



OPELIKA CITY COUNCIL
“ REGULAR MEETING AGENDA “
300 Martin Luther King Blvd.
March 3, 2020
TIME: 7:00 PM

1. CALL TO ORDER
2. ROLL CALL
 1. Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon, Eddie Smith
3. INVOCATION
 1. Tom Tippet, Church at Opelika.
4. PLEDGE OF ALLEGIANCE
 1. Carter Evans and Akeila Driver from Opelika Middle School.
5. READING OF MINUTES
 1. Minutes from 02-18-20 Council Meeting.
6. UNFINISHED BUSINESS
7. REMARKS BY THE MAYOR
 1. Recognize Billy Edwards with the Keep Opelika Beautiful Volunteer of the Year Award
 2. Recognize Morris Avenue Intermediate School as an AL Green Ribbon Schools Award winner.
8. CITIZEN COMMUNICATIONS (Limit comments to five minutes or less)
9. REPORT OF DISBURSEMENTS
10. COMMITTEE REPORTS
11. GENERAL BUSINESS
 1. Request for annual Going Blue for Autism at Courthouse Square on 4-02-2020.
 2. Request from Main Street, Taste of the Town on 4-28-2020.
 3. Request from Main Street, two events, Touch-A-Truck and Burger Wars on 5-30-2020.
12. AWARDING OF BIDS
 1. New Fire Training Facility - FD
13. RESOLUTIONS
 1. Expense reports from various departments.
 2. Designate City Personal Property as Surplus & Authorize Disposal
 3. Purchase - (624) Toter 96 Gal EVR II Carts - Sourcewell Contract #041217-WQI - OES
 4. Grant Application with FEMA for local share of a new Ladder Truck. - FD

5. Grant Application with FEMA to Replace Air Compressor Cascade System. - FD
 6. Grant Application with ADECA for the Youth Incarceration Prevention Program.
 7. Authorize the Expenditure of Public Funds for Census 2020 Community Events.
 8. Authorize a Local Bill for Annexation into Opelika's Corporate Limits.
 9. Annual appropriation contract for Boys & Girls Clubs FY2020
 10. Special appropriation to the American Cancer Society - Relay for Life 4-17-2020.
 11. Purchase One (1) 2019 Caterpillar 420F2 Backhoe - PW
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14. ORDINANCES
 1. Authorize Sale of City Property, 1506 Harper Street - 2nd Reading - TABLED.
 2. Amend Zoning Ord & Map: R-1 to PUD, 150 Acres, 2015 South Uniroyal Road - 2nd Reading.
-
15. APPOINTMENTS
-
16. ADJOURN
 1. Character Trait of the Month - Discipline, training to act in accordance with rules.

"In compliance with the Americans with Disabilities Act, the City of Opelika will make reasonable arrangements to ensure accessibility to this meeting. If you need special assistance to participate in this meeting, please contact the ADA Coordinator 72 hours prior to the meeting at (334)705-2083."



City Council
204 South 7Th Street
Opelika, AL

SCHEDULED

CM MINUTES (ID # 3999)

Meeting: 03/03/20 07:00 PM
Department: City Clerk
Category: CM Minutes
Prepared By: Russell Jones
Initiator: Russell Jones
Sponsors:
DOC ID: 3999

Minutes from 02-18-20 Council Meeting.



OPELIKA CITY COUNCIL
“ REGULAR MEETING MINUTES “
 204 South 7th Street
February 18, 2020
TIME: 7:00 PM

1. Call to Order

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

2. Roll Call

Mr. Jones 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

Mr. Flannagen provided the invocation.

1. Kevin Flannagen, Director of The Edge ministry.

4. Pledge of Allegiance

Taylor and Ava lead the Pledge of Allegiance.

1. Taylor Jackson and Ava Dawson from Morris Avenue Intermediate School

5. Reading of Minutes

1. Minutes from 02-04-20 Council Meeting.

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

6. Unfinished Business

7. Remarks By the Mayor

1. City's Financial summary report for January 2020
Mayor Fuller distributed the financial report from January 2020.
2. January 2020 Monthly Building Report
Mayor Fuller called on Mr. Motley to give the monthly January 2020 building report and Mr. Motley did so.
3. Unveiling of new sign in memory of Clarence Harris, Jr.
Mayor Fuller called on council members Ms. Jones and Ms. Pitts to unveil the new signage honoring former Ward 2 Council Member Clarence Harris Jr. Mayor Fuller also invited the family and friends of Clarence Harris, Jr. up to participate in the unveiling and take photos. Mayor Fuller then asked brother Joe Benton to give a blessing and Mr. Benton did so.
4. Recognize R. G. "Bob" Shuman's retirement and 32 years of service.
Mayor Fuller then recognized Mr. Shuman for his 32 years of service to the City of Opelika by presenting a framed certificate of retirement and reading of said document.
5. Recognize the Opelika School Teachers of the Year.
Mayor Fuller asked Dr. Mark Neighbors to join him in recognizing the Opelika teachers of the year.
6. Present check from Empty Bowls program to the Food Bank of East Alabama
Mayor Fuller asked Matt Battles to join him in presenting a check for \$21,000, which is the most ever given, from the Empty Bowls program to the Food Bank of East Alabama.

8. Citizen Communications

None.

9. Report of Disbursements

10. Committee Reports

11. General Business

1. Request for Annual ACS Relay for Life on Friday 4-17-20.

RESULT: APPROVED [UNANIMOUS]

MOVER: Patricia Jones, President Pro-Tem

SECONDER: Tiffany Gibson-Pitts, Council Member

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

2. Public Hearing, Amend Zoning Ord & Map: R-1 to PUD 150 Acres, 2015 South Uniroyal Road.

Mr. Jones presented the public hearing. President Smith opened the public hearing and asked if anyone present 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

1. Bids 039-20 Right-Of-Way Vegetation Management - OPS

RESULT: APPROVED [UNANIMOUS]

MOVER: Dozier Smith T, Council Member

SECONDER: David Canon, Council Member

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

13. Resolutions

1. Resolution 040-20 Emergency Repairs - Substation 6 Transformer - OPS

RESULT: APPROVED [UNANIMOUS]

MOVER: Patricia Jones, President Pro-Tem

SECONDER: David Canon, Council Member

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

2. Resolution 041-20 Purchase - Two (2) Drones - Sole Source - PD

RESULT: APPROVED [UNANIMOUS]

MOVER: Dozier Smith T, Council Member

SECONDER: Tiffany Gibson-Pitts, Council Member

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

3. Resolution 042-20 Purchase - Varonis Software and Maintenance - AL Contr MA 999 17000000186 - IT

RESULT: APPROVED [UNANIMOUS]

MOVER: David Canon, Council Member

SECONDER: Patricia Jones, President Pro-Tem

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

4. Resolution 043-20 Purchase - One (1) 2021 Freightliner M2 106 with Chassis - Sourcewell Contr #012418-ALT - OPS

Attachment: CM minutes from 2-18-20 (3999 : Minutes from 02-18-20 Council Meeting.)

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 044-20 Grant Application with ADEM for Recycling Fund Grant Program - OES.

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

6. Resolution 045-20 Special Appropriation to KOB - 2020 Garden in the Park.

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

7. Resolution 046-20 Expense reports from various departments.

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

8. Resolution 047-20 Agreement with Fine & Geddie Associates, consulting lobbying services.

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

14. Ordinances

1. Ordinance 005-20-ORD Rezoning, 32.45 Acres, 2899 Gateway Drive - 2nd Reading

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

2. Ordinance Authorize Sale of City Property, 1506 Harper Street - 2nd Reading.

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

3. Ordinance 006-20-ORD Set the Municipal Election of Officers and Voting Locations for August 25, 2020 - 2nd Reading.

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

4. Ordinance Amend Zoning Ord & Map: R-1 to PUD, 150 Acres, 2015 South Uniroyal Road - 1st Reading.

Mr. Canon introduced this ordinance for a first reading.

RESULT: FIRST READING INTRODUCED

15. Appointments

1. Reappoint David Scott to OIDA board. The new term ends 3-08-24.

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

2. Reappoint Steve Bordeaux to OIDA board. The new term ends 3-08-24.

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

3. Reappoint Steve Chapman to OIDA board. The new term ends 3-08-24.

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

4. Reappoint Brent Poteet to Property Maintenance Board of Appeals. The new term ends 3-16-23.

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

16. Adjourn

The City Council meeting minutes of February 18th, 2020 are hereby adopted and approved this the ____ day of _____, 2020.

 President of City Council

City of Opelika, Alabama

ATTEST:

 Russell A. Jones

City Clerk - Treasurer

1. Character Trait of the Month - Loyalty, faithfulness to commitments or obligations.

President Smith commented that the Character Trait of the Month, Loyalty, was fitting for how dedicated and loyal Mr. Shuman has been for over 32 years to the City of Opelika and the City Council and thanked him for his service.

2. Motion to Adjourn

The council meeting ended at 7:49 pm.

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



City Council
204 South 7Th Street
Opelika, AL

SCHEDULED

GENERAL BUSINESS (ID # 3987)

Meeting: 03/03/20 07:00 PM
Department: City Clerk
Category: Request / Temp Street Closure
Prepared By: Russell Jones
Initiator: Russell Jones
Sponsors:
DOC ID: 3987

Request for annual Going Blue for Autism at Courthouse Square on 4-02-2020.



REQUEST TEMPORARY STREET CLOSURE

DATE this request made: 2/24/2020

NAME OF INDIVIDUAL: Luanne M. Helms

ADDRESS: 1902 Waverly Parkway
Opelika, AL 36801
 ZIP 334-707-0116

PHONE # helmslw@gmail.com

EMAIL Address

NAME OF ORGANIZATION: Autism Society of Alabama

ADDRESS: 4260 Cahaba Heights Ct. #188
Ustickville Hills, AL
 ZIP 35243

PHONE # 205-951-1364

REASON FOR REQUEST: 9th Annual Going Blue for Autism
Safety & Awareness event

Information needed:

1. Date of event.
2. Start and end time.
3. Est. number of participants.
4. Map of route or detailed route description with start/end points.
5. Specific location on route of street barricades if needed.
6. If barricades are needed, you must provide volunteers to man all barricades during the entire event.
7. If needed, please provide a list of where you will place signs in the city's right-of-way. This will be approved as part of your overall plan. Signs will need to be put out day of event and taken up immediately following end of event.

Note: If event is to be held in downtown Opelika, your request must first be approved by Opelika Main Street and then the Mayor & City Council.

SIGNED:

NAME (printed):

Luanne M. Helms
Luanne Helms

Email completed form & information to:

Russell A. Jones

City Clerk - Treasurer

rjones@opelika-al.gov

334-705-5110

Contacts:

For barricades, call Mike Hilyer at ESG/Public Works: 705-5413

For additional garbage cans or recycling cans, call Terry White at Environmental Services: 705-5480

9th Annual Going Blue for Autism

April 2, 6pm - 7³⁰ pm

Courthouse fountain

100 + attendees

Barricades needed for parking lot
across from Courthouse, directly to the
side of the fountain.

↓
*Area will be used for first
responder vehicles.



City Council
204 South 7Th Street
Opelika, AL

SCHEDULED

GENERAL BUSINESS (ID # 3984)

Meeting: 03/03/20 07:00 PM
Department: City Clerk
Category: Request / Temp Street Closure
Prepared By: Russell Jones
Initiator: Russell Jones
Sponsors:
DOC ID: 3984

Request from Main Street, Taste of the Town on 4-28-2020.



February 21, 2020

Mr. Russell A. Jones
City Clerk
City of Opelika, Alabama

Dear Russell,

Opelika Main Street would like to request street closures on behalf of The Museum of East Alabama. They will be having their annual 'Taste of the Town' on April 28, 2020.

