

MINUTES

Montevallo City Council Work Session

September 9, 2013

5:30 p.m. at City Hall

Mayor Hollie Cost, Council Member Dee Woodham, Council Member Rusty Nix, Council Member Willie Goldsmith, and Council Member Don Hughes were in attendance. Council Member Sharon Gilbert was absent.

Mayor Cost called the work session to order at 5:30 p.m. She then invited the City Auditors, John DeLoach and Wayne Barber, to present the 2012 Audit report. Mr. DeLoach explained that we received a “clean opinion with no exceptions.” He said our audit was “as good as it gets” and complimented the Mayor, Council and staff on a job well done.

Council Member Woodham noted, as well, that the audit was a very good report for the city and she asked what areas of weakness the auditors would want to see improved. They said the Golf Course. Mr. DeLoach explained that the Golf Course is accounted for separately within the audit. Mr. Barber said this is common practice with all recreation boards. He said when you look at the breakdown over 10 to 15 years, the course has not done too badly – only losing \$15,000 to \$20,000 in a given year. Mr. DeLoach said we need to think of it like the library – it costs us money each year, as well. The auditors also reminded the council that accounting changes require all municipalities book their pension liabilities starting in 2015. This liability is currently a little over \$400,000

Council Member Hughes asked if we will be required to start posting anticipated loses at the Golf Course in our annual budget. John DeLoach explained changes in the way we account for those types of entities are on the way. However, losses in one year could be offset by gains in other years.

Mayor Cost thanked the auditors for their report. Mr. DeLoach noted once again what a good job everyone had done. He said our progress keeps on building. Council Member Hughes commented that the auditors had done a great job, as well.

Allie Williams provided the Library Report:

PARNELL MEMORIAL LIBRARY MONTHLY REPORT AUGUST 2013

CIRCULATION: 4904 Items Charged
(Decreased by 16% from last year)

COMPUTER USE: 1093 users
(Decreased by 6%)

STORYTIME/9: 84 Children
(Decreased by 16%)

MOVIES/4: 68 People Attended

WEBSITE VISITS August 26- Sep 9: 1,962

DEPOSITS:	8/5/2013	\$164.50
	8/7/2013	\$100.00
	8/8/2013	\$80.84
	8/13/2013	\$94.50
	8/16/2013	\$98.10
	8/20/2013	\$70.00
	8/27/2013	\$118.85
	8/28/2013	\$43.10
	8/30/2013	\$128.45
	8/30/2013	\$106.95
	Total	\$1005.29

Chief Reid reported that the Fire Department responded to 11 calls the last day of August – 23 over the Labor Day Weekend. At one point, our radio system went down but we were able to get it fixed for around \$500. He reminded everyone that the Fire Prevention Parade will be October 5th at 10 a.m.

Mayor Cost asked Chief Reid to ask Brandon Broadhead, our Fire Marshall, to present a report at our next meeting. The Chief explained that Mr. Broadhead has been very busy lately with projects at UM but will have him at the next meeting to present an update.

Council Member Woodham said she noticed that the proposed budget included a request for air packs. She suggested the Chief contact the Shelby County Health Foundation to see if there are grant opportunities for that type of equipment. The Chief said he would into that possibility. He explained that there have been changes in the specifications which require us to replace our existing units. They now cost around \$5,000 each.

Montevallo City Council Work Session
September 9, 2013
6:00 p.m. at City Hall

Mayor Hollie Cost, Council Member Dee Woodham, Council Member Rusty Nix, Council Member Willie Goldsmith, and Council Member Don Hughes were in attendance. Council Member Sharon Gilbert was absent.

Pledge of Allegiance

Meeting Call to Order – Mayor Cost opened the meeting at 6:02 p.m.

Approval and/or corrections of the minutes – Council Member Hughes made a motion to approve the Minutes as corrected. Council Member Nix seconded. ALL AYES . . . MOTION APPROVED.

Opportunities for citizens to speak to the Council

Allison Welcome informed the council there are numerous potholes on CR 203 and requested they be repaved. She said she has contacted both the county and city about this in the past and both claim the road is in the other’s jurisdiction. Council Member Hughes explained the reasons for the confusion. Mayor Cost explained we can’t pave or repair roads that haven’t been dedicated to us. Council Member Hughes said he would check with the county to see who is truly responsible for the road. Kirk Hamby said our crews are working to patch problem areas on roads we know are dedicated to the city. Council Member Hughes said he would try to get this resolved ASAP.

Julie Smitherman asked the status of the restriping in front of her business. Mr. Hamby said it is scheduled for this week.

Treasure Ingles Thompson reported a problem with a clogged storm drain at Island & Shelby Streets.

Committee Reports and Consideration of Bills:

Public Health & Safety (Police, Fire, Code Enforcement, Housing Abatement)–

Continuing with Committee Reports, Chief Littleton provide the following reports for the Police Department and Code Enforcement Officer:

Council Meeting September 09, 2013

Total Cases	130
Traffic Accidents	18
DUI Arrest	3
Total Arrest	22
Domestics	18
Traffic Citations	94
School Patrols	39
Zone Checks	432

Investigations

Felony Investigations 10

Felony Investigations Closed by Arrest 3

Hired two new police officers to fill open positions (Evelyn Roman and Christopher Lawley)
Everyone is doing a good job!

Montevillo Police Department Stats

	13-Jan	Feb-13	Mar-13	Apr-13	May-13	Jun-13	Jul-13	Aug-13	Sep-13	Oct-13	Nov-13	Dec-13	2013
Total Cases	77	99	104	117	100	101	119	130					847
Criminal Cases	52	72	75	53	27	16	17	11					323
Non-Criminal	25	27	29	34	17	17	10	12					171
Traffic Accidents	17	76	15	19	20	12	16	18					193
Traffic Citations	77	75	85	97	147	97	85	94					757
DUI Arrests	1	2	5	3	6	4	1	3					25
Public Intox Arr	0	0	0	1	2	0	1	1					5
Alias Arrests	4	11	14	17	13	6	16	8					89
Juvenile Arrests	0	0	0	0	0	1	0	0					1
Misd Arrests	17	27	24	11	9	8	6	9					111
Felony Arrests	0	1	1	5	2	1	6	1					17
Total Arrests	17	28	25	37	32	20	30	22					211
Assaults	4	2	1	3	0	1	0	0					11
Auto Thefts	2	0	0	0	0	0	0	0					2
Auto Recoveries	0	0	0	0	0	0	0	0					0
Burglaries	3	4	4	3	6	8	6	4					38
Auto Burglaries	2	3	10	3	1	5	2	7					33
Criminal Mischief	2	6	12	3	3	0	0	0					26
DV. Related	9	15	11	13	9	7	9	18					91
Drug Related	1	0	1	0	0	0	0	0					2
Fraud / Forgery	5	0	1	6	3	8	13	7					43
Harass / Reck	3	10	4	9	7	2	4	12					51
Misc. Offenses	3	3	6	3	1	0	0	0					16
Robberies	0	0	0	0	0	0	0	0					0
Thefts / Attempts	11	9	2	16	13	16	12	7					86
Death Invest	0	0	0	0	3	1	2	0					6

Karen Kiker
8:43 AM
9/5/2013

Code Enforcement Summary

08/01/2013 to 08/23/2013

<u>Unkempt Yard Inspections</u>	6
Pending	3
Closed	3
<u>Junked Cars</u>	0
Pending	0
Closed	0
<u>Miscellaneous Animal Complaints</u>	0
Pending	0
Closed	0
<u>Abandoned houses/ Buildings</u>	0
Pending	0
Closed	0
<u>Miscellaneous Complaints</u>	1
Pending	0
Closed	1
<u>Warnings</u>	0
<hr/>	
Total Inspections	7
Total Inspections since June 20, 2013	56

Council Member Hughes mentioned the fact our audit report noted a backlog of uncollected fines. However, he pointed out that we issue warrants for those who do not pay. Eventually, we get at least some of that money. The Chief agreed.

