

**MEETING AGENDA
MOUNTAIN BROOK CITY COUNCIL**

**CITY COUNCIL CHAMBER (A108)
56 CHURCH STREET
MOUNTAIN BROOK, AL 35213**

AUGUST 14, 2023, 7 P.M.

As a matter of convenience, members of the public are invited to listen, observe and participate in public meetings by Internet video conference. Presenters and others interested in a particular matter for discussion are encouraged to attend the meeting in-person. The City is not responsible for technical issues that may occur that interfere with the virtual meeting. The City Council, at its sole discretion, may proceed with its in-person business meeting regardless of whether virtual attendees can hear and/or observe the proceedings. The City intends to make the meeting available by way of the Zoom app (re: Meeting ID 801-559-1126, password 08142023).

1. Gynecological Cancer Awareness Proclamation
2. Approval of the minutes of the July 10, 2023, regular meeting of the City Council.
3. Approval of the minutes of the July 24, 2023, regular meeting of the City Council.
4. Approval of the minutes of the July 31, 2023, special meeting of the City Council.
5. Consideration: Resolution authorizing the sale or disposal of certain surplus property.
6. Consideration: Resolution ratifying the bid award and payment for the purchase of an Ambulance vehicle for use by the Mountain Brook Fire Department.
7. Consideration: Resolution accepting the Personnel Board of Jefferson County Market Analysis upgrades for selected department head positions.
8. Consideration: Resolution accepting the dedication of Right of Way (Parcel 2) with respect to the Lane Parke development.
9. Consideration: Ordinance amending Section 50-46 (b)(6) of the City Code relating to the speed limit of certain streets in the City (25 mph) to include Marlboro Drive.
10. Comments from residents and attendees.
11. Announcement: The next regular meeting of the City Council is August 28, 2023 at 7:00 p.m.
12. Adjourn.

2023-125

GYNECOLOGIC CANCER AWARENESS MONTH

WHEREAS, gynecologic (GYN) cancers are among the leading cancer killers of women in the United States, and more than 125,000 women will be diagnosed, and more than 33,000 women will die from these diseases this year and the absence they leave in our hearts will be deeply felt forever; and

WHEREAS, the Laura Crandall Brown Foundation and their “A State of Teal” initiative brings awareness of all GYN cancers to the people throughout the State of Alabama; and

WHEREAS, the good health and well-being of women in our state and the City of Mountain Brook are enhanced by increased awareness of GYN cancers and their symptoms and treatments; and

WHEREAS, it is also crucial that all women in our state and the City of Mountain Brook take an active role in learning the symptoms and risk factors associated with GYN cancers, developing healthy habits, and undergoing regular medical examinations so that any occurrence of these diseases may be detected in their early and treatable stages; and

WHEREAS, we reflect upon the memory of those lost to these diseases, the bravery of those currently battling these diagnoses, and the need for increased awareness, screening, and research so that the women of our state and the City of Mountain Brook might be spared from them in the future, and encourage all citizens to work together to raise awareness of GYN cancers; and

NOW, THEREFORE, I, Stewart Welch III, Mayor of the City of Mountain Brook, Alabama, do hereby proclaim September 2023, as

“GYNECOLOGIC CANCER AWARENESS MONTH”

throughout the City and encourage all residents of Mountain Brook to work together to raise awareness of GYN cancers and do commend this observance to all our citizens.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Mountain Brook to be affixed the 14th day of August of the year of our Lord 2023 and of the Independence of the United States of America, the 247th.

Stewart H. Welch III, Mayor

**MOUNTAIN BROOK CITY COUNCIL
PRE-MEETING DISCUSSION
JULY 10, 2023**

[As a convenience, members of the public were invited to listen and observe in the public meeting by Internet video conference. There were 3 virtual attendees at the meeting.]

The City Council of the City of Mountain Brook, Alabama met informally in-person at 6:00 p.m. on the 10th day of July, 2023 (others were allowed to listen to the meeting by way of Internet video conference-3 virtual attendees). Council President Smith 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
Lloyd C. Shelton
Gerald A. Garner
Graham L. Smith
Stewart Welch III, Mayor

Absent: None

Also present were City Attorney Whit Colvin, City Manager Sam Gaston, and City Clerk Heather Richards.

1. AGENDA

1. Drainage study proposal for Beech Street and Sims Avenue

William Thomas- Schoel Engineering

- At least two homes are being affected by water coming from Beech Street
- Asked to provide proposal to look at it from 1) is the pipe big enough 2) is it a maintenance issue
- Will have someone video the pipe to ensure it is in working order

Billy Pritchard-Council President Pro Tempore

- Concern is there is a private ditch that runs through a yard
- Wants to ensure the study does not include private property

William Thomas

- There is an easement between the two lot lines where pipe lies as well as a 10' easement in the back

Virginia Smith-Council President

- Item added to the formal agenda (Resolution No. 2023-112)

2. Set date for a Special Council meeting to award repair bids for the O'Neal Library

Lindsay Gardner-Library Director

- The bid opening is July 26th
- Recommend the special council session be the following week

Virginia Smith

- The special council session will be set for July 31st at 8:00 am
3. Parks/Recreation Board appointment
- Shanda Williams-Parks and Recreation Superintendent
- David Price term ended last month
 - Took available applicants and polled the park board (Tom Warburton received the most votes)
- Billy Pritchard
- Feels it is important to have someone heavily involved in Mountain Brook athletics
 - Of the candidates, Blake Russell has three children (aged 7, 10 and 13) that play all through sports (baseball, football and basketball)
 - Would propose the council to appoint Blake Russell for the open Parks/Recreation Board appointment
- Graham Smith-Council Member
- Would support appointing Blake Russell
- Gerald Garner-Council Member
- Is of the mind to let the board select their own members
 - Would typically lean towards the Park Board's recommendation
 - Would be in support of the council's decision
- Virginia Smith-Council President
- Item added to the formal agenda (Resolution No. 2023-113)
4. Finance Committee reappointments (3)
- Lloyd Shelton-Council Member
- Three terms are up for renewal (Paige Daniel, Charles Polmatier, and Craig Fravert)
 - There were no other applicants
 - All three are interested in continuing to serve
 - The Finance Committee is in support of these renewals
 - Would recommend all three for another term
- Virginia Smith-Council President
- Items added to the formal agenda (Resolution No. 2023-114, 2023-115, and 2023-116)
5. OPEB Discussion
- Lloyd Shelton-Council Member
- The City made the decision several years ago to use an outside investment advisor (Regions)
 - Since inception, averaged 7.7%
 - The gap between what we have and unfunded is shrinking
 - The city funds \$300,000 annually
 - This seems to be working
 - Would encourage the city to continue this strategy
- Virginia Smith
- Inquired as to when the gap would be closed

