

TUSCALOOSA CITY COUNCIL MEETING AGENDA

Tuesday, January 9, 2024

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 January 2024 to be "Human Trafficking Awareness 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 at 1500 McFarland Boulevard East (**tabled on 8-29-23, 6-27-23, 4-18-23 and 2-14-23**). PP5-6

Council Committee Reports

Clerk's Report of Mayor's Veto

- ## 6. CONSENT AGENDA:
- (items "a through c") 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. Declaring sole source and authorizing contract totaling \$40,501.53 with Ox Bodies, Inc. (OCA-23-1783). **P7**
- b. Awarding competitive bid(s) for the purchase, etc. of SUV police vehicles (Bid No. 5010-122923-1). **P8**
- c. Declaring property surplus and authorizing its disposal. **P9**

7. PUBLIC HEARINGS

Ordering demolition the structure at 702 ½ 17th Avenue. **P10**

Authorizing Zoning Amendment No. 1517 rezoning approximately 3.08 acres located at 4005 Stillman Boulevard from R-2 to BN (Perman Engineering; OCA-23-1716/ Z-21-23) **(introduced 12-12-23). PP11-12**

Authorizing Zoning Amendment No. 1518 rezoning approximately 0.5 acres located at 405 15th Street from BNS and R-4 to BN (Mike Hicks; OCA-23-1627/ Z-17-23) **(introduced 12-12-23). PP13-14**

Authorizing the Mayor to execute a development agreement with Northriver Hospitality LLC to provide economic development assistance for the construction and/or renovation of a hotel, restaurant, and spa located at 2700 Yacht Club NE, Tuscaloosa, Alabama (OCA-23-0228). **PP15-18**

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

Authorizing the Mayor to execute an addendum to services contract with Placer labs, Inc. dba Placer.AI (OCA-23-1424). **P19**

Authorizing “write off” of water and sewer and environmental services overdue and delinquent accounts for fiscal year 2023 (OCA-23-1759). **P20**

Authorizing a revised cooperative maintenance agreement with the Alabama Department of Transportation regarding a cooperative maintenance agreement for city improvements made within ALDOT right-of-way regarding sidewalk improvements on McFarland Boulevard between mile post 51.80 and 52.05 bordering Snow Hinton Park (OCA-23-1139). **P21**

Authorizing a professional services contract with Vitalexam, LLC; total: not to exceed \$165,978.00 (OCA-23-1750). **P22**

Authorizing the Office of Community and Neighborhood Services to make substantial budget and program amendments to the 2018, 2019, and 2021 Annual Action Plans and to advertise these amendments to the city’s year 2015-2019 and 2020-2024 Consolidated Plans for Community Planning and Development programs (OCA-24-002). **PP23-26**

Authorizing a contract with Flock Group, Inc.; total: not to exceed: \$215,600.00 (OCA-23-1771). **P27**

Authorizing a contract with Axon Enterprise, Inc. and declaring a bid law exemption pursuant to

Ala. Code § 41-16-51(a)(15); total: \$69,471.00 for years 1,2,3,4 and 5 (OCA-23-1770). **P28**

Tentatively awarding a public works contract to Price Civil Services, Inc. for Juanita Drive Improvements – Phase 2 project; total \$2,848,508.57 (A20-0886/2019.012.001). **P29-30**

Tentatively awarding a public works contract to Bagby Elevator Company for Annex 1 elevator replacement project; total \$249,355.00 (OCA-23-1234/CFG Project No. C2023.001.002). **PP31-32**

Tentatively awarding a public works contract to J.T. Harrison Construction Company, Inc. for Fire Station No. 6 Construction Project; total: \$5,465,000.00 (OCA-23-1002/CFG C2023.001.001). **PP33-34**

Authorizing a contract with Jonathan Ray for professional services; total: not to exceed \$120,000.00 per year (OCA 23-1124). **P35**

Authorizing the mayor to execute a memorandum of understanding for health care clinical experience for EMS students with Regional Training Institute (OCA-23-1792). **P36**

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

Introducing Zoning Amendment No. 1519 rezoning approximately 0.35 acres located at 625 Queen City Avenue from R-4 to R-3 (Kevin Hinkle; OCA-24-005/Z-23-23). **PP37-38**

FOR ADOPTION

Setting February 6th as the date for a public hearing to consider the adoption of Zoning Amendment 1519 (Kevin Hinkle; OCA-24-005/Z-23-23). **P39**

10. AUDITING ACCOUNTS

Authorizing the payment of bills; total: \$57,283.09. **P40**

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

1/5/2024

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 AT 1500 McFARLAND BOULEVARD 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 1500 McFarland Boulevard 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 14th day of February, 2023, 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 1500 McFarland Boulevard 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 120 days
on 8-29-23
(L/W-y)
Please note: this item
will next be heard on
1-9-24


City Clerk

Prepared: Assistant City Clerk
Requested: Urban Development-Building Inspections
Agenda: 2-14-2023

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF
THE STRUCTURE AT 1500 McFARLAND BOULEVARD 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 1500 McFarland Boulevard 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 14th day of February, 2023, 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 1500 McFarland Boulevard 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 60 days
on 6/27/23
(8/29/23) (City-4)
BPH*

