



COMMITTEE REPORT



JOINT BUDGET & FINANCE AND SPECIAL CALLED COMMITTEE OF THE WHOLE MEETING
Wednesday, September 10, 2018
3:30 p.m.
Conference Rooms D & E

MINUTES

Council President Abbott, Committee Chair
Councilor O'Quinn, Committee Member

Councilor(s) Present: Abbott, Hilliard, Parker, O'Quinn, Williams

- 1) Call to Order
Council President Abbott called the meeting to order.

- 2) Approval of the Minutes
Action Taken:
Councilor O'Quinn: Moved to Approve.
Councilor Abbott: Seconded.

- 3) Consideration of the Consent Agenda
 Items # 5,7,8,9,10,11,16,17
Action Taken:
Councilor O'Quinn: Moved to Approve.
Councilor Abbott: Seconded.
Items Recommended to the City Council Consent Agenda.

- 4) An Agreement with the Birmingham-Jefferson County Transit Authority (BJCTA), under which the BJCTA shall provide transit services throughout the City by operating such fixed routes and/or paratransit services and schedules as set forth in the Agreement, the Agreement shall be for four (4) quarterly terms during the City's 2019 fiscal year, and the City shall pay BJCTA quarterly for such services rendered in an amount not to exceed \$2,500,000.00.
Submitted by: City Attorney Department: Office of City Attorney
Recommended Funding Source: 001_400_96300_96301.550-004 and 001_400_96300_96313.550-004
Amount: \$ 10 million
Action Taken:
Item Withdrawn

- 5) An Agreement with ProntoTrak, Inc. a Georgia corporation (ProntoTrak), under which the ProntoTrak shall provide electronic monitoring equipment and services to Birmingham Municipal Court Domestic Violence Defendants/Offenders relative to a grant award to the City from the Alabama Department of Economic and Community Affairs (ADECA), and the City shall pay ProntoTrak an amount not to exceed \$51,400, for a term of three (3) years subject to an award of grant funding each year of this Agreement.
Submitted by: Bettye King
Department: Birmingham Municipal Court
Recommended Funding Source: 001_400_96500_96514
Amount: \$ 51,400.00
Action Taken:
Councilor O'Quinn: Moved to Approve.
Councilor Abbott: Seconded.
Item Recommended to the City Council Consent Agenda.

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- 6) Ground Lease and Redevelopment Agreement with A.G. Gaston Boys and Girls Club, Inc. under which the City will lease approximately four (4) acres of land at the CrossPlex site to A.G. Gaston and A.G. Gaston will construct a new Boys and Girls Club facility on the site.
Submitted by: James C. Stanley, Assistant City Attorney Department: Office of the City Attorney
Recommended Funding Source: N/A
Amount: \$ 0
Action Taken:
Councilor O'Quinn: _____ Moved to Approve.
Councilor Abbott: _____ Seconded.
Item Recommended to the City Council Agenda.
- 7) A Resolution authorizing an appropriation, pursuant to §11-47-19, Code of Alabama 1975, in the sum of \$500.00, for the purpose of the North Pratt NA Red Ribbon Day Event to be held on October 20, 2018.
Department: Mayor's Office
Recommended Funding Source: North Pratt NA Fund; 031_200_12130_12132_15198.540-001
Amount: \$500.00
Action Taken:
Councilor O'Quinn: _____ Moved to Approve.
Councilor Abbott: _____ Seconded.
Item Recommended to the City Council Consent Agenda.
- 8) A Resolution authorizing an appropriation, pursuant to §16-11-9.1, Code of Alabama 1975, in the sum of \$15,000.00 to the Birmingham Board of Education to provide assistance with general educational purposes for students in need during the 2018-2019 school year at Huffman High School, in the amount of \$5,000.00; at Huffman Middle School, in the amount of \$500.00; at Smith Middle School, in the amount of \$2,500.00; at Huffman Academy, in the amount of \$1,500.00; at Sun Valley Elementary, in the amount of \$1,500.00; at Martha Gaskins Elementary, in the amount of \$1,500.00; and at W.J. Christian K-8, in the amount of \$2,500.00.
Department: Mayor's Office
Recommended Funding Source: Councilor Scales Discretionary Account; 001_000_04210.542.001
Amount: \$15,000.00
Action Taken:
Councilor O'Quinn: _____ Moved to Approve.
Councilor Abbott: _____ Seconded.
Item Recommended to the City Council Consent Agenda.
- 9) A Resolution authorizing an appropriation, pursuant to §11-47-19, Code of Alabama 1975, in the sum of \$500.00, for the purpose of the Thomas NA Red Ribbon Day Event to be held on October 20, 2018.
Department: Mayor's Office Department: Mayor's Office
Recommended Funding Source: Thomas NA Fund; 031_200_12130_12136_15198.540-001
Amount: \$500.00
Action Taken:
Councilor O'Quinn: _____ Moved to Approve.
Councilor Abbott: _____ Seconded.
Item Recommended to the City Council Consent Agenda.
- 10) A Resolution authorizing an expenditure, pursuant to §11-40-1, §11-47-16, and §11-47-19, Code of Alabama 1975, in the sum of \$1,000.00 to Metropolitan Youth Orchestras of Central Alabama, to provide instrument instruction for low-income elementary school children in the Birmingham area from August 6, 2018 through December 30, 2018.
Department: Mayor's Office Recommended Funding Source:

