

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

November 5, 2024 – 9:30 A.M.

WEBSITE ADDRESS: www.birminghamal.gov

INVOCATION: Darren L. Kennemer, Chief Chaplain Services US Department of Veterans Affairs, Birmingham VA Health Care System

PLEDGE OF ALLEGIANCE: Council President Darrell O’Quinn

ROLL CALL

MINUTES NOT READY: September 3, 2024 – October 29, 2024

COMMUNICATIONS FROM THE MAYOR

ANNOUNCEMENT OF BOARDS AND AGENCIES – December 2024

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

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS

CONSENT

ITEM 1.

An Ordinance “TO FURTHER AMEND THE DONATION FUND BUDGET” for the fiscal year ending June 30, 2025, by appropriating \$50,240.44, to Huffman Roebuck Park, for general use per donation received from the Jefferson County Community Service Fund. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT

ITEM 2.

An Ordinance “TO FURTHER AMEND THE NEIGHBORHOOD ALLOCATION FUND BUDGET” for the fiscal year ending June 30, 2025, by transferring \$250.00 from Apple Valley Neighborhood Association and appropriating \$250.00 to Non-Departmental, Transfer to Fund 001 General Fund, and “TO FURTHER AMEND THE GENERAL FUND BUDGET” for the fiscal year ending June 30, 2025, by appropriating \$250.00 to the Department of Transportation for East Precinct Police Department for seven (7) block watch signs. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT

ITEM 3.

An Ordinance “TO FURTHER AMEND THE GENERAL FUND BUDGET” for the fiscal year ending June 30, 2025, by appropriating \$4,500,000.00 to Non-Departmental, Debt Service Principal/Line of Credit for Carraway Infrastructure. Funding source is loan proceeds. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT

ITEM 4.

A Resolution authorizing the Mayor to execute any and all documents necessary for the City of Birmingham to enter into an Interlocal Cooperation Agreement with the **City of Homewood** for the public purpose of making certain improvements along Green Springs Highway in Homewood and Birmingham, Alabama specifically for repairing the drainage ditch along Green Springs Highway that bisects both municipalities for a term not to exceed 180 days and for a total cost not to

exceed \$30,000.00. [**Funding Source: DOT046CP – Street Resurfacing**] (Submitted by the City Attorney) (Recommended by the Mayor, the Budget and Finance Committee and the Transportation and Infrastructure Committee)

CONSENT

ITEM 5.

A Resolution authorizing the Mayor to execute and deliver an agreement between the City of Birmingham and **HouseProud Atlanta Inc. (“HouseProud”)** in an amount not to exceed \$125,000.00, under which HouseProud will provide services to the City by implementing the District 6 Housing Rehabilitation Program which will provide exterior beautification and minor repairs for up to twenty (20) homes in the Arlington West and West End areas of District 6 including pressure washing and painting of the exterior of the home and planting flowers and shrubs in the flower beds, planters and garden beds. Minimal repairs to siding, exterior window trim or wheelchair ramps and/or decks to prepare homes for painting for qualified low- and moderate-income homeowners residing in Council District 6. [**Funding Source: G/L 039_000.527-050 - ARPA District 6 Funds**] (Submitted by the City Attorney) (Recommended by the Mayor and the Chief Community Planner)

CONSENT

ITEM 6.

A Resolution rescinding and replacing Council Resolution No. 671-24, adopted by the City Council May 14, 2024, for an amount not to exceed \$1,000,000.00, and further authorizing the Mayor to execute, for and as the act of said City, an agreement between the City of Birmingham and **Huffman Recreation Board**, in an amount not to exceed \$1,050,240.44, to fund the Huffman Ball Park Improvement Project to make improvements to the Huffman Ball Park located at 421 Red Lane Road in Birmingham, Alabama. The redeveloped park will be accessible for people of all abilities and will include improvements to the lighting system; dug outs (including roofing); signage, roofing; restrooms; and fencing at the Huffman Ballpark. [**Funding Source: G/L 039_000.527-050 – ARPA District 1 Funds (\$1,000,000.00); 031-083-8400-84071_84101.478-070 (\$50,240.44)**] (Submitted by the City Attorney) (Recommended by the Mayor)

CONSENT**ITEM 7.**

A Resolution, pursuant to §11-40-1, §11-43-140 and §41-16-51(a)(16) of the Code of Alabama, 1975, authorizing the Mayor to execute and deliver a purchase agreement, for a period of not more than one (1) year with **Lexipol, LLC** for reference manuals and an annual subscription to Fire Policy subscription services used by the Fire Department, with the City paying an amount not to exceed \$31,150.23. [**G/L Account: 001_022_016000_16009.527-050 (Professional Services)**]. (Submitted by the Mayor) (Recommended by the Fire Chief)

CONSENT**ITEM 8.**

A Resolution approving and 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”)**, in the amount of \$1,000,000.00 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 twenty-two (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. [**Funding Source: ARPA-Revenue Loss (\$500,000.00) and (CDBG) (\$500,000.00)**] (Submitted by the City Attorney) (Recommended by the Mayor, the Budget and Finance Committee and the Community Development Committee)**

CONSENT**ITEM 9.**

A Resolution authorizing the Mayor to expend funds and execute agreements with the **Birmingham Board of Education (the “Board”)** in an amount not to exceed \$7,600.00, under which the Board will provide services to the City by coordinating with Carver High School to provide services to Carver High School for expenses related to supporting educational services for the 2024-25 academic school year, said funds to come from the following sources: Central City Neighborhood Association (\$900.00); Druid Hills Neighborhood Association Funds (\$500.00); Evergreen Neighborhood Association (\$1,000.00); Fountain Heights Neighborhood Association (\$1,200.00); and Norwood Neighborhood Association (\$4,000.00). (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT

ITEM 10.