*City Clerk
Tabled for 60 days on
4-18-23. (C/W-y; H-absent)
This item will next be heard
on 6-20-23.
BPH
City Clerk*

*Tabled for 60
days on 2-14-23
(Ty/H-y) (B-absent)
This item will next be heard on
4-18-23
BPH
City Clerk*

Prepared: Assistant City Clerk
Requested: Urban Development-Building Inspections
Agenda: 2-14-2023

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM/hdh
Requested: W & S Date: 01/09/2024
Council Presentation: 01/09/2024
Suspension of Rules: NO

RESOLUTION

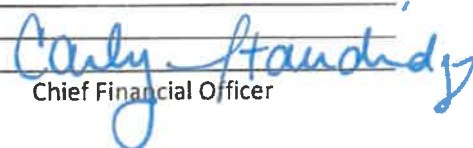
RESOLUTION DECLARING SOLE SOURCE AND AUTHORIZING
CONTRACT TOTALING \$40,501.53 WITH
OX BODIES, INC.
(OCA-23-1783)

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

1. The City Council hereby finds and declares that the contract with Ox Bodies, Inc. in the amount of \$40,501.53 for the purchase and installation of a Stampede dump body on a City of Tuscaloosa's dump truck (Truck ID# 2525) is exempt from competitive bidding and meets the requirements of ALA. CODE §41-16-51(a)(13), in that Ox Bodies, Inc. is the sole developer, distributor and reseller of the product contemplated in this purchase, as certified by a letter from Ox Bodies, Inc. dated November 30, 2023

2. The Mayor is authorized to execute a contract with Ox Bodies, Inc. in the amount of \$40,501.53 for the purchase and installation of a Stampede dump body on a City of Tuscaloosa's dump truck (Truck ID# 2525) 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
60109041-4010

By: 
Chief Financial Officer

COUNCIL ACTION

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

RESOLUTION

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

SUV POLICE VEHICLE
BID NO. 5010-122923-1

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:

<u>Vendor</u>	<u>Qty</u>	<u>Total Bid</u>
Donohoo Chevrolet LLC	5	\$248,000.00

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.

FUNDING REQUIRED: Yes No
20305010-23512

By: 
Chief Financial Officer

COUNCIL ACTION

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

Prepared: Purchasing
Requested: Purchasing
Agenda: 01/09/2024

RESOLUTION

RESOLUTION DECLARING PROPERTY
SURPLUS AND AUTHORIZING ITS DISPOSAL

WHEREAS, the Purchasing Agent has reported to the City Council that certain equipment from various departments is surplus and no longer needed for municipal purposes, and he has requested permission to dispose of the same in the manner stated.

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

That the following item(s) from the listed department(s) be declared surplus and no longer needed for municipal purposes and the Purchasing Agent is authorized to dispose of the same in the manner stated.

AUCTION

POLICE	
ITEM(S)	CITY ID NO.
Life Fitness Cycle	N/A

Requested: Accounting & Finance
Prepared: Accounting & Finance
Agenda: 01/09/2024

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF THE STRUCTURE AT 702 ½ 17th 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 702 ½ 17th 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 9th day of January 2024, 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 702 ½ 17th 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.

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 11/20/2023

Council Presentation on: 12/12/2023

Suspension of Rules: No

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA
AMENDMENT NO. 1517**

**(Approx. 3.08 acres located at 4005 Stillman Boulevard—
Petitioner: Perman Engineering)
(R-2 to BN)
(OCA-23-1716/ Z-21-23)**

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

That the Zoning Map of Tuscaloosa, adopted as a part of the Zoning Ordinance of Tuscaloosa be, and the same is hereby, amended and the following zoning classification is changed and established as follows:

A tract or parcel of land being located in the Northwest quarter of the Northwest quarter of Section 28, Township 21 South, Range 10 West, Tuscaloosa County, Alabama, containing three and eight hundredths (3.08) acres, more or less, and being more particularly described as follows:

As a POINT OF COMMENCEMENT, start at the Northwest quarter of said Section 28; thence run in an easterly direction and along the North boundary of said Section 28 to a capped rebar set, said point lying at the intersection of the East right-of-way of Clinton Drive and the South right-of-way of Stillman Boulevard, said point also being the point of beginning of the herein described parcel; thence continue in an easterly direction and along the South right-of way of Stillman Boulevard for a distance of 260.47 feet to a capped rebar set at the Northwest corner of the James Williamson tract, as recorded in the Probate Office of Tuscaloosa County, Alabama in deed book 2002, at page 21118; thence with an interior angle left of 92°48', run in a southerly direction and along the West boundary of said Williamson tract for a distance of 192.35 feet to an iron pipe found lying on the North right-of-way of Culver Road (U.S. Hwy 11); thence with an interior angle left to the chord of 119°06', run in a southwesterly direction and along the curving North right-of-way of Culver Road, said curve being concave southeasterly and having a radius of 2892.00 feet, for a chord distance of 622.25 feet to a concrete right-of way monument found; thence with an interior angle left of 96°45', run in a northwesterly direction and along the right-of-way of Culver Road for a distance of 79.20

feet to a concrete right-of-way monument found, lying on the East right-of-way of Clinton Drive; thence with an interior angle left of 107°30', run in a north eastern direction and along the East right-of-way of Clinton Drive for a distance of 552.73 feet to the POINT OF BEGINNING of the herein described parcel, forming an interior closure angle of 123°51'.

