

MINUTES

Montevallo City Council Work Session

October 26, 2020

5:30 p.m. at City Hall

Mayor Hollie Cost, Council Member Jason Peterson, Council Member Arthur Herbert, Council Member Rusty Nix, Council Member Willie Goldsmith and Council Member Tiffany Bunt.

Mayor Cost opened the work session at 5:30 p.m.

Mr. Wayne Barber with DeLoach, Barber & Caspers P.C. presented the city audit to council.

Montevallo City Council Meeting

October 12, 2020

6:00 p.m. at City Hall

Mayor Hollie Cost, Council Member Jason Peterson, Council Member Arthur Herbert, Council Member Rusty Nix, Council Member Willie Goldsmith and Council Member Tiffany Bunt.

Pledge of Allegiance

Meeting Call to Order –

The Mayor then called the regular meeting to order at 6:00p.m.

Approval and/or corrections of the minutes

Council Member Peterson made a motion to approve the Minutes from October 12, 2020. Council Member Herbert seconded. Council Member Bunt and Council Member Goldsmith abstained . . . MOTION APPROVED.

The Mayor gave an outgoing address to Council and Department Heads, Appendix 1

Recognitions / Awards:

They Mayor presented Council with service awards:

- Council Member Rusty Nix, District 1 – 12 years of service
- Council Member Jason Peterson, District 4 – 6 years of service
- Council Member Tiffany Bunt, District 3 – 4 years of service
- Council Member Arthur Herbert, District 5 – 1.5 years of service
- Council Member Willie Goldsmith, District 2 – 30 years of service

The Mayor recognized Willie Goldsmith for his 30 years of service to the City with a dedication of the Council Chamber in his name.

Council Member Willie Goldsmith left the meeting after the dedication.

Opportunities for citizens to speak to the Council:

C. Pearson, 1131 Oak St. – Addressed Council and Mayor to thank them for their service and a fantastic job.

H.G. McGaughy – Addressed Council and Mayor to thank them for their service and leaving the town better than when they began.

Greg Reese, 1 Brookwood Dr – Addressed Council and Mayor to show his appreciation for their service.

No Facebook comments

Committee Reports and Consideration of Bills:

Public Health & Safety (Police, Fire, Code Enforcement, Housing Abatement)–
Chief Littleton presented the Police Department monthly report see Appendix 2

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

Council Member Herbert reported for ValloCycle the kids ride had to be cancelled due to weather and the Witch’s ride is 10.29.20 at 6pm.

Kirk Hamby, Streets Director, reported business as usual.

Oliva Barone, Sustainability Coordinator, report presented to Council see Appendix 3

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

Shane Baugh, Park & Rec Director reported there will be two ball tournaments in town this weekend. They finished with basketball registrations. He also reported the Mahler House has new footings in place, and is getting reroofed this week the house should start taking shape very soon. He also reported they have been working on the trails to get those cleared.

Council Member Nix reported a special meeting for Design Review Committee will be on 11.03.2020 at 3pm.

Education, Arts & Outreach (Schools, UM, Boys & Girls Club, Library, American Village, Sister City Commission, Artwalk, IMPACT) – reported earlier

Council Member Bunt her outreach report see Appendix 4.

Sarah Hogan, Impact Director shared a department report Appendix 5.

Olivia Gilbert, MJCC Junior Mayor reported MJCC was sponsoring a drive in movie for 10.30 to show a family friendly movie for \$10 a car.

Savannah Kitchens, Parnell Library Director shared a department report Appendix 6.

Finance, Economic Development & Tourism (Finance, MDCD, IDB, Chamber, Historical Commission, Main Street)

Courtney Bennett, Director of Mainstreet, presented the department report Appendix 7. Council Member Peterson reported the next Finance Meeting is 10.28.2020 4:00 p.m.

Council Member Nix then made a motion to approve payment of the bills. Council Member Herbert seconded. ALL AYES . . . MOTION APPROVED.

Consent Agenda: NONE

New Business:

Mayor Cost shared the attorneys originally thought we may need to amend the Resolution for capital project loan, but that was not necessary to move forward.

Old Business:

Recommendation to amend Chapter 4 - ANIMALS of the Montevallo Municipal Code to further protect animal health and welfare - second reading. Appendix 8

Council Member Peterson asked if our attorneys reviewed the Ordinance. It was not sent to Mr. Bent Owens for review. Per request to send for review and included on 11/09/2020 agenda.

