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

September 9, 2025 – 9:30 A.M.

WEBSITE ADDRESS: www.birminghamal.gov

INVOCATION: Rev. Otis McGuire, Pastor, Water of Life Ministry, Hueytown, AL

PLEDGE OF ALLEGIANCE: Councilor Hunter Williams

ROLL CALL

APPROVAL OF MINUTES FROM PREVIOUS MEETINGS: April 1 and 8, 2025

MINUTES NOT READY: April 15, 2025 – September 2, 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.

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) (Deferred from 9/2/2025 to 9/9/2025)

4-DOOR CADILLAC DEVILLE COLOR: SILVER TAG: 5348AA2 VIN: UNKNOWN located at 2948 30TH ST SW, 35211 Parcel ID Number 012900203015011000

CONSENT(ph) ITEM 2.

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)

2-DOOR RANGER Color: BLUE Tag ID: 1C000MX Vin: UNKNOWN, Located at 1404 AVENUE K 35218, Parcel ID Number 012200314015013000

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 OLDSMOBILE SILHOUETTE Color: BLUE Tag ID: 1A157U2 Vin: UNKNOWN , Located at 1404 AVENUE K 35218, Parcel ID Number 012200314015013000

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 LINCOLN LIMOUSINE Color: BLACK Tag ID: 1A157U4 Vin: UNKNOWN, Located at 1404 AVENUE K 35218, Parcel ID Number 012200314015013000

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 LINCOLN LIMOUSINE Color: BLACK Tag ID: 1AOX15D Vin: UNKNOWN, Located at 1404 AVENUE K 35218, Parcel ID Number 012200314015013000

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS

<u>P</u> ITEM 6.

An Ordinance authorizing the Mayor, upon receipt of payment in the amount of \$10,533.74, to execute a quitclaim deed to **Lisa Bimbo**, for the sale of property legally described as LOTS 25 AND 26, IN BLOCK 125 ACCORDING TO THE SURVEY OF EAST LAKE, AS RECORDED IN MAP BOOK 1, PAGE 217 IN THE PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA PARCEL ID NO. 23 00 11 3 015 011.000, and located at 8005 3rd Avenue South, Birmingham, Alabama 35206, which was acquired by the City upon foreclosure of municipal improvement liens in accordance with Section 3-1-4(c) of the General Code of the City of Birmingham. **[First Reading]** (Submitted by the City Attorney) (Recommended by the Director of Finance)**

CONSENT ITEM 7.

A Resolution approving and authorizing the Mayor to execute a Software as a Service Agreement (SaaS) with **Accela Inc.(Accela)**, San Ramon, California, under which Accela will provide a cloud-based enterprise system that supports permitting, regulatory processes and enforcement for various City departments. The City has approximately 200 users with licenses for various functions for permitting, plan review, code enforcement as well as regulatory processes. The City shall pay Accela an amount not to exceed the sum of \$2,180,056.86. [Funding Source: **00001_037_01920_01922.531-020** - **Rental Software Leases**] (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT ITEM 8.

A Resolution authorizing the Mayor to execute, for and as the act of said City, an Interlocal Agreement with the Birmingham Jefferson Civic Center Authority ("BJCC"), under which the BJCC shall undertake and perform all upkeep, cleaning, and maintenance of the City Walk BHAM spaces for a term of one year (1) ending September 30, 2026, and the City shall allocate to the BJCC for its services, funds appropriated from the Alabama Legislature via Act No. 2025-335 and approve by City Council by Resolution No. 114-25, in an amount not to exceed \$250,000.00 and no additional funds shall be paid by the City for BJCC services. [Funding Source: Grant Funds - MO035GR 004032] (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT ITEM 9.

A Resolution approving and authorizing the Mayor to execute a Public Transportation Services Agreement between the Birmingham-Jefferson County Transit Authority ("BJCTA") and the City of Birmingham, under which the BJCTA will provide public transportation services, as part of a transit system, to include fixed route, demand response (paratransit) services, microtransit services and Bus Rapid Transit (BRT) services within the City limits, for an amount not to exceed \$14,000,000.00, which compensation is comprised of \$11,000,000.00 for fixed route and paratransit services and \$3,000,000.00 for BRT services. [Funding **Source:** 001 400 96300 96301.550-004 Fund Boards & Agencies Boards & Agencies Transportation B'ham Transit Authority. Annual Contributions-Transportation) (Submitted by the City Attorney) (Recommended by the Mayor and the Transportation and Infrastructure Committee)**

CONSENT ITEM 10.

