

**Vestavia Hills  
City Council Agenda  
September 24, 2012  
5:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Danny Wood, Shades Mountain Baptist Church
4. Pledge of Allegiance
5. Candidates, Announcements and Guest Recognition
6. Employee of the Month
7. Mayor's Report
8. Councilors' Reports
9. Financial Reports – Melvin Turner, III, Finance Director
10. Approval Of Minutes –September 4, 2012 (Special Called Meeting); September 4, 2012 (Work Session) and September 10, 2012 (Regular Meeting)

**New Business**

11. Resolution Number 4341 – A Resolution Authorizing The Mayor To Change Insurance Providers On The Workers' Compensation Insurance Coverage For The City Of Vestavia Hills

**New Business (Requesting Unanimous Consent)**

12. Resolution Number 4342 – A Resolution Authorizing The Mayor To Enter Into An Agreement With Chase Commercial Realty Inc., As An Exclusive Agent To Procure The Sale Of Certain Real Estate Owned By The City
13. Resolution Number 4343 – A Resolution Authorizing The Mayor To File Application With Alabama Department Of Transportation And Provide Such Additional Information To ALDOT As May Be Required

**First Reading (No Action Taken At This Meeting)**

14. Resolution Number 4340 – A Resolution Accepting Dedication Of The Final Portion Of A Street Called Ves Trace; Phil Nichols, Developer
15. Citizens Comments

16. Executive Session
17. Motion For Adjournment

**CITY OF VESTAVIA HILLS**

**CITY COUNCIL**

**SPECIAL MEETING**

**MINUTES**

**SEPTEMBER 4, 2012**

The City Council of Vestavia Hills met in special session on this date at 12:00 PM following posting/publication as required by Alabama law. The Council President called the meeting to order and the City Clerk called the roll with the following:

**MEMBERS PRESENT:**

Steve Ammons, Council President  
Jim Sharp, President Pro-Tem  
George Pierce  
Linda Allison

**OTHER OFFICIALS PRESENT:**

Mayor Alberto C. Zaragoza, Jr.  
Randy Robertson, City Manager  
Rebecca Leavings, City Clerk  
Christopher Brady, City Engineer  
Dan Rary, Police Chief  
Tim Holcomb, Deputy Police Chief  
Melvin Turner, III, Finance Director  
George Sawaya, Deputy Treasurer  
Jim St. John, Fire Chief  
Terry Ray, Battalion Chief  
Darrin Estes, IT Director  
Brian Davis, Director, Public Services  
Taneisha Young-Tucker, Library Director

**RESOLUTION NUMBER 4338**

**Resolution Number 4338 – A Resolution to Canvass the votes for the City of Vestavia Hills Municipal Election held August 28, 2012**

**MOTION** Motion to adopt Resolution Number 4338 was by Mr. Sharp and second was by Ms. Allison.

Mr. Ammons stated that this meeting is held pursuant to State law to canvass the votes from the municipal election held August 28, 2012.

Ms. Leavings, City Clerk, read the total from the vote as follows:

Candidate Totals:

Place 1:	Deloye Burrell	242
Place 1:	John Henley	1,300
Place 1:	G. David Skinner	446
Place 4:	Robert “Bob” Elliott	911
Place 4:	George Pierce	1,075

Ms. Leavings stated that the City had one provisional vote from an absentee vote that provided no identification. The Board of Registrars has indicated that it should not be counted, therefore, the previous numbers constitute the final tally. She stated that the declared winners are: John Henley, Council Place Number 1 and George Pierce, Council Place Number 4.

Ms. Leavings indicated a typographical error in the proposed Resolution table that needs to be amended to show Council Places 1 and 4 and not Council Places 2 and 3.

Mr. Ammons opened the floor for a motion to amend Resolution Number 4338.

**MOTION** Motion to amend Resolution Number 4338 to change the place numbers in the table from Council Places 2 and 3 to Council Places 1 and 4 was by Ms. Allison. Second was by Mr. Sharp. Roll call vote as follows:

Mr. Pierce – abstained	Ms. Allison – yes
Mr. Sharp – yes	Mr. Ammons – yes

Motion carried.

Mr. Ammons opened the floor for a public hearing. There being no one present to address the Council regarding the request, he closed the public hearing and asked for the question.

**MOTION** Question called on a roll call vote:

Mr. Pierce – abstained	Ms. Allison – yes
Mr. Sharp – yes	Mr. Ammons – yes

Motion carried.

### **CERTIFICATE OF ELECTION**

#### **Certificate of Election – John Henley, Council Place Number 1**

**MOTION** Motion to approve the Certificate of Election of John Henley for Council Place Number 1 was by Mr. Pierce and second was by Ms. Allison.

**MOTION** Question called on a roll call vote:  
Mr. Pierce – yes Ms. Allison – yes  
Mr. Sharp – yes Mr. Ammons – yes  
Motion carried.

**CERTIFICATE OF ELECTION**

**Certificate of Election – George Pierce, Council Place Number 4**

**MOTION** Motion to approve the Certificate of Election of George Pierce, Council Place Number 4 was by Mr. Sharp and second was by Ms. Allison.

**MOTION** Question called on a roll call vote:  
Mr. Pierce – abstained Ms. Allison – yes  
Mr. Sharp – yes Mr. Ammons – yes  
Motion carried.

**CITIZENS COMMENTS**

None.

**MOTION** Motion to adjourn the meeting into work session at 12:10 PM was by Ms. Allison. Mr. Pierce seconded the motion. Voice vote as follows:  
Mr. Pierce – yes Ms. Allison – yes  
Mr. Sharp – yes Mr. Ammons – yes  
Motion carried.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

## **CITY OF VESTAVIA HILLS**

### **CITY COUNCIL**

### **WORK SESSION**

**SEPTEMBER 4, 2012**

The City Council of Vestavia Hills met in work session on this date at 12:10 PM following posting/publication as required by Alabama law. The Council President called the meeting to order and the City Clerk called the roll with the following:

**MEMBERS PRESENT:**

Steve Ammons, Council President  
Jim Sharp, President Pro-Tem  
George Pierce  
Linda Allison

**OTHER OFFICIALS PRESENT:**

Mayor Alberto C. Zaragoza, Jr.  
Randy Robertson, City Manager  
Rebecca Leavings, City Clerk  
Christopher Brady, City Engineer  
Dan Rary, Police Chief  
Tim Holcomb, Deputy Police Chief  
Melvin Turner, III, Finance Director  
George Sawaya, Deputy Treasurer  
Jim St. John, Fire Chief  
Terry Ray, Battalion Chief  
Darrin Estes, IT Director  
Brian Davis, Director, Public Services  
Taneisha Young-Tucker, Library Director

### **OVERVIEW/DISCUSSION OF PROPOSED BUDGET**

Mr. Robertson and Mayor Zaragoza gave an overview of the proposed budget. They indicated that the Council had received a copy of it along with an overview indicating the major changes and factors.

Discussion ensued concerning the transfer of funds from the current year in order to make a debt payment. Jason Harpe, Carr, Riggs and Ingram, explained how it would be accounted within the City's ledgers and that it is done in many cities.

The Council asked questions and discussed each department's budget including capital items, etc.

There being no further discussion, work session adjourned at 2:35 PM.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor



## **CITY OF VESTAVIA HILLS**

### **CITY COUNCIL**

### **MINUTES**

### **SEPTEMBER 10, 2012**

The City Council of Vestavia Hills met in regular session on this date at 5:00 PM. The Council President called the meeting to order and the City Clerk called the roll with the following:

**MEMBERS PRESENT:**

Steve Ammons, Council President  
Jim Sharp, President Pro-Tem  
George Pierce  
Linda Allison

**OTHER OFFICIALS PRESENT:**

Mayor Alberto C. Zaragoza, Jr.  
Randy Robertson, City Manager  
Patrick H. Boone, City Attorney  
Rebecca Leavings, City Clerk  
Christopher Brady, City Engineer  
Dan Rary, Police Chief  
Tim Holcomb, Deputy Police Chief  
Melvin Turner, III, Finance Director  
George Sawaya, Deputy Treasurer  
Jim St. John, Fire Chief  
Greg Gilchrist, Fire Marshal  
Brian Davis, Director, Public Services  
Taneisha Young-Tucker, Library Director

Invocation was given by Steve West, Saint Mark United Methodist Church, followed by the Pledge of Allegiance.

### **ANNOUNCEMENTS, CANDIDATES, GUESTS**

- None.

### **PRESENTATION – JEFFERSON COUNTY HEALTH ACTION PARTNERSHIP**

Kim Cochran, American Cancer Society and Dr. Mark Wilson, Jefferson County Health Action Partnership presented the Mayor and City Council with a plaque in appreciation for actions taken by the Council in adoption of a non-smoking ordinance.