Matthew Burgess, Garver, updated on the Ammersee Lakes paving project, will begin before Thanksgiving. Lowest bid was from Wiregrass Construction Co at \$75,498.00, Appendix 9.

Council Member Herbert made a motion to accept lowest bid from Wiregrass Construction Co for Ammersee Lakes paving project. Council Member Nix seconded. ALL AYES...MOTION APPROVED

Review bids for AC units at City Hall to provide dehumidifiers, Appendix 10.

Council Member Peterson made a motion to accept the lowest bid by Active Air to provide new AC units at City Hall. Council Member Nix seconded. ALL AYES...MOTION APPROVED

Board Appointments

- Courtney Bennett – ValloCycle – Term Expiration Date 10.26.2025 (Attached LOI)
- Jason Peterson – ValloCycle – Term expiring on 10.26.2025

- Olivia Barone – ValloCycle – Term expiring on 10.26.2025
- Lisa Terrill – Design Review Committee – Term Expiration Date 10.26.2023 (Replacing Herman)
- Greg Reece – Historical Preservation Commission – Term expiring 10.26.2023

- Ratification of Terms:
- Courtney Bennett – Design Review Committee – Term expiring 10.26.2023
- Kevin Hughes – Design Review Committee – Term expiring 10.26.2022
- HG McGaughy – Design Review Committee – Term expiring 10.26.2021

Council Member Peterson made a motion to appoint members listed to boards. Council Member Bunt seconded. Council Member Nix abstained . . . MOTION APPROVED.

Other Business:

An Amendment to Ordinance #09142020-500 for Assets transferred to Golf, as original Ordinance was not inclusive to all assets transferred.

Council Member Nix made a motion to amend Ordinance #09142020-500 for assets transferred to the University of Montevallo for the Golf Course. Council Member Peterson seconded. ALL AYES...MOTION APPROVED

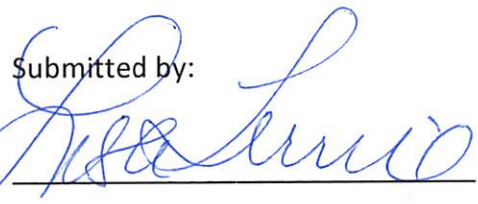
Olivia Barone reported a billing error for a trash refund request for Mrs. Yoko Brown for \$100.

Council Member Bunt made a motion to refund Mrs. Brown \$100 for billing error. Council Member Herbert seconded. ALL AYES... MOTION APPROVED.

Council Member Peterson made a motion to approve the Audit as presented by Mr. Barber. Council Member Bunt seconded. ALL AYES...MOTION APPROVED

Citizen Participation: None

There being no further business before the Council, Council Member Peterson made a motion to adjourn. Council Member Bunt seconded. ALL AYES . . . MEETING ADJOURNED at 7:25 p.m.

Submitted by:


Lisa Terrill
 Acting City Clerk

Last council meeting together. I've written this REALLY LONG farewell speech over and over again in my head. But, I realize that there are a lot of people viewing this meeting who absolutely do not want to hear some sappy farewell speech. So, really, I just want to express gratitude because that is truly all that I have in my heart.

- Most of all, I'm grateful for the opportunity I've had to serve the city that I love and to my family for enabling me to serve in this capacity. I'm so proud of what we have been able to do accomplish over the years together to see our community blossom into the oasis that it is today.
- I am incredibly grateful for the employees that make up the city and especially for Herman, who was our glue for so long. As most of you know, he decided to take on other new adventures. Our employees truly are the A-team. Each and every department head demonstrates sound judgment, a deep commitment to the city, solid leadership and a heart for those in their division. Our city employees have a true heart of service and put 100% into their position. We've forged friendships I never imagined 8 years ago. I've learned much more from you all as you may have learned from me.
- Appreciate our outside contractors-engineers, architects, legal advisors, our auditors!
- Grateful for all of our partners—Partnerships are central to our progress - Mathews Center, MDCD, Kettering foundation, The Women's Fund, University of Montevallo, Shelby County, Chamber of Commerce-local and county, Main Street Alabama and Montevallo. ACE, UACED, Art community, Village, Cemetery, Schools
- Deep appreciation for our citizen volunteers who I've also had the great fortune of befriending – HG, Hershel Hale, Terry Arnold, Topcat, board chairs- many others
- I deeply appreciate the newly elected mayor and council for stepping up and for their willingness to make the same sacrifices that we have made over the years. I wish you all the best.
- And finally, I am so thankful for the council members I have worked with over the years but especially for the team we have here tonight. I think we take our situation and comradery for granted at times. What we have experienced is special and unique. We've worked together without ongoing conflict and have always demonstrated respect for one another even when disagreeing.
- With that in mind, I have the pleasure of presenting tokens of the city's appreciation to the outgoing council members tonight. Bunt, Herbert, Nix, Peterson,
- Last, but certainly not least, we have a special recognition for our longest standing council member. Mr. Willie Goldsmith has now served this city 30 years. I will yield to our former city clerk to present him with a proclamation outlining his service. After which, we have another special presentation in the foyer where I will ask his family and others to join us.

