

Montevallo City Council Work Session
June 2, 2014
5:30 p.m. at City Hall
(Rescheduled from May 26th Due to Memorial Day Holiday)

Montevallo City Council Meeting
June 2, 2014
6:00 p.m. at City Hall

Pledge of Allegiance

Meeting Call to Order

Approval and/or corrections of the minutes – 5/12/14 & 5/15/14 (Special Meeting)

Student Recognitions / Awards

Opportunities for citizens to speak to the Council

Committee Reports and Consideration of Bills:

- **Public Health & Safety** (Police, Fire, Code Enforcement, Housing Abatement)–
- **Sustainability** (Streets & Sanitation, Recycling, Arbor & Beautification, ValloCycle, Environmental Preservation Initiatives) –
- **Recreation, Preservation and Community Development** (Parks & recreation, Golf Course, Youth Athletics, Trails, Historical Commission, Planning & Zoning, Annexations) –
- **Education, Arts & Outreach** (Schools, UM, Boys & Girls Club, Library, American Village, Sister City Commission, Artwalk, Middle School Grant) –
- **Finance, Economic Development & Tourism** (Finance, MDCD, IDB, Chamber) –

Consent Agenda:

New Business:

- Approval of Montevallo First Baptist Church Site Plan
- Pressure Wash Tennis Courts - \$950 (City Reserve Fund)
- MDCD Memorandum of Understanding
- Ordinance Authorizing Mayor to Execute a Warranty Deed and Easement – Safe Routes to Schools Project (Suspend the Rules & Leave the Regular Order of Business)
- Purchase of Police Patrol Car - \$32,000; Amend Budget decreasing Police Salary & Wages (10.4210.80010) by \$32,000 and increasing Machinery & Equipment \$32,000.\
- Heart Monitor Proposal
- Medical Waste Removal Contract

Old Business:

- Recommendation to change the name of North Boundary to reflect new purpose. Suggestions :
“Montevallo Way, University Boulevard, Montevallo Street, The Promenade, University Park Drive”
- Wayfinding Project

Board Appointments:

Other Business

Citizen Participation

Adjourn

**Montevallo City Council Work Session
June 2, 2014
5:30 p.m. at City Hall**

Minutes – Work Session

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

Mayor Hollie C. Cost called the work session to order at 5:30 p.m.

(Council Member Dee Woodham arrived at 5:50 p.m.)

The council discussed adding the following items to the CONSENT AGENDA:

First Baptist Church Site Plan

Herman Lehman reported that everyone on Council has reviewed the site plan and recommends to approve. It's basically paving the existing parking lot due to people tripping on the gravel. They will not be adding any new entrances or exits. Sharman Brooks took it through the steps so we will be in accordance with our regulations. Of course, our Engineer will be involved to confirm everything is done according the specs.

Pressure Wash Tennis Courts

Mayor Cost reported that the tennis courts really need to be revamped but, at this time, recommends that the City Council approve the company to proceed with pressure washing the tennis courts. This has already been reviewed and approved by the Finance Committee.

MDCD Memorandum of Understanding

Herman Lehman reported that we are formalizing how we will work together on the downtown revitalization project. The MOU lays out the various responsibilities of the MDCD and the City related to the project.

Memorandum of Agreement (MOA)

April 28, 2014

- 1. PARTIES.** This Memorandum of Agreement (hereinafter referred to as "**MOA**") is entered into between the City of Montevallo, Alabama (**City**) and the Montevallo Development Cooperative District (**District**).
- 2. PURPOSE.** The district having been formed for the purpose of promoting economic development, tourism, education, recreation, the arts, historic preservation, livability and a healthy and active lifestyle in the Montevallo, Alabama area, has identified various capital improvement projects to be undertaken. In order to provide its share of the costs the City has agreed to assign to the District 90% of the proceeds of a one percent increase in the sales and use tax levied and adopted by the City (**Dedicated Tax**) on September 26, 2011. In order to finance the City's portion of the costs of the improvements pending receipt of the proceeds of the Dedicated Tax, the District secured a loan from Trustmark National Bank in the amount of \$5,000,000. As defined in the Project Development Agreement between the City and the District, the Schedule of Improvements Bond amount for "Main Street Improvements" project (**Project**) is \$535,000 being allocated for grant matching funds and engineering and design fees. The ALDOT/Federal grant for the Main Street Improvements project having been awarded to and to be administered by the City, it is desired by the Parties that the MDCD Bond amount allocated for the project be transferred to the City. The purpose of this MOA is to define the responsibilities of the Parties in the transfer of funds from the District to the City.
- 3. RESPONSIBILITIES.** The City will open a checking account solely dedicated to payment of grant matching funds and other approved project expenses. The District will transfer the allocated loan fund balance less previous payments made for engineering expenses for the Project.

As the Project proceeds the District's designated Project Manager will periodically approve invoices for payment for Project services. The approved invoices and support documentation will be forwarded to MDCD accountant for final District approval and submission to City for payment. The City will issue payment for services approved by the District within 7 days of approved invoice.

The City will maintain checking account balance for review by the District and for examination as applicable by law. The City will provide the District the account balance and list of transactions for the previous month on an ongoing monthly basis.

4. SIGNATURES. In witness whereof, the parties to this MOA through their duly authorized representatives have executed this MOA on the dates indicated below and certify that they agree to the terms and conditions of this MOA.

City of Montevallo, Alabama

By: _____
Mayor Cost

Date: _____

**The Montevallo Development
Cooperative District**

By: _____
Denise Woodham, Chairwoman

Date: _____

Ordinance Authorizing Mayor to Execute a Warranty Deed and Easement – Safe Routes to Schools Project

Herman Lehman reported that we are getting close to getting bids on this, but all involved have to provide deeds to ALDOT so that ALDOT can go ahead and start the work. This is an Ordinance and will have to be voted on outside regular order of business.

Purchase of Police Patrol Car

Mayor Cost reported that the Finance Committee made a recommendation to purchase the police patrol car using \$32,000 from police salaries. This too, was recommended by the Finance Committee.

Heart Monitor Proposal

Mayor Cost reported that the Finance Committee made a recommendation to purchase the Heart Monitors. We have three (3) heart monitors that need to be replaced. Chief Bill Reid stated that the funds have been allotted to purchase one and the two companies that we are dealing with will lease us all three for a period of three years at approximately of \$30,000 per year. After the three years is complete, they become the property of the Fire Department. This allows us to purchase the three monitors at one time. This will fall under the City Capital Reserves.

Medical Waste Removal Contract

Mayor Cost stated that we have found a way to save a lot of money through the new contract but we will have to buy out the current contract. Herman Lehman said that he spoke with the City Attorney and he said that there is a buyout and there is no reason not to proceed. Chief Reid explained that this year we should break even but in the next year we should see a savings of a little bit over \$4,000 per year.

Mayor Cost’s recommended the council consider all of these items under the Consent Agenda with the exception of the Ordinance.

