

**Vestavia Hills
City Council Agenda
July 22, 2013
5:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Dr. Scott Guffin, Liberty Park Baptist Church
4. Pledge of Allegiance
5. Announcements and Guest Recognition
6. City Manager’s Report
7. Councilors’ Reports
8. Financial Reports – Melvin Turner, III, Finance Director
9. Approval Of Minutes –July 8, 2013 (Regular Meeting)

Old Business

10. Ordinance Number 2450 – Annexation – 90-Day Final – 3312 Blueberry Lane; Lot 137 Buckhead, 4th Sector; Brian And Shannon Fagan, Owners (*public hearing*)
11. Ordinance Number 2451 – Rezoning – 3312 Blueberry Lane; Lot 137, Buckhead, 4th Sector; Rezone From Jefferson County E-2 To Vestavia Hills R-1; Compatible Zoning For Annexation; Brian And Shannon Fagan, Owners (*public hearing*)
12. Ordinance Number 2452 – Annexation – 90-Day Final – 2469 Jannebo Road; Lot 123, Buckhead, 4th Sector; Eric And Robin White, Owners (*public hearing*)
13. Ordinance Number 2453 – Rezoning – 2469 Jannebo Road, Lot 123, Buckhead, 4th Sector; Rezone From Jefferson County E-2 To Vestavia Hills R-1; Compatible Zoning For Annexation; Eric And Robin White, Owners (*public hearing*)
14. Ordinance Number 2454 – Annexation – 90-Day Final – 4595 Old Looney Mill Road; Lot 1, Old Looney Mill Development; Brandon And Kathryn Falls; Owners (*public hearing*)
15. Ordinance Number 2455 – Annexation – 90-Day Final – 4604 Old Looney Mill Road; Lot 1 WO Brasseale Subd; Jacquelyn G. Britt, Owner (*public hearing*)
16. Ordinance Number 2456 – Annexation – 90-Day Final – 4608 & 4612 Old Looney Mill Road; Lots 2 & 3, WO Brasseale Subd; Virginia W. Wood, Owner (*public hearing*)
17. Ordinance Number 2457 – Annexation – 90-Day Final – 2855 Five Oaks Lane; John Santamour, Owner (*public hearing*)

18. Ordinance Number 2458 – Rezoning – 4595, 4604, 4608 And 4612 Old Looney Mill Road And 2855 Five Oaks Lane; Rezone From Jefferson County E-2 To Vestavia Hills R-1, Compatible Zoning For Annexation; Brandon Falls, Kathryn Falls, Jacquelyn Britt, Virginia Wood And John Santamour, Owners *(public hearing)*
19. Resolution Number 4464 – Annexation – 2549 Skyland Drive; Lot 6, Block 3, Dolly Ridge Estates; Derrell And Terry Crim, Owners *(public hearing)*
20. Ordinance Number 2459 - Annexation – Overnight - 2549 Skyland Drive; Lot 6, Block 3, Dolly Ridge Estates; Derrell And Terry Crim, Owners *(public hearing)*
21. Resolution Number 4465 – Annexation – 2615 April Drive; Lot 10, Altadena Acres; James And Emily Pace, Owners *(public hearing)*
22. Ordinance Number 2460 - Annexation – Overnight - 2615 April Drive; Lot 10, Altadena Acres; James And Emily Pace, Owners *(public hearing)*
23. Resolution Number 4466 – Annexation – 2624 Altadena Road; Part Of Estate 5, Westbrook Estates; David And Pamela Hultstrand, Owners *(public hearing)*
24. Ordinance Number 2461 - Annexation – Overnight - 2624 Altadena Road; Part Of Estate 5, Westbrook Estates; David And Pamela Hultstrand, Owners *(public hearing)*

New Business

25. Resolution Number 4475 – A Resolution Accepting The 2011-2012 Audit For The City Of Vestavia Hills, Alabama

First Reading (No Action Taken At This Meeting)

26. Ordinance Number 2442 – Annexation – 90-Day Final – 4918 Cahaba River Road; Shannon Waltchack, LLC, Owner *(public hearing)*
27. Ordinance Number 2443 – Rezoning – 4918 Cahaba River Road; Rezone From Jefferson County E-2 To Vestavia Hills B-3 With A Conditional Use For Storage/Warehousing Of Inventory; Shannon Waltchack LLC, Owners *(public hearing)*
28. Resolution Number 4473 – A Resolution Ordering The Demolition Of A Building Or Structure Located At 3348 Ridgely Circle, Vestavia Hills Alabama, Parcel ID# 28-00-23-2-007-32.000, 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 (*public hearing*)

29. Resolution Number 4474 – A Resolution Ordering The Demolition Of A Building Or Structure Located At 2713 Millwood Road, Vestavia Hills Alabama, Parcel ID# 28-00-28-2-002-001.000, 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 (*public hearing*)
30. Citizens Comments
31. Motion For Adjournment

CITY OF VESTAVIA HILLS

CITY COUNCIL

MINUTES

JULY 8, 2013

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

MEMBERS PRESENT:

Mayor Alberto C. Zaragoza, Jr.
Steve Ammons, Mayor Pro-Tem
George Pierce
John Henley
Jim Sharp

OTHER OFFICIALS PRESENT:

Jim St. John, Interim City Manager
Patrick Boone, City Attorney
Rebecca Leavings, City Clerk
Christopher Brady, City Engineer
Melvin Turner III, Finance Director
George Sawaya, Dep. Finance Director
Danny Rary, Police Chief
Tim Holcomb, Deputy Police Chief
Fred Baughman, Economic Dev. Director

Invocation was given by Dr. Kirk Walters, Senior Pastor, Metropolitan Church of God, followed by the Pledge of Allegiance.

ANNOUNCEMENTS, GUEST RECOGNITION

- Mayor Zaragoza welcomed Jeff Downes to the meeting. Mr. Downes was recently appointed as the City's new City Manager and will begin employment on July 15.

CITY MANAGER REPORT

- Mr. St. John announced that two new fire engines will soon be delivered to the City around August 1.
- The cutover for Communications is scheduled for 10 AM on Monday, July 15. He indicated that all departments are working hard and the change should go over

- seamlessly. He stated that there might be a few tweaks that need to be made, but he believes that all will go as planned.
- Hunter Lawley is the next concert planned at the Library in the Forest. The event is scheduled for Friday evening which is also the rescheduled night for the I Love America Day festivities. He invited everyone to attend both events.

COUNCILOR REPORTS

- The Mayor announced that the I Love America Day was rescheduled to Friday night and will be held come rain or shine.
- The Mayor stated that 15 Jefferson County municipalities have come together to brainstorm with the County to shorten the tag lines at the Courthouse. He stated that several options have been discussed and they would continue to work toward a solution.
- Mr. Henley thanked Chief St. John for serving as Interim City Manager for the past three months during the City's search for a City Manager.

PRESENTATIONS

Karen Odle, Scott Perry, and Lisa Christopher from the Vestavia Hills Chamber of Commerce presented the City with their annual "Vestavia Living" magazine. They explained this year's addition which spotlights two City employees and a Councilor and asked everyone to obtain a copy and enjoy it.

APPROVAL OF MINUTES

The minutes of the June 20, 2013 (Meeting with the Mayor) and June 24, 2013 (Regular Meeting) were presented for approval.

MOTION Motion to dispense with the reading of the minutes of the June 20, 2013 (Meeting with the Mayor) and approve them as presented was by Mr. Pierce and second by Mr. Henley. Roll Call vote as follows:

Mr. Pierce – yes	Mr. Henley – abstained
Mr. Ammons – yes	Mr. Sharp – yes
Mayor Zaragoza – yes	Motion carried.

MOTION Motion to dispense with the reading of the minutes of the June 24, 2013 (Regular Meeting) and approve them as presented was by Mr. Henley and second by Mr. Sharp. Roll Call vote as follows:

Mr. Pierce – yes	Mr. Henley – yes
Mr. Ammons – abstained	Mr. Sharp – yes
Mayor Zaragoza – yes	Motion carried.

OLD BUSINESS

RESOLUTION NUMBER 4469

Resolution Number 4469 - A Resolution Authorizing The Funding and The Purchasing Of A Patrol Vehicle For The Vestavia Hills Police Department (*public hearing*)

MOTION Motion to adopt Resolution Number 4469 was by Mr. Ammons and second was by Mr. Pierce.

Chief Rary explained that this is a request to purchase a new vehicle from confiscated funds which will replace a patrol vehicle and roll the patrol vehicle to a detective. He indicated that the vehicle being replaced is simply beyond its useful value.

The Mayor opened the floor for a public hearing. There being no one else present to address the Council concerning this issue, the Mayor 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	Mr. Sharp – yes
Mayor Zaragoza – yes	Motion carried.

NEW BUSINESS

RESOLUTION NUMBER 4471

Resolution Number 4471 – A Resolution Approving An On-Premise 020-Restaurant Retail Liquor License For Foodbar LLC D/B/A Foodbar; 3154 Heights Village; George McMillan III, Executive

MOTION Motion to adopt Resolution Number 4471 was by Mr. Henley and second was by Mr. Sharp.

George McMillan was present in regard to this request. He explained that he is opening a new restaurant which is dinner only service. The bar opens at 4:30 PM with dinner beginning at 5 PM. He explained his experience in the business and the parameters of the service of alcohol.

Chief Rary stated that the Police Department has reviewed the background information and has no problems with the approval.

The Mayor opened the floor for a public hearing. There being no one else present to address the Council concerning this issue, the Mayor 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 Mr. Sharp – yes
Mayor Zaragoza – yes Motion carried.

RESOLUTION NUMBER 4472

Resolution Number 4472 – Accepting A Settlement From Travelers Insurance For A 2006 Chevrolet Trailblazer; Declaring Said Vehicle As Surplus And Directing The Disposal Of Said Vehicle

MOTION Motion to adopt Resolution Number 4472 was by Mr. Pierce and second was by Mr. Ammons.

Chief Rary stated that this vehicle was demolished in a head-on collision which involved multiple vehicles. This Resolution is a request to accept the settlement from Travelers Insurance which declares the vehicle totaled and pays the City \$7,400, retaining possession of the vehicle. Chief Rary stated that they feel this is a fair settlement and asked that the money be returned to confiscated funds since the vehicle was purchased with confiscated funds.

Chief Rary answered questions from the Council concerning the accident and the settlement from Travelers.

MOTION Question called on a roll call vote:
Mr. Pierce – yes Mr. Henley – yes
Mr. Ammons – yes Mr. Sharp – yes
Mayor Zaragoza – yes Motion carried.

FIRST READING (NO ACTION TO BE TAKEN AT THIS MEETING)

The Mayor stated that the following Resolutions and/or Ordinances will be presented at a public hearing at the Council's next regularly scheduled meeting of July 22, 2013 at 5 PM.

- Ordinance Number 2450 – Annexation – 90-Day Final – 3312 Blueberry Lane; Lot 137 Buckhead, 4th Sector; Brian And Shannon Fagan, Owners (*public hearing*)
- Ordinance Number 2451 – Rezoning – 3312 Blueberry Lane; Lot 137, Buckhead, 4th Sector; Rezone From Jefferson County E-2 To Vestavia Hills R-1;

Compatible Zoning For Annexation; Brian And Shannon Fagan, Owners (*public hearing*)

- Ordinance Number 2452 – Annexation – 90-Day Final – 2469 Jannebo Road; Lot 123, Buckhead, 4th Sector; Eric And Robin White, Owners (*public hearing*)
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- Resolution Number 4466 – Annexation – 2624 Altadena Road; Part Of Estate 5, Westbrook Estates; David And Pamela Hultstrand, Owners (*public hearing*)
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CITIZENS COMMENTS

Mr. Ammons described his recent FEMA training completed with two City employees along with representatives from the schools. He stated that this training helps to address mitigation of hazards in the schools and he found it quite enlightening.

Mr. Pierce explained the first readings for annexations which show the City will be going back to the old procedures of overnight and 90-day annexations. He stated that the issue has been researched by the Council and they feel this is the better procedure which allows time for the applicants to pay their contributions and fire district buyouts and doesn't leave questions as to the effective dates of annexation.

MOTION Motion to adjourn was by Mr. Pierce. Meeting adjourned at 5:40 PM.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

ORDINANCE NUMBER 2450

**ANNEXING CERTAIN TERRITORY TO THE
CORPORATE LIMITS OF THE CITY OF
VESTAVIA HILLS, ALABAMA.**

WHEREAS, on the 22nd day of April, 2013, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

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

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

3312 Blueberry Lane
Lot 137, Buckhead, 4th Sector
Brian and Shannon Fagan, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof, together with a duly certified copy of the petition, with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

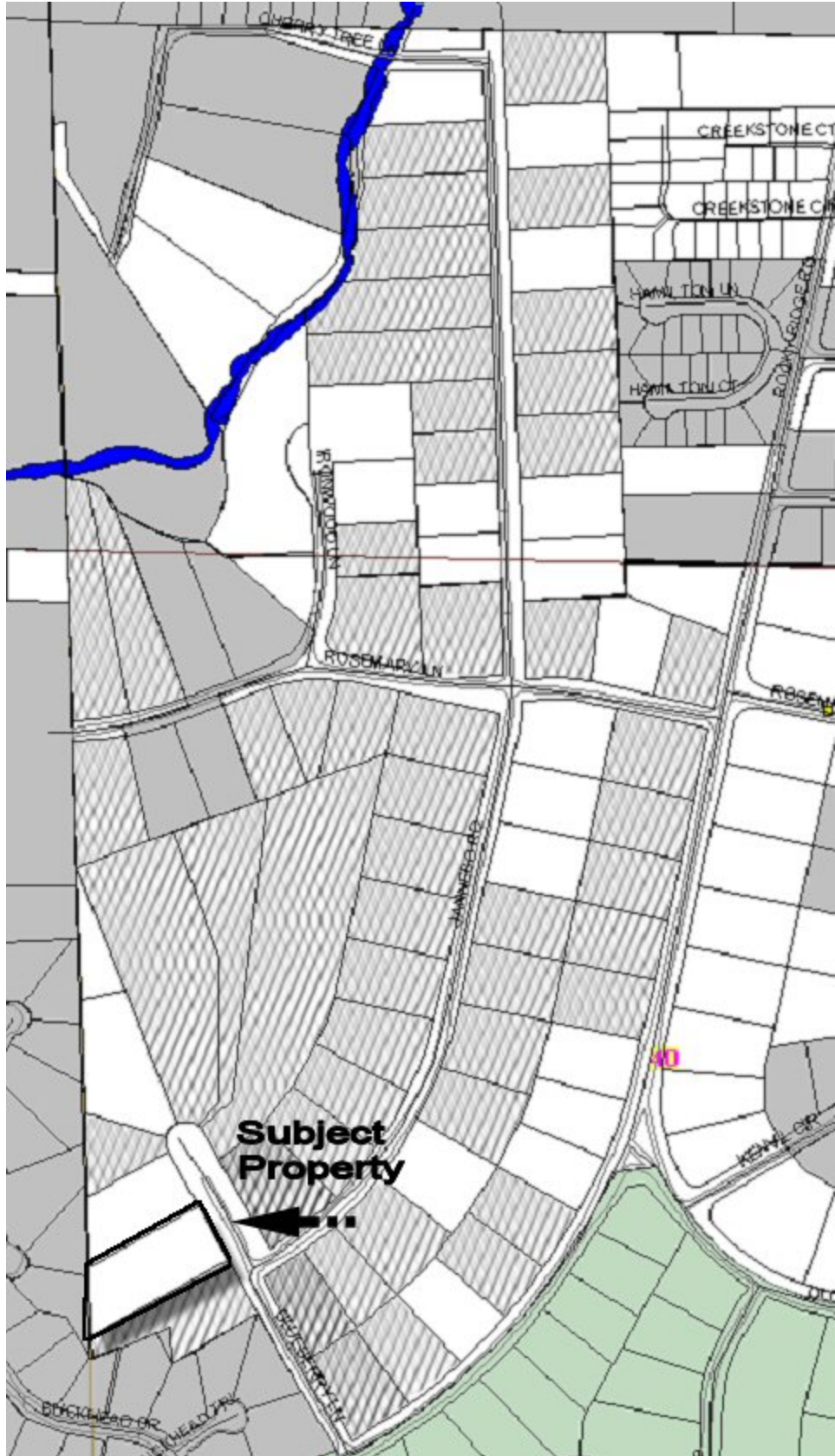
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2450 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



Annexation Committee Petition Review

Property: 3312 Blueberry Lane

Owners: Brian + Shannon Fagan

Date: 3-14-13

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of 234,700.. Meets city criteria: Yes No
Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes _____ Number in city _____
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 3312 Blueberry Lane

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ _____ will be paid to offset costs associated with the annexation.
Yes No Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes No Comment _____

10. Are there any concerns from city departments?
Yes No Comments: _____

11. Information on children: Number in family 5; Plan to enroll in VH schools Yes No Comments: 3- children 5, 2, mos. undecided about school.

Other Comments: _____



George Pierce
Chairman

Serving the citizens of Jefferson County, Alabama

Tax Assessor - Parcel ID for Legal Information

Inquiries to Tax Assessor recordings

[Return to Electronic Courthouse Search Home](#)

Tax Assessor County Tax Inquiry - Tax Year - 2011-			
Mailing Address			
FAGAN BRIAN M & SHANNON T 3312 BLUEBERRY LN VESTAVIA AL / 352163802			
Site Address			
3312 BLUEBERRY LN 35216 Fire District (ESN): #504 ROCKY RIDGE F.D.			
Legal Discription			
LOT 137 BUCKHEAD 4TH SECTOR			
Miscellaneous Information			
Section:	5	Parcel:	40-5-2-5-10-RR-0
Township:	19S	Map Book:	37
Range:	2W	Map Page:	99
Tax Year:	2011		
Land Value:	\$120900.00	Tax District:	002
Improvements Value:	\$113800.00	Sub District:	0
Total Value:	\$234700.00	Deed Book:	201006
		Deed Page: 24844	Deed Date: 20100730
Land Use Information			
Land Use One:	RESIDENCE-SINGLE FAMILY		
Land Use Two:	UNAVAILABLE		
Class One:	3		
Class Two:			

Disclaimer: All values are subject to change. If you feel that there is a technical error on the site, please [contact us](#). For general information, please call the office of interest:

The Board of Equalization (205) 325-5566
 Tax Assessor's Office (205) 325-5505
 Tax Collector's Office (205) 325-5500

EXHIBIT "C"

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To Be completed by City Staff)

The following properties have requested to be annexed into the City. Please review this request and then forward it to the next department on the list as soon as is reasonably possible. Please forward completed form to the City Clerk's office.

Location: 3312 Blueberry Ln

Engineering: Date: 3/6/13 Initials: CB

Comments: no problems noted

Police Department: Date: 3-6/13 Initials: [Signature]

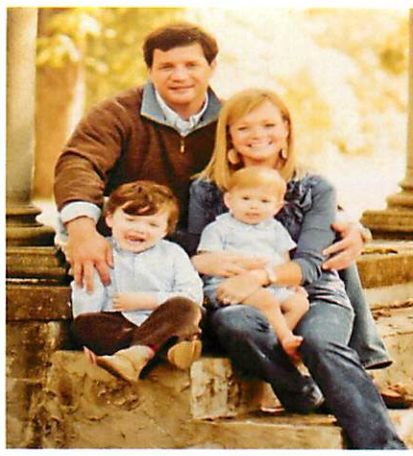
Comments: _____

Fire Department: Date: 3/5/13 Initials: [Signature]

Comments: no problems noted

Public Works: Date: _____ Initials: _____

Comments: _____



The Fagan Family

3312 Blueberry Lane, Birmingham, AL 35216

City of Vestavia Hills
Mayor and City Council
513 Montgomery Highway
Vestavia Hills, AL 35216

To the Honorable Mayor and City Council of the City of Vestavia Hills:

We would like to thank you in advance for considering our application for annexation into Vestavia Hills. It has been a goal of my wife and I to live in the Vestavia Hills community from the time we were married and our complete intent to take a step of faith and apply for annexation into Vestavia Hills upon settling into our home on Blueberry Lane. My wife Shannon, three boys Carson, Campbell and Oliver were fortunate to find a home with a very large yard in a neighborhood that has almost completely annexed into your respected area and located within walking distance to Vestavia Hills High School, McCallum Park and commercial interests along Rocky Ridge Road. We currently have our oldest child Carson (5 years old) enrolled in a local Christian K5 for 2013 and have not yet determined if our children will attend the Vestavia Hills School Systems until High School but would love to have the opportunity to place our children with the competent hands of your highly trained school faculty. With the vast majority of our family and friends already established in the Vestavia Hills community, we have strong ties to your community and if given the opportunity, the Fagan family will only add to the good and respectable name of Vestavia Hills. Shannon and I are extremely excited at the opportunity to serve your community and be part of what we have long respected. We are truly grateful for your consideration.

Warm regards,

Brian Matthew and Shannon Marie Fagan

The Fagan's
3312 Blueberry Lane



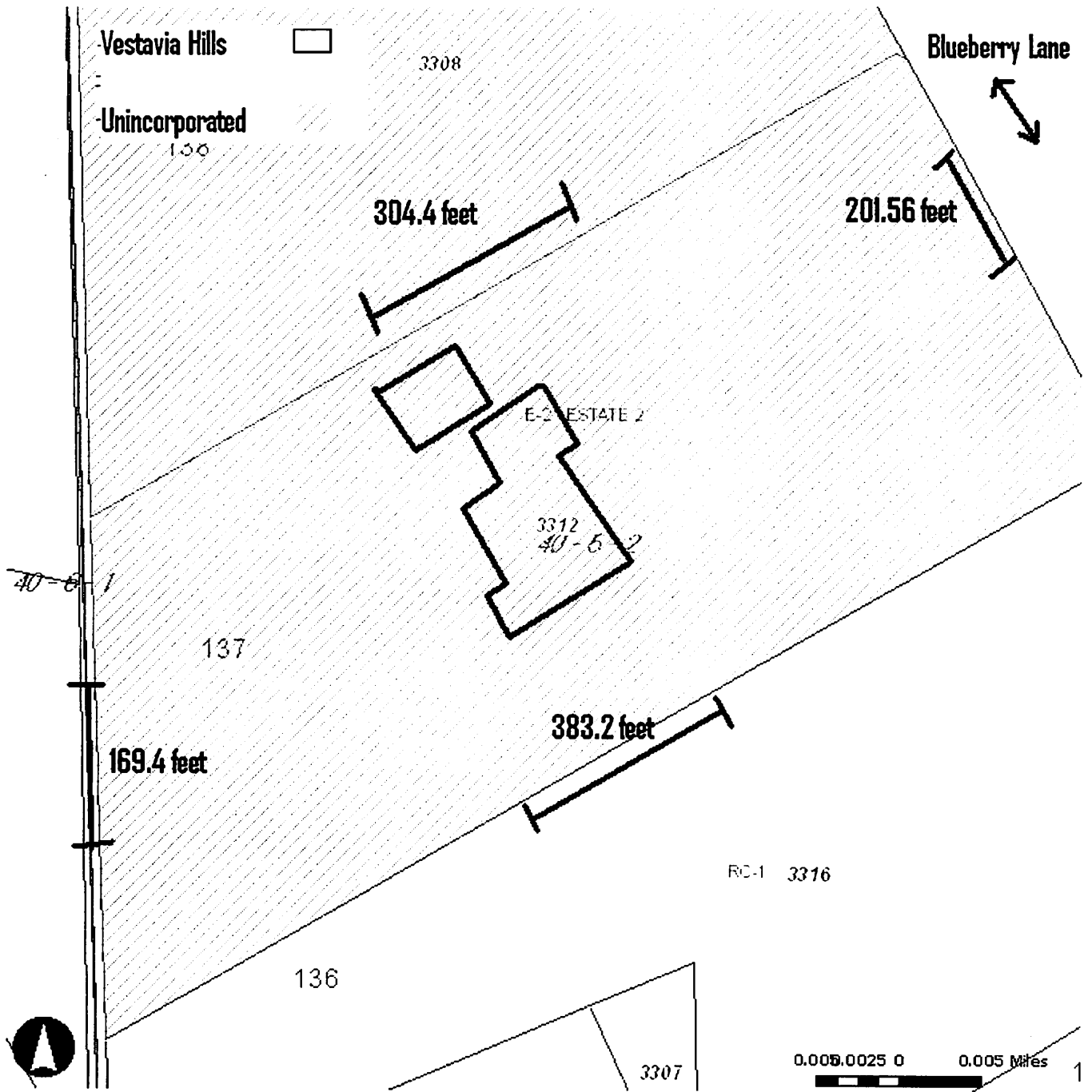


EXHIBIT "A"

LOT: Lot 137 Buckhead 4th Sector

BLOCK: 005

SURVEY: _____

RECORDED IN MAP BOOK 37, PAGE 99 IN THE
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: E-2

COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

Lot 137 Buckhead 4th Sector
Parcel # 40-05-2-005-010.000-00

Tag #'s

BVM574

TIGRB8

Exhibit "A"

Lot 137, according to the survey of Buckhead, Fourth Sector, as recorded in Map Book 37, page 99, in the Probate Office of Jefferson County, Alabama.

STF
B.M.F.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

SIGNATURE(S)

DESCRIPTION OF PROPERTY

<u>B. Matt Fagan</u>	Lot <u>137</u> Block <u>005</u> Survey _____
<u>Shannon Jagan</u>	Lot <u>137</u> Block <u>005</u> Survey _____
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

Jefferson COUNTY

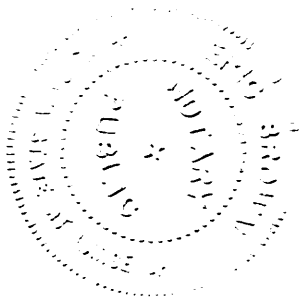
B. Matt Fagan being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

B. Matt Fagan Shannon Jagan
Signature of Certifier

Subscribed and sworn before me this the 28th day of February, 2013.

BMF
58 ndwrborg
SPST

[Signature]
Notary Public



My commission expires. MY COMMISSION EXPIRES MARCH 25, 2013

EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

1204 Montgomery Highway
Vestavia Hills AL 35216

(To be completed by the City)

Date of Annexation Petition _____ Action Taken: Grant _____
Deny _____
Resolution: Date: _____ Number: _____
Overnight Ordinance: Date: _____ Number: _____
90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): Brian Matthew & Shannon Marie Fagan

Address: 3312 Blueberry Lane

City: Birmingham State: AL Zip: 35216

Information on Children:

**Plan to Enroll In
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.	Carson Matthew Fagan	5	K5	undecided	
2.	Campbell Means Fagan	2			
3.	Oliver David Fagan	mos			
4.					
5.					
6.					

currently enrolled at Saint Marks

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes". If we negate our enrollment at St Marks Carson would enroll in VHES in 2013.

ORDINANCE NUMBER 2451

AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF A PARCEL OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS R-1

BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 to Vestavia Hills R-1;

3312 Blueberry Lane
Lot 137, Buckhead, 4th Sector
Brian and Shannon Fagan, Owner(s)

APPROVED and ADOPTED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

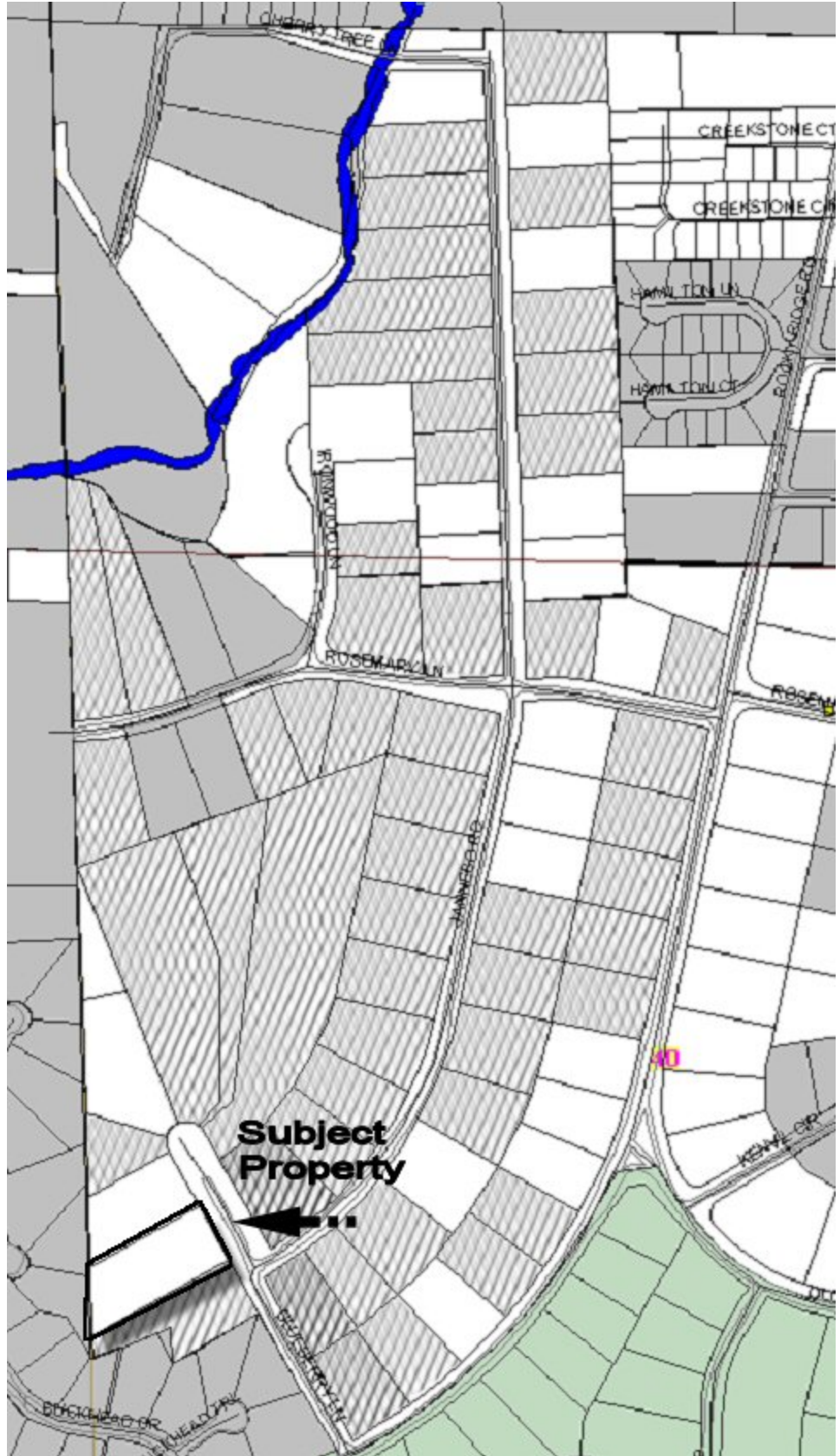
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2451 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills New Merkle House, Vestavia Hills Civic Center and Vestavia Hills Library in the Forest this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



CITY OF VESTAVIA HILLS
SYNOPSIS AND STAFF RECOMMENDATION CONCERNING
APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION

Date: June 11, 2013

- **CASE:** P-0613-15
- **REQUESTED ACTION:** Rezoning from Jefferson County E-2 to Vestavia Hills R-1
- **ADDRESS/LOCATION:** 3312 Blueberry Ln.
- **APPLICANT/OWNER:** Brian Matthew Fagan
- **REPRESENTING AGENT:**
- **GENERAL DISCUSSION:** Lot is on Blueberry Ln. adjacent to Rocky Ridge Rd. Applicant is currently in the annexation process.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** The request is consistent with the Vestavia Hills Comprehensive Plan.
- **STAFF REVIEW AND RECOMMENDATION:**
 1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

City Planner Recommendation: No recommendation
 2. **City Engineer Review:** No problems noted.
 3. **City Fire Marshal Review:** No problems noted.
 4. **Building Safety Review:** No problems noted.
- **PLANNING AND ZONING COMMISSION RECOMMENDATION:**

Bill Visintainer made the motion to recommend approval. Second was made by Della Fancher. Motion was approved unanimously.

ORDINANCE NUMBER 2452

**ANNEXING CERTAIN TERRITORY TO THE
CORPORATE LIMITS OF THE CITY OF
VESTAVIA HILLS, ALABAMA.**

WHEREAS, on the 22nd day of April, 2013, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

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

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

2469 Jannebo Road
Lot 123, Buckhead, 4th Sector
Eric and Robin White, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof, together with a duly certified copy of the petition, with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

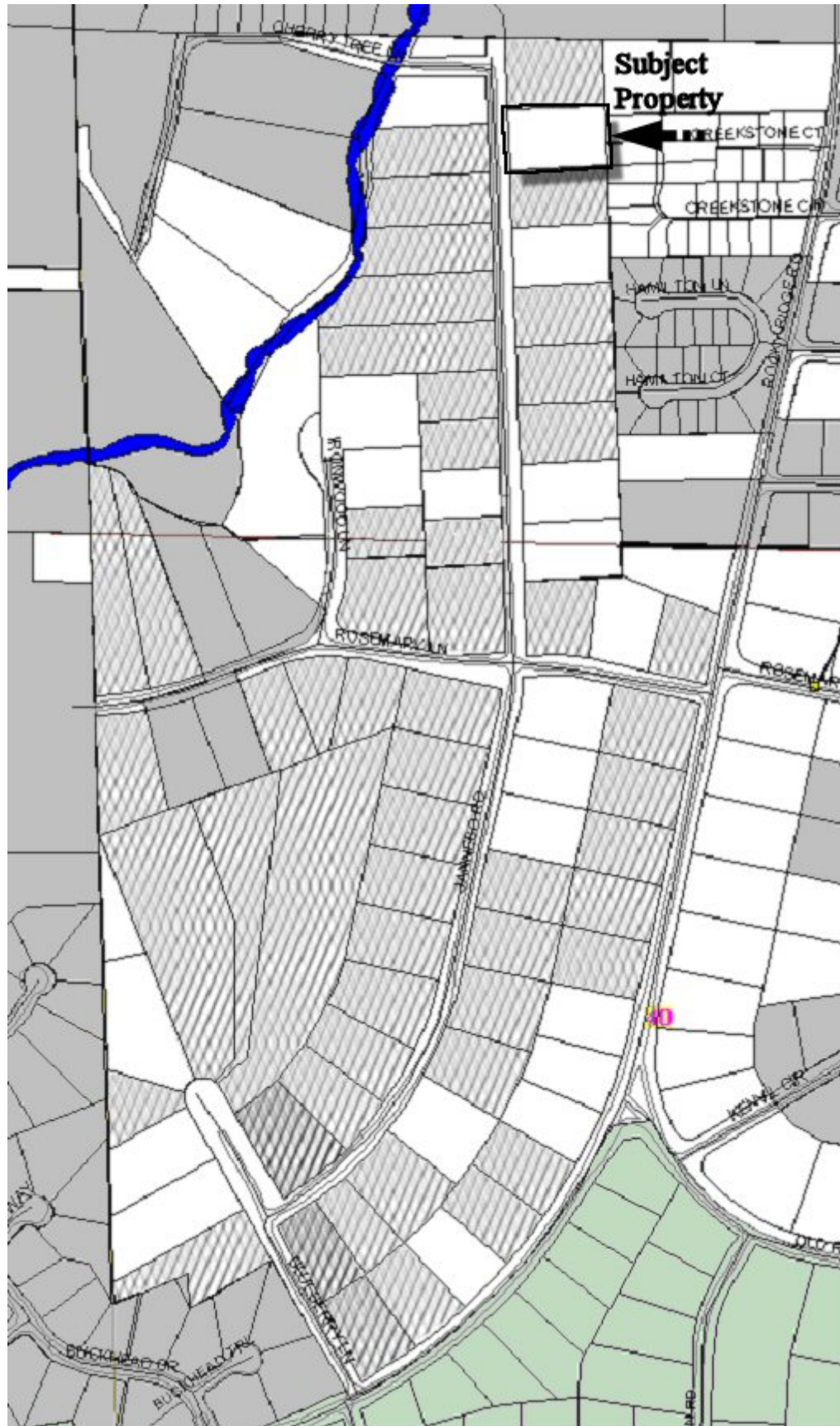
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2452 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



Annexation Committee Petition Review

Property: 2469 Gannebo Rd

Owners: Shannon Kilgore

Date: 3-14-13

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of 275,000. Meets city criteria: Yes No
Comment: Home has been ^{15,300} remodeled
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes _____ Number in city _____
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 2469 J Annebo Rd

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ _____ will be paid to offset costs associated with the annexation.
Yes No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes No _____ Comment _____

10. Are there any concerns from city departments?
Yes _____ No Comments: _____

11. Information on children: Number in family 1; Plan to enroll in VH schools Yes _____ No Comments: _____

Other Comments: _____



George Pierce
Chairman

EXHIBIT "C"

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To Be completed by City Staff)

The following properties have requested to be annexed into the City. Please review this request and then forward it to the next department on the list as soon as is reasonably possible. Please forward completed form to the City Clerk's office.

Location: 2469 Jannebo Rd

Engineering: Date: 3/6/13 Initials: CB

Comments: no problems noted

Police Department: Date: 3-4-13 Initials: [Signature]

Comments: _____

Fire Department: Date: 2/22/13 Initials: [Signature]

Comments: _____

Public Works: Date: _____ Initials: _____

Comments: _____

Serving the citizens of Jefferson County, Alabama

Tax Assessor - Parcel ID for Legal Information

Inquiries to Tax Assessor recordings

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Tax Assessor County Tax Inquiry - Tax Year - 2011-			
Mailing Address			
LUSCO LAWRENCE ANTHONY & 516 OVERHILL RD PELHAM AL / 351241622			
Site Address			
2469 JANNEBO RD 35216 Fire District (ESN): #504 ROCKY RIDGE F.D.			
Legal Discription			
LOT 123 BUCKHEAD 4TH SECTOR			
Miscellaneous Information			
Section:	32	Parcel:	28-32-3-2-27-RR-0
Township:	18S	Map Book:	37
Range:	2W	Map Page:	99
Tax Year:	2011		
Land Value:	\$115100.00	Tax District:	002
Improvements Value:	\$36600.00	Sub District:	0
Total Value:	\$151700.00	Deed Book:	Not Available
		Deed Page:	Not Available
		Deed Date:	Not Available
Land Use Information			
Land Use One:	RESIDENCE-SINGLE FAMILY		
Land Use Two:	UNAVAILABLE		
Class One:	3		
Class Two:			

Disclaimer: All values are subject to change. If you feel that there is a technical error on the site, please [contact us](#). For general information, please call the office of interest:

The Board of Equalization (205) 325-5566
 Tax Assessor's Office (205) 325-5505
 Tax Collector's Office (205) 325-5500

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: Feb 6, 2013

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in Jefferson County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

EXHIBIT "A"

LOT: 123

BLOCK: _____

SURVEY: Buckhead Estates

RECORDED IN MAP BOOK 37, PAGE 99 IN THE
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: E-2

COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

SIGNATURE(S)

DESCRIPTION OF PROPERTY

_____	Lot <u>123</u>	Block _____	Survey <u>Buckhead Estates</u>
_____	Lot _____	Block _____	Survey _____
_____	Lot _____	Block _____	Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

_____ **COUNTY**

_____ being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Signature of Certifier

Subscribed and sworn before me this the ____ day of _____, 20__.

