

MINUTES

Montevallo City Council Work Session

July 12, 2021

5:30 p.m. at City Hall

Mayor Rusty Nix, Council Member David King, Council Member Lelia Mitchell, Council Member Kenneth Dukes, Council Member Sonya Swords, were in attendance. Council Member Martha Eisenberg, Absent. Quorum present.

Work Session called to order at 5:30 p.m. by Mayor Rusty Nix.

Mayor Nix called on Melody Whitten Director of Development with 58 INC. to speak to Council regarding the hotel incentive package. Ms. Whitten presented information to Council to be discussed in Executive Session.

Olivia Barone, Sustainability Coordinator presented information to Council on the 2021 ADECA State Energy Program Grant of \$40,000 with a 25% city match of \$10,000 which would be an annual savings of \$3,000, resulting in a payback period of three years and in 10 years, the City will see a savings of \$30,000.

Discussion of Bank Account Resolution establishing a Bank Account for the American Rescue Act Funding.

Council Member King discussed revision of a Citywide Disaster Plan and is working with department heads.

Chief Littleton presented the Police Department Monthly Report. Chief Littleton reported there were a Total of 100 Cases: 18 Traffic Accidents, 206 Traffic Citations, 28 Total Arrests, and 4 Thefts. Chief Littleton advised we had vandalism in Shoal Creek Park, and two people were caught in the act and had already been arrested. Chief Littleton gave the Code Enforcement Report which had a Total of 5 Cases that were reported, 8 overgrown grass and weeds, 0 Trash and/or Debris, 2 Inoperable Vehicles, no unsafe structures, 1 Miscellaneous, 5 Closed Cases, 6 Continuances, and a Total Number of Cases for the Year of 73. See Appendix 1.

Chief Davis gave the Fire Department Monthly Report, with a total of 56 Total Calls, 38 EMS Calls, 2 Lift Assists, 2 Structure Fires, 0 Brush Fire, 0 Electrical Fire, 2 Vehicle Fires, 2 Fire Alarms, 8 MVC, 1 Assist Other Agency, 1 Assist Public for a Total of 56 Calls for the second half of June. Chief Davis reported the Fire Prevention Division had a Total of 14 Fire Inspections and Reinspections. Council Member King asked about the Montevallo Fire Explorers and Chief Davis advised anyone age 14 years and up can join the group on Sundays at 4:00 p.m. See Appendix 2.

Mayor Nix called on Kirk Hamby Public Works Director to give his report. Kirk reported showers and storms have slowed the cleanup, but progress is still being made. He reported the Veterans

Banners to be taken down by July 30th and Tinglewood Festival Banners will be going up to promote until September 21, 2021. Kirk reported that the call for volunteers to assist with Meals On Wheels has been filled and there is a waiting list. He is going to call about truck to verify it is still scheduled to be delivered by the end of August. He reported tree trimming has been going on for low hanging limbs.

Montevallo City Council Meeting

July 12, 2021

6:00 p.m. at City Hall

Mayor Rusty Nix, Council Member David King, Council Member Lelia Mitchell, Council Member Kenneth Dukes, Council Member Sonya Swords, were in attendance. Council Member Martha Eisenberg, Absent. Quorum present.

Meeting Call to Order – Mayor Rusty Nix called the meeting to order at 6:00 PM

Pledge of Allegiance

Approval and/or corrections of the Minutes: 06.28.21 - Council Member Mitchell made a motion to approve the Minutes as corrected, second Council Member King, All Ayes, Motion passed.

Recognitions / Awards: None

Opportunities for citizens to speak to the Council:

Joyce Sherer 104 Tecumseh addressed Council about 3-4 dogs in her area and how is the situation being handled. Council and departments are aware of the situation and Animal Control has set traps and continuing to work to catch the stray dogs.

Rod McPherson 665 Overland Road distributing documents on flooding with aerial photos of 7.49 acres and concerns about large pond area if the trees are cut down would flood area. (Over time limit. Council advised he would have 2nd opportunity to speak later in the meeting.) See Appendix 3.

Mayor Nix called on Council Member Dukes to continue with reports.

Council Member Dukes asked Mayor Nix about the appointments for the Historical Preservation Commission and Mayor Nix advised we should have someone at next City Council Meeting to fill positions. City Clerk Steve Gilbert reported to Council Member Dukes that ValloCycle received 15 new bicycles and the Public Works Department was able to pick them up and deliver them from Redemptive Cycle, Birmingham, and the bicycles are very nice.

Mayor Nix called on Shane Baugh, Parks and Recreation on behalf of Council Member Eisenberg. Shane reported about the painting vandalism and thanked Chief Littleton and the Montevallo Police Department for being on patrol and arresting the two people in the act. Shane commended the Police Department on their response time when he's had to call. Shane reported the Montevallo Youth Baseball Team, Farm League, (ages eight years old), won the Silver Bracket in the World Series on July 8th, 2021. The team went undefeated this year and has been playing since February. To add perspective, other teams in the competition were able to choose the best players from seven teams for the Championship Game and the Montevallo Farm League won the World Series. He is inviting the team and coaches to City Council on July 26th to be recognized for their achievements. Shane reported the team will get a banner placed at Stephens Park.

Council Member Mitchell called on Sarah Hogan, Executive Director, Impact Montevallo. Sarah reported that she has been receiving state-wide interest from cities who are interested in establishing a junior city council after hearing about the great success in Montevallo about the Montevallo Junior City Council (MJCC). She reminded Council Impact Montevallo is partnering with the MJCC on hosting Mural Camp this week, noon-4:00 p.m. each day at The Art Studio. She reported Impact Montevallo is partnering with Montevallo Main Street on the creation of a coloring book. Sarah reported Impact Montevallo is partnering with Montevallo Main Street on the Youth Banner Project that is open to the public. She reported the School Resource Officers (SROs) Program was featured on WBRC Fox 6 News segments recognizing their recently earned certifications, made possible by Impact Montevallo, and the dedication to our schools providing a safe environment and serving as mentors and educators. Sarah reported on Anti-Vaping Initiatives after consideration and discussion with our SROs, Chief Littleton, and Judge Portella, Montevallo will soon be issuing nontraffic citations to minors who are caught with e-cigarette or vapes. Sarah reported to Council she is seeking partnerships, a church or organization that would partner with Impact Montevallo that would host a 5th quarter event on Friday nights following football games and asked anyone to contact her about any interested entities. See Appendix 4.

Council Member Mitchell reported Montevallo Schools: Elementary School is starting kindergarten camp today through Wednesday, Montevallo Middle School onsite registration will be July 27th and Montevallo High School onsite registration will be July 29th. The University of Montevallo invites prospective students to Preview Days on July 30th.

Council Member Mitchell reported on the Boys and Girls Club and to continue supporting the Club through donations and if you would like to help call 205-665-4466.

Council Member Mitchell reported the American Village will be open to the public for Red, White and Blue Days every Monday – Friday, 10:00 a.m. – 4:00 p.m. through July 30th and admission is \$5 per person.

Council Member Swords called on Courtney Bennett, Executive Director Main Street Montevallo. Courtney reported Friday Nights at the Cove has been successful this year averaging 160 attendees and the final event will be held on July 30th featuring live music by Red Hot Rodeo and sponsored by Bradford Real Estate. Courtney reported all three Main Street Directors from Shelby County were invited to speak at the Shelby Chamber Connections Luncheon on July 8th and the event was well attended by business leaders throughout the county. She reported Ms. Lindsey Irvin, a Calera Intermediate School Teacher who is participating in the Shelby County Career Corps program will be visiting with the Montevallo Main Street Program and visiting multiple businesses on July 15th to incorporate what she learns back into her classroom. Montevallo Main Street is still seeking submissions for its youth banner street pole project, and she provided Council with an application advising residents of Montevallo or youth with Montevallo stakeholders outside of the City of Montevallo could participate. Courtney reported the Montevallo Main Street Board of Directors would like to request the Mayor and City Council consider earmarking \$150,000 from the American Rescue Plan (ARP) funds for our non-profit organization to directly assist our downtown businesses through offering Façade Improvement Grants and similar initiatives which increases property values, attracts tourism, increases sales tax revenue, and boosts citizens quality of life. The funds would be spent over a 3-year period. Board President Julie Smitherman will read this letter into the record during Citizen Participation for consideration for a future vote on the use of ARP funds. Appendix 5.

Council Member Swords spoke on behalf of Adele Nelson, Montevallo Chamber of Commerce, and reported the Farmers Market is being held each Monday from 3:00 p.m. – 6:00 p.m. with an average attendance of 250 and 18 vendors participating. The market will continue through August. The Chamber has been busy with Tinglewood Festival planning, meeting with Shelby County Reporter about the Montevallo Map to be printed in time for the UofM Fall Semester, assisting with the Montevallo Family Dentistry video and Montevallo Farm League Baseball Team World Series send-off, attending the Shelby Chamber luncheon, and hosting the Montevallo Job Fair that was well attended with 12 job vendors. And a request to place the National Farmers' Market Week 2021 Proclamation under Recognitions on the July 26th Council Meeting. See Appendix 6.

Council Member Swords reported the Finance Committee will meet on July 28th and she reported on the MDCD Meeting and projects; discussion on bridges in Orr Park and on Golf Course and advised they are in bid process.

Committee Reports and Consideration of Bills:

Council Member King made a motion to pay the bills, second by Council Member Dukes, All Ayes. Motion passed.

Public Health & Safety (Police, Fire, Code Enforcement, Housing Abatement, Planning and Zoning) – reported earlier during work session.

Sustainability (Streets & Sanitation, Recycling, Arbor & Beautification, ValloCycle, Environmental Preservation Initiatives, and Historical Commission) – reported earlier during work session.

Recreation, Preservation and Community Development (Parks & Recreation, Youth Athletics, Trails, Annexations) – reported earlier during work session.

Education, Arts & Outreach (Schools, UM, Boys & Girls Club, American Village, Sister City Commission, Artwalk, IMPACT) – Library was reported earlier during work session; IMPACT, American Village, UM, and the Boys & Girls Club reported during regular council meeting. Savannah Kitchens, Library Director was absent, and no report was given for the library.

Finance, Economic Development & Tourism (Finance, MDCCD, IDB, Chamber, Main Street) – reported during regular Council Meeting.

New Business: Request from Olivia Barone, Sustainability Coordinator to have funds available for a 2021 ADECA State Energy Program Grant Application. This is a \$40,000 grant with a 25% city match of \$10,000. Motion made by Council Member Dukes to approve City's 10% match for ADECA Grant, Second by King, All Ayes, Motion Passed. See Appendix 7.

Resolution to open bank account for the American Rescue Plan (ARP) funds. Motion to approve by Council Member King, Second by Council Member Sword, All Ayes, Motion Passed. See Appendix 8.