APPENDIX 1

Thursday - 22 October 2020 - page 01
Log

Activity Report from 10 October 2020
To 25 October 2020

☆*Reported this period: 1*

☆*Animal Complaints: 0*

☆*Overgrown Grass and Weeds: 0*

☆*Trash and/or Debris: 1*

- 30 Sarge Drive - letter to be sent.

☆*Inoperable Vehicles: 0*

☆*Unsafe Structures: 0*

☆*Miscellaneous: 0*

☆*Closed Cases: 3*

☆*Continued from Last Period: 11*

Sustainability Report for Council 10.26.2020

Montevallo has recycled 69.54 tons or 139,080 lbs. since Jan 2020. We've donated 6,500 lbs. in October to America's Thrift Store and 28,100 lbs. since May (when we got the bins). America's Thrift Store has diverted 44 million pounds of textiles away from landfills in 2019 and I'm really happy we are able to be apart of that effort.

In other business:

Mrs. Yoko Brown, B & V Alliance account – 4696 Highway 25, (205)907-2406. She started water service and garbage was attached to the account. At that time she did not notify the water board that she was starting construction. The bills went out and she was charged the \$20.00 per month for garbage. She has never had garbage pickup at this address or a garbage can. She is requesting that the previous months (5) of garbage which total \$100.00 be reimbursed.

Olivia Barone

City of Montevallo

Sustainability Coordinator

P: 205-665-2555 ext. 061

C: 205-732-0538

[Sustainable Montevallo Website](#)

[Sustainable Montevallo Facebook Page](#)

Montevallo Police Department Stats

	January-20	February-20	March-20	April-20	May-20	June-20	July-20	August-20	September-20	October-20	November-20	December-20	Total
Total Reports	98	75	76	63	99	67	68	58	125				683
Criminal Cases	40	22	22	30	44	35	40	35	57	77			390
Non-Criminal	11	15	18	6	15	12	14	10	16	33			122
Traffic Accidents	13	15	9	8	12	12	9	8	16	9			102
Traffic Citations	150	140	68	16	101	67	95	127	125	73			971
DUI Arrests	3	9	2	2	3	5	1	3	0	5			34
Public Intox Arr	0	1	1	2	2	3	1	4	3	2			19
Alias Arrests	13	3	8	1	5	2	1	6	9	10			57
Juvenile Arrests	2	0	0	0	0	0	0	0	0	0			2
Misd Arrests	3	7	5	0	12	2	3	8	14	5			58
Felony Arrests	1	0	1	5	8	4	3	2	9	3			34
Drug Related	5	2	2	7	9	3	6	6	8	5			53
Total Arrest	25	23	19	17	39	19	15	37	48	30			264
Auto Thefts	0	0	1	2	1	0	0	0	1	0			5
Burglaries	1	3	2	0	2	1	1	0	0	0			10
Auto Recoveries	0	0	1	1	0	0	0	0	0	0			2
Auto Burglaries	4	1	0	0	0	1	0	0	2	1			10
Criminal Mischief	4	2	4	5	0	2	4	1	9	3			43
DV. Related	64	7	9	12	11	5	12	8	3	3			71
Assaults	8	4	4	3	3	2	9	2	5	3			48
Fraud/Forgery	0	2	1	1	0	1	2	1	2	0			10
Harass / Reck	4	0	6	2	8	4	4	2	5	2			39
Misc. Offenses	25	10	18	7	1	23	20	11	23	18			176
Robberies	0	1	0	0	0	0	0	0	0	0			1
Thefts / Attempts	8	12	4	4	4	2	0	4	7	4			56
Suicide Attempts	0	0	0	1	0	0	0	0	0	0			1
Suicides	0	0	0	0	0	0	0	0	0	0			0
Deaths	0	0	0	0	1	0	0	0	0	0			1

ARTS, EDUCATION, & OUTREACH

Oct. 26, 2020

Montevallo Artwalk (separate sheets)

BOYS & GIRLS CLUB

See the variety of engaging activities the Boys and Girls Club is offering on the Boys & Girls Clubs of Central Alabama Facebook page: <https://www.facebook.com/BeGreatBGCCA/>

Montevallo Connection Needs

Please see below for some areas in which you, your class or your department can assist and support our local schools based on our latest Montevallo Connection meeting with MES, MMS and MHS administrators.

