

**Vestavia Hills
City Council Agenda
March 12, 2018
6:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Tom Bell, Chaplain For The City Of Vestavia Hills
4. Pledge Of Allegiance
5. Announcements and Guest Recognition
 - a. Announcement Of Upcoming Vacancy On Vestavia Hills Board Of Education – Kimberly Cook
6. City Manager’s Report
7. Councilors’ Reports
8. Approval of Minutes – February 19, 2018 (Work Session) And February 26, 2018 (Regular Meeting)

Old Business

9. Ordinance Number 2745 – An Ordinance Establishing The Division Of Investigations And Inspections Of The City Of Vestavia Hills Fire Department And To Designate Certain Firefighters In Said Division As Law Enforcement Officers (*public hearing*)
10. Ordinance Number 2746 – An Ordinance Amending Ordinance 2132 And Article III; Section 6-41, Vestavia Hills Code Of Ordinances, Republished 2002; Entitled *Fire Districts Established; Boundaries* (*public hearing*)

New Business

11. Resolution Number 5027 – A Resolution Changing the Date of the Council meeting scheduled for March 26, 2019 to March 22, 2018
12. Resolution Number 5028 – Alcohol License - Walgreen Co. D/B/A Rite Aid 07379, Located At 708 Montgomery Hwy, Vestavia Hills, Alabama, For The Sale Of 050 - Retail Beer (Off-Premises Only) And 070 - Retail Table Wine (Off-Premises Only); Amelia D. Legutki, Richard M. Ashworth And Collin G. Smyser, Executives (*public hearing*)
13. Resolution Number 5029 – Alcohol License - Walgreen Co. D/B/A Rite Aid 07024, Located At 3965 Crosshaven Drive, Vestavia Hills, Alabama, For The Sale Of 050 - Retail Beer (Off-Premises Only) And 070 - Retail Table Wine (Off-Premises Only); Amelia D. Legutki, Richard M. Ashworth And Collin G. Smyser, Executives (*public hearing*)

New Business (Unanimous Consent Requested)

First Reading (No Action Taken At This Meeting)

14. Resolution Number 5023 – A Resolution Ascertainning, Fixing And Determining The Amount Of Assessment To Be Charged As A Lien On The Property Known As 2535 Ivy Glenn Drive, Vestavia Hills, Alabama 35243; Parcel Id# 28-00-32-4-001-96.000, In The City Of Vestavia Hills As A Result Of The City Of Vestavia Hills Ordering The Abatement Of A Nuisance Pursuant To Ordinance Number 2567 (*public hearing*)
15. Resolution Number 5030 – A Resolution Authorizing The City Manager To Execute And Deliver And Agreement With Regional Jefferson County And Appropriating \$3,600 For Maintenance Of Outdoor Warning Sirens In The City Of Vestavia Hills (*public hearing*)
16. Citizen Comments
17. Executive Session – Pending/Current Litigation – *Possible Action Following Executive Session*
18. Motion For Adjournment

CITY OF VESTAVIA HILLS

CITY COUNCIL

MINUTES

WORK SESSION

FEBRUARY 19, 2017

The City Council of Vestavia Hills met in a regular work session on this date at 6:00 PM following posting/publication as required by Alabama law. The Mayor called the meeting to order and the roll with the following:

MEMBERS PRESENT:

Mayor Ashley C. Curry
Rusty Weaver, Mayor Pro-Tem
Kimberly Cook, Councilor
Paul J. Head, Councilor
George Pierce, Councilor

OTHER OFFICIALS PRESENT:

Jeff Downes, City Manager
Rebecca Leavings, City Clerk
Brian Davis, Public Services Director
Marvin Green, Fire Chief
Dan Rary, Police Chief
Keith Blanton, Building Official
Christopher Brady, City Engineer
Jimmy Coleman, Compliance Officer

CITY CENTER UPDATE/REDEVELOPMENT

The Mayor called the work session to order and turned the floor over to Mr. Downes. Mr. Downes introduced Stan Glantz, Katz Properties.

Mr. Glantz stated that Katz Properties are the new owners of the City Center. He indicated that they have been in the process of due diligence and public input to in order to begin several upgrades on the shopping center.

Frank Lewis, AMC Theaters, stated the company is in the process of updating and remodeling the theater at the City Center. He showed plans which includes lessening the capacity of the theater by two-thirds of its current capacity to allow installation of wider, more comfortable recliners. Plans will follow the AMC MacGuffins dine-in theater-restaurant concept, which will offer a full restaurant and adult drink menu and serve food and drinks to patrons inside the theater. Mr. Lewis explained that, over the 281 MacGuffins restaurants across the country, the franchise has a 97.4% carding percentage, which helps to ensure alcohol is only served to adults 21 years of age and older. He also reviewed their

comprehensive employee training policies, where every employee in the building is trained in responsible service procedures, and use of distinctive adult beverage containers to make it easy to identify adult drinks. He commented they have found the expense of the food and beverages make it unattractive for teens to frequent such a facility—75% of their patrons are adults 21 or older.

The Mayor asked about the anticipated increase in revenues.

Mr. Lewis explained that, in other locations, they have seen a 150% increase in sales revenue and customer traffic due to the popularity of the business model. While the concept is new to the Southern region market, he believes the restaurant will attract patrons from other area cities to this theater. He said this restaurant will be the first of its kind in the state of Alabama. He anticipates the increase in traffic will be a boon to other shops in the center.

COYOTE UPDATE

Mr. Downes stated that he, the Mayor and Cpl. Coleman have been meeting with vendors to determine the best method of addressing the coyote problem. He stated that West Alabama Wildlife Services (dba Down South Trappers) appears to have a robust program which would cost \$300 a day. He proposed the City commit to a pilot trapping program, over 10 days, to determine the effectiveness of this approach.

Cpl. Coleman recommended taking this action now because coyotes are more active at this time of the year because their food source is scarce. If we wait until summer, there will be more food sources for the animals and they will be less likely to move, making it more difficult to trap them.

Mr. Downes stated that efforts to catch these animals have been attempted in the past but were unsuccessful. There are funds within the budget to cover the cost of this pilot program.

FREEDOM FROM ADDICTION FOUNDATION

The Mayor stated that he and three other mayors in the Over the Mountain area have combined efforts to form the “Freedom From Addiction Foundation,” which is dedicated to raising awareness of the opioid crises within these cities. He stated that their first meeting will be held at Vestavia Hills United Methodist Church on March 13, 2018, beginning at 7:30 AM. The Foundation will provide breakfast and the Bailey family, a family who lost their daughter due to an overdose, will be the keynote speakers for the event. Later that same day, Lauren Krisler will speak at the Chamber of Commerce luncheon regarding her experience of losing both her parents to overdoses within a 24-hour period. The Mayor stated that this crisis exists everywhere and that the primary age group

is 30 to 39 years of age. He stated that if this coalition's efforts were to save only one person, it would be worth these efforts. He invited everyone to attend these functions.

