OPELIKA CITY COUNCIL
" REGULAR MEETING MINUTES "
300 Martin Luther King Blvd.
July 7, 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
    1. Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon, Eddie Smith

3. Invocation

Cathy Newkirk provided the invocation.

    1. Cathy Newkirk from New Life Christian Center.

4. Pledge of Allegiance

Anna Aja and Molly Barnes of Girl Scout Troop 7238 led the Pledge of Allegiance.

    1. Anna Aja and Molly Barnes from Girl Scout Troop 7238.

5. Reading of Minutes
    1. Minutes from the 06-16-20 Council Meeting.

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

6. Unfinished Business

7. Remarks By the Mayor

Mayor Fuller first reminded everyone of the 15th annual Alabama sales tax holiday for school related items that starts on Friday, July 17 and ends on Sunday, July 19, 2020. Mayor Fuller then asked for everyone's help with raising awareness for wearing masks in public due to the COVID-19 numbers increasing again. Mayor Fuller stated he and the council do not want to mandate mask wearing in public but if the numbers of infected and hospitalizations keep climbing, they may have to do so.

    1. Presentation of Resolution honoring Anne M. Grady.

Mayor Fuller invited President Pro-Tem Jones, Barbara Patton and Dr. Grady up to honor former City Council President Anne M. Grady. Barbara Patton, the first female Mayor of Opelika, spoke first about her time with Mrs. Grady including being the City Council President during her first term as Mayor of Opelika. Mayor Patton listed all of their many accomplishments together and also described Mrs. Grady as a great leader of not only the city council but of many other organizations as well. President Pro-Tem Jones, the first female African-American and longest serving council person for the city of Opelika, spoke next about her time with Mrs. Grady starting in 1995. Ms. Jones recalled Mrs. Grady taking her to her first league convention and how influential Mrs. Grady was for her personally when she first began serving on the city council. Ms. Jones also mentioned, at her recommendation and under Mrs. Grady's leadership, they were able to pass the Carver/Jeter plan to better serve those areas and also how Mrs. Grady was a great friend and mentor to her for many years. Ms. Jones also explained how she started a team of all female elected officials for Relay for Life walks and how Mrs. Grady always participated and how much that meant to her. Mayor Fuller then explained how Mrs. Grady was on the AMEA board when he was on the council and she ended up taking him to a board meeting with her. Mayor Fuller stated had no idea what they were talking about but she did and she passed that on to him and now he is the chairman of the AMEA board. Mayor Fuller then thanked Dr. Grady for his wife and her service and read the resolution aloud. Dr. Grady spoke lastly and shared a story about his wife and thanked the Mayor and council for the resolution and portrait of his wife being presented to him.

8. Citizen Communications

Kenny Frazier of 2502 Stonybrook Rd spoke first. Mr. Frazier voiced his concerns about the spread of COVID-19 and how he believes it is time for the city to mandate the use of masks in public. Mr. Frazier explained he believes if left up to the public to wear masks the situation will not improve and in his opinion the city should go ahead and mandate the use of masks in public.

William Bowhall of 2016 Old Lafayette Hwy spoke next. Mr. Bowhall explained how he has had no luck getting any representation and how corrupt our government system is currently toward low income individuals. Mr. Bowhall went on to explain about ten years ago he was so frustrated with this that he filed nine different federal lawsuits against multiple agencies, companies and individuals and was still denied legal representation. Mr. Bowhall asked for the help of the council to find a way for him to get some type of political or legal representation so that he can get his ideas out there instead of being ignored like he always has been.

Ali Rauch of 1903 Arbor Ln spoke last. Mrs. Rauch formally introduced herself to the council as the new President of the Opelika Chamber of Commerce. Mrs. Rauch thanked the council for their continued support of the chamber and stated that she is looking forward to working with them going forward.

9. Report of Disbursements

10. Committee Reports

11. General Business

President Smith asked Mr. Jones to present the general business.

1. Request Alcohol License - RS Brown Enterprises LLC. DBA Whistle Stop AB Wine and Beer On and Off Premise.

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

2. Public Hearing - Rezoning, 25.7 Acres, Corner of Waverly Pkwy and Veterans Pkwy.

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.

3. Public Hearing - Weed Abatement Assessment - 9 Avenue B.

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

4. Public Hearing - Weed Abatement Assessment - Williamson Avenue.

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

5. Public Hearing - Weed Abatement Assessment - 3307 Arnold Avenue.

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

6. Public Hearing - Weed Abatement Assessment - 509 1st Ave.

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

12. Awarding of Bids

President Smith asked Ms. Finley to present the bids.

1. Bids 110-20 Contract with South Dade Air Conditioning and Refrigeration Inc. for 2020 City Wide ADA Improvements Project.

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

13. Resolutions

President Smith asked Mr. Gunter to present the resolutions.

1. Resolution 111-20 Resolution Honoring Mrs. Anne M. Grady.

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

2. Resolution 112-20 Purchase - School Safety Signals - Sole Source - PW.

Mr. Smith T asked what the signs would look like exactly. President Smith explained they would be the signs that flash and tell how fast you are going at that time in the school zone. President Smith then thanked Mike Hilyer and ESG for taking on the installation of these at all of the schools and how much money it would save the city by them doing it themselves.

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

3. Resolution 113-20 Purchase - Fortinet Security Device Maintenance - Natl IPA Contr #2018011-01-IT.

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

4. Resolution 114-20 Purchase - Cisco Camera System for Sportsplex - Natl IPA Contr #2018011-01-IT.

Mr. Canon asked if this was replacing a system we already have. President Smith explained it is an upgrade to the current system. President Smith asked Stephen Dawe, Chief Technology Officer, to confirm that and he did confirm it is an upgrade.

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

5. Resolution 115-20 Accept Proposal from Ai-Media for Real Time Closed Captioning and Post Transcription Services.

Mr. Smith T asked what post transcription was exactly. Mr. Gunter explained the company would type up what is said during the meeting. Mr. Smith T asked if we would have the transcript and the minutes as well. Mr. Gunter stated it would be available to help with recording the minutes. Ms. Pitts asked what is used now to record the minutes. Mr. Jones answered saying he uses the recording of the meeting on the YouTube channel to generate the minutes. Mr. Jones also explained to Mr. Smith T about the post transcription being previously recorded meetings being sent to the company for transcription services to be added at a later date instead of live transcription that would be used for council meetings.

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

6. Resolution 116-20 Accept Proposal from Tyler Technologies for Cyber Security Assessment and Plan - IT.

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

7. Resolution 117-20 Weed Abatement Assessment - 9 Avenue B.

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

8. Resolution 118-20 Weed Abatement Assessment - Williamson Avenue.

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

9. Resolution 119-20 Weed Abatement Assessment - 3307 Arnold Avenue.

President Smith asked if this was also the property we removed a building from. Mr. Gunter answered yes he believed that is correct. Mr. Canon made a request to look into some of these same properties that keep coming before council and get a total of how much has been spent on these repeat properties to make sure we aren't spending more than the property is worth.

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

10. Resolution 120-20 Weed Abatement Assessment - 509 1st Ave.

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

11. Resolution 121-20 Approve Contract with Seely & Long Assoc. Inc. for Grant Administration Services.

Ms. Pitts asked if the community support worker listed in the contract would be a licensed counselor. President Smith answered that they would be a licensed counselor and that we have been awarded this grant, and are also in the process of applying for another $300,000 grant that would expand this program. President Smith went on to explain that the administrators of the grant would be bringing in mental health workers and also working with Judge Fellows in this program as well. Mayor Fuller stated he met with Pastor Skip Long previously that day and is encouraged by them working with Dr. Seymore, Judge Fellows and probation officers on this project.

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

12. Resolution 122-20 Retain Riley & Jackson, P.C. for Litigation Against Manufacturers and Distributors of Opioids.

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

13. Resolution 123-20 Resolution Relating to Street Lighting - OPS.

Mr. Canon asked if the city is receiving any monies from the other power companies that operate in the city limits besides Opelika Power Services. Mayor Fuller answered by saying they have to pay attachment fees to the city. Ms. Jones asked Mr. Gunter when the director of Opelika Power Services negotiates with the other power companies, is it only the six areas Mr. Gunter described. Mr. Gunter answered that all of the documents the director would be authorized to sign and all the locations would be located in the city limits but they are outside the service areas of Opelika Power Services. Mr. Gunter explained that all the areas in question were annexed at some point into the corporate city limits after 1984 and they all need street lights even though they are supplied power from either Alabama Power or Tallapoosa River Electric Cooperative. President Smith gave an example of Northeast Industrial Park having all 3 power companies supplying power in that area. Mr. Gunter also mentioned this came up recently with the new subdivision of Hidden Lakes as well because it is supplied power by Alabama Power Company and Opelika Power Services has to have a contract with them to pay for the services of the street lights in that area too. Mayor Fuller also gave a couple of examples of different places that also have this issue and he agreed with Mr. Gunter about recommending passage of the resolution to let Derek Lee, director of Opelika Power Services, handle all these negotiations. Ms. Pitts also added that Towne Lakes, where she lives, also is serviced by Alabama Power.

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

14. Resolution 124-20 Approve Geneva Street Project Change Order - Eng.

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

15. Resolution 125-20 Vacate Sanitary Sewer Easement

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

14. Ordinances

President Smith asked Mr. Gunter to present the ordinances.

1. Ordinance 011-20-ORD Amend Towne Lake PUD Master Plan, Towne Lake Parkway - 2nd Reading.

Ms. Pitts asked Planning Director Matt Mosley a question about the size of the new development properties being smaller and how that would affect property values. Mr. Mosley explained that the property size would be smaller but the difference in size is actually very comparable to what is currently there now. Mr. Mosley also mentioned that the sizes of the homes to be built on the properties would also be similar in size so there most likely would not be a huge difference in property values.

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

2. Ordinance 012-20-ORD Amend Cannon Gate PUD Master Plan - 2nd Reading.

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

3. Ordinance 013-20-ORD Amend Zoning Ord & Map: Rezoning, 6.6 Acres, Dale Avenue - 2nd Reading.

Ms. Jones asked if the C-3 zoning automatically comes with the conditional use. Mr. Mosley explained the types of uses that are with a C-3 zoning. Ms. Jones said that she knows with C-3 there can be things that are not as pleasing for neighborhoods. Mr. Mosley answered by saying that most of the time these zonings come with additional bufferings due to conditional uses that would impact neighboring properties.

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

4. Ordinance 014-20-ORD Amend Zoning Ord & Map: Rezoning, 2.87 Acres, 1402 Fitzpatrick Avenue - 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

5. Ordinance 015-20-ORD Amend Zoning Ord & Map: Rezoning, 0.7 Acres, 1813 Old Columbus Road - 2nd Reading.

Mr. Canon asked if this was the one with the discrepancy between two lots in the subdivision. President Smith said this was a single family residence that wanted to be rezoned. Mr. Mosley confirmed the rezoning for the single family home was requested by the property owner in case he wanted to ever sell the property it would be zoned correctly for resale.

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

6. Ordinance 016-20-ORD Amend Zoning & Ord Map: Rezoning, 25.7 Acres, Corner of Waverly Pkwy and Veterans Pkwy - 2nd Reading.

Mr. Smith T introduced this ordinance for a first reading.

RESULT:	**FIRST READING INTRODUCED**

7. Ordinance 017-20-ORD Request for Annexation, 4002 Marvyn Parkway, 25,700 sf lot - 2nd Reading.

Ms. Jones introduced this ordinance for a first reading.

RESULT:	**FIRST READING INTRODUCED**

15. Appointments

16. Adjourn

The City Council meeting minutes of July 7, 2020 are hereby adopted and approved this the 21st day of July, 2020.

/s/ Eddie Smith

____

President of City Council

City of Opelika, Alabama

ATTEST:

/s/ Russell A. Jones

____

Russell A. Jones

City Clerk - Treasurer

1. Character Trait of the Month - Courage, the quality of mind or spirit that enables a person to face difficulty, pain or danger without fear.

President Smith read the character trait of the month and asked if there was any other business that needed to come before the council. Ms. Pitts asked City Engineer Scott Parker about ALDOT possibly adding a traffic signal near Southview Elementary School and the status. Mr. Parker stated there is no status at this time and that ALDOT requested the city do a traffic study there and that was right before the schools were shut down due to COVID-19. Mr. Parker also stated when the schools open back up, they will do the traffic study and make recommendations at that time. Ms. Pitts stated in her first year on the council, she thought she remembered a traffic study being done at that intersection. Mr. Parker confirmed there was a study done then and ALDOT requested more from them to approve a traffic signal there and the city has been following their requests but they have not been able to complete the process yet. Ms. Pitts also asked Mr. Parker about the sidewalk in front of the high school and the plan for them to be able to cross the street there at the intersection. Mr. Parker confirmed this is part of the plan there, and there is funding for it in the roadway improvements project this year and they need to coordinate with ALDOT to finish. Mr. Canon asked if it only pertained to the crossing of the highway or if it also included the sidewalk parallel to the highway. Mr. Parker stated there is an existing sidewalk parallel and it will only be for crossing the street. Ms. Pitts then asked if there was an update on the re-painting of the utility polls on S. 4th St. City Administrator Joey Motley stated they are still waiting on the contractor and the polls have to be completely dry and it's a scheduling issue, but if they can't do it they will find someone else who can.

2. Motion to Adjourn

The council meeting ended at 8:05 pm.

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

City Council
204 South 7Th Street
Opelika, AL

ADOPTED

Meeting: 07/07/20 07:00 PM
Department: City Clerk
Category: CM Minutes
Prepared By: Russell Jones
Initiator: Russell Jones
Sponsors:
DOC ID: 4111

CM MINUTES (ID # 4111)

Minutes from the 06-16-20 Council Meeting.

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

OPELIKA CITY COUNCIL
" REGULAR MEETING MINUTES "
300 Martin Luther King Blvd.
June 16, 2020
TIME: 7:00 PM

1. Call to Order

President Smith called the council meeting to order at 6:58 pm and asked Mr. Jones to call the roll.

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

3. Invocation

President Smith provided the invocation.

    1. Eddie Smith President City Council Ward 4.

4. Pledge of Allegiance

Jared Banks, Ben Bell and Carson Bass of Boy Scout Troop 858 led the Pledge of Allegiance.

    1. Jared Banks, Ben Bell and Carson Bass with Boy Scout Troop 858.

5. Reading of Minutes
    1. Minutes from the 06-02-20 Council Meeting.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Patricia Jones, President Pro-Tem
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 May 2020.
    Mayor Fuller asked if the council had any questions about the financial summary report to contact himself, Mr. Motley or Cindy Boyd and they would be happy to answer their questions.
    2. May 2020 Monthly Building Report.
    Mayor Fuller asked Mr. Motley to give the monthly building report for May 2020. Mr. Motley then gave the report.
    3. Proclamation for Gun Violence Awareness.
    Mayor Fuller read the proclamation.

8. Citizen Communications

Todd Rauch of 1903 Arbor Lane spoke first. Mr. Rauch, Vice President of the Community Foundation of East Alabama, stated he would like to give a report on the recent fundraising event, Opelika Giving Day, that the council supported. Mr. Rauch stated the community foundation brought in 12 different non-profit organizations to support and the event was a 24 hour fund raising campaign held online. Mr. Rauch then told the council about how much marketing was done this year due to all of the restrictions and such because of the pandemic and also how they wanted to be as successful this year as the previous year. Mr. Rauch stated they raised $39,420.09 from 348 donors which was about 100 more donors and

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting.)

almost $10,000 more than the previous year. Mr. Rauch then thanked the Mayor and council again for their continued support of these events.

William Bowhall of 2016 Old Lafayette Hwy spoke next. Mr. Bowhall stated he wanted to ask for the council's help, guidance and intervention as well as any suggestions they or the public might have for him. Mr. Bowhall stated he came to Opelika 22 years ago, when Governor Siegelman was here, asking for political asylum because he has not been getting any help from the Democrats or Republicans with legislation to help him establish commerce trade and the life, liberty and pursuit of happiness in relation to that. Mr. Bowhall went on to say this would help save people's lives, help promote new technology, education, advancement in aerospace with regards to national security and military advancements in transportation land, air, sea and space. Mr. Bowhall stated this has been blockaded for far to long and it is something he created when he was 4 years old, in 1964, and the more we know about it, the more we will see how critical this technology is. Mr. Bowhall went on to say he doesn't understand why his representatives in Michigan, Alabama and Washington won't take 5 minutes to look at it or inquire about it. Mr. Bowhall also stated this was the same issue with Kay Ivey before the last election as well as Tom Whatley and Joe Lovvorn, because he contacted all of them requesting a town hall to discuss why they are not dealing this issue, and also dealing with legislation that will help promote a political platform, from which he can address the issue, since he has not been getting any support from the Democrats and Republicans. Mr. Bowhall then stated this has forced him to run for president as an independent but yet he is constantly kept from the public and censored by the media. Mr. Bowhall went on to say he also cannot receive signatures to get on the ballot because he works and represents the labor class which prevents him from going door to door and forces him to have a grassroots campaign established with only five months left. Mr. Bowhall then said this is not going to happen without help from the council or the public. Mr. Bowhall went on to say, during the last election cycle, he contacted the FBI and made himself available so none of this is new. Mr. Bowhall then proceeded to physically create the technology he invented long ago with paper and demonstrate it's capabilities. Mr. Bowhall stated he has done fifty years of research into the technology and as far as the application for safety issues, it goes far beyond anything being manufactured for commercial or military air flight currently. Mr. Bowhall, after his demonstration, stated with it being based upon glider principle, it could be seriously damaged in war and still maintain flight, still land and still maintain it's weight of over fourteen times it's mass weight, which no current aircraft is capable of. Mr. Bowhall stated he wants to use this to set up a new system that would build land, air, sea and spacecraft, but it would be cheaper and be more useable for space re-entry and also more cost effective. Mr. Bowhall closed by saying that he needs the council's help getting his campaign recognized and that he does not want to see the technology end up in the hands of China or Russia.

Elizabeth Burton of 1416 Elm Street spoke next. Ms. Burton stated she had a question for Mayor Fuller. Ms. Burton then stated she attended a council meeting a while back after her residence at 2703 Pineknoll Street was flooded with Opelika city sewage. Ms. Burton went on to say she was told by the city attorney she would have a trial. Ms. Burton stated at her trial she had to plead her case as if she was an attorney because the city attorney stated they did not want

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting.)

to allow her attorney to defend her due to a prior obligation. Ms. Burton then stated her attorneys have been intimidated and she would like to know why. Ms. Burton went on to ask if black lives really do matter and that we are in the middle of a pandemic where everyone should be wearing a mask to protect themselves and others. Ms. Burton then stated that to her it seems like the city just does not care about her and her family and she stated how upset about it she was. Ms. Burton then asked Mayor Fuller what does he think she should do, or what can the city do regarding her case because they have done everything they can to try and stop or block them, and she again stated how angry she was. Ms. Burton explained that no one should have to come into their home and stand in ten to twelve inches of raw sewage from everybody's house in the community and how it affected her health. Ms. Burton also stated that attorney Stan Martin told her opposer in the trail that they had nothing to worry about in front of her and how angry it made her. Ms. Burton also stated she intends to go further than the Supreme Court with her case and again asked what does Mayor Fuller recommend or what is going to be done about it. Mayor Fuller asked city attorney Guy Gunter if the city had already litigated the case. Mr. Gunter stated that Judge Hughes, the circuit judge for Lee County, entered a summary judgment in favor of the city and ESG that was eventually appealed to the Alabama Supreme Court. Mr. Gunter continued by saying the Supreme Court then affirmed Judge Hughes's decision to dismiss the lawsuit and since then Ms. Burton's attorneys have asked for a rehearing on the case and the motion for rehearing is pending at the present time. Ms. Burton then argued that they actually entered a judgment of "no opinion" according to the paperwork. Ms. Burton stated she has had to go even further by writing letters to other people including the Governor of Alabama and she intends on waiting to hear back from her and/or go even further after that. Ms. Burton went on to say she will be heard and what has happened is not right and it's not fair because of this "good ole boy" system where attorneys are working together to try and stop African-Americans and some of the other minorities because of racism and it's an injustice. Ms. Burton then stated that if Dr. King was alive today, he would be disgusted with the way this system is because he was for justice and peace for all. Ms. Burton explained how horrible the conditions were in her house and how no one would have been able to put up with it and how much they lost including their health. Ms. Burton closed by saying the system needs to be changed and they need someone to speak up for the African-Americans and minorities of all races because what is being done is not right.

Lindburgh B. Jackson of 814 N. College Street, Auburn, AL spoke next. Mr. Jackson stated he would like to let the Mayor and council know his appreciation for what they have done regarding 1113 Lake St. Mr. Jackson thanked Ms. Jones for her recommendation to council for extra time to work on the property due to the ongoing pandemic that has delayed their efforts to work on fixing the property. Mr. Jackson again gave his thanks and stated they are still moving forward with their efforts to bring the property up to standard so that it may be sold. Mr. Jackson also stated the Mayor had signed the building permit for them that day and again Mr. Jackson thanked him for doing that.

Alexis Meniefield of 1728 Cherry Circle Apt A spoke next. Ms. Meniefield stated she would like to address Ms. Jones as her Ward 1 representative. Ms. Meniefield stated they have

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting)

to deal with so much gun violence at her residence, that her 5 year old son sleeps in a closet every night due to his bed in his bedroom being so close to a window. Ms. Meniefield also stated she has taken this issue to the police, the housing authority and Ms. Jones and nothing has been done. Ms. Meniefield went on to say the gun violence has to stop before someone's child is killed. Ms. Meniefield then stated she has called for extra police patrols for peace of mind and so she can try to get some sleep. Ms. Meniefield did admit the Opelika Police Department has stepped up tremendously by coming through the area more lately but wanted to know why the police do not interact with them more. Ms. Meniefield gave examples of when she was a child the police would do things and interact with them in the community so they would have a mutual respect and trust with them. Ms. Meniefield went on to say now they don't trust the police and when they ask the community for help, they do not get any help because there is no relationship anymore with them. Ms. Meniefield did say there are some officers that are kind to them, and more need to be, so that they have that relationship moving forward. Ms. Meniefield also stated she feels like something tragic with a child is going to happen one day and it will be an "uh oh" moment that could have been prevented. Ms. Meniefield stated the police always tell them if they see something to say something and she does, and still nothing happens. Ms. Meniefield went on to say that she has lived there for five years and she cannot remember a time where she let her son go outside to ride his bike, even in broad daylight, due to being afraid of gun violence. Ms. Meniefield then asked what could we do as a community and stated she was representing her ward by asking these questions. Ms. Jones asked for permission to speak and stated she did not have the exact answer to resolve the issue. Ms. Meniefield interrupted by stating that Ms. Jones could not ever give her answers for anything. Ms. Meniefield went on to say that after living at her residence for over five years, she has never seen Ms. Jones campaign in her neighborhood and the first time she ever saw Ms. Jones was at national night out. Ms. Jones stated that should would not respond anymore. Ms. Jones then thanked the police officers and stated she knows they are in that area frequently due to her leadership with community policing since she has been on the council.

Oscar Penn with the Concerned Citizens of Opelika spoke next. Mr. Penn voiced his concern with the reports of an Opelika police officer using a racial slur and the transparency of that investigation. Mr. Penn stated he personally has had dealings with the Opelika Police Department over the years, and in his experience they have been very professional and he has no problem with the work that they do to accommodate the citizens. Mr. Penn went on to say if police officers are using racial slurs, that it is another form of police brutality. Mr. Penn also stated the professionalism that has been shown to him in the past, would lead him to believe that the racial slur would be something they would also stand against because of how badly that would reflect on the men and women of the police department and the community. Mr. Penn stated he has always taken for granted that Opelika will just let things go and that has to stop now because of what is going on and being recognized in our country these days. Mr. Penn also stated not only do black lives matter to him, but they should matter to everyone. Mr. Penn again stated he has no problem with the police department and in fact all of the white policemen he has known have treated him very well. Mr. Penn went on to say the only problem he has ever had

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting.)

was with a black police officer who called him a racial slur, and the irony of that was he was someone they went to fight for when that officer was called a racial slur as well. Mr. Penn closed by saying all he wants is transparency with the investigation so they will have understanding of what is going on within the community's police department. President Smith stated to Mr. Penn that after the internal investigation is finished, it is his belief, it would be made available to the public as to what happened and what the results of the investigation were.

9. Report of Disbursements

10. Committee Reports

11. General Business

President Smith asked Mr. Jones to present the general business.

1. Request for HBO documentary filming on 6-16-2020.

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

2. Request for Downtown Juneteenth Peaceful March for Social Justice on 6-19-20.

Ms. Pitts asked a question about if she is involved in the event, should she abstain her vote. President Smith answered by saying no. Mr. Gunter said that only if she has a financial interest she would need to abstain.

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

3. Request from Opelika Rotary Club for Burger Wars on 8-22-2020.

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

4. Request Alcohol License by Jam Food Co. Inc. DBA Full Moon Bar B Que, Retail Wine and Beer On Premise.

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

5. Request Alcohol License by PK 9 Management LLC DBA Exxon 101, Retail Wine and Beer off Premise.

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

6. Public Hearing - Amend Towne Lake PUD Master Plan.

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 amendment. No one came forward to speak. President Smith closed the public hearing.

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting.)

7. Public Hearing - Amend Cannon Gate Master Plan.

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 amendment. No one came forward to speak. President Smith closed the public hearing.

8. Public Hearing - Amend Zoning Ord & Map: Rezoning, 6.6 Acres, Dale Avenue.

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.

9. Public Hearing - Amend Zoning Ord & Map: Rezoning, 2.87 Acres, 1402 Fitzpatrick Avenue.

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. Jake Roland, who lives at 601 Lankford St and owns a rental property at 501 Hunter St, stated that the area would not benefit from the rezoning because adding commercial space there would devalue the neighborhood and be an eyesore in that residential area. Planning Director Matt Mosley gave an explanation as to why the planning commission recommended the rezoning to council which included buffer zones and some other protections for the residential area. President Smith closed the public hearing.

10. Public Hearing - Amend Zoning Ord & Map: Rezoning, 0.7 Acres, 1813 Old Columbus 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.

11. Public Hearing - Weed Abatement Assessment - 12 E Johnson Ave.

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

12. Public Hearing - Weed Abatement Assessment - 610 M L King Blvd.

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 weed abatement. No one came forward to speak. Ms. Jones stated it seemed that the grass at the property had already been cut. Mr. Gunter stated all of the weed abatements have already been cut at the city's expense and this is to assess the cost back against the property. President Smith closed the public hearing.

13. Public Hearing - Weed Abatement Assessment - 1108 Chandler Ave.

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

14. Public Hearing - Weed Abatement Assessment - 514 Old Columbus 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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

15. Public Hearing - Weed Abatement Assessment - 1109 Magnolia Street.

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

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

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

12. Awarding of Bids

President Smith asked Ms. Finley to present the bids.

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting)

1. Bids 096-20 Contract for Uniform Cleaning (FD).

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

2. Bids 097-20 Contract for Ductile Iron Utility Poles (OPS).

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

3. Bids 098-20 Contract for Pole Rack Mounted Switched and Fixed Capacitor Banks (OPS).

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

13. Resolutions

President Smith asked Mr. Gunter to present the resolutions.

