

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

March 21, 2023 – 9:30 A.M.

WEBSITE ADDRESS: www.birminghamal.gov

INVOCATION: Pastor George Matthews of New Life Interfaith Ministries

PLEDGE OF ALLEGIANCE: Councilor J. T. Moore

ROLL CALL

MINUTES NOT READY: November 1, 2022 – March 14, 2023

COMMUNICATIONS FROM THE MAYOR

NOMINATIONS OF BOARDS AND AGENCIES

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

CONSENT(ph)

ITEM 1.

A Resolution relative to the application of Interstate 65 Chevron, LLC for the transfer of an Off Premise Beer and Wine License to be used at **Arkadelphia Marathon Gas Station**, 1164 Arkadelphia Road, Birmingham, and the **hearing** of all interested parties. (Submitted by Councilor Tate, Chair, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

ITEM 2.

A Resolution relative to the application of Nori, Inc., for a Restaurant Retail Liquor License to be used at **Nori Thai and Sushi Restaurant**, 4704 Cahaba River Road, Birmingham, and the **hearing** of all interested parties. (Submitted by Councilor Tate, Chair, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

ITEM 3.

A Resolution relative to the application of Mom’s Birmingham, LLC for a Special Events License 140 to be used at **Birmingham Folk Festival** on May 6, 2023, at **Avondale Park**, 4101 5th Avenue South, Birmingham, and the **hearing** of all interested parties. (Submitted by Councilor Tate, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

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ITEM 4.

A Resolution relative to the application of S & A Investment LLC for a Lounge Retail Liquor Class II License to be used at **The Late Rollers Package Store**, 1101 – 3rd Avenue West Suite C, Birmingham, and the **hearing** of all interested parties. (Submitted by Councilor Tate, Chair, Public Safety Committee) (No Recommendation by the Public Safety Committee) (Deferred from 3/7/2023 to 3/21/2023)**

P (ph)

ITEM 5.

A Resolution assenting to the vacation of the following: 35,099 square feet of the right of way that is located parallel to Zurich Road and perpendicular to and between Lakeshore Parkway and Turin Road, located at 2800 Milan Court, on behalf of **Lakeshore Station, LLC and United States Steel Corporation**, owners, and the **hearing** of all interested parties, **Case No. SUB2022-00097. [Second Reading]** (Submitted by Councilor Smitherman, Chairperson, Public Improvements and Beautification Committee) (Recommended by the Subdivision Committee of the Birmingham Planning Commission) (No Recommendation from the Public Improvements and Beautification Committee)**

P (ph)

ITEM 6.

A Resolution assenting to the vacation of the following: 4,654.40 square feet of alley way and 129.60 right of way that is located parallel to and between 1st Avenue North and 1st Avenue South and perpendicular to and between 57th Street South and 59th Street South, located at 5721 1st Avenue North, on behalf of **Cory Harris** on behalf of **Christ Health Center, Inc., Mashona Taylor** on behalf of **WF Real Property Resources, LLC, Bruce Adams** on behalf of the **Church of the Highlands, Inc., and Episcopal Church in Diocese of Alabama**, owners, and the **hearing** of all interested parties, **Case No. SUB2023-00004. [Second Reading]** (Submitted by Councilor Smitherman, Chairperson, Public Improvements and Beautification Committee) (Recommended by the Subdivision Committee of the Birmingham Planning Commission) (No Recommendation from the Public Improvements and Beautification Committee)**

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS

CONSENT

ITEM 7.

An Ordinance “TO FURTHER AMEND THE DONATIONS FUND BUDGET” for the fiscal year ending June 30, 2023, by appropriating \$10,000.00 to Arlington House for general use per donation received from State Senator Roger Smitherman. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT

ITEM 8.

An Ordinance “TO FURTHER AMEND THE CAPITAL FUND BUDGET” for the fiscal year ending June 30, 2023, by transferring \$53,728.41 from Fund 058 Rebuild AL Gas Tax to Fund 102 Capital Improvement Fund for Farmer’s Market Project. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

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ITEM 9.

An Ordinance, in accordance with Act 1969-916 of the Acts of Alabama, authorizing the Chief of Police to execute a 2023 Cooperative Agreement and Cost Reimbursement Agreement for a period not to exceed three (3) years between the **Federal Bureau of Investigation (FBI)** and the City of Birmingham for its Birmingham Police Department (BPD) for participation of BPD Officers in the FBI’s North Alabama Joint Terrorism Task Force (NAJTTF) and for reimbursement to the City of Birmingham for overtime payments made to BPD officers assigned to work full time on NAJTTF related matters. Forfeitures attributable to NAJTTF investigations may be equitably shared with the agencies participating in the NAJTTF and authorizing the Chief of Police to execute all documents necessary to accomplish the purpose of the Agreements. **[First Reading]**
[Funding Source: BPD – Reimbursement for Overtime – 00_043_26800_28601.501-001] (Submitted by the Mayor) (Recommended by the Chief of Police) **

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ITEM 10.

