

**MINUTES**  
**Montevallo City Council Work Session**  
**July 13, 2015**  
**5:30 p.m. at City Hall**

Present: Mayor Hollie Cost, Council Member Willie Goldsmith, Council Member Sharon Gilbert, Council Member Jason Peterson, Council Member Dee Woodham.

Absent: Council Member Rusty Nix.

Work Session Called to Order at 5:30 pm.

Mayor Cost: Remarked that Council Sessions are for department heads to give reports.

The City Clerk noted that August 1<sup>st</sup> at 8 am to 1 pm, Chilton / Shelby County Mental Health is sponsoring a Back to School Bash at Orr Park and is asking for a waiver of rental fees. Also, there is a turnout gear request from the Fire Department which needs to be added under Other Business.

**Committee Reports**

***Public Health & Safety***

Chief Littleton presented the Police Department report:

**(Council Meeting July 13, 2015)**

Total Calls	608
Total Cases	82
Traffic Accidents	17
Traffic Stops	220
Traffic Citations	97
Total Arrests	11
Burglaries	2
Auto Burglaries	3
Domestics	9
Assaults	5
Fraud/Forgery	2
Thefts/Attempts	8
Zone Checks	926
<b>Investigations</b>	
Felony Cases Open	9
Felony Cases Closed	1
Misdemeanor Cases Closed	1
Misdemeanor Cases Open	4

No major problems over the 4<sup>th</sup> of July weekend. No major issues during American Village events.

## Code Enforcement Activity Report June 22, 2015- July 13, 2015

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<u>Junk Cars Inspections</u>	- 0
Pending	- 0
Closed	- 0
<u>Animal Complaints Inspections</u>	- 0
Pending	- 0
Closed	- 0
<u>Abandoned Buildings/Houses</u>	- 0
Pending	- 31
Closed	- 0
<u>Un-Kept Property Inspections</u>	- 2
Pending	- 2
Closed	- 2
<u>Misc. Complaints</u>	- 0
Pending	- 0
Closed	- 0
<u>Total New Inspections This Period</u>	- 2
<u>Total Inspection Year To Date</u>	- 39
<b><u>Inspections This Period</u></b>	
Overgrown vacant lot in Heritage Trace	
Overgrown vacant house on Salem Road	
<b><u>Inspections Pending Continued from Last Period</u></b>	
Norfolk Southern Railroad will clear area behind Scott's Village. Equipment coming from Mobile and RR scheduling to close tracks. Spoke to maintenance supervisor. He advised his superiors determine when equipment will come.	
Holloway Hill – Unsafe structure being torn down by owner.	
<b><u>Cases Closed this Period</u></b>	
Melton Street yard has been cut	
Two houses on Hwy 119 overgrown yards cut	

The abatement process has begun on the five houses selected by the Abatement Board.

Council Member Goldsmith asked how long will it take for the housing abatement? The Chief said he has been told approximately 60 days.

Brandon Broadhead reported for the Fire Department.

MONTEVALLO

Inspections by Type

Date Completed Between {06/01/2015} And  
{06/30/2015}

Date	Time	Occupancy	Hrs	Fee
200 INSPECTION - General				
06/09/2015	12:19	00008 The Hair Station 968-E MAIN ST	0.18	
06/04/2015	14:42	F000007 GPE Tire 4510 25 SH /2	0.30	
06/15/2015	14:33	000017 Tienda Mexicana La colonia 4510 25 SH /1	0.28	
06/04/2015	11:14	S000013 FotoWerk 635 MAIN ST	0.23	
06/04/2015	12:42	S000010 Hirano HA Karate 604 MAIN ST	0.26	
06/04/2015	10:39	CVSP000001 CVS Pharmacy 700 MAIN ST	0.29	
06/04/2015	10:04	R000001 KENTUCKY FRIED CHICKEN 205 MAIN ST	0.54	
06/15/2015	15:48	000032 Masterson Fine Arts and Stained Glass 610 VALLEY ST	0.17	
06/03/2015	13:46	000033 Smitherman Law Offices 725 WEST ST /A	0.45	
06/03/2015	13:45	000034 Had-Fam Investigations and Legal Service 725 WEST ST /B	0.00	
06/18/2015	10:46	L000001 Falcon Art Supply 623 MAIN ST	0.13	
06/18/2015	10:00	B000003 Montevallo Family Medicine 33 SALEM RD	0.38	
06/25/2015	09:28	S000005 Montevallo Realty 624 MAIN ST	0.26	
06/03/2015	09:31	M000022 Mitchells Mercantile 808 MAIN ST	0.46	
06/18/2015	11:04	000035 The Flower Shop 981 ISLAND ST	0.02	
06/18/2015	10:55	CVSP000001 CVS Pharmacy 700 MAIN ST	0.09	
06/25/2015	12:32	S000013 FotoWerk 635 MAIN ST	0.06	
06/09/2015	12:32	C000015 Blue Phrog Gallery 955 MAIN ST	0.32	
06/15/2015	10:05	M000003 MASONIC LODGE # 70 806 MAIN ST /213	0.25	

