

**REGULAR MEETING OF THE COUNCIL
CITY OF BIRMINGHAM, ALABAMA
VIRTUAL MEETING
PRE-COUNCIL MEETING – 9:00 A.M.**

March 2, 2021 – 9:30 A.M.

WEBSITE ADDRESS: www.birminghamal.gov

Event Address for Attendees:

<https://birmingham.webex.com/birmingham/onstage/g.php?MTID=e9f39e36c3207e03aefb034a640a75cd7>

Audio conference: United States Toll: +1-415-655-0002

Access code: 187 260 9898

INVOCATION

PLEDGE OF ALLEGIANCE: Councilor Clinton Woods

ROLL CALL

MINUTES NOT READY: September 1, 2020 – February 23, 2021

COMMUNICATIONS FROM THE MAYOR

ANNOUNCEMENT OF BOARDS AND AGENCIES EXPIRATIONS – April 2021

CONSIDERATION OF CONSENT AGENDA

All items designated as “Consent” are 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

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS

CONSENT

ITEM 1.

An Ordinance “TO FURTHER AMEND THE GRANTS MATCH FUND BUDGET” for the fiscal year ending June 30, 2021, by appropriating \$98,650.00 to Crossplex NCAA Division II Track and Field Festival and \$103,050.00 to Crossplex NCAA Division II Swimming and Diving Finals (Funding source for expense reimbursement is from the NCAA) (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT

ITEM 2.

A Resolution authorizing the Mayor to execute and deliver an agreement with **Benevate, Inc. (d.b.a. Neighborly Software)** in an amount not to exceed \$53,000.00, pursuant to §11-40-1, Code of Alabama 1975, for web-based, software services to support program management, compliance and financial reporting required to administer the Emergency Rental Assistance Program. (Submitted by the Mayor and the Budget and Finance Committee) (Recommended by the Director of Community Development.) **

CONSENT

ITEM 3.

A Resolution authorizing the Mayor to enter into a Right of Way Encroachment License Agreement whereby **F.F. LLC** is allowed to install sixteen (16) metal canopies, four (4) signs, nineteen (19) single doors and four (4) double doors which will open into the right of ways of 2nd Avenue, South, 3rd Avenue South, 20th Street South and Richard Arrington Jr., Boulevard South for proposed construction of the 20 Midtown Apartments Development Complex. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits and the Public Improvements Committee)

CONSENT**ITEM 4.**

A Resolution approving and authorizing the Mayor to execute a BOLD Program Agreement with **Birmingham Business Alliance**, under which Birmingham Business Alliance, as part of the City’s Building Opportunities for Lasting Development (“BOLD”) program, will provide services to attract and retain talent for scaleups, attract new scaleups, grow and retain existing scaleups utilizing image enhancement and research and data analytics, for a term of one hundred eighty (180) days, for an amount not to exceed \$70,000.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT**ITEM 5.**

A Resolution approving and authorizing the Mayor to execute a BOLD Program Agreement with **Birmingham Business Resource Center**, under which Birmingham Business Resource Center, as part of the City’s Building Opportunities for Lasting Development (“BOLD”) program, will provide a supplier diversity program to deliver meaningful guidance and improvements to local women-owned, minority-owned, and disadvantaged businesses (MWDBE’s) poised to take advantage of key projects and developments – from the 2021 World Games to the BJCC expansion and the Birmingham Xpress bus for a term of one hundred eighty (180) days, for an amount not to exceed \$45,000.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT**ITEM 6.**

A Resolution approving and authorizing the Mayor to execute a BOLD Program Agreement with **Bronze Valley Corp.**, under which Bronze Valley, as part of the City’s Building Opportunities for Lasting Development (“BOLD”) program, will provide programs to strengthen its social innovation efforts in Birmingham by launching a service program that aims to provide underrepresented Birmingham founders with executive counsel at discounted rates to dramatically scale their startups, for a term of one hundred eighty (180) days, for an amount not to exceed \$20,000.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT

ITEM 7.

A Resolution approving and authorizing the Mayor to execute a BOLD Program Agreement with **Bush Hills Connections, Inc.**, under which Bush Hills Connections, as part of the City’s Building Opportunities for Lasting Development (“BOLD”) program, will provide a program designed to strengthen its social innovation efforts in Birmingham by implementing a scalable self-centered model for the community and micro-economic development in neighborhoods, for a term of one hundred eighty (180) days, for an amount not to exceed \$39,650.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT

ITEM 8.