OLD BUSINESS

Recommendation to change the name of North Boundary to reflect new purpose. Suggestions: “Montevallo Way, University Boulevard, Montevallo Street ,The Promenade, University Park Drive”

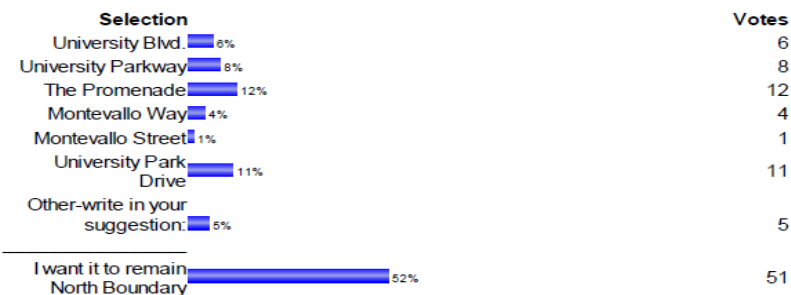
According to the Poll results and citizen participation, the majority of the vote was to leave the street named North Boundary. No vote is required on this and the street remains North Boundary.

Poll Results

Want your own free poll? Just type a question here.



Please select your preference regarding re-naming North Boundary Street



98 total

[pollcode.com free polls](http://pollcode.com/free-polls)

[cityofmontevallo]

Share

Wayfinding Project

Mayor Cost stated that this is an ongoing project and we should have an update by the next Council Meeting.

BOARD APPOINTMENTS

Mayor Cost said that we have been given a recommendation for a board appointment by Ed Davis. He is recommending that Mr. Joe Orticke fill the position vacated by Leon Davis. Council Members agreed to put this on the Consent Agenda to vote on. Kirk Hamby raised the question if a City Employee can be on the Board. Mayor Cost said that she would check into this to verify the regulations.

Herman Lehman

From: Ed Davis <ed8802@msn.com>
Sent: Monday, June 02, 2014 12:06 PM
To: Herman Lehman
Cc: mspearslaw@bellsouth.net
Subject: Board Appointment

Herman,
The Montevallo Golf Club Board recently unanimously approved Joe Orticke, a resident of Montevallo, to fill the position vacated on the Board by Leon Davis. Therefore, the Board has requested the approval of this appointment by the City Council at the next meeting.

Thank you,
Ed Davis, PGA

COMMITTEE REPORTS AND CONSIDERATION OF BILLS:

Public Health & Safety (Police, Fire, Code Enforcement, Housing Abatement)- Council Member Willie Goldsmith

Chief Jeremy Littleton – Montevallo Police Department - gave his report

Council Meeting June 2, 2014

Total Cases	44
Traffic Accidents	24
Total Arrest	8
Assaults	2
Burglaries	1
Auto Burglaries	2
Domestics	8
Fraud/Forgery	2

Thefts	6
School Patrols	60
Zone Checks	685

School Report

Reports	1
---------	---

I am requesting approval to transfer \$815.10 from the forfeiture fund to pay for 10 body cameras ordered for patrol officers.

Herman Lehman confirmed that the purchase of the body cameras should be added to the Consent Agenda for council approval.

Chief Bill Reid – Montevallo Fire Department – gave his report
 Chief Reid will provide a Monthly report at the next Council Meeting scheduled for June 9, 2014.

Sustainability (Streets & Sanitation, Recycling, Arbor & Beautification, ValloCycle, Environmental Preservation Initiatives)- Council Member Don Hughes - Absent

Herman Lehman related a request that we should get a bid for the restrooms at the Park & Recreation Building. They need to be handicap accessible and fixed up. He stated that Council Member Hughes requested that the council members authorize going out to bid to formalize the process. Mayor Cost called on Kirk Hamby for an update on this. Mr. Hamby stated that both the men and women’s restrooms are so narrow that they would become one and that an additional restroom would have to be added. Herman Lehman stated this will have to be designed and recommended to have the architects provide us with a design and price to make these changes. This was placed on next week’s Agenda for follow up.

Recreation Preservation and Community Development (Parks & Recreation, Golf Course, Youth Athletics, Trails, Historical Commission, Planning & Zoning, Annexations)-Council Member Nix – Absent

Mayor Cost read report provided by Ed Davis Golf Pro & Manager.

Report as of May 31,2014

We finished high school and middle school seasons recently as well as our PGA golf academy for the Boys and Girls Club of Montevallo. We have two junior golf camps being offered this summer, one in June and one in July. These are 4 day golf camps from 8:30-11:30 Tuesday-Friday.

So far through the first 8 months, revenues from Cart/G.fees, Cart House rentals, Driving Range, Initiation fees, beer sales, and Membership fees have decrease by \$534 while expenses have decreased by \$10133 for a net gain of \$9599 over last year.

Net gain over last year \$9599#####

1. Payroll for October-May totaled \$113,705 YTD to \$118,742 in 2013, a decrease in payroll of \$5037, or a reduction of payroll of 4.3% this year over last year. This also includes an increase in insurance from \$763 to \$1280, so we start off each month \$517 behind. If you take insurance out of the equation, we have reduced payroll right at 10%. The Golf Board is pleased with these efforts in controlling payroll.
2. So far this year Montevallo Golf Club has written checks to the City of Montevallo totaling \$114,846 compared to payroll expenses of \$113,705, and thus reducing the amount owed to the City of Montevallo by approximately **\$1100** through the end of May.
3. We have done 7873 rounds so far this year with 3630 of those rounds coming from Members.

Ed Davis-PGA
Golf Department

Herman Lehman reported that he spoke with the surveyor regarding the cemetery. He has completed the survey. He is working with Mr. Richard Brown to finalize things. Once Mr. Brown is in agreement, then they will bring a copy of it to the City. The block will be re-subdivided. Part of the cemetery already belongs to the City. The portion that belongs to Mr. Brown will be deeded over to the City. He is the only owner of record and the surveyor thinks this should be sufficient.

Education, Arts & Outreach (Schools, UM, Boys & Girls Club, Library, American Village, Sister City Commission, Artwalk, Middle School Grant)-Council Member Sharon Gilbert.

The Sister City Commission met on May 27, 2014 but Council Member Gilbert was not able to attend this meeting. They were going to meet with perspective students and their parents. Mayor Cost gave an overview regarding Sister City meeting. Perspective students were interviewed and were taken out dinner to see how they responded

to eating unique foods. They were brave, go getters, and very excited about it. Parents will be contacted to inform them which students have been selected to go on the trip.

Mayor Cost said that the Mural Camp started today, June 2, 2014, elementary, middle and high school students in conjunction with University students from Collin Williams's class. They will be painting a mural on the side of the Subway building. There has been great cooperation from McDonald's, Subway, and CVS will provide donations for this project. The mural is sponsored through a grant from CAWACO. The theme is on the environmental protection and appreciation.

Mayor Cost also reminded everyone that Nature Camp starts next week.

Debby Raymond has received rates for a CD that is up for renewal this week.