Montevallo Elementary

- Volunteers will be needed closer to Christmas to wrap a present provided by the administrators for every single student at MES.

Montevallo Middle

- Leaders of Tomorrow (L.O.T.) group needs virtual speakers to promote leadership. This could be a motivational speech or even a skill (i.e. interview skills) you would like to teach.

Montevallo High

- The Ready to Work program needs volunteers to speak to students about what to expect after high school in the career world.
- Tutors are needed as students have missed more days of school than normal due to the pandemic.

Contact [Dr. Ji Ji Davis](#) if you would like more information on these needs.

University of Montevallo

No ACT/SAT scores required through Spring 2022

American Village

Veteran's Day (separate sheet)

Montevallo Artwalk (semi)LIVE 2020

Hello Artwalkers! We have been quiet for a while, and we hope all is well with you!

While we cannot have our street festival this year, we feel that, while things are generally improving and people are understandably starved for a return to normal, our regularly scheduled high-crowd-concentration events (like Artwalk on Main Street which we all know is usually very happily congested and distancing would be difficult, unlike an event in a park or pasture) could present contact problems, not to mention the tiresome booth and item cleaning and crowd control measures that just make everything crummy for everyone.

What we CAN do is a **virtual event**, and put that special Artwalk signature weird on it. We are putting out a **call for artist items to consign in a special Artwalk Etsy store, plus produce some Facebook Live broadcasts, inspired by home shopping networks, to drive business your way and entertain our audiences.** We also plan to **pre-film featurettes on our Main Street and other sponsor businesses to add to the Facebook Live events and our other social media to meet our charter goal of promoting our local sponsors and supporters!**

How it works:

1. **Submit the application through Google Forms**, making sure to read and agree to these terms and those on the form, <https://forms.gle/ut941bXUdY5wMjei9>.
2. **Email photos of works you wish to consign.** Limitations and specs on acceptable submissions:
 - a. Dimensions limit: "lunchbox size" we want to have room for as much variety as possible, and control our shipping costs. (larger medium artists: see below!)
 - b. Weight limit: 5 pounds (Etsy offers auto-calculation for shipping)
 - c. Fragile items: these are ok as long as they are a regular size or convenient to pack. An item that will not fit in a standard box or requires very specific packaging will not be possible. (See also below if your work doesn't fit in here.)
 - d. Perishables: we cannot accommodate perishables this time, shelf-stable preserved items are ok, but anything needing refrigeration or that would be damaged by heat or cold in transit is best avoided.
 - e. As with our live events, we cannot accept consultant style retail sales and services, wholesale items you did not make yourself, un-altered vintage/antique/second-hand items, or MLM products (even overstock/sample sales).
3. **Upon acceptance:**
 - a. **You will receive an official acceptance email**, please give two days from receipt of photos, we are a volunteer organization with no full-time staff, but we are all full-time employed somewhere else!

- b. With your acceptance, you will also receive a consignment contract where you will catalog your items, give your asking price, and agree to payment terms (see below).
 - c. Once you return your agreement, we will arrange a drop-off of your selected items to the SPARK side of the Montevallo Recycling Center (Montevallo Arts Collaborative has a secure teaching and meeting space behind the Sustainability Coordinator's office, so while Olivia is present and secures the building each workday, she is NOT responsible for artist services). Unlike our usual practices, City Hall is not a drop-off location or contact center for questions. We need to help them reduce their public traffic, not add to it.
4. **Montevallo Artwalk will create listings on Etsy.**
 - a. So we will add 20% or \$5 (whichever is less) to your asking price per item to cover our commission, then to cover Etsy fees and shipping materials we will add handling fees to each transaction for the buyer, then the buyer also pays calculated shipping and sales tax through Etsy tools. You should receive your full asking price.
 - b. We are also using funds contributed by the City of Montevallo in early 2020 to offset operating and shipping costs (funds we would ordinarily use for equipment, PR, and performances).
5. **A series of Facebook Live events** cheerfully spoofing QVC or HSN-style tele-sales will feature items available in the shop as well as boost your own site if you have one. Listings can also direct people to your site within the Etsy rules. They are kinder if it is an Etsy site, but I think I can be sneaky...
6. **LARGE ITEM/FRAGILE ITEM** media: if your work doesn't fit into our size limitations or is too fragile/irregular for shipping, but you want to participate- please email Emily at montevalloartwalk@gmail.com to work something out.
7. Items will be available from the **first week of November through December 15**. Artwalk will process orders, ship from SPARK, and any remaining items can be picked up after the 15th. We will take submissions up through November 15 so they have a fair shake to be featured before the December deadline.
8. We will communicate with you when an item sells and keep a tally of what is due each artist. Payment for your sold items will be sent December 16. If you have electronic payment access, we can use that method!
9. Artwalk will take care of sales tax filing en masse, Etsy charges sales tax automatically.