Notary Public

My commission expires: _____

EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

**1204 Montgomery Highway
Vestavia Hills AL 35216**

(To be completed by the City)

Date of Annexation Petition _____ Action Taken: Grant _____
Deny _____
Resolution: Date: _____ Number: _____
Overnight Ordinance: Date: _____ Number: _____
90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): S.K. Properties LLC, Shannon Kilgore
Address: 2469 Janneto Rd
City: Birmingham State: Al Zip: 35216

Information on Children:

**Plan to Enroll In
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.					
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": _____

ORDINANCE NUMBER 2453

AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF A PARCEL OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS R-1

BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 to Vestavia Hills R-1;

2469 Jannebo Road
Lot 123, Buckhead, 4th Sector
Eric and Robin White, Owner(s)

APPROVED and ADOPTED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

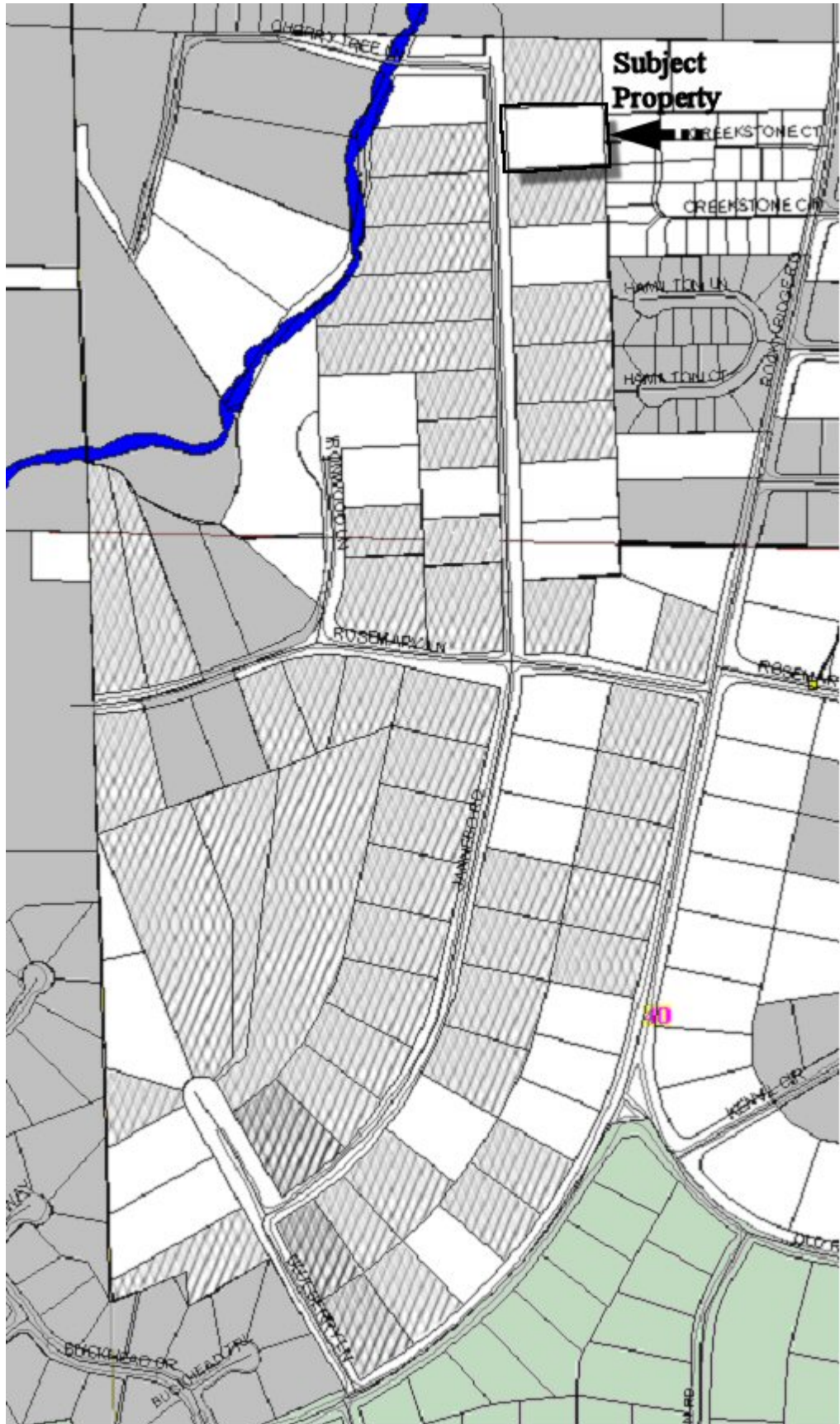
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2453 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills New Merkle House, Vestavia Hills Civic Center and Vestavia Hills Library in the Forest this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



CITY OF VESTAVIA HILLS
SYNOPSIS AND STAFF RECOMMENDATION CONCERNING
APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION

Date: June 11, 2013

- **CASE:** P-0613-14
- **REQUESTED ACTION:** Rezoning from Jefferson County E-2 to Vestavia Hills R-1
- **ADDRESS/LOCATION:** 2469 Jannebo Rd.
- **APPLICANT/OWNER:** Eric & Robin White
- **REPRESENTING AGENT:**
- **GENERAL DISCUSSION:** Lot is on Jannebp Rd. adjacent to Rocky Ridge Rd. Applicant is currently in the annexation process.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** The request is consistent with the Vestavia Hills Comprehensive Plan.
- **STAFF REVIEW AND RECOMMENDATION:**
 1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

City Planner Recommendation: No recommendation
 2. **City Engineer Review:** No problems noted.
 3. **City Fire Marshal Review:** No problems noted.
 4. **Building Safety Review:** No problems noted.
- **PLANNING AND ZONING COMMISSION RECOMMENDATION:**
- Bill Visintainer made the motion to recommend approval. Second was made by Blaine House. Motion was approved unanimously.

ORDINANCE NUMBER 2454

**ANNEXING CERTAIN TERRITORY TO THE
CORPORATE LIMITS OF THE CITY OF
VESTAVIA HILLS, ALABAMA.**

WHEREAS, on the 22nd day of April, 2013, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

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

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

4595 Old Looney Mill Road
Lot 1 Old Looney Mill Development
Brandon and Kathryn Falls, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof, together with a duly certified copy of the petition, with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

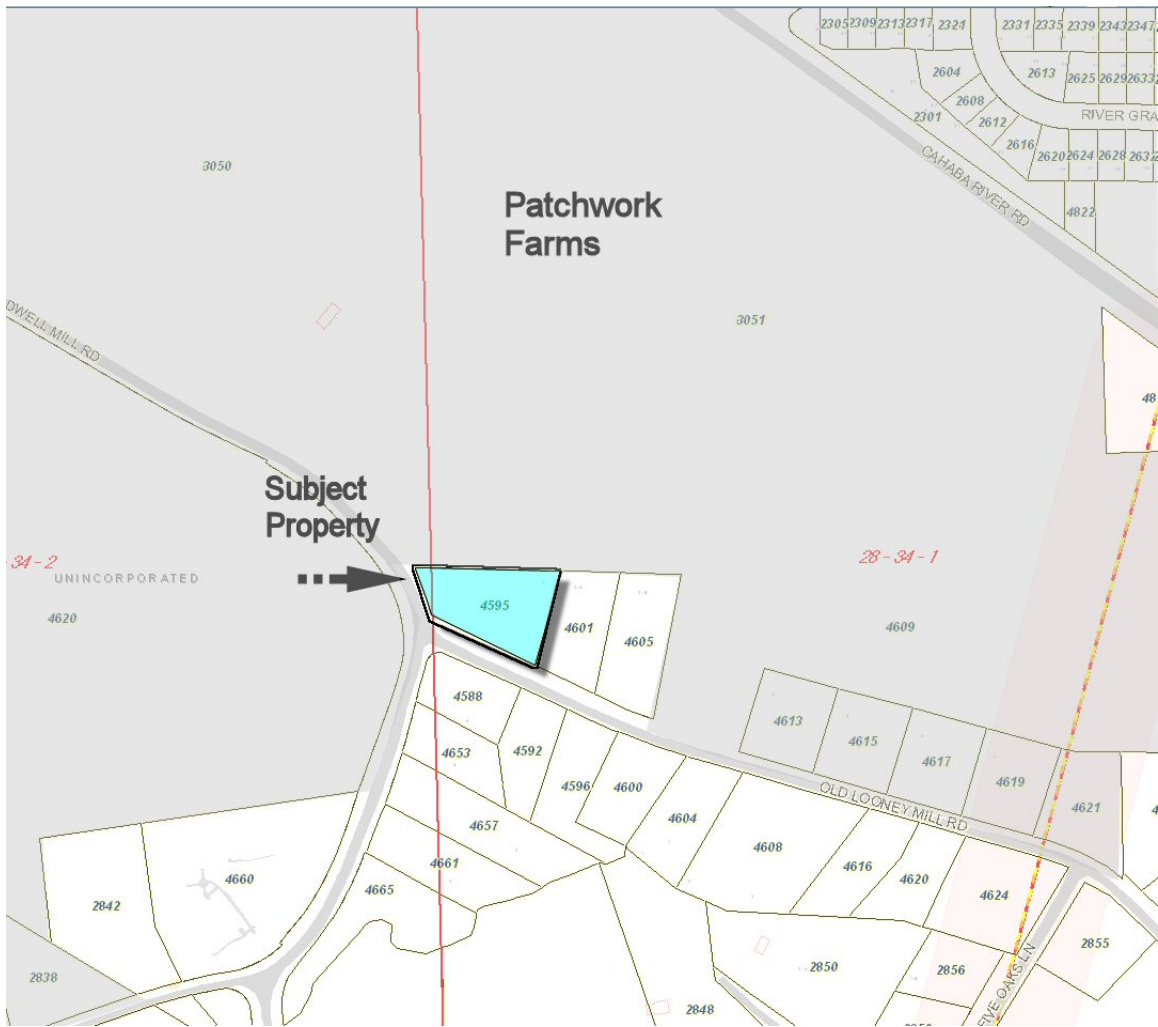
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2454 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



Annexation Committee Petition Review

Property: 4595 Old Looney Mill Rd

Owners: Brandor Falls

Date: 3-14-13

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of 224,100.. Meets city criteria: Yes No
Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes _____ Number in city _____
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 4595 Old Looney Mill Rd

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ _____ will be paid to offset costs associated with the annexation.
Yes No Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes No Comment _____

10. Are there any concerns from city departments?
Yes No Comments: _____

11. Information on children: Number in family 6; Plan to enroll in VH schools Yes No Comments: 1 child 5 yoa, 3 children 2yoa

Other Comments: _____



George Pierce
Chairman

EXHIBIT "C"

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To Be completed by City Staff)

The following properties have requested to be annexed into the City. Please review this request and then forward it to the next department on the list as soon as is reasonably possible. Please forward completed form to the City Clerk's office.

Location: 4595 Old Looney Rd

Engineering: Date: 3/6/13 Initials: CB

Comments: no problem noted

Police Department: Date: 3-4-13 Initials: [Signature]

Comments: _____

Fire Department: Date: 2/22/13 Initials: [Signature]

Comments: _____

Public Works: Date: _____ Initials: _____

Comments: _____

STATE OF ALABAMA

JEFFERSON COUNTY

**PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA**

Date of Petition: 2/22/2013

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in JEFFERSON County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

205-587-7628

EXHIBIT "A"

LOT: 1 (ONE)

BLOCK: _____

SURVEY: OLD LOONEY MILL DEVELOPMENT

RECORDED IN MAP BOOK 202, PAGE 23 IN THE
PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: E-2

COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

SIGNATURE(S)

DESCRIPTION OF PROPERTY

<u>Brandon P. Falls</u>	Lot <u>1</u>	Block _____	Survey <u>OLD LOONEY MILL DEVELOPMENT</u>
<u>Kathy K Falls</u>	Lot <u>1</u>	Block _____	Survey <u>OLD LOONEY MILL DEVELOPMENT</u>
_____	Lot _____	Block _____	Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

JEFFERSON COUNTY

BRANDON K. FALLS being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Brandon P. Falls
Signature of Certifier

Subscribed and sworn before me this the 22 day of February, 2013.

Michele YN
Notary Public

My commission expires: 1/13/14

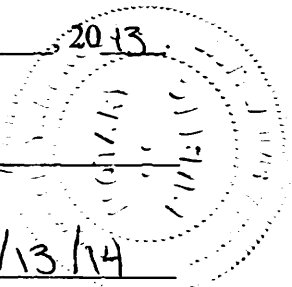


EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

**1204 Montgomery Highway
Vestavia Hills AL 35216**

(To be completed by the City)

Date of Annexation Petition _____ Action Taken: Grant _____
Deny _____

Resolution: Date: _____ Number: _____

Overnight Ordinance: Date: _____ Number: _____

90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): KATHRYN AND BRANDON FALLS

Address: 4595 OLD LOONEY MILL ROAD

City: BIRMINGHAM State: AL Zip: 35243

Information on Children:

**Plan to Enroll In
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.	LADEN FALLS	5	K	✓	
2.	JACOB FALLS	2			
3.	COOPER FALLS	2			
4.	KATHRYN L. FALLS	2			
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": 2013

ORDINANCE NUMBER 2455

**ANNEXING CERTAIN TERRITORY TO THE
CORPORATE LIMITS OF THE CITY OF
VESTAVIA HILLS, ALABAMA.**

WHEREAS, on the 22nd day of April, 2013, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

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

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

4604 Old Looney Mill Road
Lot 1 W.O. Brasseale Subd.
Jacquelyn G. Britt, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof, together with a duly certified copy of the petition, with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

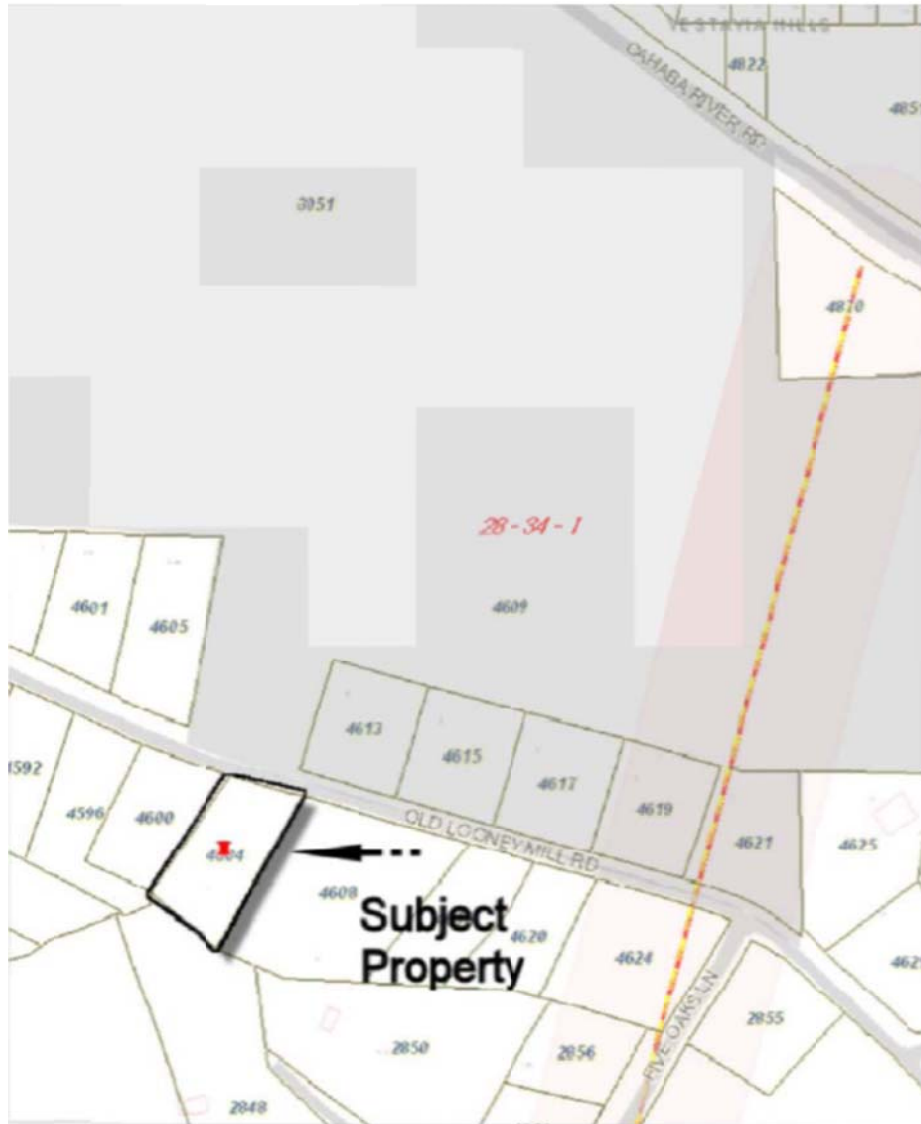
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2455 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



Annexation Committee Petition Review

Property: 4604 Old Looney Mill Rd

Owners: Jaquelyn G. Britt

Date: 3-14-13

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of 499,100.. Meets city criteria: Yes No
Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes _____ Number in city _____
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 4604 Old Looney Mill Rd

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ _____ will be paid to offset costs associated with the annexation.
Yes No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes No _____ Comment _____

10. Are there any concerns from city departments?
Yes _____ No Comments: _____

11. Information on children: Number in family 2; Plan to enroll in VH schools Yes _____ No Comments: _____

Other Comments: _____



George Pierce
Chairman

Serving the citizens of Jefferson County, Alabama

Tax Assessor - Parcel ID for Legal Information

Inquiries to Tax Assessor recordings

[Return to Electronic Courthouse Search Home](#)

Tax Assessor County Tax Inquiry - Tax Year - 2011-			
Mailing Address			
BRITT LANCE D & JACQUELYN G 4604 OLD LOONEY MILL RD BIRMINGHAM AL / 352432626			
Site Address			
4604 OLD LOONEY MILL RD 35243 Fire District (ESN): #504 ROCKY RIDGE F.D.			
Legal Discription			
LOT 1 W O BRASSEALE SUBDIVISION PB 175 PG 52			
Miscellaneous Information			
Section:	34	Parcel:	28-34-1-3-8.001-RR-0
Township:	18S	Map Book:	175
Range:	2W	Map Page:	52
Tax Year:	2011		
Land Value:	\$98800.00	Tax District:	001
Improvements Value:	\$400300.00	Sub District:	0
Total Value:	\$499100.00	Deed Book:	9909
		Deed Page:	3152
		Deed Date:	19990629
Land Use Information			
Land Use One:	RESIDENCE-SINGLE FAMILY		
Land Use Two:	UNAVAILABLE		
Class One:	3		
Class Two:			

Disclaimer: All values are subject to change. If you feel that there is a technical error on the site, please [contact us](#). For general information, please call the office of interest:

The Board of Equalization (205) 325-5566
 Tax Assessor's Office (205) 325-5505
 Tax Collector's Office (205) 325-5500

EXHIBIT "C"

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To Be completed by City Staff)

The following properties have requested to be annexed into the City. Please review this request and then forward it to the next department on the list as soon as is reasonably possible. Please forward completed form to the City Clerk's office.

Location: 4604 Old Looney Mill Rd

Engineering: Date: 3/6/13 Initials: CB

Comments: no problems noted

Police Department: Date: 3-6-13 Initials: [Signature]

Comments: _____

Fire Department: Date: 3/5/13 Initials: AWB

Comments: no problems noted

Public Works: Date: _____ Initials: _____

Comments: _____

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: February 26, 2013

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in _____ County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

EXHIBIT "A"

LOT: Lot #1

BLOCK: W.O. Brasseale Subdivision

SURVEY: _____

RECORDED IN MAP BOOK 175, PAGE 52 IN THE
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: R-1

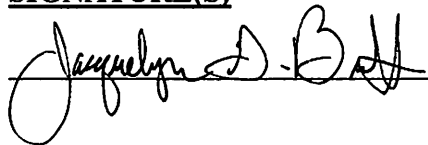
COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

SIGNATURE(S)

DESCRIPTION OF PROPERTY

	Lot#1	Block	Survey W.O. Brasseale Subdivision
	Lot	Block	Survey
	Lot	Block	Survey

(Use reverse side hereof for additional signatures and property descriptions, if needed).

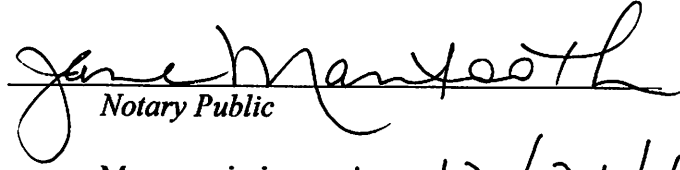
STATE OF ALABAMA

_____ **COUNTY**

_____ being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Signature of Certifier

Subscribed and sworn before me this the 26th day of February, 2013


Notary Public

My commission expires: 12/21/15

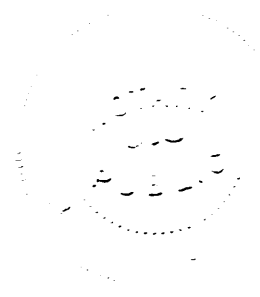


EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

1204 Montgomery Highway
Vestavia Hills AL 35216

(To be completed by the City)

Date of Annexation Petition _____ Action Taken: Grant _____
Deny _____

Resolution: Date: _____ Number: _____
Overnight Ordinance: Date: _____ Number: _____
90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): Jacquelyn G. Britt

Address: 4604 Old Looney Mill Rd.

City: Birmingham State: AL Zip: 35243

Information on Children:

None

Plan to Enroll In Vestavia Hills School? No

	Name(s)	Age	School Grade	Yes	No
1.					
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": _____

ORDINANCE NUMBER 2456

**ANNEXING CERTAIN TERRITORY TO THE
CORPORATE LIMITS OF THE CITY OF
VESTAVIA HILLS, ALABAMA.**

WHEREAS, on the 22nd day of April, 2013, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

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

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

4608 & 4612 Old Looney Mill Road
Lots 2 & 3 W.O. Brasseale Subdivision
Virginia W. Wood, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof, together with a duly certified copy of the petition, with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

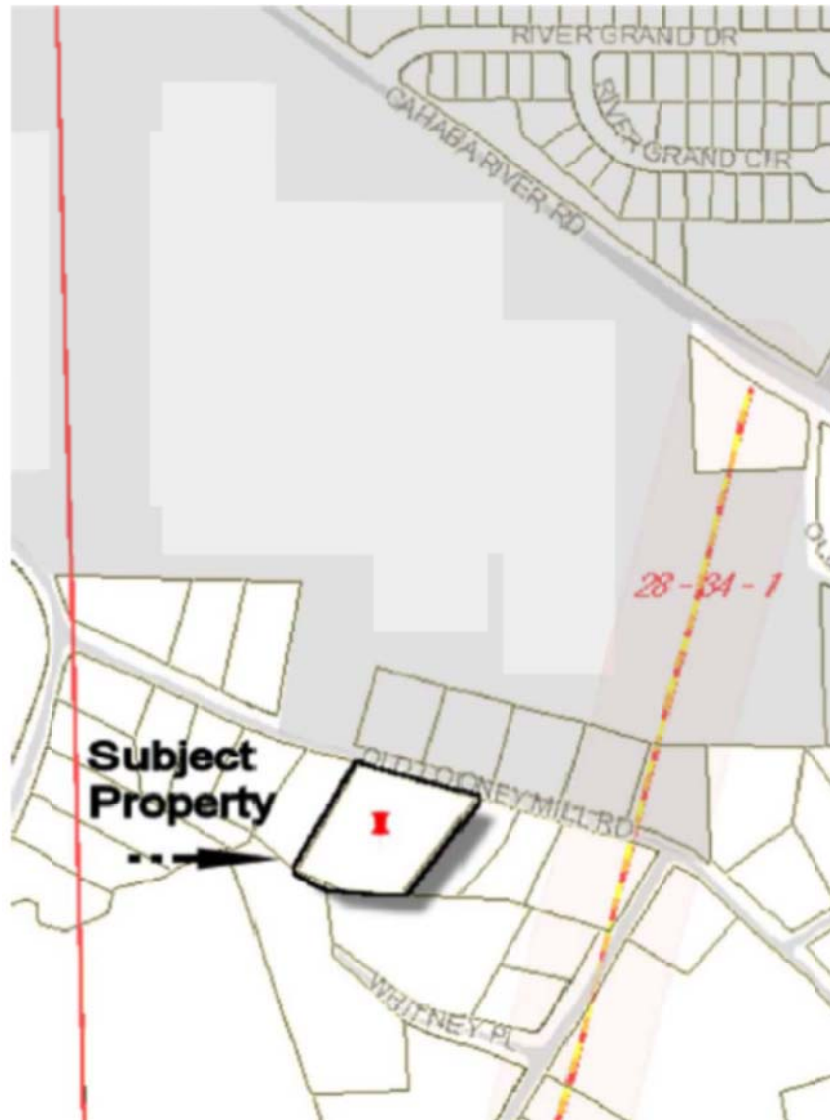
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2456 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



Annexation Committee Petition Review

Property: 4612 Old Looney Mill Rd

Owners: Virginia W. Wood

Date: 3-14-13

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of 600,300.. Meets city criteria: Yes No
Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes _____ Number in city _____
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 4612 Old Looney Mill Rd

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ _____ will be paid to offset costs associated with the annexation.
Yes No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes No _____ Comment _____

10. Are there any concerns from city departments?
Yes _____ No Comments: _____

11. Information on children: Number in family 2; Plan to enroll in VH schools Yes _____ No Comments: _____

Other Comments: _____



George Pierce
Chairman

Serving the citizens of Jefferson County, Alabama

Tax Assessor - Parcel ID for Legal Information

Inquiries to Tax Assessor recordings

[Return to Electronic Courthouse Search Home](#)

Tax Assessor County Tax Inquiry - Tax Year - 2011-			
Mailing Address			
WOOD VIRGINIA W 4612 OLD LOONEY MILL RD BIRMINGHAM AL / 352432626			
Site Address			
4608 OLD LOONEY MILL RD 35243 Fire District (ESN): #504 ROCKY RIDGE F.D.			
Legal Discription			
LOTS 2 & 3 W O BRASSEALE SUB PB 175 PG 52			
Miscellaneous Information			
Section:	34	Parcel:	28-34-1-3-8.002-RR-1
Township:	18S	Map Book:	175
Range:	2W	Map Page:	52
Tax Year:	2011		
Land Value:	\$107500.00	Tax District:	001
Improvements Value:	\$494800.00	Sub District:	0
Total Value:	\$602300.00	Deed Book:	9912
		Deed Page:	9823
		Deed Date:	19990913
Land Use Information			
Land Use One:	RESIDENCE-SINGLE FAMILY		
Land Use Two:	UNAVAILABLE		
Class One:	3		
Class Two:			

Disclaimer: All values are subject to change. If you feel that there is a technical error on the site, please [contact us](#). For general information, please call the office of interest:

The Board of Equalization (205) 325-5566
 Tax Assessor's Office (205) 325-5505
 Tax Collector's Office (205) 325-5500

EXHIBIT "C"

CITY OF VESTAVIA HILLS

*Department Review of Proposed Annexation
(To Be completed by City Staff)*

The following properties have requested to be annexed into the City. Please review this request and then forward it to the next department on the list as soon as is reasonably possible. Please forward completed form to the City Clerk's office.

Location: 4612 Old Looney Mill Rd

Engineering:

Date: 3/6/13 Initials: CB

Comments: no problem noted

Police Department:

Date: 3-6-13 Initials: [Signature]

Comments: _____

Fire Department:

Date: 3/5/13 Initials: [Signature]

Comments: no problems

Public Works:

Date: _____ Initials: _____

Comments: _____

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: March 4, 2013

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in Jefferson County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

EXHIBIT "A"

LOT: Lots 2 and 3

BLOCK: ^{W.O.} Brasseale Subdivision

SURVEY: PB 175, Pg 52 - Parcel no. 28-34-1-003-008.002-01

RECORDED IN MAP BOOK PB 175, PAGE 52 IN THE
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: E1

COMPATIBLE CITY ZONING: Vestavia Hills E-2

LEGAL DESCRIPTION (METES AND BOUNDS):

P Lot: 2+3 PBLK: S Lot: 05 BLK: 0 Map Book: 175
Map Page: 52

Car Tags (Jefferson County)

Virginia W. Wood - TG RR (Auburn University)
Sticker # 01-556914
Expires Oct, 2013

John B Wood - VSK 847 (Forever Wild)
Sticker # 01-557086
Expires, Oct, 2013

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
<u>Virginia W Wood</u>	Lot <u>5²⁺³</u> Block _____ Survey <u>Brasseale Subdivision</u>
<u>John B Wood</u>	Lot <u>24³</u> Block _____ Survey <u>" "</u>
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

Jefferson COUNTY

Virginia W. Wood being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Virginia W. Wood
Signature of Certifier

Subscribed and sworn before me this the 4 day of March, 2013.

Michael H. Bunker
Notary Public

My commission expires: 08/09/14



EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

1204 Montgomery Highway
Vestavia Hills AL 35216

(To be completed by the City)

Date of Annexation Petition March 4, 2013 Action Taken: Grant _____
Deny _____

Resolution: Date: _____ Number: _____
Overnight Ordinance: Date: _____ Number: _____
90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): Virginia W. Wood, John B Wood

Address: 4612 Old Looney Mill Road

City: Birmingham State: AL Zip: 35243

Information on Children:

**Plan to Enroll In
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.					
2.					
3.					
4.					
5.					
6.					

None
(No young children or school age children)

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": _____

ORDINANCE NUMBER 2457

**ANNEXING CERTAIN TERRITORY TO THE
CORPORATE LIMITS OF THE CITY OF
VESTAVIA HILLS, ALABAMA.**

WHEREAS, on the 22nd day of April, 2013, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

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

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

2855 Five Oaks Lane
John J. Santamour, Owner(s)

More Particularly Described As Follows:

A parcel of land located in the South ½ of the NE ¼ of Section 34, Township 18 South, Range 2 West, situated in Jefferson County, Alabama, more precisely described as follows:

Commence at the NW corner of the SE ¼ of Section 34, Township 18 South, Range 2 West, thence 43 degrees, 55 minutes, 30 seconds left in a Southeasterly direction a distance of 87.60 feet; thence 89 degrees, 50 minutes right in a Southwesterly direction a distance of 164.20 feet; thence 81 degrees, 20 minutes right in a Northwesterly direction a distance of 133.19 feet; thence 85 degrees, 17 minutes right in a Northeasterly

direction a distance of 181.52 feet to a point on a curve, having a radius of 431.66 feet; thence 98 degrees, 06 minutes right to the chord of said curve and in a Southeasterly direction along arc of said curve to the right a distance of 86.61 feet to the point of beginning; being situated in Jefferson County, Alabama.

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof, together with a duly certified copy of the petition, with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

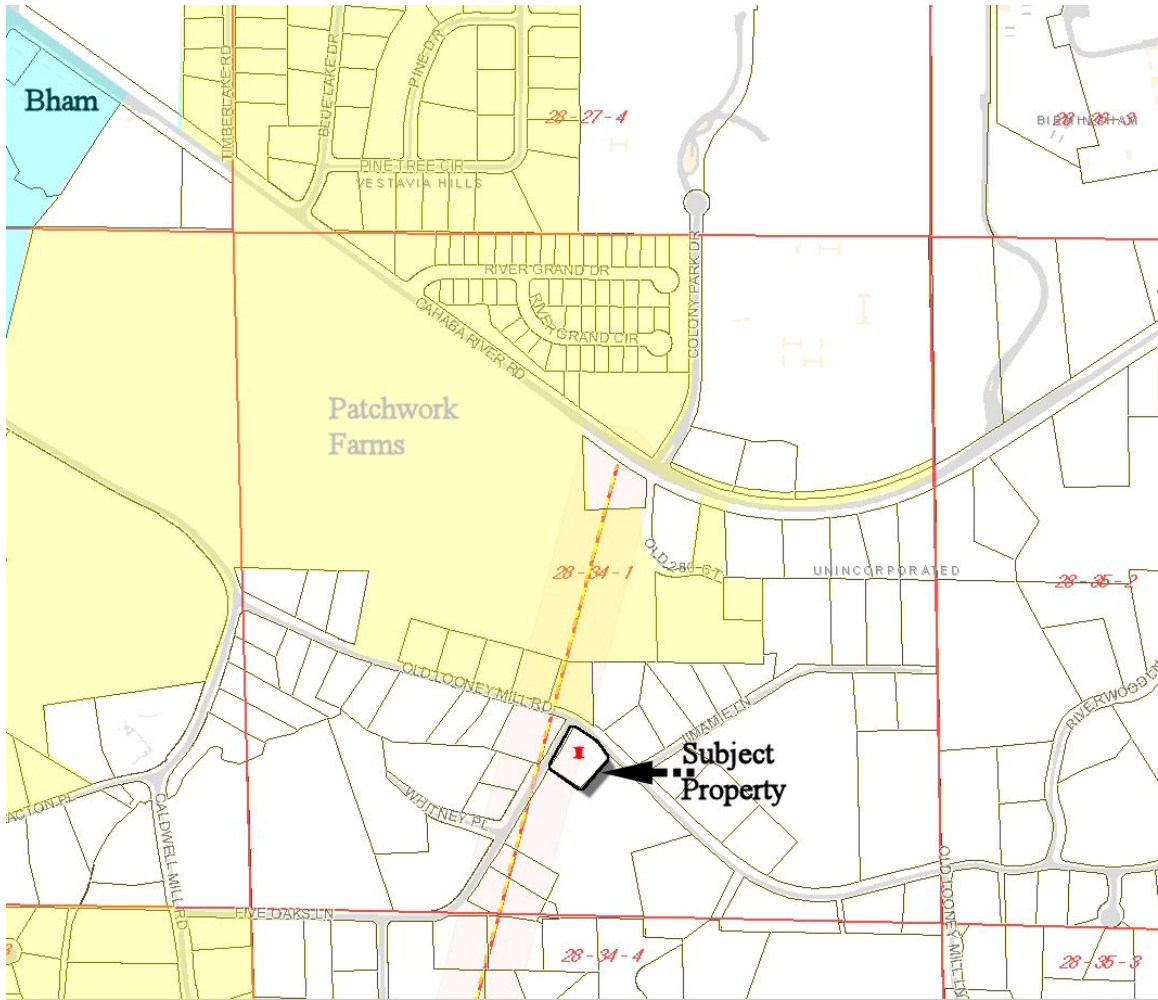
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2457 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



Annexation Committee Petition Review

Property: 2855 Five Oaks Ln

Owners: John Santamour

Date: 3-14-13

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of 349,600.. Meets city criteria: Yes No
Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes _____ Number in city _____
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 2855 Five Oaks Ln.

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ _____ will be paid to offset costs associated with the annexation.
Yes No Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes No Comment _____

10. Are there any concerns from city departments?
Yes No Comments: _____

11. Information on children: Number in family 1; Plan to enroll in VH schools Yes No Comments: _____

Other Comments: _____



George Pierce
Chairman

EXHIBIT "C"

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To Be completed by City Staff)

The following properties have requested to be annexed into the City. Please review this request and then forward it to the next department on the list as soon as is reasonably possible. Please forward completed form to the City Clerk's office.

Location: 2855 Five Oaks Lane

Engineering: Date: 3/6/13 Initials: CB

Comments: no problems noted

Police Department: Date: 3-4-13 Initials: [Signature]

Comments: _____

Fire Department: Date: 2/22/13 Initials: [Signature]

Comments: _____

Public Works: Date: _____ Initials: _____

Comments: _____

Serving the citizens of Jefferson County, Alabama

Tax Assessor - Parcel ID for Legal Information

Inquiries to Tax Assessor recordings

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Tax Assessor County Tax Inquiry - Tax Year - 2011-			
Mailing Address			
SANTAMOUR JOHN J 2855 FIVE OAKS LN VESTAVIA AL / 352432639			
Site Address			
2855 FIVE OAKS LN 35243 Fire District (ESN): #504 ROCKY RIDGE F.D.			
Legal Discription			
COM NW COR SE 1/4 NE 1/4 SEC 34 TP 18 R 2W TH S 634.8 FT TO POB TH SE 87.6 FT TH SW 164.2 FT TH NW 133.2 FT TO RD R/W TH			
Miscellaneous Information			
Section:	34	Parcel:	28-34-1-3-5-RR-1
Township:	18S	Map Book:	0
Range:	2W	Map Page:	0
Tax Year:	2011		
Land Value:	\$109200.00	Tax District:	001
Improvements Value:	\$240400.00	Sub District:	0
Total Value:	\$349600.00	Deed Book:	Not Available
		Deed Page:	Not Available
		Deed Date:	Not Available
Land Use Information			
Land Use One:	RESIDENCE-SINGLE FAMILY		
Land Use Two:	UNAVAILABLE		
Class One:	3		
Class Two:			

Disclaimer: All values are subject to change. If you feel that there is a technical error on the site, please [contact us](#). For general information, please call the office of interest:

The Board of Equalization (205) 325-5566
 Tax Assessor's Office (205) 325-5505
 Tax Collector's Office (205) 325-5500

STATE OF ALABAMA

JEFFERSON COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 1-16-13

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in _____ County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

JOHN SANTAMOUR
205-908-9903
jjsantam@gapac.com

EXHIBIT "A"

LOT: _____
BLOCK: _____
SURVEY: _____

RECORDED IN MAP BOOK _____, PAGE _____ IN THE
PROBATE OFFICE OF _____ COUNTY, ALABAMA.

COUNTY ZONING: JCE2

COMPATIBLE CITY ZONING: VHRI

LEGAL DESCRIPTION (METES AND BOUNDS):

SEE ATTACHED

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
<u>John J. Santamour</u>	Lot _____ Block _____ Survey <u>11/2</u>
_____	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

JEFFERSON COUNTY

JOHN SANTAMOUR being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

John J. Santamour
Signature of Certifier

Subscribed and sworn before me this the 16th day of January 2013

[Signature]
Notary Public

My commission expires: 7/06/15




EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

1204 Montgomery Highway
Vestavia Hills AL 35216

(To be completed by the City)

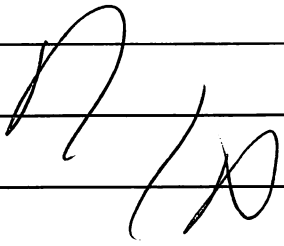
Date of Annexation Petition _____ Action Taken: Grant _____
Deny _____
Resolution: Date: _____ Number: _____
Overnight Ordinance: Date: _____ Number: _____
90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): JOHN J SANTAMOUR
Address: 2855 FIVE OAKS LN
City: VESTAVIA State: AL Zip: 35243

Information on Children:

**Plan to Enroll In
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.					
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": _____

Rebecca Leavings

From: Santamour, John J. [JJSantam@GAPAC.com]
Sent: Tuesday, January 22, 2013 7:16 AM
To: Rebecca Leavings
Subject: Application for annexation of residence at 2855 Five Oaks Lane, Vestavia, Al 35243

Ms. Leavings,

I appreciate the time you spent with me last Wednesday briefing me on the annexation process. That was extremely helpful. I've been out of town since that day and you had asked me to send you the legal description of the property. So what follows is from the warranty deed to 2855 Five Oaks Ln Vestavia, Al 35243. Please confirm that this is what you needed to complete the application process. Thank you!

