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

October 21, 2025 – 9:30 A.M.

WEBSITE ADDRESS: www.birminghamal.gov

INVOCATION: Bishop George Whitlock III, Senior Pastor, The Vine Church, Birmingham, AL

PLEDGE OF ALLEGIANCE: Councilor J. T. Moore

ROLL CALL

MINUTES NOT READY: May 6, 2025 – October 14, 2025

COMMUNICATIONS FROM THE MAYOR

NOMINATIONS TO BOARDS AND AGENCIES

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.

CONSIDERATI ON OF CONSENT AGENDA

CONSIDERATION OF ORDINANCES AND RESOLUTIONS FOR FINAL PASSAGE

CONSENT(ph) **ITEM 1.**
A Resolution relative to the application of Balance Wine, LLC for an Off Premise Beer and Wine License to be used at **Balance Wine,** 2805 2nd Avenue South, Suite 200, Birmingham, Alabama 35233, 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 The Victory Garden, LLC for a Restaurant Retail Liquor License to be used at **The Mustard Club,** 2829 2nd Avenue South, Suite 10, Birmingham, Alabama 35233, 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 Pyramid Lib, LLC for a Restaurant Retail Liquor License to be used at **The Village Bar & Grill,** 873 Dennison Avenue SW, Suite 121, Birmingham, Alabama 35211, and the **hearing** of all interested parties. (Submitted by Councilor Tate, Chair, Public Safety Committee) (Recommended by the Public Safety Committee)**

CONSENT(ph) **ITEM 4.**
A Resolution relative to the application of The Bridge International for a Special Retail Liquor License 160 to be used at **The Link**, 525 Huffman Road, Birmingham, Alabama 35215, and the **hearing** of all interested parties. (Submitted by Councilor Tate, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)**

CONSENT(ph) **ITEM 5.**

A Resolution relative to the application of Little Donkey Taqueria, LLC for a Special Events Retail License 140 to be used at **Kulture City Race** on November 22, 2025, in the Parking Lot of 1800 Powell Avenue South, Birmingham, Alabama 35233, and the **hearing** of all interested parties. (Submitted by Councilor Tate, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT **ITEM 6.**

A Resolution granting an Operating Authority Permit with one (1) Certificate of Public Necessity and Convenience to **Adventure Charter Service**, 85 Bagby Drive, Homewood, Alabama 35209, to be used in the operation of a Charter Bus upon the public streets of Birmingham and to and from locations within the City in accordance with the provisions of Title 12, Chapter 16 of the General Code of the City of Birmingham, as amended or may be amended. (Submitted and Recommended by Councilor O'Quinn, Chairman, Transportation and Infrastructure Committee)

(ph) **ITEM 7.**

A Resolution relative to the application of **IQAP d/b/a EZ Pull N Pay,** for a Junk Dealer's License to be used at 1849 Ruffner Road, Birmingham, Alabama 35210, and the **hearing** of all interested parties. (Submitted by Councilor Tate, Chair, Public Safety Committee) (Recommended by the Public Safety Committee, the Chief of Police and the Fire and Rescue Chief) (Conditional Recommendations by the Director of Planning, Engineering and Permits and the Chief Health Officer) **

CONSENT(ph) **ITEM 8.**

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 TOYOTA 4-RUNNER COLOR: WHITE TAG: 1AOXN9W VIN: UNKNOWN located at 145 FERN ST, 35210 Parcel ID Number 012300264009008000

<u>CONSENT</u>(ph) **ITEM 9.**

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 TOYOTA 4-RUNNER COLOR: GRAY TAG: UNKNOWN VIN: UNKNOWN
Located at 145 FERN ST, 35210 Parcel ID Number 012300264009008000

<u>CONSENT</u>(ph) **ITEM 10.**

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 LINCOLN CONTINENTAL COLOR: LIGHT BLUE TAG: UNKNOWN VIN: UNKNOWN
located at 6200 3RD AVE N, 35212 Parcel ID Number 012300164003008000

