



MINUTES

Montevallo City Council Work Session

August 14, 2023

5:30 p.m. at City Hall

Present: Mayor Rusty Nix, Council Member David King, Council Member Lelia Mitchell, Council Member Kenneth Dukes, Council Member Sonya Swords, Council Member Martha Eisenberg. Quorum present.

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

Mayor Nix called for Discussion of New Business Items on Agenda:

New Business:

- **Discussion of adoption of ALDOT Resolution STPAA-NR13(909) Replacement of Non-Compliant Curb Ramps on State Route 155 and State Route 119.**
- **Discussion of request from Montevallo Chamber of Commerce to waive business license / vendor fees for Tinglewood Festival on Saturday September 9th in Orr Park.**
- **Discussion of request from Montevallo Main Street to waive business license / vendor fees for Just Show up Show on Sunday August 20th in Orr Park.**
- **Discussion of ORDINANCE 08142023-442 An Ordinance amending Section 2-296 of the Montevallo Code providing for the creation of an Architectural Review Board.**



Mayor Nix called for Committee Reports:


Mayor Nix called Council Member King for Public Health & Safety: Council Member King called on Chief Littleton for the Police Department report. Chief Littleton reported there were 87 Calls in July and 642 Total Reports year to date. See Appendix 1.


Council Member King called on Chief Davis for the Fire Department report. Chief Davis reported there were 120 Calls for July and 907 Calls year to date. See Appendix 2.

Mayor Nix called on Council Member Dukes for the Sustainability Report. Council Member Dukes called on Kirk Hamby, Head of Public Works. Kirk reported there were six downed trees from the recent storms; request from Council Member Mitchell to trim trees back on Morgan Street; Kirk reported the area under Bulldog Bridge had been cleaned and will be working on trimming limbs on Bulldog Bridge.

Mayor Nix called on Council Member Eisenberg for the Recreation, Preservation and Community Development Reports. Council Member Eisenberg asked about the house located near/ at Fire Station #2 (bad condition) and was provided with an update.

Council Member Eisenberg called on Shane Baugh, Head of Parks and Recreation. Shane reported Fall Youth Sports Registration has been completed. Soccer has the largest number of participants (128 total) compared to other Youth Sports.





Mayor Nix called on Council Member Mitchell for the Education, Arts and Outreach Committee Reports. Council Member Mitchell called on Marissa Wilson, Library Director, for the Parnell Memorial Library report. Marissa reported the library is hiring two part-time positions; Summer Reading Program has concluded and was great; September calendar will be available soon; A/C is out in the library, but the meeting rooms are okay to use. Part and repairs are expected to be completed this Thursday. See Appendix 3.

Council Member Mitchell called on Sarah Hogan, Program Director Impact Montevallo. Sarah reported she submitted the annual progress report for Impact to the CDC (107 pages) which is an in-depth look at the year's efforts; Sarah reported she received notice today for Impact's 5th and final year of funding with no revisions; Impact has a newly designed website; Impact will be participating in the Kids Activities at the Montevallo Farmers' Market. See Appendix 4.

Montevallo City Council Meeting

August 14, 2023

6:00 p.m. at City Hall

Present: Mayor Rusty Nix, Council Member David King, Council Member Lelia Mitchell, Council Member Kenneth Dukes, Council Member Sonya Swords, Council Member Martha Eisenberg. Quorum present.



Pledge of Allegiance

Council Meeting called to order at 6 p.m. by Mayor Rusty Nix.

Approval and or corrections of the Minutes 7.24.23 – Motion by Council Member Mitchell, seconded by Council Member Eisenberg, All Ayes, Motion passed.


Recognitions / Awards: Proclamation for Constitution Week 2023, MJCC Oath of Office - Mayor Nix read the Proclamation for Constitution Week 2023. Sarah Hogan asked the MJCC members to come up front and Mayor Nix had the MJCC take their Oath of Office. See Appendix 5.

Opportunities for Citizens to speak to the Council: None

Mayor Nix Called for Committee Reports to Continue:

Council Member Mitchell called on Kati Simmons, Junior Mayor of the Montevallo Junior City Council (MJCC). Kati reported the MJCC held a recruiting event and will hold their first meeting on August 21st.

Council Member Mitchell reported the University of Montevallo Fall Classes will resume on August 21st.



