

**MOUNTAIN BROOK CITY COUNCIL
PRE-MEETING DISCUSSION
SEPTEMBER 8, 2014**

The City Council of the City of Mountain Brook, Alabama met in public session in the Pre-council Room (A106) of City Hall at 6:30 p.m. on Monday, the 8th day of September, 2014. The Council President called the meeting to order and the roll was called with the following results:

Present: Virginia C. Smith, Council President
Amy G. Carter, Council President Pro Tempore
Jack D. Carl
William S. Pritchard, III
Jesse S. Vogtle, Jr.

Absent: Lawrence T. Oden, Mayor

Also present were City Attorney Whit Colvin, City Manager Sam Gaston, and City Clerk Steven Boone.

1. AGENDA

1. Review and discussion of the 7 p.m. City Council meeting agenda topics.
2. Executive Session. There being no further business to come before the City Council, it was moved by Council member Pritchard that the City Council convene in executive session to discuss a matter involving an ongoing real estate negotiation. The motion was seconded by Council member Vogtle. The City Attorney certified that the subject matter of the executive session is allowed pursuant to the Open Meetings Act. Then, upon the question being put and the roll called, the vote was recorded as follows:

Ayes: Virginia C. Smith, Council President
Amy G. Carter, Council President Pro Tempore
Jack D. Carl
William S. Pritchard III
Jesse S. Vogtle, Jr.

Nays: None

President Smith declared that the motion carried by a vote of 5-0 and then asked that the members of the audience be excused. President Smith also announced that the City Council pre-meeting will adjourn upon conclusion of the executive session and the regular council meeting would commence upon adjournment of the executive session.



Steven Boone, City Clerk

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF MOUNTAIN BROOK, ALABAMA
SEPTEMBER 8, 2014**

The City Council of the City of Mountain Brook, Alabama met in public session in the City Hall Council Chambers (Room A108) at 7:00 p.m. on Monday, the 8th day of September, 2014. The Council President called the meeting to order and the roll was called with the following results:

Present: Virginia C. Smith, Council President
Amy G. Carter, Council President Pro Tempore
Jack D. Carl
William S. Pritchard, III
Jesse S. Vogtle, Jr.

Absent: Lawrence T. Oden, Mayor

Also present were City Attorney Whit Colvin, City Manager Sam Gaston, and City Clerk Steven Boone.

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

1. CONSENT AGENDA

Council President Smith announced that the following matters will be considered at one time on the consent agenda provided no one in attendance objects:

Approval of the minutes of the August 25, 2014 meeting of the City Council.

| | | |
|-----------------|--|-------------------------|
| 2014-110 | Establish the employees' and retirees' monthly premiums for medical insurance effective October 2014 (last updated by Resolution No. 2013-123)–No change | Exhibit 1 Appendix 1 |
| 2014-111 | Authorize the sale of certain surplus property via a public Internet auction | Exhibit 2 |
| 2014-112 | Set a public hearing on October 13, 2014 to consider an ordinance amending Chapter 121 ("Sign Ordinance") of the City Code | Exhibit 3 |

Thereupon, the foregoing minutes and resolutions were introduced by Council President Smith and their immediate adoption was moved by Council member Vogtle. The minutes and resolutions were then considered by the City Council. Council member Pritchard seconded the motion to adopt the foregoing minutes and resolutions. Then, upon the question being put and the roll called, the vote was recorded as follows:

Ayes: Virginia C. Smith, Council President
Amy G. Carter, Council President Pro Tempore
Jack D. Carl
William S. Pritchard III
Jesse S. Vogtle, Jr.

Nays: None

Council President Smith thereupon declared that said minutes and Resolution Nos. 2014-110 through 2014-112 are adopted by a vote of 5-0.

2. PUBLIC HEARING: CONSIDERATION OF AN ORDINANCE (NO. 1914) TO AMEND THE MASTER DEVELOPMENT PLAN FOR THE PARK AT OVERTON, IN THE CITY OF MOUNTAIN BROOK, ALABAMA, TO ALLOW A PATIO COVER ON LOT 5 (3762 VILLAGE LANE) TO BE 12 FEET FROM THE REAR PROPERTY LINE IN LIEU OF THE REQUIRED 15 FEET (EXHIBIT 4, APPENDIX 2)

Council President Smith introduced the ordinance in writing and invited comments and questions from the audience. There being none, Council member Pritchard made a motion that all rules and regulations which, unless suspended, would prevent the immediate consideration and adoption of said ordinance be suspended, and that unanimous consent to the immediate consideration of said ordinance is given and that the reading of the ordinance at length be waived. The motion was seconded by Council member Vogtle and was carried, as follows:

Ayes: Virginia Smith, Council President
Amy G. Carter, Council President Pro Tempore
Jack D. Carl
William S. Pritchard, III
Jesse S. Vogtle, Jr.