A parcel of land located in the South $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 34, Township 18 South, Range 2 West, situated in Jefferson County, Alabama, more precisely described as follows:

Commence at the NW corner of the SE $\frac{1}{4}$ of Section 34, Township 18 South, Range 2 West, thence 43 degrees, 55 minutes, 30 seconds left in a Southeasterly direction a distance of 87.60 feet; thence 89 degrees, 50 minutes right in a Southwesterly direction a distance of 164.20 feet; thence 81 degrees, 20 minutes right in a Northwesterly direction a distance of 133.19 feet; thence 85 degrees, 17 minutes right in a Northeasterly direction a distance of 181.52 feet to a point on a curve, having a radius of 431.66 feet; thence 98 degrees, 06 minutes right to the chord of said curve and in a Southeasterly direction along arc of said curve to the right a distance of 86.61 feet to the point of beginning; being situated in Jefferson County, Alabama.

John Santamour
Georgia-Pacific
205-908-9903 cell
jjsantam@gapac.com

ORDINANCE NUMBER 2458

AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF A PARCEL OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS R-1

BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 to Vestavia Hills R-1;

4595 Old Looney Mill Road;
Lot 1, Old Looney Mill Development;
Brandon and Kathryn Falls, Owners

4605, 4608, 4612 Old Looney Mill Road;
Lots 1-3 WO Brasseale Subd;
Jaquelyn Britt and Virginia Wood, Owners

2855 Five Oaks Lane
John Santamour, Owner

APPROVED and ADOPTED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

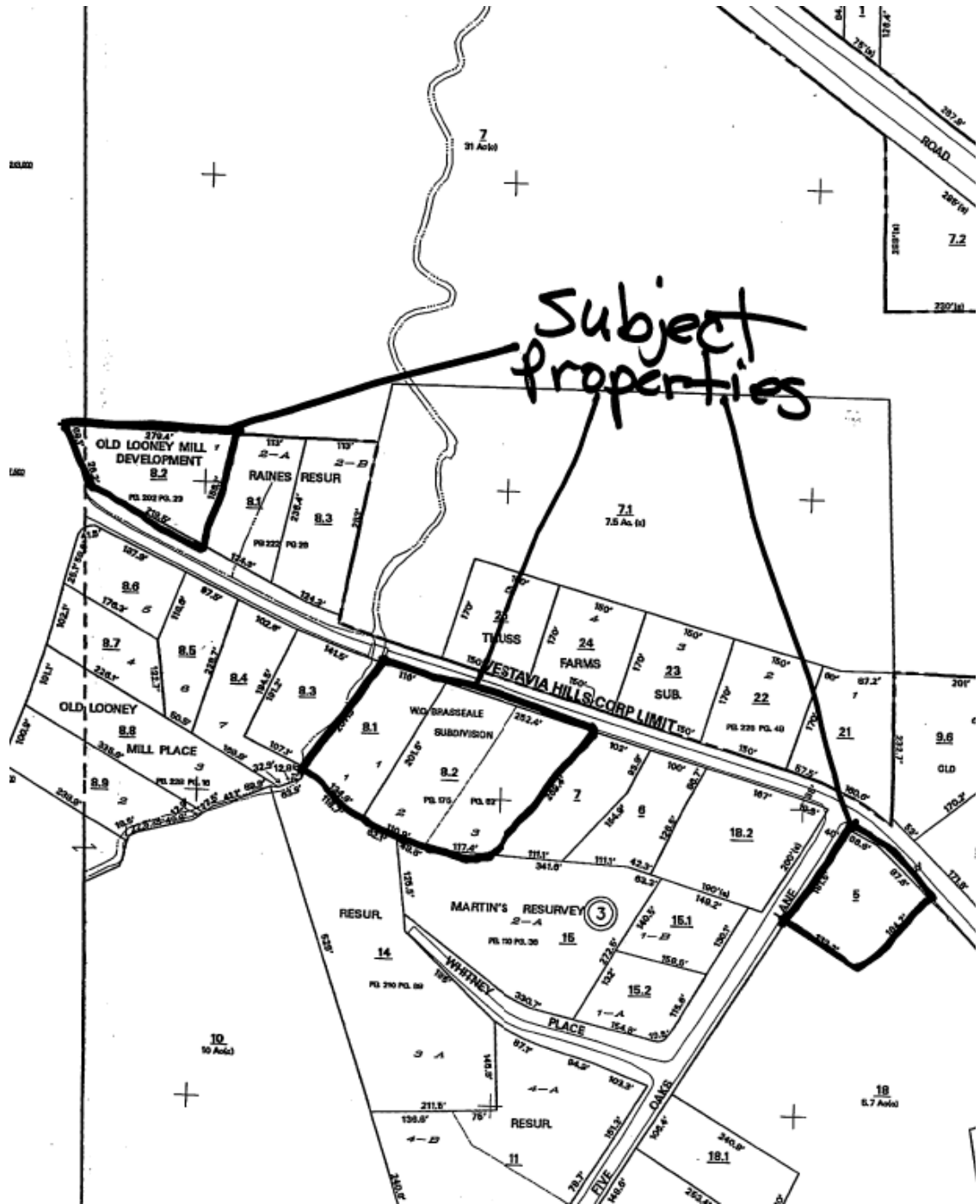
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2458 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills New Merkle House, Vestavia Hills Civic Center and Vestavia Hills Library in the Forest this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



CITY OF VESTAVIA HILLS
SYNOPSIS AND STAFF RECOMMENDATION CONCERNING
APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION

Date: June 11, 2013

- **CASE:** P-0613-17
- **REQUESTED ACTION:** Rezoning from Jefferson County E-2 to Vestavia Hills R-1
- **ADDRESS/LOCATION:** 4604, 4608, 4612, 4595 Old Looney Mill Rd. and 2855 Five Oaks Ln
- **APPLICANT/OWNER:** Jacquelyn G. Britt, , Virginia W. Wood, Brandon K. & Kathryn Kelly Falls and John Santamour
- **REPRESENTING AGENT:**
- **GENERAL DISCUSSION:** Lots are in the Acton Rd area of Vestavia Hills and close to Lifetime Fitness. Applicants are currently in the annexation process.
- **CAHABA HEIGHTS COMMUNITY PLAN:** The request is consistent with the Cahaba Heights Community Plan.
- **STAFF REVIEW AND RECOMMENDATION:**
 1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

City Planner Recommendation: No recommendation
 2. **City Engineer Review:** No problems noted.
 3. **City Fire Marshal Review:** No problems noted.
 4. **Building Safety Review:** No problems noted.

- **PLANNING AND ZONING COMMISSION RECOMMENDATION:**

Bill Visintainer made the motion to recommend approval. Second was made by Fred Goodwin. Motion was approved unanimously.

RESOLUTION NUMBER 4464

**A RESOLUTION PROPOSING THE ANNEXATION
OF CERTAIN TERRITORY TO THE CORPORATE
LIMITS OF THE CITY OF VESTAVIA HILLS,
ALABAMA.**

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated March 26, 2013, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 22nd day of July, 2013; and

WHEREAS, it would be to the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

WHEREAS, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

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

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 24th day of July, 2013.
2. That on the 28th day of October, 2013, in the Vestavia Hills Municipal Center, a public hearing will be held to determine the truths of the matter set forth in said petition

and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 4464 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

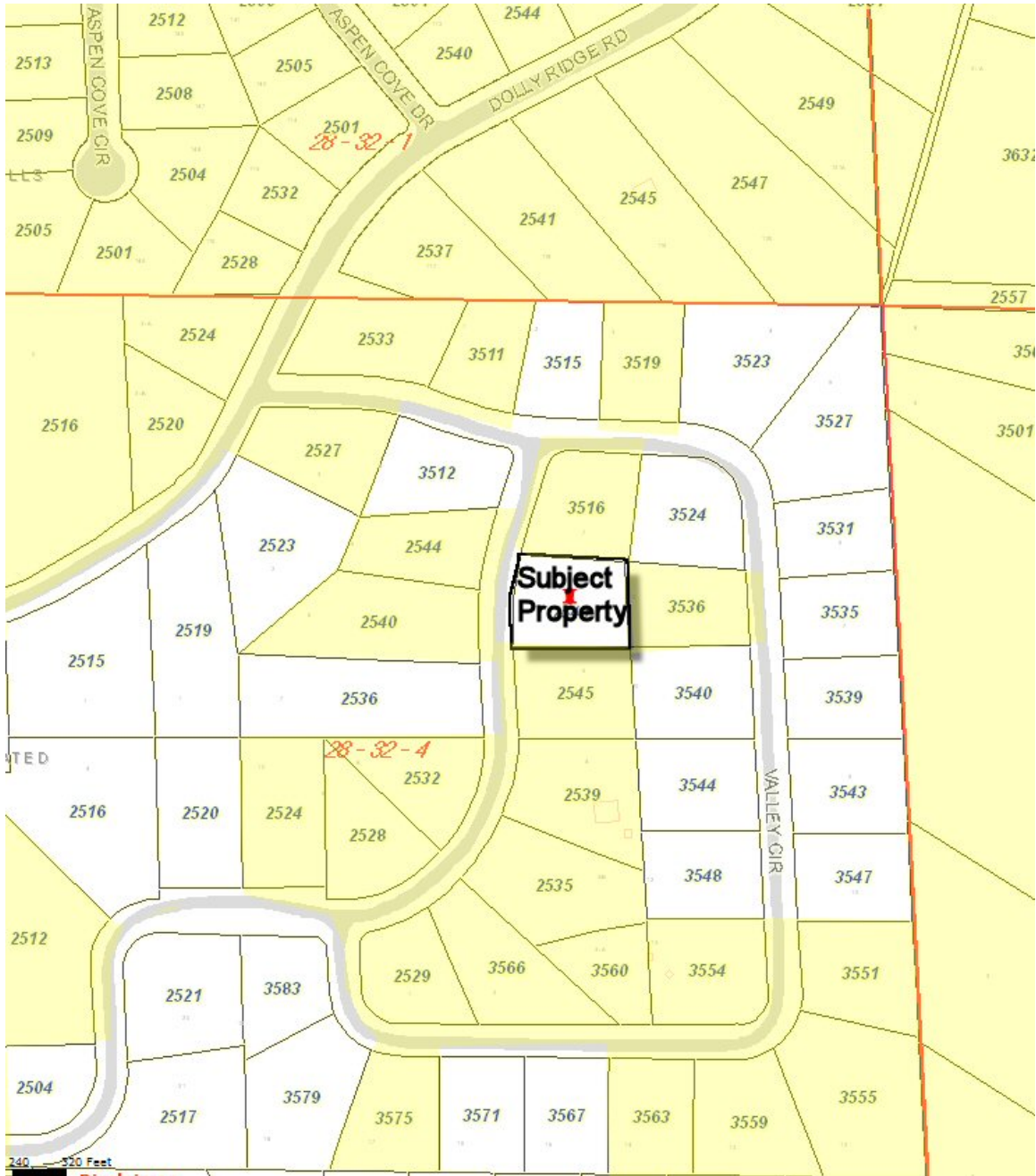
2549 Skyland Drive
Lot 6, Block 3, Dolly Ridge Estates, 2nd Addition
Terry and Derrell Crim, Owner(s)

APPROVED and ADOPTED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



Annexation Committee Petition Review

Property: 2549 Skyland Drive

Owners: Derrell Crim

Date: 06-11-2013

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$190,500.00. Meets city criteria: Yes No
Comment: majority of area is in city limits
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes 13 Number in city 10
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 2549 Skyland Drive


8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ tbd _____ will be paid to offset costs associated with the annexation.
Yes No Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes No Comment _____

10. Are there any concerns from city departments?
Yes No Comments: _____

11. Information on children: Number in family 2; Plan to enroll in VH schools Yes No Comments: 1 child in college

Other Comments: ~~all properties on Skyland on this side of the road are in VH;~~
~~fills in existing gap in City~~



George Pierce
Chairman

EXHIBIT "C"

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To Be completed by City Staff)

The following properties have requested to be annexed into the City. Please review this request and then forward it to the next department on the list as soon as is reasonably possible. Please forward completed form to the City Clerk's office not later than 5:00 PM on Thursday,

5/09/13.

Location: 2549 Skyland Drive

Engineering: Date: 5/10/13 Initials: CB

Comments: No problems noted

Police Department: Date: 5-13-13 Initials: [Signature]

Comments: _____

Fire Department: Date: 5/10/13 Initials: AWJ

Comments: _____

Public Works: Date: _____ Initials: CB

Comments: see engineering

Serving the citizens of Jefferson County, Alabama

Tax Assessor - Parcel ID for Legal Information

Inquiries to Tax Assessor recordings

[Return to Electronic Courthouse Search Home](#)

Tax Assessor County Tax Inquiry - Tax Year - 2011-			
Mailing Address			
CRIMM TERRY GANN & 2549 SKYLAND DR VESTAVIA AL / 352434607			
Site Address			
2549 SKYLAND DR 35243 Fire District (ESN): #504 ROCKY RIDGE F.D.			
Legal Discription			
LOT 6 BLK 3 DOLLY RIDGE ESTS 2ND ADD			
Miscellaneous Information			
Section:	32	Parcel:	28-32-4-6-2-RR-0
Township:	18S	Map Book:	76
Range:	2W	Map Page:	82
Tax Year:	2011		
Land Value:	\$79700.00	Tax District:	002
Improvements Value:	\$110800.00	Sub District:	0
Total Value:	\$190500.00	Deed Book:	200410
		Deed Page: 7404	Deed Date: 20040620
Land Use Information			
Land Use One:	RESIDENCE-SINGLE FAMILY		
Land Use Two:	UNAVAILABLE		
Class One:	3		
Class Two:			

Disclaimer: All values are subject to change. If you feel that there is a technical error on the site, please [contact us](#). For general information, please call the office of interest:

The Board of Equalization (205) 325-5566
 Tax Assessor's Office (205) 325-5505
 Tax Collector's Office (205) 325-5500



AC Financial Partners

LIFE | MONEY | BALANCE

March 27, 2013

Dear Becky,

My family and I are requesting annexation into the city of Vestavia Hills for multiple reasons.

My daughter's friends all are involved in city activities. Additionally, we are joining Shades Mt Baptist Church and want her to enjoy these experiences together.

As a member of the Vestavia Hills Chamber of Commerce and Vice-Chair of the Chamber's Business Development Committee, my involvement is extensive in Vestavia. I am also a 2012 graduate of Leadership Vestavia Hills and would like the opportunity to serve the city where opportunities exist.

Finally we are members of Vestavia Country Club and again find many of our friends involved in city activities of which we would like to participate.

Thank you for the consideration and we hope to soon be a part of the City of Vestavia Hills.

Best regards,



Derrell Crimm

2549 Skyland Drive
Vestavia AL 35243

A member of

Sagemark
Consulting™

Private Wealth Services

201 Office Park Drive, Suite 300 | Birmingham, AL 35223 | 205.278.8210 | f 205.278.8204 | www.acfinancialpartners.com

Associates of AC Financial Partners are registered representatives of Lincoln Financial Advisors Corp. Securities and investment advisory services offered through Lincoln Financial Advisors Corp., a broker-dealer and registered investment advisor. Insurance offered through Lincoln affiliates and other fine companies.

SCALE: 1" = 30'



BLOCK 3

8

9

10

E 20' EASEMENT

old crimp

L.P.W. old iron

meas. 123.83'

124.27'

meas. 86'-4.59"

3.5'

meas. 97'-44.51"

0.6'

6

5

meas. 155.87'

157.84'

fc on line

meas. 175.21'

175.0'

E 20' EASEMENT

30.1'

A/C UNIT

SPLIT LEVEL BRICK & FRAME RESIDENCE

44.5'

31.5'

45.2'

48.0'

64.4'

old crimp

meas. 90'-56.43" to lng ch

129.07'

R=453.63'

lng ch meas. 134.93'

d=8°09'05"

meas. 85'-03.27"

85.03'

86'-08"

20' ESMT.

REBAR'S

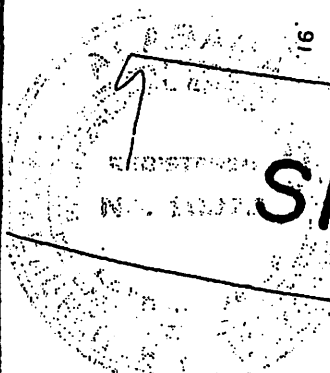
12.5'

(asphalt)

SKYLAND

DRIVE

R.O.W.



STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: March 26, 2013

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in Jefferson County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

Cell phone 205-215-1103
Home phone 205-823-1173
Work phone 205-278-8205
Email: Derrell.Crimm@LFG.com

EXHIBIT "A"

LOT: 6

BLOCK: 3

SURVEY: DOLLY RIDGE ESTATES 2nd Addition

RECORDED IN MAP BOOK 76, PAGE 82 IN THE

PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: JC R-1

COMPATIBLE CITY ZONING: VH R-2

LEGAL DESCRIPTION (METES AND BOUNDS):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

SIGNATURE(S)

DESCRIPTION OF PROPERTY

<u><i>Dwight Crimm</i></u>	Lot <u>6</u> Block <u>3</u> Survey <u>Dolly Ridge Est 2nd Add</u>
<u><i>Jerry Crimm</i></u>	Lot <u>6</u> Block <u>3</u> Survey <u>Dolly Ridge Est 2nd Add</u>
_____	Lot _____ Block _____ Survey _____

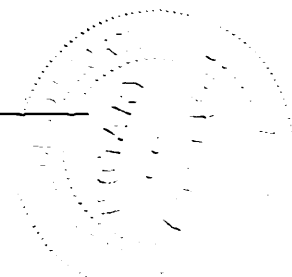
(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

Sufferson COUNTY

Dwight Crimm being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Dwight Crimm
Signature of Certifier



Subscribed and sworn before me this the 25 day of March, 2013.

Guang Norton
Notary Public

My commission expires: 5/30/2016

EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

1204 Montgomery Highway
Vestavia Hills AL 35216

(To be completed by the City)

Date of Annexation Petition _____ Action Taken: Grant _____
Deny _____
Resolution: Date: _____ Number: _____
Overnight Ordinance: Date: _____ Number: _____
90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): Derrell G. Crimm and Terry G. Crimm

Address: 2549 Skyland Drive

City: Vestavia Hills State: AL Zip: 35243

Information on Children:

Plan to Enroll In
Vestavia Hills School?

	Name(s)	Age	School Grade	Yes	No
1.	Holly J. Crimm	19	College U of AL		X
2.	Kara M. Crimm	13	8th	X	
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": August 2013

ORDINANCE NUMBER 2459

AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a certain petition signed by Terry and Derrell Crim dated March 26, 2013, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

WHEREAS, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

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

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the

distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2549 Skyland Drive
Lot 6, Block 3, Dolly Ridge Estates, 2nd Addition
Terry and Derrell Crim

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published in a newspaper of general circulation in the City of Vestavia Hills, Alabama.

APPROVED and ADOPTED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

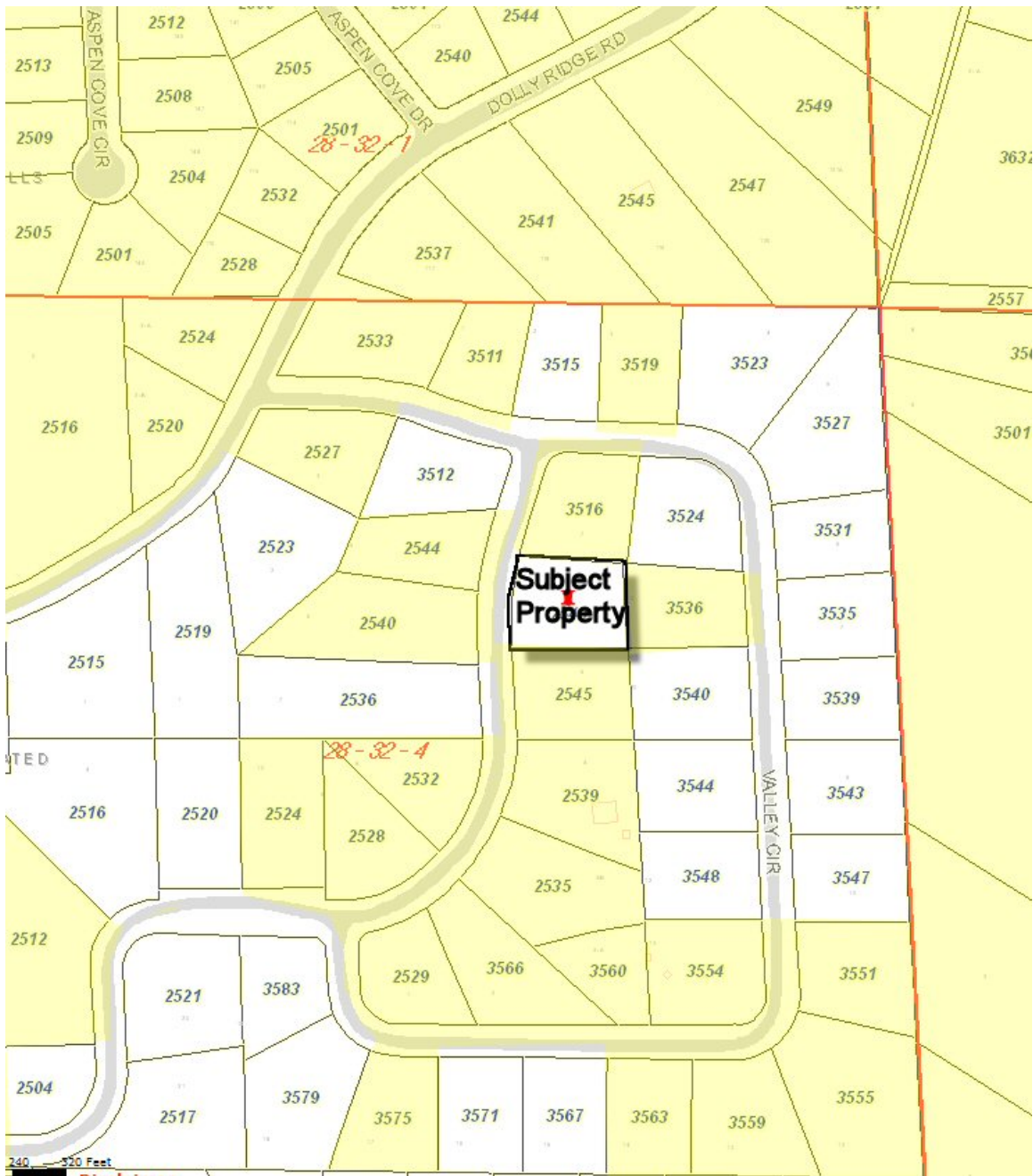
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance Number 2459 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



RESOLUTION NUMBER 4465

**A RESOLUTION PROPOSING THE ANNEXATION
OF CERTAIN TERRITORY TO THE CORPORATE
LIMITS OF THE CITY OF VESTAVIA HILLS,
ALABAMA.**

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated April 16, 2013, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 22nd day of July, 2013; and

WHEREAS, it would be to the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

WHEREAS, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

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

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 24th day of July, 2013.
2. That on the 28th day of October, 2013, in the Vestavia Hills Municipal Center, a public hearing will be held to determine the truths of the matter set forth in said petition

and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 4465 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

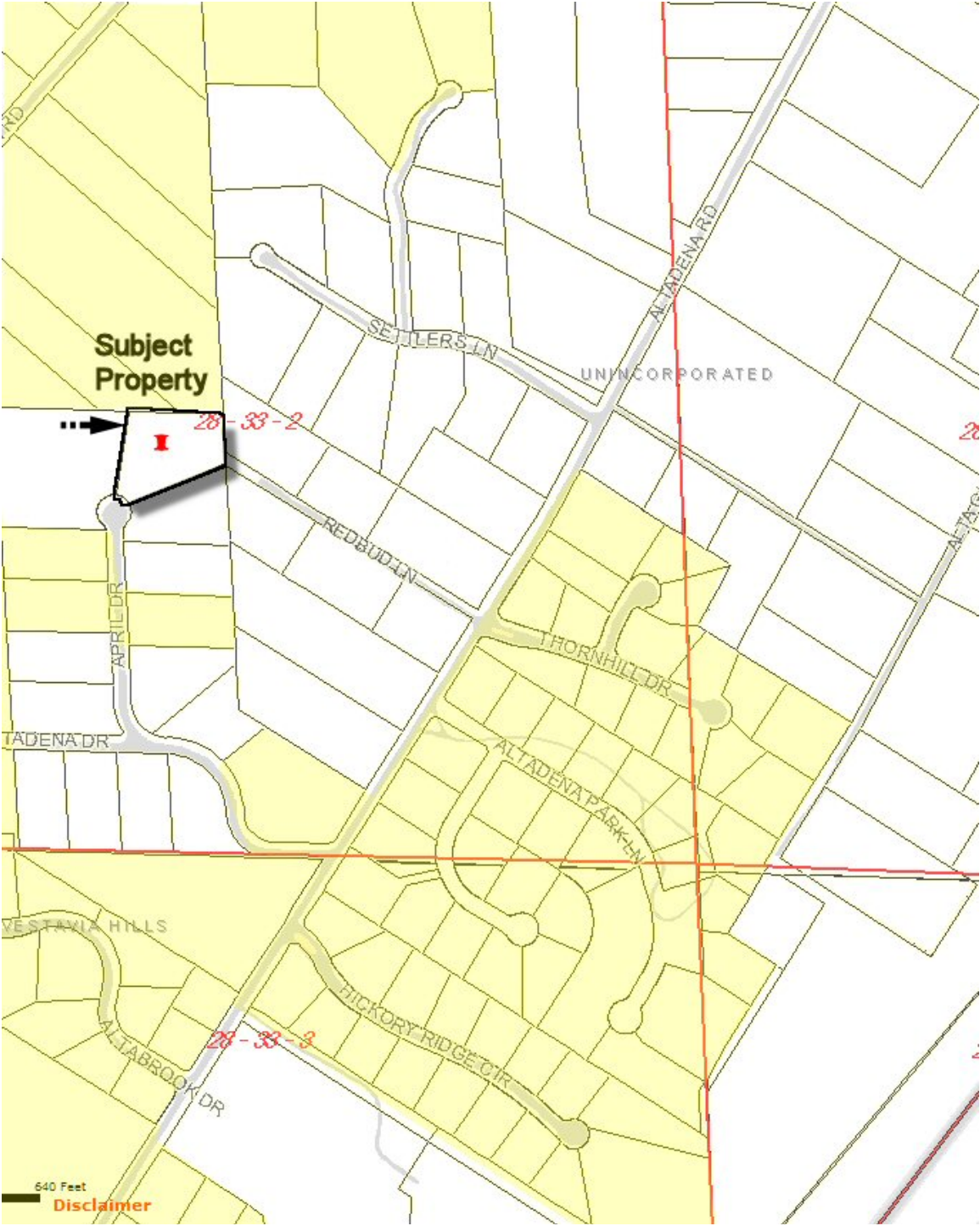
2615 April Drive
Lot 10, Altadena Acres
James and Emily Pace, Owner(s)

APPROVED and ADOPTED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



Annexation Committee Petition Review

Property: 2615 April Drive

Owners: ~~Estate of Kathryn Smith~~ Emily & James Pace

Date: 06-11-2013

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$265,000.00. Meets city criteria: Yes No
Comment: Land value reduced; owners did not purchase vacant land
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes 10 Number in city 3
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 2615 April Drive

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ tbd _____ will be paid to offset costs associated with the annexation. Yes No Comment _____

9. Property is free and clear of hazardous waste, debris and materials. Yes No Comment _____

10. Are there any concerns from city departments? Yes No Comments: _____

11. Information on children: Number in family 0; Plan to enroll in VH schools Yes No Comments: _____

Other Comments: Children are preschool (ages 4 and 1)



George Pierce
Chairman

EXHIBIT "C"

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To Be completed by City Staff)

The following properties have requested to be annexed into the City. Please review this request and then forward it to the next department on the list as soon as is reasonably possible. Please forward completed form to the City Clerk's office not later than 5:00 PM on Thursday,

5/09/13.

Location: 2615 April Drive

Engineering:

Date: 5/10/13 Initials: CB

Comments: no problems

Police Department:

Date: 5-13-13 Initials: [Signature]

Comments: _____

Fire Department:

Date: 5/10/13 Initials: AWJ

Comments: _____

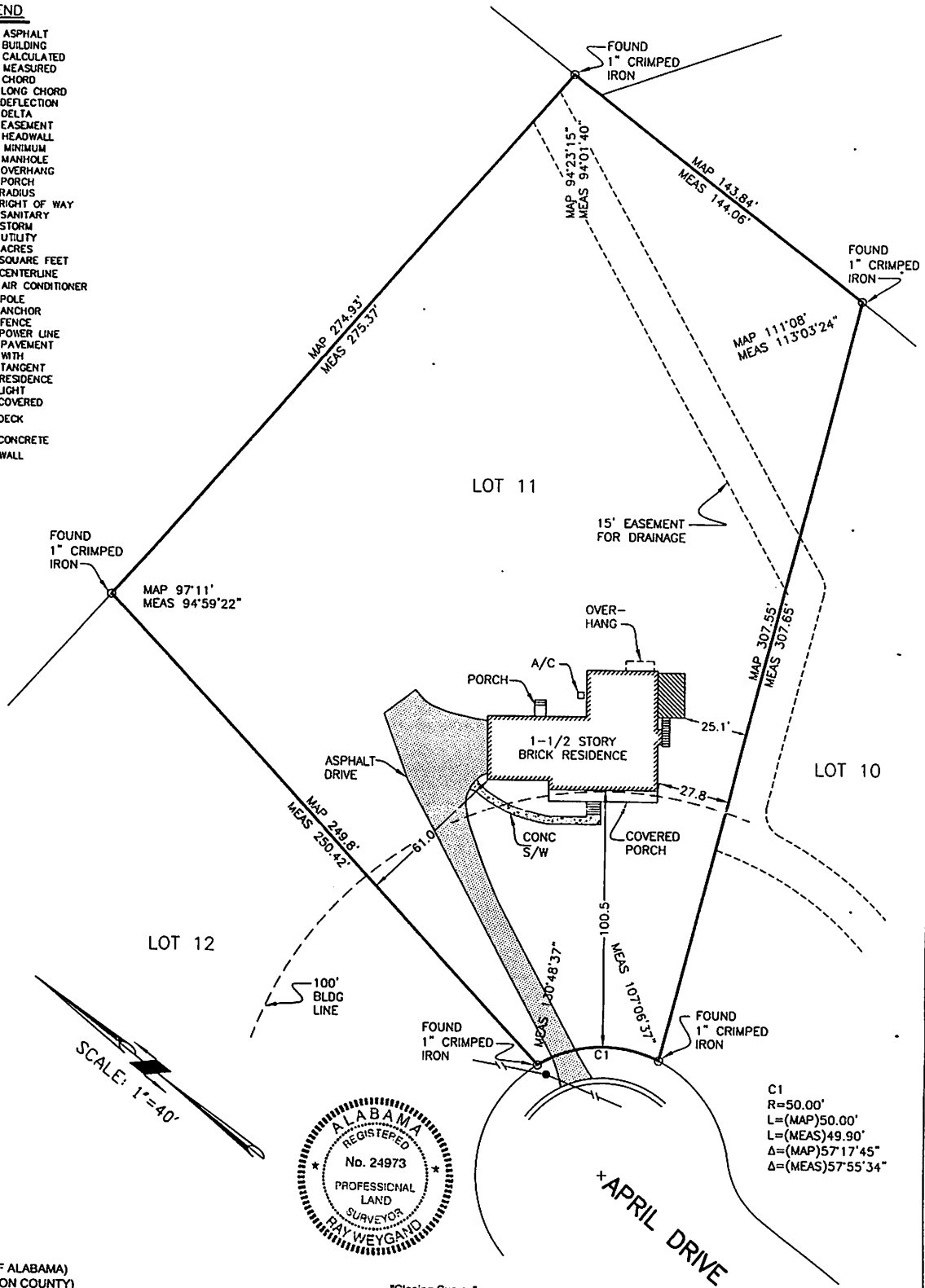
Public Works:

Date: 5/10/13 Initials: CB

Comments: see engineering

LEGEND

ASP	ASPHALT
BLDG	BUILDING
CALC	CALCULATED
MEAS	MEASURED
CH	CHORD
LNG	LONG CHORD
d	DEFLECTION
Δ	DELTA
ESMT	EASEMENT
HW	HEADWALL
MIN	MINIMUM
MH	MANHOLE
OH	OVERHANG
POR	PORCH
R	RADIUS
R.O.W.	RIGHT OF WAY
SAN	SANITARY
STM	STORM
UTIL	UTILITY
AC	ACRES
S.F.	SQUARE FEET
CL	CENTERLINE
A/C	AIR CONDITIONER
○	POLE
—X—	ANCHOR
—X—	FENCE
—V—	POWER LINE
PVMT	PAVEMENT
W/	WITH
TAN	TANGENT
RES	RESIDENCE
LGT	LIGHT
COV	COVERED
▨	DECK
○	CONCRETE
▨	WALL



C1
 R=50.00'
 L=(MAP)50.00'
 L=(MEAS)49.90'
 Δ=(MAP)57°17'45"
 Δ=(MEAS)57°55'34"

STATE OF ALABAMA
 JEFFERSON COUNTY)

"Closing Survey"

I, Ray Weygand, a Registered Land Surveyor, hereby certify to the purchaser of this property at this time, that I have surveyed Lot 11, ALTADENA ACRES, as recorded in Map Volume 51, Page 73, in the Office of the Judge of Probate, Jefferson County, Alabama; that there are no rights-of-way, easements or joint driveways over or across said land visible on the surface except as shown; that there are no electric or telephone wires (excluding wires which serve the premises only) or structures or supports therefor, including poles, anchors and guy wires, (visible on the surface) on or over said premises except as shown; that there are no encroachments on said lot except as shown and that improvements are located as shown above. I hereby state that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards of Practice for Surveying in the State of Alabama to the best of my knowledge, information and belief; according to my survey of APRIL 15, 2013. Survey invalid if not sealed in red.

Order No.: 52809
 Purchaser: PACE
 Address: 2615 APRIL DRIVE

Ray Weygand
 Ray Weygand, Reg. L.S. #24973
 169 Oxmoor Road, Homewood, AL 35209
 Phone: (205) 942-0086 Fax: (205) 942-0087
 Copyright ©

Note: (a) No title search of the public records has been performed by this firm and land shown hereon was not abstracted for easements and/or rights-of-way, recorded or unrecorded. The parcel shown hereon is subject to setbacks, easements, zoning, and restrictions that may be found in the public records of said county and/or city. (b) All bearings and/or angles, are deed/record map and actual unless otherwise noted. (c) Underground portions of foundations, footings, and/or other underground structures, utilities, cemeteries or burial sites were not located unless otherwise noted. We do not look for underground sewers or flip manhole covers. (d) The shown north arrow is based on deed/record map. (e) This survey is not transferable and is only good for 6 years and only good to the person/co. that pays for it at time of survey. (f) Easements not shown on record map are not shown above.

Serving the citizens of Jefferson County, Alabama

Tax Assessor - Parcel ID for Legal Information

Inquiries to Tax Assessor recordings

[Return to Electronic Courthouse Search Home](#)

Tax Assessor County Tax Inquiry - Tax Year - 2011-			
Mailing Address			
BARRETT JUDITH ANN & LEE DAVID 2615 APRIL DR VESTAVIA AL / 352432212			
Site Address			
2615 APRIL DR 35243 Fire District (ESN): #504 ROCKY RIDGE F.D.			
Legal Discription			
LOTS 10 & 11 ALTADENA ACRES 51 /73 ALSO LOT 4B LB LLOYD SUB 226/45 ALSO PT OF ESTATE 5 JP WESTBROOK ESTS 27/14 DESC AS:			
Miscellaneous Information			
Section:	33	Parcel:	28-33-2-1-15-RR-9
Township:	18S	Map Book:	51
Range:	2W	Map Page:	73
Tax Year:	2011		
Land Value:	\$345600.00	Tax District:	002
Improvements Value:	\$220100.00	Sub District:	0
Total Value:	\$565700.00	Deed Book:	21004
		Deed Page:	10683
		Deed Date:	20100416
Land Use Information			
Land Use One:	RESIDENCE-SINGLE FAMILY		
Land Use Two:	UNAVAILABLE		
Class One:	3		
Class Two:			

Disclaimer: All values are subject to change. If you feel that there is a technical error on the site, please [contact us](#). For general information, please call the office of interest:

The Board of Equalization (205) 325-5566
 Tax Assessor's Office (205) 325-5505
 Tax Collector's Office (205) 325-5500

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 4-16-13

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in Jefferson County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.


 205-966-5506
Emily Pace 205-563-0673

EXHIBIT "A"

LOT: 11

BLOCK: _____

SURVEY: Altadena Acres


RECORDED IN MAP BOOK 51, PAGE 73 IN THE
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: E1

COMPATIBLE CITY ZONING: E2

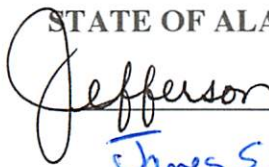
LEGAL DESCRIPTION (METES AND BOUNDS):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
 Emily Pace	Lot <u>11</u> Block _____ Survey <u>Altadena Acres</u>
	Lot <u>11</u> Block _____ Survey <u>Altadena Acres</u>
	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

 _____ COUNTY
James S. Pace

being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.



Signature of Certifier

Subscribed and sworn before me this the 16th day of April, 2013.





Notary Public

My commission expires **NOTARY PUBLIC STATE OF ALABAMA AT LARGE**
MY COMMISSION EXPIRES: Jan 21, 2015
BONDED THRU NOTARY PUBLIC UNDERWRITERS

EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

**1204 Montgomery Highway
Vestavia Hills AL 35216**

(To be completed by the City)

Date of Annexation Petition _____ Action Taken: Grant _____
Deny _____
Resolution: Date: _____ Number: _____
Overnight Ordinance: Date: _____ Number: _____
90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): James and Emily Pace
Address: 2615 April Dr
City: Birmingham State: AL Zip: 35243

Information on Children:

**Plan to Enroll In
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.	James Pace, III	4		✓	
2.	Jacob Pace	1		✓	
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes". Fall 2014

ORDINANCE NUMBER 2460

AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a certain petition signed by James and Emily Pace dated April 16, 2013, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

WHEREAS, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

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

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the

distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2615 April Drive
Lot 10, Altadena Acres
James and Emily Pace

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published in a newspaper of general circulation in the City of Vestavia Hills, Alabama.

