



JOINT BUDGET & FINANCE AND SPECIAL CALLED COMMITTEE OF THE WHOLE MEETING
MONDAY, MARCH 28, 2022 | 3:30 P.M.
COUNCIL CHAMBERS

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MINUTES

COUNCIL PRESIDENT PRO TEM CRYSTAL N. SMITHERMAN, COMMITTEE CHAIR
COUNCIL PRESIDENT WARDINE T. ALEXANDER & COUNCILOR VALERIE A. ABBOTT, COMMITTEE MEMBERS

Councilor(s) Present: Smitherman, Abbott, Alexander, Clarke

1) **Call to Order**

The Meeting was Called to Order by the Committee Chair, President Pro Tem Smitherman.

2) **Approval of the Minutes**

Action Taken:

Councilor Abbott Motioned to Approve the Minutes.

Councilor Alexander Seconded the Motion.

The March 14, 2022 Committee Meeting Minutes were Approved as Recorded.

3) **Consideration of the Consent Agenda**

Items #4,6,9,10,12,13,15,17,18,22,24,27

Action Taken:

Councilor Abbott Motioned to Approve the Consent Agenda.

Councilor Alexander Seconded the Motion.

The Items were Recommended to the City Council Consent Agenda.

4) A request seeking a budget ordinance to transfer funds in the amount totaling \$1,767.50 (one thousand seven hundred sixty-seven dollars 50/100) from the following District # 2 G/L account: account # 001_010_04220_04221.527-048 (Professional Fees Printing/Publishing) to Parks & Recreation, account # 031_205_04400.542-001 for a District # 2 park improvement.

Submitted by: Jeffery McDaniels

Department: City Council Extension 2035

Recommended Funding Source: 001_010_04220_04221.527-048 General Fund District 2

Amount: \$1,767.50

Action Taken:

Councilor Abbott Motioned to Approve the Consent Agenda.

Councilor Alexander Seconded the Motion.

The Item was Recommended to the City Council Consent Agenda.

5) A Resolution authorizing the Mayor to accept an unconditional donation to the City of Birmingham from Advanced Drainage Systems, Inc (ADS). ADS offered to donate a 40 ft-12" dual wall HDPE pipe and one (1) - 12" Basin with standard 12"x12" hinged cast iron grate or at the option of the City a 2'x2' Road & Hwy grate or a 12" domed grate for a project to eliminate ponding near the playground at Crestline Park in the City of Birmingham. The quality of the items has been verified as usable by City for this purpose. The Mayor is authorized to accept the assistance of ADS to help facilitate the acceptance of the equipment to the City of Birmingham.

Submitted by: Michael Eddington

Department: Capital Projects

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Extension: 2354

Recommended Funding Source: N/A

Action Taken:

Councilor Alexander Motioned to Approve the City Council Agenda.

Councilor Abbott Seconded the Motion.

The Item was Recommended to the City Council Agenda.

- 6) A Resolution approving, and authorizing the Mayor to execute, for and as the act of said City, an agreement between the City of Birmingham and Grayshift, LLC under which Grayshift, LLC. shall provide hardware, software, professional services, and ongoing maintenance and support services related to its GrayKey Product, a proprietary software which allows digital forensic access for iOS devices for use by the Birmingham Police Department for a term of one (1) year, and the City shall pay Grayshift, LLC an amount not to exceed \$9,995.00.

Submitted by: Annette Harris Department: IMS

Extension: 2751

Recommended Funding Source: 001_037_01920_01922.526-001

Amount: \$9,995.00

Action Taken:

Councilor Abbott Motioned to Approve the Consent Agenda.

Councilor Alexander Seconded the Motion.

The Item was Recommended to the City Council Consent Agenda.

- 7) A Resolution approving, and authorizing the Mayor to execute, for and as the act of said City, a contract between the City of Birmingham and **Environmental Systems Research Institute, Inc.**, (ESRI), under which ESRI shall provide updated hardware, software, maintenance and support for the GIS Platform systems used by the Planning, Engineering and Permits Department, for a term of two (2) years, and the City shall pay ESRI an amount not to exceed \$81,400.00.