An Ordinance, in accordance with Act 1969-916 of the Acts of Alabama, authorizing the Mayor to execute an Interlocal Agreement between the City of Birmingham and **Lawson State Community College**, under which Lawson State Community College will provide workforce development training, more particularly described as “Commercial Driver’s License Training” for City employees and the City will provide vehicles for use by the City employees during the course of the training, for a term of three (3) years and authorizing the Mayor to execute any other documents necessary to accomplish the purposes of the Agreement. **[First Reading]** (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 a Service Agreement between the City of Birmingham and **ADS Security**, for Security Cameras at the Crossplex and Bill Harris Arena for a total not to exceed \$144,365.25. [G/L Account: 039-000.525-010] (Submitted by the City Attorney) (Recommended by the Mayor)

CONSENT

ITEM 12.

A Resolution authorizing the Mayor to execute, for and as the act of said City, an Agreement with **Building Peace, Inc.**, under which Building Peace, Inc. will assist the City of Birmingham with the organization, promotion and management of the 2023 International Peace Conference, scheduled to take place at the Birmingham Jefferson Convention Center from May 4, 2023 through May 6, 2023, which will have nationally and internationally recognized speakers on a variety of topics, ranging from individual peace and peace in the communities, to human trafficking and international peace. The fee for the services will be for an amount not to exceed \$25,000.00. [G/L Account: 001_031_03700.534-050] (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee) **

CONSENT

ITEM 13.

A Resolution authorizing the Mayor to execute, for and as the act of said City, a Project Funding Agreement with **Tequila Automation, Inc.**, under which Tequila Automation, Inc. will make a total estimated capital investment of \$280,000.00 to lease and equip approximately 2,542 square feet of space in the former “Sticks ‘N’ Stuff” building located at 1531 Third Avenue North, Birmingham, where it will establish and operate a center for its robotic precision automation technical operations, and will hire two hundred (200) new full-time employees over five (5) years, and the City will provide incentives in support of this project to be paid annually for up to five (5) years in an amount equal to \$1,500.00 for each new full-time employee hired in the preceding year, not to exceed a total incentive amount of \$300,000.00. (Submitted by the City Attorney) (Recommended by the Mayor, the Economic Development and Tourism Committee and the Budget and Finance Committee) **

CONSENT**ITEM 14.**

A Resolution, pursuant to §11-40-1, §11-47-19, §11-47-11 and §11-43-55 of the Code of Alabama, 1975, authorizing the Mayor to expend funds and execute agreements for **the Birmingham Police Department (“BPD”)** to host a ten-week Community Police Academy program at the Birmingham Police Academy, beginning April 4, 2023, and ending June 6, 2023. The program shall be designed to give participants a clear insight of BPD through first-hand training in a classroom setting and there shall be no cost to attend the Community Police Academy program. Program presentations shall be facilitated by officers of the BPD, Law Enforcement partners, and community members who are subject matter experts in topics for discussion, for the public purpose of increasing communication, reducing crime and improving the quality of life throughout the City. The event will include drinks and snacks to be provided to the attendees during the program presentations, authorizing the Mayor to solicit generically, through such means as billboards, radio ads or other indirect means, and to accept donations from the public to the City to cover the City’s costs for the public event and to execute such contracts as may be necessary for the event, in accordance with Birmingham General City Code §3-1-7. The total amount to be expended for the program/event shall not exceed a total of \$10,000.00. Said funds to come from G/L Accounts: 031_202_39000_39004.527-050 (Event Center & Catering) and 031_202_39000_39001.523-006 (Food / Catering only). (Submitted by the Mayor) (Recommended by the Chief of Police) **

CONSENT**ITEM 15.**

A Resolution authorizing the Mayor, on behalf of the City, to execute for and as the act of said City, a professional services contract with **Gray Quarter, Inc.**, for technical expertise in network infrastructure, software development process of SDLC, system to system interfaces, API’s, web services, databases, SaaS, SOA, and Accela Methodologies for assistance with phases 2 and 3 of the Accela Permitting implementation project for a term of one (1) year for an amount not to exceed \$319,200.00. (Submitted by the City Attorney) (Recommended by the Mayor, the Budget and Finance Committee and the Director or Information Management System)

CONSENT

ITEM 16.

A Resolution authorizing the Mayor to execute, for and as the act of said City, any and all documents necessary for the City to make application, receive and expend grant funding from the **U.S. Department of Justice (DOJ) Law Enforcement Mental Health and Wellness Act (LEMHWA) Implementation Projects** grant in the amount of \$200,000.00 to improve mental health and wellness services for law enforcement officers, dispatchers, and other interdepartmental personnel that experience trauma with no matching funds due from the City. (Submitted by the City Attorney) (Recommended by the Mayor, the Budget and Finance Committee and the Finance Department-Grants Division)

CONSENT

ITEM 17.

A Resolution authorizing the Mayor to execute for and as the act of said City, any and all documents necessary for the City to make application, receive and expend grant funding from the **U. S. Department of Justice (DOJ), Office for Victim Crime’s Law Enforcement-Based Victim Services (LEV) Program** grant in the amount of \$300,000.00 to enhance the capacity of law enforcement-based victim services through guidance on promising practices and policies to support victim’s access to their legal rights and the services and responses they need for a period of twenty-four (24) months with no matching funds due from the City. (Submitted by the City Attorney) (Recommended by the Mayor, the Budget and Finance Committee and the Finance Department-Grants Division)

CONSENT

ITEM 18.

