

**Vestavia Hills  
City Council Agenda  
August 12, 2019  
6:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Jim Cartledge; Vestavia Hills Senior Chaplain
4. Pledge Of Allegiance
5. Announcements and Guest Recognition
6. Proclamation – National Senior Citizen Day – August 12, 2019
7. Council Presentation - OLLI
8. City Manager’s Report
9. Councilors’ Reports
10. Financial Reports – Melvin Turner III, Finance Director
11. Approval Of Minutes – July 19, 2019 (Work Session) and July 22, 2019 (Regular Meeting)

**Old Business**

12. Resolution Number 5173 – A Resolution Approving A Change Order For The Green Valley Sidewalk Construction In The Amount Of \$32,560 (*public hearing*)
13. Resolution Number 5167 – Annexation – 90-Day – 929 Mountain Branch Circle; Lot 40, Mountain Branch Subdivision; Honeycutt Real Estate Holdings, LLC, Owner(s) (*public hearing*)
14. Ordinance Number 2860 – Annexation – Overnight – 929 Mountain Branch Circle; Lot 40, Mountain Branch Subdivision; Honeycutt Real Estate Holdings, LLC, Owner(s) (*public hearing*)
15. Resolution Number 5168 – Annexation – 90-Day – 2645 Alta Glen Drive; Paul and Gloria Russell, Owner(s) (*public hearing*)
16. Ordinance Number 2861 – Annexation – Overnight – 2645 Alta Glen Drive; Paul and Gloria Russell, Owner(s) (*public hearing*)
17. Resolution Number 5169 – Annexation – 90-Day – 2606 Acton Road; Lot 5, Altadena Valley Country Club; Mark and Jennifer Weldon, Owner(s) (*public hearing*)
18. Ordinance Number 2862 – Annexation – Overnight – 2606 Acton Road; Lot 5, Altadena Valley Country Club; Mark and Jennifer Weldon, Owner(s) (*public hearing*)
19. Resolution Number 5170 – Annexation – 90-Day – 2790 Acton Place; Hugh Humphrey, Owner(s) (*public hearing*)

20. Ordinance Number 2863 – Annexation – Overnight – 2790 Acton Place; Hugh Humphrey, Owner(s) (*public hearing*)
21. Resolution Number 5171 – Annexation – 90-Day – 2729 Kenvil Circle; Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2<sup>nd</sup> Sector; William Ennis, Owner(s) (*public hearing*)
22. Ordinance Number 2864 – Annexation – Overnight – 2729 Kenvil Circle; Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2<sup>nd</sup> Sector; William Ennis, Owner(s) (*public hearing*)

### **New Business**

23. Resolution Number 5175 – A Resolution Accepting The 2018 Audit For The City Of Vestavia Hills
24. Resolution Number 5179 - Changing The Council Meeting Of November 11, 2019 To November 13, 2019 In Observance Of The Veterans Day Holiday

### **New Business (Requesting Unanimous Consent)**

### **First Reading (No Action To Be Taken At This Meeting)**

25. Resolution Number 5176 – A Resolution Accepting A Bid For Right-Of-Way Mowing For The City Of Vestavia Hills (*public hearing*)
26. Resolution Number 5177 - Accepting A Bid For Landscape Maintenance For City Hall, Police Station, Library And Passive Parks Throughout The City Of Vestavia Hills (*public hearing*)
27. Resolution Number 5178 - Accepting A Bid For HVAC Services For City Of Vestavia Hills Municipal Buildings (*public hearing*)
28. Ordinance Number 2815-A – An Ordinance Amending Ordinance Number 2815 To Establish A Fee Structure For Small Cell Technology Facilities In The City Of Vestavia Hills, Alabama As Established By Ordinance Number 2814 (*public hearing*)
29. Citizen Comments
30. Executive Session
31. Motion For Adjournment

WHEREAS, throughout our history, older people have achieved much for our families, communities, and country; and

WHEREAS, with improved healthcare and more years of productivity, older citizens are reinforcing their historical roles as leaders and sense of purpose as individuals and as a Nation; and

WHEREAS, many of them are embarking on second careers, giving younger people an example of responsibility, resourcefulness, competence, and determination; and

WHEREAS, more than 11 million senior citizens are serving as volunteers in various programs and projects that benefit every sector of society; and

WHEREAS, we can best demonstrate our gratitude for the older seniors' accomplishments by making sure that our communities enable them to participate to the fullest and find the encouragement, acceptance, assistance, and services they need to continue to lead lives of independence and dignity;

NOW, THEREFORE, I, Ashley C. Curry, by virtue of the authority vested in me as Mayor of the City of Vestavia Hills in the State of Alabama, do hereby proclaim August 21, 2019 as

**NATIONAL SENIOR CITIZENS DAY**

which is recognized annually and was authorized and requested by President Ronald Reagan in 1988 to encourage them to be active members of their community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Vestavia Hills to be affixed this the 12th day of August 2019.

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Ashley C. Curry  
Mayor

## **CITY OF VESTAVIA HILLS**

### **CITY COUNCIL**

### **MINUTES**

### **WORK SESSION**

**JULY 19, 2019**

The City Council of Vestavia Hills met in a regular scheduled work session on this day in the Executive Conference Room at 8:00 AM, rescheduled from July 15, 2019, following posting/publication as required by Alabama law. The City Clerk checked 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  
Jason Hardin, Police Captain  
Cinnamon McCulley, Communications Specialist

The Mayor called the work session to order.

### **UPDATE ON WALD PARK**

Mr. Downes stated that the bids for Wald Park Improvements had been opened and read with multiple bids submitted.

Ken Upchurch, TCU, stated that his team and City Staff have reviewed the submitted five bids. He stated that the project was given a \$16 million budget and the low bidder came in at \$16.3 million. He stated that this bid amount does not include any alternates, only the base bid. The lowest bidder is Taylor Miree and Mr. Upchurch explained that the team is working to determine any value engineering that can be done to save in expense but not lessen the quality of construction. He stated that the base bid is \$16,297,429 and that this will be the recommended amount for Council approval on the 22<sup>nd</sup>. He stated because of the timing and the need to deliver on the ballfields and the pool, this item will be on the next agenda for unanimous consent.

Discussion ensued into the early deliverables, the later bids that will be let for the tennis courts and maintenance building and the projects that the base bid covered.

There being no further business, the work session adjourned at 8:35 AM.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

## **CITY OF VESTAVIA HILLS**

### **CITY COUNCIL**

### **MINUTES**

**JULY 22, 2019**

The City Council of Vestavia Hills met in regular session on this date at 6:00 PM, following publication and posting pursuant to Alabama law. Mayor Curry called the meeting to order and the Acting 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:**

Patrick H. Boone, City Attorney  
Rebecca Leavings, City Clerk  
Melvin Turner, Finance Director  
George Sawaya, Asst. Finance Director  
Jason Hardin, Police Captain  
Marvin Green, Fire Chief  
Christopher Brady, City Engineer  
Cinnamon McCulley, Communications Specialist

Butch Williams, Vestavia Hills Senior Chaplain and Pastor of Care And Support Ministries, Vestavia Hills United Methodist Church, led the invocation followed by the Pledge of Allegiance.

### **ANNOUNCEMENTS, GUEST RECOGNITION**

- Mr. Pierce recognized Chamber of Commerce members: Linda Parker, Ben Chambliss and Mark Macoy. He stated that the Chamber President, Karen Odle, has an announcement to make.
  - Karen Odle, Chamber President, explained the “Savor the Summer” program which is being held this summer. Tonight, they are spotlighting a new flavor called “a flavor above” ice cream with dark chocolate, graham crackers, sprinkles etc. She gave samples of the new flavor to the Council.

## **CERTIFICATE OF RECOGNITION**

The Mayor joined with Mr. Head to present a Certificate of Recognition for the Vestavia Swim Association team. Mr. Downes read the Certificate of Recognition aloud, congratulating the team for winning the Shelby-Jefferson County Swim Competition for the second year in a row. The Mayor and Council presented the certificate to Rebecca Hartsough, VSA President, Coaches Nick Lambert and Jill Hunter, the team and coaches.

## **CITY MANAGER'S REPORT**

- Mr. Downes updated the Council on a handful of projects that are either wrapping up or soon to be complete relative to traffic and drainage as the beginning of school looms. He highlighted the following:
  - The travel patterns near Gresham and travel along Dolly Ridge and Rocky Ridge Road have been studied and recommended for proposed changes. He stated that work will be done by Jefferson County crews for the realignment of the traffic signals at the Dolly Ridge/Rocky Ridge intersection with a protected left turn lane.
  - County crews are working to widen the roadway at Gresham, which will result in new striping to allow more stacking of vehicles on Gresham and allow thru traffic to continue unobstructed. There will also be a police officer stationed at that intersection to help with the school traffic at peak times.
  - Deteriorating underground storm water piping is being replaced on Gresham Drive and on Southwood Drive and the work will be completed very soon and prior to the beginning of school.
  - Mr. Downes asked everyone to be patient as school starts back. As always, there will be hectic situations as construction continues and the new schools are opened.

## **COUNCILOR REPORTS**

- Mrs. Cook reported on the school board meeting just prior to this meeting. She stated that there were a number of items discussed along with the adoption of goals for the Board's strategic plan. She stated that the system received a good accreditation rating and the strategic planning was a good first step to addressing weaknesses.
- Mr. Pierce stated he attend the Chamber Board meeting last Thursday to wrap up the I Love America Day event and thanked all involved. He stated that they are now planning the Back to School event to be held August 9 at Philadelphia Baptist Church.
- Mayor Curry wanted everyone to be aware of the new Phoenix program. He stated that this is an opportunity for addicted individuals to walk into our VHPD and request help without prosecution. He stated that within a week of beginning this program, they had a lady come in, turn in her drugs and obtain help for her addiction. He stated he asked for volunteers and has already had one person contact him. He encouraged everyone to spread the word "because together, we can make a difference."
- Mr. Weaver stated that a couple of requests were recently considered by the Planning and Zoning Commission and will be coming forward tonight.

**APPROVAL OF MINUTES**

The minutes of the following meeting were presented for approval: July 8, 2019 (regular meeting).

**MOTION** Motion to dispense with the reading of the minutes of the July 8, 2019 (regular meeting); and approve them as presented was by Mr. Weaver and second by Mr. Pierce. Roll call vote as follows:

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

**OLD BUSINESS**

**ORDINANCE NUMBER 2856**

**Ordinance 2856 – Conditional Use For A Home Occupation – 621 Liberty Lake Drive; Catherine Waters, Owner (public hearing)**

**MOTION** Motion to approve Ordinance Number 2856 was by Mr. Weaver seconded by Mrs. Cook.

Mr. Weaver reported the Planning and Zoning Commission gave this request a positive recommendation with a unanimous vote. He explained that this approval is required through the City’s PUD ordinance.

Catherine Waters, applicant and owner of the property, was present in regard to this request.

The Mayor stated that he looked at the website for Ms. Waters’ home occupation and commended her on her new book, “Twas The Night That Began Christmas”.

The Mayor opened the floor for a public hearing. There being no one to further address the Council, the Mayor closed the public hearing and called for the question. Roll call vote as follows:

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



**ORDINANCE NUMBER 2857**

**Ordinance Number 2857 – Annexation – 90-Day Final – 2400 – 2424 Magnolia Cove Road; Lots 1-13, Magnolia Cove Estates; Chase Beard, ET AL, owners (public hearing)**

**MOTION** Motion to approve Ordinance Number 2857 was by Mr. Weaver seconded by Mr. Pierce.

The Mayor stated that this and the next ordinance are the final 90-day annexation along with the compatible rezoning for this subdivision. He stated that the Council will consider these together, with a single public hearing.

Mr. Pierce stated that there was no adverse information from the Standing Annexation Committee on this subdivision, which the Council approved for an overnight annexation a few months ago.

The Mayor opened the floor for a public hearing for this item and Ordinance Number 2858. There being no one to further address the Council, the Mayor closed the public hearing and called for the question. Roll call vote as follows:

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

**ORDINANCE NUMBER 2858**

**Ordinance Number 2858 – Rezoning – 2400 – 2424 Magnolia Cove Road; Lots 1-13, Magnolia Cove Estates; Chase Beard, ET AL (public hearing)**

**MOTION** Motion to approve Ordinance Number 2858 was by Mrs. Cook seconded by Mr. Weaver.

Mayor stated that this is the compatible zoning of the annexed property.

There being no one to further address the Council, the Mayor closed the public hearing and called for the question. Roll call vote as follows:

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

**RESOLUTION NUMBER 5166**

**Resolution Number 5166 – Annexation – 90-Day – 3516 Squire Lane; Brook and Celine Russell, Owners (public hearing)**

**MOTION** Motion to approve Resolution Number 5166 was by Mr. Weaver seconded by Mr. Pierce

Mr. Pierce gave the annexation report for this property and stated the only concern noted was the length of the driveway with no turnaround for emergency apparatus.

Mr. and Mrs. Russell were present in regard to this request. Mr. Russell stated that he learned that the VHFD requires a turnaround on their property for any emergency apparatus that might have to pull into the driveway. He stated he has obtained plans and a cost estimate to provide a turnaround on his property.

The Mayor opened the floor for a public hearing for this and Ordinance 2859 which is the overnight annexation of the same property. There being no one to further address the Council, the Mayor closed the public hearing and called for the question. Roll call vote as follows:

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

**ORDINANCE NUMBER 2859**

**Ordinance Number 2859 – Annexation – Overnight – 3516 Squire Lane; Brook and Celine Russell, Owners (public hearing)**

**MOTION** Motion to approve Ordinance Number 2859 was by Mr. Pierce seconded by Mrs. Cook.

The Mayor stated that this is the overnight annexation of the same property.

The Mayor called for the question. Roll call vote as follows:

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

**NEW BUSINESS**

**RESOLUTION NUMBER 5172**

**Resolution Number 5172 - Alcohol License – Gem Brand LLC d/b/a Taco Tech; 2409 Acton Road, Suite 127 For 020 – Restaurant Retail Liquor License; Gerald Elliot Mosser, Executive (public hearing)**

**MOTION** Motion to approve Resolution Number 5172 was by Mr. Weaver seconded by Mr. Head.

Gerald Elliott was present in regard to this request and explained that the restaurant ownership had changed.

Mr. Pierce asked about the policy and training of employees.

Mr. Elliott explained that they work under certification of the responsible vendors program. He stated they took over the business just a few weeks ago.

The VHPD has researched this request and found no problems.

The Mayor opened the floor for a public hearing. There being no one to further address the Council, the Mayor closed the public hearing and called for the question. Roll call vote as follows:

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

**NEW BUSINESS (UNANIMOUS CONSENT REQUESTED)**

The Mayor indicated that the next item requires unanimous consent. He opened the floor for unanimous consent of the consideration and action of Resolution Number 5174.

**MOTION** Motion for unanimous consent of the consideration and action of Resolution Number 5174 was by Mr. Weaver and second was by Mr. Pierce. Roll call vote, as follows:

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

**RESOLUTION NUMBER 5174**

**Resolution Number 5174 – A Resolution Accepting A Bid For Wald Park Improvements  
(public hearing)**

**MOTION** Motion to approve Resolution Number 5174 was by Mr. Weaver seconded by Mrs. Cook.

Mr. Downes stated that the City has a tight timeline in order to get the fields constructed and ready for play prior to the beginning of the 2020 baseball season along with construction of the pool for a portion of the swimming season. Therefore, the need to kick off this project has encouraged this quick action. He stated that the bids were received and read aloud and the recommendation is to accept the base bid of the lowest responsible bidder, Taylor Miree. He explained that the request tonight is to only accept the base bid to allow for further review of the alternates. Bid detail was presented to the Council of all bids received. Total bid amount is currently \$16.297 million. He presented the detail to show what the base bid incorporates which includes the baseball complex, the pool facility and parking. Also an adjustment to the roadway access in the lower quadrant. These are the designated early timeframe deliveries. The areas above the ring road would be bid separately and include the tennis complex, maintenance, facility, dogpark and trail system as later deliverables. With the Council's vote tonight, they can commence the construction of the early deliverables.

Mr. Weaver stated that the Council met in work session last week and extensively reviewed and discussed all of the bids, the recommendations from TCU, etc., on this project.

Mr. Downes explained that the base bid also includes the Miracle Field, but this was not shaded on the displayed drawing.

Mrs. Cook asked about the delivery dates of the new park entry road.

Mr. Downes stated that October 1 was the anticipated delivery of the new turn lane at the south quadrant. February 18 is delivery of the ballfields and late May is delivery of the pool.

Mrs. Cook stated that, even though the base bid may be approved tonight, TCU will work to further to reduce the cost by negotiating with the contractor to make amendments to the project, without sacrificing quality or scope.

Mrs. Cook noted that Mr. Weaver asked, in the work session, about penalties for late delivery. The Council was assured these are included in the contract to protect the City's interests and ensure timely delivery.

The Mayor opened the floor for a public hearing. There being no one to further address the Council, the Mayor closed the public hearing and called for the question. Roll call vote as follows:

Mrs. Cook – yes  
Mr. Pierce – yes  
Mayor Curry – yes

Mr. Head – yes  
Mr. Weaver – 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 regular meeting on August 12, 2019, at 6:00 PM.

- Resolution Number 5173 – A Resolution Approving A Change Order For The Green Valley Sidewalk Construction In The Amount Of \$32,560 (*public hearing*)
- Resolution Number 5167 – Annexation – 90-Day – 929 Mountain Branch Circle; Lot 40, Mountain Branch Subdivision; Honeycutt Real Estate Holdings, LLC, Owner(s) (*public hearing*)
- Ordinance Number 2860 – Annexation – Overnight – 929 Mountain Branch Circle; Lot 40, Mountain Branch Subdivision; Honeycutt Real Estate Holdings, LLC, Owner(s) (*public hearing*)
- Resolution Number 5168 – Annexation – 90-Day – 2645 Alta Glen Drive; Paul and Gloria Russell, Owner(s) (*public hearing*)
- Ordinance Number 2861 – Annexation – Overnight – 2645 Alta Glen Drive; Paul and Gloria Russell, Owner(s) (*public hearing*)
- Resolution Number 5169 – Annexation – 90-Day – 2606 Acton Road; Lot 5, Altadena Valley Country Club; Mark and Jennifer Weldon, Owner(s) (*public hearing*)
- Ordinance Number 2862 – Annexation – Overnight – 2606 Acton Road; Lot 5, Altadena Valley Country Club; Mark and Jennifer Weldon, Owner(s) (*public hearing*)
- Resolution Number 5170 – Annexation – 90-Day – 2790 Acton Place; Hugh Humphrey, Owner(s) (*public hearing*)
- Ordinance Number 2863 – Annexation – Overnight – 2790 Acton Place; Hugh Humphrey, Owner(s) (*public hearing*)
- Resolution Number 5171 – Annexation – 90-Day – 2729 Kenvil Circle; Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2<sup>nd</sup> Sector; William Ennis, Owner(s) (*public hearing*)
- Ordinance Number 2864 – Annexation – Overnight – 2729 Kenvil Circle; Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2<sup>nd</sup> Sector; William Ennis, Owner(s) (*public hearing*)

**CITIZEN COMMENTS**

None.

At 6:42 PM, Mr. Weaver made a motion to adjourn. The meeting adjourned at 6:43 PM.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**RESOLUTION NUMBER 5173**

**A RESOLUTION APPROVING CHANGE ORDER NUMBER 1 FOR THE GREEN VALLEY SIDEWALK CONSTRUCTION PROJECT IN THE AMOUNT OF \$32,560**

**WHEREAS**, ON December 20, 2018, the City Council of the City of Vestavia Hills adopted and approved Resolution Number 5112 to award a construction contract to Triple J Construction, LLC for construction of the Green Valley Road Sidewalk Project; and

**WHEREAS**, the City's engineering department has identified and detailed some additional needed work consisting of project overruns, items not quantified in the original bid and/or some additional drainage work in the amount of \$32,560; and

**WHEREAS**, Brian Davis, Public Services Director; has detailed said changes in a requested Change Order Number 1 via an Interoffice Memo dated July 18, 2019, a copy of which is marked as Exhibit A, attached to and incorporated into this Resolution Number 5173 as though written therein.

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

1. The City Manager is hereby authorized to issue said Change Order Number 1 in an amount not to exceed \$32,560 as detailed in the attached Exhibit A; and
2. This Resolution Number 5173 shall become effective immediately upon adoption and approval.

**DONE, ORDERED, ADOPTED and APPROVED** this the 12<sup>th</sup> day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

*City of Vestavia Hills*

Public Services Department  
1973 Merryvale Road  
Vestavia Hills, AL 35216  
205-978-0166

**INTEROFFICE MEMO**

Date: July 18, 2019

TO: Jeff Downes  
City Manager

From: Brian C. Davis  
Public Service Director

RE: Green Valley Sidewalk Construction

Engineering completed a project walk-through Monday, July 15, 2019, with construction contractor, Triple J, to verify final quantities for project construction and determined a few items that overran initial estimates. Additionally, some items that were shown in construction plans but were not quantified in bid documents were identified, as well as drainage work that was required to complete the project.

Please see the breakdown below and attached changed order. These items totaled an additional \$32,560 in construction costs. We are requesting approval of Change Order No. 1 to the construction contract to cover this amount, increasing Contract Sum from \$125,095 to \$157,655.

Project overruns, \$12,400

Concrete curb and gutter, added 5LF  
Concrete valley gutter, added 48LF  
Additional ADA compliant ramps, added 4each  
Add / replaced concrete driveway, added 2each

Items not quantified in bid documents, \$10,000

Concrete junction box, 2 each  
Drainage inlets, 1 each

Additional drainage work, \$10,160

Remove 12" pipe and headwall  
Install 18" concrete pipe and headwall  
Remove asphalt and patch

CC: Rebecca Leavings  
Christopher Brady  
Lori Beth Kearley



# CHANGE ORDER

Distribution Exhibit A - Resolution No. 5173

OWNER  FIELD   
 ENGINEER  OTHER   
 CONTRACTOR

**Project:**

Vestavia Hills  
 Green Valley Road  
 Sidewalk Addition

**Change order number:** 1  
**Date:** 6/21/19  
**Engineer's project no.:** 100456.00.30  
**Contract date:** 1/10/19  
**Contractor's JobId:** VES19  
**Contract for:** City of Vestavia Hills

**To contractor:**

Triple J Construction, LLC  
 P O Box 477  
 667 Co Road 3909  
 Arley, AL 35541

**The contract is changed as follows:**

Additional Items as Outlined Below:

Concrete Curb & Gutter	5LF	\$200.00
Concrete Valley Gutter	48LF	\$1200.00
Install Handicap Ramp	4EA	\$8000.00
18" RCP Drainage Piping	129LF	\$5160.00
Concrete Junction Box	2EA	\$6000.00
Hooded Drainage Inlet	1EA	\$4000.00
Remove Headwall & Trees	1LS	\$700.00
Remove 12" Pipe	100LF	\$1000.00
Remove Asphalt & Patch	20LF	\$900.00
Install 18" Headwall	1LS	\$2400.00
Install Concrete Driveway	2EA	\$3000.00

The original Contract Sum was ..... \$ 125,095.00  
 Net changes by previously authorized Change Orders ..... \$ 0.00  
 The Contract Sum prior to this Change Order was ..... \$ 125,095.00  
 The Contract Sum will be increased by this Change Order in the amount of ..... \$ 32,560.00  
 The new Contract Sum including this Change Order will be ..... \$ 157,655.00  
 The Contract Time will be unchanged by 0 days.  
 The date of Substantial Completion as of the date of this Change Order therefore is 6/1/19

Not valid until signed by the Engineer, Contractor and Owner.

**ENGINEER**

The City of Vestavia Hills  
 1032 Montgomery Hwy  
 Vestavia Hills, AL 35216

**Contractor**

Triple J Construction, LLC  
 P O Box 477  
 667 Co Road 3909  
 Arley, AL 35541  
 (205)412-0078

**Owner**

Vestavia Hills (City of)  
 1032 Montgomery Hwy  
 Vestavia Hills, AL 35216  
 (205)978-0150

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

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

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

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

Date: 6-21-19

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

**RESOLUTION NUMBER 5167**

**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 22, 2019, 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 12th day of August, 2019; and

**WHEREAS**, it would be in 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 16th day of August, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, 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 5167 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:

929 Mountain Branch Circle  
Lot 40, Mountain Branch Subdivision  
Honeycutt Real Estate Holdings LLC, Owner(s)

**APPROVED and ADOPTED** this the 12th day of August, 2019.

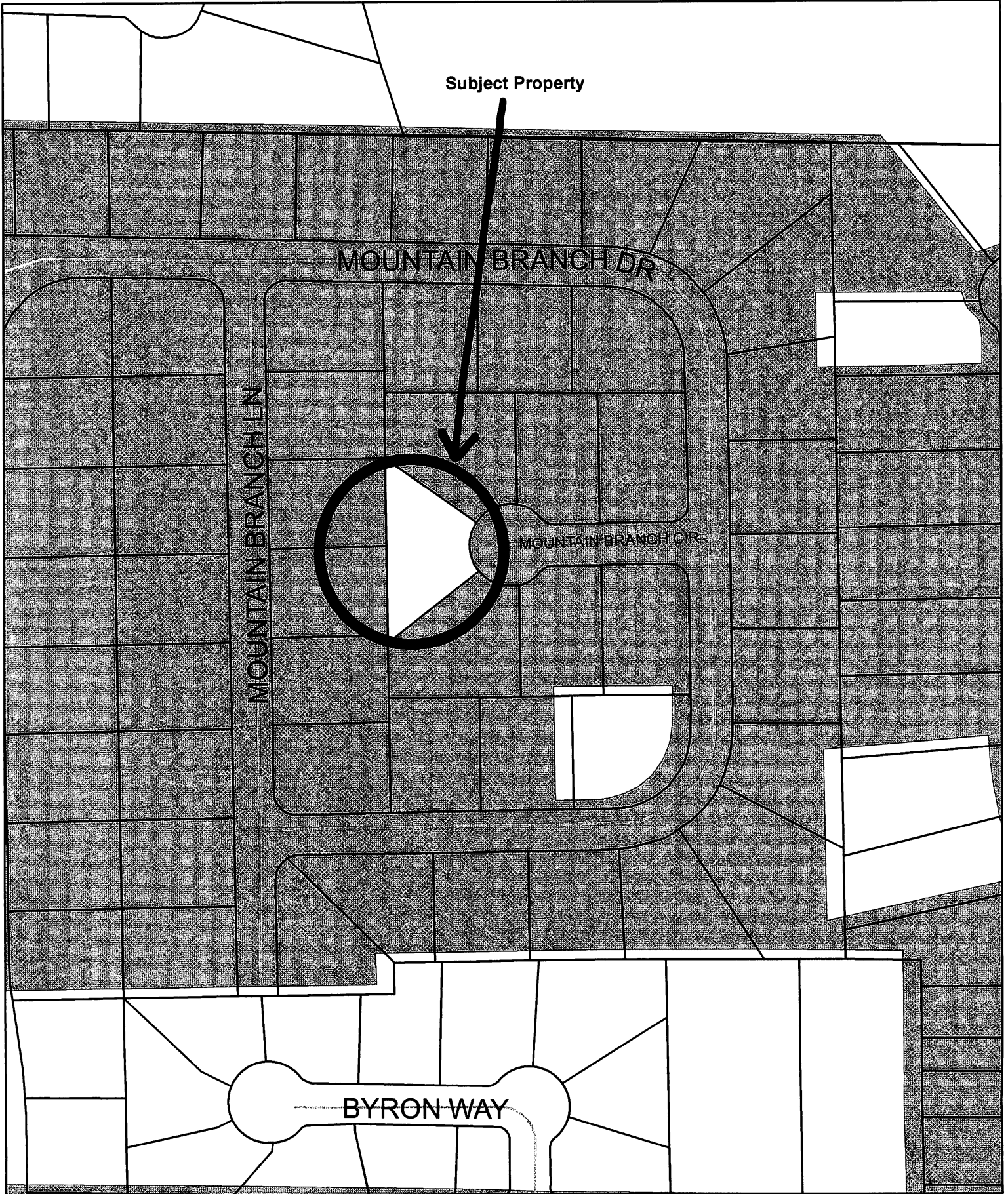
Ashley C. Curry  
Mayor

ATTESTED BY:


Rebecca Leavings  
City Clerk

# 929 Mountain Branch Circle

929 Mountain Branch Circle



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019



**PARCEL #:** 39 00 02 2 001 028.036  
**OWNER:** OGLESBY WILLIAM E & SUSAN P  
**ADDRESS:** 929 MOUNTAIN BRANCH CIR VESTAVIA AL 35226-1805  
**LOCATION:** 929 MOUNTAIN BRANCH CIR BIRMINGHAM AL 35226

[ 111-B0 ] Baths: 2.0 H/C Sqft: 2,351  
18-057.0 Bed Rooms: 3 Land Sch: G2  
Land: 84,000 Imp: 237,200 Total: 321,200  
Acres: 0.000 Sales Info: 05/16/2018 \$222,000

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

Tax Year : 2018

**SUMMARY**

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

**ASSESSMENT**

**VALUE**

PROPERTY CLASS: 3 OVER 65 CODE: X LAND VALUE 10% \$84,000  
EXEMPT CODE: 5-5 DISABILITY CODE: LAND VALUE 20% \$0  
MUN CODE: 02 COUNTY HS YEAR: 0 CURRENT USE VALUE [DEACTIVATED] \$0  
SCHOOL DIST: EXM OVERRIDE AMT: \$0.00 CLASS 2  
OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1 CLASS 3  
BLDG 001 111 \$237,200  
CLASS USE: TOTAL MARKET VALUE [APPR. VALUE: \$321,200]: \$321,200  
FOREST ACRES: 0 TAX SALE: Assesment Override:  
PREV YEAR VALUE: \$270,800.00 BOE VALUE: 0 MARKET VALUE:  
CU VALUE:  
PENALTY:  
ASSESSED VALUE:

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$32,120	\$208.78	\$32,120	\$208.78	\$0.00
COUNTY	3	2	\$32,120	\$433.62	\$32,120	\$433.62	\$0.00
SCHOOL	3	2	\$32,120	\$263.38	\$32,120	\$263.38	\$0.00
DIST SCHOOL	3	2	\$32,120	\$0.00	\$32,120	\$0.00	\$0.00
CITY	3	2	\$32,120	\$0.00	\$32,120	\$0.00	\$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	2	\$32,120	\$163.81	\$32,120	\$163.81	\$0.00
SPC SCHOOL2	3	2	\$32,120	\$539.62	\$32,120	\$539.62	\$0.00

**ASSD. VALUE: \$32,120.00**      **\$1,609.21**      **GRAND TOTAL: \$0.00**  
FULLY PAID

**DEEDS**

**PAYMENT INFO**

INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
<u>2018050919</u>	5/16/2018		2018		\$0.00
<u>1594-386</u>	04/28/1978		2017		\$0.00
		11/21/2016	2016	CORELOGIC	\$1,374.84
		12/1/2015	2015	CORELOGIC INC	\$1,308.71
		12/2/2014	2014	CORELOGIC INC	\$1,300.69
		11/8/2013	2013	BAC TAX SERVICES CORPORATION	\$1,098.29
		11/16/2012	2012	BAC TAX SERVICES CORPORATION	\$1,291.18

**Annexation Committee Petition Review**Property: 929 Mountain Branch CircleOwners: Honeycutt Real Estate HoldingsDate: 06-20-2019

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 \$321,200. 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 7 Number in city 6
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: 929 Mountain Branch Circle


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 \_\_\_\_\_; Plan to enroll in VH schools Yes \_\_\_\_\_ No  Comments: \_\_\_\_\_

Other Comments: \_\_\_\_\_

  
\_\_\_\_\_  
George Pierce  
Chairman      6-21-19

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To be completed by Official City Reviewers)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 929 Mountain Branch Circle

**Engineering; Public Services**

Date: 5/24/19 Initials: CBrady

**929 Mountain Branch Circle** -- no concerns noted; asphalt and valley gutter in cul-de-sac is in good condition; neighborhood is already within City maintenance area

**Police Department:**

Date: 5/28/19 Initials: AW

Comments: No issues

**Fire Department:**

Date: 5/30/19 Initials: CV

Comments: No issues

**Board of Education:**

Date: 5/17/19 Initials: SB via email

Rebecca, Comments: \_\_\_\_\_

Thank you for the info. This seems to be smaller annexations which should not affect school enrollment beyond what is expected. As a system we would like to keep an eye on the subdivision of properties into multiple properties, thus allowing more dwellings to be built than what is originally intended.