<u>CONSENT</u>(ph) **ITEM 11.**

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 INFINITI G35 COLOR: BLACK TAG: 5784A52 VIN: UNKNOWN
located at 6200 3RD AVE N, 35212 Parcel ID Number 012300164003008000

<u>CONSENT</u>(ph) **ITEM 12.**

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 TOYOTA SOLARA COLOR: BLACK TAG: A10Y8H VIN: UNKNOWN
located at 6200 3RD AVE N, 35212 Parcel ID Number 012300164003008000

<u>CONSENT</u>(ph) **ITEM 13.**

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 GMC JIMMY COLOR: GRAY TAG: CJER VIN: UNKNOWN
located at 921 NELSON DR, 35215 Parcel ID Number 011300362001046000

<u>CONSENT</u>(ph) **ITEM 14.**

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 GMC SIERRA COLOR: GREEN TAG: TTJ VIN: UNKNOWN
located at 921 NELSON DR, 35215 Parcel ID Number 011300362001046000

<u>CONSENT</u>(ph) **ITEM 15.**

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 PONTIAC MONTANA COLOR: GRAY TAG: 1BC8515 VIN: UNKNOWN
located at 921 NELSON DR, 35215 Parcel ID Number 011300362001046000

<u>CONSENT</u>(ph) **ITEM 16.**

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 PONTIAC FIREBIRD COLOR: GRAY TAG: 1BC8349 VIN: UNKNOWN
located at 921 NELSON DR, 35215 Parcel ID Number 011300362001046000

CONSENT(ph) **ITEM 17.**

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 CIVIC COLOR: SILVER TAG: UNKNOWN VIN: UNKNOWN
located at 1736 PEARSON AVE, 35211 Parcel ID Number 012900092030016000

CONSENT(ph) **ITEM 18.**

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 CIVIC COLOR: SILVER TAG: UNKNOWN VIN: 1HGM22933L004999
located at 1736 PEARSON AVE, 35211 Parcel ID Number 012900092030016000

CONSENT(ph) **ITEM 19.**

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)

INTERNATIONAL 4700 DUMP TRUCK COLOR: WHITE TAG: UNKNOWN VIN: 1HTSCBM1TH243993
located at 1736 PEARSON AVE, 35211 Parcel ID Number 012900092030016000

CONSENT(ph) **ITEM 20.**

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)

HYUNDAI SANTA FE SUV COLOR: BLACK TAG: UNKNOWN VIN: KM8SC13D05U942565
located at 1736 PEARSON AVE, 35211 Parcel ID Number 012900092030016000

<u>CONSENT</u>(ph) **ITEM 21.**

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 SEBRING COLOR: BLACK TAG: UNKNOWN VIN: 1C3CC4FB7AN207854
located at 1736 PEARSON AVE, 35211 Parcel ID Number 012900092030016000

<u>CONSENT</u>(ph) **ITEM 22.**

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 TOYOTA COROLLA COLOR: BLACK TAG: 58ADN1H VIN: UNKNOWN
located at 1736 PEARSON AVE, 35211 Parcel ID Number 012900092030016000

<u>CONSENT</u>(ph) **ITEM 23.**

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)

TOYOTA TACOMA PICKUP TRUCK COLOR: RED TAG: UNKNOWN VIN: UNKNOWN
located at 1736 PEARSON AVE, 35211 Parcel ID Number 012900092030016000

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS

<u>CONSENT</u> **ITEM 24.**

An Ordinance “TO FURTHER AMEND THE GRANTS FUND BUDGET” for the fiscal year ending June 30, 2026, by appropriating $137,837.00, to Planning, Engineering and Permits from Alabama Department of Environmental Management (ADEM) Recycling Fund to programs to expand the City’s curbside recycling services and education and outreach campaign per grant award received. (Submitted by the

Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT **ITEM 25.**

An Ordinance "TO FURTHER AMEND THE GRANTS FUND BUDGET" for the fiscal year ending June 30, 2026, by appropriating $8,000,000.00, to Birmingham Department of Transportation, Consolidated Rail Infrastructure and Safety Improvement (CRISI) Grant to enhance safety and relieve traffic congestion per grant award received. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT **ITEM 26.**

An Ordinance "TO FURTHER AMEND THE GENERAL FUND BUDGET" for the fiscal year ending June 30, 2026, by transferring $250,000.00 from Finance, Grants Match and appropriating $250,000.00 to Non-Departmental, Transfer to Fund 036 Grants Match, and "TO FURTHER AMEND THE GRANTS MATCH FUND BUDGET" for the fiscal year ending June 30, 2026, by appropriating $2,000,000.00 to Birmingham Department of Transportation, Consolidated Rail Infrastructure and Safety Improvement (CRISI) Grant to enhance safety and relieve traffic congestion, with commitments from Norfolk Southern of $1,500,000.00 and Trussville of $250,000.00. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT **ITEM 27.**

An Ordinance "TO FURTHER AMEND THE NEIGHBORHOOD REVITALIZATION FUND BUDGET" for the fiscal year ending June 30, 2026, by appropriating $920,429.38 to the Office of the City Attorney, for Neighborhood Revitalization. The funding source is settlement funds from opiate litigation. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT **ITEM 28.**

An Ordinance "TO FURTHER AMEND THE GRANTS FUND BUDGET" for the fiscal year ending June 30, 2026, by appropriating $1,800,000.00 to Transportation, Alabama Department of Transportation and Federal Carbon Reduction Program (CRPBH) to upgrade signals on state and local road throughout the City of Birmingham per grant award received. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT **ITEM 29.**

An Ordinance "TO FURTHER AMEND THE GENERAL FUND BUDGET" for the fiscal year ending June 30, 2026, by transferring $450,000.00 from Finance, Grants Match and appropriating $450,000.00 to Non-Departmental, Transfer to Fund 036 Grants Match, and "TO FURTHER AMEND THE GRANTS MATCH FUND BUDGET" for the fiscal year ending June 30, 2026, by appropriating $450,000.00 to Transportation, Federal Carbon Reduction Program to upgrade signals on state and local road throughout the City of Birmingham per grant award received. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT **ITEM 30.**

An Ordinance "TO FURTHER AMEND THE NEIGHBORHOOD ALLOCATIONS FUND BUDGET" for the fiscal year ending June 30, 2026, by transferring $2,000.00 from Tuxedo Neighborhood Association and appropriating $2,000.00 to Transfer to Fund 001 General Fund, and "TO FURTHER AMEND THE GENERAL FUND BUDGET" for the fiscal year ending June 30, 2026, by appropriating $600.00 to Library-East Ensley Library, Supplies – Other General Office and appropriating $1,400.00 to Library-Adult Programming, Professional Fees-Other Professional Services to support program activities. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

CONSENT **ITEM 31.**

An Ordinance "TO FURTHER AMEND THE NEIGHBORHOOD ALLOCATIONS FUND BUDGET" for the fiscal year ending June 30, 2026, by transferring $200.00 from South Titusville Neighborhood Association and appropriating $200.00 to Transfer to Fund 001 General Fund, and "TO FURTHER AMEND THE GENERAL FUND BUDGET" for the fiscal year ending June 30, 2026, by appropriating $200.00 to Library - Management and Administration Library, Supplies – Other Small Equipment to support purchase of operational equipment. (Submitted by the Mayor) (Recommended by the Mayor and the Budget and Finance Committee)**

