

Join us! In an effort to enhance meetings post COVID-19 emergency orders, the City Council invites you to join and/or participate in a variety of ways: Via computer Zoom meetings (no app is necessary), telephone, email and/or text! See details on page 3.

**Vestavia Hills
City Council Agenda
July 12, 2021
6:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Butch Williams, Vestavia Hills Chaplain
4. Pledge Of Allegiance
5. Approval Of The Agenda
6. Announcements, Candidates and Guest Recognition
 - a. 2021 Back to School Sales Tax Holiday – July 16-18, 2021
 - b. Erin Lutomski, Distinguished Young Woman of Jefferson County for 2021 regarding the DYW Scholarship Program
7. City Manager’s Report
8. Community Spaces Project Update – TCU Consulting
9. Councilors’ Reports
10. Approval Of Minutes – June 28, 2021 (Regular Meeting)

Old Business

11. Resolution Number 5333 – A Resolution Authorizing The City Manager To Accept A Proposal From Ray Engineering Group To Provide Electrical Engineering Services For The City Hall And Police/Court Buildings (*public hearing*)
12. Ordinance Number 3022 – An Ordinance To Repeal Ordinance Numbers 56 And 2279; To Amend Chapter 6, Article II, Division I, Sections 16-17, 6-18, 6-19, In The Vestavia Hills Code Of Ordinances; And To Prohibit The Sale, Possession, Use, Storage, Distribution And Manufacture Of Pyrotechnics And Fireworks In The City Of Vestavia Hills, Alabama; And To Prescribe The Penalties For Violation Of This Ordinance (*public hearing*)

New Business

13. Resolution Number 5335 – A Resolution Granting Spire Alabama, Inc., A Utility Easement For Connection Of Natural Gas Service

New Business (Requesting Unanimous Consent)

14. Resolution Number 5334 - A Resolution Authorizing The City Manager To Construct A Metal Awning In The Rear Of The Public Building At City Hall (*public hearing*)
15. Resolution Number 5336 – A Resolution Authorizing The City Manager To Purchase Holiday Décor For The City (*public hearing*)

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

16. Ordinance Number 3023 – Conditional Use Approval – Conditional Use Approval For A Home Occupation; 4950 Reynolds Lane; Willie And Darlene S. Myers, Jr., Owners (*public hearing*)
17. Citizens Comments
18. Adjournment

SPECIAL NOTICE CONCERNING CITY COUNCIL MEETINGS

Due to the COVID-19 safety advice given by the ADPH, the City Council work sessions and meetings are available via video-conference and teleconference. If you choose not to attend in person, you may still participate. Following are instructions for three options to participate remotely.

COMPUTER PARTICIPATION (*view/participate in real time*)

To participate in by videoconference, click <https://us02web.zoom.us/j/4555343275>. When the Zoom.us window opens in your browser, click “Allow” so that the page may open to a waiting room. The host will open the meeting and bring all into the meeting room at that time. All participants will be automatically muted upon entrance to the meeting. If you wish to speak during time(s) identified for public input, activate the “Raise Hand” feature and unmute yourself by toggling the mute button. When the Mayor recognizes you and gives you the floor, state your name and address for the record and then you may address the Council.

Using the icons on the Zoom screen, you can:

- Mute/unmute your microphone (far left)
- Turn on/off camera (“Start/Stop Video”)
- View Participants – opens a pop-out screen that includes the “Raise Hand” icon that you may use to raise a virtual hand
- Change your screen name displayed in the participant list and video window
- Toggle between “speaker” and “gallery” views – “Speaker view” shows the active speaker; “Gallery view” tiles all of the meeting participants

TELEPHONE PARTICIPATION (*view/participate in real time*)

To participate by telephone, dial 312.626.6799 and enter the meeting ID: 455 534 3275. All participants will be automatically muted upon entrance to the meeting. If you wish to speak during time(s) identified for public input, press *6 on your phone keypad to unmute yourself. Then state your name and wait for the Mayor to recognize you. When the Mayor recognizes you and gives you the floor, state your name and address for the record and then address the Council.

TEXT AND/OR EMAIL (*prior to the meeting or in real time*)

If you do not wish to join the meeting but would like to ask a question or make a statement regarding an item on the agenda, you may email the City Council directly at City.Council@vhal.org. You may also text your question/statement to City Council at 205.517.1370. Both of these options are available prior to and during each work session and meeting. Be sure to provide your name and address for the record and your comments will be recited to the City Council as the corresponding item is being addressed. Note: As a matter of record, your name and address are required. If identification is not provided, your comment/question will not be presented.

CITY OF VESTAVIA HILLS

CITY COUNCIL

MINUTES

JUNE 28, 2021

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. A number of Staff and general public/audience members also attended virtually, via Zoom.com, following publication pursuant to Alabama law. The Mayor called the meeting to order. The City Clerk called the roll with the following:

MEMBERS PRESENT:

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

OTHER OFFICIALS PRESENT:

Jeff Downes, City Manager
Patrick H. Boone, City Attorney
Rebecca Leavings, City Clerk
Dan Rary, Police Chief
Marvin Green, Fire Chief*
George Sawaya, Asst. Finance Director
Cinnamon McCulley, Communications Specialist*
**present via Zoom or telephone*

Jim Cartledge, Vestavia Hills City Chaplain, led the invocation which was followed by the Pledge of Allegiance.

APPROVAL OF THE AGENDA

The Mayor opened the floor for a motion of approval of the agenda as presented.

MOTION Motion to approve the agenda as presented was by Mr. Weaver seconded by Mr. Pierce. Roll call vote was, as follows:

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

ANNOUNCEMENTS, CANDIDATES, GUEST RECOGNITION

- The Mayor commended Karen Odle, President, Chamber of Commerce, on the success of the I Love America Day celebration.
 - Mrs. Odle stated they had a scare on the weather on June 24 for the I Love America Day Celebration but the weather broke and the crowd continued to grow throughout the evening. She stated that there were many compliments on the renovated park and she thought it came together very well. She thanked the VHPD for traffic assistance and security. They did a fantastic job all evening, even participating in the pick-up game on the Miracle Field. Several shuttles were run that evening to help with parking and she did not observe parking issues. She also thanked the Fire Marshal and the VHFD for wetting down the sunshades to prepare for the fireworks. The Parks and Recreation Department and Public Works helped immensely in set-up and takedown of the event. The clean-up lasted until midnight. Finally, she thanked Scott Kenney and Raynor Boles, TCU, for ensuring that the power was distributed correctly with no issues. It was estimated there were 4,000 to 5,000 people in attendance.
 - Mayor Curry added that Shades Mountain Baptist and Vestavia Methodist Church both pitched in for entertainment including music and bouncy houses.
 - Mrs. Cook stated that she spoke to several families--grandparents, retired folks, and families with young children, who were present to enjoy the celebration. She stated it was a great feeling to have something special like this that draws families from Vestavia Hills and also from other communities.
 - Mr. Pierce stated that events like this show the park was planned right and will be a great place for this annual event and others like it.
- Mr. Pierce welcomed Doug Dean, Vestavia Hills Chamber of Commerce Board.

CITY MANAGER'S REPORT

- Mr. Downes stated that the Cahaba Solid Waste Authority is now formed. Alan Rice, Hoover City Manager, will serve as President. Mr. Downes stated he will serve as Vice-President and Steven Boone, Mountain Brook's Finance Director, will serve as Treasurer. He indicated that our city already approved two additional municipalities who petitioned to join and those will need to be approved by the other municipalities.
- Mr. Downes explained that, following the recent heavy rains, the City has been bombarded with underground drainage issues. He stated that Montgomery Highway has a multitude of issues requiring both public and private involvement that requires some study. He recommends the City develop a drainage basin stormwater master plan to show, at a high level, where public and private interests might work together. He will propose to the Council a request for funding this study. He stated there is a study already ongoing for Cahaba Heights, but this will encompass the Highway 31 basin.
 - Mr. Pierce stated that he observed several lawn companies blowing debris and grass clippings into the street and drainage basins. Mr. Downes stated that people should report this when they see it, and education, through the city newsletter, will

go a long way to mitigate the problem. Code enforcement and other inspectors can also look for it.

COUNCILOR REPORTS

- Mrs. Cook stated that she attended the Board meeting today at 4 PM. She indicated that the Board has developed a new concept in teacher salary structures called the TEAMS contract, to target math and science teachers and give them the ability to make more money based upon good performance in those areas. This will also make teacher salaries more competitive. They gave a Board evaluation to the Superintendent who received a 4.4 out of 5 among the Board members and a 4.7 out of 5 from his direct reports. The School website will soon post the school reopening plan for Fall 2021, which Dr. Freeman described would be “back-to-normal operations.” Mrs. Cook added that the plan will include plans for notifying the Jefferson County Department of Health when staff or students are infected with a notifiable disease, and the health department will conduct all contact tracing, including notifying other students and contacts. The Board does not anticipate the school will mandate vaccinations as that is the decision of the parent.

FINANCIAL REPORTS

George Sawaya, Asst. Finance Director presented the financial reports for month ending May, 2021. He read and explained the balances.

