

# TUSCALOOSA CITY COUNCIL MEETING AGENDA

Tuesday, November 5, 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 the month of November 2024 to be*

*“Lung Cancer 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

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. Authorizing utility account credits. **P5**
- b. Declaring sole source and authorizing purchase from Xylem Water Solutions USA, Inc.; total: \$149,265.00 (OCA-24-1560). **P6**
- c. Declaring property surplus and authorizing its disposal. **P7**

- d. Setting November 19<sup>th</sup> as the date for a public hearing to set the cost of demolishing the building at 2634 20<sup>th</sup> Street. **P8**

## **7. PUBLIC HEARINGS**

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

Approving the ABC applications of Downtown Entertainment LLC for special events retail licenses (less than 7 days) for various gameday events. (24-073; various locations; Tuscaloosa, AL). **P9**

Authorizing a contract with Puget Sound System. Inc. And declaring a bid law exemption pursuant to Ala. Code § 41-16-51(a)(15); total: \$26,778.11 (OCA-24-1565). **P10**

Authorizing a contract with Andritz Separation, Inc. and declaring a bid law exemption pursuant to Ala. Code § 41-16-51(b)(7); total: \$31,809.73 (OCA-24-1559). **P11**

Authorizing a consulting agreement with Milliman for preparation of benefit calculations, eligibility reviews, actuarial reports and the FY 2024 GASB 67 and 68 reports for the City of Tuscaloosa – hourly pension plan; total: not to exceed \$31,060.00 (OCA-24-1538). **P12**

Authorizing a professional services contract with Korterra, Inc. for utility locate management services; total: \$10,800.00 (OCA-24-1516). **P13**

Authorizing a minor public works contract with Straitline Fence, LLC; total: \$1,702.00 (OCA-24-1527). **P14**

Authorizing amendment no. 1 to the professional study and consult services agreement with TTL, Inc. for geotechnical exploration services for the Saban Center Project; total: \$14,900.00 (OCA-23-1754). **P15**

Authorizing renewal of the City's helicopter insurance coverage with Westchester Fire Insurance Company; total: \$52,447.00 (OCA-24-1002). **P16**

Authorizing a disbursement from district 1 improvement funds for Westlawn Middle School; total: \$408.00 (OCA-24-1535). **P17**

Approving a downtown/riverfront overlay district permit for 2312 Gary Fitts Street (OCA-24-1528/DROD-04-24). **P18**

Authorizing the Mayor to execute a right-of-way permit to Body Bar Pilates Tuscaloosa (OCA-24-1561). **P19**

Authorizing the purchase of equipment, supplies or services for the TPD firing range system; total: \$5,794.16. **P20**

Authorizing the Mayor to execute an ingress-egress easement with Mercedes-Benz USA, LLC to construct a vehicular bridge over US Highway 11 crossing a city owned 30-foot strip of land lying between the south boundary of the Mercedes-Benz USA, LLC (MBUSA) vehicle assembly plant and the north boundary of US Highway 11 (OCA-22-1479). **PP21-23**

Authorizing amendment 3 to the fiscal year 2025 general fund reserve for future improvements fund budget (OCA-24-0951). **PP24-25**

**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 1532 rezoning approximately 3.68 acres located at 5921 New Watermelon Road from R-1 to BN (OCA-24-1563/ Z-14-24). **PP26-27**

Introducing Zoning Amendment 1533 rezoning approximately 1.92 acres located at 5921 New Watermelon Road from R-1 to RMF-1 (OCA-24-1564/ Z-15-24). **PP28-29**

Introducing Zoning Amendment 1534 rezoning approximately 1.00 acre located at 5126 McFarland Boulevard East from BGO to BH (OCA-24-1587/ Z-16-24). **PP30-31**

Reappointing Zachary Taylor and Jonathan McLelland to the Construction Board of Adjustments and Appeals. **(may be adopted by unanimous consent following introduction). P32**

### **FOR ADOPTION**

Setting December 10, 2024, as the date for a public hearing to consider Zoning Amendment 1532. **P33**

Setting December 10, 2024, as the date for a public hearing to consider Zoning Amendment 1533. **P34**

Setting December 10, 2024, as the date for a public hearing to consider Zoning Amendment 1534. **P35**

## **10. AUDITING ACCOUNTS**

Authorizing the payment of bills; total: \$8,133.74. **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**

11/1/2024

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

RESOLUTION

RESOLUTION AUTHORIZING UTILITY ACCOUNT CREDITS

WHEREAS, the individuals and/or businesses listed elsewhere in this resolution requested utility account credits for leaks that have occurred on their property; and,

WHEREAS, the amount of the credits has been determined pursuant to Section 16-123 of the *Code of Tuscaloosa, Alabama*; and,

WHEREAS, the Water and Sewer Executive Director has approved the requested credits.

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

That the Water and Sewer Executive Director is hereby, authorized to make the maximum adjustment of 75% of the excess consumption to credit the following utility accounts in the amounts shown as defined in Section 16-123 of the *Code of Tuscaloosa, Alabama*.

ACCOUNT#	AMT
047590-43279	\$623.17
045614-156354	\$102.74
071920-30831	\$2,995.18
055990-315267	\$346.25
016254-283443	\$89.22
015533-248153	\$302.98
053736-330531	\$117.13
049391-10776	\$286.65
034394-317873	\$184.87
030670-320005	\$174.49
061552-237208	\$598.36
060928-319280	\$225.18
018864-128550	\$404.16
032391-81282	\$277.31
015325-58399	\$145.51
036908-82501	\$212.87
067128-282222	\$132.34

TOTAL:           \$7,218.41  
Prepared:       City Clerk  
Requested:      Water Business Office  
Agenda:         11-5-2024

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SEM/hdh  
Requested: W & S Date: 11/05/2024  
Council Presentation: 11/05/2024  
Suspension of Rules: NO

RESOLUTION

RESOLUTION DECLARING SOLE SOURCE AND  
AUTHORIZING PURCHASE FROM XYLEM WATER SOLUTIONS USA, INC.  
(OCA-24-1560)

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

1. The City Council hereby finds and declares that the contract with Xylem Water Solutions USA, Inc. in the amount of \$149,265.00 to purchase replacement parts for the WRRF UV System, (Quote 2024-WED-1509) and is exempt from competitive bidding and meets the requirements of ALA. CODE §41-16-51(a)(13), in that Xylem Water Solutions USA, Inc. is the sole developer, distributor and reseller of the product contemplated in this purchase, as certified by a letter from Xylem Water Solutions USA, Inc., dated March 10, 2023.

