

TUSCALOOSA CITY COUNCIL MEETING AGENDA

Tuesday, January 31, 2023

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

Mayor Announcements

Mayor Maddox will present a proclamation proclaiming the month of January 2023 to be School Board Recognition Month.

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(s) at 932-934 39th Avenue East. **(tabled on 11-01-2022 and 08-30-2022). P4**

Ordering the demolition of the structure at 809 34th Avenue **(tabled on 11-01-2022, 9-27-2022, 6-28-2022, 3-28-2022, 1-25-2022, 12-21-2021, 11-2-2021, and 9-28-2021). PP5-6**

Council Committee Reports

Clerk's Report of Mayor's Veto

6. CONSENT AGENDA: (items "a through e") 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. Awarding competitive bid(s) for the purchase, etc. of passenger vans; total: \$152,158.00 (Bid No. 9071-123022-2). **P7**
- b. Authorizing payment to Jennifer Townsend, Attorney for Shanequa Jackson, in settlement of claim ; total: \$20,000.00 (22-0301). **P8**
- c. Setting February 14th as the date for a hearing to set the cost of demolishing the building at 2810 Elm Street. **P9**
- d. Declaring sole source and authorizing a service contract and purchase with Inline Electrical Supply Company, Inc.; total: \$37,141.43 (OCA-23-0100). **P10**
- e. Setting February 7th as the date for a public hearing on an application for a permit to operate a commercial enterprise on Lake Tuscaloosa. **P11**

7. PUBLIC HEARINGS

Approving a gastropub as a conditional use for Druid City Social at 301 Greensboro Avenue (OCA-23-0045). **P12**

Approving the ABC application of Black Warrior Burgers LLC for an alcohol license at Grand Stand; 2209 4th Street Unit 10, Tuscaloosa, AL, 35401:

- 23-004 restaurant retail liquor **P13**

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

Approving the ABC application of Starner and Starner Enterprises LLC for a special events retail license (less than 7 days) at the Sigma Phi Epsilon Parents Weekend on February 24, 2023. (23-005; 304 University Boulevard; Tuscaloosa: 35401). **P14**

Approving the ABC application of Downtown Entertainment LLC for a special events retail license (less than 7 days) at the Alumni Weekend on February 25, 2023. (23-006; 976 University Boulevard; Tuscaloosa: 35401). **P15**

Approving the ABC application of Downtown Entertainment LLC for a special events retail license (less than 7 days) at Pig Dinner on March 5, 2023. (23-007; 976 University Boulevard; Tuscaloosa: 35401). **P16**

Approving the ABC application of Downtown Entertainment LLC for a special events retail license (less than 7 days) at ATO Parents Weekend on April 1, 2023. (23-008; 322 University Boulevard; Tuscaloosa: 35401). **P17**

Authorizing a professional services contract with the Cassady Company, Inc.; total: not to exceed \$50,000.00 (OCA-23-0059/OCE Project No. 2023.003). **P18**

Authorizing the execution of an agreement with AT&T to design the conversion of overhead AT&T utility lines to underground for the University Boulevard East Improvements Project; total: not to exceed \$14,000.00 (OCA-23-0095). **P19**

Authorizing a contract with Trillium Pumps USA, Inc. and declaring a bid law exemption pursuant to AL Code §41-16-51(b)(7); total: \$17,970.00 (OCA-23-0096). **P20**

Authorizing the Chief of Police to execute a memorandum of understanding between the Tuscaloosa Police Department and the United States Marshals Fugitive Task Force (OCA-23-0056). **P21**

Authorizing the Office of the City Attorney to request an Attorney General’s Opinion regarding Alabama Act #2022-133 (OCA-23-0022). **P22**

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 Sections 21-56 A and B of the Code of Tuscaloosa (OCA-23-0083). **(may be adopted by unanimous consent following introduction). P23**

FOR ADOPTION

10. AUDITING ACCOUNTS

Authorizing the payment of bills; total: \$3,935.51 **P24**

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

01/27/2023

Brandy P. Johnson
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. 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(S) AT 932-934 39th AVENUE EAST

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 932-934 39th Avenue East 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 30th day of August, 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 932-934 39th Avenue East 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.