Thank you, \_\_\_\_\_  
Steve



STATE OF ALABAMA

JEFFERSON COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: APRIL 22, 2019

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.

E Mail: ghoneycutt@drummondco.com  
205-520 3511

EXHIBIT "A"

929 MOUNTAIN BRANCH CIRCLE  
 VESTAVIA, ALABAMA 35226

LOT: LOT 40 - MOUNTAIN BRANCH SUBDIVISION 1ST ADDITION

BLOCK: \_\_\_\_\_

SURVEY: MAP BOOK 112 PAGE 24  
COUNTY PROBATE OFFICE - JEFFERSON

RECORDED IN MAP BOOK 112, PAGE PAGE 24 IN THE  
 PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: R-1

COMPATIBLE CITY ZONING: RESIDENTIAL

LOT AREA - 15450 SF

LEGAL DESCRIPTION (METES AND BOUNDS):

NW 1/4 OF NW 1/4 AND NE 1/4 OF NW 1/4  
 OF SECTION 2, TOWNSHIP 19 SOUTH  
 RANGE 1 West JEFFERSON COUNTY ALABAMA

LOT 40 MOUNTAIN BRANCH - 1ST EDITION  
 AS DESCRIBED BY MAP BOOK 112  
 PAGE 24 OF JEFFERSON COUNTY PROBATE OFFICE  
 AS SURVEYED BY JOHN C. GUSTIN III  
 APRIL 25, 1978 (BETHEL, WHITSON CO. INC.  
 IN ACCORDANCE WITH THE ATTACHED SURVEY  
 MAPS.

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>Eugene J. Honeycutt</u>	Lot <u>40</u> Block _____ Survey <u>MOUNTAIN BRANCH - 1ST EDITION</u> <u>MAP BOOK 112 PAGE 24</u> <u>JEFFERSON COUNTY PROBATE OFFICE</u>
_____	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

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

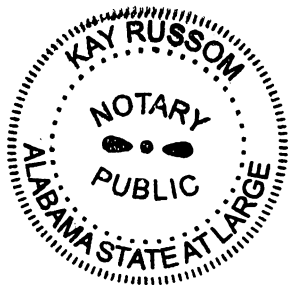
\* AS SOLE MEMBER OF HONEYCUTT REAL ESTATE HOLDINGS LLC  
OWNER @ - VESTAVIA - 3842 WHITE OAK DRIVE  
STATE OF ALABAMA BIRMINGHAM AL 35243

JEFFERSON COUNTY

EUGENE J. Honeycutt 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.

Eugene J. Honeycutt  
Signature of Certifier

Subscribed and sworn before me this 23<sup>rd</sup> day of April, 2019.



Kay Russom  
Notary Public  
My Commission Expires  
November 8, 2020

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): HONEYCUTT REAL ESTATE HOLDINGS LLC

Address: 371 HIGHLAND VIEW DRIVE

City: BIRMINGHAM State: AL Zip: 35242

**Information on Children:**

**NONE**

**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 2860**

**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 Honeycutt Real Estate Holdings LLC dated April 22, 2019, 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:

929 Mountain Branch Circle  
Lot 40, Mountain Branch Subdivision  
Honeycutt Real Estate Holdings LLC

**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/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
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 # 2860 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, 2019, 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 \_\_\_\_\_, 2019.

Rebecca Leavings  
City Clerk

**RESOLUTION NUMBER 5168**

**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 January 16, 2019, 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 12th day of August, 2019; and

**WHEREAS**, it would be in 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 16th day of August, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, 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 5168 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:

2645 Alta Glen Drive  
Paul and Gloria Russell, Owner(s)

More particularly described as follows:

Part of the SW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 33, Township 18 South, Range 2 West, Jefferson County, Alabama, being more particular described as follows:

From the NE corner of said SW  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said Section 33, run in a Westerly direction along the North line of said  $\frac{1}{4}$ - $\frac{1}{4}$  section for a distance of 351.77 feet, more or less, to a point on the SE right-of-way line of Alta Glen Drive; thence turn an angle to the left of 63 degrees 23 minutes and run in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 75.0 feet to an existing iron pin; thence continue in a Southwesterly direction along the last mentioned course and along the SE right-of-way of Alta Glen Drive for a distance of 215.5 feet to an existing iron pin; thence continue in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 217.15 feet to an existing #5 iron rebar being the point of beginning; thence continue in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 445.51 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 85 degrees 29 minutes 05 seconds and run Southeasterly direction for a distance of 350.00 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 94 degrees 23 minutes 01 seconds and run in an Northeasterly direction for a distance of 472.88 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 90 degrees 06 minutes 11 seconds and run in a Northwesterly direction for a distance of 350.0 feet, more or less, to the point of beginning.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk




# 2645 Alta Glen Drive

2645 Alta Glen Drive



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019



**PARCEL #:** 28 00 33 1 001 005.001  
**OWNER:** MILES VICK ADAIR(1/2INT) & MILES AUSTIN BRANTLEY..  
**ADDRESS:** 2680 ALTA GLEN DR VESTAVIA AL 35243  
**LOCATION:** 2645 ALTA GLEN DR BHAM AL 35243

[ 111-B0 ] Baths: 3.0 H/C Sqft: 2,789  
 18-013.0 Bed Rooms: 4 Land Sch: A414  
 Land: 282,800 Imp: 186,800 Total: 469,600  
 Acres: 0.000 Sales Info: 04/16/2018  
**\$450,000**

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

Tax Year : 2018

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

**SUMMARY**

**ASSESSMENT**

PROPERTY CLASS: 2 OVER 65 CODE:  
 EXEMPT CODE: DISABILITY CODE:  
 MUN CODE: 01 COUNTY HS YEAR: 0  
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00  
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1  
 CLASS USE:  
 FOREST ACRES: 0 TAX SALE:  
 PREV YEAR VALUE: \$478,100.00 BOE VALUE: 0

**VALUE**

LAND VALUE 10% \$0  
 LAND VALUE 20% \$282,780  
 CURRENT USE VALUE [DEACTIVATED] \$0  
**CLASS 2**  
 UTILITY WOOD OR 26WCCAV \$800  
 BLDG 001 111 \$186,000  
**CLASS 3**  
 TOTAL MARKET VALUE [APPR. VALUE: \$469,600]: \$469,580  
 Assesment Override:  
 MARKET VALUE:  
 CU VALUE:  
 PENALTY:  
 ASSESSED VALUE:

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	2	1	\$93,920	\$610.48	\$0	\$0.00	\$610.48
COUNTY	2	1	\$93,920	\$1,267.92	\$0	\$0.00	\$1,267.92
SCHOOL	2	1	\$93,920	\$770.14	\$0	\$0.00	\$770.14
DIST SCHOOL	2	1	\$93,920	\$0.00	\$0	\$0.00	\$0.00
CITY	2	1	\$93,920	\$0.00	\$0	\$0.00	\$0.00
FOREST	2	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	2	1	\$93,920	\$478.99	\$0	\$0.00	\$478.99
SPC SCHOOL2	2	1	\$93,920	\$1,577.86	\$0	\$0.00	\$1,577.86

**\*\* DELINQUENT \*\***

TOTAL FEE & INTEREST: (Detail) \$52.99

**ASSD. VALUE: \$93,920.00**

**\$4,705.39**

**GRAND TOTAL: \$4,758.38**

**FULLY PAID**

**DEEDS**

**INSTRUMENT NUMBER**

[2018039580](#)  
[201512300113773](#)  
[200512-5381](#)

**DATE**

4/16/2018  
 11/16/2015  
 07/29/2005

**PAYMENT INFO**

PAY DATE	TAX YEAR	PAID BY	AMOUNT
2/1/2019	2018	RUSSELL PAUL E	\$4,758.38
12/15/2017	2017	AUDREY V MILES TTEE VICK ADAIR MILES TTEE	\$4,790.56
11/18/2016	2016	MILES VICK ADAIR	\$4,536.05
11/18/2015	2015	-	\$1,947.21
10/21/2014	2014	-	\$1,907.10
11/19/2013	2013	-	\$1,907.10

### Annexation Committee Petition Review

Property: 2645 Alta Glen Drive

Owners: Paul and Gloria Russell

Date: 06-20-2019

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 Road narrow &  
in poor to fair condition
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \_\_\_\_\_ . Meets city criteria: Yes  No   
 Comment: \$469,580.00
6. This street has fewer than 100% of the individual properties within the limits of the city  
 Yes  No   
 Number of total homes 17/10 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: 2645 Alta Glen Drive

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: \_\_\_\_\_  
*Road is narrow. Road improvements should be made during construction*

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

Other Comments: \_\_\_\_\_

*Developer plans to subdivide lot into 3 est lots*

  
\_\_\_\_\_  
George Pierce  
Chairman

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To be completed by Official City Reviewers)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2645 Alta Glen Drive

**Engineering; Public Services**

Date: 5/24 Initials: CBradley

2645 Alta Glen Drive -- no significant concerns noted; this roadway and other area roadways are narrow and in poor to fair condition; as part of development of this property, we would ask developer to consider some road widening or shoulder improvements to improve pre-existing conditions; currently, this section of roadway is maintained by Jefferson County.

**Police Department:**

Date: 5/28/15 Initials: dm

Comments: No issues

**Fire Department:**

Date: 5/30/19 Initials: cv

Comments: No issues

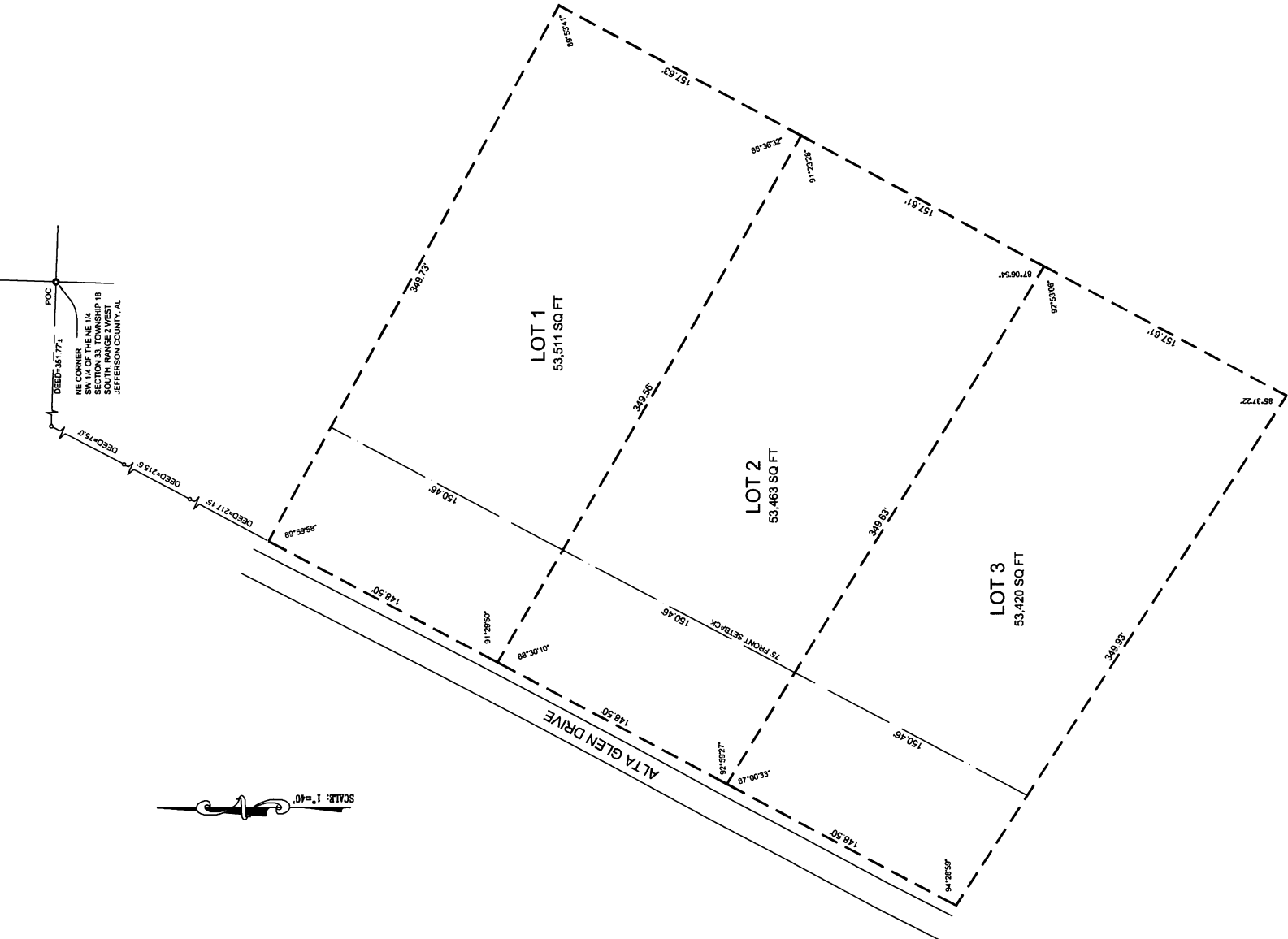
**Board of Education:**

Date: 5/17/19 Initials: SB via email

Rebecca, \_\_\_\_\_  
Comments: \_\_\_\_\_

Thank you for the info. This seems to be smaller annexations which should not affect school enrollment beyond what is expected. As a system we would like to keep an eye on the subdivision of properties into multiple properties, thus allowing more dwellings to be built than what is originally intended.

Thank you, \_\_\_\_\_  
Steve

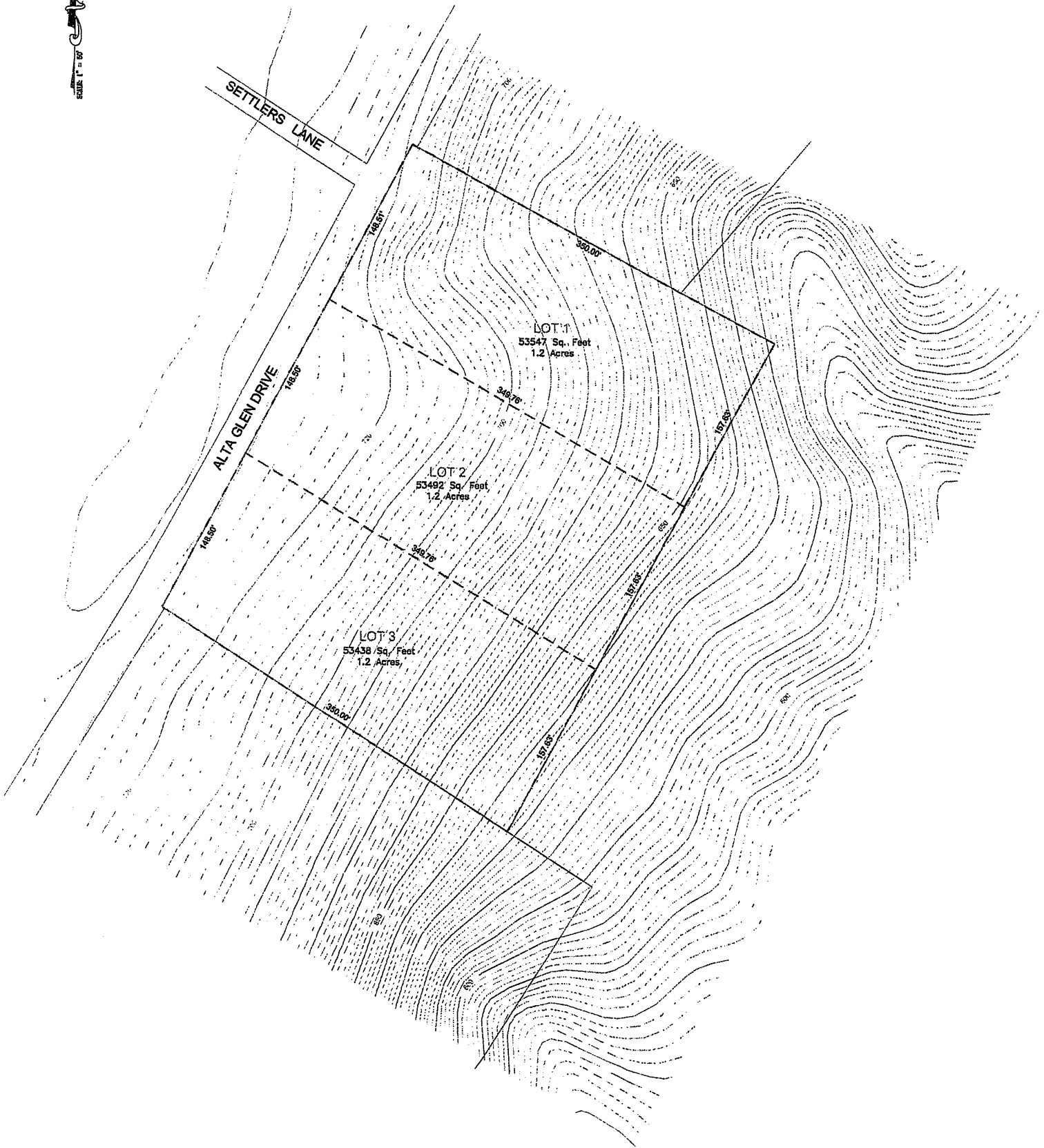


**PROPOSED LOT LAYOUT**  
 (THIS IS NOT A SURVEY)  
 PART OF THE SW 1/4 OF THE NE 1/4 OF  
 SECTION 33, TOWNSHIP 18 SOUTH, RANGE 2 WEST,  
 JEFFERSON COUNTY, ALABAMA

PREPARED BY: SURVEYING SOLUTIONS, INC.      PREPARED FOR: PETE RUSSELL  
 2322 CAMABA VALLEY DRIVE SUITE M      5971 CHALKVILLE MOUNTAIN LANE SUITE D  
 BIRMINGHAM, AL 35242      BIRMINGHAM, AL 35235  
 (205) 991-8865      (205) 222-2873

SCALE: 1" = 40'      JOB NO. 212659      DATE: 12-5-2018

WACADSLIBDIVISION\JEFFERSON COUNTY\RUSSELL PROPERTY\RUSSELL LOT LAYOUT



STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: January 16, 2019

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.

Contact: Allison West  
(205) 240-0464  
mallisonwest@gmail.com

Pete Russell  
222-2873  
peterussell@Albstate.com



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**

*Paul E Russell*

*-metes & bounds attached see "Exhibit A".*

\_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_

\_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_

\_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_

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

**STATE OF ALABAMA**

*Jefferson*

COUNTY

*Paul E. Russell*

\_\_\_\_\_ 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.

*Paul E Russell*

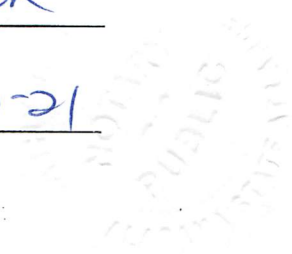
Signature of Certifier

Subscribed and sworn before me this the 21<sup>st</sup> day of January, 2019.

*Cathy D. McLean*

Notary Public

My commission expires: 7-30-21



**EXHIBIT "A"**

LOT: \_\_\_\_\_

BLOCK: \_\_\_\_\_

SURVEY: \_\_\_\_\_

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

COUNTY ZONING: JC E-1

COMPATIBLE CITY ZONING: VH E-2

LEGAL DESCRIPTION (METES AND BOUNDS):

Com At Int of S Line of Ne 1/4 and Se R/W Alta Glen Dr  
The Ne Alg Said Rd 500ft S to Pob Cont Ne Alg Rd 450ft  
S Se 350ft S Sw 450ft S Nw 350ft S To Pob

EXHIBIT "B"

**VESTAVIA HILLS BOARD OF EDUCATION**

1204 Montgomery Highway  
 Vestavia Hills AL 35216

(To be completed by the City)

Date of Annexation Petition January 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): Paul E Russell  
 Address: 2645 Alta Glen Drive  
 City: Birmingham State: AL Zip: 35243

**Information on Children:**

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

	Name(s)	Age	School Grade	Yes	No
1.	<u>none</u>				<u>X</u>
2.					
3.					
4.					
5.					
6.					

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

**ORDINANCE NUMBER 2861**

**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 Paul and Gloria Russell dated January 16, 2019, 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:

2645 Alta Glen Drive  
Paul and Gloria Russell

More particularly described as follows:

Part of the SW ¼ of the NE ¼ of Section 33, Township 18 South, Range 2 West, Jefferson County, Alabama, being more particular described as follows:

From the NE corner of said SW ¼ of the Northeast ¼ of said Section 33, run in a Westerly direction along the North line of said 1/4-1/4 section for a distance of 351.77 feet, more or less, to a point on the SE right-of-way line of Alta Glen Drive; thence turn an angle to the left of 63 degrees 23 minutes and run in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 75.0 feet to an existing iron pin; thence continue in a Southwesterly direction along the last mentioned course and along the SE right-of-way of Alta Glen Drive for a distance of 215.5 feet to an existing iron pin; thence continue in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 217.15 feet to an existing #5 iron rebar being the point of beginning; thence continue in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 445.51 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 85 degrees 29 minutes 05 seconds and run Southeasterly direction for a distance of 350.00 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 94 degrees 23 minutes 01 seconds and run in an Northeasterly direction for a distance of 472.88 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 90 degrees 06 minutes 11 seconds and run in a Northwesterly direction for a distance of 350.0 feet, more or less, 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/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
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 # 2861 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, 2019, 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 \_\_\_\_\_, 2019.


