1. Presentation of the 2019 community survey results by ETC Institute.

2. Approval of the minutes of the December 9, 2019, regular meeting of the Mountain Brook City Council.

3. Approval of the minutes of the January 6, 2020, special meeting of the Mountain Brook City Council.


5. Consideration: Resolution authorizing the execution of an addendum to Schedule No. 002 of the agreement between the City and Public Resource Management Alliance Corporation (PReMA) with respect to taxpayer auditing services (originally authorized by Resolution No. 2016-110 on August 22, 2016).

6. Consideration: Resolution approving the conditional use application submitted by Villager Yoga for 3150 Overton Road.

7. Consideration: Resolution authorizing the expenditure of funds for traffic island improvements at the intersection of Fairway and West Jackson.

8. Consideration: Resolution authorizing the execution of an agreement with Landscape Services with respect to landscaping in the vicinity of the pedestrian bridge in Jemison Park.

9. Consideration: Authorize the execution of an engagement letter with the Employees' Retirement Systems of Alabama for their preparation of financial projections with respect to the City's defined benefit pension plan (said projections to be subcontracted by RSA's actuarial consultants).


11. Consideration: Ordinance rezoning recently annexed property at 5313 Old Leeds Road from temporary Residence-A district to permanent Residence-A district.

12. Announcement: The City Council shall conduct a public work session on January 17, 2020, at 8:00 a.m. regarding anticipated infrastructure and capital projects over the next 5-10 years and discuss means of financing them.

13. Announcement: The next regular meeting of the City Council is January 27, 2020, at 7:00 p.m. in the Council Chamber of City Hall located at 56 Church Street, Mountain Brook, AL 35213.

14. Comments from residents.

15. Adjourn.
ETC Institute
A National Leader in Market Research for Local Governmental Organizations

...helping city and county governments gather and use survey data to enhance organizational performance for more than 35 years

More than 2,200,000 Persons Surveyed Since 2010 for more than 900 communities in 49 States
To objectively assess citizen satisfaction with the delivery of major City services

To help determine priorities for the community

To measure trends from previous surveys

To compare the City’s performance with other communities regionally and nationally
Methodology

• **Survey Description**
  - seven-page survey; included many of the same questions that were asked in previous years
  - 3rd Resident Survey conducted for the City

• **Method of Administration**
  - by mail and online to a random sample of City residents
  - each survey took approximately 15-20 minutes to complete

• **Sample size:**
  - completed surveys: 517
  - demographics of survey respondents accurately reflects the actual population of the City

• **Confidence level:** 95%

• **Margin of error:** +/- 4.3% overall
Location of Survey Respondents

City of Mountain Brook 2019 Resident Survey

Good representation throughout the City
Residents Have a Very Positive Perception of the City
- 98% rated Mountain Brook as excellent or good place to live & raise children
- 98% are satisfied with the overall quality of life in Mountain Brook

Satisfaction Ratings Are Similar to 2017 and 2014, and Remain Among the Highest in the Nation

Satisfaction with City Services is Much Higher in Mountain Brook Than Other Communities
- Mountain Brook rated significantly higher than the U.S. Average in 57 of 58 areas that were compared
- Satisfaction with Overall Quality of City Services rated 46% above the U.S. Average
- Satisfaction with Customer Service from City Employees 50% above the U.S. Average

Top Overall Priorities:
- Traffic Flow/Congestion Management
- Maintenance of City Streets and Facilities
Major Finding #1
Residents Have a Very Positive Perception of the City
94% Are Satisfied with the Overall Quality of Services Provided by the City
Q4. How Respondents Rate the City of Mountain Brook as a Place to Live, Educate and Raise Children

by percentage of respondents who rated the item as a 1 to 5 on a 5-point scale (excluding don't knows)

- As a place to live: 85% Excellent, 13% Good
- As a place to educate your children: 88% Excellent, 10% Good
- As a place to raise children: 83% Excellent, 15% Good
- As a place to play and for leisure: 57% Excellent, 29% Good, 9% Neutral, 5% Below Average/Poor
- As a place to work: 52% Excellent, 26% Good, 20% Neutral, 2% Below Average/Poor

Source: 2019 ETC Institute

98% Rated Mountain Brook as an Excellent or Good Place to Live and Raise Children
Q1. Overall Satisfaction with City Services by Major Category

by percentage of respondents who rated the item as a 1 to 5 on a 5-point scale (excluding don’t knows)

<table>
<thead>
<tr>
<th>Service</th>
<th>Very Satisfied (5)</th>
<th>Satisfied (4)</th>
<th>Neutral (3)</th>
<th>Dissatisfied (1/2)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Quality of public safety services</td>
<td>83%</td>
<td>15%</td>
<td>2%</td>
<td></td>
</tr>
<tr>
<td>Quality of public library facilities and services</td>
<td>81%</td>
<td>17%</td>
<td>0%</td>
<td></td>
</tr>
<tr>
<td>Customer service received from City employees</td>
<td>64%</td>
<td>28%</td>
<td>7%</td>
<td>1%</td>
</tr>
<tr>
<td>Quality of City parks &amp; rec programs &amp; facilities</td>
<td>58%</td>
<td>30%</td>
<td>6%</td>
<td>6%</td>
</tr>
<tr>
<td>Effectiveness of City communication w/ the public</td>
<td>54%</td>
<td>33%</td>
<td>10%</td>
<td>1%</td>
</tr>
<tr>
<td>Enforcement of City codes and ordinances</td>
<td>52%</td>
<td>32%</td>
<td>12%</td>
<td>4%</td>
</tr>
<tr>
<td>Maintenance of City streets and facilities</td>
<td>43%</td>
<td>41%</td>
<td>11%</td>
<td>6%</td>
</tr>
<tr>
<td>Flow of traffic &amp; congestion management in City</td>
<td>26%</td>
<td>39%</td>
<td>24%</td>
<td>12%</td>
</tr>
</tbody>
</table>

Source: 2019 ETC Institute

Satisfaction Is High for All City Services
Q8. How Safe Residents Feel in Certain Situations

by percentage of respondents who rated the item as a 1 to 4 on a 4-point scale (excluding don’t knows)

- Overall feeling of safety in Mountain Brook: 85%
- In your neighborhood during the day: 92%
- In commercial and retail areas: 79%
- In your neighborhood at night: 76%
- In the City parks: 72%

Source: 2019 ETC Institute

Residents Feel Safe in Mountain Brook
Overall Quality of Services Provided by the City

All areas are in BLUE, indicating that residents in all parts of the City are satisfied with the overall quality of City services.

Citizen Satisfaction
Mean rating on a 5-point scale

- 1.0-1.8 Very Dissatisfied
- 1.8-2.6 Dissatisfied
- 2.6-3.4 Neutral
- 3.4-4.2 Satisfied
- 4.2-5.0 Very Satisfied
- No Response
Major Finding #2

Satisfaction Ratings Are Similar to 2017 and 2014, and Remain Among the Highest in the Nation
Notable Satisfaction Increases Since 2017
- Maintenance of walking trails (+10%)
- Enforcing maintenance of residential property (+6%)
- Brush and bulky removal services (+6%)
- Mountain Brook Lacrosse (+5%)
- Traffic flow and congestion (+4%)
- Availability of info about programs/services (+4%)

Notable Satisfaction Decreases Since 2017
- Recycling programs (-9%)
- Fees charged for youth recreation programs (-5%)
- Enforcement of local traffic laws (-5%)
- Helped residents resolve issues (-4%)

Short-Term Trends
Long-Term Trends

Notable Satisfaction Increases Since 2014
- Number of City parks (+8%)
- Leaf collection (+7%)
- Litter control along major streets (+7%)
- Maintenance of walking trails (+6%)
- Visibility of police in retail area (+5%)
- Number of walking and biking trails (+5%)

Notable Satisfaction Decreases Since 2014
- Recycling programs (-11%)
- Fees charged for youth recreation programs (-7%)
- Enforcement of local traffic laws (-7%)
- Easy to contact (-7%)
- Mountain Brook Soccer (-7%)
Overall Satisfaction with City Services by Major Category
2014 to 2019

by percentage of respondents who rated the item as a 4 or 5 on a 5-point scale where 5 means very satisfied (excluding don't knows)

Quality of public safety services: 97% (2014), 98% (2017), 98% (2019)
Quality of public library facilities and services: 97% (2014), 98% (2017), 98% (2019)
Customer service received from City employees: 89% (2014), 91% (2017), 92% (2019)
Quality of City parks & rec programs & facilities: 90% (2014), 90% (2017), 88% (2019)
Effectiveness of City communication w/ the public: 87% (2014), 87% (2017), 87% (2019)
Enforcement of City codes and ordinances: 83% (2014), 84% (2017), 84% (2019)
Maintenance of City streets and facilities: 86% (2014), 86% (2017), 84% (2019)

Source: 2019 ETC Institute

Significant Increases From 2017: Flow of traffic & congestion management in City

Significant Decreases From 2017:
Major Finding #3

Satisfaction with City Services Is Much Higher in Mountain Brook Than in Other Communities
Overall Satisfaction with Major City Services
Mountain Brook vs. the South Region vs. the U.S.

by percentage of respondents who rated the item 4 or 5 on a 5-point scale
where 5 was "very satisfied" and 1 was "very dissatisfied" (excluding don't knows)

- Quality of public safety services
  - Mountain Brook: 98%
  - South Region: 74%
  - U.S.: 84%

- Quality of public library facilities and services
  - Mountain Brook: 98%
  - South Region: 76%
  - U.S.: 75%

- Customer service received from City employees
  - Mountain Brook: 92%
  - South Region: 46%
  - U.S.: 42%

- Quality of City parks & rec programs & facilities
  - Mountain Brook: 88%
  - South Region: 63%
  - U.S.: 61%

- Effectiveness of City communication w/ the public
  - Mountain Brook: 87%
  - South Region: 43%
  - U.S.: 46%

- Enforcement of City codes and ordinances
  - Mountain Brook: 84%
  - South Region: 48%
  - U.S.: 53%

- Maintenance of City streets and facilities
  - Mountain Brook: 84%
  - South Region: 41%
  - U.S.: 42%

- Flow of traffic & congestion management in City
  - Mountain Brook: 65%
  - South Region: 44%
  - U.S.: 51%

Source: 2019 ETC Institute

Significantly Higher:  
Significantly Lower:
Overall Satisfaction With Major City Services

by percentage of respondents who rated the item as a 4 or 5 on a 5-point scale (excluding don't knows)

DirectionFinder Communities with a Population of Less than 50,000

1st in the Nation
Quality of public safety services
73% 98% 98%

1st in the Nation
Quality of public library facilities and services
70% 98% 98%

1st in the Nation
Customer service received from City employees
41% 92% 92%

Quality of City parks & rec programs & facilities
44% 94% 88%

Effectiveness of City communication w/ the public
27% 88% 87%

1st in the Nation
Enforcement of City codes and ordinances
27% 84% 84%

Maintenance of City streets and facilities
5% 86% 84%

Flow of traffic & congestion management in City
11% 84% 65%

Source: 2019 ETC Institute
Satisfaction with Issues that Influence Perceptions of the City
Mountain Brook vs. the South Region vs. the U.S.

by percentage of respondents who rated the item 4 or 5 on a 5-point scale where 5 was "very satisfied" and 1 was "very dissatisfied" (excluding don't knows)

- **Overall quality of life in the City**: Mountain Brook 98%, South Region 67%, U.S. 72%
- **Overall appearance of the City**: Mountain Brook 96%, South Region 62%, U.S. 64%
- **Overall image of the City**: Mountain Brook 95%, South Region 62%, U.S. 61%
- **Overall quality of services provided by the City**: Mountain Brook 94%, South Region 49%, U.S. 48%
- **Overall value received for City tax dollars & fees**: Mountain Brook 85%, South Region 36%, U.S. 37%

Source: 2019 ETC Institute

**Significantly Higher:**  
**Significantly Lower:**
Satisfaction with Issues that Influence Perceptions of the City

by percentage of respondents who rated the item as a 4 or 5 on a 5-point scale (excluding don't knows)

DirectionFinder Communities with a Population of Less than 50,000

- Overall quality of life in the City: 98%
- Overall appearance of the City: 97%
- Overall image of the City: 95%
- Overall quality of services provided by the City: 94%
- Overall value received for City tax dollars & fees: 85%

1st in the Nation

Source: 2019 ETC Institute
Overall Satisfaction with Public Safety
Mountain Brook vs. the South Region vs. the U.S.

by percentage of respondents who rated the item 4 or 5 on a 5-point scale
where 5 was "very satisfied" and 1 was "very dissatisfied" (excluding don't knows)

- Overall quality of local Fire Protection Services
- Overall quality of local police protection
- Overall quality of Emergency Medical Services
- How quickly police respond to emergencies
- Emergency Preparedness/Emergency Management
- The City's efforts to prevent crime
- The visibility of police in neighborhoods
- Fire, life safety and CPR educational programs
- The visibility of police in retail areas
- Enforcement of local traffic laws
- Quality of animal control

Source: 2019 ETC Institute

Significantly Higher: ↑
Significantly Lower: ↓
Overall Satisfaction with Public Safety
by percentage of respondents who rated the item as a 4 or 5 on a 5-point scale (excluding don't knows)

DirectionFinder Communities with a Population of Less than 50,000

1st in the Nation

Overall quality of local Fire Protection Services
1st in the Nation
Overall quality of local police protection
1st in the Nation
Overall quality of Emergency Medical Services
How quickly police respond to emergencies
1st in the Nation
Emergency Preparedness/Emergency Management

The City's efforts to prevent crime
1st in the Nation
The visibility of police in neighborhoods
Fire, life safety and CPR educational programs
1st in the Nation
The visibility of police in retail areas
Enforcement of local traffic laws
Quality of animal control

Source: 2019 ETC Institute
Overall Satisfaction with City Maintenance
Mountain Brook vs. the South Region vs. the U.S.

by percentage of respondents who rated the item 4 or 5 on a 5-point scale
where 5 was "very satisfied" and 1 was "very dissatisfied" (excluding don't knows)