### **MAYOR'S REPORTS**

- The annual e-recycling event will be held Saturday, September 15 beginning at 9 AM. The event will be at the pool parking lot to allow for a larger crowd so traffic won't be blocked on the highway. The Mayor stated that the event has grown every year and now includes paper shredding.
- A tri-city Patriot's Day ceremony will be held tomorrow at 9 AM at Homewood's SOHO. This is an annual ceremony rotated with Homewood, Mountain Brook and Vestavia Hills.
- National Night Out will be held on October 2, 2012 from 6 PM to 8:30 PM at the Vestavia Hills Baptist Church.
- The Library will host an outdoor concert with the Aaron Mitchell Band in the amphitheatre on September 14, 2012 at 7 PM.
  - Chief Rary gave commendations to Officer Derrick Wilcox, Officer Nathan Mitchell and Officer Kristin Harding-Jones for arrests they made on offenders with illegal drugs and paraphernalia.
  - Chief Rary also gave special recognition to Officer Neil Owens who arrested a burglary suspect and received enough information from this suspect to clear a large number of burglaries in Hoover.
  - Chief Rary and Sgt. York showed the Council a ballistics shield which was purchased with a donation from the estate of Jack Barr. The Chief explained that Mr. and Mrs. Barr were always very supportive of the public safety departments here and that Mr. Barr left this donation for the department's use. *Mrs. Barr later attended the meeting and the Council and Police Departments thanked her for their many contributions.*

### **CITY MANAGER REPORTS**

- Mr. Robertson updated statistics gathered from the City's website and indicated that there had been 11,000 hits with 45% being 1<sup>st</sup> time.
- Mr. Robertson introduced Fred Baughman, the City's new Economic Development Director. He indicated that Mr. Baughman will be relocating here from Indiana and comes with a lot of experience.
- The Veterans Day Celebration will be held on November 12, 2012 at MountainTop Church with Lt. General John Pickler and Matt Ballack as key note speakers.

### **COUNCILOR REPORTS**

- Mr. Ammons stated that next week is Constitution Week and encouraged everyone to reread a copy of the Constitution.

**APPROVAL OF MINUTES**

The minutes of August 27, 2012 (Regular Meeting) were presented for approval.

**MOTION** Motion to dispense with the reading of the minutes and approve them as presented was by Mr. Pierce and second by Ms. Allison. Voice vote as follows:

Mr. Pierce – yes

Ms. Allison – yes

Mr. Sharp – yes

Mr. Ammons – yes

Motion carried.

**NEW BUSINESS**

**RESOLUTION NUMBER 4339**

**Resolution Number 4339 – A Resolution Appointing A Council Member To Fill The Unexpired Term Of Mary Lee Rice**

**MOTION** Motion to adopt Resolution Number 4339 was by Mr. Sharp and second was by Mr. Pierce.

Mr. Ammons explained that Mary Lee Rice had resigned her position of Place Number 1 on the City Council and in the recent election Mr. John Henley won that place without a runoff election. The Council decided it was in the best public interest to appoint Mr. Henley to complete Ms. Rice's term and then begin his new term in November. There being no further discussion, Mr. Ammons called for the question.

**MOTION** Question called on a roll call vote:

Mr. Pierce – yes

Ms. Allison – yes

Mr. Sharp – yes

Mr. Ammons – yes

Motion carried.

Judge Alan King issued Mr. John Henley his Oath of Office with Mr. Henley's family in attendance and his wife by his side. Mr. Henley then took his seat with the City Council.

**OLD BUSINESS**

**RESOLUTION NUMBER 4335**

**Resolution Number 4335 - A Resolution Ordering The Demolition Of A Building Or Structure Located At 3363 Mountainside Road, Vestavia Hills,**

**Alabama, Parcel ID# 28-23-2-4-3-RR-0, In Compliance With Sections 11-40-30 Through 11-40-36, Sections 11-53b-1 Through 11-53b-16, Inclusive, Of The Code Of Alabama, And In Compliance With Ordinance Number 2382 Of The City Of Vestavia Hills, Alabama; And Calling For Said Demolition To Be Performed By The City Of Vestavia Hills And Directing The City Attorney And The City Clerk To Cause The Cost Of Such Demolition To Be Charged Against The Land On Which The Building Or Structure Exists As A Municipal Lien Or Cause Such Cost To Be Recovered In A Suit At Law Against The Owner Or Owners**

**MOTION** Motion to adopt Resolution Number 4335 was by Ms. Allison and second was by Mr. Pierce.

Jeffrey Knowles, owner of the subject property, explained that the house was damaged by the April 2011 tornado and that he's been working with the insurance company to get it repaired. He indicated that it has been so long now that he's aware that a lot has to be done and when he received the notice of the abatement, he contacted his insurance company to see if he could speed up the progress. Mr. Knowles brought a contractor that he has been working with to try to explain how long he has been working on resolving this problem.

Ben Goldman, Hand Arendall, explained that he received a request from the owner of the property requesting a continuance and sees no problem with the City Council granting that continuance until the regular meeting of October 8, 2012 to prevent the 90 days from lapsing in the notification. He stated that the Council and the City Clerk have been presented with packages which show the notifications, the reports and the findings of the condition of the property along with photographs which show updated conditions. He explained that the Building Official Keith Blanton entered the premises today and found a severe mold problem from the open conditions of the home. He indicated that the Clerk has a packet on file for public inspection.

Mr. Goldman asked Mr. Blanton if there would be any information that would need to be submitted prior to the October 8 meeting.

Mr. Blanton stated that he would need a mold inspection report on the extent of mold in the unit and what would be needed in order to mitigate the problem. He stated that he would also need a detailed listing of actions to repair the home. Both documents would need to be submitted to his office a minimum of a week in advance of the October 8 meeting.

Mr. Blanton affirmed to the Council that the notification, reports and the photos submitted to the Council tonight accurately depict the condition of the property to the best of his knowledge.

Mr. Goldman stated that documentation needs to be submitted as to whether or not it is feasible to repair the property and must show a financial ability to do so. He indicated that the Council's actions have helped the homeowner with his negotiations of his insurance company and it needs to be determined when or if the home should be considered totaled and whether or not the house can be repaired.

Mr. Ammons stated that the Council can postpone this Resolution until October 8 with the stipulation that the owner provides the needed information a minimum of a week in advance and asked the owner if he could comply with that stipulation.

Mr. Knowles stated that he would work hard to get the information by that time.

Mr. Ammons asked for a motion to postpone.

**MOTION** Motion to postpone consideration and action on Resolution Number 4335 was by Ms. Allison. Second was by Mr. Pierce. Roll Call vote as follows:  
Mr. Pierce – yes Ms. Allison – yes  
Mr. Henley – yes Mr. Sharp – yes  
Mr. Ammons – yes Motion carried.

Mr. Goldman asked the Council for a motion to also continue the public hearing of Resolution Number 4335 until October 8, 2012.

**MOTION** Motion to postpone the public hearing on Resolution Number 4335 was by Mr. Pierce. Second was by Mr. Henley. Roll Call vote as follows:  
Mr. Pierce – yes Ms. Allison – yes  
Mr. Henley – yes Mr. Sharp – yes  
Mr. Ammons – yes Motion carried.

### **ORDINANCE NUMBER 409-A**

**Ordinance 409-A – Rezoning – 400 Vestavia Parkway, Lot 2, Koger Executive Center; Rezone From Vestavia Hills O-2 (maximum 3 stories) to Vestavia Hills O-2 (maximum 4 stories); Highpoint Office Center, LLC, Owners**

**MOTION** Motion to adopt Ordinance Number 409-A was by Mr. Sharp and second was by Mr. Pierce.

Ms. Leavings explained that this property was developed more than 20 years ago and was originally constructed as a 3-story building. The property recently changed ownership and when the zoning certification was being put together, it was determined the building was really a 4-story building and the zoning was limited to a 3-story building. This request is to clean up the zoning to allow the 4-story building.

Larry Weygand, Weygand Surveyors, was present on behalf of the owners in regard to this request.

Mr. Sharp stated that the Planning and Zoning Commission unanimously recommended approval of this zoning change.

Mr. Ammons opened the floor for a public hearing. There being no one present to address the Council concerning this request, Mr. Ammons closed the public hearing and called for the question.

**MOTION** Question called on a roll call vote:  
Mr. Pierce – yes Ms. Allison – yes  
Mr. Henley – yes Mr. Sharp – yes  
Mr. Ammons – yes Motion carried.

**RESOLUTION NUMBER 2331-A**

**Ordinance Number 2331-A – An Ordinance Amending Ordinance Number 2331 To Amend §4.5 Entitled Fences**

**MOTION** Motion to adopt Resolution Number 2331-A was by Mr. Sharp and second was by Mr. Henley.

The Mayor gave a brief background of the need for this amendment which reduces the prohibition on front yard fences on certain properties.

Mr. Boone stated that he has reviewed the amendment and feels it is an improvement to the current ordinance. He reiterated how many times the City has had to defend this matter in courts only to be defeated in a matter of minutes on each case.

Mr. Sharp stated that the Planning and Zoning Commission voted unanimously to recommend approval of the amendment.

Mr. Ammons opened the floor for a public hearing.

Pat Barr, 1101 South Cove Circle, asked if these fences were being allowed for security reasons.

Mr. Ammons stated that they are being allowed for security of larger properties.

There being no one else present to address the Council regarding the request, Mr. Ammons closed the public hearing and asked for the question.