Rebecca Leavings  
City Clerk

# 2645 Alta Glen Drive

2645 Alta Glen Drive



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019



**RESOLUTION NUMBER 5169**

**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 October 18, 2018, 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 12th day of August, 2019; and

**WHEREAS**, it would be in 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 16th day of August, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, 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 5169 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:



2606 Acton Road  
Lot 5, Altadena Valley Country Club  
Mark and Jennifer Weldon, Owner(s)

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

2606 Acton Road

**PARCEL #:** 28 00 33 4 001 008.000  
**OWNER:** WELDON MARK W & JENNIFER S TRUSTEE - WELDON LIVING..  
**ADDRESS:** 2606 ACTON ROAD BIRMINGHAM AL 35243  
**LOCATION:** 2606 ACTON RD BIRMINGHAM AL 35243

[ 111-B- ] Baths: 3.0 H/C Sqft: 2,706  
 18-036.0 Bed Rooms: 4 Land Sch: A116  
 Land: 50,200 Imp: 230,100 Total: 280,300  
 Acres: 0.000 Sales Info: \$0

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

Tax Year : 2018

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

**SUMMARY**

**ASSESSMENT**

PROPERTY CLASS: 3 OVER 65 CODE: X  
 EXEMPT CODE: 5-5 DISABILITY CODE:  
 MUN CODE: 02 COUNTY HS YEAR: 0  
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00  
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1

**VALUE**

LAND VALUE 10% \$50,160  
 LAND VALUE 20% \$0  
 CURRENT USE VALUE [DEACTIVATED] \$0  
CLASS 2  
CLASS 3  
 UTILITY STEELOR 26SAPFA \$900  
 BLDG 001 111 \$229,200

CLASS USE:  
 FOREST ACRES: 0 TAX SALE:  
 PREV YEAR VALUE: \$248,700.00 BOE VALUE: 0

TOTAL MARKET VALUE [APPR. VALUE: \$280,300]: \$280,260  
 Assesment Override:  
 MARKET VALUE:  
 CU VALUE:  
 PENALTY:  
 ASSESSED VALUE:

**TAX INFO**

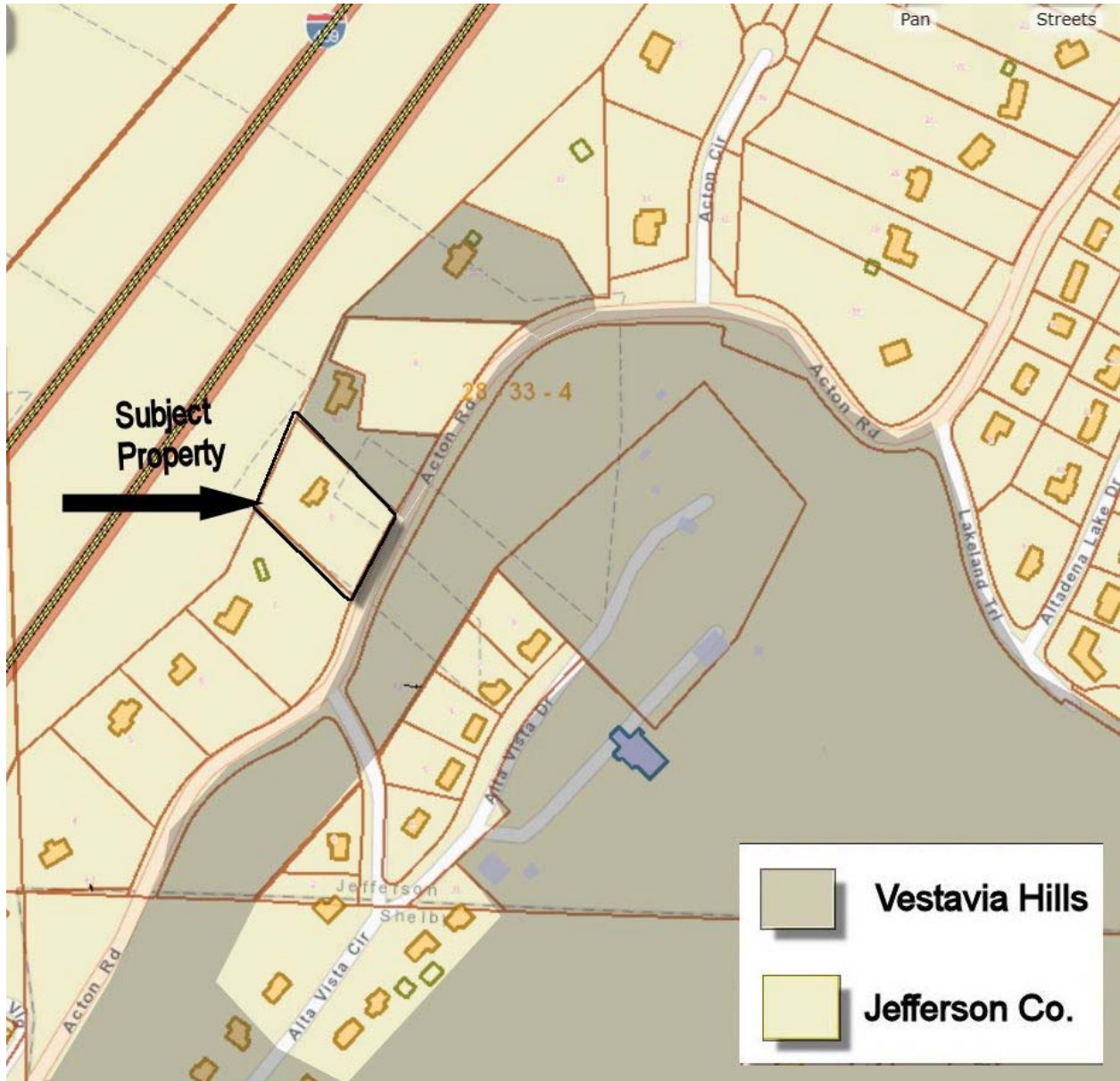
	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$28,040	\$182.26	\$28,040	\$182.26	\$0.00
COUNTY	3	2	\$28,040	\$378.54	\$28,040	\$378.54	\$0.00
SCHOOL	3	2	\$28,040	\$229.93	\$28,040	\$229.93	\$0.00
DIST SCHOOL	3	2	\$28,040	\$0.00	\$28,040	\$0.00	\$0.00
CITY	3	2	\$28,040	\$0.00	\$28,040	\$0.00	\$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	2	\$28,040	\$143.00	\$28,040	\$143.00	\$0.00
SPC SCHOOL2	3	2	\$28,040	\$471.07	\$28,040	\$471.07	\$0.00

**ASSD. VALUE: \$28,040.00**      **\$1,404.80**      **GRAND TOTAL: \$0.00**  
**FULLY PAID**

**DEEDS**

**PAYMENT INFO**

INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
<a href="#">2016105347</a>	9/12/2016		2018		\$0.00
			2017		\$0.00
		12/19/2016	2016	JENNIFER S WELDON	\$2,491.97
		1/8/2016	2015	-	\$2,491.97
		12/5/2014	2014	MARK W. OR JENNIFER S. WELDON	\$2,325.61
		10/22/2013	2013	-	\$2,460.88
		12/28/2012	2012	DCS PROPERTIES LLC	\$2,460.88



### Annexation Committee Petition Review

Property: 2606 Acton Road

Owners: Mark and Jennifer Weldon

Date: 06-20-2019

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 \$28,260. 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 8 Number in city 2
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: 2606 Acton Road

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: FRD - possibly exceeds 150' from road. Turn access discussed and requested for fire vehicles

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

Other Comments: Drainage pipe under driveway needs maintenance  
Property is tax exempt, owner plans to sell the home.

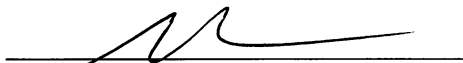
  
George Pierce  
Chairman 6-21-19

EXHIBIT "C"

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

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The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2606 Acton Road

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**Engineering:**

Date: 12/20/18 Initials: C. Brady

**2606 Acton Road** -- no significant concerns noted; Acton Road is a Jefferson County maintained roadway; driveway to home is 9' wide and exceeds distance from roadway that may limit emergency vehicle access to home; drainage pipe under driveway may need maintenance and follow up inspection, it was filled with leaves at time of initial inspection.

**Board of Education:**

Date: 12/20/18 Initials: S Bendall per email

Comments: N/P

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**Police Department:**

Date: 12/28/18 Initials: CJN

Comments: No concern

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**Fire Department:**

Date: 12/28/2018 Initials: (SR)

Comments: Possibly exceeds 150' per city ordinance.  
No other concerns.

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STATE OF ALABAMA

JEFFERSON COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 10-18-2018

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.

EMAIL weldonjen1@gmail.com

PHONE (205) 913-3384 (cell)  
(205) 490-6412 (home)

**EXHIBIT "A"**

LOT: 5

BLOCK: —

SURVEY: \_\_\_\_\_

RECORDED IN MAP BOOK 64, PAGE 25 IN THE  
PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: A1

COMPATIBLE CITY ZONING: \_\_\_\_\_

LEGAL DESCRIPTION (METES AND BOUNDS):

Altadama valley Country Club Fairway  
sector

subdivision

parcel # 2800334001008.000

ROW in 459

207.2X 290S 1RR



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>Jennifer S. Helder</u>	Lot <u>5</u>	Block _____	Survey _____
_____	Lot _____	Block _____	Survey _____
_____	Lot _____	Block _____	Survey _____

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

STATE OF ALABAMA

JEFFERSON 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.

Jennifer S. Helder  
Signature of Certifier

Subscribed and sworn before me this the 26<sup>th</sup> day of October, 2018.

Kay Russon  
Notary Public



My commission expires: **My Commission Expires**  
**November 8, 2020**

**My Commission Expires**  
**November 8, 2020**

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): Jennifer S. Weldon

Address: 2606 Acton Road

City: Birmingham State: AL Zip: 35243

**Information on Children:**

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

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

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

## Rebecca Leavings

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**From:** Jennifer. S. Weldon <weldonjen1@gmail.com>  
**Sent:** Friday, October 26, 2018 11:49 AM  
**To:** Mark Weldon; Rebecca Leavings  
**Subject:** Application request for 2606 Acton Road into Vestavia.

To: Rebecca Leavings, Committee and Council

I would like to submit my thoughts on annexing for you to consider as you evaluate my request for annexing my property into Vestavia Hills. My Dad had this house built in the '60's. I moved back here after my parents passed away in 2012 and 2014. I have always felt more a part of the Vestavia community having attended events at the community center throughout the years and at the library and parks more recently with my grandchildren. The post office and most all my mail is addressed as Vestavia. Unfortunately for me, the house is 2 story and the stairs make it not a great retirement home for my husband and myself. My son already owns his home in Vestavia and my daughter owns property in Hoover so neither are interested in the property. The house would be attractive to a family with children so our hope is to make it most attractive to a new family with young children who can enjoy the schools, recreational and community centers which are easily accessible to our location.

2606 Acton Road is a desirable property. It has a spacious lot with a tall oak canopy. Woods between homes give a sense of privacy yet it's just a short walk to our next door neighbor. Ours is a roomy well built home that's been updated inside and out. We are hopeful that a young family will love it as much as we have and enjoy all it has to offer.

Thank you for your consideration.

Jennifer Schmittou Weldon

To: Rebecca Leavings, Committee and Council

I would like to submit my thoughts on annexing for you to consider as you evaluate my request for annexing my property into Vestavia Hills. My Dad had this house built in the '60's. I moved back here after my parents passed away in 2012 and 2014. I have always felt more a part of the Vestavia community having attended events at the community center throughout the years and at the library and parks more recently with my grandchildren. The post office and most all my mail is addressed as Vestavia. Unfortunately for me, the house is 2 story and the stairs make it not a great retirement home for my husband and myself. My son already owns his home in Vestavia and my daughter owns property in Hoover so neither are interested in the property. The house would be attractive to a family with children so our hope is to make it most attractive to a new family with young children who can enjoy the schools, recreational and community centers which are easily accessible to our location.

2606 Acton Road is a desirable property. It has a spacious lot with a tall oak canopy. Woods between homes give a sense of privacy yet it's just a short walk to our next door neighbor. Ours is a roomy well built home that's been updated inside and out. We are hopeful that a young family will love it as much as we have and enjoy all it has to offer.

Thank you for your consideration.

Jennifer Schmittou Weldon



**ORDINANCE NUMBER 2862**

**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 Mark and Jennifer Weldon dated October 18, 2018, 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:

2606 Acton Road  
Lot 5, Altadena Valley Country Club  
Mark and Jennifer Weldon

**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/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

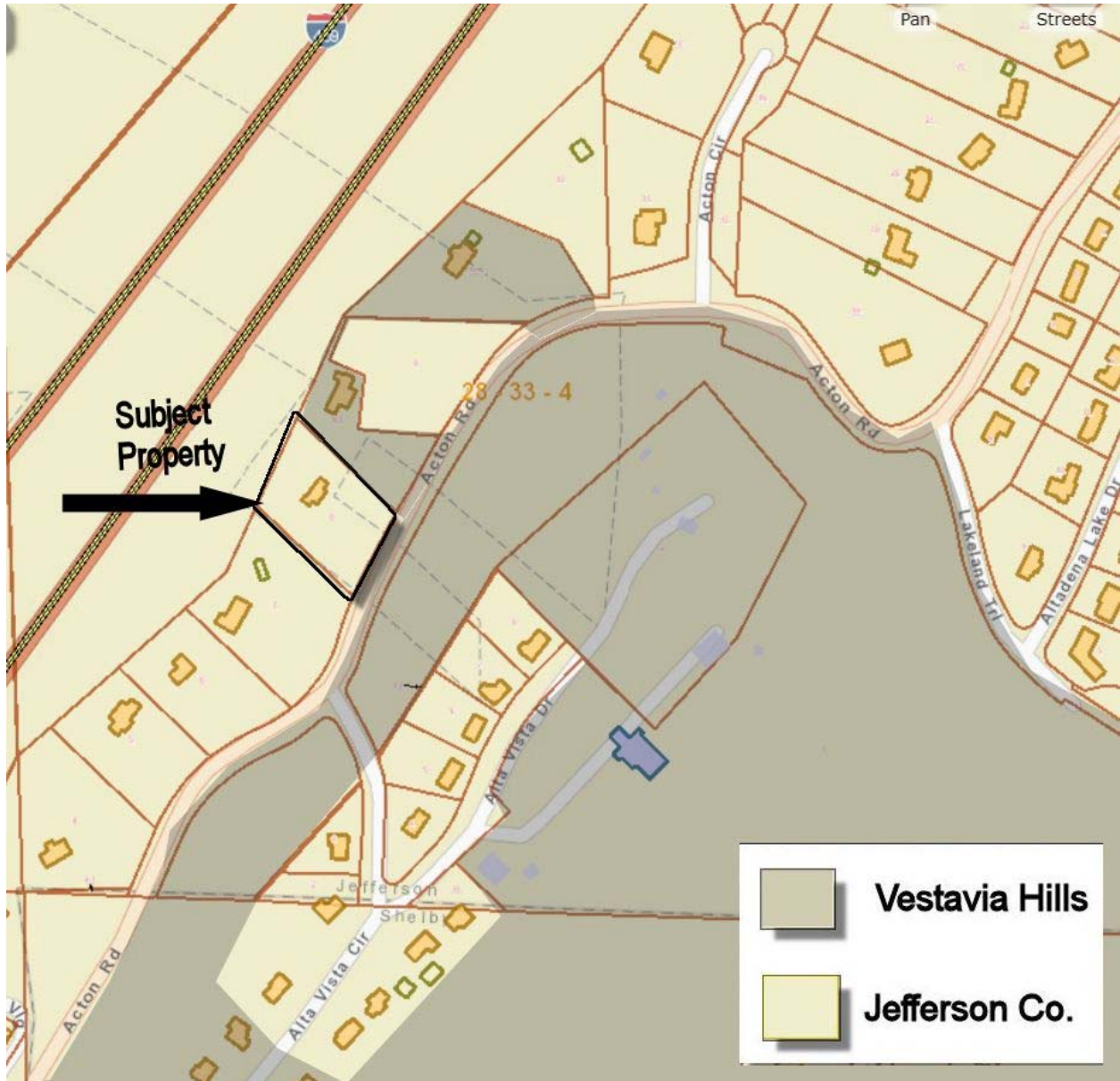
Rebecca Leavings  
City Clerk

**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 # 2862 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, 2019, 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 \_\_\_\_\_, 2019.

Rebecca Leavings  
City Clerk



**RESOLUTION NUMBER 5170**

**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 February 19, 2019, 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 12th day of August, 2019; and

**WHEREAS**, it would be in 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 16th day of November, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, 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 5170 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:



2790 Acton Place  
Hugh Humphrey, Owner(s)

More particularly described as follows:

Commence at the SW corner of the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 34, Township 18 South, Range 2 West, thence run S 90 degrees 00'00" E along the south line thereof for a distance of 481.18 feet; thence run N 30 degrees 55'00" E for a distance of 81.93'; thence run N 79 degrees 25'00" E for a distance of 128.06' to the point of beginning; thence run N 79 degrees 25'00" E for a distance of 161.08'; thence run N 10 degrees 35'00" W for a distance of 86.00'; thence run N 71 degrees 30'45" W for a distance of 150.14' to a point on the southeasterly right-of-way of Acton Road. Sid point being located on a curve to the right having a central angle of 05 degrees 10'22" and a radius of 1216.77' and a chord bearing of S 22 degrees 34'03" W; thence run along the arc of said curve for a distance of 109.85'; thence run S 34 degrees 50'46" for a distance of 73.50' to the point of beginning.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

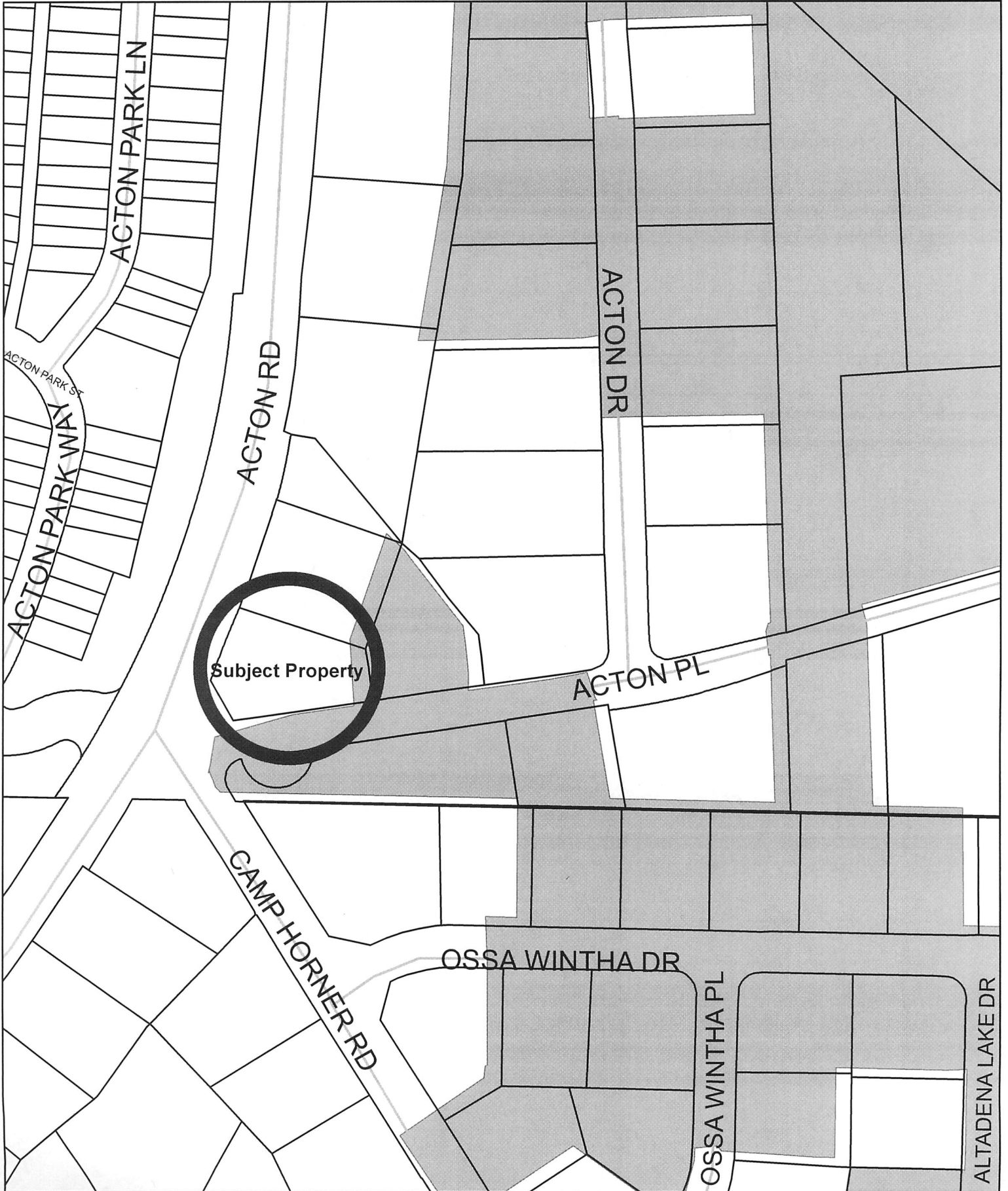
Ashley C. Curry  
Mayor

ATTESTED BY:


Rebecca Leavings  
City Clerk

# 2790 Acton Place

2790 Acton Place



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019



2790 Acton Place

**PARCEL #:** 28 00 34 2 000 020.001  
**OWNER:** HUMPHREY HUGH R  
**ADDRESS:** 2790 ACTON PL VESTAVIA AL 35243-2534  
**LOCATION:** 2790 ACTON PL BHAM AL 35243

[ 111-B0 ] Baths: 3.0 H/C Sqft: 3,327  
 18-040.0 Bed Rooms: 4 Land Sch: G2  
 Land: 102,900 Imp: 284,300 Total: 387,200  
 Acres: 0.000 Sales Info: 06/25/2014 \$0

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

Tax Year : 2018

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

**SUMMARY**

**ASSESSMENT**

PROPERTY CLASS: 3 OVER 65 CODE: X  
 EXEMPT CODE: 5-5 DISABILITY CODE:  
 MUN CODE: 01 COUNTY HS YEAR: 0  
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00  
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1

**VALUE**

LAND VALUE 10% \$102,900  
 LAND VALUE 20% \$0  
 CURRENT USE VALUE [DEACTIVATED] \$0  
CLASS 2  
CLASS 3  
 BLDG 001 111 \$284,300

CLASS USE:  
 FOREST ACRES: 0 TAX SALE:  
 PREV YEAR VALUE: \$384,500.00 BOE VALUE: 0

TOTAL MARKET VALUE [APPR. VALUE: \$387,200]: \$387,200  
 Assesment Override:  
 MARKET VALUE:  
 CU VALUE:  
 PENALTY:  
 ASSESSED VALUE:

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$38,720	\$251.68	\$38,720	\$251.68	\$0.00
COUNTY	3	1	\$38,720	\$522.72	\$38,720	\$522.72	\$0.00
SCHOOL	3	1	\$38,720	\$317.50	\$38,720	\$317.50	\$0.00
DIST SCHOOL	3	1	\$38,720	\$0.00	\$38,720	\$0.00	\$0.00
CITY	3	1	\$38,720	\$0.00	\$38,720	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	1	\$38,720	\$197.47	\$38,720	\$197.47	\$0.00
SPC SCHOOL2	3	1	\$38,720	\$650.50	\$38,720	\$650.50	\$0.00

**ASSD. VALUE: \$38,720.00** **\$1,939.87** **GRAND TOTAL: \$0.00**  
**FULLY PAID**

**DEEDS**

**INSTRUMENT NUMBER**

[201415-2830](#)  
[9601-9499](#)

**PAYMENT INFO**

DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
6/25/2014		2018		\$0.00
01/25/1996		2017		\$0.00
		2016		\$0.00
		2015		\$0.00
		2014		\$0.00
		2013		\$0.00
		2012		\$0.00
	20081231	2008	***	\$1,482.87

### Annexation Committee Petition Review

Property: 2790 Acton Place

Owners: Hugh Humphreys

Date: 06-20-2019

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 CUL-de-SAC is in poor condition. Needs tree removal.
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 \$387,200. 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 11 Number in city 6
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: 2790 Acton Place


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: City engineer  
cul-de-sac in poor condition. Request  
Tree Removal from TD Street remain

11. Information on children: Number in family N/A; Plan to enroll in VH schools Yes \_\_\_\_\_ No \_\_\_\_\_ Comments: \_\_\_\_\_

Other Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
George Pierce  
Chairman 6-21-19

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To be completed by Official City Reviewers)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2790 Acton Place

**2790 Acton Place** -- no significant concerns noted; property fronts a cul-de-sac that is in poor to fair condition; it appears roots from one or more trees along this property frontage has damaged asphalt, we would ask for property owner to potentially coordinate this tree removal prior to asphalt repair; area roadways vary in widths and are more narrow than typical City subdivision standards; the City currently performs some maintenance responsibility in this area in coordination with Jefferson County.

**Police Department:** Date: 5/28/19 Initials: CAN

Comments: No issues

**Fire Department:** Date: 5/30/19 Initials: CV

Comments: No issues

**Board of Education:** Date: 5/17/19 Initials: SB via email

Rebecca, Comments: \_\_\_\_\_

Thank you for the info. This seems to be smaller annexations which should not affect school enrollment beyond what is expected. As a system we would like to keep an eye on the subdivision of properties into multiple properties, thus allowing more dwellings to be built than what is originally intended.

Thank you,  
Steve \_\_\_\_\_

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: Feb 19, 2019

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.

Tim Gully - timothygully@gmail.com  
(205) 937-8772

**EXHIBIT "A"**

LOT: \_\_\_\_\_

BLOCK: \_\_\_\_\_

SURVEY: \_\_\_\_\_

RECORDED IN MAP BOOK 201415, PAGE 2830 IN THE  
PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: \_\_\_\_\_

COMPATIBLE CITY ZONING: \_\_\_\_\_

LEGAL DESCRIPTION (METES AND BOUNDS):

Com AT SW COR OF LOT 16 ALTADENA VALLEY 2<sup>ND</sup> SECT  
137/43 TH SWLY 138 FT TO POB TH NLY 56 FT TH NW  
155 FT TH SW 95 FT TH SE 58 FT TH NE 170 FT TO POB  
SECT 34 TWSP 18S RANGE 2W



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

Hugh R. Humphrey Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_  
 \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_  
 \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_

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

STATE OF ALABAMA

Jefferson COUNTY

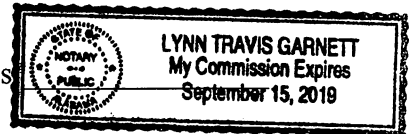
Hugh R. Humphrey being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Hugh R. Humphrey  
Signature of Certifier

Subscribed and sworn before me this the 18 day of February, 2019.

Lynn Travis Garnett  
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): \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**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 2863**

**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 Hugh Humphrey dated February 19, 2019, 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:

2790 Acton Place  
Hugh Humphrey

More particularly described as follows:

Commence at the SW corner of the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 34, Township 18 South, Range 2 West, thence run S 90 degrees 00'00" E along the south line thereof for a distance of 481.18 feet; thence run N 30 degrees 55'00" E for a distance of 81.93'; thence run N 79 degrees 25'00" E for a distance of 128.06' to the point of beginning; thence run N 79 degrees 25'00" E for a distance of 161.08'; thence run N 10 degrees 35'00" W for

a distance of 86.00'; thence run N 71 degrees 30'45" W for a distance of 150.14' to a point on the southeasterly right-of-way of Acton Road. Sid point being located on a curve to the right having a central angle of 05 degrees 10'22" and a radius of 1216.77' and a chord bearing of S 22 degrees 34'03" W; thence run along the arc of said curve for a distance of 109.85'; thence run S 34 degrees 50'46" for a distance of 73.50' 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/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**CERTIFICATION:**

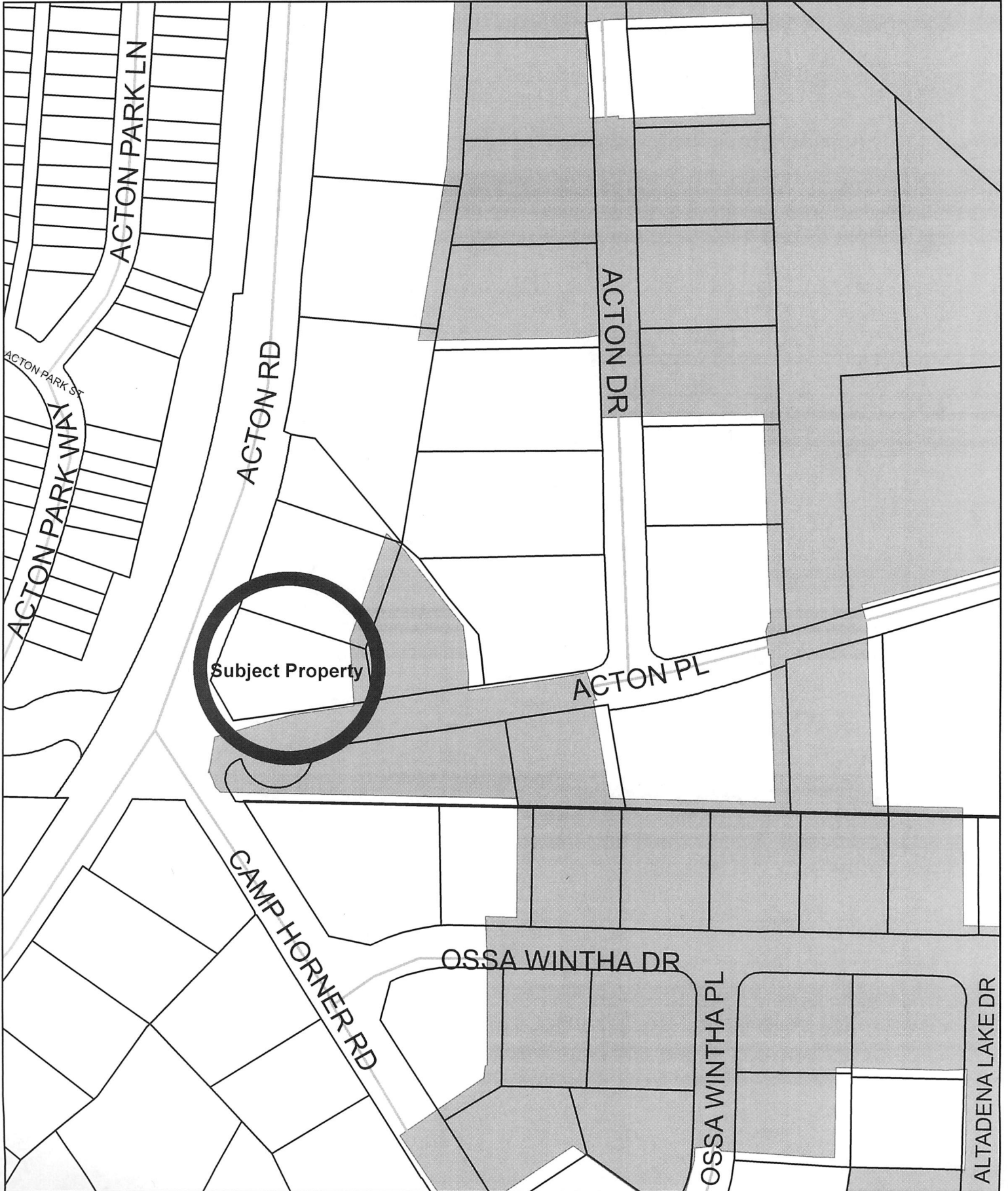
I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2863 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 12th day of August, 2019, 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 \_\_\_\_\_, 2019.


