

TUSCALOOSA CITY COUNCIL MEETING SYNOPSIS

Tuesday, April 4, 2023

CONVENED: 6:00 p.m.

MEMBERS PRESENT

Mayor Walt Maddox

President Pro Tem Tyner

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

ABSENT

BUSINESS CONDUCTED: All votes are unanimous unless otherwise indicated.

Approved minutes of previous meeting (Ty/L)

PROCLAMATIONS AND STATEMENTS BY MAYOR AND COUNCIL

AGENDA ITEM COMMENTS BY CITIZENS

UNFINISHED BUSINESS

Tabled for thirty (30) days the demolition of the structure(s) at 932-934 39th Avenue East. **(tabled on 01-31-23, 11-01-2022 and 08-30-2022) (Ty/C; Barry Junkin with UD—Inspections gave a departmental report. Mr. Junkin recommended to table the demolition for thirty (30) days. The property owner was not present to answer questions from the Council. No one else spoke in favor of or in opposition to the demolition). This item will next be heard on May 9, 2023.**

CONSENT AGENDA

PUBLIC HEARINGS

Adopted Ordinance No. 9365 adopting Zoning Amendment No. 1508 rezoning approximately 1.15 acres located at 1717 18th Place and 1805 Queen City Avenue from R-3 to BN (OCA 23-0238/Z-06-23; Davey Bishop) **(introduced 2-28-23) (W/L; Zach Ponds with UD—Planning gave a departmental report. The applicant's representative was present to answer questions from the Council. No one else spoke in favor of or in opposition to the application).**

Adopted Ordinance No. 9366 adopting Zoning Amendment No. 1509 rezoning approximately 15.4 acres located at and around 3101 Martin Luther King Jr. Boulevard from MG and R-3 to I (OCA 23-0243/Z-04-23; City of Tuscaloosa) **(introduced 2-28-23) (L/W; Zach Ponds with UD—Planning gave a departmental report. The applicant was present to answer questions from the Council. No one else spoke in favor of or in opposition to the application).**

RESOLUTIONS AND ORDINANCES NOT OF A GENERAL NATURE OR PERMANENT OPERATION

Concurred with the appointment of Bryan Gurney as Acting City Engineer (OCA-23-0409). **(W/L)**

Authorized the Mayor to sign a letter of support for the University of Alabama application for the FTA/USDOT FY 23 low or no emissions bus grant (OCA-23-0411). **(W/L)**

Authorized acquisition by condemnation proceedings of permanent easements or rights of way for public streets and utilities for the Juanita Drive Phase II improvements project (A20-0095/OCA-23-0319). **(H/L)**

Authorized the Chief of Police to execute a memorandum of understanding between the Tuscaloosa Police Department and the United States Drug Enforcement Administration (OCA-23-0261). **(Ty/B)**

Authorized the Chief of Police to execute a memorandum of understanding between the Tuscaloosa Police Department and the Tuscaloosa City Schools for school resources officers (OCA-23-0352). **(C/W)**

Authorized execution of an agreement with the Alabama Department of Economic and Community Affairs for the program year 2022 Emergency Solutions Grants program (OCA-23-0410). **(W/H)**

Authorized execution of agency funding agreements for the City's 2022 Emergency Solutions Grant program through the Alabama Department of Economic and Community Affairs (OCA-23-0404). **(H/C)**

Authorized the Budget for the State Revolving Loan Fund – 2023 Clean Water (OCA-23-0417). **(B/W)**

Authorized the Budget for the State Revolving Loan Fund – 2023 Drinking Water (OCA-23-0416). **(B/W)**

Authorized a disbursement from the District 2 Improvements for the West Alabama Multicultural Alliance; total: \$872.00 (OCA-23-0385). **(W/H)**

Authorized a minor public works contract with Alabama Stage Productions, Inc.; total: \$3,741.64 (OCA-23-0392). **(W/H)**

Authorized execution of a statement of work with Paymentus Corporation; total: \$4,275.00 (OCA-23-0400). **(W/C)**

Authorized a contract with Cypress Creek Landfill, LLC (A22-1439). **(Ty/B)**

ORDINANCES AND RESOLUTIONS OF A GENERAL NATURE OR PERMANENT OPERATION

FOR INTRODUCTION

Introduced Zoning Amendment No. 1511 rezoning approximately 2.24 acres located at 3501 McFarland Blvd. East from BH to RMF-2 (OCA 23-0412/Z-08-23; ARAS Group, LLC). **(W/L)**