A Resolution authorizing the Mayor to execute, for and as the act of said City, any and all documents necessary for the City to make application, receive and expend grant funding from the **U. S. Environmental Protection Agency (EPA), Office of Environmental Justice and External Civil Rights (OEJECR)** for its Environmental Justice Government-to-Government (EJG2G) Program grant in the amount of \$1,000,000.00 to develop a Parks Resiliency Masterplan for a period of three (3) years with no matching funds due from the City. (Submitted by the City Attorney) (Recommended by the Mayor, the Budget and Finance Committee and the Finance Department-Grants Division)

CONSENT

ITEM 19.

A Resolution authorizing the Mayor to expend funds for the purchase of 12 round tables and 30 chairs for the **Evergreen Community Center** in an amount not to exceed \$2,332.56, said funds to come from the Evergreen Neighborhood Association funds. **[G/L Account: 031_200_12120_12123_15198.540-001]** (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

ITEM 20.

A Resolution of intent to provide an economic development incentive to **Birmingham Southern College** during the current fiscal year, subject to Birmingham Southern securing binding commitments for funding from the State of Alabama and Jefferson County in amounts sufficient, when combined with the City’s cash incentive, to continue operation of the college and further subject to the City’s identification and allocation of funding, and authorizing the Mayor and his designated staff to negotiate the terms and conditions by which the City of Birmingham will provide such cash incentive in support Birmingham Southern College. (Submitted and Recommended by Councilor Williams, Chairperson, Economic Development and Tourism Committee and Councilor Clarke) **

CONSENT

ITEM 21.

A Resolution determining that the building or structure located at 7620 2nd Avenue South, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 22.

A Resolution determining that the building or structure located at 3636 42nd Avenue North, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 23.

A Resolution determining that the building or structure located at 1224 4th Place North, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 24.

A Resolution determining that the building or structure located at 3501 Jefferson Avenue SW, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 25.

A Resolution determining that the building or structure located at 1807 Avenue I, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 26.

A Resolution determining that the building or structure located at 314 5th Way, Pratt City, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 27.

A Resolution determining that the building or structure located at 1012 Winchester Drive, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 28.

A Resolution determining that the building or structure located at 2801 32nd Place SW, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 29.

A Resolution determining that the building or structure located at 2808 32nd Place SW, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 30.

A Resolution determining that the building or structure located at 3211 Hemlock Avenue SW, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 31.

A Resolution determining that the building or structure located at 1852 19th Street, Ensley, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 32.

A Resolution determining that the building or structure located at 1319 Avenue H, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 33.

A Resolution determining that the building or structure located at 3705 9th Avenue, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 34.

A Resolution determining that the building or structure located at 1811 Eufaula Avenue, Ensley, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 35.

A Resolution determining that the building or structure located at 2910 Avenue Y, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 36.

A Resolution determining that the building or structure located at 7230 Oporto Avenue aka 7230 Naples Avenue, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 37.

A Resolution accepting and approving the bid award of **Western Kentucky Shoes Corp #4 dba Hayes Shoes**, Birmingham, for Safety Work Shoes and Boots, as needed at unit prices on file in the Office of the Purchasing Agent, for a period of one (1) year, for various Departments, in accordance with the Jefferson County Purchasing Association of Central Alabama (PACA). [**Appropriated for in FY 2022-2023 Budget, G/L Account: .522-004**] (Submitted by the Mayor) (Recommended by the Purchasing Agent)

CONSENT

ITEM 38.

A Resolution authorizing the Director of Finance to pay **John C. Whatley** \$100.00 for temporary construction easement to Parcel No. 9, Hooper City Phase V Street Improvements 37th Court West – from 6th Street West to 4th Street West, Construction Project, PTK No. 143352, located at 537 38th Avenue West, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Capital Projects and the Public Improvements Committee)

CONSENT

ITEM 39.

A Resolution accepting the dedication of all new streets, alleys, and public grounds as shown on the plat or map of Lakeshore Station Resurvey No. 1, located at 2800 Milan Court, **Case No. SUB2022-00097**. (Submitted by Councilor Smitherman, Chair, Public Improvements and Beautification Committee) (Recommended by the Subdivision Committee of the Birmingham Planning Commission) (No Recommendation from the Public Improvements and Beautification Committee)**

CONSENT**ITEM 40.**

A Resolution approving payment to **Affordable Interior Systems, Inc.**, for the purchase of office furniture in the amount of \$3,510.00, at unit prices on file in the office of the Purchasing Agent in accordance with the State of Alabama Master Agreement #MA220000002763, for the Human Resources Department. [**Appropriated for in the FY2022-2023 Budget, G/L Account: 001_042_99999.525-005**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Human Resources)

CONSENT**ITEM 41.**

A Resolution approving payment to **Amazon.com**, Seattle, Washington, in the amount of \$1,710.82 for picture frames for the Mayor's Office, in accordance with Section 3-1-7 of the Birmingham City Code. [**Appropriated for in the FY2022-2023 Budget, G/L Account: 001_031_03730.524-015**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of the Office of Public Information)