Both Mayor Cost and Council Member Goldsmith commended the Police Department for all of their efforts.

Sustainability (Streets & Sanitation, Recycling, Arbor & Beautification, ValloCycle, Environmental Preservation Initiatives) –

Council Member Hughes informed the crowd that, contrary to what was inferred at the last public hearing, he was not a communist and had over 30 years of experience writing ordinances.

Kirk Hamby reported his department has several projects underway: painting curbs, repairing the top of Overland Rd, etc. He mentioned we will need to close Overland to traffic for most of day so they can complete the repairs.

Council Member Hughes reported he has heard nothing but positive things regarding our Recycling Center lately. In the next fiscal year, he said he would like to see us repair the roof on the shed at the center, along with other needed improvements.

Council Member Nix suggested we post the closing of Overland on our website.

Recreation, Preservation and Community Development (Parks & recreation, Golf Course, Youth Athletics, Trails, Historical Commission, Planning & Zoning, Annexations) –

Mr. Hamby noted the Car Show was a big success. He reminded everyone about Critters by the Cree4k on the 27th and ArtWalk on Oct 26th.

Council Member Hughes reminded the council we took down the fence surrounding the field being redeveloped for the new UM Girls Softball Stadium and stored it at the Recycling Center for future re-use. Mr. Hamby said the poles will come down soon.

Ed Davis reported that the Golf Course is in great condition and invited everyone to come play. He said the weather is finally starting to cooperate with us. Even with the rain, we are now up over 100 rounds over the same period last year. He also mentioned that a tree fell on a phone line at the course recently and our crews did an excellent job getting it cleared away.

Council Member Hughes asked Mr. Davis what he anticipated the loss would be at the Golf Course this year. Mr. Davis said \$35,000.

Council Member Nix reported he should have the trail map ready by the next meeting. He noted the Historical Commission has put the Historic District creation on the back burner, so to speak. They are waiting to gather additional information before proceeding.

Council Member Nix reported that the Water Board has been working to address a problem with the UM water tank. He said fire service is not a concern because we can use our pumper truck. Chief Reid commented they fill it up and it keeps leaking out. They are not sure where or why. He said their truck has been helping to pump water into the tank. Council Member Hughes agreed having the pumper truck available in the interim should provide ample fire protection.

Education, Arts & Outreach (Schools, UM, Boys & Girls Club, Library, American Village, Sister City Commission, Artwalk, Middle School Grant) –

Mayor Cost noted Council Member Gilbert was absent and, as a result, there was no Education Report. She also mentioned that there was no report from the Sister City Commission.

Finance, Economic Development & Tourism (Finance, MDCD, IDB, Chamber) –

Council Member Woodham reminded everyone about the Wild Game Cookoff on Saturday – starts at 8 a.m., awards at 2:00 p.m. She said this is an example of one of our efforts to help bring traffic to our businesses on Highway 25.

Council Member Woodham noted the Barnes & Noble Grand Opening was well attended. Mayor Cost reminded the council the AllState Insurance Ribbon Cutting is scheduled for Thursday.

Council Member Woodham made a motion to approve the 2012 Audit as presented by our auditors and to make it available to the public. Council Member Nix seconded. ALL AYES . . . MOTION APPROVED. (SEE ATTACHED)

Council Member Woodham updated the council on the results of last week's Finance Committee Meeting. She said they discussed the Budget, Improvements to City Hall and the proposed Hotel Feasibility Study. She then presented and discussed the quarterly financial review she prepares for the council:

City of Montevillo							
7-31-13 Financials							
	10 mon. 2013	10 mon. 2012	Diff. '13 to '12	Ann. 2013	2012	Budget 2013	Budget 2014
Revenues							
Historical Comm.	105	6,350	-6,245	0	6,350	0	0
Default Depart.	540	660	-120	180	780	90	0
Economic Dev./P&Z fees	0	0	0	0	0	500	100
City Hall, all revenue over 50k shown as separate line item							
Business Licenses	317,617	278,734	38,883	317,617	281,501	284,000	317,000
Franchise Tax	272,540	281,556	-9,016	320,000	281,556	320,000	320,000
Franchise fees, W&S	74,031	79,590	-5,559	88,837	96,036	92,950	92,950
Property Tax	332,965	315,442	17,523	333,000	323,498	320,000	333,000
General Sales & Use Tax, Includ	1,269,945	1,199,049	70,896	1,323,934	1,429,729	1,436,000	1,523,996
Gas Tax from Co.	71,994	71,516	478	86,393	84,745	83,000	83,000
Rental & Lease Tax	44,919	38,593	6,326	53,903	48,029	40,000	45,000
Grant Income	0	39,053	-39,053	0	39,053	2,000	2,000
Tobacco Tax	51,399	49,486	1,913	61,679	60,545	54,000	54,000
Other**	187,702	149,321	38,381	130,000	172,409	123,477	154,277
Total City Hall	2,623,112	2,502,340	120,772	2,915,363	2,817,101	2,755,427	2,925,223
Police	4,646	8,871	-4,225	9,292	9,024	5,481	5,481
Fire & Rescue	24,099	15,516	8,583	28,919	18,247	18,000	16,900
Cemetary	26,050	38,700	-12,650	31,260	52,900	38,500	33,500
Streets & Roads	20	0	20	24	10	150	150
Sanitation	264,170	294,004	-29,834	317,004	352,071	360,000	355,500
Animal Control	140	170	-30	168	180	200	200
Aging Program	10,078	7,318	2,760	12,094	8,926	11,035	11,035
Parks & Rec.	6,400	5,075	1,325	7,680	5,875	3,600	5,000
Recycle Center	5,655	6,385	-730	6,786	6,881	15,807	10,000
Water & Sewer	0	0	0	0	0	0	0
90% of 1% sales tax	380,983	281,917	99,066	457,180	351,121	423,000	457,199
10% of 1% sales tax	42,331	31,324	11,007	50,797	39,013	47,000	50,799
Borrowings	0	648,559	-648,559	0	648,559	0	0
Total revenues	3,388,329	3,847,189	-458,860	3,836,746	4,317,038	3,678,790	3,871,087
Rev.w/o gr.,loans & 1%	3,388,329	3,847,189	-458,860	3,836,746	3,234,292	3,208,790	