- Maintenance of City buildings: Mountain Brook 63%, South Region 56%, U.S. 56%
- Overall cleanliness of City streets/public areas: Mountain Brook 57%, South Region 59%, U.S. 57%
- Mowing/trimming along streets & other public areas: Mountain Brook 55%, South Region 52%, U.S. 52%
- Maintenance of major City streets: Mountain Brook 46%, South Region 48%, U.S. 48%
- Maintenance of sidewalks: Mountain Brook 42%, South Region 43%, U.S. 43%
- Adequacy of City street lighting: Mountain Brook 63%, South Region 54%, U.S. 57%

Source: 2019 ETC Institute

Significantly Higher: ✅
Significantly Lower: ❌
Overall Satisfaction with City Maintenance

by percentage of respondents who rated the item as a 4 or 5 on a 5-point scale (excluding don't knows)

DirectionFinder Communities with a Population of Less than 50,000

1st in the Nation

- Maintenance of City buildings: 33% (Mountain Brook: 96%)
- Overall cleanliness of City streets/public areas: 30% (Mountain Brook: 93%)
- Mowing/trimming along streets & other public areas: 43% (Mountain Brook: 92%)
- Maintenance of major City streets: 5% (Mountain Brook: 90%)
- Maintenance of sidewalks: 15% (Mountain Brook: 83%)
- Adequacy of City street lighting: 28% (Mountain Brook: 63%)

Source: 2019 ETC Institute
Overall Satisfaction with City Communication
Mountain Brook vs. the South Region vs. the U.S.

by percentage of respondents who rated the item 4 or 5 on a 5-point scale
where 5 was "very satisfied" and 1 was "very dissatisfied" (excluding don't knows)

- Availability of info about City programs/services
  - Mountain Brook: 76%
  - South Region: 46%
  - U.S.: 42%

- The quality of the City's web page
  - Mountain Brook: 72%
  - South Region: 62%
  - U.S.: 59%

- Transparency of City government/the City's willingness to openly share information with the community
  - Mountain Brook: 71%
  - South Region: 48%
  - U.S.: 43%

- Quality of City social media
  - Mountain Brook: 70%
  - South Region: 57%
  - U.S.: 53%

- Level of public involvement in decision making
  - Mountain Brook: 64%
  - South Region: 32%
  - U.S.: 31%

Source: 2019 ETC Institute

Significantly Higher: ↑  Significantly Lower: ↓
Satisfaction with City Code Enforcement and Ordinances
by percentage of respondents who rated the item as a 4 or 5 on a 5-point scale (excluding don't knows)

DirectionFinder Communities with a Population of Less than 50,000

Enforce the maintenance of business property

Enforce sign regulations

Enforce clean-up litter/debris on private property

Enforce mowing/trimming of private property

Enforce the maintenance of residential property

1st in the Nation

Source: 2019 ETC Institute
Major Finding #4
Community Priorities
## Importance-Satisfaction Rating

**City of Mountain Brook**

### Major Categories of City Services

<table>
<thead>
<tr>
<th>Category of Service</th>
<th>Most Important %</th>
<th>Most Important Rank</th>
<th>Satisfaction %</th>
<th>Satisfaction Rank</th>
<th>Importance-Satisfaction Rating</th>
<th>I-S Rating Rank</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Very High Priority (IS &gt; .20)</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Flow of traffic &amp; congestion management in City</td>
<td>64%</td>
<td>2</td>
<td>65%</td>
<td>8</td>
<td>0.2240</td>
<td>1</td>
</tr>
<tr>
<td><strong>High Priority (IS = .10-20)</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Maintenance of City streets and facilities</td>
<td>66%</td>
<td>1</td>
<td>84%</td>
<td>7</td>
<td>0.1053</td>
<td>2</td>
</tr>
<tr>
<td><strong>Medium Priority (IS &lt; .10)</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Quality of City parks &amp; rec programs &amp; facilities</td>
<td>42%</td>
<td>3</td>
<td>88%</td>
<td>4</td>
<td>0.0504</td>
<td>3</td>
</tr>
<tr>
<td>Enforcement of City codes and ordinances</td>
<td>18%</td>
<td>5</td>
<td>84%</td>
<td>6</td>
<td>0.0285</td>
<td>4</td>
</tr>
<tr>
<td>Effectiveness of City communication w/ the public</td>
<td>16%</td>
<td>6</td>
<td>87%</td>
<td>5</td>
<td>0.0205</td>
<td>5</td>
</tr>
<tr>
<td>Quality of public safety services</td>
<td>41%</td>
<td>4</td>
<td>98%</td>
<td>1</td>
<td>0.0082</td>
<td>6</td>
</tr>
<tr>
<td>Customer service received from City employees</td>
<td>7%</td>
<td>8</td>
<td>92%</td>
<td>3</td>
<td>0.0056</td>
<td>7</td>
</tr>
<tr>
<td>Quality of public library facilities and services</td>
<td>10%</td>
<td>7</td>
<td>98%</td>
<td>2</td>
<td>0.0019</td>
<td>8</td>
</tr>
</tbody>
</table>

### Overall Priorities:

...
Mountain Brook 2019 Citizen Survey
Importance-Satisfaction Assessment Matrix

-Overall City Services-
(points on the graph show deviations from the mean importance and Satisfaction ratings given by respondents to the survey)

mean importance

<table>
<thead>
<tr>
<th>Exceeded Expectations</th>
<th>Continued Emphasis</th>
</tr>
</thead>
<tbody>
<tr>
<td>lower importance/higher satisfaction</td>
<td>higher importance/higher satisfaction</td>
</tr>
</tbody>
</table>

Satisfaction Rating

- Quality of public library facilities & services
- Customer service from City employees
- Effectiveness of City communication w/ the public
- Quality of public safety services
- Quality of City parks & rec programs & facilities
- Enforcement of City codes & ordinances
- Maintenance of City streets & facilities
- Flow of traffic & congestion management in City

Importance Rating

- Less Important: lower importance/lower satisfaction
- Lower Importance: lower importance/higher satisfaction
- Opportunities for Improvement: higher importance/lower satisfaction
- Higher Importance: higher importance/higher satisfaction

Source: ETC Institute (2019)
# Importance-Satisfaction Rating

## City of Mountain Brook

### Maintenance

<table>
<thead>
<tr>
<th>Category of Service</th>
<th>Most Important %</th>
<th>Most Important Rank</th>
<th>Satisfaction %</th>
<th>Satisfaction Rank</th>
<th>Importance-Satisfaction Rating</th>
<th>I-S Rating Rank</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>High Priority (IS = .10-.20)</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Adequacy of City street lighting</td>
<td>49%</td>
<td>2</td>
<td>61%</td>
<td>9</td>
<td>0.1895</td>
<td>1</td>
</tr>
<tr>
<td><strong>Medium Priority (IS &lt; .10)</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Maintenance of sidewalks</td>
<td>39%</td>
<td>3</td>
<td>81%</td>
<td>8</td>
<td>0.0739</td>
<td>2</td>
</tr>
<tr>
<td>Maintenance of major City streets</td>
<td>56%</td>
<td>1</td>
<td>87%</td>
<td>7</td>
<td>0.0723</td>
<td>3</td>
</tr>
<tr>
<td>Mowing/trimming along streets &amp; other public areas</td>
<td>17%</td>
<td>5</td>
<td>92%</td>
<td>6</td>
<td>0.0134</td>
<td>4</td>
</tr>
<tr>
<td>Overall cleanliness of City streets/public areas</td>
<td>24%</td>
<td>4</td>
<td>95%</td>
<td>3</td>
<td>0.0121</td>
<td>5</td>
</tr>
<tr>
<td>Maintenance of traffic signals</td>
<td>15%</td>
<td>6</td>
<td>93%</td>
<td>4</td>
<td>0.0106</td>
<td>6</td>
</tr>
<tr>
<td>Maintenance of the Commercial Villages</td>
<td>14%</td>
<td>7</td>
<td>95%</td>
<td>2</td>
<td>0.0071</td>
<td>7</td>
</tr>
<tr>
<td>Maintenance of street signs</td>
<td>10%</td>
<td>8</td>
<td>93%</td>
<td>5</td>
<td>0.0069</td>
<td>8</td>
</tr>
<tr>
<td>Maintenance of City buildings</td>
<td>5%</td>
<td>9</td>
<td>97%</td>
<td>1</td>
<td>0.0014</td>
<td>9</td>
</tr>
</tbody>
</table>

**Maintenance Priorities:**

- Adequacy of City street lighting (Rank: 1)
- Maintenance of sidewalks (Rank: 2)
- Maintenance of major City streets (Rank: 3)
- Mowing/trimming along streets & other public areas (Rank: 4)
- Overall cleanliness of City streets/public areas (Rank: 5)
- Maintenance of traffic signals (Rank: 6)
- Maintenance of the Commercial Villages (Rank: 7)
- Maintenance of street signs (Rank: 8)
- Maintenance of City buildings (Rank: 9)
Q32. What priority would you rank the following projects?

by percentage of respondents who ranked the item as a 1 to 8 on an 8-point scale, with 1 being the highest priority and 8 being the lowest priority.

- Parking and traffic congestion improvements: 21% Highest Priority, 37% High Priority, 23% Medium Priority, 14% Lower Priority, 5% Lowest Priority.
- Expansion of trails and sidewalks: 19% Highest Priority, 36% High Priority, 20% Medium Priority, 20% Lower Priority, 5% Lowest Priority.
- Road resurfacing: 18% Highest Priority, 30% High Priority, 30% Medium Priority, 18% Lower Priority, 5% Lowest Priority.
- Expanded police protection: 14% Highest Priority, 25% High Priority, 23% Medium Priority, 25% Lower Priority, 12% Lowest Priority.
- Expanded recycling program: 14% Highest Priority, 19% High Priority, 19% Medium Priority, 20% Lower Priority, 28% Lowest Priority.
- New parks and recreation fields: 13% Highest Priority, 20% High Priority, 27% Medium Priority, 26% Lower Priority, 14% Lowest Priority.
- Stormwater system improvements: 8% Highest Priority, 24% High Priority, 27% Medium Priority, 32% Lower Priority, 10% Lowest Priority.
- Expanded fire protection: 5% Highest Priority, 20% High Priority, 23% Medium Priority, 35% Lower Priority, 17% Lowest Priority.

Source: 2019 ETC Institute
Other Findings
Q23. Would you be interested in receiving the City's quarterly newsletter (The Reporter) electronically, either from an email or from the City's website?

by percentage of respondents

- Yes: 56%
- No: 35%
- Not provided: 9%

Source: 2019 ETC Institute
Q33. How Residents Rate the City’s Current Pace of Development in Various Areas

by percentage of respondents who rated the item as a 1 to 5 on a 5-point scale (excluding don’t knows)

- Retail development: 8% Much Too Slow, 25% Slow, 53% Just Right, 10% Fast, 5% Much Too Fast
- Mixed use development: 6% Much Too Slow, 21% Slow, 58% Just Right, 11% Fast, 4% Much Too Fast
- High density business development: 5% Much Too Slow, 17% Slow, 63% Just Right, 11% Fast, 4% Much Too Fast
- Office development: 5% Much Too Slow, 16% Slow, 69% Just Right, 7% Fast, 2% Much Too Fast
- Single-family residential development: 4% Much Too Slow, 13% Slow, 71% Just Right, 9% Fast, 3% Much Too Fast

Source: 2019 ETC Institute
Q34. In general, how supportive are you of having the City use incentives to attract businesses?

by percentage of respondents (excluding not provided)

- Very supportive: 31%
- Somewhat supportive: 37%
- Not supportive: 14%
- Not sure: 18%

Source: 2019 ETC Institute
Q39. How important do you feel it is for the City to provide back door garbage pick up?

by percentage of respondents (excluding don’t knows)

- Very Important: 40%
- Somewhat Important: 15%
- Not Important: 34%
- I take my garbage to the street: 12%

Source: 2019 ETC Institute
Q39a. If, due to budgetary issues in the future, it becomes necessary to reinstate a fee to maintain back door garbage pick up, would you be in favor?

by percentage of respondents (excluding not provided)

- Yes: 32%
- No: 50%
- Maybe: 18%

Source: 2019 ETC Institute
Q39c. Do you prefer twice a week curbside garbage service versus once a week back door garbage service?

by percentage of respondents (excluding not provided)

- Yes: 33%
- No: 54%
- Maybe: 13%

Source: 2019 ETC Institute
Summary
• Residents Have a Very Positive Perception of the City
  - 98% rated Mountain Brook as excellent or good place to live & raise children
  - 98% are satisfied with the overall quality of life in Mountain Brook

• Satisfaction Ratings Are Similar to 2017 and 2014, and Remain Among the Highest in the Nation

• Satisfaction with City Services is Much Higher in Mountain Brook Than Other Communities
  - Mountain Brook rated significantly higher than the U.S. Average in 57 of 58 areas that were compared
  - Satisfaction with Overall Quality of City Services rated 46% above the U.S. Average
  - Satisfaction with Customer Service from City Employees 50% above the U.S. Average

• Top Overall Priorities:
  - Traffic Flow/Congestion Management
  - Maintenance of City Streets and Facilities
Questions?

THANK YOU!!
The City Council of the City of Mountain Brook, Alabama met in public session in the Pre-council Room (A106) of City Hall at 6:15 p.m. on the 9th day of December, 2019. The Council President called the meeting to order and the roll was called with the following results:

Present: William S. Pritchard III, Council President Pro Tempore  
Philip E. Black  
Lloyd C. Shelton  
Alice B. Womack  
Stewart Welch III, Mayor

Absent: Virginia C. Smith, Council President

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

1. AGENDA


   This matter will be reconsidered at a later date pending further staff study.

2. Sidewalk extensions on South Brookwood Road and Westbury Road at Mountain Brook Presbyterian Church for ADA compliance—Shanda Williams and Ronnie Vaughn (Motion No. 2019-194 was added to the formal meeting agenda.)

3. Review of the other matters to be considered at the formal (7 p.m.) meeting

2. ADJOURNMENT

There being no further matters for discussion, Council President Pro Tempore Pritchard adjourned the pre-meeting at approximately 6:55 p.m.

3. CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama, certify the above is a true and correct synopsis of the discussion from the work session of the City Council of the City of Mountain Brook, Alabama held at City Hall, Pre-Council Room (A106) on December 9, 2019, and that the meeting was duly called and held in all respects in accordance with the laws of the State of Alabama and bylaws of the City and that no formal action or votes were conducted at said work session.