1. Resolution 099-20 Request Refund of Occupational License Fees to Rondo, Inc.

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

2. Resolution 100-20 Request Refund of Building Permit Fees to East Construction, LLC.

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

3. Resolution 101-20 Amend CDBG Program Year 2019 Action Plan.

Ms. Pitts stated she had a few questions about the micro enterprise assistance. Ms. Pitts asked about the application process for businesses to receive assistance. Community Development Administrator Lisa Thrift stated the applications are in place but would not be available until the funds are received and it is a first come first serve process after meeting qualifications. Ms. Pitts also asked about the requirements for businesses to apply for assistance. Ms. Thrift stated the business owner must be low to moderate income based upon their tax returns, their profits prior to COVID-19 versus their profits after COVID-19 and the number of employees prior to and after COVID-19. Ms. Pitts then asked about the maximum amount that could be given to these businesses. Ms. Thrift stated a maximum of $3000.00 can be given to each business that qualifies. Ms. Pitts also asked if Ms. Thrift could send the applications out to the council when they are ready, after the funding is received, so they can get the applications directly to their constituents. Ms. Thrift said she would do that when she had them ready. President Smith stated in addition that Ms. Thrift has been working with the city's controller Ms. Boyd on how to determine the applicants to make sure they are eligible for the assistance.

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting.)

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

4. Resolution 102-20 Reprogram CDBG Program Year 2019 Funds.

Ms. Pitts stated she had concerns about moving the money out of sidewalk funding into the micro enterprise funds due to her multiple requests for sidewalks and curbs to be improved in her district that have not be taken care of yet. Ms. Thrift explained the amount of money in the allotment given would not be enough to assist as many people and since the monies being moved were not being used, it made more sense to move them to the micro enterprise funds to help more people that have been affected by COVID-19. Ms. Pitts then asked why the sidewalk money is not being used currently if there are needs for it around town. Planning Director Matt Mosley stated the requests to repair sidewalks are rare and that he was unaware of Ms. Pitts requests. Mr. Mosley said they would be glad to have someone take a look at where she is requesting sidewalks to be repaired and if it meets the criteria, there would most certainly be funds available to take care of the areas requested. Ms. Pitts then asked if the amount of money being requested to be moved is moved, would there would still be other funding available to take care of sidewalks. Mr. Mosley assured Ms. Pitts there is other funding available in the current year's budget and also from a previous year's budget for sidewalks and infrastructure improvements. Ms. Jones stated she was thinking moving the money was also to help with individual rent assistance as well as for the small businesses. Ms. Thrift stated that was correct and after the funds are reprogrammed they would be able to assist 40 households with rent, mortgage and/or utilities and 45 small businesses as long as they meet the criteria and qualify for the assistance. Ms. Pitts asked what the maximum amount would be for mortgage assistance. Ms. Thrift stated it would be $1500.00 per individual household. Ms. Pitts asked if that was for houses and not utility assistance. Ms. Thrift stated it could be a combination of rent, mortgage and/or utilities up to $1500.00 per household.

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

5. Resolution 103-20 Weed Abatement Assessment - 12 E Johnson Ave.

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

6. Resolution 104-20 Weed Abatement Assessment - 610 M L King Blvd.

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

7. Resolution 105-20 Weed Abatement Assessment - 1108 Chandler Ave.

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

8. Resolution 106-20 Weed Abatement Assesment - 514 Old Columbus Road.

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting.)

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

9. Resolution 107-20 Weed Abatement Assessment - 1109 Magnolia St.

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

10. Resolution 108-20 Weed Abatement Assessment - 105 Vaughan Ave.

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

11. Resolution 109-20 Approve Rocky Brook Rd Culvert Change Order.

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

14. Ordinances

President Smith asked Mr. Gunter to present the ordinances.

1. Ordinance Amend Towne Lake PUD Master Plan, Towne Lake Parkway - 1st Reading.

Mr. Smith T introduced this ordinance for a first reading.

RESULT: FIRST READING INTRODUCED

2. Ordinance Amend Cannon Gate PUD Master Plan - 1st Reading.

Mr. Canon introduced this ordinance for a first reading.

RESULT: FIRST READING INTRODUCED

3. Ordinance Amend Zoning Ord & Map: Rezoning, 6.6 Acres, Dale Avenue - 1st Reading.

Mr. Smith T introduced this ordinance for a first reading.

RESULT: FIRST READING INTRODUCED

4. Ordinance Amend Zoning Ord & Map: Rezoning, 2.87 Acres, 1402 Fitzpatrick Avenue - 1st Reading.

Mr. Smith T introduced this ordinance for a first reading.

RESULT: FIRST READING INTRODUCED

5. Ordinance Amend Zoning Ord & Map: Rezoning, 0.7 Acres, 1813 Old Columbus Road - 1st Reading.

Mr. Canon introduced this ordinance for a first reading.

Mr. Gunter also reminded the Mayor and council that the first day to qualify for the municipal election is on Tuesday July 7, 2020, which is also the next council meeting date.

RESULT: FIRST READING INTRODUCED

15. Appointments

1. Appoint Michael Buckalew to the Downtown Redevelopment Authority, new term ends 8-7-2022.

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting.)

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

2. Appoint Harvey Floyd to the Downtown Redevelopment Authority, new term ends 8-7-2024.

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

3. Reappoint Rush Denson to the Historic Preservation Commission, new term ends 8-19-2023.

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

4. Reappoint Leigh Whatley to the Historic Preservation Commission, new term ends 8-19-2023.

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

16. Adjourn

The City Council meeting minutes of June 16, 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 - Cooperation, the act or instance of working or acting together.

President Smith read the character trait of the month and asked if there was any other business. Ms. Pitts asked if she could get an update on the status of the poles on S. 4th Street being re-painted. Mr. Motley stated that he would need to get with Derek Lee of Opelika Power Services to check on why it is taking the contracted company so long and he would follow up with her.

2. Motion to Adjourn.

The council meeting ended at 8:00 pm.

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

Attachment: CM minutes from 6-16-20 (4111 : Minutes from the 06-16-20 Council Meeting.)

City Council
204 South 7Th Street
Opelika, AL

ADOPTED

Meeting: 07/07/20 07:00 PM
Department: Purchasing and Revenue
Category: Business & Alcohol License
Prepared By: Martha Wright
Initiator: Lillie Finley
Sponsors:
DOC ID: 4128

GENERAL BUSINESS (ID # 4128)

Request Alcohol License - RS Brown Enterprises LLC. DBA Whistle Stop AB Wine and Beer On and Off Premise.

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

City Council
204 South 7Th Street
Opelika, AL

SCHEDULED

Meeting: 07/07/20 07:00 PM
Department: Planning
Category: Zoning
Prepared By: Marty Ogren
Initiator: Charles Mosley
Sponsors:
DOC ID: 4106

GENERAL BUSINESS (ID # 4106)

Public Hearing - Rezoning, 25.7 Acres, Corner of Waverly Pkwy and Veterans Pkwy.

CITY OF OPELIKA
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the City Council of the City of Opelika will hold a Public Hearing on Tuesday, July 7, 2020, at 7:00 p.m. in the City Council Chambers of the Municipal Building, 204 S. 7th Street, Opelika, Lee County, Alabama.

PURPOSE

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

ORDINANCE NO. ________

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

BE IT ORDAINED by the City Council (the “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) DiBenedetto Enterprises, LLC, an Alabama limited liability company, (the “Company”) is the owner of record of that certain real property consisting of approximately 25.76 acres located at the intersection of Waverly Parkway and Veterans Parkway.

(b) The Company heretofore submitted to the City a development plan for a planned unit development ("PUD") consisting of approximately 25.76 acres.

(c) The proposed development is a mixed-use development consisting of seventy-two (72) town home units and twenty (20) single-family lots with significant recreational areas, water features and open space. The proposed density is 3.57 dwelling units per acre.

(D) The Planning Commission heretofore conducted a public hearing on 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 property described in Section 3 below should be developed as a mixed use planned unit development.

Section 2. APPROVAL OF THE DEVELOPMENT PLAN. The Development Plan as submitted for review is hereby approved and affirmed as required by Section 8.18N of the Zoning Ordinance of the City.

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 (Low Density Residential District), R-3 District (Medium Density Residential District) and C-2 District (Office/Retail District) to a Planned Unit Development (PUD) on the official zoning map of the City.

Commence at the SW corner of the Northwest Quarter OF Section 11, Township 19 North, Range 26 East, Opelika, Lee County, Alabama, locally accepted being marked by a 1/2" rebar with cap stamped #28447; thence N 31 ^{0} 50'18" E a distance of 280.17 feet to a 1" open top pipe on the North right-of-way line of Waverly Parkway (80' R/W) and also being the POINT OF BEGINNING.

From said POINT OF BEGINNING; thence along said right-of-way N 64 ^{0}00’44" W a distance of 253.34 feet to a 1/2" open top pipe; thence N 64 ^{0} 00’11” W a distance of 520.96 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS; thence N 50^0 34’02" W a distance of 178.22 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS; thence in a curve to the right having a radius of 542.96 feet an arc length of 362.10 and a chord bearing and distance of N 23^0 38’45" W, 355.43 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS on the East right-of-way line of Veterans Pkwy (150' R/W); thence along said right-of-way in a curve to the left having a radius of 1220.92 feet an arc length of 182.29 feet and a chord bearing and distance of N 04 ^{0} 42’34" E, 182.12 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS; thence leaving said right-of-way N 88°53’38" E a distance of 135.16 feet to a 3/4" crimp top; thence N 00 ^{0} 21’22” E a distance of 93.10 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS; thence N 88°26’42” W a distance of 24.74 feet to a 1/2" open top pipe; thence N 00 ^{0} 24'13" E a distance of 133.99 feet to a

1/2" rebar; thence S 89 ^{0} 58’58" E a distance of 29.91 feet to a 1/2" open top pipe at the southwest corner of Lot 13 OF QUAIL HOLLOW SUBDIVISION as recorded in Plat Book 16, Page 127, Lee County, Alabama; thence along the south line of QUAIL HOLLOW SUBDIVISION S 89 ^{0} 13’14" E a distance of 99.61 feet to a 1/2" open top pipe; thence N 89 ^{0} 58'40" E a distance of 99.99 feet to a 1/2" open top pipe; thence N 89 ^{0}41’40” E a distance of 100.18 feet to a 1/2" open top pipe; thence N 88 ^{0} 50’15" E a distance of 94.45 feet to a 1/2" open top pipe; thence S 89 ^{0} 12’23" E a distance of 105.64 feet to a 1/2" open top pipe; thence N 89 ^{0} 56 ‘05" E a distance of 100.03 feet to a 1/2" open top pipe; thence N 89 ^{0}43’49" E a distance of 59.91 feet to a 1/2" open top pipe; thence N 89 ^{0}47'23" E a distance of 688.47 feet to a 1/2" open top pipe; thence S 41° 52'01”W a distance of 111.59 feet to a 1/2" crimp top, thence S 31 ^{0}46'29" W a distance of 141.63 feet to a 1/2" crimp top; thence S 29 ^{0} 08’34" a distance of 162.26 feet to a 1x1 metal bar; thence S 30 ^{0} 04’18" W a distance of 286.01 feet to a 1/2" rebar with cap stamped #33949; thence S 32 ^{0} 34 ‘41" W a distance of 87.80 feet to a 3/4" open top pipe; thence S 25 ^{0}40’42" W a distance of 250.99 feet to a 1/2" rebar with cap stamped #33949; thence S 14 ^{0} 14’50" W a distance of 72.80 feet to a 1/2" rebar with cap stamped 33949; thence S 63 ^{0}45’40" E a distance of 148.62 feet to a 1/2" open top pipe; thence S 35 ^{0} 35'52" W a distance of 200.62 feet to the point of beginning. said parcel lying in and being a part of the Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter all in Section 10, Township 19 North, Range 26 East and the Northwest Quarter of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter all in Section 11, Township 19 North, Range 26 East, Lee County, Alabama, and containing 25.76 acres, more or less.

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.

WITNESS my hand this the ___day of ____________, 2020.

____
CITY CLERK OF THE CITY OF OPELIKA, ALABAMA

TO: PUBLISHER

Opelika, Alabama 36801

Please publish the foregoing Notice one (1) time in the June __, 2020 issue of your paper.

____
CITY CLERK

The applicant is requesting rezoning 25.7 acres from a R-1 (low density residential), R-3 (medium density residential) and C-2 (light commercial) zone to a PUD (planned unit development) zoning district for a mixed use development including 72 town homes and 20 single family homes with a retail shop along Waverly Parkway. Single-family home lots are 7,500 sf lot with 60' lot width. Applicant requesting to transition or substitute from townhomes to single family homes based on market conditions. The commercial is a cabinet showroom and workshop. Open space is 6.4 acres that includes two ponds and walking trails that tie into sidewalks on the public streets. Property includes a 25-foot buffer around all sides. The Planning Commission report, maps, and PUD narrative are attached. At the May 26th meeting, the Planning Commission voted to send a positive recommendation to CC to rezone the property with recommendations.

COMMENTS - Current Meeting:

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.

City of Opelika
Planning Commission
Planning Department Report

Meeting Date:	May 26, 2020
Agenda Item #:	E7a and E7b
Action Requested:	Amendment to the Future Land Use Map and Rezoning: 25.7 acres at the intersection of Veterans Parkway and Waverly Parkway: (a) Amendment to Future Land Use map - from Low Density Residential to planned unit development. (b) Rezoning - from R-1, R-3, and C-2 to PUD
Property Owner(s):	DiBenedetto Enterprises, LLC. David Slocum, Pinnacle Design, authorized representative
Current Zoning:	R-1, R-3, & C-2
Proposed Zoning:	PUD (Planned Unit Development)
Existing Land Use:	Undeveloped

Surrounding Zoning Districts And Land Uses:

North	R-3	Single-family and Vacant
South	R-3, R-4	Single-family
East	C-2, R-3	Single-family/ Church/Daycare
West	R-3, C-2	Single-family and Vacant

Amendment to the Future Land Use Map:

The rezoning request from R-1, R-3, and C-2 to PUD for the proposed town house community requires an amendment to the 2030 FLUM concerning land use category. The 2030 Future Land Use Map shows the 25.7-acre property as a "low density residential land use category. If the rezoning request is approved, the 2030 FLUM should be amended so the 25.7 acres are in a "planned unit development" land use.

Most of the adjacent properties surrounding the subject property are in a "low density residential" or "light commercial" categories. Across the railroad tracks, the properties on both sides of the road also carry the PUD/mixed use land-use classification. The properties on the other three corners of the Waverly Parkway and Veterans Parkway intersections are classified as "light commercial." The properties moving east on Waverly Parkway and north on Veterans Parkway are designated "low-density residential."

Attachment: Waverly rezoning pud staff report and narrative (4106 : Public Hearing - Rezoning, 25.7 Acres, Corner of Waverly Pkwy and

The existing land uses of the surrounding properties is a little more varied. The properties immediately to the north and south of this property have single-family homes. Most of these existing lots would classify as "low density residential." The properties across veterans are more commercial in nature or institutional. There is a low-density neighborhood behind the frontage properties on Veterans Parkway. To the east, the properties include a cabinet shop, the former Southern Union building (now a church and daycare) and a mixed density subdivision.

Due to the surrounding mix of uses and classifications, the 'Planned Unit Development' category is appropriate. This is also supported by the location at a major intersection of two parkways.

Staff Recommendation:

Staff recommends the Future Land Use map amended from a "low density residential land use category to a 'planned unit development' land use category to support the goals and purposes of the Comprehensive Plan.

Rezoning:

The applicant is requesting rezoning 25.7 acres from a R-1 (low density residential), R-3 (medium density residential) and C-2 (light commercial) zoning district to a PUD (planned unit development) zoning district for a mixed use development including primarily town homes with a retail shop along Waverly Parkway. The development is accessed from Waverly Parkway only due to topography issues along Veterans Parkway. The access street is a boulevard type with a wider entrance and two lanes separated with a median. The separate lanes will assist if an emergency occurs and one lane is closed.

The applicant is proposing 72 townhome units along two public streets and 20 single family homes along the entry drive. The units are shown as 18 4-unit buildings accessed from the street. The townhomes would meet the standards of the City of Opelika zoning ordinance. The applicant has also stated that they would like the ability to transition from a townhome product to a single-family product based on market conditions. The standards for the single-family home would a minimum 7,500 square foot lot with a 60 foot lot width. The overall density for the development is 3.57 units per acre which is just above the 3.5 units per acre allowed in the R-3 zone, the dominant zone in the area.

The overall site has large sections of open space. The narrative states that this is 25% of the overall site, which would be at least 6.44 acres. This includes two ponds. There are various walking trails shown throughout the plan that tie into sidewalks on the public streets. The applicant proposes and staff recommends sidewalks installed on at least one side of all streets and underground utilities provided. The narrative also states that property will include a 25 foot buffer around all sides. This exceeds the City of Opelika required bufferyards. There is a buffer section along the north property line that does not show any existing landscaping or proposed landscaping. This area is one of the few sections where townhomes directly abut existing single-family homes. This section of buffer will need to meet the requirements of the City of Opelika residential landscape buffer.

The development shows a common trash receptacle on each of the town streets, that should be screened from public view and outside of the right-of-way. Each unit has room for at least two vehicles and there is additional parking near the amenity area. The amenities are currently shown as existing ponds and natural trails with a future internal park area shown in the northern section.

The site also has a single commercial cabinet workshop located on the southeast corner. This building is adjacent to another cabinet workshop owned by the potential developer. This site has a separate driveway and is buffered from the proposed single-family homes.

Staff Recommendation:

Staff recommends Planning Commission send a positive recommendation to the City Council to rezone the property from R-1, R-3, and C-2 to PUD subject to the following:

1. Install underground utilities and sidewalks on at least one side of all streets.
2. Provide 25 foot buffers meeting or exceeding the City of Opelika residential bufferyard standards.
3. Any location where the townhomes abut existing single-family residential lots, the residential buffer requirements in the zoning ordinance shall be met.
4. Trash receptacle shall be screened and located off the right-of-way.
5. Any fencing used along the street shall be standardized across all lots. Chainlink or wire mesh is prohibited.
6. The site will need to comply with all City of Opelika landscape standards.
7. All signs must be located outside of the City of Opelika right-of-way or be granted a license agreement from the Opelika City Council.

Engineering Department Report

The Engineering Department has no comments or concerns with this rezoning application and recommends approval and a positive recommendation to City Council

Opelika Utilities Board Report

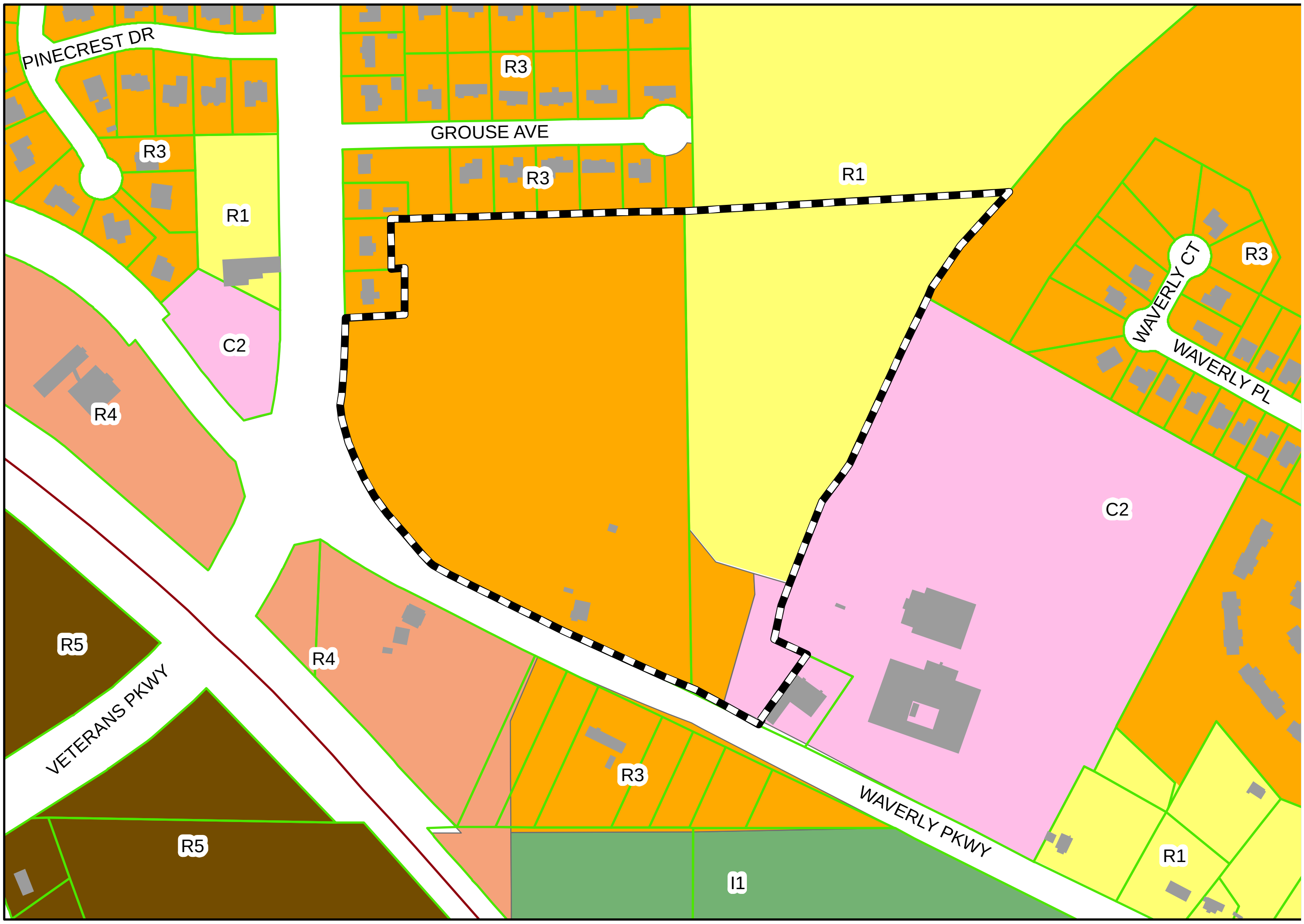
No report.

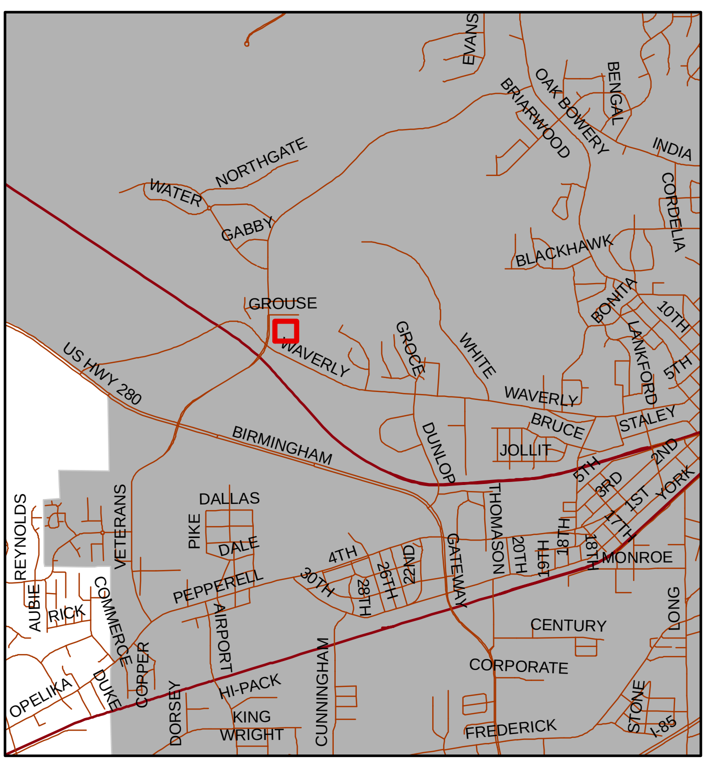
Opelika Power Services Report

This subdivision is inside the Opelika Power Services and Alabama Power territory

Attachment: Waverly rezoning pud staff report and narrative (4106 : Public Hearing - Rezoning, 25.7 Acres, Corner of Waverly Pkwy and

WAVERLY PARKWAY REZONING
WAVERLY PARKWAY & VETERANS PARKWAY
R-1, R-3 & C-2 TO PUD, E-7a & 7b





The applicant is requesting rezoning 25.7 acres to PUD for 72 townhomes, 20 single family homes, and a commercial use. The applicant revised the master plan reviewed at the April 28th Planning Commission meeting.

Subject Property

The City of Opelika does not guarantee this map to be free from errors or inaccuracies. The City of Opelika, Alabama disclaims any responsibility or liability for interpretations from this map or decisions based thereon. The information contained on this map is a general representation only and is not to be used without

Attachment: Waverly rezoning pud staff report and narrative (4106 : Public Hearing - Rezoning, 25.7 Acres, Corner of Waverly Pkwy and

WAVERLY & VETERANS – OPELIKA, AL

PUD APPLICATION

PINNACLE
DESIGN GROUP, INC.

106 W. Veterans Blvd
Auburn, AL 36832
334-703-8860

May 5, 2020
Prepared for: City of Opelika
Prepared by: Nikki Muller, E.I.

Attachment: Waverly rezoning pud staff report and narrative (4106 : Public Hearing - Rezoning, 25.7 Acres, Corner of Waverly Pkwy and

WAVERLY & VETERANS – OPELIKA, AL

PUD Application

PROJECT DESCRIPTION

The development of +/- 25.76 acres at the corner of Waverly Parkway and Veterans Boulevard as a Planned Unit Development will include 72 townhome units and 20 single family lots with significant recreational areas/open space and will be developed by DeBenedetto Enterprises, LLC. The development will be in compliance with the goals, objectives, and policies outlined by the City of Opelika Comprehensive Plan. This development will result in efficient and economical housing marketed to young professionals and young families as well as the retired population. This development supports Opelika's growing and developing economy. The development is strategically situated at an intersection with prime access to HWY 280, the hospital, and Tiger Town with proximity to both Auburn and Opelika. Amenities such as a park, recreational facilities, significant open space, and water features will be included in the PUD to support a high quality of life for the residents.

ZONING

Portions of the property are currently zoned R-1, R-3, and C-2. The adjacent properties are zoned R-1 to the north, C-2/R-3 to the east, R-4/R-3 to the south across Waverly Parkway, and R-1/R-4/C-2 to the west across Veterans Boulevard. The future land use of this property is low density residential. By definition found in the Opelika Zoning Ordinance, low density residential will support up to 4 dwelling units per acre.

DENSITY

The proposed density is 3.57, less than the density allowed in R-3 zones (4 du/ac, ZO pg. 34) and less than half that allowed in R-4 zones (9 du/ac, ZO pg. 35)), both of which lie adjacent to this property. The future land use of the property (low density residential) allows for up to 4 dwelling units per acre, as defined by the City of Opelika Zoning Ordinance. Thus, the density and nature of the proposed PUD is compatible and complimentary to the existing and future use of the area.

BUFFERS AND OPEN SPACE

Conservative buffers of 25 ft. along PUD property lines are proposed as shown in the provided site layout. This buffer will reduce the impact of the development on the existing aesthetics of the adjacent roadways as well as blend with the character of the existing development in the area. The proposed open

UTILITIES

Water service is available along Waverly Parkway. Potential connection points are shown on the provided Site Layout.

There are multiple potential locations for sanitary sewer connections along Veterans Boulevard as well as an existing line on the adjacent property to the east. Potential connection points are shown on the provided Site Layout.

