costs			\$1,153	
Subtotal			\$17,686	
Profit 10%			\$1,769	
Grand Total			\$19,455	

RESOLUTION NO. 088-17

Authorize Five Grant Applications to ADECA**RESOLUTION NO. _____**

**RESOLUTION AUTHORIZING THE SUBMITTAL OF FIVE GRANT APPLICATIONS
TO THE ALABAMA DEPARTMENT OF ECONOMIC AND COMMUNITY AFFAIRS,
LAW ENFORCEMENT AND TRAFFIC SAFETY DIVISION**

WHEREAS, the East Central Alabama Highway Safety Office is located in City of Opelika, Alabama; and

WHEREAS, the City of Opelika, Alabama (the “City”) has been delegated the responsibility for administration of certain grant programs through the Alabama Department of Economic and Community Affairs, Law Enforcement and Traffic Safety Division for the following 18 counties in the East Central Region of Alabama: Lee, Macon, Elmore, Chambers, Tallapoosa, Coosa, Chilton, Randolph, Clay, Talladega, Shelby, Cleburne, Calhoun, St. Clair, Jefferson, Blount, Etowah and Cherokee; and

WHEREAS, the City intends to apply for grant funds (for the fiscal year beginning October 1, 2017 and ending September 30, 2018) for the following law enforcement and safety activities and in the following amounts:

- | | | |
|-----|---|--------------|
| (a) | Community Traffic Safety Program Administration Grant | \$180,053.07 |
| (b) | 402 Selective Traffic Enforcement | \$239,600.00 |
| (c) | Impaired Driving Hotspot Sustained Enforcement | \$204,190.00 |
| (d) | 2018 Click It or Ticket It Law Enforcement Campaign | \$ 64,740.00 |

- (e) 2018 Drive Sober or Get Pulled Over Campaign \$ 53,700.00

; and

WHEREAS, if awarded, the City will enter into grant agreements with the Alabama Department of Economic and Community Affairs, Law Enforcement Traffic Safety Division for implementation of said grants; and

WHEREAS, if awarded, grant funds will be distributed to law enforcement agencies in the 18 counties in the East Central Alabama Region of the State of Alabama; and

WHEREAS, five (5) grant applications have been prepared and submitted to the City Council for approval as follows:

- (a) Community Traffic Safety Program Administration Grant Application
(Exhibit “A”)
- (b) 402 Selective Traffic Enforcement Grant Application (Exhibit “B”)
- (c) Impaired Driving Hotspot Sustained Enforcement Grant Application
(Exhibit “C”)
- (d) 2018 Click It or Ticket It Law Enforcement Campaign Grant Application
(Exhibit “D”)
- (e) 2018 Drive Sober or Get Pulled Over Campaign Grant Application
(Exhibit “E”)

Collectively referred to as the “Grant Applications”; and

WHEREAS, the City Council has determined that it is now in the best interest of the City and its citizens to approve said grant applications.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika, Alabama, as follows:

1. That the City Council of the City of Opelika, Alabama, authorizes the submittal of the above grant applications to the Alabama Department of Economic and Community Affairs Law Enforcement and Traffic Safety Division

2. That the Mayor and the Controller (financial officer) are hereby authorized and empowered to execute in the name and on behalf of the City all grant documents, including, but not limited to, the grant applications, necessary to secure grant funds and to implement the above grant projects.

3. That the City agrees to act as the fiscal agent for the administration of the above-referenced grant programs.

4. That the officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances or other instruments or other communications under the seal of the City or otherwise, as they or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this Resolution and the attached grant applications.

5. That the Mayor and Controller are hereby authorized and directed to make all

appropriate accounting and budget entries necessary to carry into effect the provisions of the attached Agreement.