Nays: None

The President of the Council declared the motion carried by a vote of 5-0.

After said ordinance had been considered in full by the Council, Council member Pritchard then moved for the adoption of said ordinance. The motion was seconded by Council member Vogtle. Thereupon, Council President Smith called for vote with the following results:

Ayes: Virginia Smith, Council President
Amy G. Carter, Council President Pro Tempore
Jack D. Carl
William S. Pritchard, III
Jesse S. Vogtle, Jr.

Nays: None

The President of the Council declared that the ordinance (No. 1914) is hereby adopted by a vote of 5-0 and, as evidence thereof, she signed the same.

3. ANNOUNCEMENT REGARDING THE NEXT REGULAR MEETING OF THE CITY COUNCIL

Council President Smith announced that the next meeting of the Mountain Brook City Council will be held on Monday, September 22, 2014 at 7 p.m. in the Council Chamber of City Hall located at 56 Church Street, Mountain Brook, AL 35213. Please visit the City's web site (www.mtnbrook.org) for more information.

4. ADJOURNMENT

There being no further business to come before the City Council at this time, Council President Smith adjourned the meeting.


Steven Boone, City Clerk

EXHIBIT 1**RESOLUTION NO. 2014-110**

WHEREAS, the City's monthly Local Government Health Insurance Plan (LGHIP) medical/dental insurance premiums as established by the State Employees' Insurance Board (SEIB) effective October 1, 2013 are as follows:

| | BCBS of Alabama |
|---|----------------------------|
| Active employee – 0% increase | |
| Single | \$396 |
| Family | \$963 |
| Retiree (without Medicare coverage) – 0% increase | |
| Single | \$817 |
| Family | \$1,502 |

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that (notwithstanding the provisions enumerated in Resolution No. 2014-084 adopted on July 14, 2014) the monthly medical/dental insurance premiums will be shared by the City, employees, and retirees as follows effective a) for employees with the payroll ended October 6, 2014 (payroll dated October 10, 2014) and b) October 1, 2014 for retirees:

| | Monthly Premiums – BCBS of Alabama | | |
|--|---|-------------|--------------|
| | Employee / Retiree | City | Total |
| Employee (single coverage) | \$-0- | \$396 | \$396 |
| Employee (family coverage) | \$279 | \$684 | \$963 |
| Retiree (single/no Medicare coverage) | \$138 | \$679 | \$817 |
| Retiree (family/no Medicare coverage) | \$444 | \$1,058 | \$1,502 |
| Retiree (family/dependent with Medicare) | \$444 | \$775 | \$1,219 |

APPENDIX 1**EXHIBIT 2****RESOLUTION NO. 2014-111**

WHEREAS, the City of Mountain Brook, Alabama, has certain items of personal property which are no longer needed for public or municipal purposes; and

WHEREAS, Section 11-43-56 of the Alabama Code of 1975 authorizes the municipal governing body to dispose of unneeded personal property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mountain Brook, as follows: It is hereby established and declared that the following property owned by the City of Mountain Brook, Alabama is not needed for public or municipal purposes and is hereby declared surplus property:

| Item | Asset | Description | Serial Number | Notes |
|-------------|--------------|--|-------------------------------|----------------|
| 1 | | Lexmark T522 Printer | 990DM81 | |
| 2 | | Toshiba Regza 42" TV | AM341070015 | |
| 3 | | Ricoh Aficio copier | D1022 | 2522/2212/5622 |
| 4 | | Computer classroom tables with wire management (no brand name) | | |
| 5 | | 1 Dell Inspiron 4500S | CDY5T11 (monitor included) | |
| 6 | | 8 Dell Optiplex 755 | 3YX4DG1 4N1DDH1 C7VJXF1 | |