Mayor Cost showed the rendition of City Hall proposal from Turner-Batson. They provided us with a budget but there are a few things still to review. The Mayor discussed the floor plan and handed out the copy of proposal/plan for council members and the general public to review. Ideally, we would like to send it out for bid once we have looked at the numbers. We are not going to know the exact numbers on this until we get bids. Once we get the actual bids and architectural drawings are finalized, then it will be brought to the council for final approval.

Finance, Economic Development & Tourism (Finance, MDCC, IDB Chamber)- Council Member Dee Woodham gave her report. She said she had just left the Cooperative District meeting where they discussed the Main Street project. The engineering designs are about 75% complete. ALDOT will have to approve and then it will go out for bids. On the track facility, they are currently performing grading and drainage work. They had a pre-bid meeting on May 29th, 2014. There were six (6) prospective bidders were in attendance. They are scheduling the bid opening for June 12, 2014. With regard to the softball stadium at Orr Park, the lighting contractor is looking to mobilize equipment for June 2, 2014. They will begin grading June 9th, 2014. Orr Park Lighting the lighting contractor is expecting to have equipment in (High School Softball & Baseball fields) the week of June 2, 2014 same as the other lighting. Paving should begin in July. Wiregrass Construction was the winner of the bid. Street signs are about 30% complete related to installation.

Debby Raymond gave her report with regard to the CD that is up for renewal in the amount of \$56,017.86. Ms. Raymond recommended leaving it at Trustmark since it is already there and the rate is just slightly lower than the highest quote we received. .

Montevallo City Council Meeting
June 2, 2014
6:00 p.m. at City Hall

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

Meeting Called to Order - Mayor opened the meeting at 6:00 p.m.

Pledge of Allegiance

Approval and/or corrections of the minutes: (Two sets to approve)

Council Member Goldsmith made a Motion to Approve the Minutes as corrected from the May 12, 2014. Council Member Gilbert seconded. ALL AYES ... MOTION APPROVED

Council Member Goldsmith made a Motion to Approve the Minutes from the Special Called meeting of May 15, 2014. Council Member Gilbert seconded. Council Member Woodham Abstained. ALLOTHERS VOTED AYE ... MOTION APPROVED

Student Recognition / Awards

The following girls participated in the Girls on the Run and were recognized by Mayor Cost:

Bright, Anna
Diego, Araceli
Dutton, Emily
Fox, Reagan
Harris, Taniya
Harris, Tytianna
Headley, Isabelle
Holmes, Camille
Jones, Alyse
Nelson, Jada
Sankey, Kayce R
Williams, Jazmine

Citizen Participation

Mrs. Jacqueline Curtis – resides in Fairview. She presented the following to the council:

Junior City Council member Sam Reese went over all of the accomplishments they have achieved. The Mayor noted the Scout Hut will be receiving a check for \$10,000 from Mr. J. A. Brown to make improvements.

Education, Arts & Outreach (Schools, UM, Boys & Girls Club, Library, American Village, Sister City Commission, Artwalk, Middle School Grant)-Council Member Sharon Gilbert.

Allie Williams gave her report for Parnell Memorial Library

PARNELL MEMORIAL LIBRARY
MONTHLY REPORT
MAY 2014

CIRCULATION:	3598 Items Charged (Decreased by 7% from last year)		
COMPTER USE:	764 users (Decreased by 24%)		
STORYTIME/4:	74 Children		
MOVIES/4:	220 People Attended (Increased by 266%)		
ADULT PROGRAMS/3:	37		
DEPOSITS:	5/2/14	\$67.10	
	5/2/14	\$14.30	
	5/15/14	\$229.74	
	5/20/14	\$346.63	
	5/23/14	\$100.80	
	5/29/14	\$165.32	
	5/22/14	\$3000.00	MMSP
	5/30/14	\$63.50	
	5/30/14	\$11.30	
	Total	\$3998.69	

* We are entering our busiest time of the year. Summer Reading Kickoff is this Thursday at 5 pm, followed by a program at 6. We will have weekly crafts, weekly programs including storytelling, music, food science and a mad scientist. We will also be showing movies.

*Nature Camp starts Sunday with the Parent Welcome meeting. The actual camp starts Monday and goes through Friday, June 9th.

* We are still in desperate need of "garbage" for our crafts. Our wish list is on our facebook page.

Council Member Woodham moved for a Motion to approve the purchase of the chairs out of library's surplus funds, Council Member Sharon Gilbert second. ALL AYES ... MOTION APPROVED

Council Member Goldsmith made a Motion to use \$815.10 from forfeiture for the purchase of the Body Camera's for the police department. Council Member Woodham seconded. ALL AYES ... MOTION APPROVED

CONSENT AGENDA

Herman Lehman reviewed the Consent Agenda and all that is included for a Motion of Approval. Under the Consent Agenda will be the Approval of:

- 1) The First Baptist Church Site Plan
- 2) Approval for pressure washing the Tennis Courts \$950 that will come from the City Reserve Fund
- 3) Approval of the MDCD MOU (Memorandum of Understanding),
- 4) Approval of the \$32,000 Amendment to the Budget decreasing Police Salary & Wages and increasing Machinery & Equipment by \$32,000,
- 5) Approval of the Heart Monitor Proposal which will be \$30,000 coming from City Reserve Fund for the next three (3) years to pay for the lease of the three (3) monitors,
- 6) Approval of the Waste Removal Contract which will involve cancelling of the existing contract and signing of the new contract.

Mayor Cost called for a Motion to Approve the Consent Agenda. Council Member Woodham moved to approve the Motion for Consent Agenda, Council Member Gilbert second. ALL AYES ... MOTION APPROVED.

NEW BUSINESS

Ordinance authorizing the Mayor to Execute a Warranty Deed and Easement. This is a Safe Routes to Schools Project. Council Member Goldsmith made as motion to Suspend the Rules and Leave the Regular Order of Business. Council Member Gilbert seconded. Mayor Cost, Council Member Goldsmith, Council Member Gilbert and Council Member Woodham VOTED AYE ... MOTION APPROVED.

Council Member Woodham made a motion to authorize the Mayor to execute the Safe Routes to Schools Warrant Deed and Easement. Council Member Goldsmith seconded. Mayor Cost, Council Member Goldsmith, Council Member Gilbert and Council Member Woodham VOTED AYE ... MOTION APPROVED.

