



OPELIKA CITY COUNCIL
“ REGULAR MEETING MINUTES “
204 South 7th Street
May 2, 2017
TIME: 7:00 PM

1. Call to Order

President Smith called the council meeting to order and asked Mr. Shuman to call the roll.

2. Roll Call

All council members were present except for Mr. Canon.

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

3. Invocation

Mr. Bill White provided the invocation.

1. Bill White will provide the invocation.

4. Pledge of Allegiance

Paul Money lead the Pledge of Allegiance. Mikayla McCollum showed up too late to participate.

1. Paul Money and Mikayla McCollum from Opelika High School.will lead the Pledge.

5. Reading of Minutes

1. Minutes from the 4-18-17 City Council Meeting.

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

6. Unfinished Business

7. Remarks By the Mayor

Mayor Fuller thanked President pro-tem Jones for doing a good job in running the council meetings while President Smith was absent.

President Smith also thanked Ms. Jones for covering for me and for all the prayers while I was gone.

Mayor Fuller stated Garden in the Park will be Saturday starting around 9am.

Mayor Fuller stated Summer Swing starts tonight at Municipal Park.

1. Proclamation declaring May 2017 as Bike Month.
Mayor Fuller presented a proclamation to Shirley Lazenby declaring May 2017 as bike month. Mayor Fuller also thanked Shirley and the Opelika bike advisory committee for their efforts in making Opelika a bike friendly City.
2. Proclamation declaring the National Day of Prayer on May 4, 2017.
Mayor Fuller presented a proclamation to Laura Fuller and Bill White recognizing May 4th as the National Day of Prayer.

8. Citizen Communications

(Limit comments to five minutes or less) - No one came forward to speak.

9. Report of Disbursements

10. Committee Reports

11. General Business

1. Public Hearing, Amend Zoning Ord & Map: 400 Block Columbus Pkwy, 14.3 Acres, R-4, GC to C-3, GC

Marty Ogren, Assistant Planning Director, presented a summary of this zoning amendment. President Smith opened the public hearing asking if there was anyone present that would like to speak for or against said zoning amendment. No one came forward to speak. President Smith closed the public hearing.

12. Awarding of Bids

1. Bids 089-17 4X4 TRACTOR-BACKHOE-LOADER-36 MO LEASE - PW

RESULT: APPROVED [UNANIMOUS]

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Tiffany Gibson-Pitts, Council Member

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

ABSENT: David Canon

2. Bids 090-17 Intelligent City-Camera System-Phase 2 - IT

RESULT: APPROVED [UNANIMOUS]

MOVER: Dozier Smith T, Council Member

SECONDER: Patricia Jones, President Pro-Tem

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

ABSENT: David Canon

13. Resolutions

1. Resolution 091-17 Expense Reports from Various Departments.

RESULT: APPROVED [UNANIMOUS]

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Tiffany Gibson-Pitts, Council Member

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

ABSENT: David Canon

2. Resolution 092-17 Designate City Personal Property as Surplus & Authorize Disposal

RESULT: APPROVED [UNANIMOUS]

MOVER: Tiffany Gibson-Pitts, Council Member

SECONDER: Dozier Smith T, Council Member

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

ABSENT: David Canon

3. Resolution 093-17 Appropriation Contract, Lee Co. Water Festival.

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

4. Resolution 094-17 Special Appropriation to Envision Opelika, O'Grows Community Garden.

RESULT: **APPROVED [3 TO 0]**
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: Patricia Jones, President Pro-Tem
AYES: Patricia Jones, Tiffany Gibson-Pitts, Eddie Smith
ABSTAIN: Dozier Smith T
ABSENT: David Canon

5. Resolution 095-17 Reprogram PY2014 CDBG Funds

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

6. Resolution 096-17 Reprogram PY2015 CDBG Funds

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

7. Resolution 097-17 Waiver of Fees, Habitat for Humanity.

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

8. Resolution 098-17 Waiver of Fees, New Courthouse Annex.

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

9. Resolution 099-17 New Job Classification & Job Description for Senior Probation Officer.

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

14. Ordinances

1. Ordinance 110-17-ORD Amend Zoning Map: 95 Orr Avenue, 24.2 Acres, from M-1, GC to C-3, GC - 2Nd Reading.

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

2. Ordinance 111-17-ORD Amend City Code, Sec 14-201 Back-To-School Sales Tax Holiday - 2Nd Reading.

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

3. Ordinance 112-17-ORD Amend Zoning Ord. & Map: 400 Block Columbus Parkway, from R-4, GC to C-3, GC - 1St Reading.

This ordinance was introduced by Mr. Smith T. Then Ms. Jones made the motion to suspend the rules and was seconded by Ms. Pitts. The following vote was recorded:

Ayes Jones, Pitts, Smith T, Smith.

Nays None.

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

15. Appointments

1. Re-appoint Chuck Wacker to the Ala. Mun. Electric Election Committee. New term expires 5-31-18.

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

2. Appointment to the Opelika Utility Board - vacant position. Term expires 5-04-22.

Ms. Jones made the motion to Table this appointment and was seconded by Ms. Pitts. The following vote was recorded:

Ayes Jones, Pitts, Smith T, Smith.

Nays None.

16. Adjourn

The City Council meeting minutes of May 2, 2017 are hereby adopted and approved this the 16th 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 7:28 pm.

RESULT: APPROVED [UNANIMOUS]

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Tiffany Gibson-Pitts, Council Member

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

ABSENT: David Canon



City Council
204 South 7Th Street
Opelika, AL

ADOPTED

CM MINUTES (ID # 2233)

Meeting: 05/02/17 07:00 PM
Department: City Clerk
Category: CM Minutes
Prepared By: Robert Shuman
Initiator: Robert Shuman
Sponsors:

DOC ID: 2233

Minutes from the 4-18-17 City Council Meeting.

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



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 to 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 street 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. Something 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 - 1st 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 - 1st 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 ____ day of _____, 2017.

/S/

 President of the City Council
 City of Opelika, Alabama

ATTEST:

/s/

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

SCHEDULED

GENERAL BUSINESS (ID # 2202)

Meeting: 05/02/17 07:00 PM

Department: Planning

Category: Public Hearing

Prepared By: Marty Ogren

Initiator: Charles Mosley

Sponsors:

DOC ID: 2202

Public Hearing, Amend Zoning Ord & Map: 400 Block Columbus Pkwy, 14.3 Acres, R-4, 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, May 2, 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 a R-4, GC District (Medium-Density Residential, Gateway Corridor Overlay District) to a C-3, GC District (General Commercial, Gateway Corridor Overlay District), the parcel of land hereinafter described:

Commencing at the Southwest corner of Section 8, Township 19 North, Range 27 East, Opelika, Lee County, Alabama; thence East Point of Beginning; thence East, a distance of 2649.71 feet; thence North, a distance of 101.01 feet to a found McCrory pin; thence North 00°09'20" West, a distance of 384.28 feet to a found Boles pin (CA00062) for a corner and point of beginning of the parcel to be rezoned from R4 to C3: from this POINT OF BEGINNING, thence along the North line of the current C3 Zone South 89°13'33" West, a distance of 419.95 feet to a point; thence continue along said zoning line South 89°34'22" West, a distance of 100.00 feet to a found pin (CA00062); thence continue along said zoning line North 88°37'36" West, a distance of 393.91 feet to a found ½" open top pin; thence continue along said zoning line South 89°34'41" West, a distance of 25.25 feet to a found ½" open top pin; thence North 00°45'14" West, a distance of 657.56 feet to a found pin (CA00062); thence North 89°03'16" East, a distance of 946.52 feet to a found ¾" crimped top iron pin; thence South 00°06'11" East, a distance of 675.96 feet to the point of beginning.

The above-described property is located in the 400 block of Columbus Parkway, Opelika, Alabama.

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 April, 2017.

