

**MINUTES
MONTEVALLO CITY COUNCIL WORK SESSION
FEBRUARY 8, 2016
5:30 pm at CITY HALL**

Mayor Hollie Cost, Council Member Rusty Nix, Council Member Willie Goldsmith, Council Member Dee Woodham and Council Member Jason Peterson were in attendance. Council Member Sharon Gilbert was absent.

Mayor Hollie Cost called the Work Session to order at 5:30 pm and welcomed all in attendance. Mayor Cost notified the crowd that during the work session the Council would discuss items on the agenda and hear reports from Department Heads. Public comment would be heard during the Council meeting that would begin at 6:00 pm and the agenda noted two opportunities that the audience would have to address the Council.

Mayor Cost called for committee reports.

Chief Bill Reid, stated that the Fire Department had experienced 88 calls during the month of January with nine of those calls involving wrecks and all others were medical related calls. January saw no calls for actual fires. The department did participate in a control burn on Saturday, January 30th in which a property located at the corner of Hwy 119 and Hwy 22 was used for volunteer firefighter training. The event was a great training opportunity for all who participated. Chief Reid also announced the 160 class was underway with about twenty-five participates in which he anticipated holding on to eighteen to twenty of the attendees; he felt like it was a good class.

Fire Marshall Broadhead was not in attendance but submitted the following report to the Council:

MONTEVALLO

Inspections by Type

**Date Completed Between {01/01/2016} And
{01/31/2016}**

| Date | Time | Occupancy | Hrs | Fee |
|---------------------------------|-------------|---|------------|------------|
| 200 INSPECTION - General | | | | |
| 01/20/2016 | 14:31 | 000047 Jack's 1050 MAIN ST | 0.06 | |
| 01/20/2016 | 14:31 | MC00001 MCDONALD'S 848 MAIN ST | 0.24 | |
| 01/01/2016 | 10:33 | C000006 CHINA GARDEN 108 SELMA RD /1 | 0.23 | |
| 01/20/2016 | 10:57 | D000008 DOMINO'S PIZZA 111 Railroad AVE /1 | 0.09 | |
| 01/28/2016 | 12:20 | E000005 El Agave Bar & Grill 628 MAIN ST | 0.15 | |
| 01/04/2016 | 11:35 | 000049 Suds R Us 121 25 SH | 0.19 | |
| 01/01/2016 | 14:28 | B000008 BLOCKBUSTER 111 RAILROAD AVE /3 | 0.00 | |
| 01/28/2016 | 12:16 | L000006 Lucky's 4000 25 SH | 0.08 | |

| | | | | | | |
|--------------------------------------|-------|---------|--|-------------|-----------|----------|
| 01/28/2016 | 13:18 | 000046 | Montevallo Park and Rec Building 420 VINE ST | 0.21 | | |
| 01/28/2016 | 12:23 | AUTO01 | AutoZone 4606 25 SH | 0.42 | | |
| 01/28/2016 | 13:49 | E000001 | Victory Vapors 721 MIDDLE ST | 0.06 | | |
| 01/29/2016 | 10:18 | E000002 | ECLIPSE COFFEE 1032 MAIN ST | 0.52 | | |
| 01/29/2016 | 10:04 | M000024 | MONTEVALLO HEAD START 100 JETER CIR /JIMMY JONES RD | 0.22 | e | 1 |
| 01/28/2016 | 13:15 | M000025 | MONTEVALLO SENIOR CENTER 434 VINE ST | 0.03 | | |
| 01/04/2016 | | H000013 | HOLCOMBE BUILDING 3690 25 SH | 0.00 | | |
| Total Activities for Type: 15 | | | | 2.50 | je | 2 |

MONTEVALLO

Inspections by Type

Date Completed Between {01/01/2016} And
{01/31/2016}

| Date | Time | Occupancy | Hrs | Fee |
|-------------------------------------|-------|--|-------------|-----|
| 260 INSPECTION - License | | | | |
| 01/08/2016 | 13:27 | 000048 Russell Cellular 746 MAIN ST | 0.30 | |
| Total Activities for Type: 1 | | | 0.30 | |

Grand Total Activities: 16

Grand Totals: 2.80 0.00

Chief Jeremy Littleton presented the Police Report as follows:



**Montevallo Police Department
City Council Report**

Date:
Monday, February 08, 2016

Patrol Report:

| |
|----------------------------------|
| Total Calls: 745 |
| Total Cases: 85 |
| Traffic Accidents: 18 |
| Traffic Stops: 214 |
| Traffic Citations: 167 |

| |
|------------------------------|
| Burglaries: 2 |
| Auto Burglaries: 6 |
| Domestics: 5 |
| Assaults: 0 |
| Fraud/Forgery: 5 |

| |
|------------------------------|
| Zone Checks: 543 |
| School Patrols: 44 |

Total Arrests:
17

Thefts/Attempts:
2

Investigations:

Felony Cases Pending:
3

Misdemeanor Cases Pending:
6

Felony Cases Closed:
2

Misdemeanor Cases Closed:
1

School Resource Report:

Offense Reports:
0

Traffic Accident Reports:
1

Cases Pending:
0

Incident Reports:
0

Arrest Reports:
0

Cases Closed:
0

Additional Comments:

Approval to use \$1000.00 from Forfeiture Fund to pay for cabinet installed in patrol room.



**Montevallo Police Department
Code Enforcement Activity Report**

Date:
02/08/2016

Inspection Period
01/25/2016

Inspection Period
02/08/2016

Inoperable Vehicle Inspections:

Inspected:
0

Pending:
3

Closed:
0

Animal Complaint Inspections:

Inspected:
1

Pending:
0

Closed:
1

Abandoned Building Inspections:

Inspected:
0

Pending:
0

Closed:
0

Property Inspections:

Inspected:
1

Pending:
2

Closed:
1

Miscellaneous Complaints:

Inspected:
2

Pending:
0

Closed:
2

Inspected:
4

Total Inspections this Period:
4

Total Inspections Year to Date:
12



Montevallo Police Department Code Enforcement Activity Report

Inspections this Period:

Complaint of stray cats in the area of Kiowa St. Animal controled notified of the issue.

Complaints on a business in the city.

Complaint on debris on Commanche Street.Limbs removed from trees left on property. Letter sent.

Complaint about new sign on Main Street.

Inspections Pending Continued from Last Period:

Unsafe Structures - All structures will be reinspected and any new ones added. All will be presented to the board for determination of the next 5 structures.

Vehicles on Salem Road - All property owners have been notified of issue.

Heritage Trace lots to be cut. Need consistent dry weather to mow tall grass.

Complaint of trash in Scott's Village. Letter recieved by Housing Authority.

Cases Closed this Period:

One vehicle on Salem Road has been removed.

Dogs at large in the area of Tecumseh Pl and Cour Dalene. No Further reports of the dogs at large.

Complaint of stray cats in the area of Kiowa St. Animal controled notified of the issue.

Business was investigated. Further information will be released later.

Sign on Main Street appears to be unapproved. Information sent to Shelby County Building Services for inspection.

Other Comments:

Heritage Trace Lots will be cut by Street Department when ground has dried some.

171 Commerce Street has been torned down. Contractor is finsihing clearing the lot. He will them move on to 320 Selma Road.

Property on Evansville Circle and Salem Road. The dogs were removed, vehicles posted with notices on inoperability, and the owner was spoken to. Was a family rental. Owner is wanting the property cleaned and taking voluntary action to do so.

Hershel Hale reported that Arbor Day was scheduled for February 27 and the Beautification Award schedule will be printed in the upcoming Chamber Chatter. The Arbor and Beautification Committee is in the process of soliciting nominations.

Mayor Cost reported that the Vallocycle Committee was looking at a restructuring in which bike repairs would be completed at the City Shop and bike rentals would be handled through City Hall to better streamline the process. The committee would continue to sponsor two events a year.

Shane Baugh, Director of Parks and Recreation, stated that youth sport baseball/softball registration is underway and the fields are ready to play. He also reported that travel tournaments will begin the weekend of Arbor Day. Mr. Baugh reported that the UM Softball team will play a doubleheader on Wednesday and a Frenzy Tournament scheduled for this weekend during the Homecoming festivities. Also, UM will hold a showcase on February 20th and the softball field, Orr Park, and Stephens Park will be used for the event. A teen camp will be held on February 15th. Mr. Baugh continued his report and discussed updates at the Mahler property. He stated that work is being accomplished to remove items that are inside the barn, more of the field has been cut/mowed and reviewing all areas and items that need to be addressed for public access to the property to ensure all safety issues are evaluated and solved.

Council Member Nix asked that if the barns were to be torn down that as much wood as possible be saved for repurposing.

Mr. Baugh, agreed and stated that there was a lot of good wood that would be saved as well as the metal roof that was good shape. He said the materials were valuable and none of it was items you would just pile up and get rid of as trash. Mr. Baugh stated that Terry Arnold, County Engineer was looking at the possibility of saving large barn, using this area as a storage area for the items pulled from the other barns and in the future using the space as a wedding venue. Mr. Baugh cautioned that all structures on the property still need to be reviewed by a structural engineer. He also stated that MDCD, Montevallo Development Cooperative District, is assisting with adding an entrance on both sides of Hwy 119 with parking with future plans for restrooms, but the entrance and parking would be priority.

Council Member Nix noted that when he visited the Mahler house the floors were spongy.

Mayor Cost noted that due to the structural repairs needed at the house, the estate sale at the Mahler property has been postponed.

Council Member Nix discussed the trail areas and asked if anyone had noticed any area that needed to be addressed. Council Member Woodham stated that she had seen one small area. Council Member Nix asked Shane Baugh to check the trail as the City had agreed to the trail area painted and clean and we needed to stay on top of any issues.

Mayor Cost stated that Council Member Gilbert was absent due a conflict with work and regrets she could not be present. In her absence, Mayor Cost reported that the first meeting of the Educational Task Force would be held on Wednesday, February 10 at 7:00 am at City Hall. The meeting would include parents, educators, city leaders, school system representatives, and community members. The purpose of the group was to determine initiatives and ideas to be supportive of our educational institutions.

Steve Gilbert, Director of the Chamber of Commerce, announced that the monthly Chamber luncheon would be held on Wednesday, February 17 at the fellowship hall at First Baptist Church with Congressman Gary Palmer being the featured speaker who would hold a Town Hall meeting in conjunction with the luncheon. The Town Hall portion would be free to the public, however, all are invited to arrive early to participate and purchase lunch. Mr. Gilbert stated that the annual Citizen's Night Banquet was being revised as requested by the Chamber Board of Directors, the event would be rescheduled and revamped with a tentative date for the event in May. The Chamber would continue to present all awards, such as the Good Neighbor Award, however, the event would be presented in a different format. Mr. Gilbert also stated that the annual Golf Tournament for the Chamber would be held on April 21st.

Council Member Woodham asked Ms. Debby Raymond for an update on business licenses. Ms. Raymond stated she was in the process of sending second notices out to business that have not yet paid.

Council Member Woodham updated the Council on matters being addressed by the Finance Committee. She stated that they had reviewed the summaries provided by staff regarding expenditures, a marketing plan for the Golf Course, staff salary study, and election procedures in regards to consolidation of voting sites. She also noted that the only large bill of note was \$3500 for cleaning of City Hall.

Council Member Woodham also thanked Herman Lehman, Dr. Susan Caplow and the Park Board for work on a grant that will assist in the removal of evasive plants and add stone rock to clearly define an entry point for Shoal Creek at Orr Park.

Mayor Cost noted that there was limited time to make a decision regarding the voting consolidation sites. Mr. Herman Lehman agreed and clarified that the decision would need to be made by the next Council meeting.

City Clerk Lehman asked the Council to add to the agenda under Other Business for the approval to submit a Letter of Intent to Main Street Alabama to apply to become a Main Street designated community. Mr. Lehman explained the application process was lengthy and detailed, however, the information gathered would be helpful for the City. The Letter of Intent only states that the City of Montevallo intends to apply for designated status, however, if we are unable to complete the application information by the deadline there is no negative impact, but we are hopeful and committed to complete the process. The MVP, Montevallo Project Committee, comprised of community members is in support of proceeding with the application.

Council Member Nix asked for confirmation that all funds for the project had already been budgeted. Mr. Lehman confirmed that the funds were already set aside.

Mr. Lehman also discussed the request for approval of the ABC license for Piggly Wiggly. He stated that the establishment already had a license for selling of beer, that this approval would permit the selling of wine. The request was submitted as follows:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
 ALCOHOL LICENSE APPLICATION
 Confirmation Number: 20160203141704041



Type License: 070 - RETAIL TABLE WINE (OFF PREMISES ONLY) State: \$150.00 County: \$75.00
 Type License: State: County:
 Trade Name: PIGGLY WIGGLY 244 Filing Fee: \$50.00
 Applicant: BAKER FOODS INC Transfer Fee:
 Location Address: 4563 HWY 25 MONTEVALLO, AL 35115
 Mailing Address: PO BOX 55 TALLADEGA, AL 35161
 County: SHELBY Tobacco sales: NO Tobacco Vending Machines:
 Type Ownership: CORPORATION

Book, Page, or Document info: 105999

Date Incorporated: 09/17/1985 State incorporated: AL County Incorporated: ST CLAIR

Date of Authority: 09/17/1985 Alabama State Sales Tax ID: 6108609

| Name: | Title: | Date and Place of Birth: | Residence Address: |
|-------------------------------|------------------------|--------------------------|--|
| RICHARD BAKER 5643682 - AL | VICE PRESIDENT | 03/28/1972 OPELIKA AL | 6331 MAYS BEND RD PELL CITY, AL 35128 |
| DORIS BAKER 2894727 - AL | SECRETARY TREASURER | 08/14/1959 ROANOKE AL | 4910 MAYS BEND RD PELL CITY, AL 35128 |
| RONALD BAKER 2364853 - AL | PRESIDENT | 05/18/1947 ROANOKE AL | 4910 MAYS BEND RD PELL CITY, AL 35128 |

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? YES
 Does ABC have any actions pending against the current licensee? NO
 Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? NO
 Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? NO
 Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? YES
 Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? NO
 Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? NO
 Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? NO

Contact Person: RONALD BAKER
 Business Phone: 205-884-7460
 Fax:

Home Phone: 205-884-2923
 Cell Phone: 205-365-0369
 E-mail: RB240@BELLSOUTH.NET

PREVIOUS LICENSE INFORMATION:
 Trade Name: PIGGLY WIGGLY 244
 Applicant: BAKER FOODS INC

Previous License Number(s)
 License 1: 000788458
 License 2:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
 ALCOHOL LICENSE APPLICATION
 Confirmation Number: 20160203141704041



If applicant is leasing the property, is a copy of the lease agreement attached? YES
 Name of Property owner/lessor and phone number: RONALD AND DORIS BAKER 205-365-0369
 What is lessors primary business? SUPERMARKET
 Is lessor involved in any way with the alcoholic beverage business? YES
 Is there any further interest, or connection with, the licensee's business by the lessor? YES

Does the premise have a fully equipped kitchen? NO
 Is the business used to habitually and principally provide food to the public? NO
 Does the establishment have restroom facilities? YES
 Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? NO

Will the business be operated primarily as a package store? NO
 Building Dimensions Square Footage: 26000 Display Square Footage:
 Building seating capacity: 0 Does Licensed premises include a patio area? NO
 License Structure: SHOPPING CENTER License covers: ENTIRE STRUCTURE
 Location is within: CITY LIMITS Police protection: CITY

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

| Name: | Violation & Date: | Arresting Agency: | Disposition: |
|-------|-------------------|-------------------|--------------|
| | | | |
| | | | |
| | | | |



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
 ALCOHOL LICENSE APPLICATION
 Confirmation Number: 20160203141704041



Initial each

Signature page

In reference to law violations, I attest to the truthfulness of the responses given within the application.
 In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.

In reference to ACT No. 80-529, I understand that if my application is denied or discontinued, I will not be refunded the filing fee required by this application.

In reference to Special Retail or Special Events retail license, I agree to comply with all applicable laws and regulations concerning this class of license, and to observe the special terms and conditions as indicated within the application.

In reference to the Club Application information, I attest to the truthfulness of the responses given within the application.

In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.

In accordance with Alabama Rules & Regulations 20-X-5-.01(4), any social security number disclosed under this regulation shall be used for the purpose of investigation or verification by the ABC Board and shall not be a matter of public record.

The undersigned agree, if a license is issued as herein applied for, to comply at all times with and to fully observe all the provisions of the Alabama Alcoholic Beverage Control Act, as appears in Code of Alabama, Title 28, and all laws of the State of Alabama relative to the handling of alcoholic beverages.

The undersigned, if issued a license as herein requested, further agrees to obey all rules and regulations promulgated by the board relative to all alcoholic beverages received in this State. The undersigned, if issued a license as herein requested, also agrees to allow and hereby invites duly authorized agents of the Alabama Alcoholic Beverage Control Board and any duly commissioned law enforcement officer of the State, County or Municipality in which the license premises are located to enter and search without a warrant the licensed premises or any building owned or occupied by him or her in connection with said licensed premises. The undersigned hereby understands that he or she violate any provisions of the aforementioned laws his or her license shall be subject to revocation and no license can be again issued to said licensee for a period of one year. The undersigned further understands and agrees that no changes in the manner of operation and no deletion or discontinuance of any services or facilities as described in this application will be allowed without written approval of the proper governing body and the Alabama Alcoholic Beverage Control Board.

I hereby swear and affirm that I have read the application and all statements therein and facts set forth are true and correct, and that the applicant is the only person interested in the business for which the license is required.

Applicant Name (print): *Ronald Baker*

Signature of Applicant: *Ronald Baker*

Notary Name (print): *Wendy Abbott*

Notary Signature: *Wendy Abbott*

Commission expires: *10-21-18*

Application Taken: *2/3/16* App. Inv. Completed:
 Submitted to Local Government:
 Received in District Office: Reviewed by Supervisor:

Forwarded to District Office: *2/3/16*
 Received from Local Government:
 Forwarded to Central Office:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
 ALCOHOL LICENSE APPLICATION
 Confirmation Number: 20160203141704041



Private Clubs / Special Retail / or Special Events licenses ONLY

Private Club

Does the club charge and collect dues from elected members?

Number of paid up members:

Are meetings regularly held?

How often?

Is business conducted through officers regularly elected?

Are members admitted by written application, investigation, and ballot?

Has Agent verified membership applications for each member listed?

Has at least 10% of members listed been confirmed and highlighted?

Agent's Initials:

For what purpose is the club organized?

Does the property used, as well as the advantages, belong to all the members?

Do the operations of the club benefit any individual member(s), officer(s), director(s), agent(s), or employee(s) of the club rather than to benefit of the entire membership?

Special Retail

Is it for 30 days or less?

More than 30 days?

Franchisee or Concessionaire of above?

Other valid responsible organization:

Explanation:

Special Events / Special Retail (7 days or less)

Starting Date: Ending Date:

Special terms and conditions for special event/special retail:

Other Explanations

Is the lessor involved in any way with the alcohol beverage business?: OWNS SUPERMARKETS

Is ther any further interest in, or connection with, the licensee's business by the lessor?: LESSOR IS THE LICENSEE

Receipt Confirmation Page

Receipt Confirmation Number: **20160203141704041**
Application Payment Confirmation Number: **23634946**

| Payment Summary | |
|-----------------------------------|----------------|
| Payment Item | Fee |
| Application Fee for License 070 | \$50.00 |
| Total Amount to be Charged | \$50.00 |

License Payment Confirmation Number:

| Payment Summary | | | |
|---|----------------|-----------------|-----------------|
| Payment Item | County Fee | State Fee | Total Fee |
| 070 - RETAIL TABLE WINE (OFF PREMISES ONLY) | \$75.00 | \$150.00 | \$225.00 |
| Total Amount to be Charged | \$75.00 | \$150.00 | \$225.00 |

Application Type

Application Type: APPLICATION

Applicant Information

License Type 1: 070 - RETAIL TABLE WINE (OFF PREMISES ONLY)
License Type 2:
License County: SHELBY
Business Type: CORPORATION
Trade Name: **PIGGLY WIGGLY 244**
Applicant Name: **BAKER FOODS INC**
Location Address: 4563 HWY 25
MONTEVALLO, AL 35115
Mailing Address: PO BOX 55
TALLADEGA, AL 35161
Contact Person: RONALD BAKER
Contact Home Phone: 205-884-2923
Contact Business Phone: 205-884-7460
Contact Fax:
Contact Cell Phone: 205-365-0369
Contact Email Address:
Contact Web Address:

City Clerk Herman Lehman asked the Council to approve adding Ms. Kathryn Wright, HR Coordinator and Bookkeeper as a signature on all city bank accounts. And if approved, Mr. Lehman stated that all members of the Finance Committee would need to sign the bank signature documents.

Mr. Lehman also presented the proposed Food Truck Vendor ordinance as follows:

ORDINANCE NO. _____

City of Montevallo "Food Trucks Ordinance"

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE CITY OF MONTEVALLO, ALABAMA PROVIDING FOR LICENSING OF MOBILE FOOD VENDORS AND MOBILE UNITS THAT SELL AGRICULTURAL PRODUCTS

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

Section 1. Definitions

Mobile food unit- a self-contained vehicle, trailer or pushcart that serves prepared foods or prepares and serves food in various locations of the city.

Section 2. Guidelines

1. Mobile food vendors (a mobile food dispensing vehicle that sells prepared food products) and mobile units that sell agricultural produce may be permitted, subject to the approval of a mobile food vendor permit by the city clerk and the presentation of written permission from the property owner on whose property the mobile food vendor is to be located. All mobile food vending businesses shall be subject to the following criteria:

- a. A mobile food vending business shall be treated and permitted as a Peddler Local and subject to the regulations thereof.
- b. All mobile food units shall be self-contained.
- c. All required Alabama Department of Public Health permits must be obtained and copies provided.
- d. No mobile food vendor shall be allowed to operate in excess of three consecutive days in any one location, unless they have the Mayor or City Clerk's written approval to operate at one location for an extended period of time related to a special event lasting more than three days. During days of non-operation, the mobile food vendor and all associated vehicles, etc. must be removed from the premises.
- e. Mobile food vendors shall only be located and operated in areas or districts zoned non-residential unless they are temporarily operated for specific events held at an institution (i.e church, school, etc.) that is located on a parcel zoned for residential
- f. No more than one mobile food vendor shall operate on the same site per day unless they have the Mayor's written approval related to a special event.
- g. Signage will be limited to signage located on the mobile food unit. No portable signage is allowed.

2. A minimum of six parking spaces shall be required for the use of the mobile vendor. Mobile food vendors may not occupy parking spaces required to fulfill the minimum requirements of the principal use, unless they have written approval of the Mayor or City Clerk.

3. No mobile vendor shall operate in the following areas:

- a. Within ten feet from the right-of-way of any public street or roadway.
- b. Within a required landscape buffer or improvement setback.
- c. Within ten feet of any street intersection or cross walk.
- d. Within ten feet of any driveway or other curb cut access, loading zone or bus stop.
- e. In any area within 15 feet of a building entrance.
- f. On the median strip of a divided roadway.
- g. In front of display windows of a fixed location business.
- h. Within ten feet of a fire hydrant or fire escape.
- i. Within ten feet of any parking space or access ramp designated for persons with disabilities.

4. No vending cart or stand, or any other item related to the operation of a mobile vendor use, shall be located on any city sidewalk or other public way during non-vending hours. Nor shall any vehicle be parked, stored or left overnight on any city sidewalk or other public way.

5. Vendors shall keep the sidewalks, roadways and other spaces adjacent to their vending sites or locations clean and free of paper, peelings, and refuse of any kind generated from their business. All trash or debris accumulating within 25 feet of any vending stand shall be collected by the vendor and deposited in a trash container provided by the vendor. The trash container shall be emptied regularly and marked as being for litter.

6. Mobile vendors may not do any of the following:
- a. Obstruct pedestrian or motor vehicle traffic flow.
 - b. Obstruct traffic signals or regulatory signs.
 - c. Obstruct adequate access to emergency and sanitation vehicles.
 - d. Interfere with access to abutting properties.
 - e. Sound any device that produces a loud noise or operate any loudspeaker, public address system, radio, sound amplifier, or similar device to attract public attention.

Section 3. Penalties

Any person violating any provision of this article may be issued a citation by the Montevallo Police Department or at the request of the Revenue Officer or his/her designee be issued a summons and shall be required to appear in the Montevallo Municipal Court. Upon conviction, any person shall be subject to any fines and other applicable court costs which may be assessed by the Montevallo Municipal Court.

Section 4. Exceptions

The Mayor or City Clerk may provide written approval, related to a special event, of the following exceptions: duration, location and hours of operation. Special events include Annual festivals such as the ArtWalk.

Section 5. Severability

If any part, section or subdivision of this resolution shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this resolution, which shall continue in full force and effect notwithstanding such holding.

Section 6. Effective Date

This Ordinance Number _____ shall become effective _____, 2016 following adoption and publishing/posting pursuant to Alabama law.

DONE, ORDERED, ADOPTED and APPROVED this the ____ day of _____, 2016.

Mayor

ATTEST:

City Clerk

Mr. Lehman explained that the ordinance would provide official rules and regulations for businesses of this type. It would only the City control over what business come into the city and what they serve. The businesses would self-contained and would be in a lot zoned for the business with permission of the property owner. The ordinance would define what it is not allowed.

Council Member Nix asked for confirmation that the food truck vendors would be required to obtain a business license.

Mr. Lehman answered, yes, a business license would be required and would now have a designated category for this type of business. He continued that these would be legitimate business ventures and it

does not change how the City had handled these businesses it would make the process official and define rules for the food truck businesses.

Mr. Lehman then presented the following Resolution Authorizing Community Consultants (Terry Acuff) to Apply for a CDBG Grant to Improve Store Fronts Downtown:

CITY OF MONTEVALLO

RESOLUTION #: _____

WHEREAS, the City of Montevallo, acting by and through its City Council proposes to apply for grant funds from ADECA’s Community Development Block Grant – Community Enhancement Program for the purpose of improving Store Fronts in Downtown Montevallo, and

WHEREAS, the Montevallo City Council has elected to utilize the services of Community Consultants, Incorporated to assist the City in the developing, preparing, and submitting the above referenced grant application for funding consideration.

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the City of Montevallo that Community Consultants, Incorporated is authorized to begin project development activities and in the event a project is determined feasible, Community Consultants, Incorporated is authorized to begin application preparation activities upon approval of the City Council. Said application development services shall be provided by Community Consultants, Incorporated at no cost to the City of Montevallo, but will be performed with the knowledge and cooperation of the City Council and City staff.

APPROVED and ADOPTED this the ---th day of February 2016.

CITY OF MONTEVALLO

Mayor

(SEAL)

ATTEST:

City Clerk

Mr. Lehman explained that the grant was to apply for funding for façade improvements to our downtown buildings owned by private businesses. The funding needed for the match for the grant would be provided by the Brown family. The approval of the resolution would give the ability to start the process of applying for the grant.

Council Member Woodham asked whether rules would be established to determine how the funds would be allocated to the various buildings and/or business owners.

Mr. Lehman explained that the establishment of the criteria for the funds would be at the discretion of the Council and Historical Commission.

Mayor Cost stated that Mr. Lehman would be the primary contact for the project acting as the liaison with Mr. Acuff during the grant application process.

Council Member Woodham asked how much was needed for the matching funds.

Mr. Lehman answered with an amount of \$25,000.

Mr. Lehman then presented the following ordinance to establish the salary of the Mayor & Council Members:

ORDINANCE NO. _____

**CITY OF MONTEVALLO ORDINANCE ESTABLISHING THE MONTHLY SALARY
OF THE MAYOR AND COUNCILMEMBERS**

AN ORDINANCE

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

Section 1. That the salary of the mayor of the City of Montevallo, Alabama, shall be and the same is hereby fixed at the sum of \$1,000 per month.

Section 2. That each councilmember shall be compensated at the sum of \$250 per month.

Section 3. This ordinance shall become effective on the first Monday in November, 2016, and shall continue in force and effect until repealed by action of the council.

Section 4. The provisions of this ordinance are hereby declared severable; if any portion of this ordinance shall be held unconstitutional or otherwise invalid by a court of competent jurisdiction, such ruling shall not affect the remaining portions of this ordinance.

ADOPTED AND APPROVED THIS THE ___ DAY OF _____, 2016.

Mayor

ATTEST:

City Clerk

Mr. Lehman stated this was his third attempt in his tenure to establish a salary for the Mayor and Council and presents the ordinance for every four years. He stated that the Council and Mayor work too hard and do too much in the community to not be compensated. If approved, this ordinance would apply to the next Council and Mayor following elections. The compensation would assist in covering expenses that are occurred for your service. Mr. Lehman said other communities compensate their Mayor and Council and we should be able to do the same. The numbers provided are according to the Auburn Salary Study. Mr. Lehman presented examples of salaries for the Mayor and Council of other cities similar to Montevallo such as the following annual salary: Greenville Mayor - \$48,000; Hamilton Mayor - \$30,000; Monroeville Mayor - \$30,000; Opp Mayor - \$18,000; Argo Mayor - \$16, 800; Ashville Mayor - \$18,000; and Brundidge Mayor - \$13, 200; Tuscumbia Council Members - \$2,600; Ashville Council Members - \$3,600; Brundidge Council Members - \$6,000; Camden Council Members - \$12,000; Columbiana Council Members - \$7,200. Mr. Lehman explained that the each was serving and working for the betterment of the City and that is great to volunteer your service however, being compensated for the work adds responsibility and allows the citizens to hold members accountable. Council Member Nix asked for clarification that the salaries were based on full-time appointments. Mr. Lehman stated that most positions were considered part-time and he would be happy to provide copies of the salary study for anyone interested in reviewing the information in its entirety. Mr. Lehman also explained that a vote on the issue would be needed by the next Council meeting to have in place for the newly elected Mayor and Council Members.

Mayor Cost noted that the time was 5:59 pm and the work session would be adjourned and discussions could be resumed during the Council Meeting.

MINUTES
CITY OF MONTEVALLO COUNCIL MEETING
FEBRUARY 8, 2016
6:00 pm at CITY HALL

Mayor Hollie Cost, Council Member Rusty Nix, Council Member Willie Goldsmith, Council Member Dee Woodham and Council Member Jason Peterson were in attendance. Council Member Sharon Gilbert was absent.

Pledge of Allegiance - led by Boy Scouts Conner and Micah.

Meeting Call to Order-

Mayor Hollie Cost called the meeting to order at 6:00 pm.

Approval and/or corrections of the minutes – 1/25/16

Mr. Lehman noted that he had received minor corrections, grammatical errors, no substitutive changes for the minutes.

Mayor Cost stated she would entertain a motion to approve the minutes of the January 25th meeting as presented with the minor changes mentioned.

Council Member Goldsmith moved to approve the minutes as discussed. Council Member Nix seconded the motion. ALL AYES. MOTION WAS APPROVED.

Student Recognitions / Awards - NONE

Opportunities for citizens to speak to the Council –

Mayor Cost opened the floor to anyone who would like to address the Council and stated that each citizen would have three minutes to speak.

Steve Gilbert, resident on Comanche Street, stood and spoke regarding the proposed salary ordinance for the Mayor and Council. Mr. Gilbert stated that the compensation would amount to a stipend. It would be minimal cash to accomplish a job; consider it not as pay but means to do your job. All of you spend time in the community speaking to citizens, having meals, and being active and involved in community activities, in and around town all the time. The salary would assist in these activities you are participating in for the good of the City.

Mike Huckabaa, resident in Lexington Park, stood and asked whether the city could assist with establishing speed limit signs in his neighborhood. He complained that there were cars who were driving very fast and no speed limit had been established.

Chief Littleton stated that he would speak to Kirk Hamby, Director of Public Works regarding the issue.

Mr. Lehman stated he believed the city was not able to initiate speed limits in this particular neighborhood as the streets were not dedicated yet and were the property of the building contractor and would be an issue to address with the home owners association.

Mr. Huckabaa stated that the neighborhood is now bank owned and there is currently not a home owners association.

Mayor Cost thanked Mr. Huckabaa for making the Council aware of the issue and requested that Mr. Lehman contact the city attorney, Bill Justice, regarding the city's ability to install speed limit signs on streets the city does not own.

H.G. McGaughy, resident of Salem Road, stated that he believed the Council was long overdue for established salaries and there was no reason do this work for free. The Council should be paid for the time they invest.

Mayor Cost thanked the citizens for their thoughts. The Mayor then recognized Ms. Allie Williams, Director of the Parnell Library to give the library report as she was not present during the Work Session due to a Library Board meeting. Ms. Williams presented the library report as follows:

PARNELL MEMORIAL LIBRARY
MONTHLY REPORT
JANUARY 2016

CIRCULATION: 1189 items charged

COMPUTER USE: 587 users

STORYTIME/5: 35

MOVIES/13: 157 people attended

WEBSITE VISITS SINCE 1/25/16: 1626

DEPOSITS:

| | |
|---------|----------|
| 1/12/16 | \$220.30 |
| 1/21/16 | \$178.70 |
| 1/28/16 | \$204.83 |
| 1/29/16 | \$44.35 |
| 1/29/16 | \$127.47 |
| | \$775.65 |

Ms. Williams also discussed the LSTA grant in which \$6,000 will be provided for additional audio books, CD's and DVD's. These items are ones that were needed and in demand at the library. She requested to use \$1,500 for matching funds from the surplus account.

Committee Reports and Consideration of Bills:

- **Public Health & Safety** (Police, Fire, Code Enforcement, Housing Abatement)–

Report presented earlier during the work session. Police Chief Littleton asked for approval of \$1,000 from the forfeiture fund for a cabinet installed in the Patrol room.

Council Member Nix moved to approve the use of \$1,000 from the forfeiture fund for the Police Department to purchase the cabinet as discussed. Council Member Goldsmith seconded the motion. ALL AYES. MOTION WAS APPROVED.

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

Discussed earlier during the work session.

- **Recreation, Preservation and Community Development** (Parks & recreation, Golf Course, Youth Athletics, Trails, Historical Commission, Planning & Zoning, Annexations) –

Discussed earlier during the work session.

- **Education, Arts & Outreach** (Schools, UM, Boys & Girls Club, Library, American Village, Sister City Commission, Artwalk, Middle School Grant) –

Discussed earlier during the work session.

Ms. Williams asked for approval of the \$1,500 of matching funds from the surplus account for the LSTA grant. Council Member Woodham asked for confirmation that there were plenty of funds in the presented account. Ms. Williams confirmed that there were plenty of funds to cover this amount. Council Member Woodham moved to approve the allocation of funds as presented for the library to use as matching funds in the amount of \$1,500 from the surplus account. Council Member Peterson seconded the motion. ALL AYES. MOTION WAS APPROVED.

- **Finance, Economic Development & Tourism** (Finance, MDCD, IDB, Chamber) –

Discussed earlier during the work session. Mayor Cost added that the city was reviewing options for a website redesign and discussed the importance to the website to recruit future business and provide quality service to our citizens. She stated that the website was in need of lots of love and was the face of the city and options for upgrades are being explored.

Mayor Cost stated she would entertain a motion to pay all bills as presented.

Council Member Nix made a motion to approve the allocation of funds to pay all bills as presented. Council Member seconded the motion. ALL AYES. THE MOTION WAS APPROVED.

Consent Agenda - NONE

New Business

- ABC Retail Table Wine (Off Premises Only) License – Piggly Wiggly

Mayor Cost noted that Chief Littleton had reviewed the request and has no issue with the approval of the license. Chief Littleton confirmed.

Council Member Woodham made a motion to approve the ABC license for Piggly Wiggly as presented. Council Member Goldsmith seconded the motion. ALL AYES. THE MOTION WAS APPROVED.

- Approval to add Kathryn Wright to all bank accounts

Council Member Peterson moved to approve adding Ms. Kathryn Wright as a signatory all city bank accounts as presented. Council Member Nix seconded the motion. ALL AYES. THE MOTION WAS APPROVED.

Mr. Lehman reminded the Council members who serve on the Finance Committee, Council Member Dee Woodham, Council Member Willie Goldsmith, and Mayor Cost to remain a few minutes after the

meeting adjourned to sign all necessary documents. Council Member Sharon Gilbert was not present and her signature would be obtained at a later time.

- Food Truck Ordinance

Mayor Cost noted that the ordinance had been reviewed by the city attorneys. Mr. Lehman stated that the Council would not vote on the ordinance as tonight would serve as the first reading and the ordinance would be posted for public review and the Council would vote on the matter at the following Council meeting. Council Member Woodham asked that Mr. Lehman ensure that the Industrial Development Board, Chamber Board and MVP receives copies to review.

- Resolution Authorizing Community Consultants (Terry Acuff) to Apply for a CDBG Grant to Improve Store Fronts Downtown

Mayor Cost noted her excited about the possibility of the grant and looks forward to working with Mr. Acuff and Mr. Lehman on this opportunity.

Council Member Nix moved to approve the resolution to apply for a CDBG Grant as presented. Council Member Goldsmith seconded the motion. ALL AYES. MOTION WAS APPROVED.

- Ordinance Establishing Salary of Mayor & Council

Council Member Nix suggested that the vote be tabled for tonight. He continued that the Council started in the position as a volunteer and that Montevallo relies on volunteer work. Council Member Nix is satisfied with working as volunteer unless a ton of folks tell him it should be different. He stated that he would not be comfortable approving the ordinance will city workers were not given raises due that the city could not afford it. Council Member Nix would like an opportunity to hear additional input from the community.

Council Member Woodham stated that she has reservations with approving the ordinance. She stated that she understands why it would make sense to pay for the work, but agrees with Council Member Nix that she has a hard time approving the salary for Council given the work being done to try to provide additional compensation for employees.

Council Member Peterson stated that he would like to wait until the following meeting to vote on the issue.

Mr. Lehman explained that it would have to be a unanimous vote to go out of order; therefore, this would be considered a first reading for vote at the next Council meeting. A vote is not possible tonight due to the absence of Council Member Gilbert.

Mayor Cost stated the issue would be kept on the agenda for additional discussion at the next Council meeting.

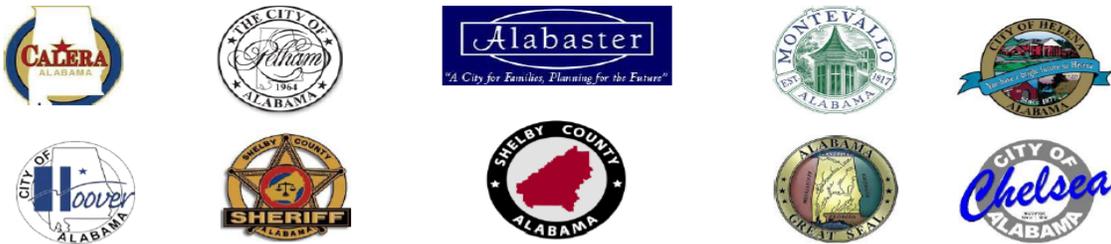
- Proposed Engineering Services for Mahler House

Mayor Cost stated there has been lots of communication with various County representatives regarding the status of the Mahler property. Mr. Lehman asked to push the discussion and vote to the next meeting as it has been discussed that money could be saved by looking at other engineer options. Council Member Nix asked for confirmation regarding a study conducted by the Historical Commission. Mr. Lehman confirmed that a study had been conducted but consisted more of a visual record of the property through pictures, however, it was indicated that a professional engineer was needed to review the property. Council Member Woodham asked that the large barn be included in additional estimates for the

engineer to review. Council Member Nix stated that in his experience the priority issues should be the foundation and the roof of the structures. Mr. Lehman agreed and stated that the engineer would give us a better idea of all projects needed and associated costs. Council Member Woodham added that discussions had included that an engineering stamp was required, although we have received recommendations from architects, an engineer report is crucial.

- Compact 2020 MOA

The following Compact 2020 was initiated by Shelby County Manager, Alex Dudchock.



**MEMORANDUM OF AGREEMENT
COMPACT 2020**

1. PARTIES. This Memorandum of Agreement (hereinafter referred to as "MOA") is entered into between eleven partners: Shelby County District Attorney's Office, Shelby County Commission, Shelby County Sheriff's Office, City of Alabaster, City of Calera, City of Chelsea, City of Helena, City of Hoover, City of Montevallo, and the City of Pelham for the development and implementation of a collaborative community drug intervention and education program (hereinafter referred to as "COMPACT") casting an active interface among all ages, social, faith based and economic groups within Shelby County. The COMPACT will implement a model that attacks the availability of drugs and drug use through diverse strategies and tools that will focus on the following: connect and educate all ages; prevention; interdiction; promote rehabilitation opportunities; law enforcement actions and the enforcement of legal sanctions. The COMPACT will deliver services and programs that impact public health, wellness and overall welfare of the residents of the county.

The COMPACT will be led by a designated experienced official from the Shelby County District Attorney's Office (COMPACT Director). The District Attorney's Office shall be the official operator of the programs, initiatives and related operations of the COMPACT.

A COMPACT Governance Council is hereby established with the following officials: District Attorney, County Manager, Sheriff, and Mayors from each of the above seven cities with their proxy being either the City Council President or Mayor Pro Tem and one Shelby County Commissioner. The Eleven Member Governance Council will receive formal operating reports concerning the operating plans, actions, efforts, and expenditures of the COMPACT.

A COMPACT Chief's Circle is hereby established with the following officials: Police Chiefs from the seven cities, Sheriff and COMPACT Director with the District Attorney and County Manager being ex-officio members of the Circle. The Chief's Circle shall participate in the planning and implementation of the COMPACT model, strategies, tools and related community actions. The COMPACT will develop and implement a collaborative Circle for the School Resource Officers within the county for the continued development of each along with sharing of information and resources.

2. PURPOSE. The partners are collaborating on the COMPACT 2020 initiative to create a prevention, interdiction, and rehabilitation network to focus, identify and attack systemic drug use in Shelby County. The abuse of drugs in Shelby County, both prescription and illegal, has increased and is claiming the lives of our residents. This initiative will be utilized to target and attack the origin of the exchange, support prevention, and assist the users on a path to recovery to prevent loss of life, impact sorrow and unhealthy behavior. The collaborative efforts of the partners will result in the development and implementation of a model with a program of work and strategies that include educational programs and related outreach actions, communicates treatment options and gathering of intelligence.

3. **INVESTMENTS.** The provision of funds to address the implementation of the COMPACT outlined herein shall be provided to the Shelby County District Attorney's Office and the assignment of personnel to the COMPACT shall be communicated through written correspondence between the partners. Beginning in FY2016 the COMPACT (October 1st through September 31, 2016) will be funded in the amount of \$5,000 per municipal partner, \$600,000 base with an additional \$60,000 from special project funds from Shelby County in year one along with a onetime amount of capital funds of \$500,000 from the county towards IT and equipment. In year two (FY2017), year three (FY2018), and year four (FY2019), each municipal partner will continue to provide \$5,000 annually along with the county's 600,000 annual appropriation and other in-kind support. Each municipal partner listed above will provide one full-time city law enforcement officer to the COMPACT. The Sheriff pledges his full support and endorsement of the COMPACT and commits to integrate the comprehensive resources presently deployed within the Sheriff's Office drug task force initiative into the COMPACT. The COMPACT will provide \$35,000 of annual financial assistance to each of the seven cities to assist with the expenses associated with the assignment of one city officer to the COMPACT. The COMPACT will employ additional personnel and acquire tools, resources, and equipment to support the mission of the COMPACT.

4. **COMPACT BUDGET.** The above funding amounts are based on the overall project total and the individual scopes shall be refined upon decisions made by the COMPACT and related reviews by the stated representatives or processes, bid openings, or upon the model and strategies. The project funds can be utilized to match grants provided by other entities to support the mission. The actual COMPACT annual budget amount may be more based on funding from foundations and supporting entities.

5. **IT IS MUTUALLY AGREED UPON AND UNDERSTOOD BY AND BETWEEN THE PARTIES THAT:**

A. This MOA obligates the parties to expend money and assign personnel in support of the mission of a collaborative community drug intervention and education program of work to be initial known as COMPACT 2020.

B. This collaboration will be led by the Shelby County District Attorney's Office.

C. This MOA may be revised as necessary, by mutual consent of the parties, by issuance of a written amendment signed and dated by all parties.

D. This MOA does not restrict any party from participating in similar agreements and/or activities with other public or private entities.

E. The Compact shall keep and maintain records of receipts and expenditures as required by law. All books, papers, or documents directly related to this MOA shall be available for examination by Compact member entities and otherwise as required by law.

F. Each party shall perform its responsibilities and activities described herein as an independent contractor and not as an officer, agent, servant or employee of any of the other parties hereto. Each party shall be solely responsible for the acts and omissions of its officers, agents, employees, and volunteers, if any.

G. Each party shall be responsible for maintaining its own insurance coverage, through commercial insurance, self-insurance, or a combination thereof, against any claim, expense, cost, damage, or liability arising out of the performance of its responsibilities pursuant to this MOA.

H. Unless terminated through written notice to the Shelby County District Attorney's Office within thirty calendar days of October 1st of each fiscal year denoted herein, this MOA shall remain in force until such time as the parties determine to terminate their participation in the COMPACT.

6. **SIGNATURES.** In witness whereof, the parties to this MOA through their duly authorized representatives have executed this MOA on the dates indicated below and certify that they agree to the terms and conditions of this MOA.

| | |
|--|-------------|
| Shelby County District Attorney _____ Jill Lee, District Attorney | Date: _____ |
| Shelby County _____ Alex Dudchock, County Manager | Date: _____ |
| Shelby County Commission _____ Rick Shepherd, Chairman | Date: _____ |
| Shelby County Sheriff's Office _____ John Samaniego, Sheriff | Date: _____ |
| City of Alabaster _____ Marty Handlon, Mayor | Date: _____ |
| City of Alabaster _____ Scott Brakefield, Council President | Date: _____ |
| City of Calera _____ Jon Graham, Mayor | Date: _____ |
| City of Calera _____ David Bradshaw, Mayor Pro Tem | Date: _____ |
| City of Chelsea _____ Earl Niven, Mayor | Date: _____ |
| City of Chelsea _____ Juanita Champion, Mayor Pro Tem | Date: _____ |
| City of Hoover _____ Gary Ivey, Mayor | Date: _____ |
| City of Hoover _____ Jack Wright, Council President | Date: _____ |
| City of Helena _____ Mark Hall, Mayor | Date: _____ |
| City of Helena _____ Cris Nelson, Council President | Date: _____ |
| City of Montevallo _____ Dr. Hollie Cost, Mayor | Date: _____ |
| City of Montevallo _____ Dee Woodham, Mayor Pro Tem | Date: _____ |
| City of Pelham _____ Gary Waters, Mayor | Date: _____ |
| City of Pelham _____ Rick Hayes, Council President | Date: _____ |

Mayor Cost stated that she and Chief Littleton had discussed participation in the Compact at length. The discussions have led to a recommendation to participate in a limited capacity. Lt. Alexander, Chief Littleton, Council Members and Mayor will participate as available. Currently, there are no funds to provide an additional officer that would be required to fully participate as stated. The recommendation is that we participate in a limited capacity and then evaluate the situation in one year. Mr. Lehman clarified that the recommendation would

be for the Council approve the agreement as discussed in a limited capacity for one year. Chief Littleton confirmed what the Mayor had stated and continued that information would be passed to the intelligence board and participation would occur as available, however, more officers are needed on patrol and I cannot justify pulling an officer from our city to assist in other parts of the county at this time. He stated his commitment to be supportive and work together but would only recommend the limited involvement.

Council Member Peterson moved to approve the COMPACT 2020 MOA as discussed in a limited capacity for one year. Council Member Goldsmith seconded the motion. ALL AYES. MOTION WAS APPROVED.

Old Business

- Demolition Bid Award - 613 Shelby St.

Janice Seaman, resident on Shelby Street, stated that she is now the owner of the property located at 613 Shelby Street and she is currently taking bids to begin work on the house beginning with the roof. She asked that the Council wait until the following Council meeting in which she would present the necessary building permits. Council agreed.

Board Appointments –

Mayor Cost recommended that Council Member Woodham be appointed to continue to serve on the MDCD, Montevallo Development Cooperative District.

Council Member Nix stated that he had talked with Council Member Woodham about the structure of the board. He stated that a Council representative should serve on the Board due that the board oversees use of taxpayer money.

Mayor Cost understands the reasoning to ensure a Council Member is represented on the Board, however, at this point there is no way to guarantee with upcoming elections that changes to the Council will not occur, therefore, it could be reevaluated after elections to review whether a Council Member is represented on the Council.

Council Member Nix stated that if a current Council Member was appointed and not reelected, that member should step down and a new Council Member would be appointed.

Council Member Goldsmith moved to appoint Council Member Woodham to serve on the MDCD Board. Council Member Peterson seconded the motion. THREE AYES. COUNCIL MEMBER WOODHAM ABSTAINED. COUNCIL MEMBER NIX VOTED NAY. MOTION WAS APPROVED.

Mayor Cost noted that Council Member Woodham would serve for a term of four years. Mayor Cost asked Ms. Sarah Hogan to update the Council on her work regarding board appointments. Ms. Hogan stated that she was in the process of reviewing and updating all Board and Committee appointment and term dates to better ensure all were appointed in a timely manner. Communication and assistance from department heads and committee chairs had occurred.

Other Business –

Mr. Lehman presented the following Clergy Day Ordinance:

Proclamation Montevallo Civitan Club Clergy Appreciation Day

To establish February 22, 2016, as Clergy Appreciation Day in recognition of the clergy of Montevallo whose daily efforts make Montevallo a better community in which to live.

WHEREAS, on February 3, 1943, U.S. Army chaplains George Fox, Alexander Goode, Clark Poling and John Washington were serving aboard the USS Dorchester when it was torpedoed and sank in the North Atlantic;

WHEREAS, the story of those four chaplains, who selflessly sacrificed their lives so that others may live, inspired Civitans to create Clergy Appreciation Day;

WHEREAS, for over forty years Civitans have held Clergy Appreciation Day;

WHEREAS, the Montevallo Civitan Club celebrates Clergy Appreciation Day each year; and

WHEREAS, Montevallo's citizens benefit from the presence and work that our local clergy provide to our community,

NOW THEREFORE, I, Hollie C. Cost, as Mayor of Montevallo, along with the City Council, do hereby proclaim February 22, 2016 as Clergy Appreciation Day.

Signed this the ___ day of February, 2016.

Hollie C. Cost, Mayor

Council Member Nix made a motion to approve the Clergy Day Ordinance as presented. Council Member Woodham seconded the motion. ALL AYES. MOTION WAS APPROVED.

Mr. Lehman presented information regarding approval to submit a Letter of Intent for the City of Montevallo to apply to become a Main Street Alabama Designated Community.

Council Member Nix asked whether the Main Street Program would include businesses on Hwy 25. Mayor Cost stated that the program is designed to be focused on the downtown area and does not allow for gaps in designated areas, therefore, Hwy 25 would not be included however, the information obtained could be applied to those businesses separately.

Council Member Goldsmith moved to approve the submission of the Letter of Intent to Main Street Alabama stating that the City of Montevallo intends to complete the application process to become a designated Main Street community. Council Peterson seconded the motion. ALL AYES. THE MOTION WAS APPROVED.

City Clerk, Lehman presented a proposal to consolidate voting locations for municipal voting only. The following ordinance was presented:

ORDINANCE NO. _____

**An Ordinance Regarding the Consolidation of Voting Centers
within the City of Montevallo**

WHEREAS, the voting center in District 1 has been located at University Baptist Church, 440 Overland Road; and

WHEREAS, the voting center in District 2 has been located at Montevallo City Hall, 545 Main Street; and

WHEREAS, the voting center in District 3 has been located at the Orr Park Building, 420 Vine Street; and

WHEREAS, the voting center in District 4 has been located at University Baptist Church, 440 Overland Road; and

WHEREAS, the voting center in District 5 has been located at the Orr Park Building, 420 Vine Street.

WHEREAS, it is in the best public interest to consolidate all three existing voting centers into one central voting center.

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

Section 1. Beginning with the 2016 Municipal Election and remaining in effect until further amended by the City Council, the voting center for Districts 1, 2, 3, 4 & 5 shall be located at the Orr Park Building, 420 Vine Street.

Section 2. The section, subsections, paragraphs, sentences, clauses and phrases of this ordinance are severable. If any section, subsection, paragraph, sentence, clause and phrase of this ordinance is declared unconstitutional or invalid by a valid judgment of a court of competent jurisdiction, such judgment shall not affect the validity of any other section, subsection, paragraph, sentence, clause and phrase of this ordinance. The city council declares that it is its intent that it would have enacted this ordinance without such invalid or unconstitutional provisions.

ADOPTED AND APPROVED THIS DAY, FEBRUARY ____, 2016.

Hollie C. Cost, Mayor

Herman Lehman, City Clerk

I hereby certify that this ordinance was duly adopted by the City Council of Montevallo, Alabama, at a public meeting held on February , 2016.

Mayor Cost stated that it could save a good deal of money, approximately \$7,000. Mr. Lehman stated it would cut the cost of voting locations in half. Mayor Cost noted that there had been controversy in the community about holding voting at City Hall therefore, the recommendation would be to use the Park and Recreation Building which will cause the Boys and Girls Club to find an alternate location on voting days. Mr. Lehman noted that improvements to the Park and Recreation Building had been provided by the County due that it was a designated voting location. Council Member Nix stated he thought the consolidation was a good thing as citizens would not be sent around town if they were confused or at the wrong voting location.

Mr. Lehman said the issue would be placed on the agenda for vote at the next Council Meeting.

Mayor Cost stated that there was no need to yet surplus the items at the Mahler property due that the Estate Sale has been postponed. She also stated that she believed the Historic Commission had already been to the property to mark items that should be kept.

Mr. Lehman stated that on Friday, February 19, City Hall would be closed until 1:00 pm due that system updates for encode would be completed. He explained that during the hours of 8:00 – 1:00 employees would be participating in training activities such as Chief Littleton would be presenting information of building safety and active shooter training. Chief Littleton added that Lt. Alexander was certified to teach the course and the police department is looking forward to assisting in making sure all employees are prepared for incident. Mayor Cost stated that any Council Member interested in attending is welcome. Mr. Lehman also noted that library staff will also be in attendance and the library would open a 1 ½ hours later than normal on Friday.

Citizen Participation

Mayor Cost stated that it was once again an opportunity for the public to address the Council.

H.G. McGaughy, resident on Salem Road, asked for clarification on the voting consolidation, he wanted to ensure that he understand that everyone would vote in one location however, that would be for local, municipal voting only. The Council confirmed that he was correct.

Janice Seaman, resident on Shelby Street, presented pictures of the Mahler property that were provided by a engineer and stated that the engineer had the capability to send cameras under the house to view damage. Ms. Seaman also noted that a representative from the Historical Commission was not on the Shoal Creek Board in which they have a vested interest in the project, as well as the Bicentennial Park committee. Council Member Woodham and the Mayor thanked Ms. Seaman for bringing the issue to their attention and they would follow up regarding appointments to the committees.

Mayor Cost stated if there were no other citizens who would like to speak she would entertain a motion to adjourn.

Adjourn

Council Member Nix made a motion to adjourn the meeting. Council Member Goldsmith seconded the motion. ALL AYES. MOTION WAS APPROVED. THE MEETING ADJOURNED AT 6:35 pm.

Submitted by:

Sarah E. Hogan
Acting City Clerk