

**MINUTES**

**Montevallo City Council Work Session  
December 12, 2016  
5:30 p.m. at City Hall**

**Mayor Hollie Cost, Council Member Rusty Nix, Council Member Willie Goldsmith, Council Member Tiffany Bunt, Council Member Jason Peterson and Council Member Matt Walker were in attendance.**

Mayor Cost called the Work Session to order at 5:30 p.m.

Police Chief Jeremy Littleton presented the Police Department report:

Montevallo Police Department Stats

	January-16	February-16	March-16	April-16	May-16	June-16	July-16	August-16	September-16	October-16	November-16	December-16	Total
Total Cases	85	90	97	129	115	101	132	149	125	118	108		1249
Criminal Cases	30	26	35	32	40	42	45	50	35	30	40		405
Non-Criminal	10	9	20	18	18	15	21	20	12	18	20		180
Traffic Accidents	18	12	13	18	17	9	19	22	15	25	18		186
Traffic Citations	167	168	168	167	153	120	112	102	72	109	75		1413
DUI Arrests	3	2	0	2	3	1	6	2	3	3	0		25
Public Intox Arr	0	0	1	1	4	2	0	3	2	1	1		15
Alias Arrests	6	9	8	10	14	18	22	18	13	13	21		152
Juvenile Arrests	0	1	0	4	0	0	0	0	1	0	0		6
Misd Arrests	3	12	13	12	5	11	13	18	9	8	21		125
Felony Arrests	2	2	3	7	2	3	9	1	0	3	1		33
Drug Related	7	5	8	9	2	5	11	6	5	4	5		67
Total Arrest	17	31	33	46	30	37	64	48	33	30	33		404
Auto Thefts	0	0	0	0	0	1	0	0	0	0	1		2
Burglaries	2	2	0	2	3	1	1	2	4	4	0		21
Auto Recoveries	0	0	0	0	0	1	0	0	1	0	0		2
Auto Burglaries	2	3	3	2	1	2	1	2	2	4	5		27
Criminal Mischief	3	3	8	4	6	3	4	0	3	1	2		37
DV Related	5	9	11	16	12	12	7	7	8	11	6		104
Assaults	0	2	0	0	3	5	2	2	3	1	1		19
Fraud/Fornery	5	2	3	1	2	2	1	0	3	1	2		22
Harass / Reck	6	7	6	5	8	8	9	7	14	6	8		84
Misc. Offenses	9	5	5	0	11	8	23	25	14	6	10		116
Robberies	0	0	1	0	2	1	0	0	0	1	0		5
Thefts / Attempts	2	9	4	7	9	11	9	12	18	16	13		110
Suicide Attempts	1	1	0	2	0	0	0	0	0	0	0		8
Suicides	0	0	0	0	0	0	0	0	0	0	0		0
Deaths	1	2	1	0	1	2	0	0	0	1	1		9

Karen Kiker  
11:48 AM  
12/10/2016



## Montevallo Police Department City Council Report

Date:  
12/12/2016

### Patrol Report:

Total Calls:  
1144

Total Cases:  
108

Traffic Accidents:  
18

Traffic Stops:  
140

Traffic Citations:  
75

Total Arrests:  
33

Burglaries:  
1

Auto Burglaries:  
5

Domestics:  
6

Assaults:  
1

Fraud/Forgery:  
2

Thefts/Attempts:  
1

Zone Checks:  
467

School Patrols:  
30

### Investigations (New Cases):

Felony Cases Pending:  
NA

Felony Cases Closed:  
NA

Misdemeanor Cases Pending:  
NA

Misdemeanor Cases Closed:  
NA

### School Resource Report:

Offense Reports:  
NA

Incident Reports:  
NA

Traffic Accident Reports:  
NA

Arrest Reports:  
NA

Cases Pending:  
NA

Cases Closed:  
NA

Additional Comments:



## Montevallo Police Department Code Enforcement Activity Report

Date:  
12/12/2016

Inspection Period  
11/28/2016

Inspection Period  
12/12/2016

### Inoperable Vehicle Inspections:

Inspected:  
3

Pending:  
2

Closed:  
0

### Animal Complaint Inspections:

Inspected:  
0

Pending:  
0

Closed:  
0

### Abandoned Building Inspections:

Inspected:  
0

Pending:  
37

Closed:  
0

### Property Inspections:

Inspected:  
1

Pending:  
4

Closed:  
0

### Miscellaneous Complaints:

Inspected:  
1

Pending:  
0

Closed:  
1

Inspected:  
5

Total Inspections this Period:  
5

Total Inspections Year to Date:  
146



## Montevallo Police Department Code Enforcement Activity Report

### Inspections this Period:

Subjects living in camper on Ashville Road

Citizen Complaint about tattered flag on Nabors Street

Complaint of several inoperable vehicles on Western Drive

### Inspections Pending Continued from Last Period:

Mattresses near roadway on Oak St. Letter being mailed to owner to remove.

Empty rental house on Parkway Cir. Pool not maintained and has dead animals.

Camper at vacant home on Walden Court . Been in place for over thirty days. Letter mailed to owner and posted on camper.

Inoperable vehicle on Walden Court. Letter mailed to owner and posted on vehicle.

Cars parked on lot in Colonial Oaks. Letter posted and mailed to owner. several vehicles removed.

### Cases Closed this Period:

Tattered Flag replaced.

### Other Comments:

Commerce Street Lot overgrown. No action taken by owners. Council ordered abatement. Rain has delayed cutting.

Fire Chief Bill Reid presented the Fire Department report. He informed the council they ran 130 calls in November – 1,207 year to date. Mid-September of next year is the delivery date for their new fire truck. Delivery of the cab and chassis is expected by the first of March. He said they have been thankful for the recent rains which helped to reduce the possibility of brush fires.

Kirk Hamby, Director of Public Works, reported the guard rail on Overland Rd was repaired. They are in the process of obtaining bids to replace the roof at the recycling center. They have light staffing through the end of the year due to the holidays. They had some limbs down due to recent high winds.

Mayor Cost informed the Council that ValloCycle's Night Ride was a success. They are planning more rides in the coming months. UM gave ValloCycle a grant to establish a bicycle repair center behind UMOM.

Shane Baugh, Director of Parks & Recreation, updated the council on the basketball program. He informed the Council he obtained a \$4,300 grant with no match required to purchase sports equipment.

Council Member Nix said he talked to Johnny Holsombeck and that he is going to work with Mr. Baugh to identify a place to locate the bench that is being donated to the city.

Dwight Dellinger presented the Golf report:

# Montevallo Golf Club

## Monthly Report November 2016

	<u>MTD</u>	<u>YTD</u>
<u>Rounds Played</u>	519	1,382
2015	<u>429</u>	<u>1,311</u>
	90	71

New Members  
None

Tournaments / Events  
None

Upcoming Tournaments / Events  
None

**Dwight Dellinger**  
12/09/16

He added that receipts are down due to the bad weather. However, they sold several gift certificates for rounds of golf.

Council Member Nix thanked Mr. Hamby and his crews for getting the Christmas banners up.

Mayor Cost explained that we did not put up the lighting this year because many of the lights were inoperable and needed repair. Due to the construction schedule, we were also hesitant to invest any money in repairing the lights until we knew what poles were expected to remain. We were glad to have the banners to install. The plan is to design a new lighting and decorating plan for the holidays that compliments the improvements to downtown.

Council Member Bunt presented the Education report:

**Montevallo Connection Meeting**  
**Thursday, November 10, 2016 – 4:00 PM**  
**Montevallo High School**

**Participants:**

*Ji Ji Davis, Kristen Hollar, Brandon Horton, Pamela Smith, Shelia Lewis, Tim Ray, Jody Brewer, Shellie Little, Rachel Ward, Jennifer McCaleb, Blake Ray, James Rogers, Zackery Banks, Anitra Stallworth, Brandon Turner*

**Welcome and Introductions:** Jiji Davis welcomed everyone to the meeting and thanked Montevallo High School for hosting, providing snacks, and the MHS Jazz Band for entertainment. Brandon Turner, the principal at MMS, welcomed all of the guests. Then all of the participants were asked to introduce themselves and to tell which school or department they represented.