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Councilor O'Quinn Discretionary Account; 001_000_04250.542.001 Amount: \$1,000.00

Action Taken:

Councilor O'Quinn: Moved to Approve.

Councilor Abbott: Seconded.

Item Recommended to the City Council Consent Agenda.

- 11) A Resolution authorizing an expenditure, pursuant to §11-40-1, §11-47-16, and §11-47-19, Code of Alabama 1975, in the sum of \$3,178.38 to The Sign Shop, LLC, to provide and install a single-sided sandblasted wood neighborhood sign with breakaway posts for the East Lake Neighborhood Association.

Department: Mayor's Office Extension: 2771

Recommended Funding Source:

East Lake NA Fund; 031_200_12060_12062_15198.540-001

Amount: \$3,178.38

Action Taken:

Councilor O'Quinn: Moved to Approve.

Councilor Abbott: Seconded.

Item Recommended to the City Council Consent Agenda.

- 12) A Resolution authorizing the Mayor to execute an Agreement with Birmingham Urban League Inc. ("Urban League"), in substantially the same form as on file in the Office of the City Clerk, under which Urban League shall provide cultural services and training in the sport of boxing to Birmingham at risk youth from ages 12 to 18 for an amount not to exceed Fifty Thousand Dollars and NO/100 (\$50,000.00) as authorized by the Code of Alabama.

Submitted by: Kevin Owens Department: Mayor's Office

Recommended Funding Source:

Amount: \$50,000.00

Action Taken:

Councilor O'Quinn: Moved to Approve.

Councilor Abbott: Seconded.

Item Recommended to the City Council Agenda.

- 13) An Ordinance authorizing the Mayor to execute a Redevelopment Agreement with Guster Law, LLC, in substantially the same form as on file in the Office of the City Clerk, under which the City will convey to Guster Law, LLC, property known as the "Old Regions Bank Building" located at 2250 Bessemer Road, and all personal property located therein to Guster Law, LLC for a use value of \$100,000.00, for use as an expanded professional law office, including retail space as authorized by Section 24-2-6 of the Code of Alabama (1975) which allows the City to make land in a redevelopment project available for use by private enterprise at its "use value," which represents the value at which the City determines such land should be made available in order that it may be redeveloped for the purposes specified.