CONSENT**ITEM 42.**

A Resolution approving payment to **Axciton Systems, Inc.**, Houston, Texas, in the amount of \$10,050.00, for the purchase of two (2) six channel polygraph sensor boxes and included parts and accessories, in accordance with Section 3-1-7 of the Birmingham City Code, for the City of Birmingham Police Department. [**Appropriated for in FY2022-2023 Budget, G/L Account: 001_043_99999.600-010**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Chief of Police)

CONSENT**ITEM 43.**

A Resolution approving payment to **B&H Photo & Electronics Corp.**, New York, New York, for the purchase of three (3) Nikon D7500 DSLR Cameras with 18-55mm and 70-300mm Lenses, in the amount of \$4,190.85, at unit prices on file in the office of the Purchasing Agent, for the Birmingham Police Department Tactical Unit, in accordance with Section 3-1-7 of the Birmingham City Code. [**Appropriated for in the FY2022-2023 Budget, G/L Account: 001_043_26400_26404.525-040**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Chief of Police)

CONSENT**ITEM 44.**

A Resolution approving payment to **Educational Associates of Alabama dba GoRescue Brands, Inc.**, Birmingham, Alabama, in the amount of \$2,184.00, for lifepak 12 battery, fastpak, for the Birmingham Fire & Rescue Department, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the FY2022-2023 Budget, G/L Account: 001_022_17000_17400.524-025]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief)

CONSENT**ITEM 45.**

A Resolution approving payment to **Emergency Equipment Professionals**, Pelham, Alabama, for the purchase of 3M/Scott Safety Facepiece w/Strap and Comms Bracket, in the amount of \$17,400.00, for the Birmingham Fire & Rescue Department, in accordance with the Houston-Galveston Area Council Contract, Contract #EE08-19. **[Appropriated for in FY2022-2023 Budget, G/L Account: 001_022_17000_17401.522-004]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief)

CONSENT**ITEM 46.**

A Resolution approving payment to **EZ Liner**, Orange City, Iowa, in the amount of \$11,125.00, for new employees 2-day training and 1-day consultation on the paint truck (striping machine), at unit prices on file the office of the Purchasing Agent, for the Transportation Department, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the FY2022-2023 Budget, G/L Account: 001_052_00840_00842.534-030]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Transportation)

CONSENT**ITEM 47.**

A Resolution approving payment to **Fastenal Company**, Birmingham, in the amount of \$4,159.70, for the purchase of landscaping tools to replenish inventory at the City of Birmingham Maintenance Warehouse, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the FY2022-2023 Budget, G/L Account: 001.152-003]** (Submitted by the Mayor) (Recommended by the Purchasing Agent)

CONSENT**ITEM 48.**

A Resolution approving payment to **Graybar Electric Company, Inc.**, Atlanta, Georgia, to purchase electrical and lighting parts as needed, for a period of one (1) year for the Public Works Department, in accordance with Omnia Partners Purchasing Program, contract #EV2370. **[Appropriated for in the FY2022-2023 Budget, G/L Account: 001_049_40200_40229.511-004]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Public Works)

CONSENT**ITEM 49.**

A Resolution approving payment to **Municipal Emergency Services, Inc.**, Charlotte, North Carolina, for thermal imaging cameras, extrication equipment and accessories, in the amount of \$52,370.00, for the Birmingham Fire & Rescue Department, in accordance with Sourcewell, RFP #040220-MES and in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the 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 50.**

A Resolution approving payment to **Quick Motors**, Birmingham, in the amount of \$7,997.56 for wreck repair and supplement on vehicle number 184333, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the FY2022-2023 Budget, G/L Account: 001.151-004]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT**ITEM 51.**

A Resolution approving payment to **Rich's Collision Repair, LLC**, Adamsville, Alabama, in the amount of \$3,061.77 for wreck repair on vehicle(s) number 124319, 150496 and 084358, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the FY2022-2023 Budget, G/L Account: 001.151-004]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT**ITEM 52.**

A Resolution approving payment to **Safeware, Inc.**, Lanham, Maryland, in the amount of \$3,032.18, for haz-mat equipment and accessories, in accordance with Omnia Partners, Contract #4400008468, for the Birmingham Fire & Rescue Department, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the 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 53.**

A Resolution approving payment to **Stryker Sales Corporation**, Chicago, Illinois, in the amount of \$22,380.90, for Stair-PRO Model 6252 and accessories, for the Birmingham Fire & Rescue Department, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the FY2022-2023 Budget, G/L Account: 001_022_99999.525-010]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Fire Chief)

CONSENT**ITEM 54.**

A Resolution approving payment to **Stivers Ford Lincoln Mercury, Inc.**, Montgomery, Alabama, for the purchase of 2023 Ford F-150 supercrew cab 4x2 pickups with optional features as needed at 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, Master Agreement #MA220000003128-14. **[Appropriated for in the FY2022-2023 Budget, G/L Account: 102_000.600-007, Project Code: EM102CP 0C4006_001]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT**ITEM 55.**

A Resolution approving payment to **Thompson Tractor Company, Inc.**, Atlanta, Georgia, in the amount of \$65,852.92, for engine repair/replacement on equipment number 124904, for the Equipment Management Department, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the FY2022-2023 Budget, G/L Account: 001.151-004]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT

ITEM 56.