	10 mon. 2013	10 mon. 2012	Diff. '13 to '12	Ann. 2013	2012	Budget 2013	Budget 2014
Expenses							
Beautification	846	2,813	1,967	1,015	4,044	3,000	3,000
Historical Commission	585	8,103	7,518	702	8,501	1,000	1,000
City Judge	14,051	14,051	0	16,861	16,861	17,650	18,533
City Prosecutor	8,544	8,442	-102	10,253	10,150	11,031	11,583
Court	-35	100	135	-42	100	0	0
Mayor	9,902	9,696	-206	11,882	11,063	11,044	11,909
City Clerk	53,735	53,866	131	64,482	63,302	72,760	73,370
City Council	1,257	50	-1,207	1,508	50	5,550	5,750
Revenue Officer	2,596	1,884	-712	3,115	6,337	3,250	7,450
Election	7,535	5,812	-1,723	9,042	14,033	7,750	0
Econ.Dev./P&Z	24,628	44,529	19,901	29,554	48,467	30,280	27,880
City Hall	287,648	686,223	398,575	345,178	701,426	338,045	414,482
City Shop	15,258	13,008	-2,250	18,310	15,296	15,295	17,250
Police	1,040,152	1,051,656	11,484	1,248,182	1,238,718	1,261,057	1,313,098
City Jail	0	0	0	0	659	0	0
Fire & Rescue	179,572	205,449	25,877	215,486	227,665	200,628	229,500
Cemetery	58,252	61,481	3,229	69,902	74,267	68,863	72,625
Building Inspector	12,217	20,829	8,612	14,660	24,933	26,027	0
Fire Inspector	28,302	27,470	-832	33,962	31,502	39,690	42,290
Streets & Roads	412,506	427,823	15,317	495,007	488,955	487,114	493,443
Leaf & Limb	70,220	80,420	10,200	84,264	93,332	94,363	95,020
Sanitation	166,953	155,522	-11,431	200,344	188,629	183,220	201,220
Animal Control	18,000	14,849	-3,151	21,600	16,944	28,668	25,225
Golf Club	0	0	0	0	256	0	0
Aging Program	21,306	21,057	-249	25,567	25,116	28,668	29,970
Parks & Recreation	114,999	115,457	458	137,999	136,260	142,935	147,125
Community Band	0	0	0	0	0	500	500
Library	0	0	0	0	0	0	0
Arbor	0	142	142	0	142	0	0
Recycle Center	10,830	25,670	14,840	12,996	26,830	11,957	13,225
W&S Grant	0	0	0	0	0	0	0
MDCD Contribution	0	416,570	416,570	0	482,231	423,000	0
Interest expense	0	5,251	5,251	0	8,258	0	0
Professional, 90% of 1%	0	78,663	78,663	0	78,663	0	0
Professional, 10% of 1%	0	5,424	5,424	0	5,424	41,676	0
Total Expenditures	2,559,859	3,562,290	1,002,431	3,071,831	4,048,395	3,555,021	3,255,448
Exp. After 1% & grants			0		3,109,395	3,090,345	

	10 mon. 2013	10 mon. 2012	Diff. '13 to '12	Ann. 2013	2012	Budget 2013	Budget 2014
Net income b/f other sources & us	828,470	284,899	543,571	764,915	268,643	123,769	615,639
Other Sources of Funds, Court (fi)	30,023	70,464	-40,441	36,028	167,280	170,000	187,000
Other Uses of Funds, Library	133,333	133,333	0	160,000	161,300	170,110	170,110
90% of 1%	341,575	0	-341,575	409,890		423,000	457,199
10% of 1%	37,952	0	-37,952	45,542		47,000	50,799
Library Payment							70,776
Library Reserve Payment	53,082		-53,082	63,698		70,776	168,854
Fire Truck Payment	40,989	0	-40,989	49,187		54,654	54,654
Total Other Uses	606,931	133,333	-473,598	728,317		765,150	802,282
Net of sources and uses	-576,908	-62,869	-692,290		5,980	-110	-615,282
Net Net	251,562	222,030	72,625	72,625	274,623	123,659	357
Investments or Reserves	7/31/13	3/31/13	12/31/12	7/31/10	7/31/12	09/30/12	
Reserve CD at Regions		0	0	80,992	0	0	
Reserve CD at Bryant Bank		0	0	100,895	0	56,000	
CD at BankTrust		55,773	56,000	0	55,773	0	
CD at Red Mt'n		0	0	50,000	50,000	55,700	
Bond at Sterne Agee		0	0	74,935	74,870	0	
Reserve CD at BankTrust	56,029	56,029	55,773	52,975	0	0	
Money Market at Bryant	0	0	0	100,409	101,225	101,000	
Money Market, Reserve, Region	140,232	0	0	37,903	42,012	0	
Reserve cash account BankTrus	126,163	125,000	125,000	0	117,138	117,000	
Reserve CD at Central States	144,506	144,204	143,937				
Reserve MM at Central States	466,930	381,006	380,710	498,109	441,018	329,700	
Total							
Cash	424,493	597,481	305,929	462,561	354,055	320,500	
DDA at BankTrust		0	0				
DDA restricted, Grant	301,735	301,103	300,547	245,436	372,473	396,000	
MM Sanitation	150,585	131,996	122,504	16,931	73,368	17,000	
DDA restricted, Sanitation	73,861	15,099	13,505	724,928	799,896	733,500	
DDA, payroll	950,674	1,045,679	742,485	1,223,037	1,240,914	1,063,200	
Total	1,417,604	1,426,685	1,123,195				
Total Cash and Reserves							

	10 mon. 2013	10 mon. 2012	Diff. '13 to '12	Ann. 2013	2012	Budget 2013	Budget 2014
OTHER FUNDS							
4/5 Cent Gas Tax, cash in bar	7/31/13 47,383	03/31/13 44,515	12/31/12 44,852	30,591	41,446	42,000	
Revenues	9,677	9,818	5,815	11,612	11,817	11,462	11,462
Expenses	1,798	9,383	5,221	2,158	10,836	11,000	11,000
Net Rev. vs Expenses	7,879	435	594	9,455	981	462	462
2/7 Cent Gas Tax, cash in bar	3,937	2,649	2,770	5,701	4,162	2,800	
Revenue	12,287	12,493	7,420	14,744	15,042	14,148	14,148
Expenses	11,176	11,227	7,525	13,411	15,111	10,387	10,387
Net Rev. vs Expenses	1,111	1,266	-105	1,333	-69	3,761	
Court, cash in bank*	183,457	163,035	115,695	179,066	183,902	111,600	
Revenues	368,414	380,481	236,799	442,097	478,860	441,150	470,150
Expenses	273,998	281,955	169,760	328,798	344,990	333,552	331,452
Net Rev. vs Expenses	94,416	98,526	67,039	113,299	133,870	107,598	
Forfeiture, cash in bank	40,628	40,872	41,330	34,909	48,830	46,600	
Revenues	18	54,100	26,307	22	54,100	46,000	0
Expenses	17,061	18,847	7,195	20,473	22,354	46,000	0
Net Rev. vs Expenses	-17,043	35,253	19,112	-20,452	31,746	0	
Capital Improvement, cash in bank	177,576	113,693	111,118	161,923	160,864	111,000	
Revenues	147,278	55,755	169	176,734	55,807	34,297	34,297
Expenses	750	42,127	17,250	900	91,995	100,000	0
Net Rev. vs Expenses	146,528	13,628	-17,081	175,834	-36,188	-65,703	
FUND 30 Regions Reserve ci	152,511	135,545	127,229				
10% of 1%, fire truck & library debt payments made out of this.							
Revenues	700,000	0		840,000			0
Expenses	183,234	0		219,881			629,599
Net	516,766	0					