Rebecca Leavings  
City Clerk

# 2790 Acton Place

2790 Acton Place



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019



**RESOLUTION NUMBER 5171**

**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 13, 2019, 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 12th day of August, 2019; and

**WHEREAS**, it would be in 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 16th day of August, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, 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 5171 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:

2429 Kenvil Circle  
Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2nd Sector  
William Ennis, Owner(s)

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk




# 2429 Kenvil Circle

2429 Kenvil Circle



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
May 16, 2019



**PARCEL #:** 40 00 05 2 001 012.000  
**OWNER:** ENNIS WILLIAM MCGRATH  
**ADDRESS:** 2429 KENVIL CIR VESTAVIA AL 35243-2803  
**LOCATION:** 2429 KENVIL CIR BHAM AL 35243

[ 111-D+ ] Baths: 2.0 H/C Sqft: 1,352  
 18-015.0 Bed Rooms: 3 Land Sch: L1  
 Land: 123,400 Imp: 106,600 Total: 230,000  
 Acres: 0.000 Sales Info: 06/01/2010  
**\$232,500**

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

Tax Year : 2018

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

**SUMMARY**

**ASSESSMENT**

PROPERTY CLASS: 3 OVER 65 CODE:  
 EXEMPT CODE: 2-2 DISABILITY CODE:  
 MUN CODE: 02 COUNTY HS YEAR: 0  
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00  
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1  
 CLASS USE: FOREST ACRES: 0 TAX SALE:  
 PREV YEAR VALUE: \$221,600.00 BOE VALUE: 0

**VALUE**

LAND VALUE 10% \$123,380  
 LAND VALUE 20% \$0  
 CURRENT USE VALUE [DEACTIVATED] \$0  
CLASS 2  
CLASS 3  
 BLDG 001 111 \$106,600  
 TOTAL MARKET VALUE [APPR. VALUE: \$230,000]: \$229,980  
 Assesment Override:  
 MARKET VALUE:  
 CU VALUE:  
 PENALTY:  
 ASSESSED VALUE:

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$23,000	\$149.50	\$4,000	\$26.00 \$123.50
COUNTY	3	2	\$23,000	\$310.50	\$2,000	\$27.00 \$283.50
SCHOOL	3	2	\$23,000	\$188.60	\$0	\$0.00 \$188.60
DIST SCHOOL	3	2	\$23,000	\$0.00	\$0	\$0.00 \$0.00
CITY	3	2	\$23,000	\$0.00	\$0	\$0.00 \$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00 \$0.00
SPC SCHOOL1	3	2	\$23,000	\$117.30	\$0	\$0.00 \$117.30
SPC SCHOOL2	3	2	\$23,000	\$386.40	\$0	\$0.00 \$386.40

TOTAL FEE & INTEREST: (Detail) \$5.00

**ASSD. VALUE: \$23,000.00**

**\$1,152.30**

**GRAND TOTAL: \$1,104.30**

**FULLY PAID**

**DEEDS**

**PAYMENT INFO**

INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
<a href="#">2018129832</a>	12/18/2018	12/31/2018	2018	WILLIAM ENNIS	\$1,104.30
<a href="#">201005-24788</a>	06/21/2010	11/29/2017	2017		\$1,062.22
<a href="#">3969-267</a>	12/27/1990	12/28/2016	2016	-	\$1,019.13
		12/22/2015	2015	ENNIS WILLIAM	\$1,019.13
		12/19/2014	2014	WILLIAM MCGRATH ENNIS	\$1,055.20
		1/11/2014	2013	WILLIAM MCGRATH ENNIS	\$1,011.11
		12/31/2012	2012	ENNIS WILLIAM MCGRATH	\$1,010.62
		20111231	2011	***	\$1,019.13
		20101231	2010	***	\$1,019.13
		20091231	2009	***	\$1,019.13

### Annexation Committee Petition Review

Property: 2429 Kenvil Circle

Owners: William Ennis

Date: 06-20-2019

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 \$229,780. 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 13 Number in city 8
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: 2429 Kenvil Circle


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 3; Plan to enroll in VH schools Yes  No \_\_\_\_\_ Comments: \_\_\_\_\_

Other Comments: \_\_\_\_\_

  
George Pierce  
Chairman 6-21-19

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To be completed by Official City Reviewers)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2429 Kenvil Circle

**Engineering; Public Services**

Date: 5/24/19 Initials: CB

2429 Kenvil Circle -- no significant concerns noted; the roadway is more narrow than typical City subdivision standards (16' wide), but majority of subdivision is already within the City and City does perform maintenance along this street; existing 12" concrete pipe within the roadway at this property also does not meet minimum City standards, but appears to be in good condition and perform adequately.

**Police Department:**

Date: 5/28/19 Initials: AW

Comments: No issues

**Fire Department:**

Date: 5/30/19 Initials: CV

Comments: No issues

**Board of Education:**

Date: 5/17/19 Initials: SB via email

Rebecca, Comments: \_\_\_\_\_

Thank you for the info. This seems to be smaller annexations which should not affect school enrollment beyond what is expected. As a system we would like to keep an eye on the subdivision of properties into multiple properties, thus allowing more dwellings to be built than what is originally intended.

Thank you,  
Steve

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: March 13, 2019

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.

Contacts

Frank Ennis (205) 907-9953 ennis006@yahoo.com  
Lacey Phillips (205) 903-8516 lacey@restructureco.com

**EXHIBIT "A"**

**LOT:** 36

**BLOCK:** \_\_\_\_\_

**SURVEY:** Resurvey of Lots 18, 19, 20, 33, 34, 46, 47, and 48 Buckhead, Second Sector

RECORDED IN MAP BOOK 33, PAGE 22 IN THE  
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: E-2

COMPATIBLE CITY ZONING: E-2

**LEGAL DESCRIPTION (METES AND BOUNDS):**

Lot 36 according to resurvey of Lots 18, 19, 20, 33, 34, 36, 37, 46, 47 and 48 Buckhead,  
Second Sector as recorded in Map Book 33, Page 22 in the Probate Office of Jefferson County, Alabama.

Parcel ID Number: 01-40-00-05-2-001-012.000

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**

[Signature]

Lot 36 Block \_\_\_\_\_ Survey Resurvey of Lots 18, 19, 20, 33, 34, 46, 47, and 48 Buckhead, Second Sector

Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_

Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_

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

STATE OF ALABAMA

Jefferson COUNTY

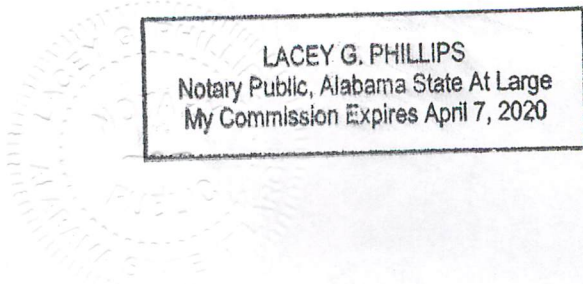
Grath Ennis, Trustee being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

[Signature]  
Signature of Certifier

Subscribed and sworn before me this the 6<sup>th</sup> day of March, 2019.

[Signature]  
Notary Public

My commission expires: \_\_\_\_\_



LACEY G. PHILLIPS  
Notary Public, Alabama State At Large  
My Commission Expires April 7, 2020



**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): Grath Ennis, as Trustee for the Ennis Living Trust, dated 12/18/2018

Address: 2429 Kenvil Circle

City: Birmingham State: AL Zip: 35243

**Information on Children:**

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

	<b>Name(s)</b>	<b>Age</b>	<b>School Grade</b>	<b>Yes</b>	<b>No</b>
1.	Bristol Marie Murray	8	2nd	✓	
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes". Day 1 of the 2019-2020 school year

**ORDINANCE NUMBER 2864**

**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 dated March 13, 2019, 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:

2429 Kenvil Circle  
Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2nd Sector  
William Ennis, Owner

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/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
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 # 2864 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, 2019, 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 \_\_\_\_\_, 2019.


Rebecca Leavings  
City Clerk

# 2429 Kenvil Circle

2429 Kenvil Circle



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
May 16, 2019



**RESOLUTION NUMBER 5175**

**A RESOLUTION ACCEPTING THE 2017-2018 AUDIT  
FOR THE CITY OF VESTAVIA HILLS, ALABAMA**

**WHEREAS**, the audit for the fiscal year 2017-2018 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 2017-2018; and
2. That a copy of the submitted audit be affixed to this resolution marked "Exhibit A."

**ADOPTED and APPROVED** this the 12<sup>th</sup> day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

# City of Vestavia Hills, Alabama

## FINANCIAL STATEMENTS

September 30, 2018



**CRI** CARR  
RIGGS &  
INGRAM

CPAs and Advisors

[CRIcpa.com](http://CRIcpa.com)

**City of Vestavia Hills, Alabama**  
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**September 30, 2018**

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## **INDEPENDENT AUDITORS' REPORT**

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

### **Report on the Financial Statements**

We have audited the accompanying financial statements of the governmental activities, 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, 2018, and the related notes to the financial statements, which collectively comprise the City's basic financial statements as listed in the table of contents.

### **Management's Responsibility for the Financial Statements**

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

### **Auditors' Responsibility**

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 from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditors' judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.



**Opinions**

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, each major fund, and the aggregate remaining fund information of the City of Vestavia Hills, Alabama, as of September 30, 2018, and the respective changes in financial position, for the year then ended in accordance with accounting principles generally accepted in the United States of America.

**Emphasis of Matter***Adoption of New Accounting Pronouncement*

As described in Note 14 to the financial statements, The City adopted Government Accounting Standards Board (GASB) Statement No. 75, Accounting and Financial Reporting for Postemployment Benefits Other than Pensions, which resulted in a cumulative effect of change in accounting principle of (\$814,819) to the September 30, 2017 net position for governmental activities. Our opinions are not modified with respect to this matter.

**Other Matters***Required Supplementary Information*

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and the schedules listed in the table of contents as "required supplementary information" 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.

*Other Information*

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the City's basic financial statements. The combining nonmajor fund financial statements are presented for purposes of additional analysis and are not a required part of the basic financial statements.

The combining nonmajor fund financial statements are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing

standards generally accepted in the United States of America. In our opinion, the combining nonmajor fund financial statements are fairly stated, in all material respects, in relation to the basic financial statements as a whole.

**Other Reporting Required by *Government Auditing Standards***

In accordance with *Government Auditing Standards*, we have also issued our report dated July 26, 2019, on our consideration of the City's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is solely 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 effectiveness of the City's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering City's internal control over financial reporting and compliance.

*Carly Riggs & Ingram, L.L.C.*

Birmingham, Alabama

July 26, 2019

**CITY OF VESTAVIA HILLS, ALABAMA**  
**MANAGEMENT'S DISCUSSION AND ANALYSIS**  
**September 30, 2018**

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, 2018. 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 its liabilities at September 30, 2018, \$80.06 million (Total Net Position).
- ❖ The City's net position increased 14.48% (\$10,126 million) in 2018.
- ❖ The total cost of the City's programs for the 2018 fiscal year was \$45.46 million. The net cost was \$37.34 million after subtracting grants and charges for services.
- ❖ At September 30, 2018, the general fund unassigned fund balance, excluding the City's committed funds for economic stabilization of \$10.50 million, was \$3.39 million or 10% of total general fund operating expenses before debt service.
- ❖ Major capital expenditures totaled \$2.90 million including \$617,587 for projects in progress.
- ❖ The City increased its outstanding General Obligation Warrants by \$45.15 million, exclusive of \$.904 million held in the QECB Debt Sinking Fund.

**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 position* (on page 5) 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 position. The net position reported in this statement represent the accumulation of changes in net position

for the current fiscal year and all fiscal years in the past combined. Over time, the increase or decrease in net position 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 6) is most closely related to an income statement. It presents information showing how the City's net position changed during the current fiscal year only. All of the current year 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 position 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 7. 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 Capital Projects Fund and Debt Service 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 8 and 10 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 12 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 42 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. Various information regarding changes in the City's net pension liability and employer contributions to the pension plan are also presented in this section.

#### 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 position.

**Table 1: Summary of Net Position**

	As of September 30, (dollars in thousands)	
	<u>2018</u>	<u>2017</u>
Assets:		
Current and other assets	\$ 73,073	\$ 20,671
Capital assets	<u>149,453</u>	<u>141,740</u>
Total Assets	<u>222,526</u>	<u>162,411</u>
Deferred outflows	7,908	8,926
Liabilities:		
Other liabilities	10,811	7,603
Long-term liabilities	<u>137,852</u>	<u>93,804</u>
Total Liabilities	<u>148,663</u>	<u>101,407</u>
Deferred inflows	1,715	-
Net position:		
Net invested in capital assets	84,178	76,650
Restricted	1,863	1,263
Unrestricted (deficit)	<u>(5,985)</u>	<u>(7,983)</u>
Total Net Position	\$ <u>80,056</u>	\$ <u>69,930</u>

The City's assets exceeded liabilities by \$80.06 million at September 30, 2018.

Net investment in capital assets of \$84.18 million reflects 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 position in the amount of \$1,863,000 represents net assets reserved for payment to the Debt Sinking fund, \$904,000, prepayment of the 2019 debt service, \$650,000, and road maintenance, \$307,022. Unrestricted net position of (\$5.99) million resulted principally from increases in warrant payables, \$45.14 million, accounts payable, \$2.02 million, Other Post Employee Benefits (OPEB), \$785,000, and compensated absences, \$764,000.

#### 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 6. *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 position as of September 30, 2018 and 2017.

**Table 2: Summary of Changes in Net Position**

	Fiscal Year Ended September 30, (dollars in thousands)	
	2018	2017
Program Revenues:		
Charges for services	\$ 6,849	\$ 6,725
Operating grants/contributions	763	690
Capital grants/contributions	517	981
General Revenues:		
Taxes	34,489	30,902
Utility franchise fees	2,732	2,614
Investment earnings	360	194
Miscellaneous	1,344	210
Sale of assets	33	16
Donated infrastructure assets	9,318	-
Total Revenues	56,405	42,332
Program Expenses:		
General government	8,430	8,527
Public safety	20,386	19,423
Public works/Public services	11,468	11,294
Library	2,682	2,493
Interest on long term debt	2,498	2,126
Total Expenses	45,464	43,863
Change in net position	10,941	(1,532)
Net Position, beginning of year	69,930	71,463
Prior period adjustment (OPEB)	(815)	-
Net Position, ending	\$ 80,056	\$ 69,930

The City's revenues, excluding donated infrastructure assets, which do not provide spendable funds, increased \$4.75 million or 11.23%. The increase resulted principally from taxes, \$3.59 million or 11.61%, miscellaneous revenues, \$1.13 million or 540% and investment earnings, \$.166 million or 85.57%. The revenue increase was principally offset by a decrease in capital grants/contributions, \$.464 million or 47.30%.

The City's program expenses increased \$1.60 million or 3.65%. The increase occurred principally within the general government operations division at 39.71%, but was offset resulting from decrease expenditures within the public works/services and library divisions.

Table 3 is a condensed statement taken from the Statement of Activities on page 6 showing the total cost for providing services for five 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**

	<b>Fiscal Year Ended September 30, 2018</b> (dollars in thousands)	
	<b>Total Cost of Services</b>	<b>Net Cost of Services</b>
General government administration	\$ 8,430	\$ 7,805
Public safety	20,386	17,916
Public works/Public services	11,468	7,284
Library	2,682	1,729
Interest on long term debt	2,498	2,207
Total	<u>\$ 45,464</u>	<u>\$ 36,941</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 7.

**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 8 and 10). At the end of the fiscal year, the City's governmental funds reported a combined fund balance of \$68.32 million, which includes general fund balances of \$10.50 million committed funds to be used for economic stabilization in the event of an unforeseen emergency and \$3.39 million unassigned funds which is available to address future needs.

### Budgetary Highlights of the General Fund

On or before October 1 of each year, the City Manager prepares and submits an annual budget to be adopted by the City Council. The fiscal 2018 budget was adopted September 18, 2017. 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 42. The City's actual results as compared to the City's budget can be briefly summarized as follows:

- ❖ Actual revenues exceeded total budgeted revenues by \$3.54 million or 9.17%. Ad valorem real estate and sales taxes were the largest revenue generators, representing \$29.4 million or 76.19% of total budgeted revenues.
- ❖ Actual expenditures exceeded budget by \$.212 million or .63%. The overage resulted principally due to general government administration, public works/services and capital outlay exceeding budget by \$.642 million or 4.73%. The overage was offset due to public safety and the library reporting less than budgeted expenditures, \$.431 million or 2.15%

### Capital Assets and Debt Administration

**Capital Assets** - The City's investment in capital assets for governmental activities for fiscal year ended September 30, 2018 was \$84.18 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)	
	2018	2017
Land	\$ 80,827	\$ 80,433
Construction-in-progress	2,461	3,019
Buildings	25,777	26,630
Land improvements	6,079	6,370
Vehicles	2,363	2,952
Recreational facilities	9,539	10,292
Equipment and fixtures	5,264	4,224
Books and artwork	613	684
Infrastructure	16,530	7,136
Capital assets, net of depreciation	<u>\$ 149,453</u>	<u>\$ 141,740</u>



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

Donated infrastructure assets (streets)	\$	9,730
Construction-in-progress projects (includes sidewalk design and construction)		618
Buildings		39
Land		742
Equipment, furniture & fixtures		1,838
Computer equipment and software		226
Books and artwork		198
Recreational facilities		115
	\$	<u>13,506</u>

**Long-Term Debt** - At year-end, the City had \$111.08 million in general obligation warrants and capital leases. This represents an increase of 66% in debt over last fiscal year, as shown in *Table 5* below.

**Table 5: Outstanding Debt**

As of September 30, 2018  
(dollars in thousands)

	Beginning Balance	Net Change	Ending Balance
Governmental activities:			
Warrants payable	\$ 63,505	\$ 43,560	\$ 107,065
Capital leases	3,344	676	4,020
Totals	<u>\$ 66,849</u>	<u>\$ 44,236</u>	<u>\$ 111,085</u>

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

- ❖ The City reduced its general obligation warrants by \$2.9 million, paid \$9.3 million to the bond escrow agent and added \$55.77 million in general obligation warrants, Series 2018. The ending balance includes \$.904 million held in the debt sinking fund for the “Qualified Energy Conservation Bonds” (QECB) payment.
- ❖ There was a net increase in capital leases resulting from the addition of fiscal 2019 capital leases (public safety vehicles, rescue truck, and public services 11 passenger van and utility truck) and the reduction in the current outstanding leases.
- ❖ 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 ratings of “Aaa stable” and “AA+ positive”, respectively, on its “Series 2018 Warrants”, July 25 and July 26, 2018.

### Economic Factors and Next Year's Budget

**Ad Valorem Tax** – The City's ad valorem tax is based on annual reassessment of real estate and was the city's largest revenue generator in fiscal 2018. Over the previous five years, ad valorem taxes have exceeded budget resulting from the annual appreciation of real estate.

Fiscal Year	Ad Valorem Taxes – Real Estate		
	Budget	Actual	Variance
2014	12,152,867	12,284,147	131,280
2015	12,007,873	12,265,526	257,653
2016	12,239,096	12,840,240	601,144
2017	13,019,195	13,386,482	367,287
2018	13,728,188	14,215,087	486,899

**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. The City of Vestavia Hills budgeted amount for fiscal 2018 was \$239,095.

**Medical Costs** – The City of Vestavia Hills' health insurance is with and administered through the "State of Alabama Local Government Health Insurance Board". In fiscal 2018, Vestavia Hills retained its preferred insurance classification rating resulting from minimal medical claims and 80% or greater employee participation in the State of Alabama's "Wellness Screening Program". There was a 1.5% increase by the Alabama Local Government Health Insurance Board in calendar year 2018, which resulted in a contribution of \$1.79 million.

**Retirement Costs** – The City's retirement program for employees is provided through the Retirement System of Alabama (RSA). The pension plan is currently funded at 66%, reflecting an unfunded liability of \$25.42 million as of the latest measurement date – September 30, 2017. Vestavia Hills' contribution factors for fiscal 2018 were 12.72% - Tier 1 and 10.61% - Tier 2, representing a budgeted contribution of \$2.12 million.

**Cost-of-Living Raise** – No cost of living adjustment was included in the 2018 fiscal budget.

**CITY MANAGER’S COMMENTS:**

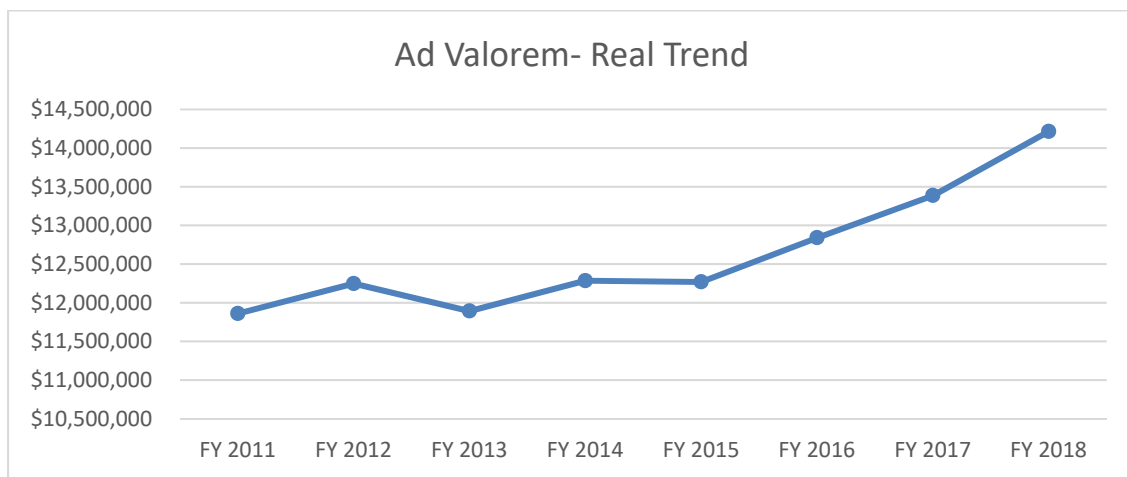
**INTRODUCTION**

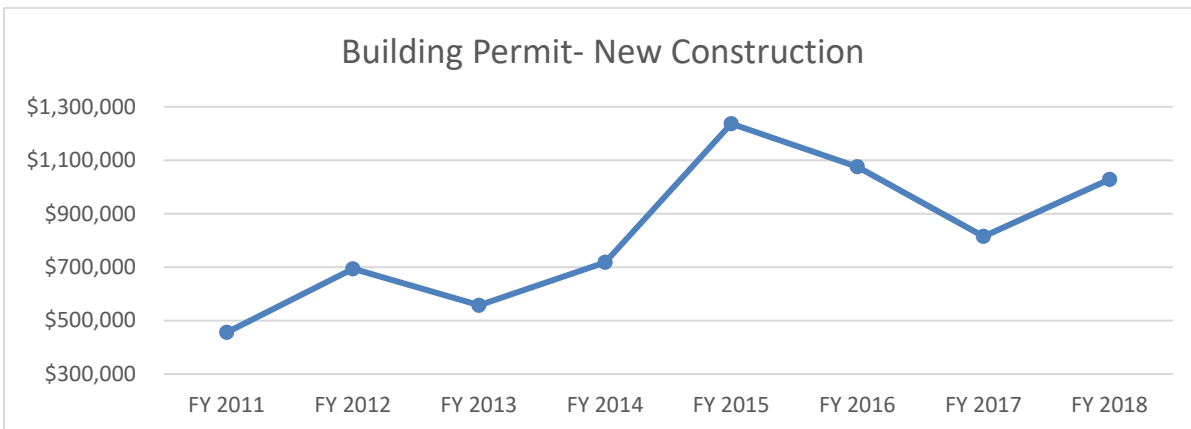
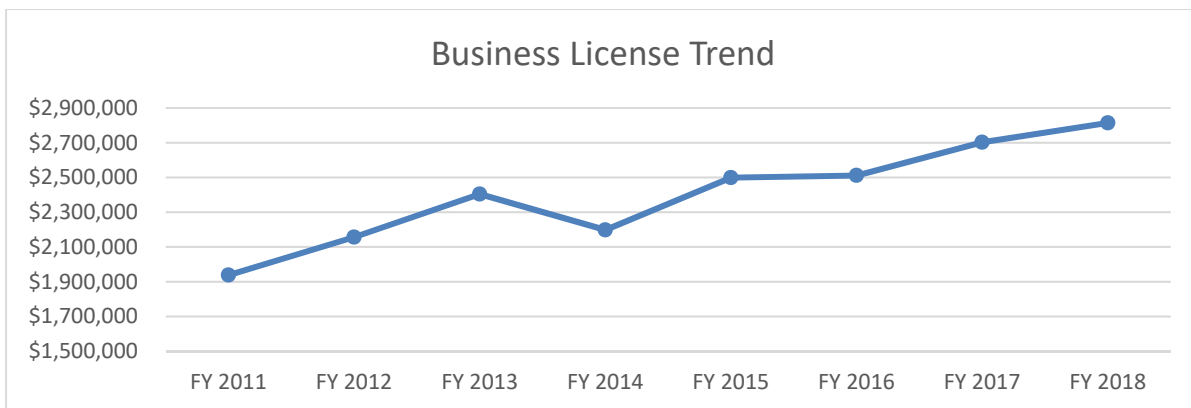
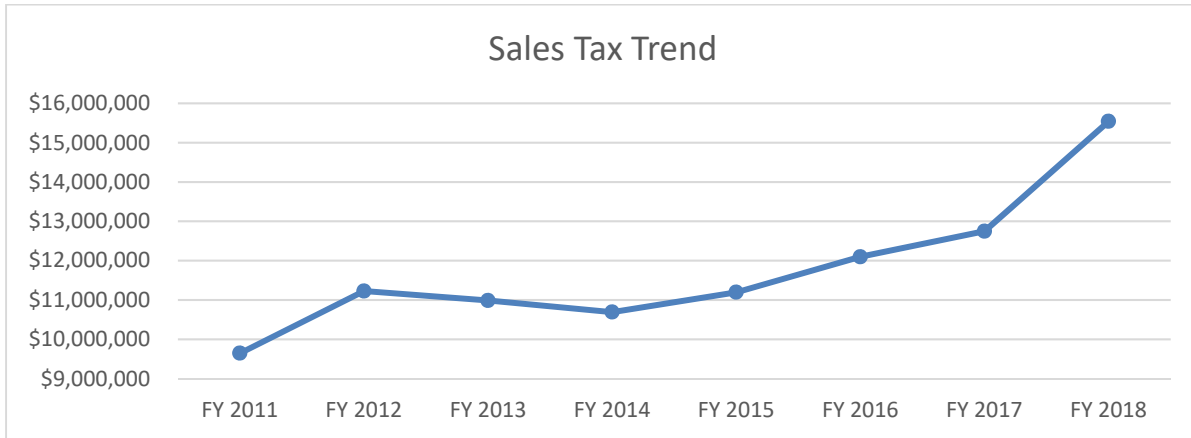
Fiscal Year 2018 was a stellar year for the City of Vestavia Hills. It continues several, post recessionary, years of solid growth for the City in terms of economics and quality of life. In fact, when evaluating general fund revenue and surplus, the fiscal year was the best in recent history. Previous audit reports and their accompanying commentaries anticipated such a year based upon the progress made in the City’s economic development strategies, sustained partnership with Vestavia Hills City Schools, and strong external market conditions in the geographic area in and around Vestavia Hills.

**FINANCIAL CONDITION**

The City of Vestavia Hills entered the year on the heels of increasing its credit rating with Moody’s Investors Service to AAA status. This was based upon many variables to include a very healthy emergency reserve and strict budgetary controls. Our FY 2018 results further strengthen those metrics. The City closed FY 2018 with a general fund surplus of \$1,184,355 increasing our general fund balance to \$14,542,871. This is significantly above our policy mandated goal of keeping 90 days of operational expenses funded in our reserves. The City achieved these results with extraordinary experience in the growth of some of its largest revenue sources- ad valorem taxes (real), sales taxes, business license fees, and building permit fees associated with new construction. Furthermore, departmental operational expenses remained very close to budgetary expectations. Indicators for future financial performance such as numbers of new building permits and valuation of commercial new construction all were keeping pace with relative, extraordinary growth in the past four years for Vestavia Hills. Valuation of commercial new construction has been at all-time highs for Vestavia Hills in three of the last four years. Graphically illustrated below are four of the largest revenue sources that have shown steady growth. In FY 2018 all four revenue sources had significant year-over-year increases.