City Clerk
Approved by City Council January 13, 2020
MINUTES OF THE REGULAR OF THE
CITY COUNCIL OF THE CITY OF MOUNTAIN BROOK
DECEMBER 9, 2019

The City Council of the City of Mountain Brook, Alabama and met in public session in the City Hall Council Chamber at approximately 7:00 p.m. on the 9th day of December, 2019. The Council President called the meeting to order and the roll was called with the following results:

Present:  William S. Pritchard III, Council President Pro Tempore
          Philip E. Black
          Lloyd C. Shelton
          Alice B. Womack
          Stewart Welch III, Mayor

Absent:   Virginia C. Smith, Council President

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

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

1. PRESENTATION

Mayor Welch presented the Human TraffickingFree Zone proclamation (No. 2019-189) to numerous individuals in attendance actively working to stop human trafficking including Jasmine Sanders Deloach of Pinson whose daughter was abducted, sexually exploited and addicted to heroin at the hands of a trafficker.

2. CONSENT AGENDA

Council President Pro Tempore Pritchard 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 November 25, 2019, regular meeting of the City Council

<table>
<thead>
<tr>
<th>2019-189 Proclamation</th>
<th>The City of Mountain Brook proclaimed a Human TraffickingFree Zone</th>
<th>Exhibit 1, Appendix 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>2019-190</td>
<td>Approve the conditional use application (lunchtime operation of a pick-up window) for Blueroot at 2822 Petticoat Lane</td>
<td>Exhibit 2, Appendix 2</td>
</tr>
<tr>
<td>2019-191</td>
<td>Authorize the execution of an agreement for managed print services for the Emmet O’Neal Library</td>
<td>Exhibit 3, Appendix 3</td>
</tr>
<tr>
<td>2019-192</td>
<td>Authorize the purchase of video software from the Asset Forfeiture fund for the detective division to facilitate investigations</td>
<td>Exhibit 4, Appendix 4</td>
</tr>
<tr>
<td>2019-193</td>
<td>Set a public hearing for January 27, 2020, to consider an ordinance authorizing the installation of traffic bollards along Beech Circle near the city limits with Birmingham and prohibiting northbound traffic beyond that point</td>
<td>Exhibit 5</td>
</tr>
<tr>
<td>2019-194 Motion</td>
<td>Authorize the following sidewalk extensions to be constructed with City forces the materials costs related thereto be charged to</td>
<td>Exhibit 5, Appendix 5</td>
</tr>
</tbody>
</table>

J:\Minutes & Agendas\Council2019\20191209 Minutes.doc

December 9, 2019
ledger no. 417-66907641-0709:

1. 510’ x 5’ x 6” South Brookwood Road sidewalk extension
2. 400’ x 5’ x 6” Westbury Road sidewalk extension

Thereupon, the foregoing minutes, proclamation, resolutions and motion were introduced by Council President Pro Tempore Pritchard and a motion for their immediate adoption made by Council member Shelton. The minutes, proclamation, resolutions and motions were then considered by the City Council. Council member Black seconded the motion to adopt the foregoing minutes, proclamation, resolutions and motion. Then, upon the question being put and the roll called, the vote was recorded as follows:

Ayes: William S. Pritchard III, Council President Pro Tempore
Philip E. Black
Lloyd C. Shelton
Alice B. Womack

Nays: None

Abstained: None

Council President Pro Tempore Pritchard thereupon declared that said minutes, proclamation (No. 2019-189) and resolutions (Nos. 2019-190 through 2019-193), motion (No. 2019-194) were adopted by a vote of 4—0 that and as evidence thereof he signed the same.

3. ANNOUNCEMENTS

The next regular meeting of the City Council will be January 13, 2020, at 7:00 p.m. in the Council Chamber of City Hall located at 56 Church Street, Mountain Brook, AL 35213.

4. EXECUTIVE SESSION AND ADJOURNMENT

Council member Shelton made a motion that the City Council convene in executive session to discuss a matter involving a strategy in preparation for negotiations between the governing body and a group of public employees. The motion was seconded by Council Black. Then, upon the question being put and the roll called, the vote was recorded as follows:

Ayes: William S. Pritchard III, Council President Pro Tempore
Philip E. Black
Lloyd C. Shelton
Alice B. Womack

Nays: None

Council President Pro Tempore Pritchard announced that the motion passed by a vote of 4—0 and that the City Council shall not reconvene upon conclusion of the executive session. The meeting was then adjourned at approximately 7:40 p.m.

5. CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama, certify the above is a true and correct transcript of the regular meeting of the City Council of the City of Mountain Brook, Alabama held at City Hall, Council Chamber (Room A108) on December 9, 2019, and that the meeting was duly called and held in all respects in accordance with the laws of the State of Alabama and bylaws of the City and that a quorum was present.

City Clerk
The City Council of the City of Mountain Brook, Alabama and met in public session in the City Hall Council Chamber at approximately 8:00 a.m. on the 6th day of January, 2020. The meeting was called to order and the roll was called with the following results:

Present: Philip E. Black
Lloyd C. Shelton
Alice B. Womack

Absent: Virginia C. Smith, Council President
William S. Pritchard III, Council President Pro Tempore
Stewart Welch III, Mayor

Also present were City Attorney Carl Johnson, City Manager Sam Gaston and City Clerk Steven Boone.

There being a quorum present, the meeting was open for the transaction of business

1. **APPOINTMENT OF A PRESIDENT TO ADMINISTER THE MEETING**

Council member Black made a motion that Council member Alice Womack serve as Acting Council President in the absence of Council President Smith. The motion was seconded by Council member Shelton. Then, upon the question being put and the roll called, the vote was recorded as follows:

Ayes: Philip E. Black
Lloyd C. Shelton
Alice B. Womack

Nays: None

Abstained: None

Acting Council President Womack thereupon declared that said motion was adopted by a vote of 3—0.

2. **CONSIDERATION: RESOLUTION (NO. 2020-001) RECOMMENDING TO THE STATE OF ALABAMA ALCOHOLIC BEVERAGE CONTROL (ABC) BOARD THE ISSUANCE OF A 020 - RESTAURANT RETAIL LIQUOR LICENSE TO WATKINS BRANCH BOURBON AND BRASSERIE (EXHIBIT 1, APPENDIX 1)**

Acting Council President Womack introduced the resolution in writing and invited questions and comments. There being none, Council member Shelton made a motion that the resolution be passed. The motion was seconded by Council member Black. Then, upon the question being put and the roll called, the vote was recorded as follows:

Ayes: Philip E. Black
Lloyd C. Shelton
Alice B. Womack

Nays: None

Abstained: None
Acting Council President Womack thereupon declared that said resolution (No. 2020-001) was adopted by a vote of 3—0 and as evidence thereof she signed the same.

3. ANNOUNCEMENTS

The next regular meeting of the City Council will be January 13, 2020, at 7:00 p.m. in the Council Chamber of City Hall located at 56 Church Street, Mountain Brook, AL 35213.

5. ADJOURNMENT

There being no further business to come before the City Council, Acting Council President Womack adjourned the meeting at approximately 8:05 a.m.

6. CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama, certify the above is a true and correct transcript of the regular meeting of the City Council of the City of Mountain Brook, Alabama held at City Hall, Council Chamber (Room A108) on January 6, 2020, and that the meeting was duly called and held in all respects in accordance with the laws of the State of Alabama and bylaws of the City and that a quorum was present.

City Clerk
Approved by City Council January 13, 2020

EXHIBIT 1

RESOLUTION NO. 2020-001

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Council hereby recommends to the State of Alabama, Alcoholic Beverage Control Board, the issuance of a 020 – Restaurant Retail Liquor license to Watkins Branch Bourbon and Brasserie, LLC (trade name: Watkins Branch Bourbon and Brasserie), 2708 Culver Road, Mountain Brook, AL 35223.

BE IT FURTHER RESOLVED that the City Clerk is hereby instructed to forward a copy of this resolution to the State of Alabama, Alcoholic Beverage Control Board.

APPENDIX 1
RESOLUTION NO. 2020-002

A RESOLUTION RATIFYING INTRAFUND TRANSFERS
FOR THE YEAR ENDED SEPTEMBER 30, 2019

BE IT RESOLVED by the City Council of the City of Mountain Brook that the following intrafund transfers for the year ended September 30, 2019, are hereby ratified:

<table>
<thead>
<tr>
<th>Operating Transfers In (Out):</th>
<th>Budget</th>
<th>General Fund</th>
<th>Capital</th>
<th>Other Governmental and Debt Service Funds</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital transfers for the payment of current year acquisitions and the future replacement of capital assets</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Equipment replacement (ERS)</td>
<td>$2,656,200</td>
<td>$2,656,200</td>
<td>$2,656,200</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>All other</td>
<td>(1,505,847)</td>
<td>(2,505,847)</td>
<td>2,505,847</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Capital subtotals</td>
<td>(4,162,047)</td>
<td>(5,162,047)</td>
<td>5,162,047</td>
<td>0</td>
<td>0</td>
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<tr>
<td>Corrections fund transfer to fund operations</td>
<td>(158,686)</td>
<td>(293,908)</td>
<td>0</td>
<td>293,908</td>
<td>0</td>
</tr>
<tr>
<td>Debt service transfer for the accumulation of funds for the future repayment of City obligations</td>
<td>(103,116)</td>
<td>(416,320)</td>
<td>0</td>
<td>416,320</td>
<td>0</td>
</tr>
<tr>
<td>Gasoline tax fund transfer to supplement the annual street resurfacing program</td>
<td>(125,000)</td>
<td>(125,000)</td>
<td>0</td>
<td>125,000</td>
<td>0</td>
</tr>
<tr>
<td>Other internal transfers:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>E911 labor cost</td>
<td>(271,000)</td>
<td>(271,000)</td>
<td>0</td>
<td>0</td>
<td>(271,000)</td>
</tr>
<tr>
<td>E911 labor cost</td>
<td>271,000</td>
<td>271,000</td>
<td>0</td>
<td>0</td>
<td>271,000</td>
</tr>
<tr>
<td>Park Board</td>
<td>1,174,398</td>
<td>1,137,769</td>
<td>0</td>
<td>0</td>
<td>1,137,769</td>
</tr>
<tr>
<td>Park Board</td>
<td>(1,174,398)</td>
<td>(1,137,769)</td>
<td>0</td>
<td>0</td>
<td>(1,137,769)</td>
</tr>
<tr>
<td>Phase 3 Fields</td>
<td>48,846</td>
<td>50,969</td>
<td>0</td>
<td>0</td>
<td>50,969</td>
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<tr>
<td>Phase 3 Fields</td>
<td>(48,846)</td>
<td>(50,969)</td>
<td>0</td>
<td>0</td>
<td>(50,969)</td>
</tr>
<tr>
<td>Library-Operations</td>
<td>2,978,165</td>
<td>2,836,486</td>
<td>0</td>
<td>0</td>
<td>2,836,486</td>
</tr>
<tr>
<td>Library-Operations</td>
<td>(2,978,165)</td>
<td>(2,836,486)</td>
<td>0</td>
<td>0</td>
<td>(2,836,486)</td>
</tr>
<tr>
<td>Library-Books</td>
<td>266,600</td>
<td>257,603</td>
<td>0</td>
<td>0</td>
<td>257,603</td>
</tr>
<tr>
<td>Library-Books</td>
<td>(266,600)</td>
<td>(257,603)</td>
<td>0</td>
<td>0</td>
<td>(257,603)</td>
</tr>
<tr>
<td>Stabilization Fund</td>
<td>25,000</td>
<td>25,000</td>
<td>0</td>
<td>0</td>
<td>25,000</td>
</tr>
<tr>
<td>Stabilization Fund</td>
<td>(25,000)</td>
<td>(25,000)</td>
<td>0</td>
<td>0</td>
<td>(25,000)</td>
</tr>
<tr>
<td>Operating transfers, net</td>
<td>$4,548,849</td>
<td>$5,997,275</td>
<td>$5,162,047</td>
<td>$835,228</td>
<td>$0</td>
</tr>
</tbody>
</table>

ADOPTED: This the 13th of January, 2020.

Council President


Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama hereby certify the above to be a true and correct copy of a resolution adopted by the City Council of the City of Mountain Brook at its regular meeting held on January 13, 2020, as same appears in the minutes of record of said meeting.

City Clerk
RESOLUTION NO. 2020-003

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Council hereby authorizes the execution of an addendum to Schedule No. 002 (Resolution No. 2016-110), in the form as attached hereto as Exhibit A, between the City and Public Resource Management Alliance Corporation (PREMA) with respect to taxpayer auditing services.

ADOPTED: This 6th day of January, 2020.

________________________________________
Council President

APPROVED: This 6th day of January, 2020.

________________________________________
Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of the City of Mountain Brook, Alabama, hereby certify the above to be a true and correct copy of a resolution adopted by the City Council of the City of Mountain Brook at its special meeting held on January 13, 2020, as same appears in the minutes of record of said meeting.

________________________________________
City Clerk
ADDENDUM TO SCHEDULE NO. 002

This ADDENDUM AGREEMENT ("Addendum") is dated as of October 1, 2019 (the "Effective Date"), by and between PUBLIC RESOURCE MANAGEMENT ALLIANCE CORPORATION, a Colorado corporation ("PReMA Corp"), and the CITY OF MOUNTAIN BROOK, ALABAMA ("City" or "Mountain Brook"), (collectively, the "Parties").

WHEREAS the Parties entered into an Audit Services Agreement, Schedule 002 to Mountain Brook/PReMA Corp Master Agreement, on September 12, 2016 (the "Original Contract").

WHEREAS the Parties hereby agree to amend the fees of the Audit Services in accordance with the terms of the Original Contract as well as the terms provided herein.

In consideration of the mutual covenants contained herein, each of PReMA Corp and Mountain Brook mutually covenant and agree as follows:

- The Original Contract Fees, which is attached hereto as a part of this addendum, will end on September 30, 2019.

- The parties agree to amend the Original Contract, as provided for in paragraph 7, to a pricing structure with an hourly fee of $67.00, which will begin on October 1, 2019 and will continue until the expiration of the original contract.

- This Extension binds and benefits both Parties and any successors or assigns. This document, including the attached Original Contract, is the entire agreement between the Parties.

All other terms and conditions of the Original Contract remain unchanged.

