



OPELIKA CITY COUNCIL
“ REGULAR MEETING MINUTES “
204 South 7th Street
August 7, 2018
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 city council members were present.

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

3. Invocation

Mr. Trumbull gave the invocation.

1. Rod Trumbull with the First Assembly of God.

4. Pledge of Allegiance

Chas, Price along with Carmelo Clifton, a Cub Scout who also showed up, lead the Pledge of Allegiance.

1. Chas Brewer and Price McWhorter from Boy Scout Troop 354.

5. Reading of Minutes

1. Minutes from the 7-17-18 city council meeting.

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

6. Unfinished Business

7. Remarks By the Mayor

Mayor Fuller thanked the city council members who were able to attend the 35th annual National Night Out at the Covington ball field. It was a great turn out and Mattie Clark was recognized for her many years of coordinating this event.

8. Citizen Communications

(Limit comments to five minutes or less)

Elizabeth Burton wanted to know why she has not heard anything from the City concerning her law suit about her sewer backing up in her home some years ago? City Attorney, Guy Gunter, advised Ms. Burton her attorney, Walter Northcutt, and her case will be going to trial. The City will defend it's case and takes the position of no liability. Ms. Burton also stated she had talked to the OA News and was advised that they could not put certain information in the newspaper and implied that the City controls the OA News. Mayor Fuller advised Ms. Burton that the City has no control over the OA News.

Debbie Wood from Valley, Alabama said she is the Republican nominee for the Alabama House of Representatives for the Opelika area and hopes to be your Representative. Thank you for your support, vote and hope we can all work together.

9. Report of Disbursements

10. Committee Reports

11. General Business

1. 10000 HZ Llc DbA 10000 HZ Records Request AB Retail Beer on and Off Premise

RESULT: APPROVED [UNANIMOUS]

MOVER: David Canon, Council Member

SECONDER: Dozier Smith T, Council Member

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith

2. Request from First Baptist Church, street closure, Family Night on August 15th.

RESULT: APPROVED [UNANIMOUS]

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Tiffany Gibson-Pitts, Council Member

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith

3. Request from I Run Opelika, street closure on August 18th.

RESULT: APPROVED [UNANIMOUS]

MOVER: Dozier Smith T, Council Member

SECONDER: Patricia Jones, President Pro-Tem

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith

4. Request from Main Street, street closure on Aug 24th and 25th

RESULT: APPROVED [UNANIMOUS]

MOVER: David Canon, Council Member

SECONDER: Tiffany Gibson-Pitts, Council Member

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith

5. Request from Chamber, street closure, Christmas parade Sat Dec 1st.

RESULT: APPROVED [UNANIMOUS]

MOVER: Tiffany Gibson-Pitts, Council Member

SECONDER: Dozier Smith T, Council Member

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith

6. Public Hearing - Weed Abatement Assessment- #071 Bay Ct.

President Smith opened the public hearing then asked if there was anyone that wanted to speak for or against said assessment. Michelle Key said she bought said property at the tax sale and never received a notice. Mr. Canon asked the City Attorney how the notice process works for tax sale property? Guy Gunter said the purchaser at a tax sale does not receive a deed to the property for three years. The notices are mailed to the property owner of record at the Lee County Courthouse.

7. Public Hearing - Weed Abatement Assessment - 105 Vaughan Ave

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

8. Public Hearing - Weed Abatement Assessment - 201 Ave C

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

9. Public Hearing - Weed Abatement Assessment - 404 S 2Nd St.

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

10. Public Hearing - Weed Abatement Assessment - 504 S 4Th St.

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

11. Public Hearing - Weed Abatement Assessment - 509 1St Avenue

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

12. Public Hearing - Weed Abatement Assessment - 514 Old Columbus Rd.

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

13. Public Hearing for Demolition - 207 Avenue A

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said demolition. Maurice Ward said he was in the process of restoring the building. He has talked to the Historic Commission and asked for more time. Jeff Kappelman said this property was first presented for demolition in 2011. The property owner has had seven years. In my opinion the building is dangerous and beyond repair. Mr. Ward said his Mom passed and caused the previous delay. Mayor Fuller asked the City Council to approve the resolution and the Administration would give Mr. Ward four weeks. Mr. Ward asked if he could have 90 days. Mayor Fuller said they would like to see some progress and at least need a plan of action in four weeks. President Smith closed the public hearing.

14. Public Hearing, Hunting Permit, 2833 and 3001 Sundance Road.

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said hunting permit. No one came forward to speak. President Smith closed the public hearing.

12. Awarding of Bids

1. Bids 165-18 Forklift with 36-Mo Lease Option - PW

RESULT: APPROVED [UNANIMOUS]

MOVER: David Canon, Council Member

SECONDER: Dozier Smith T, Council Member

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith

13. Resolutions

1. Resolution 166-18 Expense reports from various departments.

RESULT: APPROVED [UNANIMOUS]

MOVER: Tiffany Gibson-Pitts, Council Member

SECONDER: Dozier Smith T, Council Member

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith

2. Resolution 167-18 Purchase-One (1) 2018 Ford F150 PU-PW

RESULT: APPROVED [UNANIMOUS]

MOVER: Dozier Smith T, Council Member

SECONDER: David Canon, Council Member

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith

3. Resolution 168-18 Purchase-LED Lighting System-Sourcewell Contr-P&R

- RESULT:** **APPROVED [UNANIMOUS]**
MOVER: Patricia Jones, President Pro-Tem
SECONDER: David Canon, Council Member
AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith
4. Resolution 169-18 Weed Abatement Assessment - #071 Bay Ct.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: Dozier Smith T, Council Member
AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith
5. Resolution 170-18 Weed Abatement Assessment - 105 Vaughan Ave
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: Patricia Jones, President Pro-Tem
AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith
6. Resolution 171-18 Weed Abatement Assessment - 201 Ave C
RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Canon, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith
7. Resolution 172-18 Weed Abatement Assessment - 404 S 2Nd St.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: Patricia Jones, President Pro-Tem
AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith
8. Resolution 173-18 Weed Abatement Assessment - 504 S 4Th St.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Canon, Council Member
SECONDER: Tiffany Gibson-Pitts, Council Member
AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith
9. Resolution 174-18 Weed Abatement Assessment - 509 1St Ave.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Patricia Jones, President Pro-Tem
SECONDER: Dozier Smith T, Council Member
AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith
10. Resolution 175-18 Weed Abatement Assessment - 514 Old Columbus Rd.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Dozier Smith T, Council Member
SECONDER: David Canon, Council Member
AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith
11. Resolution 176-18 Authorize Demolition - 207 Avenue A.
Mr. Gunter asked that 'front porch' be deleted from the header in this resolution.

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

12. Resolution 177-18 Request by Verizon for a Special Use Permit at 2002 Steel Street.

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

13. Resolution 178-18 Hunting Permit, 2833 and 3001 Sundance Road, R-1 Zone

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

14. Resolution 179-18 Transfer Wastequip Baler that is no longer needed to AU.

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

15. Resolution 180-18 Agreement with AU, Game Day transit services.

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

16. Resolution 181-18 Approve PY2018 CDBG Action Plan.

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

17. Resolution 182-18 Special appropriation to EAMC Foundation for new cancer center.

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

18. Resolution 183-18 Authorize grant application to ALDOT, intersection improvements.

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

14. Ordinances

1. Ordinance 012-18-ORD Amend Text of Zoning Ordinance, Section 8.13 Townhouse Development Standards - 2nd Reading.

RESULT: SECOND READING AND APPROVED [UNANIMOUS]

MOVER: Dozier Smith T, Council Member

SECONDER: David Canon, Council Member

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith

2. Ordinance Adjust compensation of Mayor & City Council. Effective November 2, 2020 - 2ND Reading.

Mr. Smith T introduced this ordinance.

RESULT: FIRST READING INTRODUCED

3. Ordinance Amend City Code, Chapter 10 Subsection 10-57 (G), lawn care services - 2ND Reading

Mr. Canon introduced this ordinance.

RESULT: FIRST READING INTRODUCED

4. Ordinance Amend City Code, Chapter 14, Door to Door Solicitation - 2ND Reading.

Ms. Jones introduced this ordinance.

RESULT: FIRST READING INTRODUCED

15. Appointments

1. Reappoint Haley Wilder to the Downtown Redevelopment Authority. Term ends 8-7-24. Ms. Pitts asked for the record to reflect the City needs additional diversity on the City Boards and Commissions. The City Boards and Commissions should reflect the diverse population of the City. I ask the Mayor and City Council to work on this.

RESULT: APPROVED [4 TO 0]

MOVER: Dozier Smith T, Council Member

SECONDER: David Canon, Council Member

AYES: Patricia Jones, Dozier Smith T, David Canon, Eddie Smith

ABSTAIN: Tiffany Gibson-Pitts

2. Reappoint Richard Patton to the Downtown Redevelopment Authority. Term ends 8-7-24.

RESULT: APPROVED [4 TO 0]

MOVER: David Canon, Council Member

SECONDER: Dozier Smith T, Council Member

AYES: Patricia Jones, Dozier Smith T, David Canon, Eddie Smith

ABSTAIN: Tiffany Gibson-Pitts

3. Reappoint John Marsh to the Historic Preservation Commission. Term ends 8-19-21.

RESULT: APPROVED [4 TO 0]

MOVER: Dozier Smith T, Council Member

SECONDER: David Canon, Council Member

AYES: Patricia Jones, Dozier Smith T, David Canon, Eddie Smith

ABSTAIN: Tiffany Gibson-Pitts

4. Reappoint Debbie Purves to the Historic Preservation Commission. Term ends 8-19-21.

RESULT: APPROVED [4 TO 0]

MOVER: David Canon, Council Member

SECONDER: Dozier Smith T, Council Member

AYES: Patricia Jones, Dozier Smith T, David Canon, Eddie Smith

ABSTAIN: Tiffany Gibson-Pitts

16. Adjourn

The City Council meeting minutes of August 7, 2018 are hereby adopted and approved this the 21st day of August, 2018.

/s/ Eddie Smith

President of City Council

City of Opelika, Alabama

ATTEST:

/s/ R. G. Shuman

R. G. "Bob" Shuman, CMC

City Clerk - Treasurer

1. Motion to adjourn.

The council meeting ended at 7:42 pm.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Dozier Smith T, Council Member

AYES: Jones, Gibson-Pitts, Smith T, Canon, Smith



City Council
204 South 7Th Street
Opelika, AL

ADOPTED

CM MINUTES (ID # 2941)

Meeting: 08/07/18 07:00 PM
Department: City Clerk
Category: CM Minutes
Prepared By: Robert Shuman
Initiator: Robert Shuman
Sponsors:

DOC ID: 2941

Minutes from the 7-17-18 city council meeting.

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



OPELIKA CITY COUNCIL “ REGULAR MEETING MINUTES “

204 South 7th Street

July 17, 2018

TIME: 7:00 PM

1. Call to Order

President Smith called the council meeting to order at 7:00pm and asked Mr. Shuman to call the roll.

2. Roll Call

Mr. Shuman called the roll. All council members were present except for Mr. Smith T.

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

3. Invocation

Mr. Bizilia provided the invocation.

1. David Bizilia from the First Presbyterian Church of Opelika.

4. Pledge of Allegiance

Carmelo, Dylan and Joshua lead the Pledge of Allegiance.

1. Cub Scouts from Pack 858 - Carmelo Clifton, Dylan McKenzie and Joshua Grant

5. Reading of Minutes

1. Minutes from the 7-3-18 city council meeting.

RESULT: APPROVED [UNANIMOUS]

MOVER: Tiffany Gibson-Pitts, Council Member

SECONDER: David Canon, Council Member

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

ABSENT: Dozier Smith T

6. Unfinished Business

7. Remarks By the Mayor

Mayor Fuller was not present because he is out of town on an economic development trip.

President Smith asked Mr. Shuman to distribute the City's financial statements for June 2018.

1. June 2018 Monthly Building Report

Joey Motley, City Administrator, provided a summary of said building report.

8. Citizen Communications

(Limit comments to five minutes or less)

Mattie Clark thanked the Mayor and City Council for supporting the National Night Out for the last nine years. She is stepping down as the leader of this event but, will still be helping. She also said the bushes at Randolph and Fruitland need to be cut back so you don't have to pull out into the street to see if a car is coming. President Smith asked Joey Motley to handle this request.

Trip Leonard said he lives on Morris Avenue and does not want a 3rd lane added to Morris Avenue. I have videos of all the logging trucks on Morris Avenue. Improving Morris Avenue

will just increase the number of logging trucks. I have talked to Mayor Fuller about my concerns. I will get with Mr. Canon to set meeting date(s) so this can be fully discussed. I am totally against improving Morris Avenue and ask the City to consider other options.

Sharon Freeman asked if the grant has anything that specifically deals with Morris Avenue? The grant should not be written to have anything to do with Morris Avenue.

Diane Green said she will be contacting Senator Shelby and ask him to not approve the grant.

Jammie Fourhman said I don't think anyone knows how much speeding is happening on Morris Avenue. I have bought several mail boxes over the years because of being hit. I chose to make Opelika is my home and I hope you don't make me regret that decision.

Helen Frick read a portion of her written remarks. Morris Avenue is a great short cut for trucks. Adding bike paths would not be safe because of the traffic. There are so many citizens here tonight because we are concerned with the proposed changes to Morris Avenue that could make it more dangerous. Please don't allow Morris Avenue to become a truck route.

President Smith thanked the citizens for their input and assured them that no final decisions have been made about Morris Avenue. We are all Opelika citizens and will not do anything to harm the City. Your message has been received loud and clear. There will be public hearings in the future should the City be awarded the Federal grant.

9. Report of Disbursements

10. Committee Reports

11. General Business

1. Gateway Food Mart Request AB Retail Beer and Wine Off-Premise License.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: David Canon, Council Member

SECONDER: Tiffany Gibson-Pitts, Council Member

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

ABSENT: Dozier Smith T

2. Request from Prayer Force United for Saturday, August 18th.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Tiffany Gibson-Pitts, Council Member

SECONDER: Patricia Jones, President Pro-Tem

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

ABSENT: Dozier Smith T

3. Public Hearing, Weed Abatement Assessment - 411 S 4Th St.

President Smith opened the public hearing asking if there was anyone present that would like to speak for or against said weed assessment. No one came forward to speak. President Smith closed the public hearing.

4. Public Hearing Weed Abatement Assessment - 709 India Rd.

President Smith opened the public hearing asking if there was anyone present that would like to speak for or against said weed assessment. No one came forward to speak. President Smith closed the public hearing.

5. Public Hearing Weed Abatement Assessment - 901 Lake Condry Rd.

President Smith opened the public hearing asking if there was anyone present that would like to speak for or against said weed assessment. No one came forward to speak. President Smith closed the public hearing.

6. Public Hearing Weed Abatement Assessment - 1109 Magnolia St.

President Smith opened the public hearing asking if there was anyone present that would like to speak for or against said weed assessment. No one came forward to speak. President Smith closed the public hearing.

7. Public Hearing - Vacate Right-Of-Way - Portion of Priester Road

President Smith opened the public hearing asking if there was anyone present that would like to speak for or against said vacating of Right-of-Way. No one came forward to speak. President Smith closed the public hearing.

8. Public Hearing, Amend Text Zoning Ordinance, Section 8.13 Townhouse Development Standards

President Smith opened the public hearing asking if there was anyone present that would like to speak for or against said amendment. No one came forward to speak. President Smith closed the public hearing.

Ms. Pitts asked if the change was being made for smaller homes? Matt Mosley said the lot size was going from 2200 sq. ft. to 1800 sq. ft. for town houses to provide good housing with a shared common area.

12. Awarding of Bids

13. Resolutions

1. Resolution 152-18 Weed Abatement Assessment - 411 S 4Th St.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Tiffany Gibson-Pitts, Council Member

SECONDER: David Canon, Council Member

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

ABSENT: Dozier Smith T

2. Resolution 153-18 Weed Abatement Assessment - 709 India Rd

RESULT: **APPROVED [UNANIMOUS]**

MOVER: David Canon, Council Member

SECONDER: Tiffany Gibson-Pitts, Council Member

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

ABSENT: Dozier Smith T

3. Resolution 154-18 Weed Abatement Assessment - 901 Lake Condry Rd.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Tiffany Gibson-Pitts, Council Member

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

ABSENT: Dozier Smith T

4. Resolution 155-18 Weed Abatement Assessment - 1109 Magnolia St.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Patricia Jones, President Pro-Tem

SECONDER: David Canon, Council Member

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

ABSENT: Dozier Smith T

5. Resolution 156-18 Purchase - One (1) HP Designjet Printer - IT

Attachment: CM 8-07-18, minutes from 7-17-18 CM (2941 : Minutes from the 7-17-18 city council meeting.)

- RESULT:** APPROVED [UNANIMOUS]
MOVER: David Canon, Council Member
SECONDER: Patricia Jones, President Pro-Tem
AYES: Patricia Jones, Tiffany Gibson-Pitts, David Canon, Eddie Smith
ABSENT: Dozier Smith T
6. Resolution 157-18 Purchase - VMware Licensing and Maintenance - IT
RESULT: APPROVED [UNANIMOUS]
MOVER: Patricia Jones, President Pro-Tem
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, David Canon, Eddie Smith
ABSENT: Dozier Smith T
7. Resolution 158-18 Purchase - File and Evidence Storage for New PD - PD
RESULT: APPROVED [UNANIMOUS]
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, David Canon, Eddie Smith
ABSENT: Dozier Smith T
8. Resolution 159-18 Professional Service 'Game Day' Contract with the City of Auburn - OFD.
RESULT: APPROVED [UNANIMOUS]
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: Patricia Jones, President Pro-Tem
AYES: Patricia Jones, Tiffany Gibson-Pitts, David Canon, Eddie Smith
ABSENT: Dozier Smith T
9. Resolution 160-18 Vacate Right-Of-Way, Portion of Priester Road
RESULT: APPROVED [UNANIMOUS]
MOVER: David Canon, Council Member
SECONDER: Patricia Jones, President Pro-Tem
AYES: Patricia Jones, Tiffany Gibson-Pitts, David Canon, Eddie Smith
ABSENT: Dozier Smith T
10. Resolution 161-18 Tax Abatement for Cumberland Plastic Systems, LLC – ED
RESULT: APPROVED [UNANIMOUS]
MOVER: Tiffany Gibson-Pitts, Council Member
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, David Canon, Eddie Smith
ABSENT: Dozier Smith T
11. Resolution 162-18 Annual appropriation contract with the Lee Co. Water Festival.
RESULT: APPROVED [UNANIMOUS]
MOVER: Patricia Jones, President Pro-Tem
SECONDER: David Canon, Council Member
AYES: Patricia Jones, Tiffany Gibson-Pitts, David Canon, Eddie Smith
ABSENT: Dozier Smith T
12. Resolution 163-18 City Hall Project Needs and Feasibility Study

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

13. Resolution 164-18 Approving Credit Card Processing and Electronic Payment Services

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

14. Ordinances

1. Ordinance Sell City Property to Marsh Real Estate Investments, LLC - 2nd Reading.

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

2. Ordinance Amend City Code Chapter 28 Sec. 28-141 (F), Wastewater Surcharge Formula - 2nd Reading.

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

3. Ordinance Amend Text of Zoning Ordinance, Section 8.13 Townhouse Development Standards - 1st Reading

This ordinance was introduced by Mr. Canon.

RESULT: FIRST READING INTRODUCED

15. Appointments

16. Adjourn

The City Council meeting minutes of July 17, 2018 are hereby adopted and approved this the ____ day of _____, 2018.

/s/

 President of City Council
 City of Opelika, Alabama

ATTEST:

/s/

 R. G. "Bob" Shuman, CMC
 City Clerk - Treasurer

1. Motion to adjourn.

The council meeting ended at 7:40 pm.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Tiffany Gibson-Pitts, Council Member

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

ABSENT: Dozier Smith T



City Council
204 South 7Th Street
Opelika, AL

ADOPTED

Meeting: 08/07/18 07:00 PM
Department: Purchasing and Revenue
Category: Business & Alcohol License
Prepared By: Martha Wright

Initiator: Lillie Finley
Sponsors:

GENERAL BUSINESS (ID # 2966)

DOC ID: 2966

10000 HZ Llc Db a 10000 HZ Records Request AB Retail Beer on and Off Premise

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

**City Council**

204 South 7Th Street
Opelika, AL

ADOPTED**GENERAL BUSINESS (ID # 2936)**

Meeting: 08/07/18 07:00 PM

Department: City Clerk

Category: Request / Temp Street Closure

Prepared By: Robert Shuman

Initiator: Robert Shuman

Sponsors:

DOC ID: 2936

Request from First Baptist Church, street closure, Family Night on August 15th.

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

Shuman, Robert

From: Austin <austinj@fbcopelika.com>
Sent: Tuesday, July 17, 2018 1:04 PM
To: Shuman, Robert
Subject: FBC Opelika Family Night Road Closures / August 15

Mr. Shuman,

Below is outlining specially First Baptist Opelika's request.

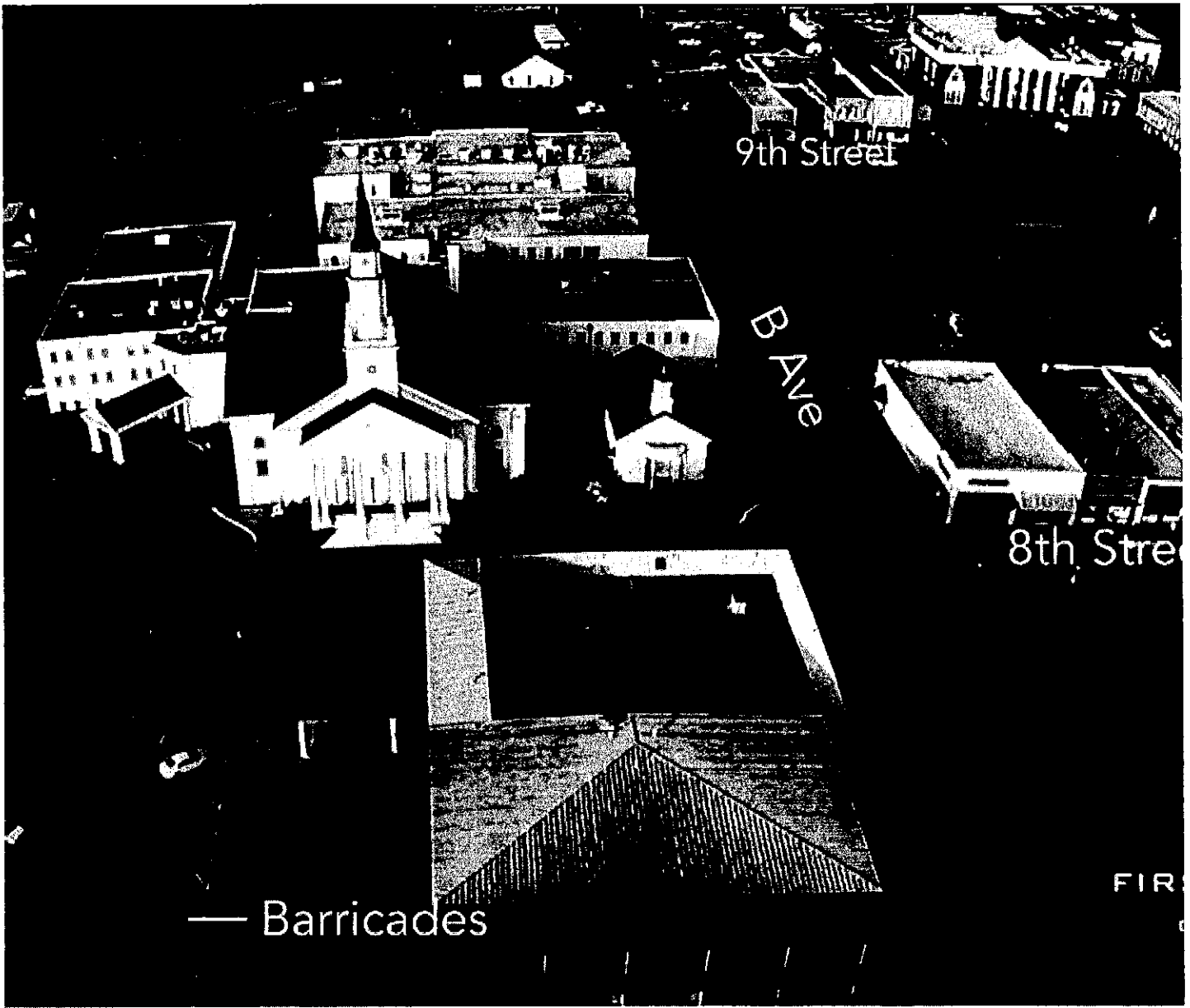
FBCO would like to close B Avenue between 8th street and 9th street on the dates and times listed below.

Wednesday - August 15, 2018
3PM to 9PM

Thank you for helping keep our events safe!

Austin Jones
FBC Opelika
Associate Director of Media
Campus Safety Coordinator
C: 205-613-9635

Attachment: CM 8-07-18, request from FBC, close Ave B between 8th & 9th St, 7-17-18 (2936 : Request from First Baptist Church, street closure,



Attachment: CM 8-07-18, request from FBC, close Ave B between 8th & 9th St, 7-17-18 (2936 : Request from First Baptist Church, street closure,

**City Council**

204 South 7Th Street
Opelika, AL

ADOPTED**GENERAL BUSINESS (ID # 2937)**

Meeting: 08/07/18 07:00 PM

Department: City Clerk

Category: Request / Temp Street Closure

Prepared By: Robert Shuman

Initiator: Robert Shuman

Sponsors:

DOC ID: 2937

Request from I Run Opelika, street closure on August 18th.

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

From: Dana Gafford <dgaffphoto@gmail.com>
Date: Wednesday, May 23, 2018 at 4:19 PM
To: "smoothsax04@aol.com" <smoothsax04@aol.com>
Subject: Re: I Run Opelika Health Expo and 5k Run/Walk

Hi Andre,

It's nice to meet you. I will get with Tiffany on Monday to discuss what I can do on my end to get this process started. I will be in touch with you early next week to let you know what we need to do.

Thank you for your patience with me while I am in the learning phase.

Dana

Sent from my iPhone

On May 22, 2018, at 11:53 PM, Andre Marcus <smoothsax04@aol.com> wrote:

Tiffany,

Thank you for your work this year in the downtown Opelika area. My wife and I have 4 children, and I understand how valuable our time is with our family. I pray blessings upon you and your family. Thank you also for your efforts in helping us start the process of reserving the Courthouse Square.

And Dana, thanks for stepping up to help continue the progress of Main Street.

Below is our formal proposal. Thanks!

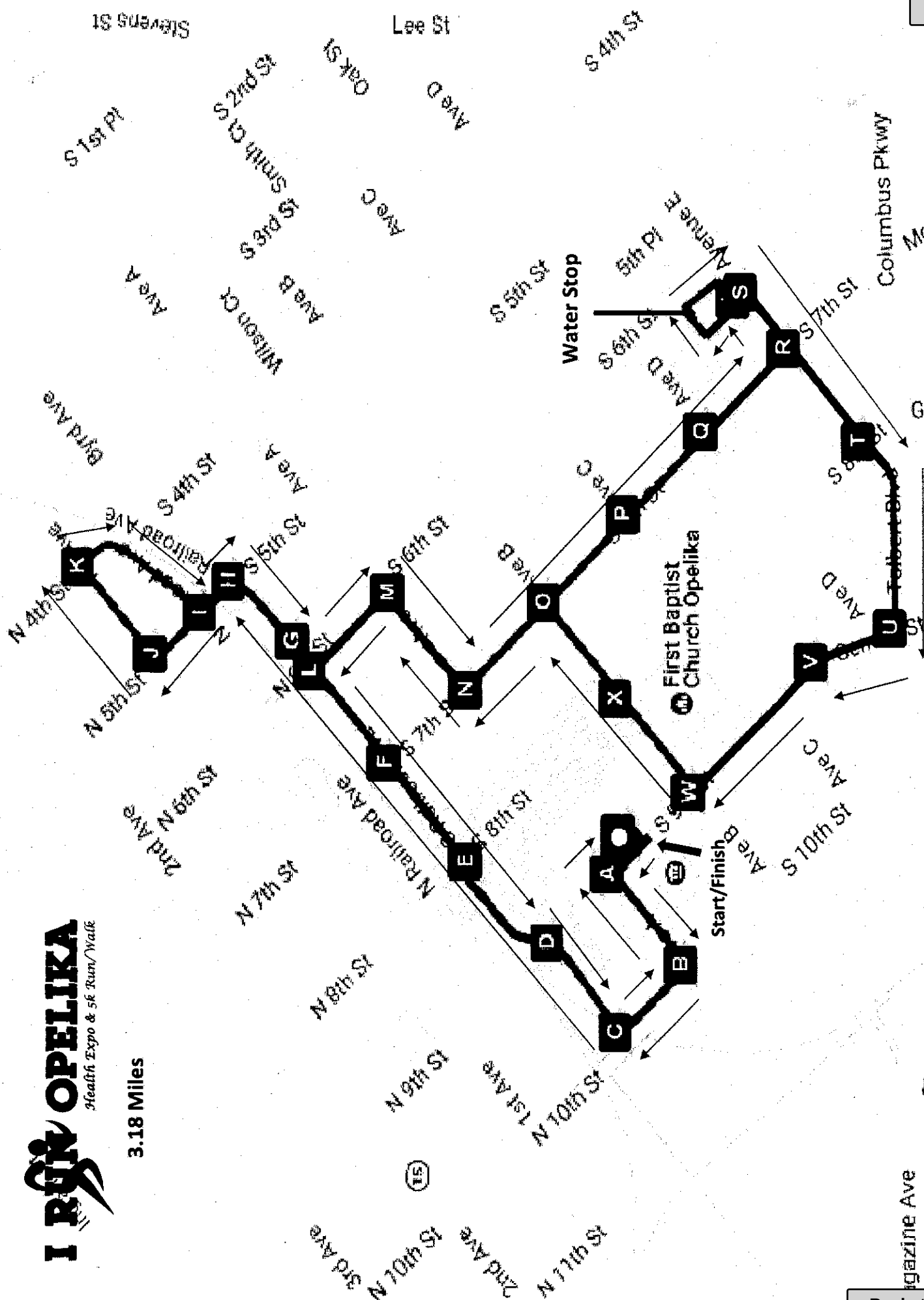
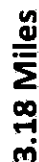
The I Run Opelika Organization is holding its 2nd I Run Opelika Health Expo and 5k Run/Walk. We are grateful for the support of the City Council, Opelika Main Street, the Opelika Police Department, and other city entities that helped make last year a success. This year our event will be held on August 18th, at the Courthouse Square. We would like to have barricades where South 9th Street intersects with Avenue A and Avenue B if possible. I have included a map of the route that we are running. We will start registering participants that have not already pre-registered at 0630 on that morning. Our run/walk will begin at 0800 and will continue until the last person crosses the line approximately 0930. However, the event will last until 11:00am to include cleanup. We do not plan on putting out any signage until the morning of the event. I Run Opelika is a dual purposed non-profit organization. We focus on youth empowerment as well as health and wellness.

This event focuses on three main areas:

1. To help bring awareness to health and wellness by holding a Health Expo, a 5k Run/Walk, a 1 Mile Walk, and other health related activities.
2. To showcase our beautiful city, especially our railroad roots. Last year we had participants from 5 different states.
3. To not only raise funds and support for our organization, but also Cornerstone of East Alabama Medical Center.

I have included a map of our course, as well as our information packet. Please let me know if you have any questions.

--
 André L. Marcus





City Council
204 South 7Th Street
Opelika, AL

ADOPTED

Meeting: 08/07/18 07:00 PM
Department: City Clerk
Category: Request / Temp Street Closure
Prepared By: Robert Shuman
Initiator: Robert Shuman
Sponsors:

GENERAL BUSINESS (ID # 2957)

DOC ID: 2957

Request from Main Street, street closure on Aug 24th and 25th

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

Shuman, Robert

From: Almost Anything <almostanythingopelika@gmail.com>
Sent: Friday, July 20, 2018 3:41 PM
To: Shuman, Robert
Cc: Dana Gafford; Carla Nelson; Richard Patton
Subject: Road Closure request

Dear Mr Shuman,
 thanks for taking the time to speak with me earlier. As I was telling you, our Main Street Director, Dana Gafford, asked me to submit a road closure request to you for consideration. This would be a concert to be held on 1st Avenue between 7th and 8th Streets during the hours of 4PM - 11PM on Saturday, August 25th although the streets would need to be blocked after 5PM on Friday, August 24th to erect the staging area. We realize this is less advance notice than is normally preferred but the band, St. Paul and the Broken Bones, just provided the member (Richard Patton/Cottonseed Studios) with the opportunity to add the date to their schedule. Thanks for taking the time to consider this request and let us know if you have any questions or need anything else from us.

thanks
 Dana Gafford

--
 Aaron Bushey
 Almost Anything, LLC
 221 South 9th Street
 Opelika, AL 36801
 (334)741-0808
<http://www.almostanythingopelika.com>
almostanythingsales@gmail.com
<https://www.facebook.com/almostanythingopelika>
 hrs: 10:00am-5:00pm - M-F 10:00am-2:00pm Sat

Attachment: CM 8-07-18, request from Main Street, temp. street closure, August 24th and 25th (2957 : Request from Main Street, street closure



City Council
204 South 7Th Street
Opelika, AL

ADOPTED

Meeting: 08/07/18 07:00 PM
Department: City Clerk
Category: Request / Temp Street Closure
Prepared By: Robert Shuman
Initiator: Robert Shuman
Sponsors:

GENERAL BUSINESS (ID # 2958)

DOC ID: 2958

Request from Chamber, street closure, Christmas parade Sat Dec 1st.

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



Honorable Gary Fuller, Mayor
City of Opelika
Post Office Box 390
Opelika, AL 36803-0390

Re: 2018 Christmas Parade

Dear Mayor Fuller:

The Opelika Christmas Parade Committee respectfully requests permission from the City of Opelika to host the annual Christmas Parade along its downtown streets. This year's parade is scheduled for Saturday, December 1, at 10:00a.m. And will last approximately 45 minutes. The parade will begin at the intersection of South 9th Street and the Avenue C. The parade route remains the same as in previous years. A map of the parade route is attached for your reference.

In order to ensure a safe and enjoyable event for our citizens, the committee also requests the usual outstanding assistance in traffic control from the Police and Public Works Departments. By virtue of this letter, Chief John McEachern and Mike Hilyer will be informed of our schedule and needs.

Thank you in advance for your support of this popular event. If you have any questions, please do not hesitate to contact me at 334.745.4861.