I think we're all ready for some fun and profit, and hopefully we can make this as interactive a process as possible! I am in some immersive performance design groups, and you can do some cool stuff with pretty intuitive technology, so we'll see how it goes!

Thanks for being a part of Artwalk, and let me know if you have any questions,
Emily



The American Village will open for the day on Wednesday, November 11 - Veterans Day

Admission will be free. Face coverings and temperature checks will be required. Social distancing will be encouraged.

The American Village will open for the day on Veterans Day with free admission, 10am-4pm

Face coverings and temperature checks will be required, and social distancing encouraged.



Visitors will have the opportunity to place a flag at the National Veterans Shrine in honor or remembrance of a veteran, and a brief program will take place in the Colonial Chapel at 11 a.m., noon, 1 p.m. and 2 p.m.

This short program will feature: Prayers of thanksgiving for our Nation and for our Veterans and Active Military. It will also commemorate the 400th anniversary of the signing of the *Mayflower Compact* (November 11, 1620, N.S.), the first constitution establishing self-government and the rule of law in America.

*All buildings except the
Chapel and Shrine
will be closed.*



**NATIONAL VETERANS SHRINE
& REGISTER OF HONOR**
AT THE AMERICAN VILLAGE

www.veteransregisterofhonor.com



City Council Meeting October 26, 2020

- We are officially in Red Ribbon Week to celebrate a drug-free lifestyle. I have provided each of you with a couple of Red Ribbon stickers for you to wear this week. I also have them available here at City Hall in the lobby for any citizen that would like to show their support this week or want to pick some up for their business or organization. The stickers are also being distributed at our local schools. We encourage all our citizens to wear red or a red ribbon to spark a conversation regarding the dangers and risks of drug-use.
- Thank you to the schools for their support and partnership of all the Red Ribbon Week activities and throughout this challenging school year. I along with Officers Holloway and Wilhite enjoyed being a part of the Homecoming game on Friday night, where we were able to share information and resources to the community.
- Saturday, we supported the National Prescription Drug Take Back Day at two locations in Montevallo. Thank you to all our local pharmacies for assisting in communicating the event, Chief Littleton and Officer Holloway for working with the Shelby County Drug Task Force and Compact 2020 to offer this program to our citizens.
- We have 28 finalists in our AL DFC House Party. Voting kicked off today and will go throughout the week. We do have at least one finalist from Montevallo. Check out the YouTube Channel to see all finalists and vote. This is a great opportunity for the teens of Alabama.
- Tomorrow, is our Chief's Challenge, middle and high school students will be racing our local police officers in meeting their physical standards. This is a fun way to celebrate a healthy drug-free lifestyle.
- We also have an art contest underway with designs being submitted on Wednesday.
- Watch our Facebook page @ImpactMontevallo for the release of this month's video, "Finding Your No" that features, students, teachers, SROs and Mayor Cost. It is important for teens to feel comfortable telling peers no; have a conversation, help them be creative and confident in saying no.
- Tickets are on-sale now for the MJCC Halloween Drive-In Movie, where in this family friendly movie, in this town, its Halloween every day. Tickets are \$10. Check out Montevallo Junior City or Impact Montevallo on Facebook for the event link.
- Join us for our virtual monthly coalition meeting next Tuesday, November 3 at 9:00 am. Email me shogan@cityofmontevallo.com to be added to the distribution list.

