

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

October 25, 2022 – 9:30 A.M.

WEBSITE ADDRESS: www.birminghamal.gov

**INVOCATION: Reverend Dr. John L. Cantelow III, D.Min., Pastor
Sixth Avenue Baptist Church**

PLEDGE OF ALLEGIANCE: Councilor LaTonya Tate

ROLL CALL

MINUTES NOT READY: June 7, 2022 – October 18, 2022

COMMUNICATIONS FROM THE MAYOR

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

P(ph)

ITEM 1.

An Ordinance “TO FURTHER AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2022-00005**) to change zone district boundaries from “Q”D-5 Qualified Multiple Dwelling District to “C”-2 Qualified General Commercial District, filed by C. Randall Minor of Maynard Cooper and Gale on behalf of the owner, Crowne at Cahaba Associates, Limited Partnership, for the property located at 5050 Cahaba River Road and situated in the NW ¼ of Section 35, Township 18-S, Range 2-West, and the **hearing** of all interested parties. [**Second Reading**] (Submitted by Councilor Abbott, Chair, Planning and Zoning Committee) (Recommended by the Z.A.C. and the Planning and Zoning Committee) **

P(ph)

ITEM 2.

An Ordinance “TO FURTHER AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2022-00009**) to change zone district boundaries from MU-D Mixed-Use Downtown District to D-4 Medium Density Residential District, filed by Becky Carpenter with Corporate Realty Development, on behalf of the owner, Northside Redevelopment LLC; for the property located at 1710 26th Street North and situated in the SW ¼ of Section 24, Township 17-S, Range 3-West, and the **hearing** of all interested parties. [**Second Reading**] (Submitted by Abbott, Chair, Planning and Zoning Committee) (Recommended by the Z.A.C. and the Planning and Zoning Committee)**

CONSENT(ph)

ITEM 3.

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)

- 2 22-01-3-11-04.000-RR; 5313 LEWISBURG RD, LOT 5 BLK 8 G R HARSH SUR 5/44,
- 5 22-12-4-06-03.000-RR; 4105 FRED L SHUTTLESWORTH DR, LOT 34-35 ROSE PARK RESUR OF LOTS 32-33 & 34 BLK 1,
- 6 22-12-4-06-04.000-RR; 4103 FRED L SHUTTLESWORTH DR, LOT 32-A & 33-A ROSE PARK RESUR OF LOTS 32-34 BLK 1 BLK 1 66/23,

- 7 22-13-1-01-05.000-RR; 4077 FRED L SHUTTLESWORTH DR, LOTS 1-2 & 3 BLK 2 ROSE PARK,
- 9 22-24-4-19-02.000-RR; 3311 NORWOOD BLVD, LOT 15 BLK 7 BHAM RLTY COS ADD NO 4,
- 11 22-24-4-20-11.000-RR; 1401 32ND ST N, LOT 25 BLK 20 BHAM RLTY COS ADD NO 4,
- 12 22-24-4-20-26.000-RR; 1300 33RD ST N, S 45 FT OF E 90 FT OF LOT 1 BLK 20 BHAM RLTY COS ADD NO 4,
- 13 22-24-4-23-10.000-RR; 1405 29TH ST N, N 50 FT OF LOT 19 BLK 28 BHAM RLTY COS ADD NO 4,
- 14 22-34-4-19-21.000-RR; 464 2ND ST N, S 30 FT OF LOTS 1-2 BLK 14 MAP OF (SOUTH) SMITHFIELD,
- 15 22-34-4-19-22.000-RR; 466 2ND ST N, S 30 FT OF N 160 FT OF LOTS 1 & 2 BLK 14 MAP OF (SOUTH) SMITHFIELD ADD TO BHAM KNOWN AS (SOUTH) SMITHFIELD -TAX E-,
- 16 23-07-3-11-10.000-RR; 3517 43RD AVE N, LOT 12 BLK 4 HARRIMAN PARK,
- 17 23-07-3-11-11.000-RR; 3513 43RD AVE N, LOTS 10 & 11 BLK 4 HARRIMAN PARK,
- 18 23-07-3-12-09.000-RR; 3525 42ND AVE N, LOT 4 BLK 1 ROSE PARK,
- 22 23-11-3-14-22.000-RR; 8040 5TH AVE S, LOT 11 BLK 126 EAST LAKE,
- 23 23-11-4-38-12.000-RR; 521 80TH ST S, LOT 3 BLK 33 SO HGLDS OF EAST LAKE,
- 25 23-14-1-16-01.000-RR; 728 79TH ST S, LOT 14-A TOLENS RESUR PB 219 PG 31 OF LOTS 14 THRU 16 BLK 21 SO HIGHLANDS OF EAST LAKE,
- 26 23-14-1-16-01.001-RR; 7833 7TH CT S, LOT 15-A TOLENS RESUR PB 219 PG 31 OF LOTS 14 THRU 16 BLK 21 SO HIGHLANDS OF EAST LAKE,
- 28 23-14-2-34-01.000-RR; 7620 2ND AVE S, LOT 6 BLK 7 EAST LAKE,
- 29 23-15-1-36-03.000-RR; 110 73RD ST S, SE 66.9 FT OF LOT 10 BLK 3 EAST LAKE,
- 32 23-18-1-10-02.000-RR; 3831 39TH CT N, LOT 23 BLK 3 HIGH CLIFF LD COS ADD TO BOYLES,
- 33 23-19-3-12-11.000-RR; 1101 35TH AVE N, LOT 13 BLK 2 EAST NORWOOD EXC SE 30 FT,
- 34 23-19-4-23-04.000-RR; 823 37TH PL N, LOT 15 BLK 9 E BHAM,
- 35 23-19-4-23-04.001-RR; 827 37TH PL N, LOT 14 BLK 9 EAST BHAM,