2. The Mayor is authorized to execute a contract with Xylem Water Solutions USA, Inc. in the amount of \$149,265.00 to purchase replacement parts for the WRRF UV System, (Quote 2024-WED-1509), both by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No  
60109041-4170  
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By:   
Chief Financial Officer

COUNCIL ACTION

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

RESOLUTION

RESOLUTION 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

PUBLIC WORKS	
ITEM(S)	CITY ID NO.
Short Rise Lift	N/A

Requested: Accounting & Finance  
Prepared: Accounting & Finance  
Agenda: 11/05/2024

RESOLUTION

RESOLUTION SETTING A DATE FOR A HEARING TO SET THE  
COST OF DEMOLISHING THE BUILDING AT 2634 20<sup>th</sup> Street

WHEREAS, the building located in the City of Tuscaloosa at 2634 20<sup>th</sup> Street, owned by Patumac Inv. Co., LLC and as recorded in Deed Book 2017, Page No. 13167, was declared unsafe to the extent of being a public nuisance by the City Council on the 16<sup>th</sup> day of July 2024, and was ordered to be demolished by city forces pursuant to Ala. Code Section 11-53B-1 et seq. (1975); and,

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

WHEREAS, the City Clerk hereby reports to the City Council that the cost to demolish said building was \$3,996.20;

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

1. That a hearing will be held on the 19<sup>th</sup> day of November 2024, at 6:00 p.m. to set the cost of demolishing the building located at 2634 20<sup>th</sup> Street in the amount of \$3,996.20 plus court costs.
2. That the City Clerk shall give notice by first-class mail to all entities having an interest in said property.

Prepared: Assistant City Clerk  
Requested: PUBLIC WORKS  
Hearing date: 11/19/2024  
Agenda: 11/5/2024



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:

- SAE Alumni Gameday Bar 111524, 432 University Blvd Tuscaloosa, AL. 35401
- ATO Alumni Gameday Bar 111524, 322 University Blvd Tuscaloosa, AL. 35401
- KD Dazed and Confused 112124, 2301 Joe Mallisham Pkwy Tuscaloosa, AL. 35401
- Kappa Sigma Alumni Gameday Bar 113024, 521 Jefferson Ave Tuscaloosa, AL. 35401
- Phi Delta Alumni Gameday Bar 113024, 190 University Blvd Tuscaloosa, AL. 35401
- Sig Ep Alumni Gameday Bar 113024 Tuscaloosa, AL. 35401
- Phi Psi Alumni Gameday Bar 113024, 312 University Blvd Tuscaloosa, AL. 35401
- ATO Alumni Gameday Bar 113024, 322 University Blvd Tuscaloosa, AL. 35401
- KA Alumni Gameday Bar 113024, 416 University Blvd Tuscaloosa, AL. 35401
- SAE Alumni Gameday Bar 113024, 432 University Blvd Tuscaloosa, AL. 35401
- Phi Gam Alumni Gameday Bar 113024, 976 University Blvd Tuscaloosa, AL. 35401
- EN Alumni Gameday Bar 113024, 990 University Blvd Tuscaloosa, AL. 35401
- Theta Chi Alumni Gameday Bar 113024, 110 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.

**24-073**

Prepared by: Revenue and Financial Services Division  
Accounting and Finance Department

APPROVED AS TO FORM

EW  
Office of the City Attorney

Prepared By: SEM  
Requested: TPD Date: 11/05/2024  
Council Presentation: 11/05/2024  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING CONTRACT WITH PUGET SOUND SYSTEMS, INC.  
AND DECLARING A BID LAW EXEMPTION  
PURSUANT TO ALA. CODE § 41-16-51(a)(15)  
(OCA-24-1565)

WHEREAS, the City of Tuscaloosa desires to contract with Puget Sound Systems, Inc. in the amount of \$26,778.11 for specialized hardware and related equipment including support and maintenance 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 contract with Puget Sound Systems, Inc. in the amount of \$25,778.11 for specialized hardware and related equipment including support and maintenance 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  
20305010-25501  
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By: Berkey Schnapp  
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: SEM/hdh  
Requested: W & S Date: 11/05/2024  
Council Presentation: 11/05/2024  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING CONTRACT WITH ANDRITZ SEPARATION, INC.  
AND DECLARING A BID LAW EXEMPTION  
PURSUANT TO ALA. CODE § 41-16-51(b)(7)  
(OCA-24-1559)

WHEREAS, the City of Tuscaloosa desires to contract with Andritz Separation, Inc. for the purchase of parts and services related to repair and replacement of the Gravity Belt Thickener (GBT) Roller totaling \$31,809.73; and,

WHEREAS, the City Council finds and declares this contract is exempt from competitive bidding requirements pursuant to the following authority: CODE § 41-16-51(b)(7) as a purchase of equipment used in the normal and routine operation of any waterworks system owned by a municipality.

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

1. That the Mayor is authorized to execute a contract with Andritz Separation, Inc. for the purchase of parts and services related to repair and replacement of the Gravity Belt Thickener Roller totaling \$31,809.73, and the City Clerk is authorized the attest the same.
2. That the City Council finds and declares that the above contract is exempt from the competitive bidding requirements of the Alabama Bid Law pursuant to the following authority: CODE § 41-16-51(b)(7).