A Resolution approving payment to **Warrior Tractor and Equipment**, Northport, Alabama, for the purchase of one (1) 2023 John Deere 1050K Dozer with accessories at \$789,997.44, at unit prices on file in the office of the Purchasing Agent, for a period of one (1) year for the Equipment Management Department, in accordance with Sourcewell Contract #032119-JDC. [**Appropriated for in the FY2022-2023 Budget, G/L Account: 102_000.600-007, Project Code: EM102CP 0C4006_001**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Equipment Management)

CONSENT

ITEM 57.

A Resolution authorizing the Chief Financial Officer to make two (2) refunds in the total amount of \$4,646.08. (Submitted by the Mayor) (Recommended by the Chief Financial Officer)**

CONSENT

ITEM 58.

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

CONSENT

ITEM 59.

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

CONSENT

ITEM 60.

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

CONSENT

ITEM 61.

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

ITEM 62.

A Resolution waiving the right of way vacation fee in the amount of \$5,693.10 in connection with the vacation for of approximately 4,784 square feet of right of way to redevelop Christ Health Center because of the positive economic impact the project will have on the City of Birmingham, **Case No. SUB2023-00004**. (Submitted by Councilor Williams, Chairperson, Economic Development Committee) (Recommended by Economic Development and the Budget and Finance Committee)**

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ITEM 63.

A Resolution setting a public hearing **April 18, 2023**, to consider the adoption of an Ordinance “TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2022-00013**) to change zone district boundaries from “Q” O&I Qualified Office & Institutional District to “Q” MU-M Qualified Mixed-Use Medium District, filed by Miller Mobley, the owner, for property located at 2614 Highland Avenue and situated in the NE ¼ of Section 06, Township 18-S, Range 2-West, Birmingham. [**First Reading**] (Submitted by Councilor Abbott, Chair, Planning and Zoning Committee) (Recommended by the Z.A.C. of the Birmingham Planning Commission) (No Recommendation from the Planning and Zoning Committee)**

CONSENT

ITEM 64.

A Resolution finding that the following ninety-four (94) properties have noxious or dangerous weeds growing thereon declaring said properties to be a public nuisance and providing that notice shall be posted on each of said properties and notice sent by certified mail to the last person assessing these properties for state taxes and further providing for a public hearing **April 25, 2023**, to hear and consider all objections or protests to proposed abatement of these nuisances by the City: (Submitted by the Mayor) (Recommended by the Public Improvements and Beautification Committee)

- 1 22-11-4-07-04.000-RR; 2867 BOYDGA RD, LOT 9 BLK 8 BOYDGA TERRACE,
- 2 22-12-2-20-03.000-RR; 4900 CHEEK RD, LOTS 3 & 4 BLK 11 DAVID,
- 3 22-12-2-24-10.000-RR; 4716 CHEEK RD, LOT 4 BLK 10 TOWN OF DAVID,
- 4 22-12-2-24-11.001-RR; 4832 CHEEK RD, LOT 3 BLK 10 TOWN OF DAVID 5/49,

- 5 22-12-3-13-07.000-RR; 4200 FAIRMONT WAY, LOT 1 & S 1/2 LOT 2 BLK 3 MOUNTAIN VIEW ADD TO NORTH BHAM,
- 6 22-14-1-07-07.000-RR; 3908 28TH WAY N, LOT 1 ALABAMA FREIGHT RESURVEY OF LOTS 9 THRU 11 BLK 1 & LOTS 9 THRU 14 BLK 2 & LOTS 9 THRU 14 BLK 3 & VACATED RWS PB 185 PG 47,
- 7 22-26-1-30-03.000-RR; 1825 14TH CT N, BEG 160S FT SW OF SW INTER OF 19TH ST N & 14TH CT N THENCE SW-42 FT SE-115 FT NE-42 FT NW -115 PART OF BLK 2 HENRY & COPELAND SUR,
- 8 22-26-1-30-04.000-RR; 1823 14TH CT N, BEG 202S FT SW OF SW INTER OF 19TH ST N & 14TH CT N THENCE SW-48 FT SE-115 FT NE-48 FT NW -115 FT TO POB BEING PART OF BLK 2 HENRY & COPELAND SUR,
- 9 22-26-1-30-06.000-RR; 1815 14TH CT N, BEG 200S FT NE OF NE INTER OF 18TH ST N & 14TH CT N THENCE NE-50 SE 115 SW-50 NW-115 TO POB LYING IN SW 1/4 OF NE ¼,
- 10 22-26-3-13-08.000-RR; 428 14TH AVE N, E 3-1/2 FT LOT 55 & W 28 FT LOT 54 J D KIRKPATRICK SEC 26 TWSP 17S R3W,
- 11 22-28-3-02-13.000-RR; 530 5TH ST, LOT 15 BLK 20 THOMAS 1ST ADD,
- 12 22-30-4-04-05.000-RR; 413 5TH PL, LOT 5 BLK 2 ENSLEY LD CO ADD TO PRATT CITY,
- 13 22-30-4-18-07.000-RR; 500 6TH ST, LOTS 9 & 10 BLK 13 ENSLEY LAND CO ADD TO PRATT CITY,
- 14 22-30-4-18-08.000-RR; 508 6TH ST, LOT 11 & W 1/2 OF LOT 12 BLK 13 ENSLEY LD CO ADD TO PRATT CITY,
- 15 22-30-4-21-14.000-RR; 312 6TH ST, W 1/2 OF LOT 12 BLK 15 ENSLEY LAND COS ADD TO PRATT CITY,
- 16 22-30-4-21-15.000-RR; 314 6TH ST, E 1/2 OF LOT 12 BLK 15 ENSLEY LD CO ADD TO PRATT CITY,
- 17 22-30-4-21-17.000-RR; 566 AVENUE D, LOTS 14 THRU 16 BLK 15 ENSLEY ENSLEY LD COS ADD TO PRATT CITY SEC 30 TWSP 17S R3W,
- 18 22-30-4-25-02.000-RR; 317 6TH ST, LOTS 3 & 4 BLK 18 ENSLEY LD COS ADD TO PRATT CITY,
- 19 22-32-3-33-05.000-RR; 2330 20TH ST, LOT 20 & W 1/2 LOT 21 BLK 80 BHAM ENSLEY LAND AND IMP CO,
- 20 22-33-3-04-05.000-RR; 1619 GRAYMONT AVE W, LOT 5 JOHN V COES RESUR OF N 1/2 LOT 1 RIDGEWOOD PARK,
- 21 22-33-3-04-06.000-RR; 1621 GRAYMONT AVE W, LOT 6 JOHN V COES RESUR OF N 1/2 LOT 1 RIDGEWOOD PARK,
- 22 22-33-4-08-16.000-RR; 1112 7TH AVE W, LOT 14 BLK 23 BUSH HILLS,