- 36 23-27-3-05-18.000-RR; 5917 SOUTHCREST RD, LOT 19 BLK 8 CRESTWOOD HIGHLANDS 3RD SECTOR,
- 37 29-03-1-23-19.000-RR; 808 1ST ST SW, LOT 10 BLK 4 2ND ADD TO ARLINGTON EXC W 5 FT 15/30,
- 38 29-06-4-25-01.000-RR; 1829 WARRIOR RD, LOT 15 BLK 1 CENTRAL PARK HGLDS,
- 39 29-06-4-25-02.000-RR; 1825 WARRIOR RD, LOT 16 BLK 1 CENTRAL PARK HIGHLANDS,
- 40 29-08-1-12-15.000-RR; 1828 FULTON AVE SW, LOT 16 BLK 3 OAKWOOD PLACE 1ST ADD,
- 41 29-08-1-13-14.000-RR; 1880 FULTON AVE SW, LOT 16 BLK 8 OAKWOOD PLACE 1ST ADD,
- 43 29-08-1-13-17.000-RR; 1868 FULTON AVE SW, LOT 19 BLK 8 OAKWOOD PLACE 1ST ADD,
- 46 29-08-1-14-20.000-RR; 1900 FULTON AVE SW, LOT 20 BLK 6 OAKWOOD ESTATES 28/48,
- 50 29-09-3-02-02.000-RR; 1633 JEFFERSON AVE, LOT 4-A J T DEJARNETTS SUBDIV RESUR OF ALL LOTS 3-4 & 5 EXC S 2.5 FT OF E 77 FT,
- 51 29-09-3-02-05.000-RR; 1640 ALEMEDA AVE, LOT 9 DEJARNETT SUR,
- 52 29-09-3-03-45.000-RR; 1704 JEFFERSON AVE, LOT 3-A BLK A OF A RESUR OF LOTS 1 THRU 4 BLK A J T MULLIN ADD TO BEVERLY PLACE 137/19,
- 53 29-09-3-03-50.000-RR; 1676 JEFFERSON AVE, LOTS 3 THUR 7 BLK B J T MULLINS ADD TO BEVERLY PLACE LESS PT IN JEFFERSON AVE R/W,
- 54 29-09-3-03-55.000-RR; 1628 JEFFERSON AVE, LOT 4 K J EVERS ADD TO BEVERLY PL LESS PT IN JEFFERSON AVE R/W,
- 55 29-09-3-08-02.000-RR; 1649 ALEMEDA AVE SW, LOT 18 BLK 2 BEVERLY PLACE,
- 56 29-09-3-08-03.000-RR; 1653 ALEMEDA AVE SW, LOT 17 BLK 2 BEVERLY PLACE,
- 57 29-09-3-08-04.000-RR; 1657 ALEMEDA AVE SW, LOT 16 BLK 2 BEVERLY PLACE,
- 58 29-09-3-08-05.000-RR; 1661 ALEMEDA AVE SW, LOT 15 BLK 2 BEVERLY PLACE,
- 59 29-09-3-08-07.000-RR; 1669 ALEMEDA AVE SW, LOT 13 BLK 2 BEVERLY PLACE,
- 60 29-09-3-08-08.000-RR; 1673 ALEMEDA AVE, LOT 12 BLK 2 BEVERLY PLACE,
- 61 29-09-3-08-17.000-RR; 1228 16TH WAY SW, LOT 6 BLK 2 BEVERLY PLACE,

- 62 29-09-4-12-04.000-RR; 1317 16TH ST SW, LOT 2 BLK 1 MCFARLINS ADD TO WEST END 17/27,
- 63 29-09-4-12-04.001-RR; 1321 16TH ST SW, LOT 3 BLK 1 MCFARLINS ADD TO WEST END 17/27,
- 64 29-09-4-13-03.000-RR; 1209 16TH ST SW, LOT 430 BLK 18 CLEVELAND,
- 65 29-09-4-13-04.000-RR; 1213 16TH ST SW, LOT 429 BLK 18 CLEVELAND ,
- 66 29-09-4-13-05.000-RR; 1217 16TH ST SW, LOT 428 BLK 18 CLEVELAND,
- 67 29-09-4-16-03.000-RR; 1124 16TH ST SW, LOT 25 DEJARNETTE SUR,
- 68 29-09-4-17-02.000-RR; 1621 ALEMEDA AVE SW, N W 1/2 OF LOT 18 J T DE JARNETTE SUR,
- 69 29-09-4-17-03.000-RR; 1625 ALEMEDA AVE SW, N 1/2 LOT 19 J T DE JARNETTE,
- 70 29-09-4-17-04.000-RR; 1629 ALEMEDA AVE SW, NW 125 FT OF LOT 20 DE JARNETTE SUR 50 X 125 FT,
- 71 29-09-4-17-05.000-RR; 1635 ALEMEDA AVE SW, LOT 21-A RESUR J T DEJARNETTS SUBDIV LOTS 21 & 22 115/45,
- 72 29-09-4-17-10.000-RR; 1610 BOISE AVE SW, P O B 55.2 FT SW OF N W INTER 16TH PL S W & BOISE AVE TH SW 55.2 FT ALG BOISE AVE TH N W 130.2 FT TH N E 50.6 FT TH SE 144.7 FT TO P O B BEING PT LOT 18 DE JARNETTES SUB,
- 74 29-09-4-18-14.000-RR; 1253 16TH PL SW, LOT 64 BLK 3 TODD & FEAGIN,
- 75 29-09-4-18-15.00-RR; 1257 16TH PL SW, LOT 65-A TODD & FEAGIN RESUR OF LOTS 65-66-67 BLK 3,
- 76 29-09-4-20-12.000-RR; 1698 DENNISON AVE, LOT 26 BLK 1 TODD & FEAGIN,
- 77 29-09-4-20-15.000-RR; 1688 DENNISON AVE, LOTS 22+23 BLK 1 TODD & FEAGIN FEAGIN SUR,
- 78 29-09-4-20-16.000-RR; 1680 DENNISON AVE, LOT 21 BLK 1 TODD & FEAGIN,
- 79 29-09-4-20-17.000-RR; 1676 DENNISON ST, LOT 20 BLK 1 TODD & FEAGIN SUR,
- 80 29-09-4-20-20.000-RR; 1664 DENNISON ST, LOT 17 BLK 1 TODD & FEAGIN,
- 81 29-09-4-20-21.000-RR; 1660 DENNISON AVE, LOT 16 BLK 1 TODD & FEAGIN SUR,
- 82 29-09-4-20-26.000-RR; 1640 DENNISON AVE, LOT 11 BLK 1 TODD & FEAGIN ADD TO CLEVELAND,
- 83 29-09-4-20-28.000-RR; 1628 DENNISON AVE, LOT 8 BLK 1 TODD & FEAGIN,