Rob Riley and Keith Jackson, attorneys, updated the City Council about recent efforts by nearby cities to sue opioid drug manufacturers. They explained the basis of the lawsuit and possible benefits to cities who are successful in making their claims, including using proceeds to fund treatment and community awareness programs as well as provide first responder and law enforcement resources. Discussion ensued as to the firm's experience and qualifications in bringing these type of lawsuits.

STORMWATER UPDATE

Mr. Downes explained that managing storm water and erosion controls within the City is difficult and demands manpower resources. He stated that the City has hired a new engineering tech, who is scheduled to begin work on February 26. He explained the City's current storm water ordinances and the new, proposed ordinance that is being drafted relative to the upcoming MP4 requirements. He stated that properties over one acre in area, are regulated, primarily, by ADEM.

Mr. Brady stated that the City currently has 179 active land disturbance permits, with 10 to 12 issued in January alone. Along with that enforcement, plans for upcoming projects are awaiting review. The work is currently done by himself and his assistant engineer.

Discussion ensued relative to the new South Bend development, located off Rocky Ridge Road. Taylor Burton, developer and builder, explained his efforts at controlling storm water erosion issues on his development. He stated that they work to control any BMP failures as soon as possible, following any significant rainfall, and try to be good stewards in all neighborhoods in which they are building.

David Butler, Cahaba Riverkeeper, stated that he believes Mr. Burton has made little effort to correct the sediment run-off problems that South Bend has created and that the City has given him notice regarding the pollution and trash created there.

Mr. Burton stated that he has done his best to not only control sediment leaving his property but that his crew works hard, within the development as well as along Rocky Ridge Road, picking up trash that has been left not only by his crews, but by passersby along the roadway. He said they clean up the site every day. He stated that, recently, the area has experienced some unusually heavy rains that have created challenges. He stated he attempted to contact Mr. Butler on Facebook after Mr. Butler posted pictures of Burton's developments showing environment concerns. He indicated that Mr. Butler has not contacted him at all relative to these complaints.

Mr. Butler stated he made an attempt to contact Mr. Burton, but did not receive a response.

The Mayor requested that the two individuals exchange contact information and work together and see if the concerns can be addressed.

FIRE MARSHAL - APOSTC CERTIFICATION

Marvin Green, Fire Chief, presented a draft Ordinance that would allow the Fire Marshal, Scott Key, to obtain APOSTC certification which would give him arresting authority to enforce fire code violations. He indicated that, in order to cite or arrest anyone relative to a fire code violation or in connection with a fire investigation, Fire Marshal Key has to summon Cpl. Coleman to issue the citation or make the arrest. This Ordinance will eliminate the need for that extra manpower.

Fire Marshal Scott Key gave the statistics of the fire code violations and fire investigations that he has conducted recently within the City. He stated that Mr. Boone has reviewed the Ordinance and found no problems.

The Mayor explained the APOSTC designation and what powers it would give to the Fire Marshal. He stated that will be presented to the Council at a later date.

SCHOOL SECURITY/SCHOOL BOARD UPDATE

Mr. Downes stated the City is having ongoing conversations with the school system regarding security on the City's various school campuses. He stated that the SROs are meeting with school officials also.

BOARD OF EDUCATION APPOINTMENT PROCESS

Mrs. Cook stated that the Board of Education application drafts are ready and presented copies of it to the Council. She indicated she would coordinate two separate calendar days, one half-day each, for holding the interviews. Discussion ensued as to how the appointments would be scheduled.

There being no further business, the meeting adjourned at 8:21 PM.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CITY OF VESTAVIA HILLS

CITY COUNCIL

MINUTES

FEBRUARY 26, 2018

The City Council of Vestavia Hills met in regular session on this date at 6:00 PM. Mayor Curry called the meeting to order and the City Clerk called the roll with the following:

MEMBERS PRESENT:

Mayor Ashley C. Curry
Rusty Weaver, Mayor Pro-Tem
Kimberly Cook, Councilor
Paul Head, Councilor
George Pierce, Councilor

OTHER OFFICIALS PRESENT:

Jeff Downes, City Manager
Patrick Boone, City Attorney
Rebecca Leavings, City Clerk
Dan Rary, Police Chief
Melvin Turner, Finance Director
George Sawaya, Asst. Treasurer
Marvin Green, Fire Chief
Christopher Brady, City Engineer
Keith Blanton, Building Official
Cinnamon McCulley, Communications Specialist

Jim Cartledge, Shades Mountain Baptist Church Deacon and Chaplain for the City of Vestavia Hills, provided the invocation followed by the Pledge of Allegiance.

ANNOUNCEMENTS, GUEST RECOGNITION

- Mrs. Cook announced that the Vestavia Hills Board of Education will hold a regular meeting on Wednesday, February 28, 2018, beginning at 6 PM at the Board of Education building.
- Mr. Pierce welcomed Rachel Patterson and Sam Duffey, representing the Vestavia Hills Chamber of Commerce.

PROCLAMATION

The Mayor presented a Proclamation designating March 13, 2018, as “Freedom From Addiction Day.” Mr. Downes read the proclamation and the Mayor presented it to Jason Norris, Public Relations Director, Alabama Teen Challenge.

The Mayor announced a Freedom from Addiction Awareness Breakfast scheduled for March 13 at the Vestavia Hills United Methodist Church. He explained that the Freedom from Addition Coalition is made up of the Vestavia Hills, Hoover, Mountain Brook and Homewood Mayors. He stated that the Addiction Prevention Coalition sponsored an End Heroin Walk in memory of lost loved ones. Large participation in this event highlighted the magnitude of the opioid problem.

The Mayor stated that the keynote speaker at the breakfast will be a Hoover family who lost their 20-year-old daughter to an opioid overdose. He invited everyone to attend this special event. The Mayor stated that, later in the day, at the Chamber luncheon, the keynote speaker, Lauren Sisler, will speak about losing both her parents to an overdose of opioids in the span of one day.

Mr. Norris stated that the Teen Challenge program sponsors faith-based programs all across the country. He stated that they are available to help people who need assistance treating addiction.

CITY MANAGER’S REPORT

- No report.

COUNCILOR REPORTS

- Mrs. Cook reported that she is still working on the AirBnb report and has been obtaining information from City staff and other sources. She indicated that Hoover is considering an ordinance prohibiting short-term rentals that are less than 90 days.
- Mr. Weaver stated that the Planning and Zoning Commission meeting will be held on Thursday beginning at 6 PM.

FINANCIAL REPORTS

The financial reports for period ending January 2017 were presented by George Sawaya, Asst. Finance Director. Mr. Sawaya read and explained the balances.