PARNELL LIBRARY REPORT

10.26.2020

The following is my (very brief) city council report for the library:

- The library continues to offer curbside service
- So far this month, we've had 324 patron interactions, and there's still 4 more days in the month to go!
- We encourage everyone to watch our weekly virtual storytimes on Facebook and join us every Saturday at 9:15 for drive in stories with Mr. Mac
- Our pumpkin decorating contest is still going on; call the library at (205) 667-3052 to get your free pumpkin, then send us a picture of your decorated pumpkin. And thank you again to the Montevallo Chamber of Commerce for their generous sponsoring of this program.
- Just a friendly reminder that if you know you want a book but you're not sure *which* book, call the library and ask for a Book Bundle. We'll choose 5 books for you based on your interests using our librarian expertise, and you might discover a new favorite!

Savannah Kitchens
Director
Parnell Memorial Library
(205) 667-3052
www.parnellmemoriallibrary.org

MAIN STREET COUNCIL REPORT

10.26.2020

- We are still accepting Board Member nominations. If you are interested in serving a three year term on the Montevallo Main Street Board, or if you would like to nominate someone else to serve, please email mainstreet@cityofmontevallo.com.
- We installed temporary wayfinding signage at 11 locations in the Main Street District last week. This signage was inspired by the “Walk [Your City]” campaign.
- On October 19, Birmingham Business Journal [published an article](#) about the businesses that have opened in downtown Montevallo this year, despite the challenges brought on by COVID-19.
- COVID Business Resources:
 - The HartBeat of Main Street Grant opened round 2 of applications today.
 - Rural Relief Small Business Grants are now open for applications. This grant is being offered by Local Initiatives Support Corporation and Lowes.
- We will once again be hosting a Window Decorating Competition for downtown merchants. We also invite student groups to decorate empty storefronts. Due to COVID-19, we are inviting student groups to submit digital artwork which will be printed on paper and installed in empty storefront windows. Cash prizes will be awarded to the top three winning designs in each category. Designs will be judged on December 2, and winners will be announced virtually on December 3. Email mainstreet@cityofmontevallo.com for more information or to register.
- Montevallo Chamber of Commerce is hosting Ribbon Cuttings for Save My Cell (707 Main Street) at 10 AM on Monday, November 2, and at CM Wireless (746 Main Street) on Saturday, November 7 at 10 AM.
- Thank you to our Public Works Department for installing our Veteran Banners for the upcoming Veterans’ Day Holiday. We now have a total of 83 personalized veteran banners. We are still accepting orders on an ongoing basis. We will have an advertisement in the Shelby County Reporter on Veterans’ Day.

Courtney Bennett

Executive Director | Montevallo Main Street

541 Main Street | Montevallo, Alabama | 35115

Office: 205.665.2555, ext. 106

Cell: 205.597.9322

Ordinance No. _____

An Ordinance Amending Chapter 4, Article II (Animal Control) of the Municipal Code of Montevallo

Whereas, the City of Montevallo desires, to the greatest extent practicable, to do everything it can to protect the health and welfare of animals within its city limits; and

Whereas, a group of concerned citizens has conducted public forums, solicited public and city staff input regarding possible changes to our codes; and

Whereas, they have recommended certain amendments to our code which would greatly improve our ability to protect the health and welfare of animals living within our community;

NOW, THEREFORE, BE IT ORDAINED as follows:

- 1) Chapter 4 – ANIMALS, ARTICLE II – ANIMAL CONTROL, Sec. 4-27. – Penalties shall be amended to read as follows:

Any person found guilty of non-compliance or violation of the ordinance set forth in sections 4-21 to 4-41 of this document shall be liable for any and all costs incurred in the apprehension, detention, kenneling and medical treatment of any dog whose owner is in violation and shall be fined \$50.00 plus any costs for the first offense; \$100.00 plus any applicable costs for the second offense \$200.00 plus any applicable costs for third offense and may be jailed at the discretion of the municipal judge up to the limits of municipal jurisdiction for fourth and subsequent offense.

- 2) Chapter 4 – ANIMALS, ARTICLE II – ANIMAL CONTROL, Sections 29, 30 and 31 shall be added as follows:

Sec. 4.29. – Duty to provide for animal health.

It is the intent of this ordinance to keep animals and citizens safe and happy. Our goal is to educate animal owners on best practices to ensure the health and wellbeing of their pets. We consider rehoming animals to be a last resort, only used if attempts to improve the animal's living conditions have failed.

