REGULAR MEETING AGENDA
MOUNTAIN BROOK CITY COUNCIL
TUESDAY, JANUARY 12, 2021, 7:00 P.M.

As authorized by the Governor of the State of Alabama on March 18, 2020, elected officials may deliberate by means of telephone conference, video conference or other similar means of communication. Members of the public are also invited to listen, observe and participate in public meetings by such means as well.

Due to COVID-19, public gatherings of 10 or more are generally not permitted without adequate social distancing. Should anyone wish to listen, observe or participate in the City Council meeting above, please join by way of the Zoom app (re: Meeting ID 801-559-1126, password 01122021). Should the meeting be interrupted for any reason, meeting attendees, participants and presenters should contact the City at city@mtnbrook.org for instructions.

1. Recognition of Billy Angell upon the 30th anniversary of Oak Street Garden Shop in the City.

2. Human Trafficking Awareness proclamation.

3. Approval of the minutes of the December 14, 2020, regular meeting of the City Council.

4. Consideration: Resolution authorizing the execution of an ADECA CDBG-CV Local Government Agreement between the City and Jefferson County Commission with respect to its ADECA CDBG-CV grant application.

5. Consideration: Resolution ratifying a $300,000 transfer from the City’s 2020 General Fund surplus and $200,000 from the 2020 Stabilization Fund surplus to the infrastructure Capital Projects Fund (417).

6. Announcement: The next regular meeting of the City Council is January 25, 2021, at 7:00 p.m. (means and location to be announced).

7. Adjourn.
City of Mountain Brook Proclaimed
“Human Trafficking Free Zone”

WHEREAS, the City of Mountain Brook seeks to enhance public welfare, protect public safety, and promote human flourishing for all residents and visitors by declaring that freedom from human trafficking is a fundamental human right; and

WHEREAS, human trafficking is a form of modern-day slavery in which victims are forced to work in various forms of exploitation that are induced through force, fraud or coercion. The City of Mountain Brook is committed to ensuring that our community is prepared to recognize signs of human trafficking; and

WHEREAS, the risks of human trafficking have increased during the COVID-19 pandemic. Economic turmoil, financial hardship, isolation, and the shuttering of schools and other programs have resulted in increased opportunities for human trafficking particularly online, and resulted in fewer places for victims to turn to report exploitation and fewer chances for the abuse to be recognized; and

WHEREAS, due to its isolating nature, many individuals remain unaware that trafficking is a threat to their neighborhoods, families and children. The first step in eliminating human trafficking in our community is to educate others. We must work diligently to ensure that all front-line workers, educators and first responders are aware of this issue and how to spot it and work with the Child Trafficking Solutions Project and other anti-human trafficking organizations by,

COMBATING LABOR TRAFFICKING, SERVITUDE, AND COMMERCIAL SEXUAL EXPLOITATION THROUGH COMPREHENSIVE EDUCATION OF OUR STAFF, THE IMPLEMENTATION AND ENFORCEMENT OF A ZERO-TOLERANCE POLICY AGAINST ANY ACT WHICH MAY SUPPORT HUMAN TRAFFICKING, AND SUPPORTING COLLABORATIVE COMMUNITY-BASED SOLUTIONS ACROSS A CONTINUUM THAT INCLUDES PREVENTION, RECOVERY OF VICTIMS, AND PROSECUTION OF PERPETRATORS.

NOW, THEREFORE I, Stewart H. Welch III, Mayor of the City of Mountain Brook, do hereby proclaim January 2021 as

Human Trafficking Awareness Month

and encourage all residents to join us in raising the visibility of this crime and to become more informed about ways to prevent, recognize and respond to potential victims of human trafficking in our community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Mountain Brook to be affixed the 12th day of January of the year of our Lord 2021 and of the Independence of the United States of America, the 245th.

Stewart H. Welch III, Mayor

2021-001
[Pursuant to a proclamation issued by Governor Kay Ivey on March 18, 2020, elected officials are allowed to meet remotely by means of Internet video or telephone conference and the public was invited to listen to, observe, or participate in the meeting by such means. The elected officials met by way of Internet video conference and allowed the public to listen, observe and participate by the same means.]

The City Council of the City of Mountain Brook, Alabama met informally by way of Internet video conference at 5:30 p.m. on the 14th day of December, 2020. The Council President Pro Tempore (“Council President”) called the pre-meeting to order and the roll was called with the following results:

Present: Virginia C. Smith, Council President
         William S. Pritchard III, Council President Pro Tempore
         Gerald A. Gamer
         Lloyd C. Shelton
         Stewart Welch III, Mayor

Absent: Alice B. Womack

Also present were City Attorneys Steve Stine and Whit Colvin, City Manager Sam Gaston, and City Clerk Steven Boone.

1. **AGENDA**

   1. Junior High detention pond construction plans and quotes—Mark Simpson of Schoel Engineering (Resolution No. 2020-2017 was added to the formal meeting agenda.)

   2. Quotes for Stone and Sons on purchase and installation of pedestrian crossing signals at Montevallo/Canterbury—Richard Caudle of Skipper Consultants

      Option 1—sign on one sign (southern) side and one set of flashing beacons (less desirable by the traffic engineer due to the number of pedestrian crossings observed during darkness)

      Option 2—signs and beacons on both sides of crosswalk

      Option 3—similar to Option 2 with taller pole with mast arm

      Option 3 was not desirable to several of the elected officials in a residential neighborhood.

      The elected officials expressed their opinion to proceed with Option 1 with the understanding that the street light could be installed at a later date if desired.

      Resolution No. 2020-2018 was added to the formal meeting agenda.

   3. Pedestrian crossing study at Overton and Knollwood—Richard Caudle of Skipper Consultants (Appendix 1).

      Accidents—none observed in the history (page 4 of the report)

      Lighting—There is no electrical service near the site which limits the City’s options

      Almost no night time pedestrian activity

      The traffic consultant recommends no changes to the intersection at this time
4. Conditional Use for lunchtime food service operation at 65 Church Street (Slim’s Pizza)—Sarah Moore, applicant, and Dana Hazen (Resolution No. 2020-2019 was added to the formal meeting agenda.)

The requested drive through window requires Planning Commission approval. Between 11 am and 1 pm on Friday, December 11, there was a surplus of 84 parking spaces. Excluding Dan Watkins, the parking space surplus was 51.

5. Traffic island improvement plans, adding a new sign, for Dunbarton at the Cahaba on Overton Road at Stoneridge Drive (pending Village Design Review Committee approval)—Shanda Williams (Resolution No. 2020-2020 was added to the formal meeting agenda.)

6. Board of Landscape Design appointments (3)—Sim Johnson (Resolutions Nos. 2020-2013 through 2015 were added to the formal meeting agenda.)

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

1. EXECUTIVE SESSION AND ADJOURNMENT

Council President Pro Tempore Pritchard make a motion that the City Council convene in executive session to discuss matters involving the following: 1) real estate, 2) potential litigation, and 3) preparation for negotiations with group of public employees and that the City Council shall reconvene for its regular business meeting upon conclusion of the executive session. The motion was seconded by Council member Shelton. The City Attorney Stine then certified that the topics for discussion were allowed under Alabama Law to be discussed in executive session. Then, upon the question being put and the roll called, the vote was recorded as follows:

Ayes: Virginia C. Smith, Council President
William S. Pritchard III, Council President Pro Tempore
Gerald A. Garner
Lloyd C. Shelton k

Nays: None

Abstained: None

Council President then adjourned the meeting at approximately 6:30 p.m.

2. 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 by way of Internet videoconference on December 14, 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 no formal action or votes were conducted at said work session.

City Clerk, Approved by
City Council January 11, 2021
MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF MOUNTAIN BROOK
DECEMBER 14, 2020

Pursuant to a proclamation issued by Governor Kay Ivey on March 18, 2020, elected officials are allowed to meet remotely by means of Internet or telephone conference and the public was invited to listen to, observe, or participate in the meeting by such means. The elected officials met by way of Internet video conference and allowed the public to listen, observe and participate by the same means.