APPROVAL OF MINUTES

The minutes of the February 12, 2018 (Regular Meeting) were presented for approval.

MOTION Motion to dispense with the reading of the minutes of the February 12, 2018 (Regular Meeting) and approve them as presented was by Mr. Weaver and second by Mrs. Cook. Roll call vote as follows:
Mrs. Cook – yes Mr. Head – yes
Mr. Pierce – yes Mr. Weaver – yes
Mayor Curry – yes Motion carried.

OLD BUSINESS

RESOLUTION NUMBER 5020

Resolution Number 5020 - A Resolution Amending Resolution Numbers 3192, 3337 And 3469 Authorizing The City Manager To Offer Continuing Health Insurance Benefits To Employees Electing To Retire (*public hearing*)

MOTION Motion to approve Resolution Number 5020 was made by Mr. Weaver and second was by Mr. Pierce.

Mr. Downes explained that this was discussed at length at the Strategic Planning Session in January. He showed an analysis of health insurance expenses for City retirees with 25 or more years of employment. He indicated that the “cap,” set at \$600 per month per retiree, has not been changed since 2004. As health care costs rise and the cap has remained the same, it has hindered many employees from retiring. If this is amended, many employees can retire and be replaced by newer employees at a lower rate of pay. The analysis showed that the amount can be amended and still stay within the FY2018 budget, allowing several employees to retire. An analysis showed this year’s savings as high as \$72,000 and increasing over the next few years. Currently there are 11 retirees who receive this appropriation and one of those will be exempt in July due to age limit.

The Mayor stated that the Council reviewed these numbers in the Strategic Planning Session.

The Mayor opened the floor for a public hearing. There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes Mr. Head – yes
Mr. Pierce – yes Mr. Weaver – yes
Mayor Curry – yes Motion carried.

ORDINANCE NUMBER 2743

Ordinance 2743 – Annexation – 90 Day Final – 3533 Squire Lane, Jason and Kathleen Lawrence, Owner(s) (public hearing)

MOTION Motion to approve Ordinance Number 2743 was made by Mrs. Cook and second was by Mr. Weaver.

Mr. Pierce gave the report from the Annexation Committee which showed no adverse information. He stated that the property was annexed by the overnight method and that this Ordinance is the 90-day final annexation of the same property.

Mr. and Mrs. Lawrence were present for the request.

The Mayor opened the floor for a public hearing. There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	Motion carried.

ORDINANCE NUMBER 2744

Ordinance 2744 – Rezoning – 3533 Squire Lane; Rezone From Jefferson County E-2 To Vestavia Hills R-1; Compatible Zoning For Annexation; Jason And Kathleen Lawrence, Owner(s) (public hearing)

MOTION Motion to approve Ordinance Number 2744 was made by Mr. Pierce and second was by Mr. Weaver.

The Mayor stated that this is the compatible rezoning of the same property.

Mr. and Mrs. Lawrence were present in regard to this request.

The Mayor opened the floor for a public hearing. There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	Motion carried.

RESOLUTION NUMBER 5021

Resolution Number 5021 - A Resolution Approving An Application To Incorporate A Capital Improvement Cooperative District Of The City Of Birmingham, Alabama,

Jefferson County, Alabama, And The City Of Vestavia Hills, Alabama, And Authorizing Such Incorporation (public hearing)

MOTION Motion to approve Resolution Number 5021 was made by Mr. Weaver and second was by Mr. Pierce.

Mr. Downes explained the proposed projects include road improvements along Overton Road and Liberty Parkway to widen the proposed areas to four-lane roadways in order to accommodate the present and future growth of the commercial areas of Liberty Park, including a corporate office building located in the City of Birmingham. He explained that the cooperative district would include the cities of Birmingham and Vestavia, Jefferson County and several private associations located in Liberty Park. He presented a breakdown of the funding agreement, showing the amount each entity would pay into the projects to meet the expense of widening the roadways. He explained the agreement allocates costs to each party according to an engineering study, which identified each party's impacts on current and future traffic. Once all the parties agree and ratify the funding agreement, the project can begin. The collective cost of the entire project is approximately \$3.8 million. He stated that Birmingham and Jefferson County, the remaining participating public partners, will also be considering this same resolution and if either of these parties fails to pass its Resolution, the district partnership will have to be renegotiated. He explained at least two governing bodies must participate to form this type of cooperative district. If any part of the partnership agreement changes, including the parties involved, the projects to be funded or the funding agreement, the current Resolution and the district agreement would be voided.

Heyward Hosch was present in regard to this request. He explained the legalities of the structure of the proposed district and stated that this Resolution names Mayor Curry as the Director. This district is only authorized to complete the specified roadway projects and pay for it. That is the totality of the Authority. The Authority cannot authorize any debt against the City.

Mr. Weaver asked if any entity does not approve this, does it have to be rewritten.

Mr. Hosch stated that it will have to be revised.

The Mayor opened the floor for a public hearing.

Mike Gargis, 3931 South River Circle, asked if this Authority would have the authority to approve future projects.

Mr. Hosch stated that future projects of a similar type would be allowed by an amendment of the charter to add another project, but would be limited to projects in unincorporated Jefferson County, Vestavia Hills and Birmingham.

David Harwell, 1803 Catala Road, asked about the City's portion of the expense.

Mr. Downes stated that will be discussed in the next Resolution. He showed the funding plan which shows a total of \$4.1 million of costs for both projects. Some entities will be paid

immediately, as a lump sum, and some will be paid periodically. The City of Vestavia Hills will not borrow funds, but would pay the cooperative district, over time, through budgeted funds.

Peggy Gargis, 3931 South River Circle, stated that it appears as if 60% of the funding will come from various Liberty Park associations. She asked if the decision-making authority is allocated in proportion to the percentage of contribution.

Mr. Downes stated that it does not. The three directors have equal decision-making authority.

Mrs. Gargis asked if the Authority would make the decisions regarding the project or would the public bodies. He asked who would obtain the NPDES permit. Mr. Downes explained that the Authority would be a separate entity from any governing body and would work with an engineer to draw up the specifications for permits. The district would be required to bid the project and comply with any and all permitting requirements.

Mrs. Gargis stated a good bit of land excavation is being done already along this 700 acres. She asked if that, too, would be a part of the Authority's district.

Mr. Downes presented a visual of the project area including roadway and showed the 700 acres that are being developed. He explained the urgency of the projects' completion, due to the opening of the new corporate headquarters along Liberty Parkway.

Mrs. Gargis asked if the BWWB has evaluated the roadway improvements. Mr. Downes stated that the BWWB has private restrictive covenants with Liberty Park and the City is not involved in any of those covenant issues.

James Parsons, Walter Schoel Engineering, representing Liberty Park Joint Venture, stated there are ongoing conversations with BWWB and have been during every project both past, present and future. The development plans have been submitted to the Birmingham Water Works Board (BWWB) for review.