| Item | Asset | Description | Serial Number | Notes |
|------|-------|-------------------------------|-------------------------|-------|
| | | | BN1DDH1 | |
| | | | 8N1DDH1 | |
| | | | 3JGKXF1 | |
| | | | HHGKXF1 | |
| | | | 3N1DDH1 | |
| 7 | 1 | Dell Optiplex 760 | 8T0FDK1 | |
| 8 | 7 | Dell Optiplex 780 | 7GNFQN1 | |
| | | | FFNFQN1 | |
| | | | 5GNFQN1 | |
| | | | 3HNFQN1 | |
| | | | 9FNFQN1 | |
| | | | JGNFQN1 | |
| | | | 1GNFQN1 | |
| 9 | 2 | Dell 17" square flat monitors | CNOCN07872872-81T-07TH | |
| | | | CNOCN09243822-81T-07TH | |
| 10 | 7 | Dell 19" wide flat monitors | CNOGA33H-74445-97E-534L | |
| | | | CNOGA33H-74445-97E-985L | |
| | | | CNOGA33H-74445-97E-1QPV | |
| | | | CNOGA33H-74445-97E-539L | |
| | | | MXOHF730-74262-82Q-1F67 | |
| | | | CN06433H-71618-87N-368L | |
| | | | CNOFH8MW-74445-06Q-DSWL | |
| 10 | 1 | Dell Latitude D430 | DGC8WG1 | |
| 11 | 2 | Dell Latitude D630 | 8VJJGH1 | |
| | | | 2GHYQG1 | |
| 12 | 1 | Epson Stylus C80 | D8TE170693 | |
| 13 | 1 | Epson Workforce 30 | KMXX005493 | |
| 14 | 1 | Epson C88+ | JKDY299380 | |

BE IT FURTHER RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Manager is hereby authorized and directed to sell said property by way of public Internet auction to the highest bidder and to otherwise dispose of such property that does not sell at said public auction.

EXHIBIT 3

RESOLUTION NO. 2014-112

BE IT RESOLVED by the City Council of the City of Mountain Brook that, at the meeting of the City Council to be held on Monday, October 13, 2014, at 7:00 p.m., in the Council Chamber of the Mountain Brook City Hall located at 56 Church Street, Mountain Brook, Alabama 35213, the City Council will hold a public hearing regarding a proposal to amend Chapter 121 of the Municipal Code of the City of Mountain Brook (Sign Ordinance). A copy of the proposed amendments is on file at Mountain Brook City Hall in the office of the City Planner.

BE IT FURTHER RESOLVED by the City Council of the City of Mountain Brook that the City Clerk be, and he hereby is, authorized and directed to cause to be published not fewer than twenty-two days prior to October 13, 2014, by posting in four (4) conspicuous places within the City of Mountain Brook, as follows: City Hall, 56 Church Street, Gilchrist Drug Company, 2805 Cahaba Road, Overton Park, 3020 Overton Road, and The Invitation Place, 3150 Overton Road, notices of public hearing in accordance with applicable law.

BE IT FURTHER RESOLVED that the City Clerk be, and hereby is, further authorized and directed to post the Notice herein above set out, which includes the proposed ordinance, in four conspicuous places within the City at least twenty-two (22) days prior to the public hearing set hereby.

EXHIBIT 4**ORDINANCE NO. 1914**

**AN ORDINANCE TO AMEND THE MASTER DEVELOPMENT PLAN FOR
THE PARK AT OVERTON, IN THE CITY OF MOUNTAIN BROOK, ALABAMA,
TO ALLOW A PATIO COVER ON LOT 5 (3762 VILLAGE LANE) TO BE 12 FEET FROM THE
REAR PROPERTY LINE IN LIEU OF THE REQUIRED 15 FEET.**

WHEREAS, after due consideration, the City Council has determined that the subject lot is irregular in shape, making compliance with the required 15-foot setback particularly difficult.

WHEREAS, after due consideration, the City Council has determined that the portion of the subject lot where the setback encroachment is to occur abuts a common lot set aside for storm water detention, and, therefore, the subject encroachment will not be detrimental to adjoining properties within or along the perimeter of The Park at Overton subdivision.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mountain Brook as follows:

1. Master Development Plan. The Master Development Plan and the materials submitted by the applicant, as required by Section 129-497 of the Mountain Brook City Code, are made a part hereof and are specifically incorporated herein by reference, said Plan and materials constituting regulatory standards for use of the affected Property, subject to modification only as provided for in Article XXVIII, Chapter 129 of the Mountain Brook City Code.