Adopted Ordinance No. 9367 appointing voting delegates for the Alabama Municipal Insurance Corporation Annual Membership. **(intro: B/L; unanimous: C/W)**

Adopted Ordinance No. 9368 authorizing Amendment No. 11 to the Fiscal Year 2023 General Fund Budget (A22-1037). **(intro: L/W; unanimous: Ty/H)**

FOR ADOPTION

Set April 18th as the date for a hearing to consider approval of a conditional use for Black Warrior Burgers, LLC d/b/a Grandstand located at 2209 4th Street as a gastropub (OCA-23-0381). **(C/W, B - No)**

Set May 9th as the date for a public hearing to consider adoption of Zoning Amendment No. 1511 (OCA 23-0412/Z-08-23; ARAS Group, LLC). **(W/L)**

AUDITING ACCOUNTS

OTHER MATTERS BROUGHT BEFORE THE COUNCIL

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 6:11 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 ORDERING DEMOLITION OF
THE STRUCTURE(S) AT 932-934 39th AVENUE EAST


WHEREAS, pursuant to Ala. Code Section 11-53B-1 et seq. (1975), the appropriate municipal official of the City of Tuscaloosa has found that the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 932-934 39th Avenue East is unsafe to the extent that it is a public nuisance; and,

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

WHEREAS, on the 30th day of August, 2022, the City Council of Tuscaloosa held a public hearing, at which time the Chief Building Official of the Urban Development-Building Inspections Department for the City of Tuscaloosa appeared and set forth reasons for his findings.

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

1. That the City Council of Tuscaloosa finds the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa 932-934 39th Avenue East unsafe to the extent that it is a public nuisance; and,
2. That the aforementioned building, structure, part of the building or structure, party wall, or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Ala. Code Section 11-53B-1 et seq. (1975), such action being an exercise of the City's police and/or regulatory powers.

Tabled for 30
days on 4-4-23; Item
will be heard on 5-9-23
(Ty LC-y)

City Clerk

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

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF
THE STRUCTURE(S) AT 932-934 39th AVENUE EAST

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


WHEREAS, on the 30th day of August, 2022, the City Council of Tuscaloosa held a public hearing, at which time the Chief Building Official of the Urban Development-Building Inspections Department for the City of Tuscaloosa appeared and set forth reasons for his findings.

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

1. That the City Council of Tuscaloosa finds the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa 932-934 39th Avenue East unsafe to the extent that it is a public nuisance; and,
2. That the aforementioned building, structure, part of the building or structure, party wall, or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Ala. Code Section 11-53B-1 et seq. (1975), such action being an exercise of the City's police and/or regulatory powers.

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


City Clerk

Tabled for 60
days on 1/31/23
(Ty/H-y)

City Clerk
(4/4/23)

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


City Clerk

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 02/20/2023

Council Presentation on: 02/28/2023

Suspension of Rules: No

ORDINANCE NO. 9365

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA
AMENDMENT NO. 1508

(Approx. 1.15 acres located at 1717 18th Place and
1805 Queen City Avenue—Petitioner: Davey Bishop)
(R-3 to BN)
(OCA-23-0238/Z-06-23)

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

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

Lots 10, 11, 12, 13, 14, 15, and 16 Block 2 Ormond's Addition, a map or plat of which is recorded in Plat Book 1, at Page 166 in the Probate Office of Tuscaloosa County, Alabama.

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

DESCRIPTION APPROVED BY:

Zach Ponds

OFFICE OF URBAN DEVELOPMENT

FUNDING REQUIRED: Yes No

By: _____

Chief Financial Officer

COUNCIL ACTION

Resolution introduced: (C/L)
Ordinance 2-28-23
Introduced _____
Passed _____
2nd Reading BPN
Unanimous _____
Failed _____
Tabled City Clerk
Amended _____
Comments: _____

*Adopted
4-4-23
(W/L-Y)
BPN
City Clerk*

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 02/20/2023

Council Presentation on: 02/28/2023

Suspension of Rules: No

ORDINANCE NO. 9366

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA
AMENDMENT NO. 1509

(Approx. 15.4 acres located at and around 3101
Martin Luther King Jr. Boulevard—Petitioner: City of Tuscaloosa)
(MG and R-3 to I)
(OCA-23-0243/Z-04-23)

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

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

PARCEL 1

(Presently zoned R-3 to be zoned I)

