

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

June 10, 2025 – 9:30 A.M.

WEBSITE ADDRESS: www.birminghamal.gov

**INVOCATION: Lee Wendell Loder, Sr., Pastor, Gifted City Church, Birmingham,
Alabama**

PLEDGE OF ALLEGIANCE: Councilor Carol E. Clarke

ROLL CALL

MINUTES NOT READY: March 3, 2025 – June 4, 2025

COMMUNICATIONS FROM THE MAYOR

STATEMENT OF CONDUCT OF BUSINESS

All items designated as “Consent” are routine and non-controversial and will be approved by one motion. All items on the “Consent Agenda” will be announced by reading the Item Numbers only. No separate discussion of these items will be permitted unless a Councilmember or the Mayor requests the item be removed from the “Consent Agenda”. Additionally, a Citizen interested in addressing the Council with respect to an item on the “Consent Agenda” designated for “Public Hearing” (“ph”) may request the item be removed from the “Consent Agenda” to hold the hearing on the item. Any item(s) removed from the “Consent Agenda” will revert to its normal place on the Agenda Order of Business.

For remaining matters, all matters of permanent operation (“P”) will be read, and all Public Hearings (“ph”) will be announced.

CONSIDERATION OF CONSENT AGENDA

CONSIDERATION OF ORDINANCES AND RESOLUTIONS FOR FINAL PASSAGE

(ph) ITEM 1.
An Ordinance extending the moratorium on automated car washes within the City, and the hearing of all interested parties. (Submitted by the City Attorney) (Recommended by the Council President O’Quinn)

(ph) ITEM 2.
A public show cause hearing to consider the matter of revoking the business license issued to **Happy Hour Hangout**, 2417 Avenue C, Birmingham, Alabama 35218. (Submitted by the City Attorney) (Recommended by the Public Safety Committee)

CONSENT(ph) ITEM 3.
A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the **hearing** of all interested parties: (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

4-DOOR HONDA SEDAN COLOR: WHITE TAG: UNKNOWN VIN: UNKNOWN
located at 702 11TH CT W, 35204 Parcel ID Number 22-27-3-10-14.000-RR

CONSENT(ph) ITEM 4.
A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the **hearing** of all interested parties: (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

4-DOOR FORD CAR COLOR: WHITE TAG: UNKNOWN VIN: UNKNOWN
located at 4717 TERRACE R, 35208 Parcel ID Number 29-08-2-15-05.000-RR

CONSENT(ph)

ITEM 5.

A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the **hearing** of all interested parties: (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

4-DOOR CHRYSLER CAR COLOR: WHITE TAG: UNKNOWN VIN: UNKNOWN located at 4717 TERRACE R, 35208 Parcel ID Number 29-08-2-15-05.000-RR

CONSENT(ph)

ITEM 6.

A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the **hearing** of all interested parties: (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

4-DOOR CHEVROLET CAR COLOR: BLACK TAG: UNKNOWN VIN: UNKNOWN located at 4717 TERRACE R, 35208 Parcel ID Number 29-08-2-15-05.000-RR

CONSENT(ph)

ITEM 7.

A Resolution authorizing the abatement and removal of the following inoperable motor vehicle as a public nuisance existing on the following property and the costs of removal to be assessed against the registered owner of the vehicle, and the **hearing** of all interested parties: (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

4-DOOR DODGE SUV COLOR: BLACK TAG: UNKNOWN VIN: UNKNOWN located at 4717 TERRACE R, 35208 Parcel ID Number 29-08-2-15-05.000-RR

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS

P**ITEM 8.**

An Ordinance authorizing the Mayor to execute a Right of Entry and Interlocal Cooperation Agreement, pursuant to Act 1969-916 of the Acts of Alabama, between the City of Birmingham and **the Birmingham Board of Education (Board)** under which the Board will grant right of access to allow the City to provide enhancements and upgrades to twenty (20) existing elementary and middle school athletic courts as well as new court construction at fourteen (14) elementary and middle schools in the City of Birmingham (the Project”). The City will bear the administration and expenses of the Project. Improvements will become the property of the Board upon completion of the Project. The term of the Agreement shall not exceed two (2) years. **[First Reading]** (Submitted by the Mayor) (Recommended by the Director of Finance)**

