



JOINT BUDGET AND FINANCE AND SPECIAL CALLED COMMITTEE OF THE WHOLE MEETING
Monday, September 23, 2024 | 3:30 PM
CITY COUNCIL CHAMBERS

MINUTES

COUNCILOR CRYSTAL SMITHERMAN, COMMITTEE CHAIR
COUNCILORS VALERIE A. ABBOTT & WARDINE T. ALEXANDER, COMMITTEE MEMBERS

Councilor(s) Present: Smitherman, Abbott, Williams

- 1) **Call to Order**
The Meeting was called to order by Committee Member, Council President Pro Tem Alexander.
- 2) **Approval of the Minutes – September 9, 2024**
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
The September 9, 2024 Joint Budget and Finance and Special Called Committee Meeting Minutes were approved as recorded.
- 3) **Consideration of the Consent Agenda**
Items #4,5,6,8,9,11,12,14,19
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Items Recommended to the City Council Consent Agenda.
- 4) An Ordinance to amend the Grants Fund for the fiscal year ending June 30, 2025, by appropriating 438,105.00 to Equipment Management from Alabama Department of Environmental Management (ADEM) Recycling Fund to purchase a side loader collection truck per grant award received. (Resolution # 205-24).
Submitted by: Cedric Roberts, Director
Department: Equipment Management Extension: 6300
Recommended Funding Source: 035 Grants Fund
Amount: \$ 438,105.00
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Consent Agenda.
- 5) A Resolution pursuant to §11-40-1, §11-47-16 and §11-47-19, Codes of Alabama, 1975 authorizing the Mayor to execute and deliver an agreement with Flix, Inc. in an amount not to exceed \$5,000, inclusive of any reimbursable expenses, under which Flix will provide, deliver, set up and run all equipment for Backyard Parties/Movies at Avondale Park on Tuesday nights during the month of June 2025. The events will be free to the public. Said total funds will come from District #5 Discretionary Funds.
Submitted by: Felicia Jolly
Department: City Council Districts 5
Extension: 2907
Funding Source: 001_000_04260.542.001
Amount: \$5000.00
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Consent Agenda.

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- 6) A Resolution authorizing an appropriation, pursuant to §11-40-1 and §11-47-19, Code of Alabama 1975, in the sum of \$1000.00, for the purpose of purchasing seven (7) cases of dog waste bags to refill stations located in three (3) parks in the Highland Park Neighborhood. This funding is to be paid from the Highland Park Neighborhood Association Fund.
Submitted by: Willie Watson
Department: Community Development Extension: 2066
Funding Source: 031_200_12140_12142_15198.540-001
Amount: \$1000.00
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Consent Agenda.
- 7) An Ordinance to amend the Grants Fund Budget for the fiscal year ending June 30, 2025, by appropriating \$21,681,306.00 and \$1,842,666.00 to Department of Transportation, for Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant per award received to support an urban trail, Complete Street, and improved transit corridor; and to amend the Grants Match Fund for the fiscal year ending June 30, 2025, by appropriating \$1,912,578.00 in matching funds with commitment from Fresh Water Land Trust. (Resolution Number 275-23).
Submitted by: James Fowler
Department: Department of Transportation
Extension: 2622
Recommended Funding Source: Fund 035 & 036
Amount: \$25,436,550.00
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Agenda.
- 8) An Ordinance to amend the Grants Fund for the fiscal year ending June 30, 2025, by appropriating 5,074,139.00 to Community Development through Home Investment Partnerships- American Rescue Plan (HOME-ARP) from the U.S. Department of Housing and Urban Development (HUD) per grant award received. (Resolution #1828-21).
Submitted by: Meghan Venable-Thomas, Director
Department: Community Development
Extension: 2723
Recommended Funding Source: 035
Amount: \$ 5,074,139.00
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Consent Agenda.
- 9) A Resolution pursuant to §11-40-1 et. seq., §11-47-16 and §11-47-19 Codes of Alabama, 1975, authorizing the Mayor to execute and deliver an agreement with Exposure Community Development Corporation d/b/a Official Clutch Band in an amount not to exceed \$3,750.00 to allow the Official Clutch Band to provide exhibits, information, cultural enrichment, and entertainment that promotes community service, public health and safety, and the general well-being of the residents of the City of Birmingham on November 1, 2024. This event will be open to the public at no cost. Said funds to come from District 1 Discretionary Funds (\$500.00), District 2 Discretionary Funds (\$500.00), District 4 Discretionary Funds (\$500.00), District 5 Discretionary Funds (\$500.00), District 6 Discretionary Funds (\$250.00), District 7 Discretionary Funds (\$500.00), District 8 Discretionary Funds (\$500.00), and District 9 Discretionary Funds (\$500.00).
Submitted by: Felicia Jolly
Department: City Council
Extension: 2907