A parcel of land, being all of Lots 4 through 22 of Block 1, Kaulton Subdivision, as recorded in the Tuscaloosa County, Alabama Office of Probate in plat book, 7, at page 83, being located in the Northwest quarter of the Northwest quarter of Section 34, Township 21 South, Range 10 West, Tuscaloosa County, Alabama, containing four (4) acres, more or less, and being more particularly described as follows:

As a POINT OF BEGINNING of the herein described parcel, start at the intersection of the East right-of-way of Martin Luther King, Jr. Blvd and the South right-of-way of Ash Street; thence run in a southerly direction and along the East right-of-way of Martin Luther King, Jr. Blvd for a distance of 188 feet, more or less; thence with an interior angle right of $106^{\circ}19'$, run in an easterly direction and along the curving South boundary of said Lots 4 through 22 for a chord distance of 1149 feet, more or less; thence with an interior angle right of $71^{\circ}58'$, run in a northerly direction and along the West right-of-way of 29th Avenue for a distance of 153 feet, more or less, to the South right-of-way of Ash Street; thence with an interior angle right of $109^{\circ}45'$, run in a westerly direction and along the curving South right-of-way of Ash Street for a chord distance of 1,155 feet, more or less, to the POINT OF BEGINNING of the herein described parcel.

PARCEL 2

(Presently zoned MG to be zoned I)

A parcel of land, being part of Block 1, Kaulton Subdivision, as recorded in the Tuscaloosa County, Alabama Office of Probate in plat book, 7, at page 83, and unplatted land, all being located in the Northwest quarter of the Northwest quarter of Section 34, Township 21 South, Range 10 West, Tuscaloosa County, Alabama, containing fifteen (11) acres, more or less, and being more particularly described as follows:

As a POINT OF COMMENCEMENT, start at the intersection of the East right-of-way of Martin Luther King, Jr. Blvd and the South right-of-way of Ash Street; thence run in a southerly direction and along the East right-of-way of Martin Luther King, Jr. Blvd for a distance of 188; more or less, to the POINT OF BEGINNING of the herein described parcel; thence continue in a southerly direction and along the East right-of-way of Martin Luther King, Jr. Blvd for a distance of 915 feet, more or less; thence with an interior angle right of $90^{\circ}28'$, run in an easterly direction and along the boundary of Shelton State Community College property for a distance of 107 feet, more or less; thence with an interior angle right of $88^{\circ}59'$, run in a northerly direction and along the boundary of Shelton State Community College property for a distance of 190 feet, more or less; thence with an interior angle right of $270^{\circ}37'$, run in an easterly direction and along the boundary of Shelton State Community College property for a distance of 623 feet, more or less; thence with an interior angle right of $111^{\circ}20'$, run in a northeasterly direction and along the boundary of Shelton State Community College property for a distance of 274 feet, more or less; thence with an interior angle right of $254^{\circ}27'$, run in an easterly direction and along the boundary of Shelton State Community College property for a distance of 282 feet, more or less; thence with an interior angle right of $82^{\circ}27'$, run in a northerly direction for a distance of 178 feet, more or less, to the Southeast corner of Lot 22 of Block 1 of said Kaulton Subdivision; thence with an interior angle right of $108^{\circ}02'$, run in a westerly direction and along the curving South boundary of Lots 4 through 22 of Block 1 of said Kaulton Subdivision for a chord distance of 1149 feet, more or less, to the POINT OF BEGINNING of the herein described parcel.

The above referenced property is presently zoned General Industrial District (MG) and Residential District (R-3) to be zoned Institutional District (I).

DESCRIPTION APPROVED BY:

Zach Ponds

OFFICE OF URBAN DEVELOPMENT

FUNDING REQUIRED: Yes No

COUNCIL ACTION

By: _____

Chief Financial Officer

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

Adopted 4-4-23
(L/W-Y)

2-28-23
Introduced: (W/L)


City Clerk


City Clerk

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: CHC

Requested: Mayor Date: 4-04-23

Council Presentation: 4-04-2023

Suspension of Rules: No

RESOLUTION

**RESOLUTION CONCURRING WITH THE APPOINTMENT OF
BRYAN GURNEY AS ACTING CITY ENGINEER
(OCA-23-0409)**

WHEREAS, Wendy Shelby, City Engineer, resigned from her position on March 29, 2023 leaving the position vacant.