MONTEVALLO

Inspections by Type

Date Completed Between {06/01/2015} And  
{06/30/2015}

Date	Time	Occupancy	Hrs	Fee
<b>200 INSPECTION - General</b>				
06/30/2015	10:20	000037 Sportime Auto Sales 3929 25 SH	0.96	
Total Activities for Type: 20			5.63	
<b>251 INSPECTION - Tent Permit</b>				
06/15/2015	13:13	000036 Upper Room Church Revival 3803 25 SH	0.25	
Total Activities for Type: 1			0.25	
<b>252 INSPECTION - Fireworks</b>				
06/03/2015		000018 AMERICAN VILLAGE OFFICE 100 CONSTITUTION GRN	0.00	
Total Activities for Type: 1			0.00	
<b>270 INSPECTION - Special</b>				
06/09/2015	12:00	C000006 CHINA GARDEN 108 SELMA RD /1	0.50	
Total Activities for Type: 1			0.50	
<b>800 CONSULTATION - General</b>				
06/30/2015	15:00	S000010 Hirano HA Karate 604 MAIN ST	0.50	
Total Activities for Type: 1			0.50	
<b>830 CONSULTATION - Building</b>				
06/25/2015	10:00	000037 Sportime Auto Sales 3929 25 SH	0.50	
06/25/2015	09:30	00007 Hot Headz 741 MIDDLE ST	0.50	

MONTEVALLO

Inspections by Type

Date Completed Between {06/01/2015} And  
{06/30/2015}

Date	Time	Occupancy	Hrs	Fee
830 CONSULTATION - Building				
Total Activities for Type: 2			1.00	

Grand Total Activities: 26

Grand Totals: 7.88 0.00

MONTEVALLO

Incident Type Report (Summary)

Alarm Date Between {06/01/2015} And  
{06/30/2015}

Incident Type	Count	Pct of Incidents	Total Est Loss	Pct of Losses
<b>1 Fire</b>				
100 Fire, Other	3	3.70%	\$0	0.00%
111 Building fire	1	1.23%	\$0	0.00%
112 Fires in structure other than in a building	1	1.23%	\$2,000	100.00%
150 Outside rubbish fire, Other	1	1.23%	\$0	0.00%
	<u>6</u>	<u>7.41%</u>	<u>\$2,000</u>	<u>100.00%</u>
<b>3 Rescue &amp; Emergency Medical Service Incident</b>				
311 Medical assist, assist EMS crew	3	3.70%	\$0	0.00%
320 Emergency medical service, other	1	1.23%	\$0	0.00%
321 EMS call, excluding vehicle accident with injury	26	32.10%	\$0	0.00%
322 Motor vehicle accident with injuries	2	2.47%	\$0	0.00%
352 Extrication of victim(s) from vehicle	1	1.23%	\$0	0.00%
381 Rescue or EMS standby	1	1.23%	\$0	0.00%
	<u>34</u>	<u>41.98%</u>	<u>\$0</u>	<u>0.00%</u>
<b>4 Hazardous Condition (No Fire)</b>				
411 Gasoline or other flammable liquid spill	1	1.23%	\$0	0.00%
445 Arcing, shorted electrical equipment	1	1.23%	\$0	0.00%
	<u>2</u>	<u>2.47%</u>	<u>\$0</u>	<u>0.00%</u>
<b>5 Service Call</b>				
500 Service Call, other	2	2.47%	\$0	0.00%
550 Public service assistance, Other	5	6.17%	\$0	0.00%
551 Assist police or other governmental agency	2	2.47%	\$0	0.00%
553 Public service	3	3.70%	\$0	0.00%
554 Assist invalid	1	1.23%	\$0	0.00%
571 Cover assignment, standby, moveup	1	1.23%	\$0	0.00%
	<u>14</u>	<u>17.28%</u>	<u>\$0</u>	<u>0.00%</u>
<b>6 Good Intent Call</b>				
600 Good intent call, Other	2	2.47%	\$0	0.00%
611 Dispatched & cancelled en route	5	6.17%	\$0	0.00%
6112 No Response	16	19.75%	\$0	0.00%
	<u>23</u>	<u>28.40%</u>	<u>\$0</u>	<u>0.00%</u>
<b>7 False Alarm &amp; False Call</b>				