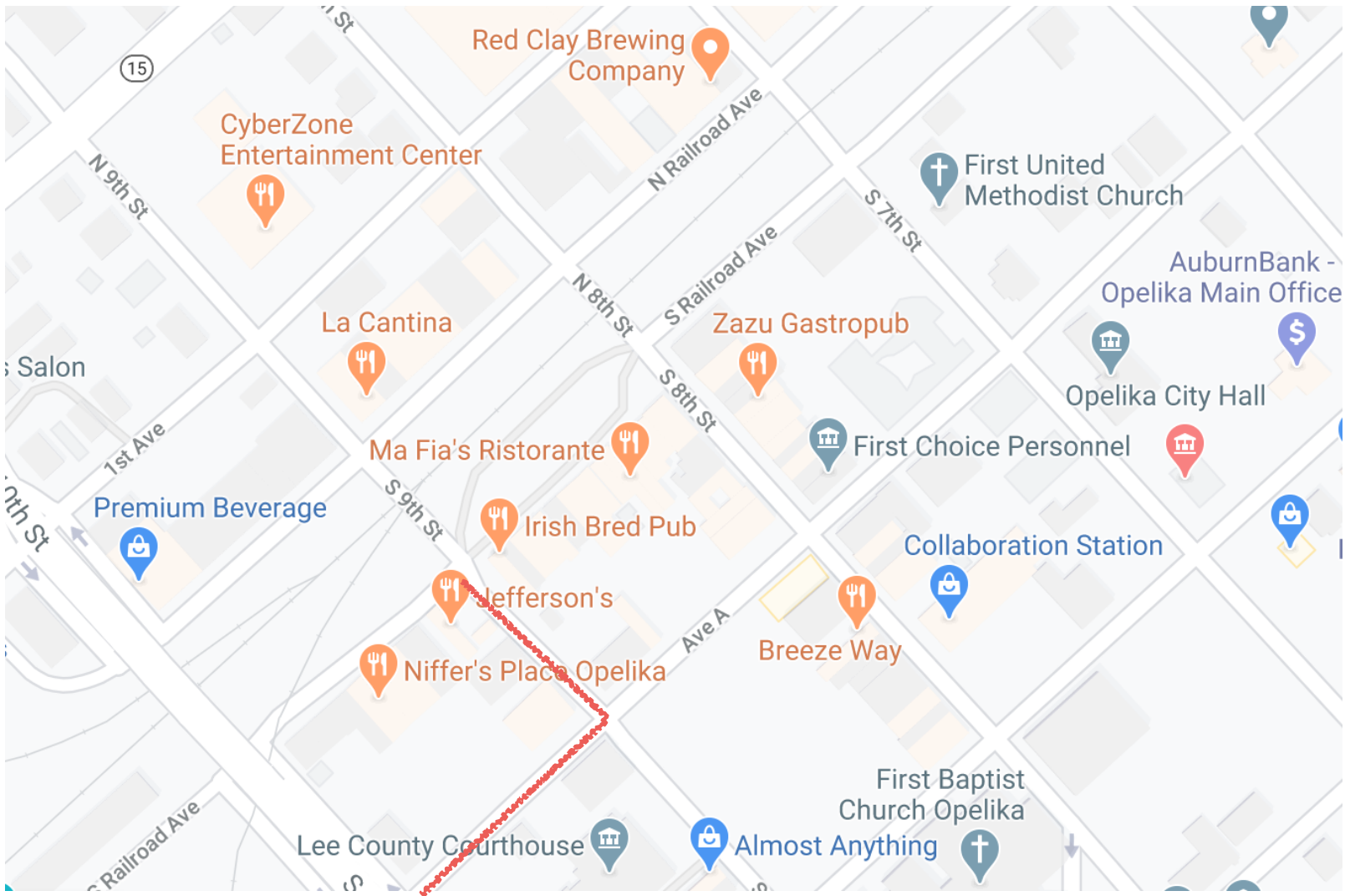
On behalf of the Museum, we would like to request the following streets closed from 6PM-8PM on April 28:

-9th Street from S. Railroad to Avenue A
-Avenue A from 9th Street to 10th Street

I have attached a map for the event.

Thank you so much for your consideration

Ken Ward
Executive Director
Opelika Main Street



**City Council**

204 South 7Th Street
Opelika, AL

SCHEDULED**GENERAL BUSINESS (ID # 3985)**

Meeting: 03/03/20 07:00 PM

Department: City Clerk

Category: Request / Temp Street Closure

Prepared By: Russell Jones

Initiator: Russell Jones

Sponsors:

DOC ID: 3985

Request from Main Street, two events, Touch-A-Truck and Burger Wars on 5-30-2020.



February 21, 2020

Mr. Russell A. Jones
City Clerk
City of Opelika, Alabama

Dear Russell,

Opelika Main Street would like to request street closures on behalf of Opelika Main Street and Opelika Rotary Club. We will have two events on May 30, 2020: Touch-A-Truck from 9am-Noon and Burger Wars from 11am-2pm.

Opelika Main Street would like to request the following street closure from 6am-1pm:

- S. Railroad Avenue from 8th Street to 10th Street**
- 9th Street from N. Railroad to Avenue A**
- 8th Street from N. Railroad to Avenue A**
- Avenue A from 8th Street to 9th Street**

Opelika Rotary Club would like to request the following street closure from 6am-4pm:

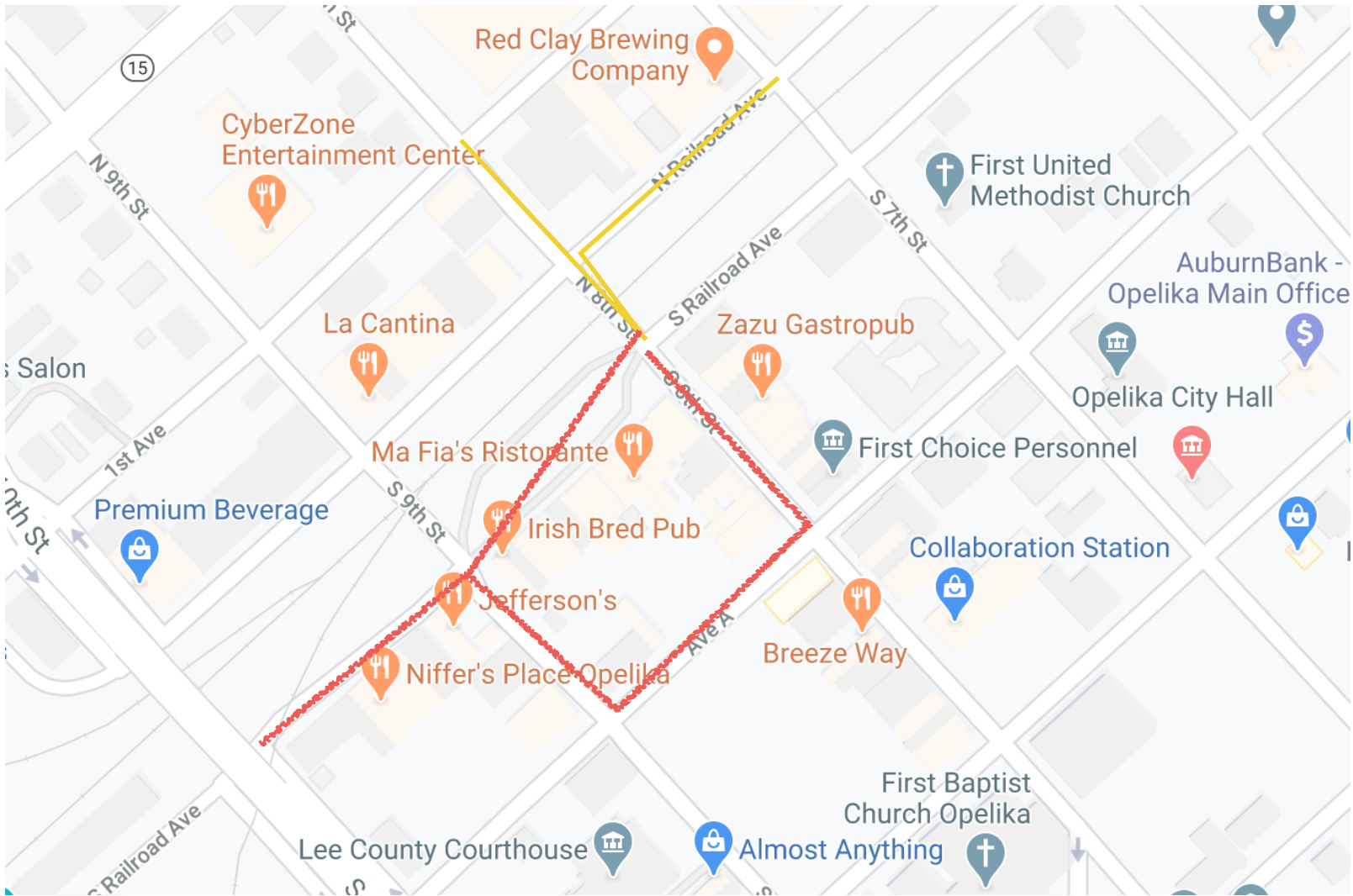
- N. Railroad between 7th and 8th Streets**
- North 8th Street from N. Railroad to 1st Avenue.**

I have attached maps for each event.

Thank you so much for your consideration

Ken Ward
Executive Director
Opelika Main Street

Attachment: TATBurger Wars Street Closure 2020 (3985 : Request from Main Street, Touch-A-Truck and Burger Wars 5-30-2020.)



Yellow Lines: Burger Wars (6AM-4PM)

Red Lines: Touch A Truck (6AM-1PM)



City Council

204 South 7Th Street
Opelika, AL

SCHEDULED

BIDS (ID # 3991)

Meeting: 03/03/20 07:00 PM
Department: Purchasing and Revenue
Category: Bid
Prepared By: Angela Norrell
Initiator: Lillie Finley
Sponsors:
DOC ID: 3991

New Fire Training Facility - FD

RESOLUTION NO. _____

WHEREAS, the Purchasing Department opened sealed bids for a contract for a New Fire Training Facility for the Fire Department; and

WHEREAS, Carlisle Services, LLC is the low bidder meeting specifications; and

WHEREAS, funds for this contract are coming from the Unassigned fund;

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

1. That the contract be awarded to Carlisle Services, LLC on their low bid meeting specifications.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Carlisle Services, LLC with alternates 1 and 2 in the total amount of \$496,040.35.
3. That the Controller is authorized to adjust the budget as necessary for this contract.
4. That the Mayor is hereby authorized to sign all documents pertaining to this contract.

APPROVED AND ADOPTED this the _____ day of _____, 2020.

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

ATTEST:

Bids (ID # 3991)

Meeting of March 3, 2020

Russell A. Jones
City Clerk - Treasurer

FACT SHEET

SUBJECT: Sealed Bid #20005 – We are asking the Council to approve a contract for the New Fire Training Facility

FACTS:

- Bid opening date – 2/17/20
- User department – Fire
- The bid was mailed to 8 vendors
- 5 bids were received
- Budgeted contract
- Bid tabulation sheet attached

RECOMMENDATION:

- **Recommend the contract be awarded to Carlisle Services, LLC on their low bid meeting specifications with alternates 1 and 2 in the total amount of \$496,040.35.**

[illegible]

RESOLUTION NO. (ID # 3993)

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
-----	-----	-----
Patricia Jones	City Council	180.30

-) 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 _____, 2020.