(a) It shall be the duty of any animal guardian or owner of property where the animal is contained to provide adequate clean, fresh potable water available to the animal continuously which is of adequate amount for the animal's size, age, breed, health and environment in which the animal is kept to prevent overheating or dehydration. The water shall be either free flowing or provided in a removable receptacle that is properly secured to prevent tipping, soiling or otherwise rendering it useless.

(b) It shall be the duty of any animal guardian or owner of property where the animal is contained to provide adequate fresh food in amounts sufficient to maintain adequate levels of nutrition suitable to the health of the animal based on size, age, health and physical condition. Food shall be kept in a container adequate to prevent molding, spillage, infestation by insects and to prevent food from being taken by wildlife.

Sec. 4.30. – Duty to properly restrain dogs on private and commercial property.

(a) It shall be acknowledged as the responsibility of every dog owner or owner of premises where the dog is housed to keep the animal within effective, humane and hygienic restraint. It shall be unlawful for a person responsible for any dog to fail to maintain a dog under proper restraint as outlined in the following order. Negligent failure to provide or maintain effective restraint shall be deemed unlawful.

(b) It shall always be the duty of every person having custody or control of a dog to physically restrain the dog when left unattended outdoors. The dog should be restrained such as to prevent the dog from leaving the premises of its owner or coming in contact with the public unsupervised.

(c) Proper restraint will be defined as confinement within a fenced enclosure with adequate space for ease of movement and adequate exercise. Proper dimension should be at least 200 square feet for the first dog and at least an additional 100 square feet for each additional dog. Enclosure must be made of fencing meant for containing an animal (i.e., chain link, wood, or similar material). Fencing must be of sufficient height to prevent animals from escaping. Enclosure must include at least 50% of enclosed area to be dry, clean, comfortable, shaded, and safe for sleeping of dog(s).

(d) An animal that can bite or snap through fencing shall not be considered properly enclosed.

(e) Multiple dogs that fight each other shall not be kept together in the same enclosure at any time, for any length of time.

(f) Dogs may be restrained by means of a trolley system attached to a pulley on a cable provided the following requirements are met:

(1) Trolley restraint shall be affixed in a manner that allows the dog free movement along the trolley, prevents the dog from becoming entangled, wrapped around any object and does not allow the leash to be shortened to allow for injury, strangling or restricting access to food, water and shelter.

(2) The trolley restraint shall be of proper weight for the dog and shall be affixed to a properly fitted harness with a swivel attachment. The harness must be made of a suitable material other than metal or chain and shall not cause damage or injury to the dog's skin. Choke collars, pinch collars, pinch collars and chains shall be deemed unlawful type restraint for tethering a dog to a trolley system.

(3) Only one dog shall be tethered to one trolley system.

(4) There shall be a swivel attachment on both ends of the attachment to help prevent tangling of the tether.

(5) The size and weight shall be of adequate size to restrain the dog but shall not be of excessive weight as determined by Montevallo Animal Control Officer considering the size, age, strength and health of the dog.

(6) The length of the tether from the cable to the dog's harness shall allow access to reasonable exercise and shall always allow continuous access to clean potable water, adequate food, and suitable shelter.

(7) The length of the cable tether shall be of appropriate configuration to confine the dog to the owner's property, to prevent the tether from entangling in or extending over an object or edge that could cause injury to the dog.

(8) A dog may not be left on a tether more than twelve consecutive hours or overnight.

(g) Dogs may be tethered to a stationary object only if conditions (1) - (9) are met:

(1) A tether shall be equipped with a swivel on both ends.

(2) A tether shall be a minimum of ten feet in length and shall be made of either metal chain or coated steel cable.

(3) Tethers shall be attached to a buckle-type collar or harness and under no circumstances shall the tether itself be placed directly around a dog's neck. Tethers shall not be used in conjunction with training collars such as choke or pinch-style collars.

(4) The weight of the tether shall not exceed ten percent of the total body weight of the dog but shall be of sufficient strength to prevent breakage.

(5) The tether by design and placement shall allow the dog a reasonable and unobstructed range of motion without the possibility of entanglement, strangulation, or other injury. The tether shall allow the dog access to adequate food, water, and shelter.

(6) A dog must be four months of age or older to be tethered.

(7) Only one dog shall be attached to a single tether.

(8) Pulley systems, running lines, and trolley systems may be used in conjunction with a tether.

(9) An animal control officer may in his/her discretion order a more restrictive tethering requirement if circumstances require and it is not detrimental to the health, safety, or welfare of a dog.

