



CITY COUNCIL MINUTES

300 Martin Luther King Blvd.

April 5, 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. Collins provided the invocation.

1. Jared Collins from Trinity Presbyterian Church.

4. PLEDGE OF ALLEGIANCE

Ms. Gould led the Pledge of Allegiance.

1. Breckin Gould, SGA President, from Opelika High School.

5. READING OF MINUTES

1. Minutes from the 03-15-22 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. Rauch made a motion to approve. Mr. Aja 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 first announced the Easter Sunrise Service by the Opelika Kiwanis Club on Easter Sunday at Garden Hills Cemetery at 6:00 am.

1. Proclamation Recognizing Chris Johnson.

Mayor Fuller then invited Rosanna McGinnis, Opelika Public Library Director, Ginger Stern, Jim Hardin, and Glenn Buxton, from the Museum of East Alabama, and Chris Johnson up front. Ms. McGinnis spoke about the mural Mr. Johnson did at the library, and then Ms. Stern spoke about how she contacted Ms. McGinnis, about who did the mural at the library, because of their interest in having one done at the museum. Mr. Buxton then spoke about the process of having Mr. Johnson come in and decided on what would be the best design for the mural to represent the history of Opelika. Mr. Hardin then spoke on behalf of the board of the museum about how the mural has peaked people's interest in what it all represents. Mayor Fuller then read the proclamation and presented it to Mr. Johnson.

2. Proclamation for Sexual Assault Awareness Month.

Mayor Fuller then invited Dondra Williams up front. Ms. Williams was unable to attend, but two unnamed ladies came up front on her behalf to accept the proclamation. Mayor Fuller then read the proclamation for April as Sexual Assault Awareness Month and presented it to them.

3. Recognize 20 Under 20 Student Exploratory Program Graduates.

Mayor Fuller then invited Opelika Police Chief Shane Healey, Captain Amerson, Opelika Fire Chief Shane Boyd, and the program's graduating students, who were present, up front. Captain Amerson explained what the program was and introduced each high school student as a graduate of the program. Ms. Norris asked Mayor Fuller if Opelika High School Principal and new Opelika City Schools Superintendent Dr. Farrell Seymore could also be included, and if he would like to speak. Dr. Seymore then joined in the photograph but did not speak. President Smith also asked, as Ms. Norris stated, that everyone please recognize the new Opelika City Schools Superintendent, Dr. Farrell Seymore.

8. CITIZEN COMMUNICATIONS (Limit comments to five minutes or less)

Evelyn Mickle of 1003 Glenn Street spoke first. Ms. Mickle stated her concerns about the proposed apartment building project and is terribly afraid of the traffic that will occur if the apartment complex is built, and does not want to see it built because she thinks it will be a deterrent and unsafe.

John Andrew Harris of 311 East Avenue spoke next. Mr. Harris spoke about a missed opportunity for economic development with a new industry that wanted to come here, but the city did not seem interested and he was not willing to help bring them in until the city seemed more willing. Mr. Harris stated this could change the city and he wants to work with the city to make this the best city it can be.

Joyce Newland of 1708 Oak Bowery Road spoke next. Ms. Newland read a letter to the council and it is attached to the minutes as requested.

Kathy Bonafede of 456 S 10th Street spoke next. Ms. Bonafede stated that she is not necessarily opposed to having an apartment complex across the street from her, but she is opposed to it being four stories tall. Ms. Bonafede stated she is also concerned about the traffic on 10th Street as trucks that go by there already vibrate her house constantly.

Robert Jones of 700 6th Avenue spoke next. Mr. Jones stated his concerns about if this apartment complex is built, that once it starts it will never end. Mr. Jones also asked if the city's water and sewage infrastructure could handle the apartment complex, that he has heard most downtown businesses don't want it,

and what happens if they are not finished because occupancy can't be met. Mr. Jones closed by asking them not to kill the farmer's market that is currently located where the apartments will go.