Mrs. Cook stated that the sales tax collections are remarkable.

APPROVAL OF MINUTES

The Mayor opened the floor for approval of the following minutes: June 9, 2021 (Work Session), June 14, 2021 (Work Session) and June 14, 2021 (Regular Meeting).

MOTION Motion to approve the minutes of June 9, 2021 (Work Session), June 14, 2021 (Work Session) and June 14, 2021 (Regular Meeting) was by Mr. Weaver and seconded by Mrs. Cook. Roll call vote as follows:

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

OLD BUSINESS

RESOLUTION NUMBER 5330

Resolution Number 5330 – A Resolution Vacating A Drainage Easement Located At 1806 Vestwood Hills Circle; Lot 16, Vestwood Hills; Paul Bruno & Elizabeth Bruno, Owners (public hearing)

MOTION Motion to approve Resolution Number 5330 was by Mr. Weaver and seconded by Mrs. Cook.

Mr. Downes explained that when this property was developed, the storm sewer was not located in the storm easement but was put in a different location. This clears up the discrepancy and locates the easement over the pipe.

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

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

ORDINANCE NUMBER 3013

Ordinance Number 3013 – Annexation – 90 Day Final – 3632 Dabney Drive; Lot 16, Altadena Forest Estates, 5th Sector; Vita Marshman, Owner (public hearing)

MOTION Motion to approve Ordinance Number 3013 was by Mr. Weaver and seconded by Mrs. Cook.

The Mayor explained that the next several items are 90-day final annexations along with the compatible rezoning or each property. For convenience, the Mayor indicated he would hold a single public hearing for each property.

Mr. Pierce, Standing Annexation Chairman, stated that these properties were annexed by the overnight method 3 months ago and this represents the final 90-day annexation. He stated no problems were found with any property with the exception of a drainage pipe on one that was repaired prior to the initial annexation.

Mr. Weaver reported that the Planning and Zoning Commission considered each of the compatible rezonings and found no problems, recommending approval of all of these requests.

The Mayor opened the floor for a public hearing for Ordinance Number 3013 and Ordinance Number 3014. There being no one else to further address the Council, the Mayor closed the public hearing and called for the question. Roll call vote was as follows:

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

ORDINANCE NUMBER 3014

Ordinance Number 3014 – Rezoning – 3632 Dabney Drive; Lot 16, Altadena Forest Estates, 5th Sector; Rezone From Jefferson County E-2 To Vestavia Hills R-1; Vita Marshman, Owner (public hearing)

MOTION Motion to approve Ordinance Number 3014 was by Mrs. Cook and seconded by Mr. Weaver.

The Mayor stated that this was the compatible rezoning of this property. He indicated that the public hearing was already held.

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

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

ORDINANCE NUMBER 3015

Ordinance Number 3015 – Annexation – 90 Day Final – 1700 Shades Crest Road; Whitney Holland (Owner) (public hearing)

MOTION Motion to approve Ordinance Number 3015 was by Mr. Weaver and seconded by Mrs. Cook.

The Mayor opened the floor for a public hearing of Ordinance Number 3015 and Ordinance Number 3016.

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

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

ORDINANCE NUMBER 3016

Ordinance Number 3016 – Rezoning – 1700 Shades Crest Road; Rezone From Jefferson County E-2 To Vestavia Hills R-1; Whitney Holland, Owner (public hearing)

MOTION Motion to approve Ordinance Number 3016 was by Mrs. Cook and seconded by Mr. Weaver.

The Mayor stated that this was the compatible rezoning of this property. He indicated that the public hearing was already held.

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

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

ORDINANCE NUMBER 3017

Ordinance Number 3017 – Annexation – 90 Day Final – 2829 Acton Place; Lindsay And Jake Brown, Owners (public hearing)

MOTION Motion to approve Ordinance Number 3017 was by Mr. Pierce and seconded by Mrs. Cook.

David Harwell asked about property address. Ms. Leavings stated that there was a typographical error on the agenda but the Ordinances were correct.

The Mayor opened the floor for a public hearing of Ordinance Number 3017 and Ordinance Number 3018.

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

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

ORDINANCE NUMBER 3018

Ordinance Number 3018 – Rezoning – 2829 Acton Place; Rezone From Jefferson County E-1 To Vestavia Hills R-1; Lindsay And Jake Brown, Owner (public hearing)

MOTION Motion to approve Ordinance Number 3018 was by Mr. Weaver and seconded by Mr. Pierce

The Mayor stated that this was the compatible rezoning of this property. He indicated that the public hearing was already held.

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

Roll call vote was as follows:

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

ORDINANCE NUMBER 3019

Ordinance Number 3019 – Annexation – 90 Day Final – 2632 Alta Vista Circle; Lots 15 & 16, Altadena Country Club Sector; Victor Maldonado, Owner (public hearing)

MOTION Motion to approve Ordinance Number 3019 was by Mrs. Cook and seconded by Mr. Weaver.

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

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

ORDINANCE NUMBER 3020

Ordinance Number 3020 – Annexation – 90 Day Final – 2600 Alta Vista Circle Lot 8, Altadena Valley Country Club Sector; Mark And Hillary Smith, Owners (public hearing)

MOTION Motion to approve Ordinance Number 3020 was by Mrs. Cook and seconded by Mr. Weaver.

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

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

ORDINANCE NUMBER 3021

Ordinance Number 3021 – 2632, 2624, And 2600 Alta Vista Circle; Lots 14, 15, 16 And 8, Altadena Valley Country Club Sector, Rezoning From Shelby County E-1 To

**Vestavia Hills R-2; Victor Maldonado And Mark And Hillary Smith, Owners
(public hearing)**

MOTION Motion to approve Ordinance Number 3021 was by Mr. Weaver and seconded by Mrs. Cook.

The Mayor explained that this rezones these lots to the most compatible City zoning classification. Since these annexed properties were close in proximity, the zoning was combined into a single case.

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

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

NEW BUSINESS

RESOLUTION NUMBER 5332

**Resolution Number 5332 – Alcohol License – SR and RS LLC d/b/a Vestavia Package Store
Requesting an 011- Lounge Retail Liquor – Class II (Package) License For
2970 Columbiana Road; Samir Rana, Executive (public hearing)**

MOTION Motion to approve Resolution Number 5332 was by Mr. Pierce and seconded by Mr. Weaver.

The Mayor stated that this is a change in ownership.

John Erin, attorney for the owner who was also present, stated that his client just purchased the package store which will be run by him and his wife. He has one other employee who is also certified in training for the sale of liquor.

Mr. Pierce stated that this just answered his question concerning training of employees to prevent sales to minors.

The Mayor opened the floor for a public hearing. There being no one else to further address the Council, the Mayor closed the public hearing and called for the question. Roll call vote was 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 opened the floor for unanimous consent for the immediate consideration and action of Ordinance Number 3024.

MOTION Motion for unanimous consent for the immediate consideration and action of Ordinance Number 3024 by Mrs. Cook seconded by Mr. Weaver.
Mrs. Cook – yes Mr. Head – yes
Mr. Pierce – yes Mr. Weaver – yes
Mayor Curry – yes motion carried.

ORDINANCE NUMBER 3024

Ordinance Number 3024 – An Ordinance Exercising The Right Of First Refusal Pursuant To The Construction, Operation And Reciprocal Easement Agreement Between Vestavia Plaza LLC And The City Of Vestavia Hills Alabama Dated November 21, 2013 (public hearing)

MOTION Motion to approve Ordinance Number 3024 was by Mr. Weaver and seconded by Mr. Pierce.

Mr. Downes stated that the City purchased the new City Hall property several years ago and an agreement struck that gave the City parking rights at the adjacent shopping center and the right of first refusal should the shopping center go up for sale. He stated that this Ordinance sets forth the fact that the city opts not to purchase the shopping center. Once adopted, the City will notify the other owner the notice that the City will not purchase that shopping center. Mr. Downes recommends approval.

Mrs. Cook asked about the plans of the purchaser. Mr. Downes stated that was not disclosed. The owner is required to disclose the intent to sell but is not required to provide any other information about the transaction.

Mr. Boone stated that the new owner can redevelop within the zoning classification. He stated that he concurs with the city manager's recommendation.

Discussion ensued and Mr. Pierce pointed out that, if the City were to purchase, the property would have to be used for municipal purposes only.

David Harwell, 1803 Catala Road, asked about the property contemplated for sale. He pointed out that this property was the old Food World.

Mr. Boone clarified that the property for sale is the Vestavia Plaza property minus what the City had already purchased. He added that, when the City purchased its portion of the property, the City got a series of parking and access rights and the new owners retained ownership and control of the balance of the property.

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

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

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

- Resolution Number 5333 – A Resolution Authorizing The City Manager To Accept A Proposal From Ray Engineering Group To Provide Electrical Engineering Services For The City Hall And Police/Court Buildings (*public hearing*)
- Ordinance Number 3022 – An Ordinance To Repeal Ordinance Numbers 56 And 2279; To Amend Chapter 6, Article Ii, Division I, Sections 16-17, 6-18, 6-19, In The Vestavia Hills Code Of Ordinances; And To Prohibit The Sale, Possession, Use, Storage, Distribution And Manufacture Of Pyrotechnics And Fireworks In The City Of Vestavia Hills, Alabama; And To Prescribe The Penalties For Violation Of This Ordinance (*public hearing*)
- Ordinance Number 3023 – Conditional Use Approval – Conditional Use Approval For A Home Occupation; 4950 Reynolds Lane; Willie And Darlene S. Myers, Jr., Owners (*public hearing*)

CITIZEN COMMENTS

None.