This Agreement shall be signed on behalf of Public Resource Management Alliance Corporation by Steve Whitman, its Executive Vice President, and on behalf of City of Mountain Brook, Alabama by its Mayor.

This Contract Addendum is executed and agreed to by:

PUBLIC RESOURCE MANAGEMENT ALLIANCE CORPORATION  CITY OF MOUNTAIN BROOK, ALABAMA

By:________________________________________  By:________________________________________

Its: Executive Vice-President  Its _______________________________

Date:________________________  Date:________________________
RESOLUTION NO. 2020-004

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama that the City Council hereby approves the conditional use application submitted by Villager Yoga for 3150 Overton Road.

ADOPTED: This 13th day of January, 2020.

________________________________________
Council President

APPROVED: This 13th day of January, 2020.

________________________________________
Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama hereby certify the above to be a true and correct copy of a resolution adopted by the City Council of the City of Mountain Brook at its regular meeting held on January 13, 2020, as same appears in the minutes of record of said meeting.

________________________________________
City Clerk
DATE: January 13, 2020

TO: Mayor, City Council, City Manager, City Attorney

FROM: Dana Hazen

RE: Conditional Use: Villager Yoga in previous Meta Fitness studio - Overton Road Shopping Center

Villager Yoga is a council-approved conditional use from 2011 (Res 2011-155); approved for group classes 7 days per week, morning through evening. Approximately 20 classes per week, each comprised of 8-15 clients. Villager Yoga seeks to down-size to the existing Meta Fitness suite (thereby “swapping suites”). Meta Fitness was approved by the city council to move to the Villager Yoga space on September 9, 2019 (Res 2019-159).

Since this shopping center was constructed before incorporation into the City of Mountain Brook, it is nonconforming with respect to parking, with fifty-three (53) on-site parking spaces where seventy-two (72) would be required for a retail parking ratio by today’s code.

In 2011, the council approved an off-site parking agreement for this property, binding the on-site shopping center (and specifically the nail salon) to the parking lot on the opposite side of Fairhaven Drive. Twenty-four (24) of the off-site parking spaces are credited to the nail salon in 2011, leaving (24) twenty-four surplus parking spaces for employees and patrons of the shopping center. Based on the overall square footage of the building (14,400) and the on-site parking of 53 (not including the off-site parking), the unit in question (1,200 sf) has a credit of 4 parking spaces.

The current parking requirement for personal fitness is one parking space for each 150 square feet, or 8 spaces (1200/150=8). Minus the 4-space credit for the new Villager Yoga space, 4 additional spaces in the off-site parking lot must be credited to the new Villager Yoga space, reducing the surplus to 12. As such it appears that adequate parking exists between the on-site and off-site parking for the subject use.
September 24, 2019

Mountain Brook City Council
City Hall, 56 Church Street
Mountain Brook, AL 35213

Dear City Council Members,

It has been my pleasure to be a part of the Mountain Brook business community for the past eight years. Villager Yoga opened in Overton Village in January of 2012. We provide a welcoming, accessible, and community experience in which anyone may practice yoga. Our focus continues to be on serving the entire family at each life stage with classes and workshops for expectant mothers, parents + baby, toddlers, children, and adults.

In April 2020, we are planning to relocate from our current location at Overton Village in suites 7 & 8 to suite 4. We will continue to offer yoga classes seven days a week throughout the day, with most days beginning around 9:00 am and ending around 7:30 pm. Our classes average 8-10 students per class plus one instructor.

We are looking forward to continuing to serve our community and surrounding residents! Thank you for your ongoing support and effort.

Sincerely,

Annie Damsky
Annie Damsky
Owner, Villager Yoga
RESOLUTION NO. 2020-005

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Council hereby authorizes City Manager to pay, or cause to be paid for and on behalf of the City, up to $2,000.00 for materials and provide City labor and equipment to install beautification improvements at the Fairway Drive and West Jackson Boulevard traffic island as illustrated in Exhibit A attached hereto.

ADOPTED: This 13th day of January, 2020.

Council President

APPROVED: This 13th day of January, 2020.

Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama hereby certify the above to be a true and correct copy of a resolution adopted by the City Council of the City of Mountain Brook at its regular meeting held on January 13, 2020, as same appears in the minutes of record of said meeting.

City Clerk
Traffic Island Policy Worksheet

Island Location __________________ Fairway Drive and West Jackson Blvd.

Area of Island 5,000 sq ft            Max City Contribution $2,000

(< 3,000 sq ft = $1,000; 3,000-6,000 sq ft = $2,000; > 6,000 sq ft = $3,000)

Sketch of Design

Other Details

We cleared out a bunch of underbrush that was mostly privet and vines. The magnolias will recreate the screen to block the view of several neighbors that enjoyed the privacy. It will also give a more pleasant back drop to the bench. The azaleas will tie in with some existing azaleas that are growing on the left and placing some on the right will balance them on the site and help prevent illegal dumping on the corner.

Materials needed           Quantity           Cost
Claudia Magnolia 10’       5                  $1,500
GG Gerbing Azalea 7 gal    10                 $335
Bench foundation, pinestraw

Total Cost __________________ $2,185
Traffic Island Policy Worksheet

Resident Contact Information

Name
Chollet Still

Email
cholletstill@gmail.com

Partnership Agreement

The City will pay $2,000 and the residents will donate the remaining $185.

Island Committee Comments

Date November 20, 2019

Elizabeth, Helen, and I met with Mrs. Still and a few other local residents to discuss ideas and everyone agreed on the presented plan.

Tree Commission Members: Ro Holman and Elizabeth Poyner
Park Board Members: Helen Drennen and Aimee Reese
Others: Shanda Williams

Police Department Comments

Date December 16, 2019

Lt. Carmack stated by email that the plants are not close enough to the stop sign to obstruct the view of motorists at the intersection and as long as they do not grow to block the speed limit sign, the plan is OK.

Council Comments:

Date:

Amount approved:

Construction Issues/Comments/Adjustments
Traffic Island Policy Worksheet

Before Picture:

![Before Picture Image](image-url)

After Picture:

![After Picture Image](image-url)
RESOLUTION NO. 2020-006

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Council hereby authorizes the execution of a Project Agreement between the City and Landscape Services, Inc., in the form at attached hereto as Exhibit A, with respect to their landscaping of the Jemison Park pedestrian bridge pursuant to the plans prepared by Go Lightly Landscape Architects.

ADOPTED: This 13th day of January, 2020.

________________________________________
Council President

APPROVED: This 13th day of January, 2020.

________________________________________
Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama hereby certify the above to be a true and correct copy of a resolution adopted by the City Council of the City of Mountain Brook at its regular meeting held on January 13, 2020, as same appears in the minutes of record of said meeting.

________________________________________
City Clerk
Project Agreement

The purpose of this letter is to confirm and clarify the landscaping as proposed by Go Lightly Landscape Architects for the Jemison Park Bridge Planting Project by Landscape Services, Inc. Installation shall be according Landscape Services, Inc. latest cost estimate dated 1/7/2020 (“EXHIBIT A”). Changes to this contract are acceptable upon mutual consent between the owner and contractor. Landscape Services, Inc. will provide all labor, equipment, material, subcontracts and supervision necessary to complete the installation as described in Exhibit A. Landscape Services, Inc. will not be responsible for conditions or actions beyond our control. Landscape Services, Inc. will guarantee all installations and materials for TWO years from the date of substantial completion. Landscape Services, Inc. will complete the project as described for the compensation of ($44,123.50) Forty-Four Thousand One Hundred Twenty Three dollars and 50/100.

Owner

__________

Print Name / Title

Date

Contractor – Landscape Services, Inc.

__________

Print Name / Title

Date
Jemison Park Bridge Reforestation

Birmingham, AL

Attn: John Wilson

Re: Jemison Park Bridge Reforestation

<table>
<thead>
<tr>
<th>QTY</th>
<th>DESCRIPTION</th>
<th>SIZE</th>
<th>UNIT PRICE</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>5</td>
<td>Chalk Maple</td>
<td>15gal</td>
<td>$97.00</td>
<td>$485.00</td>
</tr>
<tr>
<td>5</td>
<td>Southern Shagbark Hickory</td>
<td>3-7gal</td>
<td>$32.00</td>
<td>$160.00</td>
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<tr>
<td>5</td>
<td>Pignut Hickory</td>
<td>15gal</td>
<td>$145.00</td>
<td>$725.00</td>
</tr>
<tr>
<td>25</td>
<td>American Beech</td>
<td>2.5&quot; - 3&quot; Cal.</td>
<td>$425.00</td>
<td>$10,625.00</td>
</tr>
<tr>
<td>5</td>
<td>Tulip Poplar</td>
<td>2.5&quot; - 3&quot; Cal.</td>
<td>$415.00</td>
<td>$2,075.00</td>
</tr>
<tr>
<td>5</td>
<td>Black Gum</td>
<td>2.5&quot; - 3&quot; Cal.</td>
<td>$425.00</td>
<td>$2,125.00</td>
</tr>
<tr>
<td>10</td>
<td>Long Leaf Pine</td>
<td>3' - 5' Ht. ***5gal</td>
<td>$97.00</td>
<td>$970.00</td>
</tr>
<tr>
<td>5</td>
<td>Loblolly Pine</td>
<td>3' - 5' Ht. ***3gal</td>
<td>$32.00</td>
<td>$160.00</td>
</tr>
<tr>
<td>10</td>
<td>American Sycamore</td>
<td>15gal</td>
<td>$170.00</td>
<td>$1,700.00</td>
</tr>
<tr>
<td>5</td>
<td>Big Leaf Magnolia</td>
<td>4' - 6' Ht.</td>
<td>$97.00</td>
<td>$485.00</td>
</tr>
<tr>
<td>5</td>
<td>White Oak</td>
<td>15gal</td>
<td>$175.00</td>
<td>$875.00</td>
</tr>
<tr>
<td>5</td>
<td>Swamp White Oak</td>
<td>2.5&quot; - 3&quot; Cal.</td>
<td>$415.00</td>
<td>$2,075.00</td>
</tr>
<tr>
<td>5</td>
<td>Willow Oak</td>
<td>3&quot; - 3.5&quot; Cal.</td>
<td>$510.00</td>
<td>$2,550.00</td>
</tr>
<tr>
<td>5</td>
<td>Shumard Oak</td>
<td>3&quot; - 3.5&quot; Cal.</td>
<td>$510.00</td>
<td>$2,550.00</td>
</tr>
<tr>
<td>30</td>
<td>Dogwood (White)</td>
<td>7gal</td>
<td>$52.00</td>
<td>$1,560.00</td>
</tr>
<tr>
<td>5</td>
<td>Carolina Silverbell</td>
<td>25-30gal</td>
<td>$325.00</td>
<td>$1,625.00</td>
</tr>
<tr>
<td>50</td>
<td>Red Buckeye</td>
<td>1-3gal</td>
<td>$15.00</td>
<td>$750.00</td>
</tr>
<tr>
<td>Quantity</td>
<td>Plant Description</td>
<td>Size</td>
<td>Price 1gal</td>
<td>Price 3gal</td>
</tr>
<tr>
<td>----------</td>
<td>------------------------------------</td>
<td>-------</td>
<td>------------</td>
<td>------------</td>
</tr>
<tr>
<td>30</td>
<td>Carolina Allspice</td>
<td>3gal</td>
<td>$32.00</td>
<td>$960.00</td>
</tr>
<tr>
<td>15</td>
<td>Strawberry Bush</td>
<td>3gal</td>
<td>$28.00</td>
<td>$420.00</td>
</tr>
<tr>
<td>10</td>
<td>Mount Airy Witch-Alder</td>
<td>3gal</td>
<td>$28.00</td>
<td>$280.00</td>
</tr>
<tr>
<td>5</td>
<td>Witch Hazel</td>
<td>3gal</td>
<td>$32.00</td>
<td>$160.00</td>
</tr>
<tr>
<td>50</td>
<td>Oakleaf Hydrangea</td>
<td>1-5gal</td>
<td>$27.00</td>
<td>$1,350.00</td>
</tr>
<tr>
<td>35</td>
<td>Virginia Sweetspire</td>
<td>1-3gal</td>
<td>$27.00</td>
<td>$945.00</td>
</tr>
<tr>
<td>10</td>
<td>Alabama Azalea</td>
<td>1-3gal</td>
<td>$33.00</td>
<td>$330.00</td>
</tr>
<tr>
<td>50</td>
<td>Evergreen Southern Shield Fern</td>
<td>1gal</td>
<td>$12.75</td>
<td>$637.50</td>
</tr>
<tr>
<td>60</td>
<td>Pine Straw</td>
<td>Bales</td>
<td>$9.10</td>
<td>$546.00</td>
</tr>
<tr>
<td>20</td>
<td>Watering for Establishment</td>
<td></td>
<td>$300.00</td>
<td>$6,000.00</td>
</tr>
<tr>
<td>1</td>
<td>Supplemental Rock Work</td>
<td></td>
<td>Lump Sum</td>
<td>$1,000.00</td>
</tr>
</tbody>
</table>

**TOTAL** $44,123.50

**NOTES:**

***Warranty On Plant Material Is For 2 Years Including Watering For Establishment***
RESOLUTION NO. 2020-007

WHEREAS the City Council is concerned about the long-term sustainability of the current 2-tiered defined benefit pension plan administered by the Employees' Retirement Systems of Alabama (RSA) pursuant to Alabama law; and

WHEREAS the City Council believes the dated annual historical valuation data provided by RSA are insufficient to adequately evaluate the pension plan's financial condition, funding progress and potential future costs; and

WHEREAS the City Council desires to understand how much more costly the current 2-tiered defined pension plan may be for budget planning purposes; now, therefore,

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Council hereby authorizes the execution of an engagement letter, in the form as attached hereto as Exhibit A, with respect to development of actuarial projections by Cavanaugh McDonald Consulting LLC (actuary) under the direction of the Employees' Retirement Systems of Alabama.

ADOPTED: This 13th day of January, 2020.

Council President

APPROVED: This 13th day of January, 2020.

Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama hereby certify the above to be a true and correct copy of a resolution adopted by the City Council of the City of Mountain Brook at its regular meeting held on January 13, 2020, as same appears in the minutes of record of said meeting.

