

# TUSCALOOSA CITY COUNCIL MEETING SYNOPSIS

Tuesday, October 25, 2022

**CONVENED:** 6:00 p.m.

## **MEMBERS PRESENT**

Mayor Walt Maddox

President Pro Tem Tyner

Councilmembers Wilson, Howard, Crow, Busby, Faile, Lanier

## **ABSENT**

None

**BUSINESS CONDUCTED:** All votes are unanimous unless otherwise indicated.

Approved minutes of previous meeting **(Ty/H)**

## **PROCLAMATIONS AND STATEMENTS BY MAYOR AND COUNCIL**

- *Mayor Maddox presented a proclamation to honor and recognize Lieutenant Colonel Robert Haver's service in the Civil Air Patrol.*

## **AGENDA ITEM COMMENTS BY CITIZENS**

*Councilmember Busby announced he would recuse himself from the vote regarding short-term rentals.*

*The following citizens addressed Council regarding short-term rental concerns:*

*Kim Roberts, Richard Henry, Joan Barth, Rob Kemp.*

## **UNFINISHED BUSINESS**

## **CONSENT AGENDA**

Approved items "a through n" on the consent agenda. **(Ty/B)**

- a. Declared property surplus and authorizing its disposal.
- b. Authorized utility account credits; \$6,475.85
- c. Awarded competitive bid(s) for the purchase, etc. of 1 enclosed trailer; McManus Cycle and Trailers; \$36,996.00 (Bid No. 6010-102022-1)
- d. Awarded competitive bid(s) for the purchase, etc. of new meter reading products; United Systems and Software; Various Amounts (Bid No. 9070-102022-01)
- e. Authorized payment to Robert Walls in settlement of a claim; \$639.00 (22-0190)
- f. Authorized payment to James Wilhite Jr. in settlement of a claim; \$1,475.00 (22-0356)

- g. Declared sole source and authorizing purchase from Teleflex Incorporated; \$21,300.00 (A22-1229).
- h. Declared sole source and authorizing contract with Zoll Medical Corporation; \$18,785.00 (A22-1228).
- i. Set December 6 as the date for a public hearing on a proposed vacation of a portion of a public alley (12 ft Alley – Block 5 Sara Heights Subdivision and McGuire Subdivision; The City of Tuscaloosa and Spectrum Properties LLC)
- j. Set December 6 as the date for a public hearing on a proposed vacation of a portion of a public alley (10 ft Alley – Block 5 Sara Heights Subdivision; The City of Tuscaloosa and Allied Realty & Development Inc.)
- k. Set December 6 as the date for a public hearing on a proposed vacation of a portion of a public alley (A portion of 6<sup>th</sup> Street East; Home Plate Investments LLC )
- l. Set December 6 as the date for a public hearing on a proposed vacation of a portion of a public alley (A portion of 28<sup>th</sup> Street; Mooreland Signs Inc.)
- m. Set December 6 as the date for a public hearing on a proposed vacation of a portion of a public alley (A portion of 28<sup>th</sup> Street; Industrial Real Estate LLC)
- n. Set December 6 as the date for a public hearing on a proposed vacation of a portion of a public alley (A portion of 28<sup>th</sup> Street; Benjamin and Leslie Welch)

## **PUBLIC HEARINGS**

Approved a bar/tavern as a conditional use for The Bear Trap at 1137 University Boulevard (A22-1201). **(Ty/W; Emily Hayes with UD- Planning gave a departmental report regarding the proposed conditional use for The Bear Trap. The applicant was present to answer questions from the Council. No one else spoke for or against the conditional use.)**

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

***Councilmember Busby recused himself from the resolution authorizing the suspension of the issuance of short-term rental licenses in the corporate limits.***

***President Pro Tem Tyner made a motion to introduce the resolution authorizing the suspension of the issuance of short-term rental licenses in the corporate limits. Councilmember Wilson seconded the motion.***

***Councilmember Faile made a motion to amend the resolution authorizing the suspension of the issuance of short-term rental licenses in the corporate limits. Councilmember Howard seconded the motion. Mayor Maddox called the roll for a vote. All councilmembers present voted “yes”; no, none. Mayor Maddox announced the result of the vote and declared the resolution amended.***

Authorized the amended resolution authorizing the suspension of the issuance of short-term rental licenses in the corporate limits (A22-1240). **(F/H; B - Recused)**

Approved the downtown/riverfront overlay district permit for 2605 11<sup>th</sup> Street (A22-1124/DROD-06-22). **(W/L)**

Authorized a disbursement from the District 1 Improvements Fund for the Martin Luther King Jr. Elementary Fall Festival; \$300.00 (A22-1246). **(B/Ty)**

Authorized a disbursement from the District 2 Improvements Fund for the Community Policing Event at Stillman College; \$500.00 (A22-1252). **(W/H)**

Authorized a funding agreement with the Tuscaloosa County Park and Recreation Authority; total: not to exceed \$235,000.00 (A22-1242). **(W/C)**

Authorized the Mayor to execute an agreement with the Chamber of Commerce of West Alabama; total: not to exceed \$175,000.00 (A22-1188). **(W/Ty)**

Authorized contract amendment no. 1 to the contract with Ellis Architects, Inc.; total: additional \$10,000.00 (total compensation amount: \$30,000.00) (A20-0188). **(C/W)**

Authorized amendment no. 1 to the Fiscal Year 2023 Water and Sewer Reserve for Future Improvements Fund Budget (A07-0203/A98-0431). **(B/W)**

Authorized an agency funding agreement for the ELEVATE Athletic Excellence Fund; total: \$500,000.00 (A22-0995). **(Ty/W)**

Authorized the Chief Financial Officer to draw drafts for the Downs Improvements Project property acquisitions; total: \$11,994.00 (A20-0982) **(B/L)**

Authorized an agreement with the Tuscaloosa County Tax Assessor's Office for geospatial data and imagery (A22-1241). **(L/Ty)**

Authorized the creation and implementation of the Children's Toys for Parking Tickets Program – Toys for Tots (A22-1204). **(W/C)**

Authorized the Mayor and Police Chief to execute grant participation documents with the Southeast Alabama Highway Safety Office for the Community Traffic Safety Program (A22-1211) **(W/C)**

Authorized a Memorandum of Understanding with Herzing University (A22-1235) **(W/L)**

Authorized the Mayor to execute a right-of-way permit to Knight Sign Industries, Inc. (A22-1245) **(C/W)**

Authorized the execution of agreements and related documents for The Unity Fest 2023 Event (A22-1206). **(L/C)**

Authorized execution of grant agreements for the City's program year 2022 Community Block Grant Program and Home Investment Partnerships Program (A22-1223) **(L/W)**

Authorized the Mayor to execute a certification for the Tuscaloosa Housing Authority in regards to the consistency of the public Housing Authority plan or state consolidated plan and the analysis of impediments to fair housing choice (A22-1236). **(W/L)**

Authorized execution of subrecipient agreements and a memorandum of understanding for the City's 2022 Community Development Block Grant program and Home Investment Partnerships Program (A22-1224) **(W/C)**

## **ORDINANCES AND RESOLUTIONS OF A GENERAL NATURE OR PERMANENT OPERATION**

### **FOR INTRODUCTION**

Introduced Zoning Amendment No. 1487 rezoning approximately 8.94 acres located at 6301 31<sup>st</sup> Street from R-2 & R-3 to ML (22-0369/Z-26-22; Trademark Investments LLC) **(W/L)**

Introduced Zoning Amendment No. 1488 rezoning approximately 3.88 acres located at 3614 68<sup>th</sup> Avenue from BN to R-3 and approximately 7.32 acres at 3614 68<sup>th</sup> Avenue from R-2 to R-3 (A22-0370/Z-28-22; Tom Sims) **(W/Ty)**

### **FOR ADOPTION**

Adopted Ordinance No. 9291 amending Section 2-103(a)(1) of the Code of Tuscaloosa (A22-1237). **(Introduction W/L; unanimous W/Ty)**

Adopted Ordinance No. 9292 authorizing Amendment No.1 to the ELEVATE Tuscaloosa Fund Budget (A22-1038). **(Introduction Ty/L; unanimous Ty/L)**

Set November 22 as the day for a public hearing to consider adoption of Zoning Amendment No. 1487 (22-0369/Z-26-22; Trademark Investments LLC) **(L/W)**

Set November 22 as the day for a public hearing to consider adoption of Zoning Amendment No. 1488 (A22-0370/Z-28-22; Tom Sims) **(W/H)**

Set November 22 as the day for a public hearing to consider approval of Royal Pines Subdivision-Phase IV, a planned unit development (P-09-22/22-0371) **(Ty/W)**

### **AUDITING ACCOUNTS**

Authorized the payment of bills; total: \$2,788.37. **(B/Ty)**

### **OTHER MATTERS BROUGHT BEFORE THE COUNCIL**

*Bill McDaniel and James Mize addressed the Council regarding short-term rentals.*

### **POLICY IMPLEMENTATION BY 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."

**ADJOURNED 6:51 p.m. (Ty/H)**

Brandy P. Johnson  
City Clerk



Following each item of business are the initials of the Councilmember who introduced the item and the Councilmember who seconded the matter: W-Wilson, H-Howard, C-Crow, B-Busby, T-Tyner, F-Faile, L- Lanier. Only "No" votes are distinguished.

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.

TRASH/DUMP/SCRAP

PUBLIC WORKS	
ITEM(S)	CITY ID NO.
1980s Trash Trailer	N/A

Adopted 10/25/22  
(Ty/B-Y)  
BPA  
City Clerk

Requested: Accounting & Finance  
Prepared: Accounting & Finance  
Agenda: 10/25/2022

RESOLUTION

RESOLUTION AUTHORIZING UTILITY ACCOUNT CREDITS

WHEREAS, the individuals and/or businesses listed elsewhere in this resolution requested utility account credits; 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 Superintendent has approved the requested credits.

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

That the Water and Sewer Superintendent be, and he 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 and restricted in Ordinance 2754, and in Section 16-123 of the *Code of Tuscaloosa, Alabama*.

NAME	ADDRESS	CITY STATEZIP	ACCOUNT#	AMT
Earnestine H Brown/Harrison Brown III	3286 Short 17th St	Tuscaloosa, AL 35401	014817-88651	\$282.45
Sherman Thomas	2822 24th St	Tuscaloosa, AL 35401	015844-281875	\$181.81
Earnestine Lockwood	3410 21st St	Tuscaloosa, AL 35401	018146-301807	\$89.15
Joy Locke/Jamia Ricketts	10 Short 24th Ave E	Tuscaloosa, AL 35404	055248-289476	\$171.35
Brandi D Allen/Brandi D Cotton	2519 19th St E	Tuscaloosa, AL 35404	050377-155955	\$428.27
Gregory Williams/Katie Moette Williams	1 Bellview Dr	Tuscaloosa, AL 35405	036918-70289	\$921.37
Mason Wilson	1310 James I Harrison Jr Pkwy, Apt 44	Tuscaloosa, AL 35401	039450-300971	\$107.21
C Delaine Mountain	926 Meadow Ln N	Tuscaloosa, AL 35406	016881-219006	\$1,069.96
Assaia Lynn Shearer	2002 1st Pl E	Tuscaloosa, AL 35404	055166-162587	\$571.90
Andrell Turner	2009 Idlewood Dr	Tuscaloosa, AL 35405	052439-261489	\$530.30
Tonicki Hill-Harshaw	3306 Willow Ridge Ln	Tuscaloosa, AL 35405	052151-200037	\$102.44

TOTAL: **\$6,475.85**  
Prepared: City Clerk  
Requested: UD-Water Business Office  
Agenda: 10-25-2022

Hershel Baynes	4703 Appletree Ln	Tuscaloosa, AL 35405	042592-39254	\$353.12
Melissa Harvey	7130 61st Ave E	Cottondale, AL 35453	042957-220718	\$221.27
Robert K Helms	6803 Emerald Ln	Tuscaloosa, AL 35406	048387-43807	\$201.53
Janice Johnson	5214 Diamond Cir	Tuscaloosa, AL 35405	042130-36456	\$155.84
Mary Ezell	995 Yorkshire St	Tuscaloosa, AL 35406	062205-252330	\$117.44
Jacey Lemonds	432 13th Ct NW	Center Point, AL 35215	027513-283439	\$258.46
Shalonda E Willis	1801 37th St E, Lot 12	Tuscaloosa, AL 35405	039389-235731	\$448.24
Buddy Gaines	1515 Kicker Rd, Apt 814	Tuscaloosa, AL 35404	049978-74791	\$263.74

Adopted 10/25/22  
(Ty/B-y)  
BPT  
City Clerk

**TOTAL: \$6,475.85**  
Prepared: City Clerk  
Requested: UD-Water Business Office  
Agenda: 10-25-2022



RESOLUTION

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

ENCLOSED TRAILER  
BID NO. 6010-102022-1

WHEREAS, heretofore, bids were opened and read for the purchase or lease of the above stated labor, service, work and/or materials, equipment, supplies or other personal property as more particularly stated in the invitation to bid, instruction to bidders and/or specifications of the City of Tuscaloosa, a Municipal Corporation; and,


WHEREAS, the said bids have been analyzed and reviewed by the appropriate department(s) to which the matter was referred by the City Council and recommendations as to award have been made thereon.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that award based upon competitive bid for the following bid items is hereby made to:

McManus Cycle & Trailers

**One (1) Enclosed Trailer                      \$36,996.00**

as the lowest responsible bidders taking into consideration where appropriate the qualities of the commodities, labor, service, etc. as above stated to be supplied or sold, conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable; and the Mayor is authorized to execute appropriate contracts or related documents and the City Clerk is authorized to attest the same.