CONSENT**ITEM 9.**

A Resolution authorizing the Mayor to execute, for and as the act of said City, an agreement with **Birmingham Host Committee 2025 World Police and Fire Games (BWPFG)**, under which BWPFG shall host the World Police and Fire Games in the City at various venues to include the Birmingham CrossPlex, commencing in June 25, 2025 through July 7, 2025. The World Police and Fire Games will create and foster community pride while providing recreation, entertainment, and opportunities for attendees. BWPFG are expected to bring jobs and have a significant economic benefit to the City. In accordance with Section 772 the City will contribute up to \$58,500.00 in financial incentives towards hosting the World Police and Fire Games in Birmingham. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT**ITEM 10.**

A Resolution approving and authorizing the Mayor to execute an Agreement between the City of Birmingham and **Cincinnati Sportscapes, LLC**, through Sourcewell (Sourcewell Contract #031022-REC) a Cooperative Purchasing Program authorized by the State of Alabama Department of Examiners of Public Accounts, in an amount not to exceed \$3,119,590.00, related to the supply, design and installation of VersaCourt outdoor tile, paint game lines to include basketball, multi-sport and playground games, the removal of existing goals, the supply and installation of court protect edging to the perimeter of the courts and the supply and installation of in-ground 72” Dominator aluminum locking shatterproof goals to provide enhancements and upgrades to twenty (20)

existing elementary and middle school courts as well as new court construction at fourteen (14) elementary and middle schools in the City of Birmingham. **[Funding Source: 102_000.652-099 CWIP Miscellaneous Projects]** (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT

ITEM 11.

A Resolution approving and authorizing the Mayor to execute an Agreement between the City of Birmingham and **City Center District Management Corporation**, under which City Center District Management Corporation will provide certain services for the downtown Business Improvement District (BID) to include marketing, assistance to the homeless, and data collection and analysis for a term of three (3) years, for a fee of \$9,000.00 for the first year and up to \$25,000.00 for the second and third years. **[Funding: 001_400_96700_96718.550-006 (General Fund_Boards & Agencies_Boards & Agencies Other Servs_CAPS.Annual Contributions-Economic Services)]** (Submitted by the City Attorney) (Recommended by the Mayor) **

CONSENT

ITEM 12.

A Resolution approving and authorizing the Mayor to execute and deliver a License agreement between the City of Birmingham and **High 5 Birmingham, Inc (“High 5”)** in the amount of \$250.00 per month for a term of one year, with the option to renew yearly, for use of the City’s former Mounted Patrol Facility located at 4732 Ave W, Birmingham, Alabama. High 5 will provide educational equine therapy, agricultural and recreational riding free of charge for families in the Birmingham City School District who are impacted by Autism, and other challenging backgrounds affording them the opportunity to come together in a supportive environment and provide valuable resources that promote connection and inclusion. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT

ITEM 13.

A Resolution approving and authorizing the Mayor to execute and deliver an Agreement between the City of Birmingham and **Iron Hills Productions, LLC**, under which Iron Hills Productions, LLC, shall plan, implement, and host the “Magic City Flow Festival” in Birmingham, Alabama on October 18, 2025 at Sloss Furnace. The Magic City Flow Festival is expected to generate revenue from out-of-town visitors and

tourists and will provide positive publicity for the City, and the City will provide an incentives in an amount not to exceed \$100,000.00, pursuant to Amendment No. 772, for hosting the Magic City Flow Festival in Birmingham. (Submitted by the City Attorney) (Recommended by the Mayor, the Budget and Finance Committee and the Economic Development and Tourism Committee) **

CONSENT

ITEM 14.

A Resolution authorizing the Mayor to accept and expend a grant with **the Jefferson County Community Service Fund** in the amount of \$10,000.00, said funds shall be used to assist the City with the Rodger Smitherman- Community Enrichment Activities at the Arlington Antebellum Home and Gardens, no matching funds are due from the City, and authorizes the Mayor to take any actions and execute such other documents as are appropriate and necessary to accept and expend the grant funds on behalf of the City of Birmingham. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT

ITEM 15.

A Resolution amending Resolution No. 1789-24 adopted by the Council on November 26, 2024 authorizing 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 2025 U.S. Department of Justice (DOJ) Edward Byrne Memorial Justice Assistance Grant**, in the amount of \$100,000.00 with the Grant funds to be used for law enforcement and technology improvements with no matching funds due from the City, to correct the grant funding name to the Alabama Department of Economic and Community Affairs (ADECA) Project Safe Neighborhood (PSN) Grant. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT

ITEM 16.

A Resolution by the Council of the City of Birmingham 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 **FY2025 U.S. Department of Justice (DOJ) Law Enforcement Mental Health and Wellness Act (LEMHWA)Implementation** provided by the Community Oriented

Policing Services(COPS) 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 and the Budget and Finance Committee)

CONSENT

ITEM 17.