**MOTION** Question called on a roll call vote:  
Mr. Pierce – yes Ms. Allison – yes

Mr. Henley – yes  
Mr. Ammons – yes

Mr. Sharp – yes  
Motion carried.

Dr. Swaid Swaid, South Cove, stated that he appreciated the Council for the spirit in which the amendment was brought forward and thanked the Mayor, the Clerk and all others for listening to the needs of the citizens and addressing the situation.

### **RESOLUTION NUMBER 4336**

#### **Resolution 4336 – A Resolution Approving A General Fund Budget, A Special Fund Budget And A Capital Fund Budget For The City Of Vestavia Hills For Fiscal Year 2012-2013**

**MOTION** Motion to adopt Resolution Number 4336 was by Mr. Pierce and second was by Ms. Allison.

Mayor Zaragoza stated that the proposed budget was given to the Council at the previous meeting and the highlights were discussed at that time. Since then, there was a work session where the Council reviewed the proposed budget extensively and some minor modifications were made.

Mr. Robertson explained that amendments were made due to the movement of the runoff election expense and some additions made in the IT department for the virtual servers.

Discussion ensued on the possibility of obtaining an asphalt patching vehicle from another City.

Mr. Ammons reminded everyone that this would approve 90% of the proposed budget and opened the floor for a public hearing. There being no one to address the Council concerning this request, Mr. Ammons closed the public hearing and called for the question.

**MOTION** Question called on a roll call vote:

Mr. Pierce – yes  
Mr. Henley – yes  
Mr. Ammons – yes

Ms. Allison – yes  
Mr. Sharp – yes

Motion carried.

### **RESOLUTION NUMBER 4337**

#### **Resolution Number 4337 – A Resolution Accepting A Bid For A Hydraulic Excavator For The Public Services Department**

**MOTION** Motion to adopt Resolution Number 4337 was by Mr. Sharp and second was by Mr. Pierce.

Mayor Zaragoza stated that the bid for this piece of equipment came in over budget and the request is to accept the lowest responsible bidder that met specifications and make up the difference of \$29,000.

Mr. Brady stated that the excavator is like a small backhoe which is easy to maneuver in smaller spaces. He indicated the equipment would be taken to the site on a trailer rather than driven on public roadways.

Discussion ensued on the upcoming equipment needs of the City.

Mr. Ammons opened the floor for a public hearing. There being no one to address the Council concerning this request, Mr. Ammons closed the public hearing and called for the question.

**MOTION** Question called on a roll call vote:

Mr. Pierce – yes

Ms. Allison – yes

Mr. Henley – yes

Mr. Sharp – yes

Mr. Ammons – yes

Motion carried.

### **CITIZENS COMMENTS**

None.

### **EXECUTIVE SESSION**

Mr. Ammons stated that the Council needed to move into Executive Session in order to discuss the purchase/sale of property. He explained that the Session is estimated to last approximately 60 minutes and asked Mr. Boone to verify that is a legal reason for an Executive Session.

Mr. Boone concurred and Mr. Ammons opened the floor for a motion.

**MOTION** Motion for the Council to move into Executive Session for the discussion of purchase/sale for an estimated 60 minutes was by Mr. Pierce and second was by Ms. Allison. On a roll call vote:

Mr. Pierce – yes

Ms. Allison – yes

Mr. Henley – yes

Mr. Sharp – yes

Mr. Ammons – yes

Motion carried.

The Council exited the Chamber at 6:33 PM and entered into Executive Session. At 8:33 PM, they re-entered the Chamber and Mr. Ammons called the meeting back to order.



**MOTION** Motion to adjourn the meeting at 8:36 PM was by Mr. Pierce. Ms. Allison seconded the motion. Voice vote as follows:

Mr. Pierce – yes

Ms. Allison – yes

Mr. Henley – yes

Mr. Sharp – yes

Mr. Ammons – yes

Motion carried.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

**RESOLUTION NUMBER 4341**

**A RESOLUTION TO CHANGE INSURANCE PROVIDERS ON  
CERTAIN POLICIES OF THE CITY OF VESTAVIA HILLS**

**WHEREAS**, a study was conducted concerning certain insurance coverage currently provided to the City of Vestavia Hills; and

**WHEREAS**, recently the City Manager observed a presentation made by John R. Prewitt, III of J.R. Prewitt & Associates concerning a proposal for Workers' Compensation Insurance for the City with coverage provided by Municipal Workers Compensation Fund to replace current coverage for the City; and

**WHEREAS**, the Mayor and Council agree it would be in the best public interest to change insurance providers as detailed in said proposal, a copy of which is attached to and incorporated into this Resolution Number 4341 as if written therein, from S.S. Nesbitt, Inc., to J.R.Prewitt & Associates and Workers' Compensation Insurance to be effective October 1, 2012 as the City's Workers Compensation Insurance Fund.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF  
THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. The Mayor is hereby authorized to cancel certain existing insurance policies and change the workers' compensation insurance provider to J.R. Prewitt & Associates and Workers' Compensation Insurance Fund; and
2. Said existing policies cancellation date shall be September 30, 2012 with new policies to become effective October 1, 2012; and
3. This Resolution shall become effective immediately upon adoption and approval.

**DONE, ORDERED, APPROVED and ADOPTED** this the 24<sup>th</sup> day of  
September, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

# **Insurance Coverage Analysis**

for

**City of Vestavia Hills  
513 Montgomery Highway  
Birmingham, AL 35216**

September 21, 2012

BY:

**John R. Prewitt, III  
J. R. Prewitt & Associates**

# WORKERS' COMPENSATION

COVERAGE PROVIDED BY: MUNICIPAL WORKERS COMP FUND

**Part I:** Statutory Limits for State of Alabama

**Part II:** Employers Liability

\$ 1,000,000 Bodily Injury By Accident - Each Accident  
\$ 1,000,000 Bodily Injury By Disease - Policy Limit  
\$ 1,000,000 Bodily Injury By Disease - Each Employee

## Premium Calculations

Classification	State	Code	Payrolls
Paving or Repaving & Drivers	AL	5506	\$ 424,146
Firefighters & Drivers	AL	7710	\$ 5,398,735
Police Officers & Drivers	AL	7710	\$ 3,690,344
Auto Repair Shop	AL	8380	\$ 198,713
Engineers	AL	8601	\$ 162,816
Clerical	AL	8810	\$ 3,429,341
Animal Control	AL	8831	\$ 45,302
Building Maintenance & Janitor	AL	9015	\$ 140,699
Library Workers	AL	9101	\$ 562,462
Park NOC – all employees & drivers	AL	9102	\$ 636,691
Building Inspection & Code Enforcement	AL	9410	\$ 211,677

Coverage is state specific. If you enter any states other than those shown above, please notify our office immediately.

**\$50,000. Per Occurrence Deductible**

**AGGREGATE DEDUCTIBLE AMOUNT: \$425,000**

**ANNUAL PREMIUM \$ 170,000**

**RESOLUTION NUMBER 4342**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CHASE COMMERCIAL REALTY, INC., AS AN EXCLUSIVE AGENT TO PROCURE THE SALE OF CERTAIN PROPERTY OWNED BY THE CITY OF VESTAVIA HILLS, ALABAMA**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. The Mayor is hereby authorized to execute and deliver an Exclusive Listing Agreement with Chase Commercial Realty, Inc., an Alabama Corporation as an exclusive agent to procure the sale of certain real estate owned by the City; and
2. A copy of said agreement is attached to this Resolution Number 4342 and incorporated as if written fully therein; and
3. This Resolution Number 4342 shall become effective immediately upon adoption and approval.

**DONE, ORDERED, ADOPTED and APPROVED** this the 24<sup>th</sup> day of September, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

STATE OF ALABAMA )  
COUNTY OF JEFFERSON)

**EXCLUSIVE LISTING AGREEMENT**

**THIS EXCLUSIVE LISTING AGREEMENT** is made and entered into on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between **Chase Commercial Realty, Inc.**, an Alabama Corporation, having a mailing address at 3000 Riverchase Galleria Suite 760 Birmingham, Alabama 35244 attention **Mr. Taylor Glaze** (hereinafter referred to as "Broker") and **City of Vestavia Hills**, having a mailing address at **513 Montgomery Highway, Vestavia Hills, AL 35216**, Attention **Mr. Randy Robertson** (hereinafter referred to as "Owner").

The terms of this Agreement are as follows:

- EMPLOYMENT OF BROKER.** In consideration of services to be rendered by Broker, Owner employs Broker as an exclusive agent to procure the sale of the building and property with improvements at \_\_\_\_\_, in the City of Vestavia Hills, County of Jefferson, State of Alabama, containing approximately \_\_\_\_\_ gross square feet of UNZONED property and improvements, situated on \_\_\_\_\_ of land more particularly described on Schedule "A" attached hereto and made a part hereof by reference. Property will need to be re-zoned to commercial use per Owner's re-zoning regulations. Owner shall determine the terms and conditions for the sale of the property, and Broker is authorized to offer for sale at \$\_\_\_\_\_ unless otherwise agreed to by Owner.
- TERM.** This Agreement shall continue in force for a period of 6 months, beginning on the day of September, 2012, and ending on the last day of March, 2013. At the expiration of the term hereof, Broker's rights hereunder as to parties with whom Broker may have been negotiating at the time of expiration shall continue for a period of one hundred twenty (120) days following the expiration and Broker shall be entitled to compensation for the same.
- COMPENSATION.** As compensation for Broker's services and efforts to procure a sale, Owner agrees to pay Broker FIVE percent (5%) of the sales price ("**Sales Commission**"). All Sales Commission is payable at closing.

