

TUSCALOOSA CITY COUNCIL MEETING AGENDA

Tuesday, August 20, 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

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 3209 7th Street (**tabled on 2-20-24 and 5-21-2024**). P5

Ordering demolition of the structure at 3601 21st Street (**tabled on 7-16-24**). P6

Council Committee Reports

Clerk's Report of Mayor's Veto

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

- a. Authorizing payment to Leverette Knox in payment of a claim; total: \$300.00 (OCA-24-1070). **P7**
- b. Declaring property surplus and authorizing its disposal. **PP8-9**

7. PUBLIC HEARINGS

Approving the ABC application of Bravo Investment LLC for an alcohol license at Bravo 19; 1100 Veterans Memorial Parkway, Tuscaloosa, AL 35404:

- **24-050 (a)** Retail Beer (off premises only) **P10**
- **24-050 (b)** Retail Table Wine (off premises only) **P11**

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

Approving the ABC applications of Levy Premium Foodservice Limited Partnership LLC for **special events retail licenses (less than 7 days)** for various gameday events. (24-051; Bryant Denny Stadium Champions Lane; Tuscaloosa: 35401). **P12**

Approving the ABC application of Party Down LLC for a **special events retail license (less than 7 days)** for the DKE Western Kentucky Alumni Tailgate. (24-052; 946 University Blvd; Tuscaloosa: 35401). **P13**

Approving the ABC applications of Downtown Entertainment LLC for **special events retail licenses (less than 7 days)** for various gameday events. (24-053; various locations; Tuscaloosa, AL). **P14**

Authorizing the purchase of equipment, supplies or services from Stivers Ford Lincoln; total: \$93,498.00 (ESD). **P15**

Authorizing a disbursement from district 7 improvement funds for the Hunter Whitley Butterfly Initiative; total: \$250.00 (OCA-24-1090). **P16**

Authorizing a memorandum of agreement and permissive use agreement with the Kentuck Museum Association, Inc. (OCA-23-1757). **P17**

Authorizing a minor public works contract with Patrick Allen Companies, LLC; total: not to exceed \$4,669.60 (OCA-24-1059). **P18**

Authorizing a professional architectural and related services contract with Marcum Architects, LLC for the design and construction of a new building at the Public Safety Logistics Complex; total: \$89,000.00 (OCA-24-975). **P19**

Tentatively awarding a public works contract to Lavendar, Inc. for the 2024 Moody Swamp Outfall Line Repair Project; total: \$805,264.46 (OCA-24-0863). **PP20-21**

Authorizing submission of grant application with Alabama State Council on the Arts for the Farmer's Market Musical Performance Project (OCA-24-1081). **P22**

Authorizing the Chief of Police to execute a memorandum of understanding with The Lofts for Fusus video (OCA-24-1089). **P23**

Authorizing the Mayor to execute a grant agreement with the Southwest Alabama Highway Safety Office for the 2025 Community Traffic Safety Program (OCA-24-1111). **P24**

Tentatively selecting TTL, Inc. for professional engineering and related services for the Mercedes Force Main Phase 3 Project (OCA-24-0767/ W&S No: 2024.734.001). **P25**

Authorizing an agreement with Vector Airport Systems, LLC (OCA-24-1064). **P26**

Authorizing amendment no. 1 to the budget for the 2023 State Revolving Loan Fund – Drinking Water (OCA-23-0416). **P27**

Authorizing amendment no. 10 to the budget for the 2018 State Revolving Loan Fund – Drinking Water (A19-0384). **P28**

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. 1530 rezoning approximately .66 acres located at 927 Kicker Road from BGO to RA-2 (OCA-24-1116/Z-10-24). **PP29-30**

Amending sections 2-22 and 2-23 of the Code of Tuscaloosa, relating to the compensation of the City Council and President Pro Tempore to commence after the 2025 Municipal Elections (OCA-24-0989). **(may be adopted by unanimous consent following introduction). PP31-32**

Amending section 5-41 of the Code of Tuscaloosa (OCA-24-1101). **(may be adopted by unanimous consent following introduction). PP33-34**

FOR ADOPTION

Setting September 17, 2024 as the date for a public hearing to consider Zoning Amendment 1530 (CFPI, LLC; OCA-24-1116/ Z-10-24). **P35**

10. AUDITING ACCOUNTS

Authorizing the payment of bills; total: \$168,849.42 **P36**

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

8/16/2024

Brandy 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 3209 7th Street

WHEREAS, pursuant to Ala. Code Section 11-53B-1 et seq. (1975), the appropriate municipal official of the City of Tuscaloosa has found that the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 3209 7th Street is unsafe to the extent that it is a public nuisance; and,

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

WHEREAS, on the 20th day of February 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 3209 7th Street unsafe to the extent that it is a public nuisance; and,
2. That the aforementioned building, structure, part of the building or structure, party wall, or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Ala. Code Section 11-53B-1 et seq. (1975), such action being an exercise of the City's police and/or regulatory powers.