Sincerely,

Pam Powers - Smith
President

Cc: Joey Motley, City Administrator
Chief John McEachern
Mike Hilyer Public Works/ESG
Vivian Anthony Chamber

**City Council**

204 South 7Th Street
Opelika, AL

SCHEDULED**GENERAL BUSINESS (ID # 2943)**

Meeting: 08/07/18 07:00 PM

Department: Purchasing and Revenue

Category: Public Hearing

Prepared By: Jerry Bush

Initiator: Lillie Finley

Sponsors:

DOC ID: 2943

Public Hearing - Weed Abatement Assessment- #071 Bay Ct.**COMMENTS - Current Meeting:**

President Smith opened the public hearing then asked if there was anyone that wanted to speak for or against said assessment. Michelle Key said she bought said property at the tax sale and never received a notice. Mr. Canon asked the City Attorney how the notice process works for tax sale property? Guy Gunter said the purchaser at a tax sale does not receive a deed to the property for three years. The notices are mailed to the property owner of record at the Lee County Courthouse.

WEED ABATEMENT INVOICE

Date: 7/16 /2018

**To: Tom Jones
PO Box 1586
Auburn Al. 36830**

**Property Address:
Bay Court # 071.000
Opelika Al. 36801
Parcel # 10-03-08-3-000-071.000**

On June 7, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>170.00</u>
Certified mail:	<u>6.67</u>
Misc.	<u> </u>
Total	<u>176.67</u>

Attachment: WEED INVOICE #071.000 (2943 : Notice of Public Hearing - Weed Abatement Assessment- #071 Bay Ct.)

To:

**NOTICE OF PUBLIC HEARING ON COST OF
ABATEMENT OF WEED NUISANCE LOCATED AT
Bay Court, Parcel 10-03-08-3-000-071.000**

=====

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at Bay Court, Parcel No. 071.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is \$176.67.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Alabama, on the 7th day of August, 2018.

You are further notified that the cost of abating such nuisance, if confirmed by the City Council, shall constitute a weed lien on said property and shall be turned over to the Revenue Commissioner of Lee County, Alabama to add the amount of such weed lien to the next regular bill of taxes levied against said property.

Dated this the 16th day of July, 2018.

Jerry Bush
Code Compliance Officer

Cc: Joey Motley – City Administrator
Lillie Finley – Purchasing-Revenue Manager
Guy. F. Gunter, III – City Attorney

**City Council**

204 South 7Th Street
Opelika, AL

SCHEDULED**GENERAL BUSINESS (ID # 2945)**

Meeting: 08/07/18 07:00 PM

Department: Purchasing and Revenue

Category: Public Hearing

Prepared By: Jerry Bush

Initiator: Lillie Finley

Sponsors:

DOC ID: 2945

Public Hearing - Weed Abatement Assessment - 105 Vaughan Ave

COMMENTS - Current Meeting:

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

WEED ABATEMENT INVOICE**Date: 07/16/2018****To: State of Alabama
PO Box 327210
Montgomery Al. 36132****Property Address:
105 Vaughan Ave
Opelika Al. 36801
Parcel # 10-04-18-1-001-077.000**

On June 23, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>187.00</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>200.34</u>

Attachment: WEED INVOICE 105 Vaughan Ave (2945 : Notice of Public Hearing - Weed Abatement Assessment - 105 Vaughan Ave)

To: **State of Alabama**
PO Box 327210
Montgomery Al. 36132

**NOTICE OF PUBLIC HEARING ON COST OF
 ABATEMENT OF WEED NUISANCE LOCATED AT
 105 Vaughan Ave Parcel# 10-04-18-1-001-077.000**

=====

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at 105 Vaughan Ave, Parcel No. 077.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is \$200.34.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Alabama, on the 7th day August, 2018.

You are further notified that the cost of abating such nuisance, if confirmed by the City Council, shall constitute a weed lien on said property and shall be turned over to the Revenue Commissioner of Lee County, Alabama to add the amount of such weed lien to the next regular bill of taxes levied against said property.

Dated this the 16th day of July, 2018.

 Jerry Bush
 Code Compliance Officer

Cc: Joey Motley – City Administrator
 Guy Gunter – City Attorney
 Lillie Finley – Revenue Manager

**City Council**

204 South 7Th Street
Opelika, AL

SCHEDULED**GENERAL BUSINESS (ID # 2951)**

Meeting: 08/07/18 07:00 PM

Department: Purchasing and Revenue

Category: Public Hearing

Prepared By: Jerry Bush

Initiator: Lillie Finley

Sponsors:

DOC ID: 2951

Public Hearing - Weed Abatement Assessment - 201 Ave C

COMMENTS - Current Meeting:

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

WEED ABATEMENT INVOICE

Date: 07/16/2018

**To: Stanley & Bonita Johnson
2800 Talley Ave
Opelika Al. 36801**

**Property Address:
201 Avenue C
Opelika Al. 36801
Parcel # 10-03-08-3-000-042.000**

On June 7, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>74.62</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>87.96</u>

Attachment: WEED INVOICE 201 Ave C (2951 : Notice of Public Hearing - Weed Abatement Assessment - 201 Ave C)

To: **Stanley & Bonita Johnson**
2800 Talley Ave
Opelika AL. 36801

**NOTICE OF PUBLIC HEARING ON COST OF
 ABATEMENT OF WEED NUISANCE LOCATED AT
 201 Avenue C, Parcel 10-03-08-3-000-042.000**

=====

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at 201 Avenue C, Parcel No. 042.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is \$87.96.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Alabama, on the 7th day of August, 2018.

You are further notified that the cost of abating such nuisance, if confirmed by the City Council, shall constitute a weed lien on said property and shall be turned over to the Revenue Commissioner of Lee County, Alabama to add the amount of such weed lien to the next regular bill of taxes levied against said property.

Dated this the 16th day of July, 2018.

 Jerry Bush
 Code Compliance Officer

Cc: Joey Motley – City Administrator
 Lillie Finley – Purchasing-Revenue Manager
 Guy. F. Gunter, III – City Attorney

**City Council**

204 South 7Th Street
Opelika, AL

SCHEDULED**GENERAL BUSINESS (ID # 2949)**

Meeting: 08/07/18 07:00 PM

Department: Purchasing and Revenue

Category: Public Hearing

Prepared By: Jerry Bush

Initiator: Lillie Finley

Sponsors:

DOC ID: 2949

Public Hearing - Weed Abatement Assessment - 404 S 2Nd St.

COMMENTS - Current Meeting:

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

WEED ABATEMENT INVOICE**Date: 07/16/2018****To: Ophelia Jones
1301 E 7th St
West Point Ga. 31833****Property Address:
404 S 2nd St
Opelika Al. 36801
Parcel # 10-03-08-3-000-043.000**

On June 7, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>170.00</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>183.34</u>

Attachment: WEED INVOICE 404 S 2nd St. (2949 : Notice of Public Hearing - Weed Abatement Assessment - 404 S 2Nd St.)

To: **Ophelia Jones**
1301 E 7th St
West Point Ga. 31833

**NOTICE OF PUBLIC HEARING ON COST OF
 ABATEMENT OF WEED NUISANCE LOCATED AT
 404 S 2nd St, Parcel 10-03-08-3-000-043.000**

=====

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at 404 S 2nd St, Parcel No. 043.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is \$183.34.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Alabama, on the 7th day of August, 2018.

You are further notified that the cost of abating such nuisance, if confirmed by the City Council, shall constitute a weed lien on said property and shall be turned over to the Revenue Commissioner of Lee County, Alabama to add the amount of such weed lien to the next regular bill of taxes levied against said property.

Dated this the 16th day of July, 2018.

 Jerry Bush
 Code Compliance Officer

Cc: Joey Motley – City Administrator
 Lillie Finley – Purchasing-Revenue Manager
 Guy. F. Gunter, III – City Attorney

**City Council**

204 South 7Th Street
Opelika, AL

SCHEDULED**GENERAL BUSINESS (ID # 2953)**

Meeting: 08/07/18 07:00 PM

Department: Purchasing and Revenue

Category: Public Hearing

Prepared By: Jerry Bush

Initiator: Lillie Finley

Sponsors:

DOC ID: 2953

Public Hearing - Weed Abatement Assessment - 504 S 4Th St.**COMMENTS - Current Meeting:**

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

WEED ABATEMENT INVOICE**Date: 07/16/2018****To: State of Alabama
PO Box 327210
Montgomery Al. 36132****Property Address:
504 S 4th St
Opelika Al. 36801
Parcel # 10-03-08-3-000-104.000**

On June 14, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>340.00</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>353.34</u>

Attachment: WEED INVOICE 504 S 4th St. (2953 : Notice of Public Hearing - Weed Abatement Assessment - 504 S 4Th St.)

To: State of Alabama
 PO Box 327210
 Montgomery Al 36132

**NOTICE OF PUBLIC HEARING ON COST OF
 ABATEMENT OF WEED NUISANCE LOCATED AT
 504 S 4th St. Parcel 10-03-08-3-000-104.000**

=====

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at 504 S 4th St., Parcel No. 104.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is \$353.34.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Alabama, on the 7th day of August, 2018.

You are further notified that the cost of abating such nuisance, if confirmed by the City Council, shall constitute a weed lien on said property and shall be turned over to the Revenue Commissioner of Lee County, Alabama to add the amount of such weed lien to the next regular bill of taxes levied against said property.

Dated this the 16th day of July, 2018.

 Jerry Bush
 Code Compliance Officer

Cc: Joey Motley – City Administrator
 Lillie Finley – Purchasing-Revenue Manger
 Guy. F. Gunter, III – City Attorney

**City Council**

204 South 7Th Street
Opelika, AL

SCHEDULED**GENERAL BUSINESS (ID # 2940)**

Meeting: 08/07/18 07:00 PM
Department: Purchasing and Revenue
Category: Public Hearing
Prepared By: Martha Wright
Initiator: Lillie Finley
Sponsors:

DOC ID: 2940

Public Hearing - Weed Abatement Assessment - 509 1St Avenue

COMMENTS - Current Meeting:

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

To: Loretta Wanat
 11090 Woodruff Rd.
 Fairburn, GA 30213

**NOTICE OF PUBLIC HEARING ON COST OF
 ABATEMENT OF WEED NUISANCE LOCATED AT
 509 1st Avenue 43-10-03-07-1-002-128.000**

=====

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at 509 1st Avenue, Parcel No. 128.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is \$ 183.76.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Alabama, on the 7th day of August, 2018.

You are further notified that the cost of abating such nuisance, if confirmed by the City Council, shall constitute a weed lien on said property and shall be turned over to the Revenue Commissioner of Lee County, Alabama to add the amount of such weed lien to the next regular bill of taxes levied against said property.

Dated this the 17th day of July, 2018.

 Liz Wright,
 Code Compliance Officer

Cc: Joey Motley – City Administrator
 Lillie Finley – Purchasing-Revenue Manger
 Guy. F. Gunter, III – City Attorney

Attachment: Weeds, NPH-Resolution, 509 1st ave (2940 : Public Hearing Weed Abatement Assessment - 509 1st Avenue)

WEED ABATEMENT INVOICE

Date: 7/17/2018

To: Loretta Wanat
11090 Woodruff Rd.
Fairburn, GA 30213

Property Address:
509 1st Avenue, Opelika, AL 36801
Parcel # 43-10-03-07-01-002-128.000

On 5/22/2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>\$170.00</u>
Certified mail:	<u>\$ 13.76</u>
Misc.	<u> </u>
Total	<u>\$183.76</u>

Attachment: 509 1ST AVENUE INVOICE (2940 : Public Hearing Weed Abatement Assessment - 509 1St Avenue)

**City Council**

204 South 7Th Street
Opelika, AL

SCHEDULED**GENERAL BUSINESS (ID # 2947)**

Meeting: 08/07/18 07:00 PM

Department: Purchasing and Revenue

Category: Public Hearing

Prepared By: Jerry Bush

Initiator: Lillie Finley

Sponsors:

DOC ID: 2947

Public Hearing - Weed Abatement Assessment - 514 Old Columbus Rd.

COMMENTS - Current Meeting:

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said assessment. No one came forward to speak. President Smith closed the public hearing.

WEED ABATEMENT INVOICE

Date: July 16, 2018

**To: Phillip Ray Allen
64 Lee Rd 2093
Valley Al. 36854**

**Property Address:
514 Old Columbus Rd.
Opelika Al. 36801
Parcel # 10-04-20-1-000-010.000**

On June 4, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>402.56</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>415.90</u>

To : **Phillip Ray Allen**
64 Lee Rd 2093
Valley Al. 36854

**NOTICE OF PUBLIC HEARING ON COST OF
 ABATEMENT OF WEED NUISANCE LOCATED AT
 514 Old Columbus Rd., Parcel # 10-04-20-1-000-010.000**

=====

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at 514 Old Columbus Rd, Parcel No. 010.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is \$415.90.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Alabama, on the 7th day of August, 2018.

You are further notified that the cost of abating such nuisance, if confirmed by the City Council, shall constitute a weed lien on said property and shall be turned over to the Revenue Commissioner of Lee County, Alabama to add the amount of such weed lien to the next regular bill of taxes levied against said property.

Dated this the 16th day of July, 2018.

 Jerry Bush
 Code Compliance Officer

Cc: Joey Motley – City Administrator
 Lillie Finley – Purchasing-Revenue Manger
 Guy. F. Gunter, III – City Attorney



City Council

204 South 7Th Street
Opelika, AL

SCHEDULED

GENERAL BUSINESS (ID # 2867)

Meeting: 08/07/18 07:00 PM
Department: Building Inspection
Category: Public Hearing
Prepared By: David Chapman
Initiator: Jeff Kappelman
Sponsors:

DOC ID: 2867

Public Hearing for Demolition - 207 Avenue A

June 1, 2018

TO:

Maurice Ward
P.O. Box 1107
Valley, AL 36854

NOTICE OF DANGEROUS BUILDING, FINDING OF PUBLIC NUISANCE AND ORDER TO REMEDY

This notice, finding and order is given pursuant to Ordinance No. 116-15 and Section 5-226 of the *Code of Ordinances* of the City of Opelika, Alabama, informing you that a building located within the City of Opelika, Alabama (the "City") is unsafe to the extent that it is a public nuisance and subject to demolition. According to the real property records of Lee County, Alabama, Maurice Ward is the owner of the real property described in this notice. The building is located on the following described real property, to-wit, which is described hereinafter as the "Subject Property":

Street Address: 207 Avenue A, Opelika, AL 36801

Legal Description: From the point of intersection of the Northeasterly margin of South Third Street with the Southeasterly margin of Avenue A, in the City of Opelika, Lee County, Alabama, run thence North 47°36' East along the Southeasterly margin of Avenue A, 250.0 feet; thence South 42°24' East, 100.0 feet; thence South 47°36' West 100 feet; thence North 42°24' West 5.0 feet; thence South 47°36' West 150.0 feet; to the Northeasterly margin of South Third Street; thence North 42°24' West, along the Northeasterly margin of South Third Street, 150.0 feet, to the point of beginning. Being Lot 1, and part of Lots #14, #15, Block 9, as the same appears in the Lee County Probate Records, Town Plat Book 2, Page 9.

Parcel Identification Number: 43-10-03-07-1-001-112.000

As the Building Official of the City of Opelika, the undersigned inspected the building on the Subject Property on May 29, 2018. Based upon said inspection, the building located on the Subject Property is deemed to be a "dangerous building" within the meaning of Ordinance No. 116-15 because of the following conditions and/or defects:
(Check all that apply)

- X (1) The interior walls or other vertical structure members of the building list, lean or buckle to such an extent that a plumb line passing through the center of gravity falls outside the middle third of its base.
- X (2) Exclusive of foundation, the building shows thirty-three (33) percent or more of damage or deterioration of one (1) or more supporting members or fifty (50) percent of damage or deterioration of the non-supporting enclosing or outside walls or covering.
- X (3) The building has improperly distributed loads upon the floors or roofs, or, in which the same are overloaded or which has insufficient strength to be reasonably safe for the purpose used.
- X (4) The building has been damaged by fire, wind, earthquake, flood, sinkhole, deterioration, neglect, abandonment, vandalism or other cause so as to become dangerous to life, health, property, morals, safety or general welfare of the public or the occupants.
- X (5) The building has become or is so damaged, dilapidated, decayed, unsafe, unsanitary, lacking in maintenance, vermin or rat-infested, containing filth or contamination, lacking proper ventilation, lacking sufficient illumination, or which so utterly fails to provide the amenities essential to decent living that it is unfit for human habitation, or is likely to cause sickness or disease, so as to work injury to the life, health, property, morals, safety or general welfare of the public or the occupants.
- X (6) The building has light, air, heating, cooling and sanitation facilities which are inadequate to protect the life, health, property, morals, safety or general welfare of the public or the occupants.
- X (7) The building has inadequate facilities for egress in case of fire or panic, or has insufficient stairways, elevators, fire escapes or other means of ingress and egress to and from said building.
- X (8) The building does not provide minimum safeguards to protect or warn occupants in the event of fire.
- ☐ (9) The building contains unsafe equipment, including any boiler, heating equipment, elevator, moving stairway, electrical wiring or device, flammable liquid containers, or other equipment on the premises, or within the structure which is in such disrepair or condition that such equipment is a hazard to life, health, property, morals, safety or general welfare of the public or the occupants.

- X (10) The building is so damaged, decayed, dilapidated, structurally unsafe, or is of such faulty construction or unstable foundation that partial or complete collapse is possible.
- X (11) The building has parts thereof which are so attached that they may fall and damage property or injure the public or the occupants.
- X (12) The building, or any portion thereof, is clearly unsafe for its use or occupancy.
- X (13) The building is neglected, damaged, dilapidated, unsecured, or abandoned so as to become an attractive nuisance to children who might play in or on the building, structure, part of building or structure, party wall, or foundation to their danger, has become a harbor for vagrants, criminals, or immoral persons, or enables persons to resort to the building, structure, part of building or structure, party wall, or foundation for committing a nuisance or an unlawful act.
- ☐ (14) The building has any portion remaining on a site after the demolition or destruction of the same or whenever the building, structure, part of building or structure, party wall, or foundation is abandoned so as to constitute such building, structure, part of building or structure, party wall, or foundation as an attractive nuisance or hazard to the public.
- X (15) The building is, because of its condition, unsafe, unsanitary, or dangerous to the life, health, property, morals, safety, or general welfare of the public or the occupants.

Attached hereto is a report which outlines the findings from said inspection and identifies specific code violations.

The Building Official further finds and determines that the building on the Subject Property is substantially damaged or decayed, or deteriorated from its original value or structure (not including the value of the land). The Building Official further finds and determines that the building on the Subject Property cannot be reasonably repaired so that it will no longer exist in violation of the terms of Ordinance No. 116-15 governing unsafe structures and dangerous buildings. The Building Official further finds that the building on the Subject Property is a fire hazard existing in violation of the terms of Ordinance No. 116-15, governing unsafe structures and dangerous buildings. The Building Official further finds that the building on the Subject Property is unsafe to the extent that it is a public nuisance.

NOTICE is hereby given to remedy the unsafe or dangerous condition by demolition of the building on the Subject Property within forty-five (45) days of this Notice to the Building Official's satisfaction. In the event that the owner does not comply within the time specified herein to the Building Official's satisfaction, the demolition shall be accomplished by the City and the cost thereof assessed against the Subject Property and such cost shall constitute a lien against the Subject Property.

The Building Official finds that the building on the Subject Property is in such condition as to make it dangerous to the life, health, property, morals, safety or general welfare of the public or the occupants. Therefore, the undersigned Building Official orders that the building on the Subject Property shall be and remain vacant until demolished.

Notice is hereby given that the City Council of the City of Opelika, Alabama, will hold a public hearing on Tuesday, August 7, 2018, at 7:00 p.m. in the City Council Chambers of the municipal building, 204 South 7th Street, Opelika, Lee County, Alabama, to discuss the findings of the Building Official. At that time, the City Council will consider the adoption of a resolution ordering the demolition of the building located on the Subject Property. At the public hearing, the City Council will receive any objections to the finding by the Building Official that the building or structure is unsafe to the extent of becoming a public nuisance. A written request for a public hearing is not necessary. At the public hearing, the City Council shall also receive any written objections to the findings by the Building Official. Any such written objection must be submitted to the City Clerk prior to the meeting of the City Council. All interested persons are invited to appear before the City Council in person or through his or her representative to show cause, if any, why his or her objection to the demolition of the building or structure should be sustained. No action shall be taken on the finding of the Building Official until determination is made thereon by the City Council. Upon the holding of the hearing, the City Council shall determine whether or not the building or structure is unsafe to the extent that it is a public nuisance. If it is determined by the City Council that the building or structure is unsafe to the extent that it is a public nuisance, the City Council shall order the demolition of the building or structure at the expense of the City and assess the expenses of the demolition against the land on which the building or structure stands or to which it is attached. Any person aggrieved by the decision of the City Council may, within ten (10) days thereafter, appeal to the Circuit Court of Lee County, Alabama, upon the filing with the Clerk of the Circuit Court of Lee County, Alabama, notice of appeal and bond for security of costs in the form and amount to be approved by the Circuit Court. For further particulars, see Ordinance No. 116-15 and Section 5-227 of the *Code of Ordinances*. Anyone interested in the status of these proceedings may inquire with the Opelika City Clerk at 334-705-5110 or in person at the City Clerk's office located on the second floor of City Hall, 204 South 7th Street, Opelika, Alabama.

You will further take note that:

(1) It is unlawful for any person, or for any agent, servant or employee of such person, to obstruct or interfere with the Building Official in carrying out the purposes of Ordinance No. 116-15.

(2) It is unlawful for any person, or for any agent, servant or employee of such person, to mutilate, destroy, or tamper with this “Notice of Dangerous Building, Finding of Public Nuisance and Order to Remedy”.

(3) It is unlawful for any person, or for any agent, servant or employee of such person, to enter, access or be upon any building that the Building Official has ordered to be vacated pursuant to this “Notice of Dangerous Building, Finding of Public Nuisance and Order to Remedy”.

(4) It is unlawful for any person who has received this “Notice of Dangerous Building, Finding of Public Nuisance and Order to Remedy” to sell, transfer, mortgage, lease, encumber or otherwise dispose of the building on the Subject Property to another until such person shall first furnish the grantee, transferee, mortgagee or lessee a true copy of this “Notice of Dangerous Building, Finding of Public Nuisance and Order to Remedy” and shall furnish to the Building Official a signed and notarized statement from the grantee, transferee, mortgagee or lessee acknowledging the receipt of this “Notice of Dangerous Building, Finding of Public Nuisance and Order to Remedy” and fully accepting the responsibility without condition for making the corrections, repairs or demolitions required by this “Notice of Dangerous Building, Finding of Public Nuisance and Order to Remedy”.

(5) It is unlawful for any person, owner or occupant of any building to refuse to permit entry into any building, structure or premises, or onto any property by the Building Official or his authorized representative after proper credentials are displayed at a reasonable hour for the purpose of inspection pursuant to Ordinance No. 116-15.

This office seeks and anticipates your cooperation and compliance in this matter. Positive efforts by citizens like yourself help make Opelika a better community.

If there is any other way this office can assist you in resolving this matter, please immediately call David Chapman, the Building Inspector assigned to your case at 334-705-5420.

Thank you in advance for your attention to this Notice and your prompt response.

DATED this the ____ day of June, 2018.

Sincerely,

Jeff Kappelman
Building Official of the City of Opelika, Alabama
700 Fox Trail
Opelika, AL 36801
334-705-5420

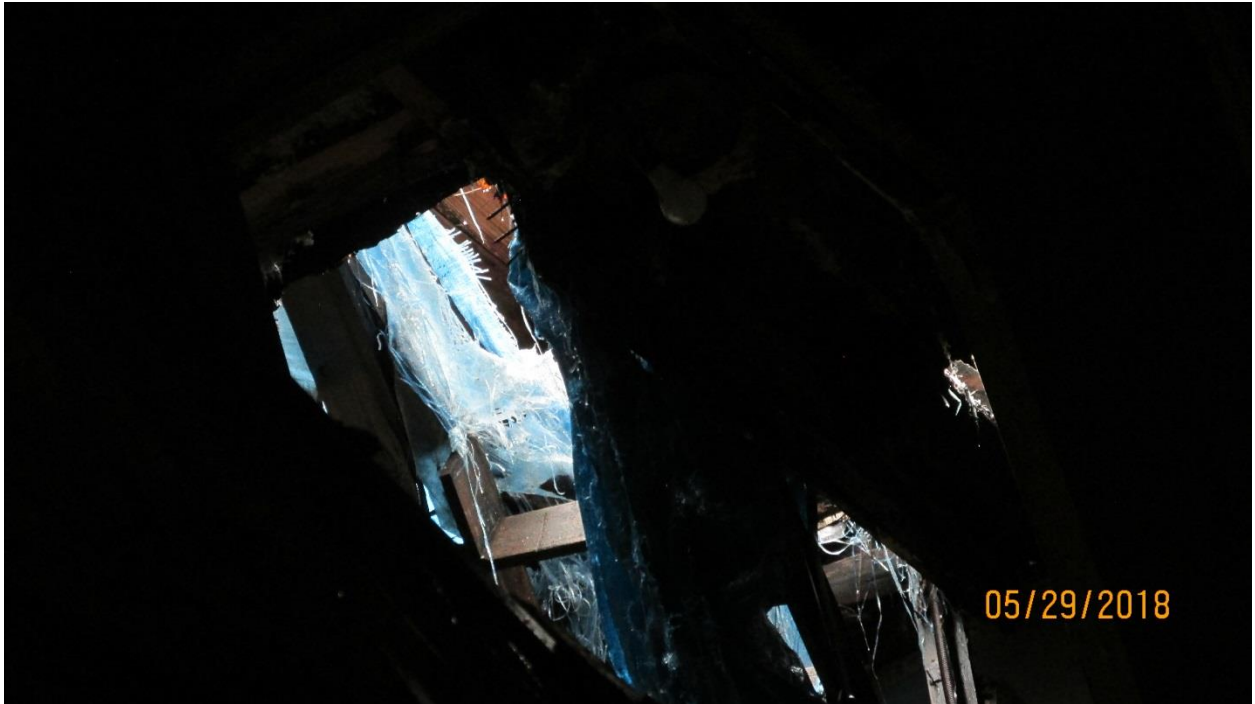
COMMENTS - Current Meeting:

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said demolition. Maurice Ward said he was in the process of restoring the building. He has talked to the Historic Commission and asked for more time. Jeff Kappelman said this property was first presented for demolition in 2011. The property owner has had seven years. In my opinion the building is dangerous and beyond repair. Mr. Ward said his Mom passed and caused the previous delay. Mayor Fuller asked the City Council to approve the resolution and the Administration would give Mr. Ward four weeks. Mr. Ward asked if he could have 90 days. Mayor Fuller said they would like to see some progress and at least need a plan of action in four weeks. President Smith closed the public hearing.

207 Avenue A



Attachment: Photos of 207 Avenue A (2867 : Public Hearing for Demolition - 207 Avenue A)



Attachment: Photos of 207 Avenue A (2867 : Public Hearing for Demolition - 207 Avenue A)





Attachment: Photos of 207 Avenue A (2867 : Public Hearing for Demolition - 207 Avenue A)





Attachment: Photos of 207 Avenue A (2867 : Public Hearing for Demolition - 207 Avenue A)





City Council
204 South 7th Street
Opelika, AL

SCHEDULED

Meeting: 08/07/18 07:00 PM
Department: Planning
Category: Request for Permit
Prepared By: Marty Ogren
Initiator: Charles Mosley
Sponsors:

GENERAL BUSINESS (ID # 2914)

DOC ID: 2914

Public Hearing, Hunting Permit, 2833 and 3001 Sundance Road.

RESOLUTION NO. _____

RESOLUTION GRANTING HUNTING PERMIT TO CHARLES E. WEYANT JR. TRUST

WHEREAS, Eric Weyant is the authorized agent of the Charles E. Weyant Jr. Trust; and

WHEREAS, the Charles E. Weyant Jr Trust is the record owner of a parcel of land located at 2833 and 3001 Sundance Road, in the City of Opelika, Alabama containing approximately 315.4 acres, more or less; and

WHEREAS, on June 29, 2018, Eric Weyant submitted to the Planning Department a sworn application for a hunting permit and the requisite application fee; and

WHEREAS, Tuesday, August 7, 2018 at 7:00 p.m. in the City Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Alabama, was fixed as the time and place when and where the City Council will meet to consider the hunting permit application; and

WHEREAS, notice was given to the adjacent property owners, by certified mail, in accordance with the provisions of Section 19-495(j), *Code of Ordinances*; and

WHEREAS, the City Council met on Tuesday, August 7, 2018 at the aforesaid time and place for the purpose of considering the hunting permit application filed by Eric Weyant; and

WHEREAS, the President of the City Council presided over said public hearing and opened the floor for comments from the public and all persons interested in said application; and

WHEREAS, the City Council has considered all the evidence and other matters in relation to said application.

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

1. That the City Council does hereby approve the hunting permit application submitted by Eric Weyant as authorized agent of the Charles E. Weyant Jr. Trust.
2. That the Mayor is hereby authorized and directed to issue a hunting permit to Eric Weyant as authorized agent of the Charles E. Weyant Jr., Trust to hunt squirrel, rabbit, quail, raccoon, opossum, coyote, fox, beaver and feral swine during applicable hunting seasons with shotgun or rifle on the permittees' land. Activities proposed for this property include stand and stalk hunting with a shotgun or rifle. No dogs will be used to hunt. Also included are skeet, trap shooting and archery for recreational purposes only.
3. That the permittees shall comply with all federal, state and municipal hunting rules and regulations.
4. That the hunting permit issued pursuant to this Resolution shall expire on September 1, 2019. The Chief of Police shall be authorized to renew on an annual basis the permit issued by the City Council, provided there have been no violations of the permit during the preceding year.
5. This Resolution shall take effect upon passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2018.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

NOTICE OF PUBLIC HEARING
FOR THE AUGUST 7, 2018 CITY COUNCIL MEETING

Eric Weyant, authorized agent of the Charles E. Weyant Jr.Trust, property owner at 2833 and 3001 Sundance Road, is requesting a hunting permit for his property (315.4 acres) located in a R-1 zoning district. See the attachment that provides hunting activities and a map. After permission is granted Planning has mailed certified letters to property owners adjacent to the proposed hunting property. A list of the adjacent property owners is included in the attachment.

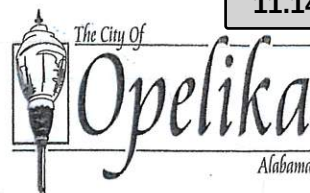
COMMENTS - Current Meeting:

President Smith opened the public hearing then asked if there was anyone that would like to speak for or against said hunting permit. No one came forward to speak. President Smith closed the public hearing.



HUNTING PETITION

City of Opelika
Opelika Planning Department
700 Fox Trail, Opelika, AL 36801
(334) 705-5156, Fax (334) 705-5159



11.14.a

PROPERTY OWNER/AUTHORIZED AGENT

Owner of Property Charles E Weyant Jr Trust DOB: SS#:
Authorized Agent (if applicable) Eric Weyant (POA attached)
Address 809 Shelby Ave Opelika AL 36801
Phone 334 740 3380 E-mail eric-weyant@ Fax
hotmail.com

HUNTING PROPERTY INFORMATION

Location of property: 2833 and 3001 Sundance Road, Opelika, AL
Size of Property (contiguous acres): 315.4 acres
Zoning District: R1

REQUIREMENTS

1. A boundary map of property to be used for hunting
2. Names & addresses of adjacent property owners contiguous to the hunting property (Lee County property tax list)
3. Provide a description of hunting activities proposed for the property: (type of hunting; shotgun, Primitive, and/or rifle hunting; obvious dates hunting will occur; property leased for hunting and/or hunting restricted to family members; any other information)
4. Indemnification statement signed by property owner/authorized agent and notarized
5. Submit an original and 11 copies of 1-4 above to the Planning Department. Boundary map maybe 11 X 18, if legible
6. \$50 administration fee plus cost of certified letters

CERTIFICATION

I HEREBY CERTIFY that this Petition is made with my approval, as property owner or as authorized agent designated by the property owner, as evidenced by my signature below. This Petition and all required information are submitted with the full authorization and knowledge of the property owner(s). The undersigned below hereby swears to be the property owner(s), or the authorized agent or attorney in fact designated by the property owner(s), and therefore represents the property owner(s). The undersigned is authorized to make said Petition and submit the required documents. I certify that I have read and understand the contents of this petition, the *Hunting Restrictions* (Section 19-495), and that this Petition together with all supplemental information is a true representation of the facts.

Eric Weyant as AIF
Signature (property owner or authorized agent)
for Jan Weyant

6/29/18
Date

Roli Weyant
Witness

Attachment: Hunting Permit Request, Eric Weyant, co Charles E. Weyant Jr. Trust, 2833 & 3001 Sundance Road - end of Lee Road 0682 (2914 :



INDEMNIFICATION STATEMENT

The property owner/authorized agent, upon issuance of a resolution approved by the Opelika City Council herein agrees to indemnify, defend, and hold harmless the City of Opelika, its elected officials or employees thereof from all claims, expenses, suits, damages, or actions of every name or description brought against the City, its elected officials or employees for or on account of bodily injuries, including death or damages to property, received or sustained, or alleged to be sustained by any person or persons arising out of the hunting approval issued herein. In addition, the said property owner/authorized agent promise to reimburse the City for any and all costs including, but not limited to, attorney's fees, which the City is required to provide as a defense against any claims, suits, or actions.

(Signature of Property Owner/Authorized agent)

6/29/18
(Date)

Eric D. Weyant

(Print Name)

NOTARY

My Commission Expires 8/5/19

STATEMENT OF UNDERSTANDING

I Eric D. Weyant (property owner or authorized applicant) UNDERSTAND that upon City Council approval of this hunting license I must renew this approval annually with the Chief of Police before or on September 1st. I UNDERSTAND that for shotgun hunting in no case may a shotgun be discharged within 300 feet of any building or inhabited structure, airport, public right-of-way, or municipal property. I UNDERSTAND that for shotgun hunting in no case shall hunting be allowed within 300 feet of any adjacent property line unless with written permission from the property owner or allowed based on other conditions included in the hunting restrictions. I UNDERSTAND if my approval is restricted to shotgun hunting only (minimum 20 acres) then hunting with a rifle, pistol, air rifle, or a shotgun using slugs is prohibited, and I am restricted to a #5 load or smaller shotgun shell. I UNDERSTAND that if I am approved to hunt from an elevated stand (minimum 40 acres) the stand must be elevated at least 12 feet above the ground and the discharge of a firearm must be in a descending direction. I UNDERSTAND that if I am approved to stalk or ground hunt (minimum 200 acres) then in no case shall a firearm be discharged within 800 feet of any building or inhabited structure, school, public right-of-way, or municipal property. I UNDERSTAND that the discharge of a firearm across a public road or property line is prohibited. I UNDERSTAND that for stalk or ground hunting in no case shall hunting be allowed within 800 feet of any adjacent property line unless with written permission from the property owner or allowed based on other conditions included in the hunting restrictions. I UNDERSTAND it is unlawful to release hunting dogs on private or posted land without permission of the owner of such land. I UNDERSTAND that following my review of the *Hunting Restrictions* (Section 19-495) with each hunter I must provide to each hunter (1) my written permission to hunt that



includes a time period stating the beginning and expiration date of the hunting activity, (2) a boundary map of the hunting area, and (3) a copy of the *Hunting Restrictions* (Section 19-495). I UNDERSTAND that each hunter must be instructed to possess these documents and an identification card (i.e., driver license) during his hunting activities in case a police officer may ask to review the said documents. I UNDERSTAND that this Statement of Understanding is not all-inclusive of all sections of Section 19-495 *Hunting Restrictions* and that these restrictions are in addition to all federal, state, and municipal laws relating to hunting.