WHEREAS, the Mayor is authorized to designate the Acting City Engineer with the concurrence of the City Council to function in the capacity as City Engineer until such time as the vacancy is filled.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the Council concurs with the Mayor's designation of Bryan Gurney as acting City Engineer to function in the capacity of the City Engineer until the vacancy is filled.

BE IT FURTHER RESOLVED that the Department Head designation is effective March 30, 2023 to serve until further notice, and step up pay shall be awarded as provided in Section 19-62 (c) of the Code of Tuscaloosa.

FUNDING REQUIRED: Yes No

By: _____

Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

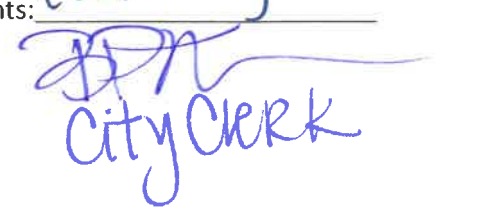
Unanimous _____

Failed _____

Tabled _____

Amended _____

Comments: _____

Adopted 4-4-23
(W/L-4)

City Clerk

APPROVED AS TO FORM

[Signature]
Office of the City Attorney

Prepared By: SBH/cr

Requested: Projects Date: 4/4/23

Council Presentation: 4/4/23

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MAYOR TO SIGN LETTER OF SUPPORT FOR THE UNIVERSITY OF ALABAMA APPLICATION FOR FTA/USDOT FY 2023 LOW OR NO EMISSIONS BUS GRANT PROGRAM (OCA-23-0411)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the Mayor be, and is hereby, authorized to sign a letter of support for the University of Alabama's Application for FTA/USDOT FY 2023 Low or No Emissions Bus Grant Program.

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

Unanimous _____

Failed _____

Tabled _____

Amended _____

Comments: _____

Adopted 4-4-23
(W/L-Y)
[Signature]
City Clerk

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: TDB

Requested: Projects/Date: 3/28/23

Presentation on: 4/4/23

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING ACQUISITION BY CONDEMNATION PROCEEDINGS OF PERMANENT EASEMENTS OR RIGHTS OF WAY FOR PUBLIC STREET AND UTILITIES FOR THE JUANITA DRIVE PHASE II IMPROVEMENTS PROJECT (A20-0095) (OCA-23-0319)

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

SECTION 1. That it is hereby determined and declared by the City Council of Tuscaloosa that it is necessary, useful and expedient to acquire permanent easements or rights of way for public street and utilities the Juanita Drive Phase II Improvements Project, a City of Tuscaloosa Recovery Infrastructure Project, and that such Project be constructed, used, maintained and operated across certain property located within Tuscaloosa County, Alabama; and, to that end, certain tracts of property for all purposes, presently, and from time to time in the future as the City may elect for construction of such Project on, over, across, or through lands as hereinafter described, be acquired by condemnation proceedings pursuant to Section 11-47-170 and Section 11-80-1 of the Code of Alabama (1975); and, that the City Attorney be, and he is hereby, authorized and directed to institute and prosecute to conclusions such condemnation proceedings.

It is further declared that said property herein authorized to be acquired for the construction use, maintenance and operation of the Project and for the uses and purposes herein described, as located on, over, across and through the following described parcel of lands in Tuscaloosa County, Alabama, to-wit:

All identified Tracts of land describing permanent easements or rights of way for public street and utilities for the Juanita Drive Phase II Improvements Project that have not been executed by the respective Tract property owners by April 4, 2023 and/or received by the City.


SECTION 2. That the Mayor be, and he is hereby, authorized to cause to be done any and all things necessary, useful or expedient in carrying into effect all the things herein authorized, directed or provided to be done, and is also authorized to do, or cause to be done, any and all things necessary, useful or expedient to effect the condemnation of said land and other rights as aforesaid; that the said Mayor be, and he is hereby, further authorized to execute all bonds and other papers necessary or useful to be done in such condemnation proceedings and to sign and issue checks for the payment of any and all costs, damages or compensation incurred or fixed in said condemnation proceedings.

STATE OF ALABAMA)
TUSCALOOSA COUNTY)
CITY OF TUSCALOOSA)

I, Brandy Johnson City Clerk of the City of Tuscaloosa, Alabama, hereby certify that the foregoing is a full, true and correct copy of a Resolution duly adopted by the City Council of Tuscaloosa at a regular meeting of said Council held on the 4th day of April 2023, as the same appears and remains of record in the record book in my office wherein are recorded the Minutes of the proceedings of said Council.