City Clerk
January 9, 2020

City of Mountain Brook
56 Church Street
Mountain Brook, AL 35213

Following represents our understanding of the services that, under the direction of the Employees' Retirement System of Alabama (RSA), Cavanaugh McDonald Consulting, LLC (Actuary) shall provide to the City of Mountain Brook (Unit no. 2460 EMTB) (City). The Actuary shall prepare financial forecasts of components of the City's pension plan as more fully described in Exhibit A attached hereto.

RSA understands that the City Council and management of the City expects the forecasts to be based on the significant assumptions described in Exhibit A using generally accepted actuarial valuation techniques and models. The City acknowledges that actual results may vary from the significant assumptions used to develop the forecasts and that such variations may result in actual results different from those provided in the forecasts.

The fee for the services shall not exceed $8,000. The fee for these services will be a liability of the City and will be paid by the City. An invoice for services will be provided to the City by the RSA and will be due and payable to RSA upon the City's receipt of invoice. The forecasts shall be owned by the City of Mountain Brook.

If the Actuary determines that the time and effort required to develop the forecasts are significantly more than the proposed fee, the City shall be notified in advance of the additional time and effort that may be required along with the additional fee proposal.

It is contemplated that the forecasts will be completed within 10-14 weeks from the City's acceptance of the engagement proposal. This is only an estimate and the actual time required to complete the engagement may be greater than expected. However, RSA expects that said forecasts will be completed no later than June 30, 2020.

Following are the primary contacts with respect to this engagement:

<table>
<thead>
<tr>
<th>Employees' Retirement System of Alabama</th>
<th>City of Mountain Brook</th>
</tr>
</thead>
<tbody>
<tr>
<td>Diane E. Scott, Chief Financial Officer</td>
<td>Steven Boone, Finance Director</td>
</tr>
<tr>
<td>334-517-7302</td>
<td>205-802-3825</td>
</tr>
<tr>
<td><a href="mailto:diane.scott@rsa-al.gov">diane.scott@rsa-al.gov</a></td>
<td><a href="mailto:boones@mtnbrook.org">boones@mtnbrook.org</a></td>
</tr>
</tbody>
</table>

If you have any questions about the above understandings and terms of this engagement, please call Ms. Diane Scott.

Very truly yours,

Diane E. Scott, CPA
Chief Financial Officer
Retirement Systems of Alabama
CITY OF MOUNTAIN BROOK RESPONSE AND ACCEPTANCE:

This letter sets forth the understanding of the City of Mountain Brook.

Management representative: ____________________________
Title: ____________________________
Date: ____________________________

Governance representative: ____________________________
Title: ____________________________
Date: ____________________________
The City Council is concerned about the sustainability of the current 2-tiered pension system. To assess the validity of those concerns and to estimate the future cost of the pension and its impact on the City's budget, the City requests actuarial/financial forecasts as more fully described below. The forecasts will be used to measure the impact of the current excess funding strategy and the [projected/estimated] annual excess funding amounts necessary to achieve a fully funded plan within specified time periods.

**Requested actuarial projections:**

1. Forecast the following for EMTB (5, 10, 15, and 20 years) using existing assumptions **PLUS** the City’s current annual excess employer contribution of $640,000 for the year 10/1/2019 through 9/30/2020:
   - a. Actuarial accrued liability (AAL)
   - b. Actuarial asset valuation
   - c. Unfunded actuarial accrued liability (UAAL)
   - d. Employer’s Tier 1 and Tier 2 annual required contributions expressed as a percentage of payroll

2. Forecast the same information **MINUS** the $640,000 excess employer contribution budgeted for the year ending September 30, 2020.

3. Using current assumptions and starting with zero excess pension contribution, forecast the additional annual excess pension contributions required to achieve a 100% funded status (or 0% UAAL) over the following periods: 1) 20 years, 2) 25 years and 3) 30 years

The forecast can start with the September 30, 2018 actuarial valuations (or whatever period is most actuarially expeditious). Assuming the commencement date is September 30, 2018, following are the requested forecast periods and information:

<table>
<thead>
<tr>
<th>Forecast 1-To understand where City is headed based on current assumptions and conditions</th>
<th>Starting with 9/30/2018 Actual 0</th>
<th>9/30/2023 Forecast 5</th>
<th>9/30/2028 Forecast 10</th>
<th>9/30/2033 Forecast 15</th>
<th>9/30/2038 Forecast 20</th>
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</thead>
<tbody>
<tr>
<td>Assumptions [see (1) below]</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>T1 employees</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>T2 employees</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>T1 payroll</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>T2 payroll</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Excess pension contribution</td>
<td>4% of pensionable wages</td>
<td>4% of pensionable wages</td>
<td>4% of pensionable wages</td>
<td>4% of pensionable wages</td>
<td></td>
</tr>
<tr>
<td>Excess pension contribution amount</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td></td>
</tr>
<tr>
<td>AAL</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>AV of Assets</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>UAAL</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>T1 ARC</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
The forecast will generate a new Tier 1/Tier 2 employee/wage mix based on the current turnover assumptions. Simply show the resulting T1/T2 head count and pension wages for context in the City's evaluation of the forecast results.

The purpose of the requested forecasts are to give the City a sense of 1) the progress (or deterioration) of the financial condition (i.e., funded status) of the City's pension plan, 2) how much more the City's required contributions may increase over the projection period for budget planning purposes, and 3) how much must be contributed in order to fully fund the City's pension over the above (9/30/2038, 2043 and 2048) time periods.
ORDINANCE NO. 2063

AN ORDINANCE ADOPTING THE CITY’S STORM WATER MANAGEMENT PROGRAM PLAN

WHEREAS, the City of Mountain Brook, Alabama (“City”) is a member of the Storm Water Management Authority, Inc. (“SWMA”).

WHEREAS, SWMA, in conjunction with the Jefferson County Department of Public Health (“JCDH”) has assisted the City in the development of its Storm Water Management Program Plan (“Plan”), in the form as attached hereto as Exhibit A, to be adopted by the City so that the City may maintain compliance with its Alabama Department of Environmental Management (ADEM) Permit ALS000001.

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

1. All of the “Whereas” clauses set forth above are hereby incorporated by reference.
2. The Storm Water Management Program Plan dated (January 2020) is hereby adopted by the City.
3. The City may update the Plan upon the adoption of a resolution in order to maintain compliance with applicable ADEM and other regulations.
4. The Mayor of the City is hereby authorized to take all action necessary to implement the Plan provisions as to the City’s operations, as well as the operations of those persons or entities who contract to perform services in the City which bear upon the matters covered by the Plan provisions.

ADOPTED: This 13th day of January, 2020.

Council President

APPROVED: This 13th day of January, 2020.

Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Mountain Brook, Alabama, as its meeting held on January 13, 2020, as same appears in the minutes of record of said meeting, and published by posting copies thereof on January 14, 2020, at the following public places, which copies remained posted for five (5) days as required by law.

City Hall, 56 Church Street
Gilchrist Pharmacy, 2850 Cahaba Road

Overton Park, 3020 Overton Road
Cahaba River Walk, 3503 Overton Road

City Clerk
Signatory and Certification Requirements:

I certify under the penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the persons who manage the system, or those persons directly responsible for gathering the information the information is to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

_________________________          ___________
Stewart H. Welch, III                Date
Mayor, City of Mountain Brook

Address: P.O. Box 130009
Mountain Brook, AL 35213

Phone: (205) 802-3800
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<td>Businesses</td>
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<tr>
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<tr>
<td>Engineers, Contractors, and Developers</td>
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<tr>
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<tr>
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APPENDICES

Appendix A – Mountain Brook Storm Water Program Documents

Appendix B - Storm Water Collection Systems Operations

Appendix C - Illicit Discharge Detection and Elimination (IDDE)

Appendix D - Construction Site Storm Water Runoff Control

Appendix E - Spill Prevention and Response

Appendix F - Pollution Prevention/Good Housekeeping for Municipal Operations

Appendix G – Industrial Storm Water Runoff
REGULATORY OVERVIEW

The City of Mountain Brook (City) was issued by the Alabama Department of Environmental Management (ADEM) a Municipal Separate Storm Sewer System (MS4) Individual Phase I Permit (ALS000018) on June 7th, 2017 (Appendix A). This permit went into effect on July 1, 2017. Previously, the City was included as a Co-Permittee under permit number ALS000001.

As a condition of this permit, “The permittee is required to develop, revise, implement, maintain and enforce a storm water management program (SWMP) which shall include controls necessary to reduce the discharge of pollutants from its MS4 consistent with Section 402(p)(3)(B) of the Clean Water Act and 40 CFR Part 122.26. These requirements shall be met by the development and implementation of a storm water management program plan (SWMPP) which addresses the best management practices (BMPs), control techniques and systems, design and engineering methods, public participation and education, monitoring, and other appropriate provisions designed to reduce the discharge of pollutants from the MS4 to the Maximum Extent Practicable (MEP)”.

Per the requirements of NPDES Permit Number ALS000018, BMPs, measurable goals, and responsibility designations are provided for each of the following program elements:

- Storm Water Collection System Operations
- Public Education and Public Involvement on Storm Water Impacts
- Illicit Discharge Detection and Elimination
- Construction Site Storm Water Runoff Control
- Post-Construction Storm Water Management in New Development and Re-Development
- Spill Prevention and Response
- Pollution Prevention/Good Housekeeping for Municipal Operations
- Application of Pesticides, Herbicides, and Fertilizers
- Oils, Toxics, and Household Hazardous Waste Control
- Industrial Storm Water Runoff
ADEM defines the fiscal year as October 1st to September 30th. Annual reports are required to be submitted to ADEM no later than January 31st following the previous fiscal year.

**MS4 JURISDICTIONAL BOUNDARY**

The City of Mountain Brook's MS4 boundary is bound to the north by the city of Birmingham, to the south by the city of Vestavia, to the east by Irondale, and to the west by Homewood. Approximately 26 square miles of residential, commercial, industrial, undeveloped lands and streams make up the MS4 boundary. See Figure 1: MS4 Boundary.

There are two water bodies, Cahaba River and Shades Creek, which are considered impaired by the U.S. Environmental Protection Agency and ADEM within the MS4 boundary. The designated use for Cahaba River within the MS4 is Outstanding Alabama Water and Public Water Supply (OAW/PWS). The designated use for Shades Creek within the MS4 is Fish and Wildlife (F&W). Cahaba River has a United States Environmental Protection Agency (USEPA) approved Total Maximum Daily Load (TMDL) for Siltation and Habitant Alteration as well as for Nutrients. Shades Creek has a USEPA approved TMDL for Siltation, Turbidity and Habitant Alteration as well as for Fecal Coliform.

**LEGAL AUTHORITY AND ENFORCEMENT**

Part II C of the permit requires the City to review and revise its ordinances and regulatory mechanisms as necessary to comply with the permit. Below is a summary of the current ordinances, municipal codes, and regulations related to the management of The City of Mountain Brook's MS4. These ordinances are found in Appendix A.

- **Ordinance 2024, Erosion and Sediment Control Ordinance:** Controls sedimentation leaving construction sites. The ordinance describes the fees, regulations, and the requirements surrounding a land disturbing permit issuance.

- **2013 Subdivision Regulations:** Approved by the Planning and Zoning Board and carry the force of a City Ordinance. They address design requirements for residential and commercial storm water infrastructure.

- **Ordinance 1351, Tree Commission:** Encourages the planting of trees and shrubs to aid in the prevention of erosion and sedimentation, reduce storm water runoff, help control drainage, and restore denuded soil subsequent to construction and grading.
• **Ordinance 1496, An Ordinance to regulate Storm Water Detention within the City of Mountain Brook, Alabama:** Encourages and requires a site plot plan showing improvement and impervious surface area to reduce and limit storm water run-off onto other property and the public storm water system.

• **Ordinance 1633, Flood Ordinance:** Promotes public health, safety and general welfare by controlling construction and construction practices in and around the floodplain as well as controlling the alteration of natural floodplains, stream channels, and natural protective barriers which are involved in the accommodation of floodwaters.

• **Ordinance 50 & 54, Litter, Waste, & Weed Ordinance:** Makes it unlawful to litter, leave waste or weed nuisance on private property or of a sidewalk or street in the city.

• **Ordinance 1112 Abandoned or Inoperable Motor Vehicle Ordinances:** Establishes a law against leaving abandoned and non-usable motor vehicles in the public right of way or within public view on private property.

• **Ordinance 536, Depositing of soil, construction debris, etc., by person engaged in grading or construction Ordinance:** Institutes a misdemeanor violation for leaving or depositing construction debris or materials in the public right of way yard trash and debris in the gutter line. It also controls siltation and construction materials to be contained.

• **Ordinance 2023 Illicit Discharge Ordinance:** Creates an enforcement capability and complaint system in place for illicit discharge of substances into the municipal storm water system.

• **Ordinance 2032 Regulating Nuisance on Private Property:** Establishes clear violation of public nuisance in amending sections of 50, 54 and 1112 regarding litter, waste, weeds, and vehicle nuisance on private property in relation to the public view or interest to protect the neighbor or general public from such public safety nuisance.

• **Ordinance 2019 Post Construction Ordinance:** Enacts the post construction regulations as set forth by the NPDES Permit issued to the city.