Signature (property owner or authorized agent)

Date

The hunting activities proposed for this property include stand and stalk hunting with a shotgun or rifle. No dogs will be used to hunt. We plan to engage in skeet, trap shooting and archery for recreational purposes only. We will abide by the hunting regulations enacted and enforced by the Alabama Department of Conservation and Natural Resources and the Alabama Wildlife & Freshwater Fisheries. These regulations include dates and bag limits for the hunting of squirrel (9/16-3/4), rabbit (9/16-3/4), and quail (11/4-2/28). We will also hunt raccoon, opossum, coyote, fox, beaver and feral swine, all of which have no closed season. This permit would be for "family only" and our guests. At this time, we do not plan to lease the property.

Adjacent Property Owners

Howard Weldon, Jr.
4141 Sandfort Road
Phenix City, AL 36869

Cannon Investments LLC
PO Box 3080
Opelika, AL 36803

280 Land Company LLC
PO Box 908
Anniston, AL 36202

FDL Investments LLC
1505 Oak Bowery Rd
Opelika, AL 36801

Stephen C. Adams
108 Lee Road 682
Opelika, AL 36804

Jean Farr Henderson Trust
1199 East University Dr
Auburn, AL 36803



Small Maps

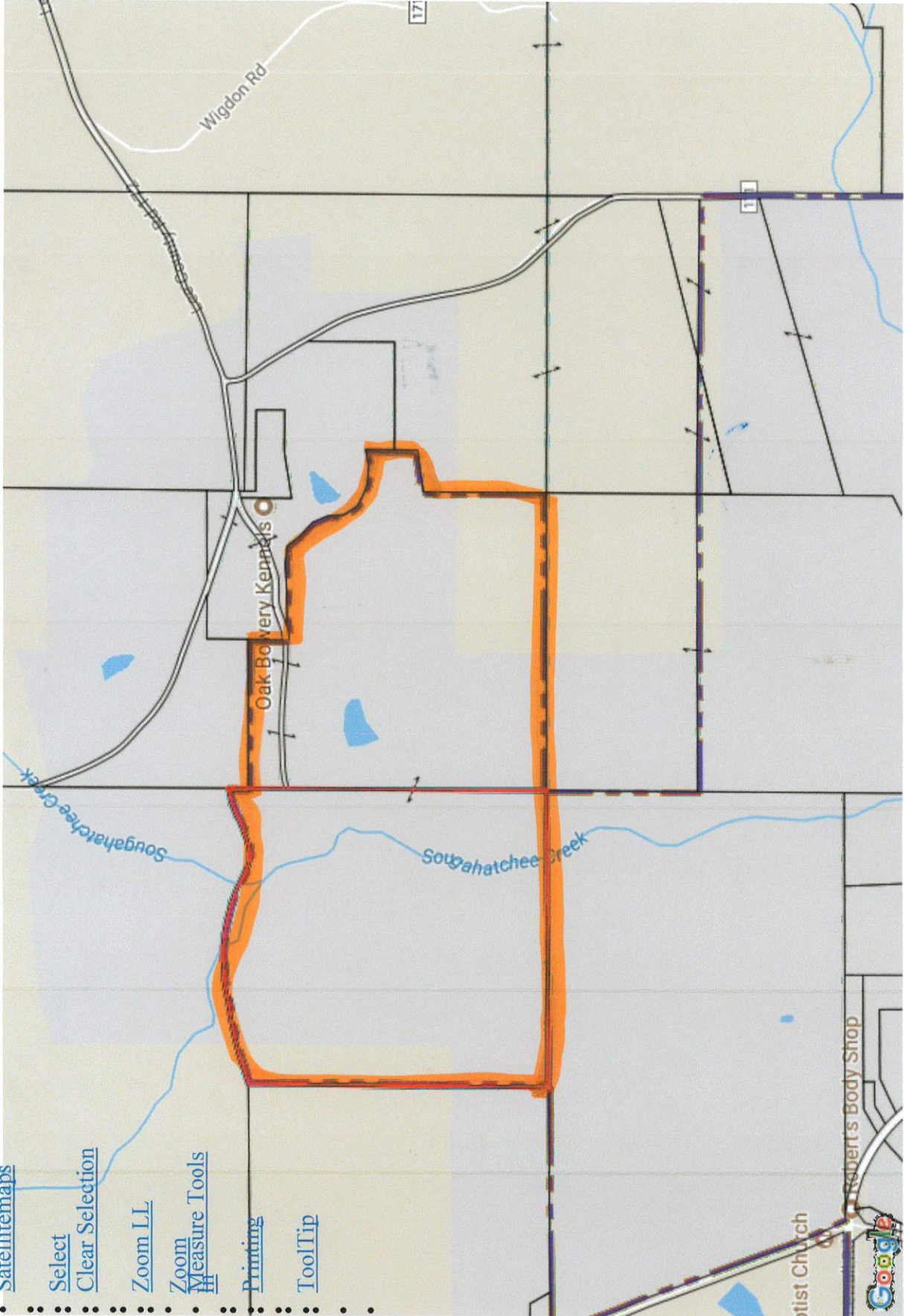
Big Results

County Overlays

Street View

Show Legend

- Options
- Satellite Maps
- Select
- Clear Selection
- Zoom LL
- Zoom
- Measure Tools
- Printing
- ToolTip



43-04-05-15-0-000-004.000
43-04-06-14-0-000-006.000

1309 166
Recorded in the Above
MISC Book & Page
03-27-2015 02:30:02 PM
Bill English - Probate Judge
Lee County, AL

STATE OF ALABAMA

LEE COUNTY

DURABLE POWER OF ATTORNEY Recording Fee
Total Fees: \$ 29.00

29

KNOW ALL MEN BY THESE PRESENTS: That I, JAN H. WEYANT, a legal resident of Lee County, Alabama, am desirous of providing for the administration of my business and legal affairs both currently and in the event that I should become mentally incompetent and/or physically disabled or incapacitated in the future. Therefore, to accomplish that end, I am executing the following Durable Power of Attorney to become effective immediately upon execution hereof and to continue in full force and effect should I become either mentally incompetent and/or physically disabled or incapacitated to the extent that I cannot handle and manage my financial and business and legal affairs.

I, therefore, hereby make, constitute and appoint my son, ERIC DOUGLAS WEYANT, or if he is unable to serve for any reason, my son, GREGORY CHARLES WEYANT, my true and lawful attorney, granting to my said agent and any successor agent general authority to act for me in doing all acts that I could do myself, including specifically the authority described in Sections 26-1A-204 through 26-1A-217, Code of Alabama 1975, as amended, and including, but not limited to, the authority to act in, manage and conduct all of my estate and all my affairs, and for that purpose for me and in my name, place and stead, and for my use and benefit, and as my act and deed, to do and execute or to concur with persons jointly interested with myself therein in the doing or executing of, all or any of the following acts, deeds and things, that is to say:

1. To buy, receive, lease, accept or otherwise acquire; to sell, convey,

or all of my real, personal or mixed property, or any right or interest therein or pertaining thereto; to eject, remove or relieve tenants or other persons from, and recover possession of, such property by all means, and to maintain, protect, preserve, insure, remove, store, transport, repair, rebuild, modify or improve the same or any part thereof.

3. To make, do and transact business of whatever kind or nature, including the receipt, recovery, collection, payment, compromise, settlement and adjustment of all accounts, legacies, bequests, interest, dividends, annuities, claims, demands, debts, taxes and obligations, which may now or hereafter be due, owing or payable by me or to me.

4. To make gifts, and to make, endorse, accept, receive, sign, seal, execute, acknowledge and deliver deeds, assignments, agreements, certificates, hypothecations, checks, notes, bonds, vouchers, receipts, releases and such other instruments in writing of whatever kind and nature, as may be necessary, convenient or proper in the premises; to irrevocably disclaim, refuse or renounce any part or all of any gift, devise or bequest made to me; and to execute any and all instruments that are necessary to make a "qualified disclaimer" pursuant to Section 2518 of the Internal Revenue Code of 1986, as amended.

5. To make deposits or investments in or withdrawals from, any account, holding or interest which I may now or hereafter have or be entitled to, in any banking, trust or investment institution, including postal savings depository offices, credit unions, savings and loan associations and similar institutions; to exercise any right, option or privilege pertaining thereto; and to open or establish accounts, holdings or interest of whatever kind or nature

6. To institute, prosecute, defend, compromise, arbitrate and dispose of legal, equitable or administrative hearings, actions, suits, attachments, arrests, distresses or other proceedings or otherwise engage in litigation in connection with the premises.

7. To act as my attorney or proxy in respect to any stocks, shares, bonds or other investments, rights or interest, I am now holding or hereafter may hold.

8. To engage and dismiss agents, counsel and employees, and to appoint and remove at pleasure any substitute for, or agent of my said attorney, in respect to all or any of the matters or things herein mentioned and upon such terms as my attorney shall think fit.

9. To execute vouchers in my behalf for any and all allowances of reimbursements property payable to me by the United States, including but not restricted to allowances and reimbursements for transportation of dependents or for shipment of household effects as authorized by law and regulations, and to receive, endorse and collect the proceeds of checks payable to the order of the undersigned drawn on the Treasurer of the United States or the Treasurer of the State of Alabama.

10. To prepare, execute and file income tax and other tax returns and other government reports, declarations, applications, requests and documents; to represent me in any and all proceedings now pending or hereafter arising between me and the Treasury Department of the United States Government or any other Governmental authorities relative to my income, gift, estate or other tax liability for all years, granting unto my said attorney full power in my name and in my behalf to appear before proper officials of the Treasury Department

to adjust, settle, compromise or otherwise

governmental authorities, tax returns or other returns, protests, appeals and other documents, to execute and file refund claims or any other claims, and to receive, to endorse and collect, checks in settlement of any refund, to execute and file petitions to the Tax Court of the United States and all other papers in connection with such proceedings, to substitute in the place and stead of said attorneys any other attorney or attorneys and to appoint associate attorneys.

11. To take possession and order the removal of any property from any post, warehouse, depot, dock or other place of storage or safekeeping, governmental or private; and to execute and deliver any release, voucher, receipt, shipping ticket, certificate or other instrument necessary or convenient for such purpose.

12. To act as my attorney-in-fact or proxy in respect to any policy of insurance on my life and in that capacity to exercise any right, privilege or option which I may have thereunder or pertaining thereto, excluding, however, the right to change the beneficiary, the right to change the method of payment of the insurance proceeds and the right to make a cash surrender of the policy for loan, conversion or other purposes as provided herein.

13. To invest and reinvest any funds that may now be in or later come into my said attorney's hands with full discretion in my said attorney to select the investments and reinvestments; and this discretion shall not be limited to those investments and reinvestments of the character authorized by the laws of any state for trust investments; to deposit any stocks, bonds or other securities with any broker and to authorize him to buy, sell, pledge, or exchange any stocks, bonds or other securities on a margin or otherwise; to loan any sum of money with or without interest.

make application for insurance, pension or employee benefits related to such health care and treatment, including, but not limited to, benefits under Social Security, Medicare and Medicaid; to obtain on my behalf copies of medical reports, summaries or other related information concerning me made or taken before or after the date of this instrument, and to execute any written consents on my behalf for the disclosure of such reports, summaries, or related information as may be required under any applicable federal statute, statutes of any state of the United States, or ordinances, rules or requirements of any local government municipality, authority or agency.

15. To change the beneficiaries on any insurance policies on my life, provided, however, that neither such right and power, nor any other rights and powers, shall be exercisable with respect to any policies of life insurance on the life of my said attorney herein named, which may at any time be owned by me.

16. To make healthcare decisions for me and in my stead, which decisions may include surgery, medical expenses, nursing home residency or medications, as well as consent to any surgical or medical treatment or procedures or administration of drugs, the execution of informed consent, medical waivers and releases relating to or in any way connected with my healthcare, and generally the performance of each and every other matter whatsoever relating to my healthcare as fully and to all intents and purposes with the same validity and legal effect as if each and every such matter had been particularly expressed herein.

GIVING AND GRANTING UNTO my said attorney full power of authority to do and perform all and every act, deed, matter and thing whatsoever in and about my estate, property and affairs as fully and effectually to all intents and purposes as I might or could in my own proper person if personally present.

safe deposit companies, stock brokers, fiduciaries, depositaries or other institutions, persons, firms or corporations may act in reliance hereon and shall be fully protected even though the said attorney may be dealing with himself or herself, as it is contemplated that such may be the case.

In the event court proceedings for a guardian, conservator, curator or other fiduciary for my person or property or for both are commenced hereafter, I hereby nominate my attorney, including any successor attorney, appointed hereunder to serve as guardian, conservator, curator or other fiduciary for my person or property or both. This nomination should be viewed as my expression of nomination for such fiduciary and not as a mandate for such proceedings or as a limitation of any powers granted to my attorney hereunder.

I hereby authorize the use and disclosure of protected health information that relates directly or indirectly to my capacity to act rationally and prudently in my own best interest and to manage my financial affairs by all health care providers, including any physician, health care professional, medical care facility or other health care provider to my attorney in fact. I intend that my attorney in fact be considered a personal representative under privacy regulations related to protective health information and that my attorney in fact be entitled to health information in the same manner as if I personally made the request. This authorization and request is a consent to the release of such information under current laws, rules and regulations as well as under future laws, rules, and regulations and amendments to such laws, rules and regulations to include but not limited to the express grant of authority to personal representatives as provided by Regulation Section 164.502(g) of Title 45 of the Code of Federal Regulations and the medical information

I hereby expressly revoke any power of attorney heretofore given covering the authority and powers herein granted, without prejudice, however, to anything lawfully done or cause to be done under any power of attorney heretofore given, and I hereby ratify and confirm all previous acts of my attorney with the same force as if such acts had been done after the execution and delivery of this power of attorney.

I may at any time revoke this power of attorney, but it shall be deemed to be in full force and effect as to all persons, institutions and organizations which shall act in reliance thereon prior to the receipt of written revocation thereof signed by me and prior to receipt of actual notice of my death.

This Power of Attorney shall be governed by the laws of the State of Alabama.

Reproductions of this executed original (with reproduced signatures and the certificate of acknowledgment) shall be deemed to be original counterparts of this Power of Attorney.

AND I HEREBY DECLARE that any act or thing lawfully done hereunder by my said attorney shall be binding on myself and my heirs, legal and personal representatives, and assigns, whether the same shall have been done before or after my death, or other revocation of this instrument; unless and until reliable intelligence or notice thereof shall have been received by my said attorney; and whether or not I, the grantor of this instrument, shall have been reported or listed, either officially or otherwise, as "missing" as it being the intention hereof that such status designation shall not bar my attorney from fully and completely exercising and continuing to exercise any and all powers and rights herein granted, and that such report of "missing" shall neither constitute or be interpreted as constituting notice of my death nor

1309 173
NISC Book & Page

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this
24th day of February, 2015.

Jan H. Weyant (SEAL)
JAN H. WEYANT

STATE OF ALABAMA

LEE COUNTY

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Jan H. Weyant, whose name is signed to the foregoing Power of Attorney, and who is known to me, acknowledged before me on this day, that being informed of the contents of said instrument, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 24th day of February, 2015.

W. Larry Ray
NOTARY PUBLIC
W. LARRY RAY
Notary Public, Alabama State at Large
My Commission Expires Nov. 19, 2018

This instrument was prepared by
W. Larry Ray
Ray & Tipton
Attorneys-at-Law
606 Avenue A
Opelika, AL 36801

Book/Pg: 1309/166
Term/Cashier: SCANZ / JB
Tran: 14464.213842.284100
Recorded: 03-27-2015 14:31:57
REC Recording Fee
Total Fees: \$ 29.00



City Council
204 South 7Th Street
Opelika, AL

ADOPTED

BIDS 165-18

Meeting: 08/07/18 07:00 PM
Department: Purchasing and Revenue
Category: Bid
Prepared By: Angela Norrell
Initiator: Lillie Finley
Sponsors:
DOC ID: 2963

Forklift with 36-Mo Lease Option - PW

RESOLUTION NO. _____

WHEREAS, the Purchasing Department solicited sealed bids for a thirty-six (36) month lease with purchase option for a Forklift for the Public Works/ESG Department; and

WHEREAS, Dyna-Lift, LLC is the sole bidder; and

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

1. That the lease be awarded to Dyna-Lift, LLC on their sole bid meeting specifications.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Dyna-Lift, LLC on their bid in the amount of \$11,321.00 per year with a total of \$33,963.00 for the thirty-six (36) month lease.
3. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Dyna-Lift, LLC on their bid in the amount of \$32,245.00 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 _____, 2018.

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:	David Canon, Council Member
SECONDER:	Dozier Smith T, Council Member
AYES:	Jones, Gibson-Pitts, Smith T, Canon, Smith

FACT SHEET

SUBJECT: Sealed Bids – Bid #18036 – We are asking the Council to approve a thirty-six (36) month lease with purchase option for a Forklift

FACTS:

- Bid opening date – 7/10/18
- User Department – Public Works/ESG
- The bid was mailed to 10 vendors
- 1 bid was received
- Bid tabulation sheet attached

RECOMMENDATION:

- **Recommend lease be awarded to Dyna-Lift LLC on their sole bid meeting specifications in the amount of \$11,321.00 per year with a total of \$33,963.00 for the thirty-six (36) month lease with the option to purchase at lease-end for the amount of \$32,245.00.**

[illegible]

Attachment: 8-7-18 - FORKLIFT WITH 36-MO LEASE OPTION 18036 - BID PKT (165-18 : Forklift with 36-

RESOLUTION NO. 166-18

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 employee(s) were required by the City of Opelika to travel on City business and/or attend a training session, meeting or conference.

Employee	Department	\$ Amount
-----	-----	-----
Derek Lee	OPS	498.40
Jon Hayes	Accounting	144.43
Rachel Dennis	Planning	279.04
Gary Fuller	Mayor	7,519.01
Lori Huguley	Economic Dev.	
8,171.98		
Derek Lee	OPS	759.05

-) 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(s) can be prepared covering the attached expense report(s).

- 5) That the City Treasurer is authorized to sign said check(s) so it can be delivered to the appropriate City employee or official.

ADOPTED and APPROVED this the ____ day of _____, 2018.

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

ATTEST:

Robert G. Shuman, CMC
City Clerk - City Treasurer

NAME

Derek S. Lee

DEPARTMENT

OPS

PERIOD ENDING

8-1-2018

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS Itemize Below			ENTERTAIN- MENT Itemize Below	MISC. EXPENSES Itemize Below	DAILY TOTAL
			AIR RAIL, ETC	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUB- LIC TRANSIT	AUTO EXPENSES Itemize Below	BREAKFAST	LUNCH	DINNER			
SUN												0.00
MON 7-30-18	Orange County, CA		498.40									498.40
TUE												0.00
WED												0.00
THU												0.00
FRI												0.00
SAT												0.00
WEEKLY CATEGORY TOTALS \$		0.00	498.40	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	498.40

WEEKLY TOTAL EXPENSES

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

NUMBER OF DAYS AWAY FROM HOME

4

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

0

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

0%

NATURE OR PURPOSE OF TRAVEL

NCTC Conference

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
	Agree To P.O.	
	Date Verified	
	Footing Verified	
	Inv. Price Eto Price	
	Ck To Pay	
	A/O # Verified	

Send check to Derek Lee @ OPS

SIGNATURE

APPROVED BY

EXPENSE REPORT

13.1.a

NAME Jon Hayes DEPARTMENT Accounting PERIOD ENDING 7/21/2018

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												\$ -
	WED												\$ -
19-Jul	THU						\$ 144.43						\$ 144.43
	FRI												\$ -
	SAT												\$ -
WEEKLY CATEGORY TOTALS \$			\$ -	\$ -	\$ -	\$ -	\$ 144.43	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 144.43

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.		
			Exis Verified		
			Footing Verified		
			Inv. Price 210 Price		
			Ok To Pay		
			A/C # Verified		

ITEMIZED AUTOMOBILE EXPENSES		
DATE	MILEAGE, GAS, PARKING, REPAIRS, ETC	AMOUNT
19-Jul	Various (see attached spreadsheet)	\$ 144.43

ITEMIZED MISCELLANEOUS EXPENSES		
DATE	ITEMS	AMOUNT

NUMBER OR DAYS AWAY FROM HOME

4

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

0

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

NATURE OR PURPOSE OF TRAVEL

Various (see attached spreadsheet)

METHOD OF REIMBURSEMENT

MAIL TO:

Jon Hayes

SIGNATURE

Jon Hayes

APPROVED BY

Cynthia M. Moya

Packet Pg. 85

Attachment: CM 8-07-18, Expense Reports (166-18 : Expense reports from various departments.)

NAME

DEPARTMENT

PERIOD ENDING

Name Rachel Dennis - CAPZO 7/20-21/18 Mileage

Department Planning

7/21/2018

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS			ENTERTAINMENT Itemize Below	MISC. EXPENSES Itemize Below	DAILY TOT.
			AIR RAIL, ETC	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUB- LIC TRANSIT	AUTO EXPENSES Itemize Below	BREAKFAST	LUNCH	DINNER			
SUN												0
MON												0
TUE												0
WED												0
THU												0
FRI 7/20	Opelika to Orange Beach					139.52						0
SAT 7/21	Orange Beach to Opelika					139.52						0
WEEKLY CATEGORY TOTALS \$			0.00	0.00	0.00	279.04	0.00	0.00	0.00	0.00	0.00	279.04

WEEKLY TOTAL EXPENSES

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

NUMBER OF DAYS AWAY FROM HOME

2

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

0

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

0%

NATURE OR PURPOSE OF TRAVEL

CAPZO Recertification

METHOD OF REIMBURSEMENT

DEDUCT FROM
MY ADVANCE

MAIL TO

ITEMIZED AUTOMOBILE EXPENSES

DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT
7/20	Opelika to Orange Beach 256 ml	139.52
7/21	Orange Beach to Opelika 256 ml	139.52

ITEMIZED MISCELLANEOUS EXPENSES

DATE	ITEMS	AMOUNT
	AG # Verified	

Rachel Dennis

700 Fox Trail

Opelika, AL 36801

SIGNATURE

APPROVED BY

Revised 7/26/18

EXPENSE REPORT 13.1.a

NAME

DEPARTMENT

PERIOD ENDING

Name Gary Fuller

Department Mayor's Office 11050

7-19-18

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			
10/13/18	Seoul S. Korea		7,494.01									7,494.0
												0.0
7/12/18- 7/19/18	London										25.00	25.0
												0.0
												0.0
												0.0
												0.0
WEEKLY CATEGORY TOTALS \$		0.00	7,494.01	0.00	0.00	0.00	0.00	0.00	0.00	0.00	25.00	7,519.0

WEEKLY TOTAL EXPENSES

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

NUMBER OF DAYS AWAY FROM HOME

8

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

0

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

0%

NATURE OR PURPOSE OF TRAVEL

1. Economic Development trip to S. Korea
2. Farnborough - London Air Show

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
7/12/18-	Miscellaneous cash tips	25.00
7/19/18	Agree To P.O.	
	Exis Verified	
	Footing Verified	
	Inv. Price Bio Price	
	Ok To Pay	
	A/C # Verified	

Gary Fuller

Mayor's office

SIGNATURE

APPROVED BY

Packet Pg. 87

Attachment: CM 8-07-18, Expense Reports (166-18 : Expense reports from various departments.)

13.1.a

7/25/2018

[illegible]

WEEKLY TOTAL EXPENSES

[illegible]

NUMBER OF DAYS AWAY FROM HOME

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS 0 Days

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS 0%

NATURE OR PURPOSE OF TRAVEL

Flight for ED trip to Korea

METHOD OF REIMBURSEMENT

☐ DEDUCT FROM MY ADVANCE☒ MAIL: TO

DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT

DATE	ITEMS	AMOUNT
	Agree TO P.O.	
	Exts Verified	
	Footling Verified	
	Inv. Inv. Price Bio Price	
	OK TO Pay	
	AC AC #V-ified	

SIGNATURE

APPROVED BY _____

NAME

Derek S. Lee

DEPARTMENT

OPS

EXPENSE REPORT 13.1.a

PERIOD ENDING

7-14-2018

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS			ENTERTAIN- MENT Itemize Below	MISC. EXPENSES Itemize Below	DAILY TO
			AIR RAIL, ETC	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUB- LIC TRANSIT	AUTO EXPENSES Itemize Below	Itemize Below					
BREAKFAST	LUNCH	DINNER										
SUN												
MON 13-18	Destin, Florida	742.52						16.53				759
TUE												
WED												
THU												
FRI												
SAT												
WEEKLY CATEGORY TOTALS \$		742.52	0.00	0.00	0.00	0.00	0.00	16.53	0.00	0.00	0.00	759

WEEKLY TOTAL EXPENSES

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

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

Electric Cities Of Alabama Annual Meeting and
Governmental Affairs Conference.

METHOD OF REIMBURSEMENT

☐DEDUCT FROM
MY ADVANCE☒

MAIL: TO

Send check to Derek Lee @ OPS

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

ITEMIZED MISCELLANEOUS EXPENSES		
DATE	ITEMS	AMOUNT

SIGNATURE

APPROVED BY

Packet Pg. 89

Attachment: CM 8-07-18, Expense Reports (166-18 : Expense reports from various departments.)

RESOLUTION NO. 167-18

Purchase-One (1) 2018 Ford F150 PU-PW**RESOLUTION NO. _____**

WHEREAS, the Public Works/ESG Department desires to purchase one (1) 2018 Ford F150 Pickup with certain options utilizing the State of Alabama Contract #T191A; and

WHEREAS, Stivers Ford Lincoln is the State Contract Vendor for the 2018 Ford F150 Pickup; and

WHEREAS, this is a budgeted purchase;

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

1. That the purchase be awarded to Stivers Ford Lincoln utilizing the State of Alabama Contract.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Stivers Ford Lincoln in the total amount of \$24,199.00.
3. That the Controller is authorized to adjust the budget as necessary for this purchase.
4. That the Mayor is hereby authorized to sign all documents pertaining to this purchase.

APPROVED AND ADOPTED this the _____ day of _____, 2018.

C.E. “Eddie” Smith, Jr.

President of the City Council

City of Opelika, Alabama

ATTEST:

Robert G. Shuman

City Clerk - Treasurer



State of Alabama
Department of Finance
Division of Purchasing
Master Agreement
Modification

13.2.a

CONTRACT INFORMATION

MASTER AGREEMENT NUMBER: MA 999 16000000008

NOT TO EXCEED AMOUNT:

Begin Date: 11/17/2015

Procurement Folder: 4404

Expiration Date: 11/15/2018

Procurement Type: Master Agreement

Solicitation Number:

Replaces Award Document:

Award Date:

Replaced by Award Document:

Modification Date: 10/30/17

Version Number: 8

CONTACT INFORMATION

REQUESTOR:

Crist Watts

334-242-4291

crist.watts@purchasing.alabama.gov

ISSUER:

Crist Watts

334-242-4291

crist.watts@purchasing.alabama.gov

BUYER:

Patrick Hemme

334-242-7173

Pat.Hemme@purchasing.alabama.gov

CONTRACT DESCRIPTION

T191A - VEHICLES, ALTERNATIVE FUEL-E85

Ship To:

Bill To:

REASON FOR MODIFICATION

VENDOR INFORMATION

Name /Address:

VC000042177: Stivers Ford Lincoln

4000 Eastern Boulevard

Montgomery AL 36116

Contact:

Billy Bruce

3346135000

EXT: 5056

Bbruce@Stiversonline.Com

COMMODITY / SERVICE INFORMATION

13.2.a

Line	Quantity	UOM	Unit Price	Service Amount	Service From	Service To	Line Sub Total	Line Total
1	0	EA	\$20,244.000000	\$0.00			\$0.00	\$0.00

07006530000 - DO NOT USE: To be deactivated. Use Classes 071, 072, 073.

AUTOMOBILES, AF, FULL SIZE, 4 DOOR SEDAN, FORD TAURUS

VEHICLE, FULL-SIZE SEDAN, FRONT-WHEELDRIVE, ALTERNATIVE FUELWHEELBASE: 110" MINIMUMENGINE: V6 ONLY4 WHEEL ABSA AND HEATAM/FM RADIOAUTOMATIC TRANSMISSIONCRUISE CONTROLPOWER WINDOWS, LOCKS, AND MIRRORSTILT STEERINGMAKE: ___FORD___MODEL: ___TAURUS___

Line	Quantity	UOM	Unit Price	Service Amount	Service From	Service To	Line Sub Total	Line Total
2	0	EA	\$23,989.000000	\$0.00			\$0.00	\$0.00

07042780000 - DO NOT USE: To be deactivated. Use Classes 071, 072, 073.

UTILITY VEHICLE, PASSENGER, 2 WHEEL DRIVE, FORD EXPLORER

VEHICLE, MID-SIZE SUV, ALTERNATIVE FUEL,2-WHEEL DRIVE, 7 PASSENGER MINIMUMWHEELBASE: 105" - 115.9"ENGINE: V64 WHEEL ABSA/C AND HEAT - FRONT AND REARAM/FM RADIOAUTOMATIC TRANSMISSIONCRUISE CONTROLPOWER WINDOWS, LOCKS, AND MIRRORSTILT STEERINGMAKE: ___Ford___MODEL: ___Explorer___

Line	Quantity	UOM	Unit Price	Service Amount	Service From	Service To	Line Sub Total	Line Total
3	0	EA	\$25,787.000000	\$0.00			\$0.00	\$0.00

07042780000 - DO NOT USE: To be deactivated. Use Classes 071, 072, 073.

UTILITY VEHICLE, PASSENGER, 4 WHEEL DRIVE, FORD EXPLORER

VEHICLE, MID-SIZE SUV, ALTERNATIVE FUEL,4-WHEEL DRIVE, 7 PASSENGER MINIMUMWHEELBASE: 105" - 115.9"ENGINE: V64 WHEEL ABSA/C AND HEAT - FRONT AND REARAM/FM RADIOAUTOMATIC TRANSMISSIONCRUISE CONTROLPOWER WINDOWS, LOCKS, AND MIRRORSTILT STEERINGMAKE: ___Ford___MODEL: ___Explorer___

Line	Quantity	UOM	Unit Price	Service Amount	Service From	Service To	Line Sub Total	Line Total
4	0	EA	\$17,709.000000	\$0.00			\$0.00	\$0.00

07048740000 - DO NOT USE: To be deactivated. Use Classes 071, 072, 073.

TRUCKS, PICKUP, GVRW 4900, REG. CAB 4X2 FORD F-150

VEHICLE, MID-SIZE TRUCK, ALTERNATIVEFUEL, REGULAR CAB, 4 X 2GVWR: 4,900 MINIMUMENGINE: 4-CYLINDER4 WHEEL ABSA/C AND HEATAM/FM RADIOAUTOMATIC TRANSMISSIONTILT STEERINGMAKE: ___Ford___MODEL: ___F-150___

Line	Quantity	UOM	Unit Price	Service Amount	Service From	Service To	Line Sub Total	Line Total
5	0	EA	\$20,599.000000	\$0.00			\$0.00	\$0.00

07048740000 - DO NOT USE: To be deactivated. Use Classes 071, 072, 073.

TRUCKS, PICKUP, GVRW 4900, REG. CAB 4X4 FORD F-150

VEHICLE, MID-SIZE TRUCK, ALTERNATIVEFUEL, REGULAR CAB, 4 X 4GVWR: 4,900 MINIMUMENGINE: 4-CYLINDER4 WHEEL ABSA/C AND HEATAM/FM RADIOAUTOMATIC TRANSMISSIONTILT STEERINGMAKE: ___FORD___MODEL: ___F-150___

Line	Quantity	UOM	Unit Price	Service Amount	Service From	Service To	Line Sub Total	Line Total
6	0	EA	\$21,851.000000	\$0.00			\$0.00	\$0.00

07048740000 - DO NOT USE: To be deactivated. Use Classes 071, 072, 073.

TRUCKS, PICKUP, GVRW 4900, CREW CAB 4X2 FORD F-150

VEHICLE, MID-SIZE TRUCK, ALTERNATIVEFUEL, CREW CAB, 4 X 2GVWR: 4,900 MINIMUMENGINE: 4-CYLINDER4 WHEEL ABSA/C AND HEATAM/FM RADIOAUTOMATIC TRANSMISSIONTILT STEERINGMAKE: ___Ford___MODEL: ___F-150___

Line	Quantity	UOM	Unit Price	Service Amount	Service From	Service To	Line Sub Total	Line Total
7	0	EA	\$24,936.000000	\$0.00			\$0.00	\$0.00

07048740000 - DO NOT USE: To be deactivated. Use Classes 071, 072, 073.

TRUCKS, PICKUP, GVRW 4900, CREW CAB 4X4 FORD F-150

VEHICLE, MID-SIZE TRUCK, ALTERNATIVEFUEL, CREW CAB, 4 X 4GVWR: 4,900 MINIMUMENGINE: 4-CYLINDER4 WHEEL ABSA/C AND HEATAM/FM RADIOAUTOMATIC TRANSMISSIONTILT STEERINGMAKE: ___FORD___MODEL: ___F-150___

Line	Quantity	UOM	Unit Price	Service Amount	Service From	Service To	Line Sub Total	Line Total
8	0	EA	\$19,682.000000	\$0.00			\$0.00	\$0.00

07048740000 - DO NOT USE: To be deactivated. Use Classes 071, 072, 073.