THIS INSTRUMENT PREPARED BY
ENGINEERING DESIGN TECHNOLOGIES INC.
215 19TH STREET NORTH
BIRMINGHAM, AL 35203

STATE OF ALABAMA

PROJECT NO. SRTS-SR13(905)

COUNTY OF SHELBY

CPMS PROJ. NO. 100042513

TRACT NO. 1

DATE: January 2, 2014

**FEE SIMPLE
WARRANTY DEED**

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of One dollar(s), cash in hand paid to the undersigned by the City of Montevallo, the receipt of which is hereby acknowledged, I (we), the undersigned grantor(s), City of Montevallo have this day bargained and sold, and by these presents do hereby grant, bargain, sell and convey unto the City of Montevallo the following described property:

A part of the SE ¼ of SW ¼, Section 21, Township 22-S, Range 3-W, identified as Tract No. 1 on Project No. SRTS-SR13(905) in Shelby County, Alabama and being more fully described as follows:

Parcel 1 of 4:

Commencing at the SW corner of the SE 1/4 of the SW 1/4 of section 21, township 22 south, range 3 west,

Thence S 88°09'17" E a distance of 46.98 feet along section line to a point on the present right of way line of Island Street;

Thence N 51°57'02" E a distance of 663.04 feet along said present right of way line of Island Street;

Thence N 51°57'02" E along said present right of way line of Island Street a distance of 10.00 feet to the intersection of said present right of way line of Island Street and the acquired right of way line (said point offset 27.91 feet and perpendicular to centerline of Island Street at station 10+00.00) which is the point of BEGINNING;

Thence N 51°57'02" E along the said present right of way line of Island Street a distance of 31.84 feet to the intersection of said present right of way line of Island Street and the Grantor's property line;

Thence S 55°38'37" E along the Grantor's property line a distance of 20.65 feet to a point;

Thence S 63°34'45" W along the acquired right of way line a distance of 2.99 feet to a point;

Thence S 51°57'30" W along the acquired right of way line a distance of 31.11 feet to a point;

Thence N 50°02'05" W along the acquired right of way line a distance of 19.50 feet; to the point and place of BEGINNING containing 0.014 acres, more or less.

And as shown on the right of way map of record in the The County of Shelby, Alabama a copy of which is also deposited in the office of the Judge of Probate as an aid to persons and entities interested therein and as shown on the Property Sketch attached hereto and made a part hereof.

Parcel 2 of 4:

Commencing at the SW corner of the SE 1/4 of the SW 1/4 of section 21, township 22 south, range 3 west,

Thence S 88°09'17" E a distance of 46.98 feet along section line to a point on the present right of way line of Island Street;

Thence N 51°57'02" E a distance of 663.04 feet along said present right of way line of Island Street;

Thence N 51°57'02" E a distance of 10.00 feet along said present right of way line of Island Street;

Thence N 51°57'02" E along said present right of way line of Island Street a distance of 446.80 feet to the intersection of said present right of way line of Island Street and the Grantor's property line (said point offset 25.17 feet and perpendicular to centerline of Island Street at station 14+46.93) which is the point of BEGINNING;

Thence N 51°57'02" E along the said present right of way line of Island Street a distance of 106.32 feet to the intersection of said present right of way line of Island Street and the said present right of way line of Park Road;

Thence S 38°32'29" E along the said present right of way line of Park Road a distance of 20.66 feet to the intersection of said present right of way line of Park Road and acquired right of way line;

Thence S 49°50'24" W along the acquired right of way line a distance of 106.36 feet to the intersection of the acquired right of way line and the Grantor's property line;

Thence N 38°32'29" W along the Grantor's property line a distance of 24.58 feet to the point; and place of BEGINNING containing 0.055 acres, more or less.

And as shown on the right of way map of record in the The County of Shelby, Alabama a copy of which is also deposited in the office of the Judge of Probate as an aid to persons and entities interested therein and as shown on the Property Sketch attached hereto and made a part hereof.

Parcel 3 of 4:

Commencing at the SW corner of the SE 1/4 of the SW 1/4 of section 21, township 22 south, range 3 west,

Thence S 88°09'17" E a distance of 46.98 feet along section line to a point on the present right of way line of Island Street;

Thence N 51°57'02" E along the present right of way line of Island Street a distance of 704.88 feet to the intersection of said present right of way line of Island Street and the Grantor's property line (said point offset 28.00 feet and perpendicular to centerline of Island Street at station 10+31.84) which is the point of BEGINNING;

Thence N 51°57'02" E along the said present right of way line of Island Street a distance of 113.50 feet to the intersection of said present right of way line of Island Street and the Grantor's property line;

Thence S 38°32'29" E along the Grantor's property line a distance of 24.58 feet to the intersection of the Grantor's property line and the acquired right of way line;

Thence S 38°28'04" W along the acquired right of way line a distance of 16.09 feet to a point;

Thence S 49°57'41" W along the acquired right of way line a distance of 35.13 feet to a point;

Thence S 63°34'45" W along the acquired right of way line a distance of 58.02 feet to a point;

Thence N 55°38'37" W along the Grantor's property line a distance of 20.65 feet to the point; and place of BEGINNING containing 0.068 acres, more or less.

And as shown on the right of way map of record in the The County of Shelby, Alabama a copy of which is also deposited in the office of the Judge of Probate as an aid to persons and entities interested therein and as shown on the Property Sketch attached hereto and made a part hereof.

Parcel 4 of 4:

Commencing at the SW corner of the SE 1/4 of the SW 1/4 of section 21, township 22 south, range 3 west,

Thence S 88°09'17" E a distance of 46.98 feet along section line to a point on the present right of way line of Island Street;

Thence N 51°57'02" E along the present right of way line of Island Street a distance of 818.38 feet to the intersection of said present right of way line of Island Street and the Grantor's property line (said point offset 24.70 feet and perpendicular to centerline of Island Street at station 11+45.48) which is the point of BEGINNING;

Thence N 51°57'02" E along the said present right of way line of Island Street a distance of 301.45 feet to the intersection of said present right of way line of Island Street and the Grantor's property line;

Thence S 38°32'29" E along the Grantor's property line a distance of 24.58 feet to the intersection of the Grantor's north property line and the acquired right of way line;

Thence S 49°50'24" W along the acquired right of way line a distance of 7.11 feet to a point;

Thence S 69°18'27" W along the acquired right of way line a distance of 73.38 feet to a point;

Thence S 51°51'37" W along the acquired right of way line a distance of 135.00 feet to a point;

Thence S 38°28'04" W along the acquired right of way line a distance of 91.85 feet to a point;

Thence N 38°32'29" W along the Grantor's property line a distance of 24.58 feet to the point; and place of BEGINNING containing 0.064 acres, more or less.

And as shown on the right of way map of record in the The County of Shelby, Alabama a copy of which is also deposited in the office of the Judge of Probate as an aid to persons and entities interested therein and as shown on the Property Sketch attached hereto and made a part hereof.

TO HAVE AND TO HOLD, unto the City of Montevallo, its successors and assigns in fee simple forever.

AND FOR THE CONSIDERATION AFORESAID, I (we) do for myself (ourselves), for my (our) heirs, executors administrators, successors, and assigns covenant to and with the City of Montevallo that I (we) am (are) lawfully seized and possessed in fee simple of said tract or parcel of land hereinabove described; that I (we) have a good and lawful right to sell and convey the same as aforesaid; that the same is free of all encumbrances, liens, and

claims, except the lien for advalorem taxes which attached on October 1, last past, and which is to be paid by the grantor; and that I (we) will forever warrant and defend the title thereto against the lawful claims of all persons whomsoever.

THE GRANTOR(S) HEREIN FURTHER COVENANT(S) AND AGREE(S), that the purchase price above-stated is in full compensation to him-her (them) for this conveyance, and hereby release the City of Montevillo and all or its employees and officers from any and all damages to his/her (their) remaining property contiguous to the property hereby conveyed arising out of the location, construction, improvement, landscaping, maintenance or repair of any public road or highway that may be so located on the property herein conveyed.