<i>Ad Valorem (Real)</i>	<i>6.19% Increase</i>	<i>Sales Tax</i>	<i>21.94% Increase</i>
<i>Business License</i>	<i>4.14% Increase</i>	<i>Building Permits (New)</i>	<i>26.22% Increase</i>





#### QUALITY OF LIFE INITIATIVES

During FY 2018, the City took action to begin implementation of a multi-year planning initiative it refers to as the Community Spaces Plan. The aggressive plan includes major efforts to improve the City’s recreational assets, transportation infrastructure, and storm water drainage system. The program is being coordinated alongside a major physical plant improvement by the city school system to allow maximum positive impact throughout the city. The City of Vestavia Hills issued \$55,770,000 in general obligation warrants in August of 2018 to fund the plan. This capital investment is being supported by an additional one cent sales tax dedicated to retiring the debt associated with the Community Spaces program. Financial projections indicate that 75% of projected new

revenues will cover said debt service with the remaining 25% in new funds being earmarked to the community spaces fund for future capital needs and support for public education. As a result, the strong, historical financial performance of City operations are not anticipated to change. As the year ended, the City had fully engaged a program management and design team that were producing early renderings and construction drawings for new ballfields, recreational centers, roadways, drainage conveyance systems, swimming pools, parks, and tennis courts. Several of these projects include a public-private partnership component that will also support the economic growth of the City. Project schedules anticipate bidding of the projects in FY 2019 and completion of the projects in FY 2020. As a City that was incorporated in 1950, many of the assets being upgraded or replaced are 50 to 60 years old. Completion of the Community Spaces plan will deliver many different type returns that will ensure long term sustainability for Vestavia Hills.

#### **SUPPORT FOR PUBLIC EDUCATION**

As previously referenced, FY 2018 also showed many examples of collaboration with the city's school system. This partnership is imperative since the continued population growth has been the clear result of residents moving to Vestavia Hills to be part of the excellent and highly sought after educational system. Surveys consistently show that 75% of city residents move to Vestavia Hills because of the school system. During the fiscal year, the school system began an approximately \$70mm physical plant improvement program that includes bringing on line two new schools and additional recreational assets located on those new campuses that will be shared with a growing City recreational program. Continued operational and financial collaboration over the coming years will bring the school system's plan to full fruition. This is also a key feature in the City's sustainability. Between the Community Spaces Plan and the school system improvements, the Vestavia Hills community can remain in high demand for those who chose to live in the greater Birmingham, Alabama region.

#### **FUTURE OF VESTAVIA HILLS**

Recognizing that the City cannot rest on the laurels of success from this fiscal year, all of its strategic plans will continue to be implemented. Over the next five years, the Liberty Park and Cahaba Heights portions of the city will move to the next stage of their growth and continue to support good economic benefits for the entire community. Next year, two new grocery store developments, a new medical development, a residential subdivision and a potential hotel development will be completed. All of these will be welcomed as a comprehensive improvement to our city. Due to construction timing, it is anticipated that FY 2019 will show modest growth while FY 2020 will include the launch of this next phase of community development referenced above. The short and long term prospects for Vestavia Hills are positive, and its healthy demographics will mitigate any external economic risks. Given these facts, City leadership has made decisions to invest in itself in an exceptional manner through the Community Spaces Plan. This investment in the City is being positively received by its population and will pay dividends well into the future.

#### **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, 1032 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 Statement of Net Position

September 30, 2018

	<b>Governmental Activities</b>
<b>Assets</b>	
Cash	\$ 6,983,274
Cash - restricted	52,994,549
Investments	10,499,562
Receivables, net of allowance for uncollectibles	2,437,327
Inventory	17,900
Prepaid expenses	136,588
Accrued interest	3,314
Land	80,827,238
Construction in progress	2,460,707
Capital assets, net of accumulated depreciation	66,165,901
<b>Total assets</b>	<b>222,526,360</b>
<b>Deferred outflows of resources</b>	
Deferred charges - debt refunding	1,347,709
Employer pension contributions subsequent to measurement date	2,072,633
Differences between expected and actual experience of pension plan	1,743,479
Changes of assumptions on net pension liability	2,705,601
Differences between expected and actual experience of OPEB plan	39,528
<b>Total deferred outflows of resources</b>	<b>7,908,950</b>
<b>Liabilities</b>	
Accounts payable	3,985,354
Court and performance bonds payable	764,137
Accrued interest payable	639,998
Noncurrent liabilities	
Due within one year:	
Compensated absences	373,846
Warrant obligations, net	3,760,000
Capital lease obligations	1,287,289
Due in more than one year:	
Compensated absences	2,118,459
Warrant obligations, net	106,799,914
Capital lease obligations	2,733,261
Net pension liability	25,415,924
Net OPEB liability	784,922
<b>Total liabilities</b>	<b>148,663,104</b>
<b>Deferred inflows of resources</b>	
Net difference between projected and actual earnings on pension plan investments	1,669,539
Change in OPEB assumptions	45,820
<b>Total deferred inflows of resources</b>	<b>1,715,359</b>
<b>Net position</b>	
Net investment in capital assets	84,178,288
Restricted for debt service	1,556,335
Restricted for gas tax funds	307,022
Unrestricted (deficit)	(5,984,798)
<b>Total net position</b>	<b>\$ 80,056,847</b>

See accompanying notes to basic financial statements.

## City of Vestavia Hills, Alabama Statement of Activities

Year ended September 30, 2018

Program Activities	Expenses	Program Revenues			Net (Expense) Revenue and Changes in Net Assets
		Fees, Fines and Charges for Services	Operating Grants and Contributions	Capital Grants and Contributions	Primary Government
					Total
<b>Primary government</b>					
Governmental activities:					
General government administration	\$ 8,429,364	\$ 3,817,117	\$ -	\$ 290,738	\$ (4,321,509)
Public safety	20,385,849	717,393	647,279	185,619	(18,835,558)
Public works	11,468,411	2,192,941	60,739		(9,214,731)
Library	2,682,095	121,767	54,775	40,300	(2,465,253)
Interest on long-term debt	2,498,389	-	-	-	(2,498,389)
<b>Total primary government</b>	<b>\$ 45,464,108</b>	<b>\$ 6,849,218</b>	<b>\$ 762,793</b>	<b>\$ 516,657</b>	<b>(37,335,440)</b>

General revenues:

Taxes:

Ad Valorem (real and personal property)	15,782,118
Sales and use	16,547,051
Other taxes	2,160,079
Utility franchise fees	2,731,693
Investment earnings	360,168
Donated infrastructure assets	9,318,585
Miscellaneous	1,344,160
Gain on sale of assets	33,114
	<u>48,276,968</u>

Change in net position 10,941,528

Net position at beginning of year, as originally report 69,930,138

Prior period adjustment (Note 14) (814,819)

Net position - beginning of year, as restated 69,115,319

**Net position at end of year** \$ 80,056,847

See accompanying notes to basic financial statements.

## City of Vestavia Hills, Alabama Governmental Funds Balance Sheet

September 30, 2018

	General	Debt Service	Capital Projects
<b>Assets</b>			
Cash	\$ 3,087,158	\$ 649,250	\$ 232,545
Cash - restricted	773,821	903,771	2,486,890
Investments - certificates of deposit	10,499,562	-	-
Accounts receivable, net of allowance for uncollectibles	2,244,262	-	-
Accrued interest	-	3,314	-
Inventory	17,900	-	-
Prepaid expenses	136,588	-	-
Interfund receivables	101,524	-	67,771
<b>Total assets</b>	<b>\$ 16,860,815</b>	<b>\$ 1,556,335</b>	<b>\$ 2,787,206</b>
<b>Liabilities</b>			
Accounts payable	\$ 1,486,036	\$ -	\$ 1,160,328
Court and performance bonds payable	764,137	-	-
Interfund payables	67,771	-	-
<b>Total liabilities</b>	<b>2,317,944</b>	<b>-</b>	<b>1,160,328</b>
<b>Fund balance</b>			
Nonspendable	154,488	-	-
Restricted for:			
Road maintenance	-	-	-
Capital projects	-	-	-
Debt service	-	1,556,335	-
Committed to:			
Capital projects	-	-	1,390,300
Emergency reserve	10,499,562	-	-
Assigned	500,000	-	236,578
Unassigned	3,388,821	-	-
<b>Total fund balance</b>	<b>14,542,871</b>	<b>1,556,335</b>	<b>1,626,878</b>
<b>Total liabilities and fund balance</b>	<b>\$ 16,860,815</b>	<b>\$ 1,556,335</b>	<b>\$ 2,787,206</b>

See accompanying notes to basic financial statements.



<b>Capital Projects - Community Spaces</b>	<b>E-911</b>	<b>Other Governmental Funds</b>	<b>Total Governmental Funds</b>
\$ 1,502,940	\$ 309,749	\$ 1,201,632	\$ 6,983,274
47,878,567	951,500	-	52,994,549
-	-	-	10,499,562
41,450	84,148	67,467	2,437,327
-	-	-	3,314
-	-	-	17,900
-	-	-	136,588
-	-	27,644	196,939
<b>\$ 49,422,957</b>	<b>\$ 1,345,397</b>	<b>\$ 1,296,743</b>	<b>\$ 73,269,453</b>
\$ 123,524	\$ 951,418	\$ 264,048	\$ 3,985,354
-	-	-	764,137
-	-	129,168	196,939
<b>123,524</b>	<b>951,418</b>	<b>393,216</b>	<b>4,946,430</b>
-	-	-	154,488
-	-	307,022	307,022
47,878,567	-	-	47,878,567
-	-	-	1,556,335
1,042,402	197,921	-	2,630,623
-	-	-	10,499,562
378,464	196,058	602,530	1,913,630
-	-	(6,025)	3,382,796
<b>49,299,433</b>	<b>393,979</b>	<b>903,527</b>	<b>68,323,023</b>
<b>\$ 49,422,957</b>	<b>\$ 1,345,397</b>	<b>\$ 1,296,743</b>	<b>\$ 73,269,453</b>

**City of Vestavia Hills, Alabama**  
**Reconciliation of the Governmental Funds**  
**Balance Sheet to the Statement of Net Position**

*September 30, 2018*

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**Fund balance - total governmental funds** \$ 68,323,023

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

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	\$ 200,843,697	
Accumulated depreciation	<u>(51,389,851)</u>	149,453,846

Deferred outflows of resources related to debt refundings, pensions, and OPEB are applicable to future periods and, therefore, are not reported in the governmental funds balance sheet.

7,908,950

Deferred inflows of resources related to pensions and OPEB are applicable to future periods and, therefore, are not reported in the governmental funds balance sheet.

(1,715,359)

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

Warrant obligations, net	(110,559,914)	
Net pension liability	(25,415,924)	
Net OPEB liability	(784,922)	
Compensated absences	(2,492,305)	
Accrued interest payable	(639,998)	
Capital lease obligations	<u>(4,020,550)</u>	<u>(143,913,613)</u>

**Net position of governmental activities**

\$ 80,056,847

See accompanying notes to basic financial statements.

**City of Vestavia Hills, Alabama**  
**Statement of Revenues, Expenditures, and**  
**Changes in Fund Balances Governmental Funds**

*Year ended September 30, 2018*

	General	Debt Service	Capital Projects
<b>Revenues</b>			
Taxes	\$ 32,350,470	\$ -	\$ -
Licenses and permits	4,750,948	-	-
Intergovernmental	-	-	-
Charges for services	363,932	-	-
Fines and forfeitures	278,499	-	-
Fees	2,795,113	-	-
Grants	643,018	-	358,538
Proceeds from sale of assets	21,325	-	23,407
Interest revenues	216,460	19,000	-
Library revenues	-	-	-
Other revenues	684,129	205,154	69,930
<b>Total revenues</b>	<b>42,103,894</b>	<b>224,154</b>	<b>451,875</b>
<b>Expenditures</b>			
Current (operating):			
General government administration	6,052,912	7,375	11,813
Public safety	17,869,311	-	53,951
Public works	7,807,832	-	454,476
Library	1,780,591	-	-
Debt service	-	4,618,068	1,004,546
Capital outlay	373,901	-	1,044,047
<b>Total expenditures</b>	<b>33,884,547</b>	<b>4,625,443</b>	<b>2,568,833</b>
<b>Excess of revenues over (under) expenditures</b>	<b>8,219,347</b>	<b>(4,401,289)</b>	<b>(2,116,958)</b>
<b>Other financing sources (uses)</b>			
Operating transfers in	50,000	4,740,582	1,053,299
Operating transfers out	(7,084,992)	-	(50,000)
Other financing sources - proceeds of capital lease	-	-	747,220
Other financing sources - proceeds of warrants	-	-	-
Other financing sources - bond premium	-	-	-
Other financing uses - payment to bond escrow agent	-	-	-
<b>Total other financing sources (uses)</b>	<b>(7,034,992)</b>	<b>4,740,582</b>	<b>1,750,519</b>
<b>Excess of revenues and other financing sources over (under) expenditures and other financing uses</b>	<b>1,184,355</b>	<b>339,293</b>	<b>(366,439)</b>
<b>Fund balance, beginning of year</b>	<b>13,358,516</b>	<b>1,217,042</b>	<b>1,993,317</b>
<b>Fund balance, end of year</b>	<b>\$ 14,542,871</b>	<b>\$ 1,556,335</b>	<b>\$ 1,626,878</b>

See accompanying notes to basic financial statements.

Capital Projects - Community Spaces	E-911	Other Governmental Funds	Total Governmental Funds
\$ -	\$ -	\$ 705,894	\$ 33,056,364
-	-	158,274	4,909,222
-	-	666,515	666,515
-	-	1,850	365,782
-	-	393,292	671,791
-	766,364	-	3,561,477
-	-	204,801	1,206,357
-	-	-	44,732
92,617	2,677	5,004	335,758
-	-	194,861	194,861
1,126,594	-	-	2,085,807
1,219,211	769,041	2,330,491	47,098,666
727,084	-	576,644	7,375,828
-	729,402	102,240	18,754,904
-	-	1,127,340	9,389,648
-	-	103,837	1,884,428
744,633	-	-	6,367,247
386,760	952,168	146,703	2,903,579
1,858,477	1,681,570	2,056,764	46,675,634
(639,266)	(912,529)	273,727	423,032
1,153,266	-	137,845	7,134,992
-	-	-	(7,134,992)
-	951,500	-	1,698,720
55,770,000	-	-	55,770,000
1,810,906	-	-	1,810,906
(9,297,654)	-	-	(9,297,654)
49,436,518	951,500	137,845	49,981,972
48,797,252	38,971	411,572	50,405,004
502,181	355,008	491,955	17,918,019
\$ 49,299,433	\$ 393,979	\$ 903,527	\$ 68,323,023

**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, 2018*

Net change in fund balances - total governmental funds	\$ 50,405,004
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	\$ 2,903,579
Less current year depreciation	<u>(4,597,984)</u> (1,694,405)
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.	
The net effect of transactions involving the disposal of capital assets is to decrease net position.	(17,864)
The net effect of donated infrastructure	9,318,585
The issuance of long-term debt provides current financial resources to governmental funds, but increases long-term liabilities in the government-wide statement of net position.	
Proceeds of warrants	(55,770,000)
Bond premium	(1,810,906)
Proceeds of capital leases	(1,698,720)
Repayment of long-term debt principal (including capital leases) are expenditures in the governmental funds, but reduce long-term liabilities in the statement of net position.	13,339,516
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.	
Difference in pension expense related to deferred outflows of resources and net pension liability	\$ (1,022,934)
Difference in OPEB expense related to deferred outflows of resources and net OPEB liability	23,605
Change in long-term compensated absences	26,126
Change in accrued interest payable	(223,245)
Amortization of bond premiums/discounts, net	225,236
Amortization of loss on refunding	<u>(158,470)</u> (1,129,682)
<b>Change in net position of governmental activities</b>	<b><u>\$ 10,941,528</u></b>

See accompanying notes to basic financial statements.

## City of Vestavia Hills, Alabama Notes to Financial Statements Index

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## City of Vestavia Hills, Alabama Notes to Financial Statements

### 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 Council-Manager 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 (four Councilors and the Mayor who serves as President of the Council) elected at-large for concurrent four year terms. The City Manager is appointed by the City Council. The terms of the current administration are scheduled to expire October 31, 2020.

The accounting policies of the City conform to generally accepted accounting principles (GAAP) as applicable to the governmental units. This report, the accounting systems and classification of accounts conform to standards of the Governmental Accounting Standards Board (GASB). The accounting and reporting framework and the more significant accounting policies are discussed in subsequent subsections of this note.

#### A. 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.

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, 2018, the total advalorem taxes remitted to the Board amounted to approximately \$20.7 million and \$460,276 was due the Board of Education at September 30, 2018.

#### B. Government-wide financial statements

The Statement of Net Position 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).

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

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 are 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.

#### C. 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.

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.



## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### 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 Fund

The Debt Service Fund is used to account for financial resources related to the City's debt service and debt defeasances. The City elects to report this fund as a major fund to enhance consistency from year to year.

#### 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, general Capital Projects Fund, Capital Projects - Community Spaces Fund, E-911 Special Revenue Fund, and Debt Service Fund are classified as major funds.

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

#### D. 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 Position 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 position (or cost recovery), financial position, and cash flows. All assets and liabilities (whether current or noncurrent) associated with their activities are reported.

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. Grants and grants receivable are recognized when all the eligibility requirements of the providers have been met.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### Basis of accounting

In the Government-Wide Statement of Net Position 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.

#### **E. 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.

#### **F. Equity classifications**

##### Government-wide statements

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

- a. *Net investment in capital assets* - 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.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### F. Equity classifications (continued)

##### Government-wide statements (continued)

- b. *Restricted* - 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* - All other net position that do not meet the definition of "restricted" or "net investment in capital assets".

##### Fund statements

In the fund financial statements, governmental funds report aggregate amounts for five classifications of fund balances based 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.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### F. Equity classifications (continued)

##### Fund statements (continued)

*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.

The City has assigned \$500,000 of the General Fund fund balance, which includes \$250,000 for the City's unfunded pension liability and \$250,000 for the City's insurance reserve.

The City has assigned \$236,578 of the Capital Projects Fund fund balance for encumbrances.

The City has assigned \$378,464 of the Capital Projects Fund – Community Spaces fund balance for encumbrances.

The City has assigned \$196,058 of the E-911 Fund fund balance for encumbrances.

The City has assigned \$602,530 of the Other Governmental Funds fund balance for use as follows: \$268,561 for the Library, \$31,360 for Vehicle Tags and \$302,609 for Capital Projects – Community Spaces.

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 \$10,499,562 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.

#### G. Long-term Debt

In the government-wide financial statements long-term debt and other long-term obligations are reported as liabilities in the applicable governmental activities statement of net position. Bond premiums and discounts are deferred and amortized over the life of the bonds. Losses resulting from the refunding of bonds are deferred and amortized over the remaining life of the

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### G. Long-term Debt (continued)

old debt or the life of the new debt, whichever is shorter. Debt issuance costs (except for prepaid insurance costs) are recognized as an expense in the period incurred.

In the fund financial statements, governmental fund types recognize bond premiums and discounts, as well as bond issuance costs, during the current period. The face amount of debt issued is reported as other financing sources. Premiums received on debt issuances are reported as other financing sources while discounts on debt issuances are reported as other financing uses. Issuance costs are reported as debt service expenditures except as noted above.

#### H. 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.

#### I. 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.

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

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### 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.

#### **J. 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.

#### **K. Inventory**

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

#### **L. Pension**

The Employees' Retirement System of Alabama (the Plan) financial statements are prepared using the economic resources measurement focus and accrual basis of accounting.

Contributions are recognized when due and payable in accordance with the terms of the plan. Expenses are recognized when the corresponding liability is incurred, regardless of when the payment is made. Investments are reported at fair value. Financial statements are prepared in accordance with requirements of the Governmental Accounting Standard Board (GASB). Under these requirements, the Plan is considered a component unit of the State of Alabama and is included in the State's Comprehensive Annual Financial Report.

#### **M. Other Postemployment Benefits (OPEB)**

Other Postemployment Benefits (OPEB) cost for retiree healthcare and similar, non-pension retiree benefits, is required to be measured and disclosed using the accrual basis of accounting (see Note 9), regardless of the amount recognized as OPEB expense on a modified accrual basis of accounting. Annual OPEB cost is calculated in accordance with GASB Statement No. 75.

#### **N. 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.

**City of Vestavia Hills, Alabama**  
**Notes to Financial Statements**

**NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)****M. Interfund transactions (continued)**

Details of current interfund receivables and payables are as follows:

<u>Payable from</u>	<u>Payable to</u>	<u>Amount</u>
General Fund	Capital Projects Fund	\$ 67,771
Other Governmental Funds	General Fund	101,524
Other Governmental Funds	Other Governmental Funds	27,644
		<u>\$ 196,939</u>

The purpose of the interfund receivable balance to the Capital Projects Fund from the General Fund is for the sales tax capital reserve transfer.

The purpose of the interfund receivable balance to the General Fund from the Other Governmental Funds is for the motor vehicle tag fees due to the General Fund.

The purpose of the interfund receivable balance to the Other Governmental Funds from the Other Governmental Funds 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 Position and the Statement of Activities.

Transfers for the fiscal year ended September 30, 2018 consisted of the following:

<u>Transfer to</u>	<u>Transfer From</u>		<u>Total</u>
	<u>General Fund</u>	<u>Capital Projects Fund</u>	
Debt Service Fund	\$ 4,740,582	\$ -	\$ 4,740,582
Other Governmental Funds	137,845	-	137,845
Community Spaces Fund	1,153,266	-	1,153,266
Capital Projects Fund	1,053,299	-	1,053,299
General fund	-	50,000	50,000
<u>Total</u>	<u>\$ 7,084,992</u>	<u>\$ 50,000</u>	<u>\$ 7,134,992</u>

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 Other Governmental Funds is for operations of the Municipal Court.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### M. Interfund transactions (continued)

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 Capital Projects Fund to the General Fund is to transfer proceeds of debt to be used for capital purchases.

#### N. 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 September 30 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 on a monthly basis. Taxes collected by the Jefferson County Tax Collector prior to fiscal year end but remitted to the City after September 30 are accrued in the General Fund.

#### O. 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.

#### P. Deferred outflows/inflows

In addition to assets, the Statement of Net Position will sometimes report a separate section for deferred outflows of resources. This separate financial statement element represents a consumption of net position that applies to a future period(s) and so will not be recognized as an outflow of resources (expense/expenditure) until then. The City currently has five items that qualify for reporting in this category. The first is the deferred charge on refunding reported in the government-wide statement of net position. A deferred charge on refunding results from the difference in the carrying value of refunded debt and its reacquisition price. This amount is deferred and amortized over the shorter of the life of the refunded or refunding debt. The second one is related to pensions resulting from City contributions subsequent to the measurement date that will be recognized as a reduction of net pension liability in 2018. The third one is the difference between expected and actual experience of the pension plan. The fourth one is the changes in assumptions on the net pension liability. The fifth one is OPEB trust investment earnings and experience. In addition to liabilities, the Statement of Net Position will sometimes report a separate section for deferred inflows of resources. This separate financial



## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### P. Deferred outflows/inflows (continued)

statement element, deferred inflows of resources, represents an acquisition of net position that applies to a future period(s) and so will not be recognized as an inflow of resources (revenue) until that time. The City currently has two items that qualify for reporting in this category. The first is the net difference between projected and actual earnings on plan investments for the pension plan. The second one is the change in OPEB assumptions.

#### Q. Economic dependency

The City receives a significant portion of their revenue from property taxes and sales and use taxes. Property tax revenue was \$15,782,118 or 33% of total revenue in fiscal year 2018. Sales and use tax revenue was \$16,547,051 or 34% of total revenue in fiscal year 2018.

#### R. Subsequent events

The City has evaluated subsequent events through July 26, 2019.

### NOTE 2 – CASH AND INVESTMENTS

#### Cash

The City maintains several checking accounts that are separately held by several of the City's funds. At year-end, the carrying amount and bank balance of the City's deposit accounts were as follows:

	Carrying Amount	Bank Balance
All funds	\$ 59,977,823	\$ 60,816,594

Custodial credit risk is the risk that, in the event of a bank failure, the City's deposits may not be returned to it. Management believes that there is no significant custodial credit risk because as of September 30, 2018, 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, 2018, all of the City's depositories are participating in the SAFE program.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 2 – CASH AND INVESTMENTS (CONTINUED)

Included in the carrying amount above are restricted assets totaling \$52,994,549, which includes deposits related to the following: \$97,765 court appearance bonds, \$2,403,304 lease escrow, \$1,035,086 police confiscations, \$47,878,567 community spaces, and \$903,771 cash with fiscal agent, and \$676,056 contractor's surety. 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.

#### **Investments**

Interest rate risk is the risk that changes in interest rates will adversely affect the fair value of an investment. Investments held for longer periods are subject to increased risk of adverse interest rate changes.

The City's credit risk policy follows investment statutes of Alabama, which allows the City to invest in obligations of the U.S. Treasury.

The City has elected to invest a portion of its excess funds, in the amount of \$3,461,914, in a number of certificates of deposit at multiple financial institutions. In accordance with GASB 72, these investments are stated at cost plus accrued interest.

The City also invests excess funds in U.S. Treasury securities. In accordance with GASB 72, the City categorizes its fair value measurements within the fair value hierarchy established by generally accepted accounting principles. The hierarchy is based on the valuation inputs used to measure the fair value of the asset. Level 1 inputs are quoted prices in active markets for identical assets; Level 2 inputs are significant other observable inputs; Level 3 inputs are significant unobservable inputs. The City does not have any investments that are categorized as Level 2 or Level 3 inputs.

The City has the following recurring fair value measurements as of September 30, 2018:

- U.S. Treasury securities of \$7,037,648 that are valued using quoted market prices (Level 1 inputs).

## City of Vestavia Hills, Alabama 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, 2018:

	Balance at 9/30/2017	Additions	Disposals/ Retirements/ Completed	Balance at 9/30/2018
<b>Capital assets not being depreciated:</b>				
Land	\$ 80,433,267	\$ 393,971	-	\$ 80,827,238
Construction in progress	3,019,654	617,587	(1,176,534)	2,460,707
<b>Total capital assets not being depreciated</b>	<b>83,452,921</b>	<b>1,011,558</b>	<b>(1,176,534)</b>	<b>83,287,945</b>
<b>Capital assets being depreciated:</b>				
Land improvements	11,207,441	348,229	-	11,555,670
Buildings	30,984,004	22,345	-	31,006,349
Building equipment and fixtures	378,320	16,950	-	395,270
Vehicles	7,321,507	-	(214,258)	7,107,249
Equipment	7,310,850	1,826,881	(121,609)	9,016,122
Computer equipment	1,943,154	226,152	-	2,169,306
Recreational equipment	2,325,706	11,288	-	2,336,994
Office furniture and fixtures	2,377,106	-	-	2,377,106
Office equipment	133,715	-	-	133,715
Recreational facilities	22,964,388	114,220	-	23,078,608
Books and artwork	1,802,530	198,400	-	2,000,930
Infrastructure	16,648,150	9,730,283	-	26,378,433
<b>Total capital assets being depreciated</b>	<b>105,396,871</b>	<b>12,494,748</b>	<b>(335,867)</b>	<b>117,555,752</b>
<b>Less accumulated depreciation for:</b>				
Land improvements	4,837,103	639,026	-	5,476,129
Buildings	4,584,981	872,509	-	5,457,490
Building equipment and fixtures	152,885	13,919	-	166,804
Vehicles	4,369,730	640,550	(266,479)	4,743,801
Equipment	4,990,396	376,535	(57,771)	5,309,160
Computer equipment	1,578,861	143,722	-	1,722,583
Recreational equipment	1,853,890	57,628	-	1,911,518
Office furniture and fixtures	1,330,083	365,754	-	1,695,837
Office equipment	116,356	13,313	-	129,669
Recreational facilities	12,672,161	867,039	-	13,539,200
Books and artwork	1,118,075	269,999	-	1,388,074
Infrastructure	9,511,596	337,990	-	9,849,586
<b>Total accumulated depreciation</b>	<b>47,116,117</b>	<b>4,597,984</b>	<b>(324,250)</b>	<b>51,389,851</b>
<b>Total capital assets being depreciated, net</b>	<b>58,280,754</b>	<b>7,896,764</b>	<b>(11,617)</b>	<b>66,165,901</b>
<b>Governmental activities capital assets, net</b>	<b>\$ 141,733,675</b>	<b>\$ 8,908,322</b>	<b>(1,188,151)</b>	<b>\$ 149,453,846</b>

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 3 – CAPITAL ASSETS (CONTINUED)

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

**Governmental activities:**

General government administration	\$	1,037,406
Public safety		828,820
Public works		1,961,406
Library		770,352
<b>Total depreciation expense</b>	<b>\$</b>	<b>4,597,984</b>

### NOTE 4 – CAPITALIZED LEASES

At September 30, 2018, approximately \$4,350,618 in accumulated depreciation has been recorded in the government-wide financial statements related to assets costing \$7,873,209 purchased under capital leases. The current portion of the outstanding liability related to these capital leases at September 30, 2018 reported in the government-wide financial statements totaled \$1,287,289. The remaining long-term portion of these capital lease obligations reported in the government-wide financial statements totaled \$2,733,261 at September 30, 2018.