A Resolution approving and authorizing the Mayor to execute a BOLD Program Agreement with **Community Care Development Network**, under which Community Care Development Network, as part of the City’s Building Opportunities for Lasting Development (“BOLD”) program, will implement a program designed to strengthen its social innovation efforts in Birmingham by supporting citizens with the transition from high school to adult life, prison to society, and unemployment/underemployment to career-track job skills, for a term of one hundred eighty (180) days, for an amount not to exceed \$80,000.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT

ITEM 9.

A Resolution approving and authorizing the Mayor to execute a BOLD Program Agreement with **Create Birmingham**, under which Create Birmingham, as part of the City’s Building Opportunities for Lasting Development (“BOLD”) program, will provide technical assistance to local, small, minority-, women-owned, or otherwise disadvantaged business enterprises (MWDBEs) by aiding urgent areas of need including commercial operations, nonprofit operations, accounting, legal services, marketing, community engagement, IT solutions, and life & career coaching, for a term of one hundred eighty (180) days, for an amount not to exceed \$90,000.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT**ITEM 10.**

A Resolution approving and authorizing the Mayor to execute a BOLD Program Agreement with **TruFund Financial Services, Inc.**, under which TruFund Financial Services, as part of the City’s Building Opportunities for Lasting Development (“BOLD”) program, will provide technical assistance to local, small, minority-, women-owned, or otherwise disadvantaged business enterprises (MWDBEs) by aiding with business recovery due to COVID, market reentry, business growth and overall resiliency of small businesses, for a term of one hundred eighty (180) days, for an amount not to exceed \$35,000.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT**ITEM 11.**

A Resolution approving and authorizing the Mayor to execute a BOLD Program Agreement with **Women’s Fund of Greater Birmingham**, under which Women’s Fund of Greater Birmingham, as part of the City’s Building Opportunities for Lasting Development (“BOLD”) program, will provide programs to strengthen its social innovation efforts in Birmingham by investing in a scalable systems change approach to increase economic opportunity for women and children, for a term of one hundred eighty (180) days, for an amount not to exceed \$67,620.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT**ITEM 12.**

A Resolution approving and authorizing the Mayor to execute a BOLD Program Agreement with **The Workshop & Rehabilitation Facilities for the Blind and Disabled, Inc. (“Workshops, Inc.”)** under which Workshops, Inc., as part of the City’s Building Opportunities for Lasting Development (“BOLD”) program, will provide services to strengthen its social innovation efforts in Birmingham by implementing a program that will help job seekers with disabilities and other barriers to employment gain the soft skills and the support needed to succeed in employment, for a term of one hundred eighty (180) days, for an amount not to exceed \$50,000.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT

ITEM 13.

A Resolution approving and accepting the bid of **Kirkpatrick Concrete**, Birmingham, for Ready Mix Concrete, as needed at the unit prices on file in the office of the Purchasing Agent, for a period of one (1) year guaranteed with an option of renewal, contingent upon Council approval for the City of Birmingham Public Works Department, this being the lowest bid submitted meeting specifications. [G/L Account: **001_049_40300_40395.513-00**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Public Works) (One Bid Submitted)

CONSENT

ITEM 14.

A Resolution approving and accepting the bid of **Bound Tree Medical, LLC**, Dublin, Ohio, for medical supplies – Group 1 and line items 1, 10, 17-20, 36, 47. 49. 52, 58-59, 63-69, 71-72 and 75-76, medications line items- 1-2, 6, 8-12, 14 and 17-26, as needed at unit the unit prices on file in the office of the Purchasing Agent for a period of one (1) year, for the Fire Department, this being the lowest bid submitted. (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief) (Eight Bids Submitted)

CONSENT

ITEM 15.

A Resolution approving and accepting the bid of **Ever Ready First Aid & Medical**, Brooklyn, New York, for medical supplies – Group 3 and line items 11, 78, 80-81 and 84 as needed at unit price on file in the office of the Purchasing Agent for a period of one (1) year, for the Fire Department, this being the lowest bid submitted. (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief) (Eight Bids Submitted)

CONSENT

ITEM 16.