C. E. "Eddie" Smith, Jr.

President of the City Council
City of Opelika, Alabama

ATTEST:

Russell A. Jones

City Clerk - City Treasurer

NAME

Patricia Jones

DEPARTMENT

Legislative

PERIOD ENDING

2/14/2020

DAY	CITY AND STATE	LODGING	TRANSPORTATION				BUSINESS MEALS Itemize Below			ENTERTAIN- MENT Itemize Below	MISC. EXPENSES Itemize Below	DAILY TOTAL
			AIR RAIL, ETC	RENTAL CAR LIMO ETC.	LOCAL TAXI, TOLLS & PUB- LIC TRANSIT	AUTO EXPENSES Itemize Below	BREAKFAST	LUNCH	DINNER			
SUN												0.00
MON												0.00
TUE	Feb 11, 2020 Montgomery, AL					71.30						71.30
WED	Feb 12, 2020 Webinar										37.00	37.00
THU												0.00
FRI												0.00
SAT												0.00
WEEKLY CATEGORY TOTALS \$		0.00	0.00	0.00	0.00	71.30	0.00	0.00	0.00	0.00	37.00	108.30

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

NUMBER OF DAYS AWAY ON PERSONAL AFFAIRS

% OF TOTAL DAYS AWAY FOR PERSONAL AFFAIRS

NATURE OR PURPOSE OF TRAVEL

ALM Advocacy Day in Montgomery, AL

METHOD OF REIMBURSEMENT

☐ DEDUCT FROM
MY ADVANCE☐ MAIL: TO

ITEMIZED AUTOMOBILE EXPENSES

DATE	MILEAGE, GAS, PARKING REPAIRS, ETC.	AMOUNT
2/11	Opelika - Montgomery - Opelika	124 miles

ITEMIZED MISCELLANEOUS EXPENSES

DATE	ITEMS	AMOUNT
2/12	Webinar	37.00

Patricia A. Jones
SIGNATURE

APPROVED BY

RESOLUTION NO. (ID # 3989)

Designate City Personal Property as Surplus & Authorize Disposal

RESOLUTION NO. _____

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

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

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

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

No.	Qty.	Unit	Item Description	Fixed Asset
1.	1	Ea.	1987 Chevy Van	NA

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

APPROVED AND ADOPTED this the _____ day of _____, 2020.

C.E. “Eddie” Smith, Jr.

President of the City Council City of
Opelika, Alabama

ATTEST:

Russell A. Jones

City Clerk - Treasurer

RESOLUTION NO. (ID # 3990)

Purchase - (624) Toter 96 Gal EVR II Carts - Sourcewell Contract #041217-WQI - OES**RESOLUTION NO.** _____

WHEREAS, Opelika Environmental Services desires to purchase six hundred twenty-four (624) Toter 96 Gallon EVR II Universal/Nestable Carts utilizing Sourcewell Contract #041217-WQI; and

WHEREAS, Wastequip is the Contract Vendor for the six hundred twenty-four (624) Toter 96 Gallon EVR II Universal/Nestable Carts; and

WHEREAS, budgeted funds will come from Small Tools and Minor Equipment;

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

1. That the purchase be awarded to Wastequip utilizing the Sourcewell Contract.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Wastequip in the amount of \$31,884.31.
3. 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 _____, 2020.

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

ATTEST:

Russell A. Jones
City Clerk - Treasurer



Contract # 041217 WQI

841 Meacham Rd, Statesville, NC, 28677
 PHONE: 800-424-0422 FAX: 833-930-1124
 WQ-10145240

NEW!! WASTEQUIP MUNICIPAL FINANCE PROGRAM

Equipment loans/lines of credit at competitive rates*.

Up to 100% financing on new equipment purchases. Terms up to 10 years.

For details call: Will Kessler - Phone: 717-377-2312 - Email: wkessler@wastequip.com

*Financing subject to credit approval and other criteria, qualifications and restrictions established by Wastequip and third-party lenders. See the Wastequip Equipment Finance Application for further details.

Sell To:

Contact Name Bobby Young
 Bill To Name City of Opelika
 Bill To 700 Fox Trl
 Opelika, AL 36801
 USA
 Email byoung@opelika-al.gov
 Phone (334) 705-5482
 Mobile (334) 524-5108

Ship To Name City of Opelika
 Ship To 700 Fox Trl
 Opelika, AL 36801
 USA

Quote Information

Salesperson Pascual Ramos
 Salesperson Email pramos@wastequip.com
 Salesperson Phone (629) 702-0074

Created Date 2/25/2020
 Expiration Date 3/25/2020
 Quote Number WQ-10145240
 Please Reference Quote Number on all
 Purchase Orders

Model	Product Description	Selected Option	Description	Quantity	Sales Price	Total Price
79296	Model 79296 - Toter 96 Gallon EVR II Universal/Nestable Cart	---Body Color - (968) Greenstone ---Lid Color - (200) Black ---Body Hot Stamp on Both Sides (Existing) in White ---Wheels - 10in Sunburst ---Toter Serial Number Hot Stamped on Front of Cart Body in White ---2/3 Assembled with Lid (up), Stop Bar and Axle Factory Installed ---Warranty - 12 Yrs Cart Body, All other components 10 Yrs	Body: S5904	624.00	\$48.50	\$30,264.00

Payment Terms Net 30 Days if credit has been established
 Shipping Terms FOB Origin

Subtotal \$30,264.00
 Shipping \$1,620.31
 Tax \$0.00
 Grand Total **\$31,884.31**

Additional Information



Contract # 041217-WQI

841 Meacham Rd, Statesville, NC, 28677
 PHONE: 800-424-0422 FAX: 833-930-1124
 WQ-10145240

- Additional Terms** Our Quote is a good faith estimate, based on our understanding of your needs. Subject to our acceptance, your Order is an offer to purchase our Products and services in accordance with the Wastequip Terms & Conditions of Sale ("WQ T&C") located at: <https://www.wastequip.com/terms-conditions-of-sale>, as of the date set forth in Section 1(b) of the WQ T&C, which are made a part of this Quote. These WQ T&Cs may be updated from time to time and are available by hard copy upon request.
- Additional Information** Pricing is based on your anticipated Order prior to the expiration of this Quote, including product specifications, quantities and timing, accepted delivery within 45 days of Order acceptance by Toter. Any differences to your Order may result in different pricing, freight or other costs. Due to volatility in petrochemical, steel and related Product material markets, actual prices and freight, are subject to change. We reserve the right, by providing notice to you at any time before beginning Product manufacturing, to increase the price of the Product(s) to reflect any increase in the cost to us which is due to any factor beyond our control (such as, without limitation, any increase in the costs of labor, materials, or other costs of manufacture or supply). Unless otherwise stated, materials and container sizes indicated on sales literature, invoices, price lists, quotations and delivery tickets are nominal sizes and representations – actual volume, Products and materials are subject to manufacturing and commercial variation and Wastequip's practices, and may vary from nominal sizes and materials. All prices are in US dollars; this Quote may not include all applicable taxes, brokerage fees or duties. If customer is not tax exempt, final tax calculations are subject to change.
- Special Contract Information** Sourcewell-Pricing & Product offerings are based on the Sourcewell Co-Operative Contract with Wastequip, LLC (#041217, eff. 7/7/17), and such Contract terms & conditions are incorporated herein by reference. Pricing & Product (& related) changes may occur at any time with proper documentation, & subject to Sourcewell approval; therefore, offerings may change without written prior notice. Wastequip Product Limited Warranties, Disclaimers, Limitation of Liability & Remedies, & Limited Warranty Provisions apply to all purchases thereunder.

Signatures

Accepted By: _____
 Company Name: _____
 Date: _____
 Purchase Order: _____

Please Reference Quote Number on all Purchase Orders

Attachment: 3-3-20 - (624) TOTER 96 GAL EVR II CARTS - SOURCEWELL CONTRACT 041217-WQI - CNCL PKT (3990 : Purchase - (624) Toter 96



Wastequip

Waste & Recycling Equipment & Containers

#041217-WQI

Maturity Date: 07/07/2021

Products & Services

Products & Services

Sourcewell contract 041217-WQI gives access to the following types of goods and services:

- Galbreath® Cable Hoists
- Galbreath® Hook Hoists
- Galbreath® Trailers & Container Handlers
- Pioneer® & Mountain Tarp® tarping systems
- Wastequip® containers, dumpsters & roll-offs
- Wastequip® compactors & balers
- Toter® Pro & Toter® Residential carts

Additional information can be found on the vendor-provided, nongovernment website at:

www.wastequip.com

Become a Member

<https://www.sourcewell-mn.gov/cooperative-purchasing/041217-wqi>

Packet Pg. 33

Attachment: 3-3-20 - (624) TOTER 96 GAL EVR II CARTS - SOURCEWELL CONTRACT 041217-WQI - CNCL PKT (3990 : Purchase - (624) Toter 96

RESOLUTION NO. (ID # 3996)

Grant Application with FEMA for local share of a new Ladder Truck. - FD**Resolution No.** _____

WHEREAS, the US Department of Homeland Security through the Federal Emergency Management Agency has the authority to award grants for under the Assistance to Firefighters Grant Program; and

WHEREAS, the Opelika Fire Department recognizes the importance of replacing the existing ladder truck; and

WHEREAS, the City is eligible to apply for funding under the Assistance to Firefighter's Grant Program; and

WHEREAS, the estimated cost of the new ladder truck is approximately \$1,600,000 and the grant will require a minimum local share of at least \$600,000.

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

1. Authorization is given to submit a Grant Application to the Federal Emergency Management Agency under the Assistance to Firefighter's Grant Program in an amount not to exceed \$1,000,000.
2. Authorization is given to the Fire Chief or his designated individual to submit the on-line grant application.
3. Authorization is given to the Mayor to sign any and all documents to secure said grants.
4. The City will contribute the balance of the cost of the vehicle.
5. That the City's local match for the balance of the purchase price of the vehicle shall come from the Unassigned Fund Balance, and the Controller is hereby authorized to make any necessary and appropriate budget adjustments and accounting entries necessary to implement this Resolution.

APPROVED AND ADOPTED, this ____ day of _____, 2020.

C. E. "Eddie" Smith, Jr

President City Council

Opelika, Alabama

ATTEST:

Russell A. Jones

City Clerk -Treasurer

RESOLUTION NO. (ID # 3995)

Grant Application with FEMA to Replace Air Compressor Cascade System. - FD**Resolution No.** _____

WHEREAS, the US Department of Homeland Security through the Federal Emergency Management Agency has the authority to award grants for under the Assistance to Firefighter's Grant Program; and

WHEREAS, the Opelika Fire Department recognizes the importance of replacing the air compressor cascade system to supply self-contained breathing apparatus; and

WHEREAS, the City is eligible to apply for grants under the assistance to Firefighter's Grant Program; and

WHEREAS, each grant must be matched by a local share of not less than 10% of the total grant proceeds; and

WHEREAS, the Fire Chief has certified that adequate funds are available in the Fire Department's operating supplies account to cover the City's local match.

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

1. Authorization is given to submit a Grant Application to the Federal Emergency Management Agency under the Assistance to Firefighter's Grant Program in the amount of \$58,572.
2. Authorization is given to the Fire Chief or his designated individual to submit the on-line grant application.
3. Authorization is given to the Mayor to sign any and all documents to secure said grants.
4. The City will contribute \$6,508 or 10% of the total project cost estimated at \$65,080.

APPROVED AND ADOPTED, this ____ day of _____, 2020.

C. E. "Eddie" Smith

President City Council

Opelika, Alabama

ATTEST:

Russell A. Jones

City Clerk -Treasure

RESOLUTION NO. (ID # 3997)

Grant Application with ADECA for the Youth Incarceration Prevention Program.

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING SUBMITTAL OF GRANT APPLICATION
TO ALABAMA DEPARTMENT OF ECONOMIC AND COMMUNITY AFFAIRS
FOR YOUTH INCARCERATION PREVENTION PILOT PROGRAM FUNDING**

WHEREAS, the City of Opelika, Alabama (the “City”) is interested in establishing a Youth Incarceration Prevention (“YIP”) Program; and

WHEREAS, the main goals of the YIP Program are to:

- Implement a community program that helps youth offenders change their behavior and develop their coping skills, thereby reducing recidivism;
- Provide training and employment services, comprehensive screening services, behavioral health and other supportive services, to program participants;
- Develop training and employment opportunities to encourage youth offenders to enter professions and/or to provide relevant skills that will help youth offenders enter career pathways and earn wages in demand occupations

; and

WHEREAS, the Alabama Department of Economic and Community Affairs (“ADECA”) is soliciting proposals for YIP pilot program funding; and

WHEREAS, the City is eligible to apply for YIP pilot program funding through ADECA; and

WHEREAS, the ADECA YIP pilot program grant in the amount of \$28,000 does not

require a local match.