TRUCKS, PICKUP, GVRW 4900, EXTENDED CAB 4X2 FORD F-150

STIVERS FORD LINCOLN
4000 EASTERN BLVD
MONTGOMERY, AL 36116

reg 18006027

2018 FORD F150 SUPERCAB 4x2 PICKUP -- STATE CONTRACT T191A

CONTRACT NUMBER: MA999 16000000008

LINE NUMBER: 8 (T191A)

CONTRACT AMOUNT: \$19,682

MODEL SERIES

X1C

ORDER CODE

100A

INCLUDES: 3.3L V6 290 Horsepower FFV Engine, 6 Spd Auto, 4x2, 145" Wheelbase, 6.5' Box, Rear View Camera,
 4 Wheel Disc Brakes w/ ABS, Tilt Wheel, Air Conditioning, Vinyl Flooring, 245/70R17 AS
 AM/FM Radio, Cloth 40/20/40 Seat, Air Bags-Front & Safety Canopy Side Curtain Airbags
 Auto Start Technology; **NOTE** -- 3.3L Engine n/a with 163" wheelbase

RECOMMENDED OPTIONS

STATE CONTRACT PRICE (T191A) \$ 19,682

STIVERS PREMIUM VALUE PACKAGE - PACKAGE # 1:

101A XL Preferred Equipment Package:

Includes: AM/FM w/ Single CD; SYNC System; 4.2" Productive Screen; w/ Compass;
 Power Windows, Locks (w/ Flip Key Transmitter) & Mirrors; and Cruise Control

\$ 2,255

53A Trailer Tow Package - includes 4-pin/7-pin wiring harness; & Class IV Receiver Hitch - incl. Backup Assist

\$ 995

86A Appearance Package - 17" Silver painted Aluminum Wheels; Chrome Front & Rear Bumpers; Fog Lamps

\$ 775

LED 4 Corner LED Strobe Lights

\$ 539

BL6 Bed Liner - Drop In (6-1/2")

\$ 199

SM4 All Weather Rubber Mats-Heavy Duty

\$ 149

PACKAGE TOTAL COST:\$ 24,594 ☐

STATE CONTRACT PRICE (T191A)

\$ 19,682

STIVERS PREMIUM VALUE PACKAGE - PACKAGE # 2:

101A XL Preferred Equipment Package:

Includes: AM/FM w/ Single CD; SYNC System; 4.2" Productive Screen; w/ Compass;
 Power Windows, Locks (w/ Flip Key Transmitter) & Mirrors; and Cruise Control

\$ 2,255

53A Trailer Tow Package - includes 4-pin/7-pin wiring harness; & Class IV Receiver Hitch - incl. Backup Assist

\$ 995

LED 4 Corner LED Strobe Lights

\$ 539

BL6 Bed Liner - Drop In (6-1/2")

\$ 199

SM4 All Weather Rubber Mats-Heavy Duty

\$ 149

PACKAGE TOTAL COST:\$ 23,819 ☒

STATE CONTRACT PRICE (T191A)

\$ 19,682

STIVERS VALUE PACKAGE:

100A Standard Equipment

incl

53A Trailer Tow Package

\$ 595

85A Power Windows, Mirrors, Door Locks & Tail Gate Lock

\$ 1,170

LED 4 Corner LED Strobe Lights

\$ 539

BL6 Bed Liner - Drop In (6-1/2")

\$ 199

SM4 All Weather Rubber Mats-Heavy Duty

\$ 149

PACKAGE TOTAL COST:\$ 22,334 ☐

DRIVE TRAIN OPTIONS:

99B 3.3L V6 -- 290 Horsepower -w/ 6 speed Automatic

STD ☐

XL6 - 3.73 Electronic Locking Axle

\$ 570 ☐

995 5.0L V8 -- 385 Horsepower - w/ 10 speed Automatic

\$ 1,995 ☐

XL3 - 3.31 Electronic-Locking Axle

\$ 420 ☐

99G 3.5L V6 Ecoboost - 375 Horsepower - w/ 10 speed Automatic

\$ 2,595 ☐

XL9 - 3.55 Electronic Locking Axle

\$ 470 ☐

98G CNG/Propane Prep Package - req's: 5.0L Engine (code 995) at extra cost

\$ 315 ☐

STIVERS FORD LINCOLN
4000 EASTERN BLVD
MONTGOMERY, AL 36116

BS	Bed Slide	\$	1,329	☐
BG	Brush Guard w/ Wraps over Headlamps - Warn Winch 12,000 lbs.	\$	2,349	☐
LEG	Legends Light Bar w/ toggle switch	\$	1,323	☐

LIGHTING AND OTHER UNIQUE OPTIONS

LAW ENFORCEMENT LIGHTING AND UPFIT PACKAGES:

VAL	Valor Light Bar Package: Includes: Valor 51" Light Bar; SSP2000B Smart Siren Controller; Siren Speaker; Console Cup Holder & Arm Rest	\$	4,624	☐
INT	Integrity Light Bar Package: Includes: Integrity 51" Light Bar; SSP2000B Smart Siren Controller; Siren Speaker; Console Cup Holder & Arm Rest	\$	3,674	☐
SLI	Inside Windshield / Rear Glass Lighting Package (Slick Top): Includes: SpectraLux ILS Low Profile Front Windshield Light Bar, SignalMaster (8 head-mounted on the rear window); SSP2000B Smart Siren Controller; Console; Cup Holder; & Arm Rest	\$	4,312	☐
BLP	Base Lighting Package: Includes: Four Corner (headlamp/taillamp) LEDs (w/ in-line flasher); MicroPulse MPS600U-BB 6-LED head (blue/blue) mounted inside side rear windows; MicroPulse MPS300U-B (blue) mounted beside rear license plate; two (2) MicroPulse MPS650-BB (blue) LEDs mounted in the Grille.	\$	1,635	☐
PBB	Push Bumper Package: Includes: Push Bumper; two (2) MicroPulse MPS600U-BB (blue) mounted on side of push bar	\$	886	☐
CSR	Jotto Console Package: Includes: Contour Console; Dual Cup Holders; Adjustable Arm Rest; Floor Plate; Face Plate for Federal Signal Controller SSP2000B	\$	784	☐
	Prisoner Cage, Window Barriers & Misc.:			
FC	Cage w/ Poly Screen - Behind Front Row Seats	\$	914	☐
LP	Lower Panel Protection (between Floor & Cage)	\$	207	☐
CSM	Computer Laptop Stand-mounted on side of Console	\$	558	☐
PBW	Push Bumper Wing Set (Headlamp Wrap)	\$	294	☐
GSR	Gun Rack	call		☐

DELIVERY: State Contract Provisions for \$1.50 / mile one-way 60 miles \$ 90 ☒

TOTAL VEHICLE (Required)

\$24,199.

STATE CONTRACT TERMS:

PAYMENT DUE AT TIME OF DELIVERY

SIGNATURE: (Required)

DATE: (Required)

PURCHASE ORDER NUMBER: (Required)

Quantity:

RESOLUTION NO. 168-18

Purchase-LED Lighting System-Sourcewell Contr-P&R**RESOLUTION NO. _____**

WHEREAS, the Parks and Recreation Department desires to purchase an LED Lighting System for the Pickleball Facility utilizing Sourcewell Contract #082114-msl; and

WHEREAS, Musco Sports Lighting, LLC is the Sourcewell Contract Vendor for the LED Lighting System; and

WHEREAS, funding for this purchase will come from unassigned funds;

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

1. That the purchase be awarded to Musco Sports Lighting, LLC utilizing the Sourcewell Contract.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Musco Sports Lighting, LLC in the total amount of \$36,500.00.
3. That the Controller be authorized to adjust the budget as necessary for this purchase.
4. That the Mayor is hereby authorized to sign all documents pertaining to this purchase.

APPROVED AND ADOPTED this the _____ day of _____, 2018.

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

ATTEST:

Robert G. Shuman
City Clerk - Treasurer

Quote

Project: Opelika Pickleball
Opelika, Alabama
Date: 7/25/2018

Sourcewell Purchasing Cooperative

Master Project: 170558, Contract Number: 082114-msl, Expiration: 09/16/2019

Category: Facility & MRO, Sub-Category: Athletic Field / Court and Parking Lot Lighting Systems

Quotation Price – Materials Only Delivered to Job Site

Pickleball LED Lighting System Materials Only-----	\$40,150
Musco State of Alabama NJPA State Purchasing Cooperative Discount.....	\$ 3,650
Final City of Opelika Musco LED Sports Lighting Materials Price.....	\$36,500

Sales tax, bonding and unloading of the equipment are not included.

Pricing furnished is effective for 60 days unless otherwise noted and is considered confidential.

SportsCluster System with Total Light Control – TLC for LED™ technology

Guaranteed Lighting Performance

- Guaranteed light levels of 28 Foot Candles

System Description

- Factory wired and tested remote electrical driver enclosures with disconnects
- Pole length, factory assembled wire harnesses
- Factory wired luminaire assemblies(hardware)
- (18) Factory aimed and assembled luminaries
- All Products UL Listed
- Lighting Contactor Cabinet including contactors
- Product assurance and warranty program that covers materials and onsite labor, eliminating 100% of your maintenance costs for 10 years

Payment Terms – As agreed upon between Musco's Credit Department and purchasing entity

Email or fax a copy of the Purchase Order to Musco Sports Lighting, LLC:

Musco Sports Lighting, LLC

Attn: Jimmy Jumper

Fax: 256-383-8541

Email: Jimmy.Jumper@musco.com

All purchase orders should note the following: Sourcewell Purchasing Cooperative – Contract Number: 082114-MSL

Delivery Timing

4 - 6 weeks for delivery of materials to the job site from the time of order, submittal approval, and confirmation of order details.

Due to the built-in custom light control per luminaire, fixture locations need to be confirmed prior to production. Changes to locations after the product is sent to production could result in additional charges.

Notes

Quote is based on:

- Shipment of entire project together to one location
- Owner is responsible for getting electrical power to the site, coordination with the utility, and any power company fees and installation of the fixtures
- Confirmation of fixture locations prior to production
- Musco will need the width, thickness of the crossbeam to design mounting brackets, as well as locations of driver enclosures

Thank you for considering Musco for your lighting needs. Please contact me with any questions or if you need additional details.

Jimmy Jumper

Field Sales Representative

Phone: 256-483-5433

E-mail: jimmy.jumper@musco.com



RESOLUTION NO. 169-18

Weed Abatement Assessment - #071 Bay Ct.

RESOLUTION NO. _____

**RESOLUTION FIXING AMOUNT OF ASSESSMENT
FOR WEED LIEN AGAINST PROPERTY LOCATED AT
Bay Court, Parcel No. 071.000**

=====

WHEREAS, the weed nuisance growing upon or in front of the property located at Bay Court, parcel no. 071.000 has been removed as provided for and required by law: and

WHEREAS, the enforcing official has prepared and submitted to the City Council an itemized statement of the actual expenses incurred by the City for the abatement of the weed nuisance located at Bay Court, a copy of said itemized statement being attached hereto as Exhibit "A"; and

WHEREAS, the 7th day of August, 2018 at 7:00 p.m. in the City Council Chambers in the Municipal Building of Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any objections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

WHEREAS, a copy of the itemized statement of expenses, together with the notice of the time when said statement shall be submitted to the City Council for confirmation, was sent to the property owner by certified mail at least five (5) days in advance of the time fixed by the City Council to consider the assessment of the cost against the property; and

WHEREAS, the Council met at the designated time and place for the purpose of receiving and

considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the

floor for comments from the public and any persons interested in said assessment or the amount thereof;

and

WHEREAS, the City Council has considered all evidence and other matters in relation to the

proposed assessment and the members of the Council are of the opinion that the amount to be assessed

against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of \$176.67 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: Bay Court, Parcel no. 071.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-03-08-3-000-071.000 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner

shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

This Resolution and the weed lien assessed herein are adopted pursuant to Act No. 2012-366 of the 2012 Regular Session of the Legislature of Alabama and Article III of Chapter 18 of the Code of Ordinances of the City of Opelika, Alabama.

ADOPTED AND APPROVED this the 7th day of August, 2018.

President of the City Council

City of Opelika, Alabama

Attest:

R. G. "Bob" Shuman, CMC

City Clerk - City Treasurer

WEED ABATEMENT INVOICE

Date: 7/16 /2018

**To: Tom Jones
PO Box 1586
Auburn Al. 36830**

**Property Address:
Bay Court # 071.000
Opelika Al. 36801
Parcel # 10-03-08-3-000-071.000**

On June 7, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>170.00</u>
Certified mail:	<u>6.67</u>
Misc.	<u> </u>
Total	<u>176.67</u>

Attachment: WEED INVOICE #071.000 (169-18 : Weed Abatement Assessment - #071 Bay Ct.)

RESOLUTION NO. 170-18

Weed Abatement Assessment - 105 Vaughan Ave

RESOLUTION NO. _____

**RESOLUTION FIXING AMOUNT OF ASSESSMENT
FOR WEED LIEN AGAINST PROPERTY LOCATED AT
105 Vaughan Ave, Parcel No. 077.000**

=====

WHEREAS, the weed nuisance growing upon or in front of the property located at 105 Vaughan Ave, parcel no. 077.000 has been removed as provided for and required by law: and

WHEREAS, the enforcing official has prepared and submitted to the City Council an itemized statement of the actual expenses incurred by the City for the abatement of the weed nuisance located at 105 Vaughan Avenue, a copy of said itemized statement being attached hereto as Exhibit "A"; and

WHEREAS, the 7th day of August, 2018 at 7:00 p.m. in the City Council Chambers in the Municipal Building of Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any objections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

WHEREAS, a copy of the itemized statement of expenses, together with the notice of the time when said statement shall be submitted to the City Council for confirmation, was sent to the property owner by certified mail at least five (5) days in advance of the time fixed by the City Council to consider the assessment of the cost against the property; and

WHEREAS, the Council met at the designated time and place for the purpose of receiving and

considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the

floor for comments from the public and any persons interested in said assessment or the amount thereof;

and

WHEREAS, the City Council has considered all evidence and other matters in relation to the

proposed assessment and the members of the Council are of the opinion that the amount to be assessed

against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of \$200.34 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: 105 Vaughan Ave., Parcel no. 077.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-04-18-1-001-077.000 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner

shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

This Resolution and the weed lien assessed herein are adopted pursuant to Act No. 2012-366 of the 2012 Regular Session of the Legislature of Alabama and Article III of Chapter 18 of the Code of Ordinances of the City of Opelika, Alabama.

ADOPTED AND APPROVED this the 7th day of August, 2018.

C. E. "Eddie" Smith Jr.

President of the City Council

City of Opelika, Alabama

Attest:

R. G. "Bob" Shuman, CMC

City Clerk - City Treasurer

WEED ABATEMENT INVOICE**Date: 07/16/2018****To: State of Alabama
PO Box 327210
Montgomery Al. 36132****Property Address:
105 Vaughan Ave
Opelika Al. 36801
Parcel # 10-04-18-1-001-077.000**

On June 23, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>187.00</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>200.34</u>

Attachment: WEED INVOICE 105 Vaughan Ave (170-18 : Weed Abatement Assessment - 105 Vaughan Ave)

RESOLUTION NO. 171-18

Weed Abatement Assessment - 201 Ave C

RESOLUTION NO. _____

**RESOLUTION FIXING AMOUNT OF ASSESSMENT
FOR WEED LIEN AGAINST PROPERTY LOCATED AT
201 Avenue C, Parcel No. 042.000**

=====

WHEREAS, the weed nuisance growing upon or in front of the property located at 201 Avenue C, parcel no. 042.000 has been removed as provided for and required by law: and

WHEREAS, the enforcing official has prepared and submitted to the City Council an itemized statement of the actual expenses incurred by the City for the abatement of the weed nuisance located at 201 Avenue C, a copy of said itemized statement being attached hereto as Exhibit "A"; and

WHEREAS, the 7th day of August 2018 at 7:00 p.m. in the City Council Chambers in the Municipal Building of Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any objections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

WHEREAS, a copy of the itemized statement of expenses, together with the notice of the time when said statement shall be submitted to the City Council for confirmation, was sent to the property owner by certified mail at least five (5) days in advance of the time fixed by the City Council to consider the assessment of the cost against the property; and

WHEREAS, the Council met at the designated time and place for the purpose of receiving and

considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the

floor for comments from the public and any persons interested in said assessment or the amount thereof;

and

WHEREAS, the City Council has considered all evidence and other matters in relation to the

proposed assessment and the members of the Council are of the opinion that the amount to be assessed

against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of \$87.96 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: 201 Avenue C, Parcel no. 042.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-03-08-3-000-042.000 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner

shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

This Resolution and the weed lien assessed herein are adopted pursuant to Act No. 2012-366 of the 2012 Regular Session of the Legislature of Alabama and Article III of Chapter 18 of the Code of Ordinances of the City of Opelika, Alabama.

ADOPTED AND APPROVED this the 7th day of August, 2018.

President of the City Council

City of Opelika, Alabama

Attest:

R. G. "Bob" Shuman, CMC

City Clerk - City Treasurer

WEED ABATEMENT INVOICE

Date: 07/16/2018

**To: Stanley & Bonita Johnson
2800 Talley Ave
Opelika Al. 36801**

**Property Address:
201 Avenue C
Opelika Al. 36801
Parcel # 10-03-08-3-000-042.000**

On June 7, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>74.62</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>87.96</u>

Attachment: WEED INVOICE 201 Ave C (171-18 : Weed Abatement Assessment - 201 Ave C)

RESOLUTION NO. 172-18

Weed Abatement Assessment - 404 S 2Nd St.

RESOLUTION NO. _____

**RESOLUTION FIXING AMOUNT OF ASSESSMENT
FOR WEED LIEN AGAINST PROPERTY LOCATED AT
404 S 2nd St., Parcel No. 043.000**

=====

WHEREAS, the weed nuisance growing upon or in front of the property located at 404 S 2nd St., parcel no. 043.000 has been removed as provided for and required by law: and

WHEREAS, the enforcing official has prepared and submitted to the City Council an itemized statement of the actual expenses incurred by the City for the abatement of the weed nuisance located at 404 S 2nd St., a copy of said itemized statement being attached hereto as Exhibit "A"; and

WHEREAS, the 7th day of August, 2018 at 7:00 p.m. in the City Council Chambers in the Municipal Building of Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any objections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

WHEREAS, a copy of the itemized statement of expenses, together with the notice of the time when said statement shall be submitted to the City Council for confirmation, was sent to the property owner by certified mail at least five (5) days in advance of the time fixed by the City Council to consider the assessment of the cost against the property; and

WHEREAS, the Council met at the designated time and place for the purpose of receiving and

considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the

floor for comments from the public and any persons interested in said assessment or the amount thereof;

and

WHEREAS, the City Council has considered all evidence and other matters in relation to the

proposed assessment and the members of the Council are of the opinion that the amount to be assessed

against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of \$183.34 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: 404 S 2nd St., Parcel no. 043.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-03-08-3-000-043.000 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner

shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

This Resolution and the weed lien assessed herein are adopted pursuant to Act No. 2012-366 of the 2012 Regular Session of the Legislature of Alabama and Article III of Chapter 18 of the Code of Ordinances of the City of Opelika, Alabama.

ADOPTED AND APPROVED this the 7th day of August, 2018.

President of the City Council

City of Opelika, Alabama

Attest:

R. G. "Bob" Shuman, CMC

City Clerk - City Treasurer

WEED ABATEMENT INVOICE**Date: 07/16/2018****To: Ophelia Jones
1301 E 7th St
West Point Ga. 31833****Property Address:
404 S 2nd St
Opelika Al. 36801
Parcel # 10-03-08-3-000-043.000**

On June 7, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>170.00</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>183.34</u>

Attachment: WEED INVOICE 404 S 2nd St. (172-18 : Weed Abatement Assessment - 404 S 2Nd St.)

RESOLUTION NO. 173-18

Weed Abatement Assessment - 504 S 4Th St.

RESOLUTION NO. _____

**RESOLUTION FIXING AMOUNT OF ASSESSMENT
FOR WEED LIEN AGAINST PROPERTY LOCATED AT
504 S 4th St., Parcel No. 104.000**

=====

WHEREAS, the weed nuisance growing upon or in front of the property located at 504 S 4th St., parcel no. 104.000 has been removed as provided for and required by law; and

WHEREAS, the enforcing official has prepared and submitted to the City Council an itemized statement of the actual expenses incurred by the City for the abatement of the weed nuisance located at 504 S 4th St., a copy of said itemized statement being attached hereto as Exhibit "A"; and

WHEREAS, the 7th day of August, 2018 at 7:00 p.m. in the City Council Chambers in the Municipal Building of Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any objections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

WHEREAS, a copy of the itemized statement of expenses, together with the notice of the time when said statement shall be submitted to the City Council for confirmation, was sent to the property owner by certified mail at least five (5) days in advance of the time fixed by the City Council to consider the assessment of the cost against the property; and

WHEREAS, the Council met at the designated time and place for the purpose of receiving and

considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the

floor for comments from the public and any persons interested in said assessment or the amount thereof;

and

WHEREAS, the City Council has considered all evidence and other matters in relation to the

proposed assessment and the members of the Council are of the opinion that the amount to be assessed

against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of \$353.34 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: 504 S 4th St., Parcel no. 104.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-03-08-3-000-104.000 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner

shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

This Resolution and the weed lien assessed herein are adopted pursuant to Act No. 2012-366 of the 2012 Regular Session of the Legislature of Alabama and Article III of Chapter 18 of the Code of Ordinances of the City of Opelika, Alabama.

ADOPTED AND APPROVED this the 7th day of August, 2018.

C. E. "Eddie" Smith, Jr.

President of the City Council

City of Opelika, Alabama

Attest:

R. G. "Bob" Shuman, CMC

City Clerk - City Treasurer

WEED ABATEMENT INVOICE

Date: 07/16/2018

**To: State of Alabama
PO Box 327210
Montgomery Al. 36132**

**Property Address:
504 S 4th St
Opelika Al. 36801
Parcel # 10-03-08-3-000-104.000**

On June 14, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>340.00</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>353.34</u>

Attachment: WEED INVOICE 504 S 4th St. (173-18 : Weed Abatement Assessment - 504 S 4Th St.)

RESOLUTION NO. 174-18

Weed Abatement Assessment - 509 1St Ave.

RESOLUTION NO. _____

**RESOLUTION FIXING AMOUNT OF ASSESSMENT
FOR WEED LIEN AGAINST PROPERTY LOCATED AT
509 1st Avenue, Parcel No. 128.000**

=====

WHEREAS, the weed nuisance growing upon or in front of the property located at 509 1st Avenue, parcel no. 128.000 has been removed as provided for and required by law: and

WHEREAS, the enforcing official has prepared and submitted to the City Council an itemized statement of the actual expenses incurred by the City for the abatement of the weed nuisance located at 509 1st Avenue, a copy of said itemized statement being attached hereto as Exhibit "A"; and

WHEREAS, the 7th day of August, 2018 at 7:00 p.m. in the City Council Chambers in the

Municipal Building of Opelika, Alabama was the date, time and place heretofore established by the City

Council to hear and determine any objections or defenses which may be raised by any of the property

owners liable to be assessed for the work of abating said weed nuisance; and

WHEREAS, a copy of the itemized statement of expenses, together with the notice of the time when said statement shall be submitted to the City Council for confirmation, was sent to the property owner by certified mail at least five (5) days in advance of the time fixed by the City Council to consider the assessment of the cost against the property; and

WHEREAS, the Council met at the designated time and place for the purpose of receiving and

considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the

floor for comments from the public and any persons interested in said assessment or the amount thereof;

and

WHEREAS, the City Council has considered all evidence and other matters in relation to the

proposed assessment and the members of the Council are of the opinion that the amount to be assessed

against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of \$183.76 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: 509 1st Avenue, Parcel no. 128.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-03-07-01-002-128.000 according to the records of the Revenue Commissioner of Lee County Alabama.

4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

This Resolution and the weed lien assessed herein are adopted pursuant to Act No. 2012-366 of the 2012 Regular Session of the Legislature of Alabama and Article III of Chapter 18 of the Code of Ordinances of the City of Opelika, Alabama.

ADOPTED AND APPROVED this the 7th day of August, 2018.

President of the City Council
City of Opelika, Alabama

Attest:

R. G. "Bob" Shuman, CMC
City Clerk - City Treasurer

WEED ABATEMENT INVOICE

Date: 7/17/2018

To: Loretta Wanat
11090 Woodruff Rd.
Fairburn, GA 30213

Property Address:
509 1st Avenue, Opelika, AL 36801
Parcel # 43-10-03-07-01-002-128.000

On 5/22/2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>\$170.00</u>
Certified mail:	<u>\$ 13.76</u>
Misc.	<u> </u>
Total	<u>\$183.76</u>

Attachment: 509 1ST AVENUE INVOICE (174-18 : WEED ABATEMENT ASSESSMENT-509 1ST AVENUE)

RESOLUTION NO. 175-18

Weed Abatement Assessment - 514 Old Columbus Rd.

RESOLUTION NO. _____

**RESOLUTION FIXING AMOUNT OF ASSESSMENT
FOR WEED LIEN AGAINST PROPERTY LOCATED AT
514 Old Columbus Rd., Parcel No. 010.000**

=====

WHEREAS, the weed nuisance growing upon or in front of the property located at 514 Old Columbus Rd., parcel no. 010.000 has been removed as provided for and required by law: and

WHEREAS, the enforcing official has prepared and submitted to the City Council an itemized statement of the actual expenses incurred by the City for the abatement of the weed nuisance located at 514 Old Columbus Rd., a copy of said itemized statement being attached hereto as Exhibit "A"; and

WHEREAS, the 7th day of August, 2018 at 7:00 p.m. in the City Council Chambers in the Municipal Building of Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any objections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

WHEREAS, a copy of the itemized statement of expenses, together with the notice of the time when said statement shall be submitted to the City Council for confirmation, was sent to the property owner by certified mail at least five (5) days in advance of the time fixed by the City Council to consider the assessment of the cost against the property; and

WHEREAS, the Council met at the designated time and place for the purpose of receiving and

considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the

floor for comments from the public and any persons interested in said assessment or the amount thereof;

and

WHEREAS, the City Council has considered all evidence and other matters in relation to the

proposed assessment and the members of the Council are of the opinion that the amount to be assessed

against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of \$415.90 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: 514 Old Columbus Rd., Parcel no. 010.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-04-20-1-000-010.000 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner

shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

This Resolution and the weed lien assessed herein are adopted pursuant to Act No. 2012-366 of the 2012 Regular Session of the Legislature of Alabama and Article III of Chapter 18 of the Code of Ordinances of the City of Opelika, Alabama.

ADOPTED AND APPROVED this the 7th day of August, 2018.

C. E. "Eddie" Smith, Jr.

President of the City Council

City of Opelika, Alabama

Attest:

R. G. "Bob" Shuman, CMC

City Clerk - City Treasurer

WEED ABATEMENT INVOICE**Date: July 16, 2018****To: Phillip Ray Allen
64 Lee Rd 2093
Valley Al. 36854****Property Address:
514 Old Columbus Rd.
Opelika Al. 36801
Parcel # 10-04-20-1-000-010.000**

On June 4, 2018 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

The following is a list of charges that City of Opelika incurred for the abatement:

Cost of Abatement:	<u>402.56</u>
Certified mail:	<u>13.34</u>
Misc.	<u> </u>
Total	<u>415.90</u>

Attachment: WEED INVOICE 514 Old Columbus Rd (175-18 : Weed Abatement Assessment - 514 Old Columbus Rd.)

RESOLUTION NO. 176-18

Authorize Demolition - 207 Avenue A.

RESOLUTION NO. _____

**RESOLUTION ORDERING THE DEMOLITION OF THE FRONT PORCH OF A
BUILDING OR STRUCTURE LOCATED AT 207 AVENUE A, OPELIKA, ALABAMA
36801, PARCEL ID NO.: 43-10-03-07-1-001-112.000 IN COMPLIANCE WITH
SECTIONS**

**11-40-30 THROUGH 11-40-36, SECTIONS 11-53B-1 THROUGH 11-53B-16,
INCLUSIVE, OF THE CODE OF ALABAMA, AND IN COMPLIANCE WITH
ORDINANCE NO. 116-15.**

OF THE CITY OF OPELIKA, ALABAMA

WHEREAS, the Building Official of the City of Opelika, Alabama, determined that the condition of the building or structure located at 207 Avenue A, Opelika, Alabama, 36801, Parcel I.D. Number: 43-10-03-07-4-001-112.000, (hereinafter the Subject Property”) is in such condition as to make it dangerous to the life, health, property, morals, safety or general welfare of the public or the occupants; and

WHEREAS, Maurice Ward is the record owner of the above-described property as shown from a search of records of the Office of the Judge of Probate of Lee County, Alabama; and

WHEREAS, Maurice Ward is the person last assessing the subject property for state taxes; and

WHEREAS, a “Notice of Dangerous Building, Finding of Public Nuisance and Order to Remedy” was sent via certified mail, properly addressed, and postage prepaid to Maurice Ward, P.O. Box 1107, Valley, AL 36854; and

WHEREAS, contemporaneous with the filing of the “Notice of Dangerous Building, Finding of Public Nuisance and Order to Remedy”, a copy of the same was posted at or within three (3) feet of an entrance to the building on the subject property; and

WHEREAS, a Lis Pendens Notice was duly filed of record in the Office of the Judge of Probate of Lee County, Alabama, as required by Ordinance No. 116-15; and

WHEREAS, notice that the subject property is a dangerous building because it is unsafe to the extent that it is a public nuisance and is subject to demolition and that a public hearing would be held on a certain date was given to all interested parties as required by law; and

WHEREAS, Tuesday, August 7, 2018 at 7:00 p.m. in the City Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Lee County, Alabama, was fixed as the time and place when and where the City Council will meet to determine whether or not the building located at 207 Avenue A is unsafe to the extent that it creates a public nuisance; and

WHEREAS, the City Council of the City of Opelika met on Tuesday, August 7, 2018, at the aforesaid time and place for the purpose of conducting said public hearing; and

WHEREAS, the President of the City Council of the City of Opelika presided over said public hearing and opened the floor for comments from the public and any persons interested in the real property located at 207 Avenue A, Opelika, Alabama; and

WHEREAS, the City Council has considered all of the evidence and other matters in relation to said alleged public nuisance.

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

1. The City Council hereby finds and determines that the building or structure located at 207 Avenue A, Opelika, Alabama, Parcel I.D. Number: 43-10-03-07-1-001-112.000, is unsafe to the extent that it creates a public nuisance to the citizens of Opelika, Alabama, and is due to be condemned and demolished in compliance with §§11-40-30 through 11-40-36 and §§11-53B-1 through 11-53B-16, inclusive of the *Code of Alabama*, and Ordinance No. 116-15 of the City of Opelika, Alabama, which Ordinance is codified at Sections 5-221 through 5-238, inclusive of the *Code of Ordinances* of the City of Opelika, Alabama. The property referred to above is more particularly described as follows:

From the point of intersection of the Northeasterly margin of South Third Street with the Southeasterly margin of Avenue A, in the City of Opelika, Lee County, Alabama, run thence North 47°36' East along the Southeasterly margin of Avenue A, 250.0 feet; thence South 42°24' East, 100.0 feet; thence South 47°36' West 100 feet; thence North 42°24' West 5.0 feet; thence South 47°36' West 150.0 feet; to the Northeasterly margin of South Third Street; thence North 42°24' West, along the Northeasterly margin of South Third Street, 150.0 feet, to the point of beginning. Being Lot 1, and part of Lots #14, #15, Block 9, as the same appears in the Lee County Probate Records, Town Plat Book 2, Page 9.

Also being further described as Parcel Number 43-10-03-07-1-001-112.000, according to records maintained in the Lee County Revenue Commissioner's Office.

2. The Mayor is hereby authorized and directed to cause said building or structure to be demolished and removed after the expiration of twenty (20) days from the date of this resolution if an appeal has not been taken to the Circuit Court. The demolition may be accomplished by the municipality by the use of its own forces, or it may be provided by contract for the demolition. The municipality may sell or otherwise dispose of salvaged materials resulting from the demolition. All employees, contractors and duly authorized agents of the City

are authorized to enter upon said property for said purpose.

3. Any person aggrieved by the decision of the City Council may, within ten (10) days hereafter, appeal to the Circuit Court upon filing with the Clerk of the Court notice of appeal and a bond for security of costs in the form and amount approved by the Circuit Clerk.

4. Upon the demolition and removal of said building or structure, the Building Official shall make a report to the City Council of the cost. The City Council shall thereafter adopt a resolution fixing the costs which it finds were reasonably incurred in the demolition and removal of said front porch of said building or structure and assess the costs against said property. The proceeds of any monies received from the sale of salvaged materials from the building or structure shall be used or applied against the cost of the demolition and removal. The fixing of costs by the City Council shall constitute a special assessment against the lot or lots, parcel, or parcels of land upon which the building or structure was located and shall constitute a lien on the property for the amount of the assessment.

5. The City Clerk is hereby directed to mail, by certified mail, a copy of this resolution to the owner of the property as the information appears on the records of the office of the Revenue Commissioner and in the Office of the Judge of Probate of Lee County, Alabama.

ADOPTED AND APPROVED this the ____ day of _____ 2018.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

Cc: Maurice Ward
P.O. Box 1107
Valley, AL 36854

RESOLUTION NO. 177-18

Request by Verizon for a Special Use Permit at 2002 Steel Street.

RESOLUTION NO. _____

WHEREAS, Verizon has requested to modify their equipment at an existing wireless telecommunication facility located at 2002 Steel Street, Opelika, AL to provide improved wireless services essentially within the corporate limits and police jurisdiction of the City of Opelika, and;

WHEREAS, Verizon has complied with City's Ordinance No. 102-00 and has demonstrated the need for additional modification of this wireless facility to deliver consistently reliable services in the identified area, and;

WHEREAS, both the City and Verizon's customers in Opelika will benefit from improved service, and;

WHEREAS, the City's consultant, The Center for Municipal Solutions (CMS), recommends the granting of a Special Use Permit for the modification of Verizon's equipment at this facility located at 2002 Steel Street, which consist of a 248' self-support tower;

THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika, Alabama that Verizon is hereby granted a Special Use Permit to modify their equipment at the wireless telecommunications facility located at 2002 Steel Street. As recommended by CMS, the Special Use Permit is subject to compliance with the following conditions prior to the issuance of said permit and/or a Certificate of Completion:

1. To prevent warehousing of permits or authorizations and to assure the best service to the City's residents as expeditiously as possible, the facility must be built, activated and be providing service no later than one hundred eighty (180) days after the issuance of the Special Use Permit or other applicable authorization, subject to commonly accepted force majeure exceptions acceptable to the City. Verizon may petition the City of an extension of this for good cause shown, but the decision whether or not to grant the extension shall exclusively be the prerogative of the City.

2. Verizon must provide contractor information to CMS and to the City prior to request for issuance of the Building Permit.
3. Prior to the issuance of the Certificate of Completion, Verizon or the tower owner must remediate the following safety issues noted at the pre-application site visit:
 - a. Repair missing grounds on the electrical H-frame.
 - b. Repair the cut ground at the grounding bar that is mounted on Verizon's shelter.
4. Once Verizon has met all the conditions of the permit and any other requirements of the City and a building permit is issued, Verizon must notify the City's consultant for all inspections.
5. At the completion of construction, Verizon must notify the City's consultant and provide proof that all inspections have been satisfactorily completed and the project is ready for a final on-site inspection. Upon passing the final inspection, a recommendation to issue a Certificate of Occupancy shall be made.
6. Verizon shall not be permitted to provide service commercially until the Certificate of Occupancy or its functional equivalent is issued or risk forfeiting its Permit.
7. The Certificate of Occupancy shall not be issued until all fees and costs associated with this Permit, including inspections, have been paid.

ADOPTED and APPROVED this _____ day of _____, 2018.