*Tabled for 90 days
on 5/21/24 (W/TH)
(8/20/24)*

*Shelby Abbott
Acting City Clerk*

*Tabled for 90 days
on 2/20/24 (W/B-Y)
(Ty Absent) (5/21/24)*

[Signature]
City Clerk

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF
THE STRUCTURE AT 3601 21ST STREET


WHEREAS, pursuant to Ala. Code Section 11-53B-1 et seq. (1975), the appropriate municipal official of the City of Tuscaloosa has found that the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 3601 21ST Street is unsafe to the extent that it is a public nuisance; and,

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


WHEREAS, on the 16th day of July 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 3601 21ST Street unsafe to the extent that it is a public nuisance; and,
2. That the aforementioned building, structure, part of the building or structure, party wall, or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Ala. Code Section 11-53B-1 et seq. (1975), such action being an exercise of the City's police and/or regulatory powers.

Tabled for 30 days
(CHTY-4) on 7/16/24
(8/20/24)

City Clerk

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: CJE/rd

Requested: OCA

Council Presentation: 08-20-2024

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT TO
LEVERETTE KNOX IN SETTLEMENT OF CLAIM
(OCA-24-1070)

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

That the Chief Financial Officer be, and she is hereby, authorized to draw a draft on the Water and Sewer Fund, and the Mayor and City Clerk are hereby authorized to execute the same, in the amount of \$ 300.00, payable to Leverette Knox for reimbursement of plumber expenses related to a blockage in the sewer main on or about July 9, 2024 at 2829 Colonial Hills Drive NE.

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

FUNDING REQUIRED: Yes No

60104081-3060

By: 
Chief Financial Officer

COUNCIL ACTION

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

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.

DONATE

ARTS & ENTERTAINMENT	
ITEM(S)	CITY ID NO.
Cotton Scale Weight (3)	N/A
Tin Can (3)	N/A
Cap	N/A
Lantern (3)	N/A
Metal Lunch Tin	N/A
Casting Molds (3)	N/A
Grenade	N/A
Furnace Tap	N/A
Scale	N/A
Lamp Box	N/A
President Kennedy Portrait	N/A
Various Maps (3)	N/A
Lamp	N/A
Respirator	N/A
Respirator Box	N/A
Pick Axe	N/A
Railroad Spikes (3)	N/A
Track Components (2)	N/A
G.K. Little Brown Leather Wallet	N/A

Requested: Accounting & Finance
Prepared: Accounting & Finance
Agenda: 08/20/2024

DONATE

POLICE & FIRE	
ITEM(S)	CITY ID NO.
Assorted Emergency Lights	N/A

POLICE	
ITEM(S)	CITY ID NO.
Canine – "Shock"	N/A

AUCTION

PUBLIC WORKS	
ITEM(S)	CITY ID NO.
Front Bucket off ID# 2190	2190

Requested: Accounting & Finance
Prepared: Accounting & Finance
Agenda: 08/20/2024

RESOLUTION

**RESOLUTION APPROVING APPLICATION OF
BRAVO INVESTMENT LLC
DBA BRAVO 19
FOR ABC LICENSE**

Whereas, the Tuscaloosa City Council has approved the application Bravo Investment LLC dba Bravo 19 for a Retail Beer (Off Premises Only) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

**Bravo Investment LLC
dba Bravo 19
1100 Veterans Memorial Parkway
Tuscaloosa, AL 35404**

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

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

24-050 (a)

RESOLUTION

**RESOLUTION APPROVING APPLICATION OF
BRAVO INVESTMENT LLC
DBA BRAVO 19
FOR ABC LICENSE**

Whereas, the Tuscaloosa City Council has approved the application Bravo Investment LLC dba Bravo 19 for a Retail Table Wine (Off Premises Only) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