A Resolution pursuant to §11-40-1, and §38-2-9 Codes of Alabama, 1975, authorizing the Mayor to execute and deliver an agreement with **Brenda's Brown Bosom Buddies, Inc.**, under which Brenda's Brown Bosom Buddies, Inc., will provide Community Health Forums in order to provide breast cancer awareness to the community, and educational programs for residents of the City of Birmingham at no cost, for a term of one year in an amount not to exceed \$12,500.00. Said funds shall come from District #7 Discretionary funds (\$5,000.00), District #6 Discretionary funds (\$2,500.00), and District #9 Discretionary funds (\$5,000.00). [Funding Source: (\$5,000.00) 001_000_04260.542.001- District 6 Discretionary, and (\$5,000.00) 001_000_04290.542.001-District 9 Discretionary]

(Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT ITEM 11.

A Resolution pursuant to §11-40-1, and §38-2-9 Codes of Alabama, 1975, authorizing the Mayor to execute and deliver an agreement with Community Food Bank of Central Alabama, under which Community Food Bank of Central Alabama will provide services to the City of Birmingham by addressing food insecurity in Council District 8 of the City, in an amount not to exceed \$15,797.00. Funds to come from the following sources: \$10,000.00 District 8 Discretionary funds and \$5,797.00 District 6 Discretionary funds. [Funding **Source:** 001 000 04280.542.001- (\$10,000.00) District 8 Discretionary, and 001 000 04260.542.001-District 6 **Discretionary** (\$5,797.00)(Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT ITEM 12.

A Resolution authorizing the Mayor to execute and deliver a Funding Agreement between the City of Birmingham and **Downtown Jimmie Hale Mission ("Jimmie Hale Mission"),** under which Jimmie Hale Mission will ensure the safety and well-being of the vulnerable populations by providing shelter for Birmingham's homeless population during extreme weather conditions; provide efficient operational staffing which includes reliable transportation to the shelter, nutritious meals, cleaning supplies and laundry services for a one year term, in an amount not to exceed \$75,000.00. [Funding Source: 001_400_96700_96832.550-008 (General Fund_Boards & Agencies_Boards & Agencies Other Servs_Unhoused Services.Annual Contributions-Other Services)] (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT ITEM 13.

A Resolution approving and authorizing the Mayor to execute a First Amendment to Agreement with **OpportunitySpace**, **Inc.** d/b/a **Tolemi**, under which an Agreement between the City and Tolemi dated January 30, 2024, for the City's acquisition of a subscription for Tolemi's BuildingBlocks software and related licenses to be used for property management analytics at a cost of \$65,200.00 per year will be amended to provide that the City will acquire Tolemi's "publiCity" system and related services to provide the City a public-facing property listing platform for a

term of 12 months at a cost not to exceed \$12,000.00, which term is subject to annual renewal. [Funding Source: 001_019_0001.527-050; Project IMS102CP 003871] (Submitted by the City Attorney) (Recommended by the Director of Finance)**

CONSENT ITEM 14.

A Resolution pursuant to §11-40-1, §11-47-16, and §11-47-19, Code of Alabama, 1975, authorizing the Mayor to execute and deliver an agreement with Sidewalk Film Center & Cinema, Inc., in an amount not to exceed \$6,750.00 to allow Sidewalk Film Center & Cinema, Inc to provide services for the City of Birmingham by fostering independent filmmaking and hosting film screenings, educational programs, and the nationally recognized Sidewalk Film Festival which increases revenues for the city of Birmingham by welcoming more than 200 visiting filmmakers and more than 14,000 film fans to the area throughout the festival weekend. Said funds to come from the following source: \$1000.00 Council District 2 Discretionary Funds; \$5,000.00 Council District 5 Discretionary Funds; and \$750.00 Council District 6 Discretionary Funds. [Funding Source: (\$1000.00) 001 000 04220.542.001 Council District 2 Discretionary Funds; (\$5,000.00) 001 000 04250.542.001 Council District 5 Discretionary Funds; (\$750.00) 001-000-04260-542-001 Council District 6 Discretionary Funds (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)**

CONSENT ITEM 15.

