WEB SITE ADDRESS:  www.birminghamal.gov

INVOCATION:  Reverend Arthur Price, Jr., Sixteen Street Baptist Church

PLEDGE OF ALLEGIANCE:  Councilor John R. Hilliard

ROLL CALL

MINUTES NOT READY:  December 4, 2018 – February 12, 2019

COMMUNICATIONS FROM THE MAYOR

CONSIDERATION OF CONSENT AGENDA

All items designated as “Consent” are considered to be routine and non-controversial and will be approved by one motion. No separate discussion of these items will be permitted unless a Councilmember, the Mayor or Citizen interested in a public hearing so requests, if so, such item(s) will revert to its normal place on the Agenda Order of Business. All matters of permanent operation (“P”) will be read. All other matters will be announced by reading the Item Number only. All Public Hearings will be announced.
CONSIDERATION OF ORDINANCES AND RESOLUTIONS FOR FINAL PASSAGE

CONSENT(ph) ITEM 1.
A Resolution authorizing the abatement of the nuisances existing on the following properties and the costs of such abatement to be assessed against and constitute a lien upon such properties, and the hearing of all interested parties: (Submitted by the Mayor) (Recommended by the Public Improvements Committee)

1 12-32-2-01-16.000-RR; 1389 PARAGON PKWY, LOT 19 BLK 10 PARAGON MANOR 6TH & 7TH SECTORS
2 23-02-1-01-17.000-RR; 108 94TH ST N, LOT 16 BLK 5 ROEBUCK HIGHLANDS
3 23-02-1-01-22.000-RR; 109 94TH ST N, LOTS 3 & 4 BLK 8 ROEBUCK HIGHLANDS
4 23-18-1-12-19.000-RR; 3932 38TH AVE N, LOT 9 BLK 9 HIGH CLIFF LD CO ADD TO BOYLES
5 23-18-1-13-12.000-RR; 3812 38TH AVE N, LOT 11 BLK 2 HIGH CLIFF LD CO ADD TO BOYLES
6 23-18-1-13-13.000-RR; 3820 38TH AVE N, LOT 12 BLK 2 HIGH CLIFF LD COS ADD TO BOYLES 6/48
7 23-18-1-14-05.000-RR; 3851 38TH AVE N, LOTS 8 & 9 BLK 1 HIGH CLIFF LD CO ADD TO BOYLES
8 23-18-1-15-02.000-RR; 3941 38TH AVE N, LOT 11 BLK 10 HIGH CLIFF LD CO ADD TO BOYLES
9 23-18-1-15-03.000-RR; 3937 38TH AVE N, LOT 10 & E 25 FT LOT 9 BLK 10 HIGH CLIFF LD CO ADD TO BOYLES
10 23-18-1-15-15.000-RR; 3916 37TH AVE N, LOT 5 BLK 2 W M WESTBROOK ADD TO BOYLES
11 23-18-1-16-05.000-RR; 3917 37TH AVE N, LOT 5 BLK 4 WESTBROOK ADD TO BOYLES
12 23-18-1-16-06.000-RR; 3909 37TH AVE N, LOT 3 BLK 4 W M WESTBROOK ADD TO BOYLES 12/89