P **ITEM 32.**

An Ordinance to revise and reactivate the City's Tree Commission and to further provide for and regulate the care, maintenance, removal, and replacement of public trees in the public rights-of-way and other publicly-owned property, to further define offenses related to tree damage and removal without permission, and to address tree hazards on private property that are a danger to public travel, safety, and health by amending the General Code of the City of Birmingham, Title 2, "General Government", Chapter 5, "Boards, Commissions, and Committees", Article U, "Urban Forestry and Tree Commission" and adding Article C to Title 6, "Health and Environmental Control", Chapter 5, "Trees and Shrubs" and by repealing certain duplicate provisions of the General City Code. **[First Reading]** (Submitted by the City Attorney) (Recommended by the Councilor Abbott)**

P **ITEM 33.**

An Ordinance approving a Fiber Optics Franchise Agreement with **Lumos Fiber of Alabama, LLC**, under which the City will grant to Lumos Fiber of Alabama the right to install and operate in City rights-of-way a fiber-based communications system for a term of 20 years, renewable for up to two successive terms of 5 years each, and Lumos Fiber of Alabama will pay to the City a franchise fee equal to 5% of gross revenue received by Lumos Fiber of Alabama, and authorizing the Mayor to execute the Agreement. **[First Reading]** (Submitted by the City Attorney) (Recommended by the Transportation and Infrastructure Committee)**

P **ITEM 34.**

An Ordinance approving a Fiber Optic Franchise Agreement with **Uniti Fiber Gulfco LLC** under which the City will grant to Uniti Fiber Gulfco the right to install and operate in City rights-of-way a fiber-based communications system for a term of 20 years, renewable for up to two successive terms of 5 years each, and Uniti Fiber Gulfco will pay to the City a franchise fee equal to 5% of gross revenue received by Uniti Fiber Gulfco, and authorizing the Mayor to execute the Agreement. **[First Reading]** (Submitted by the City Attorney) (Recommended by the Transportation and Infrastructure Committee)**

P **ITEM 35.**

An Ordinance, pursuant to §41-9-591(a) Code of Alabama and Alabama Act 1969-916, authorizing the Mayor or the Chief of Police to execute a User Agreement between the **Alabama Law Enforcement Agency (ALEA)** and the City of Birmingham for the Birmingham Police Department, for a term of up to three years, to ensure and define the responsibilities of ALEA and the BPD related to the BPD's access to ALEA State Bureau of Investigation Criminal Justice Information Services Division (ALEA CJS) information system. The City shall be authorized to pay an amount which shall not exceed $736,560.00, with $245,520.00 to be paid in FY2026, $245,520.00 to be paid in FY2027 and $245,520.00 to be paid in FY2028. The Funding Source for this Agreement shall be G/L # 001_037_01920_01922.526-001 (IMS-Systems Development-System Support, Technology Maintenance-Software Maintenance). **[First Reading]** (Submitted by the Mayor) (Recommended by the Chief of Police)**

CONSENT **ITEM 36.**

A Resolution authorizing the Mayor to execute an Agreement with **Birmingham FC, LLC (Birmingham Legion),** under which Birmingham Legion will host its 2025 and 2026 USL Home Soccer Games in the City and will promote the game of soccer and the City. Promotion of the Birmingham Legion games are expected to increase tourism in the City by bringing fans and visitors to the City, which will generate additional sales and lodgings tax revenue, and will provide positive publicity to the City from print and electronic media coverage. The City will provide financial incentive to Birmingham Legion in an amount not to exceed $100,000.00 pursuant to Amendment No. 772 for games played in the City. **[Funding Source: 057_400_96100_96121.550-002]** (Submitted by the City Attorney) (Recommended by the Mayor, the Budget and Finance Committee and the Economic Development and Tourism Committee) **