The above referenced property is presently zoned Residential District (R-2) to be zoned Neighborhood Commercial District (BN).

DESCRIPTION APPROVED BY:



OFFICE OF URBAN DEVELOPMENT

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced introduced: 12/12/23
Passed _____
2nd Reading _____
Unanimous intro: (w/L-4)
Failed _____
Tabled _____
Amended _____
Comments: _____

under:



City Clerk

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 09/18/2023

Council Presentation on: 12/12/2023

Suspension of Rules: No

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA
AMENDMENT NO. 1518

(Approx.0.5 acre located at 405 15th Street—
Petitioner: Mike Hicks)
(BNS and R-4 to BN)
(OCA-23-1627/ Z-17-23)

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

That the Zoning Map of Tuscaloosa, adopted as a part of the Zoning Ordinance of Tuscaloosa be, and the same is hereby, amended and the following zoning classification is changed and established as follows:

Parcel 1
(Presently zoned BNS To be zoned BN)

A parcel of land being all of Lot 13 and part of Lot 14, Block 6, University Place as recorded in the Probate Office of said County in Plat Book 2 at Page 25, said parcel being more particularly described as follows:

BEGIN at the southwest corner of said Lot 13; thence run North 6 degrees, 44 minutes, 04 seconds East along the west boundaries of Lot 13 and 14 for a distance of 94.74 feet to a point on the south right-of-way of 15th Street, a 106-foot wide right-of-way; thence run South 83 degrees, 43 minutes, 31 seconds East along said right-of-way 150.42 feet to a point on the west right-of-way of 4th Avenue, a 65-foot wide right-of-way; thence run South 6 degrees, 49 minutes, 14 seconds West along said right-of-way 95.85 feet to the southeast corner of said Lot 13; thence run North 83 degrees, 18 minutes, 15 seconds West along the south boundary of said Lot 13 a distance of 150.28 feet to the POINT OF BEGINNING.

Said parcel containing 13,622 square feet, more or less.

**Parcel 2
(Presently zoned R-4 to be zoned BN)**

Lot 12, Block 6, University Place as recorded in the Probate Office of said County in Plat Book 2 at Page 25 and being more particularly described as follows:

BEGIN at the southwest corner of said Lot 12; thence run North 6 degrees, 44 minutes, 04 seconds East along the west boundary of said Lot 49.43 feet to the northwest corner of said Lot; thence run South 83 degrees, 18 minutes, 15 seconds East along the north boundary of said Lot 150.28 feet to the northeast corner of said Lot; thence run South 6 degrees, 49 minutes, 14 seconds East along the east boundary of said Lot 49.98 feet to the southeast corner of said Lot; thence run North 83 degrees, 05 minutes, 51 seconds West along the south boundary of said Lot 150.20 feet to the POINT OF BEGINNING.

The above referenced property is presently zoned Special Neighborhood Commercial District (BNS) and Moderate Density Residential District (R-4) to be zoned Neighborhood Commercial District (BN).

DESCRIPTION APPROVED BY:



OFFICE OF URBAN DEVELOPMENT

introduced: 12/12/23
(w/c-v)


intro:

Urban:


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
Requested: FC Date: 12/19/2023
Council Presentation on: 01/09/2024
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DEVELOPMENT AGREEMENT WITH NORTHRIVER HOSPITALITY LLC TO PROVIDE ECONOMIC DEVELOPMENT ASSISTANCE FOR THE CONSTRUCTION AND/OR RENOVATION OF A HOTEL, RESTAURANT, AND SPA LOCATED AT 2700 YACHT CLUB NE, TUSCALOOSA ALABAMA (OCA-23-0228)

WHEREAS, notice was hereby given under 94.01 of the Constitution of the State of Alabama of 1901(also known as the Amendment 772 to the Alabama Constitution of 1901), as amended, by publication in the Tuscaloosa News in its issue of January 2, 2024 that the City Council of Tuscaloosa would meet in the Council Chamber of City Hall, 2201 University Boulevard, Tuscaloosa, Alabama, at 6 o'clock, P.M., on Tuesday, January 9, 2024, to consider the adoption of a resolution to approve a development agreement between the City of Tuscaloosa, Alabama, and Northriver Hospitality, LLC, for economic development incentive payments from the City of Tuscaloosa to Northriver Hospitality, LLC.;

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

That the Mayor is hereby authorized to execute on behalf of the City of Tuscaloosa the development agreement presently before the City Council with Northriver Hospitality, LLC. containing the following general terms and conditions:

1. Developer agrees at its sole cost and expense to construct a and/or renovate a hotel, restaurant, and spa located at 2700 Yacht Club NE, Tuscaloosa, Alabama; and,
2. The City's economic development assistance shall consist of a revenue sharing agreement to provide certain funding in the form of (i) tax revenue sharing consisting of lodging tax dollars generated by the Project; (ii) rebate of the building permit fee less and excepting the portion of the fee that is levied and collected on behalf of the State of Alabama, all to assist with the costs of development of the Project in order to induce Developer to develop and construct the Project; and,
3. Limit on City's Obligation:
 - a. The financial obligation of the City to Developer under this Agreement shall be the aggregate sum of seven million four hundred and fifty-five thousand dollars

(\$7,455,000.00).

b. Under no circumstances shall the City's obligation under this Agreement exceed the amount of seven million four hundred and fifty-five thousand dollars (\$7,455,000.00) in payments based on total taxes collected (lodging taxes and building permit fees).