13 23-18-1-16-06.001-RR; 3913 37TH AVE N, LOT 4 BLK 4 W M WESTBROOK ADD TO BOYLES 12/89
14 23-18-1-16-12.000-RR; 3912 36TH AVE N, LOTS 7 & 8 BLK 3 EX W 8 FT LOT 7 LAUREL HILL ADD TO BOYLES
15 23-18-1-16-14.000-RR; 3529 39TH PL N, LOT B OF SUB OF LOTS 9 THRU 12 BLK 3 LAUREL HILLS ADD TO BOYLES
16  23-18-1-16-15.000-RR; 3521 39TH PL N, LOT 13 & 14 LAUREL HILL
17  23-18-1-16-15.001-RR; 3525 39TH PL N, LOT "A" LAUREL HILL
18  23-18-1-16-16.000-RR; 3517 39TH PL N, LOTS 15 & 16 BLK 3 LAUREL HILL ADD TO BOYLES
19  23-18-1-17-20.000-RR; 3832 36TH AVE N, LOTS 17 & 18 BLK 2 LAUREL HILL ADD TO BOYLES
20  23-18-1-17-21.000-RR; 3836 36TH AVE N, LOTS 19+20 BLK 2 LAUREL HILL ADD TO BOYLES
21  23-18-1-17-23.000-RR; 3844 36TH AVE N, LOTS 23+24 BLK 2 LAUREL HILL ADD TO BOYLES
22  23-18-1-18-31.001-RR; 3900 35TH AVE N, LOT 1-A CORNERSTONE SCHOOL RESURVEY NO 1 PB 182 PG 70 ALSO S 63 FT OF LOTS 32 THRU 34 BLK 1 LAUREL HILLS ADD TO BOYLES
25  29-06-4-31-01.000-RR; 1545 35TH ST, LOT 1 BLK 26 BHAM-ENSLEY
26  29-08-4-35-02.000-RR; 901 19TH PL SW, LOTS 1 & 2 BLK 15 EUREKA
27  29-08-4-35-03.000-RR; 905 19TH PL SW, LOTS 3 & 4 BLK 15 EUREKA
28  29-08-4-35-04.000-RR; 907 19TH PL SW, LOT 5 BLK 15 EUREKA
29  29-08-4-35-05.000-RR; 911 19TH PL SW, LOTS 6 & 7 BLK 15 EUREKA
30  29-08-4-35-06.000-RR; 913 19TH PL SW, LOT 8 BLK 15 EUREKA
31  29-08-4-36-01.000-RR; 1931 EUREKA AVE SW, LOTS 23 & 24 BLK 14 EUREKA
32  29-08-4-36-07.000-RR; 913 20TH ST SW, LOT 7 BLK 14 EUREKA
33  29-08-4-36-15.000-RR; 906 19TH PL SW, LOT 5 BLK 15 EUREKA
34  29-08-4-36-17.000-RR; 902 19TH PL SW, LOT 22 BLK 14 EUREKA
35  29-08-4-41-04.000-RR; 1005 20TH ST SW, LOT 3 BLK 22 EUREKA
36  29-08-4-41-05.000-RR; 1007 20TH ST SW, LOT 4 BLK 22 EUREKA
37  29-09-1-12-05.000-RR; 1425 COTTON AVE, LOT 7 BLK 22 WEST END
38  29-09-1-12-08.000-RR; 1439 COTTON AVE, P O B 495S FT NE OF INTER SE LINE COTTON AVE & W LINE NE 1/4 SEC 9 T18S R3W TH NE 45 FT ALG COTTON AVE TH SE 130S FT TH SWLY 45 FT TH NW 110 FT TO POB BEING PT LOT 10 BLK 22 WEST END
39  29-09-1-12-09.000-RR; 1441 COTTON AVE, W 5 FT OF LOT 10 & E 40 FT OF LOT 11 BLK 22 WEST END
40  29-09-1-13-11.000-RR; 1440 COTTON AVE, LOT 14 BLK 23 WEST END
ITEM 2.

