

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
December 19, 2022
6:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Ron Higeey, Vestavia Hills Chaplain
4. Pledge Of Allegiance
5. Approval Of The Agenda
6. Announcements, Candidates and Guest Recognition
7. Proclamation – Declaring The City Of Vestavia Hills A Trafficking Free Zoning
8. Proclamation – Human Trafficking Awareness Month – January 2023
9. City Manager’s Report
10. Councilors’ Reports
11. Approval Of Minutes – None

Old Business

12. Public Hearing – Ordinance Number 3137 – Rezoning – 3419 Ronlea Circle; Rezone From Vestavia Hills Agriculture To Vestavia Hills R-2 To Combine Parcels To Include Into Two Residential Lots; Gladys Bailey, Owners
13. Public Hearing – Resolution Number 5425 – A Resolution Authorizing The Installation Of A New Support Structure For A Small Cell Facility To Be Located In The Right-Of-Way Adjacent To: (1) 1445 Linda Vista Lane, (2) 2604 Kingswood Road, (3) 2733 Southview Drive, (4) 1829 Forest Haven Lane, And (5) 2857 Vestavia Forest Drive
14. Public Hearing – Resolution Number 5426 – A Resolution Approving The Dedication Of Streets In Helen Ridge; Helen Ridge Drive And Helen Ridge Circle
15. Public Hearing – Ordinance Number 3138 - An Ordinance To Approve A 3-Year Bid For Street Resurfacing And Repair For The City Of Vestavia Hills
16. Public Hearing – Resolution Number 5428 – Annexation – 90 Day – 2608 Rillwood Road; Lot 9, Altadena Park, Andrew and Marie Davis, Owner(s)
17. Public Hearing – Ordinance Number 3140 – Annexation – Overnight – 2608 Rillwood Road; Lot 9, Altadena Park, Andrew and Marie Davis, Owner(s)

18. Public Hearing – Resolution Number 5429 – Annexation – 90 Day – 2594 Acton Road; Lot 2, Altadena Valley Country Club, Al and Patricia Foster, Owner(s)
19. Public Hearing – Ordinance Number 3141 – Annexation – Overnight – 2594 Acton Road; Lot 2, Altadena Valley Country Club, Al and Patricia Foster, Owner(s)
20. Public Hearing – Resolution Number 5430 – Annexation – 90 Day – 2401 Rocky Ridge Road; Lot 9, Buckhead, 1st Sector, Charles Kessler, Owner(s)
21. Public Hearing – Ordinance Number 3142 – Annexation – Overnight – 2401 Rocky Ridge Road; Lot 9, Buckhead, 1st Sector, Charles Kessler, Owner(s)
22. Public Hearing – Resolution Number 5431 – Annexation – 90 Day – 2565 Rocky Ridge Road, Grace Covenant Baptist Church; R. O Hughes, Representing
23. Public Hearing – Ordinance Number 3143 – Annexation – Overnight – 2565 Rocky Ridge Road, Grace Covenant Baptist Church; R. O Hughes, Representing
24. Public Hearing – Resolution Number 5432 – Annexation – 90 Day – 1420 Branchwater Circle; Leon R. Gorman, Jr., Owner(s)
25. Public Hearing – Ordinance Number 3144 – Annexation – Overnight – 1420 Branchwater Circle; Leon R. Gorman, Jr. Owner(s)

New Business

26. Resolution Number 5434 – A Resolution Re-Appointing And Appointing Members To The Vestavia Hills Design Review Board

New Business Requesting Unanimous Consent)

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

27. Citizens Comments
28. 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.

Zoom meetings may be recorded. By participating in the meeting, you are consenting to be recorded. Zoom-bombing is a cyber-crime and is punishable by law. In the event of an attendee intruding into any City of Vestavia Hills Zoom meeting, the online broadcast will be ended immediately. Council and/or board members may be readmitted but online attendees will not. Although Zoom-bombing is not a frequent occurrence, those wishing to make public comment should attend the meeting in person.

WHEREAS, the City of Vestavia Hills seeks to enhance public welfare, protect public safety, and promote human flourishing for all residents and visitors by declaring that freedom from human trafficking is a fundamental human right; and

WHEREAS, human trafficking is a form of modern-day slavery where victims are forced to work in various forms of exploitation, including debt bondage, forced marriage, labor and commercial sexual exploitation of adults and minors, that are induced through force, fraud or coercion. The City of Vestavia Hills is committed to ensuring that our community is prepared to recognize signs of human trafficking; and

WHEREAS, the risks of human trafficking increased during the COVID-19 pandemic. Economic turmoil, financial hardship, isolation, and the shuttering of schools and other programs have resulted in increased opportunities for human trafficking particularly online, and resulted in fewer places for victims to turn to report exploitation and fewer chances for the abuse to be recognized; and

WHEREAS, an increase in tourists seeking entertainment, including commercial sex, increases the potential risk for exploitation and human trafficking; and

WHEREAS, due to its isolating nature, many individuals remain unaware that trafficking is a threat to their neighborhoods, families and children. The first step in eliminating human trafficking in our community is to educate others. We must work diligently to ensure that all front-line industries, educators and first responders are aware of this issue and how to spot it; and

WHEREAS, we will continue our efforts to make the City of Vestavia Hills a Trafficking Free Zone by combating the human trafficking of our children and vulnerable adults and mitigating the associated public safety, economic and health risks to our community in collaboration with the Child Trafficking Solutions Project and other anti-human trafficking organizations by,

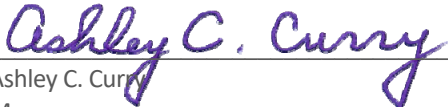
Combating labor trafficking, servitude, and commercial sexual exploitation through comprehensive education of our staff, the implementation and enforcement of a zero-tolerance policy against any act which may support human trafficking, and supporting collaborative community-based solutions across a continuum that includes prevention, recovery of victims, and prosecution of perpetrators, and ask all citizens of the City of Vestavia Hills to join us in promoting a shift away from the culture of tolerance toward human trafficking.

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

THE CITY OF VESTAVIA HILLS A TRAFFICKING FREE ZONE
and
JANUARY 2023 as HUMAN TRAFFICKING AWARENESS MONTH

and encourage all residents to join us in raising the visibility of this crime and to become more informed about ways to prevent, to recognize and to respond to potential victims of human trafficking in our community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Vestavia Hills to be affixed this the 19th day of December 2022.



Ashley C. Curry
Mayor

ORDINANCE NUMBER 3137

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

BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Vestavia Hills Agriculture to Vestavia Hills R-2 (medium density residential):

3419 Ronlea Circle
Gladys Bailey, Owner(s)

More particularly described as follows:

Parcel Of Land Located In The Ne 1/4 Of The SW 1 /4 And The SE 1/4 Of The NW 1/4 of Section 23, Township 18 South, Range 2 West, More Particularly Described As Follows:

Commence At A Found 1" Crimp Pipe At The NW Corner Of Lot 24 Of Brentwood Highlands Subdivision Recorded In Map Book 65, Page 22, Jefferson County, Alabama; Thence S 01°02'34" E Along The Westerly Line Of Said Lot 24, 200.00 Feet To A Set 1/2" Capped Rebar (Ca-1158) At The SW Corner Of Said Lot 24 And The Point Of Beginning; Thence N 56°28'39" E Along The South Line Of Lot 24, 150.40 Feet To A Found 1" Crimp Pipe At The SW Corner Of Lot 23; Thence N 56°56'52" E Along The South Line Of Lot 23, 139.81 Feet To A Found 1" Crimp Pipe At The SW Corner Of Lot 22; Thence N 56°54'-28" E Along The South Line Of Lot 22, 49.96 Feet To A Found L" Crimp Pipe; Thence N 50°46'22" E Along The South Line Of Lot 22, 54.86 Feet To A Found 1" Crimp Pipe At The SW Corner Of Lot 21; Thence N 51°04'03" E Along The South Line Of Lot 21, 105.09 Feet To A Found 6" Row Marker On The North Right Of Way Of Interstate ,459; Thence S 41°20'16" W Along Said North Right Of Way, 3.95 Feet To A Found 1/2" Capped Rebar (Ca,817); Thence N 01°02'34" W, 173.68 Feet To The Point Of Beginning. Said Parcel Contajning 0.765 Acres More Or Less.

APPROVED and ADOPTED this the 19th day of November, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

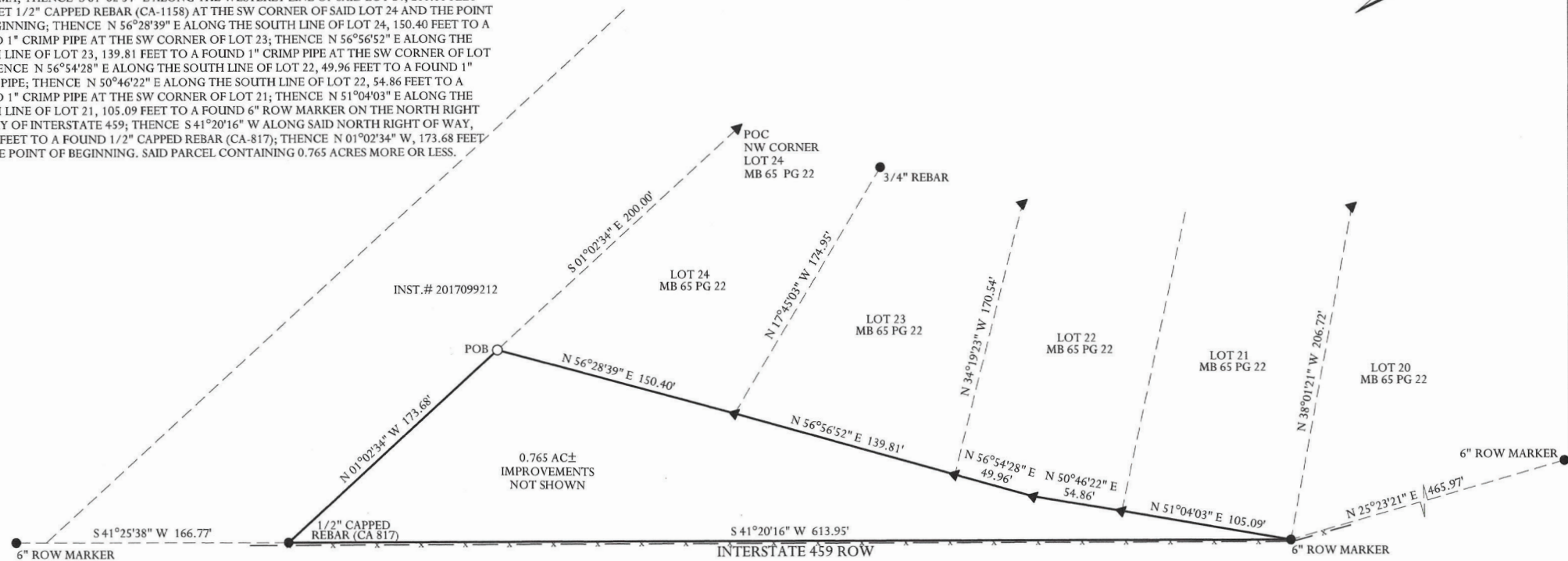
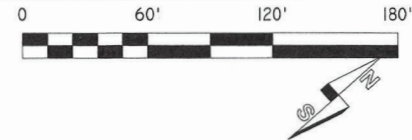
I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3137 is a true and correct copy of such 19th day of November, 2022, as same appears in the official records of said City.

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

Rebecca Leavings
City Clerk

LEGAL DESCRIPTION
 A PARCEL OF LAND LOCATED IN THE NE 1/4 OF THE SW 1/4 AND THE SE 1/4 OF THE NW 1/4 OF SECTION 23, TOWNSHIP 18 SOUTH, RANGE 2 WEST, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A FOUND 1" CRIMP PIPE AT THE NW CORNER OF LOT 24 OF BRENTWOOD HIGHLANDS SUBDIVISION RECORDED IN MAP BOOK 65, PAGE 22, JEFFERSON COUNTY, ALABAMA; THENCE S 01°02'34" E ALONG THE WESTERLY LINE OF SAID LOT 24, 200.00 FEET TO A SET 1/2" CAPPED REBAR (CA-1158) AT THE SW CORNER OF SAID LOT 24 AND THE POINT OF BEGINNING; THENCE N 56°28'39" E ALONG THE SOUTH LINE OF LOT 24, 150.40 FEET TO A FOUND 1" CRIMP PIPE AT THE SW CORNER OF LOT 23; THENCE N 56°56'52" E ALONG THE SOUTH LINE OF LOT 23, 139.81 FEET TO A FOUND 1" CRIMP PIPE AT THE SW CORNER OF LOT 22; THENCE N 56°54'28" E ALONG THE SOUTH LINE OF LOT 22, 49.96 FEET TO A FOUND 1" CRIMP PIPE; THENCE N 50°46'22" E ALONG THE SOUTH LINE OF LOT 22, 54.86 FEET TO A FOUND 1" CRIMP PIPE AT THE SW CORNER OF LOT 21; THENCE N 51°04'03" E ALONG THE SOUTH LINE OF LOT 21, 105.09 FEET TO A FOUND 6" ROW MARKER ON THE NORTH RIGHT OF WAY OF INTERSTATE 459; THENCE S 41°20'16" W ALONG SAID NORTH RIGHT OF WAY, 613.95 FEET TO A FOUND 1/2" CAPPED REBAR (CA-817); THENCE N 01°02'34" W, 173.68 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 0.765 ACRES MORE OR LESS.



ABBREVIATIONS

POC	POINT OF COMMENCEMENT
POB	POINT OF BEGINNING
ROW	RIGHT OF WAY
DB	DEED BOOK
PG	PAGE

LEGEND

- SET 1/2" CAPPED REBAR (SPS CA-1158LS)
- FOUND MONUMENTATION
- ▲ FOUND 1" CRIMP PIPE

NOTES
 1. PURPOSE OF SURVEY: TO SURVEY AND DESCRIBE THE REMAINING PROPERTY OF ROBERT & GLADYS BAILEY AFTER ROW WAS ACQUIRED FOR INTERSTATE 459.
 2. IMPROVEMENTS NOT LOCATED.



SOUTHERN POINT SURVEYING

330 GREGORY ROAD JASPER, AL 35503 (205) 522-6805 WES@SOPOSURV.COM

BOUNDARY SURVEY FOR ROBERT & GLADYS BAILEY PART OF THE NE 1/4 OF SW 1/4 & SE 1/4 OF NW 1/4 SECTION 23, T 18S, R 2W JEFFERSON COUNTY, ALABAMA

DWG NAME: BAILEY 459	JOB No.: 22-107	SCALE: 1"=60'
CRD NAME: BAILEY 459	LAST FIELD SURVEY DATE: 1-2021	
DRAWN BY: WGB	BEARINGS BASED ON STATE PLANE GRID	
TYPE OF SURVEY: SUBURBAN	(NAD 83 ALABAMA WEST), VIA RTK GPS	

I HEREBY CERTIFY THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN ACCORDANCE WITH THE CURRENT REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR SURVEYING IN THE STATE OF ALABAMA TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.



SURVEYOR'S SIGNATURE: *Wesley Gary Bertoldi*
 WESLEY GARY BERTOLDI, P.L.S.

ALABAMA LICENSE No: 27167 DATE: 1-24-22



City of Vestavia Hills

Planning and Zoning Commission Review and Recommendation



Case Number: RZ-22-7

Owner Name: GLADYS BAILEY

Owner Address: 3425 RONLEA CIR VESTAVIA AL 35243-1633

Representative: Wes Bertoldi

Rep. Address:

Project Address: 3419 Ronlea Cir

Legal Description: BEG SW COR OF LOT 24 BRENTWOOD HIGHLANDS S 182 S TO N R/W OF I-459 NE 620 S SW 429 S TO P O B

Parcel ID Number: 28 00 23 3 002 008.000

Current Zoning: A

Requested Zoning: R-2

Intended Purpose: Combine parcels to the north

MOTION Mr. Larson made a motion to recommend Rezoning for 3419 Ronlea Cir. from Vestavia Hills A to R-2 as presented. Second was by Mr. Romeo. Motion was carried on a roll call; vote as follows:

Mr. Honeycutt – yes

Mr. Sykes – yes

Ms. Barnes – yes

Mr. Larson – yes

Mr. Romeo – yes

Mr. Maloof– yes

P&Z Recommendation: Mr. Vercher– yes

Motion carried.

Date of P&Z Meeting: November 10, 2022

Authorized by:

Vestavia Hills Planning and Zoning Commission, Michael Vercher, Chair

Issued by:

Conrad Garrison, City Planner



11/17/2022

RZ-22-7**Rezoning Application****Status:** Active**Date Created:** Sep 9, 2022**Applicant**

Wesley Bertoldi
 wes@soposurv.com
 399 GREGORY RD
 JASPER, AL 35503
 2055226805

Primary Location

3425 RONLEA CIR
 VESTAVIA HILLS, AL 35243

Owner:

Gladys Bailey
 3425 Ronlea Cir Birmingham, AL 35243

Agenda Scheduling Information**Agenda Schedule**

November 2022

Comment/Reschedule/Delay & Reason

--

Property Information**Subject Property Address**

3419 Ronlea Cir

Tax Parcel ID Number

28 00 23 3 002 008.000

Legal Description

BEG SW COR OF LOT 24 BRENTWOOD HIGHLANDS S 182 S TO N R/W OF I-459 NE 620 S SW 429 S TO P O B

Existing Parking Spaces

--

Proposed Parking Spaces

--

Submission Date

09/09/2022

Type of Project

New Residential Subdivision

Action Requested:**From Existing Zoning Classification**

A

To Requested Zoning Classification

R-2

For the Intended Purpose of:

Combine parcels to the north

Acreage of Subject Property

0.765

Acreage of Property to be Disturbed

0

Setbacks**Front**

--

Back

--

Save

Open Space

--

--

Lot Coverage Percentage

--

Tree Save Plan - I acknowledge that a if this is a new non-residential development or is a residential development in excess of 3 units, that I am required to submit a tree save plan concurrent with this application (excludes PUDs).

**Owner Information**

Applications must be either submitted by the owner of the property or a representative duly appointed by the owner by way of a notarized letter and/or power of attorney.

Property Owner Name

GLADYS BAILEY

Company Name

--

Owner Address City State Zip

3425 RONLEA CIR VESTAVIA AL 35243-1633

Owner's Phone Number

205-9605910

Email Address of Owner

RBAILEY@CHARTER.NET

By checking this box, I hereby affirm that I am the representative of the owner duly authorized to represent this petition for rezoning. Simultaneously with this application, I am submitting notarized documentation from the owner which authorizes me to represent this case. If no authorization is provided, this application cannot be processed.

**Owner Representative/Responsible Party**

Wes Bertoldi

Company Name

--

Contact Email of Responsible Party

--

Mailing Address of Responsible Party

--

Phone No. of Responsible Party

--

Email Address of Responsible Party

wes@soposurv.com

Project Engineer Information (if applicable)**Name**

--

Company

--

Mailing Address

--

Phone Number

--

Email

--

Internal Reviews**Date of P&Z Meeting**

11/10/2022

P&Z Recommendation & Vote

MOTION Mr. Larson made a motion to recommend Rezoning for 3419 Ronlea Cir. from Vestavia Hills A to R-2 as presented. Second was by Mr. Romeo. Motion was carried on a roll call; vote as follows:

RESOLUTION NUMBER 5425

A RESOLUTION AUTHORIZING THE INSTALLATION OF A NEW SUPPORT STRUCTURE FOR A SMALL CELL FACILITY TO BE LOCATED IN THE RIGHT-OF-WAY ADJACENT TO CERTAIN PROPERTIES IN THE CITY OF VESTAVIA HILLS

WHEREAS, on December 17, 2018, the City Council adopted and approved Ordinance 2814A to adopt regulations for small cell technology facilities (“Nodes”) in the City of Vestavia Hills, Alabama; and

WHEREAS, §2.B.7 recommends that said Nodes shall be collocated when possible, however, when not possible the request shall be recommended by the City Manager and then approved by the City Council following a public hearing; and

WHEREAS, on the 11th day of October, 2022, Acquanetta Love, on behalf of Crown Castle Fiber, LLC, submitted applications for a new support structure to be located in the right-of-way (“ROW”) adjacent to the following properties as detailed in Exhibit A which is attached and incorporated into this Resolution Number 5425 as if written therein; (1) 1445 Linda Vista Lane, (2) 2604 Kingswood Road, (3) 2733 Southview Drive, (4) 1829 Forest Haven Lane, and (5) 2857 Vestavia Forest Drive; and

WHEREAS, a sign was erected on the ROW and the surrounding property owners were notified of a public hearing to be held on December 19, 2022 regarding said new support request; and

WHEREAS, the City Manager and the City Staff have reviewed the application and recommend approval of said request; and

WHEREAS, the Mayor and the City Council feel it is in the best public interest to accept the recommendation and authorize installation of said new support structure.

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

1. The Mayor and City Council hereby accept the recommendation of the City Manager and authorize the installation of a new support structure to be located in the ROW adjacent to (1) 1445 Linda Vista Lane, (2) 2604 Kingswood Road, (3) 2733 Southview Drive, (4) 1829 Forest Haven Lane, and (5) 2857 Vestavia Forest Drive as detailed in the supporting

information marked as Exhibit A, attached to and incorporated into this Resolution 5425 as if written fully therein; and

2. This Resolution shall become effective immediately upon adoption and approval.

DONE, ORDERED, ADOPTED and APPROVED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CITY OF VESTAVIA HILLS
1032 MONTGOMERY HIGHWAY
VESTAVIA HILLS, ALABAMA 35216

OFFICIAL NOTICE OF A PUBLIC HEARING

November 28, 2022

This is an OFFICIAL NOTICE to inform you of the time, date and other details of the public hearing which will be held in the Vestavia Hills City Hall on the subject as follows:

TIME/DATE OF HEARING: 6:00 P.M. December 19, 2022 Monday

PLACE OF HEARING: Vestavia Hills City Hall
1032 Montgomery Highway

BOARD: Vestavia Hills City Council

ACTION REQUESTED: Consideration of Installation of 45' Utility Pole with 6'6" embedment to be placed within the public right-of-way for Node Placement, Small Cell Wireless Facility

LOCATION OF PROPERTY: ROW adjacent to 1445 Linda Vista Lane; See Enclosed Details for location and visual

NAME OF APPLICANT: Crown Castle Fiber LLC

REPRESENTED BY: Acquanetta Love

Sincerely,

Rebecca Leavings
City Clerk

INDIVIDUALS WITH DISABILITIES NEEDING SPECIAL SERVICES TO PARTICIPATE IN APPLICATIONS, ACTIVITIES, PROGRAMS OR SERVICES ARE REQUESTED TO COORDINATE THEIR NEEDS IN ADVANCE, WHEN TIME PERMITS. IF SPECIAL ACCOMMODATIONS ARE REQUIRED, PLEASE CONTACT THE CITY CLERK, (205) 978-0179.