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 ADECA an application for YIP program pilot grant funds in the approximate amount of \$28,000.
2. After approval of said application, the Mayor is hereby authorized and directed to execute a grant agreement with ADECA and to carry out and to 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 and regulations as stated in the grant agreement.
4. That the officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances or other instruments or other communications under the seal of the City or otherwise, as they or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this Resolution and the grant agreement.
5. That this Resolution shall take effect upon its passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2020.

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

ATTEST:

CITY CLERK

Alabama Department of Economic and Community Affairs

Law Enforcement and Traffic Safety Division

Grant Application – Statement of the Problem

Youth incarceration rates are at alarming levels

In Opelika and Lee County, Alabama the youth incarceration rate is at an alarming level. There are today over 1,000 youth in the justice system in the region. If the Opelika Youth Incarceration Prevention Project pilot project (YIP pilot project) does not begin this spring to intervene in the lives of these youth and their families, we can expect 44% of those offenders 18 years and younger to be back in prison within one year. Over their lifetime this reentry percentage increases to 83%.

This youth offended situation presents a moral and economic problem for the region. From an economic point of view the cost to society and taxpayers of constructing and running prisons is enormous. For example, in Alabama the average per year to house an offender is over \$36,000. Add to this is the cost to society for the care of prisoners who, when released, typically have little or no job skills, many are in poor health and a high percentage need social services to survive.

Opelika and Lee County officials agree that it is critical to launch and expand programs that help former prisoners (youth and adults) and their families become self-sufficient and remain out of prison over the long term.

Demographic and family characteristics of the targeted youth population

Over their lifetime national statistics show that 83% of those released from prison will return to incarceration. There are no official recidivism rates for juvenile offenders who end up in the adult prison system, but superintendents in juvenile facilities in New Mexico, for example, estimate that 80% – 99% of juvenile offenders ultimately end up in the adult prison system.

Research studies show that the target youth offender population consists predominantly of offenders and their families who live at or below the Federal Poverty Level (FPL). This group has more than double the rate of violent crime as compared to those from high-income households. The target population also has a higher rate of violence involving firearms compared to those from above the FPL. Overall, the youth offender target group and their families have the highest rates of violent victimization.

There is no comprehensive area program that addresses the following behavior health problems of youth offenders:

- (1) antisocial attitudes, values, and beliefs
- (2) antisocial peer associations
- (3) substance abuse
- (4) Lack of problem-solving and self-control skills
- (5) Other factors that are correlated with criminal conduct.

The Opelika YIP pilot project program will help participants successfully address and rid themselves of the above behavioral health gaps.

Alabama Department of Economic and Community Affairs**Law Enforcement and Traffic Safety Division****Grant Application – Statement of the Problem**

It is important to note that the majority of youth in the justice system have not and will not graduate from high school. Over their lifetimes these dropouts typically earn less, suffer from poorer health as adults, and are more likely to end up again in jail than their diploma-earning peers. Youth dropouts are not able to land well-paying jobs. According to the U.S. Census Bureau dropouts earn just \$20, 241 annually, which is \$10,000 less than high school graduates. According to national statistics dropouts are 4 times more likely to commit crimes and land in prison than those graduating.

The costly and socially unacceptable conditions that exist today in Alabama and, in microcosm, Opelika and Lee County, are the following:

- 1 in 2 U.S. adults has had or will have a family member in jail/prison
- Children of prisoners are up to 72% more likely to become incarcerated
- The annual cost to incarcerate an offender in Alabama over \$36,000 a year.

Alabama Department of Economic and Community Affairs
Law Enforcement and Traffic Safety Division
Grant Application – Methods & Procedures Section

1. The Opelika Youth Incarceration Prevention Project (YIP Pilot Project) Team

Costly and socially unacceptable conditions exist today in the US, Alabama and, in microcosm, Opelika and Lee County:

- 1 in 2 U.S. adults has had or will have a family member in jail/prison
- Children of prisoners are up to 72% more likely to become incarcerated than those without a family member in jail.
- The annual cost to incarcerate a juvenile and adult in Alabama is over \$36,000 whereas the YIPP average annual cost per youth offender is less than \$2,000

The City of Opelika is partnering with Wings For L.I.F.E. (Life-skills Imparted to Families through Education) International, a 501(c)(3) nonprofit corporation, to carry out the Opelika Youth Incarceration Prevention Pilot Project which is a weekly empowerment program that provides life-skills, education, training, and support for children and family members of prisoners and youth offenders. The YIP pilot project will focus on ensuring that the children of incarcerated and area youth offenders do not engage in damaging social behaviors, stay in school and graduate, are job trained and employed and will be productive members of society throughout their lives.

The Wings For L.I.F.E. program has been extremely successful over the past 14 years in accomplishing the above mentioned goals. Statistically measured outcomes include, among others, the following:

- Achieved a 1 year 4% recidivism rate (return to prison). The national 1-year rate is 44%.
- 100% of youth (5-18) participants who attended the program 10+ times in a calendar year progressed to the next grade.
- 100% of girls who attended the program 10+ times in a calendar year had no pregnancies.

2. The Youth Offender Target Population

Target Population

The target population is all youth (age 18 and under) who are referred to the pilot project by the Lee County Family Court. The pilot project has a unique opportunity beginning an effort to intervene in the lives of every area juvenile offender – more than 1000! - and his/her family through this collaboration and partnership with the court and probation office.

Subpopulation Targeted

Subpopulation includes parents/caregivers and siblings of the juvenile offender all of whom will be able to learn best practices together. In class and during family/care giver meetings attendees are taught manners and life-skills, are prepared for jobs, learn how to manage money, be a parent

Alabama Department of Economic and Community Affairs
Law Enforcement and Traffic Safety Division
Grant Application – Methods & Procedures Section

and improve communication skills. Session speakers address addiction, importance of an education, and ways to strengthen each family member, with the goal of reducing crime, instilling values and morals in participants, keeping youth in school and for all ages avoiding at-risk behaviors.

Demographic and family characteristics of the targeted youth population

In the US 67% of those released from prison will return to incarceration within 3 years. There are no official recidivism rates for juvenile offenders who end up in the adult prison system, but superintendents in juvenile facilities in New Mexico estimate that 80% – 99% of juvenile offenders ultimately end up in the adult prison system. It is critical to launch and expand programs that help former prisoners (youth and adults) and their families become self-sufficient and remain out of prison over the long term.

Youth Offender Profile

- Youth offenders are from families living in poverty

Research studies show that the youth offender population consists predominantly of offenders and their families who live at or below the Federal Poverty Level (FPL). This group has more than double the rate of violent crime as compared to those from high-income households. The target population also has a higher rate of violence involving firearms compared to those from above the FPL. Overall, the youth offender target group and his or her family have the highest rates of violent victimization.

- Youth offenders have behavioral health problems

There is no comprehensive Opelika and Lee County program that addresses the behavior health problems most youth offenders have which include:

- (1) Antisocial attitudes, values, and beliefs,
- (2) Antisocial peer associations,
- (3) Substance abuse,
- (4) Lack of problem-solving and self-control skills,
- (5) Other factors that are correlated with criminal conduct.

The YIP pilot project will fill the area's behavioral health care gap that is preventing youth offenders from receiving services they need to address the above issues.

- Youth offenders do not finish school

It is important to note that the majority of youth in the justice system have not and will not graduate from high school. Over their lifetimes these dropouts typically earn less, suffer from poorer health as adults, and are more likely to end up again in jail than their diploma-earning

Alabama Department of Economic and Community Affairs

Law Enforcement and Traffic Safety Division

Grant Application – Methods & Procedures Section

peers. Youth dropouts are not able to land well-paying jobs. According to the U.S. Census Bureau dropouts earn just \$20, 241 annually, which is \$10,000 less than high school graduates. According to national statistics dropouts are 4 times more likely to commit crimes and land in prison than those graduating.

3. Project Strategy/Method

The implementation of the YIP Pilot Project launches a planned 5-year Opelika and Lee County initiative that will build capacity and address gaps in services that youth offenders require if their behavioral health and life skills are to improve so that they avoid returning to the justice system. At present the area does not offer a comprehensive program for youth offenders based on such national best practices models as the Search Institute's® 40 Developmental Assets® national best practices strategy. Over the past 14 years project partner, Wings For LIFE, has been remarkably successful in implementing this strategy. As an indication of the success of its program, the nonprofit has won among others, the following awards:

- *Best Program Award in United States in Crime Prevention* from the American Probation and Parole Assoc.
- New Mexico Children's Law Institute's *Child Welfare and Juvenile Justice Award*
- Martin Luther King Jr. *Keep the Dream Alive Award*, NM Innovative Program Star - Top 10 Behavioral Health programs in NM

The YIP pilot project's goal is to empower people impacted by the justice system to feel safer, more socially engaged, accepted and able to live with dignity through group mentoring, support and education. YIP pilot project team members will teach life-skills and ways to improve quality of life. The YIP pilot project will host speakers who are experts in fields who address community policing, financial health, employment, parenting, communication and issues unique to incarceration.

The YIP pilot project core strategy is a positive intervention, prevention and adult and youth development effort achieved by implementing the Search Institute's 40 Developmental Assets®. These evidence-based principles focus on prevention and resiliency to promote positive, healthy development by teaching ways to find meaning and purpose in one's life and reduce at-risk behaviors for all ages.

4. Action Plan/Procedure

The pilot project action plan calls for the YIP pilot project to bring together youth, parents/caregivers, probation/parole officers, volunteers from the community, and mentors, and in and out-of-school learning program which teaches healthy living and career readiness for youth and adults.

The Developmental Assets® Framework of Search Institute identifies 40 positive supports and strengths that young people need to succeed. Half of the assets focus on the relationships and

Alabama Department of Economic and Community Affairs

Law Enforcement and Traffic Safety Division

Grant Application – Methods & Procedures Section

opportunities youth - in this case youth offenders - need in their families, schools, and communities (external assets). The remaining assets focus on the social-emotional strengths, values, and commitments that are nurtured within young people (internal assets). For example, each week session leaders not only teach ways to strengthen each of these 40 assets, but models most of them weekly. During the pilot program participants will learn together and repeat positive behaviors like eating dinner together, sharing positive conversation, and surrounded by caring adults – these are just 3 of the 40 assets that will be modeled each week.

In addition to the juvenile offenders, all family members, including siblings, will be encouraged to attend weekly meeting. Once a family member has trouble with the law, siblings usually do too, so the goal is to teach the entire family together as a unit to cut crime, strengthen families, and progress to the next grade with the ultimate goal of high school graduation.

During the pilot project we estimate that 10 of 20 participants will attend 5 times which we hope will close their case. The YIP pilot project team will continue to monitor each juvenile for recidivism.

Other Program Elements:

- Parent/Adult/Mentor Involvement

The YIP pilot project requires parent/caregiver involvement. Adults from the community, including local stakeholders, and members from local congregations and schools who want to be mentors for the youth, will be in attendance. Juvenile probation officers will be invited to attend to get to know the entire family. In the following programs local university students will be involved in the YIP pilot project sessions as part of practicums and it is planned that they will participate in all parts of the program, including tutoring and working with the Pre-K and elementary age students in the after-dinner programming. They become excellent role models and mentors for participants.

- In & Out-of-School-Time/Extended Learning

Evening and times for these two-hour sessions to be determined (TBD). A free dinner is served each week where everyone gets to know one another, and community is built. Family members learn together the developmental lessons so a positive change is made at home.

- Detention Alternative

As a detention alternative, the project team teaches ways to cut at-risk behaviors and decrease the chance of incarceration. This positive approach to learning and teaching the caregivers and the juvenile offender is far more productive than locking the youth in detention.

- Project-Based Learning:

Alabama Department of Economic and Community Affairs
Law Enforcement and Traffic Safety Division
Grant Application – Methods & Procedures Section

Each meeting will teach the 40 Assets, communication skills, and address either jobs, finances, holidays/celebrations, goal setting, issues unique to the justice system, addiction, and strengthening families.

