

TUSCALOOSA CITY COUNCIL MEETING AGENDA

Tuesday, March 1, 2022

1. CALL TO ORDER: 6:00 p.m.

Council Prayer: Dear God, bless our proceedings today. Give us wisdom to know what is just and the strength to do what is right. Amen.

Pledge of Allegiance: I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

2. APPROVAL OF MINUTES

Council President Pro Tem: As the Council has received a synopsis of the previous meeting, I move that we dispense with the reading of the minutes of the same unless there are any deletions, additions, or corrections.

3. PROCLAMATIONS AND STATEMENTS BY MAYOR AND COUNCIL

Proclamations

- Mayor Maddox will present a proclamation declaring March 3, 2022 as “Spread the Word Day” in Tuscaloosa.
- Mayor Maddox will present a proclamation declaring March 2022 to be “Social Work Month” in Tuscaloosa.

Mayor Announcements

Department Announcements

4. AGENDA ITEM COMMENTS BY CITIZENS

Citizens are encouraged to sign in with the City Clerk in order to assure that their comments related to a specific agenda item are received prior to consideration by the City Council. Speakers are limited to five (5) minutes each.

5. UNFINISHED BUSINESS

Council Committee Reports

Clerk’s Report of Mayor’s Veto

6. **CONSENT AGENDA:** (items “a through j”) All matters listed on the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion and vote. There will be no separate debate, amendment, or substitution of these items. If the same is desired by the Mayor and/or any member of the Council, upon request made on the record, that item will be removed from the Consent Agenda and considered separately under the regular Order of Business.

- a. Authorizing request for street lighting system modifications. **PP 4-5**
- b. Awarding competitive bid(s) for the purchase of a tractor with dual flail mowers—Massey Ferguson 5711 w/ Diamond Flail Mowers (Bid No. 9074-021422-1). **P6**

- c. Awarding competitive bid(s) to non-low bidder but to lowest possible bidder meeting specifications for the purchase of rear load garbage truck (Bid No. 9061-021422-1). **P7**
- d. Awarding competitive bid(s) to non-low bidder but to lowest possible bidder meeting specifications for the purchase of a knuckle boom truck (quantity of 4) (Bid No. 9061-012422-2). **P8**
- e. Awarding competitive bid(s) to non-low bidder but to lowest possible bidder meeting specifications for the purchase of a leaf vac truck (Bid No. 9061-021422-3). **P9**
- f. Awarding competitive bid(s) for the purchase of recycling truck (quantity of 2) (Bid No. 9061-021422-4). **P10**
- g. Awarding competitive bid(s) for the purchase of shuttle truck (quantity of 2) (Bid No. 9061-021422-5). **P11**
- h. Authorizing change order no. 1 for backwash pond sanitary sewer drain line at Ed Love Water Treatment Plant (A21-0811). **PP 12-13**
- i. Authorizing sole source and authorizing service contract and purchase with Thornton, Musso, & Bellemin, Inc. (A22-0197). **P14**
- j. Declaring sole source and authorizing service contract and purchase with Jim House & Associates, Inc. (A22-0183). **P15**

7. PUBLIC HEARINGS

Approving the ABC application of Maseher Inc. for an alcohol license at 15th Street Package Store; 301 15th Street; 35401:

- 22-014 Lounge Retail Liquor – Class II (Package) license. **P16**

Ordering the demolition of the structure at 2114 26th Avenue. **P17**

8. RESOLUTIONS AND ORDINANCES NOT OF A GENERAL NATURE OR PERMANENT OPERATION

Authorizing Kay Day to execute agreements for the Live at the Plaza 2022 Event (A22-0173). **P18**

Authorizing disbursement from District 7 Improvement Funds for the School of Character Reception (A22-0191). **P19**

Authorizing disbursement from District 1 Improvement Funds for the School of Character Reception (A22-0191). **P20**

Authorizing minor public works contract with Duraserv Corp DBA Translift Lock and Door (A22-0175). **P21**

Authorizing minor public works contract with Crimson Carpet & Flooring, Inc. (A22-0176). **P22**

Tentatively awarding public works contract to John Plott Company, Inc. for Campus Area Water Distribution System and Instrumentation Upgrades Proposal "C" Water Distribution Improvements Project (A21-1387/2019.019.003). **PP 23-24**

Authorizing minor public works contract with Paints on Us Plus (A22-0170). **P25**

Authorizing minor public works contract with Harpole Steel Buildings, Inc. (A22-0169). **P26**

Authorizing minor public works contract with Closets Plus, Inc. (A22-0152/ 2021.040.001). **P27**

Authorizing the Mayor to enter into a sub-recipient agreement with Tuscaloosa County Park & Recreation Authority (PARA) under the City's 2021-2022 Coronavirus State and Local Fiscal Recovery Funds (SLFRF) Program (A22-0198). **P28**

Authorizing an Underground Utility Relocation Agreement with AT&T regarding the Martin Luther King, Jr. Boulevard Improvements Project Phase I (A22-0200). **P29**

Authorizing the Office of the City Attorney to file suit regarding the exercise of the City's option to reacquire the property located at 2205 4th Street (22-0068). **PP 30-31**

Authorizing the Chief Financial Officer to draw a draft for the McWrights Ferry Road Improvements Project Right of Way Acquisitions (A18-0165). **P32**

If necessary, Council rules of procedure will be suspended at this time.