APPROVED and ADOPTED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

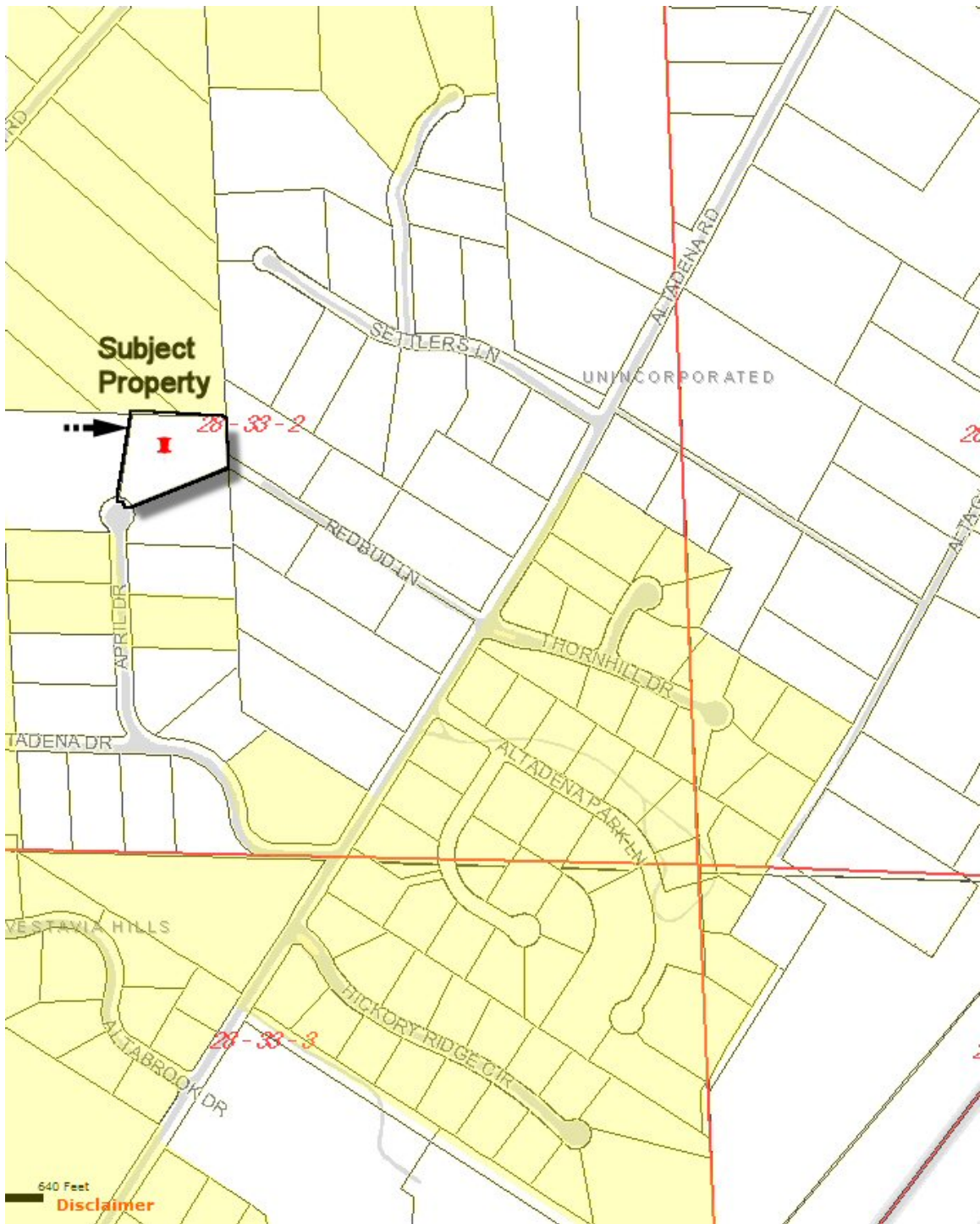
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2460 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



RESOLUTION NUMBER 4466

**A RESOLUTION PROPOSING THE ANNEXATION
OF CERTAIN TERRITORY TO THE CORPORATE
LIMITS OF THE CITY OF VESTAVIA HILLS,
ALABAMA.**

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated April 25, 2013, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 22nd day of July, 2013; and

WHEREAS, it would be to the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

WHEREAS, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

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

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 24th day of July, 2013.
2. That on the 28th day of October, 2013, in the Vestavia Hills Municipal Center, a public hearing will be held to determine the truths of the matter set forth in said petition

and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 4466 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2624 Altadena Road
David and Pamela Hultstrand, Owner(s)

More Particularly Described As Follows:

Estate No. 5, according to the Map of J.P. Westbrook Estates, recorded in Map Book 27, Page 14, in the Office of the Judge of Probate of Jefferson County, Alabama; more particularly described as follows:

Less and except: Part of Estate #5 according to the map and survey of J. P. Westbrook Estates as recorded in Map Book 27, Page 14, in the Probate Office of Jefferson County, Alabama, more particularly described as follows: Begin at the Northeast corner of said Estate #5 and run in a Northwesterly direction and along the Northeast boundary line of said Estate #5, a distance of 390 feet to the point of beginning; thence continue last described course in a Northwesterly direction a distance of 239.5 feet; thence turn left an angle of 90 degrees in a Southwesterly direction a distance of 200 feet; thence turn left an angle of 90 degrees in a Southeasterly direction and along the Southwest boundary line of said Estate #5 a distance of 239.5 feet; thence turn left an angle of 90 degrees in a Northeasterly direction a distance of 200 feet to the point of beginning.

Also Less and except: Part of Estate #5 according to the map and survey of J. P. Westbrook Estates as recorded in Map Book 27, Page 14, in the Probate Office of Jefferson County, Alabama, more particularly described as follows: Begin at the Northeast corner of said Estate #5, and run in a Northwesterly direction and along the Northeast boundary line of said Estate #5, a distance of 629.5 feet to the point of beginning; thence continue last described course in a Northwesterly direction a distance of

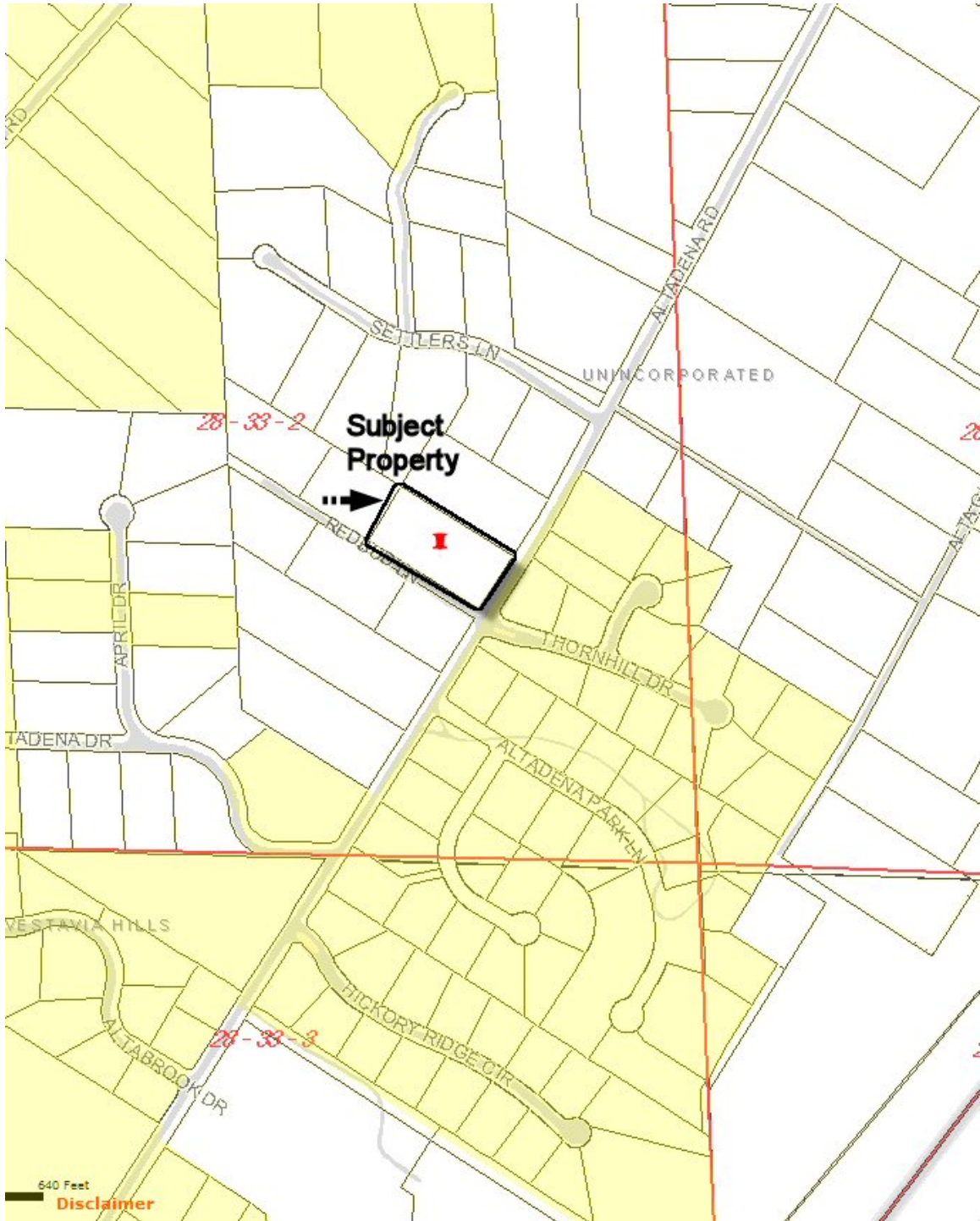
373.3 feet, more or less, to the Northwesterly corner of said Estate #5; thence turn left an angle of 124 degrees 55' in a Southerly direction and along the West boundary line of said Estate #5, a distance of 225.6 feet; thence turn left an angle of 55 degrees 05' in a Southeasterly direction a distance of 244.07 feet; thence turn left an angle of 90 degrees 00' in a Northeasterly direction a distance of 185.0 feet to the point of beginning.

APPROVED and ADOPTED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



Annexation Committee Petition Review

Property: 2624 Altadena Road

Owners: David W. Hultstrand

Date: 06-11-2013

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$347,400.00. Meets city criteria: Yes No
Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes n/a Number in city more than 50% area
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 2624 Altadena Road


8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ tbd _____ will be paid to offset costs associated with the annexation.
Yes No Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes No Comment _____

10. Are there any concerns from city departments?
Yes No Comments: _____

11. Information on children: Number in family 4; Plan to enroll in VH schools Yes No Comments: twins in VH Schools already

Other Comments: _____



George Pierce
Chairman

EXHIBIT "C"

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To Be completed by City Staff)

The following properties have requested to be annexed into the City. Please review this request and then forward it to the next department on the list as soon as is reasonably possible. Please forward completed form to the City Clerk's office not later than 5:00 PM on Thursday,

5/09/13

Location: 2624 Altadena Road

Engineering: Date: 5/10/13 Initials: CB

Comments: no problems noted

Police Department: Date: 5-13-13 Initials: [Signature]

Comments: _____

Fire Department: Date: 5/10/13 Initials: [Signature]

Comments: _____

Public Works: Date: 5/10/13 Initials: CB

Comments: see engineering

Serving the citizens of Jefferson County, Alabama

Tax Assessor - Parcel ID for Legal Information

Inquiries to Tax Assessor recordings

[Return to Electronic Courthouse Search Home](#)

Tax Assessor County Tax Inquiry - Tax Year - 2011-			
Mailing Address			
BEWLEY ROBERT J 2624 ALTADENA RD VESTAVIA AL / 352434502			
Site Address			
2624 ALTADENA RD 35243 Fire District (ESN): #504 ROCKY RIDGE F.D.			
Legal Discription			
PT ESTATE 5 J P WESTBOOK ESTS 27/14 DESC AS: BEG SE COR SD ESTATE 5 TH NE 185 FT TH NW 390 FT TH SW 200 FT TH SE 390			
Miscellaneous Information			
Section:	33	Parcel:	28-33-2-1-26-RR-3
Township:	18S	Map Book:	27
Range:	2W	Map Page:	14
Tax Year:	2011		
Land Value:	\$186300.00	Tax District:	002
Improvements Value:	\$161100.00	Sub District:	0
Total Value:	\$347400.00	Deed Book:	Not Available
		Deed Page:	Not Available
		Deed Date:	Not Available
Land Use Information			
Land Use One:	RESIDENCE-SINGLE FAMILY		
Land Use Two:	UNAVAILABLE		
Class One:	3		
Class Two:			

Disclaimer: All values are subject to change. If you feel that there is a technical error on the site, please [contact us](#). For general information, please call the office of interest:

The Board of Equalization (205) 325-5566
 Tax Assessor's Office (205) 325-5505
 Tax Collector's Office (205) 325-5500

April 30, 2013

Vestavia Hills City Council:

Our family moved to Vestavia Hills almost two years ago for a construction project with Robins and Morton. Prior to moving, we researched different cities in the Birmingham area to live and chose Vestavia Hills for the school system, location, and quality of life. What we experienced exceeded our expectations. We now have the opportunity through Robins and Morton to settle down for the first time and are very excited to live in Vestavia Hills. Our children are completing their second year in Vestavia Hills schools and love the opportunities that exist to excel. Through many hours spent helping in each of the schools, I must say I am impressed. Our children have also joined two different scout groups and have given many service hours to the community. Since our move here, we have found Vestavia Hills to be a community full of Christian families with good character values. This is the type of community we feel would benefit the way we want to raise our family.

We are currently in the process of buying the home and property at 2624 Altadena Road, Vestavia Hills, AL 35243. We have requested as part of the process that the current owner, Mr. Robert Bewley, begin paperwork for annexation to Vestavia Hills as it is currently in the Jefferson County tax district. We plan to close on the house by May 15, 2013 and continue with the annexation process as the new owners. We would like to continue living in Vestavia Hills in the home that we have chosen as we feel it fits our family best. Thank you for your consideration.

Sincerely,



David Hultstrand



Pamela Hultstrand

STATE OF ALABAMA

JEFFERSON COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: APRIL 25, 2013

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in JEFFERSON County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

Robert Bewley 205-317-1418

EXHIBIT "A"

LOT: # 6 ALTADENA ACRES
BLOCK: 51 page 73
SURVEY: _____

RECORDED IN MAP BOOK 27, PAGE 14 IN THE
PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: E 1

COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

File Number: 210015

Estate No. 5, according to the Map of J.P. Westbrook Estates, recorded in Map Book 27, Page 14, in the Office of the Judge of Probate of Jefferson County, Alabama.

Less and Except: Part of Estate #5 according to the map and survey of J. P. Westbrook Estates as recorded in Map Book 27, Page 14, in the Probate Office of Jefferson County, Alabama, more particularly described as follows: Begin at the Northeast corner of said Estate #5, and run in a Northwesterly direction and along the Northeast boundary line of said Estate #5, a distance of 390 feet to the point of beginning; thence continue last described course in a Northwesterly direction a distance of 239.5 feet; thence turn left an angle of 90° in a Southwesterly direction a distance of 200 feet; thence turn left an angle of 90° in a Southeasterly direction and along the Southwest boundary line of said Estate #5 a distance of 239.5 feet; thence turn left an angle of 90° in a Northeasterly direction a distance of 200 feet to the point of beginning.

ALSO Less and Except: Part of Estate #5 according to the map and survey of J.P. Westbrook Estates as recorded in Map Book 27, Page 14, in the Probate Office of Jefferson County, Alabama, more particularly described as follows: Begin at the Northeast corner of said Estate #5, and run in a Northwesterly direction and along the Northeast boundary line of said Estate #5, a distance of 629.5 feet to the point of beginning; thence continue last described course in a Northwesterly direction a distance of 373.3 feet, more or less, to the Northwesterly corner of said Estate #5; thence turn left an angle of 124° 55' in a Southerly direction and along the West boundary line of said Estate #5, a distance of 225.6 feet; thence turn left an angle of 55° 05' in a Southeasterly direction a distance of 244.07 feet; thence turn left an angle of 90° 00' in a Northeasterly direction a distance of 185.0 feet to the point of beginning.

LOT 4A
GARY & RAM WEST 51
MAP BOOK 216 P.

15' E.O.W. RECORDED IN
REAL VOL. 502 PAGE 27

235'

REBOUD LANE

15' E.O.W. OF-WAY RECORDED IN
REAL VOL. 502 PAGE 25

309.28'

FOUND CROSS
ON ROCK

FOUND 1" OPEN TOP

185.13'

90°00'38"

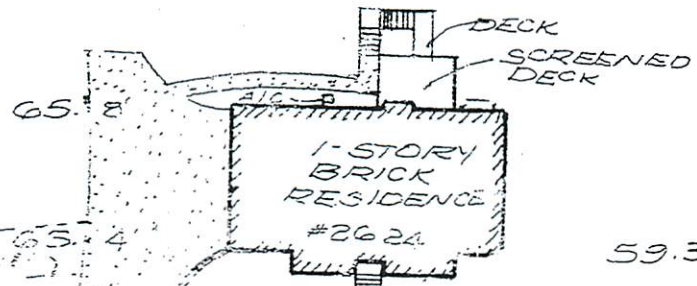
89°49'05"

FENCE O.
LINE

222'

156'

MEAS.
389.90'



89°50'23"

FENCE O.S
P.O.B.
FOUND 3"
ROPPED IRC

194.64'

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
<u>Robert D. Bewley</u>	<u># 6 Altadena Acres</u> Lot <u>51</u> Block <u>51</u> Survey <u>71</u>
_____	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

JEFFERSON COUNTY

Robert D. Bewley being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Robert D. Bewley
Signature of Certifier

Subscribed and sworn before me this the 27th day of APRIL, 2013.

[Signature]
Notary Public

My commission expires: 4/17/2016

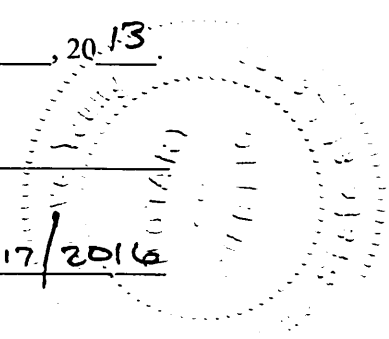


EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

1204 Montgomery Highway
Vestavia Hills AL 35216

(To be completed by the City)

Date of Annexation Petition _____ Action Taken: Grant _____
Deny _____
Resolution: Date: _____ Number: _____
Overnight Ordinance: Date: _____ Number: _____
90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): Robert Bewley
Address: 732 MONTGOMERY Hwy Suite 243
City: Vestavia Hills State: AL Zip: 35216

Information on Children:

**Plan to Enroll In
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.	Shannon Bewley	18	13		✓
2.	Robert Bewley	21	15		✓
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": _____

ORDINANCE NUMBER 2461

AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a certain petition signed by David and Pamela Hultstrand dated April 25, 2013, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

WHEREAS, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

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

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the

distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2624 Altadena Road
David and Pamela Hultstrand, Owner(s)

More Particularly Described As Follows:

Estate No. 5, according to the Map of J.P. Westbrook Estates, recorded in Map Book 27, Page 14, in the Office of the Judge of Probate of Jefferson County, Alabama; more particularly described as follows:

Less and except: Part of Estate #5 according to the map and survey of J. P. Westbrook Estates as recorded in Map Book 27, Page 14, in the Probate Office of Jefferson County, Alabama, more particularly described as follows: Begin at the Northeast corner of said Estate #5 and run in a Northwesterly direction and along the Northeast boundary line of said Estate #5, a distance of 390 feet to the point of beginning; thence continue last described course in a Northwesterly direction a distance of 239.5 feet; thence turn left an angle of 90 degrees in a Southwesterly direction a distance of 200 feet; thence turn left an angle of 90 degrees in a Southeasterly direction and along the Southwest boundary line of said Estate #5 a distance of 239.5 feet; thence turn left an angle of 90 degrees in a Northeasterly direction a distance of 200 feet to the point of beginning.

Also Less and except: Part of Estate #5 according to the map and survey of J. P. Westbrook Estates as recorded in Map Book 27, Page 14, in the Probate Office of Jefferson County, Alabama, more particularly described as follows: Begin at the Northeast corner of said Estate #5, and run in a Northwesterly direction and along the Northeast boundary line of said Estate #5, a distance of 629.5 feet to the point of beginning; thence continue last described course in a Northwesterly direction a distance of 373.3 feet, more or less, to the Northwesterly corner of said Estate #5; thence turn left an angle of 124 degrees 55' in a Southerly direction and along the West boundary line of said Estate #5, a distance of 225.6 feet; thence turn left an angle of 55 degrees 05' in a Southeasterly direction a distance of 244.07 feet; thence turn left an angle of 90 degrees 00' in a Northeasterly direction a distance of 185.0 feet to the point of beginning.

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate

Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published in a newspaper of general circulation in the City of Vestavia Hills, Alabama.

APPROVED and ADOPTED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

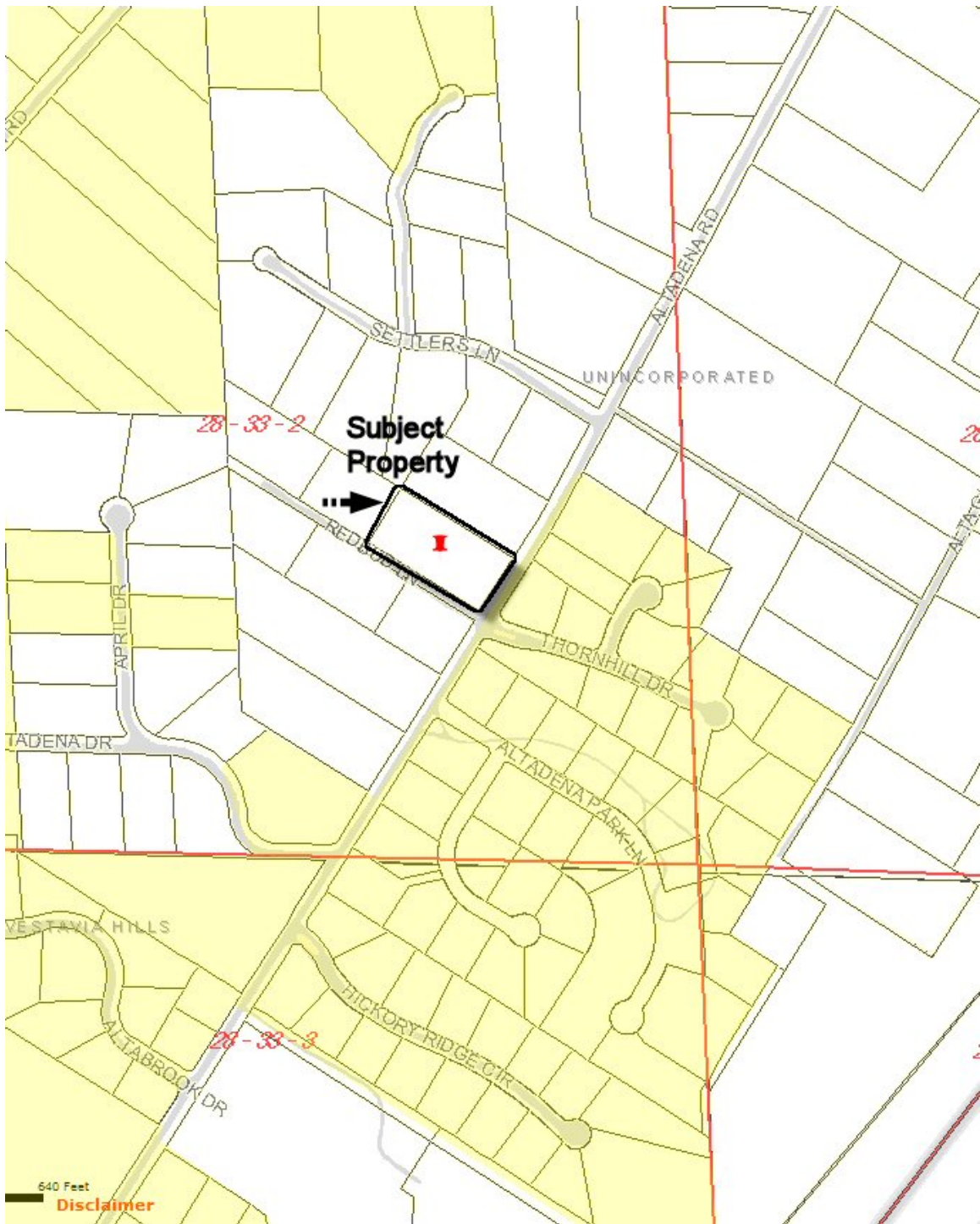
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2461 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



RESOLUTION NUMBER 4475

**A RESOLUTION ACCEPTING THE 2011-2012 AUDIT
FOR THE CITY OF VESTAVIA HILLS, ALABAMA**

WHEREAS, the audit for the fiscal year 2011-2012 has been submitted to the Mayor and the City Council for review; and

WHEREAS, the Mayor and the City Council feel it is in the best public interest to accept the audit performed by Carr, Riggs, and Ingram, LLC.

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

1. That the City Council wishes to accept the audit for the fiscal year 2011-2012; and
2. That a copy of the submitted audit be affixed to this resolution marked "Exhibit A."

ADOPTED and APPROVED this the 22nd day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

**CITY OF VESTAVIA HILLS
INTER-DEPARTMENT MEMORANDUM**

TO: Alberto Zaragoza, Mayor ✓
Jeffrey Downes, City Manager
City Council Members

FROM: Melvin Turner, III
Finance Director 

RE: Annual Audit Report – FYE 2012

DATE: July 16, 2013

Attached is a copy of the annual audit report for fiscal year ending September 30, 2012 and the auditing company's comments as they relate to the audit. Representatives from "Carr, Riggs & Ingram, LLC" are scheduled to be present at the next scheduled City Council meeting, Monday, July 22, 2013, to address any questions and/or concerns relative to the audit and/or report.



Carr, Riggs & Ingram, LLC
2100 16th Avenue South
Suite 300
Birmingham, Alabama 35205

July 12, 2013

Mailing Address:
P.O. Box 55765
Birmingham, Alabama 35255

To the City Council
City of Vestavia Hills
Vestavia Hills, Alabama

(205) 933-7822
(205) 933-7944 (fax)
www.cricpa.com

We have audited the financial statements of the governmental activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of the City of Vestavia Hills (the "City") for the year ended September 30, 2012. Professional standards require that we provide you with information about our responsibilities under generally accepted auditing standards (and, if applicable, *Government Auditing Standards* and OMB Circular A-133), as well as certain information related to the planned scope and timing of our audit. We have communicated such information in our letter to you dated July 24, 2012. Professional standards also require that we communicate to you the following information related to our audit.

Significant Audit Findings

Qualitative Aspects of Accounting Practices

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by the City of Vestavia Hills are described in Note 1 to the financial statements. No new accounting policies were adopted and the application of existing policies was not changed during 2012. We noted no transactions entered into by the governmental unit during the year for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected. The most sensitive estimates affecting the City's financial statements were:

Management's estimate of the liability to the Jefferson County Personnel Board is based on Jefferson County's estimate of actual amount due. We evaluated the key factors and assumptions used to develop the liability to the Jefferson County Personnel Board in determining that it is reasonable in relation to the financial statements taken as a whole.

Management's estimate of the liability for compensated absences is based on management's calculation. We evaluated the key factors and assumptions used to develop the liability for compensated absences in determining that it is reasonable in relation to the financial statements taken as a whole.

Certain financial statement disclosures are particularly sensitive because of their significance to financial statement users. The most sensitive disclosure affecting the financial statements was:

The disclosure of City's pension plan and post employment benefits other than pensions in Note 7 and Note 9, respectively, to the financial statements. These disclosures contain actuarial assumptions and valuations that may differ from actual results.

Difficulties Encountered in Performing the Audit

We encountered no significant difficulties in dealing with management in performing and completing our audit.

Corrected and Uncorrected Misstatements

Professional standards require us to accumulate all known and likely misstatements identified during the audit, other than those that are trivial, and communicate them to the appropriate level of management. Management has corrected all such misstatements. In addition, none of the misstatements detected as a result of audit procedures and corrected by management were material, either individually or in the aggregate, to each opinion unit's financial statements taken as a whole.

Disagreements with Management

For purposes of this letter, professional standards define a disagreement with management as a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no such disagreements arose during the course of our audit.

Management Representations

We have requested certain representations from management that are included in the management representation letter dated July 12, 2013.

Management Consultations with Other Independent Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the governmental unit's financial statements or a determination of the type of auditor's opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

Other Matters

With respect to the supplementary information accompanying the financial statements, we made certain inquiries of management and evaluated the form, content, and methods of preparing the information to determine that the information complies with accounting principles generally accepted in the United States of America, the method of preparing it has not changed from the prior period, and the information is appropriate and complete in relation to our audit of the financial statements. We compared and reconciled the supplementary information to the underlying accounting records used to prepare the financial statements or to the financial statements themselves.

Other Audit Findings or Issues

We generally discuss a variety of matters, including the application of accounting principles and auditing standards, with management each year prior to retention as the governmental unit's auditors. However, these discussions occurred in the normal course of our professional relationship and our responses were not a condition to our retention.

City of Vestavia Hills
July 12, 2013
Page 3

This information is intended solely for the use of the City Council and management of the City and is not intended to be and should not be used by anyone other than these specified parties.

Very truly yours,

Carr, Riggs & Ingram, L.L.C.

Carr, Riggs & Ingram, L.L.C.

City of Vestavia Hills, Alabama

Financial Statements

September 30, 2012

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Independent Auditors' Report

To the Mayor and City Council
City of Vestavia Hills
Vestavia Hills, Alabama

We have audited the accompanying financial statements of the governmental activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of City of Vestavia Hills, Alabama (the "City") as of and for the year ended September 30, 2012, which collectively comprise the City's basic financial statements as listed in the table of contents. These financial statements are the responsibility of the City's management. Our responsibility is to express opinions on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinions.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of the City, as of September 30, 2012, and the respective changes in financial position, thereof for the year then ended in conformity with accounting principles generally accepted in the United States of America.

In accordance with *Government Auditing Standards*, we have also issued our report dated July 12, 2013, on our consideration of the City's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be considered in assessing the results of our audit.

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and budgetary comparison information on pages 3.1 through 3.10 and 34 through 36 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary

information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the City's financial statements as a whole. The combining fund financial statements are presented for purposes of additional analysis and are not a required part of the basic financial statements. The accompanying schedule of expenditures of federal awards is presented for purposes of additional analysis as required by U.S. Office of Management and Budget Circular A-133, *Audits of States, Local Governments, and Non-Profit Organizations*, and is also not a required part of the financial statements. The combining fund financial statements and the schedule of expenditures of federal awards are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the financial statements. The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the information is fairly stated in all material respects in relation to the financial statements as a whole.

Carr, Riggs & Ingram, L.L.C.

Birmingham, Alabama
July 12, 2013

City of Vestavia Hills
Management's Discussion & Analysis (MD&A)
September 30, 2012

The City of Vestavia Hills' Management Discussion and Analysis report provides an overview of the City's financial activities for fiscal year ended September 30, 2012. Please read the report in conjunction with the City's financial statements and notes to the financial statements that immediately follow this analysis.

Financial Highlights: Significant Items to Note

- ❖ The assets of the City exceeded the liabilities at the close of the 2012 fiscal year by \$93.4 million (net assets).
- ❖ The City's net assets increased 7.9% (\$6.9 million) in the 2012 fiscal year.
- ❖ The total cost of the City's programs for the 2012 fiscal year was \$33.1 million. The net cost was \$26.8 million after subtracting grants and charges for services.
- ❖ The General Fund revenues received during the 2012 fiscal year exceeded expenditures by \$2.03 million.
- ❖ At the end of the 2012 fiscal year, the general fund unassigned fund balance, excluding the City's committed funds for economic stabilization fund balance of \$7 million, was \$4.4 million, or 16% of the total general fund operating expenses before debt service.
- ❖ Major capital expenditures for the 2012 fiscal year totaled \$3.2 million including \$1.5 million for projects in progress and \$1.7 million for completed projects.
- ❖ The City decreased its outstanding General Obligation Warrants by \$3.2 million.

Using the Annual Financial Report - An Overview for the User

The annual financial report consists of five parts - *management's discussion and analysis* (this section), the *independent auditors' report*, the *basic financial statements, required supplementary information*, and *other supplementary information*.

The City's basic financial statements are comprised of three components: 1) *government-wide financial statements*, 2) *fund financial statements*, and 3) *notes to the basic financial statements*.

Government-Wide Financial Statements - The focus of these statements is to provide readers with a broad overview of the City's finances as a whole, similar to a private-sector business, instead of an individual fund basis.

Government-wide statements report both long-term and short-term information about the City's overall financial status including the capitalization of capital assets and depreciation of all exhaustible capital assets and the outstanding balances of long-term debt and other obligations. These statements report all assets and liabilities perpetuated by these activities using the accrual basis of accounting. The accrual basis takes into account all of the City's current year's revenues and expenses regardless of when cash is

received or paid. This approach moves the financial reporting method for governmental entities closer to the financial reporting methods used in the private sector.

The following *government-wide financial statements* report is on all of the governmental activities of the City as a whole.

The *statement of net assets* (on page 4) is most closely related to a balance sheet. It presents information on all of the City's assets (what it owns) and liabilities (what it owes), with the difference between the two reported as net assets. The net assets reported in this statement represent the accumulation of changes in net assets for the current fiscal year and all fiscal years in the past combined. Over time, the increase or decrease in net assets reported in this statement may serve as a useful indicator of whether the financial position of the City is improving or deteriorating.

The *statement of activities* (on page 5) is most closely related to an income statement. It presents information showing how the City's net assets changed during the current fiscal year only. All of the current year's revenues and expenses are accounted for in the *statement of activities* regardless of when cash is received or paid. This statement shows gross expenses and offsetting program revenues to arrive at net cost information for each major expense function or activity of the City. By showing the change in net assets for the year, the reader may be able to determine whether the City's financial position has improved or deteriorated over the course of the current fiscal year.

However, the reader will also need to consider non-financial factors, such as changes in the City's property tax base and the condition of the City's infrastructure assets, in order to assess the overall health of the City.

Fund Financial Statements - A fund is a grouping of related accounts that is used to maintain control over resources that have been segregated for specific activities or objectives. The City uses fund accounting to ensure and demonstrate compliance with finance-related legal and internal requirements. All of the funds of the City can be classified as governmental funds.

Governmental Funds - Governmental *fund financial statements* begin on page 6. These statements account for basically the same governmental activities reported in the *government-wide financial statements*. *Fund financial statements* presented herein display information on each of the City's most important governmental funds or *major funds*. This is required in order to better assess the City's accountability for significant governmental programs or certain dedicated revenue. The City's *major funds* are the General Fund, the Debt Service Fund, the Capital Projects Fund, and the 7 Cent Gas Tax Fund.

The *Fund Financial Statements* are measured on the modified-accrual basis of accounting. As a result, the *fund financial statements* focus more on the near term use and availability of spendable resources. The information provided in these statements is useful in determining the City's immediate financial needs. This is in contrast to the accrual-based *government-wide financial statements*, which focus more on overall long-term availability of spendable resources. The relationship between governmental

activities reported in the *government-wide financial statements* and the governmental funds reported in the *fund financial statements* are reconciled on pages 7 and 9 of these financial statements. These reconciliations are useful to readers in understanding the long-term impact of the City's short-term financing decisions.

Notes to the Basic Financial Statements - The *notes to the basic financial statements* provide additional information that is essential for the statements to fairly represent the City's financial position and its operations. The notes contain important information that is not part of the basic financial statements. However, the notes are an integral part of the statements, not an appendage to them. The *notes to the basic financial statements* begin on page 11 in this section.

After the presentation of the basic financial statements, the *required supplementary information* is presented following the notes to the basic financial statements. The *required supplementary information* beginning on page 34 provides a comparison of the adopted budget of the City's General Fund to the actual operating results for the fiscal year. The comparison of this data allows users to assess management's ability to project and plan for its operations throughout the year.

Analysis of the City of Vestavia Hills' Overall Financial Position

As indicated earlier, net assets may serve over time as a useful indicator of a government's financial position. Refer to *Table 1* when reading the following analysis of net assets.

Table 1: Summary of Net Assets

	As of September 30, (dollars in thousands)	
	<u>2012</u>	<u>2011</u>
Assets:		
Current and other assets	\$ 25,062	\$ 20,126
Capital assets	<u>113,056</u>	<u>112,550</u>
Total Assets	<u>138,118</u>	<u>132,676</u>
Liabilities:		
Other liabilities	3,101	2,511
Long-term liabilities	<u>41,611</u>	<u>43,627</u>
Total Liabilities	<u>44,712</u>	<u>46,138</u>
Net assets:		
Invested in capital assets, (net of related debt)	84,444	79,543
Restricted	205	308
Unrestricted	<u>8,757</u>	<u>6,687</u>
Total Net Assets	<u>\$ 93,406</u>	<u>\$ 86,538</u>

The City's assets exceeded liabilities by \$93.4 million at September 30, 2012.

Net assets invested in capital assets of \$84.4 million reflect the City's investment in capital assets (e.g., land, infrastructure, buildings, improvements other than buildings, fixtures, furniture, equipment and transportation equipment), less accumulated depreciation and debt related to the acquisition of the assets. Since these capital assets are used in governmental activities, this portion of net assets is not available for future spending or funding of operations.

Restricted net assets in the amount of \$205,000 represent the net assets of the Four, Five and Seven Cent State Shared Gasoline Tax Funds. These net assets have been restricted by enabling legislation. Unrestricted net assets of \$8,757,000 may be used at the City's discretion to meet ongoing obligations to citizens and creditors and for future operations. Additionally, the unrestricted assets include funds established in fiscal 2009 designated for "Other Post Employment Benefits" (OPEB) Actuarial Trust fund of \$97,600 (net of current liability \$27,000) and the general insurance and worker's compensation fund of \$56,400 (net of current liability \$500).

Analysis of the City of Vestavia Hills' Operating Results

The results of this fiscal year's operations as a whole are reported in detail in the *Statement of Activities* on page 5. *Table 2* below condenses the results of operations for the fiscal year into a format where the reader can easily see the total revenues of the City for the year. It also shows the impact that operations had on changes in net assets as of September 30, 2012 and 2011.

Table 2: Summary of Changes in Net Assets

	Fiscal Year Ended September 30, (dollars in thousands)	
	2012	2011
Program Revenues:		
Charges for services	\$ 5,116	\$ 4,619
Operating grants/contributions	331	969
Capital grants/contributions	894	810
General Revenues:		
Taxes	27,679	25,391
Utility franchise fees	2,559	2,441
Investment earnings	80	113
Interest on notes receivable	51	87
Other	109	122
Sale of assets	2,564	-
Donations	25	31
Donated infrastructure assets	565	63
Total Revenues	<u>39,973</u>	<u>34,646</u>
Program Expenses:		
General government	5,069	4,588
Public safety	14,964	14,925

Public works	5,990	5,567
Library	2,186	1,956
Parks & recreation	3,222	2,915
Interest on long term debt	1,675	1,880
Total Expenses	<u>33,106</u>	<u>31,831</u>
Change in net assets	6,867	2,815
Net Assets, beginning	<u>86,539</u>	<u>83,724</u>
Net Assets, ending	<u>\$ 93,406</u>	<u>\$ 86,539</u>

The City's revenues, excluding donated infrastructure assets and donated property, which do not provide spendable funds, increased 14% (\$4,831,000). The increase resulted from several revenue categories which are as follows: 9% (\$2,288,000) in taxes, 100% (\$2,564,000) in gain on sale of assets, 10.8% (\$497,000) in charges for services, 4.8% (\$118,000) in utility franchise fees and 10.4% (\$84,000) in capital grants/contributions. The revenue increase was partially offset by a decrease in several revenue categories, principally by a 65.8% (\$638,000) decrease in operating grants/contributions, 41.4% (\$36,000) decrease in interest on notes receivable (Board of Education warrants) and 29.2% (\$33,000) decrease in investment earnings.