Old Business: None

Board Appointments: None

Other Business: Executive Session for Discussion of Hotel Incentive Package

A Motion was made by Council Member King and second by Council Member Mitchell to move Citizen Participation before Other Business due to Executive Session, All Ayes, Motion Passed.

Citizen Participation:

C.P. Pierson 1131 Oak Street spoke on Travel Ball Tournaments and asked Council if COVID funds could be used to hire an off duty to be present at field during games.

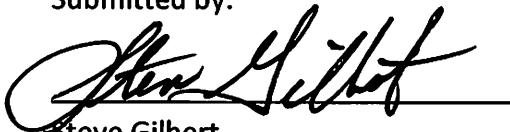
Julie Smitherman Montevallo Main Street Board read a letter regarding ARP Funds to be considered at a future date. See Appendix 9.

Emily Stone (address not given) spoke regarding the Boys and Girls Club and other entities and buildings and the need for a Community Center for youth and feels there would be support for the programs.

Rod McPherson continued with information on flooding along and near Overland Road at Bluegrass Apartments and Shoal Creek Apartments.

There being no further business before the Council, Mayor Rusty Nix called for a Motion to enter into Executive Session and immediately after Executive Session Council will be Adjourned. Motion to enter into Executive Session made by Council Member Dukes, Second by Council Member Mitchell, All Ayes. MEETING ADJOURNED at 7:57 p.m.

Submitted by:

A handwritten signature in black ink, appearing to read "Steve Gilbert", written over a horizontal line.

Steve Gilbert
City Clerk / Treasurer

APPENDIX 1

	January-21	February-21	March-21	April-21	May-21	June-21	July-21	August-21	September-21	October-21	November-21	December-21	Total
Total Reports	79	84	78	91	64	100							496
Criminal Cases	38	53	51	63	33	45							283
Non-Criminal	13	10	12	8	11	12							66
Traffic Accidents	8	7	12	14	8	18							67
Traffic Citations	83	144	388	311	130	206							1262
DUI Arrests	2	5	5	3	4	9							28
Public Intox Arr	4	3	3	0	4	1							15
Alias Arrests	8	4	11	7	4	4							38
Juvenile Arrests	0	0	0	0	0	2							2
Misd Arrests	27	21	14	11	5	10							88
Felony Arrests	5	7	6	11	2	4							35
Drug Related	11	12	6	15	5	3							52
Total Arrest	57	52	45	28	24	28							234
Auto Thefts	0	2	0	1	1	1							5
Burglaries	0	0	0	2	0	0							2
Auto Recoveries	1	2	0	0	0	0							3
Auto Burglaries	0	1	0	0	0	0							1
Criminal Mischief	1	4	2	0	0	0							7
DV. Related	8	10	7	7	6	16							54
Assaults	2	0	3	5	1	6							17
Fraud/Forgery	1	0	1	3	0	0							5
Harass / Reck	1	5	1	4	1	0							12
Misc. Offenses	19	9	13	10	18	24							93
Robberies	0	0	0	0	1	0							1
Thefts / Attempts	6	9	8	7	7	4							41
Suicide Attempts	0	0	0	0	0	0							0
Suicides	0	0	0	0	0	0							0
Deaths	0	0	0	0	0	0							0

Activity Report - Tuesday - 29 June 2021 to Monday - 12 July 2021

• **Total Cases for the year = 73**

Summary:

• **Reported This Period: 5**

• **Animal Complaints: 0**

• **Overgrown Grass & Weeds: 8**

• **Trash and/or Debris: 0**

• **Inoperable Vehicles: 2**

• **Unsafe Structures: 0**

• **Miscellaneous: 1**

• **Closed Cases: 5**

• **Continued from Last Period: 6**

6/16/2021- 6/30/2021

APPENDIX 2

EMS- 38

Lift assist- 2

Structure Fire- 2

Brush Fire- 0

Electrical Fire - 0

Vehicle Fire- 2

Fire Alarm - 2

MVC- 8

Fuel Spill - 0

Assist other agency- 1

Assist Public- 1

Assist with water- 0

Total for calls 2nd half of June- 56

Total Calls for June- 113

Fire Prevention Division

Fire inspections - 14 inspections and re-inspections.

The Fire Prevention Division report is attached.

Brad Davis
Fire Chief
City of Montevallo
Montevallo Fire & Rescue Service
541 Main Street
Montevallo, AL 35115
Office- 205-666-2555. Ext. 705

Montevallo Fire and Rescue

Montevallo, AL

This report was generated on 7/12/2021 10:19:33 AM



Inspection Result for Inspection Type for Date Range

InspectionType: All Types | Start Date: 06/16/2021 | End Date: 06/30/2021

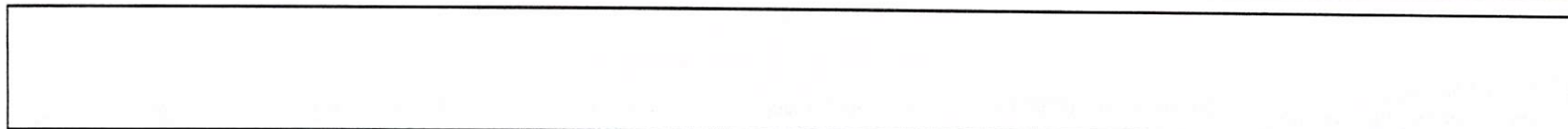
ID	OCCUPANCY	DATE	INSPECTOR	INSP. RESULTS	NOTES
Inspection Type: Annual					
MAINST00750	Pizza Hut	06/23/2021	Barrow, Heather	Passed	
MAINST00740	Alfa Insurance	06/23/2021	Barrow, Heather	Passed	
MAINST00732	World Finance	06/23/2021	Barrow, Heather	Passed	
MAINST00700	CVS Pharmacy	06/23/2021	Barrow, Heather	Correction Notice Issued	Store manager in tomorrow from 8-6.
HWY25004633	Tractor Supply	06/23/2021	Barrow, Heather	Correction Notice Issued	Cord reel installed but extension cords are still being used. Advised Mrs Bice that the rose bush around the FDC must be kept trimmed to keep sign visible.
JETERCIR0017 1	Montevallo Elementary School	06/28/2021	Barrow, Heather	Correction Notice Issued	Email or call to schedule lighting test with electrician. Email is hbarrow@cityofmontevallo.com
MAINST00700	CVS Pharmacy	06/29/2021	Barrow, Heather	Passed	
MAINST00980	Luma Dentistry	06/29/2021	Barrow, Heather	Passed	
VALLEYST0012 51	C's Cake and Coffee House	06/29/2021	Barrow, Heather	Correction Notice Issued	
MAINST00609	LaConchita Bakery	06/30/2021	Barrow, Heather	Correction Notice Issued	Will email/owner about possible hood system for fryer after further research. Email sent to owner 6/30/2021 advising that all frying operations must cease until further notice from the Fire Inspector.
MAINST00950	Kentucky Fried Chicken	06/30/2021	Barrow, Heather	Correction Notice Issued	
MAINST001050	Jack's	06/30/2021	Barrow, Heather	Correction Notice Issued	

Total # Inspections for: Annual: 12

Inspection Type: Pre-Plan

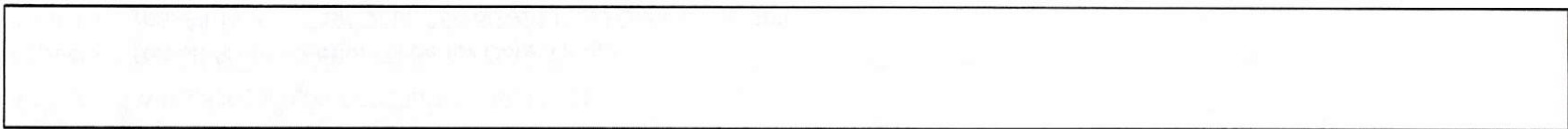
MAINST00728	Soul Spot	06/29/2021	Barrow, Heather	Pending	Schedule hood testing with business owner and Greg Darden
MAINST00629	Pit 119	06/30/2021	Barrow, Heather	Pending	County meeting with business owner and building owner. At meeting is, Ken Masters, Greg Darden, Tim McDow, Phillip Crunk, and myself. Advised business owner and building owner that the business license is conditional on 1 year from date of issue of CO and/or business license that all areas must be protected by sprinkler system.

Total # Inspections for: Pre-Plan: 2



emergencyreporting.com
Doc Id: 1300
Page # 1 of 2

ID	OCCUPANCY	DATE	INSPECTOR	INSP. RESULTS	NOTES
Inspection Type: Reinspection					
HWY25004633	Tractor Supply	06/30/2021	Barrow, Heather	Correction Notice Issued	Certified letter of code violations received on 6/30/2021. Reinspection will be 7/15/2021.
				Total # Inspections for: Reinspection:	1
				TOTAL # INSPECTIONS:	15



Massive Storm Water Runoff Problems Faced by Montevallo's City Council

When the members of the 2016-2020 City Council of Montevallo approved the construction of the Bluegrass Apartments and expansion of the Shoal Creek Apartments, they completely failed to take into account the serious storm water runoff problems that would take place. The competition of the Bluegrass Apartments will cause dozens of homes in the Arden Subdivision to be inundated with storm water runoff. Homes and property will be damaged, property values will decline, and it will become difficult for owners to sell homes located in a floodway. Storm water runoff from the Shoal Creek Apartments will wash soil, tree limbs, and other debris into Shoal Creek and significantly increase erosion along the banks of the creek. Oil, grease, radiator fluid, and other contaminants from its parking lots and streets will flow directly into Shoal Creek.

Members of the newly elected City Council have an opportunity to intercede in this matter and to prevent large-scale flooding from taking place in the Arden Subdivision. They also have the ability to head off the environmental harm that will come from the expansion of the Shoal Creek Apartments. To date, no official action has been taken to eliminate the harm that will befall the homeowners in the Arden Subdivision or to minimize the readily predictable future environmental damage to Shoal Creek.

Arden's Open-ditch and Pipe Storm Water System

For decades, the open-ditches and the 30" diameter pipes under the streets among and between the houses on Pineview Road, Meadow Drive, Parkway Circle, and Crestview that makes up the storm water system that has protected these homes from storm water runoff will be turned into a floodway once the Bluegrass Apartments have been built. A small sample of the large-scale flooding to come was realized on May 4, 2021 when roughly 7 inches of rain fell in Montevallo during a flash-flood event. Side yards, back yards, carports, and sidewalks were covered up with storm water runoff. Since the open-ditches run among and between the houses on both sides of Pineview, Meadow, Parkway, and Crestview, and the surrounding land is relatively level, dozens of homes were inundated with storm water runoff. Storm water runoff flowing through Widman's 7.49-acres over-topped the two storm sewers on the southern side of Scott Road and poured into the woods and open ditches in the rear of the homes on the north side of Pineview Road below its intersection with Shoshone Drive. The open-ditch and pipe storm water runoff system was unable to handle the vast quantity of storm water runoff flowing from Mr. Paul Widman's property during the flash-flood event.