Submitted by: Annette Harris Department: IMS

Extension: 2751

Funding Source: 148_000.600-011 IMS148CP 003871_002 – FY2022

Amount: \$81,400.00

Action Taken:

Councilor Alexander Motioned to Approve the City Council Agenda.

Councilor Abbott Seconded the Motion.

The Item was Recommended to the City Council Agenda.

- 8) **A RESOLUTION** by the Council of the City of Birmingham for a payment to the Southern Museum of Flight Foundation, Inc., Birmingham, AL in the amount not to exceed \$9,690.00 subject to the availability of funding, to arrange for and provide payments to program assistants conducting public programs for the Southern Museum of Flight and for part-time help for the fiscal year July 2021 through June 30, 2022.

Submitted by: Daphne Dunn Department: Southern Museum of Flight Extension: 8226

Funding Source:

Amount: \$9,960.00

Action Taken:

Councilor Alexander Motioned to Approve the Consent Agenda.

Councilor Smitherman Seconded the Motion.

The Items were Recommended to the City Council Agenda.

- 9) A Resolution approving, and authorizing the Mayor to execute, for and as the act of said City, an agreement between the City of Birmingham and SIMPLEVIEW, LLC, under which SIMPLEVIEW, LLC shall provide website development, design and maintenance services for the Birmingham CrossPlex for a term of one (1) year, and the City shall pay SIMPLEVIEW, LLC an amount not to exceed \$13,666.67.

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Submitted by: Annette Harris Department: IMS
Extension: 2751
Funding Source: 001_037_01920_01922.527-050
Amount: \$13,666.67

Action Taken:

Councilor Abbott Motioned to Approve the Consent Agenda.

Councilor Alexander Seconded the Motion.

The Item was Recommended to the City Council Consent Agenda.

- 10) A Resolution pursuant to §11-40-1 and §38-2-9 Codes of Alabama, 1975 authorizing the Mayor to execute and deliver an agreement with Promoting Empowerment and Enrichment Resources (PEER), in an amount not to exceed \$7,500.00 to provide the following goods and services for the City: Provider shall provide a Farmers Market to offer healthy food options, fruits and vegetables to residents of the City of Birmingham. Below market rate discounts will be provided to the poor, needy, and elderly citizens of the City of Birmingham. Said funds to come from City Council District Two (2) Discretionary Funds.

Submitted by: Jeffery McDaniels

Department: City Council Extension: 2035

Funding Source: Williams- Discretionary Funds

Amount: \$7,500.00

Action Taken:

Councilor Abbott Motioned to Approve the Consent Agenda.

Councilor Alexander Seconded the Motion.

The Item was Recommended to the City Council Consent Agenda.

- 11) A Resolution authorizing the Mayor to execute and deliver a third amendment to the agreement with Aletheia House, Inc., to update the scope of services and the funding amount by \$380,000.00, in an amount not to exceed \$1,297,244.00, pursuant to §11-40-1, Code of Alabama 1975, to contract for authorized goods and services. Aletheia House, Inc. will provide additional application intake, screening and case management services to support the program administration, management, compliance and financial reporting required to administer the Treasury Emergency Rental Assistance Program.

Submitted by: Adrienne Stitt

Department: Community Development Extension:

Funding Source: CD035GR

Amount: \$380,000.00

Action Taken:

Councilor Alexander Motioned to Approve the City Council Agenda.

Councilor Abbott Seconded the Motion.

The Item was Recommended to the City Council Agenda.