- 84 29-09-4-20-32.000-RR; 1608 DENNISON AVE, E 45 FT OF LOT 5 BLK 1 TODD & FEAGIN,
- 85 29-09-4-21-21.000-RR; 1313 16TH PL SW, LOT 24 BLK 2 HALL'S ADD TO WEST END,
- 86 29-09-4-21-70.000-RR; 1324 16TH ST SW, LOT 1 BLK 1 HALLS ADD,
- 87 29-16-2-13-07.000-RR; 1413 MIMS ST SW, P O B 150 FT S OF THE SE INTER OF SW LINCOLN AVE & MIMS ST SW TH S 78 FT ALG MIMS ST SW TH NE 148 FT S TO ALLEY TH N 52 FT ALG ALLEY TH W 134.8 FT TO P O B BEING LOT 4 & PT OF LOT 5 BLK 6 WEST END HGLDS,
- 88 29-16-2-13-17.000-RR; 1509 MIMS ST SW, LOT 15 BLK 6 WEST END HGLDS 18/26,
- 89 29-16-2-14-28.000-RR; 1512 MIMS ST SW, LOT 33 BLK 5 WEST END HGLDS,
- 90 29-16-2-14-38.000-RR; 1416 MIMS ST SW, P O B 250 FT S OF THE SW INTER OF SW LINCOLN AVE & SW MIMS ST TH S 6 FT ALG SW MIMS ST TH SW 150 FT S TO ALLEY TH N 72.5 FT ALG ALLEY TH E 135 FT TO P O B BEING PT OF LOTS 42 & 43 BLK 5 WEST END HGLDS,
- 91 29-16-3-01-68.000-RR; 224 EAST ANN DR SW, LOT 89 BLK 6 POWDERLY HILLS,
- 92 29-16-3-01-70.000-RR; 232 EAST ANN DR SW, LOT 87 BLK 6 POWDERLY HILLS,
- 93 29-16-3-01-72.000-RR; 240 EAST ANN DR SW, LOT 85 BLK 6 POWDERLY HILLS,
- 94 29-16-3-01-84.000-RR; 221 WEST ANN DR SW, LOT 9 BLK 5 POWDERLY HILLS,
- 95 29-16-3-02-19.000-RR; 1613 MIMS ST SW, LOT 5 & N 10 FT OF LOT 6 BLK 9 WEST END HGLDS,
- 96 29-16-3-02-23.000-RR; 1629 MIMS ST SW, S 10 FT OF LOT 9 & ALL OF LOT 10 BLK 9 WEST END HGLDS,
- 97 29-16-3-08-01.000-RR; 105 EAST ANN DR SW, LOT 20 BLK 4 POWDERLY HILLS 33/96,
- 98 29-16-3-09-02.000-RR; 204 WEST ANN DR SW, LOT 9 BLK 3 POWDERLY HILLS,
- 99 29-16-3-09-03.000-RR; 208 WEST ANN DR SW, LOT 8 BLK 3 POWDERLY HILLS,
- 102 29-17-4-04-05.000-RR; 1617 19TH PL SW, LOT C BLK 6 WEST END HILLS RESUR OF BLKS 1 & 2 ALSO A PT OF BLKS 3-6 & 8,
- 108 29-17-4-05-23.000-RR; 2212 NORTHLAND AVE SW, LOT 6 BLK 5 OAKVALE,