CONSENT **ITEM 37.**

A Resolution authorizing the Mayor to execute an agreement with **ESPN Productions Inc., ("ESPN")**, under which ESPN shall plan, implement, and host the NCAA Birmingham Bowl ("Birmingham Bowl") Football Game in Birmingham, Alabama on December 29, 2025, at Protective Stadium. The Birmingham Bowl is expected to bring college athletics, numerous fans, administrators, and officials from outside the City, which will create and foster community pride while providing recreation and entertainment opportunities for attendees, bring jobs and have a positive economic impact for the City. In consideration of ESPN hosting the Birmingham Bowl in Birmingham, the City will provide incentives to ESPN not to exceed $275,000.00 in accordance with Amendment No. 772. **[Funding Source: 057_400_96100_96116.550-002]** (Submitted by the City Attorney) (Recommended by the Mayor, the Budget and Finance Committee and the Economic Development and Tourism Committee)

CONSENT

ITEM 38.

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 **Landscape Source, Inc.,** in an amount not to exceed $224.00 for the purchase and delivery of 2.5 Cubic Yards of Gravel delivered at the Northwest Corner of 2nd Avenue North and 25th Street North. Said funds to come from the Central City Neighborhood Association Funds. **[Funding Source: 031_200_12120_12121_15198.540-001]** (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT

ITEM 39.

A Resolution authorizing the Mayor, pursuant to §36-25A-3, Code of Alabama, 1975, to appropriate funds in the amount of $1,500.00 per neighborhood, per calendar year, for the authorized services to be used to electronically notify neighborhood residents of meeting dates and times, such as automated calling service minutes. Said sum to come from the requesting neighborhood association's fund. (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT

ITEM 40.

A Resolution pursuant to §11-40-1 et. seq. and §11-47-19 Codes of Alabama, 1975, authorizing the Mayor to expend funds in an amount not to exceed $612.00 for the purchase of four (4) A-frame message board signs to be used to announce Gate City Neighborhood Association meetings. Said funds to come from the Gate City Neighborhood Association funds. **[Funding Source: 031 200 12060_12063_15198.540-001 Gate City NA Funds]** (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT **ITEM 41.**

A Resolution pursuant to §11-40-1 et. seq. and §11-47-19 Codes of Alabama, 1975, authorizing the Mayor to expend funds in an amount not to exceed $500.00 for the purchase of fifty (50) corrugated plastic yard signs and H-wire frames to be used to announce Crestline Neighborhood Association meetings. Said funds to come from the Crestline Neighborhood Association funds. **[Funding Source: 031_200_12030_12031_15198.540-001]** (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT **ITEM 42.**

A Resolution pursuant to §11-40-1 et. seq. and §11-47-19 Codes of Alabama, 1975, authorizing the Mayor to expend funds in an amount not to exceed $320.00 for the purchase of one (1) roll of diamond grade tape and two (2) galvanized planters to be used at the corner of 2nd Avenue North and 25th Street North in the Central City Neighborhood. Said funds to come from the Central City Neighborhood Association funds. **[Funding Source: 031_200_12120_12121_15198.540-001]** (Submitted by the City Attorney) (Recommended by the Budget and Finance Committee)

CONSENT **ITEM 43.**

A Resolution pursuant to the provisions of §2-3-27 of The General Code of the City of Birmingham, Alabama, as amended, authorizing the City Attorney, upon her recommendation, to settle the workers' compensation claim brought by a Birmingham Police Department employee against the City arising from an alleged on-the-job accident, cumulative trauma, and/or occupational disease, resulting in alleged physical injuries to his face, left arm, right hip, both legs, back, right knee, and body as a whole, and body as a whole. 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 $200,000.00, with said funds to come from Account Number 001-042-02300.527-045. (Submitted by the City Attorney) (Recommended by the Mayor)**

<u>CONSENT</u> **ITEM 44.**

A Resolution pursuant to the provisions of §2-3-27 of The General Code of the City of Birmingham, Alabama, as amended, authorizing the City Attorney, upon her recommendation, to settle the workers' compensation claim brought by a Planning, Engineering and Permits employee against the City arising from an alleged on-the-job accident, cumulative trauma, and/or occupational disease, resulting in alleged physical injuries to her back, and body as a whole. 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 $50,000.00, with said funds to come from Account Number 001-042-02300.527-045. (Submitted by the City Attorney) (Recommended by the Mayor)**