- 12) A Resolution pursuant to §11-40-1 of the Code of Alabama, 1975 authorizing the Mayor to execute and deliver an agreement with ESO Solutions, Inc. to provide software updates, annual maintenance and support services to the Birmingham Fire and Rescue Department for the City's emergency dispatch operations and services, the agreement is for a term of three (3) years, and for an amount not to exceed \$425,835.70. \$149K in FY 2022, is currently funded from:001_037_99999.525-010 (Project control, non-capital equipment) transferring it to a capital project IMS148CP 003871-002 (IMS Computer Hardware/Software, IMS Computer Software)

Submitted by: Annette Harris Department: IMS Enterprise Extension: 2751

Funding Source: 001_037_99999.525-010/IMS148CP 003871-002

Amount: \$425,835.70

Action Taken:

Councilor Abbott Motioned to Approve the Consent Agenda.

Councilor Alexander Seconded the Motion.

The Item was Recommended to the City Council Consent Agenda.

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- 13) A Resolution approving, and authorizing the Mayor to execute, for and as the act of said City, an agreement between the City of Birmingham and Think TRG, LLC under which Think TRG, LLC shall oversee and deliver marketing and communication services for the HBCU Spring Coming festival and the Blues Festival at Rickwood Field music festival said services to be performed on or before July 31, 2022, and the City shall pay Think TRG, LLC an amount not to exceed 55,000.00.
Submitted by: Cornell Wesley Department: IEO
Extension: 2779
Funding Source: 001_003_00940.545-001
Amount: \$55,000.00
Action Taken:
Councilor Abbott Motioned to Approve the Consent Agenda.
Councilor Alexander Seconded the Motion.
The Item was Recommended to the City Council Consent Agenda.
- 14) A Resolution authorizing the Mayor to execute and deliver a professional services agreement with Engineering Design Technologies, Inc. to provide ALDOT quantity verification and approval; material testing; establishing control; storm water inspections; and various other inspections as required by ALDOT for Project No. ST-037-999-022 Realignment and Widening of 4th Street West from Finley Boulevard (SR-378) to Finley Avenue West located within the City of Birmingham, in an amount not to exceed \$139,319.91.
Submitted by: Denise Bell
Department: Capital Projects Extension: 3018
Funding Source: DOT103CP 003048_010
Amount: \$139,319.91
Action Taken:
Item Withdrawn
- 15) An Ordinance approving, and authorizing the Mayor to execute, an Agreement with Jefferson County, Alabama to provide for a Household Hazardous Waste Day event ("Event") on Saturday, April 9, 2022 for the purpose of collecting, disposing, and appropriately recycling household hazardous waste, providing citizens of the City and of Jefferson County an opportunity to dispose of household hazardous items safely, including electronics, paper for onsite shredding, pesticides, herbicides and fertilizers, household cooking grease, paint, tires, appliances, prescription drugs, ammunition, and batteries with the City's shared cost to be \$1,000.00 for the event.
Submitted by: Direcus Cooper
Department: PEP
Extension: 7771
Funding Source: 048_016.527-050 Amount: \$1000.00
Action Taken:
Councilor Abbott Motioned to Approve the Consent Agenda.
Councilor Alexander Seconded the Motion.
The Item was Recommended to the City Council Consent Agenda.
- 16) A Resolution approving, and authorizing the Mayor to execute, for and as the act of said City, an agreement between the City of Birmingham and agreement for MBA Engineers, Inc. to provide structural engineering services related to the structural modification of the auditorium stage at the Carver Theater/Alabama Jazz Hall of Fame for a term not to exceed one (1) year and the City shall pay MBA Engineers, Inc. an amount not to exceed \$3,000.00.
Submitted by: Stephanie Amerson
Department: Capital Projects Extension: 2247
Funding Source: DCP102CP 003999_038
Amount: \$3000.00
Action Taken:
Item Withdrawn

