



OPELIKA CITY COUNCIL
“ REGULAR MEETING MINUTES “
204 South 7th Street
January 15, 2019
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

Mr. Shuman called the roll. All council members were present.

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

3. Invocation

Pastor Smith gave the invocation.

1. Pastor Henry Smith.

4. Pledge of Allegiance

Tyjah and Richard lead the Pledge of Allegiance.

1. Tyjah Porter and Richard Howard from the West Forest Intermediate School.

5. Reading of Minutes

1. Minutes from the 1-02-19 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

1. December 2018 Monthly Building Report

Mayor Fuller called on Joey Motley, City Administrator, to provide a summary of the December 2018 Building permit report.

2. Proclamation declaring January 2019, Human Trafficking Awareness Month.

Mayor Fuller presented said proclamation to representatives of East Ala. Mental Health, DHR and Twin Cedars Family Services.

3. Presentation of the name of the 2nd Avenue Bridge honoring Sharron Robinson Fuller. Mayor Fuller presented a framed Resolution honoring the life of Sharron Robinson Fuller to her husband John Fuller, son Houston Fuller and daughter Kathryn Fuller. Mayor Fuller also unveiled the sign naming the 2nd Avenue bridge the Sharron Robinson Fuller Memorial Bridge. It was standing room only with many family and friends present.

8. Citizen Communications

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

9. Report of Disbursements

10. Committee Reports

11. General Business

1. Pubic Hearing, amend zoning ord & map: 2015 Gateway Drive, I-1, GC-P to C-2, GC-P.

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

12. Awarding of Bids

There was no bids.

13. Resolutions

1. Resolution 008-19 Resolution for Demolition, 112 N. 18Th Place - TABLED
Mr. Canon made the motion to remove this resolution from the Table and was seconded by Ms. Jones. The following vote was recorded:

Ayes Jones, Pitts, Smith T, Canon, Smith.

Nays None.

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

2. Resolution 009-19 Expense reports from various departments.

RESULT: APPROVED [4 TO 0]
MOVER: Patricia Jones, President Pro-Tem
SECONDER: Dozier Smith T, Council Member
AYES: Patricia Jones, Dozier Smith T, David Canon, Eddie Smith
ABSTAIN: Tiffany Gibson-Pitts

3. Resolution 010-19 Naming the 2nd Avenue Bridge in honor of Sharron Robinson Fuller.

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

4. Resolution 011-19 Authorize grant application, National Fish & Wildlife - Eng.

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

14. Ordinances

1. Ordinance 002-19-ORD Amend Zoning Ord & Map, 2015 Gateway Drive, I-1, GC-P to C-2, GC-P - 1st Reading.

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

Ayes Jones, Pitts, Smith T, Canon, Smith.

Nays None.

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

15. Appointments

1. Reappoint Tipi Miller to the Zoning Board of Adjustments. New term ends 2-11-22.

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

2. Reappoint Jay Walters to the Zoning Board of Adjustments. New term ends 2-11-22.

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

3. Reappoint Chris Nunn to the Zoning Board of Adjustments. New term ends 2-11-22.

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

16. Adjourn

The City Council meeting minutes of January 15, 2019 are hereby adopted and approved this the 5th day of February, 2019.

/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 adjourned at 7:25 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 # 3251)

Meeting: 01/15/19 07:00 PM
Department: City Clerk
Category: CM Minutes
Prepared By: Robert Shuman
Initiator: Robert Shuman
Sponsors:

DOC ID: 3251

Minutes from the 1-02-19 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

January 2, 2019

TIME: 7:00 PM

1. Call to Order

President Smith called the council meeting to order at 7:02pm and asked Mr. Shuman to call the roll.

2. Roll Call

Mr. Shuman called the roll and all city council members were present.

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

3. Invocation

Pastor Tom Tippet gave the invocation.

1. The Pastor Tom Tippet will provide the invocation.

4. Pledge of Allegiance

Elsie lead the Pledge of Allegiance. Jordan was not able to attend.

1. Elsie Beaver and Jordan Tyson from the West Forest Intermediate School.

5. Reading of Minutes

1. Minutes from the 12-18-18 city council meeting.

RESULT: APPROVED [UNANIMOUS]

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Dozier Smith T, Council Member

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

6. Unfinished Business

7. Remarks By the Mayor

Mayor Fuller advised the City Council that he had issued an executive order appointing Judge Ben Hand as the Presiding Judge over the Opelika Municipal Court.

1. Reappoint Ira Silberman to the Opelika Planning Commission. New term ends 2-15-25.
Mayor Fuller advised the City Council that he had re-appointed Ira Silberman to another term on the Opelika Planning Commission.

2. Proclamation to Chris Nunn with Project Uplife for National Mentoring Month.
Christ Nunn was not able to attend the council meeting, so the proclamation will be presented at a later date.

8. Citizen Communications

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

9. Report of Disbursements

10. Committee Reports

11. General Business

12. Awarding of Bids

There were no bids.

13. Resolutions

1. Resolution Resolution for Demolition, 112 N. 18Th Place - TABLED
This resolution remained TABLED.

2. Resolution 001-19 Expense reports from various departments.

RESULT: APPROVED [UNANIMOUS]

MOVER: Tiffany Gibson-Pitts, Council Member

SECONDER: David Canon, Council Member

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

3. Resolution 002-19 Designate City Personal Property Surplus and Authorize Disposal

RESULT: APPROVED [UNANIMOUS]

MOVER: Dozier Smith T, Council Member

SECONDER: Patricia Jones, President Pro-Tem

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

4. Resolution 003-19 Refund Request-John Emerald Distilling-REV

RESULT: APPROVED [UNANIMOUS]

MOVER: Dozier Smith T, Council Member

SECONDER: Tiffany Gibson-Pitts, Council Member

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

5. Resolution 004-19 Request from Verizon for a special use permit at 269 Lee Road 711.

RESULT: APPROVED [UNANIMOUS]

MOVER: David Canon, Council Member

SECONDER: Patricia Jones, President Pro-Tem

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

6. Resolution 005-19 Tax abatement agreement, Jo-Ann Stores, Inc.

RESULT: APPROVED [UNANIMOUS]

MOVER: David Canon, Council Member

SECONDER: Dozier Smith T, Council Member

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

7. Resolution 006-19 Appropriation contract with Employers Child Care Alliance.

RESULT: APPROVED [UNANIMOUS]

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Tiffany Gibson-Pitts, Council Member

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

8. Resolution 007-19 Appoint Agent for Purchase of Excess Electric Energy - AMEA.

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 001-19-ORD Amend City Code, Chapter 29 Transportation Network Company & Rider - 2nd Reading.

Attachment: CM 1-15-19, minutes from the 1-02-19 CM (3251 : Minutes from the 1-02-19 City Council meeting.)