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 matter of *Josefina Corrido Alvarez & Saul Hernandez v. City of Birmingham & Michael Taylor Akins*, Case No. CV-2021-902632. This Resolution authorizes 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 \$95,000.00. Said funds to come from General Ledger Number: 001-028-01600-534-013. (Submitted by the City Attorney) (Recommended by the Mayor)**

ITEM 18.

A Resolution appointing one (1) member to **the Design Review Committee**, as a building trades practitioner, for a term expiring July 30, 2027. (Submitted by Councilor Abbott, Chair, Planning and Zoning Committee) (Recommended by the Planning and Zoning Committee)

ITEM 19.

A Resolution appointing one (1) member to **the Zoning Board of Adjustments**, as a building contractor, for a term expiring November 25, 2026. (Submitted by Councilor Abbott, Chair, Planning and Zoning Committee) (Recommended by the Planning and Zoning Committee)

CONSENT

ITEM 20.

A Resolution determining that during the months of November and December, November 1st – December 29th (2025), holiday season events, serves a public purpose and is authorized by §11-40-1 and §38-2-9 of the Code of Alabama 1975, and that the provision of in kind services and the expenditure of public funds in support of each activity or event in an amount not to exceed \$10,000.00 is in accordance with Section 3-1-7 of the General Code of the City of Birmingham. (Submitted and Recommended by Council President O’Quinn and Council President Pro Tempore Alexander) **

CONSENT**ITEM 21.**

A Resolution declaring that the Birmingham City Council's **Keep Birmingham Beautiful** beautification activities and events within Council Districts # 1, 2, 3, 4, 5, 6, 7, 8, and 9, to be held on a recurring basis, July 1, 2025 – June 30, 2026, serves a public purpose and is authorized by §11-40-1 of the Code of Alabama 1975, and that the provision of in kind services and the expenditure of public funds in support of each event in an amount not to exceed \$10,000.00, is in accordance with Section 3-1-7 of the General Code of the City of Birmingham. (Submitted and Recommended by Council President O'Quinn and Council President Pro Tempore Alexander) **

CONSENT**ITEM 22.**

A Resolution determining that quarterly meetings within Districts # 1, 2, 3, 4, 5, 6, 7, 8, and 9, held July 1, 2025 – June 30, 2026, serve a public purpose and is authorized by §11-40-1 of the Code of Alabama 1975, and that the provision of in kind services and the expenditure of public funds in support of each activity or event in an amount not to exceed \$10,000.00, is in accordance with Section 3-1-7 of the General Code of the City of Birmingham. (Submitted and Recommended by Council President O'Quinn and Council President Pro Tempore Alexander) **

CONSENT**ITEM 23.**

A Resolution determining that recreation, sports, entertainment, and tourism activities and events held July 1, 2025 – June 30, 2026, serves a public purpose and is authorized by §11-47-19 of the Code of Alabama 1975, and that the provision of in kind services and the expenditure of public funds in support of each activity or event in an amount not to exceed \$10,000.00 is in accordance with Section 3-1-7 of the General Code of the City of Birmingham. (Submitted and Recommended by Council President O'Quinn and Council President Pro Tempore Alexander) **

CONSENT**ITEM 24.**

A Resolution authorizing the Director of Planning, Engineering and Permits to issue a condemnation repair permit to **Christopher Williams**, the owner or agent of the property located at 2132 – 47th Street West, Birmingham, which was condemned by the Council January 14, 2025, in order to remove the weeds and trash from the premises within ten (10) days of permit issuance and to commence and make substantial repairs

within 30 days of permit issuance, no previous permits having been requested. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits and the Community Development Committee)

CONSENT**ITEM 25.**

A Resolution accepting the lump sum proposal of **CJ's Ventures LLC**, Hueytown, Alabama, in the amount of \$110,000.00, for the Hill Elementary School Hazardous Materials Removal and Demolition located at 507 3rd Street North, Birmingham, this being the lowest responsible and responsive proposal submitted, and authorizing the Mayor to enter into a contract with CJ's Ventures LLC in substantially the form contained within the proposal documents and in accordance with said proposal, providing that the total compensation payable under that Contract not exceed the appropriation. **[Funding Source: DCP103CP 003252]** (Submitted by the Mayor) (Recommended by the Director of Capital Projects) (One Proposal Received)