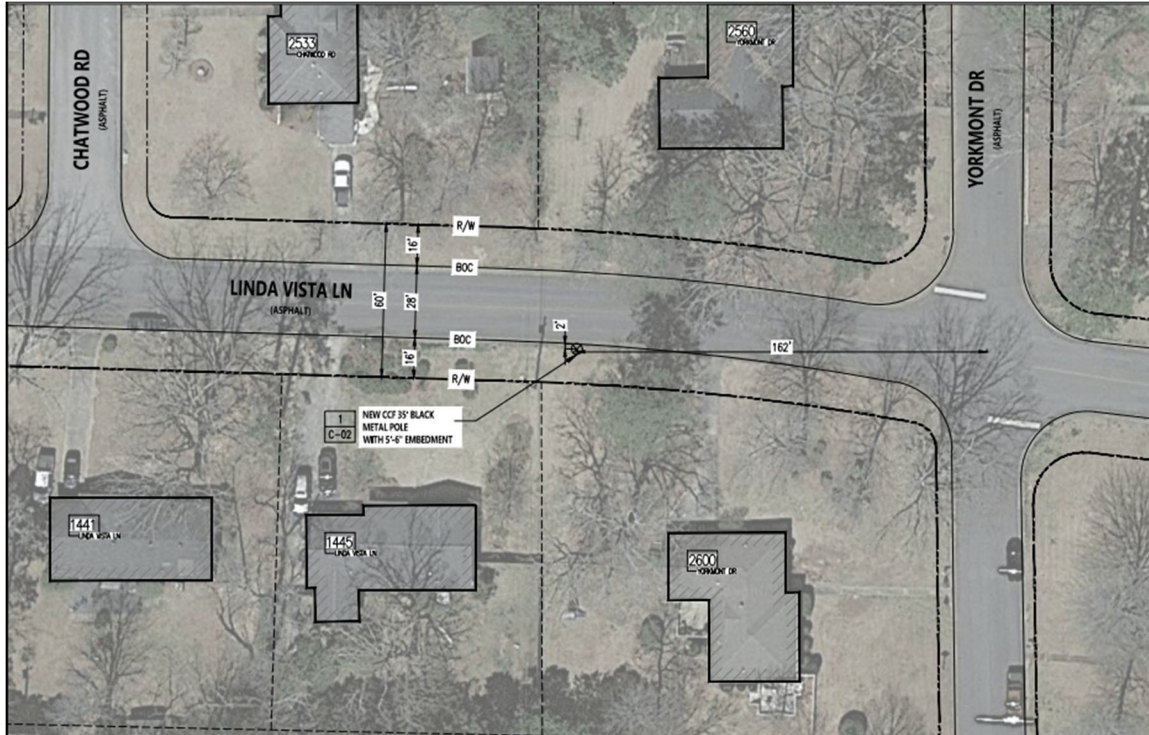
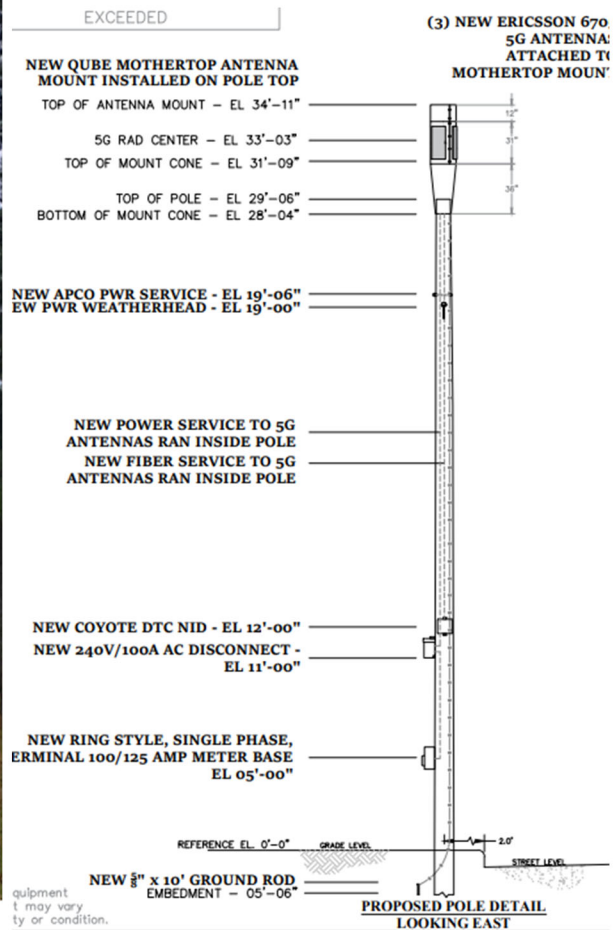


PHOTO SIMULATION



CITY OF VESTAVIA HILLS
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BOARD: Vestavia Hills City Council

ACTION REQUESTED: Consideration of Installation of 45' Utility Pole with 6'6" embedment to be placed within the public right-of-way for Node Placement, Small Cell Wireless Facility

LOCATION OF PROPERTY: ROW adjacent to 2604 Kingswood Road; See Enclosed Details for location and visual

NAME OF APPLICANT: Crown Castle Fiber LLC

REPRESENTED BY: Acquanetta Love

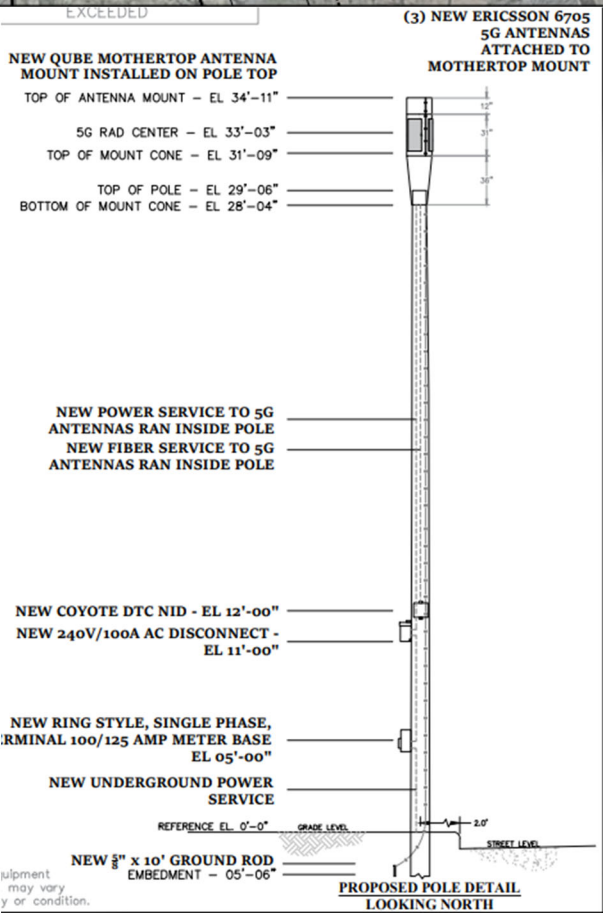
Sincerely,

Rebecca Leavings
City Clerk

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PHOTO SIMULATION



Equipment may vary by condition.

CITY OF VESTAVIA HILLS
1032 MONTGOMERY HIGHWAY
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BOARD: Vestavia Hills City Council

ACTION REQUESTED: Consideration of Installation of 45' Utility Pole with 6'6" embedment to be placed within the public right-of-way for Node Placement, Small Cell Wireless Facility

LOCATION OF PROPERTY: ROW adjacent to 2733 Southview Drive; See Enclosed Details for location and visual

NAME OF APPLICANT: Crown Castle Fiber LLC

REPRESENTED BY: Acquanetta Love

Sincerely,

Rebecca Leavings
City Clerk

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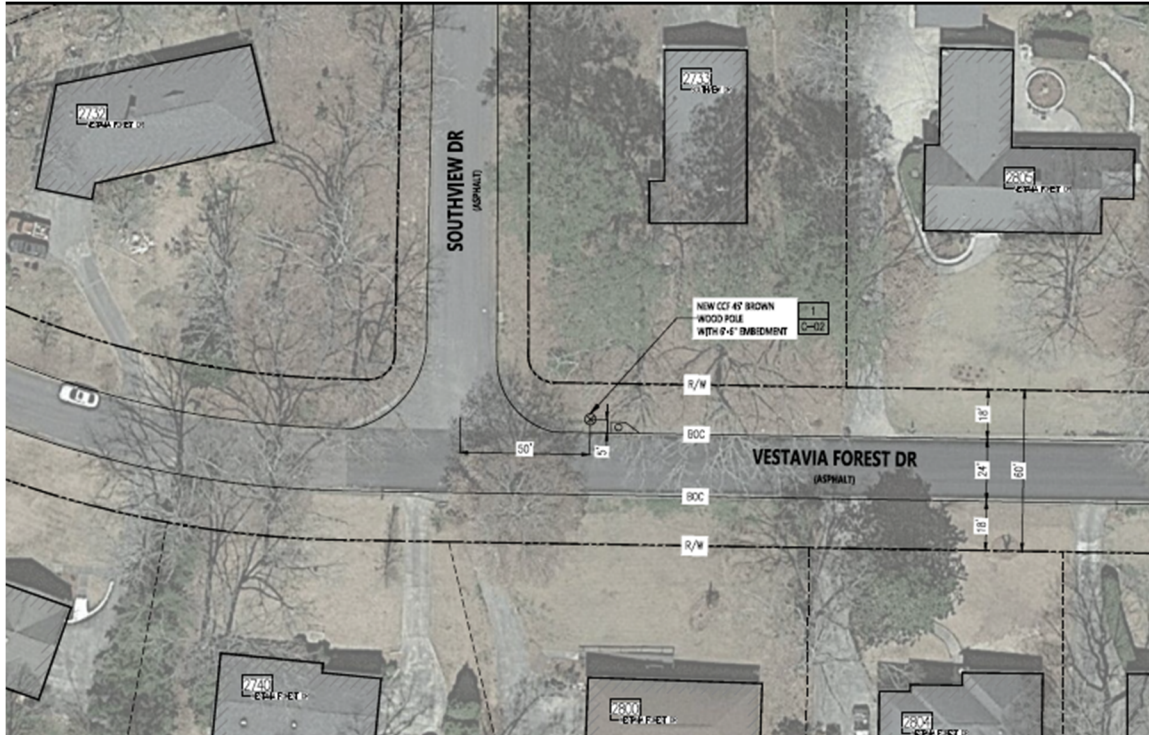
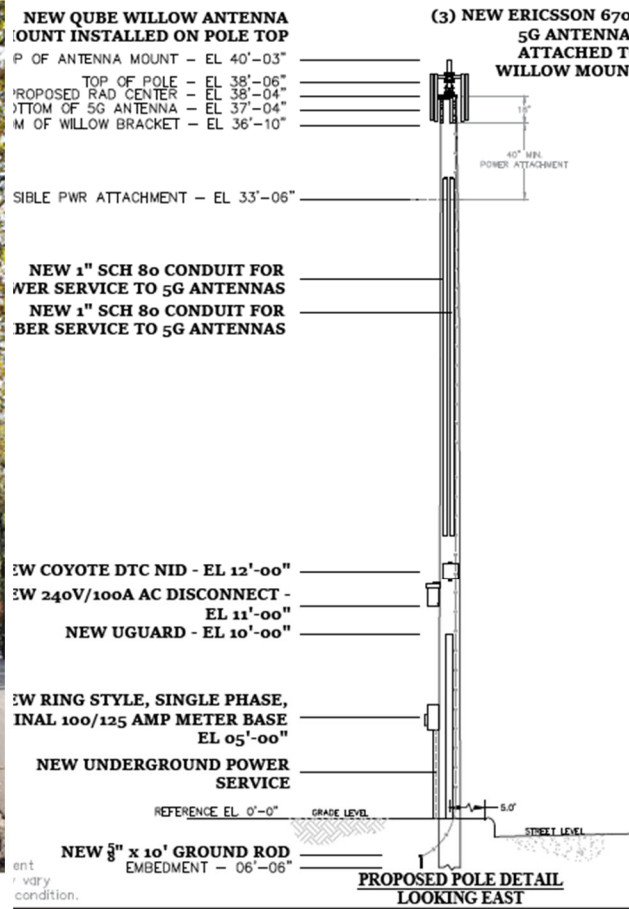


PHOTO SIMULATION



CITY OF VESTAVIA HILLS
1032 MONTGOMERY HIGHWAY
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1032 Montgomery Highway

BOARD: Vestavia Hills City Council

ACTION REQUESTED: Consideration of Installation of 45' Utility Pole with 6'6" embedment to be placed within the public right-of-way for Node Placement, Small Cell Wireless Facility

LOCATION OF PROPERTY: ROW adjacent to 1829 Forest Haven Lane; See Enclosed Details for location and visual

NAME OF APPLICANT: Crown Castle Fiber LLC

REPRESENTED BY: Acquanetta Love

Sincerely,

Rebecca Leavings
City Clerk

INDIVIDUALS WITH DISABILITIES NEEDING SPECIAL SERVICES TO PARTICIPATE IN APPLICATIONS, ACTIVITIES, PROGRAMS OR SERVICES ARE REQUESTED TO COORDINATE THEIR NEEDS IN ADVANCE, WHEN TIME PERMITS. IF SPECIAL ACCOMMODATIONS ARE REQUIRED, PLEASE CONTACT THE CITY CLERK, (205) 978-0179.

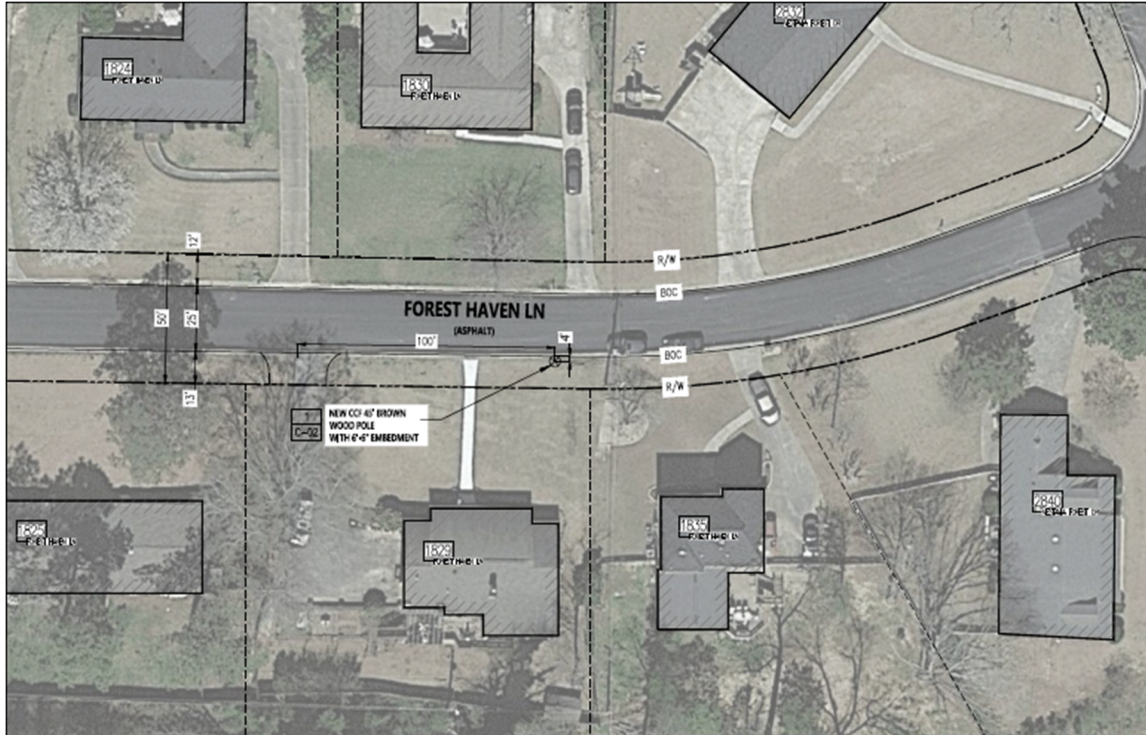
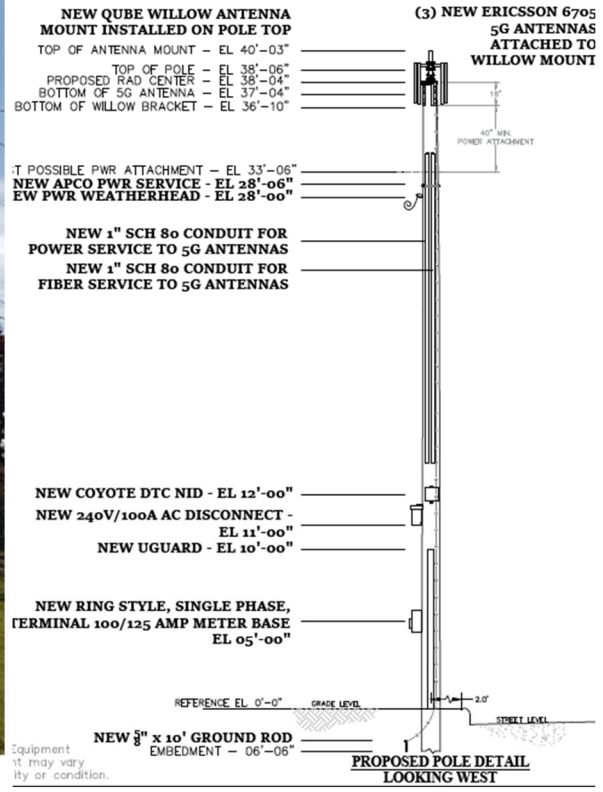


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CITY OF VESTAVIA HILLS
1032 MONTGOMERY HIGHWAY
VESTAVIA HILLS, ALABAMA 35216

OFFICIAL NOTICE OF A PUBLIC HEARING

November 28, 2022

This is an OFFICIAL NOTICE to inform you of the time, date and other details of the public hearing which will be held in the Vestavia Hills City Hall on the subject as follows:

TIME/DATE OF HEARING: 6:00 P.M. December 19, 2022 Monday

PLACE OF HEARING: Vestavia Hills City Hall
1032 Montgomery Highway

BOARD: Vestavia Hills City Council

ACTION REQUESTED: Consideration of Installation of 45' Utility Pole with 6'6" embedment to be placed within the public right-of-way for Node Placement, Small Cell Wireless Facility

LOCATION OF PROPERTY: ROW adjacent to 2857 Vestavia Forest Drive; See Enclosed Details for location and visual

NAME OF APPLICANT: Crown Castle Fiber LLC

REPRESENTED BY: Acquanetta Love

Sincerely,

Rebecca Leavings
City Clerk

INDIVIDUALS WITH DISABILITIES NEEDING SPECIAL SERVICES TO PARTICIPATE IN APPLICATIONS, ACTIVITIES, PROGRAMS OR SERVICES ARE REQUESTED TO COORDINATE THEIR NEEDS IN ADVANCE, WHEN TIME PERMITS. IF SPECIAL ACCOMMODATIONS ARE REQUIRED, PLEASE CONTACT THE CITY CLERK, (205) 978-0179.

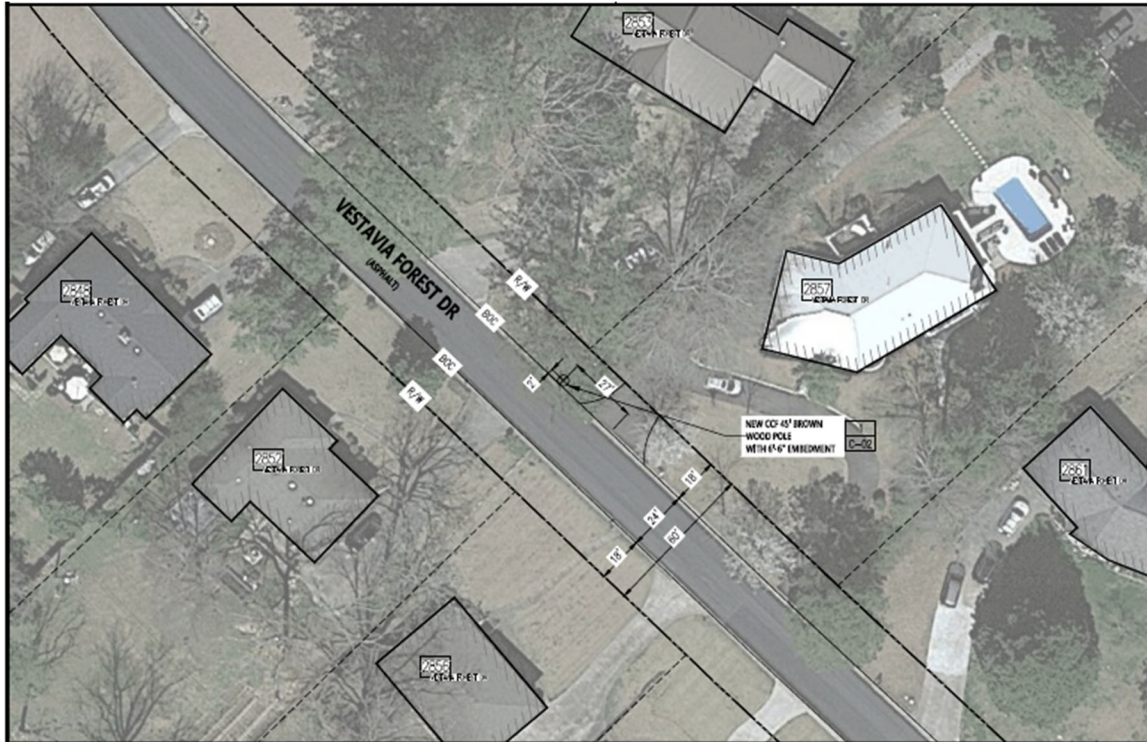
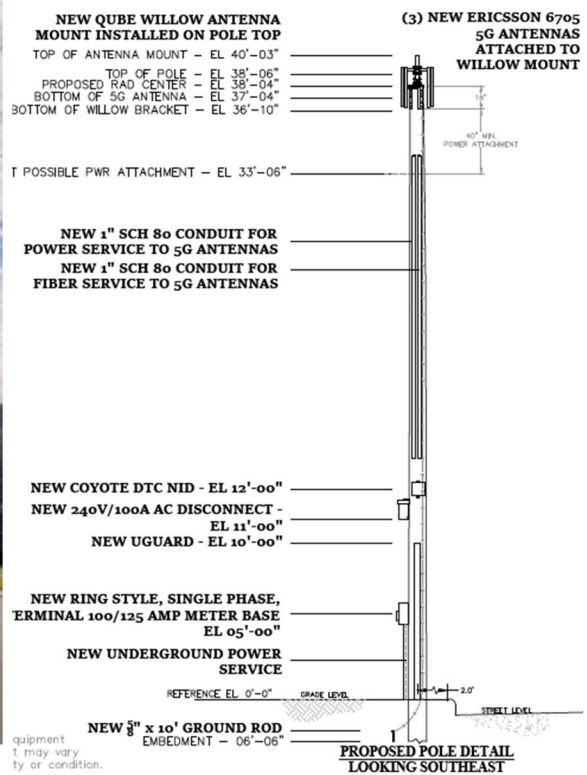


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RESOLUTION NUMBER 5426

A RESOLUTION ACCEPTING THE DEDICATION OF THE STREETS IN HELEN RIDGE KNOWN AS HELEN RIDGE CIRCLE AND HELEN RIDGE DRIVE

WHEREAS, Harris Doyle Homes is the developer for Helen Ridge in Vestavia Hills, Alabama. This dedication consists of the streets named “Helen Ridge Circle and Helen Ridge Drive”; such dedication not to include any improvements other than the streets named in this Resolution.

WHEREAS, the streets were built according to the Vestavia Hills specifications and the development company is presenting them to the City of Vestavia Hills for acceptance complete with a guarantee against any defects for a period of one (1) year from date of dedication.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, that the City hereby accepts the offer of dedication made by Harris Doyle Homes for Helen Ridge and said streets are hereby named public streets.