Adopted 10/25/22  
(Ty/B-Y)  
  
City Clerk

Prepared: Purchasing  
Requested: Purchasing  
Agenda: 10/25/22

RESOLUTION

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

New Meter Reading Products

BID NO. 9070-102022-1

WHEREAS, heretofore, bids were opened and read for the purchase or lease of the above stated labor, service, work and/or materials, equipment, supplies or other personal property as more particularly stated in the invitation to bid, instruction to bidders and/or specifications of the City of Tuscaloosa, a Municipal Corporation; and,

WHEREAS, the said bids have been analyzed and reviewed by the appropriate department(s) to which the matter was referred by the City Council and recommendations as to award have been made thereon.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that award based upon competitive bid for the following bid items is hereby made to:

United Systems & Software

**Bid Schedule 22**

**Various Amounts**

as the lowest responsible bidders taking into consideration where appropriate the qualities of the commodities, labor, service, etc. as above stated to be supplied or sold, conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable; and the Mayor is authorized to execute appropriate contracts or related documents and the City Clerk is authorized to attest the same.

Adopted 10/25/22  
(Ty/B - Y)  
B.P.M.  
City Clerk

Prepared: Purchasing  
Requested: Purchasing  
Agenda: 10/25/22

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: CJE/rd

Requested by: OCA

Council Presentation: 10-25-2022

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT TO  
ROBERT WALLS IN SETTLEMENT OF CLAIM  
(22-0190)

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

That the Chief Financial Officer be, and he is hereby, authorized to draw a draft on the General Fund, and the Mayor and City Clerk are hereby authorized to execute the same, in the amount of \$639.00, payable to Robert Walls, when on or about July 20, 2022, Claimant's parked pick-up truck was damaged by a City garbage truck at 4037 Windermere Drive

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

FUNDING REQUIRED:  Yes  No

10104081-3060

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

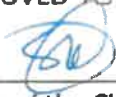
By:

Carly Standridge  
Chief Financial Officer

COUNCIL ACTION

Resolution Adopted 10/25/22  
Ordinance \_\_\_\_\_  
Introduced (TYIB-4)  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading [Signature]  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled City Clerk  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: CE/rd

Requested by: OCA

Council Presentation: 10-25-2022

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT TO  
JAMES WILHITE JR. IN SETTLEMENT OF CLAIM  
(22-0356)

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

That the Chief Financial Officer be, and he is hereby, authorized to draw a draft on the General Fund, and the Mayor and City Clerk are hereby authorized to execute the same, in the amount of \$1,475.00, payable to James Wilhite Jr, when on or about August 25, 2022, a Public Works trailer caused damage to his mailbox and landscaping at 5110 Bluegrass Parkway.

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

FUNDING REQUIRED:  Yes  No

10104081-3060

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

By: Carly Handberg  
Chief Financial Officer

COUNCIL ACTION

Resolution Adopted 10/25/22  
Ordinance \_\_\_\_\_  
Introduced (TY/B-V)  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading BP  
Unanimous BP  
Failed \_\_\_\_\_  
Tabled City Clerk  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SEM  
Requested: TFR Date: 10/25/2022  
Council Presentation: 10/25/2022  
Suspension of Rules: NO

RESOLUTION

RESOLUTION DECLARING SOLE SOURCE AND  
AUTHORIZING PURCHASE FROM TELEFLEX INCORPORATED  
(A22-1229)

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

1. The City Council hereby finds and declares that the contract with TELEFLEX INCORPORATED in the amount of \$21,300.00 to purchase twenty (20) EZ-IO Power Drivers, 33 boxes of various size EZ-IO needles and related equipment for Tuscaloosa Fire Rescue (TFR) Advance Life Support (ALS) Units is exempt from competitive bidding, is required for existing ALS Units to make all TFR ALS equipment interchangeable with existing TFR ALS Units, and meets the requirements of ALA. CODE §41-16-51(a)(13), in that TELEFLEX INCORPORATED is the sole developer, distributor and reseller of the product contemplated in this purchase, as certified by a letter from TELEFLEX INCORPORATED dated February 16, 2022.

2. The Mayor is authorized to execute a contract with TELEFLEX INCORPORATED in the amount of \$21,300.00 to purchase twenty (20) EZ-IO Power Drivers, 33 boxes of various size EZ-IO needles and related equipment for Tuscaloosa Fire Rescue (TFR) Advance Life Support (ALS) Units 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  
20217163-6254

By:   
Chief Financial Officer

COUNCIL ACTION

Resolution Adopted 10/25/22  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed (14/13-4)  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous [Signature]  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: City Clerk

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: SEM

Requested: TFR Date: 10/25/2022

Council Presentation: 10/25/2022

Suspension of Rules: NO

RESOLUTION

RESOLUTION DECLARING SOLE SOURCE AND AUTHORIZING CONTRACT WITH  
ZOLL MEDICAL CORPORATION  
(A22-1228)

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

1. The City Council hereby finds and declares that the contract with ZOLL Medical Corporation in the amount of \$18,785.00 for the purchase of seventeen (17) ResQPUMP ACD-CPR Device and related equipment is exempt from competitive bidding and meets the requirements of ALA. CODE §41-16-51(a)(13), in that ZOLL Medical Corporation is the sole developer, distributor and reseller of the product contemplated in this purchase, as certified by a letter from ZOLL Medical Corporation dated September 20, 2022.
2. The Mayor is authorized to execute a contract with ZOLL Medical Corporation in the amount of \$18,785.00 for a quantity of seventeen (17) ResQPUMP ACD-CPR Device and related equipment 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  
20217163-6254

By:   
Chief Financial Officer

COUNCIL ACTION

Resolution Adopted  
 Ordinance 10/25/22  
 Introduced \_\_\_\_\_  
 Passed (T/B-Y)  
 2<sup>nd</sup> Reading \_\_\_\_\_  
 Unanimous \_\_\_\_\_  
 Failed \_\_\_\_\_  
 Tabled \_\_\_\_\_  
 Amended \_\_\_\_\_  
 Comments: City Clerk

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: TDB

Requested: UD/Legal 10/25/22

Council Presentation: 10/25/22

Suspension of Rules: No

RESOLUTION

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING  
ON A PROPOSED VACATION OF A PORTION  
OF A PUBLIC ALLEY

Vacation of a 12 Foot Alley Block 5 Sara Heights Subdivision and McGuire Subdivision  
(A22-0237)

WHEREAS, The City of Tuscaloosa and Spectrum Properties, LLC, desire to vacate a public alley within the City Limits of the City of Tuscaloosa; and,

WHEREAS, pursuant to ALA. CODE 23-4-20 (1975), the City Council of Tuscaloosa is required to hold a public hearing, notice of which is required by statute, to determine the assent to the vacation of such public streets; and,

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

That a public hearing shall be held on Tuesday, December 6, 2022 at 6:00 p.m., in the Council Chamber of City Hall, to determine the assent to the vacation of a 12 foot alley abutting Lot 1 Block 5 Sara Heights Subdivision as recorded in the Office Probate Judge Tuscaloosa County, Alabama in Plat Book 4 at Page 113 and Lots 12-15 according to McGuire Subdivision, a map or plat of which is recorded in the Probate Office of Tuscaloosa County, Alabama, in plat book 4, at page 26 and described as follows, to-wit:

All of that part of an approximate 12-foot alley abutting Lot 1 in Block 5 according to Sara Heights Subdivision, a map or plat of which is recorded in the Probate Office of Tuscaloosa County, Alabama, in plat book 4, at page 113, and Lots 12-15 according to McGuire Subdivision, a map or plat of which is recorded in the Probate Office of Tuscaloosa County, Alabama, in plat book 4, at page 26. Said alley being approximately 12 feet by 150 feet and containing zero and four tenths (0.040) acres, more or less.

A depiction of said street to be vacated attached hereto

BE IT FURTHER RESOLVED pursuant to Ala. Code §23-4-20 (1975) that the City Clerk is hereby directed to publish this resolution in *The Tuscaloosa News*, a daily newspaper of general circulation once a week for four (4) consecutive weeks prior to said date of December 6, 2022. The City Clerk is also instructed to post a copy of this notice on a bulletin board at the Tuscaloosa County Courthouse. The City Clerk is further instructed to mail a copy of this resolution at least

30 days prior to the scheduled hearing to the address(es) of any of the abutting landowner(s) as set forth in said application unless said landowner waived such notice in said application, as well as to any entity know to have facilities or equipment, including aerial or buried utility lines, within the area proposed to be vacated.

FUNDING REQUIRED:  Yes  No

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

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

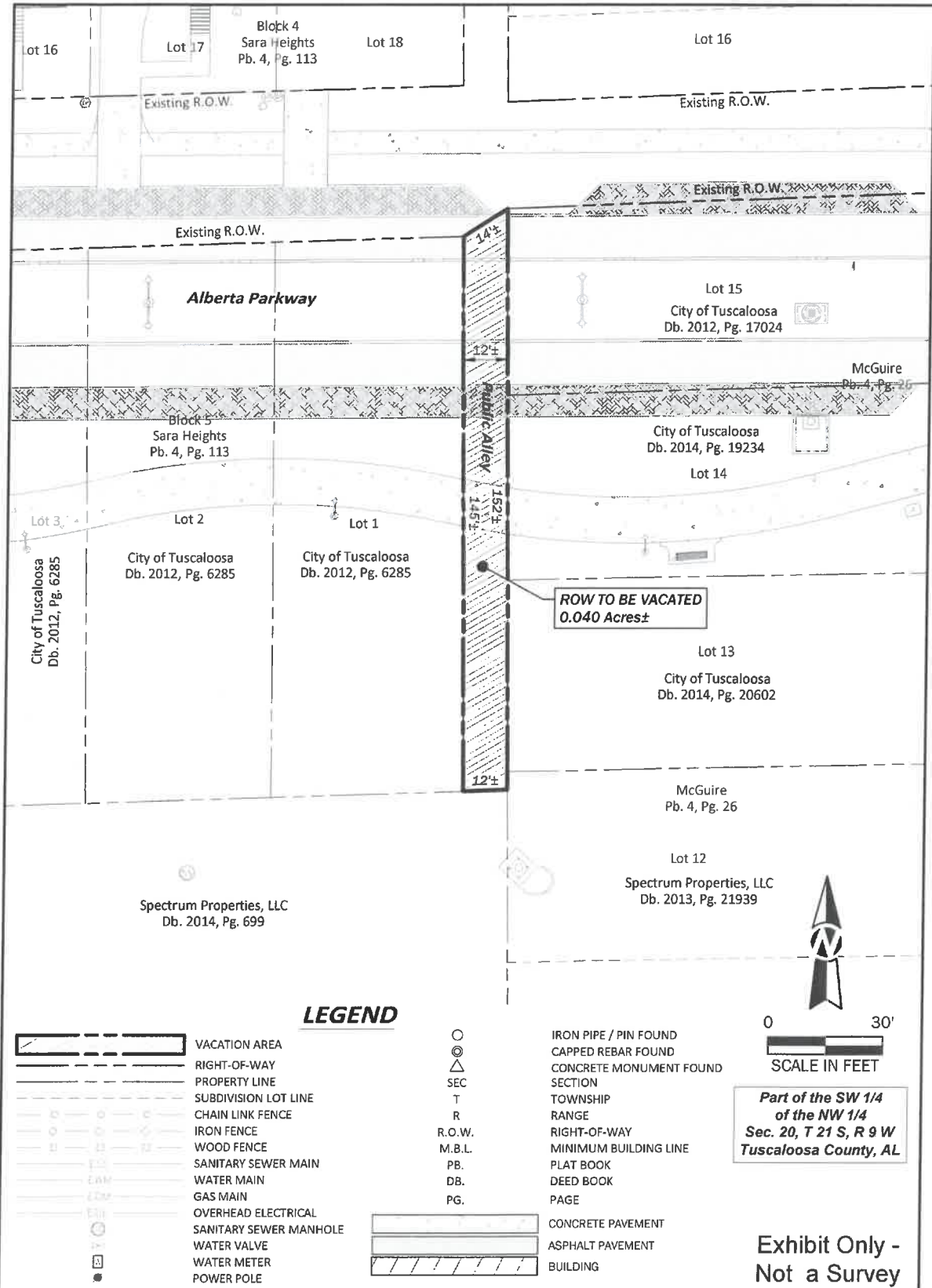
COUNCIL ACTION

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

Adopted 10/25/22  
(Ty/B-y)  
DPA  
City Clerk



# Exhibit "A"



2890 Rice Mine Road NE | Tuscaloosa, AL 35408  
205.561.3778 | www.ttlusa.com

**12' Public Alley  
Right-of-Way Vacation**

City of Tuscaloosa

Tuscaloosa County, Alabama

Sheet Title		
Right-of-Way Vacation Exhibit		
No.	Date	Revision Description

Drawn By: A D I      Checked By: E M H  
Date: 01/23/19      Proj. No.: 14-149  
File Name: 14149\_ROW Vacation.dwg