STORMWATER DETENTION

The entire property lies within the Saugahatchee watershed. The natural drainage of the site is in a westerly direction, and most of the site drains to two detention ponds. As a part of the PUD, the ponds will be restored as an aesthetic feature of the property but will continue to serve as detention ponds. If necessary, the capacity of one or both of the ponds will be increased to accommodate the proposed development. They will remain naturally vegetated.

STREETS AND ACCESS

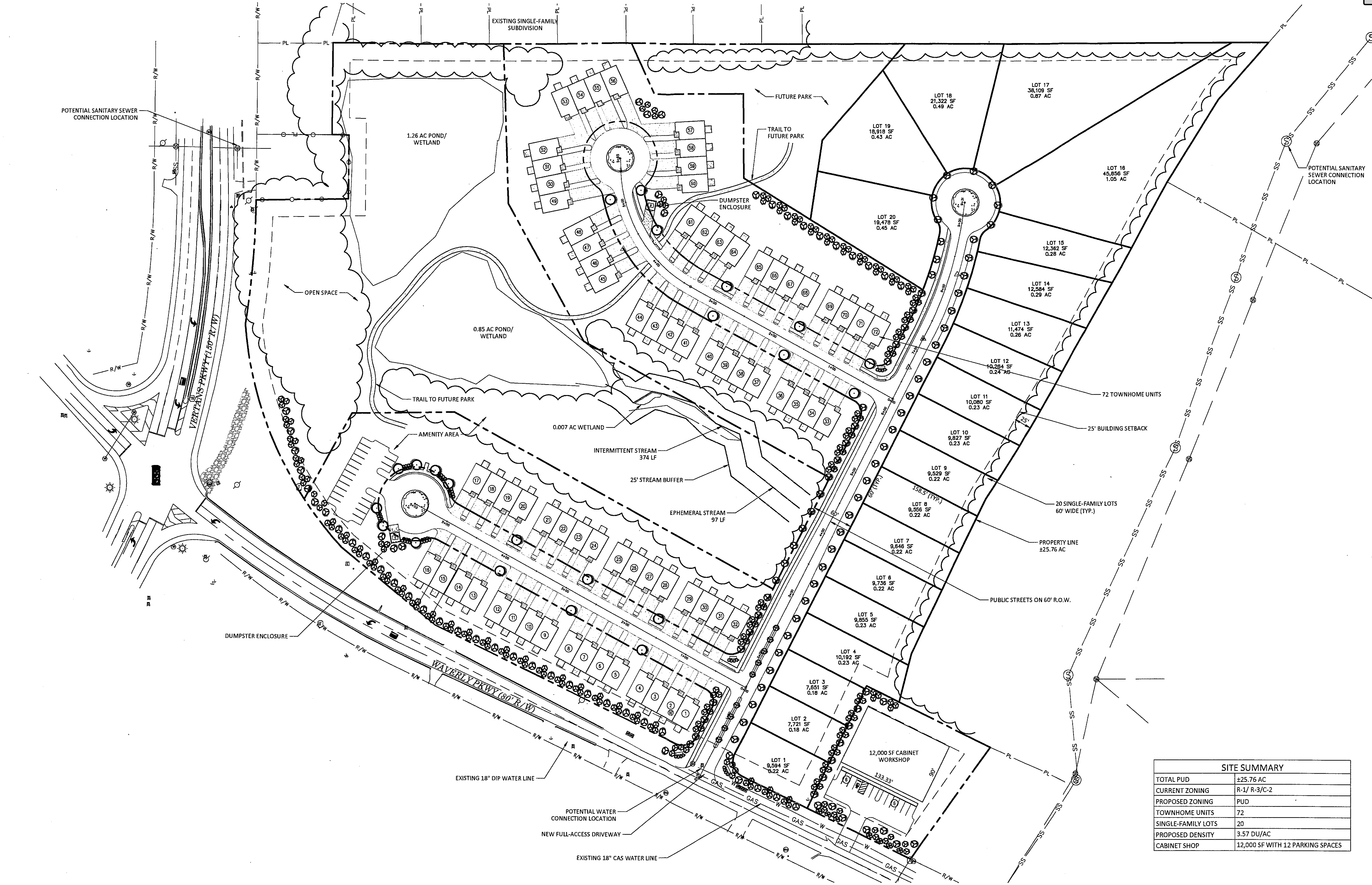
The proposed access point is along Waverly Parkway and will be boulevard style with a dividing island. The streets of the development will be public streets built to the City of Opelika Standards.

PROPOSED DEVELOPMENT STANDARDS SUMMARY

Density:	3.57 du/ac
Open Space	25%

	Single Family	Townhomes	Commercial
Lot Width:	60 ft.	20 ft.	160 ft.
Front Setback:	25 ft.	25 ft.	25 ft.
Side Setback:	5 ft.	5 ft.	15 ft.
Rear Setback:	25 ft.	25 ft.	25 ft.
Side Setback on Street:	15 ft.	10 ft.	25 ft.
Min Lot Size:	7,500 s.f.	1,800 s.f.	NR
Max Building Area:	40%	100%	40%
Max Impervious Surface:	NR	NR	NR
Max Building Height:	35 ft.	35 ft.	35 ft.
Parking:	2/du	2/du	1/1,000 sf sales area

Attachment: Waverly rezoning pud staff report and narrative (4106 : Public Hearing - Rezoning, 25.7 Acres, Corner of Waverly Pkwy and



SITE SUMMARY	
TOTAL PUD	±25.76 AC
CURRENT ZONING	R-1/ R-3/C-2
PROPOSED ZONING	PUD
TOWNHOME UNITS	72
SINGLE-FAMILY LOTS	20
PROPOSED DENSITY	3.57 DU/AC
CABINET SHOP	12,000 SF WITH 12 PARKING SPACES

PINNACLE DESIGN GROUP, INC.

NORTH

PROPOSED PUD AT WAVERLY PARKWAY & VETERANS PARKWAY - OPELIKA, AL

5-5-20

SCALE: 1"=60'

Attachment: Waverly rezoning pud staff report and narrative (4106 : Public Hearing - Rezoning, 25.7 Acres, Corner of Waverly Pkwy and

City Council
204 South 7Th Street
Opelika, AL

SCHEDULED

Meeting: 07/07/20 07:00 PM
Department: Purchasing and Revenue
Category: Public Hearing
Prepared By: Jerry Bush
Initiator: Lillie Finley
Sponsors:

GENERAL BUSINESS (ID # 4114)

DOC ID: 4114

Public Hearing - Weed Abatement Assessment - 9 Avenue B.

COMMENTS - Current Meeting:

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

WEED ABATEMENT INVOICE

Date: June 24, 2020

To: Milton Lee Cannon
1025 Goosehollow Cir
Auburn Al. 36830

Property Address:
9 Ave B
Opelika Al. 36801
Parcel # 10-03-08-2-002-149.000

On May 22, 2020 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

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

Cost of Abatement: 250.0

Certified mail: 13.34

Misc. ____________

Total 263.34

Attachment: WEED INVOICE 9 Ave B (4114 : Public Hearing - Weed Abatement Assessment - 9 Avenue B.)

To: **Milton Lee Cannon**
1025 Goosehollow Cir
Auburn Al. 36830

NOTICE OF PUBLIC HEARING ON COST OF ABATEMENT OF WEED NUISANCE LOCATED AT 9 Avenue B, Parcel 10-03-08-2-002-149.000
==

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at 9 Avenue B, Parcel No. 149.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is $263.34.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Municipal Court Building, 300 M L King Blvd Opelika, Alabama, on the 7th day of July, 2020.

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

Dated this the 24th day of June, 2020.

____
Jerry Bush
Code Compliance Officer

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

Attachment: Weeds, NPH-Resolution, cost to abate, 9 Ave B (4114 : Public Hearing - Weed Abatement Assessment - 9 Avenue B.)

City Council
204 South 7Th Street
Opelika, AL

SCHEDULED

Meeting: 07/07/20 07:00 PM
Department: Purchasing and Revenue
Category: Public Hearing
Prepared By: Jerry Bush
Initiator: Lillie Finley
Sponsors:
DOC ID: 4116

GENERAL BUSINESS (ID # 4116)

Public Hearing - Weed Abatement Assessment - Williamson Avenue.

COMMENTS - Current Meeting:

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

WEED ABATEMENT INVOICE

Date: June 24, 2020

To: Tree Designation LLC
226 Ashton Ln
Auburn Al. 36830

Property Address:
Williamson Avenue

Parcel # 10-04-19-1-000-017.000

On May 29, 2020 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

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

Cost of Abatement: 199.90

Certified mail: 13.34

Misc. ______

Total 213.24

To: **Tree Designation LLC**
226 Ashton Ln
Auburn Al. 36830

NOTICE OF PUBLIC HEARING ON COST OF ABATEMENT OF WEED NUISANCE LOCATED AT Williamson Avenue, Parcel 10-04-19-1-000-017.000

===

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at Williamson Avenue, Parcel No. 017.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is $213.24.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Municipal Court Building, 300 M L King Blvd Opelika, Alabama, on the 7th day of July, 2020.

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

Dated this the 24th day of June, 2020.

____
Jerry Bush
Code Compliance Officer

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

City Council
204 South 7Th Street
Opelika, AL

SCHEDULED

Meeting: 07/07/20 07:00 PM
Department: Purchasing and Revenue
Category: Public Hearing
Prepared By: Jerry Bush
Initiator: Lillie Finley
Sponsors:
DOC ID: 4118

GENERAL BUSINESS (ID # 4118)

Public Hearing - Weed Abatement Assessment - 3307 Arnold Avenue.

COMMENTS - Current Meeting:

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

WEED ABATEMENT INVOICE

Date: June 24, 2020

To: Arthur & Lisa Scroggins
3307 Arnold Ave
Opelika al. 36801

Property Address:
3307 Arnold Ave
Opelika Al. 36801
Parcel # 09-05-15-1-000-054.001

On May 22, 2020 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

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

Cost of Abatement: 189.52

Certified mail: 13.34

Misc.

Total 202.86

To: **Arthur & Lisa Scroggins**
3307 Arnold Ave
Opelika Al. 36801

NOTICE OF PUBLIC HEARING ON COST OF
ABATEMENT OF WEED NUISANCE LOCATED AT
3307 Arnold Ave, Parcel 09-05-15-1-000-054.001
==

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at 3307 Arnold Ave, Parcel No. 054.001 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is $202.86.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Municipal Court Building, 300 M L King Blvd, Opelika, Alabama, on the 7th day of July, 2020.

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

Dated this the 24rd day of June, 2020.

____
Jerry Bush
Code Compliance Officer

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

City Council
204 South 7Th Street
Opelika, AL

SCHEDULED

Meeting: 07/07/20 07:00 PM
Department: Purchasing and Revenue
Category: Public Hearing
Prepared By: Martha Wright
Initiator: Lillie Finley
Sponsors:
DOC ID: 4131

GENERAL BUSINESS (ID # 4131)

Public Hearing - Weed Abatement Assessment - 509 1st Ave.

COMMENTS - Current Meeting:

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 weed abatement. No one came forward to speak. President Smith closed the public hearing.

To: Loretta Wanat
11090 Woodruff Road
Fairburn, GA 30213

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

==

NOTICE IS HEREBY GIVEN that the weed nuisance growing upon or in front of the property located at 509 1st Avenue, Parcel No. 128.000 in the City of Opelika has been abated by the removal of the noxious or dangerous weeds, and the Mayor has therefore submitted to the City Council an itemized report (attached) in writing showing the cost of removing said nuisance. The total cost of abating such nuisance in front of or upon the above described property is $ 263.80.

Notice is also given that the City Council of the City of Opelika will meet to hear and to determine any objections or defenses that may be raised by any of the property owners liable to be assessed of the work of abating such nuisance at 7:00 p.m. in the Municipal Court Building, 300 M L King Blvd., Opelika, Alabama, on the 7th day of July 2020.

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

Dated this the 30th day of June, 2020.

____
Liz Wright,
Code Compliance Officer

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

WEED ABATEMENT INVOICE

Date: 6/30/2020

To: Loretta Wanat
Mailing Address:
11090 Woodruff Road
Fairburn, GA 30213

Property Address:
509 1st Ave
Opelika, AL 36801

Parcel # 43-10-03-07-1-002.128.00

On March 23, 2020 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that a weed violation existed at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

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

Cost of Abatement: $ 250.00

Certified Mail: $ 13.80

Misc.

Total $ 263.80

City Council
204 South 7Th Street
Opelika, AL

ADOPTED

BIDS 110-20

Meeting: 07/07/20 07:00 PM
Department: Engineering
Category: Bid
Prepared By: Scott H Parker
Initiator: Scott H Parker
Sponsors:
DOC ID: 4135

Contract with South Dade Air Conditioning and Refrigeration Inc. for 2020 City Wide ADA Improvements Project.

RESOLUTION NO. _________

A RESOLUTION AWARDING CONTRACT TO SOUTH DADE AIR CONDITIONING AND REFRIGERATION INC., FOR CITY-WIDE ADA IMPROVEMENTS PROJECT

WHEREAS, the City of Opelika, Alabama (the "City") has heretofore advertised bids for the City-Wide ADA Improvements Project (Bid No. 20027) in accordance with specifications on file in the office of the Purchasing-Revenue Manager; and

WHEREAS, on June 30, 2020, bids were received, duly opened and read aloud; and

WHEREAS, bids were received from five (5) vendors; and

WHEREAS, upon careful examination, validation and verification, the bid of South Dade Air Condition and Refrigeration Inc. (SDAC), was found to be the lowest, responsive bid based on the unit price quotations; and

WHEREAS, pursuant to the bid specifications, compensation payable to the contractor is based solely on unit price quotations and quantities of work; and

WHEREAS, the schedule of unit prices submitted by SDAC is attached hereto as Exhibit "A"; and

WHEREAS, unit price quotations include all mobilization, labor, materials, tools and equipment and also include all overhead and profit; and

WHEREAS, in the bid documents, the City reserves the right to increase and decrease estimated quantities of work without a change in unit prices; and

WHEREAS, the City Engineer has recommended that the contract for the City-Wide

ADA Improvements Project be awarded to SDAC based on the unit prices quoted by said contractor: and

WHEREAS, the City has budgeted funds for the annual ADA improvements; and

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

1. That the bid of South Dade Air Conditioning and Refrigeration, Inc. (SDAC), for the City-Wide ADA Improvements Project (Bid No. 20027) based on the unit price quotations submitted by the Contractor, a copy of which is attached hereto as Exhibit “A”, be and the same is hereby accepted and approved.

2. That the Mayor is hereby authorized and directed to execute and deliver the contract for the City-Wide ADA Improvements Project (the “Contract”) in the name and on behalf of the City and such other ancillary documents as may be necessary or appropriate in order to carry into effect the purpose and intent of this Resolution and to carry out fully the transactions contemplated therein on behalf of the City.

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

Resolution.

4. In order to meet the City's financial obligation under the Contract, the City Council hereby authorizes the expenditure and payment from budgeted funds of up to $1,000,000.

5. That the Purchasing-Revenue Manager is authorized and directed to issue all necessary and appropriate purchase orders to implement this Resolution.

6. That this Resolution shall take effect immediately 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

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

16A--SCHEDULE OF VALUES--City-Wide ADA Improvements Project

PAY ITEM	DESCRIPTION	UNIT	MINIMUM APPROXIMATE QUANTITY	UNIT COST	TOTAL COST
107I-000	*INDIRECT COSTS, (MAY BE UTILIZED FOR NON-COVERED LINE ITEMS AS SPECIFIED BY CITY INSPECTOR)	LS	10000	$ 1.00	$10,000.00
206C-000	REMOVING CONCRETE WALKWAY, 0 - 50 SQUARE YARDS	SQ YD	500	9.75	4875.00
	REMOVING CONCRETE WALKWAY, 50 - 100 SQUARE YARDS	SQ YD	500	9.50	4750.00
	REMOVING CONCRETE WALKWAY, 100 - 150 SQUARE YARDS	SQ YD	500	9.50	4750.00
	REMOVING CONCRETE WALKWAY, GREATER THAN 150 SQUARE YARDS	SQ YD	500	9.50	4750.00
206C-010	REMOVING CONCRETE DRIVEWAY, 0 - 50 SQUARE YARDS	SQ YD	200	10.25	2050.00
	REMOVING CONCRETE DRIVEWAY, 50 - 100 SQUARE YARDS	SQ YD	200	10.00	2000.00
	REMOVING CONCRETE DRIVEWAY, 100 - 150 SQUARE YARDS	SQ YD	200	10.00	2000.00
	REMOVING CONCRETE DRIVEWAY, GREATER THAN 150 SQUARE YARDS	SQ YD	200	10.00	2000.00
206C-021	REMOVING CONCRETE STEPS	SQ YD	25	61.25	1531.25
206C-027	REMOVING BRICK PAVEMENT	SQ YD	200	8.10	1620.00
206D-001	REMOVING EXISTING INLET (COMPLETE UNIT)	EACH	5	500.00	2500.00
206D-002	REMOVING CURB, 0 - 50 LINEAR FEET	LIN FT	200	3.30	660.00
	REMOVING CURB, 50 - 100 LINEAR FEET	LIN FT	200	2.25	450.00
	REMOVING CURB, 100 - 150 LINEAR FEET	LIN FT	200	2.25	450.00
	REMOVING CURB, GREATER THAN 150 LINEAR FEET	LIN FT	200	2.25	450.00
206D-008	REMOVING RETAINING WALL	LIN FT	150	25.35	3802.50
210A-000	UNCLASSIFIED EXCAVATION	CU YD	500	24.50	12,250.00
301A-000	CRUSHED AGGREGATE BASE COURSE	TON	10	45.10	451.00
450A-006	REINFORCED CONCRETE PAVEMENT, 10" THICK, 4000 PSI	SQ YD	10	81.00	810.00
450A-006	REINFORCED CONCRETE PAVEMENT, 10" THICK, 4000 PSI, COLORED AND STAMPED (SEE DETAIL #1)	SQ YD	100	135.00	13500.00
529A-000	RETAINING WALL (0-3Ft)	SQ FT	500	29.50	14750.00
543C	CLEANING EXISTING MANHOLE	EACH	5	1130.00	5650.00
	ASPHALT PATCHING	TON	25	155.00	3875.00
618A-000	CONCRETE SIDEWALK, 4" THICK, 0 - 50 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	500	54.00	27000.00
	CONCRETE SIDEWALK, 4" THICK, 50 - 100 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	500	51.75	25875.00
	CONCRETE SIDEWALK, 4" THICK, 100 - 150 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	500	49.50	24750.00
	CONCRETE SIDEWALK, 4" THICK, GREATER THAN 150 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	500	49.50	24750.00
618A-001	CONCRETE SIDEWALK, 4" THICK, 3000 PSI, COLORED AND STAMPED (SEE DETAIL #2)	SQ YD	500	90.00	45000.00
618B-002	CONCRETE DRIVEWAY, 6" THICK, 0 - 50 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	200	58.50	11700.00
	CONCRETE DRIVEWAY, 6" THICK, 50 - 100 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	200	54.00	10800.00
	CONCRETE DRIVEWAY, 6" THICK, GREATER THAN 100 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	200	54.00	10800.00
621C-015	*INLET, TYPE S1 (SINGLE WING)	EACH	2	2435.00	4870.00
621C-016	*INLET, TYPE S2 (SINGLE WING)	EACH	2	2435.00	4870.00
621C-017	*INLET UNIT, TYPE S1	EACH	2	2435.00	4870.00
621C-018	*INLET UNIT, TYPE S2	EACH	2	2435.00	4870.00
	*MODIFYING EXISTING INLETS, TYPE S1 (SINGLE WING)	EACH	2	1500.00	3000.00
	*MODIFYING EXISTING INLETS, TYPE S2 (SINGLE WING)	EACH	2	1500.00	3000.00
621D-008	INLET UNIT, TYPE E	EACH	25	1800.00	45000.00
618C-000	INLAYED TRUNCATED DOME MAT, FURNISH AND INSTALL (SEE DETAIL #3)	SQ FT	1500	23.60	35400.00
623B-000	CONCRETE CURB, TYPE N	LIN FT	1000	17.00	17000.00
623C-000	COMBINATION CURB & GUTTER, 24 INCH, TYPE C	LIN FT	1500	18.00	27000.00

Attachment: SDAC Bid Tab (110-20 : Contract with South Dade Air Conditioning and Refrigeration Inc. for

650A-000	TOPSOIL	CU YD	100	45.35	4535.00
652A-100	SEEDING	ACRE	0.5	1500.00	750.00
654A-000	SOLID SOD - MATCH EXISTING TYPE	SQ YD	500	6.65	3325.00
660K-000	PINESTRAW MULCH	BALE	20	36.75	735.00
665Q-002	WATTLE	LIN FT	48	6.05	290.40

* Provide unit cost, but line item may not be used under the contract.

Provide the sum of the "TOTAL COST" column: $ 440,115.15

Detail 1: 4000 PSI Stamped Concrete using Herring Bone Brick Pattern, with Alabama Pigments Company Precision-Pac Integral Color Mountain Red 24 LBS per Cubic Yard
Detail 2: 3000 PSI Stamped Concrete using Herring Bone Brick Pattern, with Alabama Pigments Company Precision-Pac Integral Color Mountain Red 20 LBS per Cubic Yard
Detail 3: Truncated Dome Mats will be ADATILE Replaceable Cast-in-Place 24" x 48" Brick Red #20109

Attachment: SDAC Bid Tab (110-20 : Contract with South Dade Air Conditioning and Refrigeration Inc. for

