

# TUSCALOOSA CITY COUNCIL MEETING AGENDA

Tuesday, March 8, 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 celebrating March 22, 2022 as the 100<sup>th</sup> Anniversary of the Pilot Club of 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

Ordering demolition of the structure at 2710 19<sup>th</sup> Street (**tabled on 12-7-21, 9-28-21, 8-24-21**). P4

Council Committee Reports

Clerk's Report of Mayor's Veto

6. **CONSENT AGENDA:** (item "a") 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 payment to JPM Family Investments, Inc. in settlement of claim (22-0071). P5

## **7. PUBLIC HEARINGS**

Approving the ABC application of Karan and Kiran Foodmart LLC for an alcohol license at Jack Warner Package Store in Tuscaloosa; 3590 Jack Warner Parkway NE Suite B; 35404:

- 22-016 Lounge Retail Liquor – Class II (package). P6

Approving the ABC application of Domo LLC for alcohol licenses at Domo in Tuscaloosa; 1650 Jack Warner Parkway Unit 1008; 35401:

- 22-015 (a) off premises retail beer license. P7
- 22-015 (b) off premises retail table wine license. P8

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

Concurring with the appointment of Ashley Crites as Acting Executive Director of Urban Development (A22-0228). P9

Authorizing the Mayor to execute an agreement with Rocky Ridge Fire District for billing for the service of emergency pre-hospital transportation to the citizens of Tuscaloosa (A22-0133). PP 10-11

Authorizing the purchase of equipment/supplies/services which includes one (1) pro-bin trailer from Pro-Tainer. P12

Authorizing the purchasing of the tax sale interest in property located at 2708 25<sup>th</sup> Street, Tuscaloosa, Alabama (A14-0590). P13

Authorizing a contract with Electric Machine Control, Inc. for Water Resource and Recovery Facility (WRRF) Primary and Secondary Clarifier Sludge Level Integration Project (A22-0196). P14

Authorizing the Chief Financial Officer to draw a draft for the McWrights Ferry Road Improvements Project Right of Way Acquisitions (A18-0165). P15

Authorizing the Chief Financial Officer to draw a draft for the Juanita Drive Phase II Improvements Project Property Acquisitions (A20-0095). P16

**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 21-56(l) of the Code of Tuscaloosa (A22-0124) (may be adopted by unanimous consent following introduction). P17

**FOR ADOPTION**

**10. AUDITING ACCOUNTS**

Authorizing the payment of bills; total: \$1,049.75. **P18**

**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**

3/4/2022

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](mailto:cityclerk@tuscaloosa.com) or [lmcintyre@tuscaloosa.com](mailto:lmcintyre@tuscaloosa.com). Please refer to the page number of the item in question so it can be more quickly accessed.

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF THE  
STRUCTURE AT 2710 19<sup>TH</sup> STREET

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 2710 19<sup>th</sup> Street 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 24<sup>th</sup> day of August 2021, 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 2710 19<sup>th</sup> Street 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.

(W/B-y)  
Tabled for 90 days on  
12-7-21 (3/8/22)  
BPT  
City Clerk

Tabled for 60 days  
on 9/28/21 (11/30/21)  
(W/B-y)  
BPT  
Acting City Clerk

Tabled for 30 days  
on 8/24/21 (9-28-21)  
(W/Ty-y) H-Absent  
BPT  
Acting City Clerk

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SAS  
Requested: OCA  
Presentation on: 03-08-2022  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT TO  
JPM FAMILY INVESTMENTS, INC. IN SETTLEMENT OF CLAIM  
(22-0071)

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

That the Chief Financial Officer be, and he is hereby, authorized to draw a draft on the Water and Sewer Fund, and the Mayor and City Clerk are hereby authorized to execute the same, in the amount of \$225.00, payable to JPM Family Investments, Inc., when on or about February 21, 2022, due to sewer line clogged.

Special Handling Check Request – Please return check to the Office of the City Attorney for additional processing.