MONTEVALLO

Incident Type Report (Summary)

Alarm Date Between {06/01/2015} And  
{06/30/2015}

Incident Type	Count	Pct of Incidents	Total Est Loss	Pct of Losses
7 False Alarm & False Call				
730 System malfunction, Other	1	1.23%	\$0	0.00%
736 CO detector activation due to malfunction	1	1.23%	\$0	0.00%
	2	2.47%	\$0	0.00%

Total Incident Count: 81 Total Est Loss: \$2,000

Mr. Broadhead noted the inspections report looks different because of new software. Both reports were already emailed to the council. With regard to the turnout gear request, he said they try to purchase five sets every year. He recommended the NAFCO bid costing \$8,830, including delivery.

Council Member Woodham asked if pooling the purchase with other organizations like the Shelby Health Board would be of benefit. Mr. Broadhead explained they do not typically purchase turnout gear.

**Sustainability**

Kirk Hamby discussed the mower quotes. He received quotes from three companies with Bushhog being the lowest bid. That money is already budgeted in the City Capital. Reserve Account.

Mr. Hamby also updated the council on the CR 203 issue. We received confirmation from Shelby County that a second entrance into the neighborhood would not be feasible. He also noted that many neighborhoods in Montevallo only have one way in and out.

Mr. Hamby also mentioned an item not on the agenda, a request to purchase a new brush truck from the State Bod List using Sanitation Reserve funds. The rough estimate is \$55,000 to \$58,000 dollars. As Mayor Cost noted, the final number is to not exceed \$60,000.

**Recreation, Preservation and Community Development**

Shane Baugh reported they are wrapping up baseball for 13 year olds at Stephens Park. The 9 year olds won state. Soccer is about to begin. We've booked ten softball tournaments and that is huge because they bring a lot of people to town. Two organizations booked the ten tournaments in two days with another third organization being reached. The bad news is that we have had three AC units go out: one at Scout Lodge and the others at Stephens Park. He also mentioned that he met with Council Member Woodham about the trails.

Ed Davis reported this is the second year of the Boys & Girls Club PGA Academy. It runs for five weeks. Last week, nearly 100 kids between the ages of 9 and 13 participated. It is a PGA Academy funded event so it also helps the Boys & Girls Club as well as enriches the lives of young children in the area. The PGA Academy Camp for kids is tomorrow from 5:30 to 11:30.



Brandon Broadhead reminded everyone that he emailed a proposed copy of the Fire Department Bylaws. The draft has been voted on by the membership and has been emailed to the council for approval.

Council Member Woodham asked for a copy which highlights the changes being made.

Mayor Cost asked Mr. Goldsmith and the Public Safety Committee to look over the proposal.