A Huge Ponding Area Will Suddenly Vanish

A critical part of Arden's well-established storm water system has been the 7.49-acre parcel of land situated southwest of the intersection of Overland Road and Shoshone Drive. For decades, and before Mr. Widman had a logging company remove 70-80% of the mature trees and an engineering firm cut roads in to conduct soil tests, this pristine parcel of 7.49-acres absorbed, stored, and evaporated millions of gallons that would have otherwise flowed directly into the Arden Subdivision. Of the utmost significance to the success of 7.49-acres in managing storm water runoff has been its ability to store huge amounts of storm water runoff in a large ponding area that extends some 500-feet from Scott Road (near Falcon Manor II) all the way over to the intersection of Overland and Shoshone. The ponding section appears to be 50-75 feet wide in places.

Unfortunately for the homeowners on Pineview, Meadow, Parkway, and Crestview, Mr. Widman from Louisville, Kentucky purchased the 7.49-acres and 1.8-acres parcels of land from Mrs. Brenda Zegarelli for \$550,000 in order to construct 3 large low-income apartment buildings that will contain 46 rental units. Once the surface area of the 7.49-acres has been leveled to accept the apartment buildings, parking lots, streets, sidewalks, community building, and other concrete structures, the large ponding area will be eliminated and replaced by two small storm water detention ponds.

With all of the newly introduced concrete surfaces, and mostly clay soil or silty loam on the remaining surface areas, the entire 7.49-acres will become an impervious surface. Rather than being able to store large quantities of storm water runoff in its former massive ponding area, it will be turned into a floodway that will swiftly transport storm water runoff across its surface area and right into the open ditches and pipes that channel storm water runoff among and between the houses on Pineview, Meadow, Parkway, and Crestview. The entire storm water system will be readily over-topped by the sheer volume of storm water runoff. Two small detention ponds cannot possibly store the vast quantity of storm water runoff that was previously contained in the huge ponding area.

A Double Storm Water Runoff Problem for Homeowners in Arden

Not only will the rainwater that falls directly upon the 7.49-acres present serious flooding problems for the Arden Subdivision, but of equal import will be the storm water runoff that is piped into the 7.49-acres from the nearly 8.5-acres in the Indian Highlands Subdivision. During heavy rain events, very heavy rainfalls, and flash-floods, millions of gallons of storm water runoff will flow into the Arden Subdivision due to the woefully inadequate water management system planned for the Bluegrass Apartments.

One simple remedy for avoiding this consequential storm water runoff problem for the Arden Subdivision would be for the City Council to ask Mr. Widman to select another building site in Montevallo for his low-income apartment complex.

If Mr. Widman refuses to move to another building site, about the only reasonable way this massive flooding problem can be avoided will be to have Mr. Widman construct fewer apartment buildings so that additional land on the 7.49-acres of land can be freed up for building larger detention ponds and construction of a pipeline for storm water runoff to be piped underground down to Shoal Creek. Given the vast amount of storm water runoff that will be piped to Shoal Creek, a settling-pond and filtering system will need to be constructed near Shoal Creek to avoid excessive erosion and environmental pollution.

Since Mr. Mickey Hardy will need to construct a large settling pond and filtering system on his property above Shoal Creek for future development, both Mr. Widman and Mr. Hardy can enter into a joint venture on the settling pond and filtering system and share the costs of its construction.

Aerial photo of the 7.49-acres (see red square) owned by Mr. Paul Widman and the surrounding environment before 75-80% of the mature trees were felled and dirt roads cut in to conduct soil tests.

INQUIRY #: 5115106.12
EAR: 2011
= 500'



Highway 119

Highway 119

7.49-acres



Shoshone Drive

Pineview Road

Overland Road

Photos of the large ponding area on the 7.49-acres owned by Mr. Paul Widman taken from the southern section of Scott Road near Falcon Manor II



Photos taken from various locations next to the 7.49-
acres owned by Mr. Paul Widman after a logging
company removed 75-80% of the mature trees and an
engineering company cut roads in to conduct soil tests.



Photos taken from various locations next to the 7.49-
acres owned by Mr. Paul Widman after a logging
company removed 75-80% of the mature trees and an
engineering company cut roads in to conduct soil tests.



City Council Meeting
July 12, 2021

Ms. Sarah Hogan, Impact Montevallo's Program Coordinator, reported:

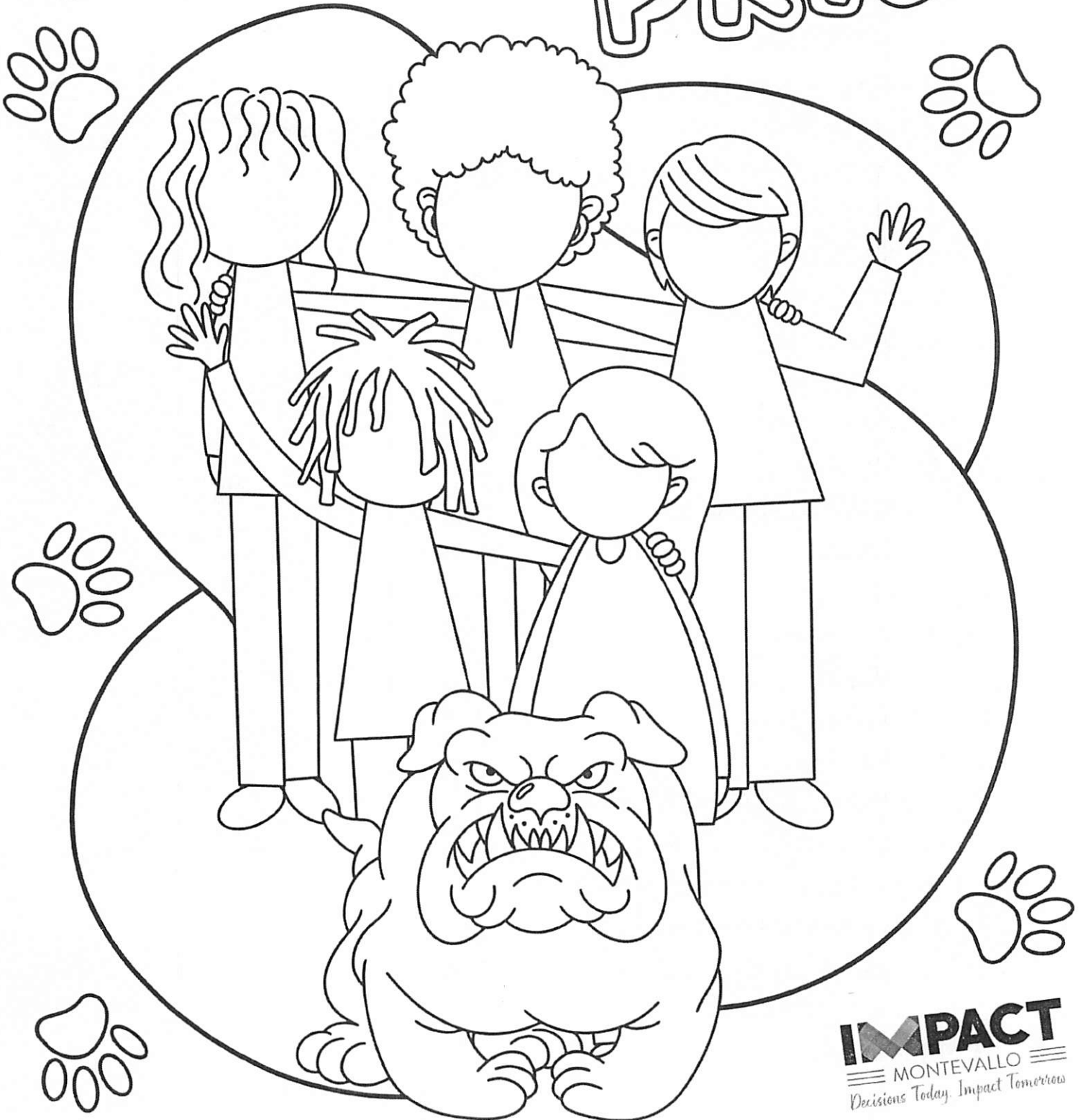
MJCC: Montevallo Junior City Council

- **STATE-WIDE INTEREST:** I am proud to let you know that we have been receiving state-wide interest from cities who are interested in establishing a junior city council after hearing about the great success in Montevallo. I've received calls from multiple cities over the past month including the City of Jacksonville and the most recent is Fayette, who would like to schedule a time to visit Montevallo and meet with our elected officials and MJCC members regarding the organization and the work they are accomplishing. Montevallo is fortunate to have such great youth taking an interest in their community and being a community that values their voice. It is an honor to be the example that so many want to follow.
- **MURAL CAMP:** As a reminder, Impact is happy to be partnering with the MJCC on hosting Mural Camp this week from Noon – 4:00 pm each day at The Art Studio. I've included a drawing of the mural that represents Bulldog Pride and Inclusivity as requested by MES students. The mural will be installed on the back of Casie Tate's building, leading into Owl's Cove Park. This drawing will also be included in our next project that I'm excited to tell you about.
- **COLORING BOOK:** Impact is also partnering with Montevallo Main Street on a coloring book that features iconic images of downtown Montevallo, just to name a few: Bicentennial Clock, Owl's Cove Park Statue, Tinglewood Carving, a downtown block historic buildings, police car and fire truck, some of our murals, a page to name your favorite place to eat, shop, relax and play and so many more. If you have an idea of iconic scene to be included, please let me know. All images are being originally drawn by our youth coordinator, Morgan Gray. I've given each of you an example and the current list of images or topics.
- **YOUTH BANNER PROJECT:** We are excited about the partnership with Montevallo Main Street on the Youth Banner Project that is open to the public. Courtney will give you an update during her report.
- **MEDIA:** Our School Resources Officers Program was featured on the WBRC Fox 6 News segments on Friday afternoon and evening recognizing their recently earned certifications, made possible by IMPACT and the dedication to our schools to provide a safe environment with our officers also serving as mentors and educators. Officer

Wilhite did a great job on the phone interview, and we are excited that WBRC is following our social media and highlighting the positive activities happening in Montevallo.