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

ATTEST:

R. G. Shuman, CMC

City Clerk-Treasurer

RESOLUTION NO. 178-18

Hunting Permit, 2833 and 3001 Sundance Road, R-1 Zone

RESOLUTION NO. _____

**RESOLUTION GRANTING HUNTING PERMIT
TO CHARLES E. WEYANT JR. TRUST**

WHEREAS, Eric Weyant is the authorized agent of the Charles E. Weyant Jr. Trust; and

WHEREAS, the Charles E. Weyant Jr Trust is the record owner of a parcel of land located at 2833 and 3001 Sundance Road, in the City of Opelika, Alabama containing approximately 315.4 acres, more or less; and

WHEREAS, on June 29, 2018, Eric Weyant submitted to the Planning Department a sworn application for a hunting permit and the requisite application fee; and

WHEREAS, Tuesday, August 7, 2018 at 7:00 p.m. in the City Council Chambers of the Municipal Building, 204 South 7th Street, Opelika, Alabama, was fixed as the time and place when and where the City Council will meet to consider the hunting permit application; and

WHEREAS, notice was given to the adjacent property owners, by certified mail, in accordance with the provisions of Section 19-495(j), *Code of Ordinances*; and

WHEREAS, the City Council met on Tuesday, August 7, 2018 at the aforesaid time and place for the purpose of considering the hunting permit application filed by Eric Weyant; and

WHEREAS, the President of the City Council presided over said public hearing and opened the floor for comments from the public and all persons interested in said application; and

WHEREAS, the City Council has considered all the evidence and other matters in

relation to said application.

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

1. That the City Council does hereby approve the hunting permit application submitted by Eric Weyant as authorized agent of the Charles E. Weyant Jr. Trust.
2. That the Mayor is hereby authorized and directed to issue a hunting permit to Eric Weyant as authorized agent of the Charles E. Weyant Jr., Trust to hunt squirrel, rabbit, quail, raccoon, opossum, coyote, fox, beaver and feral swine during applicable hunting seasons with shotgun or rifle on the permittees' land. Activities proposed for this property include stand and stalk hunting with a shotgun or rifle. No dogs will be used to hunt. Also included are skeet, trap shooting and archery for recreational purposes only.
3. That the permittees shall comply with all federal, state and municipal hunting rules and regulations.
4. That the hunting permit issued pursuant to this Resolution shall expire on September 1, 2019. The Chief of Police shall be authorized to renew on an annual basis the permit issued by the City Council, provided there have been no violations of the permit during the preceding year.
5. This Resolution shall take effect upon passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2018.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

RESOLUTION NO. 179-18

Transfer Wastequip Baler that is no longer needed to AU.

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING TRANSFER OF A
WASTEQUIP BALER TO AUBURN UNIVERSITY**

WHEREAS, the City of Opelika, Alabama, (the “City”) has an item of tangible personal property, to-wit a Wastequip Baler, Model # C603010pro-f, Serial # 10400010365, Opelika Tag # 87002797, which is no longer needed for public purposes; and

WHEREAS, §11-43-56 of the *Code of Alabama* of 1975 authorizes the governing body to dispose of unneeded personal property; and

WHEREAS, the City of Opelika, City of Auburn and Auburn University are members of the East Alabama Recycling Partnership; and

WHEREAS, Auburn University, acting by and through the Facilities Division, is in need of a Wastequip Baler

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

1. That the following personal property owned by the City of Opelika is not needed for public or municipal purposes:

One (1) Wastequip Baler, Model # C603010pro-f, Serial # 10400010365, Opelika Tag # 87002797

2. That the Mayor and City Clerk are hereby authorized to transfer and convey said Wastequip Baler owned by the City of Opelika described in Section 1 above to Auburn University without consideration.

3. 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.

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

Council.

ADOPTED AND APPROVED this the _____ day of _____, 2018.

PRESIDENT OF THE CITY COUNCIL
OF THE CITY OF OPELIKA

ATTEST:

CITY CLERK

STATE OF ALABAMA)
 :
 COUNTY OF LEE)

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, that for the consideration of the sum of one dollar (\$1.00), the receipt of which is hereby acknowledged, the undersigned Seller, the City of Opelika, Alabama, a municipal corporation, does hereby transfer and deliver to Auburn University, acting by and through the Facilities Division (the "Buyer"), one (1) Wastequip Baler, Model # C603010pro-f, Serial # 10400010365, Opelika Tag # 87002797.

TO HAVE AND TO HOLD unto Buyer and its successors and assigns forever.

The Seller warrants that the Seller is the true and lawful owner of the Wastequip Baler and that the baler is free from any and all legal claims and encumbrances by others. Other than the Seller's warranty of ownership stated above, Seller disclaims all other warranties, either express or implied. The Buyer hereby accepts the Wastequip Baler in its present condition "AS-IS" and "WHERE IS" without any warranties, either express or implied, as to its condition. The Buyer acknowledges and agrees that the Wastequip Baler is being sold without any warranties of merchantability or fitness for a particular purpose.

IN WITNESS WHEREOF, each of the parties has caused this Bill of Sale to be duly executed and delivered on this the _____ day of August, 2018.

CITY OF OPELIKA, ALABAMA--SELLER
 a municipal corporation

BY: _____
 Its Mayor

**AUBURN UNIVERSITY,
 BY AND THROUGH THE FACILITIES DIVISION**

**BY: _____
 ITS _____**

Attachment: Form, bill of sale, baler in OEA dept, to AU, 8-02-18 (179-18 : Transfer Wastequip Baler that is no longer needed to AU.)

RESOLUTION NO. 180-18

Agreement with AU, Game Day transit services.

RESOLUTION NO. _____

**RESOLUTION APPROVING AGREEMENT FOR GAMEDAY TRANSIT SERVICE
BETWEEN THE CITY OF OPELIKA, ALABAMA AND AUBURN UNIVERSITY**

WHEREAS, the City of Opelika, Alabama, a municipal corporation (the “City”) and Auburn University, a public corporation, (the “University”) desire to mitigate the impact of capacity crowds relative to traffic and parking during Auburn University home football games; and

WHEREAS, thousands of Opelika citizens, as well as guests of Opelika hotels and motels, attend Auburn University football games; and

WHEREAS, the parties desire to provide gameday bus transit service as a benefit to both the City and the University; and

WHEREAS, the City, through a third-party agreement with the Lee-Russell Public Council of Governments (“LRPCOG”), will provide a special gameday shuttle bus service from Tiger Town Shopping Center to Auburn University for every Auburn home game with buses picking up fans from Tiger Town Shopping Center beginning three hours prior to kickoff and returning fans to Tiger Town for two hours after the conclusion of the game; and

WHEREAS, the University has agreed to pay to the City the sum of \$42,000 for gameday transit services; and

WHEREAS, an Agreement for Gameday Transit Service between the City and the University has been prepared and submitted to the City Council for its approval, and the City

Council has determined that the general terms of such contract are acceptable to the City.

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

1. That the proposed Agreement for Gameday Transit Service to be entered into between the City of Opelika and Auburn University, a copy of which is attached hereto and marked Exhibit "A", be and the same is hereby approved, authorized, ratified and confirmed in the form substantially submitted to the City Council with such changes thereto (by addition, deletion or substitution) as the Mayor shall approve which approval shall be conclusively evidenced by execution and delivery of said Agreement.
2. That the Mayor is hereby authorized and directed to execute and deliver said Agreement in the name and on behalf of the City.
3. That the officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances or other instruments or other communications under the seal of the City or otherwise, as they or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this Resolution and the attached Agreement.
4. That this Resolution shall take effect upon its passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2018.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

**AGREEMENT FOR GAMEDAY TRANSIT SERVICE BETWEEN
THE CITY OF OPELIKA, ALABAMA AND AUBURN UNIVERSITY**

THIS AGREEMENT FOR GAMEDAY TRANSIT SERVICE (the “Agreement”) is made and entered into this the _____ day of _____, 2018, by and between the City of Opelika, Alabama, a municipal corporation under the laws of the State of Alabama (herein called the “City”), and Auburn University, a public corporation and instrumentality of the State of Alabama (herein called the “University”).

RECITALS

WHEREAS, the seating capacity of Jordan-Hare Stadium on the campus of Auburn University is 87,451 people; and

WHEREAS, Auburn University football games routinely attract capacity crowds; and

WHEREAS, parking facilities located adjacent to Jordan-Hare Stadium are not specifically designed to handle the impact associated with gameday traffic and parking; and

WHEREAS, thousands of Opelika citizens, as well as guests of Opelika hotels and motels, attend Auburn University home football games; and

WHEREAS, given the severe traffic and parking problems associated with Auburn University home football games, the City and the University desire to mitigate said problems and to promote increased use of non-automobile modes of transportation; and

WHEREAS, the parties desire to provide for gameday bus transit service as a benefit of both the City and the University.

NOW, THEREFORE, in consideration of the recitals hereinbefore set forth and the covenants and conditions hereinafter contained, the Parties agree as follows:

Section 1. **Recitals**. The foregoing recitals are an effective and operative part of this Agreement.

Section 2. **Agreements and Obligations of the City.**

(a) The City, through a third party agreement with the Lee-Russell Council of Governments, will provide a shuttle bus service from Tiger Town Shopping Center in Opelika to Jordan-Hare Stadium on the Auburn University campus for every Auburn University home football game during the 2018 season. Shuttle bus service shall originate in the parking lot in front of Kohls Department Store approximately four (4) hours prior to kick-off time and terminate two (2) hours after the end of the game. The City, through Lee-Russell Council of Governments, shall provide not less than ten (10) buses nor more than thirteen (13) buses contingent upon anticipated ridership. Shuttle bus service on gamedays shall run continuously throughout the above designated period of time with the exception of a thirty (30) minute lunch/dinner break at the kick-off time of each game.

(b) The gameday service dates for 2018 are: September 8, September 15, September 22, September 29, October 13, November 3 and November 17, 2018.

Section 3. **Agreements and Obligations of the University.**

As compensation for gameday transit services, the University agrees to pay to the City the sum of \$42,000, payable in one lump-sum payment on or before December 1, 2018.

Section 4. **Relationship of Parties.**

This Agreement shall not be construed to create a relationship of a joint venture, partnership, brokers, employees, servants or agents between the Parties. The Parties to this Agreement are acting as independent contractors representing their own respective independent institution or instrumentality. With respect to any employee compensation for services provided in connection with this Agreement, each Party will be responsible for paying their own

employees (including faculty), and properly withholding their own employees' taxes and other costs and fees as may be required.

Section 5. **Agreement Governed By Alabama Law.** It is the intentions of the Parties hereto that this Agreement shall in all respects be governed by the laws of the State of Alabama.

Section 6. **Severability.** In the event that any provision hereof shall be held invalid or unenforceable by any court of competent jurisdiction, such holdings shall not invalidate or render unenforceable any other provisions hereof.

Section 7. **Notices.** All notices, requests and other communications to be given or made hereunder shall be deemed sufficient and properly given or made, if in writing and sent by United States registered or certified mail, postage prepaid, addressed, as follows:

If to the City: Gary Fuller, Mayor
Opelika City Hall
204 South 7th Street
P.O. Box 390
Opelika, AL 36803

If to the University: Ron Burgess
Chief Operating Officer
107 Samford Hall
Auburn University, AL 36849

The City and University may, by like notice, designate any further or different addresses to which subsequent notices shall be sent. Any notice hereunder signed on behalf of the notifying party by a duly authorized attorney-at-law shall be valid and effective to the same extent as if signed by such party or on its behalf by a duly authorized officer or employee.

IN WITNESS WHEREOF, the City and the University have caused this Agreement to be executed in their respective corporate names and behalves by their duly authorized officers,

have caused their corporate seals to be hereunto affixed and have caused this Agreement to be attested by their duly authorized officers, all in three counterparts, each of which shall be deemed an original, and the City and the University have caused this Agreement to be dated as of _____, 2018.

THE CITY OF OPELIKA, ALABAMA,
A MUNICIPAL CORPORATION

By: _____
ITS MAYOR

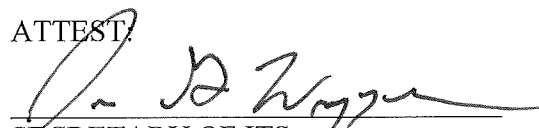
ATTEST:

CITY CLERK

AUBURN UNIVERSITY

By: 
ITS CHIEF OPERATING OFFICER

ATTEST:



SECRETARY OF ITS
BOARD OF TRUSTEES

RESOLUTION NO. 181-18

Approve PY2018 CDBG Action Plan.

The HUD allocation for PY2018 will increase by approximately 13% to \$256,532. You will notice that Twin Cedars Child Advocacy Center will not be funded for PY2018. This is because they did not submit an application for funding. Therefore, the funds that would usually be allocations to TCCAC have been moved to the Utility Assistance program. The Utility Assistance program funds are generally used up in full within the first 3-4 months of being allocated, which shows the great demand and need within our community.

RESOLUTION No. _____

WHEREAS, the Housing and Community Development Act of 1974, as amended, requires that the City prepare and submit to HUD each year an Annual Action Plan which identifies and describes activities which the City intends to undertake with Community Development Block Grant (CDBG) funds; and

WHEREAS, the City's Five-Year Consolidated Plan (2015-2019) identifies the community needs which have been identified with citizen input and prioritized by the Planning Department with advice from stakeholders; and

WHEREAS, the City's Annual Action Plan for the 2018 Program Year identifies the projects and programs to which have been selected by the City Council to be undertaken with said Program Year's funding; and

WHEREAS, a summary list of the projects and programs of said proposed Annual Action Plan was published in the Opelika Auburn News in order to give citizens an opportunity to comment and public hearings were programmed for May 31, 2018 and July 9, 2018; and

WHEREAS, certifications and grant agreements will need to be signed to submit the Action Plan and receive grant funds to implement the Action Plan;

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

1. That the City's PY2018 Annual Action Plan, attached hereto, under the Five-Year Consolidated Plan (2015-2019) is hereby adopted; and
2. That Gary Fuller, in his capacity as Mayor, is hereby authorized to execute all grant agreements, certifications, sub-recipient agreements, and other documents required in relation to the submission and implementation of said Plan for the City of Opelika to the U.S. Department of Housing and Urban Development (HUD).

APPROVED and ADOPTED this the _____ day of _____, 2018.

C. E. "Eddie" Smith, Jr.

President City Council

Opelika, Alabama

ATTEST:

R. G. Shuman

City Clerk - Treasurer



ANNUAL ACTION PLAN

CDBG

PY 2018

**Submitted to the Department of
Housing and Urban Development
Birmingham Field Office
October 1, 2018-September 31, 2019**

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

Executive Summary

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

The City of Opelika is a CDBG entitlement community and grantee. This is the Action Plan for PY2018 which is the fourth year of our 5-year Consolidate Plan. Expected funding for PY2018 is \$256,532, which is an approximate increase of 13% from last year's funding amount. Funding available under the CDBG program is targeted to address community development needs with regard to affordable housing and supportive services for low to moderate income (LMI) families and individual who reside inside the city limits of Opelika.

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

**City of Opelika
Community Development Block Grant (CDBG)
PY 2018 Budget**

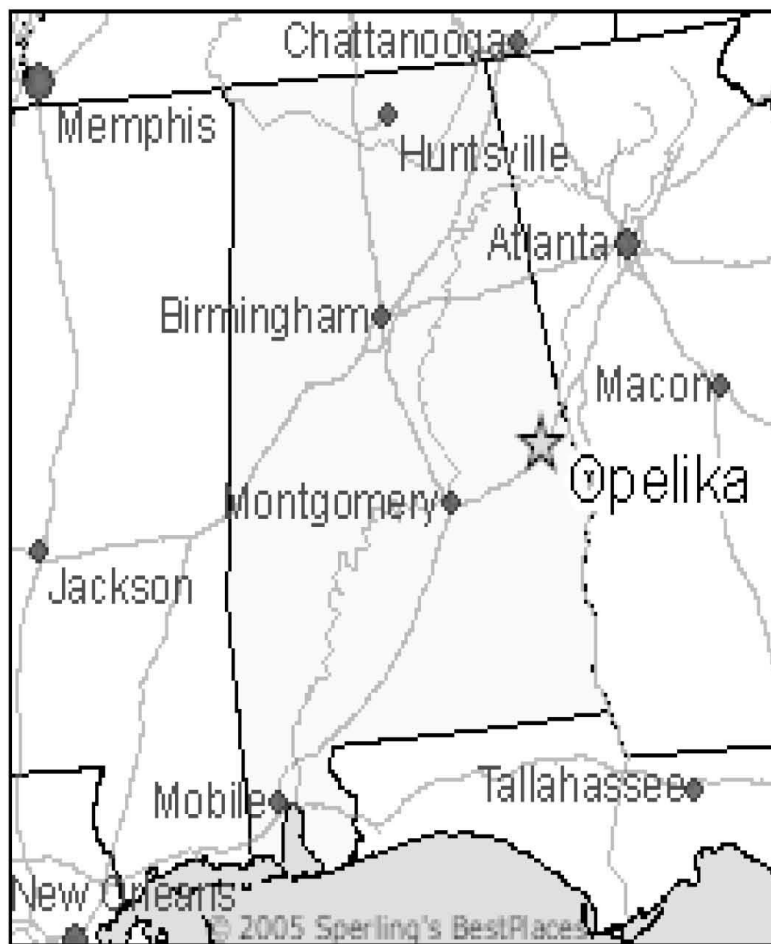
	PY2018 Budget
TOTAL GRANT AMOUNT	\$256,532.00
PUBLIC SERVICES (15% cap)	\$38,479.00
LRCG Utility Assistance	\$15,979.00
East Alabama Food Bank Community Market	\$22,500.00
Unity Wellness-AIDS Outreach	\$0.00
Greater Peace Community Development Corp K-4	\$0.00
Twin Cedars Child Advocacy Victims of Sexual Abuse	\$0.00
PUBLIC FACILITIES	\$45,000.00
Sidewalk/Streetscape	\$45,000.00
HOUSING SERVICES	\$101,747.00
Emergency Home Repair	\$71,747.00
Home Ownership Assistance	\$30,000.00
Habitat for Humanity	\$0.00
REHABILITATION	\$20,000.00
Main Street Opelika Façade Grant Program	\$20,000.00
ADMINISTRATION (20% cap)	\$51,306.00
Administration	\$51,306.00

PY2018 BUDGET

Annual Action Plan
2018

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Alabama



CITY RELATED TO REGION

CITY REGION MAP

Annual Action Plan
2018

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OMB Number: 4040-0004
Expiration Date: 10/31/2019

Application for Federal Assistance SF-424		
* 1. Type of Submission: ☐ Preapplication ☒ Application ☐ Changed/Corrected Application		
* 2. Type of Application: ☐ New ☒ Continuation ☐ Revision		
* If Revision, select appropriate letter(s): * Other (Specify):		
* 3. Date Received:		
4. Applicant Identifier:		
5a. Federal Entity Identifier: AL11740		5b. Federal Award Identifier: 14.218
State Use Only:		
6. Date Received by State:		7. State Application Identifier:
8. APPLICANT INFORMATION:		
* a. Legal Name: City of Opelika		
* b. Employer/Taxpayer Identification Number (EIN/TIN): 63-6001334		* c. Organizational DUNS: 1300585840000
d. Address:		
* Street1: 204 S 7th Street (P.O. Box 390)		
Street2:		
* City: Opelika		
County/Parish:		
* State: AL: Alabama		
Province:		
* Country: USA: UNITED STATES		
* Zip / Postal Code: 368010390		
e. Organizational Unit:		
Department Name: Planning Department		Division Name: Community Development
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: Mrs.		* First Name: Lisa
Middle Name:		
* Last Name: Thrift		
Suffix:		
Title: Community Development Administrator		
Organizational Affiliation:		
* Telephone Number: 3347055155		Fax Number:
* Email: lthrift@opelika-al.gov		

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

SF424 PG1

Annual Action Plan
2018

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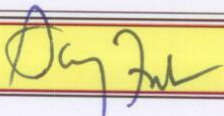
Application for Federal Assistance SF-424	
* 9. Type of Applicant 1: Select Applicant Type: C: City or Township Government	
Type of Applicant 2: Select Applicant Type: 	
Type of Applicant 3: Select Applicant Type: 	
* Other (specify): 	
* 10. Name of Federal Agency: U.S. Department of Housing and Urban Development (HUD)	
11. Catalog of Federal Domestic Assistance Number: CFDA Title: 	
* 12. Funding Opportunity Number: Community Development Block Grant * Title: 	
13. Competition Identification Number: Title: 	
14. Areas Affected by Project (Cities, Counties, States, etc.): Add Attachment Delete Attachment View Attachment	
* 15. Descriptive Title of Applicant's Project: 	
Attach supporting documents as specified in agency instructions. Add Attachments Delete Attachments View Attachments	

7

SF424 PG2

Annual Action Plan
2018

6

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant	AL-003
* b. Program/Project	AL-003
Attach an additional list of Program/Project Congressional Districts if needed.	
Add Attachment Delete Attachment View Attachment	
17. Proposed Project:	
* a. Start Date:	10/01/2018
* b. End Date:	09/30/2019
18. Estimated Funding (\$):	
* a. Federal	256,532.00
* b. Applicant	
* c. State	
* d. Local	
* e. Other	
* f. Program Income	
* g. TOTAL	256,532.00
* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?	
☐ a. This application was made available to the State under the Executive Order 12372 Process for review on	
☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.	
☒ c. Program is not covered by E.O. 12372.	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)	
☐ Yes ☒ No	
If "Yes", provide explanation and attach	
Add Attachment Delete Attachment View Attachment	
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)	
☒ ** I AGREE	
** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.	
Authorized Representative:	
Prefix:	Mr.
* First Name:	Gary
Middle Name:	
* Last Name:	Fuller
Suffix:	
* Title:	Mayor
* Telephone Number:	3347055150
Fax Number:	
* Email:	gfuller@opelika-al.gov
* Signature of Authorized Representative:	
* Date Signed:	6-28-18

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

SF424 PG3

Annual Action Plan
2018

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CPMP Non-State Grantee Certifications

Many elements of this document may be completed electronically, however a signature must be manually applied and the document must be submitted in paper form to the Field Office.

- ☐ This certification does not apply.
☒ This certification is applicable.

NON-STATE GOVERNMENT CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing -- The jurisdiction will affirmatively further fair housing, which means it will conduct an analysis of impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting that analysis and actions in this regard.

Anti-displacement and Relocation Plan -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR 24; and it has in effect and is following a residential antidisplacement and relocation assistance plan required under section 104(d) of the Housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under the CDBG or HOME programs.

Drug Free Workplace -- It will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an ongoing drug-free awareness program to inform employees about –
 - a. The dangers of drug abuse in the workplace;
 - b. The grantee's policy of maintaining a drug-free workplace;
 - c. Any available drug counseling, rehabilitation, and employee assistance programs; and
 - d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;
4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will –
 - a. Abide by the terms of the statement; and
 - b. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;

CPMP Non-State Grantee Certifications, p. 1

CERTIFICATE NONST PG1

Annual Action Plan
2018

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6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph 4(b), with respect to any employee who is so convicted –
 - a. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - b. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.

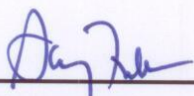
Anti-Lobbying -- To the best of the jurisdiction's knowledge and belief:

8. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
9. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
10. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

Authority of Jurisdiction -- The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with plan -- The housing activities to be undertaken with CDBG, HOME, ESG, and HOPWA funds are consistent with the strategic plan.

Section 3 -- It will comply with section 3 of the Housing and Urban Development Act of 1968, and implementing regulations at 24 CFR Part 135.



6/28/2018

Signature/Authorized Official

Date

Gary Fuller

Name

Mayor

Title

PO Box 390

Address

Opelika, AL 36803

City/State/Zip

334-705-5150

CPMP Non-State Grantee Certifications, p. 2

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

CERTIFICATE NONST PG2

Annual Action Plan
2018

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- ☐ This certification does not apply.
- ☒ This certification is applicable.

Specific CDBG Certifications

The Entitlement Community certifies that:

Citizen Participation -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

Community Development Plan -- Its consolidated housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that provide decent housing, expand economic opportunities primarily for persons of low and moderate income. (See CFR 24 570.2 and CFR 24 part 570)

Following a Plan -- It is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD.

Use of Funds -- It has complied with the following criteria:

11. Maximum Feasible Priority - With respect to activities expected to be assisted with CDBG funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available);
12. Overall Benefit - The aggregate use of CDBG funds including section 108 guaranteed loans during program year(s) 2014, 2015, 2016, (a period specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period;
13. Special Assessments - It will not attempt to recover any capital costs of public improvements assisted with CDBG funds including Section 108 loan guaranteed funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. Also, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

Excessive Force -- It has adopted and is enforcing:

14. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

CPMP Non-State Grantee Certifications, p. 4

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

CERTIFICATE NONST PG3

Annual Action Plan
2018

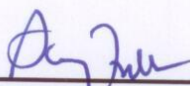
10

15. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

Compliance With Anti-discrimination laws -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 USC 2000d), the Fair Housing Act (42 USC 3601-3619), and implementing regulations.

Lead-Based Paint -- Its activities concerning lead-based paint will comply with the requirements of part 35, subparts A, B, J, K and R, of title 24;

Compliance with Laws -- It will comply with applicable laws.



6/28/2018

Signature/Authorized Official

Date

Gary Fuller

Name

Mayor

Title

PO Box 390

Address

Opelika, AL 36803

City/State/Zip

334-705-5150

Telephone Number

CPMP Non-State Grantee Certifications, p. 5

CERTIFICATE NONST PG4

Annual Action Plan
2018

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- ☒ This certification does not apply.
☐ This certification is applicable.

**OPTIONAL CERTIFICATION
CDBG**

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having a particular urgency as specified in 24 CFR 570.208(c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities, which are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.

Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number

CPMP Non-State Grantee Certifications, p. 6

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

CERTIFICATE NONST PG5

Annual Action Plan
2018

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- ☒ This certification does not apply.
☐ This certification is applicable.

Specific HOME Certifications

The HOME participating jurisdiction certifies that:

Tenant Based Rental Assistance -- If the participating jurisdiction intends to provide tenant-based rental assistance:

The use of HOME funds for tenant-based rental assistance is an essential element of the participating jurisdiction's consolidated plan for expanding the supply, affordability, and availability of decent, safe, sanitary, and affordable housing.

Eligible Activities and Costs -- it is using and will use HOME funds for eligible activities and costs, as described in 24 CFR § 92.205 through 92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in § 92.214.

Appropriate Financial Assistance -- before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing;

Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number

CPMP Non-State Grantee Certifications, p. 7

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

CERTIFICATE NONST PG6

Annual Action Plan
2018

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-
- ☒ This certification does not apply.
☐ This certification is applicable.

HOPWA Certifications

The HOPWA grantee certifies that:

Activities -- Activities funded under the program will meet urgent needs that are not being met by available public and private sources.

Building -- Any building or structure assisted under that program shall be operated for the purpose specified in the plan:

1. For at least 10 years in the case of assistance involving new construction, substantial rehabilitation, or acquisition of a facility,
2. For at least 3 years in the case of assistance involving non-substantial rehabilitation or repair of a building or structure.

Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number

CPMP Non-State Grantee Certifications, p. 8

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

CERTIFICATE NONST PG7

Annual Action Plan
2018

14

- ☒ This certification does not apply.
☐ This certification is applicable.

ESG Certifications

I, _____, Chief Executive Officer of **Error! Not a valid link.**, certify that the local government will ensure the provision of the matching supplemental funds required by the regulation at 24 *CFR* 576.51. I have attached to this certification a description of the sources and amounts of such supplemental funds.

I further certify that the local government will comply with:

1. The requirements of 24 *CFR* 576.53 concerning the continued use of buildings for which Emergency Shelter Grants are used for rehabilitation or conversion of buildings for use as emergency shelters for the homeless; or when funds are used solely for operating costs or essential services.
2. The building standards requirement of 24 *CFR* 576.55.
3. The requirements of 24 *CFR* 576.56, concerning assurances on services and other assistance to the homeless.
4. The requirements of 24 *CFR* 576.57, other appropriate provisions of 24 *CFR* Part 576, and other applicable federal laws concerning nondiscrimination and equal opportunity.
5. The requirements of 24 *CFR* 576.59(b) concerning the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.
6. The requirement of 24 *CFR* 576.59 concerning minimizing the displacement of persons as a result of a project assisted with these funds.
7. The requirements of 24 *CFR* Part 24 concerning the Drug Free Workplace Act of 1988.
8. The requirements of 24 *CFR* 576.56(a) and 576.65(b) that grantees develop and implement procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted with ESG funds and that the address or location of any family violence shelter project will not be made public, except with written authorization of the person or persons responsible for the operation of such shelter.
9. The requirement that recipients involve themselves, to the maximum extent practicable and where appropriate, homeless individuals and families in policymaking, renovating, maintaining, and operating facilities assisted under the ESG program, and in providing services for occupants of these facilities as provided by 24 *CFR* 76.56.
10. The requirements of 24 *CFR* 576.57(e) dealing with the provisions of, and regulations and procedures applicable with respect to the environmental review

CPMP Non-State Grantee Certifications, p. 9

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

CERTIFICATE NONST PG8

Annual Action Plan
2018

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responsibilities under the National Environmental Policy Act of 1969 and related authorities as specified in 24 *CFR* Part 58.

11. The requirements of 24 *CFR* 576.21(a)(4) providing that the funding of homeless prevention activities for families that have received eviction notices or notices of termination of utility services will meet the requirements that: (A) the inability of the family to make the required payments must be the result of a sudden reduction in income; (B) the assistance must be necessary to avoid eviction of the family or termination of the services to the family; (C) there must be a reasonable prospect that the family will be able to resume payments within a reasonable period of time; and (D) the assistance must not supplant funding for preexisting homeless prevention activities from any other source.
12. The new requirement of the McKinney-Vento Act (42 *USC* 11362) to develop and implement, to the maximum extent practicable and where appropriate, policies and protocols for the discharge of persons from publicly funded institutions or systems of care (such as health care facilities, foster care or other youth facilities, or correction programs and institutions) in order to prevent such discharge from immediately resulting in homelessness for such persons. I further understand that state and local governments are primarily responsible for the care of these individuals, and that ESG funds are not to be used to assist such persons in place of state and local resources.
13. HUD's standards for participation in a local Homeless Management Information System (HMIS) and the collection and reporting of client-level information.

I further certify that the submission of a completed and approved Consolidated Plan with its certifications, which act as the application for an Emergency Shelter Grant, is authorized under state and/or local law, and that the local government possesses legal authority to carry out grant activities in accordance with the applicable laws and regulations of the U. S. Department of Housing and Urban Development.

Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number

CPMP Non-State Grantee Certifications, p. 10

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

CERTIFICATE NONST PG9

Annual Action Plan
2018

16

- ☐ This certification does not apply.
☒ This certification is applicable.

APPENDIX TO CERTIFICATIONS

Instructions Concerning Lobbying and Drug-Free Workplace Requirements

Lobbying Certification

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Drug-Free Workplace Certification

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification.
2. The certification is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, HUD, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.
3. Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.
4. Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio stations).
5. If the workplace identified to the agency changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see paragraph three).
6. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant: Place of Performance (Street address, city, county, state, zip code) Check if there are workplaces on file that are not identified here. The certification with regard to the drug-free workplace is required by 24 CFR part 21.

Place Name	Street	City	County	State	Zip
City of Opelika	700 Fox Trail	Opelika	Lee	AL	36801

7. Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules: "Controlled substance" means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C. 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15); "Conviction" means a finding of guilt (including a plea of *nolo contendere*) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes; "Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any

CPMP Non-State Grantee Certifications, p. 12

CERTIFICATE NONST PG10

Annual Action Plan
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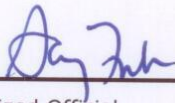
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controlled substance; "Employee" means the employee of a grantee directly engaged in the performance of work under a grant, including:

- a. All "direct charge" employees;
- b. all "indirect charge" employees unless their impact or involvement is insignificant to the performance of the grant; and
- c. temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).

Note that by signing these certifications, certain documents must be completed, in use, and on file for verification. These documents include:

1. Analysis of Impediments to Fair Housing
2. Citizen Participation Plan
3. Anti-displacement and Relocation Plan



6/28/2018

Signature/Authorized Official

Date

Gary Fuller

Name

Mayor

Title

PO Box 390

Address

Opelika, AL 36803

City/State/Zip

334-705-5150

Telephone Number

CPMP Non-State Grantee Certifications, p. 13

CERTIFICATE NONST PG11

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2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

Five goals were established for our five-year consolidated planning period to be addressed annually. They are:

- Goal 1:** Provide decent and affordable housing and supportive services for LMI families
- Goal 2:** Provide decent and affordable housing and supportive services for populations with a disability and/or elderly
- Goal 3:** Provide support for non-profit public services
- Goal 4:** Improve public facilities and/or infrastructure
- Goal 5:** Eliminate slums and blight

Goals 1, 2, and 5 will be accomplished through the city's Emergency Home Repair program, the Homeownership Loan program, and through the Inspections Department with demolition of neglected properties. The Emergency Home Repair Program provides home repairs to LMI individuals and families, which include those with a disability and/or elderly. Our goal is to assist 15 homeowners with repairs. The Homeownership Loan Program assists LMI individuals and families with down payment and closing cost expenses so that they can purchase a home. This allows a first time home buyer with good credit but limited savings to afford home ownership. Our goal is to assist 5 buyers with a home purchase.

Goal 3 will be accomplished by supporting the East Alabama Food Bank's Community Market. The Community Market is a grocery store style market for LMI that are food deprived. Support will also be provided for Lee Russell Council of Government Utility Assistance program. This program provides assistance with utility cost for LMI at a time that they cannot afford to pay for an electrical, water, or gas

bill. A portion of the funds provided for utility assistance will be dedicated to patients with HIV/AIDS and will be referred by Unity Wellness Center for assistance.

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

The success of our Emergency Home Repair program and the number of people we are able to serve each year has made it impossible NOT to continue this activity each and every year. To date the City of Opelika has assisted eleven (11) home owners with home repairs. Half of our applicants were senior citizens. Many seniors are living on a very limited income that simply cannot afford to do the repairs that are needed on their homes. They must choose between eating, medical expenses, or home repairs. Home repairs are a last priority. The City of Opelika will continue to concentrate on improving the living conditions and providing affordable housing for our low-moderate income citizens.

The City of Opelika has closed on two (2) Home Ownership Loans and has five (5) pending that will close prior to the end of this program year making this a very successful year.

Main Street has had two (2) facade renovations in the Historic Downtown Business District which is an economic driver bringing continued jobs and tax revenue. The Cotton District block of 1st Ave is currently under revitalization and has three new businesses (brewery, vinyl albums, coffee roaster) in the works that Main Street expects to be assisting with facade grants along with a new bakery on S. 8th Street.

Our most recently conducted annual timeliness report pulled on June 25, 2018 indicated that the city had a .98 times its current grant amount in the Line of Credit. This is well below the threshold of 1.5 times the current grant amount.