The tax revenue increase was primarily due to a 15.7% (\$1,629,000) increase in sales taxes resulting from an increase in reported sales by businesses and an audit of an existing business which identified additional sales taxes and 3.5% (\$462,055) increase in advalorem taxes resulting from an appreciation of assessed values of properties located within the City of Vestavia Hills. The gain on sale of assets resulted from the sale of 16 acres of city property, Patchwork Farm.

The City's program expenses increased 4.0% (\$1,270,000). The increase resulted principally from increases in depreciation expense \$366,100, street paving \$307,200, debt issuance cost \$182,600, administrative personnel cost \$143,200, Jefferson County Personnel Board fees \$129,500, street maintenance cost \$121,700, Jefferson County reappraisal fees \$110,300 and legal fees \$103,000. The City program expense increases were partially offset by reductions in interest on long-term debt \$205,100, unanticipated expenses \$176,700 and professional consultant fees \$174,100.

Table 3 is a condensed statement taken from the Statement of Activities on page 5 showing the total cost for providing services for six major City activities. Total cost of services is compared to the net cost of providing these services. The net cost of services is the remaining cost of services after subtracting grants and charges for services that the City used to offset the program's total cost. In other words, the net cost shows the financial burden that was placed on all taxpayers for each of these activities. This information allows citizens to consider the cost of each program in comparison to the benefits provided.

Table 3: Net Cost of Government-Wide Activities

	Fiscal Year Ended September 30, 2012 (dollars in thousands)	
	<u>Total Cost of Services</u>	<u>Net Cost of Services</u>
General government administration	\$ 5,069	\$ 1,994
Public safety	14,964	14,053
Public works	5,990	4,241
Library	2,186	2,020
Parks and recreation	3,222	2,782
Interest on long term debt	1,675	1,675
Total	<u>\$ 33,106</u>	<u>\$ 26,765</u>

Performance of City Funds

As noted earlier, the City uses fund accounting to control and manage resources in order to ensure compliance with finance-related legal and internal requirements. Using funds to account for resources for particular purposes helps the reader to determine the City's accountability for these resources whether provided by taxpayers and other entities, and to help to provide more insight into the City's overall financial health. The following analysis of the City's funds should be read in reference to the *fund financial statements* that begin on page 6.

Governmental Funds - The focus of the City's governmental funds is to provide information on near-term inflows, outflows, and balances of available resources. Such information is useful in assessing the City's financial requirements (Note: the reconciliation statement between the *fund financial statements* and the *government-wide financial statements* are presented on pages 7 and 9). At the end of the fiscal year, the City's governmental funds reported a combined fund balance of \$20.7 million, which includes a \$7.0 million committed fund balance to be used for economic stabilization in the event of an unforeseen emergency and \$4.4 million of unassigned general fund balance which is available for future needs.

Budgetary Highlights of the General Fund

On or before October 1 of each year, the Mayor prepares and submits an annual budget to be adopted by the City Council. The fiscal 2012 budget was adopted September 26, 2011. The comparison of the general fund budget to the actual results is detailed in the "Statement of Revenues, Expenditures and Changes in Fund Balances - Budget and Actual" on page 34. The City's actual results as compared to the City's budget can be briefly summarized as follows:

- ❖ Actual revenues exceeded budget by \$3,431,000 or 11.4%. Other revenues were under budget totaling \$109,000; however, the decrease was offset due to taxes, licenses and permits, charges for services, fines and forfeitures, fees, grants, proceeds from sale of assets and investment revenues exceeding budget totaling \$3,540,000.

- ❖ Actual expenditures exceeded budget by \$1,024,000 or 4.0%. Public safety, library and public works were under budget totaling \$346,000; however, the decrease was offset due to expenditures exceeding budget in general government administration, capital outlay and parks and recreation totaling \$1,369,000. General government administration, capital outlay and parks and recreation expenditures exceeded budget primarily due to unanticipated debris cleanup resulting from inclement weather, higher than anticipated costs for property reappraisal, legal representation and utilities. Public safety, library and public works were below budget primarily due to lower salaries, payroll taxes and fringe benefits costs resulting from budgeted but unfilled positions.

Capital Assets and Debt Administration

Capital Assets - The City's investment in capital assets for governmental activities for the year ended September 30, 2012, amounted to \$84.4 million, net of accumulated depreciation and debt related to the acquisition of the assets. The City's investment in capital assets, which includes land, land improvements, infrastructure, buildings and improvements, fixtures, equipment, vehicles and furniture at actual or estimated historical cost, equipment under capital lease, and construction in progress, is shown in *Table 4*. Assets are presented net of accumulated depreciation.

Table 4: Capital Assets (net of accumulated depreciation)

	Fiscal Year Ended September 30, (dollars in thousands)	
	2012	2011
Land	\$ 21,862	\$ 21,742
Land/Infrastructure	49,084	48,520
Construction-in-progress	1,826	369
Buildings	11,681	12,270
Improvements	6,330	5,758
Recreational facilities	10,877	12,223
Vehicular equipment	1,445	1,788
Equipment and fixtures	3,651	2,431
Books	700	696
Infrastructure	5,600	6,753
Capital assets, net of depreciation	\$ <u>113,056</u>	\$ <u>112,550</u>

Additions to capital assets during the current year included the following:

Donated Infrastructure assets (streets)	\$ 122
Construction-in-progress projects (includes sidewalk design and construction)	1,457
Buildings	84

Land	684
Vehicles	702
Equipment, furniture & fixtures	411
Computer equipment and software	100
Library books & Artwork	181
	\$ 3,741

Long-Term Debt - At year-end, the City had \$40.4 million in general obligation warrants, capital lease contracts payable and other long-term debt outstanding. This is a decrease of 7.42% in debt from last year, as shown in *Table 5* below.

Table 5: Outstanding Debt

As of September 30, 2012
(dollars in thousands)

	<u>Beginning Balance</u>	<u>Net Change</u>	<u>Ending Balance</u>
Governmental activities:			
Warrants payable	\$ 41,605	\$ (3,205)	\$ 38,400
Capital leases	206	231	437
Compensated absences	1,814	(262)	1,552
	\$ 43,625	\$ (3,236)	\$ 40,389

While the \$38.4 million of General Obligation Warrants are a legal obligation of the City, it is important to note that due to a funding agreement with the Vestavia Hills Board of Education, the City is obligated for future debt service on only \$37.6 million of this debt. The Vestavia Hills Board of Education pays debt service on the remaining \$.78 million of the outstanding Warrants issued by the City in 2001 for the benefit of the Board of Education.

Long-term debt activity for the year consisted of the following:

- ❖ The City reduced its General Obligation Warrants by \$14.2 million but added an additional \$11 million in General Obligation Warrants (Series 2012) for a net reduction of \$3.2 million. The proceeds of the Warrants shall be applied for the purposes of (1) refunding certain outstanding long-term indebtedness of the City (Series 2001A, 2002A and 2002B) and (2) paying issuance expenses of the Warrants.
- ❖ The net increase in the capital leases liability resulted from the purchase of vehicles for the fire and police departments less current year principal payments. The long-term liability in compensated absences decreased due to retirements and transfers of personnel.

- ❖ A favorable bond rating facilitates the City’s ability to meet financial obligations. Moody’s Investors Service and Fitch Ratings assigned the City of Vestavia Hills a rating of Aa1 and AA+ in 2012, respectively.

Economic Factors and Next Year’s Budget

Ad Valorem Tax – The City’s ad valorem tax is based on an annual reassessment of real property. Over the previous five years, ad valorem taxes have shown some volatility resulting from the nationwide slump in housing and the related credit crunch arising from sub-prime lending and local area tornadoes that severely damaged and/or destroyed local residence and businesses. The corresponding annual percentage changes are reflected below.

Ad Valorem Taxes - Real			
<u>Fiscal Year</u>	<u>Collection</u>	<u>Variance</u>	<u>% Change</u>
2007	\$ 10,283,376	-	-
2008	11,647,458	1,364,082	13.26%
2009	12,235,165	587,707	5.05%
2010	12,065,106	(170,059)	-1.39%
2011	11,860,083	(205,023)	-1.70%
2012	12,246,789	386,706	3.26%

Personnel Administration Costs – The City’s personnel administration is provided by the Personnel Board of Jefferson County (PBJC). Participating municipalities pay an annual fee based on the number of classified employees employed by the municipality times a percentage of the PBJC’s operating budget. Over the last decade, the city’s annual fees have been extremely volatile, ranging from an increase of 157% to a decrease of 44%. The volatility is attributed to the 1981 Federal Consent Decree issued in connection with litigation over hiring practices and the PBJC facilities and computer software and equipment upgrades. These expenses were shared by participating municipalities.

Medical Costs – Employee health insurance is provided through the State of Alabama Insurance Board. The City of Vestavia Hills retained its preferred insurance classification rating resulting from minimal medical claims and employees’ participation in the State of Alabama Wellness Screening Program. Subsequently, there was no increase in the City’s insurance premium for fiscal 2012 and no increase was proposed for fiscal 2013.

Retirement Costs –The City’s retirement program for employees is provided through the Retirement System of Alabama (RSA). Economic and market conditions in recent years resulted in increases in the City’s required contribution to the program. In an effort to slow the rising costs for participating municipalities, RSA placed a two year hold on the “employer contribution factor”, setting Vestavia Hills’ factor at 10.56% for fiscal 2011 and 2012, a budgeted contribution of \$1.45 million. This amount is expected to increase in fiscal 2013.

Cost-of-Living Raise – A cost of living adjustment was not included in the 2011-2012 fiscal budget.

Patchwork Farms – Life Time Fitness constructed and opened a 103,000 sq. ft. facility. Currently, there are over 4,000 members enrolled.

Seven acres were sold to Northport Holding; they anticipate constructing a 120-bed skilled nursing facility.

The City has also entered into a contract with MedVest, LLC to purchase 7 acres located within Patchwork Farms.

Sicard Hollow Playing Fields – The City of Vestavia Hills constructed four artificial turf playing fields, which have greatly reduced the cancellation of games. The natural fields were worn due to the constant repeated use/activities. The artificial turf playing fields have aided in the revitalization of the natural fields.

City Hall – We are tentatively planning to sell the current city hall with anticipation of constructing a new facility at an alternate location.

Sidewalks – The City has constructed 12.1 miles of sidewalks, with an additional 1.5 miles under construction. We were awarded and received a “Safe Routes to School” grant that will offset the costs of these projects.

Contacting the City’s Financial Management

This financial report is designed to provide citizens, taxpayers, investors, and creditors with a general overview of the City's finances and to show the City's accountability for the money it receives. If you have any questions about this report or need additional financial information, contact Melvin Turner, III, Finance Director - City of Vestavia Hills, 513 Montgomery Highway, Vestavia Hills, AL 35216, or by calling (205) 978-0128, Monday through Friday, 8:00 a.m. to 5:00 p.m., Central Standard Time.

City of Vestavia Hills, Alabama

Government-wide Statement of Net Assets

<i>September 30, 2012</i>	Primary	Component Units	
	Governmental Activities	Library Foundation	Park and Recreation Foundation
Assets			
Cash and temporary investments	\$ 19,502,256	\$ 157,261	\$ 120,087
Cash - restricted	554,963	-	-
Investments	-	-	395,106
Receivables	3,327,141	-	28,000
Inventory	25,291	-	-
Prepaid expenses	195,595	-	-
Notes receivable and related accrued interest	781,458	-	-
Deferred bond issuance charges, net	675,609	-	-
Land	70,945,548	-	-
Construction in progress	1,825,648	-	-
Capital assets, net of accumulated depreciation	40,284,506	-	-
Total assets	138,118,015	157,261	543,193
Liabilities			
Accounts payable	2,349,711	-	-
Court and performance bonds payable	554,963	-	-
Accrued interest payable	196,669	-	-
Noncurrent liabilities			
Due within one year:			
Compensated absences	273,963	-	-
Warrants payable, net	2,815,000	-	-
Obligation due under long-term capital leases	177,227	-	-
Due in more than one year:			
Compensated absences	1,552,460	-	-
Warrants payable, net	36,532,376	-	-
Obligation due under long-term capital leases	259,989	-	-
Total liabilities	44,712,358	-	-
Net assets			
Investment in property and equipment (net of related debt)	84,444,055	-	-
Restricted	204,947	-	-
Unrestricted	8,756,655	157,261	543,193
Total net assets	\$ 93,405,657	\$ 157,261	\$ 543,193

See accompanying notes to basic financial statements.

City of Vestavia Hills, Alabama

Government-wide Statement of Activities

Year ended September 30, 2012

Program Activities	Expenses	Program Revenues		
		Fees, Fines and Charges for Services	Operating Grants and Contributions	Capital Grants and Contributions
Primary government				
Governmental activities:				
General government administration	\$ 5,069,656	\$ 2,788,036	\$ -	\$ 287,495
Public safety	14,964,407	624,524	286,488	5
Public works	5,989,787	1,163,939	22,706	562,536
Library	2,185,729	99,650	22,159	43,655
Parks and recreation	3,222,380	439,981	-	-
Interest on long-term debt	1,674,555	-	-	-
Total primary government	\$ 33,106,514	\$ 5,116,130	\$ 331,353	\$ 893,691
Component units				
Library Foundation	\$ 2,697	\$ -	\$ -	\$ 70,218
Park and Recreation Foundation	121,192	-	-	265,382
Total component units	\$ 123,889	\$ -	\$ -	\$ 335,600

General revenues:

Taxes:

Ad Valorem (real and personal property)

Sales and use

Other taxes

Utility franchise fees

Investment earnings

Interest on notes receivable

Donations

Donated infrastructure assets

Miscellaneous

Sale of assets

Net assets at beginning of year

Net assets at end of year

Net (Expense) Revenue and Changes in Net Assets

Primary			
Government		Component Units	
Total	Library Foundation	Park and Recreation Foundation	
\$ (1,994,125)	\$ -	\$ -	
(14,053,390)	-	-	
(4,240,606)	-	-	
(2,020,265)	-	-	
(2,782,399)	-	-	
(1,674,555)	-	-	
(26,765,340)	-	-	
-	67,521	-	
-	-	144,190	
-	67,521	144,190	
13,646,041	-	-	
12,021,313	-	-	
2,011,551	-	-	
2,559,254	-	-	
79,989	-	-	
51,000	-	-	
25,414	-	-	
564,811	-	-	
108,491	-	-	
2,564,412	-	-	
33,632,276	-	-	
6,866,936	67,521	144,190	
86,538,721	89,740	399,003	
\$ 93,405,657	\$ 157,261	\$ 543,193	

City of Vestavia Hills, Alabama
Governmental Funds Balance Sheet

<i>September 30, 2012</i>	General	Debt Service	Capital Projects
Assets			
Cash and temporary investments	\$ 10,785,737	\$ 300,000	\$ 7,645,712
Cash - restricted	554,963	-	-
Accounts receivable, net of allowance for uncollectibles	2,771,944	-	442,643
Inventory	25,291	-	-
Prepaid expenses	195,595	-	-
Interfund receivables	-	-	-
Total assets	\$ 14,333,530	\$ 300,000	\$ 8,088,355
Liabilities			
Accounts payable	\$ 2,252,201	\$ -	\$ 304,880
Interfund payables	-	-	-
Total liabilities	2,252,201	-	304,880
Fund balance			
Nonspendable	220,886	-	-
Restricted for:			
Road maintenance	-	-	-
Debt service requirement	-	300,000	-
Committed to:			
Capital projects	-	-	6,523,688
Emergency reserve	7,009,773	-	-
Assigned	500,000	-	1,259,787
Unassigned	4,350,670	-	-
Total fund balance	12,081,329	300,000	7,783,475
Total liabilities and fund balance	\$ 14,333,530	\$ 300,000	\$ 8,088,355

See accompanying notes to basic financial statements.

7 Cent Gas Tax Fund	Other Governmental Funds	Total Governmental Funds
\$ 493,984	\$ 276,823	\$ 19,502,256
-	-	554,963
30,431	82,123	3,327,141
-	-	25,291
-	-	195,595
26,517	-	26,517
<u>\$ 550,932</u>	<u>\$ 358,946</u>	<u>\$ 23,631,763</u>
\$ 345,985	\$ 1,608	\$ 2,904,674
-	26,517	26,517
<u>345,985</u>	<u>28,125</u>	<u>2,931,191</u>
-	-	220,886
204,947	-	204,947
-	-	300,000
-	-	6,523,688
-	-	7,009,773
-	330,821	2,090,608
-	-	4,350,670
<u>204,947</u>	<u>330,821</u>	<u>20,700,572</u>
<u>\$ 550,932</u>	<u>\$ 358,946</u>	<u>\$ 23,631,763</u>

City of Vestavia Hills, Alabama

Reconciliation of the Governmental Funds Balance Sheet
to the Statement of Net Assets

September 30, 2012

Fund balance - total governmental funds \$ 20,700,572

Amounts reported for governmental activities in the statement of net assets are different because:

Long-term receivables are not due and payable in the current period and therefore, they are not reported in the governmental funds balance sheet.

Due from Vestavia Hills Board of Education	781,458
--	---------

Deferred items related to debt issuance used in governmental activities are not current financial resources and therefore are not reported in the governmental funds balance sheet.

675,609

Capital assets used in governmental activities are not current financial resources and therefore are not reported in the governmental funds balance sheet.

Governmental capital assets	\$ 145,195,891	
Accumulated depreciation	<u>(32,140,189)</u>	113,055,702

Long-term liabilities are not due and payable in the current period and therefore, they are not reported in the governmental funds balance sheet.

Warrants payable, net	(39,347,376)	
Compensated absences	(1,826,423)	
Accrued interest payable	(196,669)	
Capital lease payable	<u>(437,216)</u>	<u>(41,807,684)</u>

Net assets of governmental activities **\$ 93,405,657**

Statement of Revenues, Expenditures, and Changes in Fund Balances
Governmental Funds

Year ended September 30, 2012

	General	Debt Service	Capital Projects	7 Cent Gas Tax Fund	Other Governmental Funds	Total Governmental Funds
Revenues						
Taxes	\$ 25,735,984	\$ -	\$ -	\$ 604,948	\$ 718,919	\$ 27,059,851
Licenses and permits	3,460,171	-	-	-	-	3,460,171
Intergovernmental	-	-	-	321,249	297,804	619,053
Charges for services	439,981	-	-	-	-	439,981
Fines and forfeitures	262,232	-	-	-	162,394	424,626
Fees	2,673,266	-	-	-	-	2,673,266
Grants	252,931	-	949,834	-	20,109	1,222,874
Proceeds from sale of assets	28,655	-	2,540,865	-	-	2,569,520
Investment revenues	59,907	-	19,143	624	315	79,989
Library revenues	-	-	-	-	76,820	76,820
Other revenues	522,033	105,367	80,659	-	-	708,059
Total revenues	33,435,160	105,367	3,590,501	926,821	1,276,361	39,334,210
Expenditures						
Current (operating):						
General government administration	4,710,695	188,471	81	-	118,732	5,017,979
Public safety	13,547,052	-	28,472	-	989,232	14,564,756
Public works	4,012,654	-	-	1,012,804	299,844	5,325,302
Library	1,250,306	-	-	-	54,459	1,304,765
Parks and recreation	2,325,325	-	-	-	-	2,325,325
Debt service	-	4,473,984	-	-	-	4,473,984
Capital outlay	637,294	-	2,519,284	17,568	1,800	3,175,946
Total expenditures	26,483,326	4,662,455	2,547,837	1,030,372	1,464,067	36,188,057
Excess of revenues over (under) expenditures	6,951,834	(4,557,088)	1,042,664	(103,551)	(187,706)	3,146,153
Other financing sources (uses)						
Received by City for debt repayment	-	792,125	-	-	-	792,125
Donations	28,537	-	-	-	-	28,537
Operating transfers in	-	3,638,829	1,477,082	-	265,557	5,381,468
Operating transfers out	(5,381,447)	-	-	-	(21)	(5,381,468)
Other financing sources - proceeds of capital lease	426,856	-	-	-	-	426,856
Other financing uses - refunded bonds redeemed	-	(11,555,000)	-	-	-	(11,555,000)
Other financing sources - proceeds of refunding bonds	-	11,000,000	-	-	-	11,000,000
Other financing sources - original issuance premium	-	980,044	-	-	-	980,044
Total other financing sources (uses)	(4,926,054)	4,855,998	1,477,082	-	265,536	1,672,562
Excess of revenues and other financing sources over (under) expenditures and other uses	2,025,780	298,910	2,519,746	(103,551)	77,830	4,818,715
Fund balance, beginning of year	10,055,549	1,090	5,263,729	308,498	252,991	15,881,857
Fund balance, end of year	\$ 12,081,329	\$ 300,000	\$ 7,783,475	\$ 204,947	\$ 330,821	\$ 20,700,572

See accompanying notes to basic financial statements.

City of Vestavia Hills, Alabama

Reconciliation of the Statement of Revenues, Expenditures, and
Changes in Fund Balances of Governmental Funds to the
Government-wide Statement of Activities

September 30, 2012

Net change in fund balances - total governmental funds		\$ 4,818,715
Amounts reported for governmental activities in the statement of activities are different because:		
Governmental funds report capital outlays as expenditures. However, in the government-wide statement of activities, the cost of those assets is allocated over their estimated useful lives as depreciation expense.		
Expenditures for capital assets	\$ 3,175,946	
Less current year depreciation	<u>(3,229,618)</u>	(53,672)
Some revenues reported in the government-wide statement of activities do not provide current financial resources and therefore are not reported as revenues in the governmental funds.		
Change in accrued interest receivable on notes from Board of Education		(6,125)
The net effect of transactions involving the sale of capital assets is to decrease net assets.		(5,108)
The effect of donated infrastructure assets is to increase net assets.		564,811
The issuance of long-term debt provides current financial resources to governmental funds, but the issuance of the debt increases long-term liabilities in the government-wide statement of net assets.		(12,406,900)
Repayment of bond principal is an expenditure in the governmental funds, but the repayment reduces long-term liabilities in the statement of net assets.		14,205,000
Principal payments on warrants paid by the Board of Education are reported as revenue in the governmental funds, but are reductions of notes receivable in the government-wide statement of activities.		(735,000)
Some expenses reported in the government-wide statement of activities do not require the use of current financial resources and therefore are not reported as expenditures in governmental funds.		
Change in long-term compensated absences	\$ (12,288)	
Change in accrued interest payable	111,838	
Change in long-term debt (capital lease)	196,133	
Change in deferred items related to debt issuance	<u>189,532</u>	485,215
Change in net assets of governmental activities		<u>\$ 6,866,936</u>

See accompanying notes to basic financial statements.

City of Vestavia Hills, Alabama
Notes to Financial Statements Index

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NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The City of Vestavia Hills, Alabama (the “City”) was incorporated on November 8, 1950. The City operates under a Mayor-Council form of government organized to comply with the provisions of Title 11, Chapter 43, Sections 20-22 of the Code of Alabama 1975, as amended. The City Council is composed of five officials elected at-large for concurrent four year terms. The Mayor is elected at the same time as Council members and serves as the political leader of the community. The terms of the current administration are scheduled to expire October 31, 2012.

The City complies with generally accepted accounting principles (GAAP). GAAP includes all relevant Governmental Accounting Standards Board (GASB) pronouncements. In the government-wide financial statements, Financial Accounting Standards Board (FASB) pronouncements and Accounting Principles Board (APB) opinions issued on or before November 30, 1989, have been applied unless those pronouncements conflict with or contradict GASB pronouncements, in which case GASB prevails. The accounting and reporting framework and the more significant accounting policies are discussed in subsequent subsections of this note.

A. Reporting Entity

The accompanying financial statements present the City's primary government and two component units.

One component unit, the City of Vestavia Hills Park and Recreation Foundation, is significantly influenced by the City. The significant influence or accountability is based primarily on operational or financial relationships with the City (as distinct from legal relationships). The City appoints the members of the Park and Recreation Board, which then appoints a voting majority of the Board of Directors of the City of Vestavia Hills Park and Recreation Foundation. Accordingly, this component unit is discretely reported in the accompanying financial statements to emphasize that, although legally separate from the City, the City remains financially accountable. The Foundation's financial statements may be viewed at the City's administrative offices.

Another component unit is the Vestavia Hills Library Foundation. The Foundation is a non-profit organization formed for the benefit of the City's library. Several of the Foundation's Board members are also members of the City's Library Board. The Library Foundation has received contributions from citizens which will be utilized to construct, furnish, and equip the City's library facilities. This component unit is also discretely presented in the accompanying financial statements and a copy of the Foundation's financial statements can be obtained at City Hall.

B. Related Organization

The City Council is responsible for appointing the members of the Vestavia Hills Board of Education (the Board). However, the City has no control or influence in the presentation or adoption of the Board's annual operating budget; the City is not responsible for any budget deficits incurred by the Board; and the Board has the authority to issue debt securities, which are neither secured by the City's revenues or obligations of the City. Accordingly, the financial statements of the Board are not presented in the accompanying financial statements because the City is not considered to be financially accountable for the Board.

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

B. Related Organization (continued)

The City currently receives advalorem taxes from the Jefferson County Tax Collector based on a total millage rate of 49.30 mills. Of the 49.30 mills received from the County, 20.55 mills are kept by the City to fund general government operations and the balance of 28.75 mills is remitted by the City to the Vestavia Hills Board of Education. During the year ended September 30, 2012, the total advalorem taxes remitted to the Board amounted to approximately \$16.1 million and \$191,323 was due the Board of Education at September 30, 2012.

C. Government-Wide Financial Statements

The statement of Net Assets and Statement of Activities display information about the reporting government as a whole. They include funds of the reporting entity except for fiduciary funds and component units that are fiduciary in nature (at year end the City had no fiduciary type activity).

Governmental activities generally are financed through taxes, intergovernmental revenues, and other nonexchange revenues.

The statement of activities demonstrates the degree to which the direct expenses of a given function or segment is offset by program revenues. Direct expenses are those that are clearly identifiable with a specific function or segment. Program revenues include 1) charges to customers or applicants who purchase, use, or directly benefit from goods, services, or privileges provided by a given function or segment and 2) grants and contributions that are restricted to meeting the operational or capital requirements of a particular function or segment. Taxes and other items not properly included among program revenues are reported instead as general revenues.

D. Fund Financial Statements

Fund financial statements of the reporting entity are organized into funds, each of which is considered to be a separate accounting entity. Each fund is accounted for by providing a separate set of self-balancing accounts that constitute its assets, liabilities, fund equity, revenues, and expenditure/expenses. Funds are organized into three major categories: governmental, proprietary, and fiduciary (the City has no proprietary or fiduciary funds at year end). An emphasis is placed on major funds within the governmental categories. At a minimum, governmental funds other than the general fund must be reported as major funds if they meet both of the following criteria:

- a. *Ten percent criterion.* An individual governmental fund reports at least 10 percent of any of the following: a) total governmental fund assets, b) total governmental fund liabilities, c) total governmental fund revenues, or d) total governmental fund expenditures.
- b. *Five percent criterion.* An individual governmental fund reports at least 5 percent of the aggregated total for both governmental funds and proprietary funds of any one of the items for which it met the 10 percent criterion.

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

D. Fund Financial Statements (continued)

The funds of the financial reporting entity are described below:

Governmental funds

1. General Fund

The General Fund is the principal fund of the City and is always classified as a major fund. It is used to account for all revenues and expenditures applicable to the general operations of City government which are not properly accounted for in another fund. All general operating revenues which are not restricted or designated as to their use by outside sources are recorded in the General Fund.

2. Special Revenue Funds

Special Revenue Funds are used to account for the proceeds of specific revenue sources that are restricted to expenditures for specified purposes.

3. Debt Service Funds

The Debt Service Fund is used to account for financial resources related to the City's debt service and debt defeasances.

4. Capital Project Funds

Capital Projects Funds are used to account for financial resources that are received and used for the acquisition, construction, or improvement of capital assets.

5. Major and Nonmajor Funds

The General Fund, Capital Projects Fund, Debt Service Fund, and 7 Cent Gas Tax Fund (Special Revenue Fund) are classified as major funds and are described above.

The remaining Other Governmental Funds (Special Revenue Funds) are classified as nonmajor funds and are described above.

E. Measurement Focus and Basis of Accounting

Measurement focus is a term used to describe "which" transactions are recorded within the various financial statements. Basis of accounting refers to "when" transactions are recorded regardless of the measurement focus applied.

Measurement focus

On the Government-Wide Statement of Net Assets and the Statement of Activities, governmental activities are presented using the "economic resources" measurement focus. The accounting objectives of this measurement focus are the determination of operating income, changes in net assets (or cost recovery), financial position, and cash flows. All assets and liabilities (whether current or noncurrent) associated with their activities are reported.

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

E. Measurement Focus and Basis of Accounting (continued)

Measurement focus (continued)

In the fund financial statements, the "current financial resources" measurement focus or the "economic resources" measurement focus is used as appropriate. All governmental funds utilize a "current financial resources" measurement focus. Only current financial assets and liabilities are generally included on their balance sheets. Their operating statements present sources and uses of available spendable financial resources during a given period. These funds use fund balance as their measure of available spendable financial resources at the end of the period.

Basis of accounting

In the Government-Wide Statement of Net Assets and Statement of Activities, governmental activities are presented using the accrual basis of accounting. Under the accrual basis of accounting, revenues are recognized when earned and expenses are recorded when the liability is incurred or economic asset used. Revenues, expenses, gains, losses, assets and liabilities resulting from exchange and exchange-like transactions are recognized when the exchange takes place.

In the fund financial statements, governmental funds are presented on the modified accrual basis of accounting. Under the modified accrual basis of accounting, revenues are recognized when "measurable and available". Measurable means knowing or being able to reasonably estimate the amount. Available means collectible within the current period or within sixty days after year end. Expenditures (including capital outlay) are recorded when the related fund liability is incurred, except for general obligation bond principal and interest which are reported when due.

F. Receivables

In the Government-Wide statements, receivables consist of all revenues earned at year-end and not yet received. Allowances for uncollectible accounts receivable are based upon historical trends and the periodic aging of accounts receivable. Major receivable balances for the governmental activities include sales and use taxes, advalorem taxes, and other taxes.

In the fund financial statements, receivables in governmental funds include the receivables mentioned in the preceding paragraph and other similar intergovernmental revenues since they are usually both measurable and available. Nonexchange transactions collectible but not available are deferred in the fund financial statements in accordance with modified accrual, but not deferred in the government-wide financial statements in accordance with the accrual basis. Interest and investment earnings are recorded when earned only if paid within 60 days since they would be considered both measurable and available.

The Vestavia Hills Park and Recreation Foundation (the Foundation) has also adopted ASC Topic 958, *Not-For-Profit Entities – Revenue Recognition*. Contributions received are recorded as unrestricted, temporarily restricted, or permanently restricted support depending on the existence or nature of any donor restrictions. The Foundation recognizes contributions when the donor makes a promise to give that is, in substance, unconditional.

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

G. Equity Classifications

Government-wide statements

Equity is classified as net assets and displayed in three components:

- a. Investment in property and equipment, net of related debt - Consists of capital assets including restricted capital assets, net of accumulated depreciation, construction in progress, land, and reduced by the outstanding balances of any bonds, mortgages, notes, or other borrowings that are attributable to the acquisition, construction, or improvement of those assets.
- b. Restricted net assets - Consists of net assets with constraints placed on the use either by (1) external groups such as creditors, grantors, contributors, or laws or regulations of other governments; or (2) law through constitutional provisions or enabling legislation.
- c. Unrestricted net assets - All other net assets that do not meet the definition of "restricted" or "invested in capital assets, net of related debt".

Fund statements

In the fund financial statements, governmental funds report aggregate amounts for five classifications of fund balances on the constraints imposed on the use of these resources. The nonspendable fund balance classification includes amounts that cannot be spent because they are either (a) not in spendable form – prepaid items or inventories; or (b) legally or contractually required to be maintained intact.

The spendable portion of the fund balance comprises the remaining four classifications: restricted, committed, assigned, and unassigned.

Restricted fund balance. This classification reflects the constraints imposed on resources either (a) externally by creditors, grantors, contributors, or laws or regulations of other governments; or (b) imposed by law through constitutional provisions or enabling legislation.

Committed fund balance. These amounts can only be used for specific purposes pursuant to constraints imposed by formal resolutions of the City Council – the government’s highest level of decision making authority. Those committed amounts cannot be used for any other purpose unless the City Council removes the specified use by taking the same type of action imposing the commitment. This classification also includes contractual obligations to the extent that existing resources in the fund have been specifically committed for use in satisfying those contractual requirements.

Assigned fund balance. The classification reflects the amounts constrained by the City’s “intent” to be used for specific purposes, but are neither restricted nor committed. The City Council and management have the authority to assign amounts to be used for specific purposes. Assigned fund balances include all remaining amounts (except negative balances) that are reported in governmental funds, other than the General Fund, that are not classified as nonspendable and are neither restricted nor committed.

Unassigned fund balance. This fund balance is the residual classification for the General Fund. It is also used to report negative fund balances in all governmental funds.

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

G. Equity Classifications (continued)

Fund statements (continued)

The City has assigned \$500,000 of the General Fund fund balance for the City's unfunded pension liability.

The City has assigned \$1,259,787 of the Capital Projects Fund fund balance for encumbrances.

The City has assigned \$330,821 of the Other Governmental Funds fund balance for use as follows: \$55,217 for the City's Emergency 911 Fund, \$39,670 for the Court & Corrections Fund and \$235,934 for the Library.

When both restricted and unrestricted resources are available for use, it is the City's policy to use restricted resources first, then committed, assigned, and unassigned – in order as needed.

The City Council has adopted an Emergency Reserve Fund Balance Policy. Under this policy, it is the City's intent to develop and maintain a General Fund Emergency Reserve fund balance representing at least 25% of prior year actual General Fund expenditures (modified accrual basis) plus operating transfers out. The City Council has currently committed \$7,009,773 of General Fund fund balance for economic stabilization in case of an emergency. An emergency that would warrant use of their committed fund balance is defined as an unforeseen non-routine event that generally represents an economic impact to the City greater than 5% of the previous 5 year average of sales tax collections by the City and this event cost can't be absorbed by reducing the current year budgeted expenses, increasing current year budgeted revenue, or the event occurred too late in the year to overcome the impact by adjusting the budget in the normal course of the City's business.

H. Long-term Debt

All long-term debt to be repaid from governmental resources is reported as liabilities in the government-wide statements. The City's long-term debt consists primarily of notes and warrants payable and accrued compensated absences.

Long-term debt for governmental funds is not reported as liabilities in the fund financial statements. The debt proceeds are reported as other financing sources and payment of principal and interest reported as expenditures.

I. Expenditures/Expenses

In the government-wide financial statements, expenses are classified by function for the governmental activities.

In the fund financial statements, expenditures are classified as follows:

Governmental Funds – By Character:	Current (further classified by function)
	Debt Service
	Capital Outlay

In the fund financial statements, governmental funds report expenditures of financial resources.

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

J. Fixed Assets

The accounting treatment for property, plant, and equipment (fixed assets) depends on whether the assets are reported in the government-wide or fund financial statements.

In the government-wide financial statements, fixed assets with initial individual costs of more than \$5,000 and an estimated useful life in excess of one year are accounted for as capital assets. All fixed assets are valued at historical cost, or estimated historical cost if actual is unavailable, except for donated fixed assets which are recorded at their estimated fair value at the date of donation. Historical cost was used to value the majority of the assets.

Government-wide statements

Depreciation of all exhaustible fixed assets is recorded as an allocated expense in the Statement of Activities, with accumulated depreciation reflected in the Statement of Net Assets. Depreciation is provided over the assets' estimated useful lives using the straight-line method of depreciation. The range of estimated useful lives by type of assets is as follows:

Buildings	20-50 years
Improvements	10-50 years
Machinery and equipment	3-20 years
Infrastructure	25-50 years

Fund financial statements

In the fund financial statements, fixed assets used in governmental fund operations are accounted for as expenditures of the government upon acquisition.

K. Encumbrances

Encumbrance accounting, under which purchase orders, contracts and other commitments for the expenditure of monies are recorded in order to reserve that portion of the applicable appropriation, is employed as an extension of formal budgetary integration. Any encumbrances outstanding at year-end are reported as assigned, restricted, or committed fund balance as applicable and do not constitute expenditures or liabilities because the commitments will be honored during the subsequent year.

L. Inventory

Inventory items, which consist mainly of garage parts, are valued at cost which approximates market. The cost of inventory is recorded as an expenditure when consumed rather than when purchased.

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

M. Compensated Absences

A City employee receives twelve days of annual vacation for the first twelve years of service; eighteen days of annual vacation during years twelve to twenty-five; and twenty-four days of annual vacation leave after twenty-five years of satisfactory employment. Annual vacation leave can accumulate up to forty days or 320 hours and an employee cannot be paid for annual leave in lieu of time off. Each year at December 31, any annual vacation leave over 320 hours is converted hour for hour to sick leave. Employees also earn other compensatory time off for working on City holidays, and other approved circumstances over their normal work week. This compensatory time off accrues in the same manner as overtime pay at a rate of time and a half. There is no annual maximum limit for this compensatory time off and an employee can use it as other time off or is paid for the balance upon separation from the City. Sick leave can be accumulated, but upon separation from service all sick leave is canceled and is not transferable to annual leave. Upon retirement from the City, sick leave can be converted to years of service credits in the Retirement Systems of Alabama.

A liability for vacation pay is reported in the governmental funds only if the obligation has matured, for example, as a result of an employee's resignation or retirement. All vacation pay is accrued when incurred in the government-wide statements. The current portion of accrued vacation at September 30, 2012 reported in the government-wide financial statements is \$273,963. The remaining long-term incurred portion of the accrued vacation of the governmental activities at September 30, 2012 totaled \$1,552,460.

N. Pension Expense

All full-time employees participate in the City's defined benefit pension plan. The City funds pension expense as actuarially determined and required by the plan (Note 7).

O. Interfund Transactions

During the course of normal operations, the City incurs numerous transactions between funds to provide services, construct assets, service debt, etc. These transactions are generally reported as operating transfers except in instances where the transfer represents the reimbursement to a fund for expenditures incurred for the benefit of another fund. Remaining fund balances in discontinued funds and non-recurring, non-routine transfers are accounted for as residual equity transfers.

Details of current interfund receivables and payables are as follows:

<u>Payable from</u>	<u>Payable to</u>	<u>Amount</u>
Other Governmental Funds	7 Cent Gas Tax Fund	\$ 26,517
		<u>\$ 26,517</u>

The purpose of the interfund receivable balance to the Other Governmental Funds from the 7 Cent Gas Tax Fund is for reimbursement of paving expenses paid from one fund on behalf of the other.

Interfund receivables and payables and transfers between funds within governmental activities are eliminated in the Statement of Net Assets and the Statement of Activities.