Sheet No. **1**

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: TDB

Requested: UD/Legal 10/25/22

Council Presentation: 10/25/22

Suspension of Rules: No

RESOLUTION

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING  
ON A PROPOSED VACATION OF A PORTION  
OF A PUBLIC ALLEY

Vacation of a 10 Foot Alley Block 5 Sara Heights Subdivision  
(A22-0237)

WHEREAS, The City of Tuscaloosa and Allied Realty & Development, Inc., desire to vacate a public alley within the City Limits of the City of Tuscaloosa; and,

WHEREAS, pursuant to ALA. CODE 23-4-20 (1975), the City Council of Tuscaloosa is required to hold a public hearing, notice of which is required by statute, to determine the assent to the vacation of such public streets; and,

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

That a public hearing shall be held on Tuesday, December 6, 2022 at 6:00 p.m., in the Council Chamber of City Hall, to determine the assent to the vacation of a 10 foot alley abutting lots 5-9 Block 5 Sara Heights Subdivision as recorded in the Office Probate Judge Tuscaloosa County, Alabama in Plat Book 4 at Page 113 and described as follows, to-wit:

All of that part of an approximate 10-foot alley abutting Lots 5-9 in Block 5 according to Sara Heights Subdivision, a map or plat of which is recorded in the Probate Office of Tuscaloosa County, Alabama, in plat book 4, at page 113, and a parcel of land as recorded in the Probate Office of Tuscaloosa County, Alabama, in deed book 2013, at page 16471. Said alley being approximately 10 feet by 228 feet and containing zero and fifty-five thousandths (0.055) acres, more or less.

A depiction of said street to be vacated attached hereto

BE IT FURTHER RESOLVED pursuant to Ala. Code §23-4-20 (1975) that the City Clerk is hereby directed to publish this resolution in *The Tuscaloosa News*, a daily newspaper of general circulation once a week for four (4) consecutive weeks prior to said date of December 6, 2022. The City Clerk is also instructed to post a copy of this notice on a bulletin board at the Tuscaloosa County Courthouse. The City Clerk is further instructed to mail a copy of this resolution at least 30 days prior to the scheduled hearing to the address(es) of any of the abutting landowner(s) as set forth in said application unless said landowner waived such notice in said application, as well

as to any entity know to have facilities or equipment, including aerial or buried utility lines, within the area proposed to be vacated.

FUNDING REQUIRED:  Yes  No

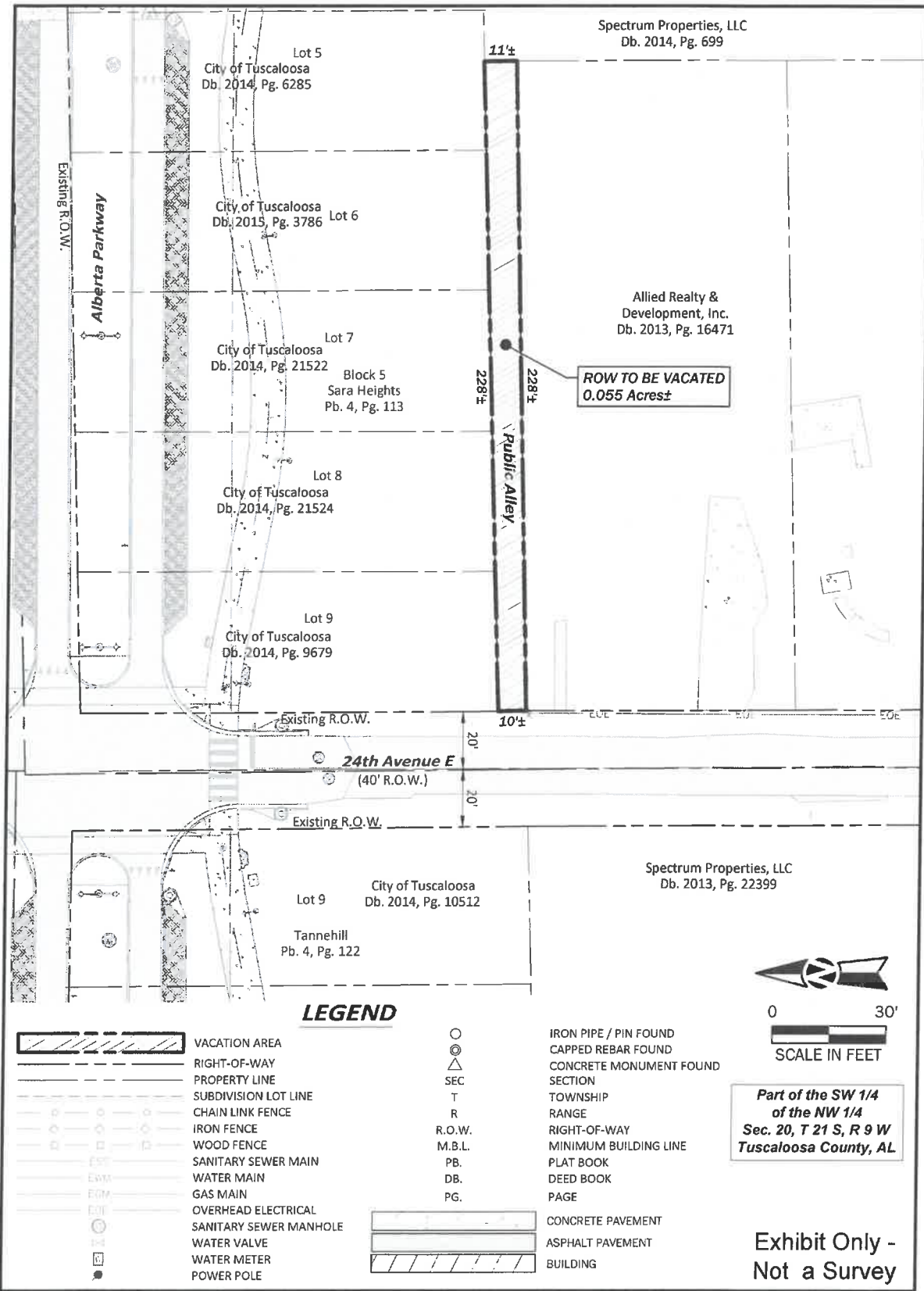
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
By: \_\_\_\_\_

Chief Financial Officer

COUNCIL ACTION

Resolution Adopted 10/25/22  
Ordinance \_\_\_\_\_  
Introduced (TY/B-4)  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous BPA  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: City Clerk

# Exhibit "A"



2890 Rice Mine Road NE | Tuscaloosa, AL 35408  
 205.561.3778 | www.ttlusa.com

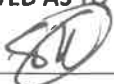
**Public Alley**  
**Right-of-Way Vacation**  
 City of Tuscaloosa  
 Tuscaloosa County, Alabama

Sheet Title		
Right-of-Way Vacation Exhibit		
No.	Date	Revision Description

Drawn By: A D L      Checked By: E M H  
 Date: 01/23/19      Proj. No.: 14-149  
 File Name: 14149.ROW Vacation.dwg

Sheet No. **1**

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: TDB  
Requested: UD/Legal 10/25/22  
Council Presentation: 10/25/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING  
ON A PROPOSED VACATION OF A PORTION  
OF A PUBLIC STREET

Vacation of a Portion of 6<sup>th</sup> Street East  
(A22-0237)

WHEREAS, Home Plate Investments LLC, desires to vacate a portion of a public street within the City Limits of the City of Tuscaloosa; and,

WHEREAS, pursuant to ALA. CODE 23-4-20 (1975), the City Council of Tuscaloosa is required to hold a public hearing, notice of which is required by statute, to determine the assent to the vacation of such public streets; and,

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

That a public hearing shall be held on Tuesday, December 6, 2022 at 6:00 p.m., in the Council Chamber of City Hall, to determine the assent to the vacation of a portion of 6<sup>th</sup> Street East and described as follows, to-wit:

Beginning at an iron pipe at the southeast corner of Lot 1, according to the Resurvey of Lots 41 & 43, Crestview as recorded in Plat Book 2015 at Page 23 in the Probate Office of Tuscaloosa County, Alabama; thence run in a southerly direction for 20.02 feet along the west right-of-way of 26th Avenue East to a set capped rebar; thence turn a deflection angle right of 90 degrees 02' and run in a westerly direction for 139.72 feet to a set capped rebar; thence turn an interior angle left of 90 degrees 57' and run in a northerly direction for 19.74 feet to an iron pipe at the southwest corner of said Lot 1; thence turn an interior angle left of 89 degrees 10' and run in an easterly direction for 140.03 feet along the south line of said Lot 1 to the Point of Beginning. Said described property contains 0.06 acres, more or less and has an interior closing angle of 89 degrees 55'.

A depiction of said street to be vacated attached hereto

BE IT FURTHER RESOLVED pursuant to Ala. Code §23-4-20 (1975) that the City Clerk is hereby directed to publish this resolution in *The Tuscaloosa News*, a daily newspaper of general circulation once a week for four (4) consecutive weeks prior to said date of December 6, 2022. The City Clerk is also instructed to post a copy of this notice on a bulletin board at the Tuscaloosa County Courthouse. The City Clerk is further instructed to mail a copy of this resolution at least 30 days prior to the scheduled hearing to the address(es) of any of the abutting landowner(s) as set forth in said application unless said landowner waived such notice in said application, as well as to any entity know to have facilities or equipment, including aerial or buried utility lines, within the area proposed to be vacated.

FUNDING REQUIRED:  Yes  No

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

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

COUNCIL ACTION

Resolution Adopted 10/25/22  
Ordinance \_\_\_\_\_  
Introduced (TY 13-4)  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous [Signature]  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: City Clerk

**ALIS AUTERY**  
 & E  
 LAND SURVEYING & ENGINEERING, LLC  
 TUSCALOOSA, AL 35406

1470 NORTHBANK PARKWAY  
 SUITE 161  
 TUSCALOOSA, AL 35406

PHONE: (205) 333-2477  
 DATE SURVEYED: 08/02/2022  
 EMAIL: jautery@alisurvey.com

SCALE: 1"=20'  
 PAGE: 1 OF 1  
 JOB NO.: LOT1R

N  
 SPC-AL WEST  
 (GRID NORTH)

**LEGEND**

- (S) SURVEY DIMENSION
- FOUND IRON PIPE
- SET CAPPED REBAR  
 (AUTERY PLS 26279)

LOT 1  
 RESURVEY OF LOTS 41&43  
 CRESTVIEW  
 P.B. 2015, P. 23

**0.06 Acres ±**

RESURVEY OF LOTS 41&43  
 CRESTVIEW  
 P.B. 2015, P. 23

LOT 39

I hereby state this all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards Of Practice For Surveying in the State of Alabama to the best of my knowledge, information and belief of the property shown hereon.

GIVEN UNDER MY HAND AND SEAL, this the 23rd day of August, 2022.