- Career Readiness

All attendees will be taught how to accomplish and complete tasks, do their best, and strive for excellence in school and work. The link between resilience at home, school, and work is made explicit during the lessons and successes will be celebrated in a community setting.

Note: Incentives for youth offenders to attend the WFL program by CYFD's Juvenile Probation:

1. Proposed: the youth's case is completely dismissed after attending 5 meetings vs. 4 months of probation and incurring possible further charges.
2. Graduation ceremony is held for all those attending 5 or more sessions at the end of each 10 week term.

The goal is for 40 Juvenile offenders to attend at least 5 WFL meetings, 100% to complete the entry survey and 5 meeting exit surveys indicating their awareness of Search Institute's 40 Developmental Assets© and demonstrate ways they have made positive changes in their lives showing at least a 90% growth in positive behaviors from entry to exit assessments. A Lee County juvenile probation officer will be encouraged to attend all YIP pilot project meetings to create a positive interaction with the Juvenile Probation office and build relationships with the offenders and their parents/caregivers.

Alabama Department of Economic and Community Affairs
Law Enforcement and Traffic Safety Division
Grant Application – Goals & Objectives Section

Project Overview

The Opelika Commission on Crime and Violence was created by Mayor Gary Fuller in 2018. Among the Commission's principal initiatives is one aimed at reducing the number and percentage of area youth that are in the justice system. The Opelika Youth Incarceration Prevention Pilot Project (YIP pilot project), being carried out in partnership with Wings For L.I.F.E (of Albuquerque, NM), has the overall goal of achieving a 1-year recidivism rate among youth offender participants of 10% or less. Achieving this outcome will be significant as the national 1-year recidivism rate is 44%.

YIP pilot project youth offender attendees will be the most at-risk youth in the city and county because they are already in the juvenile justice system. Reducing their negative behaviors and keeping them in school will be a major project focus, along with teaching parents/caregivers how to be better parents.

Opelika Youth Incarceration Prevention Project (YIP pilot project)

The YIP pilot project is planned to be carried out between April 1 - September 30, 2020 and will primarily use the Search Institute's 40 Developmental Assets best practices model strategy.

Year 1 Project Measurable Goals & Objectives

- Intervene in the lives of 40 youth offenders and their families and achieve a recidivism rate of 10% compared to the national average 1-year average of 44%
- 70% of the attendees will stay in school/moved on to the next grade or graduate.
- Project participants will have a truancy rate of 10% or less.
- Participants will have 4% suspension rate or less.
- Alabama has one of the highest rates for teen pregnancy in the country recorded at 2.5 or 25 births per 1,000. The project teenage pregnancy rate goal is 0%.

Other Objectives: A Community Support Worker will Work to Achieve the Following Short-Term Outcomes*

- Increased use of preventive medical and behavioral health services
- Increased use of stabilization services for individuals living with both mental health and substance use disorders
- Decrease in inappropriate initiation of 911 services/ first responders and use of emergency rooms
- Increased awareness of services to target population within community/individuals
- Increase access to employment opportunities
- Increased access to needed social services • Increased capacity of existing services\

Alabama Department of Economic and Community Affairs
Law Enforcement and Traffic Safety Division
Grant Application – Goals & Objectives Section

- Increased number of clients in services with coordinated linkages in care among services providers or reconnection of clients to services

*All the above will be tracked and measured

Program Measurement

Primary outcomes to be measured during the youth offender pilot project:

- Youth offender annual recidivism rate
- Percentage of participants staying in school/moving on to the next grade or graduating.
- Participant truancy rate.
- Participant school suspension rate.
- Level of teen pregnancy.

Program Data Collection

The frightening truth is that few states and areas measure whether the juvenile justice or other systems are helping to prevent a youth's subsequent involvement in the system. The YIPP project has as a priority of collecting data that measures the degree to which positive youth outcomes are being achieved. A quantitative evaluation system is in place that determines the degree to which the pilot program is helping to prevent youth's subsequent involvement in the system and whether it is helping youth transition to a crime-free and productive adulthood.

Project Coordinator, Dr. Richard Seely, will oversee the following data collection, analysis and report generation action plan:

- Program attendance – collected, tabulated weekly
- Participant program impact survey (nationally validated) - collected, tabulated initially, after attending 3 times, 5 times, 10 times, 20, 30 & 40 times in a calendar year
- Youth offender annual recidivism rate - collected, tabulated monthly
- Percentage of participants staying in school/moving on to the next grade or graduating - collected, tabulated beginning, middle, and end of school year
- Participant truancy rate - collected, tabulated weekly
- Participant school suspension rate - collected, tabulated weekly
- Level of teen pregnancy - collected, tabulated monthly

All data collected and reported on will be inputted into the YIP pilot project data base.

Alabama Department of Economic and Community Affairs
Law Enforcement and Traffic Safety Division
Grant Application – Evaluation Section

Short-Term Outcomes Measuring the Success of the YIP Pilot Project

A major priority is measuring the degree to which the pilot project is successful in achieving the following project outcomes:

- Achievement of a recidivism rate of 10% - this compared to the national average 1-year average of 44%
- 70% of attendees stay in school or moved on to the next grade or graduate.
- Project participants have a truancy rate of 10% or less.
- Participants will have a 4% or less suspension rate.
- There is a 0% for teen pregnancy rate – this compared to the 2.5% state wide Alabama rate.

Also tracked and measured are the following:

- Increased use of preventive medical and behavioral health services
- Increased use of stabilization services for individuals living with mental health and/or substance use disorders
- Decrease in inappropriate initiation of 911 services/first responders and use of emergency rooms
- Increased awareness of services to target population within community/individuals
- Increase access to employment opportunities
- Increased access to needed social services
- Increased number of clients in services with coordinated linkages in care among services providers or reconnection of clients to services

Opelika YIP pilot project data collection, measurement/analysis and report generation plan

The frightening truth is that few states or areas measure whether the juvenile justice or other systems are helping to prevent a youth's subsequent involvement in the system. For the pilot project priority is given to collecting data that measures the degree to which positive youth outcomes are being achieved. The project plan calls for a quantitative evaluation system which determines the degree to which its program is helping to prevent youth's subsequent involvement in the system and whether it is helping youth transition to a crime-free and productive adulthood.

As the Project Coordinator, Dr. Richard Seely will oversee the following data collection, analysis and report generation action plan:

- Program attendance – collected, tabulated weekly
- Participant program impact survey (nationally validated) - collected, tabulated initially, after attending 3 times, 5 times, 10 times, 20, 30 & 40 times in a calendar year
- Youth offender annual recidivism rate - collected, tabulated monthly

Alabama Department of Economic and Community Affairs
Law Enforcement and Traffic Safety Division
Grant Application – Evaluation Section

- Percentage of participants staying in school/moving on to the next grade or graduating - collected, tabulated beginning, middle, and end of school year
- Participant truancy rate - collected, tabulated weekly
- Participant school suspension rate - collected, tabulated weekly
- Level of teen pregnancy - collected, tabulated monthly

All data collected and reported on will be inputted into the Opelika YIP pilot project data base.

RESOLUTION NO. (ID # 3988)

Authorize the Expenditure of Public Funds for Census 2020 Community Events.

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE EXPENDITURE OF PUBLIC FUNDS TO
PROVIDE FOOD AND REFRESHMENTS AT CENSUS 2020 COMMUNITY EVENTS
HOSTED BY THE CITY OF OPELIKA, ALABAMA**

WHEREAS, the U.S. Census provides critical data used to provide funding for daily services, products and support; and

WHEREAS, the U.S. Census results also determine the number of seats each state will have in the U.S. House of Representatives; and

WHEREAS, the U.S. Census is administered every 10 years; and

WHEREAS, it is critical to count everyone within the City of Opelika; and

WHEREAS, the City of Opelika, (the “City”), seeks to educate all citizens about the importance of the Census 2020; and

WHEREAS, the City of Opelika will host several community events to educate said citizens by providing information, as well as food, specialty items, activities and entertainment; and

WHEREAS, the public is invited to attend and participate in every Census 2020 event hosted by the City; and

WHEREAS, the City Council has determined that there are public purposes for hosting community events for Census 2020, including, but not limited to, educating citizens about how

and when the census will take place; what to look for in the mail from the U.S. Census; and privacy of citizen information.

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

1. That the City Council hereby finds, determines and declares that the purchase of food, drinks and refreshments for the U.S. Census community events hosted by the City serves a public purpose.

2. That the Mayor and the Community Relations Department are hereby authorized to expend public funds to provide food and non-alcoholic refreshments at the U.S. Census community events hosted by the City.

3. That funds shall be appropriated in the City's budget to purchase said food and non-alcoholic refreshments and other incidental expenses.

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

ADOPTED AND APPROVED this the _____ day of _____, 2020.

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

ATTEST:

CITY CLERK

RESOLUTION NO. (ID # 3994)

Authorize a Local Bill for Annexation into Opelika's Corporate Limits.

RESOLUTION NO. _____

**RESOLUTION SEEKING PASSAGE OF A LOCAL BILL TO
EXTEND THE CORPORATE LIMITS OF THE MUNICIPALITY**

WHEREAS, it is the opinion of the City Council of the City of Opelika, Alabama (the “City Council”) that the public health and public good require that certain territory shall be brought within and annexed to the corporate limits of the City Opelika, Alabama (the “City”); and

WHEREAS, the City Council deems it wise, expedient and economical to apply for the annexation of said territory to the corporate limits of the City by the passage of a Local Law in the Legislature of Alabama; and

WHEREAS, the City Council has caused to be prepared a Bill for introduction in the Legislature of Alabama, accurately describing said territory, to accomplish the annexation of said territory to the corporate limits of the City of Opelika, Alabama.

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

1. That the Mayor of the City of Opelika, Alabama, be and is hereby directed to cause the following notice to be published in a newspaper of general circulation published in the City of Opelika, Lee County, Alabama, once each week for four consecutive weeks, to-wit:

LEGAL NOTICE

STATE OF ALABAMA

COUNTY OF LEE

NOTICE is hereby given that a bill substantially as follows will be introduced in the 2020 Regular Session of the Legislature of Alabama and application for its passage and enactment will be made; a map indicating specifically the territory to be annexed to or removed from the City of Opelika, Alabama, is on file for public inspection in the office of the probate judge:

A BILL

TO BE ENTITLED

AN ACT

To alter, rearrange, and extend the boundary lines and corporate limits of the City of Opelika in Lee County.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The boundary lines and corporate limits of the City of Opelika in Lee County are altered, rearranged, and extended to include within the corporate limits of the municipality, in addition to the lands now included, all of the following territory:

Beginning at the southwest corner of the north half of Section 25, Township 20 North, Range 26 East, in Lee County, Alabama; thence northerly, along the west line of said half section, being also the present City Limits of the City of Opelika, along Wigdon Road/Lee Road 171, 2640 feet, more or less, to the northwest corner of said Section 25 and the southwest corner of Section 24, Township 20 North, Range 26, East, in Lee County, Alabama; thence continue northerly, along the existing City Limits and Wigdon Road/ Lee Road 171, along the west line of said Section 24, 3960 feet, more or less; thence, departing the City Limits, continuing northerly, 1320 feet, more or less, to the northwest corner of said Section 24; thence easterly along the north line of said Section 24, 3530 feet, more or less, to the present City Limits of the City of Opelika; thence continuing along said section line and said City Limits, 1750 feet, more or less, to the northeast corner of said Section 24; thence southerly, along the east line of said Section 24, and the present City Limits of the City of Opelika, 2772 feet, more or less, to the center of a branch; thence, along said branch, being also the present City Limits of the City of Opelika, the following courses: S56°E, 133.98 feet; S79°E, 102.96 feet; N77°30'E, 181.50 feet; thence N79°15'E, 198 feet; thence N56°30'E, 91.74 feet; thence N25°E, 89.10 feet; thence N48°E, 66 feet; thence N77°E, 227.7 feet; thence S8°30'E, 39.6 feet; thence S83°30'E, 56.10 feet; thence N65°E, 50.82 feet; thence N68°E, 121.44 feet; thence East, 111.54 feet; thence, leaving said branch, and continuing along the present City Limits of Opelika, N62°40'E, 1334 feet, more or less; thence, departing the City Limits, continuing N62°40'E, 932 feet, more or less to a point on the present City Limits; thence continuing N62°40'E along said City Limits, 420 feet to the southwesterly right of way line of U. S. Highway 431/Lafayette Parkway, thence, along said right of way line, S34°50'E, 1573 feet, more or less, to a point on the southerly boundary of the north half of Section 19, Township 20 North, Range 27 East; thence, S88°26'09"W, along said half section line, 2125.60 feet, more or less, to the center of said Section 19; thence S2°24'43"E, along the north-south half section line of said Section 19, 994 feet, more or less, to the present City Limits of the City of Opelika; thence continuing S2°24'43"E along said half section line, being also the City Limits, 1637 feet, more or less, to the halfway mark on the south line of said Section 19 and the north line of Section 30, Township 20 North, Range 27 East; thence continuing along the present City Limits, S45°W, 3733.5 feet, more or less, to the southeast corner of the north half of Section 25, Township 20 North, Range 26 East; thence departing the present City Limits, westerly along the south line of said half section, 4085 feet, more or less, to the present City

Limits; thence continuing westerly along the south line of said half section, and the present City Limits, 1195 feet, more or less, to the Point of Beginning. Containing, in aggregate, 1250 acres, more or less, or 1.9531 square miles, more or less.