Ali Rauch, President and CEO of the Opelika Chamber of Commerce, of 2240 Lakeview Drive spoke next. Ms. Rauch read a letter to the council explaining what the Chamber does to support all Opelika businesses by stating their mission, and also applauded the current city administration for it's pro-business stance that has attracted entrepreneurs of all shapes and sizes. Ms. Rauch also stated that the Opelika Chamber of Commerce Board of Directors supports the concept of additional residential opportunities situated within walking distance of our historic downtown and other districts around the city.

Marilyn Vogel of 711 4th Avenue spoke next. Ms. Vogel stated that she does not want a "jam-packed" community, wants more business diversity, and how the marketplace works for the city so there are not really inflated home prices where people can't afford to live here.

Shey Knight of 829 S Railroad Avenue spoke last. Mr. Knight read a letter and stated that Sundays, Mondays, and Tuesdays are absolutely "dead" in downtown Opelika, and they love it that way. Mr. Knight then stated that twenty years ago, Opelika was a stagnant community and is now a vibrant downtown thanks to our city leadership and current and former councilpersons. Mr. Knight stated he was not originally for the proposed development, but asked himself if it would benefit Opelika, and is now for it because it will bring more foot traffic and that will benefit the downtown businesses and city overall.

9. REPORT OF DISBURSEMENTS

10. COMMITTEE REPORTS

11. GENERAL BUSINESS

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

1. Request Alcohol License - El Taco Veloz and Mexican Grill LLC, Restaurant Retail Liquor and On Premise Beer License.

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

2. Request from ACS for Relay for Life Event at Courthouse Square on 04-29-22.

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

3. Request for Food Truck at Whistle Stop Bottle and Brew on 05-05-22.

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

4. Request from KOB for Garden in the Park on 05-07-22.

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

5. Request from Opelika Main Street, on behalf of FUMC Opelika, for a Block Party/Fish Fry on 06-16-22.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed
MOVER: Councilman Ward 1 Willie Allen
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 - Demolition - 2013 Waverly Parkway.

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

7. Public Hearing - Amend Zoning Ordinance and Map, 2800 Block Society Hill Road, 40 Acres, from C-2 and R-1 to C-2.

MOTION TO REMOVE FROM THE AGENDA: UNANIMOUS

RESULT: Passed

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

12. AWARDING OF BIDS

13. RESOLUTIONS

President Smith asked Mr. Gunter to present the resolutions.

1. Expense Reports from Various Departments.

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

2. Designate City Personal Property as Surplus & Authorize Disposal.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 5 Todd Rauch

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

3. Emergency Purchase - Fire Truck Rental Due to Repairs to Truck #316 - FD.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 3 Tim Aja

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

4. Purchase - Marathon RJ-250 Self Contained 34 C. Yd. Compactor - Sourcewell Contract #040621-MEC - OES.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 5 Todd Rauch

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. Purchase - Meraki Security Cameras and Maintenance - Natl IPA Contract #2018011-01 - PD.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

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

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

6. Purchase - Rubrik Software and Support - Natl IPA Contract #2018011-01 - IT.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 5 Todd Rauch

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

7. Purchase - (70) Bolawrap Devices with Holsters and Cassettes - Sole Source - PD.

During discussion, Mr. Aja stated after looking these devices up, they are awesome and he was very happy to approve this purchase.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 1 Willie Allen

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

8. Request Refund of Occupational License Fees - Sawyer Stephens - REV.

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

9. Accept Proposal from Sain Associates, Inc. for Retiming Existing Traffic Signals, Phase 2 - 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

10. Accept Updated Federal Highway Classifications Map - ENG.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed
MOVER: Councilman Ward 5 Todd Rauch
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

11. Approve Agreement with John Randall Wilson, Architect, for Opelika Fire Station #5 Project - ADMIN.

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

12. Approve Change Order #2 to Contract with Robinson Paving Co. for Northpark Drive Improvements - ENG.

During discussion, Mr. Rauch asked if, from the beginning, they were on the city side or on the bidder's side, not knowing what was there. Scott Parker, City Engineer, answered that it was on the construction management side. Mr. Rauch stated "ok".