- **ANTI-VAPING INITIATIVES:** After consideration and discussions with our SROs, Chief Littleton and Judge Portella, Montevallo will soon be issuing nontraffic citations to minors who are caught with e-cigarette or vapes. The citations will be issued by all police officers at any location within the city. A fee structure is being considered with an option for substance use class attendance in lieu of a fee. The class will be offered by one or our SROs at least once a semester. Details are being finalized and will be approved by the chief of police & municipal judge. The schools and community at large will be notified prior to enforcement. This citation follows State law, section 28-11-13. I've included a sample with documentation in your packet. Once the fee structure is finalized, I will bring that to you.
- **SEEKING PARTNERSHIPS:** Do you know a church or organization that would partner with us to host a 5th quarter event on Friday nights following football games? Please let us know if you know someone who may be interested.
- **Any questions or comments?**

BULLDOGG PRIDE



COLORING BOOK PROJECT

1. OWL 'S COVE STATUE
2. PHOTO FRAME @ POST OFFICE
3. DESIGN YOUR OWN FIRE HYDRANT
4. DESIGN YOUR OWN STREET POLE BANNER
5. MONTEVALLO POLICE CAR
6. TINGLEWOOD CARVING
7. TWISTED TOWER
8. MONTEVALLO FIRE TRUCK
9. BULLDOG MURAL
10. BICENTENNIAL CLOCK
11. MONTEVALLO MURAL
12. DOWNTOWN BLOCK / HISTORIC BUILDINGS
13. CHRISTMAS TREE
14. CITY HALL
15. FARMERS' MARKET
16. UNIVERSITY GATE
17. BRIDGE @ ORR PARK
18. METAL SCULPTURES
19. MY FAVORITE: (PLACE TO EAT, PLACE TO RELAX, PLACE TO SHOP, PLACE TO PLAY)
20. DESIGN A STORE FRONT WINDOW FOR CHRISTMAS
21. DOWNTOWN STREETVIEW / HISTORIC SIGN
22. DRAW YOURSELF SHOPPING DOWNTOWN / HOLDING A REUSABLE BAG
23. VALLOCYCLE
24. SISTER CITY



EXAMPLE

B 170276

State of Alabama Unified Judicial System ARJA-20 Rev. 10/00	UNIFORM NONTRAFFIC CITATION AND COMPLAINT (For Scheduled Nontraffic Violations or Misdemeanors)	Case Number
---	---	-------------

IN THE Municipal COURT OF Montevallo, ALABAMA Law-Enforcement Agency/Organization or Department Montevallo Police Dept.

The undersigned complainant, being duly sworn, deposes and says that the person herein named committed the offense hereinafter set forth in that on or about:

Month	Day	Year	At Approx.	Time	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM <input type="checkbox"/> MT
03	03	20		9:53	

First John Middle/Maiden Doe Last Ray

Street 123 Main St

City Montevallo State AL Zip 35115

Driver's License Number N/A State AL Expiration Date Month + Day + Year + Birth Date Month 01 Day 01 Year 05

Height 4' 2" Weight 110 Eyes BLU Hair BRO Social Security Number 123-45-6789 Sex M Race X

Name of Employer Montevallo High School (Student) Address of Employer 980 Oak St. Montevallo, AL 35115

Did violate: Ordinance Number 16-1, which incorporates or encompasses Section 28-11-13(a), Code of Alabama 1975, within the city limits or police jurisdiction of Montevallo, and/or Section _____, Code of Alabama 1975, or Rule/Regulation Number _____, within Shelby County at or near the following location (describe) Montevallo High School more particularly described in the DESCRIPTION OF OFFENSE section below

DESCRIPTION OF OFFENSE

Offense or Short Description of Offense: Minor In Possession Tobacco or Alternative Nicotine product

State Specific Facts Relating to Offense: John Ray was discovered in the football locker room using a dual vape by Coach Mc. The school confiscated the vape, which was later destroyed, and John Ray's mother Gina Ray was contacted and informed of his possession of a vape at school and this citation which was issued to John Ray.

Sworn to and acknowledged before me this date: Month 03 Day 04 Year 20 Complainant's (Officer's) Signature [Signature]

Signature and Title of Judicial Officer _____ Officer I.D. P123 Agency O.R.I. AL 0590300

COURT APPEARANCE INFORMATION

Court Appearance Required

By signing this citation, I am promising to appear in court on the date and at the time specified below. If a court appearance is not required, I may choose to plead guilty before a magistrate or by mail or in person, paying the required fine and court costs prior to my scheduled court date, in which event I do not have to appear in court. If I do not appear in court on the scheduled date and if I do not plead guilty and pay the required fine and costs prior to that date, I promise to pay an amount prescribed by law.

I also understand that failure to appear or to plead guilty and pay the fine and costs may result in a warrant being issued for my arrest on the present charge and I may also be charged with second-degree bail jumping.

Court Appearance Date (if applicable)				Court Address		Telephone Number	
Month	Day	Year	Time	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	<u>541 Main St. Montevallo AL 35115</u>		<u>(205) 665-2555</u>
<u>04</u>	<u>04</u>	<u>20</u>	<u>3:00</u>		<u>Montevallo City Hall</u>		<u>(205) 123-4567</u>
Defendant's Signature <u>X JOHN Ray</u>						Telephone Number	

NOTICE: FAILURE TO APPEAR IN COURT AND/OR FAILURE TO REMIT FINE AND COSTS WILL RESULT IN AN ARREST

- 1. White - Court
- 2. Yellow - Law Enforcement





2016-031

STATE OF ALABAMA
OFFICE OF THE ATTORNEY GENERAL

LUTHER STRANGE
ATTORNEY GENERAL

April 6, 2016

501 WASHINGTON AVENUE
P.O. BOX 300152
MONTGOMERY, AL 36130 0152
(334) 242-7300
WWW.AGO.ALABAMA.GOV

Honorable Carl E. Chamblee, Jr.
Municipal Judge
Trussville Municipal Court
Post Office Box 159
Trussville, Alabama 35173

Alternative Nicotine Products – Juveniles –
Municipal Courts – Jefferson County

Possession of an “e-cigarette” or electronic
cigarette is possession of an alternative
nicotine product under section 28-11-13(a)
of the Code of Alabama.

A municipal court has authority to
administratively adjudicate a complaint
against a person under ~~§~~ for possession of
an “e-cigarette” under section 28-11-13(a)
if the municipality has adopted the offense
as a municipal ordinance violation.

21

Dear Judge Chamblee:

This opinion of the Attorney General is issued in response to your
request.

QUESTION

(1) Is possession of an “e-cigarette” possession
of a tobacco product as that term is defined under
section 28-11-13 of the Code of Alabama?

FACTS AND ANALYSIS

Section 28-11-13 governs the unlawful purchase, use, possession, or
transportation of tobacco, tobacco products, or alternative nicotine products by
minors. This provision states, in pertinent part, as follows:

(a) *It is unlawful for any minor to purchase, use, possess, or transport tobacco, tobacco product, or alternative nicotine product within this state. It shall not be unlawful for a minor employee of a tobacco, tobacco product, or alternative nicotine product permit holder to handle, transport, or sell tobacco, tobacco product, or alternative tobacco product if the minor employee is acting within the line and scope of employment and the permit holder, or an employee of the permit holder who is 21 years of age or older, is present.*

ALA. CODE § 28-11-13(a) (2013) (emphasis added).

The term “alternative nicotine product” is defined in section 28-11-2(1) of the Code of Alabama as follows:

The term alternative nicotine product includes electronic cigarettes.

An electronic cigarette is an electronic product or device that produces a vapor that delivers nicotine or other substances to the person inhaling from the device to simulate smoking, and is likely to be offered to, or purchased by, consumers as an electronic cigarette, electronic cigar, electronic cigarillo, or electronic pipe.

ALA. CODE § 28-11-2(1) (2013).

Under the established rules of statutory construction, words used in a statute must be given their natural, plain, ordinary, and commonly understood meaning, and where plain language is used, a court is bound to interpret that language to mean exactly what it says. *Ex parte Cove Properties, Inc.*, 796 So. 2d 331, 333-34 (Ala. 2000); *Ex parte T.B.*, 698 So. 2d 127, 130 (Ala. 1997). Based on the plain language of section 28-11-2(1), the possession of an e-cigarette or electronic cigarette would be considered possession of an alternative nicotine product. The possession, purchase, use, or transport of an e-cigarette by a minor would therefore be a violation of section 28-11-13(a).

CONCLUSION

Possession of an “e-cigarette” or electronic cigarette is possession of an alternative nicotine product under section 28-11-13(a) of the Code of Alabama.

QUESTION

(2) Does the municipal court have authority to adjudicate a complaint against a person under 19 for possession of an "e-cigarette"?

FACTS AND ANALYSIS

Your second question is due to be answered in the affirmative. Previously, this Office has determined that a municipal court has the authority to administratively adjudicate violations defined in section 28-11-13 if the municipality has adopted the offense as a municipal ordinance violation. Opinion to Honorable Robert B. Leavell, Administrator, Alabama Alcoholic Beverage Control Board, dated March 3, 1998, A.G. No. 98-00102.

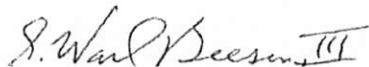
CONCLUSION

A municipal court has authority to administratively adjudicate a complaint against a person under 19 for possession of an "e-cigarette" under section 28-11-13(a) if the municipality has adopted the offense as a municipal ordinance violation.

I hope this opinion answers your questions. If this Office can be of further assistance, please contact Monet Gaines of my staff.

Sincerely,

LUTHER STRANGE
Attorney General
By:



G. WARD BEESON, III
Chief, Opinions Section

LS/MMG
2128406/190328

Sec. 16-1. - Violations of state law declared to be offenses against the city.

- (a) Any person, firm, or corporation committing an offense within the city limits which is declared by a law of the state other than Code of Ala. 1975, §§ 13A-11-160 to 13A-11-164 or 13A-13-2 or the United States of America, now existing or hereafter enacted, to be a misdemeanor, violation, or offense other than a felony, shall be guilty of an offense against the city and may be punished as provided by this Code.
- (b) Any person or corporation committing an offense within the corporate limits of the city or within the police jurisdiction thereof, which is declared by a law of the state now or hereafter enacted to be a misdemeanor, shall be guilty of an offense against the city.
- (c) Any person or corporation committing an offense within the corporate limits of the city or within the police jurisdiction thereof, which is declared by a law of the state now existing or hereafter enacted to be a violation, shall be guilty of an offense against the city.

(Code 1982, § 4-140; Ord. of 12-12-1944; Ord. of 9-24-1973; Ord. No. 83A, 9-12-1983)

COURT REPORTERS.

Title 12 COURTS.

Title 13A CRIMINAL
CODE.

Title 14 CRIMINAL
CORRECTIONAL AND
DETENTION
FACILITIES.

Title 15 CRIMINAL
PROCEDURE.

Title 16 EDUCATION.

Title 17 ELECTIONS.

Title 18 EMINENT
DOMAIN.

Title 19 FIDUCIARIES
AND TRUSTS.

Title 20 FOOD, DRUGS
AND COSMETICS.

Title 21 HANDICAPPED
PERSONS.

Title 22 HEALTH,
MENTAL HEALTH,
AND

Section 28-11-13

Unlawful for minors to purchase, use, possess, or transport tobacco, tobacco product, electronic nicotine delivery system, or alternative nicotine product.