	10 mon. 2013	10 mon. 2012	Diff. '13 to '12	Ann. 2013	2012	Budget 2013	Budget 2014
Dailey Park Grant							
Revenues	99,995	0					
Expenses	100,006	0					
Net	11	0					
	99,995	0					
Library, unrestricted, cash in bank	7/31/13	3/31/13	12/31/12				
Library, Restricted, cash in bank	78,640	62,002	80,847	48,714	75,391	77,600	
	1,663			11,189	1,248	0	
Revenues	22,491	29,294	18,485	26,989	34,165	25,250	20,000
Expenses	152,490	150,491	88,217	182,988	180,729	194,970	188,854
Net Rev. vs Expenses	-129,999	-121,197	-69,732	-155,999	-146,564	-169,720	
Golf Course Receivable	170,216	152,199	144,845		109,000	134,582	
Inmate expense (included in court fees & rev.)	64,043	70,684	33,601	76,852	79,484	80,000	83,200
Golf Course							
Golf Course net income	-39,556	-2,202		2011: -4235	-21,396	590	
	2009: -4776	2010: -45215		2012: -21,396			

This report is prepared by Council Member Woodham by using City Reports. It is not double-checked and may contain errors.

Council Member Woodham noted that even though our proposed budget forecasts an increase in revenues, based on our results this year, she felt the projection was still conservative.

Council Member Woodham noted we overlooked approving the bills at the last two meetings. Council Member Nix made a motion to pay all three sets of bills. Goldsmith seconded. ALL AYES . . . MOTION APPROVED.

Consent Agenda: NONE

New Business:

Audit Report – Mayor Cost thanked our department heads and staff for their efforts in making our financial condition so strong.

Sister City - Echizen Presentation – Delayed.

Family Day Resolution – Council Member Goldsmith made a motion to approve the following Family Day resolution. Council Member Hughes seconded. ALL AYES . . . MOTION APPROVED.

Resolution 09092013-200

Whereas, the use of illegal drugs and the abuse of alcohol and nicotine constitute the greatest threats to the well-being of children; and

Whereas, surveys conducted by The National Center on Addiction and Substance Abuse (CASA) at Columbia University have consistently found that the more often children and teenagers eat dinner with their families the less likely they are to smoke, drink and use illegal drugs; and

Whereas, teenagers who virtually never eat dinner with their families are 72 percent more likely than the average teenager to use illegal drugs, alcohol and cigarettes; and

Whereas, the teenagers who almost always eat dinner with their families are 31 percent less likely than the average teenager to use illegal drugs, alcohol and cigarettes; and

Whereas, the correlation between family dinners and reduced risk for teen substance abuse are well documented; and

Whereas, parental influence is known to be one of the most crucial factors in determining the likelihood of substance abuse by teenagers; and

Whereas, family dinners have long constituted a substantial pillar of family life in America;

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

That the second Monday in September (September 16th) is hereby proclaimed as Family Day - A Day to Eat Dinner with Your Children; and

Urge all Montevallo citizens to recognize and participate in its observance.

ADOPTED AND APPROVED THIS 9th DAY OF SEPTEMBER, 2013.

Signed

Attest

Hollie C. Cost
Mayor

Herman F. Lehman, III
City Clerk

Stephens Park Improvements Agreement - Mayor Cost noted that a portion of the funding we are requesting through the MDCD is budgeted to go towards much needed improvements to our Stephens Park complex.

Council Member Hughes said his primary concern with the proposal involves the planned use of pond water to irrigate the fields. He said we need to have the water tested to make certain it doesn't contain any harmful bacteria as a result of runoff from septic systems, etc. If not, we need to plan to use city water to irrigate the fields, which will greatly increase our costs. He also said we need to look at the design of the watering system – pop-up heads can create problems. Also, he pointed out that the restrooms have been misused. He suggested we paint the floors with epoxy paint rather than using tile.

Mayor Cost said they are going to re-key the facilities in order to help improve security. Regardless, the council needs to provide the MDCD with its recommendation in order to move forward.

Subject to the results of a water test on the pond, Council Member Nix made a motion that, through the MDCD, we hire and pay for the services of Kelly Landscape Architects upon the terms and conditions outlined in the following contract. Council Member Hughes seconded.

Council Member Woodham asked if we had discussed this project with Shelby County. The Mayor said we have.

ALL AYES . . . MOTION APPROVED.

Kelly Landscape Architects, LLC
Landscape Architecture • Land Planning • Design Collaborations

September 3, 2013

Mayor Hollie Cost
City of Montevallo
545 Main Street
Montevallo, AL 35115

Re: Stephens Park - Phase I Park Renovations & Improvements
Montevallo, Alabama

Dear Mayor Cost & Members of the City Council:

Thank you for allowing Kelly Landscape Architects, LLC (KLA) the opportunity to submit our proposal for the City of Montevallo Stephens Park Renovations project.

Scope of Services

The project will have four phases: 1) develop one scheme from current park layout, 2) Define Phase I scope which may include community meeting and presentations for comment, 3) the final plans and bid documents, and 4) the project administration, bidding and observation during construction.

Part I - Phase I Renovations Plans

- A. Define Phase I Scope
Based on the recent Key Plan and accompanying estimate, we will confirm with the city the priorities from the Council's goals for this project. I understand that our budget for Phase I improvements is \$ 180-200,000. Please see the attached list of priorities for confirmation. As we begin the design work, we will need your confirmation in writing.
- B. Design Development plans
We will begin to develop the plans and details for the agreed to scope and budgeted Phase I renovation improvements at Stephens Park. This includes architectural services and fees to address Concession building's canopy/roof, restroom partitions and new tile flooring.
- C. Estimate of Probable Cost
Prior to bidding or negotiating the construction with Shelby County, we will prepare an estimate to be confirmed by the city that the objectives are being addressed.
- D. Final Plans & Bid Documents
We will develop and prepare the Phase I Final Plans

Part II - Project Administration Services

- A. Bidding and/or Negotiation of the work that is desired to be built in a first phase.

Preparation of Project Manual

KLA will assist Montevallo with the following 'Project Manual ' documents for bidding purposes as needed or on call:

- a) Preparation of one (1) standardized Bid Advertisement
- b) Preparation of one (1) standardized Instruction to Bidders
- c) Preparation of one (1) standardized Bid & Bond Forms
- d) Preparation of one (1) standardized General & Supplementary Conditions
- e) Preparation of one (1) Technical Specifications for items not included in form(s) and 'Request for Information'.

- B. Bidding Process Administration (optional)

- 1. We(KLA) will attend one (1) Pre-Bid Meeting.
- 2. We will attend one (1) Bid Opening.
- 3. We will prepare one (1) Bid Tabulation.
- 4. We will coordinate approval of the Bid with the City Staff and execute a contract.

- C. Preparation of Owner & Contractor form of agreement (optional)

- 1. Assist the city in bidding the in the evaluation of the bids.
- 2. We will review shop drawings and submittals as provided by the contractor for compliance with the implementation documents and the design concept.
- 3. A final review of the implementation for conformance and issue appropriate reports to the owner including a final punch-list.

Part III - Construction Observation (up to three month duration)

- We will attend weekly or bi-weekly Owner/Architect/Contractor(OAC) meetings
- We will visit the site on a minimum of twice a month basis, document and distribute written reports of work in-progress, action items, changes and schedule.
- Review product submittals and any shop drawings
- Review and approve pay applications
- Meet with and work to resolve changes in the work that may arise.