At 7:17 PM, Mrs. Cook made a motion to adjourn. The meeting adjourned at 7:18 PM.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

RESOLUTION NUMBER 5333

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT A PROPOSAL FROM RAY ENGINEERING GROUP TO PROVIDE ELECTRICAL ENGINEERING SERVICES FOR THE CITY HALL AND POLICE/COURT BUILDINGS

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 accept a proposal from Ray Engineering Group to provide electrical engineering services for the City of Vestavia Hills City Hall and Police/Court buildings at a cost not to exceed \$6,500; and
2. A copy of said proposal is marked as Exhibit A, attached to and incorporated into this Resolution Number 5333 as if written fully therein; and
3. This Resolution Number 5333 is effective immediately upon adoption and approval.

ADOPTED and APPROVED this the 12th day of July, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



To-Bucky
Exhibit A - Resolution No. 5333

For inclusion
on next
agenda
JH/6.22.21

David M. Hoppe, PE
Albert E. Willard, PE

May 10, 2021

City of Vestavia Hills
City Hall
Vestavia Hills, AL

Attn: Darrin Estes

Re: Vestavia Hills City Hall &
Police Court Building
Essential Power System Modifications

Dear Darrin:

We appreciate the opportunity to provide Electrical Engineering Services for this project. We understand the scope of work to be the relocation of the existing generator, which served the entire complex, to a new location to serve the Police Court Building. An additional generator will be installed to serve select loads in the City Hall Building. The project will include electrical modifications within each building to provide essential power to areas and equipment not presently served from the generator system.

We propose to provide electrical engineering services for this project in two (2) phases:

PHASE 1: Meet with representatives of your office and of other departments, as required, to establish the scope of work to be included in the project, and to make decisions as to how we should proceed with design. Field investigations to determine existing conditions will also be included. The project budget will be established during this phase of services.

We propose to provide services for this phase on an hourly fee basis, plus expenses with an estimated maximum fee of **\$6,500.00**.

PHASE 2:

1. Preparation of contract drawings and specifications.
2. Review of submittals and shop drawings to determine compliance with contract documents.
3. Perform observations during construction to determine compliance with contract documents.

We propose to provide services for **5.0%** of the total electrical construction cost of the project.

**City of Vestavia Hills
City Hall & Police Court Building
Essential Power System Modifications**

**Page 2
May 10, 2021**

The following are not included in this proposal but can be performed as additional services:

1. Changes to design documents after final plans have been accepted.
2. Value engineering analysis over and above normal construction cost review.

Our standard terms for payment are as follows:

Fees will be invoiced on an hourly basis during Phase 1 services. Fees will be invoiced on a percent of completion basis during Phase 2, including preparation of construction documents, and as construction administration progresses. Invoices will be due within 60 days of invoice.

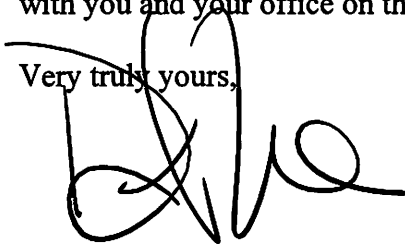
A 1.5% per month charge will be applied to all outstanding balances not paid within the stated time frame(s).

In the event any portion of an account remains unpaid 180 days after invoice date, City of Vestavia Hills agrees to pay cost(s) of collection, including reasonable attorneys' fees and associated costs.

If this proposal is acceptable, please sign in the appropriate space provided below, and return one (1) copy of this letter to us for our file.

Once again thank you for requesting a proposal for our services. We look forward to working with you and your office on this project.

Very truly yours,



David M. Hoppe, PE

dmh

cc: Bookkeeping
File

**City of Vestavia Hills
City Hall & Police Court Building
Essential Power System Modifications**

APPROVAL:

City of Vestavia Hills

BY: _____
(SIGNATURE)

(PRINT OR TYPE NAME)

(TITLE)

(DATE)

ORDINANCE NUMBER 3022

AN ORDINANCE TO REPEAL ORDINANCE NUMBERS 56 AND 2279; TO AMEND CHAPTER 6, ARTICLE II, DIVISION I, SECTIONS 16-17, 6-18, 6-19, IN THE VESTAVIA HILLS CODE OF ORDINANCES; AND TO PROHIBIT THE SALE, POSSESSION, USE, STORAGE, DISTRIBUTION AND MANUFACTURE OF PYROTECHNICS AND FIREWORKS IN THE CITY OF VESTAVIA HILLS, ALABAMA; AND TO PRESCRIBE THE PENALTIES FOR VIOLATION OF THIS ORDINANCE.

THIS ORDINANCE NUMBER 3022 is approved and adopted by the City Council of the City of Vestavia Hills, Alabama on this the 12th day of July, 2021.

WITNESSETH THESE RECITALS:

WHEREAS, on December 3, 1958, the City Council of the City of Vestavia Hills, Alabama approved and adopted Ordinance Number 56 prohibiting the sale, possession or use of pyrotechnics in the City of Vestavia Hills, Alabama; and

WHEREAS, on November 23, 2009, the City Council of the City of Vestavia Hills, Alabama approved and adopted Ordinance Number 2279 to prohibit the sale, possession or use of consumer fireworks in the City of Vestavia Hills, Alabama; and

WHEREAS, the Vestavia Hills Code of Ordinances codifies Ordinance Number 56 and Ordinance Number 2279 in Chapter 6, Article II, Division 1, Sections 6-17, 6-18 and 6-19; and

WHEREAS, the Alabama Legislature enacted Act Number 2021-399 (the "Act") relating to fireworks and pyrotechnics; to amend Sections 8-17-210, 8-17-211, 8-17-216.1, 8-17-217, 8-17-218, 8-17-219, 8-17-220, 8-17-225, 8-17-226, 8-17-237, 8-17-255, 34-33-11, 34-33A-12 and 36-19-29, *Code of Alabama, 1975*; and to add Section 36-19-31 to the *Code of Alabama, 1975*; to redesignate common fireworks as consumer fireworks and to provide for the regulation of consumer fireworks; and

WHEREAS, the Act amended Title 8-17-226, *Code of Alabama, 1975*, to read as follows

“§8-17-226.

(a) This article shall in no wise affect the validity of any city ordinance further restricting the sale or use of aerial devices and audible ground devices, including the authority to adopt ordinances related to aerial devices, sparkling devices, and audible ground devices in accordance with Section 11-45-9.1.

(b) A municipality may enact an ordinance further restricting the sale or use of sparkling devices or novelties. The State Fire Marshal shall keep a current listing of those municipalities that have enacted an ordinance further restricting the sale or use of

sparkling devices or novelties. This subsection shall not affect any existing ordinance in a Class 1 municipality;” and

WHEREAS, the Act was signed by Governor Kay Ivey on May 13, 2021 and becomes effective July 12, 2021; and

WHEREAS, the City Council of the City of Vestavia Hills, Alabama hereby finds and determines that the enactment of this Ordinance Number 3022 prohibiting the sale, possession, use, storage, distribution and manufacture of pyrotechnics and fireworks within the City limits of the City of Vestavia Hills, Alabama will promote the health, safety and welfare of the inhabitants of the municipality.

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

SECTION 1: DEFINITIONS: For purposes of this Ordinance Number 3022, the term “fireworks” shall mean and include the following:

- A. Pyrotechnics.
- B. Squib.
- C. Rocket.
- D. Firecracker.
- E. Roman candle.
- F. Fire balloon.
- G. Signal light.
- H. Railway track torpedo.
- I. Flashlight composition.
- J. Aerial devices being any type of Department of Transportation (“D.O.T”) Class C Consumer Fireworks as defined in Alabama Legislative Act No. 2021-399 (codified at Title 8-17-210, *Code of Alabama, 1975*).
- K. Audible ground devices being any type of D.O.T. Class C Consumer Fireworks as defined by Alabama Legislative Act No. 2021-399 (codified at Title 8-17-210, *Code of Alabama, 1975*).
- L. D.O.T. Class C Consumer Fireworks as defined in Alabama Legislative Act No. 2021-399 (codified at Title 8-17-210, *Code of Alabama, 1975*).
- M. Novelties as defined in Alabama Legislative Act No. 2021-399 (codified at Title 8-17-210, *Code of Alabama, 1975*), including any and all of the following:

- (i) party poppers.
- (ii) snappers.
- (iii) toy smoke devices.
- (iv) Snake, glow worms.
- (v) wire sparklers, dipped sticks.

N. Sparkling devices as defined in Alabama Legislative Act No. 2021-399 (codified at Title 8-17-210, *Code of Alabama, 1975*).

