



JOINT PUBLIC IMPROVEMENTS AND BEAUTIFICATION AND SPECIAL CALLED COMMITTEE OF THE WHOLE MEETING  
TUESDAY, MAY 3, 2022 | 2:00 P.M.  
CITY COUNCIL CHAMBERS

## MINUTES

COUNCIL PRESIDENT PRO TEM CRYSTAL N. SMITHERMAN, COMMITTEE CHAIR  
COUNCILORS VALERIE A. ABBOTT & J. T. MOORE, COMMITTEE MEMBERS

**Councilor(s) Present:** Smitherman, Abbott, Moore

- **Call to Order – Chairperson, Councilor Crystal N. Smitherman**  
The Meeting was called to order by the Committee Chair, Council President Pro Tem Smitherman.
- **Approval of Agenda**  
The Agenda was Adopted as Presented.
- **Approval of Minutes:**  
Action Taken:  
The Minutes were deferred until the next scheduled Public Improvements and Beautification Committee Meeting.
- **New Business**  
**Request for Favorable Recommendation, Roderick Lowe**  
**Item 1: SUB2022-00023**  
A request for a favorable recommendation regarding the vacation of 23,348 square feet of right of way AND a request for approval of a Final Plat combining vacated right-of-way and acreage into 25 lots with the dedication of Sydney Drive, Sydney Grand, and Sydney Trail called THE GRAND OF OXMOOR PHASE 1.  
Action Taken:  
Councilor Moore Motioned to Approve the Item.  
Councilor Abbott Seconded the Motion.  
Item Recommended to the City Council Consent Agenda.
- **Request for Review of Property, Artemus Willis**  
**Item 2:** A request for the Public Improvement Committee to review property that has 0 voided repair permits. **836 58<sup>TH</sup> Street Ensley.** On April 19, 2022, **Mr. Edwin Escalona 159 Elgin Lane SW Conyers, GA 30012,** submitted an application for a Special Repair Permit. This property was condemned by City Council on April 19, 2022.  
Action Taken:  
Councilor Moore Motioned to Approve the Item.  
Councilor Abbott Seconded the Motion.  
Item Recommended to the City Council Consent Agenda.
- **Item 3:** A request for the Public Improvement Committee to review property that has 0 voided repair permits. **12 Center Place North Building 12.** On October 8, 2021, **Mr. Frank Walker 401 Campbell Drive Tuskegee, AL 36083,** submitted an application for a Special Repair Permit. This property was condemned by City Council on January 5, 2021.  
Action Taken:  
Councilor Moore Motioned to Delay the Item.  
Councilor Abbott Seconded the Motion.  
Item Delayed for 30 Days.

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**Item 4:** A request for the Public Improvement Committee to review property that has 0 voided repair permits. **12 Center Place North Building 16.** On October 8, 2021, **Mr. Frank Walker 401 Campbell Drive** Tuskegee, AL 36083, submitted an application for a Special Repair Permit. This property was condemned by City Council on January 5, 2021.

**Action Taken:**

**Councilor Moore Motioned to Delay the Item.**

**Councilor Abbott Seconded the Motion.**

**Item Delayed for 30 Days.**

**Item 5:** A request for the Public Improvement Committee to review property that has 0 voided repair permits. **12 Center Place North Building 20.** On October 8, 2021, **Mr. Frank Walker 401 Campbell Drive** Tuskegee, AL 36083, submitted an application for a Special Repair Permit. This property was condemned by City Council on January 5, 2021.

**Action Taken:**

**Councilor Moore Motioned to Delay the Item.**

**Councilor Abbott Seconded the Motion.**

**Item Delayed for 30 Days.**

**Item 6:** Request for the approval of a Right of Entry Agreement between the City of Birmingham and Alabama Power Company, regarding granting permission to enter certain properties owned by the City of Birmingham to install electrical facilities for the Birmingham Rapid Transit Bus Stops and Small Cell Tower Sites, at various locations around the greater Birmingham area to serve the World Games 2022, an 11-day international, multi-sport event. The electrical facilities will be installed on City of Birmingham owned properties and in the public rights of way as shown on the attached work sketches and site plans in Exhibit A.

**Action Taken:**

**Councilor Abbott Motioned to Approve the Item.**

**Councilor Moore Seconded the Motion.**

**Item Recommended to the City Council Consent Agenda.**

**Item 7:** Request for the approval of a Right of Way Encroachment License Agreement between the City of Birmingham and Iron Gear II, LLC, regarding granting permission to encroach on certain properties owned by the City of Birmingham for an existing concrete loading dock, an existing metal awning and an existing concrete landing. The owner recently purchased the subject property for the new Material Handling Company, located at 3228 6th Avenue North, for the repair, maintenance and sales of forklifts. All the aforementioned structures are abutting or adjacent to the exterior of the building and will encroach into and upon the rights of way of 33rd Street North and 6th Avenue Alley North, as shown on the attached Exhibit A.

**Action Taken:**

**Councilor Abbott Motioned to Approve the Item.**

**Councilor Moore Seconded the Motion.**

**Item Recommended to the City Council Consent Agenda.**

**Item 8:** The Right of Way Encroachment License Agreement between the City of Birmingham and Red Mountain Theatre Company, LLC, regarding the proposed installation of four (4) outward swinging doors, six (6) awnings, three (3) gates and two (2) grease traps with sampling vault, which will project from exterior of building located at 1625-2<sup>nd</sup> Avenue, South for the purpose of a theatrical performance space, circulation space, rehearsal space, associated support and storage spaces, and also a future restaurant tenant, as shown on the attached Exhibit A.

**Action Taken:**

**Councilor Abbott Motioned to Approve the Item.**

**Councilor Moore Seconded the Motion.**

**Item Recommended to the City Council Consent Agenda.**

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**Item 9:** A Multi-Use Trail Easement Agreement, under which **Louis Holdings, LLC** will grant to the City, a non-exclusive easement for public trail purposes over and across a portion of property located at 4330 3<sup>rd</sup> Avenue South, related to the “Hugh Kaul Trail.”

**Action Taken:**

**Councilor Moore Motioned to Approve the Item.**

**Councilor Abbott Seconded the Motion.**

**Item Recommended to the City Council Consent Agenda.**

**Item 10:** A Multi-Use Trail Easement Agreement, under which **BDI, Inc.** will grant to the City, a non-exclusive easement for public trail purposes over and across a portion of property located at 200 42<sup>nd</sup> Street South, related to the “Hugh Kaul Trail.”

**Action Taken:**

**Councilor Moore Motioned to Approve the Item.**

**Councilor Abbott Seconded the Motion.**

**Item Recommended to the City Council Consent Agenda.**

**Item 11:** A Multi-Use Trail Easement Agreement, under which **Avonwood Terrace, LLC** will grant to the City, a non-exclusive easement for public trail purposes over and across a portion of property located at 4344 3<sup>rd</sup> Avenue South, related to the “Hugh Kaul Trail.”

**Action Taken:**

**Councilor Moore Motioned to Approve the Item.**

**Councilor Abbott Seconded the Motion.**

**Item Recommended to the City Council Consent Agenda.**

- **Adjourn**

**Councilor Abbott Motioned to Adjourn.**

**Councilor Moore Seconded the Motion.**

**The Meeting was Adjourned.**