Broker's commission shall not be diminished in the event that the Owner defaults under the contract agreement or fails to exercise default remedies provided within the contract or by law. In the event the Purchaser defaults under the contract and the earnest money is taken as liquidated damages, the Owner agrees to split the earnest money 50/50 with Broker; provided, however, that the amount paid to Broker shall not exceed the total amount of Broker's commission had the sale closed.

- ADVERTISING.** Broker shall be responsible for the cost of advertising specified under this agreement. Broker agrees to place a sign on the premises indicating that the property is "Available".

Broker shall obtain the prior approval of Owner for all promotions and advertisements it desires to use in marketing the property.

**5. RESPONSIBILITIES OF BROKER.**

A. Broker agrees to act diligently and to use his best efforts to produce a closing and sale of the property.

B. Broker shall faithfully observe and comply with the real estate laws, rules and regulations of the State of Alabama. In the event Broker is found guilty of violating any real estate law, or for any reason loses its real estate license, Owner shall be entitled to immediately terminate this Agreement.

C. Representations made by the Broker with respect to the listed property shall not vary from the information provided Broker by Owner as specified in Schedule "A". Broker shall indemnify Owner against any damages or liabilities resulting from Broker's failure to comply with this provision.

D. Broker shall use only such forms, information sheets, brochures, or other informational material as provided to Broker by Owner at Owner's expense, or brochures/presentations prepared by the Broker with the Owners approval at the Brokers expense.

**6. SUCCESSORS AND ASSIGNS.** All of the terms and provisions of this Agreement shall bind and inure to the benefit of the parties hereto and their respective successors and assigns.

**7. ATTORNEY'S FEES.** Should either party to this Agreement institute litigation against the other for relief of any type arising out of or pertaining to this Agreement, the prevailing party in such litigation shall entitled to recover all costs incurred, including but not limited to reasonable attorney's fees, such additional costs as a Court may determine to be fair and proper in the circumstances.

**8. ENTIRE AGREEMENT.** This Agreement contains the entire agreement between the parties, and shall not be modified except by document in writing signed by both parties. This Agreement shall be governed by and construed in accordance with the Laws of the State of Alabama.

**9. SINGLE BROKER/AGENT.** Broker shall serve as a single Broker/Agent for the Seller.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first above written.

**ATTESTED:** \_\_\_\_\_

**By:** \_\_\_\_\_



Date: \_\_\_\_\_

Its: \_\_\_\_\_

ATTESTED: \_\_\_\_\_

By: \_\_\_\_\_

**Chase Commercial Realty, Inc.**

Date: \_\_\_\_\_

Its: \_\_\_\_\_

## **SCHEDULE A**

Site Plan TBD

**RESOLUTION NUMBER 4343**

**A RESOLUTION AUTHORIZING THE MAYOR TO FILE APPLICATION WITH ALABAMA DEPARTMENT OF TRANSPORTATION AND PROVIDE SUCH ADDITIONAL INFORMATION TO ALDOT AS MAY BE REQUIRED**

**WHEREAS**, the City of Vestavia Hills is committed to rehabilitating and improving local transportation infrastructure for its citizens; and

**WHEREAS**, evidenced by that commitment, the City wishes to make application to the Alabama Department of Transportation (“ALDOT”) for funding assistance from the Alabama Transportation Rehabilitation and Improvement Program (“ATRIP”) for the purpose of resurfacing certain defined portions of streets as defined in the Vestavia Hills ATRIP Resurfacing Package Round 2 ATRIP Proposal (“Proposal”) which is attached and incorporated into this Resolution Number 4343 as if written fully therein.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. That the City Council of the City of Vestavia Hills, Alabama, hereby authorizes the filing of an application, including all understandings and assurances contained therein, with the ALDOT for funding assistance from the ATRIP for the purpose of resurfacing certain defined portions of streets as defined in the attached Proposal at a cost not to exceed \$820,000; and
2. That the City of Vestavia Hills will provide all preliminary engineering services, and any funds required for nonparticipating items such as utility relocation; and

3. That the Mayor is hereby authorized and directed to act in connection with the application and to provide such additional information to ALDOT as may be required.
4. This Resolution Number shall become effective immediately upon adoption and approval.

**ADOPTED and APPROVED** on this the 24<sup>th</sup> day of September, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

# Vestavia Hills ATRIP Resurfacing Package

## Round 2 ATRIP Proposal

### Proposed Resurfacing for:

**Overton Road** (*From South of I-459 Intersection to Liberty Park Bridge, 0.44 Miles*)

**Rocky Ridge Road** (*From US-280 to Lorna Rd, 5.71 Miles*)

**Columbiana Road and Tyler Road** (*Tyler Rd from Southland Dr to Columbiana Rd, Columbiana Rd from US-31 to just north of Crossroads School, 1.35 Miles*)

Prepared For:



Prepared By:



September 21, 2012

## Vestavia Hills ATRIP Project Project Benefits and Information

### Project Benefits

- This work will be performed to Federal and ALDOT standards and will be built accordingly.
- The road will be upgraded to Federal safety standards.
- The asphalt buildup will be a longer lasting buildup.
- Projects will be covered by 80% federal funds.

<u>Resurfacing Columbiana Road</u>	<u>Speed</u>	<u>Classification</u>	<u>Traffic</u>
	Posted Speed 40 MPH	Urban Minor Arterial	13,800 ADT (2010)

Additional Items of work required for Federal Projects to meet clear zone requirements.

- In some areas the ditch along the road is in the clear zone and too deep, it must be filled in and storm drain pipe added.
- Upgrade all headwalls in clear zone to slope paved headwalls.
- Specified Areas require additional guardrail.

<u>Resurfacing Tyler Road</u>	Posted Speed 40 MPH	Collector	15,000 ADT (2010)
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Additional Items of work required for Federal Projects to meet clear zone requirements.

- Some areas require additional guardrail.
- Some areas of existing guardrail will need to be replaced to meet federal standards.

<u>Resurfacing Rocky Ridge Road</u>	Posted Speed 30-35 MPH	Urban Minor Arterial	10,459 ADT (2010)
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Additional Items of work required for Federal Projects to meet clear zone requirements

- Existing culvert will need to be extended to allow for guardrail installation
- Upgrade all headwalls in clear zone to slope paved headwalls
- Some areas require additional Guardrail
- Some areas of existing guardrail will need to be replaced
- 2 Brick Mailboxes are in the clear zone and must be replaced with breakaway mailboxes.
- Some utility poles will have to be relocated outside the clear zone.
- Add retaining wall to install Guardrail and avoid trees.

**Vestavia Hills ATRIP Project Cost Estimates**

**Prepared by: CDG Engineers and Associates, Inc.**

**Friday, September 21, 2012**

<b>Resurfacing Location</b>	<b>Total Construction</b>	<b>80% Funding</b>	<b>20% Match</b>	<b>Design Fee</b>	<b>Materials Report</b>	<b>Survey</b>	<b>Total Cost To City</b>
Overton Rd from South of the I-459 Intersection to Liberty Park Bridge, 0.44 Miles	<b>\$349,621.82</b>	\$279,697.46	\$69,924.36	\$15,000.00	\$3,500.00	\$0.00	<b>\$88,424.36</b>
Rocky Ridge Rd from US-280 to Lorna Rd, 5.71 Miles	<b>\$2,677,308.69</b>	\$2,141,846.95	\$535,461.74	\$94,000.00	\$15,000.00	\$13,000.00	<b>\$657,461.74</b>
Columbiana Rd and Tyler Rd, Approximately 1.35 Miles	<b>\$1,057,503.74</b>	\$846,002.99	\$211,500.75	\$45,000.00	\$10,000.00	\$5,000.00	<b>\$271,500.75</b>
<b>Totals</b>	<b>\$4,084,434.25</b>	<b>\$3,267,547.40</b>	<b>\$816,886.85</b>	<b>\$154,000.00</b>	<b>\$28,500.00</b>	<b>\$18,000.00</b>	<b>\$1,017,386.85</b>

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Engineer's Preliminary Cost Estimate  
Alabama Transportation Rehabilitation and Improvement Program (ATRIP)  
**Resurfacing Overton Rd from South of the I-459 Intersection to Liberty Park Bridge, 0.44 Miles**  
City of Vestavia Hills, AL  
September 12, 2012  
Prepared by: CDG Engineers and Associates, Inc.

