



CITY COUNCIL MINUTES

300 Martin Luther King Blvd.

February 15, 2022

TIME: 7:00 PM

1. CALL TO ORDER

President Smith called the council meeting to order at 07:00 pm and asked Mr. Jones to call the roll.

2. ROLL CALL

The Mayor and all City Council members were present.

1. George Allen, Erica Norris, Tim Aja, Todd Rauch, Eddie Smith

3. INVOCATION

Mr. Reese provided the invocation.

1. Craig Reese from My City Church Opelika.

4. PLEDGE OF ALLEGIANCE

Artenana McCullogh led the Pledge of Allegiance.

1. Brooklyn Turnham and Arteana McCullough from Morris Avenue Intermediate School.

5. READING OF MINUTES

1. Minutes from the 02-01-22 council meeting.

President Smith stated that a copy of the minutes had been previously received by the council and asked for a motion to approve the minutes. Mr. Aja made a motion to approve. Mr. Rauch seconded the motion. President Smith then asked if there were any additions, deletions, or corrections to the minutes. President Smith stated having no corrections, the minutes stand approved.

6. UNFINISHED BUSINESS

7. REMARKS BY THE MAYOR

Mayor Fuller announced that local developer Porter Properties will be announcing future plans for ORR Distribution Center, a 22 acre redevelopment of the long vacant Ampex site on Marvyn Parkway, which will include multiple buildings designed for warehousing, distribution, and commercial sales and service. Mayor Fuller then thanked Howard Porter for his investment in the community, and stated later in the meeting they would be asking for the council to approve some statutory abatements for the project. Mayor Fuller also stated this site was originally the site of the POW camp in Opelika during WWII, and later Ampex and Diversified Products, and then thanked Lori Huguley and John Sweatman from Economic Development for their work with Mr. Porter to develop the site.

1. City's Financial Summary Report for January 2022.

Mayor Fuller asked if the council had any questions about the city's financial summary report to ask Cindy Boyd, Mr. Motley or himself about it.

2. January 2022 Monthly Building Report.

Mayor Fuller asked Mr. Motley to give the monthly building report and Mr. Motley did so.

3. Proclamation of Appreciation to Sergeant Lucy Kirk.

Mayor Fuller asked Captain Amerson, Captain Miller, and retired Sergeant Lucy Kirk to come to the front. Mayor Fuller then read the proclamation and presented it to Sergeant Kirk. Sergeant Kirk then thanked the Mayor, City Council, and the Opelika Police Department for thinking of her. Captain Amerson then also presented a gift from the Opelika Police Department.

4. Recognize the Opelika School Teachers of the Year.

Mayor Fuller invited Dr. Mark Neighbors, Superintendent of Opelika City Schools, and Dr. Pam Fourtenbary, Assistant Superintendent, up front to join him in recognizing the Opelika City Schools teachers of the year. Mayor Fuller then invited each school principal, with their respective teachers, up front to say a few words about why they were selected as a teacher of the year and then presented each of them with a gift.

8. CITIZEN COMMUNICATIONS (Limit comments to five minutes or less)
None.

9. REPORT OF DISBURSEMENTS

10. COMMITTEE REPORTS

11. GENERAL BUSINESS

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

1. Request Alcohol License - Botanic LLC dba Botanic, Restaurant Retail Liquor, On-premise Beer, and Off-premise Wine.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 5 Todd Rauch
SECONDER: Councilwoman Ward 2 - President Pro-Tem Erica Norris
AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch
NAYS: None
ABSTAIN: None

2. Request Alcohol License - Lowery Enterprise LLC dba Next Level Cafe, Restaurant Retail Liquor and On-premise Beer.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed
MOVER: Councilwoman Ward 2 - President Pro-Tem Erica Norris
SECONDER: Councilman Ward 5 Todd Rauch
AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch
NAYS: None
ABSTAIN: None

3. Request from Opelika Main Street - 1st Ave Block Party on 03-19-22.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed
MOVER: Councilman Ward 5 Todd Rauch
SECONDER: Councilwoman Ward 2 - President Pro-Tem Erica Norris
AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch
NAYS: None
ABSTAIN: None

4. Request from Opelika Main Street - On Tap Craft Beer Event on 04-30-22.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed
MOVER: Councilman Ward 3 Tim Aja
SECONDER: Councilman Ward 1 Willie Allen
AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch
NAYS: None
ABSTAIN: None

5. Request from Opelika Main Street - (2 Events) Touch-A-Truck and Burger Wars on 06-04-22.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed
MOVER: Councilwoman Ward 2 - President Pro-Tem Erica Norris
SECONDER: Councilman Ward 3 Tim Aja

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch
NAYS: None
ABSTAIN: None

6. Public Hearing - Pre-Zone Annexation Property, 12.6 Acres, Sellers Drive, R/E Zoning District.
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 zoning amendment. No one came forward to speak. President Smith closed the public hearing.