Funding Source of Assistance: The funding source of the City's economic development assistance to the Developer shall be from new tax dollars generated from the Development itself by rebating a portion of municipal lodging taxes, collected from the operation and ownership of the Development by the Developer, rebating building permit fee less and excepting the portion of the fee that is levied and collected on behalf of the State of Alabama.

The City's Obligation to Make Payments: The payment of any particular payment is conditioned upon the City having first been paid the tax amount upon which the particular payment is based. If the City is not paid the full amount of any such tax, then the City shall not be obligated to make the payment based upon or related to that tax. The City's limited obligation hereunder is also subject to any law-imposed requirement that, if necessary, there must first be paid from the collected tax dollars from the Development for the necessary and legitimate governmental expenses of operating the City. Developer shall execute and forward to the City of Tuscaloosa Chief Financial Officer a W-9 form (Request for Tax Payer Identification Number and Certification) in order for the City to disburse the rebates of a portion of municipal sales taxes collected and assessed from the operation and ownership of the Development by the Developer. The City will not forward any tax rebates to the Developer until the executed W-9 form is received and approved by the Chief Financial Officer of the City.

Payment Period and Cessation of Payments: The maximum term of such payments is (i) rebate of lodging taxes for a period of ten (10) years from the date the first such payment is due (ii) a rebate of the building permit fee, less and excepting the portion of the fee that is levied and collected on behalf of the State of Alabama, paid upon receiving a building permit.

Each time the City makes a payment to the Developer as provided herein, the amount of the payment shall be credited toward the total cap of seven million four hundred and fifty-five thousand dollars (\$7,455,000.00), which shall apply at all times and under any circumstances.

Should the aggregate seven million four hundred and fifty-five thousand dollars (\$7,455,000.00) cap be reached prior to or at the expiration of the above described ten (10) year period, the City's economic development financial obligation assistance to the Developer pursuant to this Agreement shall cease with the final payment and the City shall be absolved of any further obligation to the Developer under this Agreement.

In the event that the seven million four hundred and fifty-five thousand dollars (\$7,455,000.00) cap is not reached at the expiration of such ten year (10) period, the City's economic development financial obligation assistance to the Developer pursuant to this Agreement shall cease at the end of such ten year (10) period regardless of the seven million four hundred and fifty-five thousand dollars (\$7,455,000.00) cap. All sums paid at

the end of such ten (10) year period by the City and collected by the Developer shall constitute full and final payment by the City and the City shall be absolved of any further obligation to the Developer under this Agreement.

4. Lodging Tax Revenue Sharing:

(a) **Generally:** The first component of the economic development assistance shall consist of applicable lodging tax revenue sharing generated by the Development. Each calendar quarter (or portion thereof) beginning January 1, 2026, the City will pay the Developer a portion of the lodging taxes collected that are generated by the Development.

(b) **Quarterly Lodging Tax Rebate:** At the end of each calendar quarter (i.e., March 31, June 30, September 30, and December 31) after January 1, 2026, the City's Chief Financial officer shall determine the amount of lodging tax generated by the Project in the preceding calendar quarter (or portion thereof). No later than the sixtieth (60th) day following the end of each such calendar quarter, the City shall pay an amount to the Developer equal to 85% of the amount of lodging tax due and paid to the City in the preceding calendar quarter, generated by the Project for a period of one-ten (1-10) years.

5. Initial Building Permit Fee Rebate:

The second component of the economic development assistance shall be the rebating the initial building permit fee less and excepting the portion of the fee that is levied and collected on behalf of the State of Alabama. For any such fee paid by Developer prior to execution of this Agreement, Developer shall submit a request for a rebate, together with such supporting documentation reasonably requested by the City and the City shall rebate such payment within forty-five (45) days thereafter.

6. Local Labor and Material Purchase Initiatives: With due diligence the Developer agrees and endeavors to give preference to retaining and employing for Project construction local qualified labor which shall include minority qualified contractors and subcontractors in its total workforce; provided Developer requires all contractors and subcontractors to be available, bondable and competent in their applicable trade. Developer shall coordinate with and participate in the Tuscaloosa Builds Program prior to commencing construction and likewise inform its contractor of this provision. Developer shall contact the office of Community and Neighborhood Services of the City of Tuscaloosa at (205) 248-5725 to participate in the program. Participation in the Tuscaloosa Builds Program is mandatory and is considered a default for failure to comply. Developer will also use its commercially reasonable efforts to purchase at least fifty per-cent (50%) of materials locally for construction of the Project within a twenty (20) mile radius of the Subject Property. The foregoing local materials purchasing requirement may be satisfied either by purchasing materials manufactured, generated or otherwise sourced locally or by construction materials for the Project purchased from contractors, subcontractors,

vendors or suppliers based within such 20 mile radius. It is understood between the parties that certain materials and finishes that are unique and specific to the Development may not be available locally and will need to be purchased from vendors within or outside the State of Alabama. Not less than one year after Project Completion (or, if later, not more than thirty days after written notice therefor from the City) the Developer shall certify the percentage of minority qualified contractors and subcontractors utilized in its total workforce and the local materials purchased for the Project.