IDIS - PR56									
U.S. Department of Housing and Urban Development Office of Community Planning and Development Integrated Disbursement and Information System									
Current CDBG Timeliness Report Grantee : OPELIKA, AL									
DATE: 06-25-18 TIME: 11:21 PAGE: 1									
PGM YEAR	PGM START DATE	TIMELINESS TEST DATE	CDBG GRANT AMT	--- LETTER OF CREDIT BALANCE ---		DRAW RATIO		MINIMUM DISBURSEMENT TO MEET TEST	
				UNADJUSTED	ADJUSTED FOR PI	UNADJ	ADJ	UNADJUSTED	ADJUSTED
2016	10-01-16	08-02-17	220,270.00	243,350.31	243,350.31	1.10	1.10		
2017	10-01-17	08-02-18	226,363.00	221,767.18	221,767.18	0.98	0.98		

PR56 Timeliness Report

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

As the grantee for CDBG, the City conducted a consolidated citizen participation process, which combined public hearings and agency consultation meetings. Public hearings were held on May31, 2018 and July 9, 2018. Notices were run in the Opelika Observer and/or Opelika-Auburn newspaper and posted at City Hall, Public Works, Cooper Memorial Library, and the SportsPlex. A copy of publication is attached. Also, Staff met with City Councilwoman of Ward 2 and a few members of her ward on June 26, 2018. Staff is very receptive to the thoughts and desires of our citizens and their needs and open to all suggestions.

5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

Citizen participation is a critical component of the CDBG program with regard to determining community needs, goals, and priorities. All citizen participation activities were implemented in compliance with the City's approved Citizen Participation (CP) Plan, including advanced notice of public hearings and two public hearings. Efforts made to broaden citizen participation included setting public hearings at times and locations that were convenient to the public, posting at the public library, City Hall, Public Works building, and parks and recreation SportsPlex.

Advertised where two public hearings in preparation of the Action Plan and Ward 2 City Council Member asked for a meeting:

Public Hearing: May31, 2018

There was only one person in attendance at this meeting. Reverend Jones expressed the need for more affordable housing, both for rent and to purchase. He also discussed with Staff the efforts being made by the MinistryAlliance to begin a hotel voucher program for homeless assistance. He will provide more information as they work out the details.

Ward 2 City Council Member: June 26, 2018

City Councilwoman Tiffany Pitts along with four community members of Ward 2 meet with Staff to discuss the CDBG program, how it works, and activities that have been previously funded. The group

expressed their desire to see more funding for early childhood education and preparation for entering school.

Public Hearing: July 9, 2018

There were five people in attendance at this meeting including two subrecipient applicants, City Councilwoman Ms. Pitts, Mayor Gary Fuller, and one citizen. Questions were asked about the planning and budgeting processes and there was discussion about the need for educational programs for our preschool and after schoolers.

Public Notice and Public Hearing

NOTICE OF FUNDING AVAILABILITY AND APPLICATION

The City of Opelika announces anticipated funding availability under the CDBG Program Year 2018 an estimated \$256,532 of Federal grant funds for activities such as Commercial Revitalization, Housing Rehabilitation and Neighborhood Revitalization projects. A portion of this funding is planned for sub-recipients such as community groups and non-profits. Applications for funding are available at the Public Works Facility, 700 Fox Trail, Opelika or by contacting the Community Development office at (334) 705-5155. Applications are due at the Community Development Office by **4:00 p.m., Thursday, May 31, 2018.**

NOTICE OF PUBLIC HEARING AND COMMENT

The City of Opelika invites public comment on actions to be taken with the Community Development Block Grant (CDBG) Program funding. Your ideas and suggestions for projects are welcome. This meeting is an opportunity for staff, citizens, and non-profit organizations to express community needs prior to setting the PY2018 budget.

A public hearing will be held on **Thursday, May 31, 2018 @ 5:00 p.m.** in the Public Works/Planning chamber at 700 Fox Trail. Public comment and questions are invited either in writing or in person and will be accepted until June 22, 2018. Comments may be sent to:

Lisa Thrift
CDBG Administrator
P.O. Box 390
Opelika, AL 36803
 or
lthrift@opelika.net

If special accommodations are needed to participate at the hearing by persons with disabilities please contact Lisa McLeod, the City's ADA Coordinator at 705-5131 at least forty-eight hours in advance.

PUBLIC NOTICE OF FUNDING

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May 09, 2018

Opelika
Observer

LEGALIS

STATE OF ALABAMA IN THE PROBATE COURT OF LEE COUNTY DOCKET NO. 2018-A-224
IN RE: ESTATE OF MARY C. PORTER, DECEASED
NOTICE OF PUBLIC HEARING
Letters Testamentary of said deceased having been granted to the undersigned on the 4th day of April, 2018, by the Judge of Probate Court of Lee County, Alabama, notice is hereby given that all persons having claims against said estate are hereby required

to present the same within time allowed by law or the same will be barred.
Kathie Ledbetter, Decedent
Chad E. (Skip) McCoy, Jr., Esq.
Attorney for Executors
Johnson, Caldwell & Rupp, LLC
117 North Lamar Avenue, Suite 201
Lanett, Alabama 36063
(334) 644-1171
Legal Run 5/2/18, 5/9/18 & 5/16/18

NOTICE TO CREDITORS, PROBATE COURT OF LEE COUNTY, CASE NO. ESTATE OF ROY FELTON MCCURRY, DECEASED
NOTICE TO CREDITORS
Take Notice that LETTERS TESTAMENTARY OF ROY FELTON MCCURRY deceased having been granted to Martha Faye Gowen on the 25th

day of April, 2018, by the Honorable Bill English, Judge of Probate Court of Lee County, Alabama. Notice is hereby given that all persons having claims against said estate are hereby required to present the same within time allowed by law or the same will be barred.
Martha Faye Gowen
Legal Run 5/2/18, 5/9/18 & 5/16/2018

IN THE CIRCUIT COURT OF LEE COUNTY, ALABAMA
Laguan Moore, Plaintiff, v.
CV-2018-00159
A Parcel of Real Property described as: From the Southwest Corner of Section 24, Township 19 North, Range 25 East Lee County, Alabama, run North 1155.0 feet, thence East 660 feet to an Old Corner, thence South 88 degrees 30 minutes East 360.0 feet and thence South 88 degrees 50 minutes East 140.0 feet to the POINT OF BEGINNING of the property to be here described, this point being the Southeast corner of the 34 shown on the plat marked "Margaret Matthews" on the Survey for Arthur Williams et al. recorded in the Office of the Judge of Probate of Lee County, Alabama in Docket Record 667 at Page 97 on 10 September 1964. From this POINT OF BEGINNING run North 88 degrees 50 minutes West 104.0 feet, thence North 0 degrees 50 minutes East 310 feet, thence South 89 degrees 09 minutes East 204.0 feet,

thence South 0 degrees 50 minutes West 63.5 feet, thence North 88 degrees 50 minutes West 160 feet, and thence South 0 degrees 50 minutes West 250 feet to the POINT OF BEGINNING, together with any and all other improvements thereon, containing acres, more or less, AND Margaret Matthews, and/or the unknown heirs of Margaret Matthews, Defendants.
NOTICE OF ACTION
All Defendants herein, whose whereabouts are unknown and which cannot be ascertained after the exercise of reasonable diligence. You are hereby notified that on the 21st day of March, 2018, a complaint to quiet title was filed in the Circuit Court of Lee County, Alabama, and the following are the names of all parties to the action: Laguan Moore, Plaintiff; Margaret Matthews, and/or the unknown heirs of Margaret Matthews, as Defendants, whose status and whereabouts are unknown and cannot be ascertained after the exercise of the diligence, and who are believed to have claimed some right, title,

interest or claim in and to the property described as follows:
A Parcel of Real Property described as: From the Southwest Corner of Section 24, Township 19 North, Range 25 East, Lee County, Alabama, run North 1155.0 feet, thence East 660 feet to an Old Corner, thence South 88 degrees 30 minutes East 360.0 feet and thence South 88 degrees 50 minutes East 140.0 feet to the POINT OF BEGINNING of the property to be here described, this point being the Southeast corner of the lot shown on the plat marked "Margaret Matthews" on the Survey for Arthur Williams et al. recorded in the Office of the Judge of Probate of Lee County, Alabama in Docket Record 667 at Page 97 on 10 September 1964. From this POINT OF BEGINNING run North 88 degrees 50 minutes West 104.0 feet, thence North 0 degrees 50 minutes East 310 feet, thence South 89 degrees 09 minutes East 204.0 feet, thence South 0 degrees 50 minutes West 63.5 feet, thence North 88 degrees 50 minutes West 160 feet, and thence

South 0 degrees 50 minutes West 250 feet to the POINT OF BEGINNING, together with any and all other improvements thereon, containing acres, more or less, proof, claiming any title thereto or any encumbrance or lien thereon, are hereby directed to show, answer, or otherwise respond to the Complaint on or before the expiration of 30 days after the last publication of this notice, or thereafter suffer judgment by default to be rendered against them, if being intended that this notice shall be used to perfect service against all parties who cannot be personally served with a copy of the Complaint. Docket this 26th day of April, 2018.
s/ Mary Robertson
Mary Robertson
Circuit Court Clerk, Lee County
J. Brandon Rice
Attorney for Plaintiff
Rice & Parr
810 Avenue A, Suite A
Opelika, AL 36801
Legal Run 5/2/18, 5/9/18, 5/16/18, 5/23/2018

INVITATION TO BID
BID NO. R030
Sealed bids for the construction of the Tiger Town Roundabout and Improvement Project shall be received at the Opelika City Hall Conference Room, 204 South Seventh Street, Opelika, Alabama, until 2:00 p.m. local time on Tuesday, May 8, 2018, and then publicly opened and read aloud. All interested parties are invited to attend. Only bids from competent general contractors will be considered. At the time of contract award, the successful bidder must be a properly licensed general contractor. No bid will be accepted from anyone except a qualified Contractor licensed by the State Licensing Board for General Contractors.
Drawings and Specifications may be examined at the Office of the City Engineer located at 700 Fox Trail, Opelika, Alabama. Phone number: 334-705-5450.
Bids documents may be obtained from the Office of the City Engineer at no charge on an electronic file if the bidder supplies a storage drive or an email attachment or electronic drop box.

The bidder's proposal must be submitted on the complete original proposal furnished to the City of Opelika. All information in the proposal must be completed by the bidder for the proposal to be accepted.
A bid bond in the amount of five (5) percent of the bid amount made payable to the City of Opelika must accompany each bid. Performance and Payment bonds for the full contract sum will be required of the successful bidder. The right is reserved by the Owner to reject all bids and to waive irregularities.
Envelopes containing bids must be sealed, marked, addressed as follows, and delivered to: L. L. Finley, Purchasing/Revenue Manager, City of Opelika, 204 South 7th Street, P.O. Box 390, Opelika, Alabama, 36803-0390.
Attn: Tiger Town Roundabout and Improvement Project
L. L. FINLEY, PURCHASING/REVENUE MANAGER
CITY OF OPELIKA
204 SOUTH SEVENTH STREET
OPELIKA, ALABAMA 36803-0390
PORT OFFICE BOX 390
36803-0390
CITY OF OPELIKA, ALABAMA
PH: (334) 705-5120
Legal Run 5/2/18 & 5/9/18

Notice to Contractors Lee County Project No. LCT 41-149-18
Lee County, Alabama
Sealed bids will be received by the Lee County Commission at 102 S. 6th Street, Opelika, AL 36801 or mailed to P.O. Box 666, Opelika, AL 36801-0666 until 10:00 AM on June 5, 2018 and at that time publicly opened at the Lee County Courthouse, 215 S. 9th Street, Opelika, AL 36801, for constructing the Full Depth Reclamation, Resurfacing, and Traffic Strip on various public roads in Lee County, AL. Minimum Length - 4.8 mi. The Entire Project Shall be Completed in Fifty (50) Working Days.
Plans and Proposals are

available online at http://www.lee-co.us/business/commission_officer/contract_bids.php, or at the Lee County Highway Department (ph. 334-737-7011), 100 Orr Avenue, Opelika, AL 36801. A Bidding Proposal may be purchased for \$5.00. Plans may be purchased for \$2.00 per set. Checks should be made payable to the Lee County Commission. Plans and Proposals will be mailed only upon receipt of certificate.
Coford's check or bid bond for 9% of bid (maximum - \$10,000.00) made payable to the Lee County Commission must accompany each bid as evidence of good faith.
The bracket range is shown

only to provide general financial information to contractors and bonding companies concerning the project's complexity and size. This bracket should not be used in preparing a bid, nor will this bracket have any bearing on the decision to award this contract.
The bracket estimate on this project is from \$810,054 to \$990,066.
The bidder's proposal must be submitted on the complete original proposal furnished him or her by the Lee County Highway Department. Prequalification is not required.
The right to reject any or all bids is reserved.
Alabama Code § 39-3-5 applies to this project. In accordance with Ala. Code § 39-3-5(a),

preference shall be given to resident contractors, and a nonresident bidder domiciled in a state having laws granting preference to local contractors shall be awarded Alabama public contracts only on the same basis as the nonresident bidder's state awards contracts to Alabama contractors building under similar circumstances, and resident contractors in Alabama, as defined in Section 39-2-12, be they corporate individuals, or partnerships, are to be granted preference over nonresidents in awarding of contracts in the same manner and to the same extent as provided by the laws of the state of domicile of the nonresidents.
Legal Run 5/9/2018

Public Notice and Public Hearing
NOTICE OF FUNDING AVAILABILITY AND APPLICATION
The City of Opelika announces anticipated funding availability under the CDBG Program Year 2018 an estimated \$256,532 of Federal grant funds for activities such as Commercial Revitalization, Housing Rehabilitation and Neighborhood Revitalization projects. A portion of this funding is planned for subsequent such as community groups and non-profit organizations for funding are available at the Public Works Facility, 700 Fox Trail, Opelika or by contacting the Community

Development office at (334) 705-5155.
Applications are due at the Community Development Office by 4:00 p.m., Thursday, May 31, 2018.
NOTICE OF PUBLIC HEARING AND COMMENT
The City of Opelika invites public comment on actions to be taken with the Community Development Block Grant (CDBG) Program funding. Your ideas and suggestions for projects are welcome. This meeting is an opportunity for staff, citizens, and non-profit organizations to express community needs prior to setting the PY2018 budget.
A public hearing will be held

on Thursday, May 31, 2018 at 3:00 p.m. in the Public Works/Planning chamber at 700 Fox Trail. Public comment and questions are invited either in writing or in person and will be accepted until June 22, 2018. Comments may be sent to: Lisa Thrift, CDBG Administrator, P.O. Box 390, Opelika, AL 36803 or lthrift@opelika.net. If special accommodations are needed to participate at the hearing by persons with disabilities please contact Lisa McLeod, the City's ADA Coordinator at 705-5111 at least forty-eight hours in advance.
Legal Run 5/9/2018

IN THE PROBATE COURT OF LEE COUNTY, STATE OF ALABAMA
IN RE: THE ESTATE OF ARNE N. MOY, JR., DECEASED
Notice of Appointment to be Published by Co-Executrix
Letters Testamentary of the Estate of said deceased having been granted to the undersigned on the 27th day of March, 2018, by the Honorable Bill English, Judge of Probate of Lee County, Alabama. Notice is hereby given that all persons having claims against said Estate are hereby required to present the same within time allowed by law or the same will be barred.
Debra Ann Mos Obert and Christine Ann Mos Obert, as Co-Executrix of the Estate of Arne N. Moy, Jr., Deceased
Legal Run 4/18, 4/25, 5/2 & 5/9/2018.

NOTICE TO CREDITORS, PROBATE COURT OF LEE COUNTY, ESTATE OF PRINCE MAE BETHOLS, DECEASED
LETTERS OF ADMINISTRATION WITH THE WILL ANNEXED (Cum Testamento Annexo) of said deceased having been granted to the undersigned on the 26th day of April, 2018, by the Honorable Bill English, Probate Judge of Lee County, notice is hereby given that all persons having claims against said estate are hereby required to present the same within time allowed by law or the same will be barred.
BILL ENGLISH, Probate Judge
Legal Run 5/2/18, 5/9/18 & 5/16/18

IN THE PROBATE COURT OF LEE COUNTY, ALABAMA
CASE NO. 2018-A-167
IN RE: The Estate of SHIRLEY CURRAN, DECEASED
TAKE NOTICE that Letters Testamentary having been granted to Donald Dargin, as Executor of the Estate of Shirley Curran, deceased, on the 28th day of March, 2018, by the Honorable Bill English, Probate Judge of Lee County, notice is hereby given that all persons having claims against said Estate are hereby required to present the same within time allowed by law or the same will be barred.
s/Donald Dargin, Executor of the Estate of Shirley Curran, deceased
Legal Run 5/2/18, 5/9/18 & 5/16/18

See Legals, page B12

[illegible]

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Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

PUBLIC NOTICE OF HEARING

ANNUAL ACTION PLAN PY2018

The City of Opelika will hold a public hearing at **4:00pm on Monday, July 9** at the Public Works Facility's Planning Chambers, 700 Fox Trail for citizen input and questions concerning PY2018 Action Plan activities which is currently in progress. For each year of the Five Year Consolidated Plan, an Annual Action Plan must be developed to identify programs and projects that the City intends to accomplish. The programs and projects are funded by the Community Development Block Grant (CDBG) Program through the U. S. Department of Housing & Urban Development (HUD). The City will receive \$256,532 in the 2018 Program Year. The Program Year begins October 1, 2018 and ends September 30, 2019.

The 2018 Action Plan portion of the Consolidated Plan details the programs and projects that are proposed for funding. Supposing continued funding of present operations (with adjustments based on funding fluctuation) the below potential activities have been provided:

Housing Services	
Emergency Home Repair	\$ 71,747
Home Ownership	\$ 30,000
Public Services	
Utility Assistance	\$ 15,979
The Community Market	\$ 22,500
Public Facilities	
Sidewalk/Streetscape	\$ 45,000
Rehabilitation	
Opelika Main Street	\$ 20,000
Administration	
	\$ 51,306
Grant Total	\$256,532

Public participation and comment is invited either in writing or in person. A draft and proposed version of the Plan is available for review at the Opelika Public Library at 200 South 6th St., City Hall at 204 S. 7th St., or the Public Works Facility at 700 Fox Trail beginning Monday, July 9, 2018. Comments and concerns can be forwarded to the address below and must be received by the department no later than 4:00 pm on Tuesday, July 24, 2018.

Public Comment Point of Contact:

Lisa Thrift
Community Development Administrator
Planning Department
City of Opelika Public Works
700 Fox Trail
Opelika, AL 36801
lthrift@opelika-al.gov

If special accommodations are needed to participate at the hearing by persons with disabilities please contact Lisa McLeod, the City's ADA Coordinator at 705-5132 at least forty-eight hours in advance.

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

PUBLIC HEARING ACTION PLAN

Annual Action Plan
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6. Summary of comments or views not accepted and the reasons for not accepting them

No comments or views were not accepted. All were considered and noted for future planning.

7. Summary

Even though our numbers were small for attendance, these were the best attended meeting we have had in years. Staff enjoyed the opportunity to engage in conversation with the community and hear what they felt were our community needs.

PR-05 Lead & Responsible Agencies – 91.200(b)

1. Agency/entity responsible for preparing/administering the Consolidated Plan

Describe the agency/entity responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
Lead Agency	OPELIKA	
CDBG Administrator	OPELIKA	Community Development
HOPWA Administrator		
HOME Administrator		
HOPWA-C Administrator		

Table 1 – Responsible Agencies

Narrative (optional)

The City of Opelika is a small entitlement with the CDBG staff consisting of one employee who prepares the Comprehensive Plan, Action Plan, and CAPER. She also sets up all activities and preforms drawdowns in IDIS, oversees all aspects of the program, and reports to Planning Director, Administration, and City Council.

Consolidated Plan Public Contact Information

Lisa Thrift	OR	Charles Mosley
City of Opelika		City of Opelika
Community Development Administrator		Planning Director
700 Fox Trail		700 Fox Trail

Opelika AL 36801

Phone: (334) 705-5155

Email: lthrift@Opelika-al.gov

Opelika AL 36801

Phone: (334) 705-5166

Email: CMosley@Opelika-al.gov

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

AP-10 Consultation – 91.100, 91.200(b), 91.215(l)

1. Introduction

The City has used multiple strategies to enhance coordination between agencies, including the allocation of General Fund dollars and Federal grant dollars (CDBG) to support the provision of services within the covered jurisdiction, as well ongoing communication and consultation with housing and non-housing service providers, public housing authorities, other local jurisdictions, and public agencies. In CDBG, steps have been taken to improve the working relationship between the City and neighboring city, Auburn, for collaboration and technical support.

Several service providers are currently funded under the City's Operating Budget using General Funds, as well as the CDBG program using federal funds. The City intends to continue to fund agencies engaged in public services within program limits.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(l))

See above.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

The City actively participates and communicates with the Alabama Rural Coalition for the Homeless (ARCH), the regional Homeless Continuum of Care (CoC) for Lee County and its surrounding areas. Efforts to address the needs of the homeless include participation in CoC meetings and the allocation of CDBG funding under the 15% public services cap to organizations meeting the housing and supportive services needs of homeless persons.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS

The City of Opelika does not receive ESG funding.

2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdiction's consultations with housing, social service agencies and other entities

Table 2 – Agencies, groups, organizations who participated

1	Agency/Group/Organization	HIS PLACE
	Agency/Group/Organization Type	Services-homeless
	What section of the Plan was addressed by Consultation?	Homelessness Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation
3	Agency/Group/Organization	AUBURN
	Agency/Group/Organization Type	Other government - Local Grantee Department
	What section of the Plan was addressed by Consultation?	Data Share, CDBG
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation, phone
4	Agency/Group/Organization	LEE RUSSELL COUNCIL OF GOVERNMENTS
	Agency/Group/Organization Type	Regional organization
	What section of the Plan was addressed by Consultation?	unmet needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation, phone
5	Agency/Group/Organization	United Way of Auburn Opelika
	Agency/Group/Organization Type	Regional organization
	What section of the Plan was addressed by Consultation?	Support Services
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation, phone

6	Agency/Group/Organization	Lee County Association of Realtors
	Agency/Group/Organization Type	Housing
	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation, MLS data
7	Agency/Group/Organization	CHILD ADVOCACY CENTER
	Agency/Group/Organization Type	Services-Children
	What section of the Plan was addressed by Consultation?	unmet needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation
8	Agency/Group/Organization	DOMESTIC VIOLENCE INTERVENTION CENTER
	Agency/Group/Organization Type	Services-Victims of Domestic Violence
	What section of the Plan was addressed by Consultation?	urgent need
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation
9	Agency/Group/Organization	Auburn University
	Agency/Group/Organization Type	Educational Institution
	What section of the Plan was addressed by Consultation?	Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation

10	Agency/Group/Organization	East Alabama Mental Health
	Agency/Group/Organization Type	Mental Health
	What section of the Plan was addressed by Consultation?	Mental Health
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency Consultation
11	Agency/Group/Organization	Unity Wellness
	Agency/Group/Organization Type	Services-Persons with HIV/AIDS
	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation
12	Agency/Group/Organization	Envision Opelika
	Agency/Group/Organization Type	Business and Civic Leaders Foundation
	What section of the Plan was addressed by Consultation?	Community needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Multiple public meetings, consultation
13	Agency/Group/Organization	MID-ALABAMA COALITION FOR THE HOMELESS
	Agency/Group/Organization Type	Services-homeless
	What section of the Plan was addressed by Consultation?	Homelessness Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency consultation

Identify any Agency Types not consulted and provide rationale for not consulting

None.

Other local/regional/state/federal planning efforts considered when preparing the Plan

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care		

Table 3 – Other local / regional / federal planning efforts

Narrative (optional)

The City of Opelika continues to work with The Casey Foundation and Community of Hope along with Auburn University Mobile Studio to effectively administer the requisite data collection and analysis, planning, and implementation of Community of Hope neighborhood investment and transformation. Together the three organizations are currently funding raising to retrofit a bus to become a Mobile Health Clinic that will serve Opelika's most poverish neighborhoods. This will assist the City of Opelika in connecting to its underserved citizens to sustainable regional networks of health, empowerment and prosperity.

AP-12 Participation – 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting

Citizen participation is a critical component of the CDBG program with regard to determining community needs, goals, and priorities. All citizen participation activities were implemented in compliance with the City's approved Citizen Participation (CP) Plan, including advanced notice of public hearings and two public hearings. Efforts made to broaden citizen participation included setting public hearings at times and locations that were convenient to the public, posting all process information on the City of Opelika's publicly accessible website, public library, City Hall, and Public Works building.

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Public Notice	Community Wide	Meeting date published in Opelika Observer and posted at City Hall, City Library, Sportsplex, and Public Works building	N/A	N/A	N/A

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
2	Public Meeting	Community Wide	May 31, 2018- No Attendees	Need for more affordable housing, both for rent and to purchase. He also discussed with Staff the efforts being made by the Ministry Alliance to begin a hotel voucher program for homeless assistance.	No comments or views where not accepted. All were considered and noted for future planning.	N/A
3	Public Meeting	Community Wide	June 26, 2018	The group expressed their desire to see more funding for early childhood education and preparation for entering school.	No comments or views where not accepted. All were considered and noted for future planning.	
4	Public Notice	Community Wide	Meeting date published in Opelika-Auburn News and posted at City Hall, City Library, SportsPlex, and Public Works Bdg.	N/A	N/A	N/A

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Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
5	Public Meeting	Community Wide	July 9, 2018 - No Attendees	Questions were asked about the planning and budgeting processes and there was discussion about the need for educational programs for our preschool and after schoolers.	No comments or views where not accepted. All were considered and noted for future planning.	N/A
6	City Council Meeting	Community Wide	August 7, 2018	No public comments received - Approved by City Council	N/A	N/A
7	Agency Consultations	Community Wide	June 1, 2018-July 31, 2018	No public comments received via mail or email	N/A	N/A

Table 4 – Citizen Participation Outreach

Expected Resources

AP-15 Expected Resources – 91.220(c)(1,2)

Introduction

The City of Opelika receives CDBG funding only. None of our activities provide program income.

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	256,532	0	0	256,532	180,105	CDBG funds represent the total amount awarded by HUD annually

Table 5 - Expected Resources – Priority Table

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

There are no matching requirements for CDBG. However, CDBG funds are a major source of leverage for other community funding to address community needs.

If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

There are no plans at this time to use publicly owned land or property to address needs identified within this plan.

Discussion

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Decent housing	2015	2019	Non-Homeless Special Needs	COMMUNITY WIDE	Affordable housing rehab	CDBG: \$71,747	Homeowner Housing Rehabilitated: 15 Household Housing Unit
2	Affordable housing	2015	2019	Affordable Housing	JETER NEIGHBORHOOD CARVER NEIGHBORHOOD	Affordable housing	CDBG: \$30,000	Homeowner Housing Added: 6 Household Housing Unit
3	Facade Renovations	2015	2019		HISTORIC DOWNTOWN	Eliminate slum/blight	CDBG: \$20,000	Facade treatment/business building rehabilitation: 5 Business

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
4	Public Facilities/Infrastructure	2015	2019	Public Facilities/Infrastructure	JETER NEIGHBORHOOD CARVER NEIGHBORHOOD	Public Infrastructure/facilities	CDBG: \$45,000	Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 2500 Households Assisted
5	Supportive Services	2015	2019	Supportive Services	COMMUNITY WIDE	Supportive Services	CDBG: \$38,479	Public service activities other than Low/Moderate Income Housing Benefit: 3300 Persons Assisted

Table 6 – Goals Summary

Goal Descriptions

1	Goal Name	Decent housing
	Goal Description	Through our Emergency Home Repair program, we will assist low-mod income home owners with home repairs so that they can live in a safe and healthy environment. The majority of homeowners we work with live in the Jeter (Census Tract 416) or Carver (Census Tract 414) neighborhoods, which are the two most poverty stricken areas in Opelika. The homes are generally older houses with severe deferred maintenance due to the lack of funds to do repairs.

2	Goal Name	Affordable housing
	Goal Description	The City of Opelika will continue the Home Ownership Loan program assisting first time home buyers with up to 50% of the lender required down payment and closing cost to purchasing up to \$6,000 a home inside the city limits of Opelika.
3	Goal Name	Facade Renovations
	Goal Description	Through the Opelika Main Street Bill Roberts' Facade Enhancement program the City of Opelika will use CDBG funds to support provide funding for exterior rehabilitation of buildings in our historic downtown business district. Enhancing our downtown brings economic opportunities for new and existing business owners providing jobs and revenue.
4	Goal Name	Public Facilities/Infrastructure
	Goal Description	The City of Opelika has adopted the Carver-Jeter Revitalization Plan. This is a comprehensive plan and visionary process initiated by the city for the purposes of better connecting the Carver and Jeter neighborhoods to the greater city of Opelika and for establishing a compelling vision for the future of these neighborhoods by developing a strategic plan for land use and zoning, transportation, open spaces and environment, urban design, historic resources, public services, housing, and economic development. The Carver neighborhood is located in Census Tract 414 and the Jeter neighborhood is located in Census Tract 416. These two neighborhoods are the highest in minority population and poverty in the city. Our five year plan is to improve the walkability with sidewalk and streetscape improvements; green space; street art; connectivity to the downtown business district, schools, and parks; community health center; bike paths; and much more.
5	Goal Name	Supportive Services
	Goal Description	Through Public Services such as Lee Russell Council of Governments Utility Assistance Program, Twin Cedars Child Advocacy Center, East Alabama Food Bank Community Market, and the Unity Wellness AIDS Outreach Center, the City of Opelika will make a difference in our community. Our low-mod individuals and families will be able to find assistance with their energy bills, food to eat, assistance with rent or mortgage, and counseling if a victim of abuse. We want to take care of our most needy.

Projects

AP-35 Projects – 91.220(d)

Introduction

Projects have been identified based on the needs of our community as follows:

Housing Needs:

CDBG funds will continue to be used to improve housing conditions through our *Emergency Home Repair Program*. The *Home Ownership Loan Program* will provide down payment and closing cost assistance to first time home buyer purchasing inside the city limits of Opelika.

Public Facilities:

Public facilities have been identified as a high priority in our Jeter-Carver Plan, which outlines areas of need within the City of Opelika's two designated target areas: Census tracts 414 and 416. Funds will be designated for sidewalk and lighting improvements and better crosswalks in both neighborhoods. Also, a bike trail will be introduced in the Jeter community.

Public Services:

Public Service support will always be needed to assist low-moderate income individuals and families. CDBG funds will be used in support of the following organizations:

- East Alabama Food Bank Community Market - meets the need of those with food insecurities.
- Lee Russell Council of Government Emergency Utility Assistance – provides once annually utility payment assistance citywide, including referrals from Unity Wellness Center for patients with HIV/AIDS.
- Twin Cedars Child Advocacy Center – did not submit an application for PY2018, therefore, will not be funded

Rehabilitation

The core of any successful downtown is one that is walkable, preserved, and unique with a strong evidence of pride in the community. Opelika is a strong example of a successful downtown. In order to continue helping our downtown to grow and prosper, CDBG funds are used to support the *Main Street Façade Grant Program*. This program provides 50% reimbursement, up to \$7,000, to downtown business owners who repair or renovate the exterior façades of their buildings. This is a great economic development tool that encourages new businesses to open and existing business to remain in our

downtown which in turn provides jobs and revenue for the city.

Projects

#	Project Name
1	ADMINISTRATION
2	HOME OWNERSHIP
3	EAFB-COMMUNITY MARKET
4	EMERGENCY HOME REPAIR
5	MAIN STREET FACADE
6	LRCG-UTILITY ASSISTANCE
7	TWIN CEDARS CHILD ADVOCACY CENTER
8	SIDEWALKS/STREETSCAPES

Table 7 - Project Information

Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

AP-38 Project Summary
Project Summary Information

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

1	Project Name	ADMINISTRATION
	Target Area	COMMUNITY WIDE
	Goals Supported	Decent housing Affordable housing Supportive Services Public Facilities/Infrastructure Facade Renovations
	Needs Addressed	Affordable housing rehab Affordable housing Supportive Services Eliminate slum/blight Public Infrastructure/facilities
	Funding	CDBG: \$51,306
	Description	ADMINISTRATION AND PLANNING
	Target Date	9/30/2019
	Estimate the number and type of families that will benefit from the proposed activities	N/A
	Location Description	N/A
	Planned Activities	ADMINISTRATION OF ALL GRANT ACTIVITIES
2	Project Name	HOME OWNERSHIP
	Target Area	COMMUNITY WIDE
	Goals Supported	Affordable housing
	Needs Addressed	Affordable housing
	Funding	CDBG: \$30,000

	Description	PROVIDE UP TO 50% LENDER REQUIRED DOWN PAYMENT AND CLOSING COST ASSISTANCE NOT TO EXCEED A MAX CONTRIBUTION OF \$6,000 TO LOW-MOD INCOME HOME BUYERS WHEN PURCHASING INSIDE THE CITY LIMITS. THIS IS AN INTEREST FREE FIVE YEAR LOAN SECURED WITH A PROMISSORY NOTE AND MORTGAGE. EACH YEAR 1/5 OF THE BALANCE IS FORGIVEN. AT THE END OF FIVE YEARS THE MORTGAGE IS RELEASED. IN THE EVENT THE HOME OWNER MOVES OUT OF THE HOME (SALES, RELOCATES, FORECLOSURE, ETC), THE BALANCE THAT HAS YET TO BE FORGIVEN AND IS REMAINING IMMEDIATELY BECOMES DUE AND PAYABLE.
	Target Date	9/30/2019
	Estimate the number and type of families that will benefit from the proposed activities	AN ESTIMATED FIVE (5) FIRST-TIME HOMEBUYERS WILL BENEFIT FROM THIS PROGRAM ALLOWING THEM TO OWN A HOME. DUE TO CONTINUED LOW INTEREST RATES, THE COST OF A MORTGAGE IS OFTER LESS THAN THE COST OF LOCAL RENTAL RATES.
	Location Description	THIS PROGRAM IS AVIALABLE FOR PROPERTIES LOCATED WITHIN THE CITY LIMITS OF OPELIKA.
	Planned Activities	PROVIDE UP TO 50% LENDER REQUIRED DOWN PAYMENT AND CLSOING COST ASSISTANCE UP TO A MAXIMUM OF \$6,000 TO FIRST TIME HOME BUYERS WHO PURCHASE INSIDE OPELIKA CITY LIMITS.
3	Project Name	EAFB-COMMUNITY MARKET
	Target Area	COMMUNITY WIDE
	Goals Supported	Supportive Services
	Needs Addressed	Supportive Services
	Funding	CDBG: \$22,500
	Description	EAFB COMMUNITY MARKET ALLOWS CITIZENS FWITH FOOD INSECURITIES TO SHOP FOR THEIR FOOD IN A GROCERY STORE ENVIRONMENT. CDBG FUNS ARE USED TO PAY THE RENT AND UTILITIES FOR THE MARKET.
	Target Date	9/30/2019
	Estimate the number and type of families that will benefit from the proposed activities	AN ESTIMATED 3100 LMI INDIVIDUALS WILL SHOP AT THE COMMUNITY MARKET FOR FOOR AND HOUSEHOLD ITEMS FOR THEMSELVES AND THEIR FAMILIES.