(a) It is unlawful for any minor to purchase, use, possess, or transport tobacco, a tobacco product, an electronic nicotine delivery system, or an alternative nicotine product within this state. It shall not be unlawful for a minor employee of a tobacco, tobacco product, electronic nicotine delivery system, or alternative nicotine product permit holder to handle, transport, or sell tobacco, a tobacco product, an electronic nicotine delivery system, or an alternative tobacco product if the minor employee is acting within the line and scope of employment and the permit holder, or an employee of the permit holder who is 21 years of age or older, is present.

(b) It is unlawful for any minor to present or offer to another person proof of identification which is false, fraudulent, or not actually his or her own proof of identification in order to buy, receive, or otherwise obtain, or attempt to buy, receive, or otherwise obtain, any tobacco, tobacco product, electronic nicotine delivery system, or alternative nicotine product.

(c) If a minor is cited for any violation under this section, the citing agency shall notify a parent, legal guardian, or legal custodian of the minor unless the minor has been emancipated by court order or operation of law.

(Acts 1997, No. 97-423, p. 721, §13; Act 2009-578, p. 1697, §1; Act 2013-383, p. 1438, §1; Act 2019-233, §2.)



Report to City Council

APPENDIX 5

July 12, 2021

Updates

- Friday Nights at the Cove has been a great success this year, with turnout holding strong at 150-160 attendees per event. Our final event of the summer will be held on Friday, July 30, featuring live music by Red Hot Rodeo and sponsored by Bradford Real Estate Group. Wasabi Juan's food truck and M & M's Lemonade Stand will be on site as well. We may explore extending the season longer next year due to feedback we have received from the community.
- The three Shelby County Main Street Directors were invited to present at the Shelby Chamber Connections Luncheon on July 8. The luncheon was well-attended by businesses leaders throughout the county and we heard a great deal of positive feedback about the things our program is doing in Montevallo.
- Ms. Lindsey Irvin, a Calera Intermediate School teacher who is participating in the Shelby County Career Corps program, will be visiting with the Montevallo Main Street program and several downtown business owners on July 15. Ms. Irvin is interested in learning about entrepreneurship and will incorporate what she learns into her classroom.
- We are still seeking submissions for our youth street pole banner project. Please share the enclosed application with any students you may know aged 5-18. These can be Montevallo residents, or Montevallo stakeholders who live in other areas in the region. Additional copies are available in the foyer at City Hall.
- Finally, the Montevallo Main Street Board of Directors would also like to request that the Mayor and Council consider earmarking \$150,000 from American Rescue Plan funds for our non-profit organization to directly assist our downtown businesses through offering Façade Improvement Grants and similar initiatives that support our local business owners, increase property values and tourism in our downtown, increase sales tax revenue, boost our citizens' quality of life, and attract residents and visitors to Main Street. We would spend this money over a period of 3 years. The board has prepared a letter outlining the details of this request. While this request is not on tonight's agenda, Board President Julie Smitherman will read this letter into the record during Citizen Participation tonight for the mayor and council to consider in preparation for a future vote on the use of ARP funds. As you know, Economic Development and Community Development in all aspects is a recommended use for ARP funds. My board feels confident in their research that this is an appropriate and allowable use of ARP funds. Thank you in advance for your consideration of this request.

Respectfully submitted, Courtney Bennett, Executive Director

Make Your Mark on Montevallo

Downtown Banner Design Contest

SEE YOUR ARTWORK ON DISPLAY:

Impact Montevallo and Montevallo Main Street are coordinating the "Make Your Mark on Montevallo" Banner Design Contest to recognize the unique talents of student artists within our community. A total of **90** banners will be chosen to be installed in 2022 along Main St., Middle St., and the Promenade on the light posts.

GUIDELINES FOR SUBMITTAL:

The theme for the banner design contest is *Make Your Mark!* While creating your design, keep in mind the following:

- Works can be created in many different materials - painting, drawing, illustration, digital, etc. **BUT** consider your material for reproduction. Paint and markers will translate better than crayon and pencil. Bright, full colors print really well!
- **BE BOLD.** Large designs transfer better than small designs. Tip: consider a more abstract design!
- **Designs should fill the entire design area. Do not leave white space unless it is intentional.**
- Make your artwork **vertical** and keep in mind that some cropping near the edges of the banner may occur in the printing and installation process. When creating your designs keep your most important elements centered on the template!
- Work should be original and not include any copyright images (*ie. branded cartoon characters*) or names.
- Create a design with minimal or no text (*if you include text avoid proper names like businesses, places, people*).
- Artists should be between the ages of 5 - 18.

BUT HOW DO I ENTER?

Submit your artwork either through email (mgray@cityofmontevallo.com) and make the subject of the email "Banner Design Contest", drop at City Hall, 545 Main Street, or at the Parnell Memorial Library, or Park Drive, submit via the online google form found on our Facebook page @ImpactMontevallo.

I HAVE QUESTIONS. WHO CAN I CONTACT?

Morgan Gray, Youth Coordinator - IMPACT Montevallo
mgray@cityofmontevallo.com or impactmontevallo@gmail.com
205.665.2555 ext. 104

ENTRY FORM:

STUDENT NAME: _____ 2021 GRADE LEVEL: _____

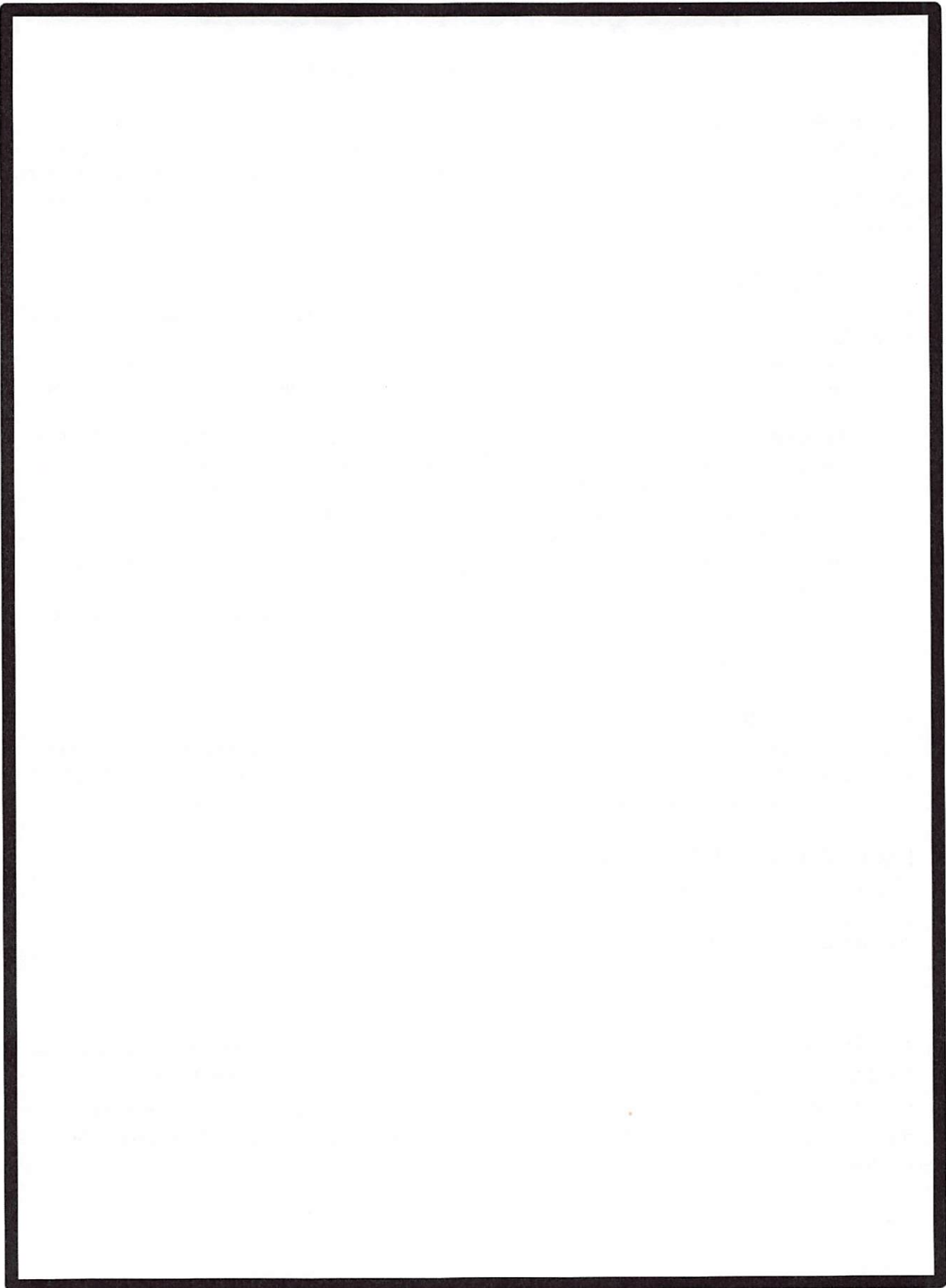
PARENT/GUARDIAN SIGNATURE or STUDENT OVER THE AGE OF 18 SIGNATURE:

I (print name) _____ agree to allow my child's/my artwork, name, and grade to be featured on a banner on a lightpost within the Main Street district of Montevallo, AL.

SIGNED: _____ DATE: _____

EMAIL: _____ PHONE: _____

DESIGNS SHOULD BE SUBMITTED NO LATER THAN MONDAY, AUGUST 2, 2021.



NAME: _____

GRADE: _____

Steve Gilbert

From: Montevallo Chamber of Commerce <montevallochamber@gmail.com>
Sent: Monday, July 12, 2021 11:42 AM
To: Sonya Swords; Sonya Swords
Cc: Rusty Nix; David King; Lelia Mitchell; Kenneth Dukes; Martha Eisenberg; Steve Gilbert
Subject: 7/12/21 Chamber/Council Report

Due to the Montevallo Chamber hosting the 2021 Montevallo Farmers' Market
I will not be able to attend tonight's council meeting
Below is the Chamber Report -

APPENDIX 6

Chamber City Council Report

07/12/2021

Montevallo Farmers' Market is still going strong with an average attendance of 250 and 18 vendors. New to the market - Parnell Library portable check-out system and Dove Cottage Fresh Cut Flowers.

These past few weeks have been busy with Tinglewood Festival planning, meeting with the Shelby County Reporter about the new Montevallo Area Map to be released in time for the UM Fall semester, assisting with the Montevallo Family Dentistry video and Montevallo Farm Baseball team World Series send-off, attending Shelby County Chamber Connection luncheon ,and hosting the Montevallo Job Fair that was well attended with 12 job vendors.

A copy of the July/ August *Shelby Living* will be placed in each Councilmember's box. Check out MY SHELBY COUNTY article on page 88.

The Soul Spot Montevallo plumbing and mechanical has been approved just waiting on electrical. Ribbon Cutting is still on schedule for Sat July 31, 2021 10am at 728 Main St.