***Education, Arts & Outreach***

Council Member Gilbert reported that the soccer camp for women is ongoing at the University of Montevallo. She also mentioned that our students are back from visiting our Sister City in Japan and that the first thing they wanted was pizza. She then delivered the Library Report from Ms. Williams:

CIRCULATION: 4921 Items Charged (1738 more than May!)  
(Decreased by 3%)

COMPUTER USE: 861 users  
(Increased by 14%)

STORYTIME/4: 115 Children  
(Increased by 21%)

MOVIES/4: 630 People Attended  
(Increased by 5%)

ADD'L KIDS' PROGRAMS/10: 295

WEBSITE VISITS SINCE 6/22/15: 1700

DEPOSITS:

6/8/15	\$325.30
6/12/15	\$168.59
6/19/15	\$170.15
6/25/15	\$203.95
6/30/15	\$88.65
6/30/15	\$264.34

**TOTAL** \$1220.98

Mayor Cost noted that Middle School registration is tomorrow.

***Finance, Economic Development & Tourism***

Debby Raymond informed the council that we received the \$16,334.78 the Water Board owed the city from past years, including dues/fees and administrative funding. That will clean up the audit for both of us. The money went into our general fund.

Steve Gilbert reported that the Community Chorale performs at Rocco's this week. Ribbon cutting was last Friday at 4 pm for the new Mercantile shop. The Farmers' Market is every Monday from 3pm to 6 pm in the Baptist Church parking lot.

Janice Seaman, chairperson of the IDB, asked if anyone had questions about the proposed aquaponics lease.

July 10, 2015

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

Re: Letter of Intent

Mayor Cost:

Please accept the following as evidence of the Montevallo Industrial Board's interest in leasing a portion of the Shoal Creek Park property under the terms and conditions as further defined below:

- Lessor: City of Montevallo and/or it assigns
- Lessee: Montevallo Industrial Development Board
- Property: 5 +/- Acres of land within the Shoal Creek Park development located on the East side of Hwy 119, lying approximately 90' west of the east, north-south property line, rectangular in shape, 534' north south line parallel to said north-south property line and 408' west-east lines.
- Rate: The IDB proposes trading the lease for this land in exchange for the current lease payment paid from the City to the IDB on the landfill - \$500 per month.
- Term: 10 years, with two 10 year extensions at a to-be-determined, mutually acceptable rate.
- Use: Use of the property shall be to develop an Aquaponics farm or some other compatible use as to be mutually agreed upon.

Thank you for your time and attention.

Sincerely yours,

Janice Seaman,  
Chairperson of the IDB

Mayor Cost said she recommends the Council authorize the Mayor to negotiate the terms and conditions of the lease.

Council Member Woodham said she was excited about the aquaponics concept but wanted to confirm the proposed payment was for \$500 per month.

Mayor Cost said her recommendation is that she go through negotiations with the IDB and bring back a recommendation to the council for final approval.

Council Member Woodham reviewed the bills with the council, noting several of the larger bills including \$4,600 to Barge Wagner for the Middle St. Project.

***Montevallo City Council Meeting***  
**July 13, 2015**  
**6:00 p.m. at City Hall**

Present: Mayor Hollie Cost, Council Member Willie Goldsmith, Council Member Sharon Gilbert, Council Member Jason Peterson, Council Member Dee Woodham.

Absent: Council Member Rusty Nix.

**Pledge of Allegiance**

**Meeting Call to Order** – Mayor Cost called the meeting to order at 6:00 p.m.

**Approval and/or corrections of the minutes – 6/22/15, 6/29/15 & 7/7/15** Council Member Goldsmith made a motion to approve the 6/22 minutes as corrected. Council Member Woodham seconded. Abstentions: Council Members Gilbert and Peterson. ALL OTHERS VOTED AYE . . . MOTION APPROVED.

Council Member Peterson made a motion to approve the 6/29 minutes. Council Member Woodham seconded. Abstentions: Council Members Goldsmith and Gilbert. ALL OTHERS VOTED AYE . . . MOTION APPROVED.

Council Member Goldsmith made a motion to approve the 7/7 minutes. Council Member Gilbert seconded. Abstentions: Mayor Cost. ALL OTHERS VOTED AYE . . . MOTION APPROVED.

**Student Recognitions / Awards: NONE**

**Opportunities for citizens to speak to the Council**

Mayor Cost reminded everyone they have three minutes to speak.

Bruce Hill, a public educator from Alabaster and coach for 33 years, spoke in support of Ed Davis and the Golf Course for what they do for the youth of our community. What they do is phenomenal. Their benefit to our city cannot be measured in dollars and cents. We have phenomenal people at the course. He said Mr. Davis has been like a father to the youth that play our course.