- 109 29-17-4-05-27.000-RR; 1317 24TH ST SW, THE W 105 FT OF LOTS 1 2 3 BLK 5 OAKVALE,
- 110 29-17-4-06-06.000-RR; 2017 NORTHLAND AVE SW, LOT 22 BLK 6 OAKVALE,
- 112 29-17-4-06-08.000-RR; 2025 NORTHLAND AVE SW, LOT 20 BLK 6 OAKVALE,
- 113 29-17-4-06-10.000-RR; 2033 NORTHLAND AVE SW, LOT 18 BLK 6 OAKVALE,
- 114 29-17-4-06-12.000-RR; 2105 NORTHLAND AVE SW, LOT 16 BLK 6 OAKVALE,
- 115 29-17-4-06-19.000-RR; 2201 NORTHLAND AVE SW, LOT 9 BLK 6 OAKVALE,
- 116 29-17-4-06-20.000-RR; 2205 NORTHLAND AVE SW, LOT 8 BLK 6 OAKVALE,
- 117 29-17-4-06-22.000-RR; 2213 NORTHLAND AVE SW, LOT 6 BLK 6 OAKVALE,
- 118 29-17-4-06-23.000-RR; 2217 NORTHLAND AVE SW, LOT 5 BLK 6 OAKVALE,
- 119 29-17-4-06-27.000-RR; 1409 24TH ST SW, LOT 3 BLK 6 OAKVALE & N 12 FT OF LOT 1 BLK 1 SILVER LAKE LAND CO ADD TO COLLEGE PARK,
- 121 29-17-4-06-47.000-RR; 2036 MAYFIELD AVE SW, LOT 23 BLK 1 SILVER LAKE LAND CO ADD TO COLLEGE PARK,
- 124 29-17-4-06-55.000-RR; 2004 MAYFIELD AVE SW, LOT 31 BLK 1 SILVER LAKE LD COS ADD TO COLLEGE PARK,
- 125 29-17-4-07-01.000-RR; 1504 21ST ST SW, LOTS 11 & 12 BLK 4 SILVER LAKE LD CO ADD TO COLLEGE PARK,
- 126 29-17-4-07-04.000-RR; 1509 22ND ST SW, LOT 3 BLK 4 SILVER LAKE LAND CO ADD TO COLLEGE PARK,
- 127 29-17-4-07-17.000-RR; 1517 23RD ST SW, LOT 5 BLK 3 SILVER LAKE LD CO ADD TO COLLEGE PARK,
- 128 29-17-4-07-23.000-RR; 1501 24TH ST SW, LOT 1 BLK 2 SILVER LAKE LD CO ADD TO COLLEGE PK ALSO A STRIP 100 FT S X 134.8 FT D 140 FT S LYING S OF & ADJACENT TO SD LOT,
- 129 29-17-4-07-45.000-RR; 1528 21ST ST SW, LOT 22 BLK 2 NABERS LD COS 3RD ADD TO COLLEGE PARK,
- 130 29-17-4-08-09.000-RR; 1504 20TH PL SW, LOT 10 BLK 5 SILVER LAKE LAND COS ADD TO COLLEGE PARK 17/11,
- 131 29-17-4-08-09.001-RR; 1508 20TH PL SW, N 1/2 OF LOT 9 BLK 5 SILVER LAKE LAND COS ADD TO COLLEGE PARK 17/11,
- 132 29-17-4-08-14.000-RR; 1517 21ST ST SW, LOT 5 BLK 5 SILVER LAKE LAND CO ADD TO COLLEGE PARK,
- 133 29-17-4-21-09.000-RR; 1904 HENRY CRUMPTON DR SW, LOT 11 BLK 2 POWDERLY HILLS,

- 134 29-17-4-21-17.000-RR; 1936 HENRY CRUMPTON DR SW, LOT 19 BLK 2 POWDERLY HILLS,
- 135 29-17-4-23-09.000-RR; 1921 HENRY CRUMPTON DR SW, LOT 27 BLK 3 POWDERLY HILLS,
- 136 29-17-4-23-21.000-RR; 128 WEST ANN DR SW, LOT 15 BLK 3 POWDERLY HILLS,
- 137 29-17-4-23-25.000-RR; 144 WEST ANN DR SW, LOT 11 BLK 3 POWDERLY HILLS,
- 138 29-17-4-27-04.000-RR; 141 WEST ANN DR SW, LOT 4 BLK 1 POWDERLY HILLS,
- 139 29-17-4-27-07.000-RR; 129 WEST ANN DR SW, LOT 7 BLK 1 POWDERLY HILLS,
- 140 29-17-4-28-02.000-RR; 2005 DORA ST SW, LOT 3 BLK 5 POWDERLY HILLS,
- 144 29-18-1-02-61.000-RR; 1528 64TH ST, LOT 2 BLK 7 DOBBINS BROS CENTRAL PARK ADD-2ND SECTOR,
- 147 29-18-1-09-14.000-RR; 6009 COURT O, LOT 2 BLK 4 DOBBINS BROS CENTRAL PARK ADD-2ND SECTOR,
- 150 29-18-1-12-03.000-RR; 6105 AVENUE O, LOT 6 BLK 2 DOBBINS BROS CENTRAL PARK ADD 1ST SECTOR,
- 153 29-18-1-13-12.000-RR; 6204 COURT O, LOT 8 BLK 1 DOBBINS BROS CENTRAL PARK 2ND SECTOR,
- 154 29-18-1-14-03.000-RR; 1521 MEADOW LN, LOT 2 BLK 6 DOBBINS BROS CENTRAL PARK ADD - 2ND SECTOR,
- 157 29-18-1-15-02.000-RR; 1517 64TH ST, LOT 2 BLK 3 PLEASANT VALLEY LAND & MFG CO ENTERPRISE TRACT,
- 158 29-18-1-16-03.000-RR; 1533 64TH ST, LOT 6 BLK 2 PLEASANT VALLY LAND & MFG CO ENTERPRISE TRACT,
- 160 29-18-2-02-40.000-RR; 1316 PINEVIEW RD, LOT 8 BLK 7 GARBER-COOK & HULSEY 2ND ADD TO GREEN ACRES,
- 162 29-18-3-07-17.000-RR; 1424 66TH ST W, LOT 17 BLK 2 WEST PARK ESTS 2ND SECT,
- 164 29-18-3-09-16.000-RR; 1424 BRIGHTON RD, LOT 19 BLK 8 WEST PARK ESTATES 2ND SECTOR,
- 168 29-18-3-15-32.000-RR; 1417 BRIGHTON RD, LOT 19 BLK 8 WEST PARK ESTATES 2ND SECTOR,
- 170 29-18-4-31-03.000-RR; 3127 CLEBURN AVE, LOT 6 7 8 9 10 KATHRINE I SIMMONS ADD TO POWDERLY,

171 30-12-1-35-11.000-RR; 4716 AVENUE I, LOT 16 BLK 10 RIDGEWAY CORNER
PB 16 PG 84,

P

ITEM 4.

