



CITY COUNCIL MINUTES

300 Martin Luther King Blvd.

September 20, 2022

TIME: 6:00 PM

1. CALL TO ORDER

President Smith called the council meeting to order at 06:05 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. Humphrey provided the invocation.

1. Larry Humphrey from Gideons International.

4. PLEDGE OF ALLEGIANCE

Michael and Taylor led the Pledge of Allegiance.

1. Michael Barber and Taylor Preston from Jeter Primary School.

5. READING OF MINUTES

1. Minutes from the 09-06-22 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. Allen 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

1. City's Financial Summary Report for August 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. August 2022 Monthly Building Report.
Mayor Fuller asked Mr. Motley to give the monthly building report and Mr. Motley did so.
3. Proclamation for September 18-24, 2022 as National Adult Education and Family Literacy Week.
Mayor Fuller first asked Rosanna McGinnis and Connor Chauveaux to come up front and they were joined by other faculty from Southern Union State Community College. Mayor Fuller asked Ms. McGinnis to tell everyone about them. Ms. McGinnis then explained how the Opelika Public Library partners with them in Southern Union's adult education program. Mayor Fuller then stated the next day would be a big day at the library and asked them to tell everyone about it. Ms. Chauveaux then explained that it was National Adult Education and Family Literacy Week, they would be having a kickoff event at the Opelika Public Library from 2 pm to 5pm with fun activities, and it was open to all families. Mayor Fuller then read the proclamation and presented it to them.
4. Proclamation for September 30, 2022 as NICU Awareness Day.
Mayor Fuller then asked Dr. Audra Prince, Rosemary Cummings, and Susan Cowart to come up front. Mayor Fuller then read the proclamation and presented it to them.
5. Proclamation for October 2022 as Down Syndrome Awareness Month.
Mayor Fuller then asked Savannah Williams to come up front. Mayor Fuller then read the proclamation and presented it to her.

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

Regina Meadows with Circles Opelika at 2133 Executive Park Drive spoke first. Ms. Meadows thanked the Council for their support of Circles Opelika's inaugural luncheon and then presented each of them with a small token of appreciation, which Mr. Jones handed out.

Michael Carter of 1325 Clearmont Circle spoke next. Mr. Carter expressed concern about the shootings that had taken place in recent days around town, stating that his family was in the vicinity at the time of each. Mr. Carter stated this is not the type of city he wants to live in. Mr. Carter then stated that he did want to recognize the Opelika Police Department and their efforts to make arrests in the cases; however, that was after the fact. Mr. Carter also stated that he feels like the Together Opelika campaign has been great and brought the citizens and police closer together and more trusting of each other, but this doesn't help him and his family feel safe after these recent incidents. Mr. Carter then mentioned that there was a threat to Opelika Middle School today, and usually had confidence in the safety of his son, but due to these recent events, he didn't. Mr. Carter then stated that he asked his son if the school searched backpacks, had metal detectors or police dogs and the answer was no, and his understanding was that it was just a police presence after the threat was made. Mr. Carter then stated that he was also disappointed in the Opelika City Schools for not notifying the parents until two hours after the threat was made, and they had to find out via social media and the news. Mr. Carter also stated he

had to address these concerns at this meeting because the Opelika City School Board will not allow parents to speak at their meetings unless it is approved one week prior to the meeting, and that is absurd. Mr. Carter then stated that there should be an open forum for parents to speak to the school board about decisions they make regarding their children. Mr. Carter closed by stating he was speaking out of concern, and then asked the council what can they do together to make Opelika and the school system safer.

9. REPORT OF DISBURSEMENTS

10. COMMITTEE REPORTS

11. GENERAL BUSINESS

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

1. Public Hearing - Weed Abatement Assessment - 308 Brannon 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.
2. Public Hearing - Weed Abatement Assessment - 2102 Long 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.

12. AWARDING OF BIDS

President Smith asked Ms. Finley to present the bids.

1. Mobile Computing Solutions - OFD & OPD.

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. Designate City Personal Property Surplus and Authorize Disposal.

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. Purchase - Furniture for Economic Development - State of AL Contr #T390 and Omnia Contr #R191813 - ED.

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

3. Emergency Purchase - Gasoline and Diesel Fuel - K&B Oil Supply - PW.

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. Purchase - Two (2) 2023 Ford F-150 Super Crew Pickup Trucks - State of AL Contract #T191 - P&R.

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

5. Approve Annual General Liability Insurance Agreement with Marsh & McLennan Agency - HR.

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

6. Proposal from iHeart Media for Radio Advertising Services - OPS.

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

7. Appoint Robert T. Treese III to Serve as an Assistant Municipal Prosecutor - MC.

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

8. Weed Abatement Assessment - 308 Brannon Avenue.

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

9. Weed Abatement Assessment - 2102 Long 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

10. Transfer Current Year City Council Discretionary Fund Balances.

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

11. Approve Eligible Use Policy Related to ARPA Funds - ADMIN.

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

12. Approve Internal Control Policies and Procedures for ARPA Funds - ADMIN.

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

13. Approve Policy for Property Management Related to the Expenditure of ARPA Funds - ADMIN.

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

14. Approve Policy for Allowable Costs and Cost Principles for Expenditure of ARPA Funds - ADMIN.

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

15. Approve Nondiscrimination Policy Consistent with Uniform Guidance Related to ARPA Funds - ADMIN.

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

16. Approve Record Retention Policy for Documents Created or Maintained Pursuant to the ARPA/CSLFRF Award - ADMIN.

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

17. Approve Conflict of Interest Policy Applicable to Contracts and Subawards of the City of Opelika Supported by Federal Financial Assistance - ADMIN.

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

18. Purchase - One (1) HD Rotary Cutter - Sourcewell Contract #070821-LPI - 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

19. Approve a Fireworks Display and Skydivers Exhibition by FBCO on 10-30-22.

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

14. ORDINANCES

President Smith asked Mr. Gunter to present the ordinances.

1. Amend the City Code of Ordinances: Section 14-302(3) Business License Issuance Fee - 2nd Reading.

SECOND READING AND APPROVED: 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

2. Amend Zoning Ordinance & Map: Robert Trent Jones Trail, 2.6 Acres, from I-1 to PUD - 2nd Reading.

SECOND READING AND APPROVED: 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. Amend Zoning Ordinance & Map: Sportsplex Parkway, 154 Acres, 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

4. Authorize the Operation of Medical Cannabis Dispensing Sites - 1st Reading.

FIRST READING: INTRODUCED

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

15. **APPOINTMENTS**

President Smith presented the appointments.

1. Reappoint Brent Poteet to the Board of Adjustments & Appeals (New Construction). New Term expires 10-01-2026.

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. Reappoint Raymond Williams to the Board of Adjustments & Appeals (New Construction). New Term expires 10-01-2026.

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. Reappoint Kenneth Burton to the Lee County Youth Development Center Board. New Term expires 10-01-2026.

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. ADJOURN

The City Council meeting minutes of September 20, 2022 are hereby adopted and approved this the 4th day of October, 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 - Dedication, the quality of being dedicated or committed to a task or purpose.
President Smith read the character trait of the month and asked for a motion to adjourn.

2. Motion to Adjourn.

MOTION TO ADJOURN: 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

The council meeting ended at 06:43 pm.