9. ORDINANCES AND RESOLUTIONS OF A GENERAL NATURE OR PERMANENT OPERATION

FOR INTRODUCTION

Amending Section 5-41 of the Code of Tuscaloosa (A22-0185) **(may be adopted by unanimous consent following introduction). PP 33-35**

Appointing members as voting delegates for the Alabama League of Municipalities Annual Business Meeting (A22-0199) **(may be adopted by unanimous consent following introduction). P36**

FOR ADOPTION

10. AUDITING ACCOUNTS

11. CITIZEN'S COMMENTS AND OTHER COMMUNICATIONS

12. EXECUTIVE SESSION

13. POLICY IMPLEMENTATION

Mayor: Subject to the exercise of mayoral veto on ordinances of a general nature or permanent operation, all applicable departments are hereby ordered to otherwise implement council policy this date enacted.

14. ADJOURN

2/25/2022

Lillie W. McIntyre
Acting City Clerk

Following each item of business is the page number of the item as it appears in the full agenda presented to council members. Should you have questions about a particular item, you may contact the Office of the City Clerk at (205) 248-5010 or by email to cityclerk@tuscaloosa.com or lmcintyre@tuscaloosa.com. Please refer to the page number of the item in question so it can be more quickly accessed.

RESOLUTION

RESOLUTION AUTHORIZING REQUEST FOR
STREET LIGHTING SYSTEM MODIFICATIONS

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

That the City Clerk be, and she is hereby, authorized to request Alabama Power Company to make the following modification to the street lighting system within the corporate limits of the City:

LED COBRA HEAD
5,200 – 7,200 INITIAL LUMENS INSTALL
5623 2nd Court East

Prepared: Acting City Clerk
Requested: IPS-Engineering
Agenda: 3-1-2022

STREETLIGHT ADDITIONAL FIXTURES EXHIBIT

Alabama Power Company ("APC") and the **City of Tuscaloosa** ("Customer") entered into a Master Contract for Lighting Services NESC® Lease Agreement (Governmental) on **11/5/2020** (the "Master Contract") for a term of **36 months**. APC and Customer hereby agree that the terms and conditions of the Master Contract shall apply to this Additional Fixtures Exhibit between APC and Customer as contemplated in Section 1 of the Master Contract. APC and Customer agree that this Additional Fixtures Exhibit shall be in addition to the Fixtures Exhibit incorporated into the Master Contract and that the pricing terms and conditions thereof shall also apply to this Additional Fixtures Exhibit, as applicable.

| Qty | New LED Fixture Description | Location Details | Monthly Equipment Price (see Note 1) | Estimated Electric Service Charge (see Note 2) | Monthly Total Price |
|-----|--|---------------------------------|--------------------------------------|--|---------------------|
| 1 | LED Cobra Head 5,200 - 7,200 Initial Lumens | 5263 2 nd Ct E | \$9.43 | \$1.18 | \$10.61 |
| 1 | LED Cobra Head 3,700 - 4,700 Initial Lumens | 5255 2 nd Ct E | \$6.69 | \$0.78 | \$7.47 |
| | | | | | |
| | | TOTAL FOR 2 STREETLIGHTS | \$16.12 | \$1.96 | \$18.08 |

Note 1: The Monthly Equipment Price shall be valid through the Initial Term of the Master Contract.

Note 2: The Estimated Electric Service Charge is subject to change at any time as dictated by the Alabama Public Service Commission or if a comparable LED fixture with a different wattage meeting the lumens range is selected.

Additional Information:

IN WITNESS WHEREOF, APC and Customer have caused this Additional Fixtures Exhibit to be executed by their authorized representatives and shall be effective as of the date of execution of this Additional Fixtures Exhibit.

City of Tuscaloosa

Alabama Power Company

By: _____

By: _____

Name: _____

Name: Stephanie Hudson

Date: _____

Date: _____

RESOLUTION

AWARDING COMPETITIVE BID(S) FOR THE PURCHASE, ETC. OF

Tractor with Dual Flail Mowers – Massey Ferguson 5711 w/ Diamond Flail Mowers
BID NO. 9074-021422-1

WHEREAS, heretofore, bids were opened and read for the purchase or lease of the above stated labor, service, work and/or materials, equipment, supplies or other personal property as more particularly stated in the invitation to bid, instruction to bidders and/or specifications of the City of Tuscaloosa, a Municipal Corporation; and,

WHEREAS, the said bids have been analyzed and reviewed by the appropriate department(s) to which the matter was referred by the City Council and recommendations as to award have been made thereon.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that award based upon competitive bid for the following bid items is hereby made to:

Coblentz Equipment & Parts Co Inc

Tractor with Dual Flail Mowers – Massey Ferguson 5711 w/ Diamond Flail Mowers

108,587.77

as the lowest responsible bidder taking into consideration where appropriate the qualities of the commodities, labor, service, etc. as above stated to be supplied or sold, conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable; and the Mayor is authorized to execute appropriate contracts or related documents and the City Clerk is authorized to attest the same.