FUNDING REQUIRED:  Yes  No  
60109041-4170

By: Betsy Schreff  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
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Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: TDB

Requested: Finance Date: 11/5/2024

Council Presentation: 11/5/2024

Suspension of Rules: No

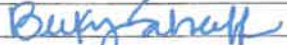
RESOLUTION

RESOLUTION AUTHORIZING CONSULTING AGREEMENT  
WITH MILLIMAN FOR PREPARATION OF BENEFIT CALCULATIONS, ELIGIBILITY REVIEWS,  
ACTUARIAL REPORTS AND THE FY 2024 GASB 67 AND 68 REPORTS FOR THE CITY OF  
TUSCALOOSA—HOURLY PENSION PLAN  
(OCA-24-1538)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCL as follows:

That the Mayor be, and he is hereby, authorized to execute an agreement with Milliman for preparation of benefit calculations, eligibility reviews, actuarial reports and the FY 2024 GASB 67 and 68 Reports for the City of Tuscaloosa—Hourly Pension Plan in amount not to exceed \$31,060.00; and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No  
30319020-3100  
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By:   
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM

EW  
Office of the City Attorney

Prepared By: SEM/hdh

Requested: Projects Date: 10/29/2024

Council Presentation: 11/05/2024

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH  
KORTERRA, INC. FOR UTILITY LOCATE MANAGEMENT SERVICES  
(OCA-24-1516)

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

That the Mayor is authorized to execute a professional services contract with KorTerra, Inc., for the term of three (3) years, in the amounts as follows:

- Year 1: \$3,600.00
- Year 2: \$3,600.00
- Year 3: \$3,600.00

for a total amount of \$10,800.00 for Utility Locate Management and related professional services, by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No

60109072-3100  
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By: Bucky Scheff  
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SEM/rmm  
Requested: Projects Date: 10/29/2024  
Council Presentation: 11/05/2024  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH  
STRAITLINE FENCE, LLC  
(OCA-24-1527)

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

That the Mayor is authorized to execute a minor public works contract in an amount not to exceed \$1,702.00 with Straitline Fence, LLC, for Capitol Park Decorative Fence Repair, 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  
10109044-3100

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By: Buffy Schreff  
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SEM/hdh

Requested: Projects Date: 10/29/2024

Council Presentation: 11/05/2024

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE PROFESSIONAL STUDY AND CONSULT SERVICES AGREEMENT WITH TTL, INC. FOR GEOTECHNICAL EXPLORATION SERVICES FOR THE SABAN CENTER PROJECT (OCA-23-1754)

WHEREAS, on February 21<sup>st</sup>, 2024 the City entered into a Professional Study and Consult Services Contract with TTL, Inc. for Geotechnical Exploration Services for the Saban Center Project; and

WHEREAS, ARTICLE 1. SCOPE OF SERVICES shall be amended to reflect performance of additional geotechnical exploration, specifically foundation design recommendations; and

WHEREAS, ARTICLE 2(A). COMPENSATION shall be amended to reflect the amount of Seventeen Thousand Nine Hundred Dollars (\$17,900.00). This is an increase of \$3,000.00 from the original contract amount of \$14,900.00; and

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

That the Mayor, be and he is hereby, authorized to execute, by and as an act for and on behalf of the City of Tuscaloosa, the First Amendment to the contract with TTL, Inc. which reflects the performance of additional geotechnical exploration, specifically foundation design recommendations, and reflects the total compensation increase to the amount of \$17,900.00, and the City Clerk be, and is, hereby authorized to attest the same.

FUNDING REQUIRED:  Yes  No  
10802030-19524

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By:   
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: SBH/cmh

Requested: Ins/Lit. Comm. Date: 10/29/24

Council Presentation: 11/5/24

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING RENEWAL OF THE CITY'S HELICOPTER INSURANCE  
COVERAGE WITH WESTCHESTER FIRE INSURANCE COMPANY  
(OCA-24-1002)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the City renew its specific helicopter insurance coverage with WESTCHESTER FIRE Insurance Company for the City's helicopter utilized by the Tuscaloosa Police Department, at an annual rate of \$52,447.00, with such amount representing coverage for aircraft liability, war and terrorism, and aircraft physical damage, and the Mayor is authorized to execute any application or contract pertaining to the same.

FUNDING REQUIRED:  Yes  No  
10135010-3105

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By: Betsy Schreff  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Introduced \_\_\_\_\_

Passed \_\_\_\_\_

2<sup>nd</sup> Reading \_\_\_\_\_

Unanimous \_\_\_\_\_

Failed \_\_\_\_\_

Tabled \_\_\_\_\_

Amended \_\_\_\_\_

Comments: \_\_\_\_\_



APPROVED AS TO FORM

SD  
Office of the City Attorney

Prepared By: SBH/hdh  
Requested: Finance Date: 10/29/2024  
Council Presentation: 11/05/2024  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING DISBURSEMENT FROM DISTRICT 1 IMPROVEMENT FUNDS  
FOR WESTLAWN MIDDLE SCHOOL  
(OCA-24-1535)

WHEREAS, the Councilmember for Tuscaloosa City Council District 1 has requested that the amount of \$408.00 be disbursed to the Tuscaloosa City Schools designated for Westlawn Middle School's 6<sup>th</sup> Graders' Headphones from the District 1 Improvement Fund, as authorized by Ala. Code § 16-13-36.

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

The amount of \$408.00 be designated for Westlawn Middle School from the District 1 Improvement Fund, and as an act for, and on behalf of the City of Tuscaloosa.