Submitted by: Janice Douthard Department: Economic Development

Recommended Funding Source: N/A

Amount: \$100,000.00

Action Taken:

Item Withdrawn

- 14) An Ordinance to amend the Capital Fund Budget for the fiscal year ending June 30, 2019, by appropriating \$250,908.98 to Daniel Payne Site Clearing.

Submitted by: Tom Barnett, Jr., Director Department: Finance

Recommended Funding Source: Fund 145

Amount: \$250,908.98

Action Taken:

Councilor O'Quinn: Moved to Approve.

Councilor Abbott: Seconded.

Item Recommended to the City Council Agenda.

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- 15) An Ordinance to amend the Capital Fund Budget for the fiscal year ending June 30, 2019, by appropriating \$96,000 to Bus Rapid Transit (BRT), \$10,000.00 to The Johnson Group and \$14,000.00 to Community Food Bank.
Submitted by: Tom Barnett, Jr., Director Department: Finance
Recommended Funding Source: Fund 102
Amount: \$120,000.00
Action Taken:
Councilor O'Quinn: _____ Moved to Approve.
Councilor Abbott: _____ Seconded.
Item Recommended to the City Council Agenda.
- 16) An Ordinance to amend the General Fund Budget for the fiscal year ending June 30, 2019, by appropriating \$1,000.00 to Equipment Management, Non Capital Equipment. Funding source is reimbursement received.
Submitted by: Tom Barnett, Jr., Director Department: Finance
Recommended Funding Source: Fund 102
Amount: \$1,000.00
Action Taken:
Councilor O'Quinn: _____ Moved to Approve.
Councilor Abbott: _____ Seconded.
Item Recommended to the City Council Consent Agenda.
- 17) An Ordinance to amend the Capital Fund Budget for the fiscal year ending June 30, 2019, by appropriating \$5,082.86 to Equipment Management, Police Vehicles. Funding source is reimbursement received.
Submitted by: Tom Barnett, Jr., Director Department: Finance
Recommended Funding Source: Fund 102
Amount: \$5,086.86
Action Taken:
Councilor O'Quinn: _____ Moved to Approve.
Councilor Abbott: _____ Seconded.
Item Recommended to the City Council Consent Agenda.
- 18) An Ordinance to amend the Grants Fund Budget for the fiscal year ending June 30, 2019, by amending the Community Development, Disaster Recovery Grant (B-13- MS-01-0001) by transferring \$6,241,254.56 from Street Improvements Dugan Avenue Vicinity, \$2,629,416.52 from Multi-Family Housing-Pratt City and appropriate \$7,716,888.08 to Pratt Park and \$1,153,783.00 to Safe Rooms. This amendment aligns with the HUD system.
Submitted by: Tom Barnett, Jr., Director Department: Finance
Recommended Funding Source: Fund 035
Amount: \$8,874,721.08
Action Taken:
Councilor O'Quinn: _____ Moved to Approve.
Councilor Abbott: _____ Seconded.
Item Recommended to the City Council Agenda.
- 19) An Ordinance authorizing the Mayor to execute a Redevelopment Agreement with Positive Development and Ebert Investment, LLC, in substantially the same form as on file in the Office of the City Clerk, under which the City will convey to Positive Development and Ebert Investment, LLC, property known as the "Kirby School Building" located at 1328 28th Street North, Birmingham, AL and the property known as the "Armory Site" located at 2700 14th Avenue North, Birmingham AL, and all personal property located therein to Positive Development and Ebert Investment, LLC for a use value of \$500,000.00, as authorized by Section 24-2-6 of the Code of Alabama (1975) which allows the City to make land in a redevelopment project available for use by private enterprise at its "use value," which represents the value at which the City determines such land should be made available in order that it may be redeveloped for the purposes specified.

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Submitted by: Office of the City Attorney Department: Mayor's Office

Recommended Funding Source: N/A

Amount: \$500,000.00 (paid to City)

Action Taken:

Councilor O'Quinn: Moved to Approve.

Councilor Abbott: Seconded.