A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the hearing of all interested parties: (Submitted by the Mayor) (Recommended by the Public Improvements Committee)

FORD EXPLORA COLOR: WHITE TAG: UNKNOWN VIN: UNKNOWN located at 3209 32ND PL N, 35207 Parcel ID Number 22-13-4-12-05.000-RR
CONSENT(ph) ITEM 3.
A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the hearing of all interested parties: (Submitted by the Mayor) (Recommended by the Public Improvements Committee)

CHEVY TRUCK COLOR: TAN TAG: UNKNOWN VIN: UNKNOWN located at 3446 28TH AVE N, 35207 Parcel ID Number 22-13-4-30-11.000-RR

CONSENT(ph) ITEM 4.
A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the hearing of all interested parties: (Submitted by the Mayor) (Recommended by the Public Improvements Committee)

NISSAN CAR COLOR: BLACK TAG: UNKNOWN VIN: UNKNOWN located at 3446 28TH AVE N, 35207 Parcel ID Number 22-13-4-30-11.000-RR

CONSENT(ph) ITEM 5.
A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the hearing of all interested parties: (Submitted by the Mayor) (Recommended by the Public Improvements Committee)

CAR COLOR: WHITE TAG: UNKNOWN VIN: UNKNOWN located at 3329 29TH AVE N, 35207 Parcel ID Number 22-13-4-32-02.000-RR
CONSENT(ph) ITEM 6.
A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the hearing of all interested parties: (Submitted by the Mayor) (Recommended by the Public Improvements Committee)

MONTE CARLO COLOR: LIGHT BLUE TAG: UNKNOWN VIN: UNKNOWN located at 722 NEW HILL CIR, 35221 Parcel ID Number 30-25-4-18-07.000-RR

ITEM 7.
A Resolution appointing two (2) members to the Birmingham Parking Authority, one (1) term expiring October 31, 2021 and one (1) term expiring October 31, 2022. (Submitted by Councilor O’Quinn, Chairman, Transportation Committee) (Recommended by the Transportation Committee) (Deferred from 2/12/19 to 2/19/19)

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS

ITEM 8.
An Ordinance approving and authorizing the Mayor to execute a Contract for Sale of Real Estate with A&M Equity Group, LLC, under which the City will sell approximately 2.65 +/- acres of land located in the Daniel Payne Industrial Park to A&M Equity Group, LLC, at a price of $75,000.00, and authorizing the Mayor to execute a statutory warranty deed for the sale of the property. [First Reading] (Submitted by the City Attorney) (Recommended by the Mayor, the Economic Development Committee and the Budget and Finance Committee)**

CONSENT ITEM 9.
A Resolution authorizing the City Attorney, upon her recommendation to settle the lawsuit of Winston Dandre Hunt v. City Of Birmingham (In The Circuit Court of Jefferson County, Alabama, CV-2018-901451) pursuant to the provisions of §2-3-27 of the General Code of the City of Birmingham, 1980, as amended, and authorizing the Mayor to execute all documents necessary to accomplish the settlement of the lawsuit in an amount not to exceed $20,000.00, said funds to come from General Ledger No 001-042-02300-527-045. (Submitted by the City Attorney) (Recommended by the Mayor)**
CONSENT

ITEM 10.
A Resolution authorizing the City Attorney, upon her recommendation to settle the lawsuit of Cullen Winston Stafford v. City Of Birmingham (In The Circuit Court of Jefferson County, Alabama, CV-2018-901436) pursuant to the provisions of §2-3-27 of the General Code of the City of Birmingham, 1980, as amended, and authorizing the Mayor to execute all documents necessary to accomplish the settlement of the lawsuit in an amount not to exceed $49,000.00, said funds to come from General Ledger No 001-042-02300-527-045. (Submitted by the City Attorney) (Recommended by the Mayor)**

ITEM 11.
A Resolution appointing one (1) member to the Birmingham Planning Commission for a term expiring October 6, 2024. (Submitted by Councilor Hoyt, Chairman, Planning and Zoning Committee) (Recommended by the Planning and Zoning Committee)

CONSENT

ITEM 12.
A Resolution authorizing the Director of Finance to pay Linda K. Jackson and Calvin Jackson $1,600.00 from the fund for Project No. PEP144CP 003707, GL Account: 144_380.652-002, for reimbursement for boarding and shelter for four (4) dogs during construction and temporary construction easement to Parcel No. 4, Border Street @ 24th Avenue, Ensley Alley-Drainage Improvements Construction Project, PTK No.143343, located at 2944 24th Street, West, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits and the Public Improvements Committee)

CONSENT

ITEM 13.
A Resolution authorizing the Director of Finance to pay Vernon E. Lowery, Jerri A. Lowery and Angela Stone $400.00 from the fund for Project No. PEP144CP 003707, GL Account: 144_380.652-002, for reimbursement for boarding and shelter for their dog during construction and temporary construction easement to Parcel No. 1, Border Street @ 24th Avenue, Ensley Alley- Drainage Improvements Construction Project, PTK No.143343, located at 2930 24th Street, West, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits and the Public Improvements Committee)
CONSENT ITEM 14.
A Resolution authorizing the Director of Finance to pay Armanda Lucas $100.00 from the fund for Project No. PEP144CP 003707, GL Account: 144_380.652-002, for temporary construction easement to Parcel No. 3, Border Street @ 24th Avenue, Ensley Alley- Drainage Improvements Construction Project, PTK No.143343, located at 2940 24th Street, West, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits and the Public Improvements Committee)