The following schedule shows the future minimum lease payments at September 30, 2018:

Fiscal year	Interest	Principal	Total Lease Payment
2019	\$ 74,370	\$ 1,287,289	\$ 1,361,659
2020	53,339	1,168,541	1,221,880
2021	31,296	584,522	615,818
2022	19,688	385,021	404,709
2023	13,031	215,548	228,579
2024 and thereafter	12,573	379,629	392,202
<b>Total</b>	<b>\$ 204,297</b>	<b>\$ 4,020,550</b>	<b>\$ 4,224,847</b>

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 5 – ACCOUNTS RECEIVABLE

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

Sales taxes	\$ 1,513,420
Property taxes	288,746
Franchise fees	120,000
Transport receivable	110,473
Intergovernmental	168,055
Other receivables	236,633
<b>Total</b>	<b>\$ 2,437,327</b>

### 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, 2018:

Warrant obligations at September 30, 2017	\$ 63,505,000
Principal payments	(2,912,346)
Payment to bond escrow agent	(9,297,654)
Debt issuance	55,770,000
Total principal outstanding	107,065,000
Unamortized bond issuance discount	(109,787)
Unamortized bond premium	3,604,701
<b>Total warrant obligations at September 30, 2018</b>	<b>\$ 110,559,914</b>

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 6 – LONG-TERM DEBT (CONTINUED)

Outstanding warrant obligations of the City at September 30, 2018 consist of the following:

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.	\$ 450,000
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.	5,045,000
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.	2,195,000
General Obligation Warrants, Qualified Energy Conservation Bonds (QECCB) Series 2013 were issued in the principal amount of \$4,245,000 in May 2013. The warrants bear interest at an average of 2.20%, payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2033 and are callable at any time without penalty. (Net of \$903,771 held in sinking fund for repayment)	3,341,229
General Obligation Warrants, Series 2013A were issued in the principal amount of \$10,000,000 in December 2013. The warrants bear interest at an average of 4.00%, payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2033 and are callable at any time without penalty.	10,000,000
General Obligation Warrants, Series 2014 were issued in the principal amount of \$9,605,000 in January 2014. The warrants bear interest at an average of 3.00%, payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2031 and are callable at any time without penalty.	8,010,000
General Obligation Warrants, Series 2014 (CWSRF-DL) were issued in the principal amount of \$960,000 in September 2014. The warrants bear interest at an average of 2.00%, payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2034 and are callable at any time without penalty.	800,000
General Obligation Warrants, Series 2015 were issued in the principal amount of \$9,205,000 in August 2015. The warrants bear interest at an average of 2.00%, 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.	8,740,000
General Obligation Warrants, Series 2016 were issued in the principal amount of \$11,810,000 in June 2016. The warrants bear interest at an average of 3.00%, 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.	11,810,000
General Obligation Warrants, Series 2018 was issued in the principal amount of \$55,770,000 in August 2018. The warrants bear interest at an average of 3.75%, payable semiannually on February 1 and August 1. The warrants mature serially with a final maturity in 2048 and are callable at any time without penalty.	55,770,000
<b>Total outstanding</b>	<b>106,161,229</b>
<b>Amount held in sinking fund for QECCB payment</b>	<b>903,771</b>
<b>Total warrant obligations</b>	<b>\$ 107,065,000</b>

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 6 – LONG-TERM DEBT (CONTINUED)

The following schedule shows the debt service requirements at September 30, 2018:

Fiscal year	Debt Service Related to Principal	Debt Service Related to Interest	Total Debt Service
2019	\$ 3,760,000	\$ 3,929,426	\$ 7,689,426
2020	3,790,000	3,906,436	7,696,436
2021	3,935,000	3,746,499	7,681,499
2022	4,075,000	3,602,386	7,677,386
2023	4,220,000	3,448,030	7,668,030
2024-2028	22,660,000	14,680,753	37,340,753
2029-2033	28,950,000	10,010,921	38,960,921
2034-2038	9,830,000	6,064,588	15,894,588
2039-2043	11,750,000	4,081,100	15,831,100
2044-2048	14,095,000	1,735,400	15,830,400
	<u>\$107,065,000</u>	<u>\$ 55,205,539</u>	<u>\$162,270,539</u>

The total interest paid by the City during 2018 relative to the above warrants was \$2,409,093.

The City makes annual contributions into an invested sinking fund in the amount of \$171,051 each fiscal year to pay the principal payment on the QECB warrants. This amount is included in the table above as debt service requirements. These amounts are held in the sinking fund and applied to the payment of the principal of the Warrants at maturity on February 1, 2033. The balance in the sinking fund is \$903,771 as of September 30, 2018.

The City issued its General Obligation Warrants, Series 2016, dated July 14, 2016, in the principal amount of \$11,810,000. The Warrant proceeds were used to currently refund the remaining Series 2009-A Warrants and to finance certain capital improvement projects as outlined in the Warrant indenture. Interest is payable semiannually on February 1<sup>st</sup> and August 1<sup>st</sup> of each year.

As a result of the refunding the City recorded deferred charges of \$968,875 in the Government-wide Statement of Net Position. These charges represent the difference between the reacquisition price and the net carrying amounts of the refunded warrants. These costs are being amortized over the average remaining life of the refunded warrants. The unamortized portion of these costs as of September 30, 2018 was \$805,714. The transaction resulted in an economic gain of \$669,040.

The City issued its General Obligation Warrants, Series 2018, dated August 22, 2018, in the principal amount of \$55,770,000. The Warrant proceeds were used to currently refund the remaining Series 2007 Warrants and to finance certain capital improvement projects as outlined in the Warrant indenture. Interest is payable semiannually on February 1<sup>st</sup> and August 1<sup>st</sup> of each year.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 7 – PENSION PLAN

#### Plan description

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

The Employees' Retirement System of Alabama (ERS), an agent multiple-employer public employee retirement plan, was established as of October 1, 1945, under the provisions of Act 515 of the Legislature of 1945. The purpose of the ERS is to provide 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 the general administration and operation of ERS is vested in its Board of Control. The ERS Board of Control consists of 13 trustees. The Plan is administered by the Retirement Systems of Alabama (RSA). Title 36-Chapter 27 of the Code of Alabama grants the authority to establish and amend the benefit terms to the ERS Board of Control. The Plan issues a publicly available financial report that can be obtained at [www.rsa-al.gov](http://www.rsa-al.gov).

The ERS Board of Control consists of 13 trustees as follows:

- 1) The Governor, ex officio.
- 2) The State Treasurer, ex officio.
- 3) The State Personnel Director, ex officio.
- 4) The State Director of Finance, ex officio.
- 5) Three vested members of ERS appointed by the Governor for a term of four years, no two of whom are from the same department of state government nor from any department of which an ex officio trustee is the head.
- 6) Six members of ERS who are elected by members from the same category of ERS for a term of four years as follows:
  - a. Two retired members with one from the ranks of retired state employees and one from the ranks of retired employees of a city, county, or a public agency each of whom is an active beneficiary of ERS.
  - b. Two vested active state employees.
  - c. Two vested active employees of an employer participating in ERS pursuant to § 36-27-6.

#### Benefits provided

State law establishes retirement benefits as well as death and disability benefits and any ad hoc increase in postretirement benefits for the ERS. Benefits for ERS members vest after 10 years of creditable service. State employees who retire after age 60 (52 for State Police) with 10 years or more of creditable service or with 25 years of service (regardless of age) are entitled to an annual retirement benefit, payable monthly for life. Local employees who retire after age 60 with 10 years



## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 7 – PENSION PLAN (CONTINUED)

#### Benefits provided (continued)

or more of creditable service or with 25 or 30 years of service (regardless of age), depending on the particular entity's election, are entitled to an annual retirement benefit, payable monthly for life. Service and disability retirement benefits are based on a guaranteed minimum or a formula method, with the member receiving payment under the method that yields the highest monthly benefit. Under the formula method, members of the ERS (except State Police) are allowed 2.0125% of their average final compensation (highest 3 of the last 10 years) for each year of service. State Police are allowed 2.875% for each year of State Police service in computing the formula method.

Act 377 of the Legislature of 2012 established a new tier of benefits (Tier 2) for members hired on or after January 1, 2013. Tier 2 ERS members are eligible for retirement after age 62 (56 for State Police) with 10 years or more of creditable service and are entitled to an annual retirement benefit, payable monthly for life. Service and disability retirement benefits are based on a guaranteed minimum or a formula method, with the member receiving payment under the method that yields the highest monthly benefit. Under the formula method, Tier 2 members of the ERS (except State Police) are allowed 2.0125% of their average final compensation (highest 5 of the last 10 years) for each year of service. State Police are allowed 2.875% for each year of state police service in computing the formula method.

Members are eligible for disability retirement if they have 10 years of credible service, are currently in-service, and determined by the RSA Medical Board to be permanently incapacitated from further performance of duty. Preretirement death benefits are calculated and paid to the beneficiary on the member's age, service credit, employment status and eligibility for retirement.

The ERS serves approximately 846 local participating employers. These participating employers include 297 cities, 65 counties, and 514 other public entities. The ERS membership includes approximately 86,109 participants. As of September 30, 2017, membership consisted of:

Retirees and beneficiaries currently receiving benefits	23,853
Terminated employees entitled to but not yet receiving benefits	1,401
Terminated employees not entitled to a benefit	7,154
Active Members	<u>55,941</u>
Total	<u>88,349</u>

#### Contributions

Covered members of the ERS contributed 5% of earnable compensation to the ERS as required by statute until September 30, 2011. From October 1, 2011, to September 30, 2012, covered members of the ERS were required by statute to contribute 7.25% of earnable compensation. Effective October 1, 2012, covered members of the ERS are required by statute to contribute 7.50% of earnable compensation. Certified law enforcement, correctional officers, and firefighters of the ERS contributed 6% of earnable compensation as required by statute until September 30, 2011. From

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 7 – PENSION PLAN (CONTINUED)

#### Contributions (continued)

October 1, 2011, to September 30, 2012, certified law enforcement, correctional officers, and firefighters of the ERS were required by statute to contribute 8.25% of earnable compensation. Effective October 1, 2012, certified law enforcement, correctional officers, and firefighters of the

ERS are required by statute to contribute 8.50% of earnable compensation. State Police of the ERS contribute 10% of earnable compensation. ERS local participating employers are not required by statute to increase contribution rates for their members. The City Council elected to increase the employee contribution rates as described above as provided in Act 2011-676 of the Regular Session of the 2011 Alabama Legislature effective October 1, 2011.

Tier 2 covered members of the ERS contribute 6% of earnable compensation to the ERS as required by statute. Tier 2 certified law enforcement, correctional officers, and firefighters of the ERS are required by statute to contribute 7% of earnable compensation. Tier 2 State Police members of the ERS contribute 10% of earnable compensation. These contributions rates are the same for Tier 2 covered members of ERS local participating employers.

The ERS establishes rates based upon an actuarially determined rate recommended by an independent actuary. The actuarially determined rate is the estimated amount necessary to finance the costs of benefits earned by employees during the year, with additional amounts to finance any unfunded accrued liability, the pre-retirement death benefit and administrative expenses of the Plan. For the year ended September 30, 2018, the City's active employee contribution rate was 12.27% of covered employee payroll and the City's average contribution rate to fund the normal and accrued liability costs was 11.82%.

The City's contractually required contribution rate for the year ended September 30, 2018 was 12.72% of pensionable pay for Tier 1 employees and 10.33% of pensionable pay for Tier 2 employees. These required contribution rates are based upon the actuarial valuation dated September 30, 2015, a percent of annual pensionable payroll, and actuarially determined as an amount that, when combined with member contributions, is expected to finance the costs of benefits earned by members during the year, with an additional amount to finance any unfunded accrued liability. Total employer contributions to the pension plan were \$2,072,633 for the year ended September 30, 2018.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 7 – PENSION PLAN (CONTINUED)

#### Net pension liability

The City's net pension liability was measured as of September 30, 2016, and the total pension liability used to calculate the net pension liability was determined by an actuarial valuation as of September 30, 2015 rolled forward to September 30, 2016 using standard roll-forward techniques as shown in the following table:

<b>Total Pension Liability Roll Forward</b>		
<b>Total Pension Liability</b>	Expected	Actual
as of September 30, 2016 (a)	\$ 76,403,160	\$ 76,894,185
<b>Entry Age Normal Cost for</b>		
October 1, 2016 – September 30, 2017 (b)	1,486,956	1,486,956
Transfers Among Employers	-	(128,346)
<b>Actual Benefit Payment and Refunds for</b>		
October 1, 2016 – September 30, 2017 (c)	(3,846,705)	(3,846,705)
<b>Total Pension Liability</b>		
as of September 30, 2017		
[(a) x (1.08)] + (b) – [(c) x (1.04)]	\$ 79,815,596	\$ 80,216,330
Difference between Expected and Actual		\$ 400,734
Less liability transferred for immediate recognition		(128,346)
Experience (Gain)/Loss		\$ 529,080

#### Actuarial assumptions

The total pension liability as of September 30, 2017 was determined based on the annual actuarial funding valuation report prepared as of September 30, 2016. The key actuarial assumptions are summarized below:

Inflation	2.75%
Salary increases	3.25%-5.00%
Investment rate of return	7.75%*

\*Net of pension plan investment expense

Mortality rates for ERS were based on the sex distinct RP-2000 Blue Collar Mortality Table Projected with Scale BB to 2020 with an adjustment of 125% at all ages for males and 120% for females ages 78 and older. The rates of mortality for the period after disability retirement are according to the sex distinct RP-2000 Disabled Retiree Mortality Table Projected with Scale BB to 2020 with an adjustment of 130% at all ages for females.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 7 – PENSION PLAN (CONTINUED)

#### Actuarial assumptions (continued)

The actuarial assumptions used in the September 30, 2016 valuation were based on the results of an investigation of the economic and demographic experience for the ERS based upon participant data as of September 30, 2015. The Board of Control accepted and approved these changes in September 2016, which became effective at the beginning of fiscal year 2016.

The long-term expected rate of return on pension plan investments was determined using a log-normal distribution analysis in which best-estimate ranges of expected future real rates of return (expected returns, net of pension plan investment expense and inflation) are developed for each major asset class.

These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. The target asset allocation and best estimates of geometric real rates of return for each major asset class are as follows:

	Target Allocation	Long-Term Expected Rate of Return*
<b>Fixed Income</b>	17.00%	4.40%
<b>U.S. Large Stocks</b>	32.00%	8.00%
<b>U.S. Mid Stocks</b>	9.00%	10.00%
<b>U.S. Small Stocks</b>	4.00%	11.00%
<b>International Developed Market Stocks</b>	12.00%	9.50%
<b>International Emerging Market Stocks</b>	3.00%	11.00%
<b>Alternatives</b>	10.00%	10.10%
<b>Real Estate</b>	10.00%	7.50%
<b>Cash Equivalents</b>	3.00%	1.50%
<b>Total</b>	<b>100.00%</b>	

#### Discount rate

The discount rate used to measure the total pension liability was the long-term rate of return, 7.75%. The projection of cash flows used to determine the discount rate assumed that plan member contributions will be made at the current contribution rate and that the employer contributions will be made in accordance with the funding policy adopted by the ERS Board of Control. Based on those assumptions, components of the pension plan's fiduciary net position were projected to be available to make all projected future benefit payments of current plan members. Therefore, the long-term expected rate of return on pension plan investments was applied to all periods of projected benefit payments to determine the total pension liability.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 7 – PENSION PLAN (CONTINUED)

#### Changes in net pension liability

	Total Pension Liability (a)	Plan Fiduciary Net Position (b)	Net Pension Liability (Asset) (a)-(b)
<b>Balances at September 30, 2016</b>	\$ 76,403,160	\$ 49,442,336	\$ 26,960,824
Changes for the year:			
Service cost	1,486,956	-	1,486,956
Interest	5,772,185	-	5,772,185
Difference between expected and actual experience	529,080	-	529,080
Contributions – employer	-	2,076,923	(2,076,923)
Contributions – employee	-	984,086	(984,086)
Net investment income	-	6,272,112	(6,272,112)
Benefit payments, including refunds of employee contributions	(3,846,705)	(3,846,705)	-
Transfers among employers	(128,346)	(128,346)	-
Net changes	3,813,170	5,358,070	(1,544,900)
<b>Balances at September 30, 2017</b>	\$ 80,216,330	\$ 54,800,406	\$ 25,415,924

#### Sensitivity of the net pension liability to changes in the discount rate

The following table presents the City's net pension liability calculated using the discount rate of 7.75%, as well as what the City's proportionate share of the net pension liability would be if it were calculated using a discount rate that is 1-percentage point lower (6.75%) or 1-percentage-point higher (8.75%) than the current rate:

	1% Decrease 6.75	Current Discount Rate 7.75	1% Increase 8.75
Plan's net pension liability	\$ 34,942,823	\$ 25,415,924	\$ 17,352,372

#### Pension plan fiduciary net position

Detailed information about the pension plan's fiduciary net position is available in the separately issued RSA Comprehensive Annual Report for the fiscal year ended September 30, 2017. The supporting actuarial information is included in the GASB Statement No. 68 Report for the ERS prepared as of September 30, 2017. The auditors' report dated August 31, 2018 on the Schedule of Changes in Fiduciary Net Position by Employer and accompanying notes are also available. The additional financial and actuarial information is available at [www.rsa-al.gov](http://www.rsa-al.gov).

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 7 – PENSION PLAN (CONTINUED)

#### Pension expense and deferred outflows of resources and deferred inflows of resources related to pensions

For the year ended September 30, 2018, the City recognized pension expense of \$3,095,567. At September 30, 2017, the reported deferred outflows of resources and deferred inflows of resources related to pensions of the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience	\$ 1,743,479	\$ -
Changes of assumptions	2,705,601	-
Net difference between projected and actual earnings on plan investments	-	1,669,539
Employer contributions subsequent to the measure date	2,072,633	-
<b>Total</b>	<b>\$ 6,521,713</b>	<b>\$ 1,669,539</b>

The City reported \$2,072,633 as deferred outflows of resources related to pensions resulting from City contributions subsequent to the measurement date, which will be recognized as a reduction of the net pension liability in the year ended September 30, 2018. Other amounts reported as deferred outflows of resources and deferred inflows of resources to pensions will be recognized in pension expense as follows:

<b>Year Ended September 30:</b>	
2019	\$ 561,625
2020	884,005
2021	272,266
2022	406,216
2023	593,185
Thereafter	62,244
<b>Total</b>	<b>\$ 2,779,541</b>

## City of Vestavia Hills, Alabama Notes to Financial Statements

### 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.

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 estimated current portion of accrued vacation at September 30, 2018 reported in the government-wide financial statements is \$373,846. The remaining long-term incurred portion of the accrued vacation of the governmental activities at September 30, 2018 totaled \$2,118,459.

### NOTE 9 – OTHER POST-EMPLOYMENT BENEFITS

#### General information about the OPEB Plan

Plan description – The City of Vestavia Hills (the City) provides certain continuing health care and life insurance benefits for its retired employees. The City of Vestavia Hills' OPEB Plan (the OPEB Plan) is a single-employer defined benefit OPEB plan administered by the City. The authority to establish and/or amend the obligation of the employer, employees and retirees rests with the City. No assets are accumulated in a trust that meets the criteria in Governmental Accounting Standards Board (GASB) Codification Section P52 Postemployment Benefits Other Than Pensions—Reporting For Benefits Not Provided Through Trusts That Meet Specified Criteria—Defined Benefit.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 9 – OTHER POST-EMPLOYMENT BENEFITS (CONTINUED)

#### General information about the OPEB Plan (continued)

Benefits Provided – Medical benefits are provided through a comprehensive medical plan and are made available to employees upon actual retirement. The earliest retirement eligibility provisions are as follows: 25 years of service at any age; or, age 60 and 10 years of service (called "Tier I members"). Employees hired on and after January 1, 2013 (called "Tier II" members) are eligible to retire only after attainment of age 62 or later completion of 10 years of service.

Employees covered by benefit terms – At September 30, 2018, the following employees were covered by the benefit terms:

Inactive employees or beneficiaries currently receiving benefit payments	11
Inactive employees entitled to but not yet receiving benefit payments	-
Active employees	256
	267

#### Total OPEB liability

The City's total OPEB liability of \$784,922 was measured as of September 30, 2018 and was determined by an actuarial valuation as of that date.

Actuarial Assumptions and other inputs – The total OPEB liability in the September 30, 2018 actuarial valuation was determined using the following actuarial assumptions and other inputs, applied to all periods included in the measurement, unless otherwise specified:

Inflation	2.5%
Salary increases	4.0%, including inflation
Discount rate	3.63% annually (Beginning of Year to Determine ADC) 4.18%, annually (As of End of Year Measurement Date)
Healthcare cost trend rates	Flat 5.5% annually

The discount rate was based on the average of the Bond Buyers' 20 Year General Obligation municipal bond index as of September 30, 2018, the end of the applicable measurement period.

Mortality rates were based on the RP-2000 Table without projection with 50%/50% unisex blend.

The actuarial assumptions used in the September 30, 2018 valuation were based on the results of ongoing evaluations of the assumptions from October 1, 2009 to September 30, 2018.



## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 9 – OTHER POST-EMPLOYMENT BENEFITS (CONTINUED)

#### Changes in the total OPEB liability

Balance at September 30, 2017	\$ 814,819
Changes for the year:	
Service cost	21,139
Interest	28,260
Differences between expected and actual experience	41,998
Changes in assumptions	(48,684)
Benefit payments and net transfers	(72,610)
Net changes	(29,897)
 Balance at September 30, 2018	 \$ 784,922

#### Sensitivity of the total OPEB liability to changes in the discount rate

The following presents the total OPEB liability of the City, as well as what the City's total OPEB liability would be if it were calculated using a discount rate that is 1-percentage-point lower (3.18%) or 1-percentage-point higher (5.18%) than the current discount rate:

	1.0% Decrease (3.18%)	Current Discount Rate (4.18%)	1.0% Increase (5.18%)
Total OPEB liability	\$ 880,333	\$ 784,922	\$ 701,944

#### Sensitivity of the total OPEB liability to changes in the healthcare cost trend rates

The following presents the total OPEB liability of the City, as well as what the City's total OPEB liability would be if it were calculated using healthcare cost trend rates that are 1-percentage-point lower (4.5%) or 1-percentage-point higher (6.5%) than the current healthcare trend rates:

	1.0% Decrease (4.5%)	Current Trend (5.5%)	1.0% Increase (6.5%)
Total OPEB liability	\$ 692,784	\$ 784,922	\$ 891,433

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 9 – OTHER POST-EMPLOYMENT BENEFITS (CONTINUED)

#### OPEB expense and deferred outflows of resources and deferred inflows of resources related to OPEB

For the year ended September 30, 2018, the City recognized OPEB expense of \$49,005. At September 30, 2018, the City reported deferred outflows of resources and deferred inflows of resources related to OPEB from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience	\$ 39,528	\$ -
Changes in assumptions	-	45,820
<b>Total</b>	<b>\$ 39,528</b>	<b>\$ 45,820</b>

Amounts reported as deferred outflows of resources and deferred inflows of resources related to OPEB will be recognized in OPEB expense as follows:

Years ending September 30:	
2019	(394)
2020	(394)
2021	(394)
2022	(394)
2023	(394)
Thereafter	(4,322)
<b>Total</b>	<b>(6,292)</b>

### 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.

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.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 10 – DEFERRED COMPENSATION PLAN (CONTINUED)

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. Project commitments

As of September 30, 2018, the City had executed contracts for various project commitments in the amount of \$5,262,991. At September 30, 2018, \$386,000 had been expended on these construction contracts, with \$64,650 assigned in the Fund financial statements.

### NOTE 12 – TAX ABATEMENTS

The City has entered into various tax abatements with property owners, businesses and real estate developers for the purpose of a) recruiting new business development and b) promoting the development of commercial parcels within the City. The agreements have limited terms and are entered into by the City as they are expected to benefit the City to increase revenue. These incentive agreements require approval by the City Council and are authorized by Amendment 772 to the Constitution of Alabama (1901) (Article 94.01 of the Recompiled Constitution of Alabama).

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 12 – TAX ABATEMENTS (CONTINUED)

The incentive agreements generally expire upon the earlier of a specified term of years or the satisfaction of the agreed upon incentive amount. Following is a summary of such agreements:

Nature of Incentive	Type of Tax	% of City Taxes Abated	FYE September 30, 2018 Abatement Amount	Expiration of Incentive <sup>1</sup>	Maximum Incentive Amount
Restaurant development	Sales tax <sup>4</sup>	50%	\$0	December 31, 2027	\$575,000
Retail development	Sales tax <sup>4</sup>	10% <sup>5</sup>	\$860	December 31, 2018	\$750,000
Retail development	Sales tax <sup>4</sup>	10%	\$2,676	December 31, 2018	\$750,000
Commercial development <sup>3</sup>	Ad Valorem tax <sup>2</sup>	100%	\$71,613	August 2034	\$5,150,000
Retail development	Sales tax <sup>4</sup>	10%	\$19,356	December 31, 2019	\$900,000
Retail development	Sales tax <sup>4</sup>	10%	\$0	December 31, 2018	\$750,000
Retail development <sup>6</sup>	Ad Valorem tax <sup>2</sup>	100%	\$52,224	June 2029 <sup>6</sup>	\$3,500,000
Commercial development	Sales tax <sup>4</sup>	75%	\$9,525	March 31, 2022	\$575,000
	Sales tax <sup>4</sup>	50%		March 31, 2027	

1 Earlier of date below, maximum incentive amount or cessation of operations, if applicable

2 Non-educational portion only

3 Of the \$5,150,000 Maximum Incentive amount, \$3,550,000 was paid directly by the City for building modifications and infrastructure improvements and \$1,600,000 will be abated in Ad Valorem taxes.

4 Non-educational portion only and none dedicated to capital reserves

5 Abatement base must be greater than or equals \$52,044

6 Ad Valorem tax abatement was based on anchor tenant generating a certain sales tax amount. The anchor tenant ceased operations in December 2018 ending the Ad Valorem tax abatement.

### NOTE 13 – NEW PRONOUNCEMENTS

The Governmental Accounting Standards Board has issued statements that will become effective in subsequent fiscal years. The statements address:

- Certain asset retirement obligations;
- Fiduciary activities;
- Leases;
- Certain disclosures related to debt, including direct borrowings and direct placements;
- Accounting for interest cost incurred before the end of a construction period; and
- Majority equity interests.

The City is currently evaluating the effects that these statements will have on its financial statements for subsequent fiscal years.

## City of Vestavia Hills, Alabama Notes to Financial Statements

### NOTE 14 – PRIOR PERIOD ADJUSTMENT

The City implemented Governmental Accounting Standards Board (GASB) Statement 75, *Actuarial Valuation of Other Post-employment Benefits (OPEB)*, in the fiscal year ended September 30, 2018. The implementation of the statements required the City to record beginning net OPEB liability and the effect of net position of OPEB activity during the measurement period (fiscal year ended September 30, 2018). As result, beginning net position for the year ended September 30, 2017, decreased as follows by \$814,819.

### NOTE 15 – DEVELOPMENT AGREEMENT

In September 2018, the City entered into a development agreement with two other geographically adjoining governments to provide infrastructure improvements. As part of this development agreement, the City has entered into a funding agreement to provide annual payments of \$75,000 beginning in 2019 through 2025 for infrastructure improvements.

### NOTE 16 – SUBSEQUENT EVENTS

In October 2018, the City sold real estate to a commercial entity in the amount of \$1,800,000.

In May 2019, the City entered into an agreement to swap parcels of land with the Vestavia Hills Board of Education. Also, the City agreed to use excess Community Space funds to cover 25% of the cost of debt service in relation to the additional costs needed by the school system, which is anticipated to be \$280,000 per year for ten years.