Steven Boone-Finance Director

- About 2 million is unfunded at this point
- \$300,000 is budgeted again this year

6. ROW encroachment agreement at 64 Pine Crest Road

Dana Hazen-Director of Planning, Building, and Sustainability

- The homeowner wants to move the parking pad (This is about ½ the size of the one they are proposing tonight)
- Proposed to be 45 x 9 feet (could hold 3 cars)
- Concerned about runoff
- Would prefer to look at some other surface that is permeable

Billy Pritchard

- Asked to pass to another council session to have more time to look at what is proposed

Virginia Smith

- Will get Schoel to take a look at what is proposed

7. Review of the other matters to be considered at the formal (7:00p.m.) meeting

2. EXECUTIVE SESSION

Council President Pro Tempore Pritchard made a motion that the City Council convenes in executive session to discuss a matter of pending litigation and that the City Council shall reconvene upon conclusion of the executive session. The City Attorney certified that the subject matters were allowed to be discussed in executive pursuant to Alabama Law. The motion was seconded by Council Member Graham Smith. Then, upon the question being put and the roll called, the vote was recorded as follows:

Ayes:	Virginia C. Smith William S. Pritchard III Gerald A. Garner Graham L. Smith Lloyd C. Shelton
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Nays:	None
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3. ADJOURNMENT

There being no further matters for discussion Council President Virginia Smith adjourned the pre-meeting at approximately 6:27 pm.

4. CERTIFICATION

I, Heather Richards, City Clerk of the City of Mountain Brook, Alabama, certify the above is a true and correct synopsis of the discussion from the regular session of the City Council of the City of Mountain Brook, Alabama held at City Hall, Pre-Council Room (A-106) on July 10, 2023, 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 August 14, 2023

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF MOUNTAIN BROOK
JULY 10, 2023**

[The zoom system was inoperable during this council session]

The City Council of the City of Mountain Brook, Alabama met in person at 7:00 p.m. on the 10th day of July, 2023. Council President Virginia Smith 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
Lloyd C. Shelton
Gerald A. Garner
Graham L. Smith
Stewart Welch III, Mayor

Absent: None

Also present were City Attorney Whit Colvin, City Manager Sam Gaston, and City Clerk Heather Richards.

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

1. INTRODUCTION OF SPECIAL GUEST-BOY SCOUT

David Tynes with troop 320

- Working towards the Citizenship Communication Badge

2. JIM CREGO WITH JEFFERSON BLOUNT ST. CLAIR MENTAL HEALTH AUTHORITY TO ADDRESS ELECTED OFFICIALS CONCERNING ITS FY2024 BUDGET REQUEST

Jim Crego-Executive Director of JBSC Mental Health Authority

- Have a new crisis center that is available 24/7
- This service is open to the public
- Individuals who have mental health or substance abuse can go here
- Have 32 (23 hour beds) and 16 (5 days or less beds)
- Located on Beacon Parkway
- Typically receives an appropriation from Mountain Brook
- Requesting \$2,500 this year (which is a \$400 increase from last year)

3. CONSENT AGENDA

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

Approval of the minutes of the June 26, 2023, regular meeting of the City Council

2023-108	Ratify the purchase agreement with International Fire Protection, Inc. with respect to the repair and upgrade of the O’Neal Library sprinkler system	Exhibit 1, Appendix 1
2023-109	Execute a second amendment to the facility use agreement with Mountain Brook Athletics with respect to modifying the terms and updating the Annual Maintenance fee provisions	Exhibit 2, Appendix 2
2023-110	Recommend to the ABC Board the issuance of a 140 – Special Events Retail license to TRO, Inc. (trade name Otey’s Fest) for its special event to be held July 15, 2023	Exhibit 3, Appendix 3
2023-111	Accept the Public Safety (fire and police) Salary Implementation Plan	Exhibit 4, Appendix 4
2023-112	Authorize the agreement for consulting services with Schoel Engineering for the study of drainage problems in the vicinity of Beech Street and Sims Avenue	Exhibit 5, Appendix 5
2023-113	Appoint Blake Russell to the Park and Recreation Board, to serve without compensation, with the term of office to end July 10, 2028	Exhibit 6, Appendix 6
2023-114	Re-appoint Paige B. Daniel to the Finance Committee, to serve without compensation, with the term of office to end July 10, 2027	Exhibit 7
2023-115	Re-appoint Charles Polmatier to the Finance Committee, to serve without compensation, with the term of office to end July 10, 2027	Exhibit 8
2023-116	Re-appoint W. Craig Fravert to the Finance Committee, to serve without compensation, with the term of office to end July 10, 2027	Exhibit 9

Thereupon, the foregoing minutes and resolutions (Nos. 2023-108 through 2023-116), were introduced by Council President Virginia Smith and a motion for their immediate adoption made by Council Member Shelton. The minutes and resolutions were then considered by the City Council. Council Member Graham 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
William S. Pritchard III
Lloyd C. Shelton
Gerald A. Garner
Graham L. Smith

Nays: None

Abstained: None

Council President Virginia Smith thereupon declared that said minutes and resolutions (Nos. 2023-108 through 2023-116) were adopted by a vote of 5—0 and as evidence thereof he signed the same.

4. CONSIDERATION: ORDINANCE NO. 2146 AMENDING CHAPTER 113 OF THE CITY CODE WITH RESPECT TO THE STORM WATER DETENTION (EXHIBIT 10)

[First reading of Ordinance No. 2146 occurred on June 26th, 2023]

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

Ayes: Virginia C. Smith
 William S. ("Billy") Pritchard III
 Gerald A. Garner
 Lloyd C. Shelton
 Graham L. Smith

Nays: None

Council President Virginia Smith declared that the ordinance (No. 2145) is hereby adopted by a vote of 5—0 and, as evidence thereof, she signed the same.

5. CONSIDERATION: ORDINANCE NO. 2146 PROVIDING FOR AN AGREEMENT FOR COST SHARING BETWEEN THE CITY OF BIRMINGHAM AND THE CITY OF MOUNTAIN BROOK WITH RESPECT TO LANE PARK ROAD PAVING PROJECT (EXHIBIT 11)

Council President Virginia Smith introduced the ordinance in writing. It was then moved by Council Member Garner 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 be given and that the reading of the ordinance at length be waived. The motion was seconded by Council President Pro Tempore Pritchard and was unanimously carried, as follows:

Ayes: Virginia C. Smith
 William S. ("Billy") Pritchard III
 Gerald A. Garner
 Lloyd C. Shelton
 Graham L. Smith

Nays: None

Council President Virginia Smith declared the motion carried by a vote of 5—0.