CONSENT ITEM 15.
A Resolution authorizing the City Clerk to publish ordinances, resolutions, bids, ads and notices with various newspaper vendors as requested by City Departments and Agencies from time to time for the 2019 calendar year, under the provisions of Ala. Code § 6-8-64 and Ala. Code § 6-8-65. [G/L Account: G & A Legal Advertising is 001_007_01300.534-035] (Submitted by the Mayor) (Recommended by the City Clerk and the Budget and Finance Committee)**

CONSENT ITEM 16.
A Resolution recognizing the foresight and planning of the Birmingham Park and Recreation Board working with Cardiac Solutions to provide AEDs and training of its employees to use these devices for the benefit of all our citizens and visitors who use our park and recreation facilities. (Submitted and Recommended by Council President Pro Tempore Parker)**

CONSENT ITEM 17.
A Resolution accepting and approving the bid of Jones Valley Industrial Construction, LLC, Pelham, Alabama, for “Demolition of Single Residential Property and Clearing of Debris” as on file in the office of the Purchasing Agent for a period of one (1) year for the Planning Engineering & Permits Department, this being the next lowest responsible bid submitted. [G/L Account 102_000.513-025; Project: PEP102CP 003568] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Community Development) (Three Bids Submitted)
**CONSENT ITEM 18.**  
A Resolution approving payment to **Alabama Law Enforcement Agency**, Montgomery, Alabama, for access to NCIC/ACJIC database, to be ordered as needed at the unit price in effect at the time of the purchase, for a period of one (1) year, for Municipal Court. This is the only source of supply. [**Appropriated for in FY2018-2019 Budget; G/L Account: 051_046.534-016**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Presiding Judge)

**CONSENT ITEM 19.**  
A Resolution approving payment to **Adamson Collision Center**, Birmingham, in the amount of $2,891.40 for wreck repair on vehicle number 184370, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. [**Appropriated for the FY 2018-2019 Budget; G/L Account: 001.151-004**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

**CONSENT ITEM 20.**  
A Resolution approving payment to **Adamson Collision Center**, Birmingham, in the amount of $277.19 for supplement to automobile wreck repair on vehicle number 094304, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. [**Appropriated for the FY 2018-2019 Budget; G/L Account: 001.151-004**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

**CONSENT ITEM 21.**  
A Resolution approving payment to **Brindlee Mountain Fire Apparatus LLC**, Union Grove, Alabama, in the amount of $18,726.48 for automobile wreck repair on vehicle number 992201, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. [**Appropriated for the FY 2018-2019 Budget; G/L Account: 001.151-004**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)
CONSENT ITEM 22.
A Resolution approving payment to Paul Pierce Paint Body, Birmingham, in the amount of $1,244.40 for wreck repair to automobile on vehicle number 184345, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. [Appropriated for the FY 2018-2019 Budget; G/L Account: 001.151-004] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT ITEM 23.
A Resolution approving payment to Paul Pierce Paint Body, Birmingham, in the amount of $1,086.20 for wreck repair to automobile on vehicle number 184360, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. [Appropriated for the FY 2018-2019 Budget; G/L Account: 001.151-004] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT ITEM 24.
A Resolution approving payment to Quick Motors, Birmingham, in the amount of $375.20 for wreck repair to automobile on vehicle number 124309, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. [Appropriated for the FY 2018-2019 Budget; G/L Account: 001.151-004] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT ITEM 25.
A Resolution approving payment to Rich’s Collision Repair, Birmingham, in the amount of $1,221.00 to automobile wreck repair on vehicle number 052207, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. [Appropriated for the FY 2018-2019 Budget; G/L Account: 001.151-004] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)
CONSENT ITEM 26.
A Resolution approving payment to Sansom Equipment Company, Inc., Birmingham, in the amount of $16,188.52 for wreck repair to vehicle number 104934, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. [Appropriated for the FY 2018-2019 Budget; G/L Account: 001.151-004] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT ITEM 27.
A Resolution approving payment to Williams Fire Apparatus, Inc., Ashland, Alabama, in the amount of $226,615.65 to repair damage to cab, body compartment and aerial device on vehicle number 162205, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. [Appropriated for the FY 2018-2019 Budget; G/L Account: 001.151-004] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT ITEM 28.
A Resolution approving the following Expense Account: (Submitted by the Mayor) (Recommended by the Director of Finance)**