IN WITNESS WHEREOF, I (we) have hereunto set my (our) hand(s) and seal this the ____ day of _____, 20 ____.

ROW-FORM 6-A

THIS INSTRUMENT PREPARED BY
ENGINEERING DESIGN TECHNOLOGIES INC.
215 19TH STREET NORTH
BIRMINGHAM, AL 35203

STATE OF ALABAMA
COUNTY OF SHELBY

PROJECT NO. SRTS-SR13(905)
CPMS NO. 100042513
TRACT NO. 1
DATE: January 2, 2014

DEED FOR TEMPORARY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT for and in consideration of the sum of One dollar(s) cash in hand paid the receipt whereof is hereby acknowledged, I (we), the undersigned grantor(s) City of Montevallo have this day bargained and by these presents do hereby grant, bargain, convey, transfer, and deliver unto the City of Montevallo a temporary easement and right of way for the following purposes, to-wit: The right to enter upon the hereinafter described land and to grade, level, fill, drain, pave and build a road or highway, together with such bridges, culverts, ramps, and cuts as may be necessary, on, over and across the ground embraced within the boundaries of a tract or parcel of my (our) land situated in the County of Shelby, State of Alabama.

The easement and right of way hereby granted is more particularly located and described as follows, to-wit: And as shown on the right-of-way map of Project No. SRTS-SR13(905) of record in the The County of Shelby, Alabama, a copy of which is also deposited in the Office of the Judge of Probate of Shelby County, Alabama as an aid to persons and entities interested therein and as shown on the Property Plat attached hereto and made a part hereof:

TEMPORARY CONSTRUCTION EASEMENT

A part of the SE ¼ of the SW ¼ of Section 21, T 22 S, R 3 W, in Shelby County, Alabama, identified as Tract No. 1 on Project No. SRTS-SR13(905) and being more fully described as follows:

TEMPORARY CONSTRUCTION EASEMENT NO. 1 OF 4:

Commencing at the SW corner of the SE 1/4 of the SW 1/4 of section 21, township 22 south, range 3 west,

Thence S 88°09'17" E a distance of 46.98 feet along section line to a point on the present right of way line of Island Street;

Thence N 51°57'02" E along said present right of way line of Island Street a distance of 663.04 feet to the intersection of said present right of way line of Island Street and temporary

construction easement (said point offset 27.89 feet and perpendicular to centerline of Island Street at station 9+90.00) which is the point of BEGINNING;

Thence N 51°57'02" E along said present right of way line of Island Street a distance of 10.00 feet;

Thence S 50°02'05" E along the acquired right of way line a distance of 19.50 feet;

Thence N 51°57'30" E along the acquired right of way line a distance of 31.11 feet;

Thence N 63°34'45" E along the acquired right of way line a distance of 2.99 feet to the Grantor's property line;

Thence S 55°38'37" E along to the Grantor's property line a distance of 5.81 feet to a temporary construction easement;

Thence S 63°23'56" W along a temporary construction easement a distance of 6.10 feet;

Thence S 51°49'21" W along a temporary construction easement a distance of 38.80 feet;

Thence N 49°54'48" W along a temporary construction easement a distance of 24.63 feet; to the point and place of BEGINNING containing 0.009 acres, more or less.

TEMPORARY CONSTRUCTION EASEMENT NO. 2 OF 4:

Commencing at the SW corner of the SE 1/4 of the SW 1/4 of section 21, township 22 south, range 3 west,

Thence S 88°09'17" E a distance of 46.98 feet along section line to a point on the present right of way line of Island Street;

Thence N 51°57'02" E along said present right of way line of Island Street a distance of 663.04 feet;

Thence N 51°57'02" E along said present right of way line of Island Street a distance of 10.00 feet;

Thence N 51°57'02" E along said present right of way line of Island Street a distance of 446.80 feet to the intersection of said present right of way line of Island Street and the Grantor's property line;

Thence N 38°32'29" W along the Grantor's property line a distance of 24.58 feet to a temporary construction easement (said point offset 49.75 feet and perpendicular to centerline of Island Street at station 14+47.10) which is the point of BEGINNING;

Thence N 49°50'24" E along the acquired right of way line a distance of 17.91 feet;

Thence S 09°23'36" W along a temporary construction easement a distance of 24.11 feet;

Thence N 38°32'29" W along a temporary construction easement a distance of 15.65 feet; to the point and place of BEGINNING containing 0.003 acres, more or less.

TEMPORARY CONSTRUCTION EASEMENT NO. 3 OF 4:

Commencing at the SW corner of the SE 1/4 of the SW 1/4 of section 21, township 22 south, range 3 west,

Thence S 88°09'17" E a distance of 46.98 feet along section line to a point on the present right of way line of Island Street;

Thence N 51°57'02" E along said present right of way line of Island Street a distance of 704.88 feet to the intersection of said present right of way line of Island Street and the Grantor's property line;

Thence N 55°38'37" W along the Grantor's property line a distance of 20.65 feet to a temporary construction easement (said point offset 52.86 feet and perpendicular to centerline of Island Street at station 10+43.04) which is the point of BEGINNING;

Thence N 63°34'45" E along the acquired right of way line a distance of 58.02 feet;

Thence N 46°57'41" E along the acquired right of way line a distance of 35.13 feet;

Thence N 38°28'04" E along the acquired right of way line a distance of 16.09 feet to the Grantor's property line;

Thence S 38°32'29" E along to the Grantor's property line a distance of 5.72 feet to a temporary construction easement;

Thence S 41°01'49" W along a temporary construction easement a distance of 15.97 feet;

Thence S 46°57'41" W along a temporary construction easement a distance of 35.13 feet;

Thence S 63°23'56" W along a temporary construction easement a distance of 56.20 feet to the Grantor's property line;

Thence N 55°38'37" W along the Grantor's property line a distance of 5.81 feet; to the point and place of BEGINNING containing 0.012 acres, more or less.

TEMPORARY CONSTRUCTION EASEMENT NO. 4 OF 4:

Commencing at the SW corner of the SE 1/4 of the SW 1/4 of section 21, township 22 south, range 3 west,

Thence S 88°09'17" E a distance of 46.98 feet along section line to a point on the present right of way line of Island Street;

Thence N 51°57'02" E along said present right of way line of Island Street a distance of 818.38 feet to the intersection of said present right of way line of Island Street and the Grantor's property line;

Thence N 38°32'29" W along the Grantor's property line a distance of 24.58 feet to a temporary construction easement (said point offset 49.27 feet and perpendicular to centerline of Island Street at station 11+45.65) which is the point of BEGINNING;

Thence N 38°28'04" E along the acquired right of way line a distance of 91.85 feet;

Thence N 51°51'37" E along the acquired right of way line a distance of 135.00 feet;

Thence N 69°18'27" E along the acquired right of way line a distance of 73.38 feet;

Thence N 49°50'24" E along the acquired right of way line a distance of 7.11 feet to the Grantor's property line;

Thence S 38°32'29" E along to the Grantor's property line a distance of 15.65 feet to a temporary construction easement;

Thence S 09°23'36" W along a temporary construction easement a distance of 9.78 feet;

Thence S 70°47'06" W along a temporary construction easement a distance of 111.00 feet;

Thence S 51°51'37" W along a temporary construction easement a distance of 90.00 feet;

Thence S 41°01'49" W along a temporary construction easement a distance of 101.11 feet to the Grantor's property line;

Thence N 38°32'29" W along the Grantor's property line a distance of 5.72 feet; to the point and place of BEGINNING containing 0.083 acres, more or less.