FUNDING REQUIRED:  Yes  No  
10104050-99901

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By: Bucky Schreff  
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW

Requested: Proj. Committee Date: 10-29-24

Presentation on: 11-05-24

Suspension of Rules: No

RESOLUTION

RESOLUTION APPROVING DOWNTOWN/RIVERFRONT  
OVERLAY DISTRICT PERMIT FOR 2312 GARY FITTS STREET  
(OCA-24- 1528/DROD-04-24)

WHEREAS, the Council adopted by Ordinance the Downtown Riverfront Overlay District on January 25, 2007; and,

WHEREAS, major construction defined as any exterior construction activity within a twelve (12) month period which costs more than \$15,000.00 requires approval by the Planning Commission and City Council; and,

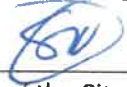
WHEREAS, the applicant, Samantha Parr, has made application pursuant to §24-232 of the Code of Tuscaloosa to the Planning Division of Urban Development for a Downtown/Riverfront Overlay District Permit for major construction; and,

WHEREAS, the application meets the requirements of §24-232(2), was reviewed and recommended on October 8, 2024 by the Administrative Review Committee, consisting of the Zoning Officer, the Fire Marshall, the Building Official and the City Engineer, and was considered and recommended by the Planning Commission on October 21, 2024 and is now due to be considered for approval by the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the application submitted by, Samatha Parr, Case # DROD-04-24, for a Downtown/Riverfront Overlay Permit for major construction for 2312 Gary Fitts Street substantially conforms to the Downtown/Riverfront Overlay standards and guidelines set out in §24-230.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that this approval is subject to the following conditions with any variation requiring amendment to the application and approval of the Council: Substantial Compliance with all specifications and representations for the Development made in the application and development plan submitted to the City Council, building in compliance with renderings, elevations, site plan and design development plans submitted to the Council, compliance with any added conditions approved by the Council, and compliance with all applicable requirements, terms and conditions of Chapter 24, Article XVII of the Code of Tuscaloosa entitled "Downtown/Riverfront Development (D/R) Overlay District".

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: CWE  
Requested by: Projects Date: 10/29/24  
Presentation on: 11/5/24  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A RIGHT-OF-WAY  
PERMIT TO BODY BAR PILATES TUSCALOOSA  
(OCA-24-1561)

WHEREAS, Body Bar Pilates Tuscaloosa has requested a right-of-way use permit to install an awning on the public right of way at 2312 Gary Fitts Street, Tuscaloosa, Alabama and,

WHEREAS, the City Council of Tuscaloosa is willing to grant permission to Body Bar Pilates Tuscaloosa to install an awning on the public right of way at 2312 Gary Fitts Street, Tuscaloosa, Alabama upon the terms and conditions of a permit and the recommendation of the Office of the City Engineer.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the Mayor be, and he is hereby, authorized to execute a permit to Body Bar Pilates Tuscaloosa to install an awning on the public right of way at 2312 Gary Fitts Street, Tuscaloosa, Alabama as described in said permit; and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No

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

COUNCIL ACTION

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

**RESOLUTION**

RESOLUTION AUTHORIZING PURCHASE OF EQUIPMENT/SUPPLIES/SERVICES

WHEREAS, the City of Tuscaloosa anticipates the issuance of approximately \$5,794.16 and wishes to present these expenditures before Council.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that, upon approval, the expenditures shall be as follows:

<b>Line Item Description</b>	<b>Account Type</b>	<b>GL Account</b>	<b>Amount</b>
TPD Firing Range System	Expense	23205010-24538	5,794.16
<b>Grand Total</b>			<b>\$5,794.16</b>

FUNDING REQUIRED:  Yes  No

23205010-24538 \_\_\_\_\_  
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\_\_\_\_\_

By: Berky Schuff  
Chief Financial Officer

**COUNCIL ACTION**

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

Prepared: Purchasing  
Requested: Purchasing  
Agenda: 11/05/24

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: TDB

Requested: Projects Date: 11/5/24

Council Presentation: 11/5/24

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INGRESS-EGRESS EASEMENT WITH MERCEDES-BENZ USA, LLC TO CONSTRUCT A VEHICULAR BRIDGE OVER US HIGHWAY 11 CROSSING A CITY OWNED 30 FOOT STRIP OF LAND LYING BETWEEN THE SOUTH BOUNDARY OF THE MERCEDES-BENZ USA, LLC (MBUSA) VEHICLE ASSEMBLY PLANT AND THE NORTH BOUNDARY OF U.S. HIGHWAY 11 (OCA-22-1479)

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the Mayor be and he is hereby authorized to execute an ingress-egress, easement with Mercedes-Benz USA, LLC to construct a vehicular bridge over U.S. Highway 11 crossing a City owned 30 strip of land lying between the south boundary of the Mercedes-Benz USA, LLC (MBUSA) vehicle assembly plant and the north boundary of U.S. Highway 11 described as follows:

An Access Easement being over and a part of the land of City of Tuscaloosa, as recorded in Deed Book 1206, Page 57 in the Probate Office of Tuscaloosa County, Alabama, and being located in the Northeast Quarter of the Northwest Quarter of Section 34, Township 21 South, Range 7 West, Tuscaloosa County, AL, containing 0.14 acres more or less, and being more particularly described as follows:

As a POINT OF COMMENCEMENT, start at a concrete monument found at the Southwest corner of the Southeast quarter of the Southwest quarter of Section 34, Township 21 South, Range 7 West, Tuscaloosa County, Alabama; thence run North 01°19'11" West and along the West boundary of the Southeast quarter of the Southwest quarter of said Section 34 for a distance of 1,353.25 feet; thence run North 01°09'56" West and along the West boundary of the Northeast quarter of the Southwest quarter of said Section 34 for a distance of 1,352.76 feet; thence run North 01°14'33" West and along the West boundary of the Southeast quarter of the Northwest quarter of said Section 34 for a distance of 1,293.67 feet to a point on the South Right of Way of Norfolk Southern Railway; thence run North 01°14'33" West along the West boundary of the East Half of the Northwest Quarter for a distance of 585.75 feet to a point on the North Right of Way of U.S. Highway Number 11 and on a curve having a delta of 3°18' and a radius of 7,796.10 feet; thence run South 84°56'42" East along said curving North Right of Way for a chord distance of 448.62 feet (arc distance of 448.69 feet) to the point of tangency; thence run South 87°36'14" East along said North Right of Way for a distance of 259.16 feet to a concrete monument; thence run South 78°16'11" East along said North Right of Way for a distance of 323.58 feet to the POINT OF BEGINNING of the easement described herein; thence leaving said North Right of Way run North 11°46'58" East for a distance of 29.32 feet to a point on the North boundary line of the