RESULT: SECOND READING AND APPROVED [UNANIMOUS]

MOVER: Tiffany Gibson-Pitts, Council Member

SECONDER: Dozier Smith T, Council Member

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

15. Appointments

16. Adjourn

The City Council meeting minutes of January 2, 2019 are hereby adopted and approved this the ____ day of _____, 2019.

/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 7:23 pm.

RESULT: APPROVED [UNANIMOUS]

MOVER: Patricia Jones, President Pro-Tem

SECONDER: David Canon, Council Member

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

**City Council**

204 South 7Th Street
Opelika, AL

SCHEDULED

Meeting: 01/15/19 07:00 PM
Department: Building Inspection
Category: Building Permit Report.
Prepared By: BJ Lowery
Initiator: Jeff Kappelman
Sponsors:

MAYOR'S REMARKS (ID # 3250)

DOC ID: 3250

December 2018 Monthly Building Report

COMMENTS - Current Meeting:

Mayor Fuller called on Joey Motley, City Administrator, to provide a summary of the December 2018 Building permit report.

City of Opelika Building Inspections Department
December 2018 Monthly Building Permit Detail Report

Issue Date	Main Address	Company	Work Class	Valuation
12/3/2018	3303 STONYBROOK LN	KEN KIRCHLER CONSTRUCTION	New Single Family Detached	\$ 586,612.00
12/3/2018	2674 SPRING LAKES XING	CLAYTON PROPERTIES GROUP INC	New Single Family Detached	\$ 224,589.00
12/4/2018	1000 WINCHESTER CT	GUNNELLS	Decks	\$ 4,400.00
12/5/2018	1800 AIRPORT RD A	Nathan Kastner	Addition	\$ 104,000.00
12/5/2018	2121 GREENE WAY	EDGAR HUGHSTON BUILDER INC	New Single Family Detached	\$ 314,040.00
12/6/2018	2701 FREDERICK RD 306	ADVANCE SIGN & LIGHTING LLC	Signs	\$ 4,625.00
12/6/2018	112 N 18TH PL	Ingrid Gramajo	Alteration	\$ 40,000.00
12/7/2018	3158 EAGLE TRL	CONNER BROTHERS CONSTRUCTION	New Single Family Detached	\$ 175,777.00
12/10/2018	711 4TH AVE	B&L ROOFING	Roofs	\$ 4,000.00
12/11/2018	3111 NORTHGATE DR	E&J CONSTRUCTION	Roofs	\$ 3,586.00
12/11/2018	1304 DENSON DR	SUPERIOR ROOFING CO	Roofs	\$ 6,015.00
12/12/2018	1622 PEPPERELL PKWY 6	SUNSHINE BANNERS & SIGNS	Signs	\$ 2,550.00
12/18/2018	2101 BEVERLY DR	BC STONE CONTRACTING, LLC	New Single Family Detached	\$ 416,614.50
12/19/2018	1906 ROCKY BROOK RD	STONE MARTIN BUILDERS	New Single Family Detached	\$ 259,821.00
12/19/2018	14 OAK CT	GOLD HILL CONSTRUCTION	Alteration	\$ 9,975.00
12/20/2018	3443 LAKESHORE DR DR	TOLAND CONSTRUCTION LLC	New Single Family Detached	\$ 282,860.00
12/20/2018	1800 S UNIROYAL RD	EDGAR HUGHSTON BUILDER INC	New Single Family Detached	\$ 263,812.00
12/20/2018	3458 LAKESHORE DR DR	TOLAND CONSTRUCTION LLC	New Single Family Detached	\$ 263,080.00
12/21/2018	2105 BEVERLY DR	BC STONE CONTRACTING, LLC	New Single Family Detached	\$ 369,806.50
12/26/2018	1942 CALCUTTA DR	MOORES CONSTRUCTION	New Single Family Detached	\$ 286,711.00
12/26/2018	1948 CALCUTTA DR	MOORES CONSTRUCTION	New Single Family Detached	\$ 278,785.00
12/27/2018	2016 WAVERLY PKWY	HOLLAND COMMERCIAL	Roofs	\$ 66,355.00
12/27/2018	2108 BEVERLY DR	WOODY CONSTRUCTION	New Single Family Detached	\$ 297,469.00
				\$ 4,265,483.00


Chief Building Official, Jeff Kappelman



Planning Department - Building Inspections Division

Telephone 334-705-5420
Fax 334-705-5159

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

Monthly Permits For December, 2018

Work & Repair On Buildings:

Building Repairs	Commercial	Residential
Buildings Condemned		
Buildings Demolished		
Building Repairs	2	6
Plumbing Upgrades	3	5
Electrical Upgrades	6	2
Mechanical Upgrades	5	2
Reroofs And Roof Repairs	1	3
Mobile Home Services		2
Building Additions/Accessory Structures		

Monthly Totals For December 2009-2018

2009	\$3,234,467.00
2010	\$2,923,621.00
2011	\$4,444,694.00
2012	\$4,376,038.00
2013	\$8,139,696.00
2014	\$6,288,230.00
2015	\$749,380.00
2016	\$8,354,285.00
2017	\$4,913,046.25
2018	\$ 4,265,483.00

Total Permits Issued:

0	New Buildings: Commercial	
2	Commercial Renovations And Repairs	\$170,355.00
3	Signs	\$7,175.00
13	New Single Family Homes	\$4,019,977.00
6	Residential Repairs And Renovations	\$67,976.00
	New Apartment Units	
	New Duplex Residences	
	Total Building Permits Issued	

Total Permits Issued For December, 2018

\$4,265,483.00

TAKEN FROM THE RECORDS OF THE
BUILDING INSPECTOR

Jeff Kappelman
Jeff Kappelman
Chief Building Inspector



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

Planning Department - Building Inspections Division
Telephone 334-705-5420
Fax 334-705-5159

Fiscal Year To Date Report - 2019

Building Repairs	Commercial	Residential
Buildings Condemned	0	0
Buildings Demolished	0	0
Building Repairs	7	22
Plumbing Upgrades	1	11
Electrical Upgrades	6	13
Mechanical Upgrades	6	13
Reroofs And Roof Repairs	0	7
Mobile Home Services	0	0
Building Additions/Accessory Structures	1	7

Yearly Totals For Oct. 1st - Sept. 30th	
2010	\$96,662,342.00
2011	\$45,352,237.00
2012	\$178,221,004.00
2013	\$61,881,917.00
2014	\$79,409,560.00
2015	\$192,080,600.00
2016	\$127,079,852.00
2017	\$166,673,506.00
2018	\$111,654,002.74

Total Permits Issued:

6	New Buildings: Commercial	\$2,241,073.00
16	Commercial Renovations And Repairs	\$1,690,728.33
12	Signs	\$153,260.00
55	New Single Family Homes	\$13,318,376.30
41	Residential Repairs And Renovations	\$863,271.30
0	New Apartment Units	\$0.00
0	New Duplex Residences	\$0.00
0	Total Building Permits Issued	\$0.00

Permit Total Issued for FY 2019

106

\$18,266,708.93

Jeff Kappelman
JEFF KAPPELMAN
Chief Building Inspector



City Council

204 South 7th Street
Opelika, AL

SCHEDULED

GENERAL BUSINESS (ID # 3196)

Meeting: 01/15/19 07:00 PM

Department: Planning

Category: Public Hearing

Prepared By: Marty Ogren

Initiator: Charles Mosley

Sponsors:

DOC ID: 3196

Public Hearing, amend zoning ord & map: 2015 Gateway Drive, I-1, GC-P to C-2, GC-P.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the City Council of the City of Opelika will hold a Public Hearing on Tuesday, January 15, 2019, at 7:00 p.m. in the City Council Chambers of the Municipal Building, 204 S. 7th Street, Opelika, Lee County, Alabama.

PURPOSE

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

ORDINANCE NO. _____

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

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

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

From a I-1, GC-P District (Institutional, Gateway Corridor-Primary Overlay District) to a C-2, GC-P District (Office/Retail, Gateway Corridor-Primary Overlay District), the parcels of land hereinafter described:

Parcel 1

Commence at the Northwest Corner of Section 24, Township 19 North, Range 26 East, City of Opelika, Lee County, Alabama; thence running S 89°20'22" E a distance of 50.00 feet to a point; thence S 00°20'45" W a distance of 651.52 feet to a point; thence running S 03°30'02" E a distance of 301.68 feet to a point, more or less, said point being 113.79 feet left and opposite Station 12+54.29 on the proposed construction centerline of Bush Road, City of Opelika, Lee County, Alabama Project, which is the True Point of Beginning;

Thence running S 89°43'56" E a distance of 609.04 feet to a point 29.13 feet left and opposite Station 19+03.66 on the proposed construction centerline of Bush Road;

Thence along a curve to the right a distance of 67.15 feet, said curve having a radius of 85.00 feet, being subtended by a chord bearing of S 67°39'20" W a chord distance of 65.42 feet to a point 25.00 feet left and opposite Station 18+14.56 on the proposed construction centerline of Bush Road;

Thence running N 89°42'39" W a distance of 300.76 feet to a point 25.82 feet left and opposite Station 15+16.71 on the proposed construction centerline of Bush Road;

Thence along a curve to the left a distance of 90.22 feet, said curve having a radius of 150.00 feet, being subtended by a chord bearing of S 73°03'28" W a chord distance of 88.87 feet to a point 37.50 feet left and opposite Station 14+42.02 on the proposed construction centerline of Bush Road;

Thence running S 55°49'35" W a distance of 18.87 feet to a point 37.50 feet left and opposite Station 14+23.15 on the proposed construction centerline of Bush Road;

Thence along a curve to the right a distance of 35.71 feet, said curve having a radius of 62.50 feet, being subtended by a chord bearing of S 72°11'43" W a chord distance of 35.23 feet left and opposite Station 13+66.01 on the proposed construction centerline of Bush Road;

Thence running S 88°33'51" W a distance of 104.51 feet to a point 37.50 feet left and opposite Station 12+61.50 on the proposed construction centerline of Bush Road;

Thence along a curve to the right a distance of 9.51 feet, said curve having a radius of 38.00 feet, being subtended by a chord bearing of N 84°15'57" W a chord distance of 9.49 feet to a point 38.68 feet left and opposite Station 12+52.09 on the proposed construction centerline of Bush Road;

Thence running N 00°14'28" E a distance of 75.14 feet, which is the True Point of Beginning.

Parcel 2

All that tract or parcel of land lying and being in Section 24, Township 19 North, Range 26 East, City of Opelika, Lee County, Alabama and being more particularly described as follows:

Commence at the Northwest Corner of Section 24, Township 19 North, Range 26 East, City of Opelika, Lee County, Alabama; thence running $89^{\circ}20'22''$ E a distance of 50.00 feet to a point; thence $S 00^{\circ}20'45''$ W a distance of 651.52 feet to a point; thence running $S 89^{\circ}40'07''$ E a distance of 704.02 feet to a point; more or less, said point being 39.47 feet left and opposite Station 22+26.07 on the proposed construction centerline of Bush Road, City of Opelika, Lee County, Alabama Project, which is the True Point of Beginning.

Thence running $S 89^{\circ}40'07''$ E a distance of 17.34 feet to a point 25.00 feet left and opposite Station 22+35.63 on the proposed construction centerline of Bush Road;

Thence running $S 33^{\circ}46'56''$ W a distance of 31.50 feet to a point 25.00 feet left and opposite Station 22+04.13 on the proposed construction centerline of Bush Road;

Thence running $N 00^{\circ}23'09''$ E a distance of 26.28 feet to a point, which is the True Point of Beginning;

Together with and subject to covenants, easements and restrictions of record.

Said tract or parcel having an area of 227.94 Square Feet, (0.005 Acres), as shown on a map prepared by Mulkey Engineers and Consultants, dated September 30, 2011.

Parcel 3

From the NW Corner of Section 24, Township 19 North, Range 26 East, Opelika, Lee County, Alabama, go thence South 89 degrees 20' 22" East 50.0 feet; thence South 00 degrees 20' 45" West 651.52 feet to the point of beginning of the property here intended to be described and conveyed; thence South 89 degrees 39' 15" East 726.0 feet for a point; thence South 00 degrees 20' 45" West 300.0 feet; thence North 89 degrees 39' 15" West 726.0 feet; thence North 00 degrees 20' 45" East 300 feet to the Point of Beginning containing 5.0 acres, more or less, LESS AND EXCEPT, part of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 24, Township 19 North, Range 26 East, and being more fully described as follows: Commence at the northwest corner of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$; thence east long the north line of said $\frac{1}{4}$ - $\frac{1}{4}$, a distance of 50 feet, more or less, to the present east right-of-way line of Hamilton Road; thence Southerly along said east right-of-way line a distance of 652 feet, more or less, to a point on the north property line that is easterly of and at right angles to the centerline of project number

MAAAF-77(12) and the point of beginning of the property herein to be conveyed; thence easterly along said north property line a distance of 25 feet, more or less, to a point that is 60 feet easterly of, and at right angles to, said centerline; thence southeasterly a distance of 301 feet, more or less, to a point of the south property line that is 80 feet easterly of and at right angles to said centerline; thence westerly a distance of 45 feet, more or less, to the present east right-of-way line of Hamilton Road; thence North along said east right-of-way line a distance of 300 feet, more or less to the point of beginning containing 0.2237 acres, more or less.