To have and to hold, the said easement and right of way, unto the City of Montevallo and unto its successors and assigns for a period of **THREE YEARS**, or until the completion of Project No. **SRTS-SR13(905)**, whichever is later.

And the said grantor(s) hereby covenant(s) with the City of Montevallo that I (we) am (are) lawfully seized and possessed of the afore-described tract or parcel of land; that I (we) have a good and lawful right to convey it; that it is free from all encumbrances; and that I (we) will warrant and forever defend the title and quiet possession thereto against the lawful claims of all persons whomsoever.

As a further consideration for the payment of the price above stated, I (we) hereby release the City of Montevallo, its employees and officials, from all claims for damage, from whatsoever cause, present or prospective, incidental or consequential, to the exercise of any of the rights herein granted.

The grantor hereby grants permission, with right of ingress and egress, to grantor's adjoining property at any time during construction period of project for purpose of moving grantor's buildings and/or structures from the above described right of way.

In witness I (we) have hereunto set my (our) hand(s) and seal(s) this the _____ day of _____, 20__.

(LS)

(LS)

(LS)

ACKNOWLEDGMENT

STATE OF ALABAMA)

COUNTY OF _____)

I, _____, a Notary Public, in and for said County in said State, hereby certify that _____, whose name (s) is/are signed to the foregoing conveyance, and who _____ known to me, acknowledged before me on this day that, being informed of the contents of this conveyance, _____ executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this _____ day of _____, 20_____.

NOTARY PUBLIC

My Commission Expires _____

ACKNOWLEDGMENT FOR CORPORATION

STATE OF ALABAMA

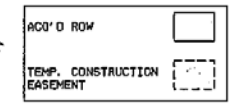
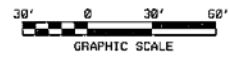
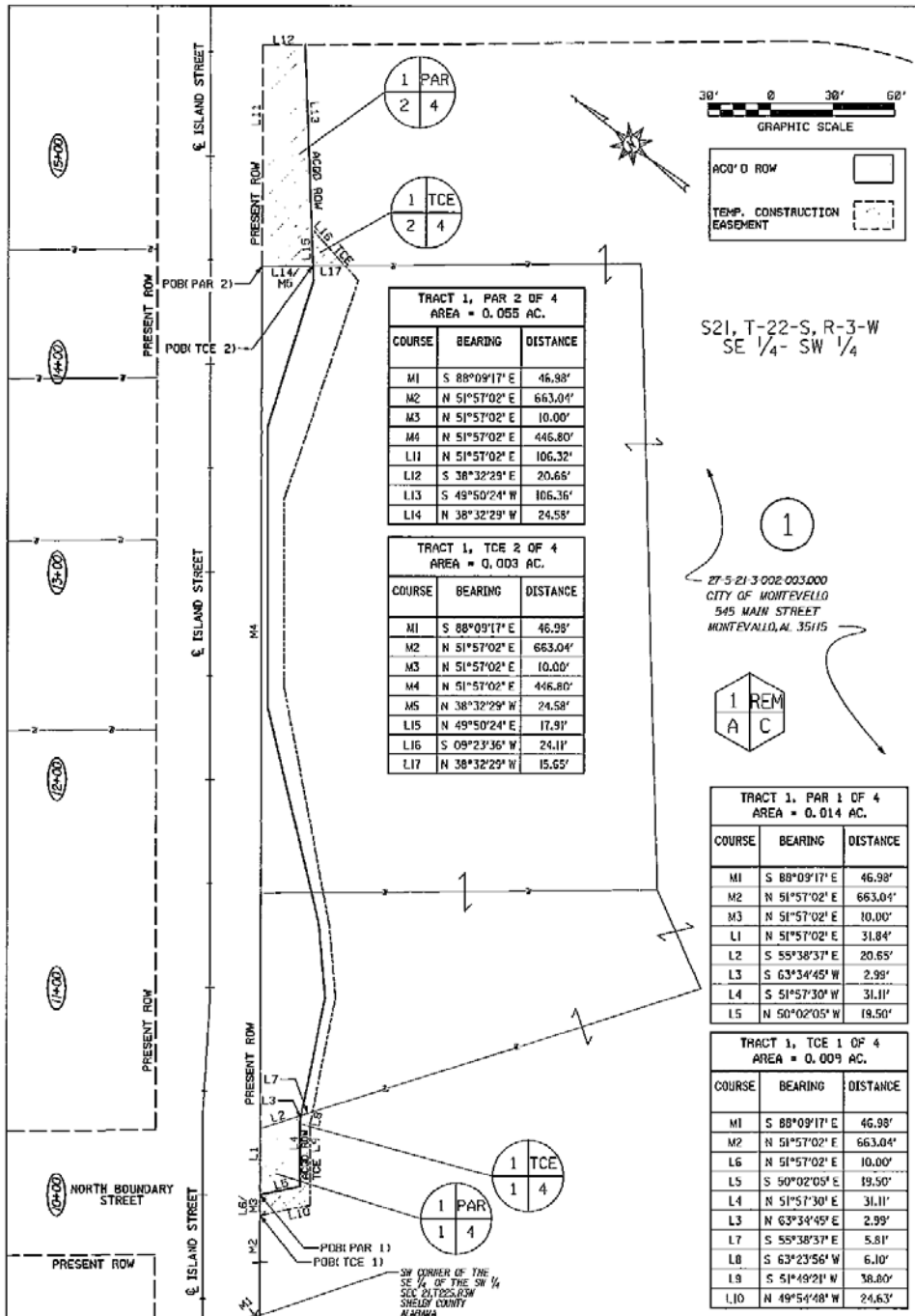
_____ County

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

Given under my hand this _____ day of _____, A.D. 20_____.