12. AWARDING OF BIDS

President Smith asked Mrs. Finley to present the bids.

1. 5th Avenue & 7th Street Drainage Replacement Project - ENG.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 1 Willie Allen

SECONDER: Councilman Ward 5 Todd Rauch

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: None

2. Softball Fields Turf Construction at West Ridge - PW.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 5 Todd Rauch

SECONDER: Councilman Ward 3 Tim Aja

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: None

13. RESOLUTIONS

President Smith asked Mr. Gunter to present the resolutions.

1. Expense Reports from Various Departments.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilwoman Ward 2 - President Pro-Tem Erica Norris

SECONDER: Councilman Ward 5 Todd Rauch

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: None

2. Purchase - Scoreboards - Sourcewell Contract #050819-DAK - P&R.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 5 Todd Rauch

SECONDER: Councilman Ward 3 Tim Aja

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: None

3. Purchase - Furniture - State of AL Contract #T390 - IT.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 5 Todd Rauch

SECONDER: Councilwoman Ward 2 - President Pro-Tem Erica Norris

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: None

4. Approve Certain Tax Abatements and Exemptions for PFI, LTD and ORR DC, LLC - ED.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 3 Tim Aja

SECONDER: Councilwoman Ward 2 - President Pro-Tem Erica Norris

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: None

5. Authorize Payment to Lower Existing Sanitary Sewer Force Main along North Park Drive - ED.

MOTION TO APPROVE: UNANIMOUS

RESULT:

MOVER: Councilwoman Ward 2 - President Pro-Tem Erica Norris

SECONDER: Councilman Ward 5 Todd Rauch

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: None

6. Grant Application to ADEM for Alabama Recycling Fund Grant Program.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilwoman Ward 2 - President Pro-Tem Erica Norris

SECONDER: Councilman Ward 5 Todd Rauch

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: None

14. ORDINANCES

President Smith asked Mr. Gunter to present the ordinances.

1. Amend Zoning Ordinance & Map: Rezone 17.9 Acres, Arlee Avenue and Crawford Road, from R-3 to PUD - 2nd Reading.

SECOND READING AND APPROVED: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 5 Todd Rauch

SECONDER: Councilman Ward 3 Tim Aja

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: None

2. Amend Sections 12-46, 12-51, and 12-53 of the Code of Ordinances, Residential Rental Registration and Inspection Program - 1st Reading.

FIRST READING: INTRODUCED

President Smith asked for a member of the council to introduce the ordinance. Mr. Allen introduced the ordinance.

President Smith then asked if there was a motion to suspend the rules so that they could have the second reading at this meeting. Mr. Aja made a motion to suspend the rules. Mr. Allen seconded the motion. The following vote was recorded:

MOTION TO SUSPEND THE RULES FOR SECOND READING: 4 TO 0

RESULT: Failed

MOVER: Councilman Ward 3 Tim Aja

SECONDER: Councilman Ward 1 Willie Allen

AYES: Councilman Ward 1 Allen, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith, Councilman Ward 5 Rauch

NAYS: None

ABSTAIN: Councilwoman Ward 2 - President Pro-Tem Erica Norris

The motion failed due to not having unanimous consent.

3. Approve Annexation Petition by Patrick C. Davidson - 12.6 Acres, Sellers Drive - 1st Reading.

FIRST READING: INTRODUCED

President Smith asked for a member of the council to introduce the ordinance. Mr. Rauch introduced the ordinance.

4. Approve Pre-Zone Annexation Property, 12.6 Acres, Sellers Drive, R/E Zoning District - 1st Reading.

FIRST READING: INTRODUCED

President Smith asked for a member of the council to introduce the ordinance. Mr. Aja introduced the ordinance.

15. APPOINTMENTS

16. ADJOURN

The City Council meeting minutes of February 15, 2022 are hereby adopted and approved this the 1st day of March, 2022.

/s/ Eddie Smith

President of City Council
City of Opelika, Alabama

ATTEST:

/s/ Russell A. Jones

City Clerk

1. Character Trait of the Month - Honor, high respect; great esteem; adherence to what is right or to a conventional standard of conduct.
President Smith read the character trait of the month and then asked if there was any other business to come before the council.
2. Motion to Adjourn.

MOTION TO ADJOURN: 4 TO 0

RESULT: Passed

MOVER: Councilwoman Ward 2 - President Pro-Tem Erica Norris

SECONDER: Councilman Ward 3 Tim Aja

AYES: Councilman Ward 1 Allen, Councilwoman Ward 2 - President Pro-Tem Norris, Councilman Ward 3 Aja, Councilman Ward 4 - President Smith

NAYS: None

ABSTAIN: Councilman Ward 5 Todd Rauch

The council meeting ended at 07:36 pm.