PAY ITEM	DESCRIPTION	UNIT	MINIMUM APPROXIMATE QUANTITY	SDAC UNIT COST	SDAC TOTAL COST	Robinson Paving UNIT COST	Robinson Paving TOTAL COST	WB Construction UNIT COST	WB Construction TOTAL COST	Evergreen Environmental UNIT COST	Evergreen Environmental TOTAL COST	CB&A UNIT COST	CB&A TOTAL COST
107I-000	*INDIRECT COSTS, (MAY BE UTILIZED FOR NON-COVERED LINE ITEMS AS SPECIFIED BY CITY INSPECTOR)	LS	10000	$ 1.00	$10,000.00	$ 1.00	$10,000.00	$ 1.00	$10,000.00	$ 1.00	$10,000.00	$ 1.00	$10,000.00
206C-000	REMOVING CONCRETE WALKWAY, 0 - 50 SQUARE YARDS	SQ YD	500	$ 9.75	$ 4,875.00	$ 26.25	$ 13,125.00	$ 2.25	$ 1,125.00	$ 56.00	$ 28,000.00	$ 44.53	$ 22,265.00
	REMOVING CONCRETE WALKWAY, 50 - 100 SQUARE YARDS	SQ YD	500	$ 9.50	$ 4,750.00	$ 21.00	$ 10,500.00	$ 2.00	$ 1,000.00	$ 56.00	$ 28,000.00	$ 40.94	$ 20,470.00
	REMOVING CONCRETE WALKWAY, 100 - 150 SQUARE YARDS	SQ YD	500	$ 9.50	$ 4,750.00	$ 15.75	$ 7,875.00	$ 1.75	$ 875.00	$ 56.00	$ 28,000.00	$ 37.93	$ 18,965.00
	REMOVING CONCRETE WALKWAY, GREATER THAN 150 SQUARE YARDS	SQ YD	500	$ 9.50	$ 4,750.00	$ 10.50	$ 5,250.00	$ 1.75	$ 875.00	$ 54.00	$ 27,000.00	$ 34.69	$ 17,345.00
206C-010	REMOVING CONCRETE DRIVEWAY, 0 - 50 SQUARE YARDS	SQ YD	200	$ 10.25	$ 2,050.00	$ 31.50	$ 6,300.00	$ 2.75	$ 550.00	$ 70.00	$ 14,000.00	$ 49.86	$ 9,972.00
	REMOVING CONCRETE DRIVEWAY, 50 - 100 SQUARE YARDS	SQ YD	200	$ 10.00	$ 2,000.00	$ 26.25	$ 5,250.00	$ 2.50	$ 500.00	$ 70.00	$ 14,000.00	$ 46.57	$ 9,314.00
	REMOVING CONCRETE DRIVEWAY, 100 - 150 SQUARE YARDS	SQ YD	200	$ 10.00	$ 2,000.00	$ 21.00	$ 4,200.00	$ 2.25	$ 450.00	$ 70.00	$ 14,000.00	$ 42.47	$ 8,494.00
	REMOVING CONCRETE DRIVEWAY, GREATER THAN 150 SQUARE YARDS	SQ YD	200	$ 10.00	$ 2,000.00	$ 15.75	$ 3,150.00	$ 2.00	$ 400.00	$ 65.00	$ 13,000.00	$ 40.19	$ 8,038.00
206C-021	REMOVING CONCRETE STEPS	SQ YD	25	$ 61.25	$ 1,531.25	$ 105.00	$ 2,625.00	$ 150.00	$ 3,750.00	$ 115.00	$ 2,875.00	$ 56.54	$ 1,413.50
206C-027	REMOVING BRICK PAVEMENT	SQ YD	200	$ 8.10	$ 1,620.00	$ 31.50	$ 6,300.00	$ 3.50	$ 700.00	$ 60.00	$ 12,000.00	$ 21.24	$ 4,248.00
206D-001	REMOVING EXISTING INLET (COMPLETE UNIT)	EACH	5	$ 500.00	$ 2,500.00	$ 1,050.00	$ 5,250.00	$ 850.00	$ 4,250.00	$ 1,500.00	$ 7,500.00	$ 622.50	$ 3,112.50
206D-002	REMOVING CURB, 0 - 50 LINEAR FEET	LIN FT	200	$ 3.30	$ 660.00	$ 21.00	$ 4,200.00	$ 19.75	$ 3,950.00	$ 25.00	$ 5,000.00	$ 9.48	$ 1,896.00
	REMOVING CURB, 50 - 100 LINEAR FEET	LIN FT	200	$ 2.25	$ 450.00	$ 15.75	$ 3,150.00	$ 18.75	$ 3,750.00	$ 25.00	$ 5,000.00	$ 8.78	$ 1,756.00
	REMOVING CURB, 100 - 150 LINEAR FEET	LIN FT	200	$ 2.25	$ 450.00	$ 12.60	$ 2,520.00	$ 17.75	$ 3,550.00	$ 25.00	$ 5,000.00	$ 8.00	$ 1,600.00
	REMOVING CURB, GREATER THAN 150 LINEAR FEET	LIN FT	200	$ 2.25	$ 450.00	$ 10.50	$ 2,100.00	$ 17.75	$ 3,550.00	$ 25.00	$ 5,000.00	$ 7.49	$ 1,498.00
206D-008	REMOVING RETAINING WALL	LIN FT	150	$ 25.35	$ 3,802.50	$ 105.00	$ 15,750.00	$ 30.00	$ 4,500.00	$ 50.00	$ 7,500.00	$ 17.50	$ 2,625.00
210A-000	UNCLASSIFIED EXCAVATION	CU YD	500	$ 24.50	$ 12,250.00	$ 52.50	$ 26,250.00	$ 5.25	$ 2,625.00	$ 45.00	$ 22,500.00	$ 28.44	$ 14,220.00
301A-000	CRUSHED AGGREGATE BASE COURSE	TON	10	$ 45.10	$ 451.00	$ 52.50	$ 525.00	$ 39.50	$ 395.00	$ 56.00	$ 560.00	$ 66.04	$ 660.40
450A-006	REINFORCED CONCRETE PAVEMENT, 10" THICK, 4000 PSI	SQ YD	10	$ 81.00	$ 810.00	$ 115.50	$ 1,155.00	$ 175.00	$ 1,750.00	$ 110.00	$ 1,100.00	$ 211.06	$ 2,110.60
450A-006	REINFORCED CONCRETE PAVEMENT, 10" THICK, 4000 PSI, COLORED AND STAMPED (SEE DETAIL #1)	SQ YD	100	$ 135.00	$ 13,500.00	$ 173.25	$ 17,325.00	$ 190.00	$ 19,000.00	$ 490.00	$ 49,000.00	$ 843.89	$ 84,389.00
529A-000	RETAINING WALL (0-3Ft)	SQ FT	500	$ 29.50	$ 14,750.00	$ 57.75	$ 28,875.00	$ 14.50	$ 7,250.00	$ 100.00	$ 50,000.00	$ 63.64	$ 31,820.00
543C	CLEANING EXISTING MANHOLE	EACH	5	$ 1,130.00	$ 5,650.00	$ 525.00	$ 2,625.00	$ 500.00	$ 2,500.00	$ 550.00	$ 2,750.00	$ 258.50	$ 1,292.50
	ASPHALT PATCHING	TON	25	$ 155.00	$ 3,875.00	$ 262.50	$ 6,562.50	$ 250.00	$ 6,250.00	$ 400.00	$ 10,000.00	$ 338.68	$ 8,467.00
618A-000	CONCRETE SIDEWALK, 4" THICK, 0 - 50 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	500	$ 54.00	$ 27,000.00	$ 56.70	$ 28,350.00	$ 90.00	$ 45,000.00	$ 70.00	$ 35,000.00	$ 104.55	$ 52,275.00
	CONCRETE SIDEWALK, 4" THICK, 50 - 100 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	500	$ 51.75	$ 25,875.00	$ 54.60	$ 27,300.00	$ 87.00	$ 43,500.00	$ 70.00	$ 35,000.00	$ 98.24	$ 49,120.00
	CONCRETE SIDEWALK, 4" THICK, 100 - 150 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	500	$ 49.50	$ 24,750.00	$ 52.50	$ 26,250.00	$ 85.00	$ 42,500.00	$ 65.00	$ 32,500.00	$ 96.13	$ 48,065.00
	CONCRETE SIDEWALK, 4" THICK, GREATER THAN 150 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	500	$ 49.50	$ 24,750.00	$ 50.40	$ 25,200.00	$ 83.00	$ 41,500.00	$ 60.00	$ 30,000.00	$ 93.28	$ 46,640.00
618A-001	CONCRETE SIDEWALK, 4" THICK, 3000 PSI, COLORED AND STAMPED (SEE DETAIL #2)	SQ YD	500	$ 90.00	$ 45,000.00	$ 141.75	$ 70,875.00	$ 30.00	$ 15,000.00	$ 395.00	$ 197,500.00	$ 757.73	$ 378,865.00
618B-002	CONCRETE DRIVEWAY, 6" THICK, 0 - 50 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	200	$ 58.50	$ 11,700.00	$ 68.25	$ 13,650.00	$ 91.50	$ 18,300.00	$ 90.00	$ 18,000.00	$ 124.73	$ 24,946.00
	CONCRETE DRIVEWAY, 6" THICK, 50 - 100 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	200	$ 54.00	$ 10,800.00	$ 65.10	$ 13,020.00	$ 88.50	$ 17,700.00	$ 85.00	$ 17,000.00	$ 118.33	$ 23,666.00
	CONCRETE DRIVEWAY, 6" THICK, GREATER THAN 100 SQUARE YARDS (INCLUDING SUBGRADE PREPARATION)	SQ YD	200	$ 54.00	$ 10,800.00	$ 63.00	$ 12,600.00	$ 86.00	$ 17,200.00	$ 80.00	$ 16,000.00	$ 115.76	$ 23,152.00
621C-015	*INLET, TYPE S1 (SINGLE WING)	EACH	2	$ 2,435.00	$ 4,870.00	$ 4,725.00	$ 9,450.00	$ 3,850.00	$ 7,700.00	$ 4,000.00	$ 8,000.00	$ 3,689.06	$ 7,378.12
621C-016	*INLET, TYPE S2 (SINGLE WING)	EACH	2	$ 2,435.00	$ 4,870.00	$ 5,775.00	$ 11,550.00	$ 8,650.00	$ 17,300.00	$ 4,800.00	$ 9,600.00	$ 4,266.57	$ 8,533.14
621C-017	*INLET UNIT, TYPE S1	EACH	2	$ 2,435.00	$ 4,870.00	$ 367.50	$ 735.00	$ 9,250.00	$ 18,500.00	$ 1,500.00	$ 3,000.00	$ 1,860.69	$ 3,721.38
621C-018	*INLET UNIT, TYPE S2	EACH	2	$ 2,435.00	$ 4,870.00	$ 367.50	$ 735.00	$ 9,350.00	$ 18,700.00	$ 2,500.00	$ 5,000.00	$ 2,306.34	$ 4,612.68
	*MODIFYING EXISTING INLETS, TYPE S1 (SINGLE WING)	EACH	2	$ 1,500.00	$ 3,000.00	$ 4,725.00	$ 9,450.00	$ 9,250.00	$ 18,500.00	$ 5,000.00	$ 10,000.00	$ 2,017.54	$ 4,035.08
	*MODIFYING EXISTING INLETS, TYPE S2 (SINGLE WING)	EACH	2	$ 1,500.00	$ 3,000.00	$ 5,775.00	$ 11,550.00	$ 9,350.00	$ 18,700.00	$ 6,000.00	$ 12,000.00	$ 2,340.67	$ 4,681.34
621D-008	INLET UNIT, TYPE E	EACH	25	$ 1,800.00	$ 45,000.00	$ 315.00	$ 7,875.00	$ 3,850.00	$ 96,250.00	$ 1,850.00	$ 46,250.00	$ 3,392.99	$ 84,824.75
618C-000	INLAYED TRUNCATED DOME MAT, FURNISH AND INSTALL (SEE DETAIL #3)	SQ FT	1500	$ 23.60	$ 35,400.00	$ 16.80	$ 25,200.00	$ 42.50	$ 63,750.00	$ 30.00	$ 45,000.00	$ 34.48	$ 51,720.00
623B-000	CONCRETE CURB, TYPE N	LIN FT	1000	$ 17.00	$ 17,000.00	$ 26.25	$ 26,250.00	$ 16.00	$ 16,000.00	$ 24.00	$ 24,000.00	$ 42.43	$ 42,430.00
623C-000	COMBINATION CURB & GUTTER, 24 INCH, TYPE C	LIN FT	1500	$ 18.00	$ 27,000.00	$ 23.10	$ 34,650.00	$ 18.00	$ 27,000.00	$ 24.00	$ 36,000.00	$ 42.44	$ 63,660.00
650A-000	TOPSOIL	CU YD	100	$ 45.35	$ 4,535.00	$ 52.50	$ 5,250.00	$ 22.00	$ 2,200.00	$ 45.00	$ 4,500.00	$ 78.31	$ 7,831.00
652A-100	SEEDING	ACRE	0.5	$ 1,500.00	$ 750.00	$ 2,100.00	$ 1,050.00	$ 1,950.00	$ 975.00	$ 2,800.00	$ 1,400.00	$ 991.46	$ 495.73
654A-000	SOLID SOD - MATCH EXISTING TYPE	SQ YD	500	$ 6.65	$ 3,325.00	$ 12.60	$ 6,300.00	$ 10.00	$ 5,000.00	$ 18.00	$ 9,000.00	$ 28.84	$ 14,420.00
660K-000	PINESTRAW MULCH	BALE	20	$ 36.75	$ 735.00	$ 10.50	$ 210.00	$ 11.50	$ 230.00	$ 10.00	$ 200.00	$ 84.40	$ 1,688.00
665Q-002	WATTLE	LIN FT	48	$ 6.05	$ 290.40	$ 18.90	$ 907.20	$ 10.00	$ 480.00	$ 15.00	$ 720.00	$ 18.70	$ 897.60
	* Provide unit cost, but line item may not be used under the contract.			$ 18,939.00		$ 27,622.30		$ 58,571.00		$ 33,605.00		$ 25,603.63	
	Provide the sum of the "TOTAL COST" column:				$440,115.15		$559,269.70		$635,530.00		$957,455.00		$1,233,629.32

RESOLUTION NO. 111-20

<u>Resolution Honoring Mrs. Anne M. Grady.</u>

From the Governing Body of Opelika, Alabama

Resolution

WHEREAS, Anne M. Grady was born on February 26, 1946 in Birmingham, Alabama to Ross and Gladys Gidley and passed away quietly on June 14, 2020 in Opelika, Alabama at the age of 74; and,

WHEREAS, Anne served the Opelika community in many capacities as an innovative governmental, business, and community leader over the last 45 years; and

WHEREAS, Mrs. Grady (known affectionately to many as Ms. Anne) served as the first female elected governmental official in Opelika. She served District Five on the newly formed Opelika City Council for three (3) terms between 1986 and 2000, and served as council president for her last four (4) years in office; she did not run for reelection; and,

WHEREAS, Anne was responsible for the inception of the county's first Leadership Program in the mid-80's and worked to establish similar leadership program initiatives in many other communities around the state. In addition, Anne served on appointed board positions including the United Way Campaign Chair, Keep Opelika Beautiful, Department of Human Resources (DHR) Board for Lee County, Opelika Planning Commission, Opelika Board of Zoning Adjustment as well as many others; and,

WHEREAS. She was appointed by then Governor Bob Riley as a member serving to promote the provisions of the U.S. Highway Beautification Act. She was named Woman of the Year in 1990 by the Opelika Professional and Business Women's Club; and

WHEREAS, Anne was married to the love of her life, Dr. James D. Grady III with whom she had two daughters: Victoria (Tori) Marie Grady McCallum and Jennifer (Jenni) Anne Grady Jeffers and four grand-children Kendall Marie Grady, Grady Alexander Jeffers, Anne Caroline Jeffers, and Reagan McCallum.

NOW, THEREFORE, BE IT RESOLVED, that Mayor Gary Fuller and the City Council recognize with great admiration and appreciation the achievements and contributions of Anne M. Grady and extend their condolences to his family and friends.

ADOPTED and APPROVED this the 7th day of July 2020.

Gary Fuller
Mayor, City of Opelika

C. E. "Eddie" Smith, Jr., President
City Council – Ward 4

Patricia A. Jones, President Pro-Tem
City Council – Ward 1

Tiffany Gibson-Pitts
City Council – Ward 2

Dozier Smith T
City Council – Ward 3

David Canon
City Council – Ward 5

Attest:

Russell A. Jones
City Clerk / Treasurer

Attachment: ResolutiondeathAnneGrady (003) (11-20 : Resolution Honoring Mrs. Anne M. Grady.)

RESOLUTION NO. 112-20

Purchase - School Safety Signals - Sole Source - PW.

RESOLUTION NO. ____________

WHEREAS, the Public Works Department desires to purchase School Safety Signals; and

WHEREAS, this is a sole source purchase; and

WHEREAS, Radarsign, LLC is the sole source vendor for the School Safety Signals; and

WHEREAS, this purchase is budgeted from Capital Outlay;

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

1. That the purchase be awarded to Radarsign, LLC.

2. That the Purchasing-Revenue Manager be authorized to issue a purchase order to Radarsign, LLC as a sole source purchase not to exceed $103,945.00.

3. That the Controller be authorized to adjust the budget as necessary for 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

CITY OF OPELIKA
Sole Source Justification

DEPARTMENT___ Public Works________________________________

REQUISITION NUMBER____

VENDOR__________Radar Signs__________________________

NAME OF REQUESTING EMPLOYEE_ Mike Hilyer______________

PRODUCT/SERVICE ____School Safety Signals________________________

____

Estimated annual expenditure for the commodity or service $ 103,945.00__

Initial all entries below that apply to the proposed purchase: Attach a detailed explanation containing complete justification and support documents. (More than one entry will apply to most sole source products/services requested).

1. Sole Source Request is for the original manufacturer or provider of item(s) or services, and there are no regional distributors. (Attach the manufacturer's witness certification that no regional distributors exist. Item no.4 also must be completed). ____X______
2. Sole Source Request is for the only the vendor who supplies this product/services within the State of Alabama (Franchised Protected Area). ___X_______
3. The Parts/Equipment are not interchangeable with similar parts of another manufacturer. (Explain in separate memorandum) ______X___
4. This is the only known item or service that will meet the specialized needs of the __Public Works_______________Department or perform the intended function. (Attach memorandum with details of specialized function(s) or application.) ____X______
5. The Parts/Equipment are required from this sole source to permit standardization. (Attach memorandum describing basis for standardizing request.) _____X_____
6. None of the above apply. A detailed explanation and justification for this sole source request is contained in the attached memorandum. ______X____

The undersigned requests that the State of Alabama Bid Law Title 41 Article 3 Competitive Bidding Requirements be waived and that the vendor identified as the supplier of the service or material described in this sole source justification be authorized as a sole source for the service or material. I further certify that the item(s) requested is of an indispensable nature, all other viable alternatives have been explored and it has been determined that only this product or service will fulfill the function(s) for which the product is needed.

Attachment: 7-7-20 - SCHOOL TRAFFIC SIGNALS - SOLE SOURCE - CNCL PKT (112-20 : Purchase - School Safety Signals - Sole Source - PW.)

DEPARTMENT HEAD SIGNATURE ______________________

DEPARTMENT/DIVISION/DATE Public Works 6-30-2020

PURCHASING DEPARTMENT USE ONLY

PURCHASING AGENT APPROVAL
(SIGNATURE/DATE) Lillie Finley 6-30-20

DISAPPROVAL/DATE ______________________

COMMENTS ______________________

COUNCIL ACTION/DATE ______________________

radarsign.
MAKING ROADS SAFER

January 1, 2020

Please be advised that Radarsign, LLC, is the sole authorized provider of the Radarsign brand speed signs. The Models include the TC-400, TC-600S, TC-600A, TC-1000S, and TC-1000A. Radarsign is also the manufacturer of these driver feedback signs.

Each Model has unique features in the industry that are not found on other manufacturer's standard offerings:

TC-400

- Nickel metal hydride battery packs offer long life, reliable service (unlike lithium batteries), and are lightweight enough to be exchanged by any individual (6 lbs)
- Hinged door opening to battery packs allows the front portion of the sign to be disconnected from the rear portion (with no tools required), making the sign very portable and easy to transport
- Thick aluminum plate that covers the entire display area, and full sheet of polycarbonate that when combined, provide the most vandal resistant design in the industry.
- Standard Wifi connection for operation of the sign requires no special software, and no special hardware, allowing any smart phone, tablet, or laptop to manage the radar sign operation up to 300 feet from the sign
- Over the air software upgrades using Wifi, so software fixes and upgrades can be done in the field.
- Possum switch feature allows the radar sign to 'play dead' for 30 minutes when attacked with force.

TC-600S & TC-600A

- Thick aluminum plate that covers the entire display area, and full sheet of polycarbonate that when combined, provide the most vandal resistant design in the industry.
- Standard Wifi connection for operation of the sign requires no special software, and no special hardware, allowing any smart phone, tablet, or laptop to manage the radar sign operation up to 300 feet from the sign
- Full matrix display with 13" high speeds includes word alerts SLOW DOWN and TOO FAST. Additional optional alerts include smiley face, red/blue strobe, simulated camera flash, sharp curve message, left or right chevrons, and Fine alert.
- Over the air software upgrades using Wifi, so software fixes and upgrades can be done in the field.
- Possum switch feature allows the radar sign to 'play dead' for 30 minutes when attacked with force.

Thank you very much for considering Radarsign brand products.

Best regards,

Charlie Robeson
Managing Partner
Radarsign, LLC

1220 Kennestone Circle, Suite 130, Marietta, GA 30066
Phone 678-520-5152 Fax 678-278-1256
www.radarsign.com

radarsign
MAKING ROADS SAFER

Quotation

Date: 5/4/2020

1220 Kennestone Circle
Suite 130
Marietta, GA 30066

	PROPOSED BY:
Name	William Warwick
Phone	W: (678) 965-4814 M: (770)878-3869 wwarwick@radarsign.com
Fax	678-278-1256

PROPOSED TO / SOLD TO:	SHIP TO:	
City of Opelika	Opelika AL School Zone bid	Account
	AC powered beacons and radar speed sign	Address
	Opelika, AL	City, ST, Zip
		Phone
		Email
		Attention

P. O. NUMBER	TERMS	F.O.B
	TBD	Marietta, GA

LINE #	QTY	PART #	DESCRIPTION	PRICE EACH	TOTALS
1	27	TC-600AC	**AC Power Flashing Beacon/Radar Sign Package**	$ 3,739.00	$100,953.00
			AC Powered Radar Speed Sign 13" Full Matrix LED display - superbright amber with est. 100,000 hour life Sign mounting hardware for round 4.5" diameter pole.	Included	Included
			K Band radar, meets FCC Part 15 rules, detection range up to 1200 feet	Included	Included
		RS020	28" w x 33" h 'YOUR SPEED' faceplate (yellow/green flourescent RS020)	Included	Included
			Bashplate™ (provides the ultimate in vandal protection of sign)	Included	Included
			Possum Switch' allows sign to go dark for 30 minutes if assaulted with force	Included	Included
			Wi-Fi wireless transmitter, communication range up to 300 feet	Included	Included
2	27	SS002	StreetSmart Data Collection software license (per sign) 35 charts, graphs, and tables included. Provides weekly, daily, hourly, and 1/2 hour data on # of vehicles, # of speeders, average speeds, peak speeds, 50th & 85th percentile & more. Extended 30 day charts included for trend analysis.	Included	Included
4	27	RW002	2 year warranty on radar sign and beacon components, 5 years on Beacon LEDs (includes all parts & labor) Turnaround time to repair after receipt, 10 business days	Included	Included
5	27	AR005	Sign Extender Bracket Set (includes pole clamp hardware) Allows speed limit sign to be flush with the front of the 'Your Speed" sign	Included	Included
6	27	EC091	Relay Switch to trigger external beacons, or beacon timer to trigger radar sign	Included	Included
7	54	RB005	AC powered 12" LED 5 Watt Beacon head with yellow polycarbonate housing & visor	Included	Included
8	27	AA042	Aluminum Cabinet for DIN Rail Assembly, 15 Amp breaker, ground strip, wiring for Sub-Panel, and pole mount brackets for 4.5" OD pole	Included	Included
9	27	AA067	Advanced Timer controller software allows for entire year of pre-programming by date & time of day. 24 schedules & exceptions available, multiple sign groupings Beacon flashers managed by radar sign software, MUTCD compliant 60 fpm.	Included	Included
10	54	AC027	Pipe clamp set, Stainless Steel, fits 4" to 6" OD poles	Included	Included
11	27	RH016	Top of Pole Beacon Mounting Hardware	Included	Included
12	27	SZ002	School Zone Regulatory Sign - 24" x 48" 'SPEED LIMIT 25 WHEN FLASHING'	Included	Included
13	27	RH012	15 foot aluminum 4.5" OD pole w/square breakaway base (RH002), pole cap (RH008)	Included	Included
14	27	CF001	Concrete Form (only for round aluminum poles with PELCO base) Sono-tube guide for cement base with 4 pre-mounted anchor bolts & piece of rebar)	Included	Included
15	1	SHPK	Total Shipping Cost	$2,992.00	$2,992.00

Minimum re-stock fee: 15%

*** Quote valid for 60 days. Pricing does not include any international taxes, fees, or duties or US State Sales Taxes.**

TOTAL $103,945.00

Authorized Signature

Print Name/Title

Date

CONFIDENTIAL

City of Opelika Bid 5-4-2020 (Radarsign Bid).xlsx

Norrell, Angela

To: Hilyer, Michael J.
Subject: Sole source school signals

From: Hilyer, Michael J.
Sent: Tuesday, June 30, 2020 11:12 AM
To: Finley, Lillie <LFinley@opelika-al.gov>
Cc: Norrell, Angela <ANorrell@opelika-al.gov>
Subject: Sole source school signals

Lillie,
The signals and equipment designed for our schools were designed using Radar signs for multiple reasons. Annual cost of activation, smart phone technology and low cost of repair and replacement. Thanks Mike

Michael Hilyer
Director, Public Works
City of Opelika/ESG
(334)705-5413
mhilyer@opelika-al.gov
www.opelika.org

Attachment: 7-7-20 - SCHOOL TRAFFIC SIGNALS - SOLE SOURCE - CNCL PKT (112-20 : Purchase - School Safety Signals - Sole Source - PW.)

RESOLUTION NO. 113-20

Purchase - Fortinet Security Device Maintenance - Natl IPA Contr #2018011-01-IT.

RESOLUTION NO. ____________

WHEREAS, the Information Technology Department desires to purchase Fortinet Security Device Maintenance utilizing National IPA Contract #2018011-01; and

WHEREAS, CDW Government, Inc. is the National IPA Contract Vendor for the Fortinet Security Device Maintenance; and

WHEREAS, funding for this purchase is budgeted from Equipment Repairs and Maintenance;

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

1. That the purchase be awarded to CDW Government, Inc. utilizing the National IPA Contract.

2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to CDW Government, Inc. in the total amount of $16,369.26.

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

QUOTE CONFIRMATION

CDW•G PEOPLE WHO GET IT

DEAR STEPHEN DAWE,

Thank you for considering CDW•G for your computing needs. The details of your quote are below. Click here to convert your quote to an order.

QUOTE #	QUOTE DATE	QUOTE REFERENCE	CUSTOMER #	GRAND TOTAL
LMLK045	6/29/2020	LMLK045	0936449	$16,369.26

QUOTE DETAILS

ITEM	QTY	CDW#	UNIT PRICE	EXT. PRICE
FORTINET COTERM RENEWAL SKU Mfg. Part#: FC-COTERM-500000 Electronic distribution - NO MEDIA Contract: National IPA Technology Solutions (2018011-01)	1	4817408	$16,369.26	$16,369.26

PURCHASER BILLING INFO

Billing Address:
CITY OF OPELIKA
ACCOUNTS PAYABLE
PO BOX 390
OPELIKA, AL 36803-0390
Phone: (334) 705-5120
Payment Terms: Net 30 Days-Govt State/Local

SUBTOTAL	$16,369.26
SHIPPING	$0.00
SALES TAX	$0.00
GRAND TOTAL	$16,369.26

DELIVER TO

Shipping Address:
CITY OF OPELIKA
STEPHEN DAWE
204 S 7TH ST
OPELIKA, AL 36801
Shipping Method: ELECTRONIC DISTRIBUTION

Please remit payments to:

CDW Government
75 Remittance Drive
Suite 1515
Chicago, IL 60675-1515

Need Assistance? CDW•G SALES CONTACT INFORMATION

Griffin Curcio | (877) 635-6656 | grifcur@cdwg.com

This quote is subject to CDW's Terms and Conditions of Sales and Service Projects at http://www.cdwg.com/content/terms-conditions/product-sales.aspx
For more information, contact a CDW account manager

© 2020 CDW•G LLC, 200 N. Milwaukee Avenue, Vernon Hills, IL 60061 | 800.808.4239

CDW·G PEOPLE WHO GET IT

NATIONAL IPA
EXPERIENCED • FOCUSED • TRUSTED

A WINNING PARTNERSHIP IN STRATEGIC SOURCING

We are pleased to announce that CDW·G has been awarded a special contract with National IPA, for the sale of Information Technology Solutions and Services, under Agreement 2018011-01. Contract 2018011-01 is now available for National IPA Participants to utilize for all of your technology needs.

STRONG PARTNERSHIP, STRONG SOLUTIONS

CDW·G and National IPA have worked collaboratively to help you successfully convert to the new program. If you have any questions about the transition or process, please contact your CDW·G account manager for additional assistance.

We look forward to serving you under our new agreement with National IPA.

HERE ARE THE BENEFITS OF THE CONTRACT:

+ Term: 3/1/2018 to 2/28/2023 with two, one-year renewals.
+ Competitive pricing across CDW·G's entire portfolio of products and solutions.
+ Access to a multitude of services and custom configurations, including equipment staging.
+ Pricing on products made by the following partners:

APC by Schneider Electric | Authorized Reseller | Hewlett Packard Enterprise
hp | Lenovo | Microsoft Surface | paloalto
RUCKUS an ARRIS company | TRIPP-LITE | vmware

Attachment: 7-7-20 - FORTINET SECURITY DEVICE MAINTENANCE - NATL IPA CONTR #2018011-01 - CNCL PKT (113-20 : Purchase - Fortinet

(866)875-3299 | Contact Us

OMNIA PARTNERS | Public Sector

MENU

REGISTER

CDW-G

Information Technology Solutions, Interactive Whiteboard Solutions, Total Cloud Solutions

Click to expand menu ▾

Competitively solicited and publicly awarded by City of Mesa, AZ
Contract #2018011-01

Contract includes:

A comprehensive product and service offering including desktops, notebooks, servers, software, peripherals, cloud computing, consulting/analysis, design, technical support, leasing/financing, trade-ins, repair, configuration/system configurations, implementation, training, maintenance, installation, system testing, upgrades, and imaging.

REQUEST CONTRACT INFORMATION

Contact Information

Contract 130733 & 2018011-01 Contact:

RESOLUTION NO. 114-20

Purchase - Cisco Camera System for Sportsplex - Natl IPA Contr #2018011-01-IT.

RESOLUTION NO. ____________

WHEREAS, the Information Technology Department desires to purchase Cisco camera system hardware and additional wi-fi hardware for the Sportsplex utilizing National IPA Contract #2018011-01; and

WHEREAS, CDW Government, Inc. is the National IPA Contract Vendor for the Cisco camera system hardware and additional wi-fi hardware; and

WHEREAS, funding for this purchase is budgeted from Capital Outlay;

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

1. That the purchase be awarded to CDW Government, Inc. utilizing the National IPA Contract.

2. That the Purchasing-Revenue Manager is hereby authorized to issue a purchase order to CDW Government, Inc. in the total amount of $145,082.23.

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

QUOTE CONFIRMATION

CDW•G PEOPLE WHO GET IT

DEAR STEPHEN DAWE,

Thank you for considering CDW•G for your computing needs. The details of your quote are below. Click here to convert your quote to an order.

ACCOUNT MANAGER NOTES: Have a great day!