NOTARY PUBLIC

My Commission Expires _____

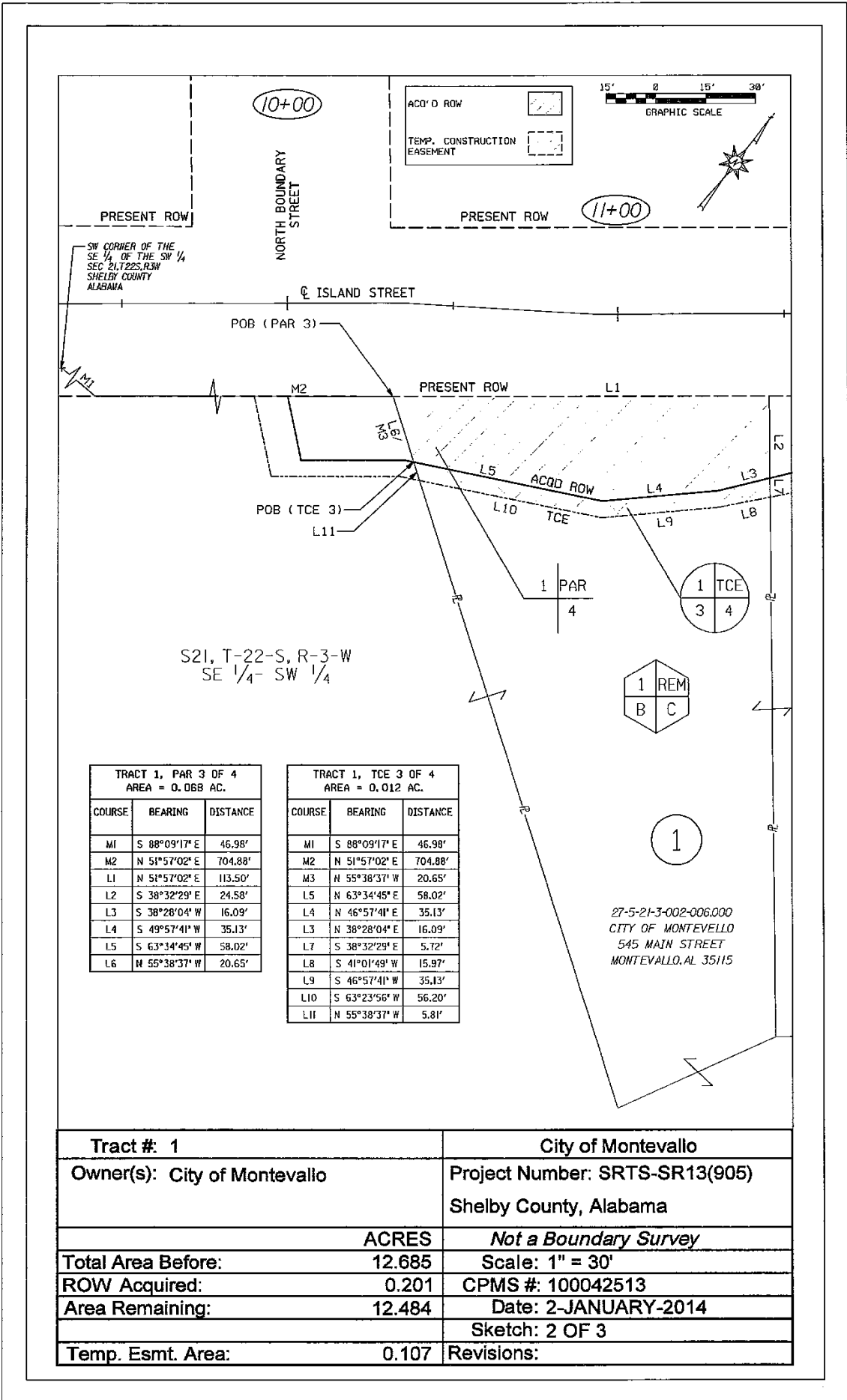


S21, T-22-S, R-3-W
SE 1/4 - SW 1/4

1
27-5-21-3-002-003.000
CITY OF MONTEVALLO
545 MAIN STREET
MONTEVALLO, AL. 35115



Tract #: 1	City of Montevallo
Owner(s): City of Montevallo	Project Number: SRTS-SR13(905) Shelby County, Alabama
ACRES	Not a Boundary Survey
Total Area Before: 12.685	Scale: 1" = 60'
ROW Acquired: 0.201	CPMS #: 100042513
Area Remaining: 12.484	Date: 2-JANUARY-2014
	Sketch: 1 OF 3
Temp. Esmt. Area: 0.107	Revisions:



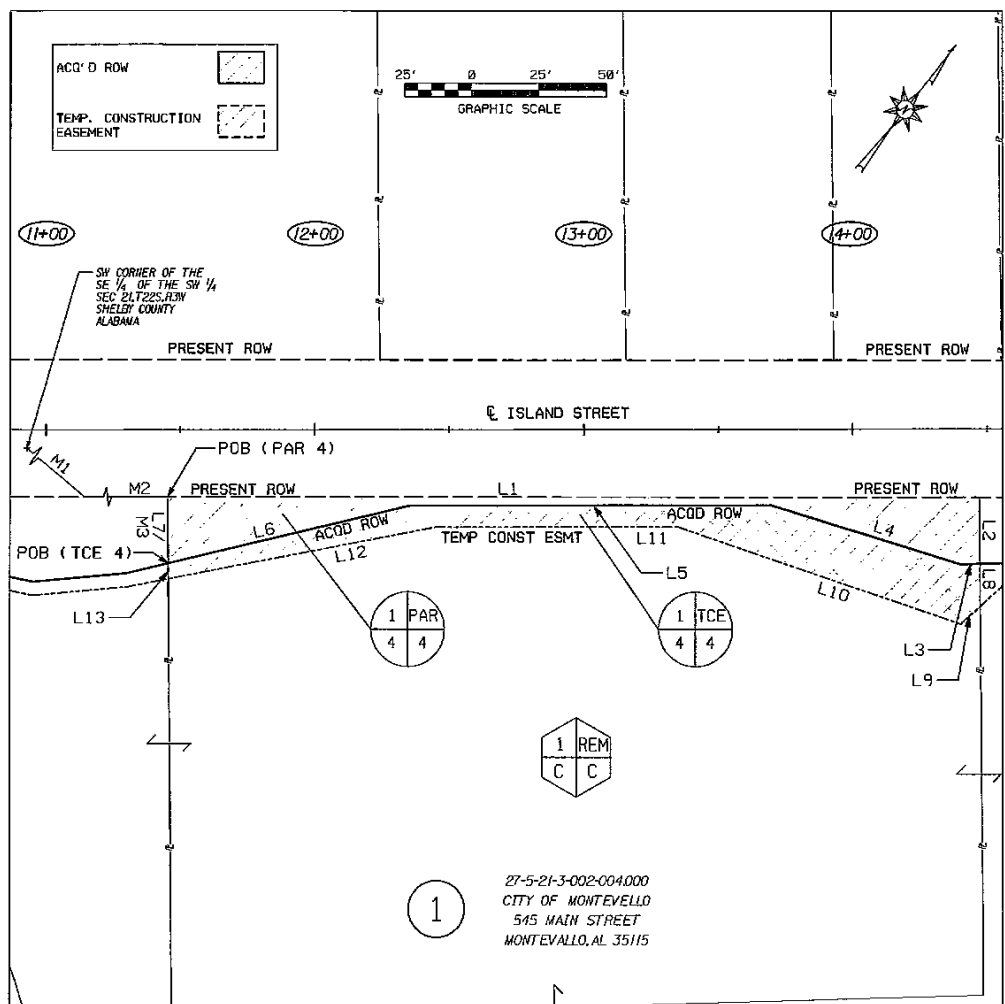
TRACT 1, PAR 3 OF 4
AREA = 0.068 AC.