O. Anything that will detonate or explode.

P. Other devices or compositions used to obtain visible or audible pyrotechnic display or other result.

SECTION 2: UNLAWFUL AND PROHIBITED ACTS: Except as herein provided, it shall be unlawful for any person, firm, partnership, corporation or other legal entity to sell, possess, use, keep, store, distribute or manufacture any pyrotechnics or fireworks within the corporate City limits of the City of Vestavia Hills, Alabama.

SECTION 3: PERMIT FOR SPECIAL EVENT: The Chief of the Vestavia Hills Police Department may, upon due application, grant and issue a permit to a properly qualified person, firm, partnership, corporation or other legal entity for producing, making or giving a pyrotechnic display of fireworks in the public parks or other open places within the City of Vestavia Hills, Alabama.

SECTION 4: VIOLATIONS AND PENALTIES: It shall be unlawful to violate any of the terms and provisions of this ordinance. Any person, firm or corporation violating any of the said terms and provisions of this ordinance shall, upon conviction, be punished in accordance with Title 11-45-9, *Code of Alabama, 1975*, for a misdemeanor violation for each such offense. Each day any violation of this ordinance shall continue shall constitute a separate offense.

SECTION 5: SEVERABILITY CLAUSE: 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 6: ARTICLE AND SECTION HEADINGS: The article and section headings and captions contained herein are included for convenience only, and shall not be considered a part hereof or affect in any manner the construction or interpretation hereof.

SECTION 7. REPEALER CLAUSE: Ordinance Number 56 and Ordinance Number 2279, codified in Chapter 6, Article II, Division 1, Sections 6-16, 6-17 and 6-18, are hereby repealed.

SECTION 8: EFFECTIVE DATE: This Ordinance Number 3022 shall become effective immediately upon adoption and publication or posting as required by Alabama law.

DONE, ORDERED, ADOPTED and APPROVED this the 12th day of July, 2021.

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 No. 3022 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 12th day of July, 2021, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, and Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2021.

Rebecca Leavings
City Clerk

PATRICK H. BOONE
ATTORNEY AND COUNSELOR AT LAW
NEW SOUTH FEDERAL SAVINGS BUILDING, SUITE 705
215 RICHARD ARRINGTON, JR. BOULEVARD NORTH
BIRMINGHAM, ALABAMA 35203-3720
TELEPHONE (205) 324-2018
FACSIMILE (205) 324-2295

E-Mail: patrickboone@bellsouth.net

June 16, 2021

By Electronic Mail

City Manager Jeffrey D. Downes
Vestavia Hills Municipal Center
1032 Montgomery Highway
Vestavia Hills, Alabama 35216

In Re: New Ordinance Number 3022 Prohibiting the Sale, Possession, Use, Storage, Distribution and
Manufacture of Pyrotechnics and Fireworks in the City of Vestavia Hills, Alabama

Dear Mr. Downes:

Recently, the Alabama Legislature enacted Act No. 2021-399 to provide for the regulation of
consumer fireworks. That law will become effective on July 12, 2021.

It is my legal opinion that the City should approve and adopt a new Ordinance to prohibit the sale,
possession, use, storage, distribution and manufacture of pyrotechnics and fireworks in the City. I have
prepared and submit Ordinance Number 3022.

I recommend as follows:

1. That Ordinance Number 3022 be put on the City Council agenda for June 28, 2021 for a
first read.
2. That Ordinance Number 3022 be put on the City Council agenda for its meeting on July
12, 2021 for consideration of approval.

I have sent Ordinance Number 3022 to Becky Leavings in "Word" format. Please call me if you
have any questions.

Sincerely,



Patrick H. Boone
Vestavia Hills City Attorney

PHB:gp
Enclosure

cc: Mayor Ashley C. Curry (by e-mail)
City Clerk Rebecca Leavings (by e-mail)
Fire Marshal Ryan Farrell (by e-mail)

RESOLUTION NUMBER 5335

**A RESOLUTION GRANTING SPIRE ALABAMA, INC., A UTILITY
EASEMENT FOR CONNECTION OF NATURAL GAS SERVICE**

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

1. The City Manager is hereby authorized to sign an agreement with Spire Alabama, Inc., to grant an easement, right and privilege as described in said Exhibit A, attached to and incorporated into this Resolution Number 5335 as if written fully therein; and
2. Resolution Number 5335 shall become effective immediately upon adoption and approval.

ADOPTED and APPROVED this the 12th day of July, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

EASEMENT

Jefferson County, Alabama

_____, 2021

For and in consideration of the sum of ONE AND NO/100 Dollars (\$1.00) and other valuable consideration in hand paid, the receipt of which is hereby acknowledged.

CITY OF VESTAVIA HILLS, A MUNICIPAL CORPORATION (Grantor)

1032 Montgomery Hwy
Vestavia Hills, AL 35216

does hereby grant unto

SPIRE ALABAMA INC. (Grantee)

2101 Sixth Avenue North
Birmingham, AL 35203

owners of a tract of land described as follows: Part of Section 30, Township 18 South, Range 2 West as described in Deed Book 6935 on Page 412 and further described as "Lot 2, Resurvey of Lots 4, 8, 9, 10, 11, & 12, Fourth Addition to Beacon Hill" as recorded in Map Book 241, Page 82 in the Office of the Judge of Probate, Jefferson County, Alabama Records, its successors, assigns, lessees and tenants forever, the right and easement to construct, operate and maintain a gas distribution system consisting of mains, piping, valves, service connections, appurtenances and above ground structures along with the right to construct, maintain, alter, inspect, repair, replace, protect, relocate, change the size of, operate and remove a cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein, in, under and across the following part of the aforesaid land, namely:

A variable width strip of land in the above parcel as shown on Exhibit "A" , together with the rights to use additional space adjacent to the above described easement as may be required during construction and the right of ingress to and egress from the above described land and contiguous land owned by **Grantor**. In exercising its rights of access **Grantee** shall whenever practical, use existing roads or lanes.

Grantee, its successors and assigns, will have the right to use and control a line or lines of natural gas pipe for the circulation and distribution of natural gas for public or private use through the above described property for all proper purposes connected with the installation, use, maintenance, and replacement of the line(s) of natural gas pipe, and with the attachment thereto of the service lines of its customers.

Furthermore, **Grantee**, its successors and assigns, will have the right to use and control a cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein through the above described property for all proper purposes connected with the installation, use, maintenance, and replacement of the cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein. **Grantee** has the right and privilege of removing at any time, any or all the cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances to produce cathodic protection currents therein without surrendering its easement rights stated herein. **Grantee** has the right and privilege of removing at any time, any or all the line of natural gas improvements without surrendering its easement rights stated herein. If the natural gas pipe to which the service line connection(s) of the undersigned is abandoned, the service line (s) and the connection(s) may be relocated to another natural gas pipe as directed by **Grantee**.

Grantors shall have the right to use and enjoy the above described lands, except as to the rights herein conveyed. **Grantor** agrees not to obstruct or interfere with the normal use or maintenance of such pipe line or lines and any connections to the same along with cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances to produce cathodic protection currents therein. The undersigned also agrees not to erect or cause to be erected any building or structure on said easement and not place fill in excess of five (5) feet on pipeline(s) or cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein, or remove overburden (cover) such that pipeline or cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein, does not have at least three (3) feet of remaining cover. **Grantee** shall also have the right to clear and keep clear brush, trees, shrubbery, roots and other obstructions which, in **Grantee's** judgment, may interfere with the safe, proper and expeditious laying, construction, maintenance, alteration, inspection, repair, replacement, protection, relocation, operation and removal of said pipe line(s), lines and facilities, cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein or any part thereof, within or upon the above described land.

Grantor further reserves the right to make other improvements it desires on, over, in or near the Easement Area and should **Grantor's** improvements plan so require, **Grantee** will remove its gas distribution system components, cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein, from the referenced Easement Area; provided however, that **Grantor** agrees to provide to **Grantee** written notice no less than 120 days before commencing work in connection with any such improvements. In connection with any such improvement, **Grantor** agrees to provide detailed information regarding such improvements to **Grantee** and to cooperate with **Grantee** to identify an alternate Easement Area owned or controlled by **Grantor** and agreeable to both parties with respect to which **Grantee** would be accorded rights substantially similar to those contemplated herein. In any such instance, the cost of removing and relocating the gas distribution system components, cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances to produce cathodic protection currents therein, shall be paid by the **Grantor** if the removal and relocation is made necessary by the actions of **Grantor**.

Grantor warrants and will defend the title to said easement during its existence with the **Grantee** for its use and benefit against all parties whatsoever.

Grantee accepts this easement with the understanding and on the condition, that whenever it shall make any excavations in the above-described property the **Grantee** will properly backfill all excavations and shall restore the ground as nearly as practicable to its former condition.

IN WITNESS WHEREOF, said CITY OF VESTAVIA HILLS has caused these presents to be signed by its _____ the day and year first above written.