2. Description of Affected Property. The property that is the subject of the rezoning approved by this ordinance is described as follows:

LOT 5 OF THE PARK AT OVERTON, AS RECORDED IN MAP BOOK 215, PAGE 60 IN THE OFFICE OF THE JUDGE OF PROBATE, JEFFERSON COUNTY, ALABAMA, BEING SITUATED IN SECTION 15, TOWNSHIP 18 SOUTH, RANGE 2 WEST, JEFFERSON COUNTY, ALABAMA.

3. Repealer. All ordinances or parts of ordinances heretofore adopted by the City Council of the City of Mountain Brook, Alabama that are inconsistent with the provisions of this ordinance are hereby expressly repealed.

4. Severability. 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.

5. Effective Date. This ordinance shall become effective immediately upon adoption and publication as provided by law.

APPENDIX 2



STATE OF ALABAMA
STATE EMPLOYEES' INSURANCE BOARD
Local Government Health Insurance Program
 200 RSA HQ / 201 South Union Street
 PO Box 304900
 Montgomery, Alabama 36130-4900
 (866) 836-9137 • Fax (334) 517-9778
<http://www.alseib.org>

Joe N. Dickson
 Chairman
 William L. Ashmore
 Executive Director

August 26, 2014

AMY STEPHENS
 CITY OF MOUNTAIN BROOK (N19)
 P O BOX 130009
 BIRMINGHAM, AL 35213

Dear LGHIP Official:

At its Board meeting on August 20th, the State Employees' Insurance Board (SEIB) voted to accept the recommendations of the Local Government Health Insurance Program (LGHIP) Advisory Committee to:

- o Make no premium or benefit adjustments for CY2015 (unless your unit changes from Standard to Preferred rate category rate category)

LGHIP UNIT CLASSIFICATION

For CY2015, your local government unit has been classified in the "Preferred" rate category.

A CY2015 rate schedule is enclosed.

Your local government unit also qualifies for the wellness premium discount of \$10 per active employee per month for CY2015 because you had 80% or higher active employee participation in the wellness screening program conducted June 1, 2013 to May 31, 2014. This discount is not reflected in the rate schedule but will appear on your monthly invoice beginning in December to pay for January's coverage.

We greatly appreciate your continued participation and support of the LGHIP. If you have questions or comments regarding these changes, please forward them to the SEIB. Also, if our LGHIP staff can be of assistance, please contact them at (334) 263-8326.

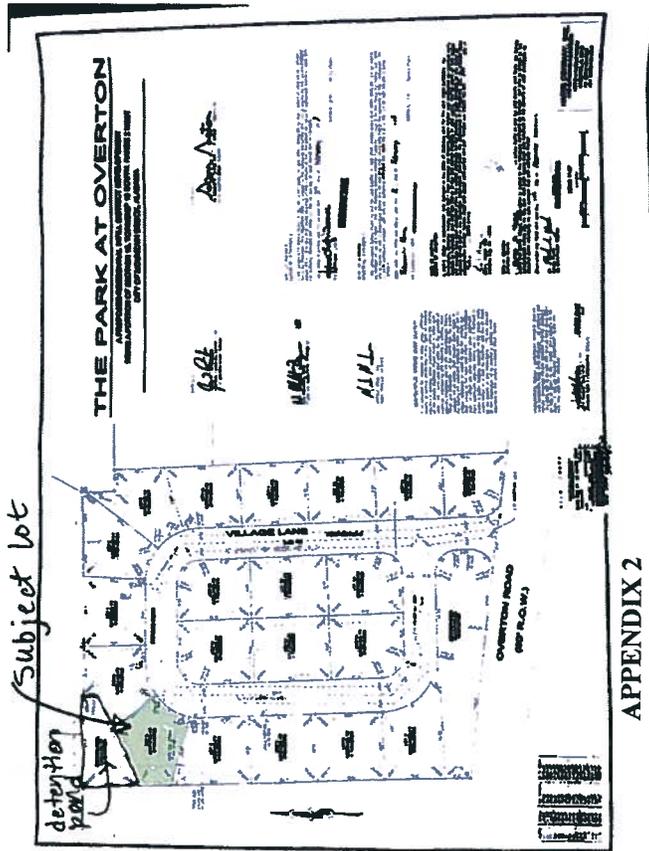
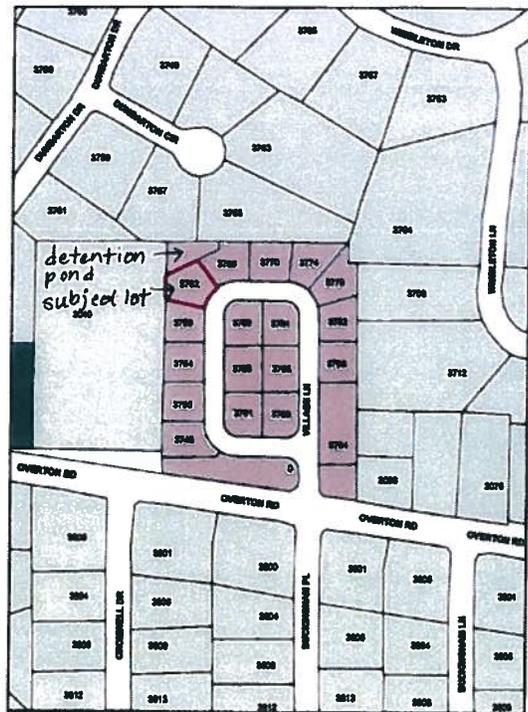
Sincerely,

