



**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA
BIRMINGHAM DIVISION**

CITY OF BIRMINGHAM,)	
Plaintiff,)	
)	
V.)	Case No.: CV-2021-901656.00
)	
STEELE VALLEY BROOK, LLC,)	
STEELE PROPERTIES II, LLC,)	
MONROE GROUP, LTD.,)	
MONROE GROUP, LTD. INC., et al.,)	
Defendants.)	

AGREED UPON ORDER OF SETTLEMENT AND DISMISSAL

It appearing to the Court based on the signatures of undersigned counsel below that the parties have reached a settlement in this matter and request that the Court enter an Order memorializing the fundamental terms of the settlement in addition to the parties' execution of a Settlement Agreement, upon good cause shown, the Court orders the following:

1. This settlement represents a compromise of disputed matters and shall not be considered an admission of liability by any party for any purpose and nothing in this Order is to be construed as a finding of fact or conclusion of law with respect to the claims or defenses asserted in this action.

2. Pursuant to the Parties' agreement, the Parties agree to the following settlement consideration, which is hereby approved by the Court:

- a. Within thirty (30) days of execution of the Settlement Agreement, Steele Valley Brook, LLC, Steele Properties, II, LLC, Monroe Group Ltd., Monroe Group Ltd., Inc. (collectively, "the Defendants") will pay a sum in the amount of \$15,000.00 made payable to the City of Birmingham—Neighborhood Revitalization Fund and

deliverable to the Office of the City Attorney at 710 North 20th Street, Suite 600, Birmingham, Alabama 35203.

- b. On February 18, 2020, Steele Valley entered into an agreement with its vendor to provide a vehicle-license plate technology system at Monarch Ridge/Valley Brook Apartments, a rental complex, in Jefferson County (the “Property”). The technology system includes a network of cameras which scan license plates of vehicles entering the Property and delivers data to law enforcement. If a hit occurs, the City’s Policy Department is notified. Steele Valley shall maintain its vehicle-license plate technology system on the Property.
- c. On April 24, 2020, Defendant Steel Valley Brook, LLC (“Steele Valley”) entered into an agreement with its vendor to provide a comprehensive audio/video surveillance monitoring system (“Surveillance System”) at the Monarch Ridge/Valley Brook Apartments, a rental complex, in Jefferson County (the “Property”), which includes a network of fifty-six (56) live monitored cameras providing coverage of nearly all common areas of the Property. Steele Valley shall maintain its Surveillance System on the Property. Furthermore, Steele Valley will cooperate with the City of Birmingham to provide it access to the Surveillance System by allowing the Surveillance System to feed into the City Police Department’s Real Time Crime Center.
- d. Steele Valley shall engage a gate guard and station the gate guard at the entrance of the Property from 6 PM to 2 AM, seven days a week.
- e. Steele Valley shall maintain its current security contracts for security patrols consisting of off-duty Jefferson County Deputies for ninety (90) days starting from

June 15, 2021. The security patrols currently consist of 2 deputies working an 8-hour shift, 7 days a week, totaling a maximum of 112 hours of service a week. At the conclusion of the 90-day period, the Parties agree to confer regarding the current status of the Property and Defendants will determine whether different security measures are appropriate.

3. *Each party hereto shall bear its own attorney's fees, expenses and costs* arising from the actions of its own counsel in connection with their settlement agreement and the matter(s) referred to herein, and all related matters.

4. The Court hereby **DISMISSES** the claims and defenses brought in this action **WITH PREJUDICE**. Accordingly, any claims or rights of the City of Birmingham is extinguished by this Settlement and Order.

5. The Court will retain jurisdiction for one (1) year to enforce the terms of the Settlement Agreement and the terms of this Order.

APPROVED FOR ENTRY:

/s/ Marcus M. Maples
 MARCUS M. MAPLES (MAP 010)
 BAKER, DONELSON, BEARMAN,
 CALDWELL & BERKOWITZ, P.C.
 420 North 20th Street, Suite 1400, Shipt Tower
 Birmingham, Alabama 35203
 Telephone: (205) 328-0480
 Email: mmaples@bakerdonelson.com

Attorney for Defendants

/s/ Nicole E. King
 NICOLE E. KING (SUL 044)
 CITY OF BIRMINGHAM
 OFFICE OF THE CITY ATTORNEY
 710 North 20th Street, Suite 600
 Birmingham, Alabama 35203

Telephone: (205) 254-2369
Facsimile: (205) 297-1802
nicole.king@birminghamal.gov
joseph.abrams@birminghamal.gov
laresha.cade@birminghamal.gov
holly.clemente@birminghamal.gov

Attorneys for Plaintiff

DONE this 5th day of August, 2021.

/s/ JIM HUGHEY III
CIRCUIT JUDGE