Mitchell Spears, Chairman of the Golf Board, said he received notice that morning that the Golf Board was to be dissolved by the council. He said the folks he works with on the Board are dedicated to the course's operations and success. He said there are few Council Members that have ever played or attended events at the course. He said he thinks the city will cut the program and replace Ed Davis with a business manager. Mr. Davis is more than a Golf Pro. He does a lot of interactive things. For example, he washes golf carts when he does not have to because he cannot afford to keep people on the clock. He said he doesn't think there are many managers who would do that. He said he is saddened by the fact the course has not brought in the money it did before...

Dr. Earl Cunningham spoke about the quality of life. He spoke in support of Ed Davis and the Golf Course, noting that they helped a young student go on to receive a golf scholarship to college. He also commented on the council's consideration to consolidate voting at City Hall. He opposed this proposal because he felt certain minorities who would not feel comfortable coming to city hall to vote because of past cultural incidents.

Jack Brakefield, a former Montevallo Police officer, said his kids played baseball in Montevallo but there is nothing for the adults to do in Montevallo other than play golf. He said when he walks into the pro shop they know you by name. He suggested if we have the option between a business manager and a golf pro, we should stick with the golf pro. He said we need a pro to teach golf. The golf course is a tremendous asset to the community.

Kenneth Dukes addressed the voting issue. He said he is president of Shelby County NAACP. He cautioned the council against consolidating the voting places without inviting citizens' input. He said we need to take into consideration what Dr. Cunningham said. On another matter, he said Montevallo has a special thing in our golf course. He said Mr. Davis and his staff have done a great job and he appreciates what they have done out here.

Frank Oaks: Asked why the voting sites are being moved? He also asked if the council could explain what they plan for the golf course. He also said he could not find the council minutes on our website.

Mayor Cost asked the City Clerk to make sure they are on the city website. The Clerk said the Minutes are on the city website.

Archer Cronsom from Homewood said he originally came to the University of Montevallo to play golf. We played at the University course. He stills plays here and is involved. He was not here for the first meeting but he plays about 12 times a year, but wishes he could play more. When he came here, Mr. Davis introduced himself. What worries him is that we can save a buck and replace Ed with a business manager, the manager will not be able to do what Ed has done.

Dwight Dellinger said he recently moved here and got a membership at the Golf Course. He said he worked at a course much like Montevallo near Selma. He commented that it is hard to work at a golf course year-round and keep a good attitude. Our course is not like Timberline or Ross Bridge but we will miss it if it isn't here.

Jake Beatty said he had to things to discuss: 1) With regard to the voting place change, he suggested we consider a much larger place than this, like the Rec Center. 2) With regard to the Golf Course, he is out there three or four times a week and enjoys our course. He said Mr. Davis has been a good influence on him as a player. He said Mr. Davis is a good human being. He suggested doubt that the City would consider hiring a business manager to run other departments, like fire or police.

**Committee Reports and Consideration of Bills:**

**Public Health & Safety** (Police, Fire, Code Enforcement, Housing Abatement)– Discussed earlier.

**Sustainability** (Streets & Sanitation, Recycling, Arbor & Beautification, ValloCycle, Environmental Preservation Initiatives) – Discussed earlier.

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

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

**Finance, Economic Development & Tourism** (Finance, MDCD, IDB, Chamber) – Discussed earlier.

Council Member Peterson made a motion to approve payment of the bills as presented. Council Member Gilbert seconded. ALL AYES . . . MOTION APPROVED.

**Consent Agenda:** NONE

**New Business**

Ordinance Making the Golf Course a City Department

Council Member Goldsmith made a motion to suspend the rules and leave the regular order of business in order to consider the Golf Course Ordinance. Council Member Peterson seconded. Mayor Cost, Council Member Goldsmith, Council Member Gilbert, Council Member Peterson and Council Member Woodham VOTED AYE . . . MOTION APPROVED.

Mayor Cost explained that the purpose of this action is to heed the advice of a large number of citizens who attended recent meetings and voiced their support for the Golf Course, suggesting we should treat it like any other city department. This proposed ordinance will allow the course to be run as a city department, and not under the direction of a separate board.