The above-described property contains approximately 5.0 acres and is located at 2015 Gateway Drive, Opelika, Alabama.

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

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

WITNESS my hand this the ____ day of December, 2018.

CITY CLERK OF THE CITY OF OPELIKA, ALABAMA

TO: PUBLISHER

Opelika, Alabama 36801

Please publish the foregoing Notice one (1) time in the December ____, 2018 issue of your paper.

CITY CLERK

The applicant's rezoning request is for approximately 5 acres from an I-1, GC-P (Institutional, gateway corridor overlay-primary) zoning district to a C-2, GC-P (office-retail, gateway corridor overlay-primary) zoning district. The surrounding adjacent properties on the north and west are zoned C-2. The C-2 zoning is appropriate for the traffic and surrounding uses in this general area. The proposed C-2 zone would allow more light commercial uses such as offices and governmental uses and allow some auto related uses with conditional approval and would also limit outside storage. The Planning Commission report and map

are attached. At the November 20th meeting, the Planning Commission voted 5 to 0 (one abstain) to send a positive recommendation to CC to rezone the property. At the December 4th CC WS, the City Council reviewed the rezoning request and approved advertising for a CC PH.

COMMENTS - Current Meeting:

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

City of Opelika Planning Commission Report

Action Requested: Rezoning – approximately 5 acres at 2015 Gateway Drive
from I-1, GC-P to C-2, GC-P

Rezoning

The applicant is requesting rezoning about 5 acres from an I-1 (Institutional) zoning district to a C-2 (office/retail) zoning district. The property would retain the GC-P overlay. The subject properties surrounding this use on the north and west are zoned C-2 as well. The C-2 zoning is appropriate for the traffic and surrounding uses in this general area. This zone would still allow offices and governmental uses. The zone would also allow more light commercial uses to locate in this area. The proposed zoning would only allow many auto related uses with conditional approval and would also limit outside storage.

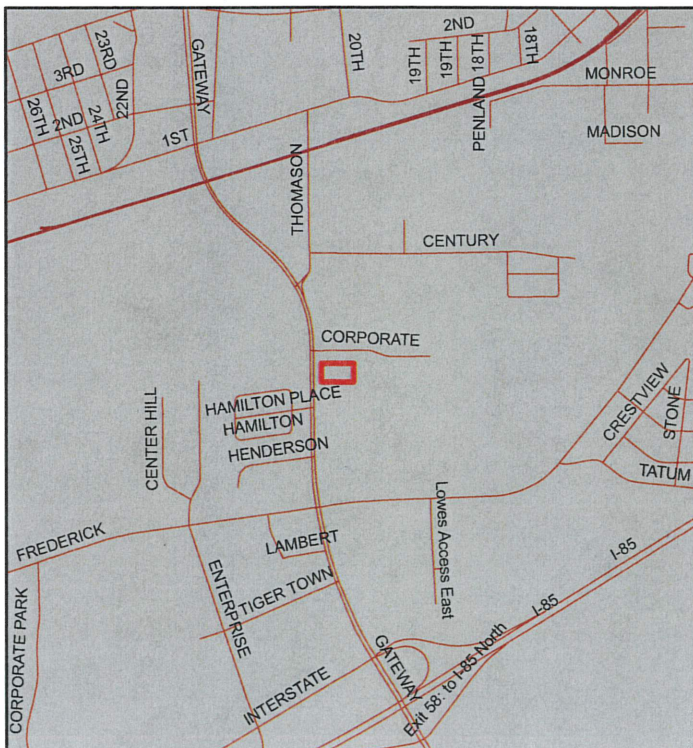
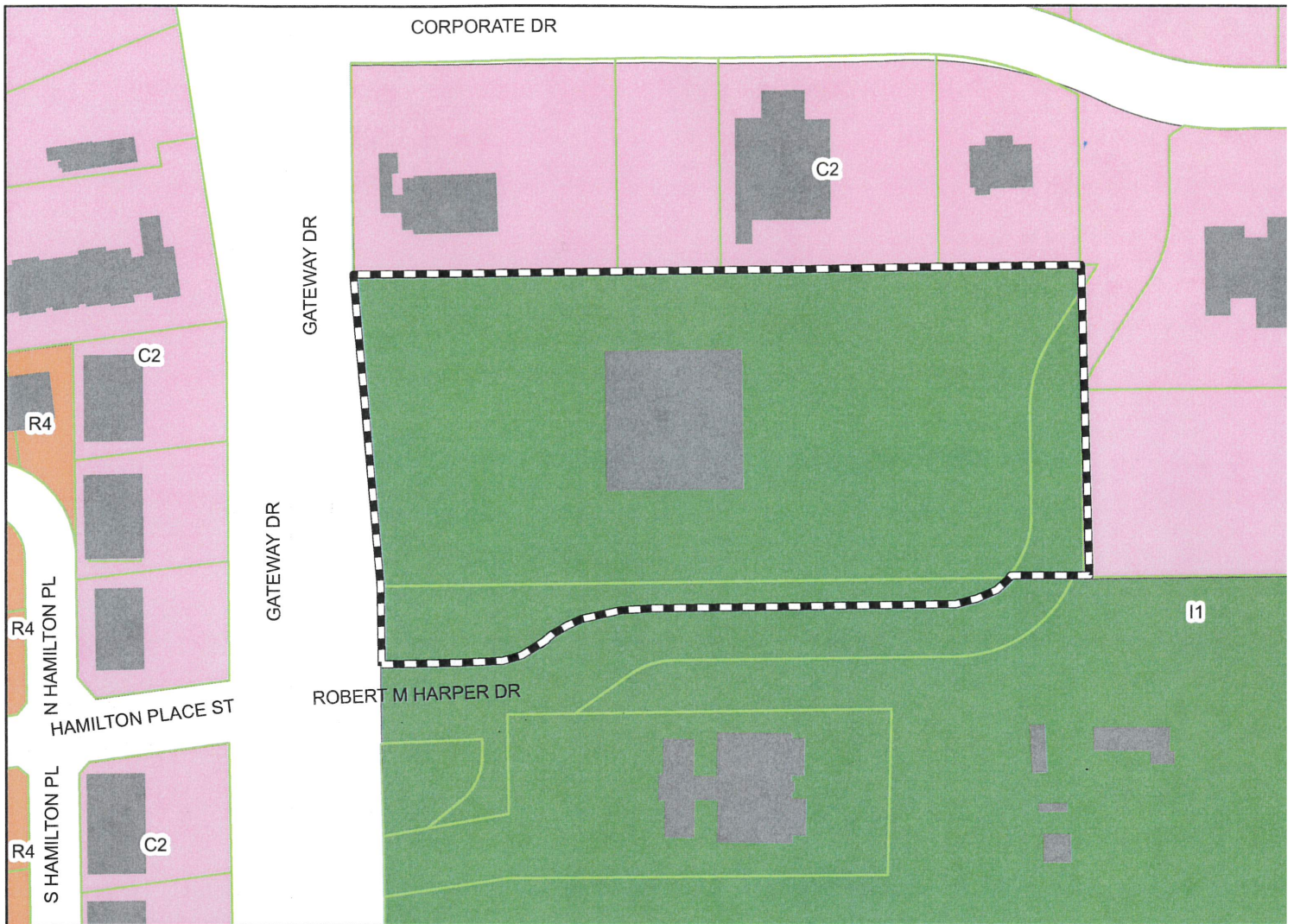
Staff Recommendation

Planning Staff believes that the rezoning request for the 5 acres from I-1 to C-2 is appropriate. The property could be better developed with the new zoning. C-2 zoning provides additional uses that align better with all the surrounding uses.