Tabled for 90 days on 11-1-22
(Ty/C-y) (1-31-23)


City Clerk

Tabled for 60 days
on 8/30/22 (11/1/22)
(Ty/C-y)


City Clerk

Prepared: Assistant City Clerk
Requested: Urban Development-Building Inspections
Agenda: 8-30-2022

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF THE
STRUCTURE AT 809 34TH 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 809 34th 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 28th day of September 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 809 34th 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.

Tabled for 90 days on
11-1-22 (w/L-y)
(1-31-23)

City Clerk

Tabled for 30
days on 9/27/22
(w/B-y) (11-1-22)
(C,H - Absent)

City Clerk

Tabled for 90 days on
10/28/2022 (9/27/22)
(B/C - Y)

City Clerk

Prepared: Acting City Clerk
Requested: Urban Development-Building Inspections
Agenda: 09-28-2021

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF THE
STRUCTURE AT 809 34TH 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 809 34th 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 28th day of September 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 809 34th 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.

abled for 90
days on 3-28-22
(9-28-22) (Ty/W-y)
W/M, Acting City
Clerk

abled for 30 days on
11-21-21 (1-25-2022)
W/B - Y)
City Clerk

Tabled for 45 days
on 11/2/21 (12/21/21)
(Ty/W-y)
City Clerk

Tabled for 30 days on
9/28/21 (Nov. 2)
(W/Ty - y)
Acting City Clerk

Tabled for 60
days 11/25/21
(3/29/22)
(Ty/W-y)
W/M, Acting
City Clerk

Prepared: Acting City Clerk
Requested: Urban Development-Building Inspections
Agenda: 09-28-2021

RESOLUTION

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

PASSENGER VANS
BID NO. 9071-123022-2

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 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:

CREATIVE BUS SALES

Vehicle A. 8 Person Passenger Van	No Award	\$0.00
Vehicle B. 14 Person Passenger Vans (Qty. 2)	\$76,079.00/each	\$152,158.00/total

as the lowest responsible bidders 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.

In regard to Vehicle A, pursuant to General Conditions (4-b) of the Invitation to Bid, the City hereby rejects all bids received for that line item.

That City staff is hereby directed to issue a new bid for this item at a later date to seek competitive bids if the need for the commodity exists.

FUNDING REQUIRED: Yes No

20416010-4010 - 76,079.00

22004042-4010 - 76,079.00

By: Carly Howard
Chief Financial Officer

Prepared: Purchasing

Requested: Purchasing

Agenda: 01/31/23

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

Unanimous _____


Failed _____

Tabled _____

Amended _____

Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

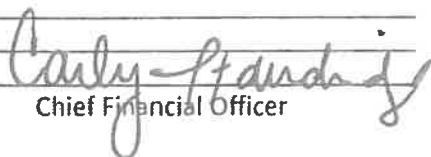
Prepared By: KK/ cwe
Requested: OCA Date: 1/31/23
Council Presentation: 1/31/23
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT TO JENNIFER TOWNSEND,
ATTORNEY FOR SHANEQUA JACKSON, IN SETTLEMENT OF CLAIM
(22-0301)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Chief Financial Officer be authorized to draw a draft on the appropriate fund, and the Mayor and City Clerk are authorized to execute the same, in the amount of \$20,000.00 payable to The Law Office of Jennifer Townsend, LLC attorney for Shanequa Jackson.

FUNDING REQUIRED: Yes No
10104081-3060

By: 
Chief Financial Officer

COUNCIL ACTION

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

RESOLUTION

RESOLUTION SETTING A DATE FOR A HEARING TO SET THE COST OF DEMOLISHING THE BUILDING AT 2810 ELM STREET

WHEREAS, the building located in the City of Tuscaloosa at 2810 Elm Street, owned by Mary Whitfield and as recorded in Deed Book 1013, Page No. 0001, was declared unsafe to the extent of being a public nuisance by the City Council on the 16th day of August 2022, and was ordered to be demolished by city forces pursuant to Ala. Code Section 11-53B-1 et seq. (1975); and,

WHEREAS, Section 11-53B-1 et seq. requires the appropriate city official to report to the City Council of Tuscaloosa the cost of demolition and to hold a hearing on the setting of said cost, which shall include the cost of demolition and court costs; and,

WHEREAS, the City Clerk hereby reports to the City Council that the cost to demolish said building was \$4,645.42;

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

1. That a hearing will be held on the 14th day of February 2023, at 6:00 p.m. to set the cost of demolishing the building located at 2810 Elm Street in the amount of \$4,645.42 plus court costs.
2. That the City Clerk shall give notice by first-class mail to all entities having an interest in said property.