The City Council of the City of Mountain Brook, Alabama met by way of Internet video conference at 7:10 p.m. on the 14th day of December, 2020. The Council President Pro Tempore (“Council President”) called the meeting to order and the roll was called with the following results:

Present: Virginia C. Smith, Council President
William S. Pritchard III, Council President Pro Tempore
Gerald A. Garner
Lloyd C. Shelton
Stewart Welch III, Mayor

Absent: Alice B. Womack

Also present were City Attorneys Steve Stine and 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 read aloud Resolution No. 2020-206 (Exhibit 1) expressing the City’s gratitude to Philip E. Black for his service on the City Council.

2. CONSENT AGENDA

Council President 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 9, 2020, regular meeting of the City Council.

- 2020-206 Expression of gratitude to Philip E. Black for his service on the City Council
- 2020-207 Ratify the execution of an agreement between the City and Stone & Sons Electrical Contractors, Inc., for the installation of a Rapid Rectangular Flashing Beacon (RRFB) for the crosswalk at the intersection of Overbrook Road at Pine Crest Road
- 2020-208 Amend the City’s Storm Water Management Program Plan (Ordinance No. 2063) effective January 1, 2021
- 2020-209 Authorize the execution of an agreement with Advance Plumbing for the installation of water service and fountain at Cahaba River Walk
- 2020-210 Ratify and reaffirming the City’s commitment to promote safe workplace guidelines as suggested by the City’s workers’ safety group
compensation insurer

2020-211 Authorize the execution of a contract between the City and Hoke Animal Clinic for veterinary services Exhibit 6, Appendix 5

2020-212 Request the Alabama Legislature introduce for consideration a local bill granting the City the authority to establish Entertainment Districts in Crestline, English and/or Mountain Brook Villages Exhibit 7

2020-213 Reappoint Lydia Pursell to the Board of Landscape Design through December 14, 2023 Exhibit 8, Appendix 6

2020-214 Appoint Mary Evelyn McKee to the Board of Landscape Design, to fill the seat vacated by Thomas Amason, through December 14, 2023 Exhibit 9, Appendix 6

2020-215 Appoint Thomas Amason as a supernumerary member of the Board of Landscape Design through June 22, 2023 Exhibit 10, Appendix 6

2020-216 Approve a non-pensionable, one-time pay increase for classified, unclassified and the resident security contractor, subject to approval by the Personnel Board of Jefferson County Exhibit 11, Appendix 7

2020-217 Award the contract for the Mountain Brook Junior High detention pond project to Gillespie Construction, LLC and authorize the execution of a contract for same Exhibit 12, Appendix 8

2020-218 Approve Option 1 ($29,063.23) RRFB to be installed at the crosswalk located at Montevallo Road and Canterbury Road and authorize the execution of a contract with Stone & Sons Electrical Contractors for same Exhibit 13, Appendix 9

2020-219 Approve the conditional use (lunchtime operation for Slim’s Pizza to be located at 65 Church Street) Exhibit 14, Appendix 10

2020-220 Authorize the City Manager to pay up to $3,000 to defray the cost ($7,500-$10,000) for the gateway sign to be located at the intersection of Overton Road and Stoneridge Road [subject to approval by the Village Design Review Committee] Exhibit 15, Appendix 11

Thereupon, the foregoing minutes and resolutions (Nos. 2020-206 through 220) were introduced by Council President Smith and a motion for their immediate adoption made by Council President Pro Tempore Pritchard. The minutes and resolutions were then considered by the City Council. Council President Smith seconded the motion to adopt the foregoing minutes and resolutions. Then, upon the question being put and the roll called, the vote was recorded as follows:

Ayes: Virginia C. Smith, Council President William S. Pritchard III, Council President Pro Tempore Gerald A. Garner Lloyd C. Shelton

Nays: None

Abstained: None
Council President Smith thereupon declared that said minutes and resolutions (Nos. 2020-206 through 2020-220) were adopted by a vote of 4—0 that and as evidence thereof she signed the same.

3. CONSIDERATION OF AN ORDINANCE (NO. 2093) PLACING STOP SIGNS (2) ON VINE STREET AT ITS INTERSECTION WITH DEXTER AVENUE (MAKING THE INTERSECTION A 4-WAY STOP) (EXHIBIT 16, APPENDIX 12)

The ordinance was introduced in writing by Council President Smith who then invited comments. There being no comments or questions, President Smith called for a motion. Council member Shelton made a motion that all rules and regulations which, unless suspended, would prevent the immediate consideration and adoption of said ordinance be suspended, and that unanimous consent to the immediate consideration of said ordinance is given and that the reading of the ordinance at length be waived. The motion was seconded by Council President Pro Tempore Pritchard. Thereupon, Council President Smith called for vote with the following results:

Ayes: Virginia C. Smith  
William S. Pritchard, III  
Gerald A. Garner  
Lloyd C. Shelton

Nays: None

Abstained: None

The Council President Smith declared the motion passed by a vote of 4—0.

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

Ayes: Virginia C. Smith  
William S. Pritchard, III  
Gerald A. Garner  
Lloyd C. Shelton

Nays: None

Abstained: None

The Council President Smith declared that the said ordinance (No. 2093) is hereby adopted by a vote of 4—0 and, as evidence thereof, she signed the same.

4. CONSIDERATION OF AN ORDINANCE (NO. 2094) AUTHORIZING THE PLACEMENT OF A STOP SIGN AT ARUNDELL DRIVE (SOUTHBOUND) AT ITS INTERSECTION WITH ASBURY ROAD (MAKING THE INTERSECTION A 3-WAY STOP) (EXHIBIT 17, APPENDIX 13)

The ordinance was introduced in writing by Council President Smith who then invited comments. There being no comments or questions, President Smith called for a motion. Council member Shelton made a motion that all rules and regulations which, unless suspended, would prevent the immediate consideration and adoption of said ordinance be suspended, and that unanimous consent to the immediate consideration of said ordinance is given and that the reading of the ordinance at length be waived. The motion was seconded by Council President Pro Tempore Pritchard. Thereupon, Council President Smith called for vote with the following results:
Ayes: Virginia C. Smith  
William S. Pritchard, III  
Gerald A. Garner  
Lloyd C. Shelton

Nays: None

Abstained: None

The Council President Smith declared the motion passed by a vote of 4—0.

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

Ayes: Virginia C. Smith  
William S. Pritchard, III  
Gerald A. Garner  
Lloyd C. Shelton

Nays: None

Abstained: None

The Council President Smith declared that the said ordinance (No. 2094) is hereby adopted by a vote of 4—0 and, as evidence thereof, she signed the same.

5. CONSIDERATION OF AN ORDINANCE (NO. 2095) AMENDING CHAPTERS 14 AND 6 OF THE CITY CODE WITH RESPECT TO ANIMAL BOARDING AND OTHER FEES AND DISPOSAL OF IMPOUNDED ANIMALS (EXHIBIT 18)

The ordinance was introduced in writing by Council President Smith who then invited comments. There being no comments or questions, President Smith called for a motion. Council President Pro Tempore Pritchard made a motion that all rules and regulations which, unless suspended, would prevent the immediate consideration and adoption of said ordinance be suspended, and that unanimous consent to the immediate consideration of said ordinance is given and that the reading of the ordinance at length be waived. The motion was seconded by Council member Shelton. Thereupon, Council President Smith called for vote with the following results:

Ayes: Virginia C. Smith  
William S. Pritchard, III  
Gerald A. Garner  
Lloyd C. Shelton

Nays: None

Abstained: None

The Council President Smith declared the motion passed by a vote of 4—0.

After said ordinance had been considered in full by the Council, Council President Smith moved for the adoption of said ordinance. The motion was seconded by Council President Pro Tempore Pritchard. Thereupon, Council President Smith called for vote with the following results:
Ayes:  Virginia C. Smith  
       William S. Pritchard, III  
       Gerald A. Garner  
       Lloyd C. Shelton  

Nays:  None  

Abstained:  None  

The Council President Smith declared that the said ordinance (No. 2095) is hereby adopted by a vote of 4—0 and, as evidence thereof, she signed the same.

6. ANNOUNCEMENT  

The next regular meeting of the City Council is tentative scheduled for January 11, 2021, at 7:00 p.m. (means to be announced).