Compensation

KLA agrees to provide the scope of services outlined above for lump sum fees for Parts I and II as follows :

- Part I** Lump sum fees of \$12,500
- Part II** Lump sum fees of \$ 4,800
- Part III** Contract Administration(CA)on an Hourly basis, allow \$ 2,000 per month.

The cost for a topographic survey with one-foot contours is **\$ 7,500** and can be invoiced as a reimbursable expense if you would like. This is in addition to our design fees.

Total fees for Parts I and II combined will be rendered for **\$17,300**, exclusive of standard Reimbursable Expenses. We suggest you allow **\$ 700.00** for reimbursable expenses, not including the survey cost.

Reimbursable expense charges will be invoiced with a markup of ten percent (10%) or times 1.10 multiplier. Reimbursable expenses may include map data purchases (if required), all travel related expenses, postage, overnight delivery charges, general printing and copying services.

KLA will bill the City of Montevallo for services and reimbursable expenses on a monthly basis. Billing invoices will identify the total fee per this agreement, the amount of fee previously invoiced, the current fee due and the overall percentage of work completed to date. The reimbursable expenses will be broken out as a separate category.

We will require prompt payment of billing invoices. Payment will be expected within 30 days of the date of the invoice issuance and a finance fee of 1-1/2(1.5 %) percent per month may be assessed on accounts receivable over 30 days old.

Exceptions

Not included as a part of this letter agreement are property surveys, environmental or geotechnical investigations, flood studies, traffic studies, detailed site development plans, architectural or engineering design plans. If requested, KLA can and would be glad to submit scopes for the services.

The Schedule

Upon return receipt of this signed letter agreement, we agree to initiate the services as requested to meet the deadline. Depending upon availability of the participants, we will require necessary staff be assigned and made available to meet in order to complete the above scope for Parts I and II in three to four(2-3) months.

Authorization

This letter agreement and the standard Reimbursable Expenses schedule (Exhibit A attached) represent the entire understanding between City of Montevallo and Kelly Landscape Architects, LLC, and may only be modified in writing under the signature of both parties. If this letter agreement is satisfactory, please sign in the space provided below and return one copy to my attention at Kelly Landscape Architects, llc.

Sincerely,


Chuck Kelly, fl
Kelly Landscape Architects, LLC

The City of Montevallo

Name: _____

Title: _____

Date: _____

Attachments

cak/CK

Kelly Landscape Architects, LLC.

Standard Reimbursable Expenses / Charges Schedule- effective June 1, 2013

Automobile mileage rate	.60 cents/mile
Faxes	\$1.00 per page
8 ½ "x 11" Copies/Impression	\$0.10/page
Reproducible Copies (Mylar)	At cost
Reproducible Copies (Paper)	At cost
Long Distance Phone Calls	no chg.
Meals and Lodging	At cost
Cellular Phone Calls	no chg.
Delivery Services via Courier	At cost

Printing & Plotting Charges:

Monochrome:	Bond Plot:	Mylar Plots:	<u>Bond Print*:</u>
34" x 44"	\$6.00	\$36.00	\$1.35
30" x 42"	\$5.00	\$30.00	\$1.25
24" x 36"	\$4.00	\$16.00	\$0.90
Half Size	\$2.50	\$12.00	\$0.60
3/4E Size	\$5.00	---	\$1.00
11" x 17" B/W	\$0.25	---	---
8 1/2 "x 11" B/W	\$0.10	---	---
Color	Bond Plot		Bond Print
8 1/2" x 11" Color	\$1.00		\$0.50
11" x17" Color	\$2.00		\$1.00
 Large Format			
Color Presentation	\$ 5.00 / sq.ft.		at cost plus

All other reimbursable expenses At cost

*Large quantity Bond printing is outsourced at cost plus mark up.

Std. Reimbursable Expenses.doc.

Estimate of Cost

Item Task Description	Qty	Units	Unit Price	Subtotal	Category Subtotal
A. Paving and concrete walks					
1. New concrete walk, 10' w.	1	LS	\$2,000	\$ 2,000.00	
2. New concrete walk, 10' w.	1	LS	\$2,000	\$ 2,000.00	
3. New concrete walk, 8' w.	1	LS	\$1,500	\$ 1,500.00	
4. New concrete walk, 8' w.	1	LS	\$1,500	\$ 1,500.00	
5. New concrete paving, Infill of open spcs.	1	LS	\$4,500	\$ 4,500.00	
6. New concrete paving, infill of open spcs.	1	LS	\$3,500	\$ 3,500.00	
7. Soil backfill	100	cy	\$15	\$ 1,500.00	
8. New sod along edge to support edge	300	sy	\$4	\$ 1,200.00	
9. "One Step" handrails/loops & Yellow stripe	12	ea	\$300	\$ 3,600.00	
Subtotal					\$ 17,700.00
B. Turf Grass					
1. Soil backfill	100	cy	\$15	\$ 1,500.00	
2. New Sod	400	sy	\$4	\$ 1,600.00	
3. Aerator, tractor pull behind, 48-60" width	1	LS	\$2,200	\$ 2,200.00	
4. Grading to establish drainage, spot spec.	1	LS	\$1,500	\$ 1,500.00	
Subtotal					\$ 6,800.00
C. Irrigation System					
*** 1. Submersible pump system, 2 hp, 2" mainline	1	LS	\$9,000	\$ 9,000.00	
2. Field 2 system, 5 zones	1	LS	\$7,000	\$ 7,000.00	
3. Field 3 system, 5 zones	1	LS	\$7,000	\$ 7,000.00	
4. Field 4 system, 5 zones	1	LS	\$7,000	\$ 7,000.00	
5. Field 5 system, 4 zones	1	LS	\$5,000	\$ 5,000.00	
Subtotal					\$ 35,000.00
D. Concession Building & Restrooms					
1. New tile flooring, W & M,(2)12 X 20'	500	sf	\$18	\$ 9,000.00	
2. New ADA partitions, w/ HC grab bars	1	LS	\$9,000	\$ 9,000.00	
3. Standing seam canopy roof, four sides(allow)	1	LS	\$16,000	\$ 16,000.00	
Subtotal					\$ 34,000.00
E. Middle School 300 foot field(Field 1)					
1. Sandy topsoil fill at second base	24	cy	\$25	\$ 600.00	

2. Bermuda sod	200	sy	\$4	\$ 800.00
3. Irrigation system, 7-8 zones, Falcon heads	1	LS	\$9,000	\$ 9,000.00
4. reshape turf in-field area	720	LF	\$2	\$ 1,440.00
Subtotal				\$ 11,840.00
F. Trees around concession Bldg.				
1. New Paver grates for trees	10	ea	\$400	\$ 4,000.00
2. Paver grate, 5' square	10	ea	\$750	\$ 7,500.00
3. Replace existing Pear trees, tent. 3" Elms	10	ea	\$350	\$ 3,500.00
Subtotal				\$ 11,500.00
G. Score keeper Box/Platform (5)				
1. Treated Pine covered deck, w/ tin roof	5	LS	\$800	\$ 4,000.00
2. Misc. wiring to PA system	5	LS	\$500	\$ 2,500.00
Subtotal				\$ 6,500.00
H . Parking Lot Paving and delineation				
1. Grade and blend in finer stone into base	5	acre	\$1,500	\$ 7,500.00
2. Space markers for organizing,	60	each	\$15	\$ 900.00
3. New Shade Trees, 3" caliper	30	each	\$350	\$ 10,500.00
4. Split rail fencing, two rails, to direct	500	LF	\$15	\$ 7,500.00
Subtotal				\$ 26,400.00
TOTAL :				\$ 149,740.00
Contingency (10 %)				\$ 14,974.00
GRAND TOTAL :				\$ 164,714.00

Proposed 2013-1014 Budget

The Mayor reviewed the following budget recommendation with the council:

We received late word from the State Employee's Insurance Board notifying us that the cost of our healthcare insurance will increase by 5% in the next calendar year. We currently pay for healthcare in the following depts: Clerk, City Hall, Police, Street, Leaf & Limb, Park and Library. Since the increase is based on a calendar year vs fiscal year, our actual increase for the fiscal year will only be 3.8%. A 3.8% increase above what we currently have budgeted would cost us an additional \$8,042.10, after adjusting for our unallocated reserve / positive ending balance.