Mrs. Gargis asked if there is a response from BWWB yet.

Mr. Parsons stated they have not received any reports from BWWB.

Mrs. Gargis stated she believes this matter should be postponed since the exhibits were not posted to the website until Monday morning. She asked about the improvements at River Run Drive and stated she hopes these will be addressed at the appropriate time.

There being no one further to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes

Mr. Head – yes

Mr. Pierce – yes

Mr. Weaver – yes

Mayor Curry – yes

Motion carried.

RESOLUTION NUMBER 5022

Resolution Number 5022 - A Resolution Approving A Funding Agreement For The Benefit Of The Liberty Park Area Public Road Cooperative District And Related Transactions (public hearing)

MOTION Motion to approve Resolution Number 5022 was made by Mr. Weaver and second was by Mr. Pierce.

Mr. Downes stated this was explained during the previous Resolution. He reiterated that the City's commitment to the project totals 13%.

Mrs. Cook asked, if any of these parties withdraw, does that affect any of the amounts of the remaining commitments.

Mr. Downes stated if there is a change, it would have to come back to Council and a new funding agreement re-negotiated.

Mr. Hosch explained that the amount showed as the City's 13% share in the agreement is the maximum amount that the City will be obligated to pay. It might be less, but it will not be more.

The Mayor opened the floor for a public hearing.

Mr. Gargis asked what would happen if the funding agreement changed.

Mr. Hosch stated it would come back to Council for a decision.

There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	Motion carried.

NEW BUSINESS

RESOLUTION NUMBER 5026

Resolution Number 5026 – A Resolution Declaring Certain Personal Property As Surplus And Authorizing The City Manager To Sell/Dispose Of Said Property

MOTION Motion to approve Resolution Number 5026 was made by Mrs. Cook and second was by Mr. Weaver.

Mr. Downes explained that the Fire Department recently purchased a replacement vehicle and an older vehicle needs to be retired. This Resolution authorizes the City to dispose of said property.

There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes

Mr. Head – yes

Mr. Pierce – yes

Mr. Weaver – yes

Mayor Curry – yes

Motion carried.

NEW BUSINESS (REQUESTING UNANIMOUS CONSENT)

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 regular meeting on March 12 and 26, 2018, at 6:00 PM.

- Resolution Number 5023 – A Resolution Ascertain, Fixing And Determining The Amount Of Assessment To Be Charged As A Lien On The Property Known As 2535 Ivy Glenn Drive, Vestavia Hills, Alabama 35243; Parcel Id# 28-00-32-4-001-96.000, In The City Of Vestavia Hills As A Result Of The City Of Vestavia Hills Ordering The Abatement Of A Nuisance Pursuant To Ordinance Number 2567 (*public hearing scheduled for March 26, 2018*)
- Ordinance Number 2745 – An Ordinance Establishing The Division Of Investigations And Inspections Of The City Of Vestavia Hills Fire Department And To Designate Certain Firefighters In Said Division As Law Enforcement Officers (*public hearing*)
- Ordinance Number 2746 – An Ordinance Amending Ordinance 2132 And Article III; Section 6-41, Vestavia Hills Code Of Ordinances, Republished 2002; Entitled *Fire Districts Established; Boundaries* (*public hearing*)

CITIZEN COMMENTS

David Harwell, 1803 Catala Road, stated that the new white-way lighting along Montgomery Highway is a great project and that the new lights are fantastic. He thanked the staff and Council for continuing and completing the project.

Mr. Weaver thanked Mr. Hosch and Mr. Downes for educating them on this cooperative district and he thinks the benefits of this will show as the projects are completed.

At 7:02 PM, Mr. Weaver made a motion to adjourn. The meeting adjourned at 7:03 PM.

Ashley Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

ORDINANCE NUMBER 2745

AN ORDINANCE ESTABLISHING THE DIVISION OF INVESTIGATIONS AND INSPECTIONS OF THE CITY OF VESTAVIA HILLS FIRE DEPARTMENT AND TO DESIGNATE CERTAIN FIREFIGHTERS IN SAID DIVISION AS LAW ENFORCEMENT OFFICERS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, IN SESSION DULY ASSEMBLED AND BY AUTHORITY THEREOF AS FOLLOWS:

1. There is hereby established the Division of Investigations and Inspections of the City of Vestavia Hills Fire Department.

2. Certain firefighters of the City of Vestavia Hills Fire Department assigned to the Division of Investigations and Inspections (“Fire Investigators”) are designated as law enforcement officers as defined by § 11-43-181, Ala. Code 1975, § 36-21-40(4), Ala. Code 1975, and Rule 1.4, Alabama Rules of Criminal Procedure, subject to the conditions and limitations set forth in this Ordinance.

3. Fire Investigators as law enforcement officers shall meet the minimum standards set out in Section 36-21-46, Code of Alabama, 1975 as amended, and complete the Alabama Peace Officers Standards and Training Commission (APOSTC) law enforcement academy and maintain certification as law enforcement officers as required by APOSTC.

4. Fire Investigators shall maintain public order and investigate the commission or suspected commission of offenses related to arson or fire prevention and protection. In connection with their activities, arson investigators shall be authorized to be armed and empowered with the full authority of law enforcement officers to make arrests and to take other such actions as may be legal, proper and necessary for the enforcement of all ordinances of the City of Vestavia Hills and laws of the State of Alabama.

5. As law enforcement officers, Fire Investigators shall meet the minimum standards set out in § 36-21-46, Ala. Code 1975, complete the law enforcement academy, and maintain certification as law enforcement officers by Alabama Peace Officers Standards and Training Commission (APOSTC).

6. A firefighter assigned to the Division of Investigations and Inspections shall not be deemed to have changed a position or classification and the exercise of any law enforcement duties by said employee shall be deemed as a part of and arising out of the essential job functions of his or her existing firefighting position and shall not be supplemental thereto.

7. Severability. If any part, section, or provision of this Ordinance shall hereafter be declared unconstitutional or invalid for any reason, such declaration shall not affect the validity of

any other section or provision of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

8. Repeal of Conflicting Ordinances. Any Ordinance in conflict with this Ordinance shall be and is hereby repealed on the effective date of this Ordinance.

9. Effective Date. This Ordinance shall become effective upon approval and publication as required by law.

ADOPTED AND APPROVED this 12th day of March, 2018.

Ashley C. Curry
Mayor

ATTEST:

Rebecca Leavings - City Clerk

CERTIFICATION:

I, Rebecca H. Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance Number 2745 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 _____ day of _____, 2018, as same appears in the official records of said City.