7. The expenditure of public funds as provided in the development agreement serves the valid and sufficient public purposes of promoting the economic and industrial development of the City of Tuscaloosa and Tuscaloosa County, revitalizing the City of Tuscaloosa, increasing the tax base notwithstanding any incidental benefit accruing to any private entity or entities.

FUNDING REQUIRED: Yes No

Sharing of revenues generated by
the development.

By: Conly Standridge
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: CHC

Requested: Projects Date: 12/19/2023

Council Presentation: 1/09/2024

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ADDENDUM TO SERVICES CONTRACT
WITH PLACER LABS, INC. DBA PLACER.AI
(OCA-23-1424)

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

That the City of Tuscaloosa be and is hereby, authorized to share certain information obtained through the professional services agreement entered between the City of Tuscaloosa and Placer Labs, Inc. with Visit Tuscaloosa and that the Mayor be and is hereby authorized to execute an addendum to the underlying contract for that purpose.

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: BAB

Requested: Finance 12/19/2023

Presentation on: 1/9/2024

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING "WRITE OFF" OF WATER AND SEWER AND ENVIRONMENTAL SERVICES OVERDUE AND DELINQUENT ACCOUNTS FOR FISCAL YEAR 2023 (OCA-23-1759)

WHEREAS, each year there are certain accounts with the City of Tuscaloosa for utility services that have not been fully paid and payment has not been obtained through normal channels; and,

WHEREAS, although these accounts are still active with the City of Tuscaloosa and the customers are being pursued for payment to the City, it is a policy of the City not to carry such accounts on the current financial records of the City as accounts receivable for a period of time longer than a year in accordance with generally accepted accounting principles; and,

WHEREAS, there is a "write off adjustment" in the City's billing software to create and post a detailed journal to the financial records and continue to maintain individual customer account history that shows the total amount of write off subject to collection; and,

WHEREAS, it is therefore necessary for the City Council to authorize and declare these accounts be "written off" from the current customer billing records of the City, although the Water and Sewer Department will continue to actively pursue collection thereon.

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

That the Chief Financial Officer be, and is hereby, authorized to direct the "write off" from the current accounts receivable customer billing records of the City the approximate sum of \$460,955.97 (Water and Sewer amount is \$440,009.71 and Environmental Services amount is \$20,946.26) of final billed accounts through September 30, 2022 as total "bad debt" resulting from unpaid accounts in the Water and Sewer department's utility operations (Water and Sewer and Environmental Services) in Fiscal Year 2023. Provided; however, that the Business Services Division of Water and Sewer is authorized and directed to continue to actively pursue collection on these accounts.

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: Projects Date: 1/9/24

Council Presentation: 1/9/24

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING A REVISED COOPERATIVE MAINTENANCE AGREEMENT WITH THE ALABAMA DEPARTMENT OF TRANSPORTATION REGARDING A COOPERATIVE MAINTENANCE AGREEMENT FOR CITY IMPROVEMENTS MADE WITHIN ALDOT RIGHT-OF-WAY REGARDING SIDEWALK IMPROVEMENTS ON MCFARLAND BOULEVARD BETWEEN MILE POST 51.80 AND 52.05 BORDERING SNOW HINTON PARK
(OCA-23-1139)

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, that the Mayor be and he is hereby authorized to execute the cooperative maintenance agreement with the Alabama Department of Transportation concerning City improvements made within ALDOT right-of-way regarding sidewalk improvements on McFarland Boulevard between mile post 51.80 and 52.05 bordering Snow Hinton Park.

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: SEM/hdh

Requested Finance Date: 01/09/2024

Council Presentation: 01/09/2024

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING PROFESSIONAL SERVICES CONTRACT WITH
VITALEXAM, LLC
(OCA-23-1750)

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

That the Mayor is authorized to execute a contract with VITALEXAM, LLC in an amount not to exceed \$165,978.00 for professional services for physical wellness examinations and testing of Tuscaloosa Fire Rescue first responders, 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

10106010-3197

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: OT/LH

Requested: CD CMTE Date: 12/19/23

Council Presentation: 01/09/24

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING THE OFFICE OF COMMUNITY AND NEIGHBORHOOD SERVICES TO MAKE SUBSTANTIAL BUDGET AND PROGRAM AMENDMENTS TO THE 2018, 2019, AND 2021 ANNUAL ACTION PLANS AND TO ADVERTISE THESE AMENDMENTS TO THE CITY'S 5 YEAR 2015-2019 AND 2020-2024 CONSOLIDATED PLANS FOR COMMUNITY PLANNING AND DEVELOPMENT PROGRAMS (OCA-24-0002)