A Resolution approving and authorizing the Mayor to execute a Funding Agreement between the City of Birmingham and Southbound Food Festival ("SFF"), under which SFF will promote and host its annual food festival in the City of Birmingham from September 19-28, 2025, at Pepper Place, Sloss Furnace and other venues around the City, which is designed to celebrate the Magic City's dynamic culinary industry, provide a platform and a table where people come together to learn about the region's rich culture, and discuss issues of deeper cultural significance (the "Event"). The City will provide SFF an amount not to exceed \$50,000.00 of financial incentives to host the Event in Birmingham, pursuant to Amendment No. 772. [Funding Source: 057_000.690-001] (Submitted by the City Attorney) (Recommended by the Mayor, Budget and Finance Committee and the Economic Development and Tourism Committee)**

CONSENT ITEM 16.

A Resolution approving, and authorizing the Mayor to execute, a "Consent and Ratification" form under which the City of Birmingham will evidence its consent to a 24-month deferral of loan payments by **Pizitz**, **L.L.C.** to **The City of Birmingham Downtown Redevelopment Authority** acting as the "designated public agency" of the City with respect to \$3,200,000.00 HUD 108 loan made to Pizitz, L.L.C. in 2015 to finance costs incurred for the historic renovation and redevelopment of the Pizitz Building. (Submitted by the City Attorney) (Recommended by the Mayor and the Director of Community Development)**

CONSENT ITEM 17.

A Resolution authorizing the Mayor to apply for, submit, execute, expend, accept and take any and all action as are appropriate and necessary in accordance with the terms of the Grant submission requirements and Grant Agreement with the **Economic Development Partnership of Alabama (EDPA)** for the Site Evaluation and Economic Development Strategy Act (SEEDS) Program to develop a site assessment plan for the Ensley Works site in the amount of \$2,000,000.00 with a 1:1 City match and further authorize the Mayor to take any and all actions and execute such other documents as are appropriate to accept and expend the grant funds on behalf of the City in accordance with the grant documents. **[Funding Source: FY27 Grant Match (Fund 036)]** (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT ITEM 18.

A Resolution authorizing the Mayor to apply and execute any and all documents required for the City to complete documents and accept all funds appropriated by the **Alabama Legislature FY2026 (ACT#2025-251)** in support of the City Walk Maintenance in an amount not to exceed \$250,000.00, with no matching funds from the City and authorizing the Mayor to take all actions and execute such other documents as are appropriate and necessary in accordance with the terms of the grant. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT ITEM 19.

A Resolution authorizing the Mayor to apply and execute any and all documents required for the City to complete documents and accept all funds appropriated by the **Alabama Legislature FY2026 (ACT#2025-251)** in support of the Birmingham Police Athletics Youth Program in an amount not to exceed \$50,000.00, with no matching funds from the City and authorizing the Mayor to take all actions and execute such other documents as are appropriate and necessary in accordance with the terms of the grant. (Submitted by the City Attorney) (Recommended by the Mayor and the Budget and Finance Committee)

CONSENT ITEM 20.

A Resolution accepting the donation and conveyance of real property from **Urban Ministries**, **Inc.** to the City of Birmingham for use for any valid public purpose, said real property being located at 1329 Cotton Avenue SW, Birmingham, AL 35211, and authorizing the Mayor to execute any and all documents necessary to effect the acceptance of the donation of the real property. (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee and the Director of Finance)**

CONSENT ITEM 21.

A Resolution pursuant to the provisions of §2-3-27 of the General Code of the City of Birmingham, as amended, authorizing the City Attorney, upon her recommendation, to settle the matter of *Julianna Jamison v. City of Birmingham*, Case No. 01-CV-2024-904994, and authorizing the Mayor, the City Attorney, or one of her assistants, to execute all documents necessary to accomplish the settlement of this claim in an amount not to exceed \$35,000.00, with said funds to come from General Ledger Number 001-028-01600-534-013. (Submitted by the City Attorney) (Recommended by the Mayor)**

CONSENT ITEM 22.