RESOLUTION

RESOLUTION AWARDING COMPETITIVE BID(S) TO NON-LOW
BIDDER BUT TO LOWEST RESPONSIBLE BIDDER MEETING SPECIFICATIONS FOR THE PURCHASE,
ETC. OF

REAR LOAD GARBAGE TRUCK
BID NO. 9061-021422-1

WHEREAS, heretofore, bids were opened and read for the purchase or lease of the above stated labor, service, work and/or materials, equipment, supplies or other personal property as more particularly stated in the invitation to bid, instruction to bidders and/or specifications of the City of Tuscaloosa, a Municipal Corporation; and,

WHEREAS, the said bids have been analyzed and reviewed by the appropriate department(s) to which the matter was referred by the City Council and the said department(s) have recommended that award be made to a bidder who is not the actual lowest bidder but was the lowest responsible responsive bidder taking into consideration the specifications and other requirements; and,

WHEREAS, Environmental Products Group Inc was the apparent lowest bidder on some items, but were not recommended for award as the lowest responsible responsive bidder because their bid did not meet bid specifications and requirements.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that award based upon competitive bid for the following item(s) is hereby made to:

Birmingham Freightliner LLC

2023 Freightliner M2 106 Medium D

\$202,457.94

As the lowest responsible bidder taking into consideration where appropriate the qualities of the commodities, labor, service, etc. as above stated to be supplied or sold, conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable; and, the Mayor is authorized to execute appropriate contracts or related documents, and the City Clerk is authorized to attest the same.

RESOLUTION

RESOLUTION AWARDING COMPETITIVE BID(S) TO NON-LOW
BIDDER BUT TO LOWEST RESPONSIBLE BIDDER MEETING SPECIFICATIONS FOR THE PURCHASE,
ETC. OF

KNUCKLE BOOM TRUCK (Qty 4)
BID NO. 9061-021422-2

WHEREAS, heretofore, bids were opened and read for the purchase or lease of the above stated labor, service, work and/or materials, equipment, supplies or other personal property as more particularly stated in the invitation to bid, instruction to bidders and/or specifications of the City of Tuscaloosa, a Municipal Corporation; and,

WHEREAS, the said bids have been analyzed and reviewed by the appropriate department(s) to which the matter was referred by the City Council and the said department(s) have recommended that award be made to a bidder who is not the actual lowest bidder but was the lowest responsible responsive bidder taking into consideration the specifications and other requirements; and,

WHEREAS, Environmental Products Group Inc was the apparent lowest bidder on some items, but were not recommended for award as the lowest responsible responsive bidder because their bid did not meet bid specifications and requirements.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that award based upon competitive bid for the following item(s) is hereby made to:

Southland Transportation Group

2023 International HV607 with Ramer Body \$187,746.46 (each)

Total of \$750,985.84

As the lowest responsible bidder taking into consideration where appropriate the qualities of the commodities, labor, service, etc. as above stated to be supplied or sold, conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable; and, the Mayor is authorized to execute appropriate contracts or related documents, and the City Clerk is authorized to attest the same.

RESOLUTION

RESOLUTION AWARDING COMPETITIVE BID(S) TO NON-LOW
BIDDER BUT TO LOWEST RESPONSIBLE BIDDER MEETING SPECIFICATIONS FOR THE PURCHASE,
ETC. OF

LEAF VAC TRUCK
BID NO. 9061-021422-3

WHEREAS, heretofore, bids were opened and read for the purchase or lease of the above stated labor, service, work and/or materials, equipment, supplies or other personal property as more particularly stated in the invitation to bid, instruction to bidders and/or specifications of the City of Tuscaloosa, a Municipal Corporation; and,

WHEREAS, the said bids have been analyzed and reviewed by the appropriate department(s) to which the matter was referred by the City Council and the said department(s) have recommended that award be made to a bidder who is not the actual lowest bidder but was the lowest responsible responsive bidder taking into consideration the specifications and other requirements; and,

WHEREAS, Birmingham Freightliner was the apparent lowest bidder on some items, but were not recommended for award as the lowest responsible responsive bidder because their bid did not meet bid specifications and requirements.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that award based upon competitive bid for the following item(s) is hereby made to:

Southland Transportation Group

2023 International HV607 with ODB Xtreme Vac Body \$208,410.30

As the lowest responsible bidder taking into consideration where appropriate the qualities of the commodities, labor, service, etc. as above stated to be supplied or sold, conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable; and, the Mayor is authorized to execute appropriate contracts or related documents, and the City Clerk is authorized to attest the same.

RESOLUTION

AWARDING COMPETITIVE BID(S) FOR THE PURCHASE, ETC. OF

RECYCLING TRUCK (2)
BID NO. 9061-021422-4

WHEREAS, heretofore, bids were opened and read for the purchase or lease of the above stated labor, service, work and/or materials, equipment, supplies or other personal property as more particularly stated in the invitation to bid, instruction to bidders and/or specifications of the City of Tuscaloosa, a Municipal Corporation; and,

WHEREAS, the said bids have been analyzed and reviewed by the appropriate department(s) to which the matter was referred by the City Council and recommendations as to award have been made thereon.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that award based upon competitive bid for the following bid items is hereby made to:

Southland Transportation Group

2023 International MV607 with Kann Body \$186,617.03 (each)

Total \$373,234.06

as the lowest responsible bidder taking into consideration where appropriate the qualities of the commodities, labor, service, etc. as above stated to be supplied or sold, conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable; and the Mayor is authorized to execute appropriate contracts or related documents and the City Clerk is authorized to attest the same.