**ORDINANCE 07132015-303**

**MOTION MADE BY COUNCIL MEMBER WOODHAM**

**MOTION SECONDED BY COUNCIL MEMBER PETERSON**

**AN ORDINANCE TO REMOVE SECTIONS 2-257 THROUGH 2-263 OF THE MONTEVALLO CODE (AND  
ORDINANCE 89:F AND ORDINANCE 91:A) WHICH ESTABLISHES A SECOND RECREATION BOARD TO  
ADMINISTER THE MONTEVALLO GOLF COURSE**

**WHEREAS**, the City of Montevallo (City) is the lessee from the University of Montevallo (University) of certain lands known as the Montevallo Golf Course, and

**WHEREAS**, a Maintenance Agreement between the University and City was first signed effective January 15, 1985 and has been subsequently amended and extended to expire on October 31, 2016, and

**WHEREAS**, the City established the Montevallo Recreation Board Number Two by Ordinance 89:F on July 30, 1989, as amended by Ordinance 91:A on May 13, 1991; and

**WHEREAS**, the City entrusted the exclusive authority to the Montevallo Recreation Board Number Two “to possess and administer the Golf Course,” and

**WHEREAS**, there also exists a Montevallo Golf Club which, among other things, serves in an advisory capacity to the Montevallo Recreation Board Number Two, and

**WHEREAS**, in 1998, the Montevallo Recreation Board Number Two hired its current Professional Golf Course Manager to oversee the daily operations of the Golf Course, and

**WHEREAS**, under the exclusive administration of the Montevallo Recreation Board Number Two and its Professional Golf Course Manager the Golf Course has consistently lost money over the past decade or so and, as of June 30, 2015, owed the City \$265,842 (more or less), and

**WHEREAS**, the Montevallo Recreation Board Number Two has requested the City make additional investments of improvements to the Golf Course and its equipment, as well as extend the existing course lease with the University beyond its 2016 expiration date, and

**WHEREAS**, the City has invited public comment and heard from members of the public regarding the importance of the Golf Course to our community in terms of its contributions to education, economic development, health and wellness, quality of life and more; and

**WHEREAS**, the Montevallo Recreation Board Number Two no longer possesses the resources necessary to operate the Golf Course without additional, continued financial assistance from the City, and

**WHEREAS**, the City is committed to do everything reasonably within in its power to ensure that the Montevallo Golf Course serves the greatest benefit of all our citizens, property owners, visitors and businesses,

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTEVALLO AS FOLLOWS:**

1. The City does hereby dissolve the Montevallo Recreation Board Number Two and take immediate possession and ownership of its assets, accounts and obligations.
2. The Montevallo Golf Club shall remain as an advisory board whose charge shall be to promote the enjoyment and sportsmanship of golf; suggest rules and regulations concerning play on the golf course, using the Rules of Golf as a guide; and engage in other activities to promote golfing in cooperation with the City.
3. The City does hereby take direct and exclusive responsibility for the administration of the Montevallo Golf Course and its employees.
4. The Professional Golf Course Manager shall have the opportunity to remain employed with the

City on an at-will, month-to-month, independent contractor basis under the same terms and conditions as his current independent contractor agreement, until said agreement is renegotiated or terminated by either party.

5. The Professional Golf Course Manager shall work under the direct supervision and instruction of the Mayor.
6. The Mayor is hereby directed to notify the University of these changes and to begin negotiations with the University in order to extend the existing golf course lease and maintenance agreement beyond its October 31, 2016 expiration.

**Adopted and approved this 13<sup>th</sup> day of July, 2015.**

APPROVED:

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Hollie C. Cost, Mayor of Montevallo

ATTEST:

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Herman Lehman, City Clerk & Treasurer

The Mayor pointed out that this would dissolve the board. As stated in the ordinance, nothing changes the current employees. The intent is to continue operations at the Golf Course.

Council Member Woodham thanked the citizens for their support of the course. She said we want it to remain operational and need to find ways to make it financially viable. This ordinance helps us do just that. Council Member Woodham then made a motion to approve the Ordinance as read. Council Member Peterson seconded. Mayor Cost, Council Member Goldsmith, Council Member Gilbert, Council Member Peterson and Council Member Woodham VOTED AYE . . . . MOTION APPROVED.