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Funding Source: Discretionary Accounts / Councilors Clinton Woods- \$500.00, Hunter Williams- \$500.00, J.T. Moore- \$500.00, Darryl O'Quinn- \$500.00, Crystal Smitherman - \$250.00, Wardine Alexander- \$500.00, Carol Clarke- \$500.00, Latonya Tate- \$500.00

Amount: \$3750.00

Action Taken:

Councilor Abbott Motioned to Approve.

Councilor Smitherman Seconded the Motion.

Item Recommended to the City Council Consent Agenda.

- 10) A Resolution authorizing the Mayor to execute and deliver an agreement with Jefferson County Family Resource Center (R.E.S.T.O.R.E), under which R.E.S.T.O.R.E will offer support services to a minimum of 120 court-involved youth ages 16 to 19 and their families. The objective is to reduce criminal activity involving young people residing in the City through proactive, strength- based, trauma-informed, mental health services, and developmentally appropriate case management services geared to help build on participant's potential for success. The term of the agreement is for one (1) year and the funding amount is \$225,000. An Ordinance to amend the Grants Fund Budget for the fiscal year ending June 30, 2025, by appropriating \$4,200,000.00 to Police, from BJA-Byrne Discretionary Grants per award received. (Resolution Number 716-24).

Submitted by: Uche Bean

Department: Mayor's Office

Extension: 8026

Recommended Funding Source: 0001_061_01000.527-091

Amount: \$225,000.00

Action Taken:

Councilor Abbott Motioned to Approve.

Councilor Smitherman Seconded the Motion.

Item Recommended to the City Council Agenda.

- 11) A Resolution approving and authorizing the Mayor to execute, for and as the act of said City a Vendor Software Agreement between the City of Birmingham and Carahsoft Technology Corporation ("Carahsoft"), for the purchase of Cellebrite subscription services and hardware used by the Birmingham Police Department (BPD) for a term of (1) year and the City shall pay Carahsoft in an amount not to exceed \$19,484.00.

Submitted by: Anette Harris, Deputy Director

Department: IMS

Extension: 2751

Recommended Funding Source: 00001_037_01920_01922.531-020 - Rental Software Leases

Amount: \$ 19,484.00 (not to exceed)

Action Taken:

Councilor Abbott Motioned to Approve.

Councilor Smitherman Seconded the Motion.

Item Recommended to the City Council Consent Agenda.

- 12) A Resolution pursuant to §11-40-1 and §16-11-9.1, Codes of Alabama 1975, authorizing the Mayor to execute and deliver an agreement with the Birmingham Board of Education, in an amount not to exceed \$14,500.00, to provide the following goods and services for the benefit of students at the following Birmingham City Schools: (1) The Board shall coordinate with Wenonah High School, for the amount of \$6,500.00 and Green Acres Middle School, for the amount of \$2,500.00, to assist with school expenses. (2) The Board shall coordinate with Jones Valley Middle School, for an amount of \$2,500.00, and Arrington Middle School for \$2,000.00 to assist with associated with school expenses. (3) The Board shall coordinate with Oxmoor Valley Elementary School, for \$2,000.00, to assist, to assist with associated school expenses. Said funds will come from District #7 Discretionary Funds. The allocation is exclusively for the purposes stated.