	Location Description	THE COMMUNITY MARKET IS LOCATED AT: 3798 PEPPERELL PKWY, OPELIKA AL 36801
	Planned Activities	CDBG FUNDS ARE USED TO PROVIDE RENTAL AND UTILITY REIMBURSEMENT FOR THE FACILITY HOUSING THE MARKET.
4	Project Name	EMERGENCY HOME REPAIR
	Target Area	COMMUNITY WIDE
	Goals Supported	Decent housing
	Needs Addressed	Affordable housing rehab
	Funding	CDBG: \$71,747
	Description	ASSISTANCE IS PROVIDED TO LOW-MOD INCOME HOME OWNERS INSIDE THE CITY LIMITS TO HAVE REPAIRS TO THEIR HOME THAT ADDRESS HEALTH AND SAFETY ISSUES. MAJORITY OF REPAIRS INCLUDE: ELECTRICAL, PLUMBING, FAILED FLOORING, ROOF REPAIRS OR REPLACEMENTS, INSTALLATION OF SMOKE/CARBON DETECTORS, HOT WATER HEATERS, AND HANDICAP ACCESSIBILITY. REPAIRS ARE SECURED WITH A PROMISSORY NOTE AND FIVE YEAR MORTGAGE IN THE AMOUNT OF THE TOTAL COST OF REPAIRS. EACH YEAR 1/5 OF THE BALANCE IS FORGIVEN. AT THE END OF THE FIVE YEAR PERIOD THE MORTGAGE IS RELEASED. IF THE HOME OWNER MOVES OUT OF THE PROPERTY (SALES, RELOCATES, FORECLOSURE) THE BALANCE REMAINING BECOMES DUE AND PAYABLE. A HOMEOWNER CAN ONLY QUALIFY ONCE EVERY FIVE YEARS.
	Target Date	9/30/2019
	Estimate the number and type of families that will benefit from the proposed activities	AN ESTIMATED FIFTEEN (15) HOUSEHOLDS WILL BE ASSISTED WITH EMERGENCY HOME REPAIRS. THE VAST MAJORITY OF HOUSEHOLDS ARE ELDERLY WIDOWED AFRICAN-AMERICAN WOMEN WHO ARE LIVING ON A VERY LIMITED INCOME AND HAVE NO ONE TO ASSIST THEM WITH REPAIRS.
	Location Description	THIS ACTIVITY IS AVAILABLE CITYWIDE. HOWEVER, MOST REPAIRS OCCURE IN THE JETER OR CARVER NEIGHBORHOODS.
	Planned Activities	REHAB AND REPAIRS ARE DONE ADDRESSING HEALTH AND SAFETY ISSUES. MOST REPAIRS CONSIST OF LEAKING ROOFS, DAMAGED/FAILED FLOORING, ELECTRICAL OR PLUMBING REPAIRS, AND HANDICAP ACCESSIBILITY. IF SMOKE OR CARBON DETECTORS ARE NOT PRESENT, THEY ARE INSTALLED IN ALL HOMES WORKED ON FOR SAFETY. STAFF CAN AUTHORIZE WORK UP TO \$12,000 TO BE PERFORMED. ANY OWRK BEYOND THIS AMOUNT REQUIRES ADMINISTRATION APPROVAL.

5	Project Name	MAIN STREET FACADE
	Target Area	HISTORIC DOWNTOWN
	Goals Supported	Facade Renovations
	Needs Addressed	Eliminate slum/blight
	Funding	CDBG: \$20,000
	Description	THIS PROGRAM PROVIDES 50% REIMBURSEMENT, UP TO \$7,000, FOR EXTERIOR FACADE REHABS IN OUR HISTORIC DOWNTOWN BUSINESS DISTRICT. THUS, IMPROVING THE DISTRICT AND ENCOURAGING ECONOMIC GROWTH AND CREATING ADDITIONAL JOBS. OPELIKA MAIN STREET REQUIRES THE APPLICANT TO OBTAIN SEALED ESTIMATES AND THE LOWEST BID IS SELECTED.
	Target Date	9/30/2019
	Estimate the number and type of families that will benefit from the proposed activities	AN ESTIMATED FIVE (5) BUSINESSES WILL BE ASSISTED WITH EXTERIOR FACADE REPAIRS AND/OR RENOVATIONS IN THE HISTORIC DOWNTOWN BUSINESS DISTRICT.
	Location Description	THE HISTORIC DOWNTOWN BUSINESS DISTRICT.
6	Planned Activities	THE PROPERTY OWNER OR TENANT OBTAINES THREE ESTIMATES FOR EXTERIOR FACADE REPAIRS OR IMPROVEMENTS AND DELIVERS THEM TO THE MAIN STREET BOARD IN SEALED ENVELOPES. THE BOARD MEETS AND REVIEWS ESTIMATES AND SELECTS CONTRACTOR TO PERFORM WORK. CONTRACTS ARE DRAWN UP AND SIGNED. THE OWNER/TENANT PAYS THE CONTRACTOR AND UPON COMPLETION OF WORK PROVIDES MAIN STREET WITH A COPY OF PAID RECEIPT AND SIGNED CERTIFICATE OF COMPLETION. THIS IS PROVIDED TO THE CITY WITH A REQUEST FOR PAYMENT. REIMBURSEMENT OF 50%, UP TO \$7,000, IS PAID TO MAIN STREET. MAIN STREET THEN PAYS TO THE OWNER/TENANT.
	Project Name	LRCG-UTILITY ASSISTANCE
	Target Area	COMMUNITY WIDE
	Goals Supported	Supportive Services
	Needs Addressed	Supportive Services
	Funding	CDBG: \$15,979
	Description	UTILITY ASSISTANCE WILL BE PROVIDED TO LOW-MOD INCOME INDIVIDUALS OR FAMILY TO PAY A UTILITY/ENERGY BILL.

	Target Date	9/30/2019
	Estimate the number and type of families that will benefit from the proposed activities	AN ESTIMATED 150 LOW-MODERATE INCOME HOUSEHOLDS WILL BE ASSISTED WITH THEIR UTILITY BILLS.
	Location Description	THIS PROGRAM IS AVAILABLE TO ALL HOUSEHOLDS INSIDE THE CITY LIMITS OF OPELIKA.
	Planned Activities	ASSISTANCE WITH UTILITY/ENERGY BILL FOR LOW-MOD INCOME RESIDENCE OF OPELIKA. THIS AVERAGES OUT TO ABOUT \$68 PER INDIVIDUAL.
7	Project Name	TWIN CEDARS CHILD ADVOCACY CENTER
	Target Area	COMMUNITY WIDE
	Goals Supported	Supportive Services
	Needs Addressed	Supportive Services
	Funding	:
	Description	THE CHILD ADVOCACY CENTER PROVIDES FORENSIC INTERVIEWS FOR CHILDREN WHO ARE SUSPECTED VICTIMS OF SEXUAL ABUSE AND COUNSELING SESSIONS AS NEEDED.
	Target Date	
	Estimate the number and type of families that will benefit from the proposed activities	THIS PROJECT WAS NOT FUNDED THIS YEAR. THE SUBRECIPIENT DID NOT SUBMIT AN APPLICATION FOR PY2018.
	Location Description	COMMUNITY WIDE
	Planned Activities	THIS PROJECT WAS NOT FUNDED THIS YEAR. THE SUBRECIPIENT DID NOT SUBMIT AN APPLICATION FOR PY2018.
8	Project Name	SIDEWALKS/STREETSCAPES
	Target Area	JETER NEIGHBORHOOD CARVER NEIGHBORHOOD
	Goals Supported	Public Facilities/Infrastructure
	Needs Addressed	Public Infrastructure/facilities
	Funding	CDBG: \$45,000

	Description	SIDEWALKS AND STREETScape IMPROVEMENTS WILL BE MADE IN THE CITIES TWO DESIGNATED TARGET NEIGHBORHOODS OF CARVER AND JETER. THESE TWO NEIGHBORHOODS HAVE THE HIGHEST CONCENTRATION OF POVERTY.
	Target Date	9/30/2019
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	PROJECTS WILL BE COMPLETED IN THE CARVER AND JETER NEIGHBORHOODS.
	Planned Activities	SIDEWALKS, LIGHTS, GREENSPACE, BIKE PATHS, WALKING TRAILS, STREET ARTS, AND MUCH MORE!

AP-50 Geographic Distribution – 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

The City of Opelika offers funding to citizens citywide. However, there is concentration on providing services in Census Tracts 414 and 416 which are our two highest concentration of minorities and poverty.

Geographic Distribution

Target Area	Percentage of Funds
COMMUNITY WIDE	15
JETER NEIGHBORHOOD	30
CARVER NEIGHBORHOOD	30
HISTORIC DOWNTOWN	5

Table 8 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

Assistance is available to all citizens who are LMI and live within the city limits of Opelika. However, the Carver and Jeter neighborhoods are our two highest concentration of minorities and poverty. It is for this reason that most of our request for assistance come from those who live in these areas.

Discussion

Affordable Housing

AP-55 Affordable Housing – 91.220(g)

Introduction

The City of Opelika will continue our Home Ownership Loan Program for first time home buyers and Emergency Home Repairs for current home owners who need health and safety issues addressed.

One Year Goals for the Number of Households to be Supported	
Homeless	0
Non-Homeless	5
Special-Needs	0
Total	5

Table 9 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households Supported Through	
Rental Assistance	0
The Production of New Units	0
Rehab of Existing Units	15
Acquisition of Existing Units	0
Total	15

Table 10 - One Year Goals for Affordable Housing by Support Type

Discussion

Our initial Consolidated Plan showed Habitat for Humanity building one new home for the next five years in the Carver-Jeter neighborhoods. However, this activity has been removed due to Habitat not being an approved Community Based Development Organization (CBDO).

AP-60 Public Housing – 91.220(h)

Introduction

The City of Opelika will continue to work with the Opelika Housing Authority to address housing needs and encourage homeownership. The City of Opelika proposed a new zoning change for Public Housing that required mixed income development. However, this recommendation was not approved. The Planning Department still believes this is an excellent concept in new development and continues to seek a developer who will take on this type of project in Opelika.

Actions planned during the next year to address the needs to public housing

The Opelika Housing Authority has a new Director in place who is working hard to identify the strengths and weaknesses of its current housing stock and organization. The City of Opelika will be working with OHA to identify solutions to our public housing needs.

Actions to encourage public housing residents to become more involved in management and participate in homeownership

The Opelika Housing Authority is now posting quarterly Home Buyer Seminars held at local Goodwill center flyers where the City of Opelika teams up with the City of Auburn and goes over homeownership opportunities through down payment and closing cost assistance available under CDBG, housing counseling, and Fair Housing awareness.

If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance

N/A

Discussion

Attachment: Final draft (181-18 : Approve Py2018 Cdbg Action Plan)

AP-65 Homeless and Other Special Needs Activities – 91.220(i)

Introduction

Efforts to help families avoid homelessness will include the allocation of CDBG funds through Utility Assistance, Emergency Home Repairs, and Home Ownership activities. In addition, the CoC has a policy developed with consultation from major stakeholders including mental health facilities, law enforcement, hospitals, the Department of Human Resources, community-based organizations, service providers, judges, prosecutors and governmental agencies. The policy defines the criteria for homelessness, lists the common causes of homelessness, contains recommendations, and details the level of commitment expected by service providers. In addition, the policy affirms that in no instance should any one agency or institution take the sole responsibility for the homeless, but that each should clearly demonstrate a willingness to participate with the CoC, the community, service providers and like-minded agencies in responding to and addressing these problems.

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

The City's primary goal for reducing and ending homelessness is its continued participation in the regional CoC for the coordination of care and services. Actions will include the continued allocation of funding to service agencies that are involved in providing assistance to the homeless and those at risk of becoming homeless. The City has allocated General Fund and CDBG dollars for this purpose.

Addressing the emergency shelter and transitional housing needs of homeless persons

The City does not provide direct support to homeless persons, but will serve the community through the continued provision of General and CDBG funds for services and programs that meet the needs of the homeless population, sheltered or unsheltered.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals

and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

The need for transitional and permanent housing has been identified as a low priority need within the community. Referrals will be made to our regional CoC and Unity Wellness Center for care and services. CDBG funding also provides support to services providers who provide food assistance and basic supportive services.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs.

The City of Opelika uses CDBG funding to provide supportive services such as utility and food assistance. Our Home Buyer Loan program assist with down payment and closing cost when purchasing affordable housing. Through a tight network of local service providers and assistance from our regional CoC and Unity Wellness Center, the likelihood that families will fall into homelessness again is greatly decreased.

Discussion

AP-75 Barriers to affordable housing – 91.220(j)

Introduction:

The City of Opelika continues to look for developers for mixed income housing units to be built. We are also working with Auburn University Department of Urban Design at affordable housing options that have been built in other areas of Alabama that are not only affordable to build but are also very energy efficient.

Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

Current land use, tax policies, zoning, and building codes are not barriers to affordable housing. Our land use maps are a “working document” and are adjusted as needed to meet the needs of residential development. Our zoning regulations permit a variety of housing types, neighborhood configurations, and lot sizes. Planned efforts with regard to affordable housing include Emergency Home Repairs.

Discussion:

AP-85 Other Actions – 91.220(k)

Introduction:

The City of Opelika will continue to work through the Carver-Jeter Revitalization Plan along with the Casey Foundation and Community of Hope, Auburn University Mobile Studio, and Auburn University Urban Studio to address the needs of its low-moderate income citizens so that their lives are enriched in every possible way.

Actions planned to address obstacles to meeting underserved needs

Plans to meet underserved needs include the continued provision of funding for public service activities that focus on LMI families and continued participation in the regional CoC.

Actions planned to foster and maintain affordable housing

CDBG funding single family Emergency Home Repairs, Habitat for Humanity home, and first time home buyer Home Ownership Loans are available within the Opelika city limits.

Actions planned to reduce lead-based paint hazards

The City of Opelika will continue to make home owners living in homes built prior to 1978 aware of the potential of lead based paint and the hazards of lead based paint. However, due to limited funding the city has chosen not to undertake work on homes that risk the disturbance of lead based paint at this time.

Actions planned to reduce the number of poverty-level families

The City's primary effort to reduce the number of families in poverty will be to provide financial support to organizations which have a mission of assisting households in poverty. Funds have been allocated for public services which include East Alabama Food Bank Community Market, which provides a grocery

store style market for LMI to shop for food and household goods.

Actions planned to develop institutional structure

The City serves as the grantee and administrator of CDBG funding. The Community Development department is housed within the Planning department and has a dedicated staff member to manage the program. City personnel also provides support for administration of program including housing inspectors, engineering, public works, and accounting.

Actions planned to enhance coordination between public and private housing and social service agencies

The City serves as the grantee and administrator of CDBG funding. The Community Development department is housed within the Planning department and has a dedicated staff member to manage the program. City personnel also provides support for administration of program including housing

Discussion:

Program Specific Requirements

AP-90 Program Specific Requirements – 91.220(I)(1,2,4)

Introduction:

The City of Opelika does not have activities that are income producing. In the event that one of our forgivable loans goes into repayment, it has never been in an amount that requires program income to be reported. The City of Opelika does not participate in section 108 loan guarantees, urban renewal settlements, or float-funded activities.

Community Development Block Grant Program (CDBG)

Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed	0
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan.	0
3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan	0
5. The amount of income from float-funded activities	0
Total Program Income:	0

Other CDBG Requirements

1. The amount of urgent need activities	9,500
2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan.	75.00%

Annual Action Plan
2018

66

The only funded activities not benefiting low-mod income is Administration and Main Street Facade Grant.

**City of Opelika
Community Development Block Grant (CDBG)
PY 2018 Budget**

TOTAL GRANT AMOUNT	PY2018 Budget \$256,532.00
PUBLIC SERVICES (15% cap)	\$38,479.00
LRCG Utility Assistance	\$15,979.00
East Alabama Food Bank Community Market	\$22,500.00
Unity Wellness-AIDS Outreach	\$0.00
Greater Peace Community Development Corp K-4	\$0.00
Twin Cedars Child Advocacy Victims of Sexual Abuse	\$0.00
PUBLIC FACILITIES	\$45,000.00
Sidewalk/Streetscape	\$45,000.00
HOUSING SERVICES	\$101,747.00
Emergency Home Repair	\$71,747.00
Home Ownership Assistance	\$30,000.00
Habitat for Humanity	\$0.00
REHABILITATION	\$20,000.00
Main Street Opelika Façade Grant Program	\$20,000.00
ADMINISTRATION (20% cap)	\$51,306.00
Administration	\$51,306.00

Attachment: PY2018 Budget (181-18 : Approve Py2018 Cdbg Action Plan)

RESOLUTION NO. 182-18

Special appropriation to EAMC Foundation for new cancer center.

RESOLUTION NO. _____

**RESOLUTION APPROVING SPECIAL APPROPRIATION
TO EAST ALABAMA MEDICAL CENTER FOUNDATION**

WHEREAS, East Alabama Medical Center Foundation (the “Foundation”) is a 501(c)(3) charitable organization; and

WHEREAS, the Foundation is the fundraising arm of East Alabama Medical Center (“EAMC”); and

WHEREAS, the Foundation promotes and supports the programs and activities of the EAMC; and

WHEREAS, EAMC is an integral part of the healthcare landscape of the City of Opelika (the “City”); and

WHEREAS, EAMC is vital to the economic development of the City and the surrounding area; and

WHEREAS, EAMC is constructing a new \$40 million dollar Cancer Center at 2501 Village Professional Drive in the corporate limits of the City of Opelika; and

WHEREAS, the new 40,000 square foot facility will allow EAMC to expand its radiation oncology and medical oncology programs; and

WHEREAS, the new Cancer Center will enhance the lives of Opelika residents and our neighbors in surrounding areas; and

WHEREAS, the Foundation has requested a donation from the City to help defray the cost of the new Cancer Center facility project; and

WHEREAS, the City Council desires to approve a special appropriation in the amount of \$25,000.00 to assist the Foundation in funding the new Cancer Center facility project.

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

1. That there is hereby approved a special appropriation in the amount of \$25,000 to the Foundation to fund the new Cancer Center facility.
2. That said appropriation shall be used exclusively for the acquisition, construction and equipping of the new Cancer Center facility.
3. That said appropriation shall be paid from the Unassigned Fund Balance and the Controller is hereby authorized to make all necessary and appropriate budget and accounting entries necessary to implement this Resolution.
4. That the City Council hereby declares and determines that the expenditure of said funds will serve a public purpose.
5. That the City Clerk/Treasurer is directed to prepare the appropriate documents so that a check in the amount of \$25,000.00 can be issued payable to East Alabama Medical Center Foundation.
6. That this Resolution shall take effect upon its passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2018.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

RESOLUTION NO. 183-18

Authorize grant application to ALDOT, intersection improvements.

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING A HIGHWAY SAFETY IMPROVEMENT GRANT
APPLICATION WITH ALABAMA DEPARTMENT OF TRANSPORTATION (ALDOT)
FOR CERTAIN INTERSECTION IMPROVEMENTS**

WHEREAS, the City of Opelika, Alabama (the “City”) is desirous of having certain improvements made to the intersections of 4th Street, 6th Street and 7th Street with Columbus Parkway (the “Intersection Improvements”); and

WHEREAS, the Alabama Department of Transportation (“ALDOT”) through the Design Bureau, Traffic Design Division & Safety Operations Section (“TOS”) is responsible for the administration of the Highway Safety Improvement Program (“HSIP”); and

WHEREAS, the goal of the TOS is to provide the tools, processes and guidance necessary to promote highway safety efforts that lead to a reduction in the number and severity of crashes on all public roads in Alabama; and

WHEREAS, HSIP infrastructure projects are developed through safety and operational analysis using crash data statistics crash patterns and benefit-cost engineering analysis; and

WHEREAS, local roads safety programs are included in the HSIP program of projects; and

WHEREAS, ALDOT has available HSIP funds for intersection improvements; and

WHEREAS, the City desires to submit a HSIP grant application (the “Application”) with ALDOT for the intersection improvements; and

WHEREAS, each grant must be matched by a local share of not less than ten percent (10%) of the total grant proceeds; and

WHEREAS, the HSIP grant requires an approximate local share of \$258,000

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

1. That the Mayor is hereby authorized to execute and submit on behalf of the City with ALDOT a HSIP Grant Application in the estimated amount of \$2,580,000 for the intersection improvements.
2. That the Mayor is hereby authorized to execute and file with said Application appropriate assurances or any other documents required by ALDOT.
3. That the Mayor is hereby authorized to furnish such other information as ALDOT may require in connection with the HSIP Grant Application.
4. That the Mayor is hereby authorized to execute HISP Grant agreements with ALDOT on behalf of the City.
5. That the City hereby acknowledges the obligation of approximately \$258,000 in City funds in order to provide the local match. The local match shall be paid from the Unassigned Fund Balance and the Controller is hereby authorized to make any necessary and appropriate budget and accounting entries necessary to implement this Resolution.
6. 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.

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

ADOPTED AND APPROVED this the _____ day of _____, 2018.

 PRESIDENT OF THE CITY COUNCIL OF THE
 CITY OF OPELIKA, ALABAMA

ATTEST:

 CITY CLERK

Alabama Department of Transportation Highway Safety Improvement Program (HSIP) Project Application Form (10/2/2015) Page 1 of 2										 FOR ALDOT USE ONLY													
1. Project Type:		Intersection	Yes	Road Segment	2. Sponsoring Agency:		City of Opelika/Lee County Highway Dept.			Review Date:		(for ALDOT use only)											
3. Project to be Administered By:		City of Opelika/Lee County Highway Dept.			4. Contact Person:		Scott Parker, P.E.		5. Phone Number:	334-705-5450		6. E-Mail Address:	sparker@opelika-al.gov										
7. Street Address:		700 Fox Trail			8. Fax: (optional)				9. ALDOT Region:	Southeast		10. MPO/RPO Area:	Auburn-Opelika MPO										
11. City, State, Zip :		Opelika, AL, 36801			12. Priority # (if submitting 2 or more forms):		1		13. Application submitted before?		No												
Note to Applicants: Each project must have a separate application form. Up to three (3) safety improvement actions may be included per application.		14. County		15. Route (including local name)		16. On State Hwy System?		17. Traffic Control		18. From (Cross Street, Milepost, Etc.):		19. To (Cross Street, Milepost, Etc.):											
		Lee		Columbus Parkway		No		All Way Stop		4th Street/6th Street/7th Street													
20. Functional Class Name (Federal):		H - Urban Minor Arterial			21. Omitted		Omitted		22. Omitted		Omitted												
23. Risk Narrative - describe the safety problem(s) and the proposed project to address it.		Over the course of a 5-year period (2012-2016) the intersections of 4th St (4 crashes), 6th St (19 crashes), and 7th St (13 crashes) along Columbus Pkwy have been the subject of 36 total crashes. The intersections are relatively closely spaced. Currently, the intersection of 4th St and Columbus Pkwy is a three-leg, skewed intersection. The 4th St approach is stop-controlled with access management issues. The intersection of 6th St and Columbus Pkwy is also three-legs and is somewhat skewed. The 6th Street approach is stop-controlled and has three islands to separate movements. The intersection of 7th St/McCoy St and Columbus Pkwy is signalized. The SB, EB, and WB approaches have a 3-lane typical section including a center turn lane. The south leg of the intersection has a 6-lane divided typical section. Proposed improvements include the installation of a roundabout at each intersection.																					
Crash Data (Items 24 - 34) - collision diagram is required for each application form	Crash Type		24.	25.	26.	27.	28.	29.	30.	31.	32. Total Related Crashes	33. Total Unrelated Crashes	34. Total Crashes										
	Severity		Rear End	Angle	Sideswipe - Same Dir	Head On	Run off the Road	Fixed Object off Road	Pedestrian	Motorcyclist													
	Personal Injury (PI)	Fatal	K									0	0	0									
			A							1		1	1	2									
			B		2	1		1			1	5	1	6									
			C		1		1	1				3	1	4									
		PDO	PDO	13	10	2		1	1			27	1	28									
Total			13	13	3	1	3	1	1	1	36	4	40										
Traffic Data (Intersection Project)	36. Total ADT Entering Intersection		37. NB Entering ADT	38. SB Entering ADT	39. EB Entering ADT	40. WB Entering ADT	41. Other Leg Enter ADT	42. # of Approaches	43. ALDOT Node No.	44. Traffic Annual Growth Rate	35. Number of Years of Crash Data Used:		5										
			0	0	0	0	0	4	611-612-614	4.4%													
Traffic Data (Road Segment Project)	Segment 1		Segment 2	Segment 3	Segment 4	Segment 5	Total/ Average	Worksheet Color Legend: <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="background-color: #add8e6;">Blue</td> <td>Information to be input by Applicant</td> </tr> <tr> <td style="background-color: #90ee90;">Green</td> <td>Data Automatically Generated</td> </tr> <tr> <td style="background-color: #ffff00;">Yellow</td> <td>Drop-Down List (Choose Item)</td> </tr> <tr> <td style="background-color: #ffa500;">Orange</td> <td>For ALDOT's Use</td> </tr> <tr> <td style="background-color: #d3d3d3;">Gray or White</td> <td>No Information Required</td> </tr> </table>						Blue	Information to be input by Applicant	Green	Data Automatically Generated	Yellow	Drop-Down List (Choose Item)	Orange	For ALDOT's Use	Gray or White	No Information Required
	Blue	Information to be input by Applicant																					
	Green	Data Automatically Generated																					
	Yellow	Drop-Down List (Choose Item)																					
	Orange	For ALDOT's Use																					
	Gray or White	No Information Required																					
45. Seg. Length (mi)		0.240	0.110				0.350																
46. Speed Limit		45	45				45.00																
47. Average AADT		8700	9700				9200.00																
48. No. of Lanes		3	3				3.00																
49. Lane Width		12	12				12.00																

Alabama Department of Transportation
Highway Safety Improvement Program (HSIP) Project Application Form (10/2/2015)
Page 2 of 2



		50. No. of Countermeasures or Improvement Actions	1	51. Discount Rate (X.X%)	3.0%								
Items 52 - 58: Potential Reduction of Crashes (by type) and Total													
Proposed Countermeasures or Improvement Actions	Action No.	52. Proposed Countermeasure or Improvement Action	53. Service Life (in yrs)	54. Crash Reduction Factors (CRF)			55. K Crashes Reduced	56. A Crashes Reduced	57. B Crashes Reduced	58. C Crashes Reduced	59. PDO Crashes Reduced	60. Total Potentially Reduced Crashes	61. Annual Reduced Crashes by Countermeasure
				K	A, B, & C	PDO							
	1	Channelization Improvements - Install roundabout	20	0.72	0.72	0.72	0.00	0.72	3.60	2.16	19.44	25.92	5.18
	2	No Improvement	0	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	3	No Improvement	0	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			20	0.72	0.72	0.72	0.00	0.72	3.60	2.16	19.44	25.92	5.18
			Max Service Life	Combined CRF			Potentially Reduced Crashes						
Project Schedule (After STIP Approval)		62. Begin PE Date (MM/YYYY)		06/2018	63. Target Ad Date (MM/YYYY)		06/2020	64. Begin Construction Date (MM/YYYY)		08/2020	65. Estimated Project Complete Date (MM/YYYY)		02/2021
Estimated Project Costs								Estimated Project Benefits					
Improvements		66. Design & Engineering Cost	67. R/W & Utility Cost	68. Construction and CE&I Cost	69. Maint. cost for service life of project	70. Total Project Cost	71. Annual Project Cost	Type of Crash		72. Annual Reduced Crashes by Type		73.* Cost per Crash (2015 \$)	74. Annual Benefit
Action No.	1	\$ 168,000.00	\$ 605,000.00	\$ 1,210,000.00	\$ 597,000.00	\$ 2,580,000	\$ 173,417	K	0.00	\$ 190,200		\$ -	
	2	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	A	0.14	\$ 190,200		\$ 27,389	
	3	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	B	0.72	\$ 190,200		\$ 136,944	
									C	0.43	\$ 54,000		\$ 23,328
TOTAL		\$ 168,000	\$ 605,000	\$ 1,210,000	\$ 597,000	\$ 2,580,000	\$ 173,417	PDO	3.89	\$ 8,900		\$ 34,603	
								75. Total Annual Reduction in Crashes	5.18			76. Total Annualized Benefit	\$ 222,264
Calculation of Benefit/Cost (B/C) Ratio		Benefit	76. Total Annualized Benefit	\$222,264		77. Traffic Growth Factor	1.62	78. Total Annual Benefit	\$360,188				
		Cost	79. Annual Project Cost										
			\$ 173,417										
		80. Benefit/Cost Ratio:		2.08									
* Cost data from the North Carolina Department of Transportation (NCDOT) adjusted by the Consumer Price Index (CPI)													
Signature of Sponsor with Authority to Expend 10% Non-Federal Matching Funds													
Name _____ Signature: _____ Date: _____ (Print): _____													

Alabama Department of Transportation
Highway Safety Improvement Program (HSIP) Project Application - Questions Form (10/2/2015)
 Add additional sheets as necessary



1. Please describe in detail the specific location of the proposed HSIP project. Please identify whether project relates to an INTERSECTION or a ROAD SEGMENT. Please attach at least ONE sketch or map of the project area and at least ONE labeled photo describing the project area.

The proposed project consists of Columbus Parkway's intersections with 4th Street, 6th Street, and 7th Street. All three intersections have been included as one project due to their relative close spacing and similar traffic operation and safety issues. The proposed project begins about 0.75 miles west of the I-85 southbound ramps at the intersection of Columbus Parkway and 4th Street (see attached aerial imagery).

2. Please describe in detail the identified safety problems at this location and the need for the proposed improvement(s).

A total of thirty-six (36) crashes have occurred over a 5-year period (2012-2016) at the three subject intersections with the intersection of Columbus Parkway and 6th Street experiencing the highest number of crashes at a total of nineteen (19) crashes. All but four (4) of the total crashes were intersection related with the majority of those being rear-end crashes (13) and angle crashes (12). Of the thirty-six (36) crashes, ten (10) occurred during 2016. Between five (5) and seven (7) crashes occurred during the remaining years. The intersections at 4th Street and 6th Street are 'T' intersections with skewed approaches to Columbus Parkway. There are access management issues at the intersection of 4th Street. There are several islands at the intersection of 6th Street which create some confusion for motorists. The intersection of 7th Street and Columbus Parkway is signalized and has 4-legs. The 7th Street leg is skewed. The southern leg (McCoy Street) has a different typical section than the other three legs. McCoy Street has a 6-lane divided typical section and the other three legs have a 3-lane typical section. Columbus Parkway maintains a 3-lane typical section including a center turn lane beyond 7th Street and 4th Street.

3. Please describe the proposed improvement action(s) or countermeasure(s) and document proposed improvements that do NOT have known crash reduction factors (CRFs), but are expected to reduce the risk of crashes.

This project proposes to install a roundabout series. At a 4-leg intersection thirty-two (32) conflict points exist. A single-lane roundabout only experiences eight (8) conflict points with zero of those conflicts including crossing vehicles. The type of crashes that occur within a roundabout are less severe since speeds are lower and the nature of crashes tend to be sideswipe instead of the angle and left turn crashes seen in standard, 4-leg intersections.

4. Please describe the other alternative solutions that were considered, implemented, or eliminated at this location.

There were no practical alternative solutions for these intersections other than leaving them as-is or converting them into a series of roundabouts. The existing four-leg intersection has an existing traffic signal. Due to the close proximity to this existing signal, it would not be practical to place another traffic signal at the 6th Street intersection that has a higher number of left turn conflicts.

5. Please describe how the project cost was calculated and how you can ensure the project can be completed within the proposed budget and schedule.

The project cost was calculated by estimating construction item quantity take offs from a preliminary sketch of the proposed roundabout intersections. These take offs were assigned a unit cost based on recent bid costs received by the City. In-house construction management and value engineering principles applied during the construction phase, along with a competitive bid process will ensure the cost will not exceed the estimated amount. The City will be able to cover any cost over the awarded grant amount as an overrun.