*Montevallo Elementary School (Allison Campbell):*

- Parent Nights similar to Open House were held with the assistance of the UM Lacrosse team, College of Education Students, and MMS Cheerleaders
- Fall Festival was held with the assistance of UM Track and Field team, MMS Cheerleaders, City Volunteers, and MHS Football players which raised \$3, 453
- Supper with Santa is community-wide event which will be held on November 17<sup>th</sup>
- The National Elementary Honor Society tapping ceremony was held with assistance from MHS National Honor Society students
- MHS football players assist students at car riders each Friday morning during home football games
- Continue to host numerous UM interns throughout the different stages of the education program
- MES would like to participate in the 5<sup>th</sup> Grade Future Falcon Day in the Spring of 2017 with assistance from the UM Athletic Department
- International Food Festival will be held again this year at MHS and would love volunteers from UM for this event. This collaboration was very successful last year.

*Montevallo Middle School (Sheila Lewis):*

- Hosted an Honor Roll Party for 136 students where PTO provided and served ice cream
- 83 MMS students attended the Perfect Attendance Fun Day
- October 20<sup>th</sup>, MMS hosted a community-wide Chess Night
- 8<sup>th</sup> graders from MMS attended Future Falcon Day at UM where they lived the life of a college student for the day. They attended four classes, a concert, and participated in the Historical Ghost Tour
- MMS cheerleaders put on an Alabama/Auburn pep rally at the Linda Nolen Learning Center
- Once a month the MMS PTO feeds all of the faculty and even bought them a new refrigerator for the faculty workroom
- Teacher of the Year was Coach Brandon Horton

- MMS would like to hire/find volunteers 2 days a week for students in 6, 7, and 8<sup>th</sup> grade for reading and math needs

*Montevallo High School (Brandon Turner)*

- New Band Director, Mr. Rogers created a Jazz band in addition to the marching band
- Mrs. Eades the FCS teacher at MHS is currently creating a brochure for the community to hire the MHS Culinary Class to cater city-wide events
- Mrs. McCaleb, the MHS broadcast teacher has revamped the traditional MHS Spotlight Newspaper
- MHS' Football record this year of 10-1 has not happened since 1983
- MHS band received all superior ratings at their most recent band competition
- The FTA or Future Teachers of Alabama group at MHS are attending a College of Education Class once a month at UM and participating in PLC (Professional Learning Communities) with UM students
- MHS would need tutors during the day at MHS
- MHS has a new club called Destination Imagination that meets once a week for creative projects. A student was at the meeting and presented for our group.

*University of Montevallo (Anna McEwan)*

- College of Education met with tech people this week and the VPBA to talk about creating an Adobe Connect classroom in Wills 200 so that a UM professor and graduate students can connect with a Shelby County Administrator and students at a school site somewhere in Shelby County
- COE also met with Shelby County Administrators two weeks ago about entering into a special tuition discount model for earning advanced degrees at UM. More info to come.
- Fall 2016 enrollment COE is the 2<sup>nd</sup> in largest college at UM, 3<sup>rd</sup> largest in terms of undergraduate enrollment, and 1<sup>st</sup> in terms of graduate degrees
- COE has been in discussions with Mass Comm professors about having their students create short commercials to feature our Montevallo Connection.

The meeting adjourned at 5:00pm.

*-Submitted by: Dr. Ji Ji Davis (Elementary and Secondary Programs)*

From American Village:

**The American Village will be closed for Christmas and New Year beginning 2:00 p.m. Friday, December 16, and will reopen Tuesday, January 3. We will offer free walking tours January 3-6.**

**If you have last-minute Christmas shopping, visit the Patriot Gift Shop this week. The American Village is the exclusive Alabama partner for the 2016 White House Christmas ornament! We also have White House Chef Roland Mesnier's Gingerbread cookbook, and many other gifts.**

**Thanks, Tiffani!**



The Sister City met last Wednesday to discuss their trip to Japan – July 1-10. They are also developing a pen pal program in advance of the trip. They are also looking at the possibility of offering college credits related to the exchange program through UM.