IN WITNESS WHEREOF, I have hereunto affixed my signature and the official seal of said City of Tuscaloosa, this the 5th day of April, 2023.






City Clerk

FUNDING REQUIRED: Yes No

By: _____
Finance Director

COUNCIL ACTION

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

Adopted 4-4-23
(H/L-y)

City Clerk

APPROVED AS TO FORM

SV
Office of the City Attorney

Prepared By: KK/cwe

Requested: Public Safety Date: 3/28/23

Council Presentation: 4/04/23

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO EXECUTE MEMORANDUM OF UNDERSTANDING BETWEEN TUSCALOOSA POLICE DEPARTMENT AND THE UNITED STATES DRUG ENFORCEMENT ADMINISTRATION (OCA-23-0261)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Chief of Police be, and is hereby, authorized to execute a Memorandum of Understanding between the Tuscaloosa Police Department and the United States Drug Enforcement Administration for participation in a drug enforcement task force and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced _____

Passed Adopted 4-4-23

2nd Reading _____

Unanimous (TYIB-y)

Failed _____

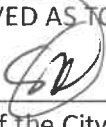
Tabled _____

Amended _____

Comments: BPT

City Clerk

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: KK/ cwe

Requested: Public Safety Date: 3/28/23

Council Presentation: 4/04/23

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO EXECUTE MEMORANDUM OF UNDERSTANDING BETWEEN TUSCALOOSA POLICE DEPARTMENT AND THE TUSCALOOSA CITY SCHOOLS FOR RESOURCE OFFICERS (OCA-23-0352)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Chief of Police be, and is hereby, authorized to execute a Memorandum of Understanding between the Tuscaloosa Police Department and the Tuscaloosa City Schools for School Resource Officers and Auxiliary Resource Officers and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance Adopted 4-4-23

Introduced (C/W-Y)

Passed _____

2nd Reading _____

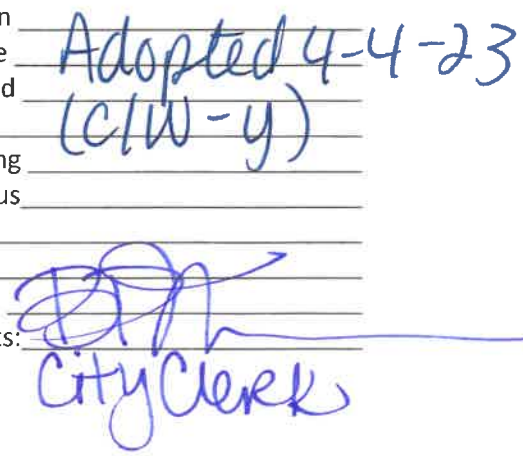
Unanimous _____

Failed _____

Tabled _____


Amended _____

Comments: _____



City Clerk

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: OT/HH

Requested: PROJECTS Date: 04/04/23

Council Presentation: 04/04/23

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE ALABAMA
DEPARTMENT OF ECONOMIC AND COMMUNITY AFFAIRS FOR THE PROGRAM YEAR 2022
EMERGENCY SOLUTIONS GRANTS PROGRAM
(OCA-23-0410)

WHEREAS, the State of Alabama has received funds from the U. S. Department of Housing and Urban Development under the 2022 Emergency Solutions Grant Program to provide assistance for the homeless and to prevent homelessness in all areas within the State of Alabama; and

WHEREAS, the City of Tuscaloosa made application for 2022 Emergency Solutions Grant funds and received approval of the application in the amount of \$100,000.00.

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

1. That the City of Tuscaloosa is hereby authorized to enter into an agreement with the Alabama Department of Economic and Community Affairs in the amount of \$100,000.00 to provide funds for homeless prevention, rapid-rehousing, street outreach, and emergency shelter costs.
2. That the Mayor is authorized to execute all necessary documents for the grant and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No

By: 
Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced Adopted 4-4-23

Passed _____

2nd Reading (W/H-y)

Unanimous _____

Failed _____


Tabled _____

Amended _____

Comments: 

City Clerk

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: OT/HH
Requested: PROJECTS Date: 04/04/23
Council Presentation: 04/04/23
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING THE EXECUTION OF AGENCY FUNDING AGREEMENTS FOR THE CITY'S 2022 EMERGENCY SOLUTIONS GRANT PROGRAM THROUGH THE ALABAMA DEPARTMENT OF ECONOMIC AND COMMUNITY AFFAIRS (OCA-23-0404)