land of City of Tuscaloosa as recorded in Deed Book 1206, Page 57; thence run South 78°13'02" East along the said North boundary line for a distance of 16.04 feet to the point of curvature of a curve having a delta of 2°00' and a radius of 5,614.93 feet; thence run South 84°17'16" East along said curving North boundary line for a chord distance of 196.12 feet (arc distance 196.13 feet) to a point; thence leaving said curving North boundary line run South 04°48'19" West a distance of 29.48 feet to a point on the North Right of Way of U.S. Highway Number 11 and a point on a curve having a delta of 2°03' and a radius of 5,558.99 feet; thence run North 84°12'54" West along said curving North Right of Way for a chord distance of 198.92 feet (arc distance of 198.93 feet) to the point of tangency of said curve; thence run North 78°16'11" West along said North Right of Way for a distance of 16.80 feet to the POINT OF BEGINNING of the easement herein described.

A Depiction of said easement attached hereto as Exhibit "A"

FUNDING REQUIRED:  Yes  No

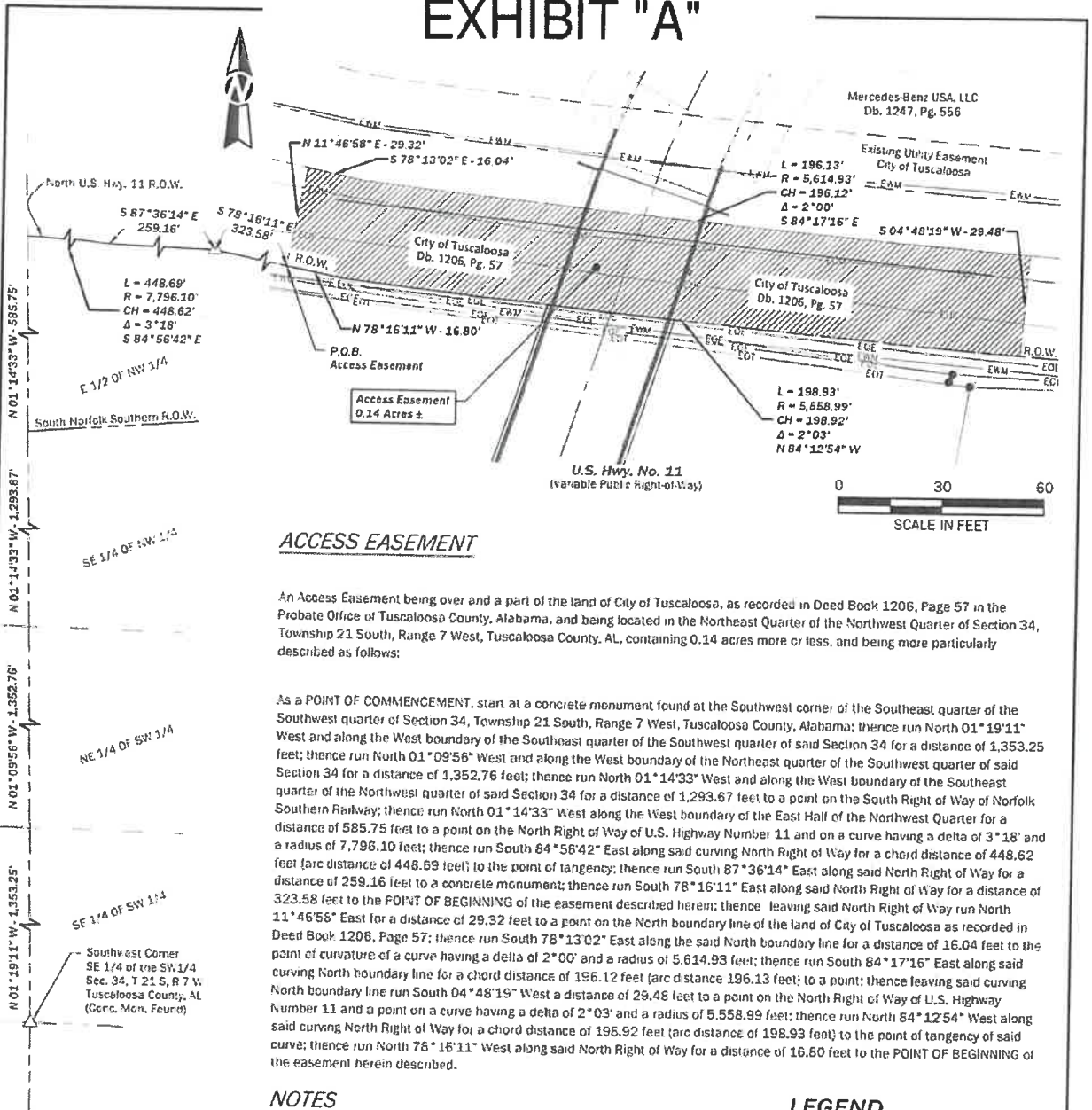
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By: \_\_\_\_\_  
 Finance Director

**COUNCIL ACTION**

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

# EXHIBIT "A"



## ACCESS EASEMENT

An Access Easement being over and a part of the land of City of Tuscaloosa, as recorded in Deed Book 1206, Page 57 in the Probate Office of Tuscaloosa County, Alabama, and being located in the Northeast Quarter of the Northwest Quarter of Section 34, Township 21 South, Range 7 West, Tuscaloosa County, AL, containing 0.14 acres more or less, and being more particularly described as follows:

As a POINT OF COMMENCEMENT, start at a concrete monument found at the Southwest corner of the Southeast quarter of the Southwest quarter of Section 34, Township 21 South, Range 7 West, Tuscaloosa County, Alabama; thence run North 01° 19' 11" West and along the West boundary of the Southeast quarter of the Southwest quarter of said Section 34 for a distance of 1,353.25 feet; thence run North 01° 09' 56" West and along the West boundary of the Northeast quarter of the Southwest quarter of said Section 34 for a distance of 1,352.76 feet; thence run North 01° 14' 33" West and along the West boundary of the Southeast quarter of the Northwest quarter of said Section 34 for a distance of 1,293.67 feet to a point on the South Right of Way of Norfolk Southern Railway; thence run North 01° 14' 33" West along the West boundary of the East Half of the Northwest Quarter for a distance of 585.75 feet to a point on the North Right of Way of U.S. Highway Number 11 and on a curve having a delta of 3° 18' and a radius of 7,796.10 feet; thence run South 84° 56' 42" East along said curving North Right of Way for a chord distance of 448.62 feet (arc distance of 448.69 feet) to the point of tangency; thence run South 87° 36' 14" East along said North Right of Way for a distance of 259.16 feet to a concrete monument; thence run South 78° 16' 11" East along said North Right of Way for a distance of 323.58 feet to the POINT OF BEGINNING of the easement described herein; thence leaving said North Right of Way North 11° 46' 58" East for a distance of 29.32 feet to a point on the North boundary line of the land of City of Tuscaloosa as recorded in Deed Book 1206, Page 57; thence run South 78° 13' 02" East along the said North boundary line for a distance of 16.04 feet to the point of curvature of a curve having a delta of 2° 00' and a radius of 5,614.93 feet; thence run South 84° 17' 16" East along said curving North boundary line for a chord distance of 196.12 feet (arc distance 196.13 feet); to a point; thence leaving said curving North boundary line run South 04° 48' 19" West a distance of 29.48 feet to a point on the North Right of Way of U.S. Highway Number 11 and a point on a curve having a delta of 2° 03' and a radius of 5,558.99 feet; thence run North 84° 12' 54" West along said curving North Right of Way for a chord distance of 198.92 feet (arc distance of 198.93 feet) to the point of tangency of said curve; thence run North 76° 16' 11" West along said North Right of Way for a distance of 16.80 feet to the POINT OF BEGINNING of the easement herein described.

## NOTES


- All angles and distances for a curve are to their respective chords. All bearings are to Grid North as established by global positioning.
- All bearings are to Grid North as established by global positioning.
  - Horizontal Datum: Alabama State Plane, West Zone, NAD83(2011), U.S. Feet
  - Vertical Datum: NAVD83, U.S. Feet
  - This survey has a horizontal closure greater than 1:10,000
- Not all underground utilities are shown with this survey. Utilities should be verified onsite prior to any construction or digging.
- This survey and drawing was completed without the benefit of a title search or opinion. Therefore, there may be easements and rights-of-ways that are not shown on this drawing.

## LEGEND


---	EASEMENT BOUNDARY
---	RIGHT-OF-WAY
---	PROPERTY LINE
○	IRON PIPE / PIN FOUND
△	CAPPED REBAR FOUND
SEC	CONCRETE MONUMENT FOUND
T	SECTION
R	TOWNSHIP
RANGE	RANGE
R.O.W.	RIGHT-OF-WAY
M.B.L.	MINIMUM BUILDING LINE
P.B.	PLAT BOOK
D.B.	DEED BOOK
P.G.	PAGE
[ ]	RECORD DIMENSION
▬	ASPHALT PAVEMENT

I, Steven G. Faulkner, a Registered Professional Land Surveyor of the firm of TTL, Inc., Tuscaloosa, Alabama, hereby certify that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards for Surveying in the State of Alabama, to the best of my knowledge, information, and belief.

WITNESS my hand on this the 23rd day of September, 2024

  
Steven G. Faulkner, PLS  
Alabama Reg. No. 24329



 3516 Greenbore Avenue   Tuscaloosa, AL 35401 205.345.0830   www.ttl.com	<b>MBUSA DMY ACCESS ROAD</b>  MBUSA U.S. HIGHWAY 11 VANCE, TUSCALOOSA COUNTY, ALABAMA	City of Tuscaloosa <b>Access Easement</b>		Sheet No. <b>1 of 1</b>
		No. _____ Date _____ Revision Description _____	Created By: _____ Checked By: EWH Date Drawn: 09/23/2024 Date Furnished: 08/23/24 Scale: 1" = 40' Plot No.: 22-01-05489-00 File Name: 220828.DWG; Easement.dwg	



APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: LL  
Requested: FC 10/29/24  
Presentation on: 11/05/24  
Suspension of Rules: No

**RESOLUTION**

**AMENDING THE FISCAL YEAR 2025 GENERAL FUND RESERVE FOR FUTURE IMPROVEMENTS  
FUND BUDGET  
(AMENDMENT 3 - FY25 GFRFFI BUDGET)  
(OCA-24-0951)**

WHEREAS, the Council has determined to re-establish the GFRFFI for Fiscal 2025. NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, as follows:

That the resolution previously enacted by the City Council designating a specific amount of the City of Tuscaloosa’s General Fund Reserve Fund for Future Improvement (GFRFFI) as encumbered for certain designated public improvement and special projects of the General Fund Department in the stated amount for expenditures in the fiscal year, including continuing encumbrances of unexpended reserve funds in the stated amounts for those projects previously designated in prior years and confirmed therein, be further amended by the language and/or by the addition or subtraction in the amounts as indicated herein. Unless subsequently amended or repealed, any unexpended funds designated or amended herein or previously designated shall remain encumbered through Fiscal 2025.

<b>EXPENSES</b>			
<b>PROJECT NAME</b>	<b>CURRENT BUDGET</b>	<b>CHANGE</b>	<b>REVISED BUDGET</b>
FY25 Equipment – ESD	\$0	\$80,000	\$80,000
Contingency	\$1,409,561	\$(80,000)	\$1,329,561
<b>NET EXPENDITURES</b>			<u><b>\$0</b></u>

All prior resolutions designating funds for the Reserve for Future Improvement Fund and any amendments thereto be and the same are hereby repealed to the extent of any conflict with the provisions hereof. The City Council reserves the right to amend, modify and/or repeal this resolution or any provision hereof, depending upon a change of circumstances, market fluctuation, unforeseen conditions, or the demands upon the City’s finances.