- 23 22-34-3-21-15.000-RR; 432 6TH ST W, S 46S FT LOTS 21-22 BLK 14 1ST ADD TO EARLE PLACE,
- 24 22-34-3-21-16.000-RR; 436 6TH ST W, THE S 46S FT OF THE N 92 FT OF LOTS 21 & 22 BLK 14 1ST ADD EARLE PLACE,
- 25 22-34-3-21-17.000-RR; 440 6TH ST W, N 46S FT OF LOTS 21-22 BLK 14 1ST ADDITION TO EARLE PLACE,
- 26 22-34-3-30-18.000-RR; 603 4TH CT W, N 46.7 FT OF LOTS 1 & 2 BLOCK 13 1ST ADD TO EARLE PLACE,
- 27 22-35-2-02-03.000-RR; 1011 12TH ST N, PART OF LOT 4 BLK 6 J M WARE DESC AS COMM AT NE INT 10TH AVE N & 12TH ST N THENCE NW 218 FT S TO P O B THENCE NE 125 FT S,
- 28 22-35-2-02-05.000-RR; 1009 12TH ST N, PART OF LOT 4 BLK 6 J M WARE DESC AS COMM AT NE INT 10TH AVE N & 12TH ST N THENCE NW 196 FT S TO P O B THENCE NE 125 FT S NW 22 FT S SW 125 FT S SE 22 FT S TO BEG SECT 35 TWSP 17 S RANGE 3W,
- 29 23-21-2-13-04.000-RR; 5313 RICHARD ARRINGTON JR BLVD N, LOT 8 BOX EDMONDSON & ROBINSONS ADTN TO WOODLAWN LESS PART IN HWY R O W,
- 30 23-28-2-08-07.000-RR; 5137 5TH AVE S, LOTS 7 & 8 BLK 1 WOODLAWN RLTY COS 5TH ADD 7/113,
- 31 23-28-2-08-09.000-RR; 5131 5TH AVE S, LOT 9 BLK 1 WOODLAWN RLTY COS 5TH ADD,
- 32 23-29-2-11-11.000-RR; 20 41ST ST N, P O B 50 FT S SE OF S INTER 1ST AVE N & 41ST ST N TH SE 40 FT S ALG 41ST ST N TH SW 110 FT S TO ALLEY TH NW 40 FT S TH NE 110 FT S TO P O B LYING IN SW 1/4 OF NW 1/4 SEC 29 T17S R2W SECT 29 TWSP 17S RANGE 2W,
- 33 23-01-1-12-10.000-RR; 920 HICKORY ST, COM SE COR SE1/4 OF NE1/4 TH W 850 FT TH N 640 FT TO POB TH CONT N 218S FT ALG HICKORY ST TO I-59 TH S W 161S FT TH W 58 FT TH S 156 FT TH E 210 FT TO POB SEC 1 T17S R2W,
- 34 23-12-1-08-11.000-RR; 520 LA RUE ST, LOTS 19+20 & 21 BLK 8 OAKVILLE OAKVILLE SUR
- 2023 AMERIPROP SFG PROPERTY OWNER LLC 6101 BAKER ROAD SUITE 200, MINNETONKA MN - 55345,
- 35 23-14-3-01-34.000-RR; 7322 OPORTO AVE, COM 300 FT N OF NW INTER 73RD ST & OPORTO AVE TH W 10 FT TO POB TH CONT W 130 FT TH N 50 FT TH E 130 FT TH S 50 FT TO POB SECT 14 TWSP 17S RANGE 2W,
- 36 23-14-3-20-11.000-RR; 7021 LONDON AVE, COM SW COR OF SE 1/4 OF SW 1/4 SEC 14 TP 17 R 2 TH E 264 FT TH N 270 FT TO POB TH N 60 FT TH E 200 FT TH SE 75 FT TH SE 100 FT TH NE 136.6 FT TO POB SECT 14 TWSP 17S RANGE 2W,
- 37 23-14-4-05-03.000-RR; 7436 PARIS AVE, LOT 10 BLK 91 CENTRAL HGLDS ADD,