MOTION TO APPROVE: UNANIMOUS

RESULT: **Passed**
MOVER: Councilman Ward 5 Todd Rauch
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

13. Approve Change Order #3 to Service Agreement with TTL, Inc. for Industrial Blvd and Northpark Drive Improvements - ENG.

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

14. Approve License Agreement with BOE for Fireworks Exhibition and Display - P&R.

MOTION TO APPROVE: UNANIMOUS

RESULT: **Passed**
MOVER: Councilman Ward 1 Willie Allen
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

15. Approve ROW Encroachment License Agreement with Edgar Hughston Builder, Inc. for Drakes Landing Entrance Sign - PLAN.

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

16. Demolition - 2013 Waverly Parkway.

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

17. Grant Application (Revised) with ADECA for Recreational Trails Program with Creekline Trails of Opelika.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 1 Willie Allen

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

18. Grant Application with ALDOT for Industrial Access Road Grant.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 3 Tim Aja

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

19. Request for Approval of a Special Use Permit with AT&T at 1315 Madison Avenue.

MOTION TO APPROVE: UNANIMOUS

RESULT: Passed

MOVER: Councilman Ward 1 Willie Allen

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

20. Request for Approval of a Special Use Permit with AT&T at 2000 Steel Street.

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

21. Request for Approval of a Special Use Permit with AT&T at 2605 Tower Street.
MOTION TO APPROVE: UNANIMOUS
RESULT: Passed
MOVER: Councilman Ward 5 Todd Rauch
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
22. Request for Approval of a Special Use Permit with Dish Wireless at 1015 West Point Pkwy.
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
23. Request for Approval of a Special Use Permit with Dish Wireless at 3460 US Hwy 280 East.
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
24. Request for Approval of a Special Use Permit with Dish Wireless at 4499 North Park Drive.
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
25. Request for Approval of a Special Use Permit with T-Moblie at 2605 Tower Street.

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

26. Request for Approval of a Special Use Permit with T-Moblie at 3460 US Hwy 280 East.

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

27. Special Appropriation to American Cancer Society for 2022 "Relay for Life" Event.

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

28. Special Appropriation to KOB for 2022 Garden in the Park.

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

29. Special Appropriation to Lee County Emergency Management Agency.

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

30. Special Appropriation to Opelika Main Street, Inc.

MOTION TO APPROVE: UNANIMOUS

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

14. ORDINANCES

President Smith asked Mr. Gunter to present the ordinances.

1. Approve Leasing of the Property Located at 200 South 6th Street to the Opelika Chamber of Commerce - 2nd Reading.

SECOND READING AND APPROVED: 4 TO 0

RESULT: Passed
MOVER: Councilman Ward 1 Willie Allen
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

2. Amend Zoning Ordinance and Map, South 10th Street and Avenue C, from M-1, GC-S and C-2, GC-S to C-1, GC-S - 2nd Reading.

During discussion, Mr. Aja thanked everyone on both sides of this issue to be heard and it was much appreciated. Ms. Norris also thanked everyone for attending the event she held to discuss this issue, as well as all the citizens and business owners that have reached out to them, and thanked them all for being part of the process.

SECOND READING AND APPROVED: 3 TO 2

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

3. Amend Zoning Ordinance - Section 7.3 District Regulations & Use Categories, and Section 7.7 Downtown Residential Living - 2nd Reading.