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

Ayes: Virginia C. Smith
 William S. ("Billy") Pritchard III
 Gerald A. Garner
 Lloyd C. Shelton
 Graham L. Smith

Nays: None

Council President Virginia Smith declared that the ordinance (No. 2146) is hereby adopted by a vote of 5—0 and, as evidence thereof, she signed the same.

6. COMMENTS FROM RESIDENCES AND ATTENDEES

(There were no public comments)

7. ANNOUNCEMENT

Council President Virginia Smith announced the next regular meeting of the City Council is July 24, 2023, 7:00p.m.

8. ADJOURNMENT

There being no further business to come before the City Council, Council President Virginia Smith adjourned the meeting at approximately 7:07 p.m.

9. CERTIFICATION

I, Heather Richards, 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 A-108) on July 10, 2023, 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 August 14, 2023

EXHIBIT 1

RESOLUTION NO. 2023-108

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Council hereby ratifying the purchase agreement between the City (aka O'Neal Library) and International Fire Protection, Inc., in the form attached hereto as Exhibit A, with respect to the repair and upgrade of the O'Neal Library sprinkler system.

APPENDIX 1

EXHIBIT 2

**MOUNTAIN BROOK CITY COUNCIL
PRE-MEETING DISCUSSION
JULY 24, 2023**

[As a convenience, members of the public were invited to listen and observe in the public meeting by Internet video conference. There were 2 virtual attendees at the meeting.]

The City Council of the City of Mountain Brook, Alabama met informally in-person at 6:15 p.m. on the 24th day of July, 2023 (others were allowed to listen to the meeting by way of Internet video conference-2 virtual attendees). Council President Smith 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
Lloyd C. Shelton
Gerald A. Garner
Graham L. Smith
Stewart Welch III, Mayor

Absent: None

Also present were City Attorney Whit Colvin, City Manager Sam Gaston, and City Clerk Heather Richards.

1. AGENDA

[Introduced special guest “Mayor-for-a-Day” Carter Kirksey]

1. Discussion of time limits for use of playing fields and courts

Shanda Williams- Parks and Recreation Superintendent

- With the popularity of the pickle ball court, they became aware that there are no official time regulations for the fields and courts
- There is nothing that states when the courts and fields open
- Have received complaints of individuals playing pickle ball before 7:00am
- One suggestion would be to open fields and courts at 7:00am Monday through Saturday and 8:00 am on Sunday
- Want the council to consider if it should be an ordinance or regulated by the Parks and Recreation

Gerald Garner-Council Member

- Feels it should fall to the Parks and Recreation Board to come up with policy, so they can make changes to determine what works and what does not work

Virginia Smith-Council President

- Would like the Parks and Recreation Board to provide input at their next meeting (August 8th)

2. ROW encroachment agreements for alley behind Braddock Avenue in regard to the City’s drainage project in this location

Whit Colvin-City Attorney

- Drafted standard encroachment agreements

- There are two structures in ROW along the project that the City is doing the drainage project
- One is a segmented retaining wall that is holding up driveway (owned by Mailon Kent)
- The other is a brick wall about 3' tall that is in ROW (owned by Jeffrey and Allison Tillett)
- This is an unopened alley and there is an encroachment which an agreement is standard
- There is an active project in the alley that involves a major storm water project
- There is a possibility that some of these improvements may be compromised as a result of the project
- The council will need to decide what the City is willing to fix anything if something gets moved or broken

Virginia Smith

- Inquired as to how extensive the drainage project will be

Sam Gaston-City Manager

- Mr. Gillespie “thinks” he might be able to make sure he doesn’t intrude on the keystone wall (Mr. Kent seems to be in favor of the project)
- If the agreements are signed, the work should resume next week and take about three weeks

Virginia Smith

- The city does not typically pay for repairs done on the City’s ROW
- Items added to the formal agenda (Resolution No. 2023-121 and 2023-122)

3. Introduction of Special Guest-Boy Scout

Sam Harrison with Troup 53 out of St. Peters

- Working on Citizenship in the Community badge

4. Updates

Billy Pritchard-Council President Pro Tempore

- The paving at the Junior High is underway
- Hillsdale paving should be done before school starts

Ronnie Vaughn-Public Works Director
(City paving projects)

- They are finished with everything except for Lane Parke

Sam Gaston-City Manager
(Parking lot at High School)

- Talked with Mr. Shea, some of the rock is to help form base
- Will be coming back this week to grass the area
- Budgeted in the Parks and Recreation budget will include graveling the lot and the installation of guardrails

5. Review of the other matters to be considered at the formal (7:00p.m.) meeting

2. ADJOURNMENT

There being no further matters for discussion Council President Virginia Smith adjourned the pre-meeting at approximately 6:45 pm.

3. CERTIFICATION

I, Heather Richards, City Clerk of the City of Mountain Brook, Alabama, certify the above is a true and correct synopsis of the discussion from the regular session of the City Council of the City of Mountain Brook, Alabama held at City Hall, Pre-Council Room (A-106) on July 24, 2023, 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 August 14, 2023

MINUTES OF THE REGULAR MEETING OF THE

**CITY COUNCIL OF THE CITY OF MOUNTAIN BROOK
JULY 24, 2023**

[As a convenience, members of the public were invited to listen and observe in the public meeting by Internet video conference. There were 3 virtual attendees at the meeting.]

The City Council of the City of Mountain Brook, Alabama met in person at 7:00 p.m. on the 24th day of July, 2023 (others were allowed to listen to the meeting by way of Internet video conference-no one did). Council President Virginia Smith 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
Lloyd C. Shelton
Gerald A. Garner
Graham L. Smith
Stewart Welch III, Mayor

Absent: None

Also present were City Attorney Whit Colvin, City Manager Sam Gaston, and City Clerk Heather Richards.