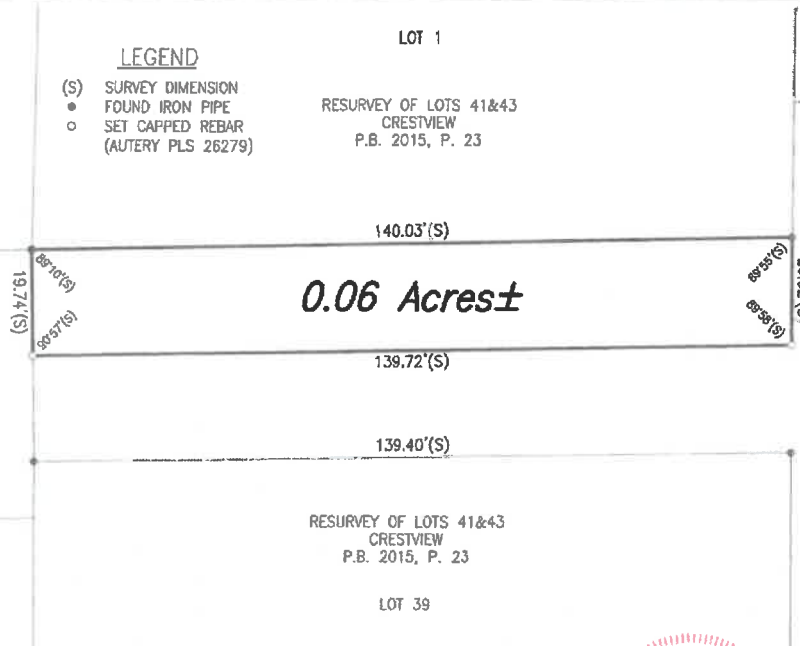
*L. J. Autery*  
 Lonnie J. Autery, PE, PLS  
 License No. Professional Land Surveyor No. 26279




N1/2 OF NW1/4  
 SEC. 20, T21S, R9W  
 TUSCALOOSA COUNTY, AL

26th Avenue East

6th Street E



APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: TDB  
Requested: UD/Legal 10/25/22  
Council Presentation: 10/25/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING  
ON A PROPOSED VACATION OF A PORTION  
OF A PUBLIC STREET

Vacation of a Portion of 28<sup>th</sup> Street  
(A22-1065)

WHEREAS, Mooreland Signs, Inc., desire to vacate a portion of a public street within the City Limits of the City of Tuscaloosa; and,

WHEREAS, pursuant to ALA. CODE 23-4-20 (1975), the City Council of Tuscaloosa is required to hold a public hearing, notice of which is required by statute, to determine the assent to the vacation of such public streets; and,

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

That a public hearing shall be held on Tuesday, December 6, 2022 at 6:00 p.m., in the Council Chamber of City Hall, to determine the assent to the vacation of a portion of 28<sup>th</sup> Street and described as follows, to-wit:

As the Point of Beginning start at the southwest corner of Block 752, T.C.I.L. as recorded in Plat Book 4, at Page 24 in the Probate Office of Tuscaloosa County, Alabama; thence run in an easterly direction and along the south line of Block 752 of said T.C.I.L. to the intersection of said south line and the southwest right-of-way of I-359; thence run in a southeasterly direction and along said southwest right-of-way to the intersection of said right-of-way and the centerline of said 28th Street; thence run in a westerly direction and along the centerline of the said 28th street and parallel to the south line of the said Block 752 to the southerly prolongation of said Block 752 also being the east right-of-way of Southside Drive; thence run in a northerly direction and along said prolongation of Block 752 and also being the east right-of-way of Southside Drive to the Point of Beginning.

Said portion of Right-of-Way contains 0.10 acres more or less.

A depiction of said street to be vacated attached hereto



BE IT FURTHER RESOLVED pursuant to Ala. Code §23-4-20 (1975) that the City Clerk is hereby directed to publish this resolution in *The Tuscaloosa News*, a daily newspaper of general circulation once a week for four (4) consecutive weeks prior to said date of December 6, 2022. The City Clerk is also instructed to post a copy of this notice on a bulletin board at the Tuscaloosa County Courthouse. The City Clerk is further instructed to mail a copy of this resolution at least 30 days prior to the scheduled hearing to the address(es) of any of the abutting landowner(s) as set forth in said application unless said landowner waived such notice in said application, as well as to any entity know to have facilities or equipment, including aerial or buried utility lines, within the area proposed to be vacated.

FUNDING REQUIRED:  Yes  No

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

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

COUNCIL ACTION

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

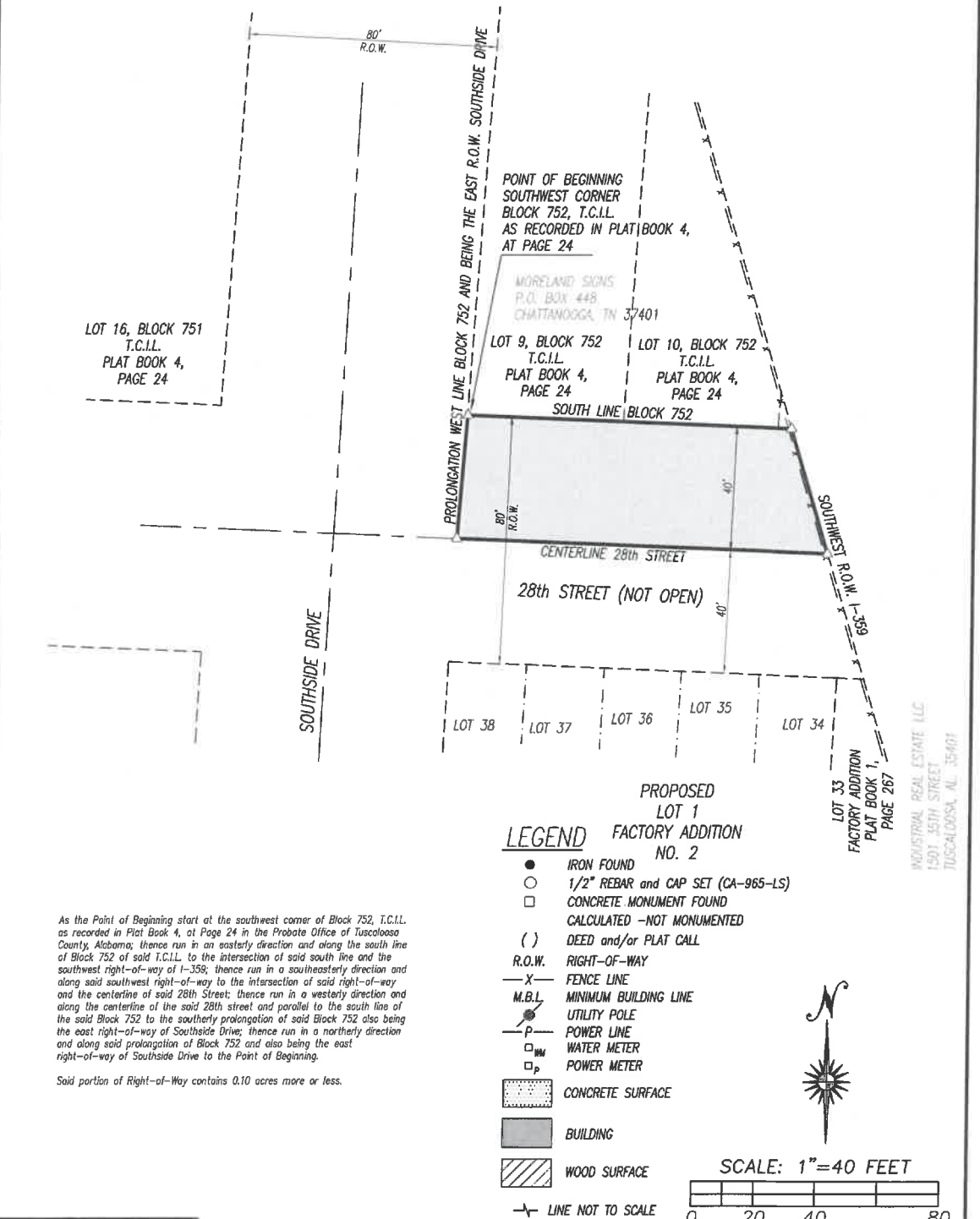
Adopted 10/05/22  
(TY/B-Y)  
BJD  
City Clerk

A VACATION OF A PORTION OF 28th STREET (T.C.I.L. BOOK 4, PAGE 24)  
 MORELAND SIGNS, OWNER  
 0.10 ACRES, MORE OR LESS  
 NOT ALL IMPROVEMENTS SHOWN

ADDRESS:  
 SOUTHSIDE DRIVE AND 28th STREET  
 TUSCALOOSA, ALABAMA

**SURVEYOR'S NOTES:**

1. No title search of the Public Records has been performed by this firm, and lands shown hereon were not abstracted for easements and/or rights-of-way, recorded or unrecorded.
2. The parcel shown hereon may be subject to setbacks, easements, zoning, and restrictions that may be found in the Public Records of said County.
3. Underground portions of foundations, footings, or other structures, including drainage structures, sewers and other utilities, were not located unless otherwise noted.
4. Map for vacation only. Not a survey.



As the Point of Beginning start at the southwest corner of Block 752, T.C.I.L. as recorded in Plat Book 4, at Page 24 in the Probate Office of Tuscaloosa County, Alabama; thence run in an easterly direction and along the south line of Block 752 of said T.C.I.L. to the intersection of said south line and the southwest right-of-way of I-359; thence run in a southeasterly direction and along said southwest right-of-way to the intersection of said right-of-way and the centerline of said 28th Street; thence run in a westerly direction and along the centerline of the said 28th street and parallel to the south line of the said Block 752 to the southerly prolongation of said Block 752 also being the east right-of-way of Southside Drive; thence run in a northerly direction and along said prolongation of Block 752 and also being the east right-of-way of Southside Drive to the Point of Beginning.

Said portion of Right-of-Way contains 0.10 acres more or less.

NOT VALID UNLESS STAMPED IN RED  
 MAP ONLY, NOT A SURVEY


BASIS OF MAP (NOT A SURVEY) - GRID NORTH - ALABAMA WEST ZONE.

	Drawn By S.M.B.	Appd. By M.M.M.	Surveyed By N/A	Field Work N/A	Date 07/21/2022
	Scale 1" = 40'	Source of Information DB 2015, PG 3985	Map Type VACATION	Drawing No. Moreland Vac	Job No. 2205-049

**Montgomery and Hinkle, inc.**  
 Professional Land Surveyors  
 marty@mhsurvey.com

203 Hargrove Road East  
 Tuscaloosa, Alabama 35401  
 OFFICE: 205-248-7396  
 FAX: 205-248-7398

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: TDB  
Requested: UD/Legal 10/25/22  
Council Presentation: 10/25/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING  
ON A PROPOSED VACATION OF A PORTION  
OF A PUBLIC STREET

Vacation of a Portion of 28<sup>th</sup> Street  
(A22-1063)

WHEREAS, Industrial Real Estate, LLC, desire to vacate a portion of a public street within the City Limits of the City of Tuscaloosa; and,

WHEREAS, pursuant to ALA. CODE 23-4-20 (1975), the City Council of Tuscaloosa is required to hold a public hearing, notice of which is required by statute, to determine the assent to the vacation of such public streets; and,

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

That a public hearing shall be held on Tuesday, December 6, 2022 at 6:00 p.m., in the Council Chamber of City Hall, to determine the assent to the vacation of a portion of 28<sup>th</sup> Street and described as follows, to-wit:

As the Point of Beginning start at the northwest corner of Lot 33, Factory Addition as recorded in Plat Book 1, at Page 267 in the Probate Office of Tuscaloosa County, Alabama; thence run in an easterly direction and along the north line of 33 of said Factory Addition to the intersection of said north line and the southwest right-of-way of I-359; thence run in a northwesterly direction and along said southwest right-of-way to the intersection of said right-of-way a prolongation of the west line of the said Lot 33 thence run in a southerly direction and along said prolongation of Lot 33 to the Point of Beginning.

Said portion of Right-of-Way contains 0.0024 acres more or less.

A depiction of said street to be vacated attached hereto

BE IT FURTHER RESOLVED pursuant to Ala. Code §23-4-20 (1975) that the City Clerk is hereby directed to publish this resolution in *The Tuscaloosa News*, a daily newspaper of general circulation once a week for four (4) consecutive weeks prior to said date of December 6, 2022. The City Clerk is also instructed to post a copy of this notice on a bulletin board at the Tuscaloosa

A VACATION OF A PORTION OF 28th STREET (FACTORY ADDITION PLAT BOOK 1, PAGE 267)  
 INDUSTRIAL REAL ESTATE LLC, OWNER  
 0.0024 ACRES, MORE OR LESS  
 NOT ALL IMPROVEMENTS SHOWN

ADDRESS:  
 SOUTHSIDE DRIVE AND 28th STEEET  
 TUSCALOOSA, ALABAMA

**SURVEYOR'S NOTES:**

1. No title search of the Public Records has been performed by this firm, and lands shown hereon were not abstracted for easements and/or rights-of-way, recorded or unrecorded.
2. The parcel shown hereon may be subject to setbacks, easements, zoning, and restrictions that may be found in the Public Records of said County.
3. Underground portions of foundations, footings, or other structures, including drainage structures, sewers and other utilities, were not located unless otherwise noted.
4. Map for vacation only. Not a survey.

28th STREET (NOT OPEN)

PROPOSED  
 LOT 1  
 FACTORY ADDITION  
 NO. 2

POINT OF BEGINNING  
 NORTHWEST CORNER  
 LOT 38, FACTORY ADDITION  
 AS RECORDED IN PLAT BOOK 1,  
 AT PAGE 267

LOT 34

NORTH LINE LOT 33

LOT 33  
 FACTORY ADDITION  
 PLAT BOOK 1,  
 PAGE 267

INDUSTRIAL REAL ESTATE LLC  
 1501 35TH STREET  
 TUSCALOOSA, AL 35401

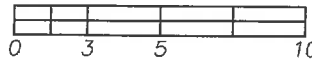
**LEGEND**

- IRON FOUND
- 1/2" REBAR and CAP SET (CA-965-LS)
- CONCRETE MONUMENT FOUND
- △ CALCULATED --NOT MONUMENTED
- ( ) DEED and/or PLAT CALL
- R.O.W. RIGHT-OF-WAY
- X- FENCE LINE
- M.B.L. MINIMUM BUILDING LINE
- ⊙ UTILITY POLE
- P- POWER LINE
- <sub>WM</sub> WATER METER
- <sub>P</sub> POWER METER
- ▨ CONCRETE SURFACE
- BUILDING
- ▩ WOOD SURFACE

- - - LINE NOT TO SCALE



SCALE: 1"=5 FEET



As the Point of Beginning start at the northwest corner of Lot 33, Factory Addition as recorded in Plat Book 1, at Page 267 in the Probate Office of Tuscaloosa County, Alabama; thence run in an easterly direction and along the north line of 33 of said Factory Addition to the intersection of said north line and the southwest right-of-way of 1-359; thence run in a northwesterly direction and along said southwest right-of-way to the intersection of said right-of-way a prolongation of the west line of the said Lot 33 thence run in a southerly direction and along said prolongation of Lot 33 to the Point of Beginning.