Mayor Nix called on Council Member Swords for the Finance, Economic Development & Tourism Reports. Council Member Swords called on Courtney Bennett, Executive Director Montevallo Main Street. Courtney reported Montevallo Main Street will have seven delegates attending this year's Main Street Alabama Conference in Huntsville; she reported the CO.STARTERS program is accepting applications until tomorrow and currently has seven registrants; Main Street is assisting with the 2023

Just Show Up Show to be held on Sunday, August 20th at Orr Park/ Pecan Grove; Courtney reported Main Street's Promotion Committee will host a "make and take" craft activity for incoming UM students as part of Welcome Week to introduce student to downtown and giving them a warm welcome to their new home. See Appendix 6.

Council Member Swords advised Adele Nelson, Executive Director Montevallo Chamber of Commerce couldn't attend due to the Montevallo Farmer's Market being open every Monday from 3 p.m. – 6 p.m. but submitted a written report. The Farmers' Market hosted "Tinglewood Festival Promo Day" and Woodlot Artisan Tim Tingle was onsite to promote carving wood pieces and Tinglewood giveaways; Montevallo Chamber provided 17 Welcome bags for the incoming UM new faculty members; The August Chamber Luncheon is the "State Legislator Update" featuring Russell Bedsole; Chamber is assisting with the 2023 Just Show Up Show. See Appendix 7.

Council Member Swords reported the MDCD Meeting was held today.

Public Health & Safety (Police, Fire, Code Enforcement, Housing Abatement, Planning and Zoning) – Reported during City Council Work Session.

Sustainability (Streets & Sanitation, Recycling, Arbor & Beautification, ValloCycle, Environmental Preservation Initiatives, and Historical Commission) – Reported during City Council Work Session.

Recreation, Preservation and Community Development (Parks & Recreation, Youth Athletics, Trails, Annexations) – Reported during City Council Work Session.

Education, Arts & Outreach (Schools, Library, UM, Boys & Girls Club, American Village, Sister City Commission, Artwalk, IMPACT) – Reported during City Council Work Session and City Council Meeting.

Finance, Economic Development & Tourism (Finance, MDCD, IDB, Chamber, Main Street) – Reported during City Council Meeting.

Consent to Pay the Bills

Mayor Nix asked for a Motion to Pay the Bills. Council Member King made a motion to pay the bills, seconded by Council Member Dukes, All Ayes. Motion passed.

New Business:

- Adoption of ALDOT Resolution STPAA-NR13(909) Replacement of Non-Compliant Curb Ramps on State Route 155, State Route 119, and Alabama State Route 25. Motion made by Council Member King, seconded by Eisenberg, All Ayes, Motion passed. See Appendix 8.
- Request from Montevallo Chamber of Commerce to waive business license / vendor fees for Tinglewood Festival on Saturday September 9th in Orr Park. Motion made by Council Member Mitchell, seconded by Council Member Eisenberg, All Ayes, Motion passed.
- Request from Montevallo Main Street to waive business license / vendor fees for Just Show up Show on Sunday August 20th in Orr Park. Motion made by Council Member Mitchell, seconded by Dukes, Motion passed.

- **ORDINANCE 08142023-442** An Ordinance amending Section 2-296 of the Montevallo Code providing for the creation of an Architectural Review Board. First Reading. See Appendix 9.

Old Business: None

Board Appointments: Kenneth Dukes to Historical Preservation Commission. Motion made by Council Member King, Seconded by Council Member Swords; Vote 5 Ayes to 1 Nay – Council Member Eisenberg, Motion passed.

Other Business: Accept change order by Southeastern Seal Coating, Inc. to pave parking area to allow MDCD to fund. Motion to accept made by Council Member Dukes, Seconded by Council Member King, All Ayes, Motion passed.

Citizen Participation: C.P. Pierson 1131 Oak Street addressed Mayor and City Council to clear up voting for library board to vote (current members).

There being no further business before the Council, **Mayor Nix called for a Motion to Adjourn.** Motion to adjourn made by Council Member King, seconded by Council Member Dukes, All Ayes. Meeting Adjourned at 6:33 p.m.