William L. Ashmore
 Chief Executive Officer

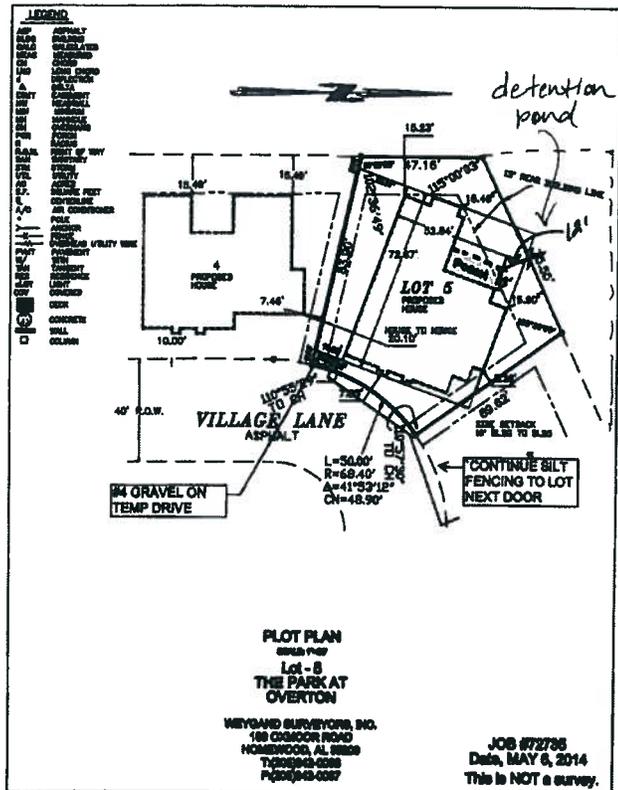
Enclosure

APPENDIX I

| LOCAL GOVERNMENT RATES CY2015 | | | BCBS REGULAR | | | | | | COBRA | | | | | |
|-------------------------------|--|-----------------|-----------------|----------|----------------|-----------------|----------|-----------------|-----------------|----------|----------------|-----------------|----------|--|
| Rate | Active Rates | Preferred Rates | | | Standard Rates | | | Preferred Rates | | | Standard Rates | | | |
| | | Employee Share | Dependent Share | Total | Employee Share | Dependent Share | Total | Employee Share | Dependent Share | Total | Employee Share | Dependent Share | Total | |
| A | Active subscriber | \$ 396 | \$ - | \$ 396 | \$ 432 | | \$ 432 | \$ 404 | | \$ 404 | \$ 441 | | \$ 441 | |
| B | Active subscriber & dependent | \$ 396 | \$ 567 | \$ 963 | \$ 432 | \$ 657 | \$ 1,089 | \$ 404 | \$ 578 | \$ 982 | \$ 441 | \$ 670 | \$ 1,111 | |
| J | Active subscriber (no dental) | \$ 378 | \$ - | \$ 378 | \$ 414 | | \$ 414 | \$ 386 | | \$ 386 | \$ 422 | | \$ 422 | |
| K | Active subscriber & dependent (no dental) | \$ 378 | \$ 541 | \$ 919 | \$ 414 | \$ 631 | \$ 1,045 | \$ 386 | \$ 552 | \$ 938 | \$ 422 | \$ 644 | \$ 1,066 | |
| | | | | | | | | | | | | | | |
| Rate | Retiree Rates | Retiree Share | Dependent Share | Total | Retiree Share | Dependent Share | Total | Retiree Share | Dependent Share | Total | Retiree Share | Dependent Share | Total | |
| H | Retired subscriber (not Medicare) | \$ 817 | \$ - | \$ 817 | \$ 833 | | \$ 833 | \$ 833 | | \$ 833 | \$ 833 | | \$ 833 | |
| I | Retired subscriber (not Medicare) & dependent (not Medicare) | \$ 817 | \$ 685 | \$ 1,502 | \$ 833 | \$ 699 | \$ 1,532 | \$ 833 | \$ 410 | \$ 1,243 | \$ 815 | | \$ 815 | |