WHEREAS, the State of Alabama has received funds from the U. S. Department of Housing and Urban Development under the 2022 Emergency Solutions Grant Program (ESG) to provide assistance for the homeless and victims of domestic abuse and to prevent homelessness in all areas within the State of Alabama; and

WHEREAS, the City of Tuscaloosa made application for 2022 ESG funds and received approval of the application in the amount of \$100,000.00; and

WHEREAS, the City has appropriated 2022 ESG funds to The Salvation Army in the amount of \$47,000.00 to provide rapid re-housing, homeless prevention and emergency shelter, SAN, Inc. d.b.a. Turning Point in the amount of \$19,000.00 to provide rapid rehousing, homeless prevention and emergency shelter, and Temporary Emergency Services, Inc. in the amount of \$34,000 to provide homeless prevention.

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 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.

ACTIVITIES TO BE FUNDED WITH 2022 EMERGENCY SOLUTIONS GRANT

The Salvation Army - Emergency Shelter, Homeless Prevention, and Rapid Re-Housing	\$ 47,000.00
Temporary Emergency Services, Inc. (TES) – Street Outreach and Homeless Prevention	\$ 34,000.00
SAN, Inc. (d.b.a. Turning Point) – Emergency Shelter, Homeless Prevention, and Rapid Re-Housing	\$ 19,000.00

FUNDING REQUIRED: Yes No
21817350-3682-2022
21817350-3680-2022
21817350-3686-2022

By: Carly Standring
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed Adopted 4-4-23
2nd Reading (H/C-4)
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: [Signature]
City Clerk

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: HE

Requested: FC 03/28/23

Presentation on: 04/04/23

Suspension of Rules: NO

RESOLUTION

**RESOLUTION AUTHORIZING THE BUDGET FOR THE
STATE REVOLVING LOAN FUND – CLEAN WATER (2023)
(OCA-23-0417)**

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that a total of \$7,775,000 of the proceeds from the State Revolving Fund Loan Program, Sewer Public Improvement Projects (CWSRF 2023) are hereby designated for the following described sewer projects of the City of Tuscaloosa in the stated amount per project for expenditure in Fiscal 2023 and subsequent years according to the following schedule unless subsequently amended or repealed as follows:

PROJECT	AMOUNT
Fees – Debt Issues	\$165,293
Mercedes SS Force Main & ARV Ph2	\$2,500,000
LS 3 Motor/Pump Upgrade Ph2	\$5,109,707
TOTAL	\$7,775,000

FUNDING REQUIRED: Yes No

By: Carly Standridge
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance Adopted 4-4-23
Introduced _____
Passed _____
2nd Reading (B/W-y)
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: City Clerk

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: HE

Requested: FC 03/28/23

Presentation on: 04/04/23

Suspension of Rules: NO

RESOLUTION

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

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

PROJECT	AMOUNT
Fees – Debt Issues	\$254,197
Ed Love Raw Water Upgrade Ph1	\$12,000,803
TOTAL	\$12,255,000

FUNDING REQUIRED: Yes No

By: Carly Handley
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance Adopted 4-4-23
Introduced _____
Passed (B/W-y)
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: City Clerk

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SBH/cr
Requested: Finance Date: 3/28/23
Council Presentation: 4/4/23
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING DISBURSEMENT FROM DISTRICT 2 IMPROVEMENT FUNDS FOR THE
WEST ALABAMA MULTICULTURAL ALLIANCE
(OCA-23-0385)

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

That the Councilmember for Tuscaloosa City Council District 2 has requested that the amount of \$872.00 be designated for the West Alabama Multicultural Alliance, from the District 2 Improvement Funds, by, and as an act for, and on behalf of the City of Tuscaloosa.