QUOTE #	QUOTE DATE	QUOTE REFERENCE	CUSTOMER #	GRAND TOTAL
LLZZ293	6/17/2020	LLZZ293	936449	$145,082.23

QUOTE DETAILS

ITEM	QTY	CDW#	UNIT PRICE	EXT. PRICE
Cisco Meraki camera dome mount Mfg. Part#: MA-MNT-MV-20 UNSPSC: 45121518 Contract: National IPA Technology Solutions (2018011-01)	32	5374118	$158.35	$5,067.20
Cisco Meraki camera dome mounting arm Mfg. Part#: MA-MNT-MV-10 UNSPSC: 45121518 Contract: National IPA Technology Solutions (2018011-01)	22	5357697	$158.35	$3,483.70
Cisco Meraki camera dome mounting bracket Mfg. Part#: MA-MNT-MV-31 UNSPSC: 45121518 Contract: National IPA Technology Solutions (2018011-01)	20	5401027	$158.35	$3,167.00
Cisco Meraki Varifocal MV72 Outdoor HD Dome Camera With 256GB Storage - net Mfg. Part#: MV72-HW UNSPSC: 46171610 Contract: National IPA Technology Solutions (2018011-01)	52	5357671	$1,108.53	$57,643.56
Cisco Meraki Varifocal MV22 Indoor HD Dome Camera With 256GB Storage - netw Mfg. Part#: MV22-HW UNSPSC: 46171610 Contract: National IPA Technology Solutions (2018011-01)	24	5356144	$950.17	$22,804.08
Cisco Meraki 802.3at PoE Injector - PoE injector - 30 Watt Mfg. Part#: MA-INJ-4-US UNSPSC: 39121006 Contract: National IPA Technology Solutions (2018011-01)	30	3351983	$103.69	$3,110.70
Meraki MR86 Wi-Fi 6 Ruggedized Outdoor AP Mfg. Part#: MR86-HW Contract: National IPA Technology Solutions (2018011-01)	7	6073863	$1,425.26	$9,976.82
Cisco Meraki Dual-Band Sector Antenna - antenna Mfg. Part#: MA-ANT-27 UNSPSC: 43221706	14	4324608	$221.51	$3,101.14

Attachment: 7-7-20 - CISCO CAMERA SYSTEM HARDWARE AND ADDITIONAL WIFI HARDWARE FOR SPORTSPLEX - NATL IPA CONTR

QUOTE DETAILS (CONT.)

Contract: National IPA Technology Solutions (2018011-01)				
Cisco Meraki Enterprise - subscription license (3 years) + 3 Years Enterpri Mfg. Part#: LIC-MV-3YR UNSPSC: 43233204 Electronic distribution - NO MEDIA Contract: National IPA Technology Solutions (2018011-01)	78	4314189	$357.00	$27,846.00
Cisco Meraki Enterprise Cloud Controller - subscription license (3 years) - Mfg. Part#: LIC-ENT-3YR UNSPSC: 43232901 Electronic distribution - NO MEDIA Contract: National IPA Technology Solutions (2018011-01)	7	3342939	$193.43	$1,354.01
AccelTex Solutions 8x6x4 Nonconfigured Polycarbonate Enclosure With Solid D Mfg. Part#: ATS-864P-S-L-NC Contract: National IPA Technology Solutions (2018011-01)	10	6024312	$78.23	$782.30
Leviton 15AMP 125V NEMA 5-15R DIN Mfg. Part#: 16252-DIN Contract: National IPA Technology Solutions (2018011-01)	30	4554172	$59.69	$1,790.70
SCHNEIDER CIRCUIT BREAKER MAG TOG Mfg. Part#: 60129 Contract: MARKET	30	4558062	$100.00	$3,000.00
Cisco Meraki MV32 - network surveillance camera Mfg. Part#: MV32-HW UNSPSC: 46171610 Contract: National IPA Technology Solutions (2018011-01)	2	5559455	$977.51	$1,955.02

PURCHASER BILLING INFO

Billing Address:
CITY OF OPELIKA
ACCOUNTS PAYABLE
PO BOX 390
OPELIKA, AL 36803-0390
Phone: (334) 705-5120
Payment Terms: Net 30 Days-Govt State/Local

DELIVER TO

Shipping Address:
CITY OF OPELIKA
STEPHEN DAWE
204 S 7TH ST
OPELIKA, AL 36801
Shipping Method: DROP SHIP-GROUND

SUBTOTAL	$145,082.23
SHIPPING	$0.00
SALES TAX	$0.00
GRAND TOTAL	**$145,082.23**

Please remit payments to:

CDW Government
75 Remittance Drive
Suite 1515
Chicago, IL 60675-1515

Need Assistance? CDW•G SALES CONTACT INFORMATION

Griffin Curcio | (877) 635-6656 | grifcur@cdwg.com

This quote is subject to CDW's Terms and Conditions of Sales and Service Projects at
http://www.cdwg.com/content/terms-conditions/product-sales.aspx
For more information, contact a CDW account manager

© 2020 CDW•G LLC, 200 N. Milwaukee Avenue, Vernon Hills, IL 60061 | 800.808.4239

CDW·G PEOPLE WHO GET IT

NATIONAL IPA EXPERIENCED • FOCUSED • TRUSTED

A WINNING PARTNERSHIP IN STRATEGIC SOURCING

We are pleased to announce that CDW·G has been awarded a special contract with National IPA, for the sale of Information Technology Solutions and Services, under Agreement 2018011-01. Contract 2018011-01 is now available for National IPA Participants to utilize for all of your technology needs.

STRONG PARTNERSHIP, STRONG SOLUTIONS

CDW·G and National IPA have worked collaboratively to help you successfully convert to the new program. If you have any questions about the transition or process, please contact your CDW·G account manager for additional assistance.

We look forward to serving you under our new agreement with National IPA.

HERE ARE THE BENEFITS OF THE CONTRACT:

+ Term: 3/1/2018 to 2/28/2023 with two, one-year renewals.
+ Competitive pricing across CDW·G's entire portfolio of products and solutions.
+ Access to a multitude of services and custom configurations, including equipment staging.
+ Pricing on products made by the following partners:

APC by Schneider Electric · Apple Authorized Reseller · Hewlett Packard Enterprise · hp · Lenovo · Microsoft Surface · paloalto · RUCKUS an ARRIS company · TRIPP·LITE · vmware

MKT29527 © 2018 CDW LLC. 200 N. Milwaukee Avenue, Vernon Hills, IL 60061 | 800.800.4239

(866)875-3299 | Contact Us

OMNIA PARTNERS Public Sector

MENU

REGISTER

CDW-G PEOPLE WHO GET IT

CDW-G

Information Technology Solutions, Interactive Whiteboard Solutions, Total Cloud Solutions

Click to expand menu ▾

Competitively solicited and publicly awarded by City of Mesa, AZ
Contract #2018011-01

Contract includes:

A comprehensive product and service offering including desktops, notebooks, servers, software, peripherals, cloud computing, consulting/analysis, design, technical support, leasing/financing, trade-ins, repair, configuration/system configurations, implementation, training, maintenance, installation, system testing, upgrades, and imaging.

REQUEST CONTRACT INFORMATION

Contact Information

Contract 130733 & 2018011-01 Contact:

Attachment: 7-7-20 - CISCO CAMERA SYSTEM HARDWARE AND ADDITIONAL WIFI HARDWARE FOR SPORTSPLEX - NATL IPA CONTR

RESOLUTION NO. 115-20

Accept Proposal from Ai-Media for Real Time Closed Captioning and Post Transcription Services.

RESOLUTION NO. __________

RESOLUTION ACCEPTING PROPOSAL FOR REAL TIME CLOSED CAPTIONING AND POST TRANSCRIPTION SERVICES SUBMITTED BY Ai-MEDIA

WHEREAS, pursuant to the requirements of Title II of the Americans with Disabilities Act of 1990 as amended, the City of Opelika (the "City") is legally required to ensure effective communications to persons with disabilities; and

WHEREAS, one method for providing effective communications to persons with hearing impairment is the use of closed captioning services; and

WHEREAS, the City is in need of real-time closed captioning and post production transcription services for City Council meetings, Planning Commission meetings, Historic Preservation Commission meetings, and Board of Zoning Adjustment meetings; and

WHEREAS, Ai-Media Group ("Ai-Media") offers real-time automated closed captioning designed to support the Deaf and hard of hearing community; and

WHEREAS, a Proposal for the live captioning and post production transcription services has been prepared by Ai-Media and submitted to the City Council for approval and the City Council has determined that it is now in the best interest of the City and its citizens to approve said Proposal.

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

1. That the Proposal submitted by Ai-Media, a copy of which is attached hereto and marked Exhibit "A", be and the same is hereby approved, authorized, ratified and confirmed in the form substantially submitted to the City Council.

2. That the Mayor is authorized and directed to execute and deliver the Proposal in the name and on behalf of the City and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other agreements, contracts, change orders, notices, certificates, assurances or other instruments or other communications as he deems necessary or appropriate in order to carry into effect the intent of the provisions of this Resolution.

3. That the compensation to be paid to Ai-Media shall come from the City Clerk's Budget and the Controller is hereby authorized and directed to make all necessary and appropriate budget adjustments to implement this Resolution.

4. That the Purchasing-Revenue Manager is hereby authorized and directed to issue a purchase order to Ai-Media for the provision of services as outlined in the Proposal.

5. That the 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

ATTEST:

CITY CLERK

ai media

City of Opelika, Ala - Live and post transcription services

City of Opelika, Ala
1309 Northgate Drive
Opelika, AL 36801
United States

Leigh Krehling
lkrehling@opelika-al.gov

Reference: 20200624-095101806
Prepared: June 24, 2020
Expires: September 23, 2020
Prepared by: Mélissa Bégin
Business Support Administrator
melissa.begin@ai-media.tv
+1 (213) 337-8552

Comments from Mélissa Bégin

Live captioning services - streaming : $180/hr
Transcription services (recorded content): $1/minute of recording via Scribblr
Contingency time $2,500

Products & Services

Item & Description	SKU	Quantity	Unit Price	Total
Live Captioning - Streaming Per hour rate for live captioning (CART) services for streams.		18	$180.00	$3,240.00
Post-production transcription services (Via https://Scribblr.ai/)	Rate per minute of recording	2220	$1.00	$2,220.00
Contingency time - fixed cost, to be billed based on the product requested.		1	$2,500.00	$2,500.00

Subtotals

One-time subtotal $7,960.00

Total **$7,960.00**

Purchase Terms

This quote is for Ai-Live Captioning Services. It does not include fees or charges for:

- Floor monitors, projectors, projection screens, or required audio-out technical requirements, or streaming software
- Any over run of session (Calculated in 15 minute increments)

Details supplied by the client have been used to prepare this quotation. Any changes will require adjustment to the quotation.

Cancellation Terms:

- More than 24 hours' notice - no charge
- Less than 24 hours' notice - 100% fee charged

Changes made to bookings within 24 hours incur original booked time period plus any additional booked or delivered captioning.

By accepting this Quote, and/or proceeding with the services set out in this Quote, you are deemed to agree to our Terms of Service.

____
Signature

____
Date

____
Printed name

Questions? Contact me

Mélissa Bégin
Business Support Administrator
melissa.begin@ai-media.tv
+1 (213) 337-8552

Ai-Media
241, W Federal St, Office 201-B
Youngstown, OH 44503
United States

Attachment: Ai-Media Proposal (115-20 : Accept Proposal from Ai-Media for Real Time Closed Captioning and Post Transcription Services.)

RESOLUTION NO. 116-20

Accept Proposal from Tyler Technologies for Cyber Security Assessment and Plan - IT.

RESOLUTION NO. ___________

RESOLUTION ACCEPTING PROPOSAL SUBMITTED BY TYLER TECHNOLOGIES, INC. FOR CYBER SECURITY ASSESSMENT AND PLAN

WHEREAS, with the increasing number and sophistication of cyber threats targeting municipal networks, it is imperative for all municipalities to conduct a thorough cyber security assessment to identify and protect network systems from attacks on a recurring basis; and

WHEREAS, cyber security helps identify and mitigate risk; and

WHEREAS, the City of Opelika, Alabama (the "City") has therefore advertised for proposals for a cyber security assessment and plan (bid #20020) in accordance with specifications on file in the office of the Purchasing/Revenue Manager; and

WHEREAS, on May 18, 2020, proposals were received from 25 vendors; and

WHEREAS, all proposals were evaluated based on (a) qualifications and experience, (b) proposed approach, (c) work approach, (d) cost and (e) references; and

WHEREAS, upon careful examination, validation and verification, the proposal of Tyler Technologies, Inc. of $56,340.00 was found to be the best, responsive proposal based on the specifications; and

WHEREAS, competitive bidding is not required for contractual services related to security plans, procedures, assessments, measures or systems; and

WHEREAS, the Chief Technology Officer has recommended that the contract for the cyber assessment and plan be awarded to Tyler Technologies, Inc. based on its proposal; and

WHEREAS, the **C**hief Technology Officer has certified that funds for the contact are available in the Capital outlay budget.

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

1. That the proposal submitted by Tyler Technologies, Inc. in the amount of $56,340.00 for cyber security assessment and plan, a copy of which is attached, and marked at exhibit “A”, be and the same is hereby approved, authorized, ratified, and confirmed.

2. That the Mayor is hereby authorized and directed to execute and deliver the Proposal in the name and on behalf of the City and to execute and deliver or cause to be executed in the name and behalf of the City such other agreements, contracts, change orders, notices, certificates, assurances, instruments or communications as he deems necessary to carry into effect the provisions of this Resolution.

3. That the compensation to be paid to Tyler Technologies, Inc. shall come from the Capital Outlay budget and the Controller is authorized and directed to make all necessary and appropriate budget adjustments to implement this Resolution.

4. That the Purchasing/Revenue Manager is authorized and directed to issue all necessary and appropriate purchase orders to implement this Resolution.

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

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

BY:

PRESIDENT OF THE CITY COUNCIL OF
OPELIKA, ALABAMA

ATTEST:

CITY CLERK

Exhibit A

Vendor	Qualification & Experience (40)	Work Approach (20)	Proposed Approach (40)	References (20)	Unit Price
CDW Government	40	20	40	20	$140,700.00
CampusGuard	35	20	30	20	$88,895.00
Elliot Davis	35	20	35	0	$85,500.00
Clear Winds Technologies	20	15	25	7	$38,000.00
Rausch Advisory Services	20	20	35	10	$94,000.00
Berry Dunn	35	20	40	10	$87,970.00
True North	35	10	35	0	$37,300.00
Security Compliance Associates	30	15	35	15	$73,600.00
Guide Point Security	35	20	35	18	$138,382.50
RSI Security	30	15	30	7	$59,000.00
World Informatix Cyber Security	25	20	30	7	$58,000.00
IP Keys Power Partners	30	20	30	15	$88,000.00
Brown Smith Wallace	30	10	10	7	$15,000.00
GoSecure	40	20	30	7	$83,025.00
65th North Group	35	20	35	0	$55,300.00
Tyler Technologies	**40**	**20**	**40**	**14**	**$56,340.00**
eDelta Consulting	30	20	35	0	$55,000.00
Securance Consulting	30	10	40	0	$129,580.00
Ferrilli	40	15	25	20	$30,000.00
Secure Halo	30	20	30	20	$74,710.00
Moss Admas LLP	40	20	35	14	$72,500.00
RNT Professional Services	30	15	40	0	$39,950.00
Bulletproof Solutions	35	20	30	14	$64,100.00
AESI	40	20	40	0	$135,900.00
Lares, LLC	40	20	40	20	$128,250.00

Vendor	Price Score (20)	Total Score	
CDW Government	5	125	
CampusGuard	15	120	
Elliot Davis	16	106	
Clear Winds Technologies	19	86	
Rausch Advisory Services	13	98	
Berry Dunn	15	120	
True North	20	100	
Security Compliance Associates	17	112	
Guide Point Security	6	114	
RSI Security	18	100	
World Informatix Cyber Security	18	100	
IP Keys Power Partners	15	110	
Brown Smith Wallace	20	77	
GoSecure	16	113	
65th North Group	18	108	
Tyler Technologies	**18**	**132**	Recommended Winner
eDelta Consulting	18	103	
Securance Consulting	7	87	
Ferrilli	19	119	
Secure Halo	17	117	
Moss Admas LLP	17	126	
RNT Professional Services	19	104	
Bulletproof Solutions	18	117	
AESI	6	106	
Lares, LLC	7	127	

Attachment: 7-7-20 - CYBERSECURITY ASSESSMENT AND PLAN 20020 - CNCL PKT (116-20 : Accept

RESOLUTION NO. 117-20

Weed Abatement Assessment - 9 Avenue B.

RESOLUTION NO. ___________

RESOLUTION FIXING AMOUNT OF ASSESSMENT

FOR WEED LIEN AGAINST PROPERTY LOCATED AT

9 Avenue B, Parcel No. 149.000

==

WHEREAS, the weed nuisance growing upon or in front of the property located at 9 Avenue B, parcel no. 149.000 has been removed as provided for and required by law: and

WHEREAS, the enforcing official has prepared and submitted to the City Council an itemized statement of the actual expenses incurred by the City for the abatement of the weed nuisance located at 9 Avenue B, a copy of said itemized statement being attached hereto as Exhibit "A"; and

WHEREAS, the 7th day of July 2020 at 7:00 p.m. in the Municipal Court Building in the Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any bjections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

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

WHEREAS, the Council met at the designated time and place for the purpose of receiving and considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the floor for comments from the public and any persons interested in said assessment or the amount thereof; and

WHEREAS, the City Council has considered all evidence and other matters in relation to the proposed assessment and the members of the Council are of the opinion that the amount to be assessed against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of $263.34 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: 9 Avenue B, Parcel no. 149.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-03-08-2-002-149.000 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

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

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

____

President of the City Council

City of Opelika, Alabama

Attest:

____

Russell A Jones

City Clerk - City Treasurer

WEED ABATEMENT INVOICE

Date: June 24, 2020

To: Milton Lee Cannon
1025 Goosehollow Cir
Auburn Al. 36830

Property Address:
9 Ave B
Opelika Al. 36801
Parcel # 10-03-08-2-002-149.000

On May 22, 2020 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

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

Cost of Abatement: 250.0

Certified mail: 13.34

Misc. ____________

Total 263.34

Attachment: WEED INVOICE 9 Ave B (117-20 : Weed Abatement Assessment - 9 Avenue B.)

RESOLUTION NO. 118-20

Weed Abatement Assessment - Williamson Avenue.

RESOLUTION NO. ___________

RESOLUTION FIXING AMOUNT OF ASSESSMENT

FOR WEED LIEN AGAINST PROPERTY LOCATED AT

Williamson Ave, Parcel No. 017.000

===

WHEREAS, the weed nuisance growing upon or in front of the property located at Williamson Avenue, parcel no. 017.000 has been removed as provided for and required by law: and

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

WHEREAS, the 7th day of July, 2020 at 7:00 p.m. in the Municipal Court Building of Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any objections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

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

WHEREAS, the Council met at the designated time and place for the purpose of receiving and considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the floor for comments from the public and any persons interested in said assessment or the amount thereof; and

WHEREAS, the City Council has considered all evidence and other matters in relation to the proposed assessment and the members of the Council are of the opinion that the amount to be assessed against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of $213.24 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: Williamson Avenue, Parcel no. 017.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-04-19-1-000-017.000 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

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

Code of Ordinances of the City of Opelika, Alabama.

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

____

President of the City Council

City of Opelika, Alabama

Attest:

____

Russell A Jones

City Clerk - City Treasurer

WEED ABATEMENT INVOICE

Date: June 24, 2020

To: Tree Designation LLC
226 Ashton Ln
Auburn Al. 36830

Property Address:
Williamson Avenue

Parcel # 10-04-19-1-000-017.000

On May 29, 2020 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

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

Cost of Abatement: 199.90

Certified mail: 13.34

Misc. ______

Total 213.24

RESOLUTION NO. 119-20

Weed Abatement Assessment - 3307 Arnold Avenue.

RESOLUTION NO. ___________

RESOLUTION FIXING AMOUNT OF ASSESSMENT

FOR WEED LIEN AGAINST PROPERTY LOCATED AT

3307 Arnold Ave, Parcel No. 054.001

==

WHEREAS, the weed nuisance growing upon or in front of the property located at 3307 Arnold Ave, parcel no. 054.001 has been removed as provided for and required by law: and

WHEREAS, the enforcing official has prepared and submitted to the City Council an itemized statement of the actual expenses incurred by the City for the abatement of the weed nuisance located at 3307 Arnold Ave, a copy of said itemized statement being attached hereto as Exhibit "A"; and

WHEREAS, the 7th day of July, 2020 at 7:00 p.m. in the Municipal Court Building of Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any objections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

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

WHEREAS, the Council met at the designated time and place for the purpose of receiving and considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the floor for comments from the public and any persons interested in said assessment or the amount thereof; and

WHEREAS, the City Council has considered all evidence and other matters in relation to the proposed assessment and the members of the Council are of the opinion that the amount to be assessed against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of $202.86 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: 3307 Arnold Ave, Parcel no. 054.001 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-09-05-15-1-000-054.001 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

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

ADOPTED AND APPROVED this the ____ day of _______________.

____

President of the City Council

City of Opelika, Alabama

Attest:

____

Russell A Jones

City Clerk - City Treasurer

WEED ABATEMENT INVOICE

Date: June 24, 2020

To: Arthur & Lisa Scroggins
3307 Arnold Ave
Opelika al. 36801

Property Address:
3307 Arnold Ave
Opelika Al. 36801
Parcel # 09-05-15-1-000-054.001

On May 22, 2020 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that of a weed violation at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

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

Cost of Abatement: 189.52

Certified mail: 13.34

Misc. ____________

Total 202.86

Attachment: Weed Invoice 3307 Arnold Ave (119-20 : Weed Abatement Assessment - 3307 Arnold Avenue.)

RESOLUTION NO. 120-20

Weed Abatement Assessment - 509 1st Ave.

RESOLUTION NO. ___________

RESOLUTION FIXING AMOUNT OF ASSESSMENT

FOR WEED LIEN AGAINST PROPERTY LOCATED AT

509 1st Ave., Parcel No. 128.000

==

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

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

WHEREAS, the 7th day of July, 2020 at 7:00 p.m. in the Municipal Court Building of Opelika, Alabama was the date, time and place heretofore established by the City Council to hear and determine any objections or defenses which may be raised by any of the property owners liable to be assessed for the work of abating said weed nuisance; and

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

WHEREAS, the Council met at the designated time and place for the purpose of receiving and considering said statement of expenses and to pass upon all such objections to and protest against the proposed assessment for the work of abating said nuisance; and

WHEREAS, the President of the City Council presided over said public hearing and opened the floor for comments from the public and any persons interested in said assessment or the amount thereof; and

WHEREAS, the City Council has considered all evidence and other matters in relation to the proposed assessment and the members of the Council are of the opinion that the amount to be assessed against the property shall be in accordance with the amount shown on the statement of expenses heretofore delivered by the enforcing official to the City Council.

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

follows:

1. The itemized statement of expenses submitted by the enforcing official to the City Council is hereby affirmed.
2. The cost for abating such weed nuisance, in the amount of $263.80 is hereby assessed against the parcel of land mentioned in said itemized statement, to wit: 509 1st Ave, Parcel no. 128.000 Opelika, Alabama. The cost stated in this Resolution shall constitute a lien on the above referenced property.
3. The tax identification number for said parcel(s) of land is 43-10-03-07-1-002.128.00 according to the records of the Revenue Commissioner of Lee County Alabama.
4. The Purchasing-Revenue Manager shall cause a certified copy of this Resolution assessing the cost of abatement to be filed for recording in the Office of the Judge of Probate of Lee County, Alabama, and shall forward a copy to the Lee County Revenue Commissioner. Upon filing, the Lee County Revenue Commissioner shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the City.

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

ADOPTED AND APPROVED this the ______ 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

WEED ABATEMENT INVOICE

Date: 6/30/2020

To: Loretta Wanat
Mailing Address:
11090 Woodruff Road
Fairburn, GA 30213

Property Address:
509 1st Ave
Opelika, AL 36801

Parcel # 43-10-03-07-1-002.128.00

On March 23, 2020 in accordance with Opelika City Ordinance 110-12, a notice was sent informing the owner that a weed violation existed at the above listed property address. After failing to correct the violation within the time specified in the notice, the City of Opelika abated the violation.

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

Cost of Abatement: $ 250.00

Certified Mail: $ 13.80

Misc.

Total $ 263.80

RESOLUTION NO. 121-20

Approve Contract with Seely & Long Assoc. Inc. for Grant Administration Services.

RESOLUTION NO.________

RESOLUTION APPROVING CONTRACT WITH SEELY & LONG ASSOCIATES, INC. FOR GRANT ADMINISTRATION SERVICES

WHEREAS, reducing the levels of youth and adult crime is a major goal of the City Council of the City of Opelika (the "City"); and

WHEREAS, the City has been awarded a pilot grant to implement a Youth Incarceration Prevention Program ("YIPP") for the period from July 2, 2020 to September 30, 2020; and

WHEREAS, the City wishes to engage Seely & Long Associates, Inc. to provide certain technical and professional services for grant administration; and

WHEREAS, a Professional Services Contract (the "Contract") to be entered into between the City and Seely & Long Associates, Inc. has been prepared and submitted to the City Council and the City Council determined that it is in the best interest of the City and its citizens to approve said Contract; and

WHEREAS, the compensation to be paid to Seely & Long Associates, Inc. under the Contract shall come from grant funds.

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

1. That the City does hereby retain the services of Seely & Long Associates, Inc. to administer the pilot YIPP grant and program.

2. That the proposed Contract to be entered into between the City and Seely & Long Associates, Inc. which is attached hereunto marked Exhibit “A”, be and the same is hereby approved, authorized, ratified and confirmed in the form substantially submitted to the City Council with such changes thereto, by addition, deletion or substitution, as the Mayor shall approve, which approval shall be conclusively evidenced by execution and delivery by said Contract.

3. That the Mayor is hereby authorized and directed to execute and deliver said Contract in the name and on behalf of the City.

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

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

DRAFT
Seely & Long Associates
Professional Services Contract

(Version 2: June 29, Dick Seely)

The City of Opelika, Alabama, a municipal corporation (Client), agrees to retain Seely & Long Associates, a firm registered to do business in the state of Florida (Contractor), to implement the scope of work of the Opelika Youth Incarceration Prevention Project (YIPP) pilot program (Project ID: 16-JF-C1-018) from July 2, 2020 to September 30, 2020 for funding of $28,000 provided under a grant from the Alabama Department of Economic and Community Affairs (ADECA). This agreement will remain in force by the Consultant meeting all pilot project requirements and additional grant or other funding being obtained to continue implementing the YIPP initiative after September 30, 2020.

1. Consultant Scope of Work

The Consultant is retained to achieve the following deliverables approved by ADECA:

Project measurable goals & objectives

- Begin intervening in the lives of 40 youth offenders and their families and achieve over the July 2, 2020 to July 1, 2021 a recidivism rate of 10% or less compared to the national average 1-year average of 44%
- 70% of the attendees not having a high school diploma and enrolling in the GED program 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 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

Attachment: YIPP CONTRACT (121-20 : Approve Contract with Seely & Long Assoc. Inc. for Grant Admin. Services)

- 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 for the coming 12-month period.

Program Evaluation

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.

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 pilot program 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.

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 YIPP pilot program data base.

Attachment: YIPP CONTRACT (121-20 : Approve Contract with Seely & Long Assoc. Inc. for Grant Admin. Services)

2. Project Budget

The Consultant will carry out the pilot program scope of work for $28,000 as define in the following line item budget approved by ADECA.

Personnel		**Total**
Project Director, M. Long	20 hrs./wk.	$14400
Planning, Evaluation, Reporting, R. Seely	10/ hrs./wk.	6300
Session & Volunteer Coordinator, A. Long	10/hrs/wk.	3600
Subtotal		**24300**

Other Operating Costs		
Telephone	2 cell phones $139/3 mo.	417
Office expenses	postage, printer, printing costs	750
Participant session expenses	$2.40/meal x 320 meals	768
Printing and publications	participant sessions	300
Travel costs	$.56/mile x 1000 miles + per diem	827
Training expenses	planning and sessions	638
Subtotal		**3700**
Total		**28000**

3. TERM:

The term of this agreement is July 2, 2020 to September 30, 2020. The agreement will remain in force by the Consultant meeting all present project requirements and additional grant or other funding is obtained to continue implementing the YIPP initiative after September 30, 2020.