Submitted by: Felicia Jolly Department IMS

Extension: 2751

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Recommended Funding Source: G/L 001-000-04270-542-001

Amount: \$ 14,500.00

Action Taken:

Councilor Abbott Motioned to Approve.

Councilor Smitherman Seconded the Motion.

Item Recommended to the City Council Consent Agenda.

- 13) A Resolution authorizing the Mayor to execute and deliver an Agreement for Consulting Services between the City of Birmingham, the **Birmingham Board of Education and IMC Financial Consulting, LLC**, under which the Birmingham Board of Education and IMC Financial Consulting, LLC will implement a financial literacy initiative called the "Financial Freedom Project" to provide financial literacy and financial education to Birmingham City Schools, for a term of one (1) year and for an amount not to exceed One Million and No/100 (\$1,000,000.00).

Submitted by: Galvin Billups

Department: Department of Youth Services

Extension: 2799

Recommended Funding Source: G/L 001_061_01000.527-091

Amount: \$1,000,000.00

Action Taken:

Councilor Abbott Motioned to Approve.

Councilor Smitherman Seconded the Motion.

Item Recommended to the City Council Agenda.

- 14) A Resolution authorizing the Mayor to execute a Funding Agreement with the **Birmingham Jefferson County Port Authority ("BJCPA")**, under which the BJCPA will provide for the operation of an inland port facility on the Black Warrior River for recreational, transportational, agricultural, industrial, and commercial purposes and other professional services as needed to carry out its duties and responsibilities and other services that are required to fulfill the intent of the Port Authority Act as defined in Chapter 94 of Title 11 of the Code of Alabama (1975) and the purposes of the Funding Agreement and the City will pay the BJCPA an amount not to exceed One Hundred Twenty-Five Thousand and No/100 Dollars (\$125,000.00) for such services, provided that such funding has been approved and included in the City's General Fund Budget for FY2024-2025.

Submitted by: Michelle Inman

Department Mayor's Office

Extension: 2144

Recommended Funding Source: G/L 001_400_96700_96823.550-008

Amount: \$ 125,000.00

Action Taken:

Councilor Abbott Motioned to Approve.

Councilor Smitherman Seconded the Motion.

Item Recommended to the City Council Consent Agenda.

- 15) A Resolution authorizing the Mayor to execute a Vendor Agreement with Benevate, Inc. d/b/a Neighborly Software for a term of up to (2) years to purchase a web-based, software-as-a-service financial and project management and reporting software service for up to 32 users to assist the City of Birmingham's Community Development Department to oversee and manage grants in an amount not to exceed \$249,600.00.

Submitted by: Cory Stallworth, Deputy Director

Department: Community Development

Extension: x 2225

Recommended Funding Source: G/L 081_013_05300_05301.525-011

Amount: \$249,600.00

Action Taken:

Councilor Abbott Motioned to Approve.

Councilor Smitherman Seconded the Motion.

Item Recommended to the City Council Agenda.