Rebecca Leavings
City Clerk

ORDINANCE NUMBER 2746

AN ORDINANCE AMENDING ORDINANCE 2132 AND ARTICLE III; SECTION 6-41, VESTAVIA HILLS CODE OF ORDINANCES, REPUBLISHED 2002; ENTITLED *FIRE DISTRICTS ESTABLISHED; BOUNDARIES*

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

1. Ordinance Number 2132 and Article III, Section 6-41 of the Vestavia Hills Code of Ordinances, Republished 2002, entitled “*Fire Districts Established; Boundaries,*” shall be amended to read in its entirety as follows:

“ARTICLE III. FIRE DISTRICTS.

Sec. 6-41. Fire districts established; boundaries.

Two (2) fire districts, namely, the First Fire District and the Second Fire District be and the same are hereby established for property located within the city limits of the city as follows:

- 1) First Fire District. Any and all property and buildings situated within the business (B-1, B-1.2, B-2, B-3, MXD, and PUD-PNC, PUD-PB and PUD-PI), professional office building (O-1, O-2, and PUD-PO,) and/or institutional (INST, PUD-PR1 and PUD-PR2) zoning classifications and any existing building whose alterations meet the scope of Level 3 as described by the International Code Council, shall be included in the First Fire District. Type 5 Construction shall be permitted in the First Fire District with the exception that a sprinkler system must be installed in accordance with NFPA-13.
- 2) Second Fire District: Any and all property and buildings situated within residential (E-1, E-2, R-1, R-2, R-3, R-4, R-5, RC-1 R-6, R-7, R-8, R-9, PUD-PR1 and PUD-PR2) zoning classifications shall be included in the Second Fire District as defined under the terms and provisions of “The International Code Council or the International Building Code.”

DONE, ORDERED, ADOPTED and APPROVED, this the 12th day of March, 2018.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as Acting City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2132 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 March, 2018, as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, Vestavia Hills New Merkel House and Vestavia Hills Recreational Center this the _____ day of _____, 2018.

Rebecca Leavings
City Clerk



VESTAVIA HILLS FIRE DEPARTMENT

MEMORANDUM

TO: Jeff Downes, City Manager

FROM: Scott Key, Fire Marshal

DATE: February 22, 2018

RE: Ordinance 2746 amending Ordinance 2132

During a review of the fire sprinkler ordinance, I found inconsistencies between Ordinance 2132 and our current City of Vestavia Hills Zoning Ordinance. The current ordinance requires fire sprinklers in Type 5 construction (wood framed) based on their zoning district. However, it was not updated with the zoning ordinance. I am requesting that the fire sprinkler ordinance be amended in order to match the zoning districts classified in the zoning ordinance. The amendment will add all of the zoning located within the business and institutional zoning classification. In addition, it will add that existing buildings, of Type 5 construction, that have alterations exceeding 50% of the current space, will be required to follow this amended ordinance.

RESOLUTION NUMBER 5027

A RESOLUTION CHANGING THE CITY COUNCIL MEETING SCHEDULED FOR MONDAY, MARCH 26, 2018 TO THURSDAY, MARCH 22, 2018 IN LIEU OF SPRING BREAK

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

1. The regularly scheduled meeting of the Vestavia Hills City Council scheduled for Monday, March 26, 2018 is hereby changed to Thursday, March 22, 2018 in lieu of Spring Break;
and
2. This Resolution Number 5027 shall become effective immediately upon adoption and approval.

DONE, ORDERED, ADOPTED and APPROVED this the 12th day of March, 2018.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

RESOLUTION NUMBER 5028

**A RESOLUTION APPROVING ALCOHOL LICENSE
FOR WALGREEN CO. D/B/A RITE AID 07379;
AMELIA D. LEGUTKI, RICHARD M. ASHWORTH
AND COLLIN G. SMYSER, EXECUTIVES**

WHEREAS, the City Council of the City of Vestavia Hills, Alabama, approves the alcohol license for Walgreen Co. d/b/a Rite Aid 07379, located at 708 Montgomery Hwy, Vestavia Hills, Alabama, for the sale of 050 - Retail Beer (off-premises only) and 070 - Retail Table Wine (off-premises only); Amelia D. Legutki, Richard M. Ashworth and Collin G. Smyser, executives.

APPROVED and ADOPTED this the 12th day of March, 2018.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

INTEROFFICE MEMORANDUM

DATE: March 8, 2018

TO: Dan Rary, Police Chief

FROM: Rebecca Leavings, City Clerk

RE: Alcohol License Request –

Please find attached information submitted by Amelia D. Legutki, Richard M. Ashworth and Collin G. Smyser who request an alcohol license to sell at the Walgreen Co. d/b/a Rite Aid 07379, 708 Montgomery Hwy, Vestavia Hills, Alabama.

I am scheduling this case to be heard by the City Council on 12th day of March, 2018 at 6:00 PM (Monday). Please advise me of your recommendation for this license. If you have any questions, please contact me.

Reply

I have reviewed the available background information on the above referenced applicant and submit the following to the City Council:

✓	<i>Application cleared by P.D. This indicates that there are NO convictions for drug trafficking, convictions regarding arrest involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests</i>
	<i>Needs further review. This indicates that the Police Chief has found records of some convictions of alcohol related arrests</i>
	<i>Does not recommend. This indicates that the Police Chief has found records of convictions for drug trafficking, convictions regarding arrest involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests</i>

Reviewed 



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION

Confirmation Number: 20180104143259040

Type License: 050 - RETAIL BEER (OFF PREMISES ONLY) State: County:

Type License: 070 - RETAIL TABLE WINE (OFF PREMISES ONLY) State: County:

Trade Name: RITE AID 07379 Filing Fee:

Applicant: WALGREEN CO Transfer Fee: \$100.00

Location Address: 708 MONTGOMERY HWY VESTAVIA HILLS, AL 35216

Mailing Address: 302 WILMOT ROAD; 3RD FLOOR MS 3353 DEERFIELD, IL 60015

County: JEFFERSON Tobacco sales: YES Tobacco Vending Machines: 0

Type Ownership: CORPORATION

Book, Page, or Document info: ILLINOIS

Date Incorporated: 02/15/1909 State incorporated: IL County Incorporated:

Date of Authority: 06/08/1998 Alabama State Sales Tax ID: 6800 10544

Federal Tax ID: 36 1924025

Table with 4 columns: Name, Title, Date and Place of Birth, Residence Address. Rows include Amelia Dorothy Legutki, Richard Mark Ashworth, and Collin Gregory Smyser.