Assuming the City intends to absorb the entire cost of this increase, which I recommend in light of the fact we are not able to offer a COLA this coming year, I requested we try to reduce each of our affected departments' budgets by the amount of the increase in each department. This required the following minimum reductions for the departments listed below:

<i>Clerk</i>	<i>\$301.80</i>
<i>City Hall</i>	<i>\$827.80</i>
<i>Police</i>	<i>\$4,432.50</i>
<i>Street</i>	<i>\$1,900</i>

Leaf & Limb	\$494
Park	\$361
Library	\$133

As a result, the attached revised budget is slightly different than the one distributed during the Finance Committee meeting. However, as pointed out before, the following proposed budget for 2013-2014 reflects our discussions with our department heads. Due to our strengthening revenues, we were able to accommodate the vast majority of each of our departments' operating requests. Their capital requests can be found in the city's capital reserve budget.

As summarized in the following proposed Budget Resolution, our anticipated General Fund revenues for the year total \$4,058,087 – up \$165,787 over the current year. (No change from earlier version.) This projected increase is primarily the result of improved revenues from Sales Tax, Property Tax and Business Licenses. Expenditures for the General Fund are projected to be \$4,057,897- up \$181,147 over this fiscal year. You will note, as well, that we now project a positive, unallocated ending balance of just \$190.

You will also note a change in City Hall – Contributions as recommended by the Finance Committee. It was recommended that we reduce the amount we contribute to the Sister City Commission from \$2,000 to \$1,000 and take out the amount budgeted as a contribution to MYAA for lights since that actually is handled under a different line-item. The \$2,000 in savings, more or less, was then divided equally among the schools bringing our contribution to each school up to \$1,150.

Unfortunately, while this proposed budget should adequately address all of our operating needs, it does not allow for cost-of-living wage increases in the coming year. However, as our economy continues to improve, our hope is we will be able to make a substantial COLA part of the following year's budget.

Therefore, I hereby recommend the following:

RESOLUTION NO. _____
A RESOLUTION OF THE CITY OF MONTEVALLO, ALABAMA
ADOPTING ITS 2013-2014 FISCAL BUDGETS

Whereas, Generally Accepted Accounting Policies and Procedures recommend municipalities approve an annual financial budget;

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

- 1. The Council hereby adopts the following:*

2014 GENERAL FUND BUDGET

REVENUES:	\$3,871,087
<i>Trans from Court (fines)</i>	<i>112,000</i>

<i>Trans from Court (restitution)</i>	<u>75,000</u>
TOTAL REVENUE	\$4,058,087

EXPENDITURES:

<i>Beautification -</i>	\$ 3,000
<i>Historical Commission -</i>	1,000
<i>City Judge -</i>	18,533
<i>City Prosecutor -</i>	11,583
<i>Mayor's Office -</i>	11,909
<i>Clerk's Office -</i>	73,472
<i>City Council -</i>	5,750
<i>Revenue Officer -</i>	7,450
<i>Elections -</i>	0
<i>Economic Development -</i>	27,880
<i>City Hall – General Operations</i>	412,260
<i>City Shop -</i>	17,250
<i>Police -</i>	1,317,531
<i>Fire & Rescue -</i>	229,500
<i>Cemetery -</i>	72,625
<i>Building Inspector -</i>	0
<i>Fire Inspector -</i>	42,290
<i>Streets & Roads -</i>	493,443
<i>Leaf & Limb -</i>	95,514
<i>Sanitation -</i>	201,220
<i>Animal Control -</i>	25,225
<i>Aging Program -</i>	29,970
<i>Parks & Recreation -</i>	147,486
<i>Community Band -</i>	500
<i>Recycling Center</i>	13,225
<i>90% of 1 Cent Expense (MDCD)</i>	457,199
<i>10% of 1 Cent Expense</i>	50,799
<i>Fire Truck Lease Repayment</i>	54,654
<i>Library Loan Repayment</i>	70,776
<i>Transfer to Library -</i>	<u>168,854</u>
TOTAL EXPENDITURES	\$4,057,897

REVENUES OVER

EXPENDITURES	\$ 190
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4/5 CENT GAS EXCISE TAX FUND

REVENUES	\$ 11,462
EXPENDITURES	<u>11,000</u>
REVENUES OVER	
EXPENDITURES	\$ 462

2 & 7 CENT GAS EXCISE TAX FUND

REVENUES	\$ 14,148
EXPENDITURES	<u>10,387</u>
REVENUES OVER	
EXPENDITURES	\$ 3,761

COURT

REVENUES	\$ 470,150
EXPENDITURES	<u>468,452</u>
REVENUES OVER	
EXPENDITURES	\$ 1,698

FORFEITURE FUND

REVENUES	\$ 0
EXPENDITURES	<u>0</u>
REVENUES OVER	
EXPENDITURES	\$ 0

CAPITAL IMPROVEMENT FUND

REVENUES	\$ 34,297
EXPENDITURES	<u>0</u>
REVENUES OVER	
EXPENDITURES	\$ 34,297

LIBRARY FUND

REVENUES	\$ 188,854
EXPENDITURES	<u>188,854</u>
REVENUES OVER	
EXPENDITURES	\$ 0

MONTEVALLO RESERVE FUND

REVENUE

Library Debt Payments	\$ 70,776
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<i>Fire Truck Lease Payments</i>	54,654
<i>10% of 1 Cent Tax</i>	50,799
<i>90% of 1 Cent Tax</i>	<u>457,199</u>
<i>TOTAL</i>	\$633,429

EXPENDITURES

<i>Fire Truck Refinance</i>	\$ 42,500
<i>MDCD</i>	457,199
<i>City Hall – IT</i>	20,000
<i>Recycling Center Landscaping</i>	3,400
<i>Police - Vehicles</i>	33,000
<i>Fire Dept – SCBA (4)</i>	20,000
<i>Fire Dept – Zoll Monitor Replacement</i>	30,000
<i>Fire Dept – Flat-bed for old R-21</i>	3,000
<i>Fire Inspector Capital</i>	500
<i>Street - Vehicle</i>	11,000
<i>Street Mower</i>	<u>9,000</u>
<i>TOTAL</i>	\$ 629,599
<i>UNALLOCATED</i>	\$ 3,830

ADOPTED AND APPROVED THIS _____ DAY OF SEPTEMBER, 2013.