Staff recommends Planning Commission send a positive recommendation to the City Council to rezone the property from I-1, GC-P to C-2, GC-P.

At the November 20th meeting, the Planning Commission voted 5 to 0 (one abstain) to send a positive recommendation to the City Council to rezone 5 acres from I-1, GC-P to C-2, GC-P zoning district.

BUSH REZONING 2015 GATEWAY DRIVE I-1, GC-P to C-2, GC-P



The applicant is requesting approval to rezone about 5 acres. The property is the former human resources office located north of the Justice Center.



Subject Property

The City of Opelika does not guarantee this map to be free from errors or inaccuracies. The City of Opelika, Alabama disclaims any responsibility or liability for interpretations from this map or decisions based thereon. The information contained on this map is a general representation only and is not to be used for any other purpose.

RESOLUTION NO. 008-19

Resolution for Demolition, 112 N. 18Th Place - TABLED

RESOLUTION NO. _____

**RESOLUTION ORDERING THE DEMOLITION OF A BUILDING OR
STRUCTURE LOCATED AT 112 N. 18TH PLACE, OPELIKA, ALABAMA 36801,
PARCEL ID NO.: 43-09-06-13-2-000-093.000 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 112 N. 18th Place, Opelika, Alabama, 36801, Parcel I.D. Number: 43-09-06-13-2-000-093.000, (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, Ingrid Elizabeth Gomez Gramajo 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, Ingrid Elizabeth Gomez Gramajo 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 Ingrid Elizabeth Gomez Gramajo, 1815 1st Avenue, Opelika, AL 36801; 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, November 20, 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 112 N. 18th Place is unsafe to the extent that it creates a public nuisance; and

WHEREAS, the City Council of the City of Opelika met on Tuesday, November 20, 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 112 N. 18th Place, 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 112 N. 18th Place, Opelika, Alabama, Parcel I.D. Number: 43-09-06-13-2-000-093.000, 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:

Lots 69 and 70 in Five Points Subdivision, as shown by a map or plat of said Subdivision, recorded in the Office of the Judge of Probate of Lee County, Alabama, in Town Plat Book 3, Page 67; together with all improvements thereon and appurtenances thereunto appertaining; subject, however, to the existing right-of-way easements granted to Alabama Power Company for electric power lines, poles, appliances, which extends across the above-described property.

Also being further described as Parcel Number 43-09-06-13-2-000-093.000, 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 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: Ingrid Elizabeth Gomez Gramajo
1815 1st Avenue
Opelika, AL 36801

RESOLUTION NO. 009-19

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
-----	-----	-----
Lori Huguley	ED	623.50
Kelly Smith	Accounting	302.70
Tiffany Gibson-Pitts	City Council	314.60

-) 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 _____, 2019.

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

ATTEST:

Robert G. Shuman, CMC
City Clerk - Treasurer

EXPENSE REPORT

13.2.a

NAME Smith, Kelly DEPARTMENT Accounting PERIOD ENDING 1/7/2019

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												\$ -
7-Jan	MON	Delta flight to Dallas for Tyler Connect		\$ 302.70									\$ 302.70
	TUE												\$ -
	WED												\$ -
	THU												\$ -
	FRI												\$ -
	SAT												\$ -
WEEKLY CATEGORY TOTALS \$			\$ -	\$ 302.70	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 302.70

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

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

ITEMIZED MISCELLANEOUS EXPENSES		
DATE	ITEMS	AMOUNT

NUMBER OR DAYS AWAY FROM HOME

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

NATURE OR PURPOSE OF TRAVEL

METHOD OF REIMBURSEMENT

MAIL TO:

Acct

SIGNATURE

APPROVED BY

Packet Pg. 27

Attachment: CM 1-15-19, expense reports (009-19 : Expense reports from various departments.)

EXPENSE REPORT
PERIOD ENDING

NAME Tiffany Gibson-Pitts DEPARTMENT City Council
Name Department

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS		ENTERTAINMENT Itemize Below	MISC. EXPENSES Itemize Below	DAILY TOTAL
			AIR RAIL, ETC.	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUB- LIC TRANSIT	AUTO EXPENSES Itemize Below	BREAKFAST	LUNCH			
SUN											
MON											
TUE											
WED											
THU											
FRI											
SAT	Atlanta - Washington DC		314.00								314.00
WEEKLY CATEGORY TOTALS \$											WEEKLY TOTAL EXPENSES

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

NATURE OR PURPOSE OF TRAVEL
National League of Cities
Conference

METHOD OF REIMBURSEMENT
☐ DEDUCT FROM MY ADVANCE ☒ MAIL: TO

ITEMIZED AUTOMOBILE EXPENSES		ITEMIZED MISCELLANEOUS EXPENSES	
DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	DATE	ITEMS

SIGNATURE
Tiffany Gibson-Pitts

APPROVED BY



Tiffany Gibson-Pitts <tiffanygpitts@gmail.com>

Your Flight Receipt - TIFFANY GIBSON PITTS 09MAR19

Delta Air Lines <DeltaAirLines@e.delta.com>

Tue, Jan 8, 2019 at 12:00 PM

Reply-To: Delta Air Lines <support-b5hx3mebfpayqkqzqx8kqq5phv1tc@e.delta.com>

To: tiffanygpitts@gmail.com



Hello, TIFFANY

SkyMiles® #*****364 >

Your Trip Confirmation #: **HTJYEZ****MANAGE MY TRIP >**

You're all set. If you need to adjust your itinerary, you can make standard changes to your flight on delta.com including time, date and destination. Explore all of your options [here](#).