RESOLUTION

AWARDING COMPETITIVE BID(S) FOR THE PURCHASE, ETC. OF

SHUTTLE TRUCK (2)
BID NO. 9061-021422-5

WHEREAS, heretofore, bids were opened and read for the purchase or lease of the above stated labor, service, work and/or materials, equipment, supplies or other personal property as more particularly stated in the invitation to bid, instruction to bidders and/or specifications of the City of Tuscaloosa, a Municipal Corporation; and,

WHEREAS, the said bids have been analyzed and reviewed by the appropriate department(s) to which the matter was referred by the City Council and recommendations as to award have been made thereon.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that award based upon competitive bid for the following bid items is hereby made to:

Southland Transportation Group

2023 International MV607

\$79,942.12 (each)

Total \$159,884.24

as the lowest responsible bidder taking into consideration where appropriate the qualities of the commodities, labor, service, etc. as above stated to be supplied or sold, conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable; and the Mayor is authorized to execute appropriate contracts or related documents and the City Clerk is authorized to attest the same.

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: CWE
Requested by: Projects Date: 2/22/22
Council Presentation: 3/1/22
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR
BACKWASH POND SANITARY SEWER DRAIN LINE AT
ED LOVE WATER TREATMENT PLANT
(A21-0811)

WHEREAS, heretofore, as a result of competitive bidding or as otherwise authorized by the Alabama Competitive Bid Law, Ala. Code §41-16-50, et seq. (1975) and/or Ala. Code §39-2-1, et seq. (1975), the City of Tuscaloosa awarded a contract for the above-referenced project to Dominion Construction Company, Inc., (Contractor's Name); and,

WHEREAS, it has been determined that a change order to the above-referenced contract is necessary for the following reasons:
Material delay on 24" valve.

as set forth in the C.O. and accompanying documents); and,

WHEREAS, the Architect, the Engineer for the project, or the City's representative, as the case may be, have/has certified to the Council as per the attached change order request, that said change order is: (Mark applicable category)

- a. Minor change of a total monetary value less than required for competitive bidding.
- b. Changes for matters relatively minor and incidental to the original contract necessitated by unforeseeable circumstances arising during the course of work.
- c. Emergency arising during the course of work.
- d. Change or alternates provided for in the original bidding where there is no difference in price of the Change Order from the original best bid on the Alternate.
- e. Change of relatively minor terms not contemplated when the plans and specifications were prepared and the project was bid, and which are in the public interest and do not exceed ten (10) percent of the Contract Price.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

1. That the Mayor be, and he is hereby, authorized to execute that certain change order now before the Council for the above stated project in the amount of \$0 (Change Order Cost), time 77 days (Calendar day extension of time), and for the reasons so stated, by and as an act for and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

2. That the Architect or Engineer or Owner's representative, as the case may be, shall implement this change order and properly document the same pursuant to all applicable contract documents.

FUNDING REQUIRED: Yes No

61209041-20528 _____

By: _____
Finance Director

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM

PS

Office of the City Attorney

Prepared By: SLM/sas

Requested: IPS Date: 03/01/2022

Council Presentation: 03/01/2022

Suspension of Rules: NO

RESOLUTION

**RESOLUTION DECLARING SOLE SOURCE AND
AUTHORIZING SERVICE CONTRACT AND PURCHASE WITH
THORNTON, MUSSO, & BELLEMIN, INC.
(A22-0197)**

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

1. The City Council hereby finds and declares that the contract with Thornton, Musso, & Bellemin, Inc. for the Ed Love Water Treatment Plant and the Jerry Plott Water Treatment Plant Chlorine Dioxide Generator Replacement is exempt from competitive bidding, and meets the requirements of ALA. CODE §41-16-51(a)(13), in that contractual services and purchases of commodities for which there is only one vendor or supplier and contractual services and purchases of personal property which by their very nature are impossible to award by competitive bidding applies to this purchase, as certified by a letter from Thornton, Musso, & Bellemin, Inc. which states that Thornton, Musso, & Bellemin, Inc. is the exclusive provider for TMB products and is authorized for service repair of TMB brand products, dated February 18, 2022.

2. The Mayor is authorized to execute a contract with Thornton, Musso, & Bellemin, Inc. for the Ed Love Water Treatment Plant and the Jerry Plott Water Treatment Plant Chlorine Dioxide Generator Replacement in the amount of \$22,500.00 both by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No
60109044-4170
60109045-4011

By: Carly Handberg
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: KLM/sas
Requested: IPS Date: 03/01/2022
Council Presentation: 03/01/2022
Suspension of Rules: NO

RESOLUTION

RESOLUTION DECLARING SOLE SOURCE AND
AUTHORIZING SERVICE CONTRACT AND PURCHASE WITH JIM HOUSE & ASSOCIATES, INC.
(A22-0183)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

1. The City Council hereby finds and declares that the contract with Jim House & Associates, Inc. for Lift Station 15 Pump 2 Flygt Pump Repair and related purchases is exempt from competitive bidding, and meets the requirements of ALA. CODE §41-16-51(a)(13), in that contractual services and purchases of commodities for which there is only one vendor or supplier and contractual services and purchases of personal property which by their very nature are impossible to award by competitive bidding applies to this purchase, as certified by a letter from Flygt / Xylem, Inc. which states that Jim House & Associates, Inc. is the exclusive provider for Flygt products and is authorized for service repair of Flygt brand products, dated February 17, 2022.