ADOPTED and APPROVED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

Rebecca Leavings

From: Jerry Howard <jerry.howard@harrisdoyle.com>
Sent: Friday, December 2, 2022 2:29 PM
To: Rebecca Leavings
Cc: Lori Beth Kearley; Christopher Brady; Brooks Harris
Subject: [External] Helen Ridge Street Dedication
Attachments: Helen Ridge Final Plat Recorded w_all pages.pdf

Ms. Leavings,

I am writing requesting that the Streets and Right-of-ways for the Helen Ridge development be dedicated to the City of Vestavia at the earliest possible time. All improvements covered by the bond have been completed and Harris Doyle is requesting the release of the bond upon dedication. I have attached the recorded plat for the Helen Ridge subdivision for your reference.

I appreciate your consideration of this request. Please let me know if I can provide any additional information.

Thank you,



Jerry Howard

Director of Land Development

(O) 205.982.2896 x 106

(C) 205.240.7100

(E) jerry.howard@harrisdoyle.com

3111 Timberlake Drive, Birmingham, AL 35243

 www.harrisdoyle.com

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

December 5, 2022

To: Jeff Downes, City Manager

Cc: Brian Davis, Director of Public Services
Lori Beth Kearley, Assistant City Engineer
Rebecca Leavings, City Clerk

From: Christopher Brady, City Engineer

RE: Dedication of Helen Ridge Drive and Helen Ridge Circle as Public Streets

The Developer has formally requested dedication of Helen Ridge Drive and Helen Ridge Circle to the City of Vestavia Hills for roadway improvements within the platted right-of-way. Upon final inspection, I have found all improvements to be complete and in compliance with City standards for public streets.

The platted right-of-way is shown to be 50' in width. If the request is granted, the City's Public Works Department will maintain the asphalt within vehicular travel lanes, all curbing, storm inlets and piping, and sidewalks within the City right-of-way. All other features, including but not limited to common stormwater detention areas, driveways, grass strip between sidewalk and the roadway, walls, entrance signage, etc., shall be maintained by individuals or another entity.

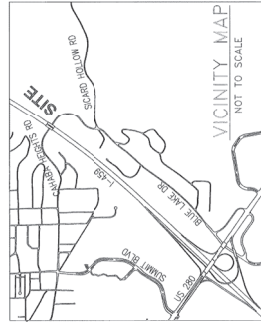
A Final Wearing Surface Maintenance Bond in the amount of \$10,653 is required to be kept on file with the City for a full year after the roadway improvements have been accepted by the City Council to ensure all improvements are kept in good repair.

Please let me or Lori Beth know if any questions.



FINAL PLAT HELEN RIDGE

SITUATED IN SECTION 23, TOWNSHIP 18 SOUTH, RANGE 1 WEST,
JEFFERSON COUNTY, ALABAMA



NOTES

1. ALL EASEMENTS AND RIGHT-OF-WAY OF WHICH THE SURVEYOR HAS KNOWLEDGE OF HAVE BEEN SHOWN HEREON.
2. ELEVATIONS OF ALL SANITARY LATERALS TO EACH LOT SHOULD BE VERIFIED BY BUILDER PRIOR TO SETTING LOWEST FLOOR OF BUILDING TO BE SERVED.
3. CONTRACTOR AND/OR DEVELOPER ARE RESPONSIBLE FOR PROVIDING BUILDING SITES FREE OF DRAINAGE PROBLEMS.
4. NO FURTHER SUBDIVISION OF ANY PARCEL SHOWN HEREON SHALL BE ALLOWED WITHOUT THE PRIOR APPROVAL OF THE CITY OF VESTALIA PLANNING COMMISSION.
5. ACCORDING TO THE FLOOD INSURANCE RATE MAP PUBLISHED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR ALABAMA (COMMUNITY PANEL 010730005796, EFFECTIVE DATE 09/23/2006).
6. ZONING: R-9 SETBACKS: FRONT 10', SIDE 0' (MINIMUM OF 10' FROM BUILDINGS), REAR 10'.
7. MAINTENANCE OF COMMON AREAS TO BE THE RESPONSIBILITY OF THE HOMEOWNERS ASSOCIATION.

CURVE	ARC LENGTH	RADIUS	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
C1	100.00	100.00	90.00	S 00°00'00" W	100.00
C2	100.00	100.00	90.00	N 00°00'00" E	100.00
C3	100.00	100.00	90.00	E 00°00'00" E	100.00
C4	100.00	100.00	90.00	S 00°00'00" W	100.00
C5	100.00	100.00	90.00	N 00°00'00" E	100.00
C6	100.00	100.00	90.00	E 00°00'00" E	100.00
C7	100.00	100.00	90.00	S 00°00'00" W	100.00
C8	100.00	100.00	90.00	N 00°00'00" E	100.00
C9	100.00	100.00	90.00	E 00°00'00" E	100.00
C10	100.00	100.00	90.00	S 00°00'00" W	100.00
C11	100.00	100.00	90.00	N 00°00'00" E	100.00
C12	100.00	100.00	90.00	E 00°00'00" E	100.00
C13	100.00	100.00	90.00	S 00°00'00" W	100.00
C14	100.00	100.00	90.00	N 00°00'00" E	100.00
C15	100.00	100.00	90.00	E 00°00'00" E	100.00
C16	100.00	100.00	90.00	S 00°00'00" W	100.00
C17	100.00	100.00	90.00	N 00°00'00" E	100.00
C18	100.00	100.00	90.00	E 00°00'00" E	100.00
C19	100.00	100.00	90.00	S 00°00'00" W	100.00
C20	100.00	100.00	90.00	N 00°00'00" E	100.00
C21	100.00	100.00	90.00	E 00°00'00" E	100.00
C22	100.00	100.00	90.00	S 00°00'00" W	100.00
C23	100.00	100.00	90.00	N 00°00'00" E	100.00
C24	100.00	100.00	90.00	E 00°00'00" E	100.00
C25	100.00	100.00	90.00	S 00°00'00" W	100.00
C26	100.00	100.00	90.00	N 00°00'00" E	100.00
C27	100.00	100.00	90.00	E 00°00'00" E	100.00
C28	100.00	100.00	90.00	S 00°00'00" W	100.00
C29	100.00	100.00	90.00	N 00°00'00" E	100.00
C30	100.00	100.00	90.00	E 00°00'00" E	100.00

ORDINANCE NUMBER 3138

A RESOLUTION ACCEPTING A BID FOR STREET RESURFACING AND REPAIR IN THE CITY OF VESTAVIA HILLS

WHEREAS, on November 29, 2022 at 1:00 PM the City of Vestavia Hills publicly read aloud bids submitted for street repair and resurfacing in the City of Vestavia Hills with five bids received; and

WHEREAS, the Public Services Director has reviewed the bids, detailed them in an Bid Tabulation and email to the City Manager dated December 6, 2022 and recommended acceptance of the bid submitted by Central Alabama Asphalt & Construction Company. A copy of said Bid Tabulation and email are marked as Exhibit A attached to and incorporated into this Ordinance Number 3138 as if written fully therein; and

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

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

1. The bid submitted by Central Alabama Asphalt & Construction Company as detailed in attached Exhibit A and recommended by the Public Services Director, is hereby accepted; and
2. The Mayor and City Manager are hereby authorized to execute and deliver a construction agreement, a copy of which is marked as Exhibit B, attached to and incorporated into this Ordinance Number 3138 as if written fully therein; and
3. This Ordinance Number 3138 shall become effective immediately upon adoption and approval.

DONE, ORDERED, ADOPTED and APPROVED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

Rebecca Leavings

From: Brian Davis
Sent: Tuesday, December 6, 2022 12:19 PM
To: Jeff Downes; Rebecca Leavings
Cc: Christopher Brady; Lori Beth Kearley
Subject: Paving contractor Bid award
Attachments: Bid Tab_Residential Street Resurfacing_2022.pdf

Jeff, the attached shows the results of the paving bid. We would like to get this on the council agenda for a first read next Monday night for approval of Central Alabama Asphalt & Construction Company, LLC as the most responsible low bidder.

Christopher, Lori Beth and I will be meeting with them as soon as possible.

Please let me know if you have any questions.

“When a train goes through a tunnel and it gets dark, you don’t throw away the ticket and jump off. You sit still and trust the engineer.”

Corrie ten Boom



Brian C. Davis, CPSI
Director of Engineering and Public Works
1032 Montgomery Highway
Vestavia Hills, AL 35216
P 205 978 0150 | vhal.org

  WWW.ALIFEABOVE.ORG

BID TABULATION

Item	Unit	Bid Qty	Bidder No.1		Bidder No.2		Bidder No.3		Bidder No.4		Bidder No.5	
			Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
Seal**	ton	27,500	\$ 129.80	\$ 3,569,500.00	\$ 143.25	\$ 3,939,375.00	\$ 129.00	\$ 3,547,500.00	\$ 127.80	\$ 3,514,500.00	\$ 138.65	\$ 3,812,875.00
Binder**	ton	275	\$ 172.00	\$ 47,300.00	\$ 353.25	\$ 97,143.75	\$ 160.00	\$ 44,000.00	\$ 252.50	\$ 69,437.50	\$ 276.00	\$ 75,900.00
Tack Coat**	gal	30,000	\$ 6.50	\$ 195,000.00	\$ 3.55	\$ 106,500.00	\$ 8.50	\$ 255,000.00	\$ 5.05	\$ 151,500.00	\$ 5.25	\$ 157,500.00
Milling	ton	32,500	\$ 48.10	\$ 1,563,250.00	\$ 41.75	\$ 1,356,875.00	\$ 56.00	\$ 1,820,000.00	\$ 42.50	\$ 1,381,250.00	\$ 59.25	\$ 1,925,625.00
Striping	mi	7	\$ 4,250.00	\$ 29,750.00	\$ 3,850.00	\$ 26,950.00	\$ 3,650.00	\$ 25,550.00	\$ 3,500.00	\$ 24,500.00	\$ 3,550.00	\$ 24,850.00
Temp.Striping	mi	7	\$ 1,500.00	\$ 10,500.00	\$ 1,300.00	\$ 9,100.00	\$ 1,250.00	\$ 8,750.00	\$ 1,200.00	\$ 8,400.00	\$ 1,200.00	\$ 8,400.00
Permanent Markings	Sf	6,000	\$ 6.50	\$ 39,000.00	\$ 7.10	\$ 42,600.00	\$ 7.00	\$ 42,000.00	\$ 6.60	\$ 39,600.00	\$ 6.55	\$ 39,300.00
Traffic Loops	If	5,000	\$ 7.65	\$ 38,250.00	\$ 5.30	\$ 26,500.00	\$ 5.00	\$ 25,000.00	\$ 5.00	\$ 25,000.00	\$ 5.00	\$ 25,000.00
Raise Manholes	ea	200	\$ 275.00	\$ 55,000.00	\$ 250.00	\$ 50,000.00	\$ 170.00	\$ 34,000.00	\$ 300.00	\$ 60,000.00	\$ 245.00	\$ 49,000.00
Valve Box Resets	ea	50	\$ 42.00	\$ 2,100.00	\$ 175.00	\$ 8,750.00	\$ 45.00	\$ 2,250.00	\$ 100.00	\$ 5,000.00	\$ 65.00	\$ 3,250.00
Total Bid Price				\$ 5,549,650.00		\$ 5,663,793.75		\$ 5,804,050.00		\$ 5,279,187.50		\$ 6,121,700.00
Bid Bond?			yes	no	yes	no	yes	no	yes	no	yes	no
Contractor's License Number?			yes	no	yes	no	yes	no	yes	no	yes	no
Bid document notarized?			yes	no	yes	no	yes	no	yes	no	yes	no

STATE OF ALABAMA

JEFFERSON COUNTY

CONSTRUCTION CONTRACT

WITNESSETH THIS CONSTRUCTION CONTRACT, made and entered into on this the _____ day of _____, 2022, by and between the City of Vestavia Hills, Alabama, a municipal corporation, organized, existing and operating pursuant to the laws of the State of Alabama situated at 1032 Montgomery Highway, Vestavia Hills, Alabama 35216, hereinafter referred to as the “City”, and _____, hereinafter referred to as the “General Contractor,” whose principal place of business is situated at _____.

WITNESSETH THESE RECITALS:

WHEREAS, on the 29th day of November, 2022, the City invited competitive bids for public street resurfacing for a period of three (3) years; and

WHEREAS, the scope of the work constitutes a “public works” project within the meaning of Act No. 97-225 enacted by the Legislature of the State of Alabama effective April 22, 1997 and now codified as Title 39, Chapters 1 through 5, et seq., *Code of Alabama, 1975*, hereinafter referred to as the “Public Works” Law of Alabama; and

WHEREAS, on the _____ day of _____, 2022, the City Council of the City of Vestavia Hills, Alabama determined that the General Contractor submitted the lowest responsible and responsive bid and awarded the contract for the public works project to the General Contractor; and

WHEREAS, the City and the General Contractor have agreed to the terms, provisions and conditions of this Construction Contract and have further agreed that it is in the best interest of the parties that this contract be reduced to writing.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS: That in consideration of the mutual covenants, premises and promises contained herein and other good and valuable consideration, the receipt of which is hereby acknowledged by each of the parties hereto, the City and General Contractor mutually agree as follows:

I. PUBLIC WORKS LAW

Notwithstanding any other laws to the contrary, Act No. 97-225, which is set forth in Title 39, Chapters 1 through 5, of the *Code of Alabama, 1975*, (“Public Works Law”) shall control the interpretation, construction, administration and enforcement of this Construction Contract. Both the City and the General Contractor agree that any and all terms, provisions, conditions and limitations of the said Public Works Law shall be and are hereby incorporated into this Construction Contract by reference as though set out fully herein.

II. INVITATION TO BID

The Invitation to Bid prepared by the City and submitted to the Contractor is attached hereto, marked as Exhibit 1 and is incorporated into this Construction Contract by reference as though set out fully herein.

III. BID BY GENERAL CONTRACTOR

The bid by General Contractor submitted to the City is attached hereto, marked as Exhibit 2 and is incorporated into this Construction Contract by reference as though set out fully herein.

IV. GENERAL CONTRACTOR

General Contractor represents, covenants and warrants that it is a licensed general contractor within the meaning of Title 34-8-1, *Code of Alabama, 1975*. Said General Contractor further represents that it is duly licensed and qualified to furnish the materials and supplies and perform the work of the public works project.

V. SCOPE OF THE WORK

The General Contractor shall furnish all labor, materials, taxes, insurance (worker's compensation and general liability) as follows:

Asphalt repair and resurfacing

VI. CONTRACT PRICE

The City shall pay to the General Contractor for the faithful performance of this contract and the completion of the work described in paragraph II above in an amount calculated in accordance with the bid marked as Exhibit 2.

VII. PAYMENT OF CONTRACT PRICE

The City shall pay to the General Contractor the contract price in full upon completion of the work described in paragraph II hereof.

VIII. CONTRACT TIME

The contract time is ninety (90) calendar days. General Contractor shall commence work after the City issues a proceed to work order and shall complete the work described in paragraph II hereof within ninety (90) days thereafter.

IX. QUALITY OF WORK

All labor, construction and installation of materials installed by the General Contractor in the performance of this agreement shall be done in a workmanlike manner.

X. LIABILITY INSURANCE

The General Contractor shall carry Manufacturer's and Contractor's Public Liability Insurance with limits of Three Hundred Thousand Dollars (\$300,000.00), per person, and One Million Dollars (\$1,000,000.00), per occurrence, to cover and protect the City, the General Contractor and its subcontractors against claims or injury to or death of one or more than one person because of accidents which may occur or result from operations under the contract; such insurance shall cover the use of any and all equipment, including but not limited to machinery, tractors, rollers, mixers, motor vehicles and other related equipment necessary to perform the work and installations and embraced in this contract.

The General Contractor shall carry, during the life of this contract, property damage insurance in the amount of not less than Three Hundred Thousand Dollars (\$300,000.00) to protect it and its subcontractors from claims for property damage which might arise from the work performed under this contract.

Before commencing work, the General Contractor shall submit evidence of the coverage required above to the City for review and approval. Such insurance shall be carried with financially responsible insurance companies, licensed in the state and approved by the City and shall be kept in full force and effect until the General Contractor's work is accepted by the City. Contracts of insurance (covering all operations under this contract) which expire before the General Contractor's work is accepted by the City shall be renewed and evidence of such renewal shall be submitted to the City for its approval.

The policy shall name the City of Vestavia Hills, Alabama, as Owner, and its public officials and employees, and its agents, consultants and employees as additional insureds and state that this coverage shall be primary insurance for the additional insureds.

XI. WORKER'S COMPENSATION

The General Contractor shall carry Worker's Compensation insurance for all of its employees and those of its subcontractors engaged in the work at the site in accordance with the State of Alabama Worker's Compensation Law. This insurance coverage provided by the General Contractor under the Worker's Compensation Act shall provide protection from any and all claims for bodily injury, death or property damage, which may arise from the performance of any servant, agent, employee or other representative of General Contractor or its subcontractors under this agreement. Certificates of insurance issued by competent insurance companies qualified and licensed to do business in the State of Alabama and approved by the City evidencing that all of said subcontractors of the General Contractor are covered by said Worker's Compensation insurance coverage and furnished to the General Contractor and the City by the individual subcontractors shall meet the requirements of this section.

XII. INDEMNITY

The General Contractor shall indemnify and save harmless the City of Vestavia Hills, Alabama, its Mayor, individual members of the City Council, servants, agents, employees or representatives from any and all claims, demands, controversies, actions, causes of action,

liabilities of action, lawsuits, liabilities and damages arising out of or resulting from property damage, personal injury and/or death suffered or alleged to have been suffered by any person as a result for work performed under this contract.

XIII. INDEPENDENT GENERAL CONTRACTOR

The General Contractor is an independent contractor for purposes of this agreement. Nothing contained herein shall be construed to mean that said General Contractor is the servant, agent or employee of the City.

XIV. ASSIGNMENT

This contract shall not be assignable by the General Contractor in any respect without having first obtained the written consent of the City evidenced by a properly enacted resolution of the City Council of the City of Vestavia Hills, Alabama.

XV. PERMITS, LAWS, CODES AND ORDINANCES

The General Contractor shall give all notices required by and comply with all applicable laws, ordinances and codes of the local, state and federal governments.

XVI. BONDS

In accordance with Title 39-1-1, *Code of Alabama, 1975*, the General Contractor agrees to execute a performance bond with penalty equal to one hundred (100%) percent of the amount of the Contract price, and in addition thereto, another bond with good and sufficient surety payable to the City in an amount not less than fifty percent (50%) of the contract price with the obligation that such General Contractor shall promptly make payments to all persons supplying it with the labor, materials, equipment or supplies for and in the prosecution of the work provided for in this Contract and for the payment of reasonable attorney's fees incurred by successful claimants or plaintiffs in civil actions on said bond.

A copy of the said performance bond shall be marked as Exhibit 3, attached hereto and incorporated and made a part of the contract as though set out fully herein. A copy of the labor and material bond shall be designated as Exhibit 4 attached hereto and incorporated and made a part of this contract as though set out fully herein.

XVII. ACCIDENT PREVENTION

The General Contractor shall exercise proper precaution at all times for the protection of persons and property and shall be responsible for all damages to person or property, either on or off the site, which occur as a result of its prosecution of the work. The safety provisions of applicable laws and building and construction codes shall be observed. Machinery, equipment and all hazards shall be guarded in accordance with the safety provisions of the *Manual of Accident Prevention in Construction* published by the Associated General Contractors of America, Inc., to the extent that such provisions are not in conflict with applicable local, state or federal laws.

XVIII. SUBCONTRACTORS

No proposed subcontractor shall be disapproved by the City, except for cause.

The General Contractor shall be fully responsible to the City for the acts and omissions of its subcontractors and of persons either directly or indirectly employed by said subcontractors, as it is for the acts and omissions of persons directly employed by it.

The General Contractor shall cause appropriate provision to be inserted in all subcontracts relative to the work to require compliance by each subcontractor with the applicable provisions of the Contract for the improvements embraced in the project.

Nothing contained in the Contract shall create any contractual relation between any subcontractor and the City.

The General Contractor shall pay all subcontractors for materials and supplies installed in this project by said subcontractors and all work and labor performed by said subcontractors on said project.

XIX. INSPECTION

All materials and workmanship shall be subject to inspection, examination or test by the City at any and all times during installation or construction and at any and all places where such manufacture or construction is carried on. The City shall have the right to reject defective materials and workmanlike and/or require its correction. Unacceptable workmanship shall be satisfactorily corrected. Rejected material shall be promptly segregated and removed from the project area and be replaced with material of specified quality without charge therefor. If the General Contractor fails to proceed at once with the correction of rejected workmanship or defective material, the City may contract for or otherwise have the defects remedied or rejected materials removed from the project area and charge the cost of the same against any moneys which may be due the Contractor, without prejudice to any other rights or remedies of the City.

XX. TERMINATION

The Contract, of which scope of work described in paragraph II hereof form a part, may be annulled by the City for any one of the following reasons:

A. Substantial evidence that the progress made by the General Contractor is insufficient to complete the work within the specified time.

B. Deliberate failure on the part of the General Contractor to observe the requirements of this Contract.

C. Failure on the part of the General Contractor to promptly make good any defects in materials or workmanship that may be indicated to it by the City.

D. Any other breach of contract by the General Contractor.

XXI. GENERAL GUARANTY BY GENERAL CONTRACTOR

Neither the final certificate of payment nor any provision in the Contract nor partial or entire use of the improvements embraced in this Contract by the City or the public shall constitute an acceptance of work not done in accordance with the Contract or relieve the General Contractor of liability in respect to any express warranties of responsibility for faulty materials or workmanship. The General Contractor shall promptly remedy any defects in the work and pay for any damage to other work resulting therefrom which shall appear within a period of twelve (12) months from the date of final acceptance of the work. The City will give notice of defective material and work with reasonable promptness.

XXII. REMOVAL OF DEBRIS AND CLEANING

The General Contractor shall, periodically or as directed during the progress of the work, remove and legally dispose of all surplus material and debris, and keep the Project Area and public rights of way reasonable clear. Upon completion of the work, it shall remove all temporary construction facilities, debris and unused materials provided for the work, and put the whole site of the work and public rights of way in a neat and clean condition.

XXIII. MISCELLANEOUS

A. Non-Waiver: The failure of the City to insist, in any one or more instances, upon a strict performance of any of the covenants of this contract, or to exercise any option herein contained, shall not be construed as a waiver, or a relinquishment for the future of such covenant or option, but the same shall continue and remain in full force and effect.

B. Waiver of Modification: Any waiver, alteration or modification of any of the provisions of this agreement or cancellation or replacement of this agreement shall not be valid unless in writing and signed by the parties hereto. This agreement may be amended at any time by written agreement of the parties signatory hereto.

C. Notices: Any and all notices required or permitted to be given under this agreement will be sufficient if furnished in writing and sent by Registered Mail to the parties' last known address.

D. Governing Law: This agreement shall be interpreted, construed and governed to the laws of the State of Alabama.

E. 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.

F. Execution in Counterparts: The contract may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

G. Binding Effect: The contract shall inure to the benefit of, and shall be binding upon City and General Contractor and their heirs, successors and assigns.

H. Severability: In the event any provision of this contract shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof.

I. Entire Agreement: This written contract contains the entire agreement between the City and the General Contractor.

IN WITNESS WHEREOF, the City of Vestavia Hills, Alabama and _____ have caused this agreement to be executed by their duly authorized officers and their respective seals to be affixed hereto on this the ____ day of _____, 2022.