-- Request to place the National Farmers' Market Week 2021 Proclamation under Recognitions on the July 26, 2021 City Council agenda --

Thank you -



Adele Nelson

Executive Director

Montevallo Chamber of Commerce

P.O. Box 270 Montevallo, AL 35115

205.665.1519 office

www.montevallocc.com

From: Olivia Barone
Sent: Thursday, July 8, 2021 3:51 PM
To: Steve Gilbert
Subject: RE: Council 7/7
Attachments: Updated Solar Proposal for City Hall Montevallo.pdf

Good afternoon!

I attached the quote for the 2021 ADECA State Energy Program Grant application proposal to council.

I reviewed multiple project options and I have found this amazing opportunity. The best project to show our commitment to sustainable initiatives, with a clear focus on fiscal responsibility, is to apply to install solar panels at City Hall. City Hall will be wonderful example for green energy. It is in our top 3 biggest energy users, uses power 24/7/365, and is already equipped with efficient HVAC units and motion sensors. The panels would save us a whopping 22,869 kWh and \$3,000 annually.

The City's match on the project would only be \$10,000, with an extremely short payback period of three-years. In 10 years, the city will see incredible savings of \$30,000. Perhaps, the ARP money could be used for the match?

Thanks Steve!

Olivia

--

Olivia Barone

City of Montevallo

Sustainability Coordinator

P: 205-665-2555 ext. 061

C: 205-732-0538

[Sustainable Montevallo Website](#)

[Sustainable Montevallo Facebook Page](#)

From: Steve Gilbert <sgilbert@CityofMontevallo.com>

Sent: Wednesday, July 7, 2021 4:20 PM

To: Olivia Barone <obarone@CityofMontevallo.com>

Subject: RE: Council 7/7

No worries



Steve Gilbert

Steve Gilbert

City Clerk / Treasurer

205-665-2555 Ext. 105

From: Olivia Barone <obarone@CityofMontevallo.com>

Sent: Wednesday, July 7, 2021 3:47 PM

To: Steve Gilbert <sgilbert@CityofMontevallo.com>

Subject: Council 7/7

Hi!

On Monday, I plan on going to council to ask to approve the 2021 ADECA State Energy Program Grant application. This is a \$40,000 grant with a 25% match from the City at \$10,000.

My quotes haven't come in, yet. I expect tomorrow. However, this is would be the project budget.

Thanks!

Olivia

--

Olivia Barone

City of Montevallo

Sustainability Coordinator

P: 205-665-2555 ext. 061

C: 205-732-0538

[Sustainable Montevallo Website](#)

[Sustainable Montevallo Facebook Page](#)

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The City's match on the project would only be \$10,000, with an extremely short payback period of three-years. In 10 years, the city will see incredible savings of \$30,000. Perhaps, the ARP money could be used for the match?

Thanks Steve!

Olivia Barone

City of Montevallo

Sustainability Coordinator

P: 205-665-2555 ext. 061 C: 205-732-0538

Sustainable Montevallo Website

Sustainable Montevallo Facebook Page



Resolution 07122021-216

A Resolution Authorizing establishing a Bank Account for the American Rescue Act Funding

WHEREAS, the City of Montevallo has accepted the funding provided by the American Rescue Plan Act and

WHEREAS, the City of Montevallo, in order to properly utilize and track expenditures of these funds in keeping with City accounting procedures,

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

Section 1. That the City Clerk / Treasurer shall establish a bank account with Trustmark National Bank for the purpose of administration of American Rescue Act Funding.

ADOPTED AND APPROVED THIS 12th DAY OF July 2021.

Signed:

Attest:

Rusty Nix
Mayor

Steve Gilbert
City Clerk / Treasurer

APPENDIX 9



541 Main Street | Montevallo, Alabama | 35115
mainstreet@cityofmontevallo.com
205-597-9322

Dear Mayor Nix & City Council Members:

June 12, 2021

The Montevallo Main Street Board of Directors officially requests that a portion of the American Recovery Plan (ARP) funds allocated to the City of Montevallo be used to help us improve and strengthen properties and businesses located in our downtown. Specifically, we are requesting \$150,000 to be used to fund our highly successful and impactful Façade Improvement Grant program and other improvements downtown.

We propose using these funds to support our Façade Improvement Grant Program over a three year period. As you are undoubtedly aware, our program requires grantees to match what they receive from us at least dollar for dollar. As such, as an example, \$150,000 of grants would result in a minimum of \$300,000 in improvements to businesses and properties within our city's urban core – the heart of our community.

In addition, we recommend that the city council give serious consideration to using a significant portion of their ARP funds to expand availability of high-speed internet throughout our city. As you know, we still have portions of our city where broadband is unavailable. COVID-19 has and will continue to change the way we live and do business. One major change we've already seen is the increase in people working from home. However, if you do not have broadband access in today's world, you can't work from home. That means that those people in our community who are without high-speed access don't have that option available to them. It also means that prospective homebuyers will not want to live in those areas. Importantly, as well, students living in those areas will not be able to learn remotely. Clearly, the lack of high quality internet access is no longer a luxury – it is a necessity. Reliable access to internet across our community will not only help us attract and retain businesses, but also increases education opportunities for our local students. As such, we feel the city must make quality access for all our citizens as one of our top priorities as we budget and expend our ARP funds.

Main Street Alabama has heavily researched the ARP through numerous webinars and blogs from throughout the nation, as well as surveyed several of the communities throughout the state. They have found that cities are typically using funds in this way:



Creating Jobs. Keeping Character.



541 Main Street | Montevallo, Alabama | 35115
mainstreet@cityofmontevallo.com
205-597-9322

- 50 - 70% of the funds - To make necessary investments in water, sewer or broadband infrastructure. General infrastructure projects like road construction or bridge repair are not permitted uses of funds.
- 0 - 10% of the funds - For the provision of government services to the extent of the reduction in revenue of the locality due to COVID-19, relative to revenues collected in the most recent fiscal year.
- 5 - 20% of the funds - To provide premium pay to eligible workers of the locality that are performing such essential work, or to provide grants to eligible employers that have eligible workers who perform essential work.
- 5 - 10% of the funds - To respond to the public health emergency with respect to COVID-19 or its negative economic impacts.

This final item is where Montevallo Main Street fits into the puzzle; as you know, funds can be given to a local non-profit, such as ourselves, to address this portion of the ARP. With your approval, Montevallo Main Street would like to address the negative economic impacts of COVID-19 through direct financial assistance for downtown business owners through our Facade Grant Program, as well as other public infrastructure improvements. This not only improves the aesthetics and protects the historical integrity of our downtown, but also increases sales, drives tourism, attracts residents, and expands our tax base.

Thank you for your time and thoughtful consideration. As always, we greatly appreciate your support for our efforts.

Sincerely yours,

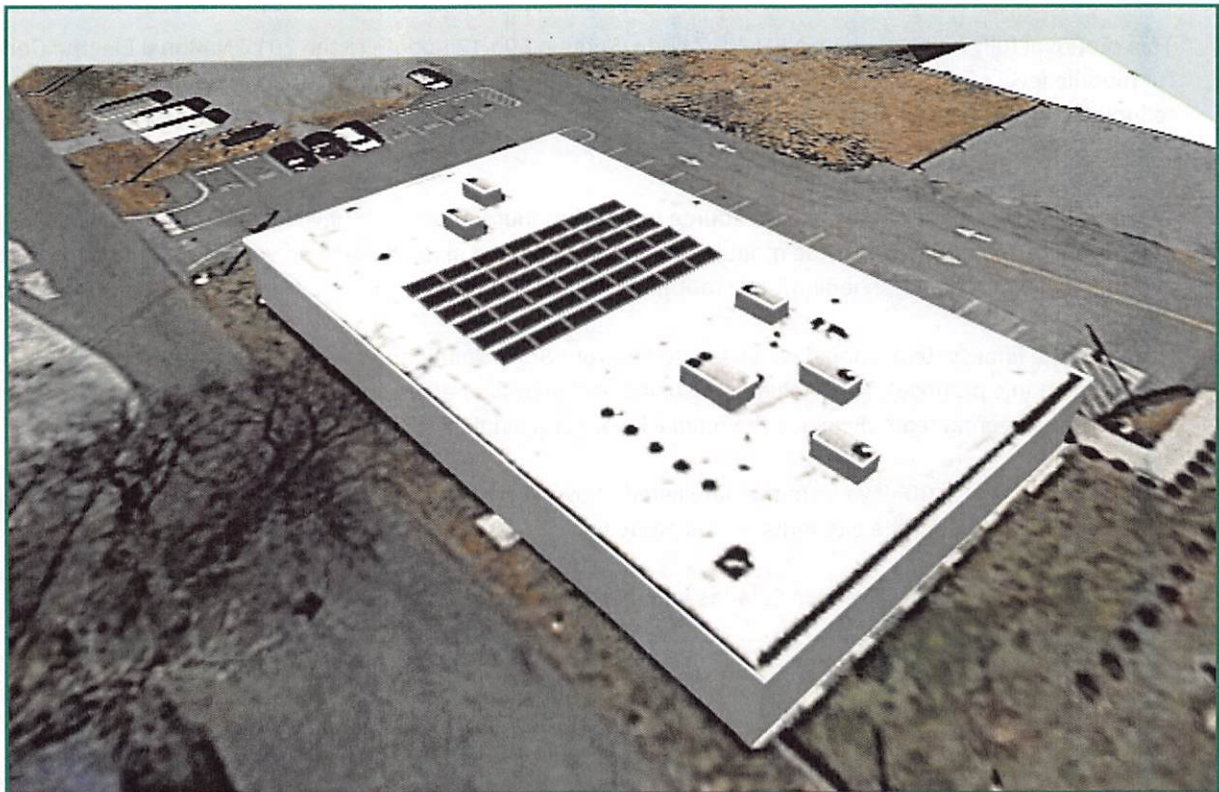
Julie Smitherman, Co-President
Montevallo Main Street Board of Directors



Creating Jobs. Keeping Character.

City of Montevallo - City Hall

16.17 kW DC Solar System Proposal (12.39 kW AC)



541 Main St
Montevallo, AL 35115

Prepared for:
Olivia Barone
July 7th, 2021



Kevin Stam
Commercial Solar Consultant
678-739-9806
kevin.stam@creativesolarusa.com

Creative Solar Energy Solutions for your organization

About this proposal

This proposal was carefully prepared taking into consideration every detail into the system design. This includes the type of building, the type of roof(s), the orientation and pitch of every feasible roof face, the irradiance and weather data sets from third-party sources for your particular location, the obstructions and shading and the type of electrical service and rate structure at your location, among other factors.

Our goal is to deliver the highest value and ROI by optimizing the space available and configuring the system to maximize total energy generation from the sun.

