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**Vestavia Hills
City Council Agenda
July 25, 2022
6:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Sam Williamson, Vestavia Hills Chaplain
4. Pledge Of Allegiance
5. Approval Of The Agenda
6. Announcements, Candidates and Guest Recognition
7. City Manager’s Report
8. Councilors’ Reports
9. Financial Reports – Melvin Turner, III, Finance Director
10. Approval Of Minutes – July 11, 2022 (Regular Meeting)

Old Business

11. Public Hearing – Resolution Number 5400 – A Resolution To Appropriate Funding For The Completion Of The Sicard Hollow Pedestrian Tunnel

New Business

12. Ordinance Number 3109 - An Ordinance Authorizing The City Of Vestavia Hills To Join The State Of Alabama And Other Local Governments As Participants In Current And Future Opioid Settlements

New Business (Requesting Unanimous Consent)

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

13. Citizens Comments
14. Time Of 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/5539517181>. 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

JULY 11, 2022

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 members of the general public 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
Rebecca Leavings, City Clerk
Dan Rary, Police Chief
Jason Hardin, Police Captain
Marvin Green, Fire Chief
Brian Davis, Public Services Director
Lori Beth Kearley, Asst. City Engineer
Zach Clifton, Chief Accountant
Jamie Lee, Director of Parks and Leisure Services
Umang Patel, Court Director*
**present virtually via Zoom or telephone*

Butch Williams, a Vestavia Hills Chaplain, led the invocation, 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

- Mr. Pierce recognized Clay Dobbs, Vice-Chair, present representing the Vestavia Hills Chamber of Commerce Board.
- Mr. Head announced that the Parks and Recreation Department will have a work session in the Executive Conference Room on July 15, 2022 beginning at 11:00 AM

CITY MANAGER'S REPORT

- Mr. Downes announced that the City Council's work session, next Monday, July 18, 2022, at 6 PM will be briefing the City Council on various stormwater projects. The meeting will also be provided via Zoom. He stated that there will be an agenda which will be advertised, and questions can be provided for this meeting through the Vestavia Hills Listens portal.

COUNCILOR REPORTS

- Mrs. Cook stated that she will be hosting a "coffee and conversation" meeting from 9:00 AM until 11:00 AM this Friday, July 15, 2022, at O'Henry's in Patchwork Farms.
- The Mayor stated that the flag relay, which started in Washington D.C., diverted through the Midwest, and later came into Alabama – routed through Hoover, Vestavia Hills, Homewood, and finally Birmingham in honor of the World Games. He commended the team Red, White and Blue, which is a team of veterans responsible for organizing the trek. He also commended the efforts of Brian Davis for organizing and getting local participants to run in the relay.
- Mr. Weaver announced that Planning & Zoning will have their regular meeting on Thursday, July 14, 2022 beginning at 6 PM in the Council Chambers.

APPROVAL OF MINUTES

The Mayor stated that the approval of the minutes from the June 27, 2022 (Regular Meeting) was needed and opened the floor for a motion.

MOTION Motion to approve the minutes of the June 27, 2022 (Regular Meeting) was made by Mr. Weaver and second was 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 5398

Public Hearing – Resolution Number 5398 – A Resolution Granting A One-Time Bonus To Retirees And Beneficiaries Of Deceased Retirees Pursuant To Alabama Act 2022-229

MOTION Motion to approve Resolution Number 5398 was by Mr. Weaver and seconded by Mr. Pierce.

Mr. Downes explained that this bonus was approved by the Alabama Legislature so municipalities could decide whether or not to grant it to retirees. Vestavia Hills has not granted a bonus in many years, so he recommends approval this year. He stated that the bonus is based upon an employee's years of service while employed with the City.

Mrs. Cook stated she feels this is great timing for such a bonus, given the recent rate of inflation which is hitting everyone very hard.

The Mayor opened the floor for a public hearing. There being no one further to 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 3104

Public Hearing – Ordinance Number 3104 – Rezoning – 3276 Greendale Road; Rezone From Vestavia Hills R-2 (Medium Density Residential District) To Vestavia Hills R-9 (Planned Residential District) For Construction Of 11 Single-Family Homes In A Planned Subdivision; Braxton Homes, Owners

MOTION Motion to approve Ordinance Number 3104 was by Mr. Pierce and seconded by Mr. Head.