6. That this Resolution shall take effect upon its passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2017.

PRESIDENT PRO-TEM OF THE CITY COUNCIL
OF THE CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

Alabama Department of Economic and Community Affairs
Law Enforcement and Traffic Safety Division
 401 Adams Avenue
 P.O. Box 5690
 Montgomery, AL 36103-5690

Revised 6/05/2014

Cover Page

Application is hereby made for a grant under the program described in item 7 below in the amount and for the purpose set forth in this application

1. Applicant Name City of Opelika Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5150 Fax # 334-705-5153 E-Mail		3. Authorizing Official Name Mr. Gary Fuller Title Mayor Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5150 Fax # 334-705-5153 E-Mail gfuller@ci.opelika.al.us Signature _____ Date: _____	
2. Implementing Agency Name City of Opelika Phone # 334-705-5150		4. Regional Director Name Terry J. Henderson Address 700 Fox Trail Opelika, AL 36803 Phone # 334-705-5455 Fax # _____ E-Mail terryhenderson.eahso@gmail.com Signature _____ Date: _____	
6. Type of Application ☐ Original ☒ Continuation of Previous Grant Number: _____		5. Financial Officer Name Cynthia Boyd - Controller Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5181 Fax # 334-705-5153 E-Mail CBoyd@opelika-al.gov Signature _____ Date: _____	
7. Program Under Which Application is Made (Include Purpose Areas addressed if applicable) NHTSA Section 402 Funds		8a. Project Start Date 10/01/17	
8b. Project Ending Date (estimated) 09/30/18		9. Name of the Project: (Brief Descriptive Title) 402 Selective Traffic Enforcement	
10a. Grant Funds Requested \$ 239,600.00 10b. In-Kind Match Provided \$ - 10c. In-Kind Match Required \$ -		11. Will other federal support be available for any part of this project? ☐ Yes ☒ No (If yes, identify and explain on Page 3)	
12. DUNS Number: 831542035		13. Sam.gov Registration Expiration Date: 5/23/2017	
14. Congressional Districts Served: One Served (3rd)		15. Organization Type (Check one which applies) ☐ State Agency ☐ Public College or University ☐ Private Not-for-Profit Agency ☒ Local Government ☐ Private College or University ☐ Private For-Profit Company ☐ Other Government Entity ☐ Public Not-for-Profit Agency ☐ Private Individual	
16. Project Summary: (Suitable for a news release pertaining to this project) The East Central Alabama Highway Safety Office at The City of Opelika is requesting funding for traffic enforcement within the (18) counties in the East Central Region of Alabama. This funding is made possible through our partnership with NHTSA and ADECA. Funding for this grant will focus on data-driven hotspot locations determined by the CAPS division at the University of Alabama. Agencies will receive funding for the total of 59 hotspot locations. The 59 hotspot locations are broken down as 43 impaired driving hotspots and 16 speed related hotspots. This grant is for enforcement, which is above and beyond traffic enforcement provided by agencies in their day-to-day traffic operations. The total enforcement for this grant will provide is \$239,600.00 for the fiscal year beginning October 1, 2017 and ending September 30, 2018.			

Attachment: Exhibit B (088-17 : Authorize Five Grant Applications for ADECA)

Alabama Department of Economic and Community Affairs
Law Enforcement and Traffic Safety Division
 401 Adams Avenue
 P.O. Box 5690
 Montgomery, AL 36103-5690

Revised 6/05/2014

Cover Page

Application is hereby made for a grant under the program described in item 7 below in the amount and for the purpose set forth in this application