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- 17) A Resolution approving, and authorizing the Mayor to execute, for and as the act of said City, an agreement between the City of Birmingham and Jefferson County Soil and Water Conservation Foundation, Inc. under which Jefferson County Soil and Water Conservation Foundation, Inc. shall provide outreach and promotional programs and events to inform residents about good storm water management practices and promote green infrastructure and low impact development for a term ending on June 30, 2022, and the City shall pay Jefferson County Soil and Water Conservation Foundation, Inc. an amount not to exceed \$5,000.00.
Submitted by: Katrina Thomas Department: PEP
Extension: 7771
Funding Source: 048_016.527 -050 Amount: \$5000.00
Action Taken:
Councilor Abbott Motioned to Approve the Consent Agenda.
Councilor Alexander Seconded the Motion.
The Item was Recommended to the City Council Consent Agenda.
- 18) A Resolution approving and authorizing the Mayor to execute and deliver an agreement with the Southern Environmental Center, Birmingham-Southern College to utilize its' STEAM program to expand local watershed education through the construction or expansion of outdoor classrooms for participating City of Birmingham schools located in the Village and Valley Creek watershed in an amount not to exceed \$1,000.00.
Submitted by: Vivian Pettus
Department: City Council Extension: 2471
Funding Source: 001-000-04230.542.001 (Discretionary)
Amount: \$1000.00
Action Taken:
Councilor Abbott Motioned to Approve the Consent Agenda.
Councilor Alexander Seconded the Motion.
The Item was Recommended to the City Council Consent Agenda.
- 19) An Ordinance approving and authorizing the creation of an economic development incentive program under Amendment No. 772 to the Constitution of Alabama (1901) to be known as the "City of Birmingham Retention Incentive for Success and Expansion" (R.I.S.E.) to provide short term, low interest, bank-guaranteed loans to qualified borrowers for eligible projects and uses which will have a positive economic impact on the City of Birmingham.
Submitted by: Cornell Wesley
Department: IEO
Extension: 2799 Funding Source:
Amount: N/A
Action Taken:
Councilor Alexander Motioned to Approve the City Council Agenda.
Councilor Abbott Seconded the Motion.
The Item was Recommended to the City Council Agenda.
- 20) A Resolution approving, and authorizing the Mayor to execute, for and as the act of said City, an agreement between the City of Birmingham and Vectour Group, Inc. under which Vectour Group, Inc. shall provide event transportation project services, along with the technology, and professional services for the marketing, launch, operation, maintenance, and performance evaluation of transportation services for the World Games 2022 as described in the Request for Proposal 22-51 dated January 20, 2022 and Vectour Group, Inc.'s Response to the Request for Proposal dated February 14, 2022 with all services to be completed no later than July 31, 2022 and the City shall pay Vectour Group, Inc. an amount not to exceed \$498,465.00.

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Submitted by: James Fowler Department: BDOT Extension: 2622

Funding Source:

Amount: 498,465.00

Action Taken:

Item Withdrawn

- 21) A Project Agreement between the City of Birmingham and **Mitchell Retail Properties, LLC**, under which Mitchell Retail Properties will undertake a project to restore and refurbish the supermarket space formerly known as Winn Dixie located at 2257 Bessemer Road, Birmingham, including the purchase and installation of refrigerated merchandisers for fresh produce, fresh cut meat, luncheon meats, frozen foods, and dairy items, the purchase and installation of all ovens, mixers, prep equipment hot merchandisers and refrigerated cases for a conventional deli bakery department, the installation of walk in coolers, installation of shelving, the purchase and installation of an energy efficient refrigeration rack system to power all refrigerated cases, the repair and refurbishment of current air conditioning for a supermarket space, the repair and refurbishment of electrical systems and restoration of power to the building, the installation of a demising wall between the supermarket and future co-tenant space, the installation of new air conditioning in tenant space and the purchase and installation of a new computer/point of sale system, all to accomplish the operation of a full line supermarket in approximately 22,000 square feet of space. The City will provide an incentive in the amount of **Six Hundred Forty Thousand and No/100 Dollars (\$640,000.00)** in up front lease hold improvements and a ten (10) year revenue sharing incentive based on a percentage of actual sales tax revenue following each year during the payment term of the Agreement for an amount up to but not to exceed **One Million and No/100 Dollars (\$1,000,000.00)** in support of the project.