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

O. Interfund Transactions (continued)

Transfers for the fiscal year ended September 30, 2012 consisted of the following:

	Transfers out			Total
	General Fund	Capital Projects Fund	Other Governmental Funds	
Transfers in:				
Debt Service Fund	\$ 3,638,829	\$ -	\$ -	\$ 3,638,829
Capital Projects Fund	1,477,082	-	-	1,477,082
Other Governmental Funds	265,536	-	21	265,557
	\$ 5,381,447	\$ -	\$ 21	\$ 5,381,468

The purpose of the transfer from the General Fund to the Debt Service Fund is for the reimbursement of debt service paid from the Debt Service Fund.

The purpose of the transfer from the General Fund to the Capital Projects Fund is for the capital reserve allocation from the General Fund.

The purpose of the transfer from the General Fund to the Other Governmental Funds is for the reimbursement of operating expenditures paid from the Other Governmental Funds on behalf of the General Fund.

P. Property Taxes

All ad valorem real property taxes levied by municipalities in Jefferson County, Alabama are assessed by the Jefferson County Tax Assessor and collected by the Jefferson County Tax Collector. The Jefferson County Tax Assessor attaches taxes as enforceable liens on property as of October 1 and taxes become due October 1 through December 31. Property taxes not paid by January 1 are considered delinquent. Personal property taxes are also collected by the Jefferson County Tax Collector and are due throughout the year. After collecting property taxes, the Jefferson County Tax Collector remits the City's portion by check monthly. Taxes collected by the Jefferson County Tax Collector before the fiscal year end but remitted to the City after September 30 is accrued in the General Fund.

Q. Management Estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities, contingent liabilities and the reported amount of revenues and expenditures/expenses during the reporting period. Actual results could differ from those estimates.

R. Subsequent Events

The City has evaluated subsequent events through the date of issuance of these financial statements.

NOTE 2 – CASH AND INVESTMENTS

The City maintains several checking accounts that are separately held by several of the City's funds. In addition, investments may also be held by an individual City fund. Deposits and investments are stated at market values.

At year-end, the carrying amount and bank balance of the City's deposit accounts were as follows:

	Carrying Amount	Bank Balance
All funds	\$ 20,057,219	\$ 19,880,227

At September 30, 2012, all of the bank balance of the City's funds was either covered by federal depository insurance or secured by collateral through the Alabama State Treasury's Security for Alabama Funds Enhancement (SAFE) Program. Under the SAFE program, the City's funds are protected through a collateral pool administered by the Alabama State Treasury. Certain banks holding deposits belonging to the state, counties, cities, or agencies of any of these entities must pledge securities as collateral against these deposits. In the event of the failure of a bank, securities pledged by that bank would be liquidated by the State Treasurer to replace the public deposits. If the securities pledged failed to produce adequate funds for that purpose, every bank participating in the pool would share the liability for the remaining balance. At September 30, 2012, all of the City's depositories are participating in the SAFE program.

The component units' cash balances were uncollateralized and were insured in the amount of \$250,000, respectively.

Included in the carrying amount above are deposits of \$554,963 related to construction, land disturbance, and court appearance bonds. These deposits consist of cash equivalents and are considered restricted as they are payable to various third parties upon completion of a future event. Accordingly, a corresponding liability is recorded for this amount.

Notes to Financial Statements

NOTE 3 – CAPITAL ASSETS

Following is a summary of the changes in the City's capital assets for the year ended September 30, 2012:

	Balance at 09/30/11	Additions	Disposals/ Retirements/ Completed	Balance at 09/30/12
Capital assets not being depreciated:				
Land	\$ 70,261,199	\$ 684,349	\$ -	\$ 70,945,548
Construction progress	369,008	1,456,640	-	1,825,648
Total capital assets not being depreciated	70,630,207	2,140,989	-	72,771,196
Capital assets being depreciated:				
Land improvements	8,910,410	-	-	8,910,410
Buildings	14,537,799	84,399	-	14,622,198
Building equipment and fixtures	294,220	62,640	-	356,860
Vehicles	4,583,526	701,633	(390,704)	4,894,455
Equipment	4,615,187	348,384	(27,180)	4,936,391
Computer equipment	1,167,744	100,206	(119,794)	1,148,156
Recreational equipment	1,808,478	-	-	1,808,478
Office furniture and fixtures	1,169,757	-	-	1,169,757
Office equipment	82,759	-	-	82,759
Recreational facilities	18,841,997	-	(6,875)	18,835,122
Books and artwork	1,991,455	180,774	(46,405)	2,125,824
Infrastructure	13,412,553	121,732	-	13,534,285
Total capital assets being depreciated	71,415,885	1,599,768	(590,958)	72,424,695
Less accumulated depreciation for:				
Land improvements	2,157,096	423,061	-	2,580,157
Buildings	2,484,936	455,851	-	2,940,787
Building equipment and fixtures	76,846	26,099	-	102,945
Vehicles	3,521,007	313,840	(385,596)	3,449,251
Equipment	2,788,228	392,138	(27,181)	3,153,185
Computer equipment	618,854	153,018	(119,794)	652,078
Recreational equipment	1,233,569	89,874	-	1,323,443
Office furniture and fixtures	420,683	140,336	-	561,019
Office equipment	50,973	8,443	-	59,416
Recreational facilities	7,194,055	770,852	(6,875)	7,958,032
Books and artwork	1,295,906	176,166	(46,404)	1,425,668
Infrastructure	7,654,268	279,940	-	7,934,208
Total accumulated depreciation	29,496,421	3,229,618	(585,850)	32,140,189
Total capital assets being depreciated, net	41,919,464	(1,629,850)	(5,108)	40,284,506
Governmental activities capital assets, net	\$ 112,549,671	\$ 511,139	\$ (5,108)	\$ 113,055,702

NOTE 3 – CAPITAL ASSETS (CONTINUED)

Depreciation expense was charged to functions of the primary government as follows:

Governmental activities:			
General government administration		\$	195,044
Public safety			553,294
Public works			679,219
Recreational			912,981
Library			889,080
Total depreciation expense		\$	3,229,618

NOTE 4 – CAPITALIZED LEASES

At September 30, 2012, approximately \$907,936 in accumulated depreciation and approximately \$230,729 in current year depreciation expense has been recorded in the government-wide financial statements related to assets costing \$2,235,961 purchased under capital leases. The current portion of the outstanding liability related to these capital leases at September 30, 2012 reported in the government-wide financial statements totaled \$177,227. The remaining long-term portion of these capital lease obligations reported in the government-wide financial statements totaled \$259,989 at September 30, 2012.

The following schedule shows the future minimum lease payments at September 30, 2012:

Fiscal year	Interest	Principal	Total Lease Payment
2013	\$ 10,100	\$ 177,227	\$ 187,327
2014	5,063	84,997	90,060
2015	3,408	86,652	90,060
2016	1,720	88,340	90,060
Total	\$ 20,291	\$ 437,216	\$ 457,507

NOTE 5 – ACCOUNTS RECEIVABLE

The following details the description and amounts of accounts receivable for the City:

Sales taxes		\$	1,877,208
Property taxes			345,345
Franchise fees			125,000
Transport receivable			150,718
Intergovernmental			629,157
Other receivables			199,713
Total		\$	3,327,141

NOTE 6 – LONG-TERM DEBT

The following is a summary of the changes in long-term debt of the City for the year ended September 30, 2012:

Warrant obligations at September 30, 2011	\$ 41,605,000
Principal payments	(14,205,000)
Debt issuance	11,000,000
<hr/>	
Total warrants outstanding	38,400,000
Long-term portion of accumulated compensated absences	1,552,460
Unamortized bond premium	947,376
<hr/>	
Total long-term debt at September 30, 2012	\$ 40,899,836

Outstanding warrant obligations of the City at September 30, 2012 consist of the following:

General Obligation School Refunding Warrants, Series 2001-B were issued in the principal amount of \$7,145,000 in November 2001. The warrants bear interest at an average of 4.67% payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2013 and are callable on or after February 1, 2011 at 102% plus accrued interest.

\$ 775,000

General Obligation Warrants, Series 2008 were issued in the principal amount of \$9,615,000 in February 2009. The warrants bear interest at an average of 4.38%, payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2028 and are callable on or after February 1, 2019 without premium or penalty, and at which time the warrants are callable at 100% plus accrued interest.

9,615,000

General Obligation Warrants, Series 2009-A were issued in the principal amount of \$10,940,000 in December 2009. The warrants bear interest at an average of 3.56%, payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2028 and are callable at any time without penalty.

10,940,000

Taxable General Obligation Warrants, Series 2009-B were issued in the principal amount of \$6,070,000 in December 2009. The warrants bear interest at an average of 4.8%, payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2028 and are callable at any time without penalty.

6,070,000

General Obligation Warrants, Series 2012 were issued in the principal amount of \$11,000,000 in June 2012. The warrants bear interest at an average of 3.5%, payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2022 and are callable at any time without penalty.

11,000,000

Total	\$ 38,400,000
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NOTE 6 – LONG-TERM DEBT (CONTINUED)

The following schedule shows the debt service requirements at September 30, 2012:

Fiscal year	Debt Service Related to Principal	Debt Service Related to Interest	Total Debt Service
2013	\$ 2,815,000	\$ 1,534,588	\$ 4,349,588
2014	2,090,000	1,463,463	3,553,463
2015	2,160,000	1,388,913	3,548,913
2016	1,875,000	1,315,313	3,190,313
2017	1,945,000	1,239,613	3,184,613
2018	2,015,000	1,169,182	3,184,182
2019	2,085,000	1,089,701	3,174,701
2020	2,165,000	1,002,091	3,167,091
2021	2,245,000	906,372	3,151,372
2022	2,340,000	816,006	3,151,006
2023	2,520,000	722,900	3,242,900
2024	2,615,000	616,275	3,231,275
2025	2,710,000	501,482	3,211,482
2026	2,825,000	381,275	3,206,275
2027	2,935,000	252,975	3,187,975
2028	3,060,000	118,639	3,178,639
	\$ 38,400,000	\$ 14,518,788	\$ 52,918,788

The total interest paid by the City during 2012 relative to the above warrants was \$1,792,788.

The General Obligation School Refunding Warrants, Series 2001-B (Warrants) were issued by the City for the benefit of the Board of Education of the City of Vestavia Hills (the Board). The proceeds of these Warrants were used by the Board to refund prior bond issues of the Board. While this debt is a legal obligation of the City, a funding agreement exists between the City and the Board whereby the Board is obligated to pay the debt service of these Warrants directly to the Warrants' paying agent on behalf of the City. Accordingly, the government-wide financial statements include a note receivable from the Board in the amount of \$781,458 (including accrued interest).

The City issued General Obligation Refunding Warrants Series 2012, for a current refunding of the City's General Obligation Warrants, Series 2001-A, Series 2002-A, and 2002-B. The refunding was undertaken to take advantage of lower interest rates. The refunding reduced the City's total debt service payments over the next 10 years by \$1.4 Million and resulted in an economic gain of \$1.3 Million. Furthermore, the deferred amount resulting from the refunding is not considered material and management has elected to expense this amount in the Government-Wide Statement of Activities.

NOTE 7 – PENSION PLAN

A. Plan description

The City contributes to the Employees' Retirement System of Alabama, an agent multiple-employer public employee retirement system that acts as a common investment and administrative agent for the various state agencies and departments.

Substantially all employees are members of the Employees' Retirement System of Alabama (RSA). Membership is mandatory for covered or eligible employees of the City. Benefits vest after 10 years of creditable service. Vested employees may retire with full benefits at age 60 or after 25 years of service. Retirement benefits are calculated by two methods with the retiree receiving payment under the method that yields the highest monthly benefit. The methods are (1) Minimum Guaranteed, and (2) Formula, of which the Formula method usually produces the highest monthly benefit. Under this method, retirees are allowed 2.0125% of their average final salary (best three of the last ten years) for each year of service. Disability retirement benefits are calculated in the same manner. Pre-retirement death benefits in the amount of the annual salary for the fiscal year preceding death are provided to plan members with more than one year of creditable service or \$5,000 for those with less than one year of service.

The Employees' Retirement System was established as of October 1, 1945, under the provisions of Act 515, Acts of Alabama 1945, for the purpose of providing retirement allowances and other specified benefits for State employees, State police, and on an elective basis to all cities, counties, towns, and quasi-public organizations. The responsibility for general administration and operation of the Employees' Retirement System is vested in the Board of Control. Benefit provisions are established by the Code of Alabama 1975, Sections 36-27-1 through 36-27-103, as amended, Sections 36-27-120 through 36-27-139, as amended, and Sections 36-27B-1 through Sections 36-27B-6. Authority to amend the plan rests with the Legislature of Alabama. However, the Legislature has granted the Board of Control authority to accept or reject various Cost-Of-Living-Adjustments (COLAs) granted to retirees.

The Retirement Systems of Alabama issues a publicly available financial report that includes financial statements and required supplementary information for the Employees' Retirement System of Alabama. That report may be obtained by writing to The Retirement Systems of Alabama, 135 South Union Street, Montgomery, Alabama 36130-2150.

B. Funding

Effective January 1, 2002, the member contribution rate for certified full-time firefighters and certified full-time law enforcement officers increased to 6% of employee's compensation. Regular member contributions remain at 5% of employee's compensation. In addition, the RSA requires that the City remit monthly matching contributions to the pension plan. The City's matching contributions are actuarially determined annually and stated as a percentage of covered compensation. The City's actuarially determined matching contribution for the year ended September 30, 2012 was 10.56% of covered compensation.

NOTE 7 – PENSION PLAN (CONTINUED)**B. Funding (continued)**

For the year ended September 30, 2012, the City's total compensation was approximately \$14 million and the City's total covered compensation used to determine the City's pension contribution was approximately \$13 million. The City's policy is to fund the required contribution as actuarially determined by the RSA and stated as a percentage of eligible compensation. Following are the pension contributions remitted to the RSA by fiscal year since 2007:

Year Ended September 30,	Employer Contribution	Employer Percentage of APC Contributed	Net Pension Obligation (NPO)	Employer	Employee	Combined
2007	8.55%	100%	\$ -	\$ 1,101,609	\$ 731,066	\$ 1,832,675
2008	9.26%	100%	-	1,226,883	752,142	1,979,025
2009	9.36%	100%	-	1,264,965	766,431	2,031,396
2010	10.56%	100%	-	1,340,776	773,826	2,114,602
2011	10.56%	100%	-	1,397,815	753,021	2,150,836
2012	10.56%	100%	-	1,422,867	766,809	2,189,676

C. Funding progress

Following is the schedule of funding progress obtained from most recent actuarial valuation:

Actuarial Valuation Date Sept. 30,	Actuarial Value of Assets *	Actuarial Accrued Liability (AAL) Entry Age 1	Unfunded AAL (UAAL) (b-a)	Funded Ratio (a/b)	Covered Payroll (c)	Ratio of UAAL to Covered Payroll ((b-a)/c)
	(a)	(b)				
2005	\$ 29,658,516	\$ 36,536,405	\$ 6,877,889	81.2%	\$ 11,926,584	57.7%
2006	2 31,896,218	40,552,305	8,656,087	78.7%	12,204,569	70.9%
2007	34,708,921	44,646,275	9,937,354	77.7%	12,751,200	77.9%
2008	36,513,188	47,951,941	11,438,752	76.1%	13,077,721	87.5%
2009	*37,066,467	52,018,719	14,952,252	71.3%	13,573,505	110.2%
2010	3 37,192,950	55,353,332	18,160,382	67.2%	13,714,158	132.4%
2010	4 37,192,950	55,522,438	18,329,488	67.0%	13,714,158	133.7%
2011	5 36,341,297	55,061,004	18,719,707	66.0%	13,029,303	143.7%
2011	36,341,297	55,174,927	18,833,630	65.9%	13,029,303	144.5%

1 Reflects liability for cost of living benefit increases granted on or after October 1, 1978.

2 Reflects changes in actuarial assumptions.

3 Reflects the impact of Act 2011-27, which closes the DROP program to new applicants after March 24, 2011.

4 Reflects the impact of Act 2011-676, which increases the member contribution rates by 2.25% beginning October 1, 2011 and by an additional 0.25% beginning October 1, 2012.

5 Reflects changes in actuarial assumptions.

* Market value of assets as of September 30, 2011: \$31,131,970

NOTE 7 – PENSION PLAN (CONTINUED)

D. Additional information

Following is additional information obtained from the most recent actuarial valuation prepared as of September 30, 2011:

Valuation date	September 30, 2011
Actuarial cost method	Entry age
Amortization method	Level percent open
Remaining amortization period	30 years
Asset valuation method	5 – year smoothed market
Actuarial assumptions:	
Investment rate of return*	8.00%
Projected salary increases*	3.75-7.25%
*Includes inflation at	3.00%
Cost-of-living adjusts	None

NOTE 8 – ACCUMULATED COMPENSATED ABSENCES

For vacation leave and other compensated absences with similar characteristics, GASB Statement No. 16 requires the accrual of a liability as the benefits are earned by the employees if both of these conditions are met:

- a. The employee's right to receive compensation is attributable to services already rendered.
- b. It is probable that the employer will compensate the employees for the benefits through paid time off or some other means, such as cash payments at termination or retirement.

A City employee receives twelve days of annual vacation for the first twelve years of service; eighteen days of annual vacation during years twelve to twenty-five; and twenty-four days of annual vacation leave after twenty-five years of satisfactory employment. Annual vacation leave can accumulate up to forty days or 320 hours and an employee cannot be paid for annual leave in lieu of time off. At year end, any annual vacation leave over 320 hours is converted hour for hour to sick leave. Employees also earn other compensatory time off for working on city holidays, and other approved circumstances over their normal work week. This compensatory time off accrues in the same manner as overtime pay at a rate of time and a half. There is no annual maximum limit for this compensatory time off and an employee can use it as other time off or is paid for the balance upon separation from the City. Sick leave can be accumulated, but upon separation from service all sick leave is canceled and is not transferable to annual leave. Sick leave can be converted as years of service upon retirement in the Retirement Systems of Alabama.

The total liability for these compensated absences is recorded as a debt in the government-wide statements. In the fund financial statements, only the portion of compensated absences representing amounts due to separated employees at September 30, 2012 is recorded as a liability.

NOTE 9 – POST-EMPLOYMENT BENEFITS

Plan description

The City of Vestavia Hills’ medical benefits are provided through a comprehensive medical plan and are made available to employees upon actual retirement.

The retirement eligibility provisions are as follows: 10 years of consecutive service and attainment of age 60; or, 25 years of service and attainment of age 55. Complete plan provisions are included in the official plan documents.

Contribution rates

Employees do not contribute to their post-employment benefits costs until they become retirees and begin receiving those benefits. The plan provisions and contribution rates are contained in the official plan documents.

Funding policy

Until fiscal year ending September 30, 2008, the City of Vestavia Hills recognized the cost of providing post-employment medical benefits (the City of Vestavia Hills’ portion of the retiree medical benefit premiums) as an expense when the benefit premiums were due and thus financed the cost of the post-employment benefits on a pay-as-you-go basis. Effective with the Fiscal Year beginning October 1, 2008, the City of Vestavia Hills implemented Government Accounting Standards Board Statement Number 45, *Accounting and Financial Reporting by Employers for Post-employment Benefits Other than Pensions* (GASB 45). The funding policy is not to fund the ARC except to the extent of the current year’s retiree funding costs.

In fiscal year ending September 30, 2012, the City of Vestavia Hills’ portion of health care funding cost for retired employees totaled \$113,699. These amounts were applied toward the Net OPEB Benefit Obligation as shown in the table on the following page.

Annual required contribution

The City’s annual required contribution (ARC) is an amount actuarially determined in accordance with GASB 45. The ARC is the sum of the normal cost plus the contribution to amortize the actuarial accrued liability (AAL). A level dollar, open amortization period of 30 years (the maximum amortization period allowed by GASB 43/45) has been used for the post-employment benefits. The total ARC for the fiscal year beginning October 1, 2011 is \$93,051, as set forth below:

	Medical
Normal cost	\$ 36,935
30-year UAL amortization amount	56,116
Annual required contribution (ARC)	\$ 93,051

NOTE 9 – POST-EMPLOYMENT BENEFITS (CONTINUED)**Net post-employment benefit obligation (asset)**

The table below shows the City's net other post-employment benefit (OPEB) obligation (asset) for fiscal year ending September 30, 2012:

	Medical
Annual required contribution	\$ 93,051
Interest on net OPEB obligation	(1,182)
ARC adjustment	1,709
Annual OPEB cost	93,578
Contributions	-
Current year retiree premium	(113,700)
Change in net OPEB obligation	(20,121)
Beginning net OPEB obligation 10/01/11	(29,557)
Ending net OPEB obligation (asset) 09/30/12	\$ (49,679)

The following table shows the City's annual post-employment benefits (PEB) cost, percentage of the cost contributed, and the net unfunded PEB liability (asset):

Post Employment Benefit	Fiscal Year Ended		Annual OPEB Cost	Percentage of Annual Cost Contributed		Net OPEB Obligation (Asset)
Medical	September 30, 2010	\$	91,023	115.64%	\$	(14,002)
Medical	September 30, 2011		89,722	117.34%		(29,577)
Medical	September 30, 2012		93,578	121.50%		(49,679)

Funded status and funding progress

In the fiscal year ending September 30, 2012, the City made no contributions to its post-employment benefits plan. The plan was not funded at all, has no assets, and hence has a funded ratio of zero. As of October 1, 2011, the most recent actuarial valuation, the AAL was \$970,440, which is defined as that portion, as determined by a particular actuarial cost method (the City uses the projected unit credit cost method), of the actuarial present value of post-employment plan benefits and expenses which is not provided by normal cost. Since no plan funding has occurred through fiscal year 2012, the entire actuarial accrued liability of \$970,440 was unfunded.

At September 30, 2012, the City has \$124,639 in the General Fund for future funding of benefits. The City intends to transfer these funds to its post-employment benefits plan at a future date. This \$124,639 will not reduce the AAL until it is transferred to the City's post-employment benefits plan.

	Medical
Actuarial Accrued Liability (AAL)	\$ 970,440
Actuarial Value of Plan Assets	-
Unfunded Act. Accrued Liability (UAAL)	970,440
Funded Ratio (Act. Val. Assets/AAL)	0%
Covered Payroll (active plan members)	\$ 13,597,707
UAAL as a percentage of covered payroll	7.14%

NOTE 9 – POST-EMPLOYMENT BENEFITS (CONTINUED)

Actuarial Methods and Assumptions

Actuarial valuations involve estimates of the value of reported amounts and assumptions about the probability of events far into the future. The actuarial valuation for post-employment benefits includes estimates and assumptions regarding (1) turnover rate; (2) retirement rate; (3) health care cost trend rate; (4) mortality rate; (5) discount rate (investment return assumption); and (6) the period to which the costs apply (past, current, or future years of service by employees). Actuarially determined amounts are subject to continual revision as actual results are compared to past expectations and new estimates are made about the future.

The actuarial calculations are based on the types of benefits provided under the terms of the substantive plan (the plan as understood by the City and its employee plan members) at the time of the valuation and on the pattern of sharing costs between the City and its plan members to that point. The projection of benefits for financial reporting purposes does not explicitly incorporate the potential effects of legal or contractual funding limitations on the pattern of cost sharing between the City and plan members in the future. Consistent with the long-term perspective of actuarial calculations, the actuarial methods and assumptions used include techniques that are designed to reduce short-term volatility in actuarial liabilities and the actuarial value of assets.

Actuarial cost method

The ARC is determined using the projected unit credit cost method. The employer portion of the cost for retiree medical care in each future year is determined by projecting the current cost levels using the healthcare cost trend rate and discounting this projected amount to the valuation date using the other described pertinent actuarial assumptions, including the investment return assumption (discount rate), mortality, and turnover.

Actuarial value of plan assets

Since the OPEB obligation has not as yet been funded, there are not any assets. It is anticipated that in future valuations, should funding take place, a smoothed market value consistent with Actuarial Standards Board Actuarial Standards of Practice Number 6 (ASOP 6), as provided in paragraph number 125 of GASB Statement 45 will be used.

Turnover rate

An age-related turnover scale based on actual experience as described by administrative staff has been used. The rates, when applied to the active employee census, produce an annual turnover of approximately 10%. The rates for each age are below:

Age	Percent Turnover
18 - 25	20.0%
26 - 40	12.0%
41 - 54	8.0%
55+	6.0%

It has further been assumed that 43% of retirees decline medical coverage at retirement and that an additional 27% defer retirement until Medicare eligibility.

NOTE 9 – POST-EMPLOYMENT BENEFITS (CONTINUED)

Post-employment benefit plan eligibility requirements

Based on past experience, it has been assumed that entitlement to benefits will commence three years after initial eligibility to retire. Medical benefits are provided to employees upon actual retirement. The retirement eligibility provisions are as follows: 10 years of consecutive service and attainment of age 60; or, 25 years of service and attainment of age 55.

Investment return assumption (discount rate)

GASB Statement 45 states that the investment return assumption should be the estimated long-term investment yield on the investments that are expected to be used to finance the payment of benefits. As of September 30, 2012, the City has allocated \$124,639 in the General Fund for future funding of benefits. Since the City intends to transfer these funds to its post-employment benefits plan at a future date, the valuation has been calculated using a 4% annual investment return assumption.

Health care cost trend rate

The expected rate of increase in medical cost is based on projections performed by the Office of the Actuary at the Centers for Medicare & Medicaid Services as published in National Health Care Expenditures Projections: 2003 to 2013, Table 3: National Health Expenditures, Aggregate and per Capita Amounts, Percent Distribution and Average Annual Percent Change by Source of Funds: Selected Calendar Years 1990-2013, released in January, 2004 by the Health Care Financing Administration (www.cms.hhs.gov). "State and Local" rates for 2008 through 2013 from this report were used, with rates beyond 2013 graduated down to an ultimate annual rate of 5.0% for 2016 and later.

Mortality rate

The 1994 Group Annuity Reserving (94GAR) table, projected to 2002, based on a fixed blend of 50% of the unloaded male mortality rate and 50% of the unloaded female mortality rates, was used. This is a published mortality table which was designed to be used in determining the value of accrued benefits in defined benefit pension plans.

Method of determining value of benefits

The "value of benefits" has been assumed to be the portion of the premium after retirement date expected to be paid by the employer for each retiree and has been used as the basis for calculating the actuarial present value of OPEB benefits to be paid. The employer pays a portion of the medical insurance premiums which are "unblended" as required by GASB 45 for valuation purposes. The portion of the total retiree medical premium (single or family coverage) paid by the employer is 2.5% times the total years of service at retirement, subject to a maximum of 87.5%, a minimum dollar amount of \$240 per month, and a maximum dollar amount of \$600 per month. The employer does not pay for coverage after Medicare eligibility (age 65).

NOTE 10 – DEFERRED COMPENSATION PLAN

The City offers its employees deferred compensation plans created in accordance with Internal Revenue Code (IRC) Section 457. The plans, available to all City employees, permit them to defer a portion of their salary until future years. The deferred compensation is payable to employees upon termination, retirement, death, or unforeseen emergency.

NOTE 10 – DEFERRED COMPENSATION PLAN (CONTINUED)

It is the opinion of the City's legal counsel that the City has no liability for losses under the plans. Under the plans, participants select investments from alternatives offered by the plan administrators, who are under contract with the City to manage the plans. Investment selection by a participant may be changed from time to time. The City manages none of the investment selections. By making the selection, enrollees accept and assume all risks that pertain to the particular plan and its administration.

The City placed the deferred compensation plans assets' into trust for the exclusive benefit of the plans participants' and beneficiaries' in accordance with Governmental Accounting Standards Board (GASB) Statement No. 32, Accounting and Financial Reporting for Internal Revenue Code Section 457 Deferred Compensation Plans.

The City has little administrative involvement and does not perform the investing function for the plans. The City does not hold the assets in a trustee capacity and does not perform fiduciary accountability for the plans. Therefore, the City employees' deferred compensation plans created in accordance with IRC 457 are not reported in the financial statements of the City.

NOTE 11 – CONTINGENCIES AND COMMITMENTS

A. Litigation

Several suits have been filed and are pending against the City. In the opinion of management and the City's attorney, these matters are either without merit, are covered by insurance or involve amounts that would not have a material adverse effect on the City's financial statements.

B. Grant contingencies

The City has received federal and state grants for specific purposes that are subject to review and audit by the grantor agencies. Any disallowed claims, including amounts already collected, may constitute a liability of the applicable funds. The amount, if any, of expenditures which may be disallowed by the grantor cannot be determined at this time although the City's management expects such amounts, if any, will not be significant.

C. Project commitments

As of September 30, 2012, the City had executed contracts for the Patchworks Farms entrance and for the construction of the Highway 31 Pedestrian Bridge in the amount of \$1,920,220. At year end, \$868,473 had been expended on these construction contracts with \$1,051,747 assigned in the Fund financial statements.

NOTE 12 – SUBSEQUENT EVENT

On April 25, 2013 the City issued \$4,245,000 in General Obligation Warrants, Series 2013. The Warrants are issued to finance the City's Energy Conservation and Lighting Project. These Warrants will mature serially beginning in 2014 through 2033.

Required Supplementary Information

City of Vestavia Hills, Alabama

Statement of Revenues, Expenditures, and Changes in Fund Balances
Budget to Actual - General Fund

Year ended September 30, 2012

	Budget - Original and Final	General Fund Actual	Variance
Revenues			
Taxes	\$ 23,152,403	\$ 25,735,984	\$ 2,583,581
Licenses and permits	2,777,053	3,460,171	683,118
Charges for services	391,300	439,981	48,681
Fines and forfeitures	227,982	262,232	34,250
Fees	2,544,245	2,673,266	129,021
Grants	231,339	252,931	21,592
Proceeds from sale of assets	5,000	28,655	23,655
Investment revenues	43,614	59,907	16,293
Other revenues	631,460	522,033	(109,427)
Total revenues	30,004,396	33,435,160	3,430,764
Expenditures			
General government administration	3,956,393	4,710,695	(754,302)
Public safety	13,691,136	13,547,052	144,084
Public works	4,102,149	4,012,654	89,495
Library	1,362,285	1,250,306	111,979
Parks and recreation	2,156,474	2,325,325	(168,851)
Capital outlay	191,230	637,294	(446,064)
Total expenditures	25,459,667	26,483,326	(1,023,659)
Excess of revenues over expenditures	4,544,729	6,951,834	2,407,105
Other financing sources (uses)			
Donations	-	28,537	28,537
Operating transfers in	-	-	-
Operating transfers out	(4,544,729)	(5,381,447)	(836,718)
Other financing sources - capital lease	-	426,856	426,856
Total other financing sources (uses)	(4,544,729)	(4,926,054)	(381,325)
Excess of revenues and other financing sources over expenditures	-	2,025,780	2,025,780
Fund balances, beginning of year	9,230,495	10,055,549	825,054
Fund balances, end of year	\$ 9,230,495	\$ 12,081,329	\$ 2,850,834

See accompanying notes to basic financial statements.

City of Vestavia Hills, Alabama

Statement of Revenues, Expenditures, and Changes in Fund Balances
Budget to Actual - Capital Projects Fund

Year ended September 30, 2012

	Budget - Original and Final	Capital Projects Fund Actual	Variance
Revenues			
Grants	\$ -	\$ 949,834	\$ 949,834
Proceeds from sale of assets	-	2,540,865	2,540,865
Investment revenues	-	19,143	19,143
Other revenues	-	80,659	80,659
Total revenues	-	3,590,501	3,590,501
Expenditures			
Public safety	-	28,472	(28,472)
Capital outlay	394,634	2,519,284	(2,124,650)
Total expenditures	394,634	2,547,837	(2,153,041)
Excess of revenues over (under) expenditures	(394,634)	1,042,664	1,437,460
Other financing sources (uses)			
Operating transfers in	542,375	1,477,082	934,707
Total other financing sources	542,375	1,477,082	934,707
Excess of revenues and other financing sources over (under) expenditures	147,741	2,519,746	2,372,167
Fund balances, beginning of year	8,388,069	5,263,729	(3,124,340)
Fund balances, end of year	\$ 8,535,810	\$ 7,783,475	\$ (752,173)

See accompanying notes to basic financial statements.

City of Vestavia Hills, Alabama

Statement of Revenues, Expenditures, and Changes in Fund Balances
Budget to Actual - 7 Cent Gas Tax Fund

Year ended September 30, 2012

	Budget - Original and Final	7 Cent Gas Tax Fund Actual	Variance
Revenues			
Taxes	\$ 625,000	\$ 604,948	\$ (20,052)
Intergovernmental	260,000	321,249	61,249
Investment revenues	2,000	624	(1,376)
Total revenues	887,000	926,821	39,821
Expenditures			
Public works	887,000	1,012,804	(125,804)
Capital outlay	-	17,568	(17,568)
Total expenditures	887,000	1,030,372	(143,372)
Excess of revenues over (under) expenditures	-	(103,551)	(103,551)
Fund balances, beginning of year	308,498	308,498	-
Fund balances, end of year	\$ 308,498	\$ 204,947	\$ (103,551)

See accompanying notes to basic financial statements.

Notes to Required Supplementary Information

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

a. Budgets and budgetary accounting

The City adopts annual budgets for the general fund, capital projects fund, and special revenue funds and such budgets are prepared on a basis consistent with generally accepted accounting principles. Any revisions that alter the total expenditures must be approved by the City Council. The budget of the General fund, Capital Projects fund, and 7 Cent Gas Tax fund are presented in the Statement of Revenues, Expenditures and Changes in Fund Balance - Budget and Actual. Revenues collected for and submitted to the Board of Education were not budgeted since they were remitted to the Board as received.

The City does not adopt budgets for the Debt Service Fund.

Budget information presented in the financial statements is based on the original budget as adopted by the City Council on September 26, 2011.

Supplementary Information

City of Vestavia Hills, Alabama

Combining Balance Sheet - Other Governmental Funds

Year ended September 30, 2012

	State Shared Gasoline Tax Funds		
	Four Cent	Five Cent	Emergency 911
Assets			
Cash and temporary investments	\$ -	\$ -	\$ -
Accounts receivable	17,822	8,695	55,606
Total assets	\$ 17,822	\$ 8,695	\$ 55,606
Liabilities			
Accounts payable	\$ -	\$ -	\$ 389
Interfund payable	17,822	8,695	-
Total liabilities	17,822	8,695	389
Fund equity			
Fund balance:			
Assigned	-	-	55,217
Total fund equity	-	-	55,217
Total liabilities and fund equity	\$ 17,822	\$ 8,695	\$ 55,606

Court & Corrections	Library	Totals
\$ 39,935	\$ 236,888	\$ 276,823
-	-	82,123
\$ 39,935	\$ 236,888	\$ 358,946
\$ 265	\$ 954	\$ 1,608
-	-	26,517
265	954	28,125
39,670	235,934	330,821
39,670	235,934	330,821
\$ 39,935	\$ 236,888	\$ 358,946

City of Vestavia Hills, Alabama

Combining Statement of Revenues, Expenditures, and
Changes in Fund Balances - Other Governmental Funds

Year ended September 30, 2012

	State Shared Gasoline Tax Funds	
	Four Cent	Five Cent
Revenues		
Taxes	\$ 2,040	\$ -
Intergovernmental	199,614	98,190
Fines and forfeitures	-	-
Grants	-	-
Investment revenues	-	-
Library revenues	-	-
Total revenues	201,654	98,190
Expenditures		
General government administration	-	-
Public safety	-	-
Public works	201,654	98,190
Library	-	-
Capital outlay	-	-
Total expenditures	201,654	98,190
Excess of revenues over (under) expenditures	-	-
Other financing sources (uses)		
Operating transfers in	-	-
Operating transfers out	-	-
Total other financing sources (uses)	-	-
Excess of revenues and other sources over (under) expenditures and other uses	-	-
Fund balance, beginning of year	-	-
Fund balance, end of year	\$ -	\$ -

Emergency 911	Court & Corrections	Library	Totals
\$ 716,879	\$ -	\$ -	\$ 718,919
-	-	-	297,804
-	162,394	-	162,394
-	-	20,109	20,109
3	21	291	315
-	-	76,820	76,820
<u>716,882</u>	<u>162,415</u>	<u>97,220</u>	<u>1,276,361</u>
-	118,732	-	118,732
971,009	18,223	-	989,232
-	-	-	299,844
-	-	54,459	54,459
-	-	1,800	1,800
<u>971,009</u>	<u>136,955</u>	<u>56,259</u>	<u>1,464,067</u>
<u>(254,127)</u>	<u>25,460</u>	<u>40,961</u>	<u>(187,706)</u>
251,326	14,210	21	265,557
-	-	(21)	(21)
<u>251,326</u>	<u>14,210</u>	<u>-</u>	<u>265,536</u>
(2,801)	39,670	40,961	77,830
58,018	-	194,973	252,991
<u>\$ 55,217</u>	<u>\$ 39,670</u>	<u>\$ 235,934</u>	<u>\$ 330,821</u>

Single Audit Reports

City of Vestavia Hills, Alabama
Independent Auditors' Report on Internal Control Over
Financial Reporting and on Compliance and Other Matters
Based on an Audit of Financial Statements Performed in
Accordance with *Government Auditing Standards*



Carr, Riggs & Ingram, LLC
2100 16th Avenue South
Suite 300
Birmingham, AL 35205

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Birmingham, AL 35255

(205) 933-7822
(205) 933-7944 (fax)
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**Independent Auditors' Report on Internal Control Over
Financial Reporting and on Compliance and Other Matters
Based on an Audit of Financial Statements Performed in
Accordance with *Government Auditing Standards***

To the Mayor and City Council
City of Vestavia Hills, Alabama
Vestavia Hills, Alabama

We have audited the financial statements of the City of Vestavia Hills, Alabama (the "City") as of and for the year ended September 30, 2012, and have issued our report thereon dated July 12, 2013. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States.

Internal Control Over Financial Reporting

Management of the City of Vestavia Hills, Alabama is responsible for establishing and maintaining effective control over financial reporting. In planning and performing our audit, we considered the City's internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the City's internal control over financial reporting.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent or detect misstatements on a timely basis. A *material weakness* is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over financial reporting that might be deficiencies, significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses, as defined above.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether the City's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

This report is intended solely for the information and use of management, others within the organization, federal awarding agencies, and pass-through entities and is not intended to be and should not be used by anyone other than these specified parties.

Carly Riggs & Ingram, L.L.C.

Birmingham, Alabama
July 12, 2013

**City of Vestavia Hills, Alabama
Independent Auditors' Report on Compliance with
Requirements That Could Have a Direct and Material
Effect on Each Major Program and on Internal Control
Over Compliance in Accordance With OMB Circular A-133**



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**Independent Auditors' Report on Compliance with
Requirements That Could Have a Direct and Material
Effect on Each Major Program and on Internal Control
Over Compliance in Accordance With OMB Circular A-133**

To the Mayor and City Council
City of Vestavia Hills, Alabama
Vestavia Hills, Alabama

Compliance

We have audited the City of Vestavia Hill, Alabama's (the "City") compliance with the types of compliance requirements described in the *OMB Circular A-133 Compliance Supplement* that could have a direct and material effect on each of the City's major federal programs for the year ended September 30, 2012. The City's major federal programs are identified in the summary of auditors' results section of the accompanying schedule of findings and questioned costs. Compliance with the requirements of laws, regulations, contracts, and grants applicable to each of its major federal programs is the responsibility of the City's management. Our responsibility is to express an opinion on the City's compliance based on our audit.