Said portion of Right-of-Way contains 0.0024plo acres more or less.

BASIS OF SURVEY - GRID NORTH - ALABAMA WEST ZONE.

NOT VALID UNLESS STAMPED IN RED

	Drawn By S.M.B.	Appd. By M.M.M.	Surveyed By N/A	Field Work N/A	Date 07/21/2022
	Scale 1" = 5'	Source of Information DB 2013, PG 188?	Map Type VACATION	Drawing No. Indus Real Est	Job No. 2205-049

Montgomery and Hinkle, inc.  
 Professional Land Surveyors  
 marty@mhissurvey.com

203 Hargrove Road East  
 Tuscaloosa, Alabama 35401  
 OFFICE: 205-248-7396  
 FAX: 205-248-7398

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: TDB

Requested: UD/Legal 10/25/22

Council Presentation: 10/25/22

Suspension of Rules: No

RESOLUTION

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING  
ON A PROPOSED VACATION OF A PORTION  
OF A PUBLIC STREET

Vacation of a Portion of 28<sup>th</sup> Street  
(A22-1064)

WHEREAS, Benjamin Welch and Leslie Welch, desire to vacate a portion of a public street within the City Limits of the City of Tuscaloosa; and,

WHEREAS, pursuant to ALA. CODE 23-4-20 (1975), the City Council of Tuscaloosa is required to hold a public hearing, notice of which is required by statute, to determine the assent to the vacation of such public streets; and,

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

That a public hearing shall be held on Tuesday, December 6, 2022 at 6:00 p.m., in the Council Chamber of City Hall, to determine the assent to the vacation of a portion of 28<sup>th</sup> Street and described as follows, to-wit:

As the Point of Beginning start at the northwest corner of Lot 38, Factory Addition as recorded in Plat Book 1, at Page 267 in the Probate Office of Tuscaloosa County, Alabama; thence run in an easterly direction and along the north line of Lots 38 thru 34 of said Factory Addition to the northeast corner of said Lot 34; thence run in a northerly direction and in a prolongation of the east line of the said Lot 34 to the intersection of said east line and the southwest right-of-way of I-359; thence run in a northwesterly direction and along said southwest right-of-way to the intersection of said right-of-way and the centerline of said 28th Street; thence run in a westerly direction and along the centerline of the said 28th street and parallel to the north line of the said Lots 38 thru 34 to the northerly prolongation of said Lot 38 also being the east right-of-way of Southside Drive; thence run in a southerly direction and along said prolongation of Lot 38 and also being the east right-of-way of Southside Drive to the Point of Beginning.

Said portion of Right-of-Way contains 0.11 acres more or less.

A depiction of said street to be vacated attached hereto

BE IT FURTHER RESOLVED pursuant to Ala. Code §23-4-20 (1975) that the City Clerk is hereby directed to publish this resolution in *The Tuscaloosa News*, a daily newspaper of general circulation once a week for four (4) consecutive weeks prior to said date of December 6, 2022. The City Clerk is also instructed to post a copy of this notice on a bulletin board at the Tuscaloosa County Courthouse. The City Clerk is further instructed to mail a copy of this resolution at least 30 days prior to the scheduled hearing to the address(es) of any of the abutting landowner(s) as set forth in said application unless said landowner waived such notice in said application, as well as to any entity know to have facilities or equipment, including aerial or buried utility lines, within the area proposed to be vacated.

FUNDING REQUIRED:  Yes  No

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

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

COUNCIL ACTION

Resolution Adopted 10/25/22  
Ordinance \_\_\_\_\_  
Introduced (Ty/B-y)  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous [Signature]  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: City Clerk

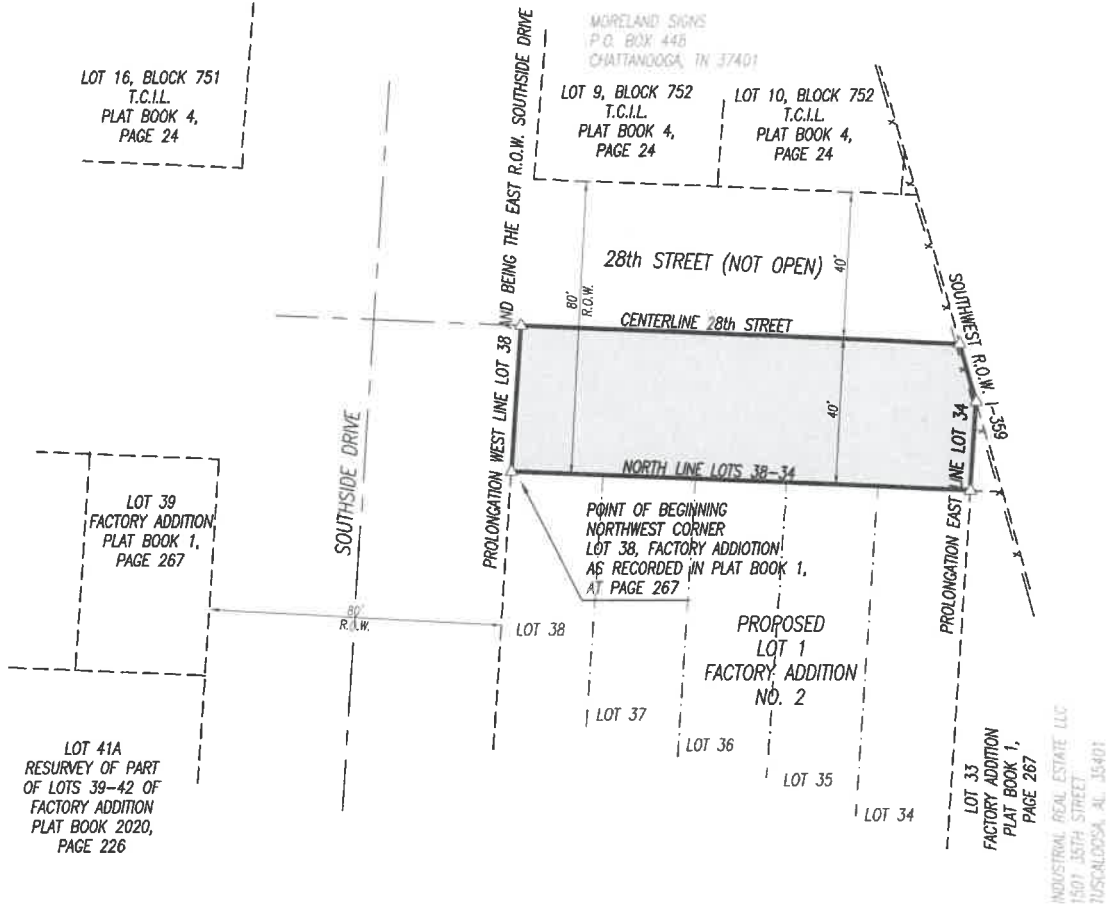
A VACATION OF A PORTION OF 28th STREET (FACTORY ADDITION PLAT BOOK 1, PAGE 267)

BENJAMIN WELCH, OWNER  
0.11 ACRES, MORE OR LESS  
NOT ALL IMPROVEMENTS SHOWN

ADDRESS:  
SOUTHSIDE DRIVE AND 28th STEEET  
TUSCALOOSA, ALABAMA

**SURVEYOR'S NOTES:**

1. No title search of the Public Records has been performed by this firm, and lands shown hereon were not abstracted for easements and/or rights-of-way, recorded or unrecorded.
2. The parcel shown hereon may be subject to setbacks, easements, zoning, and restrictions that may be found in the Public Records of said County.
3. Underground portions of foundations, footings, or other structures, including drainage structures, sewers and other utilities, were not located unless otherwise noted.
4. Map for vacation only. Not a survey.



As the Point of Beginning start at the northwest corner of Lot 38, Factory Addition as recorded in Plat Book 1, at Page 267 in the Probate Office of Tuscaloosa County, Alabama; thence run in an easterly direction and along the north line of Lots 38 thru 34 of said Factory Addition to the northeast corner of said Lot 34; thence run in a northerly direction and in a prolongation of the east line of the said Lot 34 to the intersection of said east line and the southwest right-of-way of 1-359; thence run in a northwesterly direction and along said southwest right-of-way to the intersection of said right-of-way and the centerline of said 28th Street; thence run in a westerly direction and along the centerline of the said 28th street and parallel to the north line of the said Lots 38 thru 34 to the northerly prolongation of said Lot 38 also being the east right-of-way of Southside Drive; thence run in a southerly direction and along said prolongation of Lot 38 and also being the east right-of-way of Southside Drive to the Point of Beginning.

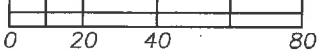
Said portion of Right-of-Way contains 0.11 acres more or less.

**LEGEND**

- IRON FOUND
- 1/2" REBAR and CAP SET (CA-965-LS)
- CONCRETE MONUMENT FOUND
- CALCULATED -NOT MONUMENTED
- ( ) DEED and/or PLAT CALL
- R.O.W. RIGHT-OF-WAY
- X- FENCE LINE
- M.B.L. MINIMUM BUILDING LINE
- UTILITY POLE
- P- POWER LINE
- WATER METER
- POWER METER
- ▨ CONCRETE SURFACE
- BUILDING
- ▨ WOOD SURFACE
- LINE NOT TO SCALE



SCALE: 1"=40 FEET



NOT VALID UNLESS STAMPED IN RED  
MAP ONLY, NOT A SURVEY

BASIS OF MAP (NOT A SURVEY) - GRID NORTH - ALABAMA WEST ZONE.

	Drawn By S.M.B.	Appd. By M.M.M.	Surveyed By N/A	Field Work N/A	Date 07/05/2022
	Scale 1" = 40'	Source of Information DB 2022, PG 1490	Map Type VACATION	Drawing No. 2205-049 Vac	Job No. 2205-049

**Montgomery and Hinkle, inc.**  
Professional Land Surveyors  
marty@mhisurvey.com

203 Hargrove Road East  
Tuscaloosa, Alabama 35401  
OFFICE: 205-248-7396  
FAX: 205-248-7398

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: JPW III

Requested: UD/Planning

Presentation on: 10-25-2022

Suspension of Rules: No

RESOLUTION

RESOLUTION APPROVING A BAR/TAVERN AS A CONDITIONAL USE  
FOR THE BEAR TRAP 1137 UNIVERSITY BOULEVARD  
(A22-1201)

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

WHEREAS, The Bear Trap has submitted an application for approval of a bar/tavern as a conditional use located at 1137 University Boulevard, Tuscaloosa, Alabama; and,

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the application submitted by The Bear Trap for approval of a bar/tavern as a conditional use located at 1137 University Boulevard, Tuscaloosa, Alabama is hereby approved.

FUNDING REQUIRED:  Yes  No

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

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

COUNCIL ACTION

Resolution Adopted 10/25/22  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed (T/W-Y)  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: City Clerk



APPROVED AS TO FORM



Office of the City Attorney

Prepared By: SBH  
Requested: Admin Date: 10/18/2022  
Council Presentation: 10/25/2022  
Suspension of Rules: No

~~RESOLUTION~~

Please see amended resolution

RESOLUTION EXPRESSING SUPPORT FOR SHORT-TERM RENTAL OF RESIDENTIAL PROPERTY AND  
SUSPENDING THE ISSUANCE OF ADDITIONAL SHORT-TERM RENTAL LICENSES  
(A22-1240)

WHEREAS the City Council passed an ordinance to legalize and regulate the short-term rental of dwellings in 2017 limited to tourist overlay districts established around Lake Tuscaloosa and in the downtown/campus area;

WHEREAS after a year of monitoring short-term rentals, Council passed amendments to the City's short-term Rental regulations in May 2018 to allow an increase in the number of properties eligible for short-term rental in the established tourist overlay districts;

WHEREAS after an additional year of monitoring the growth of short-term rentals in Tuscaloosa, and following vocal demand, Council further amended the City's short-term rental regulations in May 2019 to maintain or expand existing rights in the downtown/campus area and allow short-term rental of dwellings citywide pursuant to an application for a special exception to the Zoning Board of Adjustment;

WHEREAS the City's short-term rental regulations have allowed additional tourists to spend time in Tuscaloosa, especially during peak demand times, and have provided additional revenue to both Tuscaloosa citizens and the City of Tuscaloosa;

WHEREAS the explosive growth of short-term rentals following the 2019 amendments threatens the City's traditional neighborhoods and has placed increased demand on the Zoning Board of Adjustment;

WHEREAS Framework, the City's Comprehensive Plan, adopted in February 2021 notes that it is likely that the uptick in seasonal, recreational, or occasional-use housing is having an impact on the types of housing being produced in Tuscaloosa, reducing the number of units for sale and rent to households looking for permanent housing, with a study showing that nearly 19% of the city's total housing stock is this type of housing; and,

WHEREAS the City Council desires to give City Staff time to study the current concerns of Council, citizens, and the Zoning Board of Adjustment prior to the issuance of additional short-term rental licenses.