- 38 23-14-4-14-02.000-RR; 7340 PARIS AVE, LOT 11 BLK 101 CENTRAL HGLDS ADD,
- 39 23-15-1-19-09.000-RR; 117 74TH ST N, S 75 FT LOTS 16 THRU 18 BLK 6-A EAST LAKE,
- 40 23-15-1-30-10.000-RR; 203 73RD ST N, NW 50 FT OF SE 100 FT OF LOTS 1-3 BLK 5-B EAST LAKE,
- 41 23-15-1-38-01.000-RR; 7110 1ST AVE N, LOTS 3 THRU 7 BLK 3-A EAST LAKE,
- 42 23-15-2-13-07.000-RR; 309 73RD ST N, S 50 FT LOTS 16+17+18 BLK 5-C EAST LAKE,
- 43 23-15-2-19-18.000-RR; 308 72ND ST N, LOT C RECTORS RESUR OF LOTS 4 THRU 9 BLK C EAST LAKE,
- 44 23-15-2-20-04.000-RR; 7111 3RD AVE N, THE SW 14 FT OF LOT 15 BLK 3-B EAST LAKE,
- 45 23-15-3-11-28.000-RR; 212 68TH PL N, LOT 23 BLK 11G C D EBERSOLE C D EBERSOLE SUB,
- 46 23-20-4-21-05.000-RR; 817 45TH PL N, LOT 8 BLK 1 MADDOX SUB,
- 47 23-20-4-21-06.000-RR; 815 45TH PL N, LOT 7 BLK 1 MADDOX SUB,
- 48 23-20-4-21-07.000-RR; 811 45TH PL N, LOTS 5 & 6 BLK 1 HILLTOP SUB,
- 49 23-20-4-22-20.000-RR; 716 45TH PL N, LOT 10 BLK 2 BIRCHENOUGH,
- 50 23-20-4-22-21.000-RR; 720 45TH PL N, LOT 12 BLK 2 BIRCHENOUGH,
- 51 23-20-4-22-22.000-RR; 732 45TH PL N, LOT 20 BLK 2 BIRCHENOUGH 71/244,
- 52 23-20-4-22-33.000-RR; 820 45TH PL N, LOT 4 BLK 2 MADDOX SUB,
- 53 23-21-1-10-05.000-RR; 137 60TH ST N, NW 53.5 FT OF LOT 1 EDWIN FULTON JR ADD TO WOODLAWN,
- 54 23-21-2-11-04.001-RR; 244 54TH ST N, LOT 2 MRS A M NELSON & W N RICHARDS RESUB OF BLK 4 F O SHERRODS 2ND ADD TO WOODLAWN 12/87,
- 55 23-21-2-13-12.000-RR; 967 53RD ST N, LOT 9 BLK 2 NANCY A WOODS SEC 21 TP 17 R 2,
- 56 23-21-2-13-14.000-RR; 963 53RD ST N, LOT 7 BLK 2 NANCY A WOOD,
- 57 23-21-2-13-16.000-RR; 959 53RD ST N, LOT 5 BLK 2 NANCY A WOOD,
- 58 23-21-2-14-45.000-RR; 974 53RD ST N, N 25 FT LOT 13 BLK 1 NANCY A WOOD & S 12-1/2 FT LOT 3 BOX EDMUNDSON & ROBINSONS ADTN TO WOODLAWN,