Mr. Weaver stated that this request came before the Planning and Zoning Commission in the May regular meeting. It is a request to rezone property from R-2 to R-9 for a planned residential development of eleven single-family homes. He stated that, at the meeting, there were concerns expressed concerning drainage, queuing due to the gated entrance, and density. He stated that this comes to the Council with a unanimous recommendation, but with conditions which were read aloud.

The Mayor opened the floor for a public hearing.

Vicky Marty, 3279 Greendale Road, asked why changing the zoning is a hardship as there is an abrupt topographical change with a commercial district at the bottom of Greendale and a traditional suburban neighborhood at the top. She stated that cutting a lot of trees to build homes makes her grieve that loss. She asked that the Council remember neighborhoods before passing requests like this.

Mrs. Cook asked Ms. Marty her property location in relation to the property in question.

Ms. Marty stated she has lived across the road from this property for 40 years.

Robert DeBuys, 3467 Mossbrook Lane, stated that he did email his comments to the Council earlier. He indicated that this R-9 planned residential and B-1.2 planned mixed use both allow ultra-dense development that creates devastating effects. He stated that he understands that the only reason the Council can deny this is based upon the health, safety, morals, and welfare of the community and this hits each aspect of that. He stated that the drainage structure designed for the back of this lot is simply not enough. He stated the City has a poor record at managing storm water with many developments having work orders. This proposed development connects more homes to an inadequate sewer system. Finally, he stated he hasn't seen a required traffic study done on this and he is concerned about people coming in and out on Greendale. He believes there is not enough parking for the homes on the street, and this shows a disregard for pedestrians on Greendale. He has concerns about the lack of public sidewalks that are required for new subdivisions, but would not be accessible to the public.

Mr. Weaver stated that the discussion of sidewalks came up at Planning and Zoning that the developer had agreed to install sidewalks. Discussion ensued about public sidewalks being included in the right-of-way along Greendale.

Mr. Pierce stated that he has driven this area many times. He asked if Mr. DeBuys is representing others in this area, or is this his personal insight on the property. He asked if the property is near Mr. DeBuys's property. Mr. DeBuys stated that he is speaking for himself and, as the President of the Cahaba Heights Foundation, he is speaking for them.

Mrs. Cook inquired about who, specifically, had discussed this rezoning and agreed with Mr. DeBuys's concerns. Mr. DeBuys indicated there are only three members now of the Foundation Board and they had discussed.

Mrs. Cook asked if she had understood correctly that there are no sidewalks outside of the gates?

Mr. Weaver stated that the discussion included sidewalks, but evidently not on Greendale. The Vestavia Hills sidewalk master plan calls for sidewalks, eventually, in this area.

Mrs. Cook asked if there is sufficient right-of-way allowed in the plan for installation of sidewalks.

Mr. Weaver indicated that there were concerns regarding stacking on Greendale, at the gate, and he understands that the gate can be moved as required by engineering to accommodate stacking.

Mr. Pierce asked about the purpose of a gate.

Mr. Weaver stated that there was a lot of discussion concerning drainage. He stated that the purpose of the detention system was to slow down the water and let it release at a certain rate.

Mrs. Cook asked for the developer to speak about concerns regarding the sidewalks, gate and storm water detention system.

Charlie Beavers, attorney for the developer Sam Dariani, Braxton Homes, introduced himself. He stated that their civil engineer went into quarantine today and was unable to attend but has worked with Mr. Brady and has hopefully worked enough with him to answer any questions the City has.

Mr. Weaver asked about the plans for the proposed gate.

Mr. Beavers stated that the gate would be kept open during the day and closed at night. Any requirements for such would be recorded in the covenants.

Mrs. Cook asked for assurance there would be no increased runoff from this development into the retention area and later released.

Mr. Beavers stated that he will do his best to summarize and let Mr. Brady elaborate. He stated that, right now, the water sheets across the property and creates water issues for the adjacent townhomes. This development will allow the water to be captured within the lot and directed into the retention areas to be later released. He stated that the system will have to be approved by the City Engineer.