CITY OF VESTAVIA HILLS, ALABAMA

By _____
Its Mayor

ATTESTED

By _____

By _____
Its City Manager

ATTESTED

By _____

By _____
Its President

ATTESTED:

By _____

**STATE OF ALABAMA
JEFFERSON COUNTY**

ACKNOWLEDGMENT

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Ashley Curry, whose name as Mayor of the City of Vestavia Hills, Alabama, a municipal corporation, is signed to the foregoing contract, and who is known to me, acknowledged before me on this day that, being informed of the contents of the contract, he, as such officer and with full authority, executed the same voluntarily for and as the act of said City of Vestavia Hills, Alabama.

Given under my hand and official seal, this the ____ day of _____, 2022.

Notary Public

**STATE OF ALABAMA
JEFFERSON COUNTY**

ACKNOWLEDGMENT

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Jeffrey D. Downes, whose name as City Manager of the City of Vestavia Hills, Alabama, a municipal corporation, is signed to the foregoing contract, and who is known to me, acknowledged before me on this day that, being informed of the contents of the contract, he, as such officer and with full authority, executed the same voluntarily for and as the act of said City of Vestavia Hills, Alabama.

Given under my hand and official seal, this the ____ day of _____, 2022.

Notary Public

**STATE OF ALABAMA
JEFFERSON COUNTY**

ACKNOWLEDGMENT

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that _____ whose name as _____ of _____ is signed to the foregoing contract, and who is known to me, acknowledged before me on this day that, being informed of the contents of the contract, (s)he, as such officer and with full authority, executed the same voluntarily for and as the act of said _____.

Given under my hand and official seal, this the ____ day of _____, 2022.

Notary Public

RESOLUTION NUMBER 5428

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

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated June 20, 2022, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 19th day of December, 2022; and

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

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

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

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 21st day of December, 2022.

2. That on the 27th day of March, 2023, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5428 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2608 Rillwood Road
Lot 9, Altadena Park
Andrew and Marie Davis, Owner(s)

APPROVED and ADOPTED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

PARCEL #: 28 00 28 4 001 014.000	[111-B+] Baths: 4.5 H/C Sqft: 3,015
OWNER: DAVIS ANDREW & MARIE	18-013.0 Bed Rooms: 4 Land Sch: A414
ADDRESS: 2608 RILLWOOD RD VESTAVIA AL 35243-2219	Land: 202,400 Imp: 327,400 Total: 529,800
LOCATION: 2608 RILLWOOD RD BHAM AL 35243	Acres: 0.000 Sales Info: 07/27/2021 \$565,100

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

Tax Year : 2022 ▼

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

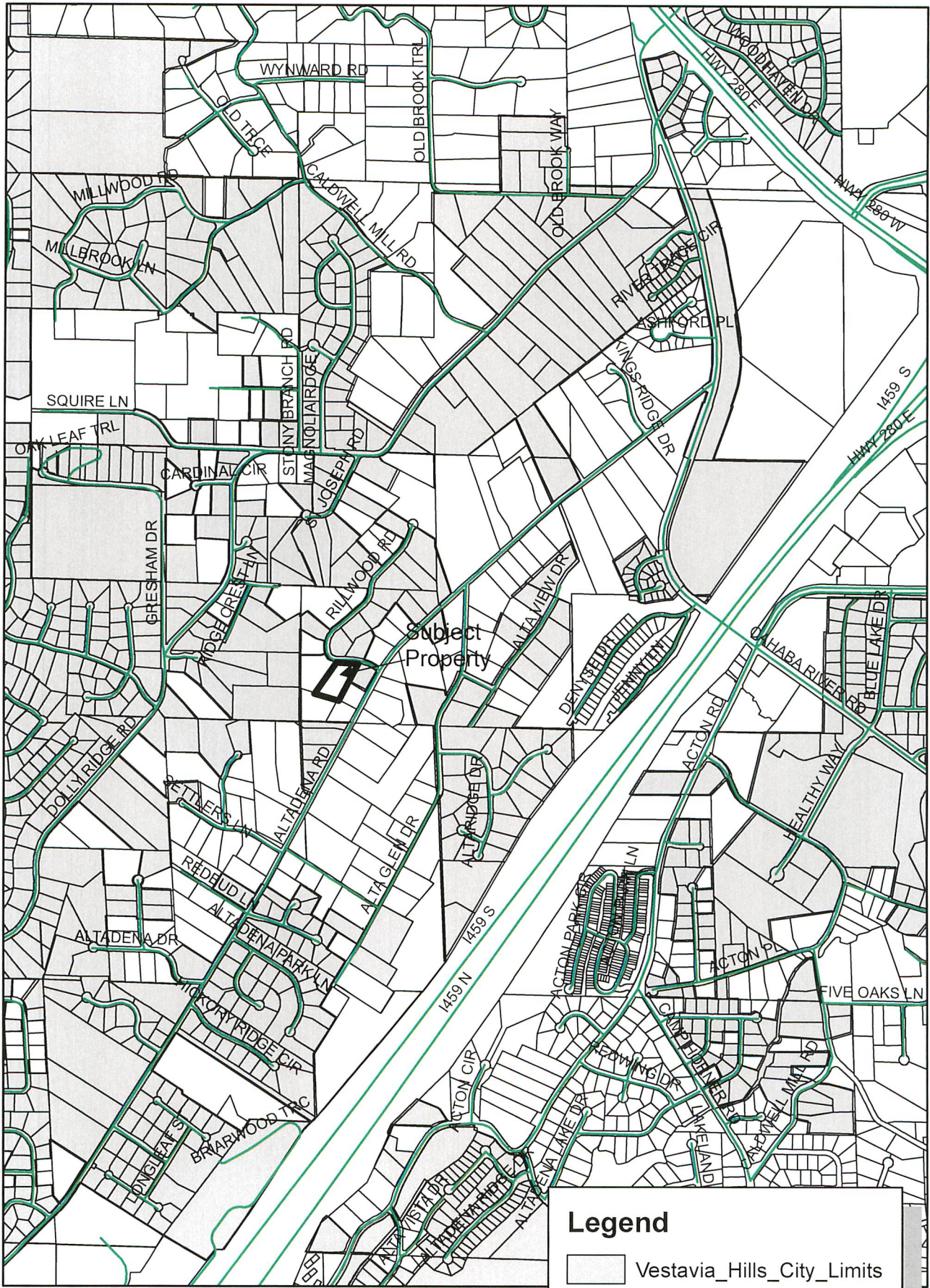
SUMMARY

ASSESSMENT		VALUE	
PROPERTY CLASS: 3	OVER 65 CODE:	LAND VALUE 10%	\$202,350
EXEMPT CODE:	DISABILITY CODE:	LAND VALUE 20%	\$0
MUN CODE: 02 COUNTY	HS YEAR: 0	CURRENT USE VALUE	[DEACTIVATED] \$0
SCHOOL DIST:	EXM OVERRIDE AMT: \$0.00	CLASS 2	
OVR ASD VALUE: \$0.00	TOTAL MILLAGE: 50.1	CLASS 3	
CLASS USE:		BLDG 001	111 \$327,400
FOREST ACRES: 0	TAX SALE:	TOTAL MARKET VALUE [APPR. VALUE: \$529,800]: \$529,750	
PREV YEAR VALUE: \$527,300.00	BOE VALUE: 0	Assesment Override:	
		MARKET VALUE:	
		CU VALUE:	
		PENALTY:	
		ASSESSED VALUE:	

TAX INFO							
	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$52,980	\$344.37	\$0	\$0.00	\$344.37
COUNTY	3	2	\$52,980	\$715.23	\$0	\$0.00	\$715.23
SCHOOL	3	2	\$52,980	\$434.44	\$0	\$0.00	\$434.44
DIST SCHOOL	3	2	\$52,980	\$0.00	\$0	\$0.00	\$0.00
CITY	3	2	\$52,980	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	2	\$52,980	\$270.20	\$0	\$0.00	\$270.20
SPC SCHOOL2	3	2	\$52,980	\$890.06	\$0	\$0.00	\$890.06
TOTAL FEE & INTEREST: (Detail)							\$654.28
ASSD. VALUE: \$52,980.00			\$2,654.30		GRAND TOTAL: \$3,308.58		
Payoff Quote							

DEEDS		PAYMENT INFO			
INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
2021086713	7/27/2021		2022		\$0.00
2017109066	9/19/2017	5/18/2022	2021	IRON CITY CONSTRUCTION LLC	\$5,548.43
3630-786	03/28/1989	12/16/2020	2020	JODY PORTER	\$2,626.68
842-643	03/28/1989	12/23/2019	2019	JODY PORTER	\$1,970.75
			2018		\$0.00
			2017		\$0.00
		12/27/2016	2016	JODY PORTER	\$2,013.48
		12/28/2015	2015	JODY PORTER	\$2,013.48
			2014		\$0.00

2608 Rillwood Road



**City of Vestavia Hills
Tax Calculator
Homestead Properties**

AD VALOREM TAX MILLAGE

Millage Multiplier	
0.02055	Ad valorem to City General Fund: 20.55 mills
0.02875	City BOE portion: 28.75 mills
0.0151	District 20 School: 15.1 mills
0.0082	Countywide School: 8.2 mills
0.05205	Ad valorem to Schools (TOTAL): 52.05 mills

ASSESSED VALUE

		Citizen Access Portal Descriptor	Notes
====>	2608 Rillwood Rd	Property Address	
====>	\$ 529,800	Appraised Value of Property	TOTAL MARKET VALUE
	10%	Assessment Homestead Rate	
	\$52,980.00	Assessed Value	ASSD. VALUE

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
\$1,088.74	City portion of ad valorem	(Subset of CITY)	(20.55 mills rate)
\$1,523.18	BOE portion of ad valorem	(Subset of CITY)	(28.75 mills rate)
\$2,611.91	Total County remits to City for split with BOE	CITY	
\$800.00	SPC DIST1 BOE local rev (County gives directly to BOE)	SPC SCHOOL1	(15.1 mills rate)
\$434.44	Countywide School Tax to VH	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$1,088.74	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$2,757.61	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$3,846.35	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

Annexation Committee Petition Review

Property: 2608 Rillwood Road

Owners: Andrew Davis

Date: 12/02/2022

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

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

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

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

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$529,800. Meets city criteria: Yes No
Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes 18 Number in city 11
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____



City of Vestavia Hills, AL

11/01/2022

ANX-22-1

Engineering/Public Works Review

Annexation Application

Status: Complete**Became Active:** 10/11/2022**Assignee:** Christopher Brady**Completed:** 10/31/2022

Applicant

Andrew Davis
andy.ironcity@gmail.com
2608 Rillwood Road
Vestavia Hills, AL 35243
205-790-5778

Primary Location

2608 RILLWOOD RD
VESTAVIA HILLS, AL 35243

Comments

Christopher Brady, Oct 31, 2022 at 2:54pm

minor concerns noted related to active construction and lack of bmp protection; will check permit status with Jefferson County and coordinate final reviews and inspections; roadway and valley gutter is in fair condition; the City currently has a split maintenance responsibility with Jefferson County for this section of roadway.



City of Vestavia Hills, AL

11/01/2022

ANX-22-1

Board of Education Review

Annexation Application

Status: Complete

Became Active: 10/11/2022

Assignee: Scott Brown

Completed: 11/01/2022

Applicant

Andrew Davis
andy.ironcity@gmail.com
2608 Rillwood Road
Vestavia Hills, AL 35243
205-790-5778

Primary Location

2608 RILLWOOD RD
VESTAVIA HILLS, AL 35243

Comments

Scott Brown, Nov 1, 2022 at 1:30pm

No Objection



11/01/2022

ANX-22-1

Annexation Application

Status: Active**Date Created:** Oct 10, 2022

Applicant

Andrew Davis
andy.ironcity@gmail.com
2608 Rillwood Road
Vestavia Hills, AL 35243
205-790-5778

Primary Location

2608 RILLWOOD RD
VESTAVIA HILLS, AL 35243

Owner Information

Owner's Name

Andrew and Marie Davis

Owner Mailing Address Inc. City, State, Zip

2427 Dolly Ridge Road Vestavia Hills AL 35243

Property Information

Address of Property to be annexed?

2608 Rillwood Road

Legal Description of Property to be Annexed

Lot 9, Altadena Park

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

28-00-28-4-001-014.000

County Zoning Classification

Jefferson County E-1

Is this annexation for redevelopment?

No

Compatible City Zoning Classification

Vestavia Hills E-2

Desired Zoning Classification

Vestavia Hills E-2

Is this a single-family residence with no additional development?

Yes

Annexation Request Information

Please Explain your reason for requesting annexation?

Recently purchased property; desirous if having in the City

Are you located in the Rocky Ridge Fire District?

Yes

Information on Children

Name of Child

Charles Davis

Age of Child

6

School Grade of Child

Kindergarten

Plan to Enroll in Vestavia Hills School within 2 years?

Yes

Name of Child

Caroline Davis

Age of Child

3

School Grade of Child

n/a




Plan to Enroll in Vestavia Hills Schools within 2 years?

no










Addition children information

--

Attachments

-  2608 Rillwood Road.pdf
Uploaded by Rebecca Leavings on Oct 10, 2022 at 8:47 am
-  map.pdf
Uploaded by Rebecca Leavings on Oct 10, 2022 at 8:47 am
-  2608 Rillwood Road.pdf
Uploaded by Rebecca Leavings on Oct 10, 2022 at 8:47 am

Timeline

Label	Status	Activated	Completed	Assignee	Due Date
Custom Payment	Waived	Oct 10, 2022 at 8:47 am	Oct 10, 2022 at 8:50 am	-	-
 City Clerk Receipt	Complete	Oct 10, 2022 at 8:47 am	Oct 11, 2022 at 2:04 pm	Rebecca Leavings	-
 Public Services Director Review	Complete	Oct 11, 2022 at 2:04 pm	Oct 11, 2022 at 2:07 pm	Brian Davis	11/01/2022
 Police Department Review	Complete	Oct 11, 2022 at 2:04 pm	Oct 12, 2022 at 7:07 am	Joel Gaston	11/01/2022
 Fire Department Review	Complete	Oct 11, 2022 at 2:04 pm	Oct 28, 2022 at 3:22 pm	Ryan Farrell	11/01/2022
 Engineering/Public Works Review	Complete	Oct 11, 2022 at 2:04 pm	Oct 31, 2022 at 2:54 pm	Christopher Brady	11/01/2022
 Board of Education Review	Complete	Oct 11, 2022 at 2:04 pm	Nov 1, 2022 at 1:30 pm	Scott Brown	11/01/2022
 Prepare for Annexation Committee	Active	Nov 1, 2022 at 1:30 pm	-	Rebecca Leavings	-
 Council Approval	Inactive	-	-	-	-
 Apply for Rezoning	Inactive	-	-	-	-

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 6/26/2022

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

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

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

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

Andy Davis

205-770-5778

andy.ironcity@gmail.com

Marc Davis

334-657-9047

mnpuertt86@gmail.com

EXHIBIT "A"

LOT: 9 Altadena Pk 2nd S 28-28-4

BLOCK: _____

SURVEY: lot 9 Altadena Pk 2nd Sect 82/18

RECORDED IN MAP BOOK 82, PAGE 18 IN THE
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: Class 2 O2 County

COMPATIBLE CITY ZONING: Estate, Vestavia

LEGAL DESCRIPTION (METES AND BOUNDS):

X

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

SIGNATURE(S)

DESCRIPTION OF PROPERTY

<u>[Signature]</u>	Lot <u>9</u> Block _____ Survey <u>PK 2nd Sect 82/18</u>
<u>Maree Dany</u>	Lot <u>9</u> Block _____ Survey <u>PK 2nd Sect 82/18</u>
_____	Lot _____ Block _____ Survey _____

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

STATE OF ALABAMA

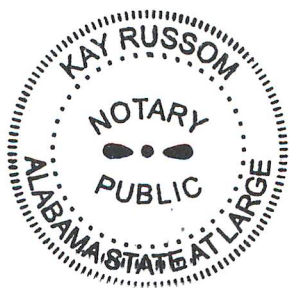
Jefferson COUNTY

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

[Signature]
Signature of Certifier

Subscribed and sworn before me this the 20th day of June, 2022

Kay Russon
Notary Public



My commission expires: November 8, 2024

EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

**1204 Montgomery Highway
Vestavia Hills AL 35216**

(To be completed by the City)

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

(To be completed by Homeowner)

Name(s) of Homeowner(s): Andy & Marie Davis
Address: ~~2427 Dolly Ridge Rd~~ 2608 Rillwood Rd
City: Vestavia State: AL Zip: 35243

Information on Children:

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

	Name(s)	Age	School Grade	Yes	No
1.	Charles Davis	6	Kindergarten	✓	
2.	Caroline Davis	3			✓
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": August 10 - Dolly Ridge

Curathy owns home at 2427 Dolly Ridge Rd
Zoned for Dolly Ridge Elementary

ORDINANCE NUMBER 3140

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

WHEREAS, a certain petition signed by Andrew and Marie Davis dated June 20, 2022, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

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

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

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

2608 Rillwood Road
Lot 9, Altadena Park
Andrew and Marie Davis

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

APPROVED and ADOPTED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

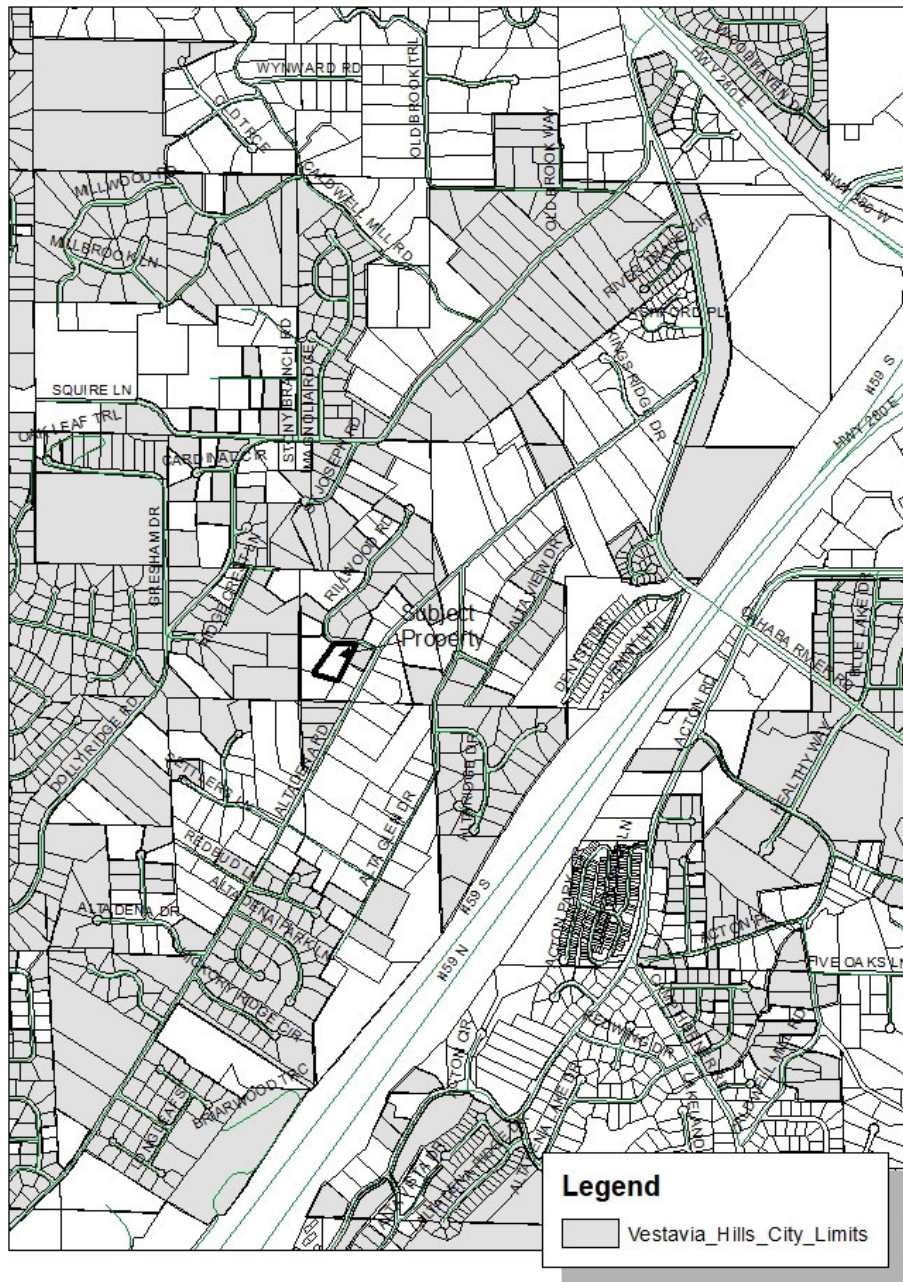
CERTIFICATION:

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 # 3140 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 19th day of December, 2022, as same appears in the official records of said City.

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

Rebecca Leavings
City Clerk

2608 Rillwood Road



RESOLUTION NUMBER 5429

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

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated June 22, 2022, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 19th day of December, 2022; and

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

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

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

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 21st day of December 2022.