CITY CLERK OF THE CITY OF OPELIKA, ALABAMA

TO: PUBLISHER
Opelika-Auburn News

Opelika, Alabama 36801

Please publish the foregoing Notice one (1) time in the April 9, 2017 issue of your paper.

CITY CLERK

Scott Land Company is requesting rezoning 14.3 acres at 400 block Columbus Parkway from an R-4, GC (medium density residential) zone to a C-3, GC (general commercial) zone. The property owner has a buyer (Thompson Tractor Company) and 3.3 acres is located in a R-4, GC zoning district; also, the buyer has an option to buy 4.2 acres also located in a R-4, GC zone. The adjacent property to the south is zoned C-3, GC. (See report & map attached). At the March 28th meeting, the Planning Commission voted 5 to 0 (one abstain) to send a positive recommendation to CC to rezone the property. At the April 4th CC WS, the City Council reviewed the rezoning request and approved advertising for a CC PH.

COMMENTS - Current Meeting:

Marty Ogren, Assistant Planning Director, presented a summary of this zoning amendment. President Smith opened the public hearing asking if there was anyone present that would like to speak for or against said zoning amendment. No one came forward to speak. President Smith closed the public hearing.

City of Opelika

Planning Commission Report

Action Requested: Rezoning – 14.3 acres

Location of Property: 400 block Columbus Parkway

Property Owner(s): Scott Land Company Inc.

Current Zoning: R-4, GC

Zoning Request: C-3, GC

Existing Land Use: Undeveloped

**Surrounding Zoning Districts
And Land Uses:**

North	R-4	Undeveloped
South	C-3, GC	Commercial (JD Byrider- Used Auto Sales)
East	C-3, GC	Commercial (Glynn Smith - Auto Sales)
West	C-3, GC	Commercial

Staff Comments:

The applicant is requesting rezoning 14.3 acres of a 17.6 acre parcel from an R-4, GC (residential) zone to a C-3, GC (general commercial) zoning district. The parcel is located in two zoning districts. A 14.3 rezoning area is located in the rear portion of the 17.6 acre parcel (see rezoning map in packet). A 3.3 acre portion of the 17.6 acres is located in a C-3, GC zone fronts along Columbus Parkway. The applicant has a buyer (Thompson Tractor Company) for a 5 acre commercial development on an adjacent lot that fronts along Columbus Parkway; about 1.7 acres of the 5 acres is part of the 17.6 acres and located in the R-4, GC zoning district. Thompson Tractor has a contract with the applicant to purchase 4.2 acres for future expansion; the 4.2 acres is also located in the R-4, GC zone. The applicant is requesting rezoning of his entire 14.3 acres from an R-4, GC zone to a C-3, GC zone.

Staff Recommendation:

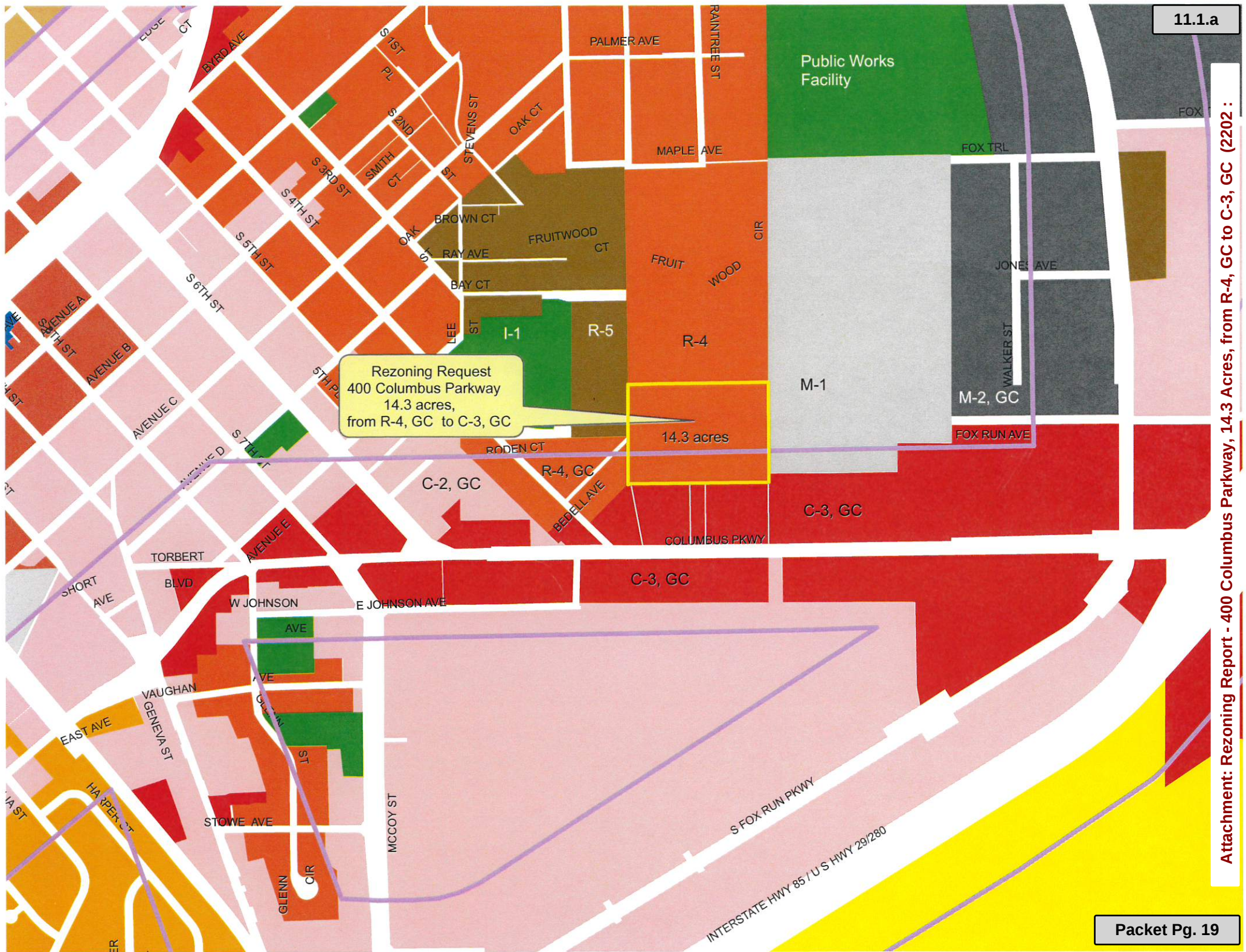
Planning Staff believes that the rezoning request for the 14.3 acres from R-4, GC to C-3, GC is appropriate. The applicant owns 7.3 acres that is zoned C-3, GC, located adjacent to the 14.3 acre rezoning property and fronts along Columbus Parkway. Along Columbus Parkway, from 4th Street to Exit 64 on Interstate 85 (0.6 miles), all properties are zoned C-3, GC. The adjacent property east of the rezoning property is located in an M-1, GC (manufacturing). Many of the existing land

uses along Columbus Parkway are automobile sales businesses - auto sales lots, auto repair, and a recreational vehicle/camper sales lot.

Staff recommends Planning Commission send a positive recommendation to the City Council to rezone the property from R-4, GC to C-3, GC.

At the March 28th meeting, the Planning Commission voted 5 to 0 (and one abstain) to send a positive recommendation to the City Council to rezone 14.3 acres accessed at the 400 block of Columbus Parkway from M-1, GC to C-3, GC.

This is a request to advertise for a City Council public hearing for the rezoning.