Mr. Brady stated that their team has designed a bottomless system which meets the City's development guidelines, meaning the water will penetrate into a gravel bed for a period of time to be gradually released. Right now, there are some ongoing problems because the water is not being managed at all and this should help temper it.

Mr. Pierce asked about past times when the City let developers get away with not following permit requirements. He asked Mr. Brady what the City can do to manage this better.

Mr. Brady stated that their staffing has increased to allow for more monitoring with two inspectors on staff. In addition to that, stricter storm water permit requirements have helped with the first capture and treatment on-site after a rain event.

Discussion ensued as to the drainage of this water which does not drain into Little Shades Creek but rather runs the other direction. Mr. Brady stated that he believes channeling this water into a storm water management system will help mitigate the drainage problems in this area.

Mr. Downes added that new storm water permit standards require a sustainability plan to ensure that the system is maintained over the years. Mr. Brady stated that this will be contained in their covenants.

Mr. Weaver asked if the designed system does not work as expected, whether there is a mechanism that forces someone to repair it. Mr. Brady stated that these plans have to be stamped by an engineer. Mr. Weaver asked again: if it is found that the system does not perform to the level that the engineer had indicated, does the city have any recourse to take action to get it fixed.

Mr. Brady explained the processes that the City goes through to ensure that maintenance is done. He stated that if they find later it does not work as designed, the homeowners would be responsible to fix it. He stated that storm water comparisons are done pre-construction and post-construction based upon a 25-year rain event. There can be larger events that causes such a system to overflow, there is no way to quantify for all rain events.

Mr. Pierce stated that they have to have money to correct anything that they are responsible to maintain. Mr. Beavers stated they will have covenants written requiring an HOA, and the zoning is not effective until the covenants are recorded.

There being no one further to address the Council, the Mayor closed the public hearing

Mrs. Cook stated that she is very familiar with this location and this property, and she is surprised she has not heard from anyone in the area other that Mr. DeBuys, and that she only received his email late this afternoon. She stated that this does look like a dense development to her, and she has read citizen comments in the Commission's minutes. She stated that she is conflicted, but the nearby neighbors have not complained to her, with the exception of Ms. Marty.

Ms. Marty stated that they had a neighborhood meeting before the Commission meeting and there are many that are concerned. She added that they were told "this is a done deal."

Taylor Raspberry, 3253 Overton Manor Drive, stated he is concerned about the sewer access in the rear. He stated he would agree with what Ms. Marty said, and stated it is his perception is there is nothing that can be done to fight this rezoning other than complaining about the drainage. He stated one of the Commissioners made a comment, in their meeting, about not telling people what to do with their property.

Mr. Weaver stated that, at every Commission meeting, he makes the comment, either before or after the recommendation vote, that the Commission only makes a recommendation to the Council, and that this will come to the Council for another hearing. Each time, especially when there are a lot of citizen comments, he invites everyone to come to the Council meeting to state their objections to the Council. That is their right and they can exercise that right. He added that nothing is a "done deal." There is a procedure that is followed with every zoning request.

Mr. Beavers added that his client did not indicate this was a done deal, and doesn't believe it is one -- even tonight. He stated that, from a planning standpoint, this plan makes good sense

because, with ten townhomes on one side, along with apartments and a church across the street, this makes a perfect transition to the lower density neighborhood. He stated these homes will sell at \$800,000 and up. He stated that concerns citizens expressed were regarding surface water drainage, and the developer is determined to make it better with covenant protection to be approved by the staff before it is recorded and before this zoning becomes final. He stated that, if the Council doesn't want the gate, they will not install one, and they will construct sidewalks along their portion of Greendale.

Mrs. Cook stated that she is disturbed to hear someone say it is a "done deal" before it comes to Council, and that it means a lot to her to hear from the residents. She thanked Ms. Marty for her comments. She stated that she is always concerned with drainage issues, and she spoke to a neighbor she knows and that her friend had all her concerns addressed in the developer meeting, and this will be an improvement to the previous property condition.

Mr. Pierce stated it concerns him that he did not receive a letter two months ago regarding this request. He stated it concerns him that there are not more people here tonight. He stated that his concerns are more regarding density, without further information or presentation. He indicated he would like to hear the full presentation that the Commission got because he is not even aware of the square footage of the proposed homes, nor why the density arrived at 11 units.