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

1. RECOGNITION TO THE CITY OF MOUNTAIN BROOK FOR RECEIVING THE ETC LEADING THE WAY AWARD

Sam Gaston-City Manager

- Congratulated and thanked the Council, Mayor, Department Heads, and employees for their commitment to excellence

Virginia Smith-Council President

- Thanked Sam Gaston for providing the leadership to the city

2. RECOGNIZE CARTER KIRKSEY AS “MAYOR FOR A DAY”

Stewart Welch-Mayor

- Carter Kirksey is 12 years old
- Carter Kirksey is an aspiring actor, swimmer, soccer player, and is a Boy Scout
- (Presented Carter Kirksey with a key to the city)

3. PARKS AND RECREATION MONTH PROCLAMATION

Carter Kirksey-Mayor for a Day

- Presented the proclamation to Shanda Williams the Parks and Recreation Superintendent

4. CONSENT AGENDA

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

Approval of the minutes of the June 8, 2023, special meeting of the City Council
 Approval of the minutes of the June 20, 2023, special meeting of the City Council

2023-117	Parks and Recreation Month Proclamation	Exhibit 1
2023-118	Ratify the execution of a contractor agreement with JD Morris for the Cherry Street drainage project	Exhibit 2, Appendix 1
2023-119	Authorize the execution of an agreement with International Fire Protection Inc. for the suppression system and backflow preventer inspection services for the municipal complex and O'Neal Library and authorizing Change Order No. 1 in the amount of \$1,734	Exhibit 3, Appendix 2
2023-120	Authorize the sale or disposal of surplus property (Library)	Exhibit 4, Appendix 3
2023-121	Authorize the execution of a right-of-way (ROW) encroachment agreement with Jeffrey and Allison Tillett for the property located at 700 Braddock Avenue	Exhibit 5, Appendix 4
2023-122	Authorize the execution of a right-of-way (ROW) encroachment agreement with James Kent III and Dana Kent for the property located at 147 Fairmont Drive	Exhibit 6

Thereupon, the foregoing minutes, proclamation, and resolutions (Nos. 2023-117 through 2023-122), were introduced by Council President Virginia Smith and a motion for their immediate adoption made by Council Member Shelton. The minutes, proclamation, and resolutions were then considered by the City Council. Council Member Garner seconded the motion to adopt the foregoing minutes, proclamation, and resolutions. Then, upon the question being put and the roll called, the vote was recorded as follows:

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

Nays: None

Abstained: None

Council President Virginia Smith thereupon declared that said minutes, proclamation, and resolutions (Nos. 2023-117 through 2023-122) were adopted by a vote of 5—0 and as evidence thereof he signed the same.

5. 1st READING OF THE AMENDMENTS TO SECTION 50-46(B)(6) OF THE CITY CODE RELATING TO THE SPEED LIMIT ON MARLBORO DRIVE

Virginia Smith-Council President

- (There were no public comments)

- Item will be passed at the August 14th council session

6. COMMENTS FROM RESIDENCES AND ATTENDEES

(There were no public comments)

7. ANNOUNCEMENT

Council President Virginia Smith announced the city council will have a special meeting on Monday, July 31st, 2023 at 8:00 a.m.

Council President Virginia Smith announced the next regular meeting of the City Council is August 14, 2023, 7:00p.m.

8. ADJOURNMENT

There being no further business to come before the City Council, Council President Virginia Smith adjourned the meeting at approximately 7:09 p.m.

9. CERTIFICATION

I, Heather Richards, 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 A-108) on July 24, 2023, 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 August 14, 2023

EXHIBIT 1

PROCLAMATION NO. 2023-117

WHEREAS, the U.S. House of Representatives has designated July as Parks and Recreation Month since they are an integral part of communities throughout this country, including Mountain Brook, Alabama; and

WHEREAS, parks and recreation promotes time spent in nature, which positively impacts mental health by increasing cognitive performance and well-being, and alleviating illnesses such as depression, attention deficit disorders, and Alzheimer's; and

WHEREAS, parks and recreation encourages physical activities by providing space for popular sports, hiking trails, and many other activities designed to promote active lifestyles; and

WHEREAS, park and recreation programming and education activities, such as youth sports and environmental education, are critical to childhood development; and

**MINUTES OF THE SPECIAL MEETING OF THE
CITY COUNCIL OF THE CITY OF MOUNTAIN BROOK
JULY 31, 2023**

[As a convenience, members of the public were invited to listen and observe in the public meeting by Internet video conference. There were no virtual attendees at the meeting.]

The City Council of the City of Mountain Brook, Alabama met in person at 8:00 a.m. on the 31st day of July, 2023 (others were invited to listen to the meeting by way of Internet video conference—no one attended). Council President Virginia Smith called the meeting to order and the roll was called with the following results:

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

Absent: Graham L. Smith
Stewart Welch III, Mayor

Also present were City Attorney Whit Colvin, City Manager Sam Gaston, and City Clerk Heather Richards.

Council President Virginia Smith stated that a quorum was present and that the meeting was open.

1. INTRODUCTION OF SPECIAL GUEST-BOY SCOUT

Steven Brown with troop 86

- Working towards the communication merit badge

2. CONSIDERATION: RESOLUTION AWARDING THE BID FOR THE O'NEAL LIBRARY WATER DAMAGE RESTORATION PROJECT (RESOLUTION NO. 2023-123 EXHIBIT 1, APPENDIX 1)

Council Member Shelton made a motion to approve the resolution awarding the bid for the O'Neal Library water damage restoration project. The motion was seconded by Council President Virginia Smith. Thereupon, Council President Virginia Smith called for vote with the following results:

Ayes: Virginia C. Smith
William S. ("Billy") Pritchard III
Gerald A. Garner
Lloyd C. Shelton

Nays: None

Council President Virginia Smith declared Resolution (No. 2023-123) is hereby adopted by a vote of 4—0 (Exhibit 1, Appendix 1)

3. CONSIDERATION: RESOLUTION AUTHORIZING ADDITIONAL WORK WITH RESPECT TO THE CHERRY STREET DRAINAGE PROJECT (RESOLUTION NO. 2023-124 EXHIBIT 2, APPENDIX 2)

Mark Simpson-Schoel Engineering

- This project is related to the current construction project on Cherry Street
- This change is a design change related to the original contract
- Under normal circumstances would ask for a change order to be given to original contractor (Gillespie); however, in this case another contractor is doing the wall repair
- This is to ask the wall repair contractor to perform these items on the original contract
- This is work the original contractor is not asked to do

Council Member Garner made a motion to authorize the resolution for additional work with respect to the Cherry Street drainage project. The motion was seconded by Council Member Shelton. Thereupon, Council President Virginia Smith called for vote with the following results:

Ayes: Virginia C. Smith
William S. ("Billy") Pritchard III
Gerald A. Garner
Lloyd C. Shelton

Nays: None

Council President Virginia Smith declared Resolution (No. 2023-124) is hereby adopted by a vote of 4—0 (Exhibit 2, Appendix 2)

4. ANNOUNCEMENT

The next regular meeting of the City Council is August 14, 2023 at 7:00 p.m.