City Council

204 South 7Th Street
Opelika, AL

ADOPTED

BIDS 089-17

Meeting: 05/02/17 07:00 PM
Department: Purchasing and Revenue
Category: Bid
Prepared By: Angela Norrell
Initiator: Lillie Finley
Sponsors:
DOC ID: 2239

4X4 TRACTOR-BACKHOE-LOADER-36 MO LEASE - PW

RESOLUTION NO. _____

WHEREAS, the Purchasing Department solicited sealed bids for a thirty-six (36) month lease with purchase option for a Four-Wheel Drive Rubber-Tired Tractor/Backhoe/Loader for the Public Works Street Department; and

WHEREAS, Southland Machinery is the low bidder;

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

1. That the lease be awarded to Southland Machinery on their low bid meeting specifications.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Southland Machinery on their low bid in the amount of \$836.77 per month with a total of \$30,123.72 for the thirty-six (36) month lease.
3. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Southland Machinery on their bid in the amount of \$56,892.00 if the lease-purchase option is chosen after the thirty-six (36) month lease is over.
4. That the Mayor is hereby authorized to sign all documents pertaining to this lease.

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

C. E. "Eddie" Smith, Jr.
President of the City Council
City of Opelika, Alabama

ATTEST:

Robert G. Shuman
City Clerk - Treasurer

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

FACT SHEET

SUBJECT: Sealed Bids – Bid #17018 – We are asking the Council to approve a thirty-six (36) month lease with purchase option for a Four-Wheel Drive Rubber-Tired Tractor/Backhoe/Loader

FACTS:

- Bid opening date – 4/3/17
- User Department – Public Works/Street Department
- The bid was mailed to 19 vendors
- 3 bids were received
- Bid tabulation sheet attached

RECOMMENDATION:

- **Recommend lease be awarded to Southland Machinery on their low bid meeting specifications in the amount of \$836.77 per month with a total of \$30,123.72 for the thirty-six (36) month lease with the option to purchase at lease-end for the amount of \$56,892.00.**

[illegible]



City Council
204 South 7Th Street
Opelika, AL

ADOPTED

BIDS 090-17

Meeting: 05/02/17 07:00 PM
Department: Purchasing and Revenue
Category: Bid
Prepared By: Angela Norrell
Initiator: Lillie Finley
Sponsors:
DOC ID: 2242

Intelligent City-Camera System-Phase 2 - IT

RESOLUTION NO. _____

WHEREAS, the Purchasing Department solicited sealed bids for a contract for the Intelligent City-Camera System-Phase 2 for the Information Technology Department; and

WHEREAS, Vision Security Technologies submitted the sole bid meeting the specifications; and

WHEREAS, this is a budgeted purchase from Capital Expenditures;

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

1. That the bid be awarded to Vision Security Technologies.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Vision Security Technologies on their bid meeting specifications for a total amount of \$125,577.86.
3. That the Controller is authorized to adjust the budget as necessary for this contract.
4. That the Mayor is hereby authorized to sign all documents pertaining to this contract.

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

C. E. "Eddie" Smith, Jr.
President of the City Council
City of Opelika, Alabama

ATTEST:

Robert G. Shuman
City Clerk - Treasurer

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

FACT SHEET

SUBJECT: Sealed Bid #17017 – We are asking the Council to approve a contract for the Intelligent City-Camera System-Phase 2

FACTS:

- Bid opening date – 4/24/17
- User department(s) – Information Technology
- The bid was mailed to 7 vendors
- 1 bid was received
- Budgeted contract
- Bid tabulation sheet attached

RECOMMENDATION:

- **Recommend contract be awarded to Vision Security Technologies on their sole bid meeting specifications in the amount of \$125,577.86.**

Lillie Finley

[illegible]

RESOLUTION NO. 091-17

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
-----	-----	
Tara Bryan	Municipal Court	146.14
Nadja Frazier	Municipal Court	135.17
Guy Gunter	City Attorney	478.85
Derek Lee	Opelika Power Services	693.11
Lori Huguley	Economic Development	730.80
Gary Fuller	Mayor	4,050.40
Russell Jones	Accounting	174.42

-) 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.
- 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.

C. E. "Eddie" Smith, Jr.
President of the City Council
City of Opelika, Alabama

ATTEST:

Robert G. Shuman, CMC
City Clerk - City Treasurer

EXPENSE REPORT

PERIOD ENDING

NAME

Name

Tara Bryon

DEPARTMENT

Department

Municipal Court

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS			ENTERTAINMENT Itemize Below	MISC. EXPENSES Itemize Below	DAILY TOTAL
			AIR RAIL, ETC	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUB- LIC TRANSIT	Mileage AUTO EXPENSES Itemize Below	BREAKFAST	LUNCH	DINNER			
SUN												
MON												
TUE												
WED	Birmingham, AL					55.64			\$19.51			75.15
THU	Birmingham, AL								\$15.35			15.35
FRI	Birmingham, AL					55.64						55.64
SAT												
WEEKLY CATEGORY TOTALS \$						\$111.28			\$34.86			\$146.14

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 _____
 Footing Verified _____
 Inv. Price Blo Price _____
 Ok To Pay _____
 A/C # Verified _____

NUMBER OF DAYS AWAY FROM HOME

3

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

0

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

0

NATURE OR PURPOSE OF TRAVEL

Magistrate - Maintenance
Hours

METHOD OF REIMBURSEMENT

☐ DEDUCT FROM
MY ADVANCE☒ MAIL TO

Snail M

TO: Municipal Court

ITEMIZED AUTOMOBILE EXPENSES		
DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT
4.12.17	53.5 x 104 = 55.64	
thru	55.64 x 2 = 111.28	\$111.28
4.14.17	Mileage from OPD to	
	Perimeter Park S. Birmingham	

ITEMIZED MISCELLANEOUS EXPENSES		
DATE	ITEMS	AMOUNT

SIGNATURE

APPROVED BY

EXPENSE REPORT

PERIOD ENDING

NAME

Name

Nadja Frazer

DEPARTMENT

Department

Municipal Court

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS			ENTERTAINMENT Itemize Below	MISC. EXPENSES Itemize Below	DAILY TOTAL
			AIR RAIL, ETC.	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUB- LIC TRANSIT	Mileage AUTO EXPENSES Itemize Below	BREAKFAST	LUNCH	DINNER			
SUN												
MON												
TUE												
WED	Birmingham, AL					55.64		\$11.42	\$11.42			67.06
THU	Birmingham, AL								\$12.47			12.47
FRI	Birmingham, AL					55.64						55.64
SAT												
WEEKLY CATEGORY TOTALS \$						\$111.28		\$23.89	\$23.89			\$135.17

WEEKLY TOTAL EXPENSES

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

RECEIVED
APR 20 2017
BY: *[Signature]*

Agree To P.O. *[Signature]*
Exts Verified _____
Footing Verified _____
Inv. Price Bld Price _____
Ok To Pay _____
A/C # Verified _____

NUMBER OF DAYS AWAY FROM HOME

3

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

0

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

0

NATURE OR PURPOSE OF TRAVEL

Regional Seminar for Magistrate Certification

METHOD OF REIMBURSEMENT

☐ DEDUCT FROM
MY ADVANCE

☒ MAIL TO

ITEMIZED AUTOMOBILE EXPENSES

DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT
4-12-17	53.5 x 104 = 55.64	
thru		
4-14-17	55.64 x 2 = 111.28	\$111.28
	Mileage from O'D to	
	& Perimeter Park O. B'ham, AL	

Mileage from

ITEMIZED MISCELLANEOUS EXPENSES

DATE	ITEMS	AMOUNT

Snail Mail - To: Municipal
Court
[Signature]
APPROVED BY
[Signature]
C. J. Corner

EXPENSE REPORT

PERIOD ENDING

4/17/2017

NAME

Name Guy F. Gunter, III

DEPARTMENT

Department Legal

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	Itemize Below					
							BREAKFAST	LUNCH	DINNER			
SUN												0.00
MON												0.00
TUE												0.00
WED												0.00
THU 4/13	Birmingham, AL	153.66				60.46			27.09			241.21
FRI 4/14	Birmingham, AL	153.66										153.66
SAT 4/15	Birmingham, AL					60.46	23.52					83.98
WEEKLY CATEGORY TOTALS \$		307.32	0.00	0.00	0.00	120.92	23.52	0.00	27.09	0.00	0.00	478.85