	ITEM	UNIT	QTY	UNIT PRICE	EXTENSION
1	405A000	Tack Coat	GAL	879	\$ 3.59 \$ 3,154.77
2	407B000	Joint Sealant for Hot Mix Asphalt Pavement	MI	1	\$ 423.73 \$ 423.73
3	408A052	Planing Existing Pavement (Approximately 1.10" Thru 2.0" Thick)	S.Y.	12,554	\$ 1.69 \$ 21,215.89
4	424A361	Bituminous Concrete Wearing Surface, 3/4" MASM (165#/SY), ESAL Range C/D	Ton	1,036	\$ 85.54 \$ 88,592.66
5	424B650	Superpave Bituminous Concrete Upper Binder Layer, 3/4" MASM (250#/SY), ESAL Range C/D	Ton	1,582	\$ 72.26 \$ 114,310.09
6	600A000	Mobilization	L.S.	1	\$ 10,000.00 \$ 10,000.00
7	680A001	Geometric Controls	L.S.	1	\$ 3,800.00 \$ 3,800.00
8	698A000	Construction Fuel (Maximum Bid Limited to 3% of Construction Costs)	L.S.	1	\$ 9,000.00 \$ 9,000.00
9	701A227	Solid White, Class 2, Type A Traffic Stripe	MI	1	\$ 2,912.05 \$ 2,912.05
10	701A230	Solid Yellow, Class 2, Type A Traffic Stripe	MI	1	\$ 2,881.12 \$ 2,881.12
11	701A-239	Broken White, Class 2, Type A Traffic Stripe	MI	1	\$ 1,506.09 \$ 1,506.09
12	701B-207	Dotted White, Class 2, Type A Traffic Stripe	L.F.	225	\$ 1.62 \$ 364.50
13	701C000	Broken Temporary Traffic Stripe	MI	2	\$ 735.95 \$ 1,471.90
14	701C001	Solid Temporary Traffic Stripe	MI	2	\$ 844.90 \$ 1,689.80
15	703A002	Traffic Control Markings, Class 2 Type A	S.F.	824	\$ 3.89 \$ 3,206.53
16	703B002	Traffic Control Legends, Class 2 Type A	S.F.	112	\$ 4.18 \$ 468.37
17	703D001	Temporary Traffic Control Markings	S.F.	824	\$ 1.23 \$ 1,013.89
18	703E001	Temporary Traffic Control Legends	S.F.	112	\$ 1.23 \$ 137.82
19	705A030	Pavement Marker, Class A-H, Type 2C	Each	94	\$ 4.00 \$ 375.00
20	705A037	Pavement Marker, Class A-H, Type 2D	Each	47	\$ 2.56 \$ 119.80
21	730H001	Loop Wire	L.F.	700	\$ 4.02 \$ 2,814.00
22	740B000	Construction Signs	S.F.	460	\$ 7.32 \$ 3,367.20
23	740C000	Special Construction Signs	S.F.	24	\$ 6.93 \$ 166.32
24	740C002	Special Construction Signs (Motorcycle Plaque)	S.F.	12	\$ 6.56 \$ 78.72
25	740D000	Channelizing Drums	Each	50	\$ 33.20 \$ 1,660.00
26	740E000	Cones, 36" High	Each	25	\$ 10.28 \$ 257.00
27	740M001	Ballast for Cones	Each	25	\$ 4.60 \$ 115.00
28	740O000	Pilot Car	Each	1	\$ 3,439.63 \$ 3,439.63
29	742A002	Portable Changeable Message Sign, Type 1	Each	2	\$ 5,500.00 \$ 11,000.00

<b>Construction Subtotal</b>	\$ 289,541.88
<b>Contingency (5%)</b>	\$ 14,477.09
<b>Construction Total</b>	\$ 304,018.97
<b>Construction Engineering and Inspection (15%)</b>	<b>\$ 45,602.85</b>
<b>Total Project Cost</b>	<b>\$ 349,621.82</b>
<b>Project Sponsor Match (20%)</b>	<b>\$ 69,924.36</b>
<b>ATRIP Funding (80%)</b>	<b>\$ 279,697.46</b>

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Engineer's Preliminary Cost Estimate  
Alabama Transportation Rehabilitation and Improvement Program (ATRIP)  
**Resurfacing Rocky Ridge Rd from Shades Crest Road to Lorna Rd, 5.71 Miles**

Road Classification : Urban Minor Arterial

City of Vestavia Hills, AL

September 21, 2012

Prepared by: CDG Engineers and Associates, Inc.

ITEM			UNIT	QTY	UNIT PRICE	EXTENSION
1	201A012	Clearing and Grubbing (Maximum Bid \$2500 Per Acre)(Approximately 3 Acres)	L.S.	1	\$ 7,500.00	\$ 7,500.00
2	206D001	Removing Guardrail	L.F.	3,920	\$ 1.73	\$ 6,781.60
3	206E000	Removing Headwalls	Each	10	\$ 201.75	\$ 2,017.50
4	206E008	Removing Guardrail End Anchor (All Type)	Each	16	\$ 171.12	\$ 2,737.92
5	209A000	Mailbox Reset, Single	Each	4	\$ 162.54	\$ 650.16
6	210A000	Unclassified Excavation	C.Y.	1,000	\$ 9.42	\$ 9,420.00
7	210D000	Borrow Excavation	C.Y.	800	\$ 12.94	\$ 10,347.69
8	214A000	Structure Excavation	C.Y.	120	\$ 10.00	\$ 1,200.00
9	214B001	Foundation Backfill (Commercial)	C.Y.	65	\$ 55.00	\$ 3,575.00
10	405A000	Tack Coat	Gal	8,353	\$ 3.18	\$ 26,561.19
11	407B000	Joint Sealant for Hot Mix Asphalt Pavement	MI	9	\$ 332.10	\$ 2,988.90
12	408A052	Planing Existing Pavement (Approximately 1.10" Thru 2.0" Thick)	S.Y.	113,640	\$ 0.79	\$ 89,775.97
13	424A361	Bituminous Concrete Wearing Surface, 3/4" MASM (165#/SY), ESAL Range C/D	Ton	9,375	\$ 72.19	\$ 676,805.73
14	424B650	Superpave Bituminous Concrete Upper Binder Layer, 3/4" MASM (250#/SY), ESAL Range C/D	Ton	14,372	\$ 60.82	\$ 874,084.64
15	502A000	Steel Reinforcement	LB	6,500	\$ 3.31	\$ 21,515.00
16	524B010	Culvert Concrete Extension	C.Y.	50	\$ 550.00	\$ 27,500.00
17	529A010	Retaining Wall	S.F.	8,000	\$ 10.00	\$ 80,000.00
18	600A000	Mobilization	L.S.	1	\$ 20,000.00	\$ 20,000.00
19	619A127	24" Side Drain Pipe End Treatment, Class 2	Each	10	\$ 774.93	\$ 7,749.30
20	630A001	Steel Beam Guardrail, Class A, Type 2	L.F.	4,640	\$ 21.17	\$ 98,228.80
21	630C050	Guardrail End Anchor, Type 20 Series	Each	24	\$ 2,361.31	\$ 56,671.44
22	665J002	Silt Fence	L.F.	800	\$ 3.28	\$ 2,624.00
23	665Q002	Wattle	L.F.	400	\$ 6.21	\$ 2,484.00
24	665O001	Removing Silt Fence	L.F.	800	\$ 0.90	\$ 720.00
25	680A001	Geometric Controls	L.S.	1	\$ 15,000.00	\$ 15,000.00
26	698A000	Construction Fuel (Maximum Bid Limited to 3% of Construction Costs)	L.S.	1	\$ 30,000.00	\$ 30,000.00
27	701A227	Solid White, Class 2, Type A Traffic Stripe	MI	12	\$ 2,877.57	\$ 34,530.84
28	701A230	Solid Yellow, Class 2, Type A Traffic Stripe	MI	12	\$ 2,857.70	\$ 34,292.40
29	701A239	Broken White, Class 2, Type A Traffic Stripe	MI	1	\$ 3,400.00	\$ 3,400.00
30	701A244	Broken Yellow, Class 2, Type A Traffic Stripe	MI	1	\$ 1,719.90	\$ 1,719.90
31	701B-207	Dotted White, Class 2, Type A Traffic Stripe	L.F.	4,005	\$ 0.76	\$ 3,043.80
32	701C000	Broken Temporary Traffic Stripe	MI	3	\$ 735.95	\$ 2,207.85
33	701C001	Solid Temporary Traffic Stripe	MI	24	\$ 751.27	\$ 18,030.48
34	703A002	Traffic Control Markings, Class 2 Type A	S.F.	3,270	\$ 3.48	\$ 11,378.90
35	703B002	Traffic Control Legends, Class 2 Type A	S.F.	404	\$ 3.93	\$ 1,587.72
36	703D001	Temporary Traffic Control Markings	S.F.	3,270	\$ 0.86	\$ 2,812.03
37	703E001	Temporary Traffic Control Legends	S.F.	404	\$ 0.92	\$ 371.68
38	705A030	Pavement Marker, Class A-H, Type 2C	Each	341	\$ 3.87	\$ 1,317.74
39	705A037	Pavement Marker, Class A-H, Type 2D	Each	485	\$ 4.36	\$ 2,113.95



Engineer's Preliminary Cost Estimate  
Alabama Transportation Rehabilitation and Improvement Program (ATRIP)  
**Resurfacing Rocky Ridge Rd from Shades Crest Road to Lorna Rd, 5.71 Miles**

Road Classification : Urban Minor Arterial

City of Vestavia Hills, AL

September 21, 2012

Prepared by: CDG Engineers and Associates, Inc.