COURSE	BEARING	DISTANCE
M1	S 88°09'17" E	46.98'
M2	N 51°57'02" E	704.88'
L1	N 51°57'02" E	113.50'
L2	S 38°32'29" E	24.58'
L3	S 38°28'04" W	16.09'
L4	S 49°57'41" W	35.13'
L5	S 63°34'45" W	58.02'
L6	N 55°38'37" W	20.65'

TRACT 1, TCE 3 OF 4
AREA = 0.012 AC.

COURSE	BEARING	DISTANCE
M1	S 88°09'17" E	46.98'
M2	N 51°57'02" E	704.88'
M3	N 55°38'37" W	20.65'
L5	N 63°34'45" E	58.02'
L4	N 46°57'41" E	35.13'
L3	N 38°28'04" E	16.09'
L7	S 38°32'29" E	5.72'
L8	S 41°01'49" W	15.97'
L9	S 46°57'41" W	35.13'
L10	S 63°23'56" W	56.20'
L11	N 55°38'37" W	5.81'

Tract #: 1	City of Montevallo
Owner(s): City of Montevallo	Project Number: SRTS-SR13(905) Shelby County, Alabama
ACRES	Not a Boundary Survey
Total Area Before: 12.685	Scale: 1" = 30'
ROW Acquired: 0.201	CPMS #: 100042513
Area Remaining: 12.484	Date: 2-JANUARY-2014
Temp. Esmt. Area: 0.107	Sketch: 2 OF 3
	Revisions:



S21, T-22-S, R-3-W
SE 1/4- SW 1/4

TRACT 1, PAR 4 OF 4
AREA = 0.064 AC.

COURSE	BEARING	DISTANCE
M1	S 88°09'17" E	46.98'
M2	N 51°57'02" E	818.38'
L1	N 51°57'02" E	301.45'
L2	S 38°32'29" E	24.58'
L3	S 49°50'24" W	7.11'
L4	S 69°18'27" W	73.38'
L5	S 51°51'37" W	135.00'
L6	S 38°28'04" W	91.85'
L7	N 38°32'29" W	24.58'

TRACT 1, TCE 4 OF 4
AREA = 0.083 AC.

COURSE	BEARING	DISTANCE
M1	S 88°09'17" E	46.98'
M2	N 51°57'02" E	818.38'
M3	N 38°32'29" W	24.58'
L6	N 38°28'04" E	91.85'
L5	N 51°51'37" E	135.00'
L4	N 69°18'27" E	73.38'
L3	N 49°50'24" E	7.11'
L8	S 38°32'29" E	15.65'
L9	S 09°23'36" W	9.78'
L10	S 70°47'06" W	111.00'
L11	S 51°51'37" W	90.00'
L12	S 41°01'49" W	101.11'
L13	N 38°32'29" W	5.72'

Tract #: 1		City of Montevallo	
Owner(s): City of Montevallo		Project Number: SRTS-SR13(905)	
		Shelby County, Alabama	
ACRES		Not a Boundary Survey	
Total Area Before:	12.685	Scale: 1" = 50'	
ROW Acquired:	0.201	CPMS #: 100042513	
Area Remaining:	12.484	Date: 2-JANUARY-2014	
		Sketch: 3 OF 3	
Temp. Esmt. Area:	0.107	Revisions:	

Council Member Woodham made a motion to Return to the Regular Order of Business. Council Member Gilbert seconded. Mayor Cost, Council Member Goldsmith, Council Member Gilbert and Council Member Woodham VOTED AYE ... MOTION APPROVED.

OLD BUSINESS

The council discussed the recommendation to change the name of North Boundary to reflect its new purpose. Mayor Cost recommended no action should be taken. An opinion poll requesting citizen participation was conducted and the majority voted to keep the name the same. No vote on this – no action is required.

Regarding the Way Finding Project, the Mayor indicated we should have more information by our next Council Meeting. We are moving forward on this and making progress.

BOARD APPOINTMENTS

The Mayor noted we received a recommendation for a new golf board appointment and we have discovered that we need to look into this further to see if a part-time employee can serve on the board.

OTHER BUSINESS

Debby Raymond recommended the CD that is up for renewal remain with Trustmark at .6399 % for 11 months. Council Member Woodham moved to approve the CD to remain with Trustmark as described. Council Member Gilbert seconded. ALL AYES ... MOTION APPROVED.

CITIZEN PARTICIPATION

Julie Smitherman asked for clarification regarding the MDCD Memorandum of Understanding. Council Member Woodham explained this is an agreement that outlines what takes place between the Cooperative District and the City as it relates to the Main Street Project. The City's match on the Main Street Project is a \$500,000 on the roughly \$2.8 million dollar project. The money is coming from the Cooperative District but the Grant is in the City's name. The City will be the entity to pay all the bills and it the MOU describes how the money will come back to the City.

Ms. Smitherman asked about the status of the project. Council Member Woodham explained there is no redesign yet as the engineering drawings have not been completed. The parking is the main concern and as of now there will be no changes to the parking plans that she is aware. The loss of parking on Main Street itself is only about seven spaces. However, by the time you count the side streets and other new parking, it actually becomes a net gain of about 30 spaces with the proposed design.

Ms. Smitherman asked where the city plans to build a new City Hall. The Mayor explained it is proposed to be situated in the existing City Hall parking lot. The existing building would be leveled if the proposal is approved. The city street will remain in front of Mr. Smitherman's office.

Ms. Smitherman also asked for an update on the Hotel Feasibility Project. Council Member Woodham informed her that the RFP was mailed out to the list of people that had an interest in bidding, as well as those contacts that the consultant gave us. The RFP was released to 7 or 8 entities that have shown interest and they have ninety (90) days to respond. There are four (4) potential sites, but from everything that we have been told from experts in the hotel industry, the Jeter site is the preferred site. This will not be confirmed until responses are received.

Ed Davis asked if we were looking into spraying for mosquitos, especially with summer coming up. Mayor Cost asked Mr. Hamby to We will look into this and see what needs to take place to get this done.

Bill Glosson expressed his concern about the purchase of the new police patrol car and asked if we would be losing a patrol officer to cover the cost. Chief Littleton stated that we have the extra funds in our budget for this year only. We are taking an opportunity to purchase a new patrol car and this is one way we can do this without going over budge. We will not be losing a position. It is just temporary for this year and next year it will go back to what it was. This vacant position will still be filled.

Bill Hare expressed his concern about the light that is on Main Street which is blocked by a tree. He said you can't see the light because of this tree. Kirk Hamby will look into this and then we will contact ALDOT.

There being no further business before the council, Council Member Goldsmith made a Motion to Adjourn and Council Member Woodham seconded. ALL AYES ... MEETING ADJOURNED at 6:32 p.m.

Submitted by:

Sandy Byrd

ATTEST:

Herman Lehman
City Clerk