Sat, 09MAR**DEPART****ARRIVE**

DELTA 2086

ATLANTA

WASHINGTON-REAGAN

Main Cabin (X)

1:46pm

3:27pm

Thu, 14MAR**DEPART****ARRIVE**

DELTA 1204

WASHINGTON-REAGAN

ATLANTA

Main Cabin (X)

12:50pm

2:48pm

TSA CHANGES - ARRIVE EARLY

Please be aware of the recent changes to [TSA screening procedures](#), including the requirement to place powder-like substances over 12oz./350ml in your checked bag when traveling on an international flight to the United States. For more information on powder restrictions, visit delta.com.

In addition to these changes, many airports are experiencing a high volume of travelers, resulting in long check-in, baggage drop and security checkpoint lines. Please plan to arrive at the airport at least 2 hours prior to your departure when traveling domestically (within the U.S) and at least 3 hours prior to your departure when traveling internationally. We also encourage passengers to check-in online at delta.com or via the Fly Delta app to help avoid delays.

TRAVELING WITH ANIMALS: POLICY UPDATE

Effective December 18, 2018, to remain compliant with vaccination requirements we are no longer accepting trained service or emotional support animals less than four months of age on any flight. In addition, tickets purchased on or after December 18th will not allow emotional support animals on flights longer than 8 hours. We will refund ticket(s) or waive change fees to make alternate arrangements for the animal(s) if needed. Please note that all flights longer than 8 hours will prohibit emotional support animals starting February 1, 2019 regardless of purchase date.

RESTRICTED HAZARDOUS ITEMS

To ensure the safety of our customers and employees, **Delta will no longer accept smart bags starting January 15, 2018. Smart bags with non-removable lithium-ion batteries** will not be permitted as carry-on or checked baggage on any Delta mainline or Delta Connection flight. For more information, please visit our [News Hub](#).

Hoverboards or any lithium battery powered self-balancing personal transportation devices are also not permitted as both carry-on and checked baggage.

Spare batteries for other devices, fuel cells, and e-cigarettes are permitted in carry-on baggage only. If your carry-on bag contains these items and is gate checked, they must be removed and carried in the cabin. Further information and specific guidelines regarding restricted items can be found [here](#).

Attachment: CM 1-15-19, expense report - TGP. (009-19 : Expense reports from various departments.)

FIRST BIOMETRIC TERMINAL IN THE U.S.

Delta Biometrics is now available at Atlanta International Terminal F. This optional, end-to-end experience includes facial recognition technology to make your experience more seamless from curb to gate. If you do not wish to participate in Delta Biometrics, please make a Delta employee or TSA officer aware.

ATL Construction Traffic Update

Please be advised that you may experience roadway traffic delays due to ongoing construction efforts at the South Terminal of Hartsfield-Jackson International Airport (ATL). We recommend that you arrive at least 2 hours prior to your departure time. In addition, customers arriving using commercial transportation such as a hotel or parking service shuttle will be dropped at the North Terminal. For more information, please visit <http://next.atl.com>.

Passenger Info

NAME	FLIGHT	SEAT
TIFFANY GIBSON PITTS	DELTA 2086	23F
SkyMiles #*****364	DELTA 1204	33D

Visit delta.com or use the [Fly Delta app](#) to view, select or change your seat. If you purchased a Delta Comfort+™ seat or a Trip Extra, please visit [My Trips](#) to access a receipt of your purchase.

Flight ReceiptTicket #: [0062353698578](#)

Place of Issue: Delta.com

Ticket Issue Date: 08JAN19

Ticket Expiration Date: 08JAN20

METHOD OF PAYMENTVI*****3912 **\$314.60 USD****CHARGES****Air Transportation Charges**Base Fare **\$266.04 USD****Taxes, Fees and Charges**United States - September 11th Security **\$11.20 USD**

Fee(Passenger Civil Aviation Security Service Fee) (AY)

United States - Transportation Tax (US) **\$19.96 USD**United States - Passenger Facility Charge (XF) **\$9.00 USD**United States - Flight Segment Tax (ZP) **\$8.40 USD****TICKET AMOUNT \$314.60 USD****NONREF/PENALTY APPLIES**

This ticket is non-refundable unless the original ticket was issued at a fully refundable fare. Some fares may not allow changes. If allowed, any change to your itinerary may require payment of a change fee and increased fare. Failure to appear for any flight without notice to Delta will result in cancellation of your remaining reservation.

Note: When using certain vouchers to purchase tickets, remaining credits may not be refunded. Additional charges and/or credits may apply.

Fare Details: ATL DL WAS133.02XAUSX5MB DL ATL133.02XAUSX5MB USD266.04END ZP ATLDCA XF ATL4.5DCA4.5

Checked Bag Allowance

The fees below are based on your original ticket purchase. **If you qualify for free or discounted checked baggage**, this will be taken into account when you check in.

Sat 09 Mar 2019

DELTA: ATL ▶ DCA

Attachment: CM 1-15-19, expense report - TGP. (009-19 : Expense reports from various departments.)

RESOLUTION NO. 010-19

Naming the 2nd Avenue Bridge in honor of Sharron Robinson Fuller.

RESOLUTION NO. _____

RESOLUTION NAMING 2ND AVENUE BRIDGE
IN HONOR OF SHARRON ROBINSON FULLER

WHEREAS, Sharron Robinson Fuller, daughter of Sue Neal Robinson and the late Elwin Ray Robinson, was a native of Colbert County, Alabama; and

WHEREAS, Sharron Robinson Fuller was a 1994 graduate of Auburn University with honors in Civil Engineering; and

WHEREAS, Sharron Robinson Fuller was married to her beloved husband, John Fuller, with whom she had two cherished children, Kathryn Fuller and Houston Fuller; and

WHEREAS, after her marriage to John Fuller, Sharron Robinson Fuller moved to Opelika where she lived the remainder of her life; and

WHEREAS, Sharron Robinson Fuller was a committed Christian and was active in the affairs of Trinity United Methodist Church where she served as a member of the Board of Trustees, the Finance Committee and the Personnel Committee; and

WHEREAS, Sharron Robinson Fuller devoted her life to helping family and friends of all ages and from all walks of life; and

WHEREAS, Sharron Robinson Fuller was interested in the betterment of our greater Opelika-Auburn community and was known for her warm and generous personality; and

WHEREAS, Sharron Robinson Fuller was employed by The Alabama Department of Transportation (“ALDOT”) for 26 years where she worked as a Project Manager and Assistant District Manager; and

WHEREAS, the 2nd Avenue Bridge in Opelika was Sharron's first major project as a Project Manager for ALDOT; and

WHEREAS, Sharron Robinson Fuller made significant contributions to the construction and improvement of hundreds of miles of roads in the East Alabama area; and

WHEREAS, on November 9, 2018, Sharron Robinson Fuller died as the result of a tragic automobile accident that sent shockwaves of grief and loss throughout the greater Opelika-Auburn community; and

WHEREAS, the passing of Sharron Robinson Fuller has left a void that cannot be filled, and she is mourned in the Opelika-Auburn community by her family and numerous friends; and

WHEREAS, the Opelika City Council sees fit to honor Sharron Robinson Fuller who made the lives of our fellow Opelikians better and brought honor and respect to this community.