7. ADJOURNMENT  

There being no further business or matters for discussion, Council President Pritchard adjourned the meeting at approximately 7:10 p.m.

8. 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 by Internet videoconference on December 14, 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 11, 2021  

EXHIBIT 1  

RESOLUTION NO. 2020-206  

EXPRESSION OF GRATITUDE TO PHILIP BLACK  
FOR HIS DEDICATED SERVICE TO THE CITY ON THE  
CITY COUNCIL  

WHEREAS, Philip Black has served with distinction on the City Council of Mountain Brook from November of 2016 to October of 2020; and

WHEREAS, Philip Black brought invaluable insight to the City Council’s decisions, especially regarding rezoning, conditional uses, and multiple zoning ordinance revisions, in addition to his willingness to serve on ad hoc committees; and

WHEREAS, Philip Black’s expertise and advice in building, engineering and construction for the various city infrastructure projects were a great asset to our City Council and City; and

WHEREAS, Philip Black is a true friend of planning having served on the Planning Commission since August of 2012, consistently taking a special interest in all matters of current and advance planning and
RESOLUTION NO. 2021-002

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Council hereby authorizes the execution of an ADECA CDBG-CV Local Government Agreement, in the form as attached hereto as Exhibit A, between the City and Jefferson County Commission with respect to the County's application for an ADECA CDBG-CV Grant.

ADOPTED: This 12th day of January, 2021.

______________________________
Council President

APPROVED: This 12th day of January, 2021.

______________________________
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 meeting held on January 12, 2021, as same appears in the minutes or record of said meeting.

______________________________
City Clerk
ADECA CDBG-CV
LOCAL GOVERNMENT AGREEMENT

The State of Alabama’s CDBG-CV program requires that at least two-thirds (2/3) of the communities located within the county, including the county, and representing at least two-thirds (2/3) of the population within that county, sign an agreement showing support for the county’s CDBG-CV program application submitted to the Alabama Department of Economic Community Affairs. The mayor or his/her designee representing City of Mountain Brook and its respective citizens and including the Jefferson County, confirm that they have participated in the development of the county’s CDBG-CV program application and agree that the program, when implemented, will have beneficial impact on their populations to prevent, prepare for, and respond to the COVID-19 pandemic and other infectious diseases. It is therefore agreed by the mayor or his/her designee below that they fully support Jefferson County’s CDBG-CV grant application being submitted to the Alabama Department of Economic and Community Affairs to request CDBG-CV program funds. It is further agreed that this Agreement authorizes the President of the Jefferson County Commission to sign all certifications, agreements, assurances, and other grant related documents required to complete and submit the grant application, and implement all necessary functions relating thereto, including the contracting and other assistance required to successfully implement and close the grant in a timely manner consistent with the State’s closeout procedures.

Jefferson County Commission President James “Jimmie” Stephens

Mayor Signature

Printed Name

City/Town

Date

Stewart Welch III

Mountain Brook

01/12/2021
Good afternoon,

Attached is Jefferson County’s proposed ADECA CDBG-CV Grant Application outlining the proposal for activities to expend the $1,036,800.00 allocated to Jefferson County and its non-entitlement municipalities. The application identifies public service needs to be undertaken to minimize the impact of the COVID-19 pandemic and its resulting economic depression. The overall goal of the programs is to develop viable urban communities by providing decent housing and a suitable living environment and expanding economic opportunities, principally for low- and moderate-income persons through food boxes and rental/utility assistance.

Please find enclosed an ADECA CDBG-CV Grant Application for your review. These documents have been sent you via USPS, but I wanted to send them electronically to ensure receipt.

ADECA requires Local Government Agreements from at least two-thirds (2/3) of the local governing bodies representing two-thirds (2/3) of the population within the County (exclusive of the County’s entitlement cities and their populations). Please sign and return the executed Local Government Agreement electronically.

Should you have any questions pertaining to this matter, please feel free to contact me.

Thank you.

________________________________________________________________________

Nathan Salter, PIP, LICSW, MPA | Grants Administrator

Projects Division Manager

Jefferson County Commission

Community Services and Workforce Development
P: 205-325-5761 ext. 1908
C: 205-746-0370
Saltern@jecal.org
December 15, 2020

Mayor Stewart Welch, III
City of Mountain Brook
P.O. Box 130009
Mountain Brook, AL 35213

Subject: ADECA CDBG-CV Allocation for Jefferson County

Dear Mayor Welch:

Enclosed is Jefferson County’s proposed ADECA CDBG-CV Grant Application outlining the proposal for activities to expend the $1,036,800.00 allocated to Jefferson County and its non-entitlement municipalities. The application identifies public service needs to be undertaken to minimize the impact of the COVID-19 pandemic and its resulting economic depression. The overall goal of the programs is to develop viable urban communities by providing decent housing and a suitable living environment and expanding economic opportunities, principally for low- and moderate-income persons.

Please find enclosed an ADECA CDBG-CV Grant Application. ADECA requires Local Government Agreements from at least two-thirds (2/3) of the local governing bodies representing two-thirds (2/3) of the population within the County (exclusive of the County’s entitlement cities and their populations). Please sign and return the executed Local Government Agreement.

Should you have any questions pertaining to this matter, please feel free to contact Nathan Salter at 205-325-5761 or 205-746-0370.

Sincerely,

Frederick L. Hamilton

Enclosure: ADECA CDBG-CV Grant Application, Narrative, Local Government Agreement
ADECA CDBG-CV GRANT APPLICATION

1. Impact Assessment

Jefferson County has been at the epicenter of COVID-19 as the State’s most populous county. As the home of the University of Alabama at Birmingham who has been on the leading edge of COVID-19 and COVID-19 vaccine research and the home to the State’s greatest concentration of hospitals including UAB Hospital; UAB Med West Hospital; UAB Highlands Hospital; St. Vincent’s Hospital; St. Vincent’s East Hospital; Brookwood Baptist Hospital; Princeton Baptist Hospital; Grandview Hospital; Birmingham Veteran’s Administration Medical Center; and Children’s Hospital of Alabama.

As of December 8th, Jefferson County had 36,872 cases representing 13.5% of the cases in Alabama (272,229) and 520 deaths representing 13.4% of the deaths in Alabama (3,892). Jefferson County’s hospitals had to suspend elective procedures in order to conserve beds for COVID-19 patients early in the pandemic and have only recently began taking similar measures resulting in a loss of much needed revenue.

As noted in Jefferson County’s pending 2020 Consolidated Plan, the Jefferson County Consortium has 34,383 extremely low or very low- income households out of 61,899 low-to-moderate income households. There were 12,936 low-to-moderate income households with at least one (1) person 62-74 years of age and 11,559 with at least one (1) person age 75 years or older.

As noted by the Alabama Department of Labor, there have been 129,917 initial jobless claims in Jefferson County. The 2018 Census County Business Patterns data noted Jefferson County’s total employment was only 334,980 meaning roughly 40% of Jefferson County was unemployed due to the pandemic and resulting economic depression.

By far the most common housing problem in Jefferson County is cost burden. According to the CHAS data in Jefferson County’s 2020 Consolidated Plan, approximately 64.47% of renter households earning less than 30% of the Area Median Income (AMI) are paying more than 50% of their gross income on housing expenses. Approximately 45.00% of renter households earning 30-50% of Area Median Income (AMI) are paying more than 50% of their gross income on housing expenses.

COVID-19 has exposed a light on issues in our community, particularly health disparity, health outcomes and two (2) major contributing factors to both: housing stability and access to healthy, affordable food both of which are largely driven by income disparity. According to the Jefferson County Department of Health, what contributes to a person’s health is only about 20% related to their access to health care. As presented below:

The remaining 80-90% of our health relates to other factors such as health behaviors (e.g., diet, physical activity, tobacco use), social and economic circumstances (e.g., education, employment, income, social support) and the physical environment (e.g., housing, transit, parks and recreational facilities). These other factors, also known as social determinants of health, are often powerful predictors of who gets sick, who lives longer, and who lives a higher quality of life.”
Those at greatest risk from COVID-19, especially those who are at greatest risk of severe illness and death according to the CDC, include people age 65 years and older and those with underlying medical conditions.