Council Member Goldsmith made a motion to return to the regular order of business. Council Member Woodham seconded. Mayor Cost, Council Member Goldsmith, Council Member Gilbert, Council Member Peterson and Council Member Woodham VOTED AYE . . . . MOTION APPROVED.

Lease with IDB – 5 Acres at Shoal Creek Park for Aquaponics Farm

Council Member Woodham made a motion to authorize the Mayor to negotiate with the IDB regarding a lease of a 5+/- acre portion of Shoal Creek Park to be used for an aquaponics farm. Council Member Gilbert seconded. ALL AYES . . . MOTION APPROVED.

Shoal Creek Park Archeological Evaluation Bid Award - Delayed

Purchase of Mower – Street Dept

Council Member Peterson made a motion to authorize the purchase of the Bush Hog Mower to be paid out of the Sanitation Fund Reserve. Council Member Gilbert seconded. ALL AYES . . . MOTION APPROVED.

Consolidation of Municipal Election Voting Places to City Hall - Delayed

### **Old Business**

Approval of Downtown Historic District & Guidelines

Mayor Cost asked if there were any additional questions regarding this item, noting that most of the questions should have been answered at the recent Work Session. There being no additional questions, Council Member Peterson made a motion to approve the Historic District Ordinance and associated Guidelines. Council Member Woodham seconded. Council Member Woodham then made a motion to approve the Ordinance as read. Council Member Peterson seconded. Mayor Cost, Council Member Goldsmith, Council Member Gilbert, Council Member Peterson and Council Member Woodham VOTED AYE . . . MOTION APPROVED.

## **Ordinance No.07132015-307**

### **AN ORDINANCE TO DESIGNATE THE MONTEVALLO DOWNTOWN HISTORIC DISTRICT**

Be ordained by the City Council (herein called the "Council") of the City of Montevallo, Alabama (herein called the "City") as follows:

Section 1. **FINDINGS.** The council has determined and hereby finds and declares that the following facts are true and correct:

- (a) The Montevallo Downtown Historic District is a geographically definable area, which contains buildings, structures, sites, objects, landscape features and works of art or a combination thereof that are associated with events that have made significant contributions to the broad patterns of Montevallo's history.
- (b) The City of Montevallo Historic Preservation Commission (hereinafter referred to as the "Commission") heretofore conducted a survey of the properties located in the Montevallo Downtown Historic District in accordance with the rules and regulation of the Alabama Historical Commission.
- (c) Based on its survey of the Montevallo Downtown Historic District, the Commission found and determined that the buildings, structures and sites in said district are identified with or represent a significant aspect of the cultural, political, economic and social history of the City.
- (d) The commission heretofore designated on 23rd day of April, 2015 at 6:30PM in the Montevallo City Hall as the date, time and place to hold a public hearing on the proposed recommendation of a historic designation of the Montevallo Downtown Historic District.
- (e) Notice of the public hearing was heretofore given by written notice of the hearing and was mailed by certified mail not less than ten (10) days nor more than twenty



(20) days prior to the date set for the public hearing to all owners and occupants of properties within the proposed Historic District as required by ordinance

(f) Based on the report of the Commission, it is necessary, advisable and in the interest of the City and in the public interest that the Council designates the Montevallo Downtown Historic District area as a historic district in order to provide for the protection, enhancement and preservation of the properties within said district.

Section 2. **DESIGNATION OF HISTORIC DISTRICT.** The Montevallo Downtown Historic District area is hereby designated a historic district to be known as the "Montevallo Downtown Historic District." The boundaries of said historic district are described as follows:

A map depicting the boundaries of the Montevallo Downtown historic District is attached hereto as "Exhibit A" and incorporated herein by reference thereto.

Section 3. **IDENTIFICATION OF OWNERS.** The owners of the properties included in the Historic District are identified in the relevant property tax rolls and a list of said owners is attached hereto.

Section 4. **IDENTIFICATION OF TENANTS.** The tenants of the properties, if different than the owners, included in the Historic District were identified by relevant property tax rolls and utility records and a list of said tenants is attached hereto as Exhibit "C: and incorporated herein by referenced thereto.