This proposal fully complies with NEC 2017 code. Section 690.12 update to the 2017 National Electric Code calls for module-level rapid shutdown of solar systems. All conductors within an array's 1-ft boundary have to be reduced to 80v or less within 30 seconds of rapid shutdown initiation. NEC 2017 came into effect in January 2019.

We only use Tier 1 panels and strive to source from US manufacturers. We have included world-class inverters and PV optimizers that will provide module-level monitoring and also enhance power output during sub-optimal conditions (low irradiance/shading/early morning and evening hours).

Note that the final system, should we be elected as your Solar Solutions Provider, may differ from what is presented in this proposal. This includes the use of comparable panels and inverters, which will be determined once our engineering team develops the official layout and single line.

This quote is valid for 10 days from the date listed above. A proper site survey and engineering analysis will be performed to re-confirm the elements of this proposal.

Thank you for considering Creative Solar as your partner in renewable energy!

Global Assumptions

The information provided in this proposal, such as savings calculations, is based on some of the following assumptions

Utility Escalation Rate

3.0% per year

Cash Flow Discount Rate

3.0%

Project Life

30 years

Degradation Factor

0.5%

About Us



Creative Solar USA, founded in 2008, is a turn-key provider of solar solutions based in Kennesaw, GA. We are proud to have completed the largest number of solar projects in Georgia in the last three years. Our comprehensive project approach begins with a solar feasibility assessment and ends with the interconnection to the grid. We work closely with our clients to ensure that the coordination of engineering, materials, and on-site installation services meet or exceed the proposed financial and power generation objectives.

Company Credentials and Qualifications

- Registered NABCEP PV Practitioners
- Master Certified Electricians
- Over 50 years in combined Electrical Engineering and Photovoltaics
- Over 15 years in project management & logistics
- Ten year (residential) and five year (commercial) workmanship warranty
- 25 year performance warranty on all panels
- In-house installation team



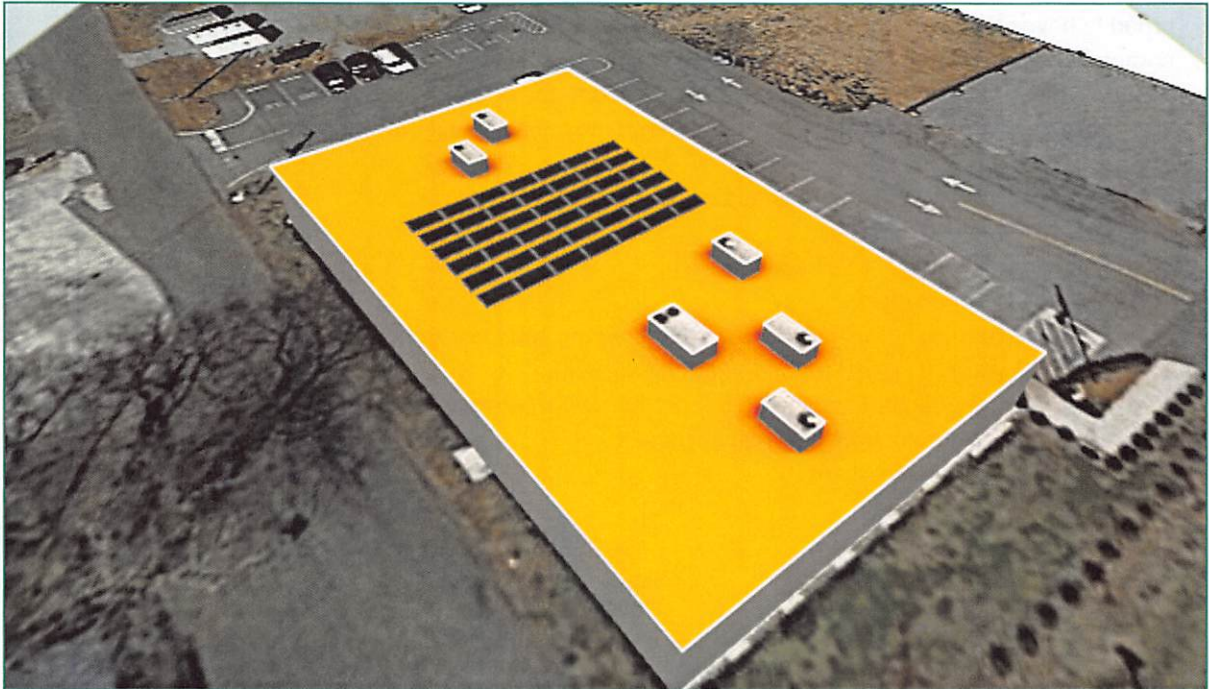
Benefits of Solar for your Business

- Federal Tax Credit of 26% for 2021 and 2022
- Double-digit ROI
- Typical payback of 4-10 years
- Accelerated (MACRS) depreciation
- Reduced operational costs and hedge against utility rate increases
- System lifespans of > 30 years
- Contingency for power outages (when coupled with energy storage)
- Leverage corporate sustainability goals
- Extended roof-life (panels block degradation from UV rays)
- On-site generation of electricity from a clean, renewable source
- Alignment of your company branding and identity with green energy

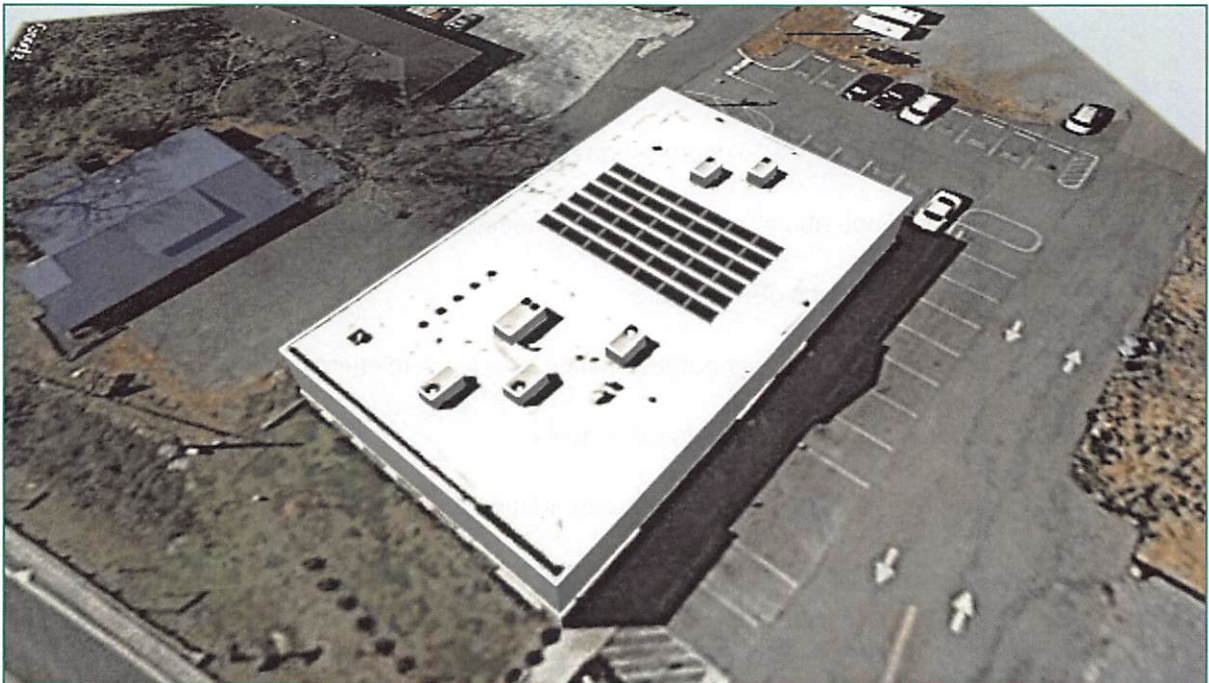
City of Montevallo - City Hall



System Size 16.17 kW



Estimated Energy Production Year 1: 22,869 kWh



System Cost, Incentives and Key Financial Metrics

Price for Turnkey Solution

\$48,025

Price per watt

\$2.97

Federal Tax Credit

\$38,025

Local and State Incentives

\$0

Net System Cost

\$48,025

Old Monthly AVG Utility Bill

\$1,180

New Monthly AVG Utility Bill

\$960

Monthly AVG Utility Bill Savings

\$220

Lifetime Accumulated Savings

\$104,946

Payback Period

3.7 years

Internal Rate of Return

28.82 %

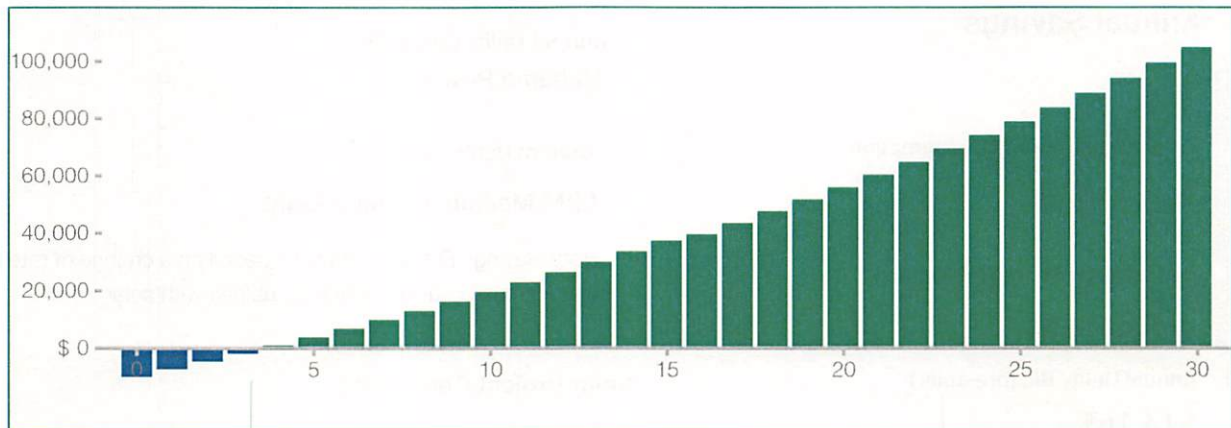
Net Present Value

\$61,059.31

Levelized Cost of Energy (LCOE)