Mr. Weaver indicated that much of that information is in the packet and that the only information the Council did not get tonight, but that was heard at the Commission meeting, was the robust conversation about drainage, but that has all been summarized tonight. Mr. Weaver stated, after hearing the conversation tonight, that he understands the engineers feel this is an adequate storm water solution.

Mrs. Cook asked about parking. Mr. Beavers stated that every house will have a two-car garage.

Mr. Beavers stated that the homes are 2800 to 3200 square feet.

There being no further comments, the Mayor called for the question. Roll call vote was as follows:

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – no	Mr. Weaver – yes
Mayor Curry – yes	motion carried.

ORDINANCE NUMBER 2802-A

Public Hearing – Ordinance Number 2802-A – An Ordinance Amending Ordinance Number 2802 To Re-Establish The Cahaba Heights Entertainment District

MOTION Motion to approve Ordinance Number 2802-A was by Mr. Pierce and seconded by Mr. Head.

Mr. Downes stated that this is a revision of the Cahaba Heights Entertainment District, which has been discussed before. He showed a proposed map for redrawing of the entertainment district.

Mr. Pierce stated that the City needs to work more with the Chamber to teach the businesses within these districts how to make best use of this privilege.

Mr. Downes described the districts and the benefits they provide for things like outdoor dining, venues of entertainment, and more. Ultimately, the City has to rely on private businesses to bring the activities to the district.

Matt Hottle, Branchwater Circle, asked what is the purpose of an entertainment district.

The Mayor stated that it allows someone to leave a restaurant with an open container for an outdoor event.

Mrs. Cook explained how entertainment districts supported outdoor events planned by business owners.

Mr. Hottle stated that this is more of an opportunity for the businesses to promote and there might be an awareness issue. He stated that there needs to be more understanding from the businesses to take advantage of it.

Discussion ensued about the use of entertainment districts.

The Mayor opened the floor for a public hearing. There being no one further to 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 5399

Resolution Number 5399 – Alcohol License –Local Roots LLC D/B/A Local Roots; 3134 Cahaba Heights Road For The On-Premise Sale Of A Restaurant Retail Liquor License; Dustin W. Spruill And Katheryn A. Spruill, Executives

MOTION Motion to approve Resolution Number 5399 was by Mr. Weaver and seconded by Mr. Pierce.

Dustin Spruill, owner of Local Roots, stated they are proud to open a restaurant in the City. He explained his restaurant started as a food truck and then opened in Tuscaloosa during

the height of the pandemic. He stated his model is a made-from-scratch kitchen including dough, pickles, jams, and more items. There is a full-service drive-thru, but they do not advertise as a fast food restaurant.

Mr. Pierce asked about training to prevent alcohol sales to minors.

Mr. Spruill stated that they are a part of the responsible vendor program and each employee is trained. He stated that they take that seriously.

The Mayor opened the floor for a public hearing.

Mr. DeBuys asked about providing beer on tap.

Mr. Spruill indicated that they do have some great beer and canned wines which work well with his food. He stated that they carry primarily local beers, but no beer on tap.

There being no one further to 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 3108

Ordinance Number 3108 - An Ordinance Accepting A Bid For Wald Park Improvements, Phase III And Authorizing The Execution And Delivery Of The Construction Contract Documents By And Between The City Of Vestavia Hills, Alabama, As “Owner,” And Duncan & Thompson Construction, As “Contractor”

MOTION Motion to approve Ordinance Number 3108 was by Mr. Weaver and seconded by Mr. Pierce.

Mayor Curry stated that this has been discussed at many meetings and this is finally accepting the bid for Wald Park Phase III.

There being no one further to address the Council, the Mayor 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)

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

- Public Hearing – Resolution Number 5400 – A Resolution To Appropriate Funding For The Completion Of The Sicard Hollow Pedestrian Tunnel

CITIZEN COMMENTS

None.