4. TERMINATION:

This agreement may be terminated by either party, with or without cause, upon thirty (30) days prior written notice to the other. By such termination, neither party may nullify obligations already incurred for performance or failure to perform prior to the date of termination.

5. PRODUCT OF SERVICES:

All materials developed for or acquired by the Contractor during the term of this agreement are the property of the Client.

6. PROPRIETARY INFORMATION:

The Contractor acknowledges that, in the course of contract with the Client, the principals may become aware of certain information about the latter organization's operations or clients that is considered proprietary. The Contractor agrees not to disclose such information or use the information in any manner without the express written permission of the Client.

7. RECORDS AND AUDITS:

Records of Consultant's services related to this agreement shall be maintained in accordance with generally recognized accounting principles and shall be made available to the Client on inspection and/or audit at mutually convenient times for a period of four (4) years from the Effective Date.

8. INDEPENDENT CONTRACTOR:

Consultant is and shall be acting at all times as an independent contractor and not as an employee of the Client. Consultant shall have no power to incur any debt, obligation or have control over the conduct of Client or Client's employees, except as set forth in this agreement. Consultant shall not at any time or in any manner represent that it or any of its employees are in any manner agents or employees of the Client. Consultant shall procure, at its sole expense, and be responsible for any and all payment of federal income tax, Social Security, state disability insurance, unemployment compensation and other payroll deductions for Consultant.

9. ACCESS TO RECORDS:

The Consultant agrees to provide the City and any applicable federal or state agency or their authorized agents access to any records necessary to determine grant compliance. The Consultant agrees to create and retain records supporting the services rendered or materials delivered for a period of four (4) years after either the completion date of the contract or the conclusion of any claim, litigation or exception relating to the contract taken by federal or state agencies, whichever is later.

The provisions of this Contract are agreed to by:

CITY OF OPELIKA, ALABAMA
CLIENT

____
GARY FULLER, MAYOR

____
DATE

Attachment: YIPP CONTRACT (121-20 : Approve Contract with Seely & Long Assoc. Inc. for Grant Admin. Services)

SEELY & LONG ASSOCIATES, INC.
CONTRACTOR

____
DR. RICHARD SEELY,
PRESIDENT AND CEO

____
DATE

Attachment: YIPP CONTRACT (121-20 : Approve Contract with Seely & Long Assoc. Inc. for Grant Admin. Services.)

RESOLUTION NO. 122-20

Retain Riley & Jackson, P.C. for Litigation Against Manufacturers and Distributors of Opioids.

RESOLUTION NO. __________

RESOLUTION RETAINING RILEY & JACKSON, P.C. TO PROSECUTE LEGAL CLAIMS AGAINST MANUFACTURERS AND DISTRIBUTORS OF OPIOIDS

WHEREAS, opioid analgesics are widely diverted and improperly used, and the widespread abuse of opioids has resulted in a national epidemic of opioid overdose deaths and addictions; and

WHEREAS, opioid abuse, addiction and morbidity has created a serious public health and safety crisis, and is a public nuisance; and

WHEREAS, the distribution and diversion of opioids into Alabama and into the City of Opelika (the "City") and the surrounding areas has created a foreseeable opioid crisis and public nuisance; and

WHEREAS, opioid manufacturing and distributing companies have systematically and repeatedly disregarded the health and safety of their customers and the public; and

WHEREAS, hundreds of states, counties and municipalities are taking legal actions against opioid manufacturers and wholesale distributors seeking compensation for the tremendous societal costs associated with the opioid epidemic, such as increased health care costs, emergency medical services, rehabilitation, and law enforcement; and

WHEREAS, the City desires to retain the services of Riley & Jackson P.C. (the "Law Firm") to represent the City in the prosecution of legal claims against manufacturers and distributors of opioids, arising out of the manufacturers' and distributors' fraudulent and negligent marketing and distribution of opioids; and

WHEREAS, said Law Firm is proposing a contingency fee arrangement of twenty-five percent (25%) of any recovery; and

WHEREAS, a proposed contract (the "Contract") to be entered into between the City and said Law Firm has been prepared and submitted to the City Council for approval and the City Council has determined that it is in the best interest of the City and its citizens to approve said Contract.

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

1. That the City does hereby retain the services of Riley & Jackson, P.C. to prosecute potential claims against manufacturers and distributors of opioids.

2. That the proposed Contract to be entered into between the Law Firm and the City, a copy of which is attached hereto and marked as Exhibit "A", be and the same is hereby approved, authorized, ratified and confirmed in the form substantially submitted to the City Council with such changes thereto, by addition, deletion or substitution, as the Mayor shall approve, which approval shall be conclusively evidenced by the execution and delivery of said Contract.

3. That the Mayor is hereby authorized and directed to execute and deliver said Contract in the name and on behalf of the City.

4. That the officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of

them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances, or other instruments or other communications under the seal of the City or otherwise, as they or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this Resolution and the attached Contract.

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

ATTEST:

____

CITY CLERK

CERTIFICATE

I, the undersigned, Russell Jones, the City Clerk of the City of Opelika, Alabama, a municipal corporation, do hereby certify that the above resolution is a true and correct copy of the original as the same appears upon the minutes of the City Council of the City of Opelika, Alabama.

I have hereinto set my hand and the official Seal of the City of Opelika, Alabama on this the _______ day of _________, 2020.

____

Clerk, City of Opelika, Alabama

Contingency Fee Agreement to Represent City of Opelika, Alabama

The undersigned City of Opelika, Alabama (hereinafter referred to as "Client"), hereby retains the law firms of RILEY & JACKSON, P.C. as Attorneys to represent Client in connection with the nationwide opioid litigation, including filing a Notice of Claim in the Purdue Pharma bankruptcy proceeding, notifying Client as to discussions of any potential resolution of the litigation that may benefit Client financially to enable Client to abate the public health nuisance created by the opioid crisis, and preparing, submitting, filing, and prosecuting any claim Client may have as the result of any resolution of the litigation.

Client authorizes Attorneys to retain and employ, at Attorney's expense, the services of accounting and other experts to the extent such experts are necessary in Attorney's judgment to prepare and prosecute any claim Client may have.

1. **ATTORNEYS' FEES.** This employment agreement is on a contingency fee basis and, if no recovery is made, Client will not be indebted to Attorneys for any sum whatsoever, either as fees or expenses. Attorneys shall receive as their fee 25% of the gross recovery before the deduction of costs and expenses, plus reimbursement of any expenses incurred in prosecuting the case. As used in this agreement, "recovery" means the principal, interest, penalties, and all other amounts recovered for Client, including the value of any structured settlement, future payments, remediation, or non-pecuniary benefits. If any fund is established through a national settlement for the payment or reimbursement of attorneys' fees that may benefit Client, Attorneys will take all steps reasonably necessary to petition on Client's behalf for a full or partial refund of said fees, with no guarantee of success on such petition. This agreement by Attorneys is to seek a reimbursement of fees, not payment in lieu of the fees Client will pay under this Agreement.

2. **COSTS AND EXPENSES.** Client understands that expenses related to the prosecution Client's claim, if any, will be advanced by Attorneys and that, in the event of a recovery, such expenses shall be deducted from Client's portion and reimbursed to Attorneys. In addition to expenses advanced directly by Attorney, any recovery may be subject to an Assessment imposed by a Multi-District Litigation ("MDL") Court or withheld by an MDL Court from any settlement. Such Assessment would reflect both work done and costs expended by numerous attorneys for the benefit of a common group of plaintiffs. By using this common benefit system, no one plaintiff must solely bear the substantial costs for work that benefits a large group of plaintiffs as a whole, and many of the more substantial costs and expenses of litigation can be shared equally by all, thus lowering the total litigation costs borne by any one plaintiff. The exact amount any MDL Court may withhold or deduct from a recovery for Client cannot be predicted with certainty, but such Court-ordered Assessments are typically in the range of 8-10% of the total recovery. Client understands and agrees that any MDL assessment for common benefit work done or costs paid will be considered an expense of litigation and reimbursed to Attorneys.

3. **NO GUARANTEE.** Attorneys have made no promise or guarantee regarding whether the national litigation will result in a settlement that may benefit Client, which cannot be predicted at this time, nor has Attorney made any promise or guarantee that Client will be entitled to compensation. No guarantee or representation has been made to Client as to what type or amount of recovery, if any, may be expected on Client's Claim.

4. **TERMINATION OF REPRESENTATION.** Client has the right to terminate the representation upon written notice to that effect. Client understands that it will be responsible for any fees or costs incurred prior to the discharge or termination, based on all of the facts and circumstances deemed relevant by statutory law and/or jurisprudence.

5. **CLIENT COOPERATION.** Client agrees to cooperate with Attorneys at all times and to comply with all reasonable requests for information regarding potential claims.

6. **DOCUMENT EXECUTION.** The parties hereto agree to execute any and all documents that may be necessary to effectuate, ratify, acknowledge, or otherwise validate this agreement.

7. **ENTIRE AGREEMENT.** Client has read this agreement in its entirety. Client agrees to and understands the terms and conditions set forth herein. Client acknowledges that there are no

Attachment: Contigency Fee Agreement (122-20 : Retain Riley & Jackson, P.C. for Litigation Against Manufacturers and Distributors of Opioids.)

other terms or oral agreements existing between Attorneys and Client. This agreement may not be amended or modified in any way without the prior written consent of Attorneys and Client.

This agreement is executed by the undersigned Client on this ___ day of July, 2020.

____
Gary Fuller, Mayor
City of Opelika, Alabama

Attest:

____
Russell Jones, City Clerk

The foregoing agreement is hereby accepted on this _____ day of July, 2020.

ATTORNEY: ______________________________
Printed Name: Keith Jackson, for Riley & Jackson, P.C.

Attachment: Contigency Fee Agreement (122-20 : Retain Riley & Jackson, P.C. for Litigation Against Manufacturers and Distributors of Opioids.)

RESOLUTION NO. 123-20

Resolution Relating to Street Lighting - OPS.

RESOLUTION NO. _________

RESOLUTION RELATING TO STREET LIGHTING

WHEREAS, in 1984, the Alabama Legislature enacted a statute establishing boundaries for electric service territories within the state; and

WHEREAS, Alabama Power Company and Tallapoosa River Electric Cooperative own and operate distribution facilities in the City of Opelika; and

WHEREAS, the City of Opelika (the "City") has the responsibility of planning for the lighting of streets within the city limits; and

WHEREAS, street lighting is provided as a service to the citizens and visitors of the community, primarily to promote the safety of vehicular and pedestrian movements; and

WHEREAS, the Opelika Power Services Department works with Alabama Power Company and Tallapoosa River Electric Cooperative to provide street lighting within the community; and

WHEREAS, the City frequently contracts with Alabama Power Company and Tallapoosa River Electric Cooperative for street light installations and pays an ongoing monthly fee for electric service; and

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

1. That the Director of Opelika Power Services, or his designee, shall identify the locations at which the City will contract with Alabama Power Company and Tallapoosa River Electric Cooperative to routinely install street lights.

2. That the Director of Opelika Power Services, or his designee, shall have the authority to request Alabama Power Company and Tallapoosa River Electric Cooperative to install street lights at locations approved by them in accordance with established City policies.

3. That the Director of Opelika Power Services, or his designee, shall have the authority to approve all street light installations on forms provided by Alabama Power Company and Tallapoosa River Electric Cooperative.

4. That the Director of Opelika Power Services or his designee shall have the authority to authorize the installation of street lights within the city limits by signing documents provided by Alabama Power Company and Tallapoosa River Electric Cooperative.

5. That the Director of Opelika Power Services, or his designee, 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 in the name on behalf of the City such other agreements, contracts, leases, notices, assurances, or other instruments as they deem necessary or appropriate to provide for the installation of street lighting in areas of the City served by Alabama Power Company and Tallapoosa River Electric Cooperative.

6. That the Director of Opelika Power Services, or his designee, are authorized to pay any costs associated with street lighting from budgeted funds.

7. That this Resolution shall take effect immediately 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

RESOLUTION NO. 124-20

Approve Geneva Street Project Change Order - Eng.

RESOLUTION NO. _____________

RESOLUTION APPROVING CHANGE ORDER NUMBER 2 TO THE CONTRACT BETWEEN THE CITY OF OPELIKA AND ROBINSON PAVING COMPANY, INC. FOR THE GENEVA STREET IMPROVEMENTS PROJECT

WHEREAS, the City Council of the City of Opelika, Alabama previously approved a Contract dated as of December 13, 2019, by and between the City of Opelika, Alabama (the "City") and Robinson Paving Company, Inc for the Geneva Street Improvement Project; and

WHEREAS, the current project has a pedestrian signal to be added to the existing signal at McCoy Street and Geneva Street, the City Engineer has determined that it is in the best interest of the project to upgrade the current signal system that will include pedestrian signals, new mast arm signal poles, new signals and a new controller; and

WHEREAS, the City Engineer has advised that during the initial subsurface investigation of an existing water line, sanitary sewer line, and storm drain line, additional features will be needed to be added or replaced to complete the connection of these systems; and

WHEREAS, Change Order Number 2 to the Contract between the City and Robinson Paving Company, Inc. have been submitted to the City Council for approval; and

WHEREAS, Change Order Number 2 will increase the total contract amount by an additional $223,613.75, resulting in a new contract amount of $2,508,287.75; and

WHEREAS, said Change Order is necessitated by unforeseen circumstances arising during the course of work for items not contemplated when the plans and specifications were prepared and bid, and

WHEREAS, the City Engineer has reviewed all prices and found them to be reasonable, fair and equitable and recommends approval of Change Order Number 2; and

WHEREAS, the City Council endorses the statements, findings and recommendations of the City Engineer and hereby finds and determines that it is in the public interest to approve Change Order Number 2.

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

1. That Change Order Number 2 to the Contract dated December 13, 2019, between the City and Robinson Paving Company, Inc. a copy of which Change Order is attached hereto and incorporated herein by reference as Exhibit "A", is hereby approved.

2. That the Mayor is hereby authorized and directed to execute Change Order Number 2 in the name and on behalf of the City.

3. That the officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances or other instruments or other communications under the seal of the City or otherwise, as they, or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this Resolution and the attached Change Order Number 2.

4. That the amount of the Change Order shall be paid from the Unassigned Fund Balance.

5. That the Mayor and Controller are hereby authorized to make such budget adjustments and accounting entries as necessary to carry into effect the provisions of this Resolution and Change Order.

6. 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

CITY OF OPELIKA
CHANGE ORDER

PURCHASE ORDER NUMBER ____2001232______ **CHANGE ORDER NUMBER** _____2___________
DATE PO ISSUED ___12/16/2019__________ **EFFECTIVE DATE OF CHANGE** ____**7/8/2020**___________
BID NUMBER ______20002_______ **ACCOUNT NUMBER** __-09-9333-430-098041
DEPARTMENT ________________________Engineering_______________________________________
VENDOR/CONTRACTOR

Robinson Paving Company
5425 Shatulga Road
Columbus, GA 31907

DESCRIPTION OF PROJECT AND REASON FOR CHANGE:

The Engineering Department has determined that it is in the best interest of the project to upgrade the current signal system that will include pedestrian signals, new mast arm signal poles, new signals, and a new controller. The cost of this signal replacement will be deducted by the initial pedestrian signal bid cost.

- Signal System Additions (See attached) ----------------------- $227,913.75
- Signal System Deletions---($78,750.00)

During the initial subsurface investigation of the existing water and sanitary sewer line, it was determined that additional features will need to be added to the contract.

- Water System Additions (See attached) ------------------------$29,600.00
- Sanitary Sewer—150-Ft of 8" DIP at $75/LF-------------------$ 11,250.00

During the initial subsurface investigation of the existing storm water line, it was determined that the existing pipe was deteriorated to a condition that it could not be salvaged. A new storm drain pipe will need to be added to the contract to replace this system.

- Storm Water System Additions
  - 200-LF 22" X 14" RCP Roadway Pipe @ $168-----$33,600

TOTAL----$223,613.75

The Engineering Department has reviewed the water changes and cost with the Water Board and find all of the proposed changes fair and reasonable and within the original scope of the contract. These items will need to be added to the contract with these changes.

ORIGINAL CONTRACT AMOUNT: $2,276,319.00

CONTRACT AMOUNT PRIOR CHANGE: $2,284,674.00

THIS INCREASE: $223,613.75

THIS DECREASE: $0

NEW CONTRACT AMOUNT: $2,508,287.75

CHANGE APPROVED AND ADOPTED THIS __________ **DAY OF** _______________________, 2020

____
GARY FULLER
MAYOR

Signal Design Change Order					
Description	**Pay Item**	**Quantity**	**Unit**	**Unit Price**	**Amount**
Mobilization		1.00	LS	$20,000.00	$ 20,000.00
Removal of Existing Traffic Control System		1.00	LS	$ 4,900.00	$ 4,900.00
Furnish & Install Traffic Control System		1.00	LS	$22,800.00	$ 22,800.00
Traffic Signal Pole Foundation		4.00	EA	$ 5,000.00	$ 20,000.00
Furnish and install Traffic Signal Pole with Mast		4.00	EA	$ 6,200.00	$ 24,800.00
Traffic Signal Junction Box		4.00	EA	$ 555.00	$ 2,220.00
1" Metalic, Conduit		50.00	LF	$ 7.10	$ 355.00
1", Non-Metallic, Conduit		100.00	LF	$ 10.30	$ 1,030.00
2", Non-Metallic, Conduit		800.00	LF	$ 13.35	$ 10,680.00
Vehicular Signal Head 12" 3 Section LED		8.00	EA	$ 870.00	$ 6,960.00
Vehicular Signal Head 12" 4 Section LED		2.00	EA	$ 1,125.00	$ 2,250.00
Pedestrain Signal Head, Typ		2.00	EA	$ 3,650.00	$ 7,300.00
Controller Assembly Type III 8 Phase		1.00	EA	$18,000.00	$ 18,000.00
Wood Pole		1.00	EA	$ 1,675.00	$ 1,675.00
Micorvision Detection System		1.00	LS	$26,840.00	$ 26,840.00
6" Elect Conduit - 1 Line - Bored		325.00	LF	$ 56.75	$ 18,443.75
Mountable Island		1.00	LS	$ 8,200.00	$ 8,200.00
Signal Design		1.00	LS	$ 3,000.00	$ 3,000.00
Blankout Signs for Railroad		2.00	EA	$ 4,360.00	$ 8,720.00
Decorative Pole Base and Caps		4	EA	$ 4,935.00	$ 19,740.00
					$227,913.75

Existing Signal in contract DEDCUTION	1	LS	$78,750.00	$ 78,750.00

TOTAL SIGNAL	$149,163.75

Attachment: Geneva Street Change (124-20 : Approve Geneva Street Project Change Order - Eng.)

Water System Change Order					
Description	**Pay Item**	**Quantity**	**Unit**	**Unit Price**	**Amount**
1" Meter		1.00	EA	$ 625.00	$ 625.00
2" Meter Vault		1.00	EA	$ 10,100.00	$10,100.00
8" Line Stop		1.00	EA	$ 6,000.00	$ 6,000.00
6: Watermain MJ Bell		2	EA	$ 1,125.00	$ 2,250.00
Meter Box (upgrade)		25	EA	$ 390.00	$ 9,750.00
Sensus Meters (upgrade)		25	EA	$ 35.00	$ 875.00
					$29,600.00

RESOLUTION NO. 125-20

Vacate Sanitary Sewer Easement

RESOLUTION NO. _________

RESOLUTION APPROVING THE VACATION OF A SANITARY SEWER EASEMENT

WHEREAS, on November 6, 1992, William D. Lazenby, Peggy S. Lazenby, Guy A. Montgomery, Jr., Maidie V. Montgomery, Robert B. Madre, Jr., Judith K. Madre, Harrell D. Huguley, Jr., William L. Garrett, Jr., and June W. Garrett executed a certain Sanitary Sewer Easement (the "Sanitary Sewer Easement") granting to the City of Opelika a twenty (20) foot wide sanitary sewer easement across the original Grantors' property in Opelika, Alabama, a copy of said easement document being recorded in Deed Book 1707, at Page 261 in the Office of the Judge of Probate of Lee County, Alabama; and

WHEREAS, a Petition To Vacate Sanitary Sewer Easement, duly executed by Herndon Land, LLC, an Alabama limited liability company, Auston A. Shaw, Mary Catherine Shaw, W. Banks Herndon, and Margaret S. Herndon, has been presented to the City Council (the "City Council") of the City of Opelika, Alabama (the "City"), a municipal corporation, for assent and approval of the governing body, said Petition with map attached being hereto affixed, marked Exhibit "A" and made a part hereof; and

WHEREAS, Herndon Land, LLC, an Alabama limited liability company and Auston A. Shaw are the current owners of all the properties abutting said Sanitary Sewer Easement; and

WHEREAS, no sanitary sewer lines have been installed in the above described easement and the public interest and welfare will not be adversely affected by the abandonment of said easement; and

WHEREAS, it appears to the City Council that the vacation of said easement is in order and the vacation of said easement will not impair or diminish the City's ability to provide sanitary sewer service in the immediate area.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika that the vacation of the said Sanitary Sewer Easement is assented to and approved and the same is hereby vacated in its entirety, said easement being further described described as follows:

A 20 foot wide sanitary sewer easement located in section 35, Township 20 North, Range 26 East in Opelika, Lee County, Alabama, the centerline of which is described as follows:

Commence at the Northeast corner of said Section 35; thence run South 2° 12' 54" East for 489.42 feet; thence North 89° 32' 39" West for 932.63 feet to the POINT OF BEGINNING. From said point of beginning run North 43° 10' 19" West for 283.63 feet; thence run South 53° 42' West for 150.0 feet; thence run North for 89° 41' 39" West for 1,078.00 feet; thence run North 38° 14' West for 242.0 feet; thence North 89° 09' 25" West for 204.30 feet to the terminal point of this easement.

BE IT FURTHER RESOLVED that the City of Opelika, Alabama, a municipal corporation, does remise, release and quitclaim unto Herndon Land, LLC, an Alabama limited liability company, and Auston A. Shaw, as their interests appear, whatever right, title and interest the said City of Opelika, Alabama, may have acquired in and to the above described Sanitary Sewer Easement by dedication of said easement or otherwise, and that Gary Fuller, Mayor of the City of Opelika, Alabama, be and he is hereby authorized and directed on behalf of the City of Opelika, Alabama, to execute a quitclaim deed to the aforementioned entity and person for the purpose of carrying out the intent and intention of this paragraph, and that Russell Jones, City Clerk, be and he is hereby authorized and directed on behalf of the City of Opelika, Alabama, to attest the same.

BE IT FURTHER RESOLVED that the City Clerk will cause a copy of this Resolution to be filed in the Probate Office of Lee County, Alabama.

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

____

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

ATTEST:

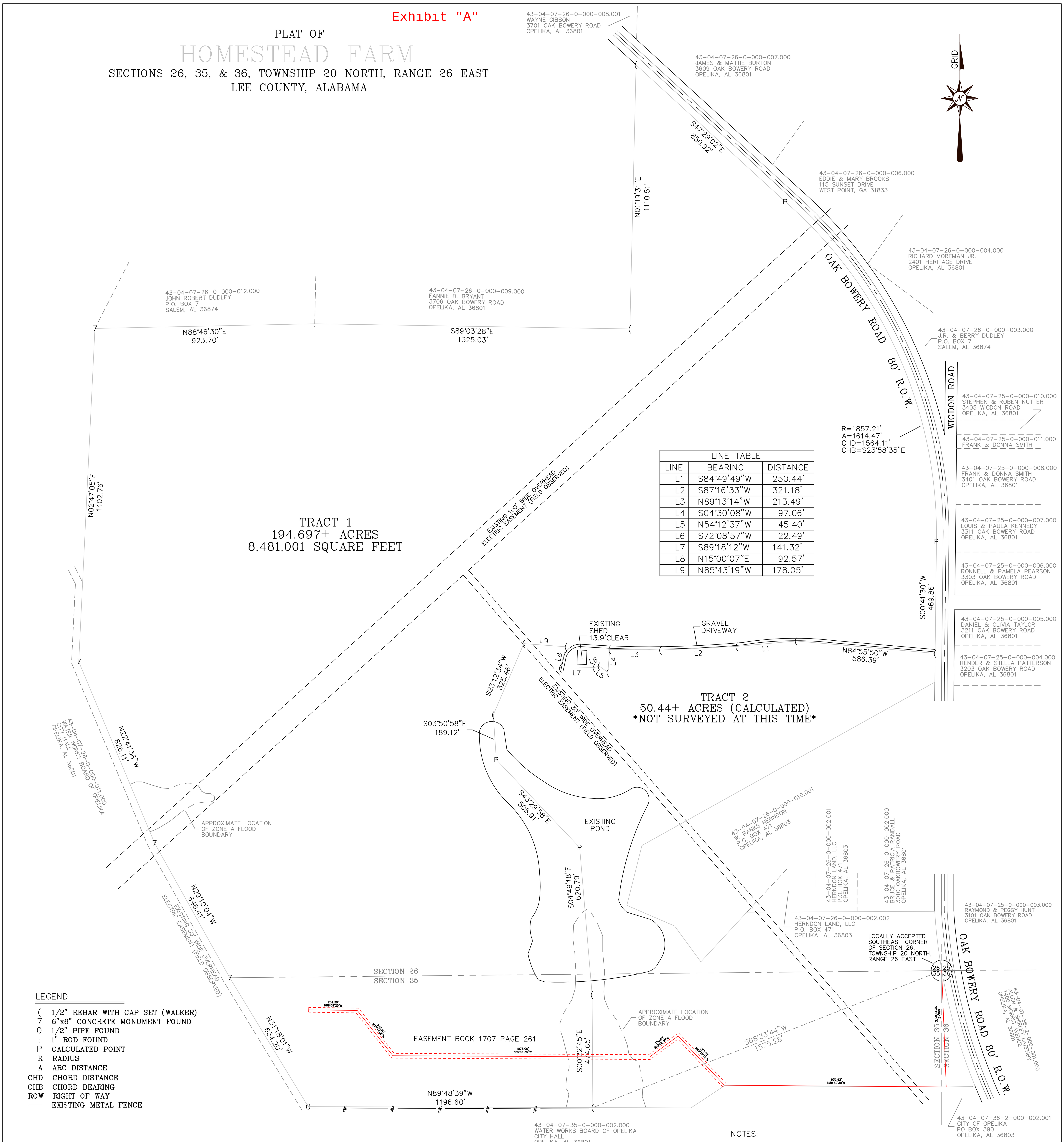
____

CITY CLERK

Exhibit "A"

PLAT OF HOMESTEAD FARM

SECTIONS 26, 35, & 36, TOWNSHIP 20 NORTH, RANGE 26 EAST
LEE COUNTY, ALABAMA



LINE	BEARING	DISTANCE
L1	S84°49'49"W	250.44'
L2	S87°16'33"W	321.18'
L3	N89°13'14"W	213.49'
L4	S04°30'08"W	97.06'
L5	N54°12'37"W	45.40'
L6	S72°08'57"W	22.49'
L7	S89°18'12"W	141.32'
L8	N15°00'07"E	92.57'
L9	N85°43'19"W	178.05'

LEGEND

- (1/2" REBAR WITH CAP SET (WALKER)
- 7 6"x6" CONCRETE MONUMENT FOUND
- O 1/2" PIPE FOUND
- . 1" ROD FOUND
- P CALCULATED POINT
- R RADIUS
- A ARC DISTANCE
- CHD CHORD DISTANCE
- CHB CHORD BEARING
- ROW RIGHT OF WAY
- —— EXISTING METAL FENCE

STATE OF ALABAMA
LEE COUNTY

I, Seth R. Walker, a Registered Professional Land Surveyor of the State of Alabama, do hereby state that the foregoing is a true and correct map or plat of HOMESTEAD FARM located in Sections 26, 35, & 36, Township 20 North, Range 26 East, Lee County, Alabama. I further state that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards of Practice for Surveying in the State of Alabama to the best of my knowledge, information, and belief.