2. The Mayor is authorized to execute a contract with Jim House & Associates, Inc. for Lift Station 15 Pump 2 Flygt Pump Repair and related purchases in the amount of \$25,971.00 both by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No
60109041-4170

By: 
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

RESOLUTION

RESOLUTION APPROVING APPLICATION OF
MASEHER INC.
DBA 15TH STREET PACKAGE STORE
FOR ABC LICENSE

Whereas, the Tuscaloosa City Council has approved the application of Maseher Inc dba 15th Street Package Store for a Lounge Retail Liquor- Class II (Package) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

Maseher Inc.
dba 15th Street Package Store
301 15th Street
Tuscaloosa, AL 35401

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

That the Mayor and the City Clerk be, and they are hereby, authorized to certify this action of approval by the City Council on the application for approval of said license to be submitted to the State of Alabama Alcoholic Beverage Control Board.

22-014

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF
THE STRUCTURE AT 2114 26th AVENUE

WHEREAS, pursuant to Ala. Code Section 11-53B-1 et seq. (1975), the appropriate municipal official of the City of Tuscaloosa has found that the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 2114 26th Avenue is unsafe to the extent that it is a public nuisance; and,

WHEREAS, all appropriate notifications and time periods, as stated in said statute, have been complied with by the appropriate municipal official in the person of the Chief Building Official with the Urban Development-Building Inspections Department for the City of Tuscaloosa; and,

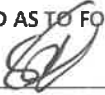
WHEREAS, on the 1st day of March, 2022, the City Council of Tuscaloosa held a public hearing, at which time the Chief Building Official of the Urban Development-Building Inspections Department for the City of Tuscaloosa appeared and set forth reasons for his findings.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

1. That the City Council of Tuscaloosa finds the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa 2114 26th Avenue unsafe to the extent that it is a public nuisance; and,
2. That the aforementioned building, structure, part of the building or structure, party wall, or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Ala. Code Section 11-53B-1 et seq. (1975), such action being an exercise of the City's police and/or regulatory powers.

Prepared: Acting City Clerk
Requested: Urban Development-Building Inspections
Agenda: 3-1-2022

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: SAS
Requested: Projects Date: 2-22-2022
Council Presentation on: 3-1-2022
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING KAY DAY TO EXECUTE AGREEMENTS FOR
THE LIVE AT THE PLAZA 2022 EVENT
(A22-0173)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That Kay Day is hereby authorized to execute Agreements for the Live at the Plaza 2022 event, provided that the contract amounts are within budget, the services procured are compliant with the Alabama Bid Law, and the Agreements are administratively approved by the City Attorney and Director of Public Services, by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SBH/cr
Requested: Finance Date: 3/1/222
Council Presentation on: 3/1/2022
Suspension of Rules: No

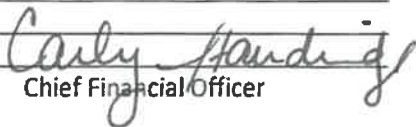
RESOLUTION

RESOLUTION AUTHORIZING DISBURSEMENT FROM DISTRICT 7 IMPROVEMENT FUNDS FOR THE
SCHOOL OF CHARACTER RECEPTION
(A22-0191)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:


That the Councilmember for Tuscaloosa City Council District 7 has requested that the amount of \$2,250.00 be designated for the School of Character Reception, from the District 7 Improvement Fund, by, and as an act form, and on behalf of the City of Tuscaloosa.

FUNDING REQUIRED: Yes No
10104050-99907

By: 
Chief Financial Officer

COUNCIL ACTION
Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SBH/cr
Requested: Finance Date: 3/1/222
Council Presentation on: 3/1/2022
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING DISBURSEMENT FROM DISTRICT 1 IMPROVEMENT FUNDS FOR THE
SCHOOL OF CHARACTER RECEPTION
(A22-0191)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Councilmember for Tuscaloosa City Council District 1 has requested that the amount of \$2,250.00 be designated for the School of Character Reception, from the District 1 Improvement Fund, by, and as an act form, and on behalf of the City of Tuscaloosa.

FUNDING REQUIRED: Yes No
10104050-99901

By: 
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: KLM/sas

Requested: Projects Date: 02/22/2022

Council Presentation: 03/01/2022

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH
DURASERV CORP DBA TRANSLIFT DOCK AND DOOR
(A22-0175)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in an amount not to exceed \$4,001.56 with Duraserv Corp dba Translift Dock and Door for the repair to a roll up door at the Fleet Services Shop by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No

10109042-3100

By:


Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

Unanimous _____

Failed _____

Tabled _____

Amended _____

Comments: _____

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: KLM/sas

Requested: Projects Date: 02/22/2022

Council Presentation: 03/01/2022

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH
CRIMSON CARPET & FLOORING, INC
(A22-0176)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in an amount not to exceed \$1,835.00 with Crimson Carpet & Flooring, Inc for grit tape replacement for the stairs in the Historic City Hall building by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No
10109042-3100

By: Carly Handing
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM
Requested: Projects Date: 03/01/2022
Council Presentation: 03/01/2022
Suspension of Rules: NO

RESOLUTION

RESOLUTION TENTATIVELY AWARDING PUBLIC WORKS CONTRACT
TO JOHN PLOTT COMPANY, INC. FOR
CAMPUS AREA WATER DISTRIBUTION SYSTEM AND INSTRUMENTATION UPGRADES
PROPOSAL "C" WATER DISTRIBUTION IMPROVEMENTS PROJECT
(A21-1387/2018.019.003)