Submitted by: Irenio Johnson Department: IEO

Extension: 2799

Funding Source: 156_310.511-002 – Building/Painting

156_310.511-003 – Buildings/Building Material 156_310.511-022 – Buildings/Building & Facilities Amount: \$1,640,000.00

Action Taken:

Councilor Alexander Motioned to Approve the City Council Agenda.

Councilor Abbott Seconded the Motion.

The Item was Recommended to the City Council Agenda.

- 22) A Resolution approving and authorizing the Mayor to apply, accept and expend grant funds on behalf of the City of Birmingham from the Alabama Power Foundation to include project scoping to fund improvements to Woodward Park in the City of Birmingham and authorize the Mayor to take any and all actions and execute such documents as are appropriate and necessary to accept and expend the grant funds on behalf of the City in accordance with terms of the grant.

Submitted by: Terrie Lee-Burrell Department: Grants

Extension: 2482 Funding Source: N/A Amount: N/A

Action Taken:

Councilor Abbott Motioned to Approve the Consent Agenda.

Councilor Alexander Seconded the Motion.

The Item was Recommended to the City Council Consent Agenda.

- 23) A Purchase and Sale Agreement with **Jefferson County, Alabama**, under which the City will purchase Jefferson County's interest as a joint tenant in property located at 300 8th Avenue West, Birmingham, known as the "former Graymont School", a/k/a JCCEO Headquarters property, for a purchase price of \$150,000.

Submitted by: Melissa Smiley Department: Mayor's Office Extension: 2771

Funding Source: PW102CP 0A3999_042 – JCCEO Building Amount: \$150,000.00

Action Taken:

Councilor Alexander Motioned to Approve the City Council Agenda.

Councilor Abbott Seconded the Motion.

The Item was Recommended to the City Council Agenda.

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- 24) An Ordinance to amend the Neighborhood Allocations Fund Budget for the fiscal year ending June 30, 2022, by transferring \$7,500.00 from Forest Park/South Avondale NA and appropriating \$7,500.00 to Transfer to Fund 001 General Fund; and amend the General Fund Budget for the fiscal year ending June 30, 2022, by appropriating \$7,500.00 to Department of Public Works, R&M Infrastructure Horticultural for rose garden in Avondale Park.
Submitted by: Christopher Hatcher Department: Community Development Extension: 2723
Funding Source: 031 Neighborhood Allocation
Amount: \$7,500.00
Action Taken:
Councilor Abbott Motioned to Approve the Consent Agenda.
Councilor Alexander Seconded the Motion.
The Item was Recommended to the City Council Consent Agenda.
- 25) An Ordinance to amend the General Fund Budget for the fiscal year ending June 30, 2022, by transferring \$500,000.00 from Department of Transportation, Grant Expenditures and appropriating \$500,000.00 to Non Departmental, Transfer to Fund 102 Capital Improvement; and amend the Capital Improvement Fund for the fiscal year ending June 30, 2022, by appropriating \$400,000.00 to DOT102CP 003984 Finley Road Access, \$50,000.00 to DOT102CP 3949 16th St. Corridor Streetscape and \$50,000.00 to DOT102CP 003950 16th St. Connector Trail.
Submitted by: James Fowler
Department: Department of Transportation Extension: 2622
Funding Source: 001 General Fund Amount: \$500,000.00
Action Taken:
Councilor Alexander Motioned to Approve the City Council Agenda.
Councilor Abbott Seconded the Motion.
The Item was Recommended to the City Council Agenda.
- 26) An Ordinance to amend the General Fund Budget for the fiscal year ending June 30, 2022, by transferring \$795,500.00 from Information Management Systems, Technology Maintenance and appropriating \$795,500.00 to Non-Departmental, Transfer to Fund 102 Capital Improvement; and amend the Capital Improvement Fund for the fiscal year ending June 30, 2022, by appropriating \$795,500.00 to IMS102CP 003871 - IMS Hardware/Software.
Submitted by: Patrick McClendon Department: IMS
Extension: 2812
Funding Source: 001 General Fund Amount: \$795,500.00
Action Taken:
Councilor Alexander Motioned to Approve the City Council Agenda.
Councilor Smitherman Seconded the Motion.
The Item was Recommended to the City Council Agenda.
- 27) A request seeking a budget ordinance to transfer funds in the amount totaling \$130,999.00 (one hundred thirty thousand nine hundred ninety nine dollars 00/100) from the following G/L accounts: account # 001_000_04230.542-001 (Council Discretionary Projects), \$61,999.00 (sixty one thousand nine hundred ninety nine 00/100); 001_010_04230_04231.534-030 (G & A Instruction & Training), \$6,000.00 (six thousand dollars 00/100); 001_010_04230_04231.534-075 (G & A Travel Expenses), \$13,000.00 (thirteen thousand dollars 00/100); and 001_010_04200.527-014 (Professional Fees/Consulting Fees), \$50,000.00 (fifty thousand dollars 00/100) to District # 3 parks and sidewalks capital projects account, account # 031_205_04404.690-001. \$65,499.50 park improvements \$65,499.50 sidewalk improvements \$130,999.00
Submitted by: Jeffery McDaniels
Department: City Council Extension: 2035
Funding Source: 031_205_04404.690-001