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? YES

Does ABC have any actions pending against the current licensee? NO

Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? NO

Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? NO

Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? YES

Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? NO

Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? NO

Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? NO

Contact Person: JAMES PITTMAN OR JON ARCHER Home Phone: 251-626-7704

Business Phone: 251-626-7704 Cell Phone:

Fax: E-mail: james@jbplaw.com

PREVIOUS LICENSE INFORMATION:

Trade Name: RITE AID 7379

Applicant: HARCO INC

Previous License Number(s)

License 1: 050 000989937

License 2: 070 000989937



**STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION**



Confirmation Number: 20180104143259040

If applicant is leasing the property, is a copy of the lease agreement attached? **YES**
 Name of Property owner/lessor and phone number: **WALGREEN CO 251-626-7704**
 What is lessors primary business? **REAL ESTATE**
 Is lessor involved in any way with the alcoholic beverage business? **NO**
 Is there any further interest, or connection with, the licensee's business by the lessor? **NO**

Does the premise have a fully equipped kitchen? **NO**
 Is the business used to habitually and principally provide food to the public? **NO**
 Does the establishment have restroom facilities? **YES**
 Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? **NO**

Will the business be operated primarily as a package store? **NO**
 Building Dimensions Square Footage: **10645** Display Square Footage:
 Building seating capacity: **0** Does Licensed premises include a patio area? **NO**
 License Structure: **ONE STORY** License covers: **ENTIRE STRUCTURE**
 Location is within: **CITY LIMITS** Police protection: **CITY**

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

Name:	Violation & Date:	Arresting Agency:	Disposition:

RESOLUTION NUMBER 5029

**A RESOLUTION APPROVING ALCOHOL LICENSE
FOR WALGREEN CO., D/B/A RITE AID 07024;
COLLIN G. SMYSER, RICHARD M. ASHWORTH
AND AMELIA D. LEGUTKI, EXECUTIVES**

WHEREAS, the City Council of the City of Vestavia Hills, Alabama, approves the alcohol license for Walgreen Co., d/b/a Rite Aid 07024, located at 3965 Crosshaven Drive, Vestavia Hills, Alabama, for the sale of 050 - Retail Beer (off-premises only) and 070 - Retail Table Wine (off-premises only); Collin G. Smyser, Richard M. Ashworth and Amelia D. Legutki, executives.

APPROVED and ADOPTED this the 12th day of March, 2018.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

INTEROFFICE MEMORANDUM

DATE: March 8, 2018

TO: Dan Rary, Police Chief

FROM: Rebecca Leavings, City Clerk

RE: Alcohol License Request – 050 - Retail Beer (off-premises only) and 070 - Retail Table Wine (off premises only)

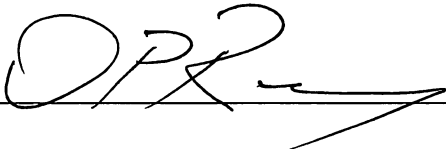
Please find attached information submitted by Collin G. Smyser, Richard M. Ashworth and Amelia D. Legutki who request an alcohol license to sell 050 - Retail Beer (off-premises only) and 070 - Retail Table Wine (off premises only) at the Walgreen Co., d/b/a Rite Aid 07024, 3965 Crosshaven Drive, Vestavia Hills, Alabama.

I am scheduling this case to be heard by the City Council on 12th day of March, 2018 at 6:00 PM (Monday). Please advise me of your recommendation for this license. If you have any questions, please contact me.

Reply

I have reviewed the available background information on the above referenced applicant and submit the following to the City Council:

	<i>Application cleared by P.D. This indicates that there are NO convictions for drug trafficking, convictions regarding arrest involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests</i>
	<i>Needs further review. This indicates that the Police Chief has found records of some convictions of alcohol related arrests</i>
	<i>Does not recommend. This indicates that the Police Chief has found records of convictions for drug trafficking, convictions regarding arrest involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests</i>

Reviewed: 



STATE OF ALABAMA ALCOHOLIC BEVERAGE CONTROL BOARD ALCOHOL LICENSE APPLICATION

Confirmation Number: 20180226090037440

Type License: 050 - RETAIL BEER (OFF PREMISES ONLY) **State:** **County:**

Type License: 070 - RETAIL TABLE WINE (OFF PREMISES ONLY) **State:** **County:**

Trade Name: RITE AID 07024 **Filing Fee:**

Applicant: WALGREEN CO **Transfer Fee:** \$100.00

Location Address: 3965 CROSSHAVEN DRIVE BIRMINGHAM, AL 35243

Mailing Address: 302 WILMOT ROAD; 3RD FLOOR MS 3353 DEERFIELD, IL 60015

County: JEFFERSON **Tobacco sales:** YES **Tobacco Vending Machines:** 0

Type Ownership: CORPORATION

Book, Page, or Document info: ILLINOIS

Date Incorporated: 02/15/1909 **State incorporated:** IL **County Incorporated:**

Date of Authority: 06/08/1998 **Alabama State Sales Tax ID:** 6800 10544

Federal Tax ID: 36 1924025

Name:	Title:	Date and Place of Birth:	Residence Address:
COLLIN GREGORY SMYSER S526 1077 8211 - IL	DIRECTOR	07/25/1978 INDIANAPOLIS INDIANA	1949 NORTH BURLING STREET CHICAGO, IL 60014
RICHARD MARK ASHWORTH A263 7537 5011 - IL	DIRECTOR	01/11/1975 TAMPA FLORIDA	70 TOURNAMENT DRIVE NORTH HAWTHORN WOODS, IL 60047
AMELIA DOROTHY LEGUTKI L232 0046 6888 - IL	DIRECTOR	10/09/1966 HAMMOND INDIANA	130 HOMEWOOD AVENUE LIBERTYVILLE, IL 60048

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? YES

Does ABC have any actions pending against the current licensee? NO

Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? NO

Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? NO

Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? YES

Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? NO

Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? NO

Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? NO

Contact Person: JAMES PITTMAN OR JON ARCHER **Home Phone:** 251-626-7704

Business Phone: 251-626-7704 **Cell Phone:**

Fax: **E-mail:** james@jbplaw.com

PREVIOUS LICENSE INFORMATION:

Trade Name: RITE AID 7024

Applicant: HARCO INC

Previous License Number(s)

License 1: 050 000715637

License 2: 070 000715637



**STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION**



Confirmation Number: 20180226090037440

If applicant is leasing the property, is a copy of the lease agreement attached? **YES**
 Name of Property owner/lessor and phone number: **WALGREEN CO 251-626-7704**
 What is lessors primary business? **REAL ESTATE**
 Is lessor involved in any way with the alcoholic beverage business? **NO**
 Is there any further interest, or connection with, the licensee's business by the lessor? **NO**

Does the premise have a fully equipped kitchen? **NO**
 Is the business used to habitually and principally provide food to the public? **NO**
 Does the establishment have restroom facilities? **YES**
 Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? **NO**

Will the business be operated primarily as a package store? **NO**
 Building Dimensions Square Footage: **10663** Display Square Footage:
 Building seating capacity: **0** Does Licensed premises include a patio area? **NO**
 License Structure: **ONE STORY** License covers: **ENTIRE STRUCTURE**
 Location is within: **CITY LIMITS** Police protection: **CITY**