Mayor

ATTEST:

City Clerk

Council Member Hughes said he appreciated the department heads were given input in the process.

Mayor Cost noted that at the urging of Council Member Hughes we were able to increase our contributions to our local schools up from \$500 to \$1,050 this year.

Council Member Woodham made a motion to approve the budget as recommended. Council Member Hughes seconded. ALL AYES . . . MOTION APPROVED.

RESOLUTION NO. 09092013-400
A RESOLUTION OF THE CITY OF MONTEVALLO, ALABAMA
ADOPTING ITS 2013-2014 FISCAL BUDGETS

Whereas, Generally Accepted Accounting Policies and Procedures recommend municipalities approve an annual financial budget;

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

2. The Council hereby adopts the following:

2014 GENERAL FUND BUDGET

REVENUES:	\$3,871,087
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Trans from Court (restitution)	<u>75,000</u>
TOTAL REVENUE	\$4,058,087

EXPENDITURES:	
Beautification -	\$ 3,000
Historical Commission -	1,000
City Judge -	18,533
City Prosecutor -	11,583
Mayor's Office -	11,909
Clerk's Office -	73,472
City Council -	5,750
Revenue Officer -	7,450
Elections -	0
Economic Development -	27,880
City Hall – General Operations	412,260
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Streets & Roads -	493,443
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Fire Truck Lease Repayment	54,654
Library Loan Repayment	70,776
Transfer to Library -	<u>168,854</u>
TOTAL EXPENDITURES	\$4,057,897

REVENUES OVER
EXPENDITURES \$ 190

4/5 CENT GAS EXCISE TAX FUND

REVENUES	\$ 11,462
EXPENDITURES	<u>11,000</u>
REVENUES OVER EXPENDITURES	\$ 462

2 & 7 CENT GAS EXCISE TAX FUND

REVENUES	\$ 14,148
EXPENDITURES	<u>10,387</u>
REVENUES OVER EXPENDITURES	\$ 3,761

COURT

REVENUES	\$ 470,150
EXPENDITURES	<u>468,452</u>
REVENUES OVER EXPENDITURES	\$ 1,698

FORFEITURE FUND

REVENUES	\$ 0
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EXPENDITURES	_____	0
REVENUES OVER		
EXPENDITURES	\$	0

CAPITAL IMPROVEMENT FUND

REVENUES	\$	34,297
EXPENDITURES	_____	0
REVENUES OVER		
EXPENDITURES	\$	34,297

LIBRARY FUND

REVENUES	\$	188,854
EXPENDITURES	_____	188,854
REVENUES OVER		
EXPENDITURES	\$	0

MONTEVALLO RESERVE FUND

REVENUE

Library Debt Payments	\$	70,776
Fire Truck Lease Payments		54,654
10% of 1 Cent Tax		50,799
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TOTAL		\$633,429

EXPENDITURES

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Police - Vehicles	33,000
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Fire Dept – Zoll Monitor Replacement	30,000
Fire Dept – Flat-bed for old R-21	3,000
Fire Inspector Capital	500
Street - Vehicle	11,000
Street Mower	<u>9,000</u>
TOTAL	\$ 629,599
UNALLOCATED	\$ 3,830

ADOPTED AND APPROVED THIS 9th DAY OF SEPTEMBER, 2013.

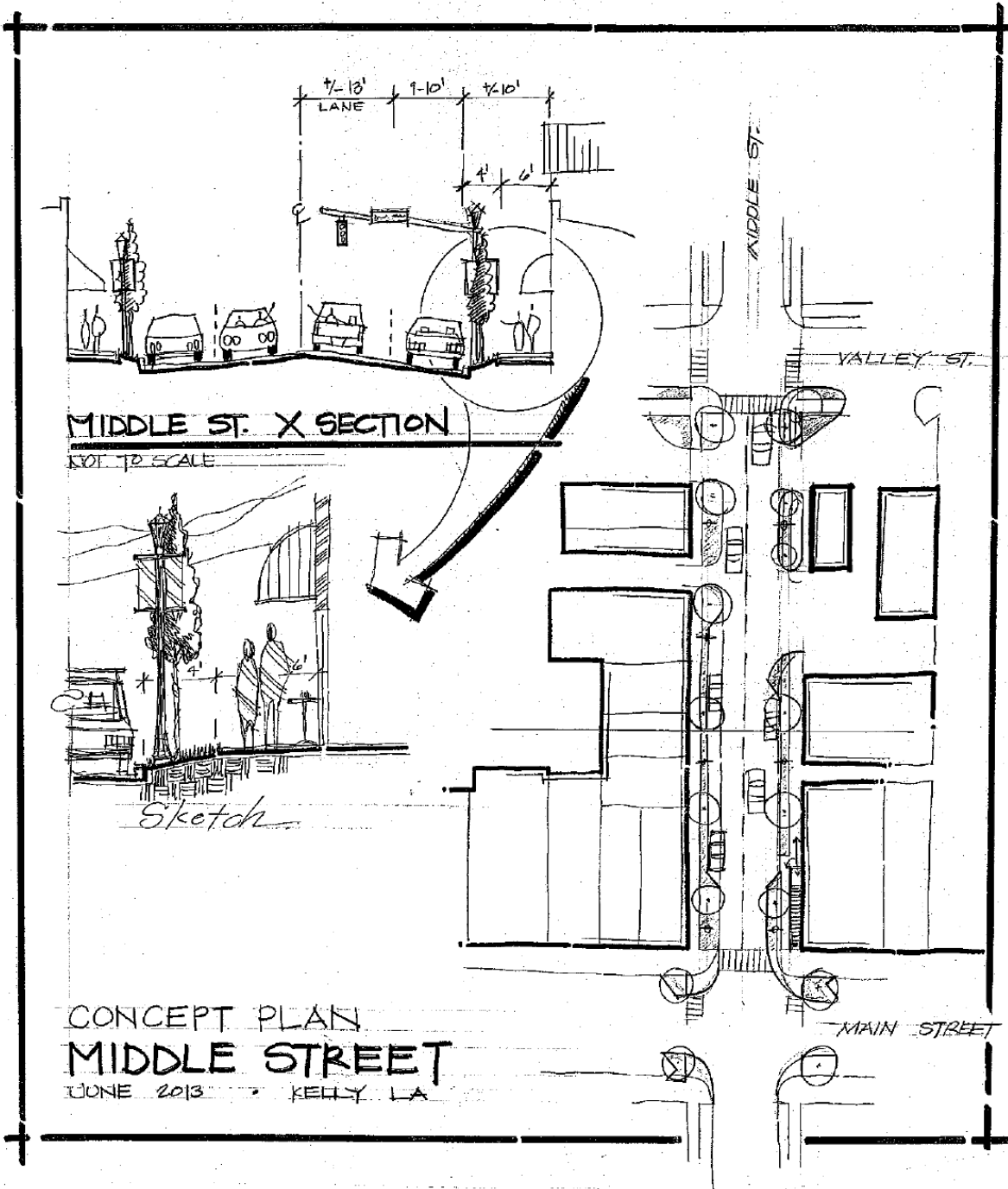
Mayor

ATTEST:

City Clerk

Old Business:

Middle St Project – Mayor Cost explained that ALDOT expects to pave 100 feet down Middle Street as part of the Main Street Revitalization Project. As such, she suggested it would be the ideal time to make a few other improvements to the section of Middle Street from Main to Valley as depicted in the architect’s rendering below. As also noted in the following, Mr. Kelly estimates the cost of the additional improvements would be around \$100,000.