In regard to Jefferson County, the impact of the COVID-19 pandemic and resulting economic depression will be felt for years to come as the combined impact of high unemployment; business closures; and loss of revenue for businesses able to weather the crisis have a direct impact on tax receipts in the future resulting in a shrinkage in a reduction in the County’s tax base and an overall loss of income. Jefferson County and its municipalities (entitlement and non-entitlement cities) benefit from the temporary relief from the unbudgeted COVID-19 expenses due to the $115 million in CARES Act monies from the Treasury, but these funds are set to expire at the end of the year and do not account for existing obligations whose budgets have been wreaked by the economic depression.

2. Proposed Actions
Jefferson County proposes to expand two (2) existing actions funded through Jefferson County CDBG-CV funds that are currently providing Subsistence Payments (05Q) and Food Banks (05W) measures within the community to undertake to address and minimize the impact of the COVID-19 pandemic and other infectious diseases. Jefferson County initiated these actions in order to both address the economic depression resulting the COVID-19 pandemic in addition to minimizing the possibility of additional transmission resulting from loss of housing and food insecurity. It is crucial to ensure housing stability after the CDC Eviction Moratorium expires and to provide access to healthy food this population. Access to healthy foods and housing stability was a serious issue in many of the cities and towns in the Consortium ever before COVID-19. Jefferson County also proposes to utilize 10 %ten of the funds for administration activities.

3. Local Officials Involvement
Jefferson County, in compliance with its CDBG Citizens Participation Plan, advertised the proposed plan in a newspaper of general circulation, a minority newspaper, and a Spanish language newspaper in addition to holding a public hearing/technical advisory committee meeting. Jefferson County provided copies of the proposed application to each non-entitlement municipalities for municipal review and to be made available to the public for review. The County requested that non-entitlement communities provide comments in addition to a Local Government Agreement in support of the final application as adjusted to account for comments. Jefferson County provided copies of the proposed application to the Jefferson County EMA (JCEMA); the Jefferson County Department of Health (JCDH); and local hospitals for review. Jefferson County requested that JCEMA, JCDH, and local hospitals provide comments in addition to a letter of support of the final application as adjusted to account for comments.

4. Activity Description
Jefferson County proposes to expand two (2) existing actions funded through Jefferson County CDBG-CV funds that are currently providing Subsistence Payments (05Q) and Food Banks (05W) measures within the community to undertake to address and minimize the impact of the
COVID-19 pandemic and other infectious diseases. The county initiated these actions in order to both address the economic depression resulting the COVID-19 pandemic in addition to minimizing the possibility of additional transmission resulting from loss of housing and food insecurity. It is crucial to ensure housing stability after the CDC Eviction Moratorium expires and to provide access to healthy food this population. Access to healthy foods and housing stability was a serious issue in many of the cities and towns in the Consortium ever before COVID-19.

Regarding food insecurity, Jefferson County proposes to expand an existing program specifically targeting the elderly, the disabled, the unemployed and other low-to- moderate income families in county. This program is specific in nature and leverages over 90 churches and non-profits in our partner’s distribution network to get the word out to residents in our program area. The program provides 50-pound food boxes provided to citizens at drive through distribution sites. The program documents eligibility by verifying income eligibility using HUD’s Self Certification of Annual Income by Beneficiary combined with income documentation and verifying geographic eligibility by utility bill or lease. The program also requires a registration form to ensure that demographic information is collected. The activity will be operated out of Royal Divinity’s warehouse located at 4121 7th Avenue, Birmingham, AL 35224 with distribution sites throughout the County included but not limited to 2400 Sweeney Hollow Road Birmingham, AL 35215; 7538 Henry Ellen Road, Leeds, AL 35094; 820 11th Place North, Birmingham, AL 35204; 1040 Pinson Valley Parkway, Tarrant, AL 35217; 3096 Allison-Bonnet Memorial Drive, Hueytown, AL 35020; 6400 Terrance Avenue, Fairfield, AL 35064; 101 South 20th Street, Irondale, AL 35210; and 2600 Central Avenue, Homewood, AL 35209.

Regarding housing stability, Jefferson County proposes to expand an existing program providing rental assistance and utility assistance, including gas, power and water bill assistance to individuals in need of help paying rent and utility bills. The rental and utility assistance are capped at the regulatory six (6) month period with an assistance capped at an expenditure of $1,500 per household per month. The breakdown is a projected $1,000 for rental assistance and $500 for utility assistance. The program documents eligibility by verifying income eligibility using HUD’s Self Certification of Annual Income by Beneficiary combined with income documentation and verifying geographic eligibility by utility bill or lease. The program also requires a registration form to ensure that demographic information is collected. The activity will be operated out of the Salvation Army’s Center of Hope located at 2015 26th Avenue North, Birmingham, AL 35234.

Jefferson County also proposes to utilize ten percent of the funds for administration activities including but not limited salaries, benefits, advertising costs, office supplies, and other eligible expenses under the CDBG-CV administration activity.

5. Beneficiary Information
Jefferson County utilized projections from the existing programming as implemented with Royal Divinity and the Salvation Army to identify the projected beneficiaries including the number of individuals and households to be served. Since Jefferson County will be collecting documentation of geographic and income eligibility for programming it is projected that 100% of beneficiaries will be LMI, but the beneficiaries will exceed the national objective to benefit 51%
LMI persons. Finally, Jefferson County utilized 2010 Census data to project the demographic characteristics in completing the Project Beneficiary Table.

6. Community Support (FOR COUNTY OR COLLABORATIVE APPLICATIONS ONLY)
Attached to this Application is the required agreement providing verification that at least two-thirds (2/3) of the local governing bodies representing two-thirds (2/3) of the population within the County (exclusive of the County’s entitlement cities and their populations) support the CDBG-CV Program Application.

7. Additional Activities
No additional activities were identified for other programs, activities, and services or the expansion of such items.
Jefferson County, Alabama

Alabama Department of Economic and Community Affairs
Community Development Block Grant CARES Act Program Application

Public Hearing and Technical Advisory Committee Meeting

Jefferson County, Alabama on behalf of the non-entitlement municipalities and unincorporated communities located within the County (excluding Birmingham, Bessemer), received an allocation of $1,036,800.00 from the Alabama Department of Economic and Community Affairs (ADECA) through their funding from the U.S. Department of Housing and Urban Development Community Development Block Grant CARES Act Grant.

The application identifies public service needs to be undertaken to minimize the impact of the COVID-19 pandemic and its resulting economic depression. The overall goal of the programs is to develop viable urban communities by providing decent housing and a suitable living environment and expanding economic opportunities, principally for low- and moderate-income persons.

Jefferson County proposes to expand two (2) existing actions funded through Jefferson County CDBG-CV funds that are currently providing Subsistence Payments (05Q) and Food Banks (05W) measures within the community to undertake to address and minimize the impact of the COVID-19 pandemic and other infectious diseases. Jefferson County initiated these actions in order to both address the economic depression resulting the COVID-19 pandemic in addition to minimizing the possibility of additional transmission resulting from loss of housing and food insecurity. It is crucial to ensure housing stability after the CDC Eviction Moratorium expires and to provide access to healthy food this population. Access to healthy foods and housing stability was a serious issue in many of the cities and towns in the Consortium ever before COVID-19. Jefferson County also proposes to utilize 10% (ten) of the funds for administration activities.

Jefferson County, Alabama is hereby advertising the Public Hearing and Technical Advisory Meeting to be held January 8, 2021 at 10:00 a.m. in the Jefferson County Office of Community Services & Workforce Development located at 716 Richard Arrington Jr Blvd N, Ste. A-430.

Special accommodations are available, upon request, for those with disabilities and those with limited English proficiency. Those requiring special accommodations or questions regarding the Hearing, should call 325-5761 in advance for assistance.