Name: _____

Printed Name: _____

Title: _____

STATE OF Alabama)
) ss.
COUNTY OF Jefferson)

On the _____ day of _____, 2021, before me,
(insert Notary's name) _____, a notary public in and for
said state, appeared _____, who being by me duly sworn, did say that
he/she is _____ of CITY OF VESTAVIA HILLS and that said
instrument was signed in behalf of said corporation by authority of its _____
and the said _____ acknowledged said instrument to be the free act
and deed of said CITY OF VESTAVIA HILLS, ALABAMA .

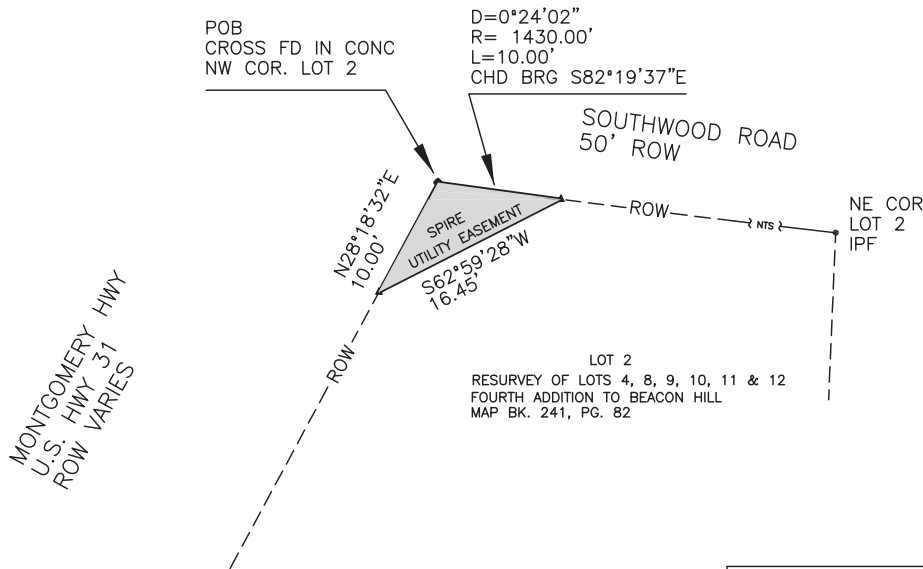
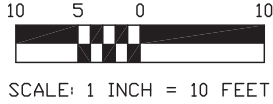
My Commission expires _____

Notary Public

Printed Name

Source of Title: Deed Book 6935, Page 412

This instrument was prepared by: Mr. Castor Armesto
700 Market Street, 6th Floor
St. Louis, MO 63101



STATE OF ALABAMA
JEFFERSON COUNTY

PERMANENT SPIRE UTILITY EASEMENT

An easement, lying in the Northwest corner of "Lot 2, Resurvey of Lots 4, 8, 9, 10, 11 & 12, Fourth Addition to Beacon Hill" subdivision as recorded in Map Book 241, Page 82 in the Office of the Judge of Probate, Jefferson County, Alabama, being more particularly described as follows:

Commence at a cross found in concrete, being the Northwest corner of Lot 2, Resurvey of Lots 4, 8, 9, 10, 11 & 12, Fourth Addition to Beacon Hill" subdivision as recorded in Map Book 241, Page 82 in the Office of the Judge of Probate, Jefferson County, Alabama, said point also being The Point Of Beginning of said Spire utility easement; thence proceed along the North line of Said Lot 2 and the South right of way margin of Southwood Road, along the arc of a curve having a central angle of 0°24'02", a radius of 1430.00', and arc length of 10.00 feet as measured along a chord bearing S82°19'37"E, to a point; thence leaving said Lot line and South right of way, proceed S62°59'28"W for 16.45 feet to a point on the West line of said Lot 2 and the East right of way margin of U.S. Hwy 31; thence proceed N28°18'32"E, long said Lot line and East right of way, for 10.00 feet to The Point Of Beginning of said Spire utility easement.

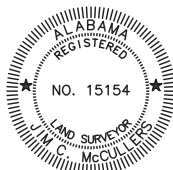
Said easement contains 46.70 square feet or 0.001 Acres, more or less.

April 28, 2021

I, Jim C. McCullers, hereby state that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standard of Practice for Surveying in the State of Alabama to the best of my knowledge, information and belief.

Jim C. McCullers

Jim C. McCullers
AL. PLS # 15154



NOTES:

- The purpose of this survey is to create a permanent Spire utility easement.
- The basis of bearings shown on this survey are taken from subdivision plats referenced on this survey.
- Property lines shown have been established from property corners and subdivision plats referenced on this survey.
- Surveyor did not conduct a title search nor makes any opinion of title.
- Other improvement or utilities may exist that are not shown.
- Easement located in S30, T18S, R2W, Jefferson Co. AL.

LEGEND

IPF ● IRON PIN FOUND	—U— OVERHEAD UTILITY LINES
I.P.S ○ IRON PIN SET	—F— FENCE
CMF □ CONCRETE MONUMENT FOUND	—C— CONCRETE RECORD
CHS □ CONCRETE MONUMENT SET	() NOT TO SCALE
PKF □ PK NAIL FOUND	Ac ADDRESS
PKS □ PK NAIL SET	CL CENTERLINE
RRF △ RR SPIKE FOUND	ROW RIGHT OF WAY
△ TRAVERSE POINT	ESMT EASEMENT
○ UTILITY POLE	MBL MINIMUM BUILDING LINE
	OD OUTSIDE DIAMETER
	DB MAP BOOK
	Pg DEED BOOK
	Pg PAGE
	PgB POINT OF BEGINNING

McCULLERS-CAPPS & ASSOCIATES, INC.
Surveyors-Mappers-Consultants
(205) 957-1519
5533 Bankhead Highway
Birmingham, Alabama 35210

EXHIBIT "A"
SPIRE UTILITY EASEMENT
509 MONTGOMERY HWY
BIRMINGHAM AL 35216

date 4-28-2021	job no. 20063	dwn. by JCM	dwg. no. 1E	rev. 0
scale: 1"=10'	f.b. no. NA	chkd. by MEC		

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

July 7, 2021

To: Rebecca Leavings, City Clerk

CC: Brian Davis, Director of Public Services
Lori Beth Kearley, Assistant City Engineer

From: Christopher Brady, City Engineer

RE: consent of easement to Spire, Fire Station No.1

I have reviewed the request for an easement to be established across a portion of City-owned property at Fire Station No.1 , 509 Montgomery Hwy, to allow Spire to establish gas main facilities across this corner of the property.

I see no concerns with this request and recommend City approval.

Please let me know if questions,

Sincerely,
-Christopher





Property Report

Thursday, August 20, 2020

509 Montgomery Hwy, Vestavia Hills, AL 35216-1807
Jefferson County, AL parcel# 28-00-19-3-012-001.001

Property Report

Location

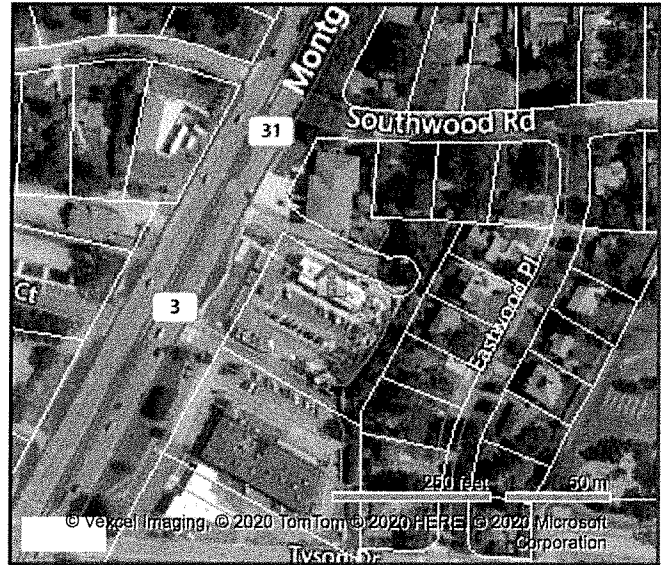
Property Address 509 Montgomery Hwy
Vestavia Hills, AL 35216-1807
Subdivision Beacon Hill 4Th Add Res
County Jefferson County, AL

Current Owner

Name Vestavia Hills City Of
Mailing Address 1032 Montgomery Hwy
Vestavia Hills, AL 35216-2806

Property Summary

Property Type Exempt
Land Use Police, Fire/Civil Defense
Improvement Type
Square Feet



General Parcel Information

Parcel/Tax ID 28-00-19-3-012-001.001
Alternate Parcel ID
Account Number 445508
District/Ward Vestavia Hills
Census Tract/Block
Assessor Roll Year 2019

Sales History through 08/07/2020

No sales information was found for this parcel.

Tax Assessment

Appraisals	Amount	Taxes	Amount
Assessment Year	2019	Tax Year	2016
Appraised Land	\$322,500	City Taxes	\$0
Appraised Improvements	\$0	County Taxes	\$0
Total Tax Appraisal	\$322,500	Total Taxes	\$5,972.70
Total Assessment	\$64,500	Exempt Amount	
		Exempt Reason	

Mortgage History

No mortgages were found for this parcel.

Property Characteristics: Building

No Buildings were found for this parcel.

Property Characteristics: Extra Features

No extra features were found for this parcel.