**Bravo Investment LLC
dba Bravo 19
1100 Veterans Memorial Parkway
Tuscaloosa, AL 35404**

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

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

24-050 (b)

RESOLUTION

**RESOLUTION APPROVING APPLICATION OF
LEVY PREMIUM FOODSERVICE LIMITED PARTNERSHIP
FOR ABC LICENSES**

Whereas, the Tuscaloosa City Council has approved the application of Levy Premium Foodservice Limited Partnership for a Special Events Retail (7 Days or Less) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

- Events at Bryant Denny Stadium Champions Lane (8/31)
- Events at Bryant Denny Stadium Champions Lane (9/7)
- Events at Bryant Denny Stadium Champions Lane (9/28)
- Events at Bryant Denny Stadium Champions Lane (10/12)
- Events at Bryant Denny Stadium Champions Lane (10/26)
- Events at Bryant Denny Stadium Champions Lane (11/16)
- Events at Bryant Denny Stadium Champions Lane (11/30)

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.

24-051

RESOLUTION

**RESOLUTION APPROVING APPLICATION OF
PARTY DOWN LLC
DBA DKE WESTERN KENTUCKY ALUMNI TAILGATE
FOR ABC LICENSE**

Whereas, the Tuscaloosa City Council has approved the application of Party Down LLC dba DKE Western Kentucky Alumni Tailgate for a Special Events Retail (7 Days or Less) to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

**Party Down LLC
dba DKE Western Kentucky Alumni Tailgate
946 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 licenses to be submitted to the State of Alabama Alcoholic Beverage Control Board.

24-052

RESOLUTION

**RESOLUTION APPROVING APPLICATIONS OF
DOWNTOWN ENTERTAINMENT LLC
FOR ABC LICENSES**

Whereas, the Tuscaloosa City Council has approved the applications of Downtown Entertainment LLC for Special Events Retail (7 Days or Less) to be granted from the Alcoholic Beverage Control Board at the following addresses, to-wit:

- ATO Alumni Gameday Bar (8/31,9/7,9/28) 322 University Blvd Tuscaloosa, AL. 35401
- Phi Psi Alumni Gameday Bar (8/31,9/7,9/28) 312 University Blvd Tuscaloosa, AL. 35401
- Sig Ep Alumni Gameday Bar (8/31,9/7,9/28) 304 University Blvd Tuscaloosa, AL. 35401
- KA Alumni Gameday Bar (8/31,9/7,9/28) 416 University Blvd Tuscaloosa, AL. 35401
- EN Alumni Gameday Bar (8/31,9/7,9/28) 990 University Blvd Tuscaloosa, AL. 35401
- Phi Gam Alumni Gameday Bar (8/31,9/7,9/28) 976 University Blvd Tuscaloosa, AL. 35401
- SAE Alumni Gameday Bar (8/31,9/7,9/28) 432 University Blvd Tuscaloosa, AL. 35401
- Delta Delta Delta Southbound 2301 Joe Mallisham Pkwy 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 licenses to be submitted to the State of Alabama Alcoholic Beverage Control Board.

24-053

RESOLUTION

RESOLUTION AUTHORIZING PURCHASE OF EQUIPMENT/SUPPLIES/SERVICES

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

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

ENVIRONMENTAL SERVICES DEPARTMENT

Equipment: F-150 (Qty of 2)

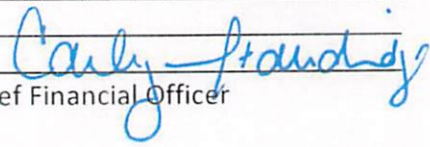
Cost: \$93,498.00

Vendor: Stivers Ford Lincoln

These items were not included in an itemized equipment budget. State Contract T191.

FUNDING REQUIRED: Yes No

10109075-4010

By: 
Chief Financial Officer

COUNCIL ACTION

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

Prepared: Purchasing
Requested: Purchasing
Agenda: 08/20/24

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SBH/hdh
Requested: Finance Date: 08/13/2024
Council Presentation: 08/20/2024
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING DISBURSEMENT FROM DISTRICT 7 IMPROVEMENT FUNDS FOR THE
HUNTER WHITLEY BUTTERFLY INITIATIVE
(OCA-24-1090)

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

That the Councilmember for Tuscaloosa City Council District 7 has requested that the amount of \$250.00 be designated for The Hunter Whitley Butterfly Initiative, from the District 7 Improvement Fund, by, and as an act for, and on behalf of the City of Tuscaloosa.