WHEREAS, the City of Tuscaloosa received allocations in Program Years 2018, 2019, and 2021 from the U.S. Department of Housing and Urban Development (HUD) under the Community Development Act of 1974, as amended, for the local administration of the Community Development Block Grant (CDBG); and

WHEREAS, the City of Tuscaloosa has the institutional, managerial, and financial capability (including funds to pay the non-Federal share of program costs) to plan, manage and complete the Federal programs; and

WHEREAS, through the effective, timely, and statutory expenditure of funds, program funds have become available from Program Years 2018, 2019, and 2021 must be reallocated to an eligible activity that meets the federally mandated National Objectives of the Community Development Block Grant program; and

WHEREAS, the City of Tuscaloosa's Office of Community and Neighborhood Services has identified additional services required to complete a CDBG eligible activity that were not included in previous Annual Action Plans nor the most recently amended and adopted 2021 Annual Action Plan, and that proposed changes in approved use of CDBG funding requires the City to further amend those aforementioned Annual Action Plans.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TUSCALOOSA, ALABAMA, that the City Council of Tuscaloosa does hereby approve the budget and program amendments under its Community Development Block Grant (CDBG) (subject to HUD final approval) per the following:

2018 Amendment

Program Year: 2018

2018 Activity Name: Available for Funding

2018 Activity Description: Funds available for allocation due to expenditure of Program Income

2018 Amendment Funding Amount: \$16,294.81

Amendment Rationale: Available Funding allocation for new eligible activity
Amendment Funding Amount Change/Reallocation: (\$16,294.81)
2018 Activity Funding Amount after Change/Reallocation:\$0.00

Program Year: 2021

2021 Activity Name: Architectural and Design Costs for Boys and Girls Club Improvements
2021 Activity Description: Professional Services for Rehabilitation of Children and Youth Center

2021 Amendment Funding: \$16,294.81
CDBG Eligible Citation: 24 CFR 570.201 (c)

2019 Amendment

Program Year: 2019

2019 Activity Name: Available for Funding
2019 Activity Description: Funds available for allocation due to expenditure of Program Income

2019 Amendment Funding Amount: \$168,837.41

Amendment Rationale: Available Funding allocation for new eligible activity
Amendment Funding Amount Change/Reallocation: (\$168,837.41)
2019 Activity Funding Amount after Change/Reallocation:\$0.00

Program Year: 2021

2021 Activity Name: Architectural and Design Costs for Boys and Girls Club Improvements
2021 Activity Description: Professional Services for Rehabilitation of Children and Youth Center

2021 Amendment Funding: \$168,837.41
CDBG Eligible Citation: 24 CFR 570.201 (c)

2021 Amendment #2

Program Year: 2021

2021 Activity Name: PY 2021 Program Administration
2021 Activity Description: Funds for Community Planning and Development Administration and Planning cost

2021 Amendment Funding Amount: \$128,887.80

Amendment Rationale: Allocation of Program Administration to Activity Delivery Costs
Amendment Funding Amount Change/Reallocation: (\$41,573.01)
2021 Activity Funding Amount after Change/Reallocation:\$87,314.79

Activity Program Year: 2021

2021 Activity Name: Architectural and Design Costs for Boys and Girls Club Improvements

2021 Activity Description: Professional Services for Rehabilitation of Children and Youth Center

2021 Amendment Funding: \$41,573.01

CDBG Eligible Citation: 24 CFR 570.201 (c)

2021 Amendment #3

Activity Program Year: 2021

2021 Activity Name: Architectural and Design Costs for Boys and Girls Club Improvements

2021 Activity Description: Professional Services for Rehabilitation of Children and Youth Center

**2021 Amendment Funding Program Year(s): 2018 - \$16,294.81; 2019 - \$168,837.41;
2021 -\$ 41,573.01**

CDBG Eligible Citation: 24 CFR 570.201 (c)

Combined 2021 Amendment Funding: \$226,705.23

Original 2021 Activity Funding: \$134,805.35

Current 2021 Activity Funding: \$361,510.58

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

- (1) That the City's Office of Community and Neighborhood Services is hereby authorized to advertise the 2018, 2019, and 2021 Annual Action Plan amendments for citizen comment for thirty (30) days per the City of Tuscaloosa's Citizen Participation Plan, as amended; and**
- (2) The aforementioned amendments under the City's 2018, 2019, and 2021 Annual Action Plans of the 2015-2019 and 2020-2024 Five-year Consolidated Plans for Community Planning and Development Programs be, and are hereby, officially adopted pending the thirty (30) day citizen comment period; and**
- (3) That the 2021 Annual Action plan be amended to include the new CDBG activity and funding; and**
- (4) That the 2018 and 2019 Annual Action Plans be amended to reflect changes in the funding and activities for the corresponding Program Year(s); and**
- (5) That the Mayor be, and is hereby authorized, for and as an act of the City, to execute all certifications and other documents required in relation to submission of these additional activities to the U.S. Department of Housing and Urban Development.**

FUNDING REQUIRED: Yes No

CTDBG

By: Carly Handley
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/hdh
Requested: TPD Date: 01/09/2024
Council Presentation: 01/09/2024
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING CONTRACT WITH
FLOCK GROUP, INC.
(OCA-23-1771)