A Resolution approving and accepting the bid of **Life- Assist, Inc.**, Rancho Cordova, California, for medical supplies – Group 7 and line items 13, 15, 34, 38, 45, 57, 60, 79 and 83 and medications- line items- 3-5, 7, 13 and 15-16, as needed at unit the unit prices on file in the office of the Purchasing Agent for a period of one (1) year, for the Fire Department, this being the lowest bid submitted. (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief) (Eight Bids Submitted)

CONSENT

ITEM 17.

A Resolution approving and accepting the bid of **Malor & Company, Inc.**, New York, New York, for medical supplies – Group 2, as needed at unit prices on file in the office of the Purchasing Agent for a period of one (1) year, for the Fire Department, this being the lowest bid submitted. (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief) (Eight Bids Submitted)

CONSENT

ITEM 18.

A Resolution approving and accepting the bid of **Nashville Medical & Emergency Products, Inc.**, Springfield, Tennessee, for medical supplies – Groups 5, 6, and 9 and line items 8-9, 12, 21-28, 30, 32-33, 35, 39, 41-44, 46, 48 and 77, as needed at unit the unit prices on file in the office of the Purchasing Agent for a period of one (1) year, for the Fire Department, this being the lowest bid submitted. (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief) (Eight Bids Submitted)

CONSENT

ITEM 19.

A Resolution approving and accepting the bid of **QuadMed**, Jacksonville, Florida, for medical supplies- line items 14 and 56 as needed at unit prices on file in the office of the Purchasing Agent for a period of one (1) year, for the Fire Department, this being the lowest bid submitted. (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief) (Eight Bids Submitted)

CONSENT

ITEM 20.

A Resolution approving and accepting the bid of **Henry Schein, Inc.**, Irmo, South Carolina, for medical supplies- Groups 4 and 8 and line items 2-7, 16, 29, 31, 37, 40, 50-51, 53-55, 61-62, 70, 73-74, 82 and 85 as needed at unit prices on file in the office of the Purchasing Agent for a period of one (1) year, for the Fire Department, this being the lowest bid submitted. (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief) (Eight Bids Submitted)

CONSENT

ITEM 21.

A Resolution approving payment to **Colorado Time Systems**, Loveland, Colorado, in the amount of \$44,070.00, for the purchase of new multi-sport timing equipment and related components and accessories, in accordance with the TIPS purchasing cooperative, contract #19090201, for the City of Birmingham Crossplex. [**G/L Account: 151_352.600-010; Project: SF151CP 003798_002**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of the Crossplex)

CONSENT

ITEM 22.

A Resolution approving payment to **North American Fire Equipment Company, Inc. (NAFECO)**, Decatur, Alabama, in the amount of \$1,480.00, for a gas monitor with nimh battery, charger and accessories, for the Birmingham Fire and Rescue Department, in accordance with section 3-1-7 of the Birmingham City Code. [**G/L Account: 001__022_17000_17401.518-001**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief)

CONSENT

ITEM 23.

A Resolution authorizing the Director of Finance to make ten (10) refunds in the total amount of \$16,783.95. (Submitted by the Mayor) (Recommended by the Director of Finance) **

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ITEM 24.

A Resolution setting a public hearing **April 6, 2021** to consider the adoption of a resolution assenting to the vacation of 13,615 square feet of the right of way (unpaved) that is located perpendicular to and between Pawnee Avenue and Argyle Road, on behalf of **Phillippa McClellan Bainbridge**, owner, so that the owner can consolidate property, **Case No. SUB2019-00001**. The hearing will be held at a regular meeting in City Council Chambers, Third Floor, City Hall of Birmingham on Tuesday, April 6th, 2021, commencing at 9:30, unless the Governor’s State of Emergency Proclamation and authorization for electronic meetings are extended past March 8, 2021, due to the continuing COVID-19 pandemic. In the event that the Governor’s Proclamation is extended beyond March 8, the Council meeting and this hearing will be held virtually via Cisco WebEx.

To participate in this meeting, you will need to follow the link provided below or use the call-in information provided. This link will also be

available for public participation even if the Council meets in the Council Chambers.

If you would like to attend via your computer, follow this link:

<https://birmingham.webex.com/birmingham/onstage/g.php?MTID=ee099a0f1e558b851eb1d5b66e66208b7>

If you would like to attend via phone, dial 1-415-655-0002, and then enter: 187 554 8635##.