## **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, 2018*

	Budget - Original and Final	General Fund Actual	Variance
<b>Revenues</b>			
Taxes	\$ 29,267,736	\$ 32,350,470	\$ 3,082,734
Licenses and permits	4,436,934	4,750,948	314,014
Charges for services	341,000	363,932	22,932
Fines and forfeitures	350,000	278,499	(71,501)
Fees	2,755,457	2,795,113	39,656
Grants	652,520	643,018	(9,502)
Proceeds from sale of assets	7,500	21,325	13,825
Investment revenues	136,574	216,460	79,886
Other revenues	619,235	684,129	64,894
<b>Total revenues</b>	<b>38,566,956</b>	<b>42,103,894</b>	<b>3,536,938</b>
<b>Expenditures</b>			
General government administration	5,679,669	6,052,912	(373,243)
Public safety	18,224,860	17,869,311	355,549
Public works	7,715,492	7,807,832	(92,340)
Library	1,855,944	1,780,591	75,353
Capital outlay	197,000	373,901	(176,901)
<b>Total expenditures</b>	<b>33,672,965</b>	<b>33,884,547</b>	<b>(211,582)</b>
<b>Excess of revenues over expenditures</b>	<b>4,893,991</b>	<b>8,219,347</b>	<b>3,325,356</b>
<b>Other financing sources (uses)</b>			
Operating transfers in	50,000	50,000	-
Operating transfers out	(4,943,991)	(7,084,992)	(2,141,001)
<b>Total other financing sources (uses)</b>	<b>(4,893,991)</b>	<b>(7,034,992)</b>	<b>(2,141,001)</b>
<b>Excess of revenues and other financing sources over (under) expenditures</b>	<b>-</b>	<b>1,184,355</b>	<b>1,184,355</b>
<b>Fund balances, beginning of year</b>	<b>13,461,519</b>	<b>13,358,516</b>	<b>(103,003)</b>
<b>Fund balances, end of year</b>	<b>\$ 13,461,519</b>	<b>\$ 14,542,871</b>	<b>\$ 1,081,352</b>

**City of Vestavia Hills, Alabama**  
**Statement of Revenues, Expenditures, and Changes in Fund Balances**  
**Budget to Actual—E-911 Fund**

*Year ended September 30, 2018*

	<b>Budget - Original and Final</b>	<b>E-911 Fund Actual</b>	<b>Variance</b>
<b>Revenues</b>			
Fees	\$ 782,250	\$ 766,364	\$ (15,886)
Investment revenues	-	2,677	2,677
<b>Total revenues</b>	<b>782,250</b>	<b>769,041</b>	<b>(13,209)</b>
<b>Expenditures</b>			
Public safety	765,089	729,402	35,687
Capital outlay	964,638	952,168	12,470
<b>Total expenditures</b>	<b>1,729,727</b>	<b>1,681,570</b>	<b>48,157</b>
<b>Excess of revenues over expenditures</b>	<b>(947,477)</b>	<b>(912,529)</b>	<b>34,948</b>
<b>Other financing sources (uses)</b>			
Other financing sources - capital lease	964,638	951,500	(13,138)
<b>Total other financing sources (uses)</b>	<b>964,638</b>	<b>951,500</b>	<b>(13,138)</b>
<b>Excess of revenues and other financing sources over (under) expendit</b>	<b>17,161</b>	<b>38,971</b>	<b>21,810</b>
<b>Fund balances, beginning of year</b>	<b>355,008</b>	<b>355,008</b>	<b>-</b>
<b>Fund balances, end of year</b>	<b>\$ 372,169</b>	<b>\$ 393,979</b>	<b>\$ 21,810</b>



**City of Vestavia Hills, Alabama**  
**Schedule of Changes in the Net Pension Liability**  
**and Related Ratios**  
**(As of Measurement Date)**

<b>Schedule of Changes in Net Pension Liability</b>	<b>2017</b>	<b>2016</b>	<b>2015</b>
<b>Total pension liability</b>			
Service cost	\$ 1,486,956	\$ 1,379,763	\$ 1,319,081
Interest	5,772,185	5,371,641	4,970,899
Differences between expected and actual experience	529,080	141,280	2,132,828
Changes of assumptions	-	3,809,927	-
Benefit payments, including refunds of employee contributions	(3,846,705)	(3,436,179)	(3,390,895)
Transfers among employees	(128,346)	273,131	-
<b>Net change in total pension liability</b>	<b>3,813,170</b>	<b>7,539,563</b>	<b>5,031,913</b>
<b>Total pension liability - beginning</b>	<b>76,403,160</b>	<b>68,863,597</b>	<b>63,831,684</b>
<b>Total pension liability - ending (a)</b>	<b>\$ 80,216,330</b>	<b>\$ 76,403,160</b>	<b>\$ 68,863,597</b>
<b>Plan Fiduciary Net Position</b>			
Contributions - employer	\$ 2,076,923	\$ 1,852,693	\$ 1,777,403
Contributions - employee	984,086	974,431	916,651
Net investment income	6,272,112	4,585,395	532,576
Benefit payments, including refunds of employee contributions	(3,846,705)	(3,436,179)	(3,390,895)
Transfers among employers	(128,346)	273,131	235,587
<b>Net change in plan fiduciary net position</b>	<b>5,358,070</b>	<b>4,249,471</b>	<b>71,322</b>
<b>Plan net position - beginning</b>	<b>49,442,336</b>	<b>45,192,865</b>	<b>45,121,543</b>
<b>Plan net position - ending (b)</b>	<b>\$ 54,800,406</b>	<b>\$ 49,442,336</b>	<b>\$ 45,192,865</b>
<b>Net pension liability - ending (a) - (b)</b>	<b>\$ 25,415,924</b>	<b>\$ 26,960,824</b>	<b>\$ 23,670,732</b>
<b>Plan fiduciary net position as a percentage of total pension liability</b>	<b>68.32%</b>	<b>64.71%</b>	<b>65.63%</b>
<b>Covered payroll*</b>	<b>\$ 16,582,596</b>	<b>\$ 15,839,133</b>	<b>\$ 15,248,055</b>
<b>Net pension liability as a percentage of covered employee payroll</b>	<b>153.27%</b>	<b>170.22%</b>	<b>155.24%</b>

\*Employer's covered payroll during the measurement period is the total covered payroll. For FY 2018 the measurement October 1, 2016-September 30, 2017.

**City of Vestavia Hills, Alabama**  
**Schedule of Employer Pension Contributions**  
**(As of Fiscal Year End)**

	<b>2018</b>	<b>2017</b>	<b>2016</b>
Actuarially Determined Contribution	\$ 2,072,633	\$ 2,132,174	\$ 1,911,298
Employer Contributions to Pension Plan	2,072,633	2,132,174	1,911,298
Annual Contribution Deficiency (Excess)	\$ -	\$ -	\$ -
Covered Payroll*	\$ 16,890,643	\$ 16,582,596	\$ 15,839,133
Employer Contributions to Pension Plan as a % of Covered Payroll	12.27%	12.86%	12.07%

\*Employer's covered payroll for the year ending 2018 is the total covered payroll for the 12 month period underlying the statement.

**City of Vestavia Hills, Alabama**  
**Schedule of Changes in Net OPEB Liability and Related Ratios**  
**For the Year Ended September 30, 2018**

<b>Total OPEB Liability</b>	
Service cost	\$ 21,139
Interest	28,260
Differences between expected and actual experience	41,998
Changes of assumptions	(48,684)
Benefit payments	<u>(72,610)</u>
<b>Net change in total OPEB liability</b>	<b>(29,897)</b>
<b>Total OPEB liability - beginning</b>	<b><u>814,819</u></b>
<b>Total OPEB liability - ending (a)</b>	<b><u><u>784,922</u></u></b>
Covered - employee payroll	15,211,679
Net OPEB liability as a percentage of covered - employee payroll	5.16%

**Notes to Schedule:**

*Benefit changes* - There were no changes of benefit terms for the year ended September 30, 2018.

*Changes of assumptions* - The discount rate as of 9/30/2017 was 3.63% and it changed to 4.18% as of 9/30/2018.

This schedule is intended to show information for 10 years. Additional years will be displayed as they become available.

**City of Vestavia Hills, Alabama**  
**Schedule of Employer OPEB Contributions**  
**Year Ended September 30, 2018**

Actuarially determined contribution (ADC)	\$ 66,166
Contributions in relation to the actuarially determined contribution:	
Employee contributions to trust	-
Employer paid - retiree premiums	-
Employer paid - expenses	(72,610)
<hr/>	
Contribution deficiency (excess)	\$ (6,444)
<hr/>	
Covered annual payroll	\$ 15,211,679
Contributions as a percentage of covered employee payroll	-0.48%

## Notes to Schedule:

Valuation date	10/1/2017
	Actuarially determined contributions are calculated as of the last day of the fiscal year in which contributions are reported.
Actuarial cost method	Individual Entry Age Normal
Amortization method	Level dollar, open
Amortization period	30 years
Asset valuation method	Market value
Inflation	2.5% annually
Health care trend	Flat 5.5% annually
Salary increases	4.0% annually
Discount rate	3.63% annually (beginning of year to determine the actuarially determined contributions (ADC))
	4.18% annually (as of end of year measurement date)
Retirement age	Three years after the earlier of 1) 25 years of service at any age or 2) attainment of age 60 and 10 years of service with the City. Employees hired on or after January 1, 2013, are not eligible to retire until 62.
Mortality	RP-2000 without projections, 50% unisex blend
Turnover	Age specific table with an average of 10% when applied to the active census
Decline rate	27% of future eligible retirees will decline coverage because of high retiree contributions and another 43% will wait until Medicare eligibility for same reason.

This schedule is intended to show information for 10 years. Additional years will be displayed as information become available.

## City of Vestavia Hills, Alabama Notes to Required Supplementary Information

### **NOTE 1 – 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 is 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 18, 2017.

### **NOTE 2 – SCHEDULE OF CHANGES IN NET PENSION LIABILITY**

The total pension liabilities presented in these schedules were provided by the Retirement Systems of Alabama's actuarial consultants, Cavanaugh Macdonald Consulting, LLC. The net pension liability is measured as the total pension liability less the components of the plan net position reserved to fund the total pension liability. Those components are annuity savings and pension accumulation. The related ratios show plan net position as a percentage of the total pension liability and the net pension liability as a percentage of covered employee payroll.

### **NOTE 3 – SCHEDULE OF EMPLOYER PENSION CONTRIBUTIONS**

Contributions were made in accordance with actuarially determined contribution requirements. The employer contribution rate expressed as a percent of payroll is determined annually by reviewing a variety of factors including benefits promised, member contributions, investment earnings, mortality, and withdrawal experience. The City's employer contribution rates were 12.72% for tier 1 employees (hired before January 1, 2013) and 10.61% for tier 2 employees (hired after January 1, 2013).

### **NOTE 4 – SCHEDULE OF CHANGES IN NET OPEB LIABILITY**

The net OPEB liability presented in these schedules were provided by the City's actuarial consultants, Fontenot Benefits and Actuarial Consulting. The net OPEB liability is measured as the total OPEB liability less the components of the plan net position reserved to fund the total OPEB liability. The related ratios show plan net position as a percentage of the total OPEB liability and the net OPEB liability as a percentage of employee covered payroll.

**City of Vestavia Hills, Alabama**  
**Notes to Required Supplementary Information**

**NOTE 5 – SCHEDULE OF EMPLOYER OPEB CONTRIBUTIONS**

There were no contributions to the plan outside of employer-paid retiree premiums for the year ended September 30, 2018.

## **SUPPLEMENTARY INFORMATION**

## City of Vestavia Hills, Alabama Combining Balance Sheet—Other Governmental Funds

*Year ended September 30, 2018*

	<b>State Shared Gasoline Tax Funds</b>		
	<b>Four Cent</b>	<b>Five Cent</b>	<b>Seven Cent</b>
<b>Assets</b>			
Cash and temporary investments	\$ 184,575	\$ 48,527	\$ 85,177
Accounts receivable, net of allowance for uncollectibles	19,313	9,389	38,765
Interfund receivables	-	-	27,644
<b>Total assets</b>	<b>\$ 203,888</b>	<b>\$ 57,916</b>	<b>\$ 151,586</b>
<b>Liabilities</b>			
Accounts payable	\$ -	\$ -	\$ 78,724
Interfund payable	18,583	9,061	-
<b>Total liabilities</b>	<b>18,583</b>	<b>9,061</b>	<b>78,724</b>
<b>Fund equity</b>			
Fund balance:			
Restricted for road maintenance	185,305	48,855	72,862
Assigned	-	-	-
Unassigned (deficit)	-	-	-
<b>Total fund equity</b>	<b>185,305</b>	<b>48,855</b>	<b>72,862</b>
<b>Total liabilities and fund equity</b>	<b>\$ 203,888</b>	<b>\$ 57,916</b>	<b>\$ 151,586</b>



<b>Court &amp; Corrections</b>	<b>Library</b>	<b>Capital Projects - Sidewalks</b>	<b>Vehicle Tags</b>	<b>Totals</b>
\$ 400	\$ 306,660	\$ 302,609	\$ 273,684	\$ 1,201,632
-	-	-	-	67,467
-	-	-	-	27,644
<b>\$ 400</b>	<b>\$ 306,660</b>	<b>\$ 302,609</b>	<b>\$ 273,684</b>	<b>\$ 1,296,743</b>
\$ 6,425	\$ 38,099	\$ -	\$ 140,800	\$ 264,048
-	-	-	101,524	129,168
<b>6,425</b>	<b>38,099</b>	<b>-</b>	<b>242,324</b>	<b>393,216</b>
-	-	-	-	307,022
-	268,561	302,609	31,360	602,530
(6,025)	-	-	-	(6,025)
<b>(6,025)</b>	<b>268,561</b>	<b>302,609</b>	<b>31,360</b>	<b>903,527</b>
<b>\$ 400</b>	<b>\$ 306,660</b>	<b>\$ 302,609</b>	<b>\$ 273,684</b>	<b>\$ 1,296,743</b>

**City of Vestavia Hills, Alabama**  
**Combining Statement of Revenues, Expenditures, and Changes in**  
**Fund Balances—Other Governmental Funds**

*Year ended September 30, 2018*

	State Shared Gasoline Tax Funds		
	Four Cent	Five Cent	Seven Cent
<b>Revenues</b>			
Taxes	\$ 2,222	\$ -	\$ 703,672
License and permits	-	-	21,657
Intergovernmental	214,364	105,472	346,679
Charges for services	-	-	-
Fines and forfeitures	-	-	-
Grants	-	-	-
Interest revenues	-	-	-
Library revenues	-	-	-
<b>Total revenues</b>	<b>216,586</b>	<b>105,472</b>	<b>1,072,008</b>
<b>Expenditures</b>			
General government administration	-	-	-
Public safety	-	-	-
Public works	32,156	57,065	1,038,119
Library	-	-	-
Capital outlay	-	-	6,200
<b>Total expenditures</b>	<b>32,156</b>	<b>57,065</b>	<b>1,044,319</b>
<b>Excess of revenues over (under) expenditures</b>	<b>184,430</b>	<b>48,407</b>	<b>27,689</b>
<b>Other financing sources (uses)</b>			
Operating transfers in	-	-	-
<b>Total other financing sources (uses)</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Excess of revenues and other sources over expenditures and other uses</b>	<b>184,430</b>	<b>48,407</b>	<b>27,689</b>
<b>Fund balance, beginning of year</b>	<b>875</b>	<b>448</b>	<b>45,173</b>
<b>Fund balance, end of year</b>	<b>\$ 185,305</b>	<b>\$ 48,855</b>	<b>\$ 72,862</b>

<b>Court &amp; Corrections</b>	<b>Library</b>	<b>Capital Projects - Sidewalks</b>	<b>Vehicle Tags</b>	<b>Totals</b>
\$ -	\$ -	\$ -	\$ -	\$ 705,894
-	-	-	136,617	158,274
-	-	-	-	666,515
1,850	-	-	-	1,850
393,292	-	-	-	393,292
-	21,982	182,819	-	204,801
87	2,101	1,202	1,614	5,004
-	194,861	-	-	194,861
<u>395,229</u>	<u>218,944</u>	<u>184,021</u>	<u>138,231</u>	<u>2,330,491</u>
436,859	-	-	139,785	576,644
102,240	-	-	-	102,240
-	-	-	-	1,127,340
-	103,837	-	-	103,837
-	137,484	3,019	-	146,703
<u>539,099</u>	<u>241,321</u>	<u>3,019</u>	<u>139,785</u>	<u>2,056,764</u>
<u>(143,870)</u>	<u>(22,377)</u>	<u>181,002</u>	<u>(1,554)</u>	<u>273,727</u>
137,845	-	-	-	137,845
<u>137,845</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>137,845</u>
(6,025)	(22,377)	181,002	(1,554)	411,572
-	290,938	121,607	32,914	491,955
<u>\$ (6,025)</u>	<u>\$ 268,561</u>	<u>\$ 302,609</u>	<u>\$ 31,360</u>	<u>\$ 903,527</u>

**RESOLUTION NUMBER 5179**

**A RESOLUTION RESCHEDULING REGULAR MEETINGS AND/OR  
WORK SESSIONS OF THE VESTAVIA HILLS CITY COUNCIL**

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

1. The regularly scheduled meeting of the Vestavia Hills City Council scheduled for November 11, 2019 is hereby rescheduled for Wednesday, November 13, 2019 beginning at 6 PM on observance of Veteran's Day; and
2. This Resolution Number 5179 shall become effective immediately upon adoption and approval.

**ADOPTED and APPROVED** this the 12<sup>th</sup> day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**RESOLUTION NUMBER 5176**

**A RESOLUTION ACCEPTING A BID FOR RIGHT-OF-WAY MOWING  
WITHIN THE CITY OF VESTAVIA HILLS**

**WHEREAS**, on May 30, 2019 the City of Vestavia Hills publicly read aloud bids submitted for Right-Of-Way mowing (“ROW mowing”); and

**WHEREAS**, the Public Services Director has reviewed the bids, detailed them in an Interoffice Memorandum to the City Manager dated August 1, 2019 and recommended acceptance of the bid submitted by Turf Management. A copy of said Interoffice Memorandum is marked as Exhibit A attached to and incorporated into this Resolution Number 5176 as if written fully therein; and

**WHEREAS**, the Mayor and City Council feel it is in the best public interest to accept the recommendation of the Public Services Director and accept said bid as detailed in Exhibit A.

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

1. The bid submitted by Turf Management as detailed in attached Exhibit A and recommended by the Public Services Director, is hereby accepted; and
2. This Resolution Number 5176 shall become effective immediately upon adoption and approval.

**DONE, ORDERED, ADOPTED and APPROVED** this the 26<sup>th</sup> day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**Vestavia Hills Public Services  
1032 Montgomery Highway  
Vestavia Hills, AL 35216**

**INTEROFFICE MEMO**

Date: August 1, 2019

TO: Jeff Downes  
City Manager

From: Brian Davis  
Public Service Director

RE: ROW Mowing Bid

On May 30 bids were opened for ROW Mowing throughout the city. Two bids were received. Multiple invitations were sent to various contractors. The bids are listed below:

Company	Base Bid	Alternates
Turf Management	\$84,168 per year	\$32,578 per year
Landscape Workshop	\$169,391.33 per year	\$77,840 per year

Turf Management has the expiring contract for the ROW, and I recommend that we accept the bid for the new contract from Turf Management at the next available City Council Meeting. The funds were included in the FY20 budget requests

Please let me know if you have any questions.

CC: Rebecca Leavings  
Christopher Brady  
Jeff Hughes

INVITATION TO BID

CITY OF VESTAVIA HILLS
1032 MONTGOMERY HIGHWAY
VESTAVIA HILLS AL 35216

BIDS TO BE OPENED AT THE CITY OF VESTAVIA HILLS ON May 30, 2019 AT 10:00 AM. BIDS TO BE TURNED IN NO LATER THAN 10:00 AM ON THIS DATE.

DATE: April 24, 2019
BID: ROW Mowing and Maintenance

Ladies and Gentlemen:

Sealed bids will be received by the City of Vestavia Hills, Alabama, in the Office of the City Clerk at the Municipal Center until the above time and date, and opened as soon thereafter as practical. Please return in a sealed envelope marked with the bid name as listed above. Bids must be returned by 10:00 AM by the date listed above. Bids received in the Office of the City Clerk either by hand delivery or mail after the specified date and hour will not be considered.

\*\*\*\*\*

NAME OF COMPANY: Turf Management Systems, Llc
PRICE\*: Base Bid \$79,608, Temple \$4,560 Total \$84,168 See attached for Alt. A & B
DELIVERY DATE: May 30, 2019
BIDS GOOD THROUGH\*\*: 90 days

\*See Specifications Enclosed.
\*\*All bids must be good for a minimum of 90 days.

I hereby affirm that I have not been in any agreement or collusion among bidders or prospective bidders in restraint of freedom of competition, by agreement to bid at a fixed price or to refrain from bidding or otherwise.

This form must be notarized. FIRM Turf Management Systems, Llc

Sworn and Subscribed before me this the 29th day of May

BY Chris Sheedy, President

ADDRESS PO Box 26389

Birmingham, Al 35260

PHONE 205-979-8604

DATE May 29, 2019



Lisa M. Heifner-Hobson
Notary Public
My Commission Expires Feb. 2, 2020

ALL BIDDERS MUST USE OUR BID FORMS. COMPLETE IN INK OR TYPE. THE CITY RESERVES THE RIGHT TO REJECT OR WAIVE ANY AND ALL BIDS OR PORTIONS THEREOF. QUESTIONS SHOULD BE ADDRESSED TO THE OFFICE OF THE CITY CLERK, PHONE (205) 978-0131.

Rebecca Leavings, Purchasing Agent

### Alternate Area A ROW Mowing & Maintenance

The City would like the following areas priced per cut as a whole with a minimum of fourteen (14) cuts per year (From April through August once every 3 weeks, and from September through March at least once per month).

Area	Price per cut
Crosshaven Drive to include Intersections of Midland Drive	\$137
Midland Drive, Crosby Drive, Glass Drive, Poe Drive and Fairhaven Drive	\$91
Crosshaven Drive from Overton Road to Cahaba Heights Road	\$137
Bearden Drive, Bearden Court, Greendale Drive, White Oak Drive Dale Drive, Green Valley Road, Goodwin Street and Wooten Drive	\$183
Christopher Drive and Pipeline Road	\$91
Mountainside Road, Ridgely Drive and North Cahaba Drive	\$91
Cahaba Heights Road, Cahaba Drive, Ronlea Circle Brent Drive	\$183
Lakeside Drive, Blue Lake Drive and Elmore Drive	\$183
Oakview Lane, Bellwood Drive, and Autumn Lane	\$91
Old Brook Trail	\$60
Old Columbiana Road	\$120
Jacobs Road	\$160
Altadena Road	\$160
<b>TOTAL FOR A</b>	<b>\$1,687</b>

### Alternate Area B ROW Mowing & Maintenance

The City would like the following areas priced per cut as a whole with a minimum of fourteen (14) cuts per year (From April through August once every 3 weeks, and from September through March at least once per month).

AREA	Price per Cut
Overton Road and Old Overton Road	\$320
Certain Areas of River Run Subdivision	\$320
<b>TOTAL FOR B</b>	<b>\$640</b>



INVITATION TO BID

CITY OF VESTAVIA HILLS  
1032 MONTGOMERY HIGHWAY  
VESTAVIA HILLS AL 35216

BIDS TO BE OPENED AT THE CITY OF  
VESTAVIA HILLS ON May 30, 2019  
AT 10:00 AM. BIDS TO BE TURNED IN NO  
LATER THAN 10:00 AM ON THIS DATE.

DATE: April 24, 2019  
BID: ROW Mowing and Maintenance

Ladies and Gentlemen:

Sealed bids will be received by the City of Vestavia Hills, Alabama, in the Office of the City Clerk at the Municipal Center until the above time and date, and opened as soon thereafter as practical. Please return in a sealed envelope marked with the bid name as listed above. Bids must be returned by 10:00 AM by the date listed above. Bids received in the Office of the City Clerk either by hand delivery or mail after the specified date and hour will not be considered.

\*\*\*\*\*

NAME OF COMPANY: Landscape Workshop

PRICE\*: \$ 508,174.00 WARRANTY: \_\_\_\_\_

DELIVERY DATE: \_\_\_\_\_

BIDS GOOD THROUGH\*\*: 12/31/2019

*\*See Specifications Enclosed.*

*\*\*All bids must be good for a minimum of 90 days.*

I hereby affirm that I have not been in any agreement or collusion among bidders or prospective bidders in restraint of freedom of competition, by agreement to bid at a fixed price or to refrain from bidding or otherwise.  
**This form must be notarized.**

FIRM Landscape Workshop

Sworn and Subscribed before me  
this the 28<sup>th</sup> day of May  
2019

BY Bill Cobb, Vice President

ADDRESS 550 Montgomery Hwy., suite 200

Vestavia Hills, AL 35216

PHONE (205) - 547 - 3945

DATE \_\_\_\_\_



ALL BIDDERS MUST USE OUR BID FORMS. COMPLETE IN INK OR TYPE. THE CITY RESERVES THE RIGHT TO REJECT OR WAIVE ANY AND ALL BIDS OR PORTIONS THEREOF. QUESTIONS SHOULD BE ADDRESSED TO THE OFFICE OF THE CITY CLERK. PHONE (205) 978-0131.

Rebecca Leavings, Purchasing Agent

### Alternate Area A ROW Mowing & Maintenance

The City would like the following areas priced per cut as a whole with a minimum of fourteen (14) cuts per year (From April through August once every 3 weeks, and from September through March at least once per month).

Area	Price per cut
Crosshaven Drive to include Intersections of Midland Drive	\$ 150.00
Midland Drive, Crosby Drive, Glass Drive, Poe Drive and Fairhaven Drive	\$ 700.00
Crosshaven Drive from Overton Road to Cahaba Heights Road	\$ 150.00
Bearden Drive, Bearden Court, Greendale Drive, White Oak Drive Dale Drive, Green Valley Road, Goodwin Street and Wooten Drive	\$ 300.00
Christopher Drive and Pipeline Road	\$ 450.00
Mountainside Road, Ridgely Drive and North Cahaba Drive	\$ 360.00
Cahaba Heights Road, Cahaba Drive, Ronlea Circle Brent Drive	\$ 180.00
Lakeside Drive, Blue Lake Drive and Elmore Drive	\$ 900.00
Oakview Lane, Bellwood Drive, and Autumn Lane	\$ 180.00
Old Brook Trail	\$ 300.00
Old Columbiana Road	\$ 210.00
Jacobs Road	\$ 300.00
Altadena Road	\$ 600.00
<b>TOTAL FOR A</b>	<b>\$ 4,780.00</b>

### Alternate Area B ROW Mowing & Maintenance

The City would like the following areas priced per cut as a whole with a minimum of fourteen (14) cuts per year (From April through August once every 3 weeks, and from September through March at least once per month).

AREA	Price per Cut
Overton Road and Old Overton Road	\$ 420.00
Certain Areas of River Run Subdivision	\$ 360.00
<b>TOTAL FOR B</b>	<b>\$ 780.00</b>

**RESOLUTION NUMBER 5177**

**A RESOLUTION ACCEPTING A BID FOR LANDSCAPE MAINTENANCE SERVICES WITHIN THE CITY OF VESTAVIA HILLS**

**WHEREAS**, on May 30, 2019 the City of Vestavia Hills publicly read aloud bids submitted for Landscape Maintenance Services for City Hall, Police Station, Library and Passive Parks throughout the City of Vestavia Hills; and

**WHEREAS**, the Public Services Director has reviewed the bids, detailed them in an Interoffice Memorandum to the City Manager dated August 1, 2019 and recommended acceptance of the bid submitted by Nature Scape. A copy of said Interoffice Memorandum is marked as Exhibit A attached to and incorporated into this Resolution Number 5177 as if written fully therein; and

**WHEREAS**, the Mayor and City Council feel it is in the best public interest to accept the recommendation of the Public Services Director and accept said bid as detailed in Exhibit A.

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

1. The bid submitted by Nature Scape as detailed in attached Exhibit A and recommended by the Public Services Director, is hereby accepted; and
2. This Resolution Number 5177 shall become effective immediately upon adoption and approval.