NOW THEREFORE BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the City supports a continued legal and regulated use of dwellings for short-term rental;

AND BE IT FURTHER RESOLVED THAT THE TUSCALOOSA CITY COUNCIL desires City Staff to propose amendments to current regulations to strengthen protections on neighborhoods and reduce the burden on the Zoning Board of Adjustment; and,

LET IT FINALLY BE RESOLVED that the issuance of new short-term rental licenses within the corporate limits shall be suspended and no new applications accepted effective immediately through January 31, 2023, unless further extended by this body. Applications made prior to this resolution must complete the licensing process within 30 days.

FUNDING REQUIRED:  Yes  No  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION  
Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended 10-25-22  
Comments: \_\_\_\_\_

( F/H ; B-reused )



APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SBH  
Requested: Admin Date: 10/18/2022  
Council Presentation: 10/25/2022  
Suspension of Rules: No

AMENDED

RESOLUTION

RESOLUTION EXPRESSING SUPPORT FOR SHORT-TERM RENTAL OF RESIDENTIAL PROPERTY AND  
SUSPENDING THE ISSUANCE OF ADDITIONAL SHORT-TERM RENTAL LICENSES  
(A22-1240)

WHEREAS the City Council passed an ordinance to legalize and regulate the short-term rental of dwellings in 2017 limited to tourist overlay districts established around Lake Tuscaloosa and in the downtown/campus area;

WHEREAS after a year of monitoring short-term rentals, Council passed amendments to the City's short-term Rental regulations in May 2018 to allow an increase in the number of properties eligible for short-term rental in the established tourist overlay districts;

WHEREAS after an additional year of monitoring the growth of short-term rentals in Tuscaloosa, and following vocal demand, Council further amended the City's short-term rental regulations in May 2019 to maintain or expand existing rights in the downtown/campus area and allow short-term rental of dwellings citywide pursuant to an application for a special exception to the Zoning Board of Adjustment;

WHEREAS the City's short-term rental regulations have allowed additional tourists to spend time in Tuscaloosa, especially during peak demand times, and have provided additional revenue to both Tuscaloosa citizens and the City of Tuscaloosa;

WHEREAS the explosive growth of short-term rentals following the 2019 amendments threatens the City's traditional neighborhoods and has placed increased demand on the Zoning Board of Adjustment;

WHEREAS Framework, the City's Comprehensive Plan, adopted in February 2021 notes that it is likely that the uptick in seasonal, recreational, or occasional-use housing is having an impact on the types of housing being produced in Tuscaloosa, reducing the number of units for sale and rent to households looking for permanent housing, with a study showing that nearly 19% of the city's total housing stock is this type of housing; and,

WHEREAS the City Council desires to give City Staff time to study the current concerns of Council, citizens, and the Zoning Board of Adjustment prior to the issuance of additional short-term rental licenses.

NOW THEREFORE BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the City supports a continued legal and regulated use of dwellings for short-term rental;

AND BE IT FURTHER RESOLVED THAT THE TUSCALOOSA CITY COUNCIL desires City Staff to propose amendments to current regulations to strengthen protections on neighborhoods and reduce the burden on the Zoning Board of Adjustment; and,

LET IT FINALLY BE RESOLVED that the issuance of short-term rental licenses at new addresses within the corporate limits shall be suspended and no new applications accepted effective immediately through January 31, 2023, unless further extended by this body. Applications made prior to this resolution must complete the licensing process within 30 days.

FUNDING REQUIRED:  Yes  No

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

By: \_\_\_\_\_

Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous (F/A-y; B-reused)  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_



APPROVED AS TO FORM

Office of the City Attorney

Prepared By: JPW III

Requested: Admin. Comm Date: 10-18-2022

Presentation on: 10-25-2022

Suspension of Rules: No

RESOLUTION

RESOLUTION APPROVING DOWNTOWN/RIVERFRONT  
OVERLAY DISTRICT PERMIT FOR 2605 11<sup>th</sup> STREET  
(A22-1124/DR0D-06-22)

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, Hien Atkins, LLC 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 September, 1 2022 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 September 19, 2022 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 amended application submitted by, Hien Atkins, LLC, Case # DROD-06-22, for a Downtown/Riverfront Overlay Permit for major construction for 2605 11<sup>th</sup> 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".

Adopted 10-25-22 (w/l-y)

*[Handwritten Signature]*  
City Clerk

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SBH/cr  
Requested: Finance Date: 10/25/22  
Council Presentation: 10/25/22  
Suspension of Rules: NO

**RESOLUTION**

RESOLUTION AUTHORIZING DISBURSEMENT FROM DISTRICT 1 IMPROVEMENT FUNDS FOR  
MARTIN L. KING JR. ELEMENTARY FALL FESTIVAL  
(A22-1246)

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


That the Councilmember for Tuscaloosa City Council District 1 has requested that the amount of \$300.00 be designated to Martin L. King Jr. Elementary Fall Festival, from District 1 Improvement Fund, by, and as an act for, and on behalf of the City of Tuscaloosa.

FUNDING REQUIRED:  Yes  No  
10104050-99901

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

By:   
Chief Financial Officer

**COUNCIL ACTION**

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading (B/Ty-y)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: 

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: SBH/cr

Requested: Finance Date: 10/25/22

Council Presentation: 10/25/22

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING DISBURSEMENT FROM DISTRICT 2 IMPROVEMENT FUNDS FOR THE  
COMMUNITY POLICING EVENT AT STILLMAN COLLEGE  
(A22-1252)

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

That the Councilmember for Tuscaloosa City Council District 2 has requested the amount to not exceed \$500.00 be designated for the Community Policing event at Stillman College, for District 2 Improvement Fund, by, and as an act for, and on behalf of the City of Tuscaloosa.

FUNDING REQUIRED:  Yes  No

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

By: Carly Anderson  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Introduced \_\_\_\_\_

Passed 10-25-22

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

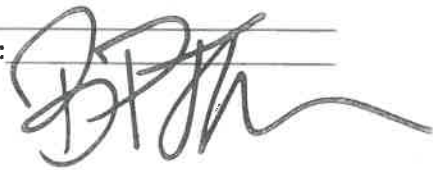
Unanimous (W/H-y)

Failed \_\_\_\_\_

Tabled \_\_\_\_\_

Amended \_\_\_\_\_

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



APPROVED AS TO FORM



Office of the City Attorney

Prepared By: SEM/fb

Requested: Finance Comte Date: 10/18/2022

Council Presentation: 10/25/2022

Suspension of Rules: No

SUBSTITUTE

RESOLUTION

RESOLUTION AUTHORIZING A FUNDING AGREEMENT  
WITH THE PARA FOUNDATION  
(A22-1242)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Mayor be, and is hereby, authorized to execute a funding agreement with the PARA Foundation for the capital improvements to Bowers Park for the Dixie Youth World Series Tournament in an amount not to exceed \$235,000.00, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No

2214010-23517

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

By: \_\_\_\_\_

Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Introduced \_\_\_\_\_

Passed 10-25-22

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

Unanimous (W/C-Y)

Failed \_\_\_\_\_

Tabled \_\_\_\_\_

Amended \_\_\_\_\_

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





APPROVED AS TO FORM

SL  
Office of the City Attorney

Prepared By: SEM/lh  
Requested: Finance Comte Date: 10/18/2022  
Council Presentation: 10/25/2022  
Suspension of Rules: No

~~RESOLUTION~~

*Please see substitute*

RESOLUTION AUTHORIZING FUNDING AGREEMENT WITH  
TUSCALOOSA COUNTY PARK AND RECREATION AUTHORITY  
(A22-1242)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Mayor be, and is hereby, authorized to execute a funding agreement with the Tuscaloosa County Park and Recreation Authority for the capital improvements to Bowers Park for the Dixie Youth World Series Tournament in an amount not to exceed \$235,000.00, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No  
22914010-23517 \_\_\_\_\_

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

By: Carly Standley  
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: OTO/hh  
Requested: Finance Date: 10/11/22  
Council Presentation: 10/25/2022  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING MAYOR TO EXECUTE AN AGREEMENT  
WITH THE CHAMBER OF COMMERCE OF WEST ALABAMA  
(A22-1188)


BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Mayor be, and is hereby, authorized to execute an agreement with the Chamber of Commerce of West Alabama to provide professional consulting and related services for economic development in the amount not to exceed \$175,000.00, from October, 2022 to September 30, 2023 and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No  
10108010-3100 FY2023

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

By:   
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading (W/Ty-y)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: 

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SEM/hh  
Requested: Projects Date: 10/18/2022  
Council Presentation: 10/25/2022  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING AMENDMENT NO. 1  
TO THE CONTRACT WITH ELLIS ARCHITECTS, INC.  
(A20-0188)

WHEREAS, on February 25, 2020, the City entered into a contract with Ellis Architects Inc. in the amount of \$20,000.00 for Professional Consulting and Related Services for Facilities Building Envelope Evaluations; and

WHEREAS, Article III. Compensation of the agreement needs to be amended to reflect an additional amount of \$10,000.00 for a total of \$30,000.00.

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 Ellis Architects, Inc. with a total compensation amount of \$30,000.00; and the City Clerk be, and is, hereby authorized to attest the same.

FUNDING REQUIRED:  Yes  No  
10109042-3100 \_\_\_\_\_

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

By:   
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous (C/W-Y)  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: 

APPROVED AS TO FORM

AD

Prepared By: HE  
Requested: 10/18/2022  
Presentation on: 10/25/2022  
Suspension of Rules: NO

RESOLUTION

AMENDING THE FISCAL YEAR 2023 WATER AND SEWER RESERVE FOR FUTURE IMPROVEMENTS FUND BUDGET  
(AMENDMENT 1 - FY23 WSRFFI BUDGET)  
(A07-0203/A98-0431)

WHEREAS, the Council has determined to re-establish the WSRFFI for Fiscal 2023. 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 Water and Sewer Reserve Fund for Future Improvement (WSRFFI) as encumbered for certain designated public improvement and special projects of the Water and Sewer 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 2023.

That a net total of \$15,754,217 of the City of Tuscaloosa's Water and Sewer Reserve Fund be budgeted and encumbered for Water and Sewer Improvement and special projects or programs of the City of Tuscaloosa.

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, that the Fiscal Year 2023 Water and Sewer Fund Budget of the City of Tuscaloosa be, and the same is hereby, amended as follows:

REVENUES			
PROJECT NAME	CURRENT BUDGET	CHANGE	REVISED BUDGET
Cost Reimbursement	(950,059)	(1,373,300)	(2,323,360)
NET REVENUES		<u>(1,373,300)</u>	

EXPENSES			
PROJECT NAME	CURRENT BUDGET	CHANGE	REVISED BUDGET
Campus Area Water	410,191	1,373,300	1,783,491
NET EXPENDITURES		<u>1,373,300</u>	
NET CHANGE		<u>-</u>	

FUNDING REQUIRED: Yes  No   
Fund 612 (Water & Sewer RFFI)

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

By: Carly Standley  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2nd Reading (B/W-Y)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

[Signature]

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: OT/hh

Requested: Finance Date: 10/25/2022

Council Presentation: 10/25/2022

Suspension of Rules: No

**RESOLUTION**

**RESOLUTION AUTHORIZING AGENCY FUNDING AGREEMENT  
FOR ELEVATE ATHLETIC EXCELLENCE FUND  
(A22-0995)**

BE IT RESOLVED by the City Council of the City of Tuscaloosa that the Mayor be, and hereby is, authorized to execute an agency funding agreement with the Tuscaloosa City Board of Education for the Elevate Athletic Excellence Fund for the 2022-2023 academic year, in the amount of \$500,000.00, and that the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No

ELEVATE: FY2022

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

By:

  
Chief Financial Officer

**COUNCIL ACTION**

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Introduced \_\_\_\_\_

Passed 10-25-22

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

Unanimous (TY/W-Y)

Failed \_\_\_\_\_

Tabled \_\_\_\_\_

Amended \_\_\_\_\_

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

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: TDB

Requested: OCA Date: 10/25/22

Presentation on: 10/25/22

Suspension of Rules: No

**RESOLUTION**

**RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DRAW DRAFT FOR THE DOWNS IMPROVEMENTS PROJECT PROPERTY ACQUISITIONS (A20-0982)**

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Chief Financial Officer be, and is hereby, authorized to draw draft to the following for the stated amounts for payment of property acquisitions:

The Downs Improvements Project Property Acquisition Account Number 22817160-19013.