5. EXECUTIVE SESSION AND ADJOURNMENT

Council President Pro Tempore Pritchard made a motion that the City Council convenes in executive session to discuss a matter of litigation and that the City Council shall not reconvene upon conclusion of the executive session. The City Attorney certified that the subject matters were allowed to be discussed in executive pursuant to Alabama Law. The motion was seconded by Council President Virginia Smith. Then, upon the question being put and the roll called, the vote was recorded as follows:

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

Nays: None

There being no further business to come before the City Council, Council President Virginia Smith adjourned the meeting at approximately 8:04 a.m.

6. CERTIFICATION

RESOLUTION NO. 2023-126

**A RESOLUTION AUTHORIZING THE SALE, DONATION, OR DISPOSAL
OF CERTAIN SURPLUS PROPERTY**

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

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

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

Section 1. It is hereby established and declared that the following equipment, as described in the form as attached hereto as Exhibit A, owned by the City of Mountain Brook, Alabama are no longer needed for public or municipal purposes and is hereby declared surplus property; and

Section 2. That the City Manager, or his designated representative, is hereby authorized and directed to sell said property by way of public Internet auction, donate said items to another fire department or to dispose of said items.

ADOPTED: This 14th day of August, 2023.

Council President

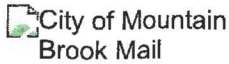
APPROVED: This 14th day of August, 2023.

Mayor

CERTIFICATION

I, Heather Richards, 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 August 14, 2023, as same appears in the minutes of record of said meeting.

City Clerk



Heather Richards <richardsh@mtnbrook.org>

Surplus Items

Jonathan King <kingj@mtnbrook.org>

Wed, Aug 9, 2023 at 4:23 PM

To: Heather Richards <richardsh@mtnbrook.org>, David Kennedy <kennedyd@mtnbrook.org>, Christopher Mullins <mullinsc@mtnbrook.org>

Heather,

We would like to request that the Council declare all of the items below as surplus. These items have reached the end of their life for us. We would like to donate these items to 3 different volunteer fire departments.

	Scott Airpacks		Misc
1	115S1528000066		53 SCBA bottles
2	115S1527015902		4 RIT Packs
3	115S1527013402		
4	115S1527013233		
5	115S1527015888		
6	115S1527013409		
7	115S1527015883		
8	115S1527013408		
9	115S1527015889		
10	115S1528000065		
11	115S1528000067		
12	115S1527013241		
13	115S1527015481		
14	115S1528023583		
15	115S1530008783		
16	115S1548018320		
17	115S1527013234		
18	115S1527013236		
19	115S1527013237		
20	115S1528001222		
21	115S1527015901		
22	115S1526020244		
23	115S1527013238		
24	115S1527013400		
25	115S1527015898		
26	115S1526018855		
27	115S1526018847		
28	115S1528000064		
29	115S1517001023		
30	115S1526024213		
31	115S1527015892		







RESOLUTION NO. 2023-127

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Council hereby ratifies the bid award [B-20230728-880] and payment for the purchase of an Ambulance vehicle for use by the Fire Department in the amount of \$276,525 to Apgar Ambulance LLC having been determined by the City to have submitted the only bid in conformance with the expressed specifications.

ADOPTED: This 14th day of August, 2023.

Council President

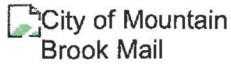
APPROVED: This 14th day of August, 2023.

Mayor

CERTIFICATION

I, Heather Richards, 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 August 14, 2023, as same appears in the minutes of record of said meeting.

City Clerk



Heather Richards <richardsh@mtnbrook.org>

Bid Acceptance

Jonathan King <kingj@mtnbrook.org>

Wed, Aug 9, 2023 at 4:23 PM

To: Heather Richards <richardsh@mtnbrook.org>, David Kennedy <kennedyd@mtnbrook.org>, Christopher Mullins <mullinsc@mtnbrook.org>

The Fire Department bid process for a new rescue unit (Bid # B-20230728-880) resulted in 2 "No Bids" and 1 approved bid. We ask that the Council approve the single bid from Apgar Ambulance for \$276,525.

--

Thanks,

Jonathan King
Executive Lieutenant
Mountain Brook Fire Department
[102 Tibbett St](#)
[Mountain Brook, AL 35213](#)
205/802/3842 Office
205/438/3006 Work



**CITY OF MOUNTAIN BROOK
56 CHURCH STREET
MOUNTAIN BROOK, ALABAMA 35213
OFFICE OF PURCHASING AGENT (CITY MANAGER)**

BID COVER SHEET

Bid Request Posted this Date: July 31, 2023 Bids to be Opened this Date and Time: August 3, at 2:00 pm

To Whom It May Concern:

Bids shall be sealed and delivered to the Office of the Purchasing Agent in the City Hall, City of Mountain Brook, Alabama, or emailed to BidResponse@mtnbrook.org prior to the above specified date and time. Bids shall be publicly opened at the date and time specified above or as soon as practicable thereafter.

To be considered by the City, a bid must comply with Alabama law, including, but not limited to, Ala. Code (1975) §§41-16-50 *et seq.* and 31-13-1 *et seq.*, and provide documentation of enrollment in the E-Verify program pursuant to Ala. Code §31-13-9.

All bidders must use the bid form provided by the City for the project. This Bid Cover Sheet should be completed and submitted with the bid. Bids completed in pencil will not be accepted. Bids should be clearly marked "SEALED BID" and indicate on the outside of the envelope the project for which the bid is submitted (RESCUE BID – FIRE DEPT) and the date of bid opening.

The City reserves the right to require a bid bond, in which case specific information shall be provided with the request for bids.

The City reserves the right to utilize life cycle cost analysis in determining the lowest responsible bidder, in which case specific information shall be provided with the request for bids.

The City reserves the right to accept or reject any or all bids and to waive formalities.


Sam S. Gaston, City Manager and Purchasing Agent

BIDDER APGAR AMBULANCE LLC TELEPHONE 503-720-4067
ADDRESS 467 Birch Grove Road Kalispell, MT 59901 EMAIL steve@apgar.org
CITY Kalispell, MT 59901 STATE MT ZIP 59901
BID AMOUNT (AS PER SPECIFICATIONS) \$ 276,525.00

Note: MUNICIPALITIES ARE EXEMPT FROM STATE SALES TAX

This bid must be signed below by bidder's principal/officer/agent and notarized:

Auth. Signature: Steven L. Apgar
Name: Steven L. Apgar President
Title: _____

Sworn to and subscribed before me on this
____ day of _____, 20__.