FUNDING REQUIRED: Yes No
10104050-99902

By: 
Chief Financial Officer

COUNCIL ACTION

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

Adopted 4-4-23
(W/H-Y)


City Clerk

APPROVED AS TO FORM

[Signature]
Office of the City Attorney

Prepared By: OT/hdh
Requested: Projects Date: 04/04/2023
Council Presentation: 04/04/2023
Suspension of Rules: NO

RESOLUTION

**RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH
ALABAMA STAGE PRODUCTIONS, INC.
(OCA-23-0392)**

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

That the Mayor is authorized to execute a minor public works contract in the amount of \$3,741.64 with Alabama Stage Productions, Inc. to replace some acoustical panels on the stage located at the Tuscaloosa Amphitheater 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
10109063-3100

By: *Carly Standridge*
Chief Financial Officer

COUNCIL ACTION

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

Adopted 4-4-23
(W/H-Y)
[Signature]
City Clerk

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: SEM/hh

Requested: Projects Date: 03/28/23

Council Presentation: 04/04/23

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING STATEMENT OF WORK
WITH PAYMENTUS CORPORATION
(OCA-23-0400)

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

That the Mayor is authorized to execute a Statement of Work with Paymentus Corporation in the amount of \$4,275.00 for EMV credit card reader devices and associated integrations 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
60109084-3100 - \$2,375.00
10104030-3170 - \$1,900.00

By: Carly Handig
Chief Financial Officer

COUNCIL ACTION

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

Adopted 4-4-23
(w/c-y)

APPROVED AS TO FORM

[Signature]
Office of the City Attorney

Prepared By: SEM
Requested: Projects Date: 03/28/2023
Council Presentation: 04/04/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING CONTRACT WITH
CYPRESS CREEK LANDFILL, LLC
(A22-1439)

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

That the Mayor is authorized to execute a contract with Cypress Creek Landfill, LLC to provide landfill services to the City, 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
Various Departments
Object: 3195 - Tip Fee

By: [Signature]
Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed Adopted 4-4-23
2nd Reading _____
Unanimous (TY/B-y)
Failed _____
Tabled _____
Amended _____
Comments: [Signature]
City Clerk

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 03/20/2023

Council Presentation on: 04/04/2023

Suspension of Rules: No

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA
AMENDMENT NO. 1511

(Approx. 2.24 acres located at 3501 McFarland Boulevard East—

Petitioner: ARAS Group, LLC)

(BH to RMF-2)

(OCA-23-0412/Z-08-23)

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

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

PARCEL A:

A part of Lot 11 of the Martha Caroline Albright Survey, a plat of which is recorded in Plat Book 6 at Page 9, in the Probate Office of Tuscaloosa County, Alabama; said parcel being more particularly described as follows: Start at the Northeast corner of Lot 11 of said Martha Caroline Albright Survey; thence run in a Westerly direction and along the North boundary of said Lot 11 for a distance of 184.89 feet to a point; thence with a deflection angle of 89°-42' to the left, run in a Southerly direction for distance of 69.38 feet to the point of beginning; thence continue in a Southerly direction and along the same bearing for a distance of 328.26 feet to a point; thence with a deflection angle of 89°-42' to the right, run in a Westerly direction for a distance of 37.89 feet to a point; thence with a deflection angle of 89°-57' to the right, run in a Northerly direction for a distance of 328.26 feet to a point; thence with a deflection angle of 90°-03' to the right, run in an Easterly direction for a distance of 39.90 feet to the point of beginning; said parcel containing 0.29 acres, more or less.

PARCEL B:

A part of Lot 11 of the Martha Caroline Albright Survey, as recorded in Plat Book 6 at Page 9, in the Probate Office of Tuscaloosa County, Alabama, being more particularly described as follows: As a point of beginning, start at the Northeast

corner of Lot 11; thence run in a Westerly direction and along the North boundary of Lot 11 for a distance of 184.89 feet to a point; thence with a deflection angle of 89°-42' to the left, run in a Southerly direction for a distance of 452.76 feet to a point; thence with a deflection angle of 90°-09' to the left, run in an Easterly direction for a distance of 184.89 feet to a point, said point lying on the East boundary of Lot 11; thence with a deflection angle of 89°-51' to the left, run in a Northerly direction and along the East boundary of Lot 11 for a distance of 453.24 feet to the point of beginning; said parcel containing 1.922 acres, more or less.

The above referenced property is presently zoned Highway-Related Commercial District (BH) to be zoned Multi-Family Residential District (RMF-2).

DESCRIPTION APPROVED BY:

Zach Ponds

OFFICE OF URBAN DEVELOPMENT

FUNDING REQUIRED: Yes No

By: _____

Chief Financial Officer

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced Introduced 4-4-23
Passed _____
2nd Reading (w/L-y)
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: [Signature]
City Clerk


ORDINANCE NO. 9367

AN ORDINANCE APPOINTING VOTING DELEGATES
FOR THE ALABAMA MUNICIPAL INSURANCE
CORPORATION ANNUAL MEMBERSHIP MEETING

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

THAT Councilor Raevan Howard be, and she is hereby appointed as the voting delegate to represent the City of Tuscaloosa at the Annual Membership Meeting for the Alabama Municipal Insurance Corporation on May 11, 2023.

