

MINUTES

**Montevallo City Council Work Session
August 28, 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 Business Items on Agenda:

New Business:

- **Discussion of Resolution 08282023-019 - A Resolution approving the City of Montevallo Annual Transportation Plan in accordance with Alabama Act Number 2019-2 (Expenditure of Rebuild Alabama Tax Funds)**
- **Discussion of Resolution 08282023-024 - A Resolution accepting the CPI Consumer Price Index Increase from Republic Services for Trash Pick-up within the City of Montevallo and setting the cost per customer at \$31.00 (Effective October 1, 2023)**

Old Business:

Discussion of ORDINANCE 08142023-442 - An Ordinance amending Section 2-296 of the Montevallo Code providing for the creation of an Architectural Review Board. (Second Reading)

Other Business: Bid received for Sidewalks on Hwy 25 - request to re-bid project.

Mayor Nix called for Committee Reports:

Mayor Nix called on Council Member King for Public Health & Safety. Council Member King called on Chief Littleton for the Police Department report. Chief Littleton reported there were 72 Cases in August and 714 Total Reports year to date. See Appendix 1.

Council Member King reported Chief Davis with the Fire Department was under the weather and could not attend. No written report submitted.

Council Member King reported the Planning and Zoning Commission met last Wednesday. Report to come before Council on possible changes to Auxiliary Structures Regulations.

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 have been more downed trees due to high winds and the trees have been removed; he announced Free County Dump Day will be Saturday, October 7th and the Recycling Center will close at 2 p.m. that day; the Recycling Center will be closed this Saturday and Monday for Labor Day Holiday.

Mayor Nix called on Council Member Eisenberg for the Recreation, Preservation and Community Development Reports. Council Member Eisenberg called on Shane Baugh, Head of Parks and Recreation.

Shane reported Fall Youth Soccer season will start on September 16th; a groundbreaking held tomorrow at 3:30 p.m. at Stephen's Park and invited everyone to attend. The event has been coordinated by the United Way of Central Alabama and the "Centennial Park" will add a pavilion and pickleball courts. He reminded everyone soccer has the largest number of participants 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, Director of the Parnell Memorial Library for the library report. Marissa reported the library's HVAC was repaired but only cooled for three days; she asked if there would be consideration for repairing or replacement of one or all three units and City Clerk Steve Gilbert advised the estimate to replace all the units is \$228,000; the library is gearing up for new programs coming in the Fall and one is a Homeschool Momma Club for parents to learn more about things that are available to them and keep them included; the name of the club is, "Homeschool Hub" and they meet every Monday at 10 a.m. See Appendix 2.

Council Member Mitchell called on Sarah Hogan, Program Director of Impact Montevallo. Sarah reported the annual progress report has been submitted; the mentor program is underway; she asked everyone to save the following dates: October 17th will be National Night Out and October 24th is the 3rd annual Chief's Challenge; she reported Impact will be managing the Kids Activities at the Tinglewood Festival; she reported Senator Tuberville's Office declined funding for Impact's Truck request, so Impact is seeking grant funding elsewhere. No written report submitted.

Montevallo City Council Meeting

August 28, 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 8.28.23 – Motion by Council Member Mitchell, seconded by Council Member Dukes, All Ayes, Motion passed.

Recognitions / Awards: Gynecological Cancer Awareness Month – September 2023. Mayor Nix read the Proclamation and asked if there was anyone to receive it. No one came forward. See Appendix 3.

Opportunities for Citizens to speak to the Council: Anita Wilson, 369 Tecumseh St asked Mayor and Council where are we on the permit requirement from Planning and Zoning meeting? Question: R-1 Ordinance regarding residence occupancy for single family. She was advised that the Code Enforcement Officer is reviewing (where/ how the city can enforce that) legal counsel will be advised on this matter.

Mayor Nix Called for Committee Reports to Continue:

Council Member Mitchell called on Yan Shan Zou, Junior Mayor Pro Tempore Mayor of the Montevallo Junior City Council (MJCC). Yan reported schools will be closed for the Labor Day Holiday on September 4th; the MJCC will be assisting with Tinglewood Festival on September 9th; and the MJCC will have their first Council Meeting on September 18th.

Council Member Mitchell reported the University of Montevallo Fall Classes and Montevallo Schools will close for the Labor Day Holiday.

Council Mitchell placed an update on the Boys & Girls Club of Montevallo in Council Packets. See Appendix 4.

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 has five entrepreneurs participating in the CO.STARTERS class; Main Street's Promotion Committee hosted a "make and take" craft activity for incoming UM students as part of Welcome Week and 25 students participated; Main Street Alabama's LAB Conference was held in Huntsville on August 17th and Montevallo Main Street was presented with four Awards of Excellence: 1) Main Street Hero - Karen Kelly, 2) Excellence in Business Development - CO.STARTERS, 3) Excellence in Placemaking - "Make Your Mark" Youth Banner Project with Impact Montevallo, 4) Reinvestment Award - \$10 Million Dollars. See Appendix 5.

Council Member Swords called on Adele Nelson, Executive Director Montevallo Chamber of Commerce. Adele reported on the 2023 13th annual Farmers' Market wrap-up: 12 Mondays, 1 City, 1 Chamber, 6 Sponsors, 29 Vendors representing 8+ counties, 11 Themes, 38 Volunteers, and over 3,500 attendees; September Chamber Chatter distribution was Friday, August 25th along with Tinglewood Festival posters; Tinglewood Festival will be held Saturday, September 9th; September Chamber Luncheon will be September 29th at Parnell Memorial Library, topic "Back to School" featuring guest speakers from Montevallo Elementary, Middle, and High Schools; the Chamber will host a Ribbon Cutting Ceremony for the EV Charging Station at 550 Main St. on Thursday, September 14th at 10 a.m. and everyone is invited to attend. See Appendix 6.

Council Member Swords reported the Finance Committee Meeting was held last Wednesday and budget planning is underway.

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

New Business:

- Adoption of Resolution 08282023-019 - A Resolution approving the City of Montevallo Annual Transportation Plan in accordance with Alabama Act Number 2019-2 (Expenditure of Rebuild Alabama Tax Funds) – Motion made by Council Member King, seconded by Council Member Dukes, All Ayes, Motion passed. See Appendix 7.
- Adoption of Resolution 08282023-024 - A Resolution accepting the CPI Consumer Price Index Increase from Republic Services for Trash Pick-up within the City of Montevallo and setting the cost per customer at \$31.00 (Effective October 1, 2023) – Motion made by Council Member Eisenberg, seconded by Council Member King, All Ayes, Motion passed. See Appendix 8.

Old Business: ORDINANCE 08142023-442 - An Ordinance amending Section 2-296 of the Montevallo Code providing for the creation of an Architectural Review Board. (Second Reading) – Motion made by Council Member Dukes, seconded by Council Member King, Ayes 5 to 1 Nay, Council Member Eisenberg, Motion passed. See Appendix 9.

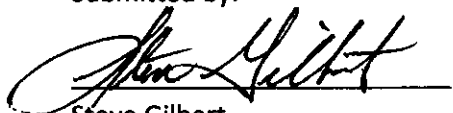
Board Appointments: None.

Other Business: Motion to reject the Bid of CB&A Construction, LLC in the Amount of \$790,257.34 for Construction of Sidewalks along Alabama Highway 25 ALDOT Project TAPAA-TA21 (924) and to authorize the City Clerk to re-advertise the project for sealed bids. Motion by Council Member Dukes, seconded by Council Member King, All Ayes, Motion passed.

Citizen Participation: None

There being no further business before the Council, **Mayor Nix called for a Motion to Adjourn.** Motion to adjourn made by Council Member Dukes, seconded by Council Member Mitchell, All Ayes. Meeting Adjourned at 6:27 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	72					714
Criminal Cases	61	68	65	55	71	46	62	45					473
Non-Criminal	32	35	28	45	31	13	25	27					236
Traffic Accidents	12	18	12	15	15	10	8	9					99
Traffic Citations	116	100	88	86	135	48	114	83					770
DUI Arrests	8	11	3	7	7	5	11	3					55
Public Intox Arr	1	0	2	0	0	2	0	1					6
Alias Arrests	11	12	11	7	11	6	8	7					73
Juvenile Arrests	3	3	1	0	0	0	0	1					8
Misd Arrests	7	3	4	4	7	1	5	5					36
Felony Arrests	1	3	3	2	4	0	2	0					15
Total Arrest	31	32	26	20	29	14	31	17	0	0	0	0	200
Auto Theft	0	0	0	0	0	1	0	0					1
Burglaries	0	0	2	3	1	1	0	0					7
Auto Recoveries	0	0	1	0	0	1	0	0					2
Auto Burglaries	2	0	0	1	1	1	1	0					6
Criminal Mischief	1	1	0	0	0	0	1	2					5
DV. Related	2	7	5	5	8	4	5	7					43
Assaults	1	1	2	2	5	1	2	0					14
Fraud/Forgery	3	2	2	1	3	0	0	1					12
Harass / Reck	6	4	4	4	5	1	0	4					28
Misc. Offenses	29	32	30	27	29	9	23	21					200
Robberies	2	0	0	0	0	0	0	0					2
Sex Crimes/Other	0	2	1	3	0	2	0	0					8
Thefts / Attempts	3	3	7	7	3	7	3	1					34
Suicide / Attempts	0	0	0	0	0	0	0	0					0
Deaths	2	0	1	2	0	0	1	0					6

PARNELL MEMORIAL LIBRARY

AUGUST 28, 2023

2

- After 3 and a half days, we did get a new cooling fan for the a/c unit that cools the library down, so we were able to re open. During this time, we did get in office house things done, like organizing and shifting books around, which was much needed.
- The library has calmed down a little with back to school, and donated snacks are still needed, but we are gearing up for the fall with some new programs starting in September.
- The library did a Pokémon scavenger hunt this summer that the kids loved, so we are hoping to do these monthly, so the month of September will be a book character scavenger hunt throughout the library, and kids will get a prize when its completed.
- There is such a huge homeschool community here in our town, and we are hoping to help with these families, being a fellow homeschooler, as well as a former homeschool momma, it is super near and dear to my heart.
- August 31st, and September 7th, we are hosting a "how to Homeschool? event, at the library in the Parnell Room at 6 PM. Two seasoned homeschool mommas will come and talk about homeschooling, and answer any questions.
- We are hoping with this event, it will be a good kick off for our new homeschool weekly program, Homeschool Hub, every Monday at 10 AM. We will have community helpers, as well as STEAM activities, with the mayor kicking us off on September the 11th.
- We will have a patriotic craft take home kit September 1st, and we will be closed for Labor Day September 2nd and 4th.
- September 5th is National Cheese pizza day, so we will be having cheese pizza for our monthly Family Fun Night at 6.
- Weekly events will still continue, like mini music Tuesdays at 10, Pokémon Club at 3, and story time on Wednesdays at 9:15.

Proclamation

WHEREAS, gynecologic (GYN) cancers are among the leading cancer killers of women in the United States, and more than 125,000 women will be diagnosed, and more than 33,000 women will die from these diseases this year and the absence they leave in our hearts will be deeply felt forever, and

WHEREAS, the Laura Crandall Brown Foundation and their "A State of Teal" initiative brings awareness of all GYN cancers to the people throughout the State of Alabama; and

WHEREAS, the good health and well-being of women in our state and the City of Montevallo are enhanced by increased awareness of GYN cancers and their symptoms and treatments; and

WHEREAS, it is also crucial that all women in our state and the City of Montevallo take an active role in learning the symptoms and risk factors associated with GYN cancers, developing healthy habits, and undergoing regular medical examinations so that any occurrence of these diseases may be detected in their early and treatable stages; and

WHEREAS, we reflect upon the memory of those lost to these diseases, the bravery of those currently battling these diagnoses, and the need for increased awareness, screening, and research so that the women of our state might be spared from them in the future, and encourage all citizens to work together to raise awareness of GYN cancers;

NOW, THEREFORE, I, Rusty Nix, Mayor of the City of Montevallo, Alabama, do hereby proclaim September 2023, as

Gynecologic Cancer Awareness Month

throughout the City and encourage all residents of Montevallo to work together to raise awareness of GYN cancers and do commend this observance to all of our citizens.

Rusty Nix, Mayor



**BOYS & GIRLS CLUBS
OF CENTRAL ALABAMA**

Montevallo Unit

Montevallo Program Report July 2023

2023												
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
ADA	46	46	47	51	52	81	82					
2022												
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
	37	45	46	43	47	69	64	44	45	43	43	44

Summer Care:

- Still awaiting bike racks to be installed
- The shed has been built and ready for use

Project Learn: Each week members went to the library to spend time reading, and were able to check out books to take home.

Healthy Habits: Members played "Freeze Dance" of a morning to get their bodies moving, along with a week full of tournaments for our Olympic Week!

KeyStone: Our Keystone group was able to execute their project of cleaning the community, and spreading positivity to members of our community.



BOYS & GIRLS CLUBS
OF CENTRAL ALABAMA

Montevallo Unit

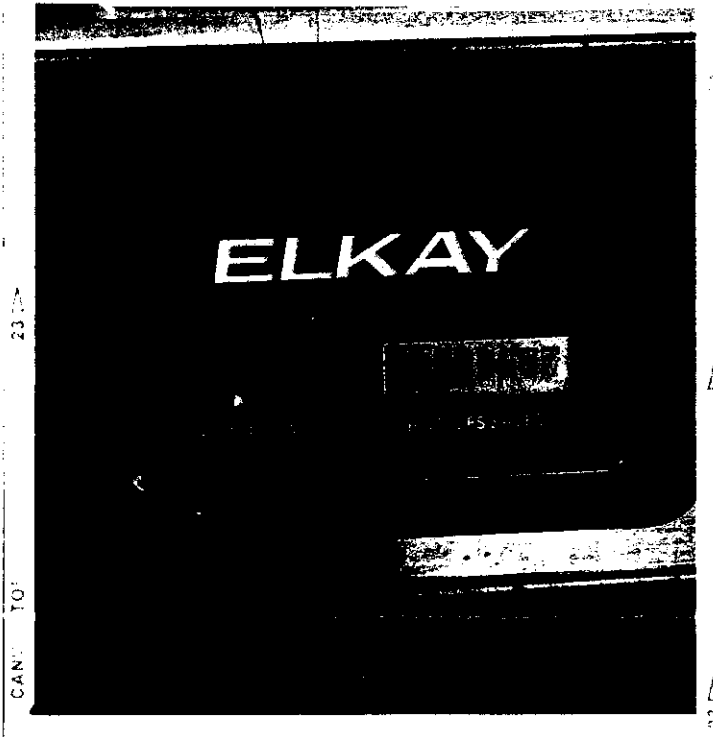
Club News:

- Our water bottle filling station is up to 2657 water bottles saved so far!
- PBS, the Public Broadcasting Station, paid us a visit to sponsor our STEM week, and provides us with lunch everyday!
- Our members received a free trip to the McWane Science Center thanks to a grant provided by McWane!
- Cadence Bank scheduled to come read to a group of members, and brought them goodie bags!
- Two of our members were granted a trip from BGCA to Washington DC where they were able to meet with Alabama Legislators to advocate for issues they would like to see congress address!



**BOYS & GIRLS CLUBS
OF CENTRAL ALABAMA**

Montevallo Unit



**2657 WATER
BOTTLES
SAVED!!**

—○—○—
AND COUNTING :)

**MEET "JET"
PBS'S MASCOT!**





**BOYS & GIRLS CLUBS
OF CENTRAL ALABAMA**

Montevallo Unit



**"READY JET GO"
SPACE CAMP!**



**NOT SO SURE
THIS ROCKET IS
NASA
APPROVED**





**BOYS & GIRLS CLUBS
OF CENTRAL ALABAMA**

Montevallo Unit



BED OF NAILS!



**PETTING STING
RAYS!**





**BOYS & GIRLS CLUBS
OF CENTRAL ALABAMA**

Montevallo Unit



**THE SCIENCE
BEHIND
BUBBLES!**



**A BALANCING
ACT!**





**BOYS & GIRLS CLUBS
OF CENTRAL ALABAMA**

Montevallo Unit



23

CAN. STOP

23

CAN. STOP

**WHO DOESN'T
LOVE STORY
TIME?**



**JUNIOR STAFF IN
TRAINING!**



23

CAN. STOP



BOYS & GIRLS CLUBS
OF CENTRAL ALABAMA

Montevallo Unit



CAN - 5103

Δ

Δ

**NOTHING BEATS
THE SUMMER
HEAT LIKE
PLAYING IN THE
CREEK!**



**ONE OF OUR
TEENS SHOWING
YOUNGER
MEMBERS HOW
TO SKIP ROCKS!**



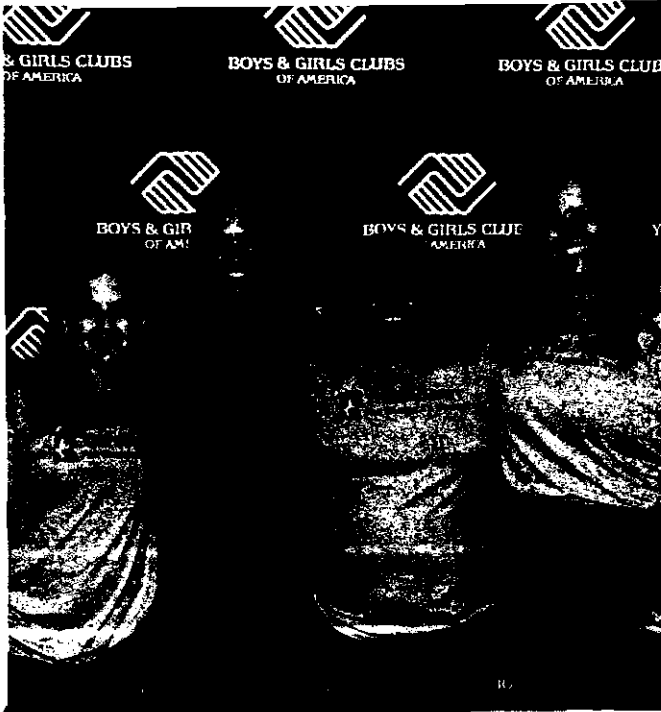
CAN - 5103

Δ



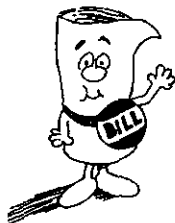
**BOYS & GIRLS CLUBS
OF CENTRAL ALABAMA**

Montevallo Unit



**GREETING
ALABAMA'S
CONGRESS
WOMAN KATIE
BRITT!**

**I'M JUST A BILL
ON CAPITOL
HILL!**





Report to City Council

August 28, 2023

Updates

- At Main Street Alabama’s LAB Conference in Huntsville on August 17, Montevallo Main Street was presented with four Awards of Excellence:
 - Main Street Hero Award: Karen Kelly
 - Excellence in Business Development: CO.STARTERS presented by Montevallo Main Street
 - Excellence in Placemaking: "Make Your Mark" Youth Banner Project with Impact Montevallo
 - Reinvestment Award: \$10 Million Dollars
- Twenty-five incoming University of Montevallo students attended our “make and take” craft activity last Tuesday. Thanks again to Bradford Real Estate Group for hosting this event, which is coordinated annually by our Promotion Committee as part of UM’s Welcome Week. We also held our first CO.STARTERS class last Tuesday with 5 students in attendance.
- Make plans to join us for Tinglewood Festival on September 9! Believe it or not, this 5th annual event will be happening in Orr Park in 12 days! We look forward to a day full of woodworking artist vendors, live chainsaw carving, children’s activities, live music, the 21st Annual Cars by the Creek car show, and—new this year—“Tractors in the Trees,” a showcase featuring International Harvester antique tractors. See all the details on our Facebook page or our website, www.tinglewoodfestival.com.

Courtney Bennett, Executive Director

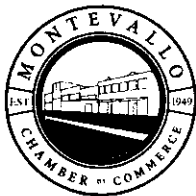
Montevallo Chamber of Commerce City Council Report 8.28.23

1) 2023 Wrap-up on the **13th Annual Montevallo Farmers' Market Season** - 12 Mondays, 1 City, 1 Chamber, 6 sponsors, 29 vendors representing 8+ counties, 11 themes, 38 volunteers, and over 3500 attendees.

2) September **Chamber Chatter** distribution was Friday August 25th along with Tinglewood Festival posters.

3) **Tinglewood Festival** Sat Sept 9th / 9am - 5pm / Orr Park - update

4) Sept **Montevallo Chamber Luncheon** Wed Sept 20 "*Back to School*" Guest Speakers from MES, MMS & MHS / Parnell Library with networking at 11:30am & lunch at noon \$15. ea. RSVP by Mon Sept 18 to 205-665-1519 or montevallochamber@gmail.com Luncheon Catered by Southern Sweets / Luncheon Sponsor- Regions



Adele Nelson

Executive Director

Montevallo Chamber of Commerce

P.O. Box 270 Montevallo, AL 35115

205.665.1519 office

www.montevallocc.com



Resolution 08282023-019

RESOLUTION ADOPTING TRANSPORTATION PLAN PURSUANT TO THE REBUILD ALABAMA ACT (ACT 2019-2)

WHEREAS, the 2019 Alabama Legislature has passed an HB2 to levy additional excise tax on gasoline and diesel fuel; and,

WHEREAS, the City of Montevallo is to receive a portion of said tax based on the ratio of population of each municipality to the total population of all municipalities of the state; and,

WHEREAS, the City of Montevallo pledges to keep this money in separate funds and expend only for maintenance, improvement, replacement and construction of roads and as mandated by the law passed; and,

WHEREAS, the Act provides that the City of Montevallo shall adopt an annual Transportation Plan no later than August 31st for the fiscal year 2023 based on an estimate of revenues. and

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

Section 1. That the City Council of the City of Montevallo estimates that its anticipated allocation from the Rebuild Alabama Act fund for the Fiscal Year 2023 will be approximately **\$63,318.77** to be used for street maintenance, improvement, replacement and construction of roads within the City of Montevallo, with the increasing allocations for each fiscal year thereafter.

Section 2. This Resolution shall take effect immediately upon publication hereof as provided by law.

ADOPTED AND APPROVED THIS 28th DAY OF August, 2023.

Signed:

Attest:

Rusty Nix
Mayor

Steve Gilbert
City Clerk / Treasurer



FY 2023 City of Montevallo Rebuild Alabama Annual Report



Map Index	Project No.	Road Name/Number	Begin		End		Road Improvement Project	Bridge Improvement Project	Project Length (miles)	Description of Work	Estimated Project Cost	Amount of Rebuild Alabama Funding Expended in Current Fiscal Year	Funding Method Utilized		Percent Complete			
			Lat.	Long.	Lat.	Long.							Amount Expended Utilizing Competitive Bid	Amount Expended Utilizing Public Works				
1	MTP-001-2023	Creek Street	33.114049	-86.852884	33.114918	-86.849521	X		0.22	Milling and Resurfacing from Cherokee St to Kowa St	\$40,862.00							
2	MTP-002-2023	Valley Street	33.105096	-86.857737	33.104525	-86.85986	X	0.06	Milling and Resurfacing from HWY 119 to Wadsworth St	\$9,147.61								
3	MTP-003-2023	Wilson Drive	33.091273	-86.857672	-86.857672	-86.857946	X	0.03	Repairs to Sub-Grade and Resurfacing	\$13,753.62								
3	MTP-004-2023	Tecumseh Street	33.112099	-86.850634	33.112407	-86.848464	X	0.13	Milling and Resurfacing from Comanche St to Tecumseh Cr	\$24,902.10								
4																		
4																		
4																		
4																		
Note: Only Rebuild Alabama Funds are intended to be reported													Total Miles Addressed this Fiscal Year (Total Mileage Does Not Include Bridge Projects)	0.44	Total Rebuild Funds Expended this Fiscal Year	\$0.00	\$0.00	\$0.00
Percent of Rebuild Funds Expended in Compliance with Section 11f on the Rebuild Alabama Act																		

Remarks



Resolution 08282023-024

WHEREAS, Resolution 09121022-500, authorized BFI Waste Services, LLC dba: Republic Services of Birmingham to perform the solid waste collection, disposal and treatment, including residential garbage, (trash), within the corporate limits of the City of Montevallo, Alabama for a period not to exceed three (3) years, beginning October 1, 2022 and ending September 30, 2025 and,

WHEREAS, the terms of the contract agreement between BFI Waste Services, LLC dba: Republic Services of Birmingham and the City of Montevallo allow for an adjustment of collection rates based on the greater of a 3 percent or the percentage increase in the Consumer Price Index Average for Water, Sewer and Trash Collection 12 month average and,

WHEREAS, BFI Waste Services, LLC dba: Republic Services of Birmingham has notified the Office of the Mayor of the City of Montevallo in writing of an increase based on the Consumer Price Index Average and,

WHEREAS, the new rate for Collection Services shall take effect October 1, 2023 and

WHEREAS, the City of Montevallo shall provide leaf, limb, and yard debris collection and disposal as a separate service to its residents and,

WHEREAS, the City of Montevallo shall provide recycling services at its facility located at 1120 Overland Road as a separate service to its residents,

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

Section 1. That rates for solid waste collection, disposal and treatment, leaf, limb, and yard debris collection and disposal, and recycling services be billed to residents in the amount of Thirty-one (31) dollars per residence as set forth in Exhibit A, and that the Montevallo Water and Sewer Board is authorized to bill and collect said fees as set forth in Exhibit A, on behalf of the City of Montevallo, effective October 1, 2023.

Section 2. This Resolution shall take effect immediately upon publication hereof as provided by law.

ADOPTED AND APPROVED THIS 28th DAY OF August, 2023.

Signed:

Attest:

Rusty Nix
Mayor

Steve Gilbert
City Clerk / Treasurer



August 18, 2023

City of Montevallo
541 Main Street
Montevallo, Al. 35115

Dear Mayor Nix,

It has been our pleasure to provide Garbage service to the citizens of the City of Montevallo and we look forward to a continued partnership with you and the City for many years to come.

The current Contract which governs the service we provide has provisions for modification of rates:

Annual Rate Adjustments. Contractor may increase the rates for all Services effective on each anniversary of the Effective Date of this Agreement in an amount equal to the greater of (a) three (3%) percent or (b) the percentage increase in the Consumer Price Index for All Urban Consumers (Water, Sewer and Trash Collection Services) U.S. City Average, as published by United States Department of Labor, Bureau of Statistics (the "CPI"). For the CPI calculation, rates will be adjusted using the most recently available trailing twelve (12) months average CPI.

Attached is the CPI from the Bureau of Labor. Rate adjustment is as follows:

$$\text{Old Rate } \$19.95 \times 1.052 = \text{New Rate } \$20.99$$

Please accept this letter as our written notice of this change effective 10-1-23. If you have any questions, please don't hesitate to contact me at 205-902-2812.

Sincerely,

Joy Sadler
Republic Services
Manager of Municipal Services

Cc Steve Gilbert

**CPI for All Urban Consumers (CPI-U)
12-Month Percent Change**

Series Id: CUUR0000SEHG, CUUS0000SEHG
Not Seasonally Adjusted
Series Title: Water and sewer and trash collection services in U.S.
Area: U.S. city average
Item: Water and sewer and trash collection services
Base Period: DECEMBER 1997=100
Years: 2021 to 2023

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	HALF1	HALF2
2021	3.6	3.6	3.5	3.6	3.4	3.6	3.7	3.5	3.7	3.7	3.5	3.5	3.5	3.6
2022	4.0	4.2	4.0	4.2	4.4	4.4	4.4	4.6	4.9	4.8	5.0	4.9	4.2	4.8
2023	5.0	5.2	5.4	5.4	5.7	5.7	5.8						5.4	

12 month Avg 5.2%

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

Other Business: 08.28.23

Motion to reject the Bid of CB&A Construction, LLC in the Amount of \$790,257.34 for Construction of Sidewalks along Alabama Highway 25 ALDOT Project TAPAA-TA21 (924) and to authorize the City Clerk to re-advertise the project for sealed bids.