Section 2. In accordance with Section 11-42-6(b) of the Code of Alabama 1975, a map showing what territory is proposed to be annexed to the City of Opelika is on file in the office of the Judge of Probate in Lee County, Alabama, and the map is open to the inspection of the public.

Section 3. This act shall become effective on the first day of the third month following its passage and approval by the Governor, or its otherwise becoming law.

2. That the City Clerk be and is hereby directed to prepare the necessary copies of the above-mentioned Bill for introduction in the Legislature, and immediately after the fourth publication of the Notice prescribed in (1) above, the City Clerk shall pay the cost of such publication and procure from the Publisher an affidavit substantially as follows:

PROOF OF PUBLICATION

STATE OF ALABAMA

COUNTY OF LEE

Before me, the undersigned authority in and for said County in said State, this day personally appeared _____, who, being by me first duly sworn, deposes and says that during the times herein mentioned he/she was _____ of the _____, a newspaper of general circulation published in Lee County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on _____, _____, _____, and _____, all in the year 2020.

Sworn to and subscribed before me _____, _____.

Signature of Notary Public

3. That the City Clerk is further directed to deliver the prepared Bill, together with the publisher's affidavit to the Honorable Peblin Warren, Representative to the Legislature of Alabama from Lee County, and respectfully requests that he/she cause the same to be introduced in the Legislature of Alabama.

4. That the City Clerk is hereby authorized to furnish to the Judge of Probate of Lee County, Alabama, a map of the territory proposed to be annexed into the corporate limits of the City of Opelika and said map shall be open to public inspection.

5. All prior actions heretofore taken by the Mayor, City Clerk and by all representatives of the City, with respect to the annexation, are hereby ratified, adopted and confirmed.

ADOPTED AND APPROVED this the ____ day of _____, 2020.

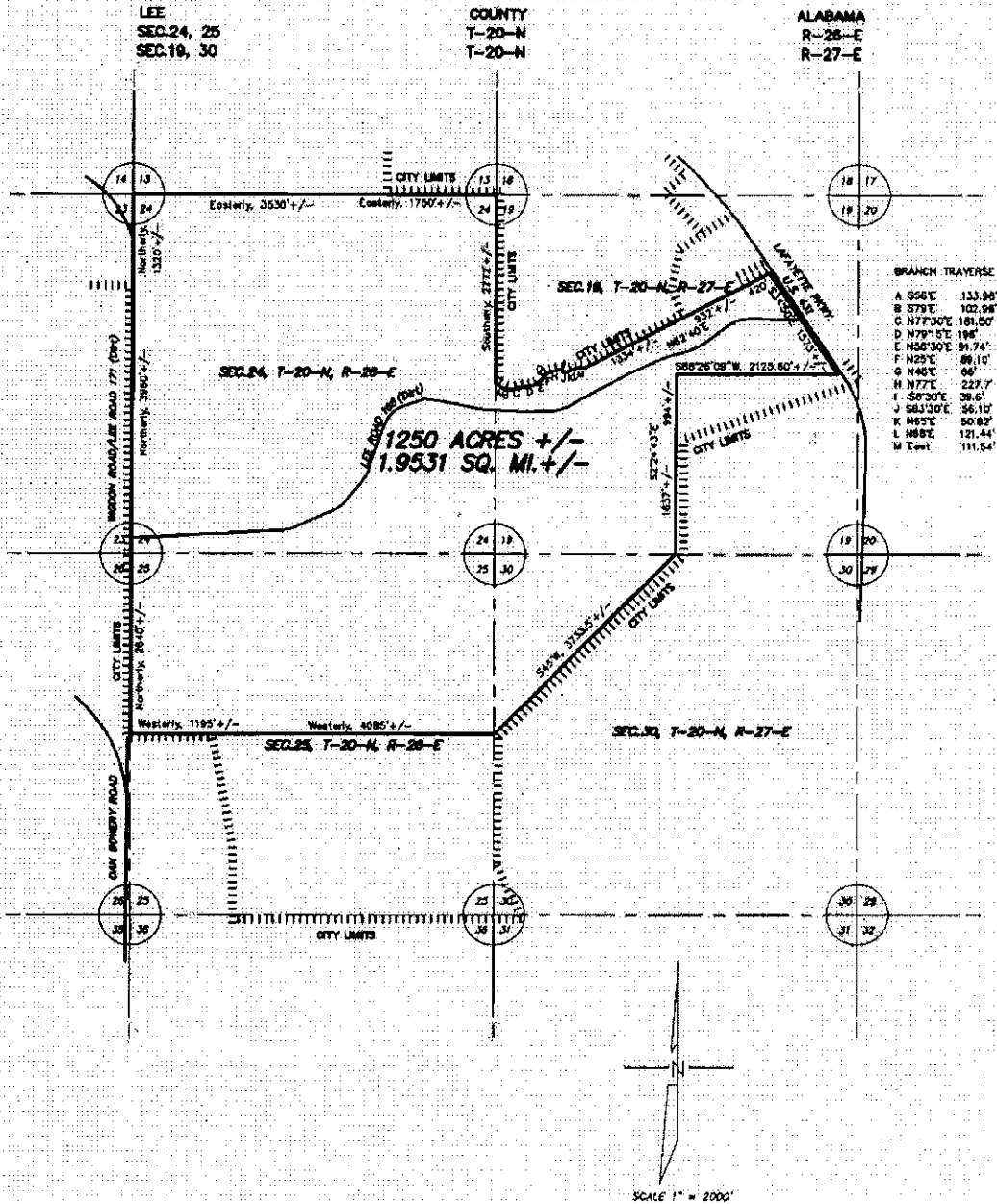
PRESIDENT OF THE CITY COUNCIL
OF THE CITY OF OPELIKA

ATTEST:

CITY CLERK

EXHIBIT "A"

INCORPORATION SKETCH FOR THE CITY OF OPELIKA



RESOLUTION NO. (ID # 3986)

Annual appropriation contract for Boys & Girls Clubs FY2020**RESOLUTION NO. _____**

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

) That the proposed CONTRACT FOR SERVICES to be entered into between the City of Opelika and the Boys & Girls Clubs of Greater Lee County - Potter Daniel Unit, a copy of

which is hereto attached as Exhibit "A", be and the same is hereby approved, adopted, authorized, ratified and confirmed,

) That Gary Fuller, Mayor of the City of Opelika is hereby authorized and empowered to execute the foregoing agreement in the name and on behalf of the City of Opelika and the City Clerk is hereby authorized to affix the corporate seal of the City of Opelika thereto and to attest the same, and the Mayor shall deliver one copy to the Boys & Girls Clubs of Greater Lee County, and retain one copy.

ADOPTED and APPROVED this the _____ day of _____, 2020.

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

Attest:

Russell A. Jones
City Clerk - Treasurer

CONTRACT FOR SERVICES BETWEEN THE CITY OF OPELIKA AND THE BOYS AND GIRLS CLUBS OF GREATER LEE COUNTY

THIS CONTRACT is made and entered into by and between **THE CITY OF OPELIKA, ALABAMA**, a municipal corporation (hereinafter referred to as the "City") and **THE BOYS AND GIRLS CLUBS OF GREATER LEE COUNTY**, a non-profit organization (hereinafter referred to as "Club").

For and in consideration of the mutual covenants hereinafter contained, the parties hereby covenant, agree and bind themselves as follows:

1. **Term.** The term of this Contract shall be for a period of one (1) year commencing October 1, 2019 and ending September 30, 2020. At the end of each year, this Contract may be renewed by mutual agreement between the parties.
2. **Scope of Services.** The Club agrees to provide the City with the following services:
 - (a) The Club shall operate the Potter-Daniel Unit of The Boys and Girls Club of Greater Lee County, Alabama, in the building located at 1610 Toomer Street, Opelika, Alabama. The Club's facilities shall be open during out of school time camp hours on Monday through Friday from 9:30 a.m. to 2:30 p.m. and after school hours Monday through Friday from 2:30 p.m. until 6:00 p.m.
 - (b) The Club shall provide recreational activities for youth from low and moderate-income circumstances including football, basketball, baseball, softball, shuffleboard, theater, art, painting, dance and photography.
 - (c) The Club shall provide educational programs for youth from low and moderate-income circumstances including homework assistance, mentorship, health tutoring, community service, environmental education, computer skills, internet safety, nutrition, job training, drug and alcohol prevention, youth entrepreneurship, gang intervention and violence prevention.
3. **Compensation for Services.** As compensation for the services rendered hereunder, the City agrees to pay to Club for the term of one (1) year the sum of \$40,000.00 payable monthly by the tenth of each month beginning October 1, 2019.
4. **Club Responsibility.** Notwithstanding any of the provisions of this Contract, it is agreed that the City has no financial interest of the Club and shall not be liable for any debts or obligations incurred by the Club, nor shall the City be deemed or construed to be a partner, joint venturer or otherwise interested in the assets of the Club, nor shall the Club at any time use the name or the credit of the City in purchasing or attempting to purchase any equipment, supplies or other things whatsoever. The Club shall be solely responsible for the complete operation of its programs and activities and for the conduct of all of its employees, volunteers, invitees, members, participants and other persons under the Club's supervision and control. The Club shall be responsible for providing, at its sole cost and expense, all equipment, furnishings and supplies needed in the operation of its programs and activities. The Club agrees to provide adequate staffing to carry out its obligations under this Contract.
5. **Independent Contractor Status.** The Club in the performance of its operations and obligations hereunder shall not be deemed to be an agent of the City but shall be deemed to be an independent contractor in every respect and shall take all steps at its own expense. The City does

not and will not assume any responsibility for the means by which or the manner in which services by the Club are provided herein, but on the contrary, the Club shall be wholly responsible therefor.

6. Assignment. The Club shall not assign or transfer this Contract or any rights or privileges granted herein without the prior written consent of the City.

7. Compliance with Laws. The Club agrees to comply with all local, state and federal laws while performing under the terms of this Contract.

8. Default. The Club agrees that upon violation of any of the covenants and agreements herein contained, on account of any act or omission or commission of the Club, the City may, at its option, terminate and cancel this Contract.

9. Prohibited Activities. The Club agrees that it shall not use any funds received from the City for political activity nor shall it endorse or promote the campaign of any person for political office in the City of Opelika. The Club shall not employ discriminatory practices in the provision of services, employment of personnel, or in any other respect on the basis of race, color, religion, sex, national origin, ancestry, or physical or mental handicap.