WHEREAS, heretofore, bids were opened and read on or about the 13th day of January, 2022, in regard to the Campus Area Water Distribution System and Instrumentation Upgrades – Proposal "C" – Water Distribution System Improvements Project and,

WHEREAS, representatives of the City have notified the Projects Committee and City Council that the apparent lowest responsive, responsible bidder meeting the specifications for the Campus Area Water Distribution System and Instrumentation Upgrades – Proposal "C" – Water Distribution System Improvements Project was that of John Plott Company, Inc. in the amount of \$7,067,333.27; and,

WHEREAS, the representatives of the City have advised the City Council of that fact and recommended that they be authorized to issue notification of intention to award to the said bidder and upon all contractual matters being finalized including bonds and insurance, that the Mayor be authorized to execute all appropriate contracts and documents with said bidder.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

1. That in accordance with ALA. CODE §39-5-1(b) (1975), the City of Tuscaloosa, as the awarding authority, does hereby certify that to the best of its knowledge, information and belief, this contract was let in compliance with applicable provisions of this title and all other applicable provisions of law.

2. That the conditional award based upon competitive bid is hereby made to John Plott Company, Inc. for their bid in the amount of \$7,067,333.27 for Campus Area Water Distribution System and Instrumentation Upgrades – Proposal "C" – Water Distribution System Improvements Project pursuant to the plans, specifications, drawings and related documents for the project, as the apparent lowest responsive, responsible bidder taking into consideration where appropriate, the qualities of the commodities, the labor, service, etc., conformity with

specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable.

3. That the representatives of the City, on behalf of the City of Tuscaloosa be, and they are hereby, authorized to issue notification of intention of award to the said bidder in said amount and proceed with completion of review and submittal for all contractual matters as required by the City's plans and specifications.

4. That this award is conditioned upon said bidder completing and submitting to the City through its representatives, all documents and other related matters required by the request for proposal of the bidder and upon notification from the City representatives that the bidder has complied with said requirements, the Mayor be, and he is hereby, authorized to execute a contract between the City of Tuscaloosa and said bidder for the project in the amount awarded above, by and as an act for and on behalf of the City of Tuscaloosa, and the City Clerk be, and she is hereby, authorized to attest the same, at which time the contract will be considered to have been awarded.

5. That upon notification from the City representatives that all preliminary matters have been complied with by the said low bidder and subsequent execution of said contract by the Mayor on behalf of the City, the City Representative be, and it is hereby, authorized to issue appropriate notices to proceed to the contractor.

FUNDING REQUIRED: Yes No
61540360-18019
70106000-18019

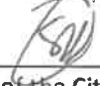
By: 
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM

Office of the City Attorney



Prepared By: KLM/sas
Requested: Projects Date: 02/22/2022
Council Presentation: 03/01/2022
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH
PAINTS ON US PLUS
(A22-0170)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in an amount not to exceed \$4,900.00 with Paints on Us Plus for the Heliport Wall Damage Repair by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

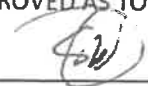
FUNDING REQUIRED: Yes No
10109042-3100

By: Carly Handberg
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: KLM/sas
Requested: Projects Date: 02/22/2022
Council Presentation: 03/01/2022
Suspension of Rules: NO

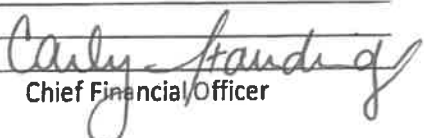
RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH
HARPOLE STEEL BUILDINGS, INC.
(A22-0169)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in an amount not to exceed \$1,200.00 with Harpole Steel Buildings, Inc. for the Heliport Wall Damage Repair by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No
10109042-3100

By: 
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: KLM/sas
Requested: Projects Date: 02/22/2022
Council Presentation: 03/02/2022
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH
CLOSETS PLUS, INC.
(A22-0152/ 2021.040.001)

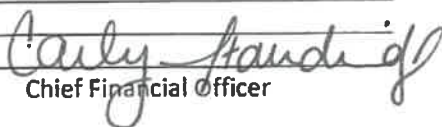
BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in an amount not to exceed \$10,977.66 with Closets Plus, Inc. for the installment of restroom partitions for the Hillard Fletcher WRRF Administration Building Renovation by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No

60718010-21532

By:


Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM
Requested: A&F Date: 03/01/2022
Council Presentation: 03/01/2022
Suspension of Rules: NO

RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO A SUBRECIPIENT AGREEMENT
WITH TUSCALOOSA COUNTY PARK & RECREATION AUTHORITY (PARA)
UNDER THE CITY'S 2021-2022 CORONAVIRUS STATE AND LOCAL
FISCAL RECOVERY FUNDS (SLFRF) PROGRAM
(A22-0198)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor be and he is authorized to enter into a Subrecipient Agreement with Tuscaloosa County Park & Recreation Authority (PARA) under the City's 2021-2022 Coronavirus State and Local Fiscal Recovery Funds (SLFRF) Program in an amount not to exceed \$527,159.00; and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No
ARP
70101000-22507

By: 
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: TDB
Requested: IPS, Projects Date: 2/22/22
Council Presentation: 3/1/22
Suspension of Rules: No _____

RESOLUTION

RESOLUTION AUTHORIZING AN UNDERGROUND UTILITY RELOCATION AGREEMENT
WITH AT&T REGARDING THE MARTIN LUTHER KING, JR. BOULEVARD
IMPROVEMENTS PROJECT PHASE I
(A22-0200)

NOW THERE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, that the Mayor be and he is hereby authorized to execute that certain underground utility relocation agreement with AT&T regarding the Martin Luther King, Jr. Boulevard Improvements Project Phase I in an amount of \$206,445.61.