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

That the Mayor is authorized to execute a five (5) year professional services contract with Flock Group, Inc. in an amount not to exceed \$215,600.00; \$43,600.00 for Year 1 and \$43,000.00 for Years 2-5, 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
10105010-3156 maintenance
10802020-20565 equipment
10802040-20021 equipment

By: Buffy Schuelb
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/hdh

Requested: TPD Date: 01/09/2024

Council Presentation: 01/09/2024

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING CONTRACT WITH AXON ENTERPRISE, INC.
AND DECLARING A BID LAW EXEMPTION
PURSUANT TO ALA. CODE § 41-16-51(a)(15)
(OCA-23-1770)

WHEREAS, the City of Tuscaloosa desires to enter into a five (5) year contract with Axon Enterprise, Inc. in the amount of \$13,894.20 for Years 1, 2, 3, 4 and 5 for a total of \$69,471.00 for hardware, software, licenses and related equipment for the City of Tuscaloosa Police Department; 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(a)(15).

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

1. That the Mayor is authorized to execute a five (5) year contract with Axon Enterprise, Inc. in the amount of \$13,894.20 for Years 1, 2, 3, 4 and 5 for a total of \$69,471.00 for hardware, software, licenses and related equipment for the City of Tuscaloosa Police Department.
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(a)(15) Contractual services and purchases of products related to, or having an impact upon, security plans, procedures, assessments, measures, or systems, or the security or safety of persons, structures, facilities, or infrastructures.

FUNDING REQUIRED: Yes No
 70101000-22512 equipment
 10105010-3156 maintenance

By: Berky Schreff
 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/hdh
Requested: Projects Date: 12/19/2023
Council Presentation: 01/09/2024
Suspension of Rules: NO

RESOLUTION

RESOLUTION TENTATIVELY AWARDING PUBLIC WORKS CONTRACT TO
PRICE CIVIL SERVICES, INC. FOR
JUANITA DRIVE IMPROVEMENTS – PHASE 2 PROJECT
(A20-0886/2019.012.001)

WHEREAS, heretofore, bids were opened and read on or about the 22nd day of November, 2023, in regard to the Juanita Drive Improvements – Phase 2 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 Juanita Drive Improvements – Phase 2 Project was that of Price Civil Services, Inc. in the amount of \$2,848,508.57.

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 Price Civil Services, Inc. for the base bid in the amount of \$2,848,508.57; for Juanita Drive Improvements – Phase 2 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
 22817160-19012 _____
 22817162-19012 _____
 20309030-19012 _____

By: Carly Standridge
 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: OT/hdh
Requested: Projects Date: 12/19/2023
Council Presentation: 01/09/2024
Suspension of Rules: NO

RESOLUTION

RESOLUTION TENTATIVELY AWARDING PUBLIC WORKS CONTRACT TO
BAGBY ELEVATOR COMPANY FOR
ANNEX 1 ELEVATOR REPLACEMENT PROJECT
(OCA-23-1234/CFG PROJECT NO. C2023.001.002)

WHEREAS, heretofore, bids were opened and read on or about the 6th day of December, 2023, in regard to the Annex 1 Elevator Replacement 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 Annex 1 Elevator Replacement Project was that of Bagby Elevator Company in the amount of \$249,355.00.

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 Bagby Elevator Company for the base bid in the amount of \$249,355.00; for Annex 1 Elevator Replacement Project pursuant to the plans, specifications, drawings and related documents for the project, as the apparent lowest responsible, responsive 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
10709042-24510

By: Carlye Handley
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: 12/19/2023

Council Presentation: 01/09/2024

Suspension of Rules: NO

RESOLUTION

RESOLUTION TENTATIVELY AWARDING PUBLIC WORKS CONTRACT TO
J.T. HARRISON CONSTRUCTION COMPANY, INC. FOR
FIRE STATION NO. 6 CONSTRUCTION PROJECT
(OCA-23-1002/CFG C2023.001.001)

WHEREAS, heretofore, bids were opened and read on or about the 7th day of December, 2023, in regard to the Fire Station No. 6 Construction 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 Fire Station No. 6 Construction Project was that of J.T Harrison Construction Company, Inc. in the amount of \$5,465,000.00.

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 J.T. Harrison Construction Company, Inc. for the base bid in the amount of \$5,465,000.00; for Fire Station No. 6 Construction Project pursuant to the plans, specifications, drawings and related documents for the project, as the apparent lowest responsive, responsive 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
 20309030-21014

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: CHC
Requested: Admin Date: 12/19/2023
Council Presentation: 1/09/2024
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING CONTRACT WITH
WITH JONATHAN RAY FOR PROFESSIONAL SERVICES
(OCA 23-1124)

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

That the Mayor is authorized to execute a professional services contract with Jonathan Ray in an amount not to exceed \$120,000 per year for the provision of legal representation to indigent defendants in the Tuscaloosa Municipal Court 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
10100060-0603