FUNDING REQUIRED:  Yes  No

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By:   
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

**RESOLUTION**

**RESOLUTION APPROVING APPLICATION OF  
KARAN AND KIRAN FOODMART LLC  
DBA JACK WARNER PACKAGE STORE  
FOR ABC LICENSE**

Whereas, the Tuscaloosa City Council has approved the application of Karan And Kiran Foodmart LLC dba Jack Warner 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:

**Karan And Kiran Foodmart LLC  
dba Jack Warner Package Store  
3590 Jack Warner Parkway NE Suite B  
Tuscaloosa, AL 35404**

**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.**

**22-016**

**RESOLUTION**

**RESOLUTION APPROVING APPLICATION OF  
DOMO LLC  
DBA DOMO  
FOR ABC LICENSE**

Whereas, the Tuscaloosa City Council has approved the application Domo LLC dba Domo for a Retail Beer (Off Premises) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

**Domo LLC  
dba Domo  
1650 Jack Warner Parkway Unit 1008  
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.**

**22-015 (a)**

**RESOLUTION**

**RESOLUTION APPROVING APPLICATION OF  
DOMO LLC  
DBA DOMO  
FOR ABC LICENSE**

Whereas, the Tuscaloosa City Council has approved the application of Domo LLC dba Domo for a Retail Table Wine (Off Premises) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

**Domo LLC  
dba Domo  
1650 Jack Warner Parkway Unit 1008  
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.

**22-015 (b)**



APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Mayor Date: 3-8-22  
Council Presentation: 3-8-2022  
Suspension of Rules: No

RESOLUTION

**RESOLUTION CONCURRING WITH THE APPOINTMENT OF  
ASHLEY CRITES AS ACTING EXECUTIVE DIRECTOR OF URBAN DEVELOPMENT  
(A22-0228)**

WHEREAS, Brendan Moore, was been appointed Chief Operations Officer on March 2, 2022 and the Executive Director of Urban Development job is vacant.

WHEREAS, the Mayor is authorized to designate the acting Executive Director of Urban Development with the concurrence of the City Council to function in the capacity as Executive Director of Urban Development until such time as the vacancy is filled.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the Council concurs with the Mayor's designation of Ashley Crites as acting Executive Director of Urban Development to function in the capacity of the Executive Director of Urban Development until the vacancy is filled.

BE IT FURTHER RESOLVED that the Department Head designation is effective March 9, 2022 to serve until further notice, and step up pay shall be awarded as provided in Section 19-62 (c) of the Code of Tuscaloosa.

FUNDING REQUIRED:  Yes  No


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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By:           CJE            
Requested: Admin Date: 3-1-22  
Council Presentation: 3-8-22  
Suspension of Rules:           NO          

RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ROCKY RIDGE FIRE DISTRICT FOR BILLING FOR THE SERVICE OF EMERGENCY PRE-HOSPITAL TRANSPORTATION TO THE CITIZENS OF TUSCALOOSA  
(A22-0133)

WHEREAS, Rocky Ridge is a duly constituted public corporation created and operating pursuant to the authority of Act No. 79, First Special Session, 1966 (Acts 1966, p. 106) as amended; and,

WHEREAS, Tuscaloosa is a duly constituted municipality created and operating pursuant to Alabama Law; and,

WHEREAS, Tuscaloosa provides the service of emergency pre-hospital transportation to its citizens; and,

WHEREAS, Tuscaloosa desires to charge for these services utilizing an outsourced billing agency; and,

WHEREAS, Rocky Ridge provides the service of emergency pre-hospital transportation to its constituents; and,

WHEREAS, Rocky Ridge charges for these services by doing in house billing capable of supporting multiple companies; and,

WHEREAS, Both the City of Tuscaloosa and Rocky Ridge will further sign an agreement concerning Rocky Ridge's use of protected health information,

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

Pursuant to the provisions of Act No. 1029 of the regular session of the legislature of Alabama of 1971, Approved September 7, 1971, that the Mayor be, and is hereby, authorized to execute a five year agreement with Rocky Ridge Fire District for providing medical billing services to the City of Tuscaloosa for Tuscaloosa's emergency pre-hospital transportation service.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

**COUNCIL ACTION**

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

RESOLUTION

RESOLUTION AUTHORIZING PURCHASE OF EQUIPMENT/SUPPLIES/SERVICES

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

That the Purchasing Agent be, and he is hereby, authorized to issue purchase order(s) to the following individuals, organizations and/or vendors in the amounts shown for the purchase and/or lease of the listed equipment, supplies, and/or services for the named municipal departments:

INFRASTRUCTURE AND PUBLIC SERVICES

Equipment: One (1) Pro-Bin Trailer

Cost: \$30,307.00

Vendor: Pro-Tainer

This item was not included in an itemized equipment budget. GSA Contract GS-30F-108BA.