FUNDING REQUIRED: Yes No
23509030-16004

By: 
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: TDB

Requested: Legal Date: 3/1/22

Council Presentation: 3/1/22

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE OFFICE OF THE CITY ATTORNEY TO FILE SUIT REGARDING THE EXERCISE OF THE CITY'S OPTION TO REACQUIRE THE PROPERTY LOCATED AT 2205 4TH STREET (22-0068)

WHEREAS, the City of Tuscaloosa, at closing on December 7, 2018, conveyed to 4th Street Partners, LLC (4th Street) land located at 2205 4th Street in Downtown Tuscaloosa as recorded in Deed Book 2018 at Page 28318 in the Probate Office of Tuscaloosa County, Alabama and being more particularly described as follows:

SURFACE RIGHTS ONLY

A parcel of land located in the SW 1/4 of the SE 1/4 of the NW 1/4 of the NE 1/4 of Section 22, Township 21 S, Range 10 West also being a part of Lots 104 and 105A of McCalla's Street Center Survey of 1891 as shown on a plat prepared in April 1943, with authorization from Minute Book 1, page 291 as recorded in the Probate Office of Tuscaloosa County, Alabama and more particularly described as follows:

Start at the SE corner of Section 22, Township 21 south, Range 10 west; thence westerly along the south boundary of said Section 22 for a distance of 320.03' to a point where the west right-of-way of 22nd Avenue (Madison) extended intersects said south boundary; thence northwesterly with an exterior angle of 68°-00' along said west right-of-way for a distance of 4405.09' to the point of beginning, said point also being the SE corner of said Lot 104; thence continue along said west right-of-way for a distance of 132' to the northeast corner of said Lot 104, said point also being the northeast corner of the property herein described and on the south right-of-way of 4th Street (Pine); thence southwesterly with an interior angle of 90°-00' for a distance of 72.71' along said south right-of-way to a point, said point also being the northwest corner of the property herein described; thence southeasterly with an interior angle of 89°-54' for a distance of 132' along the east edge of a party wall to a point on the south boundary of said lot 104; thence continue southeasterly for a distance of 0.46' to a point; thence easterly with an interior angle of 116°-39' for a distance of 1.46' to a point; thence northeasterly with an interior angle of 153°-07' for a distance of 71.16' to a point on the west right-of-way of said 22nd Avenue (Madison); thence northwesterly

with an interior angle of 90°-20' for a distance of 0.70' along said west right-of-way to the point of beginning.

Above described parcel contains 9,647.41 square feet.

WHEREAS, The sales contract contained certain provisions, and by agreement of the parties, which specifically survived closing. One such provision was titled "Obligation to Construct". The provision required 4th Street Partners, LLC to begin construction or development of the property within 1,095 calendar days (3 Years) from the date of closing. In the event that 4th Street Partners, LLC did not comply with the provision to construct, the City would be able to acquire the property from 4th Street Partners, LLC as set forth in said provision and by providing notice within 90 days after the expiration of the 3 year period; and,

WHEREAS, 4th Street failed to comply with the Obligation to Construction after the 3 year period and the City has exercised its option to acquire the property by providing its required 90 day notice to 4th Street; and,

WHEREAS, the parties are in discussion regarding the exercise of the City's option to acquire the property but may not be able to reach a resolution of the issue prior to the expiration of the City's 90 day option period; and,

WHEREAS, to protect and to preserve the City's interest and option regarding the property, it is necessary that the City file such action within the 90 day notification period as set forth in the real estate sales contract.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, that the Office of the City Attorney is hereby authorized to file suit in the Circuit Court of Tuscaloosa County, Alabama regarding the exercise of the City's option to reacquire the property located at 2205 4th Street previously conveyed to 4th Street Partners, LLC against 4th Street Partners, LLC; MTC Assets LTD; Clayton L. Hudson 2021 irrevocable trust and Armstrong Consulting, LLC and that the Mayor and City Attorney are further authorized to do all things necessary in the prosecution of the City's case.

FUNDING REQUIRED: Yes No

By: _____

Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: TDB
Requested: Legal: Date 3/1/22
Presentation on: 3/1/22
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DRAW DRAFT FOR THE
MCWRIGHTS FERRY ROAD IMPROVEMENTS PROJECT RIGHT OF WAY ACQUISITIONS
(A18-0165)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Chief Financial Officer be,
and is hereby, authorized to draw draft to the following for the stated amounts for payment of
property acquisitions:

McWrights Ferry Road Improvements Project Right of Way Acquisition Account Number
23509030-16099

| <u>Tract</u> | <u>Payee</u> | <u>Amount</u> |
|--------------|------------------------------------|---------------|
| 17 | Steven Mercado and Kristin Mercado | \$12,000.00 |

FUNDING REQUIRED: Yes No

23509030-16099

By: 
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: TDB
Requested: Airport, Properties Date: 1/11/22
Council Presentation on: 3/1/22
Suspension of Rules: No

ORDINANCE NO. _____

ORDINANCE AMENDING SECTION 5-41 OF
THE CODE OF TUSCALOOSA
(A22-0185)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Sections 5-41(a) , 5-41(c) and (5-41 (d) are hereby amended as follows:

Sec. 5-41. - Airport operation, improvement and maintenance fees.