**DONE, ORDERED, ADOPTED and APPROVED** this the 26<sup>th</sup> day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**Vestavia Hills Public Services  
1032 Montgomery Highway  
Vestavia Hills, AL 35216**

**INTEROFFICE MEMO**

Date: August 1, 2019

TO: Jeff Downes  
City Manager

From: Brian Davis  
Public Service Director

RE: Landscape Maintenance Bid

On May 30 bids were opened for Landscape Maintenance for City Hall, Police Station, Library, and passive parks throughout the city. Three bids were received. Multiple invitations were sent to various contractors. The bids are listed below:

Company	Bid	Per Cut Areas
Nature Scape	\$75,312.81 per year	\$1,575.00 per cut
Turf Management	\$121,601.00 per year	\$1,724.00 per cut
Landscape Workshop	\$94,946.00 per year	\$1,960.00 per cut

Nature Scape has the expiring contract for the current term, and I recommend that the bid for the new contract from Nature Scape be accepted at the next available City Council Meeting. The funds were included in the FY20 budget requests

Please let me know if you have any questions.

CC: Rebecca Leavings  
Jason Burnett  
Bobby McDaniel

### INVITATION TO BID

### CITY OF VESTAVIA HILLS 1032 MONTGOMERY HIGHWAY VESTAVIA HILLS AL 35216

BIDS TO BE OPENED AT THE CITY OF  
VESTAVIA HILLS ON MAY 30, 2019  
AT 10:30 AM BIDS TO BE TURNED IN NO  
LATER THAN 10:30 AM ON THIS DATE.

DATE: April 30, 2019  
BID: Grounds Maintenance

Ladies and Gentlemen:

Sealed bids will be received by the City of Vestavia Hills, Alabama, in the Office of the City Clerk at the Municipal Center until the above time and date, and opened as soon thereafter as practical. Please return in a sealed envelope marked with the bid name as listed above. Bids must be returned by the time and date listed above. Bids received in the Office of the City Clerk either by hand delivery or mail after the specified date and hour will not be considered.

\*\*\*\*\*

NAME OF COMPANY: NATURESCAPE INC.

PRICE\*: \$ 75,312.<sup>81</sup> ANNUAL PRICE WARRANTY: \_\_\_\_\_

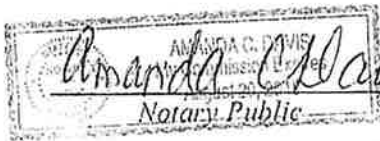
DELIVERY DATE: MAY 30, 2019

BIDS GOOD THROUGH\*\*: AUG 31, 2019

*\*See Specifications Enclosed.  
\*\*All bids must be good for a minimum of 90 days.*

I hereby affirm that I have not been in any agreement or collusion among bidders or prospective bidders in restraint of freedom of competition, by agreement to bid at a fixed price or to refrain from bidding or otherwise.  
**This form must be notarized.**

Sworn and Subscribed before me  
this the 30 day of May,  
2019.



FIRM NATURESCAPE INC.

BY [Signature]

ADDRESS 159 GREENWICH DR.  
PELHAM AL 35124

PHONE 205-664-7774

My Commission Expires 8.30.19 DATE 5/30/19

\*\*\*\*\*  
ALL BIDDERS MUST USE OUR BID FORMS. COMPLETE IN INK OR TYPE. THE CITY RESERVES THE RIGHT TO REJECT OR WAIVE ANY AND ALL BIDS OR PORTIONS THEREOF. QUESTIONS SHOULD BE ADDRESSED TO THE OFFICE OF THE CITY CLERK, PHONE (205) 978-0131.

\_\_\_\_\_  
Rebecca Leavings, Purchasing Agent

## Bid Sheet

### Grounds Maintenance

Area	Price Per Cut	Annual Cost
City Hall Complex/Police Department	Not Applicable	\$ 28,948.61
McCallum, Byrd, Shallowford, and Meadowlawn Parks	Not Applicable	\$ 25,046.78
Sicard Hollow Athletic Complex (SHAC)	Not Applicable	\$ 10,549.18
Library in the Forest	Not Applicable	\$ 10,768.24
Common area behind The Glenn, Town Village, and Andy's Nursery	\$ 425.00	Not Applicable
Altadena Park	\$ 1,150.00	Not Applicable
TOTAL	\$ 1,575.00	\$ 75,312.81

**INVITATION TO BID**  
**CITY OF VESTAVIA HILLS**  
**1032 MONTGOMERY HIGHWAY**  
**VESTAVIA HILLS AL 35216**

BIDS TO BE OPENED AT THE CITY OF  
VESTAVIA HILLS ON MAY 30, 2019  
AT 10:30 AM BIDS TO BE TURNED IN NO  
LATER THAN 10:30 AM ON THIS DATE.

DATE: April 30, 2019  
BID: Grounds Maintenance

Ladies and Gentlemen:

Sealed bids will be received by the City of Vestavia Hills, Alabama, in the Office of the City Clerk at the Municipal Center until the above time and date, and opened as soon thereafter as practical. Please return in a sealed envelope marked with the bid name as listed above. Bids must be returned by the time and date listed above. Bids received in the Office of the City Clerk either by hand delivery or mail after the specified date and hour will not be considered.

\*\*\*\*\*

NAME OF COMPANY: Turf Management Systems, Llc

PRICE\*: See attached WARRANTY: \_\_\_\_\_

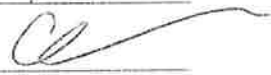
DELIVERY DATE: May 30, 2019

BIDS GOOD THROUGH\*\*: 90 days

*\*See Specifications Enclosed.*  
*\*\*All bids must be good for a minimum of 90 days.*

I hereby affirm that I have not been in any agreement or collusion among bidders or prospective bidders in restraint of freedom of competition, by agreement to bid at a fixed price or to refrain from bidding or otherwise.  
**This form must be notarized.** FIRM Turf Management Systems, Llc

Sworn and Subscribed before me  
this the 29th day of May.

BY Chris Sheedy, President 

ADDRESS PO Box 26389

Birmingham, Al 35260

PHONE 205-979-8604

DATE May, 29 2019



Lisa M. Heifner-Hobson  
Notary Public  
My Commission Expires Feb 2, 2020

ALL BIDDERS MUST USE OUR BID FORMS. COMPLETE IN INK OR TYPE. THE CITY RESERVES THE RIGHT TO REJECT OR WAIVE ANY AND ALL BIDS OR PORTIONS THEREOF. QUESTIONS SHOULD BE ADDRESSED TO THE OFFICE OF THE CITY CLERK, PHONE (205) 978-0131.

\_\_\_\_\_  
Rebecca Leavings, Purchasing Agent

## Bid Sheet

### Grounds Maintenance

Area	Price Per Cut	Annual Cost
City Hall Complex/Police Department	Not Applicable	\$60,359
McCallum, Byrd, Shallowford, and Meadowlawn Parks	Not Applicable	\$28,908
Sicard Hollow Athletic Complex (SHAC)	Not Applicable	\$11,168
Library in the Forest	Not Applicable	\$11,768
Common area behind The Glenn, Town Village, and Andy's Nursery	\$224	Not Applicable
Altadena Park	\$1,500	Not Applicable
TOTAL	\$1,724	\$121,601



INVITATION TO BID

CITY OF VESTAVIA HILLS  
1032 MONTGOMERY HIGHWAY  
VESTAVIA HILLS AL 35216

BIDS TO BE OPENED AT THE CITY OF  
VESTAVIA HILLS ON MAY 30, 2019  
AT 10:30 AM BIDS TO BE TURNED IN NO  
LATER THAN 10:30 AM ON THIS DATE.

DATE: April 30, 2019  
BID: Grounds Maintenance

Ladies and Gentlemen:

Scaled bids will be received by the City of Vestavia Hills, Alabama, in the Office of the City Clerk at the Municipal Center until the above time and date, and opened as soon thereafter as practical. Please return in a sealed envelope marked with the bid name as listed above. Bids must be returned by the time and date listed above. Bids received in the Office of the City Clerk either by hand delivery or mail after the specified date and hour will not be considered.

\*\*\*\*\*

NAME OF COMPANY: Landscape Workshop

PRICE\*: Please see the provided bid sheet, attached WARRANTY: \_\_\_\_\_

DELIVERY DATE: \_\_\_\_\_

BIDS GOOD THROUGH\*\*: 12/31/2019

*\*See Specifications Enclosed.*

*\*\*All bids must be good for a minimum of 90 days.*

I hereby affirm that I have not been in any agreement or collusion among bidders or prospective bidders in restraint of freedom of competition, by agreement to bid at a fixed price or to refrain from bidding or otherwise.

**This form must be notarized.**

FIRM Landscape Workshop

Sworn and Subscribed before me  
this the 28<sup>th</sup> day of May,  
2019.

BY Bill Cobb, Vice President

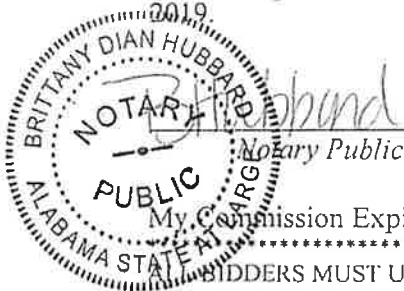


ADDRESS 550 Montgomery Hwy, suite 200

Vestavia Hills, AL 35216

PHONE (205) - 547 - 3945

DATE \_\_\_\_\_



\*\*\*\*\*  
BIDDERS MUST USE OUR BID FORMS. COMPLETE IN INK OR TYPE. THE CITY RESERVES THE RIGHT TO REJECT OR WAIVE ANY AND ALL BIDS OR PORTIONS THEREOF. QUESTIONS SHOULD BE ADDRESSED TO THE OFFICE OF THE CITY CLERK, PHONE (205) 978-0131.

\_\_\_\_\_  
Rebecca Leavings, Purchasing Agent

## Bid Sheet

### Grounds Maintenance

Area	Price Per Cut	Annual Cost
City Hall Complex/Police Department	Not Applicable	\$ 37,202.00
McCallum, Byrd, Shallowford, and Meadowlawn Parks	Not Applicable	\$ 29,580.00
Sicard Hollow Athletic Complex (SHAC)	Not Applicable	\$ 13,884.00
Library in the Forest	Not Applicable	\$ 14,280.00
Common area behind The Glenn, Town Village, and Andy's Nursery	\$ 450.00 *	Not Applicable
Altadena Park	\$ 1,510.00	Not Applicable
<b>TOTAL</b>	<b>\$ 1,960.00</b>	<b>\$ 94,946.00</b>

\* The price to cust back to the creek bank once per year, per the specifications is \$ 1,500.00 this is not included in the \$ 450.00 per cut pricing above.

**RESOLUTION NUMBER 5178**

**A RESOLUTION ACCEPTING A BID FOR HVAC MAINTENANCE FOR MUNICIPAL BUILDINGS WITHIN THE CITY OF VESTAVIA HILLS**

**WHEREAS**, on July 16, 2019 the City of Vestavia Hills publicly read aloud bids submitted for HVAC maintenance for the municipal buildings throughout the City of Vestavia Hills; and

**WHEREAS**, the Public Services Director has reviewed the bids, detailed them in an Interoffice Memorandum to the City Manager dated August 1, 2019 and recommended acceptance of the bid submitted by Comfort Systems, USA for the All-Inclusive Maintenance Contract. A copy of said Interoffice Memorandum as well as the proposed All-Inclusive Maintenance Contract is marked as Exhibit A attached to and incorporated into this Resolution Number 5178 as if written fully therein; and

**WHEREAS**, the Mayor and City Council feel it is in the best public interest to accept the recommendation of the Public Services Director and accept said bid as detailed in Exhibit A.

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

1. The bid submitted by Comfort System for the All-Inclusive Maintenance Contract as detailed in attached Exhibit A and recommended by the Public Services Director, is hereby accepted; and
2. This Resolution Number 5178 shall become effective immediately upon adoption and approval.

**DONE, ORDERED, ADOPTED and APPROVED** this the 26<sup>th</sup> day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**Vestavia Hills Public Services  
1032 Montgomery Highway  
Vestavia Hills, AL 35216**

**INTEROFFICE MEMO**

Date: August 1, 2019

TO: Jeff Downes  
City Manager

From: Brian Davis  
Public Services Director

RE: HVAC Maintenance Proposal

On July 16 proposals were opened for HVAC maintenance throughout the city. Comfort Systems, USA, was the only company that submitted a bid with a total cost of \$77,130 per year. Multiple companies attended the pre-bid meeting. Comfort Systems has the current expiring contract, and as you are aware, it has been beneficial to the city the past 3 years with HVAC Services.

Per our discussions, I am recommending the All-Inclusive Maintenance contract be awarded to Comfort Systems, USA. The funds were requested in the FY20 Budget requests

Please let me know if you have any questions.

CC: Rebecca Leavings  
Bobby McDaniel

# INVITATION TO BID

## CITY OF VESTAVIA HILLS 1032 MONTGOMERY HIGHWAY VESTAVIA HILLS AL 35216

BIDS TO BE OPENED AT THE CITY OF  
VESTAVIA HILLS ON JULY 16, 2019  
AT 11:00 AM. BIDS TO BE TURNED IN NO  
LATER THAN 11:00 AM ON THIS DATE.

DATE: JUNE 15, 2019  
BID: HVAC Service

Ladies and Gentlemen:

Sealed bids will be received by the City of Vestavia Hills, Alabama, in the Office of the City Clerk at the Municipal Center until the above time and date, and opened as soon thereafter as practical. Please return in a sealed envelope marked with the bid name as listed above. Bids must be returned prior to the date and time listed above. Bids received in the Office of the City Clerk either by hand delivery or mail after the specified date and hour will not be considered.

\*\*\*\*\*  
\*\*\*\*\*

NAME OF COMPANY: Comfort Systems USA Mid South

PRICE\*: See attached WARRANTY: \_\_\_\_\_

DELIVERY DATE: ASAP

BIDS GOOD THROUGH\*\*: August 31, 2019

*\*See Specifications Enclosed.  
\*\*All bids must be good for a minimum of 90 days.*

I hereby affirm that I have not been in any agreement or collusion among bidders or prospective bidders in restraint of freedom of competition, by agreement to bid at a fixed price or to refrain from bidding or otherwise.

**This form must be notarized.**

FIRM Comfort Systems USA Mid South

Sworn and Subscribed before me  
this the 15 day of July  
2019

BY [Signature]

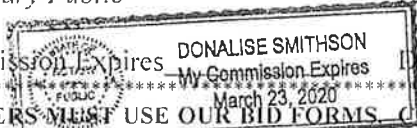
ADDRESS 1100 Richard Arrington Jr. Blvd N.

Birmingham, AL 35203

Donalise Smithson  
Notary Public

PHONE 205-664-0620

My Commission Expires March 23, 2020 DATE 7/15/19



ALL BIDDERS MUST USE OUR BID FORMS. COMPLETE IN INK OR TYPE. THE CITY RESERVES THE RIGHT TO REJECT OR WAIVE ANY AND ALL BIDS OR PORTIONS THEREOF. QUESTIONS SHOULD BE ADDRESSED TO THE OFFICE OF THE CITY CLERK, PHONE (205) 978-0131.

[Signature]  
Rebecca Leavitts, Purchasing Agent

BID PRICING SHEET  
HVAC Costs per Group  
Basic Service

Group	Monthly Cost	Annual Cost
A	1,217	14,604
B	1,136.50	13,638
C	352	4,224
Total	2,705.50	32,466

HVAC Costs per Group  
Total Maintenance Service

Group	Monthly Cost	Annual Cost
A	3,773	45,276
B	2,056.50	24,678
C	598	7,176
Total	6,427.50	77,130



**MAINTENANCE AGREEMENT FOR ENVIRONMENTAL SYSTEMS**

**Company**  
 Comfort Systems  
 3100 Richard Arrington Jr. Blvd.  
 Birmingham, AL 35203

Proposal Date: 8/6/2019  
 Proposal Number: P00323  
 Agreement Number:

Ph: 800-456-0620 Fax:

Bill To Identity	Agreement Location
City of Vestavia Hills 513 Montgomery Highway Vestavia Hills, AL 35216	City of Vestavia Hills 513 Montgomery Highway Vestavia Hills, AL 35216
Attn: Brian Davis	Attn: Brian Davis

Comfort Systems will provide the services described in the maintenance program indicated below.

**MAINTENANCE PROGRAM: SCHEDULES:**

Agreement coverage will commence on 10/1/2019.

The Agreement price is \$77,130.00 per year, payable in advanced installments of \$6,427.50 per Month beginning on the effective date of 10/1/2019 through 9/30/2022.

This Agreement is the property of Comfort Systems and is provided for Customer's use only. Comfort Systems guarantees the price stated in this Agreement for thirty (30) days from proposal date above. This Agreement is for an initial term of 3 years and shall renew for successive one year terms unless either party gives written notice to the other of intention not to renew thirty (30) days prior to any anniversary date. Upon execution as provided below, this Agreement, including the following pages attached hereto (collectively, the "Agreement"), shall become a binding and enforceable agreement against both parties hereto. Customer, by execution of this Agreement, acknowledges that it has reviewed and understands the attached terms and conditions and has the authority to enter into this Agreement.

**Company**

**Customer**

\_\_\_\_\_  
 Signature Sales Consultant

\_\_\_\_\_  
 Signature (Authorized Representative)

\_\_\_\_\_  
 Accepted for Company by: Signature

\_\_\_\_\_  
 Name (Print)

\_\_\_\_\_  
 Name & Title

\_\_\_\_\_  
 Title

\_\_\_\_\_  
 Date / Phone / Fax

\_\_\_\_\_  
 Date



## Program

This agreement provides the Customer with an ongoing, comprehensive maintenance agreement for the lifetime of the contract and all renewals thereof. This agreement will be initiated, scheduled, administered, monitored and updated by the Service Provider. The service activities will be directed and scheduled, on a regular basis, by our comprehensive equipment maintenance scheduling system based on manufacturers' recommendations, equipment location, application, type, run time, and Service Provider's own experience. The Customer is informed of the agreement's progress and results on a continuing basis via a detailed Service Report, presented after each service call for Customer's review, approval signature and record.

### **WE WILL PROVIDE THE FOLLOWING PROFESSIONAL MAINTENANCE SERVICES FOR THE BUILDING ENVIRONMENTAL MECHANICAL SYSTEM(S) COMPRISED OF THE EQUIPMENT LISTED ON SCHEDULE 1 (INVENTORY OF EQUIPMENT):**

**TEST AND INSPECT:** On-Site labor, travel labor and travel and living expenses required to visually INSPECT and TEST the equipment to determine its operating condition and efficiency. Typical activities include:

\*TESTING for motor winding resistance; excessive vibration; fan rpm; refrigerant charge; refrigerant oil (acid); water condition; flue gas analysis; safety controls, crankcase heaters; combustion and draft; control system(s), etc.

\*INSPECTING for worn, failed, or doubtful parts; mountings, drive couplings; oil level; rotation; soot; flame composition and shape; pilot and igniter; steam, water, oil and/or refrigerant leaks, etc.

**PREVENTIVE MAINTENANCE:** On-Site labor, travel labor and travel and living expenses required to clean, align, tighten, calibrate, adjust and lubricate equipment. These activities are intended to extend equipment life and assure proper operating condition and efficiency. Typical activities include:

\*CLEANING fan impellers & blades; coil surfaces; electrical contacts; burner orifices; passages and nozzles; pilot and igniter; cooling tower baffles, basin, sump and float; boiler, chiller and condenser tubes.

\*ALIGNING belt drives; drive couplings; coil fins.

\*CALIBRATING safety controls; temperature and pressure controls.

\*TIGHTENING electrical connections; mounting bolts; pipe clamps; refrigerant piping fittings; damper sections.

\*ADJUSTING belt tension; refrigerant charge; super heat; fan RPM; burner fuel/air ratios; gas pressure; control set points and limits; compressor cylinder unloaders; damper close-off; sump floats.

\*LUBRICATING motors; fan and damper bearings; valve stems; damper linkages; fan vane linkages.

**REPAIR AND REPLACE:** On-Site labor, travel labor, parts procurement labor (locating, ordering, expediting and transporting) and travel and living expenses required to REPAIR or REMOVE AND REPLACE broken, worn and/or doubtful components and/or parts. This applies only to maintainable/moving components of the system.

**TROUBLE CALLS:** On-Site labor and travel labor, including overtime, plus travel and living expenses required for unscheduled work resulting from an abnormal condition.

**COMPONENTS, PARTS AND SUPPLIES:** The cost of COMPONENTS, PARTS AND SUPPLIES required to keep the equipment operating properly and efficiently. (Refrigerant is only covered when a compressor is repaired/replaced. Any leak in the system is not covered unless stated in agreement.)





### Terms and Conditions

1. Customer shall permit Service Provider free and timely access to areas and equipment, and allow Service Provider to start and stop the equipment as necessary to perform required services. All planned work under this Agreement will be performed during the Service Provider's normal working hours.
2. In case of any failure to perform its obligations under this Agreement, Service Provider's liability is limited to repair or replacement at its option and such repair or replacement shall be Customer's sole remedy. This warranty is conditioned upon proper operation and maintenance by Customer and shall not apply if the failure is caused or contributed to by accident, alteration, abuse or misuse, and shall not extend beyond the term of this Agreement.
3. The annual Agreement price is conditioned upon the system(s) covered being in a maintainable condition. If the initial inspection or initial seasonal start-up indicates repairs are required, a firm quotation will be submitted for Customer's approval. Should Customer not authorize the repairs, Service Provider may either remove the unacceptable system(s) component(s) or part(s) from its scope of responsibility and adjust the annual Agreement price accordingly or cancel this Agreement.
4. The annual Agreement price, unless otherwise indicated, is subject to adjustment on each commencement anniversary to reflect increases in labor, material and other costs.
5. Customer shall be responsible for all taxes applicable to the services and/or materials hereunder.
6. Customer will promptly pay invoices within thirty (30) days of receipt. Should a payment become more than thirty (30) days delinquent, Service Provider may stop all work under this Agreement without notice and/or cancel this Agreement, and the entire Agreement amount shall become due and payable immediately upon demand.
7. This Agreement applies only to the maintainable/moving components of the system(s). Repair or replacement of non-maintainable/non-moving parts such as duct work, boiler shell and tubes, cabinets, boiler refractory material, heat exchangers, evaporator or condenser coils, refrigerant (piping and leaks), main power service and electrical wiring, electrical boards, gas valves, structural supports, tube bundles, oil storage tanks, and other similar items are excluded from labor and parts coverage.
8. Any alteration to, or deviation from, this Agreement involving additional work, cost of materials or labor will become an additional charge (fixed price amount to be negotiated or on a time-and-material basis) over the sum stated in this Agreement.
9. Service Provider will not be required to move, replace or alter any part of the building structure in the performance of this Agreement.
10. This Agreement does not include responsibility for the design of the system, obsolescence, safety test, removal and reinstallation of valve bodies and dampers, repair or replacement necessitated by freezing weather, electrical power failure, low voltage, burned-out main or branch fuses, low water pressure, vandalism, misuse or abuse of the system(s), negligence of others (including Customer), failure of Customer to properly operate the system(s), requirements of governmental, regulatory or insurance agencies, or other causes beyond control of Service Provider.
11. If a trouble call is made at Customer's request and inspection indicates a condition which is not covered under this Agreement, Service Provider may charge Customer at the rate then in effect for such services.



12. Customer shall permit only Service Provider's personnel or agent to perform the work included in the scope of this Agreement. Should anyone other than Service Provider's personnel perform such work, Service Provider may, at its option, cancel this Agreement or eliminate the involved item of equipment from inclusion in this Agreement.

13. In the event Service Provider must commence legal action in order to recover any amount payable under this Agreement, Customer shall pay Service Provider all court costs and attorneys' fees incurred by Service Provider.

14. Any legal action against the Service Provider relating to this Agreement, or the breach thereof, shall be commenced within one (1) year from the date of the work.

15. Service Provider shall not be liable for any delay, loss, damage or detention caused by unavailability of machinery, equipment or materials, delay of carriers, strikes, including those by Service Provider's employees, lockouts, civil or military authority, priority regulations, insurrection or riot, action of the elements, forces of nature, or by any cause beyond its control.

17. Customer shall make available to Service Provider's personnel all pertinent Material Safety Data Sheets (MSDS) pursuant to OSHA'S Hazard Communication Standard Regulations.

18. Service Provider expressly disclaims any and all responsibility and liability for the indoor air quality of the customer's facility, including without limitation injury or illness to occupants of the facility or third parties, arising out of or in connection with the Service Provider's work under this agreement.

19. Service Provider's obligation under this proposal and any subsequent contract does not include the identification, abatement or removal of asbestos or any other toxic or hazardous substances, hazardous wastes or hazardous materials. In the event such substances, wastes and materials are encountered, Service Provider's sole obligation will be to notify the Owner of their existence. Service Provider shall have the right thereafter to suspend its work until such substances; wastes or materials and the resultant hazards are removed. The time for completion of the work shall be extended to the extent caused by the suspension and the contract price equitably adjusted.

20. UNDER NO CIRCUMSTANCES, WHETHER ARISING IN CONTRACT, TORT (INCLUDING NEGLIGENCE), EQUITY OR OTHERWISE, WILL SERVICE PROVIDER BE RESPONSIBLE FOR LOSS OF USE, LOSS OF PROFIT, INCREASED OPERATING OR MAINTENANCE EXPENSES, CLAIMS OF CUSTOMER'S TENANTS OR CLIENTS, OR ANY SPECIAL, INDIRECT OR CONSEQUENTIAL DAMAGES.

**ORDINANCE NUMBER 2815-A**

**AN ORDINANCE AMENDING ORDINANCE NUMBER 2815 TO ESTABLISH A FEE STRUCTURE FOR SMALL CELL TECHNOLOGY FACILITIES IN THE CITY OF VESTAVIA HILLS, ALABAMA AS ESTABLISHED BY ORDINANCE NUMBER 2814**

**WHEREAS**, on December 17, 2018, the Vestavia Hills City Council in a regularly scheduled City Council meeting following a public hearing voted to adopt and approve Ordinance Number 2814 to enact new regulations that apply to placement of Small Cell Technology Facilities ("Facilities" as defined in Ordinance Number 2814 and used herein) along public rights-of-way and on private properties within the City of Vestavia Hills; and

**WHEREAS**, the regulations established in Ordinance Number 2814 will be codified in a Chapter 16.5 of the Vestavia Hills Code of Ordinances ("Code") entitled "Telecommunications"; and

**WHEREAS**, Sections 2E and 3C of Ordinance Number 2814 provide that certain fees be paid by personal wireless service providers or applicants in connection with the review of applications, initial issuance and annual reissuance of permits required to construct, place, maintain and operate Facilities in the City; and

**WHEREAS**, on December 17, 2018, the Vestavia Hills City Council adopted and approved Ordinance Number 2815, amending Chapter 16.5 of the Code to set forth the level of fees contemplated in Sections 2E and 3C of Ordinance Number 2814; and

**WHEREAS**, the City Council feels it is in the best public interest to amend Ordinance Number 2815 and Chapter 16.5 of the Code to amend the level of fees contemplated in Sections 2E and 3C of Ordinance Number 2814.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA**, That Ordinance Number 2815 and Section 16.6 of The Vestavia Hills Code Of Ordinances Be Amended **effective June 1, 2020** To Include The Fees Set Forth In This **Ordinance Number 2815-A**, As Follows:

**"SMALL CELL TECHNOLOGY FACILITIES FEE STRUCTURE**

<b>DESCRIPTION</b>	<b>FEE</b>
<b>Permits to Place and Operate Facilities on Public Right-of-Way</b>	
Permit Application and Review Fee-The First five small wireless facilities included in a single application (Ord. No. 2814)	\$500.00

Permit Application and Review Fee- Each Additional small wireless facility in excess of the above initial five included in one application (Ord. No. 2814)	\$100.00
Permit Application and Review Fee – For installation of a new pole together with the mounting or installation of an associated small wireless facility in the right-of-way.	1,000.00
Annual License Fee per Support Structure (Ord. No. 2814)	\$270.00
<b>Permits to Place and Operate Facilities on Private Property</b>	
Permit Application and Review Fee- The First five small wireless facilities included in a single application (Ord. No. 2814)	\$500.00
Permit Application and Review Fee- Each Additional small wireless facility in excess of the above initial five included in one application (Ord. No. 2814)”	\$100.00

Section 2. Repealer. All ordinances or parts of ordinances heretofore adopted by the City Council of the City of Vestavia Hills, Alabama that are inconsistent with the provisions of this ordinance are hereby expressly repealed.

Section 3. Severability. If any part, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance, which shall continue in full force and effect notwithstanding such holding.

Section 4. Effective Date. This ordinance shall become effective immediately upon adoption and publication as provided by law.

**DONE, ORDERED, APPROVED and ADOPTED** this the 26<sup>th</sup> day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

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 2815-A 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 26th day of August, 2019, as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Public Library, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_ day of \_\_\_\_\_, 2019.

Rebecca Leavings  
City Clerk