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

Name:	Violation & Date:	Arresting Agency:	Disposition:

RESOLUTION NO. 5023

A RESOLUTION ASCERTAINING, FIXING AND DETERMINING THE AMOUNT OF ASSESSMENT TO BE CHARGED AS A LIEN ON THE PROPERTY KNOWN AS 2535 IVY GLENN DRIVE, VESTAVIA HILLS, ALABAMA 35243; PARCEL ID# 28-00-32-4-001-96.000, IN THE CITY OF VESTAVIA HILLS AS A RESULT OF THE CITY OF VESTAVIA HILLS ORDERING THE ABATEMENT OF A NUISANCE PURSUANT TO ORDINANCE NUMBER 2567

WHEREAS, heretofore the City Council of the City of Vestavia Hills, after due and lawful notice was given and a public hearing held in accordance with Ordinance No. 2567, declared that a property located within the City of Vestavia Hills was found to constitute a weed nuisance, to wit:

STREET ADDRESS:

2535 Ivy Glenn Drive, Vestavia Hills, AL 35243

LEGAL DESCRIPTION:

Lot 6, according to the Survey of Ivy Glenn, as recorded in Map Book 174, page 9, in the Office of the Judge of Probate of Jefferson County, Alabama

PARCEL IDENTIFICATION NUMBER:

28-00-32-4-001-96.000

INTERESTED PERSONS:

- Sonja Rene Haney
- William George Haney

WHEREAS, the City has completed abatement of the nuisance at the City's expense; and

WHEREAS, the appropriate municipal official has made a report to the City Council of said costs, including the cost of complying with Ordinance No. 2567, the sum of which was **\$650.00**; and

WHEREAS, the City Clerk set the report of costs for a public hearing at a meeting of the City Council on Monday, March 26, 2018 at 6:00 p.m. and gave no less than ten (10) days notice of the public hearing by first-class mail to all persons or entities listed in Section 4-114(b)(1) of Ordinance No. 2567; and

WHEREAS, said public hearing was held by the City Council; and

WHEREAS, it is now the desire of the City Council of the City of Vestavia Hills to fix the costs which it finds were reasonably incurred in connection with the demolition and assess the costs against the previously described land upon which said building was located.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Vestavia Hills, Alabama while in regular session on Monday, March 26, 2018 at 6:00 p.m. as follows:

Section 1. That the City Council hereby assesses the sum of **\$600.00** to be the costs reasonably incurred by the City of Vestavia Hills in connection with the demolition of the building located on the following described property, to wit:

STREET ADDRESS:

2535 Ivy Glenn Drive, Vestavia Hills, AL 35243

LEGAL DESCRIPTION:

Lot 6, according to the Survey of Ivy Glenn, as recorded in Map Book 174, page 9, in the Office of the Judge of Probate of Jefferson County, Alabama

PARCEL IDENTIFICATION NUMBER:

28-00-32-4-001-96.000

INTERESTED PERSONS:

- Sonja Rene Haney
- William George Haney

Section 2. That the City Clerk be authorized and directed to file a certified copy of this Resolution in the offices of the Judge of Probate of Jefferson County, Alabama, Birmingham Division, and the Jefferson County Tax Collector. Upon filing, the Jefferson County Tax Collector shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax and remit the amount to the City.

ADOPTED this the 26th day of March, 2018.

APPROVED: _____
Ashley C. Curry, Mayor

ATTEST: _____
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 26th day of March, 2018 while in regular session on Monday, May 13, 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 _____ day of _____, 2018.

Rebecca Leavings, City Clerk



Weed Abatement Report:

Property Address: 2535 Ivy Glenn Drive

Cost of Abatement: \$ 450.00

Administrative Costs: \$ 150.00

Total Proposed Lien: \$ 600.00

Owens Landscape Group, LLC

PO Box 100006
 Birmingham, AL 35210
 United States

INVOICE

Invoice Number: 22051
 Invoice Date: Dec 21, 2017
 Page: 1

Voice: 205-991-3981
 Fax: 205-951-6625

Bill To:
City of Vestavia Hills Attention: Jimmy Coleman 1032 Montgomery Hwy Vestavia Hills, AL 35216

Ship to:
City of Vestavia Hills Attention: Jimmy Coleman 1032 Montgomery Hwy Vestavia Hills, AL 35216

Customer ID	Customer PO	Payment Terms	
5-4012		Net Due	
Sales Rep ID	Shipping Method	Ship Date	Due Date
	Best Way		12/21/17

Quantity	Item	Description	Unit Price	Amount
		One service to prune all existing shrubs on the front & side of house at 2535 Ivy Glenn Dr Vestavia Hills		450.00

Subtotal	450.00
Sales Tax	
Total Invoice Amount	450.00
Payment/Credit Applied	
TOTAL	450.00

Check/Credit Memo No:

PARCEL #: 28 00 32 4 001 096.000 [111-A-] Baths: 2.5 H/C Sqft: 2,816
OWNER: HANEY SONJA RENE & *Wm George Haney* 18-034.0 Bed Rooms: 4 Land Sch: G2
ADDRESS: 2535 IVY GLENN DR VESTAVIA AL 35243-4636 Land: 112,000 Imp: 324,800 Total: 436,800
LOCATION: 2535 IVY GLENN DR BHAM AL 35243 Acres: 0.000 Sales Info: 12/19/2016 \$10

<< Prev Next >> [1 / 0 Records] Processing...

Tax Year : 2017 ▼

[SUMMARY](#) [LAND](#) [BUILDINGS](#) [SALES](#) [PHOTOGRAPHS](#) [MAPS](#)

LAND COMPUTATION

	Code	Acerage	Square Foot	Market Value	CU. Value
SITE VALUE	3 111 HOUSEHOLD UNITS	0	6688	\$112,000.00	

ROLLBACK/HOMESITE/MISCELLANEOUS

LEGAL DESCRIPTION

SUB DIVISON1: IVY GLENN AMENDED 28-32-4 MAP BOOK: 174 PAGE: 9
 SUB DIVISON2: MAP BOOK: 0 PAGE: 0

PRIMARY BLOCK: SECONDARY BLOCK: 0
 PRIMARY LOT: 6 SECONDARY LOT: 0

METES AND BOUNDS: LOT 6 IVY GLENN PB 170 PG 5 & AMENDED MAP 174 PG 9

SALES INFORMATION

12/19/2016	\$10.00	2	BOOK: 2017 PAGE: 091621	Land & Building	HANEY WILLIAM GEORGE
9/1/1996	\$243,000.00	1	BOOK: 9611 PAGE: 007759	Land & Building	
7/1/1993	\$240,000.00	1	BOOK: 9310 PAGE: 003119	Land & Building	