<u>CONSENT</u> **ITEM 45.**

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 ***Breana Young, et al v. City of Birmingham, et al,*** Case No. CV-2020-901390. 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 $300,000.00. Said funds to come from General Ledger Number: 001-028-01600-534-013. (Submitted by the City Attorney) (Recommended by the Mayor)**

<u>CONSENT</u> **ITEM 46.**

A Resolution pursuant to the provisions of §2-3-27 of The General Code of the City of Birmingham, Alabama, as amended, authorizing the City Attorney, upon her recommendation, to settle the matter of ***N. M. v. The City of Birmingham and G. D. A.,*** Case No. CV-2022-903838. 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 $150,000.00. Said funds to come from General Ledger Number: 001-028-01600-534-013. (Submitted by the City Attorney) (Recommended by the Mayor)**

CONSENT **ITEM 47.**

A Resolution amending Resolution No. 970-25, adopted by the Council June 17, 2025, exercising the City's option to have assessments for the abatement of noxious or dangerous weeds, to the Tax Collector of Jefferson County for collection with property taxes, to remove parcel #012300114030004000 due to the satisfaction of weed assessments. (Submitted by the Councilor Jonathan Moore, Chairman, Community Development Committee) (Recommended by the City Attorney)

CONSENT **ITEM 48.**

A Resolution amending Resolution No. 979-25, adopted by the Council June 24, 2025, fixing a special assessment against various properties throughout the City for the abatement of noxious or dangerous weeds, to remove 9036 9th Avenue North, Birmingham, 35206, due to the owner having property cut by a private landscaper. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

ITEM 49.

A Resolution appointing one (1) member to **the Birmingham Jefferson County Port Authority of the City of Birmingham**, said term expiring June 14, 2029. (Submitted by Council President O'Quinn, Chairperson, Transportation and Infrastructure Committee) (Recommended by the Transportation and Infrastructure Committee)

ITEM 50.

A Resolution appointing five (5) members to **the Birmingham Jefferson County Transit Authority,** said terms expiring August 10, 2029. (Submitted by Council President O'Quinn, Chairperson, Transportation and Infrastructure Committee) (Recommended by the Transportation and Infrastructure Committee)

ITEM 51.

A Resolution appointing one (1) member to **the Birmingham Parking Authority of the City of Birmingham,** said term expiring October 31, 2029. (Submitted by Council President O'Quinn, Chairperson, Transportation and Infrastructure Committee) (Recommended by the Transportation and Infrastructure Committee)

CONSENT **ITEM 52.**

A Resolution accepting the lump sum proposal of **Carr Development, LLC,** 8351 Kermit Johnson Road, Pinson, Alabama 35126, in the amount of $48,400.00, for 20th Street Sidewalk Brick Paver Repair located in Birmingham, this being the lowest responsible and responsive proposal submitted, and authorizing the Mayor to enter into a contract with Carr Development, LLC, in substantially the form contained within the proposal documents and in accordance with said proposal, providing that the total compensation payable under the contract not exceed the appropriation. **[Funding Source: DCP103CP 003741]** (Submitted by the Mayor) (Recommended by the Director of Capital Projects)

CONSENT **ITEM 53.**

A Resolution approving payment to **4Imprint, Inc.,** Oshkosh, Wisconsin, for the purchase of awards, trophies, design and engraving services, and corporate gift and recognition products, at unit prices on file in the office of the Assistant Purchasing Agent, for a period of one (1) year, for various City Departments, per the BuyBoard.com Cooperative Contract #771-25. **[Appropriated for in the FY2025-2026 Budget; G/L Account: 534-040]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent)