If you have joined by computer and wish to speak to the item, please use the “raise hand button” in the Webex application. If you have joined by phone, you will be given the opportunity to speak after recognition of the speakers using the online platform. If you have joined the meeting by telephone and would like to request to speak, dial *3 when prompted during the hearing.

Please be patient. Speakers will be given the usual three-minute limit for comments.

If you have any questions about participation in one of these hearings, you may contact The Council’s Public Information Office by e-mailing Kimberly.garner@birminghamal.gov

[First Reading] (Submitted by Councilor Smitherman, Chairperson, Public Improvements Committee) (Recommended by Subdivision Committee of the Birmingham Planning Commission and the Public Improvements Committee) **

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ITEM 25.

A Resolution setting a public hearing **April 6, 2021** to consider the adoption of a resolution assenting to the vacation of 1,500 square feet of the alleyway that is located parallel to and between 2nd avenue North and 3rd Avenue North and perpendicular to and between 25th Street North and Carraway Boulevard, on behalf of **BTT Group, LLC**, owner, so that the owner can consolidate property, **Case No. SUB2020-00065**. The hearing will be held at a regular meeting in City Council Chambers, Third Floor, City Hall of Birmingham on Tuesday, April 6, 2021, commencing at 9:30, unless the Governor’s State of Emergency Proclamation and authorization for electronic meetings are extended past March 8, 2021, due to the continuing COVID-19 pandemic. In the event that the Governor’s Proclamation is extended beyond March 8, the Council meeting and this hearing will be held virtually via Cisco WebEx.

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[First Reading] (Submitted by Councilor Smitherman, Chairperson, Public Improvements Committee) (Recommended by Subdivision Committee of the Birmingham Planning Commission and the Public Improvements Committee) **

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ITEM 26.

A Resolution setting a public hearing **March 30, 2021** to consider the adoption of an Ordinance “TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2020-00030**) to change zone district boundaries from R-3 Single-Family District to MU-M Mixed-Use Medium District in order to allow for the construction for multi-family units and a 15,000 sf. Commercial space for a grocery store, filed by Timothy Bullard, representing the owner, The City of Birmingham, for property located at 2301 Avenue J and situated in the NW ¼ of Section 6, Township 18-S, Range 3-West, 35218.

The hearing will be held in City Council Chambers, Third Floor, City Hall, unless the Governor’s State of Emergency Proclamation and authorization for electronic meetings are extended past March 8, 2021, due to the continuing COVID-19 pandemic. In the event that the Governor’s

Proclamation is extended beyond March 8, the Council meeting and this hearing will be held virtually via Cisco WebEx.

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If you would like to attend via phone, dial 1-415-655-0002, and then enter: 187 890 8217##.

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[First Reading] (Submitted by Council President Parker, Chairman, Planning and Zoning Committee) (Recommended by the Z.A.C. and the Planning and Zoning Committee) **

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ITEM 27.

A Resolution setting a public hearing **March 30, 2021** to consider the adoption of an Ordinance “TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2020-0034**) to change zone district boundaries from CR-5 Contingency-Multiple Dwelling District to MU-M Mixed-Use Medium District, filed by Grant Gramstad, representing the owner, ZAC LOVOY- Development Heights, LLC., for property located at 1215 31st Street North and situated in the SE ¼ of Section 24, Township 17-S, Range 3-West.

The hearing will be held in City Council Chambers, Third Floor, City Hall, unless the Governor’s State of Emergency Proclamation and authorization for electronic meetings are extended past March 8, 2021, due to the

continuing COVID-19 pandemic. In the event that the Governor’s Proclamation is extended beyond March 8, the Council meeting and this hearing will be held virtually via Cisco WebEx.

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[First Reading] (Submitted by Council President Parker, Chairman, Planning and Zoning Committee) (Recommended by the Z.A.C. and the Planning and Zoning Committee) **

COMMUNICATIONS FROM THE CITY CLERK

ITEM 28.

Receiving the Emergency Purchase Notice from the Purchasing Agent relative to the boiler repair at the Birmingham Crossplex. **

OLD AND NEW BUSINESS

PRESENTATIONS

REQUEST FROM THE PUBLIC

ADJOURNMENT