FUNDING REQUIRED: Yes No
10104050-99907

By: 
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SBH
Requested: Projects Date: 08/13/2024
Council Presentation: 08/20/2024
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MEMORANDUM OF AGREEMENT AND PERMISSIVE USE
AGREEMENT WITH THE KENTUCK MUSEUM ASSOCIATION, INC.
(OCA-23-1757)

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

The Mayor be, and is hereby, authorized to execute a Memorandum of Agreement and Permissive Use Agreement with Kentuck Museum Association, Inc. for the 2024 Kentuck Festival of the Arts, 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

10109068

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: Projects Date: 08/13/2024
Council Presentation: 08/20/2024
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH PATRICK ALLEN COMPANIES, LLC (OCA-24-1059)

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

That the Mayor is authorized to execute a contract in an amount not to exceed \$4,669.60 with Patrick Allen Companies, LLC for window replacement at Fire Station #10 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
10709042-24516

By: Carly Prandy
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 By: Projects Date: 08/13/2024
Council Presentation on: 08/20/2024
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING A PROFESSIONAL ARCHITECTURAL AND RELATED SERVICES CONTRACT WITH MARCUM ARCHITECTS, LLC FOR THE DESIGN AND CONSTRUCTION OF A NEW BUILDING AT THE PUBLIC SAFETY LOGISTICS COMPLEX (OCA-24-975)

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

That the Mayor is authorized to execute a Professional Architectural and Related Services Contract with Marcum Architects, LLC in the amount of \$89,000.00 for the design and construction of a new building at the Public Safety Logistics Complex, 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
70101000-24537

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/rmm
Requested: Projects Date: 08/13/2024
Council Presentation: 08/20/2024
Suspension of Rules: NO

RESOLUTION

RESOLUTION TENTATIVELY AWARDING PUBLIC WORKS CONTRACT TO
LAVENDER, INC. FOR
MOODY SWAMP OUTFALL LINE REPAIR PROJECT
(OCA-24-0863)

WHEREAS, heretofore, bids were opened and read on or about the 1st day of August 2024, in regard to the 2024 Moody Swamp Outfall Line Repair Project and,

WHEREAS, representatives of the City have notified the Projects Committee and City Council that the apparent lowest responsive, responsible bidder meeting the specifications for the 2024 Moody Swamp Outfall Line Repair Project was that of Lavender, Inc. in the amount of \$805,264.46.

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 Lavender, Inc. for the base bid in the amount of \$805,264.46 for the Moody Swamp Outfall Line Repair 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
2022B Bond 62240280-23212

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: DP
Requested: FC 08/13/2024
Presentation on: 08/20/2024
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING SUBMISSION OF GRANT APPLICATION WITH ALABAMA STATE COUNCIL ON THE ARTS FOR THE FARMER’S MARKET MUSICAL PERFORMANCE PROJECT (OCA-24-1081)

WHEREAS, the City of Tuscaloosa intends to apply for state funds for musical performances at the Tuscaloosa River Market’s Saturday Farmer’s Market during Fiscal Year 25;

THEREFORE BE IT RESOLVED, by the City of Tuscaloosa as follows:

1. That the City of Tuscaloosa is authorized to submit an application for project funding assistance from the Alabama State Council on the Arts for the purpose of supporting musical performances at the Tuscaloosa Farmer’s Market in Fiscal Year 25.

2. That the application be submitted for and on behalf of the City of Tuscaloosa by its Mayor who is authorized by this resolution to sign the application and any related forms or documents on behalf of the City of Tuscaloosa.

3. That the City of Tuscaloosa is authorized to enter into a funding agreement with the State of Alabama, acting by and through the Alabama State Council on the Arts, for the purpose of undertaking a musical performance project at the Tuscaloosa River Market, with funding provided by the State of Alabama.

4. That the agreement be executed in the name of the City of Tuscaloosa for and on behalf of the City of Tuscaloosa by its Mayor.

5. That the authority of the City of Tuscaloosa to enter into contracts with the State of Alabama has been reviewed by the City of Tuscaloosa’s attorney, and in their opinion, the City of Tuscaloosa is duly authorized to commit the City of Tuscaloosa to an agreement with the Alabama State Council on the Arts.