President Smith asked for a motion to approve the ordinance. Mr. Allen made a motion. Mr. Rauch seconded the motion. President Smith then asked Mr. Allen if that was what he intended to do. Mr. Allen stated yes, but once President Smith asked for a question, he wanted to make a comment. President Smith answered that in their previous discussion, Mr. Allen was going to ask... Mr. Allen interrupted by saying he would do that at the proper time. Mr. Rauch then stated, Mr. Allen would do it during discussion. President Smith then stated there was a motion and a second, and asked if there was any discussion. Mr. Allen and Ms. Norris both stated yes, at the same time. Ms. Norris yielded to Mr. Allen. Mr. Allen then thanked the Planning Commission for all of their hard work, all they do for the growth and prosperity of the city, and they do appreciate the decisions they send to the council. Mr. Allen then stated that after having many conversations about this item, he feels that it is imperative that the council remove this item from the agenda to give them more time to study all of the concerns brought up about it. President Smith asked if he was making a motion to remove the item. Mr. Allen stated yes, and made a motion to remove the item. Mr. Rauch seconded the motion. Mr. Jones suggested a motion to withdraw the motion to approve the item. Mr. Gunter stated the motion to remove the item would take precedence over the motion to approve the item. Mr. Jones confirmed the motion to remove the item from the agenda, Mr. Allen, and the second, Mr. Rauch. President Smith then asked if there was any other discussion. Ms. Norris stated that she heard earlier that they were trying to decide what Councilman Allen was supposed to say, but her understanding is that there are not supposed to be any discussions about these topics when there are enough council members present that would be considered a quorum, and then physically counted Mr. Rauch, Mr. Smith, and Mr. Allen "one, two, three". President Smith stated that the discussion was about the order of how Mr. Allen should do it, and the conversation was between himself and Mr. Allen only. Mr. Allen then stated that it was he that wanted to remove it from the agenda and he does have that right. Mr. Rauch stated it was parliamentary procedure. Ms. Norris answered that this is not about rights, but that she understands that it was not a discussion or deliberation about this topic outside a meeting. President Smith stated that he and Mr. Allen did have a discussion about the order in which to handle it. President Smith stated he was wrong and it was his fault earlier, and that Mr. Allen was correct in how he handled it in wanting to remove the item from the agenda. Ms. Norris thanked them. Mr. Rauch then stated he would like to echo Councilman Allen about the concerns with the project and they have received many phone calls about the project. Mr. Rauch then stated his main stance against this is the traffic on 10th Street and now taking this back to the Planning Commission so that they and City Council can now work together on approving these types of developments moving forward. Mr. Rauch then stressed to the Marshes and the developers that since this is going back to the Planning Commission, to bring something back that looks more like downtown Opelika, getting 10th Street widened to hold more traffic, improving Clanton Street, which is another relief for the development, to take into consideration former councilmember Jim McCorry's email about the water, and finally, make sure the city has all the infrastructure in place to handle a large apartment complex in that area. Ms. Norris closed by mentioning that the Marshes, as well as Mr. Rauch, attended the meeting she held to discuss the development, that the Marshes did participate when they did not have to, and the

Marshes were gracious enough to come and sit and answer some very difficult questions in front of a sometimes hostile crowd, and then thanked the Marshes for doing so.

MOTION TO REMOVE FROM THE AGENDA: 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

4. Amend Zoning Ordinance and Map, 2800 block Society Hill Road, 40 Acres, from C-2 and R-1 to C-2 - 1st Reading.

MOTION TO REMOVE FROM THE AGENDA: 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

15. APPOINTMENTS

16. ADJOURN

The City Council meeting minutes of April 5, 2022 are hereby adopted and approved this the 19th day of April, 2022.

/s/ Eddie Smith

President of City Council
City of Opelika, Alabama

ATTEST:

/s/ Russell A. Jones, CMC

City Clerk

1. Character Trait of the Month - Truthfulness, the fact of being true; truth.
President Smith read the character trait of the month and asked if there was a video to play. Mr. Jones tried to play the video, but due to not having any sound, stated they would try again at the next meeting. President Smith then asked for a motion to adjourn.

2. Motion to Adjourn.

MOTION TO ADJOURN: 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

The council meeting ended at 08:25 pm.