- 59 23-21-2-14-46.000-RR; 976 53RD ST N, N 37-1/2 FT OF S 50 FT LOT 3 BOX EDMONDSON & ROBINSONS ADTN TO WOODLAWN,
- 60 23-21-2-15-01.000-RR; 978 52ND ST N, LOT 12 BLK 2 ROSSER & SPEAKER ADD TO WOODLAWN E OF STREET,
- 61 23-21-3-08-05.000-RR; 5028 9TH AVE N, LOT 15 LINDSAY ADD TO WOODLAWN 6/7,
- 62 23-21-3-09-04.000-RR; 220 51ST ST N, LOT 10 OVENS AND LUSTERS SUB,
- 63 23-21-3-09-05.000-RR; 224 51ST ST N, LOT 9 OVENS & LUSTERS SUB,
- 64 23-21-3-09-11.000-RR; 248 51ST ST N, LOT 3 OVENS AND LUSTERS SUB,
- 65 23-22-2-03-05.001-RR; 209 66TH ST S, S 45 FT OF LOTS 19 & 20 BLK 4-C EAST WOODLAWN 3/109,
- 66 23-22-2-27-10.000-RR; 333 64TH ST S, LOT 26 BLK 4 HOWELLS ADD TO WOODLAWN & 5 FT STRIP OFF NW SIDE OF LOT 11 BLK 3 WOODLAWN HTS,
- 67 23-23-2-18-08.000-RR; 7709 68TH ST S, LOTS 3 & 4 BLK 3 CENTRAL ADD TO GATE CITY,
- 68 23-23-2-18-09.000-RR; 7705 68TH ST S, LOTS 1+2 BLK 3 CENTRAL ADD TO GATE CITY,
- 69 23-23-2-24-10.000-RR; 7730 GEORGIA RD, LOTS 1-2-3 BLK 2 GATE CITY & LOT 18 EX W 25 FT BLK 2 GATE CITY,
- 70 23-28-2-08-06.000-RR; 5141 5TH AVE S, LOT 6 BLK 1 WOODLAWN RLTY COS 5TH ADD,
- 71 23-29-1-02-21.000-RR; 4332 POWELL AVE, LOTS 8 & 9 BLK B SHEPHERD & SLOSS INDUSTRIAL SUB,
- 72 23-29-2-04-18.000-RR; 517 40TH ST N, N 1/2 OF LOT 7 BLK 4 KING LAND & IMPROVEMENT COS ADDITION TO AVONDALE,
- 73 23-29-2-04-19.000-RR; 513 40TH ST N, S 1/2 OF LOT 7 BLK 4 IN SUR OF KING LAND & IMP COS ADD TO AVONDALE,
- 74 23-29-2-15-05.000-RR; 4271 1ST AVE, W 39 FT OF LOT 11 AND E 11 FT OF LOT 12 BLK 1 LAIRD FALLS & WEISNER SUR EXC NLY 8 FT TO ROW,
- 75 24-06-1-08-14.000-RR; 620 ROEBUCK FOREST DR, LOT 6 BLK 1 ROEBUCK FOREST,
- 76 24-06-2-07-35.000-RR; 508 RED BUD DR, LOTS 7 THRU 9 MCGOWEN HEIGHTS 17/30,
- 77 24-06-3-04-02.000-RR; 760 HIGHLAND AVE (ROEBUCK), LOTS 9+10 BLK 2 ROEBUCK MANOR MANOR,

- 78 29-05-3-17-15.000-RR; 3011 PRINCE AVE, LOT 28 INVESTMENT REAL ESTATE CO SUB OF BLK D OF MARGARET BRYAN SUR,
- 79 29-05-3-18-11.000-RR; 1946 WARRIOR RD, PT OF LOT G MARGARET BRYAN SUR 3/9 DESC AS FOLS COM NW INTER OF WARRIOR RD & PRINCE AVE TH SW 425.9 FT TO POB TH CONT SW 132.4 FT TH N 216 FT TH NE 29.5 FT TH SE 203.5 FT TO POB SECT 05 TWSP 18S RANGE 3W,
- 80 29-05-3-26-08.000-RR; 4307 COURT T, P O B 371.9 FT SE OF THE E INTER OF CT T & WARRIOR RD TH SE 60 FT ALG CT T TH NE 188 FT TO ALLEY TH NW 60 FT ALG ALLEY TH SW 188 FT TO P O B LYING IN SW 1/4 SEC 5 TP 18 R3W SECT 05 TWSP 18S RANGE 3W,
- 81 29-06-4-06-03.000-RR; 1637 30TH ST, LOT 3 BLK 18 BHAM ENSLEY,
- 82 29-06-4-06-05.000-RR; 1629 30TH ST, LOT 5 BLK 18 BHAM ENSLEY,
- 83 29-06-4-23-24.000-RR; 3404 AVENUE R, S 50 FT OF LOT 1 BLK 11 BHAM-ENSLEY,
- 84 29-07-1-32-17.000-RR; 1576 BESSEMER RD, LOTS 21-22 BLK 25 MARTINS ADD TO BHAM ENSLEY,
- 85 29-07-3-57-04.000-RR; 5619 TERRACE J, LOT 11 BLK 47 MONTE SANO,
- 86 29-07-3-59-03.001-RR; 5620 TERRACE J, LOTS 1 THRU 3 BLK 48 MONTE SANO PB 5 PG 36,
- 87 29-10-4-18-09.000-RR; 324 17TH AVE SW, LOT 7-A WOODLAND PARK RESUR OF LOTS 7-8 & 9 BLK 2,
- 88 30-01-1-05-03.000-RR; 2717 AVENUE B, LOTS 13 & 14 BLK 1 ENSLEY DEVELOPMENT CO,
- 89 30-12-4-02-09.000-RR; 4817 COURT I, LOT 5 BLK 4 OAK HILLS PARK,
- 90 30-12-4-18-01.000-RR; 5305 AVENUE I, LOTS 7 & 8 BLK 16 MONTE SANO,
- 91 30-12-4-18-03.000-RR; 5313 AVENUE I, LOT 10 BLK 16 MONTE SANO,
- 92 30-16-1-01-18.001-RR; 1205 ALEXANDER ST, LOT 8 BL 1 J W WILKES SUB,
- 93 30-16-1-02-13.000-RR; 1204 ALEXANDER ST, LOT 8 BL 2 J W WILKES SUB,
- 94 30-16-3-08-31.000-RR; 1383 EDWARDS ST, LOT 22 DOLOMITE VILLAGE 4TH ADD,

OLD AND NEW BUSINESS

PRESENTATIONS

REQUEST FROM THE PUBLIC

ADJOURNMENT