• In 2011 The City of Mountain Brook adopted a Standard Operating Procedure Manual detailing activity guidelines and program elements.
The following table reflects which City department is responsible for implementing or coordinating BMPs for each separate program element:

<table>
<thead>
<tr>
<th>DEPARTMENT</th>
<th>RESPONSIBILITIES</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Engineering Site plan reviews</strong></td>
<td>Maintain map of City owned/maintained structural controls</td>
</tr>
<tr>
<td><strong>Inspection JEngineering</strong></td>
<td>Semi-annual inspection of new and existing structural controls</td>
</tr>
<tr>
<td><strong>Inspections</strong></td>
<td>Develop SOP, inspection checklist, and maintenance procedures</td>
</tr>
<tr>
<td><strong>Public Works</strong></td>
<td>Stabilize and re-vegetate eroded areas as needed</td>
</tr>
<tr>
<td><strong>Public Works</strong></td>
<td>Remove floatable, litter, sediment, and debris from structural controls</td>
</tr>
<tr>
<td><strong>Public Education and Public Involvement on Storm Water Impacts</strong></td>
<td></td>
</tr>
<tr>
<td>Administration</td>
<td>Seek and consider public input in the development and implementation of the SWMPP</td>
</tr>
<tr>
<td>Public Works</td>
<td>Post signs prohibiting littering and illegal dumping</td>
</tr>
<tr>
<td>Administration</td>
<td>Educating individuals and households on reducing storm water pollution</td>
</tr>
<tr>
<td>Administration</td>
<td>Community involvement in the storm water program</td>
</tr>
<tr>
<td>Administration</td>
<td>Evaluate the effectiveness of the public education program</td>
</tr>
<tr>
<td>Administration</td>
<td>Organize annual cleanup</td>
</tr>
<tr>
<td><strong>Illicit Discharge Detection and Elimination (IDDE)</strong></td>
<td></td>
</tr>
<tr>
<td>JCDH/SWMA</td>
<td>Develop MS4 map of outfalls</td>
</tr>
<tr>
<td>Administration</td>
<td>Develop applicable ordinances and other regulatory mechanisms</td>
</tr>
<tr>
<td>JCDH/SWMA</td>
<td>Screen 20% of the stream miles during dry weather conditions</td>
</tr>
<tr>
<td>JCDH/SWMA/City Personnel</td>
<td>Illicit discharge source identification</td>
</tr>
<tr>
<td>JCDH/Code Enforcement</td>
<td>Elimination of illicit discharges</td>
</tr>
<tr>
<td>Administration</td>
<td>Procedures to notify ADEM of a suspected illicit discharge entering the MS4 from an adjacent MS4</td>
</tr>
<tr>
<td>Administration</td>
<td>Illicit discharge public reporting system</td>
</tr>
<tr>
<td>JCDH/SWMA</td>
<td>Educating employees on detecting an IDDE, tracing the source of and eliminating illicit discharge</td>
</tr>
<tr>
<td>Administration</td>
<td>Ordinance/Regulatory mechanism availability</td>
</tr>
<tr>
<td><strong>Construction Site Storm Water Runoff Control</strong></td>
<td></td>
</tr>
<tr>
<td>Engineering</td>
<td>Site plan reviews</td>
</tr>
<tr>
<td>Inspections/Engineering</td>
<td>Site inspection plan</td>
</tr>
<tr>
<td>Inspections</td>
<td>Inspection staff training</td>
</tr>
<tr>
<td>Inspections</td>
<td>Construction site inspection checklist</td>
</tr>
<tr>
<td>Administration</td>
<td>Enforcement Response Plan (ERP)</td>
</tr>
<tr>
<td>Administration and Inspections</td>
<td>Construction site operator education</td>
</tr>
<tr>
<td><strong>DEPARTMENT</strong></td>
<td><strong>RESPONSIBILITIES</strong></td>
</tr>
<tr>
<td>Post-Construction Storm Water Management In New Development and Re-Development</td>
<td></td>
</tr>
<tr>
<td>Administration</td>
<td>Develop applicable ordinances and other regulatory mechanisms</td>
</tr>
<tr>
<td>Inspections</td>
<td>Inventory of post construction structural controls</td>
</tr>
<tr>
<td><strong>Spill Prevention and Response</strong></td>
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<td>---</td>
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</tr>
<tr>
<td>Fire</td>
<td>Spill prevention/spill response plan</td>
</tr>
<tr>
<td>JCDH</td>
<td>Educating employees on spill prevention/spill response</td>
</tr>
<tr>
<td><strong>Pollution Prevention/Good Housekeeping for Municipal Operations</strong></td>
<td></td>
</tr>
<tr>
<td>All Departments</td>
<td>Inventory of municipal facilities</td>
</tr>
<tr>
<td>All Departments</td>
<td>Good housekeeping practices SOP</td>
</tr>
<tr>
<td>All Departments</td>
<td>Inspection plan</td>
</tr>
<tr>
<td>JCDH</td>
<td>Educating employees on good housekeeping</td>
</tr>
<tr>
<td><strong>Application of Pesticides, Herbicides, and Fertilizers (PHFs)</strong></td>
<td></td>
</tr>
<tr>
<td>Parks Board and Public Works</td>
<td>Application and storage of PHFs</td>
</tr>
<tr>
<td>JCDH</td>
<td>Educating employees on PHFs usage and storage</td>
</tr>
<tr>
<td><strong>Oils, Toxics, and Household Hazardous Waste Control</strong></td>
<td></td>
</tr>
<tr>
<td>Administration</td>
<td>Public education on proper disposal</td>
</tr>
<tr>
<td>JCDH</td>
<td>Educating employees on oils, toxics, and household hazardous waste</td>
</tr>
<tr>
<td><strong>Industrial Storm Water Runoff</strong></td>
<td></td>
</tr>
<tr>
<td>JCDH/Administration</td>
<td>Inventory of high risk facilities</td>
</tr>
<tr>
<td>JCDH</td>
<td>Inspection of high risk facilities</td>
</tr>
<tr>
<td><strong>Wet Weather Monitoring and Reporting</strong></td>
<td></td>
</tr>
<tr>
<td>JCDH</td>
<td>Monitoring locations</td>
</tr>
<tr>
<td>JCDH</td>
<td>Impaired waterways review</td>
</tr>
<tr>
<td>JCDH</td>
<td>Sampling</td>
</tr>
<tr>
<td><strong>Other Requirements</strong></td>
<td></td>
</tr>
<tr>
<td>JCDH/Administration</td>
<td>SWMPP plan review and modification</td>
</tr>
<tr>
<td>JCDH/Administration</td>
<td>Annual Report submittal</td>
</tr>
</tbody>
</table>
Figure 1: MS4 Boundary
STRUCTURAL CONTROLS MAPPING

The City currently owns a structural control within our Public Works facility to mitigate volume flow off site onto the ALDOT ROW of I-459 but, maintains two private structural controls abutting the MS4 boundary limits (See Figure 2: Structural Controls). One structural control device is on the Birmingham Zoo property within the city limits of Birmingham and the other one is adjacent on Unincorporated Jefferson County property. The two devices work collectively to help control flooding in Mountain Brook.

The City will monitor the addition of any City owned/ maintained structural controls.

Responsible Department: Public Works

STRUCTURAL CONTROLS INSPECTION

As stated in the permit, all existing and new structural controls owned/maintained by the Permittee shall be inspected using a standard inspection form found in Appendix B or the Engineer's recommendation on a semi-annual basis, at a minimum. Although the City does not own but, maintains structure controls currently, any future inspections will be performed by a Public Works Supervisor and an annual report is submitted from our Consultant Engineer. Any deficiencies or maintenance recommendations listed on the inspection form in regards to the structural control will be addressed by our Public Works.

Responsible Department: Public Works

STANDARD OPERATING PROCEDURE (SOP) FOR STRUCTURAL CONTROL INSPECTION AND MAINTENANCE PROCEDURES

The standard inspection form found in Appendix B is used to document structural control inspections. Once any maintenance is completed, a city inspector and/or a contractor will re-inspect the Structural Control to ensure the structure can effectively function as designed.

Responsible Department: Inspections/Public Works

STABILIZATION AND RE-VEGETATION OF ERODED AREAS

During the inspection of the structural controls, areas of erosion will be documented. The Public Works Department will receive a copy of the inspection documentation noting the eroded areas and will stabilize and re-vegetate these areas.
Responsible Department: Public Works

FLOATABLES, LITTER, SEDIMENT AND DEBRIS IN STRUCTURAL CONTROLS

All floatables, litter, sediment, and/or debris found during the structural inspection will be documented. The Public Works Department will receive a copy of the inspection documentation and will remove the noted items. Public Works will maintain documentation of the estimated amounts of floatables, litter, sediment and debris removed during maintenance activities using the Storm Water Online Activity Record (SOAR) program.

Responsible Department: Public Works
Figure 2: Municipal Structural Controls * revised page for structure in facility at East Street
PUBLIC EDUCATION AND PUBLIC INVOLVEMENT ON STORM WATER IMPACTS

DEVELOPMENT AND IMPLEMENTATION OF THE SWMPP

The City seeks public input on the SWMPP by posting the SWMPP on Mountain Brook’s website and city hall board for comments. Notification or request for comments announcement will be made at council meetings regarding updates or changes. The Council-approved SWMPP for the upcoming year will then be posted on the website and be submitted with the annual report.

Responsible Department: Administration

PUBLIC ACCESS TO CITY STORM WATER DOCUMENTS

The City posts copies of the current Annual Report, draft changes or updated SWMPP, current SWMPP and the NPDES permit on the City’s website by the Inspection Department. The documents will then be updated on the website as they are approved by the city council and/or submitted to ADEM.

Responsible Department: Administration

TARGETED POLLUTANT SOURCES FOR PUBLIC EDUCATION

The City discusses targeted pollutant sources in the section of the SWMPP titled “Community Involvement with the Storm Water Program”.

REDUCTION OF LITTER FLOATABLES AND DEBRIS

The City currently maintains litter signage within the Mountain Brook City Property. Signage will be updated as necessary to properly address these issues. Administration approves of the messages and Public Works installs the signs and/or labels.

Responsible Department: Administration and Public Works

EDUCATING INDIVIDUALS AND HOUSEHOLDS ON REDUCING STORM WATER POLLUTION

The City has posted on its website, information describing The City of Mountain Brook’s Storm Water Program. The information includes general information about the storm water permit with links and brochures about different ways to reduce storm water pollution in relation to
the different community segments. The information and links will be modified and/or updated on the website as needed. These same brochures on storm water issues are placed at City Hall for public pickup.

Responsible Department: Administration

COMMUNITY INVOLVEMENT WITH THE STORM WATER PROGRAM

GENERAL PUBLIC
The City currently has all storm water information links on the Department of Building, Planning and Sustainability Tabs listed as Storm Water with other standards and brochures containing information that informs the general public of:

- General impacts litter has on water bodies and ways to reduce the litter
- General impacts of storm water on surface water from impervious surfaces
- Source control BMPs in areas of pet waste, home vehicle maintenance, landscaping and rain water reuse.
- Impacts of illicit discharges and how to report them.

These materials will be updated as needed.

Responsible Department: Administration

BUSINESSES
The City has new and old business topic related information on its website and place in City facilities brochures containing information on the following business-related topics:

- Information on BMPs for use and storage of automotive chemicals, hazardous cleaning supplies, carwash soaps and other hazardous materials.
- Impacts of illicit discharges and how to report them.

These materials will be updated as needed.

Responsible Department: Administration

HOMEOWNERS, LANDSCAPERS, AND PROPERTY MANAGERS
The City has a storm water information page on its website and placed in city facilities brochures informing homeowners, landscapers, and property managers on the following topics:

- BMPs and storage of pesticides, herbicides, and fertilizers.
- Detention/retention pond maintenance.
- General impacts of storm water from impervious surfaces into surface water.

These materials will be updated as needed.

**Responsible Department: Administration**

**ENGINEERS, CONTRACTORS, AND DEVELOPERS**
The city has a storm water page on its website and placed in city facilities brochures to inform engineers, contractors and developers on the following topics:

- Impacts of increased storm water flows into receiving water bodies.
- Run-off reduction techniques and low impact development (LID)/Green infrastructure practices. Specifically addressing site design, pervious pavement, alternative parking lot design, retention of forests and mature trees.
- Contact for any questions, complaint or illicit discharge information.

These materials will be updated as needed.

**Responsible Department: Administration**

**EVALUATING THE EFFECTIVENESS OF THE PUBLIC EDUCATION PROGRAM**
The City will evaluate the effectiveness of the public education program by monitoring and reporting the number of visitors to the storm water page and the number of brochures that is picked up from the City facilities on an annual basis.

**Responsible Department: Administration**

**PUBLIC AWARENESS ACTIVITIES**
Currently the City is planning to host or participate in a cleanup annually. The tonnage collected by the City will be included in the annual report. Storm water education and awareness is done via booths at our Annual Library Festival, Citizen Appreciation Day, Elementary and Middle School events where SWMA is invited to participate and Jemison Park Shades Creek Festival as reported on the SOAR.

**Responsible Department: Administration**
ILLICIT DISCHARGE DETECTION AND ELIMINATION (IDDE)

MS4 MAP

Maps of the major outfalls, structural controls owned/maintained by the City, and waters of the State within the MS4 boundary that receive discharge from the major outfalls can be found in Appendix C. Also a list of the major outfalls' latitude and longitude coordinates can be found in Appendix C and a list of the structural controls' latitude and longitude can be found in Appendix B.

JCDH will update the MS4 map and provide a list of location coordinates annually on behalf of the City.

Responsible Party: JCDH

ORDINANCE/REGULATORY MECHANISM

Ordinance 2023 and 2032 addresses illicit discharges as required by the City’s Permit.

Responsible Department: Administration

DRY WEATHER SCREENING PROGRAM

Dry weather screening of 20% of the stream miles will be performed annually with 100 percent of the major outfalls screened at least once per the five year permit period. This work will be completed by JCDH. Currently there are no priority outfalls identified within the MS4 boundary, but if illicit discharges are identified during the dry weather inspections, those outfalls will be screened on an annual basis. JCDH shall use the EPA’s guidance manual, Illicit Discharge Detection and Elimination, A Guidance Manual for Program Development and Technical Assessments, Center for Watershed Protection, October, 2004, for the main source of investigative techniques and guidance for the dry weather screening process. Outfalls will be field inspected after a minimum of 72 hours of dry weather. Data sheets found in Appendix C will be filled out for each outfall inspected. Protocols for dry weather are also found in the Standard Operating Procedure Manual also found in Appendix A. In addition to the required dry weather screening program, Public Works staff will be educated annually to recognize and report potential illicit discharges while conducting their day to day operations. Also, all citizen complaints regarding potential illicit discharges will be investigated.

Responsible Party: JCDH
SOURCE IDENTIFICATION
If during the dry weather screenings, Public Works' identification, or citizen complaint, an outfall is found to be discharging a liquid, the city inspector or JCDH personnel will traverse upstream of the discharge in an attempt to identify the source of the discharge. If the discharge source is unidentifiable, then a sample of the discharge shall be collected by JCDH and analyzed by a qualified lab. Based on the lab results, the outfall will be prioritized and scheduled for further investigation if needed.

Responsible Parties: City Personnel, SWMA and/or JCDH

ILLICIT DISCHARGE ELIMINATION
Once the source and responsible party of an illicit discharge has been identified, either the City will take action through its pertinent ordinances or JCDH will through its regulations. Ordinance 2023 specifically defines and identifies the process for compliance of illicit discharge activity.