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2. Implementing Agency Name City of Opelika Phone # 334-705-5150		Signature _____ Date: _____										
4. Regional Director Name Terry J. Henderson Address 700 Fox Trail Opelika, AL 36803 Phone # 334-705-5455 Fax # _____ E-Mail terryhenderson.eahso@gmail.com		5. Financial Officer Name Cynthia Boyd - Controller Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5182 Fax # _____ E-Mail CBoyd@opelika-al.gov										
Signature _____ Date: _____		Signature _____ Date: _____										
6. Type of Application ☐ Original ☒ Continuation of Previous Grant Number:		7. Program Under Which Application is Made (Include Purpose Areas addressed if applicable) NHTSA 405d										
8a. Project Start Date 10/1/2017		8b. Project Ending Date (estimated) 9/30/2018										
9. Name of the Project: (Brief Descriptive Title) Impaired Driving Hot Spot Sustained Enforcement		<table border="1"> <tr> <td>10a. Grant Funds Requested</td> <td>\$</td> <td>204,190.00</td> </tr> <tr> <td>10b. In-Kind Match Provided</td> <td>\$</td> <td>-</td> </tr> <tr> <td>10c. In-Kind Match Required</td> <td>\$</td> <td>-</td> </tr> </table>		10a. Grant Funds Requested	\$	204,190.00	10b. In-Kind Match Provided	\$	-	10c. In-Kind Match Required	\$	-
10a. Grant Funds Requested	\$	204,190.00										
10b. In-Kind Match Provided	\$	-										
10c. In-Kind Match Required	\$	-										
11. Will other federal support be available for any part of this project? ☐ Yes ☒ No (If yes, identify and explain on Page 3)		12. DUNS Number: 831542035										
		13. Sam.gov Registration Expiration Date: 5/23/2017										
14. Congressional Districts Served:		One served (3rd)										
15. Organization Type (Check one which applies) <table border="0"> <tr> <td>☐ State Agency</td> <td>☐ Public College or University</td> <td>☐ Private Not-for-Profit Agency</td> </tr> <tr> <td>☒ Local Government</td> <td>☐ Private College or University</td> <td>☐ Private For-Profit Company</td> </tr> <tr> <td>☐ Other Government Entity</td> <td>☐ Public Not-for-Profit Agency</td> <td>☐ Private Individual</td> </tr> </table>				☐ State Agency	☐ Public College or University	☐ Private Not-for-Profit Agency	☒ Local Government	☐ Private College or University	☐ Private For-Profit Company	☐ Other Government Entity	☐ Public Not-for-Profit Agency	☐ Private Individual
☐ State Agency	☐ Public College or University	☐ Private Not-for-Profit Agency										
☒ Local Government	☐ Private College or University	☐ Private For-Profit Company										
☐ Other Government Entity	☐ Public Not-for-Profit Agency	☐ Private Individual										

16. Project Summary: (Suitable for a news release pertaining to this project)

The East Central Alabama Highway Safety Office at The City of Opelika is requesting funding for enforcement within the (18) county East Central region of Alabama. This grant will be used for enforcement at the (297) "Impaired Driving Hotspots" as identified by the CAPS Research and Development Program at the University of Alabama. Agencies will receive funding for enforcement at the above referenced (297) "Impaired Driving Hotspot" locations. Participating agencies will receive agreements to do checkpoints, line, and/or saturation patrols within their jurisdiction, with special emphasis at the hotspot locations. This grant is for enforcement, which is above and beyond enforcement provided by the agencies in their day-to-day traffic operations. The total enforcement this grant will provide is \$204,190.00 during the fiscal year beginning October 1, 2017 and ending September 30, 2018.

Attachment: Exhibit C (088-17 : Authorize Five Grant Applications for ADECA)

Alabama Department of Economic and Community Affairs

Law Enforcement and Traffic Safety Division

401 Adams Avenue

P.O. Box 5690

Montgomery, AL 36103-5690

Revised 6/05/2014

Cover Page

Application is hereby made for a grant under the program described in item 7 below in the amount and for the purpose set forth in this application

1. Applicant Name City of Opelika Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5150 Fax # 334-705-5153 E-Mail		3. Authorizing Official Name Mr. Gary Fuller Title Mayor Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5150 Fax # 334-705-5153 E-Mail gfuller@ci.opelika.al.us Signature _____ Date: _____										
2. Implementing Agency Name City of Opelika Phone #		4. Regional Director Name Terry J. Henderson Address 700 Fox Trail Opelika, AL 36803 Phone # 334-705-5455 Fax # E-Mail terryhenderson.eahso@gmail.com Signature _____ Date: _____										
6. Type of Application ☐ Original ☒ Continuation of Previous Grant Number:		5. Financial Officer Name Cynthia Boyd - Controller Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5181 Fax # 334-705-5153 E-Mail CBoyd@opelika-al.gov Signature _____ Date: _____										
8a. Project Start Date 5/21/2018		7. Program Under Which Application is Made (Include Purpose Areas addressed if applicable) NHTSA Section 405b 8b. Project Ending Date (estimated) 6/3/2018										
9. Name of the Project: (Brief Descriptive Title) 2017 Click It or Ticket Law Enforcement Campaign		<table border="1"> <tr> <td>10a. Grant Funds Requested</td> <td>\$</td> <td>64,740.00</td> </tr> <tr> <td>10b. In-Kind Match Provided</td> <td>\$</td> <td>-</td> </tr> <tr> <td>10c. In-Kind Match Required</td> <td>\$</td> <td>-</td> </tr> </table>		10a. Grant Funds Requested	\$	64,740.00	10b. In-Kind Match Provided	\$	-	10c. In-Kind Match Required	\$	-
10a. Grant Funds Requested	\$	64,740.00										
10b. In-Kind Match Provided	\$	-										
10c. In-Kind Match Required	\$	-										
11. Will other federal support be available for any part of this project? ☐ Yes ☒ No (If yes, identify and explain on Page 3)		12. DUNS Number: 831542035 13. Sam.gov Registration Expiration Date: 5/23/2017										
14. Congressional Districts Served:		One Served (3rd)										
15. Organization Type (Check one which applies) ☐ State Agency ☐ Public College or University ☐ Private Not-for-Profit Agency ☒ Local Government ☐ Private College or University ☐ Private For-Profit Company ☐ Other Government Entity ☐ Public Not-for-Profit Agency ☐ Private Individual												
16. Project Summary: (Suitable for a news release pertaining to this project) The East Central Alabama Highway Safety Office at The City of Opelika is requesting funding for enforcement within the (18) county East Central region of Alabama. This funding is made possible through our partnership with NHTSA and ADECA. This grant will provide funding for law enforcement agencies to conduct checkpoints, line, and/or saturation patrols within their jurisdiction, with special emphasis on educating the public on the importance of wearing seatbelts and child restraints. It is proven that wearing seatbelts and child restraints help prevent serious injury and/or death during a traffic crash. This grant is for enforcement, which is above and beyond enforcement provided by the agencies in their day-to-day traffic operations. The total enforcement for this grant will provide is \$64,740.00 during the high visibility campaign will be conducted from May 21, 2018 through June 3, 2018. These dates are in conjunction with the National Click It or Ticket Campaign.												