Prepared: City Clerk
Requested: PUBLIC WORKS
Hearing date: 2/14/2023
Agenda: 01/31/2023

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM
Requested: W & S Date: 01/31/2023
Council Presentation: 01/31/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION DECLARING SOLE SOURCE AND
AUTHORIZING SERVICE CONTRACT AND PURCHASE WITH
INLINE ELECTRICAL SUPPLY COMPANY, INC.
OCA-23-0100

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

1. The City Council hereby finds and declares that the contract with Inline Electric Supply Company, Inc. for the purchase of Valmont Industries, Inc. products including (7) Signal Pole Bases, (2) Lighting Pole Bases, (10 Pole Caps, (69) Ped Pole Caps and related parts and equipment totaling \$37,141.43 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 Valmont Industries, Inc. which states that Inline Electric Supply Company, Inc. is the exclusive distributor/reseller for transportation and municipal products including the poles and parts listed above, dated January 25, 2023.

2. The Mayor is authorized to execute a contract with Inline Electric Supply Company, Inc. for the purchase of Valmont Industries, Inc. products including (7) Signal Pole Bases, (2) Lighting Pole Bases, (10 Pole Caps, (69) Ped Pole Caps and related parts and equipment totaling \$37,141.43 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
601-51804

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: JPW

Requested: Projects 1/24/23

Presentation on: 1-31-2023

Suspension of Rules: No

RESOLUTION

RESOLUTION SETTING DATE FOR HEARING ON APPLICATION FOR
PERMIT TO OPERATE A COMMERCIAL ENTERPRISE
ON LAKE TUSCALOOSA
(OCA- 23-0087)

WHEREAS, Northriver Holdings, LLC, has requested a permit to operate a commercial enterprise on Lake Tuscaloosa near the area of 8401 Mountbatten Road NE, Tuscaloosa, AL 35406; and

WHEREAS, Section 18-68 of the Code of Tuscaloosa provides that a hearing shall be held on the issuance of a permit for commercial activity on Lake Tuscaloosa; and

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

1. That a hearing shall be held on Tuesday, February 7, 2023 at 6:00 p.m. in the Council Chambers of City Hall, to consider Northriver Holdings, LLC request for a permit to operate a commercial activity on Lake Tuscaloosa near the area of 8401 Mountbatten Road NE. Tuscaloosa, AL 35406; and,
2. That the City Clerk publish a Notice of said public hearing at least one time in *The Tuscaloosa News*, a newspaper of general circulation in the City of Tuscaloosa, prior to the date of said hearing.

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: JPW III

Requested: UD/Planning

Presentation on: 1-31-2023

Suspension of Rules: No

RESOLUTION

RESOLUTION APPROVING A GASTROPUB AS A CONDITIONAL USE
FOR DRUID CITY SOCIAL 301 GREENSBORO AVENUE
(OCA-23-0045)

WHEREAS, in accordance with Section 24-52 of the Code of Tuscaloosa, a gastropub is only permitted as a conditional use subject to review and approval by the City Council; and,

WHEREAS, Druid City Social has submitted an application for approval of a gastropub as a conditional use located at 301 Greensboro Avenue, Tuscaloosa, Alabama; and,

WHEREAS, conditional use criteria for the city council to consider include, but are not limited to: occupancy, hours of operation (bar/tavern only), kitchen hours of operation and bar hours of operation (gastropubs only), proximity to like establishments, public safety plan (security and lighting), and plan to reduce possible nuisances (parking, noise, crowding, and the like).

WHEREAS, 7 days notice of a public hearing before the City Council of Tuscaloosa to consider said tentative approval by this Council was duly given by publication in *The Tuscaloosa News*.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the application submitted by Druid City Social for approval of a Gastropub as a conditional use located at 301 Greensboro Avenue, Tuscaloosa, Alabama is hereby approved.