Submitted by:



Steve Gilbert
City Clerk / Treasurer

APPENDIX 1

	January-23	February-23	March-23	April-23	May-23	June-23	July-23	August-23	September-23	October-23	November-23	December-23	Total
Total Reports	93	103	93	100	107	59	87						642
Criminal Cases	61	68	65	55	71	46	62						428
Non-Criminal	32	35	28	45	31	13	25						209
Traffic Accidents	12	18	12	15	15	10	8						90
Traffic Citations	116	100	88	86	135	48	114						687
DUI Arrests	8	11	3	7	7	5	11						52
Public Intox Arr	1	0	2	0	0	2	0						5
Alias Arrests	11	12	11	7	11	6	8						66
Juvenile Arrests	3	3	1	0	0	0	0						7
Misd Arrests	7	3	4	4	7	1	5						31
Felony Arrests	1	3	3	2	4	0	2						15
Total Arrest	31	32	26	20	29	14	31	0	0	0	0	0	183
Auto Thefts	0	0	0	0	0	1	0						1
Burglaries	0	0	2	3	1	1	0						7
Auto Recoveries	0	0	1	0	0	1	0						2
Auto Burglaries	2	0	0	1	1	1	1						6
Criminal Mischief	1	1	0	0	0	0	1						3
DV. Related	2	7	5	5	8	4	5						36
Assaults	1	1	2	2	5	1	2						14
Fraud/Forgery	3	2	2	1	3	0	0						11
Harass / Reck	6	4	4	4	5	1	0						24
Misc. Offenses	29	32	30	27	29	9	23						179
Robberies	2	0	0	0	0	0	0						2
Sex Crimes/Other	0	2	1	3	0	2	0						8
Thefts / Attempts	3	3	7	7	3	7	3						33
Suicide / Attempts	0	0	0	0	0	0	0						0
Deaths	2	0	1	2	0	0	1						6

	Jan	Feb	Mar	Apr	May	Jun	Jul	Total
HARASSMENT	0	0	1	0	0	0	0	1
HEAD/NECK INJURY	0	3	1	2	5	1	1	13
HEADACHE	1	0	1	1	0	0	0	3
HEART PROBLEMS	3	0	2	6	8	7	1	27
HEAT PROBLEMS	0	0	0	0	0	2	3	5
MVC	0	0	0	0	0	0	1	1
AIRCRAFT CRASH	0	1	0	0	1	0	0	2
MVC - BUS INVOLVED	0	1	0	0	1	0	0	2
MVC - CHECK FOR INJURIES	5	6	5	10	7	9	4	46
MVC WITH INJURIES	3	5	1	0	4	3	1	17
NOTE IN CAD	0	0	1	0	0	0	0	1
OB/GYN PATIENT	0	4	1	0	1	1	0	7
ODOR	0	0	0	0	0	1	1	2
ODOR OF ELECTRICAL	0	0	0	0	0	1	1	2
ODOR OF PROPANE / NATURAL GAS	0	0	0	1	0	0	1	2
PERSON DOWN	0	0	0	0	2	0	0	2
PERSON STABBED or AT	0	0	0	0	0	1	1	2
POISONING	0	1	0	2	0	1	0	4
POSSIBLE STROKE	2	3	3	2	1	6	2	19
SEIZURE	2	2	4	2	2	2	3	17
SUICIDE ATTEMPT	0	0	0	0	1	0	0	1
TEST CALL	0	3	0	0	1	1	0	5
TRAUMATIC INJURY	0	0	0	1	0	0	0	1
UNRESPONSIVE PERSON	5	9	7	7	4	7	5	44
UTILITY LINES DOWN	0	0	0	1	0	0	0	1
Total	101	130	114	139	149	154	120	907

PARNELL MEMORIAL LIBRARY

JULY 2023

VISITS TO THE
BUILDING

3,068

CIRCULATION

8,769

CITIZEN SAVINGS

\$146,803.10

PHONE CALLS

93

WIFI &
COMPUTER
SESSIONS

2,875

DATABASE
SEARCHES

2,878

PROGRAM
PARTICIPATION

448

COMMUNITY
MEETINGS

19


PROGRAMS: 24

- Mini Music
- Storytime with Mr. Mac
- Take Home Craft Kits
- Kids movies, tween movies, & classic movie
- Pokémon Club
- Manga Mondays
- Family Night event
- 2 special Friday events



PARNELL MEMORIAL LIBRARY

AUGUST 14, 2023

- Hi! My name is Marissa Wilson, and as of August 4th, 2023, I am the new official Library Director! I was born and raised, and still currently live in Montevallo. I have been working here at our library for almost 3 years! I am super excited to keep working here, and to serve in our community.
 - The last two weeks of Summer Reading Program were great!
 - We had a back-to-school ice cream party, and we also had Jan the Science lady come and do science explements on Matter.
 - We had such a good turn out with Pokémon club during the summer that we are continuing this program but will now be every Tuesday's from 3:00PM-5:00PM.
 - We will have a take home craft kit for kids on August 15th.
 - Classic movie Monday is coming up on August 21st, it will be a summer classic movie.
 - National Popsicle Day is August 26th, so come by the library on August 25th and 26th for a free popsicle, just ask someone at the circulation desk.
 - The library is also currently looking to hire 2 part time employees, so if you know of anyone looking, we would love to have them. The job posting is listed on the City of Montevallo website.
 - The September calendar will be posted soon, with new fall activities.
 - Since school is back in session, we are in need of prepackaged, shelf stable snacks for our after-school pantry. We have several kids that walk in after school, just specifically for a snack, so we would love to keep this going.
- 

City Council Meeting: August 14, 2023

Ms. Sarah Hogan, program director provided the following report:

- ✦ **Annual Progress Report:** Today I submitted our annual progress report to the CDC for the period of August 2022 – July 2023. This 107 page report takes an in-depth look at our efforts over the last year in meeting our action plan and grant requirements within certain criteria for successful community change. It also reviews our innovative methods to reach our community.
 - 15 Media Campaigns
 - 3 Media Coverage
 - 48 Informational Items Prepared
 - Disseminated 6605 pieces of information
 - 102 Social Media Posts
 - Reached 23,477 people on social media
 - 32 new resources were added to our website
 - 20 Direct Presentations
 - 24 Special programs or special events
 - 27 Training/Informational programs
 - 6 Drug-Free Social Events
 - 25 activities for youth
 - 44 activities directly related to substance use cessation
 - 6 Environmental Scans
 - 18 Recognitions for business and youth
 - 79 activities that changed the physical design of the community
 - Educated and advocated on 3 policy & law changes

- ✦ **Notice of Award:** We have just received our Notice of Award for a 5th and final year of funding for October 1, 2023 – September 29, 2021. We had no revisions to our action plan or budget request. I will be sharing our approved budget with Steve and Michelle to include in the city's budget request.

- ✦ **Website:** Our newly designed website is live. Thank you to Lisa Shapiro for all her help. Please check it out. We added a blog area, events and resources. We will continue to update the site weekly.

- ✦ **Kids Activity/Farmers Market:** Adele asked that we reschedule our kids activity at the Farmers' Market to next week, August 21 as a final market celebration. The event was rescheduled due to the threat of severe weather last week. Please come and support us next Monday from 3:00 – 6:00.

- ✦ **MHS Open House:** MHS Assistant Principal has invited us to participate in a Success Summit on August 29. We are excited to assist SRO Holloway with a break out session on emerging threats and provide a resource table for during the information fair. We appreciate the strong partnership that we have with our schools.

- ✦ **DFC Webinar Series:** We are working with 6 other coalitions within the State to host a webinar series: Raising Resilient Children: Navigating Risky Behavior in Today's Culture. Each coalition will take one topic to present during the series but all coalitions will be promoted as a partnership. We are looking at revising and updating our gas station drugs presentation and adding social media risks to it.

- ✦ **SPOT Trailer:** Lastly, I wanted to thank Jennifer Toliver and SROs Holloway and Wilhite for the work on the SPOT Trailer last week. We were able to paint the interior of the trailer and get it one step closer to being ready to release to the community.

Constitution Week Proclamation

2023

WHEREAS: The Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law; and WHEREAS: September 17, 2023, marks the two hundred and thirty-sixth anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention; and WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it; and WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week, NOW, THEREFORE I, Rusty Nix by virtue of the authority vested in me as Mayor of the City of Montevallo do hereby proclaim the week of September 17 through 23 as CONSTITUTION WEEK and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the (City of Montevallo, Alabama) to be affixed this 14th day of August in the year of our Lord two thousand and twenty-three.

Signed Rusty Nix
 Attest [Signature]



Report to City Council

August 14, 2023

Updates

- Montevallo Main Street is excited to bring seven delegates to this year's Main Street Alabama conference! "LAB" is held in a different Alabama city each year. This year, South Huntsville will be hosting downtown stakeholders from all over the state to learn more about how we can utilize the Main Street approach to revitalize our historic downtowns. We also look forward to celebrating some award-winning projects. Stay tuned--we will announce more details next week!
- Tomorrow is the deadline to register and pay for CO.STARTERS, which will begin meeting on Tuesdays next week on August 22. We currently have 7 registrants.
- Main Street has been assisting with preparations for the Just Show Up Show, which will be held at the Orr Park Pecan Grove (940 Island Street) this Sunday, August 20, from 4-7 PM. Montevallo should expect approximately 3,000 visitors for this event. Visitors are encouraged to park at Orr Park, the football stadium, MES, MHS, and any other available public parking. Please note that Island Street will not be a "through" street and a portion of the street will be closed for the event. Drivers are advised to use Main Street as a "through" street instead.
- On Tuesday, August 21, Main Street's Promotion Committee will host a "make and take" craft activity for incoming UM students as part of Welcome Week. This event is different every year but has the same goal of introducing students to downtown and giving them a warm welcome to their new home.

Courtney Bennett, Executive Director

Due to the Montevallo Chamber hosting the 2023 Montevallo Farmers' Market Adele will not be able to attend Monday nights' council meeting
Below is the Chamber Report -

Chamber / City Council Report

08/14/2023

1) Montevallo Farmers' Market hosted *Tinglewood Festival Promo Day* on Monday Aug. 14th Great community turnout with attractions for that day including Tim Tingle Creations, Woodlot Artisan chainsaw carving pieces and Tinglewood Giveaways.

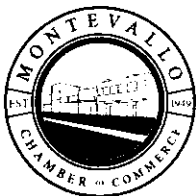
2) Montevallo Chamber provided 17 (seventeen) **WELCOME BAGS** for the incoming University of Montevallo new faculty members that will be distributed during the new hire orientation. The bags consist of goodies from Montevallo Chamber members.

3) **August Chamber Luncheon** / "State Legislator Update" / Speaker: Russell Bedsole, State Rep. D49 / Wed. August 16th from 11:30am to 1pm ; noon - lunch \$15.00 per person , at Parnell Library meeting room, RSVP by Mon 8/14

4) **UM Move-in Welcome Station** Chamber will host a welcome/info station to greet students, parents and others on Friday Aug 18 11am - 2pm Corner of Valley & N. Boundary

5) Montevallo Chamber is onboard as part of the team assisting with the upcoming "**Just Show Up Show**" coming back to Montevallo on August 20th.

6) Request from **Tinglewood Festival Committee** to waive business license fees for the 5th Annual Tinglewood Festival on Saturday September 9th, 2023



Adele Nelson

Executive Director

Montevallo Chamber of Commerce

P.O. Box 270 Montevallo, AL 35115

205.665.1519 office

www.montevallocc.com



ALABAMA DEPARTMENT OF TRANSPORTATION

EAST CENTRAL REGION
OFFICE OF REGIONAL ENGINEER
100 CORPORATE PARKWAY
SUITE 450
HOOVER, AL 35242
TELEPHONE: (205) 327-4962



Kay Ivey
Governor

John R. Cooper
Transportation Director

July 31, 2023

The Honorable Rusty Nix
Mayor, City of Montevallo
City Hall
541 Main Street
Montevallo, Alabama 35115

RE: Jefferson/Shelby County
Project Number: STPAA-NR13(909)
Replacement of Non-Compliant Curb
Ramps on State Routes 3, 4, 5, 7, 25, 75,
79, 119, 149, 155, 261, 269 and 378

Dear Mayor Nix:

Attached you will find the Standard Project Resolution and Plans concerning the above referenced project.

Please review these documents and, if all is in order, present them to the City Council of Montevallo for consideration and approval. It is important to emboss the official City of Montevallo Seal on each signature sheet. A certified resolution, which authorizes the Mayor to sign the agreement, affixed with the City Seal should also be included with the agreement. After execution, please return this document, with original signatures (no stamps), to this office, ATTN: Mrs. Sandra F. P. Bonner to avoid possible delays to the letting schedule.

If I can supply you with any additional information or clarify any point contained herein, please feel free to contact me at your convenience.

Sincerely,

DeJarvis Leonard, P.E.
East Central Region Engineer

By: Gary S. Smith ^{MB}
Gary S. Smith, P.E.
Asst East Central Region Engineer -- PreConstruction

Pages 3, 11, 13

DL/GSS/MB/sfpb
Attachment

C: Mrs. Sandra F. P. Bonner
File w/att.

RESOLUTION

WHEREAS, the City of Montevallo, Alabama (hereinafter at times referred to as City) is desirous of having certain improvements made within the City Limits of Montevallo, in accordance with plans prepared by the Alabama Department of Transportation and designated as Project Number: STPAA-NR13(909) Replacement of Non-compliant Curb Ramps on State Routes.

WHEREAS, The Alabama Department of Transportation is now or may later be desirous of receiving Federal Aid for improvement of said highway; and

WHEREAS, The Federal Highway Administration, an agency of the United States of America, will not participate in any funding for the construction of said project until and unless the City will agree to certain requirements of the Federal Highway Administration. The City, for the purpose of complying with requirements of the Federal Highway Administration in regard to its funding of improvements of the type and kind in this agreement provided for, does hereby pass and adopt the following resolution:

BE IT RESOLVED by the Council of Montevallo, that the plans of said project including alignment, profile, grades, typical sections and paving layouts as submitted to this City and which are now on file in the office of the City Clerk are hereby approved and that the location of said project as staked out by the Alabama Department of Transportation and as shown by said plans referred to are hereby approved and the Alabama Department of Transportation, in cooperation with the Federal Highway Administration, is hereby authorized to proceed with the grading, draining, paving, and otherwise improving and construction of said project in accordance with said plans.

The City by and through its Council hereby grants to the Alabama Department of Transportation the full use of and access to the dedicated widths of any existing streets for the construction of said project and hereby agrees to permit and allow the Alabama Department of Transportation to close and barricade the said project and intersecting streets for as long as necessary while the said project is being graded, drained, paved, and otherwise improved, and hereby agrees that the use of any street or highway for parking within an interchange area will not at any time be permitted.

The City hereby further agrees to adopt or pass such legally effective ordinances and/or laws as will permanently barricade and/or relocate certain intersecting streets as required by the State and to permanently deny or limit access at certain locations as required by the State along said improvements, all of which are more specifically stated as follows:

This project does not require the relocation or barricading of any intersecting streets.

Please refer to: Project Aerial Sheets for SR – 119 & 155 (Sheets 4 – 16)

Please refer to: Project Notes (Sheet 2)

Please refer to: Traffic Control Plan Notes (Sheet 2A)

Please refer to: Temporary Traffic Control Plan (Sheets 20 -25)

BE IT FURTHER RESOLVED by the City Council, that for and in consideration of the Alabama Department of Transportation in cooperation with the Federal Highway Administration, constructing said highway and routing traffic along the same through the City over said project, such City hereby agrees with the Alabama Department of Transportation and for the benefit of the Federal Highway Administration, that on the above mentioned project the City will not in the future permit encroachments upon the right of way; nor will it pass any ordinances or laws fixing a speed limit contrary to those limits provided for in Title 32, Chapter 5, Code of Alabama 1975, as amended, and other laws of Alabama; nor will it permit other than parallel parking in areas where parking is permitted; nor will it allow the placing of any informational, regulatory, or warning signs, signals, median crossover, curb and pavement or other markings, and traffic signals without written approval of the Alabama Department of Transportation and the Federal Highway Administration, of the location, form and character of such installations. The traffic control devices and signs installed during construction, and those installed after completion of this project shall be in accordance with the latest edition of the national Manual on Uniform Traffic Control Devices and accepted standards adopted by the Alabama Department of

Transportation of the State of Alabama and by the Federal Highway Administration. The City further agrees that subsequent traffic control devices deemed necessary by it in keeping with applicable statutes, rules and regulations to promote the safe and efficient utilization of the highway under the authority of Title 32, Chapter 5, Code of Alabama 1975, and all other applicable laws of Alabama, shall be subject to and must have the approval of the Alabama Department of Transportation of the State of Alabama and of the Federal Highway Administration, prior to installation and the City further agrees that it will enforce traffic and control the same under the provisions of Title 32, Chapter 5, Code of Alabama 1975, and other applicable laws of Alabama.

BE IT FURTHER RESOLVED by this City Council:

1. That the City agrees to perform all maintenance on crossroads, service drives, or relocated roads that are not designated Federal or State highways that are in the jurisdiction of the City.
2. That the City agrees to perform all maintenance on any existing road which has been replaced by a new road; or, if the existing road is not used, the City has the option of vacating same.
3. That the City agrees to perform all maintenance on interchanges to the theoretical crossing of the denied access line.
4. That the City agrees to perform all maintenance on grade separations along the roadway to the end of the bridge, or the denied access fence, whichever the case.

It is understood and agreed that no changes in this Resolution or Agreement shall in the future be made without having obtained the prior approval of the Federal Highway Administration.

THIS RESOLUTION PASSED, ADOPTED, AND APPROVED this the _____ day of _____, 20_____.

ATTEST

City Clerk

Mayor

I, the undersigned, Clerk of the City of Montevallo do hereby certify that the above and foregoing is a true and correct copy of a resolution duly and lawfully adopted by the Council of the foregoing City, at its regular meeting held on the _____ day of _____, 20_____, which resolution is on file in the office of the City Clerk.

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

CITY CLERK

ORDINANCE 08142023-442

AN ORDINANCE AMENDING SECTION 2-296 OF THE MONTEVALLO CODE PROVIDING FOR THE CREATION OF AN ARCHITECTURAL REVIEW BOARD

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTEVALLO, ALABAMA, AS FOLLOWS:

Section 1. Section 2-296 of the Montevallo Code is amended to read as follows:

“Sec. 2-296. - Creation of an architectural review board.

(a) *Creation of the board.* The city council may elect to create an architectural review board or design review committee (DRC), hereinafter called the board, to perform the duties and responsibilities of the commission in accepting, considering and approving or rejecting applications for certificates of appropriateness, as set out in section 2-294.

(b) *Board members; number, appointment, terms, compensation, officers, rules, and regulation.*

(1) If such board is created, it shall be composed of not less than five members who shall have demonstrated training or experience in the fields of history, architecture, architectural history, urban planning, archaeology or law. Members of the board need not be residents of the city. No member of the city council or the mayor shall serve as members of the board. Members of the board shall be nominated by the mayor and appointed by the city council. Nomination and appointment of members of the board shall be made so that the board will be composed of persons with as much of the training and experience specified above as possible. Except for the original members of the board, members of the board shall serve three-year terms and shall be appointed in such manner as to serve overlapping terms. Members of the board may be reappointed.

(2) Members of the board may be removed for cause by the city council.

(3) Vacancies on the board shall be filled by persons nominated by the mayor of the city and appointed by the city council. Such appointments shall be for the unexpired term of the member replaced.

(4) Members of the board shall elect a chairman and vice-chairman and such other officers as the members deem necessary. The board shall adopt rules of procedure and shall communicate those rules of procedure to the city council and mayor. The rules of procedure of the board shall specify what number of members of the board shall constitute a quorum.

(5) Members of the board shall serve without compensation, but may be reimbursed for reasonable expenses incurred on behalf of the board, in accordance with the rules and regulations for the reimbursement of expenses adopted by the board.

(6) The board may employ such professional, technical, office and other personnel, as may be necessary, to carry out the purposes and responsibilities of the board.

(7) Meetings of the board shall be public meetings and shall be held at designated times and places and pursuant to such notices as are specified in the city council's ordinance creating the board.

(8) If, in the opinion of the city council, the work load of the board is, or is contemplated to be, excessive, the city council may create more than one board, and designate the historic properties and historic districts with which each board will be concerned. Each historic property and each historic district designated by the city council shall be subject to the control of only one board. Each such board created shall have all of the powers and authority set forth in this division with respect to the historic properties and historic districts with which it is concerned.”

Section 2. All ordinances, resolutions, and sections of the Montevallo Code contrary to or in conflict with this ordinance, including Ordinance No. 03282022-441, are hereby repealed.

Section 3. This Ordinance shall become effective upon its passage and publication or posting as required by law.

ADOPTED and APPROVED this ____ day of _____, 2023.

ATTEST:

Clerk

Mayor