2. That on the 27th day of March, 2023, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5429 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2594 Acton Road
Lot 2, Altadena Valley Country Club, Fairway Sector
Al and Patricia Foster, Owner(s)

APPROVED and ADOPTED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

PARCEL #: 28 00 33 4 001 005.000
OWNER: FOSTER AL & PATRICIA
ADDRESS: 2594 ACTON ROAD VESTAVIA HILLS AL 35243
LOCATION: 2594 ACTON RD BIRMINGHAM AL 35243

[111-B-] Baths: 3.0 H/C Sqft: 3,559
 18-036.0 Bed Rooms: 4 Land Sch: A116
 Land: 50,000 Imp: 284,800 Total: 334,800
 Acres: 0.000 Sales Info: 08/13/2021 \$250,000

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

Tax Year : 2022 ▼

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT

PROPERTY CLASS: 2 OVER 65 CODE:
 EXEMPT CODE: DISABILITY CODE:
 MUN CODE: 02 COUNTY HS YEAR: 0
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1

 CLASS USE:
 FOREST ACRES: 0 TAX SALE:
 PREV YEAR VALUE: \$283,100.00 BOE VALUE: 0

VALUE

LAND VALUE 10% \$0
 LAND VALUE 20% \$50,020
 CURRENT USE VALUE [DEACTIVATED] \$0

CLASS 2
 GARAGE WD. FR. 24WFSMN \$4,200
 BLDG 001 111 \$280,600

CLASS 3

TOTAL MARKET VALUE [APPR. VALUE: \$334,800]: \$334,820

Assesment Override: _____
 MARKET VALUE:
 CU VALUE:
 PENALTY:
 ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	2	2	\$66,960	\$435.24	\$0	\$0.00	\$435.24
COUNTY	2	2	\$66,960	\$903.96	\$0	\$0.00	\$903.96
SCHOOL	2	2	\$66,960	\$549.07	\$0	\$0.00	\$549.07
DIST SCHOOL	2	2	\$66,960	\$0.00	\$0	\$0.00	\$0.00
CITY	2	2	\$66,960	\$0.00	\$0	\$0.00	\$0.00
FOREST	2	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	2	2	\$66,960	\$341.50	\$0	\$0.00	\$341.50
SPC SCHOOL2	2	2	\$66,960	\$1,124.93	\$0	\$0.00	\$1,124.93

ASSD. VALUE: \$66,960.00 \$3,354.70 GRAND TOTAL: \$3,354.70

Payoff Quote

DEEDS

INSTRUMENT NUMBER	DATE
2021098012	8/13/2021
2021034688	3/26/2021
2019099137	9/16/2019
2019099136	9/16/2019
2019070451	7/12/2019
2019027802	3/19/2019
2276-419	12/28/1982

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
	2022		\$0.00
12/9/2021	2021	FOSTER ALAN N & FOSTER PATRICIA C	\$2,836.66
5/28/2021	2020	CTL8 LLC TESCO CUSTODIAN	\$73,463.34
	2019		\$0.00
	2018		\$0.00
	2017		\$0.00
	2016		\$0.00
	2015		\$0.00
	2014		\$0.00

**City of Vestavia Hills
Tax Calculator
Homestead Properties**

Exhibit - Resolution No. 5429
2594 Acton Road

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	2594 Acton Road	Property Address		
====>	\$ 334,800	Appraised Value of Property	TOTAL MARKET VALUE	
	10%	Assessment Homestead Rate		
	\$33,480.00	Assessed Value	ASSD. VALUE	

AD VALOREM REVENUE

			Citizen Access Portal Descriptor	Notes
\$688.01	City portion of ad valorem		(Subset of CITY)	(20.55 mills rate)
\$962.55	BOE portion of ad valorem		(Subset of CITY)	(28.75 mills rate)
\$1,650.56	Total County remits to City for split with BOE		CITY	
\$505.55	SPC DIST1 BOE local rev (County gives directly to BOE)		SPC SCHOOL1	(15.1 mills rate)
\$274.54	Countywide School Tax to VH		SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$688.01	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$1,742.63	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$2,430.65	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

Annexation Committee Petition Review

Property: 2594 Acton Road

Owners: Alan and Patricia Foster

Date: 12/02/2022

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

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

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

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

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$334,800. Meets city criteria: Yes No close
Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes N/A Number in city _____
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 2594 Acton Road


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

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

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

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

Other Comments: _____



George Pierce
Chairman



City of Vestavia Hills, AL

11/01/2022

ANX-22-2

Engineering/Public Works Review

Annexation Application

Status: Complete

Became Active: 10/11/2022

Assignee: Christopher Brady

Completed: 10/31/2022

Applicant

Alan Foster
altriciafoster@gmail.com
2594 Acton Road
Birmingham, AL 35243
205-807-3904

Primary Location

2594 ACTON RD
Vestavia Hills, AL 35243

Comments

Christopher Brady, Oct 31, 2022 at 2:55pm

no significant concerns noted; Acton Road is a Jefferson County Through Road



City of Vestavia Hills, AL

11/01/2022

ANX-22-2

Board of Education Review

Annexation Application

Status: Complete

Became Active: 10/11/2022

Assignee: Scott Brown

Completed: 11/01/2022

Applicant

Alan Foster
altriciafoster@gmail.com
2594 Acton Road
Birmingham, AL 35243
205-807-3904

Primary Location

2594 ACTON RD
Vestavia Hills, AL 35243

Comments

Scott Brown, Nov 1, 2022 at 1:27pm

No objection



11/01/2022

ANX-22-2**Annexation Application****Status:** Active**Date Created:** Oct 10, 2022**Applicant**

Alan Foster
altriciafoster@gmail.com
2594 Acton Road
Birmingham, AL 35243
205-807-3904

Primary Location

2594 ACTON RD
Vestavia Hills, AL 35243

Owner Information**Owner's Name**

Alan and Patricia Foster

Owner Mailing Address Inc. City, State, Zip

2594 Acton Road, Vestavia Hills AL 35243

Property Information**Address of Property to be annexed?**

2594 Acton Road

Legal Description of Property to be Annexed

Lot 2, Altadena Valley Country Club Fairway Sector

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

28-00-33-4-001-005.000

County Zoning Classification

JC A-1

Is this annexation for redevelopment?

No

Compatible City Zoning Classification

VH A

Desired Zoning Classification

--

Is this a single-family residence with no additional development?

Yes

Annexation Request Information**Please Explain your reason for requesting annexation?**

n/a

Are you located in the Rocky Ridge Fire District?

Yes

Information on Children

Name of Child

na

Age of Child

--

School Grade of Child

--

Plan to Enroll in Vestavia Hills School within 2 years?

--

Name of Child

--

Age of Child

--

School Grade of Child

--











Plan to Enroll in Vestavia Hills Schools within 2 years?

--

Addition children information

--

Timeline

Label	Status	Activated	Completed	Assignee	Due Date
 Custom Payment	Paid	Oct 10, 2022 at 8:59 am	Oct 10, 2022 at 8:59 am	-	-
 City Clerk Receipt	Complete	Oct 10, 2022 at 8:59 am	Oct 11, 2022 at 2:07 pm	Rebecca Leavings	-
 Police Department Review	Complete	Oct 11, 2022 at 2:07 pm	Oct 12, 2022 at 7:06 am	Joel Gaston	10/31/2022
 Public Services Director Review	Complete	Oct 11, 2022 at 2:07 pm	Oct 12, 2022 at 10:49 am	Brian Davis	10/31/2022
 Fire Department Review	Complete	Oct 11, 2022 at 2:07 pm	Oct 28, 2022 at 3:24 pm	Ryan Farrell	10/31/2022
 Engineering/Public Works Review	Complete	Oct 11, 2022 at 2:07 pm	Oct 31, 2022 at 2:55 pm	Christopher Brady	10/31/2022
 Board of Education Review	Complete	Oct 11, 2022 at 2:07 pm	Nov 1, 2022 at 1:27 pm	Scott Brown	10/31/2022
 Prepare for Annexation Committee	Active	Nov 1, 2022 at 1:27 pm	-	Rebecca Leavings	-
 Council Approval	Inactive	-	-	-	-
 Apply for Rezoning	Inactive	-	-	-	-

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE

CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: June 22, 2022

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

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

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

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

Al Foster 205-807-3904
Patricia Fester 205-807-7872
altricia.foster@gmail.com

EXHIBIT "A"

LOT: 2 Attadena Country Club Fairway Sector

BLOCK: _____

SURVEY: _____

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

COUNTY ZONING: Agricultural

COMPATIBLE CITY ZONING: R-2

LEGAL DESCRIPTION (METES AND BOUNDS):

Lot 2 according to the Map of Attadena Country Club Fairway Sector as recorded in Map book 64 Page 25 in the Probate Office of Jefferson County, Alabama. Less and except any part laying within the Right of Way of U.S. Interstate # 459.

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

SIGNATURE(S)

DESCRIPTION OF PROPERTY

<u>Alan N. Foster</u>	Lot <u>2</u> Block _____ Survey _____	<u>Altoona Country Club, Sector Fairway</u>
<u>Patricia Fester</u>	Lot <u>2</u> Block _____ Survey <u>11</u>	
_____	Lot _____ Block _____ Survey _____	

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

STATE OF ALABAMA

Jefferson COUNTY

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

Patricia C. Fester
Signature of Certifier

Subscribed and sworn before me this the 22nd day of June, 2022.

Wendy Muths
Notary Public

My commission expires: 2/17/26

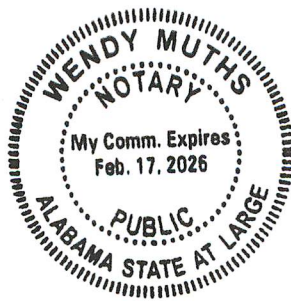


EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

**1204 Montgomery Highway
 Vestavia Hills AL 35216**

(To be completed by the City)

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

(To be completed by Homeowner)

Name(s) of Homeowner(s): Alan Foster / Patricia Foster
 Address: 2594 Acton Road
 City: Birmingham State: Al Zip: 35243

Information on Children:

None

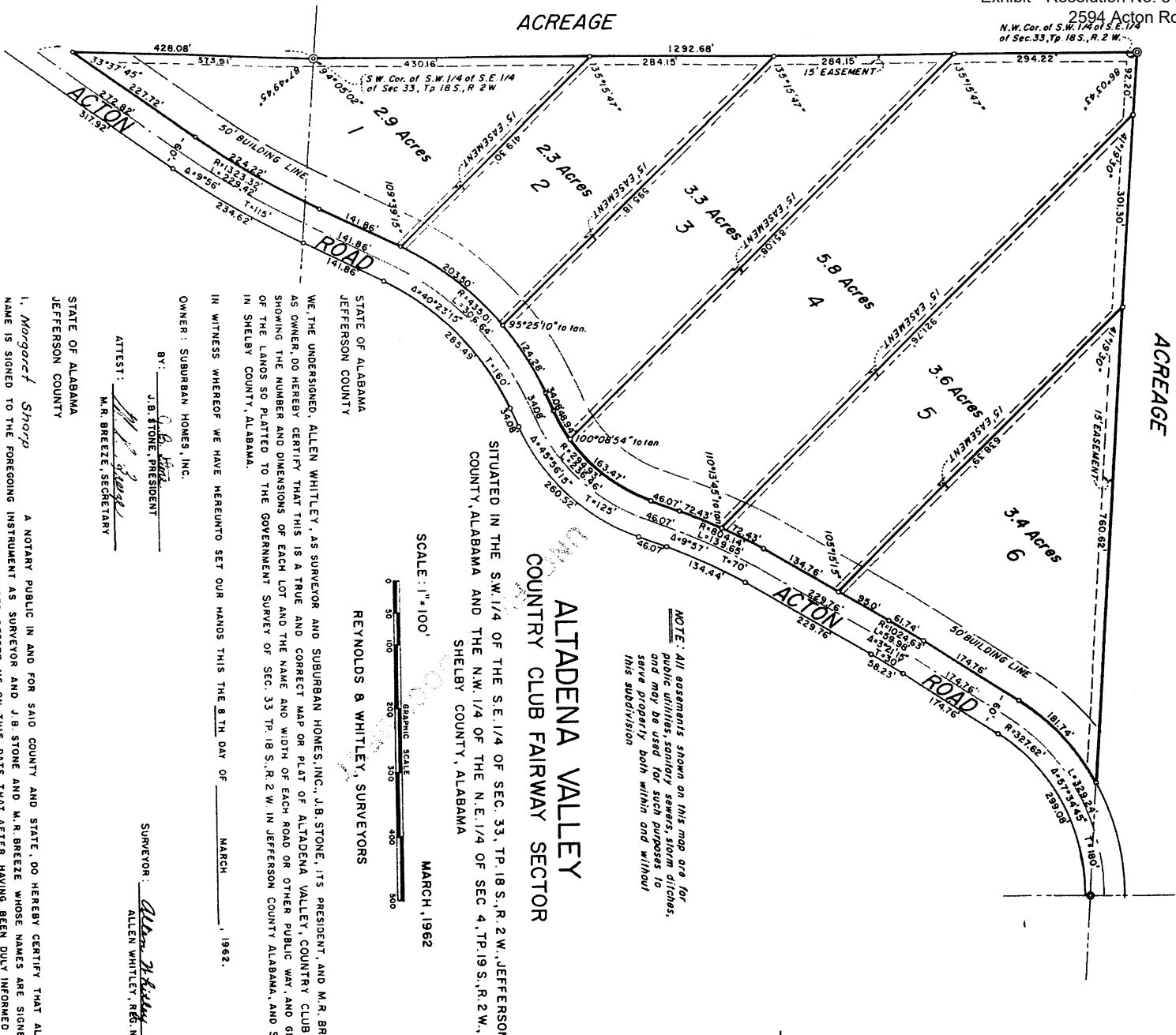
**Plan to Enroll In
 Vestavia Hills School?**

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

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

2594 Acton Road

N.W. Cor. of S.W. 1/4 of S.E. 1/4 of Sec. 33, T.P. 18 S., R. 2 W.



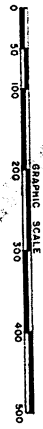
ACREAGE

ACREAGE

NOTE: All easements shown on this map are for public utilities, sanitary sewers, storm drains, and may be used for such purposes to serve property both within and without this subdivision

ALTADENA VALLEY
COUNTRY CLUB FAIRWAY SECTOR
SITUATED IN THE S.W. 1/4 OF THE S.E. 1/4 OF SEC. 33, T.P. 18 S., R. 2 W., JEFFERSON COUNTY, ALABAMA AND THE N.W. 1/4 OF THE N.E. 1/4 OF SEC. 4, T.P. 19 S., R. 2 W., SHELBY COUNTY, ALABAMA

SCALE: 1" = 100'



REYNOLDS & WHITLEY, SURVEYORS

MARCH, 1962

WE, THE UNDERSIGNED, ALLEN WHITLEY, AS SURVEYOR AND SUBURBAN HOMES, INC., J.B. STONE, ITS PRESIDENT, AND M.R. BREEZE, ITS SECRETARY, AS OWNER, DO HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT MAP OR PLAN OF ALTADENA VALLEY, COUNTRY CLUB FAIRWAY SECTOR, SHOWING THE NUMBER AND DIMENSIONS OF EACH LOT AND THE NAME AND WIDTH OF EACH ROAD OR OTHER PUBLIC WAY, AND GIVING THE RELATIONSHIP OF THE LANDS SO PLATTED TO THE GOVERNMENT SURVEY OF SEC. 33, T.P. 18 S., R. 2 W. IN JEFFERSON COUNTY ALABAMA, AND SEC. 4, T.P. 19 S., R. 2 W. IN SHELBY COUNTY, ALABAMA.

IN WITNESS WHEREOF WE HAVE HEREUNTO SET OUR HANDS THIS THE 8TH DAY OF MARCH, 1962.

OWNER: SUBURBAN HOMES, INC.

BY: J.B. STONE, PRESIDENT

ATTEST: M.R. BREEZE, SECRETARY

SURVEYOR: ALLEN WHITLEY, R65 NO. 3943
 MARCH 1962
 Map 64 Fig. 26
 MADE IN THE U.S.A.

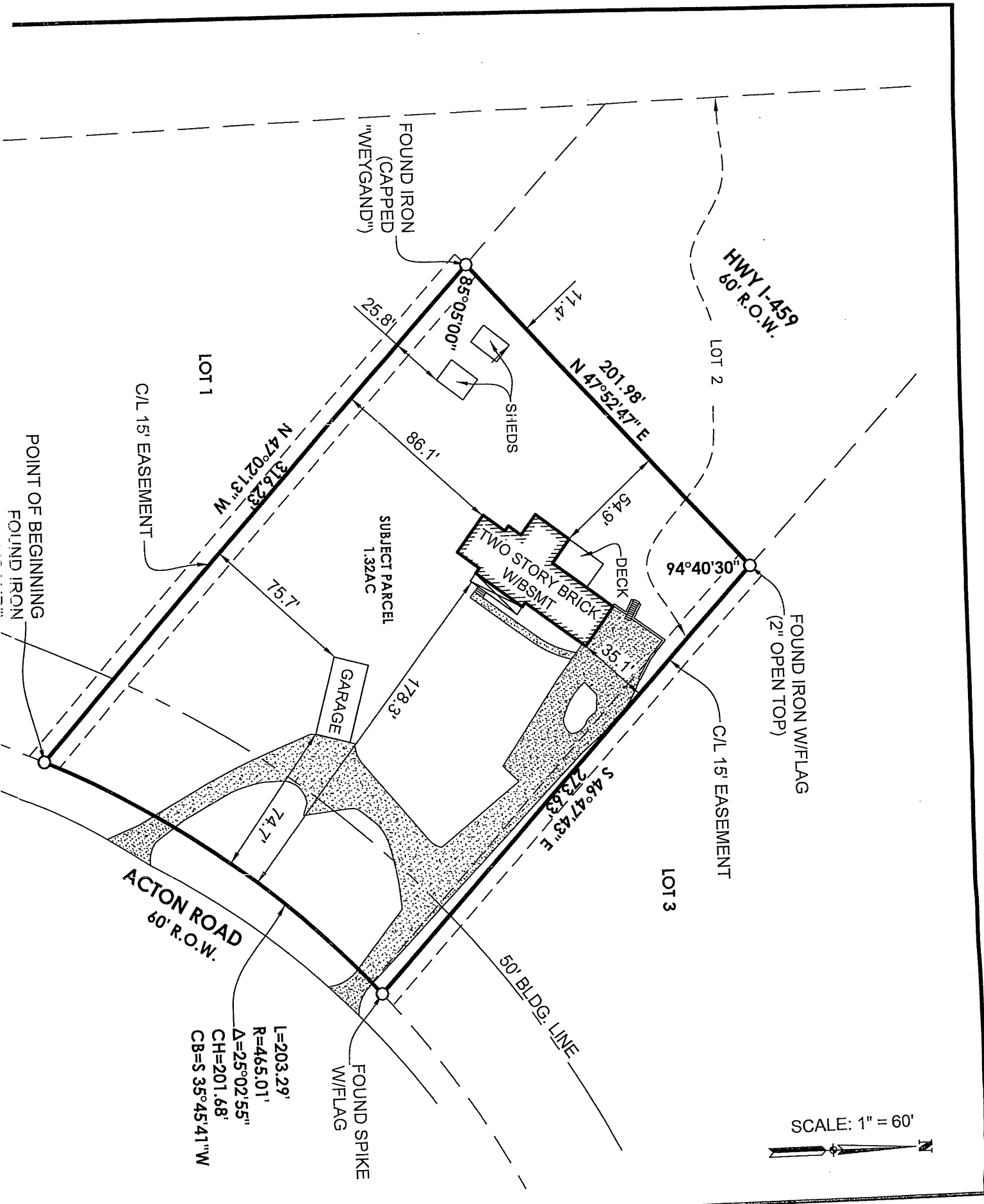
STATE OF ALABAMA
JEFFERSON COUNTY

I, *Margaret Sharp*, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, DO HEREBY CERTIFY THAT ALLEN WHITLEY, WHOSE NAME IS SIGNED TO THE FOREGOING INSTRUMENT AS SURVEYOR AND J.B. STONE AND M.R. BREEZE WHOSE NAMES ARE SIGNED TO THE SAME AS OWNERS, AND WHO ARE KNOWN TO ME, ACKNOWLEDGED BEFORE ME ON THIS DATE THAT AFTER HAVING BEEN DULY INFORMED OF THE CONTENTS OF SAID CERTIFICATE, THEY EXECUTED SAME VOLUNTARILY AS SUCH INDIVIDUALS WITH FULL AUTHORITY FOR AND AS THE ACT OF SAME.
 GIVEN UNDER MY HAND AND SEAL THIS THE 8TH DAY OF MARCH, 1962.

NOTARY PUBLIC

APPROVED: *W. C. ...* 26 March 1962
 COUNTY ENGINEER

APPROVED: *...*
 JEFFERSON COUNTY PLANNING COMMISSION



SCALE: 1" = 60'

ORDINANCE NUMBER 3141

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

WHEREAS, a certain petition signed by Al and Patricia Foster dated June 22, 2022, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

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

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

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

2594 Acton Road
Lot 2, Altadena Valley Country Club, Fairway Sector
Al and Patricia Foster

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

APPROVED and ADOPTED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

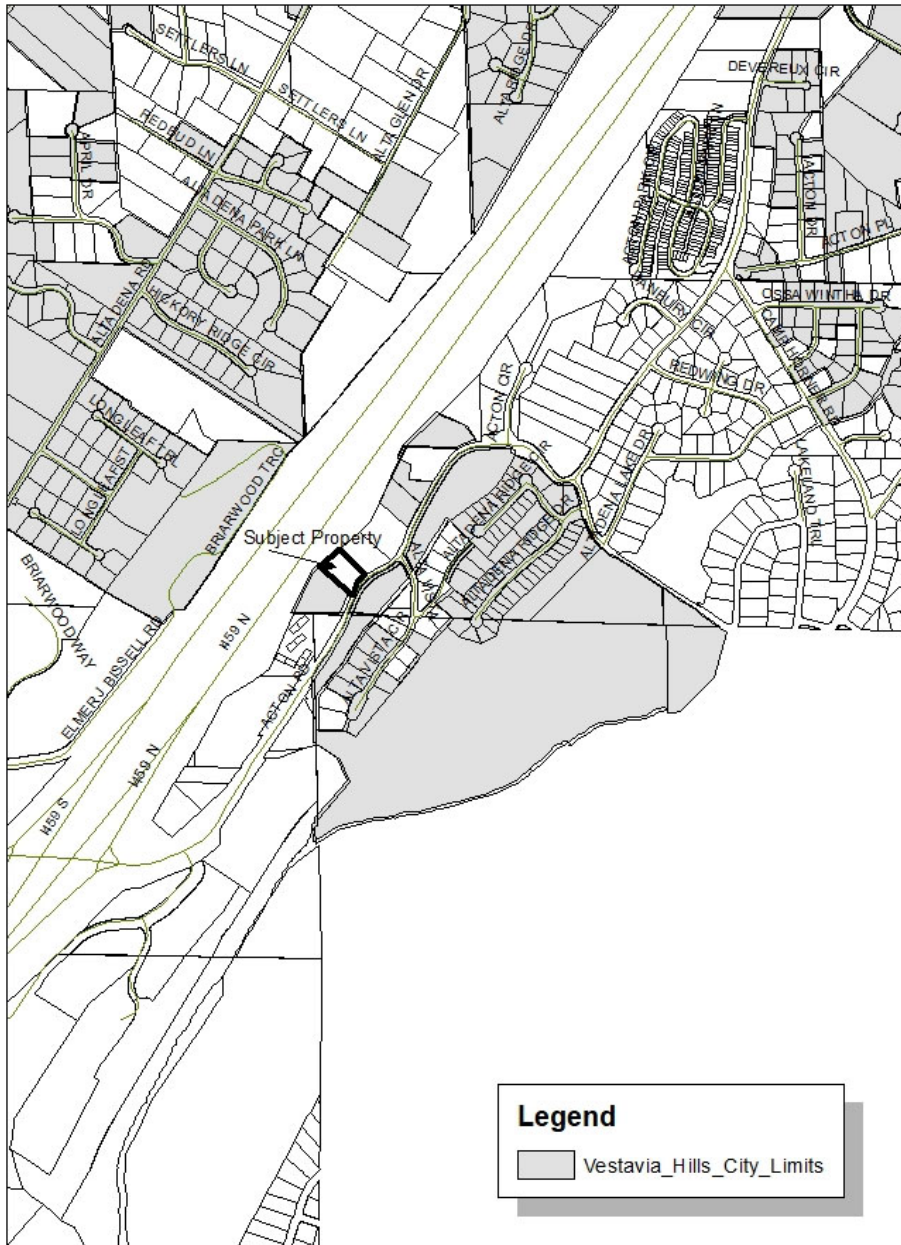
CERTIFICATION:

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 # 3141 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 19th day of December, 2022, as same appears in the official records of said City.

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

Rebecca Leavings
City Clerk

2594 Acton Road



RESOLUTION NUMBER 5430

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

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated October 5, 2022, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 19th day of December, 2022; and

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

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

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

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 21st day of December, 2022.