From: Chuck Kelly [mailto:chuck@kelly-la.com]
Sent: Monday, July 08, 2013 11:04 AM
To: Herman Lehman
Subject: RE: Contract

Herman:

I estimated the cost to do the construction work to be a minimum of \$ 79,000 to as much as \$ 90,000. Our design fees would be approximately \$ 9,000. Additionally, a survey will be needed and it will likely be around \$ 2,500-4,000. I could add that to our fees or as an expense if the city prefers.

Chuck

Council Member Hughes asked if the merchants along that section of Middle St had been contacted regarding this proposal. The Mayor informed the Council that the idea for these improvements actually came from suggestions made by several of these very merchants. However, as with the Main Street project, before any plans would be finalized, we would meet with all of the merchants to share our proposals and solicit their input. As far as paying for the additional improvements is concerned, the Mayor said she has approached Trustmark about the possibility of increasing our MDCD loan to the full \$5 million initially approved by the council.

Council Member Nix suggested we make certain whatever trees we plan to plant are recommended by the Arbor Board.

Council Member Goldsmith asked about parking. The Mayor said we believe we can actually increase the number of spaces on that block.

Council Member Woodham pointed out she is most concerned with our ability to fully fund our proposed City Hall improvements.

Council Member Hughes said we need a clear understanding of the costs involved. The Mayor said she felt the estimate provided by Mr. Kelly was reasonable and that it should cost more than \$100,000 - \$150,000. However, she said we will continue to work on this proposal. **NO VOTE WAS PROPOSED OR TAKEN.**

Board Appointments

Mayor Cost said she hoped to have a nomination to the ValloCycle Board at the next meeting. As far as the Water & Sewer Board is concerned, she recommended the council appoint Council Member Dee Woodham to the Board. Council Member Hughes made a motion to appoint Dee Woodham to the Water & Sewer Board. Council Member Nix seconded. Council Member Woodham abstained. **ALL OTHERS VOTED AYE . . . MOTION APPROVED.**

Council Member Hughes noted that the Water Board meets during the day, during a time most people are working and can't attend. Council Member Nix said one meeting per quarter is in the evening. Council Member Hughes said he would like to see that changed. Also, he suggested that the public should have the right to have access to the contact information (phone numbers, etc) of the manager and board members at the utility.

Other Business: NONE

Citizen Participation

In response to a question regarding the status of clearing the fallen trees off the Shoal Creek dam, Council Member Nix said the Water Board has cleared some away but more have washed down. Mayor Cost asked Kirk Hamby to work with the Water Board to get that situation resolved. Mr. Hamby said he has offered to help the Water Board in that effort.

Julie Smitherman asked about the timeline on the Main Street Revitalization Project. Mayor

Cost said ALDOT is still in the process of performing its engineering work and that we will meet with property and business owners in small groups as soon as we have the proposed plans to \ show them. As of yet, we do not have any preliminary drawings.

Council Member Woodham requested that Terry Acuff provide the council with an update on the Dailey Park project at the next meeting. Council Member Hughes said he would be interested to see a timeline on that project, as well.

Ralph Towner asked about the answers to the questions from the public hearing. The Mayor said the answers were posted on our website and on the front door of City Hall. She then proceeded to read the questions and responses as included in the Minutes of the Public Hearing:

QUESTIONS FROM THE PUBLIC HEARING:

Which other municipalities in the state use the code? *Among many others, Mobile, Vestavia, Tuscaloosa, Decatur, Phenix City, Huntsville, Monroeville, Athens, Sylacauga, Anniston, Hoover and Madison have adopted the International Property Maintenance Code.*

How does UM fit into this? *UM had nothing to do with this proposed ordinance.*

What are the qualifications of the proposed Code Official? Who will it be? What makes him qualified to determine what is or isn't up to code? *A Code Official as defined by this proposed ordinance has not been selected. The Official would need to be highly versed and experienced with building codes of all types. It would not be our current Code Enforcement Officer.*

Where did the need for these additional codes come from? Who originated it and what is their goal? *The need to strengthen our code was identified by our municipal judge and city attorney as we endeavored to enforce particular sections of our existing "eyesore" code. The language of our existing code was deemed too subjective to be adequately enforced. The goal was to have a code that was clear and enforceable inn an effort to protect the health, safety, welfare and property values of all of our citizens.*

Will the city receive any benefits from the federal government in exchange for adopting this code? *NO*

Does the code solely target rental properties or will it apply to all property types? *ALL*

Is UM exempt from this proposed code? *YES. They are exempt from all of our building-related codes per state law.*

Why are we giving away our softball field to UM? *We are not. We are leasing the field closest to Island St to UM for use as their girls' softball stadium. The improvements made to the field by UM and Shelby County will be ours to enjoy after the lease ends. The lease of the field has been*

coordinated with our local schools and youth leagues and will not adversely impact our ability to host games in Montevallo.

How much money did the city pay for the use of this proposed code? \$79

How will the code official be paid? How will his performance be evaluated? How can he be removed? *The Code Official would be appointed by the city council. Their pay would not be performance based and they would be subject to termination under the same terms and conditions as any employee or contractor for the city.*

Will the city profit from the adoption of this code? *NO Paying for the cost of enforcement would exceed the potential revenue generated from any contemplated inspection fees.*

When will the next meeting be to discuss this proposed code? *NEVER. Based on the input the council received at the Public Hearing on August 26th, it is clear the proposed code is not a fit for Montevallo.*

Council Member Hughes reminded everyone we have existing codes which can still be enforced.

Treasure Ingles Thompson criticized the council for inadequately notifying the public about the previous public hearing, suggesting it should also have been included on the new electronic message board. Council Member Nix countered that her criticism was unfounded and that the hearing was extremely well advertised, and was even included on everyone's water bill.

Mayor said she will work to see what changes need to be made to the codes we have in order to make them stronger and more beneficial to our city. She said she will work with our city attorney, code enforcement officer, building officials, etc to come up with a recommendation. Then, she will appoint an ad hoc citizen's committee to review the proposal and make their recommendations.

Ms. Smitherman said she is a local business owner and property owner and would be happy to serve on that committee. Council Member Hughes cautioned that the Mayor needs to include more than just business owners on the committee. It needs to be representative of all Montevallo. The Mayor assured everyone the committee will have broad representation.

Veronicas Bailey asked if the people of Aldrich and Almont would be included. The Mayor noted that Almont is not in Montevallo. You will need to be a part of Montevallo in order to be considered for participation.

H.G. McGaughy suggested we look into the possibility of removing two stop signs along King Street. Mayor Cost asked Chief Littleton and Mr. Hamby to investigate that possibility.

Council Member Nix asked Mr. Hamby if we had heard anything back from Shelby County regarding the cutting of the King Street and CR 15 intersection. Mr. Hamby said the work is on their schedule, but is not sure when they plan to get to it.

There being no other business before the council, Council Member Nix made a motion to adjourn. Council Member Woodham seconded. ALL AYES . . . MOTION APPROVED. Meeting was adjourned at 7:10 p.m.

Submitted by:

Herman Lehman
City Clerk

Adjourn