(10) Exemptions. Citizens residing in townhomes, apartments, condos or similar multi-family housing units with lot sizes insufficient to meet the length and property line requirements specified in subsection (2) above, may only tether dogs for temporary exercise and relief.

Sec. 4-31. – Duty to provide adequate shelter.

(a) Any animal that is habitually kept outside or repeatedly left outside unattended shall be provided with structurally sound, moisture proof, windproof shelter large enough to keep the dog reasonably clean and dry. A shelter which does not adequately protect the animal from temperature extremes or precipitation, or which does not provide adequate ventilation and drainage shall not comply with this section. Adequate protection from temperature extremes shall be determined by Montevallo Animal Control officer and shall be determined based on breed, age, size, health, coat condition and medical condition of the animal. Generally, the inside of the shelter shall be above Forty degrees Fahrenheit and below Ninety degrees Fahrenheit.

(b) Adequate bedding shall be kept in a hygienic manner to minimize the risk of the animal contracting disease, being injured, or becoming infested with parasites.

(c) Shelter for an animal shall be minimally defined as a structure having four sides in addition to a roof and floor with one side having an entrance. An Igloo type structure manufactured for housing an animal shall also be appropriate. The structure shall be large enough for the animal to enter, stand, sit, lie down, and turn around in a normal manner. A barrel, keg, drum, trash can, or box shall not meet the requirements of adequate shelter. Transport carriers designed to transport an animal shall not be considered shelter.

(d) Area surrounding shelter shall be maintained in a manner to remain clean, free of excessive excrement, and have drainage adequate to maintain a dry floor and inside.

3) Sections 4-32—4-59 shall be Reserved.

ADOPTED AND APPROVED by the City of Montevallo this the ____ day of October, 2020.

Hollie C. Cost, Mayor

ATTEST:

City Clerk



2111 Parkway Office Circle
Suite 100
Birmingham, AL 35244
TEL 205.443.3080
FAX 205.313.6454
www.GarverUSA.com

October 21, 2020

Lisa Terrill
Assistant City Clerk
The City of Montevallo
541 Main Street
Montevallo, AL 35115

RE: Resurfacing Ammersee Lakes Drive
Bid No. 19T35810-01
Recommendation of Award

Dear Ms. Terrill:

Bids were received for the Resurfacing Ammersee Lakes Drive project in the City of Montevallo Council Chambers at 2:00PM on October 20, 2020. The bids have been checked for accuracy and for compliance with the contract documents. A tabulation of the bids received is enclosed with this letter.

A total of four (4) bids were received for the project. Wiregrass Construction Company submitted the low bid in the amount of \$75,498.00.

We believe that the bid submitted by Wiregrass Construction Company represents a good value for the City of Montevallo. Contingent upon City Council concurrence and approval, we recommend that the construction contract for Resurfacing Ammersee Lakes Drive be awarded to Wiregrass Construction Company.

Please call me if you have any questions.

Sincerely,

GARVER, LLC

A handwritten signature in black ink, appearing to read 'Matthew Burgess'.

Matthew Burgess, P.E.
Project Manager

Attachments: Bid Tabulations

CC: Hollie Cost, Mayor
Rusty Nix, Mayor-Elect
Kirk Hamby, Public Works Director
Preston Bray, Project Manager – Wiregrass Construction Company



Resurfacing Ammersee Lakes Drive

The City of Montevallo, AL
October 20, 2020 – 2:00 PM

BID RESULTS SHEET

Contractor	Total Base Bid	Total Alternate Bid #1	Total Alternate Bid #2
Wiregrass Construction Company	\$75,498.00	N/A	N/A
Central Alabama Asphalt & Construction Company	\$78,059.00	N/A	N/A
Southeastern Sealcoating	\$89,715.00	N/A	N/A
James Paving, LLC	\$94,725.00	N/A	N/A



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October 12, 2020

Montevallo City Hall
Attn: Shane Dunaway

Ref: A/C Proposal

Dear Mr. Dunaway:

We are pleased to offer you this proposal on changing out 5 of you 6 rooftop units. We propose to remove all units with the exception of the Courtroom unit and replace with new Lennox units with built in dehumidification. These units will be exact tonnages and same fit on curbs. We will also replace all 5 thermostats with dehumidistats.

The price for completion of this job, including the crane rental will be \$33,500.00.

We appreciate the opportunity to offer you this proposal. If you have any questions, please give me a call.

Thanks,

Brian Paschal
BP/kh