Notary Public
My Commission Expires: _____



Bid Response <bidresponse@mtnbrook.org>

B-20230728-880 Response

1 message

Heather Bell <HBell@eeproinc.com>

Thu, Aug 3, 2023 at 1:35 PM

To: "BidResponse@mtnbrook.org" <BidResponse@mtnbrook.org>

Emergency Equipment Professionals will not be bidding on your upcoming ambulance purchase. We appreciate the opportunity to work with Mountain Brook Fire Department and apologize for not being able to accommodate this timeline.

Thank you,

Heather

Heather Bell

Territory Manager – AL/MS

251-215-0379

Emergency Equipment Professionals, Inc.

www.emergencyequipment.us



August 1, 2023

City of Mountain Brook
Office of Purchasing Agent (City Manager)
56 Church Street
Mountain Brook, Alabama 35213

Re: RESCUE BID – FIRE DEPT. AUGUST 3, AT 2:00PM

Dear Sir,

Southern Emergency Consultants, LLC would like to thank you for the opportunity to bid on your emergency product needs. However, we are unable to provide this service at this time. Please continue to include Southern Emergency Consultants, LLC on any future emergency product purchases.

Best Regards,

Brock Butts – Owner
Southern Emergency Consultants, LLC
157 County Road 637
Roanoke, AL 36274
706-594-2228

RESOLUTION NO. 2023-128

BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama, that the City Council hereby accepts the Personnel Board of Jefferson County Market Analysis upgrades for selected department head positions, in the form attached hereto as Exhibit A.

ADOPTED: This 14th day of August, 2023.

Council President

APPROVED: This 14th day of August, 2023.

Mayor

CERTIFICATION

I, Heather Richards, 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 August 14, 2023, as same appears in the minutes of record of said meeting.

City Clerk



Personnel Board of Jefferson County

The Foundation of Your Merit System Career

August 4, 2023

Sam Gaston (VIA EMAIL: gastons@mtnbrook.org)
City Manager, City of Mountain Brook
P.O. Box 130009
56 Church Street
Mountain Brook, AL 35213

RE: Market Analysis – Department Head Positions

Sam,

I hope all is well. This letter is in follow up to discussions that we have had regarding the Personnel Board’s review of pay grades associated with Merit System positions. The Personnel Board regularly reviews pay grades for defined subsets of jobs each year by gathering and analyzing appropriate market data for the target positions. In addition to collected market data, the Personnel Board also considers internal factors, such as reporting hierarchy, job family, and job relatedness when evaluating the appropriateness of the current pay grade for the target jobs and any proposed changes.

In order for Merit System agencies to effectively plan and manage their pay structure, and subsequent budget, in the fall of last year, the Personnel Board initiated a schedule for providing annual updates on positions in need of pay grade changes based on the market and internal factor analysis in which needed changes are outlined in the fall with an intended effective date of the start of the following fiscal year. This year’s analysis included department head positions, along with a number of other job families (including public safety support, human resources, and utility). The Personnel Board has concluded the analysis of the department head positions and this letter is intended to outline those positions for which grade changes are deemed appropriate based on that analysis. Only those positions for which market data and internal factors indicate a need for pay grade adjustment are presented.

From the tables listed below, you will see one position for which grade changes are to be effective at the start of the 2023-24 fiscal year (i.e., October 1, 2023) and two positions for which grade changes are to be effective at the start of the 2024-25 fiscal year (i.e., October 1, 2024).

Department Head Positions for Grade Changes Effective October 1, 2023:

<i>Job Class</i>	<i>Current Grade</i>	<i>New Grade</i>	<i>Incumbent</i>	<i>Current Step</i>
Assistant City Manager/Finance Director	34	36	Steven Boone	10

Department Head Positions for Grade Changes Effective October 1, 2024:

<i>Job Class</i>	<i>Current Grade</i>	<i>New Grade</i>	<i>Incumbent</i>	<i>Current Step</i>
Director of Planning, Building, & Sustainability	30	32	Dana Hazen	10
Public Works Director III	30	32	Ronald Vaughn	10



As you are likely aware, the Personnel Board provides options for implementing the grade changes as outlined in Section V Part 2 of the [Salary Administration Guide & Pay Plan](#). I request that you provide in writing, no later than September 15, 2023, the desired implementation option for the position slated for change effective October 1, 2023 (i.e., the Assistant City Manager position).

Although the above tables include all department head positions for which the Personnel Board is modifying the pay grade, we also would like to discuss further with you Mountain Brook's position of Parks & Recreation Superintendent so that we may more effectively understand the nature of this position with the City. I would like to request a time to meet, at your convenience, to talk through this position, as well as answer any questions you may have about the above positions slated for a pay grade change.

We will be finalizing and communicating any changes related to the other job families currently under analysis no later than November. Any changes for any position(s) included within these job families will be effective October 1, 2024.

I will reach out via email to schedule the above referenced meeting. Please do not hesitate to contact me if you need anything in the interim.

Sincerely,



Jeffrey Crenshaw, Ph.D.
Director, Personnel Board of Jefferson County

cc: Mr. Steven Boone, Assistant City Manager
PBJC Classification & Compensation
PBJC Information Services



RESOLUTION NO. 2023-129

A RESOLUTION ACCEPTING THE DEDICATION OF RIGHT OF WAY

WHEREAS, Lane Parke Retail, LLC, is the developer of the Lane Parke retail development in Mountain Brook, Alabama and is the owner of that certain parcel identified as Parcel 2 (the “Right of Way Property”) on the subdivision map titled Lane Parke Phase II recorded in Map Book 260, Page 66 in the Office of the Judge of Probate of Jefferson County, Alabama; and

WHEREAS, Lane Parke Retail, LLC has offered to dedicate Parcel 2 to the City of Mountain Brook, Alabama (the “City”) for use as part of the public right-of-way and has delivered to the City a Deed for Public Right of Way, attached hereto as Exhibit A (the “Right of Way Deed”), by which such Parcel will be conveyed; and

WHEREAS, the City wishes to accept such dedication so that the Right of Way Property may be utilized in conjunction with a road improvement project being undertaken by the City and the Alabama Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mountain Brook, Alabama that the City hereby accepts the offer of dedication made by Lane Parke Retail, LLC and the Right of Way Property conveyed by the Deed shall become part of the public right of way of the City of Mountain Brook, Alabama.

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to accept the Right of Way Deed, to have it properly recorded, and to execute on behalf of the City any other instruments and undertakings as may be necessary and appropriate to complete the conveyance and dedication as set forth above.

ADOPTED: This 14th day of August, 2023.

Council President

APPROVED: This 14th day of August, 2023.