WEEKLY TOTAL EXPENSES

DATE	NAME OF PERSON(S) ENTERTAINED; COMPANY, TITLE	TIME & PLACE	NATURE & PUPOSE OF ENTERTAINMENT	AMOUNT	% OR \$ ALLOCATED TO BUSINESS
			Agree to R.O. Exts. Verified Feeding Verified Inv. Price, Bio Price Ok to Pay A/C # Verified		

NUMBER OF DAYS AWAY FROM HOME

2

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

0

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

0%

NATURE OR PURPOSE OF TRAVEL

Spring Municipal Law Conference 4/13/17-4/15/17

METHOD OF REIMBURSEMENT

☐ DEDUCT FROM
MY ADVANCE☒ MAIL TO

ITEMIZED AUTOMOBILE EXPENSES		
DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT
4/13	113 Miles from Opelika to Birmingham	60.46
4/15	113 Miles from Birmingham to Opelika	60.46

ITEMIZED MISCELLANEOUS EXPENSES		
DATE	ITEMS	AMOUNT

Guy F. Gunter, III

City Attorney

Opelika, AL 36801

SIGNATURE

APPROVED BY

EXPENSE REPORT

NAME

Derek S. Lee

DEPARTMENT

OPS

PERIOD ENDING

4/24/2017

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS			ENTERTAINMENT	MISC. EXPENSES	DAILY TOTAL
			AIR RAIL, ETC	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUBLIC TRANSIT	AUTO EXPENSES	Itemize Below			Itemize Below	Itemize Below	
SUN							BREAKFAST	LUNCH	DINNER			0.00
MON	Clear Point, AL	386.71										386.71
TUE	Dallas, TX		306.40									306.40
WED												0.00
THU												0.00
FRI												0.00
SAT												0.00
WEEKLY CATEGORY TOTALS \$		386.71	306.40	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	693.11

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

Footing Verified

Inv. Price Bio Price

Ok To Pay

A/C # Verified

NUMBER OF DAYS AWAY FROM HOME

3 Days

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

0

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

0%

NATURE OR PURPOSE OF TRAVEL

2017 Power Supply Conference and 2017
Broadband Community Summit

METHOD OF REIMBURSEMENT

☐ DEDUCT FROM
MY ADVANCE☒ MAIL TO

Derek S. Lee @ OPS

ITEMIZED AUTOMOBILE EXPENSES		
DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT

ITEMIZED MISCELLANEOUS EXPENSES		
DATE	ITEMS	AMOUNT

Derek S. Lee
SIGNATURE

APPROVED BY

Name

Department

Expense Report

Lori Huguley

Economic Development

Period Ending

ITEMIZE ALL REIMBURSABLE EXPENSE IN APPROPRIATE BLANKS - ITEMIZE ANY NON-REIMBURSABLE EXPENSES ON REVERSE OF LAST COPY

[illegible]

WEEKLY CATEGORY TOTALS\$

WEEKLY TOTAL OF EXPENSES

[illegible][illegible]

SIGNATURE

APPROVED BY

PERIOD ENDING**NAME**

Name Gary Fuller

DEPARTMENT

Department Mayor's Office 11050

[illegible]

WEEKLY TOTAL EXPENSES

[illegible]

NUMBER OF DAYS AWAY FROM HOME

7

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

Q

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

7

NATURE OR PURPOSE OF TRAVEL

2017 Paris Air Show - Economic Development

METHOD OF REIMBURSEMENT

☐ DEDUCT FROM MY ADVANCE☒ MAIL TO

ITEMIZED AUTOMOBILE EXPENSES

DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT

ITEMIZED MISCELLANEOUS EXPENSES

DATE	ITEMS	AMOUNT

Gary Fuller

Mayor's office

SIGNATURE

APPROVED BY

EXPENSE REPORT

13.1.b

NAME Russell Jones DEPARTMENT Accounting PERIOD ENDING 4/28/2017

ITEMIZE ALL REIMBURSABLE EXPENSES IN APPROPRIATE BLANKS - ITEMIZE ANY NON-REIMBURSABLE EXPENSES ON REVERSE OF LAST COPY.

DATE	DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS Itemize Below			ENTERTAINMENT Itemize Below	MISC EXPENSES Itemize Below	DAILY TOTAL
				AIR, RAIL, ETC	RENTAL CAR, LIMO, ETC.	LOCAL TAXI, TOLLS, & PUBLIC TRANSIT	AUTO EXPENSES Itemize Below	BREAKFAST	LUNCH	DINNER			
	SUN												\$ -
	MON												\$ -
	TUE												\$ -
26-Apr	WED	Opelika, AL					\$ 87.21						\$ 87.21
		Tuscaloosa, AL											
27-Apr	THU	Tuscaloosa, AL					\$ 87.21						\$ 87.21
		Opelika, AL											
	FRI												\$ -
	SAT												\$ -
WEEKLY CATEGORY TOTALS \$			\$ -	\$ -	\$ -	\$ -	\$ 174.42	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 174.42

WEEKLY TOTAL OF EXPENSES ↑

ITEMIZED ENTERTAINMENT AND BUSINESS MEALS					
DATE	NAME OF PERSON(S) ENTERTAINED; COMPANY, TITLE	TIME & PLACE	NATURE & PURPOSE OF ENTERTAINMENT	AMOUNT	ALLOCATED TO BUSINESS
			Agree To P.O.		
			Exts Verified		
			Footing Verified		
			Inv. Price Bio Price		
			Ok To Pay		
			A/C # Verified		

NUMBER OR DAYS AWAY FROM HOME

1

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

NATURE OR PURPOSE OF TRAVEL

CGAT BUDGETING COURSE

METHOD OF REIMBURSEMENT

MAIL TO:

ITEMIZED AUTOMOBILE EXPENSES		
DATE	MILEAGE, GAS, PARKING, REPAIRS, ETC	AMOUNT
26-Apr	163 MILES @ .535 PER MILE	\$ 87.21
27-Apr	163 MILES @ .535 PER MILE	\$ 87.21

ITEMIZED MISCELLANEOUS EXPENSES		
DATE	ITEMS	AMOUNT

SIGNATURE

APPROVED BY

RESOLUTION NO. 092-17

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 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.	Tire Changer	N/A
2.	1	Ea.	2005 Chevrolet Tahoe VIN 1GNEK13Z85J220768	87002614
3.	1	Ea.	Miller Electric Arc Welder	N/A
4.	1	Ea.	Profax Spool Gun	N/A
5.	1	Ea.	Camper Shell	N/A

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.

C. E. "Eddie" Smith, Jr.

President of the City Council

City of Opelika, Alabama

ATTEST:

Robert G. Shuman, CMC

City Clerk - Treasurer

RESOLUTION NO. 093-17

Appropriation Contract, Lee Co. Water Festival.**RESOLUTION NO. _____**

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

) That the proposed CONTRACT FOR SERVICES to be entered into between the City

of Opelika and the Lee County Water Festival, a copy of which is hereto attached as

Exhibit "A", be and the same is hereby approved, adopted, authorized, ratified and confirmed,

) That Gary Fuller, Mayor of the City of Opelika is hereby authorized and

empowered to execute the foregoing agreement in the name and on behalf of the City of Opelika

and the City Clerk is hereby authorized to affix the corporate seal of the City of Opelika thereto

and to attest the same, and the Mayor shall deliver one copy to the Lee County Water Festival,

and retain one copy.

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

C. E. "Eddie" Smith, Jr.
President of the City Council
City of Opelika, Alabama

Attest:

Robert G. Shuman, CMC
City Clerk - Treasurer

Rec 4/18/17
This is original
[Signature]

STATE OF ALABAMA)
COUNTY OF LEE)

CONTRACT FOR SERVICES

THIS AGREEMENT is made and entered into between the City of Opelika, Alabama a municipal corporation, hereinafter referred to as the "CITY", and the Lee County Water Festival, a 501(c)(3) corporation, hereinafter referred to as "LCWF", on this the _____ day of _____, 2017.