We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and OMB Circular A-133. Those standards and OMB Circular A-133 require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major federal program occurred. An audit includes examining, on a test basis, evidence about the City's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances. We believe that our audit provides a reasonable basis for our opinion. Our audit does not provide a legal determination on the City's compliance with those requirements.

In our opinion, the City complied, in all material respects, with the compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended September 30, 2012.

Internal Control Over Compliance

Management of the City is responsible for establishing and maintaining effective internal control over compliance with requirements of laws, regulations, contracts and grants applicable to federal programs. In planning and performing our audit, we considered the City's internal control over compliance with requirements that could have a direct and material effect on a major federal program to determine the auditing procedures for the purpose of expressing our opinion on compliance and to test and report on internal control over compliance in accordance with OMB Circular A-133, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of the City's internal control over compliance.

A *deficiency in internal control over compliance* exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. A material weakness in internal control over compliance is a deficiency, or combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis.

Our consideration of internal control over compliance was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over compliance that might be deficiencies, significant deficiencies, or material weaknesses. We did not identify any deficiencies in internal control over compliance that we consider to be *material weaknesses*, as defined above.

This report is intended solely for the information and use of management, others within the organization, federal awarding agencies, and pass-through entities and is not intended to be and should not be used by anyone other than these specified parties.

Car, Riggs & Ingram, L.L.C.

Birmingham, Alabama
July 12, 2013

City of Vestavia Hills, Alabama

Schedule of Expenditures of Federal Awards

Year ended September 30, 2012

Description	Federal CDFA Number	Expenditures
<u>U.S. Department of Transportation</u>		
Passed through Alabama Department of Transportation		
Safe Route To Schools Project SRTS-SR	20.205	\$ 213,699
Canyon/Merryvale Sidewalks Project STPBH-CN	20.205	348,837
Total U.S. Department of Transportation		562,536
Total federal awards		\$ 562,536

Notes to Schedule of Expenditures and Federal Awards

A. General

The accompanying Schedule of Expenditures of Federal Awards (the Schedule) includes the federal grant activity the City for the year ended September 30, 2012. All federal financial assistance received directly from federal agencies, as well as federal financial assistance passed through other state and local government agencies, is included in the schedule. The information in this Schedule is presented in accordance with the requirements of OMB Circular A-133, *Audits of States, Local Governments, and Non-Profit Organizations*.

B. Basis of Accounting

The Schedule is presented using the modified accrual basis of accounting, which is described in Note 1 to the City's financial statements.

City of Vestavia Hills, Alabama
Schedule of Findings and Questioned Costs

Schedule of Findings and Questioned Costs

Year ended September 30, 2012

Section I - Summary of Auditors' Results

Financial statements

Type of auditors' report issued: Unqualified

Internal control over financial reporting:

Material weakness(es) identified? yes x no

Significant deficiency(ies) identified? yes x none reported

Noncompliance material to financial statements noted? yes x no

Federal awards

Internal control over major programs:

Material weakness(es) identified? yes x no

Significant deficiency(ies) identified? yes x none reported

Type of auditors' report issued on compliance for major programs: Unqualified

Any audit findings disclosed that are required to be reported in accordance with Section 510 (a) of OMB Circular A-133? yes x no

Identification of major programs:

<u>CFDA Number(s)</u>	<u>Name of Federal Program or Cluster</u>
20.205	USDOT - Safe Route to Schools
20.205	USDOT - Canyon/Merryvale

Dollar threshold used to distinguish between Type A and Type B program: \$ 300,000

Auditee qualified as low-risk auditee? yes x no

Section II - Financial Statement Findings

No matters to report.

Section III - Federal Awards Findings and Questioned Costs

No matters to report.

ORDINANCE NUMBER 2442

**ANNEXING CERTAIN TERRITORY TO THE
CORPORATE LIMITS OF THE CITY OF
VESTAVIA HILLS, ALABAMA.**

WHEREAS, on the 14th day of January, 2013, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

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

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

4918 Cahaba River Road
Shannon-Waltchack, LLC, Owner(s)

More particularly described as follows:

Part of the NE q/4 of the NE ¼ of Section 34, Township 18 South, Range 2 West, Situated in Jefferson County, Alabama, more particularly described as follows:

Begin at the SE corner of said ¼-¼ section and run then Westerly along the South line thereof for a distance of 240 feet to the point of beginning of the tract here described. From the point of beginning thus obtained, continue Westerly along the South line of said quarter-quarter section for a distance of 162.60 feet; thence turn an angle of 92 degrees 03' 30" to the right and run Northwardly for a distance of 234.16 feet to a point of intersection with a curve, said curve having a radius of 1,186.48 feet and

extending a central angle of 4 degrees 44' 10" to the tangent of said curve forming an angle of 81 degrees 36' 30" to the right from the last described course when extended Northwardly through the point of intersection of said curve, run thence Eastwardly along said curve and along the Southerly line of the right of way of US Highway 280 for a distance of 98.08 feet; thence turn an angle of 88 degrees 05' 30" to the right angle measured to tangent of said curve and run Southwardly for a distance of 255.33 feet, more or less to the point of beginning.

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof, together with a duly certified copy of the petition, with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 12th day of July, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

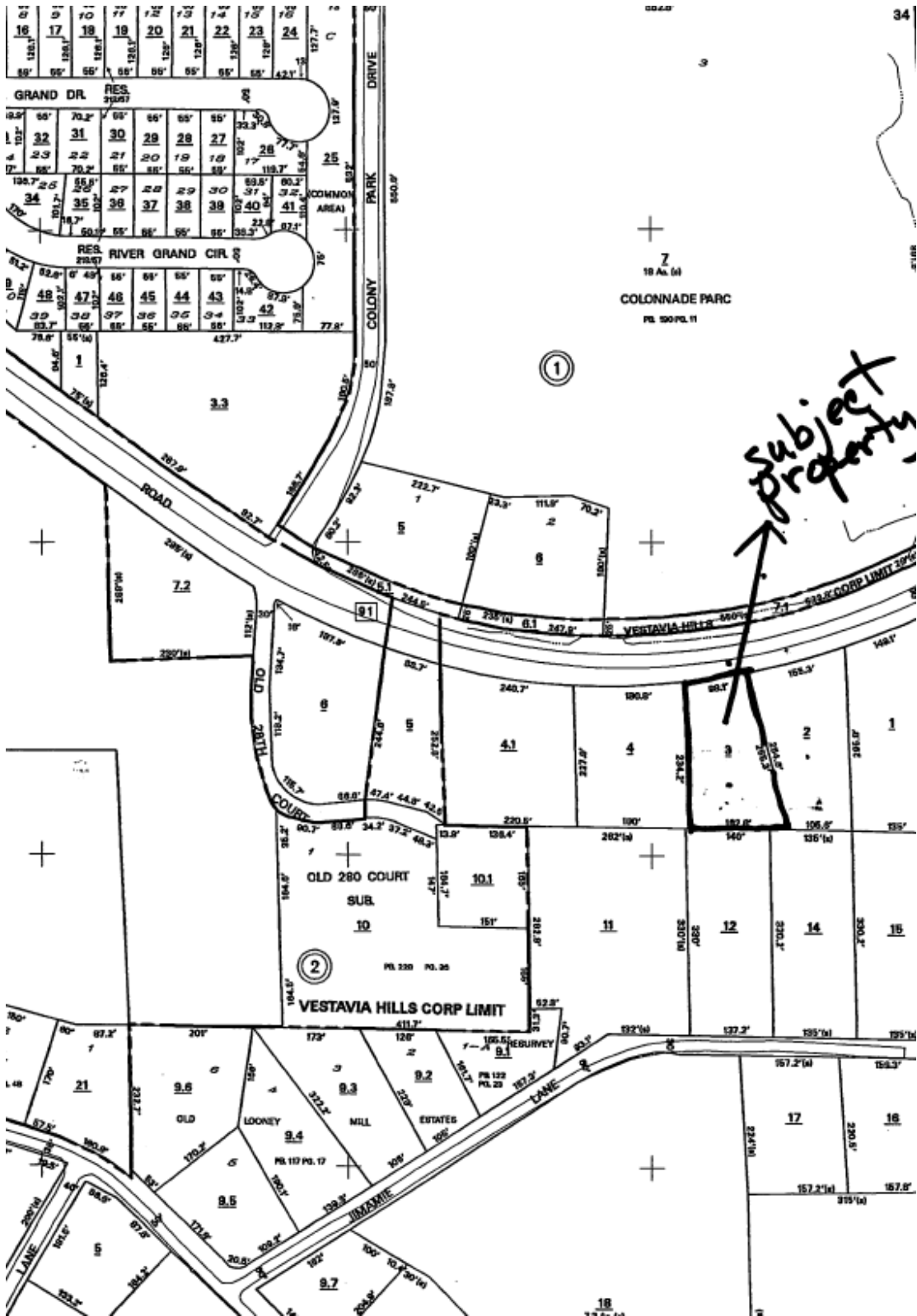
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2442 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 12th day of July, 2013, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



ORDINANCE NUMBER 2443

AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF A PARCEL OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS B-3 WITH CONDITIONAL USE FOR STORAGE

BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 to Vestavia Hills B-3 with a conditional use for storage/warehousing of inventory;

4918 Cahaba River Road
Shannon Waltchack, LLC, Owner(s)

More particularly described as follows:

Part of the NE q/4 of the NE ¼ of Section 34, Township 18 South, Range 2 West, Situated in Jefferson County, Alabama, more particularly described as follows:

Begin at the SE corner of said ¼-¼ section and run then Westerly along the South line thereof for a distance of 240 feet to the point of beginning of the tract here described. From the point of beginning thus obtained, continue Westerly along the South line of said quarter-quarter section for a distance of 162.60 feet; thence turn an angle of 92 degrees 03' 30" to the right and run Northwardly for a distance of 234.16 feet to a point of intersection with a curve, said curve having a radius of 1,186.48 feet and extending a central angle of 4 degrees 44' 10" to the tangent of said curve forming an angle of 81 degrees 36' 30" to the right from the last described course when extended Northwardly through the point of intersection of said curve, run thence Eastwardly along said curve and along the Southerly line of the right of way of US Highway 280 for a distance of 98.08 feet; thence turn an angle of 88 degrees 05' 30" to the right angle measured to tangent of said curve and run Southwardly for a distance of 255.33 feet, more or less to the point of beginning.

APPROVED and ADOPTED this the 12th day of August, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

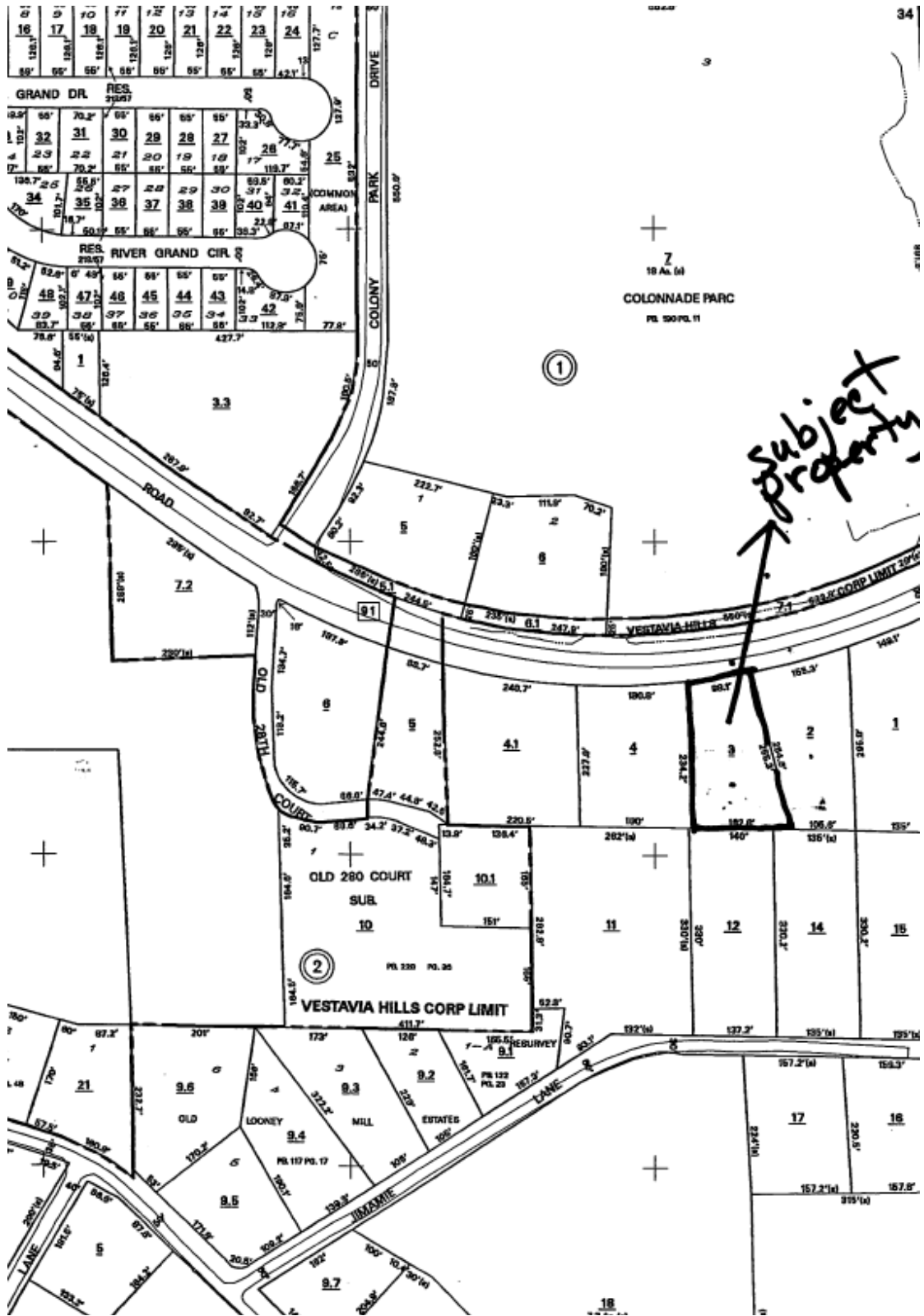
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2443 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 12th day of August, 2013 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills New Merkle House, Vestavia Hills Civic Center and Vestavia Hills Library in the Forest this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk



CITY OF VESTAVIA HILLS
SYNOPSIS AND STAFF RECOMMENDATION CONCERNING
APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION

Date: APRIL 11, 2013

- **CASE:** P-0313-06
- **REQUESTED ACTION:** Rezone from Jefferson County E-2 to Vestavia Hills B-3 with Conditional Use for Storage of Inventory
- **PROPOSED USE(S):** Office/Storage
- **ADDRESS/LOCATION:** 4918 Cahaba River Rd.
- **APPLICANT/OWNER:** Shannon Waltcheck, LLC; 120 18th St. South, Suite 101 Birmingham, AL 35233
- **REPRESENTING AGENT:** Len Shannon
- **GENERAL DISCUSSION:** This property is located on Cahaba River Rd, diagonally across from the dry cleaners and donut shop just east of Colony Park Dr. The site is .72 acres. The property is currently zoned Jefferson County E-2 but the applicant requests to be zoned Vestavia Hills B-3 with a Conditional Use for storage of inventory for Centurion Labs, a pharmaceutical wholesaler. A proposed site plan is included which appears to meet the requirements of a B-3 zoning.
- **CAHABA HEIGHTS COMMUNITY PLAN:** This request is consistent with the Cahaba Heights Community Plan for limited mixed use.
- **STAFF REVIEW AND RECOMMENDATION:**
 1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

City Planner Recommendation: No recommendation
 2. **City Engineer Review:** No problems noted

3. **City Fire Marshal Review:** No problems noted.
 4. **Building Safety Review:** No problems noted.
 5. **Economic Development Review:** No problems noted
- **PLANNING AND ZONING BOARD RECCOMENDATION:**
Motion to recommend approval was made by Mr. Jim Sharp and was seconded by Mr. Deloye Burrell. Recommended unanimously for approval.



P-0413-08//28-34-1-2-3
4918 Cahaba River Rd.
Rezone to VH E-2
Shannon Waltchack, LLC
JEFFCo Office

Proposed Annexation and Re-Zoning

For the Property Located At
4918 Cahaba River Rd.
Birmingham, AL 35243

Proposed By:

Len Shannon III
Shannon Waltchack, LLC
120 18th Street South
Birmingham, AL 35233
www.shanwalt.com



Table of Contents

- Overview of Request
- Vicinity Map
- Site Plan
- Survey
- Aerial Photographs
- Proposed Building Design
- Utility Letters

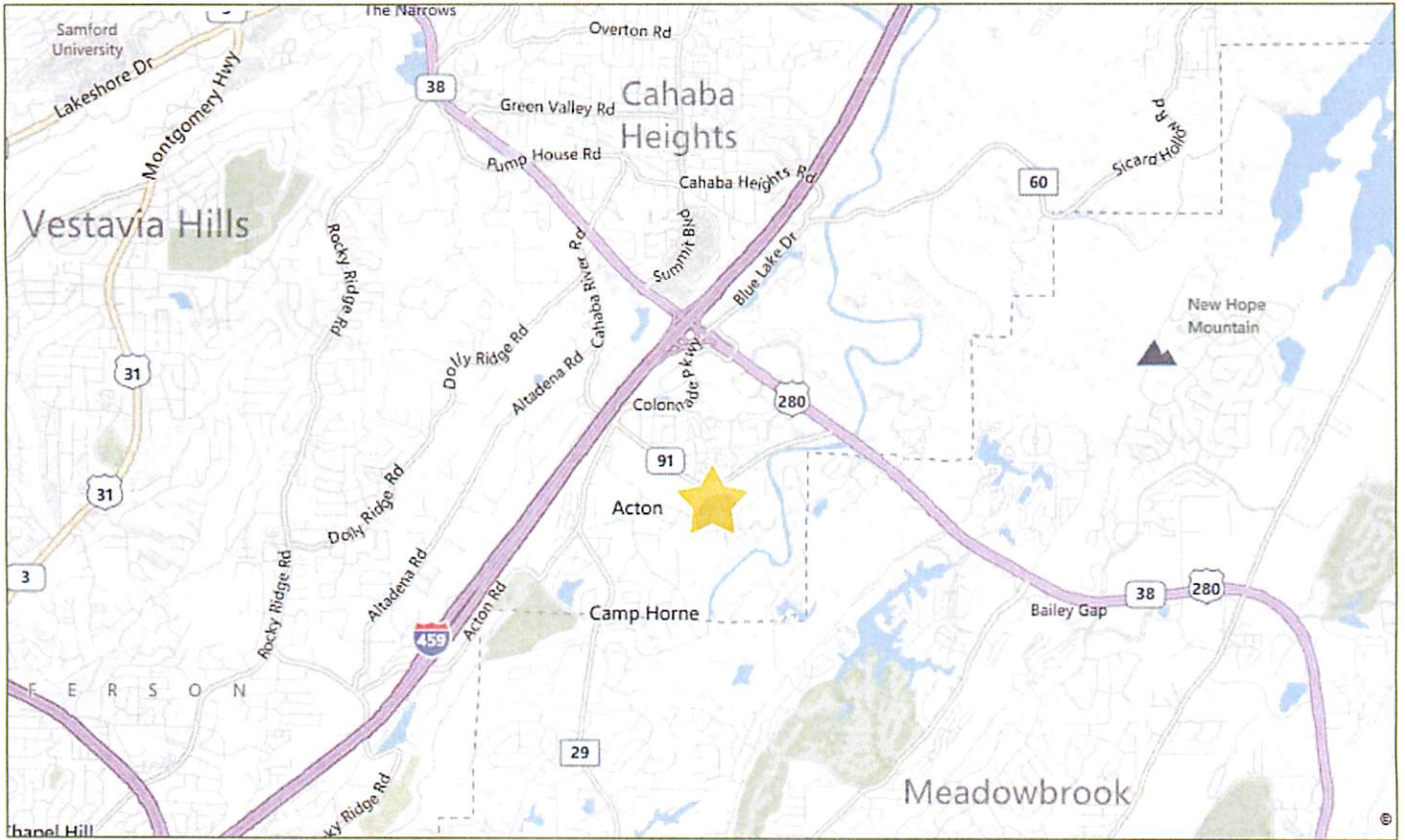


Overview of Request

- Owner:** Shannon Waltchack, LLC currently owns the property, but the development will be owned 50% by Shannon Waltchack and 50% by the future tenant, Centurion Labs.
- Property:** Property is located on Cahaba River Rd., just east of Patchwork Farms.
- Proposal:** To construct a commercial building, being approximately (???) square feet for office and storage.
- Architecture:** An exterior designed to look less like a warehouse and more like an office.
- Parking:** Our tenant will only have four employees (offices) and the rest of the building will be temperature controlled storage for medical products since they sell to wholesalers. No customers will be coming to the office.
- Lighting:** Minimal exterior lighting is proposed.
- Dumpster:** Future Tenant will not need a dumpster.
- Tenant:** Centurion Labs is owned by Trey Duet who lives in Vestavia on Caldwell Mill Rd. Centurion Labs sells prescription products and supplements to drug wholesalers.



VICINITY MAP





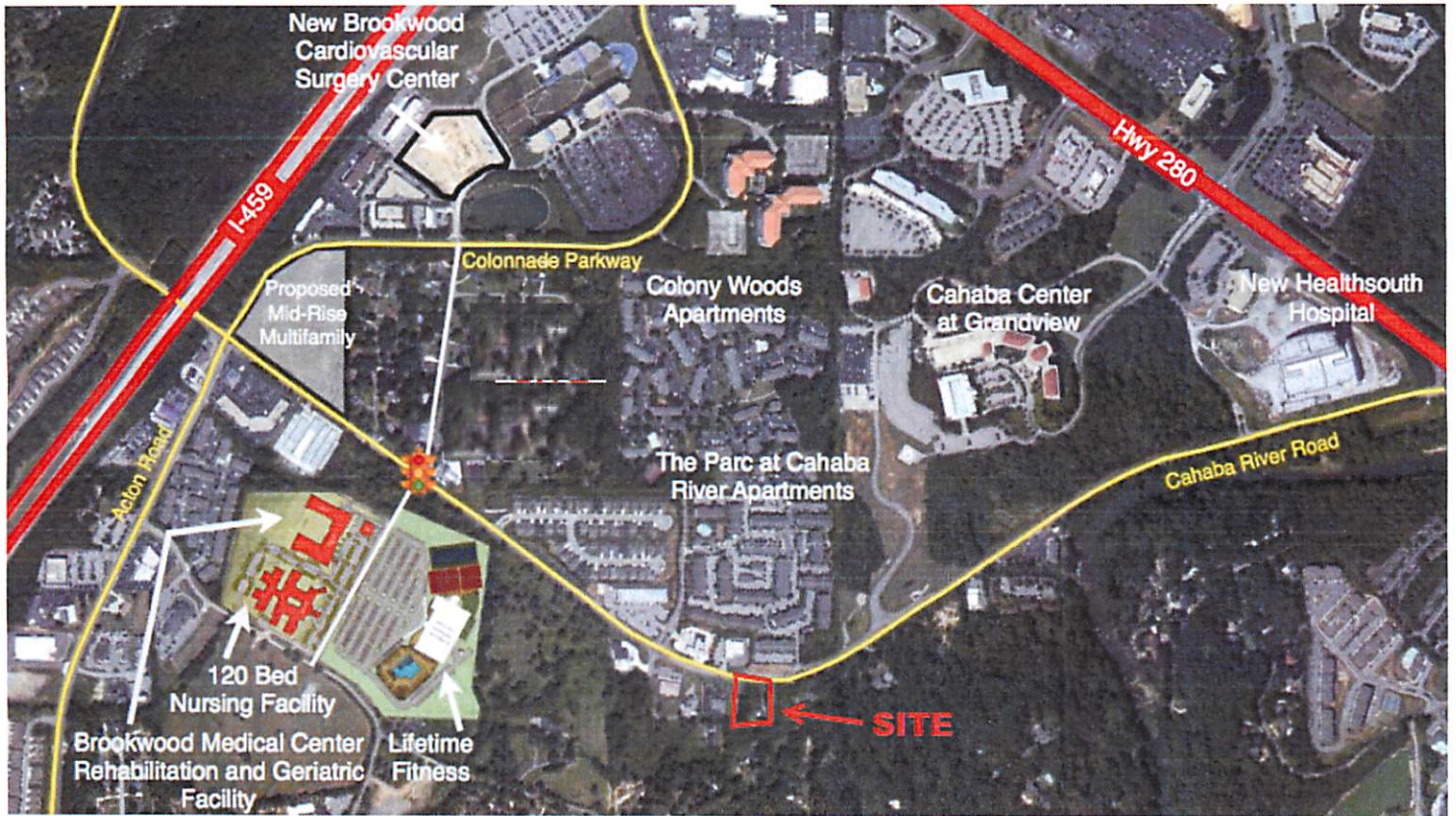
REF. SHEET:
DESCRIPTION: CONCEPTUAL LAYOUT PLAN

▶ CAHABA RIVER ROAD PROPOERTY
BIRMINGHAM, AL

C1.1

CONCEPTUAL DRAWING
GMC #
DATE: 11.29.2012
DRAWN BY: ---

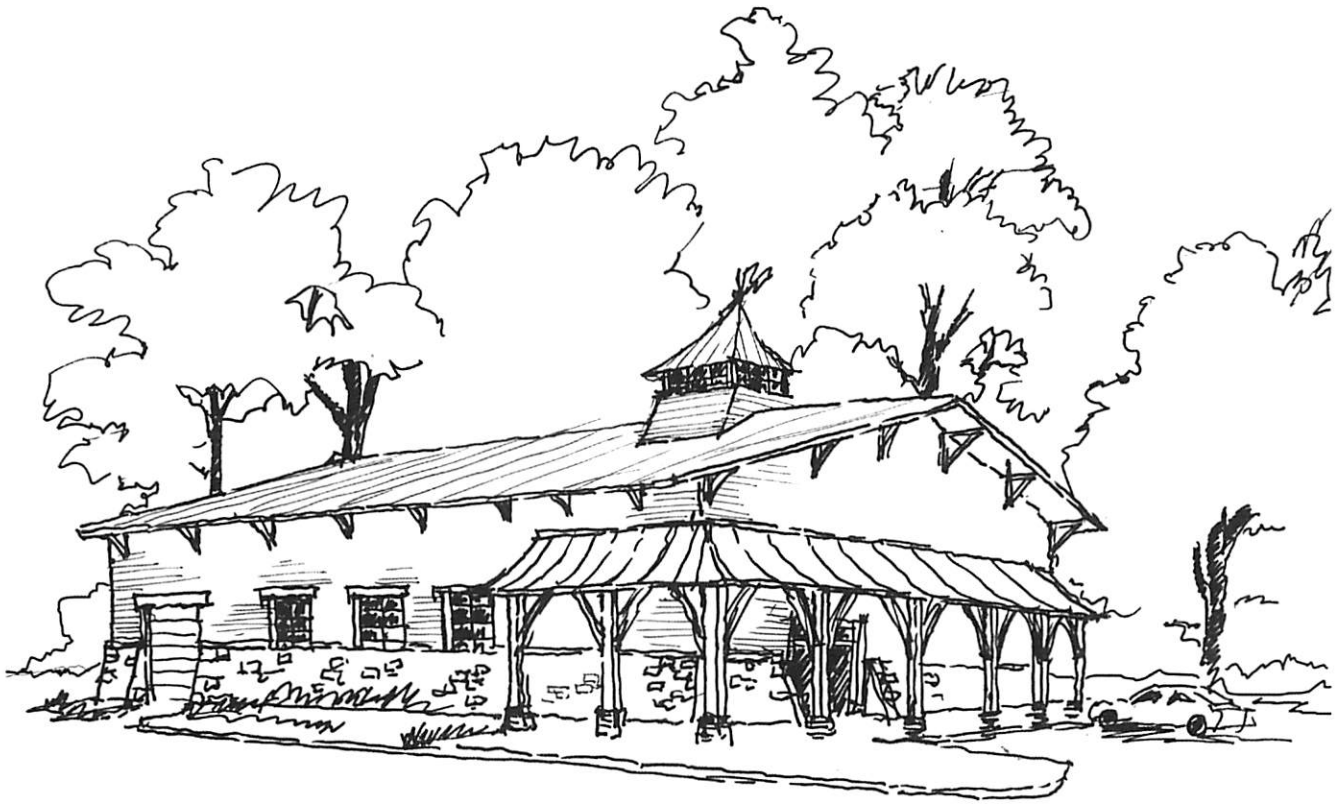
AERIAL 1



AERIAL 2



PROPOSED BUILDING DESIGN



CAHABA RIVER ROAD

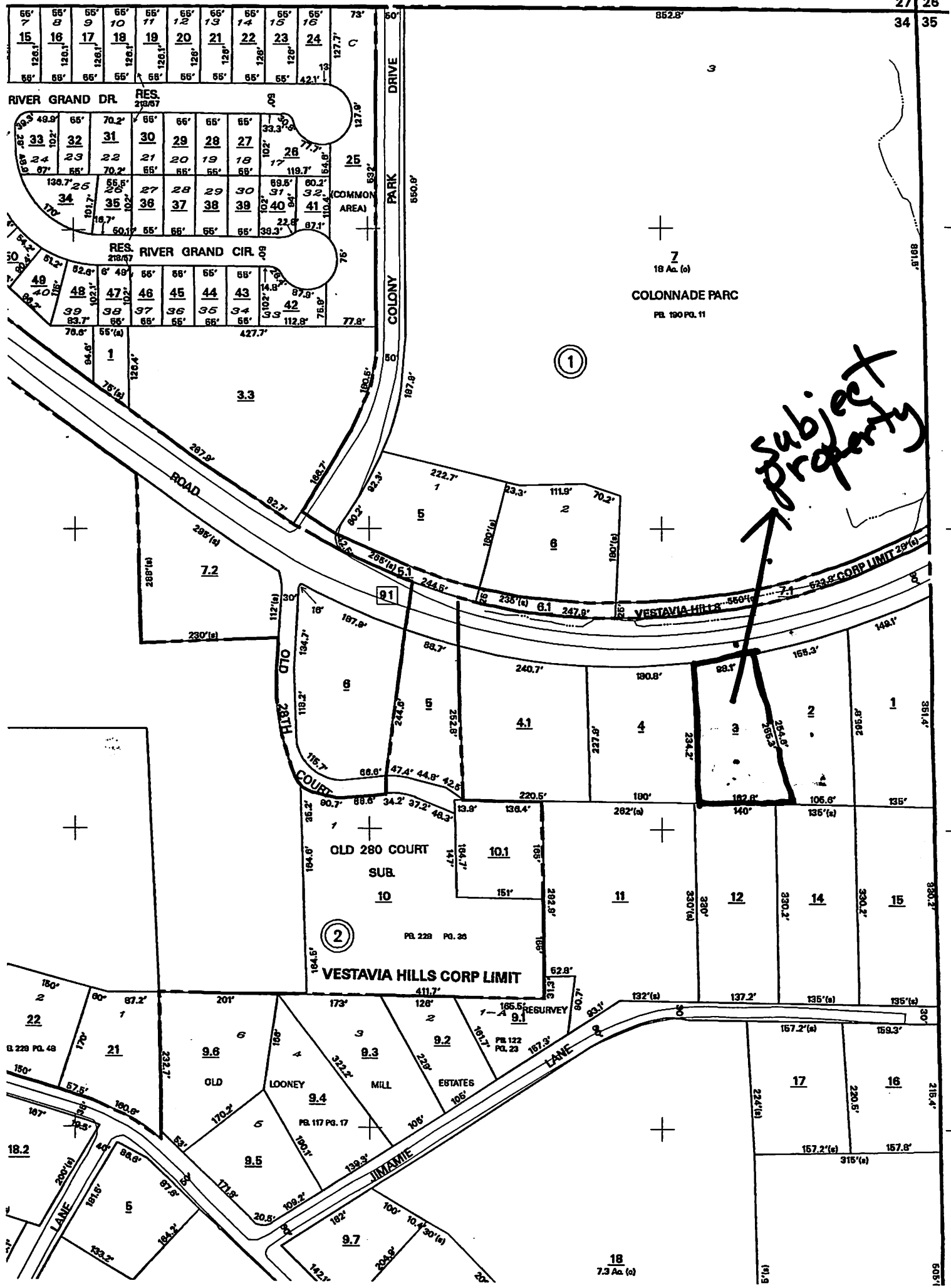
CONCEPTUAL SKETCH | MAY 14, 2012

 CHRISTOPHER
ARCHITECTS



SHANNON · WALTCHACK

20 18th Street South, Suite 101 / Birmingham, AL 35233 o: 205.977.9797 f: 205.977.9793 w: shanwalt.com



subject property

①

②

18
7.3 Ac. (a)

RESOLUTION NUMBER 4473

A RESOLUTION ORDERING THE DEMOLITION OF A BUILDING OR STRUCTURE LOCATED AT 3348 RIDGELY CIRCLE, VESTAVIA HILLS, ALABAMA, PARCEL ID# 28-00-23-2-007-32.000, 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 THE CITY OF VESTAVIA HILLS TO CAUSE SAID DEMOLITION TO BE PERFORMED 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

WHEREAS, the appropriate Municipal Officials determined that the condition of the building or structure located at 3348 Ridgely Circle, Vestavia Hills, Alabama, Parcel I.D. Number 28-00-23-2-007-032.000 is in such a condition as to make it dangerous to the life, health, property, morals, safety, or general welfare of the public or the occupants.

WHEREAS, contemporaneously with the filing of “Finding of Public Nuisance, Notice and Order to Remedy and Notice of Lis Pendens” on June 4, 2013, a copy of same was sent via certified mail, properly addressed and postage prepaid to:

A. All person or persons, firm, association, or corporation last assessing the subject property for state taxes to the address on file in the Jefferson County Tax Collector’s Office;

B. The record property owner or owners (including any owner or owners of an interest in the subject property) as shown from a search of records of the Office of the Judge of Probate of Jefferson County, Alabama, at the owner or owners’ last known address and at the address of the subject property;

C. All mortgagees of record as shown from a search of the records of the Office of the Judge of Probate of Jefferson County, Alabama, to the address set forth in the mortgage or, if no address for the mortgagee is set forth in the mortgage, to the address determined to be the correct address by the appropriate Municipal Officials;

D. All lien holders of record as shown from a search of the records of the Office of the Judge of Probate of Jefferson County, Alabama to the address set forth in the statement of lien or, if no address for the lien holder is set forth in the statement of

lien, to the address determined to be the correct address by the appropriate Municipal Officials; and

E. Such other persons who are otherwise known to the City Clerk or to the appropriate Municipal Officials who could have an interest in the subject property;

WHEREAS, contemporaneously with the filing of the “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of Lis Pendens”, a copy of the same was posted at or within three feet of an entrance to the building on the subject property and posted in three public places located within the City of Vestavia Hills: 1) Vestavia Hills Municipal Center, 2) Vestavia Hills Library in the Forest, and 3) Vestavia Hills Civic Center.

WHEREAS, notice that the appropriate Municipal Officials have made a finding that the subject property is a dangerous building because it is unsafe to the extent that it is a public nuisance and is subject to demolition and that a public hearing would be held on a certain date was also given to all interested parties and to the public at large by publication in the *Alabama Messenger*.

BE IT RESOLVED by the City Council of the City of Vestavia Hills, Alabama while in regular session on Monday, August 12, 2013 at 5:00 p.m. as follows:

Section 1. A Public Hearing was held on August 12, 2013 at 5:00 p.m. and after due deliberation the City Council of the City of Vestavia Hills, Alabama finds that the structure standing at 3348 Ridgely Circle, Vestavia Hills, AL 35243, Parcel ID# 28-00-23-2-007-032.000 is unsafe to the extent of becoming a public nuisance to the citizens of the City of Vestavia Hills, Alabama and is due to be condemned and demolished in compliance with Sections 11-40-30 through 11-40-36 and Sections 11-53B-1 through 11-53B-16, inclusive, of the Code of Alabama (1975), and Ordinance Number 2382 of the City of Vestavia Hills, Alabama, subject, however, and limited by that certain Remediation Agreement attached hereto as Exhibit A, which the Mayor is hereby authorized to execute;

Section 2. That the City of Vestavia Hills shall cause said demolition to be performed by its own employees and/or by contractor(s); and

Section 3. That the City Attorney and the City Clerk are hereby directed to cause the cost of such demolition to be charged against the land on which the building or structure is located and shall constitute a lien on the property for the amount of the assessment or cause such cost to be recovered in a suit at law against the owner or owners.

ADOPTED this the 12th day of August, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION OF CITY CLERK

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, Rebecca Leavings, City Clerk of the City of Vestavia Hills, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a Resolution duly and legally adopted by the City Council of the City of Vestavia Hills, Alabama, on the _____ day of _____, 2013 while in regular session on Monday, August 12, 2013, and the same appears of record in the minute book of said date of said City.

Witness my hand and seal of office this _____, 20__.

Rebecca Leavings, City Clerk

1200 PARK PLACE TOWER ■ 2001 PARK PLACE NORTH ■ BIRMINGHAM, ALABAMA 35203
(205) 324-4400 ■ Facsimile: (205) 322-1163

June 4, 2013

VIA HAND DELIVERY

Ms. Rebecca Leavings
City Clerk
City of Vestavia Hills
513 Montgomery Highway
Vestavia Hills AL 35216

RE: Lis Pendens

Dear Becky:

Please find enclosed five copies of the filed-stamped Lis Pendens notice for the demolition of real property located at 3348 Ridgely Circle. One copy of this notice is for your file. The other four copies need to be posted in the following locations within three days of today:

1. 3348 Ridgely Circle.
2. Vestavia Hills Municipal Center.
3. Vestavia Hills Library in the Forest.
4. Vestavia Hills Civic Center.

Should you have any questions or need any additional information, please let me know.

Very truly yours,



Kelly Thrasher Fox

Enclosures


cc: Mark T. Waggoner, Esq.
Benjamin S. Goldman, Esq.

537256

Es 4473

IN THE PROBATE COURT OF JEFFERSON COUNTY, ALABAMA

CITY OF VESTAVIA HILLS, ALABAMA)
)
 v.)
)
 REALTY INVESTMENTS, INC.;)
 JEFFERSON COUNTY SEWER SERVICE)
 OFFICE;)
 BIRMINGHAM WATER WORKS)
)
 Lot 4, Block 3, according to the Survey of)
 Shades Cahaba Estates 3rd Addition, as recorded)
 in Map Book 41, page 12, in the Probate Office)
 of Jefferson County, Alabama.)