AVAILABILITY OF THE PROPOSED AMENDMENTS

This is a summary of the proposed amendments for Community Development Programs. Copies of this summary may also be reviewed online at (https://www.jcral.org/Default.asp?ID=604&pg=Community+Development+%28Projects%29) or by calling 205-325-5761. Arrangements can also be made to meet the Special Needs
Requirements of those with disabilities as well as those with limited English proficiency. Those in this category should contact the Office of Community Services & Workforce Development and telephone number leaving a message with their name and number if they reach voicemail. Copies will also be provided to the municipalities: Adamsville, Argo, Brighton, Brookside, Cardiff, Center Point, Clay, County Line, Fairfield, Fultondale, Gardendale, Graysville, Helena, Homewood, Hoover, Hueytown, Irondale, Kimberly, Leeds, Lipscomb, Maytown, Midfield, Morris, Mountain Brook, Mulga, North Johns, Pinson, Pleasant Grove, Sumiton, Sylvan Springs, Tarrant, Trafford, Trussville, Vestavia Hills, Warrior, and West Jefferson.

Comments must be submitted prior to 5:00 p.m. on January 8, 2021. Written comments must be submitted to the following:

Jefferson County Office of Community Services & Workforce Development
716 Richard Arrington Jr Blvd N, Ste. A-430
Birmingham, AL 35203
Attn: ADECA CDBG-CV Comments
STATE OF ALABAMA

COMMUNITY DEVELOPMENT BLOCK GRANT – CV PROGRAM

FY 2020 APPLICATION

Please Mail the Original Application to:

Alabama Department of Economic and Community Affairs
401 Adams Avenue, Suite 592
Montgomery, Alabama 36104
ATTN: CDBG-CV Application

Telephone: (334) 242-5370

www.adeca.alabama.gov

Applications are due April 1, 2021, by 4:00 pm.
ALABAMA CDBG-CV APPLICATION SUMMARY FORM

Applicant Name: Jefferson County

If this application represents collaboration between two or more Approved Communities, Applicant listed above must be the same as designated in the Local Government Collaborative Agreement. Please name all collaborators and attach a copy of the Agreement: ________________________________

Chief Elected Official: Commissioner James "Jimmie" Stephens

Mailing Address: STREET 721 Richard Arrington Jr. Blvd N, Suite A430

CITY Birmingham ST AL ZIP 35203

Phone Number: 205-325-5555 E-mail Address: stephensj@jccal.org

COUNTY: Jefferson FEIN: ________________

DUNS No.: ________________ SAM.gov Expiration Date: ________________

Amount Requested: $ 1,036,800.00

If the amount requested is less than the allocated amount, does the Applicant intend to apply for the balance? □ Yes □ No

Other Funds: $ __________ Source: ________________

Federal Congressional District: 06 / 07

State District: (Senate) 15-20 / 5 / ______ (House) 14-16, 44-48 / 51-52 / 54-60

Total Beneficiaries: 2100 No. of LMI Bnf: 2100 % of LMI Bnf: 100

Type of Beneficiaries: □ Direct □ Area Wide □ Limited Clientele

National Objective: □ LMI □ Urgent Need □ Slum and Blight

Contact Person/Grant Writer: Nathan Salter

Firm or Organization: Jefferson County

Mailing Address: 721 Richard Arrington Jr. Blvd N, Suite A430

City, State & Zip: CITY Birmingham STATE AL ZIP 35203

Phone / E-mail Address: 205-748-0370 / saltern@jccal.org

List Activities: 05Q Subsistence Payments, 05W Food Banks

Project Location: Multiple-Jefferson County, Alabama
CERTIFICATIONS

(a) A resolution passed by the Approved Non-Entitlement County or Entitlement Community on ____________ has authorized the filing of this application by the Chief Elected Official.

(b) The public was informed about the local community development program including the proposed filing of this application in a public hearing held on _______________ at ________________________________.

(c) The information presented in this application is true and correct to the best of my knowledge.

(d) I certify that:

1. The Applicant will minimize displacement of persons as a result of activities with CDBG-CV funds and will assist persons actually displaced as a result of such activities.

2. The Applicant’s program will be conducted and administered in conformance with Public Law 88-352 and Public Law 90-284, and the Applicant will affirmatively further fair housing.

3. The Applicant has conducted a Four-Factor Analysis to identify any limited English proficiency persons and if required is conducting all citizen participation activities in compliance with a locally adopted Language Access Plan.

4. The Applicant has held a public participation hearing to obtain the views of citizens on needs to prevent, prepare for, or respond to COVID-19 or other infectious diseases.

5. The Applicant has furnished citizens information concerning the amount of funds available for proposed CDBG-CV activities that may be undertaken including the estimated amount of funds proposed to be used for activities.

6. The Applicant has made available to the public a summary of the proposed project to afford affected citizens an opportunity to comment.

7. The Applicant will provide citizens with reasonable notice of, and opportunity to comment on, any substantial change proposed to be made in the use of CDBG-CV funds.

8. The Applicant will not attempt to recover any capital costs of public improvements assisted in whole or in part with CDBG-CV funds by assessing any amount against properties owned and occupied by persons of very low, low- and moderate-income. If a fee or assessment is required, the Applicant will use CDBG-CV funds to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than CDBG-CV funds. The Applicant through proper certification to the State may assess any amounts against properties owned and occupied by persons of moderate income who are not persons of very low or low income if the Applicant lacks sufficient funds received under the CDBG-CV program to pay those costs.
9. The Applicant is □ is not ☒ (please check one) delinquent on any State/Federal debt (If answered "is", attach explanation).

(e) I further certify that the Applicant is following a detailed Citizen Participation Plan which:

1. provides for and encourages citizen participation, with particular emphasis on participation by persons of low- and moderate-income who are residents of slum and blight areas and of areas in which Section 106 funds are proposed to be used, and in the case of a grantee described in Section 106(a), provides for participation of residents in low- and moderate-income neighborhoods as defined by the local jurisdiction;

2. provides citizens with reasonable and timely access to local meetings, information, and records relating to the grantee's proposed use of funds, as required by regulations of the Secretary, and relating to the actual use of funds under this title;

3. provides for technical assistance to groups representative of persons of low- and moderate-income that request such assistance in developing proposals with the level and type of assistance to be determined by the grantee;

4. provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including at least the development of needs, the review of proposed activities and review of program performance, which hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries, and with accommodation for the handicapped;

5. provides for a timely written answer to written complaints and grievances, within 15 working days where practicable;

6. identifies how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate; and

7. provides citizens with reasonable advance notice of, and opportunity to comment on, proposed activities not previously described in the community development-CV application, and for activities which are proposed to be deleted or substantially changed in terms of purpose, scope, location, or beneficiaries.

____________________________________  ____________________________
Mayor/Chairman                              Date
CDBG-CV GRANT APPLICATION

1. **Impact Assessment**
   Provide an assessment of the impact that the COVID-19 pandemic has had on the community in terms of healthcare crisis, loss of jobs, loss of income, housing, homelessness, reduced tax base, food insecurity, business closures, and other factors.

2. **Proposed Actions**
   Describe the measures which the community proposes to undertake to address and minimize the impact of the COVID-19 pandemic and other infectious diseases.

3. **Local Officials Involvement**
   Explain the process by which the community incorporated input from the public health officials, local emergency management agency, medical community, and the public.

4. **Activity Description**
   Provide a description of specific activities which the community proposes to implement to prevent, prepare for, and respond to the COVID-19 pandemic and other infectious diseases. Include detailed cost estimates, maps, drawings, photos, and other relevant information to fully explain the proposed project activity(ies). For any additional funds required for the completion of the activity(ies), document and confirm the availability of the funds. Complete the “CDBG-CV Budget Report” in its entirety. (If the budget is less than the allocated amount, please indicate if the Applicant intends to apply for the balance. The balance must be applied for in the following six months after this application is submitted.)

5. **Beneficiary Information**
   Complete the "Project Beneficiary Table" identifying the proposed beneficiaries associated with each activity. Explain the methodology used to determine the beneficiaries. ADECA may grant approval of project activities on a case-by-case basis for activities that address a national objective other than benefit to 51% LMI persons.