In consideration of the agreements herein contained, the parties agree as follows:

1. The term of this agreement shall be for a period of twelve (12) months commencing on the 1st day of October, 2016 and ending the 30th day of September, 2017.
2. During the term of this contract, the LCWF agrees to provide the following services :
 - Produce the annual Water Festival event.
 - Educate Opelika 4th graders on the role of surface and groundwater in the water cycle.
3. As compensation for the services rendered hereunder, the City agrees to pay to the LCWF, for the term of this agreement the sum of \$3,000.00 payable in a lump sum.
4. In the performance of its obligation hereunder, the LCWF shall not promote the beliefs of any religious sect or denomination or engage in impermissible religious activities under the First Amendment of the United States Constitution. All programs shall be open to qualifying participants regardless of race, national origin, gender or religious affiliation.
5. The LCWF agrees to comply with all local, state and federal laws while performing under the terms of this Contract.
6. The LCWF agrees that it will not use any funds received from the City for political activities nor shall it endorse or promote the campaign of any person for political office.
7. The LCWF in the performance of its operations and obligations hereunder shall not be deemed to be an agent of the City, but shall be deemed to be an independent contractor in every respect. The City does not and will not assume any responsibility for the means by which or manner in which the services by the LCWF are performed, but on the contrary, the LCWF shall be wholly responsible for the payment of its operating expenses, which includes, but not limited to, payroll expenses, taxes, maintenance expenses, supplies, utility charges, insurance premiums and governmental license fees.
8. The LCWF agrees that upon the violation of any of the covenants and agreements herein contained, the City may, at its option, terminate and cancel this agreement.
9. The LCWF shall not transfer or assign this contract or license any of the rights or privileges granted herein without the prior written consent of the City.
10. This contract supersedes any and all other agreements, either oral or written, between the parties hereto with respect to the subject matter hereof, and no other agreement, statement or promise relating to the subject matter of this contract which is not contained herein shall be valid or binding unless in writing signed by the parties.
11. Subject to the provisions regarding assignment, this contract shall be binding on the successors and assigns of the respective parties.

12. The validity of this contract and of any of its items, provisions, as well as the rights and duties of the parties hereunder, shall be governed by the laws of the State of Alabama.

IN WITNESS WHEREOF, the parties have hereunto signed their names and affixed their seals, this the _____ day of _____, 2017.

CITY OF OPELIKA, ALABAMA
A municipal corporation

BY: _____
Gary Fuller
Mayor

ATTEST:

Robert G. Shuman
City Clerk - Treasurer

Lee County Water Festival (LCWF)

BY: William Baum 4/17/17
President

ATTEST:

Jeanette Gaidenski
LCWF - Treasurer

RESOLUTION NO. 094-17

Special Appropriation to Envision Opelika, O'Grows Community Garden.**RESOLUTION NO. _____**

WHEREAS, the Opelika City Council appreciates and fully supports Envision Opelika and the various projects they are currently involved with, and

WHEREAS, Envision Opelika is now in need of additional funds to assist with their O'Grows Community Garden with all the food being grown being donated to the Food Bank, and

WHEREAS, City Council President Eddie Smith Ward 4, President Pro-tem Patricia Jones Ward 1, Councilman Tiffany Gibson-Pitts Ward 2, Councilman Dozier Smith T Ward 3 and Councilman David Canon Ward 5 each agrees to appropriate \$100.00 from their respective discretionary fund, to assist with funding the O'Grows Community Garden.

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

1. The City Council approves a special appropriation of \$500.00 to Envision Opelika to assist with the cost of the O'Grows Community Garden.
2. The Opelika City Council hereby declares and determines that said expenditure of these public funds serve a public purpose for the City of Opelika.
3. The Mayor and the Controller is hereby authorized and directed to move the discretionary funds as detailed below to the appropriate account(s):

Patricia Jones	Ward 1	Reserve fund	\$ 100.00
Tiffany Pitts	Ward 2	Current year	\$ 100.00
Dozier Smith T	Ward 3	Reserve fund	\$ 100.00
Eddie Smith	Ward 4	Reserve fund	\$ 100.00
David Canon	Ward 5	Reserve fund	\$ 100.00

4. The City Clerk-Treasurer is hereby authorized and directed to prepare the appropriate documents so that a check for \$500.00 payable to Envision Opelika

Foundation can be prepared and delivered with said funds being earmarked and designated for the O'Grows Community Garden.

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

C. E. "Eddie" Smith, Jr.
President City Council
City of Opelika, Alabama

Attest:

Robert G. Shuman, CMC
City Clerk - Treasurer

RESOLUTION NO. 095-17

Reprogram PY2014 CDBG Funds**FACT SHEET**

SUBJECT: Amend CDBG Action Plan PY 2014 Budgets

Community Development staff requests City Council adopt resolution to amend PY2014 Action Plan budget as shown below. Staff proposes budget adjustment to be made moving \$106,990.85 PY2014 funds to PY2016, remaining in the same activities, so that PY2014 can be closed out in IDIS.

HUD requires a 30-day citizen comment period which shall be initiated on March 20, 2017 and end on April 20, 2017. As of this time, no comments have been received.

See outline attached.

RESOLUTION NO. _____

WHEREAS, the City of Opelika, an Entitlement City, receives U.S. Department of Housing and Urban Development (HUD) funds from the Community Development Block Grant (CDBG); and

WHEREAS, the City of Opelika desires to amend their Program Year 2014 Action Plan to provide further public services and to re-allocate unspent CDBG funding amounting to \$106,990.85 from a variety of activities; and

WHEREAS, the City's Consolidated Plan delineates Housing Services and Rehabilitation programs as primary goals of the City to improve the quality of life for all citizens; and

WHEREAS, of the \$106,990.85 in unspent funding will be allocated to Program Year 2016 Action Plan budget as follows: \$65,399.16 to the Emergency Home Repair Loan program; \$12,000.00 to the Home Ownership Loan Program; and \$29,591.69 to the Main Street Façade Program.

WHEREAS, the proposed amendment was advertised on March 8, 2017 in the Opelika Observer to announce a public hearing on March 20, 2017 and the start of a minimum 30-day citizen comment period ending April 20, 2017; and

WHEREAS, these changes meet the threshold for a substantial amendment to the action plan and consolidated plan; and

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

1. That the City adopt the Action Plan amendments attached hereto.
2. That Gary Fuller, in his capacity as Mayor, be authorized to execute all agreements necessary to implement the amended Action Plans.

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

C. E. "Eddie" Smith, Jr.

President City Council

Opelika, Alabama

ATTEST:

R. G. Shuman, CMC

City Clerk - Treasurer

FACT SHEET

SUBJECT: Amend CDBG Action Plan PY 2014 Budgets

Community Development staff requests City Council adopt resolution to amend PY2014 Action Plan budget as shown below. Staff proposes budget adjustment to be made moving \$106,990.85 PY2014 funds to PY2016, remaining in the same activities, so that PY2014 can be closed out in IDIS.

Description	Current Budget	Increase	Decrease	Ending Budget
Main Street (2014)	\$29,591.69		\$29,591.69	\$0.00
Emergency Home Repair (2014)	\$11,263.12		\$11,263.12	\$0.00
Home Ownership Loan Program (2014)	\$66,136.04		\$66,136.04	\$0.00
Main Street (2016)	\$10,000.00	\$29,591.69	\$0.00	\$39,591.69
Emergency Home Repair (2016)	\$25,787.00	\$65,399.16	\$0.00	\$91,186.16
Home Ownership Loan Program (2016)	\$25,000.00	\$12,000.00		\$37,000.00

HUD requires a 30-day citizen comment period which shall be initiated on March 20, 2017 and end on April 20, 2017. As of this time, no comments have been received.