An Ordinance authorizing the Birmingham Chief of Police to execute a one (1) year Agreement beginning October 1, 2022, and ending September 30, 2023, between the **Alabama Law Enforcement Agency (ALEA) for the State Bureau of Investigation** and the City of Birmingham for its Birmingham Police Department, for the City's participation in the Alabama Drug Enforcement Task Force (ADETF) and for distribution and receipt of funds and property forfeited as a result of investigations by ADETF. **[Second Reading]** (Submitted by the Mayor) (Recommended by the Chief of Police) (Did Not Receive Unanimous Consent; Held Over From 10/18/22 to 10/25/22) **

ITEM 5.

A Resolution approving and authorizing the Mayor to execute for and as the act of said City, a Housing Investment Partnerships Program and Development Agreement between the City of Birmingham and **Housing Reinvestment Corporation of America**, under which Housing Reinvestment Corporation of America will be awarded funds under the "HOME Investment Partnerships Program" and the "American Rescue Plan Act," for the purpose of (i) constructing sixteen (16) affordable single-family new construction units in the Woodlawn Community; (ii) on-site infrastructure improvements; and (iii) mortgage assistance, for the development of the project, for an amount not to exceed \$892,182.00. (Submitted by the City Attorney) (Recommended by the Director of Community Development) (Deferred from 10/11/22 to 10/25/22) **

ITEM 6.

A Resolution approving and authorizing the Mayor to execute for and as the act of said City, all documents necessary to provide a Community Development Block Grant (CDBG) small business loan in the amount of \$30,730.91, for a term of up to ten (10) years, at an interest rate for five percent (5%) to **Kellen Mataafa**, for financing for eligible costs associated with the Zephyr Barber project located at 213 25th Street North, Birmingham. (Submitted by the City Attorney) (Recommended by the Director of Community Development) (Deferred from 10/11/22 to 10/25/22)**

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS**P****ITEM 7.**

An Ordinance rescinding Ordinance No. 21-114, adopted by the Council on August 3, 2021, authorizing the Mayor to execute a Redevelopment Agreement with **the Jones Group, LLC**, under which the Jones Group would undertake a project at real property located at 1445 Hibernian Street, Birmingham, which is the site of the former Scott Elementary School, to remodel the property and surrounding grounds to use as its company headquarters, converting the property into a useful and attractive commercial office space and the City would transfer title to and make the property available for redevelopment at a use value of \$30,000.00, because after a review of the costs to bring Scott School to a point of occupancy the Jones Group decided that the project would be cost prohibitive. **[First Reading]** (Submitted by the City Attorney) (Recommended by the Mayor) **

CONSENT**ITEM 8.**

A Resolution authorizing the Mayor to enter into a Right of Way Encroachment License Agreement whereby **Aptitude Birmingham, LLC** is allowed to install brick pavers, sidewalks, ornamental lights, tree planters, stop signs, ADA parking stalls, crosswalks, updated traffic signals, storm drain connection, sanitary sewer connection and paving, for the purpose of student housing located at 302-13th Street, South, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits and the Public Improvements Committee)

CONSENT**ITEM 9.**

A Resolution, pursuant to §11-40-1 and §16-11-9.1 Codes of Alabama, 1975, authorizing the Mayor to expend funds in an amount not to exceed \$1,000,000.00 to **the Birmingham Board of Education** in support of the following: The Birmingham Board of Education will provide assistance necessary to create a Birmingham City School System based Mental Health Services Program to provide mental health support to every Birmingham City School System campus selected by the Birmingham Board of Education. **[Account Number 001_400_96200_96214.550-003]** (Submitted by the City Attorney) (Recommended by the Mayor) **

CONSENT**ITEM 10.**

A Resolution authorizing the Mayor to execute and deliver a Professional Services Management Agreement with **Birmingham Talks, Inc.**, under which Birmingham Talks will provide early childhood education services to children from birth to five years by executing programs for families at home and educators in childcare centers. Birmingham Talks will (i) use its award-winning curriculum, an innovative talk pedometer (“Fitbit for words”); (ii) provide personalized coaching to bolster early literacy and kindergarten readiness across the City; and (iii) service approximately 3,500 children, impacting all nine (9) City Council districts, putting Birmingham on track to be the country’s largest city-level implementer of early childhood education technology. The fee for these services is not to exceed \$1,000,000.00, for a term of three (3) years. [001_013_05200_05201.527-050-Professional Fees/Other Professional Services] (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT**ITEM 11.**

A Resolution authorizing the Mayor to execute and deliver an Agreement with **Cancer Awareness Network for Children, Inc.**, under which Cancer Awareness Network for Children, Inc. will educate, facilitate, and provide community health activity forum(s) to empower those in the City of Birmingham that have been directly or indirectly affected by Cancer. The Cancer Awareness program(s) will provide aid to families and patients in need as a result of the diagnosis. The fee for the services is not to exceed total funds in the amount of \$2,000.00, inclusive of any reimbursable expenses, for a term from October 3, 2022 through June 30, 2023. Said total funds will come from District #7 Discretionary Funds. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT**ITEM 12.**

A Resolution authorizing the Mayor to execute an Event Sponsorship Agreement with **ESPN Productions Inc., (“ESPN”)**, under which ESPN shall plan, implement, and host the NCAA TicketSmarter Birmingham Bowl (“Birmingham Bowl”) Football Game in Birmingham, Alabama on December 27, 2022 at Protective Stadium. The TicketSmarter Birmingham Bowl is expected to bring college athletics, numerous fans, visitors, and officials from outside the City and will create and foster community pride while providing recreation and entertainment opportunities for attendees, bring jobs and have a positive economic impact for the City. For ESPN hosting the Birmingham Bowl in Birmingham, the City will provide sponsorship incentives to ESPN not to exceed \$200,000.00 in accordance with Amendment No. 772. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT**ITEM 13.**