Section 5. **CERTIFICATE OF APPROPRIATENESS.** No change in the exterior appearance of any building, structure or site within the Montevallo Downtown Historic District may be erected or demolished unless and until a Certificate of Appropriateness for such change, erection or demolition is approved by the Commission.

Section 6. **NOTICE OF DEISGNATION OF HISTORIC DISTRICT.** The Commission is hereby directed and authorized to give notice in writing of the designation of the Montevallo Downtown Historic District to all agencies of the municipality and to all owners of property included in the historic designation.

Section 7. **OFFICIAL MAP.** Boundaries of the Montevallo Downtown Historic District shall be shown on the official zoning map of the City and a copy of said map shall be available for inspection by the public in the Planning Department of the City of Montevallo.

Section 8. **EFFECTIVE DATE.** This ordinance shall become effective upon adoption, approval and publication as required by law.

Section 9. **PUBLICATION.** The City Clerk is hereby directed to cause a copy of this ordinance to be published in accordance with State Law.

ADOPTED AND APPROVED by the City Council of the City of Montevallo, on this the 13<sup>th</sup> day of July 2015.

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Mayor Cost noted the council will need to approve the members of the Design Review Committee at an upcoming meeting.

**Board Appointments:** NONE

**Other Business:**

Council Member Peterson made a motion to wave the fees for Chilton Shelby Mental Health for the use of the large pavilion at Orr Park on August 1, 2015 from 8:00 a.m. until 1:00 p.m. for their Back to School Bash. Council Member Gilbert seconded. ALL AYES . . . MOTION APPROVED.

Council Member Goldsmith made a motion to approve the purchase of turnout gear for the Fire Department in the amount of \$8,830 from NAFCO to come from the Fire Department capital funds budgeted in the City Capital Reserve Account. Council Member Woodham seconded. ALL AYES . . . MOTION APPROVED.

Council Member Peterson made a motion to authorize the purchase of a new brush truck off the State Bid List at a price not to exceed \$60,000 using funds from the Sanitation Fund Reserve Account. Council Member Gilbert seconded. ALL AYES . . . MOTION APPROVED.

**Citizen Participation**

Jody Landers informed the council that he is really ashamed and feels that they've handled the gold course situation shamefully. He said he worries about local government and lack of confidence in local government.

Mitchell Spears asked a question to clarify if as of this point the Parks and Recreation Board no longer exists. He asked if the city intended to hire a business manager for the course. Mayor Cost reiterated that all staff will remain in place.

Dwight Dellinger urged the council to remember that a PGA pro is a much more than just a manager, he's much better.

Steve Gilbert asked about the voting place proposal. The City Clerk explained that, as the Chief Election Official for the City, she made this recommendation in an attempt to save money and simplify the voting process.

Frank Oaks asked why we don't you do that for state or federal elections, as well. The City Clerk explained that the city is not in charge of those elections. We only have control over the municipal election.

Kenneth Dukes said he doesn't think there is any ill-will on the part of the council with regard to the voting place proposal. He said he doesn't have a problem consolidating the polls in an effort to save money, as long as it is not located at City Hall.

Melissa Martin said she doesn't see how the city will do anything differently that the golf board was able to do. The city has purchased new equipment for other departments and the golf course is still using old junk. Nothing will change unless we spend more money. She said that the council has been deceitful and she doubts they were being honest when they said everything would stay the way it was.

Mayor Cost stressed that the council has tried to respond to every request made by the public in considering these changes. She said that making the course a department of the city is designed to meet those requests. She reiterated there is no hidden agenda. The golf course is still here. Ed Davis is still here. This was not a surprise to anyone. The city has made it clear to Mr. Davis and the Golf Board that things as they have been are unacceptable and have been urging them for the past three years or more to turn things around. The only reason we are where we are today is because the Golf Board requested the council authorize the lease of new golf carts, along with an extension of the lease with UM.

There being no further business before the council, Council Member Goldsmith made a motion to adjourn. Council Member Woodham seconded. ALL AYES . . . MEETING ADJOURNED at 7:06 p.m.

Submitted by:

Herman Lehman  
City Clerk