Attachment: Exhibit D (088-17 : Authorize Five Grant Applications for ADECA)

Alabama Department of Economic and Community Affairs

13.14.e

Law Enforcement and Traffic Safety Division

401 Adams Avenue

P.O. Box 5690

Montgomery, AL 36103-5690

Revised 6/05/2014

Cover Page

Application is hereby made for a grant under the program described in item 7 below in the amount and for the purpose set forth in this application

1. Applicant Name City of Opelika Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5150 Fax # 334-705-5153 E-Mail		3. Authorizing Official Name Mr. Gary Fuller Title Mayor Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5150 Fax # 334-705-5153 E-Mail gfuller@ci.opelika.al.us Signature _____ Date: _____	
2. Implementing Agency Name City of Opelika Phone # 334-705-5150		5. Financial Officer Name Cynthia Boyd - Controller Address 204 South Seventh Street Opelika, AL 36801 Phone # 334-705-5150 Fax # 334-705-5182 E-Mail CBoyd@opelika-al.gov Signature _____ Date: _____	
4. Regional Director Name Terry J. Henderson Address 700 Fox Trail Opelika, AL 36803 Phone # 334-705-5455 Fax # E-Mail terryhenderson.eahso@gmail.com Signature _____ Date: _____		7. Program Under Which Application is Made (Include Purpose Areas addressed if applicable) NHTSA Section 402	
6. Type of Application ☐ Original ☒ Continuation of Previous Grant Number:		8b. Project Ending Date (estimated) 9/3/2018	
8a. Project Start Date 8/17/2018		10a. Grant Funds Requested \$ 53,700.00 10b. In-Kind Match Provided \$ - 10c. In-Kind Match Required \$ -	
9. Name of the Project: (Brief Descriptive Title) 2017 Drive Sober or Get Pulled Over Campaign		12. DUNS Number: 831542035	
11. Will other federal support be available for any part of this project? ☐ Yes ☒ No (If yes, identify and explain on Page 3)		13. Sam.gov Registration Expiration Date: 5/23/2017	
14. Congressional Districts Served:		One served (3rd)	
15. Organization Type (Check one which applies) ☐ State Agency ☐ Public College or University ☐ Private Not-for-Profit Agency ☒ Local Government ☐ Private College or University ☐ Private For-Profit Company ☐ Other Government Entity ☐ Public Not-for-Profit Agency ☐ Private Individual			
16. Project Summary: (Suitable for a news release pertaining to this project) The East Central Alabama Highway Safety Office at The City of Opelika is requesting funding for enforcement within the (18) county East Central region of Alabama. This grant will be used for enforcement at determined areas of concern within the East Cenral region. Agencies will receive agreements to do checkpoints, line, and/or saturation patrols within their jurisdiction, with special emphasis on impaired driving concerns. This grant is for enforcement, which is above and beyond enforcement provided by the agencies in their day-to-day traffic operations. The total overtime enforcement this grant will provide is \$53,700.00 during the blitz period from 8/17/2018 through 9/3/2018. These dates are in designed to transpire through the Labor Day holiday period.			