6. **Community Support (FOR COUNTY OR COLLABORATIVE APPLICATIONS ONLY)**
   Provide verification that at least two-thirds (2/3) of the local governing bodies representing two-thirds (2/3) of the population within the County (exclusive of the County’s entitlement cities and their populations) support the CDBG-CV Program Application. (Attach agreement)

7. **Additional Activities**
   Identify inclusive costs of other programs, activities, and services or the expansion of such items proposed here in this application if additional funds were to be made available outside the allocated amount.
## CDBG-CV Budget

(fillable form)

<table>
<thead>
<tr>
<th>Activity</th>
<th>CDBG-CV Funds</th>
<th>Other Funds (Identify below)</th>
<th>Total Activity Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Acquisition</td>
<td></td>
<td></td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Rehabilitation</td>
<td></td>
<td></td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Construction</td>
<td></td>
<td></td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Engineering/Architecture</td>
<td></td>
<td></td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Business Grant/Loan</td>
<td></td>
<td></td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Equipment</td>
<td></td>
<td></td>
<td>$ 0.00</td>
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<tr>
<td>Health Services</td>
<td></td>
<td></td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Broadband Services</td>
<td></td>
<td></td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Water Infrastructure</td>
<td></td>
<td></td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Sewer Infrastructure</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Rental Assistance</td>
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<tr>
<td>Utility Assistance</td>
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</tr>
<tr>
<td>Food Distribution</td>
<td></td>
<td></td>
<td>$ 0.00</td>
</tr>
<tr>
<td>Public Services</td>
<td>$ 933,120.00</td>
<td></td>
<td>$ 933,120.00</td>
</tr>
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<tr>
<td>Subtotal</td>
<td>$ 933,120.00</td>
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<td>$ 933,120.00</td>
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<tr>
<td>General Program Admin.</td>
<td>$ 103,680.00</td>
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<td>$ 103,680.00</td>
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<tr>
<td>Total</td>
<td>$ 1,036,800.00</td>
<td>$ 0.00</td>
<td>$ 1,036,800.00</td>
</tr>
</tbody>
</table>

Identify Source of Other Funds:

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**PROJECT BENEFICIARY TABLE**

For each proposed activity listed below, quantify the direct beneficiaries and indicate (by number, household, and percent) their respective income level, race, ethnicity, etc., in the appropriate classifications.

<table>
<thead>
<tr>
<th>Activity</th>
<th>Very Low Income (A)</th>
<th>Low Income (B)</th>
<th>Moderate Income (C)</th>
<th>Total LMI (A+B+C)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total People</td>
<td>Total HH</td>
<td>People</td>
<td>HH</td>
</tr>
<tr>
<td>Public Services</td>
<td>2100</td>
<td>700</td>
<td>1200</td>
<td>400</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Race, Ethnicity, Etc.</th>
<th>Activity 1 Total People</th>
<th>Activity 1 Total HH</th>
<th>Activity 1 Total Hispanic People</th>
<th>Activity 1 Total Hispanic HH</th>
<th>Activity 2 Total People</th>
<th>Activity 2 Total HH</th>
<th>Activity 2 Total Hispanic People</th>
<th>Activity 2 Total Hispanic HH</th>
<th>Activity 3 Total People</th>
<th>Activity 3 Total HH</th>
<th>Activity 3 Total Hispanic People</th>
<th>Activity 3 Total Hispanic HH</th>
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</thead>
<tbody>
<tr>
<td>White</td>
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<td>372</td>
<td>75</td>
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<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Black / African Am</td>
<td>915</td>
<td>305</td>
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<td>0</td>
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<tr>
<td>Asian</td>
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<td></td>
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<tr>
<td>American Indian / Alaskan Native</td>
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<td></td>
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<td>Native Hawaiian / Other Pacific Is</td>
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<tr>
<td>Am Indian / Alaskan Native &amp; White</td>
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<td>0</td>
<td>0</td>
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<tr>
<td>Am Indian / Alaskan &amp; Black / African Am</td>
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<td>Other Multi-Racial</td>
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<tr>
<td>Female-Headed HH</td>
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<td></td>
<td></td>
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</tbody>
</table>

**Note:** 1. Applicants proposing projects with more than three activities should use additional copies of this table.
ALABAMA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
CERTIFIED ASSURANCES

General Assurances

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.

2. Will give the awarding agency, the Comptroller General of the United States, and the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.

3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property in whole or in part with Federal assistance funds to assure nondiscrimination during the useful life of the project.

4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review, and approval of construction plans and specifications.

5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.

6. Will initiate and complete the work within the applicable time frame after receipt of approval by the awarding agency.

7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.

8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. 4728-4763) relating the prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM’s Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).

9. Will comply with the Housing and Community Development Act of 1974, as amended; Coronavirus Aid, Relief, and Economic Security Act (the CARES Act) of March 27, 2020; Federal Register Notice FR-6218-N-01: Notice of Program Rules, Waivers, and Alternative Requirements Under the CARES Act for Community Development Block Grant Program Coronavirus Response Grants, Fiscal Year 2019 and 2020 Community Development Block Grants, and for Other Formula Programs (the HUD Notice) of August 10, 2020; and other applicable Federal and State laws, rules and policies.
10. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. 4801 et seq.) which prohibits the use of lead-based paint in the construction or rehabilitation of residential structures.

11. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color, or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. 1681-1683, and 1685-1686) which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794) which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. 6101-6107) which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 93-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination Statute(s) which may apply to the application.

12. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646), as amended (P.L. 100-17) which provides for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.

13. Will comply with the provisions of the Hatch Act (5 U.S.C. 1501-1508 and 7324-7328) which limit the potential activities of employees whose principal employment activities are funded in whole or in part with Federal funds.


15. Will comply with the flood insurance purchase requirements of Section 102 (a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is $10,000 or more.

16. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (c)
notification of violating facilities pursuant to EO 11738; (d) protection of wetlands pursuant to EO 11990; (e) evaluation of flood hazards in flood plains in accordance with EO 11988; (f) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. 1451 et seq.); (g) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended, (42 U.S.C. 7401 et seq.); (h) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (i) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).

17. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.

18. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and preservation of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.)

19. Will cause to be performed the required financial and compliance audits in accordance with Single Audit Act of 1984, as amended, and OMB Circular A-128.

20. Will comply with all applicable requirements of all other Federal laws, Executive Orders, regulations and policies governing this program.

**Anti-Displacement Assurance**

As the duly authorized representative of the applicant, I certify that the applicant will comply with:

1. Section 104(d) of Title I of the Housing and Community Development Act of 1974, as amended. This provision, authorized by Section 509(a) of the Housing and Community Development Act of 1987, contains requirements for a residential anti-displacement and relocation assistance plan. Each State recipient must adopt, make public, and certify to the State that it is following a "residential anti-displacement and relocation assistance plan."

2. Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended through 1987, (Public Law 100-17, 101 Stat. 246-256). This provision extends Uniform Relocation Assistance coverage to any person (family individual, business, nonprofit organization or farms) displaced as a direct result of rehabilitation, demolition, or privately undertaken acquisition carried out for a federally assisted project or program.

**Certification For Contracts, Grants, Loans, And Cooperative Agreements**

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal
contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

Certification Regarding Survey

If a survey to determine project beneficiaries was undertaken for the proposed project, such survey was conducted with full regard to obtaining accurate information. The City/County agrees that any evidence to the contrary could result in adverse consequences, including the repayment of grant funds.

Certification Regarding Excessive Force

In accordance with Section 519 of Public Law 101-140, (the 1990 HUD Appropriations Act), Jefferson County certifies that it has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations.

__________________________  _______________________
Mayor/Chairman              Date
Applicant/Recipient Disclosure/Update Report

Instructions. (See Public Reporting Statement and Privacy Act Statement and detailed instructions on page 2.)

Applicant/Recipient information

| Applicant/Recipient Name, Address, and Phone (include area code): |
| 2. Social Security Number or Employer ID Number: |
|  |

| 3. HUD Program Name |
| CDBG-CV |
| 4. Amount of HUD Assistance Requested/Received |
| $1,036,800.00 |

5. State the name and location (street address, City and State) of the project or activity:

Part I Threshold Determinations

1. Are you applying for assistance for a specific project or activity? These terms do not include formula grants, such as public housing operating subsidy or CDBG block grants. (For further information see 24 CFR Sec. 4.3). [ ] Yes [ ] No

2. Have you received or do you expect to receive assistance within the jurisdiction of the Department (HUD), involving the project or activity in this application, in excess of $200,000 during this fiscal year (Oct. 1 - Sep. 30)? For further information, see 24 CFR Sec. 4.9 [ ] Yes [ ] No

If you answered "No" to either question 1 or 2, stop! You do not need to complete the remainder of this form. However, you must sign the certification at the end of the report.