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

1. That the Mayor and City Council recognize with great admiration and appreciation the achievements and contributions of Sharron Robinson Fuller and extend their condolences to her family and friends.
2. That the 2nd Avenue Bridge in Opelika is hereby named in honor of Sharron Robinson Fuller as the "Sharron Robinson Fuller Memorial Bridge".
3. That the Mayor and the Public Works Director are hereby authorized and directed to erect appropriate signage denoting said designation.
4. That the City Clerk is hereby directed to deliver a copy of this Resolution to John Fuller.

5. 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

RESOLUTION NO. 011-19

Authorize grant application, National Fish & Wildlife - Eng.

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING THE SUBMITTAL OF A
FIVE STAR AND URBAN WATERS RESTORATION GRANT APPLICATION TO THE
NATIONAL FISH AND WILDLIFE FOUNDATION**

WHEREAS, the National Fish and Wildlife Foundation (NFWF) and the Wildlife Habitat Council (WHC), in cooperation with the U.S. Environmental Protection Agency (EPA), USDA Forest Service (USFS), U.S. Fish and Wildlife Service (USFWS), FedEx, Southern Company, Shell Oil Company and BNSF Railway are pleased to offer funding for nation-wide Five Star and Urban Waters Restoration grants; and

WHEREAS, the Five Star and Urban Waters Restoration grant program seeks to develop community capacity to sustain local natural resources for future generations by providing modest financial assistance to diverse local partnerships focused on improving water quality, watersheds and the species and habitats they support; and

WHEREAS, the City of Opelika, Alabama (the “City”) desires to partner with Auburn University to apply to the Five Star and Urban Waters Restoration Grant for a grant in the approximate amount of \$50,000.00; and

WHEREAS, said grant funds will be used to create green infrastructure Code and Ordinance Worksheet to help the community evaluate their local development regulations, develop a grass roots capacity for future partnerships for urban environmental efforts; and

WHEREAS, said grant funds will also be used to employ a part-time

coordinator/educator to manage the grant and to provide project coordination; and

WHEREAS, the City believes itself to be qualified and is willing and able to carry out all activities described in the ADEM grant application; and

WHEREAS, the City will agree, upon award and acceptance of the grant, to the terms of the grant; and

WHEREAS, the City recognizes a 50% match (1:1) requirement for the Five Star and Urban Waters Restoration Grant and will secure matching funds; and

WHEREAS, the 50% match may include a combination of staff, services, materials and supplies, and City funding; and

WHEREAS, most of the local match will be accounted for through “in-kind” services including services from Auburn University, City staff time, and volunteer time from organizations such as the Alabama Cooperative Extension System Water program, Auburn University Landscape Architecture, KOB, Alabama 4-H, local master gardeners and citizen volunteers; and

WHEREAS, the balance of the local match will not exceed \$25,000.

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 to ADEM an application, in conjunction with Auburn University, for the Five Star and Urban Waters Restoration Grant funds on behalf of the City of Opelika, Alabama, in the approximate amount of \$50,000.00.

2. Upon approval of said application, the Mayor is hereby authorized and directed to enter into and execute a grant Agreement with ADEM for such Five Star and Urban Waters Restoration Grant financial assistance and to further carry out and comply with the terms of the Grant Agreement.

3. That the City hereby agrees to accept the grant funds and to comply with the terms of the grant as well as all applicable laws, environmental requirements and regulations as stated in the Grant Agreement.

4. That the portion of the local match not covered by in-kind services, up to \$25,000, shall be paid from the Unassigned Fund Balance.

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

6. That the Mayor and Controller are hereby authorized and directed to make all appropriate accounting and budget entries necessary to carry into effect the provisions of the attached Agreement.

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

ADOPTED AND APPROVED this the _____ day of _____, 2019.

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

ATTEST:

CITY CLERK

3703

Project: Foundations for Healthy Waterways

Project Description:

The objectives of this project are to extend the current efforts of the Pepperell Branch Watershed Partnership in Opelika, Alabama by integrating green infrastructure (low impact development) practices into both physical and planning environments in Opelika. The recent creation of the Pepperell Branch Watershed Partnership has helped identify implementable best management practices that are based on the goals of water quality improvement and watershed protection, one of which is the use of green infrastructure practices.

Working with local city officials and volunteers, the Alabama Cooperative Extension System Water Program will apply for a grant to extend Opelika's water quality improvement efforts. The ACES coordinator will oversee project management and community engagement.

Grant: 5Star and Urban Waters Restoration Grant

The Five Star and Urban Waters Restoration grant program seeks to develop community capacity to sustain local natural resources for future generations by providing modest financial assistance to diverse local partnerships focused on improving water quality, watersheds and the species and habitats they support.

Website: <https://www.nfwf.org/fivestar/Pages/2019rfp.aspx>

ACES Project Coordinator:

Laura Bell, Alabama Cooperative Extension System Water Program
laura.bell@auburn.edu <mailto:laura.bell@auburn.edu>, 276-730-5712

Proposed Grant Period: June 2019 - May 2020

Outcomes:

1. The creation of a green infrastructure Code and Ordinance Worksheet intended to help the community evaluate their local development regulations to identify revisions that allow (or require) site developers to minimize impervious cover, conserve natural areas and use runoff reduction practices to manage storm water runoff. It will also create opportunities for practitioner listening sessions, citizen participation, and to develop a grassroots capacity for future partnerships for urban environmental efforts.

Many communities across the country are now either required to use Runoff Reduction/Green Infrastructure/Low Impact Development practices or are voluntarily pursuing their widespread implementation to comply with MS4 permits and TMDLs or reduce combined sewer overflows. Using the COW to review local codes and ordinances helps communities identify and remove barriers to these practices, increasing their ability to comply with water quality requirements. These regulatory updates can also help to support local resiliency planning and sustainability planning efforts.

3703

2. The development of three demonstration raingardens in highly visible areas to engage citizens in an understanding of green infrastructure practices and water quality improvement.

A raingarden is a low-cost multifunctional landscape design to catch rainwater and slow, decrease, and improve the quality of storm water runoff.

3. Educational workshops and volunteer events to integrate citizens, practitioners, and students into the creation of green infrastructure practices in their city. The demonstration projects will be accompanied by at least one raingarden workshop available to the community.

The grant requires that partners and volunteers provide a 1:1 match for the grant amount requested. To meet this requirement, and to ensure project excellence, we are partnering with local officials, organizations and volunteers.