A Resolution determining that the building or structure located at 639 72nd Street South, Birmingham, Alabama 35206, 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 707 12th Street, Birmingham, Alabama 35218, 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 5532 Yellow Wood Avenue, Birmingham, Alabama 35228, 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 813 4th Terrace West, Birmingham, Alabama 35204, 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 712 12th Street, Birmingham, Alabama 35218, 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 3900 Park Avenue SW, Birmingham, Alabama 35221, 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 3840 Center Street North, Birmingham, Alabama 35207, 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 2400 Brookhaven Avenue SW, Birmingham, Alabama 35211, 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 416 Lance Way, Birmingham, Alabama 35206, 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 405 Orchid Road, Birmingham, Alabama 35215, 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 117 13th Avenue NW, Birmingham, Alabama 35215, 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 411 Kappa Avenue, Birmingham, Alabama 35205, 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 2211 15th Avenue, Birmingham, Alabama 35234, 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 118 9th Court North, Birmingham, Alabama 35204, 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 976 Edwards Lake Road, Birmingham, Alabama 35235, 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 determining that the building or structure located at 1723 1st Place South, Birmingham, Alabama 35205, 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 38.

A Resolution determining that the building or structure located at 1731 1st Place South, Birmingham, Alabama 35205, 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 39.

A Resolution determining that the building or structure located at 613 Vaughn Circle, Birmingham, Alabama 35235, 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 40.

A Resolution determining that the building or structure located at 320 4th Court West, Birmingham, Alabama 35204, 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 41.

A Resolution determining that the building or structure located at 3301 Howard Avenue, Birmingham, Alabama 35221, 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 42.

A Resolution determining that the building or structure located at 1005 Graymont Avenue, Birmingham, Alabama 35204, 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 43.

A Resolution determining that the building or structure located at 656 Center Way SW, Birmingham, Alabama 35211, 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 44.

A Resolution accepting the lump sum proposal of Johnson Controls Security Solutions, LLC, 4770 Grantswood Road, Irondale, Alabama 35210, in the amount of \$35,078.41, for the Birmingham Public Safety Center Access Control Gate located at 34 West Oxmoor Road, Birmingham, Alabama 35209, and in accordance with the Code of Alabama, 1975, Section 41-16-51(a)(15) and authorizing the Mayor to execute a contract with Johnson Controls Security Solutions, LLC. 001 043 26000 26001.527-050 [Funding Source: and 001 022 16000 16009.527-050] (Submitted by the Mayor) (Recommended by the Director of Capital Projects) (One Proposal Received)

CONSENT ITEM 45.

A Resolution approving the cooperative bid of Stryker Sales, LLC, Chicago, Illinois, for EMS Equipment, 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, in accordance with Sourcewell Contract #041823-STY. [Appropriated for in FY2025-2026 Budget, G/L Account: 001_022_17000_17400.524-025] (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Fire Chief)

CONSENT ITEM 46.

A Resolution approving payment to Imperial Bag & Paper Co., LLC dba American Osment, Lafayette, Louisiana, in the amount of \$8,943.14, for T300E 20" Transport Walk Behind Floor Scrubber, for the City of Birmingham Crossplex, in accordance with Section 3-1-7 of the Birmingham City Code. [Appropriated for in FY2025-2026 Budget; G/L Account: 001_002_00700_00701_00712.525-010] (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Interim Director of the Crossplex)

CONSENT ITEM 47.

A Resolution approving payment to **Safeware, Inc.,** Lanham, Maryland, in the amount of \$128,903.28, for the purchase of security related baggage scanning and weapons detection systems, for the Birmingham Mayor's Office, in accordance with the Omnia Partners Purchasing Cooperative Contract #4400008468. **[G/L Account: 102_000.600-010; Project: PW102CP 0A3999_122]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Mayor's Office)

CONSENT ITEM 48.

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

CONSENT ITEM 49.

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

CONSENT ITEM 50.

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