10. Intent of Agreement. This Contract supersedes any and all other agreements, either oral or in writing, between the parties hereto with respect to the subject matter hereof and no other agreement, statement or promise relating to the subject matter of this Contract which is not contained herein shall be valid or binding unless in writing signed by the parties.

11. Governing Law. The validity of this Contract and its terms and provisions as well as rights and duties of the parties hereunder shall be governed by the laws of the State of Alabama.

12. Entire Agreement. The Parties understand and agree that this Contract and its attachments or amendments (if any) constitute the entire understanding between the Parties and supersede all other verbal and written agreements and negotiations by the Parties relating to the services under this Contract.

IN WITNESS WHEREOF, the City and the Contractor have caused this Agreement to be executed and have caused this Agreement to be dated as of _____, 2020.

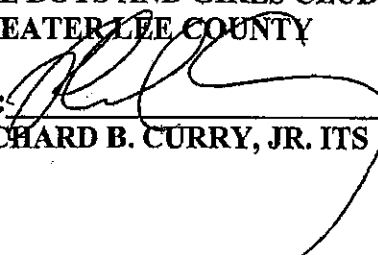
THE CITY OF OPELIKA, ALABAMA

By: _____
GARY FULLER, ITS MAYOR

ATTEST:

RUSSELL A. JONES
CITY CLERK

**THE BOYS AND GIRLS CLUBS OF
GREATER LEE COUNTY**

BY: 
RICHARD B. CURRY, JR. ITS CEO

RESOLUTION NO. (ID # 3983)

Special appropriation to the American Cancer Society - Relay for Life 4-17-2020.**RESOLUTION NO. _____**

WHEREAS, the entire Opelika City Council fully supports and appreciates the various services and research that is being provided by the American Cancer Society, and

WHEREAS, the local chapter of the American Cancer Society is in need of contributions to assist in funding their annual “Relay for Life” event and continued research to find the cure for cancer, and

WHEREAS, Council President pro-tem Patsy Jones Ward 1, Councilwoman Tiffany Gibson-Pitts Ward 2, Councilman Dozier Smith T Ward 3, Council President Eddie Smith Ward 4 and Councilman David Canon Ward 5 wish to provide a special appropriation to assist in supporting the annual “Relay for Life” event provided by the local chapter of the American Cancer Society.

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

1. That each Council member wish to make a special appropriation as detailed below to the local chapter of the American Cancer Society to assist with the cost of their annual “Relay for Life” event and continued research for the cure for cancer:

Patricia Jones	Ward 1	From reserve fund.	\$1,000.00
Tiffany Pitts	Ward 2	From current year.	\$1,000.00
Dozier Smith T	Ward 3	From reserve fund.	\$1,000.00
Eddie Smith	Ward 4	From reserve fund.	\$1,000.00
David Canon	Ward 5	From reserve fund.	\$1,000.00

2. That the Council hereby declares and determines that said expenditures of these public funds will serve a public purpose for the City of Opelika.
3. That the Mayor and the Controller is hereby authorized and directed to move a total of \$5,000.00 from the various accounts/funds as detailed in No. 1 above to the appropriate account(s).

4. The City Clerk-Treasurer is hereby authorized and directed to prepare the appropriate documents so a check for \$5,000.00 can be prepared and delivered to the local chapter of the American Cancer Society.

ADOPTED and APPROVED this the _____ day of _____, 2020.

President of the City Council
City of Opelika, Alabama

Attest:

Russell A. Jones
City Clerk - Treasurer

RESOLUTION NO. (ID # 4000)

Purchase One (1) 2019 Caterpillar 420F2 Backhoe - PW

RESOLUTION NO. _____

WHEREAS, the Public Works department desires to purchase one (1) 2019 Caterpillar 420F2 Backhoe utilizing Sourcewell Contract #032119-CAT; and

WHEREAS, Thompson Tractor Co, Inc. is the Contract Vendor for the 2019 Caterpillar 420F2 Backhoe; and

WHEREAS, funding for this purchase is coming from Unassigned Funds;

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

1. That the purchase be awarded to Thompson Tractor Co, Inc. utilizing the Sourcewell Contract.
2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to Thompson Tractor Co, Inc. in the total amount of \$106,688.00.
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 _____, 2020.

C.E. “Eddie” Smith, Jr.

President of the City Council

City of Opelika, Alabama

ATTEST:

Russell A. Jones

City Clerk - Treasurer

Thompson



508 Columbus Parkway – Opelika, AL 36801

Mike, here is a quote for the backhoe we discussed. Please let me know if you have any questions. TC

ONE NEW 2019 CATERPILLAR 420F2 EQUIPPED WITH:
 36" CAT HD BUCKET
 1.4 YD3 MULTI-PURPOSE LOADER BUCKET W/BOLT ON EDGE
 COUNTERWEIGHT, 255 LBS
 TIRES, 12.5 80/19.5L-24, GY
 RIDE CONTROL
 COLD WEATHER PACKAGE, 120V HRC
 PLATE GROUP - BOOM WEAR
 SEAT, DELUXE FABRIC
 PRODUCT LINK, SATELLITE PL631E
 HYDRAULICS, MP, 6FCN/8BNK, ST
 CAB, DELUXE
 AIR CONDITIONER
 STICK, STANDARD, 14FT
 WORKLIGHTS (8) HALOGEN LAMPS
 RADIO, FM BLUETOOTH
 POWERTRAIN, 4WD, POWERSHIFT
 STABILIZER PADS, FLIP-OVER
 OUTRIGGER GUARDS
 CATERPILLAR MECHANICAL THUMB
 1 YEAR FULL MACHINE WARRANTY
 5 YEARS/7500 HOURS EXTENDED POWERTRAIN WARRANTY

\$106,688.00, SALE PRICE

SOURCEWELL VENDOR NUMBER- #032119-CAT ***

THIS QUOTE IS SUBJECT TO CHANGE.

Thanks for the opportunity to earn your business. Let me know if you have any questions.

Todd Cowan
 Sales Representative



Caterpillar, Inc.

New & Used Construction & Paving Equipment, Parts, Service, & Rental

#032119-CAT

Maturity Date: 05/13/2023

Products & Services

Products & Services

Sourcwell contract 032119-CAT gives access to the following types of goods and services:

- Motor graders
- Backhoe loaders
- Wheel loaders
- Skid steer loaders, multi-terrain loaders, and compact track loaders
- Dozers and track loaders
- Track excavators, wheel excavators, and material handlers
- Landfill Equipment
- Articulated trucks, rigid frame trucks, and wheel tractor scrapers
- Telehandlers
- Pavers, compactors, cold planers, and reclaimers
- Work tools and attachments
- Used equipment, rentals, parts, and service

Become a Member

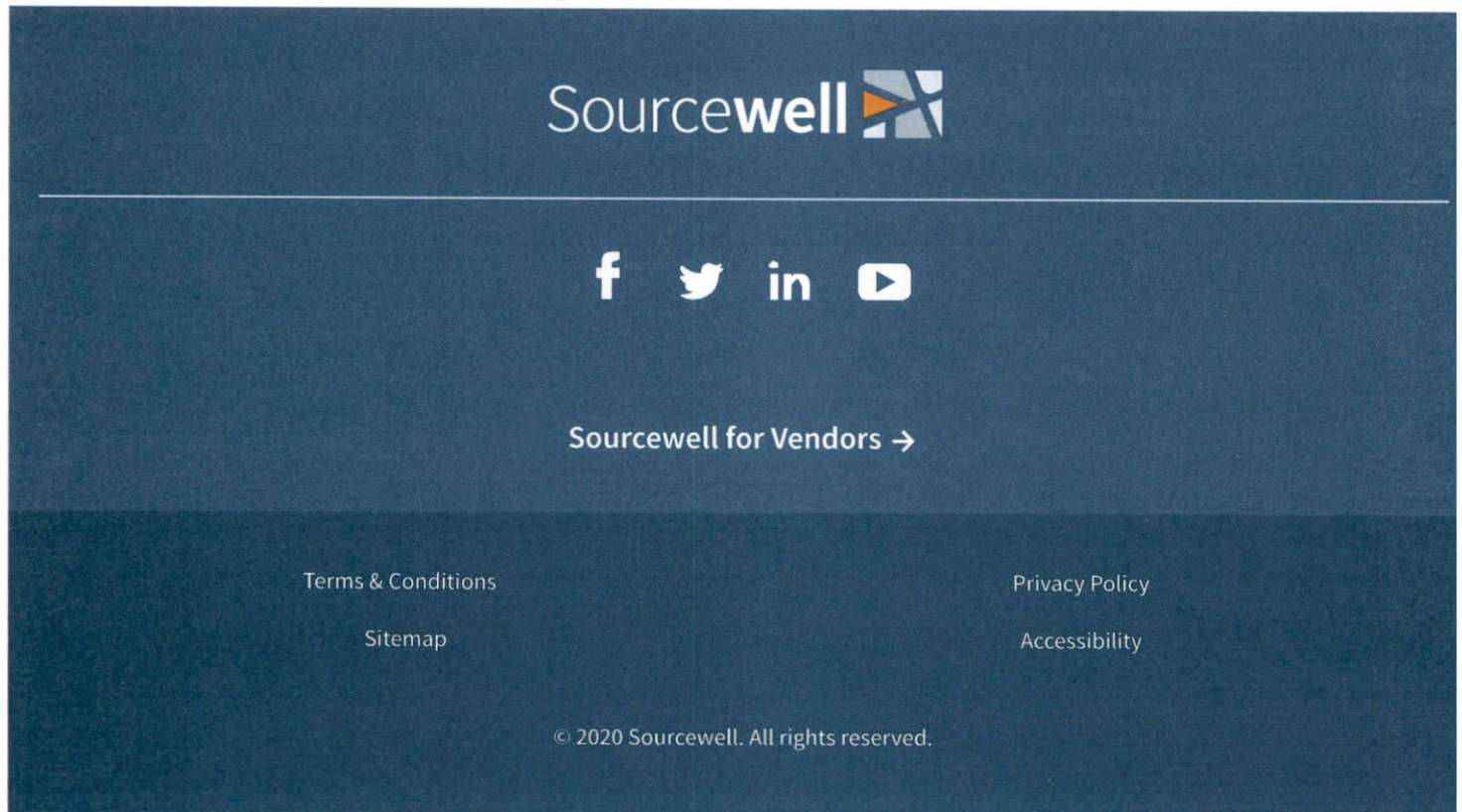
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ORDINANCE NO. (ID # 3958)

Authorize Sale of City Property, 1506 Harper Street - 2nd Reading - TABLED.

ORDINANCE NO. _____

**ORDINANCE AUTHORIZING THE CONVEYANCE
OF 1506 HARPER STREET TO HOMETOWNE PROPERTIES, LLC**

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

Section 1. It is hereby established and declared that the following described real property of the City of Opelika, Alabama, is no longer needed for public or municipal purposes, to-wit:

Lot No. 43 of the Toomer Street Project, First Addition Subdivision, as shown by plat of said subdivision which is recorded on Page 176 of Plat Book 7 in the Office of the Judge of Probate of Lee County, Alabama.

Being further described as Parcel No. 43-10-04-18-1-002-036.000 according to records maintained in the Lee County Revenue Commissioner's Office.

Section 2. That the City of Opelika, Alabama, having received an offer from Hometowne Properties, LLC, an Alabama limited liability company, to purchase the real estate described in Section 1 above, it is hereby declared that it is in the best interest of the public and the City to sell said premises to Hometowne Properties, LLC, for and in consideration of the sum of \$8,000.

Section 3. That the Mayor and the City Clerk be and they are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City of Opelika, Alabama, a warranty deed, a copy of which is on file in the office of the City Clerk, whereby the City of Opelika does convey the premises described in Section 1 above to Hometowne Properties, LLC, for and in consideration of the sum of \$8,000.