RESOLUTION NO. 096-17

Reprogram PY2015 CDBG Funds**SUBJECT:** Amend CDBG Action Plan PY 2015 Budgets

Community Development staff requests City Council adopt resolution to amend PY2015 Action Plan budget as shown below. Staff proposes budget adjustment to be made moving \$28,444.95 PY2015 funds to PY2016 to Emergency Home Repairs so that PY2015 can be closed out in IDIS.

HUD requires a 30-day citizen comment period which shall be initiated on March 20, 2017 and end on April 20, 2017. As of this time, no comments have been received.

See outline attached.

RESOLUTION NO. _____

WHEREAS, the City of Opelika, an Entitlement City, receives U.S. Department of Housing and Urban Development (HUD) funds from the Community Development Block Grant (CDBG); and

WHEREAS, the City of Opelika desires to amend their Program Year 2015 Action Plan to provide further public services and to re-allocate unspent CDBG funding amounting to \$28,444.95 from a variety of activities; and

WHEREAS, the City's Consolidated Plan delineates Housing Services and Rehabilitation programs as primary goals of the City to improve the quality of life for all citizens; and

WHEREAS, of the \$28,444.95 in unspent funding will be allocated to Program Year 2016 Action Plan budget as follows: \$28,444.95 to the Emergency Home Repair Loan program.

WHEREAS, the proposed amendment was advertised on March 8, 2017 in the Opelika Observer to announce a public hearing on March 20, 2017 and the start of a minimum 30-day citizen comment period ending April 20, 2017; and

WHEREAS, these changes meet the threshold for a substantial amendment to the action plan and consolidated plan; and

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

1. That the City adopt the Action Plan amendments attached hereto.
2. That Gary Fuller, in his capacity as Mayor, be authorized to execute all agreements necessary to implement the amended Action Plans.

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

 C. E. "Eddie" Smith, Jr.
 President City Council
 Opelika, Alabama

ATTEST:

 R. G. Shuman, CMC
 City Clerk - Treasurer

FACT SHEET

SUBJECT: Amend CDBG Action Plan PY 2015 Budgets

Community Development staff requests City Council adopt resolution to amend PY2015 Action Plan budget as shown below. Staff proposes budget adjustment to be made moving \$28,444.95 PY2015 funds to PY2016 to Emergency Home Repairs so that PY2015 can be closed out in IDIS.

Description	Current Budget	Increase	Decrease	Ending Budget
Administration (2015)	\$ 325.57		\$ 325.57	\$0.00
Community Market (2015)	\$ 983.38		\$ 983.38	\$0.00
Emergency Home Repair (2015)	\$ 89.00		\$ 89.00	\$0.00
Greater Peace K4 (2015)	\$ 12.00		\$ 12.00	\$0.00
Home Ownership (2015)	\$ 7,000.00		\$ 7,000.00	\$0.00
Habitat for Humanity (2015)	\$20,000.00		\$20,000.00	\$0.00
Main Street Façade (2015)	\$ 35.00		\$ 35.00	\$0.00
Emergency Home Repairs (2016)	\$91,186.16	\$28,444.95	\$ 0.00	\$119,631.11

HUD requires a 30-day citizen comment period which shall be initiated on March 20, 2017 and end on April 20, 2017 As of this time, no comments have been received.

RESOLUTION NO. 097-17

Waiver of Fees, Habitat for Humanity.

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING THE WAIVER OF ALL BUILDING
AND CONSTRUCTION PERMIT FEES FOR HOUSES BEING
CONSTRUCTED BY AUBURN OPELIKA HABITAT FOR HUMANITY**

WHEREAS, there is a lack of sanitary, safe and affordable dwelling accommodations for persons of moderate and low income; and

WHEREAS, Auburn Opelika Habitat for Humanity (“Habitat”) is a non-profit organization dedicated to building simple, decent and affordable housing for low and moderate income persons; and

WHEREAS, Habitat works in partnership with persons in need of decent and adequate housing who would not ordinarily qualify for home ownership; and

WHEREAS, Habitat’s selection committee chooses homeowners based on their level of need, their willingness to become partners in the program and their ability to repay the loan; and

WHEREAS, Habitat relies on voluntary labor in order to construct simple and affordable homes with its partner families; and

WHEREAS, some corporations and businesses who value good corporate citizenship provide financial support to the projects and/or donate materials for use in construction; and

WHEREAS, upon completion, the home is sold to the family partner with a no-interest mortgage; and

WHEREAS, Habitat works with the homeowners helping them to become responsible homeowners and citizens; and

WHEREAS, Habitat has requested that the City of Opelika (the “City”) waive any and all building and construction fees and site review fees related to houses being constructed by Habitat within the corporate limits of Opelika; and

WHEREAS, pursuant to §11-96A-3, *Code of Alabama*, municipal governing bodies may appropriate, lend or donate funds or properties to any non-profit corporation or agency to be used for the purpose of funding or providing low or moderate income housing; and

WHEREAS, the City Council of the City of Opelika (the “Council”) finds and determines that the waiver of such building and construction permit fees will serve a valid and sufficient public purpose because it will facilitate the construction of low and moderate public housing for the benefit of the general public.

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

1. That the Council does hereby waive any and all building and construction permit fees and site review fees required by the City related to houses being constructed by Habitat for a period of one (1) year from the date of this Resolution. Habitat shall be exempt from the payment of the following fees:

- (a) Planning fees
- (b) Plan review fees
- (c) Building permit fees, including electrical, mechanical and plumbing

permit fees

- (d) Subdivision application fees
- (e) Zoning application fees
- (f) Site review fees
- (g) Conditional use and site plan review fees
- (h) Sewer tap fees

2. 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.

3. That this Resolution shall take effect upon its passage and adoption by the City Council and shall remain in full force and effect for one (1) year from the date this Resolution was adopted and approved.

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

PRESIDENT OF THE CITY COUNCIL
OF THE CITY OF OPELIKA

ATTEST:

CITY CLERK

RESOLUTION NO. 098-17

Waiver of Fees, New Courthouse Annex.

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING THE WAIVER OF ALL BUILDING
AND CONSTRUCTION PERMIT FEES RELATED TO THE
CONSTRUCTION OF THE NEW COURTHOUSE ANNEX**

WHEREAS, the Lee County Commission has announced plans to construct a major addition (the “Project”) to the Lee County Courthouse located at 215 S. 9th Street, Opelika, Alabama; and

WHEREAS, the Courthouse has undergone a number of renovations since it was first built and continues to serve as the County Courthouse for Lee County, Alabama; and

WHEREAS, the new three-level, thirty-six thousand (36,000) square foot annex will replace the former jail and sheriff’s office that was added to the rear of the Courthouse in the 1950s; and

WHEREAS, the Project should be completed within two (2) years; and

WHEREAS, the Courthouse is considered the most historically and architecturally significant building in downtown Opelika; and

WHEREAS, the City Council of the City of Opelika, Alabama, (the “Council”) enthusiastically supports said plans to expand the Lee County Courthouse; and

WHEREAS, the Lee County Commission has requested that the City waive any and all building and construction permit fees and site review fees related to the Project; and

WHEREAS, the Council finds and determines that the waiver of such fees will serve a valid and sufficient public purpose because it will facilitate the construction of the Project for the benefit of the general public.

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

1. That the Council does hereby waive any and all building and construction permit fees and site review fees required by the City related to the Project, including but not limited to site plan review, building, mechanical, electrical and plumbing permits. With respect to the Project, the City agrees that the above listed plan review, construction and building permit fees, as well as any other local fees associated with said functions, shall be waived.

2. 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.

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

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

PRESIDENT OF THE CITY COUNCIL
OF THE CITY OF OPELIKA

ATTEST:

CITY CLERK

EXHIBIT A



Attachment: LCC EXHIBIT A (098-17 : Waiver of Fees, New Courthouse Annex)

RESOLUTION NO. 099-17

New Job Classification & Job Description for Senior Probation Officer.**RESOLUTION NO. _____**

**RESOLUTION AUTHORIZING NEW JOB CLASSIFICATION
AND JOB DESCRIPTION FOR SENIOR PROBATION OFFICER**

WHEREAS, the Mayor has submitted his recommendation to the City Council to authorize the new job classification and job description for Senior Probation Officer and to amend the organizational chart of the Probations Division.