Item Recommended to the City Council Agenda.

- 20) An Ordinance authorizing the Mayor to execute amendments to the Ground Lease and Funding Agreements between the City of Birmingham and The Historical Preservation Authority of the City of Birmingham, Alabama to redefine the Project and to make other modifications, to be consistent with the recommendations for preservation, restoration and redevelopment of the Gaston Motel as guided by the Presidential Proclamation which established the Birmingham Civil Rights National Monument.

Submitted by: Melissa Smiley Department: Office of the City Attorney

Recommended Funding Source: N/A

Amount: N/A

Action Taken:

Councilor O'Quinn: Moved to Approve.

Councilor Abbott: Seconded.

Item Recommended to the City Council Agenda.

- 21) A Resolution authorizing the Mayor to execute an Amendment to the PACT Agreement, dated August 2, 2016, Trane and the City entered into the Agreement pursuant to which the City hired Trane to perform certain energy conservation measures and to guarantee certain energy savings resulting there from for a term of eighteen (18) years following the implementation thereof, all in accordance with the terms and conditions of the Agreement. The parties agree to modify the terms and conditions of the PACT Agreement related to workmanship and equipment warranties, in accordance with the terms and conditions set forth in this Amendment No. 1 stating an Amendment to Exhibit G; Performance Period Services. The original Exhibit G of the Agreement is hereby deleted in its entirety and replaced by the attached Exhibit G, "Performance Period Services, Amendment No. 1."

Submitted by: Edwin Revell, Director Department: Planning, Engineering & Permits

Recommended Funding Source: NA

Amount: NA

Action Taken:

Councilor O'Quinn: Moved to Approve.

Councilor Abbott: Seconded.

Item Recommended to the City Council Agenda.

- 22) An Ordinance to amend the General Fund Budget for the fiscal year ending June 30, 2019, by appropriating \$300,000.00 to Non Departmental, Birmingham Jefferson Port Authority, Non Departmental, \$850,000.00 to Transfer to Fund 102 Capital Improvement; \$5,150,000.00 to Transfer to Fund 103 Neighborhood Revitalization, \$600,000.00 to Transfer to Land Bank Authority, \$500,000.00 to the Office of the City Attorney, Claims and Professional Fees, \$100,000.00 to Police Department, Non Capital Equipment and G&A Instruction and Training; amend the Capital Improvement Fund Budget for the fiscal year ending June 30, 2019, by appropriating \$500,000.00 to Deferred Maintenance Program and \$350,000.00 to IMS Hardware/ Software; and amend the Neighborhood Revitalization Fund Budget for the fiscal year ending June 30, 2019, by appropriating \$500,000.00 to Sidewalk Repairs, \$750,000.00 to Pothole Repairs, \$2,800,000.00 to Street Resurfacing, \$1,100,000.00 to Neighborhood Revitalization Projects; and amend the Land Bank Fund Budget for the fiscal year ending June 30, 2019, by appropriating \$600,000.00 to Land Bank Activities. Funding Source is Fund Balance.

Submitted by: Tom Barnett, Jr., Director Department: Finance

Recommended Funding Source: Fund 001 and 103

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Amount: \$7,500,000.00

Action Taken:

Councilor O'Quinn: Moved to Approve.

Councilor Abbott: Seconded.

Item Recommended to the City Council Agenda.

- 23) A resolution authorizing the Mayor to execute a First Amendment to Lease Agreement with **CR Montevallo, LLC, successor in interest to Shops at Montevallo, LLC**, to extend the term of the lease for an additional 2 years at a yearly rate of \$46,800 and in a total amount not to exceed \$93,600.

Action Taken:

Councilor O'Quinn: Moved to Approve.

Councilor Abbott: Seconded.

Item Recommended to the City Council Agenda.

- 24) Adjournment

Councilor O'Quinn: Moved to Adjourn.

Councilor Abbott: Seconded.