Property Characteristics: Lot

Land Use	Police, Fire/Civil Defense	Lot Dimensions	100.00X116.20
Block/Lot	/2	Lot Square Feet	40,311
Latitude/Longitude		Acreage	

Property Characteristics: Utilities/Area

Gas Source	Natural	Road Type	Paved Curb And Gutter
Electric Source		Topography	Nearly Level
Water Source	Public	District Trend	
Sewer Source	Public	Special School District 1	02
Zoning Code		Special School District 2	
Owner Type			

Legal Description

Subdivision	Beacon Hill 4Th Add Res	Plat Book/Page	241/82
Block/Lot	/2	Description	Lot 2 Resurvey Of Lots 4,8,9,10,11 & 12
District/Ward	Vestavia Hills		Fourth Addition To Beacon Hill Pb 241 Pg 82

Fema Flood Zones

Zone Code	Flood Risk	BFE	Description	FIRM Panel ID	Firm Panel Eff. Date
X	Minimal		Area of minimal flood hazard, usually depicted on FIRMs as above the 500-year flood level.	01073C0558H	09/03/2010

Thursday, August 20, 2020

509 Montgomery Hwy, Vestavia Hills, AL 35216-1807
Jefferson County, AL parcel# 28-00-19-3-012-001.001

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Information Deemed Reliable But Not Guaranteed.
Contact Us at (800) 374-7488 ext 3 for Help.

VG935/412

Form 1-1-66 (PA 1957) WARRANTY DEED—LAWYERS TITLE INSURANCE CORPORATION, Birmingham, Alabama

OFF 6935P412

State of Alabama

JEFFERSON COUNTY, KNOW ALL MEN BY THESE PRESENTS

That in consideration of One and no/100 (\$1.00)----- DOLLARS

to the undersigned grantors Glady's B. Goodson, Nell A. Byrd and Virginia S. Byrd

in hand paid by City of Vestavia Hills, Alabama, a Municipal Corporation

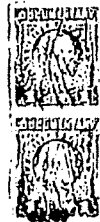
the receipt whereof is acknowledged we the said Gladys B. Goodson and husband, Paul H. Goodson, Virginia S. Byrd and husband, Charles R. Byrd, and Nell A. Byrd, a widow do grant, bargain, sell and convey unto the said City of Vestavia Hills

the following described real estate, situated in Jefferson County, Alabama,

to-wit:

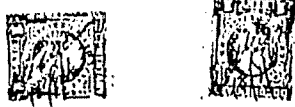
Parcel III

Lots 8, 9, 10, 11 and 12, according to the Fourth Addition to Beacon Hill, recorded in Map Book 38, Page 3, in the Probate Office of Jefferson County, Alabama.



The above property is conveyed, subject to the following liens, limitations and restrictions:

- (a) All municipal improvement assessment which may be a lien against the above described property;
- (b) All ad valorem taxes;
- (c) All easements, restrictions and rights of way of record.



TO HAVE AND TO HOLD, To the said City of Vestavia Hills, its successors

and assigns forever.

And we do, for ourselves and for our heirs, executors and administrators, covenant with the said City of Vestavia Hills, its successors

and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances; except as above set forth

that we have a good right to sell and convey the same as aforesaid; that we will, and our heirs, executors and administrators shall warrant and defend the same to the said City of Vestavia Hills, its successors

and assigns forever, against the lawful claims of all persons.

In Witness Whereof, we have hereunto set our hand and seal this 8th day of October, 1963.

Nell A. Byrd
Nell A. Byrd

Glady's B. Goodson (Seal.)
Glady's B. Goodson
Paul H. Goodson (Seal.)
Paul H. Goodson
Virginia S. Byrd (Seal.)
Virginia S. Byrd
Charles R. Byrd (Seal.)
Charles R. Byrd

DEED 6935P413

RETURN TO:

S.W.D.

*Wm. P. [unclear] to
Paul H. Goodson, Jr.
Birmingham, Ala.
October 8, 1963*

City of Vestavia Hills

*513 Pleasant Valley
10-8*

WARRANTY DEED

STATE OF ALABAMA

County:

*6935
413*

Judge of Probate

LAWYERS TITLE INSURANCE CORPORATION

The Insurance BIRMINGHAM, ALA.

DEED TAX \$
RECORD FEE \$
TOTAL \$

State of ALABAMA

JEFFERSON COUNTY

General Acknowledgment

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Gladys B. Goodson and husband, Paul H. Goodson, Virginia S. Byrd and husband, Charles R. Byrd, and Neil A. Byrd, a widow, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this *8th* day of October A. D., 1963

Emilia [unclear]
Notary Public.

STATE OF ALA. JEFFERSON CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON
DEED 6935P412

OCT 18 3 39 PM '63

RECORDED & L.M.T.G. TAX
& S... DEED TAX HAS BEEN
PAID ON THIS INSTRUMENT.

John [unclear]
JUDGE OF PROBATE

STATE OF ALABAMA
JEFFERSON COUNTY
I hereby certify that no ad valorem tax or deed tax is
being collected on this instrument.

John [unclear]
JUDGE OF PROBATE
"NO TAX COLLECTED"

RESOLUTION NUMBER 5334

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT A QUOTE FROM TENNESSEE VALLEY METALS TO CONSTRUCT AN OVERHEAD CANOPY ABOVE THE REAR DOOR OF THE POLICE BUILDING AT CITY HALL FOR PROTECTION OF THE IMMEDIATE INSIDE AREAS OF THE BUILDING DURING INCLEMENT WEATHER CONDITIONS

WHEREAS, the Vestavia Hills Police Chief has indicated in a letter to the City Manager dated July 6, 2021, that water is funneling into the building causing damage to the floor in times of inclement weather. A copy of said letter is marked as Exhibit A, attached to and incorporated into this Resolution Number 5334 as if written fully there; and

WHEREAS, in the letter the Police Chief indicated a need for an overhead metal awning (canopy), 120 square feet in area to be erected over the rear entrance to the Police building at a cost not to exceed \$6,300.00. A copy of said quote is marked as Exhibit B, attached to and incorporated into this Resolution Number 5334 as if written fully therein; and

WHEREAS, the City Council feel it is in the best public interest to erect the awning as described and as detailed in the attached Exhibit B.

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 accept the attached quote from Tennessee Valley Metals for erection of a 120 SF metal awning at the rear entrance to the Police building at a cost not to exceed \$6,300.00; and
2. The City Manager is authorized to take all actions and execute all documents necessary to provide for the installation of said awning; and
3. This Resolution Number 5334 shall become effective immediately upon adoption and approval.

ADOPTED and APPROVED this the 12th day of July, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



Vestavia Hills Police Department

Danny P Rary
Chief of Police

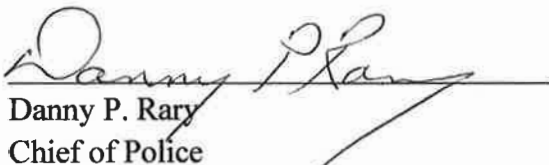
Ashley Curry
Mayor

Date: 6 July 2021

To: Jeff Downes
From: Chief D. P. Rary
Re: Awning rear of PD

Please accept this request for the below listed item to be placed on the agenda for the City Council's consideration for unanimous consent approval.

The Vestavia Hills Police Department is requesting the addition of a 120sqft. overhead awning for the rear entrance to the building. The slope and grade of the asphalt in front of the door funnels rain water directly into the building which is causing damage to the floor. The awning will divert the water from this area and help reduce water seepage into the building. Additionally it will provide a dry entrance/exit for patrol officers. The awning is of all metal construction and corresponds to the overall aesthetics of the building. Tennessee Valley Metals has submitted a bid for the project that is acceptable.


Danny P. Rary
Chief of Police



Date: 07/06/21
 Project Information:
Vestavia Hills Police Department
Vestavia Hills, AL

Quotation #: 21-0886
 Revision #: 1

To: **Vestavia Hills Police Department**
1032 Montgomery Hwy
Vestavia Hills, AL 35216
 Attn: **Joel Gaston**

Phone: 205-978-0137
 Fax:
 Mobile: 205-329-8482
 Email: jgaston@vhal.org

Tennessee Valley Metals is pleased to provide the following quote:

The following includes aluminum protective covers as noted herein. See below for scope clarification. All dimensions listed below are nominal, as shown on documents provided.

Scope of Work:

Aluminum canopy system which includes extruded aluminum beams, columns, fascia, tube framing and decking as well as roll-formed standing seam panels and trim (for awnings).

Canopy Information:

QTY	Description	Length	Width	Sq Ft	Notes
1	Extruded Aluminum Overhead Canopy	12	10	120	base bid, overhead canopy
				0	
				0	
				0	
				0	
				0	
				0	
				0	
				0	
				0	
				0	
				0	
				0	
				0	
Total Sq Ft				120	

Material Finish:	Standard Polyester				
Color:	Standard Baked Enamel: White, Bronze, Silver				
Addendum/Addenda:			Alternates:		
Warranty:	<i>(Years from Manufacturer)</i>	System:	1	Finish:	1

Project Lead Times:

Shop Drawing Schedule: Allow up to 9 weeks after receipt of executed Purchase Order, completion of acceptable credit check by Tennessee Valley Metals and all other required engineering information for submittal of shop drawings. Schedule subject to change based on date order received

Material Schedule: Allow up to 9 weeks after receipt of approved shop drawings and color for material to be available for fabrication. Schedule subject to change based on date order received.