ITEM			UNIT	QTY	UNIT PRICE	EXTENSION
40	730H001	Loop Wire	L.F.	1,408	\$ 2.36	\$ 3,322.88
41	740B000	Construction Signs	S.F.	460	\$ 7.32	\$ 3,367.20
42	740C000	Special Construction Signs	S.F.	24	\$ 6.93	\$ 166.32
43	740C002	Special Construction Signs (Motorcycle Plaque)	S.F.	12	\$ 6.56	\$ 78.72
44	740D000	Channelizing Drums	Each	50	\$ 33.20	\$ 1,660.00
45	740E000	Cones, 36" High	Each	25	\$ 10.28	\$ 257.00
46	740M001	Ballast for Cones	Each	25	\$ 4.60	\$ 115.00
47	740O000	Pilot Car	Each	1	\$ 3,439.63	\$ 3,439.63
48	742A002	Portable Changeable Message Sign, Type 1	Each	2	\$ 5,540.00	\$ 11,080.00

**Construction Subtotal** \$ 2,217,232.87

**Contingency (5%)** \$ 110,861.64

**Construction Total** \$ 2,328,094.51

**Construction Engineering and Inspection (15%)** \$ 349,214.18

<b>Total Project Cost</b>	<b>\$ 2,677,308.69</b>
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**Project Sponsor Match (20%)** \$ 535,461.74

**ATRIP Funding (80%)** \$ 2,141,846.95

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Engineer's Preliminary Cost Estimate  
Alabama Transportation Rehabilitation and Improvement Program (ATRIP)  
**Resurfacing Columbiana Rd and Tyler Rd, Approximately 1.35 Miles**  
Columbiana Rd - Urban Minor Arterials Tyler Road - Collector  
City of Vestavia Hills, AL  
September 12, 2012  
Prepared by: CDG Engineers and Associates, Inc.

	ITEM	UNIT	QTY	UNIT PRICE	EXTENSION
1	206D001	Removing Guardrail	L.F.	300	\$ 2.22 \$ 666.00
2	206E008	Removing Guardrail End Anchor (All Type)	Each	2	\$ 211.84 \$ 423.68
3	405A000	Tack Coat	Gal	3,110	\$ 3.30 \$ 10,263.45
4	407B000	Joint Sealant for Hot Mix Asphalt Pavement	MI	4	\$ 350.93 \$ 1,403.72
5	408A052	Planing Existing Pavement (Approximately 1.10" Thru 2.0" Thick)	S.Y.	44,431	\$ 0.98 \$ 43,541.93
6	424A361	Bituminous Concrete Wearing Surface, 3/4" MASM (165#/SY), ESAL Range C/D	Ton	3,666	\$ 75.60 \$ 277,113.28
7	424B650	Superpave Bituminous Concrete Upper Binder Layer, 3/4" MASM (250#/SY), ESAL Range C/D	Ton	5,593	\$ 63.84 \$ 357,044.27
8	600A000	Mobilization	L.S.	1	\$ 20,000.00 \$ 20,000.00
9	630A001	Steel Beam Guardrail, Class A, Type 2	L.F.	800	\$ 23.20 \$ 18,560.00
10	630C050	Guardrail End Anchor, Type 20 Series	Each	4	\$ 2,592.61 \$ 10,370.44
11	665J002	Silt Fence	L.F.	800	\$ 3.28 \$ 2,624.00
12	665O001	Silt Fence Removal	L.F.	800	\$ 0.90 \$ 720.00
13	680A001	Geometric Controls	L.S.	1	\$ 9,000.00 \$ 9,000.00
14	698A000	Construction Fuel (Maximum Bid Limited to 3% of Construction Costs)	L.S.	1	\$ 13,500.00 \$ 13,500.00
15	701A227	Solid White, Class 2, Type A Traffic Stripe	MI	8	\$ 2,877.57 \$ 23,020.56
16	701A230	Solid Yellow, Class 2, Type A Traffic Stripe	MI	7	\$ 2,857.70 \$ 20,003.90
17	701A244	Broken Yellow, Class 2, Type A Traffic Stripe	MI	2	\$ 1,742.60 \$ 3,485.20
18	701B207	Dotted White, Class 2, Type A Traffic Stripe	L.F.	3,360	\$ 0.77 \$ 2,587.20
19	701C000	Broken Temporary Traffic Stripe	MI	4	\$ 734.97 \$ 2,939.88
20	701C001	Solid Temporary Traffic Stripe	MI	15	\$ 758.26 \$ 11,373.90
21	703A002	Traffic Control Markings, Class 2 Type A	S.F.	3,146	\$ 3.46 \$ 10,885.16
22	703B002	Traffic Control Legends, Class 2 Type A	S.F.	448	\$ 3.87 \$ 1,734.53
23	703D001	Temporary Traffic Control Markings	S.F.	3,146	\$ 0.85 \$ 2,674.10
24	703E001	Temporary Traffic Control Legends	S.F.	448	\$ 0.86 \$ 385.45
25	705A030	Pavement Marker, Class A-H, Type 2C	Each	131	\$ 3.97 \$ 521.06
26	705A037	Pavement Marker, Class A-H, Type 2D	Each	290	\$ 4.21 \$ 1,222.58
27	730H001	Loop Wire	L.F.	2,500	\$ 2.25 \$ 5,625.00
28	740B000	Construction Signs	S.F.	920	\$ 6.92 \$ 6,366.40
29	740C000	Special Construction Signs	S.F.	48	\$ 6.78 \$ 325.44
30	740C002	Special Construction Signs (Motorcycle Plaque)	S.F.	24	\$ 6.53 \$ 156.72
31	740D000	Channelizing Drums	Each	75	\$ 32.40 \$ 2,430.00
32	740E000	Cones, 36" High	Each	25	\$ 10.28 \$ 257.00
33	740M001	Ballast for Cones	Each	25	\$ 4.60 \$ 115.00
34	740O000	Pilot Car	Each	1	\$ 3,439.63 \$ 3,439.63
35	742A002	Portable Changeable Message Sign, Type 1	Each	2	\$ 5,500.00 \$ 11,000.00

<b>Construction Subtotal</b>	<b>\$ 875,779.50</b>
<b>Contingency (5%)</b>	<b>\$ 43,788.97</b>
<b>Construction Total</b>	<b>\$ 919,568.47</b>
<b>Construction Engineering and Inspection (15%)</b>	<b>\$ 137,935.27</b>
<b>Total Project Cost</b>	<b>\$ 1,057,503.74</b>
<b>Project Sponsor Match (20%)</b>	<b>\$ 211,500.75</b>
<b>ATRIP Funding (80%)</b>	<b>\$ 846,002.99</b>

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**Rocky Ridge Rd (From South Shades Crest to Bridge South of Buckhead Dr)(Approx. 4.13 Miles)**

Route	Length (miles)	Vestavia	Vestavia/Mtn Brook	Vestavia/Hoover	Hoover	County	% of Project (Total Miles/Miles in City)	Total Project Cost (CN + CEI)	Cost to Each City	20% ATRIP MATCH	City
Rocky Ridge	5.71	2.72					47.64%	\$2,677,308.69	\$1,275,469.86	\$255,093.97	Vestavia
Rocky Ridge			0.79				13.84%		\$370,539.52	\$74,107.90	Vest/Mtn Brook
Rocky Ridge				0.22			3.85%		\$103,076.38	\$20,615.28	Vest/Hoover
Rocky Ridge					1.43		25.04%		\$670,398.10	\$134,079.62	Hoover
Rocky Ridge						0.55	9.63%		\$257,824.83	\$51,564.97	County

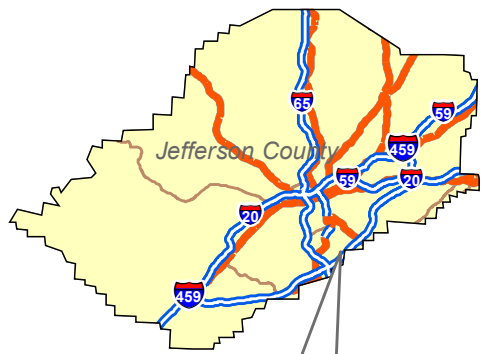
**Option 1 ( Tyler Rd and Columbiana Rd)(Approx. 1.35 Miles)**

Route	Length (miles)	Vestavia	Vestavia/Mtn Brook	Vestavia/Hoover	Hoover	County	% of Project (Total Miles/Miles in City)	Total Project Cost (CN + CEI)	Cost to Each City	20% ATRIP MATCH	City
Tyler Rd	0.221	0.221					86.01%	\$1,057,504.00	\$909,559.19	\$181,911.84	Vestavia
Columbiana	1.13	0.941			0.189		13.99%		\$147,944.81	\$29,588.96	Hoover