CONSENT**ITEM 26.**

A Resolution accepting and approving the bid of **Kirkpatrick Concrete, Inc.**, Birmingham, for Ready Mix Concrete as needed, at the unit prices on file in the office of the Assistant Purchasing Agent, for a period of one (1) year guaranteed, for the City of Birmingham Public Works Department, this being the lowest, most responsive bid submitted. **[G/L Account: 001_049_40300-40395.513-004]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Director of Public Works) (One Bid Submitted)

CONSENT**ITEM 27.**

A Resolution accepting and approving the bid of **Red Mountain Garage Doors**, Pelham, Alabama, for Overhead Door Maintenance Parts and Repair: General Maintenance Parts and Repair, Preventative Maintenance Section A and Section B as needed, at the unit prices on file in the office of the Assistant Purchasing Agent, for a period of one (1) year, for the City of Birmingham Public Works Department, this being the lowest, most responsive bid submitted meeting specifications. **[G/L Account: 001_049_40200_40229.511-022]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Director of Public Works) (Three Bids Submitted)

CONSENT**ITEM 28.**

A Resolution accepting and approving the bid of **3B Scientific**, Tucker, Georgia, for Training Manikins as needed, at the unit prices on file in the office of the Assistant Purchasing Agent, for a period of one (1) year, for the Birmingham Fire and Rescue Department. **[Appropriated for in FY2024-2025 Budget; G/L Account: 001_022_18000_18100_18101.524-007]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Fire Chief) (One Bid Submitted)

CONSENT**ITEM 29.**

A Resolution amending Resolution No. 844-25, adopted by the Council May 27, 2025, fixing a special assessment against various properties throughout the City for the abatement of noxious or dangerous weeds, to remove 1335 26th Street North, Birmingham, 35234, due to the owner providing documentation that the property was cut by a private landscaper. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

CONSENT**ITEM 30.**

A Resolution approving payment to **Calvin Sturgeon Jr., DBA Grasselli Fence**, Birmingham, in the amount of \$6,674.77 for fencing supplies and repair parts for the City of Birmingham Public Works Department, in accordance with Section 3-1-7 of the Birmingham City Code. **[G/L Account: 001_049_40300_40320_40323.513-007]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Director of Public Works)

CONSENT**ITEM 31.**

A Resolution approving payment to **Orbis Machinery Birmingham LLC**, Moody, Alabama, for the purchase of a New 2025 JCB Electric Scissor Lift, Model #S3246E, for a total cost of \$25,425.00, for the Equipment Management Department, based on bid awarded in accordance with the Sourcewell Cooperative Contract 020223-JCB. **[Appropriated for in the FY 2024-2025 Budget; G/L Account: 102_000.600-007; Project#: EM102CP 0E4006_001]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Director of Equipment Management)

CONSENT

ITEM 32.

A Resolution approving payment to **State Industrial Products Corp**, Mayfield Heights, Ohio, in the amount of \$19,747.44, for Pyxis Laundry Detergent, Pyxis PowerWash Laundry Emulsion, Pyxis Destainer Bleach, and Ecolution Car and Truck Wash, to replenish the inventory at the Central Stores Warehouse, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the FY 2024-2025 Budget; G/L Account: 001.152-003]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Central Stores Warehouse)

CONSENT

ITEM 33.

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

CONSENT

ITEM 34.

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

CONSENT

ITEM 35.

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

CONSENT

ITEM 36.

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

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ITEM 37.

A Resolution setting a public hearing **July 15, 2025** to consider the adoption of an Ordinance “TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2025-00007**) to change zone district boundaries from CR-4A (Contingency Medium Density Residential District) to MU-L (Mixed-Use Low District), filed by Maria Dominique Villanueva, applicant, generally located at 1201 16th

Street North, situated in Section 26, ¼ Section 4, Township 17, Range 3-West, Birmingham in order to allow the construction of a new office that includes a market and accessory kitchen. **[First Reading]** (Submitted by Councilor Abbott, Chair, Planning and Zoning Committee) (Recommended by the Z.A.C. and the Planning and Zoning Committee)**

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ITEM 38.

A Resolution setting a public hearing **July 15, 2025** to consider the adoption of an Ordinance on a proposed text amendment to the City's Zoning Ordinance, Ordinance No. 15-133, as amended, to include the addition of several terms that were previously not defined and new definitions of alley, lot and public building that will affect all property within the Corporate Boundaries of the City of Birmingham, **Case No. ZAC2025-00012. [First Reading]** (Submitted by Councilor Abbott, Chair, Planning and Zoning Committee) (Recommended by the Z.A.C. and the Planning and Zoning Committee)**

OLD AND NEW BUSINESS

PRESENTATIONS

REQUEST FROM THE PUBLIC

ADJOURNMENT