Allie Williams, Director of the Parnell Memorial Library, presented the Library report:

PARNELL MEMORIAL LIBRARY  
MONTHLY REPORT  
NOVEMBER 2016

CIRCULATION: 2782 items charged  
(Increased by 6%)

COMPUTER USE: 433 users  
(Decreased by 20%)

STORYTIME/4: 47  
(Increased by 67%)

MOVIES/4: 118 people attended  
(Decreased by 28%)

OTHER KIDS' PROGRAMS/2: 28

ADULT PROGRAMS/5: 89

*1572 website visits since Nov 28*

DEPOSITS:

11/10/16	\$198.55
11/23/16	\$265.59
11/30/16	\$72.25
11/30/16	\$101.75

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\$638.14

Notes on Upcoming:

1. Cookies and Milk with Mrs. Claus will take place, Thursday, December 15th at 4 p.m. Mary Howard will play Mrs. Claus. Lucky's Foodland is donating the milk and Bud's Best Cookies will provide the cookies. We will show a holiday movie immediately following the program.
2. We will show The Wild Life on Tuesday, December 13th at 3:30, The Secret Life of Pets on Tuesday, December 20th, and Pete's Dragon on Tuesday, December 27th.
3. ESOL registration for the next semester will take place on Thursday, January 12th.

Mayor Cost asked if we are able to tell if we receive more visits to our website since the improvements. Ms. Williams said the number appears about the same.

In response to a question from Council Member Bunt, Mr. Hamby reported that the Arts Council is working on installing the carports at the center. They are also talking to an electrician about installing their kiln.

Mr. Hamby also noted that the boys' basketball team ranked 3<sup>rd</sup> in the state – girl's ranked 5<sup>th</sup>.

Debby Raymond, Revenue Officer, informed the council that business license collections so far are ahead of the same time last year.

Adele Nelson reported that the Chamber's Christmas Open House at downtown businesses will from 5-7 p.m. that night. There will also be a ribbon cutting for a new business Thursday at 2:30.

Council Member Walker informed the council the Finance Committee meeting has been rescheduled for January 4<sup>th</sup>. The committee expects to hear more from ALAGASCO at that meeting.

Dee Woodham, Chairperson of the MDCD, said they are still in the process of working out the refinancing of their loan. They are also looking at several proposals for improvements to the UMOM pocket park.

Mayor Cost reminded everyone there will be a Streetscape Project meeting Thursday at 5 PM. We have also added a second meeting for Wednesday at 5 PM in order to give more people the opportunity to attend.

Mayor Cost also reported she met with the rep from Mobilitie about their proposal. They seem to be focused on a site somewhere near the intersection of Middle St and Island St. However, they are looking at other options.

Council Member Nix suggested that obtaining permission to locate in the State Right-of-Way will be a problem and they will probably need to move the site back into Orr Park.

Mayor Cost noted that we would require at a minimum a 5% franchise fee and an out-clause should they go belly up or abandon the site for more than 90 days.

Council Member Bunt said she had other reservations about the proposal. Most importantly, she expressed her concern that this tower would eventually compete with the tower we own and would cause us to lose that revenue. In addition, she noted there are other firms that do the same sort of thing and thinks we need to open up the process to get proposals from them, as well.

***Montevillo City Council Meeting***  
**December 12, 2016**  
**6:00 p.m. at City Hall**

**Mayor Hollie Cost, Council Member Rusty Nix, Council Member Willie Goldsmith, Council Member Tiffany Bunt, Council Member Jason Peterson and Council Member Matt Walker were in attendance.**

**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 - 11/28/16:**

Council Member Walker made a motion to approve the Minutes from November 28, 2016 as corrected. Council Member Nix seconded. ALL AYES . . . MOTION APPROVED.