Not to Scale

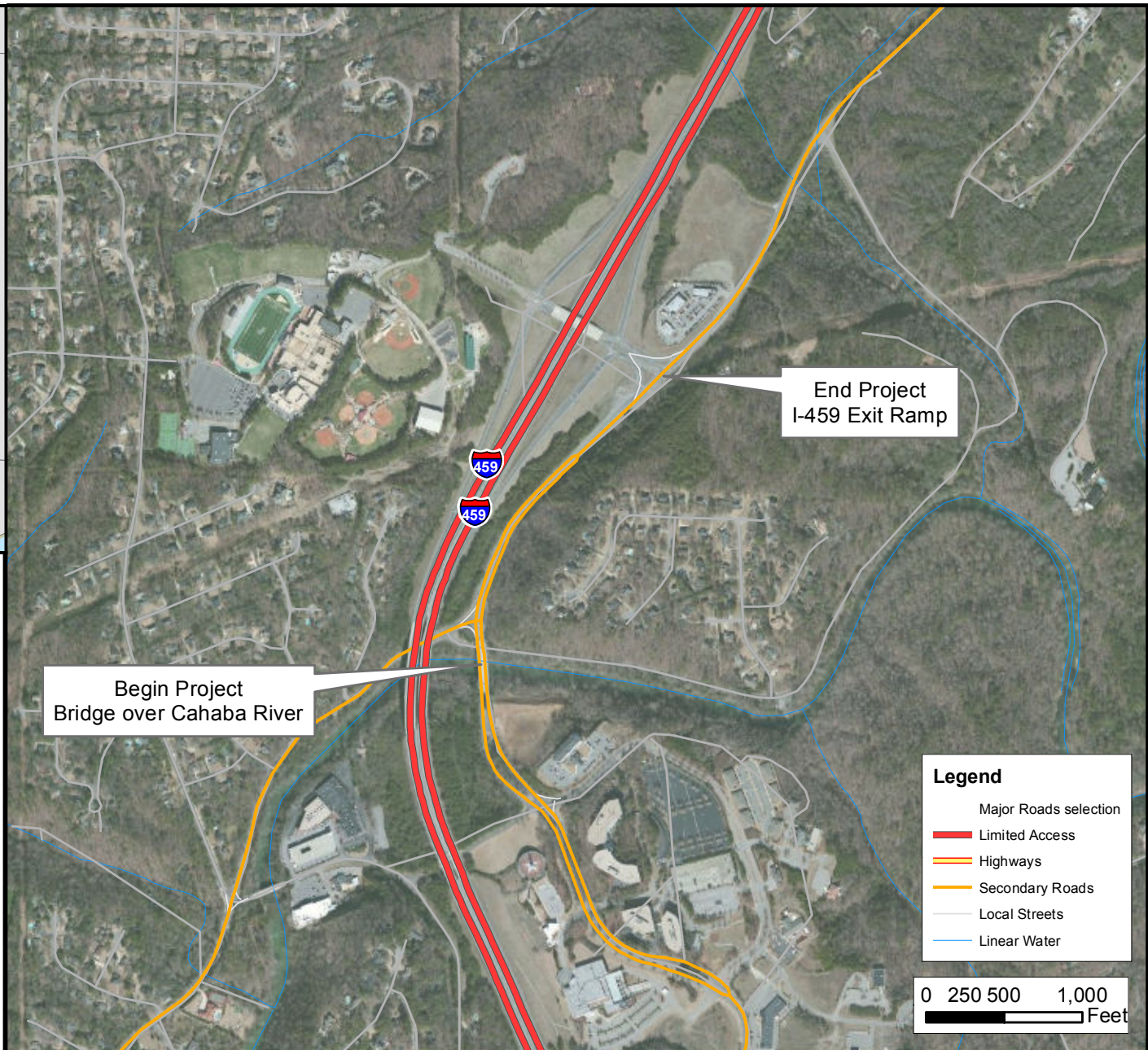


Project Location



Project Location

Not to Scale

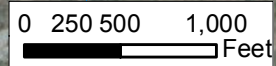


Begin Project  
Bridge over Cahaba River

End Project  
I-459 Exit Ramp

**Legend**

- Major Roads selection
  - Limited Access
  - Highways
  - Secondary Roads
- Local Streets
- Linear Water



Alabama Transportation Rehabilitation and Improvement Program  
**Resurfacing Overton Road**  
 The City of Vestavia Hills, AL



100 Concourse Parkway  
 Suite 170  
 (205) 403-2600  
 (205) 403-2623 Facsimile  
 www.cdge.com



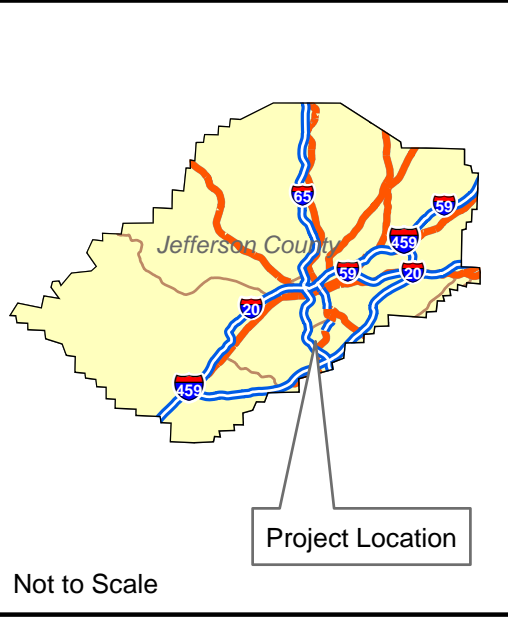
  
 Date  
 9-19-12



Not to Scale

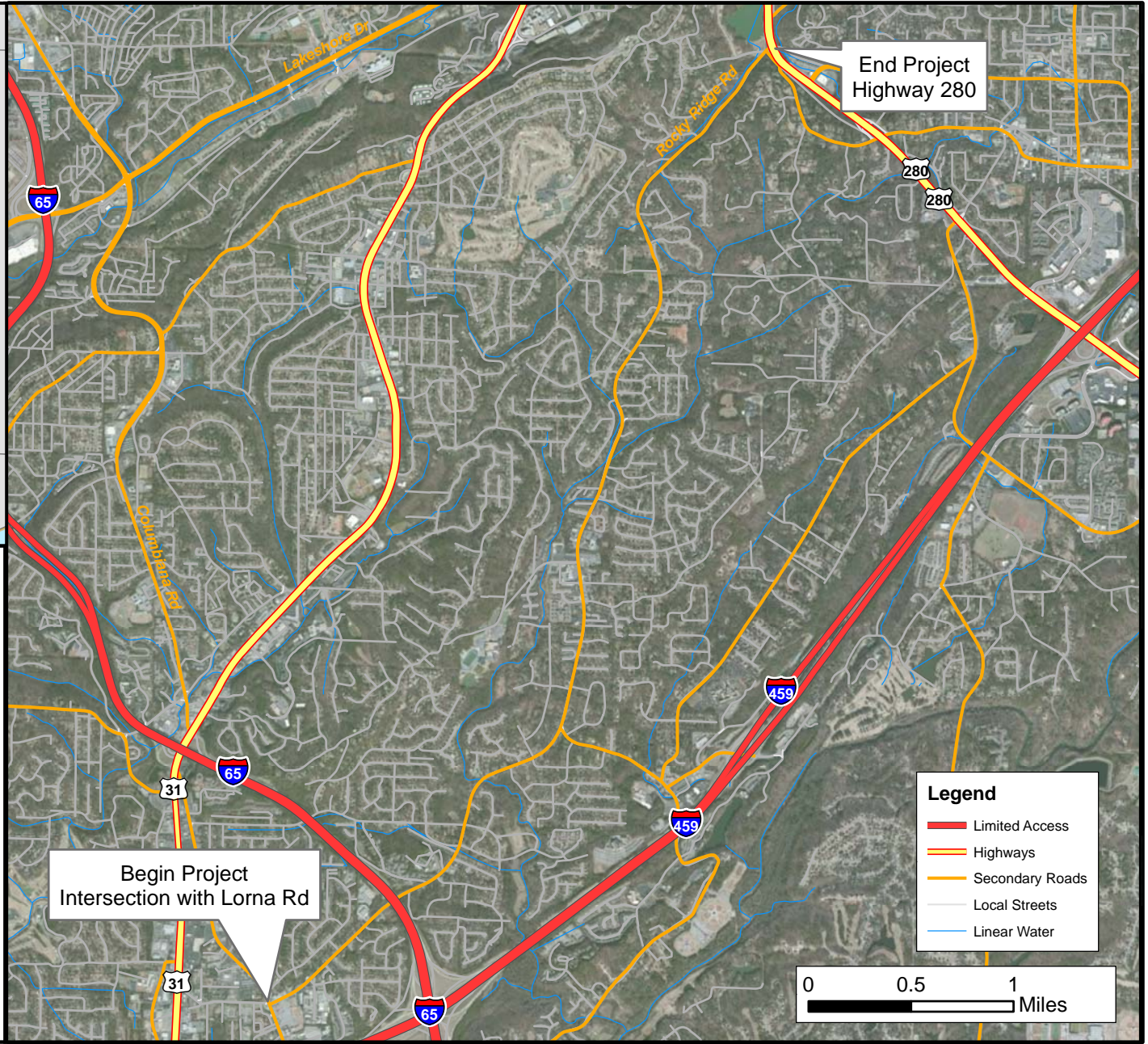


Project Location



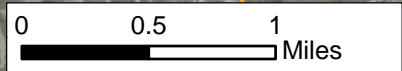
Project Location

Not to Scale



**Legend**

- Limited Access
- Highways
- Secondary Roads
- Local Streets
- Linear Water



Alabama Transportation Rehabilitation and Improvement Program  
**Resurfacing Rocky Ridge Road**  
 The City of Vestavia Hills, AL