Fabrication Schedule: Allow up to 2 weeks after receipt of material and final field measurements for completion of canopy fabrication. Schedule subject to change based on date order received.

The timeline for fabrication does not start until TVM receives final approved submittals, including color selection, from the customer or the architect.

Date: 07/06/21

Project Information:

Vestavia Hills Police Department
Vestavia Hills, AL

Quotation #: 21-0886Revision #: 1**Included in scope:**

1. Sales / use tax is included.
2. Engineering is included unless otherwise specified.
3. Materials, drawings, field measurements and installation are included.
- 4.
- 5.
- 6.
- 7.
- 8.

Excluded from scope:

1. Bonds of any kind
2. Special insurance requirements such as wavier of subrogation and additional insured
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.
- 10.

Additional Notes:

1. This quotation is subject to review and re-pricing when order is received.
2. **This quotation shall remain valid for 30 days only.**
3. It is the intent of TVM to provide a canopy design to reflect its best interpretation of the design intent of the documents provided
4. All work will commence upon receipt of purchase order, contract or signed quote. This offer does not include any design changes or additional materials outside the definition of the approved submittal by the customer/architect. Any changes made after submittal approval will require a quote for additional work/materials.

Terms of Payment (for Material Only Purchases)

- * Materials- Net 30 days from shipping date, unless otherwise indicated in credit review.
- * Interest of 1.5% per month applies to overdue payments.
- * Tennessee Valley Metals will not accept damages, either liquidated or consequential, due to delays.
- * Material only deliveries are FOB Oneonta, AL. The customer accepts responsibility of all materials from the moment the product leaves TVM's dock.



Date: 07/06/21
 Project Information:
Vestavia Hills Police Department
Vestavia Hills, AL

Quotation #: 21-0886
 Revision #: 1

Project Pricing:

BASE BID

	\$6,300.00
TOTAL	\$6,300.00

ALTERNATES

TOTAL	

ADDS

TOTAL	\$0.00

DEDUCTS

TOTAL	\$0.00

*** NOTE: The attached additional terms and conditions are also part of the agreement.**

GRAND TOTAL **\$6,300.00**

Tennessee Valley Metals appreciates your business!

Best Regards,

Andrew Horsley
 Estimator
andrew.horsley@tvmetals.com

Customer Acceptance*

I have read and understand all information listed herein:

Signature

Printed Name and Title

Company Name and Date





RESOLUTION NUMBER 5336

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE HOLIDAY DÉCOR FOR THE CITY OF VESTAVIA HILLS, ALABAMA

WHEREAS, the City Council of the City of Vestavia Hills, Alabama developed a 2021 Strategic Plan (the “Plan”) which included the goal of evaluation and consideration of the improvement of holiday décor with particular emphasis on pole mounted decorations within the City; and

WHEREAS, a catalog of options was presented to the Vestavia Hills Beautification Board for input and selection of a series of décor options; and

WHEREAS, a community survey was conducted through Vestavia Listens in order to solicit resident input on those décor options, and

WHEREAS, the consensus of the Beautification Board and the community survey was to replace the current inventory of pole mounted lights with an equal assortment of LED lights that include snowflakes, trees and angels; and

WHEREAS, the addition of a menorah for display is included in the holiday décor upgrades; and

WHEREAS the cost for these purchases is anticipated at \$75,000.

**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 purchase holiday décor as described above at an anticipated cost of \$75,000; and
2. This Resolution Number 5336 shall become effective immediately upon approval.

ADOPTED and APPROVED this the 12th day of July, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

Rebecca Leavings

Subject: FW: Holiday Decor Estimate of Costs

Estimate of Costs for Holiday Décor			
<i>Description</i>	<i>Qty</i>	<i>Unit Cost</i>	<i>Ext Cost</i>
Snowflake	44	\$ 540	\$ 23,760
Tree	44	\$ 475	\$ 20,900
Angel	44	\$ 563	\$ 24,772
Shipping			\$ 1,530
Menorah	1		\$ 4,000
Grand Total			\$ 74,962

ORDINANCE NUMBER 3023

**AN ORDINANCE GRANTING A CONDITIONAL USE APPROVAL
FOR A HOME OCCUPATION**

WHEREAS, on October 16, 2000 the City Council of the City of Vestavia Hills, Alabama approved and adopted Ordinance Number 1838 creating and establishing a P.U.D. (planned unit development) classification; and

WHEREAS, on February 19, 2001 the City Council of the City of Vestavia Hills adopted and approved Ordinance Number 1864 to rezone 3,350 +/- acres from multiple Jefferson County and Vestavia Hills zoning classifications to Vestavia Hills P.U.D.; and

WHEREAS, Section 709.5.A.1.b of Ordinance Number 1838 classifies a “home occupation” permitted only as a “Conditional Use” and

WHEREAS, Willie and Darlene S. Myers, Jr., have submitted application for conditional use approval for a home occupation to be operated in the residence located at 4950 Reynolds Lane, Vestavia Hills, Alabama located in the Liberty Park P.U.D.; and

WHEREAS, Mr. and Mrs. Myers have indicated in their application for conditional use approval that they will operate a claims adjustment business out of their home pursuant to the specifications of a home occupation; and

WHEREAS, a copy of said application dated May 6, 2021 is attached and hereby incorporated into this Ordinance Number 3023.

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

1. Conditional Use Approval is hereby approved for Willie and Darlene S. Myers, Jr., for a home occupation as described in the above-referenced application for their residence located at 4950 Reynolds Lane, Vestavia Hills, Alabama located in Liberty Park P.U.D. subject to the provisions in Article 9 of the Vestavia Hills Zoning Code outlined as follows:
 - (1) “Home occupation is defined as any use customarily conducted entirely within a dwelling and carried on solely by the inhabitant thereof, and which use is clearly incidental, accessory, subordinate and secondary to the use of the dwelling for dwelling purposes, and does not change the character of the

dwelling itself or any part of parcel of property in the neighborhood surrounding said dwelling.

- (2) Home occupations shall be conducted only in the main dwelling building on the lot. No more than twenty-five percent (25%) of the said dwelling may be used for a home occupation.
 - (3) There shall be no public display of goods and absolutely no commodities sold on the premises; no customer, client or employee traffic to, at or near the residence that is generated, directly or indirectly, by said home occupation. There shall be no pickup or deliveries to the residences that are related to said home occupation whether directly or indirectly.
 - (4) No sign may be attached to the dwelling or any part of the real estate advertising any home occupation.
 - (5) No home occupation or profession shall be permitted if such occupation creates noise, odors, vibrations or traffic which interferes with the residential qualities of the neighborhood insofar as health, safety, morals, convenience and general welfare are concerned.
 - (6) In order to be a permitted home occupation or profession, the use must be one which is habitually, customarily and commonly established as a reasonable incidental, accessory, subordinate and secondary use.
 - (7) Operation of any and all other business of any nature in residential zones is expressly prohibited; and
 - (8) The activity carried on as home occupation shall be limited to the hours between 7:00 AM and 10:00 PM.”
2. Conditional Use Approval is further conditioned upon and subject to all applicable private and restrictive covenants attached to the property located at 4950 Reynolds Lane, Vestavia Hills, Alabama located in the Liberty Park P.U.D.
 3. A City of Vestavia Hills Business License shall be issued upon application and payment by Mr. and Mrs. Myers working to the rules and regulations outlined in the Vestavia Hills Business License Code and shall be renewed each year

that the home occupation is operated from the location at 4950 Reynolds Lane, Vestavia Hills, Alabama located in the Liberty Park P.U.D.

4. At any time should Mr. and/or Mrs. Myers vacate the premises located 4950 Reynolds Lane, Vestavia Hills, Alabama, discontinue or relocate their business, this conditional use approval shall be nullified and said Ordinance Number 3023 shall be automatically repealed.

ADOPTED and APPROVED this the 26th day of July, 2021.

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 # 3023 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 July, 2021 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2021.

Rebecca Leavings
City Clerk

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

Date: **JUNE 10, 2021**

- **CASE:** P-0621-22
- **REQUESTED ACTION:** Conditional Use Approval for a home based business
- **ADDRESS/LOCATION:** 4950 Reynolds Ln.
- **APPLICANT/OWNER:** Willie & Darlene S. Myers, Jr.
- **GENERAL DISCUSSION:** The applicant wishes to conduct a home based business in Liberty Park. As currently required by the Liberty Park PUD a conditional use permit is required for a home based business. A description of the applicants business is attached. The property is zoned PR-1.
- **LIBERTY PARK MASTER PLAN:** This request is consistent with the procedures of the Liberty Park PUD.
- **STAFF REVIEW AND RECOMMENDATION:**
 1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

City Planner Recommendation: I recommend the Commission recommend approval with the following conditions:

1. Home occupations shall be conducted only in the principal dwelling. No more than twenty-five (25) percent, up to 500 sq. ft., of the dwelling may be used for a home occupation.
2. There shall be no outdoor display or storage associated with the home occupation and no commodities shall be sold on the premises other than by phone, mail or internet. No goods shall be delivered to a purchaser on the premises.
3. No sign may be attached to the dwelling or any part of the real estate advertising any home occupation.
4. No home occupation shall be permitted if it creates noise, odors, vibrations or traffic congestion, which interferes with the residential qualities of the neighborhood insofar as health, safety, morals, convenience and general welfare are concerned.