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

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

RESOLUTION

RESOLUTION APPROVING APPLICATION OF
BLACK WARRIOR BURGERS LLC
DBA GRAND STAND
FOR ABC LICENSE

Whereas, the Tuscaloosa City Council has approved the application of Black Warrior Burgers LLC dba Grand Stand for Restaurant Retail Liquor to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

Black Warrior Burgers LLC
dba Grand Stand
2209 4th Street Unit 10
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.

23-004

RESOLUTION

RESOLUTION APPROVING APPLICATION OF
STARNER AND STARNER ENTERPRISES LLC
EVENT: SIGMA PHI EPSILON PARENTS WEEKEND
FOR ABC LICENSE

Whereas, the Tuscaloosa City Council has approved the application of Starner and Starner Enterprises LLC Event: Sigma Phi Epsilon Parents Weekend on February 24, 2023 for a Special Events Retail- Less than 7 Days to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

Starner and Starner Enterprises LLC
Event: Sigma Phi Epsilon Parents Weekend
304 University Blvd
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.

23-005

RESOLUTION

RESOLUTION APPROVING APPLICATION OF
DOWNTOWN ENTERTAINMENT LLC
EVENT AT ALUMNI EVENT
FOR ABC LICENSE

Whereas, the Tuscaloosa City Council has approved the application of Downtown Entertainment LLC Event at Alumni Event on February 25, 2023 for a Special Events Retail (7 Days or Less) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

Downtown Entertainment LLC
Event at Alumni Event
976 University Blvd
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.

23-006

RESOLUTION

RESOLUTION APPROVING APPLICATION OF
DOWNTOWN ENTERTAINMENT LLC
EVENT AT PIG DINNER
FOR ABC LICENSE

Whereas, the Tuscaloosa City Council has approved the application of Downtown Entertainment LLC Event at Pig Dinner on March 5, 2023 for a Special Events Retail (7 Days or Less) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

Downtown Entertainment LLC
Event at Pig Dinner
976 University Blvd
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.

23-007

RESOLUTION

RESOLUTION APPROVING APPLICATION OF
DOWNTOWN ENTERTAINMENT LLC
EVENT AT ATO PARENTS WEEKEND
FOR ABC LICENSE

Whereas, the Tuscaloosa City Council has approved the application of Downtown Entertainment LLC Event at ATO Parents Weekend on April 1, 2023 for a Special Events Retail (7 Days or Less) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

Downtown Entertainment LLC
Event at ATO Parents Weekend
322 University Blvd
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.

23-008

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: SEM/hh
Requested: Projects Date: 01/24/2023
Council Presentation: 01/31/2023
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT
WITH THE CASSADY COMPANY, INC.
(OCA-23-0059 / OCE Project 2023.003)

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

That the Mayor is authorized to execute a Professional Services Contract with The Cassady Company, Inc. for the Sanitary Sewer Design Manual Update project in an amount not to exceed \$50,000.00, 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

OCE Water & Sewer Outside Services Fund
60109030-3100

By: Carly Grandjean
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: Projects Date: 1/24/23
Council Presentation: 1/31/23
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH AT&T IN AN AMOUNT NOT TO EXCEED \$14,000 TO DESIGN THE CONVERSION OF OVERHEAD AT&T UTILITY LINES TO UNDERGROUND FOR THE UNIVERSITY BOULEVARD EAST IMPROVEMENTS PROJECT
(OCA-23-0095)

NOW THERE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, that the Mayor be and he is hereby authorized to execute that certain agreement with AT&T in an amount not to exceed \$14,000 to design the conversion of overhead AT&T utility lines to underground for the University Boulevard East Improvements Project.

FUNDING REQUIRED: Yes No
20309030-20017

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: W & S Date: 01/31/2023
Council Presentation: 01/31/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING CONTRACT WITH TRILLIUM PUMPS USA, INC.
AND DECLARING A BID LAW EXEMPTION PURSUANT TO
ALA. CODE § 41-16-51(b)(7)
(OCA-23-0096)

WHEREAS, the City of Tuscaloosa desires to contract with Trillium Pumps USA, Inc. in the amount of \$17,970.00 for the purpose of purchasing grit system pump replacement parts and,

WHEREAS, the City Council finds and declares this contract is exempt from competitive bidding requirements pursuant to the following authority: ALA. CODE §41-16-51(b)(7).