Attachment: Exhibit E (088-17 : Authorize Five Grant Applications for ADECA)

ORDINANCE NO. (ID # 2165)

Amend Zoning Map: 95 Orr Avenue, 24.2 Acres, from M-1, GC to C-3, GC - 2Nd Reading.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE ZONING
ORDINANCE AND ZONING MAP OF THE CITY OF OPELIKA

BE IT ORDAINED by the City Council (the “City Council”) of the City of Opelika, Alabama (the “City”) as follows:

Section 1. That Ordinance 124-91 entitled “Zoning Ordinance City of Opelika, Alabama”, adopted on September 17, 1991, and the Zoning Map of the City of Opelika provided for and referred to therein, as previously amended and/or modified, be and the same is hereby amended by rezoning or redistricting the parcel of land hereinafter in this section described, so as to change such parcel from one class of district to another class of district as follows, to-wit:

From an M-1, GC District (Industrial, Gateway Corridor Overlay District) to a C-3, GC District (General Commercial, Gateway Corridor Overlay District), the parcel of land hereinafter described:

Parcel A, QUANTEGY SUBDIVISION A REDIVISION OF PARCELS A & B2B, according to and as shown by that certain map or plat thereof of record in Town Plat Book 34 at Page 105, as amended by Confirmation and Ratification thereof of Subdivision Plat filed for record on 8/24/12 in Misc Book 1299 at Page 665, both, in the Office of the Judge of Probate of Lee County, Alabama.

LESS AND EXCEPT THEREFROM:

Parcel A, QUANTEGY SUBDIVISION, according to and as shown by that certain map or plat thereof of record in Town Plat Book 28 at Page 110 in the Office of the Judge of Probate of Lee County, Alabama.

The above-described property contains 24.2 acres, more or less and is located at the

intersection of Orr Avenue and Marvyn Parkway with approximately 900 feet of street frontage along Marvyn Parkway (Alabama Highway 51). The subject property was formerly developed as the Quantegy (Ampex) manufacturing facility.

Section 2. Any ordinance or part thereof in conflict with provisions of this Ordinance be and the same are hereby repealed.

Section 3. This Ordinance shall be published in a newspaper of general circulation in the City of Opelika, Lee County, Alabama.

ADOPTED AND APPROVED this the ____ day of _____, 2017.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

TRANSMITTED TO MAYOR on this the ____ day of _____, 2017.

CITY CLERK

ACTION BY MAYOR

APPROVED this the ____ day of _____, 2017.

MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. (ID # 2219)

Amend City Code, Sec 14-201 Back-To-School Sales Tax Holiday - 2Nd Reading.

ORDINANCE NO. _____

**AN ORDINANCE AMENDING SECTION 14-201 OF THE
CODE OF ORDINANCES TO PROVIDE THAT THE BACK-TO-SCHOOL
SALES TAX HOLIDAY SHALL TAKE PLACE ON THE THIRD FULL
WEEKEND OF JULY OF EACH YEAR**

WHEREAS, Alabama's back-to-school sales tax holiday usually takes place on the first full weekend of August; and

WHEREAS, pursuant to Act No. 2017-120, which takes place immediately, the back-to-school sales tax holiday will begin at 12:01 a.m. on the third Friday of July and conclude at midnight, the following Sunday; and

WHEREAS, 2017 is the first year the tax holiday will occur in July; and

WHEREAS, the City of Opelika desires to participate in the back-to-school sales tax holiday.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Opelika as follows:

Section 1. **Amendment.** That Section 14-201 of the *Code of Ordinances* of the City of Opelika, Alabama, is hereby amended to read as follows:

Sec. 14-201. Tax Holiday

Covered items, as defined in this article, are exempted from paying municipal sales and use tax during the period beginning at 12:01 a.m. on the third Friday of July and ending at 12:00 midnight the following Sunday. Items normally sold in pairs shall not be separated to qualify for the exemption provided for in this article.