Responsible Parties: Mountain Brook Inspection Officer, SWMA or JCDH

ADEM NOTIFICATION BY THE CITY
If a suspected illicit discharge enters the City’s MS4 boundary from an adjacent MS4, the City will notify the adjacent MS4 and the ADEM Water Division within 48 hours of observing the suspected illicit discharge. The Standard Operating Procedure for this action is found in Appendix C.

Responsible Department: Administration
ILLICIT DISCHARGE REPORTING BY THE PUBLIC
The City receives calls for illicit discharges at the City Hall phone number 205-802-3800 or action center located on the home page of the web site. There is also a phone number, 205-802-3812 or email of merchant@mtnbrook.org, listed on the City’s website to report illicit discharges.

Responsible Department: Administration

PERSONNEL TRAINING
Non-First Responder City Personnel will be trained by JCDH on IDDE identification and response annually.

Responsible Party: JCDH or SWMA

ORDINANCE/REGULATORY MECHANISM AVAILABILITY
All ordinances and regulatory mechanisms can be found on the City’s website, http://cityofmountainbrook.org, or through the link to Municode on the City’s website.

Responsible Department: Administration
CONSTRUCTION SITE STORM WATER RUNOFF CONTROL

EROSION AND SEDIMENTATION CONTROL COMPLAINTS

The city receives calls about construction and sedimentation complaints, concerns or runoff at the city hall phone number (205-802-3800) or action center located on the home page of the city website. These calls are directed to the Department of Planning, Building and Sustainability Building Official at (205-802-3812) or via email through the automated action center for immediate notification.

Responsible Department: Inspections

SITE PLAN REVIEWS

According to Ordinance # 2024, a BMP plan shall be submitted to the city along with the permit application before the commencement of any land disturbance. The city must either approve or disapprove the BMP plan within 14 days. Reasons for disapproval must be submitted to the applicant in writing. All revisions have an additional 14-day response time. Land disturbing activity may not be commenced prior to the issuance of the permit by the city.

Responsible Department: Inspections

SITE INSPECTION PLAN

The city will perform a monthly inspection, at a minimum, on sites that have been issued land disturbance permits. Monthly inspections are required due to the Cahaba River's impaired status resulting in Mountain Brook's sites being categorized as "Priority Construction Sites". Erosion controls and best management practices will be inspected during these inspections. Deficiencies identified during an inspection will be subjected to enforcement procedures outlined in the Erosion Control Ordinance.

Responsible Department: Inspections

TRAINING OF MS4 SITE INSPECTION STAFF

Personnel responsible for construction site inspections receive BMP training annually from the JCDH or SWMA.

Responsible Department: Inspections
CONSTRUCTION SITE INSPECTION CHECKLIST
See Appendix D for the city’s construction site inspection checklist. The city inspection personnel use a record system documenting meetings, BMP maintenance, site inspections and final inspection records.

Responsible Department: Inspections

ENFORCEMENT RESPONSE PLAN (ERP)
An Enforcement Response Plan is included in Ordinance # 2024 regarding active sites and Ordinance 2023 regarding illicit discharge on or off site with potential adverse effects on the municipal storm water system.

Responsible Department: Administration

CONSTRUCTION SITE OPERATOR TRAINING
The city provides construction site operator’s informational materials including the Erosion and Sediment Control and Storm Water Detention Ordinance regarding appropriate application when they receive their permits from the Inspections Department. Currently the Storm Water information is available between our permitting information and Subdivision Regulations on our Inspections Tab on the city Website. The city has information regarding storm water on the Storm Water page on its website and also brochures at city facilities that inform the engineers, contractors and developers on:

- Impacts of increased storm water flows into receiving water bodies.
- Run-off reduction techniques and low impact development (LID)/Green infrastructure practices. Specifically addressing site design, pervious pavement, alternative parking lot design, retention of forests and mature trees.

These materials will be updated as needed.

Responsible Department: Administration and Inspections
POST-CONSTRUCTION STORM WATER MANAGEMENT IN NEW DEVELOPMENT AND RE-DEVELOPMENT

ORDINANCE/REGULATORY MECHANISM

The City's Subdivision & Development Regulations address storm water design requirements for post-construction storm water management. The Post construction Ordinance 2019 identifies and establishes the criteria regarding post construction standards for qualifying sites.

The Post-Construction Ordinance addresses the following:

- Procedures to develop, implement and enforce systems of appropriate structural and/or non-structural BMPs.
- Procedures to develop, implement and enforce performance standards.
- Procedures for encouragement of the utilization of LID/green infrastructure practices.
- Procedures to ensure compliance including sanctions and enforcement mechanisms.
- Procedures for post-construction inspections to include tracking and enforcement.
- Procedures to ensure adequate long-term operation and maintenance of BMPs.

Responsible Department: Administration

INVENTORY OF POST CONSTRUCTION STRUCTURAL CONTROLS

The city currently has one publicly-owned structural control. The City will develop a list of privately-owned structural controls for those built after July 1, 2018. The city will update annually the list of publicly-owned post construction structural controls and the privately-owned structurally controls under these requirements.

Responsible Department: Inspections
SPILL PREVENTION AND RESPONSE

CITY RESPONSE PROTOCOL
The city of Mountain Brook Fire and Rescue is responsible for investigating, responding, and conducting response actions for any spill within the city's boundaries. Jefferson County's Emergency Management Agency (EMA) will additionally respond at the request of the city. The City of Mountain Brook Fire and Rescue and EMA track the spills, the response, and the cleanup activities for all spills.

SPILL PREVENTION/SPILL RESPONSE PLAN
The City's SOP for spill response is found in Appendix E.

Responsible Department: Fire

PERSONNEL SPILL PREVENTION/RESPONSE TRAINING
The City of Mountain Brook Fire Department is responsible for the training and certification of their personnel. An annual training will be provided to municipal personnel on spill prevention/response.

Responsible Party: JCDH or SWMA
POLLUTION PREVENTION/GOOD HOUSEKEEPING FOR MUNICIPAL OPERATIONS

Municipal Facilities Inventory

See Figure 2: Municipal Properties for a map of municipal properties as well as the locations for vehicle and equipment maintenance facilities. The map shows corresponding department shall maintain listed properties. Generally, Parks and Recreation use pesticides, herbicides and fertilizers while Public Works only mows. The map will be reviewed annually and updated if needed. JCDH compiles the data provided by each Department.

Responsible Department: All Departments

Good Housekeeping Practices SOP

The SOP detailing good housekeeping practices is found in the 2011 SWMA SOP Manual (Appendix A).

Responsible Department: All Departments

Inspection Plan

Annual inspections will be conducted for municipal facilities, to include municipal maintenance shops and equipment yards, for good housekeeping practices, including BMPs. See Appendix F for the inspection checklist.

Responsible Department: All Departments

Good Housekeeping Training Program

City staff will be educated annually on good housekeeping practices. The SOP manual (Appendix A) contains procedures related to Good Housekeeping.

Responsible Party: JCDH

Short Term and Long Term Trash Removal Strategy

The City has a SOP for special events that promotes the reduction of trash and debris into the City’s MS4 as well as Waters of the State (Appendix F).

Responsible Party: JCDH
APPLICATION AND STORAGE

The Park and Recreation Department keeps annual records of pesticides, herbicides, and fertilizers (PHFs) used at municipal facilities. Each chemical used is applied per the labeling instructions. Material safety data sheets (MSDS) on each product are found in the chemical storage areas. City staff is responsible for application of PHFs receive annual training in safe use, storage, and disposal of PHFs. All contractors contracted to apply pesticides or herbicides to City property shall provide proper certification and licensing before performing work. Also, contractors contracted to apply fertilizer must provide qualification in utilizing proper nutrient management practices.

City facilities that store PHFs will be inspected annually to determine proper storage, product labeling, and MSDS accessibility (Figure 3: Municipal Properties). The SOP manual (Appendix A) contains procedures related to usage and storage of PHFs.

**Responsible Department: Parks Board and Public Works**

PHF TRAINING PROGRAM

City staff will be educated annually on proper PHF practices.

**Responsible Party: JCDH**
Figure 3: Municipal Facilities
OILS, TOXICS, AND HOUSEHOLD HAZARDOUS WASTE

PUBLIC EDUCATION ON PROPER DISPOSAL

The City has contact information on its webpage regarding where to report spills, illicit discharges and improper disposals. The webpage also includes a link to the website Earth911 http://earth911.com/ which provides local sites for recycling of oils, toxics and household hazardous waste. Brochures on oils, toxics, and household hazardous waste are on the City storm water webpage as well as placed in City facilities for public pick-up.

Responsible Department: Administration

ANNUAL EMPLOYEE TRAINING

Annual training on spill prevention is provided to City personnel by JCDH.

Responsible Party: JCDH

INDUSTRIAL STORM WATER RUNOFF

INVENTORY OF HIGH RISK FACILITIES

The City maintains a list of industrial and high risk facilities within the city limit, see Appendix G. The list of industrial facilities will be reviewed annually for accuracy and will be updated when necessary. A map of the industrial and high risk facilities can be found in Figure 3: Industrial and High Risk Facilities.

Responsible Party: JCDH and Administration

INSPECTION OF HIGH RISK FACILITIES

JCDH will inspect these sites annually on behalf of the city. See Appendix G for the Industrial Inspection form.

Responsible Party: JCDH
Figure 4: Industrial and High Risk Facilities
WET-WEATHER MONITORING AND REPORTING

MONITORING LOCATIONS

JCDH will take wet-weather grab samples at sites on Fuller Creek, Shades Creek, and Watkins Branch annually on behalf of the City. See Figure 5: Municipal Sampling Sites for a map of the sampling sites.

The site locations are as follows:

<table>
<thead>
<tr>
<th>Water Body</th>
<th>Latitude, Longitude</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fuller Creek</td>
<td>33.479676, -86.712698</td>
<td>Grab Sample</td>
</tr>
<tr>
<td>Shades Creek</td>
<td>33.48057, -86.759513</td>
<td>Grab Sample</td>
</tr>
<tr>
<td>Watkins Branch</td>
<td>33.476147, -86.763681</td>
<td>Grab Sample</td>
</tr>
</tbody>
</table>

Responsible Party: JCDH

IMPAIRED WATERWAYS

The City will review the water bodies listed in the latest final §303(d) list, annually. If a water body becomes listed that falls within the MS4 boundary, the SWMPP will be updated as needed.

Responsible Party: JCDH

MONITORING PARAMETERS AND FREQUENCY

Grab samples will be analyzed for the following parameters:

a. E.Coli
b. Total Nitrogen (TN) (mg/l)
c. Total Phosphorus (mg/l)
d. Total Suspended Solids (TSS) (mg/l)
e. Temperature
f. pH/ORP
g. Turbidity (NTU)
h. Conductivity
i. Dissolved Oxygen (mg/l)
j. Ammonia Nitrogen (NH3-N) (mg/l)
k. Biochemical Oxygen Demand (BOD) (mg/l)
l. Chemical Oxygen Demand (COD) (mg/l)
m. Hardness as CaCO3 (mg/l)

34
n. Nitrate plus Nitrite Nitrogen (NO3+NO2-N) (mg/l)
o. Oil and Grease (mg/l)
p. Total Dissolved Solids (TDS) (mg/l)
q. Total Kjeldahl Nitrogen (TKN) (mg/l)

The water quality sonde will monitor the following parameters at least hourly:

a. Temperature
b. pH/ORP
c. Turbidity (NTU)
d. Conductivity
e. Dissolved Oxygen
f. Water level

Responsible Party: JCDH

SAMPLE TYPE, COLLECTION AND ANALYSIS
JCDH will collect grab samples and submit them to a certified laboratory for analysis.

Responsible Party: JCDH
City of Mountain Brook
Sampling Sites

Figure 5: Municipal Sampling Sites
OTHER REQUIREMENTS

SWMPP PLAN REVIEW AND MODIFICATION

This plan will be reviewed annually and updated as necessary.

Responsible Department: All Departments

ANNUAL REPORT

The Annual report will be compiled by JCDH for the City of Mountain Brook

Responsible Party: JCDH
ORDINANCE NO. 2064

AN ORDINANCE TO REZONE A PARCEL OF LAND IN THE CITY OF MOUNTAIN BROOK, ALABAMA FROM ITS CURRENT [TEMPORARY] RESIDENCE-A DISTRICT TO [PERMANENT] RESIDENCE-A DISTRICT

WHEREAS, the real estate as described as: 5313 Old Leeds Road, and illustrated in the accompanying survey map is presently [temporarily] zoned Residence-A District as provided by Ordinance No. 1347; and

WHEREAS, after due consideration, the City Council has determined that the zoning classification of the Real Estate should be Residence-A District.

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

Section 1. The zoning map of the City of Mountain Brook, as referred to in Section 129-17 of the Mountain Brook City Code, as amended from time to time, is hereby further amended by zoning the above described property Residence A District:

Section 2. The provisions of this ordinance are severable. If any provision of this ordinance is held by a court of competent jurisdiction to be invalid, such invalidity shall in no way affect the remaining provisions of this ordinance.

Section 3. This ordinance shall become effective when published by posting the same as required by law.

ADOPTED: This 13th day of January, 2020.

Council President

APPROVED: This 13th day of January, 2020.

Mayor
CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Mountain Brook, Alabama, as its meeting held on January 13, 2020, as same appears in the minutes of record of said meeting, and published by posting copies thereof on January 14, 2020, at the following public places, which copies remained posted for five (5) days as required by law.

City Hall, 56 Church Street
Gilchrist Pharmacy, 2850 Cahaba Road

Overton Park, 3020 Overton Road
Cahaba River Walk, 3503 Overton Road

City Clerk
P-19-27

Petition Summary
Request to rezone a parcel of land, annexed into the city of Mountain Brook in 2015, from its current temporary zoning (Residence-A district) to permanent zoning (Residence-A district).

Background/Analysis
On December 2, 2019, the planning commission recommended approval of the subject permanent zoning to Res-A.

On December 14, 2015 the city council approved Ordinance 1946, annexing the subject property into Mountain Brook. Per Ordinance 1347 temporary zoning of Res-A was automatically assigned for the interim period between annexation and the assignment of permanent zoning to the property.