2. That on the 27th day of March, 2023, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5430 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2401 Rocky Ridge Road
Lot 9, Buckhead, 1st Sector
Charles Kessler, Owner(s)

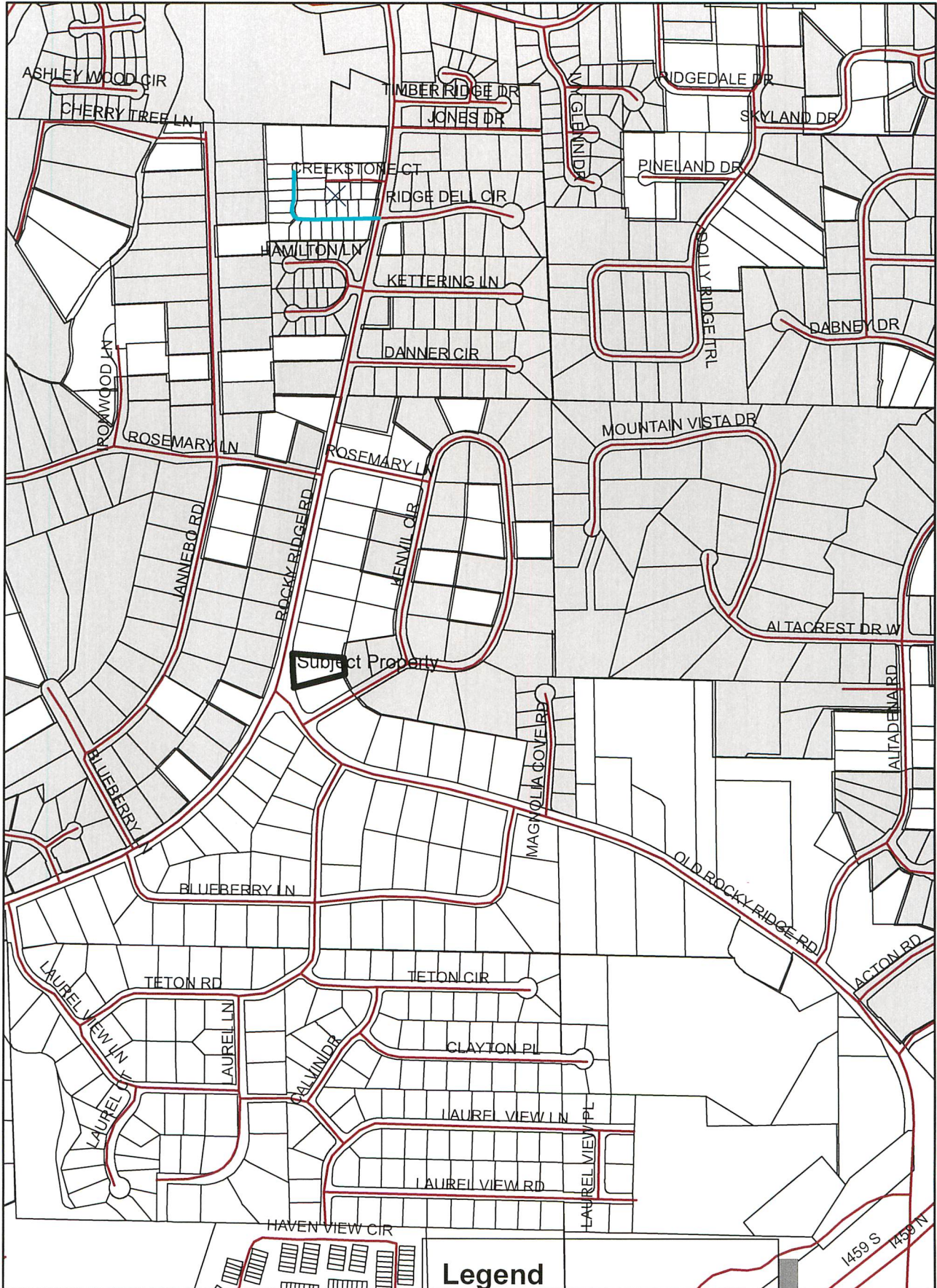
APPROVED and ADOPTED this the 19th day of December, 2022.

Ashley C. Curry
Mayor


ATTESTED BY:

Rebecca Leavings
City Clerk

2401 Rocky Ridge Road



Legend

 Vestavia_Hills_City_Limits

PARCEL #: 40 00 05 2 007 007.000
OWNER: TYCON LLC & KARTOS FAMILY LLC
ADDRESS: 513 SEVEN OAKS PARK BIRMINGHAM AL 35242
LOCATION: 2401 ROCKY RIDGE RD BHAM AL 35243

2401 Rocky Ridge Road
[111-D0] Baths: **1.0** H/C Sqft: **1,281**
18-015.0 Bed Rooms: **3** Land Sch: **G1**
 Land: **137,000** Imp: **105,000** Total: **242,000**
 Acres: **0.000** Sales Info: **09/18/2019 \$120,000**

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

Tax Year : 2022 ▼

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT
 PROPERTY CLASS: 2 OVER 65 CODE:
 EXEMPT CODE: DISABILITY CODE:
 MUN CODE: 02 COUNTY HS YEAR: 0
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1

 CLASS USE:
 FOREST ACRES: 0 TAX SALE:
 PREV YEAR VALUE: \$236,400.00 BOE VALUE: 0

VALUE
 LAND VALUE 10% \$0
 LAND VALUE 20% \$137,000
 CURRENT USE VALUE [DEACTIVATED] \$0

CLASS 2
 BLDG 001 111 \$105,000

CLASS 3

 TOTAL MARKET VALUE [APPR. VALUE: \$242,000]: \$242,000
 Assesment Override:
 MARKET VALUE:
 CU VALUE:
 PENALTY:
 ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	2	2	\$48,400	\$314.60	\$0	\$0.00	\$314.60
COUNTY	2	2	\$48,400	\$653.40	\$0	\$0.00	\$653.40
SCHOOL	2	2	\$48,400	\$396.88	\$0	\$0.00	\$396.88
DIST SCHOOL	2	2	\$48,400	\$0.00	\$0	\$0.00	\$0.00
CITY	2	2	\$48,400	\$0.00	\$0	\$0.00	\$0.00
FOREST	2	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	2	2	\$48,400	\$246.84	\$0	\$0.00	\$246.84
SPC SCHOOL2	2	2	\$48,400	\$813.12	\$0	\$0.00	\$813.12
TOTAL FEE & INTEREST: (Detail)							\$524.01
ASSD. VALUE: \$48,400.00			\$2,424.84		GRAND TOTAL: \$2,948.85		

[Payoff Quote](#)

DEEDS

INSTRUMENT NUMBER	DATE
2019099989	9/18/2019
201414 12781	3/8/2013
200004-8655	04/10/2000

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
	2022		\$0.00
5/13/2022	2021	PETROS KARTOS	\$2,980.66
11/19/2020	2020	KARTOS FAMILY LLC	\$1,755.50
7/7/2020	2019	ATCF II ALABAMA LLC TAXSERV CUST	\$48,288.46
12/7/2018	2018	CORELOGIC INC	\$1,773.54
11/17/2017	2017	CORE LOGIC INC	\$1,719.43
11/21/2016	2016	CORELOGIC	\$1,649.29
12/1/2015	2015	CORELOGIC INC	\$1,649.29
12/2/2014	2014	CORELOGIC INC	\$802.70

**City of Vestavia Hills
Tax Calculator
Homestead Properties**

Exhibit - Resolution No. 5430
2401 Rocky Ridge Road

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	2401 Rocky Ridge Road	Property Address		
====>	\$ 242,000	Appraised Value of Property	TOTAL MARKET VALUE	
	10%	Assessment Homestead Rate		
	\$24,200.00	Assessed Value	ASSD. VALUE	

AD VALOREM REVENUE

			Citizen Access Portal Descriptor	Notes
\$497.31	City portion of ad valorem		(Subset of CITY)	(20.55 mills rate)
\$695.75	BOE portion of ad valorem		(Subset of CITY)	(28.75 mills rate)
\$1,193.06	Total County remits to City for split with BOE		CITY	
\$365.42	SPC DIST1 BOE local rev (County gives directly to BOE)		SPC SCHOOL1	(15.1 mills rate)
\$198.44	Countywide School Tax to VH		SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$497.31	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$1,259.61	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$1,756.92	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

Annexation Committee Petition Review

Property: 2401 Rocky Ridge Road

Owners: Charles and Jason Kessler

Date: 12/02/2022

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

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

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

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

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$242,000. Meets city criteria: Yes No
Comment: Recently renovated - Marketed @ \$500,000
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes N/A Number in city _____
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 2401 Rocky Ridge Road

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

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

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

11. Information on children: Number in family 2/1/18; Plan to enroll in VH schools Yes No Comments: _____

Other Comments: Home on Market - Renovated extensively



George Pierce
Chairman



City of Vestavia Hills, AL

11/01/2022

ANX-22-3

Engineering/Public Works Review

Annexation Application

Status: Complete**Became Active:** 10/11/2022**Assignee:** Christopher Brady**Completed:** 10/31/2022

Applicant

Jason Kessler
jdkessler84@gmail.com
3505 Bent River Road
Birmingham, AL 35216
205-985-7171

Primary Location

2401 ROCKY RIDGE RD
VESTAVIA HILLS, AL 35243

Comments

Christopher Brady, Oct 31, 2022 at 2:56pm

no significant concerns noted; Rocky Ridge Road is a Jefferson County Through Road; new construction has a few bare spots remaining in newly sodded yard; will check with County regarding final inspections and permit status.



City of Vestavia Hills, AL

11/01/2022

ANX-22-3

Board of Education Review

Annexation Application

Status: Complete

Became Active: 10/11/2022

Assignee: Scott Brown

Completed: 11/01/2022

Applicant

Jason Kessler
jdkessler84@gmail.com
3505 Bent River Road
Birmingham, AL 35216
205-985-7171

Primary Location

2401 ROCKY RIDGE RD
VESTAVIA HILLS, AL 35243

Comments

Scott Brown, Nov 1, 2022 at 1:25pm

No objection



11/01/2022

ANX-22-3**Annexation Application****Status:** Active**Date Created:** Oct 10, 2022**Applicant**

Jason Kessler
 jdkessler84@gmail.com
 3505 Bent River Road
 Birmingham, AL 35216
 205-985-7171

Primary Location

2401 ROCKY RIDGE RD
 VESTAVIA HILLS, AL 35243

Owner Information**Owner's Name**

Charles Kessler Jr.

Owner Mailing Address Inc. City, State, Zip

3002 South Cove Drive, Vestavia Hills AL 35216

Property Information**Address of Property to be annexed?**

2401 Rocky Ridge Road

Legal Description of Property to be Annexed

Lot 9, Buckhead, 1st Secto

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

40-00-05-2-007-007.000

County Zoning Classification

JC E-2

Is this annexation for redevelopment?

No

Compatible City Zoning Classification

VH R-1

Desired Zoning Classification

--

Is this a single-family residence with no additional development?

Yes

Annexation Request Information**Please Explain your reason for requesting annexation?**

Property has been renovated and owner is desirous of selling in City limits

Are you located in the Rocky Ridge Fire District?

Yes

Information on Children

Name of Child

na

Age of Child

--

School Grade of Child

--

Plan to Enroll in Vestavia Hills School within 2 years?

--

Name of Child

--

Age of Child

--

School Grade of Child

--




Plan to Enroll in Vestavia Hills Schools within 2 years?

--

Addition children information

--

Attachments

-  owners affidavit.pdf
Uploaded by Rebecca Leavings on Oct 10, 2022 at 9:09 am
-  map.pdf
Uploaded by Rebecca Leavings on Oct 10, 2022 at 9:09 am
-  2401 Rocky Ridge Road.pdf
Uploaded by Rebecca Leavings on Oct 10, 2022 at 9:11 am

History

Date	Activity
Oct 10, 2022 at 9:03 am	Rebecca Leavings started a draft of Record ANX-22-3
Oct 10, 2022 at 9:11 am	Rebecca Leavings added attachment 2401 Rocky Ridge Road.pdf to Record ANX-22-3
Oct 10, 2022 at 9:11 am	Rebecca Leavings submitted Record ANX-22-3
Oct 10, 2022 at 9:11 am	approval step City Clerk Receiptwas assigned to Rebecca Leavings on Record ANX-22-3
Oct 10, 2022 at 9:12 am	completed payment step Custom Payment on Record ANX-22-3
Oct 10, 2022 at 9:12 am	Rebecca Leavings added a guest: ckessler1@bellsouth.net to Record ANX-22-3
Oct 11, 2022 at 2:07 pm	Rebecca Leavings changed the deadline to Nov 01, 2022 on approval step Engineering/Public Works Review on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	Rebecca Leavings changed the deadline to Nov 01, 2022 on approval step Fire Department Review on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	Rebecca Leavings changed the deadline to Nov 01, 2022 on approval step Police Department Review on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	Rebecca Leavings changed the deadline to Nov 01, 2022 on approval step Board of Education Review on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	Rebecca Leavings changed the deadline to Nov 01, 2022 on approval step Public Services Director Review on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	Rebecca Leavings approved approval step City Clerk Receipt on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	approval step Engineering/Public Works Reviewwas assigned to Lori Beth Kearley on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	changed the deadline to Nov 01, 2022 on approval step Engineering/Public Works Review on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	approval step Fire Department Reviewwas assigned to Ryan Farrell on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	changed the deadline to Nov 01, 2022 on approval step Fire Department Review on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	changed the deadline to Nov 01, 2022 on approval step Police Department Review on Record ANX-22-3
Oct 11, 2022 at 2:08 pm	changed the deadline to Nov 01, 2022 on approval step Board of Education Review on Record ANX-22-3



City of Vestavia Hills Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

2401 Rocky Ridge Rd Lot 9 Blk. 31 Survey Buckhead 1st Sec
Chas G Kessler Lot _____ Blk _____ Survey _____
 _____ Lot _____ Blk _____ Survey _____
 _____ Lot _____ Blk _____ Survey _____
 _____ Lot _____ Blk _____ Survey _____
 _____ Lot _____ Blk _____ Survey _____

page 93

STATE OF ALABAMA

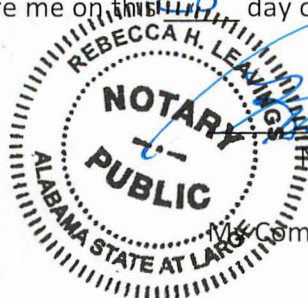
Jefferson COUNTY

Chas G Kessler being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

Chas G Kessler

 Signature of Certifier

Subscribed and sworn before me on this 28th day of _____, _____.



Rebecca H. Levington

 Notary Public

Commission Expires: 7/05/2023

ORDINANCE NUMBER 3142

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

WHEREAS, a certain petition signed by Charles Kessler dated October 5, 2022, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

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

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

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

2401 Rocky Ridge Road
Lot 9, Buckhead, 1st Sector
Charles Kessler

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

APPROVED and ADOPTED this the 19th day of December, 2022.

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 # 3142 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 19th day of December, 2022, as same appears in the official records of said City.

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

Rebecca Leavings
City Clerk

RESOLUTION NUMBER 5431

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

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated October 3, 2022, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 19th day of December, 2022; and

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

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

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

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 21st day of December 2022.

2. That on the 27th day of March, 2023, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5431 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2565 Rocky Ridge Road
Grace Covenant Baptist Church, Owner(s)

More particularly described as follows:

Two tracts of property in the Northwest Quarter of Section 32, Township 18 South, Range 2 West, Jefferson County, Alabama, more particularly described as follows:

Parcel I: Begin at a point 354 feet North of the Southeast corner of the NE 1/4 of NW 1/4 of Section 32, Township 18 South, Range 2 West; thence North 234 feet; thence with an angle of 79 degrees 52 minutes to the left 335 feet to the center line of public road (now known as Rocky Ridge Road); thence with an angle of 72 degrees 45 minutes to the left and along and including to the center line of said road 239 feet; thence with an angle of 107 degrees 15 minutes to the left 465 feet to point of beginning. Less and except that part of subject property included in deed to Mary Eugenia DeGroat, as recorded in Real Volume 1091, Page 152 in the Office of the Judge of Probate of Jefferson County, Alabama.

Parcel 2: Commence at the Southeast corner of said 1/4 Section and thence run North 02 degrees 18 minutes 14 seconds West along the East line of said 1/4 Section for 1,627.48 feet to the point of beginning of the tract of land herein described; thence run North 02 degrees 17 minutes 42 seconds West for 20.32 feet; thence run North 82 degrees 02 minutes 09 seconds West for 407.92 feet to a point on the Easterly right-of-way line of Rocky Ridge Road; thence run South 25 degrees 12 minutes 08 seconds West along said road right-of-way for 20.94 feet; thence run South 82 degrees 02 minutes 09 seconds East for 417.75 feet to the point of beginning.

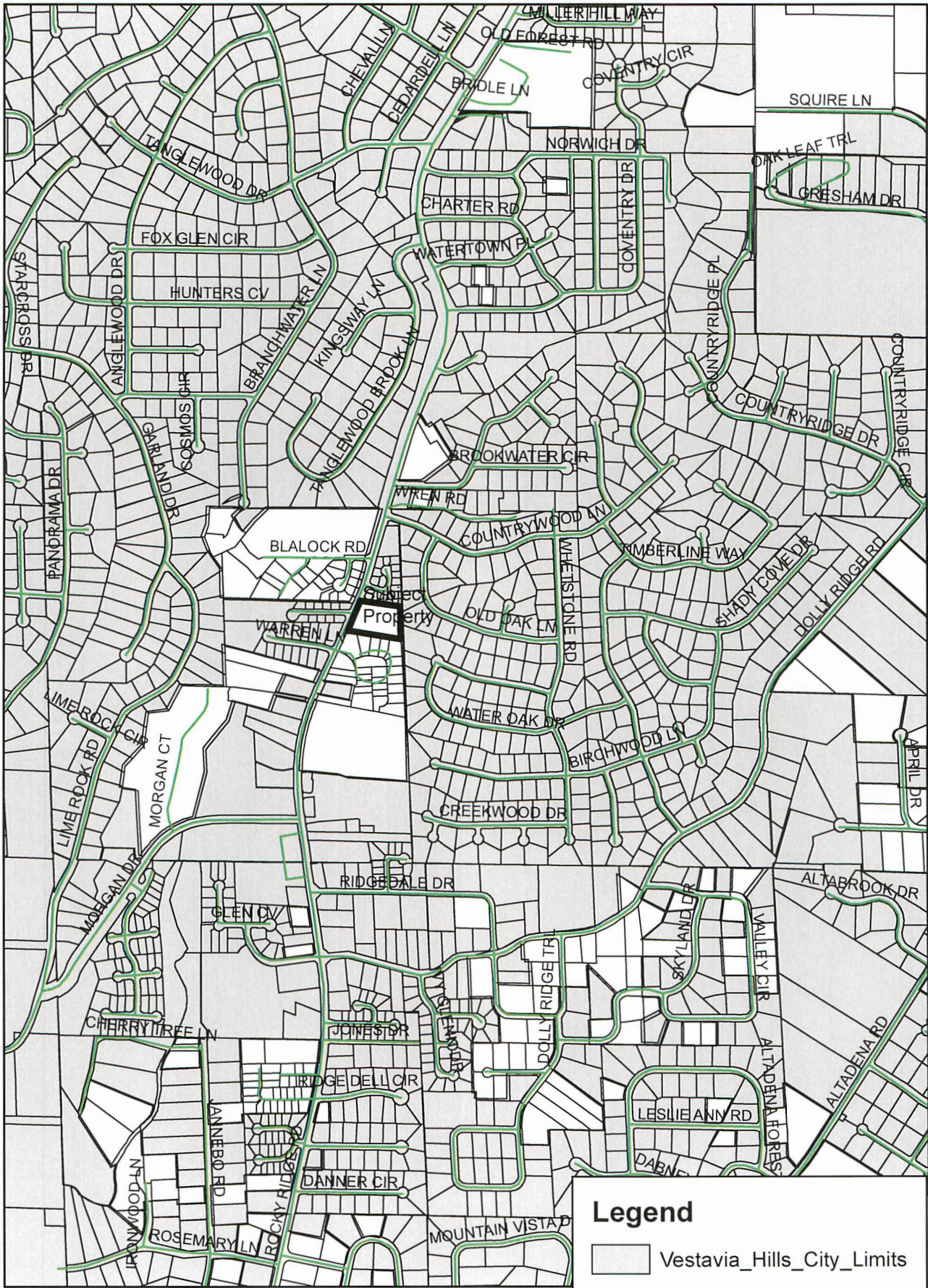
APPROVED and ADOPTED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

2565 Rocky Ridge Road



PARCEL #: 28 00 32 2 001 004.000
OWNER: GRACE COVENANT BAPTIST CHURCH
ADDRESS: 2565 ROCKY RIDGE RD VESTAVIA AL 35243-4442
LOCATION: 2565 ROCKY RIDGE RD BHAM AL 35243

2565 Rocky Ridge Road
[720-D+] Baths: **1.0** H/C Sqft: **6,213**
50-028.0 Bed Rooms: **0** Land Sch: **\$153**
 Land: **\$326,400** Imp: **\$380,700** Total: **\$707,100**
 Acres: **0.000** Sales Info: **02/26/2020** **\$671,500**

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

Tax Year : 2022 ▼

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT
 PROPERTY CLASS: 2 OVER 65 CODE:
 EXEMPT CODE: STC2 DISABILITY CODE:
 MUN CODE: 01 COUNTY HS YEAR: 0
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1

 CLASS USE:
 FOREST ACRES: 0 TAX SALE:
 PREV YEAR VALUE: \$707,100.00 BOE VALUE: 0

VALUE
 LAND VALUE 10% \$0
 LAND VALUE 20% \$326,400
 CURRENT USE VALUE [DEACTIVATED] \$0

CLASS 2
 PAVING ASPHALT 34PASP1 \$35,600
 BLDG 001 720 \$345,100

CLASS 3

 TOTAL MARKET VALUE [APPR. VALUE: \$707,100]: \$707,100
 Assesment Override:
 MARKET VALUE:
 CU VALUE:
 PENALTY:
 ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	2	1	\$141,420	\$919.23	\$141,420	\$919.23	\$0.00
COUNTY	2	1	\$141,420	\$1,909.17	\$141,420	\$1,909.17	\$0.00
SCHOOL	2	1	\$141,420	\$1,159.64	\$141,420	\$1,159.64	\$0.00
DIST SCHOOL	2	1	\$141,420	\$0.00	\$141,420	\$0.00	\$0.00
CITY	2	1	\$141,420	\$0.00	\$141,420	\$0.00	\$0.00
FOREST	2	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	2	1	\$141,420	\$721.24	\$141,420	\$721.24	\$0.00
SPC SCHOOL2	2	1	\$141,420	\$2,375.86	\$141,420	\$2,375.86	\$0.00
ASSD. VALUE: \$141,420.00				\$7,085.14		GRAND TOTAL: \$0.00	

FULLY PAID

DEEDS

INSTRUMENT NUMBER	DATE
2020027706	2/26/2020
2568-734	09/05/1984
1091-899	07/26/1974

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
	2022		\$0.00
	2021		\$0.00
	2020		\$0.00
	2019		\$0.00
	2018		\$0.00
	2017		\$0.00
	2016		\$0.00
	2015		\$0.00
	2014		\$0.00
	2013		\$0.00

Annexation Committee Petition Review

Property: 2565 Rocky Ridge Road

Owners: Grace Covenant Church

Date: 12/2/2023

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

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

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

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

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

Property: 2565 Rocky Ridge Road

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

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

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

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

Other Comments:



George Pierce
Chairman



City of Vestavia Hills, AL

11/01/2022

ANX-22-4

Engineering/Public Works Review

Annexation Application

Status: Complete

Became Active: 10/11/2022

Assignee: Christopher Brady

Completed: 10/31/2022

Applicant

Richard Hughes
rohughes@charter.net
2565 Rocky Ridge Road
Vestavia Hills , AL 35243
205-586-0730

Primary Location

2565 ROCKY RIDGE RD
VESTAVIA HILLS, AL 35243

Comments

Christopher Brady, Oct 31, 2022 at 2:57pm

no concerns noted; Rocky Ridge Road is a Jefferson County Through Road.