_______________ Date: ___________
Seth R. Walker
PLS Registration No. 30359

OWNERS'/DEVELOPERS' CERTIFICATION & DEDICATION:

STATE OF ALABAMA
LEE COUNTY

I, W. Banks Herndon, Owner of Herndon Land, LLC, an Alabama Limited Liability Company, have caused the lands shown hereon to be surveyed and subdivided in the manner shown on this plat and said subdivision shall hereafter be known as HOMESTEAD FARM.

_______________ (seal) Date: ___________
W. Banks Herndon
Owner of Herndon Land, LLC

STATE OF ALABAMA
LEE COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that W. Banks Herndon, whose name is signed to the foregoing certificate, he, with full authority, executed the same voluntarily.

_______________ Date: ___________
NOTARY PUBLIC
My Commission Expires: _______

APPROVAL BY THE CITY ENGINEER:
The undersigned, as the City Engineer of Opelika, Alabama, hereby approve the within plat for the recording of same in the Probate Office of Lee County, Alabama.

_______________ Date: ___________
City Engineer, Opelika, Alabama

APPROVAL BY THE CITY PLANNER:
The undersigned, as the City Planner of the City of Opelika, Alabama, hereby approve the within plat for the recording of same in the Probate Office of Lee County, Alabama.

_______________ Date: ___________
Opelika City Planner

APPROVAL BY THE PLANNING COMMISSION CHAIRMAN:
The undersigned, as Chairman of the Planning Commission of the City of Opelika, Alabama, hereby approve the within plat for the recording of same in the Probate Office of Lee County, Alabama.

_______________ Date: ___________
Planning Commission Chairman

APPROVAL BY THE COUNTY ENGINEER:
The undersigned, as County Engineer of Lee County, Alabama, hereby certifies that the City of Opelika Planning Commission approved the within plat for the recording of same in the Probate Office of Lee County, Alabama, this _______ day of _______________, 20____.

____
County Engineer
County of Lee, Alabama

APPROVAL BY THE OPELIKA UTILITIES BOARD:

_______________ Date: ___________
Opelika Utilities Board

APPROVAL BY OPELIKA POWER SERVICES:

_______________ Date: ___________
Opelika Power Services

APPROVAL BY PUBLIC WORKS:

_______________ Date: ___________
Public Works Director

NOTES:

1. DEVELOPER: W. BANKS HERNDON
OWNER: HERNDON LAND, LLC
P.O. BOX 471
OPELIKA, AL 36803
2. FLOOD ZONE: "A" & "X"
ACCORDING TO COMMUNITY
PANEL No. 01081C0060G; 01081C0060G; 01081C0067G
(EFFECTIVE DATE: 11/2/11)
3. CURRENT ZONING: R1
TOTAL TRACTS: 2
SMALLEST TRACT: TRACT 2, 50.44± ACRES (2,197,166 SQUARE FEET)
LARGEST TRACT: TRACT 1, 194.697± ACRES (8,481,001 SQUARE FEET)
TOTAL ACREAGE: 245.137± ACRES (10,678,167 SQUARE FEET)
4. GRID NORTH, BASED ON ALABAMA STATE PLANE COORDINATES, EAST ZONE NAD83, WAS USED AS THE BASIS OF BEARINGS FOR THIS SURVEY.
5. REFERENCE INFORMATION: DEED BOOK 2419, PAGE 305, OFFICE OF THE JUDGE OF PROBATE OF LEE COUNTY.
6. SUBJECT TO: ALL RIGHTS OF WAY, EASEMENTS, AND RESTRICTIONS WHICH EXIST AS A MATTER OF RECORD OR EXIST DE FACTO.
7. BUILDING SETBACKS: FRONT = 40', SIDE = 20', REAR = 20'
8. EASEMENT STATEMENT: AN EASEMENT IS HEREBY GRANTED TO THE CITY OF OPELIKA AND TO ANY UTILITY COMPANY SERVING THE CITY OF OPELIKA FOR THE PURPOSE OF INSTALLING, OPERATING, AND MAINTAINING POLES, LINES, GUY WIRES, AND OTHER FACILITIES. TOTAL EASEMENT WIDTH IS TEN (10) FEET WIDE WITH FIVE (5) FEET ON EACH SIDE OF THE FRONT AND SIDE LOT LINES.

VICINITY MAP NOT TO SCALE

SITE
X

CERTIFICATE OF APPROVAL BY THE LEE COUNTY HEALTH DEPARTMENT

The lot(s) on this plat are subject to approval or deletion by the Lee County Health Department. The approvals may contain certain conditions pertaining to the onsite wastewater treatment system(s) that could restrict the use of the lot(s) or obligate the owner to special maintenance and reporting requirements. These conditions are on file with the said health department and are made a part of this plat as if set out hereon. I hereby approve the within plat for the recording of same in the Probate Office of Lee County, Alabama, this________ day of ___________, 20___.

____
Health Officer

GRAPHIC SCALE 1"=200'
0 200 400 600

WALKER LAND SURVEYING, LLC
504 GWYNNES WAY
OPELIKA, AL 36804
Phone (334) 559-5229 Fax 1-888-744-1663
Email: walkerlandsurveying@gmail.com

ALABAMA PROFESSIONAL LICENSE No. 30359 LAND SURVEYOR SETH R. WALKER

Sheet Title: PLAT OF HOMESTEAD FARM		Seth R. Walker PLS No. 30359 CA-970-LS	
Drawn By: SRW	Scale: 1"=200'	File Name: 15-184 Plat.pro	Date: 7/10/15

Attachment: Sanitary Sewer Vacation Map Exhibit A (125-20 : Vacate Sanitary Sewer Easement)

STATE OF ALABAMA)
: QUITCLAIM DEED
COUNTY OF LEE)

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of One Dollar ($1.00) and other good and valuable considerations, to the **CITY OF OPELIKA, ALABAMA,** a municipal corporation, in hand paid by **HERNDON LAND, LLC**, an Alabama limited liability company and **AUSTON A. SHAW**, a married man, the receipt of which is hereby acknowledged, the **CITY OF OPELIKA, ALABAMA,** a municipal corporation, does hereby remise, release, quitclaim and convey unto the said **HERNDON LAND, LLC** and **AUSTON A. SHAW**, as their respective interests appear of record, all of its rights, title, claim, and interest in and to the following described real estate situated in the City of Opelika, Lee County, Alabama, to-wit:

A 20 foot wide sanitary sewer easement located in section 35, Township 20 North, Range 26 East in Opelika, Lee County, Alabama, the centerline of which is described as follows:
Commence at the Northeast corner of said Section 35; thence run South 2° 12' 54" East for 489.42 feet; thence North 89° 32' 39" West for 932.63 feet to the POINT OF BEGINNING. From said point of beginning run North 43° 10' 19" West for 283.63 feet; thence run South 53° 42' West for 150.0 feet; thence run North for 89° 41' 39" West for 1,078.00 feet; thence run North 38° 14' West for 242.0 feet; thence North 89° 09' 25" West for 204.30 feet to the terminal point of this easement.

IN WITNESS WHEREOF, the City of Opelika, Alabama, a municipal corporation, has caused this instrument to be executed by Gary Fuller, its Mayor, and its seal to be affixed by Russell Jones, City Clerk, both of whom are hereunto authorized pursuant to Resolution No. __________ of the City Council of the City of Opelika, Alabama, a copy of which is attached hereunto and marked Exhibit "A" on this the _______ day of ___________, 2020.

City of Opelika, Alabama

By: ____________________________
Gary Fuller

ATTEST:

____
Russell Jones, City Clerk

Attachment: Herndon sanitary sewer quit claim (125-20 : Vacate Sanitary Sewer Easement)

STATE OF ALABAMA
COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that Gary Fuller and Russell Jones, whose names as Mayor and City Clerk, respectively, for the City of Opelika, a municipal corporation, are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day, that, being informed of the contents thereof, they executed the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal of office this the ___ day of ___________, 2020.

NOTARY PUBLIC
MY COMMISSION EXPIRES:

GRANTEES' ADDRESS:
Herndon Land, LLC
P.O. Box 471
Opelika, Alabama 36801

Auston A. Shaw
3250 Oak Bowery Road
Opelika, Alabama 36801

THIS INSTRUMENT WAS PREPARED BY:
GUY F. GUNTER, III
CITY ATTORNEY
CITY OF OPELIKA
608 AVENUE A
P.O. BOX 390
OPELIKA, AL 36801
334-705-2074
334-705-5515 - FAX

Attachment: Herndon sanitary sewer quit claim (125-20 : Vacate Sanitary Sewer Easement)

PETITION TO VACATE SANITARY SEWER EASEMENT

STATE OF ALABAMA
COUNTY OF LEE

TO THE HONORABLE MEMBERS OF THE CITY COUNCIL OF THE CITY OF OPELIKA, ALABAMA:

COME NOW, Herndon Land, LLC, an Alabama limited liability company, Auston A. Shaw and Mary Catherine Shaw, husband and wife, W. Banks Herndon and Margaret S. Herndon, husband and wife, (hereinafter collectively referred to as the "Petitioners") who represent as follows:

1. On November 6, 1992, William D. Lazenby, Peggy S. Lazenby, Guy A. Montgomery, Jr., Maidie V. Montgomery, Robert B. Mardre, Judith K. Mardre, Harrell D. Huguley Jr., William L. Garrett, and June W. Garrett (collectively the "Original Grantors") executed a certain Sanitary Sewer Easement (the "Sanitary Sewer Easement") granting to the City of Opelika a twenty (20) foot wide sanitary sewer easement across the Original Grantors' property in Opelika, Alabama, a copy of said easement document being recorded in Deed Book 1707, at Page 261 in the Office of the Judge of Probate of Lee County, Alabama.

2. A map depicting the location of said Sanitary Easement is attached hereto.

3. On November 6, 2002, the original Grantors assigned to W. Banks Herndon and Margaret S. Herndon, husband and wife, all of their rights, privileges and benefits in said Sanitary Sewer Easement, a copy of said assignment being recorded in Deed Book 2200, at Page 907 in the Office of the Judge of Probate of Lee County, Alabama.

4. By this instrument, W. Banks Herndon and Margaret S. Herndon agree, when and if the City of Opelika vacates the Sanitary Sewer Easement, to release all of their rights, privileges and benefits in said Sanitary Sewer Easement.

5. Herndon Land, LLC, an Alabama limited liability company, and Auston A. Shaw are the current owners of all the properties abutting said Sanitary Sewer Easement.

6. The Petitioners hereby agree to the vacation of said Sanitary Sewer Easement in its entirety, on the condition that the City does vacate the easement, said easement being described as follows:

A 20 foot wide sanitary sewer easement located in section 35, Township 20 North, Range 26 East in Opelika, Lee County, Alabama, the centerline of which is described as follows:
Commence at the Northeast corner of said Section 35; thence run South 2° 12' 54" East for 489.42 feet; thence North 89° 32' 39" West for 932.63 feet to the POINT OF BEGINNING. From said point of beginning run North 43° 10' 19" West for 283.63 feet; thence run South 53° 42' West for 150.0 feet; thence run North for 89° 41' 39" West for 1,078.00 feet; thence run North 38° 14' West for 242.0 feet; thence North 89° 09' 25" West for 204.30 feet to the terminal point of this easement.

7. The Petitioners desire to have vacated the above-described Sanitary Sewer Easement so as to destroy the force in effect of any dedication of the same and have divested therefrom all public rights therein.

8. No sanitary sewer lines have been installed in the above described easement and the public interest and welfare will not be adversely affected by the abandonment of said easement.

9. Auston A. Shaw, a married man, is joined in this instrument by his spouse, Mary Catherine Shaw, to release her homestead and marital rights to the above described easement.

NOW, THEREFORE, in consideration of the premises, Petitioners hereby request that your Honors assent to, approve, ratify and confirm the vacation of the above-described sanitary sewer easement, and the annulment of any dedication thereof and the divestment of all public rights therein, and that the City of Opelika, through its duly elected officials, adopt such appropriate resolution and authorize the execution of such appropriate instrument as may be meet and proper in order to divest the public of all rights to use the same and convey to Herndon

Land, LLC and Auston A. Shaw, as their respective interests appear of record, all rights, title, claims and interest which the City has or may have in said sanitary sewer easement as above-described.

IN WITNESS WHEREOF, The petitioners have hereunto set their hands and seals on the 18th day of JUNE, 2020.

HERNDON LAND, LLC
an Alabama limited liability company

By: ______________________
W. Banks Herndon
Managing Member

____
Margaret S. Herndon

____
W. Banks Herndon

____
Auston A. Shaw

____
Mary Catherine Shaw

Attachment: Petition to Vacate (125-20 : Vacate Sanitary Sewer Easement)

STATE OF ALABAMA
LEE COUNTY

I, the undersigned authority, a Notary Public in and for said State at Large, hereby certify that W. Banks Herndon whose name as Managing Member of Herndon Land, LLC, an Alabama limited liability company, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such member and with full authority, executed the same voluntarily for and as the act of said limited liability company.

GIVEN under my hand and seal of office this the 18 day of June, 2020.

Brook Gates
NOTARY PUBLIC
MY COMMISSION EXPIRES: 6-10-2022

STATE OF ALABAMA
LEE COUNTY

I, the undersigned authority, a Notary Public in and for said State at Large, hereby certify that W. Banks Herndon and Margaret S. Herndon whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of said instrument, they executed on the day the same bears date.

GIVEN under my hand and seal of office this the 18 day of June, 2020.

Brook Gates
NOTARY PUBLIC
MY COMMISSION EXPIRES: 6-10-2022

STATE OF ALABAMA
LEE COUNTY

I, the undersigned authority, a Notary Public in and for said State at Large, hereby certify that Auston A. Shaw and Mary Catherine Shaw whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of said instrument, they executed the same voluntarily on the day the same bears date.

GIVEN under my hand and seal of office this the 17 day of June, 2020.

Bailey Ward
NOTARY PUBLIC
MY COMMISSION EXPIRES:________

BAILEY WARD
My Commission Expires
September 16, 2023

Attachment: Petition to Vacate (125-20 : Vacate Sanitary Sewer Easement)

ORDINANCE NO. 011-20-ORD

Amend Towne Lake PUD Master Plan, Towne Lake Parkway - 2nd Reading.

ORDINANCE NO.__________

ORDINANCE TO AMEND THE DEVELOPMENT PLAN

FOR TOWNE LAKE SUBDIVISION PUD

(PHASE 5)

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

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

(a) W.S. Newell & Sons, Inc., heretofore submitted to the City a Development Plan for a planned unit development ("PUD") entitled "Towne Lake Subdivision PUD" consisting of approximately 170.658 acres.

(b) Pursuant to Ordinance No. 100-00, the City Council approved said Development Plan for Towne Lake Subdivision PUD and amended the Official Zoning Map of the City to designate the zoning classification of Planned Unit Development ("PUD") for approximately 170.658 acres located north of U.S. Highway No. 280 & 431 (Columbus Parkway), west of North Uniroyal Road and east of Interstate Highway No. 85.

(c) W.S. Newell & Sons, the owner of all of the property located within Phase 5 of Towne Lake Subdivision PUD, has heretofore submitted to the City a proposed amended Development Plan for Phase 5.

(e) Phase 5 of Towne Lake Subdivision PUD consists of approximately 59 acres and is located at the terminus of Bush Creek Road. The current development plan for Phase 5 as approved by the City Council consists of 17 commercial lots.

(f) The amended Development Plan for Phase 5 of Town Lake Subdivision PUD provides for 97 single-family residential lots and two commercial lots with access to Columbus Parkway. The minimum residential lot size will be 8,400 square feet. Phase 5 is located adjacent to existing single-family homes within Towne Lake Subdivision PUD of similar size and finished quality.

(g) The Planning Commission of the City of Opelika heretofore conducted a public hearing on the proposed amended Development Plan.

(h) The Planning Commission recommended approval of the amended Development Plan for Phase 5 of Towne Lake Subdivision PUD.

(i) It is advisable and in interest of the City and the public interest that the amended Development Plan be approved.

Section 2. Approval of Amended Development Plan. The amended Development Plan for Phase 5 of Towne Lake Subdivision PUD as submitted for review is hereby approved and confirmed as required by Section 8.18(n) of the Zoning Ordinance of the City.

Section 3. Retention of Copies of the Amended Development Plan. Copies of the amended 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 4. Repealer. That any ordinance or part thereof in conflict with the provisions of this Ordinance be and the same are hereby repealed.

Section 5. Effective Date. This Ordinance shall become effective upon its adoption, approval and publication as required by law.

Section 6. Publication. This Ordinance shall be published one (1) time in a newspaper of general circulation in the City of Opelika, Lee County, 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 on this the _____day of _______________________, 2020.

____

CITY CLERK

<u>ACTION BY MAYOR</u>

APPROVED this the ______day of ________________________, 2020.

____

MAYOR

ATTEST:

____

CITY CLERK

ORDINANCE NO. 012-20-ORD

Amend Cannon Gate PUD Master Plan - 2nd Reading.

ORDINANCE NO.__________

ORDINANCE TO AMEND THE DEVELOPMENT PLAN FOR CANNON GATE PUD (PHASE III)

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

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

(a) Mae's Pasture, LLC heretofore submitted to the City a Development Plan for a planned unit development ("PUD") entitled "Cannon Gate PUD" consisting of approximately 163.77 acres.

(b) Pursuant to Ordinance No. 101-07, the City Council approved said Development Plan for Cannon Gate PUD and amended the Official Zoning Map of the City to designate the zoning classification of Planned Unit Development ("PUD") for approximately 163.77 acres located on the west side of Oakbowery Road and north of Blackhawk Drive.

(c) Cannon Timber & Land, LLC, the owner of all of the property located within Phase III of Cannon Gate PUD, has heretofore submitted to the City a proposed Amended Development Plan for Phase III.

(d) Phase III of Cannon Gate PUD consists of approximately 64 acres and is located at the terminus of Live Oak Circle. The current Development Plan as approved by the City Council provides for the construction of approximately 67 single-family homes in Phase III.

(e) The Amended Development Plan for Phase III provides for 81 single-family residential lots and approximately 24.4 acres of open space. Lots will range in size from 10,358 square feet to 36,272 square feet. The overall density for the development is 1.25 units per acre. An amenity area will include a playground and pool. The residential units in Phase III will be of similar size and construction as those located in Phases I and II.

(f) The Planning Commission of the City of Opelika heretofore conducted a public hearing on the proposed amended Development Plan for Phase III.

(g) The Planning Commission recommended approval of the amended Development Plan for Phase III of Cannon Gate PUD.

(h) It is advisable and in interest of the City and the public interest that the amended Development Plan be approved.

Section 2. Approval of Amended Development Plan for Phase III. The amended Development Plan for Phase III of Cannon Gate PUD as submitted for review is hereby approved and confirmed as required by Section 8.18(n) of the Zoning Ordinance of the City.

Section 3. Retention of Copies of the Amended Development Plan. Copies of the amended 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 4. Repealer. That any ordinance or part thereof in conflict with the provisions of this Ordinance be and the same are hereby repealed.

Section 5. Effective Date. This Ordinance shall become effective upon its adoption, approval and publication as required by law.

Section 6. Publication. This Ordinance is to be published one (1) time in a newspaper of general circulation in the City of Opelika, Lee County, 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 on this the _____day of ________________________, 2020.

____

CITY CLERK

<u>ACTION BY MAYOR</u>

APPROVED this the ______day of ________________________, 2020.

____

MAYOR

ATTEST:

____

CITY CLERK

ORDINANCE NO. 013-20-ORD

Amend Zoning Ord & Map: Rezoning, 6.6 Acres, Dale Avenue - 2nd Reading.

ORDINANCE NO. ________

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

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

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

From an R-5M District (High Density Residential District) to a C-3 District (General Commercial District), the parcel of land hereinafter described:

Commencing at the Northwest corner of the Northeast quarter of Section 15, Township 19 North, Range 26 East, run thence South 3 degrees 42 minutes East, a distance of 2317 feet to a point on the Southerly margin of Dale Avenue, which is the point of beginning of the property herein to be described. From said last mentioned beginning point, continue South 3 degrees 42 minutes East, a distance of 884 feet; run thence North 87 degrees, 44 minutes East, a distance of 266 feet to a point on the Westerly margin of King Lake Road; run thence North 29 degrees, 48 minutes East, along the Westerly margin of King Lake Road, a distance of 850 feet to the intersection of the Westerly margin of King Lake Road with the Southerly margin of Dale Avenue; run thence North 61 degrees, 35 minutes West, a distance of 660 feet along the Southerly margin of Dale Avenue to the point of beginning: said parcel contains 6.6 acres, more or less.

The above-described property is located at 3417 Dale Avenue, Opelika, Alabama.

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

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

ADOPTED AND APPROVED this the _____day of ____________________, 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

ORDINANCE NO. 014-20-ORD

Amend Zoning Ord & Map: Rezoning, 2.87 Acres, 1402 Fitzpatrick Avenue - 2nd Reading.

ORDINANCE NO. ________

AN ORDINANCE TO AMEND THE ZONING

ORDINANCE AND ZONING MAP OF THE CITY OF OPELIKA

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

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

From an R-2 District (Low Density Residential District) to a C-2 District (Office/Retail District), the parcel of land hereinafter described:

Commence at a point at the intersection of the North right of way for Fitzpatrick Avenue and the West line of the East half of Section 12, Township 19 North, Range 26 East, Opelika, Lee County, Alabama, thence North 76 ^{0}41 ' East, 531.5 feet to a point in the North right of way of Fitzpatrick Avenue and the Southwest corner of the parcel of hand to be rezoned and more fully described herein: from this POINT OF BEGINNING, thence leaving said right of way and follow the East line of part ofL0t 9, Block 206, Tottens Map of Opelika North 01 ^{0}2700" west, a distance of 212.29 feet; thence along the east line of Lot 1, Autumn Chase Subdivision North 00^{0} 36'57" East, a distance of 165.95 feet; thence along the East line of the C C Torbert Jr property North 01 ^{0} 03 ^{1} 09" East, a distance of 267.62 feet; thence along the North portion of this rezoning parcel South 88 ^{0} 56'51 " East, a distance of 183.76 feet to a point at the Northwest corner of Lot 2, Hunter Street Subdivision; thence along the West line of Lots 1 and 2, Hunter Street Subdivision South 00 ^{0}5400" East, a distance of 200.00 feet; thence along the West line of Lots 3-B, 2-B, I-A, Rudd Subdivision South 02^{0}43'50" East, a distance of 416.29 feet to a point in the North right of way of Fitzpatrick Avenue; thence along the North right of way of Fitzpatrick Avenue South 80^{0}33'57" West, a distance of 53.98 feet to the beginning of a curve tangent to said line; thence westerly an arc distance of 155.85 feet along the curve concave to the north, having a radius of 1538.30 feet and a chord of South 83 ^{0}28'06" West, 155.79 feet to the point of beginning. Said parcel contains 2.87 acres, more or less.

The above-described property is located at 1402 Fitzpatrick Avenue, Opelika, Alabama.

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

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

ADOPTED AND APPROVED this the _____day of ____________________, 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

ORDINANCE NO. 015-20-ORD

Amend Zoning Ord & Map: Rezoning, 0.7 Acres, 1813 Old Columbus 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 "City Council") of the City of Opelika, Alabama (the "City") as follows:

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

From an M-1 District (Industrial District) to an R-4 District (Medium Density Residential District), the parcel of land hereinafter described:

Commence at the southeast corner of Section 21, Township 19 North, Range 27 East in Lee County, Alabama; thence run West for 420.0 feet to the point of beginning of the parcel or tract of land here to be described and herein conveyed; from said point of beginning thence run North 79 deg. 40 min. West for 221.0 feet; thence run North 73 deg. 00 min. West for 237.5 feet; thence run South 01 deg. 50 min. East for 114.0 feet; thence run South 89 deg. 21 min. East for 441.5 feet to the said point of beginning; said parcel contains 0.7 acres, more or less.

The above-described property is located at 1813 Old Columbus Road, Opelika, Alabama.

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

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

ADOPTED AND APPROVED this the _____day of ____________________, 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

ORDINANCE NO. 016-20-ORD

Amend Zoning & Ord Map: Rezoning, 25.7 Acres, Corner of Waverly Pkwy and Veterans Pkwy - 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) DiBenedetto Enterprises, LLC, an Alabama limited liability company, (the "Company") is the owner of record of that certain real property consisting of approximately 25.76 acres located at the intersection of Waverly Parkway and Veterans Parkway.

(b) The Company heretofore submitted to the City a development plan for a planned unit development ("PUD") consisting of approximately 25.76 acres.

(c) The proposed development is a mixed-use development consisting of seventy-two (72) townhome units and twenty (20) single-family lots with significant recreational areas, water features and open space. The proposed density is 3.57 dwelling units per acre.

(D) The Planning Commission heretofore conducted a public hearing on 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 property described in Section 3 below should be developed as a mixed use planned unit development.

Section 2. APPROVAL OF THE DEVELOPMENT PLAN. The Development Plan as submitted for review is hereby approved and affirmed as required by Section 8.18N of the Zoning Ordinance of the City.

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 (Low Density Residential District), R-3 District (Medium Density Residential District) and C-2 District (Office/Retail District) to a Planned Unit Development (PUD) on the official zoning map of the City.

Commence at the SW corner of the Northwest Quarter OF Section 11, Township 19 North, Range 26 East, Opelika, Lee County, Alabama, locally accepted being marked by a 1/2" rebar with cap stamped #28447; thence N 31 ^{0} 50'18" E a distance of 280.17 feet to a 1" open top pipe on the North right-of-way line of Waverly Parkway (80' R/W) and also being the POINT OF BEGINNING.