Part II Other Government Assistance Provided or Requested / Expected Sources and Use of Funds.

Such assistance includes, but is not limited to, any grant, loan, subsidy, guarantee, insurance, payment, credit, or tax benefit.

<table>
<thead>
<tr>
<th>Department/State/Local Agency Name and Address</th>
<th>Type of Assistance</th>
<th>Amount Requested/Provided</th>
<th>Expected Uses of the Funds</th>
</tr>
</thead>
</table>

(Note: Use Additional pages if necessary.)

Part III Interested Parties. You must disclose:

1. All developers, contractors, or consultants involved in the application for the assistance or in the planning, development, or implementation of the project or activity and
2. Any other person who has a financial interest in the project or activity for which the assistance is sought that exceeds $50,000 or 10 percent of the assistance (whichever is lower).

<table>
<thead>
<tr>
<th>Alphabetical list of all persons with a reportable financial interest in the project or activity (For individuals, give the last name first)</th>
<th>Social Security No. or Employee ID No.</th>
<th>Type of Participation in Project/Activity</th>
<th>Financial Interest in Project/Activity ($ and %)</th>
</tr>
</thead>
</table>

(Note: Use Additional pages if necessary.)

Certification

Warning: If you knowingly make a false statement on this form, you may be subject to civil or criminal penalties under Section 1001 of Title 18 of the United States Code. In addition, any person who knowingly and materially violates any required disclosures of information, including intentional non-disclosure, is subject to civil money penalty not to exceed $10,000 for each violation.

I certify that this information is true and complete.

Signature: _____________________________

Date: (mm/dd/yyyy) _____________________

X
Public reporting burden for this collection of information is estimated to average 2.0 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection information unless that collection displays a valid OMB control number.

Privacy Act Statement. Except for Social Security Numbers (SSNs) and Employer Identification Numbers (EINs), the Department of Housing and Urban Development (HUD) is authorized to collect all the information required by this form under section 102 of the Department of Housing and Urban Development Reform Act of 1988, 42 U.S.C. 3531. Disclosure of SSNs and EINs is voluntary. HUD is authorized to collect this information under the Housing and Community Development Act of 1987 42 U.S.C.3543 (a). The SSN or EIN is used as a unique identifier. The information you provide will enable HUD to carry out its responsibilities under Sections 102(b), (c), and (d) of the Department of Housing and Urban Development Reform Act of 1989, Pub. L. 101-106, as approved December 16, 1989. These provisions will help ensure greater accountability and integrity in the provision of certain types of assistance administered by HUD. They will also help ensure that HUD assistance for a specific housing project under Section 102(d) is not more than is necessary to make the project feasible after taking account of other government assistance. HUD will make available to the public all applicant disclosure reports for five years in the case of applications for competitive assistance, and for generally three years in the case of other applications. Update reports will be made available along with the disclosure reports, but in no case for a period generally less than three years. All reports, both initial reports and update reports, will be made available in accordance with the Freedom of Information Act (5 U.S.C. 552) and HUD's implementing regulations at 24 CFR Part 16. HUD will use the information in evaluating individual assistance applications and in performing internal administrative analyses to assist in the management of specific HUD programs. The information will also be used in determining under Section 102(d) whether HUD assistance for a specific housing project is more than is necessary to make the project feasible after taking account of other government assistance. You must provide all the required information. Failure to provide any required information may delay the processing of your application, and may result in sanctions and penalties, including imposition of the administrative and civil money penalties specified under 24 CFR 94.38.

Note: This form only covers assistance made available by the Department. States and units of general local government that carry out responsibilities under Sections 102(b) and (c) of the Reform Act must develop their own procedures for complying with the Act.

Instructions

Overview.
A. Coverage. You must complete this report if:
   1. You are applying for assistance from HUD for a specific project or activity and you have received, or expect to receive, assistance from HUD in excess of $200,000 during the fiscal year;
   2. You are updating a prior report as discussed below; or
   3. You are submitting an application for assistance to an entity other than HUD, a State or local government if the application is required by statute or regulation to be submitted to HUD for approval or for any other purpose.

B. Update reports (filed by "Recipient" of HUD Assistance):
   General. All recipients of covered assistance must submit update reports to the Department to reflect substantial changes to the initial applicant disclosure reports.

Line-by-Line Instructions.
Applicant/Recipient Information.
All applicants for HUD competitive assistance, must complete the information required in blocks 1-5 of form HUD-2880:

1. Enter the full name, address, city, State, zip code, and telephone number (including area code) of the applicant/recipient. Where the applicant/recipient is an individual, the last name, first name, and middle initial must be entered.
2. Entry of the applicant/recipient's SSN or EIN, as appropriate, is optional.
3. Applicants enter the HUD program name under which the assistance is being requested.
4. Applicants enter the amount of HUD assistance that is being requested. Recipients enter the amount of HUD assistance that has been provided and to which the update report relates. The amount is stated in the application or award documentation. NOTE: In the case of assistance that is provided pursuant to contract over a period of time (such as project-based assistance under section 8 of the United States Housing Act of 1937), the amount of assistance to be reported includes all amounts that are to be provided over the term of the contract, irrespective of when they are to be received.
5. Applicants enter the name and full address of the project or activity for which the HUD assistance is sought. Recipients enter the name and full address of the HUD-assisted project or activity to which the update report relates. The most appropriate government identifying number must be used (e.g., RFP No.; IFB No.; grant announcement No.; or contract, grant, or loan No.). Include prefixes.

Part I. Threshold Determinations - Applicants Only

Part I contains information to help the applicant determine whether the remainder of the form must be completed. Recipients filing Update Reports should not complete this Part.

If the answer to either questions 1 or 2 is No, the applicant need not complete Parts II and III of the report, but must sign the certification at the end of the form.

Part II. Other Government Assistance and Expected Sources and Uses of Funds.

A. Other Government Assistance. This Part is to be completed by both applicants and recipients for assistance and recipients filing update reports. Applicants and recipients must report any other government assistance involved in the project or activity for which assistance is sought. Applicants and recipients must report any other government assistance involved in the project or activity. Other government assistance is defined in note 4 on the last page. For purposes of this definition, other government assistance is expected to be made available if, based on an assessment of all the circumstances involved, there are reasonable grounds to anticipate that the assistance will be forthcoming.

Both applicant and recipient disclosures must include all other government assistance involved with the HUD assistance, as well as any other government assistance that was made available before the request, but that has continuing vitality at the time of the request.

Examples of this latter category include tax credits that provide for a number of years of tax benefits, and grant assistance that continues to benefit the project at the time of the assistance request.

The following information must be provided:

1. Enter the name and address, city, State, and zip code of the government agency making the assistance available.
2. Enter the type of other government assistance (e.g., loan, grant, insurance).
3. Enter the dollar amount of the other government assistance that is, or is expected to be, made available with respect to the project or activities for which the HUD assistance is sought (applicants) or has been provided (recipients).
4. Use of funds. Each reportable use of funds must clearly identify the purpose to which they are to be put. Reasonable aggregations may be used, such as "total structure" to include a number of structural costs, such as roof, elevators, exterior masonry, etc.

B. Non-Government Assistance. Note that the applicant and recipient disclosure report must specify all expected sources and uses of funds - both from HUD and any other source - that have been or are to be, made available for the project or activity. Non-government sources of

Form HUD-2880 (3/99)
funds typically include (but are not limited to) foundations and private contributors.

Part III. Interested Parties.

This Part is to be completed by both applicants and recipients filing update reports. Applicants must provide information on:

1. All developers, contractors, or consultants involved in the application for the assistance or in the planning, development, or implementation of the project or activity and
2. any other person who has a financial interest in the project or activity for which the assistance is sought that exceeds $50,000 or 10 percent of the assistance (whichever is lower).

Note: A financial interest means any financial involvement in the project or activity, including (but not limited to) situations in which an individual or entity has an equity interest in the project or activity, shares in any profit on resale or any distribution of surplus cash or other assets of the project or activity, or receives compensation for any goods or services provided in connection with the project or activity. Residency of an individual in housing for which assistance is being sought is not, by itself, considered a covered financial interest.