Section 2. **Intention to Participate.** The City of Opelika hereby declares its intention to participate in the back-to-school sales tax holiday beginning the third full weekend of July 2017 and **each year thereafter** until and unless annual participation is rescinded by further action of the Council..

Section 3. **Adherence to State Regulations.** This Ordinance and Article XI of Chapter 14 of the City *Code* shall be subject to all terms, conditions, definitions, time periods and rules as provided by §§40-23-210 through 40-23-213, *Code of Alabama* and such other rules as adopted by the Commissioner of the Department of Revenue.

Section 4. **Transmittal of Ordinance to Alabama Department of Revenue.** The Revenue Officer is hereby authorized and directed to submit a certified copy of this Ordinance and related forms to the Alabama Department of Revenue.

Section 5. **Repealer Clause.** All former ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance or the section hereby adopted are repealed.

Section 6. **Effective Date.** This Ordinance shall take effect and be enforced immediately upon its adoption and publication as required by law.

Section 7. **Publication.** The City Clerk of the City of Opelika, Alabama is hereby authorized and directed to cause this Ordinance to be published one (1) time in a newspaper of general circulation published in the City of Opelika, Lee County, Alabama.

Section 8. **Codification.** Codification of this Ordinance in the *Code of Ordinances* of the City of Opelika is hereby authorized and directed.

ADOPTED AND APPROVED this the ____ day of _____, 2017.

PRESIDENT OF THE CITY COUNCIL
OF THE CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

TRANSMITTED TO MAYOR on this the ____ day of _____, 2017.

CITY CLERK

ACTION BY MAYOR

APPROVED this the ____ day of _____, 2017.

MAYOR

ATTEST:

CITY CLERK

ARTICLE XI. - SALES AND USE TAX EXEMPTION^[6]

Footnotes:

--- (6) ---

Editor's note— Ord. No. 112-06, § 1, adopted May 2, 2006, set out provisions intended for use as Art. X. Inasmuch as there were already provisions designated as such, these provisions have been included as Art. XI at the discretion of the editor.

Sec. 14-200. - Definitions.

(a) As used in this article, the term "covered items" means the following:

- (1) Articles of clothing with a sales price of one hundred dollars (\$100.00), or less, per article of clothing.
 - a. "Clothing" means all human wearing apparel suitable for general use including sandals, shoes and sneakers. Clothing shall not include:
 1. Belt buckles sold separately;
 2. Costume masks sold separately;
 3. Patches and emblems sold separately;
 4. Sewing equipment and supplies including, but not limited to, knitting needles, patterns, pins, scissors, sewing machines, sewing needles, tape measures, and thimbles;
 5. Sewing materials that become part of "clothing" including, but not limited to, buttons, fabric, lace, thread, yarn, and zippers;

In addition, clothing shall not include clothing accessories or equipment, protective equipment, or sport or recreational equipment; as defined herein.
 - b. "Clothing accessories or equipment" means incidental items worn on the person or in conjunction with "clothing." The following list contains examples and is not intended to be an all-inclusive list. "Clothing accessories or equipment" shall include:
 1. Briefcases;
 2. Cosmetics;
 3. Hair notions, including, but not limited to, barrettes, hair bows, and hair nets;
 4. Handbags;
 5. Handkerchiefs;
 6. Jewelry;
 7. Sun glasses, non-prescription;
 8. Umbrellas;
 9. Wallets;
 10. Watches; and
 11. Wigs and hair pieces.