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: KK/ cwe
Requested: Date: 08/13/24
Council Presentation: 08/20/24
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE LOFTS FOR FUSUS VIDEO (OCA-24-1089)

BE IT RESOLVED that the Chief of Police is authorized to execute a memorandum of understanding with the The Lofts for Fusus Video.

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: KK/cwe
Requested: Finance Date: 8/13/24
Council Presentation: 8/20/24
Suspension of Rules: No

RESOLUTION

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT WITH THE
SOUTHWEST ALABAMA HIGHWAY SAFETY OFFICE FOR THE 2025 COMMUNITY TRAFFIC SAFETY
PROGRAM
(OCA-24-1111)**

**NOW THEREFORE BE IT RESOVED BY THE CITY COUNCIL OF TUSCALOOSA that the Mayor
be and he is hereby authorized to execute a Grant agreement with the Southwest Alabama
Highway Safety Office for the 2025 Community Traffic Safety Program.**

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: Projects Date: 08/13/2024

Council Presentation: 08/20/2024

Suspension of Rules: NO

RESOLUTION

RESOLUTION TENTATIVELY SELECTING TTL, INC.
FOR PROFESSIONAL ENGINEERING AND RELATED SERVICES FOR THE
MERCEDES FORCE MAIN PHASE 3 PROJECT
(OCA-24-0767/W&S No: 2024.734.001)

WHEREAS on June 12th, 2024, the City of Tuscaloosa issued and published a competitive request for qualifications seeking experienced professional engineering firms to enter into a contract for the Mercedes Force Main Phase 3 Project; and

WHEREAS the City received, and City staff evaluated nine (9) proposals from qualified firms: Duncan Coker Associates, P.C., Waggoner Engineering, Inc., Volkert, Inc., Thompson Engineering, The Cassidy Company, TTL, Inc., Schoel Engineering Company, Inc., Hazen and Sawyer, and The Capstone Engineering Group; and

WHEREAS, on August 13th, 2024, City staff recommended to the City of Tuscaloosa Projects Committee selection of TTL, Inc. to provide the required scope of services.

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

1. That, subject to negotiation of fair and reasonable compensation, TTL, Inc. is hereby tentatively selected to provide the abovementioned scope of services related to professional engineering and related services.

2. That the Office of the City Attorney is directed to begin contract negotiation with TTL, Inc. to establish a scope of services and a not-to-exceed contract amount based upon the firm's hourly rate schedule, after which City staff is directed to return to the City Council for authorization to proceed with the negotiated contract. In the event that the Office of the City Attorney is unable to negotiate a contract that, in the staff's opinion, is not to the City's interest, City staff will return to the City Council with a recommended alternative course of action.

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: Properties Date: 08/13/2024

Council Presentation: 08/20/2024

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING AN AGREEMENT WITH
VECTOR AIRPORT SYSTEMS, LLC
(OCA-24-1064)

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, that the Mayor be and is hereby authorized to execute an agreement with Vector Airport Systems, LLC to provide fee collection and billing services for the Tuscaloosa National Airport, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.


FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: LL
Requested: FC 08/13/24
Presentation on: 08/20/24
Suspension of Rules: NO

RESOLUTION


**RESOLUTION AUTHORIZING AMENDMENT 1 TO THE BUDGET FOR THE
STATE REVOLVING LOAN FUND – DRINKING WATER (2023)
(OCA-23-0416)**

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that a total of \$12,255,000 of the proceeds from the State Revolving Fund Loan Program, Sewer Public Improvement Projects (DWSRF 2023) are hereby designated for the following described sewer projects of the City of Tuscaloosa in the stated amount per project for expenditure in Fiscal 2023 and subsequent years according to the following schedule unless subsequently amended or repealed as follows:

PROJECT	AMOUNT
Fees – Debt Issues	\$254,197
Ed Love Raw Water Upgrade Ph1	\$11,852,520
Campus Area Water Distribution System and Instrumentation Upgrades	\$56,628
Ed Love Plant and Water Distribution System Instrumentation	\$66,018
Campus Area Booster Pump Station	\$25,638
TOTAL	\$12,255,000

FUNDING REQUIRED: Yes No

2023 DW-SRF

By: 
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____ **27**

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: LL

Requested: 08/13/24 FC

Presentation on: 08/20/24

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING AMENDMENT 10 TO THE BUDGET FOR THE
STATE REVOLVING LOAN FUND—DRINKING WATER (2018)
(A19-0384)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that a total of \$17,503,917 of the proceeds from the State Revolving Fund Loan Program, Drinking Water Projects (DWSRF-2018) are hereby designated for the following described drinking water projects of the City of Tuscaloosa in the stated amount per project for expenditure in Fiscal 2018 and subsequent years according to the following schedule unless subsequently amended or repealed as follows:

PROJECT	AMOUNT
Clements Road Booster Pumping Station and Mercedes Tank Improvements	\$1,116,312
Campus Area Water Distribution System and Instrumentation Upgrades	\$7,623,234
Ed Love Plant and Water Distribution System Instrumentation	\$4,240,191
Ed Love Plant Raw Water Upgrade Phase 1	\$1,767,131
Martin Spur Water Tank	\$205,018
VA Water Tank Improvements and Painting	\$1,357,200
Ridgeland Water Tank Improvements and Painting	\$31,525
Lake Tuscaloosa Aerator Valve and Crib Intake	\$1,163,306
TOTAL	\$17,503,917

FUNDING REQUIRED: Yes No
2018 DW-SRF

By: Carly Handry
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/cmh

Requested: Planning Com/UD Date: 7/15/2024

Council Presentation on: 8/20/2024

Suspension of Rules: No

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA
AMENDMENT NO. 1530**

**(Approx. .66 acres located at 927 Kicker Road—
CFPI, LLC)
(BGO to RA-2)
(OCA-24-1116/Z-10-24)**

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 located in the Southeast Quarter of the Northeast Quarter of Section 19, Township 21 South, Range 9 West, Tuscaloosa County, Alabama, being more particularly described as follows: As a POINT OF COMMENCEMENT, start at the Southwest corner of Lot 35 of the W. E. Bowers Subdivision of Alberta City, as recorded in the Probate Office of Tuscaloosa County at Plat Book 3, Pages 64-65; thence run South 99 degrees 37 minutes 54 seconds West for a distance of 10.00 feet to the POINT OF BEGINNING; thence run North 01 degree 06 minutes 10 seconds West for a distance of 345.96 feet to a point on the South right-of-way margin of University Blvd. Access Road, a 40 foot right-of-way; thence run South 89 degrees 41 minutes 04 seconds West along said right-of-way for a distance of 58.36 feet to the point of curvature of a curve having a radius of 25 feet and a central angle of 90 degrees 57 minutes; thence run South 44 degrees 22 minutes 13 seconds West for a chord distance of 35.65 feet to a point on the East right-of-way margin of Kicker Road; thence run South 01 degree 14 minutes 13 seconds East along said right-of-way for a distance of 320.70 feet to a point; thence run North 89 degrees 37 minutes 54 seconds East for a distance of 83.02 feet to the POINT OF BEGINNING.

The above referenced property is presently zoned General Business-Office Districts (BGO) to be zoned Residential Attached Districts (RA-2).

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: SBH

Requested: Finance Date: 08/20/2024

Council Presentation: 08/20/2024

Suspension of Rules: NO

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTIONS 2-22 AND 2-23 OF THE CODE OF TUSCALOOSA,
RELATING TO THE COMPENSATION OF THE CITY COUNCIL AND PRESIDENT PRO TEMPORE TO
COMMENCE AFTER THE 2025 MUNICIPAL ELECTIONS
(OCA-24-0989)

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

SECTION ONE: Section 2-22 of the Code of Tuscaloosa is amended to read as follows:

Sec. 2-22. Compensation of city council members.

- (a) The salary of each city council member, other than the President Pro Tempore of the City Council, shall be an amount equal to the salary provided by Pay Grade 1, Step 16 as established in the City's Pay Plan in Article III of Chapter 19, to be paid in the same manner as full-time employees of the City. Such annual salary shall be the total salary to be paid to any city council member and shall not include any other benefits.
- (b) Consistent with Alabama Attorney General Opinion No. 2005-071, the city council members shall receive any COLA (cost-of-living adjustment) provided to all employees pursuant to section 19-45(b). City council members shall not receive step raises. In the event the city council amends the pay plan to change the pay grade and step amounts for pay grade 1 in any way other than to allow the COLA to take effect, then the salary of city council members shall not be increased or decreased but rather shall become fixed at the amount applicable immediately before the amendment.

SECTION TWO: Section 2-23 of the Code of Tuscaloosa is hereby amended to read as follows:

Sec. 2-23. Compensation of president pro tempore.