Sylvia Bowen, Executive Assistant, Mayor’s Office, Columbia, South Carolina, $239.82, February 7-8, 2019 to attend Mayor’s Meeting with the Mayor of Columbia, South Carolina

CONSENT ITEM 29.
A Resolution approving the following Advanced Expense Accounts: (Submitted by the Mayor) (Recommended by the Director of Finance)**

John Hilliard, Councilor, City Council, Washington, District of Columbia, $2,826.68, March 8-13, 2019 to attend 2019 National League of Cities Congressional City Conference

Tevin Jones, Committee Assistant, City Council, Washington, District of Columbia, $3,031.68, March 8-13, 2019 to attend 2019 National League of Cities Congressional City Conference
William Parker, Councilor, City Council, Tucson, Arizona, $1,560.01, February 20-22, 2019 to attend Meeting with Sports Officials Regarding Football Recruitment

William Parker, Councilor, City Council, Atlanta, Georgia, $501.27, February 24-25, 2019 to attend Meeting with Sports Officials Regarding Football Games Recruitment

CONSENT

ITEM 30.
A Resolution approving the itemized expense accounts of city employees. (Submitted by the Mayor) (Recommended by the Director of Finance)**

CONSENT

ITEM 31.
A Resolution approving the advanced expense accounts of city employees. (Submitted by the Mayor) (Recommended by the Director of Finance)**

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ITEM 32.
A Resolution setting a public hearing March 26, 2019, to consider the adoption of a resolution assenting to the vacation of 2,613 square feet of alleyway that runs parallel to and between 48th Street North and 49th Street North and perpendicular to and between 2nd Avenue North and 8th Avenue North, on behalf of Sally Mackin, Executive Director of the Woodlawn Foundation, owner, so the Woodlawn Community School can consolidate its campus Case No. SUB2018-00083. [First Reading] (Submitted by Councilor Smitherman, Chairperson, Public Improvements Committee) (Recommended by Subdivision Committee of the Birmingham Planning Commission and the Public Improvements Committee)**

COMMUNICATIONS FROM THE CITY CLERK

ITEM 33.
Receiving the Emergency Purchase Notice from the Purchasing Agent relative to the purchase of plumbing materials to repair the plumbing in the City Hall cafeteria.**
ITEM 34.
Receiving the Emergency Purchase Notice from the Purchasing Agent relative to the purchase and repair of the circulating pump at City Hall.**

ITEM 35.
Receiving the Emergency Repair Notice from the Purchasing Agent relative to the repair of the bay doors at Fire Station No. 16.**

ITEM 36.
Receiving the Emergency Repair Notice from the Purchasing Agent relative to the disassembling, repair and replacement of the #10 Water Pump at City Hall.**

OLD AND NEW BUSINESS

PRESENTATIONS

REQUEST FROM THE PUBLIC

ADJOURNMENT

NOTE: The following matters were withdrawn:

Those properties declared by Resolution No. 155-19 on January 15, 2019 to be noxious and dangerous, whereon said weeds have been abated:

23  29-02-2-26-11.000-RR; 308 KAPPA AVE, P O B 140 FT S E OF E INTER KAPPA AVE & 3RD PL S TH E 36 FT S ALG KAPPA AVE TH N 135 S FT TO ALLEY TH W 36 FT S TH S 135 FT S TO P O B LYING IN SW 1/4 OF NW 1/4 SEC 2 TP 18 R 3 SECT 02 TWSP 18S RANGE 3W

24  29-03-1-21-14.000-RR; 55 CENTER ST N, TRACT IN SE 1/4 NE 1/4 DESC BEG AT PT 43 FT N OF NE/COR INT CENTER ST & MORRIS AVE TH N 59 FT S TH E 190.5 FT TH S 59 FT S TH WLY 192 FT S TO POB SECT 3 TWSP 18 S RANGE 3W
29-09-1-18-02.001-RR; 1011 20TH ST SW, LOT "A" BLK 5 RESUR OF PT OF LOTS 142 & 143 & 144 BLK 5 CLEVELAND SUB 165/70