- c. "Protective equipment" means items for human wear and designed as protection of the wearer against injury or disease or as protections against damage or injury of other persons or property but not suitable for general use. The following list contains examples and is not intended to be an all-inclusive list. "Protective equipment shall include:
 - 1. Breathing masks;
 - 2. Clean room apparel and equipment;
 - 3. Ear and hearing protectors;
 - 4. Face shields;
 - 5. Hard hats;
 - 6. Helmets;
 - 7. Paint or dust respirators;
 - 8. Protective gloves;
 - 9. Safety glasses and goggles;
 - 10. Safety belts;
 - 11. Tool belts; and
 - 12. Welders gloves and masks.
 - d. "Sport or recreational equipment" means items designed for human use and worn in conjunction with an athletic or recreational activity that are not suitable for general use. The following list contains examples and is not intended to be an all-inclusive list. "Sport or recreational equipment" shall include:
 - 1. Ballet and tap shoes;
 - 2. Cleated or spiked athletic shoes;
 - 3. Gloves, including, but not limited to, baseball, bowling, boxing, hockey, and golf;
 - 4. Goggles;
 - 5. Hand and elbow guards;
 - 6. Life preservers and vests;
 - 7. Mouth guards;
 - 8. Roller and ice skates;
 - 9. Shin guards;
 - 10. Shoulder pads;
 - 11. Ski boots;
 - 12. Waders; and
 - 13. Wetsuits and fins.
- (2) A single purchase, with a sales price of seven hundred fifty dollars (\$750.00), or less, of computers, computer software, and school computer supplies.
- a. A "computer" means an electronic device that accepts information in digital or similar form and manipulate it for a result based on a sequence of instructions.
 - b. "Computer software" means a set of coded instructions designed to cause a "computer" or automatic data processing equipment to perform a task.

- c. A "school computer supply" means an item commonly used by a student in a course of study in which a computer is used. The following is an all-inclusive list of school computer supplies:

1. Computer storage media; diskettes, compact disks;
2. Handheld electronic schedulers, except devices that are cellular phones;
3. Personal digital assistants, except devices that are cellular phones;
4. Computer printers; and
5. Printer supplies for computers; printer paper, printer ink.

"Computer," "computer software," and "school computer supplies" shall not include furniture and any systems, devices, software, peripherals designed or intended primarily for recreational use, or video games of a non-educational nature.

- (3) Noncommercial purchases of school supplies, school art supplies, and school instructional material, up to a sales price of fifty dollars (\$50.00) per item.

- a. "School supply" is an item commonly used by a student in a course of study. The following is an all-inclusive list:

1. Binders;
2. Book bags;
3. Calculators;
4. Cellophane tape;
5. Blackboard chalk;
6. Compasses;
7. Composition books;
8. Crayons;
9. Erasers;
10. Folders; expandable, pocket, plastic, and manila;
11. Glue, paste, and paste sticks;
12. Highlighters;
13. Index cards;
14. Index card boxes;
15. Legal pads;
16. Lunch boxes;
17. Markers;
18. Notebooks;
19. Paper; loose leaf ruled notebook paper, copy paper, graph paper, tracing paper, manila paper, colored paper, poster board, and construction paper;
20. Pencil boxes and other school supply boxes;
21. Pencil sharpeners;
22. Pencils;
23. Pens;

- 24. Protractors;
 - 25. Rulers;
 - 26. Scissors; and
 - 27. Writing tablets.
- b. "School art supply" is an item commonly used by a student in a course of study for artwork. The following is an all-inclusive list:
- 1. Clay and glazes;
 - 2. Paints; acrylic, tempora, and oil;
 - 3. Paintbrushes for artwork;
 - 4. Sketch and drawing pads; and
 - 5. Watercolors.
- c. "School instructional material" is written material commonly used by a student in a course of study as a reference and to learn the subject being taught. The following is an all inclusive list:
- 1. Reference maps and globes.
 - 2. Required textbooks on an official school book list with a sales price of more than thirty dollars (\$30.00) and less than fifty dollars (\$50.00).
- (4) Noncommercial purchases of books with a sales price of not more than thirty dollars (\$30.00) per book. The term book shall mean a set of printed sheets bound together and published in a volume with an ISBN number, but does not include magazines, newspapers periodicals, or any other document printed or offered for sale in a non-bound form.
- (b) As used in the article, "municipal sales and use tax" means the tax, privilege tax or license tax imposed and levied under the provisions of article III and article IV of chapter 14 of this Code.

(Ord. No. 112-06, § 1, 5-2-06)

Sec. 14-201. - Tax holiday.

Covered items, as defined in this Article, are exempted from paying municipal sales and use tax during the period from 12:01 a.m. on the third full weekend of July of each year and ending at 12:00 midnight the following Sunday. Items normally sold in pairs shall not be separated to qualify for the exemption provided for in this article.

(Ord. No. 112-06, § 1, 5-2-06)

Sec. 14-202. - Interpretation.

This article shall be construed in accordance with any rules adopted by the commissioner of the department of revenue as provided for the state sales tax holiday.

(Ord. No. 112-06, § 1, 5-2-06)

Secs. 14-203—14-299. - Reserved.