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

1. That the new job classification of Senior Probation Officer in Probations Division at pay grade 18 is hereby approved and authorized by the City Council.
2. That the new job description of Senior Probation Officer, attached hereto as Exhibit "A" and incorporated herein by reference, is hereby approved by the City Council.
3. That the City Administrator and the Controller are hereby authorized and directed to modify the organizational chart of the Probations Division to implement the changes in personnel as contemplated by this Resolution. The Senior Probation Officer shall report directly to the Presiding Municipal Judge and the City Administrator.
4. Funds for this position shall be provided from the unassigned fund balance for fiscal year 2016-2017, for all compensation and benefits attributable to the position of Senior Probation Officer.
5. That the Controller is authorized to make the appropriate budget adjustments to

implement 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 OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

“EXHIBIT A”**CITY OF OPELIKA
POSITION DESCRIPTION****TITLE: SENIOR MUNICIPAL PROBATION OFFICER****GENERAL DESCRIPTION**

The essential function of the position within the organization is to supervise operations of the Probations Section for the City of Opelika, in compliance with local and State of Alabama laws and regulations. The position is responsible all duties and responsibilities of the Probations Section to include performing administrative functions, monitoring and managing cash reports, preparing budget, and performing related clerical tasks. This position is responsible for supervision of the Probation Officer in the section. The position works independently, reporting major activities through periodic meetings.

PRIMARY DUTIES: *This list represents the essential tasks performed by this position. Employees may be assigned additional duties by management as required.*

Conducts pre-trial diversion investigations and prepares recommendations for admissions to the pre-trial diversion program (including making assessments for restitution).

Schedules and conducts interviews for the purpose of assessing a probationer's risks and needs.

Informs, explains and advises probationers on the terms and conditions of probation, including office visits, financial payments, education/employment stipulations, treatment programs, curfews and other special conditions ordered by the Court.

Supervises division personnel, including selecting or recommending selection, training, assigning and evaluating work, counseling, disciplining, recommending termination.

Monitors probationers' fines, fees and related court costs and insures that any/all financial obligations are complied with or have been satisfied.

Monitors chemical dependency and mental health assessments of probationers as ordered by the Court.

Arranges for installation and supervision of ignition interlock systems.

Supervises probationers' participation in treatment programs and obtains and evaluates provider records.

Reports status of compliance and any violations to the Judge.

Monitors and/or administers urine and alcohol testing to ensure compliance with court orders.

Meets with Judge, Court Clerk, prosecutors and other criminal justice and social service agencies whenever necessary to provide and receive information on Court operations.

Maintains confidentiality of information and professional boundaries.

Develops new corrective treatment plans consistent with evidence-based practices by professional research, membership in professional organizations and personal contact with others in the field.

Develops procedures, programs and policies to assure efficient functioning of probation supervision services.

SENIOR MUNICIPAL PROBATION OFFICER

Continually analyzes and evaluates the structure, workload, policies and procedures with respect to probation services and develops revisions as needed.

Develops and maintains community support and collaboration of community partners through a variety of community activities and networks.

Maintains and fosters a professional and positive work environment.

Interacts with offender after sentencing.

Assesses and determines offender's reporting schedule and payment schedule.

Coordinates community service, such as referral to appropriate agencies to address specific needs, if sentenced.

Makes home/work visits to offender, if needed, to monitor compliance.

Accepts payments of fines, restitution and costs.

Composes necessary documentation to affect issuance of warrants, delinquent reports, if offender violates probation.

Issues Failure to Pay and Failure to Report warrant requests to Opelika Municipal Court.

Attends Probation revocation hearings.

Gathers information/data to support periodic and special reports documenting activities for area of responsibility.

Attends conferences, seminars and workshops for the purpose of maintaining advanced techniques and probation administration and supervision.

Performs other duties and assists with projects as assigned by the Presiding Judge and/or City Administrator.

Attends or conducts staff and other professional meetings to exchange information; attends in-service training and technical or professional classes, seminars, or conferences to improve technical or professional skills.

DATA RESPONSIBILITY: *Data refers to information, knowledge, and conceptions obtained by observation, investigation, interpretation, visualization, and mental creation. Data are intangible and include numbers, words, symbols, ideas, concepts, and oral verbalizations.*

Coordinates or determines time, place, or sequence of operations or activities based on analysis of data and possibly executes determinations or reports on events.

PEOPLE RESPONSIBILITY: *People refers to individuals who have contact with or are influenced by the position.*

Possesses a comprehensive understanding of teamwork and the willingness to demonstrate it.

Possesses and exemplifies a strong work ethic.

Created April 2017

SENIOR MUNICIPAL PROBATION OFFICER

Possesses an understanding of the maintenance and restrictions of confidential information.

Possesses an ability to work under pressure and/or at a fast pace.

Possesses an ability to work independently.

Possesses and exemplifies a professional appearance and demeanor when at work and/or attending/participating in a Court related function.

Possesses an ability to be dependable and reliable.

Possesses an ability to multi-task with work assignments and Court requests/directives.

Possesses a pleasant personality, ability to interact and maintain an effective working relationship with judges, law enforcement officers, lawyers and others conducting business with the Court.

Instructs or trains others through explanation, demonstration, and supervised practice, or by making recommendations on the basis of technical disciplines.

INVOLVEMENT WITH THINGS: *Things refers to inanimate objects such as substances, materials, machines, tools, equipment, work aids, or products. A thing is tangible and has shape, form, and other physical characteristics.*

Must possess knowledge of basic computer programs, including word processing. Handles or uses machines, tools, equipment or work aids involving some latitude for judgment regarding attainment of a standard or in selecting appropriate items such as cash registers, computers, peripherals, or software programs such as spreadsheets.

ASSETS RESPONSIBILITY: *Assets responsibility refers to the responsibility for achieving economies or preventing loss within the organization.*

Requires some responsibility for achieving minor economies and/or preventing minor losses through the handling of or accounting for materials, supplies, or small amounts of money.

MATHEMATICAL REQUIREMENTS: *Mathematics deals with quantities, magnitudes, and forms and their relationships and attributes by the use of numbers and symbols.*

Uses addition, subtraction, multiplication, and division; may compute ratios, rates, and percents.

COMMUNICATIONS REQUIREMENTS: *Communications involves the ability to read, write, and speak.*

Demonstrates the ability to follow written and verbal instructions and must have knowledge of proper English, grammar, spelling, punctuation and composition.

Possesses the ability to effectively and professionally communicate verbally and in writing in English to diverse audiences

Reads scientific and technical journals, abstracts, financial reports, and legal documents; writes complex articles and reports; makes presentations to professional groups.

COMPLEXITY OF WORK: *Complexity of work addresses the analysis, initiative, ingenuity, creativity, and concentration required by the position and the presence of any unusual pressures.*

SENIOR MUNICIPAL PROBATION OFFICER

Performs work involving the application of logical principles and thinking to solve practical problems within or applying to a unit or division of the organization; requires continuous, close attention for accurate results and frequent exposure to unusual pressure.

JUDGMENT REQUIREMENTS: *Judgement requirements refers to the frequency and complexity of judgments and decisions given the stability of the work environment, the nature and type of guidance, and the breadth of impact of the judgments and decisions.*

Requires decision-making as a major part of the job, affecting a major segment of the organization and the general public; works in a dynamic environment with responsibility for developing policies and practices.

IMPACT OF ERRORS: *Impact of decisions refers to consequences such as damage to property, loss of data or property, exposure of the organization to legal liability, or injury or death for individuals.*

Makes decisions with moderate impact - affects those in work unit.

EDUCATION REQUIREMENTS: *Education requirements refers to job specific training and education required for entry into the position.*

A bachelor's degree from an accredited college in criminology, psychology or sociology is preferred.