Prepared: Purchasing  
Requested: Purchasing  
Agenda: 03/08/22

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW III  
Requested: Prop. Comte Date: 03/02/2022  
Council Presentation: 03/9/2022  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING PURCHASING THE TAX SALE INTEREST  
IN PROPERTY LOCATED AT 2708 25<sup>TH</sup> STREET, TUSCALOOSA, ALABAMA  
(A14-0590)

WHEREAS the property located at 2708 25<sup>th</sup> Street more particularly described as Lots 146 and 147 of the Copeland Square Survey had grass-cutting liens and demolition assessments filed against it totaling \$6,706.15 and was sold at the City's annual foreclosure sale on November 16, 2021 with the City as the sole bidder to acquire a deed to the property.

WHEREAS, Tyrone A. Johnson and Shilinda Johnson acquired the tax sale deed to the property by purchasing the subject property for \$1,353.01 from the State of Alabama and acquired a tax deed to the property extinguishing all tax liens; and

WHEREAS, the City now desires to acquire the tax sale interest in this property from the Tyrone and Shilinda Johnson so the City will have complete title to the property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the Chief Financial Officer of the City is authorized to issue a check payable to Tyrone A. Johnson and Shilinda Johnson in the amount of \$1,353.01 to acquire the Johnson's tax sale interest by quit claim deed in the property at 2708 25<sup>th</sup> Street more particularly described as Lots 146 and 147 of the Copeland Square Survey

FUNDING REQUIRED:  Yes  No  
IPS - INFR - ROW Landscaping  
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By:   
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
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Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: KLM  
Requested: Projects Date: 03/01/2022  
Council Presentation: 03/08/2022  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING CONTRACT WITH  
ELECTRIC MACHINE CONTROL, INC. FOR  
WATER RESOURCE AND RECOVERY FACILITY (WRRF) PRIMARY  
AND SECONDARY CLARIFIER SLUDGE LEVEL INTEGRATION PROJECT  
(A22-0196)

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

That the Mayor is authorized to execute a contract with Electric Machine Control, Inc. in the amount of \$12,455.00 for professional services for the Water Resource and Recovery Facility (WRRF) Primary and Secondary Clarifier Sludge Level Integration Project, 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  
Fletcher Operations Budget  
60109041-3110  
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By:   
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
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2<sup>nd</sup> Reading \_\_\_\_\_  
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Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: TDB  
Requested: Legal: Date 3/8/22  
Presentation on: 3/8/22  
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>
23	Seth Becker and Nicole Becker	\$80,000.00

FUNDING REQUIRED:  Yes  No

COUNCIL ACTION

23509030-16099 \_\_\_\_\_  
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Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
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2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

By:   
Chief Financial Officer

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: TDB  
Requested: OCA Date 3/8/22  
Presentation on: 3/8/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DRAW DRAFT FOR THE JUANITA DRIVE PHASE II IMPROVEMENTS PROJECT PROPERTY ACQUISITIONS (A20-0095)

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:

Juanita Drive Phase II Improvements Project Property Acquisition Account Number 22817162-19012

<u>Tract</u>	<u>Payee</u>	<u>Amount</u>
40A	Lashell D. Fields Hedgeman	\$ 1,507.00

FUNDING REQUIRED:  Yes  No

22817162-19012  
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By:   
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_



APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SBH  
Requested: Admin Comt Date: 03/01/2022  
Council Presentation on: 03/08/2022  
Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING SECTION 21-56(I)  
OF THE CODE OF TUSCALOOSA  
(A22-0124)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Section 21-56(I) of the Code of Tuscaloosa is hereby replaced to read as follows:

**"Sec. 21-56. – Rates and Charges.**

- I. Extra labor for wreck scene requiring excessive cleanup-up:..... \$75.00  
(A photo of the debris field must be taken and stored by the rotation wrecker company for 1 year)".

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT OF BILLS

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

That the Chief Financial Officer be, and he is hereby, authorized to draw vouchers on municipal funds in the amounts shown, payable to the identified individuals/organizations for the purposes stated, and the Mayor and City Clerk are authorized to sign said vouchers:

John H. England, Jr.	\$1,049.75
<i>Substitute Municipal Court Judge on February 25, February 28, and March 1, 2022.</i>	

TOTAL: \$1,049.75  
Prepared: Acting City Clerk  
Requested: Accounting & Finance  
Agenda: 3-8-2022

Copies of bill documentation are on file in the Office of the  
City Clerk and are available for review upon request.