5. In order to be a permitted home occupation, the use must be one which is habitually, customarily, and commonly established as a reasonable incidental, accessory, subordinate and secondary use. The existing dwelling shall not be enlarged to accommodate the home occupation; nor shall any accessory structure be built for the purpose of operating the home occupation.

6. No home occupation shall be permitted that requires the operation or keeping on premises of a commercial vehicle.

7. No persons other than members of the family residing on the premises shall be employed by the home occupation.

8. Home occupations shall be limited to the hours between 7:00 a.m. and 10:00 p.m.

2. **City Engineer Review:** I have reviewed the application and I have no issues with this request.

3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request

4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

MOTION Mr. Larson made a motion to recommend Conditional Use Approval for a home occupation for 4950 Reynolds Ln. with the following conditions:

1. Home occupations shall be conducted only in the principal dwelling. No more than twenty-five (25) percent, up to 500 sq. ft., of the dwelling may be used for a home occupation.

2. There shall be no outdoor display or storage associated with the home occupation and no commodities shall be sold on the premises other than by phone, mail or internet. No goods shall be delivered to a purchaser on the premises.

3. No sign may be attached to the dwelling or any part of the real estate advertising any home occupation.

4. No home occupation shall be permitted if it creates noise, odors, vibrations or traffic congestion, which interferes with the residential qualities of the neighborhood insofar as health, safety, morals, convenience and general welfare are concerned.

5. In order to be a permitted home occupation, the use must be one which is habitually, customarily, and commonly established as a reasonable incidental, accessory, subordinate and secondary use. The existing dwelling shall not be enlarged to accommodate the home occupation; nor shall any accessory structure be built for the purpose of operating the home occupation.

6. No home occupation shall be permitted that requires the operation or keeping on premises of a commercial vehicle.

7. No persons other than members of the family residing on the premises shall be employed by the home occupation.

8. Home occupations shall be limited to the hours between 7:00 a.m. and 10:00 p.m.

Second was by Mr. Honeycutt. Motion was carried on a roll call; vote as follows:

Mr. Maloof – yes
Mr. Romeo – yes
Mr. Honeycutt – yes
Motion carried.

Mr. Ferrell – yes
Mr. Larson – yes
Mrs. Barnes – yes

2021 MAY -6 A 2:00
CITY OF VESTAVIA HILLS
PLANNING AND ZONING COMMISSION

Conditional Use Application

I. INSTRUCTIONS AND INFORMATION:

- (1) The Vestavia Hills Planning and Zoning Commission meets regularly on the second Thursday of each month at 6:00 PM in Council Chambers at the Municipal Center.
- (2) All materials and information relating to a conditional use approval before the Planning and Zoning Commission must be submitted to the Office of the City Clerk no later than **25 working days prior to the scheduled meeting at which it shall be considered**. Applications must be completed in its entirety and must contain all pertinent information in order to be considered. Acceptance by the Clerk does not constitute acceptance of complete and proper filing. All applicants are encouraged to present their request to the Zoning Staff on any Tuesday at 9 AM in the Executive Conference Room, City Hall, prior to submitting for a Conditional use.
- (3) This application must be filled out in its entirety completely, including zip codes.
- (4) All applicable fees shall accompany this application prior to its being considered complete. Fees include an application fee of \$100.00 along with applicable postage per property owner to be notified for Commission meeting. Postage Fees for notification for Planning and Zoning and for City Council meetings along with applicable publication fees will be billed to applicant at a later date. The applicant is responsible for all notification fees. ****No permits will be issued until all fees have been paid.****
- (5) Appropriate plats and maps with proper legal description shall accompany this application. **Please refer to attached checklist.**

II. APPLICANT INFORMATION: (owner of property)

NAME: WILLIE & DARLENE S. MYERS, JR
 ADDRESS: 4950 REYNOLDS LANE
VESTAVIA, AL 35242
 PHONE: 205-427-0365 EMAIL: WILLIEMYERS@gmail.com
 NAME OF REPRESENTING ATTORNEY OR OTHER AGENT: N/A

PHONE: _____ EMAIL: _____

P-0621-22/27-00-08-2-000-002.088
4950 Reynolds Lane
 Conditional Use for a home office
 Willie & Darlene Myers

II. BILLING/RESPONSIBLE PARTY: (FOR PAYMENT OF FEES)

NAME: WILLIE MYERS, JR
ADDRESS: 4950 REYNOLDS LANE
VESTAVIA, AL 35242
PHONE: 205-427-0365 EMAIL: williemyers@gmail.com

III. ACTION REQUESTED

Request that the above described property be approved conditional use approval pursuant to Section _____ of the Vestavia Hills Zoning Code.

Current Zoning of Property: PREL PLANNED Single Family Residential *Class 1A non*

Requested Conditional use For the intended purpose of: WORKING from home
for Serenity Claims (Claims Adjuster)

****if additional information is needed, please attached full description of request****

IV. PROPERTY DESCRIPTION: (address, legal, etc.)

4950 Reynolds Lane Vestavia, AL 35242
Vestlake Village 278-2 PLOT: 358 PBLK: 5 LOT 05BLK
S BLK: 100 MAPBOOK: 199 MAP PAGE 85
Property size: 149.52' feet X 160.07' feet. Acres: _____

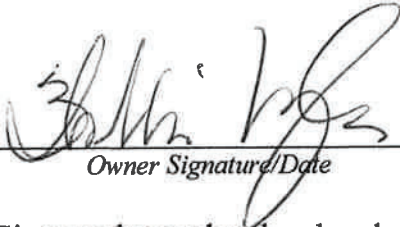
****All applications must contain a full legal description of subject property.****

V. INFORMATION ATTACHED:

- Attached Checklist complete with all required information.
 Application fees submitted.

P-0621-22/27-00-08-2-000-002.088
4950 Reynolds Lane
Conditional Use for a home office
Willie & Darlene Myers

VI. I do hereby declare the above statements are true and that I, the owner, and/or my duly appointed representative will be at the scheduled hearing. ****Application must be signed by the owner of the property before a Notary and original submitted to the Office of the Clerk; no copies will be accepted****



Owner Signature/Date

Representing Agent (if any)/date

Given under my hand and seal
this 6th day of May, 2021.



Notary Public

My commission expires _____
day of _____, 20_____.

**My Commission Expires
November 8, 2024**

P-0621-22//27-00-08-2-000-002.088
4950 Reynolds Lane
Conditional Use for a home office
Willie & Darlene Myers

Letter of Purpose

The conditional purpose of use for Serenity Claims, LLC at 4950 Reynolds Lane is intended to process insurance claim damages. Serenity Claims will be a 100 percent remote claims service.

Willie Myers, Jr

P-0621-22//27-00-08-2-000-002.088
4950 Reynolds Lane
Conditional Use for a home office
Willie & Darlene Myers



April 21, 2021

City of Vestavia Hills
Vestavia Hills City Hall
Vestavia Hills, AL 35242

Re: Willie Myers, Jr
4950 Reynolds Lane
Vestavia Hills, AL 35242

To Whom It May Concern:

We are writing in connections with the above matter. We understand Willie Myers, Jr is in the process of applying for a conditional use within the PR-1 (Planned Single-Family Residential) classification of the Liberty Park PUD to allow him to conduct a home occupation as the Owner of Serenity Claims LLC in his residence.

The Liberty Park Covenants, Conditions and Restrictions, that are applicable to this subject property, provide for use of any portion of a dwelling for personal use as an office subject to the following conditions and restrictions:


1. There shall be no customer, client or employee traffic to, at or near the residence that is generated, directly or in directly, by the home occupation;
2. There shall be no pickups or deliveries to the residence that are related, directly or in directly, by the home occupation, including without limitation, pickups and deliveries by overnight courier services and pickups and deliveries of inventory, samples or other goods and services related, directly or in directly, by the home occupation;
3. There shall be no signage on the property related, directly or in directly, by the home occupation; and
4. In all respects, there shall be no means, visual or otherwise, by which a casual observer would become aware that the residence is being used for any purpose other than strictly residential.

Therefore, we respectfully request that if the Planning and Zoning Commission votes to approve the conditional use of the applied for in the above referenced matter, such approval will be made subject to the above and foregoing restrictions.

If you have any questions or comments regarding this matter, or if we can assist in any other way, please call 205-945-6430.

Very truly yours,

LIBERTY PARK JOINT VENTURE, LLC

By: 
Kris Toffel
Its Authorized Representative

P-0621-22//27-00-08-2-000-002.088
4950 Reynolds Lane
Conditional Use for a home office
Willie & Darlene Myers