The information required below must be provided.

1. Enter the full names and addresses. If the person is an entity, the listing must include the full name and address of the entity as well as the CEO. Please list all names alphabetically.
2. Entry of the Social Security Number (SSN) or Employee Identification Number (EIN), as appropriate, for each person listed is optional.
3. Enter the type of participation in the project or activity for each person listed: i.e., the person’s specific role in the project (e.g., contractor, consultant, planner, investor).
4. Enter the financial interest in the project or activity for each person listed. The interest must be expressed both as a dollar amount and as a percentage of the amount of the HUD assistance involved.

Note that if any of the source/use information required by this report has been provided elsewhere in this application package, the applicant need not repeat the information, but need only refer to the form and location to incorporate it into this report. (It is likely that some of the information required by this report has been provided on SF 424A, and on various budget forms accompanying the application.) If this report requires information beyond that provided elsewhere in the application package, the applicant must include in this report all the additional information required.

Recipients must submit an update report for any change in previously disclosed sources and uses of funds as provided in Section I.D.6., above.

Notas:

1. All citations are to 24 CFR Part 4, which was published in the Federal Register [April 1, 1996, at 63 Fed. Reg. 14446.]
2. Assistance means any contract, grant, loan, cooperative agreement, or other form of assistance, including the insurance or guarantee of a loan or mortgage, that is provided with respect to a specific project or activity under a program administered by the Department. The term does not include contracts, such as procurements contracts, that are subject to the Federal Acquisition Regulation (FAR) (48 CFR Chapter 1).
3. See 24 CFR §4.9 for detailed guidance on how the threshold is calculated.
4. "Other government assistance" is defined to include any loan, grant, guarantee, insurance, payment, rebate, subsidy, credit, tax benefit, or any other form of direct or indirect assistance from the Federal government (other than that requested from HUD in the application), a State, or a unit of general local government, or any agency or instrumentality thereof, that is, or is expected to be made, available with respect to the project or activities for which the assistance is sought.
5. For the purpose of this form and 24 CFR Part 4, "person" means an individual (including a consultant, lobbyist, or lawyer); corporation; company; association; authority; firm; partnership; society; State, unit of general local government, or other government entity, or agency thereof (including a public housing agency); Indian tribe; and any other organization or group of people.
RESOLUTION NO. 2021-003

BE IT RESOLVED by the City Council of the City of Mountain Brook that the City Council hereby ratifies and approves the transfer of funds as follows for the year October 1, 2019 through September 30, 2020:

<table>
<thead>
<tr>
<th>Ledger Number</th>
<th>Ledger Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>100-1001-0000</td>
<td>Cash-General Fund</td>
<td>$300,000.00 CR</td>
</tr>
<tr>
<td>100-1116-6946</td>
<td>Transfers-Stabilization Fund</td>
<td>200,000.00 CR</td>
</tr>
<tr>
<td>100-1116-6917</td>
<td>Transfers-Capital (Bridges and other infrastructure)</td>
<td>500,000.00 DR</td>
</tr>
<tr>
<td>146-1001-0000</td>
<td>Cash-Stabilization Fund</td>
<td>200,000.00 CR</td>
</tr>
<tr>
<td>146-3408-4810</td>
<td>Transfers-General Fund</td>
<td>200,000.00 DR</td>
</tr>
<tr>
<td>417-1001-0000</td>
<td>Cash-Capital</td>
<td>500,000.00 DR</td>
</tr>
<tr>
<td>417-3408-4810</td>
<td>Transfers-General Fund</td>
<td>500,000.00 CR</td>
</tr>
</tbody>
</table>

Transfer a $300,000.00 of the 2020 General Operations and $200,000.00 of the 2020 Stabilization Fund surplus to Capital Projects (Fund 417) for future infrastructure and sidewalk projects.

ADOPTED: This 12th day of January, 2021.

________________________________________
Council President

APPROVED: This 12th day of January, 2021.

________________________________________
Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, hereby certify the above to be a true and correct copy of a resolution adopted by the City Council at its meeting held on January 12, 2021, as same appears in the minutes of record of said meeting.

________________________________________
City Clerk

Ratify Fiscal 2020 Inter-fund Capital Transfer 2021-003
Steve Boone <boones@mtnbrook.org>  
Fri, Dec 18, 2020 at 1:43 PM

To: Alice Womack <alicewomack14@gmail.com>, Gerald Garner <geraldagarner@gmail.com>, Lloyd Shelton <lcs@borlandcpa.com>, "Stewart Welch, III" <stewart@welchgroup.com>, "Virginia C. Smith" <wood967@icloud.com>, Virginia Smith <virginiasmith31161@gmail.com>, "William S. (Billy) Pritchard III" <billyp@pm-j.com>, Sam Gaston <gaston@mtnbrook.org>

If you recall, on Nov 9 the Council ratified a $1.9 million fiscal 2020 transfer from the Gen Fund to Capital. The year-end accruals have been finalized and other adjustments positively impacted the Gen Fund surplus. I am suggesting an additional $500,000 transfer from Gen Fund to Capital effective 2020.

In 2021, the one-time pay adjustment just approved plus a yet-to-be approved transfer to the BOE for its 2020 Covid costs will be drawn from the stabilization fund where the CARES Act monies were recorded as of 9/30/2020. These expenses can be covered without affecting the City's 2021 operating fund (100) budget.

If okay with all, I will proceed with this additional $500,000 transfer and have you ratify it at the January council meeting.

If you have any questions, please contact me.

---

<table>
<thead>
<tr>
<th>Fund</th>
<th>Description</th>
<th>9/30/2020</th>
<th>1-Time Pay</th>
<th>MB BOE for Covid-19</th>
<th>9/30/2020</th>
<th>Revised 9/30/2020</th>
</tr>
</thead>
<tbody>
<tr>
<td>100</td>
<td>City Operating</td>
<td>$620,089</td>
<td>$0</td>
<td>$0</td>
<td>$(300,000)</td>
<td>$320,089</td>
</tr>
<tr>
<td>115</td>
<td>Park Board</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>132</td>
<td>Asset Forfeitures</td>
<td>$3,525</td>
<td></td>
<td>$3,525</td>
<td></td>
<td></td>
</tr>
<tr>
<td>142</td>
<td>Community Fields</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td></td>
</tr>
<tr>
<td>146</td>
<td>Stabilization Fund**</td>
<td>$718,845</td>
<td>$(330,000)</td>
<td>$(160,000)</td>
<td>$(200,000)</td>
<td>$518,845</td>
</tr>
<tr>
<td>149</td>
<td>Phase 3 Fields</td>
<td>$0</td>
<td></td>
<td>$0</td>
<td>$0</td>
<td></td>
</tr>
<tr>
<td>153</td>
<td>Court Cash Bonds</td>
<td>$0</td>
<td></td>
<td>$0</td>
<td>$0</td>
<td></td>
</tr>
<tr>
<td>701</td>
<td>Library Operating</td>
<td>$(1)</td>
<td></td>
<td>$1</td>
<td></td>
<td></td>
</tr>
<tr>
<td>702</td>
<td>Library Books</td>
<td>$38,010</td>
<td></td>
<td>$38,010</td>
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<td></td>
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<tr>
<td>703</td>
<td>Library Endowment</td>
<td>$258</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$258</td>
</tr>
<tr>
<td></td>
<td>General Fund</td>
<td>$1,380,726</td>
<td>$(330,000)</td>
<td>$(160,000)</td>
<td>$(500,000)</td>
<td>$880,726</td>
</tr>
</tbody>
</table>

** Includes CARES Act receipts as of 9/30*/2020

The $200,000 capital transfer for 2020 plus the $330,000 one-time pay adjustment plus the $160,000 to be paid to the BOE will leave the stabilization fund (146) close to where it would have been had the pandemic not occurred ($2.8 million fund balance).

--

Steven Boone  
City of Mountain Brook  
P. O. Box 130009  
Mountain Brook, AL 35213-0009  
Direct: (205) 802-3825  
Facsimile: (205) 874-0611