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

1. That the Mayor is authorized to execute a contract with Trillium Pumps USA, Inc. in the amount of for \$17,970.00 the purpose of purchasing grit system pump replacement parts and the City Clerk is authorized the attest the same.
2. That the City Council finds and declares that the above contract is exempt from the competitive bidding requirements of the Alabama Bid Law pursuant to the following authority: ALA. CODE § 41-16-51(b)(7).

FUNDING REQUIRED: Yes No
60109041-4011

By: Carly Handorf
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: KK/ cwe

Requested: Public Safety Date: 1/24/23

Council Presentation: 1/31/23

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO EXECUTE MEMORANDUM OF UNDERSTANDING BETWEEN TUSCALOOSA POLICE DEPARTMENT AND THE UNITED STATES MARSHALS FUGITIVE TASK FORCE (OCA-23-0056)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Chief of Police be, and is hereby, authorized to execute a Memorandum of Understanding between the Tuscaloosa Police Department and the United States Marshals Fugitive Task Force 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: KBK
Requested: Public Safety Date: 1/24/23
Council Presentation: 1/31/23
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING THE OFFICE OF THE CITY ATTORNEY TO REQUEST AN ATTORNEY
GENERAL'S OPINION REGARDING ALABAMA ACT #2022-133
(OCA-23-022)

WHEREAS, the 2022 session of the Alabama legislature passed Alabama Act #2022-133 removing the requirement for persons to obtain a concealed carry permit before they carry a firearm concealed about their person or vehicle, and

WHEREAS, Act #2022-133 went into effect on January 1, 2023, and

WHEREAS, certain provisions of Act #2022-133 have not given law enforcement, including officers with the Tuscaloosa Police Department, clear guidance on how to enforce the law, and

WHEREAS, it is necessary for law enforcement officers to have these questions answered so that they may carry out their duty to enforce the laws of the State of Alabama,

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

The Office of the City Attorney is authorized to seek an opinion from the Alabama Attorney General regarding the following questions:

Question 1

Section 3 of Alabama Act #2022-133 appears to create a duty for a person carrying a pistol or other firearm on their person or in their vehicle to truthfully disclose the existence of that firearm to a law enforcement officer if asked by the officer. If a person violates the terms of this section by not answering a law enforcement officer's question truthfully, what is the penalty for that violation?

Question 2

In light of the changes made regarding concealed carry permits contained in Alabama Act #2022-133, in what circumstances can a person carrying a concealed firearm legally enter private property, such as a school, shopping mall, or personal residence, despite the posting of signs stating that firearms are not permitted on that property?

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: TDB
Requested: Finance 1/31/23
Presentation on: 1/31/23
Suspension of Rules: No

ORDINANCE NO _____

ORDINANCE AMENDING SECTIONS 21-56 A & B OF
THE CODE OF TUSCALOOSA
(OCA-23-0083)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Sections 21-56 A & B are hereby amended as follows:

"Sec. 21-56. – Rates and Charges.

The maximum fees for wrecker services provided by any wrecker service operator on the rotation log in regard to services provided as a result of a dispatch shall not exceed the following amounts per wrecker, which include operator, unless otherwise indicated (see note):

- A. Normal service—Two-axle vehicle (7,000 lbs. or less) \$177.00
- B. Normal service—Two-axle vehicle more than 7,000 lbs., less than 17,000 lbs \$241.00

Note: Normal service includes cleaning of debris from roadway, pickup and towing of vehicle to any destination not to exceed ten (10) miles from the scene of the call and disconnect.

FUNDING REQUIRED: Yes No

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

Unanimous _____

Failed _____

Tabled _____

Amended _____

Comments: _____

By: _____
Chief Finance Officer

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:

Jonathan Ray <i>Attorney Fee for Case #MC22-2216</i>	\$574.00
Tuscaloosa County Parking & Transit Authority <i>50% and 20% Operating Expenses for the Intermodal Facility: December 2022</i>	\$3,361.51