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- 16) A Resolution pursuant to §11-40-1 et. seq. and §11-47-19 Codes of Alabama, 1975, authorizing the Mayor to execute and deliver an agreement with Sidewalk Film Center and Cinema to create a long term sustainability plan to address certain technological challenges with continuing to host the annual sidewalk film festival, an event that welcomes more than 15,000 visitors and more than 200 visiting filmmakers to the City of Birmingham at various historical venues in the City's Historic Theatre District for a term of one year in an amount not to exceed \$10,000.00.
Submitted by: Michelle Inman
Department: Mayor's Office
Extension: x 2144
Recommended Funding Source: G/L 001_031_03700.534-034
Amount: \$10,000.00
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Agenda.
- 17) BE IT RESOLVED by the Council of the City of Birmingham that the Mayor be and hereby is authorized to execute, for and as the act of said City, an Agreement with The Sister City Commission of the City of Birmingham, Inc. ("Sister City"), under which Sister City shall assist in improving and enhancing the cultural and artistic exchange between the residents of Birmingham and corresponding Sister City, for a term of one (1) year ending September 30, 2025 and for an amount not to exceed \$150,000.00.
Submitted by: Michell Inman
Department: Mayor's Office
Extension: 2144
Recommended Funding Source: 001_031_03700.534-034
Amount: \$150,000.00
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Agenda.
- 18) A Resolution authorizing the Mayor to execute a Project Agreement and Forgivable Loan documents between the City of Birmingham and the **Young Men's Christian Association of Greater Birmingham ("YMCA")**, under which YMCA for the development of the Habitat Village at the Northeast YMCA, located at 6228 Red Lane Road, Birmingham, Alabama 35215, which includes renovations of the existing YMCA in Roebuck, the construction of 22 new Habitat single- family homes, a premier health care center, mental health and nutrition counseling, a family and community resource center providing state-funded pre-k, and programs to support the surrounding neighborhood.
Submitted by: Chris Hatcher
Department Mayor's Office
Extension: 2241
Recommended Funding Source: ARPA-Revenue Loss (\$500,000) and (CDBG) (\$500,000)
Amount: \$1,000,000.00
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Agenda.
- 19) A Resolution approving that the Mayor of the City of Birmingham is hereby authorized 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 2024 U.S. Department of Justice (DOJ) Edward Byrne Memorial Justice Assistance Grant, in the amount of \$387,833.00 and authorize the Mayor to execute an Interlocal Agreement with Jefferson County, the Grant funds shall be used \$332,703.00 to the City and \$55,130.00 to the Jefferson County Sheriff for law enforcement and technology improvements, and with no matching funds due from the City.

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Submitted by: Adrienne Stitt
Department: Finance/Grants
Extension: x2434
Recommended Funding Source: n/a
Amount: n/a

Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Consent Agenda.

- 20) A Resolution authorizing the Mayor to execute any and all documents required for the City to complete a grant with the U.S. Department of Housing and Urban Development (HUD), Office of Community Planning and Development Pathways to Removing Obstacles to Housing (PRO Housing) in an amount of up to Seven Million and 00/100 Dollars (\$7,000,000.00) to identify and remove barriers to affordable housing production and preservation with no matching funds due from the City and authorize the Mayor to take any and all actions and execute such documents as are appropriate and necessary to accept and expend the grant funds on behalf of the City in accordance with the grant documents.

Submitted by: Adrienne Stitt
Department: Finance/Grants
Extension: x2434
Recommended Funding Source: n/a
Amount: n/a

Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Agenda.

- 21) A Project Funding Agreement between the City of Birmingham and **Slade Land Use, Environmental and Transportation Planning, LLC (“Slade”)** under which **Slade** will undertake a project to redevelop, rehabilitate and convert the interior, exterior and surrounding grounds of the Property located at 1616 7th Avenue North, Birmingham Alabama, 35203 to use as its primary office, with an estimated investment of approximately \$2.6 million for capital improvements and the creation/retention of 12 full time jobs. The City has agreed to make the property available to **Slade** at a use value of **Sixty Thousand and No/100 \$60,000.00** in support of the project.

Submitted by: Cornell Wesley
Department: IEO
Extension: 2799
Recommended Funding Source: n/a
Amount: \$60,000.00

Action Taken:
Item Withdrawn per the Administration

- 22) A Contract for Sale of Real Estate between the City of Birmingham and Jones Group, LLC, under which the City will sell approximately 11 acres of land located in the Daniel Payne Industrial Park to Jones Group for a purchase price of \$40,000 per acre for an estimated total purchase price of \$440,000.

Submitted by: Janice Douthard
Department: Innovation & Economic Opportunity
Extension: 2273
Funding Source: N/A
Amount: \$40,000 per acre paid to the City

Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Agenda.