Partners

Confirmed partners include:

- ? City of Opelika Engineering Department
- ? Auburn University Landscape Architecture
- ? Alabama Cooperative Extension System Water Program
- ? Keep Opelika Beautiful

Pending partners may include:

- ? The Lee County, AL Master Gardeners
- ? Citizen Volunteers
- ? OGrows Community Gardens

ORDINANCE NO. 002-19-ORD

Amend Zoning Ord & Map, 2015 Gateway Drive, I-1, GC-P to C-2, GC-P - 1st Reading.

ORDINANCE NO. _____

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

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

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

From a I-1, GC-P District (Institutional, Gateway Corridor-Primary Overlay District) to a C-2, GC-P District (Office/Retail, Gateway Corridor-Primary Overlay District), the parcels of land hereinafter described:

Parcel 1

Commence at the Northwest Corner of Section 24, Township 19 North, Range 26 East, City of Opelika, Lee County, Alabama; thence running S 89°20'22" E a distance of 50.00 feet to a point; thence S 00°20'45" W a distance of 651.52 feet to a point; thence running S 03°30'02" E a distance of 301.68 feet to a point, more or less, said point being 113.79 feet left and opposite Station 12+54.29 on the proposed construction centerline of Bush Road, City of Opelika, Lee County, Alabama Project, which is the True Point of Beginning;

Thence running S 89°43'56" E a distance of 609.04 feet to a point 29.13 feet left and opposite Station 19+03.66 on the proposed construction centerline of Bush Road;

Thence along a curve to the right a distance of 67.15 feet, said curve having a radius of 85.00 feet, being subtended by a chord bearing of S 67°39'20" W a chord distance of 65.42 feet to a point 25.00 feet left and opposite Station 18+14.56 on the proposed construction centerline of Bush Road;

Thence running N 89°42'39" W a distance of 300.76 feet to a point 25.82 feet left and opposite Station 15+16.71 on the proposed construction centerline of Bush Road;

Thence along a curve to the left a distance of 90.22 feet, said curve having a radius of 150.00 feet, being subtended by a chord bearing of S 73°03'28" W a chord distance of 88.87 feet to a point 37.50 feet left and opposite Station 14+42.02 on the proposed construction centerline of Bush Road;

Thence running S 55°49'35" W a distance of 18.87 feet to a point 37.50 feet left and opposite Station 14+23.15 on the proposed construction centerline of Bush Road;

Thence along a curve to the right a distance of 35.71 feet, said curve having a radius of 62.50 feet, being subtended by a chord bearing of S 72°11'43" W a chord distance of 35.23 feet left and opposite Station 13+66.01 on the proposed construction centerline of Bush Road;

Thence running S 88°33'51" W a distance of 104.51 feet to a point 37.50 feet left and opposite Station 12+61.50 on the proposed construction centerline of Bush Road;

Thence along a curve to the right a distance of 9.51 feet, said curve having a radius of 38.00 feet, being subtended by a chord bearing of N 84°15'57" W a chord distance of 9.49 feet to a point 38.68 feet left and opposite Station 12+52.09 on the proposed construction centerline of Bush Road;

Thence running N 00°14'28" E a distance of 75.14 feet, which is the True Point of Beginning.

Parcel 2

All that tract or parcel of land lying and being in Section 24, Township 19 North, Range 26 East, City of Opelika, Lee County, Alabama and being more particularly described as follows:

Commence at the Northwest Corner of Section 24, Township 19 North, Range 26 East, City of Opelika, Lee County, Alabama; thence running $89^{\circ}20'22''$ E a distance of 50.00 feet to a point; thence $S\ 00^{\circ}20'45''\ W$ a distance of 651.52 feet to a point; thence running $S\ 89^{\circ}40'07''\ E$ a distance of 704.02 feet to a point; more or less, said point being 39.47 feet left and opposite Station 22+26.07 on the proposed construction centerline of Bush Road, City of Opelika, Lee County, Alabama Project, which is the True Point of Beginning.

Thence running $S\ 89^{\circ}40'07''\ E$ a distance of 17.34 feet to a point 25.00 feet left and opposite Station 22+35.63 on the proposed construction centerline of Bush Road;

Thence running $S\ 33^{\circ}46'56''\ W$ a distance of 31.50 feet to a point 25.00 feet left and opposite Station 22+04.13 on the proposed construction centerline of Bush Road;

Thence running $N\ 00^{\circ}23'09''\ E$ a distance of 26.28 feet to a point, which is the True Point of Beginning;

Together with and subject to covenants, easements and restrictions of record.

Said tract or parcel having an area of 227.94 Square Feet, (0.005 Acres), as shown on a map prepared by Mulkey Engineers and Consultants, dated September 30, 2011.

Parcel 3

From the NW Corner of Section 24, Township 19 North, Range 26 East, Opelika, Lee County, Alabama, go thence South 89 degrees 20' 22" East 50.0 feet; thence South 00 degrees 20' 45" West 651.52 feet to the point of beginning of the property here intended to be described and conveyed; thence South 89 degrees 39' 15" East 726.0 feet for a point; thence South 00 degrees 20' 45" West 300.0 feet; thence North 89 degrees 39' 15" West 726.0 feet; thence North 00 degrees 20' 45" East 300 feet to the

Point of Beginning containing 5.0 acres, more or less, LESS AND EXCEPT, part of the NW ¼ of NW ¼ Section 24, Township 19 North, Range 26 East, and being more fully described as follows: Commence at the northwest corner of said NW ¼ of NW ¼; thence east long the north line of said ¼ - ¼, a distance of 50 feet, more or less, to the present east right-of-way line of Hamilton Road; thence Southerly along said east right-of-way line a distance of 652 feet, more or less, to a point on the north property line that is easterly of and at right angles to the centerline of project number MAAAF-77(12) and the point of beginning of the property herein to be conveyed; thence easterly along said north property line a distance of 25 feet, more or less, to a point that is 60 feet easterly of, and at right angles to, said centerline; thence southeasterly a distance of 301 feet, more or less, to a point of the south property line that is 80 feet easterly of and at right angles to said centerline; thence westerly a distance of 45 feet, more or less, to the present east right-of-way line of Hamilton Road; thence North along said east right-of-way line a distance of 300 feet, more or less to the point of beginning containing 0.2237 acres, more or less.

The above-described property contains approximately 5.0 acres and is located at 2015 Gateway Drive, Opelika, Alabama.

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

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

ADOPTED AND APPROVED this the ____ day of _____, 2019.

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

ATTEST:

CITY CLERK

TRANSMITTED TO MAYOR on this the ____ day of _____, 2019.

CITY CLERK

ACTION BY MAYOR

APPROVED this the ____ day of _____, 2019.

MAYOR

ATTEST:

CITY CLERK