

In an effort to enhance meetings during the COVID-19 shutdown, the City Council invites you to join and/or participate in a variety of ways: in person, via computer, Zoom meetings, and telephone.

**Vestavia Hills
City Council Agenda
June 3, 2020
11:00 a.m.**

1. Call to Order

2. Roll Call

New Business

3. Declaration of Emergency to establish the hours that the Vestavia Hills Municipal Center and surrounding property situated at 1032 Montgomery Highway, Vestavia Hills, Alabama shall be open and closed to the public.

4. Citizen comments

5. Motion for Adjournment

A DECLARATION OF EMERGENCY

A DECLARATION OF EMERGENCY IN THE CITY OF VESTAVIA HILLS, ALABAMA TO ESTABLISH THE HOURS THAT THE VESTAVIA HILLS MUNICIPAL CENTER SITUATED AT 1032 MONTGOMERY HIGHWAY SHALL BE OPEN AND CLOSED TO THE PUBLIC

WITNESSETH THIS DECLARATION OF EMERGENCY declared by the City Council of the City of Vestavia Hills, Alabama on this the 3rd day of June, 2020.

WITNESSETH THESE RECITALS

WHEREAS, this Declaration of Emergency is approved and adopted pursuant to the authority of the Alabama Emergency Management Act of 1955; and

WHEREAS, the City Council finds and determines that an emergency situation, as defined in Title 31-9-2 (a) Code of Alabama 1975, presently exists; and

WHEREAS, the COVID-19 coupled with the civil unrest that has resulted in the damage and destruction of property in Jefferson County and throughout the United States constitutes an emergency; and

WHEREAS, the Alabama Emergency Act of 1955 allows municipalities in Alabama to declare emergencies to provide for the protection of the public peace, health, and safety and to preserve the lives and property of the people of the City of Vestavia Hills, Alabama; and

WHEREAS, the Alabama Emergency Act of 1955 at Title 31-9-10 (b) 5 and 6 Code of Alabama 1975, provides as follow:

“(b) The governing body of each political subdivision shall have the power and authority:

(5) In the event the governing body of the political subdivision determines that any of the conditions described in Section 31-9-2 (a) has occurred or is imminently likely to occur, the governing body shall have the power to:

(6) To close, notwithstanding Section 11-1-8, any and all public buildings owned or leased by and under control of the political subdivision where emergency conditions warrant, whether or not a local state of emergency has been declared by the governing body of the political subdivision.”

NOW THEREFORE IT IS HEREBY DECLARED AS FOLLOWS:

1. The recitals set forth in the premises above are hereby approved and adopted as though set out fully herein.
2. The building and the grounds thereof, known as the City of Vestavia Hills Municipal Center located at 1032 Montgomery Highway, shall be open to members of the general public at the following times;

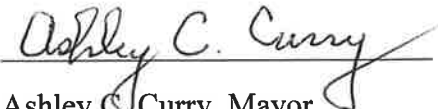
<u>DAY</u>	<u>OPEN</u>	<u>CLOSED</u>
Monday through Friday	7:00 a.m.	5:00 p.m. - building 7:00 p.m. - grounds
Saturday	CLOSED FOR 24 HOURS	
Sunday	CLOSED FOR 24 HOURS	
Holidays	CLOSED FOR 24 HOURS	

3. Anything contained herein to the contrary notwithstanding the Vestavia Hills Police Department shall be open to members of the general public seven (7) days per week twenty-four (24) hours per day to members of the general public for police business only.
4. It shall be unlawful for any person to be present on the campus, buildings or grounds, of the Municipal Center of the City of Vestavia Hills, except for the Vestavia Hills Police Department, when said facility is closed in accordance with the schedule set forth above.
5. It shall be unlawful to violate any of the terms and provisions of this Declaration. Any person, firm or corporation violating any of the said terms and provisions of this Declaration shall, upon conviction, be punished in accordance with Title 31-9-22 Code of Alabama, 1975 and Title 11-4-9, Code of Alabama, 1975, for a misdemeanor violation for each such offense. Each day any violation of this Declaration shall constitute a separate offense.
6. If any part, section, or subdivision of this Declaration shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the

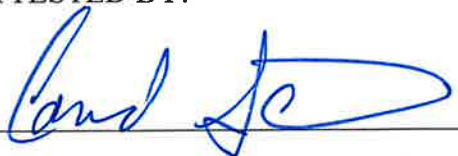
remainder of this Declaration, which shall continue in full force and effect notwithstanding such holding.

7. This Declaration shall become effective immediately upon its approval and adoption and shall remain in full force and effect until rescinded by the City Council.

DONE, ORDERED and DECLARED on this the 3rd day of June, 2020


Ashley C. Curry, Mayor

ATTESTED BY:



Conrad Garrison, Assistant City Clerk

CERTIFICATION:

I, Conrad Garrison, as Assistant City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Declaration of Emergency is a true and correct copy of such Declaration of Emergency that was duly adopted by the City Council of the City of Vestavia Hills on the 3rd day of June, 2020 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Civic Center, New Merkel House and Library in the Forest.

A handwritten signature in blue ink, appearing to read "Conrad Garrison", is written over a horizontal line. The signature is fluid and cursive.

Conrad Garrison, Assistant City Clerk