<u>Tracts</u>	<u>Payee</u>	<u>Amount</u>
1	Timothy W. and Aghdas R. Alford	\$8,045.00
3	W.H. Smith, Jr. Company, Inc.	\$3,949.00

FUNDING REQUIRED:  Yes  No

22817160-19013

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

By:   
Finance Director

**COUNCIL ACTION**

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Introduced \_\_\_\_\_

Passed 10-25-22


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

Unanimous (B/L-y)

Failed \_\_\_\_\_

Tabled \_\_\_\_\_

Amended \_\_\_\_\_

Comments: 

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: SEM

Requested By: Projects Date: 10/18/2022

Council Presentation on: 10/25/2022

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING AGREEMENT WITH  
THE TUSCALOOSA COUNTY TAX ASSESSOR'S OFFICE  
FOR GEOSPATIAL DATA AND IMAGERY  
(A22-1241)

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

That the Mayor is authorized execute the 2022-2023 Annual Agreement with the Tuscaloosa County Tax Assessor's Office for usage of the County Tax Assessor's geospatial data and imagery at no cost to the City 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 10-25-22

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

Unanimous (4TY-4)

Failed \_\_\_\_\_

Tabled \_\_\_\_\_

Amended \_\_\_\_\_

Comments: 

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: JPW  
Requested: Admin. Date: 10/18/22  
Council Presentation: 10-25-22  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING CREATION AND IMPLEMENTATION OF CHILDREN'S TOYS FOR  
PARKING TICKETS PROGRAM – TOYS FOR TOTS


(A22-1204)

WHEREAS, the Tuscaloosa City Council recognizes and determines that provision of children's toys for the Toys for Tots program promotes a valid and important public purpose and promotes the prosperity and general welfare of the community; and,

WHEREAS, the Tuscaloosa City Council further determines that accepting children's toys in lieu of monetary payment for the satisfaction of overtime parking tickets serves a valid and important public purpose and promotes the prosperity, contentment, and general welfare of the community.

NOW, THEREFORE, IN CONSIDERATION OF THE ABOVE DETERMINATIONS, THE CITY COUNCIL RESOLVES AS FOLLOWS:

1. That there is hereby created a Children's Toys for Parking Tickets 2022 Program (hereinafter, "the Program"), whereby children's toys may be accepted in lieu of monetary payment for overtime parking citations.
2. That the Program time period shall be from November 7, 2022 until December 5, 2022.
3. That children's toys donated to the Program valued at \$10 or greater shall satisfy one (1) \$18 overtime parking ticket; that children's toys donated to the Program valued at \$20 or greater shall satisfy two (2) \$18 overtime parking tickets; and so on.
4. That City staff is authorized to promulgate and advertise a list of acceptable children's toys and assigned values.
5. That all children's toys received within the established time period shall be donated to the Toys for Tots organization and thereafter distributed at the organization's discretion.

Adopted 10-25-22  
(W/C - Y)  




APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Finance Comte. Date: 10/11/2022  
Presentation on: 10/25/2022  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MAYOR AND POLICE CHIEF TO EXECUTE GRANT PARTICIPATION DOCUMENTS WITH THE SOUTHEAST ALABAMA HIGHWAY SAFETY OFFICE FOR THE COMMUNITY TRAFFIC SAFETY PROGRAM (A22-1211)


BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the City of Tuscaloosa desires to participate in the Southeast Alabama Highway Safety Office (SEAHSO) traffic safety grant to reimburse Tuscaloosa Police Department Overtime for Traffic Enforcement during grant participation for fiscal year 2023 with no matching funds and the Mayor and Police Chief are hereby authorized to execute all necessary grant participation documents with SEAHSO for the traffic safety grant in regards to the Community Traffic Safety Program as an act of, and on behalf of the City of Tuscaloosa.

FUNDING REQUIRED:  Yes  No

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

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

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous (w/c-y)  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: 

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: JPW

Requested: TFR Date: 10/18/2022

Council Presentation on: 10/25/2022

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING MEMORANDUM OF  
UNDERSTANDING WITH HERZING UNIVERSITY  
(A22-1235)

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

The Mayor is authorized to execute a memorandum of understanding with Herzing University to provide Herzing University students clinical experience with Tuscaloosa Fire Rescue Service for their students enrolled in health care programs. The term of this memorandum of understanding shall be for one (1) year from the date of execution, and shall renew automatically for additional one year periods, until either party notifies the other party in writing of its intent not to renew, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No

COUNCIL ACTION

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

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading (W/L-y)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments:

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

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: CWE  
Requested by: Projects Date: 10/18/22  
Presentation on: 10/25/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A RIGHT-OF-WAY  
PERMIT TO KNIGHT SIGN INDUSTRIES, INC.  
(A22-1245)

WHEREAS, Knight Sign Industries, Inc. on behalf of Elevation Boudoir, has requested a right-of-way use permit for a blade sign in the public right of way at 2318 University Boulevard, Tuscaloosa, Alabama and,

WHEREAS, the City Council of Tuscaloosa is willing to grant permission to Knight Sign Industries, Inc. for a blade sign located in the public right of way of 2318 University Boulevard, 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 Knight Sign Industries, Inc. for a blade sign located in the right-of-way at 2318 University Boulevard, Tuscaloosa, Alabama as described in said permit; and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No

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

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

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22 \_\_\_\_\_  
2<sup>nd</sup> Reading (C/W-Y) \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments:  \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: OT/hh

Requested: Projects Date: 10/18/2022

Council Presentation: 10/25/2022

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS AND RELATED DOCUMENTS FOR  
THE UNITY FEST 2023 EVENT  
(A22-1206)

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


That the Director of Arts & Entertainment is hereby authorized to execute Agreements and related documents for the Unity Fest 2023 Event, provided that the contract amounts are within budget, the services provided are compliant with Alabama Bid Law, and the Agreements and related documents are administratively approved by the City Attorney, 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

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

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

**COUNCIL ACTION**

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading (L/C-y)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: 

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: OT/LH

Requested: CD CMTE Date: 10/18/22

Council Presentation: 10/25/22

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING EXECUTION OF GRANT AGREEMENTS FOR THE CITY'S PROGRAM  
YEAR 2022 COMMUNITY BLOCK GRANT PROGRAM (CDBG) AND HOME INVESTMENT  
PARTNERSHIPS PROGRAM (HOME)  
(A22-1223)

WHEREAS, the Housing and Community Development Act of 1974, as amended, requires that the City prepare and submit to HUD each year a one-year Action Plan that identifies and describes activities that the City intends to undertake with Community Development Block Grant (CDBG) funds, HOME grant funds and other federal funds; and

WHEREAS, the City's Action Plan for the 2022 Program Year has been approved by HUD to include \$816,363.00 in CDBG funds and \$649,499.42 in HOME funds.

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

That the Mayor be, and he is hereby authorized to execute the grant agreements and all certifications and other documents required in relation to the implementation and administration of the City's 2022 CDBG and HOME programs.

FUNDING REQUIRED:  Yes  No

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

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

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading (L/W-y)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments:

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: OT/LH

Requested: CD CMTE Date: 10/18/22

Council Presentation: 10/25/22

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CERTIFICATION (HUD FORM-50077-SL) FOR THE TUSCALOOSA HOUSING AUTHORITY IN REGARDS TO THE CONSISTENCY OF THE PUBLIC HOUSING AUTHORITY PLAN WITH THE CONSOLIDATED PLAN OR STATE CONSOLIDATED PLAN AND THE ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE (A22-1236)

WHEREAS, The Tuscaloosa Housing Authority has provided the City of Tuscaloosa a copy of its streamlined FY 2023 Annual PHA Plan and,

WHEREAS, the Tuscaloosa Housing Authority PHA Plan is consistent with the City of Tuscaloosa Consolidated Plan and the Analysis of Impediments.

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

That the Mayor be, and is hereby, authorized to execute a certification by and as an act for and on behalf of the City of Tuscaloosa to the U.S. Department of Housing and Urban Development Office of Public and Indian Housing certifying that the 5-year PHA Plan and/or Annual PHA Plan of the Tuscaloosa Housing Authority is consistent with the Consolidated Plan and the Analysis of Impediments to the Fair Housing Choice of the City of Tuscaloosa pursuant to 24 CFR Part 91.

FUNDING REQUIRED:  Yes  No

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

By: \_\_\_\_\_

Chief Financial Officer

**COUNCIL ACTION**

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Introduced \_\_\_\_\_

Passed 10-25-22

2<sup>nd</sup> Reading (W/L-y)

Unanimous \_\_\_\_\_

Failed \_\_\_\_\_

Tabled \_\_\_\_\_

Amended \_\_\_\_\_

Comments:

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: OT/LH

Requested: CD CMTE Date: 10/18/22

Council Presentation: 10/25/22

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING EXECUTION OF SUBRECIPIENT AGREEMENTS AND MEMORANDUM OF UNDERSTANDING FOR THE CITY'S 2022 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND HOME INVESTMENT PARTNERSHIPS PROGRAM  
(A22-1224)

WHEREAS, the City Council has appropriated 2022 Community Development Block Grant (CDBG) funds to the following agencies to undertake the following activities:

- (1) \$25,000.00 to Big Brothers Big Sisters for the Community Mentoring Program;
- (2) \$22,454.45 to COT – Community and Neighborhood Services for Comprehensive Housing Counseling;
- (3) \$25,000.00 to Temporary Emergency Services for Street Outreach;
- (4) \$25,000.00 to Boys & Girls Club of West AL for the After School and Summer Programs;
- (5) \$25,000.00 to Legal Services of Alabama for the Tuscaloosa Homeless Prevention Program;
- (6) \$100,000.00 to Habitat for Humanity for the Critical Home Repair/ Rehabilitation Program;
- (7) \$329,302.95 to the Tuscaloosa Housing Authority for Springer Estates Infrastructure;
- (8) \$101,333.00 for Section 108 Loan Principal & Interest Repayment; and
- (9) \$163,272.60 for CDBG Program Administration & Comprehensive Planning.

WHEREAS, the City Council has appropriated 2022 Home Investment Partnership Program (HOME) funds to the following agencies to undertake the following activities:

- (1) \$25,927.60 for CHDO Operating Costs to Habitat for Humanity;
- (2) \$271,716.62 to Habitat for Humanity for Affordable Housing;
- (3) \$300,000.00 to Tuscaloosa Housing Authority for Construction of Affordable Housing;
- (4) \$51,855.20 for HOME Program Administration.

WHEREAS, agreements have been prepared for the above-reference activities and will be reviewed for final approval by the Office of City Attorney;

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


That the Mayor be, and he is hereby authorized, for and as an act of the City, to enter into contract agreements or memorandum of understanding with the above referenced agencies for the operation of said programs in the amounts stated above, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No

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

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

**COUNCIL ACTION**

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading (W/C-y)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: 



APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 10/17/2022

Council Presentation on: 10/25/2022

Suspension of Rules: No

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

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1487

(Approx. 8.94 acres located at 6301 31<sup>st</sup> Street—Trademark Investments, LLC)  
(22-0369/Z-26-22)  
(R-2 and R-3 to ML)

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

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

**PARCEL "E" (R-2 to ML)**  
(Hendrix Family Investments, LLC)

A part of the Northeast 1/4 of the Northeast 1/4 of Section 31, Township 21 South, Range 10 West  
Tuscaloosa County, Alabama

A part of the Northeast 1/4 of the Northeast 1/4 of Section 31, Township 21 South, Range 10 West, in Tuscaloosa County, Alabama, said parcel being more particularly described as follows:

As a Point of Commencement, start at an iron pipe found marking the Southwest corner of the Northeast 1/4 of the Northeast 1/4 of Section 31, Township 21 South, Range 10 West, in Tuscaloosa County, Alabama; thence run in a Easterly direction and along the South boundary of the Northeast 1/4 of the Northeast 1/4 of said Section 31 for a distance of 345.18' to a capped rebar found, said point being the POINT OF BEGINNING of the parcel herein described; thence continue in a Easterly direction and along the South boundary of the Northeast 1/4 of the Northeast 1/4 of said Section 31 for a distance of 280.86' to a capped rebar found on the West right-of-way of Joe Mallisham Parkway, said road having a 120'right-of-way; thence with an interior angle of 89°18'10" to the right, departing from the South boundary of the Northeast 1/4 of the Northeast 1/4 of said Section 31, run in a Northerly direction along said Western right-of-

way of Joe Mallisham Parkway for a distance of 560.45' to a capped rebar found on the West right-of-way of said Joe Mallisham Parkway; thence with an interior angle of  $136^{\circ}15'21''$  to the right, run in an Northeasterly direction for a distance of 73.14' to a concrete monument found on the South right-of-way of 31<sup>st</sup> Street, said road having a 50' right-of-way; thence with an interior angle of  $137^{\circ}06'55''$  to the right, run in a Westerly direction and along said Southern right-of-way of 31<sup>st</sup> Street for a distance of 229.74' to a capped rebar found on said South right-of-way of 31<sup>st</sup> Street; thence with an interior angle of  $86^{\circ}42'52''$  to the right, departing from said South right-of-way of 31<sup>st</sup> Street, run in a Southerly direction for a distance of 623.38' to the POINT OF BEGINNING, at which point the interior angle of closure is  $90^{\circ}36'42''$ ; said parcel containing 3.94 acres, more or less.