Summary of Crashes at Proposed Improvement Location (Related, Unrelated, and Total Crashes)

10/2/2015

RELATED CRASHES										
	AL Crash Report Number (DPS Case No.)	Date	Crash Severity (Check the most severe one)					DUI? (Y or N)	Crash Type	Comments
			Fatal (K)	Injury (A)	Injury (B)	Injury (C)	PDO			
1	3613702	2/14/2013					1	N	Angle	Columbus at 4th; Failure to yield
2	4663250	7/1/2014					1	N	Sideswipe - Same Dir	Columbus at 4th; hit car traveling in EB lane by car merging from center turn lane
3	5650102	5/8/2015				1		N	Sideswipe - Same Dir	Columbus at 4th; hit car traveling in WB lane by car merging from center turn lane
4	2617380	2/27/2012					1	N	Rear End	Columbus at 6th; car yielding on 6th rear ended by second vehicle
5	2645269	5/21/2012			1			N	Angle	Failure to yield; EB vehicle turned onto 6th in front of WB vehicle
6	2647682	5/29/2012					1	N	Rear End	Columbus at 6th; car yielding on 6th rear ended by second vehicle
7	2650587	6/8/2012					1	N	Angle	Failure to yield; EB vehicle turned onto 6th in front of WB vehicle
8	2661137	7/12/2012					1	N	Rear End	Columbus at 6th; car yielding on 6th rear ended by second vehicle
9	3620694	3/8/2013					1	N	Rear End	Columbus at 6th; car yielding on 6th rear ended by second vehicle
10	3692741	10/21/2013				1		N	Head On	3 vehicles; EB vehicle turned in front of WB vehicle resulting in head on collision, WB vehicle then sideswiped a third vehicle stopped at the stop sign on 6th
11	4715067	11/20/2014					1	N	Angle	Failure to yield; EB vehicle turned onto 6th in front of WB vehicle
12	5667422	6/24/2015			1			N	Angle	Failure to yield; SB vehicle turned onto Columbus in front of WB vehicle
13	6631328	3/17/2016					1	N	Rear End	Columbus at 6th; car yielding on 6th rear ended by second vehicle
14	6632215	3/18/2016					1	N	Angle	Failure to yield; EB vehicle turned onto 6th in front of WB vehicle
15	6634552	3/24/2016					1	N	Angle	Failure to yield; EB vehicle turned onto 6th in front of WB vehicle
16	6638210	4/2/2016			1			Y	Run off the Road	Ran stop sign and attempted to turn left onto Columbus
17	6686583	7/28/2016					1	N	Rear End	Columbus at 6th; car yielding on 6th rear ended by second vehicle
18	6687347	7/29/2016					1	N	Rear End	Columbus at 6th; car yielding on 6th rear ended by second vehicle
19	6691169	8/8/2016					1	N	Rear End	Columbus at 6th; car yielding on 6th rear ended by second vehicle
20	6716537	9/29/2016					1	N	Angle	Vehicle turning left onto Columbus hit vehicle waiting to turn left onto 6th Street
21	2618815	3/1/2012					1	N	Rear End	EB on Columbus; rearend at signal
22	2708377	12/10/2012				1		N	Angle	SB vehicle ran red light and hit EB vehicle
23	3661391	7/14/2013					1	N	Rear End	WB on Columbus; rearend at signal
24	3668069	8/5/2013					1	N	Sideswipe - Same Dir	WB on Columbus
25	3706488	11/30/2013					1	N	Angle	SB vehicle turned left in front of NB vehicle
26	4682551	8/26/2014			1			N	Rear End	EB on Columbus; rearend at signal
27	4683790	8/28/2014					1	N	Angle	WB vehicle ran red light and hit NB vehicle
28	5685778	8/11/2015					1	N	Angle	SB vehicle hit EB vehicle
29	5706338	10/1/2015					1	N	Fixed Object off Road	EB vehicle ran red light to turn NB on 7th swerved to miss dog in roadway and hit tree stump
	5746135	12/29/2015					1	N	Rear End	Columbus at McCoy; car yielding on McCoy rear ended by second vehicle
	5747262	12/30/2015					1	N	Angle	EB vehicle turned in front of WB vehicle (heavy rain)
	6639127	4/4/2016					1	N	Rear End	EB on Columbus; rearend at signal (sun directly behind signal making it difficult to see it)
30										
UNRELATED CRASHES										
	AL Crash Report Number (DPS Case No.)	Date	Crash Severity (Check the most severe one)					DUI? (Y or N)	Crash Type	Comments
			Fatal (K)	Injury (A)	Injury (B)	Injury (C)	PDO			
31	4608800	1/29/2014					1	N	Run off the Road	Columbus at 4th; Hit parked car; driving too fast for conditions
32	3700025	11/12/2013		1					Pedestrian	Ped under the influence and crossed Columbus in front of WB vehicle (near 6th St)
33	5732732	11/30/2015			1			N	Motorcyclist	Operator lost control of vehicle (7th Street)
34	6677616	7/6/2016				1		N	Run off the Road	Tire blew after turning right from Columbus onto 6th
35										
36										
37										
38										
39										
40										
TOTAL CRASH SUMMARY										
			Fatal	Injury A	Injury B	Injury C	PDO	Total	Legend:	
Total RELATED Crashes:			0	0	3	3	26	32	PDO - Property Damage Only	
Total UNRELATED Crashes:			0	1	1	1	1	4	DUI - Driving Under the Influence	
Total Crashes:			0	1	4	4	27	36		
Definitions: "Related Crashes" are those that can be addressed by the proposed safety countermeasures or improvement actions.										
"Unrelated Crashes" refer to crashes occurring at the proposed project location that cannot be addressed by the proposed countermeasure.										
"Total Crashes" is the sum of related and unrelated crashes at a specific location.										
Collision diagrams or maps should include all pertinent data related to the related crashes.										
Worksheet Color Legend:										
Blue - Information to be input by Applicant										
Green - Data Automatically Generated										
Yellow - Drop-Down List (Choose One)										

TABLE OF HSIP IMPROVEMENT/COUNTERMEASURE TYPES

 IMPROVEMENT OR COUNTERMEASURE TYPE	Service Life	Crash Reduction Factor (CRF)			Target Crashes													
		Fatal	Injury	PDO	All	Head On	Rear End	Right Angle	Side Swipe	Left Turn	Right Turn	Fixed Object	Pedestrian	Run Off Road	Overtum	Wet Pavement	Night	
Traffic Sign Improvement																		
Warning sign																		
Curve warning	10	0.30	0.30	0.30		X									X	X		X
School zone	10	0.15	0.15	0.15	X													
Regulatory Signs	10																	
Stop sign (Two-way)	10	0.30	0.30	0.30				X		X	X		X					
Yield	10	0.25	0.25	0.25				X	X									
All-way stop	10	0.50	0.50	0.50				X		X	X		X					
Guide sign	10	0.10	0.10	0.10	X													
Variable message sign	10	0.25	0.25	0.25	X													
Upgrade signs (Increase size, conspicuity)	10	0.10	0.10	0.10														
Flashing light on sign (Linked to signal)	10	0.25	0.25	0.25			X	X							X			
Flashing light on sign (Flashing all time)	10	0.10	0.10	0.10			X	X										
Intersection-related warning	10	0.25	0.25	0.25			X	X										
Pavement condition	10	0.05	0.05	0.05													X	
Eliminate parking at intersection	10	0.35	0.35	0.35				X	X			X	X					
Prohibit turns	10									X	X		X					
Traffic Signal Improvement																		
Install a traffic signal	20								X									
3 legs		0.34	0.34	0.34														
4 legs		0.67	0.67	0.67				X										
Remove traffic signal and install 4-way stop	20	0.24	0.24	0.24	X													
Signal upgrading (hardware)	20	0.20	0.20	0.20	X													
Signal phasing																		
Add all-red interval/increase yellow time	50	0.30	0.30	0.30				X										
Interconnect and optimize signals	5	0.25	0.25	0.25	X													
Add pedestrian phase	20	0.50	0.50	0.50									X					
Optimize signal timing	5	0.10	0.10	0.10	X													
Add exclusive left-turn phase	20	0.25	0.25	0.25						X								
Add protected/permissive left turn phase	25	0.10	0.10	0.10						X								

 IMPROVEMENT OR COUNTERMEASURE TYPE	Service Life	Crash Reduction Factor (CRF)			Target Crashes												
		Fatal	Injury	PDO	All	Head On	Rear End	Right Angle	Side Swipe	Left Turn	Right Turn	Fixed Object	Pedestrian	Run Off Road	Overtake	Wet Pavement	Night
	<i>Change from pre-timed to actuated</i>	10				X	X	X	X	X							
Channelization Improvements																	
Add exclusive LT lane (with physical separation)	8	0.48	0.48	0.48			X			X							
Increase turn lane length (with physical separation)	8	0.15	0.15	0.15			X										
Add two-way LT lane (with physical separation)	8	0.25	0.25	0.25			X			X			X	X			
Add exclusive RT lane (rural unsignalized)	8	0.26	0.26	0.26				X	X		X						
Add exclusive RT lane (urban signalized)	8	0.08	0.08	0.08				X	X		X						
Install roundabout	20	0.72	0.72	0.72	X												
Pavement Improvement																	
Marking	Improving markings (conspicuity)	7	0.20	0.20	0.20	X										X	X
	Two-way turn In (4 L to 3L or 2 to 3)	7	0.25	0.25	0.25					X	X	X				X	X
	Center line marking	7	0.25	0.25	0.25		X			X(O)						X	X
	Left turn lane	7	0.25	0.25	0.25			X		X						X	X
	Edge line markings	7	0.25	0.25	0.25							X		X	X		
	Raised pavement marking (RPM)	8	0.15	0.15	0.15	X											
	Add-No Passing Zone	7	0.40	0.40	0.40		X			X							
	Install post-mounted delineators	10	0.30	0.30	0.30												X
	Pedestrian crosswalk	7	0.25	0.25	0.25								X				
	Widen marking	7	0.25	0.25	0.25									X			
Widening	Widen the shoulder width (paved, ADT>2k)	12					X			X		X		X	X		
	From 0 ft to 2 ft		0.13	0.13	0.13												
	From 2 ft to 4 ft		0.12	0.12	0.12												
	From 4 ft to 6 ft		0.13	0.13	0.13												
	From 6 ft to 8 ft		0.13	0.13	0.13												
	Widen lane width	20				X											
	From 9 ft to 10 ft		0.13	0.13	0.13												
	From 9 ft to 11 ft		0.30	0.30	0.30												
	From 9 ft to 12 ft		0.33	0.33	0.33												
Treatment																	
	Pavement skid resistance overlay	8	0.25	0.25	0.25	X											
	Superelevation	8	0.25	0.25	0.25							X		X	X		
	Rumble strip at stop controlled approach	8	0.25	0.25	0.25			X	X								
	Shoulder rumble strip	8	0.40	0.40	0.40	X											

 IMPROVEMENT OR COUNTERMEASURE TYPE	Service Life	Crash Reduction Factor (CRF)			Target Crashes												
		Fatal	Injury	PDO	All	Head On	Rear End	Right Angle	Side Swipe	Left Turn	Right Turn	Fixed Object	Pedestrian	Run Off Road	Overtake	Wet Pavement	Night
Centerline rumble strip	8	0.21	0.21	0.21		X			X(O)								
Construction/Reconstruction																	
Add lanes (without physical separation)						X	X	X	X	X				X	X		
<i>Lengthen acceleration/deceleration lane</i>	10	0.10	0.10	0.10			X										
<i>Auxiliary left turn lane</i>	10	0.43	0.43	0.43			X			X					X		
<i>Auxiliary right turn lane</i>	10	0.21	0.21	0.21			X				X						
Install pedestrian sidewalk	20	0.50	0.50	0.50									X				
Install the median barriers	20	0.60	0.10	-0.25		X			X(O)			X		X	X		
Roadside Improvement																	
New/upgrade guardrail	20	0.35	0.35	0.05		X						X		X	X		
Remove fixed object	10	0.30	0.30	0.30					X			X		X	X		
Relocate fixed object	10	0.30	0.30	0.30								X					
Flatten side slope	20	0.10	0.10	0.10								X		X	X		
Impact attenuator	10	0.25	0.25	0.25	X												
Install animal fencing (only collisions with animals)		0.85	0.85	0.85													
Increase roadside clear zone recovery distance	10											X		X	X		
<i>Add 5 ft</i>		0.10	0.10	0.10								X		X	X		
<i>Add 8 ft</i>		0.20	0.20	0.20								X		X	X		
<i>Add 10 ft</i>		0.25	0.25	0.25								X		X	X		
<i>Add 15 ft</i>		0.35	0.35	0.35								X		X	X		
<i>Add 20 ft</i>		0.45	0.45	0.45								X		X	X		
Install breakable sign support	10	0.05	0.05	0.05								X					
Realignment Improvement																	
Horizontal alignment changes (general)	25	0.25	0.25	0.25	X												
Redesign Intersection	25	0.25	0.25	0.25	X												
Vertical alignment/improve vertical curve	25	0.25	0.25	0.25	X												
Improving the sight distance	25	0.30	0.30	0.30	X												
Illumination																	
Install the street light/roadway segment	20	0.25	0.25	0.25													X
Lighting-intersection and interchange	20	0.25	0.25	0.25													X
Regulation Improvement																	
Two-way to one-way operation	20	0.50	0.50	0.50	X												
Convert two-way stop to four-way stop	20	0.47	0.47	0.47													

 IMPROVEMENT OR COUNTERMEASURE TYPE	Service Life	Crash Reduction Factor (CRF)			Target Crashes												
		Fatal	Injury	PDO	All	Head On	Rear End	Right Angle	Side Swipe	Left Turn	Right Turn	Fixed Object	Pedestrian	Run Off Road	Overturn	Wet Pavement	Night
Prohibit right turn on red at signalized intersection	10	0.25	0.25	0.25				X		X	X		X				
Drainage																	
Provide adequate drainage	10	0.50	0.50	0.50												X	

Source: Virginia Department of Transportation

"O" under sideswipe crash type indicate opposite sideswipe crashes only.

Selection of proposed countermeasure selection should be based on sound engineering judgement and should confirm to applicable ALDOT and FHWA policies.

More information on safety countermeasures can be found at :

<http://safety.fhwa.dot.gov/provencountermeasures>

More information on Crash Modification Factors (CMFs) can be found at:

<http://www.cmfclearinghouse.org/>

Alabama Department of Transportation
Highway Safety Improvement Program (HSIP) Project Application

(10/2/2015)

Please Complete for **Proposed Intersection Project Only**



INTERSECTION TURNING MOVEMENT COUNTS

Other Peak Time of Day:

Start:

End:

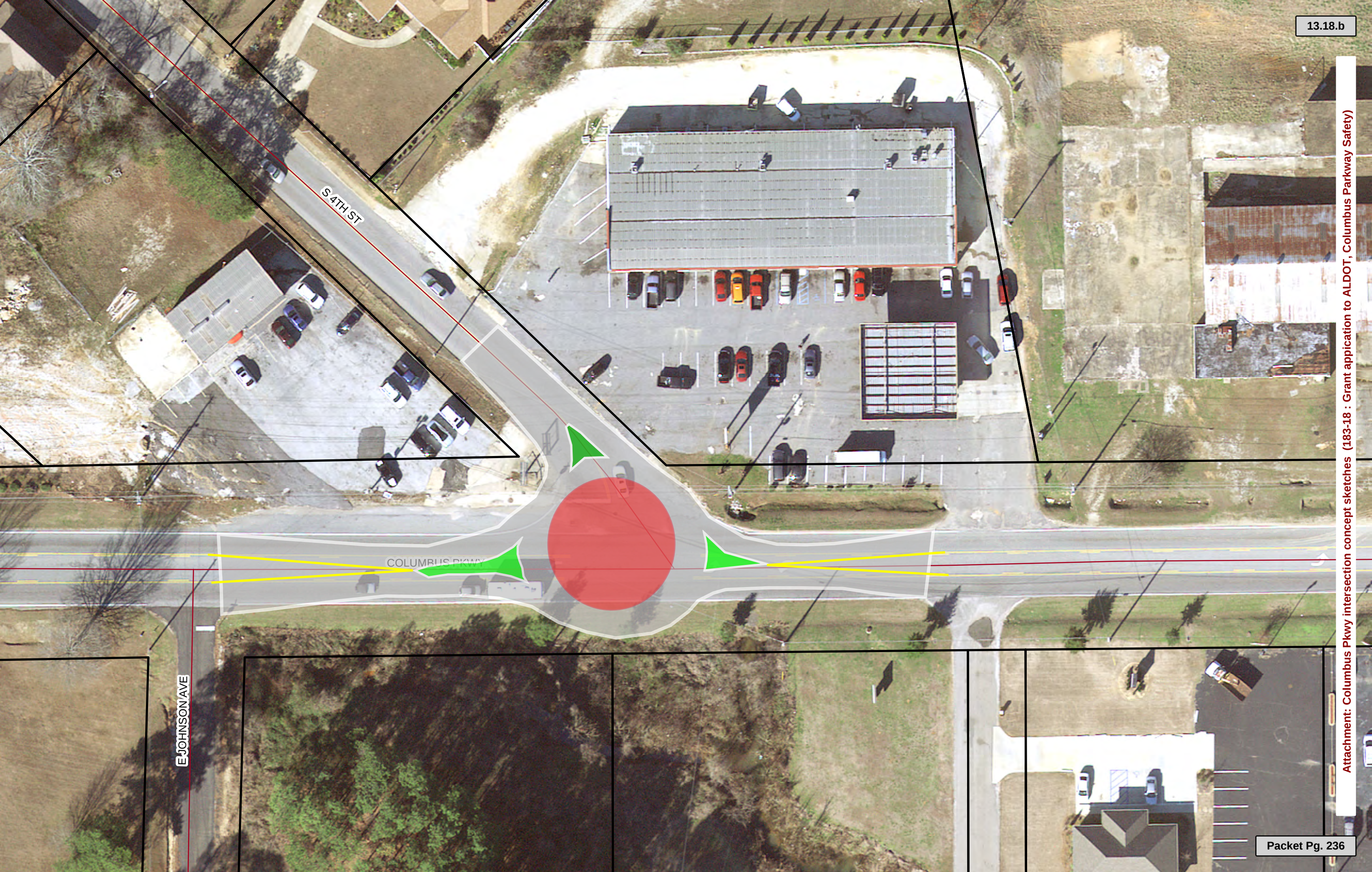
Receiving Vol. 0 Total 0		Receiving Vol. 0	Street Name: 0 Speed Limit 0 mph
Receiving Vol. 0 Total 0	Street Name 0 Speed Limit 0 mph	Receiving Vol. 0 Total 0	Street Name: 0 Speed Limit 0 mph
INTERSECTION		0 & 0	

Worksheet Color Legend:

Blue - Information to be input by applicant

Green - Data automatically generated

Gray or White - no information required







Columbus Pkwy

S 7Th St

McCoy St

ORDINANCE NO. 012-18-ORD

Amend Text of Zoning Ordinance, Section 8.13 Townhouse Development Standards - 2nd Reading.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE TEXT OF THE
ZONING ORDINANCE OF THE CITY OF OPELIKA
SPECIFICALLY TO AMEND SECTION 8.13 THEREOF

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

Section 1. Amendment. That Section 8.13 of Ordinance 124-91 entitled “Zoning Ordinance of the City of Opelika, Alabama”, adopted on September 17, 1991, as amended, is further amended by the deletion of the entire language of said section and substitution of the following, so that hereinafter said Section 8.13 shall read, in its entirety, as follows:

Sec. 8.13 TOWNHOUSE DEVELOPMENT STANDARDS

The regulations as contained in this section shall be applied to developments involving townhouses. A development plan, satisfying all the requirements of this ordinance shall be submitted to, reviewed by, and approved by the Planning Commission. Information required by Section 8.16.

A. Site Plan and Design Criteria, General.

It is the intent of this ordinance that townhouses, in areas where they are or may be permitted.

1. May be appropriately intermingled with other types of housing; and
2. Shall not form, long unbroken lines of row housing, but shall be staggered, singularly or in pairs, not less than three feet (3') or more than twelve feet (12'); and

3. Shall constitute groupings making efficient, economical, comfortable and convenient use of land and open space and serving the public purposes of zoning by means alternative to conventional arrangements of yards and building areas.
4. Shall provide adequate common open space free of buildings, streets, driveways, or parking areas. The common open space shall be so designed and located that it is easily accessible to all occupants of the project and is usable for open space and recreational purposes. Moreover, the Planning Commission may require that an association of owners or tenants be created for the purpose of maintaining such open spaces. It shall be created in such a manner that owners of property shall automatically be members and shall be subject to assessments levied to maintain said open space for the purposes intended for as long as the existence of the development.

B. Site Plan and Design Criteria, Details.

In line with the general considerations above the following criteria shall be met.

1. **Maximum Units.** Not more than twelve (12) contiguous townhouses, nor fewer than two (2) shall be built in a row with approximately the same front line; however in no event shall the number of units exceed the density allowed in the zone where the townhouse unit is to be constructed.
2. **Minimum Width.** The area on which any townhouse unit is to be constructed shall be twenty (20) feet.
3. **Separation Requirements-interior or Project.** No portion of townhouse or accessory structure in or related to one (1) group of contiguous townhouses shall be closer than twenty (20) feet to any portion of a townhouse or accessory structure related to another group.
4. **Yards.** Front, sides and rear yards for the overall development or site shall not be less than those permitted on zoning lots for the district; Each townhouse shall have one (1) abutting yard, which may be in the required front, side or rear yard equal to the width of the townhouse and have an area not less than fifty (50%) percent of the first floor areas of the townhouse, private and reasonable secluded from view or from neighboring property. Such yard shall not be used for any accessory building.
5. **Access Strip.** Each group of contiguous townhomes shall have a five (5) foot access easement adjacent to the private yard that connects to the public or private street providing vehicular access.
6. **Group Parking Facilities.**
 - a) Insofar as practicable, off-street parking shall be grouped in bays, in the interior of the project areas. No off-street parking space shall be more than one hundred

(100) feet by the most direct pedestrian route, from a door of the dwelling unit it is intended to serve. Two (2) parking spaces shall be provided for each dwelling unit. Parking bays shall be separated from street paving by curb or by curbed island, in either case the curb shall be a minimum of four (4) inches in width; except in driveway turnouts that will be provided between street paving and parking bays. This arrangement shall be constructed to prevent backing out into street from parking area.

- b) Townhouse units that front open space, have individual garages/carports or are accessed by a rear alley may utilize alternative parking configurations as approved by the City of Opelika.
7. **Density.** The density of the development shall coincide with the “dwelling units per acre” requirement as specified in Section 7.3A. according to the appropriate zoning district.
 8. **Maintenance.** Provision for the maintenance of all common parking, open access and other spaces and areas shall be included in the plat restrictions of the property. Individual utility connections shall be provided to each townhouse dwelling unit.
 9. **Fire Lanes.** All townhouse buildings and developments shall comply with all building, fire, and life safety codes adopted by the City of Opelika at the time of permitting for that building and as administered by the building official or fire chief, or their respective representatives. This shall include among other criteria any requirements prescribed for fire lanes, fire-rated construction or building separation.
 10. **Design.** Townhouse developments should reflect the character and complement of the surrounding housing.
 - a) Townhouse developments and buildings shall address the street when placed on local streets or existing residential neighborhoods unless prohibited by the lot configuration, topographic issues or other design issues.
 - i. This shall include having the front façade of the building face the street.
 - ii. Any buildings located behind the front row of buildings may have different orientations.
 - iii. Corner lots are only required to address one street side, although blank or uninterrupted walls are discouraged and should be screened or landscaped when possible.
 - b) Townhouse developments located on arterial or collector streets may be oriented away from the street.
 - c) Any fences or walls constructed abutting a public street shall be consistent in material, height and depth along a group of contiguous townhouse units.

C. Design Criteria of Townhouses, Individual Owners.

In districts where townhouse buildings are permitted and townhouses are to be constructed for sale, each on its own lot, to individual owners:

1. **Minimum Requirements.** Townhouse developments shall be subject to the minimum requirements specified in the subdivision regulation; such townhouses shall be constructed in accordance with applicable provisions of all codes of the City with no more than twelve (12) units per building, nor fewer than two (2) in a row with approximately the same front line.
2. **Minimum Width.** The width of the lot on which any single townhouse is to be constructed shall be twenty (20) feet or greater at front lot line.
3. **Minimum Lot Area.** The minimum lot area per townhouse shall be no less than eighteen hundred (1,800) square feet. The minimum areas required shall be exclusive of any paved common parking areas or driveways. The minimum lot area may include any required buffers, individual parking, garages or carports, or rear access alleyways.
4. **Separation Requirements-interior of Projects.** No portion of a townhouse or accessory structure shall be closer than twenty (20) feet to any portion of a townhouse or accessory structure related to another group.
5. **Yards.**
 - a. On lots containing townhouse dwellings, fronting on a public way, there shall be a minimum front yard as required in each zone.
 - b. A ten (10) feet side yard shall be required at the end of each townhouse building for a total of twenty (20) feet between structures. Each townhouse shall have one abutting yard, which may be within the required front, side or rear yard, equal in width of the townhouse and have an area not less than fifty percent (50%) of the first floor area of the townhouse, private and reasonable secluded from view from streets or from neighboring property. Such yards shall not be used for any accessory buildings.
 - c. On corner lots facing or siding on a public street, the side yard minimum shall conform to side yard on street yard minimum requirements, satisfying the zone in which development is located.
6. **Access.** A townhouse development shall front on a public right-of-way. However, individual townhouse lots need not abut public streets. When such lots do not abut public streets, they shall abut private roads, parking lots or access easements.

- a. Any private road, parking aisle or access easement used for frontage requirements shall meet the minimum standards as designated in the City of Opelika Code of Ordinances, Chapter 26, Article V, Section 26-168.
- b. The City Engineer shall review and approve proposed access specifications to ensure that the proposed road way is adequate to handle the expected usage.
- c. The length and extent of private roads, driveways and parking aisles providing access to lots shall be minimized, and public streets shall be provided in larger subdivisions when substantial distances are involved. Individual lots shall be no more than 1,000 feet from a public street as measured along the private access road. The Planning Commission may waive this distance requirements if it is determined that the design will allow a better internal street network or in cases where topography limits connectivity.
- d. Any private road, parking aisle or access aisle used for frontage requirements or access shall be maintained in good repair and free of defect or deformations so that passability shall not be impaired.
- e. The City Engineer or other authorized representative shall be authorized to inspect private roads that provide a means of ingress or egress and may cause corrective action or abatement as described in City of Opelika Code of Ordinances, Chapter 26, Article V.

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

Section 3. Effective Date. This Ordinance shall become effective upon its adoption, approval and publication as required by law.

Section 4. Publication. The City Clerk is directed to publish a synopsis of this Ordinance in a newspaper of general circulation in the City of Opelika, Lee County, Alabama pursuant to Section 11-45-8(b)(2), Code of Alabama, (1975) as amended.

ADOPTED AND APPROVED this the ____ day of _____, 2018.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

TRANSMITTED TO MAYOR on this the ____ day of _____, 2018.

CITY CLERK

ACTION BY MAYOR

APPROVED this the ____ day of _____, 2018.

MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. (ID # 2938)

Adjust compensation of Mayor & City Council. Effective November 2, 2020 - 2ND Reading.

ORDINANCE NO. _____

ORDINANCE ADJUSTING AND ESTABLISHING THE COMPENSATION
OF THE MAYOR AND THE CITY COUNCIL MEMBERS
(EFFECTIVE ON THE FIRST MONDAY OF NOVEMBER 2020)

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

Section 1. FINDINGS. The City Council has ascertained and does hereby find, determine and declare as follows:

- (a) The laws of the State of Alabama authorize the City Council to fix the compensation of the Mayor and each Council member prior to the commencement of the term to which the Mayor and Council members have been elected.
- (b) The salaries of the Mayor and City Council members must be fixed by the Council not less than six months prior to each general municipal election.
- (c) The salaries and compensation of the Mayor and Council members may not be increased nor decreased during the term for which they have been elected.
- (d) The salaries of the Mayor and City Council members were last adjusted on February 19, 2008.
- (e) The compensation for the Mayor and Council members should be fair and adequate with respect to the scope and complexity of their responsibilities.

(f) The Mayor's salary should be on par with the salaries of City employees or elected officials in other jurisdictions with comparable workload, responsibilities and obligations.

(g) The compensation of the Mayor and Council members should be appropriately compatible by local living standards so that qualified citizens are not deterred from running for offices because of economic considerations.

(h) Currently the salaries of the elected officials in Opelika are:.

- Mayor -- \$72,000
- President of the City Council -- \$13,200
- Council Member -- \$12,000

(i) The responsibilities of the Mayor have increased and are not on par with the salaries of City employees or officials in other jurisdictions with comparable workload, responsibilities and obligations.

(j) The office of Mayor is undercompensated and a substantial salary increase is needed to create a competitive and equitable compensation package.

(k) The City Council desires to adjust the compensation of the Mayor and City Council members before the next general municipal election in 2020.

Section 2. COMPENSATION OF MAYOR.

(a) The salary of the Mayor of the City of Opelika shall be and the same is hereby fixed at the sum of \$120,000 annually to be paid in twenty-six (26) bi-weekly installments in the same manner as compensation is paid to all full-time employees of the City.

(b) The Mayor shall be entitled to any benefits normally accruing to any full-time employee of the City, except for participation in the State of Alabama Employee's Retirement System.

(c) The Mayor shall be entitled to the use of an automobile at City expense.

Section 3. COMPENSATION OF COUNCIL MEMBERS.

(a) The salary of each City Council member, other than the President of the City Council, shall be and the same is hereby fixed at the sum of \$13,200 annually to be paid in twenty-six (26) bi-weekly installments in the same manner as compensation is paid to all full-time employees of the City.

(b) The salary of the President of the City Council shall be and the same is hereby fixed at the sum of \$14,400 annually to be paid in twenty-six (26) bi-weekly installments in the same manner as compensation is paid to all full-time employees of the City.

(c) Each City Council member shall be allowed to participate in all group health insurance plans provided by the City to its employees provided each participating Council member pays all of the costs associated with his or her participation in said group insurance policies. A City Council member may select either single coverage for himself or herself or family coverage to include his or her eligible dependents. Coverages and benefits for each participating Council member shall be subject to the provisions and requirements of each plan as stated in the specific policy providing such coverage and benefits. The participating Council member shall pay all premiums for his or her medical, hospitalization, dental and vision coverages and shall pay all costs associated with his or her said participation in said group insurance policies. Premium payments shall be made to the City on or before the first day of each month, payable one (1) month's premium in advance. The City shall not pay the premiums for the participating Council member. The participating Council member shall be responsible for the cost associated with single or family coverage.

Section 4. EFFECTIVE DATE. This Ordinance shall become effective on the first Monday of November, 2020, and shall continue in full force and effect until repealed by action of the City Council.

Section 5. SEVERABILITY CLAUSE. The provisions of this Ordinance are declared severable. If any portion of this Ordinance shall be held unconstitutional or otherwise invalid by a court of competent jurisdiction, such ruling shall not affect the remaining portions of this Ordinance.

Section 6. PUBLICATION. The City Clerk is hereby authorized, directed and empowered to cause this Ordinance to be published one (1) time in a newspaper of general circulation in the City of Opelika, Alabama.

ADOPTED AND APPROVED this the ____ day of _____, 2018.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

TRANSMITTED TO MAYOR on this the ____ day of _____, 2018.

CITY CLERK

ACTION BY MAYOR

APPROVED this the ____ day of _____, 2018.

MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. (ID # 2935)

Amend City Code, Chapter 10 Subsection 10-57 (G), lawn care services - 2ND Reading

ORDINANCE NO. _____

**AN ORDINANCE TO AMEND SUBSECTION 10-57(g) OF THE CODE OF
ORDINANCES TO ELIMINATE PERMIT FEE FOR LAWN CARE SERVICES.**

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

Section 1. **Amendment to Subsection 10-57(g).** That subsection (g) of Section 10-57 is hereby amended to read as follows:

- (g) Each lawncare service doing business in the City may bring its yard waste to the Jeter Recycling Center for disposal.

Section 2. **Remaining subsections of Section 10-57 to remain in full force and effect.**

The remaining subsections of Section 10-57 shall remain in full force and effect, notwithstanding the amendment of subsection 10-57(g).

Section 3. **Repealer Clause.** All former ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance are repealed.

Section 4. **Severability.** If any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of any competent jurisdiction, said holding shall not affect any other section, clause, provision or portion of this Ordinance which is not in or of itself invalid or unconstitutional.

Section 5. **Effective Date.** This Ordinance and the subsection hereby adopted shall take effect and be enforced on January 1, 2019.

Section 6. **Publication.** The City Clerk of the City of Opelika is hereby authorized and directed to cause a copy of this Ordinance to be published one (1) time in a newspaper of general circulation in the City of Opelika, Alabama.

ADOPTED AND APPROVED this the ____ day of _____, 2018.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

TRANSMITTED TO MAYOR this the ____ day of _____, 2018.

CITY CLERK

ACTION BY MAYOR

APPROVED this the _____ day of _____, 2018.

MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. (ID # 2967)

Amend City Code, Chapter 14, Door to Door Solicitation - 2ND Reading.

ORDINANCE NO. _____

**AN ORDINANCE AMENDING DIVISION 2, DOOR-TO-DOOR SOLICITATION,
OF ARTICLE IX OF CHAPTER 14 OF THE *CODE OF ORDINANCES* BY AMENDING
SECTIONS 14-167 AND 14-182 AND ADDING NEW SECTION 14-183**

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

Section 1. **Amendment to section 14-167.** That Section 14-167 of the *Code of Ordinances* of the City of Opelika, Alabama, shall be amended to read as follows:

Sec. 14-167 Application for Certificate

(a) The City shall provide a standard form for use for registration of solicitors. The applicant for the certificate shall state upon his/her oath or affirmation that the information is truthfully provided to the best of his/her knowledge and belief. The applicant shall supply upon the form the following information:

- (1) Applicant's true, correct, and legal name, including the name of any organization or business for which applicant will be soliciting.
- (2) If the soliciting is to be done for a business, the taxpayer control number showing proof of the purchase of a valid City of Opelika business license.
- (3) Address of applicant's home and applicant's headquarters or place of corporate contact.
- (4) The purpose for which soliciting will be done.
- (5) A brief description of the method of presentation that will be made.
- (6) The dates for which soliciting is planned.
- (7) Whether a permit, license, or certificate of registration in connection with soliciting has ever been revoked, explaining the circumstances.
- (8) Names and addresses of applicant's officers and managers, if any.

(b) When applying for a certificate of registration, the applicant shall, at the applicant's expense, obtain a comprehensive criminal background check from the Alabama Law Enforcement Agency. The report shall include a list of all misdemeanors or felonies for which the applicant has been convicted, the names and locations of the courts in which, and the date on which, such convictions were issued and the penalties.

(c) Before a certificate of registration is issued, the applicant shall pay to the City the sum of fifty dollars (\$50.00) as a permit fee and the sum of fifty cents (\$0.50) for each facsimile copy of the certificate that is desired.

(d) Any material omission, untrue or misleading information contained in or left out of an application for a certificate of registration under this division shall be cause for denial thereof and if a certificate has been issued under these circumstances, such shall be cause for the revocation of the certificate.

Section 2. **Amendment to section 14-182.** That Section 14-182 of Chapter 14 of the *Code of Ordinances* of the City of Opelika, Alabama, shall be amended to read as follows:

Sec. 14-182 Disqualifying Factors

The following shall be considered factors which disqualify an applicant from obtaining a solicitor's certificate of registration:

(a) A person has been criminally convicted of (which includes any disposition of a criminal case resulting in the imposition of a fine, probation, incarceration, or other adverse sentence of a punitive nature, whether or not the person has been formally adjudicated guilty, unless the conviction has been set aside on appeal or pursuant to a writ of habeas corpus) or have criminal charges currently pending against them for: homicide or manslaughter of any type, class, or degree; physically abusing, sexually abusing, or exploiting a minor; the sale or distribution of controlled substances; sexual assault of any type, class, or degree; or theft, robbery, burglary, or assault of any type, class, or degree.

(b) A person has been criminally convicted of (which includes any disposition of a criminal case resulting in the imposition of a fine, probation, incarceration, or other adverse sentence of a punitive nature, whether or not

formally adjudicated guilty, unless the conviction has been set aside on appeal or pursuant to a writ of habeas corpus) for a felony in the last ten years.

(c) A person has been confined or imprisoned in a federal or state prison within the last ten (10) years.

(d) A person is currently on parole or probation to any court, penal institution, or governmental entity, which include being under house arrest or subject to a tracking device;

(e) A person has an outstanding warrant from any jurisdiction; or

(f) A person is currently subject to a protective order, based on physical or sexual abuse, issued by a court of competent jurisdiction

Section 3. **Addition of Section 14-183.** That Chapter 14 of the *Code of Ordinances* of the City of Opelika, Alabama, is hereby amended by adding a section to be numbered 14-183, which said section shall read as follows:

Sec. 14-183. Penalties.

Any person who violates any provision of this division shall be punished by a fine not exceeding five hundred dollars (\$500.00) or by imprisonment not exceeding six (6) months, or by both fine and [imprisonment.

Section 4. **Remaining sections of Chapter 14 to remain in full force and effect.** The remaining sections of Chapter 14 shall remain in full force and effect, notwithstanding the foregoing amendments.

Section 5. **Repealer Clause.** All former ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance are repealed.

Section 6. **Severability.** If any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of any competent jurisdiction, said holding shall not affect any other section, clause, provision or portion of this Ordinance which is not in or of itself invalid or unconstitutional.

Section 7. **Effective Date.** This Ordinance shall take effect immediately upon its adoption and publication as required by law.

Section 8. **Publication.** The City Clerk of the City of Opelika is hereby authorized and directed to cause a copy of this Ordinance to be published one (1) time in a newspaper of general circulation in the City of Opelika, Alabama.

ADOPTED AND APPROVED this the ____ day of _____, 2018.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK

TRANSMITTED TO MAYOR this the ____ day of _____, 2018.

CITY CLERK

ACTION BY MAYOR

APPROVED this the ____ day of _____, 2018.

MAYOR

ATTEST:

CITY CLERK