WHEREAS, Councilor Matthew Wilson is hereby appointed as first alternate voting delegate, and Councilor John Faile is hereby appointed as second alternate voting delegate. The voting delegate will represent the City of Tuscaloosa at the Annual Membership Meeting for the Alabama Municipal Insurance Corporation on May 11, 2023, in the event Councilor Raevan Howard cannot attend.

Adopted 4-4-23
(intro: B/L
unanimous: C/W)

City Clerk

Requested: City Council
Prepared By: City Clerk
Agenda: April 4, 2023

APPROVED AS TO FORM

[Signature]
Office of the City Attorney

Prepared By: HE

Requested: FC 03/28/23

Presentation on: 04/04/23

Suspension of Rules: NO

ORDINANCE NO. 9368

AMENDING THE FISCAL YEAR 2023 GENERAL FUND BUDGET
(AMENDMENT 11 – FY23 GF BUDGET)
(A22-1037)

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

EXPENDITURE			
Department	Account	Current Budget	Amended Budget
Contingency	Contingency	\$533,830	\$513,230
Traffic	Repairs & Supplies	\$299,738	\$320,338
Net Expenditures			\$0

FUNDING REQUIRED: Yes No
FY23 General Fund

By: Carly Handig
Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced Adopted 4-4-23

Passed _____

2nd Reading (intro: L/W)

Unanimous Unanimous: Ty/H)

Failed _____

Tabled [Signature]

Amended _____

Comments: City Clerk

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III

Requested: UD/Planning Division

Council Presentation: 4/4/23

Suspension of Rules: Yes

RESOLUTION

RESOLUTION SETTING A DATE FOR A HEARING TO CONSIDER APPROVAL OF A CONDITIONAL
USE FOR BLACK WARRIOR BURGERS, LLC D/B/A GRANDSTAND
2209 4TH STREET AS A GASTROPUB
(OCA-23-0381)

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, Black Warrior Burgers has previously applied for a conditional use at this location which was denied, however, Black Warrior Burgers has submitted a new application requesting different conditions upon the subject property; 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).

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 18TH day of April, 2023, for the purpose of determining whether or not a conditional use should be granted for a gastropub for Black Warrior Burgers, LLC d/b/a/ Grandstand located at 2209 4th Street, Tuscaloosa, Alabama.

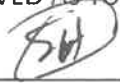
2. That the City Clerk publish a Notice of said public hearing at least one time in *The Tuscaloosa News*, a newspaper of general circulation in the City of Tuscaloosa, not less than seven (7) days prior to the date of said hearing.

Adopted 4-4-23
(C/W-y; B-no)



City Clerk

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 03/20/2023

Council Presentation on: 04/04/2023

Suspension of Rules: No

RESOLUTION

RESOLUTION FIXING DAY FOR PUBLIC HEARING TO CONSIDER ADOPTION OF AMENDMENT TO THE ZONING ORDINANCE OF TUSCALOOSA AMENDMENT NO. 1511

(Approx. 2.24 acres located at 3501 McFarland Boulevard East—

Petitioner: ARAS Group, LLC)

(BH to RMF-2)

(OCA-23-0412/Z-08-23)

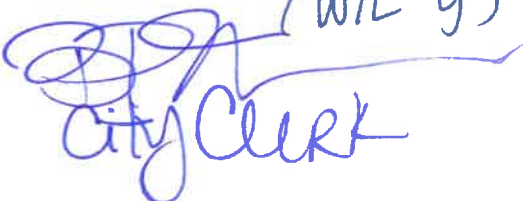
WHEREAS, a certain amendment to the Zoning Ordinance of Tuscaloosa, being an amendment to the Zoning Map and a change in zoning classification, has been prepared in ordinance form, and this day introduced before the City Council; and,

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

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

1. That a public hearing to consider the adoption of said proposed amendment to the Zoning Ordinance of the City of Tuscaloosa be held in the Council Chamber of the City Hall, at 6 o'clock, p.m., on Tuesday, May 9, 2023 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.1511 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.

Adopted 4-4-23
(W/L-y)

City Clerk