A Resolution authorizing the Mayor to enter into a Memorandum of Understanding Agreement whereby **the Fairmont Neighborhood Association** is allowed to install a new entrance sign, bearing the words “Welcome to the Fairmont Neighborhood,” located at 5206 Decatur Highway, 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 Mayor to execute an Agreement with **the Regional Planning Commission of Greater Birmingham (“RPCGB”)** under which the City has applied to receive funding under the Advanced Planning Program and Logical Engineering (“APPLE”) program to be used for the “Shades Creek to Eastwood Trail Study.” The total project cost is \$60,000.00, with a local match from the City, equivalent to 20% of the total project cost, in the amount of \$12,000.00. [**Funding Source: 031_205_04220.542-001**] (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT**ITEM 15.**

A Resolution approving and authorizing the Mayor to execute a Vendor Agreement with **the University of Alabama Health Services (“UAHSF”)** in response to RFP 23-04, under which UAHSF will provide drug screen testing, pre-employment physicals, care for non-emergent on the job injuries and vaccination services, for a term of three (3) years at \$250,000.00 per year for a total amount of up to, but not to exceed \$750,000.00. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT**ITEM 16.**

A Resolution, pursuant to §11-40-1, §11-47-130, *et seq.*, §22-3-11 and §38-2-9 Codes of Alabama, 1975, authorizing the Mayor to contract with **Village Creek Human and Environmental Justice Society** in an amount not to exceed \$500.00, for them to provide neighborhood engagement through cleanups around the Village Creek watershed using students and residents while educating the residents on the importance of a healthy clean neighborhood with the City of Birmingham, said funds to come from the Ensley Neighborhood Association Funds. (Submitted by the City Attorney) (Recommended by the Mayor)

CONSENT**ITEM 17.**

A Resolution authorizing the Mayor to enter into a Memorandum of Understanding Agreement whereby **the Wahouma Neighborhood Association** is allowed to install and maintain (1) one two-sided, aluminum neighborhood entrance sign on City property located at the northeast corner of the intersection of 64th Street North and First Avenue North, abutting or adjacent to 6400 First Avenue North, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits and the Public Improvements Committee)

CONSENT**ITEM 18.**

A Resolution, pursuant to §11-47-19, Code of Alabama, 1975, authorizing the Mayor to expend funds in an amount not to exceed \$2,687.60 to purchase “No Dumping Signs”. The locations of the signs have not been determined. Said funds to come from the Arlington West End Neighborhood Association Funds. (Submitted by the City Attorney) (Recommended by the Mayor)

ITEM 19.

A Resolution appointing one (1) member to **the Birmingham Parking Authority** for a term beginning November 1, 2022. (Submitted by Councilor O’Quinn, Chairman, Transportation Committee) (Recommended by the Transportation Committee)

ITEM 20.

A Resolution nominating two (2) members to **the Birmingham Parks and Recreation Board**, for appointment by the Parks and Recreation Board, one (1) term expiring October 8, 2023 and one (1) term expiring October 8, 2026. (Submitted by Councilor Clarke, Chair, Parks, Recreation and Cultural Arts Committee) (Recommended by the Parks, Recreation and Cultural Arts Committee)

CONSENT

ITEM 21.

A Resolution, pursuant to the provisions of §2-3-27 of the General Code of the City of Birmingham, 1980, as amended, authorizing the City Attorney, upon her recommendation, to settle the lawsuit of ***Stephon Green v. City of Birmingham, 2:20-cv-425-ACA*** (in the United States District Court for the Northern District of Alabama, Southern Division), and authorizing the Mayor, the City Attorney, or one of her assistants, to execute all documents necessary to accomplish the settlement of this claim in an amount not to exceed a total of \$45,000.00 to come from General Ledger No 001-028-01600-534-013. (Submitted by the City Attorney) (Recommended by the Mayor) **

CONSENT

ITEM 22.

A Resolution accepting the unit price bid of **Gillespie Construction LLC**, Jasper, Alabama in the amount of \$186,675.00 for the 2724 – 16th Avenue North Drainage Improvements, this being the lowest responsible and responsive bid submitted, and authorizing the Mayor to enter into a contract with Gillespie Construction LLC, in substantially the form contained within the bid documents and in accordance with said bid, providing that the total compensation payable under the contract not exceed the appropriation. [**Project Codes: DCP157CP 003925 and PEP144CP 003925**] (Submitted by the Mayor) (Recommended by the Director of Capital Projects) (One Bid Submitted)

CONSENT**ITEM 23.**

A Resolution approving payment to **Emergency Equipment Professionals**, Pelham, Alabama, in the amount of \$56,448.00, for the purchase of 3M/Scott Safety Air PAK and Cylinder, in accordance with the Houston-Galveston Area Council (H-GAC) Contract, Contract #EE08-19, for the Birmingham Fire & Rescue Department. [**Appropriated for in FY2022-2023 Budget; G/L Account: 001_022_17000_17401. 518-001**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief)

CONSENT**ITEM 24.**

A Resolution approving payment to **Southern Emergency Consultants**, Roanoke, Alabama, for the purchase of two (2) refurbished 2022 Type 1 F-350 ambulance remount at **\$251,858.00** w/optional features as needed at unit prices on file in the office of the Purchasing Agent for a period not to exceed one (1) year, for the Fire Department based on bid awarded contract #2021-03, by the Savvik Buying Group, St. Cloud, Minnesota, a national governmental purchasing cooperative, and authorizing the Mayor to execute any necessary documents on behalf of the City. [**Appropriated for in FY 2022 - 2023 Budget; G/L Account: 102_000.600-007; Project: EM102CP 0C4006_001**] (Submitted by the Mayor) (Recommended by the Purchasing Agent, the Director of Equipment Management and the Fire Chief)