A Resolution authorizing the Mayor to allocate funds and execute an agreement with the **Birmingham Botanical Society, Inc.** in an amount not to exceed \$5,000.00, under which the Birmingham Botanical Society, Inc. will provide services to the City by providing books, DVDs, and other materials at the Birmingham Botanical Gardens public horticulture library which will be made available to residents of the City of Birmingham, with said funding to come from the Redmont Park Neighborhood Association. (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT

ITEM 11.

A Resolution authorizing the Mayor to expend funds and execute an agreement in an amount not to exceed \$5,000.00, with **Birmingham Zoo, Inc.** to allow Birmingham Zoo, Inc. to provide STEM programming to 7th grade students in the Birmingham City Schools, with said funding to come from the Redmont Neighborhood Association. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT

ITEM 12.

A Resolution authorizing the Mayor to appropriate funds in the amount of \$2,250.00, for the installation, removal, and storage of the City's Christmas decorations used for the **Central Pratt Neighborhood**, to be installed in November 2024 and removed and placed into storage in January 2025, said funds to come from the Central Pratt Neighborhood Association fund. (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT

ITEM 13.

A Resolution authorizing the City Attorney, upon her recommendation, to settle the matter of the *City of Birmingham v. Trinity Christian Methodist Episcopal Church, et al*, and authorizing the Mayor, the City Attorney, or one of her assistants, to execute all documents necessary to accomplish the settlement of this claim and obtain full and final mutual releases of all claims therein. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT**ITEM 14.**

A Resolution accepting the lump sum bid of **Sherrod Construction Company, Inc.**, Vestavia Hills, Alabama, in the amount of \$180,200.00, for Oxmoor Park Renovations located at 2354 Wenonah Oxmoor Road, Birmingham, Alabama 35211, this being the lowest responsible and responsive bid submitted, and authorizing the Mayor to enter into a contract with Sherrod Construction Company, Inc., 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. [**Funding Source: ARPA funds – District 7**] (Submitted by the Mayor) (Recommended by the Director of Capital Projects) (Four Bids Submitted)

CONSENT**ITEM 15.**

A Resolution accepting and approving the bid of **Budget Janitorial Supply**, Pelham, Alabama, for Janitorial Products and Supplies, as needed at unit prices on file in the Office of the Purchasing Agent, for the City of Birmingham Warehouses, for a period of one (1) year guaranteed, this being the lowest, most responsive bid submitted. [**G/L Account: 001.153-003**] (Submitted by the Mayor) (Recommended by the Purchasing Agent) (Three Bids Submitted)

CONSENT**ITEM 16.**

A Resolution approving payment to **Birmingham Realty Company, Inc. dba The Barber Companies, Inc.**, Birmingham, for lease of storage building located at 2817 3rd Avenue South, Birmingham, for the Birmingham Museum of Art based on the Amendment 1 Lease Agreement monthly base rental schedule beginning January 1, 2024, and ending December 31, 2033, subject to the availability of funding. [**Appropriated for in FY2024-2025 Budget, G/L Account: 001_080_03535.531-008**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Birmingham Museum of Art)

CONSENT**ITEM 17.**

A Resolution approving payment to **Ingram Equipment Company, LLC**, Pelham, Alabama, for the purchase of two (2) new 2025 Kenworth L770; 28 Yard ASL Body at \$438,105.00 each for a total cost of \$876,210.00 with optional features, for the Equipment Management Department, at unit prices on file in the office of the Purchasing Agent, in accordance with Sourcewell Contract #091219-THC. [**Appropriated for**

in the FY 2024-2025 Budget; G/L Account: 102_000.600-007 Project Code: EM102CP 0D4006_001 and G/L Account: 035_034.600-010 Project Code: EM035GR 004224] (Submitted by the Mayor) (Recommended by the Purchasing Agent and Director of Equipment Management)

CONSENT

ITEM 18.

A Resolution authorizing the Chief Financial Officer to make two (2) refunds in the total amount of \$4,212.82. (Submitted by the Mayor) (Recommended by the Chief Financial Officer)**

CONSENT

ITEM 19.

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

CONSENT

ITEM 20.

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

CONSENT

ITEM 21.

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

OLD AND NEW BUSINESS

PRESENTATIONS

REQUEST FROM THE PUBLIC

ADJOURNMENT