Requires associate's degree or the equivalent of two years of college or specialized vocational training in computer technology, law, court clerk, public administration, or a closely related field.

LICENSES, CERTIFICATIONS, AND REGISTRATIONS REQUIRED: *Licenses, certifications, and registrations refers to professional, state, or federal licenses, certifications, or registrations required to enter the position.*

Requires State of Alabama Driver's License.

EXPERIENCE REQUIREMENTS: *Experience refers to the amount of work experience that is required for entry into the position that would result in reasonable expectation that the person can perform the tasks required by the position.*

8 Years of related experience as a Municipal Court Magistrate, Probation Officer or Parole Officer. At least one year of experience as a probation officer at the City of Opelika is required.

PHYSICAL DEMANDS: *Physical demands refers to the requirements for physical exertion and coordination of limb and body movement.*

The job involves a significant amount of sitting, talking, listening and reaching with hands and arms. A probation officer must be able to stand for significant periods of time without any physical difficulty. The ability to be attentive to and observe potential and actual threats to safety; to move quickly to respond to these threats; and to effectively intervene and prevent these threats are vital to the position's requirements. Someone in this position must be able to safely and effectively operate a motor vehicle.

Requires sedentary work involving standing or walking for brief periods, exerting up to 10 pounds of force on a regular basis, and moderate dexterity in operating office equipment.

SAFETY OF OTHERS: *Safety of others refers to the responsibility for the safety of others, either inherent in the job or to assure the safety of the general public.*

Requires no responsibility for the safety and health of others.

UNAVOIDABLE HAZARDS: *Unavoidable hazards refers to unusual conditions in the work environment that may cause illness or injury.*

SENIOR MUNICIPAL PROBATION OFFICER

The position may be exposed to extreme heat and/or cold, wet/humid conditions, bright and/or dim light, dust or pollen, moving mechanical parts, and traffic.

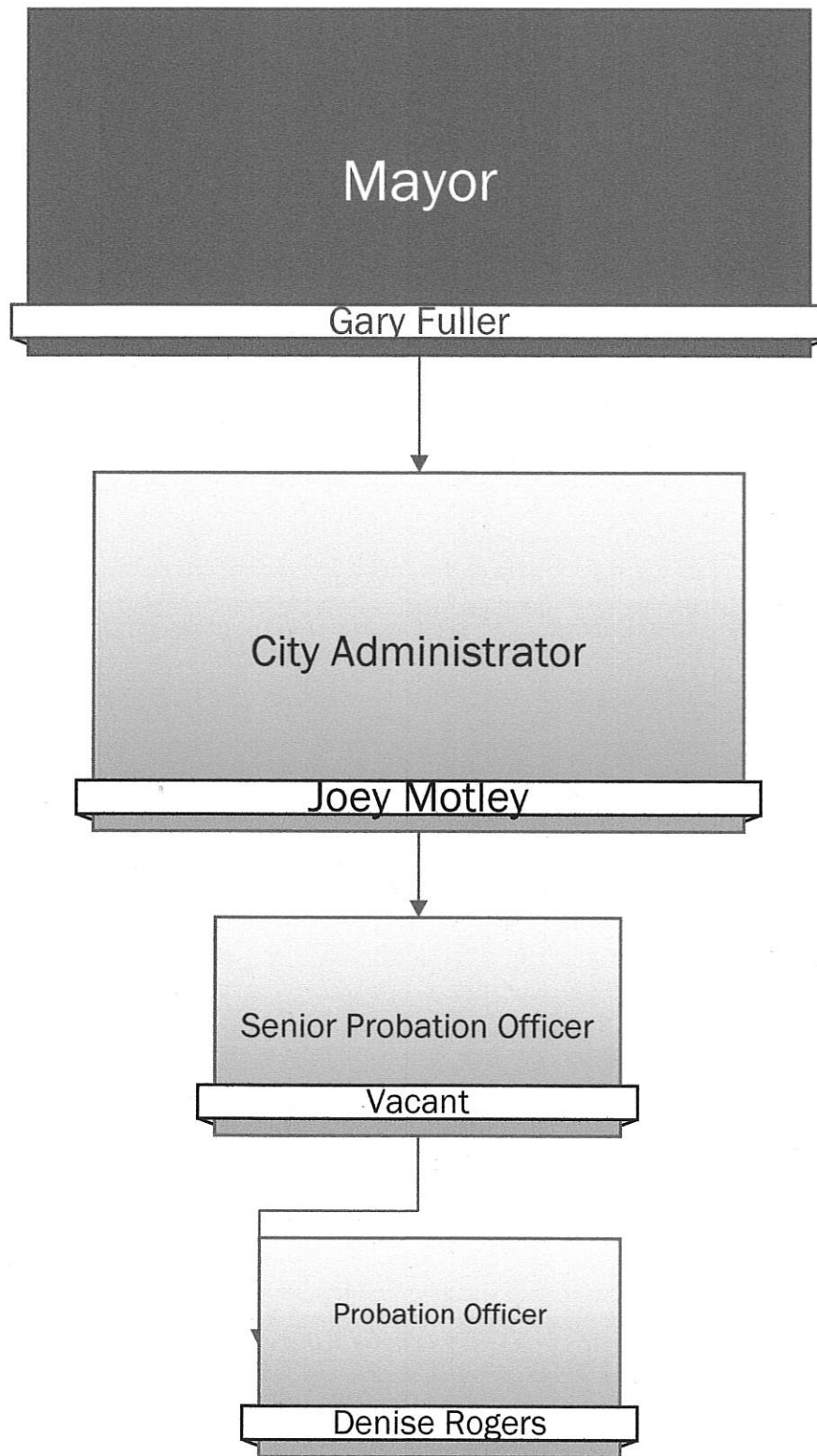
SENSORY (ADA) REQUIREMENTS: *Sensory requirements refers to hearing, sight, touch, taste, and smell necessary to perform the tasks required by the position efficiently.*

The position requires normal visual acuity and field of vision, hearing, and speaking.

AMERICANS WITH DISABILITIES ACT COMPLIANCE

The City of Opelika is an Equal Opportunity Employer. ADA requires the City to provide adequate accommodations to qualified persons with disabilities. Prospective and current employees are encouraged to discuss ADA accommodations with management.

Probation Division



Attachment: Probation Division Or Chart (099-17 : New Position of Senior Probation Officer)

ORDINANCE NO. 110-17-ORD

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. 111-17-ORD

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.

ORDINANCE NO. 112-17-ORD

Amend Zoning Ord. & Map: 400 Block Columbus Parkway, from R-4, GC to C-3, GC - 1St
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 a R-4, GC District (Medium-Density Residential, Gateway Corridor Overlay District) to a C-3, GC District (General Commercial, Gateway Corridor Overlay District), the parcel of land hereinafter described:

Commencing at the Southwest corner of Section 8, Township 19 North, Range 27 East, Opelika, Lee County, Alabama; thence East Point of Beginning; thence East, a distance of 2649.71 feet; thence North, a distance of 101.01 feet to a found McCrory pin; thence North 00°09’20” West, a distance of 384.28 feet to a found Boles pin (CA00062) for a corner and point of beginning of the parcel to be rezoned from R4 to C3: from this POINT OF BEGINNING, thence along the North line of the current C3 Zone South 89°13’33” West, a distance of 419.95 feet to a point; thence continue along said zoning line South 89°34’22” West, a distance of 100.00 feet to a found pin (CA00062); thence continue along said zoning line North 88°37’36” West, a distance of 393.91 feet to a found ½” open top pin; thence continue along said zoning line South 89°34’41” West, a distance of 25.25 feet to a found ½” open top pin; thence North 00°45’14” West, a distance of 657.56 feet to a found pin (CA00062); thence North 89°03’16” East, a distance of 946.52 feet to a found ¾” crimped top iron pin; thence South 00°06’11” East, a distance of 675.96 feet to the point of beginning.

The above-described property is located in the 400 block of Columbus Parkway.

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