At 7:28 PM, Mr. Pierce made a motion to adjourn. The meeting adjourned at 7:27 PM.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

RESOLUTION NUMBER 5400

A RESOLUTION TO APPROPRIATE ADDITIONAL FUNDING FOR THE COMPLETION OF THE SICARD HOLLOW PEDESTRIAN TUNNEL

WHEREAS, on May 18, 2019, the Vestavia Hills City Council adopted and approved Resolution Number 5158 accepting a bid for construction of a pedestrian tunnel within the right-of-way of Sicard Hollow Road; and

WHEREAS, an Inter-Department Memorandum was received from the Assistant City Engineer to the City Manager detailing additional funding needed for the completion of said tunnel due to unforeseen factors including, but not limited to, extreme rain events, an edge of roadway collapse, challenging traffic controls which included building temporary lanes; and

WHEREAS, the Engineer indicated that the Birmingham MPO has approved a net total of \$264,000 in additional project funds to be reimbursed after expenditure by the City with the City's net match for the cost increases totaling \$66,000. A copy of the memorandum is marked as Exhibit A, attached to and incorporated into this Resolution Number 5400 as if written fully therein; and

WHEREAS, the Mayor and City Council feel it is in the best public interest to accept the Asst Engineer's recommendation and the grant from the MPO as detailed in the attached Exhibit A.

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

1. That the City Manager is hereby authorized to expend the monies needed for the completion of the Sicard Hollow Pedestrian Tunnel as detailed in the attached Exhibit A with the MPO grant to be reimbursed following the City's expenditure; and
2. That said funding shall be expensed to the City's Capital Projects Fund; and
3. This Resolution Number 5400 shall become effective immediately upon adoption and approval.

ADOPTED and APPROVED this the 25th day of July, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

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

June 28, 2022

To: Jeff Downes, City Manager

Cc: Brian Davis, Director of Public Services
Christopher Brady, City Engineer
Rebecca Leavings, City Clerk/Zoning Official

From: Lori Beth Kearley, Assistant City Engineer

RE: Sicard Hollow Road Pedestrian Tunnel - TAPAA-TA14(931)
Final Project Funding and Reconciliation Approval

The Sicard Hollow Pedestrian tunnel project is complete, and the City is currently working with Gillespie Construction, Volkert, and ALDOT to close out the project.

Several factors and delays throughout this project led to cost increases. Some contributing factors included: extreme rain events, an edge of roadway collapse that necessitated emergency repairs, challenging traffic control that included building temporary lanes to minimize traffic impacts, and material delivery delays.

These cost increases, which have been reviewed and approved by ALDOT and our design team, total \$330,000. The Birmingham MPO has granted a net total of \$264,000 in additional project funds that are to be reimbursed after expenditure by the City. The City's net match for the cost increases total \$66,000. We are requesting Council approval and concurrence with ALDOT to make the additional payments as described above to Gillespie Construction.



May 11, 2022

MEMORANDUM

To: Mr. Bradley B. Lindsey, P.E., State Local Transportation Engineer

From: Mike Kaczorowski, Principal Planner for Transportation Planning

Subject: Transportation Improvement Program Amendments

On May 11, 2022, the Birmingham Metropolitan Planning Organization resolved to modify the FY 2020 – FY 2023 Transportation Improvement Program to include and/or modify the projects shown on the enclosed information sheets allowing the projects to be included in the State Transportation Improvement Program.

If you have any questions or require additional information, please contact me at mkaczorowski@rpcgb.org or (205) 213-6889.