City of Vestavia Hills, AL

11/01/2022

ANX-22-4

Board of Education Review

Annexation Application

Status: Complete

Became Active: 10/11/2022

Assignee: Scott Brown

Completed: 11/01/2022

Applicant

Richard Hughes
rohughes@charter.net
2565 Rocky Ridge Road
Vestavia Hills , AL 35243
205-586-0730

Primary Location

2565 ROCKY RIDGE RD
VESTAVIA HILLS, AL 35243

Comments

Scott Brown, Nov 1, 2022 at 1:22pm

No objection

STATE OF ALABAMA

JEFFERSON COUNTY

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

Date of Petition: October 3, 2022

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

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

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

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

Richard Hughes, Trustee
Grace Covenant Baptist Church
(205)-586-0730 cell
rohughes@charter.net

EXHIBIT "A"

LOT: _____

BLOCK: _____

SURVEY: _____

RECORDED IN MAP BOOK _____, PAGE _____ IN THE

PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: INSTITUTIONAL

COMPATIBLE CITY ZONING: INSTITUTIONAL

LEGAL DESCRIPTION (METES AND BOUNDS):

Two tracts of property in the Northwest Quarter of Section 32, Township 18 South, Range 2 West. Jefferson County, Alabama, more particularly described as follows:

Parcel 1:

Begin at a point 354 feet North of the Southeast corner of the Northeast ¼ of Northwest ¼ of Section 32, Township 18 South, Range 2 West; thence North 234 feet; thence with an angle of 79 degrees 52 minutes to the left 335 feet to the center line of public road (now known as Rocky Ridge Road); thence with an angle of 72 degrees 45 minutes to the left and along and including to the center line of said road 239 feet; thence with an angle of 107 degrees 15 minutes to the left 465 feet to point of beginning.

Less and except that part of subject property included in deed to Mary Eugenia DeGroat, as recorded in Real Volume 1091, Page 152 in the Office of the Judge of Probate of Jefferson County, Alabama.

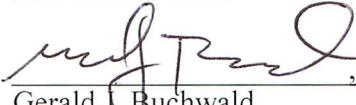
Parcel 2:

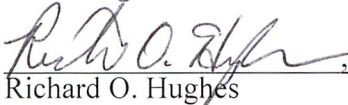
Commence at the Southeast corner of said ¼ Section and thence run North 02 degrees 18 minutes 14 seconds West along the East line of said ¼ Section for 1,627.48 feet to the point of beginning of the tract of land herein described; thence run North 02 degrees 17 minutes 42 seconds West for 20.32 feet; thence run North 82 degrees 02 minutes 09 seconds West for 407.92 feet to a point on the Easterly right-of-way line of Rocky Ridge Road; thence run South 25 degrees 12 minutes 08 seconds West along said road right-of-way for 20.94 feet; thence run South 82 degrees 02 minutes 09 seconds East for 417.75 feet to the point of beginning.

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

SIGNATURE(S)

DESCRIPTION OF PROPERTY

 , Trustee Lot _____ Block _____ Survey _____
Gerald J. Buchwald

 , Trustee Lot _____ Block _____ Survey _____
Richard O. Hughes

 , Trustee Lot _____ Block _____ Survey _____
David McCrary

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

STATE OF ALABAMA


JEFFERSON COUNTY

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



Signature of Certifier

Subscribed and sworn before me this the 3rd day of October, 2022



Notary Public

My commission expires: 7/03/2023

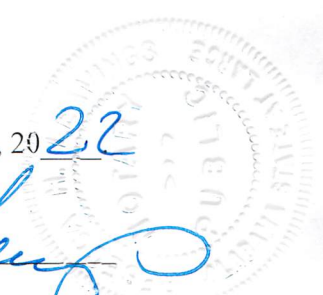


EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

**1204 Montgomery Highway
Vestavia Hills AL 35216**

(To be completed by the City)

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

(To be completed by Homeowner)

Name(s) of Homeowner(s): Grace Covenant Baptist Church

Address: 2565 Rocky Ridge Road

City: Birmingham State: Alabama Zip: 35243

Information on Children: Not Applicable

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

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

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

ORDINANCE NUMBER 3143

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

WHEREAS, a certain petition signed by Grace Covenant Baptist Church dated October 3, 2022, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

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

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

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

2565 Rocky Ridge Road
Grace Covenant Baptist Church

More particularly described as follows:

Two tracts of property in the Northwest Quarter of Section 32, Township 18 South, Range 2 West, Jefferson County, Alabama, more particularly described as follows:

Parcel I: Begin at a point 354 feet North of the Southeast corner of the NE 1/4 of NW 1/4 of Section 32, Township 18 South, Range 2 West; thence North 234 feet; thence with an angle of 79 degrees 52 minutes to the left 335 feet to the center line of public road (now known as Rocky Ridge Road); thence with an angle of 72 degrees 45 minutes to the left and along and including to the center line of said road 239 feet; thence with an angle of 107 degrees 15 minutes to the left 465 feet to point of beginning. Less and except that part of subject property included in deed to Mary Eugenia DeGroat, as recorded in Real Volume 1091, Page 152 in the Office of the Judge of Probate of Jefferson County, Alabama.

Parcel 2: Commence at the Southeast corner of said 1/4 Section and thence run North 02 degrees 18 minutes 14 seconds West along the East line of said 1/4 Section for 1,627.48 feet to the point of beginning of the tract of land herein described; thence run North 02 degrees 17 minutes 42 seconds West for 20.32 feet; thence run North 82 degrees 02 minutes 09 seconds West for 407.92 feet to a point on the Easterly right-of-way line of Rocky Ridge Road; thence run South 25 degrees 12 minutes 08 seconds West along said road right-of-way for 20.94 feet; thence run South 82 degrees 02 minutes 09 seconds East for 417.75 feet to the point of beginning.

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

APPROVED and ADOPTED this the 19th day of December, 2022.

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 # 3143 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 19th day of December, 2022, as same appears in the official records of said City.

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

Rebecca Leavings
City Clerk

2565 Rocky Ridge Road



RESOLUTION NUMBER 5432

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

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated September 23, 2022, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 19th day of December, 2022; and

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

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

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

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 21st day of December, 2022.

2. That on the 27th day of March, 2023, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5432 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

1420 Branchwater Circle
Leon R. Gorman, Jr, Owner(s)

More particularly described as follows:

Begin at the northwest corner of the NE 1/4 of the NW 1/4 of Section 32, Township 18 South, Range 2 West, Jefferson County, Alabama. and run in an easterly direction along the north line of said 1/4-1/4 section a distance of 187.58 feet to a point; thence turn an interior angle of 68° 17' 43" and run to the right in a southwesterly direction a distance of 4.70 feet to a point; thence turn an interior angle of 113° 54' 04" and run to the right in a northwesterly direction a distance of 14.29 feet to a point; thence turn an interior angle of 199° 45' 45" and run to the left in a southwesterly direction a distance of 20.00 feet to a point; thence turn an interior angle of 209° 05' 43" and run to the left in a southwesterly direction a distance of 17.00 feet to a point; thence turn an interior angle of 176° 38' 01" and run to the right in a southwesterly direction a distance of 57.00 feet to a point; thence turn an interior angle of 193° 13' 07" and run to the left in a southwesterly direction a distance of 26.89 feet to a point; thence turn an interior angle of 188° 51' 00" and run to the left in a southwesterly direction a distance of 112.70 feet to a point; thence turn an interior angle of 149° 37' 52" and run to the right in a southwesterly direction a distance of 37.21 feet to a point; thence turn an interior angle of 51° 48' 10" and run to the right in a northerly direction a distance of 22.39 feet to a point; thence turn an interior angle of 260° 42' 13" and run to the left in a northwesterly direction a distance of 136.28 feet to a point on the southeasterly line of Lot 20, Block 3, according to the survey of Vesthaven 6th Sector, 3rd Addition, as recorded in map book 80 page 55 in the Probate Office of Jefferson County, Alabama; thence turn an interior angle of 76° 03' 36" and run to the right in a northeasterly direction and along the southeasterly line of said lot 20 a distance of 61.68 feet to a point; thence turn on interior angle of 199° 45' 00" and run to the left in a northerly direction and along the east line of said subdivision a distance of 121.94 feet to a point on the north line of said Section 32; thence turn an interior angle of 92° 17' 45" and run to the right in an easterly direction along the north line of said Section 32 a distance of 84.22 feet to the point of beginning.

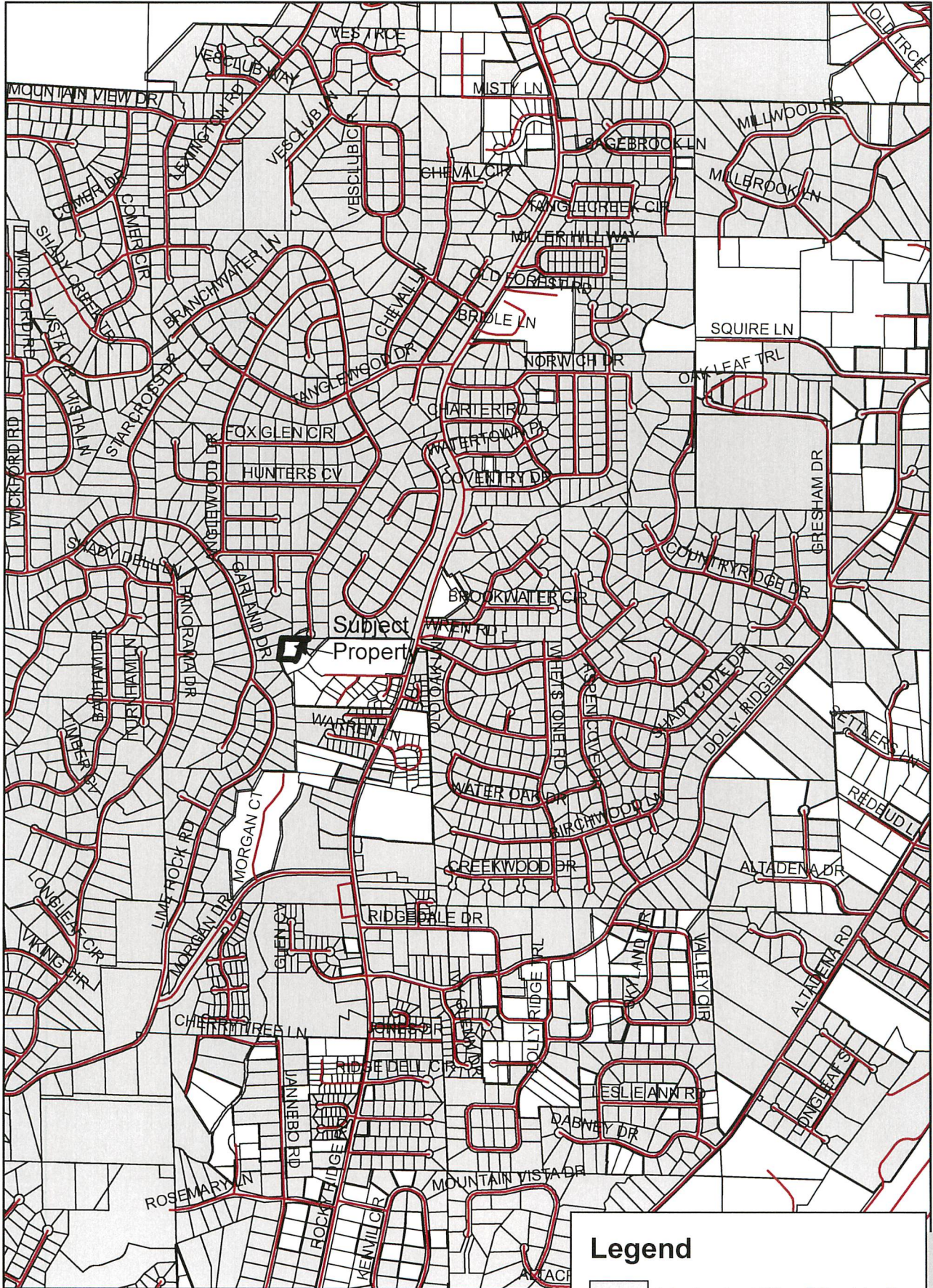
APPROVED and ADOPTED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

1420 Branchwater Circle



Legend

□ Vestavia_Hills_City_Limits

PARCEL #: 28 00 32 2 002 001.002 OWNER: GORMAN LEON R JR ADDRESS: 3169 BRADFORD PLACE BIRMINGHAM AL 35242 LOCATION: 1420 BRANCHWATER CIR BHAM AL 35216	1420 Branchwater Circle [111-B0] Baths: 2.5 H/C Sqft: 2,727 18-015.0 Bed Rooms: 4 Land Sch: G1 Land: 137,000 Imp: 288,500 Total: 425,500 Acres: 0.000 Sales Info: 05/18/2015 \$0		
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<< Prev Next >> [1 / 0 Records] Processing...

Tax Year : 2022 ▼

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT PROPERTY CLASS: 3 OVER 65 CODE: X EXEMPT CODE: 6-6 DISABILITY CODE: MUN CODE: 01 COUNTY HS YEAR: 0 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1 CLASS USE: FOREST ACRES: 0 TAX SALE: PREV YEAR VALUE: \$410,000.00 BOE VALUE: 0		VALUE LAND VALUE 10% \$137,000 LAND VALUE 20% \$0 CURRENT USE VALUE [DEACTIVATED] \$0 CLASS 2 CLASS 3 BLDG 001 111 \$288,500 TOTAL MARKET VALUE [APPR. VALUE: \$425,500]: \$425,500 Assessment Override: MARKET VALUE: CU VALUE: PENALTY: ASSESSED VALUE:	
--	--	--	--

TAX INFO							
	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$42,560	\$276.64	\$42,560	\$276.64	\$0.00
COUNTY	3	1	\$42,560	\$574.56	\$42,560	\$574.56	\$0.00
SCHOOL	3	1	\$42,560	\$348.99	\$42,560	\$348.99	\$0.00
DIST SCHOOL	3	1	\$42,560	\$0.00	\$42,560	\$0.00	\$0.00
CITY	3	1	\$42,560	\$0.00	\$42,560	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	1	\$42,560	\$217.06	\$42,560	\$217.06	\$0.00
SPC SCHOOL2	3	1	\$42,560	\$715.01	\$42,560	\$715.01	\$0.00
ASSD. VALUE: \$42,560.00			\$2,132.26		GRAND TOTAL: \$0.00		
FULLY PAID							

DEEDS INSTRUMENT NUMBER DATE 201513-783 5/18/2015 3364-587 04/17/1988		PAYMENT INFO PAY DATE TAX YEAR PAID BY AMOUNT 2022 2022 \$0.00 2021 2021 \$0.00 2020 2020 \$0.00 2019 2019 \$0.00 2018 2018 \$0.00 10/18/2017 2017 LEON R GORMAN JR \$1,380.41 2016 2016 \$0.00 2015 2015 \$0.00 2014 2014 \$0.00 2013 2013 \$0.00			
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**City of Vestavia Hills
Tax Calculator
Homestead Properties**

Exhibit - Resolution 5432
1420 Branchwater Circle

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	1420 Branchwater Circle	Property Address		
====>	\$ 425,500	Appraised Value of Property	TOTAL MARKET VALUE	
	10%	Assessment Homestead Rate		
	\$42,550.00	Assessed Value	ASSD. VALUE	

AD VALOREM REVENUE

			Citizen Access Portal Descriptor	Notes
\$874.40	City portion of ad valorem		(Subset of CITY)	(20.55 mills rate)
\$1,223.31	BOE portion of ad valorem		(Subset of CITY)	(28.75 mills rate)
\$2,097.72	Total County remits to City for split with BOE		CITY	
\$642.51	SPC DIST1 BOE local rev (County gives directly to BOE)		SPC SCHOOL1	(15.1 mills rate)
\$348.91	Countywide School Tax to VH		SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$874.40	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$2,214.73	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$3,089.13	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

Annexation Committee Petition Review

Property: 1420 Branchwater Circle

Owners: Kent Gorman

Date: 12/02/2022

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

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

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

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

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$ 425,500. Meets city criteria: Yes No
Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes n/a Number in city all but 2
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 1420 Branchwater Circle


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

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

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

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

Other Comments: _____



George Pierce
Chairman



City of Vestavia Hills, AL

11/01/2022

ANX-22-5

Engineering/Public Works Review

Annexation Application

Status: Complete

Became Active: 10/11/2022

Assignee: Christopher Brady

Completed: 10/31/2022

Applicant

Kent Gorman
kentgorman10@gmail.com
1420 Branchwater Circle
Vestavia Hills, AL 35216
205-531-1291

Primary Location

1420 BRANCHWATER CIR
VESTAVIA HILLS, AL 35216

Comments

Christopher Brady, Oct 31, 2022 at 2:58pm

no concerns noted; the City currently maintains this section of roadway (cul de sac); roadway and valley gutter in good condition.



City of Vestavia Hills, AL

11/01/2022

ANX-22-5

Board of Education Review

Annexation Application

Status: Complete

Became Active: 10/11/2022

Assignee: Scott Brown

Completed: 11/01/2022

Applicant

Kent Gorman
kentgorman10@gmail.com
1420 Branchwater Circle
Vestavia Hills, AL 35216
205-531-1291

Primary Location

1420 BRANCHWATER CIR
VESTAVIA HILLS, AL 35216

Comments

Scott Brown, Nov 1, 2022 at 1:16pm

No Objection

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 9/23/22

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

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

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

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

contacts: Kent Gorman
205-531-1291
kentgorman1@gmail.com

Mike Wald
205-541-0940
mike.wald@realtysouth.com

EXHIBIT "A"

LOT: _____

BLOCK: _____

SURVEY: _____

RECORDED IN MAP BOOK 3364, PAGE 587 IN THE
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: E2

COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

attached long legal



City of Vestavia Hills Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

Stephen Kent Gorman Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

STATE OF ALABAMA

Jefferson COUNTY

Teronda McCammon being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

Stephen Kent Gorman
Signature of Certifier

Subscribed and sworn before me on this 22nd day of September, 23.

Teronda McCammon
Notary Public

My Commission Expires: August 4, 2024

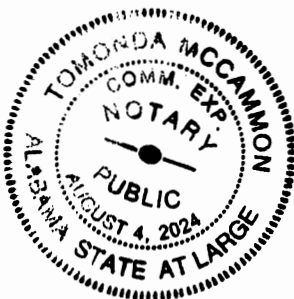


EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION
1204 Montgomery Highway
Vestavia Hills AL 35216

(To be completed by the City)

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

(To be completed by Homeowner)

Name(s) of Homeowner(s): Leon R Gorman, Jr

Address: 1420 Branchwater Circle

City: Unincorporated Jefferson Co State: AL Zip: 35216

Information on Children:

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

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

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

3364 PAGE 587

SEND TAX NOTICE TO ^{40,000}
Teddy Gorman
3401 Westchase Drive
Birmingham, Alabama 35205

- This instrument prepared by
Frank Dominick
2121 Highland Ave., So.
Birmingham, Alabama 35205

41745

WARRANTY DEED

STATE OF ALABAMA)
KNOW ALL MEN BY THESE PRESENTS:
JEFFERSON COUNTY)

That in consideration of \$100.00 and other good and valuable consideration, to the undersigned grantors, in hand paid by the grantee herein, the receipt whereof is acknowledged, we Robert L. Gorman, III and wife, Betty Jo Gorman (grantors) do grant, bargain, sell and convey unto TEDDY GORMAN (grantee) the following described real estate, situated in Jefferson County, Alabama, to-wit:

Begin at the northwest corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 32, Township 18 South, Range 2 West, Jefferson County, Alabama, and run in an easterly direction along the north line of said $\frac{1}{4}$ / $\frac{1}{4}$ section a distance of 187.58 feet to a point; thence turn an interior angle of 68° 17' 43" and run to the right in a southwesterly direction a distance of 4.70 feet to a point; thence turn an interior angle of 113° 54' 04" and run to the right in a northwesterly direction a distance of 14.29 feet to a point; thence turn an interior angle of 199° 45' 45" and run to the left in a southwesterly direction a distance of 20.00 feet to a point; thence turn an interior angle of 209° 05' 43" and run to the left in a southwesterly direction a distance of 17.00 feet to a point; thence turn an interior angle of 176° 38' 01" and run to the right in a southwesterly direction a distance of 57.00 feet to a point; thence turn an interior angle of 193° 13' 07" and run to the left in a southwesterly direction a distance of 26.89 feet to a point; thence turn an interior angle of 188° 51' 00" and run to the left in a southwesterly direction a distance of 112.70 feet to a point; thence turn an interior angle of 149° 37' 52" and run to the right in a southwesterly direction a distance of 37.21 feet to a point; thence turn an interior angle of 51° 48' 10" and run to the right in a northerly direction a distance of 22.39 feet to a point; thence turn an interior angle of 260° 42' 13" and run to the left in a northwesterly direction a distance of 136.28 feet to a point on the southeasterly line of Lot 20, Block 3, according to the survey of Vesthaven 6th Sector, 3rd Addition, as recorded in map book 80 page 55 in the Probate Office of Jefferson County, Alabama; thence turn an interior angle of 76° 03' 36" and run to the right in a northeasterly direction and along the southeasterly line of said lot 20 a distance of 61.68 feet to a point; thence turn an interior angle of 199° 45' 00" and run to the left in a northerly direction and along the east line of said subdivision a distance of 121.94 feet to a point on the north line of said Section 32; thence turn an interior angle of 92° 17' 45" and run to the right in an easterly direction along the north line of said Section 32 a distance of 84.22 feet to the point of beginning.

There is reserved an easement for ingress and egress for the grantors, their heirs, successors and assigns, as follows: COMMENCE at the northwest corner of the NE $\frac{1}{4}$ of

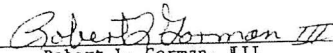
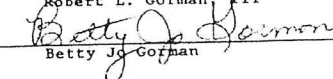
the NW¼ of said Section 32, and run in an easterly direction along the north line of said Section a distance of 147.75 feet to the point of beginning of the herein described easement; thence continue along last described course in an easterly direction and along the north line of said Section 32 a distance of 39.83 feet to a point; thence turn an interior angle of 68° 17' 43" and run to the right in a southerly direction a distance of 4.70 feet to a point; thence turn an interior angle of 113° 54' 04" and run to the right in a northwesterly direction a distance of 14.29 feet to a point; thence turn an interior angle of 199° 45' 45" and run to the left in a southwesterly direction a distance of 20.00 feet to a point; thence turn an interior angle of 209° 05' 43" and run to the left in a southwesterly direction a distance of 17.00 feet to a point; thence turn an interior angle of 176° 38' 01" and run to the right in a southwesterly direction a distance of 57.00 feet to a point; thence turn an interior angle of 193° 13' 07" and run to the left in a southwesterly direction a distance of 26.89 feet to a point; thence turn an interior angle of 20° 58' 17" and run to the right in a northeasterly direction a distance of 26.54 feet to a point; thence turn an interior angle of 159° 49' 16" and run to the right in a northeasterly direction a distance of 47.00 feet to a point; thence turn an interior angle of 160° 42' 59" and run to the right in a northeasterly direction a distance of 15.45 feet to a point; thence turn an interior angle of 171° 44' 53" and run to the right in a northeasterly direction a distance of 23.48 feet to the point of beginning of the herein described easement.

SUBJECT to right of way to Alabama Power Company recorded in Vol. 6306 page 39 and vol. 6306 page 61 in said Probate Office; title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto as recorded in Vol. 620 page 255 and Vol 4415 page 485 in said Probate Office.

TO HAVE AND TO HOLD to the said grantee, her heirs and assigns forever.

And we do for ourselves and for our heirs, executors and administrators, covenant with the said Grantee, her heirs and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances, except as noted above and except current ad valorem taxes which grantee assumes; 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 Grantee, her heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this the 7th day of April, 1988.