FUNDING REQUIRED:  Yes  No  
Fund 203 – General Fund RFFI

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By: Bucky Schreff  
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW/rd

Requested: Planning Com/UD Date: 10/21/24

Council Presentation on: 11/05/2024

Suspension of Rules: No

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

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1532  
(OCA-24-1563/Z-14-24)

(Approx. 3.68 acres located at 5921 New Watermelon Road—  
McWrights Ferry Land Co.)  
(R-1 to BN)

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 part of the Southwest Quarter of Section 28, Township 20 South, Range 9 West, in Tuscaloosa County, Alabama; said parcel being more particularly described as follows:

As a STARTING POINT, commence at a capped rebar (CA0047LS) marking the Northwest corner of Lot 6 Whirlaway First Section, as recorded in Plat Book 22 at Page 87 in the Probate Records of Tuscaloosa County, Alabama; thence run in a Westerly direction and along a projection of the North boundary of said Lot 6 for a distance of 509.64' to a concrete monument found; thence with a deflection angle of 94°31' to the left, run in a Southerly direction for a distance of 50.54' to a capped rebar found (CA0065LS); thence with a deflection angle of 93°33' to the right, run in a Westerly direction for a distance of 670.68' to a capped rebar found (CA0065LS); thence with an angle of 266°24' to the right, run in a Northerly direction for a distance of 155.08' to a capped rebar found (CA0065LS); thence with an angle of 92°25' to the right, run in a Westerly direction for a distance of 145.68' to a capped rebar found (CA0065LS) marking the point of curvature of a curve concave Northeast, said curve having a radius of 110.00' and a delta of 30°42'18"; thence with an angle of 211°18'09" to the right and to the chord, run in a Northwesterly direction for a chord distance of 58.25' to the POINT OF BEGINNING of the parcel herein described; thence with a deflection angle of 31°19'24" to the right, continue in a Northwesterly direction and along the aforementioned curve for a chord distance of 60.53' to a capped rebar found

(CA0065LS) marking the point of tangency of the aforementioned curve; thence with an interior angle of 196°02'42" to the right, run in a Northwesterly direction for a distance of 81.09' to a capped rebar found (CA0065LS) marking the point of curvature of a curve concave Southwest, said curve having a radius of 245.00' and a delta of 29°24'; thence with an interior angle of 165°18'00" to the right, run in a Northwesterly direction for a chord distance of 124.37' to a capped rebar found (CA0065LS) marking the point of compound curvature of a curve having a radius of 625.00' and a delta of 12°27'21"; thence with an interior angle of 159°03'27" to the right, run in a Northwesterly direction for a chord distance of 135.68' to a point on the curving East right-of-way margin of New Watermelon Road, said curve having a radius of 4,910.00' and a delta of 5°49'52", said road having a variable right-of-way; thence with an interior angle of 67°22'35" to the right, run in a Southwesterly direction and along the aforementioned right-of-way for a chord distance of 499.43' to the point of tangency of the aforementioned curve; thence with an interior angle of 177°03'55" to the right, continue along the aforementioned right-of-way in a Southwesterly direction for a distance of 79.96' to a point; thence with an interior angle of 164°20' to the right, run in a Southeasterly direction and along the aforementioned right-of-way for a distance of 43.96' to a point; thence with an interior angle of 105°21' to the right, departing from the aforementioned right-of-way, run in an Easterly direction for a distance of 294.47' to a point; thence with an interior angle of 91°45'39" to the right, run in a Northerly direction for a distance of 356.82' to the POINT OF BEGINNING, at which point the angle of closure is 133°42'39", said parcel containing 3.68 acres, more or less.

The above properties to be annexed into the City under the original zoning of Single-Family Residential District (R-1) to be zoned Neighborhood Commercial District (BN).

BE IT FURTHER ORDAINED that pursuant to Ala Act 2009-629 this Zoning prior to the effective date of the annexation of the subject property shall be null and void by operation of law unless the described property is annexed within 180 days of the initiation of the annexation proceedings.

DESCRIPTION APPROVED BY:



\_\_\_\_\_  
OFFICE OF URBAN DEVELOPMENT

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW/rd

Requested: Planning Com/UD Date: 10/21/24

Council Presentation on: 11/05/2024

Suspension of Rules: No

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

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1533  
(OCA-24-1564/Z-15-24)

(Approx. 1.92 acres located at 5921 New Watermelon Road—  
McWrights Ferry Land Co.)  
(R-1 to RMF-1)

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 part of the Southwest Quarter of Section 28, Township 20 South, Range 9 West, in Tuscaloosa County, Alabama; said parcel being more particularly described as follows:

As a STARTING POINT, commence at a capped rebar (CA0047LS) marking the Northwest corner of Lot 6 Whirlaway First Section, as recorded in Plat Book 22 at Page 87 in the Probate Records of Tuscaloosa County, Alabama; thence run in a Westerly direction and along a projection of the North boundary of said Lot 6 for a distance of 509.64' to a concrete monument found; thence with a deflection angle of 94°31' to the left, run in a Southerly direction for a distance of 50.54' to a capped rebar found (CA0065LS); thence with a deflection angle of 93°33' to the right, run in a Westerly direction for a distance of 617.89' to the POINT OF BEGINNING of the parcel herein described; thence continue along the aforementioned course for a distance 52.57' to a capped rebar found (CA0065LS); thence with an interior angle of 266°24', run in a Northerly direction for a distance of 155.08' to a capped rebar found (CA0065LS); thence with an interior angle of 92°25' to the right, run in a Westerly direction for a distance of 145.68' to a capped rebar found (CA0065LS) marking the point of curvature of a curve concave Northeast, said curve having a radius of 110.00' and a delta of 30°42'; thence with an interior angle of 195°19'54" to the chord, run in a Northwesterly direction for a chord distance of 58.25' to a point; thence with an interior angle of 77°36'45" to the right, run in a Southerly direction for a distance

of 356.82' to a point, thence with an interior angle of 88°14'21" to the right, run in an Easterly direction for a distance of 269.54' to a point; thence with an interior angle of 91°45'39" to the right, run in a Northerly direction for a distance of 190.74' to the POINT OF BEGINNING, at which point the angle of closure is 88°14'21", said parcel containing 1.92 acres, more or less.