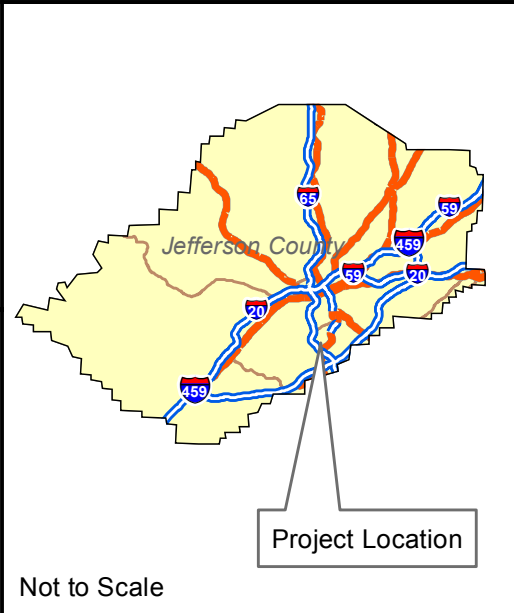
100 Concourse Parkway  
 Suite 170  
 (205) 403-2600  
 (205) 403-2623 Facsimile  
 www.cdge.com



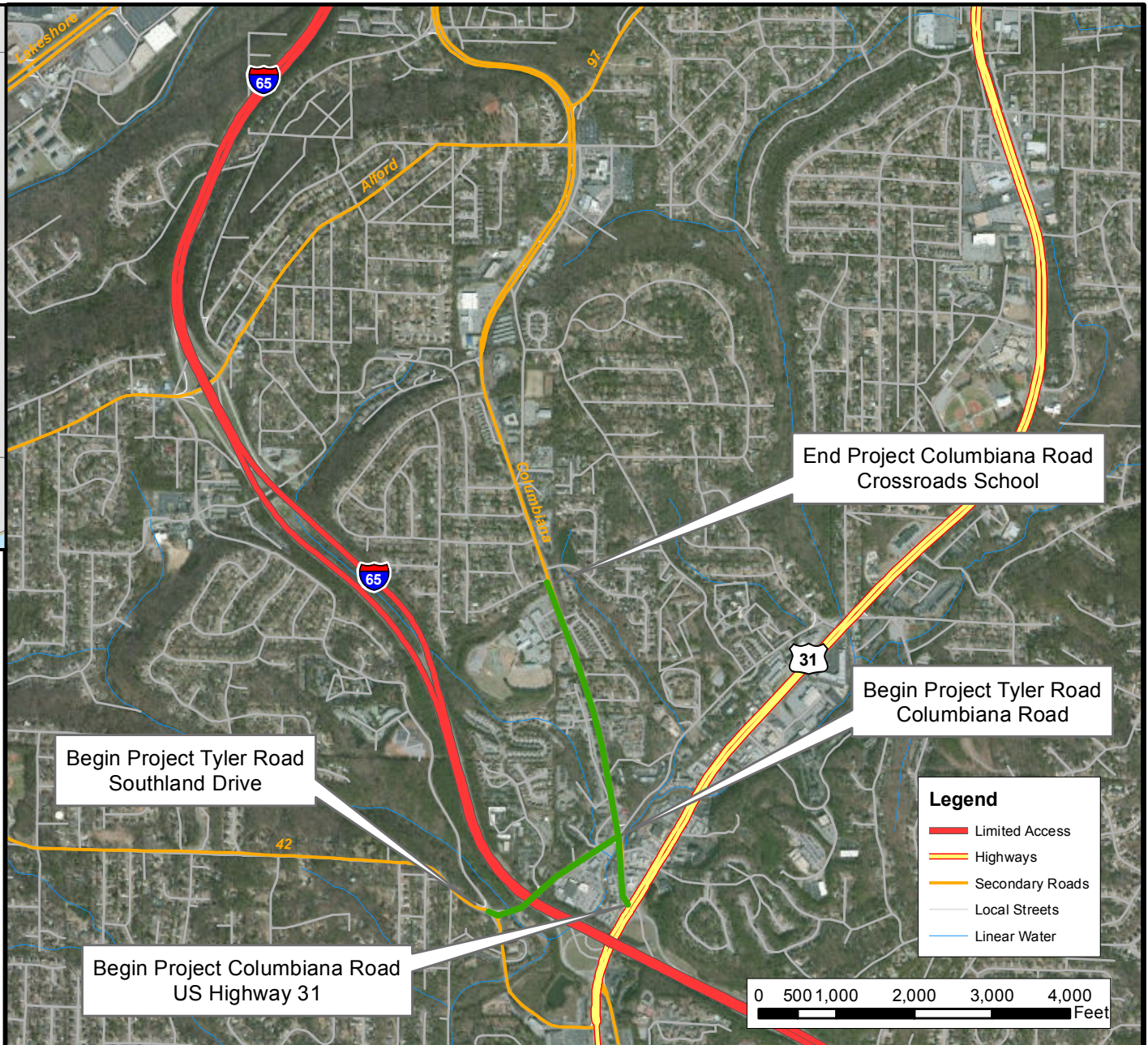
  
 Date  
 9-21-12



Not to Scale



Not to Scale



Alabama Transportation Rehabilitation and Improvement Program  
**Resurfacing Columbiana Road & Tyler Road**  
 The City of Vestavia Hills, AL



100 Concourse Parkway  
 Suite 170  
 (205) 403-2600  
 (205) 403-2623 Facsimile  
 www.cdge.com



Date  
 9-19-12

**RESOLUTION NUMBER 4340**

**A RESOLUTION ACCEPTING THE DEDICATION OF THE FINAL  
PORTION OF A STREET KNOWN AS VES TRACE**

**WHEREAS**, Phil Nichols is the developer for Ves Trace Subdivision in Vestavia Hills, Alabama. This dedication consists of the final portion of a street named Ves Trace; such dedication not to include any improvements other than the streets named in this Resolution.

**WHEREAS**, the streets were built according to the Vestavia Hills specifications and the development company is presenting them to the City of Vestavia Hills for acceptance complete with a guarantee against any defects for a period of one (1) year from date of dedication.

**NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA**, that the City hereby accepts the offer of dedication made by Phil Nichols for the final portion of Ves Trace and is hereby a public street.

**ADOPTED and APPROVED** this the 8<sup>th</sup> day of October, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor



## Rebecca Leavings

---

**From:** Nichols, Philip [Philip.Nichols@morgankeegan.com]  
**Sent:** Tuesday, September 11, 2012 8:07 PM  
**To:** Rebecca Leavings; Christopher Brady; vbwiggins (vbwiggins@bellsouth.net); pgn6228@aol.com; Nichols, Philip  
**Subject:** FW: Ves Trace Manor - Street Dedication

Becky , Per our conversations and my conversations with Christopher , I would like to officially request / offer, the Streets and neighborhood of Ves Trace Manor up for dedication.

Our contractor , Vic Wiggins , did a fabulous job . The neighborhood is a huge positive for the City of Vestavia Hills with many of the homes selling for well over one million dollars .

I appreciate you help in the process . I await your response . Please feel free to call 24/7.

Phil

**PHILIP G. NICHOLS**  
**MANAGING DIRECTOR**

(205) 802-4228  
(800) 786-6445 Toll Free  
(205) 802-7339 Fax  
(205) 862-1935 Cell

**GINGER R. JONES**  
**FIRST VICE PRESIDENT**  
**REGISTERED SALES ASSISTANT**  
**FOR PHILIP NICHOLS**

(205) 802-4293

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**CITY OF VESTAVIA HILLS**  
**DEPARTMENT OF PUBLIC SERVICES**  
**OFFICE OF CITY ENGINEER**  
**INTER-DEPARTMENT MEMO**

**September 19, 2012**

To: Rebecca Leavings

From: Christopher Brady

RE: Vestrace Manor Street Dedication

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Becky,

I have reviewed all public improvements within the Vestrace Manor subdivision and am hereby recommending approval for dedication.

This includes roadway improvements of 500 LF extension of Ves Trace and 450 LF of Vestrace Circle dedicated as Public right-of-way. All improvements are complete and satisfy City requirements.

Please let me know if you have any questions or need additional information.

-Christopher