Robert L. Gorman, III

Betty J. Gorman

STATE OF ALABAMA
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that ROBERT L. GORMAN, III and wife, BETTY JO GORMAN, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of said instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 17th day of April, 1988

John Thomas
Notary Public

T11/29

UNOFFICIAL DOCUMENT

40.00
8.50
48.50
1988 APR 11 AM 8:53
40.00 ✓
C. J. [unclear]

DURABLE POWER OF ATTORNEY

ARTICLE I
STATEMENT OF INTENT TO CREATE
DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That I, LEON R. GORMAN, JR., also known as LEON ROSCOE GORMAN, JR., have made, constituted and appointed, and by these presents do make, constitute and appoint my son, STEPHEN KENT GORMAN, as my true and lawful agent and attorney in fact (hereinafter sometimes referred to as my "agent"), for me from time to time and in my name, place and stead to do any and all acts which I could do if personally present, hereby intending to give to my said agent the fullest and broadest powers to act for me.

If STEPHEN KENT GORMAN should fail or cease to serve as my agent, I constitute and appoint my son, LEON RANDOLPH GORMAN, as successor agent. My successor agent shall have the same rights, powers, duties, responsibilities and exceptions as are herein conferred upon my original agent.

ARTICLE II
GRANT OF AUTHORITY

(a) In accordance with the terms of the Alabama Uniform Power of Attorney Act, Ala. Code 1975, § 26-1A-204 through 217, I hereby grant my agent(s) and any successor agent(s) specific authority to act for me with respect to all of the subjects enumerated in the herein referenced sections. It is not my intention by setting out the specific powers and authorizations below to limit or cut down the broad powers given herein but to clarify and support such gifts of power by expressly giving and granting unto my said agent full power:

(1) To make, draw, sign, accept, endorse for any purpose, deposit, withdraw, discount, deliver notes, checks, drafts and other instruments for the payment of money, including specifically to my agent's own credit or account; to examine, receive and sign receipts for canceled checks, vouchers, statements of account or of any property in which I may have an interest, and to acknowledge the correctness of any statement of any account; whether owing to or by me or relating to any property held for me;

(2) To ask, demand, sue for, recover, receive, collect and give receipts, releases and discharges for, all sums of money, debts, dues, accounts, dividends on stocks, interest on bonds or

mortgages, rents, bequests, legacies, trust monies, tax or other refunds, and other obligations or property which are or shall become due, owing and payable to me;

(3) To act in my stead with respect to retirement, pension, profit-sharing, self-employed, and other qualified and non-qualified plans, annuities, and individual retirement accounts, bonds, and annuities; and to receive proceeds therefrom, make rollover or voluntary contributions thereto, and elect options thereunder;

(4) To institute, prosecute, defend, compromise, settle, arbitrate or otherwise dispose of any and all actions or proceedings, either at law or in equity, including actions for the foreclosure or enforcement otherwise of any mortgage or lease, upon any real or personal property; and to execute and deliver any bonds, undertakings or recognizances that my said agent may approve in any such or other actions or proceedings, whether the same be given under statutory requirements or otherwise, including such bonds or undertakings as may be necessary or desirable for the purpose of perfecting a compromise of or an appeal from any judgment or decree in any such actions or proceedings; to appear generally or specially in any actions or proceedings which in any way may concern me or my property, or my right, title or interest therein; to compel accountings and filings of inventories; to employ and compensate attorneys to appear for and represent me in any action or proceeding instituted in my behalf or against me;

(5) To represent me in any and all proceedings now pending or hereafter arising between me and the Treasury Department of the United States Government or any other Governmental authorities relative to my income, gift, estate or other tax liability for all years, granting unto my said agent full power in my name and on my behalf to appear before proper officials of the Treasury Department or any other government officials, to adjust, settle, compromise or otherwise dispose of all questions relative to any of the said tax liabilities; to receive copies of my tax returns and any papers, letters or other communications concerning the said tax liabilities; to sign any waivers of the statute of limitations or any other waivers, to sign closing agreements for final determination of tax liability; to prepare, sign and file with any and all governmental authorities tax returns or other returns, protests, appeals and other documents, to execute and file refund claims or any other claims, and to receive, endorse and collect, checks in settlement of any refund, to execute and file petitions to the Tax Court of the United States and all other papers in connection with such proceedings, to substitute in the place and stead of said agents any other agent and to appoint associate agents;

(6) To obtain credit or borrow money in any currency, (including all manner of credits and letters of credit); to renew any loan or extension of credit;

(7) To sell or agree to sell at private or public sale, convey by warranty, quit claim or other kind of deed, grant, transfer, lease and rent for such periods as my agent may deem proper, though exceeding five years, exchange, pledge, hypothecate, mortgage, lend, possess, occupy, use, insure and make repairs upon any property, real or personal, or any interest in such property, which may now or in the future belong to me, upon such terms and conditions as my agent may deem best; to erect, tear down or make repairs upon any building;

(8) To buy, or agree to buy or to lease any property, real or personal, or any interest therein, and to execute and deliver a purchase money mortgage as part of the purchase price thereof;

(9) To buy, sell, exchange, pledge, hypothecate, mortgage, endorse for transfer or for any other purpose, register or cause to be registered in the name of any nominee, deliver, assign, transfer and execute all necessary documents of assignment and transfer, dispose of, provide for the safekeeping of, and otherwise deal with any stocks, bonds or other securities or any real or personal property whatsoever;

(10) To buy, sell, transfer or dispose of for present or future delivery American or foreign moneys, credits or exchange, on deposit or otherwise, and all manner of instruments representative thereof, by endorsement or otherwise; to open, maintain, deposit in, operate, withdraw from, close and reopen accounts of every manner and description in American or foreign currencies with any banks, bankers, or trust companies, national banks, savings banks, stock brokers, fiduciaries or other depositories or institutions, American or foreign, wheresoever situated;

(11) To invest and reinvest any funds that may now be in or later come into my said agent's hands with full discretion in my said agent to select the investments and reinvestments; and this discretion shall not be limited to those investments and reinvestments of the character authorized by the laws of any state for trust investments; to deposit any stocks, bonds or other securities with any broker and to authorize him to buy, sell, pledge, or exchange any stocks, bonds or other securities on a margin or otherwise; to loan any sum of money with or without interest;

(12) To undertake performance of any and all acts, whether or not otherwise specifically enumerated herein, including the sale of any property or the borrowing of any funds, which my agent considers necessary or appropriate in order to purchase United States Treasury Bonds redeemable at par in payment of federal estate taxes; provided, however, that nothing herein shall be construed as requiring my agent to acquire any such bonds;

(13) To consent to, join in or oppose any condemnation or other proceeding, or any action brought to acquire any of my real or personal property or any interest therein;

(14) To apply for and effect any and all kinds of insurance including, without limitation, life, auto, real property, personal property liability, fire, burglary, theft and war risk insurance; to pay any and all premiums thereon; to cancel and terminate any insurance and to receive payments in connection therewith;

(15) To execute and deliver agreements, instruments or documents of any kind and for any purpose deemed necessary or proper by my agent to carry out the acts herein authorized, including agreements for the extension of time for the payment of any sum of money due me;

(16) To have access to and to remove the contents of any and all safe deposit boxes which I now or hereafter may have with any bank, safe deposit company or other organization;

(17) To pay, renew, secure, settle or compromise any debt, claim or other liability due from me; to collect, renew, accept security for, settle, or compromise any debt, claim or other liability due to me;

(18) To attend and vote as my proxy or to authorize any other person or persons to attend and vote as my proxy at any meetings of stockholders or bondholders of any corporation or company, or on any occasion that voting by proxy is permitted; to take part in any stockholders', bondholders', or creditors' reorganization plan, and to give any consents and waivers in connection with such meetings or plan; to consent to or oppose any merger or consolidation of any corporation and company, or any sale or lease of its property or any part thereof; to deposit securities under protective agreements or with protective committees with or without discretion thereby being delegated; to pay all assessments, subscriptions and other sums of money as my agent may deem expedient for the protection of my interest as holder of any stocks, bonds, or other securities; to exercise any option contained in any stocks, bonds or other securities, for the conversion of the same into any right to subscribe for additional stocks, bonds or other securities, and to make any and all necessary payments therefor;

(19) To irrevocably disclaim, refuse or renounce any part or all of any gift, transfer, devise or bequest made to me; and to execute any and all instruments that are necessary to make a "qualified disclaimer" pursuant to Section 2518 of the Internal Revenue Code of 1986, as amended;

(20) To delegate any or all powers herein granted to a sub-agent or sub-agents, as provided in Ala. Code 1975, § 26-1A-201, and to revoke any such delegations; but notwithstanding any such delegation my agent shall retain full authority to act alone hereunder;

(21) To employ and compensate agents, accountants, appraisers, investment advisers, brokers, agents, attorneys at law, tax specialists, realtors, and other assistants and advisors, and to do so without liability for any neglect, omission, misconduct or default of any such agent or professional representative provided such person was selected and retained with reasonable care;

(22) To determine my place of residence from time to time, to pay my ordinary household expenses, to arrange for and pay the costs of medical, dental, nursing, hospital, convalescent and other health care and treatment, including admission to hospitals, nursing homes, rest homes or other care facilities or institutions; to consent to treatment, and to make application for insurance, pension or employee benefits related to such health care and treatment, including, but not limited to, benefits under Social Security, Medicare and Medicaid; to obtain on my behalf copies of medical reports, summaries or other related information concerning me made or taken before or after the date of this instrument, and to execute any written consents on my behalf for the disclosure of such reports, summaries, or related information as may be required under any applicable federal statute, statutes of any state of the United States, or ordinances, rules or requirements of any local government municipality, authority or agency;

(23) To use and apply so much of the income and principal of the assets comprising my estate as may be necessary or desirable, in the sole discretion of said agent, for the maintenance and support of any person dependent upon me, taking into consideration other income, resources, or financial assistance available to any of them from all other sources. Any provision herein to the contrary notwithstanding, the agent shall have no power or authority to use or apply the principal to discharge any legal obligation that the agent may have to support me or any person dependent upon me;

(24) To exercise any general or special power of appointment exercisable by me;

(25) To retain and operate any businesses owned by me (regardless of whether operated in the form of a corporation, general or limited partnership, limited liability company, sole proprietorship, or otherwise), hereinafter referred to as "Businesses," regardless of lack of diversification, for such period as my agent, in his/her absolute discretion, shall determine appropriate. I consider interests owned by me in the Businesses as proper investments, and my agent is authorized to invest in or retain indefinitely all of any part of the Businesses even though such interests lack liquidity, may be considered, and in fact may be, more volatile or risky than alternative investments, may never yield a dividend or other income, and may constitute a very large percentage or all of my property. My agent shall not be accountable for any loss or depreciation in value sustained by reason of compliance with my wishes as expressed in this instrument.

[the remainder of this page intentionally left blank]

(b) I understand that the powers set out below will give my agent the authority to take actions that could significantly reduce my property or change how my property is distributed at my death. Notwithstanding paragraph (a) above, I hereby specifically authorize or do not authorize the following powers by placing my initials beside either "Yes" or "No" below each power listed:

(1) To create or change a beneficiary designation relating to any of my retirement benefits and to waive my right to be a beneficiary of a joint and survivor annuity, including a survivor benefit under a retirement plan, as provided in Ala. Code 1975, § 26-1A-201.

Initial Agent: LG Yes _____ No Successor Agent: LG Yes _____ No

(2) To change the beneficiaries on any insurance policies on my life, as provided in Ala. Code 1975, § 26-1A-201; however, my agent shall have no power or authority whatsoever with respect to any policy of insurance owned by me on the life of my agent, or any trust created by my agent as to which I am a trustee.

Initial Agent: LG Yes _____ No Successor Agent: LG Yes _____ No

(3) To create or change rights of survivorship relating to ownership of real property and personal property, as provided in Ala. Code 1975, § 26-1A-201.

Initial Agent: LG Yes _____ No Successor Agent: LG Yes _____ No

(4) To make nontaxable gifts of any of my assets (a) to any descendant of me or of my deceased wife, Teddye T. Gorman, except for William Gibson Plott or a descendant of him; provided however, the power of my agent to make a nontaxable gift to himself shall be further limited to an amount less than or equal to the greatest amount which, pursuant to Sections 2041 and/or 2514 of the Internal Revenue Code of 1986, as amended, would not be deemed a taxable transfer of property should my said agent allow such power to lapse and/or (b) to a charity (provided, however, that I have made prior gifts to such charity and in no event shall any gift to such charity hereunder exceed in value the prior gifts). For purposes of this section, nontaxable gifts shall mean any gifts or transfers which are not "taxable gifts" as defined in Section 2503 of the Internal Revenue Code of 1986, as amended. Notwithstanding anything herein to the contrary, any power or authority granted to my agent herein shall be limited so as to prevent this Power of Attorney from causing my agent to be taxed on my income or from causing my assets to be subject to a "general power of appointment" by my agent as defined in Sections 2041 and 2514 of the Internal Revenue Code of 1986, as amended;

Initial Agent: _____ Yes LG No Successor Agent: _____ Yes LG No

(5) To transfer any or all of my assets to any trust, whether created before or after the execution of this Power of Attorney, provided that such trust is solely for my benefit, may be amended or revoked by me (and/or the holder of my Power of Attorney) at any time, and shall provide that at my death all assets then held in such trust shall be delivered to the personal representative of my estate;

Initial Agent: LG Yes _____ No Successor Agent: LG Yes _____ No

ARTICLE III
AUTHORIZATION TO RELEASE
INFORMATION TO AGENT

Any banks, bankers, trust companies, national banks, savings banks, safe deposit companies, stockbrokers, fiduciaries, depositaries or other institutions, persons, firms or corporations are authorized to release information to my agent in reliance hereon and shall be fully protected even though the said agent, substitute or associate may be dealing with himself or herself, as it is contemplated that such may be the case.

In accordance with Ala. Code 1975 § 26-1A-109(d), I hereby authorize the use or disclosure of any of my "Protected Health Information", as defined in the Health Insurance Portability and Accountability Act (HIPAA), including any and all confidential or private records, summaries and/or opinions related to my mental or physical capacity to make decisions regarding my health care and business affairs, to a physician, health care professional, hospital, clinic, medical facility, or other health care provider that has provided treatment or services to me or on my behalf and to my agent.

I understand that the information used or disclosed may be subject to re-disclosure by the person or class of persons receiving it, and would then no longer be protected by federal privacy regulations.

ARTICLE IV
NOMINATION OF AGENT AS
GUARDIAN AND CONSERVATOR

In the event court proceedings for a guardian, conservator, curator or other fiduciary for my person and/or property are commenced hereafter, I hereby nominate my agent appointed hereunder (including any successor) to serve as guardian, conservator, curator and/or other fiduciary for my person and/or property. This nomination should be viewed as my expression of nomination for such fiduciary and not as a mandate for such proceedings or as a limitation of any powers granted to my agent hereunder.

ARTICLE V
REVOCATION AND REMOVAL

I hereby expressly revoke any power of attorney heretofore given covering the authority and powers herein granted, without prejudice, however, to anything lawfully done or caused to be done under any power of attorney heretofore given, and I hereby ratify and confirm all previous acts of my agent with the same force as if such acts had been done after the execution and delivery of this Power of Attorney.

By execution of this Power of Attorney I do not intend to revoke any power I may have granted by execution of an appointment of Health Care Proxy pursuant to Ala. Code 1975 § 22-8A-4.

I may at any time revoke this Power of Attorney; but it shall be deemed to be in full force and effect as to all persons, institutions and organizations which shall act in reliance thereon prior to the receipt of written revocation thereof signed by me and prior to receipt of actual notice of my death.

ARTICLE VI
GOVERNING LAW

This Power of Attorney shall be governed by the laws of the State of Alabama.

ARTICLE VII
RELIANCE ON THIS POWER OF ATTORNEY

In accordance with Ala. Code 1975, § 26-1A-106, reproductions of this executed original (with reproduced signatures and the certificate of acknowledgment), whether photocopies or electronically transmitted copies, shall be deemed to be original counterparts of this Power of Attorney. Any person may rely upon the validity of this Power of Attorney and such copies unless that person knows the document has terminated or is invalid

ARTICLE VIII
DURABILITY PROVISION

This Power of Attorney expressly shall not be revoked by my disability, incompetency or incapacity.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on
3/13/15, 2015.

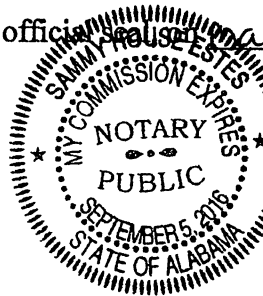
Leon R. Gorman, Jr.

LEON R. GORMAN, JR.

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Sammy H. Estes, the undersigned authority, a Notary Public in and for said County and State, hereby certify that LEON R. GORMAN, JR., whose name is signed to the foregoing Power of Attorney, and who is known to me, personally appeared before me this day and acknowledged before me on this day that, being informed of the contents of the Power of Attorney, he executed the same voluntarily on the day the same bears date.

Witness my hand and official seal on March 13, 2015.



Sammy H. Estes
Notary Public
My Commission Expires 9-5-16

Pamela H. Amos
Unofficial Witness

Pamela H. Amos
(print name)

Heather Purser
Unofficial Witness

Heather Purser
(print name)

ORDINANCE NUMBER 3144

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

WHEREAS, a certain petition signed by Leon R. Gorman, Jr dated September 23, 2022, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

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

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

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

1420 Branchwater Circle
Leon R. Gorman, Jr

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

APPROVED and ADOPTED this the 19th day of December, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

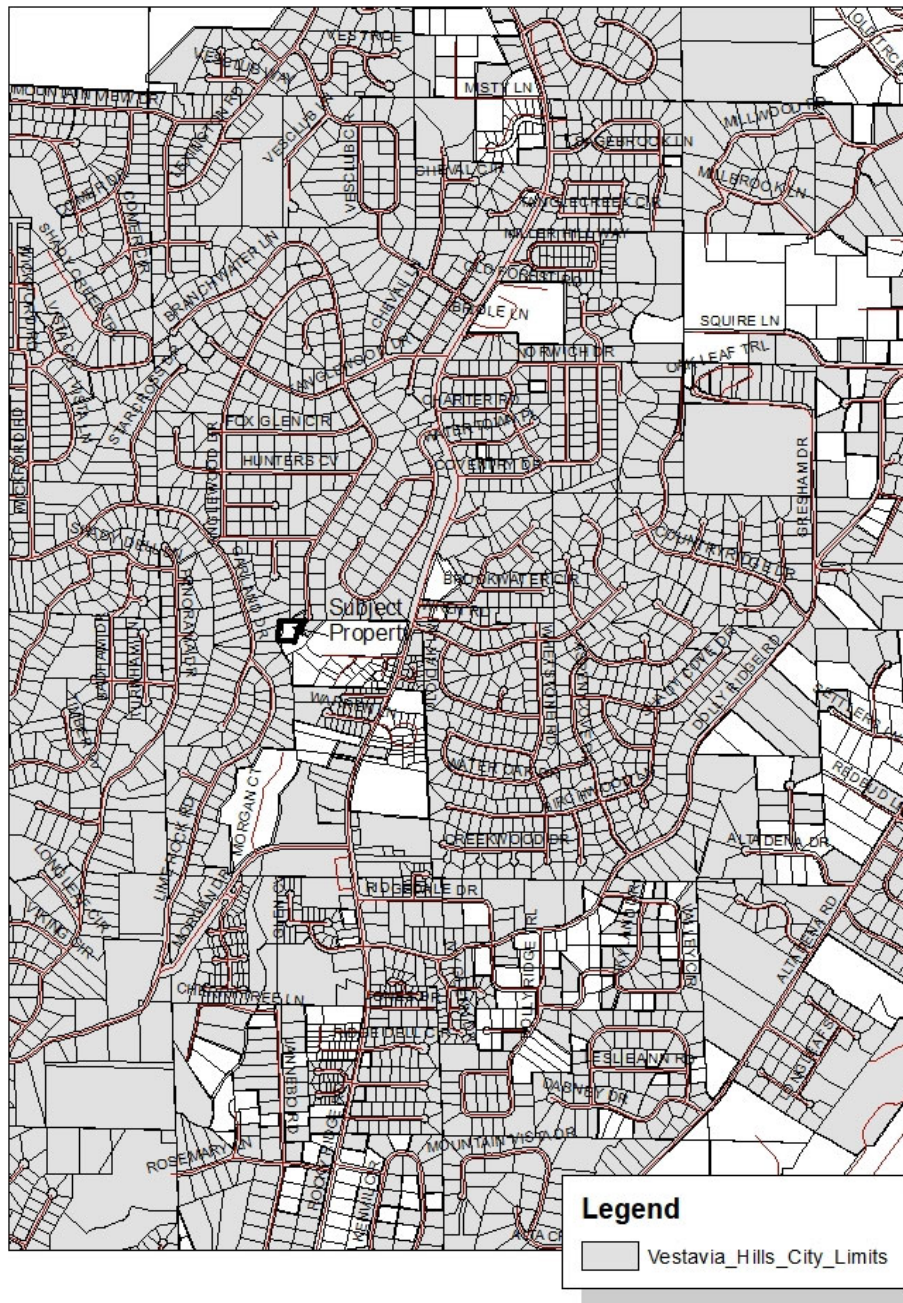
CERTIFICATION:

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 # 3144 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 19th day of December, 2022, as same appears in the official records of said City.

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

Rebecca Leavings
City Clerk

1420 Branchwater Circle



RESOLUTION NUMBER 5434

**A RESOLUTION REAPPOINTING MEMBERS TO THE
VESTAVIA HILLS DESIGN REVIEW BOARD**

WHEREAS, the Mayor has recommended the reappointment of Joe Ellis, Dave Giddens and Chris Pugh to the Vestavia Hills Design Review Board in a memorandum dated December 6, 2022. A copy of said memorandum is marked as Exhibit A and is attached to and incorporated into this Resolution Number 5434 as though written fully therein; and

WHEREAS, the Mayor has also recommended the appointment of John Wood to replace Rip Weaver who has relocated outside of the City as a new member to the Design Review Board; and

WHEREAS, all appointments will also expire December 31, 2025; and

WHEREAS, the Council concurs with the Mayor's recommendation.

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

1. Joe Ellis, Dave Giddens and Chris Pugh are hereby reappointed to the Vestavia Hills Design Review Board effective immediately; and
2. John Wood is appointed to the Design Review Board effective immediately; and
3. Said appointments shall expire on December 31, 2025; and
4. This Resolution Number 5412 shall become effective upon approval and adoption.

APPROVED AND ADOPTED this the 19th day of Decemeber, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



VESTAVIA HILLS

MEMORANDUM

TO: Rusty Weaver
Kimberly Cook
Paul Head
George Pierce

FROM: Ashley C. Curry, Mayor

DATE: December 6, 2022

RE: Recommendation for appointments to the Design Review Board

The deadline for applications for the four openings on the Design Review Board closed yesterday at 5pm. One current member, Rip Weaver, has moved out of the City of Vestavia Hills and is unable to reapply. The three other current members, Joe Ellis (licensed architect), Dave Giddens (licensed landscape architect) and Chris Pugh (licensed landscape architect) have applied for reappointment (emails requesting reappointment attached.) One application has been received from John Wood, a licensed architect from the Liberty Park area. His application is attached for your review.

My recommendation is to reappoint Joe Ellis, Dave Giddens and Chris Pugh for three-year terms expiring on 12/31/2025. I also recommend appointing John Wood to a three-year term expiring on 12/31/2025.

I would like to make these recommendations at the City Council meeting on December 19, 2022.

CC: Rebecca Leavings
Conrad Garrison