20130604000579700 1/10
Bk: LR201314 Pg:19999
Jefferson County, Alabama
I certify this instrument filed on:
06/04/2013 11:57:48 AM LN
Judge of Probate- Alan L. King

**FINDING OF PUBLIC NUISANCE, NOTICE AND ORDER TO REMEDY,
AND NOTICE OF LIS PENDENS**

TAKE NOTICE that:

COMES NOW, the City of Vestavia Hills, Alabama (“the City”), by and through its Appropriate Municipal Officials, its City Clerk, and its Attorney to provide notice pursuant to Ordinance No. 2382 of the City that the Appropriate Municipal Officials have made a finding that a building located within the City is a dangerous building because it is unsafe to the extent that it is a public nuisance and subject to demolition. The building is located on the following described property, to wit, which will be described hereafter as “the Subject Property”:

STREET ADDRESS:

3348 Ridgely Circle, Vestavia Hills, AL 35243

LEGAL DESCRIPTION:

Lot 4, Block 3, according to the Survey of Shades Cahaba Estates 3rd Addition, as recorded in Map Book 41, page 12, in the Probate Office of Jefferson County, Alabama

PARCEL IDENTIFICATION NUMBER:

28-00-23-2-007-032.000

The City provides further notice as follows:

1. In *Ellis v. City of Montgomery*, the United States District Court for the Middle District of Alabama stated that, in cases such as this where a municipality seeks the demolition of building by use of its police powers, “A simple *lis pendens* filing after sending notice to the current owner of a property would place subsequent purchasers on record notice that demolition could occur.” *Ellis v. City of Montgomery*, 460 F.Supp.2d 1301, 1307 (M.D. Ala. 2006). Here, the City is invoking the procedure recommended by the District Court.

2. By the filing of this Notice, the City is not claiming any right, title, or interest in the subject property. Rather, the purpose of this Notice is to put all interested parties on notice of the City’s intent to exercise its authority provided by law and specifically by the City’s ordinances.

3. Ordinance No. 2382 of the City is “An Ordinance to Amend the Official Policies and Procedures of the City of Vestavia Hills, Alabama, Regarding Unsafe Structures and Dangerous Buildings.” The below-signed Appropriate Municipal Officials are the persons designated to exercise the authority and perform the duties delegated by Ordinance No. 2382.

4. The Appropriate Municipal Officials find that the building located on the Subject Property is a “dangerous building” within the meaning of Ordinance No. 2382 because of the following defects:

(1) Exclusive of the foundation, the building shows thirty-three (33) percent, or more, of damage or deterioration of one (1) or more supporting members, or fifty (50) percent of damage or deterioration of the non-supporting enclosing or outside walls or covering;

(2) The building has been damaged by fire, wind, earthquake, flood, sinkhole, deterioration, neglect, abandonment, vandalism, or any other cause so as to have become dangerous to life, health, property, morals, safety, or general welfare of the public or the occupants;

(3) The building has become or is so damaged, dilapidated, decayed, unsafe, unsanitary, lacking in maintenance, vermin or rat infested, containing filth or contamination, lacking proper ventilation, lacking sufficient illumination, or so utterly fails to provide the amenities essential to decent living that it is unfit for human habitation, or is likely to cause sickness or disease, so as to work injury to the life, health, property, morals, safety, or general welfare of the public or the occupants;

(4) The building has light, air, heating, cooling, and sanitation facilities which are inadequate to protect the life, health, property, morals, safety, or general welfare of the public or the occupants;

(5) The building does not provide minimum safeguards to protect or warn occupants in the event of fire;

(6) The building is neglected, damaged, dilapidated, unsecured, or abandoned so as to become an attractive nuisance to children who might play in or on the building, structure, part of building or structure, party wall, or foundation to their danger, has become a harbor for vagrants, criminals, or immoral persons, or enables persons to resort to the building, structure, part of building or structure, party wall, or foundation for committing a nuisance or an unlawful act; and

(7) The building is, because of its condition, unsafe, unsanitary, or dangerous to the life, health, property, morals, safety, or general welfare of the public or the occupants.

5. The Appropriate Municipal Officials find that the building on the Subject Property is substantially damaged or decayed, or deteriorated from its original value or structure (not including the value of the land).

6. The Appropriate Municipal Officials find that the building on the Subject Property cannot be reasonably repaired so that it will no longer exist in violation of the terms of Ordinance No. 2382.

7. Notice is hereby given to remedy the unsafe or dangerous condition by demolition of the building on the Subject Property within forty-five (45) days of the date of this Notice to the Appropriate Municipal Officials' satisfaction. In the event the owner does not comply within the time specified herein to the Appropriate Municipal Officials' satisfaction, the demolition shall be accomplished by the City and the cost thereof assessed against the Subject Property and such cost shall constitute a lien against the Subject Property.

8. The Appropriate Municipal Officials find that the building on the Subject Property is in such condition as to make it dangerous to the life, health, property, morals, safety, or general welfare

of the public or the occupants. Therefore, the Appropriate Municipal Officials order that the building on the Subject Property be and remain vacated until demolished.

9. A public hearing as provided for by Section 5-146(a) set forth in Ordinance No. 2382 shall be held on the finding of the Appropriate Municipal Officials in the Council Chambers at the Vestavia Hills Municipal Center, 513 Montgomery Highway, Vestavia Hills, AL 35216, on the 12th day of August, 2013, at 5:00 p.m. At that time, the City Council shall hold a public hearing to receive any objections to the finding by the Appropriate Municipal Officials that the building or structure is unsafe to the extent of becoming a public nuisance. A written request for a public hearing is not necessary. At the public hearing, the City Council shall also receive any written objections to the finding by the Appropriate Municipal Officials. Any such written objection must be submitted to the City Clerk prior to the start of the City Council meeting at which the public hearing is held. No action shall be taken on the finding of the Appropriate Municipal Officials until determination thereon is made by the City Council. Upon holding the hearing, the City Council shall determine whether or not the building or structure is unsafe to the extent that it is a public nuisance. If it is determined by the City Council that the building or structure is unsafe to the extent that it is a public nuisance, the City Council shall order demolition of the building at the expense of the City and assess the expenses of the move or demolition on the land on which the building stands or to which it is attached. Any person aggrieved by the decision of the City Council at the hearing may, within ten (10) days thereafter, appeal to the Circuit Court of Jefferson County, Alabama, Birmingham Division, upon filing with the Clerk of the Circuit Court of Jefferson County, Alabama, Birmingham Division, notice of the appeal and bond for security of costs in the form and amount to be approved by the Circuit Clerk. For further particulars, see Ordinance No. 2382.

10. A failure by the Vestavia Hills City Council to act on the findings of the Appropriate Municipal Officials within ninety (90) days from the date of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*" shall constitute an abdication of the Appropriate

Municipal Officials' findings. However, this shall in no way prevent the City from reinitiating the proceedings authorized by Ordinance No. 2382 at any time so long as all the requirements of Ordinance No. 2382 are satisfied anew. Furthermore, this does not require that the ordered demolition take place within ninety (90) days from the date of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*." A failure by the City to accomplish the demolition of the building within one hundred eighty (180) days of the passage of the resolution by the City Council ordering the same shall constitute an abdication of the City Council's order unless certain conditions further explained in Ordinance No. 2382 are satisfied. For further particulars, see Ordinance No. 2382. Anyone interested in the status of these proceedings should inquire with the Vestavia Hills City Clerk at (205) 978-0184 or at 513 Montgomery Highway, Vestavia Hills, AL 35216.

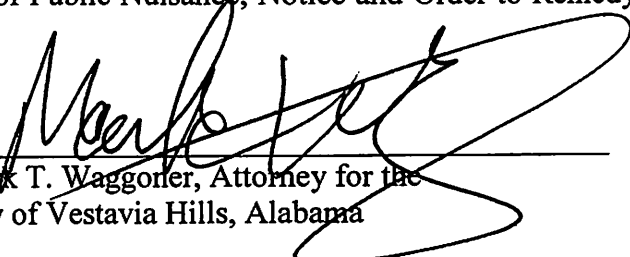
11. It is unlawful for any person, or for any agent, servant or employee of such person, to obstruct or interfere with the Appropriate Municipal Officials in carrying out the purposes of Ordinance No. 2382.

12. It is unlawful for any person, or for any agent, servant or employee of such person, to mutilate, destroy, tamper with this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*."

13. It is unlawful for any person to enter, access, or be upon the building that the Appropriate Municipal Officials have ordered to be vacated pursuant to this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*" except for the purposes of demolishing the same.

14. It is unlawful for any person who has received this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*" to sell, transfer, mortgage, lease, encumber, or otherwise dispose of the building that is the subject of the same to another until such person shall first furnish the grantee, transferee, mortgagee, or lessee a true copy of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*" and shall furnish to the Appropriate

Municipal Officials a signed and notarized statement from the grantee, transferee, mortgagee, or lessee acknowledging the receipt of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*" and fully accepting the responsibility without condition for making the corrections or repairs required by this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*."



Mark T. Waggoner, Attorney for the
City of Vestavia Hills, Alabama

OF COUNSEL:

Hand Arendall LLC

2001 Park Place North, Suite 1200

Birmingham, AL 35203


E-mail: mwaggoner@handarendall.com

Phone: (205) 324-4400 Fax: (205) 322-1163


VERIFICATION OF THE APPROPRIATE MUNICIPAL OFFICIALS

We, the undersigned, Keith Blanton and Greg Gilchrist state as follows: We are the Building Official and Fire Marshal, respectively, for the City of Vestavia Hills, Alabama, and for purposes of administering Ordinance No. 2382, we are the "Appropriate Municipal Officials." We hereby offer the findings made in this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*," make such orders as are offered herein, and provide such notice as is specified herein.

DONE this the 4th day of ^{June} ~~May~~, 2013.



Keith Blanton, Building Official and
Appropriate Municipal Official
City of Vestavia Hills, Alabama



Greg Gilchrist, Fire Marshal and
Appropriate Municipal Official
City of Vestavia Hills, Alabama

This Instrument Prepared By:

Mark T. Waggoner
Hand Arendall LLC
2001 Park Place North, Suite 1200
Birmingham, AL 35203
E-mail: mwaggoner@handarendall.com
Phone: (205) 324-4400
Fax: (205) 322-1163

CERTIFICATE OF SERVICE

Contemporaneously with the filing of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*," a copy of the same has been sent via certified mail, properly addressed and postage prepaid to all of the following persons on this the 4th day of ^{June} ~~May~~, 2013:

A. The person or persons, firm, association, or corporation last assessing the Subject Property for state taxes to the address on file in the Jefferson County Tax Collector's Office:

Realty Investments, Inc.
P.O. Box 1086
Birmingham, AL 35201

B. The record property owner or owners (including any owner or owners of an interest in the Subject Property) as shown from a search of the records of the office of the Judge of Probate of Jefferson County, Alabama, at the owner or owners' last known address and at the address of the Subject Property:

Realty Investments, Inc.
3348 Ridgely Circle
Birmingham, AL 35243

Realty Investments, Inc.
5144 Kirkwall Lane
Birmingham, AL 35242

Realty Investments, Inc.
c/o Key, Greer, Harrison & Casey
Attention: James H. Greer
2163 Highway 31 South
Pelham, AL 35124

C. All mortgagees of record as shown from a search of the records of the office of the Judge of Probate of Jefferson County, Alabama, to the address set forth in the mortgage or, if no address for the mortgagee is set forth in the mortgage, to the address determined to be the correct address by the Appropriate Municipal Official:

There are no mortgagees of record.

D. All lien holders of record as shown from a search of the records of the office of the Judge of Probate of Jefferson County, Alabama to the address set forth in the statement of lien or, if no address for the lien holder is set forth in the statement of lien, to the address determined to be the correct address by the Appropriate Municipal Official:

There are no lien holders of record.

E. Such other persons who are otherwise known to the City Clerk or to the Appropriate Municipal Official who could have an interest in the Subject Property:

Jefferson County Sewer Service Office
Room 800
Jefferson County Courthouse
716 Richard Arrington Jr. Blvd. North
Birmingham, AL 35203
Attention: Alicia

Birmingham Water Works
Room 800
Jefferson County Courthouse
716 Richard Arrington Jr. Blvd. North
Birmingham, AL 35203
Attention: Monike Johnson

No other person is otherwise known to the City Clerk or to the Appropriate Municipal Official to have an interest in the Subject Property.

Contemporaneously with the filing of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*," a copy of the same has been posted at or within three feet of an entrance to the building on the Subject Property.

Contemporaneously with the filing of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*," a copy of the same has been posted in three public places located within the City: 1.) at Vestavia Hills Municipal Center, 2.) at the Vestavia Hills Library in the Forest, and 3.) at the Vestavia Hills Civic Center.

Notice that the Appropriate Municipal Official has made a finding that the Subject Property is a dangerous building because it is unsafe to the extent that it is a public nuisance and is subject to

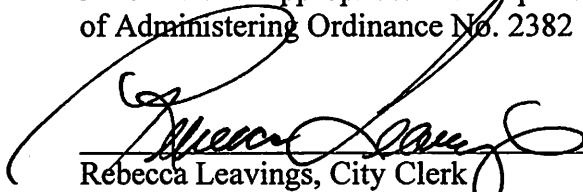
demolition and that a public hearing will be held on the date assigned herein will also be given to all interested parties and to the public at large by publication in the *Alabama Messenger*.



Keith Blanton, City of Vestavia Hills, Alabama Building
Official and Appropriate Municipal Official for Purposes
of Administering Ordinance No. 2382



Greg Gilchrist, Fire Marshal for City of Vestavia Hills,
Alabama and Appropriate Municipal Official for Purposes
of Administering Ordinance No. 2382



Rebecca Leavings, City Clerk
City of Vestavia Hills, Alabama

20130604000579700 10/10
Bk: LR201314 Pg: 19999
Jefferson County, Alabama
06/04/2013 11:57:48 AM LN
Fee - \$43.00

Total of Fees and Taxes-\$43.00
SCOTTK

Exhibit "A"

REMEDIATION AGREEMENT

COME NOW, **Realty Investments, Inc.** and **Billy C. Franklin** ("Petitioners"), who have an interest in the Subject Property as defined herein, and the **City of Vestavia Hills, Alabama** ("City"), to enter into this Agreement as of the 12th day of August, 2013. The "Subject Property" referred to in this Agreement shall include the following described real property and the personal property thereon:

STREET ADDRESS:

3348 Ridgely Circle, Vestavia Hills, AL 35243

LEGAL DESCRIPTION:

Lot 4, Block 3, according to the Survey of Shades Cahaba Estates 3rd Addition, as recorded in Map Book 41, page 12, in the Probate Office of Jefferson County, Alabama

PARCEL IDENTIFICATION NUMBER:

28-00-23-2-007-032.000

Petitioners agree that they will make certain improvements to the Subject Property, including the following:

1. That the premises of the Subject Property shall be immediately maintained in accordance with all laws governing grass and weeds and remain so at all times;
2. That the Subject Property—in its entirety, both improvements and land—shall be brought into compliance with all applicable technical, building, and safety codes adopted by the City no later than January 12, 2014; and
3. That the improvements to the Subject Property shall include, at a minimum, the scope of work contemplated by the schedule attached hereto as Exhibit A hereof, and landscaping of the Subject Property (Items 1-3 altogether "the Timeline").

The Petitioners agree that they will satisfy all provisions of the Timeline.

The Petitioners agree that until all of the provisions of the Timeline have been completed by the Petitioners, the Petitioners will not sell, transfer, mortgage, lease, encumber, or otherwise dispose of the Subject Property without the express written permission of the City.

In the event that the Petitioners should fail to meet any provision of the Timeline, the City may, at its sole discretion and election, either demolish the Subject Property or any part

thereof without further notice to the Petitioners or complete the remediation of the Subject Property as contemplated by the Timeline. The Petitioners agree to be responsible for any expenses (including attorneys' fees and costs actually incurred) associated with the City's enforcement of its rights pursuant to this Agreement, including but not limited to demolition of the Subject Property by the City and/or remediation of the Subject Property by the City for the Petitioners' failure to meet any provision of the Timeline and/or prosecution related to the condition of the Subject Property, and the Petitioners authorize the City to file an assessment and lien against the Subject Property for the same.

The Petitioners agree to hold harmless and hereby release the City and its agents, officers, employees, attorneys, contractors, and subcontractors from any and all types of claims that they had, now have, or in the future may have related to the Subject Property. The Petitioners agree to assume the risk of making any improvements to the Subject Property or investing any money therein and acknowledge the risk that the Subject Property may be demolished and/or subjected to a lien if the Petitioners fail to strictly comply with the Timeline whether or not the Subject Property could have otherwise been demolished under any provision of law. The Petitioners agree to indemnify and defend the City and its agents, officers, employees, attorneys, contractors, and subcontractors for and from any and all types of claims at any time related to the Subject Property that may be asserted by any party and to indemnify the City for any expenses (including attorneys' fees and costs actually incurred) as the result of any breach of this Agreement including, but not limited to, failure to strictly comply with the Timeline.

Petitioners acknowledge that as consideration for this Agreement the City has determined not to proceed with the demolition of the Subject Property before January 12, 2014, and the Petitioners acknowledge the receipt and sufficiency of this consideration. This is in no way a waiver of any right or remedy that the City may have existing on or after January 12, 2014.

This Agreement is contractual in nature and not mere recital. This Agreement is fully enforceable in all respects as a contract. This Agreement is made and entered into in the State of Alabama, and shall in all respects be interpreted, enforced, and governed under the laws of said State. The language of all parts of this Agreement shall in all cases be construed as a whole, according to its fair meaning, and not strictly for or against any of the parties. Should any provision of this Agreement be declared or be determined by any court to be illegal or invalid, the validity of the remaining parts, terms or provisions shall not be affected thereby and said illegal or invalid part, term, or provision shall be deemed not to be a part of this Agreement. The Petitioners assert that they have the authority to enter into this Agreement and to burden the Subject Property with the provisions of this Agreement, and they acknowledge that the City is relying upon this as a material representation. This Agreement may be executed in counterparts, each of which shall be deemed an original, but all of which together shall be deemed to be one and the same agreement.

REALTY INVESTMENTS, INC.

BY:

Billy C. Franklin

ITS: President

Billy C. Franklin, Individually

CITY OF VESTAVIA HILLS, ALABAMA

BY:

Alberto C. Zaragoza, Jr.

ITS: Mayor

EXHIBIT A

Benjamin S. Goldman

Approximate time to finish after getting permit on

3348 Ridgely Circle

- 2 weeks: Repair electric caused by theft, reroute gas lines, etc. for inside framing inspection
- 3 weeks: Install and finish drywall, remove trees, paint interior, outside wood work
- 6 weeks: Remove hot tub and repair deck
- 3 weeks: Install interior doors, trims, and paint
- 3 weeks: Final electric, plumbing, HVAC
- 3 weeks: cabinets, flooring
- 4 weeks: clean up, landscaping, drive way

*My plan is to finish in ~~X~~ months

5 BC



Billy C. Franklin

RESOLUTION NUMBER 4474

A RESOLUTION ORDERING THE DEMOLITION OF A BUILDING OR STRUCTURE LOCATED AT 2713 MILLWOOD ROAD, VESTAVIA HILLS, ALABAMA, PARCEL ID# 28-00-28-2-002-001.000, 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 THE CITY OF VESTAVIA HILLS TO CAUSE SAID DEMOLITION TO BE PERFORMED 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

WHEREAS, the appropriate Municipal Officials determined that the condition of the building or structure located at 2713 Millwood Road, Vestavia Hills, Alabama, Parcel I.D. Number 28-00-28-2-002-001.000 is in such a condition as to make it dangerous to the life, health, property, morals, safety, or general welfare of the public or the occupants.

WHEREAS, contemporaneously with the filing of “Finding of Public Nuisance, Notice and Order to Remedy and Notice of Lis Pendens” on June 4, 2013, a copy of same was sent via certified mail, properly addressed and postage prepaid to:

A. All person or persons, firm, association, or corporation last assessing the subject property for state taxes to the address on file in the Jefferson County Tax Collector’s Office;

B. The record property owner or owners (including any owner or owners of an interest in the subject property) as shown from a search of records of the Office of the Judge of Probate of Jefferson County, Alabama, at the owner or owners’ last known address and at the address of the subject property;

C. All mortgagees of record as shown from a search of the records of the Office of the Judge of Probate of Jefferson County, Alabama, to the address set forth in the mortgage or, if no address for the mortgagee is set forth in the mortgage, to the address determined to be the correct address by the appropriate Municipal Officials;

D. All lien holders of record as shown from a search of the records of the Office of the Judge of Probate of Jefferson County, Alabama to the address set forth in the statement of lien or, if no address for the lien holder is set forth in the statement of

lien, to the address determined to be the correct address by the appropriate Municipal Officials; and

E. Such other persons who are otherwise known to the City Clerk or to the appropriate Municipal Officials who could have an interest in the subject property;

WHEREAS, contemporaneously with the filing of the “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of Lis Pendens”, a copy of the same was posted at or within three feet of an entrance to the building on the subject property and posted in three public places located within the City of Vestavia Hills: 1) Vestavia Hills Municipal Center, 2) Vestavia Hills Library in the Forest, and 3) Vestavia Hills Civic Center.

WHEREAS, notice that the appropriate Municipal Officials have made a finding that the subject property is a dangerous building because it is unsafe to the extent that it is a public nuisance and is subject to demolition and that a public hearing would be held on a certain date was also given to all interested parties and to the public at large by publication in the *Alabama Messenger*.

BE IT RESOLVED by the City Council of the City of Vestavia Hills, Alabama while in regular session on Monday, August 12, 2013 at 5:00 p.m. as follows:

Section 1. A Public Hearing was held on August 12, 2013 at 5:00 p.m. and after due deliberation, the City Council of the City of Vestavia Hills, Alabama finds that the structure standing at 2713 Millwood Road, Vestavia Hills, Alabama, Parcel ID# 28-00-28-2-002-001.000 is unsafe to the extent of becoming a public nuisance to the citizens of the City of Vestavia Hills, Alabama and is due to be condemned and demolished in compliance with Sections 11-40-30 through 11-40-36 and Sections 11-53B-1 through 11-53B-16, inclusive, of the *Code of Alabama* (1975), and Ordinance Number 2382 of the City of Vestavia Hills, Alabama;

Section 2. That the City of Vestavia Hills shall cause said demolition to be performed by its own employees and/or by contractor(s); and

Section 3. That the City Attorney and the City Clerk are hereby directed to cause the cost of such demolition to be charged against the land on which the building or structure is located and shall constitute a lien on the property for the amount of the assessment or cause such cost to be recovered in a suit at law against the owner or owners.

ADOPTED this the 12th day of August, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION OF CITY CLERK

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, Rebecca Leavings, City Clerk of the City of Vestavia Hills, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a Resolution duly and legally adopted by the City Council of the City of Vestavia Hills, Alabama, on the _____ day of _____, 2013 while in regular session on Monday, August 12, 2013, and the same appears of record in the minute book of said date of said City.

Witness my hand and seal of office this _____, 20__.

Rebecca Leavings, City Clerk

1200 PARK PLACE TOWER ■ 2001 PARK PLACE NORTH ■ BIRMINGHAM, ALABAMA 35203
(205) 324-4400 ■ Facsimile: (205) 322-1163

June 4, 2013

VIA HAND DELIVERY

Ms. Rebecca Leavings
City Clerk
City of Vestavia Hills
513 Montgomery Highway
Vestavia Hills AL 35216

RE: Lis Pendens

Dear Becky:

Please find enclosed five copies of the filed-stamped Lis Pendens notice for the demolition of real property located at 2713 Millwood Road. One copy of this notice is for your file. The other four copies need to be posted in the following locations within three days of today:

1. 2713 Millwood Road.
2. Vestavia Hills Municipal Center.
3. Vestavia Hills Library in the Forest.
4. Vestavia Hills Civic Center.

Should you have any questions or need any additional information, please let me know.

Very truly yours,



Kelly Thrasher Fox

Enclosures

cc: Mark T. Waggoner, Esq.
Benjamin S. Goldman, Esq.

537258

5/14/13

IN THE PROBATE COURT OF JEFFERSON COUNTY, ALABAMA

CITY OF VESTAVIA HILLS, ALABAMA)
v.)
LAFAYETTE RUDOLPH HANNA;)
SARAH PEAY HANNA;)
JEFFERSON COUNTY SEWER SERVICE)
OFFICE;)
BIRMINGHAM WATER WORKS)
See below for legal description)



20130604000579690 1/10
Bk: LR201314 Pg: 19989
Jefferson County, Alabama
I certify this instrument filed on:
06/04/2013 11:57:47 AM LN
Judge of Probate- Alan L. King

FINDING OF PUBLIC NUISANCE, NOTICE AND ORDER TO REMEDY,
AND NOTICE OF LIS PENDENS

TAKE NOTICE that:

COMES NOW, the City of Vestavia Hills, Alabama ("the City"), by and through its
Appropriate Municipal Officials, its City Clerk, and its Attorney to provide notice pursuant to
Ordinance No. 2382 of the City that the Appropriate Municipal Officials have made a finding that a
building located within the City is a dangerous building because it is unsafe to the extent that it is a
public nuisance and subject to demolition. The building is located on the following described
property, to wit, which will be described hereafter as "the Subject Property":

STREET ADDRESS:

2713 Millwood Road, Vestavia Hills, AL 35243

LEGAL DESCRIPTION:

That part of the Northwest 1/4 of the Northwest 1/4 of Section 28, Township 18
South, Range 2 West lying East of the Easterly line of Lot 26, according to the
Amended Map of Millbrook Estates, as recorded in Map Book 54, Page 91, in the
Probate Office of Jefferson County, Alabama, and South of the Southerly right of
way line of Millwood Road as shown by map and plat.

That part of the Northeast 1/4 of the Northwest 1/4 of Section 28, Township 18
South, Range 2 West, situated in Jefferson County, Alabama, and being more
particularly described as follows:

Commence at the Northwest corner of the Northeast 1/4 of the Northwest 1/4 of
Section 28, Township 18 South, Range 2 West, Jefferson County, Alabama;

thence in a Southerly direction along the West line of said Northeast 1/4 of Northwest 1/4, 150.07 feet to the point of beginning, said point being a point on the South boundary of a 50 foot wide right of way for a public road; thence continuing in the same Southerly direction on said West line 264.98 feet; thence 120 degrees 20 minutes to the right in a Northeasterly direction 238.32 feet to the Southwesterly right of way line of 40 foot wide right of way for a public road; thence 90 degrees 04 minutes to the left to tangent to a curve to the right having a radius of 330 feet and being subtended by a central angle of 2 degrees 36 minutes 16 seconds; thence along the arc of said curve and along said right of way line 15.0 feet; thence tangent to said curve in a Northwesterly direction along said right of way line 144.53 feet to a point 150 feet from measured at right angles to the North line of said Section 28, said point being on the South boundary of a 50 foot wide right of way for a public road; thence 60 degrees 34 minutes to the left in a Westerly direction parallel to said North line of said Section 28 and along said South boundary of said right of way 131.05 feet to the point of beginning. Minerals and mining rights excepted.

PARCEL IDENTIFICATION NUMBER:

28-00-28-2-002-001.000

The City provides further notice as follows:

1. In *Ellis v. City of Montgomery*, the United States District Court for the Middle District of Alabama stated that, in cases such as this where a municipality seeks the demolition of building by use of its police powers, “A simple *lis pendens* filing after sending notice to the current owner of a property would place subsequent purchasers on record notice that demolition could occur.” *Ellis v. City of Montgomery*, 460 F.Supp.2d 1301, 1307 (M.D. Ala. 2006). Here, the City is invoking the procedure recommended by the District Court.

2. By the filing of this Notice, the City is not claiming any right, title, or interest in the subject property. Rather, the purpose of this Notice is to put all interested parties on notice of the City’s intent to exercise its authority provided by law and specifically by the City’s ordinances.

3. Ordinance No. 2382 of the City is “An Ordinance to Amend the Official Policies and Procedures of the City of Vestavia Hills, Alabama, Regarding Unsafe Structures and Dangerous Buildings.” The below-signed Appropriate Municipal Officials are the persons designated to exercise the authority and perform the duties delegated by Ordinance No. 2382.

4. The Appropriate Municipal Officials find that the building located on the Subject Property is a “dangerous building” within the meaning of Ordinance No. 2382 because of the following defects:

(1) Exclusive of the foundation, the building shows thirty-three (33) percent, or more, of damage or deterioration of one (1) or more supporting members, or fifty (50) percent of damage or deterioration of the non-supporting enclosing or outside walls or covering;

(2) The building has improperly distributed loads upon the floors or roofs, or in which the same are overloaded, or has insufficient strength to be reasonably safe for the purpose used;

(3) The building has been damaged by fire, wind, earthquake, flood, sinkhole, deterioration, neglect, abandonment, vandalism, or any other cause so as to have become dangerous to life, health, property, morals, safety, or general welfare of the public or the occupants;

(4) The building has become or is so damaged, dilapidated, decayed, unsafe, unsanitary, lacking in maintenance, vermin or rat infested, containing filth or contamination, lacking proper ventilation, lacking sufficient illumination, or so utterly fails to provide the amenities essential to decent living that it is unfit for human habitation, or is likely to cause sickness or disease, so as to work injury to the life, health, property, morals, safety, or general welfare of the public or the occupants;

(5) The building has light, air, heating, cooling, and sanitation facilities which are inadequate to protect the life, health, property, morals, safety, or general welfare of the public or the occupants;

(6) The building does not provide minimum safeguards to protect or warn occupants in the event of fire;

(7) The building is so damaged, decayed, dilapidated, structurally unsafe, or of such fault construction or unstable foundation that partial or complete collapse is possible;

(8) The building has parts thereof which are so attached that they may fall and damage property or injure the public or the occupants;

(9) The building, or any portion thereof, is clearly unsafe for its use or occupancy;

(10) The building is neglected, damaged, dilapidated, unsecured, or abandoned so as to become an attractive nuisance to children who might play in or on the building, structure, part of building or structure, party wall, or foundation to their danger, has become a harbor for

vagrants, criminals, or immoral persons, or enables persons to resort to the building, structure, part of building or structure, party wall, or foundation for committing a nuisance or an unlawful act; and

(11) The building is, because of its condition, unsafe, unsanitary, or dangerous to the life, health, property, morals, safety, or general welfare of the public or the occupants.

5. The Appropriate Municipal Officials find that the building on the Subject Property is substantially damaged or decayed, or deteriorated from its original value or structure (not including the value of the land).

6. Notice is hereby given to remedy the unsafe or dangerous condition by demolition of the building on the Subject Property within forty-five (45) days of the date of this Notice to the Appropriate Municipal Officials' satisfaction. In the event the owner does not comply within the time specified herein to the Appropriate Municipal Officials' satisfaction, the demolition shall be accomplished by the City and the cost thereof assessed against the Subject Property and such cost shall constitute a lien against the Subject Property.

7. The Appropriate Municipal Officials find that the building on the Subject Property is in such condition as to make it dangerous to the life, health, property, morals, safety, or general welfare of the public or the occupants. Therefore, the Appropriate Municipal Officials order that the building on the Subject Property be and remain vacated until demolished.

8. A public hearing as provided for by Section 5-146(a) set forth in Ordinance No. 2382 shall be held on the finding of the Appropriate Municipal Officials in the Council Chambers at the Vestavia Hills Municipal Center, 513 Montgomery Highway, Vestavia Hills, AL 35216, on the 12th day of August, 2013, at 5:00 p.m. At that time, the City Council shall hold a public hearing to receive any objections to the finding by the Appropriate Municipal Officials that the building or structure is unsafe to the extent of becoming a public nuisance. A written request for a public hearing is not necessary. At the public hearing, the City Council shall also receive any written objections to the finding by the Appropriate Municipal Officials. Any such written objection must be submitted to the

City Clerk prior to the start of the City Council meeting at which the public hearing is held. No action shall be taken on the finding of the Appropriate Municipal Officials until determination thereon is made by the City Council. Upon holding the hearing, the City Council shall determine whether or not the building or structure is unsafe to the extent that it is a public nuisance. If it is determined by the City Council that the building or structure is unsafe to the extent that it is a public nuisance, the City Council shall order demolition of the building at the expense of the City and assess the expenses of the move or demolition on the land on which the building stands or to which it is attached. Any person aggrieved by the decision of the City Council at the hearing may, within ten (10) days thereafter, appeal to the Circuit Court of Jefferson County, Alabama, Birmingham Division, upon filing with the Clerk of the Circuit Court of Jefferson County, Alabama, Birmingham Division, notice of the appeal and bond for security of costs in the form and amount to be approved by the Circuit Clerk. For further particulars, see Ordinance No. 2382.

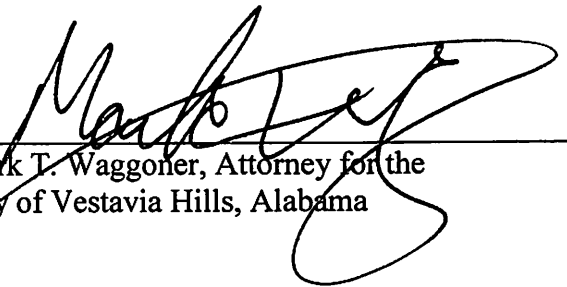
9. A failure by the Vestavia Hills City Council to act on the findings of the Appropriate Municipal Officials within ninety (90) days from the date of this “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*” shall constitute an abdication of the Appropriate Municipal Officials’ findings. However, this shall in no way prevent the City from reinitiating the proceedings authorized by Ordinance No. 2382 at any time so long as all the requirements of Ordinance No. 2382 are satisfied anew. Furthermore, this does not require that the ordered demolition take place within ninety (90) days from the date of this “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*.” A failure by the City to accomplish the demolition of the building within one hundred eighty (180) days of the passage of the resolution by the City Council ordering the same shall constitute an abdication of the City Council’s order unless certain conditions further explained in Ordinance No. 2382 are satisfied. For further particulars, see Ordinance No. 2382. Anyone interested in the status of these proceedings should inquire with the Vestavia Hills City Clerk at (205) 978-0184 or at 513 Montgomery Highway, Vestavia Hills, AL 35216.

10. It is unlawful for any person, or for any agent, servant or employee of such person, to obstruct or interfere with the Appropriate Municipal Officials in carrying out the purposes of Ordinance No. 2382.

11. It is unlawful for any person, or for any agent, servant or employee of such person, to mutilate, destroy, tamper with this “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*.”

12. It is unlawful for any person to enter, access, or be upon the building that the Appropriate Municipal Officials have ordered to be vacated pursuant to this “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*” except for the purposes of demolishing the same.

13. It is unlawful for any person who has received this “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*” to sell, transfer, mortgage, lease, encumber, or otherwise dispose of the building that is the subject of the same to another until such person shall first furnish the grantee, transferee, mortgagee, or lessee a true copy of this “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*” and shall furnish to the Appropriate Municipal Officials a signed and notarized statement from the grantee, transferee, mortgagee, or lessee acknowledging the receipt of this “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*” and fully accepting the responsibility without condition for making the corrections or repairs required by this “Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*.”



Mark T. Waggoner, Attorney for the
City of Vestavia Hills, Alabama


OF COUNSEL:

Hand Arendall LLC
2001 Park Place North, Suite 1200
Birmingham, AL 35203
E-mail: mwaggoner@handarendall.com
Phone: (205) 324-4400 Fax: (205) 322-1163


VERIFICATION OF THE APPROPRIATE MUNICIPAL OFFICIALS

We, the undersigned, Keith Blanton and Greg Gilchrist state as follows: We are the Building Official and Fire Marshal, respectively, for the City of Vestavia Hills, Alabama, and for purposes of administering Ordinance No. 2382, we are the "Appropriate Municipal Officials." We hereby offer the findings made in this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*," make such orders as are offered herein, and provide such notice as is specified herein.

DONE this the 4th day of ~~May~~^{June}, 2013.



Keith Blanton, Building Official and
Appropriate Municipal Official
City of Vestavia Hills, Alabama



Greg Gilchrist, Fire Marshal and
Appropriate Municipal Official
City of Vestavia Hills, Alabama

This Instrument Prepared By:

Mark T. Waggoner
Hand Arendall LLC
2001 Park Place North, Suite 1200
Birmingham, AL 35203
E-mail: mwaggoner@handarendall.com
Phone: (205) 324-4400
Fax: (205) 322-1163

CERTIFICATE OF SERVICE

Contemporaneously with the filing of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*," a copy of the same has been sent via certified mail, properly addressed and postage prepaid to all of the following persons on this the 4th day of ^{June} ~~May~~, 2013:

A. The person or persons, firm, association, or corporation last assessing the Subject Property for state taxes to the address on file in the Jefferson County Tax Collector's Office:

Sarah Peay Hanna
2713 Millwood Road
Vestavia Hills, AL 35243

B. The record property owner or owners (including any owner or owners of an interest in the Subject Property) as shown from a search of the records of the office of the Judge of Probate of Jefferson County, Alabama, at the owner or owners' last known address and at the address of the Subject Property:

Lafayette Rudolph Hanna
Sarah Peay Hanna
2713 Millwood Road
Vestavia Hills, AL 35243

Lafayette Rudolph Hanna
Sarah Peay Hanna
501 Lathrop Avenue
Homewood, AL 35209

C. All mortgagees of record as shown from a search of the records of the office of the Judge of Probate of Jefferson County, Alabama, to the address set forth in the mortgage or, if no address for the mortgagee is set forth in the mortgage, to the address determined to be the correct address by the Appropriate Municipal Official:

There are no mortgagees of record.

D. All lien holders of record as shown from a search of the records of the office of the Judge of Probate of Jefferson County, Alabama to the address set forth in the statement of lien or,

if no address for the lien holder is set forth in the statement of lien, to the address determined to be the correct address by the Appropriate Municipal Official:

There are no lien holders of record.

E. Such other persons who are otherwise known to the City Clerk or to the Appropriate Municipal Official who could have an interest in the Subject Property:

Jefferson County Sewer Service Office
Room 800
Jefferson County Courthouse
716 Richard Arrington Jr. Blvd. North
Birmingham, AL 35203
Attention: Alicia

Birmingham Water Works
Room 800
Jefferson County Courthouse
716 Richard Arrington Jr. Blvd. North
Birmingham, AL 35203
Attention: Monike Johnson

No other person is otherwise known to the City Clerk or to the Appropriate Municipal Official to have an interest in the Subject Property.

Contemporaneously with the filing of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*," a copy of the same has been posted at or within three feet of an entrance to the building on the Subject Property.

Contemporaneously with the filing of this "Finding of Public Nuisance, Notice and Order to Remedy, and Notice of *Lis Pendens*," a copy of the same has been posted in three public places located within the City: 1.) at Vestavia Hills Municipal Center, 2.) at the Vestavia Hills Library in the Forest, and 3.) at the Vestavia Hills Civic Center.

Notice that the Appropriate Municipal Official has made a finding that the Subject Property is a dangerous building because it is unsafe to the extent that it is a public nuisance and is subject to demolition and that a public hearing will be held on the date assigned herein will also be given to all interested parties and to the public at large by publication in the *Alabama Messenger*.

Keith Blanton

Keith Blanton, City of Vestavia Hills, Alabama Building
Official and Appropriate Municipal Official for Purposes
of Administering Ordinance No. 2382

Greg Gilchrist

Greg Gilchrist, Fire Marshal for City of Vestavia Hills,
Alabama and Appropriate Municipal Official for Purposes
of Administering Ordinance No. 2382

Rebecca Leavings

Rebecca Leavings, City Clerk
City of Vestavia Hills, Alabama

20130604000579690 10/10
Bk: LR201314 Pg: 19989
Jefferson County, Alabama
06/04/2013 11:57:47 AM LN
Fee - \$43.00

Total of Fees and Taxes-\$43.00
SCOTTK