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- 23) A Resolution authorizing the Mayor to enter into a Project Funding Agreement between the City of Birmingham and **TESSA COMMERCIAL REAL ESTATE, LLC**, under which **TESSA COMMERCIAL REAL ESTATE, LLC** will undertake a project to renovate the ground floor of the Burger Phillips Building located at 1914 3rd Avenue North, Suite 430 Birmingham, AL 35203 the Project is anticipated to create at least one new job that pays a livable wage and generate new sales and use tax, occupational tax and business license revenue to the City. The City has agreed to a RISE RLF in the amount of \$ 25,000.00 in the form of a Forgivable Loan to **TESSA COMMERCIAL REAL ESTATE, LLC** in support of the project.
Submitted by: Cornell Wesley
Department: IEO
Extension: 2799
Funding Source: 001_003_00900.476-003_Rise Funds
Amount: \$25,000.00
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Agenda.
- 24) A Resolution authorizing the Mayor to execute a Charter Customer Pilot Program with Axon Enterprise, Inc. under which the Birmingham Fire and Rescue Service will trial and evaluate Axon Trial Kits which include a body and vehicle camera system for a three month trial period and no cost to the City.
Submitted by: Matthew LaMonte
Department: BFRS
Extension: x2129
Recommended Funding Source: n/a
Amount: n/a
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Agenda.
- 25) Family Fun Center Project at Birmingham Crossplex:
1. Funding Agreement among the City of Birmingham, The Public Athletic, Cultural and Entertainment Facilities Board of the City of Birmingham, Alabama (PACE Board), and PNC Bank, National Association, under which the City will pay the principal of and interest on Revenue Bond, Series 2024-PNC-1, to be issued by the PACE Board to PNC Bank in an expected principal amount which will not exceed \$15,000,000 to pay the costs of capital improvements to the Crossplex site to develop a Family Fun Center.
 2. Project Lease Agreement between the City and the PACE Board in connection with the Family Fun Center project under which the City will lease a portion of the Crossplex site to the PACE Board in connection with the Family Fun Center Project.
 3. Indenture to be executed and delivered by PACE Board to PNC Bank in connection with the issuance of the Revenue Bond.
- Submitted by: Cornell Wesley**
Department: Innovation & Economic Opportunity
Extension: 2799
Funding Source: 162_000.484-005 - Proceeds from Debt Issuance Proceeds from PACE Bonds
Amount: \$15,000,000
Action Taken:
Councilor Abbott Motioned to Approve.
Councilor Smitherman Seconded the Motion.
Item Recommended to the City Council Agenda.

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- 26) A Resolution pursuant to §11-40-1, §38-2-9, §11-47-11 and §11-47-19 of the Code of Alabama, 1975, to authorize the Mayor to expend funds and execute agreements for the Community Resource Services Division to host the 99 Neighborhoods' picnic at Railroad Park, on ~~September 27, 2024~~ **September 29, 2024**. There will be no cost to attend the event, which is designed to demonstrate awareness and support of various cultural programs, events, and activities and to gather knowledge about community interests and issues. The event will include drinks and snacks to be provided to the attendees, and the event will be designed to (i) increase goodwill in the City; (ii) establish a rapport with the public and core constituents; and (iii) improve communication and the quality of life throughout the City. The Mayor shall be authorized 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 shall not exceed a total of \$2,500. Said funds to come from Community Resource Services Division Funds.

Submitted by: Alice Williams

Department: Community Development

Extension: 8085

Funding Source: 001-013-03780.527-025 Amount: \$2,500.00

Action Taken:

Councilor Abbott Motioned to Approve.

Councilor Smitherman Seconded the Motion.

Item Recommended to the City Council Agenda.

- 27) **Old & New Business**
None

- 28) **Adjournment**
Councilor Abbott Motioned to Adjourn.
Councilor Smitherman Seconded the Motion.
Meeting Adjourned.