The property is approximately 45,000 square feet in area (minimum square footage for Res-A zoning is 30,000), and meets the minimum road frontage of 100 feet on both roads. Res-A appears to be the most appropriate zoning classification for the subject property, given that most other single-family lots in the immediate vicinity are zoned Res-A, and given that the subject property does not meet the minimum zoning qualifications for Estate zoning.

Subject Property and Surrounding Land Uses
The subject property is undeveloped, and is bound by protective covenants that were recorded in conjunction with the annexation (attached).

Affected Regulation
Article III, Residence A District; Section 129-34, Area and Dimensional Requirements

Appendex
LOCATION: 5313 Old Leeds Road

ZONING DISTRICT: Res-A (proposed)

OWNER: Shirley Fortenberry and Dena Bowden
Planning Commission Application  
PART I  

Project Data  

Address of Subject Property  5313 Old Leeds Road, Mountain Brook, AL 35210  

Zoning Classification currently temporary Res-A (which was assigned following annexation into Mountain Brook)  

Name of Property Owner(s)  Shirley Fortenberry and Dena Bowden  

Phone Number  (205) 837-9850  Email  craigparker@live.com  

Name of Representative Agent (if applicable)  Craig Parker  

Phone Number  (205) 837-9850  Email  craigparker@live.com  

Name of Engineer or Surveyor  None  

Phone Number  N/A  Email  N/A  

Property owner or representative agent must be present at hearing  

Plans  

See applicable Section of the Zoning Ordinance for submittal requirements pertaining to your particular application. Applicable Code Section may be found in Part II, list of application types. Contact City Planner with any specific questions as to required plans submittal.  

Note: We are not requesting any variance or making any special request, other than to have the temporary zoning (Residence-A) converted into permanent status of Residence-A. We have no plans to submit.
ORDINANCE NO. 1946

AN ORDINANCE TO ALTER AND REARRANGE THE BOUNDARY LINES OF THE CITY OF MOUNTAIN BROOK, ALABAMA, SO AS TO INCLUDE WITHIN THE CORPORATE LIMITS CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY

WHEREAS, the City Council of the City of Mountain Brook, Alabama, does hereby determine that the matters set forth in that certain petition of Dena F. Bowden and Shirley B. Fortenberry, as the Heir under the Will of J. Gary Fortenberry wherein the owners of the property described therein and hereinafter described in this Ordinance, requested that said property be annexed to the City of Mountain Brook are true, and that it is in the public interest that said properties be annexed to the City of Mountain Brook.

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

Section 1. Alteration of Corporate Limits. That under the provisions of the Code of Alabama (1975) § 11-42-21, the corporate limits of the City of Mountain Brook, Alabama, be, and the same are altered and rearranged so as to include, in addition to the territory already within the corporate limits of said City, the territory described in Exhibit “A” attached hereto and made a part hereof, which territory is contiguous to said City of Mountain Brook, Alabama, and not within the corporate limits of any other municipality where such alteration is conditioned upon the owners’ execution and recording of protective covenants in the form as attached here to as Exhibit “B-1”.

Section 2. Zoning. The zoning of the property described in Exhibit “A” attached hereto will be temporarily assigned to the zoning district set forth in City of Mountain Brook Ordinance No. 1347.

Section 3. Fire Dues. Pursuant to Act No. 604, as amended, of the 1976 Alabama Legislature, the City does hereby agree that if the territory described in this ordinance, or part thereof, is in any fire district organized under the laws of the State of Alabama, an amount shall be paid to the fire district equal to six times the amount of dues that the owner of the territory being annexed paid to the fire district the preceding year.

Section 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. If any part, section, or subdivision of this ordinance or documents, map, or petition to which it may refer shall be held unconstitutional or invalid as to any portion of the territory annexed herein, such holding shall not be construed to impair or invalidate the ordinance as to the territory not included in or affected by such holding.

Section 5. Publication. The City Clerk shall file a certified copy of the property described in Exhibit “A” attached hereto, and a certified copy of this ordinance with the Probate Judge of the county in which the property is located, and also cause a copy of this ordinance to be published in a newspaper of general circulation in the City of Mountain Brook, or to be published by posting as provided by law.
Section 6. Repealer. All ordinances or parts of ordinances heretofore adopted by the City Council of the City of Mountain Brook, Alabama, which are inconsistent with the provisions of this ordinance are hereby expressly repealed.

ADOPTED: This 14th day of December, 2015.

[Signature]
Council President

APPROVED: This 14th day of December, 2015.

[Signature]
Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Mountain Brook, Alabama, at its regular meeting on the 14th day of December, 2015, as same appears in the minutes of record of said meeting, and published by posting copies thereof on the 15th day of December, 2015, at the following public places, which copies remained posted for five (5) days as provided by law:

City Hall, 56 Church Street
Gilchrist Pharmacy, 2850 Cahaba Road
Overton Park, 3020 Overton Road
The Invitation Place, 3150 Overton Road

[Signature]
City Clerk
Exhibit A
Description of Property

Commence at the Northeast corner of the SE 1/4 of the SE 1/4 of Section 25, Township 17 South, Range 2 West; thence West along the North line of said SE 1/4 of the SE 1/4 a distance of 285.27 feet to a point on the Southeasterly right-of-way line of the Old Leeds Road; thence 47°06' to the left in a Southwesterly direction along said Southeasterly right-of-way line of the Old Leeds Road a distance of 5.32 feet to the point of beginning; thence continuing in a Southwesterly direction along said Southeasterly right-of-way line of the Old Leeds Road a distance of 300.0 feet to a point; thence 90°00' to the left in a Southeasterly direction a distance of 298.26 feet to a point; thence 134°50' to the left in a Northerly direction and parallel to the East line of Section 25, Township 17 South, Range 2 West a distance of 423.04 feet to the point of beginning.
DECLARATION OF PROTECTIVE COVENANTS

KNOW ALL MEN BY THESE PRESENTS, that:

WHEREAS, Shirley B. Fortenberry as the heir under the Will of J. Gary Fortenberry and Dena F. Bowden (the “Owners”), are the owners of certain real property situated in unincorporated Jefferson County, Alabama, located at 5313 Old Leeds Road, Birmingham, Alabama, 35210 and as more particularly described in the attached Exhibit A (hereinafter the “Property”); and illustrated in the accompanying map entitled Exhibit B, both of which are attached hereto and made a part hereof; and

WHEREAS, the Owners have applied to annex the Property into the limits of the City of Mountain Brook, Alabama (the “City”); and

WHEREAS, the undersigned Owners desire to subject said Property with the protective covenants, conditions, covenants, and limitations on the Property; and

WHEREAS, the Owners agree to execute these covenants, which run with the land, in consideration of the City agreeing to annex the Property.

NOW, THEREFORE, in consideration of the premises, and other good and valuable consideration, the receipt and sufficiency of which is acknowledged by the Owners, the undersigned hereby proclaim, publish, and declare that the Property is hereby encumbered and burdened with the covenants and restrictions subject to this Declaration, which shall run with the
land and shall be binding upon them and upon all parties having or acquiring any right, title, or interest in any part of the Property.

ARTICLE I
EXCLUSIVE RESIDENTIAL USE AND IMPROVEMENTS

1.1 The Property shall be used for single-family residential purposes only and for no other use or purpose.

1.2 Any residence constructed on the Property shall contain a minimum of 4,500 square feet of heated and cooled area.

1.3 The exterior of the residence constructed on the Property must be of brick or better material and such residence shall have a pitched roof.

1.4 The residence constructed on the Property must contain a minimum of a two (2) car garage or parking area within a basement.

1.5 The Property shall not be further subdivided.

ARTICLE II
CONDITION OF THE PROPERTY

2.1 The Owners of the Property shall use their best efforts to prevent the development or occurrence of any unclean, unsightly, or unkempt conditions of buildings or grounds on such Property which shall tend to decrease the beauty of the specific area or the neighborhood as a whole.

2.2 No weeds, underbrush, or unsightly growth shall be permitted to grow or remain from the building line forward, and no refuse pile or unsightly objects shall be allowed to be placed or suffered to remain upon any part of the Property.

2.3 No vegetables, or other crops may be grown on the front yard of any house on the Property.

2.4 No trash, garbage, or other refuse shall be dumped, stored, or accumulated on the Property. Trash, garbage, or other waste shall not be kept on the Property except in sanitary containers or garbage compactor units.

2.5 No structure of temporary character such as a trailer, mobile home, manufactured home, double-wide manufactured home, tent, or shack shall be used as a residence either temporarily or permanently.
ARTICLE III
GENERAL PROVISIONS

3.1 Each and every covenant and restriction contained herein shall be considered to be an independent and separate covenant and agreement and in the event any one or more of said covenants or restrictions shall, for any reason, be held invalid or unenforceable, all remaining covenants and restrictions shall nevertheless remain in full force and effect in all matters and respects.

3.2 The covenants and restrictions herein shall enure to the benefit of the Property described herein and shall run with the land. If any person shall violate or attempt to violate any of such restrictions or covenants, it shall be lawful for the undersigned or the City (a) to prosecute proceedings at law for the recovery of damages against the person or persons so violating or attempting to violate any such covenant or restriction, or (b) to maintain an action in equity against the person or persons so violating or attempting to violate any such covenant or restriction for the purpose of preventing such violation; provided, however, that the remedies contained in this paragraph shall be construed as cumulative of all other remedies now or hereafter provided by law.

3.3 The restrictions, covenants, and provisions contained herein shall remain in full force and effect for a period of twenty-five (25) years from the date hereof, after which time said restrictive covenants and provisions shall be automatically extended for successive periods of ten (10) years.

IN WITNESS WHEREOF, the Owners have here unto executed this Declaration effective as of the 10 day of December, 2015.

[Signatures]
Shirley B. Fortenberry
Dena F. Bowden
STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned Notary Public in and for said County in said State, hereby certify that Dena F. Bowden, whose name is signed to the foregoing Declaration, and who is known to me, acknowledged before me on this day that, being informed of the contents of the above and foregoing Declaration, executed the same voluntarily on the day the same bears date.

Give under my hand and official seal of office this 10 day of December, 2015.

Notary Public
My commission expires: 9/23/2019

STATE OF ALABAMA

CHOTAW COUNTY

I, the undersigned Notary Public in and for said County in said State, hereby certify that Shirley B. Fortenberry, whose name is signed to the foregoing Declaration, and who is known to me, acknowledged before me on this day that, being informed of the contents of the above and foregoing Declaration, executed the same voluntarily on the day the same bears date.

Give under my hand and official seal of office this 11 day of December, 2015.

Notary Public
My commission expires: Aug 2018
EXHIBIT A

That property located in Jefferson County, Alabama more particularly described as:

Commence at the Northeast corner of the SE 1/4 of the SE 1/4 of Section 25, Township 17 South, Range 2 West; thence West along the North line of said SE 1/4 of the SE 1/4 a distance of 285.27 feet to a point on the Southeasterly right-of-way line of the Old Leeds Road; thence 47°06' to the left in a Southwesterly direction along said Southeasterly right-of-way line of the Old Leeds Road a distance of 5.32 feet to the point of beginning; thence continuing in a Southwesterly direction along said Southeasterly right-of-way line of the Old Leeds Road a distance of 300.0 feet to a point; thence 90°00' to the left in a Southeasterly direction a distance of 298.26 feet to a point; thence 134°50' to the left in a Northerly direction and parallel to the East line of Section 25, Township 17 South, Range 2 West a distance of 423.04 feet to the point of beginning.
"ZONING NOTICE

Notice is hereby given that at a regular meeting of the City Council of the City of Mountain Brook to be held on Monday, January 13, 2020, 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 rezone annexed Old Leeds Road property from its temporary zoning of Res-A to permanent zoning of Res-A.

'ORDINANCE NO.

AN ORDINANCE TO REZONE A PARCEL OF LAND IN THE CITY OF MOUNTAIN BROOK, ALABAMA FROM ITS CURRENT [TEMPORARY] RESIDENCE-A DISTRICT TO [PERMANENT] RESIDENCE-A DISTRICT.

WHEREAS, the real estate as described as: 5313 Old Leeds Road, and illustrated in the accompanying survey map is presently [temporarily] zoned Residence-A District as provided by Ordinance No. 1347; and

WHEREAS, after due consideration, the City Council has determined that the zoning classification of the Real Estate should be Residence-A District.

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

Section 1. The zoning map of the City of Mountain Brook, as referred to in Section 129-17 of the Mountain Brook City Code, as amended from time to time, is hereby further amended by zoning the above described property Residence A District:

Section 2. The provisions of this ordinance are severable. If any provision of this ordinance is held by a court of competent jurisdiction to be invalid, such invalidity shall in no way affect the remaining provisions of this ordinance.

Section 3. This ordinance shall become effective when published by posting the same as required by law."

CERTIFICATION

I, Tammy Reid, Administrative Analyst for the City of Mountain Brook, Alabama, do hereby certify that I have caused notice of the proposed rezoning and of public meeting thereupon set forth above to be published and provided in the manner specified by Article XXV, Sec. 129-431, of the Mountain Brook City Code. I further certify that I have posted said notice in four conspicuous places within the City of Mountain Brook, in the manner and within the time permitted by law, said places being:
Mountain Brook City Hall, 56 Church Street  
Cahaba River Walk, 3503 Overton Road  
Gilchrist Pharmacy, 2850 Cahaba Road  
Overton Park, 3020 Overton Road

Tammy Reid, Administrative Analyst

12-23-19

T. Reid
Exhibit A
Description of Property

Commence at the Northeast corner of the SE 1/4 of the SE 1/4 of Section 25, Township 17 South, Range 2 West; thence West along the North line of said SE 1/4 of the SE 1/4 a distance of 285.27 feet to a point on the Southeasterly right-of-way line of the Old Leeds Road; thence 47°06' to the left in a Southwesterly direction along said Southeasterly right-of-way line of the Old Leeds Road a distance of 5.32 feet to the point of beginning; thence continuing in a Southwesterly direction along said Southeasterly right-of-way line of the Old Leeds Road a distance of 300.0 feet to a point; thence 90°00' to the left in a Southeasterly direction a distance of 298.26 feet to a point; thence 134°50' to the left in a Northerly direction and parallel to the East line of Section 25, Township 17 South, Range 2 West a distance of 423.04 feet to the point of beginning.