TIP Amendments - Birmingham MPO

Project Sponsor	Action Requested	Project Reference Number	Federal Aid Number	Funding Source	Scope	Description	Fiscal Year	Conformity Status	Federal Estimated Cost	State/Local Estimated Cost	Total Estimated Cost	MPO Approval Date
Birmingham	Delete	100064216	STPBH-3716(253)	Surface Transportation Program Birmingham Attributable	CN	UPGRADE AND REPLACE INTERSTATE LIGHTING ALONG I-20/59 FROM 3700 EAST OF THE EB STEPHENS EXPRESSWAY INTERCHANGE TO 2000 EAST OF THE I-20/59 SPLIT	-	Exempt	\$1,106,162	\$276,541	\$1,382,703	5/11/2022
ALDOT	Add \$1,156,897 to STPBH funding	100071977	NH-CMAQ 0003 (630)	NHS, CMAQ, and STPBH	FM	RESURFACING AUXILIARY LANES RAMP IMPROVEMENTS MEDIAN BARRIER RAIL AND BRIDGE RAIL RETROFITS ON SR-3 (US-31) FROM BONITA DRIVE TO 2ND AVE SOUTH	2021	Exempt	\$8,713,415	\$968,157	\$9,681,572	5/11/2022
ALDOT	Add \$1,156,897 to cover overruns	100068066	IM-1020(356)	Interstate Maintenance	CN	PAVEMENT REHABILITATION ON I-20 FROM EXIT 140 TO THE ST. CLAIR COUNTY LINE	2020	Exempt	\$8,000,000	\$0	\$8,000,000	5/11/2022
ALDOT	Add new project	100074990	BR-0007(I)	Bridge Funds	PE	BRIDGE REPLACEMENT ON SR-7 (US-11) OVER THE LITTLE CAHABA RIVER (BIN 000486)	2022	Exempt	\$155,200	\$38,800	\$194,000	5/11/2022
St. Clair County	Add new project	100074499	ATRP2-58-2022-058	ATRP2	PE	ADDING TURN LANES ON SR-25 (US-411) AT KERR ROAD; ALSO ADDING RIGHT TURN LANE ON KERR ROAD	2022	Exempt	\$0	\$20,000	\$20,000	5/11/2022
St. Clair County	Add new project	100075092	ATRP2-58-2022-058	ATRP2	CN	ADDING TURN LANES ON SR-25 (US-411) AT KERR ROAD; ALSO ADDING RIGHT TURN LANE ON KERR ROAD	2023	Exempt	\$0	\$1,649,158	\$1,649,158	5/11/2022
ALDOT	Add new project	100074775	RHCH-RR22(I)	Rail Road Safety Funds	CN	RR RING HAZARD ELIMINATION IMPROVEMENTS FOR THE INSTALLATION OF SIGNALS, GATES, BELLS, SIGNS, LEGEND AND MARKINGS AT CR-26 (FULTON SPRINGS ROAD) AND CSX RAILROAD DOT NO 352277T	2022	Exempt	\$301,372	\$33,486	\$334,858	5/11/2022
ALDOT	Move outside TIP	100071723	IM-1459(I)	Interstate Maintenance	CN	PLANNING, OVERLAY AND STRIPING ON I-459 FROM THE NORTH END OF THE BRIDGE OVER SR-150 TO THE SOUTH END OF THE BRIDGE OVER US-31	2025	Exempt	\$2,348,747	\$260,972	\$2,609,719	5/11/2022
ALDOT	Move outside TIP	100049957	BR-0004(I)	Bridge Funds	CN	REPLACE BRIDGE, BIN 000884, SR-4 (US-78) OVER LITTLE CAHABA RIVER (SUFF=58.4, STATUS=FO)	2024	Exempt	\$2,691,994	\$672,999	\$3,364,993	5/11/2022
ALDOT	Delete	100003818	BR-7044(600)	Bridge Funds	PE	BR REPL AND APP ON SR-3 (US-31) BIN# 002243 OVER SOR #3-37-15-88	-	Exempt	\$125,606	\$31,401	\$157,007	5/11/2022
RPCGB	Add new project	100075339	TBD	American Rescue Plan (ARP)	TR	Operational Expenses for 5310 projects	2022	Exempt	\$125,367	\$0	\$125,367	5/11/2022
Clastran	Add New Project	100075291	TBD	Carbon Reduction Program	TR	FLEXIBLE FUNDS TRANSFER TO FTA FOR PARATRANSIT CONSORTIUM - PURCHASED TRANSPORTATION	2023	Exempt	\$1,000,000	\$250,000	\$1,250,000	5/11/2022
Hoover	Delete	100056540	CMAQ-7282(I)	Congestion Mitigation Air Quality	UT	SIDEWALK ALONG CR-1142 (CHAPEL ROAD) FROM PARK AVE TO STONE BROOK PKWY (CITY OF HOOVER)	2022	Exempt	\$90,041	\$22,510	\$112,551	5/11/2022
Hoover	Add \$401,061 of CMAQ funding	100056541	CMAQ-7282(600)	Congestion Mitigation Air Quality	CN	SIDEWALK ALONG CR-1142 (CHAPEL ROAD) FROM PARK AVE TO STONE BROOK PKWY (CITY OF HOOVER)	2022	Exempt	\$1,888,902	\$472,226	\$2,361,128	5/11/2022
Vestavia Hills	Add \$240,000 of MPO TAP funding	100062997	TAPAA-TA14(931)	MPO and ALDOT Transportation Alternative Program	CN	SICARD HOLLOW ROAD TUNNEL SAFE ROUTE FOR NON-DRIVERS. THIS PROJECT IS LOCATED AT A TUNNEL TO BE CONSTRUCTED UNDER SICARD HOLLOW ROAD IN LIBERTY PARK	2017	Exempt	\$978,966	\$244,742	\$1,223,708	5/11/2022