**Student Recognitions / Awards:**

From the Middle School -

Students

Anthony Welsh  
Breana Williams  
Cole Dennis  
Ahmiayh Spruel

Teacher

Zachary Banks

From the High School -

Students:

9th: Carl Sellers  
10th: TK Hill  
11th: Daqwan Bryant  
12th: Allison McCurdy

Teacher: Ashley Short

Support Professional: Rosie Silas

**Opportunities for citizens to speak to the Council:** No one participated.

Mayor Cost explained the donation from Ms. Mahler and asked everyone to stay to hear more about it.

**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 Nix made a motion to approve payment of the bills as presented. Council Member Goldsmith seconded. ALL AYES . . . MOTION APPROVED.

**Consent Agenda:** NONE

**New Business:**

Resolution Approving the Agreement for Distributions for Partial Settlement of the Estate of Elizabeth A. Mahler -

Mayor Cost reminded everyone about Ms. Mahler's previous donation to the city of her family's 167acre farm. She donated that to us before she passed away. She liked what we were doing in Montevallo and wanted to do her part. She wanted her farm to be used as a city park – 4 times the size of Orr Park. Ms. Mahler died about a year ago. We now know that she also left us a significant sum of money to benefit the city as a whole.

The City Clerk read the Resolution related to her bequest:

**Resolution No.** \_\_\_\_\_

**A Resolution Approving the Agreement for Distributions for Partial Settlement of the Estate of Elizabeth A. Mahler**

**WHEREAS**, the Last Will and Testament of Elizabeth A. Mahler, dated November 26, 2013, was admitted to probate by the Probate Court of Shelby County, Alabama, pursuant to a Decree Admitting Will to Probate & Granting Letters of Testamentary entered on May 24, 2016; and

**WHEREAS**, the City of Montevallo Library in Montevallo, Alabama, was specifically bequeathed and devised the sum of Fifty Thousand and 00/100 Dollars (\$50,000) pursuant to the terms of said Will, for use toward the advancement of its Arts Council, Community Theater, technology advancement, and for any other worthy purpose which the administration of said organization shall deem appropriate; and the said Library is funded, operated, maintained, and administered by the City of Montevallo, Alabama and Parnell Memorial Library Foundation, which are the appropriate entities that have the authority and responsibility for the allocation of funds hereof, and are entitled to receive such; and

**WHEREAS**, the City of Montevallo was specifically bequeathed and devised the sum of Four Hundred Thousand and 00/100 Dollars (\$400,000) in accordance with the terms of said Will, to be used to pave the City walking trail from Orr Park to Stephens Park; provided, however, in the event the paving of said walking trail has previously occurred, or in the event there are excess funds beyond those necessary to complete the paving of said walking trail, such funds shall be used for providing lighting, signage or any other pertinent needs associated with a walking trail, as determined by the Montevallo City Council; and

**WHEREAS**, the City of Montevallo, Park Board II (golf course) in Montevallo, Alabama, was specifically bequeathed and devised the sum of One Hundred Thousand and 00/100 Dollars (\$100,000) in accordance with the terms of said Will, to be used for the purchase of equipment and making repairs and improvements to Montevallo Golf Course pursuant to a “needs list” as approved by a personal representative, in his absolute discretion; and the said City of Montevallo, Park Board II (golf course) is now funded, operated, maintained, administered, and a part of the City of Montevallo, Alabama, which is the appropriate entity that has authority and responsibility for the allocation of funds hereof, and is entitled to receive such; and

**WHEREAS**, the Montevallo Fire and Rescue Department in Montevallo, Alabama, was specifically bequeathed and devised the sum of One Hundred Thousand and 00/100 Dollars (\$100,000) in accordance with the terms of said Will, to be used as the administration of said organization shall deem appropriate, but to be specifically applied toward the needs of said department; and the Montevallo Fire and Rescue Department is a part of the City of Montevallo, Alabama, which is the appropriate entity that has authority and responsibility for the allocation of funds hereof, and is entitled to receive such funds; and