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/hdh
Requested By: Projects Date: 01/09/2024
Council Presentation on: 01/09/2024
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING
FOR HEALTH CARE CLINICAL EXPERIENCE FOR EMS STUDENTS WITH
REGIONAL TRAINING INSTITUTE
(OCA-23-1792)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Mayor be, and is hereby,
authorized to execute a Memorandum of Understanding for health care clinical experience for
EMS students with Regional Training Institute on behalf of the City of Tuscaloosa, and the City
Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No

By: _____
Finance Director

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 III/rd

Requested: Planning Com/UD Date: 12/18/2023

Council Presentation on: 01/09/2024

Suspension of Rules: No

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA
AMENDMENT NO. 1519

(Approx. 0.35 acres located at 625 Queen City Avenue—

Petitioner: Kevin Hinkle)

(R-4 to R-3)

(OCA-24-0005/Z-23-23)

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

That the Zoning Map of Tuscaloosa, adopted as a part of the Zoning Ordinance of Tuscaloosa be, and the same is hereby, amended and the following zoning classification is changed and established as follows:

A parcel of land being a part of the Northwest Quarter of Section 23, Township 21 South, Range 10 West, Tuscaloosa County, Alabama and being more particularly described as follows:

COMMENCE at the Northwest corner of said Lot 20 of Audubon Place as found recorded in Plat Book Plat Book 2, Page 31 in the Probate Records of Tuscaloosa County; run south and along the west boundary of said Lot 20 for a distance of 72.54 feet to the POINT OF BEGINNING of the parcel herein described; thence with an interior angle right of 89 degrees, 19 minutes run west for a distance of 209.77 feet to a point on the east right-of-way margin of Queen City Avenue; thence with an interior angle right of 89 degrees, 50 minutes run south and along said west right-of-way for a distance of 65.83 feet to a point on the north right-of-way margin of 7th Street; thence with an interior angle right of 94 degrees, 11 minutes run southeasterly and along said north right-of-way for a distance of 209.12 feet to the southwest corner of said Lot 20 of Audubon Place; thence with an interior angle right of 86 degrees, 33 minutes run north and along Lot 20 boundary for a distance of 80.46 feet to the Point of Beginning

Said parcel contains 0.35 acre, more or less.

The above referenced property is presently zoned Moderate Density Residential District (R-4) to be zoned Residential District (R-3).

DESCRIPTION APPROVED BY:



OFFICE OF URBAN DEVELOPMENT

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: JPW III/rd

Requested: Planning Com/UD Date: 12/18/2023

Council Presentation on: 01/09/2024

Suspension of Rules: No

RESOLUTION

RESOLUTION FIXING DAY FOR PUBLIC HEARING TO CONSIDER ADOPTION OF AMENDMENT TO THE ZONING ORDINANCE OF TUSCALOOSA AMENDMENT NO. 1519

(Approx. 0.35 acres located at 625 Queen City Avenue—
Petitioner: Kevin Hinkle)
(R-4 to R-3)
(OCA-24-0005/Z-23-23)

WHEREAS, a certain amendment to the Zoning Ordinance of Tuscaloosa, being an amendment to the Zoning Map and a change in zoning classification, has been prepared in ordinance form, and this day introduced before the City Council; and,

WHEREAS, it is desired to hold a public hearing to consider the adoption of said amendment.

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

1. That a public hearing to consider the adoption of said proposed amendment to the Zoning Ordinance of the City of Tuscaloosa be held in the Council Chamber of the City Hall, at 6 o'clock, p.m., on Tuesday, February 6, 2024 and at such time and place all persons who desire shall have an opportunity of being heard in opposition to, or in favor of, the adoption of said amendment.

2. That prior to adoption, the City Clerk shall cause to be published the proposed ordinance, further amending the Zoning Ordinance of the City of Tuscaloosa, Alabama, which was this day introduced before the City Council of Tuscaloosa, being Zoning Amendment No.1519 in full for one insertion and an additional insertion of a synopsis of the proposed ordinance, one week after the first insertion, which synopsis shall refer to the date and name of the newspaper in which the proposed ordinance was first published together with a notice stating the time and place where the public hearing will be held. Both such insertions shall be at least 15 days in advance of its passage and in a newspaper of general circulation published within the municipality, or if no such newspaper then in four conspicuous places within the municipality, together with a notice stating the time and place that the ordinance is to be considered by the city council and stating further that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of such ordinance.

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:

Account No: 027115 <i>Final Bill Refunds December 2023</i>	\$531.38
Account No: 010326 <i>Final Bill Refunds December 2023</i>	\$509.90
Trinity Presbyterian Church <i>LDP Maintenance Bond Release</i>	\$51,650.50
Eagle Solar & Light <i>Electrical Permit Refund</i>	\$3,538.50
Daniel C. Lemley <i>Attorney fee for Client Case #TR-23-009313</i>	\$323.43
Daniel C. Lemley <i>Attorney fee for Client Case #MC22-002218</i>	\$304.38
John H. England <i>Substitute Municipal Court Judge on December 23 & 26, 2023</i>	\$340.00
Michael D. Smith <i>Substitute Municipal Court Judge on December 28, 2023</i>	\$85.00

TOTAL: \$57,283.09

Prepared: City Clerk

Requested: Accounting & Finance

Agenda: 1-9-2023

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