| C | Retired subscriber (not Medicare) & dependent (Medicare) | \$ 817 | \$ 402 | \$ 1,219 | \$ 833 | | \$ 833 | \$ 815 | | \$ 815 | \$ 815 | \$ 673 | \$ 1,488 | |
| L | Retired subscriber (not Medicare) (no dental) | \$ 799 | \$ - | \$ 799 | \$ 815 | | \$ 815 | \$ 815 | | \$ 815 | \$ 815 | \$ 383 | \$ 1,198 | |
| M | Retired subscriber (not Medicare) & dependent (not Medicare) (no dental) | \$ 799 | \$ 659 | \$ 1,458 | \$ 815 | \$ 673 | \$ 1,488 | \$ 815 | \$ 383 | \$ 1,198 | \$ 402 | | \$ 402 | |
| N | Retired subscriber (not Medicare) & dependent (Medicare) (no dental) | \$ 799 | \$ 376 | \$ 1,175 | \$ 402 | | \$ 402 | \$ 402 | | \$ 402 | \$ 402 | \$ 577 | \$ 979 | |
| D | Retired subscriber (Medicare) | \$ 394 | \$ - | \$ 394 | \$ 402 | | \$ 402 | \$ 402 | | \$ 402 | \$ 402 | \$ 410 | \$ 812 | |
| E | Retired subscriber (Medicare) & dependent (not Medicare) | \$ 394 | \$ 566 | \$ 960 | \$ 383 | | \$ 383 | \$ 383 | | \$ 383 | \$ 383 | \$ 550 | \$ 933 | |
| F | Retired subscriber (Medicare) & dependent (Medicare) | \$ 394 | \$ 402 | \$ 796 | \$ 383 | \$ 383 | \$ 766 | \$ 383 | \$ 383 | \$ 766 | \$ 594 | | \$ 594 | |
| O | Retired subscriber (Medicare) (no dental) | \$ 376 | \$ - | \$ 376 | \$ 594 | | \$ 594 | \$ 594 | | \$ 594 | \$ 648 | | \$ 648 | |
| P | Retired subscriber (Medicare) & dependent (not Medicare) (no dental) | \$ 376 | \$ 540 | \$ 916 | \$ 594 | \$ 578 | \$ 1,172 | \$ 648 | \$ 670 | \$ 1,318 | \$ 621 | | \$ 621 | |
| Q | Retired subscriber (Medicare) & dependent (Medicare) (no dental) | \$ 376 | \$ 376 | \$ 752 | \$ 567 | | \$ 567 | \$ 621 | | \$ 621 | \$ 621 | | \$ 621 | |
| U | COBRA Disabled (Single) | | | | \$ 567 | | \$ 567 | \$ 621 | | \$ 621 | \$ 621 | | \$ 621 | |
| W | COBRA Disabled (Family) | | | | \$ 567 | \$ 552 | \$ 1,119 | \$ 621 | \$ 644 | \$ 1,265 | \$ 621 | \$ 644 | \$ 1,265 | |



APPENDIX 2



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