**WHEREAS**, the City of Montevallo Shoal Creek Park Fund in Montevallo, Alabama, was specifically bequeathed and devised the sum of One Hundred Thousand and 00/100 Dollars (\$100,000) in accordance with the terms of said Will, for the purpose of providing maintenance

and improvements to Shoal Creek Park, situated upon the property previously owned by Shoal Creek Farm, Inc., and the Montevallo Shoal Creek Fund is funded, operated, maintained, and administered by the City of Montevallo, Alabama, and the Shoal Creek Foundation, which are the appropriate entities that have authority and responsibility for the allocation of funds hereof, and are entitled to receive such; and

**WHEREAS**, the City of Montevallo, Alabama, was specifically bequeathed and devised the sum of One Hundred Thousand and 00/100 Dollars (\$100,000) in accordance with the terms of said Will, to be used for paving a walking trail system to connect Shoal Creek Park to existing City park walking trails, or otherwise to pave trails within Shoal Creek Park;

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

- 1) The City Council acknowledges and accepts the bequests of Ms. Elizabeth A. Mahler as previously described herein; and
- 2) The City Council hereby authorizes the Mayor of Montevallo, Hollie C. Cost, to execute the Agreement for Distributions for Partial Settlement and other pertinent documents associated with the estate of Elizabeth A. Mahler as attached hereto; and
- 3) The \$50,000 in funds designated by Ms. Mahler to benefit the Library shall be paid to and administered solely by the Parnell Memorial Foundation in accordance with the terms and conditions of Ms. Mahler's Will – which includes support for both the Montevallo Arts Council and Montevallo Main Street Players; and
- 4) The \$100,000 in funds designated by Ms. Mahler to benefit the Shoal Creek Park Fund shall be paid to and administered solely by the Shoal Creek Park Foundation in accordance with the terms and conditions of Ms. Mahler's Will; and
- 5) All other bequests, totaling \$700,000, will be administered directly by the City in accordance with Ms. Mahler's instructions; and
- 6) On behalf of the citizens of Montevallo, the City Council, once again, express our deepest and most sincere gratitude to Elizabeth A. Mahler and the entire Mahler Family for their incredible generosity, faith and support of our City.

**ADOPTED AND APPROVED THIS \_\_\_\_\_ DAY OF DECEMBER, 2016.**

\_\_\_\_\_  
Hollie C. Cost, Mayor

**ATTEST:**

\_\_\_\_\_  
Herman Lehman, City Clerk & Treasurer

Mayor Cost said she wanted everyone to stay so they would know about Ms. Mahler's incredible and wonderful gift to our city.

The Mayor said we will develop a budget for each of the categories detailed in the will. For instance, our employees at the Golf Course will help us to develop a needs list for the course, same thing at the Fire Department and so forth. There is some flexibility built in to her will. We can work with her executor to make whatever minor adjustments that need to be made.

Libby Rodgers spoke on behalf of the Parnell Memorial Library Board and expressed the board's commitment to seeing that Ms. Mahler's wishes were followed.

Terry Arnold, a member of the SCP trail committee who lives across the street from the Mahler property, talked about the family and how wonderful this gift is.

Dee Woodham, a member of the Shoal Creek Park Foundation, said Ms. Mahler was a lovely person and that she was blessed to have had the opportunity to get to know her.

Mayor Cost noted that if we accept the gift then we would budget for the expenditures.

Council Member Nix made a motion to approve the resolution approving the Agreement for Distributions for Partial Settlement of the Estate of Elizabeth A. Mahler. Council Member Peterson seconded. ALL AYES . . . MOTION APPROVED.

Mobilitie Proposal – The Council discussed this item again, going over the points made earlier. Council Member Peterson added his concern of having a 120' pole in the middle of downtown. It was decided to delay consideration of this item until a later date in order to obtain additional information.

Priority Payments – At the request of the City Clerk, this item was postponed to the next meeting.

**Old Business:** NONE

**Board Appointments:** NONE

**Other Business:** NONE

**Citizen Participation:** NONE

There being no further business before the Council, Council Member Nix made a motion to adjourn. Council Member Bunt seconded. ALL AYES . . . MEETING ADJOURNED at 6:52 p.m.

Submitted by:



Herman Lehman  
City Clerk