**Parcel "W" (R-3 to ML)**  
(Richard R. Cox)

A part of the Northeast 1/4 of the Northeast 1/4 of Section 31, Township 21 South, Range 10 West  
Tuscaloosa County, Alabama

A part of the Northeast 1/4 of the Northeast 1/4 of Section 31, Township 21 South, Range 10 West, in Tuscaloosa County, Alabama, said parcel being more particularly described as follows:

As a POINT OF BEGINNING, start at an iron pipe found marking the Southwest corner of the Northeast 1/4 of the Northeast 1/4 of Section 31, Township 21 South, Range 10 West, in Tuscaloosa County, Alabama; thence run in a Easterly direction along the Southern boundary of the Northeast 1/4 of the Northeast 1/4 of said Section 31 for a distance of 345.18' to a capped rebar found; thence with an interior angle of  $89^{\circ}25'45''$  to the right, departing from the South boundary of the Northeast 1/4 of the Northeast 1/4 of said Section 31, run in a Northerly direction for a distance of 623.38' to a capped rebar found on the South right-of-way of 31<sup>st</sup> Street, said road having a 50' right-of-way; thence with an interior angle of  $93^{\circ}12'22''$  to the right, run in a Westerly direction along said Southern right-of-way of 31<sup>st</sup> Street for a distance of 345.68' to a capped rebar set on said Southern right-of-way of 31<sup>st</sup> Street; thence with an interior angle of  $87^{\circ}47'46''$  to the right, departing from said Southern right-of-way of 31<sup>st</sup> Street, run in a Southerly direction for a distance of 639.28' to the POINT OF BEGINNING, at which point the interior angle of closure is  $90^{\circ}34'07''$ ; said parcel containing 5.00 acres, more or less.

The above referenced property is presently zoning Residential District (R-2) and Residential District (R-3) to be zoned Light Industrial District (ML).

DESCRIPTION APPROVED BY:

*Zach Ponds*

OFFICE OF URBAN DEVELOPMENT

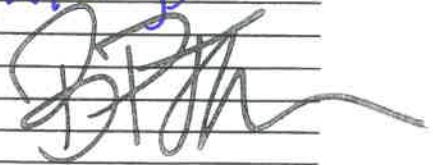
FUNDING REQUIRED:  Yes  No

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
By: \_\_\_\_\_

Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced 10-25-22  
Passed (W/L-4)  
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: 07/18/2022

Council Presentation on: 08/23/2022

Suspension of Rules: No

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

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1488

(Approx. 3.88 acres located at 3614 68<sup>th</sup> Avenue from BN to R-3 and  
approx. 7.32 acres at 3614 68<sup>th</sup> Avenue from R-2 to R-3—Tom Sims)  
(A22-0370/Z-28-22)

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

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

**PARCEL ONE (BN to R-3)**

Beginning at a capped rebar at the southwest corner of Lot 143, according to the map of Royal Pines as recorded in Plat Book 14 at Page 147 in the Probate Office of Tuscaloosa County, Alabama; thence run S 55°36'05" E for 208.97 feet to the southeast corner of Lot 142 of said Royal Pines; thence run S 34°20'04" W for 359.89 feet to a point; thence run S 3°36'27" W for 236.46 feet to the north right-of-way of Johnson Road; thence run N 86°23'33" W for 382.34 feet along said north right-of-way to the east right-of-way of Sanders Ferry Road; thence run N 34°14'58" E for 758.75 feet along said east right-of-way to the Point of Beginning. Said described property contains 3.72 acres, more or less, and lies in the S1/2 of the NW1/4 of Section 31, Township 21 South, Range 10 West, Tuscaloosa County, Alabama.

**PARCEL TWO (R-2 to R-3)**

Beginning at an iron pipe at the northwest corner of Lot 133, according to the Resurvey on a Portion of Royal Pines and Royal Pines No. 2 as recorded in Plat Book 15 at Page 75 in the Probate Office of Tuscaloosa County, Alabama; thence run S 3°36'27" W for 110.22 feet along the west line of said Lot 132 to a set capped rebar on the north right-of-way of Johnson Road; thence run N 86°23'33" W for 279.58 feet along said north right-of-way to a point; thence run N 3°36'27" E for 236.46 feet to a point; thence run N 34°20'04" E for 359.89 feet to an iron pipe; thence run S 55°36'05" E for 125.79 feet to an iron pipe; thence run S

86°03'29" E for 58.14 feet to an iron pipe; thence run S 55°37'23" E for 119.17 feet to an iron pipe; thence run S 85°59'23" E for 511.04 feet to a set capped rebar on the west right-of-way of 68<sup>th</sup> Avenue; ; thence run S 3°36'27" W for 306.33 feet along said west right-of-way to an iron pipe; thence run N 86°23'33" W for 683.92 feet to the Point of Beginning. Said described property contains 7.80 acres, more or less, and lies in the S1/2 of the NW1/4 of Section 31, Township 21 South, Range 10 West, Tuscaloosa County, Alabama.

The above referenced property presently zoned Neighborhood Commercial District (BN) and Residential District (R-2) to be zoned Residential District (R-3).

DESCRIPTION APPROVED BY:

*Zach Ponds*

OFFICE OF URBAN DEVELOPMENT

FUNDING REQUIRED:  Yes  No

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

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

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced 10-25-22  
Passed (W/TY-y)  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

*[Handwritten signature]*

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SBH/cr  
Requested: OCA Date: 10/25/22  
Council Presentation: 10/25/22  
Suspension of Rules: NO

ORDINANCE NO. 9291

AN ORDINANCE AMENDING SECTION 2-103(a)(1) OF THE CODE OF TUSCALOOSA  
(A22-1237)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA:

That Section 2-103(a)(1) of the Code of Tuscaloosa be amended to read as follows:

**"Sec. 2-103 – Public safety service fees.**

- (a) There shall be levied a public safety event fee at any event where alcohol is sold in the following amounts:
  - (1) One dollar (\$1.00) per ticket sold at any event with the capacity of **one thousand five hundred (1,500)** to nineteen thousand nine hundred ninety-nine (19,999) people."

FUNDING REQUIRED:  Yes  No

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

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

COUNCIL ACTION

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



Adopted 10-25-22  
(Intro: W/L; unanimous W/Ty)  
-y -y

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: ABP  
Requested: FC 10/18/2022  
Presentation on: 10/25/2022  
Suspension of Rules: NO

ORDINANCE NO. 9292

AMENDING THE 2023 ELEVATE TUSCALOOSA FUND BUDGET  
AMENDMENT 1  
(A22-1038)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, that the Elevate Tuscaloosa Fund of the City of Tuscaloosa be, and the same is hereby, amended as follows:

EXPENDITURES		
Category	Current Life Budget	Amended Life Budget
TCS Athletic Excellence Fund	\$0	\$500,000
ETF – Contingency	\$2,312,896	\$1,812,896
<b>Net Expenditures</b>		<b>\$0</b>

FUNDING REQUIRED:  Yes  No  
Elevate Tuscaloosa Fund \_\_\_\_\_

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

By: Carly Standridge  
Chief Financial Officer



COUNCIL ACTION

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

Adopted 10-25-22  
(Intro: Ty/L-y ; unanimous: Ty/L-y)

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW III/rd  
Requested: Planning Com/UD Date: 10-17-2022  
Council Presentation on: 10/25/2022  
Suspension of Rules: No

RESOLUTION

RESOLUTION FIXING DAY FOR PUBLIC HEARING TO CONSIDER ADOPTION OF  
AMENDMENT TO THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1487  
(Approx. 8.94 acres located at 6301 31<sup>st</sup> Street—Trademark Investments, LLC)  
(22-0369/Z-26-22)  
(R-2 and R-3 to ML)

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, November 22, 2022 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.1487 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.

FUNDING REQUIRED: Yes No

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

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

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22  
2<sup>nd</sup> Reading (LW-y)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: 



APPROVED AS TO FORM

Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 10-17-2022

Council Presentation on: 10/25/2022

Suspension of Rules: No

RESOLUTION

RESOLUTION FIXING DAY FOR PUBLIC HEARING TO CONSIDER ADOPTION OF AMENDMENT TO THE ZONING ORDINANCE OF TUSCALOOSA AMENDMENT NO. 1488

(Approx.3.88 acres located at 3614 68<sup>th</sup> Avenue from BN to R-3 and Approx. 7.32 acres at 3614 68<sup>th</sup> Avenue from R-2 to R-3—Tom Sims) (A22-0370/Z-28-22)

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, November 22, 2022 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.1488 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.

FUNDING REQUIRED: Yes No

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

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

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed 10-25-22 \_\_\_\_\_  
2<sup>nd</sup> Reading (W/H-y) \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd  
Requested: UD/Planning Com Date: 10/17/2022  
Council Presentation: 10-25-2022  
Suspension of Rules: No

RESOLUTION

RESOLUTION SETTING A DATE FOR A HEARING TO  
CONSIDER APPROVAL OF ROYAL PINES SUBDIVISION—PHASE IV  
A PLANNED UNIT DEVELOPMENT  
(P-09-22/22-0371)

WHEREAS, in accordance with Section 24-163 of the Code of Tuscaloosa, the Planning Commission has conducted a public hearing on the approval of a Planned Unit Development of approximately 11.2 acres located at 3614 68<sup>th</sup> Avenue as shown on the Royal Pines Phase IV dens Master Plan with the following conditions:

1. Comply with all specifications outlined in the “Narrative” submitted to the Planning Commission, building in compliance with renderings, elevations and preliminary plat submitted to the Planning Commission and compliance with all conditions in report of Planning Commission to Council.
2. Modern styles and construction will be on 50 lots with brick and stone (masonry) fronts with complementing vinyl or cementitious siding. One and two-story construction may be used with consideration to the existing houses in the other Royal Pines phases. High-pitched asphalt shingle roofs with hips and gables in pleasing and consistent color schemes are planned as the houses are mainly along a long single street. Enclosed garages would be planned for each home. Concrete driveways will give access, and provide extra parking off-street. The proposed homes will be approximately 1,500 -2,200 square feet with three- and four-bedroom layouts.
3. An open space lot is reserved for an HOA-controlled park and green space. Commercial playground equipment of swings, slides, etc. will be given space on the grassed lot. Additionally, a pavilion space of a simple shelter and picnic tables will be available to the neighborhood. This space may have the opportunity for additional drainage management techniques. Engineering is being studied on helpful methods. All parties involved are keenly aware of drainage issues in previous Phases and plan to use all opportune remedies to avoid any issues going forward.
4. Fire Department access is provided with entrances from Sanders Ferry Road, Johnson Road, and 68<sup>th</sup> Avenue. There are three separate entrances. No turnaround maneuvers will be required by trucks and large vehicles.

5. Landscaping beside the park area will be grass and evergreen shrubbery at the multiple entrances, around neighborhood signage, and in front of detention areas. On the Southeast corner, a 34,760 SF detention pond will be engineered to handle the stormwater runoff from the subdivision to alleviate flooding issues. This phase is "downstream" of the existing homes in Royal Pines and will have no negative impact. It will be fenced and landscaped to beautify the view from the nearest homes. It will be maintained by the HOA. Each home will be landscaped by a professional designer and installer.

WHEREAS, the Planning and Zoning Commission held a public hearing at its regular meeting on October 17, 2022 and recommended to the City Council of Tuscaloosa that it grant tentative approval of said Planned Unit Development; and

WHEREAS, a written report of the Planning Commission has been received by the City Council, pertaining to the desirability of the proposed PUD, and recommending tentative approval of the same.

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

1. That a public hearing be conducted at 6:00 o'clock, P.M., in the Council Chamber of City Hall, on Tuesday, the 22nd day of November, 2022, for the purpose of determining whether or not tentative approval of said application should be granted by the Council.


2. That the City Clerk publish a Notice of said public hearing at least one time in *The Tuscaloosa News*, a newspaper of general circulation in the City of Tuscaloosa, not less than seven (7) days prior to the date of said hearing.

FUNDING REQUIRED:  Yes  No

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

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

COUNCIL ACTION

Resolution \_\_\_\_\_  
 Ordinance \_\_\_\_\_  
 Introduced \_\_\_\_\_  
 Passed 10-25-22 \_\_\_\_\_  
 2<sup>nd</sup> Reading (Ty/W-y) \_\_\_\_\_  
 Unanimous \_\_\_\_\_  
 Failed \_\_\_\_\_  
 Tabled \_\_\_\_\_  
 Amended \_\_\_\_\_  
 Comments:  \_\_\_\_\_

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT OF BILLS

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

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

CEV Tuscaloosa \$714.86  
*Final bill water refund for October 2022.*

August Professional Services \$1,984.50  
*Refund for sewer tapping fee (account # 101-2-5-509).*

Travel and Training Settlements

Taylor Sloan (TPD) \$89.01  
*Fuel expense reimbursement for Street Smart Cop/Pro-Active  
Patrol Tactics training*

*Adopted 10-25-22  
(B/Ty-y)*



TOTAL: \$2,788.37  
Prepared: Assistant City Clerk  
Requested: Accounting & Finance  
Agenda: 10/25/2022

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