Mayor

CERTIFICATION

I, Heather Richards, 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 August 14, 2023, as same appears in the minutes of record of said meeting.

City Clerk



CITY OF MOUNTAIN BROOK

Dana O. Hazen, AICP
Director of Planning, Building & Sustainability
56 Church Street
Mountain Brook, Alabama 35213
Telephone: 205/802-3816
Fax: 205.879.6913
hazend@mtnbrook.org
www.mtnbrook.org

DATE: August 11, 2023

TO: Mayor, City Council & City Manager

FROM: Dana Hazen, City Planner

RE: Culver Road Dedication of ROW

The attached materials accompany a request for the council to accept a triangular-shaped piece of the Henry Ray property (legal description attached) as part of the Culver Road ROW near the intersection of Cahaba Road. This is an imperative piece of the puzzle to move forward with the roundabout work in the vicinity. The record plat removing this triangle from the private property has been approved by the planning commission and has been recorded at the probate Office of Jefferson County.

DEED FOR PUBLIC RIGHT OF WAY

STATE OF ALABAMA,

COUNTY OF JEFFERSON.

KNOW ALL MEN BY THESE PRESENTS, That for and in consideration of Ten Dollars (\$10.00) in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged by the GRANTOR, and other good and valuable considerations, including the important mutual benefits accruing to the GRANTOR and the GRANTEE by the construction, improvement, and maintenance of the hereinafter stated public right of way by the GRANTEE, **LANE PARKE RETAIL, LLC**, an Alabama limited liability company (herein referred to as GRANTOR), does hereby GRANT, BARGAIN, SELL and CONVEY unto the **CITY OF MOUNTAIN BROOK, ALABAMA**, a municipal corporation (herein referred to as GRANTEE), its successors and assigns, the following described real estate, situated in Jefferson County, Alabama, to-wit (the **“Right of Way Property”**):

RIGHT OF WAY PROPERTY

Parcel 2, Lane Park Court, Rele Street, and Jemison Lane, as shown on that certain Lane Parke Phase II Plat recorded at Book 260, Page 66 in the Office of the Judge of Probate of Jefferson County, Alabama, as Instrument #2023009904.

This conveyance of the Right of Way Property is made subject to the following (the **“Exceptions”**):

1. All ad valorem taxes which may be due and payable.
2. All liens, encumbrances and other matters of record, and any matters shown on the map recorded in Map Book 260, Page 66 in the Office of the

Judge of Probate of Jefferson County, Alabama, as Instrument
#2023009904.

The Right of Way Property is hereby conveyed to the GRANTEE for the construction, improvement, maintenance and repair of a public road, street and/or highway (including the right to construct, install, maintain and repair public and private utilities under said right of way and the right to construct, install, maintain and repair sidewalks, landscaping and hardscaping adjacent to such public road or street) and for no other use or purpose. Once constructed, the public road on the Right of Way Property shall remain open for vehicular access at all times, except for temporary closures for repair or maintenance.

GRANTOR does covenant with the said GRANTEE, its successors and assigns, that GRANTOR, and its successors and assigns, will warrant and defend the Right of Way Property against the lawful claims, unless such claims are arising under the Exceptions, of all persons claiming by, through or under GRANTOR, but not further or otherwise.

{Signatures on following page}

IN WITNESS WHEREOF, the GRANTOR has hereunto caused these presents to be executed by its duly authorized office on this ___ day of _____, 2023.

LANE PARKE RETAIL, LLC, an Alabama limited liability company

By: Evson, Inc., its sole member

By: _____

Name: John T. Evans

Its: President

STATE OF ALABAMA)
)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County and State, hereby certify that John T. Evans, whose name as President of Evson, Inc., as sole member for LANE PARKE RETAIL, LLC, an Alabama limited liability company, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he/she, as such officer and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand and official seal this _____ day of _____, 2023.

Notary Public

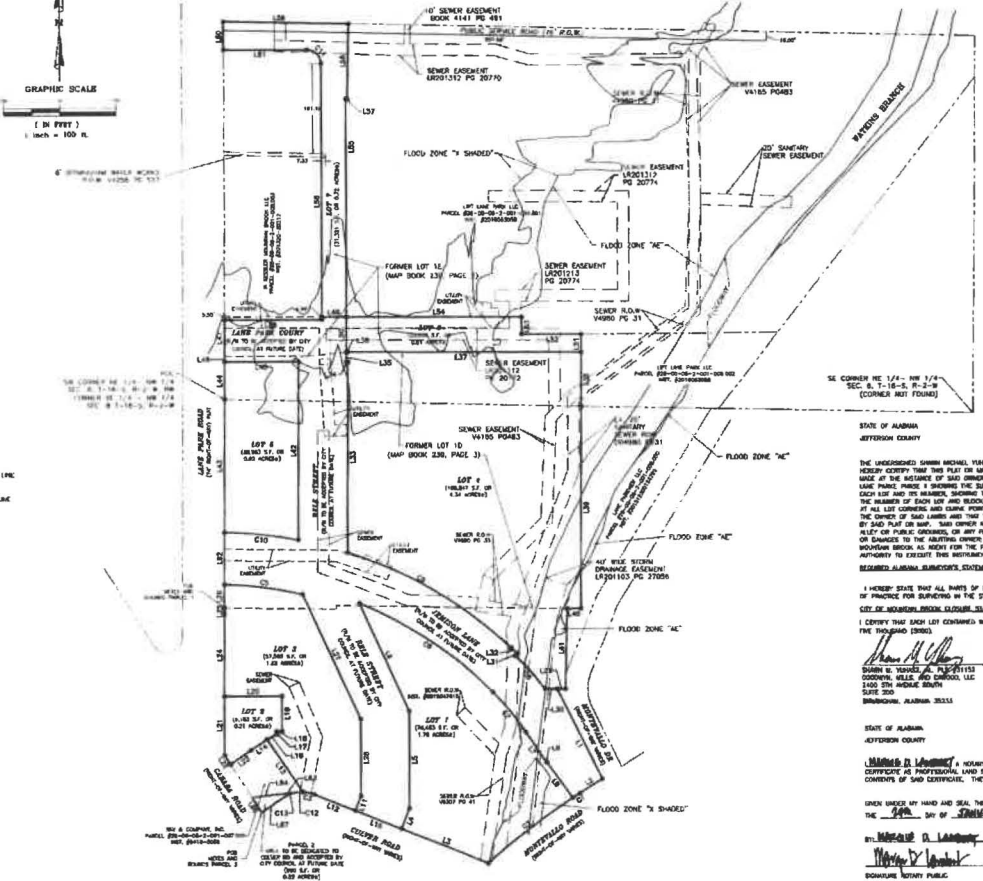
My Commission Expires: _____

THIS INSTRUMENT PREPARED BY:

Kyle Stuart
Maynard, Cooper & Gale, P.C.
1901 Sixth Avenue North
1700 Regions/Harbert Plaza
Birmingham, Alabama 35203-2618



LEGEND table listing symbols for various features like utility lines, easements, and property boundaries.