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Amount: \$130,999.00

Action Taken:

Councilor Abbott Motioned to Approve the Consent Agenda.

Councilor Alexander Seconded the Motion.

The Item was Recommended to the City Council Consent Agenda.

- 28) A Resolution authorizing the Mayor to submit to the U.S. Department of Housing and Urban Development on or before May 15, 2022 the City's Final Action Plan-One Year Use Of Funds Submission for the period July 1, 2022 - June 30, 2023 in accordance with the Consolidated Formula Allocation Budget authorized herein, and further authorizing the City's Authorized Official to enter into necessary agreements under the Community Development Block Grant Program (CDBG), HOME Investment Partnership Program (HOME), Housing and Urban Development Emergency Solutions Grant Program (HUD ESG) and Housing Opportunities for Persons With AIDS Program (HOPWA), to acquire services as authorized herein.

Submitted by: Christopher Hatcher Department: Community Development Extension: 2723

Funding Source: Federal Funds/HUD

Amount: \$9,654,244.00

Action Taken:

Councilor Alexander Motioned to Approve the City Council Agenda.

Councilor Abbott Seconded the Motion.

The Item was Recommended to the City Council Agenda.

- 29) A Resolution pursuant to §11-47-19, Code of Alabama, 1975 authorizing the Mayor to expend funds in an amount not to exceed \$2,500.00 to provide lawn maintenance services to the area around the Huffman Neighborhood Association entrance sign. Said funds to come from the Huffman Neighborhood Association funds.

Submitted by: Yolanda Lawson Department: Office of City Attorney Extension: 8286

Funding Source: 031_200_12100_12101_15198.540-001 Amount: \$2,500.00 (not to exceed)

Action Taken:

Councilor Alexander Motioned to Approve the City Council Agenda.

Councilor Abbott Seconded the Motion.

The Item was Recommended to the City Council Agenda.

- 30) A Resolution authorizing the Mayor to execute and deliver an agreement with MG Creative in an amount not to exceed \$12,000.00 to provide the following goods or services to the City: To provide media services that will assist the City of Birmingham Council District #4 constituents and community engagement efforts to promote and enhance growth and service within the City of Birmingham District #4. These services will begin January 31, 2022 and conclude no later than December 31, 2022. Said funds will come from District 4 Discretionary Funds.

Submitted by: Yolanda Lawson Department: Office of City Attorney Extension: 8286

Funding Source: District 4 Discretionary Funds Amount: \$12,000.00 (not to exceed)

Action Taken:

Councilor Alexander Motioned to Approve the City Council Agenda.

Councilor Abbott Seconded the Motion.

The Item was Recommended to the City Council Agenda.

31. **Adjournment**

Councilor Alexander Motioned to Adjourn.

Councilor Abbott Seconded the Motion.

The Meeting was Adjourned.