From said POINT OF BEGINNING; thence along said right-of-way N 64 ^{0}00’44" W a distance of 253.34 feet to a 1/2" open top pipe; thence N 64 ^{0} 00’11” W a distance of 520.96 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS; thence N 50^{0} 34’02" W a distance of 178.22 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS; thence in a curve to the right having a radius of 542.96 feet an arc length of 362.10 and a chord bearing and distance of N 23^{0} 38’45" W, 355.43 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS on the East right-of-way line of Veterans Pkwy (150' R/W); thence along said right-of-way in a curve to the left having a radius of 1220.92 feet an arc length of 182.29 feet and a chord bearing and distance of N 04 ^{0} 42’34" E, 182.12 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS; thence leaving said right-of-way N 88°53’38" E a distance of 135.16 feet to a 3/4" crimp top; thence N 00 ^{0} 21’22” E a distance of 93.10 feet to a 1/2" rebar with cap stamped PLS CA#1067-LS; thence N 88°26’42” W a distance of 24.74 feet to a 1/2" open top pipe; thence N 00 ^{0} 24'13" E a distance of 133.99 feet to a 1/2" rebar; thence S 89 ^{0} 58’58" E a distance of 29.91 feet to a 1/2" open top pipe at the southwest corner of Lot 13 OF QUAIL HOLLOW SUBDIVISION as recorded in Plat Book 16, Page 127, Lee County, Alabama; thence along the south line of QUAIL HOLLOW SUBDIVISION S 89 ^{0} 13’14" E a distance of 99.61 feet to a 1/2" open top pipe; thence N 89 ^{0} 58'40" E a distance of 99.99 feet to a 1/2" open top pipe; thence N 89 ^{0}41’40” E a distance of 100.18 feet to a 1/2" open top pipe; thence N 88 ^{0} 50’15" E a distance of 94.45 feet to a 1/2" open top pipe; thence S 89 ^{0} 12’23" E a distance of 105.64 feet to a 1/2" open top pipe; thence N 89 ^{0} 56 ‘05" E a distance of 100.03 feet to a 1/2" open top pipe; thence N 89 ^{0}43’49" E a distance of 59.91 feet to a 1/2" open top pipe; thence N 89 ^{0}47'23" E a distance of 688.47 feet to a 1/2" open top pipe; thence S 41°

52'01"W a distance of 111.59 feet to a 1/2" crimp top, thence S 31 ^{0}46'29" W a distance of 141.63 feet to a 1/2" crimp top; thence S 29 ^{0} 08'34" a distance of 162.26 feet to a 1x1 metal bar; thence S 30 ^{0} 04'18" W a distance of 286.01 feet to a 1/2" rebar with cap stamped #33949; thence S 32 ^{0} 34 ˋ41" W a distance of 87.80 feet to a 3/4" open top pipe; thence S 25 ^{0}40'42" W a distance of 250.99 feet to a 1/2" rebar with cap stamped #33949; thence S 14 ^{0} 14'50" W a distance of 72.80 feet to a 1/2" rebar with cap stamped 33949; thence S 63 ^{0}45'40" E a distance of 148.62 feet to a 1/2" open top pipe; thence S 35 ^{0} 35'52" W a distance of 200.62 feet to the point of beginning. said parcel lying in and being a part of the Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter all in Section 10, Township 19 North, Range 26 East and the Northwest Quarter of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter all in Section 11, Township 19 North, Range 26 East, Lee County, Alabama, and containing 25.76 acres, more or less.

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

ORDINANCE NO. 017-20-ORD

Request for Annexation, 4002 Marvyn Parkway, 25,700 sf lot - 2nd Reading.

Planning has an annexation petition from Rickey & Cynthia Wilson, property owners. The annexation property consists of one lot (25,700 square feet) at 4002 Marvyn Parkway. A single family home is on lot. The purpose of the annexation is so their child can attend Opelika City Schools. A Planning Commission report and map are attached. There was no opposition to the annexation at the June 23rd Planning Commission meeting. Planning is requesting that the ordinance for annexation be placed on the regular meeting agenda for 1st reading.

ORDINANCE NO.__________

ORDINANCE ANNEXING CERTAIN PROPERTY TO THE CITY OF OPELIKA

(Rickey L. & Cynthia L. Wilson's Property located at 4002 Marvyn Parkway)

WHEREAS, on the 13th day of March 2020, Rickey L. Wilson and Cynthia L. Wilson, husband and wife, (hereinafter referred to as the "Petitioners") being the owners of the property hereinafter described, did file a Petition for Annexation (the "Petition") with the City of Opelika, Alabama, a municipal corporation, a copy of which is attached hereto as Exhibit "A", requesting the annexation of certain property owned by the Petitioners as more particularly described below; and

WHEREAS, said Petition did contain the signatures of all owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Opelika; and

WHEREAS, the territory to be annexed is contiguous to the existing corporate limits of the City of Opelika and does not embrace any territory within the corporate limits of another municipality, and when annexed into the City of Opelika will form a homogenous part of the City; and

WHEREAS, the City Council of the City of Opelika did determine that it is in the public interest that said property be annexed into the City of Opelika and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, *Code of Alabama* (1975).

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

Section 1. The City Council of the City of Opelika, finds and declares as the legislative body of the City of Opelika that it is in the best interest of the citizens of the City of Opelika, and the citizens of the affected area, to bring the territory described in Section 2 of this Ordinance into the City of Opelika.

Section 2. The boundary lines of the City of Opelika, Alabama be, and the same are hereby altered or rearranged so as to include all of the territory hereto before encompassed by the corporate limits of the City of Opelika, Alabama, and in addition thereto the following described territory, to-wit:

Commence at the NW corner of the NE ¼ Section 31, Township 19 North, Range 27 East in Lee County, Alabama; thence run South for a distance of 175.0 feet to a point; thence run East for for a distance of 2471.9 feet to the Southwest corner and to the point of beginning of the parcel of land herein to be described: From said point of beginning then North for a distance of 150.0 feet to a point; thence run East for a distance of 177.5 feet to a point which point is located on the Westerly margin of the right-of-way of Highway No. 37: thence run South 1 degree 27’ West along the Westerly margin of the right-of-way of said highway for a distance of 150.1 feet; then run West for a distance 173.7 feet to the point of beginning; together with all improvements thereon and all appurtenances thereunto appertaining.

ALSO: Lot 22, Timber Hills Subdivision, Parcel C, according to and as shown by map or plat of said subdivision of record in Town Plat Book 8, at Page 53, in the Office of the Judge of Probate of Lee County, Alabama; together with all improvements thereon and all appurtenances thereunto appertaining.

The above described property is located at 4002 Marvyn Parkway, Opelika, Alabama 36801.

Section 3. A map or plat of a survey describing the territory annexed and showing its relation to the corporate limits of the City of Opelika shall be attached to this ordinance, marked Exhibit "B" and made a part hereof.

Section 4. The Clerk of the City of Opelika is hereby authorized and directed to file with the Probate Judge of Lee County, Alabama, a certified copy of this ordinance, together with a certified copy of the petition of the property owners and the Clerk is further directed to take all necessary and proper steps to perfect the annexation of said territory herein described.

Section 5. This ordinance shall be published as provided by law in a newspaper of general circulation in the City of Opelika, Alabama.

Section 6. The territory described in this ordinance shall become a part of the corporate limits of the City of Opelika upon publication of this ordinance as set forth in Section 5 above.

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

EXHIBIT "A"

#1900

AGENDA ITEM # 12

CITY OF OPELIKA

ALABAMA'S 1st GIG CITY OPELIKA

PETITION FOR ANNEXATION

PLANNING DEPARTMENT
700 FOX TRAIL
OPELIKA, AL 36801
P:(334) 705-5156 F(334) 705-5159

PC DEADLINE: 6/2/2020 PC MEETING: 6/23/2020

SITE ADDRESS: Rickey L & Cynthia L Wilson

PROPERY OWNER:

APPLICANT: Rickey L & Cynthia L Wilson

MAILING ADDRESS: 4002 Marvyn Pkwy Opelika AL 36804

PHONE NUMBER: 334-745-7554 FAX NUMBER: 334-745-7554

EMAIL ADDRESS: cynthiawilson60@icloud.com

PARCEL INFORMATION

Tax Parcel Number: 10 09 31 0 000 001.000

Street Address: 4002 Marvyn Parkway

Current Land Use: single-family home Proposed Zoning: R-1

Adjacent Zoning Districts (if applicable): North: C-2 South: PJ East: P-J West: R-3

Description of proposed use: R-1

Ownership Configuration: ☐ single parcel/single ownership ☐ multiple parcels/single ownership
☑ single parcel/multiple ownership ☐ multiple parcels/multiple ownership

1. Is this property(s) contiguous with Opelika City limits? yes
2. What is the population of proposed annexed area? 5
3. What is the population by race? ___White, ✓ Black, ___ Hispanic, ___Asian, ___Other
4. How many registered voters reside in proposed annexed area? 3
5. Are there any businesses in proposed annexed area? no
   List type of business and location:

Proposed Zoning: R-1

Fee: $250.00 per dwelling or $250.00 per business

TOTAL = $250.00

PAID

OWNERS SIGNATURE: Rickey L. Wilson & Cynthia L. Wilson	DATE: 03-13-2020
(PRINT NAME) Rickey L. Wilson & Cynthia L Wilson	

Attachment: WILSON ANNEXATION EXHIBIT A (017-20-ORD : Request for Annexation, 4002 Marvyn Parkway, 25,700 sf lot - 2nd Reading)

AGENDA ITEM # 12

PETTITION FOR ANNEXATION INTO CITY LIMITS OF THE CITY OF OPELIKA PURSUANT TO THE PROVISIONS OF SECTION 11-42-20, ET SEQ OF THE CODES OF ALABAMA, 1975

STATE OF ALABAMA

LEE COUNTY

TO: THE CITY COUNCIL OF THE CITY OF OPELIKA, ALABAMA

Come now the undersigned (hereinafter referred to as the "Petitioners"), being all the property owners of all the land described below, and represent and show unto your Honors as follows:

1. The Petitioners are the owners of the property hereinafter described, which is located and contained within an area contiguous to the cooperate limits of the City of Opelika, an incorporated Municipality, situated in Lee County, Alabama, with a population of more than two thousand (2,000) according to the most recent Federal Census, which said property, is more particularly described as follows:

   SEE EXIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE (legal description)

2. There is attached hereto as Exhibit "B" and made a part of this Petition, a MAP of the above-described territory showing its relationship to the corporate limits of said Municipality of which it is proposed to be annexed.
3. The Petitioners certify that they are the owners of all the land within the above-described property.
4. The Petitioners certify that the territory to be annexed is contiguous to the existing corporate limits of the City of Opelika will form a homogenous part of the City.
5. The Petitioners represent and show it will be to the best interest of the City of Opelika and that the public good requires that the above-described territory be annexed into the City of Opelika, Alabama, a Municipal corporation.
6. The Petitioners understand that the city has not committed to provide sanitary sewer service to their property immediately, but will work to provide the service as soon as economically feasible.

WHEREFORE, your Petitioners respectfully pray that the City Council of the City of Opelika adopt an appropriate annexation ordinance assenting to the annexation of the above-described property into said Municipality, and that the corporate limits of the City be extended and rearranged by said ordinances so as to embrace and to include the above-described property as part of the corporate area of said City. The Petitioners further show that such other acts is taken as are necessary or appropriate in order to accomplish the annexation of the above-described territory.

RESPECTFULLY SUBMITTED this the 13 day of March, 2020.

Attachment: WILSON ANNEXATION EXHIBIT A (017-20-ORD : Request for Annexation, 4002 Marvyn Parkway, 25,700 sf lot - 2nd Reading)

AGENDA ITEM # 12

NOTARY SIGNATURES

Before me, ______________________________,
a Notary Public in and for said County and State, hereby certify that ______________________________,
whose name is signed to the foregoing petition as ______________________________ [President, Chairman, etc.]
of ______________________________,
[Corporation, City], and who is known to me, acknowledged before me on this date that be executed the same voluntarily for and as the act of said corporation, being duly authorized to do so, all on the day they say bears date. Given under my hand and official seal of office this the ______________________________
day of ______________________________, __________

______________________________ Notary Public

____
(print name)

____
(address)

____
(city, state, zip)

BY: ______________________________
(signature)

ITS: ______________________________
(title)

DATE: ______________________________

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that Rickey L. Wilson,
whose name is signed to the foregoing petition, and who is known to me, acknowledged before me on this day, that being informed of the contents of said petition, he/she executed the same voluntarily on this date. Given under my hand and official seal of office this 3rd **day of** June, 2020

Sylvia W. Smith **Notary Public**

Rickey L Wilson
(Signature)

Rickey L Wilson
(print name)

4002 Marvyn parkway
Opelika, Al 36804
(mailing address)

DATE: June 3, 2020

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that ______________________________,
whose name is signed to the foregoing petition, and who is known to me, acknowledged before me on this day, that being informed of the contents of said petition, he/she executed the same voluntarily on this date. Given under my hand and official seal of office this _______ **day of** ____________________, __________

______________________________ **Notary Public**

____
(Signature)

____
(print name)

____

____
(mailing address)

DATE: ______________________________

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that ______________________________,
whose name is signed to the foregoing petition, and who is known to me, acknowledged before me on this day, that being informed of the contents of said petition, he/she executed the same voluntarily on this date. Given under my hand and official seal of office this _______ **day of** ____________________, __________

______________________________ **Notary Public**

____
(Signature)

____
(print name)

____

____
(mailing address)

DATE: ______________________________

AGENDA ITEM # 12

NOTARY SIGNATURES

Before me, ______________________________________,
a Notary Public in and for said County and State, hereby certify that ______________________________________,
whose name is signed to the foregoing petition as ______________________________ [President, Chairman, etc.]
of ______________________________________,
[Corporation, City], and who is known to me, acknowledged before me on this date that be executed the same voluntarily for and as the act of said corporation, being duly authorized to do so, all on the day they say bears date. Given under my hand and official seal of office this the ______________________________________
day of ______________________________, __________

______________________________ Notary Public

______________________________ (print name)

______________________________ (address)

______________________________ (city, state, zip)

BY: ______________________________ (signature)

ITS: ______________________________ (title)

DATE: ______________________________

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that Cynthia L. Wilson, whose name is signed to the foregoing petition, and who is known to me, acknowledged before me on this day, that being informed of the contents of said petition, he/she executed the same voluntarily on this date. Given under my hand and official seal of office this 3rd day of June, 2020

______________________________ **Notary Public**

NOTARY PUBLIC STATE OF ALABAMA
RACHEL C. DENNIS
MY COMMISSION EXPIRES SEPTEMBER 5, 2022

Cynthia L Wilson (Signature)

Cynthia L Wilson (print name)

4002 Marvyn PkWy
Opelika AL 36804
(mailing address)

DATE: 6-3-2020

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that ______________________________________, whose name is signed to the foregoing petition, and who is known to me, acknowledged before me on this day, that being informed of the contents of said petition, he/she executed the same voluntarily on this date. Given under my hand and official seal of office this _______ day of ______________________, __________

______________________________ **Notary Public**

______________________________ (Signature)

______________________________ (print name)

____

______________________________ (mailing address)

DATE: ______________________________

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that ______________________________________, whose name is signed to the foregoing petition, and who is known to me, acknowledged before me on this day, that being informed of the contents of said petition, he/she executed the same voluntarily on this date. Given under my hand and official seal of office this _______ day of ______________________, __________

______________________________ **Notary Public**

______________________________ (Signature)

______________________________ (print name)

____

______________________________ (mailing address)

DATE: ______________________________

DEED 2198 495
Recorded In Above Book and Page
08/24/2000 12:45PM
HAL SMITH
JUDGE OF PROBATE
LEE COUNTY

SPJ Fee	4.00
Recording Fee	8.00
TOTAL	12.00

*** NO TAX FEE COLLECTED ***

CORPORATION WARRANTY DEED
(With Right of Survivorship)

STATE OF ALABAMA)
LEE COUNTY)

KNOW ALL MEN BY THESE PRESENTS: That for and in consideration of TEN ($10.00) DOLLARS, and other good and valuable consideration, this day in hand paid to the undersigned GRANTOR, **Mortgage Guaranty Insurance Corporation,** (hereinafter referred to as GRANTOR), the receipt whereof is hereby acknowledged, I, the said **Mortgage Guaranty Insurance Corporation**, does hereby grant, bargain, sell and convey unto **Rickey L. Wilson and Cynthia L. Wilson,**(hereinafter referred to as GRANTEES), as joint tenants with the express right of survivorship in the survivor, in fee simple, upon the death of the other, the following described Real Estate, to wit:

Commence at the NW corner of the NE 1/4 Section 31, Township 19 North, Range 27 East in Lee County, Alabama; thence run South for a distance of 175.0 feet to a point; thence run East for a distance of 2471.9 feet to the Southwest corner and to the point of beginning of the parcel of land herein to be described: From said point of beginning thence run North for a distance of 150.0 feet to a point; thence run East for a distance of 177.5 feet to a point which point is located on the Westerly margin of the right-of-way of Highway No. 37: thence run South 1 degree 27' West along the Westerly margin of the right-of-way of said highway for a distance of 150.1 feet; thence run West for a distance of 173.7 feet to the point of beginning; together with all improvements thereon and all appurtenances thereunto appertaining.

ALSO: Lot 22, Timber Hills Subdivision, Parcel C, according to and as shown by map or plat of said subdivision of record in Town Plat Book 8, at Page 53, in the Office of the Judge of Probate of Lee County, Alabama; together with all improvements thereon and all appurtenances thereunto appertaining.

This conveyance and the warranties hereinafter contained are made subject to any and all restrictions, easements, covenants, and rights-of-way of record in said county affecting said described property.

TO HAVE AND TO HOLD, to **Riceky L. Wilson and Cynthia L. Wilson,** as joint tenants with the express right of survivorship in the survivor, in fee simple, upon the death of the other. This conveyance is made under express authority of Code of Alabama, 1975, Section 35-4-7, as amended.

And I do for myself and my heirs, executors and administrators, covenant with the said **Rickey L. Wilson and Cynthia L. Wilson,** their heirs and assigns, that I am lawfully seized in fee simple of the said premises; that they are free from all encumbrances; that I have good right to sell and convey the same as aforesaid and; that I will, and that my heirs, executors, and administrators shall, warrant and defend the same to the said **Rickey L. Wilson and Cynthia L. Wilson,** their heirs and assigns forever, against the lawful claims of all

Attachment: WILSON ANNEXATION EXHIBIT A (017-20-ORD : Request for Annexation, 4002 Marvyn Parkway, 25,700 sf lot - 2nd Reading)

IN WITNESS WHEREOF, the said **Mortgage Guaranty Insurance Corporation**, by Kurt J. Armbrust its Asst. Vice President, who is authorized to execute this conveyance, hereunto set its signature and seal, on this the 15 day of **August, 2000.**

MORTGAGE GUARANTY INSURANCE CORPORATION

By: [signature]

Its: Kurt J. Armbrust
Asst. Vice President

STATE OF Wisconsin)
:
Milwaukee COUNTY)

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that Kurt J. Armbrust its Asst. Vice President of **Mortgage Guaranty Insurance Corporation,** is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day, that being informed of the contents of this conveyance, he/she, a such officer and with full authority, executed the same voluntarily on the day the same bears date.

In Witness Whereof, I have hereunto set my hand and seal this the 15th day of **August, 2000.**

Lori A. Gramza
NOTARY PUBLIC Lori A. Gramza
My Commission Expires: 6/8/2003

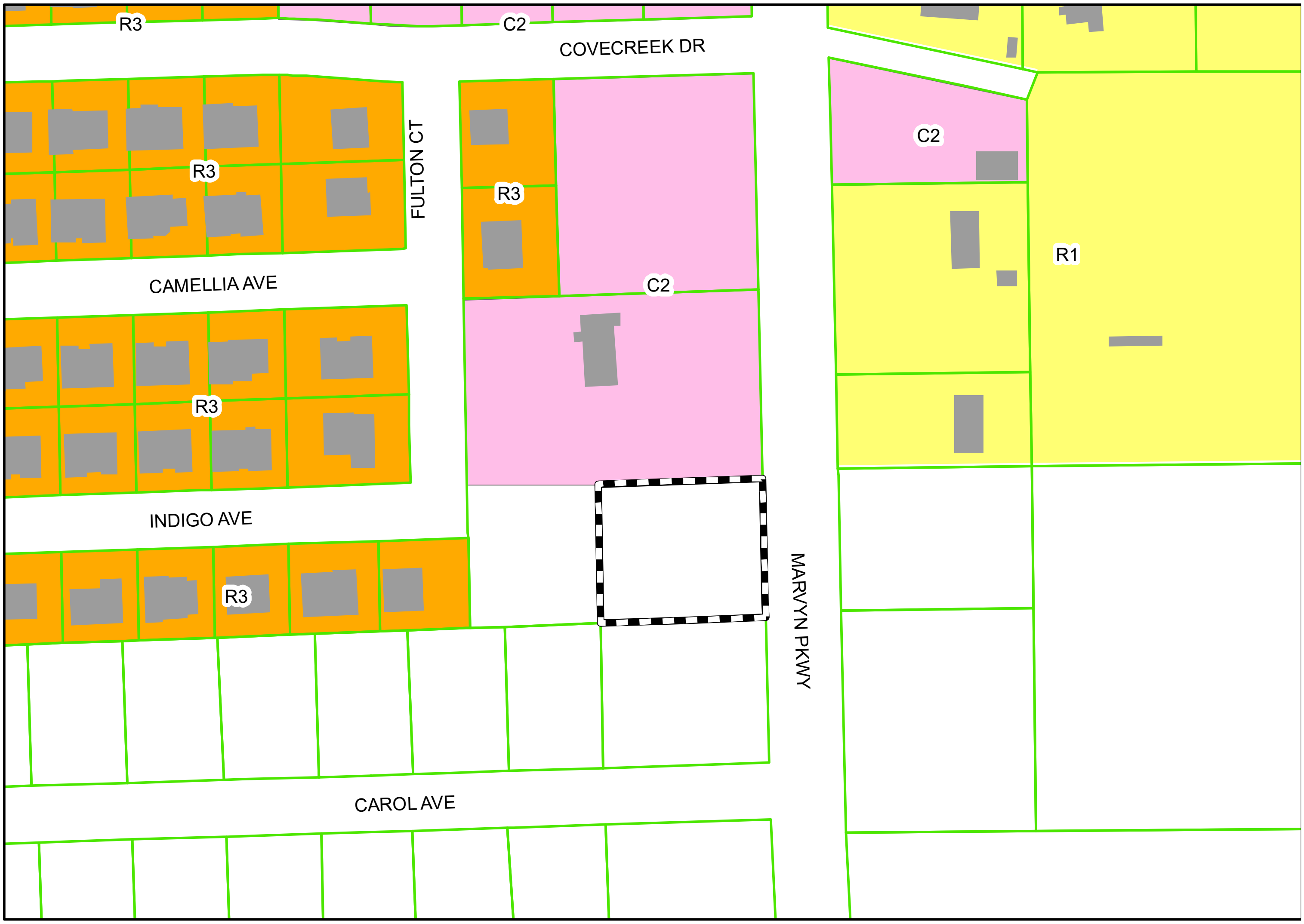
Grantee's Address:
4002 Marvin Parkway
Opelika, Alabama 36804

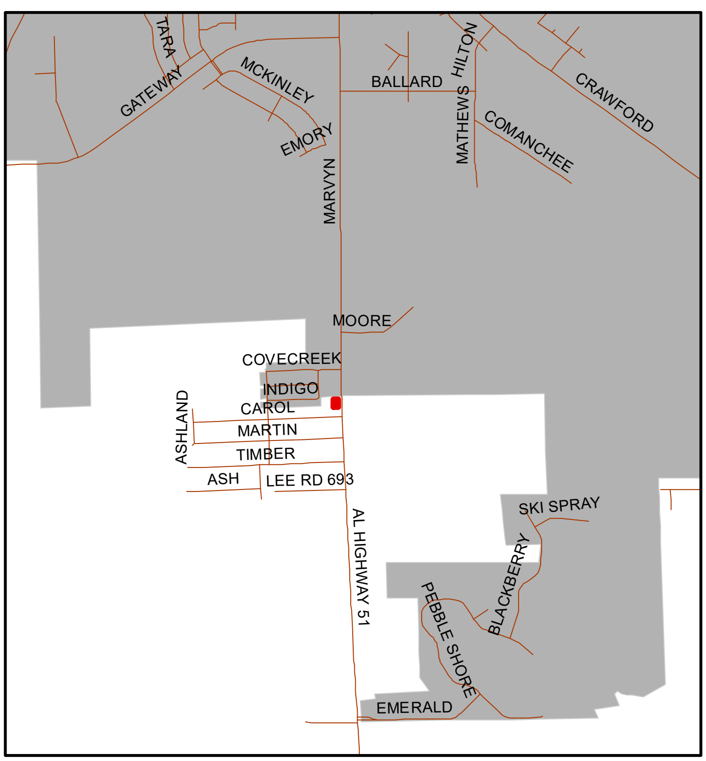
THIS INSTRUMENT PREPARED BY
DAVIS, DAVIDSON & McLAUGHLIN
ATTORNEYS AT LAW
324 EAST MAGNOLIA AVENUE
AUBURN, ALABAMA 36830
00-780N

DEED 2198 496
Recorded In Above Book and Page
08/24/2000 12:45PM
HAL SMITH
JUDGE OF PROBATE
LEE COUNTY

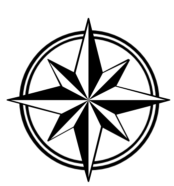
Attachment: WILSON ANNEXATION EXHIBIT A (017-20-ORD : Request for Annexation, 4002 Marvyn Parkway, 25,700 sf lot - 2nd Reading.)

EXHIBIT B
RICKEY & CYNTHIA WILSON ANNEXATION
4002 MARVYN PARKWAY





The applicant is requesting annexation of a 25,700 sf lot. R-1 zoning district is requested.



Subject Property

The City of Opelika does not guarantee this map to be free from errors or inaccuracies. The City of Opelika, Alabama disclaims any responsibility or liability for interpretations from this map or decisions based thereon. The information contained on this map is a general representation only and is not to be used without

City of Opelika
Planning Commission
Planning Department Report

Meeting Date:	June 23, 2020
Agenda Item:	F-12
Action Requested:	Annexation and Zoning
Location of Property:	4002 Marvyn Parkway
Property Owner:	Rickey & Cynthia Wilson
Current Zoning:	PJ (Planning Jurisdiction)
Proposed Zoning:	R-1
Existing Land Use:	Undeveloped
Adjacent Zoning/Land Use:	North: C-2, (City limits) South: Planning Jurisdiction (PJ) East: Planning Jurisdiction (PJ) West: Planning Jurisdiction (PJ)

Staff Comments:

The applicant is requesting annexation for one 27,300 square foot lot. The property is near the Cove Creek subdivision and adjacent to the southern City limit line. A single-family home is on the lot. The primary reason for annexation is so the property owner's child can attend Opelika City schools.

Section 5.3 of the City of Opelika Zoning Ordinance states that all properties annexed into the City will receive an R-1 zoning designation. A R-1 zone is requested.

Staff recommends the Planning Commission send a positive recommendation to City Council to annex the 27,300 square foot lot and zone the property R-1.

Attachment: Annex Rickey & Cynthia Wilson, 4002 Marvyn Parkway, 27,300 staff report (017-20-ORD : Request for Annexation, 4002 Marvyn

Engineering Department Report

The Engineering Department has no comments or concerns with this application and recommends a positive recommendation of annexation to City Council.

Opelika Utilities Board Report

Opelika Utilities presently serves this parcel.

Opelika Power Services Report

This location is outside the Opelika Power Services territory.

At their June 23rd regular meeting, the Planning Commission voted to send a positive recommendation to the City Council to annex a 27,300 square foot lot. The lot would come into the City with a default zoning of R-1.

This request is to place the ordinance for annexation on the regular work session agenda for a 1st reading.

Attachment: Annex Rickey & Cynthia Wilson, 4002 Marvyn Parkway, 27,300 staff report (017-20-ORD : Request for Annexation, 4002 Marvyn