The above properties to be annexed into the City under the original zoning of Single-Family Residential District (R-1) to be zoned Multi-Family Residential District (RMF-1).

BE IT FURTHER ORDAINED that pursuant to Ala Act 2009-629 this Zoning prior to the effective date of the annexation of the subject property shall be null and void by operation of law unless the described property is annexed within 180 days of the initiation of the annexation proceedings.

DESCRIPTION APPROVED BY:



\_\_\_\_\_  
OFFICE OF URBAN DEVELOPMENT

FUNDING REQUIRED:  Yes  No

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_  
\_\_\_\_\_

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

COUNCIL ACTION

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

APPROVED AS TO FORM

Office of the City Attorney

  
\_\_\_\_\_

Prepared By: JPW III/rd  
Requested: Planning Com/UD Date: 10/21/2024  
Council Presentation on: 11/05/2024  
Suspension of Rules: No

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

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1534

(Approx. 1 acre located at 5126 McFarland Boulevard East—  
Petitioner: Anne Huntsigner)  
(BGO to BH)  
(OCA-24-1587/Z-16-24)

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 part of the Northeast Quarter of the Southeast Quarter of Section 1, Township 22 South, Range 10 West Tuscaloosa County, Alabama, and being more particularly described as follows:

Commence at the Northwest corner of the NE 1/4 of the SE 1/4 of said Section 1; thence run easterly along the north boundary of the NE 1/4 of the SE 1/4 for a distance of 1077.55 feet to a 3/4" iron pipe found marking the Point of Beginning; thence continue easterly along the said north boundary of the NE 1/4 of SE 1/4 for a distance of 188.69 feet to a 3/4" iron pin found, lying on the curving west margin of U.S. Highway No. 82, being a 270 ft. right of way; thence with a deflection angle to the chord of 80 degrees 19 minutes 06 seconds right run southerly along the west margin of said highway for a chord distance of 183.85 feet to a 3/4 rebar said curve having a property line radius of 11197.8 ft. marking the point of tangent of said curve; thence with a deflection angle left of 0 degree 27 minutes 12 seconds run southerly along said west margin of highway for a distance of 47.00 feet to a 3/4" rebar; thence with a deflection right of 103 degrees 40 minutes 50 seconds run westerly for a distance of 211.79 feet to a 1/2 " iron pipe found; thence with a deflection angle right of 82 degrees 03 minutes 18 seconds run northerly for a distance of 215.03 feet to the Point of Beginning forming a closing interior angle left of 85 degrees 36 minutes 02 seconds: Said parcel contains 1.00 acre

The above referenced property is presently zoned General Business-Office District (BGO) to be zoned Highway-Related Commercial District (BH).

DESCRIPTION APPROVED BY:

Emily Hoyer for Z.P.  
OFFICE OF URBAN DEVELOPMENT

FUNDING REQUIRED:  Yes  No

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

COUNCIL ACTION

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

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

AN ORDINANCE REAPPOINTING MEMBERS TO  
THE CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS

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


THAT Zachary Taylor be, and he is hereby reappointed as a member to the Construction Board of Adjustment and Appeals, said term of Mr. Taylor to expire on September 13, 2030. (Reference: Chapter 6, Section 6-30 of the *Code of Tuscaloosa*) and;

THAT Jonathan McLelland be, and he is hereby reappointed as a member to the Construction Board of Adjustment and Appeals, said term of Mr. McLelland to expire on September 13, 2030. (Reference: Chapter 6, Section 6-30 of the *Code of Tuscaloosa*)

Prepared by: City Clerk  
Requested by: City Council  
Agenda: November 5, 2024



APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW III/rd  
Requested: Planning Com/UD Date: 10/21/2024  
Council Presentation on: 11/5/2024  
Suspension of Rules: No

RESOLUTION

RESOLUTION FIXING DAY FOR PUBLIC HEARING TO CONSIDER ADOPTION OF  
AMENDMENT TO THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1532

(Approx. 3.68 acres located at 5921 New Watermelon Road—  
McWrights Ferry Land Co.)  
(R-1 to BN)  
(OCA-24-1563/Z-14-24)

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, December 10, 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.1532 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.

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 10/21/2024

Council Presentation on: 11/5/2024

Suspension of Rules: No

## RESOLUTION

### RESOLUTION FIXING DAY FOR PUBLIC HEARING TO CONSIDER ADOPTION OF AMENDMENT TO THE ZONING ORDINANCE OF TUSCALOOSA AMENDMENT NO. 1533

(Approx. 1.92 acres located at 5921 New Watermelon Road—  
McWrights Ferry Land Co.)  
(R-1 to RMF-1)  
(OCA-24-1564/Z-15-24)

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, December 10, 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.1533 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.

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW III/rd  
Requested: Planning Com/UD Date: 10/21/2024  
Council Presentation on: 11/05/2024  
Suspension of Rules: No

RESOLUTION

RESOLUTION FIXING DAY FOR PUBLIC HEARING TO CONSIDER ADOPTION OF  
AMENDMENT TO THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1534

(Approx. 1 acres located at 5126 McFarland Boulevard East—  
Petitioner: Anne Huntsigner  
(BGO to BH)  
(OCA-24-1587/Z-16-24)

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, December 10, 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. 1534 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:

John H. England, Jr. <i>Substitute Municipal Court Judge on October 25, 2024</i>	\$127.50
Daniel C. Lemley <i>Attorney fee for Client Case #MC-24-001892</i>	\$251.82
Daniel C. Lemley <i>Attorney fee for Client Case #MC-24-002175</i>	\$136.00
Tuscaloosa County Parking and Transit Authority <i>50% and 20% Operating Expenses for the IMF October 2024</i>	\$5,589.05
Account No. 032123 <i>Final Bill Refunds October 2024</i>	\$2,029.37