CONSENT**ITEM 25.**

A Resolution approving payment to **Stivers Ford Lincoln Mercury, Inc.**, Montgomery, Alabama, for the purchase of ten (10) 2023 Ford Maverick Pickup Truck Supercrew XL w/upgrades at **\$247,850.00** w/optional features as needed at the unit prices on file in the office of the Purchasing Agent for a period of one (1) year, for various Departments based on bid awarded contract by the State of Alabama, T- number T191 Master Agreement #MA220000003128-6. [**Appropriated for in the FY 2022-2023 Budget; G/L Account: 102_000.600-007; Project: EM102CP 0C4006_001**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT

ITEM 26.

A Resolution approving payment to **Stivers Ford Lincoln Mercury, Inc.**, Montgomery, Alabama, for the purchase of ten (10) 2023 Ford Maverick Pickup Truck Supercrew XL w/upgrades at **\$419,300.00** w/optional features as needed at the unit prices on file in the office of the Purchasing Agent for a period of one (1) year, for the Police Department based on bid awarded contract by the State of Alabama, T- number T191 Master Agreement #MA220000003121-1. [**Appropriated for in the FY 2022-2023 Budget; G/L Account: 102_000.600-007; Project: EM102CP 0C4006_001**] (Submitted by the Mayor) (Recommended by the Purchasing Agent, the Director of Equipment Management and the Police Chief)

CONSENT

ITEM 27.

A Resolution approving the advanced expense account of appointed officials. (Submitted by the Mayor) (Recommended by the Director of Finance)**

CONSENT

ITEM 28.

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

CONSENT

ITEM 29.

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

CONSENT

ITEM 30.

A Resolution amending Resolution No. 498-22, adopted by the Council March 22, 2022, and declaring noxious and dangerous weeds growing upon certain private property to be a public nuisance, to change the date of the hearing for property owners having any objection to the proposed removal of such weeds from April 26, 2022 to **November 29, 2022**, due the hearing being omitted from the April 26, 2022 Council agenda. (Submitted by the City Attorney) (Recommended by the Director of Planning, Engineering and Permits)

CONSENT

ITEM 31.

A Resolution amending Resolution No. 499-22, adopted by the Council March 22, 2022, and declaring noxious and dangerous weeds growing upon certain private property to be a public nuisance, to change the date of the hearing for property owners having any objection to the proposed removal of such weeds from April 26, 2022 to **November 29, 2022**, due the hearing being omitted from the April 26, 2022 Council agenda. (Submitted by the City Attorney) (Recommended by the Director of Planning, Engineering and Permits)

COMMUNICATIONS FROM THE CITY CLERK

ITEM 32.

Receiving the Emergency Purchase Notice from the Purchasing Agent relative to the extension of emergency repairs for the storm sewer failure at 3448 Cliff Road, Birmingham. **

ITEM 33.

A Resolution authorizing the Purchasing Agent to execute a time extension and increase to emergency contract with **C.P. Construction** due to removal and hauling of a very large tree that obstructs access to a failed storm sewer at 3448 Cliff Road, in accordance with Title 39, Code of Alabama. The total amount of increase shall not exceed \$8,000.00 under the terms of this agreement. (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Capital Projects) **

OLD AND NEW BUSINESS

PRESENTATIONS

REQUEST FROM THE PUBLIC

ADJOURNMENT

NOTE: The following matters were withdrawn:

Those properties declared by Resolution No. 1646-22 on September 20, 2022 to be noxious and dangerous, whereon said weeds have been abated:

- 1 13-14-3-01-25.000-RR; 1224 AMERICANA DR, LOT 5 BLK 4 CALICO 1ST ADD 137/6,
- 3 22-12-4-06-01.000-RR; 4109 FRED L SHUTTLESWORTH DR, LOT 37 ROSE PARK,
- 4 22-12-4-06-02.000-RR; 4107 FRED L SHUTTLESWORTH DR, LOT 36 ROSE PARK,
- 8 22-24-3-11-12.000-RR; 1641 27TH ST N, LOT B BLK 3 RESUR OF BLKS 3 THRU 6 BHAM RLTY COS ADD #9 & 6,
- 10 22-24-4-20-09.000-RR; 1409 32ND ST N, LOT 23 BLK 20 BHAM RLTY COS ADD NO 4,
- 19 23-07-3-12-10.000-RR; 3521 42ND AVE N, LOT 3 BLK 1 ROSE PARK,
- 20 23-07-3-12-11.000-RR; 3517 42ND AVE N, LOT 2 BLK 1 ROSE PARK,
- 21 23-11-2-15-16.000-RR; 8320 1ST AVE S, LOT 6 BLK 152 E LAKE LAND CO,
- 24 23-11-4-38-14.000-RR; 529 80TH ST S, LOT 7 BLK 33 SO HGLDS OF EAST LAKE,
- 27 23-14-1-16-06.000-RR; 7805 7TH CT S, SW 1/2 LOT 24 ALL LOTS 25+26 BLK 21 SOUTH HIGHLANDS OF EAST LAKE,
- 30 23-15-2-04-17.000-RR; 4112 66TH ST N, LOT 21 DELMAR TERRACE,
- 31 23-15-4-02-03.000-RR; 7301 2ND AVE S, LOT 18 BLK 54 EAST LAKE,
- 42 29-08-1-13-15.000-RR; 1876 FULTON AVE SW, LOT 17 BLK 8 OAKWOOD PLACE 1ST ADD,
- 44 29-08-1-13-21.000-RR; 1852 FULTON AVE SW, LOT 23 BLK 8 OAKWOOD PLACE 1ST ADD,
- 45 29-08-1-14-15.000-RR; 1920 FULTON AVE SW, LOT 15 BLK 6 OAKWOOD ESTATES,
- 47 29-08-1-17-01.000-RR; 1849 FULTON AVE SW, LOT 1 BLK 9 OAKWOOD PLACE 1ST ADD,
- 48 29-08-1-17-06.000-RR; 1877 FULTON AVE SW, LOT 8 BLK 9 OAKWOOD PLACE 1ST ADD,
- 49 29-08-1-18-10.000-RR; 1845 FULTON AVE SW, LOT 12 BLK 2 OAKWOOD PLACE 1ST ADD,
- 73 29-09-4-18-03.000-RR; 1209 16TH PL SW, LOT 53 BLK 3 TODD & FEAGIN,