\$0.03 /kWh

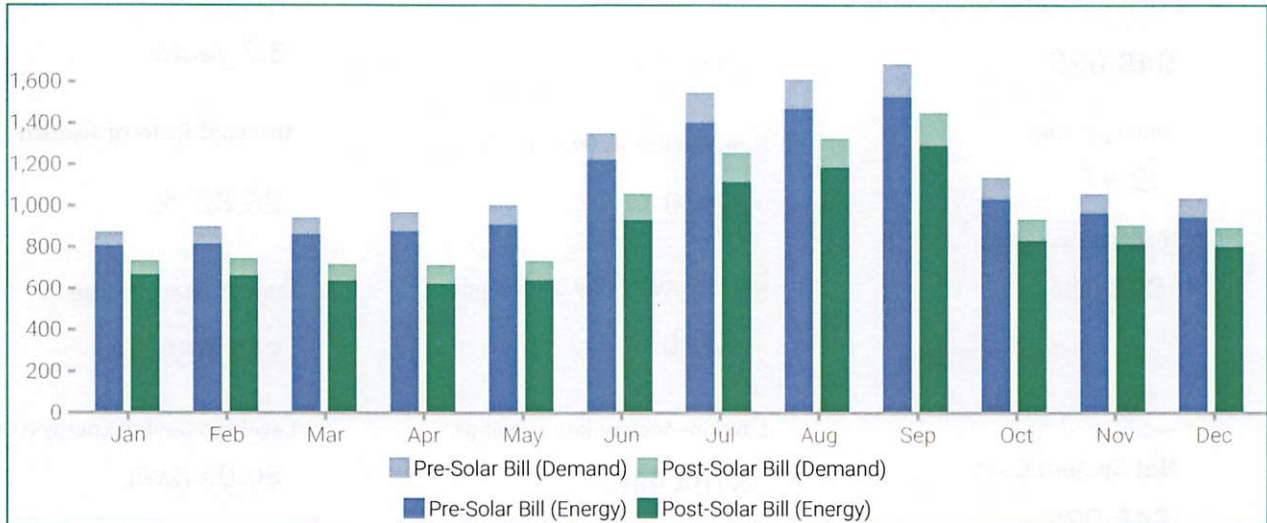
Cumulative Cashflow



Site and PV System Details

Type	Manufacturer	Model	Quantity
Module	Hyundai Heavy Industries Co., Ltd.	HiA-S385HI	42
Microinverter	Enphase Energy Inc.	IQ 7+	42

Project Summary



Annual Savings

Total Annual Energy Consumption

95,160 kWh

Annual Solar Energy Production

22,869 kWh

Annual Utility Bill (pre-solar)

\$14,165

Annual Utility Bill (post-solar)

\$ 11,526

Avoided Cost % of Electric Bill

19 %

Annual Utility Bill savings

\$ 2,639

Existing Conditions

Current Utility Company

Alabama Power Co

Current Utility Rate

LPM Medium Power & Light

Note: Savings Estimates may be based on a change of rate plan that increases savings when combined with solar.

Solar Project Conditions

Project Life

30 years

System Size

16.17 kW

30 Year Production

638,585 kWh

30 Year Loan Payment

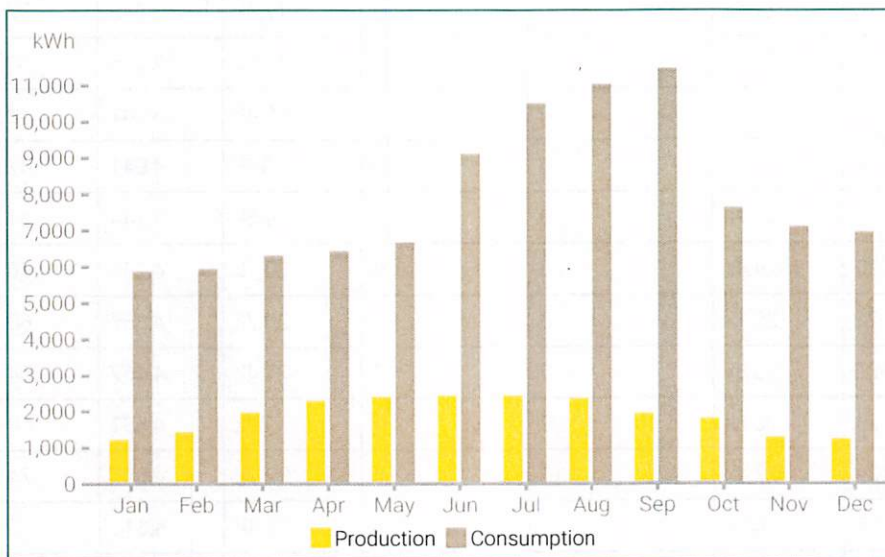
\$0

Year 1 Analysis

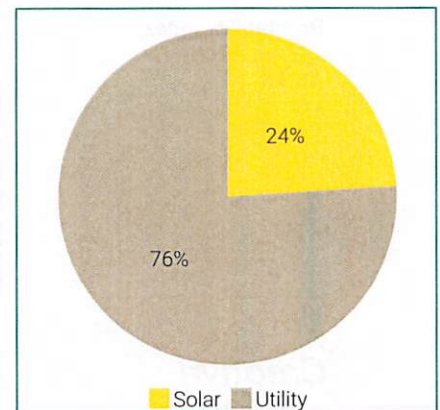
AVOIDED COST

(kWh)	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual
Utility Consumption Pre-Solar	5,880	5,960	6,320	6,440	6,680	9,120	10.5k	11k	11.5k	7,640	7,120	6,960	95.2k
Utility Consumption Post-Solar	4,654	4,523	4,342	4,137	4,277	6,674	8,079	8,680	9,528	5,832	5,836	5,728	72.3k
Solar Production	1,226	1,437	1,978	2,303	2,403	2,446	2,441	2,360	1,952	1,808	1,284	1,232	22.9k
(\$)	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual
Utility Bill Pre-Solar	877	903	946	973	1,008	1,355	1,552	1,617	1,690	1,140	1,063	1,041	14.2k
Utility Bill Post-Solar	738	748	721	718	739	1,063	1,263	1,333	1,455	939	911	898	11.5k
Utility Bill Savings	140	155	224	255	269	292	289	284	235	201	152	142	2,639
Excess Credit	0	0	0	0	0	0	0	0	0	0	0	0	

Energy Production & Consumption



Electricity Mix



Annual Consumption from grid before solar 95,160 kWh

Annual Production from solar 22,869 kWh

Annual Utility Bill SAVINGS from solar **\$ 2,639**

Cashflow Analysis

IRR

28.82

NPV

\$61,059.31

Loan Payments

\$0

LCOE

\$0.03

Payback Period

3.7 years

Profitability Index

6.11



Year	Annual Bill Pre Solar	National Depreciation Benefit	Local Depreciation Benefit	Annual Bill Post Solar	Annual Cashflows	Cumulative Cashflows
0	0	0	0	0	(10,000)	(10,000)
1	14.2k	0	0	11.5k	2,639	(7,361)
2	14.6k	0	0	11.9k	2,706	(4,655)
3	15k	0	0	12.2k	2,774	(1,881)
4	15.4k	0	0	12.6k	2,845	964
5	15.9k	0	0	12.9k	2,917	3,881
6	16.3k	0	0	13.3k	2,991	6,872
7	16.8k	0	0	13.7k	3,067	9,939
8	17.3k	0	0	14.1k	3,145	13.1k
9	17.8k	0	0	14.6k	3,225	16.3k
10	18.3k	0	0	15k	3,307	19.6k
11	18.8k	0	0	15.4k	3,391	23k
12	19.4k	0	0	15.9k	3,477	26.5k
13	19.9k	0	0	16.4k	3,565	30k
14	20.5k	0	0	16.9k	3,655	33.7k
15	21.1k	0	0	17.4k	3,748	37.5k
16	21.7k	0	0	17.9k	2,226	39.7k
17	22.4k	0	0	18.4k	3,941	43.6k
18	23k	0	0	19k	4,041	47.7k
19	23.7k	0	0	19.5k	4,144	51.8k
20	24.4k	0	0	20.1k	4,249	56.1k
21	25.1k	0	0	20.7k	4,357	60.4k
22	25.8k	0	0	21.4k	4,467	64.9k
23	26.6k	0	0	22k	4,581	69.5k
24	27.4k	0	0	22.7k	4,697	74.2k
25	28.2k	0	0	23.4k	4,816	79k
26	29k	0	0	24.1k	4,938	83.9k
27	29.8k	0	0	24.8k	5,064	89k
28	30.7k	0	0	25.5k	5,192	94.2k
29	31.6k	0	0	26.3k	5,324	99.5k
30	32.6k	0	0	27.1k	5,459	104.9k

Environmental



Tanker Trucks of Gas Saved

5



Railcars of Coal Saved

2



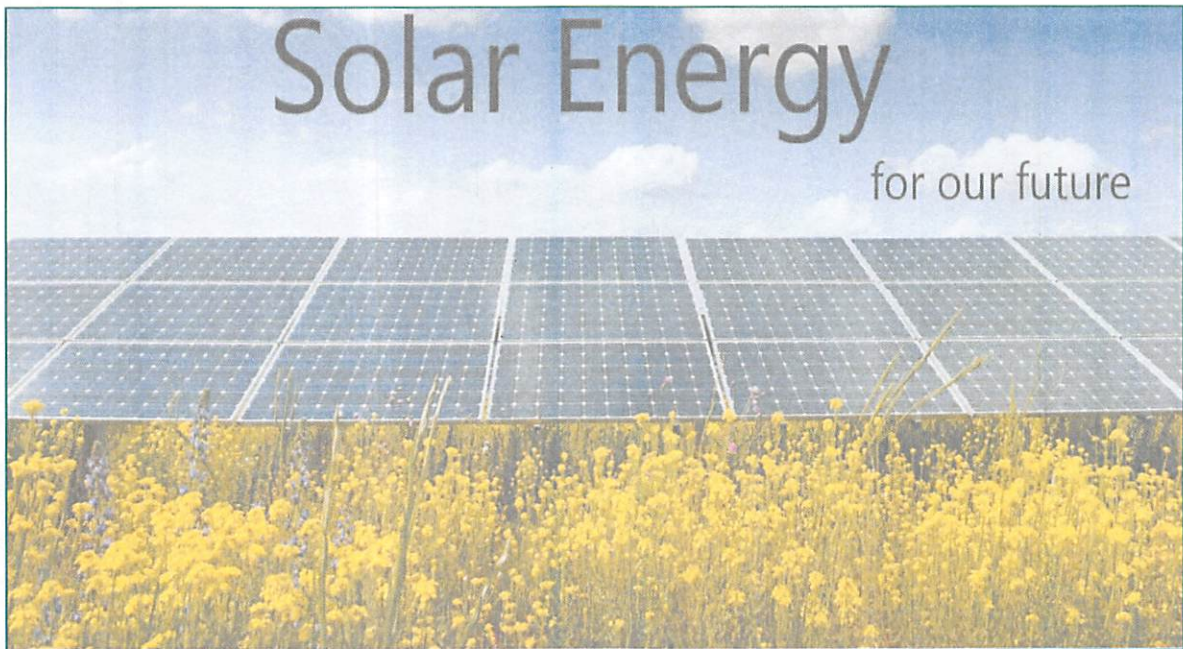
Barrels of Oil Saved

869



Pounds of Coal Saved

401,199



Vehicles Taken Off Road

3



Number of Trees Planted

9,577



Miles Per Year Saved

30,818



Acres of US Forests Saved

306.16