CONSENT **ITEM 54.**

A Resolution approving payment to **Emergency Equipment Professionals, Inc.,** Horn Lake, Mississippi, in the amount of $17,828.00, for new recruit fire fighter rescue equipment, for the City of Birmingham Fire Department, in accordance with the HGAC Buy Contract #EE11-24. **[G/L Account: 001_022_17000_17401.518-001]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Fire Chief)

CONSENT **ITEM 55.**

A Resolution approving payment to **General Traffic Equipment,** Newburgh, New York, in the amount of $10,560.00, for the purchase of traffic control equipment, for the City of Birmingham Transportation Department, in accordance with Section 3-1-7 of the Birmingham City Code. **[Appropriated for in the FY 2025-2026 Budget; G/L Account: 001_052_00840_00842.513-003]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Director of Transportation)

<u>CONSENT</u> **ITEM 56.**

A Resolution approving payment to **Limbaugh Motors, Inc.,** Birmingham, for the purchase of twenty (20) 2025 Toyota Camry LE Hybrids (Assorted Colors for BPD) in the amount of $28,748.51 each, ten (10) 2025 Toyota Camry LE Hybrids (Gray/Silver and White) in the amount of $28,748.51 each, and twenty (20) 2025 Toyota RAV4 Hybrids in the amount of $28,854.86 each, for a total cost of $1,439,552.50, at unit prices on file in the office of the Assistant Purchasing Agent, for the Equipment Management Fleet Department, based on bid awarded in accordance with the State of Alabama Master Agreement Contract #MA240000004933. **[Appropriated for in the FY 2025-2026 Budget; G/L Account: 102_000.600.007; Project: EM102CP 0F4006_001]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Director of Equipment Management)

<u>CONSENT</u> **ITEM 57.**

A Resolution approving payment to **North America Fire Equipment Company, Inc.,** Decatur, Alabama, in the amount of $203,996.00, for the purchase of four (4) PPE decontamination and cleaning units, for the City of Birmingham Fire Department, in accordance with NPP GOV Contract #PSS20045. **[G/L Account: 001_022_99999.600-010]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Fire Chief)

<u>CONSENT</u> **ITEM 58.**

A Resolution approving payment to **Strickland Paper Company, Inc.,** Birmingham, for the purchase of one (1) storage cabinet, in the amount of $969.00, at unit prices on file in the office of the Assistant Purchasing Agent, for the Information Management Systems Department, in accordance with the Omnia Partners Contract #158057. **[Appropriated in FY2025-2026 Budget; G/L Account: 001_037_99999.525-005]** (Submitted by the Mayor) (Recommended by the Assistant Purchasing Agent and the Director of Information Management Systems)

<u>CONSENT</u> **ITEM 59.**

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

<u>CONSENT</u> **ITEM 60.**
A Resolution approving the itemized expense accounts of city employees. (Submitted by the Mayor) (Recommended by the Director of Finance)**

<u>CONSENT</u> **ITEM 61.**
A Resolution approving the advanced expense accounts of city employees. (Submitted by the Mayor) (Recommended by the Director of Finance)**

<u>P</u> **ITEM 62.**
A Resolution setting a public hearing **December 2, 2025,** to consider the adoption of an Ordinance "TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM" **(Case No. ZAC2025-00010)** to change zone district boundaries from QMU-D (Qualified Mixed-Use Downtown District) and QD-4 (Qualified Medium Density Residential District) to QD-5 (Qualified Multiple Dwelling District) in order to allow for a new rental development that will have townhomes, duplexes, and/or cottages, filed by Northside Redevelopment, LLC, property owner, and Brian Wolfe, CR Endeavors, the applicant, for the properties generally located around the former Carraway Hospital Campus bounded by Carraway Boulevard to the east, 25th Street North to the west, 20th Avenue North to the north, and situated in Section 36, ¼ Section 4, Township 16, Range 2-West, Birmingham, 35235. **[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