(a) *Airport fees.* The governing body shall implement the review of and adoption of an Airport Fee Schedule a minimum of every three years by way of governing body approval. Once adopted, Fees and Charges can be amended or added throughout the year with governing body resolution.

(1) *Designation of funds.* The fees derived from and imposed by this section shall be utilized solely and exclusively to fund maintenance and improvement projects at the Tuscaloosa National Airport. The fees derived from and imposed by this section shall not be appropriated nor used for any purpose by the city that is inconsistent with the enumerated uses as set further herein unless otherwise approved by the city council. The effective date of this section shall begin with the 2020 fiscal year.

(2) *Airport fee schedule.*

LANDING FEES:

Aircraft 6,000 lbs. MLW and over \$2.00/1,000 lbs.

**Except for aircraft designated as exempt in Section 5-41 (c)*

SPECIAL EVENT FEES:

| | |
|----------------------------------|----------|
| Single Engine Piston | \$25.00 |
| Twin Engine Piston | \$50.00 |
| Light Category (6,000 – 9,999) | \$50.00 |
| Small Category (10,000 – 19,999) | \$75.00 |
| Medium Category (20,000-29,999) | \$100.00 |
| Large Category (30,000 – 49,999) | \$125.00 |
| Extra Large Category (50,000+) | \$150.00 |

**Except for aircraft designated as exempt in Section 5-41(d)*

FUEL FLOWAGE FEES:

| | |
|-------------------|-------------|
| Aviation Avgas | \$0.06/gal. |
| Aviation Jet Fuel | \$0.06/gal. |

(c) *Landing fee.*

- (1) Each transient aircraft operator shall pay a landing fee per the approved airport fee schedule for any aircraft designated as non-exempt at the rate per every one thousand pounds (1,000) of the aircraft's published maximum certificated landing weight (MLW). Transient aircraft MLW less than 6,000 pounds are exempt from the landing fee.
- (2) It shall be the responsibility of any fixed base operator (FBO) to collect said fee from any aircraft landing and utilizing the services or of its employees of the respective FBO. An FBO shall remit any such landing fees to the airport manager on or before the 10th of the month. An FBO shall be entitled to receive a fee of ten (10) per cent of all such landing fees collected by the FBO and shall permit the city to inspect and audit the same.
- (3) All based, military, flight training, law enforcement, rotorcraft, emergency (weather or mechanical), not-for-profit/charitable medical flights, maintenance-only, or government registered aircraft shall be exempt from the landing fee.
- (4) A special event fee for events designated in Section 5-41(d) shall also apply for non-exempt aircraft.

(d) *Special event fee.*

- (1) A special event fee shall be imposed on non-exempt aircraft operators during any such event (e.g., sports events) which generates additional traffic at the airport thereby causing the requirement for such aircraft and in such numbers to be parked on a taxiway, runway or other designated areas for an extended period of time at the airport. All University of Alabama home football games are designated as special events. All other events shall be provided a 14-day advanced public notice for any event designated as a special event by the airport manager. The special event fee shall be associated with the approved airport fee schedule and scaled according to the aircraft type and maximum certificated landing weight (MLW).
- (2) It shall be the responsibility of any fixed base operator (FBO) to collect said fee from any aircraft landing and utilizing the services or of its employees of the respective FBO. An FBO shall remit any such special event fees to the airport manager on or before the 10th of the month. An FBO shall be entitled to receive a fee of ten (10) per cent of all such special event fees collected by the FBO and shall permit the city to inspect and audit the same.

- (3) Special event fees shall become effective the day prior to each event for any aircraft arriving and remaining overnight. For any aircraft that conducts multiple takeoffs and landing during an event shall only be charged a one-time special event fee.
- (4) All based, military, flight training, law enforcement, rotorcraft, emergency (weather or mechanical), not-for-profit/charitable medical flights, maintenance-only, Part 121, cargo, or government registered aircraft shall be exempt from the special event fee.
- (5) A landing fee as designated in Section 5-41(c) shall also apply for non-exempt aircraft.
- (6) Unless specifically authorized by the airport manager, this Code or in such designated and allowed areas, the possession and consumption of alcoholic beverages is strictly prohibited on airport property especially on or near a runway or taxiway.

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

Unanimous _____

Failed _____

Tabled _____

Amended _____

Comments: _____

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: SBH/cr

Requested: Clerk Date: 2/22/22

Council Presentation on: 3/1/22

Suspension of Rules: No

ORDINANCE NO. _____

AN ORDINANCE APPOINTING MEMBERS AS
VOTING DELEGATES FOR THE ALABAMA LEAGUE
OF MUNICIPALITIES ANNUAL BUSINESS MEETING
(A22-0199)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

THAT Councilor Matthew Wilson be, and he is hereby appointed as the voting delegate to represent the City of Tuscaloosa at the Annual Business Meeting for the Alabama League of Municipalities on May 12, 2022.

WHEREAS, Councilor Raevan Howard is hereby appointed as first alternate voting delegate, and Councilor Cassius Lanier is hereby appointed as second alternate voting delegate. The voting delegate will represent the City of Tuscaloosa at the Annual Business Meeting for the Alabama League of Municipalities on May 12, 2022, in the event Councilor Matthew Wilson cannot attend.

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____