Section 4. That a Real Estate Sales Agreement to be entered into between the City and Hometowne Properties, LLC, 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 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. The Mayor is hereby authorized and directed to execute said Agreement in the name and on behalf of the City and the City Clerk is authorized to attest the same.

Section 5. That the Mayor, City Clerk and other appropriate officers and employees of the City are hereby authorized to take such further actions and execute and deliver such other agreements, contracts, documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

Section 6. That this ordinance shall become effective immediately upon its adoption and publication as required by law.

Section 7. The City Clerk of the City of Opelika is hereby authorized and directed to cause this ordinance to be published one (1) time in a newspaper published in and of general circulation in the City of Opelika, Alabama.

ADOPTED AND APPROVED this the ____ day of _____, 2020.

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

ATTEST:

CITY CLERK

TRANSMITTED TO MAYOR this the ____ day of _____, 2020.

CITY CLERK

ACTION BY MAYOR

APPROVED this the ____ day of _____, 2020.

MAYOR

ATTEST:

CITY CLERK

REAL ESTATE SALES AGREEMENT
BETWEEN
THE CITY OF OPELIKA, ALABAMA (“SELLER”)
AND
HOMETOWNE PROPERTIES, LLC (“PURCHASER”)

STATE OF ALABAMA)
 :
 COUNTY OF LEE)

REAL ESTATE SALES AGREEMENT

THIS AGREEMENT made and entered into this the ____ day of _____, 2020 by and between **THE CITY OF OPELIKA, ALABAMA**, a municipal corporation, having address at 204 South 7th Street, Opelika, Alabama (hereinafter referred to as “**SELLER**”) and **HOMETOWNE PROPERTIES, LLC**, an Alabama limited liability company, having address at 504 Hillflo Avenue, Opelika, Alabama (hereinafter referred to as “**PURCHASER**”).

WITNESSETH:

In consideration of the mutual covenants contained herein, **SELLER** and **PURCHASER** agree as follows:

1. **PURCHASE OF PROPERTY.** **SELLER** hereby agrees to sell and convey unto **PURCHASER**, and **PURCHASER** hereby agrees to purchase from **SELLER**, subject to the conditions hereinafter set forth, the following described real property located at 1506 Harper Street in the City of Opelika, Alabama (hereinafter called “**PROPERTY**”), described as follows:

Lot No. 43 of the Toomer Street Project, First Addition Subdivision, as shown by plat of said subdivision which is recorded on Page 176 of Plat Book 7 in the Office of the Judge of Probate of Lee County, Alabama.

Being further described as Parcel No. 43-10-04-18-1-002-036.000 according to records maintained in the Lee County Revenue Commissioner’s Office.

Deed Reference: Deed Book 915 at Page 259

2. **PURCHASE PRICE.** The purchase price for the **PROPERTY** shall be \$8,000.00, payable in full at the time of closing.

3. **CLOSING:** Subject to the terms and provisions of this Contract, the “Closing” will

be held at 204 South 7th Street, Opelika, Alabama, or at such other place as is mutually agreeable to the **SELLER** and the **PURCHASER** on a date to be designated by the **PURCHASER** within sixty (60) days after the date hereof. At Closing and upon the payment of the entire purchase price as recited in this Contract, the **SELLER** shall execute and deliver to **PURCHASER** a good and sufficient warranty deed conveying to the **PURCHASER** good and marketable title to the **PROPERTY**, subject to the following easements, restrictions, reservations, covenants, conditions, encumbrances and exceptions:

1. The restrictions contained in a Declaration of Restriction recorded in the Office of the Judge of Probate of Lee County, Alabama in Book 822 at Page 137.
2. The General Covenants set forth in that certain warranty deed dated August 28, 1973 from The Housing Authority of the City of Opelika to the City of Opelika of record in Deed Book 915 at Page 259 in the Office of the Judge of Probate of Lee County, Alabama.
3. The drainage, sanitary sewer and utilities easements as shown on the plat of Toomer Street Project, First Addition Subdivision, of record in Plat Book 7 at Page 176 in the Office of the Judge of Probate of Lee County, Alabama.
4. The building setback line as shown on the plat of Toomer Street Project, First Addition Subdivision, of record in Plat Book 7 at Page 176 in the office of the Judge of Probate of Lee County, Alabama.
5. Potential encroachment of neighbor's carport, driveway and shrubbery over common property line separating lots 43 and 44 of Toomer Street Project, First Addition Subdivision.
6. Any encroachments, overlaps, or obstructions which might be shown by an accurate, present survey or would be visible upon actual inspection of the property.
7. All rights-of-way for public roads and utilities physically in existence across or over said property or easements therefor which may be of record.
8. Subdivision regulations and zoning ordinances of the City of Opelika.

In the event title to the PROPERTY is found to be defective and is not good and merchantable, then upon notification thereof by Purchaser to Seller, Seller shall have a reasonable time to correct the defects; but if such defects are not corrected within a reasonable period of time, then all rights and obligations arising hereunder shall terminate.

At closing, Purchaser shall deliver to Seller a check in the amount of the purchase price. The cost of preparing, executing and acknowledging any deeds or other instruments required to convey good and merchantable title to Purchaser in the manner described in this Contract shall be paid by the Seller. All other costs and expenses of closing shall borne by the Purchaser.

4. **POSSESSION:** Seller shall deliver to Purchaser possession of the property at closing.

5. **SALE OF PROPERTY "AS-IS".** Purchaser has heretofore inspected the Property and is acquainted with the condition of the Property. Purchaser agrees to take the Property "AS-IS", in its present condition. Until closing, Seller agrees to maintain the Property in its present condition, reasonable wear and tear excepted. The provisions of this Section shall survive closing and shall survive the expiration or earlier termination of this Agreement.

6. **DISCLAIMER.** Purchaser acknowledges and agrees that Seller does not make, and specifically negates and disclaims any representations, warranties (other than the warranty of title as set out in the deed), promises, covenants or guarantees of any kind or character whatsoever, whether expressed or implied, oral or written, past, present or future, of, as to, concerning or with respect to the nature, quality or condition of the Property, including, without limitation, the soil, geography capacity for development, access or environmental conditions that may exist or have previously existed on the Property. Purchaser acknowledges and agrees that to

the maximum extent permitted by law, the sale of the Property as provided for herein is made on an “AS-IS” condition and basis with all faults. All provisions of this Section shall survive closing or the expiration or earlier termination of this Agreement without closing as applicable.

7. **SURVEY.** Seller has no obligation to provide Purchaser with a survey of the Property. Purchaser may elect to purchase same at its own expense, which shall in no event delay the Closing.

8. **TITLE OPINION; TITLE POLICY.** Seller has no obligation to provide Purchaser with a title opinion, title commitment or an owner’s policy of insurance covering the property. Purchaser may elect to purchase same at its own expense from an attorney or title company of its own choosing, which shall in no event delay the Closing.

9. **DEFAULT.** In the event of a default by Seller or Purchaser, the non-defaulting party may state its or his intention to comply with the contract and seek specific performance of this contract or bring suit for damages.

10. **LEGAL FEES:** Each party agrees to pay its own legal fees for closing this transaction.

11. **SURVIVAL OF TERMS:** The Seller’s and the Purchaser’s covenants and representations shall survive the closing and shall not be merged in the deed delivered by Seller.

12. **BINDING EFFECT:** This Contract shall be binding upon and shall inure to the benefit of the parties hereto, and their respective heirs, legal representatives, successors and assigns.

13. **ENTIRE AGREEMENT:** This Contract embodies the entire agreement between the parties hereto and there are no oral or parole agreements existing between the Seller

and the Purchaser relating to the subject matter which is not expressly set forth herein and covered hereby.

14. **TIME OF ESSENCE:** Time is of the essence of this Contract.

15. **GENDER.** Words of any gender used in this Contract shall be held and construed to include any other gender and words in the singular shall include the plural and vice versa, unless the context requires otherwise.

IN WITNESS WHEREOF, the parties hereto, intending to be legally bound, have hereunto set their hands and seals on the day and date first above written.

THE CITY OF OPELIKA, ALABAMA
A MUNICIPAL CORPORATION
SELLER

By: _____
GARY FULLER,
ITS MAYOR

ATTEST:

CITY CLERK

HOMETOWNE PROPERTIES, LLC,
AN ALABAMA LIMITED LIABILITY COMPANY
PURCHASER

By: _____
RICHARD S. LaGRAND, JR.,
ITS OWNER

ORDINANCE NO. (ID # 3912)

Amend Zoning Ord & Map: R-1 to PUD, 150 Acres, 2015 South Uniroyal Road - 2nd Reading.

ORDINANCE NO. _____

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

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

Section 1. FINDINGS. The Council has determined and hereby finds and declares that the following facts are true and correct:

(a) Kyle S. Drake, Jr., heretofore submitted to the City a development plan for a planned unit development (“PUD”) entitled Drakes Landing PUD on approximately 150 acres.

(b) The proposed development is located in a R-1 District (Rural District) and is located on the eastern side of South Uniroyal Road at 2015 South Uniroyal Road.

(c) The proposed Development Plan provides for 190 single-family residential lots and approximately 57 acres of undeveloped open space. The minimum lot size is 15,000 square feet. The Development is accessed from South Uniroyal Road. The access street is a boulevard type with a wider entrance and two lanes separated by a median.

(d) The Planning Commission heretofore conducted a public hearing of the proposed development and referred to the City Council its recommendation to approve the proposed development.

(e) It is advisable and in the interest of the City and the public interest that the proposed property described in Section 3 below should be developed as a unified residential development.

Section 2. APPROVAL OF THE DEVELOPMENT PLAN. The Development Plan as submitted for review is hereby approved and affirmed as required by Section 8.18(N) of the Zoning Ordinance of the City, subject to compliance with the following requirements, conditions and modifications:

- (a) The Developer shall install underground utilities.
- (b) The Developer shall install sidewalks on at least one side of all streets.
- (c) The Developer shall relocate the street stub-out shown at the north property line to align with the proposed street shown on the Master Plan. The street stub-out provides an alternative future access point.
- (d) The Developer shall provide a 25-foot natural undisturbed buffer or a six-foot high opaque fence along the near lot line lots hat abut the north, south and west perimeter property lines.

Section 3. DESIGNATION OF A PLANNED UNIT DEVELOPMENT. The official Zoning Map is hereby amended and the zoning classification for the following parcel of land shall be changed from a R-1 District (Rural District) to a Planned Unit Development (PUD) on the official zoning map of the City.

Parcel B of Kyle S. Drake, Jr., Subdivision according to and as shown by map or plat of said subdivision of record in Plat Book 13, at Page 84, in the Office of the Judge of Probate of Lee County, Alabama.

The above property is located at 2015 South Uniroyal Road.

Section 4. RETENTION OF COPIES OF DEVELOPMENT PLAN. Copies of the Development Plan shall be maintained in the office of the City Clerk, City Planner, City Engineer and Building Official and shall be open for public inspection.

Section 5. REPEALER. Any ordinance or part thereof in conflict with provisions of this Ordinance be and the same are hereby repealed.

Section 6. EFFECTIVE DATE. This Ordinance shall become effective upon its adoption, approval and publication as required by law.

Section 7. PUBLICATION. This Ordinance shall be published one (1) time in a newspaper of general circulation in the City of Opelika, Lee County, Alabama.

All interested persons are invited to attend the public hearing and be heard. Written comments concerning the above matter may be mailed to the City Clerk at P.O. Box 390, Opelika, AL 36803 at any time prior to the public hearing and may be further submitted to the City Council at the meeting and the public hearing.

Please contact Kevin Rice, the City's ADA Coordinator, at 334-705-2083 at least two (2) working days prior to the meeting if you require special accommodations due to any disability.

ADOPTED AND APPROVED this the ____ day of _____, 2020.

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

ATTEST:

CITY CLERK

TRANSMITTED TO MAYOR on this the ____ day of _____, 2020.

CITY CLERK

ACTION BY MAYOR

APPROVED this the ____ day of _____, 2020.

MAYOR

ATTEST:

CITY CLERK