- (a) The salary of the president pro tempore of the city council shall be an amount equal to the salary provided by Pay Grade 3, Step 20 as established in the City's Pay Plan in

Article III of Chapter 19, to be paid in the same manner as full-time employees of the City. Such annual salary shall be the total salary to be paid to the president pro tempore and shall not include any other benefits.

- (b) Consistent with Alabama Attorney General Opinion No. 2005-071, the president pro tempore shall receive any COLA (cost-of-living adjustment) provided to all employees pursuant to section 19-45(b). The president pro tempore shall not receive step raises. In the event the city council amends the pay plan to change the pay grade and step amounts for pay grade 3 in any way other than to allow the COLA to take effect, then the salary of the president pro tempore shall not be increased or decreased but rather shall become fixed at the amount applicable immediately before the amendment.

SECTION THREE: The various parts and provisions of this ordinance are severable, and in the event any subsection or other portion of the ordinance is judicially declared to be invalid, such ruling shall not affect the parts that remain. In the event the portion of the ordinance amending section 2-22 (or any other provision setting or affecting the amount of the salary of city council members) is judicially declared to be invalid, then the city council members annual salary shall be set at the amount established prior to the adoption of this ordinance, to be paid in the same manner as full-time employees of the city.

In the event the portion of the ordinance amending section 2-23 (or any other provision setting or affecting the amount of the president pro tempore) is judicially declared to be invalid, then the president pro tempore annual salary shall be set at the amount established prior to the adoption of this ordinance, to be paid in the same manner as full-time employees of the city.

SECTION FOUR: This ordinance shall become effective on the date the City Council takes office as a result of the 2025 Municipal Election of the City of Tuscaloosa.

FUNDING REQUIRED: Yes No
10104050-1030

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: SBH/hdh
Requested: Projects Date: 08/13/2024
Council Presentation on: 08/20/2024
Suspension of Rules: No

ORDINANCE NO. _____

ORDINANCE AMENDING SECTION 5-41 OF
THE CODE OF TUSCALOOSA
(OCA-24-1101)

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

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

(c) *Landing fee.*

- (1) Each transient aircraft operator shall pay a landing fee per the approved airport fee schedule for any aircraft designated as non-exempt at the rate per every one thousand pounds (1,000) of the aircraft's published maximum certificated landing weight (MLW). Transient aircraft MLW less than 6,000 pounds are exempt from the landing fee.
- (2) All based, military, flight training, law enforcement, rotorcraft, emergency (weather or mechanical), not-for-profit/charitable medical flights, maintenance-only, or government registered aircraft shall be exempt from the landing fee.
- (3) A special event fee for events designated in Section 5-41(d) shall also apply for non-exempt aircraft.

(d) *Special event fee.*

- (1) A special event fee shall be imposed on non-exempt aircraft operators during any such event (e.g., sports events) which generates additional traffic at the airport thereby causing the requirement for such aircraft and in such numbers to be parked on a taxiway, runway or other designated areas for an extended period of time at the airport. All University of Alabama home football games are designated as special events. All other events shall be provided a 14-day advanced public notice for any event designated as a special event by the airport manager. The special event fee shall be associated with the approved airport fee schedule and scaled according to the aircraft type and maximum certificated landing weight (MLW).

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

FUNDING REQUIRED: Yes No

By: _____
 Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

Unanimous _____

Failed _____

Tabled _____

Amended _____

Comments: _____

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: JPW III/cmh
Requested: Planning Com/UD Date: 7/15/2024
Council Presentation on: 8/20/2024
Suspension of Rules: No

RESOLUTION

**RESOLUTION FIXING DAY FOR PUBLIC HEARING TO CONSIDER ADOPTION OF
AMENDMENT TO THE ZONING ORDINANCE OF TUSCALOOSA
AMENDMENT NO. 1530**

**(Approx. 0.66 acres located at 927 Kicker Road—
Petitioner: CFPI, LLC)
(BGO to RA-2)
(OCA-24-1116/Z-10-24)**

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, September 17, 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. 1530 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:

Poets Inc. <i>Release of performance bond – Parkway Gardens Expansion Park</i>	\$168,609.42
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TRAVEL AND TRAINING

Jerry V Williams (UD Building and Inspections) <i>Residential Mechanical Certification</i>	\$240.00
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TOTAL: \$168,849.42
Prepared: Assistant City Clerk
Requested: Accounting & Finance
Agenda: 8-20-2024

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