- 100 29-17-1-17-05.000-RR; 1601 19TH PL SW, LOT G BLK 6 RESUR OF A PORTION OF WEST END HILLS OF BLKS 3-6 & 8 49/14,
- 101 29-17-4-04-04.000-RR; 1613 19TH PL SW, LOT D BLK 6 WEST END HILLS RESUR OF BLKS 1 & 2 ALSO A PT OF BLKS 3-6 & 8,
- 103 29-17-4-05-03.000-RR; 2000 NORTHLAND AVE SW, LOT 26 BLK 5 OAKVALE,
- 104 29-17-4-05-05.000-RR; 2008 NORTHLAND AVE SW, LOT 24 BLK 5 OAKVALE,
- 105 29-17-4-05-07.000-RR; 2016 NORTHLAND AVE SW, LOT 22 BLK 5 OAKVALE,
- 106 29-17-4-05-09.000-RR; 2024 NORTHLAND AVE SW, LOT 20 BLK 5 OAKVALE,
- 107 29-17-4-05-12.000-RR; 2100 NORTHLAND AVE SW, LOT 17 BLK 5 OAKVALE,
- 111 29-17-4-06-07.000-RR; 2021 NORTHLAND AVE SW, LOT 21 BLK 6 OAKVALE 13/100,
- 120 29-17-4-06-38.000-RR; 2208 MAYFIELD AVE SW, LOT 12 BLK 1 SILVER LAKE LD CO ADD TO COLLEGE PARK,
- 122 29-17-4-06-48.000-RR; 2032 MAYFIELD AVE SW, LOT 24 BLK 1 SILVER LAKE LD CO ADD TO COLLEGE PARK,
- 123 29-17-4-06-54.000-RR; 2008 MAYFIELD AVE SW, LOT 30 BLK 1 SILVER LAKE LD COS ADD TO COLLEGE PARK,
- 141 29-18-1-02-33.000-RR; 1543 PINEVIEW RD, LOT 15 BLK 5 CENTRAL PARK 3RD SECTOR,
- 142 29-18-1-02-41.000-RR; 6117 COURT O, LOT 2 BLK 5 DOBBINS BROS CENTRAL PARK ADD 2ND SECTOR,
- 143 29-18-1-02-60.000-RR; 6221 COURT O, LOT 1 BLK 7 DOBBINS BROS CENTRAL PARK ADD 2ND SEC,
- 145 29-18-1-08-19.000-RR; 5840 COURT O, LOT 22 BLK 10 PARK COURTS SECOND SECTOR,
- 146 29-18-1-09-12.000-RR; 5841 COURT O, LOT 2 BLK 9 PARK COURTS 2ND SECTOR,
- 148 29-18-1-09-15.000-RR; 6013 COURT O, LOT 1 BLK 4 DOBBINS BROS CENTRAL PARK ADD 2ND SECTOR,
- 149 29-18-1-09-21.000-RR; 1544 PINEVIEW RD, LOT 8 BLK 4 CENTRAL PARK 3RD SECTOR,
- 151 29-18-1-12-04.000-RR; 6109 AVENUE O, LOT 5 BLK 2 DOBBINS BROS CENTRAL PARK ADD 1ST SECTOR,
- 152 29-18-1-13-10.000-RR; 6212 COURT O, LOT 10 BLK 1 DOBBINS BROS CENTRAL PARK ADD 2ND SECTOR,

- 155 29-18-1-14-04.000-RR; 6205 COURT O, LOT 1 BLK 6 DOBBINS BROS CENTRAL PARK ADD-2ND SECTOR,
- 156 29-18-1-15-01.000-RR; 1521 64TH ST, LOT 1 BLK 3 PLEASANT VALLEY LAND & MFG CO ENTERPRISE TRACT,
- 159 29-18-1-16-05.000-RR; 1525 64TH ST, LOT 8 BLK 2 PLEASANT VALLY LAND & MFG CO ENTERPRISE TRACT,
- 161 29-18-3-05-18.000-RR; 6604 AVENUE N, LOT 2 BLK 4 WEST PARK ESTS 49/76,
- 163 29-18-3-08-03.000-RR; 1429 66TH ST W, LOT 5 BLK 7 WEST PARK ESTS 2ND SECTOR,
- 165 29-18-3-11-08.000-RR; 6637 AVENUE N, LOT 10 BLK 3 WEST PARK ESTATES 49/76,
- 166 29-18-3-12-07.000-RR; 1200 BRIGHTON RD, LOT 8 E J SMYER ESTATE GREEN ACRES,
- 167 29-18-3-12-15.000-RR; 6636 AVENUE N, LOT 4 BLK 5 WEST PARK ESTATES 49/76,
- 169 29-18-4-08-01.001-RR; 6505 AVENUE O, LOT 1-A ENTERPRISE TRACT RESUR LOTS 1 THRU 5 & 8 THRU 10 BLK 4,