RESOLUTION NUMBER 5030

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AND DELIVER AND AGREEMENT WITH REGIONAL JEFFERSON COUNTY AND APPROPRIATING \$3,600 FOR MAINTENANCE OF OUTDOOR WARNING SIRENS IN THE CITY OF VESTAVIA HILLS

WHEREAS, Jefferson County had activated a bid for repair and maintenance of the outdoor siren system located within the County; and

WHEREAS, Jefferson County has committed \$100,000 to repair broken sirens with the remainder allocated to municipalities based upon the number of sirens within that jurisdiction; and

WHEREAS, Vestavia Hills has nine (9) sirens located within the City limits totaling \$3,600 in repair/maintenance costs; and

WHEREAS, the City Manager has recommended the costs be expensed in the 2018 fiscal year budget; and

WHEREAS, the Mayor and City Council find it is in the best public interest to accept the City Manager's recommendation and appropriate \$3,600 for maintenance/repair of siren costs within the FY 2018 budget.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL AS FOLLOWS:

1. The City Manager is hereby authorized to expense \$3,600 for maintenance/repair of siren costs; and
2. The City Manager is hereby authorized to execute and deliver any and all documents necessary in order to accomplish said repair/maintenance of outdoor sirens located within the City limits; and
3. This Resolution Number 5030 shall become effective immediately upon adoption and approval.

DONE, ORDERED, ADOPTED and APPROVED this the 26th day of March, 2016.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

**INTER-LOCAL AGREEMENT
REGIONAL JEFFERSON COUNTY
OUTDOOR WARNING SIREN SYSTEM MAINTENANCE**

This Inter-Local Agreement (“Agreement”) is hereby made and entered into on this the ____ day of _____, 2018, by and between Jefferson County Emergency Management Agency (“EMA”) and the City/Town of _____.

WHEREAS, EMA seeks to establish a collaborative regional effort for the Jefferson County Outdoor Warning Siren System Maintenance and responsibility within Jefferson County, Alabama, by coordinating and overseeing all of the (254) outdoor warning sirens located within both the incorporated and unincorporated jurisdictions of Jefferson County; and

WHEREAS, EMA has proposed to take responsibility for overseeing the maintenance, repair, update and replacement of all the outdoor warning sirens located within both the incorporated and unincorporated jurisdictions of Jefferson County; and

WHEREAS, EMA has proposed that in order to effectively maintain the outdoor warning sirens located within both the incorporated and unincorporated jurisdictions of Jefferson County it will need approximately \$400.00 per siren; and

WHEREAS, EMA has additionally proposed that the County provide an additional \$100,000 per year for the repair and replacement of nonfunctioning outdoor warning sirens located within Jefferson County, regardless of jurisdiction; and

WHEREAS, the County is in agreement with EMA’s efforts to establish centralized maintenance responsibility for the outdoor warning sirens located within Jefferson County and desires to assist EMA financially by providing the necessary funding to properly maintain the outdoor warning sirens located in Jefferson County.

NOW THEREFORE, in consideration of the above recitals contained herein, the parties agree as follows:

1. EMA agrees to take responsibility for the maintenance, repair, update, and replacement of all of the outdoor warning sirens located within both the incorporated and unincorporated Jefferson County which are identified in the attached Exhibit A.
2. The City/Town of _____ agrees to pay to EMA its proportionate share for the maintenance, repair, and replacement of the outdoor warning sirens located within its jurisdiction at a cost of \$400.00 per siren per year.
3. The City/Town of _____ agrees to provide payment for these services to EMA within 30 days of receipt of invoice from EMA.

Notices:

City/Town of: _____

Attention: _____

Address: _____

City, St, Zip: _____

Phone: _____

Jefferson County EMA
709 North 19th Street
Birmingham, Alabama 35203
(205) 254-2039

Termination of Agreement:

This agreement will remain in full force and effect and will not be amended and/or terminated except by the mutual written consent of the parties referenced herein.

City/Town of: _____

By: _____

Its: _____

Jefferson County Emergency Management Agency

By:  _____

James A. Coker, Director

Rebecca Leavings

From: White, Gay Nell <whitegn@jccal.org>
Sent: Monday, March 05, 2018 1:01 PM
To: Adamsville; Adamsville; Adamsville Assistant; Bessemer; Bessemer (City Clerk); Birmingham; Birmingham (Mayor's Assistant); Brighton; Brookside; Brookside (Town Clerk); Center Point; Center Point (Mayor's Assistant); Clay; Clay; County Line; County Line (Town Clerk); Fairfield; Fairfield (Mayor's Assistant); Fultondale; jhfcity@bellsouth.net; Fultondale (Mayor's Assistant); Gardendale; Gardendale (City Clerk); Gardendale (Mayor's Assistant); Graysville; Graysville (Mayor's Assistant); Homewood; Homewood; Homewood (Chief of Staff); Hoover; Hoover; Hoover (Mayor's Assistant); Hueytown; Hueytown; Hueytown (Mayor's Assistant); Irondale; Knight, Joe; Brooks, Zachary; Kimberly; Kimberly; Kimberly (City Clerk); Leeds; Leeds; Leeds; Leeds (Mayor's Assistant); Lipscomb; Lipscomb (City Clerk); Lipscombs; Maytown; Midfield; Midfield; Midfield (Mayor's Assistant); Morris; Morris (Town Clerk); Mountain Brook; Mountain Brook; Mountain Brook; Mulga; Mulga (Town Clerk); North Johns; Pinson; Pinson; Pinson (City Clerk); Pleasant Grove; Pleasant Grove; Pleasant Grove (City Clerk); Sylvan Springs (Town Clerk); Sylvian Springs; Tarrant; Tarrant (Mayor's Assistant); Trafford; Trafford (Assistant); Trussville; Trussville; Ashley Curry; Dennis Weaver; Rebecca Leavings; Warrior; Warrior; Warrior (City Clerk); West Jefferson; West Jefferson (Town Clerk)
Subject: Jefferson County Outdoor Warning Siren System Maintenance Agreement
Attachments: Inter-Local Agreement Outdoor Warning Siren System - Cities-Towns.pdf
Importance: High

Good afternoon,

The bid for siren repair and siren maintenance is currently active; we will provide each of you an update when we receive the bid information back.

The siren program is in two parts;

First – siren repairs (Jefferson County has committed funding in the amount of \$100,000 to repair broken sirens);

Second – annual siren maintenance (paid for by each jurisdiction, and based on the number of sirens within that jurisdiction).

Annual maintenance should lower the costs on repairing broken sirens. The ability to activate sirens in a warning polygon instead of county-wide is included in the active bid.

I have attached a resolution for you to complete and present to your city/town council for approval. We will need a copy of the approved resolution returned to us once it has been approved (scanned copy will be fine).

We welcome any questions you may have and will continue to give updates at the Jefferson County Mayors Association meetings each month.

Thank you.

James Coker
Director