LEGAL DESCRIPTION text detailing the boundaries and area of the subject property.

Line Table with columns for Line #, Direction, Length, and Line Note.

Line Table with columns for Line #, Direction, Length, and Line Note.

Line Table with columns for Line #, Direction, Length, and Line Note.

Line Table with columns for Line #, Direction, Length, and Line Note.

GENERAL SURVEYOR'S NOTES text providing additional information about the survey process and findings.

APPROVED signatures and stamps from the City of Mountain Brook Planning Commission and other officials.

STATE OF ALABAMA text and other administrative notes.

STATE OF ALABAMA text and other administrative notes.

STATE OF ALABAMA text and other administrative notes.

STATE OF ALABAMA text and other administrative notes.

STATE OF ALABAMA text and other administrative notes.



2400 5th Avenue S. Suite 200 Birmingham, AL 35223 T 205.875.4482 GCMCNETWORK.COM

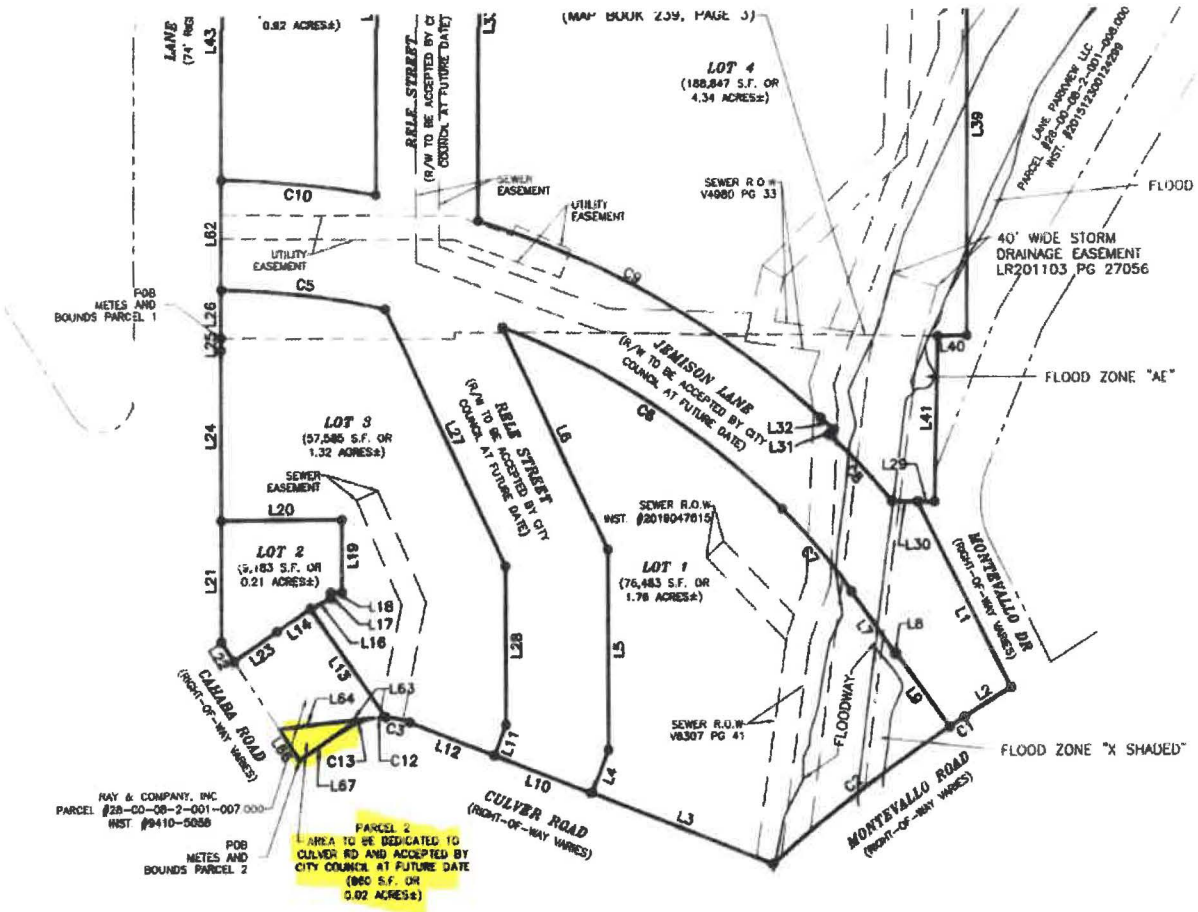
ISSUE DATE: 11/11/2023 DRAWN BY: DMV CHECKED BY: DMV

LANE PARKE PHASE II MOUNTAIN BROOK, ALABAMA SEC. 8, T-19-S, R-2-W PROJECT #CBHM170004



Final Plat text and other notes.

Parcel 2 Along Culver Road to be dedicated a Public Right-Of-Way



ORDINANCE NO. 2147

**AN ORDINANCE TO AMEND SECTION 50-46(b)(6) OF THE CITY CODE
RELATING TO THE SPEED LIMIT ON MARLBORO DRIVE**

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

Section 1. Speed Limit of Marlboro Drive. Section 50-46(b)(6) of the “Code of Ordinances” of the City of Mountain Brook, Alabama which lists those streets or portions thereof that have been ordained a speed limit of twenty-five (25) miles per hour is hereby amended to include the following street along with all other streets or portions thereof currently included therein:

- a. Marlboro Drive

Section 2. Severability. If any part, section, 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.

Section 3. Publication. The City Clerk shall cause a copy of this ordinance to be published by posting or by such other means as may be authorized by law.

Section 4. Effective Date. This ordinance shall be effective immediately after adoption and publication as provided by law.

ADOPTED: This 14th day of August, 2023.

Council President

APPROVED: This 14th day of August, 2023.

Mayor

CERTIFICATION

I, Heather Richards, 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 August 14, 2023, as same appears in the minutes of record of said meeting, and published by posting copies thereof on August 15, 2023, at the following public places, which copies remained posted for five (5) days as required by law.

City Hall, 3928 Montclair Road

Overton Park, 3020 Overton Road

Gilchrist Pharmacy, 2850 Cahaba Road

Cahaba River Walk, 3503 Overton Road

City Clerk