The Birmingham Metropolitan Planning Organization Policy Committee resolves that these TIP Amendments are in accord with the Alabama Performance Measures Agreement between the State of Alabama and the Birmingham Metropolitan Planning Organization as per 23 CFR 450.314(h).

The Birmingham Metropolitan Planning Organization Policy Committee agreed to include and/or modify the projects in the FY2020-2023 Transportation Improvement Program as stated above:

Fred Hawkins
 Digitally signed by Fred Hawkins
 Date: 2022.05.11 15:03:39 -05'00'

May 11, 2022

MPO Chair, Vice-chair, or Secretary

Date

ORDINANCE NUMBER 3109

AN ORDINANCE AUTHORIZING THE CITY OF VESTAVIA HILLS TO JOIN THE STATE OF ALABAMA AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN CURRENT AND FUTURE OPIOID SETTLEMENTS

THIS ORDINANCE NUMBER 3109 is considered, approved, enacted and adopted by the City Council of the City of Vestavia Hills, Alabama on this the 8th day of August, 2022.

WITNESSETH THESE RECITALS:

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Alabama, and the City of Vestavia Hills, Alabama.

WHEREAS, the City of Vestavia Hills has suffered harm and will continue to suffer harm as a result of the opioid epidemic;

WHEREAS, the State of Alabama and some Alabama local governments have filed lawsuits against opioid manufacturers, distributors, and retailers (“Opioid Litigation”);

WHEREAS, the State of Alabama has entered into various Settlement Agreements and are likely to enter into additional agreements in the future which include the claims for the State of Alabama’s local governments;

WHEREAS the City of Vestavia Hills finds the terms of the current Settlement Agreements acceptable and in the best interest of the community and anticipates the terms of the future Settlement Agreements to be similarly acceptable;

WHEREAS, the State of Alabama has prepared and presented Settlement Sign-On Agreements to the local governments and the City of Vestavia Hills finds the terms of the Sign-On Agreement acceptable and in the best interest of the community;

WHEREAS, the current and future Settlement Agreements and Sign-On Agreements will detail the allocation of Settlement Funds, which the City of Vestavia Hills finds acceptable and in the best interest of the community;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA:

Section 1. That the City of Vestavia Hills finds that participation in the various Opioid Settlements, Settlement Agreement and Sign-On Agreement is in the best interest of the City of Vestavia Hills and its citizens because such a plan would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That the City of Vestavia Hills hereby expresses its support for the Settlement of various Opioid claims and allocation and use of Settlement Funds as generally described in the Settlement Agreement and Sign-On Agreement.

Section 3. That the City of Vestavia Hills's Mayor ("Mayor") and City Manager ("City Manager") are hereby expressly authorized to execute the Settlement Sign-On Agreements and the City Manager is hereby authorized to execute any formal agreements necessary to implement the Settlements and plan for the allocation and use of Settlement Funds.

Section 4. That the Mayor and City Manager are hereby expressly authorized to execute any formal agreement and related documents evidencing the City of Vestavia Hills's agreement to the settlement of claims and litigation related to the Opioid Epidemic.

Section 5. That the Mayor and City Manager are authorized to take such other action as necessary and appropriate to effectuate the City of Vestavia Hills's participation in any Settlement related to the Opioid Epidemic.

Section 6. This Resolution is effective upon adoption, the welfare of the City of Vestavia Hills Alabama requiring it.

DONE, ORDERED, APPROVED and ADOPTED this the 8th day of August, 2022.

CITY OF VESTAVIA HILLS, ALABAMA

By _____
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 #3109 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 8th day of August, 2022 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills New Merkle House, Vestavia Hills Civic Center and Vestavia Hills Library in the Forest this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk