Vestavia Hills
City Council Agenda
September 23, 2024
6:00 PM

1. Call to Order
2. Roll Call
3. Invocation - Butch Williams, Vestavia Hills Chaplain
4. Pledge of Allegiance
5. Approval of The Agenda
6. Announcements, Candidates and Guest Recognition
7. Proclamation - October 2024 as Down Syndrome Awareness Month
8. Proclamation - October 2024 as Fire Prevention Month
9. City Manager's Report
10. Councilors' Reports
11. Financial Reports - Zachary Clifton, Deputy Finance Director
12. Approval of Minutes - September 9, 2024 Regular Meeting and September 16, 2024 Work Session

Old Business (Public Hearing)

13. Public Hearing - Ordinance Number 3235 - Annexation - 90 day final - 3365 Rosemary Lane; Lot 114, Buckhead 4th Sector; Lalith and Judy Wijayasuriya, Owners
14. Public Hearing - Ordinance Number 3236 - Rezoning - 3365 Rosemary Lane; Lot 114, Buckhead, 4th Sector; Rezone from Jefferson County E-2 to Vestavia Hills R-1; Lalith and Judy Wigjayasuriay, Owners
15. Public Hearing - Ordinance Number 3237 - Annexation - 90 day final - 2768 Altadena Lake Drive; Lot 5, Block 5, Altadena Valley, 4th Sector; David and Melinda Romine, Owners
16. Public Hearing - Ordinance Number 3238 - Rezoning - 2768 Altadena Lake Drive; Lot 5, Block 5, Altadena Valley; Rezone from Jefferson County R-1 to Vestavia Hills R-2; David Romine, Owner

17. Public Hearing - Ordinance Number 3239 - Annexation - 90 day final - 3509 Pineland Drive; Lot 10, Block 2, Dolly Ridge Estates, 1st Addition; Matthew and Mary Griffin, Owners
18. Public Hearing - Ordinance Number 3240 - Rezoning - 3509 Pineland Drive; Lot 10, Block 2, Survey of Dolly Ridge Estates, 1st Addition; Rezone from Jefferson County E-2 to Vestavia Hills R-1; Matthew Griffin, Owners
19. Public Hearing - Ordinance Number 3243 - An Ordinance to establish the use of electronic vote counting devices for use in all municipal elections of the City of Vestavia Hills
20. Public Hearing - Resolution Number 5527 - Annexation - 90 Day - 2686 Altadena Road; Lot 4, Altadena Park; Estate of Mary N. Russell, Owner
21. Public Hearing - Ordinance Number 3244 - Annexation - Overnight - 2686 Altadena Road; Lot 4, Altadena Park; Estate of Mary N. Russell, Owner
22. Public Hearing - Resolution Number 5528 - Annexation - 90 day - 2701 Alta View Drive, Lot 5, Altadena Estates; H. Stephen and Joanne Williams, Owners
23. Public Hearing - Ordinance Number 3245 - Annexation - Overnight - 2701 Alta View Drive, Lot 5, Altadena Estates; H. Stephen and Joanne Williams, Owners
24. Public Hearing - Resolution Number 5529 - Annexation - 90 Day - 3583 Valley Circle; Lot 19, Block 1, Dolly Ridge Estates, 2nd Add; Heather Page and Bobby J. Eyer, Owners
25. Public Hearing - Ordinance Number 3246 - Annexation - Overnight - 3583 Valley Circle; Lot 19, Block 1, Dolly Ridge Estates, 2nd Add; Heather Page and Bobby J. Eyer, Owners
26. Public Hearing - Resolution Number 5530 - Annexation - 90 day - 2612 Altadena Road; Lot 2, J.P. Westbrook Est.; Beth and Kreg Montgomery, owners
27. Public Hearing - Ordinance Number 3247 - Annexation - Overnight - 2612 Altadena Road; Lot 2, J.P. Westbrook Est.; Beth and Kreg Montgomery, owners
28. Public Hearing - Resolution Number 5531 - A Resolution authorizing an economic development agreement by the City of Vestavia Hills and Altera AIP-Vestavia, LLC
29. Public Hearing - Resolution Number 5533 - A Resolution to Approve the Acceptance and Expenditure of Grant Funds to Support the Construction of Playground and Exercise Equipment at Altadena Valley Park

New Business

30. Public Hearing - Resolution Number 5532 - A resolution approving an alcohol license for Cala Coffee Company d/b/a as Cala Coffee for on and off premise sale of beer and table wine

New Business Requesting Unanimous Consent (Public Hearing)

First Reading (No Action To Be Taken At This Meeting)

31. Citizens Comments
32. Time Of Adjournment

PUBLIC HEARING PROCEDURES

The following procedures shall be followed for every public hearing of the City Council:

- All comments shall be limited to **3 minutes**. A countdown clock will be provided on the video screens.
- Do not duplicate comments made by previous speakers. For example, if traffic is mentioned as an issue, do not readdress that issue.
- All comments shall be directed to the Mayor and/or presiding officer. Do not address the audience or the applicant.
- Each speaker shall identify himself, including full name and address.

SPECIAL NOTICE CONCERNING CITY COUNCIL MEETINGS

If you prefer not to attend a City Council meeting or work session in person, you may participate remotely:

- **Videoconference:** To participate by videoconference, you may access the meeting via Zoom at https://us02web.zoom.us/j/5539517181. When the Zoom.us window opens in your browser, click "Allow" to be placed in a virtual "waiting room." The host will open the meeting and allow all participants to join the meeting at that time. All participants will be automatically muted upon entrance to the meeting. If you wish to speak during time(s) identified for public input, activate the "video" feature and unmute yourself by toggling the mute button. When the Mayor recognizes you and gives you the floor, state your name and address for the record and then you may address the Council. Some useful Zoom functions include: microphone Mute/Unmute; Start/Stop Video; and View Participants – opens a pop-out screen that includes the "Raise Hand" icon that you may use to raise a virtual hand.
- **Teleconference:** To participate by telephone, dial 312.626.6799 and enter the meeting ID: 5539517181. All participants will be automatically muted upon entrance to the meeting. If you wish to speak during time(s) identified for public input, unmute yourself by pressing *6 on your keypad. Then state your name and wait for the Mayor to recognize you. When the Mayor recognizes you and gives you the floor, state your name and address for the record and then address the Council.

Meetings may be recorded. By participating in the meeting, you are consenting to be recorded.

"Zoom-bombing." Zoom-bombing is a cyber-crime and is punishable by law. In the event of an attendee intruding into any City of Vestavia Hills Zoom meeting, the online broadcast will be terminated immediately. Council and/or board members may be readmitted but online attendees will not. Although Zoom-bombing is not a frequent occurrence, those wishing to make public comment should attend the meeting in person.

WHEREAS, Down syndrome is the most frequently occurring chromosomal disorder and is the leading cause of intellectual and developmental delay in the United States; and

WHEREAS, approximately one in every 700 children are born with Down syndrome, representing an estimated 6,000 births per year in the United States with approximately 85 of those annual births occurring here in Alabama; and

WHEREAS, possessing a wide range of abilities, people with Down syndrome are active participants in educational, occupational, social, and recreational circles of our communities; and

WHEREAS, yet despite significant increases in lifespan and intellectual opportunities over the past decade, there is still much work to be done regarding the rights to equality, inclusion, education, medical care, research, employment and support for people with Down syndrome; and

WHEREAS, all citizens are encouraged to work together to celebrate the lives of individuals with Down syndrome, and remember to appreciate and regard every individual with dignity as a valued member of the community; and

WHEREAS, through public awareness, the City of Vestavia Hills supports the initiatives of organizations working to ensure people with Down syndrome have adequate services, are valued by society, and can lead fulfilling and productive lives in our community.

NOW, THEREFORE, I, Ashley C. Curry, by virtue of the authority vested in me as Mayor of the City of Vestavia Hills in the State of Alabama, do hereby proclaim October 2024 as

DOWN SYNDROME AWARENESS MONTH

in the City of Vestavia Hills in support of individuals with Down syndrome, as well as their families, advocates, researchers, and medical professionals. I encourage all citizens to work together to promote respect and inclusion of individuals with Down syndrome and to celebrate their accomplishments and contributions.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Vestavia Hills to be affixed this the 23rd day of September 2024.

Ashley C. Curry, Mayor

WHEREAS, the City of Vestavia Hills, Alabama is committed to ensuring the safety and security of all those living in and visiting Vestavia Hills; and

WHEREAS, the first responders of Vestavia Hills are dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education; and

WHEREAS, the National Fire Protection Association (NFPA) data shows that the majority of U.S. home fire deaths continue to occur in homes with no smoke alarms or no working smoke alarms; and

WHEREAS, the 2024 Fire Prevention Month theme, *"Smoke Alarms: Make Them Work For You!"* effectively serves to remind us that having working smoke alarms in the home reduces the risk of dying in a home fire by more than 50%; and

WHEREAS, Fire Prevention Week is the perfect time to educate and talk to your family about fire safety as well as a good time for testing alarms, changing the batteries or upgrading alarms that are 10-years old, learn how to use a fire extinguisher and for escape route planning and practicing.

NOW, THEREFORE, I, Ashley C. Curry, by virtue of the authority vested in me as Mayor of the City of Vestavia Hills in the State of Alabama, do hereby proclaim October 6th – 12th, 2024 as Fire Prevention Week and October 2024 as

FIRE PREVENTION MONTH

throughout our community, and I urge all citizens of Vestavia Hills to install and test smoke alarms for early warning, be prepared by practicing a home fire escape plan, and to support the many public safety activities and efforts of the Vestavia Hills Fire Department.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Vestavia Hills to be affixed this the 23rd day of September 2024.

Ashley C. Curry
Mayor

Summary
Financial Report
August 2023-2024

1.) Reconciled Cash Balance

The overall reconciled cash balance for the month of August was $44,842,681 which is comprised of the following funds:

General Funds	$37,332,541
Restricted Funds	$7,507,060
Petty Cash	$3,080
Total	**$44,842,681**

2.) The "Financial Overview" for the month and YTD through August is as follows:

Monthly Revenues	$3,428,154	YTD Revenues	$67,764,027
Monthly Expenses	$5,348,168	YTD Expenses	$63,084,207
Monthly Fund Balance	($1,920,014)	YTD Fund Balance	$4,679,820

3.) Comparative Fund Balances:

	YTD	Variance
Actual - 2023-2024	$4,679,820	
Budget - 2023-2024	$186,527	$4,493,293
Last Year - 2022-2023	$5,472,749	($792,930)

Note:

The "Actual Fund Balance" is $4,493,293 greater than the "Budgeted Fund Balance" and $792,930 less than "Last Year Fund Balance".

Summary
Financial Report
August 2023-2024

	MTD			YTD			Variance	
	Actual	Budget	Last Year	Actual	Budget	Last Year	Act vs. Bdgt	Act vs LY
REVENUES	3,428,154	2,899,438	1,717,524	67,764,027	61,577,871	62,236,370	6,186,156	5,527,657
EXPENSES	5,348,168	4,716,601	4,078,225	63,084,207	61,391,344	56,763,621	(1,692,863)	(6,320,586)
FUND BALANCE	(1,920,014)	(1,817,163)	(2,360,701)	4,679,820	186,527	5,472,749	4,493,293	(792,930)
Advalorem - Real	3,189	197	593	20,953,712	18,851,745	18,955,296	2,101,967	1,998,415
Sales Tax	2,467,860	1,922,312	802,598	25,783,581	25,988,175	26,259,154	(204,594)	(475,573)
Utility Franchise Fees	0	0	0	2,613,737	2,466,893	2,467,092	146,844	146,645
Business License	38,949	51,522	69,906	4,474,480	3,866,147	3,850,041	608,333	624,439
Advalorem - Personal	216,054	189,564	221,796	2,187,546	1,827,380	2,114,795	360,166	72,751

October thru August 2024 (11 months) **2023-2024**

	Actual	Budget Total	Outstanding Bal	% Received	% Outstanding	Verification
Advalorem - Real	20,953,712	18,855,007	2,098,705	111.13%	-11.13%	100.00%
Sales Taxes	25,783,581	28,351,365	(2,567,784)	90.94%	9.06%	100.00%
Utility Franchise Fees	2,613,737	2,466,893	146,844	105.95%	-5.95%	100.00%
Business License	4,474,480	3,975,640	498,840	112.55%	-12.55%	100.00%
Advalorem - Personal	2,187,546	2,016,972	170,574	108.46%	-8.46%	100.00%

AUGUST	**MTD**			**MTD**	
			Variance	Last Year	Act vs LY
Advalorem - Real	3,189	197	2,992	593	2,596
Sales Taxes	2,467,860	1,922,312	545,548	802,598	1,665,262
Utility Franchise Fees	0	0	0	0	0
Business License	38,949	51,522	(12,573)	69,906	(30,957)
Advalorem - Personal	216,054	189,564	26,490	221,796	(5,742)

CITY OF VESTAVIA HILLS
MONTHLY CASH REPORT
"RECONCILED BALANCES"

General Funds	Banking Institutions	APR	Aug 2023	Sep 2023	Oct 2023	Nov 2023	Dec 2023	Jan 2024	Feb 2024	Mar 2024	Apr 2024	May 2024	Jun 2024	Jul 2024	Aug 2024
General / Operational Funds	Region Bank	5.04%	5,063,164.63	4,111,462.41	6,779,150.23	8,408,494.76	8,678,758.65	11,671,643.22	20,516,193.77	18,608,623.16	15,387,719.81	14,436,292.53	12,801,155.18	9,516,369.01	4,077,735.30
Enhanced Cash Strategy	Region Bank	5.11%	10,286,223.41	10,311,308.65	9,936,408.24	10,004,361.97	10,076,629.06	10,119,135.13	10,121,913.63	10,160,280.52	10,166,247.60	10,223,363.54	10,270,541.52	10,351,509.61	10,418,980.96
Payroll Fund	Region Bank	0.25%	6,082.04	6,082.04	6,159.15	0.00	0.00	0.00	0.00	308.91	0.00	0.00	0.00	0.00	0.00
Emergency Reserve Fund	PNC Bank	5.37%	17,794,062.04	17,865,878.82	17,941,009.73	18,040,220.13	18,136,383.13	18,214,276.83	18,278,166.12	18,358,801.14	20,590,395.90	20,551,408.03	20,661,720.70	20,855,623.62	20,947,224.55
Court & Corrections Fund	Region Bank	0.25%	81,431.83	84,101.83	137,357.88	74,624.60	73,402.60	97,819.67	117,012.38	281,008.88	140,557.86	89,815.80	113,043.20	132,868.20	114,716.50
American Rescue Plan (COVID-19)	SouthPoint	4.40%	2,800,937.32	2,811,084.36	2,822,068.50	2,742,762.58	2,753,063.24	2,763,369.93	2,773,046.62	2,783,428.13	2,793,511.80	2,803,969.87	2,814,127.93	2,824,663.25	1,773,884.08
Total - Balance			**$36,031,901.27**	**$35,189,918.11**	**$37,622,153.73**	**$39,270,464.04**	**$39,718,236.68**	**$42,866,244.78**	**$51,806,332.52**	**$50,192,450.74**	**$49,078,432.97**	**$48,104,849.77**	**$46,660,588.53**	**$43,681,033.69**	**$37,332,541.39**
Restricted Funds															
Court Cash Bonds	Regions Bank	0.25%	151,737.20	155,927.20	158,135.20	147,320.20	145,886.00	144,166.00	138,606.00	133,766.00	129,371.00	119,416.00	113,621.00	111,646.00	104,646.00
Contractors' Bonds & CDs on Hand	City Clerk's Office	n/a	4,474,038.42	4,474,038.42	4,474,038.42	4,474,038.42	4,474,038.42	4,474,038.42	4,187,938.42	4,187,938.42	4,187,938.42	4,187,938.42	4,187,938.42	4,187,938.42	4,187,938.42
Contractors' Cash Bonds	SouthPoint	0.25%	706,333.77	696,630.28	698,351.23	687,946.13	686,595.00	673,211.91	675,347.73	647,538.10	659,736.91	630,929.54	601,364.94	609,197.10	585,375.54
Confiscated Funds	SouthPoint	1.25%	289,172.72	289,469.82	289,777.13	290,074.85	290,382.81	290,690.25	58,999.32	59,061.79	59,122.30	59,184.90	59,245.54	59,308.27	59,371.06
Community Spaces	SouthPoint	1.65%	458.11	458.72	0.04	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2013 GOW - QEBC Sinking Fund	Bank of New York	2.35%	1,891,162.76	1,891,162.76	1,911,964.89	1,911,964.89	1,911,964.89	1,911,964.89	1,911,964.89	1,911,964.89	1,911,964.89	1,911,964.89	1,911,964.89	1,911,964.89	1,911,964.89
Library Campaign Fund/Donations	Pinnacle	earnings offset fees	429,604.48	433,701.36	438,732.28	458,022.23	461,230.31	464,421.95	0.00	309.20	303.20	0.00	0.00	0.00	0.00
Lease Escrow Funds	Truist & Robertson		1,410,896.12	1,412,477.26	703,500.95	704,554.69	705,645.36	706,734.88	707,755.76	708,848.82	709,908.37	654,497.10	655,560.15	656,660.45	657,763.60
Total Balance			**$9,353,403.58**	**$9,353,865.82**	**$8,674,500.14**	**$8,673,921.41**	**$8,675,742.79**	**$8,665,228.30**	**$7,680,612.12**	**$7,649,427.22**	**$7,658,345.09**	**$7,563,930.85**	**$7,529,694.94**	**$7,536,715.13**	**$7,507,059.51**
Cash on Hand															
Petty Cash - City Depts.			880.00	880.00	880.00	880.00	880.00	880.00	880.00	880.00	880.00	880.00	880.00	880.00	880.00
Petty Cash - Courts/Jail			500.00	500.00	500.00	500.00	500.00	600.00	600.00	600.00	600.00	600.00	600.00	600.00	600.00
Petty Cash - Library			600.00	600.00	600.00	600.00	600.00	600.00	600.00	600.00	600.00	600.00	600.00	600.00	600.00
Petty Cash - Vehicle Tags			1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Total - Petty Cash			**$2,980.00**	**$2,980.00**	**$2,980.00**	**$2,980.00**	**$2,980.00**	**$3,080.00**	**$3,080.00**	**$3,080.00**	**$3,080.00**	**$3,080.00**	**$3,080.00**	**$3,080.00**	**$3,080.00**
Grand Total - All Funds			**$45,388,284.85**	**$44,546,763.93**	**$46,299,633.87**	**$47,947,365.45**	**$48,396,959.47**	**$51,534,553.08**	**$59,490,024.64**	**$57,844,957.96**	**$56,739,858.06**	**$55,671,860.62**	**$54,193,363.47**	**$51,220,828.82**	**$44,842,680.90**

Petty Cash Itemization		
City Clerk Dept.	none	
Court Dept.	$600.00	
Finance Dept. & Vehicle Tags	$1,050.00	Tags & City Depts
Fire Dept.	$100.00	City Depts
Inspection Dept.	$30.00	City Depts
Library	$600.00	
Mayor's Office	$200.00	City Depts
Parks & Leisure Services	$300.00	City Depts
Police Dept.	$200.00	City Depts
Public Services	none	
Total	**$3,080.00**	

FINANCIAL SUMMARY REPORT
"AUGUST 2023-2024"

	MONTH OF AUGUST 2024							YEAR-TO- DATE THROUGH AUGUST 2024						
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
REVENUE SUMMARY	2023-2024	2023-2024	2022-2023	Actual to Budget		Actual to Last Year		2023-2024	2023-2024	2022-2023	Actual to Budget		Actual to Last Year	
	Actual	Budget	Actual	Amount	Percentage	Amount	Percentage	Actual	Budget	Actual	Amount	Percentage	Amount	Percentage
STATE REVENUE	74,698	25,157	(62,129)	49,541	196.93%	136,827	-220.23%	228,277	181,439	276,981	46,838	25.81%	(48,704)	-17.58%
COUNTY REVENUE	365,639	253,961	246,639	111,678	43.97%	118,999	48.25%	23,517,359	21,049,117	21,449,823	2,468,242	11.73%	2,067,536	9.64%
CITY REVENUE	2,893,915	2,565,467	1,447,410	328,448	12.80%	1,446,505	99.94%	42,517,499	39,111,138	39,292,815	3,406,361	8.71%	3,224,684	8.21%
PARK & RECREATION	93,902	54,853	85,604	39,049	71.19%	8,298	9.69%	1,500,891	1,236,177	1,216,751	264,714	21.41%	284,140	23.35%
TOTAL REVENUES	**3,428,154**	**2,899,438**	**1,717,524**	**528,716**		**1,710,630**		**67,764,027**	**61,577,871**	**62,236,370**	**6,186,156**		**5,527,657**	
EXPENDITURE SUMMARY														
NON DEPARTMENTAL	1,483,930	773,827	491,192	(710,103)	-91.77%	(992,738)	-202.11%	21,626,329	19,572,598	19,208,397	(2,053,731)	-10.49%	(2,417,932)	-12.59%
CITY COUNCIL	4,323	4,919	5,307	596	12.12%	984	18.54%	74,516	82,930	76,500	8,414	10.15%	1,984	2.59%
MAYOR & ADMINISTRATION	176,531	164,548	141,013	(11,983)	-7.28%	(35,518)	-25.19%	1,907,706	1,944,756	1,719,486	37,050	1.91%	(188,220)	-10.95%
CITY CLERK	46,872	74,233	39,075	27,361	36.86%	(7,798)	-19.96%	504,958	546,384	454,000	41,426	7.58%	(50,958)	-11.22%
MUNICIPAL COMPLEX	38,174	28,554	24,818	(9,620)	-33.69%	(13,356)	-53.82%	369,233	358,185	314,338	(11,048)	-3.08%	(54,896)	-17.46%
INFORMATION SERVICES	75,863	75,000	72,999	(863)	-1.15%	(2,864)	-3.92%	786,711	807,607	660,871	20,896	2.59%	(125,840)	-19.04%
POLICE	1,181,350	1,253,949	1,109,144	72,599	5.79%	(72,206)	-6.51%	12,637,168	13,168,687	11,306,682	531,519	4.04%	(1,330,486)	-11.77%
FIRE	1,125,440	1,164,187	1,079,960	38,747	3.33%	(45,480)	-4.21%	12,155,397	12,156,062	10,954,100	665	0.01%	(1,201,297)	-10.97%
INSPECTION	77,346	73,922	66,042	(3,424)	-4.63%	(11,304)	-17.12%	773,180	796,406	655,516	23,226	2.92%	(117,665)	-17.95%
PUBLIC SERVICES	453,472	468,348	441,272	14,876	3.18%	(12,200)	-2.76%	4,994,149	5,115,091	4,866,194	120,942	2.36%	(127,955)	-2.63%
PUBLIC LIBRARY	226,642	243,506	210,604	16,864	6.93%	(16,039)	-7.62%	2,663,070	2,775,779	2,574,384	112,709	4.06%	(88,686)	-3.44%
PARKS & LEISURE SERVICES	458,224	391,608	396,799	(66,616)	-17.01%	(61,425)	-15.48%	4,591,792	4,066,859	3,973,155	(524,933)	-12.91%	(618,636)	-15.57%
TOTAL EXPENDITURES	**5,348,168**	**4,716,601**	**4,078,225**	**(631,567)**		**(1,269,943)**		**63,084,207**	**61,391,344**	**56,763,621**	**(1,692,863)**		**(6,320,586)**	
SURPLUS / (DEFICIT)	**(1,920,014)**	**(1,817,163)**	**(2,360,701)**	**(102,851)**		**440,686**		**4,679,820**	**186,527**	**5,472,749**	**4,493,293**		**(792,930)**	

Vestavia Hills
City Council Minutes
September 9, 2024
6:00 P.M.

1. Call to Order

The City Council of Vestavia Hills met in regular session on this date at 6:00 p.m., following publication and posting pursuant to Alabama law. A number of staff and members of the general public also attended virtually, via Zoom.com, following publication pursuant to Alabama law. The Mayor called the meeting to order and the City Clerk called the roll with the following:

2. Roll Call

Roll call was as follows:

MEMBERS PRESENT: Mayor Ashley Curry, Mayor Pro-Tem Rusty Weaver, City Councilor Kimberly Cook, City Councilor George Pierce

MEMBERS ABSENT: City Councilor Paul Head

OTHER OFFICIALS PRESENT: Jeff Downes, City Manager; Patrick H. Boone, City Attorney; Cinnamon McCulley, Asst. City Manager; Rebecca Leavings, City Clerk; Shane Ware, Police Chief; Zachary Clifton, Asst. Finance Director; Lori Beth Kearley, Public Services Director; Christopher Brady, City Engineer; Jamie Lee, Director of Parks and Leisure Services; Marvin Green, Fire Chief; Umang Patel, Court Director*

* Appeared by Zoom.

3. Invocation - Steve Dedmon, Vestavia Hills Chaplain

4. Pledge of Allegiance

5. Approval of the Agenda

The Mayor opened the floor for a motion to approve the agenda as presented.

MOTION: Approve the agenda as presented. Motion By: Rusty Weaver. Seconded By: Kimberly Cook.

Roll call vote as follows: Yes: Ashley Curry, Rusty Weaver, Kimberly Cook, George Pierce.

No: None. Abstain: None. Motion passed.

6. Announcements, Candidates and Guest Recognition

- Mrs. Cook welcomed Boy Scouts from Troop 40 working toward the Citizenship in the Community merit badges. She invited members of the Council to join her in meeting with individual Scouts, immediately after this meeting, as they are required to interview members of local government.
- Mr. Pierce welcomed Christine Babineaux, who is attending tonight representing the Chamber of Commerce Board.
- Mr. Pierce challenged each of the visiting Scouts to work toward their Eagle Scout rank.
- Mr. Weaver announced that the Planning and Zoning Commission would meet in regular session on Thursday at 6 p.m.
- Mayor Curry welcomed Alabama State Representative Mike Shaw to address the Council.
    - Representative Shaw thanked the Mayor and City Council for the welcome. He presented a $9,500 check to be used for the new playground and fitness equipment at Altadena Park. This is a great project and a great use of his local discretionary funds.
- Mayor Curry announced that he invites applications for an upcoming vacancy on the Vestavia Hills Board of Zoning Adjustment. Applications are taken through the online services portal on the City's website and are due by 5 p.m., September 30.

7. Proclamation - September 2024 - Gynecologic Cancer Awareness Month

The Mayor presented a Proclamation designating September 2024 as "Gynecologic Cancer Awareness Month." Mr. Downes read the Proclamation aloud and the Mayor presented it to Betsy Fetner, Wendy Cook, Caroline Chaffin and Dr. Alice Laurendine.

Ms. Fetner stated they are associated with the Laura Crandall Brown Foundation to promote awareness, urge women to seek testing, and provide funding for diagnosing and treating all GYN cancers. She presented cards to the council with information on how to identify symptoms. She invited everyone to take one because symptoms of GYN cancer are, many times, easily confused with other conditions and hard to detect.

Wendy Cook explained she was diagnosed with a rare form of uterine cancer and indicated that it was the research that saved her life.

Ms. Chaffin stated she was in remission, and it has reoccurred.

Ms. Fetner stated that at the end of September, they run the Head Over Teal race, which is the largest fundraiser for the Foundation. She invited everyone to participate.

8. Proclamation - Constitution Week - September 17-23, 2024

The Mayor presented a Proclamation designating September 17-23, 2024, as "Constitution Week." Mr. Downes read the Proclamation aloud, and the Mayor presented it to Sharon Bamberg, Cindi Akins, Anne Allen, and Cherry Fishburn.

9. City Manager’s Report

- Mr. Downes stated that, as a part of the annual stormwater permitting process, the City’s Stormwater Management Program Plan (SMPP) must be re-examined. Over the next two weeks, the plan document will be on the Vestavia Hills Listens portal

in order to get comments from the public. This will be highlighted in the City's official meetings and also on social media.

- There will be a work session beginning at 5 PM (rather than 6 PM) for the purpose of discussing a sidewalk master plan update which has been evolving over the past several months. Both the Design Review Board and Planning and Zoning Commission have reviewed it along with members of the public. The City continues to encourage public input and the work session will be a meeting open to the public.
- The Council authorized design and planning for a possible veterans memorial at Altadena Valley Park, and City staff will present it at the same work session.
- Mr. Downes regularly attends an annual International City Managers Association conference and, recently, the officials of this association became aware of the City's chaplaincy program. He has been asked to present this program to the membership. Butch Williams, Vestavia Hills Chaplain, will go with him to Pittsburgh to present this program. Unfortunately, that is during the next regular Council meeting, so Mrs. McCulley, the Assistant City manager, will fill in for him that evening.
- There is an item for First Read tonight in reference to the new tenant that is going into the vacant Sprouts space across the highway from City Hall. At the next meeting, the Council will consider an incentive agreement to assist in the development of the shopping center across the highway and bring in a tenant called Picklr. This is a pickle ball complex along with a pro shop and a restaurant. Pickleball is a high-demand sport, and this will help to offset some of the demand for pickleball space here in the city, and it will be indoors.
- Mrs. Cook asked for an update on the Massey Road project. Mr. Downes stated it has been bid, and pre-construction activities should begin soon. Mrs. Cook stated she discovered some old city agendas from 2016, before she first took office, and Massey Road was a discussion at that time. Mr. Downes explained.
- Mr. Pierce asked about Highway 31/Columbiana Road improvements. Mrs. Kearley stated they anticipate a start in October on that project. He asked about the roundabout construction at Blue Lake and Sicard Hollow. Just last week, the contractor remobilized and hopes to move forward soon.

10. Councilor Reports

- Mr. Pierce will be attending the Vestavia Hills Chamber luncheon. Hatton Smith, former CEO of Royal Cup Coffee and current president of Back Forty Beer Company, will be the guest speaker.

11. Approval Of Minutes - August 19, 2024 Work Session and August 26, 2024 Regular Meeting

The Mayor announced that the minutes of the August 19, 2024, Work Session and the August 26, 2024, Regular Meeting are being presented for approval. He opened the floor for a motion.

MOTION: Approve the minutes as presented. Motion By: Rusty Weaver. Seconded By: George Pierce.

Roll call vote as follows: Yes: Ashley Curry, Rusty Weaver, Kimberly Cook, George Pierce. No: None. Abstain: None. Motion passed.

Old Business (Public Hearing)

12. Public Hearing - Ordinance Number 3241 - An Ordinance to declare real property as surplus and authorize the Mayor and City Manager to execute documents needed to convey said property to Jefferson County, Alabama, a Political Subdivision of the State of Alabama, for public improvements to a bridge over a tributary of the Cahaba River

MOTION: Approve Ordinance 3241 as presented. Motion by: Rusty Weaver. Seconded by: George Pierce.

Mr. Downes explained that, over the past several years, the City's partnership with the County has been excellent. He stated that this and the next item are two excellent examples of good collaboration between city and county.

Mr. Brady explained there are two bridges, one on Old Looney Mill Road and the other on Caldwell Mill Road, that need improvement. The County needs some additional right-of-way to widen the bridge on Old Looney Mill Road and replace the bridge on Caldwell Mill Road in order to include a pedestrian pathway. Mr. Pierce asked about recent experience with truck traffic mitigation. Mr. Brady stated that the County has taken steps to reduce that traffic. They anticipate a six- to nine-month project duration.

The Mayor opened the floor for a public hearing. There being no one present to address the Council on this issue, the Mayor closed the public hearing and called for the question.

VOTE: Roll call vote as follows: Yes: Ashley Curry, Rusty Weaver, Kimberly Cook, George Pierce.
No: None. Abstain: None. Motion passed.

13. Public Hearing - Ordinance Number 3242 - An Ordinance authorizing the Mayor and City Manager to execute and deliver an intergovernmental agreement with Jefferson County for certain public improvements over and around the Cahaba River Tributary located on Caldwell Mill Road and Old Looney Mill Road pursuant to Section 11-102-1, et. seq., Code of Alabama, 1975

MOTION: Approve Ordinance Number 3242 as presented. Motion by: Rusty Weaver. Seconded by: Kimberly Cook.

Mr. Brady stated that these bridge projects require the City's agreement as portions of the project area touch portions of the City.

The Mayor opened the floor for a public hearing. There being no one present to address the Council on this issue, the Mayor closed the public hearing and called for the question.

VOTE: Roll call vote as follows: Yes: Ashley Curry, Rusty Weaver, Kimberly Cook, George Pierce.
No: None. Abstain: None. Motion passed.

New Business

New Business Requesting Unanimous Consent (Public Hearing)

First Reading (No Action To Be Taken At This Meeting)

14. **Public Hearing - Ordinance Number 3235 - Annexation - 90 day final - 3365 Rosemary Lane; Lot 114, Buckhead 4th Sector; Lalith and Judy Wijayasuriya, Owners**

15. **Public Hearing - Ordinance Number 3236 - Rezoning - 3365 Rosemary Lane; Lot 114, Buckhead, 4th Sector; Rezone from Jefferson County E-2 to Vestavia Hills R-1; Lalith and Judy Wigjayasuriay, Owners**

16. **Public Hearing - Ordinance Number 3237 - Annexation - 90 day final - 2768 Altadena Lake Drive; Lot 5, Block 5, Altadena Valley, 4th Sector; David and Melinda Romine, Owners**

17. **Public Hearing - Ordinance Number 3238 - Rezoning - 2768 Altadena Lake Drive; Lot 5, Block 5, Altadena Valley; Rezone from Jefferson County R-1 to Vestavia Hills R-2; David Romine, Owner**

18. **Public Hearing - Ordinance Number 3239 - Annexation - 90 day final - 3509 Pineland Drive; Lot 10, Block 2, Dolly Ridge Estates, 1st Addition; Matthew and Mary Griffin, Owners**

19. **Public Hearing - Ordinance Number 3240 - Rezoning - 3509 Pineland Drive; Lot 10, Block 2, Survey of Dolly Ridge Estates, 1st Addition; Rezone from Jefferson County E-2 to Vestavia Hills R-1; Matthew Griffin, Owners**

20. **Public Hearing - Ordinance Number 3243 - An Ordinance to establish the use of electronic vote counting devices for use in all municipal elections of the City of Vestavia Hills**

21. **Public Hearing - Resolution Number 5527 - Annexation - 90 Day - 2686 Altadena Road; Lot 4, Altadena Park; Estate of Mary N. Russell, Owner**

22. **Public Hearing - Ordinance Number 3244 - Annexation - Overnight - 2686 Altadena Road; Lot 4, Altadena Park; Estate of Mary N. Russell, Owner**

23. **Public Hearing - Resolution Number 5528 - Annexation - 90 day - 2701 Alta View Drive, Lot 5, Altadena Estates; H. Stephen and Joanne Williams, Owners**

24. **Public Hearing - Ordinance Number 3245 - Annexation - Overnight - 2701 Alta View Drive, Lot 5, Altadena Estates; H. Stephen and Joanne Williams, Owners**

25. Public Hearing - Resolution Number 5529 - Annexation - 90 day - 3583 Valley Circle; Lot 19, Block 1, Dolly Ridge Estates, 2nd Add; Heather Page and Bobby J. Eyer, Owners

26. Public Hearing - Ordinance Number 3246 - Annexation - Overnight - 3583 Valley Circle; Lot 19, Block 1, Dolly Ridge Estates, 2nd Add; Heather Page and Bobby J. Eyer, Owners

27. Public Hearing - Resolution Number 5530 - Annexation - 90 day - 2612 Altadena Road; Lot 2, J.P. Westbrook Est.; Beth and Kreg Montgomery, owners

28. Public Hearing - Ordinance Number 3247 - Annexation - Overnight - 2612 Altadena Road; Lot 2, J.P. Westbrook Est.; Beth and Kreg Montgomery, owners

29. Public Hearing - Resolution Number 5531 - A Resolution authorizing an economic development agreement by the City of Vestavia Hills and Altera AIP-Vestavia, LLC

30. Public Hearing - Resolution Number 5533 - A Resolution to Approve the Acceptance and Expenditure of Grant Funds to Support the Construction of Playground and Exercise Equipment at Altadena Valley Park

31. Citizens Comments

- None.

32. Time Of Adjournment

There being no further business, Mr. Pierce made a motion to adjourn. The Mayor adjourned the meeting at 6:42 p.m.

Ashley C. Curry, Mayor

ATTESTED BY:

Rebecca Leavings, City Clerk

Vestavia Hills
City Council Work Session Minutes
September 16, 2024
5:00 P.M.

1. Call to Order

The City Council of Vestavia Hills met in a regular called work session on this date at 5:00 p.m., following publication and posting pursuant to Alabama law. A number of staff and members of the general public also attended virtually, via Zoom.com. The Mayor called the meeting to order and the City Clerk called the roll with the following:

2. Roll Call

Roll call was as follows:

MEMBERS PRESENT: Mayor Ashley Curry, Mayor Pro-Tem Rusty Weaver, City Councilor Kimberly Cook, City Councilor Paul Head, City Councilor George Pierce

MEMBERS ABSENT:

OTHER OFFICIALS PRESENT: Jeff Downes, City Manager; Patrick H. Boone, City Attorney; Cinnamon McCulley, Asst. City Manager; Shane Ware, Police Chief; Umang Patel, Court Director (Acting City Clerk); Lori Beth Kearley, Public Services Director; Jamie Lee, Director of Parks and Leisure Services; Ethan Fisher, City Engineer put in Mellissa Hipp, assistant to the City Manager.

Proposed Veterans Memorial

Mr. Downes initiated a discussion on a potential Veterans Memorial, focusing on costs, funding, and design considerations. Tony Renta presented preliminary concepts, which included fundraising opportunities such as pavers, plaques, and naming rights to various aspects of the structure. The design will feature materials similar to those used in other city parks, such as Wald Park, and will allow for flexible use. The estimated cost for the structure is $400,000.

Key details from the discussion:

- The memorial will include an accessible walkway and a gravel road for accommodations.
- The design aims for high visibility and will be ADA-accessible from the parking lot.
- Flags will be positioned high to avoid obstruction and have soft lighting.
- The memorial will be consistent with other city parks regarding design and materials.

Council members supported the concept, appreciating its flexibility and potential for school field trips. Concerns were raised about traffic, especially with school buses, and the visibility due to the flags. Councilor Cook emphasized the important of good signage and mentioned future construction of markers providing other historical information. Councilor Pierce wanted to ensure there was citizen input. Mr. Downes discussed fundraising efforts by the Park Foundation and importance of community feedback. This project will ultimately come back to the council for their approval.

Sidewalk Masterplan

Mr. Downes reminded the Council of Resolution 5122, passed in 2022, allows residents, such as those within the Mountain View Drive community, to contribute funds to boost priority of particular sidewalk projects. Later, during strategic planning in 2024, the Council expressed a desire to update the sidewalk master plan, so City staff have been working on this planning effort. Staff sought community input, including review by the Planning and Zoning Commission, and the Design Review Board, to determine where sidewalks are most desired. This led to a feasibility study, and the draft plan being presented tonight is the result. This will come before the Council, for approval, at a future meeting. There is already money allocated in the FY25 budget for sidewalk expansion, and the approved plan will set priorities for those expenditures.

Ethan Fisher introduced the sidewalk master plan, which includes key areas such as Highway 31, Massey Road, Shades Crest Road, Rocky Ridge Road, and Cahaba Heights. Feasibility studies have been completed for Shades Crest Road and a connection to Beverly Hills Drive, with sidewalk work on Massey Road, an ALDOT project, expected to start soon. The plan also addresses high-need connections like Rocky Ridge Road to Town Village, Dolly Ridge Road to Aspen Cove, and connections in the Cahaba Heights area, including Crosshaven Drive to Greendale Road, impacting around 160 homes.

Staff will also recommend new ordinances to create a streamlined guide for sidewalk decisions. The primary criteria for determining priority will involve public input and providing pedestrian access to essential services such as schools, public facilities, business districts, and parks. Population density and cost-effectiveness are also considered. The plan will be updated regularly to reflect progress and ongoing needs.

Council members Kimberly Cook and George Pierce expressed enthusiasm for improvements, especially those benefiting children going to and from school. Councilor Paul Head highlighted the need for adaptability in the plan to address changing City dynamics.

Miss Vestavia Hills Pageant

Cinnamon McCulley announced the revival of the Miss Vestavia Hills pageant and the Miss Teen Vestavia Hills pageant. The program will be held in the Vestavia Hills High School auditorium on September Sunday 29, at 5:00 p.m. Cinnamon McCulley stated Miss Alabama, Miss Alabama USA, and Miss Senior Alabama all are residents of Vestavia Hills but had to compete in other pageants associated with other cities. The pageants will be open to residents of other cities. The judges will include three judges approved by the parent company, Miss USA pageant, one community judge, and one novice judge.

Executive Session

Mr. Downes indicated that an Executive Session is needed for an estimated fifteen minutes for the purpose of discussing matters of good name and character of individual(s). He opened the floor for a motion.

Mr. Boone approved that this is an approved purpose for Executive Session.

MOTION: Approve that the Council move into Executive Session for an estimated twenty minutes for the purpose of discussing matters of good name and character of individual(s). Motion By: Rusty Weaver. Seconded By: Kimberly Cook.

Roll call vote as follows: Yes: Kimberly Cook, Paul Head, George Pierce, Rusty Weaver, Ashley Curry

No: None. Abstain: None. Motion passed.

At 6:18 p.m., the Council exited the Chamber and moved into Executive Session. At 6:30 p.m., the Council re-entered the Chamber and the Mayor called the work session back to order.

Adjournment

There being no further business, Mr. Weaver made a motion to adjourn. The Mayor adjourned the meeting at 6:35 p.m.

Ashley C. Curry, Mayor

ATTESTED BY:

Umang Patel, Acting City Clerk

CITY OF VESTAVIA HILLS
CITY CLERK
INTER-DEPARTMENT MEMO

September 23, 2024

To: Jeff Downes, City Manager

From:

Cc:

RE: Public Hearing - Ordinance Number 3235 - Annexation - 90 day final - 3365 Rosemary Lane; Lot 114, Buckhead 4th Sector; Lalith and Judy Wijayasuriya, Owners

---

Background:

Recommendation:

Fiscal Impact:

Attachments:

1. Ordinance 3235

ORDINANCE NUMBER 3235

ANNEXING CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.

WHEREAS, on the 24th day of June, 2021, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

3365 Rosemary Lane
Lot 114, Buckhead, 4th Sector
Lalith and Judy Wijayasuriya, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 23rd day of September, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3235 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2022, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk

3365 Rosemary Ln



PARCEL #:	**40 00 05 2 002 002.000**
OWNER:	WIJAYASURIYA LALITH & WIJAYASURIYA JUDY B
ADDRESS:	6 OAK GLEN DRIVE LAFAYATTE LA 70503
LOCATION:	3365 ROSEMARY LN BHAM AL 35216

[111-C-]	Baths: **3.0**	H/C Sqft: **1,286**
18-015.0	Bed Rooms: **2**	Land Sch: **G1**
Land: **137,000**	Imp: **159,200**	Total: **296,200**
Acres: **0.000**	Sales Info: **07/11/2014**	**$165,000**

<< Prev Next >> [1 / 0 Records] Processing...

Tax Year : 2023

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT

PROPERTY CLASS:	2	OVER 65 CODE:	
EXEMPT CODE:		DISABILITY CODE:	
MUN CODE:	02 COUNTY	HS YEAR:	0
SCHOOL DIST:		EXM OVERRIDE AMT:	$0.00
OVR ASD VALUE:	$0.00	TOTAL MILLAGE:	50.1
CLASS USE:			
FOREST ACRES:	0	TAX SALE:	
PREV YEAR VALUE:	$296,100.00	BOE VALUE:	0

VALUE

LAND VALUE 10%		$0
LAND VALUE 20%		$137,000
CURRENT USE VALUE	[DEACTIVATED]	$0
CLASS 2		
BLDG 001	111	$159,200
CLASS 3		
TOTAL MARKET VALUE **[APPR. VALUE: $296,200]**		$296,200

Assesment Override:

MARKET VALUE:
CU VALUE:
PENALTY:
ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	2	2	$59,240	$385.06	$0	$0.00	$385.06
COUNTY	2	2	$59,240	$799.74	$0	$0.00	$799.74
SCHOOL	2	2	$59,240	$485.77	$0	$0.00	$485.77
DIST SCHOOL	2	2	$59,240	$0.00	$0	$0.00	$0.00
CITY	2	2	$59,240	$0.00	$0	$0.00	$0.00
FOREST	2	2	$0	$0.00	$0	$0.00	$0.00
SPC SCHOOL1	2	2	$59,240	$302.12	$0	$0.00	$302.12
SPC SCHOOL2	2	2	$59,240	$995.23	$0	$0.00	$995.23

TOTAL FEE & INTEREST: (Detail) $1.95

ASSD. VALUE: $59,240.00 **$2,967.92** **GRAND TOTAL: $2,969.87**

FULLY PAID

DEEDS

INSTRUMENT NUMBER	DATE
201414-29725	7/11/2014
201414/29725	7/11/2014
200907-15641	07/02/2009

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
1/2/2024	2023	LALITH WIJAYASURIYA	$2,969.87
1/1/2023	2022	LALITH WIJAYASURIYA	$2,967.90
12/28/2021	2021	LALITH WIJAYASURIYA	$2,338.76
12/28/2020	2020	LALITH WIJAYASURIYA	$2,277.64
12/31/2019	2019	LALITH WIJAYASURIYA	$1,781.56
12/31/2018	2018	LALITH WIJAYASURIYA	$1,856.71
12/30/2017	2017	LALITH WIJAYASURIYA	$1,816.63
1/11/2017	2016	-	$1,738.47
12/16/2015	2015	LALITH WIJAYASURIYA	$2,164.98
12/1/2014	2014	-	$1,775.51

Annexation Committee Petition Review

Property: 3365 Rosemary Lane

Owners: Lalith and Judy Wijaysuriya

Date: May 17, 2024

1. The property in question is contiguous to the city limits.
   Yes ✓ No _____ Comments: _____
   _____.

2. The land use of the petitioned property is compatible with land use in the area.
   Yes ✓ No _____ Comments: _____
   _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
   Yes ✓ No _____ Comments _____
   _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
   Yes ✓ No _____ Comments _____
   _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of $296,200. Meets city criteria: Yes ____ No ✓
   Comment: Slightly below but will adjust

6. This street has fewer than 100% of the individual properties within the limits of the city
   Yes ✓ No _____
   Number of total homes 28 Number in city 24

7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
   Agreed to by petitioner: Yes ✓ No _____ Comment _____
   _____

Property: 3365 Rosemary Lane

8. A non-refundable administrative fee of $100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of $_____ will be paid to offset costs associated with the annexation.
Yes ✓ No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes ✓ No _____ Comment _____

10. Are there any concerns from city departments?
Yes _____ No ✓ Comments: _____

11. Information on children: Number in family 3 ; Plan to enroll in VH schools Yes ✓ No _____ Comments: Child is pre-school age

Other Comments: _____

George Pierce
Chairman

5-21-24

City of Vestavia Hills
Tax Calculator
Homestead Properties

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	3365 Rosemary Ln	**Property Address**		
====>	$ 296,200	**Appraised Value of Property**	TOTAL MARKET VALUE	
	10%	**Assessment Homestead Rate**		
	$29,620.00	**Assessed Value**	ASSD. VALUE	

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
$608.69	**City portion of ad valorem**	(Subset of CITY)	(20.55 mills rate)
$851.58	**BOE portion of ad valorem**	(Subset of CITY)	(28.75 mills rate)
$1,460.27	**Total County remits to City for split with BOE**	CITY	
$447.26	**SPC DIST1 BOE local rev (County gives directly to BOE)**	SPC SCHOOL1	(15.1 mills rate)
$242.88	**Countywide School Tax to VH**	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

$608.69	**Annexation Revenue to CITY**	CITY (General Fund portion)	(20.55 mills)
$1,541.72	**Annexation Revenue to BOE**	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
$2,150.41	**TOTAL ANNEXATION REVENUE BENEFIT**		

Legend
City Revenue
BOE Revenue

ANX-23-4

Annexation Application

Status: Active

Submitted On: 12/4/2023

Primary Location

3365 ROSEMARY LN
VESTAVIA HILLS, AL 35216

Owner

Lalith & Judy Wijayasuriya
Oak Glen Drive 6 Lafayette, LA 70503

Applicant

Lalith Wijayasuriya
337-288-9041
lswijay@gmail.com
6 Oak Glen Drive
Lafayette , LA 70503

Owner Information

Owner's Name*

Lalith & Judy Wijayasuriya

Owner Mailing Address Inc. City, State, Zip*

6 Oak Glen Drive, Lafayette LA 70503

Property Information

Address of Property to be annexed?*

3365 Rosemary Lane, Vestavia Hills AL 35216

Legal Description of Property to be Annexed*

Lot 114, Buckhead, 4th Sector MB 37 PG 99

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

40 00 05 2 002 002.000

City of Vestavia Hills, AL

Apr 17, 2024

ANX-23-4

Engineering/Public Works Review

Annexation Application

Status: Complete

Assignee: Ethan Fisher

Became Active: Mar 13, 2024

Completed: Mar 26, 2024

Applicant

Lalith Wijayasuriya
lswijay@gmail.com
6 Oak Glen Drive
Lafayette , LA 70503
(337)288-9041

Primary Location

3365 ROSEMARY LN
VESTAVIA HILLS, AL 35216

Owner:

Lalith & Judy Wijayasuriya
6 Oak Glen Drive Lafayette, LA 70503

Comments

Ethan Fisher, Mar 26, 2024

No concerns noted on the subject property; Rosemary Lane is a mostly city maintained road and currently has a rating of good. Driveway improvements and additional impervious area would need to be reviewed to ensure they adhere to the city's standards if improvements are planned once property is in the city.

City of Vestavia Hills, AL

Apr 17, 2024

ANX-23-4

Board of Education Review

Annexation Application

Status: Complete

Assignee: Scott Brown

Became Active: Mar 13, 2024

Completed: Apr 3, 2024

Applicant

Lalith Wijayasuriya
lswijay@gmail.com
6 Oak Glen Drive
Lafayette , LA 70503
(337)288-9041

Primary Location

3365 ROSEMARY LN
VESTAVIA HILLS, AL 35216

Owner:

Lalith & Judy Wijayasuriya
6 Oak Glen Drive Lafayette, LA 70503

Comments

Scott Brown, Apr 3, 2024

No objection

County Zoning Classification

E-2

Is this annexation for redevelopment?*

No

Compatible City Zoning Classification

VH R-1

Desired Zoning Classification

Is this a single-family residence with no additional development?*

Yes

Annexation Request Information

Please Explain your reason for requesting annexation?*

Acess to city amenities

Are you located in the Rocky Ridge Fire District?*

Yes

Information on Children

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills School within 2 years?

–

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills Schools within 2 years?

Addition children information

City of Vestavia Hills
Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

_____ Lot _____ Blk_____ Survey _____

Judy B. Wijayasuriya Lot _____ Blk_____ Survey _____

_____ Lot _____ Blk_____ Survey _____

_____ Lot _____ Blk_____ Survey _____

_____ Lot _____ Blk_____ Survey _____

_____ Lot _____ Blk_____ Survey _____

STATE OF ~~ALABAMA~~ LOUISIANA

LAFAYETTE COUNTY

Lalith Wijayasuriya being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

Signature of Certifier

Subscribed and sworn before me on this 29TH day of NOVEMBER, 2023.

CAREY CHOPIN
Notary Public No. 69308
State of Louisiana
Parish of Lafayette
My Commission Is for Life

Notary Public

My Commission Expires: AT DEATH.

CITY OF VESTAVIA HILLS
CITY CLERK
INTER-DEPARTMENT MEMO

September 23, 2024

To: Jeff Downes, City Manager

From:

Cc:

RE: Public Hearing - Ordinance Number 3236 - Rezoning - 3365 Rosemary Lane; Lot 114, Buckhead, 4th Sector; Rezone from Jefferson County E-2 to Vestavia Hills R-1; Lalith and Judy Wigjayasuriay, Owners

---

Background:

Recommendation:

Fiscal Impact:

Attachments:
1. Ordinance 3236

ORDINANCE NUMBER 3236

AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS R-1

BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 (estate residential district) to Vestavia Hills R-1 (low density residential district):

3365 Rosemary Lane
Lot 114, Buckhead, 4th Sector
Lalith and Judy Wigjayasuriay, Owner(s)

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance Number 3236 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2024 as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, Vestavia Hills Civic Center and Vestavia Hills New Merkel House this the _____ day of _____, 2024.

Rebecca Leavings
City Clerk

3365 Rosemary Ln



City of Vestavia Hills

Planning and Zoning Commission Review and Recommendation

Case Number: RZ-24-6

Owner Name: Lalith Wijayasuriya

Owner Address: 6 Oak Glen Drive, Lafayette LA 70503

Representative:

Rep. Address:

Project Address:	3365 Rosemary Lane, Birmingham AL 35216
Legal Description:	
Parcel ID Number:	40 00 05 2 002 002.000
Current Zoning:	Jefferson County E-2
Requested Zoning:	Vestavia Hills R-1
Intended Purpose:	Annexation

P&Z Recommendation:

MOTION Mr. Honeycutt made a motion to recommend Rezoning for 3365 Rosemary Ln. from Jefferson County E-2 to Vestavia Hills R-1. Second was by Mr. Farrell. Motion was carried on a roll call; vote as follows:

Mr. Farrell – yes Ms. Cochran – yes
Mr. Romeo – yes Mr. Honeycutt– yes
Mr. Maloof – yes Mr. Blakenburg– yes
Mr. Vercher– yes
Motion carried.

Date of P&Z Meeting: August 8, 2024

Authorized by: Vestavia Hills Planning and Zoning Commission, Michael Vercher, Chair

Issued by: Conrad Garrison, City Planner

Rezoning Application

RZ-24-6

Submitted On: Jun 28, 2024

Applicant

Lalith Wijayasuriya
(337)288-9041
@ lswijay@gmail.com

Primary Location

3365 ROSEMARY LN
VESTAVIA HILLS, AL 35216

Property Information

Subject Property Address

3365 Rosemary Lane, Birmingham AL 35216

Tax Parcel ID Number

40 00 05 2 002 002.000

Legal Description

--

Existing Parking Spaces

--

Proposed Parking Spaces

--

Submission Date

06/28/2024

Type of Project

Annexation of a Single-Family Home

Action Requested:

From Existing Zoning Classification

Jefferson County E-2

To Requested Zoning Classification

Vestavia Hills R-1

For the Intended Purpose of:

Annexation

Acreage of Subject Property

NA

Acreage of Property to be Disturbed

NA

Setbacks

Front

0

Back

0

Side

0

Open Space

0

Lot Coverage Percentage

--

Tree Save Plan - I acknowledge that a if this is a new non-residential development or is a residential development in excess of 3 units, that I am required to submit a tree save plan concurrent with this application (excludes PUDs).

true

Owner Information

Applications must be either submitted by the owner of the property or a representative duly appointed by the owner by way of a notarized letter and/or power of attorney.

Property Owner Name

Lalith Wijayasuriya

Company Name

--

Owner Address City State Zip

6 Oak Glen Drive, Lafayette LA 70503

Owner's Phone Number

(337) 288-9041

Email Address of Owner

lswijay@gmail.com

By checking this box, I hereby affirm that I am the representative of the owner duly authorized to represent this petition for rezoning. Simultaneously with this application, I am submitting notarized documentation from the owner which authorizes me to represent this case. If no authorization is provided, this application cannot be processed.

true

Owner Representative/Responsible Party

--

Company Name

--

Contact Email of Responsible Party

--

Mailing Address of Responsible Party

--

Phone No. of Responsible Party

--

Email Address of Responsible Party

--

Project Engineer Information (if applicable)

Name

NA

Company

NA

Mailing Address

NA

Phone Number

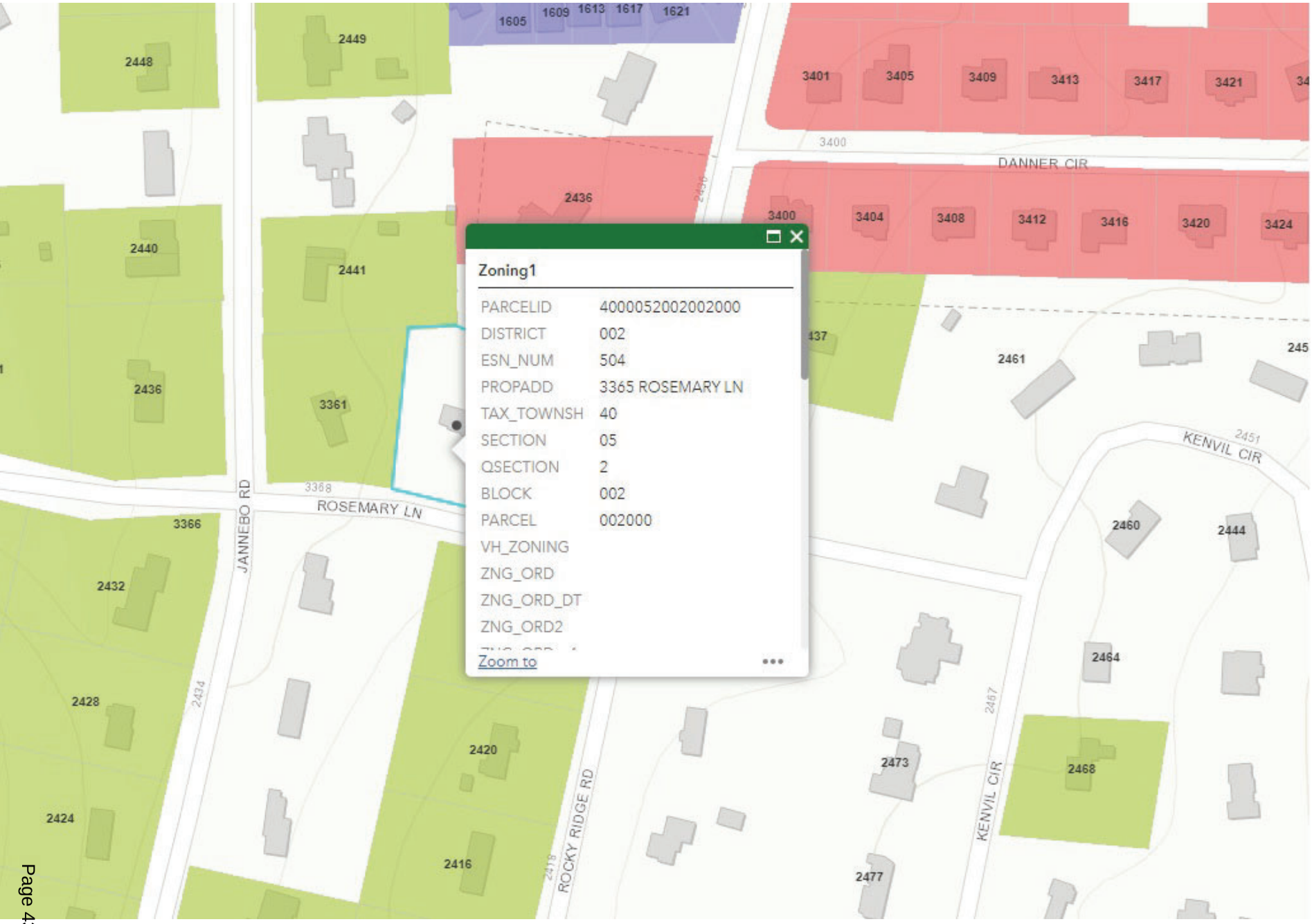
NA

Email

NA

3365 Rosemary Ln




Zoning1
PARCELID 4000052002002000
DISTRICT 002
ESN_NUM 504
PROPADD 3365 ROSEMARY LN
TAX_TOWNSH 40
SECTION 05
QSECTION 2
BLOCK 002
PARCEL 002000
VH_ZONING
ZNG_ORD
ZNG_ORD_DT
ZNG_ORD2
Zoom to
ROSEMARY LN
JANNEBO RD
DANNER CIR
KENVIL CIR
ROCKY RIDGE RD
2448
2449
1605
1609
1613
1617
1621
3401
3405
3409
3413
3417
3421
3400
2436
3404
3408
3412
3416
3420
3424
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2467
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2468
2477

CITY OF VESTAVIA HILLS
CITY CLERK
INTER-DEPARTMENT MEMO

September 23, 2024

To: Jeff Downes, City Manager

From:

Cc:

RE: Public Hearing - Ordinance Number 3237 - Annexation - 90 day final - 2768 Altadena Lake Drive; Lot 5, Block 5, Altadena Valley, 4th Sector; David and Melinda Romine, Owners

---

Background:

Recommendation:

Fiscal Impact:

Attachments:
1. Ordinance 3237

ORDINANCE NUMBER 3237

ANNEXING CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.

WHEREAS, on the 24th day of June, 2021, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

2768 Altadena Lake Dr
Lot 5, Block 5, Altadena Valley, 5th Sector
David and Melinda Romine, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 23rd day of September, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3237 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2022, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk

2768 Altadena Lake Drive



PARCEL #:	**28 00 34 3 007 011.000**	**[111-B-]**	Baths: **2.0**	H/C Sqft: **2,360**
OWNER:	ROMINE DAVID M & MELINDA F	**18-036.0**	Bed Rooms: **4**	Land Sch: **G1**
ADDRESS:	2768 ALTADENA LAKE DR VESTAVIA AL 35243-3005	Land: **108,000**	Imp: **244,700**	Total: **352,700**
LOCATION:	2768 ALTADENA LAKE DR BHAM AL 35243	Acres: **0.000**	Sales Info: **02/01/1984**	**$81,000**

SUMMARY

ASSESSMENT

PROPERTY CLASS:	3	OVER 65 CODE:	
EXEMPT CODE:	2-2	DISABILITY CODE:	
MUN CODE:	02 COUNTY	HS YEAR:	0
SCHOOL DIST:		EXM OVERRIDE AMT:	$0.00
OVR ASD VALUE:	$0.00	TOTAL MILLAGE:	50.1
CLASS USE:			
FOREST ACRES:	0	TAX SALE:	
PREV YEAR VALUE:	$308,500.00	BOE VALUE:	0

VALUE

LAND VALUE 10%		$108,000
LAND VALUE 20%		$0
CURRENT USE VALUE	[DEACTIVATED]	$0
CLASS 2		
CLASS 3		
BLDG 001	111	$244,700
TOTAL MARKET VALUE **[APPR. VALUE: $352,700]**:		$352,700

Assesment Override:

MARKET VALUE:
CU VALUE:
PENALTY:
ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	$35,280	$229.32	$4,000	$26.00	$203.32
COUNTY	3	2	$35,280	$476.28	$2,000	$27.00	$449.28
SCHOOL	3	2	$35,280	$289.30	$0	$0.00	$289.30
DIST SCHOOL	3	2	$35,280	$0.00	$0	$0.00	$0.00
CITY	3	2	$35,280	$0.00	$0	$0.00	$0.00
FOREST	3	2	$0	$0.00	$0	$0.00	$0.00
SPC SCHOOL1	3	2	$35,280	$179.93	$0	$0.00	$179.93
SPC SCHOOL2	3	2	$35,280	$592.70	$0	$0.00	$592.70

TOTAL FEE & INTEREST: (Detail) $5.00

ASSD. VALUE: $35,280.00 **$1,767.53** **GRAND TOTAL: $1,719.53**

FULLY PAID

DEEDS

INSTRUMENT NUMBER	DATE
2469-248	02/29/1984

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
12/19/2023	2023	CORELOGIC	$1,719.53
12/7/2022	2022	CORELOGIC	$1,498.09
12/9/2021	2021	CORELOGIC	$1,298.69
12/22/2020	2020	CORELOGIC	$1,252.60
11/5/2019	2019	NATIONSTAR MORTGAGE LLC DBA MR. COOPER	$1,183.46
11/29/2018	2018	LERETA, LLC	$1,219.53
11/17/2017	2017	CORE LOGIC INC	$1,088.27
11/21/2016	2016	CORELOGIC	$1,088.27
12/1/2015	2015	CORELOGIC INC	$1,088.27
12/2/2014	2014	CORELOGIC INC	$1,013.12
11/19/2013	2013	CORELOGIC INC	$1,068.23
11/21/2012	2012	CORELOGIC INC	$1,068.23
20111216	2011	***	$1,083.26
20101231	2010	***	$1,028.66
20091207	2009	***	$1,028.66
20081120	2008	***	$1,050.19
20071117	2007	***	$1,043.69
20061116	2006	***	$894.88
20051114	2005	***	$880.36
20041221	2004	***	$831.76
20031208	2003	***	$797.69

Annexation Committee Petition Review

Property: 2768 Altadena Lake Drive

Owners: David and Melinda Romine

Date: May 17, 2024

1. The property in question is contiguous to the city limits.
   Yes ✓ No _____ Comments: _____
   _____.

2. The land use of the petitioned property is compatible with land use in the area.
   Yes ✓ No _____ Comments: _____
   _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
   Yes ✓ No _____ Comments _____
   _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
   Yes ✓ No _____ Comments _____
   _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of $352,700 Meets city criteria: Yes ✓ No ____
   Comment: _____

6. This street has fewer than 100% of the individual properties within the limits of the city
   Yes _____ No ✓
   Number of total homes 14 Number in city 12

7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
   Agreed to by petitioner: Yes ✓ No _____ Comment _____
   _____

Property: 2768 Altadena Lake Drive

8. A non-refundable administrative fee of $100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of $_____ will be paid to offset costs associated with the annexation.
Yes ✓ No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes ✓ No _____ Comment _____

10. Are there any concerns from city departments?
Yes _____ No ✓ Comments: _____

11. Information on children: Number in family 1; Plan to enroll in VH schools Yes ✓ No _____ Comments: Daughter to Move in w/ 2 Kids already in VH schools.

Other Comments: _____

George Pierce
Chairman

5-21-24

City of Vestavia Hills
Tax Calculator
Homestead Properties

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	**2768 Altadena Lake Dr**	**Property Address**		
====>	**$ 352,700**	**Appraised Value of Property**	TOTAL MARKET VALUE	
	10%	**Assessment Homestead Rate**		
	$35,270.00	**Assessed Value**	ASSD. VALUE	

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
$724.80	**City portion of ad valorem**	(Subset of CITY)	(20.55 mills rate)
$1,014.01	**BOE portion of ad valorem**	(Subset of CITY)	(28.75 mills rate)
$1,738.81	**Total County remits to City for split with BOE**	CITY	
$532.58	**SPC DIST1 BOE local rev (County gives directly to BOE)**	SPC SCHOOL1	(15.1 mills rate)
$289.21	**Countywide School Tax to VH**	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

$724.80	**Annexation Revenue to CITY**	CITY (General Fund portion)	(20.55 mills)
$1,835.80	**Annexation Revenue to BOE**	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
$2,560.60	**TOTAL ANNEXATION REVENUE BENEFIT**		

Legend
City Revenue
BOE Revenue

ANX-24-4

Annexation Application

Status: Active

Submitted On: 4/10/2024

Primary Location

2768 ALTADENA LAKE DR

Vestavia Hills, AL 35243

Owner

David M & Melinda F Romine

Altadena Lake Drive 2768

Vestavia, Alabama 35243

Applicant

Lindsey Romine

205-453-2453

wp5463@gmail.com

2768 Altadena Lake Drive

Birmingham, AL 35243

Owner Information

Owner's Name*

David Romine & Melinda Romine

Owner Mailing Address Inc. City, State, Zip*

2768 Altadena Lake Drive
Vestavia, AL 35243

Property Information

Address of Property to be annexed?*

2768 Altadena Lake Drive Birmingham,
AL 35243

Legal Description of Property to be Annexed*

Lot 5
Block 5
Neighborhood: 18-036.0
Subdivision: Altadena Val 5th 28-34-3
Book:79
Page: 8
Parcel Number: 28 00 34 3 007 011.000

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

28 00 34 3 007 011.000

County Zoning Classification

02-County-02

Is this annexation for redevelopment?*

No

Compatible City Zoning Classification

Desired Zoning Classification

Is this a single-family residence with no additional development?*

Yes

Annexation Request Information

Please Explain your reason for requesting annexation?*

Would like the property to be a part of Vestavia for the schools

Are you located in the Rocky Ridge Fire District?*

Yes

Information on Children

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills School within 2 years?

–

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills Schools within 2 years?

Addition children information

Attachments



Owner's Notarized Affidavit REQUIRED
Owners Affidavit.jpg
Uploaded by Lindsey Romine on Apr 10, 2024 at 1:41 PM



Jeff Co Tax property info.jpg
Jeff Co Tax property info.jpg
Uploaded by Lindsey Romine on Apr 10, 2024 at 1:43 PM



Parcel Info.jpg
Parcel Info.jpg
Uploaded by Lindsey Romine on Apr 10, 2024 at 1:44 PM

City of Vestavia Hills
Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

David M Romine Lot 5 Blk 5 Survey _____

Melinda F Romine Lot 5 Blk 5 Survey _____

_____ Lot ____ Blk____ Survey _____

_____ Lot ____ Blk____ Survey _____

_____ Lot ____ Blk____ Survey _____

_____ Lot ____ Blk____ Survey _____

STATE OF ALABAMA

Jefferson COUNTY

David M. Romine being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

David M Romine
Signature of Certifier

Subscribed and sworn before me on this 10th day of April, 2024

SANDRA C. CAPTAIN NOTARY PUBLIC ALABAMA STATE AT LARGE

Sandra C Captain
Notary Public

My Commission Expires: 9-9-2024.

CITY OF VESTAVIA HILLS
CITY CLERK
INTER-DEPARTMENT MEMO

September 23, 2024

To: Jeff Downes, City Manager

From:

Cc:

RE: Public Hearing - Ordinance Number 3238 - Rezoning - 2768 Altadena Lake Drive; Lot 5, Block 5, Altadena Valley; Rezone from Jefferson County R-1 to Vestavia Hills R-2; David Romine, Owner

---

Background:

Recommendation:

Fiscal Impact:

Attachments:

1. Ordinance 3238

ORDINANCE NUMBER 3238

AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF PROPERTY FROM JEFFERSON COUNTY R-1 TO VESTAVIA HILLS R-2

BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County R-1 (medium density residential district) to Vestavia Hills R-2 (medium density residential district):

2768 Altadena Lake Drive
Lot 5, Block 5, Altadena Valley
David Romine, Owner(s)

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance Number 3238 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2024 as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, Vestavia Hills Civic Center and Vestavia Hills New Merkel House this the _____ day of _____, 2024.

Rebecca Leavings
City Clerk

2768 Altadena Lake Drive



City of Vestavia Hills

Planning and Zoning Commission Review and Recommendation

Case Number:	RZ-24-7	Representative:	Lindsey Romine
Owner Name:	David Romine	Rep. Address:	2768 Altadena Lake Drive Vestavia, AL 35243
Owner Address:	2768 Altadena Lake Drive Vestavia. AL 35243		

Project Address:	2768 Altadena Lake Drive
Legal Description:	Lot 5 Block 5 Neighborhood: 18-036.0 Subdivision: Altadena Val 5th 28-34-3 Book:79 Page: 8 Parcel Number: 28 00 34 3 007 011.000
Parcel ID Number:	28 00 34 3 007 011.000
Current Zoning:	Jefferson County R-1
Requested Zoning:	Vestavia Hills R-2
Intended Purpose:	Purpose of Annexation
P&Z Recommendation:	**MOTION** Mr. Blackenburg made a motion to recommend Rezoning for 2768 Altadena Lake Dr. from Jefferson County R-1 to Vestavia Hills R-2. Second was by Mr. Farrell. Motion was carried on a roll call; vote as follows: Mr. Farrell – yes Ms. Cochran – yes Mr. Romeo – yes Mr. Honeycutt– yes Mr. Maloof – yes Mr. Blakenburg– yes Mr. Vercher– yes Motion carried.
Date of P&Z Meeting:	August 8, 2024

Authorized by:	Vestavia Hills Planning and Zoning Commission, Michael Vercher, Chair
Issued by:	Conrad Garrison, City Planner

Rezoning Application

RZ-24-7

Submitted On: Jul 2, 2024

Applicant

Lindsey Romine
205-453-2453
@ wp5463@gmail.com

Primary Location

2768 ALTADENA LAKE DR
Vestavia Hills, AL 35243

Property Information

Subject Property Address

2768 Altadena Lake Drive

Tax Parcel ID Number

28 00 34 3 007 011.000

Legal Description

Lot 5
Block 5
Neighborhood: 18-036.0
Subdivision: Altadena Val 5th 28-34-3
Book:79
Page: 8
Parcel Number: 28 00 34 3 007 011.000

Existing Parking Spaces

--

Proposed Parking Spaces

--

Submission Date

06/28/2024

Type of Project

Annexation of a Single-Family Home

Action Requested:

From Existing Zoning Classification

Jefferson County R-1

To Requested Zoning Classification

Vestavia Hills R-2

For the Intended Purpose of:

Purpose of Annexation

Acreage of Subject Property

.35

Acreage of Property to be Disturbed

na

Setbacks

Front

--

Back

--

Side

--

Open Space

--

Lot Coverage Percentage

--

Tree Save Plan - I acknowledge that a if this is a new non-residential development or is a residential development in excess of 3 units, that I am required to submit a tree save plan concurrent with this application (excludes PUDs).

true

Owner Information

Applications must be either submitted by the owner of the property or a representative duly appointed by the owner by way of a notarized letter and/or power of attorney.

Property Owner Name

David Romine

Company Name

--

Owner Address City State Zip

2768 Altadena Lake Drive Vestavia. AL 35243

Owner's Phone Number

2054532453

Email Address of Owner

wp5463@gmail.com

By checking this box, I hereby affirm that I am the representative of the owner duly authorized to represent this petition for rezoning. Simultaneously with this application, I am submitting notarized documentation from the owner which authorizes me to represent this case. If no authorization is provided, this application cannot be processed.

true

Owner Representative/Responsible Party

Lindsey Romine

Company Name

--

Contact Email of Responsible Party

wp5463@gmail.com

Mailing Address of Responsible Party

2768 Altadena Lake Drive Vestavia, AL 35243

Phone No. of Responsible Party

2054532453

Email Address of Responsible Party

wp5463@gmail.com

Project Engineer Information (if applicable)

Name

--

Company

--

Mailing Address

--

Phone Number

--

Email

--

2768 Altadena Lake Drive




Search result
2768 Altadena Lake Dr, Vestavia, AL, 35243, USA
Zoom to
Vestavia Hills
OSSA WINTHA DR
OSSA WINTHA PL
ALTADENA LAKE DR
CAMP HORNER RD
CALDWELL MILL RD
499 ft
2795
2781
2819
2708
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4706
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4162
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4114
4102
4200

CITY OF VESTAVIA HILLS
CITY CLERK
INTER-DEPARTMENT MEMO

September 23, 2024

To: Jeff Downes, City Manager

From:

Cc:

RE: Public Hearing - Ordinance Number 3239 - Annexation - 90 day final - 3509 Pineland Drive; Lot 10, Block 2, Dolly Ridge Estates, 1st Addition; Matthew and Mary Griffin, Owners

---

Background:

Recommendation:

Fiscal Impact:

Attachments:
1. Ordinance 3239

ORDINANCE NUMBER 3239

ANNEXING CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.

WHEREAS, on the 24th day of June, 2021, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

WHEREAS, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

3509 Pineland Drive
Lot 10, Block 2, Dolly Ridge Estates, 1st Addition
Matthew and Mary Griffin, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof with the Probate Judge of Jefferson County, Alabama.

ADOPTING and APPROVED this the 23rd day of September, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

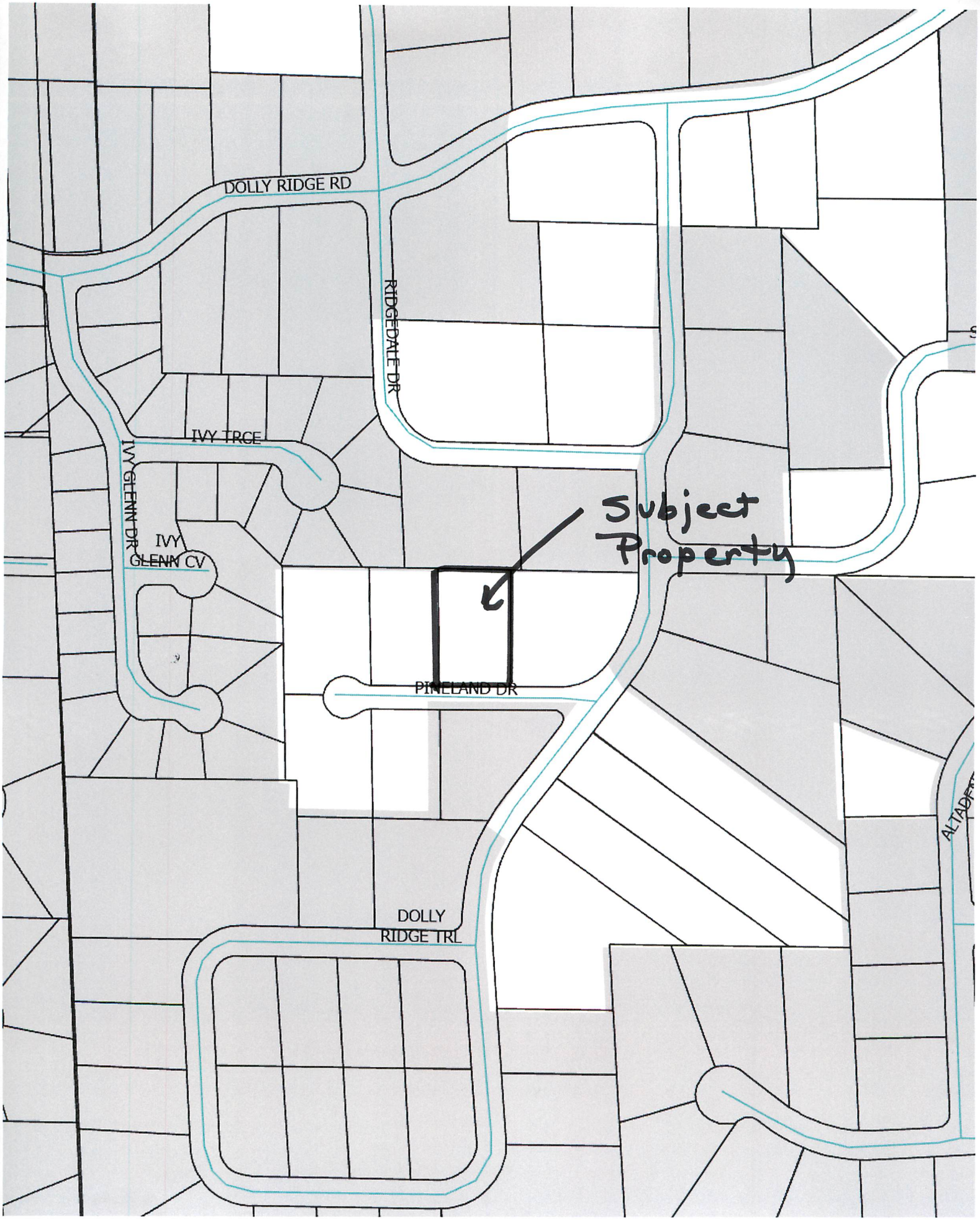
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3239 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2022, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk


DOLLY RIDGE RD
RIDGEDALE DR
IVY TRCE
IVY GLENN DR
IVY GLENN CV
Subject Property
PINELAND DR
DOLLY RIDGE TRL

PARCEL #:	**28 00 32 4 001 047.000**	**[111-C-]**	Baths: **3.0**	H/C Sqft: **1,827**
OWNER:	GRIFFIN MATTHEW ALLEN & MARY BYRNE	**18-034.0**	Bed Rooms: **4**	Land Sch: **G1**
ADDRESS:	3509 PINELAND DR VESTAVIA AL 35243-4632	Land: **154,000**	Imp: **221,800**	Total: **375,800**
LOCATION:	3509 PINELAND DR BHAM AL 35243	Acres: **0.000**	Sales Info: **06/21/2022**	**$425,000**

SUMMARY

ASSESSMENT

PROPERTY CLASS:	3	OVER 65 CODE:	
EXEMPT CODE:	2-2	DISABILITY CODE:	
MUN CODE:	02 COUNTY	HS YEAR:	2023
SCHOOL DIST:		EXM OVERRIDE AMT:	$0.00
OVR ASD VALUE:	$0.00	TOTAL MILLAGE:	50.1
CLASS USE:			
FOREST ACRES:	0	TAX SALE:	
PREV YEAR VALUE:	$333,300.00	BOE VALUE:	0

VALUE

LAND VALUE 10%		$154,000
LAND VALUE 20%		$0
CURRENT USE VALUE	[DEACTIVATED]	$0
CLASS 2		
CLASS 3		
UTILITY STEELOR	26SAPFA	$300
BLDG 001	111	$221,500
TOTAL MARKET VALUE **[APPR. VALUE: $375,800]**		$375,800

Assesment Override:

MARKET VALUE:
CU VALUE:
PENALTY:
ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	$37,580	$244.27	$4,000	$26.00	$218.27
COUNTY	3	2	$37,580	$507.33	$2,000	$27.00	$480.33
SCHOOL	3	2	$37,580	$308.16	$0	$0.00	$308.16
DIST SCHOOL	3	2	$37,580	$0.00	$0	$0.00	$0.00
CITY	3	2	$37,580	$0.00	$0	$0.00	$0.00
FOREST	3	2	$0	$0.00	$0	$0.00	$0.00
SPC SCHOOL1	3	2	$37,580	$191.66	$0	$0.00	$191.66
SPC SCHOOL2	3	2	$37,580	$631.34	$0	$0.00	$631.34

TOTAL FEE & INTEREST: (Detail) $5.00

ASSD. VALUE: $37,580.00 **$1,882.76** **GRAND TOTAL: $1,834.76**

FULLY PAID

DEEDS

INSTRUMENT NUMBER	DATE
2022068367	6/21/2022
200507-4857	05/18/2005
200317-3350	10/29/2003
1820-588	09/21/1979

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
12/19/2023	2023	CORELOGIC	$1,834.76
12/7/2022	2022	CORELOGIC	$1,622.33
12/9/2021	2021	CORELOGIC	$1,498.09
12/22/2020	2020	CORELOGIC	$1,374.84
11/5/2019	2019	NATIONSTAR MORTGAGE LLC DBA MR. COOPER	$1,337.77
11/29/2018	2018	LERETA, LLC	$1,102.30
11/17/2017	2017	CORE LOGIC INC	$1,065.22
11/21/2016	2016	CORELOGIC	$991.07

Annexation Committee Petition Review

Property: 3509 Pineland Drive

Owners: Matthew and Mary Griffin

Date: May 17, 2024

1. The property in question is contiguous to the city limits.
   Yes ✓ No _____ Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
   Yes ✓ No _____ Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
   Yes ✓ No _____ Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
   Yes ✓ No _____ Comments Eng notes no major concerns but roadway is narrow 18' w/ majority in County

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of $375,800. Meets city criteria: Yes ✓ No ____
   Comment: Just sold @ $425,000

6. This street has fewer than 100% of the individual properties within the limits of the city.
   Yes ✓ No _____
   Number of total homes 7 Number in city 1
   Vicinity slowly closing in.

7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
   Agreed to by petitioner: Yes ✓ No _____ Comment _____

Property: 3509 Pineland Drive

8. A non-refundable administrative fee of $100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of $_____ will be paid to offset costs associated with the annexation.
Yes ✓ No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes ✓ No _____ Comment _____

10. Are there any concerns from city departments?
Yes _____ No ✓ Comments: _____

11. Information on children: Number in family 4; Plan to enroll in VH schools Yes ✓ No _____ Comments: Children are Preschool age 3 + 1 month.

Other Comments: _____

George Pierce
Chairman 5-21-24

PARCEL #:	**28 00 32 4 001 047.000**
OWNER:	GRIFFIN MATTHEW ALLEN & MARY BYRNE
ADDRESS:	3509 PINELAND DR VESTAVIA AL 35243-4632
LOCATION:	3509 PINELAND DR BHAM AL 35243

[111-C-]	Baths: **3.0**	H/C Sqft: **1,827**
18-034.0	Bed Rooms: **4**	Land Sch: **G1**
Land: **154,000**	Imp: **221,800**	Total: **375,800**
Acres: **0.000**	Sales Info: **06/21/2022**	**$425,000**

LAND COMPUTATION

		Code	Acerage	Square Foot	Market Value	CU. Value
SITE VALUE	3	111 HOUSEHOLD UNITS	0	0	$154,000.00	

ROLLBACK/HOMESITE/MISCELLANEOUS

LEGAL DESCRIPTION

SUB DIVISON1: DOLLY RIDGE EST-1 28-32-4 MAP BOOK: 42 PAGE: 80
SUB DIVISON2: MAP BOOK: 0 PAGE: 0

PRIMARY BLOCK: 2 SECONDARY BLOCK: 0
PRIMARY LOT: 10 SECONDARY LOT: 0

METES AND BOUNDS: LOT 10 BLK 2 DOLLY RIDGE ESTS 1ST ADD

SALES INFORMATION

6/21/2022	$425,000.00	1	**BOOK:**2022 **PAGE:**068367	Land & Building	GRIFFIN MATTHEW ALLEN & MARY BYRNE
5/1/2005	$162,200.00	1	**BOOK:**200507 **PAGE:**004857	Land & Building	
11/1/2003	$155,100.00	1	**BOOK:**200317 **PAGE:**003350	Land & Building	
10/1/1979	$65,000.00	1	**BOOK:**84 **PAGE:**000850	Land & Building	

City of Vestavia Hills
Tax Calculator
Homestead Properties

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	**3509 Pineland Dr**	**Property Address**		
====>	**$ 375,800**	**Appraised Value of Property**	TOTAL MARKET VALUE	
	10%	**Assessment Homestead Rate**		
	$37,580.00	**Assessed Value**	ASSD. VALUE	

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
$772.27	**City portion of ad valorem**	(Subset of CITY)	(20.55 mills rate)
$1,080.43	**BOE portion of ad valorem**	(Subset of CITY)	(28.75 mills rate)
$1,852.69	**Total County remits to City for split with BOE**	CITY	
$567.46	**SPC DIST1 BOE local rev (County gives directly to BOE)**	SPC SCHOOL1	(15.1 mills rate)
$308.16	**Countywide School Tax to VH**	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

$772.27	**Annexation Revenue to CITY**	CITY (General Fund portion)	(20.55 mills)
$1,956.04	**Annexation Revenue to BOE**	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
$2,728.31	**TOTAL ANNEXATION REVENUE BENEFIT**		

Legend
City Revenue
BOE Revenue

Apr 17, 2024

ANX-24-3

Engineering/Public Works Review

Annexation Application

Status: Complete

Assignee: Christopher Brady

Became Active: Apr 5, 2024

Completed: Apr 8, 2024

Applicant

Matthew Griffin
mtthwgriffin@gmail.com
3509 Pineland Drive
Vestavia, AL 35243
205-515-2601

Primary Location

3509 PINELAND DR
VESTAVIA HILLS, AL 35243

Owner:

Matthew Griffin
3509 Pineland Drive Vestavia, AL 35243

Comments

Christopher Brady, Apr 8, 2024

No major concerns noted. Roadway is narrow (18-foot width) and asphalt is in poor condition. There is no drainage infrastructure. This roadway is majority in unincorporated Jefferson County and does not reflect of the City's paving plan. The cul de sac at the end of the roadway is smaller radius than the City's standard.

Apr 17, 2024

ANX-24-3

Board of Education Review

Annexation Application

Status: Complete

Assignee: Scott Brown

Became Active: Apr 5, 2024

Completed: Apr 9, 2024

Applicant

Matthew Griffin
mtthwgriffin@gmail.com
3509 Pineland Drive
Vestavia, AL 35243
205-515-2601

Primary Location

3509 PINELAND DR
VESTAVIA HILLS, AL 35243

Owner:

Matthew Griffin
3509 Pineland Drive Vestavia, AL 35243

Comments

Scott Brown, Apr 9, 2024

No objection

ANX-24-3

Annexation Application

Status: Active

Submitted On: 4/4/2024

Primary Location

3509 PINELAND DR

VESTAVIA HILLS, AL 35243

Owner

Matthew Griffin

Pineland Drive 3509 Vestavia, AL 35243

Applicant

Matthew Griffin
205-515-2601
mtthwgriffin@gmail.com
3509 Pineland Drive
Vestavia, AL 35243

Owner Information

Owner's Name*

Matthew Griffin
Mary Griffin

Owner Mailing Address Inc. City, State, Zip*

3509 Pineland Drive, Vestavia, AL 35243

Property Information

Address of Property to be annexed?*

3509 Pineland Drive, Vestavia, AL 35243

Legal Description of Property to be Annexed*

Lot 10, Block 2, according to the Survey of Dolly Ridge Estates, 1st Addition, as recorded in Map Book 42, Page 80, in the Probate Office of Jefferson County, Alabama.

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

28 00 32 4 001 047.000

County Zoning Classification

Jefferson County E-2

Is this annexation for redevelopment?*

No

Compatible City Zoning Classification

Vestavia Hills R-1

Desired Zoning Classification

Is this a single-family residence with no additional development?*

Yes

Annexation Request Information

Please Explain your reason for requesting annexation?*

My home is located in the heart of Vestavia Hills. A large majority of the homes in my neighborhood are within the City of Vestavia. I have lived in the City of Vestavia for the majority of my life and attended grades K-12 within the Vestavia School System. My wife and I value the great education that is provided to Vestavia Hills' students. We would like our children to attend the Vestavia Hills' school system. We plan on living in our home for as long as possible and greatly desire to be citizens of Vestavia Hills and considered as contributing members of this community.

Are you located in the Rocky Ridge Fire District?*

Yes

Information on Children

Name of Child

Jack Griffin

Age of Child

3

School Grade of Child

preschool

Plan to Enroll in Vestavia Hills School within 2 years?

Yes

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills Schools within 2 years?

Addition children information

Attachments

Owner's Notarized Affidavit REQUIRED

20240404144841280.pdf

Uploaded by Matthew Griffin on Apr 4, 2024 at 4:09 PM

City of Vestavia Hills
Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

Dolly Ridge Estates 1st Edition

Mary Bayne Griffin Lot 10 Blk 2 Survey Map Book 42, Page 80

[signature] Lot 10 Blk 2 Survey "

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

STATE OF ALABAMA

Jefferson COUNTY

Matthew Gruber being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

[signature]
Signature of Certifier

Subscribed and sworn before me on this 4th day of April, 2024.

[signature]
Notary Public

My Commission Expires: 1/12/25.

CITY OF VESTAVIA HILLS
CITY CLERK
INTER-DEPARTMENT MEMO

September 23, 2024

To: Jeff Downes, City Manager

From:

Cc:

RE: Public Hearing - Ordinance Number 3240 - Rezoning - 3509 Pineland Drive; Lot 10, Block 2, Survey of Dolly Ridge Estates, 1st Addition; Rezone from Jefferson County E-2 to Vestavia Hills R-1; Matthew Griffin, Owners

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Background:

Recommendation:

Fiscal Impact:

Attachments:
1. Ordinance 3240

ORDINANCE NUMBER 3240

AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS R-1

BE IT ORDAINED by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 (estate residential district) to Vestavia Hills R-1 (low density residential district):

3509 Pineland Drive
Lot 10, Block 2, Survey of Dolly Ridge Estates, 1st Addition
Matthew Griffin, Owner(s)

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

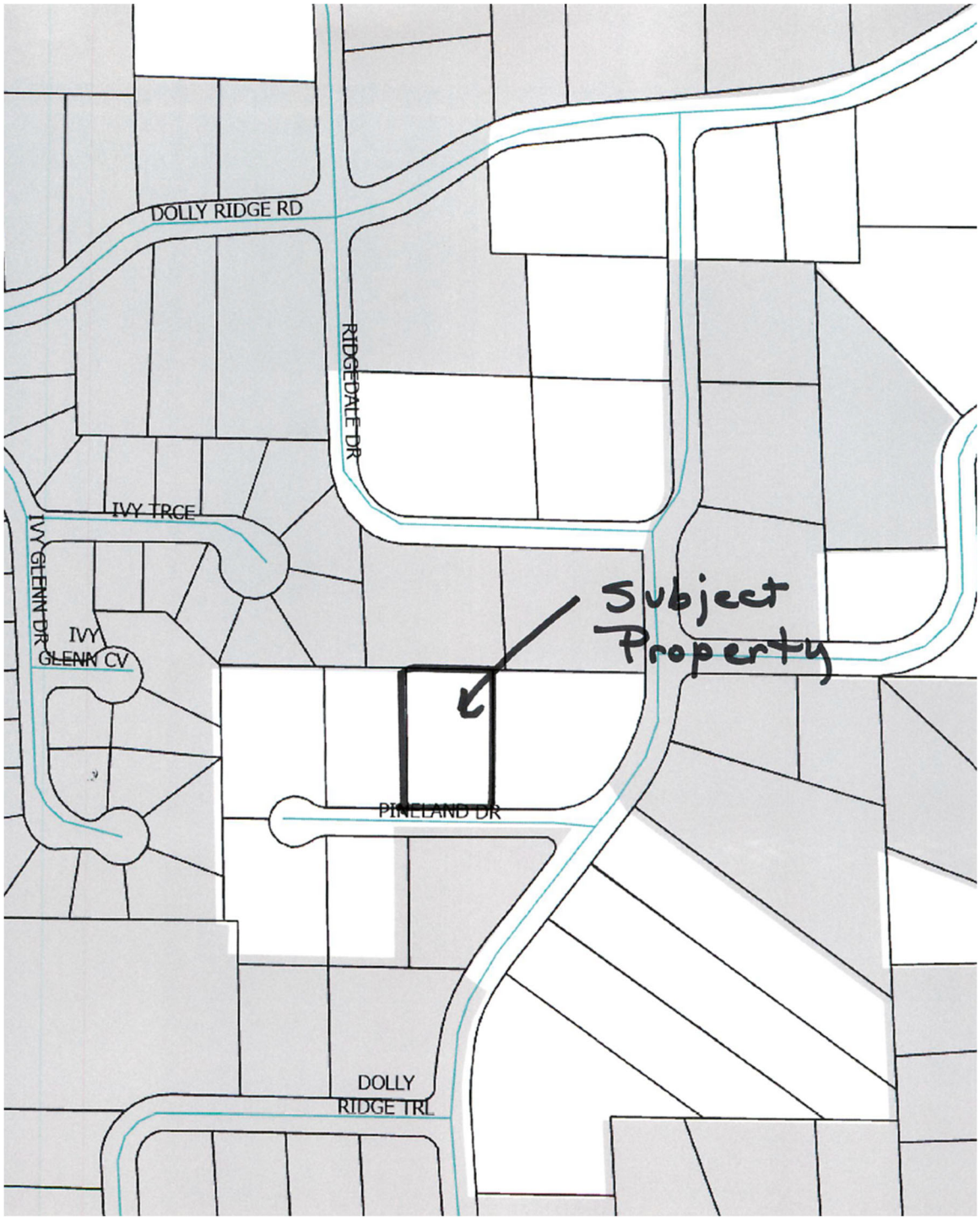
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance Number 3240 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2024 as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, Vestavia Hills Civic Center and Vestavia Hills New Merkel House this the _____ day of _____, 2024.

Rebecca Leavings
City Clerk


DOLLY RIDGE RD
RIDGEDALE DR
IVY TRCE
IVY GLENN DR
IVY GLENN CV
Subject Property
PINELAND DR
DOLLY RIDGE TRL

City of Vestavia Hills

Planning and Zoning Commission Review and Recommendation

Case Number:	RZ-24-5	Representative:	Matthew Griffin
Owner Name:	Matthew Griffin	Rep. Address:	
Owner Address:	3509 Pineland Drive, Vestavia, AL 35243		

Project Address:	3509 Pineland Drive, Vestavia, AL 35243
Legal Description:	Lot 10, Block 2, according to the Survey of Dolly Ridge Estates, 1st Addition, as recorded in Map Book 42, Page 80, in the Probate Office of Jefferson County, Alabama.
Parcel ID Number:	28 00 32 4 001 047.000
Current Zoning:	Jefferson County E-2
Requested Zoning:	City of Vestavia Hills R-1
Intended Purpose:	residential home
P&Z Recommendation:	**MOTION** Ms. Cochran made a motion to recommend Rezoning for 3509 Pineland Dr. from Jefferson County E-2 to Vestavia Hills R-1. Second was by Mr. Romeo. Motion was carried on a roll call; vote as follows: Mr. Farrell – yes Ms. Cochran – yes Mr. Romeo – yes Mr. Honeycutt– yes Mr. Maloof – yes Mr. Blakenburg– yes Mr. Vercher– yes Motion carried.
Date of P&Z Meeting:	August 8, 2024

Authorized by:	Vestavia Hills Planning and Zoning Commission, Michael Vercher, Chair
Issued by:	Conrad Garrison, City Planner

Rezoning Application

RZ-24-5

Submitted On: Jun 25, 2024

Applicant

Matthew Griffin
205-515-2601
@ mtthwgriffin@gmail.com

Primary Location

3509 PINELAND DR
VESTAVIA HILLS, AL 35243

Property Information

Subject Property Address

3509 Pineland Drive, Vestavia, AL 35243

Tax Parcel ID Number

28 00 32 4 001 047.000

Legal Description

Lot 10, Block 2, according to the Survey of Dolly Ridge Estates, 1st Addition, as recorded in Map Book 42, Page 80, in the Probate Office of Jefferson County, Alabama.

Existing Parking Spaces

--

Proposed Parking Spaces

--

Submission Date

06/25/2024

Type of Project

Annexation of a Single-Family Home

Action Requested:

From Existing Zoning Classification

Jefferson County

To Requested Zoning Classification

City of Vestavia Hills

For the Intended Purpose of:

residential home

Acreage of Subject Property

.57

Acreage of Property to be Disturbed

.57

Setbacks

Front

--

Back

--

Side

--

Open Space

--

Lot Coverage Percentage

--

Tree Save Plan - I acknowledge that a if this is a new non-residential development or is a residential development in excess of 3 units, that I am required to submit a tree save plan concurrent with this application (excludes PUDs).

true

Owner Information

Applications must be either submitted by the owner of the property or a representative duly appointed by the owner by

Property Owner Name

Matthew Griffin

way of a notarized letter and/or power of attorney.

Company Name

--

Owner Address City State Zip

3509 Pineland Drive, Vestavia, AL 35243

Owner's Phone Number

205 515 2601

Email Address of Owner

mtthwgriffin@gmail.com

By checking this box, I hereby affirm that I am the representative of the owner duly authorized to represent this petition for rezoning. Simultaneously with this application, I am submitting notarized documentation from the owner which authorizes me to represent this case. If no authorization is provided, this application cannot be processed.

true

Owner Representative/Responsible Party

Matthew Griffin

Company Name

--

Contact Email of Responsible Party

--

Mailing Address of Responsible Party

--

Phone No. of Responsible Party

--

Email Address of Responsible Party

--

Project Engineer Information (if applicable)

Name

--

Company

--

Mailing Address

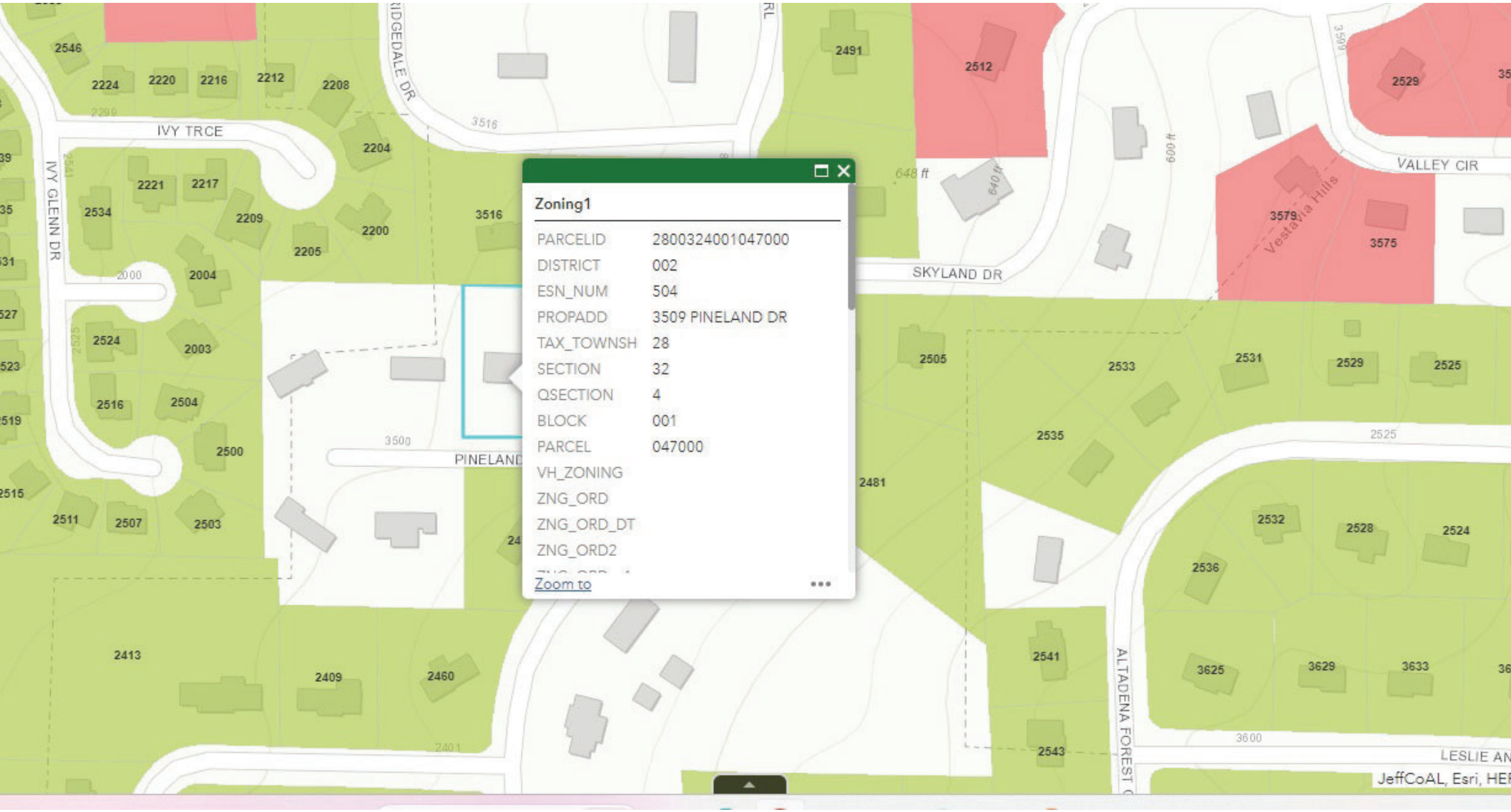
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Phone Number

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Email

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Zoning1
PARCELID 2800324001047000
DISTRICT 002
ESN_NUM 504
PROPADD 3509 PINELAND DR
TAX_TOWNSH 28
SECTION 32
QSECTION 4
BLOCK 001
PARCEL 047000
VH_ZONING
ZNG_ORD
ZNG_ORD_DT
ZNG_ORD2
Zoom to
IVY TRCE
IVY GLENN DR
RIDGEDALE DR
SKYLAND DR
VALLEY CIR
PINELAND
ALTADENA FOREST
Vestavia Hills
JeffCoAL, Esri, HE

CITY OF VESTAVIA HILLS
CITY CLERK
INTER-DEPARTMENT MEMO

September 23, 2024

To: Jeff Downes, City Manager

From: Rebecca Leavings, City Clerk

Cc:

RE: Public Hearing - Ordinance Number 3243 - An Ordinance to establish the use of electronic vote counting devices for use in all municipal elections of the City of Vestavia Hills

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Background:
The City of Vestavia Hills normally, by contract, obtains the use of the voting systems of Jefferson County. In years past, it was always communicated to Clerks that once the County approves the use of their voting equipment that covers the City. However, with the changes in League Attorneys and trainers through the years, it is unclear if the City Council should approve the use of the equipment and file it with the Secretary of State. This Ordinance will be to establish the use of the vote counting systems utilized by Jefferson County. The voters of Shelby County are not in enough numbers to have a separate precinct, so this will cover those voters as well as they vote in Jefferson County in the City for all municipal elections.

Recommendation:
Recommend approval in the unlikely experience of a contest with any municipal election.

Fiscal Impact:
na

Attachments:
1. Ordinance 3243

ORDINANCE NUMBER 3243

AN ORDINANCE TO ESTABLISH THE USE OF ELECTRONIC VOTE COUNTING DEVICES FOR USE IN ALL MUNICIPAL ELECTIONS OF THE CITY OF VESTAVIA HILLS, ALABAMA

WHEREAS, Chapter 7 of Title 17 of the Code of Alabama, 1975, and the regulations adopted pursuant thereto by the Alabama Electronic Voting Committee, provide for the use of Electronic Vote Counting Systems; and

WHEREAS, Section 17-7-21 of the Code of Alabama, 1975, provides that a municipality may, in its discretion, by adoption of an appropriate Ordinance, authorize, adopt and direct the use of electronic vote counting systems for use in all elections hele in such municipality; and

WHEREAS, the City of Vestavia Hills currently, by contract, obtains and utilizes the same vote counting system that is utilized for all elections in Jefferson and Shelby counties which consist of the DS200 Electronic Vote County System and the Express Vote System for disabled voters; and

WHEREAS, the Mayor and City Council feel it is in the best public interest to approve and adopt this Ordinance Number 3243 to formally establish the vote counting devices for all municipal elections of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:

1. That the City of Vestavia Hills, for all elections held subsequent to the passage of this Ordinance Number 3243, that Jefferson County supplies the City of Vestavia Hills with voting devices and that the City of Vestavia Hills adopts the DS200 Electronic Vote Counting System that Jefferson County will use, or any subsequent model device, which complies with Section 17-7-21, Code of Alabama, 1975, and also adopts the ExpressVote System that Jefferson County will use or any subsequent model device, which complies with Section, 17-2-4 of the Code of Alabama, 1975; and any regulations adopted pursuant thereto, is hereby authorized for the reporting, counting, and tabulation of any and all municipal election results of the City; and
2. That the City Clerk shall file a copy of this Ordinance Number 3243 with the Alabama Secretary of State as provided in Section 17-7-21, Code of Alabama, 1975; and

3. If any part, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance, which shall continue in full force and effect notwithstanding such holding; and
4. This Ordinance Number 3243 shall become effective immediately upon adoption and posting as required by law.

ADOPTED and APPROVED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca H. Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance No. 3243 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2024, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, and Vestavia Hills New Merkel House and Vestavia Hills Recreational Center this the _____ day of _____, 2024.

Rebecca Leavings
City Clerk

RESOLUTION NUMBER 5527

A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated May 2, 2024, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 23rd day of September, 2024; and

WHEREAS, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

WHEREAS, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Alabama Messenger*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 25th day of September, 2024.

2. That on the 13th day of January, 2025, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5527 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2686 Altadena Road
Lot 4, Altadena Park (MB 55/MP 9)
Estate of Mary N. Russell, Owner(s)

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

2686 Altadena Road



Annexation Committee Petition Review

Property 2686 Altapens Rd

Owners: Marley McWilliams

Date: 8/26/2024

1. The property in question is contiguous to the city limits.
   Yes _____ No _____ Comments: _____
   _____.

2. The land use of the petitioned property is compatible with land use in the area.
   Yes ✓ No _____ Comments: _____
   _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
   Yes ✓ No _____ Comments _____
   _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
   Yes ✓ No _____ Comments _____
   _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of $412,000. Meets city criteria: Yes ✓ No ____
   Comment: _____

6. This street has fewer than 100% of the individual properties within the limits of the city
   Yes _____ No _____
   Number of total homes N/A Number in city _____

7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
   Agreed to by petitioner: Yes ✓ No _____ Comment _____
   _____

Property: 2686 Altadena Rd

8. A non-refundable administrative fee of $100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of $ ✓ will be paid to offset costs associated with the annexation.
   Yes _____ No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
   Yes ✓ No _____ Comment _____

10. Are there any concerns from city departments?
    Yes _____ No ✓ Comments: _____

11. Information on children: Number in family _____; Plan to enroll in VH schools Yes _____ No ✓ Comments: _____

Other Comments: _____

George Pierce
Chairman

City of Vestavia Hills
Tax Calculator
Homestead Properties

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	**2686 Altadena Road**	**Property Address**		
====>	**$ 412,000**	**Appraised Value of Property**	TOTAL MARKET VALUE	
	10%	**Assessment Homestead Rate**		
	$41,200.00	**Assessed Value**	ASSD. VALUE	

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
$846.66	**City portion of ad valorem**	(Subset of CITY)	(20.55 mills rate)
$1,184.50	**BOE portion of ad valorem**	(Subset of CITY)	(28.75 mills rate)
$2,031.16	**Total County remits to City for split with BOE**	CITY	
$622.12	**SPC DIST1 BOE local rev (County gives directly to BOE)**	SPC SCHOOL1	(15.1 mills rate)
$337.84	**Countywide School Tax to VH**	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

$846.66	**Annexation Revenue to CITY**	CITY (General Fund portion)	(20.55 mills)
$2,144.46	**Annexation Revenue to BOE**	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
$2,991.12	**TOTAL ANNEXATION REVENUE BENEFIT**		

Legend
City Revenue
BOE Revenue

PARCEL #:	**28 00 28 4 001 035.000**
OWNER:	RUSSELL S E JR & MARY N
ADDRESS:	2686 ALTADENA RD VESTAVIA AL 35243-4504
LOCATION:	2686 ALTADENA RD BHAM AL 35243

[111-B0]	Baths: **3.0**	H/C Sqft: **2,290**
18-013.0	Bed Rooms: **4**	Land Sch: **A114**
Land: **171,200**	Imp: **240,800**	Total: **412,000**
Acres: **0.000**	Sales Info: **$0**	

SUMMARY

ASSESSMENT

PROPERTY CLASS:	3	OVER 65 CODE:	
EXEMPT CODE:	3-2	DISABILITY CODE:	
MUN CODE:	02 COUNTY	HS YEAR:	0
SCHOOL DIST:		EXM OVERRIDE AMT:	$0.00
OVR ASD VALUE:	$0.00	TOTAL MILLAGE:	50.1
CLASS USE:			
FOREST ACRES:	0	TAX SALE:	
PREV YEAR VALUE:	$412,000.00	BOE VALUE:	0

VALUE

LAND VALUE 10%		$171,200
LAND VALUE 20%		$0
CURRENT USE VALUE	[DEACTIVATED]	$0
CLASS 2		
CLASS 3		
UTILITY STEELOR	26SAPFA	$700
BLDG 001	111	$240,100
TOTAL MARKET VALUE **[APPR. VALUE: $412,000]**:		$412,000

Assesment Override:

MARKET VALUE:
CU VALUE:
PENALTY:
ASSESSED VALUE:

DEEDS

INSTRUMENT NUMBER	DATE
6143-362	05/15/1969

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
11/2/2023	2023	ESTATE OF MARY N RUSSELL	$1,769.32
11/28/2022	2022	RUSSELL S E JR & MARY N	$1,689.10
2/23/2022	2021	RUSSELL S E JR	$1,718.88
1/6/2021	2020	S.E.RUSSELLJR	$1,560.91
	2019		$0.00
12/13/2018	2018		$1,521.67
12/4/2017	2017	S. E. RUSSELLJR	$1,516.44
12/6/2016	2016	-	$1,449.30
12/8/2015	2015	S.E.RUSSELLJR	$1,258.30
12/3/2014	2014	S.E.RUSSELLJR	$1,363.84
11/22/2013	2013	-	$1,363.84
12/6/2012	2012	RUSSELL S E JR & MARY N	$1,435.34
20111210	2011	***	$1,452.35
20101208	2010	***	$1,448.87
20091207	2009	***	$1,448.87
20081231	2008	***	$1,278.35
20061212	2006	***	$1,051.66
20051221	2005	***	$1,027.25
20041210	2004	***	$1,005.02
20031120	2003	***	$971.88
20021203	2002	***	$802.27
20011204	2001	***	$802.27
20001211	2000	***	$706.78
19991206	1999	***	$851.10
19981203	1998	***	$832.08
19971212	1997	***	$784.54
19961218	1996	***	$784.54

Aug 6, 2024

ANX-24-5

Board of Education Review

Annexation Application

Status: Complete

Assignee: Scott Brown

Became Active: Jul 19, 2024

Completed: Jul 23, 2024

Applicant

Marley R. McWilliams
marley@jhwcpas.com
210 Calmont Wood s Dr
Montevallo, AL 35115
205-540-0589

Primary Location

2686 ALTADENA RD
VESTAVIA HILLS, AL 35243

Owner:

Samuel E. Russell
2686 Altadena Road Vestavia Hills, AL 35243

Comments

Scott Brown, Jul 23, 2024

No objection

Aug 6, 2024

ANX-24-5

Engineering/Public Works Review

Annexation Application

Status: Complete

Assignee: Christopher Brady

Became Active: Jul 19, 2024

Completed: Aug 2, 2024

Applicant

Marley R. McWilliams
marley@jhwcpas.com
210 Calmont Wood s Dr
Montevallo, AL 35115
205-540-0589

Primary Location

2686 ALTADENA RD
VESTAVIA HILLS, AL 35243

Owner:

Samuel E. Russell
2686 Altadena Road Vestavia Hills, AL 35243

Comments

Christopher Brady, Aug 2, 2024

no concerns noted

ANX-24-5

Annexation Application

Status: Active

Submitted On: 5/2/2024

Primary Location

2686 ALTADENA RD
VESTAVIA HILLS, AL 35243

Owner

Samuel E. Russell
Altadena Road 2686 Vestavia Hills, AL 35243

Applicant

Marley R. McWilliams
205-540-0589
marley@jhwcpas.com
210 Calmont Wood s Dr
Montevallo, AL 35115

Owner Information

Owner's Name*

Mary N. Russell

Owner Mailing Address Inc. City, State, Zip*

2686 Altadena Road Vestavia Hills AL 35243

Property Information

Address of Property to be annexed?*

2686 Altadena Road Vestavia Hills AL 35243

Legal Description of Property to be Annexed*

Lot 4, Map Bk 55, p.9

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

28 00 28 4 001 035.00

County Zoning Classification

JC E-1

Is this annexation for redevelopment?*

No

Compatible City Zoning Classification

VH E-2

Desired Zoning Classification

Is this a single-family residence with no additional development?*

Yes

Annexation Request Information

Please Explain your reason for requesting annexation?*

Selling parents' home and wish for it to be in Vestavia City School System

Are you located in the Rocky Ridge Fire District?*

Yes

Information on Children

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills School within 2 years?

–

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills Schools within 2 years?

Addition children information

Attachments

Owner's Notarized Affidavit REQUIRED

Owner Affidavit with Letters Testamentary and Deed.pdf

Uploaded by Marley R. McWilliams on May 2, 2024 at 2:37 PM

City of Vestavia Hills
Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

Parcel ID 28 00 28 4 001 035.00

Brandon E Russell Lot 4 Blk _____ Survey Map BK 55, p. 9

Marley R. McWilliams Lot 4 Blk _____ Survey Map BK 55, p. 9

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

STATE OF ALABAMA

Jefferson COUNTY

Marley R. McWilliams being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

Marley R. McWilliams
Signature of Certifier

Subscribed and sworn before me on this 1st day of May, 2024.

Sherry J Martin
Notary Public

My Commission Expires: December 6, 2027

SHERRY J MARTIN MY COMMISSION EXPIRES DECEMBER 6, 2027 NOTARY PUBLIC STATE OF ALABAMA

LETTERS TESTAMENTARY

IN THE MATTER OF THE ESTATE OF: **IN THE PROBATE COURT OF JEFFERSON COUNTY, ALABAMA**

MARY KATHERINE NAUGHTON RUSSELL a/k/a MARY N. RUSSELL
Deceased

CASE NO. 23BHM01173

LETTERS TESTAMENTARY

The Will of the above-named deceased having been duly admitted to record in said county, **Letters Testamentary** are hereby granted to **BRANDON E. RUSSELL and MARLEY R. MCWILLIAMS** the Personal Representative named in said will, who has complied with the requisitions of the law and is authorized to administer the estate. Subject to the priorities stated in §43-8-76, Code of Alabama (1975, as amended), the said Personal Representative, acting prudently for the benefit of interested persons, has all the powers authorized in transactions under §43-2-843, Code of Alabama (1975, as Amended).

WITNESS my hand this date **11th day of MAY 2023**

(SEAL)

SHERRI C. FRIDAY
Judge of Probate

I, Sherri C. Friday, Judge of Probate Court of Jefferson County, Alabama, hereby certify that the foregoing is a true, correct and full copy of the **Letters Testamentary** issued in the above styled cause as appears of record in said Court. I further certify that said Letters are *still* in full force and effect.

WITNESS my hand and seal of said Court this date **MAY 11, 2023.**

Sherri C. Friday
Judge of Probate

BK LR200605 Pg 7956

SEND TAX NOTICE TO:
Mr. & Mrs. S.E. Russell Jr.
2686 Altadena Road
Birmingham, Alabama 35243

This instrument was prepared by:
Samuel E. Russell Jr.
2686 Altadena Road
Birmingham, Alabama 35243

Form 1-1-27 Rev. 1-66

WARRANTY DEED- JOINT TENANTS WITH RIGHT OF SURVIVORSHIP- Magic City Title Company, Inc., Birmingham, Alabama

STATE OF ALABAMA

JEFFERSON COUNTY } **KNOW ALL MEN BY THESE PRESENTS:** 500.-

That in consideration of the desire to terminate the tenancy in common of the undersigned grantor (whether one or more), I or we, **SAMUEL E. RUSSELL JR. AND WIFE, MARY N. RUSSELL**, (herein referred to as grantor, whether one or more), grant, bargain, sell and convey unto **SAMUEL E. RUSSELL JR. AND WIFE, MARY N. RUSSELL**, (herein referred to as grantee, whether one or more), as joint tenants, with right of survivorship, the following described real estate, situated in JEFFERSON County, Alabama, to-wit:

Lot 4, according to the map and survey of Altadena Park, as same is recorded in the Office of the Judge of Probate of Jefferson County, Alabama in Map Book 55, Page 9. Mineral and mining rights excepted and subject to the following exceptions:

1. Current state, county and city taxes.
2. Easements and restrictions of record.

- It is the intent of this deed to terminate the tenancy in common and to convey all interest of grantors as tenants in common to themselves as joint tenants with right of survivorship.

- S.E. Russell Jr. and Samuel E. Russell Jr. are one and the same person.

TO HAVE AND TO HOLD to the said grantees, as joint tenants, with right of survivorship, their heirs and assigns, forever; it being the intention of the parties to this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

And I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenants with the said GRANTEES, their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises: that they are free from all encumbrances, unless otherwise noted above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will and my (our) heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I have hereunto set My hand(s) and seal(s), this 14th day of MARCH, 2006.

BK LR200605 Pg 7957

Samuel E. Russell Jr.
Samuel E. Russell Jr.

Mary N. Russell
Mary N. Russell

STATE OF ALABAMA
JEFFERSON COUNTY } General Acknowledgement

I, Sherry J. Marks, a Notary Public in and for said County, in said State, hereby certify that Samuel E. Russell Jr. and wife, Mary N. Russell whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 14th day of MARCH, 2006

Sherry J. Marks
Notary Public

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Dec 6, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS

PARCEL #:	**28 00 28 4 001 035.000**	**[111-B0]**	Baths: **3.0**	H/C Sqft: **2,290**
OWNER:	RUSSELL S E JR & MARY N	**18-013.0**	Bed Rooms: **4**	Land Sch: **A114**
ADDRESS:	2686 ALTADENA RD VESTAVIA AL 35243-4504	Land: **171,200**	Imp: **240,800**	Total: **412,000**
LOCATION:	2686 ALTADENA RD BHAM AL 35243	Acres: **0.000**	Sales Info: **$0**	

<< Prev Next >> [1 / 0 Records] Processing...

Tax Year : 2024

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

LAND COMPUTATION

		Code	Acerage	Square Foot	Market Value	CU. Value
A114	3	111 HOUSEHOLD UNITS	1.07	46609.2	$171,200.00	

ROLLBACK/HOMESITE/MISCELLANEOUS

LEGAL DESCRIPTION

SUB DIVISON1: ALTADENA PARK
SUB DIVISON2:

MAP BOOK: 55 PAGE: 9
MAP BOOK: 0 PAGE: 0

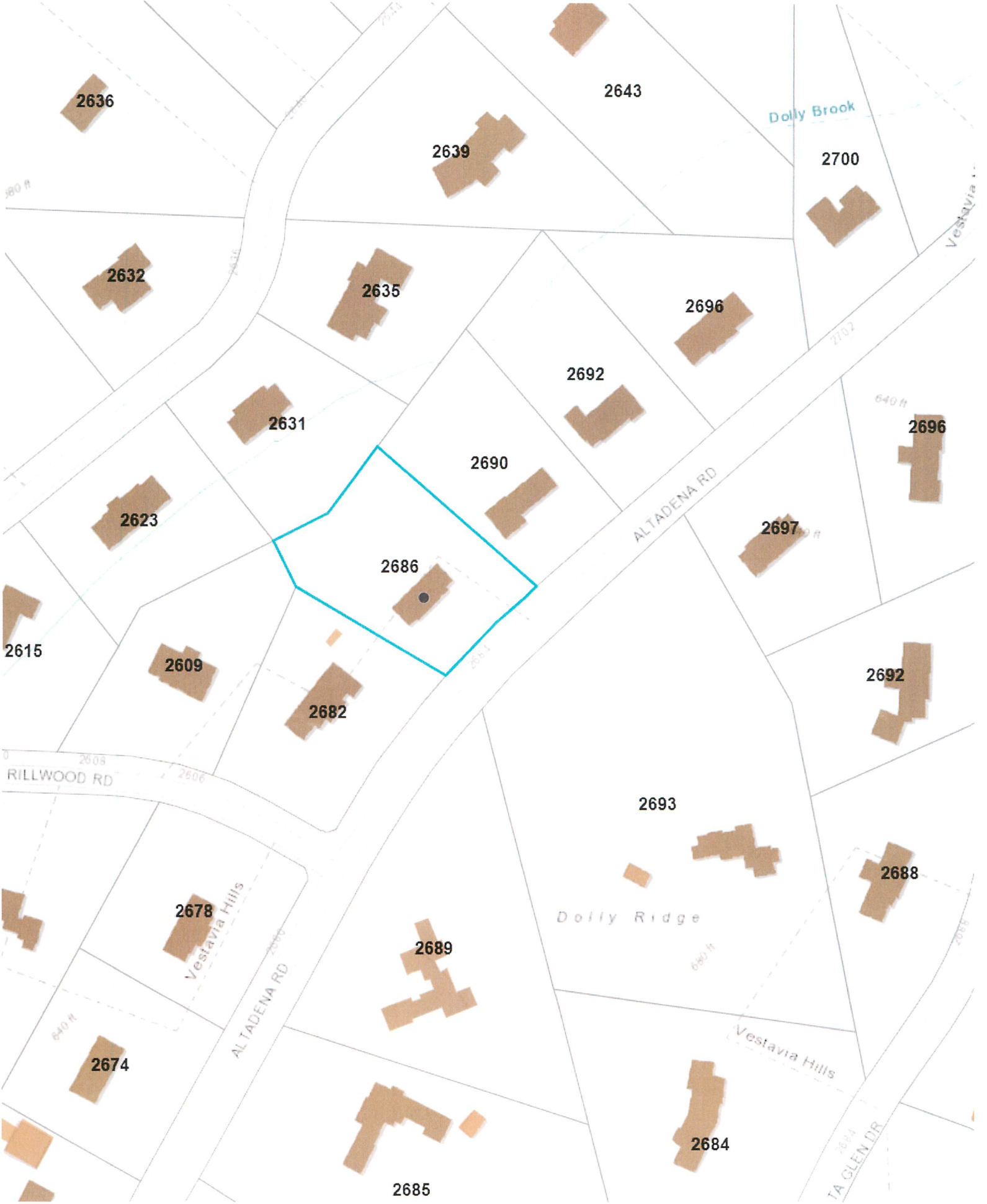
PRIMARY BLOCK:
PRIMARY LOT: 4

SECONDARY BLOCK: 0
SECONDARY LOT: 0

METES AND BOUNDS: LOT 4 ALTADENA PARK

SALES INFORMATION

No Sales Information on Record


2636
2643
Dolly Brook
2639
2700
2632
2635
2696
2692
2631
2690
2696
2623
2697
ALTADENA RD
2686
2615
2609
2692
2682
RILLWOOD RD
2693
2688
Dolly Ridge
2678
Vestavia Hills
2689
ALTADENA RD
2674
Vestavia Hills
2684
2685

ORDINANCE NUMBER 3244

AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a certain petition signed by Estate of Mary N. Russell dated May 2, 2024, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

WHEREAS, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Vestavia Hills, Alabama, as follows:

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2686 Altadena Road
Lot 4, Altadena Park (MB 55/MP 9)
Estate of Mary N. Russell

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3244 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2024, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkel House and Vestavia Hills Recreational Center this the _____ day of _____, 2024.

Rebecca Leavings
City Clerk


2686 Altadena Road
N
Vestavia Hills city
RILLWOOD
Subject Property
ALTADENA
ALTA GLEN
ALTAVIEW
ALTA VIEW
Legend
Subject Property
Vestavia_Hills_City_Limi ...
JeffCoAL, Esri, HERE, Garmin, INCREMENT P, USGS, EPA, USDA

RESOLUTION NUMBER 5528

A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated June 13, 2024, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 23rd day of September, 2024; and

WHEREAS, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

WHEREAS, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Alabama Messenger*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 25th day of September, 2024.

2. That on the 13th day of January, 2025, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5528 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2701 Alta View Drive
Lot 5, Altadena Estates (MB 44/MP 64)
H. Stephen and Joanne Williamson, Owner(s)

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk


2701 Alta View Drive
N
Subject Property
Legend
Vestavia_Hills_City_Limi
JeffCoAL, Esri, HERE, Garmin, INCREMENT P, USGS, EPA, USDA

City of Vestavia Hills
Tax Calculator
Homestead Properties

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	**2701 Alta View Drive**	**Property Address**		
====>	**$ 537,900**	**Appraised Value of Property**	TOTAL MARKET VALUE	
	10%	**Assessment Homestead Rate**		
	$53,790.00	**Assessed Value**	ASSD. VALUE	

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
$1,105.38	**City portion of ad valorem**	(Subset of CITY)	(20.55 mills rate)
$1,546.46	**BOE portion of ad valorem**	(Subset of CITY)	(28.75 mills rate)
$2,651.85	**Total County remits to City for split with BOE**	CITY	
$812.23	**SPC DIST1 BOE local rev (County gives directly to BOE)**	SPC SCHOOL1	(15.1 mills rate)
$441.08	**Countywide School Tax to VH**	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

$1,105.38	**Annexation Revenue to CITY**	CITY (General Fund portion)	(20.55 mills)
$2,799.77	**Annexation Revenue to BOE**	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
$3,905.15	**TOTAL ANNEXATION REVENUE BENEFIT**		

Legend
City Revenue
BOE Revenue

PARCEL #:	**28 00 28 4 003 018.000**	**[111-B+]**	Baths: **3.5**	H/C Sqft: **2,292**
OWNER:	WILLIAMSON H S & JOANNE L	**18-013.0**	Bed Rooms: **4**	Land Sch: **A114**
ADDRESS:	2701 ALTA VIEW DR BIRMINGHAM AL 35243	Land: **182,100**	Imp: **355,800**	Total: **537,900**
LOCATION:	2701 ALTA VIEW DR BHAM AL 35243	Acres: **0.000**	Sales Info: **09/02/2021**	**$196,600**

SUMMARY

ASSESSMENT

PROPERTY CLASS:	3	OVER 65 CODE:	X
EXEMPT CODE:	3-2	DISABILITY CODE:	
MUN CODE:	02 COUNTY	HS YEAR:	0
SCHOOL DIST:		EXM OVERRIDE AMT:	$0.00
OVR ASD VALUE:	$0.00	TOTAL MILLAGE:	50.1
CLASS USE:			
FOREST ACRES:	0	TAX SALE:	
PREV YEAR VALUE:	$537,900.00	BOE VALUE:	0

VALUE

LAND VALUE 10%		$182,050
LAND VALUE 20%		$0
CURRENT USE VALUE	[DEACTIVATED]	$0
CLASS 2		
CLASS 3		
GARAGE WOOD OR	24WCBFG	$41,200
BLDG 001	111	$314,600
TOTAL MARKET VALUE **[APPR. VALUE: $537,900]**:		$537,850

Assesment Override:

MARKET VALUE:
CU VALUE:
PENALTY:
ASSESSED VALUE:

DEEDS

INSTRUMENT NUMBER	DATE
2021102608	9/2/2021
201460-13452	2/7/2014
6203-275	08/11/1959

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
1/11/2024	2023	H.S. WILLIAMSON OR JOANNE WILLIAMSON	$2,164.34
1/15/2023	2022	WILLIAMSON H S & JOANNE L	$2,164.34
1/12/2022	2021	WILLIAMSON, H. S.	$2,154.74
1/15/2021	2020	H S WILLIAMSON	$1,996.04
1/9/2020	2019	-	$1,887.04
1/3/2019	2018	H. S. WILLIAMSON	$2,066.67
1/8/2018	2017	H. S. WILLIAMSON	$2,029.18
12/31/2016	2016	-	$1,957.67
1/11/2016	2015	WILLIAMSON H S	$1,962.67
1/16/2015	2014	-	$1,432.85
	2013		$0.00
	2012		$0.00
20061231	2006	***	$862.44
20041215	2004	***	$990.97
20031231	2003	***	$1,934.83
20021231	2002	***	$1,593.15
20011231	2001	***	$1,593.15
20001207	2000	***	$1,593.15
19991231	1999	***	$1,593.15
19981231	1998	***	$1,342.16
19971231	1997	***	$1,342.16
19961228	1996	***	$1,327.16

Annexation Committee Petition Review

Property: 2701 Alta View Dr

Owners: Joanne Williamson

Date: 8/26/2024

1. The property in question is contiguous to the city limits.
   Yes ✓ No _____ Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
   Yes ✓ No _____ Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
   Yes ✓ No _____ Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
   Yes ✓ No _____ Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of $537,000. Meets city criteria: Yes ✓ No ____
   Comment: _____

6. This street has fewer than 100% of the individual properties within the limits of the city
   Yes ✓ No _____
   Number of total homes 13 Number in city 10

7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
   Agreed to by petitioner: Yes ✓ No _____ Comment _____

Property: 2701 Alta View DR

8. A non-refundable administrative fee of $100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of $_____ will be paid to offset costs associated with the annexation.
   Yes ✓ No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
   Yes ✓ No _____ Comment _____

10. Are there any concerns from city departments?
    Yes _____ No ✓ Comments: _____

11. Information on children: Number in family _____; Plan to enroll in VH schools Yes _____ No ✓ Comments: _____

Other Comments: _____

George Pierce
Chairman

Aug 6, 2024

ANX-24-9

Engineering/Public Works Review

Annexation Application

Status: Complete

Assignee: Christopher Brady

Became Active: Jul 19, 2024

Completed: Aug 2, 2024

Applicant

Joanne Williamson
williamsonjoanne54@gmail.com
2701 Alta View Drive
Vestavia Hills, AL 35243
205-999-0981

Primary Location

2701 ALTA VIEW DR
VESTAVIA HILLS, AL 35243

Owner:

H. Steve & Joanne Williamson
2701 ALTA VIEW DR BIRMINGHAM, AL 35243-4514

Comments

Christopher Brady, Aug 2, 2024

no significant concerns noted. There is an undersized clay pipe in the roadway near the front corner of the property, but remains a split maintenance responsibility with Jefferson County.

Joanne Williamson, Aug 2, 2024

Christopher, when you face the house, is it to the left or to the right? Thank you. Joanne Williamson

Christopher Brady, Aug 2, 2024

Thanks Joanne. I think I met with Mr. Williamson while on site yesterday. This pipe is front left corner of your yard as facing the house from the street. He mentioned some erosion concerns in this area. I am not 100% certain if it is on your side of the property line, but it might be worthwhile for us to reach out to Jefferson County Roads and Transportation to help us review and see if they can provide any input.

Joanne Williamson, Aug 2, 2024

Thank you! Steve didn't mention that to me - we had company yesterday, so I was involved with cooking, etc. I want to bulldoze what's to the left of us - it's a hot mess.

Aug 6, 2024

ANX-24-9

Board of Education Review

Annexation Application

Status: Complete

Assignee: Scott Brown

Became Active: Jul 19, 2024

Completed: Jul 23, 2024

Applicant

Joanne Williamson
williamsonjoanne54@gmail.com
2701 Alta View Drive
Vestavia Hills, AL 35243
205-999-0981

Primary Location

2701 ALTA VIEW DR
VESTAVIA HILLS, AL 35243

Owner:

H. Steve & Joanne Williamson
2701 ALTA VIEW DR BIRMINGHAM, AL 35243-4514

Comments

Scott Brown, Jul 23, 2024

No objection

ANX-24-9

Annexation Application

Status: Active

Submitted On: 6/13/2024

Primary Location

2701 ALTA VIEW DR
VESTAVIA HILLS, AL 35243

Owner

H. Steve & Joanne Williamson
2701 ALTA VIEW DR
BIRMINGHAM, AL 35243-4514

Applicant

Joanne Williamson
205-999-0981
williamsonjoanne54@gmail.com
2701 Alta View Drive
Vestavia Hills, AL 35243

Owner Information

Owner's Name*

H. Stephen & Joanne L Williamson

Owner Mailing Address Inc. City, State, Zip*

2701 Alta View Drive, Vestavia Hills, AL 35243

Property Information

Address of Property to be annexed?*

2701 Alta View Drive, Vestavia Hills, AL
35243

Legal Description of Property to be Annexed*

Altadena Estates, P Lot: 5 P BLK:S LOT: 0 S BLK:0 MAP BOOK: 44 MAP PAGE: 64 S;28 T: 18S R: 02W ACRES: 0.00

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

28 00 28 4 003 018.000

County Zoning Classification

JC E-1

Is this annexation for redevelopment?*

No

Compatible City Zoning Classification

VH E-2

Desired Zoning Classification

Vestavia Hills

Is this a single-family residence with no additional development?*

Yes

Annexation Request Information

Please Explain your reason for requesting annexation?*

Vestavia Hills Police and Fire Protection

Are you located in the Rocky Ridge Fire District?*

Yes

Information on Children

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills School within 2 years?

–

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills Schools within 2 years?

Addition children information

No children.

Attachments



Owner's Notarized Affidavit REQUIRED

Florida 2023 - Cousin Twins.jpg

Uploaded by Joanne Williamson on Jun 13, 2024 at 5:05 PM



"As Built" survey of property (if available)

Property Survey.jpg

Uploaded by Joanne Williamson on Jun 13, 2024 at 5:15 PM

City of Vestavia Hills
Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

Joanne L Williamson Lot 5 Blk _____ Survey Altadena Estates

H W Williamson Lot 5 Blk _____ Survey Altadena Estates

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

STATE OF ALABAMA

Jefferson COUNTY

Joanne L Williamson and Horace S Williamson being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

H W Williamson

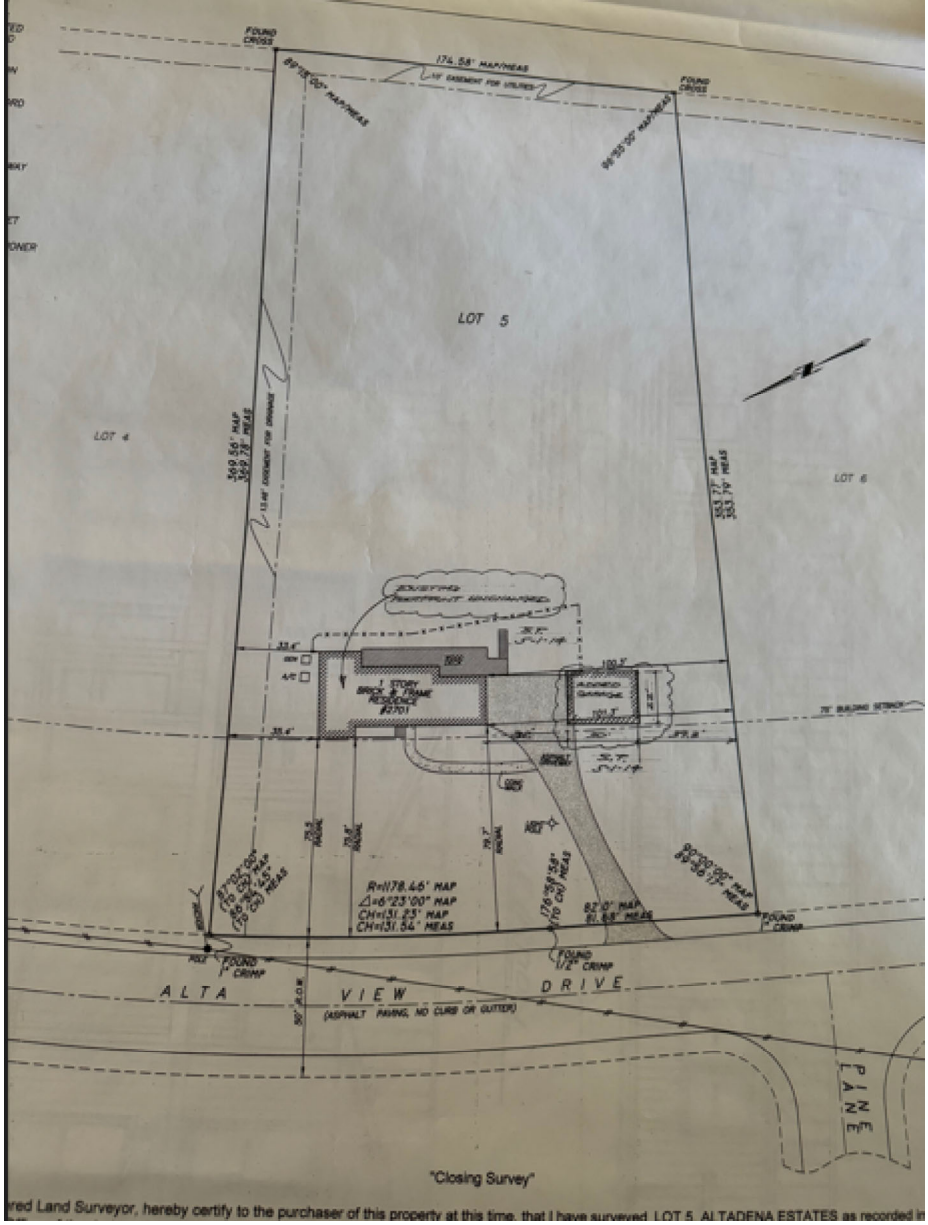
Signature of Certifier

Subscribed and sworn before me on this 12th day of June, 2024.

Notary Public

My Commission Expires: 4/19/26.

JOHN BLACKMON NOTARY PUBLIC ALABAMA STATE AT LARGE My Comm. Expires Apr. 19, 2026



red Land Surveyor, hereby certify to the purchaser of this property at this time, that I have surveyed LOT 5, ALTADENA ESTATES as recorded in

2701 Alta View Drive



City of Vestavia Hills
Tax Calculator
Homestead Properties

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	**2701 Alta View Drive**	**Property Address**		
====>	**$ 537,900**	**Appraised Value of Property**	TOTAL MARKET VALUE	
	10%	**Assessment Homestead Rate**		
	$53,790.00	**Assessed Value**	ASSD. VALUE	

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
$1,105.38	**City portion of ad valorem**	(Subset of CITY)	(20.55 mills rate)
$1,546.46	**BOE portion of ad valorem**	(Subset of CITY)	(28.75 mills rate)
$2,651.85	**Total County remits to City for split with BOE**	CITY	
$812.23	**SPC DIST1 BOE local rev (County gives directly to BOE)**	SPC SCHOOL1	(15.1 mills rate)
$441.08	**Countywide School Tax to VH**	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

$1,105.38	**Annexation Revenue to CITY**	CITY (General Fund portion)	(20.55 mills)
$2,799.77	**Annexation Revenue to BOE**	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
$3,905.15	**TOTAL ANNEXATION REVENUE BENEFIT**		

Legend
City Revenue
BOE Revenue

PARCEL #:	**28 00 28 4 003 018.000**	**[111-B+]**	Baths: **3.5**	H/C Sqft: **2,292**
OWNER:	WILLIAMSON H S & JOANNE L	**18-013.0**	Bed Rooms: **4**	Land Sch: **A114**
ADDRESS:	2701 ALTA VIEW DR BIRMINGHAM AL 35243	Land: **182,100**	Imp: **355,800**	Total: **537,900**
LOCATION:	2701 ALTA VIEW DR BHAM AL 35243	Acres: **0.000**	Sales Info: **09/02/2021**	**$196,600**

SUMMARY

ASSESSMENT

PROPERTY CLASS:	3	OVER 65 CODE:	X
EXEMPT CODE:	3-2	DISABILITY CODE:	
MUN CODE:	02 COUNTY	HS YEAR:	0
SCHOOL DIST:		EXM OVERRIDE AMT:	$0.00
OVR ASD VALUE:	$0.00	TOTAL MILLAGE:	50.1
CLASS USE:			
FOREST ACRES:	0	TAX SALE:	
PREV YEAR VALUE:	$537,900.00	BOE VALUE:	0

VALUE

LAND VALUE 10%		$182,050
LAND VALUE 20%		$0
CURRENT USE VALUE	[DEACTIVATED]	$0
CLASS 2		
CLASS 3		
GARAGE WOOD OR	24WCBFG	$41,200
BLDG 001	111	$314,600
TOTAL MARKET VALUE **[APPR. VALUE: $537,900]**:		$537,850

Assesment Override:

MARKET VALUE:
CU VALUE:
PENALTY:
ASSESSED VALUE:

DEEDS

INSTRUMENT NUMBER	DATE
2021102608	9/2/2021
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PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
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1/15/2021	2020	H S WILLIAMSON	$1,996.04
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	2012		$0.00
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19991231	1999	***	$1,593.15
19981231	1998	***	$1,342.16
19971231	1997	***	$1,342.16
19961228	1996	***	$1,327.16

Annexation Committee Petition Review

Property: 2701 Alta View Dr

Owners: Joanne Williamson

Date: 8/26/2024

1. The property in question is contiguous to the city limits.
   Yes ✓ No _____ Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
   Yes ✓ No _____ Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
   Yes ✓ No _____ Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
   Yes ✓ No _____ Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of $537,000. Meets city criteria: Yes ✓ No ____
   Comment: _____

6. This street has fewer than 100% of the individual properties within the limits of the city
   Yes ✓ No _____
   Number of total homes 13 Number in city 10

7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
   Agreed to by petitioner: Yes ✓ No _____ Comment _____

Property: 2701 Alta View DR

8. A non-refundable administrative fee of $100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of $_____ will be paid to offset costs associated with the annexation.
   Yes ✓ No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
   Yes ✓ No _____ Comment _____

10. Are there any concerns from city departments?
    Yes _____ No ✓ Comments: _____

11. Information on children: Number in family ✓; Plan to enroll in VH schools Yes _____ No ✓ Comments: _____

Other Comments: _____

George Pierce
Chairman

Aug 6, 2024

ANX-24-9

Engineering/Public Works Review

Annexation Application

Status: Complete

Assignee: Christopher Brady

Became Active: Jul 19, 2024

Completed: Aug 2, 2024

Applicant

Joanne Williamson
williamsonjoanne54@gmail.com
2701 Alta View Drive
Vestavia Hills, AL 35243
205-999-0981

Primary Location

2701 ALTA VIEW DR
VESTAVIA HILLS, AL 35243

Owner:

H. Steve & Joanne Williamson
2701 ALTA VIEW DR BIRMINGHAM, AL 35243-4514

Comments

Christopher Brady, Aug 2, 2024

no significant concerns noted. There is an undersized clay pipe in the roadway near the front corner of the property, but remains a split maintenance responsibility with Jefferson County.

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Christopher, when you face the house, is it to the left or to the right? Thank you. Joanne Williamson

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Aug 6, 2024

ANX-24-9

Board of Education Review

Annexation Application

Status: Complete

Assignee: Scott Brown

Became Active: Jul 19, 2024

Completed: Jul 23, 2024

Applicant

Joanne Williamson
williamsonjoanne54@gmail.com
2701 Alta View Drive
Vestavia Hills, AL 35243
205-999-0981

Primary Location

2701 ALTA VIEW DR
VESTAVIA HILLS, AL 35243

Owner:

H. Steve & Joanne Williamson
2701 ALTA VIEW DR BIRMINGHAM, AL 35243-4514

Comments

Scott Brown, Jul 23, 2024

No objection

ANX-24-9

Annexation Application

Status: Active

Submitted On: 6/13/2024

Primary Location

2701 ALTA VIEW DR
VESTAVIA HILLS, AL 35243

Owner

H. Steve & Joanne Williamson
2701 ALTA VIEW DR
BIRMINGHAM, AL 35243-4514

Applicant

Joanne Williamson
205-999-0981
williamsonjoanne54@gmail.com
2701 Alta View Drive
Vestavia Hills, AL 35243

Owner Information

Owner's Name*

H. Stephen & Joanne L Williamson

Owner Mailing Address Inc. City, State, Zip*

2701 Alta View Drive, Vestavia Hills, AL 35243

Property Information

Address of Property to be annexed?*

2701 Alta View Drive, Vestavia Hills, AL
35243

Legal Description of Property to be Annexed*

Altadena Estates, P Lot: 5 P BLK:S LOT: 0 S BLK:0 MAP BOOK: 44 MAP PAGE: 64 S;28 T: 18S R: 02W ACRES: 0.00

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

28 00 28 4 003 018.000

County Zoning Classification

JC E-1

Is this annexation for redevelopment?*

No

Compatible City Zoning Classification

VH E-2

Desired Zoning Classification

Vestavia Hills

Is this a single-family residence with no additional development?*

Yes

Annexation Request Information

Please Explain your reason for requesting annexation?*

Vestavia Hills Police and Fire Protection

Are you located in the Rocky Ridge Fire District?*

Yes

Information on Children

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills School within 2 years?

–

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills Schools within 2 years?

Addition children information

No children.

Attachments



Owner's Notarized Affidavit REQUIRED

Florida 2023 - Cousin Twins.jpg

Uploaded by Joanne Williamson on Jun 13, 2024 at 5:05 PM



"As Built" survey of property (if available)

Property Survey.jpg

Uploaded by Joanne Williamson on Jun 13, 2024 at 5:15 PM

City of Vestavia Hills
Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

Joanne L Williamson Lot 5 Blk _____ Survey Altadena Estates

H W Williamson Lot 5 Blk _____ Survey Altadena Estates

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

STATE OF ALABAMA

Jefferson COUNTY

Joanne L Williamson and Horace S Williamson being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

H W Williamson

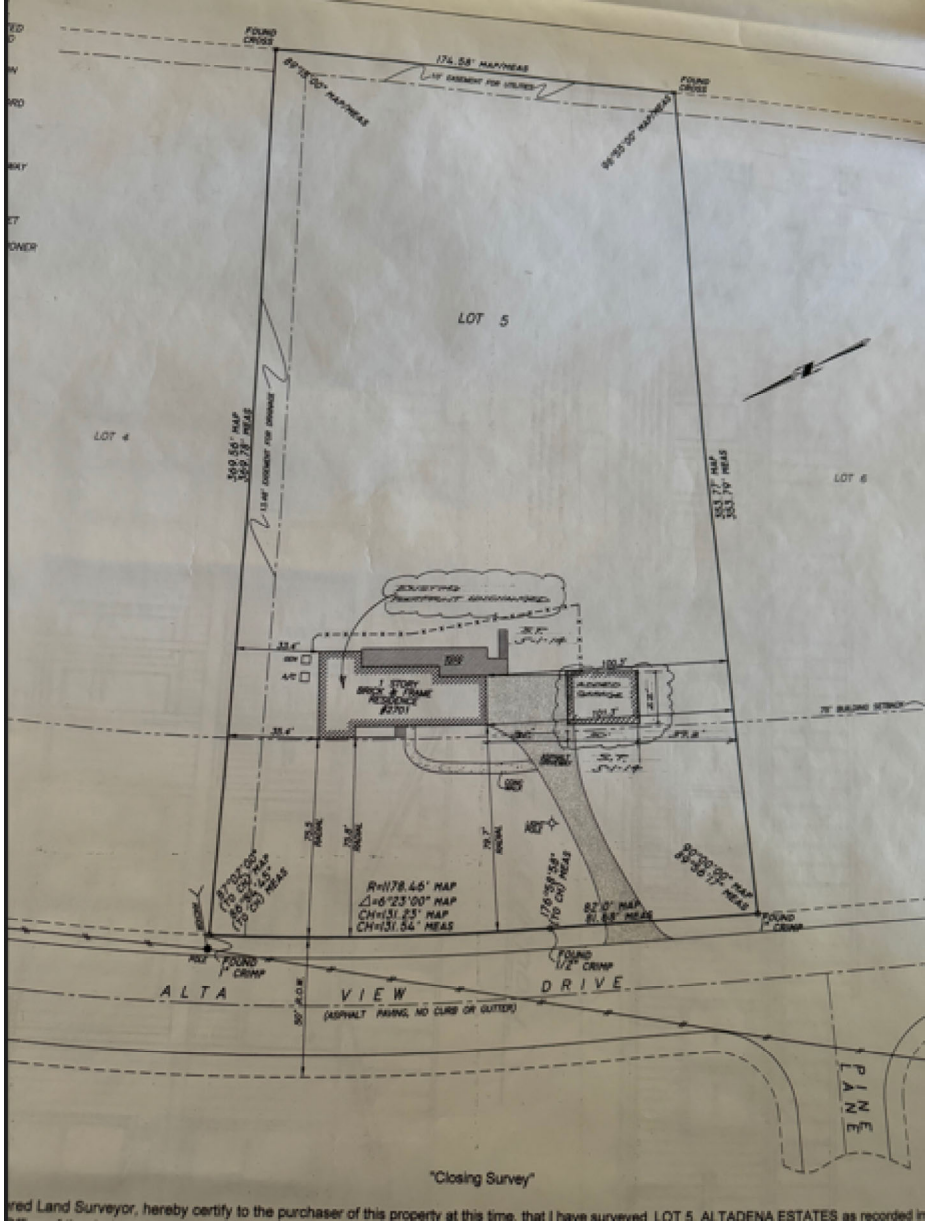
Signature of Certifier

Subscribed and sworn before me on this 12th day of June, 2024.

Notary Public

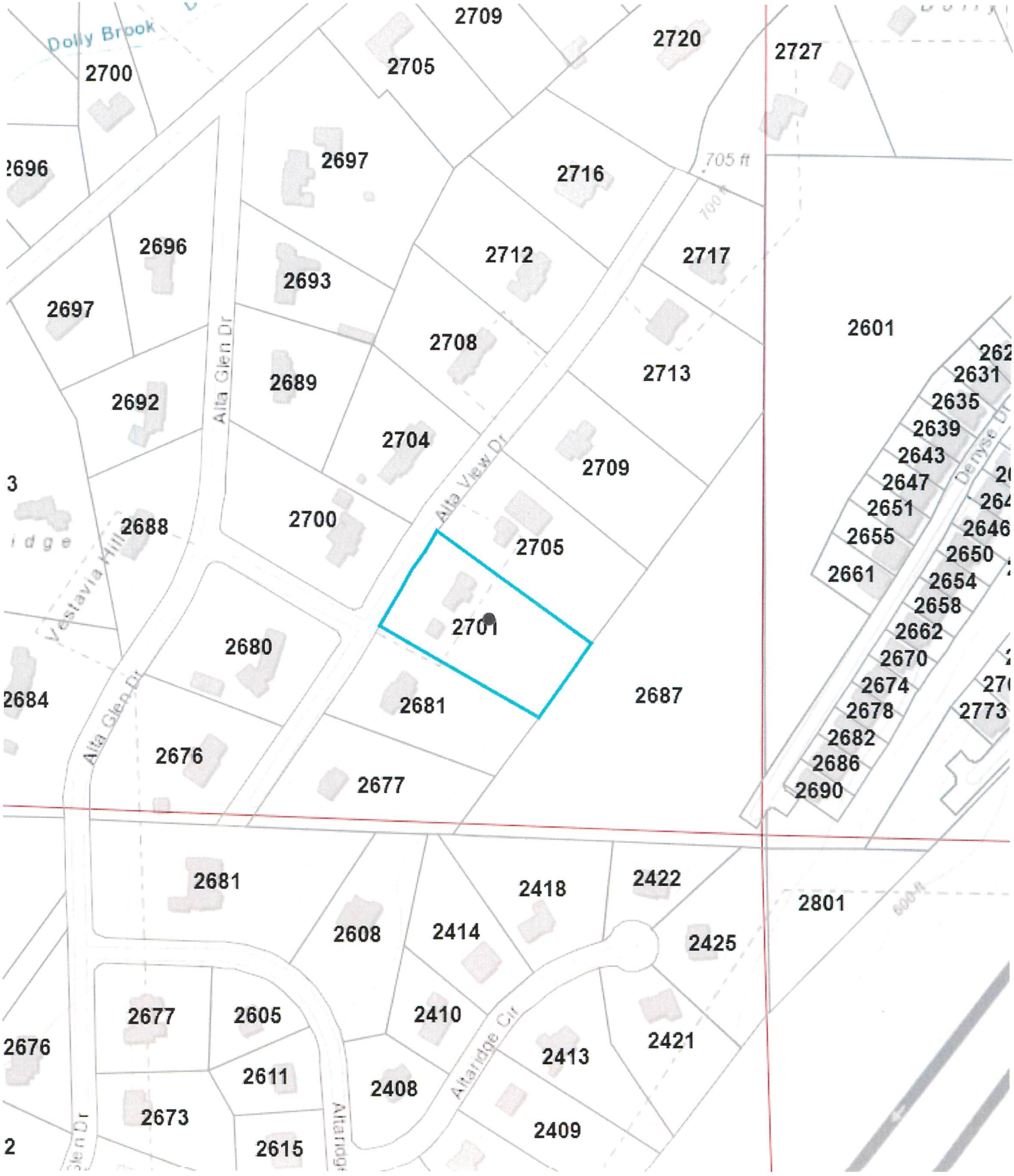
My Commission Expires: 4/19/26.

JOHN BLACKMON NOTARY PUBLIC ALABAMA STATE AT LARGE My Comm. Expires Apr. 19, 2026



red Land Surveyor, hereby certify to the purchaser of this property at this time, that I have surveyed LOT 5, ALTADENA ESTATES as recorded in

BEST
CREW


Dolly Brook
2700
2709
2705
2720
2727
2696
2697
2716
705 ft
2696
2712
2717
2693
2697
2708
2601
2713
2689
2692
2631
2635
2639
2643
2647
2651
2655
2646
2650
2654
2658
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2684
2681
2687
2676
2677
2681
2418
2422
2801
2608
2414
2425
2677
2605
2410
2421
2676
2413
2611
2408
2673
2409
2615
2
Alta Glen Dr
Alta View Dr
Vestavia Hill
Altaridge Cir

PARCEL #:	**28 00 28 4 003 018.000**
OWNER:	WILLIAMSON H S & JOANNE L
ADDRESS:	2701 ALTA VIEW DR BIRMINGHAM AL 35243
LOCATION:	2701 ALTA VIEW DR BHAM AL 35243

[111-B+]	Baths: **3.5**	H/C Sqft: **2,292**
18-013.0	Bed Rooms: **4**	Land Sch: **A114**
Land: **182,100**	Imp: **355,800**	Total: **537,900**
Acres: **0.000**	Sales Info: **09/02/2021**	**$196,600**

LAND COMPUTATION

		Code	Acerage	Square Foot	Market Value	CU. Value
A414	3	111 HOUSEHOLD UNITS	0.63	27442.8	$22,050.00	
A114	3	111 HOUSEHOLD UNITS	1	43560	$160,000.00	

ROLLBACK/HOMESITE/MISCELLANEOUS

LEGAL DESCRIPTION

SUB DIVISON1: ALTADENA EST
SUB DIVISON2:

MAP BOOK: 44 PAGE: 64
MAP BOOK: 0 PAGE: 0

PRIMARY BLOCK:
PRIMARY LOT: 5

SECONDARY BLOCK: 0
SECONDARY LOT: 0

METES AND BOUNDS: LOT 5 ALTADENA ESTS

SALES INFORMATION

9/2/2021	$196,600.00	1	**BOOK:**2021 **PAGE:**102608	Land & Building	WILLIAMSON H S & JOANNE L
2/7/2014	$220,500.00	4	**BOOK:**201460 **PAGE:**13452	Land & Building	WILLIAMSON H S & JOANNE L
3/1/2011	$176,900.00	2	**BOOK:**201103 **PAGE:**013278	Land & Building	

ORDINANCE NUMBER 3245

AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a certain petition signed by H. Stephen and Joanne Williamson dated June 13, 2024, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

WHEREAS, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Vestavia Hills, Alabama, as follows:

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2701 Alta View Drive
Lot 5, Altadena Estates (MB 44/MP 64)
H. Stephen and Joanne Williamson

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3245 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2024, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkel House and Vestavia Hills Recreational Center this the _____ day of _____, 2024.

Rebecca Leavings
City Clerk


2701 Alta View Drive
N
Subject Property
Legend
Vestavia_Hills_City_Limi
Jeffcoal, Esri, HERE, Garmin, INCREMENT P, USGS, EPA, USDA

RESOLUTION NUMBER 5529

A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated July 15, 2024, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 23rd day of September, 2024; and

WHEREAS, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

WHEREAS, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Alabama Messenger*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 25th day of September, 2024.

2. That on the 13th day of January, 2025, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5529 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

3583 Valley Circle
Lot 19, Block 1, Dolly Ridge Estates, 2nd Add (MB 76/MP82)
Heather Page and Bobby J. Eyer, Owner(s)

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

3583 Valley Circle



City of Vestavia Hills
Tax Calculator
Homestead Properties

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	**3583 Valley Circle**	**Property Address**		
====>	**$ 318,500**	**Appraised Value of Property**	TOTAL MARKET VALUE	
	10%	**Assessment Homestead Rate**		
	$31,850.00	**Assessed Value**	ASSD. VALUE	

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
$654.52	**City portion of ad valorem**	(Subset of CITY)	(20.55 mills rate)
$915.69	**BOE portion of ad valorem**	(Subset of CITY)	(28.75 mills rate)
$1,570.21	**Total County remits to City for split with BOE**	CITY	
$480.94	**SPC DIST1 BOE local rev (County gives directly to BOE)**	SPC SCHOOL1	(15.1 mills rate)
$261.17	**Countywide School Tax to VH**	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

$654.52	**Annexation Revenue to CITY**	CITY (General Fund portion)	(20.55 mills)
$1,657.79	**Annexation Revenue to BOE**	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
$2,312.31	**TOTAL ANNEXATION REVENUE BENEFIT**		

Legend
City Revenue
BOE Revenue

PARCEL #:	**28 00 32 4 001 020.000**
OWNER:	PAGE HEATHER & BOBBY J EYER SELF-DIRECTED ROTH IRA
ADDRESS:	2249 GARLAND DR VESTAVIA AL 35216
LOCATION:	3583 VALLEY CIR BHAM AL 35243

[111-C-]	Baths: **2.0**	H/C Sqft: **1,915**
18-034.0	Bed Rooms: **3**	Land Sch: **G1**
Land: **154,000**	Imp: **164,500**	Total: **318,500**
Acres: **0.000**	Sales Info: **11/01/1977**	**$60,000**

SUMMARY

ASSESSMENT

PROPERTY CLASS:	3	OVER 65 CODE:	
EXEMPT CODE:	5-5	DISABILITY CODE:	
MUN CODE:	02 COUNTY	HS YEAR:	0
SCHOOL DIST:		EXM OVERRIDE AMT:	$0.00
OVR ASD VALUE:	$0.00	TOTAL MILLAGE:	50.1
CLASS USE:			
FOREST ACRES:	0	TAX SALE:	
PREV YEAR VALUE:	$310,600.00	BOE VALUE:	0

VALUE

LAND VALUE 10%		$154,000
LAND VALUE 20%		$0
CURRENT USE VALUE	[DEACTIVATED]	$0
CLASS 2		
CLASS 3		
BLDG 001	111	$164,500
TOTAL MARKET VALUE **[APPR. VALUE: $318,500]**:		$318,500

Assesment Override:

MARKET VALUE:
CU VALUE:
PENALTY:
ASSESSED VALUE:

DEEDS

INSTRUMENT NUMBER	DATE
2023053807	6/1/2023
1522-868	11/14/1977

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
	2023		$0.00
	2022		$0.00
	2021		$0.00
	2020		$0.00
	2019		$0.00
	2018		$0.00
	2017		$0.00
	2016		$0.00
	2015		$0.00
	2014		$0.00
	2013		$0.00
	2012		$0.00
20081230	2008	***	$781.66
20071231	2007	***	$852.31
20061231	2006	***	$855.31
20051121	2005	***	$846.79
20041120	2004	***	$804.21
20031122	2003	***	$702.50
20021129	2002	***	$606.82
20011117	2001	***	$606.82
20001104	2000	***	$606.82
19991206	1999	***	$606.82
19981115	1998	***	$455.00
19971116	1997	***	$455.00
19961123	1996	***	$450.00

Annexation Committee Petition Review

Property: 3583 Valley Circle

Owners: Heather Page

Date: 8/26/2024

1. The property in question is contiguous to the city limits.
   Yes ✓ No _____ Comments: _____
   _____.

2. The land use of the petitioned property is compatible with land use in the area.
   Yes ✓ No _____ Comments: _____
   _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
   Yes ✓ No _____ Comments _____
   _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
   Yes ✓ No _____ Comments _____
   _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of 318,000. Meets city criteria: Yes ____ No ✓
   Comment: _____

6. This street has fewer than 100% of the individual properties within the limits of the city
   Yes _____ No _____
   Number of total homes 32 Number in city 20

7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
   Agreed to by petitioner: Yes ✓ No _____ Comment _____
   _____

Property: 3583 Valley Cir

8. A non-refundable administrative fee of $100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of $_____ will be paid to offset costs associated with the annexation.
   Yes ✓ No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
   Yes ✓ No _____ Comment _____

10. Are there any concerns from city departments?
    Yes _____ No ✓ Comments: _____

11. Information on children: Number in family _____; Plan to enroll in VH schools Yes _____ No ✓ Comments: _____

Other Comments: _____

George Pierce
Chairman

Aug 6, 2024

ANX-24-10

Engineering/Public Works Review

Annexation Application

Status: Complete

Assignee: Christopher Brady

Became Active: Jul 19, 2024

Completed: Aug 2, 2024

Applicant

Heather Page
hnock@daxko.com
3583 valley circle
Vestavia, Alabama 55243
205-514-0906

Primary Location

3583 VALLEY CIR
VESTAVIA HILLS, AL 35243

Owner:

Heather Page
3583 Lemley Dr Valley Circle Vestavia, Al 35243

Comments

Christopher Brady, Aug 2, 2024

minor concerns noted. Asphalt is in poor condition near driveway. There are drainage concerns related to no curb and gutter along this property frontage and limited drainage infrastructure in the neighborhood. Portions of Valley Circle and Skyland Drive remain in unincorporated Jefferson County, so split maintenance responsibilities will continue.

Aug 6, 2024

ANX-24-10

Board of Education Review

Annexation Application

Status: Complete

Assignee: Scott Brown

Became Active: Jul 19, 2024

Completed: Jul 23, 2024

Applicant

Heather Page
hnock@daxko.com
3583 valley circle
Vestavia, Alabama 55243
205-514-0906

Primary Location

3583 VALLEY CIR
VESTAVIA HILLS, AL 35243

Owner:

Heather Page
3583 Lemley Dr Valley Circle Vestavia, Al 35243

Comments

Scott Brown, Jul 23, 2024

No objection

ANX-24-10

Annexation Application

Status: Active

Submitted On: 7/15/2024

Primary Location

3583 VALLEY CIR
VESTAVIA HILLS, AL 35243

Owner

Heather Page
Valley Circle 3583 Lemley Dr
Vestavia, Al 35243

Applicant

Heather Page
205-514-0906
hnock@daxko.com
3583 valley circle
Vestavia, Alabama 55243

Owner Information

Owner's Name*

Heather Page and Bobby Jack Eyer

Owner Mailing Address Inc. City, State, Zip*

3583 Valley Circle Vestavia, AL 35243

Property Information

Address of Property to be annexed?*

3583 Valley Circle Vestavia Al 35243

Legal Description of Property to be Annexed*

lot 19, Block 1, Dolly Ridge Estates, 2nd add.

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

28 00 32 4 001 020.000

County Zoning Classification

Jefferson County R-1

Is this annexation for redevelopment?*

No

Compatible City Zoning Classification

Vestavia Hills R-2

Desired Zoning Classification

Vestavia Hills R-2

Is this a single-family residence with no additional development?*

Yes

Annexation Request Information

Please Explain your reason for requesting annexation?*

All surrounding neighbors are zoned for vestavia and we are just a minute down the road from Dolly Ridge Elementary. The home has been updated and given so much curb appeal in the past year. This property makes a great addition to Vestavia Hills.

Are you located in the Rocky Ridge Fire District?*

Yes

Information on Children

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills School within 2 years?

–

Name of Child

Age of Child

School Grade of Child

Plan to Enroll in Vestavia Hills Schools within 2 years?

Addition children information

No school age children in the home at this time, but hopefully in the future

Attachments

Owner's Notarized Affidavit REQUIRED
Ownership.pdf
Uploaded by Heather Page on Jul 15, 2024 at 8:48 PM

"As Built" survey of property (if available)
Ownership.pdf
Uploaded by Heather Page on Jul 15, 2024 at 8:48 PM

City of Vestavia Hills
Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

Heather Page Lot 19 Blk 1 Survey Dolly Ridge Estates, 2nd add

B. Jack Eyer Lot 19 Blk 1 Survey Dolly Ridge Estates, 2nd add

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

STATE OF ALABAMA

Jefferson COUNTY

Heather Page being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

Heather Page
Signature of Certifier

Subscribed and sworn before me on this 15th day of July, 2024.

Haley Nock
Notary Public

My Commission Expires: August 26, 2026

HALEY MARIE NOCK
Notary Public
Alabama State at Large

My Commission Expires
August 26, 2026

PARCEL #:	**28 00 32 4 001 020.000**
OWNER:	PAGE HEATHER & BOBBY J EYER SELF-DIRECTED ROTH IRA
ADDRESS:	2249 GARLAND DR VESTAVIA AL 35216
LOCATION:	3583 VALLEY CIR BHAM AL 35243

[111-C-]	Baths: **2.0**	H/C Sqft: **1,915**
18-034.0	Bed Rooms: **3**	Land Sch: **G1**
Land: **154,000**	Imp: **164,500**	Total: **318,500**
Acres: **0.000**	Sales Info: **11/01/1977**	**$60,000**

LAND COMPUTATION

		Code	Acerage	Square Foot	Market Value	CU. Value
SITE VALUE	3	111 HOUSEHOLD UNITS	0	0	$154,000.00	

ROLLBACK/HOMESITE/MISCELLANEOUS

LEGAL DESCRIPTION

SUB DIVISON1: DOLLY RIDGE EST 2ND ADD
SUB DIVISON2:

MAP BOOK: 76 PAGE: 82
MAP BOOK: 0 PAGE: 0

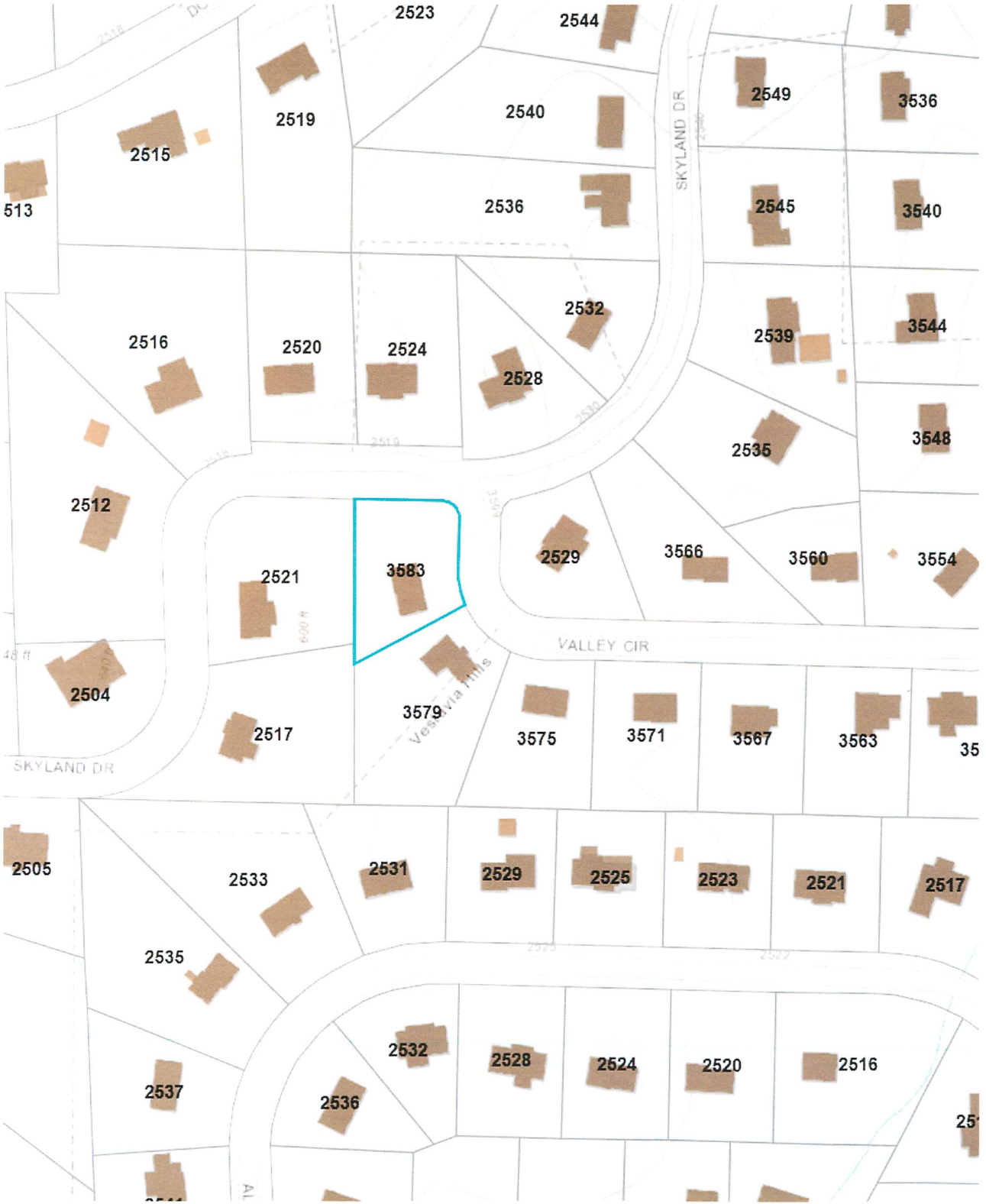
PRIMARY BLOCK: 1
PRIMARY LOT: 19

SECONDARY BLOCK: 0
SECONDARY LOT: 0

METES AND BOUNDS: LOT 19 BLK 1 DOLLY RIDGE ESTS 2ND ADD

SALES INFORMATION

11/1/1977	$60,000.00	Y	**BOOK:**84 **PAGE:**000740	Land & Building


2523
2544
2519
2540
2549
3536
SKYLAND DR
2515
513
2536
2545
3540
2532
2539
3544
2516
2520
2524
2528
2535
3548
2512
2529
3566
3560
3554
2521
3583
VALLEY CIR
2504
2517
3579
Vesuvia Hills
3575
3571
3567
3563
SKYLAND DR
2505
2533
2531
2529
2525
2523
2521
2517
2535
2532
2528
2524
2520
2516
2537
2536

ORDINANCE NUMBER 3246

AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a certain petition signed by Heather Page and Bobby J. Eyer dated July 15, 2024, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

WHEREAS, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Vestavia Hills, Alabama, as follows:

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

3583 Valley Circle
Lot 19, Block 1, Dolly Ridge Estates, 2nd Add (MB 76/MP82)
Heather Page and Bobby J. Eyer

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3246 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2024, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkel House and Vestavia Hills Recreational Center this the _____ day of _____, 2024.

Rebecca Leavings
City Clerk

3583 Valley Circle



RESOLUTION NUMBER 5530

A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.

WHEREAS, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated July 16, 2024, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

WHEREAS, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 23rd day of September, 2024; and

WHEREAS, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

WHEREAS, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Alabama Messenger*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 25th day of September, 2024.

2. That on the 13th day of January, 2025, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5530 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2612 Altadena Road
Lot 2, J.P. Westbrook Est. (MB 27/MP 14)
Beth and Kreg Montgomery, Owner(s)

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk


2612 Altadena Road
N
DOLLY RIDGE
DOLLY BROOK
SETTLERS
REDBUD
APRIL
ALTADENA
Subject Property
THORNHILL
ALTA GLEN
ALTADENA PARK
ALTABROOK
HICKORY RIDGE
LONGLEAF
BRIARWOOD
Legend
Vestavia_Hills_City_Limi
Esri, HERE, Garmin, INCREMENT P, USGS, EPA, USDA

City of Vestavia Hills
Tax Calculator
Homestead Properties

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	**2612 Altadena Road**	**Property Address**		
====>	**$ 424,300**	**Appraised Value of Property**	TOTAL MARKET VALUE	
	10%	**Assessment Homestead Rate**		
	$42,430.00	**Assessed Value**	ASSD. VALUE	

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
$871.94	**City portion of ad valorem**	(Subset of CITY)	(20.55 mills rate)
$1,219.86	**BOE portion of ad valorem**	(Subset of CITY)	(28.75 mills rate)
$2,091.80	**Total County remits to City for split with BOE**	CITY	
$640.69	**SPC DIST1 BOE local rev (County gives directly to BOE)**	SPC SCHOOL1	(15.1 mills rate)
$347.93	**Countywide School Tax to VH**	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

$871.94	**Annexation Revenue to CITY**	CITY (General Fund portion)	(20.55 mills)
$2,208.48	**Annexation Revenue to BOE**	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
$3,080.42	**TOTAL ANNEXATION REVENUE BENEFIT**		

Legend
City Revenue
BOE Revenue

PARCEL #:	**28 00 33 2 001 021.000**	**[111-C0]**	Baths: **2.0**	H/C Sqft: **2,253**
OWNER:	MONTGOMERY KREG	**18-013.0**	Bed Rooms: **4**	Land Sch: **A114**
ADDRESS:	728 ST. ANDREWS LANE HOOVER AL 35244	Land: **216,400**	Imp: **207,900**	Total: **424,300**
LOCATION:	2612 ALTADENA RD BHAM AL 35243	Acres: **0.000**	Sales Info: **05/05/2023**	**$406,200**

SUMMARY

ASSESSMENT

PROPERTY CLASS:	2	OVER 65 CODE:	
EXEMPT CODE:		DISABILITY CODE:	
MUN CODE:	02 COUNTY	HS YEAR:	0
SCHOOL DIST:		EXM OVERRIDE AMT:	$0.00
OVR ASD VALUE:	$0.00	TOTAL MILLAGE:	50.1
CLASS USE:			
FOREST ACRES:	0	TAX SALE:	
PREV YEAR VALUE:	$424,300.00	BOE VALUE:	0

VALUE

LAND VALUE 10%		$0
LAND VALUE 20%		$216,350
CURRENT USE VALUE	[DEACTIVATED]	$0
CLASS 2		
POOL VINYL 300	29VP300	$11,100
BLDG 001	111	$196,800
CLASS 3		
TOTAL MARKET VALUE **[APPR. VALUE: $424,300]**:		$424,250

Assesment Override:

MARKET VALUE:
CU VALUE:
PENALTY:
ASSESSED VALUE:

DEEDS

INSTRUMENT NUMBER	DATE
2023043942	5/5/2023
2017113375	11/1/2017
2017113374	11/1/2017
0-0	09/30/1992

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
11/6/2023	2023	RELI SETTLEMENT SOLUTIONS, LLC	$2,078.24
12/14/2022	2022	LERETA	$1,987.06
11/19/2021	2021	LERETA	$1,980.05
12/16/2020	2020	AVADIAN	$1,866.82
12/19/2019	2019	LERETA	$1,787.66
2/21/2019	2018	AVADIAN	$1,806.50
11/3/2017	2017	JANICE G MONTGOMERY	$1,806.70
11/16/2016	2016	JANICE MONTGOMERY	$1,709.51
11/10/2015	2015	JANICE G MONTGOMERY	$1,709.51
12/4/2014	2014	JANICE G WIONTGOMERY	$1,628.35
12/21/2013	2013	JANICE MONTGOMERY	$1,628.35
12/10/2012	2012	MONTGOMERY DORIS MOTES	$1,690.98
20111231	2011	***	$1,706.50
20101229	2010	***	$1,703.50
20091217	2009	***	$1,703.50
20081217	2008	***	$1,722.04
20071228	2007	***	$1,713.03
20061207	2006	***	$1,169.43
20051119	2005	***	$1,146.90
20041120	2004	***	$1,126.86
20031122	2003	***	$1,096.80
20021129	2002	***	$896.89
20011117	2001	***	$896.89
20001104	2000	***	$896.89
19991208	1999	***	$896.89
19981108	1998	***	$926.50
19971127	1997	***	$926.50
19961116	1996	***	$921.50

Annexation Committee Petition Review

Property: 2612 Altadena Rd

Owners: Beth Montgomery

Date: 8/26/2024

1. The property in question is contiguous to the city limits.
   Yes ✓ No _____ Comments: _____
   _____.

2. The land use of the petitioned property is compatible with land use in the area.
   Yes ✓ No _____ Comments: _____
   _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
   Yes ✓ No _____ Comments _____
   _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
   Yes ✓ No _____ Comments _____
   _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of $424,300. Meets city criteria: Yes ____ No ____
   Comment: * New construction not yet valued

6. This street has fewer than 100% of the individual properties within the limits of the city
   Yes _____ No _____
   Number of total homes N/A Number in city _____

7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
   Agreed to by petitioner: Yes ✓ No _____ Comment _____
   _____

Property: 2612 Altadena Rd

8. A non-refundable administrative fee of $100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of $_____ will be paid to offset costs associated with the annexation.
Yes ✓ No _____ Comment _____

9. Property is free and clear of hazardous waste, debris and materials.
Yes ✓ No _____ Comment _____

10. Are there any concerns from city departments?
Yes ✓ No _____ Comments: _____
Fire Dept Concerns of turnaround on driveway

11. Information on children: Number in family 3; Plan to enroll in VH schools Yes ✓ No _____ Comments: _____

Other Comments: _____

George Pierce
Chairman

Aug 6, 2024

ANX-24-11

Fire Department Review

Annexation Application

Status: Complete

Assignee: Ryan Farrell

Became Active: Jul 19, 2024

Completed: Aug 2, 2024

Applicant

Beth Montgomery
montgomerybeth3@gmail.com
3433 Hurricane Road
Hoover, AL 35226
205-454-7511 ext. 00000

Primary Location

2612 ALTADENA RD
Vestavia Hills, AL 35243

Owner:

Kreg Montgomery
2612 Altadena Road Birmingham, ALw 35243

Comments

Ryan Farrell, Aug 2, 2024

- Structure is 240 feet from the roadway and lacks sufficient driveway access and turnaround.

Aug 6, 2024

ANX-24-11

Engineering/Public Works Review

Annexation Application

Status: Complete

Assignee: Christopher Brady

Became Active: Jul 19, 2024

Completed: Aug 2, 2024

Applicant

Beth Montgomery
montgomerybeth3@gmail.com
3433 Hurricane Road
Hoover, AL 35226
205-454-7511 ext. 00000

Primary Location

2612 ALTADENA RD
Vestavia Hills, AL 35243

Owner:

Kreg Montgomery
2612 Altadena Road Birmingham, ALw 35243

Comments

Christopher Brady, Aug 2, 2024

This site is active construction. I have reached out to Jefferson County to confirm all is in compliance with current County requirements. I will continue to monitor progress and determine if City permits are needed as annexation progresses.

Applicant is welcomed to reach out to me at cbrady@vhal.org, (mailto:cbrady@vhal.org,) or 205-978-0150 to discuss City permitting procedures.

Aug 6, 2024

ANX-24-11

Board of Education Review

Annexation Application

Status: Complete

Assignee: Scott Brown

Became Active: Jul 19, 2024

Completed: Jul 23, 2024

Applicant

Beth Montgomery
montgomerybeth3@gmail.com
3433 Hurricane Road
Hoover, AL 35226
205-454-7511 ext. 00000

Primary Location

2612 ALTADENA RD
Vestavia Hills, AL 35243

Owner:

Kreg Montgomery
2612 Altadena Road Birmingham, ALw 35243

Comments

Scott Brown, Jul 23, 2024

No objection

ANX-24-11

Annexation Application

Status: Active

Submitted On: 7/16/2024

Primary Location

2612 ALTADENA RD
Vestavia Hills, AL 35243

Owner

Kreg Montgomery
Altadena Road 2612
Birmingham, ALw 35243

Applicant

Beth Montgomery
205-454-7511 ext. 00000
montgomerybeth3@gmail.com
3433 Hurricane Road
Hoover, AL 35226

Owner Information

Owner's Name*

Kreg Montgomery

Owner Mailing Address Inc. City, State, Zip*

3433 Hurricane Road, Hoover, AL 35226

Property Information

Address of Property to be annexed?*

2612 Altadena Road, Birmingham, AL
35243

Legal Description of Property to be Annexed*

Estate No. 2 according to the map and plat of JP Westbrook Estate as recorded in map Book 27, page 14 in the Probate Office of Jefferson County, AL

County Location of Property:

Jefferson County

Tax Parcel ID Number (if known)

28 00 33 2 001 021.000

County Zoning Classification

JC E-1

Is this annexation for redevelopment?*

No

Compatible City Zoning Classification

VH E-2

Desired Zoning Classification

Is this a single-family residence with no additional development?*

Yes

Annexation Request Information

Please Explain your reason for requesting annexation?*

school zone for elementary aged children

Are you located in the Rocky Ridge Fire District?*

Yes

Information on Children

Name of Child

Maisie Montgomery

Age of Child

7

School Grade of Child

2

Plan to Enroll in Vestavia Hills School within 2 years?

Yes

Name of Child

Knox Montgomery

Age of Child

4

School Grade of Child

preK

Plan to Enroll in Vestavia Hills Schools within 2 years?

yes

Addition children information

Rodes Montgomery, age 1, preschool, plan to enroll in Vestavia schools within 2 years- no

Attachments

Owner's Notarized Affidavit REQUIRED

KregMontgomeryaffidavit.pdf

Uploaded by Beth Montgomery on Jul 16, 2024 at 10:44 AM

City of Vestavia Hills
Office of the City Clerk

OWNER AFFIDAVIT (This form must be notarized):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority that we are the owners of said property requesting annexation:

SIGNATURES:

_____ Lot 2 Blk — Survey JP Westbrook Estates

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

_____ Lot _____ Blk _____ Survey _____

STATE OF ALABAMA

Jefferson COUNTY

Kreg Montgomery being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of the owners of the property to be annexed by this petition.

_____
Signature of Certifier

Subscribed and sworn before me on this 15th day of July, 2024.

_____
Notary Public

ANITA S DOBBINS NOTARY PUBLIC ALABAMA STATE AT LARGE My Commission Expires 07-21-2028

My Commission Expires: July 21, 2024.

Scanned with CamScanner

PARCEL #:	**28 00 33 2 001 021.000**
OWNER:	MONTGOMERY KREG
ADDRESS:	728 ST. ANDREWS LANE HOOVER AL 35244
LOCATION:	2612 ALTADENA RD BHAM AL 35243

[111-C0]	Baths: **2.0**	H/C Sqft: **2,253**
18-013.0	Bed Rooms: **4**	Land Sch: **A114**
Land: **216,400**	Imp: **207,900**	Total: **424,300**
Acres: **0.000**	Sales Info: **05/05/2023**	**$406,200**

LAND COMPUTATION

		Code	Acerage	Square Foot	Market Value	CU. Value
A414	2	111 HOUSEHOLD UNITS	1.61	70131.6	$56,350.00	
A114	2	111 HOUSEHOLD UNITS	1	43560	$160,000.00	

ROLLBACK/HOMESITE/MISCELLANEOUS

LEGAL DESCRIPTION

SUB DIVISON1: WESTBROOK J P ESTATES
SUB DIVISON2:

MAP BOOK: 27 PAGE: 14
MAP BOOK: 0 PAGE: 0

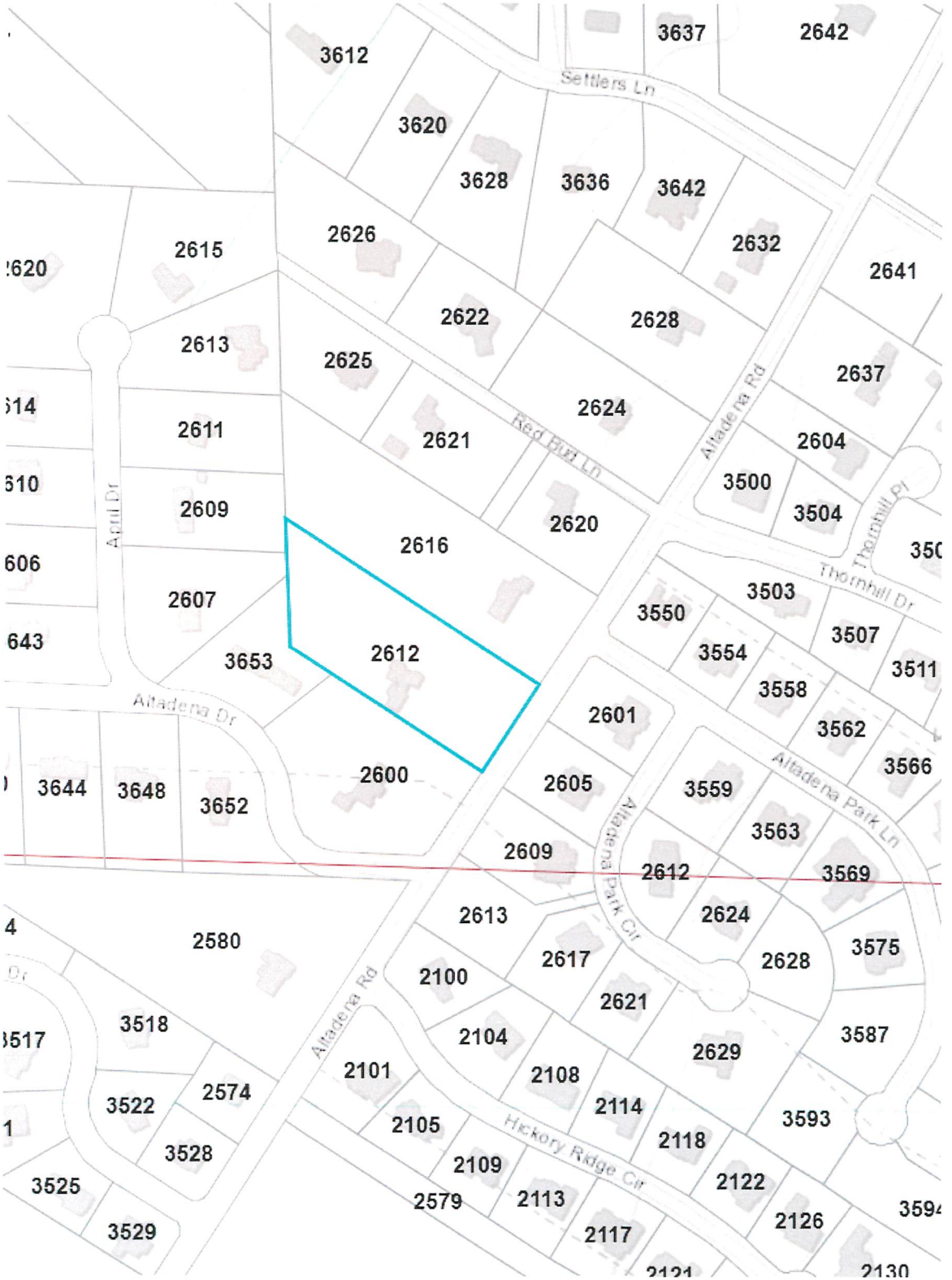
PRIMARY BLOCK:
PRIMARY LOT: 2

SECONDARY BLOCK: 0
SECONDARY LOT: 0

METES AND BOUNDS: EST 2 J P WESTBROOK ESTS

SALES INFORMATION

5/5/2023	$406,200.00	2	**BOOK:**2023 **PAGE:**043942	Land & Building	MONTGOMERY KREG
11/1/2017	$10.00	2	**BOOK:**2017 **PAGE:**113375	Land & Building	MONTGOMERY JAMES SCOTT
11/1/2017	$0.00	2	**BOOK:**2017 **PAGE:**113374	Land & Building	MONTGOMERY JAMES SCOTT


3612
3637
2642
Settlers Ln
3620
3628
3636
3642
2626
2632
2615
2641
2622
2628
2613
2625
2637
2624
2611
2621
Red Bud Ln
Altadena Rd
2604
3500
3504
2609
2620
Thornhill Pl
2616
3503
2607
3550
3507
2612
3554
3511
3653
3558
Altadena Dr
2601
3562
3566
2600
2605
3559
Altadena Park Ln
3644
3648
3652
3563
2609
2612
3569
Altadena Cir
2613
2624
2580
2617
3575
2100
2628
2621
3587
3518
2104
2629
2101
2108
2574
2114
3593
3522
2105
Hickory Ridge Cir
2118
3528
2109
2122
3525
2579
2113
2126
3529
2117
2130

ORDINANCE NUMBER 3247

AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a certain petition signed by Beth and Kreg Montgomery dated July 16, 2024, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

WHEREAS, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Vestavia Hills, Alabama, as follows:

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2612 Altadena Road
Lot 2, J.P. Westbrook Est. (MB 27/MP 14)
Beth and Kreg Montgomery

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance Number 3247 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of September, 2024, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkel House and Vestavia Hills Recreational Center this the _____ day of _____, 2024.

Rebecca Leavings
City Clerk


2612 Altadena Road
DOLLY RIDGE
DOLLY BROOK
SETTLERS
REDBUD
APRIL
ALTADENA
Subject Property
ALTADENA PARK
THORNHILL
ALTA GLEN
ALTABROOK
HICKORY RIDGE
LONGLEAF
BRIARWOOD
Legend
Vestavia_Hills_City_Limi
Esri, HERE, Garmin, INCREMENT P, USGS, EPA, USDA

CITY OF VESTAVIA HILLS
OFFICE OF THE CITY MANAGER
INTER-DEPARTMENT MEMO

September 23, 2024

To: Mayor and City Council

From: Jeff Downes, City Manager

Cc:

RE: Public Hearing - Resolution Number 5531 - A Resolution authorizing an economic development agreement by the City of Vestavia Hills and Altera AIP-Vestavia, LLC

Background:
A 28,092 sq ft vacant tenant space exists at 1031 Montgomery Highway within Vestavia Hills. It is the site of the former Sprouts grocery store which suspended operations at this location in November 2018 and is located within a shopping center owned by GBT Realty. A lease is currently in place between Sprouts and GBT Realty. After six years of vacancy and unsuccessful efforts at strategic subleasing and leasing, a new-to-market concept has been presented to the City by a developer team, Altera AIP-Vestavia, LLC, whereby the entire shopping center would be purchased by Altera AIP-Vestavia, LLC. As the new shopping center owner, Altera AIP-Vestavia, LLC would retain the existing tenants who are actively occupying spaces and negotiate the termination of the remaining lease term on the 28,092 sq ft lease in place with Sprouts to allow this new-to-market concept to enter into a new long-term lease and redevelopment of the vacant space. The formerly vacant space would become the home of Picklr.

Picklr operates as a premium indoor pickleball complex that includes a pro-shop and food service operation. Due to the challenges associated with the early termination of the Sprouts lease and redevelopment costs of converting the space, a feasibility gap exists in the proposed project. To solve this feasibility issue, a proposal has been made to the City of Vestavia Hills to entertain an Amendment 772 Economic Development Agreement. The agreement would include a $300,000 contribution to the project and reestablishment of the previous non-educational sales/property tax rebates that were terminated in 2018 as Sprouts ceased its operations. These rebates include a 50% share of City tax revenues produced by the shopping center development over a period of ten years. Furthermore, any expenditure of public funds would be contingent upon the delivery of the developer obligations, would be capped as to the total obligations, both aggregate values and time frame, and be subject to termination should Picklr not operate as the shopping center anchor.

Recommendation:
In the evaluation of this request, the following benefits were identified:

- The City has constructed and provided three separate public venues for pickleball use. There is significant demand for these new venues and a greater supply is needed. The public/private partnership with Picklr will satisfy the quantified demand for new pickleball facilities and mitigate the costs of a purely public solution.
- Given the vacancy in a prominent anchor retail site along the City's largest business corridor, the new tenant will create a significant increase in foot-traffic. This increase in visitors to the shopping center and the surrounding area will improve gross retail sales for this area of Vestavia Hills and provide tangible value for other businesses and improve the City's revenues.
- The new tenant, Picklr, will be a first-to-market business that will bring further interest and potential investment to this area of the city.
- Over the last three years, many positive investments have been made in the Highway 31 corridor in Vestavia Hills. The positive trajectory of this commercial area has paid great dividends. The occupancy of this new entertainment venue will continue to create more momentum and financial strength for our City's finances and offer conveniences to our residents.
    - The investments in the City Center development have resulted in a 43% increase in visitors over the last three years.
    - The purchase of deteriorating properties along Highway 31 by the City and private developers has led to new retail developments commencing in numerous locations along Highway 31.

- Wald Park, City Hall and repurposing of the City's old public works facility have been transformational for the Highway 31 corridor.

Fiscal Impact:
The investment of $300,000 and 50% rebate of non-educational taxes will pay dividends to the City in the form of growth in taxable sales, increased recreational and quality-of-life amenities, and solidify commercial real-estate values along the Highway 31 commercial corridor. The City's cash investment of $300,000 can be supported within our current general fund budget surplus funds.

Attachments:
1. Resolution 5531

STATE OF ALABAMA

JEFFERSON COUNTY

CERTIFICATE OF CITY CLERK

_____

_____, 2024

_____

I, the undersigned, do hereby certify that: (1) I am the duly elected, qualified and acting Clerk of the City of Vestavia Hills, Alabama (the "City"), (2) as City Clerk of the City I have access to all original records of the City and I am duly authorized to make certified copies of its records on its behalf, (3) the attached and following pages constitute a complete, verbatim and compared copy of excerpts from the minutes of a regular meeting of the City Council of the City duly held on September 23, 2024, the original of which is on file and of record in the minute book of the City Council in my custody, (4) the resolution set forth in such excerpts is a complete, verbatim and compared copy of such resolution as introduced and adopted by the City Council on such date, and (5) said resolution is in full force and effect and has not been repealed, amended or changed

IN WITNESS WHEREOF, I have hereunto set my hand as Clerk of the City of Vestavia Hills, Alabama, and have affixed the official seal of the City, on the above date.

_____

City Clerk of the City of Vestavia Hills, Alabama

S E A L

EXCERPTS FROM THE MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA

Economic Development Agreement
for
Altera AIP-Vestavia, LLC

The City Council of the City of Vestavia Hills, Alabama met in regular public session at City Hall in the City of Vestavia Hills, Alabama, at 6:00 p.m. on September 23, 2024.

The meeting was called to order by the Mayor, and the roll was called with the following results:

Present:	Ashley Curry, Mayor
	Rusty Weaver, Mayor Pro-Tempore
	Kimberly Cook
	Paul Head
	George Pierce

Absent:

* * *

The Mayor stated that a quorum was present and that the meeting was open for the transaction of business.

* * *

Thereupon, the Mayor stated that the following resolution was first introduced in writing and read by the City Council during the regular meeting of the City Council on Monday, September 9, 2024, whereupon such resolution was introduced by the Mayor and read a second time, as follows:

RESOLUTION NO. 5531

A RESOLUTION AUTHORIZING AN ECONOMIC DEVELOPMENT AGREEMENT BY THE CITY OF VESTAVIA HILLS, ALABAMA AND ALTERA AIP-VESTAVIA, LLC

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA:

ARTICLE 1

Definitions

For purposes hereof:

Agreement means the Economic Development Agreement by the City and the Beneficiary attached to this Resolution as Exhibit B.

Amendment No. 772 means Section 94.01 of the Constitution of Alabama of 2022, as initially ratified, and amended, as Amendment No. 772 to the Constitution of Alabama of 1901, as amended.

Beneficiary means Altera AIP-Vestavia, LLC.

Bond Counsel means Maynard Nexsen PC.

City means the City of Vestavia Hills, Alabama.

Council means the governing body of the City.

Public Notice means the notice attached to this Resolution as Exhibit A.

Subject Real Property has the meaning set forth in the Agreement.

.ARTICLE 2

Representations

The Council, upon evidence duly presented to and considered by it, has found and determined, and does hereby find, determine and declare as follows:

(a) The delivery and performance of the Agreement by the City will provide for the economic growth and economic development of the City in furtherance of the public interest thereof.

(b) The expenditure of public funds for the purposes specified in the Agreement will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities.

(c) The City caused the Public Notice to be published on September ___, 2024 in *The Alabama Messenger,* which newspaper is in circulation in the City.

(d) The aggregate indebtedness of the City (including without limitation the Total City Commitment under the Agreement) which will be outstanding under, and chargeable against the limitation upon indebtedness prescribed by, Amendment No. 772 on the Effective Date of the Agreement will not exceed fifty percent (50%) of the assessed valuation of the taxable property of the City as assessed for state taxation for the tax year ending September 30, 2023.

(e) As determined in the exercise by the City of its general police power, it is necessary, wise and in the best interest of the health, morals, comfort and welfare of the community and the City to provide for the use of the Subject Real Property in accordance with the terms of the Agreement.

ARTICLE 3

Authorizations and Ratifications

(a) The Council approves and authorizes the terms and provisions of, the representations and warranties of the City set forth in, and the obligations and transactions to be undertaken by the City pursuant to, the Agreement, with such changes thereto (by addition or deletion) which (i) do not (individually or in the aggregate) create any additional obligation, or extend or increase any stated obligation, of the City under the Agreement and (ii) the officers of the City conclusively approve by execution and delivery of the Agreement as provided by this Resolution.

(b) The Council authorizes and directs the Mayor, City Manager, Finance Director, and City Clerk of the City to:

(i) execute under seal, register, and attest the Agreement;

(ii) execute, deliver, file and record such certificates, documents and notices with respect to such matters of fact as Bond Counsel determines to be necessary in connection with the Agreement;

(iii) deliver the Agreement when advised by Bond Counsel; and

(iv) effect the performance of the Agreement.

(c) The Council ratifies and confirms all prior action taken, and all certificates, documents, proceedings and public notices delivered or published, by or on behalf of the City in furtherance of the purposes of this Resolution, the Agreement, and the transactions herein authorized.

ARTICLE 4

Effect of Resolution

The Council authorizes this Resolution to take effect immediately and repeals any provision of any resolution, order, ordinance, or proceeding of the City to the extent of any conflict or inconsistency thereof with the provisions of this Resolution.

EXHIBIT A

Legal Notice

LEGAL NOTICE

LEGAL NOTICE OF PROPOSED ECONOMIC DEVELOPMENT ACTION AND RELATED PUBLIC EXPENDITURES BY THE CITY OF VESTAVIA HILLS, ALABAMA

Notice is hereby given that the City Council (the "Council") of the City of Vestavia Hills, Alabama (the "City") will meet in public session at 6:00 p.m. on September 23, 2024 at City Hall in the City of Vestavia Hills, Alabama for the purpose of considering the transaction of business that may properly come before the Council, such business to include, but not be limited to, the authorization by the Council, pursuant to Section 94.01 of the Constitution of Alabama of 2022, of a resolution (the "Resolution") approving an Economic Development Agreement by the City and Altera AIP-Vestavia, LLC (the "Beneficiary"), pursuant to which Agreement the City will provide economic incentive payments to the Beneficiary, in consideration of the public benefits to accrue to the City from the establishment and operation by the Beneficiary of commercial development facilities in the city, in an initial grant of $300,000 and thereafter (i) quarterly in arrears for a period of ten years amounts equal to 50% of net sales tax proceeds actually received by the City from such facilities, subject to a maximum total amount of $1,200,000 and (ii) annually in arrears for a period of ten years amounts equal to 50% of net non-educational ad valorem tax proceeds actually received by the City from such facilities, subject to a maximum total amount of $200,000. The City seeks to achieve, by undertaking its obligations pursuant to the Agreement and the Resolution to promote the local economic and industrial development of the City, to increase employment in the City, and to increase the tax and revenue base of the City. The business entity to whom or for whose benefit the City proposes to lend its credit or grant public funds or thing of value is Altera AIP-Vestavia, LLC. All interested persons may examine and review the Resolution, which shall have attached thereto the complete and correct form of the Agreement and make copies thereof at personal expense, at the offices of the City Manager during normal business hours, before and after the meeting referenced herein. Further information concerning the information in this notice can be obtained from the City Manager at the offices thereof during normal business hours.

Exhibit B

Economic Development Agreement

The Beneficiary of this Agreement may transfer (in whole and not in part) this Agreement only in compliance with the provisions of this Agreement, applicable federal and state securities law, and subject to all defenses and rights of the City at law or in equity.

This Agreement has not been registered under the Securities Act of 1933, as amended, in reliance upon applicable exemptions.

ECONOMIC DEVELOPMENT AGREEMENT

(Altera AIP-Vestavia, LLC)

Effective Date: _____, 2024

CITY OF VESTAVIA HILLS, ALABAMA

and

ALTERA AIP-VESTAVIA, LLC

This Agreement was prepared by Heyward C. Hosch and Ann W. Todd of Maynard Nexsen PC.

ECONOMIC DEVELOPMENT AGREEMENT

(ALTERA AIP-VESTAVIA, LLC)

This Agreement is made and delivered on the Effective Date by:

Beneficiary: Altera AIP-Vestavia, LLC and successors and assigns thereof

City: City of Vestavia Hills, Alabama

ARTICLE 1

Consideration and Purpose of Agreement; Amendment No. 772

Section 1.01 Consideration and Purpose

The City and the Beneficiary have delivered this Agreement pursuant to Section 94.01 of the Constitution of Alabama of 2022 to provide for the payment by the City to the Beneficiary of the within City Incentive Amounts in consideration of the establishment and operation of the within Development and the public benefits of increased local employment opportunities and public revenues to accrue therefrom.

Section 1.02 Issuance of Agreement Pursuant to Amendment No. 772

The City certifies, declares and recites that this Agreement, and the obligations and undertakings of the City herein, are issued and undertaken under the authority of Amendment No. 772 for the provision of funds to be used in furtherance of the power and authority authorized thereunder.

ARTICLE 2

Definitions and Construction of Agreement

Section 2.01 Definitions

For purposes of this Agreement:

Alabama Constitution means the Constitution of Alabama of 2022.

Amendment No. 772 means Section 94.01 of the Constitution of Alabama of 2022, as initially ratified, and amended, as Amendment No. 772 to the Constitution of Alabama of 1901, as amended.

Applicable City Property Taxes means the ad valorem taxes levied and collected by the City within the corporate limits thereof for general municipal purposes at the combined rate of 20.55 mills.

Applicable City Sales Tax means the privilege license (sales) tax levied by the City pursuant to Section 16-26 of Article III of Chapter 16 of the Code of Ordinances of the City at rates in effect on the Effective Date.

Applicable Sales Tax Percentage means 46.875%, determined as a fraction (i) the numerator of which is 93.75% (being 100% less 6.25% as the required reserve by Section 16-26 of Article III of Chapter 16 of the Code of Ordinances of the City) and (ii) the denominator of which is 2.

Calendar Quarter means each period of three consecutive calendar months ending on March 31, June 30, September 30, and December 31 in each year.

City Incentive Contribution means a contribution in the amount of $300,000 to be made by the City pursuant to Section 4.01.

City Incentive Amounts means collectively the City Incentive Contribution, the Property Tax Incentive Amount and the Sales Tax Incentive Amount.

Date of Commencement means the date on which a Pickleball Facility shall open to the public.

Development means the commercial, entertainment, and retail facilities to be established on the Subject Real Property.

Effective Date means September___ , 2024.

Existing Operator means collectively:

(a) each Person identified on Appendix II and each Successor thereof; and

(b) each Relocated Operator and each Successor thereof.

Governmental Authority means (i) the United States of America, (ii) the State and any political subdivision (within the meaning of 26 CFR Section 1.103-1) thereof other than the City, and (iii) any agency, board, bureau, commission, court, department, division, instrumentality, or tribunal, or any other organization of competent jurisdiction, established by the United States of America or the State.

Maximum Property Tax Incentive Amount means $200,000.

Maximum Sales Tax Incentive Amount means $1,200,000.

Person means any natural person, corporation, general or limited partnership, joint venture, limited liability company, limited liability partnership association, trust, unincorporated organization, or Governmental Authority.

Pickleball Facility means a facility located within the Development for the sport of pickleball.

Pledge means the creation of a security interest, in accordance with Article 9A of Title 7 of the Code of Alabama 1975, in and to the City Incentive Amounts by the Beneficiary for the benefit of a creditor thereof.

Prohibited Use means any activity, conduct, business or trade operation, or other use, which the City determines, (a) contravenes the economic development purposes for which the City is undertaking its obligations and duties hereunder in accordance with its power and authority under Amendment No. 772 for the provision of public funds, or (b) in the exercise of the general police power thereof, is in violation of the zoning ordinances of the City, constitutes a private or public nuisance, or is otherwise injurious to the health, morals, comfort or welfare of the community and the City, including without limitation any such activity which involves any of the following: (i) the distribution, provision, or sale of narcotics and related apparatus or paraphernalia, (ii) the distribution, provision or sale, of tangible personal property by bargain, discount, fire-sale, liquidation, pawn or flea-market, surplus, or thrift operations, (iii) the provision of amusement, entertainment, services, or tangible personal property, of a prurient or salacious nature, (iv) the provision of practices related to the occult and the supernatural, (v) the provision of body-piercing, tattoo, and similar services, and (vi) the provision of services relating to the voluntary termination of human life.

Property Tax Incentive Amount means, on each Property Tax Incentive Payment Date, an amount equal to 50.00% of the amount the City determines to have been actually received by the City as net proceeds of the Applicable City Property Taxes from the Development during the then immediately preceding Property Tax Year.

Property Tax Incentive Payment Certificate means the Certificate attached hereto as Appendix IV.

Property Tax Incentive Payment Date means that date which occurs prior to, or on, the Property Tax Incentive Termination Date and after the later of (i) February 15 in each year or (ii) ten (10) days after the date of receipt by the City of the Property Tax Incentive Payment Certificate for the then immediately preceding Property Tax Year.

Property Tax Incentive Termination Date means the first to occur of:

(a) the Property Tax Incentive Payment Date on which the City shall have paid the Maximum Property Tax Incentive Amount; or

(b) the tenth (10th) consecutive Property Tax Incentive Payment Date, without regard to whether the total payments of the Property Tax Incentive Amounts theretofore paid, and to be paid on such date, by the City shall equal the Maximum Property Tax Incentive Amount.

Property Tax Year means the period beginning on October 1 in each year and ending on September 30 of the next succeeding year.

Relocated Operator means any Person who:

(a) on the Effective Date holds a business license or permit from the City for the conduct or operation of any trade, business, vocation, occupation or profession which is located within the City and without the Development, and

(b) after the Effective Date (i) ceases business operations at any location or locations within the City and without the Development and (ii) establishes business operations within the Development in the same line or type of business as that ceased;

provided, however, if the City determines that any Person who would otherwise be a "Relocated Operator" would cease business operations in the City entirely without re-location into the Development the City may determine to that such Person shall not be treated as a "Relocated Operator" for purposes of this Agreement.

Sales Tax Incentive Amount means, on each Sales Tax Incentive Payment Date, an amount equal to the Applicable Sales Tax Percentage of the amount the City determines to have been actually received by the City as net proceeds of the Applicable City Sales Tax solely from the Development during the then immediately preceding Calendar Quarter less and except the amount of such proceeds received by the City from (i) each Existing Operator in the Development for such Calendar Quarter and (ii) any increase in the rate of the Applicable City Sales Tax made by the City after the Effective Date.

Sales Tax Incentive Payment Certificate means the Certificate attached hereto as Appendix III.

Sales Tax Incentive Payment Date means that date which occurs prior to, or on, the Sales Tax Incentive Termination Date and after the later of (i) the tenth (10th) day of the second month of a Calendar Quarter or (ii) ten (10) days after the date of receipt by the City of the Sales Tax Incentive Payment Certificate for such Calendar Quarter.

Sales Tax Incentive Termination Date means the first to occur of:

(a) the Sales Tax Incentive Payment Date on which the City shall have paid the Maximum Sales Tax Incentive Amount; or

(b) the fortieth (40th) consecutive Sales Tax Incentive Payment Date, without regard to whether the total payments of the Sales Tax Incentive Amounts theretofore paid, and to be paid on such date, by the City shall equal the Maximum Sales Tax Incentive Amount.

State means the State of Alabama.

Subject Real Property means the real property located at 1031 Montgomery Highway in the City and described on Appendix I.

Successor shall mean any Person who succeeds to the rights, titles and interests of an Existing Operator or Relocated Operator, whether by consolidation, merger, acquisition (consensual or by legal process) of a controlling interest in assets, reorganization, reincorporation or conversion to another form of business entity.

Total City Commitment means, on any date of determination, collectively an aggregate amount equal to:

(a) the City Incentive Contribution; and

(b) the Maximum Property Tax Incentive Amount, less all amounts which shall have been paid by the City as Property Tax Incentive Amounts prior to such date; and

(c) the Maximum Sales Tax Incentive Amount, less all amounts which shall have been paid by the City as Sales Tax Incentive Amounts prior to such date.

Transfer means any assignment, conveyance, sale, or transfer by the Beneficiary of the interests and obligations thereof created and undertaken pursuant to this Agreement as provided in Section 6.01.

Transferee means any Person who shall acquire the interests of the Beneficiary in and to, and succeed to the agreements and obligations of the Beneficiary set forth in, this Agreement as provided in Section 6.01.

Section 2.02 Construction of Agreement

For purposes of this Agreement:

(a) the terms "agree", "shall", and "will" when used in this Agreement with respect to the observance or performance of any agreement, duty or requirement to take, or forebear from taking, any action by the City or the Beneficiary means that such agreement, duty or requirement is imperative and enforceable by available remedies at law or in equity against the Person charged therewith;

(b) all references in this Agreement to designated "Articles," "Sections" and other subdivisions are to the designated Articles, Sections and subdivisions of this Agreement as originally executed;

(c) the terms "in this Agreement," "hereof" and "hereunder" and other words of similar import refer to this Agreement as a whole and not to any particular Article, Section, term or provision;

(d) the Article and Section headings in this Agreement are for convenience only and shall not affect the construction of this Agreement.

ARTICLE 3

Representations

Section 3.01 The City

(a) The City delivers this Agreement on the Effective Date pursuant to the authorization hereof by proceedings duly had and taken by the governing body thereof under the authority of Amendment No. 772 and the applicable laws of the State, and having found and determined precedent thereto: (i) no approval of, or filing with, any Governmental Authority is required for the validity, or performance by the City, of this Agreement; (ii) no litigation is pending, or threatened in writing, in which a result adverse to the City would have a material and adverse effect upon the validity, or performance by the City, of this Agreement; and (iii) the delivery and performance of this Agreement by the City will not cause or result in a default or violation under any contractual agreement, or order or ruling of any Governmental Authority, binding upon, or in effect with respect to, the City.

(b) The City recites, certifies and declares that all acts, conditions and things required by the Alabama Constitution and laws of the State to happen, exist and be performed precedent to the authorization, execution and delivery of the Agreement, have happened, do exist and have been performed in due time, form and manner as so required by law and that the amount of the Total City Commitment, together with all other indebtedness of the City, are within every debt and other limit prescribed by the Alabama Constitution and laws of the State.

(c) The City has determined, in the exercise of its general police power, that it is necessary, wise and in the best interest of the health, morals, comfort and welfare of the community and the City to provide for the use of the Subject Real Property in accordance with the terms of this Agreement.

Section 3.02 The Beneficiary

The Beneficiary delivers this Agreement on the Effective Date pursuant to due authorization thereof in compliance with the applicable laws of the state of organization of the Beneficiary and having found and determined precedent thereto: (i) the Beneficiary has made all filings and notices, and obtained all approvals or consents of, any Governmental Authority required for the business operations of the Beneficiary in the State and the validity, and performance by the Beneficiary, of this Agreement; (ii) no litigation is pending, or threatened in writing, in which a result adverse to the Beneficiary would have a material and adverse effect upon the validity, or performance by the Beneficiary of, this Agreement; and (iii) the delivery and performance of this Agreement by the Beneficiary will not cause or result in a default or violation under any contractual agreement or order or ruling of any Governmental Authority binding upon, or in effect with respect to, the Beneficiary.

ARTICLE 4

Payment of City Incentive Amounts

Section 4.01 Payment of City Incentive Contribution

The City authorizes, directs and orders the Finance Director of the City to pay to, or at the written direction of, the Beneficiary, within 60 days of the Date of Commencement, the City Incentive Contribution in lawful currency of the United States of America immediately available.

Section 4.02 Payment of the Sales Tax Incentive Amount

(a) The City authorizes, directs and orders the Finance Director of the City to determine the amount of, and to pay to, or at the written direction of, the Beneficiary on each Sales Tax Incentive Payment Date (or the next succeeding business day) which occurs prior to, or on, the Sales Tax Incentive Termination Date, upon presentation to the Finance Director of the Sales Tax Incentive Payment Certificate, in lawful currency of the United States of America immediately available and without interest, the Sales Tax Incentive Amount determined to be due and payable on such date.

(b) The City and the Beneficiary agree that obligation of the City for the payment of any amount of the Sales Tax Incentive Amount on any Sales Tax Incentive Payment Date (i) is contingent and effective only upon receipt of a positive amount of sales tax proceeds from the levy of the Applicable City Sales Tax in the Development for the then immediately preceding Calendar Quarter, (ii) will not exceed the Maximum Sales Tax Incentive Amount, and (iii) is subject to (A) all prior charges upon, and pledges of, the proceeds of the Applicable City Sales Tax, (B) the prior payment, to the extent necessary and provided by the laws of the State, from the Sales Tax Incentive Amount of the reasonable and necessary governmental expenses of operating the City; and (C) the prior payment of the general obligation indebtedness of the City.

Section 4.03 Payment of the Property Tax Incentive Amount

(a) The City authorizes, directs and orders the Finance Director of the City to determine the amount of, and to pay to, or at the written direction of, the Beneficiary on each Property Tax Incentive Payment Date (or the next succeeding business day) which occurs prior to, or on, the Property Tax Incentive Termination Date, upon presentation to the Finance Director of the Property Tax Incentive Payment Certificate, in lawful currency of the United States of America immediately available and without interest, the Property Tax Incentive Amount determined to be due and payable on such date.

(b) The City and the Beneficiary agree that obligation of the City for the payment of any amount of the Property Tax Incentive Amount on any Property Tax Incentive Payment Date (i) is contingent and effective only upon receipt of a positive amount of property tax proceeds from the levy of the Applicable City Property Taxes in the Development for the then immediately preceding Property Tax Year, (ii) will not exceed the Maximum Property Tax Incentive Amount, and (iii) is subject to (A) all prior charges upon, and pledges of, the proceeds of the Applicable City Property Taxes, (B) the prior payment, to the extent necessary and provided by the laws of the State, from the Property Tax Incentive Amount of the reasonable and necessary governmental expenses of operating the City; and (C) the prior payment of the general obligation indebtedness of the City.

ARTICLE 5

Agreements and Obligations of Beneficiary

Section 5.01 Indemnity of City

The Beneficiary covenants and agrees, in consideration of the receipt of the City Incentive Amounts:

(a) to defend, protect, indemnify, and hold harmless the City, its agents, employees, and members of its governing body, from and against all claims or demands, including actions or proceedings brought thereon, and all costs, expenses, and liabilities of any kind relating thereto, including reasonable attorneys' fees and cost of suit, arising out of or resulting from any of the following, provided, however, that the foregoing indemnity will not extend to the negligent misconduct of the City, its agents, employees, and members of its governing body: (i) any construction activity performed by Beneficiary, or anyone claiming by through, or under Beneficiary; and (ii) any loss of life, personal injury, or damage to property arising from or in relation to the entry upon, construction, use, operation or occupancy of the Project, including, without limitation, tenants, customers and invitees of the Project or Beneficiary; and

(b) the agreements and covenants in this Section shall survive the termination of this Agreement with respect to events or occurrences happening prior to or upon the termination of this Agreement and shall remain in full force and effect until commencement of an action with respect to any thereof shall be prohibited by law.

Section 5.02 Special Agreement: Use of the Subject Real Property

The Beneficiary covenants and agrees, in consideration of the use of the City Incentive Amounts for the benefit of the Project, and pursuant to the authority of the City under Amendment No. 772 and the general police power of the City:

(a) that the Beneficiary will not, and will not allow or suffer any Person to, use the Subject Real Property (or any part thereof) for any Prohibited Use; and

(b) the agreements and covenants in this Article shall survive the termination of this Agreement and shall remain in full force and effect thereafter.

Section 5.03 No Recourse to Officers, Councilors, Employees of City

The City and the Beneficiary agree that no covenant or agreement contained in this Agreement will operate, or be construed, as a covenant or agreement of any officer, agent, employee, or member of the governing body, of the City in the individual capacity thereof and none of such persons shall be liable personally on this Agreement or be subject to any personal liability or accountability by reason of the delivery of this Agreement.

ARTICLE 6

Transfer of this Agreement

Section 6.01 Transfer

(a) The City and the Beneficiary agree that the Beneficiary may Transfer this Agreement in accordance with its judgement and only:

(1) in whole and not in part; and

(2) in compliance by the Beneficiary with applicable federal and state securities laws; and

(3) delivery to the City of (i) a written request for approval of the Transfer of this Agreement to a designated Transferee and (ii) this Agreement and (iii) payment, or an agreement acceptable to the City for payment, of the expenses (if any) of the City to be incurred in connection with the requested Transfer; and

(4) the prior consent of the City thereto expressed by resolution of the governing body thereof as provided in Section 6.01(b).

(b) The City shall, upon receipt of a request for Transfer, in sole the discretion of the governing body of the City, adopt a resolution which shall:

(1) consent to the Transfer of this Agreement;

(2) evidence, and provide for, compliance with Amendment No. 772 with respect to the Transferee as Beneficiary; and

(3) authorize the revision of this Agreement to set forth therein the name and address of the Transferee, as Beneficiary; the Maximum Property Tax Incentive Amount less all payments of Property Tax Incentive Payments theretofore made by the City; and the Maximum Sales Tax Incentive Amount less all payments of Sales Tax Incentive Payments theretofore made by the City.

(c) Upon execution by the Transferee of this Agreement as revised, and delivery thereof to the City, the Transferee shall have all interests and obligations of the Beneficiary under such Agreement.

Section 6.02 Pledge

The City and the Beneficiary agree that the Beneficiary may, in its judgement Pledge the interests thereof in and to the City Incentive Amounts to a creditor of the Beneficiary upon written notice thereof to the City Manager.

Section 6.03 Special Agreements

The City and the Beneficiary agree and covenant:

(a) each Transferee who acquires, or succeeds to, the interest of the Beneficiary under this Agreement shall be subject to all defenses and rights of the City at law or in equity then applicable in the premises and to all payments of the City Incentive Amounts theretofore made by the City; and

(b) this Agreement does not constitute a "negotiable instrument" within the meaning, or for the purpose of, Article 3 of the Alabama Uniform Commercial Code; and

(c) a transferee of this Agreement will not have the rights and remedies of a "holder in due course" provided by, Article 3 of the Alabama Uniform Commercial Code; and

(d) this Agreement does not constitute a "financial asset" or a "security" within the meaning or for the purpose of, Article 8 of the Alabama Uniform Commercial Code; and

(e) a transferee of this Agreement will not have the rights or remedies of a "purchaser" or "bona fide purchaser" provided by Article 8 of the Alabama Uniform Commercial Code.

ARTICLE 7

Remedies

The City and the Beneficiary shall have and may exercise all rights and remedies available at law or in equity under the laws of the State for the conservation, enforcement and protection of the respective rights and interests thereof under this Agreement to the extent the exercise thereof does not violate any applicable provision of law in the premises.

ARTICLE 8

Amendment

The City and the Beneficiary agree the definitions, provisions and terms of this Agreement may be amended only by written agreement duly authorized, executed and delivered by the City and the Beneficiary.

ARTICLE 9

Term and Termination of Agreement

The City and the Beneficiary agree that this Agreement, and all agreements, obligations and undertakings herein, will become effective on the Effective Date and will continue in full force and effect thereafter until and including the first to occur of either of the following dates, whereupon this Agreement and all such agreements, obligations and undertakings will forthwith terminate and be discharged, without recourse:

(a) the date on which the City shall have paid to the Beneficiary an aggregate amount equal to the Total City Commitment; or

(b) the occurrence of both:

(i) the Property Tax Incentive Termination Date; and

(ii) the Sales Tax Incentive Termination Date.

ARTICLE 10

Provisions of General Application

The City, the Beneficiary and the Registered Owner (each a "party") covenant and agree as follows:

(a) Governing Law: This Agreement is governed by, and will construed in accordance with, the laws of the State of Alabama without regard to principles of conflict of laws.

(b) Binding Effect: This Agreement is enforceable by, and binding upon, the respective successors and assigns of each party.

(c) Counterparts: This Agreement may be executed in several counterparts each of which shall constitute the same agreement.

(d) Enforceability: If any provision herein shall be unenforceable, the remaining provisions hereof will not be affected thereby and will remain in full force and effect.

(e) Notices; Delivery: Any notice given hereunder must be delivered as provided on Appendix V.

(f) No Jury Trial: Each party (i) irrevocably waives, to the extent permitted by law, any right to trial by jury in any action or proceeding under, or related to, this Agreement and (ii) agrees that no Person has represented (by expression or implication) that a party hereto would not seek to enforce such waiver in the event of litigation.

(g) No Joint Venture: This Agreement does not operate, and cannot be construed, to create a joint venture or partnership by or among the parties.

(h) No Other Beneficiaries: This Agreement is solely for the benefit of the parties and the successors and assigns thereof, and any stated third-party Registered Owner, and no other Person has or may enforce any benefit, interest or rights under or by virtue of this Agreement.

(i) Final and Full Contract: This Agreement constitutes the final and full contractual agreement of the parties and replaces and supersedes all prior or other agreements (written or oral) relating to the subject matter hereof.

EXECUTION AND REGISTRATION BY CITY

IN WITNESS WHEREOF, the City has caused this Agreement to be executed under seal and attested in the name of the City on the Effective Date by officers thereof duly authorized thereunto.

CITY OF VESTAVIA HILLS, ALABAMA

By _____
Mayor

By _____
City Manager

S E A L

ATTEST: _____
City Clerk

EXECUTION BY BENEFICIARY

IN WITNESS WHEREOF, the Beneficiary has caused this Agreement to be executed under seal on the Effective Date by an officer or legal representative thereof duly authorized thereunto.

ALTERA AIP-VESTAVIA, LLC

By: _____

Its _____

APPENDIX I

Subject Real Property

APPENDIX II

Existing Operators

None

APPENDIX III

Request for Payment of Sales Tax Incentive Amount

Request for Payment of Sales Tax Incentive Amount

From: _____, as Beneficiary

To: City of Vestavia Hills, Alabama

Date: _____, 20__

Re: **Economic Development Agreement dated _____, 2024, by City of Vestavia Hills, Alabama and _____**

_____

_____

The undersigned represents to the City:

(1) the undersigned is the Beneficiary under the above Agreement; and

(2) the undersigned is in full compliance with the agreements and covenants thereof under the Agreement and with all applicable ordinances and regulations of the City applicable thereto; and

(3) requests payment to the undersigned by the City of the Sales Tax Incentive Amount as determined by the City as provided in the Agreement, for the following Calendar Quarter:

_____ 1, 20___ through _____, 30 / 31, 20_____

In Witness Whereof, the undersigned has caused this instrument to be executed in its name, under seal, by an officer thereof duly authorized thereunto.

_____
as Beneficiary

By_____

Its_____

APPENDIX IV

Request for Payment of Property Tax Incentive Amount

Request for Payment of Property Tax Incentive Amount

From: _____, as Beneficiary

To: City of Vestavia Hills, Alabama

Date: _____, 20__

Re: **Economic Development Agreement dated _____, 2024, by City of Vestavia Hills, Alabama and _____**

_____

The undersigned represents to the City:

(1) the undersigned is the Beneficiary under the above Agreement; and

(2) the undersigned is in full compliance with the agreements and covenants thereof under the Agreement and with all applicable ordinances and regulations of the City applicable thereto; and

(3) requests payment to the undersigned by the City of the Property Tax Incentive Amount as determined by the City as provided in the Agreement, for the following Property Tax Year:

October 1, 20___ through September 30, 20___

In Witness Whereof, the undersigned has caused this instrument to be executed in its name, under seal, by an officer thereof duly authorized thereunto.

_____
as Beneficiary

By_____

Its_____

APPENDIX V

Notices

A. Addresses

1. The City

   City of Vestavia Hills, Alabama
   1032 Montgomery Hwy
   Vestavia Hills, AL 35216
   Attn: City Manager

2. The Beneficiary

   Altera AIP-Vestavia, LLC
   _____

3. The Registered Owner

   To the address thereof on the Registration of Ownership and Address

B. Manner of Delivery

1. United States Postal Service

   Delivery may be made by United States certified or registered mail, return receipt requested, postage pre-paid.

2. Private Delivery Service

   Delivery may be made by a private delivery service which is accepted by the Internal Revenue Service as set forth on IRS.gov/PDS.

3. Electronic Means

   Communication by electronic mail, facsimile transmission, secure electronic transmission containing applicable authorization codes, passwords or authentication keys, or another method or system.

EXHIBIT A

Legal Notice

LEGAL NOTICE

LEGAL NOTICE OF PROPOSED ECONOMIC DEVELOPMENT ACTION AND RELATED PUBLIC EXPENDITURES BY THE CITY OF VESTAVIA HILLS, ALABAMA

Notice is hereby given that the City Council (the "Council") of the City of Vestavia Hills, Alabama (the "City") will meet in public session at 6:00 p.m. on September 23, 2024 at City Hall in the City of Vestavia Hills, Alabama for the purpose of considering the transaction of business that may properly come before the Council, such business to include, but not be limited to, the authorization by the Council, pursuant to Section 94.01 of the Constitution of Alabama of 2022, of a resolution (the "Resolution") approving an Economic Development Agreement by the City and Altera AIP-Vestavia, LLC (the "Beneficiary"), pursuant to which Agreement the City will provide economic incentive payments to the Beneficiary, in consideration of the public benefits to accrue to the City from the establishment and operation by the Beneficiary of commercial development facilities in the city, in an initial grant of $300,000 and thereafter (i) quarterly in arrears for a period of ten years amounts equal to 50% of net sales tax proceeds actually received by the City from such facilities, subject to a maximum total amount of $1,200,000 and (ii) annually in arrears for a period of ten years amounts equal to 50% of net non-educational ad valorem tax proceeds actually received by the City from such facilities, subject to a maximum total amount of $200,000. The City seeks to achieve, by undertaking its obligations pursuant to the Agreement and the Resolution to promote the local economic and industrial development of the City, to increase employment in the City, and to increase the tax and revenue base of the City. The business entity to whom or for whose benefit the City proposes to lend its credit or grant public funds or thing of value is Altera AIP-Vestavia, LLC. All interested persons may examine and review the Resolution, which shall have attached thereto the complete and correct form of the Agreement and make copies thereof at personal expense, at the offices of the City Manager during normal business hours, before and after the meeting referenced herein. Further information concerning the information in this notice can be obtained from the City Manager at the offices thereof during normal business hours.

The above Resolution was duly passed and adopted this September 23, 2024.

_____

Mayor

SEAL

Attest: _____

City Clerk

06782970.4

After said resolution had been discussed and considered in full by the Council, it was moved and seconded that said resolution be now placed upon its final passage and adopted. The question being put as to the adoption of said motion and the final passage and adoption of said resolution, the roll was called with the following results:

Ayes:

Ashley Curry, Mayor
Rusty Weaver, Mayor Pro-Tempore
Kimberly Cook
Paul Head
George Pierce

Nays:

The Mayor thereupon declared said motion carried and the resolution passed and adopted as introduced and read.

* * *

There being no further business to come before the meeting, it was moved and seconded that the meeting be adjourned. Motion carried.

Approval of Minutes:

Each of the undersigned does hereby approve, and waive notice of, the date, time, place and purpose of the meeting of the Vestavia Hills City Council recorded in the above and foregoing minutes thereof and does hereby approve the form and content of the above and foregoing minutes and resolution therein.

_____
Mayor

_____
Member of Council

_____
Member of Council

_____
Member of Council

_____
Member of Council

S E A L

Attest:_____
City Clerk

CITY OF VESTAVIA HILLS
OFFICE OF THE CITY MANAGER
INTER-DEPARTMENT MEMO

September 23, 2024

To: Mayor and City Council

From: Jeff Downes, City Manager

Cc:

RE: Public Hearing - Resolution Number 5533 - A Resolution to Approve the Acceptance and Expenditure of Grant Funds to Support the Construction of Playground and Exercise Equipment at Altadena Valley Park

---

Background:
Consistent with the master plan for development of Altadena Valley Park, a playground and exercise area has been identified as a key amenity for the park. Funding for the project has been received from an Innovate Alabama grant ($15k), a grant from State Representative Mike Shaw ($10k), and funding made a part of the FY 25 City budget ($30k). Jefferson County Commissioner Mike Bolin is in support of the project as well and has approved a grant of an additional $20k to complete the funding for the amenity.

Recommendation:
It is recommended that the City Council authorize the City Manager to execute any and all documents for this project. Furthermore, the City Council authorizes the acceptance of these grants and expenditure of $75,000 for

completion of the playground and exercise amenity at Altadena Valley Park utilizing the aforementioned funding.

Fiscal Impact:
In summary, the $75,000 project will be funded utilizing $45,000 in grant funding and $30,000 in budgeted funds from the FY 25 approved budget to support this project.

Attachments:
1. Resolution 5533
2. Grant Resolution - AVP Equipment 8-28-24
3. Jeffco Grant App 8-14-24
4. Grant Letter - Danielle Cater

RESOLUTION NUMBER 5533

A RESOLUTION EXPRESSING GRATITUDE TO JEFFERSON COUNTY COMMISSIONER MICHAEL BOLIN FOR ASSISTING IN THE PROCUREMENT OF A GRANT IN THE AMOUNT OF $20,000 AND AUTHORIZING THE CITY MANAGER TO APPLY SAID GRANT TOWARD AMENITIES AT THE ALTADENA VALLEY PARK

WHEREAS, the Jefferson County Commission adopted a Community Grant Program and Funding Guideline ("Program"); and

WHEREAS, under this Program, The City of Vestavia ("Vestavia") applied for a grant of funds for $20,000.00; and

WHEREAS, the City of Vestavia, Alabama a municipality located within Jefferson County, Alabama, seeks funding to assist with the purchase and installation of its playground/exercise amenity at Altadena Valley Park; and

WHEREAS, The City of Vestavia meets the eligibility requirements of the Program; and; and

WHEREAS, Commissioner Michael "Mike" Bolin has recommended funding of $20,000.00, to The City of Vestavia, and the grant of such fund serves a good and sufficient public purpose; and

WHEREAS, the Jefferson County Commission has determined that it is in the public interest to provide public funds to assist in the development and promotion of said County resources

WHEREAS, the Mayor and City Council feel it is in the best public interest to accept said grant from Commissioner Bolin and allocate all of the above said funding toward the project construction.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AND THE JEFFERSON COUNTY COMMISSION AGREE, AS FOLLOWS:

1. The term of this agreement shall begin upon execution hereof and end of August 29, 2025; and
2. The County shall pay to The City of Vestavia a lump payment of $20,000.00 upon execution of this agreement; and

3. The City of Vestavia shall use the public funds to assist with the purchase and installation of its playground/exercise amenity at Altadena Valley Park;

   ANY PASS-THROUGH FOR OTHER USE OR PURPOSE IS PROHIBITED.

4. The City of Vestavia shall deliver to the Jefferson County - Finance Department with a copy to the Jefferson County - County Manager and to the Office of Commissioner Michael "Mike" Bolin a detailed report describing the use of the funds and program benefits no later than sixty (60) days following the expenditures or by August 29, 2025 which shall occur first; and
5. The City of Vestavia shall create, collect, and retain for inspection and copying by the county or its authorized agent or any examiner from the State Department of Public accounts, all appropriate financial records, including original invoices, canceled checks, case receipts and all other supporting documents, as may be necessary to provide receipt of said sum from the County and all expenditures thereof. All such financial records and supporting documents shall be retained and made available by The City of Vestavia for a period of not less than three (3) years from termination of the fiscal year set out about; and
6. The City Manager certifies that no part of the funds paid by the County pursuant to the community grant shall be passed-through to another entity or individual that is not specifically identified or described in the scope of work of the attached agreement which is marked as Exhibit A, attached to and incorporated into this Resolution Number 5533 as if written fully therein; and
7. The City Manager certifies by the execution of this agreement that no part of the funds paid by the County pursuant to this agreement not any part of services, products, or any items or things of value whatsoever purchased or acquired with said funds shall be paid to, used by, or used in any way whatsoever for the personal benefit of any member or employee of any government whatsoever or family member of any of them, including federal, state, county, and municipal and any agency or subsidiary of any such government; and further certifies that neither The City of Vestavia nor any of its officers, partners, owners, agents, representatives, employees, or parties in interest in any way colluded, conspired, or connived with any member of the governing body or employee of the governing body of the County or any other public official or public employee, in any manner whatsoever, to secure or obtain this agreement and further certifies that, except as expressly set out in the

above, no promise or commitment of any nature whatsoever of anything of value whatsoever has been made or communicated to any such governing body member or employee or official as inducement or consideration for this agreement; and

8. Acknowledgement of Funding: In any public recognition is made related to the purpose for which the grant was received, such in media announcements, marketing materials, advertising, or informational campaigns, grant recipients must acknowledge support from the Jefferson County Commission as a body and not solely the sponsoring Commissioner. Jefferson County should be tagged in all social media mentions regarding County-Funded projects and awards; and
9. Any violation of this certification shall constitute a breach and default of this agreement which shall be caused for termination. Upon such The City of Vestavia shall
10. immediately refund to the County all amounts paid by the County pursuant to this Agreement; and
11. The City Manager is hereby authorized to combine this grant from Jefferson County with the other described grant funding from the State of Alabama and Innovate Alabama along with utilizing funding from the FY25 City budget in order to take all actions necessary to construct said playground amenity at Altadena Valley Park;
12. This Resolution Number 5533 is effective immediately upon adoption and approval.

ADOPTED AND APPROVED this the 23rd day of September, 2023.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

COMMUNITY GRANT PROGRAM

WHEREAS the Jefferson County Commission adopted a Community Grant Program and Funding Guideline ("Program"); and

WHEREAS, under this Program, The City of Vestavia ("Vestavia") applied for a grant of funds for $20,000.00; and

WHEREAS, The City of Vestavia, Alabama a municipality located within Jefferson County, Alabama, seeks funding to assist with the purchase and installation of its playground/exercise amenity at Altadena Valley Park; and

WHEREAS, The City of Vestavia meets the eligibility requirements of the Program; and

WHEREAS, Commissioner Michael "Mike" Bolin has recommended funding of $20,000.00, to The City of Vestavia, and the grant of such fund serves a good and sufficient public purpose; and

WHEREAS, the County Commission has determined that it is in the public interest to provide public funds to assist in the development and promotion of said County resources.

NOW THEREFORE, the parties agree as follows:

1. The term of this agreement shall begin upon execution hereof and end of August 29, 2025.

2. The County shall pay to The City of Vestavia a lump payment of $20,000.00 upon execution of this agreement.

3. The City of Vestavia shall use the public funds to assist with the purchase and installation of its playground/exercise amenity at Altadena Valley Park.

ANY PASS-THROUGH FOR OTHER USE OR PURPOSED IS PROHIBITED.

4. The City of Vestavia shall deliver to the Jefferson County - Finance Department with a copy to the Jefferson County – County Manager and to the Office of Commissioner Michael "Mike" Bolin a detailed report describing the use of the funds and program benefits no later than sixty (60) days following the expenditures or by August 29, 2025 which shall occur first.

5. The City of Vestavia shall create, collect, and retain for inspection and copying by the county or its authorized agent or any examiner from the State Department of Public accounts, all appropriate financial records, including original invoices, canceled checks, case receipts and all other supporting documents, as may be necessary to provide receipt

of said sum from the County and all expenditures thereof. All such financial records and supporting documents shall be retained and made available by The City of Vestavia for a period of not less than three (3) years from termination of the fiscal year set out about.

6. The City of Vestavia representative signed below, certified by execution of this agreement that no part of the funds paid by the County pursuant to the community grant shall be passed-through to another entity or individual that is not specifically identified or described in the scope of work of this agreement.

7. The City of Vestavia representative signed below, certifies by the execution of this agreement that no part of the funds paid by the County pursuant to this agreement not any part of services, products, or any items or things of value whatsoever purchased or acquired with said funds shall be paid to, used by, or used in any way whatsoever for the personal benefit of any member or employee of any government whatsoever or family member of any of them, including federal, state, county, and municipal and any agency or subsidiary of any such government; and further certifies that neither The City of Vestavia nor any of its officers, partners, owners, agents, representatives, employees, or parties in interest in any way colluded, conspired, or connived with any member of the governing body or employee of the governing body of the County or any other public official or public employee, in any manner whatsoever, to secure or obtain this agreement and further certifies that, except as expressly set out in the above, no promise or commitment of any nature whatsoever of anything of value whatsoever has been made or communicated to any such governing body member or employee or official as inducement or consideration for this agreement.

8. Acknowledgement of Funding: In any public recognition is made related to the purpose for which the grant was received, such in media announcements, marketing materials, advertising, or informational campaigns, grant recipients must acknowledge support from the Jefferson County Commission as a body and not solely the sponsoring Commissioner. Jefferson County should be tagged in all social media mentions regarding County-Funded projects and awards.

9. Any violation of this certification shall constitute a breach and default of this agreement which shall be caused for termination. Upon such The City of Vestavia shall immediately refund to the County all amounts paid by the County pursuant to this Agreement.

10. IN WITNESS WHEREOF, the parties have hereunto set their hands and seals or caused this agreement to be executed by their duly authorized representatives on the dates reflected below.

JEFFERSON COUNTY, ALABAMA

Date

James A. Stephens, President
Jefferson County Commission

THE CITY OF VESTAVIA

8/28/24
Date

Its: Jeffrey Downes, City Manager

OFFICE OF THE COUNTY COMMISSON,
JEFFERSON COUNTY, ALABAMA

Today's Date: 8/14/24 Project Name: Altadena Valley Park Playground

Project Beginning Date: 10/1/24 Project End Date: 12/31/24

Amount Requested: $20,000 Date Funds Needed: On or Before10/1/24

Name of Applicant Organization: City of Vestavia Hills

Address: 1032 Montgomery Hwy

City & Zip Code: Vestavia Hills 35242 Tax ID #: _____

Contact Name(s): Jeff Downes Telephone No. 205-978-0195

Fax No.: _____ Email Address: jdownes@vhal.org

List of Board Members: _____

Are any Board Members related: Yes/No If Yes, identify relationship.

On a separate sheet(s), please briefly answer the following questions:

1. Describe the applicant organization, including its purpose, leadership structure and activity.
2. Describe the proposed project or activity and provide a timeline for completion.
3. Explain the anticipated positive impact of the proposed project or activity and identify the specific communities that will benefit.
4. Are there any matching funds or in-kind contributions related to this project? (Yes/No) If yes, please provide information detailing the additional sources and amounts involved.

*Applicant may be contacted during the review process and asked to provide a complete line item budget.

DANIELLE CATER
Chief of Staff
Commissioner Michael F. Bolin
JEFFERSON COUNTY COMMISSION
Suite 230 Courthouse
716 Richard Arrington, Jr. Blvd. N.
Birmingham, Alabama 35203
Telephone (205) 325-5503

To Whom It May Concern:

It is the requirement of the Jefferson County Commission that any Non-profit Organization, School or City requesting funding from the Jefferson County Commission be a viable operation for at least two years prior to the request. Any Non-profit Organization, School or City submitting a funding request will need to include the following information upon return of the Grant Application:

Non-profit Organizations:

- Jefferson County Community Grant Application Form
- An operating budget
- Articles of Incorporation
- Last audit financial statement
- Current Form 990
- W-9
- 501-(c) (3) letter of determination

Requirements for Schools:

- Jefferson County Community Grant Application Form
- Tax exemption letter
- W-9 from Board of Education

Requirements for City or related agency (Fire Departments, Senior Centers, Etc.):

- Jefferson County Community Grant Application Form
- Current budget and financial statement (City)
- Current audit (City)
- 501 (c) (3)
- W-9

Once these documents have been submitted, the funding request will then be forwarded to the County Attorney's Office for review and approval prior to the process for Commission approval. Once a grant is approved, it is valid for a period of one year.
If you have questions or concerns, please don't hesitate to contact me at 205.325.5503 or caterd@jccal.org.

Regards,
Danielle Cater
Chief of Staff

CITY OF VESTAVIA HILLS
POLICE DEPARTMENT
INTER-DEPARTMENT MEMO

September 23, 2024

To: Jeff Downes, City Manager

From: Shane Ware, Police Chief

Cc:

RE: Public Hearing - Resolution Number 5532 - A resolution approving an alcohol license for Cala Coffee Company d/b/a as Cala Coffee for on and off premise sale of beer and table wine

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Background:
Cala Coffee is an existing restaurant located in Cahaba Heights. This request is for an alcohol license for the on- and off-premise sale of beer and wine.

Recommendation:
I have reviewed the available background information on the attached referenced applicant and submit the following to the City Council:
(xx) **Application cleared by P.D.** *This indicates that there are **NO** convictions for drug trafficking, convictions regarding arrest involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests.*
( ) **Needs further review.** *This indicates that the Police Chief has found records of some convictions of alcohol-related arrests.*
( ) **Does not recommend.** *This indicates that the Police Chief has found records of convictions for drug trafficking, convictions regarding arrest*

involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests.

Fiscal Impact:
na

Attachments:
1. Resolution 5532

RESOLUTION NUMBER 5532

A RESOLUTION APPROVING ALCOHOL LICENSE FOR CALA COFFEE COMPANY LLC D/B/A CALA COFFEE; MELANIE R. COSIO, GILBERT COSIO JR., JOSHUA M. COSIO, EXECUTIVES

WHEREAS, the City Council of the City of Vestavia Hills, Alabama, approves the alcohol license for Cala Coffee Company LLC d/b/a Cala Coffee, located at 3950 Autumn Lane, Vestavia Hills, Alabama, for the sale of 040 - Retail Beer (on or off premises) and 060 - Retail Table Wine (on or off premises); Melanie R. Cosio, Gilbert Cosio Jr., Joshua M. Cosio, executives.

APPROVED and ADOPTED this the 23rd day of September, 2024.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION
Confirmation Number: 20240830134838956

Type License: 040 - RETAIL BEER (ON OR OFF PREMISES) **State:** $150.00 **County:** $75.00

Type License: 060 - RETAIL TABLE WINE (ON OR OFF PREMISES) **State:** $150.00 **County:** $75.00

Trade Name: CALA COFFEE **Filing Fee:** $100.00

Applicant: CALA COFFEE COMPANY LLC **Transfer Fee:**

Location Address: 3950 AUTUMN LN VESTAVIA, AL 35243

Mailing Address: 4329 BON DELL DR VESTAVIA, AL 35243

County: JEFFERSON **Tobacco sales:** NO **Tobacco Vending Machines:**

Product Type: **Type Ownership:** LLC

Book, Page, or Document info: 000 839 338

Do you sell Draft Beer?:

Date Incorporated: 03/08/2021 **State incorporated:** AL **County Incorporated:** JEFFERSON

Date of Authority: 03/08/2021

Federal Tax ID: 862460976 **Alabama State Sales Tax ID:** R010943512

Name:	Title:	Date and Place of Birth:	Residence Address:
MELANIE REBECCA COSIO 9686210 - AL	OWNER	04/11/1994 WINFIELD IL	4329 BON DELL DR VESTAVIA, AL 35243
GILBERT COSIO JR N4611588 - CA	PARTNER	12/20/1957 HOLLISTER CA	313 SANDPIPER DR DAVIS, CA 95616
JOSHUA MICHAEL COSIO 9856661 - AL	OWNER	03/21/1993 WOODLAND CA	4329 BON DELL DR VESTAVIA, AL 35243

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: JOSH COSIO
Business Phone: 530-574-5643
Fax:

Home Phone: 530-574-5643
Cell Phone: 530-574-5643
E-mail: CALACOFFEEBHM@GMAIL.COM

PREVIOUS LICENSE INFORMATION:
Trade Name:
Applicant:

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

STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION
Confirmation Number: 20240830134838956

If applicant is leasing the property, is a copy of the lease agreement attached? YES
Name of Property owner/lessor and phone number: COURTNEY LUNDBERG 205-223-3945
What is lessors primary business? PROPERTY OWNER
Is lessor involved in any way with the alcoholic beverage business? NO
Is there any further interest, or connection with, the licensee's business by the lessor? NO

Does the premise have a fully equipped kitchen? YES
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? YES

Will the business be operated primarily as a package store? NO
Building Dimensions Square Footage: 2400 Display Square Footage:
Building seating capacity: 50 Does Licensed premises include a patio area? YES
License Structure: SHOPPING CENTER License covers: BOTTOM FLOOR
Number of licenses in the vicinity: 0 Nearest: 0
Nearest school: Nearest church: Nearest residence: 0 miles
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)? NO

Name:	Violation & Date:	Arresting Agency:	Disposition:

STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION
Confirmation Number: 20240830134838956

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, Wine Festival and Wine Festival Participant Licenses, and Food or Beverage Truck Licenses, 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): Joshua Cosio

Signature of Applicant: Joshua Cosio

Notary Name (print): Alex Barrow

Notary Signature: Alex Barrow

Commission expires: 11/6/27

ALEX BARROW NOTARY PUBLIC ALABAMA STATE AT LARGE My Commission Expires 11/6/2027

Application Taken: **App. Inv. Completed:** **Forwarded to District Office:**
Submitted to Local Government: **Received from Local Government:**
Received in District Office: **Reviewed by Supervisor:** **Forwarded to Central Office:**

CITY OF VESTAVIA HILLS

INTER-DEPARTMENT MEMO

September 23, 2024

To: Jeff Downes, City Manager

From:

Cc:

RE: Citizens Comments

Background:

Recommendation:

Fiscal Impact:

Attachments:
None